

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 April 25, 2019, at 9:00 a.m.
5 Transcript produced by Tiffany Elkington, C.C.R., #930.
6

7 **PRESENT: PATSY WAITS, COMMISSIONER**
8 **ART CLARK III, COMMISSIONER**
9 **JUDIE ALLAN, COMMISSIONER**
10 **BRYAN SPARKS, COMMISSIONER**
11 **KATHLEEN ANCHO, COMMISSIONER**
12 **KEITH WESTENGARD, COUNTY MANAGER**
13 **SADIE SULLIVAN, COUNTY CLERK**
14 **THEODORE HERRERA, DISTRICT ATTORNEY**
15
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 WAITS: Good morning, everyone.

22 We're going to call to order our Lander County
23 Commissioners' meeting, Town Board of Battle Mountain and
24 Austin, Board of County Highway Commissioners for April 25th,
25 2019.

26 First of all, welcome, everyone.

27 And please remember to mute or silence or vibrate your
28 cell -- your cell phones for us.

29 One thing I did want to do before we started was -- was
30 thank *The Bugle*. They had a nice article as we celebrated a
31 National County Government month. And they -- they put a very
32 nice article in for us.

33 I said, we -- our commission takes a lot of pride in our
34 responsibility to protect and enhance the health and welfare and
35 safety of all of our citizens.

36 And we thought that would elevate the awareness a little
37 bit of some of the things the county does for you.

38 So we appreciate their support in that.

39 Bryan, may I ask you to help --

40 COMMISSIONER SPARKS: Yep.

1 CHAIRMAN WAITS: -- us with the Pledge of Allegiance and
2 lead us off this morning.

3
4 (Pledge of Allegiance)

5
6 CHAIRMAN WAITS: Thank you.
7 Now if you'll all join us in a moment of silence, please.

8
9 (Moment of silence.)

10
11 CHAIRMAN WAITS: Thank you.
12 Lander County Commissioners may break for lunch from 12:00
13 noon to 1:15 p.m. And any item -- any agenda item may be taken
14 out of order, may be combined for consideration by the public
15 body, and items may be pulled or removed from the agenda at any
16 time.

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18
19 **COMMISSIONER REPORTS**

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21 CHAIRMAN WAITS: So we begin with our commissioners'
22 reports. And, Commissioner Art, I'm going to ask you to start
23 us off if you've had any reports --

24 COMMISSIONER CLARK: Sure.

25 CHAIRMAN WAITS: -- or --

26 COMMISSIONER CLARK: I --

27 CHAIRMAN WAITS: -- meetings or conferences.

28 COMMISSIONER CLARK: I have a lot to talk about, but we'll
29 cover that in our first item.

30 CHAIRMAN WAITS: Okay. Anything that's on the agenda.
31 Thank you.

32 Commissioner Sparks?

33 COMMISSIONER SPARKS: Nothing to report.

34 COMMISSIONER ANCHO: I don't have --

35 CHAIRMAN WAITS: Kathy?

36 COMMISSIONER ANCHO: -- anything.

37 COMMISSIONER ALLAN: I have nothing to report.

38 CHAIRMAN WAITS: Okay. Well, I do have a few items to
39 share with you.

40 First of all, on April 11th, we did have a POOL/PACT

1 workshop here. It was actually entitled "Citizen to Leaders."
2 And it was on government for elected officials. Actually, both
3 of our commissioners, Judie and Kathy, also attended on that
4 one.

5 On April 16th we did have an insurance meeting. But we'll
6 be going over that with all of you a little bit later on our
7 agenda, of course, at some other time.

8 April 17th I met with the recently appointed GOED interim
9 director. GOED is our Governor's Office on Economic
10 Development.

11 And Kris Sanchez was appointed as an interim. And he was
12 kind of visiting the rural areas. I had the chance to meet with
13 him. It was very encouraging. He also is applying to be the
14 director of one of many there they've been looking and -- for
15 some time. And that will be a little bit yet before they
16 decide.

17 But it was very encouraging on -- on his attitude towards
18 the rurals and what might be coming up.

19 The budget for the governor's economic development is
20 pretty much the same. There's been a few things moved around.
21 But it's basically going to be about the same for the next
22 couple of years, around \$270,000 on the GOED part.

23 On April 18 I did attend the Kingston board meeting. Kathy
24 has reported before that of the hospital board that they -- they
25 decided they didn't want to continue with the Kingston Clinic.

26 COMMISSIONER ANCHO: I haven't been to that. It hasn't
27 made a -- been --

28 CHAIRMAN WAITS: Yeah.

29 COMMISSIONER ANCHO: -- official.

30 CHAIRMAN WAITS: No. But -- but they've been thinking
31 about it.

32 And they are looking at trying to do their -- their
33 patients in another way and not really be involved in the
34 clinic. And they're -- they're looking about a year out.

35 So it's some other things that -- that the clinic is
36 looking to see what might be able to be done if the hospital
37 makes that final decision.

38 Also, we have a new fire chief in Kingston. And
39 (indiscernible) has stepped up. So that will be coming before us
40 for ratification at some point.

1 On April 19th I did attend the Pony Express Territory
2 meeting. For those of you familiar with our -- our tourism and
3 convention board, Travel Nevada, Nevada is divided into
4 territories. And Lander County is one of the counties that
5 happens to be divided with two territories.

6 So we have Highway 50 going east, west, which is Pony
7 Express Territory. And then Cowboy Territory, which is Highway
8 80, which includes Battle Mountain.

9 So the -- the county is divided on that.

10 So we -- we attend the Pony Express Territory down in the
11 Austin and the southern area.

12 We were looking at \$217,000 that that territory has put in
13 for grants from the Convention & Tourism Authority this year.
14 That involves a lot of advertising from trade shows, brochures,
15 radio. And there's even a new Channel 9. And we're doing
16 half-hour shows on that one too.

17 So that's kind of exciting of what's going on there.

18 On April 22nd we did have the NNRDA. That's the Northern
19 Nevada Regional Development Authority meeting. They have a new
20 website that's up and -- and looking pretty sharp. So if you
21 get a chance to check that out.

22 And we approved a new interlocal cooperative agreement that
23 will be coming out to all of us. We have a couple new members
24 that will be joining and being -- and everyone has to sign. So
25 it'll be a new agreement for that.

26 And on the 27th of April, we've got our car show in -- in
27 Austin. So please come.

28 And that's -- handles my reports.

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31 **STAFF REPORTS**

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33 CHAIRMAN WAITS: We'll go on to staff reports, conferences,
34 and seminars attended.

35 KEITH WESTENGARD: Yesterday -- or Tuesday I received an
36 email from the state regarding our NDF wildland fire protection
37 contract. And I have a call in to them to find out. They
38 quoted us an inaccurate number of -- of 208,000 and some change.
39 And it actually -- they said that it's -- it's actually 216,000
40 and change.

1 So I have to find out why, what happened. And then I'll
2 probably have to bring it back before the board at the next
3 meeting for approval and I can give you some insight into what
4 happened on that.

5 Last week I met with Ryan McVillon (verbatim, Mulvenon) of
6 Cassidy and Associates to discuss the land bill. They'll --
7 they are the lobbyists that are going to put forth the land bill
8 for the county.

9 They already -- they've put together a pretty good plan. I
10 got another email from them this morning that outlined the plan.

11 We're -- we're going to set up some meetings with some
12 state legislators to promote the lands bill for Lander County.

13 They're doing a -- our nurse interviews today. So hopefully
14 we'll have a -- a county health nurse selected this week, is what
15 we'll see.

16 The training assistant safety position is in the paper, out
17 to the public, for anybody that wants to apply.

18 We had a meeting last week related to our security cameras
19 in the building. And we will be presenting, in the near future,
20 our -- our thoughts on what we ought to do for our security
21 cameras that are not working properly in the building.

22 We also had an insurance meeting last week. We looked at
23 a couple of different plans. Providence -- I believe it was
24 Providence -- that was the closest one to United. They had
25 given us a 27 percent increase for our health benefits in the
26 county. And United kept us at a zero percent increase.

27 So we will be bringing that to the board for discussion
28 and -- and action to see which way the board wants to go.

29 I know there's some unhappy people with United. So I would
30 encourage them to come forward and give their complaints. It's
31 very few in the county, but there are some -- some issues with
32 some -- some of the employees.

33 And that's it.

34 CHAIRMAN WAITS: Thank you.

35
36
37 **PUBLIC COMMENT**

38
39 CHAIRMAN WAITS: Public comment. This is for nonagendized
40 items only.

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

9 Do we have any public comment? Something that's not on the
10 agenda this morning?

11 (No comment.)

12 CHAIRMAN WAITS: Okay. Hearing none, we move forward to
13 our consent agenda.

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16 **CONSENT AGENDA**

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

26 Number one, approval of April 25th, 2019, agenda notice;
27 Number 2, approval of March 14th, 2019, meeting minutes; Number
28 3, approval of March 18th through 19th, 2019, special meeting
29 budget workshop minutes; Number 4, approval of March 28, 2019,
30 meeting minutes, Number 5, approval of April 1st, 2019, special
31 meeting budget workshop minutes; Number 6, approval of
32 April 11th, 2019, meeting minutes; and Number 17, approval of
33 the payment of bills.

34 Boy, you can tell we've had a lot of meetings recently.

35 Unfortunately we don't have a lot of those minutes back to
36 us to approve.

37 So it looks like we have to pull Number 3, 4, 5, and 6.
38 Those are all meetings minutes.

39 And I do have some discussion on Number 7, which is the
40 payment of bills.

1 So we're looking to approve on Number 1 and Number 2.
2 COMMISSIONER SPARKS: Make a motion we approve.
3 COMMISSIONER ALLAN: I'll second.
4 CHAIRMAN WAITS: Did you second? Thank you. Bryan made
5 the motion. Judie did the second.
6 Any other discussion?
7 (No comment.)
8 CHAIRMAN WAITS: Public comment?
9 (No comment.)
10 CHAIRMAN WAITS: All in favor?
11 COMMISSIONER ANCHO: Aye.
12 COMMISSIONER SPARKS: Aye.
13 COMMISSIONER ALLAN: Aye.
14 CHAIRMAN WAITS: Aye.
15 COMMISSIONER CLARK: Aye.
16 CHAIRMAN WAITS: Thank you.
17 Okay. We move on to Number 7, which is approval of the
18 payment of bills. And there's two checks that we need to pull
19 out from that. One is for my travel, Check #207202. And one
20 for is for Bryan's --
21 COMMISSIONER SPARKS: Employer. Payment to my employer.
22 CHAIRMAN WAITS: Yeah. But your check is for travel?
23 COMMISSIONER ANCHO: Number --
24 COMMISSIONER SPARKS: Oh, no. It's for -- it's a payment
25 made to my employer.
26 CHAIRMAN WAITS: Oh, to your employer. Okay.
27 So it's 202798.
28 Okay. So if I could have a motion to approve all the bills
29 without those two...
30 COMMISSIONER ALLAN: So moved.
31 COMMISSIONER ANCHO: I'll second.
32 CHAIRMAN WAITS: Thank you. Judie made the motion. Kathy
33 seconded.
34 Any other discussion?
35 (No comment.)
36 CHAIRMAN WAITS: Public comment?
37 (No comment.)
38 CHAIRMAN WAITS: All in favor?
39 COMMISSIONER SPARKS: Aye.
40 COMMISSIONER ANCHO: Aye.

1 COMMISSIONER ALLAN: Aye.
2 CHAIRMAN WAITS: Aye.
3 COMMISSIONER CLARK: Aye.
4 CHAIRMAN WAITS: Thank you. Okay. So my check is
5 #207202. If we could have a motion to approve that?
6 COMMISSIONER ANCHO: So moved.
7 COMMISSIONER ALLAN: I'll second.
8 CHAIRMAN WAITS: Thank you. Kathy made the motion. And
9 Judie seconded that.
10 And any discussion?
11 (No comment.)
12 CHAIRMAN WAITS: Public comment?
13 (No comment.)
14 CHAIRMAN WAITS: All in favor?
15 COMMISSIONER ANCHO: Aye.
16 COMMISSIONER SPARKS: Aye.
17 COMMISSIONER ALLAN: Aye.
18 COMMISSIONER CLARK: Aye.
19 CHAIRMAN WAITS: Thank you. And I will abstain.
20 And that passes.
21 The next one is 202798.
22 COMMISSIONER ANCHO: So moved.
23 COMMISSIONER ALLAN: Second.
24 CHAIRMAN WAITS: Thank you. Kathy made the motion to
25 approve. Judie seconded that.
26 Any discussion?
27 (No comment.)
28 CHAIRMAN WAITS: Public comment?
29 (No comment.)
30 CHAIRMAN WAITS: All in favor?
31 COMMISSIONER ANCHO: Aye.
32 COMMISSIONER ALLAN: Aye.
33 COMMISSIONER CLARK: Aye.
34 COMMISSIONER SPARKS: I'll --
35 CHAIRMAN WAITS: Aye.
36 COMMISSIONER SPARKS: -- abstain.
37 CHAIRMAN WAITS: And Bryan abstains. Thank you.
38 Moving on to our meeting.
39
40

1 **COMMISSIONERS**

- 2
- 3 1) **Discussion and possible action to approve/disapprove or amend**
4 **Resolution 2019-03 wherein Lander County declares its support**
5 **for the United States Constitution and the Nevada**
6 **Constitution with emphasis on the Second Amendment right to**
7 **bear arms, and Fourth Amendment right of the people to be**
8 **secure against unreasonable searches and seizures, an**
9 **attestation that Lander County as a body fully supports the**
10 **oath of office taken by its elected officials and adopts it**
11 **as its own, and all other matters properly related thereto.**
12

13 CHAIRMAN WAITS: Commissioners. Number 1.

14 Discussion and possible action to approve or disapprove or
15 amend Resolution 2019-03 wherein Lander County declares its
16 support for the United States Constitution and the Nevada
17 Constitution with emphasis on the Second Amendment right to bear
18 arms, and Fourth Amendment right of the people to be secure
19 against unreasonable searches and seizures, an attestation that
20 Lander County as a body fully supports the oath of office taken
21 by its elected officials and adopts it as its own, and all other
22 matters properly related thereto.

23 SHERIFF RON UNGER: Good morning.

24 COMMISSIONER SPARKS: Good morning, Ron.

25 COMMISSIONER CLARK: Morning, --

26 SHERIFF RON UNGER: Ron --

27 COMMISSIONER CLARK: -- Ron.

28 SHERIFF RON UNGER: -- Unger, for the record.

29 And I'm here this morning to ask the commission to pass
30 Resolution Number 2019-03.

31 It's a resolution in support of the individual rights of
32 Lander County citizens to keep and bear arms and -- and
33 protected by Section 11 of the Nevada Constitution and the
34 Second and Fourth Amendment of the United States Constitution.

35 CHAIRMAN WAITS: Thank you.

36 COMMISSIONER CLARK: Thanks, Ron.

37 I -- I have a question, Patsy.

38 CHAIRMAN WAITS: Yes?

39 COMMISSIONER CLARK: Do you really think this is about
40 background checks?

1 You were quoted in the paper as -- you know, you have a
2 little scenario there about background checks. Buy a gun here,
3 take it to Reno, kill two people. Do you really think this is
4 about background checks?
5 CHAIRMAN WAITS: I don't think this resolution is. But --
6 COMMISSIONER CLARK: No, no.
7 CHAIRMAN WAITS: But this is --
8 COMMISSIONER CLARK: This whole situation?
9 CHAIRMAN WAITS: Oh. Okay. Well, yes. A lot of it is,
10 absolutely, because that's the ballot that was on --
11 COMMISSIONER CLARK: That's what you believe --
12 CHAIRMAN WAITS: -- years --
13 COMMISSIONER CLARK: -- in.
14 CHAIRMAN WAITS: -- ago.
15 COMMISSIONER CLARK: You believe that this is about
16 background checks?
17 CHAIRMAN WAITS: Do I believe what is? This resolution?
18 COMMISSIONER CLARK: This whole situation with the state
19 and the constitution -- state constitution and the federal
20 constitution.
21 CHAIRMAN WAITS: Not by itself. No. It's a lot more and a
22 lot more serious. And I thought I made that fairly clean in a
23 lot of my -- my comments.
24 COMMISSIONER CLARK: Serious in which way?
25 CHAIRMAN WAITS: Serious in the fact that I think there's
26 a -- a lot of discussion to do away with the Second Amendment.
27 COMMISSIONER CLARK: And you support that?
28 CHAIRMAN WAITS: Absolutely not.
29 COMMISSIONER CLARK: But you didn't want -- want the
30 resolution to come forward.
31 CHAIRMAN WAITS: No, no. That's not true.
32 I never once said that I was not in favor of the
33 resolution. I only --
34 COMMISSIONER CLARK: Keith?
35 CHAIRMAN WAITS: -- said there was no -- there was no
36 resolution before us.
37 COMMISSIONER CLARK: I want to fact check this.
38 Did Patsy try to stop this two times?
39 KEITH WESTENGARD: She -- she wanted to ask -- she wanted
40 to take it off the first agenda because she felt it wasn't

1 ready -- it wasn't the time to take it forward.
2 So that's when I changed it from an action item to a
3 discussion-only item.
4 COMMISSIONER CLARK: Uh-huh.
5 KEITH WESTENGARD: And the second time when it went on,
6 she -- she approached me again and she felt it wasn't -- it
7 wasn't the right time to bring it forward.
8 COMMISSIONER CLARK: Okay.
9 KEITH WESTENGARD: Her -- her concern -- I can tell you
10 what her concern is or -- or I can refer back to Patsy.
11 But her concern was that if we brought it forward, like
12 some of the other counties that have brought it forward, that we
13 would be under attack from the governor. So that was her
14 concern.
15 COMMISSIONER CLARK: We're under attack no matter what.
16 KEITH WESTENGARD: That's true. Yeah.
17 CHAIRMAN WAITS: Well, I know that the legislature can do a
18 lot of things with the -- the income that comes to rural
19 counties.
20 And I did want some more time. And I wanted to see the
21 resolution before we did any action.
22 But I never once stated that I was against a resolution to
23 support the Second Amendment or the Fourth Amendment, ever. I
24 was simply giving you some other options and some other things
25 to think about. That's all.
26 And, yes, we'll find out as it goes. And whoever makes
27 this motion to move forward does have to read the whole
28 resolution into --
29 SHERIFF RON UNGER: And I'd like --
30 CHAIRMAN WAITS: -- the record.
31 SHERIFF RON UNGER: -- to s- -- I'd like to state on the
32 record I think this resolution is very well written. It --
33 COMMISSIONER CLARK: I think --
34 SHERIFF RON UNGER: -- it --
35 COMMISSIONER CLARK: -- so too.
36 SHERIFF RON UNGER: -- it does exactly what we need to do
37 without -- like some of the other counties that have gone with
38 just the second. This one covers us --
39 COMMISSIONER CLARK: I think that --
40 SHERIFF RON UNGER: It en- -- it enforces our oath to --

1 COMMISSIONER CLARK: The really significant part of this is
2 Section 11, right to keep --
3 COMMISSIONER ANCHO: Are you ready --
4 COMMISSIONER CLARK: -- and --
5 COMMISSIONER ANCHO: -- to read the whole --
6 COMMISSIONER CLARK: -- bear arms, --
7 COMMISSIONER ANCHO: -- thing?
8 COMMISSIONER CLARK: -- civil --
9 COMMISSIONER ALLAN: Huh?
10 COMMISSIONER ANCHO: Are you ready to --
11 COMMISSIONER CLARK: -- power --
12 COMMISSIONER ANCHO: -- read the --
13 COMMISSIONER CLARK: -- supreme.
14 COMMISSIONER ANCHO: -- whole thing?
15 COMMISSIONER ALLAN: Yeah.
16 COMMISSIONER CLARK: And any -- any attack on that is an
17 attack on the people. And anybody that attacks this, if you're
18 not against them, then you are with them.
19 COMMISSIONER ALLAN: So I am going to make a motion to --
20 CHAIRMAN WAITS: Oh.
21 COMMISSIONER ALLAN: -- approve the resolution. But I have
22 --
23 CHAIRMAN WAITS: Just a second, Judie.
24 COMMISSIONER CLARK: I think --
25 CHAIRMAN WAITS: Just a minute.
26 DISTRICT ATTORNEY HERRERA: Judie.
27 COMMISSIONER CLARK: -- Ted has --
28 COMMISSIONER ALLAN: Oh.
29 DISTRICT ATTORNEY HERRERA: Okay. Judie, --
30 COMMISSIONER CLARK: -- something.
31 DISTRICT ATTORNEY HERRERA: -- if --
32 COMMISSIONER ALLAN: I'm sorry, --
33 DISTRICT ATTORNEY HERRERA: I --
34 COMMISSIONER ALLAN: -- Ted.
35 DISTRICT ATTORNEY HERRERA: -- may.
36 CHAIRMAN WAITS: Did you want to say something first?
37 DISTRICT ATTORNEY HERRERA: I -- I would suggest a small
38 tweak to this.
39 And I apol- -- on the agenda notice for this -- for this
40 item, we have an attestation on Lander County as a body and

1 fully supports the oath of office taken by its elected officials
2 and adopts it as its own.

3 I think that's very important part. It's not in -- I
4 neglected to put it in that "Now therefore be it resolved." So
5 I ask for a modification that states "Be it further resolved
6 that Lander County, as a body, fully supports the oath of office
7 taken by its elected officials and adopts it as its own.

8 COMMISSIONER ALLAN: Okay. Hold on. I'm making notes.

9 COMMISSIONER SPARKS: Ted, were you -- where were you just
10 reading from? From the resolution?

11 DISTRICT ATTORNEY HERRERA: I was just --

12 COMMISSIONER ALLAN: No.

13 DISTRICT ATTORNEY HERRERA: -- reading --

14 COMMISSIONER ALLAN: From the --

15 DISTRICT ATTORNEY HERRERA: -- from my --

16 COMMISSIONER ALLAN: -- agenda.

17 DISTRICT ATTORNEY HERRERA: -- notes, --

18 COMMISSIONER ANCHO: From the agenda.

19 DISTRICT ATTORNEY HERRERA: -- which is my --

20 COMMISSIONER SPARKS: From the agenda?

21 COMMISSIONER ANCHO: But it says --

22 DISTRICT ATTORNEY HERRERA: -- suggested --

23 COMMISSIONER ANCHO: -- that.

24 DISTRICT ATTORNEY HERRERA: -- amendment.

25 COMMISSIONER ANCHO: So both of those that --

26 DISTRICT ATTORNEY HERRERA: Now --

27 COMMISSIONER ANCHO: -- don't.

28 DISTRICT ATTORNEY HERRERA: -- in --

29 COMMISSIONER SPARKS: I know.

30 DISTRICT ATTORNEY HERRERA: -- the -- Bryan, in -- in the
31 body for the -- the notice I have that. But I don't have it in
32 the --

33 COMMISSIONER SPARKS: It's right here.

34 DISTRICT ATTORNEY HERRERA: -- "whereas."

35 COMMISSIONER ANCHO: Oh.

36 COMMISSIONER SPARKS: From here to there.

37 DISTRICT ATTORNEY HERRERA: But I'd like to -- the --

38 COMMISSIONER SPARKS: What do you have --

39 DISTRICT ATTORNEY HERRERA: -- county --

40 COMMISSIONER SPARKS: -- as --

1 DISTRICT ATTORNEY HERRERA: -- as --
2 COMMISSIONER SPARKS: -- another --
3 DISTRICT ATTORNEY HERRERA: -- a --
4 COMMISSIONER SPARKS: -- whereas.
5 DISTRICT ATTORNEY HERRERA: -- whole to adopt --
6 COMMISSIONER SPARKS: Oh, got you.
7 DISTRICT ATTORNEY HERRERA: -- that portion --
8 COMMISSIONER SPARKS: I tracked it there.
9 DISTRICT ATTORNEY HERRERA: -- of oath of office. It's
10 very --
11 COMMISSIONER ALLAN: To finish.
12 DISTRICT ATTORNEY HERRERA: -- important.
13 COMMISSIONER ALLAN: All right. So I -- I will make the
14 motion and read the resolution. But I just wanted to make a
15 comment.
16 I did check this morning on Assembly Bill 291, which is
17 pretty much in retaliation of these counties' resolutions.
18 It has been recommended to go to the judiciary committee
19 yesterday.
20 So basically that's where it's at now.
21 We haven't gotten it signed. Hopefully not.
22 Also AB 397, which deals with another retaliation against
23 certain public officials because of the initial billing and --
24 and the resolution or bill in the resolutions that have been
25 coming out of the counties.
26 That also went to the judiciary committee yesterday.
27 So they still have time, but hopefully through these
28 different committees, they won't pass.
29 So, with that said, I will make a resolution -- make a
30 motion to approve Resolution Number 2019-03 of the Board of
31 Lander County Commissioners. A resolution in support of the
32 individual right of Lander County citizens to keep and bear arms
33 as protected by Section 11 of the Nevada Constitution and the
34 Second and Fourth Amendments of the United States Constitution.
35 Whereas Section 11 of the Nevada Constitution states,
36 Section 11, right to keep and bear arms, civil power supreme.
37 Number 1, every citizen has the right to keep and bear arms
38 for security and defense for lawful hunting and recreational use
39 and for other lawful purposes.
40 Number 2, the military issue will be subordinate to the

1 civil power. No standing armies shall be maintained by this
2 state in time of peace and in time of war. No appropriation for
3 a standing army -- army shall be for a longer time than two
4 years.

5 Whereas the Second Amendment of the United States Bill of
6 Rights states: A well-regulated militia, being necessary to the
7 security of the free state, the right of the people to keep and
8 bear arms, shall not be infringed.

9 Whereas the Fourth Amendment of the United States Consti-
10 -- Constitution adopted in 1791 as part of the Bill of Rights
11 states: The right of the people to be secure in their persons,
12 houses, papers, and effects against unreasonable searches and
13 seizures, shall not be violated, and no warrants shall issue,
14 but upon probable cause, supported by oath or affirmation, and
15 partic- -- particularly describing the place to be searched, and
16 the persons or things to be seized.

17 Whereas elected officials take an oath of office, which
18 states, NRS 282.2 -- 020:

19 Form of official oath. Members of the legislature and all
20 officers, executive, judicial and minis- -- ministerial shall,
21 before they enter upon the duties of their respective offices,
22 take and subscribe to the following oath:

23 I do solemnly swear, or affirm, that I will support,
24 protect, and defend the constitution and government of the
25 United States, and the constitution and government of the State
26 of Nevada, against all enemies, whether domestic or foreign, and
27 that I will bear true faith, allegiance and loyalty to the same,
28 any ordinance, resolution or law of any state notwithstanding,
29 and that I will well and faithfully perform all the duties of
30 the office of -- on which I am to enter -- if an oath, so help
31 me God -- if an affirmation, under the pains and penalties of
32 perjury.

33 Whereas we the Lander County Board of County Commissioners
34 have a duty to uphold the rights of residents of Lander County who
35 are entitled to all the rights and protections of the constitution
36 of Nevada and the United States, and whereas the citizens of
37 Lander County derive personal and economic benefit from all safe
38 forms of firearms, recreation, hunting, and shooting conducted
39 within Lander County using all types of firearms allowable under
40 the United States and Nevada constitutions.

1 Now therefore, whereas, Lander County as a bo- -- body
2 fully supports the oath of office taken by its elected officials
3 and adopts it as its own, now, therefore, be it resolved that
4 the Lander County Board of County Commissioners does hereby go
5 on record in full support of the constitutional rights of its
6 citizens, including the Second and Fourth Amendments of the
7 United States Constitution in Article 1 Section 11 of the Nevada
8 Constitution.

9 And be it further resolved that the Lander County Board of
10 Commissioners oppose the enactment of any legislation --
11 legislation, state or federal, that would unconstitutionally
12 infringe upon the lawful rights of residents to keep and bear
13 arms, including the right of private individuals to lawfully
14 sell or transfer their legally owned firearms without undo
15 government burden.

16 Passed and adopted this 25th day of April 2019.

17 COMMISSIONER ANCHO: I'll second.

18 CHAIRMAN WAITS: Okay.

19 COMMISSIONER CLARK: Where did you want to insert the
20 modification?

21 DISTRICT ATTORNEY HERRERA: She did it perfectly.

22 COMMISSIONER CLARK: Okay.

23 DISTRICT ATTORNEY HERRERA: Good job, Commissioner.

24 COMMISSIONER ALLAN: Thank you.

25 CHAIRMAN WAITS: Thank you. Judie made the motion, read
26 the resolution in. Kathy seconded that.

27 Any other discussion on the board?

28 (No comment.)

29 CHAIRMAN WAITS: Any public comment?

30 UNIDENTIFIED PARTICIPANT: Right on.

31 UNIDENTIFIED PARTICIPANT: Yes. Thank you.

32 UNIDENTIFIED PARTICIPANT: Thank you.

33 CHAIRMAN WAITS: All in favor?

34 COMMISSIONER ANCHO: Aye.

35 COMMISSIONER CLARK: Aye.

36 COMMISSIONER SPARKS: Aye.

37 COMMISSIONER ALLAN: Aye.

38 CHAIRMAN WAITS: Aye.

39 Any opposed?

40 It passes unanimously.

1 SHERIFF RON UNGER: Thank --
2 UNIDENTIFIED PARTICIPANT: Thank you, --
3 SHERIFF RON UNGER: -- you very --
4 UNIDENTIFIED PARTICIPANT: -- Sheriff --
5 SHERIFF RON UNGER: -- much.
6 UNIDENTIFIED PARTICIPANT: -- Unger.
7 COMMISSIONER SPARKS: Thanks, Ron.
8 CHAIRMAN WAITS: Thank you.
9 COMMISSIONER ALLAN: Thank you, Ron.
10 COMMISSIONER ANCHO: Thank you.
11 UNIDENTIFIED PARTICIPANT: Thank you.
12 DISTRICT ATTORNEY HERRERA: Now, Commissioners, Keith and I
13 have discussed this. And -- and when I make the -- the small
14 amendment, we're going to put it on some nice --
15 KEITH WESTENGARD: Yes.
16 DISTRICT ATTORNEY HERRERA: -- real nice bond paper and
17 have all -- all the commissioners sign it.
18 And if you want a copy of the real nice one that -- for --
19 for your own house or wherever, that'll be available on good
20 bond paper.
21 COMMISSIONER SPARKS: Nice.
22 COMMISSIONER ANCHO: Nice.
23 COMMISSIONER ALLAN: Can we also maybe have a copy of it
24 posted somewhere --
25 DISTRICT ATTORNEY HERRERA: Yeah.
26 KEITH WESTENGARD: Yeah.
27 COMMISSIONER ALLAN: -- in the courthouse?
28 DISTRICT ATTORNEY HERRERA: Absolutely. That's why we --
29 we thought we'd do this.
30 CHAIRMAN WAITS: History in the making.
31 COMMISSIONER ALLAN: Yeah.
32 CHAIRMAN WAITS: I just hope that -- that it helps. And I
33 still believe that we have to -- to do some more things and --
34 DISTRICT ATTORNEY HERRERA: We have to be --
35 CHAIRMAN WAITS: -- and --
36 DISTRICT ATTORNEY HERRERA: -- careful.
37 CHAIRMAN WAITS: -- some other vehicles to -- to do this.
38 I don't think the resolution is -- is going to do everything we
39 want it to do, but we need to pursue this.
40 It's -- it's terribly disturbing, the situation that the

1 state legislature has put us in. And it's very saddened that we
2 even have to think about something like this.

3 But it isn't just the state. But it's -- it's the Second
4 Amendment under the -- under the federal government that scares
5 me too. So --

6 COMMISSIONER ALLAN: Well, we made our statement --

7 CHAIRMAN WAITS: Yes.

8 COMMISSIONER ALLAN: -- to the -- to the legislators.

9 And --

10 CHAIRMAN WAITS: And it is.

11
12 2) **Discussion and possible action to approve/disapprove reducing**
13 **the speed limit on 1800 East Street in Battle Mountain from**
14 **55 miles per hour to 25 miles per hour and to post speed**
15 **limit signs, and all other matters properly related thereto.**
16

17 CHAIRMAN WAITS: Number 2. Discussion and possible action
18 to approve or disapprove reducing the speed limit on
19 1880 East Street in Battle Mountain from 55 miles per hour to 25
20 miles per hour and to post speed limit signs, and all other matters
21 properly related thereto.

22 KEITH WESTENGARD: So we put this back on for -- for Robin,
23 who's here. And yesterday my meeting with the Department of
24 Transportation regarding the ADA transition plan, we did discuss
25 how we would do a traffic speed study.

26 And the -- the DOT representative recommended to me that we
27 look into UNR, a student there, that might be interested as a
28 college project to do a traffic study for us. So with the
29 approval of the board, I'll make some -- some phone calls.
30 We'll look at having a -- a -- a speed study done in that area,
31 and then come back to you with the results and see which way the
32 board wants to go.

33 COMMISSIONER ALLAN: So I'm just curious why -- why would
34 we need to do a speed study area? Or I -- you know --

35 UNIDENTIFIED PARTICIPANT: I think a study --

36 COMMISSIONER ALLAN: -- do a --

37 UNIDENTIFIED PARTICIPANT: -- would --

38 COMMISSIONER ALLAN: -- speed study?

39 Because this is a county road.

40 KEITH WESTENGARD: It's a --

1 COMMISSIONER ALLAN: It has --
2 KEITH WESTENGARD: -- county road. That's correct.
3 COMMISSIONER ALLAN: Robin, could you please come up?
4 Please?
5 CHAIRMAN WAITS: I have a question while Robin's coming up
6 too.
7 When -- when we first looked at this, we asked that, even
8 though we didn't change the speed limit, that we put out,
9 Caution children playing, children -- you know -- present, that
10 type of thing. Were any of those caution signs put out?
11 KEITH WESTENGARD: I believe that they were. Yes.
12 CHAIRMAN WAITS: Did that help at all, Robin?
13 ROBIN YORK: No. It doesn't help.
14 COMMISSIONER ALLAN: Robin, you have to state your name.
15 ROBIN YORK: Oh. Robin York, for the record.
16 COMMISSIONER ALLAN: So --
17 ROBIN YORK: What's happening is, like I said, the one --
18 the -- they think that since it's not posted that they can drive
19 however fast they want.
20 COMMISSIONER ALLAN: I understand that.
21 ROBIN YORK: We found out that there's exactly -- between
22 all the residence and the day care center out there that there
23 are 20 children that go -- that play in the area and go from the
24 bus stop -- to and from the bus stop.
25 COMMISSIONER ALLAN: Do you any idea how long the street
26 is?
27 ROBIN YORK: Well, I know it comes to a dead-end.
28 COMMISSIONER ALLAN: I know.
29 ROBIN YORK: But I don't know how long the --
30 COMMISSIONER ALLAN: Okay.
31 ROBIN YORK: -- street is.
32 COMMISSIONER ALLAN: So my other question is --
33 ROBIN YORK: Let's see. One, two, three, four, five.
34 Probably five to six blocks.
35 COMMISSIONER ALLAN: I -- I know it's not very long.
36 ROBIN YORK: Yeah. It's not very long.
37 COMMISSIONER ALLAN: Is did you -- did you get any kind
38 of -- sort of a petition amongst your --
39 ROBIN YORK: He has it all.
40 COMMISSIONER ALLAN: Okay.

1 KEITH WESTENGARD: Yep.
2 COMMISSIONER ALLAN: So --
3 ROBIN YORK: We have the signatures from everyone on that
4 road that -- that are still alive. People have died since then.
5 COMMISSIONER ALLAN: So I guess my question is, is in --
6 all we need to do is change the ordinance. We've gotten the --
7 the signatures from, you know, a petition from the people living
8 on the street.
9 I don't really know as though we need to go to any kind of
10 traffic study. Is we've changed ordinances on roads before.
11 Why can't we just go ahead and -- and do an ordinance change?
12 ROBIN YORK: I think --
13 KEITH WESTENGARD: If that's --
14 ROBIN YORK: -- it is.
15 KEITH WESTENGARD: -- the direction that the board wants to
16 go, that's fine. But --
17 ROBIN YORK: I mean, are they going to do a traffic study
18 on every road that they're going to change in this county?
19 DISTRICT ATTORNEY HERRERA: They -- if they change the --
20 CHAIRMAN WAITS: They do.
21 DISTRICT ATTORNEY HERRERA: -- ordinance on --
22 CHAIRMAN WAITS: Uh-huh.
23 DISTRICT ATTORNEY HERRERA: -- every road, I would strongly
24 suggest it.
25 COMMISSIONER CLARK: Isn't it a legal thing -- a legal
26 requirement to do the --
27 DISTRICT ATTORNEY HERRERA: It -- it's --
28 COMMISSIONER CLARK: -- traffic speed study.
29 DISTRICT ATTORNEY HERRERA: We researched it yesterday,
30 Commissioner. And -- and most of the country before they change
31 their ordinances on traffic, particularly --
32 COMMISSIONER CLARK: Right.
33 DISTRICT ATTORNEY HERRERA: -- on county roads, --
34 COMMISSIONER CLARK: Yeah.
35 DISTRICT ATTORNEY HERRERA: -- do a -- one of these
36 studies.
37 And -- and Keith was to happen -- happened to be talking to
38 the Department of Transportation.
39 COMMISSIONER CLARK: So that's the first step, legally.
40 DISTRICT ATTORNEY HERRERA: Well, that -- that's what our

1 research concluded.

2 COMMISSIONER CLARK: Okay.

3 DISTRICT ATTORNEY HERRERA: It doesn't mean -- you don't
4 have to do it. You -- you can make any policy you want.

5 But what we're doing is changing the -- the whole ordinance
6 for one street. And it's not based on a study. It's based
7 on -- on -- on one person's application, --

8 ROBIN YORK: It's not --

9 DISTRICT ATTORNEY HERRERA: -- one --

10 ROBIN YORK: -- one.

11 DISTRICT ATTORNEY HERRERA: -- citizen.

12 ROBIN YORK: It's all of them.

13 COMMISSIONER ALLAN: Well, and -- and I don't -- I guess I
14 don't quite understand that -- changing the whole ordinance. I
15 mean, you just have to add -- add a -- a paragraph with the
16 exception of, you know, certain roads. Because it really is
17 ridiculous to think about a -- a road, that is maybe a half a
18 mile long, a 45-mile-an-hour speed zone.

19 And we've got -- we've gotten a study, basically, is it's
20 not, you know, educationally found or -- or, you know,
21 professionally done in -- in so many ways. But they have the
22 petition from the people that actually live on that street.

23 And they had to do an ordinance to change the -- the speed
24 on Hill Top to make it 45 because all the -- all the roads,
25 unless you do the ordinance in Lander County, are 55 miles an
26 hour.

27 COMMISSIONER ANCHO: Yeah.

28 COMMISSIONER ALLAN: And it's -- it's totally ridiculous to
29 think that you've got a half a mile road that you're allowing
30 these people to go these speeds at.

31 Couldn't we just add an exception into, you know, the
32 existing ordinance?

33 DISTRICT ATTORNEY HERRERA: You certainly could. But --
34 but we don't know what the speeds -- what they're going. We --
35 we don't know. We don't have any qualified people at speed to
36 determine what speed they're going.

37 If you want to change policy and change the ordinance just
38 based on what you have, you certainly can if that's the
39 question.

40 COMMISSIONER SPARKS: I have a question. You said there's

1 a day care out there?
2 ROBIN YORK: Uh-huh.
3 COMMISSIONER SPARKS: So wouldn't that -- isn't there
4 some -- something that -- that's around, like, day care, schools
5 that -- that's set by statute?
6 DISTRICT ATTORNEY HERRERA: Not under our statues because
7 it's out there on the county road, the situation.
8 COMMISSIONER SPARKS: I would think just --
9 DISTRICT ATTORNEY HERRERA: Now --
10 COMMISSIONER SPARKS: -- the fact --
11 DISTRICT ATTORNEY HERRERA: -- you --
12 COMMISSIONER SPARKS: -- that there's --
13 DISTRICT ATTORNEY HERRERA: -- you can --
14 COMMISSIONER SPARKS: -- a place --
15 DISTRICT ATTORNEY HERRERA: -- certainly --
16 COMMISSIONER SPARKS: -- that houses --
17 DISTRICT ATTORNEY HERRERA: -- you could certainly --
18 COMMISSIONER SPARKS: -- children.
19 DISTRICT ATTORNEY HERRERA: -- put a provision on day cares
20 that --
21 COMMISSIONER SPARKS: Yeah.
22 DISTRICT ATTORNEY HERRERA: -- that in front of day
23 cares --
24 COMMISSIONER SPARKS: That's -- yeah. That would be --
25 DISTRICT ATTORNEY HERRERA: -- they can only --
26 COMMISSIONER SPARKS: -- be my only --
27 DISTRICT ATTORNEY HERRERA: -- go 15 --
28 COMMISSIONER SPARKS: -- thought.
29 DISTRICT ATTORNEY HERRERA: -- miles an hour or whatever.
30 You -- you can do whatever you want to do.
31 I was just -- we just thought we would research what most
32 places in the United States do when they change a speed limit.
33 And we just presented it to you. You don't have to follow it.
34 COMMISSIONER ALLAN: Well, and I understand that. And --
35 CHAIRMAN WAITS: So that's all I'm saying.
36 COMMISSIONER ALLAN: Yeah. No. I -- I think --
37 DISTRICT ATTORNEY HERRERA: I'll do whatever you ask.
38 COMMISSIONER ANCHO: So I have a question. So how long
39 have we been beating this dead horse? Is there a --
40 ROBIN YORK: July 27th will be six years.

1 COMMISSIONER ANCHO: So if we were going to do the -- as
2 I'm sitting here rolling this around in my head -- if we were
3 going to do the speed study or we were going to do all these
4 other things, I don't understand why this has been a process
5 that takes this long on one road.

6 I understand about the ordinance. But I think that you
7 could easily put a subsection in for things that are less than a
8 mile long that nobody should be going 45 or 55 miles on a road
9 that's less than a mile long.

10 ROBIN YORK: And a dead-end.

11 COMMISSIONER ANCHO: You know, that's -- would any -- any
12 of those things that -- or near a day care they have to be at
13 this. That it can be a subsection instead of having to go
14 through all -- jump through all of these hoops, we can fix this
15 problem that -- fix any problem. In front of day care, nobody
16 should be going 45 or 55 miles an hour in that type of
17 residential area.

18 And I'm sure when it was originally done, it's wasn't --
19 there was probably hardly anyone out --

20 ROBIN YORK: There was hardly --

21 COMMISSIONER ANCHO: -- there --

22 ROBIN YORK: -- anybody out --

23 COMMISSIONER ANCHO: -- to begin with. So instead of
24 having to go through -- and when I heard about the study at
25 first, I thought, well, you know, that wouldn't be a bad idea
26 until you're sitting here rolling around that it's been a
27 six-year process that we're still going through these same
28 things where we can do an addendum or a subsection to the
29 ordinance we already have. If a road is less than a half mile
30 long, then this is -- should what -- be what the speed limit is.

31 COMMISSIONER CLARK: I'd be really interested in finding
32 out how many people have gone over 35 miles an hour in a
33 half-mile road. I just -- I mean, what -- are they coming,
34 like, drag racing down the road?

35 ROBIN YORK: There's some of them that do that too. Down
36 the road. Yes.

37 COMMISSIONER CLARK: I'd --

38 COMMISSIONER ALLAN: So --

39 COMMISSIONER CLARK: -- like to see --

40 ROBIN YORK: Not to mention any names, but there are --

1 COMMISSIONER CLARK: I'd like --
2 ROBIN YORK: -- some people --
3 COMMISSIONER CLARK: -- to see --
4 ROBIN YORK: -- down the end of the road.
5 COMMISSIONER CLARK: -- some hard facts. Because --
6 ROBIN YORK: And that --
7 COMMISSIONER CLARK: -- I just can't imagine people racing
8 to get up to speed on a road that's a half mile long to have to
9 jam the brakes on.
10 COMMISSIONER ANCHO: Well, I know the new road out by u- --
11 the road out -- that was paved out by us from one end to the
12 other, they probably get about 65 miles an hour --
13 ROBIN YORK: Uh-huh.
14 COMMISSIONER ANCHO: -- before they come to a stop and that
15 because it's fun out there. There -- that's that new stretch,
16 new paved. And they --
17 ROBIN YORK: Right.
18 COMMISSIONER ANCHO: -- they book until right to --
19 ROBIN YORK: Yeah.
20 COMMISSIONER ANCHO: -- the end.
21 ROBIN YORK: They do.
22 COMMISSIONER ANCHO: So --
23 ROBIN YORK: Yeah.
24 COMMISSIONER ALLAN: It's an interesting --
25 COMMISSIONER ANCHO: Uh-huh.
26 COMMISSIONER ALLAN: You know, this is --
27 ROBIN YORK: Hi, Rita.
28 COMMISSIONER ALLAN: -- (indiscernible).
29 RITA ROGERS: Rita Rogers, for the record.
30 COMMISSIONER ALLAN: Rita?
31 RITA ROGERS: I may --
32 COMMISSIONER ALLAN: Rita.
33 RITA ROGERS: -- have won --
34 CINDY BENSON: Sorry. I was talking.
35 RITA ROGERS: I thought you was done, dear.
36 COMMISSIONER ALLAN: No, I just -- I want --
37 RITA ROGERS: I'm sorry.
38 COMMISSIONER ALLAN: -- to make a reference. And -- and I
39 know it's not -- it -- it's just an example is Presidential has
40 a section of 35 miles an hour on it. You know, this road is

1 several miles long. And -- and it does have speed zones down to
2 35 miles an hour.

3 So I really -- I think Kathy's got an excellent point that
4 maybe if we're looking at -- at ordinances -- and I -- I really
5 absolutely do believe that, you know, these roads are short and
6 people are irresponsible. But you can still do a lot of damage in
7 a half a mile.

8 So I -- I think Kathy's got a very good point that maybe if
9 we did decide to, you know, change the ordinances, we can
10 incorporate all of -- all of certain areas of the county, all of
11 the roads that meet a certain criteria.

12 ROBIN YORK: Right.

13 COMMISSIONER ALLAN: Because it's all for public safety.

14 ROBIN YORK: Right.

15 COMMISSIONER ALLAN: You don't need to be doing -- you
16 know, having a 45-mile-an-hour speed zone on a half a mile road.

17 ROBIN YORK: And it's not just vehicles. It's off-road
18 vehicles that are going down that road that are -- I mean,
19 flat -- butt flying. I mean, they're flying.

20 COMMISSIONER SPARKS: Well, that's a whole different --

21 RITA ROGERS: Okay.

22 COMMISSIONER SPARKS: -- issue.

23 CHAIRMAN WAITS: Rita, excuse me. We haven't opened up for
24 public comment yet. We're --

25 RITA ROGERS: Oh, you --

26 CHAIRMAN WAITS: -- still discussing.

27 RITA ROGERS: Well, this --

28 CHAIRMAN WAITS: So --

29 RITA ROGERS: -- is on --

30 CHAIRMAN WAITS: -- that's okay.

31 ROBIN YORK: This is on --

32 CHAIRMAN WAITS: (Indiscernible.)

33 ROBIN YORK: -- the same thing.

34 RITA ROGERS: It's the same thing. I have that road that
35 needs that speed limit on --

36 CHAIRMAN WAITS: I --

37 RITA ROGERS: -- it.

38 CHAIRMAN WAITS: I -- I know. But that's public comment.

39 RITA ROGERS: So --

40 CHAIRMAN WAITS: Robin brought it forth --

1 RITA ROGERS: Okay.
2 CHAIRMAN WAITS: -- so just a minute. Because we want --
3 RITA ROGERS: Okay.
4 CHAIRMAN WAITS: -- your input.
5 COMMISSIONER ALLAN: Have a --
6 CHAIRMAN WAITS: But --
7 COMMISSIONER ALLAN: -- seat and --
8 CHAIRMAN WAITS: -- but we need --
9 COMMISSIONER ALLAN: -- relax.
10 CHAIRMAN WAITS: -- to discuss first. So --
11 RITA ROGERS: Okay.
12 CHAIRMAN WAITS: Okay.
13 COMMISSIONER ANCHO: Well, I stated mine. I mean, if it's
14 roads shorter than a mile, there isn't any reason that those
15 limits should be that high.
16 That's --
17 COMMISSIONER ALLAN: I -- I'm just going to make a motion
18 that we bring this back as a -- an ordinance change. My --
19 direction -- suggestion would be any roads a half mile long or
20 shorter that dead end have 25-mile-an-hour speed limits.
21 CHAIRMAN WAITS: That any -- any road? We'd have --
22 COMMISSIONER ANCHO: I --
23 CHAIRMAN WAITS: -- to go --
24 COMMISSIONER ANCHO: -- think it should --
25 CHAIRMAN WAITS: -- through --
26 COMMISSIONER ANCHO: -- road by road.
27 COMMISSIONER ALLAN: A county -- county road.
28 COMMISSIONER ANCHO: I would go road by road.
29 DISTRICT ATTORNEY HERRERA: You -- you --
30 CHAIRMAN WAITS: Or -- or this road.
31 COMMISSIONER ANCHO: I would --
32 COMMISSIONER ALLAN: Well, --
33 DISTRICT ATTORNEY HERRERA: Do you understand how many
34 different ordinances there are pertaining to this? You guys --
35 COMMISSIONER ALLAN: Well --
36 DISTRICT ATTORNEY HERRERA: -- have to point out which
37 ordinance you want me to change.
38 COMMISSIONER CLARK: And --
39 COMMISSIONER ALLAN: I -- I guess I --
40 DISTRICT ATTORNEY HERRERA: You're --

1 COMMISSIONER ALLAN: -- was just --
2 DISTRICT ATTORNEY HERRERA: -- you're ju- -- you're not
3 doing that right now.
4 COMMISSIONER CLARK: No.
5 DISTRICT ATTORNEY HERRERA: You're just saying, we want to
6 change it. That's --
7 COMMISSIONER ALLAN: I was just, you know, kind of making
8 this -- because we do -- I -- I guess the -- the research behind
9 this, then, would be we would go out and look at those roads
10 that are a half mile or less that dead end. And -- and that
11 shouldn't be too difficult.
12 DISTRICT ATTORNEY HERRERA: And then -- and then look at
13 the ordinances and then bring specific ordinances in front of
14 you that need to be changed, maybe.
15 COMMISSIONER ANCHO: Yeah.
16 COMMISSIONER ALLAN: Well, would it be -- because our
17 ordinance on our speed limits, there's really not a lot involved
18 in it, is there?
19 I mean, it's pretty -- our old ordinances are pretty broad.
20 DISTRICT ATTORNEY HERRERA: They --
21 COMMISSIONER ALLAN: So that one --
22 DISTRICT ATTORNEY HERRERA: Well, they're -- there's --
23 there's the county-wide ordinances that says all county roads
24 are this and all state roads are this and all --
25 COMMISSIONER ALLAN: And I understand that.
26 DISTRICT ATTORNEY HERRERA: Okay. So you've got to tell me
27 what section you want this in.
28 COMMISSIONER ANCHO: Why aren't we be specific to this road
29 for now?
30 COMMISSIONER SPARKS: I think --
31 COMMISSIONER ALLAN: Well --
32 COMMISSIONER SPARKS: -- we could just build it around the
33 fact that there's a --
34 DISTRICT ATTORNEY HERRERA: I mean, I --
35 COMMISSIONER SPARKS: -- day care --
36 DISTRICT ATTORNEY HERRERA: -- could research --
37 COMMISSIONER SPARKS: -- out there.
38 DISTRICT ATTORNEY HERRERA: -- it --
39 COMMISSIONER ANCHO: Yeah.
40 DISTRICT ATTORNEY HERRERA: -- and bring it in front of

1 you, is what I'm saying.
2 COMMISSIONER ALLAN: Okay. What was that, Bryan?
3 COMMISSIONER SPARKS: I said I think we could attack it
4 just around the fact that there's a day care out there. That's
5 my whole issue that there's an actual place that houses
6 children.
7 ROBIN YORK: That --
8 COMMISSIONER SPARKS: You know what --
9 ROBIN YORK: -- what --
10 COMMISSIONER SPARKS: -- I'm saying?
11 ROBIN YORK: -- I'm worried --
12 COMMISSIONER SPARKS: No different --
13 ROBIN YORK: -- about --
14 COMMISSIONER SPARKS: -- than a --
15 ROBIN YORK: -- is the --
16 COMMISSIONER SPARKS: -- school.
17 ROBIN YORK: -- children.
18 DISTRICT ATTORNEY HERRERA: Yes.
19 COMMISSIONER SPARKS: You know, it's just --
20 ROBIN YORK: Coming to --
21 COMMISSIONER ANCHO: Would that be easier to fix it that
22 way?
23 DISTRICT ATTORNEY HERRERA: It -- it's completely -- it's
24 one -- it's -- yes, it's a --
25 COMMISSIONER ANCHO: Okay.
26 DISTRICT ATTORNEY HERRERA: -- different direction.
27 COMMISSIONER ANCHO: Okay.
28 DISTRICT ATTORNEY HERRERA: And it's -- it -- it would be
29 appli- -- it would apply to all -- all roads that a day care is
30 on.
31 COMMISSIONER SPARKS: Yeah.
32 DISTRICT ATTORNEY HERRERA: If that's how you want to do
33 it. It's --
34 COMMISSIONER ALLAN: Well --
35 DISTRICT ATTORNEY HERRERA: -- it's a lot easier than the
36 other way. But the other way can be done.
37 COMMISSIONER CLARK: We would just need a study of all
38 the --
39 DISTRICT ATTORNEY HERRERA: I --
40 COMMISSIONER CLARK: -- size of the roads. And in the

1 meantime, we can do speed studies. Because that's going to take
2 a while to look at all the roads and determine which ones are
3 which and which need to be 25 or --
4 DISTRICT ATTORNEY HERRERA: Well, if --
5 COMMISSIONER CLARK: -- 35.
6 DISTRICT ATTORNEY HERRERA: -- you're go- -- if you're
7 going to change the roads -- one road -- you probably should
8 find out if there's any other roads in the county that should be
9 changed at the same time.
10 ROBIN YORK: There's a lot of them 55.
11 DISTRICT ATTORNEY HERRERA: So we can --
12 COMMISSIONER ALLAN: So how about --
13 CHAIRMAN WAITS: Isn't that what we did a couple years ago,
14 though? Isn't -- wasn't that our whole point?
15 DISTRICT ATTORNEY HERRERA: But we didn't do anything.
16 CHAIRMAN WAITS: Well, I know we didn't. But we didn't
17 direct you to do it. That's why.
18 DISTRICT ATTORNEY HERRERA: That's right.
19 CHAIRMAN WAITS: The motion has to direct --
20 ROBIN YORK: That's why --
21 CHAIRMAN WAITS: -- (indiscernible).
22 ROBIN YORK: -- we're here.
23 COMMISSIONER ANCHO: To do a study --
24 COMMISSIONER ALLAN: Well, --
25 COMMISSIONER ANCHO: -- within a certain amount of --
26 COMMISSIONER ALLAN: -- and, actually, --
27 COMMISSIONER ANCHO: -- time.
28 COMMISSIONER ALLAN: -- it's -- it -- this specifically
29 is -- is reducing the speed limit on 1800 East.
30 So I have to word the -- the motion around this.
31 ROBIN YORK: Right.
32 COMMISSIONER ALLAN: And we can bring it back later as --
33 as an ordinance change to broaden it to --
34 COMMISSIONER SPARKS: Well -- so this is the thing. It's
35 like we have -- we have basically somebody that's coming in
36 protest. We don't have the whole county protesting.
37 DISTRICT ATTORNEY HERRERA: Right.
38 COMMISSIONER SPARKS: If we can build it around a day care,
39 build it around day care and then we're not putting all these
40 restrictions on all these other places where it doesn't seem to

1 be a problem currently.
2 COMMISSIONER ANCHO: Uh-huh.
3 COMMISSIONER SPARKS: So I'd like -- I'd hate to put
4 something -- an ordinance change in --
5 COMMISSIONER ANCHO: I think there is.
6 COMMISSIONER SPARKS: -- to where there's been no protest
7 or no -- other than --
8 ROBIN YORK: Right.
9 COMMISSIONER SPARKS: -- this one and we can address it
10 from a child care stance.
11 COMMISSIONER CLARK: Yeah.
12 COMMISSIONER SPARKS: That's my thought.
13 COMMISSIONER CLARK: Who does day --
14 COMMISSIONER ALLAN: So make a motion, --
15 COMMISSIONER CLARK: -- care --
16 COMMISSIONER ALLAN: -- then.
17 COMMISSIONER CLARK: -- out there?
18 ROBIN YORK: Virginia and Georgia Wells.
19 COMMISSIONER CLARK: Is that a identified business?
20 ROBIN YORK: Yes. They are. They're licensed.
21 COMMISSIONER ANCHO: They're not --
22 COMMISSIONER CLARK: They -- they have --
23 COMMISSIONER ANCHO: -- there --
24 ROBIN YORK: They have --
25 COMMISSIONER CLARK: -- a --
26 COMMISSIONER ANCHO: -- for --
27 COMMISSIONER CLARK: -- business license?
28 ROBIN YORK: Uh-huh.
29 COMMISSIONER ANCHO: -- 27 years.
30 ROBIN YORK: Yep. I was going to say a long time.
31 COMMISSIONER CLARK: And -- and the kids are dropped off on
32 the street and have to walk to the house? Or --
33 COMMISSIONER ANCHO: I'm (indiscernible).
34 ROBIN YORK: They walk from her house and --
35 COMMISSIONER ANCHO: The bus stop.
36 ROBIN YORK: -- to the bus and from the bus after school to
37 the day care center.
38 COMMISSIONER ALLAN: So does the bus come off --
39 ROBIN YORK: In the winter --
40 COMMISSIONER ALLAN: -- John --

1 ROBIN YORK: -- times she does pick them up and take them.
2 COMMISSIONER ALLAN: Does it come off John Monroe or --
3 ROBIN YORK: They stop right at the end of James Monroe --
4 COMMISSIONER ALLAN: Or James --
5 ROBIN YORK: -- and (indiscernible), --
6 COMMISSIONER ALLAN: -- Monroe.
7 ROBIN YORK: -- right there.
8 COMMISSIONER CLARK: I got to (indiscernible).
9 ROBIN YORK: So --
10 COMMISSIONER CLARK: You know, if we just go with this
11 then, --
12 COMMISSIONER ANCHO: I agree.
13 COMMISSIONER CLARK: -- I can say I want this -- I want
14 the speed limit lowered on my street to 15. The guy down the --
15 COMMISSIONER SPARKS: Right.
16 COMMISSIONER CLARK: -- street can say, I want it lowered
17 to 10. And it doesn't stop if we don't go through the process.
18 So there's processes put in place. And I would suggest
19 that we follow the process.
20 I know some people don't like processes. They want to just
21 jump right in. They probably wind up in trouble along the way
22 doing that. But --
23 COMMISSIONER ANCHO: And I agree. But I agree --
24 ROBIN YORK: (Indiscernible.)
25 COMMISSIONER ANCHO: -- with process.
26 However, this has been a six-year process that's gotten us
27 nowhere because we're still spinning our wheels in the same
28 process. And I agree with process. I do not disagree with
29 that. But we have to start somewhere and get something started
30 because it's been six years this -- this has been --
31 ROBIN YORK: And we do have --
32 COMMISSIONER ANCHO: -- (indiscernible), the same --
33 ROBIN YORK: -- the signatures.
34 COMMISSIONER ANCHO: -- problem brought up.
35 So where is the jumping off point to start actually to
36 fixing this problem?
37 COMMISSIONER ALLAN: So I'll make a motion that we modify
38 the ordinance regarding speed limits in -- in Lander County to
39 drop the speed limits on streets specifically serviced to --
40 servicing day care centers to 25 miles an hour.

1 KEITH WESTENGARD: Can we add permitted in the county? Day
2 care centers?
3 COMMISSIONER ANCHO: Yeah.
4 KEITH WESTENGARD: Because --
5 COMMISSIONER ALLAN: Permit -- okay.
6 KEITH WESTENGARD: -- there's -- there's some issues --
7 COMMISSIONER ANCHO: Yeah.
8 KEITH WESTENGARD: -- right now that that day care is not
9 permitted in the county. We'll be -- we're check- -- I'm
10 checking on it right now.
11 ROBIN YORK: What do you mean not permitted?
12 KEITH WESTENGARD: It -- it hasn't come for the business
13 license or an -- a special-use permit. So we need to make sure
14 that -- as long as it's permitted, it doesn't -- I don't have an
15 issue --
16 ROBIN YORK: I don't know.
17 KEITH WESTENGARD: -- with it.
18 ROBIN YORK: All I --
19 KEITH WESTENGARD: But --
20 ROBIN YORK: -- know is they were licensed. They've always
21 been licensed that I know of.
22 COMMISSIONER CLARK: You've seen the license?
23 ROBIN YORK: Well, no. I haven't seen the license. But --
24 COMMISSIONER CLARK: That's what we're --
25 ROBIN YORK: -- they go through --
26 COMMISSIONER CLARK: -- checking --
27 ROBIN YORK: -- Carson --
28 COMMISSIONER CLARK: -- on.
29 ROBIN YORK: -- City and everything. So --
30 COMMISSIONER ANCHO: So I think that -- and I understand
31 the licensing part. I understand that --
32 ROBIN YORK: Uh-huh.
33 COMMISSIONER ANCHO: -- part.
34 But we're also -- -- now, unfortunately, now we're getting
35 a side that we're focusing on -- which needs to be done. And
36 I'm not disagreeing. We're focusing on the license and
37 forgetting about the speed --
38 ROBIN YORK: Right.
39 COMMISSIONER ANCHO: -- limit. So what -- where do we
40 start to do whole proper thing right and get it done as -- so

1 we're not sitting here four years from now talking about the
2 same thing?

3 ROBIN YORK: Right.

4 DISTRICT ATTORNEY HERRERA: If it --

5 COMMISSIONER ANCHO: So we cut -- where is our jumping off
6 point?

7 DISTRICT ATTORNEY HERRERA: If it helps, I've had
8 complaints from one or two other day cares in the county that
9 they believe people drive by too fast.

10 ROBIN YORK: Uh-huh.

11 DISTRICT ATTORNEY HERRERA: And -- and I suggested to them
12 that they approach the county commissioners and ask for a
13 restriction during school hours of day care.

14 That hasn't been done. But that was -- at the time and even
15 today sitting here, I would think that would be the reasonable and
16 responsible approach.

17 COMMISSIONER ANCHO: Okay.

18 CHAIRMAN WAITS: That was one of my questions. If -- if we
19 could actually -- to limit it to certain hours or something
20 without. And then they -- if they have to do the ordinance, can
21 we make any -- I guess, I want more flexibility in there.

22 So if something comes up, I mean, maybe it isn't day care,
23 but maybe there's just 20 children playing on that street and --
24 and everybody's going 65 and all the residents want it reduced
25 to something --

26 ROBIN YORK: See? And that's what --

27 CHAIRMAN WAITS: -- that we would --

28 ROBIN YORK: -- (indiscernible) --

29 CHAIRMAN WAITS: -- have the authority to look individually
30 at a situation and change the speed limit.

31 DISTRICT ATTORNEY HERRERA: If -- if -- if we do the day
32 care approach, we can certainly do that a lot easier because no
33 ordinance exists. We're going to create it.

34 ROBIN YORK: Right.

35 COMMISSIONER ALLAN: So I guess --

36 COMMISSIONER ANCHO: Okay.

37 COMMISSIONER ALLAN: So -- so I guess I -- I -- as long as
38 it makes sense to you, my motion is read.

39 My only question is -- okay -- if someone says -- say they
40 live on Presidential Street and they have a day care, that's --

1 that's going to encompass the whole street. Okay. Same thing
2 with Hill Top, --
3 ROBIN YORK: (Indiscernible.)
4 COMMISSIONER ALLAN: -- Muleshoe, whatever. If there's a
5 day care of someone living on those particular streets, I just
6 made the motion to knock those down to 25 miles an hour.
7 Would you prefer that you have a distance?
8 DISTRICT ATTORNEY HERRERA: Well, I -- I -- I believe that
9 I would -- I would prefer to do the research to see what other
10 cities and -- and towns, the distance. And I'm -- I'm pretty
11 sure they have distances in --
12 COMMISSIONER ALLAN: Because I'd say --
13 DISTRICT ATTORNEY HERRERA: I'd --
14 COMMISSIONER ALLAN: -- because --
15 DISTRICT ATTORNEY HERRERA: -- like --
16 COMMISSIONER ALLAN: -- this --
17 DISTRICT ATTORNEY HERRERA: -- to look into that,
18 Commissioner.
19 COMMISSIONER ALLAN: Okay. Because I can say, you know, if
20 you've got a -- a quarter of a mile --
21 DISTRICT ATTORNEY HERRERA: If you give me the discretion
22 and do the research in your motion, --
23 COMMISSIONER ALLAN: And --
24 DISTRICT ATTORNEY HERRERA: -- it would help. It would s--
25 --
26 COMMISSIONER ALLAN: And allow -- and allow our district
27 attorney to research a distance from -- relative to --
28 UNIDENTIFIED PARTICIPANT: I have a question.
29 COMMISSIONER ALLAN: -- the day care facility and -- and
30 the street.
31 DISTRICT ATTORNEY HERRERA: Is there any other protected
32 institutions that you would like a -- a reduced speed limit on
33 while we're doing the one?
34 COMMISSIONER ALLAN: Do -- well, we don't really have any
35 parks.
36 DISTRICT ATTORNEY HERRERA: Well, we've got churches on
37 Sundays.
38 COMMISSIONER ANCHO: Church.
39 DISTRICT ATTORNEY HERRERA: We've got --
40 ROBIN YORK: Just parks. Yeah.

1 COMMISSIONER ALLAN: Okay.
2 ROBIN YORK: Museum.
3 DISTRICT ATTORNEY HERRERA: I -- I don't know. I'm just
4 to- -- tossing these things out.
5 If we're going to create an ordinance on reduced speed limit
6 in certain protected areas -- because that's what we're doing.
7 COMMISSIONER ALLAN: Yeah.
8 DISTRICT ATTORNEY HERRERA: We're protecting an area.
9 So maybe the county commissioners, you as a body, would
10 like to think about this and -- and see if you can come up with
11 any --
12 COMMISSIONER ALLAN: I would just as soon get this --
13 CHAIRMAN WAITS: We can leave it to your discretion because
14 we're going to be discussing it when --
15 DISTRICT ATTORNEY HERRERA: And I --
16 CHAIRMAN WAITS: -- it comes --
17 DISTRICT ATTORNEY HERRERA: -- will --
18 CHAIRMAN WAITS: -- back --
19 DISTRICT ATTORNEY HERRERA: -- present --
20 CHAIRMAN WAITS: -- again.
21 DISTRICT ATTORNEY HERRERA: Okay. I'll suggest it then.
22 CHAIRMAN WAITS: So we'll -- we'll start with that.
23 But I do have a question. In situations such as this, does
24 our board have any authority at all to do an emergency reduction
25 of speed?
26 COMMISSIONER CLARK: Well, we probably could, but if
27 there's not a sign up there.
28 DISTRICT ATTORNEY HERRERA: Yeah. You pr- -- you probably
29 could. You -- you could -- you could certainly do that. It --
30 it wouldn't -- you could put a sign out there, but --
31 COMMISSIONER CLARK: You're setting a --
32 DISTRICT ATTORNEY HERRERA: -- since --
33 COMMISSIONER CLARK: -- precedent.
34 DISTRICT ATTORNEY HERRERA: -- there's no ordinance to back
35 it up, you -- it --
36 ROBIN YORK: Right.
37 DISTRICT ATTORNEY HERRERA: -- it wouldn't --
38 COMMISSIONER CLARK: Yeah.
39 DISTRICT ATTORNEY HERRERA: -- have any --
40 ROBIN YORK: And Ron could --

1 DISTRICT ATTORNEY HERRERA: -- teeth. As they say, there's
2 no teeth in that ordinance.
3 COMMISSIONER ANCHO: (Indiscernible.)
4 ROBIN YORK: Right.
5 DISTRICT ATTORNEY HERRERA: I don't know if you could
6 prosecute --
7 CHAIRMAN WAITS: Okay. So if we -- if we --
8 ROBIN YORK: No.
9 DISTRICT ATTORNEY HERRERA: -- people for it.
10 ROBIN YORK: Yeah.
11 CHAIRMAN WAITS: If we changed it --
12 ROBIN YORK: Yeah.
13 CHAIRMAN WAITS: -- to 25 miles an hour, you're saying
14 that -- that our officers cannot enforce that?
15 ROBIN YORK: Right.
16 COMMISSIONER CLARK: No.
17 COMMISSIONER ALLAN: Not until the ordinance is passed.
18 DISTRICT ATTORNEY HERRERA: Not until we -- we change
19 the --
20 ROBIN YORK: Right.
21 DISTRICT ATTORNEY HERRERA: -- law.
22 ROBIN YORK: So my other question --
23 CHAIRMAN WAITS: Well, but the -- but --
24 DISTRICT ATTORNEY HERRERA: He --
25 CHAIRMAN WAITS: -- the --
26 DISTRICT ATTORNEY HERRERA: -- they can --
27 CHAIRMAN WAITS: -- speed limit sign would not say
28 suggested --
29 DISTRICT ATTORNEY HERRERA: They could --
30 CHAIRMAN WAITS: -- 25 --
31 DISTRICT ATTORNEY HERRERA: -- stop them --
32 CHAIRMAN WAITS: -- miles --
33 DISTRICT ATTORNEY HERRERA: -- and give --
34 CHAIRMAN WAITS: -- an hour.
35 DISTRICT ATTORNEY HERRERA: -- them a cautionary ticket,
36 you know.
37 ROBIN YORK: Okay.
38 DISTRICT ATTORNEY HERRERA: They can --
39 ROBIN YORK: Well --
40 DISTRICT ATTORNEY HERRERA: -- do that. But if -- if they

1 want me to -- and Mr. Forgeron to -- to prosecute it, we'd lose.
2 COMMISSIONER ANCHO: Because there's no --
3 CHAIRMAN WAITS: Okay.
4 COMMISSIONER ANCHO: -- ordinance to --
5 CHAIRMAN WAITS: Well, let's --
6 COMMISSIONER ANCHO: -- back.
7 CHAIRMAN WAITS: -- let's finish this one first and then
8 we'll talk about it in --
9 ROBIN YORK: Okay.
10 CHAIRMAN WAITS: -- a --
11 ROBIN YORK: I have --
12 CHAIRMAN WAITS: -- minute.
13 ROBIN YORK: -- a question.
14 CHAIRMAN WAITS: Can we have a --
15 COMMISSIONER ANCHO: I don't --
16 CHAIRMAN WAITS: Let me --
17 COMMISSIONER ANCHO: -- know what the --
18 CHAIRMAN WAITS: All right.
19 COMMISSIONER ANCHO: -- motion is.
20 CHAIRMAN WAITS: Let's -- let's clarify the motion. And
21 actually is the discretion for our district attorney to -- to
22 look at this ordinance for protected areas. It will come back
23 before us on the reduction of speed limits. Is that correct?
24 COMMISSIONER ANCHO: And then how long do we want to look
25 at until we can --
26 CHAIRMAN WAITS: Anyone?
27 COMMISSIONER ANCHO: -- back out?
28 CHAIRMAN WAITS: Kathy?
29 COMMISSIONER ANCHO: I'd like to know how long until we're
30 going to hear back with the preliminary ordinance?
31 CHAIRMAN WAITS: How --
32 COMMISSIONER ALLAN: I would like it --
33 DISTRICT ATTORNEY HERRERA: Kathy, --
34 COMMISSIONER ALLAN: -- next --
35 DISTRICT ATTORNEY HERRERA: -- I don't know.
36 ROBIN YORK: Like my --
37 DISTRICT ATTORNEY HERRERA: As soon as I --
38 ROBIN YORK: -- my question --
39 DISTRICT ATTORNEY HERRERA: -- can.
40 ROBIN YORK: -- is how long is it going to take to do all

1 the ordinances? Because I'm -- we're willing to wait if we have
2 to, but not six more years.

3 COMMISSIONER ALLAN: No. The ordinance process typically
4 is -- is --

5 DISTRICT ATTORNEY HERRERA: Ted --

6 COMMISSIONER ALLAN: -- what?
7 Two -- four wee- -- a month.

8 UNIDENTIFIED PARTICIPANT: Three months.

9 DISTRICT ATTORNEY HERRERA: No. Two months.

10 COMMISSIONER ALLAN: Two months?
11 DISTRICT ATTORNEY HERRERA: Probably two months. Two
12 months.

13 ROBIN YORK: We're okay --

14 COMMISSIONER ALLAN: Okay.

15 ROBIN YORK: -- to wait if they want --

16 COMMISSIONER SPARKS: Why --

17 ROBIN YORK: -- to deal --

18 COMMISSIONER SPARKS: -- but why --

19 ROBIN YORK: -- with all --

20 COMMISSIONER SPARKS: -- are we --

21 ROBIN YORK: -- of the roads.

22 COMMISSIONER SPARKS: -- looking at doing that? Has there
23 been a lot of protests from people in the --

24 COMMISSIONER CLARK: No.

25 COMMISSIONER SPARKS: -- county? Then why are we even
26 looking at that?

27 COMMISSIONER ALLAN: Because Robin has been brought --

28 COMMISSIONER SPARKS: No, I'm not say- -- I'm saying I
29 understand --

30 ROBIN YORK: No.

31 COMMISSIONER SPARKS: -- this --

32 COMMISSIONER ANCHO: We're --

33 COMMISSIONER SPARKS: -- situation.

34 COMMISSIONER ALLAN: Yeah.

35 COMMISSIONER ANCHO: -- talking about a --

36 COMMISSIONER SPARKS: But I'm saying countywide.

37 COMMISSIONER ANCHO: All right. We don't need to do a
38 countywide --

39 COMMISSIONER ALLAN: Oh.

40 COMMISSIONER ANCHO: -- one. I think that just this --

1 COMMISSIONER SPARKS: Yeah. That's what I'm --
2 COMMISSIONER ANCHO: -- area --
3 COMMISSIONER SPARKS: -- saying.
4 COMMISSIONER ANCHO: -- right now --
5 COMMISSIONER SPARKS: Why are we messing and -- and
6 changing laws when there's been no protest --
7 ROBIN YORK: Right.
8 COMMISSIONER SPARKS: -- on it --
9 COMMISSIONER ANCHO: This is --
10 COMMISSIONER SPARKS: -- other --
11 COMMISSIONER ANCHO: -- the --
12 COMMISSIONER SPARKS: -- than this. And this is a special
13 case.
14 COMMISSIONER ANCHO: Yeah.
15 COMMISSIONER SPARKS: So --
16 COMMISSIONER ALLAN: Because --
17 CHAIRMAN WAITS: Because --
18 COMMISSIONER ALLAN: -- I think it actually makes sense.
19 Is -- because even though nobody's protested it, you do
20 have churches in rural areas.
21 COMMISSIONER SPARKS: That's what we're --
22 ROBIN YORK: And --
23 COMMISSIONER SPARKS: -- saying.
24 ROBIN YORK: -- and --
25 COMMISSIONER ALLAN: If --
26 COMMISSIONER ANCHO: So that's --
27 COMMISSIONER SPARKS: Special --
28 COMMISSIONER ALLAN: -- it's --
29 COMMISSIONER ANCHO: -- what he --
30 COMMISSIONER ALLAN: -- for special -- you know, special --
31 so I don't think that's a bad idea.
32 DISTRICT ATTORNEY HERRERA: Churches --
33 COMMISSIONER ALLAN: You know --
34 DISTRICT ATTORNEY HERRERA: -- and day cares.
35 COMMISSIONER ALLAN: -- you throw in --
36 DISTRICT ATTORNEY HERRERA: I can't think of anything else.
37 COMMISSIONER SPARKS: Yeah. Exactly.
38 COMMISSIONER ALLAN: Well, if you throw in a park
39 because -- who knows? -- you might --
40 DISTRICT ATTORNEY HERRERA: And parks.

1 COMMISSIONER ANCHO: I think beyond that -- I mean --
2 RITA ROGERS: Can I make a comment?
3 DISTRICT ATTORNEY HERRERA: Hospitals.
4 COMMISSIONER ALLAN: Not yet.
5 RITA ROGERS: Because you're getting ready to pass
6 something that's going against me.
7 ROBIN YORK: Right.
8 That's why I'm willing to wait.
9 COMMISSIONER ALLAN: So I -- I did make the motion. If
10 everybody understands it.
11 COMMISSIONER ANCHO: No, I don't.
12 CHAIRMAN WAITS: Any second?
13 COMMISSIONER ANCHO: No. Because I don't understand the
14 whole motion because it's been broken up so many times. So I
15 don't know.
16 COMMISSIONER ALLAN: Okay. The motion was that I -- I
17 requested Ted to -- to look into other entities to be included.
18 But specifically we would like to change the speed limit to 25
19 on streets that have day cares.
20 So basically is we'll change the speed limit to streets
21 with day cares to 25 miles an hour and also give Ted the option
22 to look into adding other public entities, whether, you know, --
23 CHAIRMAN WAITS: Protected areas.
24 COMMISSIONER ALLAN: Protected areas.
25 DISTRICT ATTORNEY HERRERA: Protected.
26 COMMISSIONER ALLAN: Yeah.
27 COMMISSIONER ANCHO: Is that doable?
28 DISTRICT ATTORNEY HERRERA: It's doable for me to submit
29 something to the -- your -- your honorable board for your
30 consideration.
31 COMMISSIONER ANCHO: Okay. All right. All right, then.
32 COMMISSIONER ALLAN: So specifically it is -- it is
33 dropping the speed limit on the street, but it -- it is possibly
34 adding a little bit more.
35 COMMISSIONER ANCHO: All right. I'll second.
36 COMMISSIONER ALLAN: Does that --
37 No. The special interest. Or the, you know, that's where
38 Ted --
39 COMMISSIONER ANCHO: Park- --
40 COMMISSIONER ALLAN: -- gets to look --

1 COMMISSIONER ANCHO: Parks --
2 COMMISSIONER ALLAN: -- into.
3 COMMISSIONER ANCHO: -- and hospitals and --
4 COMMISSIONER ALLAN: Parks.
5 COMMISSIONER ANCHO: -- things like that. Yes.
6 DISTRICT ATTORNEY HERRERA: I'll try to --
7 COMMISSIONER ALLAN: Churches.
8 DISTRICT ATTORNEY HERRERA: -- keep it simple.
9 COMMISSIONER ANCHO: Please.
10 COMMISSIONER ALLAN: Yeah.
11 CHAIRMAN WAITS: Okay.
12 COMMISSIONER ANCHO: I'll second.
13 CHAIRMAN WAITS: We'll open for public comment. Thank
14 you --
15 RITA ROGERS: Okay.
16 CHAIRMAN WAITS: -- for waiting, --
17 RITA ROGERS: I'm --
18 CHAIRMAN WAITS: -- Rita.
19 RITA ROGERS: -- one that I -- I'm on the end of 22,000
20 East where the airport is. You know, 22 -- 2200 goes across
21 little property, goes on down, crosses Hill Top, and then
22 follows on out.
23 But where my section is where I'm at I have the perfect
24 road for speeding, drag racing. I guess I want to put it that
25 way.
26 In fact, there was almost a bad wreck last year when I'm out
27 trimming trees and I have an idiot that's coming down my road.
28 And I know it's his truck. And I had just moved out of the way
29 when he comes by. And he's texting. So he didn't even see me.
30 Well, I seen him. And I went down and I just flat told
31 him, you come down this road again like that and I'll make you
32 roll out in that field. It's just that plain and simple.
33 I have got animals. I've got kids out here. We've just
34 got a new family that's just moved in that's got two little
35 kids. And --
36 But it's the perfect drag racing strip. And we've had a
37 lot of problems with it because it dead ends. It used to go on
38 past the airport, you know. But it dead ends. And they start
39 down there and they come full bore. Perfect road to --
40 COMMISSIONER SPARKS: Can I --

1 RITA ROGERS: -- do that --
2 COMMISSIONER SPARKS: -- comment?
3 RITA ROGERS: -- kind of stuff.
4 COMMISSIONER CLARK: What -- what's that --
5 CHAIRMAN WAITS: Excuse --
6 COMMISSIONER CLARK: -- road?
7 RITA ROGERS: So --
8 CHAIRMAN WAITS: -- me. Just a --
9 COMMISSIONER CLARK: What's that road --
10 CHAIRMAN WAITS: -- second.
11 COMMISSIONER CLARK: -- number now?
12 CHAIRMAN WAITS: Just a second. Does it --
13 COMMISSIONER CLARK: 2200?
14 CHAIRMAN WAITS: -- connect?
15 RITA ROGERS: 2200 E.
16 COMMISSIONER CLARK: East?
17 RITA ROGERS: See? 2200 is kind of funny of the way
18 it's --
19 COMMISSIONER CLARK: We're looking for a drag strip.
20 RITA ROGERS: I thought you might.
21 CHAIRMAN WAITS: And -- and --
22 COMMISSIONER CLARK: This young man, he -- he does it now,
23 but -- but did he --
24 RITA ROGERS: I have a lot --
25 COMMISSIONER CLARK: -- stop --
26 RITA ROGERS: -- of it.
27 COMMISSIONER CLARK: -- af- -- did he stop after you talked
28 to him?
29 RITA ROGERS: In A way. But see, he has friends that come
30 out that do their thing. So -- and he told me -- he said, well
31 it's not posted.
32 And I said, I'm just telling you right now, you better slow
33 down. That's just how --
34 I've been out there 30 years and just because you've moved
35 out here doesn't mean this gives you and your high school
36 friends a chance to --
37 COMMISSIONER SPARKS: So it --
38 RITA ROGERS: -- see who's --
39 COMMISSIONER SPARKS: -- may not --
40 RITA ROGERS: -- the fastest --

1 COMMISSIONER SPARKS: -- be posted.
2 RITA ROGERS: -- on my road.
3 COMMISSIONER SPARKS: It may not be posted, but it's
4 against the law to drag race -- correct? --
5 DISTRICT ATTORNEY HERRERA: Yes.
6 COMMISSIONER SPARKS: -- on a county road.
7 ROBIN YORK: Right.
8 COMMISSIONER SPARKS: So the --
9 RITA ROGERS: So --
10 COMMISSIONER SPARKS: -- my point is you could --
11 RITA ROGERS: -- yeah.
12 COMMISSIONER SPARKS: -- post it. And I don't know if it's
13 necessarily going to stop it because we have people on Muleshoe
14 Road that drag race.
15 RITA ROGERS: I bet you --
16 COMMISSIONER SPARKS: And it's --
17 RITA ROGERS: -- do.
18 COMMISSIONER SPARKS: -- posted.
19
20 (Indiscernible simultaneous conversations.)
21
22 RITA ROGERS: Yeah.
23 COMMISSIONER SPARKS: So you see what I'm saying? So it's
24 just --
25 RITA ROGERS: Yeah. And this --
26 COMMISSIONER SPARKS: I don't know --
27 RITA ROGERS: -- is what --
28 COMMISSIONER SPARKS: -- if it's --
29 RITA ROGERS: -- this is why --
30 COMMISSIONER SPARKS: -- necessarily --
31 RITA ROGERS: I, you --
32 COMMISSIONER SPARKS: -- going to stop --
33 RITA ROGERS: -- know --
34 COMMISSIONER SPARKS: -- the people who are going to do it
35 anyway.
36 RITA ROGERS: Yeah. I'm --
37 COMMISSIONER CLARK: Yeah.
38 RITA ROGERS: -- saying what I am, because it almost --
39 COMMISSIONER SPARKS: Right.
40 RITA ROGERS: -- caused --

1 CHAIRMAN WAITS: Just a minute. We're -- we're getting --
2 RITA ROGERS: -- a --
3 CHAIRMAN WAITS: -- a lot of --
4 RITA ROGERS: -- problem.
5 CHAIRMAN WAITS: -- over- -- overtalk here. And --
6 DISTRICT ATTORNEY HERRERA: Matter of fact, --
7 CHAIRMAN WAITS: -- and --
8 DISTRICT ATTORNEY HERRERA: -- there's severe penalties for
9 drag racing.
10 COMMISSIONER SPARKS: Yeah.
11 RITA ROGERS: Okay. So --
12 UNIDENTIFIED PARTICIPANT: I didn't catch it.
13 CHAIRMAN WAITS: Okay.
14 Commissioner?
15 COMMISSIONER SPARKS: No. I'm done.
16 RITA ROGERS: Okay.
17 COMMISSIONER SPARKS: I stated what I needed to state.
18 CHAIRMAN WAITS: Okay. And for the record, that was Rita
19 Rogers.
20 And when you first came up, you unified yourself. But we
21 had you hold it. So --
22 RITA ROGERS: Okay.
23 CHAIRMAN WAITS: Okay. Any other public comment?
24 Okay.
25 SHIRLEY SHEPHERD: My name is Shirley Shepherd. I wasn't
26 going to comment, but being as you said nobody protests and
27 she's the only one, I don't -- we live on 1985 Thomas Jefferson,
28 which is a dead-end road.
29 And I personally believe that going 45 down that road --
30 It's a residential area. People ride horses. There's a
31 bus stop right there. I've never figured out why it's 45 when
32 other places like out here is the state's is 25.
33 What's the difference between them and us? Are they in --
34 are they in the city limits?
35 COMMISSIONER ALLAN: No.
36 SHIRLEY SHEPHERD: Is that the difference?
37 DISTRICT ATTORNEY HERRERA: Just how the ordinance was --
38 was created. It's never been changed. I -- I don't -- I can't
39 give you a reasonable, justifiable explanation --
40 COMMISSIONER SPARKS: Somebody's going to --

1 DISTRICT ATTORNEY HERRERA: -- for it, --
2 COMMISSIONER SPARKS: -- (indiscernible) dead-end --
3 DISTRICT ATTORNEY HERRERA: -- if that's --
4 COMMISSIONER SPARKS: -- roads.
5 DISTRICT ATTORNEY HERRERA: If that's what you're asking
6 me?
7 COMMISSIONER ALLAN: I tried. You guys were arguing.
8 KATHY ANCHO: Well, I --
9 DISTRICT ATTORNEY HERRERA: Because I didn't --
10 KATHY ANCHO: -- I already (indiscernible).
11 RITA ROGERS: So --
12 DISTRICT ATTORNEY HERRERA: -- I didn't --
13 COMMISSIONER ANCHO: I'm just --
14 DISTRICT ATTORNEY HERRERA: -- create --
15 COMMISSIONER ANCHO: -- trying -- I wasn't --
16 DISTRICT ATTORNEY HERRERA: -- those --
17 COMMISSIONER ANCHO: -- arguing.
18 DISTRICT ATTORNEY HERRERA: -- ordinances.
19 COMMISSIONER ANCHO: I'm just trying to understand.
20 DISTRICT ATTORNEY HERRERA: So --
21 SHIRLEY SHEPHERD: So -- so it just doesn't make sense to
22 me why you can go 45 down my residential road and you can only
23 go down 25 down that one. I mean --
24 DISTRICT ATTORNEY HERRERA: And that's why speed --
25 ROBIN YORK: You can --
26 DISTRICT ATTORNEY HERRERA: -- studies --
27 ROBIN YORK: -- drive 55 on --
28 DISTRICT ATTORNEY HERRERA: -- are --
29 ROBIN YORK: -- mine.
30 DISTRICT ATTORNEY HERRERA: -- done.
31 SHIRLEY SHEPHERD: Right? So -- so --
32 UNIDENTIFIED PARTICIPANT: Me too.
33 SHIRLEY SHEPHERD: -- if you want a protest, I'm
34 protesting.
35 COMMISSIONER SPARKS: Thanks, --
36 COMMISSIONER ALLAN: So --
37 COMMISSIONER SPARKS: -- Robin.
38 COMMISSIONER ALLAN: So --
39 I think that's it. It's a very, very valid point.
40 And, you know, my question for a lot of these here on the

1 southwest side, I don't know as though that's included in the
2 ordinance. But I really would -- didn't seem to be getting any
3 support -- but I really would like to have this for dead-end
4 streets. Is it's so much simpler to not just specify day cares
5 or churches or parks, but, I mean, a dead-end street.

6 UNIDENTIFIED PARTICIPANT: Yep.

7 COMMISSIONER CLARK: So what happens with a dead-end street
8 when it becomes a flow-through street?

9 ROBIN YORK: It should still be 25.

10 COMMISSIONER ALLAN: If you're on a residential street, it
11 should be 25, --

12 UNIDENTIFIED PARTICIPANT: Uh-huh.

13 COMMISSIONER ALLAN: -- any residential street. I mean,
14 granted, sure, like I use Presidential. That one is 35. That's
15 fine.

16 Hill Top is 45. I know people have issues with that
17 sometimes too because -- but I would like to amend my motion to
18 also include any dead-end streets.

19 COMMISSIONER ANCHO: I think that when you start doing
20 that, how long -- well, this has -- it's crazy -- so to do a --
21 to do a study, a true study, how long is that looking at? Are
22 we looking at a year? What are we looking at to --

23 KEITH WESTENGARD: I --

24 COMMISSIONER ANCHO: -- do a true study on the streets
25 within Lander Co- -- like out at Hill Top and all of those, to
26 do a true study, how long is that that we're looking?

27 DISTRICT ATTORNEY HERRERA: We don't -- we don't know, but
28 we -- we could call the university, --

29 KEITH WESTENGARD: And I --

30 DISTRICT ATTORNEY HERRERA: -- call the appropriate people
31 and ask them that --

32 COMMISSIONER ALLAN: And how much --

33 DISTRICT ATTORNEY HERRERA: -- question and get back to
34 you.

35 ROBIN YORK: How much for that?

36 COMMISSIONER CLARK: I -- I --

37 COMMISSIONER ANCHO: Well --

38 COMMISSIONER CLARK: -- I've got a question for Ron.

39 Ron, can you put one or your speed signs out there at
40 Robin's house so that people can see how fast they're going and

1 maybe slow down on the interim bef- -- while we're working on
2 this?

3 SHERIFF RON UNGER: Yes. It's -- we could put one out
4 there. But keep in mind, even if the deputy's seen it, we
5 can't -- we can't --

6 COMMISSIONER CLARK: Well, I --

7 SHERIFF RON UNGER: -- cite any --

8 COMMISSIONER CLARK: -- understand --

9 SHERIFF RON UNGER: -- (indiscernible).

10 COMMISSIONER CLARK: -- that.

11 Now, do you record with that sign?

12 SHERIFF RON UNGER: No.

13 COMMISSIONER CLARK: No?

14 ROBIN YORK: No.

15 COMMISSIONER ALLAN: So unless you're sitting --

16 COMMISSIONER CLARK: Could you --

17 COMMISSIONER ALLAN: -- there watching it --

18 SHERIFF RON UNGER: That would be a question for the --

19 COMMISSIONER CLARK: Could you?

20 SHERIFF RON UNGER: -- my IT.

21 COMMISSIONER CLARK: We could find the culprits. But that
22 would be my suggestion that we put that sign out there in the
23 interim, because it sounds like we're going to be working on
24 this for a little bit.

25 COMMISSIONER ANCHO: But that we truly, you know, come back
26 every two months and see what the progress is. Is that, you
27 know, that we have gotten so we satisfy the community that we
28 could bring it back every, you know, couple months so they can
29 see where we're at so they don't think that it's just fallen,
30 you know --

31 DISTRICT ATTORNEY HERRERA: That's an excellent suggestion.
32 You could also put it in the paper or ask the paper to publish
33 notice that -- that any streets that any of our citizens are
34 concerned with.

35 COMMISSIONER ANCHO: Yeah. I mean, then --

36 DISTRICT ATTORNEY HERRERA: And --

37 COMMISSIONER ANCHO: -- then --

38 COMMISSIONER CLARK: Yeah.

39 COMMISSIONER ANCHO: -- we would know. Would that be
40 something that's doable for you?

1 ROBIN YORK: Yes.
2 COMMISSIONER ANCHO: Okay.
3 ROBIN YORK: As long as it gets done.
4 COMMISSIONER ANCHO: Yeah. So then I --
5 ROBIN YORK: I think --
6 COMMISSIONER ANCHO: -- think if we --
7 ROBIN YORK: -- six years is --
8 COMMISSIONER ANCHO: -- do that --
9 ROBIN YORK: -- a long --
10 COMMISSIONER ANCHO: -- and we make --
11 ROBIN YORK: -- time.
12 COMMISSIONER ANCHO: -- it a total -- a community effort,
13 put it out there, and say, if you want a case study done, this
14 is what we're doing. Please bring it in because we're doing
15 this case study --
16 DISTRICT ATTORNEY HERRERA: Yep.
17 COMMISSIONER ANCHO: -- between this and this --
18 DISTRICT ATTORNEY HERRERA: That makes --
19 COMMISSIONER ANCHO: -- time.
20 DISTRICT ATTORNEY HERRERA: -- sense to do a full -- a
21 study -- a broad --
22 COMMISSIONER ANCHO: Because then we may be --
23 DISTRICT ATTORNEY HERRERA: But to do --
24 COMMISSIONER ANCHO: -- covering a lot.
25 DISTRICT ATTORNEY HERRERA: -- a study on one --
26 ROBIN YORK: (Indiscernible.)
27 DISTRICT ATTORNEY HERRERA: -- on one road is --
28 ROBIN YORK: (Indiscernible.)
29 DISTRICT ATTORNEY HERRERA: -- is -- is absurd.
30 COMMISSIONER ANCHO: No. But I think we have to come back
31 every so often, like every two months, and say, we've done these
32 three streets or we've done these four streets so we can have a
33 val- -- so we can show the --
34 DISTRICT ATTORNEY HERRERA: Yeah.
35 COMMISSIONER ANCHO: -- public that we're actually --
36 ROBIN YORK: That it is --
37 COMMISSIONER ANCHO: -- moving --
38 ROBIN YORK: -- getting done.
39 COMMISSIONER ANCHO: -- along on something.
40 COMMISSIONER CLARK: Now, --

1 COMMISSIONER ALLAN: So --
2 COMMISSIONER CLARK: -- Robin, when Ron puts that speed
3 sign out there, please call Keith and let him know if it's
4 working or not. Or call Ron and let him know if it's --
5 ROBIN YORK: Okay.
6 COMMISSIONER CLARK: -- working or not.
7 ROBIN YORK: Okay.
8 COMMISSIONER CLARK: Okay. Because we don't want kids
9 in -- in jeopardy. That's --
10 ROBIN YORK: See. That's --
11 COMMISSIONER CLARK: -- for sure.
12 ROBIN YORK: -- that was the main thing, Art, --
13 COMMISSIONER CLARK: It --
14 ROBIN YORK: -- is --
15 COMMISSIONER CLARK: I spent --
16 COMMISSIONER ALLAN: So my --
17 ROBIN YORK: -- 20 of them out there --
18 COMMISSIONER CLARK: -- I spent a lifetime taking care of
19 kids. I'm not going to stop.
20 ROBIN YORK: Right.
21 COMMISSIONER ALLAN: My question is on these studies,
22 unless you have somebody on a street 24/7, you can go ahead and
23 put your -- your car counters out. Is unless they're radaring
24 everybody, what are they exactly studying? How many people
25 drive up and down that street? It's not going to record the
26 speed of those people.
27 DISTRICT ATTORNEY HERRERA: According --
28 COMMISSIONER ANCHO: Oh, yes. They do.
29 DISTRICT ATTORNEY HERRERA: -- according --
30 COMMISSIONER ANCHO: They have --
31 DISTRICT ATTORNEY HERRERA: -- to --
32 COMMISSIONER ANCHO: -- speed guns.
33 DISTRICT ATTORNEY HERRERA: -- the research we looked at,
34 it does.
35 CHAIRMAN WAITS: Uh-huh.
36 COMMISSIONER ALLAN: Okay.
37 CHAIRMAN WAITS: It --
38 COMMISSIONER ANCHO: (Indiscernible.)
39 CHAIRMAN WAITS: -- does.
40 DISTRICT ATTORNEY HERRERA: And I didn't think it did

1 either, --
2 COMMISSIONER ANCHO: But --
3 DISTRICT ATTORNEY HERRERA: -- Judie.
4 COMMISSIONER ANCHO: -- it does.
5 DISTRICT ATTORNEY HERRERA: And it does.
6 ROBIN YORK: Okay.
7 CHAIRMAN WAITS: Well, if --
8 DISTRICT ATTORNEY HERRERA: If you can find the right
9 person to do it.
10 COMMISSIONER ANCHO: Well, that's where I think where we
11 come back, you know, in the next month or so, saying, okay, we
12 have this person in place that's going to do it. This is the
13 equipment they'll be using --
14 DISTRICT ATTORNEY HERRERA: Right.
15 COMMISSIONER ANCHO: -- to do it so we have -- we're --
16 COMMISSIONER ALLAN: Okay.
17 COMMISSIONER ANCHO: -- appro- -- you know, we're going
18 forward with this. Because they do have the speed guns. And
19 they do stand out there with them.
20 ROBIN YORK: And --
21 COMMISSIONER ALLAN: And I'm not --
22 ROBIN YORK: -- and use them.
23 COMMISSIONER ALLAN: -- going to be speeding when some --
24 well, not that I speed that much anyway, but --
25 Hey, I don't.
26 CHAIRMAN WAITS: Okay. We have a motion on the floor. It
27 has been amended but the second never --
28 COMMISSIONER ANCHO: No, I want to do a -- I want to do a
29 true study of it.
30 ROBIN YORK: Okay.
31 COMMISSIONER ANCHO: So can I --
32 COMMISSIONER SPARKS: Someone second.
33 CHAIRMAN WAITS: Okay. Well, then -- you -- okay.
34 COMMISSIONER ALLAN: Then the --
35 COMMISSIONER CLARK: I'll try a --
36 COMMISSIONER ALLAN: -- motion dies.
37 COMMISSIONER CLARK: -- motion.
38 CHAIRMAN WAITS: Okay. Then this -- then the motion dies
39 because --
40 COMMISSIONER ANCHO: Uh-huh.

1 CHAIRMAN WAITS: -- it hasn't --
2 COMMISSIONER CLARK: Okay. Let --
3 CHAIRMAN WAITS: -- been --
4 COMMISSIONER CLARK: -- me --
5 CHAIRMAN WAITS: -- seconded.
6 COMMISSIONER CLARK: -- let me try.
7 CHAIRMAN WAITS: Okay.
8 COMMISSIONER CLARK: I'll make a motion that we request
9 that the DA's Office reviews the county ordinance on speed
10 limits in outlying areas and work on the ordinance, get back to
11 us every two months, and in the meantime, while this process is
12 going on, we'll run studies on streets in question.
13 DISTRICT ATTORNEY HERRERA: Well --
14 CHAIRMAN WAITS: Okay. You said, --
15 DISTRICT ATTORNEY HERRERA: -- I -- I --
16 CHAIRMAN WAITS: -- just --
17 DISTRICT ATTORNEY HERRERA: -- I would like --
18 CHAIRMAN WAITS: -- outly- --
19 DISTRICT ATTORNEY HERRERA: -- to bring the information
20 about the study and who does it to you --
21 COMMISSIONER ANCHO: Uh-huh.
22 CHAIRMAN WAITS: -- before we do --
23 COMMISSIONER CLARK: Before --
24 DISTRICT ATTORNEY HERRERA: -- that.
25 COMMISSIONER CLARK: -- that.
26 DISTRICT ATTORNEY HERRERA: And I would like Keith and Bert
27 to -- to work with me on this because they're the two that --
28 COMMISSIONER ALLAN: And I think also, --
29 ROBIN YORK: Uh-huh.
30 COMMISSIONER ALLAN: -- as -- as you mentioned, someone
31 mentioned putting an ad in the paper for concerned citizens --
32 ROBIN YORK: Right.
33 COMMISSIONER ALLAN: -- too.
34 DISTRICT ATTORNEY HERRERA: Absolutely. I think that's a
35 good idea.
36 ROBIN YORK: Yep.
37 COMMISSIONER ANCHO: As soon as I've added onto his -- is
38 that added onto your motion?
39 COMMISSIONER CLARK: What?
40 COMMISSIONER ANCHO: What he stated? Is that --

1 Okay. Then I'll second that.
2 COMMISSIONER CLARK: Yeah. We're good.
3 ROBIN YORK: That's good.
4 COMMISSIONER CLARK: All we need is a second.
5 COMMISSIONER ANCHO: I second.
6 COMMISSIONER CLARK: Okay.
7 ROBIN YORK: Okay.
8 COMMISSIONER CLARK: And let's get on --
9 CHAIRMAN WAITS: Okay.
10 COMMISSIONER CLARK: -- this right away, Keith, on the --
11 on the study end of it.
12 CHAIRMAN WAITS: Any other discussion?
13 COMMISSIONER CLARK: Yeah. Kathy seconded.
14 ROBIN YORK: Thank you.
15 CHAIRMAN WAITS: Any other public comment?
16 COMMISSIONER SPARKS: Right there, Patsy.
17 ROBIN YORK: Thank you.
18 COMMISSIONER SPARKS: To your right.
19 COMMISSIONER ANCHO: Right here.
20 SHERIFF RON UNGER: Right here. (Indiscernible.)
21 UNIDENTIFIED PARTICIPANT: You've got to come up here.
22 WALLACE THOMAS: To be simple, without changing the rules,
23 why don't you just put a speed bump in the middle of that and a
24 sign on each side of it? They're going to go slow down.
25 COMMISSIONER CLARK: Because --
26 COMMISSIONER ANCHO: Amen.
27 COMMISSIONER CLARK: -- you know what? If we get an
28 accident because of the speed bump, --
29 ROBIN YORK: Speed bump.
30 WALLACE THOMAS: If it's got --
31 COMMISSIONER ALLAN: It's a --
32 WALLACE THOMAS: -- a --
33 COMMISSIONER ALLAN: -- liability.
34 COMMISSIONER CLARK: -- we're going to be --
35 WALLACE THOMAS: -- sign --
36 COMMISSIONER CLARK: -- in trouble.
37 WALLACE THOMAS: -- posted and it's there, it shouldn't be
38 illegal, should it?
39 COMMISSIONER CLARK: Yeah. You know punishing everybody
40 for the actions of a few, --

1 ROBIN YORK: Right.
2 COMMISSIONER CLARK: -- it --
3 WALLACE THOMAS: Well, --
4 COMMISSIONER CLARK: -- it's just like --
5 WALLACE THOMAS: -- you don't have to put --
6 COMMISSIONER CLARK: -- anything --
7 WALLACE THOMAS: -- a --
8 COMMISSIONER CLARK: -- else.
9 WALLACE THOMAS: -- big one. Just put a little one in
10 there. It works.
11 DISTRICT ATTORNEY HERRERA: It's not that it would be
12 illegal. We live in a litigious society that everybody sues
13 everybody for anything. And -- and they would -- they would sue
14 us for negligence for -- for putting the foreseeable speed bump
15 that could cause an accident without any ordinance to back it
16 up.
17 ROBIN YORK: Yeah. It has to have an ordinance.
18 DISTRICT ATTORNEY HERRERA: So there would be some
19 liability, particularly in our litigious society. But there's
20 no illegality.
21 It's just -- it may be -- may be poor judgment if something
22 happens.
23 If nothing happens, it's a great idea.
24 COMMISSIONER CLARK: Yeah.
25 WALLACE THOMAS: Well, it would slow them down.
26 DISTRICT ATTORNEY HERRERA: Yeah.
27 CHAIRMAN WAITS: Yeah. Undulation road ahead. Right.
28 CAROLYN THOMAS: I'm Carolyn Thomas. And that's my
29 husband.
30 The speed bumps, they have them in trailer courts.
31 COMMISSIONER ALLAN: It's private --
32 COMMISSIONER CLARK: It's private --
33 COMMISSIONER ALLAN: -- property.
34 COMMISSIONER CLARK: -- property.
35 CHAIRMAN WAITS: Yeah.
36 CAROLYN THOMAS: Oh.
37 COMMISSIONER CLARK: That's the --
38 CAROLYN THOMAS: Well --
39 COMMISSIONER CLARK: -- difference.
40 ROBIN YORK: You can put it into your (indiscernible).

1 COMMISSIONER CLARK: Everybody's after the public agencies.
2 I mean, you know, fall down the stairs or slip on the ice. You
3 know, they all --
4 ROBIN YORK: Right.
5 COMMISSIONER CLARK: That's just the reality anymore.
6 CAROLYN THOMAS: Well, we live in a cul-de-sac too that's a
7 dead-end. And I don't ever see that it's going to go any
8 further. We have a problem with speeding up and down that road.
9 We just do. And I --
10 COMMISSIONER CLARK: They're spinning --
11 CAROLYN THOMAS: -- know --
12 COMMISSIONER CLARK: -- brodies in --
13 CAROLYN THOMAS: -- that there's --
14 COMMISSIONER CLARK: -- the cul-de-sac.
15 CAROLYN THOMAS: -- there's -- there's a lot of people out
16 at Hill Top that live at dead-end roads. I mean, I see it's
17 going to be a problem, but still, you know, people have kids out
18 there. And there --
19 COMMISSIONER CLARK: It's not --
20 CAROLYN THOMAS: -- really needs --
21 COMMISSIONER CLARK: -- like back --
22 CAROLYN THOMAS: -- to be --
23 COMMISSIONER CLARK: -- in the day where --
24 CAROLYN THOMAS: -- studied.
25 COMMISSIONER CLARK: It's not like back in the day where
26 you could go to the kid's parents and say -- and that would --
27 CAROLYN THOMAS: Yeah.
28 COMMISSIONER CLARK: -- take care of --
29 CAROLYN THOMAS: Reprimand --
30 COMMISSIONER CLARK: -- them.
31 CAROLYN THOMAS: -- them for it.
32 COMMISSIONER CLARK: Now you get in trouble if you --
33 UNIDENTIFIED PARTICIPANT: Smoking --
34 COMMISSIONER CLARK: -- point things --
35 CAROLYN THOMAS: But I know --
36 COMMISSIONER CLARK: -- out --
37 CAROLYN THOMAS: -- in Utah, I guess it's private property.
38 I don't know. But in Utah residential areas they have huge
39 speed bumps that you have to slow down. And they're spaced
40 pretty close together. And that seemed to work in Utah.

1 But I know, this is Nevada. So --
2 CHAIRMAN WAITS: There --
3 CAROLYN THOMAS: Just my --
4 CHAIRMAN WAITS: -- are some in --
5 CAROLYN THOMAS: Make --
6 CHAIRMAN WAITS: -- Carson --
7 CAROLYN THOMAS: -- a --
8 CHAIRMAN WAITS: -- City --
9 CAROLYN THOMAS: -- statement.
10 CHAIRMAN WAITS: -- too, I know. But it's --
11 COMMISSIONER ALLAN: Do we have --
12 CHAIRMAN WAITS: -- not --
13 COMMISSIONER ALLAN: -- another.
14 CHAIRMAN WAITS: -- Lander; right?
15 Okay.
16 COMMISSIONER ALLAN: Patsy?
17 CHAIRMAN WAITS: Any other discussion?
18 More public comment?
19 CLAIRE: Hi. I'm Claire again. And I have what I hope is
20 a reasonable question.
21 COMMISSIONER CLARK: Yeah.
22 CLAIRE: Why has it taken six years to even think about
23 starting all of this stuff? Why wasn't it started then instead
24 of now?
25 CHAIRMAN WAITS: It's a very --
26 CLAIRE: -- these --
27 CHAIRMAN WAITS: -- reasonable --
28 CLAIRE: -- things he's talking about.
29 CHAIRMAN WAITS: No, it's a --
30 CLAIRE: Why wasn't that started then?
31 COMMISSIONER CLARK: You'd have to ask the --
32 COMMISSIONER ANCHO: All the people --
33 COMMISSIONER CLARK: -- commission from --
34 COMMISSIONER ANCHO: -- that were --
35 COMMISSIONER CLARK: -- six years ago.
36 COMMISSIONER ANCHO: Yeah.
37 CLAIRE: Well, --
38 CHAIRMAN WAITS: It -- it's a very --
39 CLAIRE: -- the (indiscernible) --
40 CHAIRMAN WAITS: -- reasonable --

1 CLAIRE: -- (indiscernible) --
2 CHAIRMAN WAITS: -- question.
3 CLAIRE: -- asking why he didn't suggest it?
4 DISTRICT ATTORNEY HERRERA: Because I wasn't -- I wasn't
5 asked --
6 ROBIN YORK: He wasn't in.
7 DISTRICT ATTORNEY HERRERA: -- to do it.
8 ROBIN YORK: Keith was in. But he --
9 DISTRICT ATTORNEY HERRERA: I --
10 ROBIN YORK: -- wasn't. But --
11 DISTRICT ATTORNEY HERRERA: I -- I wasn't he- -- I wasn't
12 here six years ago.
13 CLAIRE: Okay.
14 COMMISSIONER CLARK: Neither was I.
15 CLAIRE: Yet -- okay.
16 COMMISSIONER ANCHO: Or me --
17 CLAIRE: Yeah. So --
18 COMMISSIONER CLARK: Patsy was.
19 CLAIRE: -- when -- when you -- when you came on, why
20 didn't you do something then?
21 ROBIN YORK: Because he might not have known nothing about
22 it.
23 DISTRICT ATTORNEY HERRERA: Because no one brought it to my
24 attention. No one asked me.
25 CLAIRE: Well, shame on you.
26 DISTRICT ATTORNEY HERRERA: I'm -- I'm giving you -- it's a
27 reasonable question and I'm trying to give you a reasonable
28 answer.
29 CLAIRE: You are. You are, Ted. So thank you.
30 COMMISSIONER SPARKS: Thanks, Claire.
31 ROBIN YORK: I just want to --
32 CHAIRMAN WAITS: Okay.
33 ROBIN YORK: -- thank the commissioners --
34 CHAIRMAN WAITS: We have a --
35 ROBIN YORK: -- who had --
36 CHAIRMAN WAITS: -- motion on the --
37 ROBIN YORK: -- everybody --
38 CHAIRMAN WAITS: -- floor --
39 ROBIN YORK: -- for --
40 CHAIRMAN WAITS: -- by Art and a second by Kathy.

1 Any other discussion?
2 (No comment.)
3 CHAIRMAN WAITS: Public comment?
4 ROBIN YORK: Just want to --
5 CHAIRMAN WAITS: All in favor?
6 ROBIN YORK: -- thank you --
7 COMMISSIONER SPARKS: Aye.
8 ROBIN YORK: -- all.
9 COMMISSIONER ANCHO: Aye.
10 COMMISSIONER CLARK: Aye.
11 COMMISSIONER ALLAN: Aye.
12 CHAIRMAN WAITS: Aye.
13 ROBIN YORK: Thank --
14 COMMISSIONER SPARKS: Thanks, --
15 ROBIN YORK: -- you, --
16 COMMISSIONER SPARKS: -- Robin.
17 ROBIN YORK: -- guys.
18 CHAIRMAN WAITS: Any --
19 COMMISSIONER ANCHO: Thanks.
20 CHAIRMAN WAITS: -- opposed?
21 Okay. We are going to take a quick ten-minute break with
22 this. And we'll be back in a few minutes, Austin.
23
24 (Break taken between 10:06 a.m. and 10:19 a.m.)
25
26 CHAIRMAN WAITS: And, Ted, I -- I did have a question. And
27 that was the one on -- back on Number 3, whether there was any
28 emergency thing that we had authority to do if -- if -- could we
29 put up a sign as an emergency to reduce a speed limit or
30 anything, temporarily?
31 DISTRICT ATTORNEY HERRERA: You know, I'd have to research
32 it. But you could reopen Number 3 and ask me to research it.
33
34 (Indiscernible conversation.)
35
36 KEITH WESTENGARD: It's Number 2. Or --
37 COMMISSIONER SPARKS: Number 2.
38 COMMISSIONER ANCHO: Number 2.
39 CHAIRMAN WAITS: Number 2?
40 DISTRICT ATTORNEY HERRERA: And -- and if you reopen it and

1 ask me to -- me and Keith to research it and give Bert -- Bert
2 the authority if -- if we can find something that temporarily do
3 it, allow us to do it, you could do it in that way.
4 So if it's possible, we'll do it.
5 CHAIRMAN WAITS: Okay.
6 DISTRICT ATTORNEY HERRERA: It's not possible, we won't do
7 it.
8 CHAIRMAN WAITS: I'm going to open -- well, I haven't gone
9 to Number 3. So isn't Number 2 still open?
10 COMMISSIONER ALLAN: Technically, yeah.
11 KEITH WESTENGARD: You voted on it.
12 CHAIRMAN WAITS: Technically, we just did the motion.
13 DISTRICT ATTORNEY HERRERA: Yeah.
14 CHAIRMAN WAITS: Okay. It's Number 2. Still open.
15 How does the board feel about something like that?
16 COMMISSIONER ALLAN: I think it's a wonderful idea.
17 COMMISSIONER ANCHO: That's fine with me.
18 COMMISSIONER SPARKS: I'm good with it.
19 CHAIRMAN WAITS: Okay. Can we just direct you to look into
20 any --
21 DISTRICT ATTORNEY HERRERA: Yeah. You can just ask --
22 CHAIRMAN WAITS: -- emergency --
23 DISTRICT ATTORNEY HERRERA: -- me.
24 CHAIRMAN WAITS: -- speed limits that we might be --
25 DISTRICT ATTORNEY HERRERA: Well, --
26 CHAIRMAN WAITS: -- able --
27 DISTRICT ATTORNEY HERRERA: -- I think you have to take
28 action.
29 If -- if -- if it's possible and you give Keith the -- and
30 Bert permission to do it, if it's legally possible, I think you
31 have to take an action and say, if it's possible, I would like
32 you to do it. Unless you wanted to bring it back in front
33 of --
34 CHAIRMAN WAITS: No, no, no. You can bring it back to us.
35 DISTRICT ATTORNEY HERRERA: Okay.
36 CHAIRMAN WAITS: We --
37 DISTRICT ATTORNEY HERRERA: Then --
38 CHAIRMAN WAITS: -- we're just directing you to look into
39 it to --
40 DISTRICT ATTORNEY HERRERA: Okay.

1 CHAIRMAN WAITS: -- see if we can.
2 COMMISSIONER ALLAN: So --
3 DISTRICT ATTORNEY HERRERA: Then --
4 COMMISSIONER ALLAN: -- I would like to make a motion,
5 then, that we request that our district attorney look into the
6 possibility of placing an emer- -- of declaring an emergency on
7 1800 East, placing a 25-mile-an-hour speed limit sign in the
8 interim while we research or -- or we do our -- our study.
9 DISTRICT ATTORNEY HERRERA: I -- I would hope that -- that
10 you give me more options because we may not be able to do --
11 COMMISSIONER ALLAN: Okay.
12 DISTRICT ATTORNEY HERRERA: -- that.
13 CHAIRMAN WAITS: So I guess we want the motion to just be
14 general to see if we have this authority to do any emergency
15 speed limit signs.
16 Something like that?
17 COMMISSIONER ALLAN: Okay.
18 DISTRICT ATTORNEY HERRERA: Yeah. That'll work.
19 COMMISSIONER ANCHO: That works.
20 COMMISSIONER SPARKS: Do we make an amendment? Or do we
21 just give you direction?
22 DISTRICT ATTORNEY HERRERA: You -- either way.
23 COMMISSIONER CLARK: Yeah. It -- it --
24 CHAIRMAN WAITS: We just gave him direction.
25 COMMISSIONER CLARK: You just ask --
26 COMMISSIONER SPARKS: That --
27 COMMISSIONER CLARK: -- him --
28 COMMISSIONER SPARKS: -- sort of thing.
29 COMMISSIONER CLARK: -- to (indiscernible).
30 COMMISSIONER SPARKS: Just ask him to do it. Yeah.
31 COMMISSIONER ALLAN: I -- I just -- what Patsy said. I
32 made that motion that Patsy just said.
33 DISTRICT ATTORNEY HERRERA: Okay.
34 COMMISSIONER ANCHO: So who wants to make it a motion?
35 I'll second it.
36 CHAIRMAN WAITS: Okay. All right.
37 COMMISSIONER ANCHO: Fixing this so we'll have a motion.
38 CHAIRMAN WAITS: Judie reiterated the motion that Patsy
39 made, I guess. And -- and Kathy seconded it.
40 This is getting confusing.

1 Any other discussion?
2 COMMISSIONER ANCHO: No.
3 SHERIFF RON UNGER: Are they going to pass this?
4 CHAIRMAN WAITS: Are we clear on that, though?
5 DISTRICT ATTORNEY HERRERA: I'm clear.
6 CHAIRMAN WAITS: Ted? Okay. And you'll bring it back
7 before us?
8 DISTRICT ATTORNEY HERRERA: Yes.
9 CHAIRMAN WAITS: Okay. All in favor?
10 COMMISSIONER SPARKS: Aye.
11 COMMISSIONER ALLAN: Aye.
12 COMMISSIONER CLARK: Aye.
13 CHAIRMAN WAITS: Woops. Public comment? Sorry.
14 Aye. Thank you.
15 COMMISSIONER ALLAN: I could have said, so moved, but I
16 know that Wayne says he doesn't like that. But --
17 CHAIRMAN WAITS: I -- I know. That's -- that's a tough
18 one.
19
20

21 **PLANNING**

22
23 3) Discussion and possible action to approve/disapprove a parcel
24 map for Jose J. and Bertha Leon located at 1501 Hill Top
25 Road, APN 011-300-08, zoned A-2, splitting one (1) parcel
26 into four (4) parcels, and all other matters properly related
27 thereto.
28

29 CHAIRMAN WAITS: Okay. Moving on to Number 3.
30 Discussion and possible action to approve or disapprove a
31 parcel map for Jose and Bertha Leon --
32 discussion and possible action -- let's see -- oh -- located at
33 1501 Hill Top Road, APN 011-300-08, zoned A-2, splitting one
34 parcel into four parcels, and all other matters properly related
35 thereto.

36 You do have some background information. And I love this.
37 The item was noticed in April 3rd edition of the "Cattle"
38 *Mountain Bugle*.

39 COMMISSIONER ANCHO: Oops.

40 KYLA BRIGHT: I thought it was more interesting.

1 CHAIRMAN WAITS: I love it.
2 KYLA BRIGHT: Kyla Bright, for the record, planning
3 coordinator.
4 I'm just going to set this up there for you guys.
5 This was heard, discussed, and approved in front of the
6 planning commission on April 10th of 2019.
7 They are splitting his 41.150-acre parcel into four parcels.
8 Parcel A is five acres. Parcel B, 5.72 acres. Parcel C is 10.34
9 acres. And Parcel D is 20.99 acres.
10 There are approximately 73 existing septic systems in the
11 area with proposed and current division. That would put us at
12 about 99 if every parcel out there was developed. But right
13 now, as I said, there's 73 existing, which keeps us below the
14 density limit.
15 CHAIRMAN WAITS: Did the planning commission put any
16 conditions on it at all that they had to do?
17 KYLA BRIGHT: The only condition was the taxes need to be
18 paid. They've since been paid. And all the signatures are on
19 there.
20 COMMISSIONER CLARK: And the zoning rights are preserved?
21 KYLA BRIGHT: Yes. He -- he is zoned for this. He's zoned
22 A-2, which let-- -- allows him to come down to five-acre parcels.
23 COMMISSIONER CLARK: I just worry about so many septic in
24 one area. But we're going to take care of that.
25 KYLA BRIGHT: And he is not present, but his representation
26 is present if you have any questions.
27 CHAIRMAN WAITS: Okay. Any questions?
28 (No comment.)
29 COMMISSIONER ALLAN: I'll make a motion to approve parcel
30 map for Jose J. and Bertha Leon, located at
31 1501 Hill Top Road, APN 011-300-08, zoned A-2, splitting one
32 parcel into four parcels.
33 COMMISSIONER SPARKS: I'll second.
34 CHAIRMAN WAITS: And authorize the mylar.
35 COMMISSIONER ALLAN: And authorize the chairman to sign
36 the --
37 CHAIRMAN WAITS: The --
38 COMMISSIONER ALLAN: -- mylar.
39 CHAIRMAN WAITS: -- mylar.
40 COMMISSIONER SPARKS: Second that.

1 CHAIRMAN WAITS: Thank you. Judie made the motion. Bryan
2 seconded.
3 Any other discussion?
4 (No comment.)
5 CHAIRMAN WAITS: Any public comment?
6 RITA ROGERS: These are five-acre parcels, right? -- Rita
7 Rogers -- out in Hill Top that is being divided up?
8 CHAIRMAN WAITS: Actually --
9 RITA ROGERS: No less than five acres?
10 COMMISSIONER ALLAN: No less.
11 RITA ROGERS: No less.
12 CHAIRMAN WAITS: One is 5 -- five point --
13 RITA ROGERS: Just making --
14 CHAIRMAN WAITS: -- seven.
15 RITA ROGERS: -- sure.
16 CHAIRMAN WAITS: And ten point --
17 RITA ROGERS: I think we had some --
18 CHAIRMAN WAITS: -- three.
19 RITA ROGERS: -- that wanted to come out there and change
20 all of that. So --
21 CHAIRMAN WAITS: And 20. Okay.
22 All right. All in favor?
23 COMMISSIONER SPARKS: Aye.
24 COMMISSIONER ANCHO: Aye.
25 COMMISSIONER ALLAN: Aye.
26 COMMISSIONER CLARK: Aye.
27 CHAIRMAN WAITS: Aye.
28 Okay. Any opposed?
29 (No comment.)
30 CHAIRMAN WAITS: Thank you.
31 I'm going to sign this afterwards if that's okay with you.
32
33
34
35
36
37
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39
40

1 CLERK

2
3 4) Discussion for possible action to approve/disapprove
4 interlocal contract between the State of Nevada, acting by
5 and through its secretary of state, and Lander County
6 regarding the Center for Internet Security, Inc. services, to
7 authorize the chair to sign, and all other matters properly
8 related thereto.
9

10 CHAIRMAN WAITS: Number 4. Clerk.

11 Discussion for possible action to approve or disapprove the
12 interlocal contract between the State of Nevada, acting by and
13 through the secretary of state, and Lander County regarding the
14 Center for Internet Security, Incorporated, services to
15 authorize the chair to sign, and all other matters properly
16 related thereto.

17 KEITH WESTENGARD: She's not -- I don't know where Sadie
18 is. Do we -- and did you review this one, Ted?

19 DISTRICT ATTORNEY HERRERA: Yes. I have reviewed this.
20 And -- and it -- it -- it meets all its legal requirements.

21 This is -- Jeanne's not here either.

22 This is one we -- we -- we go through all -- all the time.
23 So --

24 CHAIRMAN WAITS: This is a -- a renewal.

25 DISTRICT ATTORNEY HERRERA: Yeah. It's a --

26 CHAIRMAN WAITS: Yeah.

27 DISTRICT ATTORNEY HERRERA: -- renewal.

28 I -- I've reviewed it. Everything's fine.

29 CHAIRMAN WAITS: Okay.

30 COMMISSIONER ALLAN: I'll make a motion to approve the
31 interlocal contract between the State of Nevada, acting by and
32 through its secretary of state, and Lander County regarding the
33 Center for Internet Security, Incorporated, services, and
34 authorize the chair to sign.

35 COMMISSIONER ANCHO: I'll second.

36 CHAIRMAN WAITS: Thank you. Judie made the motion for
37 approval. Kathy seconded.

38 Any other discussion?

39 (No comment.)

40 CHAIRMAN WAITS: Public comment?

1 (No comment.)
2 CHAIRMAN WAITS: All in favor?
3 COMMISSIONER SPARKS: Aye.
4 COMMISSIONER ALLAN: Aye.
5 COMMISSIONER ANCHO: Aye.
6 CHAIRMAN WAITS: Aye.
7 COMMISSIONER CLARK: Aye.
8 CHAIRMAN WAITS: Okay. And that passes.
9
10

11 **COMMISSIONERS**
12

- 13 5) **Discussion and possible action to approve/disapprove a**
14 **request by the Lander County General Improvement District #1**
15 **to place antennas on the Battle Mountain water tank to**
16 **maintain television service for the Battle Mountain area, and**
17 **all other matters properly related thereto.**
18

19 CHAIRMAN WAITS: Number 5.

20 Discussion and possible action to approve or disapprove a
21 request by Lander County General Improvement District #1 to
22 place antennas on the Battle Mountain water tank to maintain
23 television service for the Battle Mountain area, and all other
24 matters properly related thereto.

25 EARL CASSORLA: Good morning. My name is Earl Cassorla. I
26 am the chairman of Lander County General Improvement District
27 #1. (Indiscernible.)

28 DISTRICT ATTORNEY HERRERA: Commissioner? Excuse me, Earl.
29 Perhaps if you opened up 6 too simultaneously, we won't have to
30 go back and forth because he -- he may be talking about --

31 CHAIRMAN WAITS: Sliding into Number 6?

32 DISTRICT ATTORNEY HERRERA: Yes.

33 CHAIRMAN WAITS: Happy to.
34

- 35 6) **Informational presentation by the Lander County General**
36 **Improvement District #1, Battle Mountain TV board, and all**
37 **other matters properly related thereto.**
38

39 CHAIRMAN WAITS: Informational presentation by the Lander
40 County General Improvement District #1, Battle Mountain TV

1 board, and all other matters properly related thereto.
2 So five and six are open. Go ahead, --
3 EARL CASSORLA: Okay.
4 CHAIRMAN WAITS: -- Earl.
5 EARL CASSORLA: I was just going to suggest that.
6 Well, as far as Number 6, I think I was asked to come -- the
7 board wanted to ask some questions about what the TV board does.
8 Would you like me to just -- do you have questions? Or
9 would you like me to explain a little bit about what we do?
10 CHAIRMAN WAITS: Just in general, that's fine. Please do.
11 Go ahead.
12 EARL CASSORLA: Okay. Well, we -- the official name is not
13 the TV Board, but that's what we do. It's the Lander County
14 General Improvement District #1.
15 And we're responsible for over-the-air transmissions of TV
16 and radio stations for Battle Mountain, only for the northern
17 part of the county, not for Austin. It's separate.
18 So we have sites that we use on the mountaintops to transmit
19 the signals which we get from Reno and Salt Lake City through
20 equipment that's sometimes owned by other districts in other
21 counties. So it hops along and -- and makes its way to us.
22 So as far as Number 6 goes, that's what we do. We get our
23 funding from a small am- -- special assessment that's on
24 people's property tax codes. And that's -- that's how we fund
25 it.
26 I don't know if there's any questions or if that pretty
27 much explains what we do.
28 COMMISSIONER CLARK: Now, how many residents in the
29 northern part of the county don't have cable or Dish? How many
30 really facilitate the use of the TV antennas?
31 EARL CASSORLA: Okay, Art, that's a really good question
32 and one that I don't have any real way to determine other than
33 just word of mouth.
34 A lot of people are -- are getting Dish Network or cable.
35 And I'm trying to put the word out because I think a lot of
36 people don't even know that they can get just about 20 channels
37 over the air, TV for free. So --
38 But I really don't know how to exactly answer your
39 question. I don't know the number.
40 COMMISSIONER ANCHO: And when this equipment breaks --

1 breaks down because of weather, winds, and things like that,
2 how -- how are you guys able to replace it to bring the service
3 back for people?

4 EARL CASSORLA: We -- well, we had a technician on board
5 for quite a few years, but he retired.

6 And I have a degree in electrical engineering. So I've
7 been volunteering to do a lot of the repairs with Bart Negro.
8 And we've been keeping it up and running that way so far.

9 But we also have a technician named Tommy Giles
10 [phonetic] out of Reno that if we need some extra assistance we
11 can contract him to do it.

12 Sometimes when the TV and radio goes down, it's not due to
13 our equipment but due to equipment that we don't own. It's
14 bringing it from Reno to us. So in those cases, we don't have
15 any control over it.

16 COMMISSIONER ANCHO: And where are your antennas --
17 antennas now placed at?

18 EARL CASSORLA: We have our transmitter sites. And radio
19 is transmitted from Beowawe. And the TV is transmitted from
20 Argenta Rim --

21 COMMISSIONER ANCHO: Okay.

22 EARL CASSORLA: -- about 20 miles east of -- of Battle
23 Mountain.

24 COMMISSIONER ANCHO: Okay.

25 COMMISSIONER CLARK: What --

26 COMMISSIONER ANCHO: Now --

27 COMMISSIONER CLARK: -- what --

28 COMMISSIONER ANCHO: -- are these antennas that you're
29 wanting to put on the water tower? Are they --

30 EARL CASSORLA: Okay.

31 COMMISSIONER ANCHO: -- different?

32 EARL CASSORLA: So some changes are being made as far as
33 Humboldt and Elko Counties as far as how they get the signals.
34 And we're going to have to make some changes as a -- as a
35 result, because the microwave length they were using, they're
36 going to decommission that.

37 In any case, we're exploring some methods to keep the TV
38 going. And one would be to use a company called White Cloud
39 Net- -- Networks Nevada. And they are providing Elko with their
40 TV signals and also providing Elko with wireless internet

1 service by subscription to the public. It's what's called fixed
2 wireless. It's -- people subscribe to it and -- and a piece of
3 equipment goes at their home. And it comes to them wirelessly,
4 but then they have internet in their home.

5 So they're doing this in Elko. And they'd like to be able
6 to do it here by putting equipment on our water tower.

7 And that would do two things. It would provide another
8 option for the community to get high-speed internet, which would
9 be -- well, they offer quite high speed. So it would be faster
10 than you could get by your phone company.

11 And secondly, we would like to get internet up at Argenta
12 Peak. And that would allow us, through them, to bring the
13 internet up there to get the TV signals up so we would have a --
14 a way to get the signals from Reno and Salt Lake City by the
15 fiber rather than the way we were doing it, which isn't going to
16 work because of the microwaves.

17 COMMISSIONER ALLAN: Earl, I was going to ask you what the
18 range for the internet would be.

19 So I --

20 EARL CASSORLA: Well --

21 COMMISSIONER ALLAN: -- know if you can -- and can --

22 EARL CASSORLA: Yeah.

23 COMMISSIONER ALLAN: -- reach it on the rim, that's a
24 considerable range.

25 EARL CASSORLA: Okay. What -- what they want to do is
26 transmit the internet from the water tower.

27 And I was told by Dave Skinner at White Cloud Networks that
28 they would expect a range of ten miles from the water tower, a
29 radius. Ten miles. So that would include Hill Top, I guess.

30 Yeah. A lot of people who don't have -- I think that's
31 what their target is, people who don't have access to AT&T
32 U-verse.

33 COMMISSIONER ALLAN: And is --

34 COMMISSIONER CLARK: What --

35 COMMISSIONER ALLAN: -- this -- is the internet themsel- --
36 itself would be free? You just have to purchase --

37 EARL CASSORLA: No.

38 COMMISSIONER ALLAN: -- the --

39 EARL CASSORLA: No.

40 COMMISSIONER ALLAN: -- equipment?

1 EARL CASSORLA: They want --
2 COMMISSIONER ALLAN: Or --
3 EARL CASSORLA: -- to do -- they want to do a subscription
4 service to -- and, as a matter of fact, I can show you. This is
5 their -- I think it would be the same rates. But would you like
6 to see this?
7 COMMISSIONER ALLAN: No, just --
8 EARL CASSORLA: Oh.
9 COMMISSIONER ALLAN: -- let -- what's the --
10 EARL CASSORLA: Okay.
11 COMMISSIONER ALLAN: -- lowest rate?
12 EARL CASSORLA: It's a -- it's a fee-based service. And
13 they have different speeds from 34.95 a month all the way up to
14 74.95 a month. And then even if you need more, they'll talk to
15 you about that. So --
16 But it would give us the opportunity to get internet
17 through them so that we could then beam the TV stations from the
18 water tower to Argenta Rim and then transmit that over the air
19 to the -- the public.
20 COMMISSIONER CLARK: So what channels do you have on
21 your -- you said you have 20 channels. You have ABC? NBC?
22 EARL CASSORLA: Okay. There's channels and subchannels.
23 So the channels, there were seven channels and those have
24 subchannels.
25 We have ABC, NBC, CBS, FOX, PBS, CW, and Nevada Sports
26 Network. And those have subchannels. Like Antenna TV, MeTV --
27 I forgot the name of some of them. But like PBS has PBS. And
28 then they have something that's called V8 and they have PBS
29 Kids. So the -- each of those seven channels has subchannels on
30 it. So altogether you've got about 20 programs you can watch
31 over the air.
32 COMMISSIONER CLARK: As long as you have General Hospital,
33 that's all that matters.
34 EARL CASSORLA: I'm not sure what network that's --
35 COMMISSIONER CLARK: How are you --
36 EARL CASSORLA: -- on.
37 COMMISSIONER CLARK: -- doing financially? How's your
38 bank --
39 EARL CASSORLA: We're doing --
40 COMMISSIONER CLARK: -- account?

1 EARL CASSORLA: -- okay.
2 COMMISSIONER CLARK: You're doing okay?
3 EARL CASSORLA: We're doing okay.
4 We -- we receive from taxpayers only about \$50,000 a year.
5 And --
6 COMMISSIONER CLARK: And -- and what's your outlay?
7 EARL CASSORLA: It varies. And if we -- we're looking at
8 some new equipment now to -- one thing I'd like to do,
9 personally, is to set up equipment so that people can receive
10 the channels more easily without an outdoor antenna. And I
11 think that would allow a lot more people to take advantage of
12 it. But that's going to mean some new equipment.
13 But so far we've been spending less than we're taking in.
14 We, --
15 CHAIRMAN WAITS: Now --
16 EARL CASSORLA: -- you know, we have expenses like our
17 audit. And we have a secretary. And we have, of course, our
18 board members.
19 But we're spending less than we're taking in. And I think
20 we're doing pretty good. We've only taken in \$50,000 per year.
21 CHAIRMAN WAITS: Earl, aren't there some -- some other
22 businesses that also do that type of thing? Have you looked
23 into --
24 Because any other options other than just that one company?
25 EARL CASSORLA: This company is doing a service for Elko.
26 So they -- they're -- they're not just providing internet
27 service. But they're bringing the channels in from Reno and
28 Salt Lake City.
29 To answer your question, there is another company that --
30 that Humboldt County is using. I forgot the name of it now.
31 Sky Networks or something like that. But Dale -- lost the
32 picture. Don't know how to say his name -- who does work for
33 Elko County (indiscernible) there. The quote was much higher.
34 CHAIRMAN WAITS: I -- I guess I -- I just want to make sure
35 that -- that you knew who all was out there doing that type of
36 thing before you just decided on one?
37 Because there's been a -- a lot of folks in other counties
38 and -- and even Austin when they came in and said, we'll give
39 away this and all -- but we get all your internet service too.
40 And we didn't have enough people that actually subscribed. And

1 so all of a sudden, all of the promises that we were given
2 weren't there at all. So --
3 And it's happened in several other counties, especially
4 with broadband.
5 EARL CASSORLA: You're saying that they tried to do it and
6 there weren't enough subscribers?
7 COMMISSIONER SPARKS: I'm saying it didn't work and --
8 EARL CASSORLA: Yeah.
9 COMMISSIONER CLARK: Yeah. Right.
10 EARL CASSORLA: And that -- that may happen.
11 CHAIRMAN WAITS: Yeah. Right.
12 EARL CASSORLA: That's could --
13 CHAIRMAN WAITS: -- so I -- I --
14 EARL CASSORLA: -- very well happen.
15 CHAIRMAN WAITS: -- just wanted you to do some more
16 research on -- on that, of course.
17 But the other concern I had was actually the water -- the
18 water tank and what kind of devices you -- you want to put on.
19 And is there any other options for something that's that high
20 that we might be able to use in lieu of the water tank?
21 EARL CASSORLA: Uh-huh.
22 I don't know of anything that's that high in the area. But
23 we could certainly consider it if there is something. That's
24 about, I think, 180 feet high, the water tower.
25 COMMISSIONER ALLAN: How big is the antenna? How tall?
26 EARL CASSORLA: The antennas they want to put on for the
27 internet are -- let's see. He told me -- they're only, like, 29
28 inches tall by 10 inches wide by 2 inches deep. And there'll be
29 a little amplifier that sits behind it. And he says the maximum
30 weight with everything, for each one, would be 50 pounds. And
31 he would put four on the tower, one at each leg probably or at
32 the top of each leg.
33 So they're not that big.
34 As far as our antennas for the TV and radio, that I'm not
35 sure right now because it -- it would involve quite a bit of --
36 it could even involve study to find out exactly what it is.
37 And I wanted to know whether the county would consider
38 allowing us to do it before we go to the effort to -- many man
39 hours of -- of evaluating exactly how to do it.
40 We did do a preliminary study that said that we could cover

1 most of the population from the water tower at the height the
2 water tower is. But it was just preliminary.
3 So as far as those antennas, I'm not really sure.
4 COMMISSIONER CLARK: So you want to put it up on the big
5 tower by the hospital? Behind --
6 EARL CASSORLA: Yes.
7 COMMISSIONER CLARK: -- Maverik?
8 EARL CASSORLA: Yes. And the hospital is -- I've been told
9 -- the center for where internet is received to the area. I
10 guess they get the big link there. So they're able to work good
11 since that's so close to the water tower.
12 COMMISSIONER CLARK: Robert, is this going to help us with
13 internet issues?
14 UNDERSHERIFF ROBERT QUICK: Robert Quick for the Sheriff's
15 Office.
16 I don't know that it will help with the internet issues.
17 We currently have a provider in town for PC Internet that
18 provides the same type of wireless service to the community.
19 However, we have public safety radio equipment on that
20 tower. So if the board chooses to go forward, I just would ask
21 that it's coordinated with us so it doesn't interfere with our
22 public safety --
23 COMMISSIONER CLARK: Oh, yeah.
24 UNDERSHERIFF ROBERT QUICK: -- equipment.
25 COMMISSIONER CLARK: Absolutely.
26 UNDERSHERIFF ROBERT QUICK: So --
27 EARL CASSORLA: Certainly.
28 COMMISSIONER CLARK: No, it can't interfere with the
29 Sheriff's Office.
30 EARL CASSORLA: Certainly.
31 COMMISSIONER ALLAN: Well, I definitely don't see a problem
32 with -- with putting antennas up as long as -- like Robert had
33 mentioned -- it didn't interfere with the Sheriff's Office.
34 COMMISSIONER CLARK: We have any legal issues with this,
35 Ted?
36 Putting it up on the water tower?
37 DISTRICT ATTORNEY HERRERA: No. Not -- not with the --
38 COMMISSIONER CLARK: Yeah.
39 DISTRICT ATTORNEY HERRERA: -- the county commissioners'
40 permission --

1 COMMISSIONER CLARK: Okay.
2 DISTRICT ATTORNEY HERRERA: -- we don't.
3 CHAIRMAN WAITS: Not legally, just esthetically?
4 DISTRICT ATTORNEY HERRERA: Right. Did -- yeah.
5 COMMISSIONER ALLAN: Well, we already have other big signs
6 up. So --
7 I'll make a motion that we approve a request by the Lander
8 County General Improvement District #1 to place antennas on the
9 Battle Mountain water tank providing they do not interfere with
10 the --
11 EARL CASSORLA: And to --
12 COMMISSIONER ALLAN: -- Lander --
13 EARL CASSORLA: -- allow --
14 COMMISSIONER ALLAN: -- County --
15 EARL CASSORLA: -- White Cloud Networks to do the same sort
16 of (indiscernible).
17 DISTRICT ATTORNEY HERRERA: Well, I'd -- Commissioner, I
18 think -- I think -- and I would -- I would respectfully ask
19 (indiscernible) that you include in your motion an agreement
20 between -- since they're a separate legal entity -- an agreement
21 between the county -- a written agreement between the county and
22 -- and -- and their district.
23 COMMISSIONER ALLAN: And in -- yes. And so approve --
24 approve the antennas on the water tank with a written agreement
25 between Lander County and the General Improvement District #1.
26 Earl, I can't -- I can't include the internet. It's not in
27 the agenda as written.
28 EARL CASSORLA: Okay. Let's see here.
29 COMMISSIONER ALLAN: Basically, the agenda is only
30 specifically for --
31 EARL CASSORLA: Yeah.
32 COMMISSIONER ALLAN: -- maintaining --
33 EARL CASSORLA: Okay.
34 COMMISSIONER ALLAN: -- television service.
35 EARL CASSORLA: Well, we might have to do that the next
36 meeting, then.
37 COMMISSIONER SPARKS: I'll second her motion.
38 CHAIRMAN WAITS: Any other discussion?
39 COMMISSIONER CLARK: Yeah. I would like -- I would like
40 Earl to come, you know, like every four or five months and just

1 give us an update on what's going on. That's not a problem. I
2 mean --
3 EARL CASSORLA: I have no problem with it.
4 COMMISSIONER CLARK: Okay.
5 CHAIRMAN WAITS: Any public comment?
6 (No comment.)
7 CHAIRMAN WAITS: Okay. All those in favor?
8 COMMISSIONER SPARKS: Aye.
9 COMMISSIONER ALLAN: Aye.
10 COMMISSIONER ANCHO: Aye.
11 COMMISSIONER CLARK: Aye.
12 CHAIRMAN WAITS: Aye.
13 Okay. Thank you, Earl.
14 COMMISSIONER SPARKS: Thanks, --
15 EARL CASSORLA: All right.
16 COMMISSIONER SPARKS: -- Earl.
17 EARL CASSORLA: Thank you.
18 CHAIRMAN WAITS: And you're going to do a little bit more
19 information on maybe the background and some history and -- and
20 maybe even call some other counties that might have had this for
21 some time before you make a decision.
22 EARL CASSORLA: Yeah. Yeah. Elko -- as they say, they're
23 doing it for Elko and --
24 Just someone from the company may be able to come to the
25 next meeting if that's an --
26 CHAIRMAN WAITS: No, but --
27 EARL CASSORLA: -- issue.
28 CHAIRMAN WAITS: -- Elko has made some mistakes too.
29 EARL CASSORLA: Sure.
30 CHAIRMAN WAITS: And -- and I --
31
32 (Indiscernible simultaneous conversation.)
33
34 CHAIRMAN WAITS: -- don't know how long they've been --
35
36 (Indiscernible simultaneous conversation.)
37
38 CHAIRMAN WAITS: -- with Elko. So I'm saying, --
39 EARL CASSORLA: Sure.
40

1 (Indiscernible simultaneous conversation.)

2
3 CHAIRMAN WAITS: -- we need -- we -- we're asking you --

4
5 (Indiscernible simultaneous conversation.)

6
7 CHAIRMAN WAITS: -- to vet it a little bit, you know.

8
9 (Indiscernible simultaneous conversation.)

10
11 COMMISSIONER ANCHO: -- state of --

12 EARL CASSORLA: Okay.

13 COMMISSIONER ANCHO: -- Nevada.

14 CHAIRMAN WAITS: Thank you.

15 EARL CASSORLA: Thank you, Patsy.

16 COMMISSIONER ANCHO: (Indiscernible.)

17

18 7) **Discussion and possible action regarding provided services**
19 **and membership of the Nevada Association of Counties (NACo),**
20 **and all other matters properly related thereto.**

21

22 CHAIRMAN WAITS: Okay. Number 7.

23 Discussion and possible action regarding provided services
24 and membership of the Nevada Association of Counties, NACo, and
25 all other matters properly related thereto.

26 And we do have someone that has asked to be on the line.

27 COMMISSIONER SPARKS: Yes. I'm going to do --

28 CHAIRMAN WAITS: Okay.

29 COMMISSIONER SPARKS: -- this here.

30 CHAIRMAN WAITS: Okay.

31 COMMISSIONER ANCHO: (Indiscernible) on the other one?

32 CHAIRMAN WAITS: So we'll wait just a minute.

33 COMMISSIONER SPARKS: So, Austin, I'm going to tie in an-
34 -- another person. So if I lose you, I apologize.

35 KEITH WESTENGARD: Did everybody get that -- the --

36 COMMISSIONER CLARK: Yeah.

37 KEITH WESTENGARD: -- additional information? And that was
38 faxed to Austin. Or emailed.

39

40 (Attempting to contact Charlie Ban of NACo by telephone.)

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CHARLIE BAN VOICEMAIL: Hi. This is Charlie Ban at NACo.
If you need to reach me on my cell phone, it's 412-225-9895.
Otherwise, leave a message. Thanks. Bye.

COMMISSIONER SPARKS: Austin, you still with us?

COMMISSIONER ALLAN: Nope.

CHAIRMAN WAITS: We'll start over.

(Attempting to reconnect with Austin by telephone.)

COMMISSIONER ANCHO: Is that the chair?

KEITH WESTENGARD: Oh, yeah. (Indiscernible.)

MITESHELL LANHAM: Hello?

COMMISSIONER SPARKS: Yeah. Sorry. We're back -- with us
here.

KEITH WESTENGARD: (Indiscernible.)

MITESHELL LANHAM: Okay.

COMMISSIONER ANCHO: Okay.

KEITH WESTENGARD: Yeah.

Demar's.

COMMISSIONER ANCHO: Okay.

KEITH WESTENGARD: (Indiscernible.) He's from Elk- -- he's
an Elko commissioner.

COMMISSIONER ANCHO: Okay.

COMMISSIONER SPARKS: Okay. Well, we tried.

CHAIRMAN WAITS: Okay. First of all, let me tell you the
information that I put in was just kind of updated information
on what our Nevada NACo has been doing this year. And most of
them were just general bills that they've been testifying on
or -- or all things relating to the -- the Nevada legislature.
So I'm not going into that part at all.

But I do want to give you some background on it because
that's what you asked for.

First of all, according to NRS 244.120, that's our county
government statute. And they do allow or authorize membership
into these associations. And that's where we get our
authorization.

The -- the objective of NACo is the core belief of the
association is that counties being general purpose government
entities encompassing both unincorporated and incorporated areas

1 and thereby providing services to all people within the state
2 should exercise initiative and leadership and assume
3 responsibility in dealing with problems and needs requiring our
4 attention and action on a statewide basis.

5 The mission statement for the Nevada Association of
6 Counties shall be to encourage county government to provide
7 services that will maximize efficiency and foster public trust
8 in county government.

9 Now, all of the counties in Nevada, all 17, do have their
10 representatives on NACo.

11 Along with that, we also have affiliate members, which sit
12 on the NACo board. And that is the different associations. Let
13 me read them to you because they are valuable members and many
14 of them attend monthly with us.

15 The Association of County Treasurers of Nevada, County
16 Fiscal Officers Association, Nevada Assessors Association,
17 Nevada Association of County Clerks and Election Officials,
18 Nevada Association of County Human Services Administrators,
19 Nevada District Attorneys Association, Nevada Judges
20 Association, Nevada Sheriffs and Chiefs Association, and
21 Recorders and Association of Nevada.

22 The purposes of the association include, but are not limited
23 to, enhance the working relationships within county government to
24 strengthen the communication with federal, state, and private
25 organizations to identify and solve common problems, to promote
26 effective and efficient government, to provide a forum for
27 determining the long-range goals for county government, to provide
28 training and educational programs for local government officials
29 and other members of the private and public sector, to provide
30 ways and means whereby elected and appointed county officials may
31 interchange information, ideas, and experiences to obtain expert
32 advice, to provide the legislature and other units of government
33 and the public with necessary information about county government
34 and the means by which it may be improved.

35 And that basically -- are the main points of our bylaws in
36 the membership.

37 We are engaged in all aspects of national and state
38 issues, on common policy issues.

39 The national also gives us full overviews and full analysis
40 of draft legislation. And they give us information to give our

1 input. They often will do a model resolution or a letter for us
2 that we can tack onto for our information.

3 Our priorities are to present -- to prevent unfunded
4 mandates to the county and cost shifts to the county and to main
5 obtain and ensure county input in governments.

6 And that's where we actually -- what? -- a few years ago we
7 did the enhancement of the home rule that we sit on because
8 basically the states are the ones that tell the counties what
9 they can do in so many areas. So with the home rule, we got to
10 exercise things that we could make decisions on where ordinarily
11 we would have to take it to the state legislatures. So they
12 give us a little bit more flexibility in that.

13 So that's my basic background. We have belonged to NACo
14 for over 70 years as far as Lander County.

15 I don't know whether they have any other records that go
16 back a little bit further because NACo is much older than that.
17 But that's as far as I could -- I could do my history on it.

18 COMMISSIONER SPARKS: Yeah.

19 CHAIRMAN WAITS: So --

20 COMMISSIONER SPARKS: So I'll say, I mean, I -- I'm the one
21 that asked for it to be placed on the agenda. The reason -- and
22 I'll state the reason why was, first off, it was their neutral
23 stance they took on the Second Amendment. So it got me
24 thinking. It's like, How can we belong to an organization where
25 every mem -- every county mult- -- the same counties belong to
26 it and then the north and south are so split on a lot of issues
27 that we have. I don't -- I don't see how that can work, you
28 know, that we -- that we pay into that. It's -- so it's -- it's
29 kind of mixed message that I'm getting. It's like, are they
30 really doing us a benefit for what we pay? You know, that's --
31 and that's why I asked for it to be on, for -- to discuss that,
32 to maybe there -- there could be some clarity for me to where I
33 feel better about NACo and how they represent our taxpayers in
34 Lander County. So that's why --

35 COMMISSIONER CLARK: I would --

36 COMMISSIONER SPARKS: -- I asked.

37 COMMISSIONER CLARK: -- I would --

38 CHAIRMAN WAITS: Perfectly reasonable.

39 COMMISSIONER CLARK: -- I would share your concerns, but I
40 would add that -- that all the rural counties that are against

1 what's going on at the state legislature, when I talked to Patsy
2 and I asked her to do something through position in NACo, I get,
3 There's democrats in NACo. That's what you told me. Yeah. I
4 don't forget, Patsy.

5 CHAIRMAN WAITS: Ac- --

6 COMMISSIONER CLARK: I mean, we've got some real
7 constitutional issues, and NACo's not doing anything statewide
8 or federally.

9 COMMISSIONER ANCHO: So I've got a --

10 COMMISSIONER CLARK: Because there's --

11 COMMISSIONER ANCHO: Oh.

12 COMMISSIONER CLARK: -- democrats.

13 COMMISSIONER ANCHO: I'm sorry.

14 CHAIRMAN WAITS: Again, we have -- NACo takes the position
15 on what we call "common policy issues" that we all agree on.
16 NACo, at our board meetings, does not always agree on how we
17 want to go forward on different situations and different issues.

18 Yes, it's true. We have Washoe. We have Clark County.
19 And very often they're different on some issues.

20 But there's so many that we are all common core on, in the
21 federal government and in the state government, that we can
22 represent and take a NA- -- a NACo issue.

23 On those things, those are the ones that we testify on.

24 COMMISSIONER SPARKS: Well, if you take, like, the really
25 hot element, in my -- in my opinion, the very hot issue or the
26 Second Amendment, --

27 CHAIRMAN WAITS: Okay.

28 COMMISSIONER SPARKS: -- it's like how convenient for them,
29 you know, like the south, you know, Clark and Washoe, that we
30 take a neutral stance.

31 And it's like we have no voice as -- as our -- you -- our
32 smaller Nevada rural counties. And it's -- and it's like, I
33 just -- again, that's -- that's my whole confusion on this
34 (indiscernible).

35 CHAIRMAN WAITS: No. And I understand that. But,
36 unfortunately, there are still -- still some rural counties who
37 also have taken the position not to do a resolution. And their
38 information is important too because every member that sits on
39 NACo and votes, votes for that county. And they have to know
40 how their -- their commission stands on that issue.

1 COMMISSIONER CLARK: What counties are not joining in the
2 Second Amendment in -- in Nevada besides Clark and Washoe?

3 CHAIRMAN WAITS: I don't -- I don't know all of them that
4 have. I only knew five of them that actually had taken the
5 position. I do not know some of them have not taken a position
6 yet. Whether they will or they won't, I'm not sure.

7 COMMISSIONER SPARKS: Because I have a feeling if we had
8 voting members for each county that we would overwhelm -- I
9 mean, be in favor of the Second Amend- -- that's what I'm
10 saying. How convenient that is for Clark and Washoe --

11 COMMISSIONER CLARK: Yeah.

12 COMMISSIONER SPARKS: -- County.

13 CHAIRMAN WAITS: And --

14 COMMISSIONER CLARK: Very convenient.

15 COMMISSIONER SPARKS: That's what I'm saying. It's just
16 kind of a mixed signal to me. And it's just --

17 COMMISSIONER CLARK: And -- and I -- I would hope -- you
18 know, I -- I belong to associations mainly because of political
19 power, insurance things like that. And I -- I just -- I don't
20 see NACo doing a darn thing for us in this constitutional crisis
21 time.

22 COMMISSIONER SPARKS: Now, let -- let me say that -- and
23 I'm speaking on a state level. I can see how possibly they
24 represent us in some issues federally in Washington, D.C., so
25 I'm a little bit torn on that for that aspect, you know.
26 Because the thing is if we don't have them lobbying us -- for
27 us, then we're going to have to be paying for a lobbyist to
28 represent our county. And I hate to think of what the expense
29 would be --

30 COMMISSIONER ANCHO: So, yeah.

31 COMMISSIONER SPARKS: -- for that.

32 COMMISSIONER ANCHO: So yesterday I got a call from Senator
33 Goicoechea. And we had quite a conversation. And one of the
34 questions came up was: How do they -- and I spoke to Jeff
35 Fontaine, was the former director as well.

36 And this whole i- -- idea of not representing everybody,
37 especially on the second amendment. And as far as not being
38 able to -- to taking a neutral ground. They say what happens on
39 this -- or with this organization. And I sit on some other
40 boards that do the same thing. If you don't take a neutral

1 ground, it totally destroys the infrastructure of the whole
2 organization. That's -- and right or wrong, if you have this
3 and you have 17 counties and you don't -- and you have three
4 that are there way. And the, you know, 15 or 14 are this way.
5 And you -- they have to take a neutral or the whole organization
6 itself crumbles, because the -- you -- then everybody starts
7 sto- -- starts draw. Well, let -- well, let me finish and then
8 you can go. Because I don't want to lose my concentration. So
9 then the organization goes. So when Senator Goicoechea called,
10 he said you guys have to understand the amount of money that you
11 would be paying in for lobbyists and if -- to support you guys
12 that NACo already does for you.

13 He said, you have to take that into account, he said,
14 because the -- the 21,300 that we're paying in annually now, you
15 could quadruple that for thing -- big things that have to with
16 the -- you would need as far as paying the lobbyist themselves
17 to go in and fight those things.

18 And the other thing that NACo does that Mr. Fontaine said
19 is right now they're lobbying for the diesel tax for us that --
20 so counties can actually get a -- get a diesel tax where we're
21 not getting that now. We get the fuel tax, but we don't get the
22 diesel tax. And NACo is the one who actually wrote that bill
23 for us so we could start getting -- passed -- we can start
24 getting that tax. He said you deserve it with all the mines an
25 everything else. There's a lot of money in that -- that -- that
26 diesel tax.

27 He also said that -- that NACo had written a bill for
28 county commissioners when they have empty boards, that as of now
29 you guys can't -- we can't appoint on certain things where
30 they're trying to get the clarity so we can vote because there's
31 a lot of people who won't fill positions where we can
32 actually -- we can place people in these positions where you
33 can't get them filled. And he said that they do do bills to
34 support the counties.

35 And they said they assist in the drafting of the bills for
36 the rurals. And they maintain, like I said, they maintain the
37 neutral, unfortunately, for the fracturing of it.

38 And I just got a text on my phone from Demar Dahl. And I'm
39 not quite sure who that is.

40 CHAIRMAN WAITS: He's a commissioner --

1 KEITH WESTENGARD: In Elko.
2 CHAIRMAN WAITS: -- in Elko.
3 COMMISSIONER ANCHO: Okay. Commissioner out of Elko?
4 Okay. That is, you know, asked that we please do not
5 consider getting rid of NACo because they are a huge asset. And
6 we have a lot bigger voice in Washington when we all stand
7 together with issues in Washington, D.C.
8 So that's just my two cents I wanted to throw in there.
9 COMMISSIONER CLARK: The -- the issue, the way I see it, is
10 we represent Lander County. We don't represent the rest of the
11 state.
12 And that's nice and flowery everything that you were told.
13 But when we have issues with the state legislature, they
14 want to dissolve the Sheriff's Office position. They want to
15 take Ron out of office. They want to take us out of us office
16 because we don't want go along --
17 What's so funny?
18 CHAIRMAN WAITS: Are you attacking me because I have a
19 smile on my face?
20 COMMISSIONER CLARK: A smirk.
21 CHAIRMAN WAITS: No. It wasn't a smirk.
22 COMMISSIONER CLARK: We --
23 CHAIRMAN WAITS: I'm -- that's if I --
24 COMMISSIONER CLARK: -- we need to protect our county --
25 CHAIRMAN WAITS: You are --
26 COMMISSIONER CLARK: -- from the --
27 CHAIRMAN WAITS: -- absolutely --
28 COMMISSIONER CLARK: -- from the --
29 CHAIRMAN WAITS: -- right.
30 COMMISSIONER CLARK: -- from the tyranny that's going on in
31 the state.
32 And we're not getting backed up by an organization that's a
33 state organization that we have paid in the last -- what? --
34 eight years \$125,000. They're not doing a thing.
35 All we get from NACo is Patsy coming back with all the
36 things that -- and adventures that she's been on.
37 The only one thing that I can see that NACo helped out with
38 was the sage hen. And we could have joined that lawsuit
39 ourselves easily.
40 COMMISSIONER ANCHO: Keith?

1 CHAIRMAN WAITS: First of all, I'm sorry that you don't --
2 COMMISSIONER ANCHO: What do you --
3 CHAIRMAN WAITS: -- appreciate --
4 COMMISSIONER ANCHO: -- think they --
5 CHAIRMAN WAITS: -- the reports. And it isn't -- it isn't
6 my travels per se. It's the reports that are important.
7 And, yes, you have information from NACo all the time. And
8 I'm sure you can read those and know what we've done for years
9 on this.
10 But, Art, I'm sorry. This county is not autonomous. We
11 can't just sit here and -- and worry about everything that --
12 that just we think we can do locally. We are impacted
13 constantly by the state and the federal government on every
14 single thing they do.
15 And, yes, I understand your point with the Second
16 Amendment. And I've mentioned it before. And I agree. I -- I
17 think everything's in jeopardy. Our constitution is in jeopardy
18 in the federal government. I understand that.
19 But if we don't all agree on one area at NACo, they have to
20 remain neutral. All that means is they're not going to testify
21 one way or another.
22 COMMISSIONER CLARK: All that means is --
23 CHAIRMAN WAITS: That's all --
24 COMMISSIONER CLARK: -- is they're --
25 CHAIRMAN WAITS: -- it means.
26 COMMISSIONER CLARK: -- mugwumps with their mug on one side
27 and their wump on another.
28 COMMISSIONER ALLAN: So --
29 COMMISSIONER CLARK: That's exactly what that --
30 CHAIRMAN WAITS: Well, --
31 COMMISSIONER CLARK: -- means.
32 CHAIRMAN WAITS: -- I --
33 COMMISSIONER ALLAN: I would --
34 COMMISSIONER CLARK: Now take --
35 CHAIRMAN WAITS: -- can't --
36 COMMISSIONER ALLAN: -- like to --
37 COMMISSIONER CLARK: -- a stand --
38 CHAIRMAN WAITS: -- believe --
39 COMMISSIONER CLARK: -- for what's constitutionally sound.
40 You took an oath. The rest of the people took an oath. You're

1 supposed to support your oath and live up to it.
2 CHAIRMAN WAITS: I understand that. And --
3 COMMISSIONER CLARK: Well, then --
4 CHAIRMAN WAITS: -- we are.
5 COMMISSIONER CLARK: -- why isn't it being done?
6 CHAIRMAN WAITS: No. The whole point is that these type of
7 things will be decided in the courts. They won't be decided by
8 NACo taking a position when part of their members do not agree
9 with the other part.
10 COMMISSIONER CLARK: You mean to tell me that if the 15
11 rural counties say, we're not going to follow the governor's
12 tyrannical rule that that's not a majority of the counties and
13 NACo won't do anything?
14 CHAIRMAN WAITS: NACo does not do it on a majority. They
15 do it if we are all in agreement. That's the way that it goes.
16 COMMISSIONER CLARK: Well, it's not --
17 CHAIRMAN WAITS: But --
18 COMMISSIONER CLARK: -- set --
19 CHAIRMAN WAITS: -- on the --
20 COMMISSIONER CLARK: -- up right.
21 CHAIRMAN WAITS: -- other hand, Art, I don't know all other
22 15 counties are doing that. I don't know what they're doing. I
23 had asked for some more time and -- and you certainly were upset
24 about that because I thought we should see what's going on in
25 some of the other areas too.
26 But -- but I can't believe that you're going to throw out
27 70 years of what they have done for us and all the things they
28 have helped with so we do have our county government and we're
29 not mandated constantly with -- with all these things that --
30 that are unfunded. I can't believe you're going to throw that
31 away just because of one item. Not that the item isn't
32 important, but NACo isn't against you. You're just upset
33 because they didn't go with you.
34 COMMISSIONER CLARK: Well, the way -- the way I see it,
35 you're not with us, you're against us. You're supporting the
36 governor. You're supporting the tyrannical, fascist, democrat
37 legislature that's in position right now. And they are chopping
38 up the constitution -- the federal and the state.
39 COMMISSIONER ALLAN: So I would like to make a comment.
40 And I think Kathy stated it very well. There -- there are

1 issues -- and Patsy mentioned too -- a lot of times there are
2 issues before the legislature that -- I'm not saying this
3 particular one, but it's better to take a neutral stance at the
4 time being to see and follow that bill along to see what happens
5 because there are always going to be changes. So you remain
6 neutral for a while till you reach a point to where you can
7 either support or reject it.

8 As far as NACo's stance with the Second Amendment, I don't
9 necessarily understand all of NACo's involvement in that respect
10 as -- as well as, you know, majority decisions within the
11 counties, et cetera.

12 But this particular bill, it didn't matter. You could have
13 had the entire nation there opposing this bill and it still
14 would have passed because of our legislature's political parties
15 and our governor's political party.

16 This -- this particular bill, it wouldn't have mattered
17 what anybody said. So we're arguing over something that in a
18 lot of ways is -- is a moot point. We're picking one particular
19 item that we're upset about, which it wouldn't have made a
20 difference whether NACo would have supported it or not.

21 COMMISSIONER CLARK: I find it -- both constitutions very
22 valuable. And I think that that's probably the biggest issue in
23 this country, in this state right now. So --

24 COMMISSIONER ALLAN: I think --

25 COMMISSIONER CLARK: -- that's how --

26 COMMISSIONER ALLAN: -- everybody --

27 COMMISSIONER CLARK: -- I feel.

28 COMMISSIONER ALLAN: -- supports you on that, Art.

29 And you were there. You heard the testimony. They made
30 their minds up before anybody else spoke.

31 CHAIRMAN WAITS: I think -- I --

32 COMMISSIONER ANCHO: I have a --

33 CHAIRMAN WAITS: -- think all --

34 COMMISSIONER ANCHO: -- question.

35 CHAIRMAN WAITS: -- three of us were there at that one.
36 Keith was there. Art was there. I was there. Yes.

37 KEITH WESTENGARD: Yes.

38 CHAIRMAN WAITS: We were -- we were there to --

39 COMMISSIONER ANCHO: I -- I have a --

40 CHAIRMAN WAITS: -- to be one body against it. But -- and

1 there were --
2 COMMISSIONER ANCHO: I have a --
3 CHAIRMAN WAITS: -- several --
4 COMMISSIONER ANCHO: -- question.
5 CHAIRMAN WAITS: -- hundred.
6 COMMISSIONER ANCHO: And this is not -- and I'm not making
7 it a simple -- simplifying it at all. So please don't think I'm
8 doing this.
9 But on other issues within things that we each -- each one
10 of us have had to deal with in our lives where we're stuck in
11 the middle of something. And you're like -- I mean, like
12 (indiscernible). You know, unfortunately, I'm going to -- I --
13 I can't take a stance on it.
14 And I've had to do that numerous times in my life. And it
15 didn't mean, honestly -- and this is a huge issue and I'm
16 obviously for the Constitution on all levels -- but on other
17 things, there -- sometimes you're stuck in the middle of
18 something.
19 And I honestly in my heart of hearts don't believe that just
20 because you don't -- that you have to stay neutral that you're
21 going against them. Because I've had to make decisions in my
22 life. You've made decisions in your life. Because you've ex- --
23 Bryan has explained in the past on things where I've had to stay
24 neutral because I understood both sides of it.
25 Not that I agree with it. I don't agree with it.
26 But I also respect the -- the other things that they do.
27 And I -- I think that they should hear our voices and say, we
28 are -- we're up -- we're upset that you don't foll- -- you know,
29 that you don't listen to us.
30 But that's some point, sometimes they have to stay neutral
31 in order not to totally destroy an organization on -- on these
32 points.
33 And I can see where that would happen where we would all at
34 that point benefit nothing if the organization is destroyed --
35 if it crumbles because they take a stance on one side or the
36 other and everybody gets out of it, then the organization no
37 longer exists. And then -- then we've all kind of backdoored
38 ourselves.
39 So, I mean, that's just -- I mean, that's my two cents.
40 I'm sorry. You know.

1 COMMISSIONER ALLAN: Well said, Kathy.

2 CHAIRMAN WAITS: Well, I -- I do think that -- that county
3 governments continue to, you know, evolve and -- and adapt to
4 all of our changing laws and our changing environments and even
5 our changing population.

6 And -- and I think we are a hundred percent ahead if we
7 have an organization like NACo that is certainly doing all the
8 wonderful things that they do.

9 And, yes, I -- I relate to what you're all saying and I
10 agree, but look at all the other laws. What have we had? 1300
11 laws.

12 KEITH WESTENGARD: Fifteen.

13 CHAIRMAN WAITS: Fifteen hundred? Well, gee. And
14 we're looking at one that, like you said, it wouldn't have made
15 any difference, unfortunately. But the ones that we do testify
16 on, there's some heavy ones coming down. And I'm hoping at
17 least we have our two cents' worth. And we've done what we can
18 do. And I hope that a lot of them are not going to pass. But
19 you I do know that without NACo beside us and -- and one of
20 our -- our cooperating agencies that it would be a sad situation
21 for Lander County.

22 Keith, do you have anything to add?

23 KEITH WESTENGARD: I -- I would like to say our county
24 belongs to multiple associations or agencies. We belong to the
25 NACo, Nevada Association of Counties. We belong to NACo, the
26 National Association of Counties. POOL/PACT's another one.
27 Western Counties Alliance. Each of these organizations have
28 their pluses and minuses. There's -- there's no question about
29 it.

30 Each of these organizations help us out in one way or other
31 or they don't help us out in one way or another.

32 The -- the big thing that I -- I -- there is a thing I do
33 like about NACo. And it's the BDR. It's the process when they
34 do the bill draft requests. There is no way -- there is
35 absolutely no way I could sit down and go through every single
36 BDR that comes across -- or comes from the legislature bureau.

37 So they do have that.

38 They -- they -- when there's something that affect the
39 county, besides getting it from the state, I get it from NACo.
40 And I -- and I have the ability to comment on that on behalf of

1 the county.

2 So they do have their pluses and minuses. That's with any
3 organization.

4 They are -- the ask -- the positive end of it, yes, is that
5 they do provide our lobbyists. That is a cost that we would
6 certainly have to incur.

7 And, for instance, this year our -- our -- our dues are --
8 are a total of \$21,366.

9 I can tell you just from the lands bill, just the initial
10 cost to -- to contract with the -- the company that I spoke of
11 earlier, which was Cassidy and Associates, for our land bill, that
12 starts at \$15,000. And that's just for our lands bill.

13 Now it's going to go up. There's going to be some additional
14 costs that are going to be involved with them being our lobbyists.
15 But Lander County has a good financial portfolio right now. But
16 in the future, are we still going to have that kind of money to
17 spend on lobbyists if we need them?

18 Like I said, each organization has its positives and its
19 minuses.

20 So NACo has its pluses and its minuses. Some things they
21 help us out a great deal on. The -- the sage grouse was a -- was
22 a good example.

23 But I do want to point out that was the time when they
24 asked for part of a percentage, a small percentage of our PILT
25 money.

26 COMMISSIONER CLARK: Right.

27 KEITH WESTENGARD: And I believe Tori's gone. And I
28 don't even -- I don't know why we still pay it. I -- I need to
29 talk --

30 CHAIRMAN WAITS: We're --

31 KEITH WESTENGARD: -- call --

32 CHAIRMAN WAITS: -- paying it because we are contracting
33 with a consultant to do all of that for us.

34 KEITH WESTENGARD: But -- so -- but we --

35 CHAIRMAN WAITS: Yeah.

36 KEITH WESTENGARD: -- also -- we did -- we also contracted
37 with a consultant or an -- an attorney, a firm. If -- I don't
38 remember the name. Do you, Ted, offhand?

39 DISTRICT ATTORNEY HERRERA: For what?

40 KEITH WESTENGARD: For the -- the sage grouse.

1 DISTRICT ATTORNEY HERRERA: Yeah.
2 KEITH WESTENGARD: But -- but it -- but --
3 DISTRICT ATTORNEY HERRERA: What's their name? It -- it's
4 a firm in Reno.
5 KEITH WESTENGARD: Yeah. It -- it's --
6 CHAIRMAN WAITS: Anyway, because we --
7 KEITH WESTENGARD: Yeah.
8 CHAIRMAN WAITS: -- haven't replaced Tori, we have done it
9 with a consultant. So we're continuing all the information that
10 Tori was running through the consultant.
11 KEITH WESTENGARD: Okay. All right. And -- and I was
12 going to call Dagny and ask her about --
13 CHAIRMAN WAITS: Yes.
14 KEITH WESTENGARD: -- it. But --
15 CHAIRMAN WAITS: Absolutely.
16 KEITH WESTENGARD: But --
17 COMMISSIONER ALLAN: So --
18 KEITH WESTENGARD: -- I just want to -- there's positives
19 and negatives. They've helped us -- they helped us out greatly
20 on the sage grouse. It -- it was a -- by far a positive.
21 COMMISSIONER ALLAN: I would --
22 KEITH WESTENGARD: The sec- --
23 COMMISSIONER ALLAN: Oh.
24 KEITH WESTENGARD: I was just going to say the Second
25 Amendment thing is the hottest topic in the country right now
26 without question.
27 COMMISSIONER SPARKS: Yeah. And I -- I have to say that
28 probably maybe got a little bit emotional, the topic, because
29 it's just I am so strong Second Amendment --
30 KEITH WESTENGARD: Absolutely.
31 COMMISSIONER SPARKS: -- and stepping on our constitutional
32 rights. But then that's the whole reason why I wanted some
33 discussion so I could maybe have some clarity and really view it
34 as a whole. And it is kind of -- it's -- I mean, number one, I
35 can see the expense if we had to go out and hire our own
36 lobbyists. And I'm not trying to negate the positives that NACo
37 has done for us. But it was just -- man, it's just I do not
38 like attacks on my Second Amendment.
39 COMMISSIONER ANCHO: Well, and -- and like net proceeds,
40 the state's constantly trying to take our net proceeds. So, I

1 mean, if those things -- if we're going to -- going to be in
2 there fighting for that -- those kind of things, we're not going
3 to be able to afford to fight. I mean, what we're paying now,
4 we could, you know, probably, like I said, quadruple for -- if
5 they came in and tried to take our net proceeds because they're
6 always after that.

7 COMMISSIONER SPARKS: And then --

8 COMMISSIONER ALLAN: So --

9 COMMISSIONER SPARKS: -- and then the power of being united
10 as well. And that's --

11 COMMISSIONER ANCHO: Yeah.

12 COMMISSIONER SPARKS: -- the other thing I worry --

13 DISTRICT ATTORNEY HERRERA: I doubt --

14 COMMISSIONER SPARKS: -- about --

15 DISTRICT ATTORNEY HERRERA: -- if NACo's --

16 COMMISSIONER SPARKS: -- is --

17 DISTRICT ATTORNEY HERRERA: -- going to take our position
18 on net -- net proceeds.

19 COMMISSIONER SPARKS: Right.

20 COMMISSIONER ALLAN: So I would like to make a comment
21 about -- this is not so much the -- the Nevada NACo, but I do
22 know at the state or at the federal --

23 COMMISSIONER SPARKS: Right.

24 COMMISSIONER ALLAN: -- level of NACo is Keith mentioned
25 the PILT. And on a federal level, that is a very, very, very
26 big issue that NACo is taking a stand on to fight for our
27 rights -- for our state's rights to that PILT money.

28 And so we don't realize, you know, the Nevada NACo is -- is,
29 you know, regional level. And there's also the state level. You
30 know, a couple separate different entities in some respects,
31 although they do work together. And I know I've -- I've offered
32 before. Kathy's gotten a couple of copies of some of the bills
33 that we do discuss at the NACo meetings that they are working, you
34 know, for and against. Is these are bills that will definitely
35 affect the counties, drastically.

36 So -- so they are really working for our benefits.

37 COMMISSIONER ANCHO: And unfortunately --

38 CHAIRMAN WAITS: No.

39 COMMISSIONER ANCHO: -- on this emotional --

40 CHAIRMAN WAITS: And you mentioned --

1 COMMISSIONER ANCHO: -- one, it's --
2 CHAIRMAN WAITS: Yeah. You mentioned PILT. And I don't
3 know if you all remember when the PILT check was actually
4 delivered by the Department of Interior, it was our deputy
5 director that came out, David Bernhardt, who presented the full
6 state PILT check to NACo as a big advertising gimmick. But
7 interestingly enough, that -- that deputy is now appointed.
8 He is the Director of the Department of Interior. So he
9 knows NACo, knows it well.
10 And, yes, we do lobby a great deal on that one.
11 Because SRS and PILT are always a heavy one. And they
12 always need input. And, of course, our input is -- is not only
13 given, but like I mentioned before, the national association
14 will actually do the whole review and give us the whole
15 synopsis. And then they testify to the cabinet members on the
16 federal level for us.
17 So, yes, we're not autonomous, as I said.
18 KEITH WESTENGARD: And our -- our PILT money is right at a
19 million dollars a year.
20 So to lose that, that's a million dollars a year Lander
21 County, alone, Lander County would lose. A million dollars a
22 year.
23 COMMISSIONER SPARKS: Yeah. And I -- I'm happy to hear
24 that Senator Goicoechea called --
25 COMMISSIONER ANCHO: Yeah.
26 COMMISSIONER SPARKS: -- you because I do -- I mean, I
27 voted for Senator Goicoechea. And I -- I think he honestly
28 represents -- tries to represent our northern counties as best
29 as he can. And I -- I -- that has a little bit of weight when
30 he says, you know, really consider that carefully. So --
31 COMMISSIONER ANCHO: Well, and he was adamant about it.
32 And if needed, to come and discuss it. He was, you know, he was
33 adamant about, you know, about, please think, you know, very
34 hardly, you know, and -- before you decide to do something like
35 that. It's a very drastic move. And it's going to cause you
36 more problems than good.
37 COMMISSIONER SPARKS: Yeah. Because I can --
38 COMMISSIONER ANCHO: So --
39 COMMISSIONER SPARKS: -- see how being united as a state
40 definitely sends a message federally or at least I would --

1 COMMISSIONER ANCHO: Uh-huh.

2 COMMISSIONER SPARKS: -- hope to think, you know.

3 CHAIRMAN WAITS: You know, we have such a wonderful rapport
4 with so many of -- of our assemblypeople in -- in senate in
5 Nevada. We really do. The ones that have been there for any
6 time at all know what NACo does and they'll call NACo and ask
7 for the -- what is the fiscal impact if we pass this law?
8 And they want to know. And that's where all that
9 information -- everybody puts it together and gives it to them so
10 they can hopefully make the right decisions.

11 And I will say, yes, we're -- we're getting hit with Clark
12 County because they seem to overpower everything right now.

13 But NACo is also educating them on what counties do because
14 they don't know. These are new -- new people. And, remember,
15 the type of -- of people we have up there. They're not
16 full-time legislators. They're people that -- that have other
17 jobs and do everything. They're part-time. They're just
18 citizen -- you know -- people that are in those positions.

19 So they need education and -- and information on what all
20 the counties do and how it impacts everyone. And NACo, again,
21 does all of our advocacy on that. That's --

22 COMMISSIONER ALLAN: If we paid them more, would they
23 educate them more?

24 COMMISSIONER ANCHO: No.

25 COMMISSIONER ALLAN: Oh, wait a minute. No, they're
26 uneducatable.

27 CHAIRMAN WAITS: Okay. So what is your pleasure? Is there
28 any kind of action you need to take on this one?

29 COMMISSIONER SPARKS: No. I think I'm -- I mean, I've said
30 my piece that I'm definitely not in favor of their neutral
31 stance on the Second Amendment. And that's a matter of public
32 record that I have to --

33 CHAIRMAN WAITS: So noted.

34 COMMISSIONER SPARKS: -- say that they have a --

35 CHAIRMAN WAITS: I don't --

36 COMMISSIONER SPARKS: -- lot of --

37 CHAIRMAN WAITS: -- think, actually, any of us are very
38 happy. I think it would be wonderful if we could stand
39 together.

40 But I'm anxious to see what the other counties are going to

1 do too.

2 COMMISSIONER ALLAN: Well, I think that -- that'll be
3 interesting. And then with these other two bills to see, well,
4 and, you know, odds are they'll pass too.

5 But I think NACo as a resource also will be assisting the
6 counties in fighting those. That that -- that is the resource
7 there also when it comes down to it that these -- these next two
8 bills -- so you've got 143 that's passed; 291 that's in
9 judiciary committee; 397 -- 397 is -- that's the other thing
10 that NACo can do is they can assist in the counties on issues
11 that will be violated.

12 CHAIRMAN WAITS: In the information that I put in for your
13 backup, too, addresses all the different bills that -- not all
14 the bills, but, I mean, a few of the bills, the ones that NACo
15 brought forth and some of them that are --

16 COMMISSIONER ALLAN: Yeah.

17 CHAIRMAN WAITS: -- key items right now.

18 So thank you, all. I appreciate the discussion and
19 appreciate the support.

20 CHAIRMAN WAITS: Number 8.

21 COMMISSIONER ALLAN: Is there any public --

22 CHAIRMAN WAITS: Oh.

23 COMMISSIONER ALLAN: -- comment?

24 CHAIRMAN WAITS: Any public comment?

25 Cindi, you're the only one.

26 CINDI CLARK: You don't want to hear what I have to say so
27 we'll just go on.

28 CHAIRMAN WAITS: But you're entitled to say it.

29 CINDI CLARK: It's okay.

30 CHAIRMAN WAITS: Okay. That was Cindi Clark. And no
31 comment.

32 COMMISSIONER ANCHO: (Indiscernible.)

33

34 8) Discussion and possible action to approve/disapprove the
35 renewal of the Consulting Agreement between Bobby Thomas, dba
36 BTXpress Plan Review Inspection, Construction Consultant, and
37 Lander County, effective from July 2, 2019, through June 30,
38 2021, and all other matters properly related thereto.

39

40 CHAIRMAN WAITS: Number 8.

1 Discussion and possible action to approve or disapprove the
2 renewal of the consulting agreement between Bobby Thomas, dba
3 BTXpress Plan Review Inspection, Construction Consultant, and
4 Lander County, effective from July 1st, 2019, through June 30th,
5 2021, and all other matters properly related thereto.

6 KEITH WESTENGARD: So this -- this is our contract -- or
7 the building department, Anna's contract for plan review.

8 It was initially approved last year.

9 The state fire marshal no longer does plan review un- --
10 unless we have a interlocal agreement with the state fire
11 marshal, which we don't.

12 We've discussed it. We may look at it in the future.

13 But this is just to renew Mr. Thomas' contract to do our
14 plans review.

15 We -- we have to have it done somewhere. He's in
16 Winnemucca. He's close by. Or we could go to Reno, which would
17 obviously be further away. He's been doing it for about a year.

18 CHAIRMAN WAITS: I only had one question on -- on it,
19 actually, and that was under the payment.

20 And it says that compensation of the consultant is due and
21 payable within ten days following the submission by consultant
22 of the written report to the county.

23 And that makes it very difficult for us sometimes. By the
24 time we have a meeting and it's approved and all that, it --
25 would he be open to changing that perhaps?

26 KEITH WESTENGARD: I'm sure he would be. I'm -- I'm sure
27 he would be.

28 CHAIRMAN WAITS: I mean, it's just --

29 KEITH WESTENGARD: We could --

30 CHAIRMAN WAITS: -- very difficult to -- for us to meet
31 those types of deadlines with the way a county is set up with
32 our billing.

33 COMMISSIONER SPARKS: So give me an example of how -- how
34 they -- how they play into --

35 So if we were to build something --

36 KEITH WESTENGARD: Yes.

37 COMMISSIONER SPARKS: -- and we had this plan review --

38 KEITH WESTENGARD: Yes.

39 CHAIRMAN WAITS: Not --

40 COMMISSIONER SPARKS: -- if we're going to --

1 COMMISSIONER ALLAN: Or if we -- if -- if I decide to build
2 a house and I have to submit the plans and they have to be
3 reviewed --
4 CHAIRMAN WAITS: (Indiscernible.)
5 COMMISSIONER ALLAN: -- to make sure that it's up to
6 code --
7 KEITH WESTENGARD: Yeah. Is -- is that you're asking,
8 Bryan. I want to -- I want to -- I -- I can do one at a time.
9 COMMISSIONER SPARKS: Well, I'm just saying, --
10 KEITH WESTENGARD: Saying --
11 COMMISSIONER SPARKS: -- like, on a --
12 KEITH WESTENGARD: -- which --
13 COMMISSIONER SPARKS: -- county level. Just say if we --
14 CHAIRMAN WAITS: No.
15 COMMISSIONER SPARKS: -- made some improvement to one of
16 our facilities, do these guys review that --
17 KEITH WESTENGARD: Yes.
18 COMMISSIONER SPARKS: -- we're --
19 KEITH WESTENGARD: So they --
20 COMMISSIONER SPARKS: -- following --
21 KEITH WESTENGARD: -- review.
22 COMMISSIONER SPARKS: -- code?
23 KEITH WESTENGARD: Yes. They review it to make sure that
24 it -- that -- that everything's in code and not out of code.
25 COMMISSIONER SPARKS: So code and within code and within
26 ordinance?
27 KEITH WESTENGARD: No. Because we follow the uniform
28 building code.
29 COMMISSIONER SPARKS: Uh-huh.
30 KEITH WESTENGARD: So that is what the county's adopted is
31 the uniform building code. So everything is followed under
32 the --
33 COMMISSIONER SPARKS: To be examined by the ordinances of
34 Lander County.
35 KEITH WESTENGARD: Well, it --
36 COMMISSIONER SPARKS: So --
37 KEITH WESTENGARD: -- should -- okay.
38 COMMISSIONER SPARKS: So -- so my question, there's a
39 little bit of stuff happening with the sheriff's department. So
40 would the -- so should these guys have caught --

1 KEITH WESTENGARD: So there -- there are no plans for the
2 sheriff's department.
3 COMMISSIONER SPARKS: So, --
4 KEITH WESTENGARD: There's --
5 COMMISSIONER SPARKS: -- again, --
6 KEITH WESTENGARD: -- no --
7 COMMISSIONER SPARKS: -- that's my --
8 KEITH WESTENGARD: -- actually --
9 COMMISSIONER SPARKS: -- that's my point. That's --
10 KEITH WESTENGARD: Right.
11 COMMISSIONER SPARKS: We pay these guys. So --
12 KEITH WESTENGARD: To -- to review a plan that we
13 submitted.
14 COMMISSIONER SPARKS: That we --
15 KEITH WESTENGARD: -- submitted due to --
16 COMMISSIONER SPARKS: -- submitted. But we --
17 KEITH WESTENGARD: Yes.
18 COMMISSIONER SPARKS: -- didn't submit a plan.
19 KEITH WESTENGARD: Because this is --
20 COMMISSIONER ALLAN: They're not on retainer.
21 COMMISSIONER SPARKS: Oh. Got you.
22 KEITH WESTENGARD: Because this is considered a maintenance
23 contract, there are no actual plans in place.
24 COMMISSIONER ALLAN: And does it apply to personal
25 building? Or is it just county?
26 COMMISSIONER SPARKS: Like if somebody wanted to build a
27 home. Like --
28 COMMISSIONER ALLAN: If I was building --
29 COMMISSIONER SPARKS: -- she --
30 COMMISSIONER ALLAN: -- something?
31 KEITH WESTENGARD: No. Well, the homeowner would do that
32 in the event of a -- of a -- now they can submit them to us. We
33 could submit them and then -- they would be billed --
34 COMMISSIONER ALLAN: Be billed --
35 KEITH WESTENGARD: -- for it.
36 COMMISSIONER ALLAN: -- back.
37 Okay.
38 KEITH WESTENGARD: Yes.
39 COMMISSIONER ALLAN: So this is just specifically for
40 county --

1 KEITH WESTENGARD: Well, for commercial-type things.
2 COMMISSIONER ALLAN: Commercial.
3 KEITH WESTENGARD: Yes. But, like I say, a private
4 homeowner could come in and ask for the plan review or they can
5 do it separately as long as the plan review person is a -- is a
6 certified plans reviewer.
7 Oh, there you go.
8 Thanks.
9 ANNA PENOLA: You're doing pretty good.
10 KEITH WESTENGARD: Well, yeah. Thanks.
11 ANNA PENOLA: Sorry.
12 KEITH WESTENGARD: I used to do plans review. I know.
13 CHAIRMAN WAITS: He --
14 ANNA PENOLA: Anna Penola, --
15 CHAIRMAN WAITS: -- he's --
16 ANNA PENOLA: -- for the record, for the Building
17 Department.
18 He's been my plan reviewer for two years. My other one
19 passed away. And this is just a renewal of the contract. And
20 it's for everything, residential and commercial.
21 Homes. Not little things, but --
22 DISTRICT ATTORNEY HERRERA: Do they all get presented to
23 them? All plans?
24 ANNA PENOLA: B- -- homes and commercial.
25 DISTRICT ATTORNEY HERRERA: All homes and commercial?
26 ANNA PENOLA: Yep.
27 DISTRICT ATTORNEY HERRERA: Construction.
28 ANNA PENOLA: Yep.
29 DISTRICT ATTORNEY HERRERA: The plans are presented to
30 this --
31 ANNA PENOLA: Yep.
32 DISTRICT ATTORNEY HERRERA: -- guy?
33 ANNA PENOLA: Yeah.
34 COMMISSIONER SPARKS: So any major construction that
35 happens within our county, it goes to these people?
36 ANNA PENOLA: Yes.
37 COMMISSIONER SPARKS: Okay.
38 DISTRICT ATTORNEY HERRERA: Yeah. I'm (indiscernible) --
39 CHAIRMAN WAITS: Because we don't have anybody in staff.
40 That's why.

1 COMMISSIONER SPARKS: Okay.
2 COMMISSIONER ALLAN: I'll make a motion --
3 ANNA PENOLA: Most -- most counties third party, they're
4 plan reviewed too.
5 COMMISSIONER SPARKS: Okay.
6 COMMISSIONER ALLAN: I'll make a motion to approve the
7 renewal of the consulting agreement between Bobby Thomas, dba
8 BTXpress Plan Review Inspection, Construction Consultant, and
9 Lander County, effective July 1st, 2019, through June 30th,
10 2021 --
11 CHAIRMAN WAITS: Can you use --
12 COMMISSIONER ALLAN: -- with the questions of changing the
13 payment due date --
14 CHAIRMAN WAITS: To thirty?
15 COMMISSIONER ALLAN: -- to 30 -- net due 30 -- and
16 authorize the chair or county manager to sign.
17 COMMISSIONER ANCHO: And I'll second.
18 CHAIRMAN WAITS: And --
19 COMMISSIONER ALLAN: Did it --
20 CHAIRMAN WAITS: -- Judie --
21 COMMISSIONER ALLAN: -- did I --
22 COMMISSIONER ANCHO: Huh?
23 CHAIRMAN WAITS: Judie made the motion. Kathy seconded.
24 COMMISSIONER ANCHO: Uh-huh.
25 CHAIRMAN WAITS: Any other discussion?
26 (No comment.)
27 CHAIRMAN WAITS: Public comment?
28 (No comment.)
29 CHAIRMAN WAITS: Okay. All in favor?
30 COMMISSIONER SPARKS: Aye.
31 COMMISSIONER ANCHO: Aye.
32 COMMISSIONER ALLAN: Aye.
33 COMMISSIONER CLARK: Aye.
34 CHAIRMAN WAITS: Aye.
35 Okay. And that passes.
36
37
38
39
40

1
2 9) Discussion and possible action to approve/disapprove the
3 renewal of the web services agreement between Revize LLC and
4 Lander County, effective from June 1, 2019, through May 31,
5 2021, and all other matters properly related thereto.
6

7 CHAIRMAN WAITS: Moving to Number 9. Discussion and
8 possible action to approve or disapprove the renewal of the web
9 services agreement between Revize LLC and Lander County,
10 effective from June 1st, 2019, through May 31st, 2021, and all
11 other matters properly related thereto.

12 KEITH WESTENGARD: So this is put forth by the assessor,
13 Lura Duvall, and it has to do with our -- our website internet
14 services.

15 And it's just to continue on with our new website and
16 maintenance and --

17 CHAIRMAN WAITS: It looked like --

18 KEITH WESTENGARD: -- upkeep.

19 CHAIRMAN WAITS: -- from the information, though, that we
20 will actually be able to go on and make all the changes
21 ourselves, right?

22 KEITH WESTENGARD: So that is correct.

23 Lura needs to give you a password -- a username and a
24 password -- and then you can go in and --

25 CHAIRMAN WAITS: But each department now can -- can
26 update --

27 KEITH WESTENGARD: They --

28 CHAIRMAN WAITS: -- everything.

29 KEITH WESTENGARD: -- that -- that ability --

30 CHAIRMAN WAITS: Yeah.

31 KEITH WESTENGARD: -- is there. Yes. That is correct.

32 COMMISSIONER ALLAN: Make a motion that we approve the
33 renewal of the web services agreement between Revize LLC and
34 Lander County, effective June 1st, 2019, through May 31st, 2021,
35 and authorize the chair to sign.

36 COMMISSIONER ANCHO: I'll second.

37 CHAIRMAN WAITS: Motion made by Judie. Seconded by Kathy.

38 Any other discussion?

39 (No comment.)

40 CHAIRMAN WAITS: Public comment?

1 (No comment.)
2 CHAIRMAN WAITS: All in favor?
3 COMMISSIONER ALLAN: Aye.
4 COMMISSIONER SPARKS: Aye.
5 COMMISSIONER CLARK: Aye.
6 COMMISSIONER ANCHO: Aye.
7 CHAIRMAN WAITS: Aye.
8 Thank you.
9 And that passes.

10
11
12 **CORRESPONDENCE**

13
14 **10) Correspondence, reports, potential upcoming agenda items.**

15
16 CHAIRMAN WAITS: And we are at Number 10 under
17 correspondence.
18 Correspondence, reports, potential upcoming agenda items.

19
20 (The following correspondence was received:

- 21 1. Department of Transportation Board of Directors Notice
22 of Public Meeting for April 8, 2019.
23 2. United States Department of the Interior, July 2019,
24 oil and gas lease sale comment period.
25 3. Humboldt River Basin Water Authority Abatement Report
26 Form for March 24, 2019.
27 4. Weekly Blackfly and Mosquito Abatement Report Form,
28 March 2019.)

29
30 COMMISSIONER ALLAN: We never have dissolved the rodeo
31 club.

32 KEITH WESTENGARD: Okay. Would you like that back on the
33 agenda for discussion?

34 COMMISSIONER CLARK: What's that, Keith?

35 KEITH WESTENGARD: The rodeo club.

36 COMMISSIONER CLARK: Oh.

37 KEITH WESTENGARD: The dissolv- -- dissolving of the -- of
38 the board.

39 I -- I can't remember the last time they had a meeting.

40 And I know clear back to -- when Nilla was here, they --

1 we've tried to contact. And there's just been no -- no
2 correspondence back and forth from their chair or board member.
3 COMMISSIONER ANCHO: Who is their chair?
4 KEITH WESTENGARD: Last I --
5 UNIDENTIFIED PARTICIPANT: Casey.
6 KEITH WESTENGARD: -- knew, it was Casey Gunther.
7 COMMISSIONER ANCHO: Okay.
8 KEITH WESTENGARD: So we -- the -- the -- just so I
9 understand because I do have something else.
10 So in Austin, their rodeo or -- or grounds board has
11 dissolved.
12 So I -- I think we need to put that on there and discuss
13 how you would like to proceed with it as far as the southern
14 rodeo grounds go in Austin.
15 CHAIRMAN WAITS: We do. Because we -- where does that come
16 under now? Road and Bridge? Like if somebody wants to do
17 something, it's --
18 KEITH WESTENGARD: Well, it -- it was -- they had their own
19 board. So --
20 CHAIRMAN WAITS: I know --
21 KEITH WESTENGARD: -- everything --
22 CHAIRMAN WAITS: -- they --
23 KEITH WESTENGARD: -- was --
24 CHAIRMAN WAITS: -- did. But I'm saying --
25 KEITH WESTENGARD: So right --
26 CHAIRMAN WAITS: -- without --
27 KEITH WESTENGARD: -- right now, yes. It's -- it falls to
28 Road and Bridge.
29 CHAIRMAN WAITS: Okay.
30 KEITH WESTENGARD: Just over -- in the last two months.
31 CHAIRMAN WAITS: Yes. We need to put that on.
32 KEITH WESTENGARD: Okay.
33 Because there are people interested -- or they'd like to
34 use them, but we don't have any -- a process in place of how
35 the -- the commission would like to handle the rodeo grounds in
36 the south.
37 DISTRICT ATTORNEY HERRERA: Were -- weren't there people
38 that were staying there for free?
39 KEITH WESTENGARD: And -- and they were kicked out.
40 DISTRICT ATTORNEY HERRERA: And -- and we kicked --

1 KEITH WESTENGARD: Yes.
2 DISTRICT ATTORNEY HERRERA: -- them out; right?
3 KEITH WESTENGARD: Yep. I -- I went and served them. And
4 they moved their animals. I think the -- actually, they're not
5 living there, but I think there's -- they still have one
6 trailer --
7 DISTRICT ATTORNEY HERRERA: Right.
8 KEITH WESTENGARD: -- there.
9 DISTRICT ATTORNEY HERRERA: Is that the letter I wrote for
10 it?
11 KEITH WESTENGARD: Yep.
12 DISTRICT ATTORNEY HERRERA: Okay.
13 COMMISSIONER SPARKS: And that's in the south?
14 KEITH WESTENGARD: Yes.
15 DISTRICT ATTORNEY HERRERA: Yes.
16 KEITH WESTENGARD: That's where --
17 DISTRICT ATTORNEY HERRERA: Yeah. They were -- we had --
18 we had one person that was charging other people for using the
19 rodeo grounds and keeping the money.
20 COMMISSIONER ALLAN: So --
21 CHAIRMAN WAITS: Okay. Anything else under Number 9?
22 COMMISSIONER ALLAN: Who exactly --
23 CHAIRMAN WAITS: I mean, Number 10.
24 COMMISSIONER ALLAN: -- are --
25 CHAIRMAN WAITS: Sorry.
26 No?
27 COMMISSIONER ALLAN: No. I -- where exactly are we on the
28 dog park? Did we finish that ordinance? Or did we get halfway
29 through and -- I don't know as though it ever got finished.
30 DISTRICT ATTORNEY HERRERA: Let's look it up.
31 KEITH WESTENGARD: Yeah.
32 COMMISSIONER SPARKS: You said "dog park"?
33 COMMISSIONER ANCHO: Uh-huh.
34 CHAIRMAN WAITS: I don't think the ordinance ever came
35 before us, did it?
36 DISTRICT ATTORNEY HERRERA: I don't think so.
37 COMMISSIONER ALLAN: I --
38 CHAIRMAN WAITS: No.
39 COMMISSIONER ALLAN: Yeah. We -- we -- we're not done with
40 that.

1 DISTRICT ATTORNEY HERRERA: No.
2 COMMISSIONER ALLAN: Yeah. There's a dog park at Lions
3 Park.
4 KEITH WESTENGARD: I'll -- we'll have it up for the -- on
5 the next meeting.
6 COMMISSIONER ALLAN: Well, just --
7 KEITH WESTENGARD: -- with a report and where it's at.
8 COMMISSIONER ALLAN: Just try and cleaning things up here.
9 CHAIRMAN WAITS: Okay. Anything else?
10 (No comment.)
11
12

13 **PUBLIC COMMENT**

14
15 CHAIRMAN WAITS: We'll go into public comment for
16 nonagendized items only.
17 Persons are invited to submit comments in writing and/or
18 attend and make comments on any nonagenda item at the board
19 meeting, if any, and discussion of those comments at the
20 discretion of the board. All public comment may be limited to
21 three minutes per person, again at the discretion of the board.
22 Reasonable restrictions may be placed on public comment based
23 upon time, place, and manner, but public comment based upon
24 viewpoint may not be restricted.
25 Any public comment?
26 (No comment.)
27
28

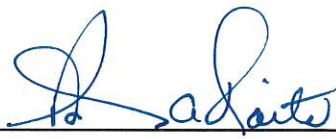
29 **ADJOURNMENT**

30
31 CHAIRMAN WAITS: Hearing none, I'll entertain a motion to
32 adjourn.
33 COMMISSIONER ALLAN: Motion to adjourn.
34 COMMISSIONER ANCHO: Second.
35 CHAIRMAN WAITS: Judie made the motion. Kathy seconded.
36 All in favor?
37 COMMISSIONER SPARKS: Aye.
38 COMMISSIONER ALLAN: Aye.
39 COMMISSIONER CLARK: Aye.
40 CHAIRMAN WAITS: Aye.

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Thank you very much, all of --
COMMISSIONER SPARKS: Good bye, Austin.
CHAIRMAN WAITS: -- you.
MITESHELL LANHAM: Bye.

(Meeting adjourned at 11:29 a.m.)



**CHAIRMAN OR VICE CHAIRMAN OF THE
BOARD OF LANDER COUNTY
COMMISSIONERS AND THE LANDER
COUNTY LIQUOR BOARD**

ATTEST: Sadie Sullivan
LANDER COUNTY CLERK

Note: The Board of Lander County Commissioners serves as the Town Board for the unincorporated towns of Battle Mountain and Austin, Nevada.

1 STATE OF UTAH)
2) ss.
3 COUNTY OF DAVIS)
4
5
6

7 I, TIFFANY ELKINGTON, A CERTIFIED COURT REPORTER, DO HEREBY
8
9 CERTIFY I TRANSCRIBED THE FOREGOING PROCEEDINGS FROM A "JAVS"
10
11 DIGITAL AUDIO/VIDEO RECORDING OF A MEETING WHICH TOOK PLACE
12
13 THE 25TH DAY OF APRIL, 2019, AND SAID RECORDING AND INFORMATION
14
15 PERTAINING TO PARTICIPANT NAMES WAS PROVIDED TO ME BY THE LANDER
16
17 COUNTY CLERK SULLIVAN; THAT THE SAME IS FULL, TRUE, AND AS CORRECT AS
18
19 THE AUDIO/VIDEO RECORDING ALLOWED.
20

21
22 DATED AT _____
23 THIS _____ DAY OF _____
24

25
26 _____
27 TIFFANY ELKINGTON, CCR #930
28
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<p>ANNA PENOLA: [11] 96/9 96/11 96/14 96/16 96/24 96/26 96/28 96/31 96/33 96/36 97/3 CAROLYN THOMAS: [19] 53/28 53/36 53/38 54/6 54/11 54/13 54/15 54/20 54/22 54/24 54/27 54/29 54/31 54/35 54/37 55/3 55/5 55/7 55/9 CHAIRMAN WAITS: [384] CHARLIE BAN VOICEMAIL: [1] 75/2 CINDI CLARK: [2] 92/26 92/29 CINDY BENSON: [1] 24/34 CLAIRE: [15] 55/19 55/22 55/26 55/28 55/30 55/37 55/39 56/1 56/3 56/13 56/15 56/17 56/19 56/25 56/29 COMMISSIONER ALLAN: [252] COMMISSIONER ANCHO: [221] COMMISSIONER CLARK: [237] COMMISSIONER SPARKS: [197] DISTRICT ATTORNEY HERRERA: [244] EARL CASSORLA: [56] 64/25 65/3 65/5 65/12 65/31 66/4 66/18 66/22 66/30 66/32 67/20 67/22 67/25 67/37 67/39 68/1 68/3 68/8 68/10 68/12 68/22 68/34 68/36 68/39 69/1 69/3 69/7 69/16 69/25 70/5 70/8 70/10 70/12 70/14 70/21 70/26 71/6 71/8 71/27 71/30 72/11 72/13 72/15 72/28 72/31 72/33 72/35 73/3 73/15 73/17 73/22 73/27 73/29 73/39 74/12 74/15 KATHY ANCHO: [2] 45/8 45/10 KEITH WESTENGARD: [114] KYLA BRIGHT: [5] 60/40 61/2 61/17 61/21 61/25 MITESHELL LANHAM: [3] 75/13 75/17 103/4 RITA ROGERS: [58] 24/29 24/31 24/33 24/35 24/37 25/21 25/25 25/27 25/29 25/34 25/37 25/39 26/1 26/3 26/11 40/2 40/5 41/15 41/17 41/19 42/1 42/3 42/7 42/15 42/17 42/20 42/24 42/26 42/29 42/38 42/40 43/2 43/9 43/11 43/15 43/17 43/22 43/25 43/27 43/29 43/31 43/33 43/36 43/38 43/40 44/2 44/4 44/11 44/16 44/22 45/11 62/6 62/9 62/11 62/13 62/15 62/17 62/19 ROBIN YORK: [166] SHERIFF RON UNGER: [19] 9/23 9/26 9/28 11/29 11/31 11/34 11/36 11/40 17/1 17/3 17/5 47/3 47/7 47/9 47/12 47/18 47/20 52/20 60/3 SHIRLEY SHEPHERD: [5] 44/25 44/36 45/21 45/31 45/33 UNDERSHERIFF ROBERT QUICK: [3] 71/14 71/24 71/26 UNIDENTIFIED PARTICIPANT: [18] 16/30 16/31 16/32 17/2 17/4 17/6 17/11 18/35 18/37 34/28 38/8 44/12 45/32 46/6 46/12 52/21 54/33 100/5 WALLACE THOMAS: [10] 52/22 52/30 52/32 52/35 52/37 53/3 53/5 53/7 53/9 53/25</p>	<p>11 [6] 9/33 12/2 14/33 14/35 14/36 16/7 11:29 [1] 103/6 11th [2] 2/40 6/32 12:00 [1] 2/12 1300 [1] 86/10 14 [1] 80/4 143 [1] 92/8 14th [1] 6/27 15 [5] 22/27 31/14 80/4 83/10 83/22 1501 [3] 60/24 60/33 61/31 16th [1] 3/5 17 [3] 6/32 76/9 80/3 1791 [1] 15/10 17th [1] 3/8 18 [1] 3/23 180 [1] 70/24 1800 [3] 18/13 29/29 59/7 1880 [1] 18/19 18th [1] 6/28 1985 [1] 44/27 19th [2] 4/1 6/28 1:15 [1] 2/13 1st [5] 6/30 93/4 97/9 98/10 98/34</p>
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