

EUREKA COUNTY BOARD OF COMMISSIONERS

April 20, 2011

STATE OF NEVADA)
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COUNTY OF EUREKA)

CALL TO ORDER

The Board of Eureka County Commissioners met pursuant to law on April 20, 2011. Present were Chairman Leonard Fiorenzi, Vice Chair Mike Page, Member Jim Ithurrealde, District Attorney Theodore Beutel, and Clerk & Treasurer Jackie Berg. The meeting was called to order at 9:30 a.m. and began with the Pledge of Allegiance. The interactive video conference system was connected and utilized between Crescent Valley and Eureka for the entire meeting.

APPROVAL OF AGENDA

Chairman Fiorenzi noted that the budget transfers and Genesis Home Health agenda items would be postponed to a future meeting and Commissioner item #3 and Public Works needed to be moved to the afternoon. With those changes, Commissioner Page motioned to approve the agenda; Commissioner Ithurrealde seconded the motion; motion carried 3-0.

PUBLIC COMMENT

Chairman Fiorenzi called for public comments; there were none.

FINANCE

Payment of Expenditures: Expenditures were presented for approval by County Recorder & Auditor, Mike Rebaleati. Commissioner Ithurrealde motioned to approve expenditures in the amount of \$351,138.26 and payroll in the amount of \$267,557.08 for a grand total of \$618,695.34; Commissioner Page seconded the motion; motion carried 3-0. Commissioner Page motioned to approve Yucca Mountain expenditures in the amount of \$21,416.04; Commissioner Ithurrealde seconded the motion; motion carried 3-0.

Auditor’s Report: The Board reviewed the Auditor’s Report which showed current fund balances.

COMMISSIONERS

Update Reports: Recent meetings included the quarterly meeting on April 15th and the budget meeting on April 19th. Commissioner Ithurrealde and Assessor Michael Mears attended a Boy Scouts meeting where they answered some very good questions about government. Chairman Fiorenzi attended a meeting with the Housing Core Group on April 14th.

Rental of Opera House Kitchen: Heather Mears appeared before the Board requesting formal approval to rent the Opera House kitchen on a regular basis approximately once a week (currently \$100/day). Ms. Mears holds a State business license, a catering permit, a tax identification number, and is fully insured. The Board asked Ms. Mears to complete the appropriate forms for rental of County facilities. Commissioner Ithurrealde motioned to approve regular rental of the Opera House kitchen by Heather Mears as described; Commissioner Page seconded the motion; motion carried 3-0.

Updates on Mt. Hope Project EIS & NEPA Process: District Attorney, Ted Beutel, notified the Board of the possibility of an additional hearing related to water protests filed by the County on applications submitted on behalf of the Mt. Hope Project. The State Engineer expects to schedule the hearing sometime between May 9th and May 27th.

COUNTY ASSESSOR

Update on Census 2011: Assessor, Michael Mears, provided an overview of results of the 2010 Census including population data for Eureka County.

EUREKA COUNTY

Commissioner District	2000 Census	2010 Census	<i>Population Increase of:</i>
1	558	629	71
2	547	731	184
3	546	627	81
<i>Total County:</i>	1651	1987	336

Redistricting Proposal: Mr. Mears explained that Nevada law requires that population numbers be represented as equally as possible in each Commissioner District (Eureka County has three Commissioner Districts). Other requirements, such as following Census blocks while incorporating recognizable geographic features into the new district boundaries, can make redistricting challenging. Mr. Mears described the proposed boundaries and presented the redistricting map which will distribute the population as follows: District 1 – 663; District 2 – 661; and District 3 – 663. Commissioner Ithurralde motioned to approve the redistricting of Eureka County as presented by the County Assessor; Commissioner Page seconded the motion; motion carried 3-0.

2011 LEGISLATIVE ISSUES

Update on 2011 Legislation: Mike Rebaleati reported that he attended a legislative hearing of the Nevada Tax Commission on April 18th where there was a lot of focus on net proceeds of mines. Also discussed was legislation regarding a special affidavit and additional fee that mines must file with County Recorders (which was imposed during the last special session of Legislature and is the subject of ongoing litigation). Another hearing has been scheduled for May 16th.

NATURAL RESOURCES

Report on Activities: Natural Resource Manager, Jake Tibbitts, reported on the following meetings: Crescent Valley Firewise meeting on April 7th; Wildlife Advisory Board meeting on April 11th (where they decided not to move forward with pinyon-juniper projects on private lands without full support of the County Commissioners); a Mt. Hope conference call on April 12th; a meeting with Mike Vermeys, Weed Management Specialist for the BLM Battle Mountain District (the BLM is providing \$10,000.00 towards Eureka's weed treatment on public lands and will provide all of the herbicide for the Bootstraps Program); a Eureka Conservation District meeting on April 13th; a Natural Resources Advisory Commission meeting on April 13th; and a Forest Service Resource Advisory Council meeting in Eureka on April 15th.

Mr. Tibbitts informed that President Obama signed a continuing resolution (HR1581) on April 15th that blocks funds for wild lands designation, which will result in major decreases in monies allocated to the BLM and Forest Service for acquisition of lands and water.

An Environmental Assessment was just released for an exploration project in Kobeh Valley and Roberts Mountain, known as the Red Canyon Exploration Project. The exploration related activity will result in new roads, drill sites, etc. with about 125 acres of surface disturbance. Mr. Tibbitts noted no issues of concern for Eureka County .

Upcoming Meetings: Upcoming meetings include a meeting with the BLM on April 21st; a meeting with the BLM in Elko on April 25th regarding wild horse and burro issues; a Mt. Hope

conference call on April 26th; a NEPA Committee meeting on April 28th; and a SLUPAC (State Land Use Planning Advisory Council) meeting on April 29th in Carson City.

Resolution for Nevada Wildfire Awareness Week: Commissioner Ithurralde motioned to adopt a resolution promoting the week of May 1-8, 2011, as Nevada Wildfire Awareness Week; Commissioner Page seconded the motion; motion carried 3-0.

**RESOLUTION
BEFORE THE EUREKA COUNTY BOARD OF COMMISSIONERS FOR
PROMOTION OF NEVADA WILDFIRE AWARENESS WEEK MAY 1-8, 2011**

WHEREAS, the trend in Nevada acres burned each year by wildfire has increased dramatically in recent decades; and

WHEREAS, wildfire has significantly impacted Nevada's environmental, economic, and social well-being; and

WHEREAS, members of Nevada's fire-prone communities need to accept responsibility for living in high fire-hazard areas; and

WHEREAS, proactive communities that have prepared in advance can survive wildfire with less damage; and

WHEREAS, many individuals have a role in reducing a community's wildfire threat, including homeowners, firefighters, land managers, builders, landscapers, planners and others;

THEREFORE, BE IT RESOLVED, that the Eureka County Board of Commissioners supports the week of May 1-8, 2011 as Nevada Wildfire Awareness Week and this year's theme "Wildfire Survival – It Takes a Community" as a means for education and a call to action to reduce the wildfire threat to our communities.

WE FURTHER RESOLVE that Eureka County supports Firewise/Fire Safe education days, to promote community fire safe practices and wildfire awareness in Eureka County, to be held during Nevada Wildfire Awareness Week in Eureka on May 6, 2011 from 11:00 a.m. to 1:00 p.m. at the Eureka Fire House and in Crescent Valley on May 7 2011 from 11:00 a.m. to 11:00 p.m. at the Crescent Valley Fire House.

PASSED, APPROVED, and ADOPTED this 20th day of APRIL, 2011.

EUREKA COUNTY BOARD OF COMMISSIONERS

By: /s/ Leonard Fiorenzi
Leonard Fiorenzi, Chairman

By: /s/ Mike Page
Mike Page, Vice Chairman

By: /s/ J.P. Ithurralde
J.P. Ithurralde, Member

ATTEST: /s/ Jackie Berg
Jackie Berg, Clerk

Public Lands Council Petition and Amicus Brief: The Public Lands Council requested that interested parties tsubmit an amicus brief in support of their petition to the US Supreme Court regarding the recent Ninth Circuit Court decision in *Western Watersheds Project, et al v. Kraayenbrink, et al, 2011*, which began as a grazing case, but ultimately challenged several issues. The Natural Resources Advisory Commission recommended that Eureka County join onto an existing brief rather than taking the lead in preparing one. The Board asked Mr. Tibbitts to research costs of having an amicus brief prepared and research what already exists that the

County could sign onto. Commissioner Ithurralde motioned to authorize Mr. Tibbitts to move forward with the option that best served Eureka County with the Chairman signing any required documentation outside of the meeting, and that (per NRAC's recommendation) costs be funded from the NRAC budget; Commissioner Page seconded the motion; motion carried 3-0.

Resolution Providing Guidance for Filing Water Protests: Mr. Tibbitts presented a draft resolution based on direction provided to staff at the last meeting to create guidelines or criteria for the Board to consider before filing protests on water applications. The purpose is to ensure consistency and impartiality when contemplating whether protests are in the best interest of Eureka County. The Board, Mr. Tibbitts, and Mr. Beutel reviewed the criteria set forth in the resolution in detail and decided no revisions were necessary. Commissioner Ithurralde motioned to adopt the Resolution providing guidance for filing of water protests; Commissioner Page seconded the motion; motion carried 3-0.

Eureka, Nevada

April 20, 2011

GUIDANCE FOR THE BOARD OF COUNTY COMMISSIONERS TO CONSIDER REGARDING FILING PROTESTS TO APPLICATIONS TO APPROPRIATE WATERS OF THE STATE OR TO CHANGE THE POINT OF DIVERSION, PLACE OF USE AND MANNER OF USE OF EXISTING WATER APPROPRIATIONS

WHEREAS, the Eureka County Code, Title 9, Chapter 30 C.5 states "Eureka County will work to maintain its water resources in a condition that will render it useable by future generations..."; and

WHEREAS, Eureka County is responsible for public water supply systems that provide water supplies to the Town of Eureka, the Devil's Gate General Improvement Districts, and the Town of Crescent Valley; and

WHEREAS, Eureka County has invested more than \$25,000,000.00 in water supply infrastructure for the Town of Eureka, Devil's Gate General Improvement Districts, and Town of Crescent Valley community water supply systems to develop reliable water supplies for use by Eureka County residents; and

WHEREAS, the committed underground water rights in Diamond Valley and Crescent Valley, where public water supplies have been developed by the County, far exceed the estimates of perennial yield of these Hydrographic Basins; and

WHEREAS, Chapter 445A of the Nevada Administrative Code requires public water supply systems to assess the long-term reliability of the water resources exploited by them and to develop plans to assure a reliable water supply; and

WHEREAS, Chapter 533 of the Nevada Revised Statutes requires the Nevada State Engineer to reject applications "... where there is no unappropriated water in the proposed source of supply, or where its proposed use or change conflicts with existing rights or with protectable interests in existing domestic wells as set forth in NRS 533.024, or threatens to prove detrimental to the public interest..."

WHEREAS, in order to inform the Nevada State Engineer of potential conflicts with the existing rights or detrimental threats to the public interest, any party may protest new applications to appropriate groundwater or applications to change the point of diversion, place of use, or manner of use of existing water appropriations according to Nevada Revised Statute 533.365; and

NOW BE IT RESOLVED the Board of Eureka County Commissioners (Board) may elect to file with the Nevada State Engineer protests of new applications to appropriate groundwater or applications to change the point of diversion, place of use, or manner of use of existing water appropriations.

BE IT FURTHER RESOLVED that a decision whether or not to protest a specific application will be made

on a case-by-case basis taking into consideration the input of various County advisory boards and staff with respect to the following:

1. Whether or not the application is consistent with the goals and policies of County planning documents and codes.
2. Whether or not the approval of the application will exacerbate over-allocation of the groundwater resources of a specific Hydrographic Basin in which the County operates a public water supply.
3. Whether or not the application has the potential to adversely affect the quantity or quality of public and private water supplies utilized by Eureka County residents.
4. Whether or not the point of diversion and/or place of use is within or contiguous with an existing County public water supply service area.
5. Whether or not the application is detrimental to the public interest.

ADOPTED this 20th day of April, 2011.

/s/ Leonard Fiorenzi

Leonard Fiorenzi, Chairman

Board of Eureka County Commissioners

ATTEST: /s/ Jackie Berg

County Clerk

NEPA COMMITTEE

Update Report: Abby Johnson, EIS Coordinator, and Jake Tibbitts reported on NEPA Committee activities. The next NEPA Committee meeting is scheduled for April 28th to gather comments on the recent Administrative Draft Environmental Impact Statement on the Mt. Hope Project. Rex Massey, socioeconomic consultant, and Kirk Wings, air quality consultant, are both expected to provide comments.

Mt. Hope Project Administrative Draft EIS: Eureka County's comments are due by close of business on Friday, May 6th. Mr. Tibbitts noted that a lot of changes had been made to the document and many of them are improvements, but he was dismayed to see all of the comments that were not addressed, even though Enviroscientists documented the comments in a spreadsheet and promised to address them.

COMPREHENSIVE WATER MASTER PLAN

Update on Water Master Plan: Dale Bugenig, Hydrologist, detailed his research to date in preparation for the Eureka County Comprehensive Water Master Plan, providing each Board member with a packet containing information, data, and maps. Studies will address the 15 or 16 basins that Eureka County's footprint overlies, interrelation between basins, available resources in comparison to committed water rights, perennial yield, consumptive use, mine dewatering, recharge, climate change, cloud seeding, etc. The overall water plan will emphasize water resource issues and water resource planning. Mr. Bugenig will continue sharing information and receiving input from various committees, irrigators, and others with water interests. As the information comes together, Mr. Bugenig will come to the Board for more formal direction. He plans on holding public meetings to disseminate the information and gather input from the community.

Mr. Bugenig talked about hydro-fracking, a controversial procedure used in oil fields that employs chemicals at very high pressure to create permeability in the earth. Controversy stems from possibility of chemical contamination and release of natural gas into water sources. He felt this warrants a brief mention in the water plan.

Direction Related to Comprehensive Water Master Plan: Chairman Fiorenzi stated that each Commissioner should review the packet of data and provide comments to Mr. Bugenig independently, at this point.

COUNTY FACILITIES & ECONOMIC DEVELOPMENT

Update Report: Andrea Rossman, Cultural, Tourism, & Economic Development Director, reported on activities. The High School prom was recently held at the Opera House. Public Works is addressing some problems with the ovens, which were installed when the building was renovated nearly 20 years ago. Ms. Rossman is working with Ree Taylor, Museum Director, on some history and research projects, as well as storage issues at the Sentinel Museum. Economic Development is working on the annual Car Show scheduled in May. Drag races are being added to the festivities this year. At the request of Commissioner Page, Ms. Rossman attended the quarterly meeting in Crescent Valley on April 15th to hear invited guests speak on economic development issues. Chairman Fiorenzi commented on economic development in the Crescent Valley area, recommending that a study be conducted to ensure that efforts are coordinated and necessary.

Street Closure for Car Show Activities: Commissioner Ithurralde motioned to allow closure of McCoy Street between Spring Street and Main Street in the Town of Eureka on Friday, May 13th from 5:00 p.m. to 10:00 p.m.; Commissioner Page seconded the motion; motion carried 3-0. Commissioner Ithurralde motioned to allow closure of Buel Street between Bateman Street and Clark Street in the Town of Eureka on Saturday, May 14th from 3:00 p.m. to 8:00 p.m.; Commissioner Page seconded the motion; motion carried 3-0.

AMBULANCE & EMS

Update Report: EMS Coordinator, Mike Sullivan, reported on emergency services. Since his last report on March 21st, Eureka received nine calls for ambulance service (29 year-to-date) and Crescent Valley had 10 calls (15 year-to-date). Volunteer staffing at both sites remains the same, although one EMT student in Eureka passed the test and is awaiting certification from the State. Two students completed the EMT course in Crescent Valley and will be testing soon. Continuing education is scheduled in Eureka on April 25th and in Crescent Valley on April 28th.

Mr. Sullivan traveled to the Nevada Legislature in Carson City on March 24th, April 5th, and April 11th where he spoke before the Senate Health & Human Services Committee during a work session on SB138. The bill has been amended to remove all of the language that Eureka County was concerned about. Mr. Sullivan will attend ATV-UTV Safety and High-Angle Extrication training in Tonopah on April 29th. In the near future, Nevada EMS Program Manager, Patrick Irwin, would like to visit with the Board about a Memorandum of Understanding on the 800 megahertz emergency radio system.

Ambulance Bill Write-Offs: Commissioner Page motioned to approve ambulance bill write-offs for patient #2005287 in the amount of \$580.00 and patient #2005229 in the amount of \$820.00; Commissioner Ithurralde seconded the motion; motion carried 3-0.

SWIMMING POOL / PARKS / RECREATION

Update Report: Requi Green, Assistant Pool Manager, reported on pool, park, and recreation activities over the past month. The Swimming Pool had a total of 346 swimmers, which included participants in the lap swim and exercise class, five birthday parties, and 10 Boy Scouts from Ely working towards merit badges. The climbing wall is scheduled to arrive before the end of the week. Swim team warm-ups will begin on May 12th. The 'no diving' signs have been installed. The parks crews have done weed spraying, cleaned all facilities at the Eureka Fairgrounds and the ball parks, picked up recycling from County buildings on Fridays,

continue painting in the boiler room at the Swimming Pool, and monitored the Honor Camp crews for general spring cleanup.

CLERK & TREASURER

Treasurer's Report: Clerk & Treasurer, Jackie Berg, presented the Treasurer's Report for March. Ending balance for the month was \$55,102,610.77. The large certificate of deposit (\$14+ million) with Nevada State Bank matures in July. Ms. Berg received an email from Davidson Fixed Management, the County's account representative for the NVEST Program, predicting a drop in interest rates on Treasury Bonds. This is basically a temporary 'rebound' effect because of high utilization of this very safe investment vehicle.

APPROVAL OF MINUTES

March 21, 2011: Commissioner Page motioned to approve minutes of the March 21, 2011, regular meeting; Commissioner Ithurralde seconded the motion; motion carried 3-0.

CORRESPONDENCE

Correspondence was received from: District Attorney, Ted Beutel (1); Assessor, Michael Mears; Economic Development Program Board; Eureka County School District, Barbara Todd; Eureka High School Rodeo Club; Nevada State Office of Energy; Nevada Pool/Pact (2); Nevada Gaming Control Board; Nevada Dept. of Business & Industry; Nevada Economic Report newsletter; Nevada Connections newsletter; Public Lands Council, Roderick E. Walston, Attorney; and National Assoc. of Counties (2).

The Board discussed correspondence from the Nevada Office of Energy regarding a tax abatement application submitted for a solar energy project planned in northern Eureka County.

EUREKA COUNTY CONSERVATION DISTRICT

Rangeland Drills: Jan Self, Clerk to the Eureka Conservation District, explained that an updated agreement was proposed between Cooperative Extension, Conservation District, and Eureka County for management and administration of the rangeland drills. This was a result of the Cooperative Extension petitioning the Conservation District to take over equipment checkout, scheduling, and fee collection.

The original agreement was signed in December 2001 after the County granted the Conservation District \$34,500.00, which was the match amount for the grant from the EL Ford Foundation that purchased three rangeland drills. The original agreement stated that the County would provide maintenance and storage for the rangeland drills, but over time the drills have not been returned to the County. After some discussion, the Board felt the County should terminate their participation, as allowed in the original agreement, with 30 days written notice. Commissioner Ithurralde motioned to deny signing an updated agreement with the Conservation District and Cooperative Extension for administration and management of the rangeland drills, and to write a letter terminating participation in the original agreement; Commissioner Page seconded the motion; motion carried 3-0.

J&M TRUCKING, INC., BOUNDARY LINE ADJUSTMENT

Boundary Line Adjustment and Rights-of-Way for APN 001-201-08: Ron Damele explained that Tony Locke owns a portion of a mill site between Bullion Street and Mt. Wheeler off Hwy. 50. He recently had his property surveyed which identified a County sewer line and a portion of Richmond Street that cross the property with no existing rights-of-way. Public Works worked with County Engineer, Tom Young, and the proposed solution is to straighten the line from the northwest boundary to the southwest boundary and provide for future water and sewer hookups to the property in exchange for the needed rights-of-way. The County

historically splits the cost with property owners when making boundary line adjustments. Mr. Locke has spent about \$3,000.00 to date on the survey and is willing to have his surveyor prepare the map. The County will prepare the legal descriptions and legal documents for the rights-of-way.

Commissioner Ithurralde motioned to approve the boundary line adjustment and future commercial water and commercial sewer hookups to APN 001-201-08 in exchange for rights-of-way for the existing sewer line and a portion of Richmond Street, with the County preparing legal descriptions and documents for the rights-of-way and the property owner providing the survey and map; Commissioner Page seconded the motion; motion carried 3-0.

EUREKA MEDICAL CLINIC

Update on Medical Clinic: Physician Assistant, Duane “Duke” Gibson, provided a brief update on the Eureka Medical Clinic. April is the one-year anniversary that Dr. Carl Heard has been filling in at the clinic. The digital x-ray capabilities were recently used to obtain an immediate diagnosis from the radiologist. Dr. Maria Cuda, who was scheduled to join the clinic this summer, has unfortunately had to decline the position. Based on family needs, PA Gibson has decided to move from the area and is working with Nevada Health Centers to provide as much notice as possible so that a replacement can be found.

HIGH SCHOOL RODEO CLUB

Donation for High School Rodeo: Several members of the High School Rodeo Club appeared before the Board, with Kohlette Dubray acting as spokesperson. Ms. Dubray thanked the County for their support in the past and requested use of equipment (water truck, arena drag and groomer) and personnel, paper for rodeo bulletins, and use of the Fairgrounds for the annual rodeo scheduled in May. Commissioner Ithurralde motioned to approve a grant for paper, and assistance in the form of equipment and personnel, for preparation and during the High School Rodeo; Commissioner Page seconded the motion; motion carried 3-0.

PUBLIC WORKS

Restroom Facility at Lower Baseball Park: Public Works Director, Ron Damele, explained that the Eureka County Recreation Committee has obligated \$165,000.00 for construction of a new restroom facility at the lower ball field in Eureka. Mr. Damele requested authorization to proceed and asked that the Board assign a priority to this project. He also recommended that a mechanical room be incorporated between the restrooms. The Board discussed various options and decided to expand the plans to include a mechanical room which would also serve as a changing room for the umpires, and asked Mr. Damele to look into an additional urinal in the men’s room and an additional toilet in the women’s room. Commissioner Ithurralde motioned to approve the new restroom facility as outlined at the lower baseball park utilizing the \$165,000.00 donation from the Recreation Committee, and that the project be completed before start of the 2012 baseball season; Commissioner Page seconded the motion; motion carried 2-0 with Chairman Fiorenzi abstaining.

Utility Transmission Line Under Hwy. 50: Mr. Damele explained that the contractor has encountered large rocks underneath the highway and the jack and bore method will not work. It was originally thought that a change order would be required, but it now appears that Nevada Department of Transportation will approve trenching, which can be done at no additional cost.

Fee Schedule for Eureka Landfill and Crescent Valley Transfer Site: Mr. Damele requested that a uniform fee schedule be implemented for the Eureka Landfill and the Crescent Valley Transfer Site. Commissioner Page motioned to approve the County-wide fee structures for waste disposal at the Eureka Landfill and Crescent Valley Transfer Site, effective

Presentation by History Day Participants: National History Day participants Megan Damele, Leandra Marshall, Crystal Hubbard, and Beth Damele (Junior High students from Eureka County High School) gave brief presentations on their National History Day projects. The theme for the 2011 competition was “*Debate and Diplomacy in History: Successes, Failures, and Consequences.*” Megan Damele selected the Colorado River Compact of 1922 as her subject and won the Westerner’s Award for Best Historical Context at the State competition in Reno. Leandra Marshall selected the Nevada Test Site for her historical paper, competing in Reno and advancing to the national competition. Crystal Hubbard and Beth Damele selected a project on the historical fight for women’s rights, winning first place at the local level and also placing first at the State competition.

Request for Funding Assistance: The students have set fundraising goals and are working on fundraisers, but requested assistance for travel expenses to Washington, DC. Chairman Fiorenzi asked how much the School District gave towards the trip, stating that the County should not give more than the school, which is sitting on \$35 million and could well afford to fund the entire trip. The students replied that the School District provided \$600.00 per student. Commissioner Ithurralde motioned to contribute \$600.00 per student for the trip to Washington, DC, to compete in the National History Day Competition, June 12-16, 2011; Commissioner Page seconded the motion; motion carried 3-0.

Waive Facility Fee: Heather Mears has offered to help the students with a fundraiser to sell baked goods, and the students requested that the facility fee for use of the kitchen at the Opera House be waived. Commissioner Page motioned to waive facility fees for the National History Day students to utilize the kitchen at the Opera House, under the supervision of Heather Mears, for fundraising activities; Commissioner Ithurralde seconded the motion; motion carried 3-0.

PUBLIC COMMENT

The Chairman opened the floor to public comments; there were none.

ADJOURNMENT

Commissioner Ithurralde motioned to adjourn the meeting at 2:12 p.m.; Commissioner Page seconded the motion; motion carried 3-0.

Approved this 6th day of June, 2011.

/s/ Leonard Fiorenzi

Leonard Fiorenzi, Chairman

Attest: /s/ Jackie Berg

Jackie Berg, Clerk