

1       The Honorable Board of Lander County Commissioners met in  
2 regular session in the Commission Chambers of the Lander County  
3 Courthouse and Administration Building in Battle Mountain,  
4 Nevada, 50 State Route 305, on January 11, 2018, at 9:00 a.m.  
5 Transcript produced by Tiffany Elkington, C.C.R., #930.  
6

7               **PRESENT: PATSY WAITS, COMMISSIONER**  
8               **SEAN BAKKER, COMMISSIONER**  
9               **ART CLARK III, COMMISSIONER**  
10              **DOUG MILLS, COMMISSIONER**  
11              **JUDIE ALLAN, COMMISSIONER**  
12              **KEITH WESTENGARD, EXECUTIVE DIRECTOR**  
13              **SADIE SULLIVAN, COUNTY CLERK**  
14              **THEODORE HERRERA, DISTRICT ATTORNEY**  
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16  
17       (Let the record reflect the presence of a quorum of five  
18 commissioners. Let the record reflect the presence of Austin  
19 via teleconference.)  
20

21       CHAIRMAN MILLS: Call to order the Lander County Commission  
22 meeting, Town Board of Battle Mountain, and Austin Board of  
23 County Highway Commissioners, January 11, 2018.

24       Please join us in the Pledge of Allegiance.  
25       Art, will you lead us?  
26

27       (Pledge of Allegiance)  
28

29       CHAIRMAN MILLS: Okay. We'd like a moment of silence,  
30 please.  
31

32       (Moment of silence)  
33

34       CHAIRMAN MILLS: Thank you.

35       Lander County Commissioners may break for lunch from 12:00  
36 p.m. to 1:15 p.m.

37       Any agenda item may be taken out of order, may be combined  
38 for consideration by the public body, and items may be pulled or  
39 removed from the agenda at any time.  
40



1     COMMISSIONER REPORTS

2  
3           CHAIRMAN MILLS: Commissioners' reports on meetings,  
4 conferences, and seminars attended.

5           Judie?

6           COMMISSIONER ALLAN: I attended a LEPC meeting Tuesday  
7 night. And it was pretty much just updates and general  
8 discussion.

9           We'll have some information later today before the  
10 commissioners.

11          CHAIRMAN MILLS: Okay.

12          I did go to Lovelock yesterday -- think it was yesterday --  
13 for a state water meeting, as they gave a presentation to the town  
14 of Love- -- of Lovelock.

15          I understand they also did one in Winnemucca that afternoon,  
16 but once was enough. It was -- it was mainly an update on  
17 their -- what -- the information they're getting back from all the  
18 meters on the wells that have been installed all across the -- the  
19 Humboldt River Basin.

20          And probably the most interesting thing that came out of  
21 that was they -- they did tell us that they were very  
22 overappropriated on the water -- on the water rights that are  
23 given out versus how much water there is. They said that the  
24 actual usage of the water is much less than what's appropriated,  
25 which is a good thing.

26          But the -- probably the most interesting thing was they said  
27 that the -- the recharge rate for the water into the system is  
28 actually higher than the usage.

29          So I don't know how they -- I don't know how they explain  
30 that when there's -- you know, Lovelock's not getting any water in  
31 these dry times. It's kind of a strange situation. So we'll see  
32 what comes out of all that in the future.

33          I think that's all I've got.

34          Sean?

35          COMMISSIONER BAKKER: I attended the same meeting and  
36 that's all I have too. So...

37          CHAIRMAN MILLS: Patsy?

38          COMMISSIONER BAKKER: Patsy?

39          COMMISSIONER WAITS: Okay. I have a few to share.

40          CHAIRMAN MILLS: Okay.



1 I'm feeling a little slow today. So I'm sorry.

2 COMMISSIONER WAITS: Well, I was going to say we had  
3 another meeting in Elko if you didn't want to, you know --

4 CHAIRMAN MILLS: Yeah. If you want to --

5 COMMISSIONER WAITS: -- (indiscernible) Winnemucca. Yeah.

6 On December 15th I did have my NACO meeting for last year.

7 Just to remind you all that the legislative conference for  
8 NACO is in Washington, D.C. And I know you get information on it.  
9 It's on March 4th to 7th, which is excellent for any of our --  
10 even staff that -- that often likes to go. But think about that.  
11 It -- it is excellent.

12 We have hired a new deputy director. As you remember, Jeff  
13 Fontaine left. And Dagny stepped in his position. So we finally  
14 have a new one that we'll be getting on the end of this month,  
15 actually, the 29th. And he is a ex-NACO employee from about ten  
16 years ago.

17 CHAIRMAN MILLS: Huh.

18 COMMISSIONER WAITS: And also excellent qualifications.  
19 He's not unfamiliar with the system. He actually lives in  
20 California right now and is going to be transferring. But he --  
21 he also is very heavy in the legislative part and -- and  
22 lobbying and such.

23 So his name is Vinson, V-I-N-S-O-N, Guthreau,  
24 G-U-T-H-R-E-A-U. So we are excited about that, to finally have  
25 some extra help and gearing up for all the different committees  
26 that are meeting this year for the legislature that goes in full  
27 swing next year.

28 Also, the workshop that's coming up for NACO is called  
29 "Where's the Money?" And that's on February 2nd. And you also  
30 get information on that if you would like to attend. It's going  
31 to be excellent, on county tax revenues, which will be very  
32 interesting. So you can also do that telephonically if you'd  
33 like to.

34 On January 4th I had my national committee meeting with  
35 the Justice and Public Safety. And there was a couple things,  
36 of course, we're tracking very, very closely from FEMA to the  
37 flood control and such. But there was one I wanted to share  
38 with you because, right before the legislature ended last year,  
39 the -- the House passed legislation that pr- -- would provide  
40 \$81 billion in additional funding for disaster relief. And



1 that's broken down into a lot of different areas, of course.

2 Naturally, FEMA -- and they're getting a big bulk of it,  
3 27 billion, and emergency management, of course. But anything  
4 with disaster recovery, agriculture recovery, the schools -- some  
5 of military installations have been affected. So it's all broken  
6 down that way on there. They expect a vote by the House by the  
7 end of January on that.

8 We did have our chamber meeting set for the 2nd, but  
9 unfortunately we didn't have a quorum. But we are continuing with  
10 our grant for the cemetery trees. So we're going to be pursuing  
11 that now hopefully to get that right in rather quickly for this  
12 spring.

13 On the 8th of January, we had our Austin Airport Advisory  
14 meeting. We've been working on the -- the flight planning  
15 building, the pilot lounge, and putting in showers and kind of  
16 sectioning off an office section and such. And that's half done  
17 with construction. So we're cool there.

18 We -- we were looking at the alternate on the board again.  
19 But our DA tells me we'll have that as a resolution on the next  
20 agenda. So we'll be able to advertise for our board member to --  
21 to replace as an alternate when Joe Dory isn't there.

22 And the other problem we've been having was the well pump  
23 that I've reported to you. And they finally -- we have our  
24 estimate in and have okayed that with the PO and everything to  
25 start on that. And hopefully that will clear up the well part of  
26 it with the pump.

27 And that's all I have. Thank you.

28 CHAIRMAN MILLS: Thank you.

29 Art?

30 COMMISSIONER CLARK: Good morning. Thank you for being  
31 here. Anything that I have to say, Ken Brown will cover. He's,  
32 by far, the expert for our county. So we'll hear everything  
33 from Ken.

34 CHAIRMAN MILLS: Okay.

35  
36  
37 **STAFF REPORTS**

38  
39 CHAIRMAN MILLS: Staff reports on meetings, conferences,  
40 and seminars attended.



1 KEITH WESTENGARD: I too attended the -- the same water  
2 board meeting. And Commissioner Mills covered it pretty  
3 thoroughly.

4 There's a -- a new virus -- it's called Spectre -- that's  
5 going around.

6 We do have that virus protection available. If you want to  
7 -- we'd like to get it on the desktops, but they're all  
8 password-protected. So if you guys would see Nilla -- or your  
9 laptops -- she's got the device to install it.

10 Next Wednesday, there's the roadside fuel break coordination  
11 meeting with BLM. It's Wednesday the 17th from 1:30 to 4:30 at  
12 the BLM office here in Battle Mountain.

13 COMMISSIONER BAKKER: Ron, you got that?

14 Did you get an invite to that?

15 SHERIFF RON UNGER: No, I did not.

16 COMMISSIONER BAKKER: You want to go?

17 SHERIFF RON UNGER: Sure.

18 COMMISSIONER BAKKER: Okay.

19 KEITH WESTENGARD: Okay. Who -- so, yeah, if you guys  
20 would like to go, let me know.

21 Ron, you want to go?

22 SHERIFF RON UNGER: Yes, I'll go.

23 KEITH WESTENGARD: And anybody else, just let me know.

24 COMMISSIONER CLARK: I think I'll go, Keith.

25 KEITH WESTENGARD: Okay.

26 COMMISSIONER CLARK: That's next Wednesday? What's --

27 KEITH WESTENGARD: Yeah.

28 COMMISSIONER CLARK: -- the date?

29 KEITH WESTENGARD: Wednesday the 17th at 1:30 at the BLM  
30 here in Battle Mountain.

31 COMMISSIONER CLARK: Okay.

32 KEITH WESTENGARD: Let's see.

33 I did send a letter to the governor's office -- we did this  
34 several weeks back -- on energy in protest of the meeting that was  
35 held last week regarding our Ormat tax abatement.

36 Meeting lasted 20 minutes. And they were given their  
37 abatement. I think everybody kind of knew that was coming. They  
38 do get another -- or they did get 55 percent for another 20 years.  
39 And that equates out to anywhere between 900- to 1.4 million per  
40 year of revenue that they're abated to the county.



1 I had an FAA conference call. We're -- we have some issues  
2 with Runway 12-30, 12-30. We're going to try to work through  
3 those to get it back on the list to have it repaired. It's a  
4 several-million-dollar project.

5 So we are working -- working on that. We continue to work on  
6 our Jet A fuel project for Austin. And -- as well as our  
7 self-serve fuel project for Battle Mountain. We've got several  
8 different options.

9 It'll be coming to you for -- to be looked at.

10 That's all I got.

11 CHAIRMAN MILLS: Okay.

12  
13  
14 **PUBLIC COMMENT**

15  
16 CHAIRMAN MILLS: We'll move into public comment for  
17 nonagendized items only.

18 Persons are invited to submit comments in writing and/or  
19 attend and make comments on any nonagenda item at the board  
20 meeting, if any, and discussion of those comments at the  
21 discretion of the board. All public comment be -- may be  
22 limited to three minutes per person, again at the discretion of  
23 the board. Reasonable restrictions may be placed on public  
24 comment based upon time, place, and manner, but public comments  
25 based upon viewpoint may not be restricted.

26 Do we have any public comment?

27 NOLIENA CASTELLANOS: I have a public comment.

28 I had --

29 CHAIRMAN MILLS: If you'll --

30 NOLIENA CASTELLANOS: -- hoped --

31 CHAIRMAN MILLS: -- come --

32 NOLIENA CASTELLANOS: -- it was going to be --

33 CHAIRMAN MILLS: -- move forward --

34 NOLIENA CASTELLANOS: -- an agendized item.

35 Noliene Castellanos.

36 But since it's not, I'll go up here.

37 I'm here on behalf of my son. His personal information  
38 that I have safeguarded his entire life was mistakenly  
39 disseminated to the public, without his consent or knowledge, by  
40 the county.



1 Since this incident has occurred, Lander County has offered  
2 him one year of LifeLock protection, a company that basically  
3 gives you the tools to respond to identity theft.

4 That is a good step but is definitely is not all that can  
5 be done.

6 My son received this offer in a letter sent through the  
7 mail. The letter my son received only stated his SSN was  
8 released. That was only one of the six personal items.

9 The severity of this situation should have been handled in  
10 person, not informally through the postal service.

11 His information that was sent out is what is known as the  
12 keys to kingdom. Anyone can now take over my son's identity.

13 LifeLock's own website states the following:

14 Identity theft can happen for years to come. Data breaches  
15 can expose information that typically doesn't change, like social  
16 security, date of birth, and name. Criminals can use this  
17 information for identity theft long after the breach. Identity  
18 theft is a crime that haunts its victim for a lifetime.

19 Though laws have gotten tougher, they still have a long way  
20 to go in really dealing with the crime as a whole.

21 Once a person is able to get ahold of your personal and  
22 financial information, they can manipulate and use this in  
23 illegal endeavors such as in money laundering, cybercrimes, drug  
24 trafficking, illegal entry to countries, and smuggling illegal  
25 goods.

26 Stolen information can also be used for financial fraud,  
27 such as bank statements, tele- -- telecommunication fraud, tax  
28 rebate fraud, and credit card fraud.

29 You risk being suspected of involvement in crimes because  
30 the perpetrator can be using your identity in their transactions  
31 and documents, which points to you.

32 This makes you a suspect in the crime. And it would even be  
33 hard to prove your innocence with all the evidence leading towards  
34 you.

35 In some cases this could lead to an arrest.

36 LifeLock does not protect a person from criminal crimes  
37 committed in your name. It only alerts to the fact that one may  
38 have occurred. LifeLock does not monitor all transactions at  
39 all businesses. Phone alerts are only made during normal local  
40 business hours. We all know with the technology today



1 information is passed instantly, anytime, day or night.

2 The FBI's website issues the following information: The FBI  
3 is working to address an emerging identity fraud threat, stolen  
4 identity refund fraud. This scheme involves pred- -- or  
5 perpetrators acquiring victims' dates of birth and social  
6 security numbers and then filing fraudulent tax returns using  
7 this information, directing the refunds to prepaid debit cards  
8 or bank accounts under their control.

9 Victims often don't realize that they have been targeted  
10 until they try to file their legitimate tax returns or receive a  
11 tax audit notice in the mail.

12 LifeLock does not protect against this.

13 I feel the people affected by this event should be granted,  
14 for lack of a better term, zero-liability protection from the  
15 county and not just in terms of credit cards but criminal  
16 allegations if they become compromised due to their information  
17 being disseminated to the public.

18 Example, if they are dragged into criminal proceedings due  
19 to this event, the county is liable for attorney fees and all  
20 fees associated with it.

21 Clearly if the person is arrested, there is no fixing the  
22 trauma one goes through in an event such as that. But knowing  
23 they will be supported and someone will be helping them get  
24 through the process will relieve their emotional stress.

25 I further believe each individual that was affected should  
26 be spoken to in person with a genuine apology and honesty to the  
27 victim, not downplaying what was disseminated to the public.

28 COMMISSIONER CLARK: Thank you, Noliene.

29 CHAIRMAN MILLS: Okay. Thank you.

30 Do we have any other public comment?

31 (No comment.)  
32  
33

#### 34 **CONSENT AGENDA**

35  
36 CHAIRMAN MILLS: Okay. We'll move to the consent agenda.

37 All matters listed under the consent agenda are considered  
38 routine and may be acted upon by the Board of County Commissioners  
39 with one action, without extensive discussion. Any member of the  
40 board may -- or any citizen may request that an item be taken from



1 the consent agenda, discussed, and acted upon separately during  
2 the meeting. Consent agenda materials are available at the Lander  
3 County Clerk's Office for viewing, and copies are available for a  
4 nominal charge.

5 One, approval of the January 11, 2018, agenda notice; two,  
6 approval of the Novem- -- November 30, 2017, meeting minutes;  
7 three, approval of December 14, 2017, meeting minutes; four,  
8 approval of the payment of bills; and five, approval of payroll  
9 change requests.

10 COUNTY CLERK SULLIVAN: Do you have Austin on the phone?  
11 One from the state and Austin as well?

12 UNIDENTIFIED PARTICIPANT: Yeah. They're all calling,  
13 saying that they're -- they're all got disconnected.

14 COMMISSIONER BAKKER: Austin?

15  
16 (Reestablishing teleconference.)  
17

18 MITESHELL LANHAM: Hello?

19 COMMISSIONER BAKKER: Miteshell?

20 MITESHELL LANHAM: Yes.

21 COMMISSIONER BAKKER: Let's try this again.

22 MITESHELL LANHAM: Okay.

23 COMMISSIONER BAKKER: Okay.

24  
25 (Reestablishing teleconference.)  
26

27 BATINA: Hello. This is Batina.

28 COMMISSIONER BAKKER: Batina, this is Sean.

29 BATINA: Hi. Hello.

30 Sorry we got disconnected.

31 COMMISSIONER BAKKER: It's all good. Let's try it again.

32 BATINA: Okay. Thank you for accommodating this. I'm  
33 sorry to be a pain.

34 COMMISSIONER BAKKER: You're good. Austin?

35 FRANK WHITMAN: Austin --

36 MITESHELL LANHAM: We're here.

37 FRANK WHITMAN: -- Austin here.

38 COMMISSIONER BAKKER: Okay. Thank you, guys. Sorry.

39 CHAIRMAN MILLS: Okay. So we just read in the consent  
40 agenda, waiting for a motion on that.



1 COMMISSIONER CLARK: I -- I would like to talk about  
2 105344. So can we pull that just for --  
3 COMMISSIONER WAITS: We need to pull that out, then.  
4 COMMISSIONER BAKKER: Hold on. I'll make a motion to  
5 approve January 11, 2018, agenda notice; approval of  
6 November 30th, 2017, meeting minutes. We got approval of  
7 December 14th, 2017, meeting minutes.  
8 CHAIRMAN MILLS: Yeah.  
9 COMMISSIONER BAKKER: And approval of payroll change  
10 requests.  
11 COMMISSIONER WAITS: I'll second that motion.  
12 CHAIRMAN MILLS: Okay. Sean made a motion. Patsy  
13 seconded.  
14 Do we have any public comment?  
15 (No comment.)  
16 CHAIRMAN MILLS: All in favor?  
17 COMMISSIONER BAKKER: Aye.  
18 CHAIRMAN MILLS: Aye.  
19 COMMISSIONER ALLAN: Aye.  
20 COMMISSIONER WAITS: Aye.  
21 COMMISSIONER CLARK: Aye.  
22 CHAIRMAN MILLS: Okay. So payment of bills.  
23 What was that number again, Art?  
24 COMMISSIONER CLARK: 105344. It's to Lander Hardware.  
25 We ready?  
26 CHAIRMAN MILLS: Yeah.  
27 COMMISSIONER WAITS: Uh-huh.  
28 CHAIRMAN MILLS: Go ahead.  
29 COMMISSIONER CLARK: Okay. I just -- the -- the invoice is  
30 for August and we paid it in December. I just wanted to know  
31 why we were -- if we were late on this or what the deal is.  
32 Because we talked about paying, you know, late -- late bills in  
33 the past and --  
34 It's on page 12.  
35 KEITH WESTENGARD: Well --  
36 CYNTHIA BENSON: Right there.  
37 Sandy doesn't send in her stuff.  
38 Sorry. This is Cindy Benson, for the record.  
39 Sandy doesn't send in all of her invoices but once a month.  
40 And she was in the hospital --



1 COMMISSIONER CLARK: Okay.  
2 CYNTHIA BENSON: -- during this time. So I think it was  
3 longer than --  
4 COMMISSIONER CLARK: Yeah. I just --  
5 COMMISSIONER WAITS: So --  
6 COMMISSIONER CLARK: I know we --  
7 COMMISSIONER WAITS: -- we just received the invoice with  
8 everything on it --  
9 CYNTHIA BENSON: Uh-huh.  
10 COMMISSIONER WAITS: -- from August through --  
11 CYNTHIA BENSON: Yeah.  
12 COMMISSIONER WAITS: -- December?  
13 COMMISSIONER CLARK: Okay.  
14 COMMISSIONER WAITS: Thank you.  
15 CHAIRMAN MILLS: Okay. Other questions on that?  
16 COMMISSIONER CLARK: No, that was my only question.  
17 CHAIRMAN MILLS: Okay.  
18 COMMISSIONER BAKKER: I'll make a motion to approve the  
19 payment of the bills.  
20 COMMISSIONER CLARK: Second.  
21 CHAIRMAN MILLS: Okay. Sean made a motion. Art seconded.  
22 Do we have any public comment?  
23 (No comment.)  
24 CHAIRMAN MILLS: All in favor?  
25 COMMISSIONER BAKKER: Aye.  
26 COMMISSIONER ALLAN: Aye.  
27 CHAIRMAN MILLS: Aye.  
28 COMMISSIONER WAITS: Aye.  
29 COMMISSIONER CLARK: Aye.  
30  
31

### 32 COMMISSIONERS

- 33  
34 1) Discussion and possible action to elect a chairperson and  
35 vice chairperson to the Lander County Board of Commissioners  
36 for the 2018 calendar year, and all other matters properly  
37 related thereto.  
38

39 CHAIRMAN MILLS: Item Number 1. Discussion and possible  
40 action to elect a chairman or vice chairman to the Lander County



1 Board of Commissioners for the 2018 calendar year, and all other  
2 matters properly related thereto.

3 COMMISSIONER BAKKER: With that, I'll make a motion to  
4 elect Doug Mills or keep Doug Mills as the chairperson and keep  
5 me, Sean Bakker, as the vice chairperson for the Lander County  
6 Board of Commissioners for 2018 calendar year.

7 COMMISSIONER CLARK: Second.

8 CHAIRMAN MILLS: Okay.

9 Sean made a motion. Art seconded.

10 Do we have any public comment?

11 (No comment.)

12 CHAIRMAN MILLS: All in favor?

13 COMMISSIONER BAKKER: Aye.

14 CHAIRMAN MILLS: Aye.

15 COMMISSIONER CLARK: Aye.

16 COMMISSIONER WAITS: Aye.

17 COMMISSIONER ALLAN: Aye.

18 CHAIRMAN MILLS: Okay. Thank you.

19  
20 2) Discussion and possible action regarding appointment of a  
21 Lander County commissioner(s) to the following various 2018  
22 advisory boards:  
23

24 A) Category 1

- 25 1. Lander County Board of Equalization,  
26 2. Lander County Convention & Tourism Authority,  
27 3. Lander County Debt Management Commission,  
28 4. Lander County Planning Commission,  
29 5. Lander County Regional Transportation Commission;

30 B) Category II

- 31 1. Lander County Advisory Board to Manage Wildlife;

32 C) Category III

- 33 1. Austin Airport Advisory Board,  
34 2. Battle Mountain Livestock Events Center Advisory  
35 Board,  
36 3. Local Emergency Planning Commission,  
37 4. Lander County Economic Development Authority,  
38 5. Lander County Public Lands Use Advisory Planning  
39 Commission;

40 D) Category IV



1. Lander County Conservation District,
2. Lander County Hospital District,
3. Lander County Safety Committee,
4. Central Nevada Regional Water Authority,
5. Department of Energy Board Representative,
6. Humboldt River Basin Water Authority,
7. State Land Use Planning Advisory Committee,
8. Nevada Association of Counties,
9. Nevadaworks,
10. POOL/PACT;

and all other matters properly related thereto.

CHAIRMAN MILLS: Moving on to Item Number 2. Discussion and possible action regarding appointment of Lander County Commissioners to the following various 2018 advisory boards: A) Category 1: Lander County -- or 1) Lander County Board of Equalization, 2) Lander County Convention & Tourism Authority, 3) Lander County Debt Management Commission, 4) Lander County Planning Commission, 5) Lander County Regional Transportation Commission; B) Category II: 1) Lander County Advisory Board to Manage Wildlife; C) Category III: 1) Austin Airport Advisory Board, 2) Battle Mountain Livestock Events Center Advisory Board, 3) Local Emergency Planning Commission, 4) Lander County Economic Development Authority, 5) Lander County Public Lands Use Advisory Planning Commission; D) Category IV: 1) Lander County Conservation District, 2) Lander County Hospital District, 3) Lander County Safety Committee, 4) Central Nevada Regional Water Authority, 5) Department of Energy Board of -- Board Representative, 6) Humboldt River Basin Water Authority, 7) State Land Use Planning Advisory Committee, 8) Nevada Association of Counties, 9) Nevadaworks, 10) POOL/PACT; and all other matters properly related thereto.

COMMISSIONER BAKKER: Wow.

CHAIRMAN MILLS: That's a lot of stuff.

So if we can simplify, do -- do any of you want to change any of the boards you're on?

We have the list here. We know what boards we're on. Do we -- does anyone want to change anything?

COMMISSIONER BAKKER: I have one. I would like to change, if Patsy will switch with me, on -- let me find it -- Convention



1     & Tourism. Second one.  
2         COMMISSIONER WAITS: You want to be the alternate?  
3         COMMISSIONER BAKKER: I'll be the alternate.  
4         COMMISSIONER WAITS: I'm okay with that.  
5         COMMISSIONER BAKKER: Okay. So I'll make a motion to make  
6 Patsy Waits the sitting interim commissioner for Lander County  
7 Convention & Tourism Authority.  
8         COMMISSIONER ALLAN: Second.  
9         CHAIRMAN MILLS: Sean made a motion --  
10         COMMISSIONER BAKKER: Hold -- hold on.  
11         DISTRICT ATTORNEY HERRERA: Commissioners, --  
12         CHAIRMAN MILLS: Do you want --  
13         DISTRICT ATTORNEY HERRERA: If you want to be more  
14 efficient, you -- you can make all the -- the appointments and  
15 then make it into one motion instead of doing --  
16         COMMISSIONER BAKKER: Let's just do it this way. That way  
17 I don't forget.  
18         DISTRICT ATTORNEY HERRERA: Okay. All right.  
19         COMMISSIONER BAKKER: Okay.  
20         CHAIRMAN MILLS: Okay. So Sean made a motion. Judie  
21 seconded.  
22         Do we have any public comment?  
23         (No comment.)  
24         CHAIRMAN MILLS: All in favor?  
25         COMMISSIONER BAKKER: Aye.  
26         CHAIRMAN MILLS: Aye.  
27         COMMISSIONER WAITS: Aye.  
28         COMMISSIONER CLARK: Aye.  
29         COMMISSIONER WAITS: I have a question on the planning  
30 commission, because we had a representative on. Of course, it's  
31 not a voting position, but we still should have a  
32 representative. And I didn't see one on there.  
33         COMMISSIONER CLARK: On the planning commission?  
34         COMMISSIONER BAKKER: No, it's vacant.  
35         COMMISSIONER CLARK: Yeah. The law changed. And we  
36 don't -- I was on that as a liaison.  
37         COMMISSIONER WAITS: Yeah, but we didn't take you off.  
38         COMMISSIONER CLARK: What?  
39         COMMISSIONER WAITS: We didn't take you off. It's just  
40 that you weren't voting.



1 COMMISSIONER CLARK: No, no, no. The law changed. And  
2 commissioners don't go, is the way I understood it when Hy  
3 Forgeron --  
4 DISTRICT ATTORNEY HERRERA: And they --  
5 COMMISSIONER CLARK: -- presented --  
6 DISTRICT ATTORNEY HERRERA: -- (indiscernible) vote.  
7 COMMISSIONER CLARK: -- it.  
8 COMMISSIONER WAITS: We don't -- we don't have a  
9 representative there at all?  
10 DISTRICT ATTORNEY HERRERA: No voting. Just like --  
11 COMMISSIONER ALLAN: But we should still have a --  
12 DISTRICT ATTORNEY HERRERA: Just like the --  
13 COMMISSIONER ALLAN: -- representative.  
14 COMMISSIONER BAKKER: A liaison.  
15 DISTRICT ATTORNEY HERRERA: No, we have a representative.  
16 Just like the Conservation District, it's a nonvoting.  
17 COMMISSIONER WAITS: Well, it's always --  
18 COMMISSIONER CLARK: It was --  
19 COMMISSIONER WAITS: Yeah.  
20 COMMISSIONER CLARK: -- it was my -- my interpretation  
21 that --  
22 COMMISSIONER BAKKER: I thought so too.  
23 COMMISSIONER CLARK: -- we don't go anymore.  
24 I never was a voting member.  
25 DISTRICT ATTORNEY HERRERA: Right.  
26 COMMISSIONER CLARK: Well, we'll need clarification from Hy  
27 on this, then. Because I haven't been going to the planning  
28 commission meetings because of what was said, that no  
29 commissioners go.  
30 DISTRICT ATTORNEY HERRERA: Well, I -- I don't know if no  
31 commissioners go. I know it's just a nonvoting.  
32 COMMISSIONER CLARK: I know. It always has been.  
33 CHAIRMAN MILLS: Okay.  
34 DISTRICT ATTORNEY HERRERA: Certainly commissioners can go.  
35 They -- they --  
36 CHAIRMAN MILLS: So --  
37 DISTRICT ATTORNEY HERRERA: -- can't --  
38 CHAIRMAN MILLS: Can we get clarification on that? And  
39 we'll --  
40 COMMISSIONER CLARK: Yeah. Get --



1 COMMISSIONER WAITS: It's a --  
2 COMMISSIONER CLARK: -- clari- --  
3 CHAIRMAN MILLS: We -- we just put --  
4 COMMISSIONER WAITS: It does say --  
5 COMMISSIONER CLARK: Okay.  
6 COMMISSIONER WAITS: -- at the beginning --  
7 CHAIRMAN MILLS: Bring this, --  
8 COMMISSIONER WAITS: -- it's a --  
9 CHAIRMAN MILLS: -- Art, as a representative.  
10 COMMISSIONER CLARK: Yeah. I'll start going again.  
11 DISTRICT ATTORNEY HERRERA: Okay.  
12 COMMISSIONER CLARK: And we can find that all in the  
13 minutes too.  
14 DISTRICT ATTORNEY HERRERA: Yeah.  
15 COMMISSIONER WAITS: Well, it does say, per the ordinance.  
16 The one we changed the number, they removed the commissioners.  
17 But I thought we always had a representative. And I don't know  
18 --  
19 DISTRICT ATTORNEY HERRERA: We've always had --  
20 COMMISSIONER WAITS: -- if we were just clarifying whether  
21 they were nonvoting. Because they've always been nonvoting, but  
22 there was a miscommunication.  
23 DISTRICT ATTORNEY HERRERA: Right. There was.  
24 COMMISSIONER WAITS: So I guess we can leave that and --  
25 and bring that up next month, then, with the --  
26 DISTRICT ATTORNEY HERRERA: Yeah. I'll --  
27 COMMISSIONER WAITS: -- rest of them.  
28 DISTRICT ATTORNEY HERRERA: -- I'll look into it.  
29 COMMISSIONER BAKKER: Keith?  
30 CHAIRMAN MILLS: Okay.  
31 COMMISSIONER BAKKER: Okay. Ted?  
32 KEITH WESTENGARD: (Indiscernible) looking --  
33 COMMISSIONER ALLAN: I --  
34 DISTRICT ATTORNEY HERRERA: I'll be happy to.  
35 COMMISSIONER ALLAN: I have a question for Sean. On the  
36 Humboldt River Basin Authority, do you want to continue on that?  
37 COMMISSIONER BAKKER: Do you want that appointment?  
38 COMMISSIONER ALLAN: I will take it.  
39 It's on page 7.  
40 COMMISSIONER BAKKER: If you want it, Judie?



1 I'll make a motion to make Judie Allan the appointed  
2 representative for the Humboldt River Basin Water Authority in  
3 my stead.  
4 COMMISSIONER WAITS: I'll second the motion.  
5 COMMISSIONER BAKKER: Okay.  
6 CHAIRMAN MILLS: Okay.  
7 Okay. Sean made a motion. Patsy seconded.  
8 Do we have any public comment?  
9 (No comment.)  
10 CHAIRMAN MILLS: All in favor?  
11 COMMISSIONER BAKKER: Aye.  
12 COMMISSIONER WAITS: Aye.  
13 CHAIRMAN MILLS: Aye.  
14 COMMISSIONER CLARK: Aye.  
15 COUNTY CLERK SULLIVAN: Doug?  
16 Sadie Sullivan, for the --  
17 COMMISSIONER WAITS: Well --  
18 COUNTY CLERK SULLIVAN: -- record.  
19 On that one there you're the alternate. Is that correct?  
20 And so we'll keep --  
21 COMMISSIONER BAKKER: Well, Frank --  
22 CHAIRMAN MILLS: No, Frank --  
23 COMMISSIONER BAKKER: -- is --  
24 CHAIRMAN MILLS: -- Whitman --  
25 COMMISSIONER BAKKER: -- actually the --  
26 CHAIRMAN MILLS: -- is the --  
27 COMMISSIONER BAKKER: -- alternate.  
28 CHAIRMAN MILLS: -- alternate.  
29 COMMISSIONER WAITS: Yeah. We have two commissioners --  
30 COMMISSIONER BAKKER: That sit --  
31 COMMISSIONER WAITS: -- representing --  
32 COMMISSIONER BAKKER: -- on that.  
33 COMMISSIONER WAITS: -- us on that.  
34 COUNTY CLERK SULLIVAN: What page are you on?  
35 COMMISSIONER ALLAN: Seven.  
36 COMMISSIONER BAKKER: Seven.  
37 CHAIRMAN MILLS: Seven.  
38 COUNTY CLERK SULLIVAN: Okay. And it says, Humboldt River  
39 Basin Water Authority?  
40 COMMISSIONER BAKKER: Yeah.



1 COUNTY CLERK SULLIVAN: So I have Louis Lani.  
2 COMMISSIONER BAKKER: Okay.  
3 COUNTY CLERK SULLIVAN: Alternate, Frank Whitman. But for  
4 a commissioner, you just made a motion for it to be Judie. But  
5 I show Doug, if Judie cannot go. So --  
6 CHAIRMAN MILLS: Hm.  
7 COUNTY CLERK SULLIVAN: -- are --  
8 COMMISSIONER WAITS: No, no.  
9 CHAIRMAN MILLS: Humboldt River --  
10 COMMISSIONER WAITS: No, we have --  
11 CHAIRMAN MILLS: -- Basin Water --  
12 COMMISSIONER WAITS: -- two representatives --  
13 CHAIRMAN MILLS: -- Authority --  
14 COMMISSIONER WAITS: -- on it.  
15 CHAIRMAN MILLS: -- has two commissioners on it.  
16 COMMISSIONER BAKKER: Yeah.  
17 COUNTY CLERK SULLIVAN: Okay.  
18 CHAIRMAN MILLS: There are two.  
19 COMMISSIONER BAKKER: Every county.  
20 CHAIRMAN MILLS: They're not --  
21 COUNTY CLERK SULLIVAN: So --  
22 CHAIRMAN MILLS: -- alternate positions.  
23 COUNTY CLERK SULLIVAN: -- I need to --  
24 CHAIRMAN MILLS: They're two full board members.  
25 COUNTY CLERK SULLIVAN: Okay. So do we need to change the  
26 highlighted area? is my question.  
27 COMMISSIONER BAKKER: And then -- and Louis Lani, is he on  
28 that?  
29 CHAIRMAN MILLS: Yes.  
30 JEANNE FALZONE: There's no commissioner on the board. If  
31 a commissioner wants to attend anything, they attend as a member  
32 of the public. There's no commissioner --  
33 DISTRICT ATTORNEY HERRERA: Is that what Hy --  
34 JEANNE FALZONE: -- as a liaison on the board at all.  
35 COMMISSIONER CLARK: That's what I thought.  
36 COMMISSIONER WAITS: Are you okay on the Central Nevada  
37 Regional Water Authority?  
38 COMMISSIONER BAKKER: Yeah.  
39 COMMISSIONER WAITS: Okay.  
40 COMMISSIONER BAKKER: Yeah.



1 COMMISSIONER WAITS: Just the Humboldt one we're changing.  
2 Okay.  
3 COMMISSIONER CLARK: And on the --  
4 CHAIRMAN MILLS: Are you getting that, Sadie?  
5 COUNTY CLERK SULLIVAN: Okay. So I have Louis Lani. This  
6 is on Humboldt River Basin Water Authority.  
7 CHAIRMAN MILLS: Right.  
8 COMMISSIONER BAKKER: Okay.  
9 COUNTY CLERK SULLIVAN: And then the alternate's Frank  
10 Whitman.  
11 CHAIRMAN MILLS: Right.  
12 COMMISSIONER BAKKER: Okay.  
13 COUNTY CLERK SULLIVAN: And, then, in the highlighted, we  
14 have Sean Bakker and Doug Mills. And now it will be Judie --  
15 COMMISSIONER BAKKER: Uh-huh.  
16 COUNTY CLERK SULLIVAN: -- and Doug.  
17 CHAIRMAN MILLS: Right.  
18 COUNTY CLERK SULLIVAN: And you want to keep those  
19 highlighted --  
20 COMMISSIONER BAKKER: Yeah.  
21 COUNTY CLERK SULLIVAN: -- for that? Okay.  
22 CHAIRMAN MILLS: Yeah.  
23 COUNTY CLERK SULLIVAN: Thank you.  
24 CHAIRMAN MILLS: And those are -- those are two full voting  
25 members on that board for the commissioners.  
26 COUNTY CLERK SULLIVAN: Including Louis and Frank?  
27 COMMISSIONER BAKKER: No.  
28 CHAIRMAN MILLS: No.  
29 COMMISSIONER BAKKER: Doug and --  
30 COMMISSIONER ALLAN: The --  
31 COUNTY CLERK SULLIVAN: (Indiscernible.)  
32 COMMISSIONER BAKKER: -- Judie now.  
33 COMMISSIONER ALLAN: -- commissioners.  
34 CHAIRMAN MILLS: It will be --  
35 COUNTY CLERK SULLIVAN: Okay.  
36 CHAIRMAN MILLS: -- Judie and I are both voting members on  
37 that board.  
38 COUNTY CLERK SULLIVAN: Okay.  
39 CHAIRMAN MILLS: We're not -- it's not a --  
40 COUNTY CLERK SULLIVAN: So it's a --



1 CHAIRMAN MILLS: -- it's not an --  
2 COUNTY CLERK SULLIVAN: -- (indiscernible).  
3 CHAIRMAN MILLS: -- alternate situation. We're full  
4 members.  
5 COUNTY CLERK SULLIVAN: So it's a three-person board, not  
6 four.  
7 CHAIRMAN MILLS: Three with an alternate.  
8 COUNTY CLERK SULLIVAN: With --  
9 Okay. Thank you for the clarification.  
10 COMMISSIONER BAKKER: Do you want to muddy those waters?  
11 Because in reality it's like a 20-person board. But --  
12 CHAIRMAN MILLS: It is. Yeah.  
13 COMMISSIONER ALLAN: Yeah. At least.  
14 CHAIRMAN MILLS: That's just from our county.  
15 COMMISSIONER BAKKER: It's just our county's --  
16 CHAIRMAN MILLS: Yeah.  
17 COMMISSIONER BAKKER: -- got three.  
18 COUNTY CLERK SULLIVAN: Thank you.  
19 CHAIRMAN MILLS: Okay. Other positions that you --  
20 COMMISSIONER BAKKER: I'm good. You good with NACO? I  
21 hear you might be a board member or a president or --  
22 COMMISSIONER WAITS: I'm president-elect this year.  
23 COMMISSIONER BAKKER: Are you?  
24 COMMISSIONER WAITS: So I'll be president --  
25 COMMISSIONER BAKKER: Congrats.  
26 COMMISSIONER WAITS: -- next year.  
27 CHAIRMAN MILLS: Well, that's good.  
28 COMMISSIONER WAITS: Thank you. Thank you.  
29 CHAIRMAN MILLS: Congratulations.  
30 COMMISSIONER WAITS: Okay. So we're all set with the rest  
31 of them. We need a motion to approve all the rest to stay the  
32 same?  
33 COMMISSIONER BAKKER: Yeah.  
34 CHAIRMAN MILLS: No -- hearing no other changes asked, with  
35 that, --  
36 COMMISSIONER BAKKER: Art, you good?  
37 CHAIRMAN MILLS: -- let's go ahead.  
38 COMMISSIONER BAKKER: Okay.  
39 CHAIRMAN MILLS: Did we get clarification on that planning  
40 commission?



1 DISTRICT ATTORNEY HERRERA: Well, I'd like to talk to  
2 Mr. Forgeron about it, but --  
3 CHAIRMAN MILLS: Okay, we'll -- we'll --  
4 DISTRICT ATTORNEY HERRERA: -- my office manager just  
5 pointed out that -- that they believe that they're just like --  
6 they act just like members of the public. They can attend, but  
7 they -- they -- they can't sit up there or anything. So --  
8 COMMISSIONER WAITS: We'll just put it on the next agenda.  
9 DISTRICT ATTORNEY HERRERA: Yeah. I'll --  
10 CHAIRMAN MILLS: Okay. That's --  
11 DISTRICT ATTORNEY HERRERA: -- get --  
12 CHAIRMAN MILLS: -- that's fine.  
13 DISTRICT ATTORNEY HERRERA: I'll get --  
14 CHAIRMAN MILLS: We can --  
15 DISTRICT ATTORNEY HERRERA: -- clarification.  
16 CHAIRMAN MILLS: -- do that.  
17 DISTRICT ATTORNEY HERRERA: I'm pretty -- you know, I'm  
18 not -- I'm not doubting Mr. Forgeron.  
19 COMMISSIONER BAKKER: I'll make a motion to approve all the  
20 board members on all our Lander County boards with our amended  
21 switches -- yeah -- for 2018.  
22 COMMISSIONER ALLAN: I'll second.  
23 CHAIRMAN MILLS: Okay. Sean made a motion. Judie  
24 seconded.  
25 Do we have any public comment?  
26 COMMISSIONER WAITS: I just --  
27 KEITH WESTENGARD: Commissioners --  
28 COMMISSIONER WAITS: -- have one for -- for the records.  
29 On the -- on the airport advisory board for Austin, it is  
30 noted there that I'm a nonvoting member, which I am.  
31 And then the vacant position, which we will have the  
32 resolution for next week, is also designated as a commissioner.  
33 And we need to take that off, which Sadie is correcting.  
34 The vacant position will be for a board member, not as my  
35 alternate, but as an alternate to the --  
36 DISTRICT ATTORNEY HERRERA: What is she --  
37 COMMISSIONER WAITS: -- three-person --  
38 DISTRICT ATTORNEY HERRERA: -- talking about?  
39 COMMISSIONER WAITS: -- board.  
40 COMMISSIONER ALLAN: Page 4?



1 COMMISSIONER WAITS: So noted?  
2 COMMISSIONER BAKKER: So noted.  
3 COMMISSIONER WAITS: Thank you.  
4 CHAIRMAN MILLS: Okay. Keith?  
5 COUNTY CLERK SULLIVAN: And you are voting -- you're a  
6 voting member?  
7 COMMISSIONER WAITS: No, no. I'm not a voting --  
8 COUNTY CLERK SULLIVAN: Non.  
9 COMMISSIONER WAITS: -- member.  
10 COUNTY CLERK SULLIVAN: Okay.  
11 COMMISSIONER WAITS: But the only difference was when they  
12 put vacant, they put that asterisk, --  
13 COUNTY CLERK SULLIVAN: Right.  
14 COMMISSIONER WAITS: -- meaning that the alternate would be  
15 for me as a commissioner. And -- and they don't need an --  
16 CHAIRMAN MILLS: Right.  
17 COMMISSIONER WAITS: -- alternate for me. They need an  
18 alternate for the board.  
19 DISTRICT ATTORNEY HERRERA: Right.  
20 CHAIRMAN MILLS: That same --  
21 DISTRICT ATTORNEY HERRERA: And we'll do that --  
22 CHAIRMAN MILLS: -- that same --  
23 DISTRICT ATTORNEY HERRERA: -- on the --  
24 COMMISSIONER WAITS: Yeah.  
25 DISTRICT ATTORNEY HERRERA: -- resolution next --  
26 COMMISSIONER WAITS: Right. Which we will be --  
27 COMMISSIONER BAKKER: Right.  
28 CHAIRMAN MILLS: That same --  
29 COMMISSIONER WAITS: -- doing.  
30 CHAIRMAN MILLS: -- thing actually applies to the Humboldt  
31 --  
32 COMMISSIONER WAITS: But I wanted to --  
33 CHAIRMAN MILLS: -- River Basin Water --  
34 COMMISSIONER WAITS: -- correct --  
35 CHAIRMAN MILLS: -- Authority one where Frank --  
36 DISTRICT ATTORNEY HERRERA: And we'll --  
37 CHAIRMAN MILLS: -- Whitman --  
38 DISTRICT ATTORNEY HERRERA: -- we'll take that star off  
39 too.  
40 CHAIRMAN MILLS: -- got his asterisk next to --



1 COMMISSIONER WAITS: Just take --  
2 CHAIRMAN MILLS: -- his name too.  
3 COMMISSIONER WAITS: -- the star off.  
4 CHAIRMAN MILLS: Yeah. He's not a --  
5 COMMISSIONER WAITS: And the vacant position.  
6 CHAIRMAN MILLS: He's not a commissioner either.  
7 Keith, you had a comment.  
8 KEITH WESTENGARD: I just had a question.  
9 You'll notice there's three different styles of -- of boards  
10 of -- of the paperwork.  
11 COMMISSIONER WAITS: Category I, II, and III?  
12 KEITH WESTENGARD: Well, no. You have one in your book,  
13 then the one that you get behind in the back of your book. And  
14 then you have this one that you were just handed this morning.  
15 I'd just like to know if you have a preference of which one  
16 you would like to see in your books regularly.  
17 COMMISSIONER CLARK: I like this one because it's  
18 highlighted. The red --  
19 KEITH WESTENGARD: The one with the --  
20 COMMISSIONER CLARK: -- the red and the yellow.  
21 KEITH WESTENGARD: I can't see that far.  
22 COMMISSIONER CLARK: It's the one you have in your hand,  
23 Keith.  
24 KEITH WESTENGARD: This one here?  
25 COMMISSIONER CLARK: Yeah.  
26 KEITH WESTENGARD: Okay. You bet.  
27 COMMISSIONER BAKKER: I agree with Art.  
28 KEITH WESTENGARD: All right. So this was the one that  
29 we'll start -- once the corrections are made -- will be in the  
30 back of your books.  
31 CHAIRMAN MILLS: Okay.  
32 DISTRICT ATTORNEY HERRERA: Did --  
33 Mr. Chairman, did you want the record to reflect that  
34 Shannon Berumen, the Executive Secretary III District Clerk  
35 Treasurer of the Lander County Conservation District, sent a  
36 letter to everyone this morning asking to table Number 2?  
37 CHAIRMAN MILLS: Yeah. We -- I guess we better address --  
38 I forgot about that. Thanks for bringing that up.  
39 But there was a request made to table this item because of  
40 one of the people on one of the boards.



1 But that didn't take into account that what we're  
2 discussing is the commissioners being put on boards, not the  
3 general public.

4 DISTRICT ATTORNEY HERRERA: Right. She -- I -- I believe  
5 --

6 CHAIRMAN MILLS: So her request was to table it because of  
7 a general -- somebody from the general public being on a board.

8 DISTRICT ATTORNEY HERRERA: I believe --

9 CHAIRMAN MILLS: That can be addressed at some other point.

10 DISTRICT ATTORNEY HERRERA: Yeah. I believe she -- she  
11 believed -- mistakenly believes that -- that we're trying to  
12 get -- appoint a representative. We have a representative,  
13 Shawn Mariluch, that -- whose term doesn't expire until  
14 February. So --

15 So this is just -- just as you say, Mr. Chairman. This is  
16 just a perfunctory thing to --

17 CHAIRMAN MILLS: Right.

18 DISTRICT ATTORNEY HERRERA: -- appoint a member of the  
19 commission.

20 CHAIRMAN MILLS: So even though there is a -- a request to  
21 table this item, I think we're pretty safe to go ahead and  
22 pursue this --

23 DISTRICT ATTORNEY HERRERA: Right.

24 CHAIRMAN MILLS: -- and continue on.

25 So with that, we do have a motion and a second. All in  
26 favor?

27 COMMISSIONER BAKKER: Aye.

28 CHAIRMAN MILLS: Aye.

29 COMMISSIONER ALLAN: Aye.

30 COMMISSIONER WAITS: Aye.

31 COMMISSIONER CLARK: Aye.

32 CHAIRMAN MILLS: Thank you.

33  
34 3) Update from the Western Counties Alliance regarding Bears  
35 Ears National Monument, Grand Staircase-Escalante National  
36 Monument, H.R. 3990, and R.S. 2477, and all other matters  
37 properly related thereto.  
38

39 CHAIRMAN MILLS: Item Number 3. Update from Western  
40 Counties Alliance regarding Bear -- Bears Ears National



1 Monument, Grand Staircase-Escalante National Monument, H.R.  
2 3990, and S- -- R.S. 2477, and all other matters properly  
3 related thereto.

4 Good morning.

5 KEN BROWN: Thank you. Good --

6 COMMISSIONER WAITS: Good --

7 KEN BROWN: -- morning.

8 COMMISSIONER WAITS: -- morning, Ken.

9 COMMISSIONER ALLAN: Good morning.

10 KEN BROWN: For the record, Ken Brown with the Western  
11 Counties Alliance.

12 Appreciate the time on the agenda, Commissioners. Good to  
13 see you. I hope everybody was good kids so Santa Claus visited  
14 you and you have a happy prosperous year.

15 I sent over a packet of ma- -- material. Nothing like trying  
16 to inundate you with paperwork. But I'm sure you're now  
17 accustomed to that. But, anyway, the invitation to come over and  
18 just review issues, primarily the R.S. 2477 area, road projects.

19 And I've done a lot of work with various counties in the past  
20 relating to this issue because it's -- I think that it's a  
21 critical thing that all counties put a project together to protect  
22 their access routes in the county for the -- particularly the  
23 traveling public.

24 I put together just a suggested outline as part of the  
25 packet. But maybe I could just run through. And I'm sure you've  
26 done some of these things. I don't know how extensive, but I can  
27 just go through those.

28 Number one, the organizational commitment. In other words, a  
29 committee, a group put together, various people in the county that  
30 I've looked at, I think is a -- is a good thing.

31 Number two. And I'm sure you've done this. Review maps:  
32 federal, state, and county, relating to access routes in the  
33 county.

34 Number three, do a road inventory. Maybe you've done -- have  
35 that completed. That's a good thing.

36 And then number four, assert claim to that inventory totally  
37 or a portion of the inventory, whichever you choose to do.

38 Then from there, design a map. Probably have done that.  
39 Just for Keith and the commissioners, I have a -- a copy of a real  
40 good map that's been put together relating to the categories of



1 access routes in -- in a county.  
2 Maybe -- I don't know -- Keith, after I get through or  
3 sometime during the day, we could -- if you wanted to look at it,  
4 why --  
5 KEITH WESTENGARD: (Indiscernible) investigate that, Bert.  
6 Because he's -- we've worked on some things that you've referred  
7 to already, and -- and we'd like to compare it to what you have,  
8 --  
9 KEN BROWN: Okay.  
10 KEITH WESTENGARD: -- see where we're at.  
11 KEN BROWN: Whichever you choose to do. I just brought --  
12 KEITH WESTENGARD: Okay.  
13 KEN BROWN: -- it along in case you'd --  
14 KEITH WESTENGARD: Right.  
15 KEN BROWN: -- like to look at it.  
16 Now item six.  
17 COMMISSIONER WAITS: Ken, excuse me. Before we leave  
18 the -- the 2477, can -- can you just clarify for us -- because  
19 the mapping is done -- who we're supposed to actually send that  
20 to? Is there somebody that -- that has to certify it?  
21 KEN BROWN: Well --  
22 COMMISSIONER WAITS: Because BLM has it. We were  
23 questioning at one time whether the Forest Service should have  
24 it, whether, you know, we're missing somebody we should be  
25 sending this information to once it's completed.  
26 KEN BROWN: Number one, the county needs to certify what  
27 you've done.  
28 COMMISSIONER WAITS: Yes, but we --  
29 KEN BROWN: Okay.  
30 COMMISSIONER WAITS: -- we didn't know -- we questioned who  
31 we send it to.  
32 KEN BROWN: Yeah. Then the BLM and Forest Service, the  
33 state --  
34 COMMISSIONER WAITS: State what?  
35 KEN BROWN: The State of Nevada.  
36 COMMISSIONER WAITS: The governor's office? I mean --  
37 KEN BROWN: Well, their public lands.  
38 COMMISSIONER WAITS: Okay.  
39 KEN BROWN: Doesn't the county --  
40 COMMISSIONER WAITS: Thank you.



1 KEN BROWN: -- have a public --  
2 COMMISSIONER WAITS: Public lands.  
3 KEN BROWN: -- lands --  
4 COMMISSIONER WAITS: Okay.  
5 KEN BROWN: -- coordinating office?  
6 Does the -- Nevada have that?  
7 DISTRICT ATTORNEY HERRERA: We have the Lander County  
8 Public Lands Use Advisory Planning Commission.  
9 KEN BROWN: Yes. What about on a state basis?  
10 COMMISSIONER BAKKER: State of Nevada, their public  
11 lands -- okay.  
12 KEITH WESTENGARD: Yeah. And I can get with -- with Rex to  
13 --  
14 COMMISSIONER BAKKER: Okay.  
15 KEITH WESTENGARD: -- get that --  
16 COMMISSIONER WAITS: They have a --  
17 KEITH WESTENGARD: -- in to them.  
18 COMMISSIONER WAITS: -- board. But I don't know who that  
19 falls under.  
20 KEITH WESTENGARD: It's -- it's within the governor's  
21 office.  
22 COMMISSIONER WAITS: The governor's.  
23 KEITH WESTENGARD: Yeah.  
24 COMMISSIONER WAITS: Okay.  
25 COMMISSIONER CLARK: Well, it's --  
26 KEN BROWN: The governor's office, yes, Patsy, to be  
27 included, obviously.  
28 COMMISSIONER WAITS: Okay. Thank you.  
29 KEN BROWN: Yeah. Thank you.  
30 Item six. Choose an option. There are four options as  
31 you've seen on this sheet.  
32 Number one, quiet title. That is the best source to go to  
33 because it provides the most permanency relating to the access  
34 routes under Lander County's jurisdiction. It's probably the most  
35 expensive option because you're dealing with the legal system.  
36 And so -- but it -- it's a good one.  
37 Now just to -- as a comment and a comparison, Kayne  
38 County in southern Utah -- okay -- they thought the counties in  
39 Utah was pretty slow, so they went on their own. And they  
40 submitted a package of 15 roads to a federal judge for quiet



1 title action. Twelve of the 15 roads he gave them quiet title.  
2 And -- and that was a good thing.

3 It has not been formally contested.

4 One of the things in Utah, fortunately, we're in the Tenth  
5 Circuit. You're in the Ninth Circuit, so there's a little  
6 difference. And -- but that was a very good thing.

7 Now, number two, a recordation process. That is the -- to  
8 me, is the second-best route to go, where you go through all the  
9 process: inventory, assert claim, and so forth, and do your  
10 document, list your roads type of thing. Just to provide your  
11 full document. And then the commissioners put that on the agenda  
12 to take formal action. And when that's done, then have the  
13 recorder record it.

14 And that is the second-best option to go through, in my  
15 opinion. And many have -- have followed that type of thing.

16 The third one, recordable disclaimer, is not very good,  
17 because how do you get a disclaimer on a federal land road from  
18 the feds? Not very easy. But it's -- it's an option that's --  
19 it's out there.

20 Title V, the last one, I wouldn't have anything to do with  
21 Title V. However, there may be some time when maybe that would be  
22 ver- -- or a possible thing -- thing to do.

23 The reason I haven't ever been in favor of that -- and when I  
24 was a commissioner, the BLM come and talked about Title V. And I  
25 says, you're wasting your time in this county about talking to  
26 title -- about Title V on roads. Because the 1866 grant went to  
27 states coupled with counties. And it didn't go to the feds. It  
28 -- because it would be -- the situation would be where it would be  
29 a conflict of interest. So the feds couldn't have that grant go  
30 to them.

31 So, anyway, the feds liked that Title V because essentially  
32 what it does is kind of enters the county and the feds on a 50/50  
33 basis. The roads are under the jurisdiction of the county.

34 Well, there are those in society that take that to court  
35 because they don't like it. And they've made some progress with  
36 that, as you well know.

37 But ne- -- nevertheless, I just don't like Title V. Some  
38 counties have done some work with Title V, which indeed, in my  
39 view, you need to exercise caution of what you do in that way.

40 Like I say, there may be some situations where that could be



1 done, but I don't like it. So -- and we've never done that over  
2 in our area.

3 So anyway, just some thoughts relating to how to proceed.  
4 Now, in Utah, just for an example, there's 29 counties.  
5 Right now 22 of the 29 counties have filed their lawsuit  
6 relating to quiet title action. Okay? The reason they've done  
7 that in bulk form is to stay on the same wavelength, so to  
8 speak, with that lawsuit.

9 Has there been contestment? Yes.

10 And that's the reason it hasn't been -- it's still pending is  
11 because of some of the contestment.

12 But I think that there's going to be a lot of good come out  
13 of this lawsuit and for counties.

14 Do it in a bulk form I think is a good thing because  
15 everybody looks at the same way on the end-decision type of thing.

16 Again, the road map and -- and we can -- I can get with Keith  
17 a little bit or his office. I don't know. Keith, do you have an  
18 ability to pr- -- to print this type of thing?

19 COMMISSIONER CLARK: Where are --

20 DEONILLA FULLER: The Recorder's Office.

21 KEITH WESTENGARD: I think we can get that reprinted.  
22 Yeah.

23 COMMISSIONER CLARK: How often --

24 KEN BROWN: Now, I could -- I would like to share a copy  
25 with Lander County, but it would need to stay under the  
26 jurisdiction of --

27 KEITH WESTENGARD: Okay.

28 KEN BROWN: -- of Lander County. Okay? I don't have the  
29 authority to circulate --

30 COMMISSIONER CLARK: Where -- where --

31 KEN BROWN: -- it --

32 COMMISSIONER CLARK: -- are we --

33 KEN BROWN: -- across the board.

34 KEITH WESTENGARD: Where are we? We have a map that's been  
35 completed. Bert and I have talked about the different processes  
36 and believe that the -- bringing it to the commission for the  
37 recordation would be the best process.

38 COMMISSIONER CLARK: Okay.

39 KEN BROWN: The --

40 COMMISSIONER CLARK: So you got all the information now?



1 KEITH WESTENGARD: Yes.  
2 COMMISSIONER CLARK: Okay.  
3 DISTRICT ATTORNEY HERRERA: The quiet title action is very  
4 onerous. It's in federal court. It's not state court. For a  
5 state court, you can --  
6 KEITH WESTENGARD: And we --  
7 DISTRICT ATTORNEY HERRERA: -- put simpler.  
8 KEITH WESTENGARD: And we --  
9 DISTRICT ATTORNEY HERRERA: Yeah.  
10 KEITH WESTENGARD: We've had discussions on that --  
11 KEN BROWN: Yeah.  
12 KEITH WESTENGARD: -- in the past --  
13 KEN BROWN: That's a good --  
14 KEITH WESTENGARD: -- as well.  
15 KEN BROWN: -- point that I didn't mention. Yes, it's  
16 federal court.  
17 DISTRICT ATTORNEY HERRERA: Right. So it just really  
18 intensifies everything. And -- and --  
19 KEITH WESTENGARD: The last time that you were here, Ken,  
20 we -- I remember we talked about this and thought that the --  
21 bringing it to the commission would be the -- in our situation  
22 would be the best.  
23 DISTRICT ATTORNEY HERRERA: It -- in my opinion, it would  
24 be best to do the -- like Keith says -- to record and then at  
25 some point in time if we can do quiet title action, then we --  
26 we pursue that also at the appropriate time, but --  
27 CHAIRMAN MILLS: So we -- we can do more -- more than one  
28 of these?  
29 DISTRICT ATTORNEY HERRERA: Yes.  
30 KEN BROWN: You -- if you -- for example, if Lander County  
31 chose to do the recordation option, then later on if the county  
32 wanted to do quiet title, then you can just back off of your  
33 recordation --  
34 DISTRICT ATTORNEY HERRERA: Right.  
35 KEN BROWN: -- process. Because I don't think they're  
36 going to look very favorable at two options at the same time.  
37 DISTRICT ATTORNEY HERRERA: No. No. We'd have to -- we'd  
38 have to back --  
39 CHAIRMAN MILLS: Right.  
40 DISTRICT ATTORNEY HERRERA: -- off one to get the other



1 one. But if -- if we ever get the money or anything to do the  
2 quiet title action, we should do it at that point --  
3 KEN BROWN: Yeah.  
4 DISTRICT ATTORNEY HERRERA: -- in time. Because it is  
5 the -- the best way to do it. It's just time-consuming and very  
6 expensive.  
7 COMMISSIONER CLARK: So we would have to hire an attorney  
8 for this?  
9 DISTRICT ATTORNEY HERRERA: We'd probably -- we'd have to  
10 hire an attorney to do some of the paperwork. Yeah.  
11 COMMISSIONER CLARK: And go -- go to federal court and --  
12 DISTRICT ATTORNEY HERRERA: Yeah.  
13 COMMISSIONER CLARK: Okay.  
14 DISTRICT ATTORNEY HERRERA: We -- we -- we don't  
15 necessarily have to hire a firm. We can hire a -- a contract  
16 attorney --  
17 COMMISSIONER CLARK: Okay.  
18 DISTRICT ATTORNEY HERRERA: -- to do --  
19 COMMISSIONER WAITS: But it --  
20 DISTRICT ATTORNEY HERRERA: -- certain thi- --  
21 COMMISSIONER WAITS: -- isn't anything that the DA's Office  
22 can handle for the county?  
23 DISTRICT ATTORNEY HERRERA: Well, we could. But it would  
24 be a full-time thing. You'd have to give me two or three more  
25 employees. I mean, this is -- this is an onerous -- quiet title  
26 actions are --  
27 COMMISSIONER WAITS: Okay. So the first thing was -- was  
28 to complete the mapping, which we did. And now we need to file  
29 it with everybody. So we're on target --  
30 DISTRICT ATTORNEY HERRERA: Right.  
31 COMMISSIONER WAITS: -- for where we are. And --  
32 DISTRICT ATTORNEY HERRERA: We are --  
33 COMMISSIONER WAITS: -- this is our future options.  
34 DISTRICT ATTORNEY HERRERA: Yes.  
35 COMMISSIONER WAITS: Okay. Got it.  
36 DISTRICT ATTORNEY HERRERA: Uh-huh.  
37 COMMISSIONER WAITS: Thank you.  
38 KEN BROWN: Making good process, --  
39 COMMISSIONER WAITS: Okay.  
40 KEN BROWN: -- Commissioner. That's -- and that -- and



1 that's good.  
2 Now, in Utah there's been a lot of depositions done. And  
3 that's -- that's a --  
4 DISTRICT ATTORNEY HERRERA: That's where --  
5 KEN BROWN: That's a -- that's a big item. It -- it's --  
6 you know, it takes a lot of time, --  
7 DISTRICT ATTORNEY HERRERA: Years.  
8 KEN BROWN: -- that type of thing.  
9 But it really seals the process with those depositions.  
10 DISTRICT ATTORNEY HERRERA: Yep.  
11 KEN BROWN: I think that's probably all I have unless  
12 there's any comments on -- relating to the R.S. 2477 issue.  
13 COMMISSIONER CLARK: No, I just -- you know, it's been  
14 three years. And it seems like we're just stuck in the same  
15 spot.  
16 DISTRICT ATTORNEY HERRERA: Well, the --  
17 COMMISSIONER CLARK: We just --  
18 DISTRICT ATTORNEY HERRERA: -- the hardest part and the  
19 most time-consuming part is -- is the initial, you know, getting  
20 the roads and everything --  
21 COMMISSIONER CLARK: Uh-huh.  
22 DISTRICT ATTORNEY HERRERA: -- and certifying them. And --  
23 and send basic -- the certification process is basically sending  
24 notice to -- to everybody and -- and the feds and the state  
25 that -- that -- that we -- those roads are our responsibility.  
26 And that takes the most time. I mean, it just does.  
27 KEN BROWN: It is. Because it's critical you make sure  
28 that everything's properly in place.  
29 DISTRICT ATTORNEY HERRERA: With photographs.  
30 KEN BROWN: Yes.  
31 COMMISSIONER CLARK: Well, the -- my concern is, was there  
32 was a pause for about eight months. And the information was  
33 somewhere and now it was found.  
34 So we're back on track with it again. But it slowed us down  
35 significantly.  
36 KEN BROWN: Uh-huh.  
37 Now, Commissioners, just a -- just a question.  
38 Do one of you -- you commissioners kind of spearheading this  
39 or following this 2477?  
40 I would do that if you don't.



1 DISTRICT ATTORNEY HERRERA: We have the executive director  
2 does that.  
3 KEN BROWN: The -- well, that -- well, along with the  
4 executive director.  
5 Uh-huh.  
6 COMMISSIONER WAITS: Well, the public lands, it's certainly  
7 been, you know, on -- on their agenda every --  
8 KEN BROWN: Okay.  
9 COMMISSIONER WAITS: -- month. And Art is our --  
10 DISTRICT ATTORNEY HERRERA: Yeah.  
11 COMMISSIONER WAITS: -- representative to that. So he's  
12 been staying on --  
13 DISTRICT ATTORNEY HERRERA: So Art Clark's --  
14 COMMISSIONER CLARK: And --  
15 COMMISSIONER WAITS: -- top of it. If the two of you --  
16 DISTRICT ATTORNEY HERRERA: -- doing --  
17 COMMISSIONER WAITS: -- wanted to --  
18 DISTRICT ATTORNEY HERRERA: -- a good job.  
19 COMMISSIONER WAITS: -- talk --  
20 COMMISSIONER CLARK: And -- and I'm on SLUAC too.  
21 KEN BROWN: Okay.  
22 COMMISSIONER CLARK: So --  
23 KEN BROWN: Well, that --  
24 COMMISSIONER CLARK: -- I guess --  
25 KEN BROWN: -- answered my question.  
26 COMMISSIONER WAITS: Yeah.  
27 KEN BROWN: Thank you.  
28 COMMISSIONER WAITS: And you report directly to public  
29 lands too for us. So --  
30 KEN BROWN: Uh-huh.  
31 COMMISSIONER WAITS: Yeah. I think that's the connection.  
32 Thank you.  
33 KEN BROWN: Very good. Yes.  
34 So that's -- that's a -- pretty well all I have relating to  
35 the 2477 road projects.  
36 But it's critical Lander County to get it done. I think  
37 the recordation thing is a good step because you offer  
38 completion with that option.  
39 And then you may look at the -- the more permanent type of  
40 thing at a later -- later time.



1 Just as -- that's just a -- my thought.

2 Okay. Move on to item two, the Clean Water Act. And I  
3 appreciated Patsy bringing it -- a concern to me back in -- oh, I  
4 think it was 2015, probably, Patsy -- about what Obama was  
5 trying to do, you know. They want to rewrite -- or they want to  
6 amend the Clean Water Act, put the jurisdiction under the feds.  
7 Unacceptable as far as I'm concerned.

8 And so Obama said, well, if the Congress is not going to  
9 do anything, then I will administratively.

10 One thing he forgot, and even his legal people indicated to  
11 him, the Clean Water Act was put into law by the Congress.  
12 Therefore, they are the only body that can do any amending  
13 relating to that issue.

14 Well, he still didn't think so. So he dropped away from  
15 navigable lakes and streams and then put the title of small  
16 waterways and rewrote it.

17 Well, I've just mentioned that some of the staff people in  
18 the congressional offices, why do we have to rewrite it? He  
19 rewrote something that was illegal. Why do you need to even pay  
20 any attention to it?

21 Well, we need to make sure, is what I've been told, you  
22 know. And I can understand that, you know. Irregardless, you  
23 know, we're dealing with the company town and things happen.

24 And so they're rewriting that now the way it's supposed to  
25 be, so excluding Obama's rewriting type of thing.

26 So -- but, Patsy, I appreciated you bringing that up.

27 COMMISSIONER WAITS: Well, NACO's been --

28 KEN BROWN: Back.

29 COMMISSIONER WAITS: -- on top of that from the word go.

30 KEN BROWN: Uh-huh.

31 COMMISSIONER WAITS: So we've been, you know, --

32 KEN BROWN: Good.

33 COMMISSIONER WAITS: -- staying on it.

34 KEN BROWN: That's good.

35 COMMISSIONER WAITS: And since President Trump got in  
36 and -- and reversed that executive order, of course, --

37 KEN BROWN: Right.

38 COMMISSIONER WAITS: -- we're -- we're okay. But we're  
39 watching it. But I wanted you to be aware of it too for what  
40 you were doing.



1 KEN BROWN: Sure.  
2 COMMISSIONER WAITS: So thank you.  
3 KEN BROWN: I appreciate that so that we stay coordinated.  
4 So, anyway, that's where we're at. And we're totally -- WCA  
5 as well as others, state associations -- totally adamantly opposed  
6 to amending the Clean Water Act for any of the jurisdiction to go  
7 under the feds.  
8 Okay.  
9 Item three. Some good news there. National monuments.  
10 And I apologize because I -- I -- looking at -- trying to  
11 look at Nevada, what -- what was going on in Nevada as far as  
12 national monuments.  
13 Understood there was a big one in Clark County. Is that  
14 right?  
15 CHAIRMAN MILLS: Is that the Red Rock --  
16 COMMISSIONER WAITS: It's kind -- it's more -- more Lincoln  
17 County, isn't it? I think.  
18 KEN BROWN: Is it?  
19 COMMISSIONER WAITS: Yeah.  
20 KEN BROWN: Okay.  
21 COMMISSIONER WAITS: All under the Antiquities Act, you  
22 know, which has been --  
23 KEN BROWN: Yeah.  
24 COMMISSIONER WAITS: -- bananas. And -- and I pretty -- I  
25 really appreciated your backup on this. So --  
26 And -- and I know for those that -- that have looked at it,  
27 with what was happening. So you can just highlight it for us  
28 and --  
29 KEN BROWN: Yeah. I'll run --  
30 COMMISSIONER WAITS: -- we'll keep --  
31 KEN BROWN: -- through --  
32 COMMISSIONER WAITS: -- going.  
33 KEN BROWN: -- that quickly --  
34 COMMISSIONER WAITS: Yeah.  
35 KEN BROWN: With the two monuments in Utah with a -- a lot  
36 of controversy.  
37 First of all, the -- the national monument thing probably  
38 isn't a bad thing. But why do we have to go to such an  
39 exorbitant amount of acreage, take all that land out of multiple  
40 use, for example. Foolish.



1 COMMISSIONER CLARK: Well, it cut into natural resource  
2 production, didn't it? Wasn't there coal in the Escalante?  
3 KEN BROWN: Well, that's the reason that Clinton created  
4 the Grand Staircase, is -- is to --  
5 COMMISSIONER CLARK: Right.  
6 KEN BROWN: -- stop the Smoky Hollow Coal Mine.  
7 COMMISSIONER CLARK: Right.  
8 KEN BROWN: And so he doesn't admit that, but that's really  
9 the way it was.  
10 But, anyway, we're going to get a reduction with both  
11 monuments, as you've probably seen in the news. The Grand  
12 Staircase will probably go down at least 50 percent. Good, good  
13 news.  
14 And that's listed at a 1.7. And sometimes it's listed as  
15 1.9 million acres. And it's just an exorbitant amount of acreage.  
16 The Bears Ears. Lot of -- lot of comment about that area.  
17 And that's at 1.35 million. And expect that acreage to be  
18 reduced 50 percent plus. And that -- that's a good thing.  
19 In other words, they're looking at, I think, taking a  
20 reduced amount of acreage and then probably creating two  
21 separate monuments down there in San Juan County.  
22 COMMISSIONER CLARK: And it's my understanding, with these  
23 reductions in the size of the national monuments, the local  
24 people are excited about that --  
25 KEN BROWN: Ver- -- very --  
26 COMMISSIONER CLARK: -- because --  
27 KEN BROWN: -- much so.  
28 COMMISSIONER CLARK: -- it -- it will bring jobs.  
29 KEN BROWN: Right. Uh-huh. That's right. Because, you  
30 know, you take multiple use out of production, you know, the  
31 economy, jobs, so forth.  
32 So that's -- that's good news.  
33 And we're -- we're really supporting that and pushing all  
34 that we can to have that done.  
35 Will there be contestment? A gross amount. But,  
36 nevertheless, we need to move toward with the reduction.  
37 Geothermal continues to serve Lander County well. Very nice,  
38 clean source of energy. And it -- it is done well.  
39 The new chart shows that there's an increase of \$49,130 for  
40 Lander County.



1 COMMISSIONER WAITS: You know, I wondered that, though.  
2 Because when they got their abatement, we had to give back a lot  
3 of the tax money.  
4 So does your -- does your numbers that you gave us on here  
5 don't include the -- how much did we just give back last --  
6 COMMISSIONER BAKKER: A hundred and --  
7 COMMISSIONER WAITS: A hundred and eighty-two thousand --  
8 CHAIRMAN MILLS: Yeah.  
9 COMMISSIONER WAITS: -- or --  
10 CHAIRMAN MILLS: Something like that.  
11 COMMISSIONER WAITS: -- something like that.  
12 So it's off a little bit.  
13 KEN BROWN: Yeah. Well, that just shows the gross amount  
14 --  
15 COMMISSIONER WAITS: Yeah.  
16 KEN BROWN: -- type of thing.  
17 COMMISSIONER CLARK: What was the gross amount again, Ken?  
18 KEN BROWN: The increase was \$49,130. And, of course,  
19 that's the gross type of thing. And they're --  
20 COMMISSIONER CLARK: Okay.  
21 KEN BROWN: -- going to be deductions from there, as  
22 Patsy's --  
23 COMMISSIONER WAITS: Yeah.  
24 KEN BROWN: -- indicated. So -- but --  
25 COMMISSIONER WAITS: But --  
26 KEN BROWN: -- anyway --  
27 COMMISSIONER WAITS: -- still an excellent resource --  
28 KEN BROWN: -- not an --  
29 COMMISSIONER WAITS: -- by --  
30 KEN BROWN: -- not --  
31 COMMISSIONER WAITS: -- all --  
32 KEN BROWN: -- like a --  
33 COMMISSIONER WAITS: -- means.  
34 KEN BROWN: -- an increase, even if you do get a deduction.  
35 You know.  
36 COMMISSIONER WAITS: Yeah. But it is -- and -- and it is  
37 increasing. So --  
38 KEN BROWN: Yeah.  
39 COMMISSIONER WAITS: -- that's a good thing. Because we  
40 need to make up for now the -- the --



1 KEN BROWN: Right.  
2 COMMISSIONER WAITS: -- deficit of the large --  
3 KEN BROWN: You need to plug the --  
4 COMMISSIONER WAITS: -- abatement.  
5 KEN BROWN: -- holes in some of the other areas.  
6 Now, the -- the research station concept for that program  
7 is -- where is -- where is that at? I'm sure Nevada -- counties  
8 in Nevada are pursuing that. They're -- the -- the west desert  
9 counties in Utah are looking at it. California's looking at it.  
10 COMMISSIONER WAITS: The research station?  
11 KEN BROWN: Station that the feds --  
12 COMMISSIONER WAITS: It's --  
13 KEN BROWN: -- are going to --  
14 COMMISSIONER WAITS: We just pledged -- Nevada just  
15 pledged -- what? -- a million -- extra million dollars to that  
16 to try and get it here. And the big place is right outside  
17 Fallon.  
18 KEN BROWN: Okay.  
19 COMMISSIONER WAITS: That's what they're looking at.  
20 And --  
21 KEN BROWN: Uh-huh.  
22 COMMISSIONER WAITS: -- we're on board. Yeah. We just  
23 talked about that.  
24 KEN BROWN: Now, I understand that probably in June is when  
25 that decision will be made. Is that correct?  
26 COMMISSIONER WAITS: I -- I don't remember exactly what it  
27 was now. I thought it was a little bit longer than that.  
28 But --  
29 KEN BROWN: Okay.  
30 COMMISSIONER WAITS: Anyway, yes.  
31 KEN BROWN: That's what --  
32 COMMISSIONER WAITS: It's --  
33 KEN BROWN: -- I --  
34 COMMISSIONER WAITS: Hopefully soon.  
35 KEN BROWN: -- it was June.  
36 COMMISSIONER WAITS: It's U- -- Utah and Nevada. And those  
37 are the two that are competing.  
38 KEN BROWN: But be located in Nevada. Nice thing.  
39 COMMISSIONER WAITS: We hope.  
40 KEN BROWN: Yeah.



1           You never know what tomorrow might bring.  
2           COMMISSIONER WAITS: No, but we want to be the geothermal  
3 capital. We really --  
4           KEN BROWN: Yeah.  
5           COMMISSIONER WAITS: -- do. And our governor is certainly  
6 pursuing that big-time. So --  
7           KEN BROWN: Well, and -- and Nevada's done well in that  
8 area.  
9           COMMISSIONER WAITS: Yeah.  
10          KEN BROWN: So you're -- certainly deserve some credit.  
11          Of course, I've had to stay kind of on the neutral basis, as  
12 you would understand.  
13          Anyway, I've -- the next item, PILT and SRS, I've just kind  
14 of coupled those two items together.  
15          Good thing about PILT, for 2017 payments, we got the  
16 13 million increase instead of 10- that we had done the previous  
17 years. And we pushed that -- that type of thing. So that  
18 indicates that, with the 13 million, you get a two per --  
19 2.1 percent. And with the 10 million, it's 1.8 percent. So  
20 that's good. We were trying to move that forward to keep that  
21 13 million in place rather than drop back to the 10 million.  
22          Dealing with the company town, so we'll see how things go.  
23 But we're putting a lot of effort into -- to PILT in that regard.  
24          The bad news, SRS, no reauthorization, as you know, for 2017  
25 payments. And we're working -- striving earnestly to get a  
26 reauthorization for 2018 payments.  
27          How it's going to play out is anybody's guess. And you've --  
28 you saw the letter with a lot of signatures on.  
29          However, the poor thing is SRS is titled like PILT is, a  
30 western welfare program, as you --  
31          COMMISSIONER WAITS: Well, it is. And all our -- our  
32 current legislators are on top of that -- because Secure Rural  
33 Schools that had a lot of grants and done a lot for Nevada.  
34          KEN BROWN: Uh-huh.  
35          COMMISSIONER WAITS: So they're --  
36          KEN BROWN: Yeah.  
37          COMMISSIONER WAITS: -- they're all on top, the best we can  
38 do. We just keep writing our letters and pushing --  
39          KEN BROWN: That's --  
40          COMMISSIONER WAITS: -- that.



1 KEN BROWN: -- right.  
2 COMMISSIONER WAITS: So --  
3 KEN BROWN: That -- we keep doing -- as you know, the --  
4 the payment that you will receive, probably in March, from the  
5 1908 contract between the feds and states, will be approximately  
6 \$27,261.  
7 I have to say approximate because you'll see what it  
8 actually ends up. You don't know about deductions again and so  
9 forth. But --  
10 COMMISSIONER CLARK: What was the number again, Ken?  
11 COMMISSIONER WAITS: 27,261.  
12 COMMISSIONER CLARK: Twenty --  
13 KEN BROWN: 27,261. Now the feds have to pay that under  
14 contract basis. Of course they could break the contract.  
15 But -- but anyway, that revenue will -- will flow this  
16 year.  
17 Now, as you recall, in 2016 the reauthorized revenue that  
18 Lander County received was \$129,781, substantially less revenue.  
19 And that hurts the public education. Yeah.  
20 They're totally disturbed, just like counties are, about that  
21 program. Why they put a program in place and then question about  
22 funding it is beyond me, but it happens.  
23 Okay. We will push PILT and the SRS reauthorization as much  
24 as possible along with state associations and national NACO and --  
25 and so forth.  
26 So, anyway, down to item six, I need to move along.  
27 Wild horse, burro. Unfortunately, little net gain with  
28 excess numbers.  
29 It's Congressman Stewart from Utah. You probably saw -- I  
30 think I put a letter from him in your packet that -- expressing  
31 his concerns about the problems that these excess numbers create.  
32 And we've indicated that, yes, there's room out there for  
33 wild horse/burro program. But there cannot be more numbers than  
34 the land can sustain. And it should not be out there to -- to be  
35 an impact on livestock grazing. And it is.  
36 So I attended the board meeting in Grand Junction, Colorado,  
37 and gave testimony. I try to attend those.  
38 And one of the things they -- I made a request some years ago  
39 to the board that why couldn't we have most of those meet -- board  
40 meetings be held in the West where the --



1  
2 (Cell phone ringing.)  
3

4 KEN BROWN: -- big part of the problem is and so that  
5 people in the West, commissioners, so forth, could have a better  
6 opportunity to attend those meetings. And they have done that.  
7 And I've complimented the staff and the board for doing that.

8 COMMISSIONER CLARK: Well, weren't -- wasn't one of the  
9 proposals to move the Department of Interior or something to  
10 Denver, Colorado?

11 KEN BROWN: Well, there were -- yeah, there was some  
12 thought to that.

13 COMMISSIONER CLARK: Yeah.

14 KEN BROWN: Uh-huh.

15 COMMISSIONER CLARK: Talk.

16 KEN BROWN: Hasn't happened. But there's --

17 COMMISSIONER CLARK: Yeah.

18 KEN BROWN: -- some thought.

19 I think that's all on item six.

20 Just one item in -- two items in "Other Issues." The 1872  
21 mining law. We look at that at least every two weeks, make sure  
22 that they're not trying to amend that, just like the Clean Water  
23 Act. And so we do that.

24 And then H.R. 3990 by Congressman Bishop to amend or to  
25 reform the Antiquities Act. Good move. He's -- he's getting a  
26 lot of flak about it, but so what?

27 He's trying -- they're trying to do something because the --  
28 and the EPA as well. They're -- they're evaluating those -- both  
29 of those areas because they're far too powerful.

30 Local government doesn't get a ch- -- very much of an  
31 opportunity to be involved. States don't.

32 And so, to me, that's unacceptable. And so I have contacted  
33 Commissioner -- or Congressman Bishop's office and told him that  
34 he's to be commended for his effort. He's -- he's in my district  
35 in Utah. And he's done a -- he's done an absolute good job.

36 Okay. Sage grouse, pretty well on hold, in a holding  
37 pattern. That's a good -- that's a good thing.

38 So I've bent your ear long enough, Commissioners.

39 COMMISSIONER BAKKER: Thank you, Ken.

40 COMMISSIONER CLARK: It's always a pleasure, Ken. You're



1 very --  
2 CHAIRMAN MILLS: Yeah.  
3 COMMISSIONER CLARK: -- informative.  
4 CHAIRMAN MILLS: Thank you.  
5 COMMISSIONER BAKKER: Hey, Keith, can you have someone copy  
6 that map, please?  
7 KEITH WESTENGARD: Yep.  
8 COMMISSIONER BAKKER: Okay.  
9 CHAIRMAN MILLS: Appreciate your time --  
10 COMMISSIONER BAKKER: Thanks, Ken.  
11 CHAIRMAN MILLS: -- and the effort --  
12 KEN BROWN: Thank --  
13 COMMISSIONER WAITS: Thank you.  
14 KEN BROWN: -- you.  
15 CHAIRMAN MILLS: -- to make sure you come out and see us.  
16 KEN BROWN: Have a good day, Commissioners.  
17 COMMISSIONER WAITS: You travel safely.  
18 COMMISSIONER CLARK: Doug? I need a --  
19 CHAIRMAN MILLS: Ready for a break?  
20 COMMISSIONER BAKKER: Oh.  
21 CHAIRMAN MILLS: Yeah. We're going to take a quick break.  
22 COMMISSIONER BAKKER: Austin?  
23  
24 (Break taken between 10:01 a.m. and 10:12 a.m.)  
25  
26 CHAIRMAN MILLS: I call this meeting back to order.  
27 We are going to go out of order here and jump to Item Number  
28 13.  
29  
30 13) Discussion for possible action for the remaining balance of  
31 up to \$75,000 out of the original \$120,000 Water & Sewer  
32 District #2 grant funds for the sewer preliminary engineering  
33 report (PER) in Austin to be reallocated and used in paying  
34 for the design portion of the Highway 50 sewer project, and  
35 all other matters properly related thereto.  
36  
37 CHAIRMAN MILLS: Discussion for possible action for the  
38 remaining balance of up to \$75,000 out of the original \$120,000  
39 Water & Sewer District #2 grant funds for the sewer preliminary  
40 engineering report, the PER, in Austin to be reallocated and



1 used in paying for the design por- -- portion of the Highway 50  
2 sewer project, and all other matters properly related thereto.  
3 Good morning.  
4 KIP HELMING: Good morning.  
5 COMMISSIONER BAKKER: Good morning.  
6 COMMISSIONER WAITS: Good morning.  
7 KIP HELMING: My name's Kip Helming.  
8 I'm the chairman of the board of the Lander County Combined  
9 Sewer and Water District #2.  
10 DEAN DAY: I'm Dean Day. I'm the -- Austin's engineer.  
11 So --  
12 KIP HELMING: So we're here in front of all you guys to --  
13 back for last year's budget, we had asked for some monies for  
14 sewer PER. And you had granted us \$120,000 to do so on the Main  
15 Street of Austin.  
16 And there is an upcoming state project that's going to be  
17 pretty much tearing up the whole shebang.  
18 And at this time, they're requesting a 60 percent  
19 engineering by April.  
20 So we're a little short on time and somewhat funding. So we  
21 were hoping that we could come to you guys and if we could roll  
22 over the remainder of the unused portion of that 120,000 that we  
23 used for the PER and roll it over into some engineering costs to  
24 hopefully get this in under the deadline for the state.  
25 Do you have anything to add, Dean?  
26 DEAN DAY: No, we're not -- we're not anywhere near  
27 120,000, obviously. Because all we did was just -- we just  
28 televised the sewers on the state highway portion of the -- when  
29 we gave the 120,000 number, it was for the whole -- whole town  
30 sewer system. So...  
31 CHAIRMAN MILLS: Right.  
32 DEAN DAY: So we're over --  
33 COMMISSIONER BAKKER: For the cameras? Or to design and do  
34 --  
35 KIP HELMING: Just the cameras, just the PER --  
36 DEAN DAY: To just to --  
37 KIP HELMING: -- to --  
38 DEAN DAY: -- just the -- just the --  
39 COMMISSIONER BAKKER: That -- that's what you guys did  
40 already; right?



1 DEAN DAY: Right.  
2 KIP HELMING: Yes.  
3 DEAN DAY: But we were in the process of -- of completing  
4 the report with we know we want to do. We've televised the  
5 sewer, and we've identified the ones that are -- will need to be  
6 worked on through --  
7 COMMISSIONER BAKKER: So the rest of this money, is it just  
8 for the engineering? Or will it fix --  
9 KIP HELMING: It's strictly for engineering.  
10 This point in time, the deadline for the engineering is in  
11 April to have it to the state to be considered under the bid  
12 processing for -- we'd like to combine it with the project with  
13 the state because it would save us money and possibly save the  
14 state money.  
15 CHAIRMAN MILLS: So when -- when the state does -- redoes  
16 the roads, you'll have opportunity to fix the sewer problems.  
17 KIP HELMING: Correct.  
18 So --  
19 CHAIRMAN MILLS: Okay.  
20 DEAN DAY: That's the idea.  
21 CHAIRMAN MILLS: Yeah.  
22 COMMISSIONER ALLAN: I think that was the whole intent when  
23 we did approve the funding was --  
24 COMMISSIONER BAKKER: Now, are we going to need more money  
25 to fix the problem when the state starts their project? Or --  
26 KIP HELMING: Yes, we -- we would have to come back in  
27 front of the board for additional funding. But that would --  
28 the project itself wouldn't be awarded until late and actually  
29 wouldn't start to commence until 2019.  
30 COMMISSIONER BAKKER: Okay. So we have time for that.  
31 KIP HELMING: So we have time for that.  
32 CHAIRMAN MILLS: So we --  
33 KIP HELMING: But we --  
34 CHAIRMAN MILLS: -- go through budget process on that one.  
35 COMMISSIONER BAKKER: Yeah.  
36 KIP HELMING: Correct. Yes.  
37 CHAIRMAN MILLS: Okay.  
38 KIP HELMING: Yes. Yes.  
39 COMMISSIONER BAKKER: Okay.  
40 COMMISSIONER WAITS: And -- and my understanding is, after



1 going through a lot of this, is, yes, Gwen's been looking for  
2 money for a long time, your department has, --  
3 KIP HELMING: Yes.  
4 COMMISSIONER WAITS: -- I know. And some -- some is okay.  
5 And -- and she's picking up some and still hopeful for others.  
6 So I -- I know that's a big one. But it's something  
7 that -- that we need to do.  
8 And -- and when you came before us and we looked at this  
9 for the water situation, it was certainly our -- our thought of  
10 water and sewer together, by all means. I don't --  
11 KIP HELMING: Yes.  
12 COMMISSIONER WAITS: -- know how we missed --  
13 KIP HELMING: Yes.  
14 COMMISSIONER WAITS: -- that. But I found it very  
15 confusing when I went through -- Dean -- I'm sorry -- a lot of  
16 your -- your projects here would be estimates. And I'm going,  
17 this looks like one rate and all of a sudden it looked like  
18 another rate and now the cameras are added and that was more  
19 expensive. So I'm going, is the bottom line for the engineering  
20 truly 120,000?  
21 KIP HELMING: No.  
22 The -- the actual engineering costs for the -- what happens  
23 is there's two projects that we're looking at, --  
24 COMMISSIONER WAITS: Okay. We're flipping --  
25 KIP HELMING: -- the sewer line --  
26 COMMISSIONER WAITS: -- over to the --  
27 KIP HELMING: -- project --  
28 COMMISSIONER WAITS: -- the last page? Is that where you  
29 are?  
30 KIP HELMING: I'm not too sure which one you have. Dean  
31 has that information.  
32 But we have two separate projects that we're actually  
33 working on, the sewer project and then also the water project.  
34 COMMISSIONER WAITS: Right.  
35 KIP HELMING: We're coming before you at this time for the  
36 sewer portion of the project.  
37 COMMISSIONER WAITS: Right. I understand that.  
38 KIP HELMING: Yeah. And so I'm not too sure what the final  
39 tallies of the PER was.  
40 DEAN DAY: It's about 60,000.



1 KIP HELMING: Sixty thousand for the final amount of the  
2 PER for the sewer portion of it.  
3 COMMISSIONER WAITS: So then this one looks like it's only  
4 another 40,157?  
5 Minus previous billings. No, forty-two -- 42,657.  
6 This one?  
7 DEAN DAY: That's -- that's --  
8 CHAIRMAN MILLS: It looks like that's for the --  
9 DEAN DAY: -- the one --  
10 CHAIRMAN MILLS: -- camera --  
11 DEAN DAY: -- on the bills.  
12 CHAIRMAN MILLS: -- that's for the camera inspections,  
13 which they've done.  
14 COMMISSIONER WAITS: Okay. I have to look at a  
15 different --  
16 DEAN DAY: This --  
17 COMMISSIONER WAITS: -- one.  
18 DEAN DAY: -- this is the actual budget here, if that helps  
19 you.  
20 COMMISSIONER BAKKER: Oh, yeah. I have that.  
21 DEAN DAY: The water and the sewer.  
22 COMMISSIONER BAKKER: So the total project costs when  
23 you're all done is going to be this bottom one -- one million?  
24 DEAN DAY: Right.  
25 The construction's going to be, you know, 800-something  
26 thousand dollars.  
27 COMMISSIONER WAITS: Right. I saw that. But I said I was  
28 getting more confused on -- on what your bill was. That's why I  
29 was looking to this.  
30 DEAN DAY: Yeah. Our -- our final bill on this -- we  
31 haven't billed anything out yet -- but our final board on the  
32 PER will be about 60,000. That's the title -- total --  
33 COMMISSIONER WAITS: For the sewer?  
34 DEAN DAY: -- of that -- of the 120 of the sewer. Right.  
35 The water's already done.  
36 COMMISSIONER WAITS: Okay. And we've already used how  
37 much?  
38 GWEN JONES: \$60,196.  
39 COMMISSIONER WAITS: I'm sorry, Gwen. How much?  
40 GWEN JONES: \$60,196.



1 COMMISSIONER WAITS: Okay. So we're right in there.  
2 It was 60,000 for the water and everything. And now -- now  
3 the -- the new sewer bill is another 60,000.  
4 But I guess the part I'm confused on, that's your whole total  
5 bill; right?  
6 You're only going to have 60 percent done for us by April.  
7 Because that -- that's what we have to have done.  
8 So is you're going to bill -- bill still be higher?  
9 DEAN DAY: Yeah. If we --  
10 Okay. Our total design fee for the sewer will be about  
11 75,600. And our design fee for the water is about 72,000.  
12 So -- but this is just for the sewer that we're talking  
13 about.  
14 KIP HELMING: Yeah. We're -- we're asking only for the  
15 sewer system, not for the water at this time.  
16 And what we're trying to do is roll over the difference  
17 between the 120,000 that you had granted us for the entire PER and  
18 what he billed for the actual PER, the cost of the actual PER,  
19 which was sixty thousand one hundred --  
20 GWEN JONES: Ninety-six dollars.  
21 KIP HELMING: -- and ninety-six dollars, which leaves us  
22 approximately \$59,000 leftover.  
23 We'd like to roll that \$59,000 over into at least the  
24 60 percent of the engineering that we have to have to the state by  
25 April.  
26 COMMISSIONER WAITS: Okay.  
27 COMMISSIONER BAKKER: So -- oh, go ahead, Patsy.  
28 COMMISSIONER WAITS: Okay. So the 60,000 that -- that you  
29 want is still only 60 percent? That's what I'm unclear on.  
30 KIP HELMING: It's a little over 60 percent of --  
31 DEAN DAY: It's --  
32 KIP HELMING: -- its total --  
33 DEAN DAY: -- more than --  
34 KIP HELMING: -- engineering.  
35 DEAN DAY: -- that.  
36 COMMISSIONER WAITS: So it --  
37 DEAN DAY: Well, no. Of the --  
38 COMMISSIONER WAITS: The total --  
39 DEAN DAY: Okay.  
40 COMMISSIONER WAITS: -- engineering fee is going to be way



1 up there because you get a percentage of -- of what the cost is  
2 to build and so forth too; right?

3 DEAN DAY: Or we have inspection. Right. We have  
4 inspection. Because they were going to require us to inspect  
5 the project also.

6 COMMISSIONER WAITS: I'm trying to get a bottom line for  
7 Dean, the --

8 DEAN DAY: Okay.

9 COMMISSIONER WAITS: -- engineering.

10 DEAN DAY: Though -- though -- the bottom line for Day  
11 Engineering is this. Okay.

12 For the -- for the sewer, it's going to be \$125,600. And  
13 that's -- that's, you know, cradle to grave.

14 KIP HELMING: That's including all of the -- the project  
15 costs.

16 DEAN DAY: But that -- well, that's the inspection and  
17 everything. That's -- that's -- that's --

18 KIP HELMING: Yeah.

19 DEAN DAY: That's what we would get. And then for the  
20 water, it's going to be 120,000.

21 COMMISSIONER WAITS: Okay. So we're looking at a quarter  
22 of a million dollars just for engineering.

23 DEAN DAY: That's correct.

24 COMMISSIONER WAITS: Right. Which is going to come back to  
25 us.

26 COMMISSIONER BAKKER: But you --

27 COMMISSIONER WAITS: Because you don't get grants on  
28 engineering?

29 DEAN DAY: Don't know.

30 COMMISSIONER WAITS: Okay. Just so you know bottom line.

31 COMMISSIONER BAKKER: I'm --

32 COMMISSIONER WAITS: But -- but we have no option.

33 CHAIRMAN MILLS: (Indiscernible) do --

34 COMMISSIONER WAITS: I mean, Austin has to be done.

35 COMMISSIONER BAKKER: Now -- so the water side of the water  
36 engineering, does that need to be done now too?

37 DEAN DAY: Yes.

38 KIP HELMING: Yeah.

39 COMMISSIONER BAKKER: But there's not enough money.

40 KIP HELMING: We -- this is. Introduce yourself, please.



1 GWEN JONES: Okay.  
2 DEAN DAY: Switch chairs here.  
3 GWEN JONES: Thank you, Dean.  
4 Gwen Jones.  
5 COMMISSIONER WAITS: Name.  
6 GWEN JONES: I'm the secretary.  
7 COMMISSIONER WAITS: Okay.  
8 GWEN JONES: Okay. Right now I have -- working with the  
9 state revolving fund, I have secured \$72,000 --  
10 COMMISSIONER BAKKER: Okay.  
11 GWEN JONES: -- for the water portion of the design  
12 project.  
13 Right now all we are seeking from the board at this time is  
14 the remaining balance of the \$60,000 to pay Dean. He's asking,  
15 at this point, strictly for 75,600. We will figure out the  
16 other 15,000 if you guys are willing to fund us the 60-.  
17 COMMISSIONER BAKKER: So we need to roll over the  
18 remaining. And then you'll --  
19 GWEN JONES: Yes.  
20 COMMISSIONER BAKKER: -- figure out the \$15,000 difference.  
21 GWEN JONES: Yes.  
22 COMMISSIONER BAKKER: Okay. Because the numbers weren't  
23 adding up to --  
24 GWEN JONES: Yes.  
25 COMMISSIONER BAKKER: There was something off.  
26 GWEN JONES: Yes. No. The -- the --  
27 COMMISSIONER BAKKER: But that --  
28 GWEN JONES: -- the --  
29 COMMISSIONER BAKKER: -- makes sense. You --  
30 GWEN JONES: -- whole --  
31 COMMISSIONER BAKKER: -- guys should have lead with --  
32 GWEN JONES: -- project --  
33 COMMISSIONER BAKKER: -- her.  
34 KIP HELMING: Sorry.  
35 GWEN JONES: -- is going to be dealt with separately under  
36 other portions.  
37 I am seeking funding through the USDA and through the NRS  
38 and the DWRSF.  
39 KIP HELMING: And the RADA.  
40 GWEN JONES: Yes. And the RADA.



1 COMMISSIONER BAKKER: And are you --  
2 GWEN JONES: So --  
3 COMMISSIONER BAKKER: -- sure you're going to get the  
4 funding? Or --  
5 GWEN JONES: Right now I'm 98 percent sure I can get USDA  
6 funding. And they are willing to fund us at 500,000 grant,  
7 \$500,000 loan. That leaves us 40,000 uncovered on the water.  
8 I'm still working on the sewer project because that was a  
9 little later in coming up.  
10 So that one is kind of a little scarier, looking at right  
11 now. But it is also going to be presented to your board at the  
12 capital -- the capital --  
13 COMMISSIONER BAKKER: At the --  
14 GWEN JONES: -- budget --  
15 COMMISSIONER BAKKER: -- budget.  
16 GWEN JONES: -- stuff.  
17 COMMISSIONER BAKKER: Okay.  
18 GWEN JONES: So --  
19 COMMISSIONER CLARK: Ted?  
20 GWEN JONES: But I am seeking elsewhere so --  
21 COMMISSIONER BAKKER: Okay.  
22 COMMISSIONER CLARK: Can -- we can only talk about the  
23 numbers that are presented today; right?  
24 DISTRICT ATTORNEY HERRERA: Well, we -- we can talk about  
25 the numbers of the -- of the project. But we can't go into  
26 detail about the water issue, because we didn't agendize the  
27 water side of this, only the sewer side.  
28 COMMISSIONER CLARK: Because what I'm getting at, it sounds  
29 like they need money. Can we --  
30 DISTRICT ATTORNEY HERRERA: Yeah, but --  
31 COMMISSIONER CLARK: -- can we --  
32 DISTRICT ATTORNEY HERRERA: Yeah, but --  
33 COMMISSIONER CLARK: -- give them the amount --  
34 DISTRICT ATTORNEY HERRERA: Yes.  
35 COMMISSIONER CLARK: -- that they need? And then when they  
36 get the funding, they can give us the funding, if they get it?  
37 DISTRICT ATTORNEY HERRERA: We can -- all we can do --  
38 COMMISSIONER BAKKER: We can agendize --  
39 DISTRICT ATTORNEY HERRERA: -- today --  
40 COMMISSIONER BAKKER: -- that next time.



1 DISTRICT ATTORNEY HERRERA: All we can do --  
2 COMMISSIONER CLARK: Right.  
3 DISTRICT ATTORNEY HERRERA: -- today is roll over the  
4 remaining amount --  
5 COMMISSIONER BAKKER: Yep.  
6 DISTRICT ATTORNEY HERRERA: -- of the original grant.  
7 COMMISSIONER CLARK: Because we --  
8 COMMISSIONER BAKKER: Right.  
9 COMMISSIONER CLARK: -- we have a window --  
10 GWEN JONES: Yes.  
11 COMMISSIONER CLARK: -- of opportunity here. And we need  
12 to take advantage of it.  
13 Well, that -- we can do that in the rollover. They didn't  
14 ask anything on the water at this --  
15 COMMISSIONER BAKKER: We'll have to --  
16 DISTRICT ATTORNEY HERRERA: -- time.  
17 COMMISSIONER BAKKER: -- do that the next meeting if we --  
18 DISTRICT ATTORNEY HERRERA: Right.  
19 COMMISSIONER BAKKER: -- need to get --  
20 COMMISSIONER CLARK: Okay.  
21 COMMISSIONER BAKKER: -- more detailed.  
22 DISTRICT ATTORNEY HERRERA: Right.  
23 KIP HELMING: Yep. The -- the water stuff, we have secured  
24 funding for the --  
25 COMMISSIONER WAITS: Right.  
26 KIP HELMING: -- for the engineering.  
27 It was the sewer portion of it, the engineering on the sewer  
28 portion of it, that we lacked, which is what we're asking --  
29 COMMISSIONER BAKKER: Right.  
30 KIP HELMING: -- for today --  
31 COMMISSIONER WAITS: Right.  
32 KIP HELMING: -- is -- is the rollover money, which would  
33 then give us -- secure us enough funding to get the sewer  
34 engineering taken care of.  
35 COMMISSIONER BAKKER: Okay.  
36 CHAIRMAN MILLS: But --  
37 COMMISSIONER CLARK: We on track, Bert?  
38 COMMISSIONER WAITS: Bert, did you have some input?  
39 BERT RAMOS: Yeah. Bert Ramos.  
40 So if you guys are going to fund this, I think that it's



1 important to be ready to possibly fund the entire project in  
2 case no funding comes through in our upcoming budget hearing.  
3 And the other thing that I'd like to have with this is  
4 there's some possible serious savings on the water side of this.  
5 Because we have two water mains running down the Austin street.  
6 And we may be able to just cross over and -- and connect to that  
7 one water main and abandon the other in place, as opposed to  
8 remove -- and we've got asbestos pipe and some other things that  
9 come in -- in -- in this.

10 The other question I have is if Day Engineering is  
11 considering their --

12 Most -- most peop- -- most engineers on the projects are,  
13 say, 10 percent and then a 5 percent inspector fee.

14 But if -- if this is for the entire project -- and there  
15 won't be a fee for the design and everything else from here  
16 forward, this is your design. This is for the -- for the  
17 construction phase of this project as well?

18 Is that -- am I correct --

19 GWEN JONES: Yes.

20 BERT RAMOS: -- on that?

21 DEAN DAY: Yeah. I mean, it will --

22 KIP HELMING: This is for engineering only, not the  
23 construction --

24 GWEN JONES: No.

25 KIP HELMING: -- portion of --

26 GWEN JONES: Just the --

27 KIP HELMING: -- it.

28 GWEN JONES: -- design.

29 KIP HELMING: The construction at the time, --

30 DEAN DAY: Rolling it over.

31 KIP HELMING: -- the inspection- --

32 GWEN JONES: Not the construction.

33 KIP HELMING: -- -wise would be --

34 GWEN JONES: Not construction. It's just design.

35 KIP HELMING: Right. Just the --

36 BERT RAMOS: So this --

37 KIP HELMING: -- design --

38 BERT RAMOS: -- is the design.

39 KIP HELMING: -- portion.

40 BERT RAMOS: So when this project hits the street and goes



1 to bid, we'd be paying an additional --  
2 DEAN DAY: Yes.  
3 KIP HELMING: For the construction --  
4 COMMISSIONER CLARK: Yeah.  
5 KIP HELMING: -- portion of it. Yes.  
6 COMMISSIONER CLARK: Well, I -- I want you to have your  
7 infrastructure straightened out. You know, it appears that we  
8 have money at -- at this time to -- to -- to do this. I just --  
9 I'm a little bit confused of, you know, if you don't get the  
10 funding, then what? You know. Then are you going to be held up  
11 or stopped?  
12 I would rather give you the money. You get the funding.  
13 You pay us back that -- the -- the amount of the funding that  
14 you got.  
15 COMMISSIONER BAKKER: I think we'll know in time enough if  
16 you guys are going to get it or not or if we need to figure  
17 something out. Because --  
18 GWEN JONES: Uh-huh.  
19 COMMISSIONER BAKKER: -- it is. No reason why we  
20 couldn't -- can't figure something --  
21 GWEN JONES: Yes.  
22 COMMISSIONER BAKKER: -- out.  
23 COMMISSIONER WAITS: No.  
24 GWEN JONES: I'm planning on being on the budget agenda for  
25 the other issue. So --  
26 COMMISSIONER CLARK: Okay.  
27 GWEN JONES: -- if -- for time's sake, I was just looking  
28 at the 60,000 for now.  
29 And then as we progress in seeking other funding and working  
30 with you, move forward from there.  
31 COMMISSIONER CLARK: Yeah, I just don't want to miss this  
32 window. And then you have to go back and dig up new roads or --  
33 COMMISSIONER BAKKER: I --  
34 COMMISSIONER CLARK: -- whatever.  
35 COMMISSIONER BAKKER: -- do agree, --  
36 COMMISSIONER WAITS: No.  
37 COMMISSIONER BAKKER: -- though, if we're going to keep  
38 funding this, we need to see it through to the end.  
39 So --  
40 And make sure we finish --



1 CHAIRMAN MILLS: Yeah.  
2 COMMISSIONER BAKKER: -- the project.  
3 COMMISSIONER CLARK: Yeah.  
4 CHAIRMAN MILLS: And make it right.  
5 So I'm confused. Our -- our agenda item does say that  
6 you're asking for 75,000 that's --  
7 GWEN JONES: Seventy- --  
8 CHAIRMAN MILLS: -- remaining, but you --  
9 GWEN JONES: -- -five --  
10 CHAIRMAN MILLS: -- keep saying --  
11 GWEN JONES: -- thousand --  
12 CHAIRMAN MILLS: -- you want -- you keep saying you need  
13 60,000. So I'm --  
14 GWEN JONES: Okay. Seventy-five thousand six hundred was  
15 the quote from Dean --  
16 CHAIRMAN MILLS: Okay.  
17 GWEN JONES: -- for Day Engineering to design the project.  
18 That's why 75,600 went in there.  
19 Because at the time when I had to have the papers in, that  
20 was the number I had in front of me.  
21 CHAIRMAN MILLS: Okay.  
22 GWEN JONES: And at that time I believe it was only 42,500  
23 that had been charged to the original 120,000.  
24 CHAIRMAN MILLS: Okay.  
25 GWEN JONES: So whatever money --  
26 CHAIRMAN MILLS: So --  
27 GWEN JONES: -- was going to --  
28 CHAIRMAN MILLS: -- what --  
29 GWEN JONES: -- come out in the wash was --  
30 CHAIRMAN MILLS: What's the --  
31 GWEN JONES: -- what I'm --  
32 CHAIRMAN MILLS: -- amount --  
33 GWEN JONES: -- looking at.  
34 COMMISSIONER BAKKER: What's the amount --  
35 CHAIRMAN MILLS: What's the amount you're asking for?  
36 GWEN JONES: \$59,904? Or 804?  
37 COMMISSIONER WAITS: We -- we just wanted the clarification  
38 on whether it was the 60 percent or the whole total amount or --  
39 or what we were doing as far as the engineering for the sewer.  
40 CHAIRMAN MILLS: Right.



1 COMMISSIONER WAITS: That's all. I was confused with  
2 the --  
3 GWEN JONES: I would --  
4 COMMISSIONER WAITS: -- numbers.  
5 GWEN JONES: -- gladly take the full amount, but we don't  
6 have that left over out of the 120-.  
7 KIP HELMING: Right.  
8 GWEN JONES: So --  
9 COMMISSIONER WAITS: Right. But what we wanted to know if  
10 there was more.  
11 I mean, if that was the total. And it's only the  
12 60 percent --  
13 GWEN JONES: Right.  
14 COMMISSIONER WAITS: -- that's going to be done by --  
15 GWEN JONES: We can --  
16 COMMISSIONER WAITS: -- April.  
17 GWEN JONES: We can -- how it works out is it's 47,000 for  
18 the first and then plus the five, which is like 52,000. So the  
19 60,000 would start the budget and get us to the 60 percent mark  
20 is where Dean needs to be by April. That leaves us roughly  
21 another year to worry about the other portion of the 75,600.  
22 COMMISSIONER CLARK: We don't want you to --  
23 GWEN JONES: So --  
24 COMMISSIONER CLARK: -- worry. We want you to get the  
25 project done. We just --  
26 GWEN JONES: Well, I'll be back next month, --  
27 COMMISSIONER CLARK: How --  
28 GWEN JONES: -- and you can give it to me then.  
29 COMMISSIONER CLARK: How much do you need?  
30 GWEN JONES: The whole --  
31 COMMISSIONER CLARK: I know.  
32 GWEN JONES: -- project's --  
33 COMMISSIONER CLARK: I know.  
34 GWEN JONES: -- 2.3 million.  
35 COMMISSIONER WAITS: I'll make a motion that we approve up  
36 to \$60,000 for the Austin sewer preliminary engineering report  
37 out of the -- did I say "up to"? -- yeah, not --  
38 CHAIRMAN MILLS: You said "up to."  
39 COMMISSIONER WAITS: -- to exceed 60,000 of the 120,000  
40 that we had authorized previously.



1 COMMISSIONER BAKKER: Second.  
2 COMMISSIONER WAITS: Do we need a signature on here  
3 somewhere? Just on the check.  
4 COMMISSIONER BAKKER: No. Because we already approved the  
5 grant.  
6 COMMISSIONER WAITS: Yeah.  
7 DISTRICT ATTORNEY HERRERA: Yeah.  
8 COMMISSIONER WAITS: We did.  
9 COMMISSIONER BAKKER: Yeah.  
10 KEITH WESTENGARD: It's already been granted.  
11 COMMISSIONER WAITS: Okay.  
12 DISTRICT ATTORNEY HERRERA: It's already been granted.  
13 CHAIRMAN MILLS: We'll call it something else now, I guess.  
14 COMMISSIONER BAKKER: Uh-huh.  
15 CHAIRMAN MILLS: Okay. Patsy made a motion. Sean  
16 seconded.  
17 Do we have any public comment?  
18 COMMISSIONER CLARK: Well, you know me. I'd give you more.  
19 That's the motion.  
20 GWEN JONES: I'll be back, Art.  
21 KIP HELMING: We'll be back.  
22 COMMISSIONER BAKKER: Okay.  
23 CHAIRMAN MILLS: Go ahead.  
24 DEAN DAY: The -- the motion was to fund the PER, which has  
25 really already been funded. I think what we're asking for is  
26 the money to be used that's left over for the design of the  
27 project.  
28 Does that make sense?  
29 COMMISSIONER WAITS: I said engineering report. And you  
30 want the word "design" instead --  
31 DEAN DAY: Right.  
32 COMMISSIONER WAITS: -- of "engineering report"?  
33 DEAN DAY: Well, because the engineering report has already  
34 been -- has already been funded.  
35 Now, if that was what the hundred and twenty was for.  
36 COMMISSIONER WAITS: But I said sewer.  
37 DEAN DAY: Right.  
38 COMMISSIONER WAITS: And the one that --  
39 DEAN DAY: The sewer --  
40 COMMISSIONER WAITS: -- we did before was water. Do you



1 want me to clarify that somehow, Counselor?  
2 DISTRICT ATTORNEY HERRERA: You -- you could clarify it.  
3 At --  
4 COMMISSIONER WAITS: Okay.  
5 DISTRICT ATTORNEY HERRERA: Either --  
6 COMMISSIONER WAITS: We clarify --  
7 DISTRICT ATTORNEY HERRERA: -- way would work.  
8 COMMISSIONER WAITS: -- for design work for -- for --  
9 DEAN DAY: You can sue me.  
10 COMMISSIONER WAITS: -- Dean Engineering. How's that?  
11 DEAN DAY: May have been.  
12 COMMISSIONER WAITS: Okay. Add that to the --  
13 COMMISSIONER BAKKER: Okay.  
14 COMMISSIONER WAITS: Amend that motion.  
15 CHAIRMAN MILLS: Okay.  
16 COMMISSIONER BAKKER: Second.  
17 DISTRICT ATTORNEY HERRERA: Okay.  
18 CHAIRMAN MILLS: So we're -- we're okay on --  
19 DISTRICT ATTORNEY HERRERA: Yeah.  
20 CHAIRMAN MILLS: -- all that? All right.  
21 COMMISSIONER BAKKER: Keith, you got direction?  
22 Okay.  
23 KEITH WESTENGARD: Yeah, they're -- they're entitled to the  
24 other 60,000 for design.  
25 COMMISSIONER BAKKER: Yes.  
26 DISTRICT ATTORNEY HERRERA: And they'll amend the --  
27 CHAIRMAN MILLS: And they don't --  
28 DISTRICT ATTORNEY HERRERA: -- second.  
29 COMMISSIONER ALLAN: Just give them the money.  
30 DISTRICT ATTORNEY HERRERA: You got to amend the second  
31 too.  
32 CHAIRMAN MILLS: All in favor?  
33 COUNTY CLERK SULLIVAN: She did.  
34 COMMISSIONER BAKKER: Aye.  
35 COMMISSIONER CLARK: Amend the --  
36 DISTRICT ATTORNEY HERRERA: When will we --  
37 COMMISSIONER CLARK: -- second.  
38 DISTRICT ATTORNEY HERRERA: -- when will we --  
39 COMMISSIONER ALLAN: Aye.  
40 DISTRICT ATTORNEY HERRERA: You've got to amend the second.



1 COMMISSIONER BAKKER: I did.  
2 COUNTY CLERK SULLIVAN: They did.  
3 COMMISSIONER WAITS: Aye.  
4 CHAIRMAN MILLS: Sean did.  
5 COMMISSIONER WAITS: I said I amend my second.  
6 DISTRICT ATTORNEY HERRERA: Okay.  
7 COMMISSIONER CLARK: Okay.  
8 CHAIRMAN MILLS: Did we --  
9 COMMISSIONER CLARK: Aye.  
10 COMMISSIONER BAKKER: Aye.  
11 CHAIRMAN MILLS: All right.  
12 COMMISSIONER BAKKER: Aye.  
13 KEITH WESTENGARD: Ladies, --  
14 CHAIRMAN MILLS: Touchdown.  
15 GWEN JONES: Thank you --  
16 KEITH WESTENGARD: -- gentlemen.  
17 GWEN JONES: -- very much.  
18 KIP HELMING: Thank you very much.  
19 COMMISSIONER BAKKER: Thank you.  
20 KIP HELMING: We will see you in February.  
21 COMMISSIONER BAKKER: Okay.  
22 Safe travels.  
23 GWEN JONES: Thank you.  
24 COMMISSIONER WAITS: Hopefully we won't see you until  
25 March. But if you get your info in by February; right?  
26 COMMISSIONER BAKKER: Right?  
27 COMMISSIONER WAITS: Okay.  
28 CHAIRMAN MILLS: Okay. We are back on track on our agenda.  
29

30 4) Discussion for possible action to remove George Fennemore as  
31 the Northeastern Nevada Regional Development Authority  
32 (NNRDA) representative and to assign two Lander County  
33 commissioners to the NNRDA, one as a member and one as an  
34 alternate with only one of them being able to vote, and to  
35 decide the future of the Lander County Economic Development  
36 Authority (LEDA), and all other matters properly related  
37 thereto.  
38

39 CHAIRMAN MILLS: Item Number 4. Discussion for possible  
40 action to remove George Fennemore as the Northeastern Nevada



1 Regional Development Authority, NNRDA, representative and to  
2 assign two Lander County commissioners to the NNRDA, one as a  
3 member and one as an alternate with only one of them being able  
4 to vote, and to decide the future of the Lander County Economic  
5 Development Authority, LEDA, and all other matters properly  
6 related -- related thereto.

7 COMMISSIONER BAKKER: Okay.

8 KEITH WESTENGARD: So this --

9 CHAIRMAN MILLS: So --

10 KEITH WESTENGARD: -- came about through a meeting that we  
11 had with NNRDA. We do hold a seat on NNRDA.

12 And then Mr. Fennemore has not attended the meetings. And  
13 that is our voice -- Lander County's voice with NNRDA.

14 My suggestion that -- would be that he be removed and that  
15 the -- the LEDA members -- alternate be assigned to NNRDA as our  
16 -- as a voting member and the alternate.

17 COMMISSIONER BAKKER: Okay. Oh.

18 COMMISSIONER WAITS: There's a couple things that we're  
19 looking at here. And -- and I agree with what you're saying.  
20 We definitely need the representation at NNRDA. And I think it  
21 should be a commissioner.

22 CHAIRMAN MILLS: I think that's what we're asking for.

23 COMMISSIONER BAKKER: Yeah. That's what --

24 KEITH WESTENGARD: Yeah.

25 COMMISSIONER BAKKER: -- he said.

26 KEITH WESTENGARD: That -- I believe Commissioner Mills is  
27 the --

28 COMMISSIONER WAITS: Yeah. Because I think -- and I think  
29 it should be a commissioner who sits on LEDA.

30 KEITH WESTENGARD: Right.

31 COMMISSIONER WAITS: I mean -- I mean, because it would be  
32 ridiculous for somebody else --

33 CHAIRMAN MILLS: Right.

34 COMMISSIONER WAITS: -- to go and the other thing.

35 And then I also see you have on here for the -- the future of  
36 LEDA? Is -- is that still in question? Or how -- how are we  
37 doing on --

38 CHAIRMAN MILLS: I don't --

39 COMMISSIONER WAITS: -- that?

40 CHAIRMAN MILLS: Personally, I don't think that's really



1 too much of a question.  
2 I think --  
3 COMMISSIONER WAITS: Okay.  
4 CHAIRMAN MILLS: -- I think LEDA needs to maybe refocus a  
5 little bit. But I think LEDA's fine. I don't think there's any  
6 --  
7 COMMISSIONER WAITS: Well, I -- I don't know if you've ever  
8 been on their website, but it's excellent. And -- and  
9 certainly, you know, although they don't rest on their laurels,  
10 they have done a lot of good things for this county.  
11 CHAIRMAN MILLS: Right.  
12 COMMISSIONER WAITS: And so I -- I'm thrilled that they  
13 want to continue.  
14 We've got some real good people sitting on that board. And  
15 they've done some good things.  
16 CHAIRMAN MILLS: Right.  
17 COMMISSIONER WAITS: So with that, we don't have to do  
18 anything there, then I will make a motion that our  
19 representative be Doug Mills, who is our LEDA representative.  
20 And -- oh, first of all, I have to make a motion to remove  
21 George Fennemore or there won't be an opening. Excuse me.  
22 DISTRICT ATTORNEY HERRERA: Right.  
23 COMMISSIONER WAITS: I'll do that first. I'll make a  
24 motion we remove George Fennemore as our representative to  
25 Northeastern Nevada Regional Development Authority.  
26 DISTRICT ATTORNEY HERRERA: Could you --  
27 COMMISSIONER BAKKER: Second.  
28 DISTRICT ATTORNEY HERRERA: -- could you -- you -- could  
29 you please state a reason why you're doing the removal ?  
30 Because of --  
31 COMMISSIONER WAITS: Oh.  
32 DISTRICT ATTORNEY HERRERA: -- nonattendance?  
33 COMMISSIONER WAITS: Sure. The reason is because it's on  
34 my agenda.  
35 My understanding --  
36 UNIDENTIFIED PARTICIPANT: Sorry, Ted.  
37 COMMISSIONER WAITS: -- is he -- he would be fine with  
38 being removed because he has not been to the meetings.  
39 COMMISSIONER BAKKER: Second.  
40 CHAIRMAN MILLS: Patsy made a motion. Sean seconded.



1 Do we have any public comment?  
2 (No comment.)  
3 CHAIRMAN MILLS: All in favor?  
4 COMMISSIONER BAKKER: Aye.  
5 COMMISSIONER ALLAN: Aye.  
6 CHAIRMAN MILLS: Aye.  
7 COMMISSIONER WAITS: Aye.  
8 COMMISSIONER CLARK: Aye.  
9 COMMISSIONER WAITS: Okay. So our thank-yous to George  
10 for -- for representing us the way he has anyway. I know he's  
11 been to some.  
12 And my new motion is that we appoint Doug Mills to the NNRDA  
13 since he is our representative to LEDA and have him attend and  
14 represent us.  
15 COMMISSIONER BAKKER: Second.  
16 CHAIRMAN MILLS: Before you -- before you --  
17 COMMISSIONER BAKKER: Oh.  
18 CHAIRMAN MILLS: -- do that, it's -- it's --  
19 COMMISSIONER ALLAN: Is --  
20 CHAIRMAN MILLS: -- also asking for an --  
21 COMMISSIONER ALLAN: -- two --  
22 CHAIRMAN MILLS: -- alternative. And Sean is the alternate  
23 on LEDA.  
24 COMMISSIONER BAKKER: I'll take that.  
25 COMMISSIONER WAITS: Okay. Amend the motion to include  
26 our -- our alternate for NNRDA, who is our alternate to LEDA,  
27 Sean Bakker. So we will have representation. Every time they  
28 meet, one of you is going to be there. Right?  
29 COMMISSIONER BAKKER: Second.  
30 COMMISSIONER WAITS: The two of you cannot travel together  
31 somewhere else. Okay. Got it.  
32 COMMISSIONER ALLAN: I'll --  
33 COMMISSIONER BAKKER: Second.  
34 COMMISSIONER ALLAN: -- second.  
35 COMMISSIONER BAKKER: Oh.  
36 CHAIRMAN MILLS: Okay. Patsy made a motion. Judie  
37 seconded.  
38 Do we have any public comment?  
39 (No comment.)  
40 CHAIRMAN MILLS: All in favor?



1 COMMISSIONER BAKKER: Aye.  
2 COMMISSIONER ALLAN: Aye.  
3 CHAIRMAN MILLS: Aye.  
4 COMMISSIONER WAITS: Aye.  
5 COMMISSIONER CLARK: Aye.  
6 COMMISSIONER BAKKER: Okay.  
7

8 5) Discussion and possible action to approve/disapprove a  
9 proclamation declaring January 2018 as "National Radon Action  
10 Month" in Lander County, Nevada, and all other matters  
11 properly related thereto.  
12

13 CHAIRMAN MILLS: Okay. Item Number 5. Discussion and  
14 possible action to approve/disapprove a proclamation declaring  
15 January 8 -- 2018, as "National Radon Action Month" in Lander  
16 County, Nevada, and all other matters properly related thereto.

17 LISA TAYLOR: Good morning.

18 COMMISSIONER ALLAN: Good morning, Lisa.

19 CHAIRMAN MILLS: Morning.

20 COMMISSIONER BAKKER: Good morning.

21 COMMISSIONER WAITS: Hey, Ms. Lisa.

22 LISA TAYLOR: Lisa Taylor. I'm with the Lander County  
23 Cooperative Extension on behalf of the University of Nevada  
24 Reno.

25 It is again time to ask you all to help us support a radon  
26 action month in January.

27 And -- and the wonderful thing is through a state grant  
28 process we're able to offer radon kits to help people assess  
29 whether they do have increased radon levels in their homes, at  
30 no charge, between -- for January and February.

31 So we are here to urge your support of that proclamation and  
32 also to make people aware of where they can get the kits, which is  
33 at our extension office at 815 North Second.

34 And certainly we can provide further information about this  
35 odorless, tasteless gas that ultimately threatens the lung health,  
36 certainly, and the livelihood of our people here in Lander County.

37 COMMISSIONER WAITS: According your Lander County data, it  
38 looks like it's really, really high south of Battle Mountain.

39 LISA TAYLOR: Yes. Yes.

40 COMMISSIONER WAITS: So we need to get the word out in the



1 south.  
2 So with this proclamation, perhaps we can at least have  
3 this sent down, after it's all signed and approved, to the south  
4 and have us put up some areas.  
5 LISA TAYLOR: Uh-huh.  
6 Well, and I will be traveling down south as well. So my hope  
7 is that we can provide not only some posters but certainly to work  
8 with some leaders in that area to encourage involvement and get  
9 those kits out.  
10 It is a three-day test that can be done very easily.  
11 And these kits are ones that I even have a few of in case  
12 someone would like them.  
13 But basically you take off the top. You lay it out for three  
14 days. You bring it, actually, back in. You put it in a plastic  
15 bag. And you mail it and there's no cost.  
16 So it really is a very important opportunity for our people.  
17 COMMISSIONER BAKKER: Okay.  
18 I'll make a motion --  
19 DISTRICT ATTORNEY HERRERA: Mr. Bakker, in your motion,  
20 could you please, by interdelineation, point out that, when it's  
21 signed, that day -- the 2017 --  
22 COMMISSIONER WAITS: They've already corrected it,  
23 Counselor.  
24 DISTRICT ATTORNEY HERRERA: They've corrected it?  
25 COMMISSIONER WAITS: Yes.  
26 COUNTY CLERK SULLIVAN: Correct.  
27 COMMISSIONER WAITS: They have the new one --  
28 COUNTY CLERK SULLIVAN: Sadie Sullivan, --  
29 COMMISSIONER WAITS: -- ready to --  
30 COUNTY CLERK SULLIVAN: -- for the --  
31 COMMISSIONER WAITS: -- sign --  
32 COUNTY CLERK SULLIVAN: -- record.  
33 COMMISSIONER WAITS: -- that's proper.  
34 DISTRICT ATTORNEY HERRERA: (Indiscernible.)  
35 COMMISSIONER WAITS: Thank you.  
36 DISTRICT ATTORNEY HERRERA: Since -- since this is --  
37 LISA TAYLOR: Thank you.  
38 DISTRICT ATTORNEY HERRERA: -- a matter of public record,  
39 --  
40 COMMISSIONER WAITS: Thank you.



1 DISTRICT ATTORNEY HERRERA: -- it should be on the record  
2 that it was --  
3 COMMISSIONER WAITS: I would --  
4 DISTRICT ATTORNEY HERRERA: -- correct.  
5 COMMISSIONER WAITS: -- put it on the record. Thank you.  
6 DISTRICT ATTORNEY HERRERA: Okay.  
7 LISA TAYLOR: Thank you --  
8 COMMISSIONER BAKKER: What am I --  
9 LISA TAYLOR: -- for that --  
10 COMMISSIONER BAKKER: -- correcting?  
11 LISA TAYLOR: -- correction.  
12 COMMISSIONER BAKKER: What's corrected?  
13 CHAIRMAN MILLS: The day is 2017, I think.  
14 COMMISSIONER BAKKER: Oh.  
15 CHAIRMAN MILLS: Or 2018. Call the 7.  
16 COMMISSIONER BAKKER: Do I need to read this whole  
17 proclamation into the record?  
18 DISTRICT ATTORNEY HERRERA: Yep.  
19 COMMISSIONER BAKKER: Okay. I'll make a motion to approve  
20 the proclamation declaring January 2018 as "National Radon  
21 Action Month" in Lander County, Nevada.  
22 Lander County, Nevada, Proclamation Number 2018-01,  
23 "National Radon Action Month," January 2018.  
24 Whereas many Lander County residents don't know about  
25 radon, yet need to know for the safety and health of their  
26 families as radon is a colorless, odorless naturally occurring  
27 radioactive gas that is primary cause of lung cancer in smokers;  
28 and whereas the U.S. EPA estimates 21,000 people in the U.S. die  
29 from lung cancer caused by indoor radon exposure, and lung and  
30 bronchus cancer kill more people in a year than any other  
31 cancer; and whereas radon kills more people than secondhand  
32 smoke, drinking, driving, choking, drowning, or home fires;  
33 whereas any home in Lander County may have elevated levels of  
34 radon, even if neighboring homes do not, and living in a home  
35 with an average radon level of 4 picocuries per liter of air  
36 poses a similar risk of developing lung cancer as smoking half a  
37 pack of cigarettes a day; and whereas testing is the only way to  
38 know if home has an elevated radon level, and testing is easy  
39 and inexpensive, and when id- -- identified, homes can be fixed;  
40 and whereas University of Nevada Cooperative Extension, Nevada



1 Division of Public and Behavioral Health, and the U.S.  
2 Environmental Protection Agency support efforts to encourage all  
3 Lander County residents to test their homes for radon, mitigate  
4 elevated levels of radon, and have new homes built with  
5 radon-reducing materials and features.

6 Therefore, the Lander County Commissioners do hereby  
7 proclaim January 2018 as "National Radon Action Month" in Lander  
8 County.

9 Passed, approved, and adopted this --

10 COMMISSIONER WAITS: Eleventh.

11 COMMISSIONER BAKKER: -- 11th day of January, 2018, by all  
12 the county commissioners after a vote.

13 COMMISSIONER WAITS: And on the record, I'll second his  
14 motion and put down that the 2018 was corrected from the  
15 agenda --

16 COMMISSIONER CLARK: Yeah.

17 COMMISSIONER WAITS: -- information. So it is correct.

18 COMMISSIONER BAKKER: Thank you, Patsy.

19 LISA TAYLOR: Thank you.

20 CHAIRMAN MILLS: Okay. Sean has made a motion. Patsy's  
21 seconded.

22 Do we have any public comment?

23 COMMISSIONER ALLAN: I have a question.

24 COMMISSIONER BAKKER: I'm not rereading that.

25 COMMISSIONER ALLAN: Definition of --

26 Do we have to do proclamations like this every year? Or can  
27 we just basically since we do this every year, can we just  
28 flat-out say, you know what, for the rest of our lives January is  
29 radon action month?

30 DISTRICT ATTORNEY HERRERA: No.

31 COMMISSIONER ALLAN: Why not?

32 COMMISSIONER WAITS: What if they don't do it next year?

33 COMMISSIONER ALLAN: Well, it's just --

34 COMMISSIONER WAITS: We've made --

35 COMMISSIONER ALLAN: -- basically --

36 COMMISSIONER WAITS: -- a proclamation that isn't even --

37 COMMISSIONER ALLAN: Well, that's what I --

38 COMMISSIONER WAITS: -- we authorize --

39 COMMISSIONER ALLAN: -- was wondering.

40 COMMISSIONER WAITS: -- it; it's not there.



1 COMMISSIONER ALLAN: I am just sort of -- what I was  
2 curious is --  
3 DISTRICT ATTORNEY HERRERA: We can't proclaim somebody  
4 else's activity unless they have that activity.  
5 COMMISSIONER ALLAN: Okay.  
6 COMMISSIONER CLARK: Right.  
7 COMMISSIONER ALLAN: Okay. That's -- I was just --  
8 CHAIRMAN MILLS: Takes --  
9 COMMISSIONER ALLAN: Like I said --  
10 CHAIRMAN MILLS: Right?  
11 DISTRICT ATTORNEY HERRERA: No, I'm -- that's basically it.  
12 CHAIRMAN MILLS: Okay. Other comments?  
13 (No comment.)  
14 CHAIRMAN MILLS: All in favor?  
15 COMMISSIONER BAKKER: Aye.  
16 COMMISSIONER ALLAN: Aye.  
17 CHAIRMAN MILLS: Aye.  
18 COMMISSIONER WAITS: Aye.  
19 COMMISSIONER CLARK: Aye.  
20 LISA TAYLOR: Thank you.  
21 CHAIRMAN MILLS: Thank you.  
22 COMMISSIONER BAKKER: Thank you, Lisa.  
23 CHAIRMAN MILLS: Item Number --  
24 COMMISSIONER WAITS: And thank you for handling it.  
25 We're -- we're always glad to do that for the safety of our --  
26 our citizens.  
27 COMMISSIONER ALLAN: Oh, I have another comment, actually.  
28 Sorry. I just think that we should not only think about our  
29 own health but our fur babies' health. Radon has got to affect  
30 your animals.  
31 I -- I'm just adding the proclamation.  
32 COMMISSIONER WAITS: So the question is: Do we have to  
33 test the barn separately from when we test the house?  
34 LISA TAYLOR: Well, it's one kit per family. And so if  
35 your -- if you choose to test your barn or your chicken coop or  
36 wherever, you can do that.  
37 COMMISSIONER WAITS: Because it could be in one house and  
38 not the next; so --  
39 COMMISSIONER ALLAN: No.  
40 COMMISSIONER WAITS: -- therefore --



1 COMMISSIONER ALLAN: I'm sorry. The ones I care about are  
2 in the house.

3 LISA TAYLOR: Well, that may be an important thing.

4 I think the other piece is we -- we can know that it just  
5 could be a foot or a two-foot difference between having the four  
6 picocuries reading or not.

7 So it just depends on where the actual radon-causing part  
8 of the soil actually is.

9 So it could be --

10 COMMISSIONER BAKKER: Huh.

11 LISA TAYLOR: -- one place or the other.

12 CHAIRMAN MILLS: That's interesting.

13 COMMISSIONER ALLAN: Could it be one place of the house and  
14 not the other?

15 LISA TAYLOR: Absolutely.

16 COMMISSIONER ALLAN: Absolutely. So --

17 LISA TAYLOR: And that's why we say that, if you are  
18 actually living or in the particular area or you're sleeping in  
19 a -- the area of your home, that's the best to test because  
20 that's where you'd be most effective.

21 CHAIRMAN MILLS: Good point.

22 COMMISSIONER WAITS: Thank you, Lisa.

23 COMMISSIONER ALLAN: Thanks, Lisa.

24  
25  
26 **AIRPORT**

- 27  
28 6) **Discussion for possible action to approve/disapprove the FAA**  
29 **grant application and associated sponsor certifications for**  
30 **the Taxiway C project at the Battle Mountain Airport, and**  
31 **authorize the chair or vice chair to sign, and all other**  
32 **matters properly related thereto.**  
33

34 CHAIRMAN MILLS: Okay. Moving on to Item Number 6.  
35 Discussion for possible action to approve/disapprove the FAA  
36 grant application and associated sponsors for certifi- --  
37 certifications for the Taxiway C project at the Battle Mountain  
38 Airport, and authorize the chair or vice chair to sign, and all  
39 other matters properly related thereto.  
40



1 (Contacting Tom Lemenager by telephone.)  
2  
3 UNIDENTIFIED PARTICIPANT: J-U-B Engineers. This is  
4 (indiscernible). Can I help you?  
5 COMMISSIONER BAKKER: Yeah. Is Tom in?  
6 UNIDENTIFIED PARTICIPANT: Yeah. Hold on just a moment for  
7 me.  
8 COMMISSIONER BAKKER: Austin, you still there?  
9 MITESHELL LANHAM: We're here.  
10 COMMISSIONER BAKKER: Okay. I'm making a phone call.  
11 TOM LEMENAGER: Hello?  
12 COMMISSIONER BAKKER: Tom?  
13 TOM LEMENAGER: Yes.  
14 COMMISSIONER BAKKER: Sean Bakker, Lander County.  
15 TOM LEMENAGER: Yes. How are you doing?  
16 COMMISSIONER BAKKER: Good. You?  
17 CHAIRMAN MILLS: Okay.  
18 TOM LEMENAGER: Fine.  
19 CHAIRMAN MILLS: Tom, this is Doug Mills. We just read  
20 into the record our agenda item for Taxiway C at the airport and  
21 whether or not we're going to approve the grant application for  
22 that.  
23 TOM LEMENAGER: Uh-huh.  
24 CHAIRMAN MILLS: So just wondering if you have any input on  
25 that and give us an update.  
26 TOM LEMENAGER: Okay. Well, we've -- we've already --  
27 we're in the process of designing the project. We've been doing  
28 that. We had some delays, you know, based on the taxiway width  
29 that, you know, we -- we all talked about.  
30 But we're in the motions of finishing the design. And this  
31 application is for the construction of what we've been designing  
32 this fall and winter.  
33 So this is the cost that we see that it will cost us to  
34 realign Taxiway C and move the signs back, also 3-21, and change  
35 the designators on the two runways that are all FAA  
36 requirements -- so -- and FAA driven.  
37 I think we talked about that a little bit. But -- so this  
38 is a standard application for the construction of the taxiway --  
39 taxi lane job for Taxiway C at -- at the Battle Mountain  
40 Airport.



1 COMMISSIONER WAITS: So, --  
2 CHAIRMAN MILLS: Okay.  
3 COMMISSIONER WAITS: -- Tom, if -- if -- I'll just put it  
4 in the record there. If I'm correct on it, then the total  
5 project, \$757,333. And the --  
6 TOM LEMENAGER: Right.  
7 COMMISSIONER WAITS: -- the total nonfederal financing is  
8 47,333; right?  
9 TOM LEMENAGER: Right. And then the state's been chipping  
10 in too. And it's -- it's a very lump sum that they -- they chip  
11 in that should reduce that a little bit if we follow their  
12 program. And we've been doing that. They chip in some money  
13 too.  
14 And I can't really tell you what that is, but -- because  
15 they don't follow a percent. But it's just kind of a lump sum,  
16 depending on how much money they have available.  
17 COMMISSIONER WAITS: Well, that's okay. We like surprises.  
18 TOM LEMENAGER: Yeah. That's --  
19 COMMISSIONER WAITS: I'll make a --  
20 TOM LEMENAGER: -- a good surprise.  
21 COMMISSIONER WAITS: I'll make a motion that we approve the  
22 FAA grant application and associated sponsor cer- -- certificat-  
23 -- ceritifica- -- there I am --  
24 COMMISSIONER ALLAN: Certification.  
25 COMMISSIONER BAKKER: Certification.  
26 COMMISSIONER WAITS: Certifications -- oh, yeah. Right --  
27 for the Taxiway C project on the Battle Mountain Airport. And  
28 we authorize our executive director, who is the authorized  
29 representative for our county with the FAA, to sign.  
30 COMMISSIONER BAKKER: Second.  
31 CHAIRMAN MILLS: Okay. Patsy made a motion. Sean  
32 seconded.  
33 Do we have any public comment?  
34 (No comment.)  
35 CHAIRMAN MILLS: All in favor?  
36 COMMISSIONER BAKKER: Aye.  
37 COMMISSIONER ALLAN: Aye.  
38 CHAIRMAN MILLS: Aye.  
39 COMMISSIONER WAITS: Aye. Certifications.  
40 COMMISSIONER BAKKER: Certifications.



1 COMMISSIONER WAITS: Thank you.

2 CHAIRMAN MILLS: Got it.

3 COMMISSIONER BAKKER: I knew what you were trying to say.

4 TOM LEMENAGER: And now also with the FAA, you know,  
5 boilerplate type of thing that has to be done on all these  
6 projects. So --

7 COMMISSIONER WAITS: Tom, while --

8 COMMISSIONER BAKKER: Let's --

9 COMMISSIONER WAITS: -- you're on the line, let me just ask  
10 real quick: Are we still looking hopefully for February to go  
11 out to bid on the jet fuel?

12 TOM LEMENAGER: Well, we -- we're starting the specs as we  
13 speak.

14 My sub is starting the work. And so we're hoping to -- to  
15 move forward as fast as we can.

16 COMMISSIONER WAITS: Okay.

17 TOM LEMENAGER: That's kind of the first priority for us is  
18 to get that thing done.

19 COMMISSIONER WAITS: Thank you. Our -- one of our first  
20 priorities too. So thank you so much.

21 COMMISSIONER BAKKER: Thank you, Tom.

22 TOM LEMENAGER: Okay.

23 COMMISSIONER CLARK: For --

24 TOM LEMENAGER: Okay. Thank you.

25 COMMISSIONER CLARK: For the --

26 CHAIRMAN MILLS: Thanks.

27 COMMISSIONER BAKKER: Thanks.

28 COMMISSIONER CLARK: -- record, I am voting aye. I didn't  
29 get a chance to vote.

30 COMMISSIONER BAKKER: Oh. Sorry, --

31 CHAIRMAN MILLS: Okay.

32 COMMISSIONER BAKKER: -- Art.

33

34 7) Discussion for possible action regarding the creation of a  
35 Battle Mountain Airport Advisory Board as a Category III  
36 board, and all other matters properly related thereto.  
37

38 CHAIRMAN MILLS: Item Number 7. Discussion for possible  
39 action regarding the creation of a Battle Mountain Airport  
40 Advisory Board as a Category III board, and all other -- all



1 other matters properly related thereto.  
2 KEITH WESTENGARD: So --  
3 CHAIRMAN MILLS: Keith, do you want to take that one?  
4 KEITH WESTENGARD: This was -- this was something that was  
5 brought up recently by our past FBO and stating the fact that  
6 there is one in Austin.  
7 I did speak with our current FBO. Just as a matter of  
8 record, he doesn't see the need for an airport advisory board.  
9 And, quite frankly, I don't either. It's just an additional  
10 layer of issues that can come up.  
11 I think the -- the board handles airport issues in Battle  
12 Mountain just fine. But that's just my opinion.  
13 But it was asked to be addressed at a commission meeting.  
14 COMMISSIONER BAKKER: Okay. So what do you guys want to  
15 do?  
16 Doug?  
17 CHAIRMAN MILLS: Oh.  
18 COMMISSIONER WAITS: Well, let me just -- just say one of  
19 the main reasons that we have an advisory board in Ba- -- in  
20 Battle Mountain -- in Austin is because we're so far away from  
21 our -- all of our -- our information.  
22 And, I mean, I'm fine with whatever, you know, the  
23 commissioners want to do. But that's why we feel it's important.  
24 Because we have a hands-on there and you have a hands-on here.  
25 So --  
26 COMMISSIONER BAKKER: Well, we -- we all have a hands-on  
27 here.  
28 CHAIRMAN MILLS: Right. One of the other things too is  
29 that Austin does not have an -- an operator. So an advisory  
30 board would fill that role, in a sense.  
31 COMMISSIONER WAITS: Well, we -- we have an appointed  
32 operator. Our FBO is -- is Walt. Yes.  
33 But, I mean, we're --  
34 CHAIRMAN MILLS: Yeah.  
35 COMMISSIONER WAITS: -- so far away that -- that, I mean,  
36 you don't have time to run out and look at it all the time like  
37 our board is doing and checking on everything. That's all --  
38 CHAIRMAN MILLS: Right.  
39 COMMISSIONER WAITS: -- I meant. With the -- the  
40 distance --



1 CHAIRMAN MILLS: Okay.

2 COMMISSIONER WAITS: -- makes it much more advantageous to  
3 have a board there.

4 Now, whether you want a board here or not, that's up to you.

5 CHAIRMAN MILLS: Yeah. I don't -- I don't know that we  
6 necessarily need to go that route.

7 COMMISSIONER ALLAN: I think what Patsy's saying actually  
8 does make a lot of sense, that it -- it's not really necessary  
9 here, whereas in Austin it does help because of the distance and  
10 --

11 I -- I -- I can't imagine what a board would do for Battle  
12 Mountain that we can't already do here.

13 And --

14 CHAIRMAN MILLS: Okay.

15 COMMISSIONER ALLAN: -- I mean, if somebody has an issue,  
16 they can come before the commissioners. They can do an agenda  
17 item and we can discuss it.

18 COMMISSIONER BAKKER: Okay.

19 COMMISSIONER CLARK: Do you think we need --

20 CHAIRMAN MILLS: Yeah.

21 COMMISSIONER CLARK: -- it, Doug? You're pretty active  
22 with the airports.

23 CHAIRMAN MILLS: I -- I think we have a pretty good  
24 relationship with Walt, who is the FBO. If there's anything  
25 that comes up at the airport, he -- he's got a pretty level  
26 head. He gives us good ideas. I think it's -- communication's  
27 pretty fair.

28 I -- I don't know that a board would really improve  
29 anything. So --

30 COMMISSIONER BAKKER: Okay.

31 CHAIRMAN MILLS: Let's let that one go, then?

32 COMMISSIONER WAITS: Well, if at some time the public feels  
33 that we should, you know, then they're always welcome to come  
34 before us. It's always open.

35 CHAIRMAN MILLS: Yeah. Okay.

36

37 **(MEETING OF THE LANDER COUNTY BOARD OF COMMISSIONERS**  
38 **RECESSED.)**

39

40 **(MEETING OF THE LANDER COUNTY LIQUOR BOARD CONVENED.)**



1 CHAIRMAN MILLS: At this time we'll recess the Board of the  
2 Lander County Commission and convene the meeting of the Lander  
3 County Liquor Board composed of the Lander County Board of  
4 Commissioners and the Lander County sheriff.  
5

6 8) Discussion for possible action to approve/disapprove a liquor  
7 license for JJ Parmar Inc., (JP Quick Mart), located at 995  
8 Broyles Ranch Road, Battle Mountain, Nevada, for a gaming and  
9 on- and off-site liquor license, and all other matters  
10 properly related thereto.  
11

12 CHAIRMAN MILLS: Open Number -- Item Number 8. Discussion  
13 for possible action to approve/disapprove a liquor license for  
14 JJ Parmar Inc., JP Quick Mart, located at 995 Broyles Ranch  
15 Road, Battle Mountain, Nevada, for a gam- -- a gaming on- and  
16 off-site liquor license -- okay -- and all other matters  
17 properly related thereto.

18 COMMISSIONER ALLAN: The gaming "and" on- and off-site  
19 liquor.

20 CHAIRMAN MILLS: For gaming and on- and off-site liquor  
21 license. Okay. I missed the "and." That was throwing me off.

22 COMMISSIONER ALLAN: Yeah.

23 SHERIFF RON UNGER: Ron Unger, for the record.

24 My office has done the background checks and everything we  
25 needed to do on this end. We find no disclaimers. So --

26 COMMISSIONER BAKKER: so we're good to go?

27 SHERIFF RON UNGER: We're good to go.

28 COMMISSIONER BAKKER: Okay. Make a motion to approve a  
29 liquor license for JJ Parmar Inc., JP Quick Mart, located at 995  
30 Broyles Ranch Road, Battle Mountain, Nevada, for a gaming and  
31 on- and off-site liquor license and authorize the chair to sign.

32 COMMISSIONER ALLAN: Second.

33 COMMISSIONER CLARK: Second.

34 CHAIRMAN MILLS: Okay. Sean made a motion. Judie  
35 seconded.

36 Do we have any public comment?

37 (No comment.)

38 CHAIRMAN MILLS: All in favor?

39 COMMISSIONER BAKKER: Aye.

40 COMMISSIONER ALLAN: Aye.



1 CHAIRMAN MILLS: Aye.  
2 COMMISSIONER WAITS: Aye.  
3 COMMISSIONER CLARK: Aye.  
4 COMMISSIONER BAKKER: Are we still on there?  
5 CHAIRMAN MILLS: Okay. Thank you.  
6

7 **(MEETING OF THE LANDER COUNTY LIQUOR BOARD ADJOURNED.)**  
8

9 **(MEETING OF THE LANDER COUNTY BOARD OF COMMISSIONERS**  
10 **RECONVENED.)**  
11

12 CHAIRMAN MILLS: We'll adjourn the Lander County Liquor  
13 Board and reconvene the meeting of the Lander County Board of  
14 Commissioners.  
15

16  
17 **SHERIFF'S DEPARTMENT**  
18

- 19 9) Discussion for possible action regarding the retirement of  
20 the Sheriff's Office canine, Dallas, due to his deteriorating  
21 medical condition and to authorize the giving or selling of  
22 Dallas to his handler for the amount of \$1, and all other  
23 matters properly related thereto.  
24

25 CHAIRMAN MILLS: Item Number 9. Discussion for possible  
26 action regarding the retirement of the Sheriff's Office canine,  
27 Dallas, due to his deteriorating medical condition and to  
28 authorize the giving or selling of Dallas to his handler for the  
29 amount of \$1, and all other matters properly related thereto.

30 COMMISSIONER CLARK: I would encourage the board to do  
31 this. I know Steve. I know his family. I know Dallas.  
32 And if we're going to charge him, there we go. There's your  
33 dollar.

34 SHERIFF RON UNGER: Thank you, Art.

35 COMMISSIONER ALLAN: Boy, that kind of made me tear up a  
36 little bit.

37 COMMISSIONER WAITS: Really.

38 Well, I -- I read through all the medical records too. And  
39 I also know Dallas. And -- he -- he's certainly got a -- a  
40 great reputation. And I would love Deputy Priest to just give



1 us a little highlight on his record as we retire him.  
2 STEVEN PRIEST: Certainly. Deputy Steven Priest from the  
3 Lander County Sheriff's Office.  
4 I've been Dallas's handler for approximately the last two and  
5 a half years. We've had him here at the sheriff's office for  
6 approximately five years.  
7 In that time, he's had over a hundred deployments for  
8 narcotic searches and has also assisted in locating the largest  
9 narcotic seizure we've had in the county.  
10 SHERIFF RON UNGER: Or the st- -- the northern part of the  
11 state of Nevada.  
12 COMMISSIONER CLARK: And that was --  
13 CHAIRMAN MILLS: Hm.  
14 COMMISSIONER CLARK: -- how many millions of dollars?  
15 SHERIFF RON UNGER: Well, it was 4 million before it was  
16 cut.  
17 STEVEN PRIEST: Right.  
18 SHERIFF RON UNGER: It was 30 kilos.  
19 STEVEN PRIEST: It was 20, 20 kilos of methamphetamine --  
20 SHERIFF RON UNGER: Twenty-five.  
21 STEVEN PRIEST: And five kilos of heroin.  
22 COMMISSIONER CLARK: Somebody was going to have a party.  
23 COMMISSIONER WAITS: No.  
24 SHERIFF RON UNGER: Luckily it was all east of us. We took  
25 that.  
26 COMMISSIONER WAITS: I'll make a motion with -- with  
27 sadness that we have to retire Dallas from the Lander County  
28 Sheriff's Office due to his deteriorating medical condition.  
29 And we authorize the selling of Dallas to the handler for the  
30 amount of one dollar. Which we are so thrilled you're going to  
31 take. That doesn't always happen. But he's a very beloved  
32 member of the family, we know. So --  
33 COMMISSIONER BAKKER: I will second that.  
34 CHAIRMAN MILLS: This is kind of a teary thing.  
35 SHERIFF RON UNGER: Well, you know, Dallas has been a --  
36 he's a deputy in the sheriff's department, essentially, with  
37 him.  
38 COMMISSIONER BAKKER: Member of the community.  
39 COMMISSIONER WAITS: He --  
40 SHERIFF RON UNGER: He --



1 COMMISSIONER WAITS: -- is.  
2 SHERIFF RON UNGER: -- has been.  
3 COMMISSIONER WAITS: He's our hero.  
4 SHERIFF RON UNGER: And he's not only been out on the  
5 patrol with Deputy Priest at all times, but he's also been  
6 involved in the schools. And he's been great for the schools  
7 because of his attitude, --  
8 COMMISSIONER CLARK: I --  
9 SHERIFF RON UNGER: -- Dallas's attitude. So --  
10 COMMISSIONER CLARK: I just hope we can --  
11 SHERIFF RON UNGER: -- it's really worked.  
12 COMMISSIONER CLARK: I hope we can find a replacement as  
13 good.  
14 SHERIFF RON UNGER: We're hoping so also.  
15 COMMISSIONER BAKKER: Okay.  
16 COMMISSIONER ALLAN: Steven?  
17 STEVEN PRIEST: Yes, ma'am.  
18 COMMISSIONER BAKKER: So basically Dallas gets to retire.  
19 STEVEN PRIEST: Yes. Dallas will retire and pretty much  
20 become a pet at our house.  
21 COMMISSIONER ALLAN: A couch potato.  
22 STEVEN PRIEST: Yes.  
23 SHERIFF RON UNGER: So don't go to his house with drugs.  
24 COMMISSIONER ALLAN: I was just curious if -- if on  
25 occasion, if he's feeling up to it, if you would have any plans  
26 to, you know, kind of do any kind of community outreach or --  
27 or, you know, going around, --  
28 COMMISSIONER WAITS: Visit the --  
29 COMMISSIONER ALLAN: -- saying hello, --  
30 COMMISSIONER WAITS: -- schools again or something?  
31 COMMISSIONER ALLAN: -- visiting the schools, et cetera.  
32 STEVEN PRIEST: That's definitely something we can look  
33 into. But there's also the -- the -- the next item would be to  
34 have another dog that would be doing the same thing.  
35 COMMISSIONER ALLAN: Right. Yeah.  
36 But that -- Dallas is so well loved that --  
37 STEVEN PRIEST: He is. I still have kids -- because we've  
38 been going to the schools for the last couple of years, I have  
39 kids come up to me and talk about when I brought Dallas in and  
40 gave them a demonstration of how he works.



1 CHAIRMAN MILLS: Okay.

2 Well, Patsy made a motion. Sean seconded.

3 Do we have any public comment?

4 DISTRICT ATTORNEY HERRERA: Yeah, I'd like to make a public  
5 comment. On behalf of the Lander County District Attorney's  
6 Office, I want to commend Dallas for -- for what he's done in  
7 the last five years. He's been integral part of -- of law  
8 enforcement. Wonderful. And I want the -- everybody in Lander  
9 County to realize that.

10 SHERIFF RON UNGER: So do we.

11 COMMISSIONER BAKKER: Thank you, --

12 SHERIFF RON UNGER: Thank you.

13 COMMISSIONER BAKKER: -- Ted.

14 KEITH WESTENGARD: Thank you.

15 CHAIRMAN MILLS: Okay. All in favor?

16 COMMISSIONER ALLAN: Aye.

17 COMMISSIONER BAKKER: Aye.

18 CHAIRMAN MILLS: Aye.

19 COMMISSIONER WAITS: Aye.

20 COMMISSIONER CLARK: Aye.

21 COMMISSIONER WAITS: Well, our thank-you is not only to  
22 Dallas -- he's our hero -- but most certainly to our Deputy  
23 Priest for handling also. It's been exciting to have the K-9  
24 service here. And we're looking forward to the next agenda  
25 item.

26

27 10) Discussion for possible action regarding the augmentation of  
28 the current sheriff's office budget line 001-012-53121 in the  
29 amount of \$18,000 for the purchase, training, and  
30 certification of a replacement narcotics detection and  
31 tracking canine and training and certification of the  
32 handler, and all other matters properly related thereto.  
33

34 CHAIRMAN MILLS: Okay. Item Number 10. Discussion for  
35 possible action regarding the augmentation of the current  
36 sheriff's office budget line 001-012-53121 in the amount of  
37 \$18,000 for the purchase, training, and certification of a  
38 replacement narcotics detection and tracking canine and training  
39 and certification of the handler, and all other proper- -- all  
40 matters properly related thereto.



1           SHERIFF RON UNGER: Okay. We're open for your questions.  
2   What would you like to -- to ask us first?  
3           What we're doing is we are -- I guess, I interrupted you --  
4   we've looked at different kennels, I guess you can call them, to  
5   where they train these dogs.  
6           I believe we did get Dallas --  
7           STEVEN PRIEST: Yes.  
8           SHERIFF RON UNGER: -- from the Vohne Liche Kennels. We  
9   did request bids, as you can see in your packets. One -- one  
10   bid was almost twice as much as the other.  
11           So we've decided to go with the Vohne Liche.  
12           But what we're asking for is a total of around \$13,000.  
13   Eight thousand would be for the do- -- the purchase of the  
14   canine, which is less than the other kennels. And then the  
15   5,000 fee for the three to four weeks' training --  
16           CHAIRMAN MILLS: Just --  
17           SHERIFF RON UNGER: -- I think it's --  
18           CHAIRMAN MILLS: -- for clarification --  
19           SHERIFF RON UNGER: -- a three weeks training.  
20           CHAIRMAN MILLS: -- on that. You're asking for 18,000.  
21           COMMISSIONER ALLAN: He's breaking --  
22           CHAIRMAN MILLS: I think --  
23           COMMISSIONER ALLAN: -- it up.  
24           SHERIFF RON UNGER: You have it right.  
25           CHAIRMAN MILLS: I think 13,000's for the dog. And five --  
26           COMMISSIONER WAITS: Five thousand's for the handler.  
27           CHAIRMAN MILLS: For the --  
28           COMMISSIONER WAITS: So --  
29           CHAIRMAN MILLS: -- handler.  
30           COMMISSIONER WAITS: -- we have to -- and our stuff too.  
31           SHERIFF RON UNGER: Correct.  
32           COMMISSIONER ALLAN: Oh, yeah.  
33           SHERIFF RON UNGER: Thirteen --  
34           COMMISSIONER CLARK: Trained.  
35           SHERIFF RON UNGER: -- thousand total.  
36           CHAIRMAN MILLS: Eighteen thousand total.  
37           COMMISSIONER BAKKER: You had it backwards, Ron.  
38           SHERIFF RON UNGER: Okay. I'm sorry about that.  
39           But anyway, we did not expect this to come up last year at  
40   all. So consequently in the -- in the sheriff's office budget



1 we did not budget for this type of money. So we're looking to  
2 augment the budget.

3 COMMISSIONER BAKKER: You need 18,000? Okay.

4 CHAIRMAN MILLS: And the -- and the trainer's going be --

5 STEVEN PRIEST: Yeah. I'll --

6 SHERIFF RON UNGER: Yes.

7 STEVEN PRIEST: -- continue to serve as the trainer.

8 CHAIRMAN MILLS: Okay.

9 STEVEN PRIEST: But --

10 COMMISSIONER ALLAN: Do they have a dog available now? Or  
11 is this something you're going to have to request?

12 SHERIFF RON UNGER: You -- who's -- Robert, do they have a  
13 dog available right now at this point?

14 UNDERSHERIFF ROBERT QUICK: Robert Quick for the Sheriff's  
15 Office.

16 Deputy Priest had contacted the kennels. And they have a dog  
17 on -- on-site now. But we're also waiting, anticipating two other  
18 dogs so we'll have a choice of which one, which type of dog or  
19 which dog we want, the breed, to see what would be the best fit  
20 for Lander County.

21 COMMISSIONER ALLAN: And Dallas.

22 UNDERSHERIFF ROBERT QUICK: As well as Dallas and the --  
23 the family.

24 COMMISSIONER WAITS: Yeah.

25 COMMISSIONER ALLAN: Yes.

26 What --

27 COMMISSIONER WAITS: With the equipment that the dog has,  
28 like the Kevlar vest and such, is that adaptable enough that if  
29 the new dog is a little bit different size or something?

30 SHERIFF RON UNGER: Yes, ma'am.

31 STEVEN PRIEST: Yeah.

32 COMMISSIONER WAITS: So we're okay with whatever he has  
33 as -- as equipment.

34 SHERIFF RON UNGER: That's correct.

35 COMMISSIONER WAITS: And your 18,000 is augmented from  
36 where? Another budget item?

37 SHERIFF RON UNGER: We was just hoping you'd just give us  
38 the money and it wouldn't have to affect us in any way.

39 COMMISSIONER WAITS: I was wondering. We would be -- you  
40 all -- of course you always --



1           UNDERSHERIFF ROBERT QUICK: That comes from --  
2           COMMISSIONER WAITS: -- give some back too.  
3           UNDERSHERIFF ROBERT QUICK: That comes from Cindy where she  
4 figures to take it.  
5           COMMISSIONER ALLAN: Yeah.  
6           SHERIFF RON UNGER: Yeah. We can do it.  
7           COMMISSIONER BAKKER: Okay.  
8           CHAIRMAN MILLS: Cindy, do you have a -- do you have a  
9 place in mind to get that money from for augmenting that budget?  
10          CYNTHIA BENSON: I haven't -- I haven't researched it  
11 enough yet, but I'm sure I can find appropriate -- the money.  
12          COMMISSIONER BAKKER: Okay.  
13          CHAIRMAN MILLS: Okay.  
14          COMMISSIONER ALLAN: How old are these dogs when you get  
15 them?  
16          SHERIFF RON UNGER: Dallas is seven. So he was --  
17          COMMISSIONER ALLAN: So he was a couple years old.  
18          UNDERSHERIFF ROBERT QUICK: He was two years old when he  
19 got him.  
20          COMMISSIONER BAKKER: I'm -- I'll make a motion to approve  
21 the augmentation of the current sheriff's office budget line  
22 001-012-53121 in the amount of \$18,000 for the purchase of  
23 training and certification -- certification of replacement  
24 narcotics detection and tracking canine and the training and --  
25          COMMISSIONER CLARK: Second.  
26          COMMISSIONER BAKKER: -- certification of the handler.  
27          COMMISSIONER CLARK: Second.  
28          CHAIRMAN MILLS: Okay. Sean made a motion. Art seconded.  
29 Do we have any public comment?  
30          DEPUTY DISTRICT ATTORNEY FORGERON: Hy Forgeron, deputy  
31 district attorney.  
32          Over more years than I'd like to recount, I have worked  
33 cases that involved drug dogs from other agencies as well as  
34 Dallas's employment.  
35          Those kinds of things work very well and help us in our  
36 primary mission, which is the prosecution of drug cases in this  
37 county.  
38          I would urge your support for this particular item.  
39          Although I believe I have a good relationship with all of the  
40 deputies in the department, after all, Dallas was the only one who



1 literally would work for food.  
2 SHERIFF RON UNGER: And a ball.  
3 COMMISSIONER ALLAN: And a ball.  
4 COMMISSIONER WAITS: And vet expenses.  
5 STEVEN PRIEST: He does want that ball.  
6 COMMISSIONER WAITS: Yeah.  
7 CHAIRMAN MILLS: Okay. Other public comments?  
8 (No comment.)  
9 CHAIRMAN MILLS: All in favor?  
10 COMMISSIONER BAKKER: Aye.  
11 COMMISSIONER ALLAN: Aye.  
12 CHAIRMAN MILLS: Aye.  
13 COMMISSIONER CLARK: Aye.  
14 COMMISSIONER WAITS: Aye.  
15 COMMISSIONER ALLAN: Did Dallas come --  
16 CHAIRMAN MILLS: Thank you.  
17 COMMISSIONER ALLAN: -- named?  
18 COMMISSIONER CLARK: Doug?  
19 SHERIFF RON UNGER: Pardon me?  
20 COMMISSIONER ALLAN: Was Dallas named --  
21 CHAIRMAN MILLS: Break?  
22 COMMISSIONER ALLAN: -- when we got him?  
23 SHERIFF RON UNGER: I believe so. Yes.  
24 COMMISSIONER ALLAN: So...  
25 CHAIRMAN MILLS: Okay. We're going take another break real  
26 quick.  
27 SHERIFF RON UNGER: Thank you.  
28 COMMISSIONER BAKKER: Thank --  
29 STEVEN PRIEST: Thank you.  
30 COMMISSIONER BAKKER: -- you, guys.  
31 CHAIRMAN MILLS: Appreciate it.  
32  
33 (Break taken between 11:01 a.m. and 11:07 a.m.)  
34  
35 CHAIRMAN MILLS: Okay. Call this meeting back to order.  
36  
37  
38  
39  
40



1     PUBLIC WORKS

2  
3     11)   Discussion for possible action to approve/disapprove Day  
4           Engineering's professional engineering services proposal for  
5           water reclamation facility overflow pond lining at the Battle  
6           Mountain sewer plant in an amount not to exceed \$73,000, and  
7           all other matters properly related thereto.  
8

9           CHAIRMAN MILLS: We're on Item Number 11. Discussion for  
10          possible action to approve/disapprove Day Engineering's  
11          professional engineering service proposal for water reclamation  
12          facility overflow pond lining at the Battle Mountain sewer plant  
13          in an amount not to exceed \$73,000, and all other matters  
14          properly related thereto.

15          COMMISSIONER BAKKER: They stepped --

16          COMMISSIONER ALLAN: We need --

17          COMMISSIONER BAKKER: -- out somewhere.

18          COMMISSIONER ALLAN: -- them --

19          CHAIRMAN MILLS: They were here a minute ago.

20          COMMISSIONER BAKKER: Uh-huh.

21          CHAIRMAN MILLS: Okay.

22          COMMISSIONER BAKKER: We've already discussed this.

23          COMMISSIONER ALLAN: Should we just --

24          CHAIRMAN MILLS: Yeah. That's true. We've discussed it  
25          enough times. We've already approved everything up to this.

26          COMMISSIONER BAKKER: Uh-huh. I'll make a motion to  
27          approve the Day Engineering professional engineering services  
28          proposal for water reclamation facility overflow pond lining at  
29          the Battle Mountain sewer plant in an amount not to exceed  
30          73,000, authorize the chair to sign.

31          COMMISSIONER CLARK: Second.

32          CHAIRMAN MILLS: Okay. Sean made a motion. Art seconded.  
33          Do we have any public comment?

34          (No comment.)

35          CHAIRMAN MILLS: All in favor?  
36          Aye.

37          COMMISSIONER BAKKER: Aye.

38          COMMISSIONER ALLAN: Aye.

39          COMMISSIONER WAITS: Aye.

40          COMMISSIONER CLARK: Aye.



1 CHAIRMAN MILLS: We're going to ta- -- we're going to table  
2 Item Number 12.

3  
4  
5 COMMISSIONERS  
6

7 14) Discussion for possible action regarding property damage to  
8 personal vehicle in the Lander County Sheriff's Office  
9 parking lot, and all other matters properly related thereto.  
10

11 CHAIRMAN MILLS: Moving on to Item Number 14.

12 Discussion for possible action regarding property damage to  
13 personal vehicle in the Lander County Sheriff's Office parking  
14 lot, and all others matter properly related there.

15 SPENCER ROBERTS: Hello. My name's Spencer Roberts. I'm  
16 with the Lander County Sheriff's Office.

17 COMMISSIONER BAKKER: Hi.

18 COMMISSIONER WAITS: Hello.

19 CHAIRMAN MILLS: Okay.

20 Why don't you give us an overview of what's going on.

21 SPENCER ROBERTS: So I was at work. And I had another  
22 employee door my personal vehicle. And it's a -- it's an older  
23 vehicle. It's a vehicle that I -- thank you.

24 On June 16th, 2017, I had my personal vehicle parked at the  
25 Lander County Sheriff's Office while I was on duty. At around  
26 lunchtime I received a call from the animal control officer  
27 stating she had accidentally struck my vehicle, a '73 Dodge Coronet,  
28 with her patrol vehicle door.

29 Upon my investigation I found there to be pieces of paint  
30 missing and a slight crease in my door.

31 I contacted my supervisors, as did the animal control  
32 officer.

33 I was advised to go to three different body shops and get  
34 quotes for how much the damage was going to cost.

35 At Dick's Auto Body they told me there was no possible way to  
36 match the paint, due to it being a custom color from a custom  
37 shop, and gave me a quote for \$8,053 for a whole new paint job.

38 Atlas Towing told me the same exact thing. They were --  
39 there was no possible way to match the paint, and it needed a  
40 whole new paint job. They gave me a quote of \$9538.



1 Battle Mountain Auto Body told me that he thought he could  
2 maybe match the paint and gave me a quote of \$515. When I was  
3 finished and turned them in, Undersheriff Quick submitted it to  
4 the county insurance.

5 The insurance company contacted me directly and asked me to  
6 fill out a paper with what was all fixed on my car so they could  
7 better value it. I filled out the paper and sent it to them via  
8 email. Upon their conclusion they stated my car wasn't worth  
9 what they had quoted. And they settled for Battle Mountain Auto  
10 Body quote of \$515.

11 I felt this was unfair due to me not being at any fault for  
12 the damage. I told them that I had invested more than \$8,000  
13 into the car to get it running and in good condition.

14 I was told the only way to get more money was to total out  
15 my car.

16 I am asking if the county so feels fit to help me with the  
17 \$8,053 to be able to properly fix the damage caused to my  
18 personal vehicle at no fault of my own.

19 COMMISSIONER WAITS: Thank you, Mr. Roberts.

20 My first question, of course, is how our insurance company  
21 handled this. And they're saying they're taking the low bid.  
22 But are they giving him any kind of warranties if the paint does  
23 not match? Because I think --

24 SPENCER ROBERTS: I --

25 COMMISSIONER WAITS: -- that's the concern of why we --

26 SPENCER ROBERTS: He --

27 COMMISSIONER WAITS: -- don't want to go with the --

28 SPENCER ROBERTS: Right.

29 COMMISSIONER WAITS: -- lower bid; right?

30 SPENCER ROBERTS: Right. Because --

31 COMMISSIONER WAITS: Okay.

32 SPENCER ROBERTS: -- ever- -- they -- Dick's Auto Body even  
33 had their guy --

34 COMMISSIONER WAITS: So --

35 SPENCER ROBERTS: -- from Idaho --

36 COMMISSIONER WAITS: -- usually -- usually insurance  
37 companies have authorized people that will do their work for  
38 them, and they warranty it.

39 So what did our insurance company do?

40 KEITH WESTENGARD: Just -- just what you said. When --



1 when he went --  
2 COMMISSIONER WAITS: But --  
3 KEITH WESTENGARD: -- back --  
4 COMMISSIONER WAITS: -- but I don't know about the  
5 warranties. I mean, I don't know --  
6 KEITH WESTENGARD: Why -- I didn't -- I -- I don't know of  
7 any warranties. I -- did they say anything to you that they  
8 were guaranteed or --  
9 SPENCER ROBERTS: They -- they did not give me any  
10 guarantee, no warranty. They told me that they don't -- they  
11 don't assign a body shop. They said that they would give me the  
12 \$500 and I could --  
13 COMMISSIONER WAITS: Okay.  
14 SPENCER ROBERTS: -- take it anywhere I wanted.  
15 COMMISSIONER WAITS: If -- if you had insurance on your own  
16 vehicle, your own ve- -- your own insurance company would. They  
17 have their own body shops. So you don't have insurance?  
18 SPENCER ROBERTS: I -- I had liability on it.  
19 COMMISSIONER WAITS: Only liability?  
20 SPENCER ROBERTS: Yeah, because it was an older vehicle.  
21 COMMISSIONER WAITS: Because, see, that's the way these  
22 things are usually handled. If you care enough about the  
23 vehicle to insure the vehicle itself -- and as it gets older, we  
24 often carry liability-only, I know -- then your company will  
25 send you to their body shop and they will warranty. So if they  
26 decided that they could only warranty an \$8000 body shop, they  
27 would do that. Then they would come to us. And our -- our  
28 company, and then the two of them work it out. That's the whole  
29 point of carrying insurance on your vehicle.  
30 I understand that we're certainly at fault because we  
31 admitted that. So you've put us in a real pickle because you  
32 should have two insurance companies working it out here. You  
33 shouldn't have, you know, us, personally.  
34 And so, I guess, my question is -- and I looked over this a  
35 long time. And -- and I certainly understand the position  
36 you're in and ours. Would you -- if we could arrange anything  
37 like with an arbitrator or someone like that, would you be  
38 willing to do that to see if we could work something out?  
39 SPENCER ROBERTS: What do you mean by that?  
40 COMMISSIONER WAITS: I mean, a -- a completely neutral



1 person -- they're often a mediator, a judge, or somebody like  
2 that -- that will look at both of them and -- and understand  
3 what's happened. Because you didn't carry insurance, that puts  
4 you on -- on the bad side. Because we did it, that puts us on  
5 the bad side.

6 So now we have two things that need to be juggled and  
7 mediated.

8 And that one person decides, okay, Lander County, you're  
9 going to pay half of it. Or Lander County, you're going to pay  
10 all of it, whatever they decide is what we agree to go by.

11 And I'm wondering if you would be subject to an individual  
12 private party doing that type of man- -- mediation, arbitration.

13 SPENCER ROBERTS: Who would that -- who would that be?

14 COMMISSIONER WAITS: Oh, I don't know. We'd have to pick a  
15 judge or somebody. I mean, it wouldn't be an individual. It  
16 wouldn't be, you know, Sherry Smith sitting next to you at work  
17 or anything like that, but -- but somebody who understands this  
18 and works with law.

19 SPENCER ROBERTS: Yeah.

20 COMMISSIONER WAITS: It would -- just an option. And how  
21 do the rest of you feel?

22 CHAIRMAN MILLS: I -- I kind of like that idea. Because I  
23 don't -- honestly, I don't want to decide this for you. Because  
24 I look at it and think, I'm a car guy as much as anybody.

25 SPENCER ROBERTS: Uh-huh.

26 CHAIRMAN MILLS: But to pay \$8,000 to repaint a car that's  
27 only worth \$4,000 seriously makes no sense. And I don't really  
28 want to do that.

29 I also don't want to tell you just, no, we're not going to  
30 do anything either. So to have an arbitrator do it --

31 In a way we're pushing it off to somebody else to decide --

32 COMMISSIONER WAITS: It's --

33 CHAIRMAN MILLS: -- for us. That's all --

34 COMMISSIONER WAITS: But that's --

35 CHAIRMAN MILLS: -- we're doing.

36 COMMISSIONER WAITS: That's why we all carry insurance so  
37 they can --

38 CHAIRMAN MILLS: Because I don't want --

39 COMMISSIONER WAITS: -- do all that --

40 CHAIRMAN MILLS: -- to decide that for you.



1 COMMISSIONER WAITS: -- for us.  
2 SPENCER ROBERTS: Right.  
3 COMMISSIONER WAITS: Could -- could --  
4 CHAIRMAN MILLS: So --  
5 COMMISSIONER WAITS: -- could we contact our insurance  
6 company and see if they could set up something like that?  
7 KEITH WESTENGARD: Okay.  
8 COMMISSIONER WAITS: Okay. To the DA, what would your  
9 legal opinion be for us?  
10 DISTRICT ATTORNEY HERRERA: My legal opinion is if -- if  
11 both sides agree and the sides would be one and then on our  
12 insurance company to an arbitration, then that's fine.  
13 But if either one says not to do it, they don't have to do  
14 it.  
15 COMMISSIONER WAITS: Well, yeah. But Mr. Roberts said  
16 he -- he would agree to do it if -- if we --  
17 DISTRICT ATTORNEY HERRERA: Our surety has to agree too, is  
18 what I'm saying.  
19 COMMISSIONER WAITS: Okay.  
20 CHAIRMAN MILLS: Yeah.  
21 COMMISSIONER WAITS: Because our insurance company per se  
22 has said \$500 --  
23 DISTRICT ATTORNEY HERRERA: Right.  
24 SPENCER ROBERTS: Right.  
25 COMMISSIONER WAITS: -- or we'll total.  
26 SPENCER ROBERTS: I -- I'm -- I'm just for whatever's fair.  
27 Because, you know, because I had -- I had no -- no part in  
28 getting --  
29 CHAIRMAN MILLS: Right.  
30 SPENCER ROBERTS: -- my property, my personal property  
31 damaged.  
32 CHAIRMAN MILLS: And that's --  
33 SPENCER ROBERTS: And then --  
34 CHAIRMAN MILLS: And this is -- this is a classic case of  
35 what insurance is for because --  
36 SPENCER ROBERTS: Right.  
37 CHAIRMAN MILLS: -- it -- that happens all the time.  
38 Somebody's not at fault. And then they don't get --  
39 COMMISSIONER WAITS: Yeah.  
40 CHAIRMAN MILLS: -- reimbursed for the total cost of



1 damages. This happens all the time.  
2 SPENCER ROBERTS: Right. But -- so -- so how would that  
3 work if I was parked at the grocery store and somebody doored  
4 me? Would -- would I still have to go through my insurance --  
5 CHAIRMAN MILLS: Uh-huh.  
6 SPENCER ROBERTS: -- to them? Because I've never been  
7 in --  
8 CHAIRMAN MILLS: Same thing.  
9 COMMISSIONER WAITS: Most of --  
10 SPENCER ROBERTS: -- another --  
11 COMMISSIONER WAITS: -- the time --  
12 SPENCER ROBERTS: -- accident.  
13 COMMISSIONER WAITS: -- they don't even tell you when they  
14 do it.  
15 SPENCER ROBERTS: Right.  
16 COMMISSIONER WAITS: I mean, I've --  
17 CHAIRMAN MILLS: Right.  
18 COMMISSIONER WAITS: -- I've had up to a thousand dollars'  
19 damage three different times in -- in our county parking lot.  
20 Nobody bothers --  
21 CHAIRMAN MILLS: Right.  
22 COMMISSIONER WAITS: -- to say, oh, I just rammed your  
23 vehicle.  
24 SPENCER ROBERTS: Right. And --  
25 CHAIRMAN MILLS: And just because it was at the sheriff's  
26 office, I mean, that just -- that just means you're dealing with  
27 our insurance. And our insurance is saying, we're going to pay  
28 you 500 bucks.  
29 SPENCER ROBERTS: Uh-huh.  
30 CHAIRMAN MILLS: If you were at the grocery store, you deal  
31 with whoever else's insurance. And they'd probably tell you  
32 exactly the same thing.  
33 COMMISSIONER ALLAN: Or your own --  
34 CHAIRMAN MILLS: And that's just how --  
35 COMMISSIONER ALLAN: -- insurance and nothing.  
36 SPENCER ROBERTS: So -- so if somebody else didn't want to  
37 -- if their insurance didn't want to pay, I'd be out more money  
38 because I only had liability on it?  
39 CHAIRMAN MILLS: That's right.  
40 SPENCER ROBERTS: Okay.



1 CHAIRMAN MILLS: So the -- the situation, it kind of  
2 doesn't matter where it happened, it -- it happened at the  
3 sheriff's office, that means we're dealing with it. If it  
4 happened somewhere else, someone else would be dealing with it,  
5 but you'd be in the same situation. And it's partly because you  
6 only have liability on your car.  
7 SPENCER ROBERTS: Uh-huh.  
8 CHAIRMAN MILLS: So --  
9 COMMISSIONER CLARK: If --  
10 CHAIRMAN MILLS: -- this is classic. This happens all the  
11 time.  
12 And to pay \$8,000 to paint a \$4,000 car, who does that?  
13 COMMISSIONER CLARK: I -- I really understand. And I  
14 sympathize because I know the story behind the car. I even  
15 looked at it.  
16 But if you're going to get into restoring older cars, you're  
17 going to have to get classic car insurance.  
18 SPENCER ROBERTS: Yeah. I was --  
19 COMMISSIONER CLARK: That's the only --  
20 SPENCER ROBERTS: I was --  
21 COMMISSIONER CLARK: -- way.  
22 SPENCER ROBERTS: -- in the process of doing that.  
23 COMMISSIONER CLARK: Yeah.  
24 SPENCER ROBERTS: Because they -- I think we had just taken  
25 pictures and were sending it in to get approved for it.  
26 COMMISSIONER CLARK: Yeah.  
27 SPENCER ROBERTS: And then that happened.  
28 COMMISSIONER CLARK: That's the only way you can protect  
29 it.  
30 CHAIRMAN MILLS: Right.  
31 COMMISSIONER CLARK: I mean, I'm in the middle of a project  
32 too. Commissioner Bakker's repainted his grandfather's car. I  
33 sympathize, man.  
34 SPENCER ROBERTS: And so where do we go from here with the  
35 --  
36 COMMISSIONER WAITS: I would say just work through our  
37 executive director.  
38 We can go ahead with the motion if we decide to do that.  
39 But --  
40 CHAIRMAN MILLS: Right. And you'd al- -- also understand



1 is what Ted's saying is if -- if our insurance says we don't  
2 want to go the arbitrator route, --  
3 DISTRICT ATTORNEY HERRERA: Then --  
4 CHAIRMAN MILLS: -- they're just not going to do it.  
5 DISTRICT ATTORNEY HERRERA: Then the insurance is out of  
6 it. Then it's -- then it's a --  
7 COMMISSIONER BAKKER: Then we --  
8 COMMISSIONER WAITS: -- then -- then --  
9 COMMISSIONER BAKKER: -- come back --  
10 COMMISSIONER WAITS: -- we would --  
11 COMMISSIONER BAKKER: -- and --  
12 COMMISSIONER WAITS: Yeah.  
13 COMMISSIONER BAKKER: -- we can redo this.  
14 COMMISSIONER WAITS: Then individually --  
15 DISTRICT ATTORNEY HERRERA: Right.  
16 COMMISSIONER WAITS: -- we would have to do that.  
17 DISTRICT ATTORNEY HERRERA: Then you would have to do it.  
18 Exactly.  
19 COMMISSIONER WAITS: Yeah.  
20 CHAIRMAN MILLS: Right. So it --  
21 COMMISSIONER WAITS: Well, rather --  
22 CHAIRMAN MILLS: -- doesn't --  
23 COMMISSIONER WAITS: -- than putting --  
24 CHAIRMAN MILLS: -- it doesn't give --  
25 COMMISSIONER WAITS: -- it out, --  
26 CHAIRMAN MILLS: -- you any guarantees on --  
27 COMMISSIONER WAITS: -- why don't we --  
28 CHAIRMAN MILLS: -- anything.  
29 COMMISSIONER WAITS: -- go ahead and --  
30 SPENCER ROBERTS: Right.  
31 COMMISSIONER WAITS: -- and make a motion that way. And I  
32 will.  
33 COMMISSIONER BAKKER: Okay.  
34 COMMISSIONER WAITS: Okay? I'll make a motion that we --  
35 we -- I don't know how to put this. We -- that we actually --  
36 we -- what's the word?  
37 COMMISSIONER ALLAN: We -- we direct our executive  
38 director --  
39 COMMISSIONER WAITS: No. I --  
40 COMMISSIONER ALLAN: -- to --



1 COMMISSIONER WAITS: Okay.  
2 COMMISSIONER ALLAN: -- contact the insurance company  
3 regarding --  
4 COMMISSIONER WAITS: I'll make a --  
5 COMMISSIONER ALLAN: -- arbitration.  
6 COMMISSIONER WAITS: -- a -- I think that's good. Do you  
7 want to do that?  
8 I'll make a motion that we ask our executive director --  
9 DISTRICT ATTORNEY HERRERA: To request.  
10 COMMISSIONER WAITS: -- to -- to look into an arbitration  
11 or mediation for -- for Mr. Roberts. Your first name is  
12 Spencer?  
13 SPENCER ROBERTS: Spencer.  
14 COMMISSIONER WAITS: Is that right? For Spencer Roberts,  
15 regarding the property damage to his personal vehicle at the  
16 Lander County Sheriff's Office. Pursue that through our  
17 insurance company first. And if they will not handle it, pursue  
18 it individually on behalf of the county.  
19 And with that, we'll also go on record that Mr. Roberts has  
20 agreed to whatever the mediator or arbitrator decides. And we  
21 will be honored by that.  
22 CHAIRMAN MILLS: So, Keith, I can tell by the look on your  
23 face that -- that the individual part is -- is problematic.  
24 KEITH WESTENGARD: I'm not --  
25 COMMISSIONER WAITS: Yeah.  
26 KEITH WESTENGARD: I don't understand.  
27 COMMISSIONER WAITS: You call the insurance company first  
28 and ask them if they would do that. And they say, we're not  
29 going to do that.  
30 KEITH WESTENGARD: Okay.  
31 COMMISSIONER WAITS: Then -- then it's up to us to find a  
32 mediator. They can recommend someone for us.  
33 KEITH WESTENGARD: Okay.  
34 COMMISSIONER WAITS: And then we --  
35 KEITH WESTENGARD: Our --  
36 CHAIRMAN MILLS: So...  
37 COMMISSIONER WAITS: Because we pay for that.  
38 CHAIRMAN MILLS: Now going into that, that also brings up  
39 cost.  
40 How much is it going to cost to get an arbitrator to make



1 this decision?  
2 COMMISSIONER WAITS: Uh-huh.  
3 DISTRICT ATTORNEY HERRERA: It's going to cost.  
4 It's going to cost both parties. So what's the point of  
5 doing that if we're --  
6 COMMISSIONER ALLAN: Yeah, if they come back and --  
7 CHAIRMAN MILLS: If they decide the county's going to pay  
8 it, it's just going to cost us even more than it would have.  
9 Get my point? Am I making sense?  
10 COMMISSIONER WAITS: I do, but -- but we're going to ask  
11 the cost. And, I mean, it doesn't -- it doesn't affect --  
12 CHAIRMAN MILLS: Doesn't mean we have to do it.  
13 COMMISSIONER WAITS: Doesn't affect this motion.  
14 CHAIRMAN MILLS: We can at least find out the cost.  
15 COMMISSIONER WAITS: Right.  
16 CHAIRMAN MILLS: Okay. I see what you're saying.  
17 COMMISSIONER WAITS: Because I want us to go ahead with it.  
18 So if it's anything -- and I can put in the -- but I don't have  
19 to put it in the motion. But if it's going to be over 8,000, we  
20 know we're not going to do it.  
21 But -- but it certainly shouldn't -- I mean, it doesn't  
22 take that kind of time to do that kind of money. But if it did,  
23 he could come back before the board and say, what do you want to  
24 do?  
25 But I -- I'd -- I don't want to have to keep putting this  
26 off, because we only meet every two weeks. And -- and so I -- I  
27 want everything voted on now. But we can go ahead and pursue it.  
28 If you find out it's not at all worth pursuing, then we need to  
29 bring it back before the board.  
30 KEITH WESTENGARD: What would be your -- your cap on an  
31 arbitrator's fee?  
32 COMMISSIONER ALLAN: I think if we have --  
33 COMMISSIONER WAITS: Well, we know --  
34 CHAIRMAN MILLS: They may well --  
35 COMMISSIONER WAITS: -- it's --  
36 CHAIRMAN MILLS: -- decide.  
37 COMMISSIONER WAITS: And we know it's not going to be over  
38 \$8,000.  
39 KEITH WESTENGARD: Well, if his fee's --  
40 CHAIRMAN MILLS: (Indiscernible.)



1 KEITH WESTENGARD: -- \$1,500 --  
2 I just want to get an idea of where you want me to stop. I  
3 mean, if the arbitrator says, well, I can do --  
4 COMMISSIONER WAITS: Well --  
5 KEITH WESTENGARD: -- it for 500 or it's going to cost  
6 2500. I -- I have no idea.  
7 COMMISSIONER WAITS: Okay. I don't either. And --  
8 KEITH WESTENGARD: Okay.  
9 COMMISSIONER WAITS: -- personally, I -- I don't want us to  
10 stop. I really -- I mean, I -- because otherwise, if I don't do  
11 this, I have to make a decision whether I'm going to say, no  
12 more than 500. I'm sorry. And -- and because of the situation,  
13 you as an employee, in our parking lot, another employee, I feel  
14 like we're caught.  
15 So if it costs \$1500 to do an arbitrator, I guess it costs  
16 that. And I'm willing to say, we'll go that extra step for you.  
17 COMMISSIONER BAKKER: Hold on.  
18 COMMISSIONER ALLAN: So --  
19 CHAIRMAN MILLS: Yep.  
20 COMMISSIONER ALLAN: -- I -- I -- I just --  
21 COMMISSIONER BAKKER: Robert, help us out.  
22 UNDERSHERIFF ROBERT QUICK: Robert Quick, for the record.  
23 COMMISSIONER WAITS: Ideas?  
24 UNDERSHERIFF ROBERT QUICK: I just discussed with  
25 Mr. Roberts. He's fine waiting till the next commission  
26 meeting. So if the executive director gets the information,  
27 brings it back to you, costs, things like that, --  
28 COMMISSIONER WAITS: Okay.  
29 UNDERSHERIFF ROBERT QUICK: -- to let you decide at that  
30 point so everybody has that information.  
31 COMMISSIONER WAITS: Okay. Well, nobody seconded my  
32 motion. So I'll pull it.  
33 COMMISSIONER ALLAN: I just have another comment, a  
34 question, a thought, I guess, is: So the insurance company has  
35 valued your car at \$4,000.  
36 Is that based on -- do you know what it's based on as far as  
37 being a classic car?  
38 I know that there's -- there's also, you know, instead of  
39 using an NADA book or Kelly Blue Book that there's also another  
40 one that's called *Cars of Particular Interest* that does value



1 these classic cars more -- more at a classic rate than versus  
2 just your standard.

3 SPENCER ROBERTS: Right.

4 COMMISSIONER ALLAN: So my question is, is, you know, first  
5 of all, when they're saying it's only worth \$4,000, okay. If --  
6 and this is just thoughts -- if you can get the car -- the  
7 insurance company to total it, you can get a salvage title. You  
8 get the \$4,000. Perhaps the county could kick in another  
9 \$4,000. That would be \$8,000 for a paint job.

10 COMMISSIONER BAKKER: I was just thinking that too.  
11 Keith -- and that -- thank you, Judie.

12 Can we ask the insurance company what Spencer could buy back  
13 his totaled-out car for? Because then we -- we can split the  
14 difference.

15 CHAIRMAN MILLS: Well there's a -- there's an issue there.  
16 Because if you're really a car collector, the salvage title,  
17 that reduces the value of your vehicle.

18 COMMISSIONER BAKKER: You going to sell your car anytime  
19 soon, Spencer?

20 CHAIRMAN MILLS: Yeah.

21 SPENCER ROBERTS: No. I -- I --

22 COMMISSIONER BAKKER: Is it a sentimental --

23 SPENCER ROBERTS: -- was kind of --

24 CHAIRMAN MILLS: And then --

25 COMMISSIONER ALLAN: -- or is it an --

26 SPENCER ROBERTS: -- thinking --

27 COMMISSIONER ALLAN: -- investment.

28 SPENCER ROBERTS: -- is the -- it -- the salvaged title is  
29 kind of like a red flag on any --

30 CHAIRMAN MILLS: Right.

31 SPENCER ROBERTS: -- any vehicle.

32 CHAIRMAN MILLS: The other issue is -- and this -- this  
33 is -- this is from an insurance point of view, we -- if we spend  
34 \$8,000 repainting your car, that will also increase the value of  
35 your car. And that's not the intent of how insurance is  
36 supposed to work.

37 SPENCER ROBERTS: Right.

38 CHAIRMAN MILLS: It's supposed to re- -- it's supposed to  
39 return your car to the value at the time of the accident. It's  
40 not supposed to increase the value of your car. And I would



1 think paying \$8,000 for a paint job on your car would also  
2 increase the value of your vehicle. That is not in our interest  
3 to do that for you.

4 SPENCER ROBERTS: Uh-huh.

5 CHAIRMAN MILLS: So there's -- there's a lot --

6 COMMISSIONER ALLAN: But --

7 CHAIRMAN MILLS: -- of issues pertaining to this whole --

8 COMMISSIONER ALLAN: But not necessarily, --

9 CHAIRMAN MILLS: -- situation.

10 COMMISSIONER ALLAN: -- Doug. Because as -- as Spencer's  
11 stated in his statement, you know, he's invested more than  
12 \$8,000 into this. And --

13 CHAIRMAN MILLS: But that's -- that's irrelevant to the  
14 whole thing. Because what a person puts into their car to  
15 restore it --

16 COMMISSIONER ALLAN: I realize that and --

17 CHAIRMAN MILLS: -- they're -- they never get -- almost  
18 never get that back.

19 COMMISSIONER ALLAN: They almost never get it out.

20 And he's -- he's going to get \$4,000 -- possibly get 4,000  
21 out of his car. Is, sure, we'll turn around and put another, you  
22 know, with his -- his investment, our investment, put the 8,000  
23 back into it.

24 And -- and there is an issue about the salvage title. It is  
25 not increasing the value of this car. It's not -- it's -- it's  
26 going to be the same car. It may actually be worth less because  
27 of a salvage title. So we're not increasing. We're -- the only  
28 thing we're doing is trying to --

29 CHAIRMAN MILLS: Well, the salvage. Yeah. I don't know if  
30 anybody --

31 SPENCER ROBERTS: Just for --

32 CHAIRMAN MILLS: -- will want to sell his --

33 COMMISSIONER ALLAN: Wrong of right. Or right a wrong.

34 SPENCER ROBERTS: Just for the record, this isn't a car  
35 that I bought to flip.

36 My grandpa helped me find and get this car. And me and the  
37 man that I call my dad helped build the car. We went out there  
38 every week and just built it from the ground up. It was out in a  
39 junkyard. And we found it and we built it. This is something  
40 that I hold dear because it is a car -- the first car that I've



1 ever built. And so it's not something I'm just trying to flip to  
2 make a quick -- quick buck either.

3 CHAIRMAN MILLS: Right.

4 SPENCER ROBERTS: I'm -- it's -- it's something that I --

5 COMMISSIONER ALLAN: It's sentimental.

6 SPENCER ROBERTS: Yes.

7 CHAIRMAN MILLS: Right.

8 And then that brings up the whole point -- that's why we  
9 have insurance companies to make these decisions for us so we  
10 don't get to do it, because we just make a mess out of it.

11 COMMISSIONER ALLAN: Well, I think --

12 COMMISSIONER BAKKER: I think we need a little more  
13 information gathering.

14 And we'll have Keith do that. And then we'll bring it back.  
15 Or --

16 COMMISSIONER ALLAN: I just think that the county needs to  
17 own it a little bit more because --

18 I mean, granted it was an accident. And you can't --

19 CHAIRMAN MILLS: Right.

20 COMMISSIONER ALLAN: -- hold the animal control officer,  
21 you know, totally responsible. But it was a county employee  
22 that did.

23 CHAIRMAN MILLS: But you also have to keep in mind that no  
24 matter the -- the sentimental value of the vehicle, we're  
25 talking about a door ding.

26 COMMISSIONER ALLAN: It doesn't --

27 CHAIRMAN MILLS: So --

28 COMMISSIONER ALLAN: -- matter. Is --

29 CHAIRMAN MILLS: I know.

30 COMMISSIONER ALLAN: -- is -- I'm sorry. I've had -- had  
31 cars that there's no possible way you would ever be able to  
32 match a paint job. And so I -- I can totally appreciate this.  
33 You know, I've had classic --

34 CHAIRMAN MILLS: Yeah.

35 COMMISSIONER ALLAN: -- cars. I've had the paint job.

36 CHAIRMAN MILLS: Well, there's -- there's -- there's  
37 billions of cars. And they get door dings all the time. And we  
38 don't have to go through these fights to -- to fix them. So --

39 SPENCER ROBERTS: The car --

40 CHAIRMAN MILLS: It's -- it's -- there's -- there's a lot



1 of dynamics in this whole thing.  
2 COMMISSIONER ALLAN: There are a lot --  
3 SPENCER ROBERTS: The car is over --  
4 COMMISSIONER ALLAN: -- of dynamics.  
5 SPENCER ROBERTS: -- 40 years old. And it was perfectly  
6 straight --  
7 CHAIRMAN MILLS: Right.  
8 SPENCER ROBERTS: -- when I got it. So having a crease in  
9 my door kind of. I'm OCD about that, you know.  
10 CHAIRMAN MILLS: Like I said, I've --  
11 COMMISSIONER ALLAN: And you know what --  
12 CHAIRMAN MILLS: I own vehicles that are over 40 years old  
13 too. And I know --  
14 COMMISSIONER ALLAN: It was --  
15 CHAIRMAN MILLS: -- what you're talking about.  
16 COMMISSIONER ALLAN: -- a county employee on county  
17 property. So there is -- is some --  
18 CHAIRMAN MILLS: Right.  
19 COMMISSIONER ALLAN: -- some special circumstances behind  
20 this. It's not like he was sitting at the grocery store and got  
21 dinged.  
22 That's why he's here with us now --  
23 CHAIRMAN MILLS: Well --  
24 COMMISSIONER ALLAN: -- is because we do have some --  
25 COMMISSIONER WAITS: Okay. So what's your bottom line?  
26 What do you want us to do for it, --  
27 CHAIRMAN MILLS: Yeah.  
28 COMMISSIONER WAITS: -- Judie?  
29 COMMISSIONER BAKKER: I -- I -- well -- let us -- I say we  
30 gather a little more information, Spencer, and then we'll --  
31 we'll bring it back.  
32 SPENCER ROBERTS: Okay.  
33 COMMISSIONER ALLAN: I honestly cannot imagine the  
34 insurance company deciding to any kind of arbitration short of  
35 just saying, we're going to total this car.  
36 COMMISSIONER WAITS: I'm not expecting them to either.  
37 That's why I think we should look into doing our own. And if we  
38 decide that we would abide by it, then --  
39 COMMISSIONER ALLAN: Well, either way.  
40 COMMISSIONER WAITS: -- we can make that decision.



1 COMMISSIONER ALLAN: Do we pay an arbitrator, you know,  
2 separately without involving the insurance company?  
3 Because the insurance company's already said, all we're going  
4 pay is \$515.  
5 COMMISSIONER WAITS: Right. But we're --  
6 COMMISSIONER ALLAN: Unless we total.  
7 COMMISSIONER WAITS: -- asking them to do something else.  
8 COMMISSIONER ALLAN: Well, they're not going to pay more.  
9 If we have a private arbitrator and however much it costs to --  
10 to get them to -- to come to a decision, a reasonable decision,  
11 the insurance company is not bound by it.  
12 COMMISSIONER WAITS: We're not talking insurance company.  
13 COMMISSIONER ALLAN: I know, but --  
14 COMMISSIONER WAITS: They're paying \$500. That's their  
15 decision.  
16 COMMISSIONER ALLAN: Exactly. So what -- what -- what  
17 do -- by getting an arbitrator, what are you doing? You're  
18 asking the county -- asking them to say how much can -- Lander  
19 County, --  
20 COMMISSIONER WAITS: We're asking --  
21 COMMISSIONER ALLAN: -- do you want to pay?  
22 COMMISSIONER WAITS: We're asking a professional to look at  
23 all the sides that we've been discussing and why we're concerned  
24 and, mostly certainly, I mean -- because we're involving all  
25 county employees, for one thing. Like --  
26 COMMISSIONER ALLAN: Absolutely.  
27 COMMISSIONER WAITS: -- like we pointed out earlier. So  
28 they will make the decision. And if they s- -- if their  
29 decision is -- because he already has a decision of \$4,000 if he  
30 wants to total it. And he's turned that down. He wants his  
31 car. So --  
32 Right?  
33 CHAIRMAN MILLS: With a clean title. Yeah.  
34 SPENCER ROBERTS: Right.  
35 COMMISSIONER BAKKER: So let's paint the car.  
36 CHAIRMAN MILLS: Well, again, I'm not --  
37 COMMISSIONER WAITS: Well, the arbitrator's going to decide  
38 whether we should or we shouldn't. It -- that takes it off our  
39 backs because we're not insurance specialists.  
40 CHAIRMAN MILLS: Right.



1 COMMISSIONER WAITS: And that's what laws do. That's the  
2 whole point of -- of --  
3 COMMISSIONER ALLAN: I understand what -- what the purpose  
4 of the arbitration is. I just --  
5 COMMISSIONER WAITS: Okay.  
6 COMMISSIONER ALLAN: It's passing --  
7 COMMISSIONER WAITS: If you don't want an --  
8 COMMISSIONER ALLAN: -- the buck.  
9 COMMISSIONER WAITS: -- arbitrator, then you -- then we  
10 have to make a decision now. Because we know the insurance  
11 company's.  
12 COMMISSIONER ALLAN: Right.  
13 CHAIRMAN MILLS: Uh-huh.  
14 COUNTY CLERK SULLIVAN: We have a -- Sadie Sullivan, for  
15 the record. So we still have a motion on the table; correct?  
16 COMMISSIONER WAITS: I --  
17 CHAIRMAN MILLS: She --  
18 COMMISSIONER WAITS: -- withdrew it.  
19 CHAIRMAN MILLS: -- she pulled it.  
20 COUNTY CLERK SULLIVAN: You did?  
21 COMMISSIONER WAITS: It didn't get a second --  
22 COMMISSIONER ALLAN: It wasn't --  
23 COMMISSIONER WAITS: -- and I withdrew --  
24 COMMISSIONER ALLAN: -- seconded.  
25 COMMISSIONER WAITS: -- it.  
26 COUNTY CLERK SULLIVAN: Okay. Well, there was a lot of  
27 discussion. So I didn't --  
28 CHAIRMAN MILLS: Yeah, we --  
29 COUNTY CLERK SULLIVAN: -- know if somebody was waiting for  
30 a second.  
31 COMMISSIONER WAITS: Well, I think time's elapsed in --  
32 from the motion --  
33 COUNTY CLERK SULLIVAN: Two hours ago.  
34 CHAIRMAN MILLS: -- through all our discussion, anyway. So  
35 --  
36 COMMISSIONER ALLAN: Spencer, would you care if you had a  
37 salvaged title?  
38 SPENCER ROBERTS: A -- a little bit. It would bug me a  
39 little bit -- yeah -- just because it's a red flag on any  
40 vehicle.



1 COMMISSIONER ALLAN: I -- I have a question. And it might  
2 involve DMV.  
3 Could we take -- take a break for a minute?  
4 COMMISSIONER CLARK: Take a break.  
5 CHAIRMAN MILLS: What are -- what's your question?  
6 I thought you were going to (indiscernible.)  
7 COMMISSIONER WAITS: Are we taking a break?  
8 COMMISSIONER ALLAN: I just would like to ask DMV, is there  
9 any way to correct a salvaged title to make it clear so it  
10 doesn't appear as a salvaged title?  
11 COUNTY CLERK SULLIVAN: Sadie Sullivan, for the record.  
12 From working in DMV and also at the wrecking yard, once it's a  
13 salvaged title, your best bet is rebuilt. So there's some  
14 different guidelines there. So there's a salvage title or a  
15 rebuilt title. So once you go down that road, it's -- if he  
16 ever did want to resell or make the money, they look at the  
17 salvage title and rebuild titles.  
18 COMMISSIONER ALLAN: What about if we had a -- affidavit  
19 from the county stating that it was -- basically a statement of  
20 the fact it was a door ding and we're -- we're painting it.  
21 You know, it was not mechanical damage.  
22 I mean, it was -- it was nothing that hurt the drivability of  
23 the car or --  
24 No?  
25 SPENCER ROBERTS: No.  
26 CHAIRMAN MILLS: I don't know what an affidavit's going to  
27 do.  
28 COMMISSIONER ALLAN: Saying if he ever did decide to sell  
29 it, then interested party, it would be an affidavit from the  
30 county saying, --  
31 CHAIRMAN MILLS: Yeah.  
32 COMMISSIONER ALLAN: -- this is what we did.  
33 CHAIRMAN MILLS: And --  
34 COMMISSIONER WAITS: We can't overrule titles of the DMV.  
35 COMMISSIONER ALLAN: It still is --  
36 CHAIRMAN MILLS: In the car world, nobody's going to care  
37 about that.  
38 COMMISSIONER BAKKER: Okay.  
39 If you guys don't want to arbitrate and we want to figure  
40 this out today, how -- what would be the top dollar you'd want to



1 give him or help him along to get his car done?  
2 CHAIRMAN MILLS: Well, that's a discussion. Because I  
3 don't -- I don't want to pay \$8,000 to paint a \$4,000 --  
4 COMMISSIONER BAKKER: I --  
5 CHAIRMAN MILLS: -- car.  
6 COMMISSIONER BAKKER: -- I understand that.  
7 CHAIRMAN MILLS: I don't -- I don't want to go there.  
8 COMMISSIONER BAKKER: So is there any amount above what the  
9 insurance is offering that anyone would --  
10 CHAIRMAN MILLS: Well --  
11 COMMISSIONER BAKKER: -- want to --  
12 CHAIRMAN MILLS: I don't know what it really matters  
13 because, if you can't get the car fixed for under -- for  
14 whatever price we're talking about, he's still stuck in the same  
15 spot.  
16 COMMISSIONER ALLAN: Have you thought about --  
17 CHAIRMAN MILLS: Right?  
18 COMMISSIONER ALLAN: -- someone out of county? Estimate?  
19 SPENCER ROBERTS: I went to Elko. And they told me it  
20 would fall under a restomod. And they don't do restomods  
21 because they take too long. So they like the -- the quick  
22 insurance ones where they can milk the insurance for more money  
23 and get jobs quick and out of there. And they said -- most of  
24 them told me they wouldn't do it. Other ones said they don't  
25 have time. So --  
26 CHAIRMAN MILLS: Who --  
27 COMMISSIONER CLARK: Yeah.  
28 COMMISSIONER ALLAN: I personally --  
29 CHAIRMAN MILLS: How about --  
30 COMMISSIONER ALLAN: -- think these --  
31 CHAIRMAN MILLS: -- this? Who -- who painted the car when  
32 it got painted?  
33 SPENCER ROBERTS: So I bought the car from my uncle who  
34 bought it from a girl here in town who bought it off of eBay.  
35 So some custom shop in Oregon had -- had painted it and never  
36 sent a paint code with it or anything.  
37 So --  
38 COMMISSIONER CLARK: Okay. So it's a Dodge Coronet. What  
39 year?  
40 CHAIRMAN MILLS: Okay.



1 COMMISSIONER ALLAN: Do you know --  
2 COMMISSIONER CLARK: '73.  
3 COMMISSIONER WAITS: '73.  
4 SPENCER ROBERTS: '73.  
5 COMMISSIONER WAITS: Uh-huh.  
6 COMMISSIONER CLARK: Okay. But you have it painted as a  
7 Super Bee. Right?  
8 SPENCER ROBERTS: Uh-huh.  
9 COMMISSIONER CLARK: Okay. There were no two-door Super  
10 Bees --  
11 SPENCER ROBERTS: There are --  
12 COMMISSIONER CLARK: -- or no --  
13 SPENCER ROBERTS: -- no --  
14 COMMISSIONER CLARK: -- four- --  
15 SPENCER ROBERTS: -- four-doors.  
16 COMMISSIONER CLARK: -- -door --  
17 SPENCER ROBERTS: Right.  
18 COMMISSIONER CLARK: -- Super Bees, only two-doors.  
19 SPENCER ROBERTS: Right.  
20 COMMISSIONER CLARK: So it's not even a clone.  
21 SPENCER ROBERTS: No.  
22 COMMISSIONER CLARK: Okay.  
23 COMMISSIONER ALLAN: And there's no possible way that you  
24 could find out who the original -- or who painted it in Oregon  
25 to get a paint code?  
26 SPENCER ROBERTS: I have no idea who did it. It went  
27 through a grapevine to get to me.  
28 COMMISSIONER ALLAN: Yeah. Okay.  
29 COMMISSIONER WAITS: Well, I guess my concern --  
30 CHAIRMAN MILLS: So --  
31 COMMISSIONER WAITS: -- is -- or my question is, what --  
32 why do we have to match the paint?  
33 Can't we get a brand-new beautiful paint job for --  
34 CHAIRMAN MILLS: Well, that's what they --  
35 COMMISSIONER ALLAN: That's --  
36 COMMISSIONER WAITS: -- \$5,000?  
37 COMMISSIONER ALLAN: That's --  
38 CHAIRMAN MILLS: That's what the \$8,000 is.  
39 COMMISSIONER ALLAN: That's what the 8,000. And I think  
40 that that price is actually ridiculous.



1 But --  
2 COMMISSIONER WAITS: Well, I thought --  
3 COMMISSIONER ALLAN: -- personally.  
4 COMMISSIONER WAITS: Maybe he should look a few more  
5 places? Is that what you're saying?  
6 COMMISSIONER ALLAN: I would -- I -- you know, I --  
7 COMMISSIONER CLARK: A few years --  
8 CHAIRMAN MILLS: So these are --  
9 COMMISSIONER CLARK: -- ago --  
10 COMMISSIONER ALLAN: It's not going --  
11 CHAIRMAN MILLS: This -- this --  
12 COMMISSIONER ALLAN: -- to --  
13 CHAIRMAN MILLS: This is why we let insurance companies  
14 take care of it.  
15 COMMISSIONER WAITS: That's --  
16 COMMISSIONER ALLAN: It's --  
17 COMMISSIONER WAITS: -- exactly it.  
18 COMMISSIONER ALLAN: -- it's not going to -- to totally  
19 correct it, Spencer. But, you know, I wouldn't -- I wouldn't  
20 have a problem offering him \$4,000 to go --  
21 CHAIRMAN MILLS: So --  
22 COMMISSIONER ALLAN: -- towards a paint job.  
23 CHAIRMAN MILLS: I would -- I would be more inclined to  
24 offer to paint for the cost of materials to paint it.  
25 COMMISSIONER WAITS: Cost of materials to paint it is the  
26 8,000.  
27 CHAIRMAN MILLS: That's the whole paint job.  
28 That's most -- most of the paint job is labor.  
29 COMMISSIONER BAKKER: That's why we need more information.  
30 COMMISSIONER ALLAN: Paint and materials is 925 on one  
31 quote.  
32 And --  
33 COMMISSIONER WAITS: Oh, you're saying no labor.  
34 COMMISSIONER ALLAN: -- fifteen --  
35 COMMISSIONER WAITS: That's what --  
36 COMMISSIONER ALLAN: -- hundred --  
37 COMMISSIONER WAITS: -- you're saying.  
38 CHAIRMAN MILLS: Right. Cost of materials only, --  
39 COMMISSIONER WAITS: Oh.  
40 CHAIRMAN MILLS: -- not labor.



1 COMMISSIONER ALLAN: Your body labor -- your paint labor,  
2 1500 to \$1000? For paint.  
3 CHAIRMAN MILLS: Yeah. That's right about right.  
4 COMMISSIONER ALLAN: I'm looking at the quotes.  
5 You've got a statement here that -- is this your only  
6 vehicle?  
7 SPENCER ROBERTS: No, it's not.  
8 COMMISSIONER ALLAN: If you decided that you couldn't match  
9 the paint and you had to go with a -- a whole total body  
10 repaint, I -- I absolutely think that -- that your two higher  
11 quotes are -- are ridiculous. And if it came down to Battle  
12 Mountain Auto Body, I would have to abstain.  
13 I do understand that, if you went with that route, you may  
14 as well just sort of kiss your car goodbye for quite a long  
15 time.  
16 But if Bart was open to it, would you consider a whole total  
17 body paint job?  
18 SPENCER ROBERTS: From him doing it?  
19 COMMISSIONER ALLAN: From him doing it?  
20 SPENCER ROBERTS: And fixing the dent?  
21 COMMISSIONER ALLAN: Well, of course he'd fix the dent.  
22 SPENCER ROBERTS: Right. Well, that's -- that's what I  
23 originally thought he was going to do, but he said that he could  
24 maybe match the paint.  
25 COMMISSIONER ALLAN: If he couldn't match the paint and  
26 decided to go with a whole brand-new paint job.  
27 COMMISSIONER WAITS: Because his labor is much less  
28 expensive than the other --  
29 COMMISSIONER ALLAN: It's not --  
30 COMMISSIONER WAITS: -- one.  
31 COMMISSIONER ALLAN: -- the labor.  
32 Well, actually --  
33 COMMISSIONER WAITS: It is the labor.  
34 COMMISSIONER ALLAN: Yeah, it is.  
35 I -- I -- I --  
36 Bart's retired. So he's not really --  
37 COMMISSIONER CLARK: Conflict.  
38 COMMISSIONER ALLAN: I just want --  
39 CHAIRMAN MILLS: So you're going to volunteer Bart to paint  
40 a car now?



1 COMMISSIONER ALLAN: I'm just going to ask --  
2 CHAIRMAN MILLS: I'm in.  
3 COMMISSIONER ALLAN: Well, no. I'm not -- I'm not  
4 volunteering him. I'm asking Spencer if he would consider going  
5 to Bart to get a -- a quote for -- to paint -- to fix the ding  
6 and get an entire paint job.  
7 SPENCER ROBERTS: Yeah.  
8 COMMISSIONER ALLAN: What his quote -- and bring that  
9 back --  
10 SPENCER ROBERTS: I'd be willing --  
11 COMMISSIONER ALLAN: -- before --  
12 SPENCER ROBERTS: -- to --  
13 COMMISSIONER ALLAN: -- us.  
14 COMMISSIONER BAKKER: I say -- I don't know.  
15 COMMISSIONER ALLAN: Because I -- I really honestly believe  
16 that it would be a lot cheaper than the other two quotes you  
17 have.  
18 SPENCER ROBERTS: But then I wouldn't have --  
19 COMMISSIONER ALLAN: If he were --  
20 SPENCER ROBERTS: -- my car for --  
21 COMMISSIONER ALLAN: -- up --  
22 SPENCER ROBERTS: -- two years.  
23 COMMISSIONER ALLAN: Huh?  
24 SPENCER ROBERTS: Then I wouldn't --  
25 COMMISSIONER ALLAN: I don't think it would take him that  
26 long.  
27 COMMISSIONER WAITS: You want him to bring some more  
28 estimates back to us? Is that what you'd like to do?  
29 COMMISSIONER ALLAN: Possibly. Yeah.  
30 Maybe some more realistic estimates.  
31 SPENCER ROBERTS: Okay.  
32 COMMISSIONER ALLAN: And I don't know if you want go to  
33 Reno or Twin, if you want to travel that far. You might --  
34 SPENCER ROBERTS: I'd have to haul the car to go that far.  
35 COMMISSIONER BAKKER: I say we just --  
36 COMMISSIONER ALLAN: It's hard.  
37 COMMISSIONER BAKKER: We're making it hard.  
38 Oh, boy.  
39 COMMISSIONER ALLAN: Spencer, what -- what are you thinking  
40 of the -- what -- has -- has anything jumped out at you? Have



1 you --  
2 COMMISSIONER BAKKER: Spencer, what would you prefer?  
3 COMMISSIONER ALLAN: What -- yeah.  
4 SPENCER ROBERTS: I think it's obvious. I want my car  
5 fixed right.  
6 COMMISSIONER BAKKER: Okay. What do you want? You want it  
7 to go to Dick's Auto Body?  
8 SPENCER ROBERTS: My first choice was Atlas, the more  
9 expensive one, not because it's more expensive, but just because  
10 he was the one that seemed like he wanted to do the work. He --  
11 he told me, you know, he'd have to strip it. He'd have to take  
12 the stuff off. He'd have to sand it, paint it. And then --  
13 COMMISSIONER BAKKER: Well, I'm going to make a motion.  
14 We're going to see if it's going to die or not or if it's going  
15 to go forward. I'm going to make a motion to approve fixing  
16 Spencer Robert's damaged personal vehicle at Dick's Auto Body in  
17 the amount of \$8,053.60.  
18 COMMISSIONER CLARK: Are we setting a dangerous precedent  
19 here?  
20 COMMISSIONER ALLAN: I think, yeah.  
21 DISTRICT ATTORNEY HERRERA: Because we're admitting  
22 liability where liability doesn't --  
23 COMMISSIONER BAKKER: We already admitted that, though, in  
24 this --  
25 DISTRICT ATTORNEY HERRERA: -- exist, --  
26 COMMISSIONER BAKKER: -- meeting.  
27 DISTRICT ATTORNEY HERRERA: -- because we are in a  
28 mandatory insurance state and the man chose not to get it.  
29 COMMISSIONER BAKKER: He's also a county employee that  
30 we're --  
31 DISTRICT ATTORNEY HERRERA: Which means liability is not as  
32 much as you're proposing, considering the fact that he chose not  
33 to get it.  
34 COMMISSIONER BAKKER: I understand that.  
35 DISTRICT ATTORNEY HERRERA: You -- I was just asked.  
36 COMMISSIONER BAKKER: I'm --  
37 DISTRICT ATTORNEY HERRERA: You know, just answering the  
38 question.  
39 You may --  
40 CHAIRMAN MILLS: So --



1 DISTRICT ATTORNEY HERRERA: -- not like it.  
2 COMMISSIONER BAKKER: It would be a whole lot -- we would  
3 be money ahead right now to do this than going through an  
4 arbitrator and doing all the other time and work that we're  
5 about to do.  
6 DISTRICT ATTORNEY HERRERA: I'm just --  
7 COMMISSIONER WAITS: And that's what you carry --  
8 DISTRICT ATTORNEY HERRERA: I'm putting on the record that  
9 you're about to admit liability where I don't believe any  
10 exists.  
11 COMMISSIONER BAKKER: We already --  
12 DISTRICT ATTORNEY HERRERA: Some of it exists, but --  
13 COMMISSIONER CLARK: Okay.  
14 DISTRICT ATTORNEY HERRERA: -- not the amount you're  
15 saying.  
16 COMMISSIONER ALLAN: And I'd also like to say, Sean, that  
17 I -- I really think that -- you could make a suggestion for that  
18 motion, but I wouldn't make that motion yourself because of --  
19 COMMISSIONER WAITS: Well, he made it. It's up to us --  
20 COMMISSIONER ALLAN: I know.  
21 COMMISSIONER WAITS: -- to decide what --  
22 COMMISSIONER ALLAN: I'm just --  
23 COMMISSIONER WAITS: -- to do.  
24 COMMISSIONER ALLAN: -- I'm just stating a question of --  
25 I'm not trying to be mean. I'm just stating a question of  
26 possible --  
27 COMMISSIONER BAKKER: Because she's a -- they're a family  
28 friend?  
29 COMMISSIONER ALLAN: Very, very close family friend.  
30 COMMISSIONER BAKKER: Okay.  
31 Motion's out there.  
32 Any second?  
33 It dies.  
34 So now let's gather some information and bring it back with a  
35 little more information, like I said 20 minutes ago.  
36 COMMISSIONER WAITS: What kind of information do you want?  
37 You want Spencer to do a little bit more checking to see if he  
38 can find anything?  
39 COMMISSIONER BAKKER: More quotes --  
40 COMMISSIONER WAITS: And you want --



1 COMMISSIONER BAKKER: -- to see if the --  
2 COMMISSIONER WAITS: -- our executive --  
3 COMMISSIONER BAKKER: -- infer- -- insurance agent --  
4 COMMISSIONER WAITS: -- director to check?  
5 COMMISSIONER BAKKER: Yes. Every -- Keith, you probably  
6 have a list of things I was just -- okay.  
7 COMMISSIONER WAITS: Okay. Okay.  
8 COMMISSIONER CLARK: Thank you.  
9 COMMISSIONER BAKKER: Anything else?  
10 CHAIRMAN MILLS: Yeah. Difficult situation. I think you  
11 kind of see that.  
12 SPENCER ROBERTS: Yeah. I do.  
13 CHAIRMAN MILLS: And it might be good to pursue that  
14 insurance on your car. That would probably alleviate a lot of  
15 this.  
16 But it looks like what we're --  
17 COMMISSIONER ALLAN: Not necessarily because of the --  
18 CHAIRMAN MILLS: The --  
19 COMMISSIONER ALLAN: -- his insurance company isn't going  
20 to pay any different than somebody --  
21 CHAIRMAN MILLS: Well, --  
22 COMMISSIONER ALLAN: -- else's.  
23 CHAIRMAN MILLS: -- when you get classic car insurance, it  
24 covers that. You prove the value of your car and you do all  
25 that stuff. But --  
26 COMMISSIONER ALLAN: I understand --  
27 CHAIRMAN MILLS: -- it might be --  
28 COMMISSIONER ALLAN: -- that all, Doug.  
29 CHAIRMAN MILLS: -- worth finding a -- a quote that is more  
30 in line. I also think that with the technology and the paint  
31 companies nowadays they probably can match your paint. Might  
32 want to look into that also. Because it might simplify the  
33 whole thing.  
34 COMMISSIONER ALLAN: Or possibly if there's --  
35 CHAIRMAN MILLS: So --  
36 COMMISSIONER ALLAN: -- any -- any way to find out who  
37 painted it the first time.  
38 SPENCER ROBERTS: Yeah. I don't think I can.  
39 CHAIRMAN MILLS: Yeah.  
40 SPENCER ROBERTS: I don't know where it came from, who



1 painted it.  
2 CHAIRMAN MILLS: I know these -- these --  
3 COMMISSIONER ALLAN: You can do --  
4 CHAIRMAN MILLS: -- are --  
5 COMMISSIONER ALLAN: -- a title search? And maybe find a  
6 --  
7 CHAIRMAN MILLS: These are --  
8 COMMISSIONER ALLAN: All right.  
9 CHAIRMAN MILLS: -- tough deals that are hard to -- they're  
10 hard to deal with, but --  
11 COMMISSIONER BAKKER: Okay. Let's --  
12 CHAIRMAN MILLS: I think you --  
13 COMMISSIONER BAKKER: -- do that and go forward.  
14 CHAIRMAN MILLS: -- can see that.  
15 COMMISSIONER BAKKER: Let's move forward, --  
16 COMMISSIONER WAITS: Thank you.  
17 COMMISSIONER BAKKER: -- please, --  
18 CHAIRMAN MILLS: Okay.  
19 SPENCER ROBERTS: Thank you.  
20 COMMISSIONER BAKKER: -- for the love of God.  
21 CHAIRMAN MILLS: Thanks for your patience.  
22 COMMISSIONER ALLAN: Thank you, Spencer.  
23 SPENCER ROBERTS: Thank you for your time.  
24 COMMISSIONER BAKKER: Thanks, Spencer.  
25 Fifteen.  
26

27 15) Discussion for possible action to approve/disapprove the  
28 agreement between Lander County and Holland & Hart for legal  
29 representation of Lander County during the Greater Sage  
30 Grouse Land Use Plan Amendments, and all other matters  
31 properly related thereto.  
32

33 CHAIRMAN MILLS: Okay. Item Number 15. Discussion for  
34 possible action to approve/disapprove the agreement between  
35 Lander County and Holland & Hart for legal representation of  
36 Lander County during the Greater Sage Grouse Land Use Plan  
37 Amendments, and all other -- other matters properly related  
38 thereto.

39 COMMISSIONER WAITS: This is what we approved. And this is  
40 our contract and rates; right?



1 DISTRICT ATTORNEY HERRERA: Yep.  
2 COMMISSIONER WAITS: Okay.  
3 COMMISSIONER BAKKER: Okay. I'll make a motion to approve  
4 the agreement between Lander County and Holland & Hart for legal  
5 representation of Lander County during the Greater Sage Grouse  
6 Land Use Plan Amendments, --  
7 COMMISSIONER CLARK: Second.  
8 COMMISSIONER BAKKER: -- authorize the chair to sign.  
9 COMMISSIONER CLARK: Second.  
10 CHAIRMAN MILLS: Sean made a motion. Art seconded.  
11 Do we have any public comment?  
12 (No comment.)  
13 CHAIRMAN MILLS: All in favor?  
14 COMMISSIONER BAKKER: Aye.  
15 COMMISSIONER ALLAN: Aye.  
16 COMMISSIONER WAITS: Aye.  
17 CHAIRMAN MILLS: Aye.  
18 COMMISSIONER CLARK: Aye.  
19  
20 16) Discussion for possible action regarding the next step in the  
21 hiring of human resources director, and all other matters  
22 properly related thereto.  
23  
24 CHAIRMAN MILLS: Sixteen. Discussion for possible action  
25 regarding the next step in the hiring of human resource  
26 director, and all other matters properly related thereto.  
27 KEITH WESTENGARD: It closes tomorrow. It did go back out  
28 to advertise. We have 30 to date because it doesn't close until  
29 tomorrow. We have 36 applicants right now.  
30 COMMISSIONER CLARK: How many?  
31 COMMISSIONER WAITS: How many?  
32 KEITH WESTENGARD: Thirty-six.  
33 COMMISSIONER CLARK: Thirty-six?  
34 KEITH WESTENGARD: From throughout the country: Alaska,  
35 New York, Arizona. Like I said, it's throughout the country.  
36 COMMISSIONER WAITS: Do we have some from Nevada?  
37 KEITH WESTENGARD: There's three local, one Las Vegas, and  
38 the rest are out of state.  
39 COMMISSIONER WAITS: Thank you.  
40 COMMISSIONER CLARK: Wow.



1 KEITH WESTENGARD: Las Vegas area.  
2 So I'm just asking. I can -- real simple, would you like me  
3 to put the -- a committee together? What would you like the next  
4 step to be?  
5 COMMISSIONER BAKKER: I would suggest using the three  
6 people used the first time to score the applicants and then  
7 bring that back.  
8 KEITH WESTENGARD: All right.  
9 COMMISSIONER WAITS: You know --  
10 COMMISSIONER ALLAN: I have question about that. Because  
11 my understanding is those three people that originally did it,  
12 they're not all available.  
13 Is --  
14 COMMISSIONER BAKKER: Why aren't they all available?  
15 COMMISSIONER ALLAN: Because I know Keith talked to them on  
16 another go around and they said they -- that there's --  
17 DISTRICT ATTORNEY HERRERA: That's not true.  
18 COMMISSIONER ALLAN: -- a couple that were not interested.  
19 COMMISSIONER WAITS: Well --  
20 COMMISSIONER ALLAN: Excuse me, Mr. Herrera, this was a  
21 discussion I had with Keith and myself.  
22 KEITH WESTENGARD: This -- for clarification, this -- this  
23 was on the -- the last go around. And I would like the --  
24 that's what you guys want, I'll connect them and ask them if  
25 they're interested in helping this time or a different way.  
26 COMMISSIONER BAKKER: I would --  
27 COMMISSIONER ALLAN: Who are we talking about?  
28 Who -- who --  
29 COMMISSIONER WAITS: Well, regardless --  
30 COMMISSIONER ALLAN: -- on --  
31 COMMISSIONER WAITS: -- of who they were last time, I -- I  
32 still think it's a lot to ask. And they weren't all local  
33 people. And they had to make trips and such. And I like the  
34 idea of a committee. And I think we should just go ahead and --  
35 and think about who we would like on the committee. We have  
36 a -- a lot of good people. We could use Lisa from Cooperative  
37 Extension. We've got Sadie. She's certainly knowledgeable.  
38 We've got several good, qualified people on LEDA who we could  
39 ask. I mean, I just think there's -- but I do think we should  
40 put a committee together. Yes.



1 COMMISSIONER BAKKER: I want --  
2 Well --  
3 Okay.  
4 COMMISSIONER WAITS: I think it's a lot to ask the other  
5 group again, is what I'm saying.  
6 COMMISSIONER BAKKER: Well, I'd say ask them and see what  
7 they say first. Because they are very high- -- there was an HR  
8 from Winnemucca -- county -- Elko County, and an HR from  
9 Newmont. And they're a very skilled HR people.  
10 COMMISSIONER WAITS: Right. And we still need HR people.  
11 But --  
12 DISTRICT ATTORNEY HERRERA: And they're --  
13 COMMISSIONER WAITS: -- the people that I've also suggested  
14 are also got good HR qualifications, and they've hired many  
15 people.  
16 DISTRICT ATTORNEY HERRERA: So the three that -- that Sean  
17 mentioned, he's talking about, well recommended by POOL/PACT.  
18 And they -- they suggest to me directly in private conversation  
19 that we should go with those three if we can.  
20 COMMISSIONER BAKKER: So let's start there, Keith.  
21 COMMISSIONER ALLAN: Well, --  
22 KEITH WESTENGARD: If --  
23 COMMISSIONER ALLAN: -- I think one of the other  
24 directions, then, if we're going to go with that, is that  
25 instead of just saying, oh, here's one person that we think  
26 would be great, they need to have a --  
27 COMMISSIONER BAKKER: List.  
28 COMMISSIONER ALLAN: -- rundown of --  
29 COMMISSIONER BAKKER: That's why they score them. So at  
30 the end --  
31 COMMISSIONER ALLAN: I know what scoring is. But the last  
32 time their recommendation is -- they made a recommendation, they  
33 didn't follow up with anybody behind it. The person we offered  
34 it to didn't accept it. And this is --  
35 COMMISSIONER WAITS: We need alternates, --  
36 COMMISSIONER ALLAN: -- why we're in this --  
37 COMMISSIONER WAITS: -- is what you're saying.  
38 COMMISSIONER ALLAN: -- position now.  
39 COMMISSIONER BAKKER: Yeah. We need a list.  
40 COMMISSIONER WAITS: Yeah.



1 COMMISSIONER BAKKER: Yeah.

2 KEITH WESTENGARD: So the com- -- I'll ask them, see if  
3 they'll score it. Would you like me to set up interviews and  
4 ask them to do the interviews and give us the top five?

5 COMMISSIONER BAKKER: Top 36.

6 Top five.

7 KEITH WESTENGARD: If you want to do all 36 applicants --

8 COMMISSIONER WAITS: They'll probably have to narrow those  
9 down. And after you narrow them down and see who you'd like to  
10 interview, we're talking people that are out of state. And some  
11 of those out of state are certainly worth a telephone interview.

12 KEITH WESTENGARD: Okay.

13 COMMISSIONER WAITS: And although we are not going to pay  
14 traveling expenses. But we'd have to make that known. But, I  
15 mean, I know when we hired our cooperative extension director,  
16 every one of them was out of town, of course.

17 So we did telephone interviews on a lot of them. And I've  
18 done that over the years. And -- and I know that some of the  
19 people I mentioned, even Shar Peterson who's on LEDA, who  
20 certainly has a background for hiring. I mean, we've -- we've  
21 got --

22 COMMISSIONER ALLAN: I think Shar --

23 COMMISSIONER WAITS: -- maybe a couple --

24 COMMISSIONER ALLAN: -- would be excellent.

25 COMMISSIONER WAITS: -- of extra people we should add to  
26 that committee even if they decide they'd like to do it.

27 COMMISSIONER ALLAN: I think that's a good idea as well. I  
28 think Shar would be excellent, if she would do it.

29 COMMISSIONER WAITS: Well, I think Lisa would too. I  
30 mean, she's got her doctorate in -- in all of this information  
31 and has been on many national committees of hiring.

32 You know, I mean, we've got local people that really know  
33 how -- how to do this too. I don't mean -- it's something, I  
34 mean, we're novices sitting in on some of these things. But  
35 these people are not.

36 And Keith is looking for some direction.

37 COMMISSIONER BAKKER: I'm going to make a motion for the  
38 next step to the hiring of human resource director for Lander  
39 County to use the Elko County HR that we used before, Keith; the  
40 Newmont HR that you used before; the Winnemucca HR you used



1 before; Shar Peterson --  
2 COMMISSIONER ALLAN: If available.  
3 COMMISSIONER BAKKER: -- if available. You want Lisa  
4 Taylor?  
5 COMMISSIONER WAITS: Yeah, Lisa.  
6 COMMISSIONER BAKKER: And Lisa Taylor. To score the  
7 applicants, to bring back -- do your interviews, do what you  
8 have to bring back the top five? Three?  
9 COMMISSIONER ALLAN: I'd say ten.  
10 COMMISSIONER BAKKER: Top.  
11 COMMISSIONER ALLAN: Because you can do phone interviews.  
12 COMMISSIONER CLARK: Okay.  
13 COMMISSIONER ALLAN: It's time- --  
14 COMMISSIONER CLARK: So you bring --  
15 COMMISSIONER ALLAN: -- -consuming.  
16 COMMISSIONER CLARK: -- back ten, then what? What are you  
17 going to do? The board's going to score them and decide?  
18 COMMISSIONER WAITS: No, they bring -- they bring back  
19 list -- in -- in order. They'll say, this is our  
20 recommendation.  
21 And then we can approve that recommendation. And then if  
22 that person doesn't take it, then we have a second alternative for  
23 that recommendation. That's what we're saying.  
24 COMMISSIONER CLARK: I've hired principals. And I've hired  
25 superintendents. And I have never --  
26 COMMISSIONER BAKKER: I need a second.  
27 COMMISSIONER CLARK: -- heard anything like this. This is  
28 the --  
29 COMMISSIONER WAITS: Well, what's happened is, we spent all  
30 this time --  
31 CHAIRMAN MILLS: Personal discussion.  
32 COMMISSIONER WAITS: -- and money hiring someone we thought  
33 was perfectly qualified and they didn't take the job. And we  
34 had nobody in -- in second place. So we wasted all that time.  
35 KEITH WESTENGARD: There was a reason there wasn't -- that  
36 the other four were not -- it was not a -- a numeric list put  
37 together.  
38 COMMISSIONER ALLAN: I think one of the -- and, you know,  
39 it's a compromise: five, ten, two, four, whatever.  
40 We keep applicants for six months, applications for six



1 months. If you -- if you score them, you have your -- your number  
2 of the highest scoring. You make an offer to -- to the first one.  
3 If they don't accept, then, you know, you can go down the line.  
4 KEITH WESTENGARD: Okay.  
5 COMMISSIONER ALLAN: But I also think that if you have --  
6 you have a decent handful, a pool, that if things didn't work  
7 out, say, in five months, you need to revisit this again is  
8 you -- you have another good pool to draw from instead of, you  
9 know, two or three or -- or whatnot.  
10 CHAIRMAN MILLS: Okay. So Sean --  
11 COMMISSIONER WAITS: Did you have --  
12 CHAIRMAN MILLS: -- Sean has made a --  
13 COMMISSIONER WAITS: -- a second?  
14 CHAIRMAN MILLS: -- motion. Does anybody want --  
15 COMMISSIONER BAKKER: I need a second.  
16 CHAIRMAN MILLS: -- to second?  
17 COMMISSIONER WAITS: I'll second.  
18 COMMISSIONER CLARK: Second.  
19 CHAIRMAN MILLS: Okay.  
20 KEITH WESTENGARD: All right. Got it.  
21 CHAIRMAN MILLS: So Sean has made a motion. Patsy seconded  
22 it.  
23 Do we have any public comment?  
24 COUNTY CLERK SULLIVAN: I do. Sadie Sullivan, for the  
25 record.  
26 It's common to have your top three. I can see maybe up to  
27 five. I think anything above five's a little much. And I love  
28 Sean's motion.  
29 UNIDENTIFIED PARTICIPANT: (Indiscernible.)  
30 COMMISSIONER BAKKER: God help us.  
31 CHAIRMAN MILLS: Okay. Did your motion include a number?  
32 COMMISSIONER BAKKER: Yeah. I said five.  
33 CHAIRMAN MILLS: Five. Okay. Other public comment?  
34 (No comment.)  
35 CHAIRMAN MILLS: All in favor?  
36 COMMISSIONER BAKKER: Aye.  
37 CHAIRMAN MILLS: Aye.  
38 COMMISSIONER ALLAN: Aye.  
39 COMMISSIONER WAITS: Aye.  
40 COMMISSIONER CLARK: Aye.



1 FINANCE

2  
3 17) Discussion for possible action regarding the FAA grant money  
4 received to be read into minutes, and all other matters  
5 properly related thereto.  
6

7 CHAIRMAN MILLS: Item 17. Discussion for possible action  
8 regarding the FAA grant money received to be read into the  
9 minutes, and all other matters properly related thereto.

10 CYNTHIA BENSON: Cindy --

11 COMMISSIONER WAITS: Do you have --

12 CYNTHIA BENSON: -- Benson, --

13 COMMISSIONER WAITS: -- more money for us, Ms. Cindy?

14 CYNTHIA BENSON: -- Finance office. What was that?

15 COMMISSIONER WAITS: I said, you have more money for us?

16 CYNTHIA BENSON: Actually, we've had it for a while. It  
17 just hasn't been read into the minutes. So I would like to  
18 correct that.

19 We've received for the Battle Mountain taxiway and pavement  
20 rehab \$427,903.47 September 6th; \$30,261.23 on that same day;  
21 \$234,128.81 also on that same day. We received \$123,005.96,  
22 October 3rd; \$12,155.53, October 19th; and \$79,836.91 on  
23 December 13th of 2017.

24 We received for the Austin master plan \$119,457.80  
25 September 6th; 111,781.70 on October 18th; 255,206.45 on  
26 December 13th of 2017.

27 COMMISSIONER WAITS: Thank you, Cindy.

28 CHAIRMAN MILLS: Okay.

29 CYNTHIA BENSON: Yep.

30 CHAIRMAN MILLS: Thank --

31 CYNTHIA BENSON: Thank --

32 CHAIRMAN MILLS: -- you.

33 CYNTHIA BENSON: -- you.

34 COMMISSIONER BAKKER: Appreciate it.  
35  
36  
37  
38  
39  
40



1 CORRESPONDENCE

2  
3 18) Correspondence, reports, potential upcoming agenda items.

4  
5 CHAIRMAN MILLS: Okay. Moving on to correspondence,  
6 reports, potential upcoming agenda items.  
7

8 (The following correspondence was received:

9 1. Monthly reports to Lander County Commissioners,  
10 November 2017.

11 2. Letter from Jay Fischer regarding resignation from the  
12 Lander County Economic Development Authority (LEDA).

13 3. United States Department of the Interior, Bureau of  
14 Land Management, Mount Lewis Field Office, regarding 2017 Mill  
15 Fire wildfire management and livestock closure decisions.

16 4. United States Department of the Interior,  
17 Bureau of Land Management, Mount Lewis Field Office, regarding  
18 2017 Raven Fire wildfire management and livestock closure  
19 decisions.

20 5. United States Department of the Interior, Bureau of  
21 Land Management, Mount Lewis Field Office, regarding 2017  
22 Phoenix Fire wildfire management and livestock closure  
23 decisions.

24 6. State of Nevada, Department of Conservation & Natural  
25 Resources, Notice of Decision regarding water pollution control  
26 Permit Number NEV0060050, Cortez Joint Venture dba Barrick  
27 Cortez Inc., Toiyabe Mine Project.)  
28

29 KEITH WESTENGARD: I have a --

30 CHAIRMAN MILLS: I think --

31 KEITH WESTENGARD: -- list here. Would you like me to go  
32 over it?

33 CHAIRMAN MILLS: Sure.

34 KEITH WESTENGARD: I'm going to ask about a -- creating an  
35 R.S. 2477 roads committee, as Ken suggested.

36 I'd like some direction on the planning commission. And I'll  
37 put some wording together on how you'd like me to do that.

38 We're going to --

39 COMMISSIONER ALLAN: What exactly on the planning  
40 commission?



1 KEITH WESTENGARD: Well, since there's not a commissioner  
2 or -- or a voting member on there, I'd just like to get some  
3 direction on what the commission is looking for as far as what  
4 the planning commission does.  
5 We went to them last year and told them that they would be  
6 following the master plan and in some ca- -- an advisory board to  
7 the commission. So that's what I'm looking for.  
8 COMMISSIONER ALLAN: Thank you.  
9 KEITH WESTENGARD: We'll have some things on the ATV,  
10 the -- the resolution. I'll work on that with Ted.  
11 DISTRICT ATTORNEY HERRERA: Yes.  
12 KEITH WESTENGARD: Okay.  
13 COMMISSIONER WAITS: In our correspondence we had a -- a  
14 letter from -- from Jay Fischer --  
15 KEITH WESTENGARD: Yes.  
16 COMMISSIONER WAITS: -- that he resigned.  
17 KEITH WESTENGARD: Yes, he did.  
18 COMMISSIONER WAITS: Do we need to take any action on that?  
19 KEITH WESTENGARD: No. He resigned. And we're going to  
20 advertise, fill the position. And then once we get the  
21 candidates --  
22 COMMISSIONER WAITS: Okay. Because I noticed in the letter  
23 that we had -- we had no receive stamp. He wrote it in  
24 November. And usually we have a received on the time we  
25 received it. I don't know if we received it in November or  
26 received it yesterday.  
27 KEITH WESTENGARD: Sadie, do you --  
28 COMMISSIONER WAITS: So --  
29 KEITH WESTENGARD: Do you know?  
30 COUNTY CLERK SULLIVAN: It didn't --  
31 KEITH WESTENGARD: I think he submitted it to your office.  
32 COUNTY CLERK SULLIVAN: No, it didn't come to my office. I  
33 got a copy from Nilla. Are you --  
34 DEONILLA FULLER: It was brought to me from Kyla. So I  
35 don't know when Kyla received it.  
36 COMMISSIONER BAKKER: Wow.  
37 COMMISSIONER WAITS: So --  
38 My -- my --  
39 CHAIRMAN MILLS: Oh, okay.  
40 COMMISSIONER WAITS: -- concern is, --



1 CHAIRMAN MILLS: That makes sense.  
2 COMMISSIONER WAITS: -- though, is that we've had it blank  
3 --  
4 COMMISSIONER ALLAN: I was going to say, is Kyla here to  
5 say where she got it?  
6 COUNTY CLERK SULLIVAN: Did you get --  
7 CHAIRMAN MILLS: Well, she's -- she's the one --  
8 COUNTY CLERK SULLIVAN: -- a pretty good --  
9 CHAIRMAN MILLS: -- that does the recording for the  
10 meeting. So --  
11 COUNTY CLERK SULLIVAN: I was going to say.  
12 CHAIRMAN MILLS: -- that's probably why he took it to her.  
13 COMMISSIONER WAITS: Well, I just think we need to be on  
14 top of that.  
15 CHAIRMAN MILLS: Yeah.  
16 COMMISSIONER WAITS: And if we don't need to do anything in  
17 agenda, fine. But we do have to advertise. And there's several  
18 that have to be advertised.  
19 KEITH WESTENGARD: Yeah. And we are advertising several --  
20 COMMISSIONER WAITS: So I'm --  
21 KEITH WESTENGARD: -- of --  
22 COMMISSIONER WAITS: -- assuming --  
23 KEITH WESTENGARD: -- (indiscernible).  
24 COMMISSIONER WAITS: -- we're going to group these all  
25 together. And I just didn't want it lost.  
26 KEITH WESTENGARD: No, it's --  
27 COMMISSIONER WAITS: Okay?  
28 KEITH WESTENGARD: It's aware -- we're aware of it.  
29 COMMISSIONER WAITS: Thank you.  
30 KEITH WESTENGARD: Would you like me to agendize or have --  
31 have some type of agenda relating to the social security issues?  
32 COMMISSIONER WAITS: I'm sorry, for what?  
33 KEITH WESTENGARD: The social security number issues.  
34 COMMISSIONER CLARK: Yeah. I want my agenda. I want my  
35 items on the next agenda. I'm going to keep requesting it until  
36 it's there.  
37 I don't know why I was denied. But I want to talk about  
38 these things. I want to be transparent.  
39 COMMISSIONER ALLAN: Hey, Art, I ask for things all the  
40 time that never get put on.



1 I'm not --  
2 COMMISSIONER CLARK: Well --  
3 COMMISSIONER ALLAN: -- saying -- I'm just saying, get used  
4 to it.  
5 KEITH WESTENGARD: What else, Art? (Indiscernible.)  
6 COMMISSIONER CLARK: The three things I ask for.  
7 CHAIRMAN MILLS: I have -- I'm going to make a request that  
8 we have a special agenda and get the commission, along with all  
9 the boards, to get together and discuss goals for the year and  
10 to help with some of our budget planning along with those goals  
11 to see if there's some things that we can do interlocally to see  
12 if some of these boards, if we can do some things to help each  
13 other accomplish some of those goals for the year.  
14 DISTRICT ATTORNEY HERRERA: Mr. Chairman, the ordinance  
15 does contemplate that the advisory boards should and shall come  
16 and give a presentation to the commission every once in a while.  
17 We haven't done that --  
18 CHAIRMAN MILLS: Right.  
19 DISTRICT ATTORNEY HERRERA: -- since I've been here. So we  
20 could certainly send letters to each advisory board and set up  
21 an arrangement where they can come in and -- and address the  
22 commission. And the ordinance contemplates that.  
23 CHAIRMAN MILLS: Okay.  
24 COMMISSIONER CLARK: And I --  
25 DISTRICT ATTORNEY HERRERA: Just as a --  
26 COMMISSIONER CLARK: -- I need an agenda item for the next  
27 meeting on changing the first meeting in February to the 7th  
28 instead of the 8th. I have a -- a meeting in Vegas I have to  
29 drive to so --  
30 KEITH WESTENGARD: From -- from --  
31 COMMISSIONER CLARK: I would like -- not like to miss the  
32 commissioners' meeting. But if we don't change it, then I will  
33 be at the commissioners' meeting and not at the SLUAC meeting.  
34 KEITH WESTENGARD: From 2/7 to 2/8. Is that what you said?  
35 COMMISSIONER CLARK: No, from the 8th to the 7th.  
36 KEITH WESTENGARD: Oh.  
37 COMMISSIONER CLARK: Wednesday instead of Thursday.  
38 KEITH WESTENGARD: Okay.  
39 CHAIRMAN MILLS: So on that special session that I'm going  
40 to call on, I would like to know if it would be appropriate to



1 ask the other department heads to participate as we discuss  
2 goals for the year.  
3 DISTRICT ATTORNEY HERRERA: Department heads or elected  
4 officials?  
5 CHAIRMAN MILLS: Right.  
6 DISTRICT ATTORNEY HERRERA: Which ones?  
7 You can certainly order the department heads. You can --  
8 CHAIRMAN MILLS: Well, I would --  
9 DISTRICT ATTORNEY HERRERA: You can request --  
10 CHAIRMAN MILLS: I would ask that they would come and help  
11 and maybe if the sheriff -- if the Sheriff's Office would like  
12 to be involved to discuss your -- your goals for the year.  
13 SHERIFF RON UNGER: Absolutely. Thank you.  
14 CHAIRMAN MILLS: I'd like to get a little bit more  
15 communication going within the county so that we have some idea  
16 what we're doing. And hope- -- I'm -- I really hope that we  
17 would discuss helping each other accomplish those goals for the  
18 year, is what I would really like. And see if we can make  
19 something like that happen.  
20 Okay.  
21 KEITH WESTENGARD: You would like to have a special meeting  
22 aside as -- on a different day of a commission meeting?  
23 CHAIRMAN MILLS: Right.  
24 KEITH WESTENGARD: Or would you like -- okay.  
25 CHAIRMAN MILLS: Because I would -- I would -- I would  
26 speculate that that meeting would take some time. And I don't  
27 want to do it on a regular agenda.  
28 COUNTY CLERK SULLIVAN: Sadie Sullivan, for the record.  
29 In addition to that, if I can just work with you, Keith, on  
30 dates. We have new election equipment that's going to be coming  
31 in. So we'll be having training. It's all-new equipment,  
32 programming, everything. So I just want to make sure that I  
33 have enough coverage. So --  
34 KEITH WESTENGARD: All right.  
35 COUNTY CLERK SULLIVAN: -- when you look at dates, if you'd  
36 please consider so I have enough staff.  
37 KEITH WESTENGARD: Okay.  
38 COUNTY CLERK SULLIVAN: Thank you.  
39 COMMISSIONER WAITS: Perhaps we could do it the same day,  
40 like in the afternoon or something?



1 CHAIRMAN MILLS: Possibly.  
2 Okay. Any other items?  
3 (No comment.)  
4  
5

6 **PUBLIC COMMENT**  
7

8 CHAIRMAN MILLS: Okay. We'll move on to public comment.  
9 Public comment for nonagendized items only. Persons are  
10 invited to submit comments in writing and/or attend and make  
11 comments on any nonagenda item at the board meeting, if any, and  
12 discussion of those comments at the discretion of the board.  
13 All public comment may be limited to three minutes per person,  
14 again at the discretion of the board. Reasonable restrictions  
15 may be placed on public comment based upon time, place, and  
16 manner, but public comment based upon viewpoint may not be  
17 restricted.

18 Do we have any public comment?

19 Okay. I do have one.

20 I would like to state on public record that this being an  
21 election year, and we have a lot of offices that are open for that  
22 election. We -- I understand we have a lot of people in the  
23 community that will be put in to fill those positions. And I  
24 would recommend that we wholeheartedly support those that we want  
25 to support. But I would also recommend that, if there are those  
26 that you do not support, that we be kind to them through this  
27 election process.

28 The -- all these people in -- seeking these positions are  
29 friends, family, and neighbors. And I would ask that -- I would  
30 petition our community to be nice to them, even if we don't  
31 support them. But wholeheartedly support those that you would  
32 seek to achieve these offices.

33 COMMISSIONER BAKKER: Thank you, Doug. I'll --  
34  
35

36 **ADJOURNMENT**  
37


38 COMMISSIONER ALLAN: I make a motion we adjourn.

39 COMMISSIONER BAKKER: Second.

40 CHAIRMAN MILLS: All in favor?



1 COMMISSIONER ALLAN: Aye.  
2 COMMISSIONER BAKKER: Aye.  
3 COMMISSIONER WAITS: Aye.  
4 COMMISSIONER CLARK: Aye.  
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CHAIRMAN OR VICE CHAIRMAN OF THE  
BOARD OF LANDER COUNTY  
COMMISSIONERS AND THE LANDER  
COUNTY LIQUOR BOARD

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26 ATTEST: Sadie Sullivan  
27 LANDER COUNTY CLERK  
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39 *Note: The Board of Lander County Commissioners serves as the Town Board for the unincorporated towns of*  
40 *Battle Mountain and Austin, Nevada.*