



LINCOLN COUNTY BOARD OF COMMISSIONERS

August 15, 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 9:11 a.m. Clerk Lisa Lloyd called the roll.

PRESENT: PAUL MATHEWS
KEVIN PHILLIPS
TOMMY ROWE
PAUL DONOHUE (leaves the meeting at 9:21 a.m.; returns at 11:15 a.m.)
ED HIGBEE

LISA LLOYD, Clerk
DANIEL HOOGE, District Attorney

There is a quorum present and the agenda was posted on 8-9-11. The Invocation is offered by Ed and Kevin led the Pledge of Allegiance.

#2-PUBLIC COMMENT

Tommy called for public comment. Harold Wittwer requested that, as soon as practical, the Board include improvement of the road between state line and Acoma on their calendar. The road gets really bad during the winter months and is nearly impassable. Several years ago, the road was so bad that some of the UPRR equipment got stuck. Harold presented photos of the work done on the UT side of the road. The part of the UT road that has fills never gets flooded. Harold cited that he pays nearly \$2,000 in taxes per year.

CONSENT AGENDA

- #3 Approve/Deny minutes of July 18, July 21 and August 1 Commission meetings.
- #4 Approve/Deny interlocal contract between Division of Health Care Financing and Policy (DHCPF), Division of Welfare and Supportive Services (DWSS) and Lincoln County specifically for the county match program.
- #5 Approve/Deny contract with R Phillips Plumbing, LLC, in the amount of \$9,800 to provide and install a water heater at the LC Detention Center.
- #6 Approve/Deny the appointment of Spencer W. Hafen to the Panaca Town Board. Cheryl Wenner resigned as of June 30, 2011.
- #7 Approve/Deny advertising and hiring of a replacement homemaker in Alamo.
- #8 Approve/Deny changing the September 5, 2011 Commission meeting to September 6, 2011 due to the holiday.
- #9 Approve/Deny original and renewed 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 Item 4, which has been tabled; seconded by Kevin. All voted in favor. (Paul D. is absent for this item).

#10-VOUCHERS

Recorder/Auditor Leslie Boucher presented the vouchers and cash balance report. General County has a balance of \$169,873.81 with estimated expenditures being \$145,556.99. This leaves General County with a balance of \$24,316.82. Transportation has a cash balance of \$21,879.43 with estimated expenditures being \$2,991.11. This will leave Transportation with a balance of \$18,888.32. Nutrition has a negative cash balance of \$3,703.07 with estimated expenditures being \$10,002.58. This leaves Nutrition with a negative balance of \$13,705.65. Detention Center has a negative cash balance of \$58,906.57 with estimated expenditures being

\$71,871.93. Detention Center will have a negative balance of \$130,778.50. Payments for July haven't been received. Solid Waste has a balance of \$43,022.46 with no estimated expenditures. Solid Waste Fund owes Water Plan/Development Fund, Fund 87, \$27,484.15. Airport has a negative balance of \$2,204.15 with estimated expenditures being \$297.69. This leaves Airport with a negative balance of \$2,447.84. Planning has a balance of \$9,011.73 with expenditures being \$2,153.75. Planning will have a balance of \$6,857.98. Building Department has a balance of \$23,298.88 with estimated expenditures being \$3,602.19. Building Department will have a balance of \$19,696.69. **Paul M. made a motion to approve the vouchers as presented with the exception of the Mountain Mercantile vouchers; seconded by Ed. All voted in favor. Paul M. made a motion to approve the Mountain Mercantile vouchers; seconded by Ed. Kevin disclosed that he is part owner of Mountain Merc, and he abstained from all discussion and the vote. Motion carries. Paul D. is absent for this item.**

#11-AIRPORT FUND

Paul M. made a motion to approve the inter-fund loan in the amount of \$6,000 to the Airport Fund, from Fund 87; seconded by Ed. All voted in favor. Paul D. is absent for this item.

#12-PRESENTENCE INVESTIGATION REPORTS

Kevin made a motion to approve the payment of the Presentence Investigation Reports from PILT fund; seconded by Ed. All voted in favor. Paul D. is absent for this item.

#13-PUBLIC GUARDIAN

Daniel stated that he has three elderly individuals he cares for as the public guardian. NV Bank & Trust has several accounts that are in the names of Gregory Barlow and Wendy Rudder. Access to the accounts will be given to Daniel with a letter. **Kevin made a motion to approve a letter to NV Bank & Trust advising that Gregory Barlow is no longer the public guardian or public administrator and that all accounts should be placed in the control of District Attorney Daniel Hooze; seconded by Paul M. All voted in favor. Paul D. is absent for this item.**

#14-OFFICER/DEPARTMENT HEAD REPORTS

GRANTS ADMINISTRATOR Shawn Frehner stated she has a meeting in Rachel this Thursday regarding their park and future grant ideas. Shawn had a SNPLMA audit this last week. Jeff Wilbanks was very pleased as LC is showing great progress with our project. Round 13 SNPLMA will be open mid-September. Shawn has attended numerous town board meetings to make them aware that they can submit projects. We can only submit two. The projects have to be shovel ready this year and SNPLMA wants specifics, as well as maintenance plans. Shawn will be attending CDBG workshops this month. We are still waiting for the revised plans on the Million Dollar Courthouse. SHPO is waiting for these plans. There is still concern about going back out to bid as there isn't a great deal of interest. If we don't work with our current contractor and go back out to bid we may not get any bids. The HVAC system has been installed in the LC Courthouse, but we are still waiting for approval from SHPO on the windows. The communication tower is moving forward slowly and we have to go through Clark County; this grant expires at the end of the year.

#15-HIGHWAY COMMISSION

This item is handled under separate agenda.

#16-HAROLD WITTWER

A request has been received from Harold Wittwer asking for a waiver of conditions imposed by the Planning Commission for graveling of a road accessing sub-divided parcels. Harold asked that the road between the cattle guard and the wash toward the hill be redone. It is very rutted. Harold presented pictures of the current road conditions. This is a private road and Harold wants to divide the parcels along this road. Harold wants to give two of the three lots along this road to his grandkids; they are 2.5 acres each. The condition for dividing the property requires Harold to put material on the road. It is very expensive for an individual who wants to divide their property, but much more affordable for developers. Dawne Combs cited that this isn't a county road. Harold stated that one department has told him that it is a county road, and it's maintained by the county. This road turns off right before the railroad track at Acoma. There is a difference between subdivision and parceling property. Cory Lytle cited that Harold's division doesn't fall under subdivision requirements. Cory stated that

the Planning Commission made the condition that this road be put to county road standards. Harold was unable to get the road to this condition. The parcel map was approved, but there must some kind of condition on these areas, when property is divided. Requirements must be put in place in the easement. Cory, Dawne and the Planning Commission are working on a standardized system on the private easements and outlying areas. The road going in gets bladed sometimes, but it isn't a county road. Cory stated that Harold doesn't need to haul type II, he can use an acceptable aggregate base. Fire code books have minimum access road standards. There was an approved 40 foot easement with a turnaround that gave access to those lots. If those lots are sold in the future it could result in owners being land locked. Harold stated that there is already a recorded 40 ft easement, if they were to sell the property it would be sold "as is". There is no other place for the road to go; it's all BLM property north of that. The parcel map for this area hasn't been recorded. The condition was that the parcel map couldn't be recorded until the 15 foot wide, three inch base, was put in on this road way; Harold had one year to complete the road work and record the map. Harold stated that he will probably not be able to give this property to his grandson's as he can't afford to put \$10,000 in to a road that is about 120 yards long. The county required the road, so Harold put it in. The Planning Commission had to look at all avenues for the placement of the road. Identical scenarios exist throughout the county. One of the main reasons for an acceptable road base is for emergency vehicles. Private, rural standards need to be adopted; building permits can't be issued until approved access exists. Harold stated that once the road is wet and packed it will not be a problem. The other roads weren't considered part of the parcel map as they didn't provide reasonable, adequate access. All parcels have access as described on the parcel map. Dawne referred to the Notice of Decision letter, which states until the road condition is met the map can't be recorded. The road has been bladed, but the turn at the south end of the property, between 1C and 1D, hasn't been bladed in yet. It was recommended that the travel width be brought to 15 feet. The ground is silty and Dawne believes it will turn to slippery mud without some type of road base on it. There is some discussion about the appeals process and the possibility of working out the standards through the PC. Cory would like PC to come up with road standards. Paul M. asked if there was some type of waiver that the county can sign that allows for pristine access, some type of waiver that states that if the owner wants pristine access the county will not be held liable. Sheriff Kerry Lee stated that this is a doubled edged sword; the county collects money for certain services, but the pristine roads prevent emergency vehicle response. This is the second time that Harold was in front of the PC; the first time the standards were much higher. The PC worked with Harold and lowered the standards, always bearing in mind the need for the emergency services requirements. Kevin stated that the important thing is to have access on the maps so that no one gets land locked. The standard, if not met, denies someone the ability to divide and sell lots; it's wrong in Kevin's opinion. Ed agreed that PC needs to work on this so that common folks can divide property and give it to their kids to build their cabins and whatnot; costs shouldn't prevent ordinary folks from giving land to their children. **Kevin made a motion to grant the waiver of the graveling of the road as there are no structures; seconded by Ed.** Daniel cited that specific findings of fact need to be made. The Board stated that there are no homes or occupancy in this area. There are no special circumstances that require the graveling of the road. A decent road will be required in order to build homes there. Cory stated that the driveway will be looked at when the grandkids come in and apply for building permits in the future. Glennon Zelch, Planning Commission member, stated that problems develop during adverse weather. This is the reason they felt aggregate was needed, in order to prevent the road turning into mud. Tommy stated that there are numerous places on the county road that might prevent a truck getting through during a storm. It doesn't make sense to require aggregate at the end of the road when the road before it has so many issues. **All voted in favor. Paul D. is absent for this item.**

#17-LINCOLN COUNTY FIRE DISTRICT

This item is handled under separate agenda.

#18-PANACA FIRE DISTRICT

This item is covered under separate agenda.

#19-TITLE 1, SECTION 103 FUNDS

Carol Bass, Bureau of Land Management, addressed the Board concerning a letter requesting funds in accordance with Title I, Section 103 of the Lincoln County Land Act and Lincoln County Conservation, Recreation, and Development Act (LCCRDA). Carol reviewed the parameters for accessing the funds. Section 10, Section 7 funds can be used for project implementation. The federal government can enter into this type of

agreement for five years; this letter covers a three year period. A letter would be needed annually advising of the amounts. Once the letter is received, the first year will be obligated, and things would be modified each year based on requests. The funding would be drawn down as it is used. There is no penalty if the funding isn't used within the year. The amount needed, is what gets used. Any funding that isn't used sits in the special account. **Paul D. made a motion to approve the letter and submit it to BLM; seconded by Ed. All voted in favor.** Vaughn Higbee asked if it would be possible to use the funding to GPS the roads in LC and create a complete mapping system of the ROWs. Not in the entirety of LC. It could for some of the HCP.

#20 & 21-ARMSTRONG CONSULTANTS, INC. CONTRACT

This item concerns contracts for Armstrong Consultants in the amount of \$233,000. Shawn Frehner, Grants Administrator, updated Wendy Rudder on the history of this item as discussed in the previous meeting. Wendy is present via telephone. Wendy stated that the \$233,000 is paid by the FAA grant, and the county is obligated to pay 5% match. Wendy has gathered the match and it will not require the county to pay anything other than Shawn, Cory and other employees' time. Wendy is donating her time for the overseeing of the construction. RTC has donated funds for the chip seal of the road from the cattle guard to the airport. County road and time will be applied towards the match. Wendy has \$12,000 from NATAC. FAA is paying to pave and fence the airport. The question the Board has is about long-term maintenance. Who will take care of this airport once we have it? Letters of support have been written by local businesses advising that they will use it. Maintenance of the runway will be done by FAA. There will be no electricity at this time as FAA will only be paying for the runway, fencing at this time. Power has been paid for so the county will never have to pay for that. The only maintenance required will be weeds and checking the fence. Wendy and her husband have volunteered to clean up any weeds and use their equipment to maintain it. This airport will not cost the county anymore than the insurance that is already being paid for. Wendy stated the airport can bring business into the county. There are only four licensed planes in the county. Paul D. questioned what will happen in the far future when Wendy and her husband are gone; who will maintain it then? Paul D. advised that he is nervous about accepting grants with no long-term maintenance plan. The chip seal will last a very long time, and it will just be keeping the weeds down. Shawn stated that the upkeep maintenance for the runway is still the responsibility of the county. It is possible that the county will have to pay for striping. The next set of grants will pay for lights and signage. Wendy doesn't see any maintenance costs coming to the county any time soon. Ryan Pritchitt, Armstrong Consultants, mentioned that once this airport is created and is functional, the county can put out a bid for a fix based operator. This entity would run the airport. Ed presented petitions in favor of the airport; 65 signatures were affixed. Ed is concerned about some of the projects in the county, and asked what they will do to help us in the future? What kind of jobs will they bring? The funding for these grants comes from other sources, but the county must concern itself with maintenance. Shawn commented that she appreciates seeing the support as she's only heard opposition up to this point. Ryan advised that the funding to build airports comes from user fees and fuel tax. \$75-300 is spent by each person who flies into the airport. Phyllis Robistow stated that the airport offers some economic growth for the southern end of the county. Airport related industries have inquired about setting up near one of our airports. If we don't do something at this point, we will never be in a position to offer anything. There are possibilities, but we must have something to work with before we can move on. Shawn stated that this project has been in the works for a very long time. When the landing field gets put in, that doesn't mean it will be the end of it, there will still be more phases. Paul M. is concerned that the community doesn't realize the amount of money that is going to be spent on this project. Paul M. is glad to hear from the businesses in the Alamo area advising that this airport is important to them. The public needs to be continually made aware of what the Board is doing. Much of the optimism portrayed today will never materialize; there will be a cost to the county in the ensuing years. Paul M. asked that the Board go into this with their eyes wide open. **Paul M. made a motion to approve the contract with Armstrong Consultants in the amount of \$233,000 for the engineering of the Alamo Landing Field; seconded by Ed. All voted in favor.** Wendy committed that she will do everything she personally can to make certain that both of the county airports succeed.

#22-SUNRISE ENGINEERING CONTRACT

Ed made a motion to approve the contract with Sunrise Engineering in the amount of \$90,300 for the engineering, design, bidding, and negotiating phases on the Pioche Park Phase II Lower Park; seconded by Paul D. Kevin disclosed that his son is a principle engineer at this firm; he abstained from the vote and discussion on this item. Motion carries.

#23-SUNRISE ENGINEERING CONTRACT

Paul D. made a motion to approve the contract with Sunrise Engineering in the amount of \$86,800 for the engineering, design, bidding, and negotiating phases of the Lincoln County Fair & Rodeo Grounds; seconded by Ed. Kevin disclosed that his son is a principle engineer at this firm; he abstained from the vote and discussion of this item. Motion carries.

#24-ONE NEVADA TRANSMISSION LINE

Mark Sullivan, Mark Seeverts, and Luke Papez offered a power point presentation regarding the One Nevada Transmission Line project. The project is expected to be complete in 2012, and the will employ 300-400 workers. Daniel discussed sheriff/emergency response and asked if they would be willing to negotiate costs for these services. Mark Sullivan responded that these would be negotiated up front during the special use permit process. If there is an adverse impact, costs will be negotiated and possibly paid for. Connie Simkins stated the N-4 Grazing Board supports this project but asked that they be given the same consideration as the road department, endangered species, Indian arrowheads, and other special interest things. Ranchers have asked for cattle guards 52 days ago, but nothing has happened yet. Cattle guards were identified on a map at essential points. N-4 Grazing has written two letters of request asking to be made part of the planning. Connie and Ed were told at a meeting in Ely that the ranchers would be kept whole. The cattle guards are considered to be unusual impacts. NV Energy/LS Power reps have talked to their people about closing the gates, but the impact is that they are making new roads. These roads encourage the public to use them and it is a general public use, the gates get left open, and the cattle get out on the highway. Cattle guards are an essential requirement to keep the ranchers whole and in business as they are operating today. Connie asked for copies of the maps showing the routes of the project. Impacts are being evidenced in White Pine and Nye Counties, and N-4 Grazing would like to get ahead of that before the project commences in LC. Spring Valley Wind is the only project in LC that will use the transmission line. Mark Sullivan commented that they are working on the maps with BLM; there are some deviations that need to be addressed. Once the maps are updated Mark Sullivan will get LC and Connie a copy of the maps. Mark Sullivan stated that as soon as is practical they will get the cattle guards in. If Charlie Brown's cow getting out onto the highway is their responsibility, Mark Sullivan advised that they will take care of it. Mark Sullivan believes that there are about 15 cattle guards to be considered. Connie stated that she believes 30 cattle guards are a reasonable estimate due to the number of ranchers in the county. Vaughn Higbee has an interest in Delamar Land and Cattle and asked if anyone has contacted John Sanders. Mark Sullivan responded that they haven't contacted any ranchers in LC. Vaughn stated that they will be crossing Hwy. 93 and they'll need to have cattle guards in place by the time people start running back and forth through those allotments or someone will end up being killed when the cattle get out on the highway. There is some discussion about security in the yards. Sheriff Lee advised that LC has experienced many thefts for recyclables. Paul D. stated there is a business down Rainbow Canyon called Narcanon and there is a great deal of traffic down there. Paul D. offered to talk to the people down the county about the need to slow down and pay attention once the project starts since the trucks will be quite large. Cory Lytle stated there is a condition in the permit that provides for temporary signs. No action taken, this item is information only.

#25-BUILDING PERMIT ORDINANCES

Paul D. advised he has discovered that there is nothing with teeth that requires building permits. Cory responded that there is an ordinance adopting the International Building codes, which includes the requirement for building permits. Cory cited that there is no ordinance in place for someone who's already built a structure. Structures are built, assessed, and then it's discovered that building permits haven't been pulled for that specific structure. It is a misdemeanor to build without the permit. It is possible to have the Sheriff's office make the person tear down the building and then rebuild it once the permit has been received. Assessor Melanie McBride stated the Building Department is a self-funding program; you'd want to red tag properties and force them to purchase building permits. Many of the buildings are worth a great deal of money and would help out with the budget. Cory stated that this is an enforcement issue; there is "one and a half of him" (Richard Simpson works in his office part-time). Melanie suggested that Cory send a draft letter advising these people of the need to get a permit and the total cost of fees when her office discovers that buildings have been erected sans permits. Paul D. stated that the Board has a tendency to use Cory as a county manager, rather than Building/Planning Director. Paul D. suggested that duties be divided up in a better way and the Board members themselves can

help with county matters. Melanie stated she has no problem giving people a letter when she's out assessing and finds a building. It is unknown if people can still pay for a permit after the fact and the building has been put up. Daniel stated that this is a day-to-day violation and the Justice of the Peace can fine someone \$100 per day until such day they obtain the building permit. Paul D. asked if a county employee goes on private property to do their assessment job and is attacked by dogs, cursed at or other violent actions are taken against the county employee, can they call the cops? Yes. Cory asked for a separate ordinance that would be enforced for those people who don't obtain their permits. Paul D. doesn't believe owners should "sic" their dogs on a county employee who is simply performing their required job duties. There is some discussion about the electrical, foundation footings, plumbing, etc., and other inspections that are difficult to do on completed buildings. Melanie stated she's never seen a house without a building permit; it's mostly shops, garages, and things like that. Cory will research what is currently in the code and work on this.

#26-BUSHWACKERS/MOTORCYCLE RACING ASSOCIATION OF NV

Ed made a motion to approve the Bushwackers/Motorcycle Racing Association of NV (MRAN) Hare Scramble motorcycle race on September 17, 2011 north of Pioche; seconded by Paul M. All voted in favor.

#27-CALIENTE LIBRARIAN

Carolyn Wilcock addressed the Board and thanked them. She will be fully retired September 20, 2011, but she will train the new librarian. Jo Lloyd asked that the Board hire Monica Steves for Caliente librarian. **Paul D. made a motion to approve the hiring of Monica Steves as librarian for Caliente, \$8.25 per hour; seconded by Paul M. All voted in favor.**

#28-CALIENTE YOUTH CENTER BRIDGE

Ed made a motion to ratify the letter supporting the bridge at Caliente Youth Center crossing and the letter agreeing to provide in-kind or cash match; seconded by Paul D. All voted in favor. Rick Stever presented the engineer's preliminary estimate of probably project costs.

#29-FORD TAURUS

This item was addressed on a previous agenda.

#30-PANACA SHARED-USE PATH

All possible changes as drafted by Daniel have been sent to NDOT, but nothing has been heard from them. Paul D. stated that it is very interesting how one driveway is paved really well, but entry to other areas has been left in very cruddy condition. Daniel suggested that it may have been a private deal. Paul D. stated that if this is going to be done for one person, it should be done for all the others along the path. Paul M. stated that these entryways play into the maintenance issues. Paul M. stated that the Panaca citizens are using it quite a bit. Paul D. stated there is no marking on the highway where the path crosses. It is believed that will be marked today. Paul M. stated that enforcement of the path needs to be put in place. Daniel has spoken with the Sheriff's office; rural speed will be applied at \$72. Connie asked where she is supposed to travel, legally, if she's on her four wheeler. It is an issue that needs to be addressed. No action is taken.

#31-NUCLEAR OVERSIGHT PROGRAM

Connie Simkins advised there is an ECA Peer Review Conference in September in Washington, D.C. There is a NWTRB meeting on September 13-14 in Salt Lake City; Dr. Mike Baughman will attend along with Mayor Keith Larson. The Licensing Support Network was shut down on August 8. Nye County continues to bring forward the idea that the repository should be adopted and should be on local support versus state support. Nye County favors the Mina route. The debt deal negotiated by Congress is likely to kill the renewable energy subsidies and the windfalls will go away. The Technical Evaluation Report, 1 of 3, has been prepared. The first one released is for post closure of Yucca Mountain. The US District Court of Appeals has filed a Writ of Mandamus asking the NRC to finish the licensing review and reveal their recommendations. Australia has closed their uranium mine about the same time that one has been opened in Wyoming. Russia is developing a floating nuclear power plant. Connie presented the Yucca Mountain Update Report prepared for the JCCIAC. Vaughn Higbee addressed the Board and advised that an environmental group is suing the nuclear industry to stop the licensing of the nuclear plants until a thorough study of what happened at Fukushima has been

investigated. The industry has been rocked back onto its heels. Louis Benezet stated that Paul Seidler has spent a great deal of county money researching the implications of the disaster in Japan and he's been paid to speak before a student group at the test site.

#32-NUCLEAR WASTE

No action is taken on this item.

#33-LC PERSONNEL POLICY

District Attorney Daniel Hooe stated he's been working on the phone policy. Daniel is concerned about the reimbursement policies for the cell phones. Technically, this can be considered a taxable benefit. This causes a headache for the Recorder/Auditor. Full accountings haven't been required to date, and it is impossible to know how much of a bill is work related and how much is personal. The draft policy states that if a county employee is in need of a county phone then the county will provide it. Daniel will disseminate the draft to all of the offices for comments. Pioche Town Board is asking for the implementation of pay scales. Pioche Town Board has put together pay scales for their workers, from the life guards to the manager. Pioche Town also wants a labor agreement, but Daniel is against it; he feels it should be worked into the personnel policy. Daniel will forward the pay scales to the Commissioners as drafted by Pioche Town Board. Kevin asked what impact and ramifications that PPU reimbursement and pay scale will have on the county itself; he feels it is all "one big ball of hair". The scale must be linked to reality and reflect where things are at; it might be an unsustainable policy. Cindy Free has worked on this pay scale, it is based on the current status, but it isn't sustainable. This pay scale goes for 21 years and Paul D. doesn't think one is needed for that long. Paul D. stated that contracts will be addressed over the next year. Paul D. further stated that he feels pay scales should go five years. Kevin agreed with Paul D. and stated that an employee should be at full productivity within five years. The unsustainability of current wages is going to break the county. It isn't fair to those who are not in a union or association to be paid less than the others, Kevin stated. Paul D. stated that there are several people who are not in the unions or associations that are being paid huge wages. Paul D. stated that this will have to be addressed in order to be productive with the union negotiations. Daniel feels the county has a huge liability with the lack of classification. The collective bargaining units have a scale, but the others are random. No research has been done on what positions are worth. Collective bargaining unit personnel and non-collective bargaining unit personnel must be treated equally. Wade Poulsen stated that five years ago there was quite a bit of work done on the pay scale/classifications. This was turned over to the County Manager, John Lovelady. It should be located. Daniel advised that the basic structure is in place; classification and scale are needed. It is possible that some of the positions can be merged into the same category. The PP should have a classification/scale for everyone, even collective bargaining employees. Paul D. stated that salaries/contracts will have to be close to where we are now, and questioned what would happen if that was all changed. Would the scale apply to the current situation, but not to new hires? Yes, that's how it works with the railroad. If you're an old employee you fall under the old contracts, but new hires would fall under the new pay scale. Wade stated that one of the things that caused the current state of wages was due to the contract situation. A manager would be hired at a certain wage, receive increases over the years, then the new manager would come in and want to be hired at the wage the previous manager made when he left. Wade doesn't feel using individual contracts is a good way to deal with things. The pay scale needs to be fair. Vaughn Higbee stated that the Board needs to be prepared for major pain. What's fair to one person isn't necessarily fair to another person.

#34-COMMISSIONER REPORTS

COMMISSIONER PAUL MATHEWS attended the Pinyon-Juniper Partnership meeting last week. Several months ago, PJP asked for a \$20,000 donation. During the budget cycle, it was discussed that \$5,000 would come from both LC Fire District and LC. This will be on the next agenda. **COMMISSIONER TOMMY ROWE** reported that the Indigent Accident Committee met on 8-4; there was no money to distribute. Tommy attended NACO on 8-5. Secretary of State Ross Miller made a presentation to NACO and they will handle debt collection for the counties if requested. JCCIAC was on 8-11. Tommy testified at the SNWA hearing. Tri-County meeting took place last week. **COMMISSIONER PAUL DONOHUE** attended the SNWA pipeline meeting in Pioche. Paul D. met with the Room Tax and Fair Board last week. The Fair Board is given a certain amount of funding for the fair, but reimbursement is receipt-based. Individuals spend hundreds of dollars out of their own pocket and then provide receipts and wait for reimbursement. Paul D. met with the Energy Conservation group from NV; they wanted to make sure we are following the 2009 energy standards. Paul D. and Paul M. went to

Mesquite to discuss having Virgin Valley Water District help in the Toquop area. Tomorrow is the Room Tax Board; \$4,500 is set aside per year for the parks in Pioche, Panaca, and Alamo. Historically, Alamo has spent about \$2,500 per year.

#35-PUBLIC COMMENT

Tommy called for public comment. Louis Benezet discussed the comments to the Blue Ribbon Commission. Louis feels that this document is very pro-Yucca Mountain stance; historically the Board has maintained a neutral position. Louis gets the feeling that this document suggests that the program is good and should go forward; that the current status behind the project is all political. The YM project has always been in question for scientific and political reasons. Prior to the "Screw NV Bill", there were several other sites being studied for possible repository. Those other states got together and put the brunt on YM. Science was sabotaged in 1987 when politics had its day. Our effort to get some sort of fairness, has resulted in a very strong fight that has identified many of the scientific problems with YM. It isn't the job of the JCCIAC to delve into whether or not YM should be built. Our responsibility is to deal with the impacts of what will happen if it is built. Connie Simkins stated that Mark Sullivan has been making reports to his bosses that everything is fine in LC and that he has spoken with everyone in LC and that everyone in LC is very happy. That is absolutely not true, Connie said. Comments have been given to SEIS, White Pine County Commission, NV Energy, and LS Power; they've been consistent in the mitigation measures that must take place in order to keep the ranchers whole. Connie asked to be involved in the master plan for the Panaca Fair Grounds. Connie asked that we get someone on the ground to help write the plan so that it makes sense. Kevin stated that it would be nice if the full and complete report from the NRC would've come forward in a timely manner; not scratched out, redacted. This would've let us know the true science as to whether or not YM is safe.

#36-ADJOURN

There being no further business for the Board to attend to, Tommy adjourned the meeting at 3:51 p.m.

Attest: _____

Approve: _____