



Board of Mineral County Commissioners

Hawthorne, Nevada

March 7, 2018

The Honorable Board of Mineral County Commissioners met this day in a regular session with the following people present:

Honorable Garth Price	Chairman
Honorable Jerrie Tipton	Vice-Chairman
Honorable Chris Hegg	Member
Honorable Christopher Nepper	Clerk-Treasurer
Honorable Sean Rowe	District Attorney

1. Pledge of Allegiance and Safety Message

Pledge of Allegiance was led by Commissioner Price

Safety Message - None

2. Public Comment – Mr. Bergeron asked if both public hearings were for the same thing.

3. Approval of Agenda/Necessary Changes

Item 20 was removed from the Agenda

Item 11-14 continued to next meeting

Item 23 & 24 was going to be addressed out of order

Time Specific 5:30 agenda item was for title 17 zoning

No RTC meeting

Public Comment: None

A MOTION WAS MADE BY Commissioner Price, seconded by Commissioner Hegg and unanimously carried by the Board to approve the changes to the agenda as presented.

4. Accounts Payable Vouchers, Credit Card Approval Form Requests, Capital Outlay Purchase Orders and Auditor's Cash Report by Fund presented for review, discussion and possible action.

Accounts Payable Vouchers were presented for review

5. Reports and Correspondence

Thank you note from Bailey Pena, Mineral County Senior Class President.

6. Minutes of – February 21, 2018 for review and possible action.

Minutes of February 21, 2018 was presented for review.

Public Comment: None

A MOTION WAS MADE BY Commissioner Price, seconded by Commissioner Hegg and unanimously carried by the Board to approve the Minutes of February 21, 2018 with changes as presented.

7. Business License Applications – The following applications will be presented for discussion and possible action. (Public comment following each application):

A. **Anthony Kawchack;** Kawchack Pump & Well; PO Box 901, Minden, NV 89423; New Applicant

Public Comment: None

A MOTION WAS MADE BY Commissioner Price, seconded by Commissioner Hegg and unanimously carried by the Board to approve the business license application of Kawchack Pump & Well.

8. Honorable Randy Adams, Sheriff – For consideration and possible action relative to purchasing a

new 911 system.

Mr. Adams provided a cost estimate for a new 911 system; said he had talked to AT&T regarding a hosted E911 system; the system would cost about \$50,000; the 911 surcharge should bring in \$48,000; the Board advised discussing further during budget hearings.

9. **Craig Tippens, Chief Juvenile Probation Officer** – For consideration and possible action relative to Interlocal Agreement/Contract to detain Juveniles with Elko County.

Nicole Mathias advised the contract was the same as the contract they had with Teurman Hall, it was backup in case they had to use Elko.

Public Comment: None

A MOTION WAS MADE BY Commissioner Price, seconded by Commissioner Hegg and unanimously carried by the Board to approve the Interlocal Agreement/Contract with Elko County.

10. **Wanda Nixon, Health Nurse** – For consideration and possible action relative to the Mineral County Board of Health Review and modify Board membership. Review and revise current by- laws of the Mineral County Board of Health.

Ms. Nixon asked how to get a Health Board activated.

Mr. Rowe advised he would create an ordinance for the next meeting.

The Board requested placing item on with the budget hearing to be read ordinance by Title only.

Ms. Nixon advised the board members should consist of the District Attorney and the Commissioners. Ms. Nixon would like to expand the members to include one from the Hospital and Sheriff's office. She would like it to be a functioning Board within a year; would like to ask for a line item in the budget for a \$1,000 for publications; she asked about creating By-laws.

Commissioner Tipton stated the \$1,000 could come out of the commissioner budget.

Mr. Rowe advised waiting for the first meeting to discuss by-laws; discussion ensued regarding when to hold the meeting.

Ms. Nixon provided Churchill Counties Mission Statement, media policy, and examples of projects they were working on; she stated the Community Stake Holder meetings were going well. Healthy Community Coalition was willing to give Mineral County a community health worker for two days a week and she was appointed to Northern Regional Behavioral Health Policy Board.

Public Comment- Michael Guss advised Northern Nevada Development Authority did a lot of work on work force development as part of their Economic Development.

11. **Patrick Hughes** – For consideration and possible action relative to Mineral County Office of Emergency Management Equipment Management and Inventory Policy.

Item was moved to next meeting.

12. For consideration and possible action relative to approval of County Master Safety Manual.

Item was moved to next meeting.

13. For consideration and possible action relative to designation of location for the office of Emergency Management.

Item was moved to next meeting.

14. For consideration and possible action relative to designation of County EOC to be located at 525 W. 9th Street.

Item was moved to next meeting.

15. **Eric Hamrey, Public Work Director** – For consideration and possible action relative to BLM requesting match money for a new boat ramp at Sportsman Beach.

Mr. Hamrey advised he had received an email regarding the boat ramp at Sportsman Beach.

Previously the County was going to provide Labor and equipment

Mr. Guss stated this was an example of BLM not being able to manage anything,

The Board advised Mr. Hamrey to get more information from the BLM.

16. **Cherrie George, Senior Services Director** – For consideration and possible action relative to submission of Aging and Disability Services Division (ADSD) FY2019 Case Management grant supplication in the amount of \$45,128 with a required match of \$7,965.

Ms. George advised she need approval on the application for the Aging and Disability Services Division (ADSD) FY2019 Case Management Grant

Public Comment: None

A MOTION WAS MADE BY Commissioner Price, seconded by Commissioner Hegg and unanimously carried by the Board to allow the Senior Services Director to apply for the Aging and Disability Services Division FY2019 Case Management Grant in the amount of \$45,128 with a match of \$7,965 and to be signed by the chairman.

17. For consideration and possible action relative to submission of Aging and Disability Services Division (ADSD) FY2019 Transportation grant application in the amount of \$67,194.

Ms. George advised she was actually applying for \$69,880.

Public Comment: None

A MOTION WAS MADE BY Commissioner Price, seconded by Commissioner Hegg and unanimously carried by the Board to approve the Senior Services Director to apply for the Aging and Disability Services Division FY2019 Transportation Grant in the amount of \$69,880 and to have the chairman sign.

18. For consideration and possible action relative to submission of Aging and Disability Services Division (ADSD) home-delivered meals program equipment grant application due March 7, 2018.

Ms. George advised the grant application was due today and emailed with electronic signatures; grant was for 12 transport baskets for the Meals on Wheels trucks.

Public Comment: None

A MOTION WAS MADE BY Commissioner Price, seconded by Commissioner Hegg and unanimously carried by the Board to allow the Senior Services Director to apply for the Aging and Disability Services Division home-delivered meals program equipment grant application for \$1,090.

19. For consideration and possible action relative to request for recognition of Senior Services Program employee, including monetary award from Commissioner Recognition budget line item.

Ms. George advised she would like to recognize her Senior Service Specialist Laticha Mitchell, she was asking for a \$300 monetary award, with a certificate of commendation.

Ms. George requested the check be given to her. Commissioner Price advised he would attend the presentation

Public Comment: Mr. Rowe would like Ms. Mitchell to know how grateful the County was for all of her hard work.

A MOTION WAS MADE BY Commissioner Price, seconded by Commissioner Hegg and unanimously carried by the Board to approve a monetary award of \$300.00 to be presented to Laticha Mitchell and to be paid out of the Commissioner Recognition fund.

20. **Larry Grant** – For consideration and possible action relative to approval of new member to fill vacancy on the Hawthorne Industrial Airport/ Mineral County Airport Land Use Advisory Committee, Vern Watson.

Item was requested to be removed.

21. **Mike McNeill** – For consideration and possible action relative to appointment of “Representative at Large” Board Member to Mineral County Convention and Tourism Authority.

Commissioner Price advised that Mr. McNeill would not be able to attend; this had gone before the Mineral County Convention and Tourism Authority Board and the decision to appoint Gary Anderson was staying the same.

Public Comment: None

A MOTION WAS MADE BY Commissioner Hegg and seconded by Commissioner Tipton to approve the Mineral County Convention and Tourism Authority Board recommendation of Gary Anderson as the member at large. A vote of the Board disclosed the following:

Ayes:	Commissioner Hegg, Tipton
Nays:	None
Abstain:	Commissioner Price
Absent:	None

Motion carried and so ordered

22. **Teresa McNally** – For consideration and possible action relative to a donation to help pay for the venue for the 8th grade graduating class dance on May 31, 2018.

The Board was advised the 8th grade class was requesting \$500.

Commissioner Price asked if they had done any fund raising.

Erin Dunagan advised they had raised about \$2,000.

Public Comment: None

A MOTION WAS MADE BY Commissioner Hegg, seconded by Commissioner Price and unanimously carried by the Board to donate \$500 to the eighth grade class.

23. **Amber Coen** – For consideration and possible action relative to approval to utilize veterans Memorial Park April 14th for Earth Day.

Commissioner Tipton advised the Park was still called Lady Bird Park.

Ms. Coen stated they were planning an Earth Day Event, between 10:00 – 2:00 on April 14, 2018.

Public Comment: None

A MOTION WAS MADE BY Commissioner Price, seconded by Commissioner Hegg and unanimously carried by the Board to approve the use of Lady Bird Park for the Earth Day event on April 14, 2018.

24. **Schyler Hagen** – For consideration and possible action relative to approval of community clean up day 2018.

Ms. Hagen stated they would like to hold the Community Clean Up April 12 – 15; they planned on following same policy as last year. Discussion ensued.

The Board advised UNCE, Eric Hamrey and Larry Grant get together to discuss and to bring back to the Board on March 28, 2018 with the final language.

Ms. Hoferer advised putting it out to the media regarding not abusing the cleanup day because they would not like to lose it.

The Board requested item be placed back on the agenda for March 28, 2018 for the final language.

- 25. Ram Singh** – For consideration and possible action relative to nothing should be done without a proper disclosure. Accordingly, because of this and other legal excuses, we request the following: To cancel the Tax Sale; to identify and resolve all the issues properly (Such as proper valuation and enforcement of taxes), to reimburse our losses by the insurance money and to clarify the issues.

District Attorney Sean Rowe advised the Board that Mr. Singh had called and was delayed due to snow. Mr. Rowe requested the Board table until later in the meeting.

Mr. Singh argued that the property was within tribal land and the county did not have jurisdiction on this parcel, so there were legal issues with this land.

Staci Emm explained how the government allotted the land and that you have to be a Native American of a Federally recognized tribe.

Mr. Guss stated that NRS361 all patented land is subject to real property taxation,

Mr. Rowe advised Mr. Singh that his taxes were assessed correctly by Federal and State Law.

- 26. Honorable Chris Nepper, Clerk-Treasurer** - For consideration and possible action relative to drafting a letter/resolution in the request for combined support for the release of BLM Wilderness Study Areas.

Commissioner Tipton provided a background for this agenda item. Discussion ensued.

Public Comment: Michael Guss advised Clark County had a land bill and could use Mineral County so they would not have to deal with their own problems, he suggested requesting a Mineral County Lands Bill; he suggested putting on hold until after the Primary Election and to be low key about it.

Commissioner Hegg stated he would like a draft resolution opposing the long term wilderness studies.

A MOTION WAS MADE BY Commissioner Hegg, seconded by Commissioner Price and unanimously carried by the Board to draft a resolution to request legislation to have congress remove the WSA designation in Mineral County and allow it to return to multi use.

- 27. Honorable Sean Rowe, District Attorney** - For consideration and possible action relative to approval of changes in the District Attorney's Child Support Division.

Mr. Rowe advised that a long term employee would be retiring; he would like to hire a person before the retiring employee leaves, he would discuss item more at budget hearings.

- 28. Honorable Board of County Commissioners**– For consideration and possible action relative to adoption of contractor procurement policy.

Discussion ensued.

Gary Moody recommended that a scope of work be on every bid and an informal bid process should be done on a rotating basis; he felt the competitive limit was too high.

Staci Emm objected to a rotating list; she did not want to be locked into using a contractor that she didn't want.

Mr. Guss stated large counties use a rotating list because they are not able to look at every project.

Ms. George asked if the County buildings were Commercial buildings, and if so did that mean the projects in the county needed a licensed contractor.

Vince Kellison stated the contractors should be asked to produce their licenses and insurance,

The competitive limit was set at \$5,000 to \$50,000 and to have a rotating list.

Public Comment: None

A MOTION WAS MADE BY Commissioner Price, seconded by Commissioner Hegg and unanimously carried by the Board to adopt the Contractor Procurement Policy as amended and discussed.

29. For consideration and possible action relative to reviewing letters of interest, interview and appointment of Interim Assessor.

Mr. Guss advised the board according to NRS they had until tomorrow to make the appointment.

Commissioner Tipton recused herself because she had filed for the Assessor position that morning.

Commissioner Tipton advised the applicants were Janeen Clark, Kevin Chisum and Michael Guss

The Board looked over each application and asked each candidate why they were interested in the position.

Mr. Chisum stated he had been interested in the position for a long time; he was a Title officer for over thirty years; he has done tax sale reports, had been on the Debt Management commission in Lyon County and the Mason Valley Swim Board; he ran in the last election and lost by one, he hopes this shows the community support.

Janeen Clark stated she had work in the Assessor's office ; does not have certification but has talked to the state and they would reinstate her certification or she would re-test; she know the office and personnel; she enjoys the job and has wanted to return for awhile.

Mr. Guss stated his expertise was in public management, he knows how to hold people accountable and he understands how to work with the law and how to call if he has questions; he would not run for election, his goals were to fix structural issues within the office to put procedures in place and to leave the office in better shape that it is today.

Public Comment: Gloria Hughes advised she had worked with Janeen Clark and she would like to recommend her for the position.

Commissioner Hegg was recommending Ms. Clark, he felt that with her knowledge she would be beneficial to this office; at the last interviews for this office Mr. Chisum was willing to let someone else fix the problems in this office.

Commissioner Price recommended Kevin Chisum, he had talked to the public and he had their vote.

District Attorney Sean Rowe advised the Commissioners they would have to deliberate until a decision was made.

Mr. Chisum stated that someone previously applied that was extremely qualified for the position and that would have been beneficial for this office at that time.

Ms. Clark stated this office needed to move forward and the office needs someone to be certified.

Mr. Guss advised that you could hire and then contract out the appraisal function. If you hire someone who could oversee the appraisal function, it might cost money but would save in the long run.

Ms. Hughes advised the office did have to hire out appraisers because the office was not adequately

\$1,133,000
A – \$146,003
B – \$20,997

Pearson Brothers Construction Co.

\$1,598,765
A - \$187,500
B - \$46,660

Item was tabled until later in the day.

Ana Fitzgerald provide the Board with a Bid tabulation; the lowest qualifying bid was Desert Engineering

Jerrie Tipton read into record the letter from Farr West Engineering relative to the bid findings and their recommendation to award the bid to Desert Engineering.

Public Comment: None

A MOTION WAS MADE BY Commissioner Price, seconded by Commissioner Hegg and unanimously carried by the Board to award the Sewer Wetland Project to Desert Engineering in the amount of \$1,300,000 and for Hawthorne Utilities Director Larry Grant to be able to sign the contract documents up to the limit set in the documents.

10:30 AM Public Hearing – For consideration and possible action relative to adoption of Ordinance amending Mineral County Code Title 17, Zoning.

The Board went through the ordinance and changes. Discussion ensued.

Ms. George asked Ms. Hoferer if the Ordinances could be posted on the Website.

Kathryn Castagnola asked if the ordinance change would change the tax base.

Mark Nixon, Planning Commission stated he had a letter from the Assessor stating the change in the ordinance would not affect how properties were assessed.

1230 PM Regional Transportation Commission – Meeting was cancelled

1:30 PM Honorable Board of County Commissioners – For consideration and possible action relative to update on Nuisance Complaint for Parcel 001-202-07.

Mike Fontaine, Building Inspector provided pictures, a report and his recommendation regarding the condition of the property.

Commissioner Hegg recommended giving the owner 15 days from the receipt of letter to mitigate the nuisance complaint because of the fire situation.

Mr. Fontaine advised the Clerk-Treasurer he would get a letter setting out the property owner's options.

Public Comment: None

A MOTION WAS MADE BY Commissioner Price, seconded by Commissioner Hegg and unanimously carried by the Board to declare parcel 001-202-07 was declared a nuisance due to the Fire and Building inspections.

2:00 PM Honorable Board of County Commissioners – For consideration and possible action relative to conducting annual Performance Evaluation of Mineral County Public Works Director, Eric Hamrey, including, but not limited to possible promotion, endorsement engagement, retention, termination, suspension, demotion, reduction in pay, reprimand or ‘no action.’ (Closed session may be held to consider character, alleged misconduct, professional competence, and physical or mental health pursuant to NRS 241.030.)

Mr. Hamrey was evaluated on safety, quality and quantity, team work, initiative-motivation, time management, job technical knowledge, leadership skills and proficiency. the Boards evaluation was acceptable overall.

Commissioner Hegg advised Mr. Hamrey his employees were not wearing seat belts.

Commissioner Price advised more training was needed on grading the roads and to finish what was started; he stated that he did have a problem with the bidding on the swimming pool.

Mr. Hamrey advised that what he needed from the Commissioners was open communication; he gave an update on the ongoing Public Work projects.

5:30 Public Hearing – For consideration and possible action relative to adoption of Ordinance.

Discussion ensued regarding the changes to this ordinance.

The Board advised some of this ordinance would not be enforceable until the maps were done.

A MOTION WAS MADE BY Commissioner Price and seconded by Commissioner Hegg to adopt ordinance 241A Bill 257 title 17 zoning with the District Attorney and Clerk’s Office to clean up the document.

A vote of the Board disclosed the following:

Ayes: Commissioner Tipton, Hegg, Price
Nays: None
Abstain: None
Absent: None

Motion carried and so ordered

Commissioner Price amended the motion.

A MOTION WAS MADE BY Commissioner Price and seconded by Commissioner Hegg to adopt ordinance 241A Bill 257 title 17 zoning with the District Attorney and Clerk’s Office to clean up the document and to be effective upon adoption of additional maps.

A vote of the Board disclosed the following:

Ayes: Commissioner Tipton, Hegg, Price
Nays: None
Abstain: None
Absent: None

Board of Highway Commissioners

Public Comment

Mike Guss stated the county needed to address the economic development situation.

Commissioner Recognition - None

There being no further business to come before this Board, the meeting of the Board adjourned until Wednesday, March 19, 2018 at 8:00 AM.

A verbatim recording of this meeting has been prepared and by reference becomes a part thereof.

Approved: Board of County Commissioners

By: Jerrie Tipton
Jerrie Tipton, Chairman

Date: 3-28-18

Attest:

Christopher Nepper
Christopher Nepper, Clerk of the Board

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- 1) mail

