



LINCOLN COUNTY BOARD OF COMMISSIONERS

June 6, 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 9:12 a.m. Clerk Lisa Lloyd called the roll.

PRESENT: PAUL MATHEWS (leaves the meeting at 12:10 p.m.) LISA LLOYD, Clerk
KEVIN PHILLIPS DANIEL HOOGE, District Attorney
TOMMY ROWE
PAUL DONOHUE
ED HIGBEE

There is a quorum present and the agenda was posted on 5-31-11. The Invocation is offered by Kevin and Ed led the Pledge of Allegiance.

CONSENT AGENDA

- 2* Approve/Deny minutes of the May 2, 2011, May 16, 2011, and May 31, 2011 Commission meetings.
- 3* Approval/Signature regarding audit/disallowed Cost Certification for Community Development Block Grant regarding Alamo Sewer Phase II, grant number 03/010.
- 4* Approve/Deny changing July 4, 2011 Commission meeting to July 5, 2011 due to the holiday.
- 5* Approve/Deny the hiring of pool lifeguards for Pioche Town.
- 6* 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).

Paul M. made a motion to approve the consent agenda with the exception of May 31, 2011 minutes; seconded by Kevin. All voted in favor.

#7-VOUCHERS

Recorder/Auditor Leslie Boucher presented the vouchers and cash balance report. General County has a balance of \$734,143.93 with estimated expenditures being \$168,308.32. This leaves General County with a balance of \$565,835.61. Transportation has a cash balance of \$29,806.49 with estimated expenditures being \$4,712.59. This will leave Transportation with a balance of \$25,093.90. Nutrition has a cash balance of \$18,486.91 with estimated expenditures being \$15,030.92. This leaves Nutrition with a balance of \$3,455.99. Detention Center has a negative cash balance of \$12,138.74 with estimated expenditures being \$91,869.96. Receipts not posted total \$158,060.00. Detention Center will have a balance of \$54,051.30. Solid Waste has a balance of \$72,744.64 with estimated expenditures of 419,963.56. Solid Waste Fund owes Water Plan/Development Fund, Fund 87, \$27,484.15. Solid Waste will have a balance of \$52,781.08. Airport has a negative cash balance of \$336.89 with estimated expenditures being \$449.13. Airport fund will be augmented today in the amount of \$1,500, which will leave a balance of \$713.98. Planning, Fund 110, has a balance of \$13,714.04 with estimated expenditures being \$4,841.40. This leaves Planning with a balance of \$8,872.64. Building Department Fund has a balance of \$24,097.99 with estimated expenditures being \$5,306.82. Building Department Fund will have a balance of \$18,791.17. **Paul D. made a motion to approve the vouchers as presented with the exception of the Mountain Mercantile, Sunrise Engineering, and LC Telephone vouchers; seconded by Kevin. All voted in favor. Paul M. made a motion to approve the Mountain Mercantile and Sunrise Engineering vouchers; seconded by Ed. Kevin abstains. Motion carries. Paul M. made a motion to approve the LC Telephone System vouchers; seconded by Ed. Paul D. abstains. Motion carries.**

#8-OFFICER/DEPARTMENT HEAD REPORTS

EMERGENCY MANAGEMENT COORDINATOR Rick Stever advised that culverts that go into the Caliente Youth Center will be looked at Wednesday and considered for replacement. If replaced, a bridge will be installed. Rick is moving ahead with the disaster mitigation plan update. Rick received a public health alert about measles; there has been an outbreak in Clark County. Several years ago Marge Gunn received some equipment from the NV test site, including a fire truck. Rick received a phone call from Pahranaagat Valley Fire Department advising that they no longer need the fire truck; they would like to create an agreement to give the truck to Kannarraville, UT. A mechanic from Clark County will work on their pumper as part of the exchange. **SHERIFF** Kerry Lee advised that a hot water heater was included in capital outlay for last year and this year but it hasn't been purchased; the health department has just advised that if it isn't replaced the Detention Center will be written up. Kerry commented that he has no funding to purchase the hot water heater. **GRANTS ADMINISTRATOR** Shawn Frehner reported the unemployment numbers. Shawn will attend the Panaca Town Board meeting on Wednesday to review plans for the Panaca Park. Shawn is uncertain if approval from SNPLMA will be given for replacing the concession stand. Shawn has been working hard on the Million Dollar Courthouse. We have until August 30 to spend \$165,000. Shawn has been working hand in hand with Mara Jones in the SHPO office. Mara is not available for an undetermined amount of time. Shawn will now have to work with a different person and she is concerned about the time frame of this project. Plans have to be approved prior to the construction that is required to be done by August. We will not be able to get another extension. Shawn will be in Las Vegas on June 14 for SNPLMA meeting.

#9-HIGHWAY COMMISSION

This item is handled under separate agenda.

#10-BUDGET AUGMENTATION

Kevin made a motion to approve the resolution to augment the budget for Legal Services (\$200); seconded by Ed. All voted in favor. Ed made a motion to approve the resolution to augment Ambulance Fund (\$16,000); seconded by Paul M. All voted in favor. Ed made a motion to approve the resolution to augment the budget for Solid Waste (\$20,000); seconded Kevin. All voted in favor. Paul M. made a motion to approve the resolution to augment the Lincoln County Planning Fund (\$12,000); seconded by Kevin. All voted in favor. Kevin made a motion to approve the resolution to augment the Airport Fund (\$1,500); seconded by Ed. All voted in favor. Paul M. made a motion to approve the resolution to augment General County (\$221,378); seconded by Ed. All voted in favor.

#11-LINCOLN COUNTY FIRE DISTRICT

This item is handled under separate agenda.

#12-LINCOLN COUNTY SOLID WASTE MANAGEMENT PLAN

This is the time and place set for public hearing on the proposed Solid Waste Management Plan. Cory Lytle presented this item and reviewed the plan. This plan is mandated by the state and should've been completed months ago. The scope of this project is nothing more than to fulfill the state's requirements. **Kevin made a motion to approve the resolution adopting the LC Solid Waste Management Plan as part of the LC Master Plan; seconded by Paul D.** Doug Carriger commented that the county is responsible for the closure costs of the two landfills, which is over \$1 million. This is included in the plan. For the closure of Western Elite and Crestline/Recology, the county tax payers will be responsible for the costs. Paul D. cited that we need to make sure that the plan requires the solid waste entities, Western Elite (WE) and Recology, to have a bond that covers the closure. WE doesn't have the required zoning for their current operation. It will be difficult for the count, moving forward, knowing that all county land owners are on the hook for the closure. Proper zoning is required by ordinance and it's not being enforced. There is a provision in the Coyote Springs (CS) Development Agreement that the county will not allow a transfer station or similar facility within 10 miles of CS's site. CS is worried that the location of these stations will reduce the value of the property. Doug feels the county needs to require Western Elite (WE) to carry the bonds to cover the closure. The plan will be redone in five years, Cory said. Paul D. agreed that WE should have a bond to close it; the county shouldn't be on the hook to pay for the closure. Dawne Combs asked what the WE contract says. We don't have a contract with them. WE claims they have a special use permit. Doug commented that in 2003, Bedrock applied for one but they never fulfilled

the commitments to receive a Special Use Permit. Doug doesn't believe WE has ever received a SUP. Through the SUP process, the closure bond could be required. Dawn reminded the Board that the Solid Waste Plan is already past due; the state has been very good about letting us work on it. **None vote in favor. Paul M., Kevin, Paul D., Tommy, and Ed vote against the motion as they would like to reconsider their concerns.**

#13-DELINQUENT TAX DEED PROPERTY & SALES

Treasurer Kathy Hiatt addressed this item. Kathy advised that they will be taking tax deeds today at 5:00 p.m. and she needs direction from the Board as to whether or not they want to do a sale. Daniel commented that until the property is actually sold, the owner has the right to redeem the property. Fines and penalties continue to accrue every day, Daniel cited. There is a 90 day notice period, during which the owner can pay amounts owing and redeem it. Kathy responded that once the land is advertised for sale the owner can't redeem it. They can come and bid on it like everyone else, but they cannot redeem it. Dylan Frehner is here on behalf of Jim Vincent, who is the largest owner of the property taken for the tax deeds. Dylan cited that this is agendized for sale of any properties. Dylan questioned whether the Board was looking to sell all properties, or just the Vincent property. Mr. Vincent would like to request a delay in the tax sale. Mr. Vincent is in the process of trying to find a single buyer to take it over; this buyer would be subject to any tax lien on the property. Mr. Vincent has invested a great deal of money and effort into the property and he's sold multiple parcels. Mr. Vincent requested a 9-12 month delay on the sale. Dylan cited that this is a reasonable alternative to allow Mr. Vincent to work this through. Mr. Vincent understands his commitment to the county and isn't asking for a reduction; he needs more time to work through issues. If all of Mr. Vincent's property is taken, that includes 15 properties that are contaminated with environmental issues (including arsenic). Mr. Vincent has spent over \$30,000 to address the contaminated lands; if the county takes these over the county will be responsible for clean up. Mr. Vincent has agreements with the county with regards to roads/power/water. Mr. Vincent has made some improvements to various areas. Mr. Vincent has an agreement with the county to put aside \$2,000 from each sale of land for the pavement of roads. If the property is sold to another buyer, they inherit all of the environmental issues. The contaminated lots haven't been marketed and won't be sold until they are cleaned up. Daniel cited that there is a provision that allows for the county to clean these up and then add the costs to the sale price. Paul D. requested more time to think about this and asked that the issue of selling the properties be tabled for a few weeks. Paul D. cited that he isn't certain if he is comfortable waiting for one year either; he would like more time to digest the issue. Kathy commented that if Mr. Vincent is given an extension, then all of the others on the list need to be extended the same courtesy. Dylan offered to meet with individual Board members in the meantime. Tommy feels the way that the economy is at this time, even with a tax sale, we won't have enough buyers. If Mr. Vincent sells the property, the first thing that will be paid off is the tax lien. **Paul D. made a motion to table this item; seconded by Ed. All voted in favor.**

#14-LC PLANNING & DEVELOPMENT CODE

This item concerns the amendment of section 13-5-2 "Membership" under the LC Planning and Development Code. There is a vacancy on the Planning Commission from the Caliente area. There are individuals interested in serving on this board, but they live outside of the designated area. This ordinance will amend boundaries so that people in the Beaver Dam and Highland Knolls areas might be able to serve on this board. **Paul D. made a motion to set the public hearing on July 5 at 11:00 a.m.; seconded Ed. All voted in favor.**

#15-LC SHERIFF'S OFFICE & NV DEPT. OF INFORMATION TECHNOLOGY AGREEMENT

Kerry advised that he doesn't have the money in his budget to cover this contract. In previous years, he had funding in services/supplies but he doesn't believe there is enough left to cover this. Payment would be due in July. The second year of this contract, the cost will increase to almost \$4,000 per year. **Kevin made a motion to approve the interlocal agreement between LC Sheriff's Office and the NV Department of Information Technology for radio rack space at Highland Peak; seconded by Paul M.** Paul D. commented that we just approved an agreement that we don't have money to pay. **All voted in favor.**

#16-QUARTERLY JAIL TOUR

This item has been tabled.

#17-PANACA ELEMENTARY HALF MARATHON/10 K RUN

Cory Lytle recommended that the fee be waived as this is a fundraiser for the Panaca Elementary 6th Grade to earn money to go to Washington, D.C. Larissa Frehner is in charge of this and has permission from NDOT. Start time for the half marathon/10k run is 7:00 a.m. on July 2. **Paul M. made a motion to approve the Special Events permit and fee waiver; seconded by Ed. All voted in favor.**

#18-CALIENTE GRAND PRIX

Paul D. made a motion to approve the Groundshakers Motorcycle Racing Association of NV (MRAN) Caliente Grand Prix scheduled for July 2, 2011, subject to MRAN contacting all affected AUM permit owners on the race route; seconded by Ed. Paul M. abstains. Motion carries.

#19-BLM RIGHTS-OF-WAY

Cory Lytle addressed the issue of the patents on the transfer sites. In the meantime, the leases on the sites have expired. Cory asked if the Board wants to move forward with the applications for rights-of-way on Hiko, Beaver Dam, Dry Valley, Rachel, Mt. Wilson, and Eagle Valley transfer station sites. There is a plan of development that will need to be done in tandem with the application. **Paul D. made a motion to approve moving forward with the rights-of-way; seconded by Kevin. All voted in favor.**

#20-ALAMO TRANSFER STATION PATENT

Victoria Barr advised that under RP&P, BLM retains title so long as the property is of a municipal benefit. If the county decided to no longer use the property, it reverts to BLM. Right-of-way has to be renewed. The patents are good for 99 years. Kevin questioned whether or not the sites should be further from the ever expanding communities. Paul M. responded that both should be done; patent the currently used lands and move forward with a plan for patenting future sites. Kevin would prefer a better solution than having the transfer sites within the respective communities. Pioche and Panaca are already patented. **Paul D. made a motion to approve the patent process for the Alamo transfer station; seconded by Ed.** Vaughn Higbee commented that the Alamo transfer station has never really worked; there is no dead animal pit. Vaughn further commented that we're transporting 1 million tons of biomass to a landfill that could otherwise be covered up or transported right and kept right in Alamo. Paul D. agreed that it is not economical the way that we're handling it, but we don't have the abilities to put it elsewhere. **All voted in favor.**

#21-LAND DISPOSAL

This item concerns the identification and nomination of up to approximately 3,000 acres of land located in LC for disposal by the BLM. This disposal is possible pursuant to the LC Conservation, Recreation, and Development Act (LLCRDA) of 2004 and the BLM Ely District Resource Management Plan. Victoria Barr of BLM advised that BLM will sell anything that the county requests and land sales don't have to be relegated to 3,000 per year. BLM will need an official letter requesting "X" amount of parcels to be put up and master title Platte descriptions need to be included. BLM is working to amend some of the descriptions as included in the RMP. Right now the only lands that can be disposed of are those identified in the current RMP. Glenn Zelch commented that there are several BLM parcels within the Pioche Town boundaries. Glenn suggested that this is a good place to start, clean up those parcels that fall within any town boundaries. Dylan Frehner asked if there was designation as to how big the parcels will be when sold. Victoria responded that this is up to the Commissioners. Dylan recommended that the county be careful with this as there could be an issue similar to LCLA. If we are going to have large land developments it will be better to have large land tracts as the burdens can be put on the developer. If small parcels are sold there will be a lot of small domestic wells. Dylan hopes the county has a plan for the acreage in order to provide the utilities. Cory Lytle commented that he is concerned about prices right now. Preliminary maps have been done, but it will be up to the citizens and the Board to decide if we want to proceed at this time. Cory recommended that the Board step back on this, hold meetings in each town, and identify "checkerboard" situations that need to be dealt with. Large tracts versus small tracts need to be looked at as well. Cory cited that he doesn't see why a large piece can't be identified, and then broken up into smaller parcels. At this time, the money that would filter back to the county will be insignificant compared to the amount of work required to get this done. Paul D. commented that this situation may actually result in allowing citizens to be able to afford the property, regardless of the amount of money the county receives. Doug Carriger suggested that the parcels go through Planning Commissioner first, and that the land should be pre-zoned. This way, when people do buy, they know what they're getting and what it is zoned for. A ten acre parcel will take a

lot less in services/costs to the county. Local utility providers need to be included in this process so that it is known whether or not the areas will be served. Vaughn Higbee commented that some of the highest valued land is located between Hwy. 93 and Richardville Rd. There are several hundred acres that are isolated in this area. This is all property along the highway that would be valuable for businesses. Higbees own the AUMs on this land but can't use it because it's between the fence and the highway. Dylan commented that he isn't saying not to sell them; he's simply saying that a plan is needed prior to moving forward. Dawne Combs commented that there is no sewer in certain places. When you start breaking up into smaller parcels it will result in a great deal more septic tanks and wells. Paul D. agreed this needs to come before the PC; they need to create a plan to present to the Commissioners. Paul M. suggested that it be advertised to the public so that they may take part in identifying parcels. Wade Poulsen commented that one of the things that has been dealt with in the past is that the surveying has been changed; there are many issues with the surveying that's been done in that area. As we start to checkerboard the BLM parcels, the possibility of who will pay for the survey needs to be looked at. There are many mistakes and problems with the surveying in the county and this could be a good opportunity to fix some of the problems. Victoria advised that when they think the surveys aren't as accurate as they should be, they can call in a cadastral survey and use LCCRDA funds. Dylan asked the Board to realize that they have developers who have invested in land and they are currently struggling. If land is offered at a bare minimum, the county will be undercutting the developers. Tommy agreed that public meetings in each town will be needed. These meetings should include town boards and utility providers. Victoria reiterated that there is no mandate that says they have to dispose of 3,000 acres per year. Cory will work on this.

#22-LC ADVISORY BOARD TO MANAGE WILDLIFE (CABMW)

Cory Lytle offered an update on projects and board members. Recently they put in a guzzler. No action taken on this item.

#23-HERITAGE TRUST FUNDING

Cory Lytle advised that they applied for Heritage Trust Funding. They received \$60,000 for chaining in the Burnt Canyon area. The funding will be administered by the county, through the grants office. Shawn Frehner, Grants Administrator, has agreed to help with this. It will be handled through open bid next spring. The funding is incredibly hard to obtain. Doug Carriger, private citizen, asked if the land clearing will make it easier to install the wind turbines. The money will be disbursed from the state, then funnel through the county. **Paul M. made a motion to approve the administration of the funding through the LC Grants Administrator's office; seconded by Paul D. All voted in favor.**

#24-GNOMON CONTRACT ADDENDUM

Dawne Combs presented this addendum, which will dissolve the old Gnomon contract that included the run books. The county will no longer "be on the hook" to expend the funds and this addendum will kill the contract. The run books are now covered under the Nuclear Waste funding. **Kevin made a motion to approve the addendum to the Gnomon contract dated July 19, 2010; seconded by Ed. Paul M. is absent. All voted in favor.**

#25-HABITAT CONSERVATION PLAN

Ronda Hornbeck, Habitat Conservation Plan Administrator, presented an update on mitigation projects. They are working on road/trail fence for the HCP. Ronda is working on the Willow Flycatcher habitat bank project. A Memorandum of Agreement has been drafted and the first phase is in front of BLM. The first phase encompasses planting willows down the Meadow Valley Wash at sites 43, 42, and 46. Site 17 has a few issues that BLM is working through and will be addressed in the spring. The MOU states that the county, through the HCP, will work with BLM on these projects, and they will be handled on a case by case basis. As we move forward with the different phases, we will work with BLM for separate approval. Ronda has a free use permit that was given to us by BLM. This permit allows the county to cut willows to start the project. Ronda will start cutting the willows next week and on June 17th the first planting project will begin. Ronda was going to see if the Boy Scout troops would like to earn money doing this, but she will also look into using employees through the Southern NV Workforce Investment grant. Ronda met with the HCP office in St. George, UT, to see how they've worked through some of their issues; they put together an education pamphlet. Ronda will work on creating one as it is crucial to get this information out to the public.

#26-BLM/LC AGREEMENT FOR SOUTHWEST WILLOW FLYCATCHER HABITAT

Tommy asked that "potential" be included where "habitat" is mentioned. Ronda was happy to include that. **Paul M. made a motion to approve the memorandum of agreement between BLM and LC regarding establishment, protection, maintenance, and monitoring of Southwest Willow Flycatcher habitat sites within the Meadow Valley Wash area, including the change to include "potential habitat"; seconded by Paul D. All voted in favor.**

#27-YUCCA MOUNTAIN

Dr. Mike Baughman presented this item. At a previous meeting Mike reviewed a report entitled "Characterization of the Potential Positive Economic Impacts Associated with Development and Operation of the Yucca Mountain Repository System, Including Transportation". Kevin cited that this is a good report and it identifies a host of economic factors. **Kevin made a motion to accept the report; seconded by Ed. Paul M. is absent. All voted in favor.**

#28-NUCLEAR OVERSIGHT PROGRAM

Connie Simkins advised that there was a request from Jason Pitts at the last JCCIAC meeting about an epidemiology study that was started about 15 years ago by University of Reno. There are a group of individuals that would like to conduct this study to see where we are on cancer and other health issues prior to the commencement of Yucca Mountain. JCCIAC will be inviting UNR and UNLV to attend the next JCCIAC meeting in August; proposals will be offered, including costs. Connie asked Resource Concepts to submit a written report on their activities. Both written and spoken reports were offered by Paul Seidler/Robison Seidler and Vaughn Higbee. Connie will be working with Rick Stever on future projects that can be funded through the Nuclear Oversight Program. Connie has been putting together quotes to get the emergency response run books printed. From the quotes, it will cost anywhere from \$2,000-5,000. The best quote we have to date is from NV State Printing. Energy and Commerce Committee meetings were held last week; bi-partisan criticism was faced due to the canceling of the YM project. The US Department of Energy (DOE) has awarded a multimillion dollar contract for an advanced waste project at Idaho Falls. Dr. Mike Baughman addressed the Board and discussed the repository licensing proceedings. Recently, the Atomic Safety Licensing Board granted DOE's motion for a protective order; at this point, discovery process is being held in abeyance. Vaughn Higbee addressed the Board concerning his "interpretation of politics". The budget for renewable energy programs has been trimmed by \$6 billion in the new House bill. The House spending bill has allowed several million dollars to fund nuclear waste. Vaughn thinks that we're seeing a movement away from so much renewable energy and that more money is being put towards nuclear. There is a tremendous amount of pressure due to the situation in Japan. This pressure is to move/pare back a lot of the water holding tanks that are close to the ocean and populated areas. There is a real pressure to do some type of central storage, with the pressure mounting daily. In the BRC report, NEI is touting some of the things from the transportation subcommittee report. There should be interim storage for used nuclear fuel; this is something that NEI has been opposed to for a great long time. NEI is talking about the fact that interim storage doesn't eliminate the need for a final resting place. Development of a centralized interim storage facility shouldn't be dependent on the creation of a new management organization and taking the project away from DOE. This seems almost as though NEI is talking about two similar things. Vaughn thinks there is a real feeling by the nuclear industry that things are coming along so well in NM that they want to move as rapidly as possible to centralize storage in NM. The issue with that is the same problem in NV. The counties are in favor of it, but the state itself is opposed. The area around Carlsbad is working to promote interim storage, but there are many areas that are vehemently opposed. NM is in a booming economy cycle right now. These are all factors that will affect what happens with the nuclear waste. Blue Ribbon Commission (BRC), in designating sites for a new area, suggested that the process be 1. local, 2. consent based, 3. transparent, 4. phased, 5. adaptive, and 6. science based. If all of these things were including in the YM plan it could be said that these are all things that were done in NV. DOE would try to say they'd done all of those things. Vaughn suggested that we work on this and come back with a LC position on what "local input" means. Vaughn thinks YM looks more alive now than it has for a couple of years. The county needs to think about what those six items mean to us. What does it really mean to be "transparent", etc.? Vaughn will work with Mike and other contractors on comments concerning these issues.

#29-SANBORN CONTRACT

Connie advised that funding from this year's line item for orthophotos will be moved to this next fiscal year as there was too much snow on the ground to complete the required sections. **Kevin made a motion to approve the contract with Sanborn in the amount of \$64,747 for flight of 683 tiles of orthophotos; seconded by Ed. Paul M. is absent. All voted in favor.**

#30-LC NUCLEAR OVERSIGHT CONTRACTS

Kevin made a motion to approve the contract with Robison/Seidler in the amount of \$190,000, the contract with Intertech Services in the amount of \$160,000, the contract with Core Geo Data in the amount of \$50,000, the contract with Bret Whipple in the amount of \$40,000, and the contract with Resource Concepts in the amount of \$25,000; seconded by Ed. Paul D. commented that the total amount of these contracts could keep the Caliente office open for several more years. Paul D. would like to see this contract funding put towards the office. Tommy responded that this was one of the primary concerns at the JCCIAC meeting. JCCIAC feels that the funding that we've been receiving will not be discontinued; it may be reduced. If the funding is reduced, the contractors will not prepare anything for next year, which would allow for the office to stay open longer. Tommy said that it will take a few years to close out the office. JCCIAC is looking towards the future and feels that we have several more years. At this time, security is working at Yucca Mountain. Paul D. commented that if YM is closed, it is important to keep the funding in the county by investing in the office. Tommy believes that if we slow down or hold back on the use of the funding we may lose it. Kevin feels that we need to stay engaged and involved. When the JCCIAC was first considering the funding profile for the coming year the contractors requested that we stay at full funding. If next year is zero, then it's zero. When it comes to the funding, we will be seriously disadvantaged if the perception is that all we have is an office that is open. Vaughn Higbee discussed why Robison/Seidler felt it was important to maintain funding. R/S is working to offer "the take" on what they're hearing outside the news media in the state of NV. The state is given millions of dollars to offer accurate information about YM. The state spends a great deal of money on a biased campaign about YM. R/S spends a great deal of time working to stay informed about things that are actually happening in order to give the county a good handle on what's happening away from the newspapers and NV. Vaughn feels there are tremendous economic advantages to YM as he's been able to go to some reactors and see that it is very safe. Transportation is very safe as well. BRC has said there is no scientific reason that the waste can't be stored and moved; it's political. Paul D. feels that Connie can get as much information as we're getting from the contractors and then the office could stay open longer. Connie responded that the reports offered today by R/S and Dr. Mike Baughman will give a good idea of why we must stay involved. Connie commented that she has five years involved in this program and the contracts have a combined 50 years. These contractors give a balanced look at what's coming and Connie believes that we need to keep all of the contractors involved. **Paul D. is opposed. Paul M. is absent. Motion carries 3-1.**

#31-COMMISSIONER REPORTS

COMMISSIONER KEVIN PHILLIPS advised that he has asked three individuals here to offer his report about the expansion of the LC Detention Center (LCDC). Sheriff Kerry Lee addressed the Board and introduced Les Travis, Larry Bitten, and Brandon Potts. Kerry has been working with these men for over a year to resolve several issues. Prior to approaching other entities such as U.S. Marshals about housing inmates, conceptual plans were needed. Les Travis, GGW Architects, advised that in 2010 they did some performers for the expansion of the LCDC. It is difficult to get the type of commitments needed to support this type of program. Issues of financing were addressed. Les' recommendation is to prepare a study that would provide Kerry with the type of needed exhibits to market this type of facility. The study will include site/building analysis; they will create a specific program that will include current existing conditions. The evolution of this work will resolve current issues. After the programming is complete, a concept site plan will be created that will show expansion to the existing building as well as a building floor plan. Exterior building elevations will also be created. Part of the report would address some of the financial issues associated with moving forward with this. Larry addressed the Board and discussed his firm's introduction to the project. Larry advised that their role is to use their expertise and relationships with other partners to see what financial opportunities exist. There may be something of a conflict of interest with Hobbs, Ong, but Larry has spoken with Cathy Ong about this. Development/construction/operational costs will be used to develop how the new facility will operate and to determine how to fund the debt service. The report will contain a summary of funding options, performance and cash flows, and conclusions for use by the Sheriff/county. Larry feels that they have a qualified team that can

come up with a good study that will be valuable to the Sheriff/Commissioners. Mark Fein will also be part of this team, and he has a great deal of experience in development. Kerry said that they have some targets for contracts, but times are hard right now. A couple of facilities have been built in the Las Vegas area that have taken some of these contracts, but if we don't have something on paper to present to these entities we are unable to move forward. Kerry believes if this had been done a couple of years ago we'd have been in a better place. That being said, it is important to take the next step and work on the expansion as Kerry believes it will be a good financial opportunity for the county. Kevin advised that he and Ed met with Kerry and Captain Gary Davis. This concept is a holistic approach, not just site specific. Kevin will put this on a future agenda as \$36,750 will be needed for the report. Once new contracts are obtained, they can be used for leverage in the finance area. **COMMISSIONER ED HIGBEE** called Deborah McNeil at Nellis regarding them making a statement against the wind farm on Mt. Wilson/Table Mt. Ed will continue to work on this issue as well as getting an appointment with the new wing commander. **COMMISSIONER PAUL DONOHUE** has been asked to meet with Tim Carlson tomorrow concerning the wind generators on Mt. Wilson/Table Mt. Paul will attend a POOL/PACT meeting. There are several different types of training that POOL/PACT offers and Paul will work on setting these up for county employees. Paul has been working with Rick on the Emergency Management Plan. **COMMISSIONER TOMMY ROWE** will be out of town starting Wednesday.

#32-PUBLIC COMMENT

Tommy called for public comment. Connie Simkins stated that July 13-15 will be wind scoping meetings; she encouraged the Board members to attend the various locations and make a statement. Doug Carriger advised that Cave Valley/Lake Valley Watershed Management Plans include several road closures. There are meetings up in Ely concerning these closures. Part of the plan is great as it includes fuels reduction, but we need to be vigilant about road closure as it eliminates access to important areas. Vaughn Higbee thanked the Board for the amount of time they put in to try and keep the citizens of LC safe.

#33-ADJOURN

There being no further business for the Board to attend to, Tommy adjourned the meeting at 2:42 p.m.

Attest: _____ Approve: _____