

EUREKA COUNTY BOARD OF COMMISSIONERS

July 7, 2014

STATE OF NEVADA)
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COUNTY OF EUREKA)

CALL TO ORDER

The Board of Eureka County Commissioners met pursuant to law on July 7, 2014. Present were Chairman J.J. Goicoechea; Vice Chairman Jim Ithurralde; Commissioner Michael Sharkozy; District Attorney Ted Beutel; and Executive Assistant, Jackie Berg. The meeting was called to order at 9:30 a.m. and began with the Pledge of Allegiance. The interactive video conferencing system was connected and utilized between Crescent Valley and Eureka for the entire meeting.

APPROVAL OF AGENDA

Consideration of the School District parcel map under the Planning Commission section was removed from the agenda. With that change, Commissioner Ithurralde motioned to approve the agenda; Commissioner Sharkozy seconded the motion; motion carried 3-0.

PUBLIC COMMENT

Chairman Goicoechea opened the floor for public comments. Chairman Goicoechea recognized former County Commissioner and longtime Eureka County resident, Donna Bailey, who recently passed away. Commissioner Ithurralde acknowledged Donna as well, noting that he served on the Board with her during his first term.

APPROVAL OF MINUTES

June 6, 2014, Commission Meeting: Two minor corrections were noted in the June 6th minutes. With those changes, Commissioner Ithurralde motioned to approve the minutes of the June 6, 2014, Commission meeting; Commissioner Sharkozy seconded the motion; motion carried 3-0.

June 16, 2014, Quarterly Meeting: Commissioner Sharkozy motioned to approve the minutes of the June 16, 2014, quarterly meeting; Chairman Goicoechea seconded the motion; motion carried 2-0. Commissioner Ithurralde abstained as he was not present at that meeting.

FINANCE

Payment of Expenditures: Expenditures were presented for approval by Recorder & Auditor, Mike Rebaleati. Commissioner Ithurralde motioned to approve expenditures in the amount of \$1,364,877.02 for Fiscal Year 2013-2014 accounts payable, \$272,476.60 for Fiscal Year 2014-2015 accounts payable, \$434,878.90 for payroll, and \$138,417.00 for a pass-through tax allocation to the School District, for a grand total of \$2,210,649.52; Commissioner Sharkozy seconded the motion; motion carried 3-0. Commissioner Ithurralde motioned to approve Yucca Mountain expenditures in the amount of \$20,300.99; Commissioner Sharkozy seconded the motion; motion carried 3-0.

Auditor's Report: The Auditor's Report was presented later in the day and reflected fund balances for the new fiscal year.

Tax Rate Resolution: Tax rates were submitted to Nevada Department of Taxation in the final budget and were approved by the State on June 25th. Mr. Rebaleati presented a tax rate resolution to memorialize the rates. There were no proposed increases and tax rates remained the same as the previous year. Commissioner Ithurralde motioned to adopt the tax rate resolution setting the Fiscal Year 2014-2015 tax rates for all tax districts under the legal

jurisdiction of the Eureka County Commissioners; Commissioner Sharkozy seconded the motion; motion carried 3-0.

Eureka, Nevada

July 7, 2014

**RESOLUTION
SETTING TAX RATES FOR FISCAL YEAR 2013-2014**

WHEREAS, the Eureka County Commissioners are hereby setting the tax rates for the tax districts under the legal jurisdiction on this 7th day of July, 2014; and

WHEREAS, tax rates for the Fiscal Year 2014-2015 will be listed below in accordance with NRS 361.460;

	<i>Taxing Unit Rate</i>	<i>Imposed Legislative Tax Rate</i>	<i>Combined General County Rates</i>	<i>Combined Special District</i>	<i>School</i>	<i>State</i>	<i>Total</i>
Eureka County	.7675	.0783		.0085	.7500	.1700	1.7743
Crescent Valley Town	.2153		.8458	.0085	.7500	.1700	1.9896
Eureka Town	.2153		.8458	.0085	.7500	.1700	1.9896
Diamond Valley Rodent District	.0400		.8458	.0866	.7500	.1700	1.8924
Diamond Valley Weed District	.0781		.8458	.0485	.7500	.1700	1.8924
Eureka County TV District	.0085		.8458		.7500	.1700	1.7743

THEREFORE, IT IS UNANIMOUSLY RESOLVED that the Board of County Commissioners of Eureka County, does hereby certify the rates listed above for the Fiscal Year 2014-2015.

Approved this 7th day of July, 2014

/s/ J.J. Goicoechea
Julian J. Goicoechea, Chairman

/s/ J.P. Ithurralde
James Ithurralde, Vice Chairman

/s/ Michael Sharkozy
Michael Sharkozy, Member

Attest: /s/ Beverly Conley
Beverly Conley, Eureka County Clerk

Wage & Salary Scale: Salaries and wages were budgeted without changes, due to no cost of living allowance for the upcoming fiscal year. For auditing purposes, Mr. Rebaleati requested that the Board reaffirm the wage and salary scale as budgeted. Commissioner Ithurralde motioned to ratify the Fiscal Year 2014-2015 wage and salary scale for classified and unclassified employees, effective July 1, 2014; Commissioner Sharkozy seconded the motion; motion carried 3-0.

Compensation Rates for Special Positions: Compensation rates for special positions were not increased, but Mr. Rebaleati asked that they be ratified for auditing purposes. Commissioner Ithurralde motioned to affirm that the Fiscal Year 2014-2015 compensation rates for the following special positions remain the same as the previous fiscal year: Eureka Fire Chief, Crescent Valley Fire Chief, Agricultural Extension Weather Reporter, Budget Officer, and Webmaster; Commissioner Sharkozy seconded the motion; motion carried 3-0.

Health Insurance Base Rates & Dependent Subsidies: For auditing purposes, Mr. Rebaleati requested ratification of base rates and dependent subsidies on selected plans for health insurance premiums. Commissioner Ithurralde motioned to affirm the base rates and dependent subsidies as budgeted for benefited employees and base rates for retirees for Fiscal

Year 2014-2025 on selected medical, dental, vision, and life insurance plans; Commissioner Sharkozy seconded the motion; motion carried 3-0.

FY 2014/2015 Insurance Premiums											
Classification	\$1000 PPO Core	Dental	Vision	Life	Total Premium	County	Employee 70/30**		County	Employee 60/40**	
Employee	819.17	41.01	7.26	12.00	879.44	879.44	0.00		879.44	0.00	
Empl+Spouse	1499.04	79.35	11.62	12.82	1602.83	1385.81	217.02		1313.47	289.36	
Empl+Child(ren)	1449.89	107.94	11.86	12.82	1582.51	1371.59	210.92		1301.28	281.23	
Empl+Family	1974.16	146.27	19.13	12.82	2152.38	1770.50	381.88		1643.20	509.18	
Classification	\$1500 Beyond 4	Dental	Vision	Life	Total Premium	County	Employee 70/30**		County	Employee 60/40**	
Employee	736.33	41.01	7.26	12.00	796.60	796.60	0.00		796.60	0.00	
Empl+Spouse	1347.44	79.35	11.62	12.82	1451.23	1385.81	65.42		1313.47	137.76	
Empl+Child(ren)	1303.26	107.94	11.86	12.82	1435.88	1371.59	64.29		1301.28	134.60	
Empl+Family	1774.51	146.27	19.13	12.82	1952.73	1770.50	182.23		1643.20	309.53	
Classification	\$3000 HSA HD	Dental	Vision	Life	Total Premium	County	Employee 70/30**	HSA Match*	County	Employee 60/40**	HSA Match*
Employee	630.71	41.01	7.26	12.00	690.98	690.98	0.00	732.65	690.98	0.00	732.65
Empl+Spouse	1154.16	79.35	11.62	12.82	1257.95	1257.95	0.00	1299.62	1257.95	0.00	1299.62
Empl+Child(ren)	1116.31	107.94	11.86	12.82	1248.93	1248.93	0.00	1290.60	1248.93	0.00	1290.60
Empl+Family	1519.97	146.27	19.13	12.82	1698.19	1698.19	0.00	1739.86	1643.20	54.99	1684.87

*The Commissioners have agreed to an employee match of up to \$500 per year on the \$3000 HD Plan.
 Employees need to contribute \$41.67 per month into the HAS account in order to receive the County match.
 **Employee 70/30 split covers employees hired before July 1, 2009; Employee 60/40 split covers employees hired on or after July 1, 2009.

Retiree Insurance Rates FY 2014/2015						
Employees & < 65 Retiree	\$1000 PPO Core	\$1500 Beyond 4	\$3000 HSA HD027	Guardian Dental	VSP Vision	Standard Life
Employee	819.17	736.33	630.71	41.01	7.26	12.00
Empl+Spouse	1499.04	1347.44	1154.16	79.35	11.62	12.82
Empl+Child(ren)	1449.89	1303.26	1116.31	107.94	11.86	12.82
Empl+Family	1974.16	1774.51	1519.97	146.27	19.13	12.82
Retiree with Medicare A&B	\$1000 PPO Core	\$1500 Beyond 4	\$3000 HSA HD027	Guardian Dental	VSP Vision	Standard Life
Retiree	634.92	573.70	N/A	(see above)	(see above)	(see above)
Retiree+Spouse (one with)	1305.29	1176.43	N/A	" " "	" " "	" " "
Retiree+Spouse (both with)	1123.84	1016.27	N/A	" " "	" " "	" " "
Retiree+Child(ren)	1123.06	1014.79	N/A	" " "	" " "	" " "
Retiree+Family (one with)	1704.31	1536.33	N/A	" " "	" " "	" " "
Retiree+Family (both with)	1456.86	1317.92	N/A	" " "	" " "	" " "

Commissioner Ithurralde motioned to affirm the subsidy rates as budgeted for retiree health insurance premiums for Fiscal Year 2014-2015; Commissioner Sharkozy seconded the motion; motion carried 3-0.

EUREKA COUNTY RETIREE - County Health Insurance Premium Plan Subsidy Effective July 1, 2014 through June 30, 2015		
Retired on/after July 1, 2004	(\$469.58 BASE RATE)	
Years of Service		
5	\$117.40	25.00%
6	\$152.61	32.50%
7	\$187.83	40.00%
8	\$223.05	47.50%
9	\$258.27	55.00%
10	\$293.49	62.50%
11	\$328.71	70.00%
12	\$363.92	77.50%
13	\$399.14	85.00%
14	\$434.36	92.50%
15	\$469.58	100.00%

16	\$504.80	107.50%
17	\$540.02	115.00%
18	\$575.24	122.50%
19	\$610.45	130.00%
20	\$645.67	137.50%

The 2014-2015 current premium for the County plan is more than the current premium for the PEBP plan. The proposed formula will be as follows: The County will contribute for the retiree's enrolled in the County plan as follows: 100% of the amount that was established by the State of Nevada for Non-State Retirees participating in PEBP. The minimum subsidy base of \$150 per month applies to retirees who retired from Eureka County on or before July 1, 2004. Any employee who retires after July 1, 2004, and enrolls in the County plan will receive a health care subsidy listed in the above chart up to the health care premium. If the premium is less than the health insurance premium subsidy, there will be no cash payments for the difference. Only Eureka County service credit will be used to calculate this subsidy for County plan participants. When there is a rate change, the County will consider a modification of the base rate and percentage, but will not reduce the subsidy on this chart unless, because of financial circumstances, the County eliminates a subsidy for County plan participants. Only direct Eureka County retirees hired before July 1, 2009, are eligible for this subsidy.

COMMISSIONERS

Update Reports: Commissioner Ithurralde met with representatives of the Medical Clinics Advisory Committee on June 27th, attended the Nevada Supreme Court hearing in Carson City on June 30th; and participated in the 4th of July festivities in Eureka.

Commissioner Sharkozy attended a tour and grand opening of the Halliburton Nevada Operations Dunphy Plant on June 25th; attended the Nevada Supreme Court hearing in Carson City on June 30th; and visited Eureka for the 4th of July activities.

Chairman Goicoechea chaired the Sagebrush Ecosystem Council meeting on June 23rd; participated in the joint Mt. Hope 3M Plan Water Advisory Committee and Technical Advisory Committee meetings (as a member of the WAC) on June 24th; met with BLM representatives Amy Lueders, Nevada State Director, and Katherine Dyer, Nevada State Range Program Lead, in Elko on June 26th regarding drought, grazing, sage grouse, and other issues; attended the Nevada Cattlemen's Association meeting on the afternoon of June 26th; met with Paul Gardner of Elko Broadcasting; participated in the Nevada Association of Counties meeting and the Nevada Land Management Task Force meetings via video conference on June 27th; attended the Nevada Supreme Court hearing in Carson City on June 30th; met with Jason King, State Engineer, and other representatives of the Division of Water Resources on the afternoon of June 30th; met with representatives of the Medical Clinics Advisory Committee on July 1st; attended a Eureka VFD meeting on July 1st in preparation for the 4th of July; attended the Diamond Natural Resources Protection & Conservation Association meeting the evening of July 1st; attended the Public Lands Council meeting on July 2nd; and participated in Eureka's 4th of July activities.

Regarding the Chairman's visit with Paul Gardner, it may not be possible to get Eureka County's translators back, but Senator Goicoechea will see what he can find out. Chairman Goicoechea publicly thanked Senator Dean Heller for his continued efforts and for the heads up before release of the amended draft of the Reid/Heller proposed legislation, Nevada Sagebrush Landscape Conservation & Economic Development Act.

Water Applications: Chairman Goicoechea explained that in an effort to think outside the box to provide long-term solutions to address the imminent water shortage in southern Eureka County, staff and officials propose filing to appropriate water from adjoining basins. The suggestion was first offered by Jason King, State Engineer, during his visit to Eureka earlier in the year. The water will become a component of the groundwater management plan underway for Diamond Valley and will also serve as long-term assurance for provision of municipal water. The proposed filings are Application 83948 for 6,000 acre feet in Kobeh Valley and Application 83949 for 76 acre feet in Stevens Basin.

Mike Iannacchione, General Manager of the Mt. Hope Project, spoke on behalf of General Moly. As the major water rights holder in Kobeh Valley, they do have concerns and wanted to extend an invitation to keep the lines of communication open through this process. Mr. Iannacchione felt 6,000 AF from Kobeh Valley was excessive and could prove to be a costly

alternative for the County when other options may be available. He asked that everyone learn from past mistakes and reiterated that the main comment was simply that the two parties talk going forward.

Commissioner Ithurralde motioned to approve submitting Applications 83948 and 83949 to the Division of Water Resources for appropriation of water from Kobeh Valley and Stevens Basin; Commissioner Sharkozy seconded the motion; motion carried 3-0.

SENIOR CENTERS

Update Report: Senior Center Site Directors, Millie Oram and Adell Panning, reported on their respective centers. In June, Eureka served 1,058 meals and Crescent Valley served 723 meals. A total of \$8,195.41 was deposited for the month. The next dinner for the Eureka Senior Center is scheduled for July 31st. Approximately \$400.00 was raised at the bingo event on June 19th; proceeds will help pay for seniors to travel to the Ms. Senior Nevada Pageant in Las Vegas in August. The Crescent Valley Follies was a huge success, many say the best yet. Over \$2,100.00 was raised for the Golden Oldies. Ms. Panning thanked Barrick Gold and John Ascuaga's Nugget for their generous donations towards the event. Barrick Gold was also well represented with seven employees participating in the show. A DVD of the program will be available shortly. Ms. Panning recognized Klondex Gold for a donation to the Crescent Valley Fun Days and Park Rededication.

Notification of Nutrition Grant Award: Commissioner Sharkozy motioned to ratify the Notification of Grant Award from Nevada Aging & Disability Services Division for supplemental Nutrition Services Grant #07-000-57-NX-14 in the amount of \$4,177.00 with no match required; Commissioner Ithurralde seconded the motion; motion carried 3-0. This grant is supplemental to \$1,479.00 previously received.

Notification of Transportation Grant Award: Commissioner Sharkozy motioned to ratify the Notification of Grant Award from Nevada Aging & Disability Services Division for Transportation Services Grant #07-000-10-BC-15 in the amount of \$22,500.00 with a County match of \$2,206.00; Commissioner Ithurralde seconded the motion; motion carried 3-0.

Fiscal Monitoring Report: Commissioner Ithurralde motioned to accept the Fiscal Monitoring Report completed by Nevada Aging & Disability Services Division for the following Nutrition Services Grants for the period of October 1, 2012, through September 30, 2013: #07-000-04-24-13, #07-000-07-13-13, and #07-000-57-NX-13. Commissioner Sharkozy seconded the motion. Motion carried 3-0. All funds were found to be spent in compliance with the grants.

SEVENTH JUDICIAL DISTRICT COURT

Fiscal Year 2014-2015 Cooperative Agreement: The Seventh Judicial District Court Cooperative Agreement outlines a formula where each county in the district pays a portion of the shared court costs based upon population. The district is comprised of Eureka, White Pine, and Lincoln Counties. Eureka County pays 11% of total costs for the district. Commissioner Ithurralde motioned to approve the Seventh Judicial District Court Cooperative Agreement for Fiscal Year 2014-2015; Commissioner Sharkozy seconded the motion; motion carried 3-0.

PUBLIC WORKS

Crescent Valley Public Works & Water System: Public Works Administrative Assistant, Kim Todd, reported that transition of the water billings and other administrative duties to the Eureka Public Works office is going smoothly. To streamline water billings, a new water meter reading system is being implemented. This will utilize a handheld device in the field to electronically record meter readings.

Robins Street Improvements & Utility Upgrades Project: The contractor, Legacy Construction & Development, is 48 days into the 90 day project, which is 53% complete. The project is slightly ahead of schedule and 37% of project funds have been expended. There have

been no safety violations or incidents. Phase 3 is underway and will include curb, gutter, sidewalk, and continued installation of utilities. Work will begin on the retaining wall near the Swimming Pool. The defective pipe (approximately 1,000 feet) has been replaced. Numerous compliments have been received on Legacy Construction & Development from homeowners and the general public.

Closure of Open Burning: In conjunction with Closure of Open Burning implemented by Nevada Division of Forestry on July 1, 2014, District Fire Chief, Ron Damele, requested that the Board ratify a restriction on open burning in Eureka County until further notice. Commissioner Ithurralde motioned to ratify the decision by the District Fire Chief to restrict open burning in Eureka County effective July 1st until further notice; Commissioner Sharkozy seconded the motion; motion carried 3-0.

ROAD DEPARTMENT

Report on Activities: Road Department Superintendent, Raymond Hodson, introduced Jaime Halpin, Operator III, noting that Mr. Halpin acts as supervisor in his absence. Mr. Hodson reported on Road Department projects and activities. Crews continue blading roads throughout the County including Sadler Brown Road, Antelope Valley Road, Palisades, Cortez Road, and will soon begin working on roads through Diamond Valley. A road realignment was done at Palisades; this involved cutting into a hill which improved drainage and created usable material. All roads in Crescent Valley were bladed, watered, and swept. Extra water tanks will be set up at Kitchen Meadows near the Antelope Valley Road to shorten the water hauls. Cattle guards and culverts have been cleaned on Union Pass, Maggie Creek, Palisades, Grass Valley Road, and Mary's Mountain. Weed spraying is being done as needed. Equipment has been prepared for fire season.

PLAIN TALK NEWSLETTER

Content for Fall Edition: Consultant, Abby Johnson, discussed content and requested suggestions for the next *Plain Talk* newsletter, which will be published this fall following the summer activities. Suggested topics were: decline in net proceeds of minerals, budget cuts, hiring freeze and attrition policy, election with focus on County offices, County Fair, Crescent Valley Fun Days and Town Park Rededication, Robins Street Project, progress of lead and arsenic cleanup by US Environmental Protection Agency, and Town of Eureka 150th anniversary.

YUCCA MOUNTAIN

Update on Yucca Mountain Project: Nuclear Waste Advisor, Abby Johnson, reported that Rex Massey, Research & Consulting, just completed the 2014 update to the Socioeconomic Conditions & Trends Report. In addition to hard copies and CDs, the report is available on the website - yuccamountain.org. Although federal money was budgeted for nuclear waste disposal and for the Nuclear Regulatory Commission licensing process, the project is basically in suspension. The US Department of Energy continues addressing transportation issues and Transportation Advisor, Rick Moore, has been representing Eureka County at these meetings. Independent attorneys representing DOE in the licensing process have withdrawn, so legal representation lies with the Justice Department. Judgments against the DOE for failing to take possession of nuclear waste still continue. Ms. Johnson recommends continuing the annual trips to Washington, DC, although timing of the trip should be considered in light of the election year.

BARRICK GOLD RUBY HILL MINE

Update on Blasting Program: Barrick Gold representatives, Steve Yopps, General Manager, and Melanie Lawson, Community Relations, updated the Board on the blasting program at Ruby Hill Mine. A 3D geotechnical model was created to determine a drill and blast

program to stabilize the scarp (slope of material) and remove unstable material where the highwall failure occurred last November. This program will also help determine viability of a restart plan to resume mining. Good news was received when the BLM determined a cultural resource issue does not exist on the area beyond the highwall failure.

The first of the test blasts was completed on June 24th and was quite successful, resulting in a relatively smooth angled slope. This blast consisted of eight holes approximately 200 feet deep. (A slow motion video was shown of the blast). Four more blasts are planned throughout the summer. Drilling for the second blast will begin on July 8th and will consist of eight holes. The blast date is tentatively set for July 15th. Each subsequent blast will consist of slightly deeper holes and the deeper blasts may generate a small amount of seismic activity. Public notifications will be broadcast widely prior to each blast. Chairman Goicoechea requested that the mine notify the Sheriff's Office which can utilize the RIM System to transmit notifications.

An Amended Plan of Operations is being prepared for the BLM. The plan would allow mining to resume around the scarp once the slope is stabilized, or allow the scarp to be benched if engineers determine all risks have been mitigated. If the AOP is approved by the BLM, mining could resume mid-2015. With safety the main priority, radar and other monitoring systems will remain in place, and mining will initially resume with only a day crew. Mining would continue under this plan through early 2017.

NATURAL RESOURCES

Report on Activities: Natural Resources Manager, Jake Tibbitts, reported on recent activities. Mr. Tibbitts participated in the joint Mt. Hope 3M Plan Water Advisory Committee and Technical Advisory Committee meetings on June 24th; attended the State Conservation Commission meeting on June 25th via telephone; attended the Nevada Association of Counties meeting on June 27th; attended the Nevada Land Management Task Force meeting also on June 27th; attended the Nevada Supreme Court hearing in Carson City on June 30th; met with State Engineer, Jason King, and other Division of Water Resources staff on June 30th; attended the Nevada Pinyon-Juniper Partnership Executive Committee meeting on July 1st; attended the Diamond Natural Resources Protection & Conservation Association meeting on the evening of July 1st; and traveled to Elko on July 2nd with Ron Damele to meet with the Elko BLM to discuss a right-of-way the County is pursuing.

Mt. Hope 3M Plan: Discussions at the TAC and WAC meetings included ongoing monitoring by General Moly and their request to defer certain components of the monitoring plans. It was determined at the TAC and WAC meetings that vegetation monitoring will occur at ten sites in the area; four of these will be co-located where the US Geological Survey ET (evapotranspiration) stations are. A precipitation station will also be located in Diamond Valley. It was previously determined that there will be some high altitude precipitation gauges placed on Roberts Mountain since many springs in our area are influenced more by precipitation rather than groundwater. Soil moisture monitoring will take place at the transects as well.

Conservation District Grant: Mr. Tibbitts reported that the Eureka Conservation District was awarded a grant as part of the sage grouse funding. This will complement the current pinyon-juniper thinning. Specifically, it will be used for post processing of fuels – utilizing trees cut the previous year to make fence posts, firewood, and to create 100 tons of chips for the biochar unit that will arrive in August.

Pinyon Juniper Wildlife Enhancement Project: Six hundred acres of trees have been cut since June and the cutters continue making progress. Mr. Tibbitts reminded the Board that the bulk of the cost of this project will be reimbursed by the Conservation Innovation Grant.

Predator Removal Project: Trevor Walch, Predator Control Corporation, has completed his field work on the Predator Removal Project, targeting coyotes, and is now working on the

final written report. This project was jointly funded by the Natural Resources Advisory Commission and the County Advisory Board to Manage Wildlife.

Wild Horse Lawsuit: The BLM filed a motion to dismiss the wild horse lawsuit. They reason that the suit should be dismissed because no appealable action was taken on their part. Basically they are claiming that their failure to act is not an appealable decision.

Reid/Heller Proposed Legislation: The second discussion draft of the Nevada Sagebrush Landscape Conservation & Economic Development Act proposed by Senators Harry Reid and Dean Heller has been released, with comments requested by August 15th. There are some positive changes in this new version, but it still doesn't align with the County's stance outlined in the Master Plan or County Code. The discussion draft will be reviewed by NRAC at their meeting on July 9th.

Upcoming Meetings: Upcoming meetings include the Natural Resources Advisory Commission meeting on July 9th; a joint conference of the Pinyon Juniper Partnership and the Eastern Nevada Landscape Coalition on July 15th-17th in Sparks; a Nevada Association of Counties meeting on July 18th; and a Nevada Land Management Task Force meeting also on July 18th.

US Forest Service Proposed Water Quality Management: The Clean Water Act delegates authority for water quality, best management practices, and non-point source pollution to the states, with technical assistance and some funding provided by the federal government. But the Forest Service is moving forward with designating its own best management practices for water quality on the forest, usurping federal regulations and state laws. Their proposal includes a lot of vague language, but the main issue is that this is simply not within their jurisdiction. Mr. Tibbitts drafted a response to the US Forest Service, but asked that the Natural Resources Advisory Commission be allowed to provide input at their meeting on July 9th.

Commissioner Ithurrealde motioned to approve sending a response on the US Forest Service's proposed Best Management Practices for water quality management from non-point sources on National Forest System Lands, allowing input from NRAC, and authorizing the Chairman to sign it outside of the meeting. Commissioner Sharkozy seconded the motion. Motion carried 3-0.

US Fish & Wildlife Service's Proposed Regulations: Mr. Tibbitts described the US Fish & Wildlife Service's proposed expansive new critical habitat regulations, noting that their language is vague and lacking definition. There are three proposed changes: (1) changing what qualifies as adverse modification; (2) allowing critical habitat to be designated in areas where species may have never set foot, but may someday; and (3) giving the agency discretion over whether or not to exclude areas from critical habitat even when the projected economic impacts are devastating. Mr. Tibbitts asked that the Natural Resources Advisory Commission have opportunity to provide input on this response as well.

Commissioner Ithurrealde motioned to approve sending a response on the US Fish & Wildlife Service's proposed expansive new critical habitat regulations, allowing input from NRAC, and authorizing the Chairman to sign it outside of the meeting. Commissioner Sharkozy seconded the motion. Motion carried 3-0.

Newmont Gold Water Pollution Control Permit: Consulting Hydrogeologist, Dale Bugenig, reviewed the Notice of Proposed Action from Nevada Division of Environmental Protection for the water pollution control permit for Newmont's Gold Quarry-James Creek Project. He found the proposal very comprehensive with a robust monitoring system. Mr. Tibbitts prepared a letter stating that Eureka County found no concerns and is in favor of issuing the permit.

Commissioner Ithurrealde motioned to submit the favorable comment letter to Nevada Division of Environmental Protection regarding the water pollution control permit for Newmont's Gold Quarry-James Creek Project. Commissioner Sharkozy seconded the motion. Motion carried 3-0.

Comments on Mine Projects: Eureka County is a Cooperating Agency on the Midway Gold Rock ADEIS (Administrative Draft Environmental Impact Statement) and the Barrick Bald Mountain ADEIS, with comments due July 16th and July 25th respectively. Mr. Tibbitts is currently reviewing both documents, with assistance from Mr. Bugenig on the water elements, and will provide comments in a spreadsheet format. Commissioner Ithurralde authorized the Natural Resources Manager to prepare and submit comments to the BLM on the Midway Gold Rock ADEIS and the Barrick Bald Mountain ADEIS; Commissioner Sharkozy seconded the motion; motion carried 3-0.

PLANNING COMMISSION

Parcel Map – Homestake Mining Company: Planning Commission Department Assistant, Anne Kniefel, presented a parcel map from Homestake Mining Company, which was approved by the Planning Commission at their meeting on July 1st. Commissioner Ithurralde motioned to approve the parcel map submitted by Homestake Mining Company of California, to divide three equal 2.82 acre parcels from existing APN 007-397-04; Commissioner Sharkozy seconded the motion; motion carried 3-0.

US EPA & NDEP

Lead & Arsenic Cleanup in Eureka: Jeff Collins, Nevada Division of Environmental Protection, provided an update on field activities and work elements of the US Environmental Protection Agency’s cleanup of Eureka Townsite properties that have tested above acceptable limits for lead and arsenic. The following statistics were provided:

	2014 Season	Total
Volume of contaminated material in temporary stockpile	5,736 yd ³	8,814 yd ³
Square footage of properties remediated	171,208	307,378
Number of properties completed	16	34
Number of properties expected to receive work	23	42
Number if additional properties sampled since 04-29-14	56	

Approximately 40 unanticipated requests for soil sampling were received this season and seven additional properties were deemed eligible for cleanup. Additional funding was obtained in order to complete these properties this season. This has pushed this year’s completion date to the end of July. At EPA’s request, a dozen County owned properties were also tested; the two found eligible for cleanup are included in the seven additional properties and will be remediated this year.

Mr. Collins reviewed the archaeological component of the work. This entails a literature review of the history of the site, on-site examination by archaeologists, notification to the State Historical Preservation Office of any findings, and a tribal monitor on-site during cleanup. Any objects found are documented, but the items are retained by the property owner.

A total of \$6 million was set aside for this cleanup project and \$3.4 million has been spent to date. An approval process is required before issuance of funds, so if approved, the EPA will return next year for continued work.

The EE/CA (Engineering Evaluation/Cost Analysis) is being prepared. It is basically a town-wide study of the lead and arsenic contamination with cost estimates for cleanup options. It includes a community involvement plan. EPA will provide a draft of the plan to the County following conclusion of this season’s work. They hope to give a final report during one of the Commission meetings in September.

Authorization for County Properties: Documents, consisting of a work plan and access consent form, were presented for the two County owned properties in need of remediation (medical provider houses located at 351 and 381 Well Street in Eureka). Commissioner Ithurralde motioned to approve remediation and cleanup of 351 Well Street and 381 Well Street,

APN 001-187-05 and APN 001-187-04, in the Townsite of Eureka and authorized the Chairman to sign the appropriate documentation; Commissioner Sharkozy seconded the motion; motion carried 3-0.

RECESS FOR LUNCH

The Board recessed for lunch from 11:35 a.m. to 1:00 p.m.

PUBLIC HEARING – RECODIFICATION OF EUREKA COUNTY CODE

2014 Eureka County Code Adoption Ordinance: Notice was given that the Board of Eureka County Commissioners would hold a hearing at 1:00 p.m. on July 7, 2014, to invite public comment and take action on a proposed ordinance enacting a revision and codification of the general ordinances of Eureka County. The proposed ordinance has been on file with the County Clerk for public examination. Periodically the Eureka County Code is recodified in order to incorporate all ordinances that have been adopted since the last codification (which occurred in 2006).

Chairman Goicoechea opened the public hearing and invited comments on the proposed codification ordinance. There were no comments from staff or the public. Commissioner Ithurralde motioned to adopt the 2014 Eureka County Code Adoption Ordinance; Commissioner Sharkozy seconded the motion; motion carried 3-0.

CORRESPONDENCE

Correspondence was received from: Kayla Eaton; Eureka High School Rodeo Club; Recorder/Auditor, Mike Rebaleati; Executive Assistant, Jackie Berg (2); Eureka County Economic Development Program; Eureka County Planning Commission; Medical Clinics Advisory Committee; Eureka Moly; MolyBits Messenger; Crescent Valley Town Advisory Board (2); Seventh Judicial District Court; White Pine County Commission; Nevada Assoc. of Counties; Nevada Aging & Disability Services Division (3); Nevada Div. of Forestry; Nevada Dept. of Transportation; and American Lands Council.

MEDICAL CLINICS ADVISORY COMMITTEE

Joint Meeting with MCAC: The Medical Clinics Advisory Committee was in attendance for a joint meeting with the County Commissioners. Committee members present were Chair, Garney Damele; Vice Chair, Maureen Torres; Bob Stephenson; Melissa Fitzwater; and Nona Kellerman.

Update from Nevada Health Centers: Walter Davis, Chief Executive Officer; Monica Taylor, Chief Operations Officer; and Dr. Darren Rahaman, Chief Medical Officer, were in attendance representing Nevada Health Centers, Inc. Mr. Davis informed that two providers have resigned from the Eureka Medical Clinic – the physician (effective mid-September), and a mid-level provider (effective immediately). Intense recruitment efforts are underway to replace these two providers. They expect it will take a minimum of three months to replace the physician, but there may be an opportunity to place a mid-level provider sooner than that. Locum tenens and existing staff from other locations will be utilized to staff the clinic in the interim. In response to a question related to the higher cost of staffing with locum tenens providers, Mr. Davis confirmed that the additional costs are the responsibility of NVHC.

NVHC plans to include the County in the selection process for the new providers. The Commissioners encouraged NVHC to communicate with the MCAC as the first point of contact, but to reach out to the Commissioners regarding any serious issues or regarding prospective candidates. The Commissioners also encouraged consistency in providers for the communities, both during this transition and upon placement of regular providers. Mr. Davis added that NVHC is just a phone call away should there be questions or concerns.

Mr. Davis relayed that he has been informed of incidents where members of the community and possibly County staff have discussed contractual requirements with clinic staff. He understands that the contract between Eureka County and NVHC is public record, but asked that interpretation and direction to NVHC staff, regarding how the contract requirements are carried out, be left to NVHC administration. District Attorney Beutel asked that Mr. Davis call him if this occurs in the future.

Chairman Goicoechea received some complaints about patient scheduling and not being able to get a timely appointment. Mr. Davis explained that Dr. Wells has been attending continuing medical education classes and also had some vacation time, which accounted for the times he was unavailable.

Notification Process: Notification to the County is required, as outlined in the contract with NVHC, any time there is a change in services or staffing levels. It was suggested that this be memorialized in a letter to remind NVHC of the need to notify the County immediately.

Commissioner Ithurralde motioned to send a letter to Nevada Health Centers reiterating that immediate notification is required when there are staffing or service shortfalls at the clinics, that this notification should be sent directly to the Chair of the Medical Clinics Advisory Committee, and authorized Chairman Goicoechea to sign the letter outside of the meeting. Commissioner Sharkozy seconded the motion. Motion carried 3-0.

PUBLIC COMMENT

Chairman Goicoechea called for public comments; there were none.

ADJOURNMENT

Commissioner Ithurralde motioned to adjourn the meeting; Commissioner Sharkozy seconded the motion; the meeting was adjourned at 1:48 p.m.

Approved by vote of the Board this 6th day of August, 2014.

/s/ J.J. Goicoechea

J.J. Goicoechea, Chairman

I, Jackie Berg, Executive Assistant to the Board of Eureka County Commissioners, attest that these are a true, correct, and duly approved minutes of the July 7, 2014, meeting of the Board of Eureka County Commissioners.

/s/ Jackie Berg

Jackie Berg, Executive Assistant

I, Beverly Conley, Clerk & Treasurer of Eureka County, acknowledge and accept the attached minutes as approved by the Board of Eureka County Commissioners and attested to by the Executive Assistant of the Board.

/s/ Beverly Conley

Beverly Conley, Clerk & Treasurer