



LINCOLN COUNTY BOARD OF COMMISSIONERS

August 18, 2014
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

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

PRESENT: PAUL DONOHUE
ED HIGBEE
KEVIN PHILLIPS
ADAM KATSCHKE
PAUL MATHEWS (joined the meeting at 1:41 p.m.)

LISA LLOYD, Clerk
DANIEL HOOGE, District Attorney

There is a quorum present and the agenda was posted on 8-12-14. The Invocation was offered by Kevin and Ed led the Pledge of Allegiance.

#2-PUBLIC COMMENT

Ed called for public comment. Connie Simkins reported that former White Pine County Commissioner Brent Eldridge passed away. On the next agenda there will be three contracts for consideration: Intertech Services, Core Geo Data, and Resource Concepts. There will be no amounts or tasks included with these contracts. The first task will be less than \$500 but it's a good idea to move forward with the contracts as more tasks may be required of them in the coming year. There is a wind energy meeting on 9-16; Dr. Mike Baughman may attend. Carol White addressed the Board; she is a LC property owner. Carol worked for City of Las Vegas for 16 years at City Hall during Ashley Hall's tenure. Carol asked if Robert's Rules of Order are used for Commission meetings. Yes. The DA is the parliamentarian. Carol attended the 7-28 meeting; there were several things said at that meeting that she disagrees with. The DA stated during that meeting that the Commissioners weren't elected to serve the citizens of LC, they were elected to serve the Board. Carol disagrees with this and stated she believes the Board members took an oath of office to serve the citizens of LC. Carol can't find any authority allowing the Board to exercise discretionary powers over the Treasurer or the Assessor. Carol believes the Board has perpetrated administrative acts that have threatened, intimidated, and harassed the Assessor and Treasurer. Russell Tracy discussed the parameters for a statewide referendum. Russell has been in contact with the Secretary of State's office concerning the placement of a question on the ballot. Russell would like to push the Commissioners into getting a question on the ballot concerning medical marijuana. Russell stated he is willing to pay the costs of a special election. Clerk Lisa Lloyd contacted the SOS as well; a special election can only be held for very specific reasons, including recalls and vacancy in office. Russell is willing to give jobs to those in the County. The state is regulating the medical marijuana industry. Russell asked that the County get on board with this as opposed to taking the "wait and see approach". There are many benefits to medical marijuana; there's nothing negative about having it in our community. Russell doesn't want the Board to impose a moratorium nor outlaw it.

CONSENT AGENDA

- #3 Approve/Deny minutes of the August 11 meeting.
- #4 Tax strike for Channel of Light Truth Centers, APN 001-095-03, 3,430 assessed; the house has been torn down.
- #5 Tax strike for John Allen, APN 003-012-03 (corrected parcel number); mobile home is not converted.
- #6 Approve/Deny original and renewed business licenses according to staff recommendations (an itemized list of business licenses is available for public review in the Building Department prior to the meeting).

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

#7-VOUCHERS

Recorder/Auditor Leslie Boucher presented the vouchers and cash balance report. General County has a balance of \$570,263.07 with estimated expenditures being \$169,472.88. General County will have a balance of \$400,790.19. Transportation has a cash balance of \$54,985.31 with estimated expenditures being \$7,898.04. Transportation will have a balance of \$47,087.27. Leslie is very concerned about Alamo Town; taxes have been apportioned twice to cover expenses. Treasurer will apportion what is left but Alamo Town needs to get a handle on what they're spending. Alamo Town has a balance of \$5,912.01 with estimated expenditures of \$4,522.21. Alamo Town will have a balance of \$1,389.80. Senior Nutrition has a balance of \$111,131.28 with estimated expenditures being \$8,656.10. Senior Nutrition will have a balance of \$102,475.18. China Springs has a balance of \$2,708.62 with no expenditures. Detention Center has a cash balance of \$563,782.89 with estimated expenditures being \$84,892.40. Detention Center will have a cash balance of \$478,890.49. Solid Waste has a cash balance of \$85,568.12 with expenditures of \$174.76. Solid Waste will have a balance of \$85,393.36. Solid Waste owes LC Water Special Projects, Fund 87, \$27,484.15. Airport has a negative balance of \$36.19 with estimated expenditures of \$388.52. Airport will have a negative balance of \$424.71. Planning has a balance of \$68,621.19 with estimated expenditures being \$1,564.34. Planning will have a balance of \$67,056.85. There is a voucher from the Sheriff's Department for Clark & Linford Jewelers for a plaque; pre-approval is required by the Board but Leslie didn't know if that was given. Airport is in the red; Leslie isn't supposed to draw warrant on any of the County funds if there aren't sufficient funds to cover it. Adam agreed. Grants Administrator Elaine Zimmerman is going to contact the Airport Authority to see what is going on. The Airport is a problem that comes up every year; Leslie was under the impression that this would be taken care of and it wouldn't happen again. It is a major problem that no fees are being collected at either airport. No one is living at the airports now, which makes it impossible to collect such things as tie down fees. Leslie asked the Board for direction as to payment of the Clark & Linford voucher and the Airport vouchers. **Adam made a motion to approve the vouchers as presented with the exception of the Mountain Merc and LCTS vouchers; seconded by Paul D. All voted in favor. Paul D. made a motion to approve the Mountain Merc vouchers; seconded by Adam. Kevin disclosed he is part owner of Mountain Merc and abstained from the vote. Motion carried. Adam made a motion to approve the LCTS vouchers; seconded by Kevin. Paul D. abstained as he is an employee of LCTS. Motion carried. Paul M. was absent for the votes.**

#8-OFFICER/DEPARTMENT HEAD REPORTS

None offered.

#9-HIGHWAY COMMISSION

This item was handled under separate agenda.

#10-PANACA FIRE DISTRICT

No meeting was held.

#11-LINCOLN COUNTY FIRE DISTRICT

This item was covered under separate agenda.

#12-FLOODING IN PANACA

Gary Elmer addressed the Board concerning the flood and drainage problems with the Gilpatrick's in Panaca. Shane Cheeney and Gary discussed this issue. Engineering studies are needed for Edwards Street; it must be coordinated with the LC School District. Gary asked what needs to be done to get started on the engineering. The entire County will be engineered via a grant. Gary will work on a list of issues that need to be addressed in the study. Paul D. advised that this could be expedited if the engineers are approached with specific, critical areas. Shane has watched the water move down the street recently; everywhere that a car was parked, the water would jump the road. The water is also going over the driveways when it hit the car tires. Shane advised that more work is needed on Gilpatrick's. There was some discussion as to whether or not the flooding problems on the main street (highway) in Panaca belong to the state. Mr. Gilpatrick wants a berm built. Shane said that this would help, but the water will continue to carry on down. Shane shot the elevations and then he had a crew go in, but the issues have persisted. Shane will elevate it a little more but still make it look nice. No

action was taken on this item; Gary will get a list of critical concern areas for presentation to the engineers as well as go before the RTC Board to get approval to spend funds.

#13-ABANDONMENT IN PIOCHE – 98 MAIN STREET

Mr. Daryl Goodman presented a request for LC to abandon over six feet of an alleyway at his residence at 98 Main Street, Pioche. This is a continuation of the item from the 8-11 meeting. Daryl asked the County to deed the remaining portion from the block wall; he asked that the area be surveyed, deeded, recorded, and that the County calculate the taxes for that portion from the time it's approved forward. The property that he wants deeded is from the outer edge of the brick wall. The wall was installed as it was believed the land had been deeded to the previous property owner. Paul D. advised that the normal process would require this to go before the Planning Commission. Dylan Frehner provided a brief history of this issue. Since the predecessors of the property have gone through this process, Dylan asked that the fees be waived and the whole alleyway be abandoned. This issue needs to go through the whole process again in order to avoid someone in the future saying the actions were void. Starting from the beginning and making sure property procedure is followed in its entirety. The removal of the block wall can commence immediately while the process for the abandonment is taking place. Daniel reminded the Board that a map is necessary if he is to prepare deeds; the map must be official and include the splitting of the parcels to the various parties. Daniel advised that whoever requests the abandonment is responsible for payment of the maps. Dylan Frehner agreed with Daniel that these costs are the responsibility of the parties. At this time, they are simply asking that the application fees be waived. The survey will cost about \$1,200. It is customary to have costs borne by those who request the changes. Paul D. responded that those costs should have been borne by Mr. Cottino and Mrs. Seader. Dylan advised that Mr. Corrington doesn't have a problem with paying for his portion of the survey. **Paul D. made a motion to have this resubmitted, fees waived, and for this to go through the Planning Commission process for abandonment; seconded by Adam. All voted in favor. Paul M. was absent for the vote.**

#14-LINCOLN COUNTY DETENTION CENTER

Sheriff Kerry Lee addressed the Board concerning the potential addition to the LC Detention Center (DC). Kerry advised that they've been working with a company to get conceptual plans to present to Metro. This is no cost to the County at this time. Leo Mantis is a contractor who would like to help out with the preliminary work and getting the conceptual studies completed. There are some complications as this must go to competitive bid. Daniel advised that he'd like to have Leo do the conceptual drawings, negotiate with the Teamsters, and then an independent contract with him would be signed for professional services in an approximate amount of \$5,000. Leo would not receive preferential treatment during the bid process. Leo is also working on payment plan information so the DC knows what they'll have to charge per inmate, per day in order to meet annual payments. This isn't for engineering services; an engineer and architect would still be needed. This is mainly proforma. DC can't even say this is going to work until they know what they'll have to charge. There is a great deal more work that will be required, but this is a starting point. **Adam made a motion to approve the proforma preliminary consultant, up to \$5,000; seconded by Kevin.** Kerry advised that he didn't budget for this expense, but he believes the DC budget can cover it. **All voted in favor. Paul M. was absent for the vote.**

#15-MEDICAL MARIJUANA MORATORIUM

This was the time and place set for public hearing on an ordinance declaring a moratorium on the application for construction and/or operation of medical marijuana establishments as contemplated by SB 374 of the 2013 Legislature, The Medical Marijuana Act. Spencer Hafen addressed the Board and advised that, as a citizen of the County, he strongly suggests that a moratorium not be placed on medical marijuana but rather a prohibition be imposed. Medical marijuana in the County would be a detriment. Spencer feels there are plenty of facilities to serve those who use medical marijuana. There are several counties around us that provide it. Spencer asked the Board to prohibit medical marijuana and move on. Adam is in favor of the moratorium; there is a State Assembly bill coming up in March for recreational marijuana. Adam believes that eventually the State will allow it and allow it here. Whether they circumvent us due to a ban or not is an ability the State has. Adam feels the State will put something in LC anyway. If recreational is passed, Adam worries that people will pick it up elsewhere and drive while using it. Sheriff Kerry Lee advised that he recently attended a conference concerning recreational marijuana; it was very eye opening. The big financial windfall Colorado was expecting didn't come through and they didn't get the funding they expected due to the issues that arise with recreational use. Medical marijuana is just one step closer to recreational. A prevalent issue is driving while under the

influence of marijuana, which has some of the same effects as alcohol. These are things the Board needs to think about. Wade Poulsen worries about our kids. We've legalized smoking and alcohol and we still have kids that abuse this as well as get addicted. There are parents with prescription drugs and kids that get hooked on them. This is another way for our kids to get hooked on something. In every instance, teenage abuse of alcohol, tobacco, marijuana, and other drugs has increased since medical marijuana was instituted in Colorado. As a school board member, those stats get reviewed. Russell Tracy discussed the statistics that Wade brought up and asked to see them. Russell read a portion of the 2009 Los Angeles police survey and other reports from Colorado police agencies concerning robbery/burglary/other crime rates for dispensaries. Russell read an opinion from Frances L. Young, judge, concerning marijuana's LD50 rating. Some of the facts that people have stated and/or are concerned about can be disputed by the documents that Russell has. Russell is in favor of the moratorium because no one can move forward in the County or State for one year if they don't apply by 5 pm today. Russell asked the Board to take the full year to discuss this issue. Russell stated that the Board will have more control via zoning if this is legal in LC. Carol White asked for clarification as to the legal amount of marijuana that can be possessed by an individual at this time. Zero. Medical use is different. Spencer found out today that Washington Federal will be closing next month in Pioche. One of the biggest issues nationally is where these dispensaries will bank. This opens up huge opportunities for money laundering and other things. Spencer offered to provide statistics. If the County passes this, Spencer hopes the County will follow suit of other counties with application fees. Spencer commented that addictions with marijuana use are very real. None of the statistics that Russell presented concerned addiction rates. The social economic impact of more addiction will lead to even more problems within the County. The County should try to control this. Russell addressed the issue of driving while under the influence of marijuana. If someone can't pass a sobriety test, Russell believes they shouldn't be on the road. However, if someone who uses marijuana can pass the test the police officer would let them go.

Paul M. joined the meeting at this time.

Adam reiterated that he considers marijuana a gateway drug. There may not be any deaths from the use of marijuana, but it has led to psychotic episodes, effects on judgment, perception and other things which lead to injury. Adam feels that the State is going to force something. **Adam made a motion to approve the ordinance for moratorium.** Russell advised that it isn't the concern of the Board where people will get the funds for the application. Russell has one single investor and him; those are the only people involved in his business venture. Right now, it is against the law for a federally regulated institution to have a customer that deals in cannabis, Spencer advised. There are plenty of companies trying to skirt that but not in NV. It is highly scrutinized right now because of the criminal activities that can be related to that amount of cash. Kerry attended the meetings with Colorado law enforcement, the biggest thing that they've seen with recreational use is the number of robberies. Robberies and homicides have increased because these are cash businesses. **Adam reiterated his motion to place a moratorium on medical marijuana. Motion died for lack of a second.**

#16-MEDICAL MARIJUANA PROHIBITION

This was the time and place set for public hearing on an ordinance amending the LC Code to prohibit medical marijuana establishments as a matter of land use throughout the unincorporated areas of LC. Ed called for public comment. Spencer Hafen stated his feelings are the same as with the moratorium. Russell Tracy offered a video presentation to the Board. Tracy Lee referred to the video shown by Russell, which may have occurred several generations before anyone in the room was born. Tracy commented that Mr. Nixon ran a winning campaign; he may have thought that having opposition to marijuana was something that he needed to be reelected. The video reflected the social values of the time, which were denigrated by a certain Congressman. Tracy believes that local and federal government needs to reflect how we, the current generation, feel about this matter. Tracy asked the Board to take into consideration that most of us don't want marijuana in our communities, it isn't something we want readily available. Legalizing it for medicinal reasons just opens the door to move it closer to recreational use. As indicated in the movie, certain studies now today have shown that use in marijuana in youth has caused a dramatic decrease in their IQs. This is available when it starts to be legalized. From a local standpoint, this ordinance is the best way for use to speak out and say "enough". Tracy hopes we have the moral guidelines to frame ourselves as voters who say we don't want this, we want it outlawed. Tracy commented that 85% or more of the population are adamantly against any kind of use of

marijuana. **Paul M. made a motion to approve the ordinance amending LC Code regarding the prohibition of medical marijuana establishments as a matter of land use throughout the unincorporated areas of LC; seconded by Paul D. Adam was opposed. Motion carried.**

#17-PAHRANAGAT NATIONAL WILDLIFE REFUGE

This item was tabled.

#18-LC COURTHOUSE CUSTODIAN

Adam made a motion to approve the hiring of a part-time, fill in custodian for the LC Courthouse; seconded by Kevin. All voted in favor. Paul M. was absent for the vote.

#19-ECHO CANYON CAMPGROUND

Adam made a motion to sign Change Order #3 for JNJ Engineering on the Echo Canyon Campground project in the amount of \$12,800; seconded by Paul D. All voted in favor. Paul M. was absent for the vote.

#20-LC HUMAN SERVICES

LC Human Services is asking the Commission for clarification as to the use of personal vehicles when doing work for LC as well as the use of County vehicles to take clients to appointments. Toni Pinkham advised that County employees or a parent are taking individuals to their appointments with no problems. Daniel responded that the Personnel Policy covers use of County vehicles. There is a concern with using County vehicles for people who aren't covered under the County. Toni asked if she can use a County vehicle to take her mother to the doctor since she does it for other individuals. This issue concerns using a County vehicle to transport people; Daniel stated there is no issue or problem with that. The County vehicle is insured and covered if Toni uses it to transport people. Toni asked what happens if the trip is overnight, is everything covered? Toni doesn't want anyone to think she's showing favoritism. Ed doesn't see any problem with the use of the County vehicle this way. Toni asked if her personal vehicle is covered for transporting individuals. Daniel advised that we are supposed to add the County as an also insured on our private vehicles if one is regularly getting mileage checks. Ultimately, POOL/PACT will have to answer these questions. Paul D. stated clarification is needed from POOL/PACT on this issue. **Paul D. made a motion to adjust the policy to take into consideration overnight stays and he will call POOL/PACT for clarification; seconded by Kevin. All voted in favor. Paul M. was absent for the vote.**

#21-CLERICAL UNIT DECERTIFICATION

This item concerns the decertification of the Clerical Union from the Teamsters. Adam addressed this item. There are 12 people and only 3-4 are members. Adam's thought was that maybe the majority is unhappy with the union. Adam isn't for or against it, but if the majority is unhappy then maybe we shouldn't have it for anyone. As of right now, we still don't have a contract with any of the Teamster units. Shannon Simpson, Deputy Treasurer, asked what decertification means and what does it involve. Also, Shannon has been full time for over 2 years and not once has anyone every approached her and talked to her about what's involved in joining the union; her options haven't been explained to her about joining or not joining. Adam responded that he doesn't know what the decertification process is. Daniel referred to NRS 288 which concerns decertification. If there ever comes a time in which the unit representing that classification goes below 50% of that class as a whole, the Board can decertify them which means they no longer have collective bargaining authority. Then, they can reorganize into a new unit, make smaller units, or remain individual employees. Adam has had one clerical member approach him to ask. Shannon is concerned what the effect on our insurance benefits will be if this unit is decertified. If decertified, it could remove everyone's insurance; all those who are covered under Teamsters would be affected. Shannon asked that the Board have a plan in place prior to taking action. Adam commented that there is no solid answer as to insurance costs with Teamsters; the initial numbers offered for inclusion in the budget have changed several times now. The more in the insurance pool the better. If LC is dropped altogether, it would be devastating. Shannon commented that this County has a great employee benefit program and it includes dental and vision. The premium being quoted is for employee/employer. The County pays a percentage, the employee pays a percentage, and there is an option to cover family members. This issue has nothing to do with negotiations; it simply pertains to the level of membership in the clerical unit. The insurance is a negotiating tool that is held over the Board's heads for every unit. Teamsters is a very large

unit. Adam commented that if clerical is unhappy with what's going on then the Board would like to talk; this is simply an attempt to open dialogue. Shannon asked what the Board's next step will be in finding out the information in order to make a good decision for everyone. Adam will have to get with both the DA and Larry Griffiths at Teamsters to discuss it. The main question that needs to be answered is if clerical decertifies then will the insurance be lost. More people aren't joining the union as the current shop steward isn't presenting anything to new employees to get them to join. Adam advised that he would be happy to talk to Larry at Teamsters. If there are some in the clerical unit that would like to belong to the union then they should do so. Sheriff Kerry Lee advised that Teamsters doesn't have to babysit; a bargaining unit can bargain without them. The Law Enforcement officers get together, hold meetings, and take votes on various issues. This doesn't happen a great deal with the units covered by Teamsters. At some point in time, the Board needs to negotiate whether Teamsters shows up or not. Adam will contact Local 14 and discuss this with them.

#22-PANACA TOWN CENTER

This item concerns the discussion and quote received for the rack, switch, firewall, uninterruptible power supply, and patch panel for the Panaca Town Center in the amount of \$8,752.92. The LC Nuclear Oversight office has budgeted \$4,000 towards this. Tracy Lee was present for this item and advised that the remainder of the costs need to be covered in order to get everyone connected. The remaining \$4,752.92 is unbudgeted. **Paul D. made a motion to pay the remaining funds from Capital Projects; seconded by Adam. All voted in favor. Paul M. was absent for the vote.**

#23-BUREAU OF LAND MANAGEMENT AUTHORITY

This item concerns the authority of the BLM rangers in LC. White Pine is wondering why we don't put an ordinance on the books governing this issue. Ed asked what law provides the BLM the authority to do police work within the boundaries in LC, other than federal enclaves. Ed asked, if we have federal agents "packing heat" in LC, have they gone through POST. Sheriff Lee responded that they don't normally go through NV POST, they go through a federal academy in Georgia. Ed doesn't believe they should be carrying guns to enforce the law; it isn't right. Currently, BLM rangers are enforcing speeding laws in LC. Can these rangers follow us to our homes to write tickets or should they call the sheriff? Citizens would prefer that they call the Sheriff. Kerry advised that fire wood is federal but speeding is something completely different. There is a booklet concerning DOI/BLM that includes a list of NRS that will be enforced by BLM rangers; Kerry read the list. If you are cited by BLM for these NRS, you will be required to go to Reno or Las Vegas to go to court; they're bypassing our County justice system and the funds will go to the state. It isn't right that an individual should have to go to Las Vegas or Reno to address citations for speeding or firewood. Kerry stated that it was a good when they had an officer from SO and a BLM ranger assigned to public lands. If it was a violation of county/state ordinance the SO would take care of it; if it was a federal issue, the BLM ranger would address it. There are millions of dollars in the land fund and we were only asking for a few thousand for this arrangement to continue in the County, but they were unable to reach an agreement. Kerry broke off negotiations at that time as it was a waste of time. Contracts with local law enforcements are being broken all over the state. Glenn Zelch stated that BLM ranger jurisdiction should be limited to federal land. Paul D. commented that his perception of this situation is that he's noticed any time there is anyone present who is of BLM hierarchy they have an armed ranger with them; this is extremely offensive. It makes one very nervous to think that an armed individual, in a position of authority, is using that authority in a manner that isn't designated by law. Paul D. felt that the use of Officer Schimbeck to act as a regular officer and BLM officer was a win/win situation. Kerry responded that, locally, we work very well with BLM. A few years ago, there was a scoping meeting and BLM brought an armed ranger to the meeting, which was held in a school. A BLM ranger isn't listed as a peace officer under the State of NV's definitions. At that time, Kerry advised them that if they felt the service was needed they should call the SO. Wade Poulsen commented that this issue was something he dealt with as a Commissioner in 2006. BLM had asked to bring 2-3 armed rangers to patrol the roads. The same discussion was held then that is being held now. Wade reviewed the history of those discussions with the Board. The rangers didn't go to POST; the County required that they attend POST if they were going to patrol roads and write tickets. That discussion resulted in the hiring of Officer Schimbeck, who was funded and used to manage BLM issues as well as local law enforcement issues. Another issue that was considered is backup; rangers don't have backup when they're out in the wilderness. Through those discussions, the County was able to show BLM that it costs a great deal more to have these rangers patrolling and it isn't safe. Local law enforcement can handle the patrol at a cheaper rate. Wade doesn't believe we should have armed rangers patrolling the range.

Shane Cheeney asked why these individuals are armed. Why do they have to be armed for the type of citations they issue? If something happens as far as criminal activity the rangers should be calling local law enforcement. Kevin advised that when the Constitution was submitted for original passage, three gentlemen wrote the Federalist Papers, which delineate why the Constitution should be passed. What used to be is now something we've moved away from. Kevin referred to these documents. Criminal justice and civil justice are the purview of the state, not the federal government. Kevin hasn't been able to find any granting of police powers to the federal government. These powers are to protect the health, safety, and welfare of the citizenry; this is entirely the province of the state. The federal government must own the ground and have ceded jurisdiction from the state in order to have police powers. Kevin believes the states have never given police powers to the federal government. Kevin further commented that it says the citations "may" go to Las Vegas or Reno, but he feels they should come to the local courts. FLPMA says that the federal government "shall" offer a contract for law enforcement and police power for civil and criminal offenses. There is nothing that allows for the rangers to exercise police powers. Kerry responded that, at the same time, the federal government is cutting contracts statewide. Kevin commented that this is a tremendous and dangerous overreach. Kevin finds no conclusions in law or authorizations in the Constitution that allow for law enforcement by BLM rangers. Kerry stated he doesn't believe that all BLM personnel think this way. When he went to the Bundy ranch incident he spoke with a BLM individual concerning the transport of the cattle when a comment was made to him that the American flag is above the NV flag. Many of them feel that the federal government is above the state government. Recently in LC, a BLM ranger stopped someone for speeding and asked to see a driver's license. The individual responded that he didn't have to give him his license as the ranger has no authority. The ranger was armed and this is a situation that could quickly escalate and become dangerous. Judge Mike Cowley advised that there is a ruling in the 7th Judicial District Court concerning a traffic stop initiated by a BLM ranger regarding wood permit. The officer approached the individual, identified him, found drug paraphernalia, called White Pine County to get a deputy. The county deputy then continued with the stop and arrested the individual for possession. The case was overturned because the ranger had no authority to make a traffic stop on state highway. Case was dismissed. Many years ago, there were issues with BLM writing speeding tickets. BLM has no authority to write speeding tickets. State and US Highways belong to the State and the BLM rangers have no authority as the boundaries belong to the State. This doesn't give any authority, even if the highway is in a federal park. The only time federal has authority is in kidnapping and bank robbery, in these cases the state government has to invite the federal government in. This is the reason that the citizen that was pulled over said you have no authority. To which, the BLM ranger advised that the citizen was in the middle of federal land. Kevin commented that the lines of this authority need to be defined. Kerry provided a letter from Assemblyman Ira Hansen and stated that this issue should be addressed starting in northern NV with our state government. Ken Dixon doesn't agree with letting the State carry the ball on this because everyone knows what happens when bureaucracy takes place. Ken feels a County ordinance could be enacted a great deal faster than letting the State be involved. **Paul D. made a motion to proceed with a County ordinance; seconded by Kevin. All voted in favor. Paul M. was absent for the vote.**

#24-COMMISSIONER REPORTS

COMMISSIONER ED HIGBEE attended a phone conference with White Pine and Eureka concerning the upcoming NACO conference. The County will have to pay a portion as co-sponsor. **COMMISSIONER ADAM KATSCHKE** will attend the landfill meeting today.

#25-PUBLIC COMMENT

Ed called for public comment. Treasurer Shawn Frehner advised that the Pioche branch of Washington Federal Bank is closing. Shawn has been in contact with a representative of the bank; the Board can send letters to try and convince them not to close. Shawn asked the Board to support the prevention of the closing.

#26-ADJOURN

There being no further business for the Board to attend to, Ed adjourned the meeting at 2:13 p.m.

Attest: _____ Approve: _____