



LINCOLN COUNTY BOARD OF COMMISSIONERS

February 4, 2013
Commission Chambers
Lincoln County Courthouse
181 Main Street
Pioche, Nevada

Commissioners

Paul Mathews
Kevin Phillips, Vice Chair
Adam Katschke
Paul Donohue
Ed Higbee, Chair

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

Chairman Ed Higbee called the meeting to order at 9:00 a.m. Clerk Lisa Lloyd called the roll.

PRESENT: ED HIGBEE
PAUL DONOHUE
ADAM KATSCHKE
KEVIN PHILLIPS
PAUL MATHEWS

LISA LLOYD, Clerk
DANIEL HOOGE, District Attorney

There is a quorum present and the agenda was posted on 1-30-13. The Invocation was offered by Paul M. and Ed led the Pledge of Allegiance.

#2-PUBLIC COMMENT

Ed called for public comment. Phyllis Robistow, Airport Authority, advised they are preparing to do grant applications. During the last Airport Authority meeting, it was decided that Phyllis would prepare the budget for the Airport and Airport Capital Fund.

CONSENT AGENDA

- #3 Approve/Deny minutes of the January 28 meeting.
- #4 Approve/Deny original and renewal 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; seconded by Kevin. All voted in favor.

#5-VOUCHERS

Recorder/Auditor Leslie Boucher presented the vouchers and cash balance report. General County has a balance of \$467,724.14 with estimated expenditures being \$173,092.41. A transfer from Solid waste in the amount of \$7,926.69 will take place shortly. General County will have a balance of \$302,558.42. Transportation has a cash balance of \$56,200.45 with estimated expenditures being \$2,947.20. Transportation will have a balance of \$53,253.25. Senior Nutrition has a balance of \$56,718.73 with estimated expenditures being \$9,350.63. Senior Nutrition will have a balance of \$47,368.10. Detention Center has a cash balance of \$86,411.79 with estimated expenditures being \$89,239.63. \$12,000 was taken from this fund for the plumbing repairs and some augmentations will take place in the near future. Detention Center will have a negative cash balance of \$2,827.84. Solid Waste has a cash balance of \$109,259.31 with estimated expenditures being \$30,357.74. Solid Waste also owes LC Water Special Projects, Fund 87, \$27,484.15. Airport has a balance of \$5,454.69 with no expenditures. Planning has a balance of \$32,025.00 with estimated expenditures being \$1,602.07. Planning will have a balance of \$30,422.93. **Kevin made a motion to approve the vouchers as presented with the exception of the LCTS and Meadow Valley Pharmacy vouchers; seconded by Paul M. All voted in favor. Paul D. made a motion to approve the vouchers for MV Pharmacy; seconded by Paul M. Adam abstained and disclosed that he is an owner of MV Pharmacy. Motion carried. Kevin made a motion to approve the vouchers for LCTS; seconded by Adam. Paul D. abstained as he is an employee of LCTS. Motion carried.**

#6-OFFICER/DEPARTMENT HEAD REPORTS

Denice Brown reported the first Commission meeting in March she will be absent due to training. **GRANTS ADMINISTRATOR** Elaine Zimmerman advised that she, too, will be gone quite frequently in the upcoming months due to the grants. **EMERGENCY MANAGEMENT COORDINATOR** Rick Stever advised that the State declared drought conditions last year. Rick was asked to contact ranchers/farmers last year in LC to see how they were being impacted by the drought. There was no impact. US Department of Agriculture is classifying the US as a drought again this year; Rick will receive a request from the State again to monitor conditions. Rick has a meeting with the Department of Energy and the Division of Emergency Management on February 12 concerning his budget. **TREASURER** Shawn Frehner received a return landfill billing from an owner whose home has been taken back by the mortgage company. The bill was sent to the mortgage company; it was returned saying that they need an IR or AU number. Shawn stated she isn't sure what those numbers are and asked if this is a bill that should be written off. Daniel stated that the county can lien the property. Paul D. asked Shawn to contact Wells Fargo to find out what the numbers mean. Shawn presented another landfill bill received from someone in Panaca. These people are requesting full exemption as they have had the water turned off and no longer live at the house due to medical reasons. Shawn has already done a 50% reduction on this property. The owners are claiming that it's uninhabitable as there is no water. These people will be left with a 50% balance owing. Shawn presented yet another landfill bill that was returned as the bank claims they don't own the property anymore. The previous property owner sent in a check to pay the bill. A 50% discount will be applied until such time as it is determined whether or not the house is vacant and the check from the previous owner will be applied. Ed stated that he would like to discuss the landfill situation monthly. Paul M. reminded Ed that he is working to put a committee together and a report will be presented the first meeting in March.

#7-HIGHWAY COMMISSION

This item was handled under separate agenda.

#8-LINCOLN COUNTY FIRE DISTRICT

This item was handled under separate agenda.

#9-DESERT TORTOISE ENVIRONMENTAL ASSESSMENT

Alicia Styles advised that an Environmental Assessment on translocation was done last year on desert tortoises; southern NV BLM is the lead on this project. F&W and NDOW are cooperators on the projects and its recovery action on the tortoises. There were over 300 comments submitted. The majority of the concerns raised in LC included public grazing, mining, and future notifications. BLM wrote a memo to F&W stating that recipient sites wouldn't experience any changes in land management practices. F&W concurs with no change in land management. Tortoises will not be translocated into active mining sites. The EA authorized translocation into Trout Canyon. Any future translocations will undergo a 30 day public review and post cards will be mailed out to anyone who commented on the EA as well as permittees. There is a four mile avoidance area around unfenced highway. Tule Desert would be the most likely area for translocation in LC.

#10-LC CONSERVATION, RECREATION, & DEVELOPMENT ACT/LC LAND ACT

This item concerns a letter received from BLM concerning funding issues with the LC Conservation, Recreation, and Development Act (LCCRDA) and LC Land Act (LCLA). Paul M. commented that sales have been on hold since October 2012 due to funding. Is that hold due to the business plan and the state not accepting it? Clint Wertz advised that until the business plan was signed by the state things were being put on hold, but the plan was signed a few weeks ago. Paul M. stated that the Board is trying to figure out what the driving force is behind the statement that there are no funds. Paul M. said there is no lack of funding. Clint responded that it had to do with the direction to proceed with land sales pending completion of the business plan. It sounds like the letter was written after the business plan was signed. Paul M. will call Rosie Thomas to set up an appointment and clarify this issue. No action was taken.

#11-LC AIRPORT

Paul M. made a motion to approve the signing of the application for federal assistance to update the Lincoln County Airport Layout Plan with Narrative; seconded by Kevin. All voted in favor.

#12-LC AIRPORT

Paul M. made a motion to approve and sign the required certifications and statement to update the Lincoln County Airport Layout Plan with Narrative; seconded by Kevin. All voted in favor.

#13-CALIENTE POOL & PARK COMPLEX

Paul M. made a motion to approve and sign the construction contract for the Caliente pool and park complex phase II; seconded by Kevin. All voted in favor.

#14-CALIENTE POOL & PARK COMPLEX

Paul M. made a motion to approve and sign the construction Notice of Award for the Caliente pool & park complex phase II; seconded by Kevin. All voted in favor.

#15-COMMISSIONER REPORTS

COMMISSIONER PAUL MATHEWS advised that he attended the NV Water Resources Conference in Reno. A committee meeting concerning landfill issues will be held shortly. A letter was received from Western Corrections canceling their lease for the Detention Center expansion. Discussions were held concerning laundry, kitchen, and some other issues that need to be addressed at the DC. **COMMISSIONER KEVIN PHILLIPS** attended the same meetings with Paul M. **COMMISSIONER ED HIGBEE** attended a Resource Advisory Council (RAC) Mojave meeting. There are 50,000 mustangs in captivity that cost taxpayers \$73 million per year. The ranges are over AML by thousands. There are 30,000 in the wild and NV has 27,000 of them. The sage grouse issue is a big worry for those in the northern part of NV. The public lands bill that is being brought forward was discussed. Ed was advised that this bill is basically a study. Kevin encouraged everyone to look at Utah's law that asks for the lands promised upon statehood. Ed has an N-4 Grazing Board meeting coming up. **COMMISSIONER ADAM KATSCHKE** participated in the Board of Equalization meeting last week. Alamo was given a 20% obsolescence discount. Every 2nd and 4th Tuesday Adam attends the Local Elected Officials meetings in Las Vegas. Adam was approached by a resident of Caliente who asked that the Board write a letter to the State Legislature and Governor concerning the change in gun laws coming up. This individual is very concerned about our rights being taken away. Adam stated that SNORE has been denied their application. There are some concerns as it will cost some of the local businesses a great deal of money. Paul D. stated he received a call from Mrs. Barr and one of the issues is that SNORE hasn't done exactly what they said they would do. Paul D. stated that he believes that SNORE can resubmit once they've completed the things that need to be fixed. It is cheaper for SNORE to race in California and LC is about to be priced out altogether. Adam suggested that the Board help SNORE, if possible. This issue will be addressed on a future agenda. **COMMISSIONER PAUL DONOHUE** reported that he, Daniel, and Adam met with Teamsters last week after Commission meeting. Teamsters seems willing to delve into contract issues and reopen the contract.

#16-PUBLIC COMMENT

Ed called for public comment. None offered.

#17-ADJOURN

There being no further business for the Board to attend to, Ed adjourned the meeting at 11:05 a.m.

Attest: _____ Approve: _____