

The Honorable Board of Lander County Commissioners met in regular session in the Commission Chambers of the Lander County Courthouse in Battle Mountain, Nevada on September 13, 2012 at 9:00 a.m.

PRESENT: DEAN BULLOCK, COMMISSIONER
BRIAN GARNER, COMMISSIONER
DAVID MASON, COMMISSIONER
ANGIE ELQUIST, DISTRICT ATTORNEY
GENE P. ETCHEVERRY, EXECUTIVE DIRECTOR
ROGENE HILL, FINANCE
SOVIEDA ROBINSON, HUMAN RESOURCES
SADIE SULLIVAN, COUNTY CLERK
CATHY MYERS, DEPUTY CLERK

ABSENT: STEVEN STIENMETZ, COMMISSIONER
RAY H. WILLIAMS JR., COMMISSIONER

9:00 A.M.

Commissioner Bullock called the meeting to order.

Let the record reflect a quorum of three Commissioners.

Commissioner Garner led the Pledge of Allegiance.

Let the record reflect the presence of Austin via telephone conference.

APPROVAL OF AGENDA NOTICE

The Notice of Posting was reviewed and found to be in order. Commissioner Garner moved to approve the Notice of Posting. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

APPROVAL OF MINUTES

August 23, 2012 – Regular Session

Commissioner Garner moved to approve and accept the minutes of August 23, 2012 regular session. Seconded by Commissioner Mason, the motion was voted and carried.

APPROVED

COMMISSIONER REPORTS

Commissioner Mason reported on his attendance on September 6, 2012 of the BLM Public Lands Council Meeting in Winnemucca at the Convention Center. Commissioner Mason read a few excerpts from a letter written by Ira Hansen talking about the need for cattle grazing to help prevent wild fires. He also reported on the Planning Commission Meeting held on September 12, 2012 where the sewer infrastructure expansion was presented. The Planning Board, with a full vote, wants to hold a joint meeting with the Lander County Commissioners.

Commissioner Bullock reported a meeting he attended on August 27, 2012 with NDOT and Summit Engineering regarding the Interstate and the levee project. He stated NDOT's hesitancy is financing, so this will be brought before the Board to subsidize. He also reported on his attendance of the LEDA meeting on September 5, 2012 where they discussed the continuation of the agreement with Eureka County and White Pine County on the new Economic Authority. They also had a presentation on new housing.

STAFF REPORTS

Executive Director, Gene Etcheverry, reported on the meeting he attended, with Chairman Bullock and NDOT. On September 10, 2012, official notice was given to proceed on the Austin Loneliest Highway Visitor's Center. Mr. Etcheverry hopes to get the request for proposals out the first week in October 2012. Conditional approval was received from the State Historic Preservation Office with the condition that a plaque be placed, somewhere on the Visitor's Center, related to stone construction of buildings in Austin. Mr. Etcheverry also stated, at the next Commission meeting, they will entertain the request from the Yomba Tribe to substitute one of the interpretive panels to reflect Native American Culture.

PAYMENT OF THE BILLS

Jane Bianchi presented the Board with bills to be ratified.

O.P.I.

Commissioner Garner moved to ratify check #41795 in the amount of \$9,097.29 to O.P.I. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

DAVID J. CORMANY

Commissioner Garner moved to ratify check #41810 in the amount of \$580.87 to David J. Cormany. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

SHAW ENGINEERING

Commissioner Garner moved to ratify check #41832 in the amount of \$11,845.74 to Shaw Engineering. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

GRACE POWRIE

Commissioner Garner moved to rarify check #14825 in the amount of \$498.61 to Grace Powrie. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

ZOIE M. WILLIAMS

Commissioner Garner moved to ratify check #41800 in the amount of \$97.65 to Zoie M. Williams. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

HUMBOLDT COUNTY TREASURER

Commissioner Garner moved to ratify check #41787 in the amount of \$154,247.00 to Humboldt County Treasurer. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

CHASE CARD SERVICES

Commissioner Garner moved to ratify check #41780 in the amount of \$1,009.61 to Chase Card Services. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

Commissioner Garner moved to approve check #41857 thru check #41861, check #41863 thru check #41872, check #41875 thru check #41911, and in addition check #41913 thru check #41937, excluding four checks. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

Let the record reflect checks #41912 (Commissioner Mason) , #41873, #41847 (Commissioner Bullock) and #41862 (Commissioner Garner) were not approved at this time due to not enough members of the Board present to vote. They will be ratified in the September 27, 2012 Commission meeting.

PAYROLL CHANGE REQUESTS

1. Employee Change Request for employee number 133, Successful Completion of Six-Month in Position, Building and Planning Tech, \$1,436.04 bi-weekly, effective August 20, 2012.

Commissioner Garner moved to carry the six month position. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

PUBLIC COMMENT

No Public Comment

FINANCE

- 1) Discussion For Possible Action Regarding Budget Review, Contracts, Financial Update & Other Matters Properly Relating Thereto: Executive Director, Gene Etcheverry, updated the Board that the onsite audit will resume the week of September 17, 2012. The Finance Department has been busy getting ready for the onsite portion of the annual audit for FY 2011-2012. Mr. Etcheverry stated, after looking over the financial reports through end of August, we are on track for expenditures. Mr. Etcheverry is also working with Ms. Hill on contracts that are not coming through, mainly with respect to payments.

ROAD & BRIDGE SOUTH

- 2) Discussion & Update On Road & Bridge South Projects & Other Matters Properly Related Thereto: Burt Ramos, Road and Bridge South, updated the Board that Kingston washed out again. They have spent another two weeks cleaning up. Mr. Ramos stated the newly paved roads held up against the flooding.

Mr. Ramos also reported on the building swap with NV Energy. He stated that NV Energy wants to cohabitate. NV Energy doesn't want to take the existing building because their environmental side of their program wants another environmental study. Mr. Ramos doesn't want to pay a few more thousand dollars for more environmental stuff on property, which is Lander County's, for someone else to use. Mr. Ramos talked to the Fire Chief in Austin and they think, if NV Energy doesn't take the building, the Volunteer Fire Department could take the existing building. He also suggested the Fire House could be turned into the Ambulance Barn. There was discussion regarding the

lease with NV Energy. Mr. Ramos also suggested letting NV Energy take the current Ambulance Barn. **UPDATE ONLY**

ROAD & BRIDGE NORTH

- 3) **Discussion & Update On Road & Bridge North Projects & Other Matters Properly Related Thereto:** Donnie Negro, Road and Bridge North, updated the Board on the progress of the paving. Mr. Negro also reported, with the change order approved in the previous meeting, more street have been added. They have included the Golf Course and the Landfill. They have been working with Mr. Ramos on the use of the weed beater. He is hoping after this meeting Battle Mountain will have their own. **UPDATE ONLY**
- 4) **Discussion For Possible Action Regarding Award Of Bid For A New Tandem Axel Conventional Style Tractor & Other Matters Properly Related Thereto:** Donnie Negro, Road and Bridge North, stated the bids were opened on September 12, 2012. After reviewing them the low bid was a Peterbilt. However, with the options Peterbilt wanted to add on, the Kenworth was cheaper. Mr. Negro recommended going with the Kenworth from Kenworth Sales Company for a brand new 2013 tractor truck. Mr. Negro explained the options from Peterbilt that affected the bid amount.

Commissioner Garner moved to approve Kenworth Sales Company, for the bid amount of \$114,253.00. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

- 5) **Discussion For Possible Action Regarding Award Of Bid For A Track Loader With Attachments & Other Matters Properly Related Thereto:** Donnie Negro, Road and Bridge North, stated this is a track loader and the attachments are a weed beater, a weed mower on the front and an auger. The lowest bid was Cashman Equipment, but it didn't meet the bid spec. The others didn't meet the specs either. The ones that did meet the specs where the Cashman 299DXP and the weed beater meet the specs as well. There was \$2,000.00 difference between Cashman with a CAT and Pape' Machinery with a John Deere. Mr. Negro's recommendation was for the CAT because it was the better buy.

Commissioner Garner moved to accept the Cashman 299DXHP in the amount of \$73,048.00. Seconded by Commissioner Mason, the motion was vot4ed and carried. **APPROVED**

PUBLIC WORKS

- 6) Discussion & Update On Public Works Projects & Other Matters Properly Related Thereto: Jake Edgar, Public Works Foreman, updated the Board on the pre-bid conference for the Fourth, Fifth and Sixth alleys and it should be going out to bid shortly. He also reported that well #7 is completely down. It ate itself up just like well #8 did. Representatives of Western Nevada Supply did some testing as well as representative from Interflow.

Commissioner Garner asked if it was still computer issues. Mr. Edgar replied that it was pump issues and explained what the issues are believed to be.

Commissioner Garner asked if we were back on city water. Mr. Edgar stated, we are on both and blending the water with well #8. Mr. Edgar told the Board he did not want to go with the same pump company when they fix wells #7 and #8.

Commissioner Garner asked Steve Brigman of Shaw Engineering if he was on site when the pumps were installed. Mr. Brigman said the installation didn't happen in one day but he was on site. Commissioner Garner asked where the reports were. Mr. Brigman stated the installation was a text book installation. Commissioner Garner asked why it was failing then. Mr. Brigman answered by saying that was the million dollar question. Commissioner Garner replied it is a seven million dollar question.

Mr. Edgar reminded the Board of the Rodeo this weekend. They did weeds and he is hoping to see some stuff on the playground equipment soon. They are also getting ready to trim some trees.

Commissioner Garner asked if the water faucet in the park was fixed. Mr. Edgar said it wasn't and explained why it wasn't yet but it will be. Commissioner Garner suggested putting it next to the curb and putting a concrete thing around it so when it gets left on the water can go out into the street instead of flooding the park. UPDATE ONLY

- 7) Discussion For Possible Action Regarding Presentation By Lander County Engineer Steve Brigman Of Shaw Engineering Concerning Update On Water Projects & Project To Locate Third Well For The Battle Mountain Water & Other Matters Properly Related Thereto: Steve Brigman, Shaw Engineering, stated the plan was to discuss the third well. Dwight Smith, Interflow Hydro Geology, is the Hydro Geologist on this project and has a presentation for the Board.

Mr. Brigman explained well #7 and well #8 were text book installations. Flow Way is a well know and well respected American Manufacturer. The pump was certified in the

field by Flow Way at the time of installation. However, the performance of these two wells has never been there. Mr. Brigman said they are zeroing in on the problem being the pump, but there are other issues with the aquifer that could be affecting this as well. They won't know what caused well #7 to fail until they pull the pump out of the ground. Mr. Brigman also stated both wells were running full power 24/7 to keep up with the demands of July and August. He feels this is the reason a third well is needed.

Commissioner Bullock stated the pumps should be able to handle that kind of demand.

Mr. Brigman stated when well #8 went down they were told it was improper shaft alignment or setting. Commissioner Garner asked who told them that. Mr. Brigman answered by saying the contractor. Carson Pump installed it and Legacy Construction was the contractor. The pump was replaced and reinstalled at no cost to the County. Mr. Brigman believes the reason well #7 has gone down is due to problems with the bowls and impellers. Well #8 was dead head tested in early July and it was on its curve and another test was done on September 4, 2012 and it looks to be off its curve now. Mr. Brigman said it is probably a pump problem causing the curve to be off. The pumps don't seem to be doing the job and air could be in there causing the issues. Mr. Brigman stated it is impractical for air to be in there but is one other source that needs to be eliminated.

Commissioner Garner asked if all of this shouldn't have been eliminated during the engineering of this system. Mr. Brigman answered no and he didn't know what they could have done different. Commissioner Garner stated when this was engineered it was for two wells. Now they are talking three and aquifers.

Commissioner Garner asked what the warranty on the pumps is. Mr. Brigman answered the warranty is up.

There was some discussion on the different theories that has caused the problems with the wells and pumps, what can be done to find the problem and going with another pump company.

Commissioner Garner suggested getting legal involved and have them start pulling bonds. They need to figure out who is at fault and on what. Commissioner Garner said the citizens of this County should not be paying for this and feels they should have gone with a treatment plant.

There was more discussion on doing a third well and figuring out the issues with the first two before a third well is constructed.

Mr. Edgar asked the Board if it was their desire to go with a different pump company, and said he would like to go with Western Nevada. They will do their own report when they pull well #7.

Commissioner Garner moved to pull the pump and if it's junk go with a different pump company and have Jake provide the Board with a couple of different varieties or flavors of what they can put on the agenda within the emergency situation they are faced. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

Steve Brigman, Shaw Engineering, stated they have been busy getting well #3 (also known as well #9) going. They have been looking at geology, site selection and aquifer evaluation. Mr. Brigman reviewed other steps that have been done for this well.

Mr. Smith gave the Board a brief overview of what he has looked at on the locations he is suggesting to explore for the third well for the Lander County water system. Mr. Smith provided a map showing the two sites he is recommending, listed as A and B on the map. His preference would be site A and he explained why he prefers this sight.

There was discussion on the depth of drilling for the test wells and why other sites were not chosen. There was also discussion of water quality and where arsenic in the water could become an issue. There was some discussion about putting a well on Hilltop.

Mr. Smith informed the Board their plan was to get the Drilling Contractor out in October so they can report back to the Board early in November. **NO ACTION-UPDATE ONLY**

- 8) **Discussion For Possible Action Regarding The Possibility Of Hiring A Student Helper At \$13.50 Per Hour To Assist The Battle Mountain Water & Sewer Department In Completing The Meter & Transponder Project & Other Matters Properly Related Thereto:** Jake Edgar, Public Works Foreman, addressed the Board with his intent to discuss hiring a summer student that came from Barrick to work on the transponder project. Mr. Edgar was going to try to pay the wages out of his special projects fund. He asked to defer this item until he could talk with Rogene in Finance to make sure the federal income tax and things are correct.

Commissioner Garner moved to defer this item. Seconded by Commissioner Mason, the motion was voted and carried. **DEFERRED**

TREASURER

- 9) Discussion For Possible Action Regarding Approval/Disapproval Of E-Payment Services Agreement Between Lander County & Point And Pay LLC; Authorization For The Lander County Treasurer To Sign The Agreement; & Other Matters Properly Related Thereto: Executive Director, Gene Etcheverry, stated the Treasurer, Grace Powrie, requested this item to be deferred.

Commissioner Bullock deferred this item. **DEFERRED**

PUBLIC HEALTH NURSE

- 10) Discussion For Possible Action Regarding Request From The Lander County Public Health Nurse To Block Off Palmer Street For The Point Of Dispense (P.O.D.) Immunization Exercise Scheduled October 6, 2012 & Other Matters Properly Related Thereto: Brenda Keller, Lander County Community Health Nurse, addressed the Board and talked about the success of the P.O.D. (Point of Dispense) last year where free flu shots were given. Rita Newgard is organizing this year's P.O.D. and the goal is to give it to someone different every year so other people have firsthand knowledge on how to run these exercises.

Rita Newgard provided a map to the Board showing them the route for the P.O.D. and the roads they would like to block off during the exercise.

Commissioner Garner moved for the Commission to approve the request of the Lander County Health Nurse, Brenda Keller, to block off Palmer Street during the Point of Dispense (P.O.D.) immunization exercise scheduled for Saturday, October 6, 2012. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

Ms. Keller stated they gave over 670 vaccines last year. They asked for 800 this year but the amount was cut. However, they did get confirmation they will be receiving 750 doses. They need about 35 volunteers to make this P.O.D. successful. Ms. Keller reminded the Board this is not just a flu vaccine it is an exercise for emergency preparedness.

BUILDING DEPARTMENT

- 11) Discussion For Possible Action Regarding Approval/Disapproval Of The Independent Building Inspector Agreement Between Lander County Building Department & Guy Rock For Building Inspection Services In Southern Lander County & Other Matters Properly Related Thereto: Executive Director, Gene Etcheverry, informed the Board that

Joe Lindsey, Building Department, will discuss this issue with them. He also stated the proposed agreement has been reviewed and is legally ok to go forward if that is the pleasure of the Board.

Joe Lindsey, Building Department, addressed the Board and explained that Mr. Rock has been a part-time employee for about six year. Mr. Rock has had no retirement or insurance benefits. Mr. Rock informed Mr. Lindsey a few months ago that he was considering ending his job with Lander County and going back to work full-time in Las Vegas. Mr. Lindsey would hate to see the County loose Mr. Rock and he has been a great asset to the southern part of the County. Mr. Lindsey offered Mr. Rock a contract as an Independent Building Inspector. It would be similar to a work order system but on an inspection type basis. Mr. Lindsey said he didn't think Mr. Rock would be paid a whole lot more then he is right now due to the amount of work being done in the southern end of the County. Mr. Rock would be responsible for his own insurance and bonding.

Commissioner Garner asked what the contract would be giving Mr. Rock. Mr. Lindsey replied it doesn't give him anything, but it allows the County to keep him as an employee.

There was discussion on the terms of the contract.

Pat Waits, of Austin, questioned why the Board didn't put the word out and give others, who may have those qualifications, a chance to come forth and might be licensed or be able to assist the County in this situation.

Mr. Lindsey says they have not gone out, but Mr. Rock has been with the County for six years and he does have the certifications.

Commissioner Garner said he doesn't have a problem using Mr. Rock, but he doesn't see the need for a contract.

Commissioner Bullock stated when they hired another person for Mr. Lindsey it was to free him up to do those inspections. He has a big issue paying \$70 verses \$15 or \$16. Mr. Lindsey said it only freed up here (in Battle Mountain) and he doesn't want Mr. Rock leaving so offering the contract keeps him on line for his services.

Ms. Waits asked if this would need to be advertised. Mr. Lindsey replied they are not really hiring anyone they are just trying to maintain an employee.

Commissioner Mason moved to defer until another meeting. Seconded by Commissioner Garner, the motion was voted and carried. **DEFERRED**

COMMISSIONERS

- 12) **Discussion For Possible Action Regarding Approval/Disapproval Of Agreement Between Lander County & Scott Bullock, Bullock Mechanical, For Lease Of The Storage/Maintenance Shop Facility "Old Battle Mountain Water & Sewer Yard" Located At 145 West Third Street, Battle Mountain, Nevada & Other Matters Properly Relate Thereto:** Commissioner Bullock stated this item will be deferred because there is not a quorum to vote on this.

Commissioner Garner moved to defer. Seconded by Commissioner Mason, the motion was voted and carried. **DEFERRED**

- 13) **Discussion For Possible Action Regarding Approval/Disapproval Of Agreement Between Lander County & Tholl Fencing, Inc., In the Amount Of \$140,501.16, For The Battle Mountain Raceway Project & Other Matters Properly Related Thereto:** Executive Director, Gene Etcheverry, said they have had a request for this item to be deferred.

Commissioner Bullock deferred this item. **DEFERRED**

- 14) **Discussion For Possible Action Regarding Approval/Disapproval Of Agreement Between Lander County & Nelson Electric, In The Amount Of \$418,000.00, For The Battle Mountain Raceway Lighting Project & Other Matters Properly Related Thereto:** Commissioner Bullock said this item it to be deferred. **DEFERRED**

- 15) **Discussion For Possible Action Regarding Placement Of Permanent Public Restroom Facilities At Various Sites In Lander County Now Serviced By Rented, Portable Units & Other Matters Properly Related Thereto:** Executive Director, Gene Etcheverry, stated they do rent portable units. Even for some of the venues that have restrooms in place.

Commissioner Garner explained, at events, they have to have so many units for the number of people in attendance. He stated at the raceway they have had twelve, but since the permanent restrooms have been put in they have had six in the pit.

Commissioner Bullock explained he doesn't have an issue renting the units for the events. His issue is putting them out at the sports complex when a restroom facility is right there. Commissioner Bullock asked why we were paying \$150 a month when there

was a restroom right there just need to be unlocked. If they need to be repaired then repair them.

Jake Edgar, Public Works Foreman, explained that the bathrooms are winterized when fall soccer starts. There are a number of people who have keys to those restrooms and they help themselves to the restrooms. The restrooms then have to be cleaned and re-winterized.

There was discussion of keeping the restroom open and figuring a way to keep the water from freezing during the winter months. They also discussed timed locks and key code locks for the restroom facilities. **NO ACTION-DISCUSSION ONLY**

YUCCA MOUNTAIN REPOSITORY PROGRAM

- 16) **Discussion For Possible Action Regarding The FY 2012-2013 Yucca Mountain Project Summary Of Proposed Activities & Program Plan & Other Matters Properly Related Thereto:** Rex Massey provided a program plan to the Board that covers everything they do for the Yucca Mountain Project from October 1, 2012 through November 30, 2013. Mr. Massey explained there was a change to the plan that talks about closing certain elements of the project and suspending certain activities due to uncertainty of where the project may be going. Mr. Massey also explained this project operates under roll over funds not tax dollars.

Commissioner Garner moved to accept and approve the Fiscal Year 2012-2013 Yucca Mountain Project Summary of Proposed Activities and Program Plan. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

- 17) **Discussion For Possible Action Regarding Update & Progress Report On The Yucca Mountain Program & Other Matters Properly Related thereto:** Rex Massey provided the Board with a presentation and update on the activities for the Yucca Mountain Program. Three important ruling were made this year from the Nuclear Regulatory Commission and the Appeals Court on the waste confidence ruling and licensing. Mr. Massey explained these rulings. He also talked about the Blue Ribbon Commission's Recommendation. Mr. Massey talked about the review of the Emergency Response capabilities done by Keith Westengard, and said the results of a survey should be done this spring. A survey was done in Lander County and people were asked if they were in favor of the Yucca Mountain Project and this year 56% of the response said they were in favor of the project, and 75.9% of response supports the continuation of licensing.

The Yucca Mountain Project has their own GIS and they are trying to figure out what they can do with all the information and where they can transfer it to. The report on the GIS will be coming out in a few weeks. The Annual Base Line Report has just been finished which is a Base Line Report on the conditions in Lander County. They will be starting on a Lessons Learned Report that documents Lander County's involvement and views on the Yucca Mountain Project over the past ten years. Mr. Massey reviewed the oversight activities they engage in or have been involved in. NO ACTION-UPDATE ONLY

COMMISSIONERS

- 18) Discussion For Possible Action Regarding Approval/Disapproval Of Resolution No. 2012-19, A Resolution For The FFY 2013 Elections For National Forest Related Safety-Net Payments (Secure Rural Schools Act) & Other Matters Properly Related Thereto: Executive Director, Gene Etcheverry, addressed the Board and stated this is the Resolution that needs to be passed in order for the County to receive Safety Net Payments under the Secure Rural Schools and Community Self Determination Act of 2000. Mr. Etcheverry explained how the funds must be used and how they can be allocated between the three "Title" Funding Programs.

Mr. Etcheverry reviewed a portion of the resolution with the Board on how the funds will be allocated, and also stated this is for a one year renewal of the Secure Rural Schools Act.

Commissioner Garner moved for the Commission to pass and adopt Resolution No. 2012-19, a Resolution for FFY 2013 Election Forest Related Safety-Net Payments (Secure Rural Schools Act). Seconded by Commissioner Mason, the motion was voted and carried. APPROVED

EXECUTIVE DIRECTOR

- 19) Discussion For Possible Action Regarding Ratification Of Selection Of CORE As Construction Manager At Risk (CMAR) Firm & Presentation By CORE On The Lander County Courthouse/Administration Building Project & Other Matters Properly Relating Thereto: Executive Director, Gene Etcheverry, reported the Building Committee met on September 6th and all three finalists, CORE, Q&D Construction and Turner Construction, gave interviews on their written proposals. CORE Construction Company was selected to perform CMAR Services for our Courthouse/Admin Building. If it is the pleasure of the Board, they need to ratify that selection.

Commissioner Garner moved for the Commission to accept the presentation of CORE Construction and ratify the selection by the Lander County Courthouse/Administration Building Project Team of CORE Construction to provide Construction Manager at Risk (CMAR) services for the Courthouse/Administration Building Project. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

Jim Miller, Director of Operations for CORE Construction, introduced himself to the Board. He will be a common link throughout the entire project, through the preconstruction and the construction process. He will be the lead in preconstruction and the construction phase. There will be a field office on the construction site and they will be occupying a space in an office building.

Marty Mitcham, Pre-Construction of CORE Construction, introduced himself and explained his duties on the project. His goal is to deliver what Lander County needs in the Courthouse/Administration Building but coordinating with the constituents and the design team. He manages the budget through estimating.

Seth Maurer, Vice President CORE Nevada, introduced himself and provided the Board with some information on CORE Construction. He stated CORE has been in business for 75 years and provided a bit of history of CORE Construction. Mr. Maurer stated they only build Public Buildings. He will be at Design Build and said they are here to serve the County (the Client). **NO ACTION-DISCUSSION ONLY**

20) Discussion For Possible Action Regarding Request From The World Human Powered Speed Challenge To Block Off Humboldt Street From West Fifth Street To West Second Street From 12:00 P.M. To 2:00 P.M. On Friday, September 14, 2012 For The Drag Race Event & Other Matters Properly Related Thereto: Commissioner Garner asked who requested this. Executive Director, Gene Etcheverry, replied he did and said normally they don't do this. However, if this event falls close to a Commission meeting they like to put it on the agenda.

Commissioner Garner said they could extend to his car wash parking lot for staging or whatever they might need.

Commissioner Garner moved for the Commission to grant the request of the organizers of the World Human Powered Speed Challenge to block off Humboldt Street from West Fifth Street to West Second Street from 12:00 p.m. to 2:00 p.m. on Friday, September 14, 2012 for the drag race event. Seconded by Commissioner Mason, the motion was voted and carried. **APPROVED**

BOARD APPOINTMENTS

21) Discussion For Possible Action Regarding Appointment Of Yvette Hacker To The 2012-2013 Category 3 Battle Mountain Livestock Events Center Advisory Board & Other Matters Properly Related Thereto: Executive Director, Gene Etcheverry, said they did receive a letter of interest requesting appointment of Yvette Hacker to the 2012-2013 Battle Mountain Livestock Events Center Advisory Board vacancy.

Commissioner Garner moved for the Commission to appoint Yvette Hacker to a vacant seat on the 2012-2013 Category 3 Battle Mountain Livestock Events Center Advisory Board. Seconded by Commissioner Mason, the motion was voted and carried.
APPROVED

COMMISSIONERS

22) Correspondence/Reports/Potential Upcoming Agenda Items:

The Board reviewed the following correspondences that are retained in the Clerk's Office:

1. MICHAEL TRUDEN, BUREAU OF LAND MANAGEMENT, to Reader, letter regarding Decision Record and Finding of No Significant Impact for the Environmental Assessment prepared for the Adelaide Mine Exploration Project proposed by Golden Predator Mines US, Inc.
2. STEVE FISCHENICH, NEVADA DIVISION OF ENVIRONMENTAL PROTECTION, to Chris Benna, GE Transport, letter regarding GE Transport, Release of Diesel Fuel, Highway 50, two miles east of Austin Summit, NDEP Spill/Complaint # 12603-01.
3. W. TODD SUESSMITH, JR., NEVADA DIVISION OF ENVIRONMENTAL PROTECTION, to Kimberly A. Wolf, Barrick Gold North America, Inc., letter regarding BMRR approval of Barrick Cortez Inc.'s revised Horse canyon/Cortez Unified Exploration Project Revised Plan of Operations dated August 2012, Reclamation Permit 0159, BLM Case No. NVN-066621.
4. W. TODD SUESSMITH, JR., NEVADA DIVISION OF ENVIRONMENTAL PROTECTION, to Kimberly Wolf, Barrick Cortez, Inc., letter regarding BMRR approval of the Revised 2011 Amendment for Barrick Cortez Inc.'s Pipeline/Cortez Hills Expansion Project Plan of Operations (PoO) dated August 2012 for the Cortez Hills Pit East High Wall Setback, Revised Reclamation Permit 0093, BLM Case No. NVN-067575.

5. US FISH & WILDLIFE SERVICE, NEVADA FISH & WILDLIFE OFFICE, to Lander County Board of Commissioners, postcard announcing that twelve (12) month status review of four (4) Great Basin butterflies finds listing not warranted.
6. US NUCLEAR WASTE TECHNICAL REVIEW BOARD, press release announcing NWTRB Meeting to focus on SNF and HLW Packaging, Transportation and Disposition.
7. CHRISTOPHER J. COOK, BUREAU OF LAND MANAGEMENT, to Interested Parties, letter regarding planning effort to reduce hazardous fuel loading and create a defensible buffer from catastrophic wildfire in and around Battle Mountain.
8. HUMBOLDT-TOIYABE NATIONAL FOREST, Information Briefing Paper dated September 5, 2012, "Geothermal Leasing Final Environmental Impact Statement (FEIS) on the Humboldt-Toiyabe National Forest (HTNF)".

PUBLIC COMMENT

No Public Comment.

ADJOURNMENT

There being no further business before the Board at this time, Commissioner Garner moved to adjourn the meeting of September 13, 2012. Seconded by Commissioner Mason, the motion was voted and carried. **ADJOURNMENT.**



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.