

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 May 10, 2018, at 9:00 a.m.
5 Transcript produced by Tiffany Elkington, C.C.R., #930.

6
7 **PRESENT: PATSY WAITS, COMMISSIONER**
8 **SEAN BAKKER, COMMISSIONER**
9 **DOUG MILLS, COMMISSIONER**
10 **ART CLARK III, COMMISSIONER**
11 **JUDIE ALLAN, COMMISSIONER**
12 **KEITH WESTENGARD, EXECUTIVE DIRECTOR**
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 MILLS: -- Lander County Commission meeting, Town
22 Board of Battle Mountain and Austin, Board of County Highway
23 Commissioners, May 10, 2018.

24 Please join us in the Pledge of Allegiance.

25
26 (Pledge of Allegiance)
27

28 CHAIRMAN MILLS: We'd like a moment of silence, please.

29
30 (Moment of silence)
31

32 CHAIRMAN MILLS: Thank you.

33 Lander County Commissioners may break for lunch from
34 12:00 p.m. to 1:15 p.m.

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

1 **COMMISSIONER REPORTS**
2

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

6 COMMISSIONER ALLAN: Okay. So April 27th we had a Central
7 Nevada Regional Water Authority meeting in Eureka.

8 Pretty much normal quarterly business, although we did have
9 some presentations.

10 Kip Allender is with the USGS. And he gave a presentation.
11 They have -- have a website or access to their stream stats data
12 that you can look at -- at the monitoring throughout the state.

13 And pretty much if anybody would be interested in looking at
14 that and seeing, you know, how -- how we're doing, how the streams
15 are doing, I can get you that -- that website.

16 One of the things that they -- they're saying there is some
17 fluctuation between the drought and the precipitation. Right now
18 it's nothing really critical.

19 There are some noticeable changes due to pumping in drought
20 in certain areas.

21 And Jake's Mine -- I don't know exactly where that's at.
22 Possibly their -- their down draw is because of the mining
23 pumping.

24 So then there was another presentation that this one was
25 really interesting. It's through Google -- Google Earth. And
26 they've been working on this. Also, I believe, the -- the USGS,
27 they have data that goes back some in the '70s, but definitely
28 back into the '80s. And you can go back onto this pro- -- this
29 website called climateengine.org, and you can look at anywhere
30 in the world. It will show you -- you can click on different
31 links and show you precipitation from the beginning of their
32 data gathering to present today. And it can -- it can show you
33 the health of agricultural fields. So you can look at -- at a
34 hay pivot and go back and -- and look at the he- -- health of it
35 through the years.

36 The other interesting thing was -- I didn't realize this.
37 Nevada is 72 percent agricultural land and 28 percent urban.

38 So we're, you know -- kind of sheds a little bit bigger
39 picture on the -- the water issues because it is predominantly
40 agricultural.

1 So then on the 8th, we had a LEPC meeting. And it was pretty
2 short. One of the things we did talk about was some of the LEPC
3 equipment that we have. We have a signboard, working on getting
4 another one. But we're talking about possibly letting different
5 organizations utilize that signboard for different events.

6 So say there was a rodeo. As long as they're -- they're a
7 nonprofit or affiliated with the -- the county, they could
8 request to use the signboard to advertise.

9 We also have cones and certain barriers and whatnot. I know
10 down south they had a -- an EVOC training with the ambulance
11 service. And they did use some of our cones for that. And it did
12 help out really well. So we're working on that process. And
13 hopefully we get everything finalized for it and -- and have the
14 opportunity to let -- let the organizations use these signboards
15 because otherwise they're not being used. And it would be a good
16 benefit for everyone to be able to advertise events.

17 So that's all I have.

18 CHAIRMAN MILLS: Okay.

19 On the 2nd I had a LEDA meeting. That worked out pretty
20 good.

21 And a -- kind of an offshoot of that, yesterday we had a --
22 a meeting with some of the land use people. We had a little --
23 I don't know what you call it -- seminar that we did, trying to
24 identify some ways to improve some lands for an industrial park
25 in the -- in the area. And Rex Massey came over and helped us
26 with that.

27 And it was a good meeting. We got a good start. There are
28 going to be more meetings in the future to help us get through
29 that. And that -- that's -- I'm looking forward to that. I
30 think that's good.

31 I had a hospital board meeting. We did approve the project
32 for plan 2A. We've got the architectural work done enough to --
33 to know what the plan is to do. Again, the -- the most important
34 part of that at this point is getting our IT put in place and
35 established in a more appropriate place and location and -- and
36 get -- get features there that we need for the hospital for that
37 to work.

38 And one of the biggest things was for our electronic health
39 record. We have to get IT put into place and functioning well
40 before the HR is really going to work the way it's supposed to.

1 And so we're working on that and moving forward.

2 They are looking at some software for the EHR. They've --

3 they've looked at three or four different companies. I think they

4 have one more company they're going to look at, have a

5 presentation, and then they're going to narrow it down. And

6 hopefully by mid-June they'll make a decision on which company to

7 go with for our electronic -- electronic health record.

8 We went through our financials. And actually the

9 financials are improving. We actually showed a profit of

10 \$114,000. But you've got to keep in mind with this budget stuff

11 and the financial record stuff, especially at the hospital, what

12 you bill isn't necessarily what you receive.

13 So until we actually receive the money, we didn't necessarily

14 get a \$114,000 profit. But in -- in the books it shows it that

15 way, which is a vast improvement over what we've done. One of the

16 biggest reasons that that's happening is that we're actually

17 having in-patient stays -- swing bed and in-patient stays. We

18 haven't done that for years.

19 COMMISSIONER WAITS: Uh-huh.

20 CHAIRMAN MILLS: And that's really helping the hospital a

21 lot, financially.

22 It's also -- it's also providing local care for people so

23 they don't have to go to Reno or -- or Salt Lake or somewhere else

24 to receive their health care. It's really -- it's a huge benefit.

25 It's -- it's great.

26 Along with that, on the EMS side, we also actually showed a

27 profit in EMS. And, again, that's based on billed numbers, not

28 actual money received.

29 But even after -- even after you take out the dis- --

30 the -- the insurance discounts and all the other stuff we have

31 to take off, it's looking like we'll actually have received a

32 profit through EMS for March, which is phenomenal. And one of

33 the biggest reasons for that is that we actually did transports.

34 I mean, from -- from Battle Mountain to Reno, we actually did

35 some transports. Instead of calling in the -- the care flight,

36 we used our EMS to -- to do those transports. And that's the

37 reason we made a profit on that.

38 So I thought that was neat because Keith came and did a

39 presentation to the hospital on EMS and -- and told them that we

40 are looking to purchase a transport ambulance.

1 And if we can actually start using the transport ambulance,
2 and it gets better gas mileage and is more reasonable for those
3 transports, we can actually turn EMS into a profit center. I
4 think we really can do that. And it's -- it's very encouraging.
5 And I really think --
6 COMMISSIONER WAITS: Well, it --
7 CHAIRMAN MILLS: -- that was main --
8 COMMISSIONER WAITS: -- depends on the level of care that
9 they need.
10 CHAIRMAN MILLS: That's true.
11 COMMISSIONER WAITS: That's --
12 CHAIRMAN MILLS: Because sometimes --
13 COMMISSIONER WAITS: -- that's al- --
14 CHAIRMAN MILLS: -- you do have to --
15 COMMISSIONER WAITS: -- that's always it.
16 CHAIRMAN MILLS: Right. But not everyone needs to be sent
17 out on a helicopter.
18 COMMISSIONER WAITS: Absolutely not.
19 CHAIRMAN MILLS: And -- and there are times -- there are
20 times when we can do the transport. It's -- it's appropriate
21 level of care. And it's perfectly reasonable. And we can -- I
22 think we can make a go of that.
23 They did mention it's hospital appreciation month. So
24 they're doing some things at the hospital for that. I think the
25 other day they did root beer floats.
26 And then they're on -- they -- they did want me to mention
27 that on the 26th, EMS is doing a barbecue that's going to be
28 open to the public. So we invite everybody to attend that.
29 COMMISSIONER ALLAN: What time is that?
30 CHAIRMAN MILLS: I didn't write down the time. It's
31 probably like from --
32 SHERIFF RON UNGER: 11:00 --
33 CHAIRMAN MILLS: -- 11:00 to --
34 SHERIFF RON UNGER: 11:00 to 2:00.
35 CHAIRMAN MILLS: -- 2:00. Yeah.
36 We also went through -- had budget meeting yesterday. And
37 that's also kind of encouraging. It's not -- it's not perfect
38 yet. We're still going to submit a budget with a negative
39 balance.
40 But according to our budget, our negative balance is going to

1 be negative \$186,000. It's not negative 4 million.

2 It's not --

3 Okay?

4 Huge improvement.

5 In the meeting I did mention that one of the things I would
6 really like to see -- because this -- this budget actually --
7 because, again, with hospital, you have to take into account the
8 taxes that are received. And those taxes are included in the
9 budget to reach that negative 186,000.

10 They're anticipating -- and -- and they're not including
11 net proceeds in this. This net proceeds is completely separate.
12 This is -- this is *ad valorem* and oth- -- other taxes that are
13 being put into this.

14 But for -- just for operations, the hospital's going to be
15 negative \$4 million. The taxes come in and makes the balance
16 negative 186,000.

17 That's pretty good, but I would like really like to see
18 where the hospital is going to someday have a balanced budget on
19 operations. And then that tax money can be used for capital
20 improvements at the hospital for new -- new equipment, new
21 availability of -- of healthcare that we can provide for the
22 community. That would be a wonderful day if we can get to that.

23 And I think -- as I mentioned that to the staff yesterday,
24 they -- they were all nodding. And I think they're in
25 agreement. It would be great to be able to do that. Our
26 hospital is to provide health care to our community. And I -- I
27 think we're doing a good job of that.

28 And when -- as we look at the budget, in my opinion -- I'm
29 only one person over there -- but in my opinion, the biggest
30 effect we can have on the budget to make it balance is to do -- to
31 do the revenue side, to bring in more revenue.

32 I don't -- there's not a lot more that we can do on the
33 expense side.

34 But if we -- if we can -- if we can bring in more revenue
35 at the hospital, which I think is totally feasible, we can do
36 it, that -- that's really going to make some huge improvements
37 at the hospital.

38 And we are -- based on this budget, we are well on the way
39 to do that. And I find it to be very encouraging.

40 And I think that's all I've got.

1 COMMISSIONER BAKKER: Are you sure?
2 CHAIRMAN MILLS: Sean?
3 I'm pretty sure. I'm probably --
4 COMMISSIONER BAKKER: I don't --
5 CHAIRMAN MILLS: -- wrong, --
6 COMMISSIONER BAKKER: -- have much.
7 CHAIRMAN MILLS: -- but --
8 COMMISSIONER BAKKER: That's for sure. That's hard to
9 follow.
10 On the -- and Keith's going to give this up in his update.
11 July 12th, Newmont has 28 interns that they want a community
12 project for. So they're looking for input. It'll be from
13 7:00 to noon, whether it's painting things around the county or
14 planting trees or anything like that. So if you guys have any
15 ideas, let Keith know, and then he can coordinate that with
16 Newmont.
17 And everything else I have is on the agenda. So we'll play
18 that by ear.
19 And, like I said, Keith's going to give that in his update,
20 but I was the one that was talking to Newmont about that. So --
21 CHAIRMAN MILLS: Okay.
22 COMMISSIONER BAKKER: -- go from --
23 CHAIRMAN MILLS: Patsy?
24 COMMISSIONER BAKKER: -- there.
25 Patsy?
26 COMMISSIONER WAITS: Thank you.
27 On the 3rd of May, I did have a Justice and Public Safety
28 meeting. This is always by phone because it's a -- it's a
29 national meeting.
30 We're still working on our resolutions that are due the 1st
31 of June for our annual meeting for NACO on -- on that. So we'll
32 keep you posted on what's going on.
33 On the 7th, I had a Chamber of Commerce meeting. And that
34 was also the day that we did our tree presentations. The
35 Cooperative Extension and the Chamber and the local community
36 was -- was working on the -- the grant for the -- the cemetery
37 trees.
38 Along with that grant comes education. So we did an
39 educational workshop to the senior center that was more quick
40 and based on adults. And then we did an hour presentation at

1 the school, which was really excellent. We had the multimedia.
2 And we had songs and pictures and -- and the video. And it was
3 --

4 And the -- the Division of Forestry came out of Elko and
5 actually gave every child a tree to plant.

6 CHAIRMAN MILLS: Oh.

7 COMMISSIONER BAKKER: Oh, cool.

8 COMMISSIONER WAITS: And that's always exciting too. But
9 it -- it really is.

10 And -- and just part of that I wanted to share with you
11 because besides the regular things that trees do, everything
12 from, you know, they beautify the homes and the countryside and
13 they shade and -- and the pollutants and the small animals they
14 protect and -- and the lumber and the fruit and all the things
15 we go with, any time you -- you do research in workshop, you
16 always learn.

17 And what I did learn was in the 1990s that it was actually
18 the Division of -- of -- of the U.S. Forest Service and some other
19 entities started doing some more research on the trees. And the
20 public -- the public information and the public health on trees
21 that's coming out of there is just unbelievable.

22 I wanted to share a couple quick statistics that I thought
23 were kind of astounding. But -- but they -- they started giving
24 information like people who live even in the metropolitan areas
25 that live around a park or trees that the -- the newborns,
26 the -- the premature rates go down for mothers that actually are
27 around trees. And they're going, we don't know why. Maybe they
28 just sit underneath them and the stress goes away. I don't
29 know. But -- but it's so cool on the research of all the things
30 they can do for public health.

31 So in Sacramento they planted a million trees. And their
32 estimated energy costs are \$10 million a year.

33 In Minneapolis they plant- -- planted 979,000. And that's
34 removing 384 million tons of pollutants every year.

35 So this -- municipalities and the -- the big cities and the
36 small cities and the counties are looking at changing our
37 infrastructure to say, yes, trees, trees, trees.

38 So when we think about it, even as a small county, when
39 we've got developers in front of us, we might want to think,
40 okay. Well, we'll share the roads with you but plant more

1 trees, you know. I mean, something in that area.
2 So, anyway, it was -- it was real exciting to do. And we
3 got a verbal okay on the grant, of course. So that will be
4 going forward as far as the planning. But education is all over
5 with.
6 On May 8th we had a Pony Express territory meeting. And
7 there's lots of good things and advertising. Of course, Lander
8 is one of those strange ones where we have two territories. We
9 have Pony Express on Highway 50, and we have cowboy territory on
10 Highway 80. But every territory is doing different things on
11 advertising. But we've got some real nice signs now that are
12 coming and saying -- quite huge -- "Welcome to" and then
13 whatever "Fernley," "Fallon," "Austin," "Eureka." and then
14 we're promoting them to take a picture for a selfie and put it
15 --
16 CHAIRMAN MILLS: Oh.
17 COMMISSIONER WAITS: -- in a multimedia and such. So
18 that's always an exciting part of it.
19 On the 8th of May, made a school board meeting. The
20 trustees came down into Austin. We're -- we're very small, of
21 course. We're down to nine children and hanging on by our
22 bootstraps here.
23 But they have 20 different vacancies in Battle Mountain,
24 yet, that they still need to fill that are being --
25 CHAIRMAN MILLS: Oh.
26 COMMISSIONER WAITS: -- changed and moved around. So --
27 But the new superintendent was there. And it was -- it was
28 a -- it was a good meeting.
29 On the 9th I attended the industrial park meeting that --
30 that Kyla headed up with -- with our chair.
31 And then we also had an insurance committee meeting that
32 afternoon that we'll report on here.
33 So that takes care of my -- oh, no.
34 One more thing I wanted to add. It's kind of exciting
35 coming up.
36 Those of you that are familiar with KOLO, radio station,
37 Rock the Park? Well, May 19th, they are actually showcasing
38 Spencer Hot Springs and Hickison on 50.
39 CHAIRMAN MILLS: Oh.
40 COMMISSIONER WAITS: Yeah. So...

1 CHAIRMAN MILLS: Okay.

2 Art?

3 COMMISSIONER CLARK: I had a PLUAC meeting Monday night.
4 And I think I had the same presentation that Commissioner Allan
5 saw. There were a couple of things that really impressed me
6 about this -- this satellite. They -- they measure spec- --
7 spectrums of refraction. They measure the chlorophyll in the
8 plants. Since 1983 to present, they have been taking pictures.

9 What hit me the most about this is that the -- the
10 presenter pulled up a slide of and allotment that was shut down
11 because of riparian issues. The riparian -- the size of the
12 riparian area was a dot on the map. But the whole allotment was
13 shut down. But what the satellite imagery showed was the
14 riparian area was in trouble, but the surrounding vegetation was
15 more than suitable for grazing.

16 So with a five-day turnaround on real time, if there's a
17 closure, all you need to do is wait five days and you can get
18 that picture and see exactly if the allotment needs to be shut
19 down or riparian areas need to be addressed.

20 So in the future I hope that this helps the ranchers.

21 That was the highlight of the meeting.

22 So that's all I have.

23 CHAIRMAN MILLS: Okay. Thank you. So we have staff
24 reports on meetings, conferences, and seminars attended. And
25 Keith isn't here now. He'll be back in a few minutes. So we'll
26 put that off.

27

28

29 **PUBLIC COMMENT**

30

31 CHAIRMAN MILLS: We'll move to public comment for
32 nonagendized items only.

33 Persons are invited to submit comment in writing and/or
34 attend and make comment on any non- -- any nonagenda item at the
35 board meeting, if any, and discussion of those comments at the
36 discretion of the board. All public comment may be limited to
37 three minutes per person, again at the discretion of the board.
38 Reasonable restrictions may be placed on public comment based
39 upon time, place, and manner, but public comment based upon
40 viewpoint may not be restricted.

1 Do we have any public comment?

2 (No comment.)

3 CHAIRMAN MILLS: No comment from our huge crowd today?

4 COMMISSIONER BAKKER: I know, right?

5 CHAIRMAN MILLS: All right.

6
7
8 **CONSENT AGENDA**

9
10 CHAIRMAN MILLS: We'll move on to the consent agenda.

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

19 One, approval of May 10, 2018, agenda notice; two, approval
20 of April 10, 2018, special meeting minutes; three, approval of
21 April 12, 2018, meeting minutes; four, approval of April 26,
22 2018, meeting minutes; five, approval of the payment of bills;
23 and, six, approval of payroll change requests.

24 COMMISSIONER BAKKER: Want to pull anything?

25 COMMISSIONER WAITS: Well, we do need to pull the 26 of
26 April. We don't have those meetings minutes yet.

27 CHAIRMAN MILLS: Right.

28 COMMISSIONER WAITS: And I also need to pull Number 5, the
29 approval of the payment of bills. I have a -- a question on
30 that one.

31 COMMISSIONER BAKKER: Okay. I'll make a motion to approve
32 May 10th, 2018, agenda notice; April 10th, 2018, special meeting
33 minutes; April 12, 2018, meeting minutes; and the payroll change
34 requests.

35 COMMISSIONER WAITS: I'll second the motion.

36 CHAIRMAN MILLS: Okay. Sean made a motion. Patsy
37 seconded.

38 Do we have any public comment?

39 (No comment.)

40 CHAIRMAN MILLS: All in favor?

1 COMMISSIONER BAKKER: Aye.
2 COMMISSIONER ALLAN: Aye.
3 COMMISSIONER WAITS: Aye.
4 CHAIRMAN MILLS: Aye.
5 COMMISSIONER CLARK: Aye.
6 CHAIRMAN MILLS: Okay. Questions on payment of the bills?
7 COMMISSIONER WAITS: Thank you. Yes, on Number 5.
8 Actually, it's on the checks that we ratify. And this
9 packet starts with Check Number 106630.
10 And the check in question is Number 106637. It's to one of
11 our EMS drivers, actually. And the amount was incorrect, but
12 the check had already been sent because we just ratify them.
13 CHAIRMAN MILLS: Okay.
14 COMMISSIONER WAITS: So since it's already been sent,
15 they'll -- the Finance will work on it and, you know, debit it
16 on -- on another run.
17 But for the record, I wanted to know that it was incorrect,
18 that they will correct it and take care of the -- the
19 overpayment on it.
20 So with that correction, I make a motion that we approve the
21 payment of bills.
22 COMMISSIONER BAKKER: Second.
23 CHAIRMAN MILLS: Okay. Patsy made a motion. Sean
24 seconded.
25 Do we have any public comment?
26 (No comment.)
27 CHAIRMAN MILLS: All in favor?
28 COMMISSIONER BAKKER: Aye.
29 CHAIRMAN MILLS: Aye.
30 COMMISSIONER ALLAN: Aye.
31 COMMISSIONER WAITS: Aye.
32 COMMISSIONER CLARK: Aye.
33 COMMISSIONER WAITS: Thank you.
34 CHAIRMAN MILLS: Okay.
35 We are going to take some items out of order.
36 We're going to do our public works section of the agenda
37 first because apparently Bert has to go somewhere or --
38 He has some excuse.
39 So, Bert, do you want me to open all these at once? Or do
40 you want -- do you want --

1 BERT RAMOS: We --

2 CHAIRMAN MILLS: -- us to do these one at a time?

3 BERT RAMOS: We could probably go individually.

4
5
6 **PUBLIC WORKS**

7
8 **14) Update from Public Works regarding the status of projects and**
9 **all other matters properly related thereto.**
10

11 CHAIRMAN MILLS: Okay. We'll start with Item 14. Update
12 form Public Works regarding the status of projects, and all
13 other matters properly related thereto.

14 BERT RAMOS: All right. Bert Ramos for the record.

15 So on our projects right now, we're putting -- installing
16 the water line out here on 26th. And we're about a third of
17 the way complete with that project. Sampling as we go. And
18 probably going to bring some change orders before you guys for
19 some side roads there to possibly extend some water mains down
20 that may service more homes. We're well under budget in that
21 project. And -- and I think it'd be a good time to do it. The
22 -- the reason it wasn't in the project is because I didn't think
23 that our numbers would come in as low as they are.

24 So other than that, I think all -- everything else is on
25 schedule and on the agenda, unless you guys have something for me.

26 COMMISSIONER WAITS: So you're leaving? You're not going
27 to be here when we get to the budget stuff and things that we're
28 firming up?

29 COMMISSIONER ALLAN: That's brave.

30 COMMISSIONER WAITS: Okay.

31 BERT RAMOS: You guys --

32 COMMISSIONER ALLAN: Confident.

33 BERT RAMOS: -- ought to be grateful for that; huh?

34 COMMISSIONER WAITS: Well, I don't know. If -- if we --
35 we'd --

36 BERT RAMOS: Cindy --

37 COMMISSIONER WAITS: -- hate to --

38 BERT RAMOS: -- Cindy is.

39 COMMISSIONER WAITS: What if we take something away that
40 you want to -- you want to work with here?

1 Okay. I just wanted to be sure.
2 BERT RAMOS: We -- we will be all right. The only thing
3 that I can -- that I can say that would be nice is if you guys
4 left a little bit of money somewhere for that --
5 Behind the meeting center there in Austin, the wall that's
6 --
7 COMMISSIONER WAITS: Oh.
8 BERT RAMOS: -- crumbling.
9 COMMISSIONER WAITS: The -- the street behind the visitors
10 center?
11 BERT RAMOS: The visitors center. That's --
12 COMMISSIONER WAITS: Which is -- yeah.
13 The -- the wall is -- is most certainly falling. We -- we
14 saw that. But it's also taking away the actual street. We're
15 afraid that we're going to have to close the street because it's
16 crumbling so badly.
17 BERT RAMOS: Yeah. So we --
18 COMMISSIONER WAITS: So -- but that --
19 BERT RAMOS: -- we --
20 COMMISSIONER WAITS: -- we don't have any in the budget --
21 anything in the budget to -- to shore that up now?
22 BERT RAMOS: No.
23 No, that's -- it's a -- it's a pretty good-sized retaining
24 wall. And -- and it's going to have to be engineered. And
25 it's -- it's an actual project. It's not -- it's not such a small
26 area. And it's -- it's pretty confined to work in, that we can
27 just go do something ourselves.
28 COMMISSIONER WAITS: But we don't have any costs.
29 BERT RAMOS: Costs?
30 COMMISSIONER WAITS: Do we have any idea what it's going to
31 cost us?
32 COMMISSIONER BAKKER: Uh-uh.
33 BERT RAMOS: No.
34 COMMISSIONER WAITS: How -- how --
35 BERT RAMOS: That's the problem. I mean, how do you --
36 it's just one of them -- one of them events that happens.
37 And we -- we weren't prepared for this so we haven't had a
38 chance to get somebody out there to look at it and give us a
39 rough -- rough number like we would normally --
40 COMMISSIONER WAITS: Okay.

1 BERT RAMOS: -- on a budget.
2 COMMISSIONER WAITS: But don't -- don't we have some type
3 of an emergency budget when we have something that has to be
4 fixed and done now?
5 Keith? Cindy? Counselor?
6 BERT RAMOS: We have --
7 COMMISSIONER WAITS: I mean, --
8 BERT RAMOS: -- emergency maintenance --
9 COMMISSIONER WAITS: -- come on.
10 BERT RAMOS: -- as far as, --
11 COMMISSIONER WAITS: I mean, --
12 BERT RAMOS: -- like, equipment --
13 COMMISSIONER WAITS: -- it's not just a --
14 BERT RAMOS: -- and stuff, --
15 COMMISSIONER WAITS: -- let's --
16 BERT RAMOS: -- but not --
17 COMMISSIONER WAITS: Yeah.
18 BERT RAMOS: -- not like a --
19 CHAIRMAN MILLS: Not a project?
20 BERT RAMOS: Not a project --
21 CHAIRMAN MILLS: Do you have --
22 BERT RAMOS: -- emergency --
23 CHAIRMAN MILLS: -- do you have --
24 BERT RAMOS: -- fund.
25 CHAIRMAN MILLS: -- an estimated cost on your own --
26 COMMISSIONER WAITS: No.
27 CHAIRMAN MILLS: -- of what you --
28 COMMISSIONER WAITS: He --
29 CHAIRMAN MILLS: -- what you --
30 COMMISSIONER WAITS: -- doesn't.
31 CHAIRMAN MILLS: -- think it might cost, at all?
32 BERT RAMOS: A hundred -- 125,000, probably -- just -- I'm
33 just throwing some rough numbers out there.
34 CHAIRMAN MILLS: That's -- that, I mean --
35 BERT RAMOS: Yeah.
36 COMMISSIONER BAKKER: So, Bert, why don't we work on that,
37 and we'll get that on the next agenda?
38 BERT RAMOS: Yeah. And we can do that. I mean, if we --
39 if we have time. If you guys -- if we have time. And we may
40 have money left over from other projects. But I would -- me and

1 Cindy have been talking, and I think that it's easiest if we
2 have -- for the auditors and for mine and Cindy's and
3 everybody's -- if we have actual line items going to each
4 project as opposed to stealing from one to pay for the other.
5 CHAIRMAN MILLS: I would agree with that.
6 BERT RAMOS: So...
7 COMMISSIONER WAITS: Well, that -- that's a --
8 CHAIRMAN MILLS: Okay.
9 COMMISSIONER WAITS: -- nice idea in theory, but when we
10 have an --
11 CHAIRMAN MILLS: I know.
12 COMMISSIONER WAITS: -- emergency and something has to be
13 done and the road is -- is deteriorating from the road and still
14 crumbling down. So I'm going, --
15 CHAIRMAN MILLS: Right.
16 COMMISSIONER WAITS: -- I -- I don't want to wait till July
17 to -- to handle this. This is May. This is the 1st of May.
18 COMMISSIONER CLARK: When did --
19 COMMISSIONER WAITS: We've got --
20 COMMISSIONER CLARK: -- this --
21 COMMISSIONER WAITS: -- 60 days.
22 COMMISSIONER BAKKER: -- when did this event occur, Bert?
23 BERT RAMOS: Well, and the -- oh, it's been three weeks ago
24 or so. But when we go out and have this wall engineered, it's
25 going to be July before we get the project started anyways, is
26 the truth.
27 If --
28 COMMISSIONER WAITS: Well, I --
29 BERT RAMOS: -- we have --
30 COMMISSIONER WAITS: -- understand --
31 BERT RAMOS: -- the budget now, it -- we'll implement it
32 come July 1 because we do have an engineering fund for this kind
33 of stuff, but we don't have project money for this stuff.
34 So as long as we put the project money in there, the
35 project actually won't take -- wouldn't be able to take wings
36 until after July anyway with our time frame as far as getting
37 everything put together.
38 COMMISSIONER BAKKER: So let's get -- get working on it.
39 Then --
40 BERT RAMOS: Yeah.

1 COMMISSIONER BAKKER: -- we'll go from there.
2 CHAIRMAN MILLS: Yeah.
3 COMMISSIONER ALLAN: Well, and it might be a thought,
4 future budgets, to create a line item for emergency --
5 COMMISSIONER BAKKER: Emergencies.
6 COMMISSIONER ALLAN: -- projects.
7 COMMISSIONER WAITS: Well, do what you can to mitigate.
8 CHAIRMAN MILLS: Yeah.
9 COMMISSIONER WAITS: If -- but I'd hate to see us close the
10 whole road. But we might close it to just local traffic or s-
11 -- well, of course, it's local traffic anyway. But I'm going,
12 --
13 CHAIRMAN MILLS: That's --
14 COMMISSIONER WAITS: -- excuse --
15 CHAIRMAN MILLS: -- that's --
16 COMMISSIONER WAITS: -- me.
17 CHAIRMAN MILLS: -- everybody.
18 COMMISSIONER WAITS: Excuse me. Right. Right. Nobody
19 goes up there except the area locals. But we -- we might be
20 able to do something, maybe put up a barrier somewhere so they
21 can just be on one side of it and not the other side that's --
22 BERT RAMOS: Yeah. Try to -- we have it coned --
23 COMMISSIONER WAITS: -- that's crumbling.
24 BERT RAMOS: -- off. But, I mean, --
25 COMMISSIONER WAITS: Something.
26 BERT RAMOS: -- not much --
27 COMMISSIONER WAITS: Yeah.
28 BERT RAMOS: -- we can do --
29 COMMISSIONER WAITS: Okay.
30 BERT RAMOS: -- until --
31 CHAIRMAN MILLS: Whatever we can do. Thank you.
32 BERT RAMOS: Yeah.
33 CHAIRMAN MILLS: Do you have any other update items?
34 BERT RAMOS: Nope. Not unless you guys have anything.
35 CHAIRMAN MILLS: Do we have any public comment?
36 (No comment.)
37
38
39
40

1 15) Discussion and possible action to award the fire pond lining
2 project at the Battle Mountain Airport and to consider each
3 of the following: a) High Mark, \$235,961.60 with no alternate
4 bid; b) King Construction: \$238,870 with an alternate bid of
5 \$780 totaling \$239,650; c) Remington Construction, \$286,888
6 with an alternate bid of \$2,000 totaling \$288,888; d) H.E.
7 Hunewill Construction Co., Inc., \$195,757 with an alternate
8 bid of \$1000 totaling \$196,757; and all other matters
9 properly related thereto.
10

11 CHAIRMAN MILLS: Okay. We'll move to Item Number 15.

12 Discussion and possible action to award the fire pond
13 lining pro- -- fire pond lining project at the Battle Mountain
14 Airport and to consider each of the following: a) High Mark,
15 \$235,961.60 with no alternate bid; b) King Construction,
16 \$238,870 with an alternate of 780,000 totaling \$239,650; c)
17 Remington Construction, \$286,888 with an alternative --
18 alternate bid of two hundred -- 2,000?

19 BERT RAMOS: 2,000.

20 CHAIRMAN MILLS: Oh. Totaling \$288,888; d) H.E. Hunewill
21 Construction Company, Incorporated, \$195,757 with an alternate
22 bid of \$1,000 totaling \$196,757; and all other matters properly
23 related thereto.

24 BERT RAMOS: All right.

25 CHAIRMAN MILLS: That was a mouthful.

26 BERT RAMOS: Yep. So this is the fire pond. So on -- on
27 this project, this is going to be refunded. We do not have this
28 in our budget, however. It's the BLM -- we're in -- they're
29 refunding us the full cost of this project.

30 So --

31 CHAIRMAN MILLS: So we're deciding how much of BLM's money
32 to spend.

33 BERT RAMOS: Yes. Yes. So --

34 And this project won't take place until the end of fire
35 season.

36 CHAIRMAN MILLS: Right.

37 BERT RAMOS: So we can't start this project till the end of
38 fire season. We're -- we're taking these steps for the BLM. We
39 had to do it in this time so they can get it to get square with
40 us.

1 COMMISSIONER BAKKER: Well, I'll make a motion to approve
2 -- or motion to award the fire pond lining project at the Battle
3 Mountain Airport to H.E. Hunewill Construction, Incorporated --
4 Co., Incorporated, at \$195,757 with an alternate bid of a
5 thousand totaling \$196,757.
6 COMMISSIONER ALLAN: Second.
7 COMMISSIONER WAITS: So when we went out to bid on this
8 with the RFP, they were told what date that it would be
9 starting? They would be expected to start? That it wasn't
10 right away?
11 BERT RAMOS: Yes. Yes. So --
12 COMMISSIONER WAITS: Okay.
13 BERT RAMOS: -- so after today's meeting, we'll call
14 Hunewill now and let them know that they can order their
15 materials so they can lock them in at the cost that they --
16 COMMISSIONER WAITS: Okay.
17 CHAIRMAN MILLS: Okay. Sean made a motion. Judie
18 seconded.
19 Do we have any public comment?
20 DAVID MEYER: I have one comment, Doug.
21 Hunewill is also doing the grade work on the hangars if we
22 move forward to award that and on Taxiway C. So maybe we can
23 coordinate a little bit with them --
24 COMMISSIONER WAITS: Hm.
25 DAVID MEYER: -- if we do award all those. That way that
26 can -- they'll be on the airport anyway.
27 I'm sure that's part of their thought in the bid. But we
28 can help make that happen. So --
29 BERT RAMOS: Good deal.
30 DAVID MEYER: (indiscernible.)
31 COMMISSIONER BAKKER: Your name?
32 DAVID MEYER: David Meyer, J-U-B.
33 COMMISSIONER BAKKER: Thank you.
34 CHAIRMAN MILLS: Okay. Any other public comment?
35 (No comment.)
36 CHAIRMAN MILLS: All in favor?
37 COMMISSIONER BAKKER: Aye.
38 COMMISSIONER WAITS: Aye.
39 CHAIRMAN MILLS: Aye.
40 COMMISSIONER ALLAN: Aye.

1 COMMISSIONER CLARK: Aye.

2
3 16) Discussion and possible action to award the effluent overflow
4 pond project at the Battle Mountain sewer pond and to
5 consider each of the following: a) High Mark, \$496,257.80
6 with an alternate bid of \$163,750 totaling \$660,007.80; b)
7 King Construction, \$485,620 with an alternate bid of \$75,360
8 totaling \$560,980; c) Remington Construction, \$558,599 with
9 an alternate bid of \$141,400 totaling \$699,999; d) H.E.
10 Hunewill Construction Co., Inc., \$437,310 with an alternate
11 bid of \$185,832 totaling \$623,142; and all other matters
12 properly related thereto.
13

14 CHAIRMAN MILLS: Item 16. Discussion and possible action
15 to award the effluent overflow pond project at the Battle
16 Mountain sewer pond and to consider each of the following: a)
17 High Mark, \$496,257.80 with an alternate bid of \$163,750
18 totaling \$660,007.80; b) King -- King Construction, \$485,620 and
19 an alternate bid of \$75,360 totaling \$560,980; c) Remington
20 Construction, \$558,599 with an alternate bid of \$141,400
21 totaling \$699,999; d) H.E. Hunewill Construction Company, Inc.,
22 \$437,310 with an alternate bid of one hundred -- \$185,832
23 totaling \$623,142; and all other matters properly related
24 thereto.

25 BERT RAMOS: So on -- on this bid, it's pretty interesting.

26 And we don't get this very often, is we have a low bid on the
27 primary project -- project is different from the low bid on the
28 project with --

29 COMMISSIONER WAITS: Alternate.

30 BERT RAMOS: -- alternate.

31 Hunewill's done great work with us. I think I've -- I've
32 spoke to a few of you guys and -- and told you my opinion on this.
33 And -- and we have a good working relationship.

34 However, you know, King is the -- the low bidder with
35 alternate. Alternate would be a nice thing to have done here.

36 I'm not going to bat for either one. It's going to kind of
37 go to the commission on what you guys so choose to do as --

38 I have family that is part of King Construction. I've -- I
39 wanted to let everybody know that. There's no -- so I'm not
40 favoring them and also that Hunewill's done great work with us.

1 And we've had a good history with them. They've saved us a lot of
2 money in the past from low bid to high bid that far exceeds what
3 we have here.
4 But it's entirely up to you guys how you'd like to --
5 CHAIRMAN MILLS: So --
6 BERT RAMOS: -- proceed.
7 CHAIRMAN MILLS: -- one question on it. In -- in talking
8 with you a little bit about that, there was some thought that if
9 we -- if we just do the primary part of the bid, put the new
10 pond in, let one of those -- the old pond dry out before we
11 clean it out, we might get a better bid because we'd have a
12 better idea of how much work it really is entailed in getting it
13 cleaned out.
14 BERT RAMOS: Yeah.
15 CHAIRMAN MILLS: So if we didn't do the alternate now and
16 we did it later -- of course, waiting always makes it more
17 expensive. So I don't know how to balance that out.
18 COMMISSIONER WAITS: Well, if --
19 CHAIRMAN MILLS: So --
20 COMMISSIONER BAKKER: -- the RFP went out with both of
21 them, I'd -- I'd just like us to consider both of them. I
22 really would.
23 And King's out of what? Fernley?
24 BERT RAMOS: Yeah.
25 COMMISSIONER WAITS: So we're still talking Nevada
26 contractors and everything. So I -- I'd like to see us --
27 CHAIRMAN MILLS: You just want to go ahead now?
28 COMMISSIONER WAITS: I -- I --
29 CHAIRMAN MILLS: Okay.
30 COMMISSIONER WAITS: -- really --
31 CHAIRMAN MILLS: Well, that's fine --
32 COMMISSIONER WAITS: -- do.
33 CHAIRMAN MILLS: -- with --
34 COMMISSIONER WAITS: I think --
35 CHAIRMAN MILLS: -- me too.
36 COMMISSIONER WAITS: -- I think we should. That's --
37 CHAIRMAN MILLS: I just wanted to be sure we at least
38 discussed it.
39 COMMISSIONER WAITS: It's -- it's real hard as a contractor
40 when you -- when you bid a primary and then and alternate.

1 And -- and I know that you're going, it's -- it's strange
2 when you're working with the two. But the two depend really on
3 each other. They really do. That's why they're out there. And
4 that's why they can do the alternate. And that depends because
5 they've already been out there. So that doesn't necessarily
6 mean, even though we find it may be a little less work, that it
7 would be less expensive the next time.

8 So --

9 CHAIRMAN MILLS: Right.

10 COMMISSIONER WAITS: -- I'd like --

11 CHAIRMAN MILLS: Okay.

12 COMMISSIONER WAITS: -- to see us go the way we bid it or
13 asked them to bid it for the RFP.

14 COMMISSIONER BAKKER: I would agree. And I would say
15 Hunewill has done a great job for us, but, like Patsy said, King
16 Construction is the lowest bidder. So --

17 BERT RAMOS: Yeah. Well, and it does keep the bidding
18 atmosphere competitive too. You know, there's -- there's
19 something to be said for that either way. So...

20 COMMISSIONER BAKKER: So --

21 I'll --

22 COMMISSIONER ALLAN: I'll --

23 COMMISSIONER BAKKER: -- make --

24 COMMISSIONER ALLAN: -- make a motion that we approve the
25 effluent overflow pro- -- pond project at the Battle Mountain
26 sewer pond to King Construction for four hundred eighty-seven --
27 eighty-five thousand six hundred and twenty with an alternate
28 bid of \$75,360 totaling \$560,980.

29 COMMISSIONER BAKKER: Second.

30 CHAIRMAN MILLS: Okay. Judie made a motion. John -- Sean
31 seconded.

32 Do we have any public comment?

33 (No comment.)

34 CHAIRMAN MILLS: All in favor?

35 COMMISSIONER BAKKER: Aye.

36 CHAIRMAN MILLS: Aye.

37 COMMISSIONER WAITS: Aye.

38 COMMISSIONER CLARK: Aye.

39 COMMISSIONER ALLAN: Aye.

40

1 17) Discussion and possible action regarding the Well 9A project
2 and the direction the Board of Commissioners would like the
3 Public Works director to take, and all other matters properly
4 related thereto.
5

6 CHAIRMAN MILLS: Seventeen. Discussion and possible action
7 regarding Well 9A project and the direction the Board of
8 Commissioners would like the public -- Public Works director --
9 director to take, and all other matters properly related the
10 thereto.

11 BERT RAMOS: Oh. Okay. I'm going to throw out some
12 options here and let you guys know kind of where we've come in
13 on this.

14 So the full-depth wells, both of them, from the surface to
15 about 240 feet is where we're getting our primary -- we're getting
16 good flows of water, the vast majority of our water. And it's at
17 the lowest arsenic levels. We get a .002 on the arsenic, which is
18 well within the drinking standards.

19 It -- once we go deeper than that from, say -- there's a
20 pretty good-sized clay zone there. And then -- and then down to
21 about 560, we're in -- you know, some parts are up to .26 in
22 arsenic, which is well above, you know, .10 is the -- is the legal
23 limit that we can go with. And we aren't gaining a -- a terrible
24 amount of flow, you know, about 400 gallons a minute all the way
25 to 700 feet.

26 So is what I would like to see happen is us drill two
27 wells. It's at the same -- it's going to be -- it's going to
28 not cost us any different other than the mobilization. But we
29 have a redundancy down to 240 feet. But initially start with
30 just the one well, that 240, pump it for a year, see what
31 the ar- -- because your arsenic kind of changes depending on how
32 you pump it. Pump it for a year. See what the arsenic is. If
33 it's still good, go back in and fin- -- finish the second one as
34 well as finishing up the project to put maybe another -- another
35 storage tank out there that would be half underground.

36 You know, it's -- it's a bigger project, but it also would
37 probably be about the same amount of money that it would cost to
38 pipe that out to our tanks that we have there, and we'd have
39 additional storage right near close.

40 It -- it'd help with our pressure. Right now our pressures

1 in town are -- are -- they vary depending on our tank levels. And
2 we can't do anything about that with our PRVs. Our PRVs, pressure
3 relief valves, is what they are, so they set our pressure. With
4 the tank in -- in there, it's so much line between them, it causes
5 real hassle in town getting your pressure set because the tank
6 levels create more pressure, obviously, or less.

7 So that would be my recommendations is us to drill one well
8 for now that's to 240 feet, pump it for the year to the golf
9 course, if the results come back good, then we can move forward
10 with it being a municipal well.

11 If they don't come back where we would like them or -- or
12 questionable, then -- then I say we go all the way to full depth
13 and don't worry about what the -- what the water is. Gain the
14 few extra gallons a minute and put it straight to the -- to the
15 golf course and be -- be done.

16 That'd be my recommendation.

17 COMMISSIONER BAKKER: (Indiscernible.)

18 COMMISSIONER ALLAN: So, Bert, what -- do you have an
19 estimated cost of what it'd be just for one well to the
20 240 feet?

21 BERT RAMOS: No. But we are -- we're holding to the -- the
22 contractor's holding to their -- their lineal footage price.

23 COMMISSIONER ALLAN: So my understanding, though, is if we
24 do a municipal well, it -- it's considerably more expensive
25 because you'd have to use special piping versus just an
26 irrigation well?

27 BERT RAMOS: Yes and no.

28 To full depth, it is considerably more expensive when you go
29 down to 7-, 800 feet and you do municipal wells. And it's -- then
30 it's considerably more because you're -- you're going to use a
31 bigger casing --

32 COMMISSIONER ALLAN: So a two --

33 BERT RAMOS: -- running.

34 COMMISSIONER ALLAN: -- forty --

35 BERT RAMOS: But at 240, you actually -- you can use a
36 smaller pipe that is to the -- to the state standards that you
37 would use on -- on a domestic well. So the price is no --

38 COMMISSIONER ALLAN: Oh, okay.

39 BERT RAMOS: Yeah.

40 COMMISSIONER ALLAN: Okay. Because that was the only other

1 thought was, you know, if we did decide to turn it into just
2 basically an irrigation-type well, are we spending too much
3 money for municipal?

4 BERT RAMOS: Yeah. No, no. The development of it won't
5 be -- there won't be a big cost difference. There would be a
6 huge savings in -- in pumping cost because your pump isn't as
7 deep. And -- and there's another big savings because you're
8 using a submersible as -- as opposed to, you know, a turbine
9 that's -- that's aboveground.

10 The life frequency of them lasts longer because they're
11 submerged in water. They don't overheat. There's -- there's a
12 lot of benefits to that by going shallower.

13 We're going go with a -- a 16-inch main casing, a 24-inch
14 outer. That way we have the volume. And it -- and it would be
15 the same price as a 12-inch, the way they've changed the pricing
16 on the pipe. We're locked into the 16-inch with the contractor.
17 And -- and he'll -- he said he would hold that for us.

18 So --

19 COMMISSIONER ALLAN: Other question would be if we went
20 with -- with this concept now and wait a year, would you come
21 back for the '19 -- 2019/'20 budget to --

22 BERT RAMOS: Yes.

23 COMMISSIONER ALLAN: -- do. So...

24 BERT RAMOS: Yes, that --

25 COMMISSIONER ALLAN: The tensional.

26 BERT RAMOS: -- that would be the plan.

27 COMMISSIONER ALLAN: Okay.

28 BERT RAMOS: And -- and so the thought process behind the
29 two wells is you've got redundancy, for one. But you -- we
30 could pump them at roughly 600 gallons a minute constantly and
31 never -- never have a problem. As opposed to one well, we might
32 get 11-gallons a minute out of, which is far less than what we
33 were hoping for. But you don't have redundancy. You're pumping
34 it from deeper. And you're -- you're blending your waters are
35 coming up so there is no guarantees on what our arsenic would
36 be.

37 That's why the shallower wells seem to be more promising
38 right now.

39 And we're trying to go through all the steps to
40 eliminate any, you know -- hanging my name on this one so I

1 really want it to be successful. So we're trying to go through
2 all the steps on this.

3 COMMISSIONER BAKKER: Okay.

4 COMMISSIONER ALLAN: I think it sound like a good idea.

5 CHAIRMAN MILLS: Yeah.

6 BERT RAMOS: Then I will be getting with Finance to roll
7 that money over, the savings. Because it will be a considerable
8 savings --

9 CHAIRMAN MILLS: Right.

10 BERT RAMOS: -- from what we're --

11 CHAIRMAN MILLS: So we can --

12 BERT RAMOS: -- budgeting.

13 CHAIRMAN MILLS: -- just take that and simply roll it over
14 for the project when you --

15 BERT RAMOS: Yes.

16 CHAIRMAN MILLS: -- for whatever we do with it next year,
17 --

18 BERT RAMOS: Yep.

19 CHAIRMAN MILLS: -- whatever the results are.

20 BERT RAMOS: Yep.

21 CHAIRMAN MILLS: Motion?

22 COMMISSIONER BAKKER: Oh, boy.

23 I'll make a motion that we move forward with one well for now
24 for the Well 9A project drilled to 200 feet.

25 BERT RAMOS: 240.

26 COMMISSIONER BAKKER: 240.

27 COMMISSIONER WAITS: 240.

28 COMMISSIONER BAKKER: Two hundred and forty feet. Just the
29 one well for one year. And then we'll see where the arsenic
30 levels are to move forward either with the second well or to
31 deepen that well for a -- for the golf course well.

32 BERT RAMOS: Yes.

33 And one other thing I'd like to point out in case anybody
34 comes to you guys. There's some concerned citizens out there
35 about maybe this dewatering their -- their personal wells.
36 There's a small corner there that have private wells.

37 And my argument to that is, is that we -- we aren't
38 changing anything. The golf course, minus the last two years,
39 has been fed off wells that were right there as well.

40 So we -- we aren't changing the drawdown.

1 And we've also taken a -- a bunch of homes off of wells
2 that were on -- that used to be on wells that are now on our
3 domestic system. So the --

4 We will be going forward, checking on these -- you know,
5 knocking on doors and seeing if they don't mind us dropping a
6 transducer down and -- and checking when we do our test pumping
7 out here, checking their wells to see if there is any drawdown
8 or effect on their well.

9 But it -- there shouldn't be very much if any. I don't --
10 I don't foresee.

11 We are taking precautions to look out for the homeowners
12 that are out there on -- on domestic wells.

13 COMMISSIONER ALLAN: So, Bert, do you know what the well at
14 the golf course originally was? The depth?

15 BERT RAMOS: Yeah, it's about 200 feet. One -- 180 is
16 actually is -- is one of the wells. The other well -- and
17 they're only 8-inch casings.

18 COMMISSIONER ALLAN: Okay. And --

19 Well, that was the other question is -- is do you know what
20 they were pumping on those?

21 BERT RAMOS: No. Because the -- we can all -- it's got an
22 RFD on it. And --

23 COMMISSIONER ALLAN: Yeah.

24 BERT RAMOS: -- and we can only crank it up to about
25 50-hertz. So the -- at 50-hertz we're getting about 386 gallons
26 a minute. And that's -- that's where it tops out. So we --

27 COMMISSIONER ALLAN: Okay.

28 BERT RAMOS: -- we really can't pump it to failure.

29 COMMISSIONER ALLAN: I was just curious if they were deeper
30 wells. Because, like you said, the -- the existing wells at the
31 golf course that we're replacing, I was just wondering if they
32 were deeper. And when you're talking -- you're only going to be
33 pumping 600 gallons a minute now --

34 BERT RAMOS: Uh-huh.

35 COMMISSIONER ALLAN: -- that the drawdown from a deeper
36 well. But these are -- this is probably about the same level as
37 what --

38 BERT RAMOS: What's existing. Yeah.

39 COMMISSIONER ALLAN: -- what -- what's existing now with
40 the homeowners. So --

1 BERT RAMOS: Yeah.
2 COMMISSIONER WAITS: I'll second the motion.
3 CHAIRMAN MILLS: Okay. Sean made a motion. Patsy
4 seconded.
5 Do we have any public comment?
6 (No comment.)
7 CHAIRMAN MILLS: All in favor?
8 COMMISSIONER BAKKER: Aye.
9 COMMISSIONER ALLAN: Aye.
10 CHAIRMAN MILLS: Aye.
11 COMMISSIONER WAITS: Aye.
12 COMMISSIONER CLARK: Aye.
13
14 18) Discussion and possible action to approve/disapprove
15 Resolution 2018-06, a resolution modifying the fee schedule
16 for the Battle Mountain water system to include the rate for
17 non-potable water, and all other matters properly related
18 thereto.
19
20 CHAIRMAN MILLS: Okay. Item 18. Discussion and possible
21 action to approve/disapprove Resolution 2018-06, a resolution
22 modifying the fee schedule for the Battle Mountain water system
23 to include the rate for non-potable water, and all other matters
24 properly related thereto.
25 Yep. This one's been before us before.
26 BERT RAMOS: Yeah.
27 COMMISSIONER WAITS: Yes. But I -- I didn't have anything
28 attached. Do you have something?
29 COMMISSIONER CLARK: You got one page behind?
30 COMMISSIONER WAITS: I'll --
31 COMMISSIONER ALLAN: Just the --
32 COMMISSIONER WAITS: -- just look on --
33 COMMISSIONER ALLAN: -- resolution.
34 COMMISSIONER WAITS: -- yours.
35 COMMISSIONER CLARK: Just the --
36 COMMISSIONER WAITS: Thank you.
37 COMMISSIONER CLARK: -- resolution.
38 BERT RAMOS: So you guys approved this. We just didn't
39 have it in a resolution.
40 COMMISSIONER WAITS: Uh-huh.

1 BERT RAMOS: So this is just making it --
2 CHAIRMAN MILLS: Just --
3 BERT RAMOS: -- official.
4 CHAIRMAN MILLS: -- just finishing it up.
5 BERT RAMOS: Yep.
6 COMMISSIONER ALLAN: So I'll make motion that we approve
7 the Resolution Number 2018-06 of the Board of Lander County
8 Commissioners, a resolution modifying the fee schedule for the
9 Battle Mountain water system.
10 Whereas Lander County has the authority to establish the
11 fee schedule for the Battle Mountain water system pursuant to
12 LCC 13.12.720.
13 And whereas Lander County finds it necessary to set forth a
14 new fee in the current fee schedule in order to continue to
15 provide quality service by Lander County Water and Sewer
16 District 1.
17 Now, therefore, be it resolved that the fees for the Battle
18 Mountain water system shall be modified as indicated, which
19 serves Battle Mountain in the modified fee is as foll- --
20 follows: Non-potable water, \$1.20 per thousand gallons.
21 Be it further resolved that all other water and sewer fees
22 shall remain as currently in effect.
23 Passed and adopted this 10th day of May, 2018.
24 CHAIRMAN MILLS: Do we have a second?
25 COMMISSIONER CLARK: I'll -- I'll second it.
26 COMMISSIONER BAKKER: Second.
27 CHAIRMAN MILLS: Okay. Judie made a motion. Art seconded.
28 Do we have any public comment?
29 (No comment.)
30 CHAIRMAN MILLS: All in favor?
31 COMMISSIONER BAKKER: Aye.
32 COMMISSIONER ALLAN: Aye.
33 CHAIRMAN MILLS: Aye.
34 COMMISSIONER WAITS: Aye.
35 COMMISSIONER CLARK: Aye.
36 COMMISSIONER BAKKER: Lively bunch today.
37 BERT RAMOS: And then I don't know if you guys want to
38 touch on this one or not, if -- if -- but on Number 5? Do you
39 guys need me in here for that one or not?
40 COMMISSIONER ALLAN: Oh, yeah.

1 BERT RAMOS: Just throwing it out there.
2 CHAIRMAN MILLS: Do you have some input on that?
3 COMMISSIONER BAKKER: You've got to open it.
4 BERT RAMOS: I do have some input, but I don't have a --
5 CHAIRMAN MILLS: Okay.
6 BERT RAMOS: -- lot of --
7 CHAIRMAN MILLS: Well, we'll --
8 BERT RAMOS: -- history or -- or --
9 CHAIRMAN MILLS: We'll open that --
10 BERT RAMOS: -- knowledge.
11 CHAIRMAN MILLS: -- up, and we'll do -- we'll do that next.
12
13

14 **COMMISSIONERS**

15
16 5) **Discussion and possible action regarding ADA accessible**
17 **parking on the corner of Reese Street and Front Street in**
18 **Lander County, and all other matters properly related**
19 **thereto.**
20

21 CHAIRMAN MILLS: Item 5. Discussion and possible action
22 regarding ADA accessible parking on the corner of Reese Street
23 and Front Street in Lander County, and all other matters
24 properly related thereto.

25 So as I said we're -- somebody wants us to put in a
26 handicap parking spot.

27 KEITH WESTENGARD: Correct.

28 COMMISSIONER ALLAN: Because Front Street is a highway, we
29 can put it on Reese.

30 How would that -- do we have to get permission from the
31 state?

32 BERT RAMOS: If it's state, --

33 CHAIRMAN MILLS: I probably imagine if it's on --

34 BERT RAMOS: -- yes.

35 CHAIRMAN MILLS: -- if it's on --

36 BERT RAMOS: If it's --

37 CHAIRMAN MILLS: -- Front --

38 COMMISSIONER ALLAN: Right.

39 BERT RAMOS: -- state, --

40 CHAIRMAN MILLS: -- Street, we would --

1 BERT RAMOS: -- yes.
2 CHAIRMAN MILLS: -- have to.
3 COMMISSIONER ALLAN: I mean, if we put it off onto -- to
4 Front. But what about if we put it off on Reese?
5 BERT RAMOS: We -- we can put it --
6 COMMISSIONER ALLAN: Is there --
7 BERT RAMOS: -- on -- no, we can put --
8 COMMISSIONER ALLAN: -- any --
9 BERT RAMOS: -- it on --
10 COMMISSIONER ALLAN: -- kind of --
11 BERT RAMOS: -- Reese.
12 COMMISSIONER ALLAN: -- easement access or --
13 BERT RAMOS: The -- the thing about going forward with
14 something like this is when -- once you do that, then you also
15 should probably go ahead and make the sidewalks and everything
16 accessible there as well, --
17 COMMISSIONER CLARK: Right.
18 BERT RAMOS: -- handicap accessible.
19 You're kind of grandfathered in. And you don't -- the
20 state doesn't require you to make it ADA compliant until you
21 come through with a new project.
22 So like all the streets that we've done recently here in
23 town, if you drive down them, you'll see that they're ADA
24 compliant with sidewalks and -- and the, you know, ramps --
25 CHAIRMAN MILLS: With the --
26 BERT RAMOS: -- with the -- with the --
27 CHAIRMAN MILLS: -- with the --
28 BERT RAMOS: -- bumps on them and the --
29 CHAIRMAN MILLS: -- dip in the sidewalk, the street level
30 of --
31 BERT RAMOS: Yep.
32 Because that's the requirement of the state is to be
33 compliant with them once you come through with a new project.
34 Up until then, you don't have to -- you're kind of
35 grandfathered in, so to speak.
36 So if you guys are going to go forward with this, just know
37 that we might be opening the door to --
38 CHAIRMAN MILLS: Is --
39 BERT RAMOS: -- a --
40 CHAIRMAN MILLS: -- is --

1 BERT RAMOS: -- bigger --
2 CHAIRMAN MILLS: -- there --
3 BERT RAMOS: -- project.
4 COMMISSIONER ALLAN: -- a place where we could put a
5 handicap spot that already has a ramp or something wheelchair
6 accessible? Maybe not necessarily on Reese Street, maybe
7 there's some -- another street that's close by that would be --
8 I don't know.
9 BERT RAMOS: Yeah. We could -- we could look at -- I'll
10 look around there and see if we can't find somewhere closer, --
11 CHAIRMAN MILLS: Because maybe there's --
12 BERT RAMOS: -- if --
13 CHAIRMAN MILLS: -- a place --
14 BERT RAMOS: -- we don't even have something that's there.
15 I haven't -- I haven't drove by it and even looked at it.
16 CHAIRMAN MILLS: Right. Because I don't --
17 BERT RAMOS: So --
18 CHAIRMAN MILLS: -- know if -- maybe there's something
19 that's already accessible.
20 Because it's -- like you're talking about, this -- this'll
21 turn into a project.
22 COMMISSIONER ALLAN: We'll have to do --
23 CHAIRMAN MILLS: And then --
24 COMMISSIONER ALLAN: -- all the streets in town, then.
25 CHAIRMAN MILLS: It's not as simple as just painting a
26 handicap spot.
27 BERT RAMOS: No. No, it can -- it can turn -- turn into a
28 lot more than just a handicap spot.
29 And that's the only -- that's the only thing I want to
30 point out.
31 I have no problem when we go through --
32 CHAIRMAN MILLS: Yeah.
33 BERT RAMOS: -- and -- and do projects through -- through
34 streets, you know, to put the curb, sidewalk, gutter, the whole
35 nine, make it right. But to specifically go to one spot and do
36 it, then it's going to be --
37 CHAIRMAN MILLS: So --
38 BERT RAMOS: -- a project.
39 CHAIRMAN MILLS: -- yeah. I think let's -- let's get some
40 more research on this thing and come up with a -- a location and

1 a plan and --
2 Because if -- if we could just throw some paint on there
3 and say it's a handicapped spot, that'd be great.
4 BERT RAMOS: Yeah.
5 CHAIRMAN MILLS: But it doesn't sound like it's going to be
6 that easy.
7 COMMISSIONER CLARK: No, that -- that curb on Reese Street
8 is really high because of the crown on the new road. So you
9 would have to knock that sidewalk down and put some kind of ramp
10 access if you were going to do that on Reese.
11 BERT RAMOS: Yeah.
12 COMMISSIONER CLARK: And you'd have to do it on the west
13 side of Reese, --
14 CHAIRMAN MILLS: Yeah.
15 COMMISSIONER CLARK: -- otherwise you'd have to cross the
16 road. So it's going --
17 COMMISSIONER BAKKER: Bert, --
18 COMMISSIONER CLARK: -- to be --
19 COMMISSIONER BAKKER: -- check --
20 COMMISSIONER CLARK: -- a big --
21 COMMISSIONER BAKKER: -- into --
22 CHAIRMAN MILLS: So --
23 COMMISSIONER BAKKER: -- it.
24 COMMISSIONER CLARK: -- project.
25 CHAIRMAN MILLS: -- in making it wheelchair accessible, do
26 you have to change the sidewalk? Could you -- could you put
27 something just on the -- from the street across the curb? Or
28 over the gutter?
29 COMMISSIONER CLARK: When you start --
30 CHAIRMAN MILLS: Is that -- is that acceptable? Or is that
31 not --
32 BERT RAMOS: I don't know.
33 COMMISSIONER CLARK: When you --
34 CHAIRMAN MILLS: -- allowed?
35 COMMISSIONER CLARK: -- start talking about ADA, it's
36 guided by federal law.
37 COMMISSIONER ALLAN: Yeah.
38 CHAIRMAN MILLS: Okay. Yeah. And my --
39 BERT RAMOS: We can't just -- we can't just get them there
40 and then let them lose.

1 CHAIRMAN MILLS: Yeah. It might get complicated.
2 BERT RAMOS: Yeah.
3 CHAIRMAN MILLS: All right.
4 COMMISSIONER WAITS: I do --
5 COMMISSIONER CLARK: It's a lot of work.
6 COMMISSIONER WAITS: -- know that -- since that area is
7 used so much, though, that that is very sad that -- that we're
8 noncompliant, and that is a concern.
9 So my question is, if we -- Counselor, if we just did the
10 one because it is -- it is used, you know, probably more than a
11 lot of other places, maybe, would that necessarily -- that
12 doesn't take away the fact that we're grandfathered on the rest
13 of the streets or anything; would it? I mean, can't we --
14 DISTRICT ATTORNEY HERRERA: Well --
15 COMMISSIONER WAITS: -- just do one and go, we'll --
16 DISTRICT ATTORNEY HERRERA: I don't think we can do just
17 one. I think, as Bert points out, that if you have a project
18 that's aimed at this specific issue, then that opens up that
19 issue and the --
20 COMMISSIONER WAITS: Being --
21 DISTRICT ATTORNEY HERRERA: -- grandfather --
22 COMMISSIONER WAITS: -- compliant everywhere. We kind of
23 lose the grandfathering, --
24 DISTRICT ATTORNEY HERRERA: Yes.
25 COMMISSIONER WAITS: -- is what --
26 DISTRICT ATTORNEY HERRERA: Yes.
27 COMMISSIONER WAITS: -- you're saying? That --
28 DISTRICT ATTORNEY HERRERA: Yes.
29 COMMISSIONER WAITS: -- that was my question, legally.
30 Okay.
31 CHAIRMAN MILLS: Oh.
32 COMMISSIONER WAITS: Okay. Well, that's -- that's very sad
33 that we do. But --
34 COMMISSIONER CLARK: I'll be glad to have sidewalks around
35 my property. Make it ADA accessible.
36 BERT RAMOS: Yes. Yes.
37 COMMISSIONER CLARK: And that's what you're saying. If
38 we -- if we do this, then we're going to have to move forward
39 and make all the -- all around the new streets ADA compliant?
40 BERT RAMOS: No, no, no. So --

1 DISTRICT ATTORNEY HERRERA: No.
2 BERT RAMOS: -- when you do a project -- so we're going to
3 repave this road. And if it has curb and gutter there, you --
4 you have to -- when you come back to replace that, if you
5 don't -- if you leave the curb and gutter where it is and just
6 pave the street, you don't have to touch anything.
7 COMMISSIONER CLARK: Okay.
8 BERT RAMOS: But if you come back in and you touch that
9 curb and gutter, then you have to put your sidewalks. You have
10 to put your ADA. You --
11 DISTRICT ATTORNEY HERRERA: Yeah.
12 BERT RAMOS: -- have to put everything that follows.
13 COMMISSIONER ALLAN: So here's a thought. On Reese Street
14 by the alley -- the alley between the Owl Club and the flower
15 shop -- if you put a parking spot on that end and make that
16 handicap parking only, when you got out of your vehicle, you
17 could actually go from the -- from the road in the alley onto
18 the parking lot. Because it doesn't have a --
19 COMMISSIONER WAITS: Curb?
20 COMMISSIONER ALLAN: -- a curb.
21 COMMISSIONER CLARK: And the back door has a ramp already.
22 BERT RAMOS: Yeah.
23 COMMISSIONER ALLAN: Well, even --
24 BERT RAMOS: I --
25 COMMISSIONER ALLAN: -- if you --
26 BERT RAMOS: -- can go --
27 COMMISSIONER ALLAN: -- want to --
28 BERT RAMOS: -- I can go look at it.
29 COMMISSIONER ALLAN: Even --
30 CHAIRMAN MILLS: Or they could --
31 COMMISSIONER ALLAN: -- if you --
32 CHAIRMAN MILLS: -- just --
33 COMMISSIONER ALLAN: -- wanted --
34 CHAIRMAN MILLS: -- park --
35 COMMISSIONER ALLAN: -- to go to --
36 CHAIRMAN MILLS: -- in the back --
37 COMMISSIONER ALLAN: -- the front --
38 CHAIRMAN MILLS: -- alley.
39 COMMISSIONER ALLAN: -- door. But the thing is, is that
40 way it's already a smooth transition. It's just make that spot

1 a handicap parking spot, handicapped only.
2 I mean, it's --
3 BERT RAMOS: Yeah. No, I can -- I can go look at it. And
4 I need to do some more research and see what -- what doors we're
5 opening and, you know, make sure that we're -- we're protected
6 in doing it. We al- -- you know, always want to make it
7 accessible for everybody in the community, --
8 COMMISSIONER ALLAN: Yeah.
9 BERT RAMOS: -- including those with a handicap. So --
10 COMMISSIONER ALLAN: And --
11 CHAIRMAN MILLS: Yeah.
12 COMMISSIONER ALLAN: -- yeah. There is a ramp at the back
13 door. And, I mean, it's -- if you're walking -- if you're
14 handicap walking, it's a little bit further.
15 BERT RAMOS: Uh-huh.
16 COMMISSIONER ALLAN: But if you're walking, you can walk
17 over a curb anyway. So it's more --
18 CHAIRMAN MILLS: Does our sheriff's --
19 COMMISSIONER ALLAN: -- limited.
20 CHAIRMAN MILLS: -- office have some input on their
21 handicap parking?
22 COMMISSIONER CLARK: Oh, yeah.
23 SHERIFF RON UNGER: No. We were just visiting that -- that
24 Commissioner Allan is -- is pretty close to make it real easy
25 for Bert because of that, which we discussed earlier.
26 The problem that we foresee is that alley has -- has got a
27 lot of ruts and stuff --
28 CHAIRMAN MILLS: It's pretty --
29 SHERIFF RON UNGER: -- in it.
30 CHAIRMAN MILLS: -- bad. It's pretty --
31 SHERIFF RON UNGER: If they were --
32 CHAIRMAN MILLS: -- rough.
33 SHERIFF RON UNGER: -- to use the back door -- they may
34 have to do a little work right there in front or fix the alley.
35 That would -- that would probably be --
36 CHAIRMAN MILLS: Right.
37 SHERIFF RON UNGER: And I'm speaking out of turn. But is
38 what we looked at after the meeting that the lady was here with,
39 Commissioner Allan is correct that the street there it looks to
40 be a lot cheaper and easier, possibly.

1 CHAIRMAN MILLS: Okay. Well, --
2 BERT RAMOS: Yeah, if it's --
3 CHAIRMAN MILLS: -- maybe there's --
4 BERT RAMOS: -- a matter --
5 CHAIRMAN MILLS: -- some options.
6 BERT RAMOS: -- of us --
7 SHERIFF RON UNGER: Going to have to look --
8 CHAIRMAN MILLS: Let's --
9 SHERIFF RON UNGER: -- at the --
10 CHAIRMAN MILLS: -- let's --
11 SHERIFF RON UNGER: -- alley.
12 CHAIRMAN MILLS: -- let's do some --
13 BERT RAMOS: Yeah.
14 CHAIRMAN MILLS: -- more looking into it and --
15 BERT RAMOS: And if it's a matter --
16 CHAIRMAN MILLS: -- to bring it --
17 BERT RAMOS: -- of us --
18 CHAIRMAN MILLS: -- back.
19 BERT RAMOS: -- paving a small section or pouring a small
20 section of concrete down an alley to -- to make it accessible,
21 that's absolutely no problem. I mean, we'll figure it out --
22 that's for sure -- if we can.
23 CHAIRMAN MILLS: Okay. Well, let's keep working on it and
24 bring it back.
25 COMMISSIONER BAKKER: Thanks, Bert.
26 BERT RAMOS: Yeah.
27 CHAIRMAN MILLS: Thank you.
28 COMMISSIONER CLARK: Thanks, Bert.
29 BERT RAMOS: Thank you, guys. I appreciate you opening me
30 up.
31 DAVID MEYER: Bert. Bert.
32 BERT RAMOS: Oh. Thank you.
33 CHAIRMAN MILLS: (Indiscernible.)
34 COMMISSIONER ALLAN: Staff reports.
35 CHAIRMAN MILLS: Yeah.
36
37
38
39
40

1 **STAFF REPORTS**

2
3 CHAIRMAN MILLS: We're going to go back to staff reports on
4 meetings, conferences, and seminars --

5 UNIDENTIFIED PARTICIPANT: (Indiscernible.)

6 CHAIRMAN MILLS: -- attended.

7 COMMISSIONER CLARK: Keith?

8 KEITH WESTENGARD: All right. I have just one thing.
9 All the other stuff I have is going to be covered on the
10 agenda. The biggest thing is our health insurance.

11 The draft --

12 UNIDENTIFIED PARTICIPANT: (Indiscernible.)

13 KEITH WESTENGARD: -- EIS statement is out regarding the
14 sage grouse. If anybody wants it, let me know. I'll print it
15 out. It's pretty lengthy. It's in its 90-day review period.

16 We also have one for the Naval Air Station expansion. It
17 looks like they're looking at tripling the size of the Naval Air
18 Station in Fallon. So that could have a -- none of the land is
19 in Lander County. But it -- it does affect us, especially in --
20 for the Austin Airport and so -- so forth.

21 I attended the chamber meeting in Austin Monday. We
22 talked -- there was quite a bit of discussion about the sonic
23 booms in Austin. The -- the chamber down there was going to write
24 a letter to the governor. And simultaneously, I did suggest I
25 would write -- or offer to write a letter to Heller's office
26 regarding this. It is having quite an effect on the old buildings
27 in the Austin area -- the sonic booms.

28 Newmont is going to have 28 interns -- intern folks from 7:00
29 a.m. to 12:00 p.m. on July 12th for community projects. So I --
30 I was going to get with Bert on that and look at some community
31 projects around. Maybe we could look into painting the BM or --
32 or whatever suggestions might come to me. We've got some people
33 to help around the community.

34 Like I say, other than that, the rest of the stuff I have is
35 on the agenda.

36 Thanks.

37 CHAIRMAN MILLS: Okay. Thank you.

38 COMMISSIONER BAKKER: Thank you.

39 COMMISSIONER WAITS: Could I just make a comment on -- on
40 the sonic booms?

1 The -- the main reason that we've been so concerned is
2 because, first of all, it's a historic area and it is protected.
3 And what happens is they get a new group in every six weeks.
4 They're told, don't fly over this area. They are told that.
5 Some of the sonic booms are picked up when they're in their
6 proper fly area and -- and --
7 CHAIRMAN MILLS: And they're just --
8 COMMISSIONER WAITS: -- the way --
9 CHAIRMAN MILLS: -- traveling.
10 COMMISSIONER WAITS: -- the winds, everything, it still
11 hits.
12 CHAIRMAN MILLS: Oh.
13 COMMISSIONER WAITS: Unfortunately, because we are so old
14 and a lot of them are the old granite, it's like when we did
15 St. Augustine's it was, like, over \$30,000 to -- to just kind of
16 redo all the front that was all granite that had -- over the
17 years of the sonic booms -- had been crumbling.
18 And -- and that's true with a lot of the old buildings.
19 So it -- it isn't -- we understand their mission. And --
20 and we're not against any of that, --
21 CHAIRMAN MILLS: Right.
22 COMMISSIONER WAITS: -- but we're saying is when -- when
23 they give the information to all the new pilots that come in
24 every few weeks, we can tell when a new bunch comes in. I mean,
25 they just --
26 If you know pilots, they -- they have a lot of other things
27 on their mind, of course. And -- and so we -- we need to drive
28 home. We're trying to -- to identify how many we have. They
29 just can't believe we have as many as we do. And we can't get
30 anything to measure it. And that's what we've been working on.
31 So that's -- that's the whole idea of --
32 CHAIRMAN MILLS: Hm.
33 COMMISSIONER WAITS: -- the letters are to try and get some
34 way to measure so that they know the seriousness and how many
35 times. Because if we leave it up to just the people to call, we
36 go, oh, shoot, another one. And we don't call.
37 And -- and we put notes up in the post office, and people
38 write, the sound of freedom, you know. No, no. We understand
39 that. We're -- we're all for it. But we're just saying they
40 can't go in this corridor. We've got to let them know that this

1 group is not complying with what they're supposed to be complying
2 with.

3 So I wanted it on record so you know we're not just all
4 complaining because the Navy jets are going over.

5 CHAIRMAN MILLS: Right. So like you mentioned, in -- if
6 you look at a FAA chart, Austin is in the military operation
7 area.

8 COMMISSIONER WAITS: Yes.

9 CHAIRMAN MILLS: But there's a section there that's --
10 that's -- there's a circle around it. It's -- that the
11 military's not allowed to fly in --

12 COMMISSIONER WAITS: Right.

13 CHAIRMAN MILLS: -- even though it's in a military
14 operation --

15 COMMISSIONER WAITS: But, --

16 CHAIRMAN MILLS: -- area.

17 COMMISSIONER WAITS: -- like I said, when the winds --

18 CHAIRMAN MILLS: But like you said --

19 COMMISSIONER WAITS: -- are just right and everything,
20 even --

21 CHAIRMAN MILLS: Those sonic --

22 COMMISSIONER WAITS: -- though --

23 CHAIRMAN MILLS: -- booms travel.

24 COMMISSIONER WAITS: Yeah.

25 CHAIRMAN MILLS: And they can travel a long way. So that
26 doesn't necessarily --

27 COMMISSIONER WAITS: Uh-huh.

28 CHAIRMAN MILLS: -- stop those just because it's a
29 no-fly --

30 COMMISSIONER WAITS: But --

31 CHAIRMAN MILLS: -- zone --

32 COMMISSIONER WAITS: -- but you can --

33 CHAIRMAN MILLS: -- for the military.

34 COMMISSIONER WAITS: -- tell when a new group comes in
35 because --

36 CHAIRMAN MILLS: Yeah.

37 COMMISSIONER WAITS: -- the -- the ones that know and the
38 ones that are regular, we -- we don't get that like we do now.
39 I mean, we've just been bar- -- been bombarded the last
40 couple -- couple weeks. I mean, it's just, you know, several a

1 day, hard ones. And everything's shaking. And we're going, no,
2 no, no. So that's why.

3 Thank you.

4
5
6 **COMMISSIONERS**

- 7
8 1) Discussion only regarding a public hearing at which all
9 interested persons may present their views on Ordinance No.
10 2018-02 amending Title 8 to add a new Chapter 8.46 of the
11 Lander County Code pertaining to recreational and medical
12 marijuana cultivation facilities, and all other matters
13 properly related thereto.
14

15 CHAIRMAN MILLS: Okay. We'll move to Item Number 1.

16 Discussion only regarding public hearing at which all
17 interested persons may present their views on Ordinance Number
18 2018-02 amending Title 8 to add a new Chapter 8.46 of the Lander
19 County Code pertaining to recreational and medicinal -- or medical
20 marijuana cultivation facilities, and all other matters properly
21 related thereto.

22 I think we'll open this up directly for public comment.
23 That's what this item's for.

24 COMMISSIONER BAKKER: Okay.

25 COMMISSIONER ALLAN: I think we need a sonic boom to wake
26 everybody up.

27 COMMISSIONER BAKKER: Right.

28 CHAIRMAN MILLS: Yeah.

29 COMMISSIONER BAKKER: Okay.

30 COMMISSIONER WAITS: So this actually is the public hearing
31 --

32 DISTRICT ATTORNEY HERRERA: Yes.

33 COMMISSIONER WAITS: -- on -- on Agenda Number 1.

34 Because I found -- I found it a little bit confusing
35 because it says, discussion regarding a public hearing. Like
36 are we going to set a public hearing?

37 And -- and I thought it was a little bit confusing if
38 everyone understands this is the public hearing, and Number 2 is
39 the action.

40 KEITH WESTENGARD: Yes.

1 COMMISSIONER WAITS: So I -- I --
2 CHAIRMAN MILLS: Right.
3 COMMISSIONER WAITS: -- hope that we were clear enough on
4 that because I wasn't so sure we were.
5 DISTRICT ATTORNEY HERRERA: Do I think it's clear enough?
6 Absolutely.
7 COMMISSIONER WAITS: Okay.
8 DISTRICT ATTORNEY HERRERA: I mean, it's a -- it's
9 regarding a public hearing at which all interested persons --
10 COMMISSIONER WAITS: Uh-huh.
11 DISTRICT ATTORNEY HERRERA: -- may present their views.
12 COMMISSIONER WAITS: But I'm reading it discussion only
13 that we will, like, set a public hearing.
14 I just think we can word it a little bit clearer when we
15 have public meetings.
16 Thank you.
17 COMMISSIONER BAKKER: (Indiscernible.)
18 CHAIRMAN MILLS: Okay.
19 CARYNN CONDER: So is that your view on the ordinance? Or
20 do you questions about the ordinance?
21 COMMISSIONER WAITS: Name?
22 CARYNN CONDER: Carynn Conder.
23 CHAIRMAN MILLS: It's -- it's --
24 COMMISSIONER ALLAN: Carynn, can you please come up?
25 CARYNN CONDER: Sure.
26 CHAIRMAN MILLS: It's -- it's a public hearing pertaining
27 to anything about the ordinance.
28 DISTRICT ATTORNEY HERRERA: Yes.
29 COMMISSIONER ALLAN: You have questions, you have
30 comments...
31 CARYNN CONDER: Okay. Well, I've read the ordinance. And
32 as far as zoning is considered is the cultivation facility going
33 be considered agriculture?
34 COMMISSIONER BAKKER: I don't think so.
35 DISTRICT ATTORNEY HERRERA: What was the que- -- what?
36 COMMISSIONER ALLAN: If it be considered agricultural.
37 I don't believe so --
38 DISTRICT ATTORNEY HERRERA: No.
39 COMMISSIONER ALLAN: -- because I -- I think these
40 facilities are indoor.

1 CARYNN CONDER: Uh-huh.
2 COMMISSIONER ALLAN: And so it's more of -- would be more
3 kind of a manufacturing.
4 COMMISSIONER WAITS: I think of agriculture in the ground,
5 basically. But if I just was raising tomatoes, --
6 CHAIRMAN MILLS: Do we have --
7 COMMISSIONER WAITS: -- you know, does that -- that follow
8 in?
9 And even if it does, even if the definition follows
10 agriculture, there's so many stricter state laws regarding the
11 cultivation that they would have to follow all of those. So they
12 wouldn't get the leeway that agriculture people would on --
13 CARYNN CONDER: Uh-huh.
14 COMMISSIONER WAITS: -- some of the things that they may
15 grow.
16 CHAIRMAN MILLS: Do we have anything official about whether
17 or not growing marijuana is an agriculture zoning requirement or
18 not?
19 DISTRICT ATTORNEY HERRERA: Well, I don't know if it's a
20 requirement, but -- but I think the -- the agricultural parts in
21 Lander County are accessible to -- to a cultivation.
22 I mean, they --
23 CHAIRMAN MILLS: So is that --
24 DISTRICT ATTORNEY HERRERA: -- can a --
25 CHAIRMAN MILLS: -- is that the kind of ro- -- zoning that
26 we're going to require for --
27 DISTRICT ATTORNEY HERRERA: Well, --
28 CHAIRMAN MILLS: -- the cultivation --
29 DISTRICT ATTORNEY HERRERA: -- well, I don't --
30 CHAIRMAN MILLS: -- site?
31 DISTRICT ATTORNEY HERRERA: -- think it's -- it's up to the
32 zoning department to decide that. If -- if you --
33 CHAIRMAN MILLS: Okay.
34 DISTRICT ATTORNEY HERRERA: -- when you guys pass the
35 ordinance, the application process, my part will be done in a
36 week.
37 I'll turn that over to your department. And -- and at that
38 point they can -- they can decide the -- the zoning part of it.
39 It -- it's -- the zoning part of it's up to the zoning
40 department and -- and you, ultimately.

1 CHAIRMAN MILLS: Okay.
2 COMMISSIONER ALLAN: I think it could actually be both,
3 whether it's business or agricultural.
4 DISTRICT ATTORNEY HERRERA: It may. And --
5 CHAIRMAN MILLS: That -- it's a weird --
6 DISTRICT ATTORNEY HERRERA: -- it could be --
7 CHAIRMAN MILLS: -- thing --
8 DISTRICT ATTORNEY HERRERA: -- because --
9 CHAIRMAN MILLS: -- because --
10 COMMISSIONER ALLAN: It is. Yeah.
11 DISTRICT ATTORNEY HERRERA: It's easy for us to change
12 those -- those facets in the zoning. But, you know, th- -- this
13 is just the ordinance, setting it up. And it has to go through
14 the zoning process. What the zoning process is, it's up to you
15 guys.
16 COMMISSIONER WAITS: But as --
17 COMMISSIONER ALLAN: That's an --
18 COMMISSIONER WAITS: -- far as --
19 COMMISSIONER ALLAN: -- interesting --
20 COMMISSIONER WAITS: -- answering your --
21 COMMISSIONER ALLAN: -- question.
22 COMMISSIONER WAITS: -- question, what we're saying is
23 we're not -- we're not real sure. But -- but it wouldn't be
24 treated just as agriculture because of all the other --
25 DISTRICT ATTORNEY HERRERA: Right.
26 COMMISSIONER WAITS: -- severe ordinances and -- and things
27 the Department of Taxation has on it. So --
28 COMMISSIONER CLARK: I would think --
29 COMMISSIONER WAITS: -- if --
30 COMMISSIONER CLARK: -- that being --
31 COMMISSIONER WAITS: -- it --
32 COMMISSIONER CLARK: -- a Schedule 1 drug it would be out
33 of the realm of agriculture and fall under a lot of other rules.
34 CARYNN CONDER: Okay.
35 COMMISSIONER WAITS: Yeah.
36 COMMISSIONER CLARK: Because when you grow tomatoes or
37 alfalfa, you don't have rules.
38 DISTRICT ATTORNEY HERRERA: Well, there's not a lot of
39 rules in the federal government as far as growing marijuana
40 either, unfortunately, because it's Schedule 1.

1 So at this point the state has left it up to our county and
2 other counties to decide what the zoning things are going to be.
3 And -- and that's really the easiest part of this, to be
4 quite candid with you.
5 CHAIRMAN MILLS: So I guess your answer is we don't know
6 yet. What else you got?
7 COMMISSIONER CLARK: Well, I -- I've got a question. What
8 -- what's your concern about the --
9 DISTRICT ATTORNEY HERRERA: Yeah.
10 COMMISSIONER CLARK: -- location?
11 Because obviously you're concerned about the --
12 DISTRICT ATTORNEY HERRERA: (Indiscernible.)
13 COMMISSIONER CLARK: -- location.
14 CARYNN CONDER: Well, if I understand the ordinance, you're
15 going to allow in A-2; is that correct?
16 COMMISSIONER CLARK: Allow.
17 CARYNN CONDER: Allow a cultivation facility in A-2?
18 COMMISSIONER BAKKER: The ordinance will probably allow for
19 that. But it will ultimately be up to the recommendation of the
20 planning commission.
21 DISTRICT ATTORNEY HERRERA: Yeah. But probably. But I
22 can't -- I can't --
23 COMMISSIONER BAKKER: Yeah. I --
24 DISTRICT ATTORNEY HERRERA: -- I can't talk for them.
25 So it -- it would seem a logical extension of the ordinance
26 to allow it in A-2. But it's not necessarily going to happen.
27 COMMISSIONER BAKKER: It'll be up to -- yeah.
28 COMMISSIONER ALLAN: I think there's a whole bunch of other
29 factors to take into account, you know.
30 You know, if you're getting into semiresidential, more
31 populated areas, impact on -- on the neighbors, you know,
32 it's -- it's kind of almost would be in a sort of a spot-zoning
33 is before the -- the planning commission if they want to allow
34 it, to pass it on to us, --
35 DISTRICT ATTORNEY HERRERA: It's like --
36 COMMISSIONER ALLAN: -- or -- or what. Is --
37 CHAIRMAN MILLS: Right.
38 COMMISSIONER ALLAN: -- you have to take all of that into
39 account. Is -- is this is a good location to put one?
40 The neighbors might not like that. So they're going to stand

1 up and say, no, we don't want one here.
2 DISTRICT ATTORNEY HERRERA: Right. That's --
3 COMMISSIONER ALLAN: So --
4 DISTRICT ATTORNEY HERRERA: -- ex- -- exactly.
5 COMMISSIONER WAITS: And as far as the regulations too,
6 there's some heavy security that --
7 DISTRICT ATTORNEY HERRERA: Yes.
8 COMMISSIONER WAITS: -- has to be --
9 DISTRICT ATTORNEY HERRERA: Every --
10 COMMISSIONER WAITS: -- along --
11 DISTRICT ATTORNEY HERRERA: Yeah.
12 COMMISSIONER WAITS: -- with it.
13 DISTRICT ATTORNEY HERRERA: And that's part of the
14 application process. They have --
15 COMMISSIONER WAITS: Yeah.
16 DISTRICT ATTORNEY HERRERA: -- to give us a plan or
17 security and all these other things.
18 And, like --
19 CHAIRMAN MILLS: I think that's --
20 DISTRICT ATTORNEY HERRERA: -- I said, the application
21 process -- as soon as the ordinance is approved, if it's
22 approved, then I will -- I'll have that completed within a week.
23 And then, you know, I'm -- I'm sure Keith and -- and their
24 department won't take that much longer.
25 CHAIRMAN MILLS: So here's -- here's part of the problem
26 with all this is we go -- if we go through this and complying
27 with the ordinance in order to get a license and actually be the
28 person who runs the grow facility or the cultivation facility is
29 complying with the zoning, complying with the rules. It's got
30 to be a mile out of town but within 10 miles. And where --
31 DISTRICT ATTORNEY HERRERA: Right.
32 CHAIRMAN MILLS: -- can that be?
33 But you have to have land to -- to make an application.
34 Where do you buy your land?
35 DISTRICT ATTORNEY HERRERA: Right.
36 CHAIRMAN MILLS: How do you -- how do you make all these
37 things work? And how do you -- how do you get all these answers
38 to these things when we really don't have answers to a lot of it
39 yet. It makes it difficult for someone to actually apply for
40 the license and --

1 DISTRICT ATTORNEY HERRERA: Well -- right. Well, we don't
2 even have --
3 CHAIRMAN MILLS: It's --
4 DISTRICT ATTORNEY HERRERA: -- (indiscernible).
5 CHAIRMAN MILLS: -- a difficult process.
6 DISTRICT ATTORNEY HERRERA: We don't have the ordinance in.
7 I mean, we --
8 CHAIRMAN MILLS: Right.
9 DISTRICT ATTORNEY HERRERA: -- we can't do the application
10 before the ordinance.
11 CHAIRMAN MILLS: Right. But we --
12 DISTRICT ATTORNEY HERRERA: We have --
13 CHAIRMAN MILLS: -- have -- we have people that want to
14 apply for the application. They're trying to do -- do their
15 groundwork in order to get to where they're doing --
16 DISTRICT ATTORNEY HERRERA: They --
17 CHAIRMAN MILLS: -- the --
18 DISTRICT ATTORNEY HERRERA: -- they --
19 CHAIRMAN MILLS: -- application.
20 DISTRICT ATTORNEY HERRERA: -- have to wait. They have to
21 be --
22 CHAIRMAN MILLS: Yeah.
23 DISTRICT ATTORNEY HERRERA: -- patient because you don't do
24 an application before the ordinance because we don't know what
25 form the ordinance is going to be in.
26 CHAIRMAN MILLS: Right.
27 So there's --
28 DISTRICT ATTORNEY HERRERA: So -- so I'm going to ex- --
29 CHAIRMAN MILLS: We're -- we're --
30 DISTRICT ATTORNEY HERRERA: -- -pedite --
31 CHAIRMAN MILLS: -- trying to -- there's people trying to
32 do this overlap of these things, trying to make them work --
33 DISTRICT ATTORNEY HERRERA: They --
34 CHAIRMAN MILLS: -- together.
35 DISTRICT ATTORNEY HERRERA: -- they are. And they're --
36 they just -- it's not going to be -- happen. It's they're going
37 -- it's -- it's going to be another month probably before
38 they're going to know anything.
39 CHAIRMAN MILLS: Yeah.
40 DISTRICT ATTORNEY HERRERA: Don't you think?

1 KEITH WESTENGARD: At least. Yeah. I mean, once -- once I
2 get the application from Ted -- and we'll have -- you know,
3 we'll look it over. We'll have to -- I'm sure -- have some
4 discussion over it.
5 DISTRICT ATTORNEY HERRERA: Yeah.
6 KEITH WESTENGARD: And then --
7 DISTRICT ATTORNEY HERRERA: It'll come in front of you.
8 KEITH WESTENGARD: Come in front of you, go to the planning
9 commission for recommendations. It'll be --
10 DISTRICT ATTORNEY HERRERA: Well, not the planning -- well,
11 not --
12 KEITH WESTENGARD: For the --
13 DISTRICT ATTORNEY HERRERA: -- the --
14 KEITH WESTENGARD: -- zoning part. I mean --
15 DISTRICT ATTORNEY HERRERA: Not necessarily the planning
16 commission. The --
17 KEITH WESTENGARD: Well, right.
18 DISTRICT ATTORNEY HERRERA: Your planning department.
19 KEITH WESTENGARD: Right. The planning department.
20 DISTRICT ATTORNEY HERRERA: And then we'll -- then all the
21 recommendations will come in front of you. You'll approve it or
22 change it or --
23 CHAIRMAN MILLS: Right.
24 DISTRICT ATTORNEY HERRERA: -- modify it or --
25 KEITH WESTENGARD: Right.
26 DISTRICT ATTORNEY HERRERA: And then we'll have the
27 answers.
28 CHAIRMAN MILLS: Some -- some day.
29 So I would say, there's -- I'm sure there's other questions
30 you have. And maybe we can answer some of them and maybe we
31 can't. But I would -- I would get as much information as you
32 can now. So ask what questions you have.
33 CARYNN CONDER: So I'm -- I'm guessing it's going to
34 require a special-use permit, then?
35 Is that what --
36 CHAIRMAN MILLS: I believe --
37 CARYNN CONDER: -- the way --
38 CHAIRMAN MILLS: -- that's --
39 CARYNN CONDER: -- you would --
40 CHAIRMAN MILLS: -- correct.

1 CARYNN CONDER: -- understand --
2 DISTRICT ATTORNEY HERRERA: That's --
3 CARYNN CONDER: -- that?
4 DISTRICT ATTORNEY HERRERA: I believe that's correct, that
5 un- -- unless they come up with something else. But I -- at
6 this point sitting here, I would -- I would say that's --
7 CHAIRMAN MILLS: The li- -- the likely --
8 DISTRICT ATTORNEY HERRERA: -- that --
9 CHAIRMAN MILLS: -- course.
10 DISTRICT ATTORNEY HERRERA: -- process is probably the best
11 process we could use.
12 CARYNN CONDER: So once you have your application up and
13 available, is there going to be a set time frame for applying?
14 Or is it going to just be open?
15 DISTRICT ATTORNEY HERRERA: You can ask the county
16 commissioners.
17 COMMISSIONER BAKKER: I would s- -- I would think we would
18 have a set time frame no different than anything else we do.
19 COMMISSIONER CLARK: Any other bid or --
20 DISTRICT ATTORNEY HERRERA: We'll probably publish it.
21 We'll probably publish the -- to invite or solicit applicants
22 that have already got their license from the state.
23 COMMISSIONER WAITS: Did we -- did we limit the number to
24 two?
25 COMMISSIONER ALLAN: Two.
26 DISTRICT ATTORNEY HERRERA: Two.
27 CHAIRMAN MILLS: Two permits.
28 COMMISSIONER WAITS: Two.
29 DISTRICT ATTORNEY HERRERA: One -- one on --
30 COMMISSIONER WAITS: Okay.
31 DISTRICT ATTORNEY HERRERA: -- each side. So --
32 COMMISSIONER WAITS: So if -- if --
33 COMMISSIONER BAKKER: I think the state --
34 COMMISSIONER WAITS: -- nobody --
35 COMMISSIONER BAKKER: -- did that.
36 COMMISSIONER WAITS: -- ap- -- if nobody applies or if one
37 person or one group applies, why -- why would we say, you missed
38 the enrollment time? Why --
39 I mean, until both of them are filled, why --
40 COMMISSIONER BAKKER: Right.

1 COMMISSIONER WAITS: -- why wouldn't it just be open?
2 COMMISSIONER BAKKER: Right.
3 DISTRICT ATTORNEY HERRERA: Well, it -- it's -- there has
4 to be an end -- end -- the end date for us to make a decision on
5 who gets it.
6 COMMISSIONER WAITS: Well, I'm thinking of, like, a liquor
7 license. Okay. You can have a liquor license any time.
8 DISTRICT ATTORNEY HERRERA: If you have a vacant -- if you
9 have a vacant license, you're --
10 COMMISSIONER BAKKER: It's also an --
11 DISTRICT ATTORNEY HERRERA: -- absolutely --
12 COMMISSIONER BAKKER: -- application --
13 DISTRICT ATTORNEY HERRERA: -- correct.
14 COMMISSIONER BAKKER: -- process.
15 DISTRICT ATTORNEY HERRERA: But if you --
16 COMMISSIONER BAKKER: This is the --
17 DISTRICT ATTORNEY HERRERA: -- if you --
18 COMMISSIONER BAKKER: -- ordinance.
19 DISTRICT ATTORNEY HERRERA: -- don't, I mean, you have to
20 close it --
21 CHAIRMAN MILLS: Oh.
22 DISTRICT ATTORNEY HERRERA: -- to give --
23 CHAIRMAN MILLS: Right.
24 DISTRICT ATTORNEY HERRERA: -- it.
25 COMMISSIONER WAITS: Right. Right.
26 DISTRICT ATTORNEY HERRERA: If -- so if you have enough
27 applications, you can --
28 CHAIRMAN MILLS: Isn't -- isn't the --
29 COMMISSIONER WAITS: Right.
30 CHAIRMAN MILLS: -- application --
31 COMMISSIONER WAITS: But if --
32 CHAIRMAN MILLS: -- part of --
33 COMMISSIONER WAITS: -- we don't, --
34 CHAIRMAN MILLS: -- the minutes?
35 COMMISSIONER WAITS: -- I'm saying --
36 DISTRICT ATTORNEY HERRERA: Right. Well, if you don't, --
37 COMMISSIONER WAITS: You know, --
38 DISTRICT ATTORNEY HERRERA: -- it's --
39 COMMISSIONER WAITS: -- if --
40 DISTRICT ATTORNEY HERRERA: -- different.

1 COMMISSIONER WAITS: -- the two are not filled, --
2 CHAIRMAN MILLS: It's in to --
3 COMMISSIONER WAITS: -- then we can't --
4 CHAIRMAN MILLS: -- discuss.
5 COMMISSIONER WAITS: -- say, well, you missed the deadline.
6 If we still have one open, and only --
7 CHAIRMAN MILLS: Right.
8 DISTRICT ATTORNEY HERRERA: Right.
9 COMMISSIONER WAITS: -- one -- one is taken.
10 CHAIRMAN MILLS: Well, you can compare it to the -- the
11 brothel license because we only have so many brothel licenses.
12 COMMISSIONER WAITS: Okay. Same --
13 CHAIRMAN MILLS: And how we --
14 COMMISSIONER WAITS: -- same type --
15 CHAIRMAN MILLS: -- do --
16 COMMISSIONER WAITS: -- of --
17 CHAIRMAN MILLS: -- that.
18 COMMISSIONER WAITS: -- thing.
19 CHAIRMAN MILLS: And so --
20 COMMISSIONER ALLAN: Exactly.
21 CHAIRMAN MILLS: -- if there's one available, --
22 COMMISSIONER WAITS: S- -- so, yes, we --
23 CHAIRMAN MILLS: -- that becomes --
24 COMMISSIONER WAITS: -- will have --
25 CHAIRMAN MILLS: -- open.
26 COMMISSIONER WAITS: -- an opening and people can apply and
27 --
28 DISTRICT ATTORNEY HERRERA: Well, there -- there should
29 be --
30 COMMISSIONER WAITS: -- if --
31 DISTRICT ATTORNEY HERRERA: -- an end date. And then it'll
32 come up to you and you say, well, we don't have enough
33 applications. And we can --
34 COMMISSIONER CLARK: Then you extend --
35 COMMISSIONER BAKKER: So do we --
36 COMMISSIONER CLARK: -- it.
37 COMMISSIONER BAKKER: -- need to --
38 COMMISSIONER ALLAN: No.
39 COMMISSIONER BAKKER: -- agendize how we want to --
40 DISTRICT ATTORNEY HERRERA: Publish --

1 COMMISSIONER BAKKER: -- do our application --
2 DISTRICT ATTORNEY HERRERA: -- again.
3 COMMISSIONER BAKKER: -- process --
4 COMMISSIONER WAITS: Okay.
5 COMMISSIONER BAKKER: -- next?
6 COMMISSIONER WAITS: All right.
7 DISTRICT ATTORNEY HERRERA: And you can leave --
8 CHAIRMAN MILLS: Right.
9 DISTRICT ATTORNEY HERRERA: -- the second one open.
10 COMMISSIONER WAITS: Okay. That's what I thought.
11 CHAIRMAN MILLS: Right.
12 COMMISSIONER CLARK: You're not --
13 COMMISSIONER WAITS: Okay.
14 COMMISSIONER CLARK: -- going to have --
15 DISTRICT ATTORNEY HERRERA: But not the first one. The
16 first one's got to be closed so you guys can make a --
17 COMMISSIONER WAITS: Absolutely.
18 DISTRICT ATTORNEY HERRERA: -- decision.
19 COMMISSIONER WAITS: I understand that.
20 DISTRICT ATTORNEY HERRERA: Okay.
21 COMMISSIONER WAITS: Okay.
22 COMMISSIONER CLARK: I don't think --
23 CHAIRMAN MILLS: Art, --
24 COMMISSIONER CLARK: -- the --
25 COMMISSIONER BAKKER: Keith?
26 COMMISSIONER CLARK: -- board will be faced --
27 COMMISSIONER BAKKER: Did you hear me?
28 COMMISSIONER CLARK: -- with --
29 COMMISSIONER BAKKER: Okay.
30 COMMISSIONER CLARK: I don't think --
31 COMMISSIONER BAKKER: So we need to agendize --
32 COMMISSIONER ALLAN: Ex- --
33 COMMISSIONER BAKKER: -- our applic- --
34 COMMISSIONER ALLAN: Sean?
35 Art's trying to talk.
36 COMMISSIONER CLARK: No. Let -- go ahead, Sean. I'm used
37 to it from everybody so just go ahead.
38 COMMISSIONER BAKKER: Go ahead, Art.
39 COMMISSIONER CLARK: I don't think we're going to have a
40 problem with a -- a deadline for these applications. I think

1 we'll have people waiting in line that will want to come here --
2 DISTRICT ATTORNEY HERRERA: I --
3 COMMISSIONER CLARK: -- and do this.
4 And the upside of having a grow facility and -- and a
5 dispensary is you get a lot of tax money back.
6 We got \$88,000 from the first check. And, you know, we put
7 it in the indigent fund for the -- for the health nurse. So
8 there is an upside to it.
9 I -- I share your concerns. We're introducing an intoxicant
10 to society. And, you know, reasonable drug -- drug use is an
11 oxymoron.
12 DISTRICT ATTORNEY HERRERA: I -- I don't believe those are
13 her concerns. I think she's just -- her concerns were about --
14 COMMISSIONER CLARK: Yeah. There's a lot of concerns with
15 this --
16 DISTRICT ATTORNEY HERRERA: Right.
17 COMMISSIONER CLARK: -- too.
18 DISTRICT ATTORNEY HERRERA: But her concerns are where we
19 -- where she can build it, where she could put a building to
20 make an application for a license.
21 And it's my understanding there's -- the state gave a lot of
22 state licenses out.
23 CHAIRMAN MILLS: Right.
24 DISTRICT ATTORNEY HERRERA: And we're going to have at
25 least four or five applicants, it's my understanding, in --
26 COMMISSIONER CLARK: Oh.
27 DISTRICT ATTORNEY HERRERA: -- in getting calls from people
28 and -- and lawyers.
29 COMMISSIONER CLARK: No, we're talking about, in the state,
30 millions and millions of dollars of tax revenue every quarter.
31 It keeps --
32 CHAIRMAN MILLS: Okay.
33 COMMISSIONER CLARK: -- going up and up.
34 CHAIRMAN MILLS: Carynn, did you have some other questions?
35 CARYNN CONDER: So when you said one in each side of it, do
36 you mean that you're having a cultivation facility and another
37 type of facility? Or two cultivation facilities?
38 DISTRICT ATTORNEY HERRERA: Two cultivation facilities:
39 one in this part of the county and one either around Kingston,
40 Gilman Springs, or -- or Austin.

1 COMMISSIONER CLARK: That was a request --
2 DISTRICT ATTORNEY HERRERA: And that was --
3 COMMISSIONER CLARK: -- on southern Lander County.
4 DISTRICT ATTORNEY HERRERA: -- what the -- the commission
5 decided.
6 COMMISSIONER CLARK: There was a request for those
7 facilities in the southern part of the county.
8 CARYNN CONDER: Okay. Thank you. I think that's it for
9 me.
10 COMMISSIONER ALLAN: Thank you.
11 COMMISSIONER BAKKER: Thank you, Carynn.
12 CARYNN CONDER: Thank you.
13 COMMISSIONER CLARK: Well, thanks for --
14 CHAIRMAN MILLS: Okay.
15 COMMISSIONER CLARK: -- coming.
16 CHAIRMAN MILLS: Thanks.
17 PAULA TOMERA: Just for the (indiscernible).
18 CHAIRMAN MILLS: Come on up.
19 PAULA TOMERA: For the Battle Mountain --
20 CHAIRMAN MILLS: We'll need you to --
21 PAULA TOMERA: -- area --
22 CHAIRMAN MILLS: We need you --
23 PAULA TOMERA: Paula Tomera.
24 CHAIRMAN MILLS: -- to come up here so the microphone --
25 COMMISSIONER ALLAN: Please.
26 CHAIRMAN MILLS: -- will pick you up.
27 PAULA TOMERA: It's a stupid question.
28 CHAIRMAN MILLS: And state your name for the record, --
29 PAULA TOMERA: Paula --
30 CHAIRMAN MILLS: -- please.
31 PAULA TOMERA: -- Tomera.
32 For the cultivation around Battle Mountain? Is it within a
33 certain area? Does it have to be within so many miles of Battle
34 Mountain? Or --
35 DISTRICT ATTORNEY HERRERA: It's --
36 COMMISSIONER CLARK: We just -- we don't know yet.
37 DISTRICT ATTORNEY HERRERA: It -- no. It -- it's -- it's
38 in the ordinance.
39 CHAIRMAN MILLS: It's in the --
40 DISTRICT ATTORNEY HERRERA: If you --

1 CHAIRMAN MILLS: -- ordinance.
2 DISTRICT ATTORNEY HERRERA: -- if the ordinance is passed
3 as is, it's one mile from the -- the town lines and not more
4 than ten miles.
5 COMMISSIONER CLARK: Right.
6 DISTRICT ATTORNEY HERRERA: So it's in --
7 PAULA TOMERA: Okay.
8 DISTRICT ATTORNEY HERRERA: -- that -- we've got a ten-mile
9 --
10 COMMISSIONER BAKKER: It'll be close to town but not in
11 town.
12 DISTRICT ATTORNEY HERRERA: Yeah. Because of the smell
13 and -- and everything else.
14 PAULA TOMERA: Great. Great.
15 Okay.
16 COMMISSIONER WAITS: (Indiscernible.)
17 CHAIRMAN MILLS: Any --
18 COMMISSIONER BAKKER: Oh.
19 CHAIRMAN MILLS: -- other public comment? Questions about
20 the ordinance? The way --
21 As you can tell, a lot of this -- we don't know the answers
22 to a lot of this yet. But we -- we're -- we're working our way
23 through the --
24 DISTRICT ATTORNEY HERRERA: We're working on it.
25 CHAIRMAN MILLS: -- process.
26 Any input? Ideas on what we should --
27 PAULA TOMERA: (Indiscernible.)
28 CHAIRMAN MILLS: -- think about? Come on up again.
29 PAULA TOMERA: Sorry. I just thought about -- are there
30 any other counties within -- Paula Tomera -- are there any other
31 counties that we can get information from that's already doing
32 this within Nevada?
33 DISTRICT ATTORNEY HERRERA: What type of information do we
34 need?
35 PAULA TOMERA: I mean, have --
36 DISTRICT ATTORNEY HERRERA: I've -- I've --
37 PAULA TOMERA: -- they already --
38 DISTRICT ATTORNEY HERRERA: -- collected --
39 PAULA TOMERA: -- been --
40 DISTRICT ATTORNEY HERRERA: -- it all.

1 PAULA TOMERA: Have they already been doing it? And how --
2 what was their challenges?
3 CHAIRMAN MILLS: They're --
4 PAULA TOMERA: Or --
5 CHAIRMAN MILLS: -- I believe they're in the same process
6 we are.
7 PAULA TOMERA: Everyone?
8 CHAIRMAN MILLS: Nevada legalized it. And we're all --
9 PAULA TOMERA: Right.
10 COMMISSIONER BAKKER: Well, Washoe and Vegas, --
11 CHAIRMAN MILLS: -- on the same --
12 COMMISSIONER BAKKER: -- of course, --
13 CHAIRMAN MILLS: -- course.
14 COMMISSIONER BAKKER: -- are --
15 DISTRICT ATTORNEY HERRERA: Washoe --
16 COMMISSIONER BAKKER: -- ahead of the --
17 DISTRICT ATTORNEY HERRERA: -- is --
18 COMMISSIONER BAKKER: -- game, I guess you could say.
19 But as far as the little counties, we're all kind of in the
20 same --
21 PAULA TOMERA: You're all -- everyone's starting the same?
22 COMMISSIONER WAITS: The whole point is it seems to be so
23 popular that they can't get enough of the product.
24 DISTRICT ATTORNEY HERRERA: Right.
25 PAULA TOMERA: Right.
26 COMMISSIONER WAITS: So, therefore, the -- the cannabis
27 is -- is being sold out.
28 And so --
29 PAULA TOMERA: Right.
30 COMMISSIONER WAITS: -- they're looking for more
31 cultivation areas.
32 COMMISSIONER CLARK: And right now you cannot go to
33 California and pick up a load and come to Nevada or go to
34 Arizona --
35 PAULA TOMERA: Right.
36 COMMISSIONER CLARK: -- or anywheres else.
37 DISTRICT ATTORNEY HERRERA: And this particular ordinance
38 just allows cultivation for medical marijuana.
39 PAULA TOMERA: Right.
40 DISTRICT ATTORNEY HERRERA: That's what the license --

1 Because the state, they only give certain licenses out at --
2 at -- in increments. And --
3 PAULA TOMERA: Yeah.
4 DISTRICT ATTORNEY HERRERA: -- and they haven't offered the
5 recreation or cultivation yet.
6 PAULA TOMERA: So with the cultivation, they would sell it
7 to the distributors or --
8 DISTRICT ATTORNEY HERRERA: No, they would sell --
9 COMMISSIONER WAITS: The --
10 DISTRICT ATTORNEY HERRERA: -- it --
11 COMMISSIONER WAITS: -- local Nevada.
12 COMMISSIONER CLARK: In the state.
13 PAULA TOMERA: Oh.
14 DISTRICT ATTORNEY HERRERA: Yeah.
15 PAULA TOMERA: But that doesn't necessarily mean we would
16 have a -- a place here where people would be able to go buy it.
17 Or --
18 DISTRICT ATTORNEY HERRERA: Oh, absolutely --
19 PAULA TOMERA: -- store it?
20 DISTRICT ATTORNEY HERRERA: -- not. Oh, no.
21 PAULA TOMERA: It's just a -- an --
22 DISTRICT ATTORNEY HERRERA: Oh, it's --
23 PAULA TOMERA: -- area where they grow it and ship it out.
24 DISTRICT ATTORNEY HERRERA: It -- it's very high --
25 There's a lot of discipline to prevent that.
26 PAULA TOMERA: Uh-huh.
27 COMMISSIONER CLARK: And if the --
28 DISTRICT ATTORNEY HERRERA: A lot of security.
29 COMMISSIONER CLARK: The federal government said that
30 they're not going to interfere with states that are using this
31 program.
32 PAULA TOMERA: Right.
33 COMMISSIONER CLARK: And there's even a push to take it
34 away from Schedule 1 and put it down with alcohol, whatever
35 schedule that is. And then they'll be able to do more research.
36 PAULA TOMERA: Yeah. Okay. Well, that was my question.
37 Because there are some challenges when you have a facility where
38 you can purchase it, you know, for the community, you know, as
39 far as --
40 COMMISSIONER WAITS: But this ordinance is just cultivation

1 --
2 PAULA TOMERA: Is just cultivation?
3 COMMISSIONER WAITS: -- not any --
4 DISTRICT ATTORNEY HERRERA: Just --
5 COMMISSIONER WAITS: -- dispensaries in --
6 PAULA TOMERA: Okay.
7 COMMISSIONER WAITS: -- Lander County at this point.
8 DISTRICT ATTORNEY HERRERA: Right.
9 PAULA TOMERA: All right.
10 DISTRICT ATTORNEY HERRERA: Matter of fact --
11 PAULA TOMERA: Perfect.
12 DISTRICT ATTORNEY HERRERA: -- we have an ordinance on the
13 books that -- that won't allow a medical dispensary in Lander
14 County.
15 PAULA TOMERA: Cool. Okay. That's it.
16 Thanks.
17 CHAIRMAN MILLS: Any other input or questions?
18 (No comment.)
19
20 2) Discussion and possible action regarding the passage or
21 rejection of Ordinance No. 2018-02 amending Title 8 to add a
22 new Chapter 8.46 of the Lander County Code pertaining to
23 recreational and medical marijuana cultivation facilities,
24 and all other matters properly related thereto.
25
26 CHAIRMAN MILLS: Okay. We will go to Item Number 2.
27 Discussion and possible action regarding the passage or
28 rejection of Ordinance Number 2018-02 amending Title 8 to add a
29 new Chapter 8.46 of the Lander County Code pertaining to
30 recreational and medical marijuana cultivation facilities, and all
31 other matters properly rel- -- related thereto.
32 COMMISSIONER ALLAN: So, Counselor, you just mentioned to
33 Paula Tomera that -- that our ordinance pertains to medical
34 marijuana grow facilities only.
35 DISTRICT ATTORNEY HERRERA: Yes.
36 COMMISSIONER ALLAN: Actually it states in the agenda item
37 that it is for recreational and medical marijuana.
38 DISTRICT ATTORNEY HERRERA: The ordinance, Commissioner,
39 allows us to have a cultivation for both. However, the licenses
40 for one of them have not been given yet.

1 COMMISSIONER ALLAN: Okay. Thank you for that
2 clarification.
3 DISTRICT ATTORNEY HERRERA: Okay.
4 CHAIRMAN MILLS: Do we have a motion?
5 COMMISSIONER BAKKER: Well, I'll make a motion to -- hold
6 on. How am I going to word this? Passage.
7 I'll make a motion to approve or pass an ordinance --
8 Ordinance Number 2018-02 amending Title 8 to add a new Chapter
9 8.46 of the Lander County Code pertaining to recreational and
10 medical marijuana cultivation facilities.
11 Chair need to sign?
12 DISTRICT ATTORNEY HERRERA: And -- well, everybody needs to
13 sign. And they need to sign next to their vote.
14 COMMISSIONER BAKKER: Okay.
15 DISTRICT ATTORNEY HERRERA: And how they voted.
16 COMMISSIONER BAKKER: And --
17 DISTRICT ATTORNEY HERRERA: That's part of the -- it --
18 COMMISSIONER WAITS: With appropriate signatures.
19 COMMISSIONER BAKKER: With the appropriate signatures.
20 DISTRICT ATTORNEY HERRERA: Yes. Very good. Thank you.
21 CHAIRMAN MILLS: There we go.
22 DISTRICT ATTORNEY HERRERA: Thanks, Patsy.
23 COMMISSIONER CLARK: I'll second it.
24 CHAIRMAN MILLS: Sean made a motion. Art seconded.
25 Do we have any public comment?
26 (No comment.)
27 CHAIRMAN MILLS: Why would I expect any public comment?
28 All in favor?
29 COMMISSIONER BAKKER: Aye.
30 CHAIRMAN MILLS: Aye.
31 COMMISSIONER CLARK: Aye.
32 COMMISSIONER WAITS: Aye.
33 COMMISSIONER ALLAN: I will abstain.
34 COMMISSIONER BAKKER: Why?
35 CHAIRMAN MILLS: Why are you abstaining?
36 COMMISSIONER ALLAN: Because I don't choose to vote on
37 this.
38 I'm abstaining for -- I have no --
39 COMMISSIONER CLARK: I don't know.
40 COMMISSIONER ALLAN: -- opinion.

1 COMMISSIONER BAKKER: Well, you have to --
2 COMMISSIONER CLARK: You have to give --
3 COMMISSIONER BAKKER: -- state a reason --
4 COMMISSIONER CLARK: -- a valid --
5 COMMISSIONER BAKKER: -- or you have --
6 COMMISSIONER CLARK: -- reason.
7 COMMISSIONER BAKKER: -- to vote.
8 COMMISSIONER ALLAN: I -- can I state a reason that I don't
9 want to vote?
10 COMMISSIONER BAKKER: No.
11 COMMISSIONER ALLAN: That --
12 COMMISSIONER BAKKER: That's not a --
13 COMMISSIONER CLARK: No.
14 COMMISSIONER BAKKER: -- reason.
15 COMMISSIONER CLARK: That's not acceptable. You have to
16 have some kind of connection --
17 COMMISSIONER ALLAN: I don't have --
18 COMMISSIONER CLARK: -- that you need --
19 COMMISSIONER ALLAN: -- to have --
20 COMMISSIONER CLARK: -- to disclose.
21 COMMISSIONER BAKKER: On --
22 COMMISSIONER ALLAN: -- permission --
23 COMMISSIONER BAKKER: -- the --
24 COMMISSIONER ALLAN: -- reason.
25 COMMISSIONER BAKKER: -- record.
26 COMMISSIONER ALLAN: -- to --
27 COMMISSIONER BAKKER: I remember, was it --
28 COMMISSIONER ALLAN: -- abstain.
29 COMMISSIONER BAKKER: -- last meeting, two meetings ago, my
30 dad's contract was here. And I had -- you recommended me that I
31 had to --
32 COMMISSIONER ALLAN: That's --
33 COMMISSIONER BAKKER: -- state the --
34 COMMISSIONER ALLAN: -- per --
35 COMMISSIONER BAKKER: -- reason why I --
36 COMMISSIONER ALLAN: -- specific --
37 COMMISSIONER BAKKER: -- abstained.
38 COMMISSIONER ALLAN: This is just --
39 COMMISSIONER BAKKER: But I still did it.
40 COMMISSIONER ALLAN: No, I know. That -- that one -- I

1 just -- I don't know as I have an opinion on this.
2 COMMISSIONER BAKKER: Well, you have to vote yay or nay.
3 COMMISSIONER CLARK: Yeah.
4 CHAIRMAN MILLS: What's -- what's --
5 COMMISSIONER WAITS: It's the --
6 CHAIRMAN MILLS: -- the --
7 COMMISSIONER WAITS: -- responsibility as a --
8 CHAIRMAN MILLS: What's the --
9 COMMISSIONER WAITS: -- commissioner.
10 CHAIRMAN MILLS: -- obligation of a commissioner --
11 COMMISSIONER BAKKER: It's the first thing we --
12 CHAIRMAN MILLS: -- on voting?
13 COMMISSIONER BAKKER: -- learned in our --
14 DISTRICT ATTORNEY HERRERA: They -- they --
15 COMMISSIONER BAKKER: -- meetings.
16 DISTRICT ATTORNEY HERRERA: -- either vote or tell -- put
17 it on the record a legitimate reason, you know, with bias or
18 they have a bias or something why they can vote.
19 It -- it's a personal -- it's a personal thing. They're --
20 they're basically saying, I -- I may not have a conflict of
21 interest, but I have something that doesn't allow me to be
22 objective or some- -- something like that. It's -- you have to
23 have a reason. I'm sorry.
24 COMMISSIONER ALLAN: Oh, boy. All right.
25 I --
26 DISTRICT ATTORNEY HERRERA: Doesn't have to be a real good
27 one.
28 COMMISSIONER BAKKER: Doesn't -- it doesn't have to be a
29 real good one?
30 COMMISSIONER BAKKER: Really?
31 CHAIRMAN MILLS: I don't know that I --
32 COMMISSIONER BAKKER: That's not what they taught us.
33 CHAIRMAN MILLS: -- I don't know (indiscernible) --
34 COMMISSIONER CLARK: It has to --
35 CHAIRMAN MILLS: -- (indiscernible) good enough.
36 COMMISSIONER CLARK: -- be legal.
37 DISTRICT ATTORNEY HERRERA: It has to be a genuine and a
38 legal one, but it doesn't have to be -- it -- it's -- it's
39 personal. What I'm saying it's personal to you rather than to
40 the perspective of the other four commissioners.

1 COMMISSIONER WAITS: And -- and you know it's going to
2 pass. So if it pleases you, you can vote no. I mean, if
3 that -- that --
4 COMMISSIONER ALLAN: I -- I --
5 CHAIRMAN MILLS: Probably that's --
6 COMMISSIONER ALLAN: -- understand --
7 CHAIRMAN MILLS: -- true.
8 COMMISSIONER ALLAN: -- that. And --
9 CHAIRMAN MILLS: Yeah.
10 COMMISSIONER ALLAN: -- and that's --
11 COMMISSIONER CLARK: That's your --
12 COMMISSIONER ALLAN: -- that's --
13 COMMISSIONER CLARK: -- alternative.
14 COMMISSIONER ALLAN: My -- I'm abstaining because of my
15 personal feelings regarding the use of recreational marijuana or
16 medical marijuana.
17 DISTRICT ATTORNEY HERRERA: There you --
18 CHAIRMAN MILLS: Okay.
19 DISTRICT ATTORNEY HERRERA: -- go. Good job.
20 CHAIRMAN MILLS: We find -- do we find that acceptable?
21 COMMISSIONER ALLAN: He did.
22 CHAIRMAN MILLS: Okay.
23 DISTRICT ATTORNEY HERRERA: Yeah. She's got a built-in
24 bias.
25 COMMISSIONER ALLAN: There. Okay.
26 CHAIRMAN MILLS: Moving on --
27 DISTRICT ATTORNEY HERRERA: That's okay.
28 CHAIRMAN MILLS: -- moving on to Item Number 3.
29 COMMISSIONER CLARK: Let's -- let's take a break before
30 (indiscernible) stuff.
31 COMMISSIONER BAKKER: Let's take a break.
32 CHAIRMAN MILLS: All right. We'll -- we'll do a break.
33 Okay.
34
35 (Break taken between 10:20 a.m. and 10:33 a.m.)
36
37 CHAIRMAN MILLS: Okay. I call to order this commission
38 meeting.
39
40

1 3) Discussion and possible action to approve/disapprove using
2 income from Lander County's investments for future grant
3 requests within Lander County with a total cap of \$100,000
4 combined on all grant requests for each fiscal year, or
5 another amount with or without a set cap, and all other
6 matters properly related thereto.
7

8 CHAIRMAN MILLS: We're going to work on Item Number 3.

9 Discussion and possible action to approve/disapprove using
10 income from Lander County's investments for future grant requests
11 within Lander County with a total cap of \$100,000 combined on all
12 grants requested for each fiscal year, or another amount with or
13 without a set cap, and all other matters properly related thereto.

14 KEITH WESTENGARD: So this -- this is a suggestion.

15 COMMISSIONER BAKKER: Great idea.

16 KEITH WESTENGARD: Pardon?

17 COMMISSIONER BAKKER: Great idea.

18 KEITH WESTENGARD: A suggestion.

19 That rather than every year we take money out of our General
20 Fund to award grants, that we use our interest income and we -- we
21 set a cap of the amount of money we give in grants every year.
22 And -- and possibly even look at reducing that in the future. But
23 we cap it at a hundred thousand dollars for all the grants in the
24 county.

25 COMMISSIONER CLARK: If I remember correctly, our interest
26 is \$1.3 million.

27 KEITH WESTENGARD: That's why I asked Gene to come in
28 because I'm not sure what the interest --

29 COMMISSIONER CLARK: Our -- our interest is 1.3 million if
30 I remember from a previous meeting.

31 GENE ETCHEVERRY: Commissioner Clark, Gene Etcheverry,
32 Lander County treasurer. One point six would --

33 COMMISSIONER CLARK: One --

34 GENE ETCHEVERRY: -- be all of our interest across all
35 funds.

36 COMMISSIONER CLARK: 1.6.

37 COMMISSIONER BAKKER: But the idea would be to take a chunk
38 of money -- right? -- out of the General Fund and use just that
39 specific interest off that sliver of money. Right?

40 GENE ETCHEVERRY: Commissioner Bakker, as envisioned, what

1 we would do is we would set aside whatever the commission
2 determined in the investment account. All it would be doing is
3 parsing it or putting a petition around the interest income from
4 whatever corpus amount was set by the commission.

5 For instance, a good measure right now is a million dollars
6 gets you -- at today's interest rates across our portfolio -- gets
7 you about 19,700 a year in just interest income. That isn't
8 market value increase, anything like that.

9 So in, say, Fund 029, you've got 9.4 million today. In the
10 General Fund, invested, you've got approximately 40 million. And
11 then the different funds have so much allocated cash.

12 The commission would determine which fund and how much corpus
13 you would want the interest allocated from, and that would give
14 you a -- a number on the prior year annual or year to date.

15 COMMISSIONER BAKKER: They need roughly \$6 million if -- if
16 you were capping it at a hundred thousand for grants?

17 GENE ETCHEVERRY: Approximately, --

18 CHAIRMAN MILLS: Yeah. Five.

19 GENE ETCHEVERRY: -- that's --

20 CHAIRMAN MILLS: Five.

21 COMMISSIONER ALLAN: Five.

22 GENE ETCHEVERRY: -- correct.

23 COMMISSIONER BAKKER: Well, --

24 COMMISSIONER ALLAN: They have --

25 COMMISSIONER BAKKER: -- at five --

26 COMMISSIONER ALLAN: -- five or --

27 COMMISSIONER BAKKER: -- you would be --

28 COMMISSIONER ALLAN: -- six.

29 COMMISSIONER BAKKER: -- 5- to \$10,000 short.

30 GENE ETCHEVERRY: Commissioner Bakker, about \$5 million
31 would you get you just under --

32 COMMISSIONER BAKKER: A hundred thousand.

33 GENE ETCHEVERRY: Right. Just under --

34 COMMISSIONER BAKKER: Right.

35 GENE ETCHEVERRY: -- a hundred thousand in interest.

36 COMMISSIONER WAITS: So you want us to identify the actual
37 fund and say we're going to designate a hundred thousand dollars
38 for our grants. Okay.

39 So the question is, how much money have we allocated so far
40 this year in grants for our current year right now, not the new

1 budget coming up?
2 DISTRICT ATTORNEY HERRERA: Oh.
3 KEITH WESTENGARD: I'd have to --
4 CINDY BENSON: (Indiscernible.)
5 KEITH WESTENGARD: -- look to Cindy.
6 COMMISSIONER CLARK: Do you need a couple of minutes to
7 figure that out? Because that's really important.
8 CINDY BENSON: I'm going to go get it.
9 COMMISSIONER CLARK: Okay.
10 COMMISSIONER WAITS: Okay. And then we'll look at how much
11 we're looking at for next year.
12 COMMISSIONER CLARK: Because --
13 COMMISSIONER WAITS: But I --
14 COMMISSIONER CLARK: -- that was --
15 COMMISSIONER WAITS: -- I --
16 COMMISSIONER CLARK: -- my question --
17 COMMISSIONER WAITS: Yeah.
18 COMMISSIONER CLARK: -- too. What have we averaged in --
19 COMMISSIONER WAITS: Yeah.
20 COMMISSIONER CLARK: -- the past few --
21 COMMISSIONER BAKKER: Roughly 300,000.
22 COMMISSIONER CLARK: Cindy? What have --
23 COMMISSIONER BAKKER: Whether it's going to --
24 COMMISSIONER CLARK: -- we --
25 COMMISSIONER BAKKER: -- be out of grant --
26 COMMISSIONER CLARK: -- averaged --
27 COMMISSIONER BAKKER: -- money. This year's --
28 COMMISSIONER CLARK: -- in the last three years with
29 grants, I think would be really helpful.
30 KEITH WESTENGARD: And this is just a suggestion to -- to
31 --
32 COMMISSIONER CLARK: It's a good suggestion.
33 COMMISSIONER WAITS: I think, it's a great idea.
34 KEITH WESTENGARD: To work --
35 COMMISSIONER CLARK: Yeah.
36 COMMISSIONER ALLAN: It is. So I guess the next question
37 --
38 COMMISSIONER WAITS: I'll -- I'll agree --
39 COMMISSIONER ALLAN: -- would be --
40 COMMISSIONER WAITS: -- with Sean.

1 COMMISSIONER BAKKER: Thank you.
2 CHAIRMAN MILLS: So do you want -- I'd -- I'd --
3 COMMISSIONER ALLAN: Excuse --
4 CHAIRMAN MILLS: -- like to --
5 COMMISSIONER ALLAN: -- me. I was just -- I would like to
6 know what recommendations, what account, as Patsy -- Patsy
7 mentioned, would we want to take this interest out of?
8 KEITH WESTENGARD: Well, the -- the main focus here -- of
9 course, it's going to be up to you -- but the main focus is that
10 we -- we stop taking things -- stop taking it out of the General
11 Fund and we put a cap on it. That's --
12 COMMISSIONER BAKKER: But --
13 KEITH WESTENGARD: -- here.
14 So --
15 COMMISSIONER WAITS: Yeah.
16 KEITH WESTENGARD: -- whatever fund that the commission
17 decides on --
18 COMMISSIONER BAKKER: The i- -- the idea was to stop using
19 tax dollars and start using the interest off of those tax
20 dollars.
21 KEITH WESTENGARD: Right.
22 COMMISSIONER CLARK: Right.
23 KEITH WESTENGARD: Yes. That's correct.
24 So --
25 COMMISSIONER ALLAN: So we're looking at --
26 COMMISSIONER BAKKER: Cutting.
27 COMMISSIONER ALLAN: -- 029, 055. What other funds?
28 COMMISSIONER BAKKER: No, just General Fund, take --
29 KEITH WESTENGARD: I would have to look --
30 COMMISSIONER BAKKER: -- cutting --
31 KEITH WESTENGARD: -- at --
32 COMMISSIONER BAKKER: -- and serve --
33 KEITH WESTENGARD: I'd have to --
34 COMMISSIONER WAITS: Yeah.
35 COMMISSIONER BAKKER: -- right out of the General --
36 KEITH WESTENGARD: -- look to Gene --
37 COMMISSIONER BAKKER: -- Fund.
38 KEITH WESTENGARD: -- to --
39 COMMISSIONER WAITS: We can just let them --
40 KEITH WESTENGARD: -- to see --

1 COMMISSIONER WAITS: -- look --
 2 KEITH WESTENGARD: -- where are --
 3 COMMISSIONER WAITS: -- at it --
 4 KEITH WESTENGARD: -- interest --
 5 COMMISSIONER WAITS: -- and bring us --
 6 KEITH WESTENGARD: -- comes --
 7 COMMISSIONER WAITS: -- some --
 8 KEITH WESTENGARD: -- from, --
 9 COMMISSIONER WAITS: -- ideas.
 10 KEITH WESTENGARD: -- where our big interest -- or not big
 11 --
 12 COMMISSIONER ALLAN: Well, I'm --
 13 KEITH WESTENGARD: -- interest, where --
 14 COMMISSIONER ALLAN: -- just trying to --
 15 KEITH WESTENGARD: What our --
 16 COMMISSIONER ALLAN: -- state is --
 17 KEITH WESTENGARD: -- portfolio --
 18 COMMISSIONER ALLAN: -- that that's --
 19 KEITH WESTENGARD: -- is set.
 20 COMMISSIONER ALLAN: -- one of the things we need to look
 21 at. So if somebody --
 22 COMMISSIONER WAITS: Right. But --
 23 COMMISSIONER ALLAN: -- wants to --
 24 COMMISSIONER WAITS: -- without them looking at it, I'm
 25 saying --
 26 COMMISSIONER ALLAN: I understand that.
 27 COMMISSIONER WAITS: Yeah. But yeah. I mean, --
 28 COMMISSIONER BAKKER: Got to --
 29 COMMISSIONER WAITS: -- recommend --
 30 COMMISSIONER BAKKER: -- money that's --
 31 COMMISSIONER WAITS: -- (indiscernible).
 32 COMMISSIONER BAKKER: -- not used regularly. Like 029 and
 33 all tho- -- those funds, that money comes and goes.
 34 It's got to be a fund out of a fund that that money's
 35 stationary there for a long period of time, like our General
 36 Fund.
 37 DISTRICT ATTORNEY HERRERA: No, it -- it's an investment
 38 fund.
 39 CHAIRMAN MILLS: It's just money that's in an investment --
 40 DISTRICT ATTORNEY HERRERA: Right.

1 CHAIRMAN MILLS: -- fund. And parts of these would out --
2 GENE ETCHEVERRY: District Attorney Herrera, no, the
3 allocation of our investment funds is -- is by actually fund and
4 -- and function in the county.
5 So if we have, say, 160 million invested, 40 million of it is
6 for the General Fund, approximately 10 million for 029, another
7 40 million -- 50 million right now in capital projects.
8 DISTRICT ATTORNEY HERRERA: And that's our invested money.
9 GENE ETCHEVERRY: It's all in- -- invested money.
10 COMMISSIONER CLARK: And that's worked.
11 DISTRICT ATTORNEY HERRERA: So --
12 COMMISSIONER CLARK: The money works through an investment
13 firm -- right? -- not you.
14 GENE ETCHEVERRY: That's correct, Commissioner Clark. We
15 have two investment portfolio managers: one with Wells Fargo
16 and one with FTN Main Street.
17 Commissioner Allan, certainly the General Fund has just shy
18 of 40 million. It's about 39,8- today.
19 And so if it's the commission's pleasure, you know, that
20 would be a good resource.
21 COMMISSIONER ALLAN: That would -- that's more stable than
22 the other two, more -- not necessarily stable, but the other two
23 fluctuate so much as far as what we have --
24 COMMISSIONER WAITS: Can you go on to --
25 COMMISSIONER ALLAN: -- coming in.
26 COMMISSIONER CLARK: -- four while we're waiting?
27 COMMISSIONER BAKKER: I guess. I don't know.
28 COMMISSIONER WAITS: Can we go on to Number 4 while we're
29 waiting and let her --
30 CHAIRMAN MILLS: Uh-huh.
31 COMMISSIONER BAKKER: Because the --
32 CHAIRMAN MILLS: We can.
33 COMMISSIONER WAITS: -- look up her information?
34 COMMISSIONER BAKKER: What you're looking for is a cap. So
35 you want a cap for grant money. And that will determine how
36 much we -- the interest --
37 COMMISSIONER CLARK: Need to --
38 COMMISSIONER BAKKER: -- off --
39 COMMISSIONER CLARK: -- put back.
40 COMMISSIONER BAKKER: -- of how much money we need for the

1 cap; right?

2 GENE ETCHEVERRY: Commissioner Bakker, it -- it doesn't
3 necessarily have to be approached capwise. It can be approached
4 by saying what we would have available in any ensuing year would
5 be the amount, say, --

6 COMMISSIONER BAKKER: Right.

7 GENE ETCHEVERRY: -- from 10 million invested out of the
8 General Fund. So that way the cap is -- okay, for the prior 12
9 months or for whatever metric the commission decided, whatever
10 that number is that's already money in the bank, that would
11 establish a cap.

12 CHAIRMAN MILLS: Right.

13 COMMISSIONER BAKKER: Right.

14 So we need a dollar amount.

15 CHAIRMAN MILLS: And I just wanted to --

16 GENE ETCHEVERRY: That's correct.

17 CHAIRMAN MILLS: -- give -- I wanted to give credit due to
18 whose idea this was.

19 We -- we were approached by Mr. Larsgaard from -- about
20 doing a hospice -- granting some money to the hospice. And it
21 was his idea that he said, have the county just take a million
22 dollars and set aside an account. Whatever interest we get off
23 of that, we would grant to them. That way we're not actually
24 spending, like I said, tax dollars. We're spending interest off
25 of tax dollars. And I thought that was -- it was a great idea.
26 And that kind of sparked the idea of doing it just for county
27 and doing it for our grants that way.

28 I think it's -- I think it's a pretty reasonable idea.

29 CHAIRMAN MILLS: So we can go to Number 4 while we're
30 waiting. And we'll table Number 3 for now.

31

32 4) Discussion and possible action to either appoint an
33 individual to the Austin justice of the peace position to
34 complete the term ending December 31, 2018, and to consider
35 each of the following applicants: a) Daniel P. Ward, b) Jim
36 Anderson, or decide on another available person, and all
37 other matters properly related thereto.

38

39 CHAIRMAN MILLS: So Item Number 4. Discussion and possible
40 action to either appoint an individual to the Austin justice of

1 the peace position to complete the term ending December 31st,
2 2018, and to consider each of the following applicants: a)
3 Daniel P. Ward, b) Jim Anderson, or to decide on another
4 available option, and all other matters properly related
5 thereto.

6 DISTRICT ATTORNEY HERRERA: Commissioners, a posting was
7 sent out, job position available, and two people responded. And
8 neither one of them qualify for what we gave notice.

9 I would ask the commissioners to -- to table this for a
10 couple weeks. And I can get our -- I will -- I promise to get
11 back with you and give you a -- an option that -- that will
12 satisfy all concerns.

13 Things are changing right now in -- in -- in the Austin race.
14 And -- and -- and this will take care of itself in two -- within a
15 two-week period.

16 COMMISSIONER WAITS: Okay. With -- appar- -- apparently,
17 you're aware of something that -- that we need to be aware of
18 down the road. So --

19 DISTRICT ATTORNEY HERRERA: Yes.

20 COMMISSIONER WAITS: -- you're asking that. And --

21 DISTRICT ATTORNEY HERRERA: Two weeks.

22 COMMISSIONER WAITS: -- and I appreciate what you're
23 saying. But my question on this is, is this still a
24 consideration too when that comes on the agenda in a couple
25 weeks?

26 DISTRICT ATTORNEY HERRERA: Is what a consideration?

27 COMMISSIONER WAITS: The -- the two of them.

28 DISTRICT ATTORNEY HERRERA: No, they -- they don't -- they
29 don't qualify.

30 COMMISSIONER WAITS: Okay.

31 DISTRICT ATTORNEY HERRERA: The --

32 COMMISSIONER WAITS: Then -- then I guess --

33 DISTRICT ATTORNEY HERRERA: One of --

34 COMMISSIONER WAITS: -- you have --

35 DISTRICT ATTORNEY HERRERA: -- them --

36 COMMISSIONER WAITS: -- to tell me --

37 DISTRICT ATTORNEY HERRERA: One of them --

38 COMMISSIONER WAITS: -- why they don't qualify.

39 DISTRICT ATTORNEY HERRERA: Okay.

40 COMMISSIONER WAITS: Because I thought that we could

1 appoint, up to 30 days, another judge.
2 DISTRICT ATTORNEY HERRERA: No, that --
3 COMMISSIONER WAITS: Is -- and is this Daniel Ward a judge?
4 DISTRICT ATTORNEY HERRERA: He's not -- he's not considered
5 a senior judge, Commissioner, because he lost his race. He's
6 not a senior judge.
7 Mr. Anderson's a senior judge, but --
8 COMMISSIONER WAITS: He's a senior judge.
9 DISTRICT ATTORNEY HERRERA: -- we did not send out a notice
10 to ask for qualified senior judges.
11 We can't pay a senior judge for those 30-day periods. We
12 can't give them any compensation.
13 COMMISSIONER WAITS: I thought we could pay up to 30 days
14 for another judge to come in and -- and take over a justice.
15 DISTRICT ATTORNEY HERRERA: We can't pay him salary. The
16 statute's pretty --
17 COMMISSIONER WAITS: Can we --
18 DISTRICT ATTORNEY HERRERA: -- clear.
19 COMMISSIONER WAITS: -- pay him per diem or something?
20 DISTRICT ATTORNEY HERRERA: Yeah. That's about it.
21 COMMISSIONER WAITS: Per diem and travel?
22 DISTRICT ATTORNEY HERRERA: Yeah. That's about it. It --
23 it -- that's why I supplied the -- the background on -- on those
24 statutes.
25 COMMISSIONER WAITS: Okay.
26 DISTRICT ATTORNEY HERRERA: But we didn't apply for -- we
27 didn't give -- send -- we didn't solicit for senior --
28 COMMISSIONER WAITS: Right.
29 DISTRICT ATTORNEY HERRERA: -- judges.
30 COMMISSIONER WAITS: No, I understand that.
31 DISTRICT ATTORNEY HERRERA: So that would have to be
32 agendized anyway.
33 And that's what I would be suggesting today, except
34 something else has opened up. And it -- everything should be --
35 --
36 COMMISSIONER WAITS: Okay.
37 DISTRICT ATTORNEY HERRERA: -- satisfied.
38 COMMISSIONER WAITS: Okay.
39 COMMISSIONER CLARK: So we were --
40 COMMISSIONER BAKKER: Okay.

1 COMMISSIONER CLARK: We are fluid and dynamic.
2 COMMISSIONER BAKKER: Oh.
3 DISTRICT ATTORNEY HERRERA: Uh-huh.
4 COMMISSIONER BAKKER: Let's go back and do it.
5 COMMISSIONER CLARK: We are --
6 UNIDENTIFIED PARTICIPANT: (Indiscernible.)
7 COMMISSIONER CLARK: -- fluid --
8 DISTRICT ATTORNEY HERRERA: Yes.
9 COMMISSIONER CLARK: -- and dynamic.
10 DISTRICT ATTORNEY HERRERA: We're -- we're in a fluid
11 stage.
12 COMMISSIONER CLARK: Yay.
13 CHAIRMAN MILLS: Okay.
14 COMMISSIONER CLARK: Cindy's back.
15 CHAIRMAN MILLS: So with that we will table Item Number 4.
16 And we will reopen Item Number 3.
17 DISTRICT ATTORNEY HERRERA: And -- and -- and I will tell
18 you, Commissioners, as soon as I find out -- if I found
19 something out today or tomorrow or the next day, I will let all
20 of you know.
21 CHAIRMAN MILLS: Okay.
22 COMMISSIONER BAKKER: Okay. Frank?
23 FRANK WHITMAN: We have two members of the court like to
24 speak.
25 KIM BOZARTH: Hi. This is Kim Bozarth from the Austin
26 Justice Court.
27 I'm just looking for a little guidance here because we have
28 some cases that we've been kicking down the road that are now on
29 our docket for June 7th. And I'm wondering if in the interim,
30 while this is all getting sorted out, is there some mechanism
31 for getting us a pro tem JP or something to hear our cases?
32 DISTRICT ATTORNEY HERRERA: The -- we will have this
33 resolved prior to June 7th.
34 KIM BOZARTH: Oh, --
35 DISTRICT ATTORNEY HERRERA: In the next --
36 KIM BOZARTH: -- great.
37 DISTRICT ATTORNEY HERRERA: -- week or two is what I'm
38 saying, I -- I will have information.
39 COMMISSIONER WAITS: Okay. But our next agenda is -- what?
40 -- the --

1 COMMISSIONER BAKKER: Twenty-fourth.
2 COMMISSIONER WAITS: -- 24th?
3 DISTRICT ATTORNEY HERRERA: Well, it -- it --
4 COMMISSIONER WAITS: Okay. But -- but even -- all right --
5 even -- even with -- with that and hoping that we can, we can
6 still get another judge from Eureka or from Tonopah or somebody
7 to come over and do --
8 DISTRICT ATTORNEY HERRERA: Oh, absolutely.
9 COMMISSIONER WAITS: -- the June 7th in Austin.
10 DISTRICT ATTORNEY HERRERA: Absolutely.
11 COMMISSIONER WAITS: Right?
12 DISTRICT ATTORNEY HERRERA: If we --
13 COMMISSIONER WAITS: Okay, --
14 DISTRICT ATTORNEY HERRERA: -- need to.
15 COMMISSIONER WAITS: -- Kim. So leave it on, and we're
16 fine.
17 DISTRICT ATTORNEY HERRERA: Yeah. We can -- we can --
18 COMMISSIONER WAITS: We'll make sure somebody is there for
19 you.
20 DISTRICT ATTORNEY HERRERA: Absolutely.
21 KIM BOZARTH: Okay. Thank you, Patsy.
22 CHAIRMAN MILLS: Did you have something else for us? or
23 was that all?
24 KIM BOZARTH: That's it. Thanks.
25 COMMISSIONER WAITS: Thank you.
26 CHAIRMAN MILLS: Okay. Thanks.
27 COMMISSIONER BAKKER: Thank you.
28
29 3) Discussion and possible action to approve/disapprove using
30 income from Lander County's investments for future grant
31 requests within Lander County with a total cap of \$100,000
32 combined on all grant requests for each fiscal year, or
33 another amount with or without a set cap, and all other
34 matters properly related thereto.
35
36 CHAIRMAN MILLS: Okay. Back to Item Number 3.
37 Cindy, did you get some information for us?
38 CINDY BENSON: Yeah, I did.
39 Okay. For the General Fund --
40 Let's see here.

1 Okay. So I went back to '16. And we had \$110,933 that
2 went out in grants. And --
3 COMMISSIONER BAKKER: Just the general? Or is that Austin
4 --
5 CINDY BENSON: No, this is just the General Fund.
6 COMMISSIONER BAKKER: So what --
7 COMMISSIONER ALLAN: Could you --
8 COMMISSIONER BAKKER: -- was the --
9 COMMISSIONER ALLAN: -- give me that --
10 COMMISSIONER BAKKER: -- grant --
11 COMMISSIONER ALLAN: -- number --
12 COMMISSIONER BAKKER: -- totals?
13 COMMISSIONER ALLAN: -- again? A hundred and ten?
14 CINDY BENSON: \$110,933.
15 For -- and for Austin that year was 10,000. And for Battle
16 Mountain town fund, fifty thousand five -- or five -- yeah --
17 five hundred and fifty-one dollars.
18 COMMISSIONER WAITS: I'm sorry. Are you saying
19 fifty-five-oh or fifteen one five?
20 CINDY BENSON: Sorry. 50,551.
21 COMMISSIONER WAITS: Okay. So we're looking a little over
22 170,000, total.
23 COMMISSIONER BAKKER: And then what was -- that was --
24 yeah. 170,000. What was this year?
25 CINDY BENSON: This year?
26 COMMISSIONER BAKKER: This fiscal year.
27 COMMISSIONER WAITS: That is this fiscal year.
28 CINDY BENSON: No, that was --
29 COMMISSIONER ALLAN: No, --
30 CINDY BENSON: -- in fif- --
31 COMMISSIONER ALLAN: -- that was last year.
32 CINDY BENSON: -- '15, --
33 COMMISSIONER BAKKER: That was --
34 CINDY BENSON: -- '16.
35 COMMISSIONER BAKKER: -- that was two years ago.
36 COMMISSIONER WAITS: I thought it was '16/'17.
37 CINDY BENSON: No.
38 COMMISSIONER BAKKER: No, no.
39 CINDY BENSON: '15/'16.
40 COMMISSIONER BAKKER: It's -- so --

1 CINDY BENSON: Because he asked for three years.
2 COMMISSIONER BAKKER: Okay. So what was this year?
3 CINDY BENSON: This year in the General Fund it was
4 \$184,525.
5 COMMISSIONER BAKKER: Okay.
6 CINDY BENSON: In the Austin Town Fund, 6,000. And in the
7 Battle Mountain Town Fund, \$87,402.
8 Sixty-six...
9 COMMISSIONER WAITS: It's an extra hundred thousand.
10 CHAIRMAN MILLS: Uh-huh.
11 COMMISSIONER ALLAN: Yeah.
12 COMMISSIONER CLARK: Yeah. It would have been 200,000.
13 COMMISSIONER WAITS: No, an extra hundred over --
14 COMMISSIONER ALLAN: And we don't --
15 COMMISSIONER WAITS: -- the year before.
16 COMMISSIONER ALLAN: -- want to know what we have --
17 COMMISSIONER WAITS: One --
18 COMMISSIONER ALLAN: -- approved for --
19 COMMISSIONER WAITS: -- hundred thousand --
20 COMMISSIONER ALLAN: -- this year.
21 COMMISSIONER WAITS: -- over the year before.
22 CINDY BENSON: Uh-uh.
23 COMMISSIONER CLARK: Oh. Yeah. But we're going to leave
24 --
25 COMMISSIONER ALLAN: That'll --
26 COMMISSIONER WAITS: One --
27 COMMISSIONER CLARK: -- 200,000 --
28 COMMISSIONER WAITS: -- seventy-seven to
29 COMMISSIONER ALLAN: -- scare you.
30 COMMISSIONER WAITS: -- two seventy-seven.
31 COMMISSIONER CLARK: -- a year --
32 COMMISSIONER WAITS: Yeah.
33 COMMISSIONER CLARK: -- to cover this stuff.
34 COMMISSIONER WAITS: Yeah.
35 COMMISSIONER BAKKER: So 266- -- it's five, ten. And
36 you're looking at 15 million, Gene.
37 CINDY BENSON: I would say we cut that down.
38 COMMISSIONER BAKKER: To 10 million.
39 CHAIRMAN MILLS: Yeah. That's one of the reasons we want
40 to try this -- if -- try -- try to limit it somehow.

1 COMMISSIONER WAITS: So do we know what we've set for the
2 '18/'19 that we're projecting so far?
3 CINDY BENSON: I didn't bring those, but --
4 COMMISSIONER WAITS: But that's the ones we need to look
5 at.
6 CINDY BENSON: Yes, it is. I will --
7 COMMISSIONER WAITS: Okay.
8 CINDY BENSON: -- go get those if you --
9 COMMISSIONER WAITS: Okay.
10 CINDY BENSON: -- don't mind.
11 COMMISSIONER WAITS: Well, you know, we -- we don't need it
12 right away for this one. But when --
13 CINDY BENSON: Okay.
14 COMMISSIONER WAITS: -- we get to the fiscal one --
15 COMMISSIONER BAKKER: Right.
16 COMMISSIONER WAITS: -- farther down. So you'll have in
17 between some time to check that for us.
18 CINDY BENSON: Okay.
19 COMMISSIONER WAITS: That'd be good. Thank you.
20 CINDY BENSON: Yes. Sorry about that.
21 GENE ETCHEVERRY: Commissioners, --
22 COMMISSIONER WAITS: That's okay.
23 GENE ETCHEVERRY: -- Treasurer Etcheverry. If I could kind
24 of share an observation. The town grants need to be
25 considered -- or should I say should be considered separately
26 since those come from town funds. And they're through the town
27 tax rate.
28 They're a little different than the general grants that we
29 give each year.
30 Just an observation from the last conversation that was
31 happening.
32 COMMISSIONER ALLAN: So we could still -- if we keep -- if
33 we leave the town grants as they are, don't put a cap on them,
34 just do the cap on the General Fund at a hundred thousand, that
35 does -- that does make us be a little bit more conservative.
36 I think a hundred thousand is a --
37 COMMISSIONER BAKKER: That'd be --
38 COMMISSIONER ALLAN: We --
39 COMMISSIONER BAKKER: -- 5 million, then. And 10 million
40 would be 200,000 on the interest rate per investment.

1 GENE ETCHEVERRY: Commissioner Bakker, that's -- that's
2 correct.
3 COMMISSIONER BAKKER: So what you're saying is you want to
4 cap -- not cap, but put it at 5 million off the interest rate to
5 equal a hundred thousand for grants.
6 CHAIRMAN MILLS: Yeah, that'll fluctuate every year too.
7 COMMISSIONER ALLAN: Well, do we -- do we just have to -- I
8 mean, we just -- can't we say that -- that out of the General
9 Fund, we take a hundred thousand off interest proceeds to go --
10 DISTRICT ATTORNEY HERRERA: Yes.
11 COMMISSIONER ALLAN: -- into -- we don't need to designate
12 we're going use 5 million or --
13 DISTRICT ATTORNEY HERRERA: Right.
14 COMMISSIONER ALLAN: We just have to say that we're going
15 to -- we're going set aside a hundred mill- -- or a hundred
16 thousand every year off of the interest proceeds for grants out
17 of General Fund?
18 COMMISSIONER BAKKER: Could.
19 COMMISSIONER WAITS: Yeah. We can say that.
20 DISTRICT ATTORNEY HERRERA: Yeah. Absolutely.
21 COMMISSIONER BAKKER: But --
22 GENE ETCHEVERRY: That's absolutely a very clean approach,
23 easy -- easily done.
24 COMMISSIONER WAITS: And if we take the town grants out,
25 then we're probably pretty close to what we're working with
26 then, anyway, depending what we have set for --
27 CINDY BENSON: For this --
28 COMMISSIONER WAITS: -- this year --
29 CINDY BENSON: -- year.
30 COMMISSIONER WAITS: -- when you come back.
31 CINDY BENSON: I think this year it was -- it was getting
32 close to 200,000.
33 COMMISSIONER WAITS: But that included the town grants.
34 CINDY BENSON: I think it did, yes.
35 COMMISSIONER WAITS: Yeah.
36 COMMISSIONER ALLAN: So I'll make a motion that we -- how
37 do I say that? -- we set aside a hundred thousand dollars from
38 interest from our General Fund -- interest proceeds from our
39 General Fund to be set aside for a cap of a hundred thousand
40 dollars on all future grant requests under --

1 DISTRICT ATTORNEY HERRERA: Would --
2 COMMISSIONER ALLAN: -- the General Fund.
3 DISTRICT ATTORNEY HERRERA: Would a better word be
4 "earmark," --
5 COMMISSIONER ALLAN: Earmark?
6 DISTRICT ATTORNEY HERRERA: -- Mr. Treasurer? Would it --
7 would you rather have "earmark" in that motion rather than "set
8 aside"?
9 COMMISSIONER WAITS: You want designated?
10 GENE ETCHEVERRY: District Attorney Herrera, that -- either
11 one would work. But earmark is -- is --
12 COMMISSIONER ALLAN: A little cleaner?
13 GENE ETCHEVERRY: That'd work. That's --
14 COMMISSIONER ALLAN: Okay.
15 GENE ETCHEVERRY: -- clean.
16 COMMISSIONER ALLAN: To have -- have a hundred thousand
17 from interest proceeds earmarked for grants out of the General
18 Fund.
19 COMMISSIONER WAITS: I'm just wondering whether we would
20 like to just defer this until after we've done our finance and
21 then come back and clean it up with Number 3, in case we have --
22 I -- I know we've given some grants this year and -- and --
23 COMMISSIONER ALLAN: But we don't have any --
24 CHAIRMAN MILLS: Or we could apply --
25 COMMISSIONER ALLAN: -- we don't have --
26 CHAIRMAN MILLS: -- this to this year's --
27 COMMISSIONER ALLAN: We don't have the interest --
28 CHAIRMAN MILLS: -- budget.
29 COMMISSIONER BAKKER: -- earmarked yet. So that would be
30 --
31 COMMISSIONER WAITS: No. No. I'm talking about next year.
32 We're doing next year's budget; right?
33 CHAIRMAN MILLS: So are we going to apply this to next
34 year's budget?
35 Is that what you're --
36 COMMISSIONER WAITS: The -- well, you're not going --
37 CHAIRMAN MILLS: Or we don't --
38 COMMISSIONER WAITS: -- to apply it to this one.
39 CHAIRMAN MILLS: Well, we can't. But --
40 COMMISSIONER CLARK: Apply it to this --

1 COMMISSIONER WAITS: Well, that's what I'm saying. So --
2 COMMISSIONER ALLAN: To be --
3 COMMISSIONER WAITS: -- so I'm --
4 COMMISSIONER ALLAN: -- applied --
5 COMMISSIONER WAITS: -- saying --
6 COMMISSIONER ALLAN: -- to --
7 COMMISSIONER WAITS: -- rather --
8 COMMISSIONER ALLAN: -- the --
9 COMMISSIONER WAITS: -- than the --
10 COMMISSIONER ALLAN: -- 2,000.
11 COMMISSIONER WAITS: -- rather than hit it at a hundred
12 right now, I'm going, we've really been rather grueling with
13 our -- our grants and what we're cutting. And we still have a
14 little bit more. So I'm just thinking, if we make this and say
15 a hundred and all of a --
16 DISTRICT ATTORNEY HERRERA: That's true.
17 COMMISSIONER WAITS: -- sudden we end up with 125- and we
18 hate to cut those, --
19 DISTRICT ATTORNEY HERRERA: That's true.
20 COMMISSIONER WAITS: -- it would be just as easy and
21 simpler to wait till we finish the finance at the end of this
22 and then go back and make it clean. We might want to do 125-
23 for this year, is what I'm saying.
24 COMMISSIONER BAKKER: Next year.
25 COMMISSIONER ALLAN: Well, I understand --
26 COMMISSIONER WAITS: Well, --
27 COMMISSIONER ALLAN: -- that is --
28 COMMISSIONER WAITS: -- this year's --
29 COMMISSIONER BAKKER: Following --
30 COMMISSIONER WAITS: -- budget.
31 COMMISSIONER ALLAN: But what I'm --
32 COMMISSIONER BAKKER: -- fiscal year.
33 COMMISSIONER ALLAN: -- what I'm saying is this is -- we're
34 earmarking the money --
35 COMMISSIONER BAKKER: For next budget cycle.
36 CHAIRMAN MILLS: For next --
37 COMMISSIONER WAITS: Right.
38 CHAIRMAN MILLS: -- budget, but --
39 COMMISSIONER WAITS: But --
40 CHAIRMAN MILLS: -- not --

1 COMMISSIONER WAITS: -- we're --
2 CHAIRMAN MILLS: -- this --
3 COMMISSIONER WAITS: -- but we're --
4 CHAIRMAN MILLS: -- budget --
5 COMMISSIONER WAITS: -- cutting --
6 CHAIRMAN MILLS: -- cycle.
7 COMMISSIONER WAITS: -- it. And -- and if it turns out
8 that our cycle is -- is more, it's 125,000 that we've given away
9 and -- and hate to cut that --
10 COMMISSIONER BAKKER: For the following --
11 COMMISSIONER WAITS: Right.
12 COMMISSIONER BAKKER: -- two years forward. Yeah.
13 COMMISSIONER WAITS: Right. That I hate to cut it.
14 COMMISSIONER BAKKER: We can wait --
15 COMMISSIONER ALLAN: Well, --
16 COMMISSIONER BAKKER: -- till we --
17 COMMISSIONER ALLAN: -- if that's --
18 COMMISSIONER BAKKER: -- get down --
19 COMMISSIONER WAITS: That's why --
20 COMMISSIONER ALLAN: -- if that's --
21 COMMISSIONER WAITS: -- I'm just saying, just --
22 COMMISSIONER BAKKER: -- to it.
23 COMMISSIONER WAITS: -- wait till the end of this meeting,
24 just to make it clearer --
25 CHAIRMAN MILLS: Okay.
26 COMMISSIONER WAITS: -- and see -- see if we can --
27 COMMISSIONER ALLAN: Unless you just want me to -- to --
28 COMMISSIONER WAITS: No, make it 125-? No.
29 COMMISSIONER ALLAN: No. I was going to say, amend my
30 motion for the 2019-20 budgets.
31 COMMISSIONER WAITS: No. I think we should have it in
32 place --
33 COMMISSIONER BAKKER: Well, it is for --
34 COMMISSIONER WAITS: -- and we should --
35 COMMISSIONER BAKKER: -- the --
36 COMMISSIONER WAITS: -- start.
37 COMMISSIONER BAKKER: -- the '19/'20 budget.
38 COMMISSIONER ALLAN: It's -- it --
39 COMMISSIONER WAITS: Yeah.
40 COMMISSIONER ALLAN: -- '18/'19.

1 COMMISSIONER BAKKER: '18. No, it's --
2 COMMISSIONER WAITS: This is --
3 COMMISSIONER BAKKER: -- '20 -- '19/'20.
4 COMMISSIONER WAITS: No, this is '18/'19. It starts
5 July 2018.
6 DISTRICT ATTORNEY HERRERA: Yeah.
7 COMMISSIONER ALLAN: But if -- if we do our budgets and we
8 wait till we're done and then we change it to a hundred and
9 twenty-five, we're kind of just sort of defeating the purpose of
10 setting the cap at a hundred thousand. You've just increased
11 the cap now --
12 COMMISSIONER WAITS: To 125--.
13 COMMISSIONER ALLAN: -- 25 percent.
14 COMMISSIONER WAITS: Yes, we have. Yes, we have.
15 COMMISSIONER BAKKER: Gene --
16 COMMISSIONER WAITS: And we may want to do that. That's
17 what I'm saying. Let's just keep our option open and see.
18 COMMISSIONER BAKKER: Okay. Let's wait till we get to the
19 other end --
20 CHAIRMAN MILLS: Right.
21 COMMISSIONER BAKKER: -- of the budget.
22 DISTRICT ATTORNEY HERRERA: End of the meeting.
23 COMMISSIONER WAITS: Because we're so --
24 COMMISSIONER BAKKER: End of the --
25 COMMISSIONER WAITS: -- close.
26 COMMISSIONER BAKKER: -- meeting.
27 COMMISSIONER WAITS: We've already given grants. The
28 following year, if we keep it at 100-, or maybe we'll go 125-,
29 whatever we keep it at, the point is we want a cap and we want
30 to work within the cap.
31 And we'll know the next time they come before us, woops,
32 that -- that just took 20 --
33 COMMISSIONER BAKKER: Right.
34 COMMISSIONER WAITS: -- thousand. There goes ten. We know
35 where we are.
36 Now we've already -- we've already talked to all these
37 folks that have asked for it. And we're trying to -- to work
38 out what they need because many of them are in a need status
39 here.
40 COMMISSIONER BAKKER: The next time they submit their

1 budget requests, they'll know that this --
2 COMMISSIONER WAITS: Right.
3 COMMISSIONER BAKKER: -- is the amount of money --
4 COMMISSIONER WAITS: So I'm --
5 COMMISSIONER BAKKER: -- we have.
6 COMMISSIONER WAITS: -- just saying, if it's okay with
7 everybody, let's just wait.
8 COMMISSIONER BAKKER: I agree. Okay.
9 CHAIRMAN MILLS: Okay.
10 COMMISSIONER WAITS: Well --
11 CHAIRMAN MILLS: We'll come --
12 COMMISSIONER ALLAN: So, Cindy, --
13 CHAIRMAN MILLS: -- back to it.
14 COMMISSIONER CLARK: That's a good idea.
15 CHAIRMAN MILLS: We'll come back --
16 COMMISSIONER WAITS: If she --
17 CHAIRMAN MILLS: -- to it.
18 COMMISSIONER WAITS: -- if she gets a second, it goes. I
19 mean, whatever.
20 COMMISSIONER CLARK: Yeah.
21 COMMISSIONER ALLAN: Cindy, --
22 CINDY BENSON: Yeah.
23 COMMISSIONER ALLAN: -- we will need to know what --
24 CINDY BENSON: This year's? Or this next year's budget?
25 COMMISSIONER ALLAN: This, the '18/'19 budget grants.
26 Thank you.
27 CHAIRMAN MILLS: Okay.
28 COMMISSIONER BAKKER: Okay.
29 CHAIRMAN MILLS: So we'll table that till the end of the
30 meeting.
31 GENE ETCHEVERRY: Thank you.
32 CHAIRMAN MILLS: Thanks, Gene.
33
34 6) Discussion and possible action regarding Lander County health
35 benefits package as recommended by the Lander County health
36 insurance committee for FY 2018-2019, and all other matters
37 properly related thereto.
38
39 CHAIRMAN MILLS: Move to Item Number 6. Discussion and
40 possible action regarding Lander County health benefits package

1 as recommended by the Lander County health insurance committee
2 for fiscal year 2018-2019, and all other matters properly
3 related thereto.

4 KEITH WESTENGARD: So we did have an insurance committee
5 meeting yesterday in the late afternoon.

6 It entailed quite a bit of discussion.

7 As -- as a majority, the com- -- the insurance committee's
8 recommending that we go with UnitedHealth as their benefit package
9 for the next fiscal year.

10 Tim is here to go over those figures and -- and answer any
11 questions that the commission might have.

12 COMMISSIONER WAITS: This has been faxed?

13 TIM HOLLAND: Yeah.

14 What you're looking at here.

15 CHAIRMAN MILLS: Thanks.

16 COMMISSIONER ALLAN: Thanks, Tim.

17 TIM HOLLAND: Hello. I am Tim Holland from LP Insurance
18 Services.

19 The first couple of pages you have seen before.

20 And without the use of my computer back at the office, I've
21 put a big X on one and a big arrow on the other you'll see in a
22 second.

23 But first page, obviously, you have seen before with their
24 response to bid on page 2 where Prominence is still at 20
25 percent on the majority of their plans, although you will see
26 that they added another plan in here for consideration.

27 UHC is still exactly -- we're there at 14.8 on the PPO,
28 15.1 on the HSA, and 15.1 -- or excuse me -- 5.8 on the other
29 PPO.

30 And then Hometown Health, we are still showing in this
31 example just to show you where they are. But we don't have the
32 data back.

33 And you can see Aetna, Anthem, Cigna (indiscernible).

34 So Prominence we -- in a previous example, you've seen what
35 current is versus renewal.

36 So I'm on page 3. The three plans in place for Prominence
37 up for renewal are the POS Core 1, which you are used to ha- --
38 seeing there at a 20 percent.

39 The two plans you see that are marked C1 was an HSA with an
40 embedded deductible. The other one was an HSA with an aggregate

1 deductible.

2 We ruled out the embedded deductible. So that's the one
3 with the X in it. And the arrow is the one that is up for vote
4 today. That is -- aggregate means that -- that's the 2,000,
5 4,000 under deductible level. That means any one member can hit
6 the 4,000 level and cover his whole family's deductible. So if
7 it's an individual on the policy, they only have a \$2,000
8 deductible, and then the plan will kick it as normal. But under
9 the aggregate setting, imagine your entire family under an
10 umbrella per se. And if you have a family of four and you have
11 one person that has an incident and reaches that 4,000, then the
12 family deductible is satisfied. So it's a -- it's a richer
13 benefit. And they did show -- you can see the one that has the
14 X on it, the 15.1, that was not decided upon. They did go for
15 the one with the richer benefit, which matches what we have on
16 the next page for UHC.

17 And then the final page -- or the final column -- excuse
18 me -- of Prominence HMO Beyond 1 is still there. We have about
19 eight people on the HMO in the who- -- countywide.

20 So that is the first one to decide upon.

21 The second one is what Keith was talking about, which is
22 the UHC offering. This will be the fourth page, where you're
23 going to see the Prominence plan's in place right here.

24 And then the three plans on the right-hand side are your UHC
25 offerings.

26 And so the first plan is your thousand-dollar deductible
27 plan.

28 And the second plan, named C, is your HSA aggregate plan,
29 again.

30 So the two plans match up quite evenly, except the
31 Prominence plan is a 2,000, 4,000 deductible. The UHC plan is a
32 2500, 5,000 deductible. So it is a little less benefit.

33 And then the far plan on the right is your \$500 deductible
34 PPO. So we would consider that our true buy up plan for this.

35 So, again, as Keith said, the -- we had a 50/50 there for a
36 little while and then did move towards UHC's way. So that was
37 decided upon!

38 And then the last page is your dental, which the insurance
39 committee decided upon. Again, your Best Life on the left-hand
40 side is your current plan. You'll see two Guardians. And the

1 plan selected was actually the second Kansas City plan. So it's
2 the fourth plan to the right, which goes with Kansas City Life.
3 You had the exact same network as far as the dental goes, which
4 is a DVS. So there'll be no disruption in network.

5 And the reason that was chosen that we go all the way down
6 to the bottom. It has a 24-month rate guarantee.

7 So same plan, same design, same network, same everything
8 just locking in the price in for a little bit longer for
9 budgetary, for not changing next year type thing.

10 But I know the biggest decision, obviously, is the
11 Prominence/UHC decision.

12 COMMISSIONER WAITS: On our -- our committee recommendation
13 on the dental, another reason was that we like the idea of the
14 -- the way the --

15 TIM HOLLAND: The cleanings?

16 COMMISSIONER WAITS: Yeah, the --

17 TIM HOLLAND: Thank you.

18 COMMISSIONER WAITS: -- the way our cleaning is. Because
19 they can do -- you can two every twelve months, where the other
20 ones say, one every six months. And -- and depending when you
21 set your appointment, sometimes they were within the six months
22 and they didn't pay even though you're --

23 CHAIRMAN MILLS: Mm.

24 COMMISSIONER WAITS: -- getting two a year. So we thought
25 nobody has to worry about it. They just get two a year --

26 TIM HOLLAND: Right.

27 COMMISSIONER WAITS: That's it. And they don't have to
28 worry about days that sometimes would deny on a claim on it. So
29 it just stays simpler. So that was just --

30 TIM HOLLAND: Thank you.

31 COMMISSIONER WAITS: -- one of the things we looked at.

32 The other one's the one we had the concerns with.

33 TIM HOLLAND: Yes.

34 COMMISSIONER WAITS: So, Tim, how many people really, of
35 ours, of -- of the group that we have, how many people really
36 meet their deductible for the full year? Percentagewise,
37 roughly. Less than 10 percent?

38 TIM HOLLAND: When you have a plan that's so rich in copays
39 like your Prominence plan is right now, it's very rare, without
40 emergent situations, that people hit their deductible. So --

1 COMMISSIONER WAITS: Okay.
2 TIM HOLLAND: -- so you have a hundred person group. If
3 eight people, nine people hit their deductible, you've had a
4 really bad --
5 COMMISSIONER WAITS: Okay.
6 TIM HOLLAND: -- year.
7 COMMISSIONER WAITS: So I guess I don't care about
8 aggregate deductibles. I care about the deductible, but not the
9 aggregate because most of them aren't -- aren't hitting that.
10 TIM HOLLAND: Well, on the HSA, the aggregate deductible
11 will mean -- because every -- every single dollar up to \$2,000
12 will come out of an employee's pocket --
13 COMMISSIONER WAITS: On an --
14 TIM HOLLAND: -- before --
15 COMMISSIONER WAITS: -- HSA --
16 TIM HOLLAND: -- the health plan kicks in.
17 COMMISSIONER WAITS: -- it's different. That's entirely --
18 TIM HOLLAND: Right.
19 COMMISSIONER WAITS: -- different. Right. I'm --
20 TIM HOLLAND: Right.
21 COMMISSIONER WAITS: -- talking about just normal plans.
22 TIM HOLLAND: Just normally, deductibles is -- it's --
23 COMMISSIONER WAITS: Yeah.
24 TIM HOLLAND: -- rare.
25 COMMISSIONER WAITS: Yeah. And especially when you have a
26 PPO or we've been doing an HMO on some of them.
27 So people are getting their claims paid and still not
28 meeting a deductible. So...
29 TIM HOLLAND: Correct. And you also have extremely low
30 deductibles. So they're zero. So I guess everybody already hit
31 that when they start. And a thousand on the PPO side and
32 then --
33 COMMISSIONER WAITS: Yeah.
34 TIM HOLLAND: -- on the HMO side --
35 COMMISSIONER WAITS: Okay.
36 TIM HOLLAND: -- for Prominence with a \$500 deductible --
37 I mean, it's so copay driven, you almost need extra further
38 care, being admitted into a facility, to have that number kick
39 in.
40 COMMISSIONER WAITS: Okay. So the -- the -- the whole

1 thing for our group today is: Do we stay with Prominence? Or
2 do we change to United? And if we change to United, you can ask
3 why and Tim will tell you why.

4 And then they have two plans. And we don't want to give two
5 choices. We want to choose a plan if we -- if we do that.

6 On Prominence they -- they have a choice of plans.

7 On United we need to choose because it's basically the
8 deductible we're going to be paying for. So which one, we
9 decide.

10 So the de- -- first decision is if you want to stay or do you
11 want to go? And what the reasons are.

12 COMMISSIONER ALLAN: Uh-huh.

13 COMMISSIONER WAITS: Right?

14 DISTRICT ATTORNEY HERRERA: Right.

15 COMMISSIONER BAKKER: What was the ultimate decision of the
16 committee? What was the majority? Or was there a majority?

17 COMMISSIONER WAITS: Uh-huh.

18 TIM HOLLAND: We were missing two committee members, but
19 the majority was UHC. And the reason for that is that you
20 probably double your network. By minimum, you double your
21 network.

22 You have facilities in Austin where they can now go straight
23 to Fallon and receive care from Renown -- Renown Urgent Care.
24 You -- you would -- you do bring -- in northern Nevada we have our
25 Prominence. We have our Hometowns. Everybody kind of knows the
26 two. And they don't play in the sandbox well together. They --
27 they don't contract with each other.

28 But when you come with a national carrier, such as a UHC or
29 Anthem, you get everything. So you'll get all of your
30 St. Marys. And you'll get all of your Renown facilities. So
31 you will have somebody be able to go straight to Renown in Reno
32 to get services.

33 COMMISSIONER WAITS: And the folks that go to Utah?

34 TIM HOLLAND: Will not.

35 So that -- that is the --

36 The con of it is that you -- you -- you will -- and it's
37 very confusing the way it works because a lot of the physicians
38 in Utah that work at the hospitals are contracted. Huntsman
39 Cancer Center is contracted, which is what -- is a big user in
40 Utah, but the hospital itself is not.

1 And when there's an emergent situation in northern Nevada,
2 you're either going to be taken to Renown in Reno or you're
3 going to be taken to University Utah. And that is no longer
4 going to be a contracted facility.

5 MARLA SAMS: I -- I'm on the committee. Can I speak, even
6 though I'm not? I don't want to be out of order.

7 Sorry I missed the meeting yesterday. I -- I was involved
8 in a budget hearing at the hospital. So I do apologize.

9 And I'm Marla Sams, for the record.

10 I just had a care flight to Salt Lake City. And I went to
11 the University of Utah because that's where the best heart
12 surgeons are. I did have some surgery done.

13 And I just got my bill for \$257,000 for that surgery.

14 Now I am set up on a pacemaker, which they monitor at the
15 hospital. It's a thousand dollars a month. I have no choice but
16 to go to the University of Utah. I cannot change that.

17 And so if I'm in an accident or I have another heart issue, I
18 have to go to the University of Utah. I cannot go anywhere else.

19 What -- so by say- -- and I realize about the money. I
20 realize. But I'm not the only one that's in this situation.

21 You're in a bad accident in between Elko and Wells, you're
22 going to the university. And you are going to get that bill.

23 So what are we serving the people?

24 COMMISSIONER WAITS: Okay. Well, first of all, if -- if
25 you're in the accident, wherever they take you, it's covered.
26 Right?

27 MARLA SAMS: Not -- uh-huh.

28 TIM HOLLAND: It -- it's supposed to be covered as an
29 in-network visit if it's an emergent situation.

30 But we do see a lot of times where a patient is stabilized,
31 and they're still taken to the --

32 COMMISSIONER WAITS: Yes.

33 TIM HOLLAND: -- emergency room.

34 COMMISSIONER WAITS: Once they're stable.

35 TIM HOLLAND: And then --

36 COMMISSIONER WAITS: Yes.

37 MARLA SAMS: They're --

38 TIM HOLLAND: -- it's the --

39 MARLA SAMS: -- not paid.

40 TIM HOLLAND: -- then it's --

1 COMMISSIONER WAITS: Okay.
2 TIM HOLLAND: -- not paid.
3 COMMISSIONER WAITS: Now, as far as people that are on
4 ongoing and -- and I'm -- and Tim can tell you how this was
5 going to work.. But I know how it works when we change plans in
6 other -- in other places.
7 You do need to change. And, yes, you can find a doctor. And
8 they will actually give you some proper referrals. Because --
9 MARLA SAMS: But why should I --
10 COMMISSIONER WAITS: -- those --
11 MARLA SAMS: -- have --
12 COMMISSIONER WAITS: -- doc- --
13 MARLA SAMS: -- to change --
14 COMMISSIONER WAITS: -- those doctors --
15 MARLA SAMS: -- to Reno?
16 COMMISSIONER WAITS: -- in Utah know the doctors here.
17 MARLA SAMS: I want to live.
18 I'm sorry. I want to live.
19 COMMISSIONER CLARK: I want you to live. And there should
20 be exemptions. There should be variances. There should be
21 appeals processes if something like this happens.
22 Now I've been told that Hometown Health doesn't cover Utah,
23 and that's why we've steered away from it.
24 But my wife was careflighted to Huntsman.
25 MARLA SAMS: Uh-huh. But they're in the network.
26 COMMISSIONER CLARK: It was covered because it was an
27 emergency. So in emergency situations, we need to be set up for
28 that.
29 MARLA SAMS: But, you know, that the problem of it is, is
30 that why would you change your doctors when they've saved your
31 life and they know about you?
32 COMMISSIONER CLARK: Yes.
33 COMMISSIONER WAITS: Because your insurance changed.
34 MARLA SAMS: That's really bad.
35 COMMISSIONER WAITS: Yeah. That -- and, no, I understand.
36 MARLA SAMS: That's really bad.
37 COMMISSIONER CLARK: But --
38 COMMISSIONER WAITS: But -- but there's excellent doctors
39 everywhere, Marla. Don't just say that, you know, those are the
40 only ones that can save your life.

1 MARLA SAMS: No. That's where I go.
2 TIM HOLLAND: Now -- now Huntsman is in network in both --
3 MARLA SAMS: Is in network.
4 TIM HOLLAND: -- facilities.
5 UHC and Prominence, Huntsman Cancer Center is contracted
6 facility.
7 You're talking more just the hospital.
8 COMMISSIONER WAITS: Yeah, University.
9 TIM HOLLAND: And you will have phys- -- and this is where
10 it gets confusing. You'll have a lot of physicians that have
11 their own practices and are contacted with both. But once they
12 enter the doors of the hospital, as a --
13 COMMISSIONER CLARK: I -- I need --
14 TIM HOLLAND: -- form of procedure, they are no longer
15 under that contract.
16 COMMISSIONER CLARK: Can I ask you a question, Marla?
17 It'd be a little personal.
18 MARLA SAMS: Sure.
19 COMMISSIONER CLARK: Are you on Medicare?
20 MARLA SAMS: Yes.
21 COMMISSIONER CLARK: Okay.
22 Okay. Because, you know, when you get on Medicare, you're
23 a second-class citizen.
24 MARLA SAMS: That's right.
25 COMMISSIONER CLARK: That's all there is to it.
26 MARLA SAMS: That's what you get.
27 COMMISSIONER CLARK: They don't treat you right.
28 MARLA SAMS: They don't.
29 COMMISSIONER CLARK: Just -- we need to fix that.
30 COMMISSIONER WAITS: No. Medicare is her secondary
31 carrier.
32 MARLA SAMS: Now. Right --
33 TIM HOLLAND: Right.
34 MARLA SAMS: -- now.
35 COMMISSIONER WAITS: Our insurance --
36 MARLA SAMS: Because I work.
37 COMMISSIONER WAITS: -- company is her primary.
38 MARLA SAMS: Right.
39 COMMISSIONER WAITS: And she's taken care of first through
40 our primary --

1 MARLA SAMS: Right.
2 COMMISSIONER WAITS: -- because she's a working employee.
3 MARLA SAMS: Uh-huh.
4 COMMISSIONER CLARK: How does that work, Tim? Because my
5 secondary's Hometown Health. And there's no doctor that will
6 take me in Elko because my primary is Medicare.
7 How do you switch --
8 COMMISSIONER WAITS: Your primary --
9 COMMISSIONER CLARK: -- that?
10 COMMISSIONER WAITS: -- insurance -- are you on this? Are
11 you on our --
12 COMMISSIONER CLARK: No, --
13 COMMISSIONER WAITS: -- our --
14 COMMISSIONER CLARK: -- I'm on Hometown Health through the
15 state.
16 MARLA SAMS: Yeah. They don't pay.
17 COMMISSIONER CLARK: And --
18 COMMISSIONER WAITS: No, --
19 COMMISSIONER CLARK: -- Medicare is --
20 COMMISSIONER WAITS: -- through the --
21 COMMISSIONER CLARK: -- my --
22 COMMISSIONER WAITS: No, through the --
23 COMMISSIONER CLARK: -- primary.
24 COMMISSIONER WAITS: -- state. No, through the state is a
25 retiree. That's --
26 COMMISSIONER CLARK: Yeah.
27 COMMISSIONER WAITS: -- why. Medicare is primary, and then
28 state retirees are secondary.
29 COMMISSIONER CLARK: So if I switch --
30 COMMISSIONER WAITS: She's a working --
31 COMMISSIONER CLARK: -- to --
32 COMMISSIONER WAITS: -- employee.
33 COMMISSIONER CLARK: Oh, if I switch to this program?
34 COMMISSIONER WAITS: Yes, then they would be primary.
35 Medicare is secondary.
36 COMMISSIONER CLARK: And I didn't take this insurance for
37 free?
38 TIM HOLLAND: The magic number is actually 20. If you have
39 20 or less employees over the previous 12 calendar months, then
40 Medicare is primary and your health insur- -- your -- Prominence

1 would be secondary. But if you're ever over 20 employees the
2 past calendar month, then your employer's insurance is primary
3 and Medicare is second payer.

4 COMMISSIONER CLARK: Okay. What can we do to help people
5 that are in a situation like Marla?

6 TIM HOLLAND: Marla will have to probably switch her care
7 to Stanford, UC Davis, Mayo Clinic, a facility --

8 And it's -- it's --

9 MARLA SAMS: My, gosh. I couldn't even af- -- I'd have to
10 sleep in my car.

11 TIM HOLLAND: And it's --

12 MARLA SAMS: I can't even afford to pay off the --

13 TIM HOLLAND: And it's not that either one of these things
14 are bad. It's just that everybody doesn't play together.

15 UHC has a --

16 MARLA SAMS: It's stupid.

17 TIM HOLLAND: -- nationwide, wonderful hospital system.
18 University of U- -- University of Utah and their ownership has a
19 wonderful hospital system. You can always do it ways.

20 COMMISSIONER CLARK: Yeah. I -- I feel like Marla. I like
21 my doctor. My doctor knows me. If I walk in, they can look at
22 me and say, you're sick. You need this. You need that. You go
23 to a new doctor, you got to run down 68 --

24 MARLA SAMS: All the (indiscernible).

25 COMMISSIONER CLARK: -- years of history.

26 So I would like to see this fixed, Marla. I don't know what
27 we can do, but --

28 COMMISSIONER BAKKER: Doug?

29 COMMISSIONER WAITS: Okay. So the choice is: Do we stay
30 with Prominence or do we look at some extra benefits with
31 United? And that's what the committee could not decide on. And
32 they brought it to the commission.

33 Now we have other folks that want to talk about the good
34 things on United; right? And -- and the bigger network is one.

35 CHAIRMAN MILLS: Right.

36 COMMISSIONER WAITS: You know, and -- and I most certainly
37 empathize with the people that are changing. And I've been in
38 insurance since the 1960s. And I -- I run into this all the
39 time.

40 And when a company changes, there are -- especially if you're

1 with an HMO, a PPO -- there are your physicians that are not
2 always in that network and you do need to change. And that
3 happens, even though you really, really, really like your doctor.
4 And if you do, then you simply take a different type of insurance
5 plan and -- and try and pay the differences.

6 The -- the problem with Marla is, if she's over 65, she
7 doesn't have the choice of the HSA, which would be perfect for
8 her because she could go somewhere else. So that will limit it.

9 But --

10 COMMISSIONER ALLAN: Tim?

11 COMMISSIONER WAITS: And -- and we may have a few in that
12 situation.

13 But you're looking at a hundred people that you're
14 employing.

15 CHAIRMAN MILLS: Right.

16 COMMISSIONER WAITS: And a hundred people that you're
17 buying insurance for. And -- and I'm -- I -- I would feel
18 horrible when people have to do this. But they've had to over
19 the years because companies change plans.

20 And I've had to. And -- and currently, I said, all my
21 physicians, from dermatologists to cardiologists, were not on
22 Prominence. I mean, I understand that. But that -- but that's
23 what we went with.

24 COMMISSIONER CLARK: I -- I don't want to see another
25 employee in dire straits because of medical bills. We've al- --
26 we've already had one employee that had to file medical
27 bankruptcy and lost their house and had to move in with their
28 parents, \$82,000 worth of bills in one year. I -- this stuff
29 breaks my heart.

30 MARLA SAMS: Yeah.

31 COMMISSIONER ALLAN: Tim, what -- what are the benefits of
32 United again?

33 TIM HOLLAND: You know what, I -- something -- on the
34 affordability side and out of pocket, your Prominence offering
35 is a richer plan at less cost.

36 So the overall out of pocket and what the employee will feel
37 on Prominence is less.

38 The -- the -- the pro for UHC is you probably triple your
39 provider network.

40 Everybody takes UnitedHealthcare, where not everybody takes

1 Prominence. If you're a Renown-owned physician, a lot of our
2 Austin people had to deal with them when they went to the Renown
3 Urgent Care in Fallon, they -- they had to find another provider.
4 Where this would bring that back. So you -- everybody's
5 contracted with UHC, with Anthem, with the nationals. So you --
6 you have a greater provider network.

7 And we did hear some things about people wanting to go to
8 Renown. We -- that was -- we did hear that from a couple of
9 employees.

10 But as Patsy's saying, any time you change a company,
11 you're going to have disruption. You're going to have provider
12 disruption. You're going to have a pharmaceutical re- --
13 disruption.

14 And we touched on this yesterday where everybody has a
15 different idea of how to cure something. And if somebody sees a
16 local doctor and the local doctor says, this is a prescription I
17 want you on and UnitedHealthcare, Prominence says, you know, we
18 have 20,000 people that this happened to last month. We feel
19 that this prescription is the best. We're -- we're seeing a lot
20 of that disruption when -- both when change happens and when new
21 prescriptions are coming on the market.

22 COMMISSIONER CLARK: And -- and I'm not blaming you, Tim,
23 about this. I know what your -- your function is. But the
24 majority of this happened with Obamacare; correct?

25 UNIDENTIFIED PARTICIPANT: Yeah.

26 COMMISSIONER WAITS: Some things.

27 TIM HOLLAND: Prominence --

28 COMMISSIONER WAITS: Some --

29 TIM HOLLAND: -- and Renown -- Prominence and Hometown
30 Health not playing together in the sand predates Bush too.

31 COMMISSIONER CLARK: Yeah. But what I'm talking about is
32 the -- the medical community being --

33 TIM HOLLAND: Yeah.

34 COMMISSIONER CLARK: -- turned upside down. And premiums
35 increase. And some -- some Obama premiums are now increasing 91
36 percent and so on. So they attacked the fifth largest economy
37 in the world. And this is the results.

38 TIM HOLLAND: For the first time in history, a -- an
39 individual need costs more than a employer need, which is --

40 COMMISSIONER CLARK: Yeah.

1 TIM HOLLAND: -- unbelievable.

2 COMMISSIONER WAITS: UnitedHealthcare does cover the Fallon
3 area, which is your -- your southern Lander County and your
4 employees down there because it hasn't covered it per se; right?

5 TIM HOLLAND: Right.

6 COMMISSIONER WAITS: So UnitedHealthcare will cover those
7 for the south because we go straight west.

8 COMMISSIONER ALLAN: And -- and I'm not putting down
9 anyone. And I know this might sound wrong, but your majority of
10 employees are in the north.

11 And I feel for the southern end of the state -- of the county
12 because United would -- would help them out in -- in Fallon and
13 whatnot. But the majority of us are -- are north.

14 And I -- personally, I like the sounds of Prominence better.
15 You know, it's -- it's better -- as Tim said, it's -- it's not as
16 much out of pocket for the employee. The difference being that
17 United has, you know, more doctors. But Prominence has been
18 working. And it is cheaper on the employees.

19 TIM HOLLAND: One more thing. I wouldn't be doing my job
20 if I didn't say this. We do have six active claims --

21 COMMISSIONER WAITS: What is the recommendation?

22 TIM HOLLAND: -- that are exceeding --

23 COMMISSIONER CLARK: (Indiscernible.)

24 TIM HOLLAND: -- \$50,000 that are continuing --

25 COMMISSIONER CLARK: (Indiscernible.)

26 TIM HOLLAND: -- care for. And so that has driven --

27 COMMISSIONER WAITS: (Indiscernible.)

28 TIM HOLLAND: -- a lot of the --

29 COMMISSIONER CLARK: The insurance committee --

30 TIM HOLLAND: -- cost for the plan.

31 COMMISSIONER CLARK: -- recommendation.

32 TIM HOLLAND: And when you move plans, --

33 COMMISSIONER WAITS: (Indiscernible.) Yes, it was.

34 TIM HOLLAND: -- you might automatically go to a new
35 carrier and incur some significant losses, which is not a great
36 way to start a plan.

37 KEITH WESTENGARD: This is the exact roadblock that the --
38 the committee ran into last night.

39 We -- our rate increases -- premium increases are due to
40 seven claims over \$800,000 in premiums, our payouts.

1 MARLA SAMS: Don't (indiscernible).
2 KEITH WESTENGARD: So our insurance premiums were affected
3 by seven employees.
4 Now, with due respect, we can't --
5 MARLA SAMS: Sorry, guys. I'm old.
6 KEITH WESTENGARD: No, I would -- it's not -- it's not --
7 I'm -- I'm not pointing anybody out. I just want it to be
8 understood. We had seven claims in the county that resulted in
9 over \$800,000 in costs.
10 COMMISSIONER CLARK: Why?
11 KEITH WESTENGARD: They were serious medical issues.
12 CHAIRMAN MILLS: You can't ask that one.
13 KEITH WESTENGARD: Serious --
14 COMMISSIONER CLARK: Hold up.
15 KEITH WESTENGARD: -- serious medical issues.
16 CHAIRMAN MILLS: What's the likelihood that those claims
17 are continued?
18 COMMISSIONER CLARK: Where does reinsurance kick --
19 TIM HOLLAND: Good --
20 COMMISSIONER CLARK: -- in?
21 TIM HOLLAND: -- question.
22 COMMISSIONER WAITS: About --
23 KEITH WESTENGARD: Se- --
24 COMMISSIONER WAITS: -- about 500,000.
25 COMMISSIONER CLARK: Oh, --
26 MARLA SAMS: Well, that's --
27 COMMISSIONER CLARK: -- no, no, --
28 MARLA SAMS: -- the (indiscernible) --
29 COMMISSIONER CLARK: -- no. No, --
30 MARLA SAMS: -- of (indiscernible) --
31 COMMISSIONER CLARK: -- no, no.
32 MARLA SAMS: -- (indiscernible) probably.
33 COMMISSIONER CLARK: Tim, where's --
34 MARLA SAMS: (Indiscernible.)
35 COMMISSIONER CLARK: -- our reinsurance kick --
36 MARLA SAMS: (Indiscernible) that one.
37 COMMISSIONER CLARK: -- in?
38 TIM HOLLAND: Different -- different carriers have
39 different points of their stop-loss kicking in.
40 But this one's about \$75,000.

1 COMMISSIONER CLARK: So at \$75,000 reinsurance starts
2 paying, not our insurance.
3 TIM HOLLAND: Right. Right.
4 COMMISSIONER CLARK: Well --
5 TIM HOLLAND: And they still are on the hook for 75 grand
6 of it.
7 So we had a -- one, two, three, four that fell -- we had
8 one \$74,410, 69,771, 94,000, 72,000, 56,000, 52,000. And then
9 the top two were \$132,160 and \$295,216.
10 COMMISSIONER CLARK: What would the increase to our
11 premiums be to the whole program be if we dropped reinsurance to
12 \$50,000?
13 TIM HOLLAND: A carrier has a reinsurance pool for its
14 entire risk.
15 COMMISSIONER WAITS: Can we --
16 TIM HOLLAND: So Lander --
17 COMMISSIONER CLARK: Okay.
18 TIM HOLLAND: -- County doesn't have a specific.
19 COMMISSIONER WAITS: We don't do that.
20 COMMISSIONER CLARK: Okay.
21 TIM HOLLAND: Yeah.
22 COMMISSIONER WAITS: But that did affect all the
23 underwriting on -- on United. I mean, they're looking at that
24 too. So --
25 TIM HOLLAND: It's something we discussed is -- I mean,
26 there were -- there was significant claim activity. But we had
27 acute respiratory. We had a heart attack. We had a broken sp-
28 -- kind of spine issue, heart disease. We had a -- a prosthetic
29 leg. And we had a complication with a gastric band procedure.
30 COMMISSIONER CLARK: Okay.
31 TIM HOLLAND: So -- so Prominence is kind of looking at
32 these, and they're saying, we have continued care. This is what
33 we need.
34 And UHC might be looking at these and saying, these are one
35 timers. We're kind of over with this.
36 COMMISSIONER CLARK: Can we -- is it too late to tie in
37 some kind of a wellness program?
38 TIM HOLLAND: Wellness programs actually increase costs the
39 first 2 1/2 --
40 COMMISSIONER CLARK: Okay.

1 TIM HOLLAND: -- years of a plan. Because people go out
2 and find out what's wrong with them, and they get it fixed.
3 COMMISSIONER CLARK: Okay.
4 TIM HOLLAND: And these cases -- in this case, no, it
5 wouldn't because these are stop-loss effects. These are --
6 these are one timers.
7 COMMISSIONER CLARK: Okay. It just --
8 TIM HOLLAND: It's a good idea. You know what? Everybody
9 preaches wellness and risk management these days. But one of
10 those --
11 COMMISSIONER CLARK: Well --
12 TIM HOLLAND: -- plans, they're actually proven that they
13 don't work unless you incentivize employees through gift cards,
14 through rewards.
15 COMMISSIONER CLARK: Right. Right.
16 TIM HOLLAND: And to actually change behavior --
17 COMMISSIONER CLARK: Your wristwatch is --
18 TIM HOLLAND: -- and double cheeseburger and --
19 COMMISSIONER CLARK: -- to count your steps and --
20 TIM HOLLAND: Yes, sir.
21 COMMISSIONER CLARK: Okay.
22 So those programs are totally dependent upon employees buying
23 in and working to lose weight or get healthy, whatever the issue
24 is.
25 TIM HOLLAND: The three things that a wellness program
26 needs, they would need a champion within Lander County that kind
27 of stays on everybody and tracks them their points, you need an
28 incentivized program where you're rewarding employees for
29 getting healthier, and --
30 COMMISSIONER CLARK: Yeah.
31 TIM HOLLAND: -- you need an employee population that's
32 willing to do that.
33 COMMISSIONER WAITS: Well, we have a lot of employees that
34 are with our sheriff's department. And actually POOL/PACT does
35 a real good job on -- on -- on giving them all kinds of
36 incentives to stay well and to do things and exercise and all
37 that.
38 So that's a portion of the county that's already taken care
39 of that we're on top of; right, --
40 COMMISSIONER CLARK: Well, and then we --

1 COMMISSIONER WAITS: -- gentlemen?
2 COMMISSIONER CLARK: -- worked out the -- the deal with
3 Next Level on fitness too. That's, --
4 COMMISSIONER WAITS: Okay.
5 COMMISSIONER CLARK: -- you know, going in the right --
6 CHAIRMAN MILLS: What's our --
7 COMMISSIONER CLARK: -- direction.
8 CHAIRMAN MILLS: -- what's the cost difference between the
9 two plans?
10 TIM HOLLAND: Prominence is a flat 20 percent increase.
11 And UHC, again, a little bit less risk plan, but much more
12 benefit is 20.8.
13 So there's a .8 percent difference.
14 CHAIRMAN MILLS: So there's not much difference between the
15 two plans costwise?
16 TIM HOLLAND: Your monthly premium. And, again, it won't
17 sound like I'm -- your \$642.78 on the employee level with
18 prominence. And you're at 616.47 with UHC.
19 And the reason the 20 and the 20.8 don't match it perfectly
20 is your benefit level and your actuarial value of the plan is
21 different.
22 COMMISSIONER BAKKER: The- -- there's a couple of county
23 employees in here. Anyone have any other comments?
24 CHAIRMAN MILLS: Come on up.
25 ELIZABETH BARELA: Did somebody else?
26 UNIDENTIFIED PARTICIPANT: No. (Indiscernible.)
27 ELIZABETH BARELA: Okay.
28 MITESHELL LANHAM: Hello.
29 COMMISSIONER BAKKER: Yeah? Miteshell?
30 MITESHELL LANHAM: Yeah.
31 COMMISSIONER BAKKER: Okay?
32 MITESHELL LANHAM: Okay.
33 COMMISSIONER CLARK: Okay what?
34 COMMISSIONER BAKKER: Go ahead, Liz.
35 ELIZABETH BARELA: Elizabeth Barela.
36 I sat on the insurance meeting yesterday. And I went
37 through all this with everybody as well. And I just wanted to
38 make a statement.
39 I sympathize with Marla -- I do -- that if you change to
40 United, then she's going to have problems with doctors.

1 But the plan that we're on now with Prominence, you have
2 employees that are having the same problem. They have doctors
3 that they can't go to because they're on Prominence. So it goes
4 both ways for all employees.

5 COMMISSIONER CLARK: Yeah. Unfortunately.

6 ELIZABETH BARELA: And with United, you do have the dual
7 coverage. You can go to both hospitals in Reno, not just one.

8 MARLA SAMS: (Indiscernible) will die.

9 COMMISSIONER BAKKER: Thank you. Anyone else?

10 PAULA TOMERA: Paula Tomera.

11 Can you tell me the difference between the deductibles for
12 each plan?

13 TIM HOLLAND: Yes. The Prominence deductible has a \$2,000
14 deductible for an individual. And the UHC plan has a \$2500
15 deductible for an individual.

16 And then both of those are doubled. So the 2,000 goes to
17 4,000 for family. And the 2500 goes to 5,000.

18 But, again, they're -- they're aggregate plans. And what
19 that means is if I'm on the plan alone, I just have a single
20 deductible. So we have \$2,000. But if I have family of five on
21 the plan, that reverses to the family deductible.

22 So any one or all participants hit -- can hit that family
23 deductible. I can cover the entirety of it by myself and then
24 my spouse and three kids would have no deductible at all.

25 PAULA TOMERA: Do you still have all the copays that
26 Prominence has?

27 TIM HOLLAND: No. You start covering 20 percent of the
28 bill, which is a more traditional style of health plan. So
29 instead --

30 COMMISSIONER WAITS: I'm okay --

31 TIM HOLLAND: -- of a --

32 COMMISSIONER WAITS: -- with either.

33 TIM HOLLAND: -- \$20 --

34 COMMISSIONER WAITS: I really am.

35 TIM HOLLAND: -- copay to see a doctor. If a hundred
36 dollar bill came in, you'd pay \$20.

37 And then you have an out-of-pocket max, which is important
38 because --

39 COMMISSIONER WAITS: I voted for (indiscernible).

40 TIM HOLLAND: -- when you -- whenever you hit your

1 deductible, you don't stop at the deductible. It tends to keep
2 climbing. And the Prominence out-of-pocket max is \$5,000 for
3 and individual or 10,000 for a family. And then the UHC is 5500
4 for an individual or 11- per family. So UHC's are both a tiny
5 bit higher on both sides.

6 COMMISSIONER BAKKER: All right.

7 COMMISSIONER CLARK: I like United. That's -- that was the
8 recommendation that came out of the committee. So I'm willing
9 to go with that.

10 KEITH WESTENGARD: I want to say it was -- it was a
11 difficult decision. And we did take the south into account due
12 to the fact that it would en- -- enhance their -- their --

13 COMMISSIONER WAITS: Network.

14 KEITH WESTENGARD: -- opportunities to go to the other --
15 we took -- we took -- there was a significant amount of
16 discussion about the situation that Marla's in. And it's --
17 it's tough. It was a tough decision. We sympathize with both
18 sides.

19 And -- and now it's in your court. And that's why we left
20 it to you guys because we really couldn't -- there was a lot of
21 discussion. And it probably would have still been going on
22 if -- if we would have let it. There's a lot to consider here.

23 I -- I think it's important that we take care of -- of the --
24 the employee body as a whole.

25 COMMISSIONER CLARK: Yeah.

26 KEITH WESTENGARD: I mean, not to disrespect any single one
27 person, but we have to look at the -- what's best for all of our
28 county employees as a whole.

29 And that's what we did. That's the wall we -- we ran into.
30 And now it's your wall.

31 COMMISSIONER BAKKER: Yeah. But on -- when you guys voted
32 for United, what plan did you pick?

33 COMMISSIONER WAITS: We didn't. You have to make the first
34 decision whether we stay where we are or we go. Now if we go
35 with United, now you have another decision.

36 KEITH WESTENGARD: Probably would have still been
37 discussing it, Sean. But it was just -- it was just a -- it was
38 a --

39 COMMISSIONER WAITS: Yeah.

40 KEITH WESTENGARD: -- difficult -- difficult step.

1 CHAIRMAN MILLS: So with -- just to reiterate, with
2 Prominence we get three options for the employee to choose from?
3 With UHC, we have to narrow it down. We get one option for
4 the employees to choose from. Is that correct?
5 TIM HOLLAND: No, you have all three options for
6 UnitedHealthcare as well.
7 COMMISSIONER BAKKER: We're going to have to choose out of
8 -- whoever we stay or go with.
9 CHAIRMAN MILLS: So we're not deciding which UHC plan.
10 We're just deciding between Prominence and UHC?
11 COMMISSIONER WAITS: No. If you choose UHC, you'll have to
12 make that decision too.
13 COMMISSIONER CLARK: Yeah.
14 CHAIRMAN MILLS: Well, that's what I'm asking. Do you --
15 COMMISSIONER WAITS: Yeah.
16 COMMISSIONER BAKKER: But if we stay with Prominence, we
17 have to make that decision too.
18 CHAIRMAN MILLS: Oh, okay.
19 TIM HOLLAND: You --
20 CHAIRMAN MILLS: I thought we had -- I thought we had three
21 plans with Prominence.
22 TIM HOLLAND: You do. You have three plans on the table
23 with Prominence. And we have three plans with UHC.
24 But in the end, you will have to choose at least two plans
25 because you'll have to have an -- you will want an HSA offering.
26 And then you'll want an offering for those --
27 CHAIRMAN MILLS: Okay.
28 TIM HOLLAND: -- people who are not --
29 CHAIRMAN MILLS: So with UHC, --
30 TIM HOLLAND: -- who are not --
31 CHAIRMAN MILLS: -- we'll still --
32 TIM HOLLAND: -- going with an HSA.
33 CHAIRMAN MILLS: -- have -- we'll still have the PPO plan
34 and then -- and then the HSA plan. Okay.
35 TIM HOLLAND: Yes.
36 CHAIRMAN MILLS: All right.
37 I thought -- I thought we were having to narrow UHC down to
38 just -- we're just going to pick one of them.
39 So we're going to be actually picking two.
40 TIM HOLLAND: You can pick all three if you want.

1 CHAIRMAN MILLS: Okay.
2 TIM HOLLAND: The difference being the UHC doesn't offer an
3 HMO in the state --
4 CHAIRMAN MILLS: Right.
5 TIM HOLLAND: -- of Nevada.
6 COMMISSIONER BAKKER: It's a PPO.
7 TIM HOLLAND: Just a PPO.
8 CHAIRMAN MILLS: It's a PPO and --
9 TIM HOLLAND: And it's --
10 CHAIRMAN MILLS: -- the HSA.
11 COMMISSIONER WAITS: But they offer two deductibles.
12 TIM HOLLAND: Yeah. Thirty. Yeah.
13 COMMISSIONER WAITS: Well, we --
14 COMMISSIONER BAKKER: Okay.
15 COMMISSIONER WAITS: So let's just do the first motion of
16 what company we want.
17 COMMISSIONER BAKKER: I'm going to make a motion. And I'm
18 going to uphold the insurance committee, Marla. I know. I'm
19 sorry. And we'll see where it goes.
20 MARLA SAMS: Give me a raise.
21 COMMISSIONER BAKKER: We'll work on that next, then.
22 I'll make a motion to go with UnitedHealthcare.
23 COMMISSIONER CLARK: Second.
24 COMMISSIONER BAKKER: It may not go there either.
25 CHAIRMAN MILLS: Okay. Sean made a motion. Art seconded.
26 Do we have any public comment?
27 MARLA SAMS: (Nonword utterance.)
28 Sorry, (indiscernible).
29 CHAIRMAN MILLS: All in favor?
30 COMMISSIONER BAKKER: Aye.
31 COMMISSIONER CLARK: Aye.
32 CHAIRMAN MILLS: I'm going to vote aye.
33 COMMISSIONER BAKKER: Opposed?
34 CHAIRMAN MILLS: Opposed?
35 COMMISSIONER ALLAN: Aye -- nay.
36 COMMISSIONER WAITS: Nay.
37 This is exactly what happened at the committee.
38 CHAIRMAN MILLS: Yeah.
39 Okay. That's what I figured.
40 COMMISSIONER WAITS: But -- but -- but here you have a

1 decision.
2 KEITH WESTENGARD: That's true.
3 COMMISSIONER BAKKER: Okay. So --
4 COMMISSIONER WAITS: Okay. Now with --
5 COMMISSIONER BAKKER: With that, --
6 COMMISSIONER WAITS: -- that --
7 COMMISSIONER BAKKER: -- what do you choose?
8 COMMISSIONER WAITS: Well, I like the lower deductible. I
9 mean, we're giving everything away --
10 COMMISSIONER CLARK: Absolutely.
11 COMMISSIONER WAITS: -- here.
12 COMMISSIONER BAKKER: Is that --
13 COMMISSIONER WAITS: It's like, --
14 COMMISSIONER BAKKER: A or D, though?
15 COMMISSIONER CLARK: (Indiscernible.)
16 MARLA SAMS: So what are you going to --
17 COMMISSIONER WAITS: Wh- --
18 MARLA SAMS: -- do with --
19 COMMISSIONER WAITS: -- wh- --
20 MARLA SAMS: -- me on this?
21 COMMISSIONER WAITS: Why not keep helping them; right? I
22 mean --
23 COMMISSIONER BAKKER: A or D?
24 MARLA SAMS: (Indiscernible.)
25 COMMISSIONER CLARK: But I want to disagree with Patsy.
26 We're not giving it away. We are investing in our employees.
27
28 (Indiscernible simultaneous conversation.)
29
30 COMMISSIONER CLARK: -- that's how I see it.
31 We invest in --
32 COMMISSIONER BAKKER: (Indiscernible) to order, Doug?
33 COMMISSIONER WAITS: Indeed --
34 COMMISSIONER CLARK: -- in our --
35 COMMISSIONER WAITS: -- it is. Indeed it is, Art.
36 COMMISSIONER CLARK: We invest in our infrastructure --
37 COMMISSIONER BAKKER: (Indiscernible.)
38 COMMISSIONER CLARK: And now we need to invest in the
39 people that run our infrastructure.
40 TIM HOLLAND: (Indiscernible.)

1 MARLA SAMS: (Indiscernible.)
2 TIM HOLLAND: Hold on a second.
3 COMMISSIONER WAITS: Individual.
4 TIM HOLLAND: (Indiscernible) doctors on Saturday morning
5 (indiscernible).
6 COMMISSIONER BAKKER: One and two.
7 MARLA SAMS: (Indiscernible.)
8 COMMISSIONER BAKKER: it's one and two. So D
9 (indiscernible).
10 COMMISSIONER WAITS: Uh-huh.
11 COMMISSIONER BAKKER: Okay.
12 COMMISSIONER WAITS: Number D.
13 MARLA SAMS: (Indiscernible.)
14 COMMISSIONER BAKKER: So with --
15 COMMISSIONER CLARK: Which one --
16 COMMISSIONER BAKKER: -- that, --
17 COMMISSIONER CLARK: -- do you like?
18 COMMISSIONER WAITS: D.
19 COMMISSIONER BAKKER: -- I will make a motion -- sincing
20 we're going with UnitedHealthcare --
21 COMMISSIONER CLARK: Okay.
22 COMMISSIONER BAKKER: -- to choose the two plans. One plan
23 being, well, the HSA --
24 COMMISSIONER WAITS: C --
25 COMMISSIONER BAKKER: -- C.
26 COMMISSIONER WAITS: -- and D. Uh-huh.
27 COMMISSIONER BAKKER: C and D. The AS7L HSA aggregate. D,
28 the UnitedHealthcare BEYM PPO.
29 COMMISSIONER CLARK: Second.
30 TIM HOLLAND: In our industry we refer to that as a base
31 and a buy up.
32 COMMISSIONER BAKKER: Base and a buy up. As long as it's
33 clear.
34 COMMISSIONER CLARK: And help Marla --
35 KEITH WESTENGARD: C and --
36 COMMISSIONER CLARK: -- out --
37 KEITH WESTENGARD: -- D?
38 COMMISSIONER CLARK: -- as much as we --
39 KEITH WESTENGARD: You said --
40 COMMISSIONER CLARK: -- can.

1 COMMISSIONER BAKKER: C and D.
2 KEITH WESTENGARD: -- C and D? Okay.
3 CHAIRMAN MILLS: C and D.
4 KEITH WESTENGARD: All right.
5 CHAIRMAN MILLS: Did we get a second to that motion?
6 COMMISSIONER CLARK: I seconded.
7 CHAIRMAN MILLS: You did second? Okay.
8 COMMISSIONER WAITS: Okay. So that's the \$500 deductible
9 individual and a thousand for the family; right?
10 TIM HOLLAND: Correct.
11 CHAIRMAN MILLS: Okay. Sean made a motion. Art seconded.
12 Do we have any public comment?
13 (No comment.)
14 CHAIRMAN MILLS: All in favor?
15 COMMISSIONER BAKKER: Aye.
16 CHAIRMAN MILLS: Aye.
17 COMMISSIONER WAITS: Aye.
18 COMMISSIONER CLARK: Aye.
19 COMMISSIONER ALLAN: Aye.
20 COMMISSIONER BAKKER: Okay.
21 CHAIRMAN MILLS: Thank you.
22 It's a rough deal.
23 But --
24 COMMISSIONER BAKKER: Do we still need to table 7?
25 No?
26 KEITH WESTENGARD: I don't see why not, why you do.
27 TIM HOLLAND: Do you want me here --
28 ELIZABETH BARELA: Do you --
29 TIM HOLLAND: -- for 7?
30 ELIZABETH BARELA: -- think if --
31 Elizabeth Barela. You can discuss it. We can explain why.
32 KEITH WESTENGARD: I didn't realize that we needed to --
33 COMMISSIONER WAITS: They'll never --
34 KEITH WESTENGARD: -- table.
35 COMMISSIONER WAITS: -- pick that up.
36 COMMISSIONER BAKKER: I --
37 KEITH WESTENGARD: That was --
38 COMMISSIONER BAKKER: -- just found that out too.
39 KEITH WESTENGARD: -- taken care of.
40 CHAIRMAN MILLS: Liz, come up here, please.

1 MARLA SAMS: I want to be back (indiscernible).
2 CHAIRMAN MILLS: I don't know why we're --
3 COMMISSIONER BAKKER: We're not.
4 CHAIRMAN MILLS: -- tabling 7.
5 MARLA SAMS: No, I want them to (indiscernible) --
6 COMMISSIONER BAKKER: We're not.
7 MARLA SAMS: -- because I can't (indiscernible) --
8 COMMISSIONER BAKKER: We're just moving forward.
9 MARLA SAMS: -- with my (indiscernible).
10 TIM HOLLAND: Okay.
11 ELIZABETH BARELA: We're not tabling it? What?
12 COMMISSIONER BAKKER: No, he's going to open it up.
13 ELIZABETH BARELA: Okay.
14 CHAIRMAN MILLS: Okay.
15 MARLA SAMS: I'm moving Liz (indiscernible).
16

17 7) Discussion and possible action to approve/disapprove a plan
18 that allows county employees without dependents or those
19 county employees that choose not to accept dependent coverage
20 for insurance purposes to receive an amount equal to the
21 average paid out by the county for dependent coverage. This
22 average amount would be deposited into an HSA,
23 high-deductible health plan account. And all other matters
24 properly related thereto.
25

26 CHAIRMAN MILLS: So we'll move to Item 7. Discussion and
27 possible action to approve/disapprove a plan that allows county
28 employees without dependents or those county --

29 KEITH WESTENGARD: I know --

30 CHAIRMAN MILLS: -- employees --

31 KEITH WESTENGARD: -- what's going on.

32 CHAIRMAN MILLS: -- that choose not --

33 KEITH WESTENGARD: (Indiscernible.)

34 CHAIRMAN MILLS: -- to accept dependent coverage for
35 insurance purposes to receive an amount equal to the average
36 payout by the county for dependent care coverage. This amount
37 would be deposited into an HSA, high-deductible health plan
38 account. And all other matters properly related thereto.

39 COMMISSIONER BAKKER: Good?

40 ELIZABETH BARELA: Elizabeth Barela.

1 So if you go with this option and you're trying to give
2 something to your county employees it -- because you've already
3 approved to go ahead and pay for the dependent care coverage for
4 those that have dependents, those that don't have dependents who
5 are trying to put some kind of benefit into an HSA account, with
6 the insurance that you just approved, you cannot put anything
7 more into an HSA account, such as -- you can take myself, for
8 example. I have HSA. With that plan, the county is already
9 going to be contributing \$3200. There is a cap at 3450 for HSA
10 per IRS. So you can't put any more money in there.

11 CHAIRMAN MILLS: To the --

12 COMMISSIONER BAKKER: Because we already --

13 CHAIRMAN MILLS: -- point --

14 COMMISSIONER BAKKER: -- gave it to them.

15 CHAIRMAN MILLS: Because we chose the \$500 deductible plan,
16 the point's moot.

17 KEITH WESTENGARD: I'm lost.

18 ELIZABETH BARELA: So, --

19 COMMISSIONER BAKKER: They -- we got to --

20 ELIZABETH BARELA: -- Tim, --

21 COMMISSIONER BAKKER: -- brainstorm --

22 ELIZABETH BARELA: -- do you understand --

23 COMMISSIONER BAKKER: -- and come up with a --

24 ELIZABETH BARELA: -- what I'm saying?

25 COMMISSIONER BAKKER: -- different idea.

26 ELIZABETH BARELA: Do what?

27 COMMISSIONER BAKKER: We have to brainstorm and come up
28 with a different idea.

29 ELIZABETH BARELA: Correct.

30 DISTRICT ATTORNEY HERRERA: Yes.

31 COMMISSIONER BAKKER: So that's why they wanted to table
32 it.

33 ELIZABETH BARELA: That's why I said table it.

34 CHAIRMAN MILLS: Oh, okay.

35 COMMISSIONER BAKKER: So let's --

36 DISTRICT ATTORNEY HERRERA: The HSA won't work.

37 COMMISSIONER CLARK: Right.

38 COMMISSIONER BAKKER: Right.

39 ELIZABETH BARELA: Yes.

40 COMMISSIONER BAKKER: So let's -- let's go back to the

1 drawing board for the H- -- HSA because you're already getting
2 it.
3 KEITH WESTENGARD: Totally (indiscernible).
4 COMMISSIONER BAKKER: The employees will already have an H-
5 -- or can choose between the HSA or a PPO; right, Tim?
6 ELIZABETH BARELA: They can choose whatever plan they want.
7 COMMISSIONER BAKKER: Right.
8 ELIZABETH BARELA: But if they choose the HSA -- because
9 that's -- that's where you wanted to put the extra money for --
10 for a benefit for them.
11 If, such as me, I already have the HSA, there is no more
12 money that can go in there except for \$200 a year because I'm
13 already capped.
14 COMMISSIONER BAKKER: So let's -- there's got -- there's
15 got to be another --
16 KEITH WESTENGARD: So --
17 COMMISSIONER BAKKER: -- avenue.
18 KEITH WESTENGARD: -- it's -- it's available to the
19 employees already. I -- I --
20 CHAIRMAN MILLS: Right.
21 KEITH WESTENGARD: Now I'm not understanding why there
22 needs -- it's already --
23 CHAIRMAN MILLS: So what's -- what's the --
24 KEITH WESTENGARD: -- available --
25 CHAIRMAN MILLS: -- difference --
26 KEITH WESTENGARD: -- to them --
27 CHAIRMAN MILLS: -- at this point?
28 KEITH WESTENGARD: -- if they want it.
29 DISTRICT ATTORNEY HERRERA: Because the county's not giving
30 them an added benefit, Keith.
31 KEITH WESTENGARD: They don't need an added benefit. It's
32 available to them if they choose it.
33 But let's table it, and we'll talk about it.
34 COMMISSIONER CLARK: Yeah.
35 KEITH WESTENGARD: I don't want to --
36 COMMISSIONER BAKKER: Yes.
37 KEITH WESTENGARD: -- argue --
38 CHAIRMAN MILLS: Yeah.
39 KEITH WESTENGARD: -- here.
40 COMMISSIONER BAKKER: Yeah. No.

1 MARLA SAMS: I just have --
2 COMMISSIONER BAKKER: We're just --
3 MARLA SAMS: I just want to say one thing because you guys
4 are talking about SHAs and all that. I don't qualify for that.
5 COMMISSIONER WAITS: No, you --
6 MARLA SAMS: Correct?
7 COMMISSIONER WAITS: -- don't.
8 COMMISSIONER CLARK: No.
9 COMMISSIONER WAITS: We've got about --
10 MARLA SAMS: That is another --
11 COMMISSIONER WAITS: -- what? -- six or --
12 MARLA SAMS: -- issue.
13 COMMISSIONER WAITS: -- seven --
14 MARLA SAMS: Correct.
15 COMMISSIONER WAITS: -- employees that do not qualify.
16 MARLA SAMS: Yeah.
17 COMMISSIONER BAKKER: So we need to go back to the drawing
18 board for the added benefit part of it.
19 COMMISSIONER CLARK: Right.
20 COMMISSIONER BAKKER: So that's --
21 COMMISSIONER CLARK: To be --
22 COMMISSIONER BAKKER: -- that's --
23 COMMISSIONER CLARK: -- fair.
24 COMMISSIONER BAKKER: -- all we've got to do. We got to
25 figure out --
26 MARLA SAMS: Yes.
27 COMMISSIONER BAKKER: -- a different avenue.
28 COMMISSIONER CLARK: This is to be fair and equitable. We
29 are not discriminating by offering the dependent insurance, but
30 we want to be --
31 COMMISSIONER BAKKER: So it's --
32 COMMISSIONER CLARK: -- fair and equitable.
33 COMMISSIONER BAKKER: -- so this is for the employees. So
34 we need go back to the drawing board for the employees that
35 don't use dependent coverage.
36 MOLLY GONZALES: And what if you don't use that HSA?
37 COMMISSIONER BAKKER: Molly, come up here and state your
38 name.
39 MOLLY GONZALES: Molly Gonzales.
40 I just had a question. If you're going back to the drawing

1 board and you don't have dependent coverage but you don't have
2 an HSA, what is that?
3 Like you said you were -- for people with HSA, they get,
4 like, a compensation?
5 COMMISSIONER BAKKER: No, this is -- it would be an added
6 to your insurance already. Is -- am -- right? You'd get an
7 added --
8 ELIZABETH BARELA: Well, initially --
9 COMMISSIONER BAKKER: -- to HSA --
10 ELIZABETH BARELA: -- what we --
11 COMMISSIONER BAKKER: -- account.
12 ELIZABETH BARELA: -- were trying to do was say, okay. To
13 give the benefit to the employees that don't have dependents,
14 they would have to open up an HSA so that they could get that.
15 So that the money is only used for medical purposes or dental or
16 vision.
17 MOLLY GONZALES: Okay. Then --
18 ELIZABETH BARELA: Because you can't just hand them cash.
19 MOLLY GONZALES: Right.
20 ELIZABETH BARELA: -- and say they can do whatever they
21 want with --
22 MOLLY GONZALES: Right.
23 ELIZABETH BARELA: -- it.
24 MOLLY GONZALES: But --
25 ELIZABETH BARELA: But it's not going to work with the HSA
26 because it -- those that already have an HSA account, they're
27 already capped.
28 So they -- they can't get the added benefit. So that's why
29 we're saying table it.
30 KEITH WESTENGARD: It's so con- -- all right.
31 MOLLY GONZALES: So -- but like -- and my next question
32 would be, I was told I can't have an HSA because I have other
33 insurance. Is that true?
34 ELIZABETH BARELA: Yes.
35 COMMISSIONER BAKKER: So those are issues we need to figure
36 out to --
37 MOLLY GONZALES: Right.
38 COMMISSIONER BAKKER: -- bring back.
39 MOLLY GONZALES: Yeah. That's -- was my question.
40 TIM HOLLAND: So if you and other people who can't have an

1 HSA, they are -- anybody receiving any other type of me- --
2 Medicare, Medicaid, Social Security, any other government
3 program, they're ineligible for an HSA. Or if their spouse is
4 on a PPO plan somewhere else, they're ineligible for an HSA here
5 in the county, unless they were to drop that coverage. And then
6 if you just had the county coverage, which should be your
7 primary and your funding mechanism -- mechanism works as one.
8 But right now, those people are ineligible for an HSA.
9 COMMISSIONER BAKKER: So we -- we've got to figure out a
10 different avenue. But we'll get it figured out.
11 COMMISSIONER CLARK: Tim, I've got to -- I've got to go
12 back to the program or the plan that we -- we approved. Would
13 you look at that for a second and help me?
14 TIM HOLLAND: Sure.
15 COMMISSIONER CLARK: You have -- out of pocket, you have
16 4500 and \$9,000. So the family would have a \$9,000 deductible
17 before insurance would start to kick in?
18 TIM HOLLAND: No, sir.
19 COMMISSIONER WAITS: No. No.
20 TIM HOLLAND: Majority of these things, office visit,
21 copays, primary care physicians, specialists, emergency room,
22 urgent cares, PET scans, CT scans, free testing, all your
23 prescriptions, all those things are covered at variable copays
24 before deductible.
25 So think of it this way, your -- you have a copay to see --
26 to be diagnosed.
27 COMMISSIONER CLARK: Okay.
28 TIM HOLLAND: And if they diagnose something, then we start
29 paying some first-dollar expenses to have that diagnose happen.
30 And then we -- we share in cost to a certain point.
31 But for 90 percent of utilization on this plan, it'll all
32 be not deductible (indiscernible) on the PPO.
33 On the --
34 COMMISSIONER CLARK: Okay. So --
35 TIM HOLLAND: -- (indiscernible), it's a hundred percent
36 deductible (indiscernible).
37 COMMISSIONER CLARK: Okay.
38 So how does that \$9,000 out-of-pocket maximum work, then?
39 If you have a big bill, then --
40 TIM HOLLAND: Let me see with my -- my good examples here.

1 Your -- your -- the way the 9,000 is absolute worst-case
2 scenario.

3 COMMISSIONER CLARK: Okay.

4 TIM HOLLAND: That's every copay, every office visit, every
5 ER, every ambulance, every prescription. Every, every, every,
6 every, everything. If your totals as an individual hit \$4500 --
7 I mean, if you're in an ambulance going to an emergency
8 somewhere --

9 COMMISSIONER CLARK: Yeah. That's one shot.

10 TIM HOLLAND: -- you're there.

11 COMMISSIONER CLARK: Right.

12 TIM HOLLAND: But for someone who maybe is chronic and has
13 four or five prescriptions during the year, doctor visits, go
14 get blood work, have that, it's -- it's an accrual of every
15 single dollar out of your pocket as long as you're using
16 in-network services.

17 So like Marla asked, how many people actually hit their
18 deductible? With a \$500 deductible, might have an out-patient
19 surgery, might have a --

20 COMMISSIONER WAITS: More are going --

21 TIM HOLLAND: -- twerk your knee --

22 COMMISSIONER WAITS: -- to hit a 500.

23 TIM HOLLAND: -- twerk your elbow. But, you know, if they
24 go to the emergency room, they're at \$350.

25 That's probably going to be a \$10,000 charge at 350. So
26 it's --

27 COMMISSIONER CLARK: Okay.

28 TIM HOLLAND: -- very copay driven. It's a very, very rich
29 plan.

30 COMMISSIONER CLARK: Okay. You're going to have to explain
31 this again.

32 TIM HOLLAND: I'll be here --

33 COMMISSIONER CLARK: To more people.

34 TIM HOLLAND: I will be here at open enrollment to explain
35 to everybody --

36 COMMISSIONER CLARK: Okay.

37 TIM HOLLAND: -- till I get --

38 COMMISSIONER ALLAN: Tim?

39 TIM HOLLAND: -- blue in face. Yeah?

40 COMMISSIONER ALLAN: Okay. I'm sorry. Back to the HSA --

1 TIM HOLLAND: Yes.
2 COMMISSIONER ALLAN: -- that is tabled, allegedly.
3 I guess one of the things to work on -- and I don't know if
4 you can do this -- is there any way to evaluate how many county
5 employees would be available for the HSA?
6 Because like Liz has mentioned, she's not.
7 We do have a lot of families, I think, employees that have
8 dual incomes from different, you know. So they're going to have
9 the insurance from different sources.
10 TIM HOLLAND: Uh-huh.
11 COMMISSIONER ALLAN: So if I understood you right, they
12 don't qualify for that --
13 TIM HOLLAND: They --
14 COMMISSIONER ALLAN: -- unless they went with --
15 TIM HOLLAND: Unless they --
16 COMMISSIONER ALLAN: -- United as the primary.
17 TIM HOLLAND: Well, their employer's insurance is always
18 their primary. So they're already using Lander County's
19 insurance as their primary. They're using their spouse's as
20 their secondary.
21 COMMISSIONER WAITS: The other thing we have to think about
22 too -- because we're not going to know till we get one on one
23 how many qualify.
24 We may have some people that have dependent coverage
25 somewhere else, and it's less expensive so they don't have their
26 dependents covered under our plan. Okay.
27 COMMISSIONER CLARK: Right.
28 COMMISSIONER WAITS: But now we may not be that expensive
29 compared to them that they -- they might be paying 500 a month
30 over here. And that was cheap to cover dependents. You
31 couldn't cover our folks for 500 a month, but now you can for a
32 lot less. So they may be moving over here and taking the plans.
33 COMMISSIONER ALLAN: No. And I understand --
34 COMMISSIONER WAITS: So, --
35 COMMISSIONER ALLAN: -- that.
36 COMMISSIONER WAITS: -- I mean, --
37 COMMISSIONER ALLAN: Is that's --
38 COMMISSIONER WAITS: -- it's all one on one.
39 TIM HOLLAND: To answer your question a little bit further,
40 every county employee is eligible unless they're receiving a

1 benefit such as Patsy. They're 65. They're receiving Medicare,
2 Medicaid. They are Social Security. We won't get into FSA, HRA
3 stuff because that's that. But they're -- they're all eligible.

4 COMMISSIONER ALLAN: Oh, okay.

5 TIM HOLLAND: It's just whether they choose to take it or
6 not. But 65 and older, you're not eligible for it.

7 COMMISSIONER ALLAN: Okay.

8 TIM HOLLAND: But everybody who's 64 and under, unless
9 they're receiving in Medicaid, again, or disability of some kind
10 on a government-sponsored program or receiving
11 government-sponsored benefits, 100 percent of them are eligible
12 to take it.

13 COMMISSIONER ALLAN: Okay.

14 I was confused on that because it sounded like -- I don't
15 know if it was spouse having a separate insurance that --

16 TIM HOLLAND: Right. And -- and the way that -- that is,
17 you can't have a -- you can't have a PPO and an -- you can't
18 have an HSA and a non-HSA combined with each other because then
19 you're receiving the taxable benefit from an HSA, but you're
20 using a really low deductible on the spouse plan, maybe.

21 So they don't let those two things go.

22 Now if somebody -- I believe the -- I don't know if the
23 mine offers an HSA or not. But if the mine offers an HSA and
24 contributes to it, then the Lander County employee can have an
25 HSA as long as both parties have it.

26 COMMISSIONER ALLAN: Oh. Wow.

27 TIM HOLLAND: And that -- you -- that -- you get in that
28 situation and you're young, you have the best-case scenario.
29 You're pretty much just saving up for your retirement because
30 they're both funding very heavily. And it's a -- it's almost a
31 little mutual fund for you.

32 COMMISSIONER BAKKER: Thank you, Tim.

33 TIM HOLLAND: That's it.

34 CHAIRMAN MILLS: Okay. Thank you. Any other comments --

35 COMMISSIONER CLARK: Tim.

36 CHAIRMAN MILLS: -- before we move on?

1 8) Discussion and possible action to approve/disapprove awarding
2 the bid for the Lander County public safety building
3 (sheriff's building) maintenance and improvement project to
4 United Construction in an amount not to exceed \$3,006,000.
5 United Construction of Reno, Nevada was the sole bidder for
6 this project. Bids were opened April 27, 2018, at the Lander
7 County Clerk's Office, 50 State Route 305, Battle Mountain,
8 Nevada. And all other matters properly related thereto.
9

10 CHAIRMAN MILLS: Okay. Moving to Item Number 8.
11 Discussion and possible action to approve/disapprove awarding
12 the bid for the Lander County public safety building, sheriff's
13 building, maintenance and improvement project to United
14 Construction in an amount not to exceed \$3,006,000. United
15 Construction of Reno, Nevada was the sole bidder for the
16 project. Bids were opened April 27, 2018, at the Lander County
17 Clerk's Office, 50 State Route 305, Battle Mountain, Nevada.
18 And all other matters properly related thereto.

19 COMMISSIONER ALLAN: So we don't have the money for this
20 until we discuss the budget. So do you want to just defer it
21 until after we discuss the budget?

22 Because we haven't approved the budget. So we don't have
23 the money.

24 CHAIRMAN MILLS: Well, we're not going to have a final
25 approval on the budget till we do the final budget approval
26 either.

27 COMMISSIONER BAKKER: Right. So let's just discuss it.

28 COMMISSIONER ALLAN: Well, back again, I don't see how we
29 can't approve a contract when we don't have the money.

30 DISTRICT ATTORNEY HERRERA: My -- I don't think we can sign
31 the contract until we have the money. I agree with you 100
32 percent.

33 COMMISSIONER WAITS: Do we know how much of the contract we
34 might be able to do?

35 COMMISSIONER ALLAN: \$520,000.

36 COMMISSIONER WAITS: Yeah, but, I mean, what -- what parts
37 of it can we do? Can we paint it? Can we do a floor? I'm
38 saying what parts not how much.

39 DISTRICT ATTORNEY HERRERA: Well, Jim's here right now
40 for -- and as the veteran. And maybe he can answer some of

1 these questions if -- if you guys are amenable to -- to asking
2 him.

3 COMMISSIONER WAITS: Well, we had some. We've been doing a
4 rollover for some time.

5 DISTRICT ATTORNEY HERRERA: We've got 500- --
6 COMMISSIONER ALLAN: 520-, I believe.

7 DISTRICT ATTORNEY HERRERA: Yeah.

8 COMMISSIONER ALLAN: It might --
9 COMMISSIONER WAITS: It --

10 CHAIRMAN MILLS: Yeah.

11 COMMISSIONER ALLAN: -- be 520- and 120-, but it's 520,000.
12 COMMISSIONER WAITS: Okay.

13 COMMISSIONER BAKKER: Jim, when will the project start?
14 JIM MILLER: So, Jim Miller, United Construction.

15 So the project will start when the contract is signed. So
16 in the interim, with the money that you have now, there is some
17 homework that we need to do up front with this project.

18 So there is a lighting retrofit. So the electrical
19 contractor can begin design on tho- -- that lighting retrofit and
20 provide some middles. So different types of light fixtures that
21 the sheriff's office can select and approve.

22 We can also schedule the roof inspection. So typically a
23 roof inspection right now is two to three weeks out to get a
24 manufacturer out to come walk and do a roof inspection. So we can
25 schedule that work along with the roof contractor to come out and
26 walk the roof and do that inspection to identify any concerns.

27 We know that there's several leaks that need to be taken
28 care of. So that'll be part of -- probably on the report. So
29 after the walk for the inspection, it usually takes two to three
30 weeks to get the inspection report.

31 So once we do that, then we'll know the full, you know,
32 scope of work that's anything outside that we've already
33 predetermined.

34 So those are some kind of homework items that we can get
35 underway right now, identifying certain concrete elements.

36 But I wouldn't do any heavy construction on the concrete
37 outside that needs to be removed and replaced.

38 So I think those things we can get out in front of the
39 sheriff's office for their approval and -- and be ready to go.

40 If we've got to order some parts and the parts fall within

1 the budget that you have currently, we can get that ordered with
2 the approval of the sheriff's office and then be ready to start
3 the project once the funding has been approved.

4 COMMISSIONER WAITS: So can you give us a break down so we
5 can do the emergency things that -- that we've been putting off
6 that we have the money to do?

7 Because I know you build -- you bid the whole project, but --

8 JIM MILLER: Right.

9 COMMISSIONER WAITS: -- but I don't know whether we're ever
10 going to be able to afford the -- the new project for right now.

11 JIM MILLER: Right.

12 COMMISSIONER WAITS: So since you're the only one, it's --
13 that -- that bid it, it's kind of -- it's kind of a strange --

14 JIM MILLER: Right.

15 COMMISSIONER WAITS: -- working relationship, I know. But
16 --

17 JIM MILLER: Right.

18 COMMISSIONER WAITS: -- are you willing to do that with us,
19 I guess?

20 JIM MILLER: I'd be willing to do that. I think at this
21 point if we want to -- you know, in order to break those out and
22 give pricing, I think if we wanted to move forward today, it can
23 be a not to exceed the amount of whatever you have available at
24 this time.

25 And any funding that is going to be, you know, used between
26 now and the approval of the budget that, you know, all of that
27 gets approved prior to using it.

28 So this 500-plus thousand that you have, I think that, you
29 know, that would be fair and in the best interest of the county.

30 COMMISSIONER WAITS: I'd -- I'd be okay with that. Does
31 that --

32 DISTRICT ATTORNEY HERRERA: Yeah.

33 COMMISSIONER WAITS: -- sound all --

34 DISTRICT ATTORNEY HERRERA: You --

35 COMMISSIONER WAITS: -- right?

36 DISTRICT ATTORNEY HERRERA: -- if you --

37 COMMISSIONER WAITS: Yeah.

38 DISTRICT ATTORNEY HERRERA: -- free up that money and not
39 sign a contract for money that's not in there, like -- like
40 Commission --

1 COMMISSIONER WAITS: Uh-huh.
2 DISTRICT ATTORNEY HERRERA: -- Commissioner -- like Judie
3 points out, --
4 JIM MILLER: Yeah.
5 DISTRICT ATTORNEY HERRERA: -- then I -- I think that's --
6 COMMISSIONER ALLAN: So I would like to state for the
7 record that this has been a rollover for several years.
8 And there really hasn't been a whole lot of discussion before
9 the commission on this project, that it was never discussed to go
10 out to bid. It was never discussed on the amount of what the
11 current bid came in at, that it was basically arbitrarily one --
12 one commissioner that took it upon themselves to put this out for
13 bid and proceed with this project.
14 COMMISSIONER BAKKER: Cool.
15 CHAIRMAN MILLS: Okay. Do we have any -- do we have a
16 motion on this?
17 COMMISSIONER BAKKER: I'll make a motion to approve United
18 Construction of Reno, Nevada, who was the sole bidder, to start
19 with the Lander County public safety building, sheriff's
20 building, maintenance and improvement project in an amount right
21 now not to exceed 520,000.
22 That sound right?
23 DISTRICT ATTORNEY HERRERA: Yeah. That -- that'll work.
24 It's -- it's --
25 COMMISSIONER CLARK: Second.
26 COMMISSIONER WAITS: I think it sounds great. Just -- just
27 part of --
28 DISTRICT ATTORNEY HERRERA: I think --
29 COMMISSIONER WAITS: -- the comments are -- are -- and you
30 don't have to include in your motion is that with the
31 understanding that -- that we will know how we're going to use
32 the money and what priorities first.
33 JIM MILLER: Right.
34 COMMISSIONER WAITS: That's all.. That will come back
35 before us.
36 CHAIRMAN MILLS: Right after we --
37 COMMISSIONER BAKKER: Okay.
38 CHAIRMAN MILLS: -- after we finalize budget.
39 COMMISSIONER WAITS: Yeah.
40 DISTRICT ATTORNEY HERRERA: Yeah.

1 COMMISSIONER CLARK: So I'm -- I'm going to ask my infamous
2 question again. Has there any -- been any improprieties with
3 this item?
4 DISTRICT ATTORNEY HERRERA: Not that -- not that I'm aware
5 of --
6 COMMISSIONER CLARK: Okay.
7 DISTRICT ATTORNEY HERRERA: -- except -- except for the
8 funding issue. And that's -- that's presented today.
9 COMMISSIONER CLARK: Well, that's just a matter of --
10 DISTRICT ATTORNEY HERRERA: That's --
11 COMMISSIONER CLARK: -- protocol --
12 COMMISSIONER WAITS: Well, we don't know that --
13 COMMISSIONER CLARK: -- and --
14 COMMISSIONER WAITS: -- till it goes --
15 COMMISSIONER CLARK: -- procedure.
16 COMMISSIONER WAITS: -- out for bid.
17 DISTRICT ATTORNEY HERRERA: That --
18 COMMISSIONER CLARK: Yeah.
19 DISTRICT ATTORNEY HERRERA: Yeah. That -- that's the --
20 that's the issue I had.
21 COMMISSIONER WAITS: Yeah.
22 COMMISSIONER CLARK: Right.
23 DISTRICT ATTORNEY HERRERA: So --
24 COMMISSIONER ALLAN: I do have a question.
25 In February we did approve that all -- all contracts over
26 50,000 will be reviewed by professional services review.
27 DISTRICT ATTORNEY HERRERA: I think we should have one.
28 And -- and it's my understanding that that's -- that's been
29 contemplated and anticipated and will be done. That's what I
30 was told, Judie.
31 COMMISSIONER ALLAN: Well, if we're going to approve it --
32 if you guys are -- are approving a contract not to exceed or a
33 go-ahead not to exceed 520,000 right now, then we also have to
34 have this professional services review, which means that we do
35 need to see some plans on this and scope of work.
36 JIM MILLER: So the only professional services -- well,
37 there really wouldn't be any professional services on this
38 project.
39 That's a maintenance project. So, for example, the
40 exterior main- -- you know, the exterior skin that is to be

1 removed and replaced, that's typical procedures that'll follow
2 the submittal for the EIFS system. So that comes -- you know,
3 part of the manufacturer's installation recommendations.

4 So that's typical on -- and procedures that get followed.

5 The site lighting isn't going to be reconfigured. So the
6 only drawings that will be provided are just for reference only.

7 And we'll note as-built so we can give the sheriff's office
8 as-builts of the type of light fixtures, LED fixtures, that are
9 being put on the buildings.

10 So if there are any professional services that are required
11 or determined through this, I think that you are correct. And
12 we can submit those ahead of time for the commission to -- to
13 look at, review, and approve prior to starting any work.

14 But at this time, I don't see that -- or anticipate any
15 professional services being required.

16 COMMISSIONER ALLAN: Well, I think along with that
17 professional services review is -- is having another engineer
18 reviewing to see if -- if -- I mean, the costs. Is what --
19 what's this bid based on?

20 So we need to have comparisons with that so that we know that
21 we're getting --

22 COMMISSIONER WAITS: But, Judie, when we do that, we'll --
23 we have engineers' plans to go out. And that's what they
24 review.

25 They -- they don't review --

26 COMMISSIONER ALLAN: Yeah. We don't have plans. We don't
27 have anything on this.

28 COMMISSIONER WAITS: No, we don't. This is maintenance.
29 So --

30 COMMISSIONER ALLAN: Right. Yeah.

31 COMMISSIONER WAITS: -- it's not --

32 COMMISSIONER ALLAN: Well --

33 COMMISSIONER WAITS: -- the same thing.

34 DISTRICT ATTORNEY HERRERA: It's not a construction
35 contract.

36 CHAIRMAN MILLS: Okay.

37 COMMISSIONER WAITS: I'm okay.

38 CHAIRMAN MILLS: Sean made a motion. Art seconded.
39 Do we have any public comment?

40 KEITH WESTENGARD: I do want to say one thing,

1 Commissioner. You do have the budget review coming up later
2 today. You can approve a final budget today if you're
3 comfortable with it.
4 It gives Cindy a little more time to get all numbers in
5 line.
6 We don't have to wait till the last minute. I realize it's
7 an upcoming agenda item. But I want to make sure that -- that
8 you're aware of it.
9 COMMISSIONER WAITS: Okay. Because when I asked before,
10 Cindy said that we had to have it on that day. But it -- that
11 we had a -- like a --
12 KEITH WESTENGARD: That's our drop-dead date.
13 COMMISSIONER WAITS: Yeah. Well, I knew that was. That
14 I --
15 KEITH WESTENGARD: So to speak.
16 COMMISSIONER WAITS: -- knew. But I thought it had to be
17 within that week. Do we have a time frame?
18 KEITH WESTENGARD: Has to be submitted.
19 COMMISSIONER WAITS: I didn't know we could do it way ahead
20 of time. I didn't.
21 CINDY BENSON: Yeah.
22 COMMISSIONER WAITS: So I misunderstood what she said. I
23 thought she said --
24 KEITH WESTENGARD: It has to --
25 COMMISSIONER WAITS: -- we had to do it --
26 KEITH WESTENGARD: -- submitted --
27 COMMISSIONER WAITS: -- that --
28 KEITH WESTENGARD: -- by --
29 COMMISSIONER WAITS: -- week.
30 CINDY BENSON: It --
31 KEITH WESTENGARD: -- May...
32 Or --
33 CINDY BENSON: It has to be Tuesday by the -- the --
34 KEITH WESTENGARD: I think it --
35 CINDY BENSON: -- last day of May.
36 KEITH WESTENGARD: Last day of May. So there -- there's
37 nothing that says we can't --
38 COMMISSIONER WAITS: Okay. No, --
39 KEITH WESTENGARD: -- finalize --
40 COMMISSIONER WAITS: -- I --

1 KEITH WESTENGARD: -- everything --
 2 COMMISSIONER WAITS: -- I misun- --
 3 KEITH WESTENGARD: -- today.
 4 COMMISSIONER WAITS: Because I thought we were going to do
 5 it before. And I thought the way she corrected me was we had to
 6 do it that week. So I misunderstood that.
 7 KEITH WESTENGARD: Right.
 8 COMMISSIONER WAITS: So I'm --
 9 KEITH WESTENGARD: Which means --
 10 COMMISSIONER WAITS: -- cool with that.
 11 KEITH WESTENGARD: -- if you -- if we put the additional
 12 funding --
 13 CHAIRMAN MILLS: Well, I was with --
 14 KEITH WESTENGARD: -- in --
 15 CHAIRMAN MILLS: -- you on that --
 16 KEITH WESTENGARD: -- today, --
 17 CHAIRMAN MILLS: -- one, Patsy. I thought we had to do it
 18 that week. So if we --
 19 COMMISSIONER WAITS: Yeah.
 20 CHAIRMAN MILLS: -- can finalize today, that's fine.
 21 COMMISSIONER WAITS: Okay.
 22 KEITH WESTENGARD: If we -- and that --
 23 CHAIRMAN MILLS: Okay.
 24 COMMISSIONER WAITS: Well, that's --
 25 KEITH WESTENGARD: -- which means --
 26 COMMISSIONER WAITS: -- clear.
 27 KEITH WESTENGARD: -- we can finalize it today. The
 28 money's in there for --
 29 CHAIRMAN MILLS: We could --
 30 KEITH WESTENGARD: -- this project.
 31 CHAIRMAN MILLS: -- we could --
 32 COMMISSIONER CLARK: Yeah.
 33 CHAIRMAN MILLS: So we could repull this up today and re-
 34 --
 35 KEITH WESTENGARD: If --
 36 COMMISSIONER WAITS: Okay.
 37 KEITH WESTENGARD: -- you decide to put the money and
 38 vote --
 39 CHAIRMAN MILLS: Okay.
 40 KEITH WESTENGARD: -- in there and vote that this is your

1 final --
2 COMMISSIONER BAKKER: We already put the money --
3 KEITH WESTENGARD: -- budget.
4 COMMISSIONER BAKKER: -- in there. We just got to finalize
5 the budget.
6 KEITH WESTENGARD: That -- that you vote to approve the
7 budget as the final budget to be submitted to the state.
8 COMMISSIONER BAKKER: Right.
9 KEITH WESTENGARD: And then it -- then we're done.
10 COMMISSIONER WAITS: Early? Early?
11 COMMISSIONER CLARK: Sure. That's great.
12 CHAIRMAN MILLS: That would be -- that would be --
13 COMMISSIONER BAKKER: Okay.
14 CHAIRMAN MILLS: -- terrible.
15 KEITH WESTENGARD: Anyway.
16 CHAIRMAN MILLS: Okay. Do we have any other public
17 comment?
18 (No comment.)
19 CHAIRMAN MILLS: All in favor?
20 COMMISSIONER BAKKER: Aye.
21 COMMISSIONER CLARK: Aye.
22 CHAIRMAN MILLS: Aye.
23 COMMISSIONER CLARK: Aye. Aye.
24 COMMISSIONER WAITS: Aye.
25 COMMISSIONER CLARK: Aye.
26 CHAIRMAN MILLS: Opposed?
27 COMMISSIONER ALLAN: Nay.
28 COMMISSIONER WAITS: We're going to have to break for lunch
29 anyway.
30 JIM MILLER: Thank you.
31 COMMISSIONER BAKKER: I think we're going to.
32 COMMISSIONER CLARK: There we go. Lunch time.
33 COMMISSIONER BAKKER: Thank you, Jim.
34 COMMISSIONER CLARK: All right.
35 JIM MILLER: Thank you, commissioners.
36
37 (Indiscernible simultaneous conversations.)
38
39 COMMISSIONER BAKKER: And you're going to have to work
40 closely with Robert and Ron.

1 (Indiscernible simultaneous conversations.)

2
3 (Break taken between 11:53 a.m. to 1:14 p.m.)

4
5 CHAIRMAN MILLS: -- back to order.

6
7 (Indiscernible simultaneous conversations.)

8
9
10 **AIRPORT**

- 11
12 9) Discussion and possible action regarding the bid opening for
13 FAA project AIP 3-32-0001-027, realign Taxiway C at the
14 Battle Mountain Airport and potentially award the project and
15 to consider each of the following: a) Qualcon Contractors,
16 Inc., in the amount of \$958,709; b) Granite Construction
17 Company in the amount of \$1,110,110; or c) Road and Highway
18 Builders, LLC, in the amount of \$1,434,434; and all other
19 matters properly related thereto.

20
21 CHAIRMAN MILLS: We are on Item Number 9.

22
23 (Indiscernible simultaneous conversations.)

24
25 CHAIRMAN MILLS: Discussion and possible action regarding
26 the bid opening for FAA project AIP 3-32-001-0027, [verbatim] --

27
28 (Indiscernible simultaneous conversations.)

29
30 CHAIRMAN MILLS: -- realign Taxiway C at the Battle
31 Mountain Airport and potentially award the project and to
32 consider each of the following: a) Qualcon Contractors, Inc.,
33 in the of \$958,709; b) Granite Construction Company in the
34 amount of \$1,110,110; or c) Road and Highway Builders, LLC, in
35 the amount of \$1,434,434; and all other matters properly related
36 thereto.

37
38 (Indiscernible simultaneous conversation.)

39
40 CHAIRMAN MILLS: Good evening or afternoon.

1 DAVID MEYER: Good afternoon. Not quite evening yet.
2 David Meyer, J-U-B Engineers.

3 So the first item is -- excuse me -- the bid opening. We
4 opened bids on May 1st for this project, which is an FAA-funded
5 project.

6 The official title name, if you've got a little time on your
7 hands, is the Realign Taxiway C, Relocate Hold Bars -- or sorry --
8 Relocate Wind Cones, Hold Bars, and Signs, and Change Runway
9 Designators. That's the FAA's doing in that title.

10 We originally submitted an FAA application. And we spoke
11 with you guys before that application was submitted. I believe it
12 was submitted in February -- I'd have to go look. I'm sorry. I
13 don't have it on me -- with a project estimate.

14 The bids came in higher than our estimate. The major
15 problem -- or the major reason for that is the increase in steel
16 and gas prices.

17 We had three bidders for this project as listed. The three
18 bidders are out of Sparks, Reno, and Minden.

19 So they're Nevada contractors, which is good. But everything
20 they have to haul out, they now have to haul out, you know, at out
21 \$3.50 a gallon instead of \$3.

22 We also have some small quantities on some of our asphalt and
23 aggregate costs that when you have small quantities you tend to
24 get worse unit prices because upfront costs like running a -- a --
25 your crusher, running your plant, putting a mixed design in,
26 running test strips, all of that, there's not as much quantity to
27 split those costs.

28 When we put our costs together, we did it based off of the
29 2012 apron rehab down there. So we tried to use local costs and
30 -- and take a stab at getting the uptick in the bidder's market
31 right now. And we just didn't have as much activities from
32 bidders around here. We're seeing that, is there's a lot of work
33 out there, which unfortunately means we don't get as many bidders
34 as we hoped for.

35 So with the bids coming in a -- higher than we had
36 anticipated, that means we have to work with the FAA on
37 increasing our grant amount. We called them the day the bids
38 opened. And in that phone call, they said they want to move
39 forward with all of it at the bid cost.

40 These FAA grants -- the FAA provides 93.75 percent of

1 funding. And Lander County provides a 6.25 percent match. The
2 FAA is still securing funding. But at this time they don't think
3 they'll have issues with finding that funding. But they are in
4 concurrence for awarding all schedules, which for our low bidder,
5 we look -- we're looking to award to the apparent low bidder,
6 which is Qualcon Contractors, Inc., out of Minden.

7 All three bids came back responsive. So we're going to
8 award to low bidder with your guys' blessing, of course.

9 So for the -- the dollars and cents for Lander County, the
10 county's match would be seven thou- -- or \$70,147.

11 Based on our original estimate it was going to be a little
12 closer to about 47,000.

13 So it's an uptick in about twenty -- it's \$22,814 for what
14 the grant amount ends up coming in at.

15 So I want to make sure we're transparent with the extra money
16 that we're asking you for.

17 But, again, the total grant cost is going to be \$1,122,348.

18 So we're looking to get your blessing to approve the award of
19 the project to Qualcon Contractors for all schedules in the amount
20 of \$958,709, which would include Lander County's match of \$70,147.

21 COMMISSIONER ALLAN: So, David, what's the difference? You
22 said 1 million something?

23 DAVID MEYER: So the original grant amount -- shouldn't
24 even -- I should have wrote that down. Our original grants came
25 out to about -- just a hair under 800,000.

26 COMMISSIONER ALLAN: No, no, no. When you -- okay. That
27 -- that -- you quote -- you quoted a million dollars something
28 that the se- --

29 DAVID MEYER: Oh.

30 COMMISSIONER ALLAN: -- our --

31 DAVID MEYER: So that million dollars -- so here's how it
32 breaks down. So we're con- --

33 COMMISSIONER ALLAN: What is that amount?

34 DAVID MEYER: The one million one hundred and twenty-two
35 thousand three hundred and forty-eight thousand, that's the
36 total FAA grant amount, which includes the construction, the
37 construction engineering, and the administration.

38 And I should note on the construction engineering, J-U-B's
39 not requesting any more money. The FAA left the door open to
40 discuss that, and we shot it immediately. We're not looking at

1 any additional work on our end. There's no change in scope. It's
2 just prices came in a little higher than we had initially
3 anticipated. And so that -- the entire cost of the -- or the
4 entire increase in that grant is just in construction.

5 COMMISSIONER ALLAN: Okay. And -- and is this -- does this
6 have to be completed by June 30th? Or what's the timeline on
7 this?

8 DAVID MEYER: Yes. So we're looking to award -- I guess as
9 soon as -- as we can.

10 We did have this in the budget. I'm not sure what you had
11 set aside in the budget specifically. But it's probably around
12 that 48,000 that was initially estimated based on the grant
13 application. And so what we're looking at is the difference, is
14 what -- what we need to be.

15 COMMISSIONER BAKKER: So we --

16 DAVID MEYER: We need to have --

17 COMMISSIONER BAKKER: -- don't have it all --

18 DAVID MEYER: -- the --

19 COMMISSIONER BAKKER: -- budgeted?

20 DAVID MEYER: -- commission's blessing.

21 KEITH WESTENGARD: It -- it's -- it -- we're o- -- we're
22 fine with the addition.

23 CHAIRMAN MILLS: Yeah. I think --

24 COMMISSIONER ALLAN: So --

25 CHAIRMAN MILLS: -- in our airport budget there's -- well,
26 between Battle Mountain Airport and the -- there's two funds for
27 the airport between them. We have \$5 million in there.

28 KEITH WESTENGARD: Right. Well, there -- there's --
29 there's room to add the 22,000 --

30 COMMISSIONER WAITS: Yeah.

31 KEITH WESTENGARD: -- in there.

32 COMMISSIONER BAKKER: Wasn't that originally, though?

33 KEITH WESTENGARD: Oh, yeah. There was originally. Yes.

34 COMMISSIONER BAKKER: The 78,000?

35 KEITH WESTENGARD: There's al- -- yeah. There's always a
36 little extra in there just in case.

37 COMMISSIONER ALLAN: So I make a motion that we award
38 project -- the FAA project AIP 3-32-0001-027, the realign
39 Taxiway C at the Battle Mountain Airport to Qualcon Contractors,
40 Inc., in the amount not to exceed \$958,709.

1 And authorize the executive director to sign.
2 KEITH WESTENGARD: Sign it.
3 CHAIRMAN MILLS: Do we have a second?
4 COMMISSIONER BAKKER: I'll second that.
5 CHAIRMAN MILLS: Okay. Judie made a motion. Sean
6 seconded.
7 Do we have any public comment?
8 (No comment.)
9 CHAIRMAN MILLS: All in favor?
10 COMMISSIONER BAKKER: Aye.
11 COMMISSIONER WAITS: Aye.
12 CHAIRMAN MILLS: Aye.
13 COMMISSIONER ALLAN: Aye.
14 COMMISSIONER CLARK: Aye.
15 CHAIRMAN MILLS: Okay. Moving --
16 DAVID MEYER: So I have a notice of award. Would you like
17 that signed? Or would -- would you have to sign that?
18 KEITH WESTENGARD: I'll just put it with the rest of the
19 papers.
20 DAVID MEYER: You'll have to make a copy of it and bring a
21 copy.
22 KEITH WESTENGARD:
23 DAVID MEYER: Okay.
24

- 25 10) Discussion and possible action regarding the bid opening for
26 Public Works Project LA-2018-091, Construct Hangar Facilities
27 at the Battle Mountain Airport and potentially award the
28 project and to consider each of the following: a) Michael
29 Clay Corporation - Schedule A, Schedule B, excluding Schedule
30 C in the amount of \$783,140.58; or b) Granite Construction
31 Company - Schedule A, Schedule B, excluding Schedule C in the
32 amount of \$1,228,984; and all other matters properly related
33 thereto.
34

35 CHAIRMAN MILLS: Okay. Moving to Item Number 10.
36 Discussion and possible action regarding the bid opening
37 for Public Works Project LA-2018-091, construction hangar
38 facilities at the Battle Mountain Airport and potentially award
39 the project and to consider each of the following: a) Michael
40 Clay Corporation - Schedule A, Schedule B, excluding Schedule C,

1 in the amount of \$783,140.58; or b) Granite Construction Company
2 - Schedule A, Schedule B, excluding Schedule C, in an amount of
3 \$1,228,984; and all other matters properly related thereto.

4 DAVID MEYER: Thank you.

5 On there, we also opened this project on May 1st. And this
6 project is a Lander County-funded hangar project down at Battle
7 Mountain. The design for that, we initially were trying to get
8 three hangars down there. And so the hangars were broken up into
9 schedules. The -- so the first schedule had all the site work and
10 then the one hangar facility. The second schedule had a second
11 hangar facility. And the third had a third hangar facility.

12 When we initially started talking costs so that we could
13 get this in the budget, our structural engineer was thinking
14 that these would come in right around 200- to \$220,000 a
15 building, which would leave us about a hundred thousand, you
16 know, 7- -- or 80 to a hundred thousand dollars for the site
17 work.

18 We had a large showing at our prebid, but we only ended up
19 with two bids.

20 The low bid -- apparent low builder Michael Clay
21 Corporation's out of Winnemucca, their bids came in -- their site
22 work all came in right on top of where ours was. It was actually
23 a little under. And that's the work that Hunewill is going to do.

24 The buildings came in higher, though. Again, we attribute
25 that to both gas and steel prices. You know, all of those parts
26 have to be shipped from around the country. And so you're talking
27 about tens of thousands of road miles that are now being affected
28 by the increase in -- in that, gas costs.

29 And so with that in mind, we budgeted about \$800,000 for the
30 project. And we're just going to o- -- we're going open bids and
31 see what we can do with that. Our low bid for this Schedule A and
32 B, which will produce the two -- the site work and two buildings,
33 came in at 773,000. And so we're just looking to award those two
34 buildings and get that site work done.

35 And that should be within the budget that we had set aside.
36 So we just want to get the blessing of the commission to move
37 forward and award those Schedule A and Schedule B with the
38 exclusion of Schedule C.

39 COMMISSIONER BAKKER: Do we have the 800,000 in the account
40 yet?

1 Ha. Should we postpone this till we do our budget too? Or
2 shall we just move on because we already approved it initially
3 in our original budget?

4 So --

5 KEITH WESTENGARD: This could be --

6 COMMISSIONER BAKKER: -- with that --

7 KEITH WESTENGARD: -- tentatively approved until the --

8 COMMISSIONER BAKKER: Uh-huh.

9 KEITH WESTENGARD: -- budget is approved later today.

10 COMMISSIONER BAKKER: So I will make a motion to approve
11 the Michael Clay Corporation Schedule A and B excluding Schedule
12 C in the amount of \$783,104.58 for the Public Works Project LA
13 2018-091, construction hangar facility at the Battle Mountain
14 Airport.

15 COMMISSIONER WAITS: I'll second the motion.

16 CHAIRMAN MILLS: Sean made a motion. Patsy seconded.

17 Do we any public comment?

18 DAVID MEYER: I'm sorry. I will say real quick on that, as
19 my own public comment, we do have 90 days on that award.

20 The contractor's supposed to hold bids for 90 days. With
21 steel doing what it's doing, we may get a little bit of kickback
22 from that, but we should have some flexibility in holding that if
23 we need to wait until your guys' discussion. So...

24 COMMISSIONER BAKKER: It'll -- it'll be fine.

25 COMMISSIONER ALLAN: Well, we can't start till July 1st
26 anyway.

27 DAVID MEYER: Yeah. And -- and on that project, we're
28 hearing -- in terms of breaking ground to where we'll actually
29 have to start writing -- writing out checks to the contractor,
30 they're eight to twelve weeks on those buildings.

31
32 (Cell phone ringing.)
33

34 DAVID MEYER: So I don't anticipate a start date before
35 July.

36 COMMISSIONER BAKKER: There's actually 250,000 in that
37 account, roughly; right, Cindy?

38 Yeah.

39 So anyway. So, I mean, there -- there's some flexibility
40 there already.

1 DAVID MEYER: Okay.
2 COMMISSIONER BAKKER: It's just the rest --
3 DAVID MEYER: If it's --
4 COMMISSIONER BAKKER: -- of it had to be added into this
5 going forward's --

6
7 (Cell phone ringing.)

8
9 COMMISSIONER BAKKER: -- budget.
10 DAVID MEYER: Okay.
11 CHAIRMAN MILLS: Okay. Any further public comment?
12 (No comment.)
13 CHAIRMAN MILLS: All in favor?
14 COMMISSIONER BAKKER: Aye.
15 CHAIRMAN MILLS: Aye.
16 COMMISSIONER WAITS: Aye.
17 COMMISSIONER CLARK: Aye.
18 CHAIRMAN MILLS: Opposed?
19 UNIDENTIFIED PARTICIPANT: (Indiscernible.)
20 COMMISSIONER ALLAN: Nay.

21
22 11) Update from J-U-B Engineers, Inc., on current and upcoming
23 projects at the Austin and Battle Mountain Airports, and all
24 other matters properly related thereto.

25
26 CHAIRMAN MILLS: Item 11. Update from J-U-B Engineers,
27 Inc., on current and upcoming projects at Austin and Battle
28 Mountain Airports, and all other matters properly related
29 thereto.

30 DAVID MEYER: All right. I won't ask you for any more
31 money. I promise.

32 So the first project we'll talk about is the -- the realigned
33 Taxiway C, the ones that we discussed the bid openings, the FAA
34 funded project.

35 We are -- we have a hard construction start date on that
36 just to keep the FAA -- or the -- sorry -- the BLM's
37 firefighting in mind. We're looking to start that
38 September 5th, which is Wednesday after Labor Day. We'll start
39 on the taxiway. And that way we can work within the taxiway to
40 keep both runways open during fire season. And then once fire

1 season ends officially on October 1st, we'll get out into the
2 runways and do that runway work.

3 We have a couple nervous striping contractors who don't
4 really want to do striping in October. But I don't foresee it
5 being an issue. So --

6 There's always at least a couple good days in October.
7 Knock on wood. So...

8 The hangar project, the second one we talked about that did
9 the results. We're -- we've discussed a tentative construction
10 date in early August. But, again, it's -- might not happen with
11 how long it's taking to procure these preengineered metal
12 buildings. We've discussed flexibility on the engineering side
13 and with the -- with the airport. In fact, the airport would be
14 happy to see it go late because they're going to be very busy
15 with BLM activities, especially because the Reno Stead, another
16 big BLM airport, is going to be down this summer for
17 construction.

18 We've -- we initially had all the electrical work falling on
19 our contractors to get that tied in. We got a lot of feedback
20 about that. Contractors don't like to work with NV Energy.
21 They're not responsive. And the only thing that makes them get
22 moving is a paycheck.

23 And so we had a lot of support from Keith and from Doug and
24 especially from Anna Penola, the building official, with making
25 that coordination happen and getting NV Energy set up on getting
26 power to everything.

27 And so I wanted to thank those three people and espec- --
28 especially Anna for all of their help in getting that. I think
29 that really had a serious impact on getting bids lowered.
30 Because, like I said, it's -- it's a shot in the dark with NV
31 Energy sometimes. So we've seen that in the past.

32 The other project we have going at Battle Mountain right now
33 out to bid is the self-service ga- -- av gas fueling. We did our
34 prebid meeting yesterday with Tyler Hall who's our fueling sub
35 consultant. We had two potential prime contractors and one
36 electrical subcontractor show up and show intere- -- show
37 interest.

38 We're opening those bids on May 23rd. And then we'll start
39 construction as soon as possible. The airport's looking to get
40 that av gas going so that they can focus on Jet A during the fire

1 season. So they're very happy. And they appreciate the county
2 support in moving that project up to the top of the list. So...

3 Switching down to Austin. We've been working through a
4 master plan with Steve Marshall who's our planner. He's working
5 towards finalizing that report. It's in internal review at this
6 point. And he's looking towards the end of May to get that
7 document to the county to be for their review and notes. And at
8 that point in time, we can send it over to the FAA, get their
9 review and notes. And once we get through all three review
10 processes, we can look to close that out. So...

11 The other project we have is the Jet A fueling system in
12 Austin. We initially bid this in March and opened bids on March
13 20th.

14 We received three bids. The first bid was from Diversified
15 Systems out of Boise with \$212,206. The second bid was LA Perks
16 out of -- they're out of Sparks and Elko, I guess -- \$329,564.
17 And the third bid was the Road and Highway Builders at \$383,383.

18 Our estimate and our budget was set at 250,000. So we were
19 excited about where the bids came in.

20 Unfortunately, our low bidder had issues with their Nevada
21 contractor's license. Where they're at now, they're looking to
22 change from Dale Services, which was their banner for a long time
23 to now Diversified Systems, Inc. Unfortunately, their con- --
24 their construction license or the contractor's license in Nevada
25 was lagging behind this process.

26 And so after consulting with Keith and with Ted -- or
27 Theodore, we -- the county elected not to award to the low
28 bidder. We felt like we were subjecting the county to potential
29 liability or lawsuit because of the licensing irregularities.

30 However, because the other bids were not only so much
31 higher than the low bid but also so much higher than our budget,
32 we elected to repackage and rebid.

33 We took out our flood light, which is kind of the one item we
34 have that could potentially be left out and still have the system
35 operational and -- and function to its intent.

36 We added more construction days. We're hoping that can --
37 that will bring bids down a little bit.

38 And hopefully everyone seeing each other's numbers will
39 make people bid a little bit more aggressively. We've seen that
40 happen in the past.

1 So we had a prebid meeting for that yesterday with Tyler
2 Hall as well.

3 Again, that bid opening is also on May 23rd. And we're
4 hoping to see construction start on that right away as well.

5 There's some real cost benefits to running those projects
6 semi concurrently so they can get materials delivered at the
7 same time and cut down on the number of trips they have to make.
8 So we're hoping that'll also help keep our prices low is
9 allowing that flexibility to do those projects concurrently.
10 But they will be bid separately. So there is the potential for
11 the bidders to not be -- low bidders to not be the same. So...

12 Other than that, just general comments I've received. Both
13 the FBO in Battle Mountain and the Austin Airport Board have
14 provided me a lot of positive feedback on what the county's done
15 to support them and the county's understanding of the importance
16 of aviation, especially in an area like this where things are
17 pretty spread out. You know, if you can attract the fliers,
18 that's the fastest way to get around. So they appreciate that.
19 And I told them I'd pass that along. So...

20 CHAIRMAN MILLS: Okay. Thank you.

21 Do we have any public comment?

22 (No comment.)

23 KEITH WESTENGARD: Thanks a lot.

24 CHAIRMAN MILLS: Okay.

25 DAVID MEYER: Perfect. Thanks.

26 CHAIRMAN MILLS: Thank you very much.

27 COMMISSIONER WAITS: Thank you, --

28 DAVID MEYER: Yeah.

29 COMMISSIONER WAITS: -- Dave. Travel safely.

30 DAVID MEYER: All right. Thank you.

1 BOARD APPOINTMENTS

2
3 12) Discussion and possible action to appoint Lloyd Majors to the
4 Lander County Combined Sewer and Water District #2 to Seat A
5 with term ending 12/31/2020, and all other matters properly
6 related thereto.
7

8 CHAIRMAN MILLS: We'll move on to Item Number 12.

9
10 (Indiscernible simultaneous conversation.)
11

12 CHAIRMAN MILLS: Discussion and possible action to appoint
13 Lloyd Majors to the Lander County Combined Sewer and Water
14 District #2 to Seat A with term ending 12/31/2020, and all other
15 matters properly related thereto.

16 COMMISSIONER BAKKER: Okay.

17 COMMISSIONER WAITS: My only question is when we appoint to
18 boards like this, nobody's running for this office currently.
19 So we have to appoint two years out; is that it?

20 DISTRICT ATTORNEY HERRERA: Well --

21 COMMISSIONER WAITS: Where the other one somebody's running
22 and we only appoint --

23 DISTRICT ATTORNEY HERRERA: It -- it depends. The question
24 is, is -- is the position vacant right now?

25 COMMISSIONER WAITS: They're both vacant. Yeah.

26 DISTRICT ATTORNEY HERRERA: Well, one's vacant for -- for
27 two years, and one's vacant for six months.

28 COMMISSIONER WAITS: Okay. Okay.

29 DISTRICT ATTORNEY HERRERA: So those are the only --

30 COMMISSIONER WAITS: One's based on the election; one
31 isn't.

32 DISTRICT ATTORNEY HERRERA: Right.

33 COMMISSIONER WAITS: Got it.

34 DISTRICT ATTORNEY HERRERA: So we --

35 COMMISSIONER WAITS: Okay.

36 DISTRICT ATTORNEY HERRERA: So since nobody's running, that
37 one's going to be vacant again January 2nd. And then we have
38 to reappoint on that one.

39 COMMISSIONER WAITS: Okay. Thank you.

40 I'll make a motion that we appoint Lloyd Majors to the

1 Lander County Combined Sewer and Water District #2 to Seat A
2 with the Term ending 12/31/2020.

3 COMMISSIONER BAKKER: Second.

4 CHAIRMAN MILLS: Patsy made a motion. Sean seconded.

5 Do we have any public comment?

6 (No comment.)

7 CHAIRMAN MILLS: All in favor?

8 COMMISSIONER BAKKER: Aye.

9 CHAIRMAN MILLS: Aye.

10 COMMISSIONER WAITS: Aye.

11 COMMISSIONER ALLAN: Aye.

12 COMMISSIONER CLARK: Aye.

13

14 13) Discussion and possible action to appoint Bernice Alexander
15 to the Lander county Combined Sewer and Water District #2 to
16 Seat B with term ending 12/31/2018, and all other matters
17 properly related thereto.

18

19 CHAIRMAN MILLS: Item 13. Discussion and possible action
20 to appoint Bernice Alexander to the Lander County Combined Sewer
21 and Water District #2 to Seat B with term ending 12/31/2018, and
22 all other matters properly related thereto.

23 COMMISSIONER WAITS: And I'll make a motion that we appoint
24 Bernice Alexander to the Lander County Combined Sewer & Water
25 District #2 to Seat Number B with the term ending 12/31/2018.

26 COMMISSIONER BAKKER: Second.

27 CHAIRMAN MILLS: Patsy made a motion. Sean seconded.

28 Do we have any public comment?

29 (No comment.)

30 CHAIRMAN MILLS: All in favor?

31 COMMISSIONER BAKKER: Aye.

32 CHAIRMAN MILLS: Aye.

33 COMMISSIONER WAITS: Aye.

34 COMMISSIONER CLARK: Aye.

35 COMMISSIONER ALLAN: Aye.

36 KEITH WESTENGARD: Commissioner -- Commissioner Mills, can
37 we reopen the insurance Number 6 again real quick? We have some
38 things we need to clear up --

39 CHAIRMAN MILLS: Okay.

40 KEITH WESTENGARD: -- or get direction on.

1 Do you want me to cover that Cindy?
2 COMMISSIONER CLARK: Which one?
3 KEITH WESTENGARD: I believe it was Number 6; right? The
4 insurance.
5 CHAIRMAN MILLS: The health benefits package? Health
6 insurance committee?
7 KEITH WESTENGARD: Yeah.
8 CHAIRMAN MILLS: Okay.
9 KEITH WESTENGARD: Number 6.
10
11

12 **COMMISSIONERS**

13
14 6) **Discussion and possible action regarding Lander County health**
15 **benefits package as recommended by the Lander County health**
16 **insurance committee for FY 2018-2019, and all other matters**
17 **properly related thereto.**
18

19 CHAIRMAN MILLS: We'll reopen Item 6. Discussion and
20 possible action regarding Lander County health benefits package
21 as recommended by the Lander County health insurance committee
22 for fiscal year 2018-2019, and all other matters properly
23 related -- related thereto.

24 CINDY BENSON: Okay. We were looking for a little bit of
25 direction because we're going to start an open enrollment on the
26 22nd. And for those that choose to go with the lower plan with
27 the HSA, we needed to know whether we were going to fund it
28 monthly like we have been or if we're going to front the entire
29 cost up at the beginning.

30 COMMISSIONER BAKKER: What's easiest for you, Cindy?

31 CINDY BENSON: Doesn't matter. Either way.

32 It would just give the employees more money for their
33 deductibles if we --

34 KEITH WESTENGARD: Upfront.

35 CINDY BENSON: -- put it up front to start out at the
36 beginning of the year rather than having to wait for it to
37 accumulate.

38 COMMISSIONER BAKKER: Put it up front. We need --

39 CHAIRMAN MILLS: How -- how's --

40 COMMISSIONER BAKKER: -- a motion?

1 CHAIRMAN MILLS: -- it handled if an employee quits their
2 job midyear?
3 CINDY BENSON: Oh. That's a good question.
4 DISTRICT ATTORNEY HERRERA: It -- it would be income, then,
5 that they'd have to file. And -- and technically since it's
6 income, I would think that they would probably have to return
7 some of it.
8 CHAIRMAN MILLS: That sounds like a hassle.
9 COMMISSIONER WAITS: Could we do it partially and just put,
10 like, three --
11 COMMISSIONER BAKKER: Quarterly?
12 COMMISSIONER WAITS: -- months in or something like --
13 COMMISSIONER BAKKER: And do it --
14 COMMISSIONER WAITS: -- that --
15 COMMISSIONER BAKKER: -- quarterly?
16 COMMISSIONER WAITS: -- to give them something?
17 CINDY BENSON: Do it quarterly?
18 COMMISSIONER WAITS: Yeah.
19 CINDY BENSON: We could do it quarterly.
20 DISTRICT ATTORNEY HERRERA: Yeah. It's --
21 COMMISSIONER WAITS: Okay.
22 DISTRICT ATTORNEY HERRERA: -- hard to -- with the money
23 going in it per month now, it's -- when the deductibles come
24 due, you can't meet it. You can only pay a small portion of it.
25 So, basically, you're using it for prescriptions and stuff
26 instead of its intended use, which is the deductible.
27 So at least three months' worth would be helpful for them,
28 three to six months.
29 COMMISSIONER WAITS: Uh-huh.
30 DISTRICT ATTORNEY HERRERA: A --
31 CINDY BENSON: We could --
32 DISTRICT ATTORNEY HERRERA: -- year --
33 CINDY BENSON: -- do --
34 DISTRICT ATTORNEY HERRERA: -- you might -- you -- you
35 don't know if they're going to be with --
36 COMMISSIONER WAITS: Yeah.
37 DISTRICT ATTORNEY HERRERA: -- you for a --
38 COMMISSIONER WAITS: I'm --
39 DISTRICT ATTORNEY HERRERA: -- full year.
40 COMMISSIONER WAITS: Quarterly will help to get them

1 started.
2 DISTRICT ATTORNEY HERRERA: Right.
3 CINDY BENSON: Well, we could even do quarterly for the
4 first three months. And then at the end of those three months
5 then just pick up and go monthly. It --
6 Or would you rather see it just quarterly all together?
7 COMMISSIONER WAITS: For the rest of the year anyway;
8 right?
9 CINDY BENSON: Yeah.
10 CHAIRMAN MILLS: Yeah. I think --
11 COMMISSIONER WAITS: Then we --
12 CHAIRMAN MILLS: -- I think the monthly might be a little
13 cleaner in the long run, but I don't mind front loading it a
14 little bit.
15 COMMISSIONER WAITS: Yeah. We'd --
16 COMMISSIONER ALLAN: I'd say --
17 COMMISSIONER WAITS: -- we'd --
18 COMMISSIONER ALLAN: -- quarterly to start and then monthly
19 after that.
20 CINDY BENSON: Okay.
21 CHAIRMAN MILLS: Do --
22 CINDY BENSON: That works.
23 CHAIRMAN MILLS: Well, can we do a motion on this since
24 it's --
25 DISTRICT ATTORNEY HERRERA: You know, you're just giving
26 her direction. She's asked for direction. You've already made
27 your decision on it.
28 CHAIRMAN MILLS: Okay.
29 DISTRICT ATTORNEY HERRERA: I believe that the -- you can
30 do a motion because it says "other matters properly related
31 thereto." If you -- if you feel that's stronger language, by
32 all means do the motion.
33 CHAIRMAN MILLS: Okay.
34 So --
35 A --
36 COMMISSIONER WAITS: I'm okay.
37 CHAIRMAN MILLS: -- motion?
38 COMMISSIONER ALLAN: I'll make a motion that we direct
39 Cindy to start the HSA to pay the first installment on a
40 quarterly basis and after the first quarter, then monthly.

1 CINDY BENSON: Okay.
2 COMMISSIONER BAKKER: Second.
3 CHAIRMAN MILLS: Okay. Judie made -- made a motion. Sean
4 seconded.
5 Do we have any public comment?
6 (No comment.)
7 CHAIRMAN MILLS: All in favor?
8 COMMISSIONER BAKKER: Aye.
9 CHAIRMAN MILLS: Aye.
10 COMMISSIONER ALLAN: Aye.
11 COMMISSIONER WAITS: Aye.
12 COMMISSIONER CLARK: Aye.
13 CINDY BENSON: Thank you.
14 CHAIRMAN MILLS: All right. Thanks.
15 COMMISSIONER ALLAN: Nineteen?
16 CHAIRMAN MILLS: Okay. We're going to table Number 19
17 because Ken Brown is ill and not able to make it today.
18
19 20) Update from the planning coordinator, and all other matters
20 properly related thereto.
21
22 CHAIRMAN MILLS: Item 20. Update from planning
23 coordinator, and all other matters properly related thereto.
24 KYLA BRIGHT: Good afternoon, commissioners.
25 COMMISSIONER ALLAN: Good afternoon, --
26 COMMISSIONER BAKKER: Kyla.
27 COMMISSIONER ALLAN: -- Kyla.
28 KYLA BRIGHT: I'm not -- the first update I've ever done in
29 this position.
30 CHAIRMAN MILLS: Name, please.
31 KYLA BRIGHT: Kyla Bright -- sorry -- planning coordinator.
32 So I just -- let me know at the end of it if this is
33 exactly what you were looking for or if you want me to add
34 something, take something out.
35 Special-use permits for the fiscal year '17/'18. We've had
36 only five. Maverick sign. Couple microwave antennas. Ormat,
37 their third phase that was done.
38 Fourteen home occupation permits. So people are still
39 doing small businesses out of their house. That's -- that's
40 pretty good.

1 Currently planning commission is working on the land use plan
2 section of the master plan.

3 LEDA is still working towards the existing bike path
4 extension, the maps. We had a few issues with the quality of the
5 images. So we're reaching out to some other options to get some
6 better quality images for our map to turn in for that grant once
7 it opens.

8 CHAIRMAN MILLS: Was that the -- was that the pictures that
9 I took the other day? Did they not turn out well?

10 KYLA BRIGHT: No, no. That was the first initial map.
11 I --

12 CHAIRMAN MILLS: Okay.

13 KYLA BRIGHT: -- I personally haven't got to see your
14 pictures yet.

15 CHAIRMAN MILLS: All right.

16 KYLA BRIGHT: So --

17 CHAIRMAN MILLS: I gave those --

18 KYLA BRIGHT: -- I'm sure they're great.

19 CHAIRMAN MILLS: Oh, she's not even here. I gave those to
20 Paula.

21 KYLA BRIGHT: Okay.

22 CHAIRMAN MILLS: So she's got those.

23 KYLA BRIGHT: Okay. Perfect.
24 Let me see. What's next?

25 LEDA had their CEDS, not necessarily an update. It was just
26 a workshop. We kind of discussed the ten points that are within
27 our CEDS and if we've met any of those goals, if we still need to
28 work towards some of them. And then we're also -- gosh, I think
29 it's next year that we need to consider doing an update so that
30 we're still open for federal grants for block grants.

31 I'm --

32 We just had our first workshop for the possibility of
33 designating an industrial park in the Battle Mountain area of
34 Lander County. That was held yesterday at 1:00 p.m. I felt
35 that it went pretty well. We just focused on trying to choose a
36 couple pieces of land that we could focus on to figure out what
37 kind of amenities are there, what might need to be there.

38 So that -- that'll be at the next meeting. We'll discuss
39 what is exactly on those. I believe we picked out five or six
40 pieces of land to really dig into. And we will see which -- which

1 few -- top few kind of fit within the categories we need them.
2 And the -- the jobs don't lie with just one board, just to
3 put this out there. This is open to ev- -- you know, please
4 come and give input because there's things LEDA can do, there's
5 things planning commission can do, there's things that you guys
6 obviously will probably have to do when it gets to those points.
7 Private land owners, you know, anything that the public has to
8 say that can help us out with this would be great.

9 There's road and bridge and water and sewer issues that
10 we'll need to clear up also.

11 So it -- it's really going to be a complete county -- how do
12 you call it? -- group effort to get this done.

13 Last thing I have is working with the Assessor's Office
14 getting the training necessary for the business licenses. Going
15 really well. I'm going to try tomorrow to get everything
16 transferred into my office. I feel pretty comfortable with --
17 with it so far. And I think it'll go off without a hitch.

18 Okay?

19 COMMISSIONER WAITS: Do you have the software -- excuse
20 me -- the software already --

21 KYLA BRIGHT: Yep, I do.

22 COMMISSIONER WAITS: -- on your computer?

23 KYLA BRIGHT: I got hooked up with that about two weeks
24 ago, I believe.

25 We got that all -- I still walk over to the Assessor's
26 Office and do it in front of them, just precautionary for now.
27 But I think here pretty quick it'll just strictly be from --
28 from my office. So --

29 Okay? Any other questions? Or --

30 COMMISSIONER BAKKER: Keep up the good work.

31 KYLA BRIGHT: Okay.

32 COMMISSIONER WAITS: Thank you. We appreciate the --

33 COMMISSIONER BAKKER: Thank --

34 COMMISSIONER WAITS: -- update.

35 COMMISSIONER BAKKER: -- you.

36 KYLA BRIGHT: Uh-huh.

37 CHAIRMAN MILLS: Okay. Thanks.

38 I was trying to think up a really hard question for you,
39 but I can't think of one right now. So...
40

1 **21) Discussion and possible action regarding the vacant human**
2 **resources position for Lander County, and all other matters**
3 **properly related thereto.**
4

5 CHAIRMAN MILLS: Okay. Item 21. Discussion and possible
6 action regarding the vacant human resource position for Lander
7 County, and all other matters properly related thereto.

8 KEITH WESTENGARD: So I wanted to give you a little update.
9 We -- the committee did the interviews two weeks ago, narrowed
10 it down to the top two.

11 And on May 21st we're going to interview the top two
12 candidates and should have somebody selected that day for the
13 first part of June.

14 COMMISSIONER WAITS: And where are they from?

15 KEITH WESTENGARD: One's from Utah and one's from Las
16 Vegas.

17 COMMISSIONER CLARK: Las Vegas?

18 KEITH WESTENGARD: Yeah.

19 COMMISSIONER BAKKER: Cool.

20 KEITH WESTENGARD: So we'll see.

21 CHAIRMAN MILLS: Okay. Any public comments or questions?
22 (No comment.)
23
24

25 **FINANCE**
26

27 **22) Discussion and possible action regarding Lander County's**
28 **tentative budget for FY 2018-2019, and all other matters**
29 **properly related thereto.**
30

31 CHAIRMAN MILLS: Okay. We'll move on to Item 22.

32 Discussion and possible action regarding Lander County's
33 tentative budget for fiscal year 2018-2019, and all other
34 matters properly related thereto.

35 KEITH WESTENGARD: Did everybody get the -- the handout?
36 Capital handout should be -- I believe it was in your book.

37 COMMISSIONER ALLAN: I --

38 COMMISSIONER WAITS: Just two; right?

39 KEITH WESTENGARD: Yeah. It's just a two-pager. You guys
40 all have --

1 CHAIRMAN MILLS: Oh.
2 COMMISSIONER ALLAN: Thank you.
3 KEITH WESTENGARD: Did you get (indiscernible).
4 So my -- I think I needed to make some clarification.
5 And I'd said we finish the budg- -- or I'd like to try to get
6 the budget finalized today. We're still going have to have the
7 final vote on June the 24th.
8 There's some dates that come into play there, some NRS
9 required -- or some NRS dates.
10 So once we finalize it -- or my hope is to finalize it
11 today, on the next meeting June the 24th. It'll be a simple
12 vote -- or (indiscernible) I'm hoping for a --
13 CHAIRMAN MILLS: Without --
14 KEITH WESTENGARD: -- real vote --
15 CHAIRMAN MILLS: -- a lot of discussion.
16 KEITH WESTENGARD: Without a lot of discussion, if any,
17 that you just say, we approve it. And Cindy can have the final
18 budget in front of you or the numbers.
19
20 (Indiscernible simultaneous conversation.)
21
22 KEITH WESTENGARD: You guys will approve it, and then we
23 can mail it off. So...
24 CINDY BENSON: It'll be on May --
25 DISTRICT ATTORNEY HERRERA: There are some people that
26 aren't allowed to do it.
27 CINDY BENSON: -- 25th.
28 KEITH WESTENGARD: We -- did I say June? I'm sorry.
29 May -- May -- May, the next meeting, May the 25th.
30 CHAIRMAN MILLS: Yeah.
31 KEITH WESTENGARD: Yes.
32
33 (Indiscernible simultaneous conversation.)
34
35 KEITH WESTENGARD: So I guess we're -- we're at that point
36 now where --
37 CHAIRMAN MILLS: So one -- one of the things I'd like to
38 bring up on this, what came up earlier today is -- is an
39 emergency project fund. Maybe we need --
40 CINDY BENSON: Oh.

1 CHAIRMAN MILLS: -- to discuss maybe starting --
2 KEITH WESTENGARD: Why don't you come on up?
3 CHAIRMAN MILLS: So I think it's -- because we talked about
4 that retaining wall down in Austin. Instead of -- instead of
5 just saying a retaining wall in Austin project, maybe we should
6 do it as an emergency project fund to -- to handle that.
7 Or -- I don't know what -- what would be the best way to take
8 care of something like that?
9 CINDY BENSON: I guess the best way for something like that
10 is if we would build something into our budget for emergencies.
11 CHAIRMAN MILLS: Because I think -- I think an emergency --
12 an emergency project --
13 CINDY BENSON: Construction.
14 CHAIRMAN MILLS: -- fund or --
15 CINDY BENSON: Yeah.
16 CHAIRMAN MILLS: -- emergency --
17 CINDY BENSON: Project fund.
18 CHAIRMAN MILLS: -- construction fund or some sort of
19 emergency fund.
20 COMMISSIONER BAKKER: Disaster emergencies.
21 CHAIRMAN MILLS: Yeah. May -- might be a way to do it.
22 And I don't -- I wouldn't know how much to put into it. Because
23 if we -- if we put 500,000 into it, one emergency could
24 potentially cost us a lot more than that.
25 COMMISSIONER ALLAN: But it's a start.
26 CHAIRMAN MILLS: But it -- it should have something in it.
27 CINDY BENSON: Uh-huh.
28 CHAIRMAN MILLS: And then we can -- whatever we kind of
29 deem as an emergency, we -- we have a wall fall down, that's --
30 I think would qualify.
31 So I -- I just think that might be the best way to handle
32 something like that. Because an emergency could be a lot of
33 different things. And -- and that might be a good way to handle
34 some of those things that come up.
35 My only question, though, is, Ted, would that -- if we did
36 something like that, would that be considered a slush fund?
37 DISTRICT ATTORNEY HERRERA: No. If -- if it's --
38 CHAIRMAN MILLS: No?
39 DISTRICT ATTORNEY HERRERA: -- earmarked for particular --
40 particular types of emergencies.

1 CHAIRMAN MILLS: Right.
2 DISTRICT ATTORNEY HERRERA: If -- if -- if it's not
3 earmarked for anything -- it would be a slush fund if it's not
4 otherwise --
5 CHAIRMAN MILLS: Designated as emergency.
6 DISTRICT ATTORNEY HERRERA: -- designated or earmarked.
7 Yeah.
8 CHAIRMAN MILLS: Okay.
9 COMMISSIONER ALLAN: Could we put it under 029?
10 And --
11 Because I'm thinking public works is your most common
12 emergencies. But then what if --
13 CINDY BENSON: That's more buildings and equipment.
14 COMMISSIONER ALLAN: Yeah.
15 CINDY BENSON: And not --
16 CHAIRMAN MILLS: Right.
17 CINDY BENSON: -- like --
18 COMMISSIONER ALLAN: But -- but then if you do -- you know,
19 if there is a -- a building issue -- of course we have insurance
20 for that.
21 So this would be something that we don't have insurance for.
22 So...
23 CINDY BENSON: This would be something that fell more under
24 55, I think.
25 COMMISSIONER ALLAN: Okay.
26 CHAIRMAN MILLS: So I know we had -- we had our flooding
27 last spring. And it washed out part of a road. We had to put
28 new culverts in.
29 I think that's something that could have come out of a fund
30 like this.
31 How did --
32 COMMISSIONER ALLAN: But they do --
33 CHAIRMAN MILLS: -- how did we pay --
34 COMMISSIONER ALLAN: -- have --
35 CHAIRMAN MILLS: -- how did we pay for that one?
36 CINDY BENSON: I honestly don't know.
37 COMMISSIONER ALLAN: Probably there --
38 KEITH WESTENGARD: There was --
39 COMMISSIONER ALLAN: -- is a maintenance.
40 KEITH WESTENGARD: Yeah. There was -- Bert -- Bert had a

1 little bit of money that he could draw from on that.
2 CHAIRMAN MILLS: Because --
3 KEITH WESTENGARD: And I have --
4 CHAIRMAN MILLS: Yeah.
5 KEITH WESTENGARD: -- some money we can -- that can be --
6 out of my budget that can be drawn off on that. Not -- I mean,
7 not, you know, hundreds of thousands --
8 CHAIRMAN MILLS: And that --
9 KEITH WESTENGARD: -- of --
10 CHAIRMAN MILLS: -- wasn't a super --
11 KEITH WESTENGARD: -- dollars.
12 CHAIRMAN MILLS: -- expensive one.
13 KEITH WESTENGARD: Right.
14 CHAIRMAN MILLS: But --
15 KEITH WESTENGARD: And if it -- if it does hit the cap, as
16 you guys say you put a hundred thousand dollars in it. I know
17 Cindy doesn't want to hear the word "augment." But there's
18 always options --
19 CINDY BENSON: It's always.
20 KEITH WESTENGARD: -- to add to that fund if we need to.
21 There's -- and depending on the emergency, there's federal
22 assistance and things that we can look into.
23 CHAIRMAN MILLS: Right.
24 KEITH WESTENGARD: But if --
25 CHAIRMAN MILLS: But this --
26 KEITH WESTENGARD: -- it is --
27 CHAIRMAN MILLS: But federal assistance takes time.
28 KEITH WESTENGARD: Right.
29 CHAIRMAN MILLS: And if it -- if it's really an emergency,
30 we need to do something now, this allows us to do something.
31 CINDY BENSON: Uh-huh.
32 CHAIRMAN MILLS: Put a patch on it, whatever we need to do.
33 COMMISSIONER ALLAN: Well, how much -- I mean, Bert -- Bert
34 was talking -- what? --
35
36 (Indiscernible simultaneous conversation.)
37
38 COMMISSIONER ALLAN: -- 250,000 for the wall.
39 CINDY BENSON: And I am --
40 COMMISSIONER ALLAN: Do --

1 CINDY BENSON: -- going --
2 COMMISSIONER WAITS: I thought he said --
3 CINDY BENSON: -- to be --
4 CHAIRMAN MILLS: -- a hundred thousand.
5 COMMISSIONER ALLAN: Or maybe it was a -- I --
6 CHAIRMAN MILLS: A hundred.
7 COMMISSIONER ALLAN: -- don't remember.
8 CHAIRMAN MILLS: A hundred and twenty --
9 COMMISSIONER ALLAN: Oh.
10 CHAIRMAN MILLS: A hundred and twenty-five, --
11 COMMISSIONER ALLAN: Okay.
12 CHAIRMAN MILLS: -- I think he said.
13 COMMISSIONER ALLAN: Well, then do we want to say 250- --
14 DISTRICT ATTORNEY HERRERA: Yeah.
15 COMMISSIONER ALLAN: -- for emergency --
16 KEITH WESTENGARD: (Indiscernible.)
17 COMMISSIONER ALLAN: -- fund? Do you think that would be
18 sufficient?
19 COMMISSIONER WAITS: Well, it's hard to know what's
20 sufficient.
21 CINDY BENSON: Yeah.
22 COMMISSIONER ALLAN: Yeah.
23 COMMISSIONER WAITS: But I'd say no lower than -- than
24 maybe 200,000 if we could do that.
25 CHAIRMAN MILLS: Probably. Enough -- enough we can put a
26 patch or a Band-Aid on something when we have to.
27 COMMISSIONER WAITS: Yes. Yes. And do it now. Yeah.
28 CHAIRMAN MILLS: Right.
29 COMMISSIONER WAITS: I think so.
30 CINDY BENSON: Are you -- are you --
31 COMMISSIONER WAITS: Do we have a --
32 CINDY BENSON: -- looking to --
33 COMMISSIONER WAITS: Isn't there --
34 CINDY BENSON: -- fix it --
35 COMMISSIONER WAITS: -- somewhere --
36 CINDY BENSON: -- this year --
37 COMMISSIONER WAITS: -- we can --
38 CINDY BENSON: -- or wait till after July --
39 COMMISSIONER WAITS: We're --
40 CINDY BENSON: -- 1?

1 COMMISSIONER WAITS: -- do we have -- do we have to take it
2 from something? Or --
3 CHAIRMAN MILLS: I think for this fund, we can -- we can --
4 we don't need to put it in this year's. We --
5 CINDY BENSON: In next year's --
6 CHAIRMAN MILLS: Next year's --
7 CINDY BENSON: -- budget?
8 CHAIRMAN MILLS: -- budget is fine.
9 CINDY BENSON: Just to let you know, I will be coming
10 before you in June for au- -- an augmentation. So if you needed
11 to do it now, we could get it in that augmentation.
12 COMMISSIONER WAITS: Why put --
13 CHAIRMAN MILLS: Well, what are --
14 COMMISSIONER WAITS: -- put --
15 CHAIRMAN MILLS: -- we --
16 COMMISSIONER WAITS: -- it off?
17 CHAIRMAN MILLS: -- aug- -- if we do this, what are we aug-
18 -- I -- our -- I think we're kind of creating a new -- wouldn't
19 this be creating a new line item? Or a new --
20 CINDY BENSON: I meant just taking care of the project
21 itself.
22 CHAIRMAN MILLS: Oh.
23 CINDY BENSON: I don't know how -- how soon you need -- it
24 needs to be fixed.
25 DISTRICT ATTORNEY HERRERA: You're talking about the
26 Austin?
27 CINDY BENSON: Yeah.
28 CHAIRMAN MILLS: Yeah.
29 COMMISSIONER WAITS: Uh-huh.
30 CHAIRMAN MILLS: Well I don't -- I don't necessarily want
31 to attach this strictly --
32 CINDY BENSON: To this --
33 CHAIRMAN MILLS: -- to that --
34 CINDY BENSON: -- year's --
35 CHAIRMAN MILLS: -- Austin project.
36 This is -- I -- I just want to start a --
37 CINDY BENSON: Oh. Okay.
38 COMMISSIONER ALLAN: This is --
39 CHAIRMAN MILLS: I'm --
40 COMMISSIONER ALLAN: -- an --

1 CHAIRMAN MILLS: -- all --
2 COMMISSIONER ALLAN: -- ongoing --
3 CHAIRMAN MILLS: -- kind --
4 COMMISSIONER ALLAN: -- line --
5 CHAIRMAN MILLS: -- of start a --
6 COMMISSIONER ALLAN: -- item.
7 CHAIRMAN MILLS: -- fund that'll -- that'll be continual.
8 CINDY BENSON: Okay.
9 CHAIRMAN MILLS: If it goes towards that project, whatever.
10 That's fine. I just want to st- -- start a -- I'm assuming a
11 separate line item --
12 CINDY BENSON: Okay.
13 CHAIRMAN MILLS: -- in the fund or in the budget.
14 CINDY BENSON: We could do that.
15 COMMISSIONER ALLAN: So I think, yeah. A separate line
16 item in the budget and specifically for emergency maintenance.
17 CHAIRMAN MILLS: I don't -- I don't know if I'd put
18 maintenance on it. Just --
19 COMMISSIONER ALLAN: Or --
20 CHAIRMAN MILLS: -- emergency --
21 COMMISSIONER ALLAN: -- emergency -- well, --
22 CHAIRMAN MILLS: -- something.
23 COMMISSIONER ALLAN: -- but you still have to specify.
24 DISTRICT ATTORNEY HERRERA: You have to specify. Otherwise
25 you can turn into a slush fund and people --
26 CHAIRMAN MILLS: Okay. How --
27 DISTRICT ATTORNEY HERRERA: -- in a --
28 CHAIRMAN MILLS: -- how --
29 DISTRICT ATTORNEY HERRERA: -- future --
30 CHAIRMAN MILLS: -- specific does it need to --
31 DISTRICT ATTORNEY HERRERA: -- a future --
32 CHAIRMAN MILLS: -- be?
33 DISTRICT ATTORNEY HERRERA: -- commission may want to tap
34 into it --
35 CHAIRMAN MILLS: Right.
36 DISTRICT ATTORNEY HERRERA: -- if it's not spec- --
37 COMMISSIONER WAITS: Designated specifically.
38 CHAIRMAN MILLS: Specified clear enough.
39 DISTRICT ATTORNEY HERRERA: Yes. So --
40 CHAIRMAN MILLS: How specific does it need to be?

1 DISTRICT ATTORNEY HERRERA: Well, I think maintenance
2 construction and define emergency.
3 JEANNE FALZONE: Disasters.
4 COMMISSIONER ALLAN: Natural disasters.
5 DISTRICT ATTORNEY HERRERA: Na- -- yeah. You've got to
6 def- -- we've got to -- I'll -- I'll come up with a legal
7 emergency definition for you --
8 CHAIRMAN MILLS: Yeah.
9 DISTRICT ATTORNEY HERRERA: -- if you wish.
10 CHAIRMAN MILLS: Because I don't -- I don't necessarily
11 want to restrict it to a maintenance or construction thing
12 because those -- you know, we can have emergency in a lot of
13 areas.
14 DISTRICT ATTORNEY HERRERA: Well, that's why we define
15 emergency and then put down as many things as we can underneath
16 it --
17 CHAIRMAN MILLS: Okay.
18 DISTRICT ATTORNEY HERRERA: -- to --
19 COMMISSIONER ALLAN: So what --
20 DISTRICT ATTORNEY HERRERA: -- describe --
21 COMMISSIONER ALLAN: -- else are you thinking?
22 DISTRICT ATTORNEY HERRERA: -- the definition.
23 COMMISSIONER WAITS: Well, and in some cases, we --
24 CHAIRMAN MILLS: What is the public --
25 COMMISSIONER WAITS: -- may have --
26 CHAIRMAN MILLS: -- health --
27 COMMISSIONER WAITS: -- that --
28 CHAIRMAN MILLS: -- issue?
29 COMMISSIONER WAITS: We may have the emergency insured.
30 CHAIRMAN MILLS: What if --
31 COMMISSIONER WAITS: But if --
32 DISTRICT ATTORNEY HERRERA: Yes.
33 COMMISSIONER WAITS: -- you have --
34 CHAIRMAN MILLS: -- now --
35 COMMISSIONER WAITS: -- to pay out, then whatever we get
36 back can go back --
37 DISTRICT ATTORNEY HERRERA: Right.
38 COMMISSIONER WAITS: -- into it.
39 So --
40 CINDY BENSON: Uh-huh.

1 COMMISSIONER WAITS: -- it's just that we need the money
2 now to do something. And then if a situation like this where
3 it's not insured.
4 So --
5 CHAIRMAN MILLS: Yeah.
6 COMMISSIONER WAITS: But we need to have the -- so we need
7 a definition of emergency?
8 DISTRICT ATTORNEY HERRERA: I would suggest a definition so
9 -- so that it prevents any future tampering.
10 CHAIRMAN MILLS: Okay.
11 COMMISSIONER WAITS: Okay. So we can put it in the budget
12 right now, emergency. And then you can bring us back some
13 information --
14 CHAIRMAN MILLS: Yeah.
15 COMMISSIONER WAITS: -- on how --
16 DISTRICT ATTORNEY HERRERA: Yeah.
17 COMMISSIONER WAITS: -- you feel we should word it?
18 DISTRICT ATTORNEY HERRERA: Okay.
19 COMMISSIONER WAITS: That be okay?
20 COMMISSIONER ALLAN: So how much?
21 DISTRICT ATTORNEY HERRERA: And we could create it by
22 resolution since we're going to do it that way.
23 I would suggest.
24 CHAIRMAN MILLS: Oh, okay. That's fine.
25 Probably couple hundred thousand.
26 You have to have enough in there to do --
27 COMMISSIONER WAITS: Yeah.
28 CHAIRMAN MILLS: -- something with it.
29 I have no idea. You could do a quite a bit with a couple
30 hundred --
31 COMMISSIONER ALLAN: I was going to --
32 CHAIRMAN MILLS: -- thousand.
33 COMMISSIONER ALLAN: -- say -- well, 250-?
34 CHAIRMAN MILLS: Yeah.
35 COMMISSIONER ALLAN: A quarter of a million.
36 And this will go on this --
37 CHAIRMAN MILLS: So --
38 COMMISSIONER ALLAN: -- budget?
39 CINDY BENSON: The '18/'19. Uh-huh.
40 COMMISSIONER ALLAN: So we can take that out of -- out of

1 Fund 55?
2 CINDY BENSON: Yeah.
3 COMMISSIONER ALLAN: Okay. So if you look at the pages
4 that Keith gave us --
5 Is this --
6 After how many times remembering what we took off and
7 whatnot --
8 The Eisenhower/Antelope Valley project, that one definitely
9 is coming off. That frees up 279,000 right there. So if we
10 just kind of change that line item to say, emergency fund 250-.
11 CINDY BENSON: Oh. Okay.
12 ELIZABETH BARELA: Yeah. (Indiscernible.)
13 KEITH WESTENGARD: So that was supposed to be taken off?
14 The Eisenhower project? Is that what you -- I missed part of --
15 CINDY BENSON: I didn't think it --
16 COMMISSIONER ALLAN: That -- that was the paving on the
17 asphalt park.
18 COMMISSIONER BAKKER: No.
19 COMMISSIONER ALLAN: Repaving.
20 COMMISSIONER BAKKER: And --
21 COMMISSIONER CLARK: No.
22 COMMISSIONER BAKKER: -- we were going to leave it on there
23 until Bert got his numbers.
24 COMMISSIONER CLARK: Right.
25 COMMISSIONER ALLAN: Bert got his numbers. I talked to him
26 the other day.
27 COMMISSIONER BAKKER: Well, I don't remember taking a vote
28 to take it off.
29 COMMISSIONER ALLAN: Well, I'm making a comment, then.
30 COMMISSIONER BAKKER: You just told her that it's
31 definitely coming off of there.
32 COMMISSIONER ALLAN: Would you like to call Bert and ask
33 him?
34 COMMISSIONER BAKKER: It's still not up to you or Bert.
35 CHAIRMAN MILLS: Okay. My only question on the
36 Eisenhower/Antelope Valley Road project is that we had -- we had
37 somebody come in and --
38 COMMISSIONER BAKKER: Uh-huh.
39 CHAIRMAN MILLS: -- mention to us that the road needs some
40 work.

1 KEITH WESTENGARD: Yes.

2 CHAIRMAN MILLS: And if we take this off, are we still
3 going to be able to make some repairs on that road?

4 KEITH WESTENGARD: I -- I would like to see it left. I
5 did -- actually went out to the -- the area that the --
6 Piazza -- Pia- -- Keith Pia- --

7 COMMISSIONER BAKKER: Keith.

8 KEITH WESTENGARD: -- would --

9 COMMISSIONER WAITS: Uh-huh.

10 KEITH WESTENGARD: Yeah. I went out there with Bert. And
11 we looked at it, and it's pretty rough. It needs some work.

12 CHAIRMAN MILLS: And that -- that's my concern. If we take
13 this off, does that mean we're just going to have to leave it
14 like it is? And --

15 COMMISSIONER ALLAN: So my discussion --

16 CHAIRMAN MILLS: I don't know.

17 COMMISSIONER ALLAN: -- with Bert the other day is after
18 Mr. Piazza made his public comment is Bert did have the bid
19 opening for the Battle Mountain paving projects.

20 KEITH WESTENGARD: Okay.

21 COMMISSIONER ALLAN: And I asked Bert if there was a -- a
22 possibility of having Hunewill -- if we could do a change order
23 to do that work.

24 And he did talk to Lauren. They did go out and look at it.
25 Actually, the railroad is on board with it. Is they are willing
26 to cooperate to -- to do both sides of the tracks to create a --
27 an approach.

28 Now I don't know as though he has got specific numbers,
29 although he did say that it fell within the realm of what is
30 allowed under a change order, which is 25 percent of the
31 contract, that it is within the budget, and it was also equal to
32 what he was requesting on this budget -- this -- this future
33 budget.

34 But if that's the case, if he can get it done, it will be
35 done before June 30th.

36 And there is enough left over from last year's budget for his
37 paving to include that part of the road.

38 KEITH WESTENGARD: One of the other ones that we were --
39 you guys were going to talk about was the Water Sewer District 2
40 project --

1 COMMISSIONER WAITS: The one --
2 KEITH WESTENGARD: -- that we got --
3 COMMISSIONER WAITS: -- million hundred and eighteen
4 thousand?
5 KEITH WESTENGARD: No, for 2.6 million. That's --
6 COMMISSIONER WAITS: Is that the total?
7 KEITH WESTENGARD: That's the total.
8 CHAIRMAN MILLS: For water and sewer.
9 COMMISSIONER WAITS: I mean, that includes the 1,118,000 --
10 KEITH WESTENGARD: That -- that's the total. Yes.
11 COMMISSIONER WAITS: -- that they asked for, for the grant?
12 Is that it?
13 KEITH WESTENGARD: Yes.
14 COMMISSIONER WAITS: Yeah. Okay.
15 KEITH WESTENGARD: Yes. And I believe we talked about
16 maybe doing a resolution or something and then that it would
17 just be given to them by the county but by resolution.
18 DISTRICT ATTORNEY HERRERA: What's that?
19 KEITH WESTENGARD: Water Sewer 2? That 2.6 million that --
20 DISTRICT ATTORNEY HERRERA: Yeah. We -- yeah.
21 COMMISSIONER WAITS: That was everything? That includes
22 the engineering? That includes --
23 KEITH WESTENGARD: It's the whole deal.
24 COMMISSIONER WAITS: Okay.
25 DISTRICT ATTORNEY HERRERA: Yeah.
26 COMMISSIONER WAITS: Okay.
27 DISTRICT ATTORNEY HERRERA: That's --
28 COMMISSIONER WAITS: The other one was the Kingston one.
29 DISTRICT ATTORNEY HERRERA: Or -- or interlocal agreements
30 that (indiscernible).
31 COMMISSIONER WAITS: I want to say 145,000, but I can't
32 remember with --
33 KEITH WESTENGARD: Oh, their -- their drill --
34 COMMISSIONER CLARK: Test well --
35 KEITH WESTENGARD: -- well -- well -- well drill.
36 Well -- their -- they were --
37 CHAIRMAN MILLS: Oh, --
38 KEITH WESTENGARD: -- going to --
39 CHAIRMAN MILLS: -- that's --
40 KEITH WESTENGARD: -- build --

1 CHAIRMAN MILLS: -- right. They wanted --
2 KEITH WESTENGARD: -- a well.
3 CHAIRMAN MILLS: -- a well.
4 COMMISSIONER WAITS: And that's -- that's still on
5 somewhere?
6 COMMISSIONER CLARK: Uh-huh.
7 DISTRICT ATTORNEY HERRERA: A test well --
8 COMMISSIONER CLARK: Yeah.
9 DISTRICT ATTORNEY HERRERA: -- or something?
10 COMMISSIONER WAITS: Yeah. The test well.
11 COMMISSIONER CLARK: It's --
12 COMMISSIONER WAITS: Right.
13 COMMISSIONER CLARK: -- right here on the bottom of the
14 first page.
15 KEITH WESTENGARD: Yeah. That --
16 COMMISSIONER CLARK: That's their whole ask.
17 KEITH WESTENGARD: Hundred and forty-five.
18 COMMISSIONER BAKKER: Oh. Yep.
19 COMMISSIONER WAITS: Bottom of the first page. New water
20 line?
21 COMMISSIONER ALLAN: 145,000.
22 COMMISSIONER WAITS: Oh, there it is. Test well drilling.
23 Kingston.
24 Thank you.
25 So what was -- besides what we have here, what -- what did we
26 need to add?
27 KEITH WESTENGARD: You would need to look at -- and since
28 the Agape folks are here, perhaps would -- now would be a good
29 time to bring them up and talk or let them present what they're
30 looking for.
31 The Agape Hospice.
32 And you have that page in front you. I handed it out.
33 And we'll get that down to Austin.
34 COMMISSIONER WAITS: I thought it was already.
35 KEITH WESTENGARD: It was.
36 COMMISSIONER WAITS: Gentlemen.
37 TOM: Tom (indiscernible).
38 STEVE LARSGAARD: Steve Larsgaard.
39 Thank you for the opportunity to talk with you.
40 There's a -- a memo in front of you, a proposal from Agape

1 for a special grant.

2 A little bit of background information. Over the last
3 couple of years, there's been some dedicated ladies in our
4 community who have been working to establish a licensed hospice
5 for Lander County and within that license also Medicare
6 certified so in fact that this hospice would be eligible to
7 collect Medicare funds upon certification.

8 The other desire that's come forward is Agape is -- has
9 number one priority to be a nonprofit hospice organization. There
10 are several. If you look throughout the state of Nevada, there
11 are -- I'm going to say -- at least 20 hospice services. They're
12 all for-profit.

13 We would be one of the few in the state. I believe there's
14 one in southern Nevada. We would be the second one in the state
15 at this time that would be nonprofit.

16 The licensing process for Agape is in its final stages. We
17 have submitted all our paperwork to state for their review.

18 Once we receive a -- a state license, we will then have an
19 opportunity to submit application to Medicare for their
20 certification.

21 We are hoping that there will be little delay between our
22 state licensing and our Medicare certification. But time will
23 tell with the federal government in terms of how long that may
24 take.

25 To that end, as we're starting the process and wanting to
26 open the doors to our community and potential patients, we are
27 convinced that we're going to have some cash flow problems to
28 begin with, hence the grant.

29 We currently have -- we had a -- a board meeting this Monday.
30 And at that time we have \$20,000 in our -- in our coffers at the
31 moment. We have been pleased to receive that money from various
32 charitable contributions from private parties as well as private
33 businesses.

34 And it's an endeavor that, per Medicare requirements, we will
35 need to continue to -- to seek charitable contributions.

36 So the document in front of you, the top half of the table
37 under expenditures from office space through miscellaneous, are
38 fixed costs that we will experience every year that will never be
39 reimbursable.

40 And I don't know exact -- exactly that -- that amounts to --

1 about \$25,000.

2 So that -- that is a bare minimum operating cost on an annual
3 basis that we will need to function, whether that be money that we
4 raise through charitable contributions or various grant
5 applications.

6 The second half of the table talks about different personnel
7 to -- to run the program. The -- a lot of these funds -- there's
8 a comingling of some of the funds between Medicare and -- and
9 funds that are reimbursable through Medicare and funds that are
10 not reimbursable. And there's another -- you can see the total.
11 There is -- puts -- it's about 50,000. It puts us at a total of
12 74,000.

13 We anticipate ultimately receiving Medicare reimbursement for
14 all of our medical director's services and probably half of our
15 nursing director's services. And these numbers are based on
16 serving 30 patients a year.

17 Lastly, as I mentioned earlier, this is all in-home where we
18 will be sending teams of people into -- into homes to assist with
19 patients.

20 We're currently engaged in recruiting volunteers who may want
21 to help man a desk at the office, who may want to do respite care,
22 or visit with a patient while their loved one can get out of Dodge
23 for a few minutes and -- and, you know, maybe not be so stressed.

24 So, ultimately, like I said, we are seeking a grant, for the
25 next fiscal year, of \$50,000. And we will -- we would hope that
26 you would consider favorably our -- our request for this grant.

27 We'd be happy to take any questions that you might have.

28 COMMISSIONER WAITS: I do have a couple because I know part
29 -- part of the requirement with Medicare, being on hospice, is
30 that you -- you have to be within -- what is it? -- one hour
31 from the nurse to be there, I think, a certain number of miles
32 or a certain period of time. And I think they have to be there
33 within one hour.

34 And I see you've got nursing director. So is she or he
35 responsible for all 30 of your patients? Or will you have other
36 --

37 STEVE LARSGAARD: No. The -- the nursing director is there
38 to kind of oversee the program.

39 COMMISSIONER WAITS: That's what I was -- that's --

40 STEVE LARSGAARD: We were seeking other volunteers to step

1 up and to assist.
2 COMMISSIONER WAITS: Okay. But it had to be a full -- a
3 full nurse --
4 STEVE LARSGAARD: Right.
5 COMMISSIONER WAITS: -- because --
6 STEVE LARSGAARD: Right.
7 COMMISSIONER WAITS: -- that's what happens.
8 STEVE LARSGAARD: Exactly. Exactly.
9 COMMISSIONER WAITS: So I'm going where is your cost on
10 that?
11 STEVE LARSGAARD: Well, these are our initial start-up
12 costs.
13 And, you know, we -- we are -- we have had some conversation
14 with retired RNs who still have their certification who want to
15 become involved.
16 We also have nurses who have approached us who have said, I'd
17 volunteer my off time to -- to assist.
18 So we're -- we don't have all the pieces in place yet. We
19 know we need a nursing director to help recruit and establish --
20 COMMISSIONER WAITS: Okay.
21 STEVE LARSGAARD: -- the service.
22 And, ultimately, we anticipate it's going to be a couple of
23 years before we get to that 30 number.
24 You know, the first year we may only serve -- yeah, I don't
25 know, have --
26 COMMISSIONER WAITS: Okay.
27 STEVE LARSGAARD: Hopefully none of us will get sick and
28 need the service, but --
29 COMMISSIONER WAITS: Okay. Well, let -- let me explain to
30 rest, then, if -- if you're not familiar with what happens on
31 hospice with Medicare.
32 When you go on hospice, you lose the regular Medicare
33 payment for that particular situation.
34 So let's just say you have a -- it's -- it's -- it's
35 terminal. I mean, that's what hospice is --
36 CHAIRMAN MILLS: Right.
37 COMMISSIONER WAITS: -- about. They expect you to live six
38 months or less. Although that could be more and often goes on
39 with something (indiscernible). But you have something
40 terminal -- terminal. And that's declared by two physicians.

1 Okay.

2 So with that, let's just say it's a heart condition or
3 cancer.

4 UNIDENTIFIED PARTICIPANT: I'm leaving.

5 COMMISSIONER WAITS: You cannot go to a regular doctor for
6 cancer. You are out of the system. Now if you break your hip,
7 you still have Medicare for your hip, but you no longer have --
8 have treatment. It's simply to give you a better quality of
9 life while you're living. But you can't get treatment for
10 what's wrong.

11 You'll get pain medication, things to control that.

12 So there you are having a real problem in the middle of the
13 night. They can't rush you to ER if it's because of that. You
14 have to call your nurse. Your nurse is the one now responsible.
15 So that nurse has to be very close to you. You can't be in pain
16 and wondering what's happening.

17 So she or he will come in. And they'll determine, yes,
18 this is cancer-related, we need to do this. Or, no, this is
19 completely something different, get her to the ER, that type of
20 thing.

21 So with that, I mean, the -- the nursing is one of the most
22 important parts --

23 STEVE LARSGAARD: Yes, it is.

24 COMMISSIONER WAITS: -- because they are now your legal
25 physician, so to speak.

26 So when I see that, I go, okay. I think you're going to
27 have lot more costs involved here because of it.

28 And the other thing is the respite care, which you mentioned
29 maybe volunteers will come in, will -- are you thinking of having
30 a -- a respite care contract with somebody else where they might
31 be able to take their loved one in-house to a respite someplace?
32 Is that all part of your --

33 STEVE LARSGAARD: Yes.

34 COMMISSIONER WAITS: -- your thoughts.

35 STEVE LARSGAARD: The -- the issue right now is we are
36 recruiting volunteers.

37 And -- and as that slate is filled out, like -- like you've
38 said, it -- it may be that we're going to transport someone
39 someplace. You know, I don't exactly have that information,
40 Patsy. I'm depending on the rank-and-file folks who have been

1 working on this for a couple of --
2 COMMISSIONER WAITS: Okay.
3 STEVE LARSGAARD: -- years that -- I -- so I can't provide
4 you with a more --
5 COMMISSIONER WAITS: Okay. Because I'm looking --
6 STEVE LARSGAARD: -- specific --
7 COMMISSIONER WAITS: -- at the cost --
8 STEVE LARSGAARD: -- answer.
9 COMMISSIONER WAITS: -- and I'm going, I think you're -- I
10 think you're off a little bit with what's going to happen, --
11 STEVE LARSGAARD: Right.
12 COMMISSIONER WAITS: -- but I know --
13 STEVE LARSGAARD: When --
14 COMMISSIONER WAITS: -- but I know it needs to grow.
15 The other question I had was, didn't -- didn't they come --
16 didn't we look at Agape before? Didn't they come before us?
17 Was it budget time or something?
18 CINDY BENSON: Yes, they did.
19 STEVE LARSGAARD: We -- we did.
20 COMMISSIONER WAITS: And what did we do?
21 CINDY BENSON: We awarded them \$14,924.
22 STEVE LARSGAARD: Yes, you did. That was in March.
23 COMMISSIONER WAITS: Okay. Well, I knew we gave you -- I
24 thought we gave you something.
25 STEVE LARSGAARD: Yes, you did.
26 COMMISSIONER WAITS: But I didn't know what.
27 So now you want an additional 25,000? Or is the 14,900 off
28 that 25,000 you're asking for?
29 STEVE LARSGAARD: We want an additional 50,000.
30 And, Patsy, when I made this worksheet out, I said, you
31 know, I'm probably not asking for enough money.
32 COMMISSIONER WAITS: No, I --
33 COMMISSIONER ALLAN: Steve?
34 COMMISSIONER WAITS: -- say you're not.
35 STEVE LARSGAARD: Right.
36 COMMISSIONER ALLAN: Actually, I do have a question
37 because -- so you're asking for an additional 50,000. Totaling
38 things up, your first column is 24,550. And then your second
39 column, after you -- you receive Medicare certification, is
40 57,500.

1 STEVE LARSGAARD: Uh-huh.
2 COMMISSIONER ALLAN: So basically the two come to get --
3 two combined is 82,050.
4 STEVE LARSGAARD: I thought when I added this up with my
5 calculator -- and I was an English teacher, not a math
6 teacher -- but I thought when I added this total column up, it
7 came to \$74,050.
8 CHAIRMAN MILLS: It doesn't add up.
9 COMMISSIONER ALLAN: It doesn't add up.
10 STEVE LARSGAARD: Oh, okay.
11 COMMISSIONER ALLAN: So -- so, like I said, what -- what I
12 came up with and -- and using the figures after you receive the
13 Medicare certification, the two -- two total -- two columns or
14 two sections is \$82,050.
15 STEVE LARSGAARD: Uh-huh.
16 COMMISSIONER ALLAN: And that's what you would like total.
17 STEVE LARSGAARD: Well we -- we've come before you to ask
18 for \$50,000.
19 COMMISSIONER ALLAN: Okay.
20 STEVE LARSGAARD: And I realize that, you know, as I -- as
21 I went through this work, that it's, well, maybe I should have
22 asked for more money.
23 But having said that, that was the -- that was our initial
24 estimation in our -- in our estimation. So I don't know that --
25 you may feel that you might be able to award more. But we asked
26 for 50,000 and I don't think that I can go beyond that.
27 CHAIRMAN MILLS: So just to be clear, we've already awarded
28 14,000. You want an additional 50,000?
29 STEVE LARSGAARD: Yes.
30 CHAIRMAN MILLS: Or you want a 50,000 total?
31 COMMISSIONER CLARK: No. We're --
32 STEVE LARSGAARD: An additional 50,000.
33 CHAIRMAN MILLS: And then -- so you want 64,000?
34 STEVE LARSGAARD: Correct.
35 CHAIRMAN MILLS: Okay.
36 COMMISSIONER WAITS: Do you have any other sources?
37 Is there another --
38 STEVE LARSGAARD: Right now --
39 COMMISSIONER WAITS: -- Battle Mountain Hospital or some of
40 them that -- that --

1 STEVE LARSGAARD: Right now, as I said, we've had
2 charitable --
3
4 (Indiscernible simultaneous conversation.)
5
6 STEVE LARSGAARD: -- contributions from various mines and
7 individuals. And at this moment, we have a fund balance of
8 \$20,000 --
9 COMMISSIONER WAITS: Any grants --
10 STEVE LARSGAARD: -- from those sources.
11 COMMISSIONER WAITS: -- for this type of thing at all?
12 STEVE LARSGAARD: Not that I'm aware of. We -- we -- we
13 understand the need to continue seeking charitable support from
14 our community. We intend to do that.
15 I'm not aware of other grants. Perhaps our executive
16 director or nursing director or others may have recommendations
17 for future application.
18 We -- we did -- for instance, we did apply to Wells Fargo and
19 asked that they pay for our license. And they said, no, we don't
20 do that kind of things, but come back at another time with another
21 idea and perhaps we would entertain it.
22 COMMISSIONER WAITS: Well, I guess there's so many
23 foundations out there --
24 STEVE LARSGAARD: Correct.
25 COMMISSIONER WAITS: -- that -- and -- and especially as --
26 because this is -- it's more senior-oriented I know because that
27 seems to be the illness. But it also applies to -- to people
28 that are much younger that --
29 STEVE LARSGAARD: Yes. It does.
30 COMMISSIONER WAITS: -- also have terminal problems.
31 And I -- and I know, like I said, I know this isn't enough.
32 And -- and I'm so 100 percent for everything we can do to get in
33 our community with hospice.
34 But I -- I also see, you know, what the -- what we can do
35 as commissioners. I'm going, you're going to need so much more.
36 You've got the investigate other --
37 STEVE LARSGAARD: Right.
38 COMMISSIONER WAITS: -- foundations. And I --
39 STEVE LARSGAARD: Well, Patsy, you -- Miss -- Miss --
40 Commissioner Waits, one of the things that we hope to accomplish

1 is right now all of it's speculation because we have no track
2 record at all in terms of costs, expenditures, all that kind of
3 thing.

4 You know, so we're a little unsure in terms of where we're
5 going to be.

6 If -- if we're able to open the doors, a year from now, we
7 will have a lot better understanding of our operational costs.
8 At the moment, it's all -- it's all speculation on our part.

9 You know, we're -- we're thinking a day may come when we'll
10 serve 30 patients a year. This first year we don't know how many
11 we'll serve. Will it be two? Will it be five? We're not sure.

12 COMMISSIONER WAITS: Yeah.

13 COMMISSIONER ALLAN: When -- when you came before us --
14 trying to remember -- was there any discussion about working
15 with the -- the community health nurse in conjunction with it
16 And cooperative?

17 COMMISSIONER WAITS: All she would do -- be able to do --

18 CHAIRMAN MILLS: No.

19 COMMISSIONER WAITS: -- is identify.

20 COMMISSIONER ALLAN: Well, I didn't know if there was --

21 COMMISSIONER WAITS: I -- and I don't remember any --

22 COMMISSIONER ALLAN: I don't --

23 COMMISSIONER WAITS: -- of those.

24 COMMISSIONER ALLAN: know if there was --

25 COMMISSIONER WAITS: No discussions.

26 COMMISSIONER ALLAN: -- anything.

27 COMMISSIONER WAITS: No.

28 COMMISSIONER ALLAN: For some reason, I -- I thought there
29 was, but it --

30 COMMISSIONER WAITS: No.

31 COMMISSIONER ALLAN: -- might have been --

32 STEVE LARSGAARD: Well, --

33 COMMISSIONER ALLAN: -- something else.

34 STEVE LARSGAARD: -- Mrs. Allen, one of the things that
35 we've looked at is I -- I suspect that the county could at
36 its -- if it was -- so desired, include hospice services as part
37 of public health where it was cradle-to-grave kind of thing.
38 And that could be included in the public health services and
39 budget.

40 You know, we've come before you kind of as a -- we don't need

1 more government. We're going to trying to do it as a private
2 entity. You know, to start with, we do need some cash flow to --
3 to get things up and running.

4 And -- and perhaps we'll be able to be -- to flourish and --
5 and do well over the year where it wouldn't become a
6 government-run program.

7 COMMISSIONER ALLAN: I --

8 STEVE LARSGAARD: But --

9 COMMISSIONER ALLAN: -- understand that.

10 STEVE LARSGAARD: But, in fact, the -- the commissioners,
11 you could consider placing all this under -- under public health
12 and -- and --

13 COMMISSIONER WAITS: Do you know, I don't know --

14 STEVE LARSGAARD: -- expanding that budget.

15 COMMISSIONER WAITS: I don't know of anything that's been
16 under public health. The only ones I know that government runs
17 are, like, the VA, --

18 STEVE LARSGAARD: Right.

19 COMMISSIONER WAITS: -- that type of thing.

20 COMMISSIONER ALLAN: Well, I was just thinking that, you
21 know, it's --

22 COMMISSIONER WAITS: But they're all independent.

23 COMMISSIONER ALLAN: Some of these, you know, you -- you --
24 these expenditures with your -- your Medicare building and, you
25 know, nursing director, medical director, that if you could
26 combine that with the community. I -- I don't know how that
27 works.

28 COMMISSIONER WAITS: Not -- not really. Hospice is really
29 its own trigger.

30 STEVE LARSGAARD: Right.

31 COMMISSIONER WAITS: It -- it is so entirely --

32 COMMISSIONER ALLAN: Okay.

33 COMMISSIONER WAITS: -- different.

34 STEVE LARSGAARD: Right. As -- as Commissioner Waits has
35 suggested, the only -- the only services that will be
36 reimbursable through Medicare will be direct services to the
37 patient.

38 So anyth- -- anything that's supportive of that, for
39 instance, the Medicare billing, the software to -- to use Medicare
40 billing, that we will never be able to be reimbursed for that.

1 The medical director, a doctor, basically all their
2 services or 90 percent of their services will be reimbursable.
3 The others are on some kind of a sliding scale. And I --
4 and I -- I don't have the expertise or the details to give you
5 exactly what that would look like.
6 COMMISSIONER ALLAN: Well, I do have to admit that when it
7 comes to insurance and medical issues and all of this, I have no
8 clue. Give me my medical card and I'm good to go.
9 So...
10 COMMISSIONER WAITS: Well, the thing is, if you don't have
11 time to do all the fundraising yourself, it's going to take a
12 while, you're looking to this commission to see what we can do
13 to give you a jump-start.
14 STEVE LARSGAARD: Correct.
15 COMMISSIONER WAITS: That's really where it is.
16 COMMISSIONER CLARK: That's where we're at.
17 COMMISSIONER WAITS: Yeah. So...
18 COMMISSIONER CLARK: I'll make a motion to grant \$50,000
19 to -- and how do you pronounce it? --
20 COMMISSIONER WAITS: Agape.
21 STEVE LARSGAARD: Agape.
22 COMMISSIONER CLARK: -- Agape Hospice so that they can
23 have a good cash flow and get off the ground. And I think this
24 is a great endeavor.
25 COMMISSIONER ALLAN: I'll second that.
26 COMMISSIONER WAITS: Agape means love.
27 COMMISSIONER CLARK: In what language?
28 COMMISSIONER WAITS: Probably Greek.
29 STEVE LARSGAARD: Greek.
30 COMMISSIONER CLARK: Greek?
31 CHAIRMAN MILLS: I was going to ask you what that means.
32 So Art made a motion. Patsy seconded.
33 COMMISSIONER ALLAN: No, I seconded it.
34 CHAIRMAN MILLS: Oh.
35 COMMISSIONER CLARK: Patsy questioned it.
36 CHAIRMAN MILLS: Okay. Art made a motion. Judie seconded
37 it.
38 Do we have any public comment?
39 (No comment.)
40 CHAIRMAN MILLS: All in favor?

1 COMMISSIONER BAKKER: Aye.
2 COMMISSIONER ALLAN: Aye.
3 CHAIRMAN MILLS: Aye.
4 COMMISSIONER WAITS: Aye.
5 COMMISSIONER CLARK: Aye.
6 I've got a comment. I think you came in low.
7 COMMISSIONER BAKKER: That's all right, though.
8 STEVE LARSGAARD: Well, next -- next year we'll -- we'll
9 see when we have some operational history. Perhaps we'll be
10 back, maybe we won't be back. We'll --
11 COMMISSIONER WAITS: Well --
12 STEVE LARSGAARD: -- just have to see.
13 COMMISSIONER CLARK: Good luck, --
14 TOM: Right. Yeah.
15 COMMISSIONER CLARK: -- Steve.
16 STEVE LARSGAARD: Thank you.
17 COMMISSIONER WAITS: The low is --
18 TOM: (Indiscernible.)
19 COMMISSIONER WAITS: -- 64,000. So we're still okay.
20 COMMISSIONER BAKKER: Good luck, guys.
21 COMMISSIONER WAITS: Thank you. It's a wonderful --
22 COMMISSIONER BAKKER: Thank you.
23 COMMISSIONER WAITS: -- thing for our --
24 TOM: Thank you.
25 COMMISSIONER WAITS: -- community.
26 STEVE LARSGAARD: Thank you so much for your support and
27 you can see it on here. There's a -- we are going to hire a --
28 an auditor to keep track of our finances. And we will have a
29 report to bring back to you at the end of the fiscal year.
30 COMMISSIONER WAITS: Maybe you can get one of those as a
31 volunteer.
32 STEVE LARSGAARD: Perhaps.
33 COMMISSIONER WAITS: That's -- that's what the whole
34 program is, --
35 STEVE LARSGAARD: Yes.
36 COMMISSIONER WAITS: -- volunteer hospice; --
37 STEVE LARSGAARD: Yes.
38 COMMISSIONER WAITS: -- right?
39 STEVE LARSGAARD: Thank you so much for your support.
40 COMMISSIONER WAITS: Thank --

1 COMMISSIONER BAKKER: Thank --
2 COMMISSIONER WAITS: -- you.
3 COMMISSIONER BAKKER: -- you, --
4 COMMISSIONER CLARK: You're welcome --
5 COMMISSIONER BAKKER: -- guys.
6 COMMISSIONER CLARK: -- Steve.
7 KEITH WESTENGARD: I --
8 COMMISSIONER WAITS: Is this the grant that comes out of
9 the hundred thousand?
10 COMMISSIONER ALLAN: Yeah.
11 CINDY BENSON: We're way over that.
12 KEITH WESTENGARD: We're way over --
13 COMMISSIONER ALLAN: Exactly.
14 KEITH WESTENGARD: -- that. That's right.
15 CHAIRMAN MILLS: Yeah.
16 COMMISSIONER ALLAN: That's --
17 KEITH WESTENGARD: We're over --
18 COMMISSIONER ALLAN: -- my thought.
19 KEITH WESTENGARD: -- that.
20 But -- but yeah. It -- it would --
21 CHAIRMAN MILLS: Be our last hurrah on this stuff. Next
22 year we'll put some controls on that.
23 COMMISSIONER WAITS: We -- we deferred Number --
24 COMMISSIONER BAKKER: And that --
25 COMMISSIONER WAITS: -- 3.
26 COMMISSIONER BAKKER: -- that's what we were talking --
27 COMMISSIONER ALLAN: Yeah.
28 COMMISSIONER BAKKER: -- about is the controls to put in
29 for the next year's budget.
30 CHAIRMAN MILLS: Right.
31 KEITH WESTENGARD: One of the things that -- that came up
32 was the Jet A tank in Austin.
33 Our initial bid was 215- or -- or 220 th- -- our low bid --
34 I'm sorry -- was 215- or 220-.
35 We have \$250,000 in there. And I -- I'm wondering how the
36 board feels about putting a little bit extra in there just in
37 case it does come in high.
38 COMMISSIONER BAKKER: And that's all out of the airport
39 fund, though, right?
40 CINDY BENSON: Yes.

1 KEITH WESTENGARD: Yes.
2 COMMISSIONER BAKKER: How much is a little extra?
3 KEITH WESTENGARD: Probably 50,000.
4 COMMISSIONER BAKKER: So you need 300,000 in there for the
5 Jet A fuel --
6 KEITH WESTENGARD: Yeah, I --
7 COMMISSIONER BAKKER: -- in Austin?
8 KEITH WESTENGARD: Yes. I don't think we're going to hit
9 that mark, but I don't want to come back again and ask. I think
10 we'll be in the low 200s, but --
11 COMMISSIONER WAITS: You know, Dave -- Dave said that
12 the -- the first one that was low is really working it out so
13 they --
14 KEITH WESTENGARD: Yes.
15 COMMISSIONER WAITS: -- they will be able to -- to bid it
16 again. So they know where we are. And they know -- I mean,
17 this is a little different because everybody knows what
18 everybody bid. And so --
19 KEITH WESTENGARD: Right.
20 COMMISSIONER WAITS: -- it's all open.
21 He also said LA Perks was going to bid it again.
22 KEITH WESTENGARD: That's right.
23 COMMISSIONER WAITS: And last time they bid before -- not
24 this last project, but the first one they were the only ones.
25 So they had -- they had the -- the prime place. And -- and they
26 may have thought that coming in.
27 So if they're going to bid it again, they know the other one
28 was low. So I expect to see it under.
29 KEITH WESTENGARD: Well -- well --
30 COMMISSIONER WAITS: So I'm okay with it.
31 KEITH WESTENGARD: Okay. That --
32 COMMISSIONER WAITS: If it truly comes in more, we can deal
33 with it, but it'll be --
34 KEITH WESTENGARD: And then I can --
35 CHAIRMAN MILLS: Yeah.
36 KEITH WESTENGARD: -- say, I told you so.
37 COMMISSIONER WAITS: Yes, you can.
38 CHAIRMAN MILLS: That's right.
39 COMMISSIONER BAKKER: So you don't want to add 50-?
40 CHAIRMAN MILLS: So speaking of airport projects on --

1 KEITH WESTENGARD: I'm fine.
2 CHAIRMAN MILLS: -- here, --
3 COMMISSIONER BAKKER: You do.
4 COMMISSIONER WAITS: They did.
5 COMMISSIONER BAKKER: Yeah.
6 CHAIRMAN MILLS: -- it's showing the Battle Mountain
7 Airport hangars at 720,000.
8 CINDY BENSON: Uh-huh.
9 CHAIRMAN MILLS: I thought we had \$800,000 in that fund.
10 KEITH WESTENGARD: Mm.
11 CHAIRMAN MILLS: Because we just -- we just approved
12 spending --
13 COMMISSIONER ALLAN: 783-
14 CHAIRMAN MILLS: -- 783,000 more than was on that --
15 KEITH WESTENGARD: Then we need to put --
16 CHAIRMAN MILLS: -- project.
17 KEITH WESTENGARD: -- 783,000 in there.
18 CHAIRMAN MILLS: I thought we had 800,000 in that pro- --
19 in that fund.
20 CINDY BENSON: I think 720- is what was left over after
21 what was spent this year.
22 COMMISSIONER BAKKER: Man, where's Ted at? Oh, there he
23 is.
24 CINDY BENSON: Is this --
25 KEITH WESTENGARD: So --
26 CINDY BENSON: -- from the --
27 KEITH WESTENGARD: -- we may need to add --
28 CINDY BENSON: That's not a rollover; is it?
29 CHAIRMAN MILLS: No.
30 KEITH WESTENGARD: No.
31 CINDY BENSON: No.
32 KEITH WESTENGARD: It wouldn't be a rollover. We --
33 CHAIRMAN MILLS: Because I'm pretty -- I'm pretty sure that
34 was --
35 DISTRICT ATTORNEY HERRERA: You have a question?
36 CHAIRMAN MILLS: My recollection is it had 81,000 --
37 COMMISSIONER BAKKER: No, I just want to be --
38 CHAIRMAN MILLS: -- in that fund.
39 DISTRICT ATTORNEY HERRERA: No, I had to make a call about
40 the judge issue.

1 CHAIRMAN MILLS: So do we need to adjust that?
2 COMMISSIONER BAKKER: Oh.
3 KEITH WESTENGARD: Yes. Yeah. We should probably adjust
4 it to 786-; was it?
5 CINDY BENSON: Yes.
6 CHAIRMAN MILLS: 780- -- well.
7 CINDY BENSON: Seven --
8 CHAIRMAN MILLS: Eighty -- 783,140.58.
9 CINDY BENSON: Yeah.
10 KEITH WESTENGARD: Okay.
11 CHAIRMAN MILLS: So seven --
12 COMMISSIONER ALLAN: 785-?
13 CHAIRMAN MILLS: 785.
14 COMMISSIONER BAKKER: We approved the hangar project
15 without all the money in it.
16 DISTRICT ATTORNEY HERRERA: Without money in it?
17 COMMISSIONER BAKKER: Uh-huh.
18 CINDY BENSON: Without enough money in it.
19 DISTRICT ATTORNEY HERRERA: Well, they didn't sign any
20 contract, did they?
21 COMMISSIONER CLARK: Executive director to sign.
22 CHAIRMAN MILLS: So --
23 KEITH WESTENGARD: We'll fix it right now. Or they can fix
24 it right now.
25 If -- so if --
26 CHAIRMAN MILLS: Yeah.
27 KEITH WESTENGARD: -- we can make that 785-. And I -- I
28 thought it was more than 720-. I don't -- I don't know what
29 happened, but --
30 CHAIRMAN MILLS: Actually, I -- I thought it was, like,
31 820- was in there.
32 So --
33 Okay.
34 KEITH WESTENGARD: So we're --
35 COMMISSIONER BAKKER: So we had --
36 KEITH WESTENGARD: -- going to --
37 COMMISSIONER BAKKER: -- 720- in --
38 KEITH WESTENGARD: -- adjust that --
39 COMMISSIONER BAKKER: -- there.
40 KEITH WESTENGARD: -- to 785,000.

1 CINDY BENSON: Is that enough?
2 KEITH WESTENGARD: Do we need to -- Ted, do these need to
3 be motioned each time? Or can we just motion it all at once
4 with the appropriate changes?
5 DISTRICT ATTORNEY HERRERA: Well, you -- you could do it
6 either way. I mean, it's --
7 KEITH WESTENGARD: Okay.
8 DISTRICT ATTORNEY HERRERA: -- it's a budget.
9 COMMISSIONER BAKKER: I'm going to take a stab at it.
10 Hold on.
11 KEITH WESTENGARD: Go ahead.
12 COMMISSIONER BAKKER: Let me figure this out, though, real
13 quick.
14 Is that all that we need to discuss for our budget, though?
15 KEITH WESTENGARD: No.
16 COMMISSIONER BAKKER: Okay. Then what else?
17 KEITH WESTENGARD: We need to talk about the PERS for
18 the -- for the fire departments.
19 COMMISSIONER WAITS: Yes.
20 KEITH WESTENGARD: So some things have come to light in our
21 county code that we need to straighten out.
22 COMMISSIONER BAKKER: Okay.
23 CHAIRMAN MILLS: That figures.
24 DISTRICT ATTORNEY HERRERA: Sorry.
25 COMMISSIONER BAKKER: Before we can do anything? Or --
26 KEITH WESTENGARD: Before -- we need -- I would --
27 DISTRICT ATTORNEY HERRERA: We do have a fire department
28 ordinance that covers the county.
29 COMMISSIONER CLARK: That co- -- that covers --
30 DISTRICT ATTORNEY HERRERA: Well --
31 COMMISSIONER CLARK: What -- what are --
32 DISTRICT ATTORNEY HERRERA: The --
33 COMMISSIONER CLARK: -- the services?
34 DISTRICT ATTORNEY HERRERA: -- the fix we have to do is
35 under our ordinance, all three volunteer fire departments can
36 only give services to Hill Top.
37 COMMISSIONER BAKKER: Really?
38 KEITH WESTENGARD: Yeah.
39 COMMISSIONER ALLAN: Well, that's interesting.
40 DISTRICT ATTORNEY HERRERA: Isn't it? 1992 --

1 COMMISSIONER ALLAN: Wow.
2 DISTRICT ATTORNEY HERRERA: -- that was changed. So --
3 CHAIRMAN MILLS: Have you guys been following --
4 DISTRICT ATTORNEY HERRERA: -- obviously --
5 CHAIRMAN MILLS: -- that?
6 DISTRICT ATTORNEY HERRERA: -- the -- now the good thing
7 about it, in reference --
8 CHAIRMAN MILLS: Have you been following that --
9 DISTRICT ATTORNEY HERRERA: -- to --
10 CHAIRMAN MILLS: -- order?
11 DISTRICT ATTORNEY HERRERA: -- PERS is the ordinance gives
12 the commission unlimited, unfettered power to give as much money
13 as they want in any way they want to the volunteer fire
14 departments.
15 But we have to fix -- we have to add Austin, Kingston,
16 and -- and Battle Mountain, for that matter, because it's not
17 even included.
18 Also in the ordinance it says that the bylaws have to be
19 ratified by the commissioners.
20 And it says that every time a fire chief is -- is elected, he
21 has to be -- that position has to be ratified.
22 They're authorized to provide ambulance service.
23 So -- so the biggest parts are -- it's good that we have
24 it, but we have to change the service areas, obviously.
25 COMMISSIONER ALLAN: But it really doesn't affect our
26 decision to --
27 DISTRICT ATTORNEY HERRERA: On money, absolutely not. And
28 that's the good thing about it. You guys --
29 COMMISSIONER ALLAN: So we can still -- but --
30 COMMISSIONER BAKKER: What's the dollar amount, Cindy?
31 CINDY BENSON: For --
32 COMMISSIONER BAKKER: The PERS for Kingston.
33 COMMISSIONER ALLAN: For the thousand?
34 CINDY BENSON: For 12 employees, it would be \$3,480 a
35 month.
36 COMMISSIONER BAKKER: 3,000 --
37 CINDY BENSON: \$3,480. So --
38 COMMISSIONER ALLAN: Now is that Austin or Kingston?
39 CHAIRMAN MILLS: What's that? 80,000.
40 COMMISSIONER BAKKER: Three thousand --

1 CINDY BENSON: That's Kingston.
2 COMMISSIONER BAKKER: -- four hundred eighty.
3 COMMISSIONER ALLAN: Kingston.
4 COMMISSIONER BAKKER: Times twelve. Forty-one.
5 COMMISSIONER WAITS: Well, we -- we know we needed the
6 increase. They haven't had an increase for years.
7 CHAIRMAN MILLS: (Indiscernible.)
8 COMMISSIONER WAITS: And -- and we know they came in way
9 over what we wanted to do. So do you feel --
10 CHAIRMAN MILLS: Oh.
11 COMMISSIONER WAITS: -- we have to cut that a little bit?
12 Is -- is that it to -- I mean, after all we're -- we're still
13 going to improve it and -- and, --
14 COMMISSIONER BAKKER: So let's --
15 COMMISSIONER WAITS: -- you know, double it or triple it or
16 whatever.
17 COMMISSIONER BAKKER: For just for Kingston, then that's
18 roughly 41,000 a year.
19 CINDY BENSON: Yes. \$41,760 just for Kingston.
20 COMMISSIONER WAITS: And we have to do them all identical.
21 KEITH WESTENGARD: Yes.
22 COMMISSIONER ALLAN: So that's matching with Battle
23 Mountain and Austin?
24 CINDY BENSON: It would be the same -- same benefit, just
25 different amount of employees.
26 Austin currently has -- there is eight. And I'm not sure
27 exactly where this comes in, but I was always told they -- they
28 have the capacity for eight firemen and Battle Mountain has 25.
29 COMMISSIONER BAKKER: Okay.
30 COMMISSIONER WAITS: So if we move that -- if we moved it
31 from the 300 up to the 500, that means that we would save half ,
32 of this. We would save \$20,000 a year just on Kingston and then
33 the savings on Austin and Battle Mountain.
34 And then we can look at it again next year.
35 Do you wonder why I came up with that?
36 KEITH WESTENGARD: Yeah.
37 COMMISSIONER WAITS: I get this quizzical look?
38 KEITH WESTENGARD: Yeah. I -- I don't --
39 COMMISSIONER WAITS: Because it's base --
40 KEITH WESTENGARD: -- well, if --

1 COMMISSIONER WAITS: It's based on a thousand. So if I
2 base it on 500, I've saved half.
3 KEITH WESTENGARD: But it's -- but Kingston has never had
4 it before.
5 COMMISSIONER WAITS: That's true. But I'm saying I'm
6 saving half right now of the 41,000.
7 KEITH WESTENGARD: Oh, I see.
8 DISTRICT ATTORNEY HERRERA: Now you -- you --
9 COMMISSIONER WAITS: It's still going to be an increase.
10 And it's going to be an increase for everybody.
11 KEITH WESTENGARD: Uh-huh.
12 COMMISSIONER WAITS: But it's not going to be that high.
13 DISTRICT ATTORNEY HERRERA: You guys --
14 KEITH WESTENGARD: Right.
15 DISTRICT ATTORNEY HERRERA: -- you guys broach concerns
16 about over making sure that they come to their meetings and
17 stuff --
18 COMMISSIONER WAITS: Absolutely.
19 DISTRICT ATTORNEY HERRERA: -- in order to get it.
20 COMMISSIONER WAITS: We said, it's got to put -- it's --
21 DISTRICT ATTORNEY HERRERA: And since --
22 COMMISSIONER WAITS: We're going to put --
23 DISTRICT ATTORNEY HERRERA: -- the ordinance --
24 COMMISSIONER WAITS: -- conditions.
25 DISTRICT ATTORNEY HERRERA: -- contemplates that the bylaws
26 have to be ratified through you and they've never been ratified.
27 COMMISSIONER WAITS: Uh-huh.
28 DISTRICT ATTORNEY HERRERA: So really they -- they don't
29 exist. And we're going to have to fix that. So in that
30 process, you can certainly put in or add any modifications to
31 the bylaws to effectuate your -- your --
32 COMMISSIONER WAITS: And we did, actually. We asked Keith
33 to contact all the different chiefs to see what they would like
34 us to put in while we did the conditions.
35 Remember that? Remember that conversation?
36 DISTRICT ATTORNEY HERRERA: Yeah.
37 COMMISSIONER WAITS: We said we're going to have county
38 requirements --
39 DISTRICT ATTORNEY HERRERA: Right.
40 COMMISSIONER WAITS: -- that they will be at so many

1 meetings and so much training.
2 But for us to do that, we wanted input from --
3 DISTRICT ATTORNEY HERRERA: Right.
4 COMMISSIONER WAITS: -- all three of the fire chiefs. And
5 I know you haven't had a chance to do that.
6 KEITH WESTENGARD: Well, no. I -- actually, since we found
7 this ordinance or this code, I haven't done anything --
8 COMMISSIONER WAITS: Okay.
9 KEITH WESTENGARD: -- because we have to get the code
10 straightened out in order to even recognize the fire --
11 COMMISSIONER WAITS: No, I --
12 KEITH WESTENGARD: -- department.
13 COMMISSIONER WAITS: -- I understand that. But I --
14 KEITH WESTENGARD: Okay.
15 COMMISSIONER WAITS: -- have contacted both the fire chiefs
16 in -- in the south.
17 KEITH WESTENGARD: Yeah, --
18 COMMISSIONER WAITS: And so --
19 KEITH WESTENGARD: -- I saw Roger, Monday.
20 COMMISSIONER WAITS: Yeah. And they know that you will be
21 contacting so we can do this. And then we'll ratify what the
22 requirements are when --
23 DISTRICT ATTORNEY HERRERA: Right.
24 COMMISSIONER WAITS: -- we increase it. Okay.
25 SHERIFF RON UNGER: Ron Unger, for the record. Assistant
26 fire chief.
27 Number one, our bylaws have been ratified by you folks
28 years ago when we changed them.
29 Number 2, we have that -- that you're asking, Patsy, in our
30 bylaws on how many fires you have to make, how many meetings you
31 have to make to be eligible to be in good standings with it.
32 COMMISSIONER WAITS: Right.
33 SHERIFF RON UNGER: On the 1992, the Hill Top deal, I think
34 what that amounted to back in the early 1900 -- or 1990s, they
35 were going to put a fire station in the Hill Top area. And it
36 was going to be out the -- there was some people that owned some
37 property out there that was going to give us the acreage. They
38 were going to build a building. We were going support it with
39 fire trucks. That's where that came from. I think that's why
40 it says the Hill Top area.

1 DISTRICT ATTORNEY HERRERA: Right. But they don't -- but
2 to have a county wide -- it's a countywide ordinance.
3 SHERIFF RON UNGER: Yeah.
4 DISTRICT ATTORNEY HERRERA: And they don't -- don't even
5 mention Battle Mountain, Austin, and Kingston.
6 SHERIFF RON UNGER: Well, see, and that's why I was saying
7 that was probably strictly for the Hill Top area --
8 DISTRICT ATTORNEY HERRERA: Right.
9 SHERIFF RON UNGER: -- at that point in time.
10 DISTRICT ATTORNEY HERRERA: Well, legally --
11 SHERIFF RON UNGER: I know what you're saying. That --
12 COMMISSIONER WAITS: Because -- because we're excluded, --
13 DISTRICT ATTORNEY HERRERA: Yeah.
14 COMMISSIONER WAITS: -- then you're saying that that was
15 just specific and the rest of us didn't count at all.
16 DISTRICT ATTORNEY HERRERA: Right. We -- we di- --
17 SHERIFF RON UNGER: Well, I think they thought everybody
18 else was established at that time, --
19 COMMISSIONER WAITS: Yeah.
20 SHERIFF RON UNGER: -- especially Battle Mountain and
21 Austin.
22 DISTRICT ATTORNEY HERRERA: The --
23 COMMISSIONER WAITS: I'm sure.
24 DISTRICT ATTORNEY HERRERA: -- (indiscernible).
25 SHERIFF RON UNGER: And we were going to add -- because at
26 Kingston at the point, --
27 COMMISSIONER WAITS: Gee.
28 SHERIFF RON UNGER: -- we had no affiliation with them at
29 all. But at that point, they were going to add the Hill Top.
30 And I think that's why it's --
31 DISTRICT ATTORNEY HERRERA: It would have been a perfect --
32 SHERIFF RON UNGER: -- convoluted.
33 DISTRICT ATTORNEY HERRERA: -- part of a modification to an
34 already existing ordinance.
35 SHERIFF RON UNGER: Right.
36 DISTRICT ATTORNEY HERRERA: The problem was there wasn't an
37 already existing ordinance.
38 So it's easy fix.
39 SHERIFF RON UNGER: Yeah. And on Patsy's deal, to cut our
40 -- from a thousand to \$500, I thought you guys already voted to

1 give us the thousand.
2 COMMISSIONER ALLAN: We --
3 COMMISSIONER WAITS: No, --
4 COMMISSIONER BAKKER: Uh-huh.
5 COMMISSIONER ALLAN: -- did.
6 COMMISSIONER WAITS: -- that's on the tentative budget.
7 COMMISSIONER BAKKER: We voted --
8 COMMISSIONER ALLAN: Oh.
9 CHAIRMAN MILLS: It's still a tentative budget.
10 COMMISSIONER ALLAN: Yeah. But we did.
11 SHERIFF RON UNGER: Well, rethink --
12 CHAIRMAN MILLS: Because, --
13 SHERIFF RON UNGER: -- that --
14 CHAIRMAN MILLS: -- you know, we're --
15 SHERIFF RON UNGER: -- real hard, --
16 CHAIRMAN MILLS: We're --
17 SHERIFF RON UNGER: -- please.
18 CHAIRMAN MILLS: We're looking at increasing that budget by
19 170- -- 180,000 bucks.
20 SHERIFF RON UNGER: Well, I realize that. I asked for 1500
21 is what I asked for. And it was cut down to a thousand.
22 So --
23 And now you're only a- -- only going to offer us an extra
24 200 from what we're getting done. I think that's absolutely
25 bizarre, just for my comment.
26 COMMISSIONER BAKKER: I --
27 SHERIFF RON UNGER: Thank you.
28 COMMISSIONER BAKKER: Thank you.
29 COMMISSIONER WAITS: Well, we --
30 KEITH WESTENGARD: So the --
31 COMMISSIONER WAITS: -- certainly --
32 KEITH WESTENGARD: -- main part --
33 COMMISSIONER WAITS: -- wanted to --
34 KEITH WESTENGARD: -- of it --
35 COMMISSIONER WAITS: -- increase it.
36 KEITH WESTENGARD: The main -- the main question here was
37 --
38 COMMISSIONER BAKKER: Well --
39 KEITH WESTENGARD: -- this code and how we would address
40 Kingston.

1 COMMISSIONER BAKKER: Right. And just leave the Battle
2 Mountain and Austin out of it.
3 KEITH WESTENGARD: Well, they all have --
4 COMMISSIONER ALLAN: We have --
5 KEITH WESTENGARD: -- to --
6 COMMISSIONER ALLAN: -- to --
7 KEITH WESTENGARD: -- be equal.
8 COMMISSIONER ALLAN: -- include Kingston. It has --
9 KEITH WESTENGARD: They're all --
10 COMMISSIONER ALLAN: -- to be --
11 KEITH WESTENGARD: -- to be --
12 COMMISSIONER ALLAN: -- across --
13 KEITH WESTENGARD: -- equal.
14 COMMISSIONER ALLAN: -- everything.
15 CHAIRMAN MILLS: They're all --
16 COMMISSIONER WAITS: They all have to be the same.
17 COMMISSIONER BAKKER: Right. That's fine. But, I mean,
18 we're discussing if we're going to add Kingston or not.
19 COMMISSIONER ALLAN: Well, we --
20 KEITH WESTENGARD: Right.
21 COMMISSIONER ALLAN: -- have to.
22 KEITH WESTENGARD: Yeah.
23 COMMISSIONER ALLAN: Right?
24 COMMISSIONER BAKKER: No.
25 DISTRICT ATTORNEY HERRERA: You know a lot of that's --
26 COMMISSIONER CLARK: Why would --
27 DISTRICT ATTORNEY HERRERA: -- up to --
28 COMMISSIONER CLARK: -- we exclude them?
29 DISTRICT ATTORNEY HERRERA: -- Kingston.
30 COMMISSIONER WAITS: Kingston's never had it before. So
31 you can't say we have to.
32 DISTRICT ATTORNEY HERRERA: No, see what they had --
33 CHAIRMAN MILLS: Well, they're a --
34 DISTRICT ATTORNEY HERRERA: -- before --
35 CHAIRMAN MILLS: -- they're their own --
36 DISTRICT ATTORNEY HERRERA: -- is a corporation.
37 CHAIRMAN MILLS: -- corporation.
38 COMMISSIONER BAKKER: They're their own --
39 COMMISSIONER WAITS: What I said --
40 COMMISSIONER BAKKER: -- corporation.

1 COMMISSIONER WAITS: -- is, especially when Austin was out
2 this year, I mean, Kingston reports to the BLM fires and helps
3 them all --
4 DISTRICT ATTORNEY HERRERA: Yeah.
5 COMMISSIONER WAITS: -- around there.
6 COMMISSIONER BAKKER: I'm not saying let's not add --
7 COMMISSIONER WAITS: They came --
8 COMMISSIONER BAKKER: -- them.
9 COMMISSIONER WAITS: -- into Austin.
10 COMMISSIONER BAKKER: I'm saying let's add them.
11 COMMISSIONER WAITS: No, I understand. But I'm -- I was
12 just explaining that, --
13 COMMISSIONER BAKKER: But let's --
14 COMMISSIONER WAITS: -- you know.
15 COMMISSIONER BAKKER: -- just leave it how it was
16 previously presented.
17 KEITH WESTENGARD: It was never -- there -- I want to make
18 it clear, Ron, th- -- this was never an intent to cut anything.
19 This was -- I wanted to -- wanted them to understand we need to
20 add Kingston. That was a discussion that Patsy and I had and
21 Patsy brought up that we -- she wanted to add Kingston. I --
22 COMMISSIONER BAKKER: So let's just add --
23 KEITH WESTENGARD: The --
24 COMMISSIONER BAKKER: -- Kingston.
25 KEITH WESTENGARD: -- cutting part I don't know where that
26 came from -- came from. I -- so I --
27 COMMISSIONER CLARK: Me neither.
28 KEITH WESTENGARD: This was all about adding Kingston is
29 all --
30 COMMISSIONER WAITS: Because --
31 KEITH WESTENGARD: -- it was.
32 COMMISSIONER WAITS: -- because we asked Cindy how -- when
33 we did that, how much would this cost us? And this is the first
34 time we're getting the money back.
35 That's why.
36 KEITH WESTENGARD: Okay. All right.
37 COMMISSIONER WAITS: So we're looking at it to see whether
38 we -- whether we can sustain the thousand with everything or
39 whether we need to cut it some. That's --
40 KEITH WESTENGARD: Okay, I see.

1 COMMISSIONER WAITS: -- the discussion.
2 KEITH WESTENGARD: All right.
3 COMMISSIONER BAKKER: Okay.
4 COMMISSIONER ALLAN: I would like to just keep it as
5 previously discussed and add Kingston at the same rate.
6 KEITH WESTENGARD: And then we definitely have to get the
7 codes -- or the code straightened out.
8 So that's the big --
9 DISTRICT ATTORNEY HERRERA: And about every -- every code
10 in that book we have to straighten out to be quite candied with
11 you.
12 COMMISSIONER CLARK: Unbelievable.
13 DISTRICT ATTORNEY HERRERA: I mean, I can go through every
14 page.
15 KEITH WESTENGARD: And then --
16 COMMISSIONER BAKKER: So what else besides --
17 KEITH WESTENGARD: The -- the last thing that I have is the
18 addition of 2 point -- \$2,506,000 for the United project for the
19 sheriff's department.
20 COMMISSIONER BAKKER: What? That wasn't added in the --
21 CHAIRMAN MILLS: Well, let's --
22 COMMISSIONER BAKKER: -- budget? We approved that.
23 CHAIRMAN MILLS: That's in here.
24 KEITH WESTENGARD: No.
25 COMMISSIONER ALLAN: Well, it's mislabeled because it
26 states as a rollover. And it really isn't a rollover. So we're
27 actually --
28 CHAIRMAN MILLS: Oh.
29 COMMISSIONER ALLAN: -- adding --
30 CHAIRMAN MILLS: Yeah.
31 COMMISSIONER ALLAN: -- \$2.5 million to it.
32 KEITH WESTENGARD: 2.56. Two million --
33 COMMISSIONER BAKKER: Where is it?
34 KEITH WESTENGARD: -- five hundred and six thousand.
35 CHAIRMAN MILLS: It's in that first page, in that second --
36 second section about a quarter --
37 KEITH WESTENGARD: Because there was, --
38 CHAIRMAN MILLS: -- of the way --
39 KEITH WESTENGARD: -- like I said, --
40 CHAIRMAN MILLS: -- down.

1 KEITH WESTENGARD: -- there was only a \$500,000 rollover.
2 COMMISSIONER BAKKER: Oh.
3 COMMISSIONER ALLAN: 520--.
4 COMMISSIONER BAKKER: Well, we did approve it, though.
5 It's just it does state a --
6 CHAIRMAN MILLS: Right.
7 COMMISSIONER BAKKER: -- rollover.
8 CHAIRMAN MILLS: A portion of it was a rollover, but not
9 the whole thing.
10 COMMISSIONER BAKKER: So it's budgeted in here.
11 COMMISSIONER ALLAN: But we're clarifying for the record
12 that it's not a rollover. Five hundred and twenty --
13 COMMISSIONER BAKKER: Five --
14 COMMISSIONER ALLAN: -- thousand --
15 COMMISSIONER BAKKER: -- twenty --
16 COMMISSIONER ALLAN: -- of it --
17 COMMISSIONER BAKKER: -- was a rollover.
18 COMMISSIONER ALLAN: -- was a rollover.
19 CINDY BENSON: Yes.
20 COMMISSIONER ALLAN: So we're adding 2 1/2 million to it.
21 COMMISSIONER BAKKER: We already added the 2 1/2 million.
22 It's just a roll- -- the rollover needs to come off here. And
23 we already made the motion and approved it --
24 KEITH WESTENGARD: (Indiscernible.)
25 COMMISSIONER BAKKER: -- when we did the budget.
26 COMMISSIONER ALLAN: It's clarification, Sean.
27 COMMISSIONER BAKKER: So we need to take the rollover off.
28 DISTRICT ATTORNEY HERRERA: Well, it's a partial rollover.
29 COMMISSIONER BAKKER: It's a 520,000 rollover.
30 DISTRICT ATTORNEY HERRERA: Yeah. You put that -- you put
31 that --
32 COMMISSIONER BAKKER: Add it to the 2.5 --
33 DISTRICT ATTORNEY HERRERA: You desig- --
34 COMMISSIONER BAKKER: -- we already added.
35 DISTRICT ATTORNEY HERRERA: You put -- you designate the
36 rollover money as rollover money. And then the rest you're
37 adding it --
38 KEITH WESTENGARD: Okay.
39 DISTRICT ATTORNEY HERRERA: -- to that, specifically.
40 KEITH WESTENGARD: Okay.

1 CINDY BENSON: (Indiscernible.)
2 KEITH WESTENGARD: All right.
3 DISTRICT ATTORNEY HERRERA: Account.
4 KEITH WESTENGARD: Okay.
5 I think that's all I have.
6 COMMISSIONER CLARK: Is that all?
7 KEITH WESTENGARD: That's all.
8 We're --
9 COMMISSIONER WAITS: So then we had the grants left?
10 But we can go back to Number 3. But we need to know what the
11 grants are on this?
12 CINDY BENSON: Yeah.
13 Currently, for this next year's budget -- sorry. Cindy
14 Benson.
15 -- (indiscernible) keep (indiscernible).
16 For '18/'19 we have already approved \$168,375.53 for --
17 COMMISSIONER ALLAN: Now --
18 CINDY BENSON: -- the General Fund.
19 COMMISSIONER ALLAN: Does that include the 50- we just --
20 CINDY BENSON: No.
21 CHAIRMAN MILLS: Uh-uh.
22 COMMISSIONER ALLAN: So that's 218,000.
23 CINDY BENSON: Yeah.
24 COMMISSIONER WAITS: 218,000?
25 CINDY BENSON: Yeah. Just for the General Fund.
26 DISTRICT ATTORNEY HERRERA: Not counting the town funds.
27 CINDY BENSON: No.
28 COMMISSIONER ALLAN: No, but we weren't as far as the Item
29 3. We're kind of excluding town fund. We're just dealing with
30 --
31 DISTRICT ATTORNEY HERRERA: Okay.
32 COMMISSIONER BAKKER: Well, we can -- we don't need to
33 figure out those all those figures for next year's grant cycle
34 right now, though, for next year's budget.
35 COMMISSIONER WAITS: Well, we need --
36 CHAIRMAN MILLS: We're doing this --
37 COMMISSIONER WAITS: We could --
38 CHAIRMAN MILLS: -- year's budget.
39 COMMISSIONER WAITS: -- if --
40 CINDY BENSON: If you --

1 COMMISSIONER WAITS: -- we need to make the action on
2 Number 3. But does --
3 CINDY BENSON: Yes.
4 COMMISSIONER WAITS: -- that take out Battle Mountain and
5 Austin towns?
6 CINDY BENSON: Battle Mountain --
7 COMMISSIONER ALLAN: No.
8 CINDY BENSON: -- and --
9 COMMISSIONER ALLAN: Oh.
10 CINDY BENSON: They're not included in that.
11 COMMISSIONER WAITS: Okay. This is just our other grants
12 --
13 CINDY BENSON: Yes. Just --
14 COMMISSIONER WAITS: -- that --
15 CINDY BENSON: -- for --
16 COMMISSIONER WAITS: -- that we're looking at right now
17 that we have approved tentatively, a little over 218,000.
18 CHAIRMAN MILLS: Right.
19 CINDY BENSON: Yes.
20 COMMISSIONER WAITS: So --
21 COMMISSIONER ALLAN: But didn't -- I made the motion on
22 Item 3.
23 DISTRICT ATTORNEY HERRERA: For two hundred --
24 COMMISSIONER WAITS: But you never --
25 DISTRICT ATTORNEY HERRERA: -- thousand.
26 COMMISSIONER WAITS: -- got a second.
27 CHAIRMAN MILLS: Yeah. We have to go readdress that after
28 we do budget.
29 COMMISSIONER ALLAN: Yeah.
30 COMMISSIONER WAITS: Yeah. You never got a second. I said
31 let's just wait.
32 COMMISSIONER ALLAN: Okay.
33 COMMISSIONER BAKKER: Okay.
34 CHAIRMAN MILLS: So what's the -- what's the Battle
35 Mountain town grants?
36 CINDY BENSON: That one is at 160,500. And the Austin town
37 is 15,000.
38 CHAIRMAN MILLS: A lot of money.
39 DISTRICT ATTORNEY HERRERA: It -- it depends on if you
40 consider Water and Sewer District 2 a grant.

1 CINDY BENSON: True. Because that's not included in there.
2 DISTRICT ATTORNEY HERRERA: Right.
3 COMMISSIONER ALLAN: That's an --
4 CHAIRMAN MILLS: That's --
5 COMMISSIONER ALLAN: -- exception.
6 CHAIRMAN MILLS: -- another 145,000? Wasn't that one?
7 CINDY BENSON: 145,000. Yes.
8 DISTRICT ATTORNEY HERRERA: And that's Kingston. That's
9 just Kingston.
10 CINDY BENSON: Oh, that's Kingston.
11 DISTRICT ATTORNEY HERRERA: That's not --
12 CHAIRMAN MILLS: That's not --
13 DISTRICT ATTORNEY HERRERA: -- Austin's --
14 CHAIRMAN MILLS: -- Kingston.
15 COMMISSIONER WAITS: That's Kingston.
16 DISTRICT ATTORNEY HERRERA: -- because --
17 COMMISSIONER ALLAN: Their water and sewer's --
18 CINDY BENSON: Yeah.
19 COMMISSIONER ALLAN: -- 2 1/2 --
20 CINDY BENSON: 2 point s- --
21 COMMISSIONER ALLAN: -- mill- or 2.6 --
22 DISTRICT ATTORNEY HERRERA: 2 1/2 million --
23 COMMISSIONER ALLAN: -- million.
24 DISTRICT ATTORNEY HERRERA: -- or something. That's why I
25 suggest maybe we should do it by resolution and -- and describe
26 it as beneficial and all that.
27 And --
28 CHAIRMAN MILLS: Right.
29 DISTRICT ATTORNEY HERRERA: -- maybe not --
30 CHAIRMAN MILLS: Because we kind of need to fix this
31 because it's kind of out of hand.
32 DISTRICT ATTORNEY HERRERA: Maybe not put it on the grant
33 part of it, more like a resolution and a -- an interlocal
34 agreement. Because they're a separate district.
35 So basically the interlocal agreement and the resolution to
36 back it up. The interlocal agreement says we're basically
37 giving them the money, and we'll find some words for it, at no
38 interest, no -- no pay back.
39 COMMISSIONER WAITS: I think a resolution is an excellent
40 idea --

1 DISTRICT ATTORNEY HERRERA: Put the --
2 COMMISSIONER WAITS: -- for that.
3 DISTRICT ATTORNEY HERRERA: -- resolution --
4 COMMISSIONER WAITS: Yes.
5 DISTRICT ATTORNEY HERRERA: -- to back --
6 COMMISSIONER CLARK: I agree.
7 DISTRICT ATTORNEY HERRERA: -- that up would be real good.
8 COMMISSIONER WAITS: Yeah.
9 COMMISSIONER ALLAN: So we need to decide on 22 and then go
10 back to 3?
11 Are we working toward the final accepted budget today? Or --
12 COMMISSIONER BAKKER: Yeah. I would think so.
13 CHAIRMAN MILLS: I hope so.
14 COMMISSIONER BAKKER: So I'm going to make a motion.
15 And we'll go back to Judie's motion on 3 now that we have the
16 numbers.
17 COMMISSIONER ALLAN: Maybe.
18 I'm not trying to be argumentative. I'm just going to make
19 another comment on the Eisenhower Road. And you can leave it in
20 there if you want. The one thing about it, what I was looking at,
21 Bert doesn't have any paving scheduled for -- I mean, sure,
22 there's --
23 COMMISSIONER BAKKER: Let's --
24 COMMISSIONER ALLAN: -- the frontage road. But basically
25 there are no paving projects next year.
26 So this could not get done until after July 1st. And now
27 he'd have to put it out for bid. And a \$280,000 paving job, it's
28 kind of -- you'd be looking at a whole lot more money just for its
29 own project standalone. If he can include it in the current
30 paving job now, it'll be done June 30th so that that road --
31 COMMISSIONER BAKKER: Ahead of schedule.
32 COMMISSIONER ALLAN: -- is -- well, then it's taken care of
33 this year.
34 COMMISSIONER BAKKER: Right.
35 COMMISSIONER ALLAN: Otherwise, like I said, he doesn't
36 have any under paving projects in Battle Mountain scheduled for
37 --
38 COMMISSIONER BAKKER: So we'll make the motion to cut the
39 Eisenhower, 279,101.
40 COMMISSIONER ALLAN: I mean, I just -- it -- it's 280,000,

1 which -- you know, --
2 CINDY BENSON: And he does have --
3 COMMISSIONER ALLAN: -- in what we're spending doesn't
4 matter, but --
5 CINDY BENSON: He does have enough money in his --
6 COMMISSIONER ALLAN: Okay.
7 CINDY BENSON: -- paving projects.
8 COMMISSIONER WAITS: Okay.
9 COMMISSIONER BAKKER: So let me take a crack at this. You
10 guys help me out here.
11 I'll make a motion to approve the Lander County budget for
12 fiscal year 2018-2019 with the included changes: a \$250,000
13 line item for emergencies and disasters, \$50,000 grant to
14 Agape Services. We need to add 50,000 to the Austin Jet A
15 fuel project.
16 COMMISSIONER ALLAN: Oh, oh, oh, oh.
17 CINDY BENSON: No, we weren't going to do that one.
18 COMMISSIONER BAKKER: Oh, --
19 COMMISSIONER ALLAN: No.
20 COMMISSIONER BAKKER: -- we weren't?
21 COMMISSIONER WAITS: Don't need to do that.
22 COMMISSIONER BAKKER: Okay.
23 COMMISSIONER ALLAN: Don't have to --
24 COMMISSIONER BAKKER: No need.
25 COMMISSIONER ALLAN: -- do that.
26 COMMISSIONER WAITS: No.
27 COMMISSIONER BAKKER: So take -- scratch that.
28 We need to add the \$63,140 for the Battle Mountain Airport
29 hangars project.
30 COMMISSIONER ALLAN: Do you want to just go 65- even just
31 to make it a --
32 COMMISSIONER BAKKER: We'll add 65,000 to the Battle
33 Mountain Airport hangar project.
34 We're going to add -- we'll make this even too. We're
35 going to add 42,000 for the Kingston Fire Department PERS.
36 We're going to make clarification of the 520,000 rollover and
37 add the 2.5 million for the sheriff's department for their stucco
38 and maintenance project.
39 We are going to cut the Eisenhood/Antelope -- get that
40 wording -- Eisenhood/Antelope Valley Road project at \$279,101.

1 CHAIRMAN MILLS: Is that it?
2 Do we have a second?
3 COMMISSIONER WAITS: I'll second the motion.
4 CHAIRMAN MILLS: Okay. Sean made a motion. Patsy
5 seconded.
6 Public comment?
7 COMMISSIONER CLARK: I think we need to keep the Antelope
8 Valley/Eisenhood Road project. Roads are getting bad out there.
9 COMMISSIONER BAKKER: Well, Bert's going to do it. He's
10 just going to do it by June 1.
11 COMMISSIONER ALLAN: Yeah. It's going --
12 CHAIRMAN MILLS: He's going to --
13 COMMISSIONER ALLAN: -- to get --
14 CHAIRMAN MILLS: -- do it --
15 COMMISSIONER ALLAN: -- done, Art.
16 CHAIRMAN MILLS: He's going to do it on --
17 COMMISSIONER CLARK: Okay.
18 CHAIRMAN MILLS: -- this year's budget --
19 COMMISSIONER BAKKER: Yeah, he's going to have --
20 CHAIRMAN MILLS: -- apparently.
21 COMMISSIONER ALLAN: -- it done before the end of the year.
22 COMMISSIONER CLARK: Okay.
23 COMMISSIONER BAKKER: So it's fine.
24 CHAIRMAN MILLS: Other comments?
25 For clarification, this is final budget.
26 COMMISSIONER WAITS: So all our grants stay the same.
27 CHAIRMAN MILLS: And hopefully next year when -- if --
28 COMMISSIONER BAKKER: Well, now we can go back to 3 and --
29 CHAIRMAN MILLS: We'll fix --
30 COMMISSIONER BAKKER: -- and we're going to --
31 CHAIRMAN MILLS: -- that next year --
32 COMMISSIONER WAITS: Yeah.
33 COMMISSIONER BAKKER: -- we're going to make a --
34 CHAIRMAN MILLS: -- and --
35 COMMISSIONER BAKKER: -- structure --
36 CHAIRMAN MILLS: -- we're going to --
37 COMMISSIONER BAKKER: -- for next year.
38 CHAIRMAN MILLS: -- put a cap --
39 COMMISSIONER BAKKER: It's solves --
40 CHAIRMAN MILLS: -- on some of --

1 COMMISSIONER BAKKER: So after we approve this, we're going
2 to go back to the structure for next year's process so Keith and
3 Cindy can work on that for when people come to ask for grants --
4 CINDY BENSON: We just say no.
5 COMMISSIONER BAKKER: -- they will know that this is
6 what --
7 CHAIRMAN MILLS: We have --
8 KEITH WESTENGARD: -- the limit.
9 CHAIRMAN MILLS: -- a cap on it.
10 KEITH WESTENGARD: Yeah.
11 COMMISSIONER BAKKER: So that's what we'll do.
12 CHAIRMAN MILLS: Then we won't be in this --
13 CINDY BENSON: Okay.
14 CHAIRMAN MILLS: -- position --
15 COMMISSIONER BAKKER: Right.
16 CHAIRMAN MILLS: -- again.
17 DISTRICT ATTORNEY HERRERA: Yes.
18 CINDY BENSON: Yes.
19 COMMISSIONER ALLAN: Well, it's --
20 DISTRICT ATTORNEY HERRERA: It'll be --
21 CHAIRMAN MILLS: Okay.
22 DISTRICT ATTORNEY HERRERA: -- nice.
23 COMMISSIONER ALLAN: Not just the grants. I mean, there's
24 a lot of capital projects we're -- which is not necessarily a
25 bad thing because it's infrastructure, which we need.
26 CINDY BENSON: But it --
27 COMMISSIONER ALLAN: But --
28 CINDY BENSON: -- could --
29 COMMISSIONER ALLAN: -- it's just --
30 CINDY BENSON: -- be spaced --
31 CHAIRMAN MILLS: Now that's --
32 CINDY BENSON: -- out.
33 COMMISSIONER ALLAN: It can be --
34 CHAIRMAN MILLS: I mean, grants is a whole different ball
35 of wax?
36 COMMISSIONER ALLAN: Yeah.
37 CHAIRMAN MILLS: Okay. All in favor?
38 COMMISSIONER BAKKER: Aye.
39 CHAIRMAN MILLS: Aye.
40 COMMISSIONER WAITS: Aye.

1 COMMISSIONER CLARK: Aye.
2 CHAIRMAN MILLS: So hopefully when this comes back on our
3 next agenda, it's going to be a -- a one-minute read it in and
4 approve it.
5 CINDY BENSON: Yes. Absolutely.
6 COMMISSIONER WAITS: May- -- maybe.
7 CINDY BENSON: Thank you.
8 DISTRICT ATTORNEY HERRERA: What an idealist.
9 CHAIRMAN MILLS: I know. I know. I'm trying.
10 COMMISSIONER WAITS: So Number 3.
11
12 3) Discussion and possible action to approve/disapprove using
13 income from Lander County's investments for future grant
14 requests within Lander County with a total cap of \$100,000
15 combined on all grant requests for each fiscal year, or
16 another amount with or without a set cap, and all other
17 matters properly related thereto.
18
19 CHAIRMAN MILLS: We're going to go back to Item Number 3.
20 Discussion and possible action to approve/disapprove using
21 income from Lander County's investments for future grant
22 requests within Lander County with a total cap of 100,000
23 combined on all grant requests for each fiscal year, or another
24 amount with or without a cap -- or a set cap, and all other
25 matters properly related thereto.
26 COMMISSIONER WAITS: I really like the idea of the cap for
27 several reasons, but one especially is because when you go
28 before anything for grants, no matter who it is, I mean, even
29 the commission on tourism, they'll say, we have \$2 million to
30 give away in grants. That's it, guys.
31 CHAIRMAN MILLS: Right.
32 COMMISSIONER WAITS: And you -- you kind of do all your
33 shifting accordingly.
34 COMMISSIONER ALLAN: Yeah.
35 COMMISSIONER WAITS: And so I --
36 CHAIRMAN MILLS: Right.
37 COMMISSIONER WAITS: -- I think giving us this line item is
38 an excellent thing. I don't know whether a hundred thousand is
39 going to swing it.
40 COMMISSIONER BAKKER: Well, --

1 COMMISSIONER ALLAN: Well, --
2 COMMISSIONER BAKKER: -- the --
3 COMMISSIONER ALLAN: -- actually --
4 CHAIRMAN MILLS: It's still a lot of money.
5 COMMISSIONER ALLAN: It is. And --
6 COMMISSIONER WAITS: But look at all the --
7 CHAIRMAN MILLS: So the --
8 COMMISSIONER WAITS: -- money we've given.
9 COMMISSIONER ALLAN: You take --
10 CHAIRMAN MILLS: The difference here is -- is we either
11 do -- we either do the set amount -- I'm sorry, Judie -- we
12 either do a set amount or we do it based on setting some money
13 aside and whatever interest we get off. And then it's a
14 fluctuating amount each year.
15 COMMISSIONER WAITS: I like the --
16 CHAIRMAN MILLS: That's -- that's --
17 COMMISSIONER WAITS: -- set --
18 CHAIRMAN MILLS: -- kind of --
19 COMMISSIONER WAITS: -- amount.
20 CHAIRMAN MILLS: -- what we're looking at.
21 COMMISSIONER BAKKER: Set amount of 200,000?
22 COMMISSIONER ALLAN: Okay. Well, now wait a minute. I
23 want to --
24 No. Because that 218,000, that also includes 78,000 to the
25 racetrack, which is not going to be happening. Is that right?
26 I mean, that's a grant.
27 COMMISSIONER WAITS: Seventy-eight thousand --
28 KEITH WESTENGARD: Oh. To --
29 COMMISSIONER WAITS: -- to who?
30 KEITH WESTENGARD: -- yeah. To the ra- --
31 COMMISSIONER WAITS: -- to whom?
32 KEITH WESTENGARD: -- the racetrack.
33 COMMISSIONER ALLAN: To the racetrack.
34 COMMISSIONER BAKKER: Was that total of 78- in there? Or
35 did we cut some of that out?
36 COMMISSIONER ALLAN: No. We -- it was -- they wanted a
37 hundred and something and you --
38 KEITH WESTENGARD: They wanted a hundred --
39 COMMISSIONER ALLAN: -- came back --
40 CHAIRMAN MILLS: We cut --

1 KEITH WESTENGARD: -- (indiscernible).
2 COMMISSIONER ALLAN: -- at 78-.
3 CHAIRMAN MILLS: -- a lot of it.
4 COMMISSIONER BAKKER: Oh, okay. So do --
5 COMMISSIONER ALLAN: So -- so --
6 COMMISSIONER BAKKER: -- a hundred --
7 COMMISSIONER ALLAN: -- that gives --
8 COMMISSIONER BAKKER: -- and fifty.
9 COMMISSIONER ALLAN: -- us -- well, yeah. But see that's
10 still gives us the --
11 CINDY BENSON: That came --
12 COMMISSIONER ALLAN: -- difference.
13 CINDY BENSON: -- out of the Battle Mountain town fund.
14 COMMISSIONER ALLAN: Oh, it did. Oh, okay.
15 CINDY BENSON: Yes.
16 COMMISSIONER ALLAN: Oh. Okay.
17 COMMISSIONER BAKKER: So 200-?
18 COMMISSIONER ALLAN: I still think that's too high.
19 CHAIRMAN MILLS: That's a lot of money.
20 COMMISSIONER ALLAN: 175-?
21 COMMISSIONER BAKKER: What's Winnemucca do? What -- I
22 thought it was --
23 COMMISSIONER WAITS: And hundred --.
24 COMMISSIONER BAKKER: -- a hundred --
25 COMMISSIONER WAITS: -- a hundred and fif- --
26 COMMISSIONER ALLAN: -- and fifty.
27 COMMISSIONER WAITS: -- a hundred and fifty?
28 DISTRICT ATTORNEY HERRERA: Winnemucca -- Winnemucca --
29 UNIDENTIFIED PARTICIPANT: 40,000.
30 DISTRICT ATTORNEY HERRERA: -- told me they're going to do
31 no more than \$10,000.
32 COMMISSIONER BAKKER: Last year they did 40-.
33 DISTRICT ATTORNEY HERRERA: Yeah. And that's why starting
34 next year is they would --
35 COMMISSIONER ALLAN: Total?
36 DISTRICT ATTORNEY HERRERA: -- go to ten -- no more than
37 ten. That's what Mike --
38 CHAIRMAN MILLS: Right.
39 DISTRICT ATTORNEY HERRERA: -- that's what the DA told me.
40 I don't know.

1 COMMISSIONER ALLAN: A hundred? Do we want to go -- just
2 --
3 COMMISSIONER BAKKER: 150-? 120-?
4 COMMISSIONER ALLAN: 120-?
5 CHAIRMAN MILLS: I like 100-. I like -- I like 50-.
6 COMMISSIONER BAKKER: I know you do.
7 COMMISSIONER ALLAN: Well, yeah.
8 Well, if we go a hundred, I don't have to change my motion.
9 COMMISSIONER WAITS: You --
10 CHAIRMAN MILLS: Well, you --
11 COMMISSIONER WAITS: -- have to repeat --
12 CHAIRMAN MILLS: You -- you --
13 COMMISSIONER WAITS: -- it --
14 CHAIRMAN MILLS: -- still have to --
15 COMMISSIONER WAITS: -- anyway, --
16 CHAIRMAN MILLS: -- do it over.
17 COMMISSIONER WAITS: -- Judie. It's okay.
18 COMMISSIONER ALLAN: Didn't somebody write it down?
19 I will make a motion that for future grant requests, that we
20 put a total cap of a hundred thousand dollars generated from
21 interest --
22 DISTRICT ATTORNEY HERRERA: Was it 49? Did she say 49?
23 COMMISSIONER ALLAN: Forty-nine? I didn't say -- what? --
24 out of --
25 DISTRICT ATTORNEY HERRERA: No, you had --
26 COMMISSIONER ALLAN: -- out of the General Fund.
27 DISTRICT ATTORNEY HERRERA: No, I'm talking about the fund
28 we're going to -- the --
29 COMMISSIONER ALLAN: The General --
30 COMMISSIONER BAKKER: No, our --
31 COMMISSIONER ALLAN: -- Fund..
32 COMMISSIONER BAKKER: -- General Fund.
33 COMMISSIONER ALLAN: Yeah.
34 COMMISSIONER BAKKER: Oh -- 001, right?
35 COMMISSIONER ALLAN: Zero zero --
36 COMMISSIONER BAKKER: Yeah.
37 COMMISSIONER ALLAN: -- one.
38 COMMISSIONER BAKKER: Yeah.
39 COMMISSIONER ALLAN: Okay. So a hundred thousand dollars
40 from accrued interest to -- from the General Fund 001 to be used

1 for grants.
2 COMMISSIONER BAKKER: I'll -- yeah.
3 And just a clarification, outside the Battle Mountain grant
4 and the Austin town and Kingston town grants.
5 COMMISSIONER ALLAN: Right. This is just out of the
6 General Fund.
7 COMMISSIONER BAKKER: Right. Okay.
8 COMMISSIONER ALLAN: Hey. It was a whole lot better last
9 time.
10 COMMISSIONER BAKKER: Second.
11 CHAIRMAN MILLS: I was -- I was going to say, was that a
12 second? Or --
13 COMMISSIONER WAITS: But -- but you still --
14 COMMISSIONER BAKKER: Or second.
15 COMMISSIONER WAITS: -- limit -- you still limited it to
16 the hundred thousand.
17 COMMISSIONER ALLAN: Yes.
18 COMMISSIONER BAKKER: Yes.
19 CHAIRMAN MILLS: Okay. Judie made a motion. Sean
20 seconded.
21 Do we have any public comment?
22 COMMISSIONER CLARK: It's not enough money.
23 CHAIRMAN MILLS: All in favor?
24 COMMISSIONER BAKKER: Aye.
25 CHAIRMAN MILLS: Aye.
26 COMMISSIONER ALLAN: Aye.
27 COMMISSIONER CLARK: Nay.
28 COMMISSIONER WAITS: Nay.
29 CHAIRMAN MILLS: Two opposed.
30 COMMISSIONER BAKKER: Did you want more?
31 COMMISSIONER WAITS: Yeah.
32 CHAIRMAN MILLS: What -- you wanted more --
33 COMMISSIONER WAITS: I thought we were going to --
34 CHAIRMAN MILLS: -- money --
35 COMMISSIONER CLARK: Yeah.
36 COMMISSIONER WAITS: -- settle for --
37 CHAIRMAN MILLS: Okay.
38 COMMISSIONER WAITS: -- 120- or 150-.
39 Had all this long discussion --
40 CHAIRMAN MILLS: And --

1 COMMISSIONER WAITS: -- and then she made the same motion.
2 COMMISSIONER CLARK: Yeah. We -- well, we asked for
3 information. And we're far over a hundred thousand dollars for
4 the past couple years on grants. So a hundred thousand is
5 undercutting the grant needs. So I'm not going to vote for
6 that.
7 COMMISSIONER WAITS: Well, it --
8 COMMISSIONER BAKKER: Okay.
9 COMMISSIONER WAITS: -- passed.
10 CHAIRMAN MILLS: Well, that's -- in -- in my opinion, that
11 we're -- we're spending too much money on grants.
12 COMMISSIONER ALLAN: Well, I just think we're spending too
13 much money, period.
14 CHAIRMAN MILLS: Yeah. There's that.
15 Do we need to reopen up Item Number 8 to fully fund the
16 public -- the sheriff's office construction project or
17 maintenance project?
18 KEITH WESTENGARD: (Indiscernible) --
19 CHAIRMAN MILLS: We've only approved it up to 520,000.
20 KEITH WESTENGARD: -- contract?
21 DISTRICT ATTORNEY HERRERA: Yeah, but you get --
22 COMMISSIONER ALLAN: May as well.
23 DISTRICT ATTORNEY HERRERA: You're still not funding. I
24 mean, it's not going to be funded until July 1st.
25 CINDY BENSON: Yes.
26 CHAIRMAN MILLS: Neither does the hangar. Yeah. We still
27 did that too.
28 DISTRICT ATTORNEY HERRERA: I understand.
29 CHAIRMAN MILLS: We haven't signed the contract.
30 DISTRICT ATTORNEY HERRERA: Good.
31 Didn't you -- didn't you --
32 CHAIRMAN MILLS: So we can do it -- we can do it today or
33 we can bring it back.
34 CINDY BENSON: We can use the 520,000.
35 DISTRICT ATTORNEY HERRERA: You can certainly -- you can
36 certainly fund it for next year, but you still won't have the
37 money in there until next year -- fiscal year.
38 COMMISSIONER BAKKER: All we're doing is approving it.
39 COMMISSIONER ALLAN: It's on --
40 DISTRICT ATTORNEY HERRERA: That's fine.

1 COMMISSIONER ALLAN: -- the agenda we've got -- we're here
2 now.

3 DISTRICT ATTORNEY HERRERA: -- no, you go ahead and do it,
4 but as long as you know, you -- we're --

5 COMMISSIONER ALLAN: We can't spend --

6 DISTRICT ATTORNEY HERRERA: We don't want to --

7 COMMISSIONER ALLAN: -- the 2 1/2 --

8 DISTRICT ATTORNEY HERRERA: -- write any --

9 COMMISSIONER ALLAN: -- million.

10 CHAIRMAN MILLS: Right.

11 DISTRICT ATTORNEY HERRERA: -- bad checks.

12 CHAIRMAN MILLS: Right.

13 COMMISSIONER ALLAN: We can spend --

14 COMMISSIONER WAITS: Except --

15 COMMISSIONER ALLAN: -- 520,000.

16 COMMISSIONER WAITS: So he can spend up to the 520,000 --

17 DISTRICT ATTORNEY HERRERA: Absolutely.

18 COMMISSIONER WAITS: -- this year. He's --

19 DISTRICT ATTORNEY HERRERA: Absolutely.

20 COMMISSIONER WAITS: -- got it. Okay.

- 21
22 8) Discussion and possible action to approve/disapprove awarding
23 the bid for the Lander County public safety building
24 (sheriff's building) maintenance and improvement project to
25 United Construction in an amount not to exceed \$3,006,000.
26 United Construction of Reno, Nevada was the sole bidder for
27 this project. Bids were opened April 27, 2018, at the Lander
28 County Clerk's Office, 50 State Route 305, Battle Mountain,
29 Nevada. And all other matters properly related thereto.
30

31 CHAIRMAN MILLS: Okay. So Item Number 8. Discussion and
32 possible action to approve/disapprove awarding the bid for the
33 Lander County public health safety building, sheriff's building,
34 maintenance and improvement project to United Construction in an
35 amount not to exceed three hundred six- -- \$3,006,000. United
36 Construction, Reno, Nevada, was the sole bidder of the project
37 and bids were opened April 27, 2018, at the Lander County
38 Clerk's Office, 50 State Route 305, Battle Mountain, Nevada, and
39 all other matters properly related thereto.

40 So the motion should be to approve the difference from what

1 we've already --
2 DISTRICT ATTORNEY HERRERA: Yes.
3 CHAIRMAN MILLS: -- approved --
4 COMMISSIONER ALLAN: 2 1/2 million.
5 CHAIRMAN MILLS: -- for next year's budget.
6 DISTRICT ATTORNEY HERRERA: Yeah.
7 CHAIRMAN MILLS: Based on budget --
8 DISTRICT ATTORNEY HERRERA: Or --
9 CHAIRMAN MILLS: Based on budget approval.
10 UNIDENTIFIED PARTICIPANT: You probably shouldn't mention
11 the other one. We're going to be able to spend the rollover
12 this -- this fiscal year.
13 COMMISSIONER ALLAN: And not --
14 CHAIRMAN MILLS: Right.
15 COMMISSIONER ALLAN: -- to exceed three million six --
16 DISTRICT ATTORNEY HERRERA: So just use it as a -- a whole
17 new.
18 COMMISSIONER BAKKER: Okay.
19 DISTRICT ATTORNEY HERRERA: Yeah. Don't mention the roll
20 over so we can use it.
21 Don't put them --
22 CHAIRMAN MILLS: Right.
23 DISTRICT ATTORNEY HERRERA: -- together.
24 CHAIRMAN MILLS: The -- so -- but the bid amount's not --
25 COMMISSIONER BAKKER: We already approved --
26 CHAIRMAN MILLS: -- going to be --
27 COMMISSIONER BAKKER: -- the rollover's --
28 CHAIRMAN MILLS: -- 3 million --
29 COMMISSIONER BAKKER: -- going to be used --
30 CHAIRMAN MILLS: -- is going to be --
31 COMMISSIONER BAKKER: -- this year.
32 CHAIRMAN MILLS: -- the difference.
33 DISTRICT ATTORNEY HERRERA: Yes.
34 COMMISSIONER BAKKER: So we need to approve the 2 1/2 half
35 million not to exceed the 3 million.
36 DISTRICT ATTORNEY HERRERA: Yeah.
37 COMMISSIONER BAKKER: Or, yeah, not to exceed a total of
38 3 million for the next year.
39 DISTRICT ATTORNEY HERRERA: Right.
40 CHAIRMAN MILLS: There you go.

1 DISTRICT ATTORNEY HERRERA: That'll work.
2 COMMISSIONER BAKKER: Make a motion to approve awarding the
3 rest of the bid for the 2.5 million for the next fiscal year to
4 United Construction of Reno, Nevada, for the project -- coun- --
5 Lander County public safety building, sheriff's building,
6 maintenance and improvement project.
7 COMMISSIONER CLARK: Second.
8 COMMISSIONER ALLAN: Not to exceed --
9 CHAIRMAN MILLS: It's 2 point --
10 COMMISSIONER ALLAN: 3 mill- -- yeah.
11 COMMISSIONER BAKKER: Not to exceed the --
12 COMMISSIONER ALLAN: Three million --
13 COMMISSIONER BAKKER: -- three million --
14 COMMISSIONER ALLAN: -- six thousand.
15 COMMISSIONER BAKKER: -- six thousand.
16 CHAIRMAN MILLS: Okay.
17 COMMISSIONER BAKKER: Second.
18 CHAIRMAN MILLS: Sean made a motion. Art seconded.
19 Do we have any public comment?
20 (No comment.)
21 CHAIRMAN MILLS: All in favor?
22 COMMISSIONER BAKKER: Aye.
23 CHAIRMAN MILLS: Aye.
24 COMMISSIONER WAITS: Aye.
25 COMMISSIONER ALLAN: Aye.
26 COMMISSIONER CLARK: Aye.
27
28

29 CORRESPONDENCE

30 31 23) Correspondence, reports, potential upcoming agenda items.

32
33 CHAIRMAN MILLS: Okay. Correspondence, reports, potential
34 upcoming agenda items.

35 (The following correspondence was received:

36 1. United States Department of the Interior, Bureau of
37 Land Management, Mount Lewis Field Office, regarding completion
38 of analysis of Barrick Cortez, Inc. -- Cortez Refractory Ore
39 Amendment to the Plan of Operations, EA, and commencement of a
40 30-day public comment period.

1 2. State of Nevada, Department of Conservation and
2 Natural Resources, Notice of Proposed Action by the State of
3 Nevada, application for major modification of a water pollution
4 control permit for the Fortitude/Reona (Phoenix) project by
5 applicant, Newmont USA Limited.

6 3. Barrick Corez, Inc., to County Commissioners,
7 regarding application submitted to the Nevada Division of
8 Environmental Protection for Pine Valley Infiltration Water
9 Pollution Control Permit Barrick Cortez, Inc.)

10
11 KEITH WESTENGARD: Final budget approval will be next --
12 next meeting.

13 COMMISSIONER BAKKER: No, we already did that.

14 KEITH WESTENGARD: Final budget approval for submission --

15 COMMISSIONER BAKKER: The signing --

16 KEITH WESTENGARD: -- to get signed.

17 COMMISSIONER BAKKER: -- of the final budget.

18 KEITH WESTENGARD: Signing of the final budget.

19 CHAIRMAN MILLS: One-minute agenda item.

20 COMMISSIONER WAITS: I know that. We're due in Austin.

21 COMMISSIONER ALLAN: It'll take you longer to read it.

22 COMMISSIONER CLARK: It's rampant here.

23 COMMISSIONER ALLAN: At the Central Nevada Regional Water
24 Authority meeting on the 27th, it was mentioned that there are
25 voting members that don't attend the meeting. And it was
26 discussed how they need to go about it to either replace those
27 people -- because we're -- we're really pushing it on getting a
28 quorum. So I don't know if we want to put it on the agenda to
29 discuss maybe replacing our alternate, if anyone else would like
30 to be an alternate or leaving our alternate as is.

31 Alternate.

32 Sean.

33 COMMISSIONER BAKKER: I know. We can put it on there to
34 replace me.

35 DISTRICT ATTORNEY HERRERA: There --

36 The ordinance contemplates that the person -- I think it's
37 three meetings. If they miss three meetings, they can be removed.
38 And it -- I think the board needs to send the commission a letter
39 saying that we have certain named individuals who haven't been to
40 a meeting and ask for their removal. And then we can do --

1 COMMISSIONER ALLAN: And then we can proceed? Okay.
2 DISTRICT ATTORNEY HERRERA: Then we can proceed with the
3 removal process. And then we can --
4 COMMISSIONER BAKKER: Hey, Judie, --
5 DISTRICT ATTORNEY HERRERA: -- proceed.
6 COMMISSIONER BAKKER: -- are you me- -- aren't -- aren't
7 you going, though?
8 COMMISSIONER ALLAN: I am. But, see, their problem is,
9 is -- is --
10 COMMISSIONER BAKKER: The alternate. It doesn't matter if
11 the alternate's there if the -- the prime commissioner is going.
12 COMMISSIONER ALLAN: No, --
13 CHAIRMAN MILLS: I think this --
14 COMMISSIONER ALLAN: -- because we -- we -- there's not --
15 I mean, we're pushing on quorum.
16 COMMISSIONER BAKKER: Yeah, but the other counties aren't
17 showing up is the problem if you're --
18 COMMISSIONER ALLAN: I know.
19 COMMISSIONER BAKKER: -- showing up.
20 COMMISSIONER ALLAN: Yeah. But I'm j- -- I don't -- I'm
21 addressing our county. I'm not addressing theirs.
22 COMMISSIONER BAKKER: I mean, as long as you're showing up,
23 it doesn't affect us, though. It's -- *
24 COMMISSIONER ALLAN: I'm not --
25 COMMISSIONER BAKKER: -- when you --
26 COMMISSIONER ALLAN: -- saying --
27 COMMISSIONER BAKKER: -- can't make it, you call me and
28 say, Hey, Sean. Can you make it in my stead?
29 COMMISSIONER ALLAN: Right. Right. No, and --
30 COMMISSIONER CLARK: We need --
31 COMMISSIONER BAKKER: So us --
32 COMMISSIONER ALLAN: -- and -- and Frank is usually there
33 too. Frank usually goes.
34 COMMISSIONER BAKKER: But I mean --
35 COMMISSIONER ALLAN: Is -- is I just --
36 COMMISSIONER BAKKER: It's the other counties that aren't
37 making it.
38 DISTRICT ATTORNEY HERRERA: We can't -- we -- there's only
39 certain ones we can replace.
40 COMMISSIONER ALLAN: Well, no, I know that. Is -- is --

1 DISTRICT ATTORNEY HERRERA: No, I'm not arguing with you at
2 all.

3 COMMISSIONER ALLAN: Is -- is just making the -- yes,
4 you're right. There are other counties that representatives
5 don't attend either.

6 Our last meeting we just barely made the quorum. And --
7 and I know it's not usually two commissioners go to some of
8 these meetings.

9 I just didn't know if, you know, if you still --

10 COMMISSIONER WAITS: Okay. So Sean --

11 COMMISSIONER ALLAN: -- wanted --

12 COMMISSIONER WAITS: -- Sean is appointed. And -- and Sean
13 hasn't gone. And so that counts towards -- towards the quorum.
14 And that's what hurts us.

15 So if Sean doesn't want to go, you could ask it to be put
16 on the agenda and just be replaced.

17 COMMISSIONER ALLAN: Yeah. And that's all --

18 COMMISSIONER BAKKER: I remember asking --

19 COMMISSIONER WAITS: Right?

20 COMMISSIONER BAKKER: -- that in January and no one wanted
21 to take my spot. So I'm going to just reiterate that. When we
22 put it back on the agenda, I'm fine with it. But I asked in
23 January for someone to take --

24 CHAIRMAN MILLS: So --

25 COMMISSIONER BAKKER: -- my spot.

26 CHAIRMAN MILLS: -- I have a -- I have a question on this
27 for clarification. Because on the Humboldt River Basin Water
28 Authority, we have two commissioners on that.

29 COMMISSIONER BAKKER: Uh-huh.

30 CHAIRMAN MILLS: And it's not -- it's not an appointed one
31 and an alternate. It's two appointed.

32 COMMISSIONER WAITS: So is this one.

33 CHAIRMAN MILLS: This one's two appointed, not --

34 COMMISSIONER WAITS: Yes.

35 CHAIRMAN MILLS: -- appointed and alternate.

36 COMMISSIONER WAITS: Yes. He's not an --

37 COMMISSIONER ALLAN: Frank is our --

38 COMMISSIONER WAITS: -- alternate.

39 COMMISSIONER ALLAN: -- alternate.

40 COMMISSIONER BAKKER: Frank's been going in my stead,

1 though.

2 COMMISSIONER ALLAN: No, Frank's an alternate.

3 COMMISSIONER BAKKER: Right, but --

4 COMMISSIONER WAITS: Frank's --

5 COMMISSIONER ALLAN: Well --

6 COMMISSIONER BAKKER: -- if I'm not there --

7 CHAIRMAN MILLS: Well, there. That's what --

8 COMMISSIONER BAKKER: -- he's the --

9 CHAIRMAN MILLS: -- alternate --

10 COMMISSIONER BAKKER: -- alternate.

11 CHAIRMAN MILLS: -- is for.

12 COMMISSIONER ALLAN: Yeah.

13 CHAIRMAN MILLS: So --

14 COMMISSIONER ALLAN: Well, okay.

15 CHAIRMAN MILLS: -- if we still have --

16 COMMISSIONER ALLAN: I see.

17 CHAIRMAN MILLS: -- two people from Lander County

18 attending, we still have two vote.

19 COMMISSIONER ALLAN: Yeah, that's true.

20 CHAIRMAN MILLS: Two votes.

21 DISTRICT ATTORNEY HERRERA: And so we're --

22 COMMISSIONER BAKKER: That's not --

23 DISTRICT ATTORNEY HERRERA: -- there.

24 COMMISSIONER BAKKER: -- a Lander County problem. It's

25 a -- the rest of the county's --

26 DISTRICT ATTORNEY HERRERA: Right.

27 COMMISSIONER BAKKER: -- problem.

28 DISTRICT ATTORNEY HERRERA: Yeah.

29 COMMISSIONER ALLAN: Yeah.

30 CHAIRMAN MILLS: It's not --

31 DISTRICT ATTORNEY HERRERA: (Indiscernible.)

32 CHAIRMAN MILLS: -- Lander County that's creating this

33 issue.

34 COMMISSIONER ALLAN: Well, and -- and that was --

35 COMMISSIONER BAKKER: But we can put it on the agenda. I

36 think, Patsy, you would love to take that spot or Art or Doug.

37 COMMISSIONER CLARK: Not Art.

38 COMMISSIONER WAITS: But what? We don't need it.

39 COMMISSIONER BAKKER: So --

40 COMMISSIONER CLARK: Don't volunteer people. I told you

1 before, never volunteer people.

2 COMMISSIONER WAITS: If Frank --

3 COMMISSIONER BAKKER: I mean --

4 COMMISSIONER WAITS: -- is the --

5 CHAIRMAN MILLS: It's like --

6 COMMISSIONER WAITS: -- alternate, --

7 CHAIRMAN MILLS: -- the Army.

8 COMMISSIONER WAITS: -- then --

9 COMMISSIONER CLARK: That is not --

10 COMMISSIONER WAITS: -- we don't need to --

11 COMMISSIONER CLARK: -- a volunteer --

12 COMMISSIONER BAKKER: We really don't.

13 COMMISSIONER CLARK: -- when you dictate.

14 COMMISSIONER BAKKER: I'm just being jo- -- I'm joking,

15 Art.

16 COMMISSIONER CLARK: It's a good thing.

17 COMMISSIONER ALLAN: Okay. Fine. Never mind. We don't

18 need an agenda item.

19 COMMISSIONER BAKKER: Well, we could. Patsy? Doug?

20 KEITH WESTENGARD: That's ten minutes we'll never get back.

21 COMMISSIONER CLARK: Patsy has enough to do.

22 COMMISSIONER BAKKER: Keith?

23 CHAIRMAN MILLS: Good comment.

24 COMMISSIONER BAKKER: Keith can be my proxy. What'd he

25 say?

26 COMMISSIONER WAITS: Thank you.

27 COMMISSIONER BAKKER: I didn't hear him.

28 COMMISSIONER ALLAN: Yeah. Yeah.

29 CHAIRMAN MILLS: That's ten minutes we'll never --

30 COMMISSIONER BAKKER: Maybe --

31 CHAIRMAN MILLS: -- get back.

32 COMMISSIONER BAKKER: -- Keith to start going to some of

33 these. LEPC?

34 COMMISSIONER WAITS: There was something on the agenda --

35 CHAIRMAN MILLS: Hey, we've got till 5:00 o'clock.

36 COMMISSIONER WAITS: They -- they close the doors at

37 5:00 o'clock.

38 There was something in the agenda -- I don't remember. It

39 was last -- last time, could have been the time before last --

40 that we didn't have properly agendized. And I can't remember

1 what it was.
2 But we -- I don't remember it coming back. Does that ring a
3 bell to anybody?
4 KEITH WESTENGARD: Yes. It --
5 COMMISSIONER CLARK: Yeah.
6 KEITH WESTENGARD: -- actually was the HSA stuff that was
7 reworded and brought back this --
8 COMMISSIONER CLARK: Right.
9 KEITH WESTENGARD: -- time. And it'll be --
10 JEANNE FALZONE: And it was taken --
11 KEITH WESTENGARD: -- rethought and reworded again.
12 DISTRICT ATTORNEY HERRERA: Yeah, it was --
13 KEITH WESTENGARD: Yeah, it was the HSA.
14 DISTRICT ATTORNEY HERRERA: The H- -- because we were
15 getting into the HRA --
16 COMMISSIONER WAITS: Okay. No, that wasn't the one. There
17 was --
18 KEITH WESTENGARD: That was the --
19 COMMISSIONER WAITS: -- a different one, not -- not the
20 HSA. It was something else. And I can't remember what it is.
21 KEITH WESTENGARD: Well, we got into HR- -- HSAs and F-.
22 CHAIRMAN MILLS: FSAs --
23 COMMISSIONER WAITS: Maybe I'll have to --
24 CHAIRMAN MILLS: -- and --
25 COMMISSIONER WAITS: -- wait for --
26 CHAIRMAN MILLS: -- HRAs.
27 COMMISSIONER WAITS: -- the -- have to wait for the minutes
28 and read it and see it.
29 COMMISSIONER BAKKER: Patsy's talking about the tribe and
30 the -- the Nevada museum --
31 UNIDENTIFIED PARTICIPANT: Museum.
32 COMMISSIONER BAKKER: -- lighting.
33 COMMISSIONER WAITS: Yes. Yes.
34 KEITH WESTENGARD: Right.
35 COMMISSIONER WAITS: Thank --
36 KEITH WESTENGARD: Yes.
37 COMMISSIONER WAITS: -- you.
38 KEITH WESTENGARD: That was it.
39 COMMISSIONER WAITS: I couldn't think of --
40 COMMISSIONER CLARK: Right.

1 COMMISSIONER WAITS: -- it.
2 COMMISSIONER CLARK: And the --
3 KEITH WESTENGARD: We're not --
4 COMMISSIONER CLARK: -- artifacts.
5 KEITH WESTENGARD: -- ready for the --
6 COMMISSIONER BAKKER: Uh-uh.
7 COMMISSIONER WAITS: No. We -- we talked about writing a
8 letter to the state. And we had it on the agenda that we were
9 going to write a letter to BLM.
10 COMMISSIONER BAKKER: Right. And it needs to be the state
11 museum.
12 COMMISSIONER WAITS: Yes. So --
13 COMMISSIONER CLARK: Right.
14 COMMISSIONER WAITS: -- we need to -- I knew --
15 COMMISSIONER CLARK: That's what --
16 COMMISSIONER WAITS: -- thank you.
17 COMMISSIONER CLARK: -- it was.
18 COMMISSIONER BAKKER: Yeah.
19 COMMISSIONER WAITS: I just --
20 KEITH WESTENGARD: We're not ready -- we're not ready to
21 move forward yet on that.
22 COMMISSIONER BAKKER: No.
23 KEITH WESTENGARD: Okay.
24 COMMISSIONER BAKKER: We'll wait. We'll give it a minute.
25 CHAIRMAN MILLS: Okay.
26 KEITH WESTENGARD: Okay.
27 CHAIRMAN MILLS: But we can remember to at least mark that
28 one down now.
29 COMMISSIONER BAKKER: Yeah. You're not going crazy, Patsy.
30 I remembered that too.
31 COMMISSIONER CLARK: Yeah.
32 CHAIRMAN MILLS: And that's --
33 COMMISSIONER BAKKER: Maybe we'll hit it at the next agenda
34 setting.
35 CHAIRMAN MILLS: And that's five minutes you're never going
36 to get back.
37 COMMISSIONER CLARK: We need to put that -- do we need to
38 put my swing request on the agenda?
39 KEITH WESTENGARD: I think we can just buy them, Art. But
40 we certainly -- we can put it on there if you'd --

1 COMMISSIONER CLARK: It's up --
2 KEITH WESTENGARD: -- like.
3 COMMISSIONER CLARK: to you.
4 KEITH WESTENGARD: Okay.
5 COMMISSIONER CLARK: I'll make a motion --
6 CHAIRMAN MILLS: I can't think --
7 COMMISSIONER CLARK: -- to --
8 CHAIRMAN MILLS: -- of any other --
9 COMMISSIONER CLARK: -- adjourn.
10 COMMISSIONER BAKKER: No, no.
11 COMMISSIONER WAITS: No, we need --
12 COMMISSIONER BAKKER: We've got to do --
13 COMMISSIONER WAITS: -- public --
14 COMMISSIONER BAKKER: -- public --
15 COMMISSIONER WAITS: -- comment.
16 COMMISSIONER BAKKER: -- comment.
17 COMMISSIONER CLARK: There's nobody here that --
18 CHAIRMAN MILLS: Okay.
19 COMMISSIONER CLARK: -- wants to talk.
20 COMMISSIONER BAKKER: I need to get my kids.
21
22

23 **PUBLIC COMMENT**
24

25 CHAIRMAN MILLS: Public comment for nonagendized items
26 only.

27 Persons are invited to submit comment in writing and/or
28 attend and make comment on any nonagenda item at the board
29 meeting, if any, and discussion of those comments at the
30 discretion of the board. All public comment may be limited to
31 three minutes per person, again at the discretion of the board.
32 Reasonable restrictions may be placed on public comment based
33 upon time, place, and manner, but public comment based upon
34 viewpoint may not be restricted.

35 Do we have any public comment?

36 You've waited this long. You've been here all day. Come on.

37 UNIDENTIFIED PARTICIPANT: No, you're doing fine.

38 CHAIRMAN MILLS: All right.

39 Keith almost had one.
40

1
2 **ADJOURNMENT**
3

4 CHAIRMAN MILLS: Motion to adjourn?

5 COMMISSIONER BAKKER: Art?

6 COMMISSIONER CLARK: Second.

7 CHAIRMAN MILLS: All in favor?

8 COMMISSIONER BAKKER: Aye.

9 COMMISSIONER ALLAN: Aye.

10 CHAIRMAN MILLS: See you later.

11 COMMISSIONER BAKKER: Austin?

12 COMMISSIONER WAITS: Aye.

13 COMMISSIONER BAKKER: Okay.
14
15
16
17
18

19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40



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

ATTEST:



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.