

CALL TO ORDER

The regular meeting of the Churchill County Board of Commissioners was called to order at 1:17 p.m. on the above date by Chairperson Washburn.

PRESENT: Gwen Washburn, Chairperson
Lynn Pearce, Commissioner
Alan Kalt, Comptroller
Arthur Mallory, District Attorney
Kelly G. Helton, Clerk of the Board
ABSENT Norman Frey, Commissioner
Rusty Jardine, Deputy District Attorney
Brad Goetsch, County Manager

Pledge of Allegiance

It was verified that the agenda for this meeting was posted in accordance with NRS 241.

PUBLIC COMMENTS

Chairperson Washburn inquired if there were any public comments on issues that were not listed on the agenda.

Mr. Dennis Lee, Director of the Churchill Community Coalition, said he wanted to publicly invite the Board to the methamphetamine forum on April 10th at 6:30 p.m. at the Fallon Convention Center. The coalition will be providing the latest information regarding meth in our community and how they plan to address this problem. They will have specific information and insight for parents with an expert panel to answer questions or concerns.

ACTION ITEMS

AGENDA

Chairperson Washburn said that the item scheduled for 1:30 was withdrawn. There were no other changes to the Agenda.

Commissioner Pearce made a motion to approve the agenda as revised. Chairperson Washburn seconded the motion, which carried by unanimous vote.

MINUTES

APPOINTMENTS

THE BOARD MAY REQUIRE THE PROVISION OF AN OATH OR AFFIRMATION BY ANY PERSON PROVIDING ORAL TESTIMONY AT A PUBLIC HEARING.

Consideration and possible action re: award bid to purchase vehicles

Sheriff Richard Ingram was present and asked Undersheriff Jim Wood to present this matter. The Sheriff's Office is seeking to purchase four (4) new vehicles with the attached specifications. These vehicles will replace high mileage vehicles that are currently in their fleet. The old vehicles may be transferred to other departments who do not have the same demands of the vehicle that the Sheriff's Office requires. The funds to purchase the vehicles are included in the Sheriff's Office budget. The Undersheriff said that the Sheriff's Office received bid packages and they received 5 bids. On March 16th, a committee consisting of Geof Stark, Ben Adams and Jim Wood opened the bids. One was a total cash purchase price and option 2 was a bid. After discussions with Comptroller Kalt, they decided to present Option 1, for which they received 3 bids: Jetway Chevrolet - \$132,988.04; Champion Chevrolet - \$129,141.00; and Fallon Auto Mall - \$107,098.84. After examining the exceptions from all three bidders, the only exception they had is that Ford cannot key all of the vehicles alike, where Chevrolet can. There are new federal regulations where you can't have a

disconnect switch for the air bag on the passenger side. They have a new feature where weight turns it on and off and that is acceptable to them. After review of these bids, they would like to accept the bid from Fallon auto Mall for \$107,098.84.

Commissioner Peace said it looks like a good bid. Comptroller Kalt said it was approved in their budget and they hope to have delivery by June 30th of the current fiscal year

Commissioner Pearce made a motion to approve the purchase of four (4) new patrol vehicles from Fallon Auto Mall for \$107,098.84 for the Sheriff's Department per the attached recommendations of the committee of the Churchill County members.

Chairperson Washburn seconded the motion, which carried by unanimous vote.

Consideration and possible action re: A Proclamation for April 2007 as Child Abuse Prevention Month and Adopt the Proclamation

Mr. Phillip Ulibarri from the Washoe County District Health Department, reported that child abuse and neglect is a community concern that can be addressed through vigilance and reporting. The need exists with Churchill County to provide the public with information as to the scope of the local problem, including the impact of child abuse and neglect upon our most valuable asset: our children! You'll become the second city in the state to adopt this proclamation. Pinwheels will be planted to signify the number of reported child abuse cases. In Churchill County he understands that there were over 330 cases reported in 2006. It is a shame we have to go to the county commissions and city councils to bring awareness to this issue but it does exist in our state. By approving this Proclamation, you'll join a number of other communities who will help to draw attention to this problem. Chairperson Washburn said it is sad we have to go to these lengths but if it will help one child, it is worth it.

Commissioner Pearce made a motion to approve a Proclamation for April 2007 as Child Abuse Prevention Month in Churchill County, Nevada, and to authorize staff to assist other local or state agencies providing services relating to abuse and neglect, including the use of public facilities for awareness purposes. Chairperson Washburn seconded the motion, which carried by unanimous vote.

Comptroller Kalt asked if there is a place where we should purchase these pinwheels. Mr. Ulibarri said that they are expecting their order to arrive within a couple of days. The first city to plant these pinwheels was Elko last year, where 722 were planted in their Courthouse lawn. It was a great visual aid, which resulted in this group adopting the program to take it to other communities. There is a planning committee working in Churchill County and have scheduled an event for April 9th at 8:00 or 9:00 in the morning and they will have these pinwheels for our community.

Consideration and possible action re: Appointment to Library Board

Geof Stark said that the term of one person on the Library Board recently came to an end. This vacancy was posted and applications were accepted until February 17, 2007. By the deadline, one application was received, from the incumbent, Kathryn Cave. Mr. Stark spoke with Library Director Barbara Mathews, who also discussed Ms. Cave's application and prior service on the Board with the Chair of the Library Board, Dorothea Brown. Based upon these conversations, they have indicated that they are very satisfied with Ms. Cave's service and they would strongly recommend her reappointment to the Board. The members of the recommendation panel recommend Ms. Cave be reappointed to another four-year term, to expire March 6, 2011.

Commissioner Pearce made a motion to accept the recommendation of the advisory committee to re-appoint Kathryn Cave to a full term on the Library Board, which expires March 6, 2011. Chairperson Washburn seconded the motion, which carried by unanimous vote.

Consideration and possible action re: Health Insurance Renewal for Churchill County and CC Communications Employees and Retirees for FY 07-08

The Insurance Advisory Committee (IAC) met on March 2, 2007 to discuss the renewal of the health insurance for fiscal year 2007-2008. The IAC continues to be pleased with the assistance they have received from ABD, our insurance consultants. ABD took a look at our health insurance premiums and claims this past year and predicted a 38% increase. The preliminary renewal bid from St. Mary's indicates a 9.415% increase for the employer-paid portion, which is much better than the prediction. Because the St. Mary's proposed increase is lower than projected and because employees have been pleased with the insurance through St. Mary's, the IAC recommends the County renew with St. Mary's. The IAC has yet to receive renewal numbers from the County's vendors for dental, life and accident, and long-term disability insurance. A recommendation will be coming before the Board in approximately one month regarding the renewals for these policies. There has been talk of splitting the County from CC Communications but that has not transpired as yet. Chairperson Washburn said the IAC has done a fantastic job. As far as splitting the two entities, she would encourage the committee to run some numbers to determine the benefit or impact across the board. Human Resource Director Stark said we would do that in discussion with management of both organizations.

Commissioner Pearce made a motion to accept the recommendations from the Insurance Advisory Committee regarding a 9.415% increase for health insurance coverage for FY 07-08 for the employees and retirees of Churchill County and CC Communications. Chairperson Washburn seconded the motion, which carried by unanimous vote.

Consideration and possible action re: Renew contract with ABD Insurance for insurance consulting services.

Churchill County originally entered into a three-year contract with ABD Insurance to provide the County with consulting services regarding health, dental, life, vision and long-term disability insurance. This contract expired on November 30, 2006. ABD has continued to provide services since December 1, 2006 without a contract. The County has been very pleased with the services provided by ABD as they have been proactive in providing us much-needed information and training to assist us in making wise insurance decisions. Additionally, they have given us projections on potential insurance increases each year before the insurers make a renewal proposal, thus allowing us to make informed decisions and to make them sooner than we were able to do in the past.

Typically, insurance brokers charge a commission on premiums in order to pay for their services. Of course, this means that when the premiums increase, the broker's fees increase accordingly. ABD's contract with us, however, calls for payment based on a set monthly amount, rather than a percentage of premiums. ABD has proposed a new three-year contract (retroactive to December 1, 2006). The new contract proposes an increase in consulting fees of 8.9% the first year, 8% in the second year, and 4.8% the third year. The fiscal impact, if the County had been paying on a commission basis, would have been \$61,000 this year. Based on the new contract, in the final year the County would pay \$40,000, so the County would experience a savings with the contract.

Chairperson Washburn said that the committee has dealt very effectively with this and if they are satisfied and this payment seems to save us money, then she would agree.

Commissioner Pearce made a motion that the County renew the contract with ABD Insurance Services for a three-year term, authorizing County Manager Brad

Goetsch to sign for the County and General Manager Robert Adams to sign for CC Communications. Commission Washburn seconded the motion, which carried by unanimous vote.

Consideration and possible action re: Adoption of Senior Accountant Job Description and request permission to fill position.

Human Resource Director Stark said that Commissioners were provided with a draft Senior Accountant job description as prepared by him. The job description was based on review of similar Class 3 counties and assistance from the Comptroller. As noted in the Comptroller's Office budget personnel supplemental request justification, this position would assist in the Water and Waste Water Accounting, Grants and related Single Audit work and assisting other departments with accounting and internal control items.

Chairperson Washburn asked if this job description fulfills the needs in the department. Comptroller Kalt said Human Resource Director Stark did a fantastic job and he defers to his expertise and reliance upon the survey results with regard to the compensation level. Chairperson Washburn said this had been discussed in budget hearings.

Commissioner Pearce made a motion to accept the Senior Accountant Job Description and placement at Grade 65. Furthermore, to authorize the Human Resource Director to advertise and seek to fill the position in the current year. Starting salary to be based on the successful candidates qualifications and experience, which could result in an advanced step placement if deemed necessary. Chairperson Washburn seconded the motion, which carried by unanimous vote.

Consideration and possible action re: Public Health Nurse Division Presenting: Bi-Annual Community Report.

Social Services Director Shannon Ernst provided an update on changes and clientele by the Nevada State Public Health Nurse Division, Churchill County Office. Director Ernst introduced Rose Lorentzen, of the Public Health Nurse's Office, who presented this agenda item. She thanked them for the office space the County provided, which is wonderful for them. They have input from patients that they are pleased with the professional environment. She introduced Leslie Quinley, who is the nurse that she works with. She said she is very happy and fortunate to have her. She provided a handout, which was a satisfaction survey completed in the clinic, which sought input and suggestions for improvement but there were no suggestions for improvement. The number of patients served in each county for 2006-2007 was included. Churchill County was one of the few that increased the number of patients served and we have the highest patient count for the type of patient and the number of patients served. There is an increase current year over last year. Usually, we see patients ranging in ages from 16 to 30 for family planning. They asked questions such as whether the ability to use a debit/credit card for payment would be helpful. The last page shows comments from 8 patients from each clinic, which demonstrates that they are fairly happy with the service provided.

Chairperson Washburn said she has not had any phone calls complaining about the services this past year and that is a positive. Commissioner Pearce agreed. Chairperson Washburn said people seem to be very satisfied, especially since the move. Director Ernst said it has been convenient having them in the same building and it makes the delivery of services more accessible and streamlined.

Consideration and possible action re: Public Hearing – Approve Sponsorship for Rural Nevada Continuum of Care through Annual Community Development Block Grant Set Aside Program.

Social Services Director Shannon Ernst said that in 2005 and 2006, Churchill County Social Services requested authority to submit a grant for the CDBG program to sponsor the grant to fund the contractor in support of the Rural Nevada Continuum of Care (RNCoC). Social Services has participated in the RNCoC for the past six years as a steering committee member as a grant recipient. The HUD Continuum of Care Grant program is an extremely competitive program that requires individual grant programs to document annually:

- Partnerships with other agencies.
- Participation in the annual point in time homeless count.
- Development of annual outcomes and measurements individually and as a collective group.
- Exhibit I, which is the counties' main data collections of the HUD grant and is rated not only for the Continuum's application but is attached to the individual County's application.
- 10 year planning to address homelessness.
- Statewide discharge planning.

The CDBG grant program previously has been awarded to the Rural Nevada Continuum of Care funds in support of the state's efforts for the past four years. In November, 2006, at the annual CDBG Forum held at NACO, the participating county representatives found the activities to be measurable and of benefit for use of the funds previously received, so the set aside was approved. Four years ago, Douglas County administered the sponsorship, then it was requested that Churchill County administer in the future, and they have done so since. In current planning of the continuum, it has been identified that Churchill County, if it sponsors the current year, will assist in preparing another county to move forward with future sponsorships. The sponsorships of this grant will include administration, quarterly reports, and completion of monthly draw requests. Through past experience, the requirements for this grant are minimal compared with other grants we administer and will not pose any significant impact on the department. Churchill County has greatly benefited from the efforts of the Rural Nevada Continuum of Care. We were the first county in rural Nevada to receive a HUD Continuum of Care grant and currently, we plan to move forward with another HUD grant when the RFP is announced.

Chairperson Washburn asked for public comments. There were none.

Commissioner Pearce said that this speaks well that this department continues to be asked to sponsor this application and it speaks well of Churchill County Social Services.

Commissioner Pearce moved to allow Churchill County to sponsor the Rural Nevada Continuum of Care CDBG Grant Application for FY 2008. Chairperson Washburn seconded the motion, which carried by unanimous vote.

Consideration and possible action re: Approval to accept \$6,530.00, a CSBG Discretionary Grant, in support of the production of a Tripartite Board Training Manual.

Social Services Director Ernst said that their department has been requested to accept \$6,900.00 from the State CSBG Discretionary Grant Program in support of a Tripartite Board Training Manual and one day event for Community Action Agency Directors and Tripartite Board Members. The manual and training event is in support of further development of County Tripartite Board's responsibilities, open meeting laws/requirements, etc. The contract would be given to Social Entrepreneurs, Inc. and the project would be completed by June 15, 2007. It will utilize videoconferencing and can be taped and used in later years as board members are welcomed into board positions.

Chairperson Washburn identified that our agenda report in the title and motion section states \$6,530 but the discussion stated the figure at \$6,900. Director Ernst said it should read \$6,530.00.

Commissioner Pearce made a motion to accept and administer \$6,530.00 for the State CSBG Discretionary Grant Program in support of the production of a Tripartite Board Training Manual and one day training event. Chairperson Washburn seconded the motion, which carried by unanimous vote.

Consideration and possible action re: Supporting an application for Question 1 funding to preserve a portion of the Corkill Bros ranch in agricultural production.

Ed Rybold, Naval Air Station Planner, and Becky Stock, Nevada Land Conservancy, said that the NVLC proposes to use State Question 1 funds to acquire a conservation easement on two parcels (APN 006-091-33 and 006-851-32) that includes 430 acres of land and nearly 300 acre-feet of water rights of the historic Corkill Bros. Ranch, thereby attaining an interest in land and water to protect and enhance agricultural resources, wildlife habitat, sensitive or unique vegetation, historic, cultural resources, riparian corridors, floodplains and wetlands and other environmental resources. The Naval Air Station Fallon Encroachment Protection Program will contribute funds to share interest in the easement. Acquiring a conservation easement within the Naval Air Station Fallon's land compatibility buffer zone will additionally fulfill Encroachment Project goals in areas where land use compatibility is a concern due to issues that include aircraft noise and future improvement projects—example: 7/25 (crosswind) runway extension.

If this transaction is completed through the Nevada Land Conservancy, State of Nevada and the Navy, the eligibility of the parcels as TDR Sending Site will be rescinded. Removing these parcels from the list of approved Sending Sites, Churchill County need not invest in this large acquisition at a large cost. Also, the number of TDRs available for purchase will be reduced and avoid any decreases in value when transactions are conducted. Note: the LVEA has been designated as the entity to coordinate Q1 projects. LVEA's support will be sought at their next meeting on March 26th. However, since the deadline for the next round of Q1 projects is March 28th and support from the County is important for the success of a project, it was necessary to place this item on the Board's agenda prior to the LVEA's consideration.

Ms. Stock thanked them for allowing her to speak. One of the requirements of this grant involves notifying the County government of this transaction. They are proud to be a part of the team with LVEA and Naval Air Station Fallon. They are happy to be working the Corkill family on their historic ranch and this is a project that would protect approximately 430 acres and water rights with a conservation easement so that it will not be developed in the future. This will result in preserving agricultural values, rural lifestyle and open space.

Chairperson Washburn said she had not seen a copy of the conservation easement and asked how that differs from the TDR program conservation easement. Ms. Stock said they are very similar. Each case is different based on the needs of the family. Because NVLC will hold it and will be the stewards of the land, it may have a different spin. It cannot be accomplished unless the family is in agreement and the Corkill family is at this point. It has not yet been signed but they can take the time to review and sign it. Mr. Rybold said the difference is that it does establish in more clarity the environmental protection and monitoring of the easement for the Navy and the landowners themselves. Other than that, they are very well aligned. Chairperson Washburn said it is very compatible with Q1 guidelines and asked if they think it has a good chance to be funded. Ms. Stock said staff toured several sites in the fall with her

and Mr. Rybold, as well as Stuart Richardson from the Lahontan Valley Land and Water Alliance and they were very excited with this application. They have worked with the state on a different conservation easement so they are familiar with our history of writing conservation easements. Mr. Rybold said the tour she referred to he also brought in some people from San Diego and from the state, John Paul Kiel, who is involved in the grant funding, to give them an overview of the properties in Fallon and they were excited about how this program can move forward. Chairperson asked that the record reflect that it had not gone before the LVEA board yet.

Commissioner Pearce made a motion to support the application for Question 1 funding to place a conservation easement on a portion of the Corkill Ranch, Assessor's Parcel Numbers 006-091-33 and 006-851-32. Chairperson Washburn seconded the motion, which carried by unanimous vote.

Consideration and possible action re: Use of Churchill County property, the Jetway Park, for a special event May 3-6, 2007.

Norman Westgate, of Susie's BBQ, is required to apply for a "Special Events Business License" to conduct business anywhere other than at his place of business. In order for the Planning Department to issue a Special Event's Business License, the applicant must be the owner of the property or have written permission from the property owner (unless the special event is conducted at the County fairgrounds). There is not a clear policy regarding the use of Churchill County property for special events. In 2006, Susie's BBQ applied for a Special Events License and conducted their business on the Jetway Park on a number of occasions. Some concerns were raised that without a formal review and approval by the Board of County Commissioners for use of Churchill County property and without adequate input from entities such as NHP, NDOT, the SO and Parks and Recreation, adequate safety measures (traffic control, parking, signage, trash pick up) may not be implemented and issues such as liability may not be addressed. County Parks and Recreation have recently taken over the maintenance of the Jetway Park (the Agenda Report had attached an e-mail from the Parks and Recreation Director identifying his concerns with the use of the park).

Mr. Norman Westgate said this request has been submitted by Susie's BBQ and 4 other vendors for use of the Jetway Park for a Spring Craft Show. Leslie Beach will be selling Salt City candles, another vendor will be selling cotton candy & funnel cakes, portable restrooms will be provided, and Green Valley Rentals will provide a generator. He has all of the required permits, resale tax ID numbers, and licenses. He used this park in the past with no problems. There are about a dozen parking spaces there, with an additional 6 along the highway. NDOT has had no problems with this before, nor did the County. The County made changes that this is required to be a community event, which is what he tried to put together and is requesting approval.

Chairperson Washburn said she does not want to discourage this kind of event as they are important to the community and to business owners. She read in the backup material that there may be liability issues. Mr. Westgate said they have a \$2,000,000 liability policy and they will generate tax dollars for the community. Chairperson Washburn said the liability policy was not provided to them. She asked if any comments or complaints had been provided from NDOT or NHP, to which Mr. Westgate replied no. He learned that previously he had an arrow sign too far out and now knows it has to be 60 feet off the center of the highway. Planning Director Lockwood said the County Manager asked her to speak to several agencies about this request. She was only able to speak to someone from NDOT and the Sheriff's Office. NDOT has considerable concerns and they cited not just this type of event but also an event at the Flower Tree Nursery. If the event is highly successful, people park along

the highway and this is a major concern of NDOT and the NHP. Site distances are blocked and you are asking for an accident to happen. These agencies said that if approval is granted, they want the opportunity to identify where people should and should not park with appropriate signage and to approve access to the park. If the light by Wal-Mart gets busy, NDOT is concerned that people will come along the shoulder and come all the way up to Susie's BBQ and park along the highway. Mr. Westgate said he has no signs but would be happy to place those. Chairperson Washburn said it can be busy when you are there by yourself they may not have been as busy as they probably will be with the additional vendors. Mr. Westgate replied that he was told we didn't want him out there by himself and he needed to have a community event so he is trying to get that together. Chairperson Washburn expressed her concern that people will park across the highway and walk across the highway. Mr. Westgate said there is a crosswalk at the stop light. She replied that people probably won't walk up to that unless it is very well enforced, as we have seen numerous times. Mr. Westgate said there are "no parking" signs on the railroad side, which they do not enforce. His concern is that he is trying to do this legally but we are having a hard time getting approval.

Commissioner Pearce asked how we got here in the first place. Director Lockwood said a request was made by Susie's BBQ to have their BBQ out there last year. At that time, an informal discussion was had with the County Manager. This is Churchill County property but under the rules that we have, a special event license must be obtained. We issued the special event license and the event was held on a number of occasions. Several concerns were raised by various agencies that because the County does not have a policy in place for use of this property, that is why we are here. Traditionally, people go to the fairgrounds for a community event if they want to operate a business during a special event. What the County Manager was trying to say last year was if indeed we have a recognized community event, such as the Newlands Project 100 Year Celebration, that will be from one end of town to the other and several streets will be blocked off, that would be an example of a community event. Susie's BBQ is trying to establish special event and use the Jetway Park. One of the concerns has been that we require people in Churchill County, if they are operating a business on a regular basis, to have a regular place of business. Susie's BBQ is different because they normally offer their services at a special event. Mr. Westgate said they have invited anyone who wants to participate to join them – it is open to the public and they can participate. There is no fee being charged. Commissioner Pearce said if that is how that was done last year, then have we changed our County Code to include this. Director Lockwood said we have not changed County Code to include this. We did not last year bring before the Board the opportunity to develop a policy for the use of Churchill County property outside of the county fairgrounds. Chairperson Washburn said she thinks this is going to become more of an issue as we take in more of these small parks and areas like this. She suggested that we allow this event as planned because she doesn't want to deny them their income but she thinks we need to instruct department staff to begin developing a policy that covers this type of event in these smaller areas where congestion and traffic may become an issue. Commissioner Pearce said he doesn't disagree with that. This is a very small park and the larger the event, the more likelihood that we could have a problem there because of the speed of the traffic, the volume, the small amount of parking, and parking along the road. He can understand NDOT's concerns with parking along the highway both there and at the Flower Tree events. In lieu of the fact that we haven't changed code and we've had a past practice of

allowing this, he leans toward allowing it but he believes we need to address this issue sooner, rather than later.

District Attorney Mallory asked for clarification of whether events such as this have been allowed at this location and was told that it had only happened last year. We have a policy for special events but we do not have a policy in place for use of Churchill County property. He asked if the commissioners are aware of the letter from the Parks and Recreation Department outlining the various problems at that location. He said we need to examine any insurance policies they may have if this is approved. He heard it explained that they are getting permission to use the area and they are inviting others to join in and we have no control over those other vendors. Director Lockwood said that under the special events ordinance requirements, the organizer of the event has to get a special event business license. If there is food or beverages involved, they are required to get the appropriate licenses from State Health. Any approval of the use of Churchill County property would still be subject to all of those requirements. He asked if a vendor came in who is not selling any food, just some type of product, such as wood carvings, would there be any approval by the County? Director Lockwood said that the organizer must get a special event business license. District Attorney Mallory said this is a very poor practice to allow such events without such a policy. We are exposing the County to liability subject to reading the insurance policies. In the future, he would strongly recommend a policy be adopted prior to approving any other such events. At this point, we have set a precedent with Susie's BBQ. Therefore, the County may consider that but he would recommend not going forward without sufficient proof by examination of the insurance policy and addressing all of the factors and concerns of these agencies. Director Lockwood said if the Commissioners are wanting to move in the direction of approval, she would recommend that approval be subject to the Sheriff's Office, Parks & Recreation, NDOT and the Planning Department meeting to develop a plan to address these concerns, as well as trash receptacles, who is responsible for disposing of the waste, and placement of the "no parking" signage. We could present this to you at your next meeting or, if you decide to approve this today, subject to compliance with whatever requirements the County and State staff comes up with. District Attorney Mallory said based on what we are hearing here, if the event is a success, in all likelihood it probably would require a permanent law enforcement presence for traffic control. Director Lockwood agreed with what Chairperson Washburn said that people do not obey traffic laws or utilize proper traffic procedures.

Comptroller Kalt reminded the Board that several years ago the multipurpose building had a kitchen so an entrepreneur operated a restaurant on our property in competition to other businesses in our community. In lieu of our discussions, the Board decided it was not the intent of the County facilities to be used for private business and did not allow the use the facility to operate a restaurant. One of the concerns that he wanted to raise from an insurance and financial standpoint, is that if we were to allow this park to become the site for economic development for entrepreneurs in the community, will we start seeing flea markets and such coming for approval that would not lend appropriateness for this site. He just wanted to remind the Board that many years ago they did vote to pull the special event permit of operating a business at our facilities. Mr. Westgate used the example of Oat's Park and Laura Mills Park where parking is a problem and neighbors complain about it. This is not an every day event – it is a special event that will occur once or twice a year. If someone else wanted to use it another weekend they could. Oat's Park is used the same way, such as for the tri-tip cooking competition. The Chamber hosted a wine tasting at Venturacci Park.

Commissioner Pearce said we've got quite a number of concerns and in lieu of having failed to modify our code to address those, he has a concern in proceeding today. He knows the Parks & Recreation supervisor has a good size list of concerns here. He doesn't know if he can make a determination here today with everything that has been raised. Usually, when we grant conditional approval it is with one single issue, but here we have multiple issues that need to be addressed and he'd like to see everything come together for us to deal with at one time. Insurance is great, but people always go after those who have the deepest pocket and, in this case, it would be Churchill County. If we approve it he wants to make sure that it is a one-time occurrence, until the code is altered, so he wants to make sure we make the right decision. Chairperson Washburn agreed but this event is to take place in early May. She asked if Director Lockwood would be able to get a meeting together prior to our next meeting. Parks are for public use and she can see that for an event like this, they should have to get a permit, but she doesn't want to make it so stringent that the facilities never get used for public use. Part of this is our fault when we didn't make a policy when it came before us a year ago. Issues have been raised and we need answers. Director Lockwood said she would attempt to get the County departments together to develop a plan for conditions on this event on this particular weekend. We could not develop a policy for use of Churchill County property by the next meeting but we can work toward that end in the next couple of months.

Commissioner Pearce said this is a very small space and if this event grows, they will outgrow this space. At the regional park we have more parking than we have space but we end up using all of that parking when we have events. You can't discount parking space and this will be a problem at this location. If we can get something back to us by our next meeting, that gives us a month to promote the event. Mr. Westgate said if this event is too big, he'd be happy to scale it back as he'd love to be by himself but he was told that he couldn't do that without a community event. Previously he probably didn't use any more than 5 parking spaces at a time but he doesn't see using up the 12 spaces even at this larger event. It's not a state-wide event; it is only a community event. He can provide the insurance but he can't get the health permit until he is approved. Chairperson Washburn said it takes something like this for us to learn areas that we need to address in policy. She asked that the County please include Mr. Westgate in the discussions so that he can take part in the decisions. Director Lockwood wanted clarification from the Board as to whether they wanted a policy developed or a code/ordinance changed. She said that we do have codes for special events and we have been following those codes but we have no policy for use of Churchill County property. She will take the lead in coordinating this effort but it will take several county departments and the County Manager will need to bring before the Board a policy for utilizing County property. Commissioner Pearce said we need to get that policy developed and because we like to get it right the first time, that will take us time to get the policy established but we need to work toward the development of a policy.

Commissioner Pearce made a motion to bring the matter back on the April 2nd meeting. Chairperson Washburn seconded the motion, which carried by unanimous vote.

Consideration and possible action re: Tentative Map: Hazen Rail Park (TCID#06-151, Reno Highway).

Planning Director Eleanor Lockwood introduced Jim Kingzett and Jenny Lumos, who were present to address this agenda item. The problem is the railroad. There is only one official access off of California Street in Hazen. They were directed by the

Board of County Commissioners following the Commission meeting held on March 1, 2007, to have the Fire Marshal visit the site to assess suitable locations for an emergency evacuation. Depending on wind direction and the location of the “hazard”, suitable sites would be to the NW of the subject property or NE. Adequate emergency access roads would need to be provided from the subject parcel to these locations. Until the Fire Marshal knows the type of use being proposed on the site (at the time of Special Use Permit application), further recommendations for emergency access cannot be provided. Discussions were also had with Jim Kingzett to discuss the Fire Marshal’s site visit and the letter and map have been submitted to provide some of the information requested by the Board at the meeting of 3/01/07.

In the event of an explosion, you could take people off the site, down a road and hide them in the hills of Hazen Butte or, if there was a E to W wind blowing or a NE wind blowing, you could also take them east off the property where an existing road is located on the property immediately to the east where TCID has a pit and there is a road that is used by Pacifica Properties going north. Potentially, you could evacuate people in that location. Mr. Kingzett has also submitted a proposal for the development of this park. Nobody knows what is going out on this industrial development. Every industrial use has to be permitted under the Special Use Permit application process. The Planning Commission believe that under the Special Use Permit provisions we can adequately provide for any conditions depending upon the type of activity going out there. However, she understands the concerns the Board of County Commissioners had that the tentative map is the time to at least recommend that emergency access or additional access be provided for the property.

Chairperson Washburn said she missed the March 1st meeting and she hasn’t been in this area for a long time. She wanted to know the condition of these roads. Mr. Kingzett said that the eastern area by TCID’s gravel pit can be traversed by any two-wheel vehicle. You can also proceed west along the access road along the gas pipeline. The plateau on the western section, just to the west of the rail park, he has driven to that and never had to use 4-wheel drive. Any roads will be traversable by any vehicle in any direction. The Fire Marshal wants to ensure we can evacuate people in any direction to get them away from the hazard. As we mentioned previously, we as developers are highly unlikely to allow any use which would create a public safety hazard and we are concerned about anyone who would be out there. It wouldn’t make sense to allow development of that nature. When we write our CC&Rs, we specifically write into those CC&Rs for long-term protection that these types of uses are not permissible. We have our own guidelines and policies to protect us from that type of use.

Chairperson Washburn said she felt concerns for emergency access would be handled under the Special Use Permit Commissioner Pearce asked if NDOT will weigh in on this. Director Lockwood said we provide tentative maps to them and ask them to provide input We’ll continue to provide them with information because the highway is being widened and some uses may have severe impacts. Commissioner Pearce said Commissioner Frey is always concerned with the queuing area behind stop signs. The concern with one access in and out is a valid one. If we have some other avenues that are temporary in nature, then he would be fine with that. His concern is that sometimes “temporary” in nature tends to take on a permanency that lasts forever and he wouldn’t want to burden a future commission with some of the issues that this commission has seen that previous commissioners thought would be temporary in nature. When we look at the map and consider future secondary access options, his concern is that he wants to have it tied to something, not just a promise to take care of

it in the future. He doesn't want a temporary solution to become a permanent condition. We do need a secondary access here because all it would take is a railroad accident right there, which would shut down access, not only to this but to the rest of the people in the Hazen town site. These are valid points so if we can take care of things temporarily, as long as they are tied to something and don't become permanent, he would be satisfied. Director Lockwood said it is possible. It will take a lot of energy and dollars to work with Union Pacific to get a secondary access but we would be foolish not to do so. Chairperson Washburn said maybe we need to work with other property owners to get access from a property owner as an alternative.

Commissioner Pearce made a motion to approve the tentative parcel map for the Hazen Rail Park (TCID #06-151 Reno Highway), subject to an upgrade or construction of a paved road built to County Code and Orange Book standards from Highway 50 Alternate to the proposed development site, prior to any construction activity on the subject property, or as a condition of the first parcel map. Also subject to provision of easement and construction of roads as a condition of approval of each parcel map or special use permit, specification of easements and roads to be determined at time of application approval. Also subject to further recommendation of the Bureau of Health Protection Services regarding commercial septic system, further recommendations of NDOT, Union Pacific Railroad, water right dedication, all provisions of Churchill County Code, and noting for the record that the secondary access road must become a reality at some point. Chairperson Washburn seconded the motion, which carried by unanimous vote.

LETTERS RECEIVED

None received.

OLD BUSINESS

None received.

NEW BUSINESS

Consideration and possible action re: Adoption or Resolution #06-07 Revising fees and securities required for review, inspection and acceptance of infrastructure facilities, including water, sewer, streets, bridges, sidewalks and storm drainage.

Planning Director Eleanor Lockwood stated that the resolution 09-06 and amendments to the Consolidated Development Code approved in October, 2006 established improvement plan review fees and securities necessary to bond for improvements and inspections. However, the recent audit report suggested "accounting changes". The proposed resolution does not change the fee schedule for review of plans; however, the Road Department will now be collecting fees for review of plans and the inspection of road and bridge improvements. In addition, the proposed resolution requires a check deposit from the developer to pay for inspection fees. At this time, this fee is being collected but it is incorporated in the performance bond/security that a developer posts with the county so the County does not have revenue in hand to pay for inspection fees charged by the County engineer. By collecting a check deposit from the developer prior to any inspection, this will provide a much smoother process, both for the developer and the County.

Chairperson Washburn said this seems to be a cleaner process for everybody. Commissioner Pearce said he agrees and anything that makes the road smoother and easier for our customers is always good and it usually ends up as less work for us as well. District Attorney Mallory said for the record that Commissioner Frey is possibly an interested party and possibly would have a conflict, but he is not present, he is not engaging in any discussion, he is not voting so that would automatically eliminate any

conflict. One of the requirements is that a member state if they have a potential conflict to that has been done and his lack of presence solves the problem.

Commissioner Pearce made a motion to approve Resolution #06-07 revising fees and securities required for review, inspection and acceptance of infrastructure facilities, including water, sewer, streets, bridges, sidewalks and storm drainage effective immediately. Chairperson Washburn seconded the motion, which carried by unanimous vote.

Consideration and possible action re: Request for an extension of time on the Sage Springs PUD tentative map.

Planning Director Lockwood stated that this is similar to the Willow Park Planned Unit Development. The difference is that Sage Springs will be connecting to Phase 2 of the sewer and water system and because of that, we haven't gotten far enough along to be signing off on any final maps. The Sage Springs PUD tentative map was approved with conditions on April 7, 2005. Per N.R.S. 278.360, a final map must be recorded within 2 years of tentative map approval, unless an extension of no more than one year is granted. The Sage Springs PUD will be connecting to Phase II of the County water and sewer system, which is still undergoing engineering design. Therefore, staff recommends the tentative map be extended for one year, with the same conditions attached to the original approval to apply.

Commissioner Pearce moved to approve the request for extension of the Sage Springs PUD tentative map for one year. Chairperson Washburn seconded the motion, which carried by unanimous vote.

Consideration and possible action re: Request for an extension of time on the River Park PUD tentative map.

Planning Director Lockwood said that the River Park PUD tentative map was approved with conditions on September 1, 2005. Per N.R.S. 278.360, a final map must be recorded within 2 years of tentative map approval, unless an extension of no more than one year is granted. The River Park PUD will be connecting to Phase II of the County water and sewer system, which is still undergoing engineering design. Therefore, staff recommends that the tentative map be extended for one year, with the same conditions attached to the original approval to apply.

Commissioner Pearce moved to approve the request for extension of the River Park PUD tentative map for one year. Chairperson Washburn seconded the motion, which carried by unanimous vote.

Planning Director Lockwood added that the Consolidated Development Code requires a developer to now file a PUD application, they can at the same time submit a tentative map, but if you have a PUD application on file, that doesn't run out after a year so perhaps we are moving in the right direction.

Consideration and possible action re: Acceptance of grant from the Administrative Office of the Courts (AOC) to purchase audio/video recording equipment for the New River Township Justice Court, courtroom 2.

Brenda Ingram, Justice Court Administrator, asked to have Alan Kalt present this matter. Comptroller Kalt said that in January, 2007, Justice Court submitted a project grant with the Administrative Office of the Courts (AOC) for the installation and use of audio/video recording equipment in the New River Township Justice Court for the second courtroom that will be on the first floor. The grant request indicated that the purchase price would be \$15,271.62. The grant request calls for a 50% match from the local government. The proposed system by Jefferson Audio Video Systems is the same system that is existing in the upstairs courtroom. Similar equipment would assist the court in operations, maintenance and service. Attached is a copy of the grant request

and the proposed equipment to be purchased. Justice Court has been notified that the project has been approved and a check will be issued upon the acceptance of the Board of County Commissioners. Afterwards, the equipment will be ordered and installed in the lower courtroom prior to the remodeling being completed.

Chairperson Washburn clarified that it is compatible with the current system and Brenda replied that it is compatible and there is no training involved. Further, she thinks she can get a good deal on maintenance. District Attorney Mallory said this system works well with the attorneys and he complimented the Court on making this decision. Ms. Ingram said that the court reporter situation has been a system that has worked with mixed results. The District Court has agreed to accept a transcript from this system, rather than hiring a court reporter, which will save a significant amount of money each year. They will only provide a court reporter in a high profile case, murder cases and such.

Commissioner Pearce made a motion to accept the state grant from AOC in the amount of \$7,635.00 for the purchase of audio/video recording equipment for the New River Township Justice Court, noting that the County will pay a similar amount as the matching requirement of the grant. Chairperson Washburn seconded the motion, which carried by unanimous vote.

Consideration and possible action re: Resolution #05-07 Establishing the travel expenses and subsistence allowance for Churchill County.

Comptroller Kalt said that in May 2002 the Board approved Bill 2002-G Ordinance 33 amending Title 2 regarding travel expenses and subsistence allowance. That change allows the Board to change the allowances to match the standard rates in the Internal Revenue Service Publication 463, Travel, Entertainment, Gift and Car Expenses as published annually by Resolution. Attached is Resolution 05-07, which seeks to update the rates to match the IRS publication. The mileage rate will be 48.5 cents per mile and the subsistence will be \$49.00 per day, broken down as follows: Breakfast \$9.00, Lunch \$15.00, and Dinner at \$25.00. He said that a line has been added to the resolution that allows for an employee may seek reimbursement based on city of travel utilizing the publication for high-cost city travel (i.e. San Francisco or Washington D.C. where meal costs are higher). The publication has a city-by-city index, which can be consulted and the request submitted thereby. The proposed fiscal impact can be absorbed in the current fiscal year budget and it is a fair and appropriate manner to approve this resolution as employees should be compensated for expenses relative to conducting County business.

Commissioner Pearce moved to approve Resolution 05-07 establishing the travel expenses and subsistence allowance for Churchill County effective March 22nd, 2007, noting the total per diem per day is \$49.00 and mileage of 48.5 cents per mile. Chairperson Washburn seconded the motion, which carried by unanimous vote.

Consideration and possible action re: Amendment to Interlocal Agreement for Western Nevada Regional Youth Center.

Comptroller Kalt said that Churchill County is a member of an interlocal agreement to operate the Western Nevada Regional Youth Center (WNRYS). It is the desire of the parties to amend Section III(A)(2) dealing with funding of the facilities. The current funding structure is based 25% on bed day usage and 75% on school enrollment in the preceding year. Due to patterns in bed day usage and school populations the individual funding levels for the counties fluctuated significantly from year to year. It was the desire of Carson City to seek stability in the funding agreement. The finance officers of the member counties met and proposed that the funding be based on a rolling three year average. This would smooth out some of the variation from

year to year in bed day usage. Furthermore, it was recommended to increase the percentage allocated to bed day usage to recognize that those who use the facility more should pay more for those services. This option was presented and approved by the Operational/Technical Committee (OTC) comprised of County Managers and Chief Probation Officers of the respective counties and Carson City.

WNRYS is an excellent example of a multi-county facility that works to the benefit of the residents of their respective communities. It would not be financially viable for each county to have its own facility. This program enjoys the support of the District Court Judges, Chief Probation Officers, the County Managers and the Fiscal Officers of each of the entities.

Chairperson Washburn said that, like everything else, the prices are going up here as well. Commissioner Pearce said it appears this will help us to predict expenses from year to year. Comptroller Kalt said this will financially benefit all communities involved in the project.

Commissioner Pearce made a motion to approve the proposed amendment to the interlocal agreement for Western Nevada Regional Youth Center that changes the funding formula to 35% average bed days and 65% based on average school enrollment over a three year period. Approval is subject to final review of the District Attorney's office as to form. Furthermore, authorizing the Chair to sign the necessary documents. Chairperson Washburn seconded the motion, which carried by unanimous vote.

Consideration and possible action re: Resolution Declaring Disposition of the Cremated Human Remains of Indigent Persons in Possession of the Smith Family Funeral Home and Crematory.

Arthur Mallory, District Attorney, said that this resolution provides for the order of priority in authorizing the burial of human remains. In those instances where a person was an indigent, the final responsibility for the remains of such person is that of the State or County and the appropriate public officer may order burial of such remains. This resolution provides for the disposition of the cremated human remains of indigent persons now in possession of the Smith Family Funeral Home and Crematory.

Chairperson Washburn read the Resolution into the record as follows:

TITLE: A RESOLUTION DECLARING DISPOSITION OF THE CREMATED HUMAN REMAINS OF INDIGENT PERSONS IN POSSESSION OF THE SMITH FAMILY FUNERAL HOME AND CREMATORY.

SUMMARY: NRS 451.024 PROVIDES FOR THE ORDER OF PRIORITY IN AUTHORIZING THE BURIAL OF HUMAN REMAINS IN THOSE INSTANCES WHERE A PERSON WAS AN INDIGENT, THE FINAL RESPONSIBILITY FOR THE REMAINS OF SUCH PERSON IS THAT OF THE STATE OR COUNTY AND THE APPROPRIATE PUBLIC OFFICER MAY ORDER THE BURIAL OF SUCH REMAINS. THIS RESOLUTION PROVIDES FOR THE DISPOSITION OF THE CREMATED HUMAN REMAINS OF INDIGENT PERSONS NOW IN POSSESSION OF THE SMITH FAMILY FUNERAL HOME AND CREMATORY AND FURTHER PROVIDES FOR RELATED MATTERS.

Commissioner Pearce asked if he was correct in understanding that some of these remains have been around since 1964? District Attorney Mallory said that is correct and thanks to the diligent work of Rusty Jardine in working with the Cemetery Board, he discovered this fact and wanted to comply with the law. Commissioner Pearce commended the Smith Family Funeral Home for caring for these human remains all of these years. District Attorney Mallory agreed. Chairperson Washburn asked if there was no time limit in the law and was told that is correct.

Commissioner Pearce made a motion to approve Resolution #08-07 for disposing of human remains of indigent persons in possession of the Smith Family Funeral Home

and Crematory. Chairperson Washburn provided the second, which carried by unanimous vote.

Consideration and possible action re: Letter of Support to the Nevada Legislature in Support of Amendment to NRS 3.010, providing for Creation of the Tenth Judicial District in the State of Nevada.

District Attorney Arthur Mallory provided a handout and said that the press had already been provided this information. According to the UNR Blue and Silver Magazine, they predict that our population in Nevada by 2012 will have grown by 40%. This is background research material from the state for the need for this additional district. Churchill County is the 7th largest county in the State of Nevada and Lyon County is the 4th largest. Only 2 counties are in a judicial circuit with another county and those happen to be Churchill and Lyon County. This simply brings our system in line with other counties. Lyon County's anticipated growth is in excess of 100,000 people within the next 10-15 years. He said that Nevada currently has nine (9) judicial districts. It is proposed that a tenth Judicial District be created consisting of Churchill and Mineral Counties. The creation of the new district will mean that Lyon County will constitute the Third Judicial District and that the Fifth Judicial District will consist of Esmeralda and Nye Counties. Presently, Churchill County is part of the Third Judicial District. This district has the highest current population of all the multiple county districts, at approximately 76,000 people. Three district judges serve the Third Judicial District and each has a caseload of approximately 1337 cases per judge. Numerous factors supporting the creation of the Tenth Judicial District for Churchill and Mineral Counties were provided and cited. The creation of another judicial district will not increase costs or staff time. Washoe and Clark County are asking for an additional 8-10 new judges. This would require only 1 new judge for Churchill and Mineral Counties. The financial impact is fairly negligible and this has been endorsed by Lyon and Mineral County Commissioners.

Chairperson Washburn said she has read this information and discussed it. She said it seems to be a very workable thing and she has not heard any negatives about this proposal. Commissioner Pearce agreed and said this is the direction we should go.

Commissioner Pearce moved to draft a letter of support to the Nevada Legislature in support of amendment to NRS 3.010 providing for creation of the Tenth Judicial District in the State of Nevada and authorizing the Chair to sign such letter.

Chairperson Washburn seconded the motion, which carried by unanimous vote.

Consideration and possible action re: Resolution Requesting Presence of Attorney General in Nevada Highway Patrol Case No. 0702030073 and Churchill County Sheriff's Case No. 001489-2007 and providing for all other matters properly related thereto.

District Attorney Mallory said that his office is requesting that the Attorney General assume prosecutorial duties associated with the Case No. 0702030073 and Case No. 001489-2007 and requests that the Board join in that request. This request is made owing to the conflict of interest had by the District Attorney in the matter.

These two cases pertain to and have been given to the press. The charges involve possible intoxication by a person formerly employed by the Sheriff's Office who is now employed by Justice Court. When the Sheriff's Office arrived on scene and determined that a possible conflict of interest may exist, they called in the Nevada Highway Patrol. When the District Attorney's Office received the case and realized that they have worked with this person, they contacted the State Bar and advised them of the conflict. This will involve paying the Attorney General's mileage and per diem for their attorney to come out to prosecute the case. They do not anticipate that this will involve a major cost. Chairperson Washburn read the resolution into the record as follows:

TITLE: A RESOLUTION REQUESTING PRESENCE OF ATTORNEY GENERAL IN NEVADAY HIGHWAY PATROL CASE NO. 0702030073 AND CHURCHILL COUNTY SHERIFF'S CASE NO. 001489-2007 AND PROVIDING FOR ALL OTHER MATTERS PROPERLY RELATED THERETO.

SUMMARY: NRS 228.130 PROVIDES FOR CIRCUMSTANCES WHEREIN THE DISTRICT ATTORNEY MAY REQUEST THE PRESENCE OF THE ATTORNEY GENERAL IN A CRIMINAL MATTER. IN SUCH A MATTER, THE BOARD OF COUNTY COMMISSIONERS IS REQUIRED TO ADOPT A RESOLUTION JOINING IN THE REQUEST TO THE ATTORNEY GENERAL. THIS RESOLUTION PROVIDES FOR SUCH REQUEST AND FURTHER PROVIDES FOR ALL MATTERS PROPERLY RELATED THERETO.

Commissioner Pearce moved to approve Resolution #07-07 requesting the presence of the Attorney General in Nevada Highway Patrol Case No. 0702030073 and Churchill County Sheriff's Case No. 001489-2007. Chairperson Washburn seconded the motion, which carried by unanimous vote.

Consideration and possible action re: Change of Date of Regularly Scheduled First Commissioner's Meeting of the month from May 3rd to May 2nd, 2007.

A request that the regularly scheduled meeting of the first Commissioner's Meeting of the month of May must be changed from May 3rd to May 2nd, 2007.

Commissioner Pearce moved to approve the date change of the first regularly scheduled Commissioners' meeting of the month from May 3rd to May 2nd, 2007. Chairperson Washburn seconded the motion, which carried by unanimous vote.

CONSENT ITEMS (Action items generally not requiring discussion or explanation)

1. **INFORMATIONAL ITEMS**

- A. Thank you for your prompt attention to request for a deaf child sign
- B. Letter from White Pine County Cooperative Extension thanking the Churchill County Board of Commissioners for donating a photocopier.
- C. Notice F/NDEP re: Review of Fourth Quarter 2006 Status Report Former Bootlegger Texaco Station, 16 North Maine St, Fallon NV Facility ID #5-000174/Petroleum Fund Case #1993000115
- D. Notice F/NDEP re: Review of Fourth Quarter 2006 Status Report Former Lightning Lube, 1 South Maine St, Fallon NV Facility ID #5-000014 /Petroleum Fund Case #1999000048
- E. Notice F/NDEP re: Transformer leak 15 miles east of Fallon in Stillwater Refuge area
- F. Notice F/NDEP re: Administrative Settlement and Order, Notice of Alleged Air Quality Violation and Order Nos. 2062 & 2063 Class II Air Quality Operating Permit AP1499-0384
- G. Notice F/NDEP re: Draft Discharge Permit: - #NEV2007505, The Golf Course at Fallon, Effluent reuse irrigation
- H. Transportation System Projects FY 2007-2016
- I. State of Nevada Commission on Mineral Resources Division of Minerals – Geothermal Permit Notice
- J. State Water Resources Control Board – Notice of Petitions to Change a Term, The Place of Use, Purpose of Use, Points of Diversion, Points of Rediversion, Redistribution of Storage and Petitions for Extension of Time

2. **REVIEW**

- A. One notification received from Social Services re: Indigent Medical

3. **COMMITTEE AND DEPARTMENTAL REPORTS**

- A. Building Department Revenue Report for February 2007
- B. Planning Department Revenue Report for February 2007

- C. Recorder's Office Revenue Report for February 2007
- D. Sheriff's Department Revenue Report for February 2007
- E. Social Services Monthly Update for February 2007
- F. Clerk/Treasurer Department Revenue Report for February 2007

4. **CONSIDER FUTURE AGENDA ITEMS**

Commissioner Pearce moved to approve the Consent Agenda items as submitted. Chairperson Washburn seconded the motion, which carried by unanimous vote.

COMMISSIONER REPORTS

CHAIRPERSON WASHBURN: Chairperson Washburn said she's been busy with CWSD as they have adopted rules and procedures for AB 380. CWSD meets tonight and these rules and procedures will be finalized and approved. A lot of people dropped out of that program near the end because they did not feel there would be any value but enough money is there for those who filed by the deadline. It will be close but we will not have achieved our 65% goal. The finance committee met and approved projects—most were approved and will go before the full board tonight. Only one large application by USGS was not accepted, which was proposed on the middle Carson for some long term studies and water monitoring. It was very expensive and we couldn't see the benefit of it as it appeared to be duplicating other efforts. For this area, Lahontan Conservation District will receive funding for some river clearing between Diversion Dam and the Lovelock Highway bridge. Also, a grant will be made to Mosquito Abatement for weed control along the river. CWSD held their strategic planning session, which happens every 2 years, to discuss where they go from here and what goals they will establish. The focus will be on river projects to preserve the Carson River and backing any federal legislation that helps preserve the Carson River and to keep federal legislation out of it as much as possible. Regarding Nevada Rural Housing, the second round of their bond program was approved and funded for less than six percent. Under the last round, they were able to fund 50 new homes within the area, 7 of which were in Churchill County. The banks and realtors are now picking up on this program, so it is moving forward and we hope to renew in 6 months. She attended the Carson Water Subconservancy meeting, where the water report stated that the Carson and Truckee Rivers have already peaked in March, which they normally do in June. Runoff is very bleak unless we get some additional storms. It is a drought cycle at this point. CEDA has a lot of things going on. They applied for a Rural Business Enterprise Grants (RBEG) grants. Because those are rural enterprises, most of them are in support of agriculture. They put in applications for specialized equipment for the Teff growers and for the people growing grapes and some of the organic systems. They applied for funding for the abattoir facility planning and livestock trucking and livestock video market backup equipment. On the 26th of March at 1:30 in the City Council chambers, EDawn is having a workshop taking public input for the Northern Nevada branding initiative for products grown and produced in Northern Nevada. The Rawhide Community Advisory Group meeting was held in Fallon this time and we are still working a deal with BLM to acquire ownership of the triangular piece of ground at Rawhide. All of the contracts are in place for the landfill to go on when we get transfer of the property. With the landfill it will probably be another year before that is a reality. There will be tipping fees and the 5 communities that shared in the employment at Rawhide will get a share of those tipping fees. The group is making plans on how to collect and disburse those fees to the community, probably through a 501(c)(3) organization. It should be a large amount of money for the community, not for general fund use, but for other uses, such as donations for some of the groups that come to us for funding (i.e. Boys and Girls Clubs). We'll know more in a year as this is new ground for all of us. It will be a great service to

the community to utilize that property. TCID thanked the County for allowing them to use this room for their annual meeting and said it was very beneficial to them. Farmers will get 100% water allotment this year but next year is questionable. They are looking into some kind of cut allotment next year. Otherwise, they will proceed as in the past. The County's Water Planning & Capital Projects Workshop was very informative and useful for all of us.

COMMISSIONER PEARCE: Commissioner Pearce said that he attended the Fire Board meeting. The new trucks are almost complete. Everyone is quite pleased with the purchase of those vehicles and has been quite happy with the purchase. Recently he joined Comptroller Kalt and Rex Massey on a trip to the San Onofre for Steve Johnson's advanced placement students. We were able to take the students on the oceanographic research facility there, where they were able to study ocean life around the nuclear power plant. Students participated in a variety of activities. They also toured the nuclear power plant again. He thanked Ed Mueller for making this possible. The plant usually doesn't allow that kind of tour, so we were fortunate to take them inside the plant facility. They enjoyed the trip and learned a lot. He also participated in the Museum Board meeting. There was a good turn out. They are putting together a "ghost walk" but it is not being called that but rather, "The Living History of the Old Cemetery". They outlined and finalized the raffle items for the annual meeting for their fundraising effort. They secured for the museum a donation of one of the final remaining enclosed phone booths from CC Communications for display there. He testified before the Senate Taxation Committee on the SB 146, which was the measure that would allow and override to support the O&M for the proposed cooperative detention facility. The Chairman was Senator McGinness and he treated us very well. There were a couple of concerns brought up that he felt were valid. I know they have had some meetings in an attempt to address those since that time. It still remains to be seen whether even if the bills pass the legislature whether the Governor will sign them. They raised some valid questions that he thinks were attempted to be answered. We are continuing to pursue and support SB 146.

COMPTROLLER KALT: Comptroller Kalt welcomed Pam Moore as the new Administrative Aid and thanked Desiree Washington for helping in this position while it was vacant. Commissioner Frey and Deputy District Attorney Jardine are at the water hearings today protecting our water right interests. Friday night he attended the Chamber dinner where Commissioner Pearce was selected as the business person of the year so he congratulated him on that award. He has been working on the budget development and has the budget workshop scheduled tomorrow. He is looking forward to the Commissioners' input. He, the County Manager, and the Deputy District Attorney have been working with Demar Dahl on the final settlement of the transfer of the assets of Pine Grove Utility Trust. We negotiated Demar reducing his management fee and absorbing the accounts receivable collectibles, which he did not go out and collect and was having us hold those. Rusty is working on the final release and waiver. We hope to bring that to your meeting in April. We received our grant reimbursement on Phase 2 from the Army Corps of Engineers. It has been very refreshing working with them and their grant process has gone very smoothly. We've worked diligently to get the Water Resource Plan update and retreat and enjoyed your feedback. Minutes will be forthcoming from that. With regard to our worker's comp and liability insurance pool, we are looking at expanding our public risk mutual so it is captive and that captive will take more risk within the organization so that we would not be paying other parties on that. The county rate, as we add properties and facilities, such as our water and waste water facilities, will increase our liability exposure and hence our liability costs. The

Committee on Local Government Finance discussed those local governments that are in severe financial difficulties. There was also a report by NDOT on their audit of road miles and the Road Dept. faired very well and they have done an excellent job of keeping track of road mileage. We closed on the Question 1 River Park property acquisition on the Mori property this last week. We are pleased that we have that and they will remain on site for a year and that will be a project that we work on. The parcel map on the hospital property has been forwarded back to the City for their consideration to break that up into 4 different parcels. We obtained various appraisals on the land so we may seek to exchange with the local nonprofit hospital organization.

CLERK/TREASURER HELTON: Clerk/Treasurer Helton echoed the welcome to Pam and she thanked Desiree for the outstanding job she did in filling the gap, learning the job, and now training Pam. The 4th installment of property taxes is now delinquent and letters will go out soon. She anticipates a lot of phone calls like we receive every year.

CLAIMS AND PAYROLL TRANSMITTALS

The claims and payroll transmittals submitted for this meeting were reviewed and approved.

ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 3:40 p.m.

APPROVED: _____
Gwen Washburn, Chair

ATTEST:

Kelly G. Helton, Clerk of the Board