

PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS IN AND FOR THE COUNTY OF LINCOLN,
STATE OF NEVADA

November 10, 2008

#1-CALL TO ORDER/ROLL CALL/INVOCATION/PLEDGE OF ALLEGIANCE

The Board met in regular session with Chairwoman Ronda Hornbeck calling the meeting to order at 9:04. Clerk Lisa Lloyd called the roll with Commissioners Tommy Rowe, Paul Mathews, Ronda Hornbeck, Bill Lloyd and Wade Poulsen being present. There is a quorum present and the agenda was posted on 11-4-08 to comply with the open meeting law. The Invocation is offered by Paul and Tommy led the Pledge of Allegiance. County Manager John Lovelady is present as well.

CONSENT AGENDA

- 2* Approve/Deny minutes of the October 20, 2008 Regular Board of County Commissioners meeting.
- 3* Approve/Deny Tax Strike & Refund for Clover Creek, LLC, APN 003-011-07, Assessed Value should be 32,536; Taxes paid to date \$2,207.60, Refund \$1,016.78. Total tax bill \$1,190.82
- 4* Approve/Deny Expenditure of \$800 to service District Court copier. Funds to come from the District Court Funds.
- 5* Approve/Deny purchase of a new computer for Lincoln County Human Services, in the amount of \$822.76, 80% to be paid by Nevada Department of Transportation equipment grant, 20% to be paid by Community Service Block Grant.
- 6* Approve/Deny Appointment of Ken Barker as temporary maintenance supervisor for Alamo Town Board.

Paul made a motion to approve the consent agenda; seconded by Bill. All voted in favor.

#7-VOUCHERS

Recorder/Auditor Leslie Boucher presented the vouchers. **Wade made a motion to approve the vouchers as presented; seconded by Paul. All voted in favor.**

#11-OFFICER/DEPARTMENT HEAD REPORTS

RECORDER/AUDITOR Leslie Boucher presented the cash balance reports. General County has a balance of \$1,056,537.77 with estimated expenditures being \$191,862.66. This leaves General County with a balance of \$980,575.56. Transportation has a cash balance of \$19,311.46 with estimated expenditures being \$2,050.88. This leaves Transportation with a balance of \$25,181.58. Nutrition has a cash balance of \$18,793.94 with estimated expenditures being \$12,299.59. This leaves Nutrition with a balance of \$9,873.09. Detention Center has a negative cash balance of \$90,402.32 with estimated expenditures being \$78,221.02. With receipts posted this will leave a balance of \$9,806.66. The total amount billed for October is \$187,390.00, which will leave the Detention Center with a balance of \$197,196.66 when it comes in. Solid Waste has a balance of \$17,954.54 with expenditures being \$17,500. This leaves a balance of \$3,175.51 and there is another payment due next month of \$17,500.

#8-HIGHWAY COMMISSIONERS

This item is handled under a separate agenda.

#9-CANVASS 2008 GENERAL ELECTION

Clerk Lisa Lloyd reported that for the most part things went very smoothly. Tuesday morning started off with three out of Caliente's five machines being down. Tracy Lee traveled down and had them up and running before 7:30. The polls all opened on time. We had four provisional ballots that were cast and counted. Voter turnout was 78.37%. On election night the counting board got down to the very last cartridge when the database crashed. It had to be restored and every single one of the ballots had to be recounted. Lincoln County reported results to the Secretary of State's office just before midnight. **Wade made a motion to approve the canvass of the 2008 General Election; seconded by Bill. All voted in favor.**

#10-RESOLUTION #2008-44

This item concerns a resolution designated by the short title "2008 Lincoln County School District Canvass Resolution"; declaring the results of an election held within Lincoln County, Nevada, on the general obligation school bond question submitted to the qualified electors of the district at the election held on Tuesday, November 4, 2008; and providing other matters relating thereto. **Tommy made a motion to approve the resolution; seconded by Paul. All voted in favor.**

#11-OFFICER/DEPARTMENT HEAD REPORTS

ASSESSOR Melanie McBride reiterated previous discussions about giving merit raises. Last year all of the elected officials budgeted a 3% increase. The clerical union negotiated an eight hour day with no raise. Melanie advised that when the clerical unit negotiated there were some that were pulled out as confidential employees. Anyone who is able to be in the contract but is considered confidential can't be paid more than those that are under the clerical contract. There is no classification for deputies or employees. Melanie reminded the Board that John Lovelady was instructed at a previous meeting to include the elected officials/department heads in creating the personnel policy. The elected officials weren't given copies of the personnel policy, but it's on the agenda today. John advised that they are looking for input from the Board and the department heads. Melanie stated that the department heads didn't know anything about it. John was supposed to get together with the department heads to work on the PP. John said that he worked with Leslie since she is responsible for payroll. Melanie budgeted a 3% increase for her deputies as did all other elected officials and she asked that the deputies be given the raise. Wade said that the bargaining unit has elected to have a separate entity represent them, Local 14 Teamsters. The Board members meet with the Teamsters negotiator concerning the contract. When both parties have signed the contract, the negotiation is complete. The Board doesn't go back and give them extra. John said that the contract with the original signatures has been reviewed by Charlie Cockrell and sent to Gary Mauger of Teamsters. This was three months ago. Wade said irregardless of whether or not it has been signed, both the county and the union have approved it. Wade said that the county will not reopen negotiations. The only way to get raises is to provide for classifications. Melanie advised that Gary said that classification must be part of the PP and the wage scale only pertains to time you've been on the job. The PP is where the classifications will have to be made. In all other counties there are classification schedules. The way that LC is doing the pay is very scattered, said Melanie. Pay is not equal anymore and everything needs to be considered together. Melanie said that NRS required an eight hour day for full time positions regardless of whether or not the Board gave it to them during negotiations. Treasurer Kathy Hiatt said that our concern is to get everyone on the same schedule. Prior to the last negotiations, the deputies only got paid for seven hours per day. Now they get paid for eight, but there are several different accrual rates. Wade said that if everyone was just under the county as opposed to bargaining units things would be equal. Melanie advised that there are threats to take away the insurance from the clerical unit if the Deputy Assessors quit the union. Wade said that the union is as obligated to pay for the deputies insurance as they are everyone else's in the county. Those in the unit pay less for insurance than those that aren't part of the union. Melanie said that her girls are most likely going to get out of the union so the Board will have to deal with insurance issues at some point. When the agreement was approve, the Board agreed with the union that anyone outside of the agreement would not be paid more; it's within the body of the agreement. There is some discussion concerning the job classification table that will be created and included in the personnel policy. Ronda advised John that the Clerk, Treasurer, Assessor and Recorder/Auditor will be part of the creation of the personnel policy. **DISTRICT ATTORNEY** Greg Barlow advised that there is a trial the first week of December and his deputy is on personal leave this week. **COMMISSIONER TOMMY ROWE** attended a retirement party for Marge Gunn-Nutman as well as JCCIAC meeting. Tommy met with Ned Larson in Las Vegas. There was a Water District meeting on 11-3. Tommy had a teleconference with the legal advisors from nuclear waste on 11-6. Tommy met with Robison/Seidler on 11-7. NACO is November 12, 13 and 14 and Tommy will attend in Carson City. **COMMISSIONER PAUL MATHEWS** asked what the timeline was for NDOT's replacement of the school lights in Panaca. **COMMISSIONER WADE POULSEN** had a LCRDA teleconference, JCCIAC meeting, DOE meeting, and a negotiations meeting with dispatchers/sheriff. **COMMISSIONER BILL LLOYD** had a RC&D meeting, negotiations meeting and a Water District meeting. **COMMISSIONER RONDA HORNBECK** met with BLM regarding SNPLMA issues. Ronda went to LV to speak at the ten year celebration of the Public Lands Act. Ronda met with Jon Rhus of BLM to discuss ongoing projects in LC. Ronda took part in a HCP phone conference. Ronda believes it will be the first part of June before LC receives the Section 10. There were interviews for the Water District General Manager position. Open Space applications have been narrowed down to 4. Ronda met with the mental health personnel concerning the state's budget cuts. Ronda met with Jim Toreson concerning solar energy in LC.

#12-BID AWARDS

Grants Administrator, Phyllis Robistow, presented this item. b) Bids for the aerators purchase for the Pioche Sewer Project—One bid was received: Aeration Industries International, Inc., \$40,288.00. This is for materials only; PPU will install. The bid will be reviewed prior to awarding. a) Bids for the materials purchase of the Pioche Sewer Project—Three were received: Scholtzen Products, \$73,208.12, Mountain Land Supply, \$67,037.41, and Ferguson Enterprises, \$67,531.27. Phyllis will review the bid prior to the awarding thereof.

#13-COMMUNITY DEVELOPMENT BLOCK GRANT

Grants Administrator, Phyllis Robistow, presented the projects for the CDBG program 2009. Harvey Caplan made a presentation for a talk radio station. Alamo Sewer and Water GID is asking for funds to repair the sewer ponds; Brent Farr made the presentation. The type of grant includes engineering design for improvements to the Alamo Wastewater Treatment Plant, preparation of an Effluent Management Plan, and preparation of an Environmental Report in the amount of \$185,000. The state will support this project since it's been mandated and ASW has a cash match. The third project is from the Lincoln County Planning Department for a Capital Improvement Plan, presented by Clint Wertz, Planning Director. The last CIP was done in 2001. Clint is requesting \$51,000 from LC Planning and Development Fund for an overall project of \$150,000. **Wade made a motion to rank the CDBG projects for 2009 in the following order: 1) Alamo S&W project, 2) LC Capital Improvement Plan, and 3) Alamo radio project; seconded by Tommy. All voted in favor. Wade made a motion to approve the sponsorship of the NV Small Business Development Center to CDBG; seconded by Paul. All voted in favor.**

#12-BID AWARDS

Grants Administrator, Phyllis Robistow, presented this item. b) Bids for the aerators purchase for the Pioche Sewer Project—One bid was received: Aeration Industries International, Inc., \$39,742. This company is from Minnesota. **Tommy made a motion to accept the bid from Aeration Industries International in the amount of \$39,742; seconded by Paul. All voted in favor.** a) Bids for the materials purchase of the Pioche Sewer Project—Due to math errors, bid amounts are: Scholtzen Products, \$69,530.12, Mountain Land Supply, \$65,179.50, and Ferguson Enterprises, \$65,135.67. **Tommy made a motion to accept the bid from Ferguson Enterprises in the amount of \$65,135.67; seconded by Wade. All voted in favor.**

#14-RESOLUTION #2008-45

Tommy made a motion to approve the resolution regarding the FFY 2008 Election for National Forest Related Safety-Net Payments; seconded by Wade. All voted in favor.

Lunch 12:00-1:00

#15-ORDINANCE #2008-12

This is an ordinance entitled "Lincoln County Fire Protection District", which organizes the Lincoln County Fire Protection District as a perpetual political subdivision of the state to provide for the prevention and extinguishment of fires in the county pursuant to NRS 474.460 to 474.540, inclusive; describing the boundaries thereof and the territory included therein; authorizing contracts between the District and Lincoln County; and providing other matters properly relating thereto. Ronda reviewed the history of this issue and advised DA Greg Barlow that the vote was not to go with NDF Fire District. Ronda cited her concerns with 474.490, which requires reimbursement of other entities. The LCFD will be having a difficult time paying to staff the district and Ronda questioned if this will tie the county back to NDF. Greg's response was no, it says "may". NRS 474.460 refers to the volunteer fire departments and Ronda questioned this statute as well. Wade commented that this fire district is set up for the private properties. BLM is responsible for public lands; LC doesn't have to respond to them unless agreements are put in place. Ronda wants to make certain that the county isn't tying itself to NDF; we aren't, Greg said. The state forester has the right to tell LC what type of equipment is required. The requirement of coordination doesn't tie the county's hands, Greg said, and LC should want to coordinate with everyone that they can. Greg doesn't foresee any problems with this ordinance. Ronda read the ordinance by title. **Wade made a motion to propose the ordinance and set it for public hearing on December 15, 2008 at 1:00; seconded by Bill. All voted in favor.**

#16-ORDINANCE #2008-11

This is an ordinance for the abandonment of a 21' multiple use easement on the west side of APN 001,250-11 and modification of an existing 30' multiple use easement, to be replaced with a limited use ingress/egress utility easement on APN 001-250-10 (access in favor of parcel 04 to the north). Tommy said that the agenda should be clear enough that the common public should know what action will be taken and where. Tommy received several calls asking where this was at. No action is taken; this will be on the next agenda and will indicate clearly what town this is in.

#17-ORDINANCE #2008-04

This is the time and place set for public hearing on an ordinance amending Chapter 1 of Title 4 of the Lincoln County Code authorizing Lincoln County to regulate, control, and license all persons engaged in, associated with, or in control of the business of liquor sales within Lincoln County and to assess license fees for the privilege of operating such business within

Lincoln County as authorized under NRS Chapter 244. Tommy stated that he disagrees with this ordinance as he believes that the fees are much too high for the “mom and pop” businesses in the county. The high fees would damage their businesses. Ed Wright is concerned also about the fees. The old regulations for package liquor sales were \$75 and now they’ve been increased to \$400. Ronda asked if a different rate can be set for existing businesses and new businesses. Greg commented that the fees in Coyote Springs are comparable to what Clark County gets. The amount of the fees is subject to the Board’s decision. Currently, fees are \$400 per year for everything. Under this proposal for those entities that have package liquor, on premises, it will increase to \$500 each quarter, for a total of \$2,000 per year. Doug Carriger, Coyote Springs, feels that their fees should be compatible with Clark County. Doug feels that the fees in the northern half of the county are high enough today and should stay as they are. Greg said that it is possible for the Board to split the fees. Greg further said that there is some question as to whether or not splitting the fees creates a discrimination problem. It is possible to adopt the ordinance today with the fees split, and as the county grows, the fees can be changed by resolution. John Crosthwait, Eagle Valley Resort, said that the proposed fees are out of sight and questioned why the fees have to be equal to Clark County. John suggested that the fees be slightly lower than Clark County in order to bring in businesses. John further commented that LC is not friendly to businesses. The taxes are too high. Pressure needs to be brought on people to bring in new businesses so that Pioche doesn’t become a ghost town. Ronda said that this county hasn’t raised taxes in a good many years. John doesn’t have a problem with the county raising taxes or paying an increase for a fire district. John asked that if the county is going to raise taxes it should be done for something that he can use, such as the Eagle Valley fire truck. Pat Laudenklos said that when the fees are raised, she has to raise hers as well. Pat has lost money because of the slot machines. If the fees are raised it will cause major problems for her business. Businesses are already in a bind. Pat’s business has dropped off by 50%. Neil Tomlinson, of Snell and Wilmer, represents a client who is building a bed and breakfast in Alamo. There are some concerns about the ordinance. Neil asked that the Board not make any decisions on this ordinance today as there are so many questions. The ordinance doesn’t spell out what the fees can be spent on, and Ronda asked that it be delineated. Greg said that the money comes into the general fund and there is no need to outline them. Pat questioned if there are classes for TAM could some of them be in Alamo as well. Greg hasn’t addressed this with the Sheriff, but was certain that an instructor can be brought in to Alamo to teach the TAM classes. Candice Mortensen advised that all of her bartenders have their TAM cards. It takes about 3-4 hours for the bartenders to go down to Vegas to do it. Candice said that the fees should be increased to some extent, but this is ridiculous and with the economy being what it is it could really hurt these businesses. John asked that the Board hold with the old license fee and add 25% to it. **Paul made a motion to approve the ordinance with the exception of Chapter 4-1-11, Item 2, which is the fees for establishments within the unincorporated area (to remain the same as they are currently, until changed by resolution); seconded by Bill.** Clint advised that he is concerned that the ordinance that the Board is looking at doesn’t include the Planning Department’s comments as sent to the DA’s office recently. **Paul rescinds his motion.** Ronda recommended that this hearing be continued to December 1st. **Tommy made a motion to continue the public hearing to 12-1 at 1:00; seconded by Paul. All voted in favor.** Greg will email the corrected version of the ordinance to the Clerk’s office.

#18-ORDINANCE #2008-09

This is the time and place set for public hearing on an ordinance titled “Disorderly Conduct”, which amends the County Code to add Chapter 4 to Title 7 to set forth provisions adopting new prohibitions concerning various acts constituting disorderly conduct. Bill commented that he would like to know what changes are being made with this ordinance.

#19-ORDINANCE #2008-10

This is the time and place set for public hearing on an ordinance entitled “Fingerprint Submission Code”, which amends the Lincoln County Code to add Chapter 12 to Title 1 to set forth provisions adopting new requirements of the Federal Bureau of Investigation concerning fingerprint submissions wherever such are required by County Code or Resolution of council for background investigations in various employment, licensing, permitting and other permissible categories for such investigation. Ronda called for public comment. **Tommy made a motion to approve; seconded by Wade. All voted in favor.**

#22-DISTRICT ATTORNEY ITEMS

a) Notice and letter to Public Employees Benefits Program (PEBP) that there have been overpayments and billing to Lincoln County for persons that did not retire from Lincoln County, and for persons that are not eligible for subsidy payments from Lincoln County; a request to PEBP to forward verification of status and participation of all persons being billed to Lincoln County as to their payment of premiums and participation in the PEBP program—The county pays all bills as submitted. LC is not in arrears or withholding. The county is required to pay a subsidy only. If retired from LC, this benefit should be available to the retiree. Greg has a list of individuals who have retired from LC and there is a

disparity as many of the people didn't elect to receive the subsidy or didn't qualify. There are many who have retired and are paying a premium. If LC is being billed for subsidy on people who aren't paying a premium, LC shouldn't have to pay it. City of Caliente has had the same issue. You have to be in PEBP's system when you retire. Greg has already sent a letter; this is information only. b) Authorization to proceed to develop and negotiate franchise agreements for revenue and regulation purposes for electric power, water, sewer, telephone, cable, natural gas, propane gas, and telecommunications providers in Lincoln County—At this point in time there are no franchise agreements with the telephone or power company. This is a pass on fee to the customers. Greg is asking direction of the Board to know if he is to work on getting this in place. **Wade made a motion to authorize Greg to move forward with the development of franchise agreements for LC; seconded by Bill. All voted in favor.** Greg will work on this and bring it back to the Board. c) Authorization for District Attorney and Lincoln County Sheriff's Office to develop and revise the Liquor, Gaming and Business License applications, forms and licenses for the investigation, granting and display of such licenses—Greg has been working with Sheriff Lee on this issue. These are privilege licenses. **Wade made a motion to authorize Greg to update these applications; seconded by Paul. All voted in favor.** d) Resolution to clarify the District Attorney's assistant is a confidential employee and not a member of the Clerical Bargaining Unit for Lincoln County—This item is removed from the agenda as the language is incorrect. e) Ratification of current Deputy Public Guardian/Deputy Public Administrator professional services contract with Lincoln County District Attorney's Office (Public Guardian/Public Administrator); approval of increase in Deputy Public Guardian monthly contract fee from \$150 to \$300 as approved in the 2008-2009 budget; approval of increase in Deputy Public Administrator monthly contract fee from \$150 to \$250 as approved in the 2008-2009 budget—Ronda questioned how much the case load has increased. Wendy Rudder is currently working on four active cases. **Tommy made a motion to approve Deputy Public Guardian/Public Administrator; seconded by Wade. All voted in favor.**

#18 & 19- ORDINANCE #2008-09 & ORDINANCE #2008-10

Clerk Lisa Lloyd advised that both of these ordinances were originally set for public hearing on 11-17 and action has been taken on one in today's meeting. DA Greg Barlow advised that they can be on next week's agenda again, wherein the Board can reaffirm the passing.

#28-NORCAL

This item is off.

#24-PAHRANAGAT VALLEY FIRE DISTRICT

Wendy Rudder presented a request for authorization for the Lincoln County Treasurer to issue Pahrnagat Valley Fire District funds as a pass through account directly to the Pahrnagat Valley Fire District. **Wade made a motion to approve; seconded by Paul. All voted in favor.**

#25-GRANTS

Grants Administrator, Phyllis Robistow, presented these items. a) Update—DEM is hosting Phyllis and Rick Stever this Friday. Phyllis has submitted a new budget for the DOE grant if full funding is received to pay for Rick as a full time employee. This is a fifty/fifty grant. This grant is for one year. Phyllis is working to get DEM to work one year behind the federal government. b) Increase in contract for Leslie & Associates on the Pioche Sewer Project in the amount of \$9,874.00—This comes out of USDA grant funds. **Tommy made a motion to approve; seconded by Paul. All voted in favor.** c) Choice of consultant for the Open Space Plan—Clint Wertz, Planning Director, presented the dates for selection, November 17-21. Clint suggested that there be at least two Commissioners involved. There were originally seven respondents to the RFQ. The top four are: RCI, Consensus Group, Design Workshop, and Kim Leehorn. Paul and Ronda will take part. The committee will be made up of Clint, Keith Larsen, Ronda, Paul, Holly Gatzke, Justin Williams (Clark County Parks Planner) and Phyllis. Doug Carriger asked that a CSI representative be part of the committee based on their large dollar commitment for open space. Doug will also be part of this committee. The interviews will be at 1:00 on 11-19.

#20-ASH SPRINGS RECREATION AREA MANAGEMENT PLAN

Joe David presented the Bureau of Land Management's (BLM) Ash Springs Recreation Area Management Plan. BLM will be holding public meetings on the Ash Springs Recreation Area Management Plan. This plan will deal with concerns that have come up over the years related to the recreation site. The current road crosses private property and will need to be rerouted. Resource damage will need to be addressed. There is an endangered fish that needs to be addressed as well. Since the time that people haven't been allowed to swim in Big Ash the fish population has severely decreased, said Wade. Wade suggested that people be allowed to swim in Big Ash again. Water rights to the spring are being looked at as is the

grazing allotment. Wade advised Joe that BLM needs to contact the private property owner there and the Alamo and Richardville Irrigation Companies.

#23-MEADOW VALLEY AMUBLANCE

Louis Buettner reported that the billing of commercial claims is going very well. There is an EMT class starting on 12-6 that will run through February. Cash collections as of November 1, 2008 are \$38,668.53. The testing for the EMT course can be done here. NV is the only state that is allowed to bring a testing trailer to the site. Louise attended the rural EMS conference in Elko. Dr. Katschke and Louise have made some personnel changes. The Caliente ambulance has very high mileage.

#21-WILSON CREEK MOUNTAIN RANGE WIND ENERGY PROJECT

Tom Brown presented this item. This proposal is going to be difficult for LC. Tom can see that the jobs that it'll bring into the county will be a benefit, but the negative aspects of this are going to overrun the positive. The size of the equipment is surprising. Tom doesn't believe that the spot chosen for the wind generation is very good and the construction costs will be astronomical. There are several former residents from LC that are working on meeting with Shelley Berkley to discuss this issue. There is a great deal more use of LC lands by citizens from Clark County than by LC residents. Shelley Berkley has agreed to meet with representatives from LC to hear our opinions. If the county waits until the studies have been completed, it will go to Congress and LC will not have a voice any more. The sooner that LC gets involved the better. Total support will be required from LC. This is a national resource and it will be ruined for everyone that wishes to get out of town for recreation. There are many other mountain ranges in the state that can accommodate this facility without ruining habitat. It isn't that LC doesn't want wind energy, it just needs to be put in a better place. Tom asked what the county's stance is on this subject. Ronda referred to the 2005 resolutions. These resolutions need to be revamped as the boundaries have been drastically extended. Ronda will meet with any of the representatives at any time concerning this issue. Ronda has met with Senator Reid concerning this issue. Ronda asked that this area be made a conservation area and even went so far to draft a document; it was offered to Harry Reid, but was kicked out at the last minute. Senator Reid's group denied the conservation area. Ronda has offered to take Senator Reid and his group to the top of the mountain so that they will have a better understanding of what they are doing. The group from Senator Reid's office may come in the spring. Ronda volunteered to speak with anyone about this issue. A draft has been submitted for this project and Ronda has requested a copy of it. Jeff Weeks will give her a copy if it is permissible. So, Cal Edison has said that they have to see if this will be economically feasible. Louise Buettner said that she doesn't want to look out her window and see the wind generators. Ronda said that there will be a huge loss for tourism as the hunting will not be allowed there. Ronda was told that SCE will not go to the hunters but rather to those who are interested in the tax base. Cory Lytle feels that the county will be dissected enough and make money from other projects that LC can live without the money from this one. Cory asked that people look at the technology; this could be a passing fad. Cory suggested that people write letters to Senator Reid and our Congressman/women. Clint Wertz said that he's reviewed wind projects from other areas in the past. Right now the county has the Special Use Permit process to regulate things coming through. Clint is in the middle of trying to revamp the county code as it is so old. Clint asked that people understand that if there is simply resistance to this use, there is a good chance that the feds will claim preemption. How LC is involved in this process will play an important role. Tom asked the Commissioners to redo the resolutions. Mike Scott said that NDOW's stance is that they are supportive of renewable energy. However, NDOW is not supportive of renewable energy proposals at the expense of wildlife. Jim Cole said that he doesn't believe that there will be a revenue loss to the county. There aren't any that are opposed to having it in LC, just on that particular mountain range. Jim asked why the turbines couldn't be placed in the bottom of the basin as opposed to the top of the mountain. Tom suggested that Ronda talk to our Governor about this. Tom suggested that every representative be involved as well as sporting groups in and out of NV. This will affect Utah residents as well. Treasurer Kathy Hiatt suggested that it would be beneficial if someone did a form letter for the residents of the county to send to our representatives. Ronda feels that the form letters will be bypassed. Clint suggested that the county get cooperating agency status on this project. Tommy asked that a resolution amendment be put on the next agenda concerning this issue.

#26-PLANNING ITEMS

Planning Director, Clint Wertz, presented these items. a) Update—Clint reviewed proposed maps for the fire districts. All acreage outside of the fire districts was calculated to be included in the LC Fire District. This encompasses about 57,000 acres without the Toquop area. There is a notice out to add a few ex officio members of the Planning Commissioner for the open space plan. Clint reviewed the 2010 Census. FEMA is working on new digital maps for the entire county. Clint advised that the SNWA is placing base stations throughout the state and they would like to place one in Pioche. It cost \$50,000 for the equipment; SNWA is willing to buy the equipment and place it where LC wants if LC is willing to maintain the computer. Clint has forwarded this issue to Tracy Lee as they really just need a computer and tower. This is an

electronic monument. Clint reported that the Nuclear Waste Oversight Program funded imagery; these were flown Easter weekend. 1,200 sections have been flown to date. The addressing system is underway. Dawne is doing a final check on the addresses. Clint will put together a staff meeting in the next few weeks to move this forward. Clint advised that they know how many numbers are needed and Clint intends to try and work with the scouts in the local towns to get the numbers put up. The county will provide sticking addresses. There is a landscape architecture studio from UNLV that goes to rural towns. They have been actively involved with the Rachel Park, Pioneer Park in Panaca, some of the issues around the LC Fairgrounds. A final project will be presented. They are looking at underutilized parks and putting together conceptual plans for what the towns want. The final plans will be presented in December to the Board. b) Introduction to possible implementation of a work program between Lincoln County and the Lincoln County High School Juniors and Seniors—Dawne Wood presented this item. Dawne met with some of the elected officials and department heads concerning a work program for Juniors and Seniors. This program would allow for some students to work for the county, earn minimum wage and get school credit. Dawne has contacted an entity concerning funding. There is about \$40-60,000 for youth and \$40-60,000 for adults; this money is earmarked for LC. This money is available through the Southern NV Workforce Investment Board. Dawne has been in contact with Holly Gatzke and Nykki Holton. The idea would be to have students come in and work in the various offices in the courthouse. Nykki has advised that LC can write their own criteria. Dawne would like to involve both high schools, PVHS and LCHS. This program would start small. Dawne hopes that this will be a year-round program. **Wade made a motion to authorize Dawne to move forward to create and implement this work program with the school district; seconded by Bill. All voted in favor.**

#27-BUILDING & SAFETY

Building and Safety Director, Cory Lytle, presented this item. a) Update—There are several projects pending, including Thompson Opera House. The roof on the Million Dollar Courthouse is being worked on. A first coat has been put on. The insulation on the kwansit hut in Rachel is pending. Cory has put the Pahrnagat Valley building inspector position on hold. Richard Simpson goes down and works once a week, mostly on the Cowboy's Dream Bed and Breakfast. Cory will have Richard cover the Pahrnagat area through the winter. Cory will be attending ICC certification next week.

#30-PIOCHE HONOR CAMP COMMITTEE

Tommy reported that quite a bit of information has been compiled. Tommy has spoken with Mike Willden. The committee has prepared a letter to the members of different finance committees in the state senate. These letters will go out next week in Las Vegas and there will be some travel expense involved. Early December, Ed Wright and Tommy will be making a presentation to some of the committee members.

#31-COUNTY MANAGER ITEMS

County Manager, John Lovelady, presented these items. a) Update—John met with FAA concerning the Airport Capital Improvement Plan. In 2009, there will be facility design and the first phase of the project for the Alamo Airstrip. John presented the PILT calculations. b) County credit cards—The only person who can cancel a credit card is Ronda. When Spencer left, his credit card was turned in but the county was still getting bills. John received another bill this last month for Spencer in spite of Ronda's efforts. John has also collected Marge Gunn-Nutman's card. A resolution is needed to show the bank that Leslie can cancel these. Ronda said that she's already taken care of this. c) Transfer of the IOOF section of the cemetery to the county—They would like to transfer this to the town or whoever runs the cemetery. They would like to reserve a certain number of plots if there are still some Oddfellows left. The remaining spaces can be sold. Ronda said that they still need to establish ownership on this. There is a Sexton map that delineates ownership. Masons own the other side of the cemetery. John has yet to receive a map or any records. Bill suggested that John take this to the town board first. d) Personnel Policy—John provided a copy for the Board's review and decision at a future meeting. An evaluation tool might have to be added to the policy. This will be addressed after 12-1. e) Cooperative Wood Chipping Program with Nevada Division of Forestry (NDF)—NDF has a commercial wood chipper that they would like to set up places to do some chipping. For instance, set up at the solid waste drop boxes and the inmates will chip them. Anyone who wants the chips can take them. Signs will be needed to identify the location for dropping off the debris, in the amount of \$382. Phyllis has grant money to cover this. f) Highland Peak agreement with the State of NV—Sheriff Kerry Lee reviewed the agreement for the Highland Peak rack space. The original agreement allowed the county to have rack space in exchange for filling the propane tanks. The new contract doesn't allow for that, but an interlocal agreement can be entered into for the county to fill the propane tanks. Kerry doesn't see any benefit in paying the propane; it's more beneficial to pay the rack space in the approximate amount of \$4,300. No action is taken at this time as it will be addressed on the 12-1 agenda.

#32-PUBLIC COMMENT

Lavelle Helf presented comments concerning the power outage that he's experienced at his home, the former Owen's Surveying Office. The power was run but never put in conduit. Rick Stever was hired to dig a trench to remedy the problem. Nathan Adams came over and they put the wire in to the house. Lavelle was sent a bill in spite of the fact that he did all of the labor. A bill from PPU in the amount of \$500 was sent to Lavelle. Lavelle is asking that the county split the bill with him. Lavelle hasn't approached the town board concerning this issue as yet. Ronda said that this isn't a Commission item; it's a private transaction. Ronda suggested that Lavelle get on the town board agenda to discuss this as the town board takes care of the administration of PPU. Marge Detraz said that Rachel or Delamar should have the wind generators. Marge read an article from the Las Vegas Sun entitled "Waste site critics see opening".

#33-ADJOURN

There being no further business for the Board to attend to, **Wade made a motion to adjourn the meeting at 5:27; seconded by Paul. All voted in favor.**

Attest: _____ Approve: _____

DRAFT