



LINCOLN COUNTY BOARD OF COMMISSIONERS

March 21, 2011
Commission Chambers
Lincoln County Courthouse
181 Main Street
Pioche, Nevada

Commissioners

Paul Mathews
Kevin Phillips
Tommy Rowe
Paul Donohue
Ed Higbee

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

Chairman Tommy Rowe called the meeting to order at 9:03. Clerk Lisa Lloyd called the roll.

PRESENT: PAUL MATHEWS (leaves the meeting at 12:00 p.m.) LISA C. LLOYD, Clerk
KEVIN PHILLIPS DANIEL HOOGE, District Attorney
TOMMY ROWE
PAUL DONOHUE (joins the meeting at 9:11 a.m.)
ED HIGBEE

There is a quorum present and the agenda was posted on 3-16-11. The Invocation is offered by Ed and Tommy led the Pledge of Allegiance.

CONSENT AGENDA

- #2 Approve/Deny minutes of the March 7, 2011 regular Commission meeting.
- #3 Approve/Deny signing of an interlocal contract between Lincoln County and the Nevada Department of Health and Human Services for the county match program (for long-term patients).
- #4 Approve/Deny a grant award from High Desert Resource Conservation & Development in the amount of \$666 for trees and necessary irrigation for Alamo town.
- #5 Approve/Deny business licenses with staff recommendations (an itemized list of business licenses is available for public review in the Building Department prior to the meeting).

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

#2-MINUTES

Daniel commented that there was no provision for seeking an opinion from the Ethics Commission included in the motion when hiring the Southeastern HCP Administrator. However, it is included in the minutes; Daniel asked for a correction. **Paul M. made a motion to correct the minutes; seconded by Kevin. All voted in favor.**

#6-VOUCHERS

Recorder/Auditor Leslie Boucher presented the vouchers and cash balance report. General County has a balance of \$763,098.53 with estimated expenditures being \$189,595.56. This leaves General County with a balance of \$573,502.97. Transportation has a cash balance of \$4,318.32 with estimated expenditures being \$9,234.01. This will leave Transportation with a negative balance of \$4,915.69. \$40,000 will be transferred into the Transportation Fund today. Nutrition has a cash balance of \$32,369.18 with estimated expenditures being \$10,446.10. This leaves Nutrition with a balance of \$21,923.08. Detention Center has a cash balance of \$86,883.40 with estimated expenditures being \$75,598.19. Detention Center will have a balance of \$11,285.21. Solid Waste has a balance of \$93,132.26 with no expenditures. Solid Waste Fund owes Water Plan/Development Fund, Fund 87, \$27,484.15. Airport has a negative cash balance of \$651.44 with expenditures being \$1,002.23. Airport will have a negative balance of \$1,653.67. Planning, Fund 110, has a balance of \$34,454.77 with estimated expenditures being \$3,782.63. This leaves Planning with a balance of \$30,672.14. All funds have been transferred into Planning for this year, and Dawne Combs estimates that \$11,030.23 is the amount that Planning will need to have augmented into the fund by the end of the year. All funds have been transferred into Planning \$11,030.23 is the amount that Planning estimates will be needed by the end of the year; \$12,000 will be on the next agenda for consideration. **Paul M. made a motion to approve**

the vouchers as presented with the exception of the LC Telephone vouchers and Mountain Mercantile vouchers; seconded by Ed. All voted in favor. Kevin made a motion to approve the LC Telephone vouchers; seconded by Ed. Paul D. abstains. Motion carries. Paul M. made a motion to approve the Mountain Mercantile vouchers; seconded by Ed. Kevin abstains as he is part owner of Mountain Merc. Motion carries.

#7-OFFICER/DEPARTMENT HEAD REPORTS

District Attorney Daniel Hooge reported that the wild lands resolution is ready. Daniel has sent the conflict case to the AG's office; nothing has been filed yet. Daniel went to Carson City to present oral arguments before the Supreme Court. Tommy questioned Daniel about AB45, the bill to amend requirements of the District Attorneys. Daniel believes the bill will not pass as drafted.

#8-HIGHWAY COMMISSION

This item is handled under separate agenda.

#9-BLM VOLUNTARY ADMINISTRATIVE SETTLEMENT AGREEMENT

This item concerns a letter from the Bureau of Land Management (BLM) for a Voluntary Administrative Settlement Agreement for unauthorized road widening. Rosemary Thomas of BLM addressed the Board. Rosemary sent the Board members a document for the Voluntary Administrative Settlement agreement, which will conclude the road widening situation. This will set into play a positive arrangement for road maintenance in the future. Mike Dwyer has been assigned to work with the Board and Road Department on the specifics of the agreement for road maintenance. This agreement will address all 2477 right-of-way roads. A list of the roads will be attached to the letter. The county will notify BLM when we are doing road maintenance; this isn't a request for permission. If there are any major changes it will go through the FLPMA process to obtain legitimate rights-of-way. If the RD is plowing within the disturbed area there is no need to notify BLM. Shane Cheeney commented that identification of who owns what roads must be made; this will be done through the agreement. BLM will make our right-of-way applications priority, Rosie said. **Paul M. made a motion to approve and sign the letter; seconded by Paul D.** Kevin commented that there is a lot of learning. Kevin read a decision from the 10th Circuit relative to wilderness; No. 2817 Instruction Memorandum. Steve Chouquer addressed culverts within existing disturbance. Replacing an existing culvert is routine maintenance. **All voted in favor.** Tommy commented that there is a cherry stem road in the Paint Mine area in the Mormon Mountain Wilderness. The last time any equipment work was done in the area was about 45 years ago. The road stays in the bottom of a wash for the 7.5 miles it goes into the wilderness. In December 2010, there was a flood in there that took out the road completely. This road is now a two track road and Tommy asked what kind of maintenance can be done. Rosie responded that regular maintenance with machinery can be done if it was cherry stemmed in.

#10-14 FY 2011-2012 FUNDING FOR VARIOUS COUNTY POSITIONS

This item covers funding for Building/Planning Departments, ½ Sheriff's Deputy, Dispatchers, seven member Public Lands Commission, and part time Building Inspector. Ed has spoken with Rosie Thomas of BLM to discuss the Coyote Springs Transmission Utility Corridor Relinquishment Funds. Ed believes LC should receive 10% of this funding; Rosie disputes this. Rosie said that the funding would go to the county for sales. Doug Carriger believes in the LCCRDA it says that corridor reimbursement funds are to be handled the same as those in the 2000 Land Act. 5% of the funds go to the state, 10% go to the county, and the remainder is deposited in a special BLM account. Rosie reiterated that this is for land sales, not trade. The ROW attached in the Coyote Springs parcel was a trade that was in place long before the Land Act. LCCRDA is very clear that it is revenue generated from sales. Carol Bass presented a memo concerning this issue. Private lands in Florida were exchanged for public lands in NV. The utility corridor is an encumbrance that the private land owner asked to have moved onto public land outside the highway; this increases the value of the private land. A value was assigned and the value from equalizing the trade is what's coming in to BLM now. The funds do come into the special account; these funds are available for a plethora of things. None of the equalization payments go to the county straightaway. Rosie advised that utilizing HCP funds would allow the county to access funds to support the HCP facilitator/administrator as well as the supporting work that goes into this position. The county has a Section 10 fund and BLM has a special account for implementation. The county can make a request, to be administered by BLM. Within less than a year BLM should be able to accept requests from the special account. BLM needs a letter of request for these funds. Rosie commented that the law says the BLM special account

can be used for implementation of the HCP for LC. If funding for the Building/Planning needs to happen to support the implementation, then this can be addressed through the request. Ed feels an inspector is needed in the Alamo area and he'd like to be able to use some of the Coyote Springs' funds to provide for a part time building inspector. Rosie Thomas advised that a request can be made for use of the BLM special fund. It is the county's responsibility to implement the HCP and the county has a fund to support it. Rosie feels it may be appropriate to use some of BLM's special funds. Some part of a seven member public lands commission can be funded through the BLM HCP special account. There is an implementation plan in place for LCCRDA and LCLA. Rosie cited that a letter from the Board requesting use of the HCP funding for these purposes needs to be sent to BLM. Paul M. asked if we are trying to use the funding for other tasks, or are we in need of funds to implement different tasks of the HCP. Paul M. cited that HCP funds can't be used on something that isn't tied to the HCP. Rosie suggested that a public meeting be held to get the administrative governance into place so that HCP support requests/right-of-way costs can be entertained. Rosie commented that we need to position ourselves so that the funds are available for all allowable activities. Ronda Hornbeck referred to Section 9.1 of the HCP, funding. There is some discussion about finding funding for the part time inspector. Ed commented that he would like to see this position located in Alamo. Currently, the people of Alamo are paying the mileage for inspections. Paul M. suggested that this position should be addressed through the budget if the HCP funds can't be used for it. No action is taken.

#15-FUNDING REQUEST

This item concerns a letter to Bureau of Land Management (BLM) requesting funds from the HCP and Coyote Springs Transmission Utility Corridor relinquishment be designated and the time frames associated with the disbursement of funds. See Items 10-4 for discussion about this item. Kevin feels basic discussion needs to be held prior to approving a letter. No action is taken.

#16-LINCOLN COUNTY FIRE DISTRICT

This item is handled under separate agenda.

#17-PRE-DISASTER MITIGATION PLAN

This item is tabled to the next meeting.

#18-PANACA FIRE DISTRICT

This item is handled under separate agenda.

#19-PIOCHE TOWN RATE INCREASE/WATER CAPITAL IMPROVEMENTS

Glenn Zelch advised that Pioche Town would like to increase its rates by \$1.00. The rate will increase to \$22.00 per month. Public meetings have been held. This increase allows for matching grant funds that will be used in the future. **Paul D. made a motion to approve the Pioche Town water capital increase of \$1.00; seconded by Ed. All voted in favor.**

#20-PIOCHE TOWN RATE INCREASE/SEWER CAPITAL IMPROVEMENTS

Paul D. asked if the people that are on a fixed income have been taken into consideration, is there some way to subsidize these people. Glenn responded that there are agencies available to help these people. **Paul D. made a motion to approve the Pioche Town sewer capital increase by \$1.00; seconded by Ed. All voted in favor.**

#21-PUBLIC HEARING – OPEN SPACE/COMMUNITY LANDS PLAN

This is the time and place set for public hearing on the Lincoln County Open Space and Community Lands Plan. Lynn Zonge is present via telephone and she reviewed the plan. This plan goes hand in hand with the LC Public Lands Plan. Vaughn Higbee questioned how this affects multiple use on public lands in the county. Lynn responded that it doesn't affect public lands at all and doesn't even speak to that. The main thing this plan does is identify areas that are important to maintain and protect from development. Vaughn cited that he has a spring at Hell's Half Acre and people are allowed to use the land for rock crawling; these people are continually pulling their water lines apart. No action is taken.

#22-GRANT APPLICATION

Sheriff Kerry Lee and Deputy Tim Umina presented this item. This funding will be used to replace the Deputy's laptops. No match is required. **Kevin made a motion to approve the grant application to Office of Criminal Justice in an amount not to exceed \$80,000.00 for the purchase of equipment; seconded by Paul D. Paul M. is absent. All voted in favor.**

#23-STOP DOMESTIC VIOLENCE GRANT

Sheriff Kerry Lee and Deputy Tim Umina presented this item. This grant is used to investigate crimes against women & children, stalking, and domestic violence. This grant only requires "in-kind" as a match. The amount of this grant is \$67,000. This position was advertised in the newspaper; there were several requirements, including POST certification. This is an at will employee who will be laid off when the money runs out. The grant required a new position, not existing. **Kevin made a motion to approve the hiring of a part-time investigator for the STOP Domestic Violence grant from the NV Attorney General's office; seconded by Paul D. Paul M. is absent. All voted in favor.**

#24-UNIVERSITY OF NEVADA COOPERATIVE EXTENSION

Holly Gatzke offered an overview of current activities of University of Nevada Cooperative Extension. Holly works on community development and linking the Board with expertise from the University. Holly spends a great deal of time working with the kids in the county; 38% of the kids in the county are enrolled in 4H. Holly discussed the agriculture diversification. A group of producers are in the process of creating a Producer's Cooperative. This group will market their high quality products and they will join together to transport their products to the market in Las Vegas. They are looking at the feasibility of setting up a community kitchen that would allow for legal processing of products. They are looking at processing sauces and jams and are holding discussions with the local health inspector. The University has been told they need a 33% cut across the board; 21% was taken in the college last round and this time they are asking Cooperative Extension to take a 72% cut. Holly will remain in her position, but 69 layoffs in the college will take place. This is a \$5.5 million cut. The positions being cut are those that seek grants and match salaries. Most of the employees that make 4H function, and make sure the rules are followed, will be removed as they are paid through state funding. We have a higher enrollment in UNR than we've ever had before. The Farmer's Market is earning enough money to pay for itself. No action is taken as this is informational only.

#25-DETENTION CENTER INSULATION – BID AWARD

Denice Brown presented this item, which concerns a recommendation for awarding a contract for the Detention Center efficiency improvements. **Kevin made a motion to award the contract to Skyline Roofing, Inc., in the amount of \$73,587.00; seconded by Ed. Paul M. is absent. All voted in favor.**

#26-SUNRISE ENGINEERING, INC., AGREEMENT

The total amount of the grant is over \$900,000. **Ed made a motion to approve the agreement with Sunrise Engineering, Inc., for the Panaca & Rachel park upgrades; seconded by Paul D. Kevin abstains as a principle engineer with Sunrise is his son. Paul M. is absent. Motion carries, 3 in favor, 1 absent, and 1 abstention.**

#27-RAIL CITY LINEAR PARK

Paul D. made a motion to approve Amendment No. 1 to the contract for engineering and technical services by Sunrise Engineering on the Rail City Linear Park improvements for an additional budgeted amount of \$46,000; seconded by Ed. Kevin abstains. Paul M. is absent. Motion carries, 3 in favor, 1 absent, 1 abstention.

#28-S&S MECHANICAL CONTRACTORS CONTRACT

Kevin made a motion to approve the contract between LC and S&S Mechanical Contractors for work on the Detention Center in the amount of \$133,214; seconded by Ed. Paul M. is absent. Motion carries.

#29-MESQUITE ELECTRIC CONTRACT

Ed made a motion to approve the contract with Mesquite Electric for work on the LC Courthouse in the amount of \$105,152; seconded by Kevin. Paul M. is absent. All voted in favor.

#30-TWO WAY RADIO COMMUNICATIONS TOWER LETTER

Denice Brown discussed current issues with the two way communication system, funded by Community Development Block Grant (CDBG). CDBG requires that we show we are progressing and moving forward with the work on this tower by March 31, 2011. Clark County (CC) is no longer willing to erect the tower for us. The allocated funds will not pay for engineering, soils testing, purchase of tower, installation of tower, or purchase of shelter. The amount of the CDBG grant will only pay for the tower and equipment, not labor. With CC not helping with this, we are stuck with labor (state prevailing wage, Bacon Davis), which has cause the price to go up. CDBG is unsatisfied with the delay in breaking ground on this project. They want us to turn in the money and apply at a later date when we are better prepared. CDBG requires documentation from BLM stating that we are able to erect this tower on their land. As of today, we haven't been able to provide any documentation to satisfy CDBG on this. This tower is located in a utility corridor, and CDBG wants a letter from BLM stating that it is okay for us to do this. CDBG is requiring LC to get their own letter; the letter has been held up as Pardee Homes is in the process of transferring their lease with BLM to LC/CC. The environmental study is complete. CC has their tower erected on the site. Captain Gary Davis commented that he hates to turn all of this money back due to the lack of a letter. CDBG has given us no choice; without the letter from BLM we must turn in the funds. The letter must be produced prior to working on the project, which has to be before March 31, 2011. CDBG doesn't want us to start the project without assurances from the county that there is enough funding to complete the project. This letter needs to state that if CDBG funds can't cover this in its entirety, the county will. Coyote Springs will provide \$50,000. Gary advised that estimated costs are \$140,000, without the shelter. \$166,000 is budgeted in the grant for equipment/materials. With the \$50,000 from CSGID and the CDBG grant, this tower is ready to go (except for the BLM letter). Gary advised that there are two or three bidders, including the company that did the project in Clark County. The shelter will be funded by the CSGID money. The shelter is used and will be purchased and installed by Rebel Communications. Sheriff Kerry Lee said that the \$50,000 from CSGID will cover all of the labor. Gary said that the contract for the tower, and the tower itself, can't be purchased until we have the letter from BLM. Gary cited that the only concern is with CDBG; we have enough money for the shelter, soil sample, and other required items. Paul D. advised that he spoke with Shawn and in the future we need to have a plan for grants, not just be reactive. Kerry commented that they've put a great deal of time into this project and have attended a many, many meetings. CDBG had a problem with the environmental as it has Pardee's name on it; they are giving the money to LC. **Kevin made a motion to draft a letter to fulfill the needs of CDBG relative to this and LC's obligation to it; seconded by Ed. Paul M. is absent. All voted in favor.**

#31-LINCOLN COUNTY HIGH SCHOOL RODEO

Paul D. made a motion to approve the use of the LC Fairgrounds for the LC High School rodeo and to allow the contestants to camp there; seconded by Ed. All voted in favor.

#32-LINCOLN COUNTY NUCLEAR OVERSIGHT PROGRAM

Dr. Mike Baughman presented this item. Mike discussed the action before the US District Court of Appeals. Oral arguments are scheduled for tomorrow. Mike reviewed the issues to be decided. It is anticipated the Court will issue decision within 60 days. The NRC staff provided and update to the five NRC Commissioners regarding the Yucca Mountain Program. Staff indicates that the various volumes of safety analysis reports are not going to be released as currently titled; they will be re-crafted as technical evaluation reports. SCR Volume III will not be released, which puts a definite end to the discovery process. NRC is documenting lessons learned and participating in licensing. NRC is filing motions as well as responding to such. NRC will maintain the Las Vegas hearing facility, digital data management system, and licensing proceeding since they have funding to do so. DOE has filed an appeal to the full commission. There is concern about the integrity of the NRC as it has become so politicized. Mike reviewed several filings by DOE and discussed Blue Ribbon Commission's draft recommendations/final report. May 14 is the next BRC meeting in Washington, D.C. The county has received about \$480,000 for FY 2011. Vaughn Higbee addressed the Board and discussed the political side; awareness has been heightened by what has happened in Japan. One of the problems will be the immediate heightened awareness that there has been another nuclear accident. It appears that the appeals are delaying tactics in hopes that this will go away. Congress believes this will not go away and funding will remain. There is a struggle between Congress and the Administrative side. Vaughn proffered information on Nevadans for Carbon Free Energy/energy parks. Discussions continue about locating an energy park at the NV Test Site. \$1 billion in annual dividend payments would go to NV for education/infrastructure. \$2,500 would be paid to NV families.

Resources of UNR, UNLV and other high-level institutions and agencies would be engaged. 1,500 high-quality jobs related to Yucca alone would open up. High-quality jobs throughout NV would be in excess of 10,000 state-wide. Nevadans for Carbon Free Energy are working with NV Legislators right not to move this forward; they are working to create a ground swell in moving this forward and providing funding as well. These people are business people from Reno. These parks would help to diversify NV. No one seems to be interested in engaging in real dialogue about this. This group doesn't want a permanent repository at Yucca Mountain; they want a 150 year facility that would research reactive cooling and green energy, among other things. Vaughn cited some problems with this. The federal law would have to be changed so that this wouldn't be a permanent repository.

#33-LINCOLN COUNTY PINYON JUNIPER BIOMASS ENERGY FEASIBILITY REPORT

This will allow time for addressing comments that have been received. Outside comments were solicited from US Forest Service as well as UNR. **Kevin made a motion to approve contract Change Order #1 for the Beck Group with regards to preparation of the Lincoln County Pinyon Juniper Biomass Energy Generation Feasibility Report (this is a no cost extension through April 30, 2011); seconded by Ed. Paul M. is absent. All voted in favor.**

#34-SOUTHERN LC HABITAT CONSERVATION PLAN ADMINISTRATOR

Ronda Hornbeck is present for discussion concerning the recommendation of wage. Paul M. advised that he and Kevin met to discuss wages; they concluded that \$21.72 per hour is a good starting point. \$30.79 per hour is the counteroffer that Ronda submitted. Ronda commented that Dr. Mike Baughman was hired for seven months at \$49,000; she is asking several thousand less for the same job that he is doing. Coyote Springs has an administrator that is being paid quite a bit more than this position as well; \$85 per hour. Ronda spoke with those at the nuclear waste office to use a computer; they will provide a computer and printer. Services and supplies has been budgeted for this position under the HCP. Kevin advised that a grants administrator was just hired by the Board at a lesser rate. Ronda will be working 19.5 hours per week, no benefits. \$23.00 per hour is approximately what the grants administrator is receiving. Kevin questioned why the HCP administrator would be paid so much more. Ronda responded that she has about eight pages of what this job entails. **Paul M. made a motion to hire Ronda at \$28.00 per hour, gross pay; seconded by Paul D.** Ed asked what work needs to be done when there isn't much development going on. Ronda responded that the Section 10 permit isn't just for development in the southern end of the county. Caliente is moving forward with 8.3 acres of take; mitigation for those acres is required now. UPRR is part of this HCP and continues to run every day; the County Road Department will be cleaning roads in habitat area. Kevin agreed; there are things that must be done within one to two years. Kevin reiterated his concern that the grants administrator isn't being paid this much. Ronda reminded the Board that the funds for this position aren't coming out of the general fund. Kevin commented that he understands that but at some time the madness has to stop. In terms of types of payment, particularly from federal funding sources, it's unconscionable from the private sector point of view. Somewhere there has to be a sensible point. **Kevin and Ed are opposed. Motion carries 3-2.** Vaughn Higbee asked if Pahrnagat Valley is included in this HCP. Only Alamo Industrial Park. Vaughn commented that he is totally opposed to any of the Pahrnagat Valley acres being included in the HCP. Due to that, Vaughn will file a complaint with the Ethics Commission. Vaughn doesn't believe these acres should be included. It was never discussed in Pahrnagat Valley. People in Pahrnagat Valley have no idea. Vaughn said that the Board has eliminated anyone from ever using the property on the east side of Pahrnagat Valley for development; no one will pay that type of money. Vaughn commented that this HCP facilitates extortion by the federal government. Ronda advised that the HCP took ten years; a great many meetings were held. The only thing within the HCP right now is the Alamo Industrial Park. What will, and could be included, are the 90,000 acres for disposal around Alamo; these acres were identified for the HCP. Nothing else in Alamo was included. Vaughn commented that he is going on a public relations campaign. When people find out that it will cost \$17,000 up front for a lot/project there will be a great deal of unhappy people. \$550 per acre plus all county fees will prevent people from building houses. Vaughn said what the Board has basically done is eliminated the chance for any development in Pahrnagat Valley. There are two pieces for disposal around the town, one on the north, one on the south, that are not currently included in the HCP. Ronda said that the thing that must be realized if you're in tortoise or willow flycatcher habitat is that, if it is an endangered species, a person would be required to get a Section 10 or they can opt in through the county. The county put this HCP in place to help out the residents of the county; those fees have to be paid regardless of whether or not the HCP is in place. It is a federal requirement.

#35-PIOCHE STAIRCASE REPAIR

There are staircases between the Purple Onion/Silver and by the telephone company that are crumbling. Cory Lytle advised he has some maintenance funds that can be contributed to this. Cory has contacted a man that has some a masonry background. If the stairs can't be repaired, it will cost a great deal to replace them. Paul M. asked if this is a Pioche Town issue. The stairs are located on a county easement. Paul D. commented that a public meeting should be held to see how much use these get and cited that it would be worth it to take them out as they are a liability. Paul D. suggested that they be blocked off until they are fixed. Glenn Zelch commented that he doesn't believe adults use these staircases. The sun doesn't get in there and it is very difficult to clean the snow off; this is why the concrete deteriorates. It is going to be difficult to do a repair that will last. Long term, the only solution is to take them out. There is some discussion about erecting a sign warning of danger. Kevin suggested that left over SNPLMA funds can be used to replace the stairs and put a covering over them. Cory commented that \$4,500 will be left over from the Pioche Upper Park, but he doesn't know how it can be legally tied to the project. Kevin asked that the stairs and canopy be included when supplemental funding is applied for. In the meantime, they will be temporarily blocked off with signs. Paul D. asked about metal stairs as opposed to concrete. Cory will look for funding. **Kevin made a motion to block the access ways, and erect signage, of these staircases for safety reasons; seconded by Ed. All voted in favor.**

#36-RESOLUTION #2011-04

Daniel read the resolution into the record. **Ed made a motion to approve the resolution opposing Interior Secretarial Order 3310 for the BLM to designate "Wild Lands" without Congressional approval; seconded by Paul M. All voted in favor.**

#37-RECOLOGY AGREEMENT

Bev Peterson presented a request to change the agreement with Recology to allow residents to recycle certain items. We throw away a great deal of cardboard, plastic, and other recyclable materials. Bev is taking a college course that has made her think that even our small county can make a difference. Bev spoke with the secretary at Recology, who advised that they had to dig two more holes to accommodate how much we are putting in the ground. Bev has seen bins that are dedicated to recycling and asked why we can't get something like that. Our contract with Recology expires in 2014. Bev asked if we are prohibited by our contract from going to anyone else to recycle. Recology has the franchise on the county. Ivan Jones, who works for Recology, will address these concerns with his company and get some answers. Ivan advised there is a lot of recycling that happens at the landfill.

#38-COMMISSIONER REPORTS

COMMISSIONER PAUL DONOHUE commented that the Fair Board and Tax meeting was held on 3-8. Paul D. understands that there is over \$100,000 in this fund. This money is to be used to promote tourism and Paul D. asked if there is a minimum of this funding that should be held. Paul D. feels that this is an enormous amount of funding to be sitting in the account and suggested that it be used. Ed commented that there is always pressure to hire someone and spend the funding on someone that will promote tourism in LC. Tommy advised that he doesn't believe there is a requirement to have a set amount in this fund. These funds are also used for the county rodeo. Paul D. will look into how much is being brought into this fund each year and how it can be spent. Paul D. will attend POOL/PACT next month. **COMMISSIONER ED HIGBEE** attended the Resource Advisory Council (RAC) meeting last week. BLM charged \$43,000 for the race southwest of Las Vegas so the race will be moved to CA. Ed commented that entities can be put out of business by red tape. **COMMISSIONER TOMMY ROWE** attended the Tri-County (TC) meeting in Ely last Friday. TC set the BLM project priorities and Tommy presented those. TC presented a letter for Rosemary Thomas regarding the 90,000 acre land sales as outlined in LCCRDA. BLM would like a list of those to be sold each year. Paul M. advised that BLM hasn't finished any of those that have been started in the last year.

#39-PUBLIC COMMENT

Tommy called for public comment. Tommy commented that there is new construction at the BLM office in Caliente that will include parking and solar panels. BLM believes they can generate enough electricity to run the office during the day.

#40-ADJOURN

There being no further business for the Board to attend to, **Ed made a motion to adjourn the meeting at 3:05 p.m.; seconded by Paul D. Paul M. is absent. All voted in favor.**

Attest: _____ Approve: _____

DRAFT