



Board of Mineral County Commissioners

Hawthorne, Nevada

December 4, 2019

The Honorable Board of Mineral County Commissioners met this day in a regular session with the following people present:

Honorable Chris Hegg	Chairman
Honorable Christine Hoferer	Vice-Chairman
Honorable Sean Rowe	District Attorney

Absent:

Honorable Garth Price	Member
Honorable Christopher Nepper	Clerk-Treasurer

1. Pledge of Allegiance and Safety Message

Pledge of Allegiance was led by Commissioner Hoferer

No safety message provided

2. Approval of Agenda/Necessary Changes

RTC Cancelled and Time Specific 1:30 PM rescheduled to December 18, 2019.

3. Accounts Payable Vouchers, Credit Card Approval Form Requests, Capital Outlay Purchase Orders and Auditor's Cash Report by Fund presented for review, discussion and possible action.

Vouchers were presented for review by Recorder-Auditor Cindy Nixon.

4. Reports and Correspondence

E-mail from Jamie Cooper with NDOT regarding scheduling their annual County Workshop for March 31, 2020.

The Board asked Public Works Director Eric Hamrey to check into this.

5. Minutes of November 20, 2019 – for review and possible action.

Commissioner Hoferer asked for an update on the sale of the Ladder Truck and the deed restrictions that were part of the requirements for the Land and Water Conservation Fund Grant for the pump room remodel.

Fire Chief Chris Lawrence and Park and Recreation Coordinator Christina Boyles advised that they were waiting on District Attorney Sean Rowe.

A MOTION WAS MADE BY Commissioner Hoferer and seconded by Commissioner Hegg to approve the Minutes of November 20, 2019 as presented. A vote of the Board disclosed the following:

Ayes:	Commissioner Hegg Commissioner Hoferer
Nays:	None
Abstain:	None
Absent:	Commissioner Price

Motion carried and so ordered

Public Comment: None

6. Christina Boyles, Park and Recreation Coordinator – For consideration and possible action relative to allowing the Park and Recreation Coordinator to put out requests to receive bids for the pump room remodel funded in part by the Land and Water Conservation Fund grant.

Ms. Boyles stated that the Clerk-Treasurer's Office had advised her that she needed Board approval to go out for bids for the pump room remodel that was being funded by the Water Conservation Fund Grant.

A MOTION WAS MADE BY Commissioner Hoferer and seconded by Commissioner Hegg to approve Park and Recreation Coordinator Christina Boyles to be able to go out for bids on the pump room remodel funded by the Water Conservation Fund Grant. A vote of the Board disclosed the following:

Ayes: Commissioner Hoferer
Commissioner Hegg
Nays: None
Abstain: None
Absent: Commissioner Price

Public Comment: None

Motion carried and so order

7. For consideration and possible action relative to splitting on Park and Recreation Capital Outlay project into two separate projects.

Ms. Boyles stated that at budget time the Board had approved \$12,000 to refinish the YCAC Gym floor; she did a walk-through of the YCAC Gym with Don Orndorff and he advised the floor shouldn't be sanded; she talked to her board and they decided to fix the floor themselves for a cost of about \$4,000; they would like to use the remaining money for ADA compliant playground equipment.

Public Works Director Eric Hamrey asked if this would include sidewalks and ramps; he advised it had to be installed by a license contractor.

Ms. Boyles advised she would work with Public Works for the placement because of all the water lines in the area.

A MOTION WAS MADE BY Commissioner Hoferer and seconded by Commissioner Hegg to approve Park and Recreation Coordinator Christina Boyles request to reassign the \$12,000 already budgeted for the YCAC Gym floor; the floor was going to be \$4,000 and the remaining \$8,000 to be used for ADA swings. A vote of the Board disclosed the following.

Ayes: Commissioner Hoferer
Commissioner Hegg
Nays: None
Abstain: None
Absent: Commissioner Price

Motion carried and so ordered

Public Comment: None

Commissioner Hoferer asked if this had been brought before the Park and Recreation Board; she asked if she would include documentation from that Board with her agenda item.

8. **Kirk Bausman, Chairman Hawthorne Industrial Airport/Mineral County Airport Land Use Advisory Committee** – For consideration and possible action relative to approval of Cassie Dore' to fill non-aviation related vacancy created by David Ellis' resignation. Term to expire 12/31/2020.

Tabled until next meeting.

9. **Jeff Barrow, Chairman Mina Town Advisory Board** – For consideration and possible action relative to member approval of Jeff Barrow, Rita Crist, Paul Inlow, Gregory Wood.

The Board advised tabling until next meeting.

10. **Tiffany Oberhansli** – For consideration and possible action relative to turning water back on.

Ms. Oberhansli advised this was for the old Pink Hospital and after looking into it she should have three water meters; she has not had water for 32 months; it has been a financial hardship. She bought the property in September of 2017; she found that Don Swanson paid about 14,000 to have four meters put in and only one meter was put in; Mr. Grant advised her that the meter was Jane Foster's because of the size.

Hawthorne Utilities Director Larry Grant provided Ordinance 192A plus an excerpt out of the UPC that shows that they have to provide water to her if she meets the criteria; he advised that she needs to establish an easement from Jane Foster; Mr. Swanson had four allotments that he paid for not meters.

District Attorney Sean Rowe advised that it was the obligation of the land owners; he advised this was not a county issue it was an issue between the two landowners.

Discussion ensued regarding easements.

Tiffany asked for guidance and was informed that to install the easement they would have to have a surveyor.

- 11. **Honorable Board of County Commissioners** – For consideration and possible action relative to Mt. Grant General Hospital’s recent decision to discontinue breath alcohol testing (BAT) on Mineral County employees for the purpose of CDL Randoms, Reasonable Suspicions and Post-Accidents.

Recorder-Auditor Cindy Nixon advised that she had talked to the General Manager at SOC, they were still in the talking stage, she provided the Board with a draft MOU with SOC. This was just for the BAT because the hospital would continue to do the urinalysis.

A MOTION WAS MADE BY Commissioner Hoferer and seconded by Commissioner Hegg to suspend the Board of Commissioners pursuant to Nevada Revised Statute (NRS) 241.015(2)(b)(2) to receive information from legal counsel relative to potential or threatened litigation against Mineral County. A vote of the Board disclosed the following:

Ayes: Commissioner Hoferer
 Commissioner Hegg
Nays: None
Abstain: None
Absent: Commissioner Price

Motion carried and so ordered

Public comment: None

- 12. **Closed Session** – Pursuant to Nevada Revised Statute (NRS) 241.015(2)(b)(2) to receive information from legal counsel relative to potential or threatened litigation against Mineral County.

A MOTION WAS MADE BY Commissioner Hoferer and seconded by Commissioner Hegg to reconvene the Board of Commissioners pursuant to Nevada Revised Statute (NRS) 241.015(2)(b)(2) to receive information from legal counsel relative to potential or threatened litigation against Mineral County. A vote of the Board disclosed the following:

Ayes: Commissioner Hoferer
 Commissioner Hegg
Nays: None
Abstain: None
Absent: Commissioner Price

Motion carried and so ordered

- 13. **Open Session** – Discussion and possible action relative to existing/pending litigation involving potential or threatened litigation against Mineral County.

TIME SPECIFIC ITEMS:

- 9:45 AM **Honorable Cindy Nixon, Recorder -Auditor** – For consideration and possible action relative to the presentation of the annual financial audit of Mineral County for the FY ending June 30, 2019, presented by Arrighi, Blake & Associates.

Commissioner Price was attending by phone.

Joan Sciarani-Blake with Arrighi, Blake & Associates presented the annual financial audit for FY June 30, 2019.

Commissioner Hoferer asked to have the Juvenile Resource fund 113 to be closed.

Ms. Sciarani-Blake advised there was no violations this year.

Commissioner Hoferer wanted it noted that the county was losing one million from the States abatements on renewable energy; and there were LEPC Grants of \$73,000 that had not been received by June 30, 2019.

Fire Chief Lawrence advised they were SERT Grants for LEPC, Emergency Manager Patrick Hughes was advised there was issues with getting meetings together and paying out the money.

Commissioner Hoferer advised they may need to meet with the Juvenile and Probation department because they were over \$51,000 in salary and wages; the Sheriff’s Office salary and

wages were also over.

Ms. Sciarani-Blake advised the ending fund balance was \$1,066,204; the Ambulance Fund was stabilizing; all three Hawthorne Utilities funds showed an increase in operating revenue but a decrease in expenditures.

A MOTION WAS MADE BY Commissioner Hoferer and seconded by Commissioner Price to accept the financial audit report from Arrighi, Blake & Associates for FY ending June 30, 2019. A vote of the Board disclosed the following:

- Ayes:** Commissioner Hoferer
Commissioner Hegg
Commissioner Price
- Nays:** None
- Abstain:** None
- Absent:** None

Motion carried and so ordered

10:30 AM Vinson Guthreau, Deputy Director Nevada Association of Counties – For consideration and possible action relative to a NACO update/ 2019 Legislative update. Commissioner Price attended by phone.

Vinson Guthreau and Dagny Stapleton were present; they provided a power point presentation; they provided an overview of the Summary of Bills that require county action for the 2019 session of the Nevada Legislature.

12:30 PM **Regional Transportation Commission - Cancelled**

1:30 PM **Sheryl Gonzales, Western Nevada Development District (WNDD)** – For consideration and possible action relative to Comprehensive Economic Development Strategy (CEDs) – 2020 Rewrite Update and Request for Mineral County Input and Projects.

Item was rescheduled for December 18, 2019

Board of Highway Commissioners - None

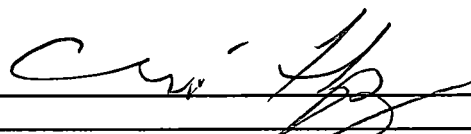
Public Comment – District Attorney Sean Rowe advised that he was putting on an agenda item for closing the offices on December 26, 2019, for consideration.

Commissioner Recognition - None

There being no further business to come before this Board, the meeting of the Board adjourned until Wednesday, December 18, 2019 at 9:00 AM.

A verbatim recording of this meeting has been prepared and by reference becomes a part thereof.

Approved: Board of County Commissioners

By: 
Chris Hegg, Chairman

Date: 12/18/2019

Attest:

Christopher Nepper, Clerk of the Board

Mineral County is an equal opportunity provider and employer. If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, found online at http://www.ascr.usda.gov/complaint_filing_cust.html, or at any USDA office, or call (866) 632-9992 to request the form. You may also write a letter containing all of the information requested in the form. Send your completed complaint form or letter to us by mail at U.S. Department of Agriculture, Director, Office of Adjudication, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, by fax (202) 690-7442 or email at program.intake@usda.gov.