

EUREKA COUNTY BOARD OF COMMISSIONERS

July 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 July 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 item #4 under Finance could be deleted and moved the Health & Human Resources items to the afternoon. Commissioner Ithurrealde motioned to approve the agenda with those changes; Commissioner Page seconded the motion; motion carried 3-0.

PUBLIC COMMENT

Chairman Fiorenzi opened the floor to public comments. Joel Jeppesen addressed the Board stating he had a border dispute on some property he owned in Eureka. Mr. Jeppesen said his purchase documents showed a Nevada Department of Transportation right-of-way across his property, but documents in the County Assessor's office showed the frontage property containing the right-of-way was owned by Bath Lumber. Since the County sold the property to Bath Lumber, Mr. Jeppesen felt they were responsible for defining the proper boundary.

District Attorney, Ted Beutel, stated that Mr. Jeppesen had visited with him regarding this issue. Use of a title company should have clarified the boundary issues before purchase. Basically, it is now a matter between two private property owners and whether Bath Lumber is willing to grant Mr. Jeppesen ingress and egress to his property.

Chairman Fiorenzi directed Public Works and the County Engineer to research this property boundary and bring a report to the Board during the August 5th meeting.

FINANCE

Payment of Expenditures: Expenditures were presented for approval by Recorder & Auditor, Mike Rebaleati. Commissioner Ithurrealde motioned to approve County expenditures in the amount of \$1,717,455.14, which includes payroll in the amount of \$271,724.50 and a transfer to Nevada Rural Housing Authority for \$887,389.00; Commissioner Page seconded the motion; motion carried 3-0. Commissioner Page motioned to approve Yucca Mountain expenditures in the amount of \$8,652.12; Commissioner Ithurrealde seconded the motion; motion carried 3-0.

Auditor's Report: The Board reviewed the Auditor's Report which reflected revenue disbursements, interest allocations, and current fund balances.

Fiscal Year 2011-2012 Compensation Rates for Fire Chiefs and Weather Reporter: Mr. Rebaleati stated that salaries for the Fire Chiefs and the Ag Extension Weather Reporter had not been set for the upcoming fiscal year and he recommended a 4% cost of living allowance. Commissioner Ithurrealde motioned to approve a 4% cost of living increase for Fiscal Year 2011-2012 for the Eureka Town Fire Chief, the Crescent Valley Town Fire Chief, and the Ag Extension Weather Reporter; Commissioner Page seconded the motion; motion carried 3-0.

NEVADA ASSOCIATION OF COUNTIES

Update on NACO Activities and Legislative Issues: Deputy Director of NACO, Wes Henderson, began by thanking Eureka County for their participation in NACO. He then gave an update on NACO and the 2011 Nevada Legislative Session. A couple of beneficial items for counties did occur in the session. Counties no longer need to publish the entire list of expenditures in the newspaper, and can now publish a summary. Certain office hours set by statute, such as the Assessor, Clerk/Treasurer, etc., can be adjusted if the change is cost-neutral or a cost savings. Negative aspects of the session included transfer of various services, or costs for those services, to the counties.

On the national level, the National Association of Counties adopted a resolution calling for various reforms by Congress, including amending the Equal Access to Justice Act to stop abuse by special interest groups; rescinding Dept. of the Interior Secretarial Order 3310 dealing with arbitration of wild lands (which has been suspended); reforms concerning wild horses; reauthorization of PILT (payment in lieu of taxes) and Secure Rural Schools; etc.

Chairman Fiorenzi asked what NACO thought about the health service costs that the state was passing along to the counties. Mr. Henderson thought in some instances, counties may be able to submit a plan for provision of services rather than reimbursing the State, and promised to look into the specific services in question.

NEVADA DEPARTMENT OF TRANSPORTATION

Introduction: Jason VanHavel, NDOT Chief of Transportation Multimodal Planning, introduced Kevin Lee, District 3 Engineer; Randy Hesterlee, District 3 Assistant Engineer from Ely; Mike Murphy, District 3 Assistant Engineer; Jennifer Cooper, NDOT Planning; Terri Compton,, NDOT Planning; and Rebecca Bennett and Andrew Soderberg from the Federal Highway Administration. Mr. VanHavel also welcomed State Controller, Kim Wallin.

NDOT Highlights: Mr. VanHavel stated that NDOT has 15 performance measures that keep them accountable to the State Legislature; have a strong emphasis on customer service; and have an advanced communication system for keeping drivers informed of road conditions. Safety is paramount, with a zero fatalities goal on Nevada highways. There were 256 deaths on Nevada Highways in 2010, which is nearly half of the fatalities in 2006 which has been declining each year since then. On the planning end, the Interstate 11 Initiative has been proposed and is currently being studied. This would connect Phoenix and Las Vegas with an interstate freeway, with the possibility of extending it further north to include Reno and continue on through Seattle. Budget challenges continue for the State, with a reduced biannual budget of \$1.2 billion approved for NDOT.

Locally, the Duckwater Shoshone Tribe submitted a project application to extend the paved portion of the Duckwater Road; this project was rated medium which is low priority in relation to funding, but it is being studied to possibly alter the project in order to increase its priority. A large mill and overlay project is currently taking place in Eureka County on US Highway 50 near the Lander County line. Repairs to State Route 306, where a cattle guard was recently removed, were completed during the past week after the initial repair failed. Efforts continue to transfer State Route 780, the Richmond Mine Road, to Eureka County, but it has been delayed in order to address some environmental right-of-way issues. Rocks were cleared and scaling was done along State Route 278, but this area is problematic and will continue to be an ongoing issue. Work is scheduled to begin immediately on a 30-mile project to address the potholing and deterioration on State Route 278.

FY 2012-2021 Transportation System Projects & Work Program: Approximately \$28 million in projects are scheduled in Eureka County for Fiscal Year 2012. They are largely Interstate-80 projects, but a couple of railroad crossings will be upgraded (in conjunction with Union Pacific) including the one on Highway 306 that Eureka County recently raised concerns over. The West Carlin Interchange project should move forward for construction in Fiscal Year

2013, although some preparatory work may take place in Fiscal Year 2012. Regarding snow removal on State Route 278, NDOT is aware of the concerns and will do what they can, but are currently operating under a 30% staff reduction. Moving the Eureka Highway Maintenance Station is currently on hold until a location can be found that doesn't require major earth work or other upgrades.

Commissioner Ithurralde motioned to accept the proposed Fiscal Year 2012-2012 Transportation Systems Projects document and Eureka County Work Program as presented by Nevada Department of Transportation; Commissioner Page seconded the motion; motion carried 3-0.

COMMISSIONERS

Update Reports: Commissioner Page reported that he checked on the progress of the Arsenic Treatment Plant in Crescent Valley. Commissioner Ithurralde met with the attorneys in Reno regarding water issues on July 7th, met with General Moly representatives on July 12th regarding socioeconomic issues, and attended the quarterly meeting in Crescent Valley on July 15th. Chairman Fiorenzi attended the Humboldt River Basin Water Authority meeting in Winnemucca on July 8th; and met with and had several phone calls with Nevada Rural Housing Authority staff and the District Attorney regarding the Eureka Canyon Subdivision documents.

Central Nevada Regional Water Authority FY 2011-2012 Member Assessment: Commissioner Ithurralde motioned to approve the annual member assessment for Central Nevada Regional Water Authority in the amount of \$7,500.00; Commissioner Page seconded the motion; motion carried 3-0.

Quitclaim Deed of Easement for BLM Right-of-Way: Assessor, Michael Mears, explained that AT&T (previously Nevada Bell) still held an easement through the Eureka Canyon Subdivision property that was granted from the BLM before the property was transferred to Eureka County. The easement was no longer needed and they wished to relinquish it to the County. Commissioner Page motioned to accept the Quitclaim Deed of Easement for BLM Right-of-Way Grant N-61091 from AT&T to Eureka County; Commissioner Ithurralde seconded the motion; motion carried 3-0.

Joint Committee with School District to Review Participation in New Gym Project: Eureka County agreed to appoint representatives to a committee to meet with the School District to consider Eureka County's level of participation on the School District's project to construct a new gymnasium. Commissioner Ithurralde motioned to appoint Steve Zimmerman, Amanda Rosener, and Ron Damele. Public Works Director, Ron Damele, commented that the question before the County was utilization of the facility once it is built. If the County is going to be a co-participant or co-occupant of the building, he would like to see them more involved in the planning and construction. District Attorney, Ted Beutel, agreed that the two entities may have some requirements or ground rules that the other entity cannot live with, and it would be better to find this out up front rather than waste a committee's time discussing utilization of the facility.

The first motion died for lack of a second, and it was recommended that a Commissioner and the Public Works Director meet with the School Board President and the Superintendent for a preliminary discussion. Commissioner Page motioned that Commissioner Ithurralde and Ron Damele meet with representatives of the School District to determine the level of cooperative interaction related to planning, construction, and utilization of the new gymnasium; Chairman Fiorenzi seconded the motion; motion carried 3-0.

Water Protest Against Ruby Hill Ranch, LLC: An Answer (to the protest filed by Eureka County) was filed by Ruby Hill Ranch, LLC, with the Nevada Division of Water Resources. The County needed to decide whether to pursue this protest. District Attorney, Ted Beutel, advised that this was a discussion appropriate for the meeting scheduled on July 27th with the County's water attorney. Commissioner Ithurralde motioned to table action on this item; Commissioner Page seconded the motion; motion carried 3-0.

Update Fiscal Impact Review & Analysis of the Mt. Hope Project: Commissioner Ithurralde stated that along with Assessor Michael Mears and Recorder/Auditor Mike Rebaleati, he recently met with Lee Shumway, General Moly Controller, and Mike Iannachionne, Mt. Hope General Manager, regarding socioeconomic impacts related to the Mt. Hope Project. During the meeting, General Moly indicated they would like to see an update of the socioeconomic report. The Board discussed the possibility of staff undertaking this update, but ultimately felt it was preferable for the original author to be contracted for the revision. Commissioner Ithurralde motioned to retain Rex Massey to update the Fiscal Impact Review & Analysis of the Mt. Hope Project; Commissioner Page seconded the motion; motion carried 3-0.

Updates Regarding Mt. Hope Project, Including Housing: Chairman Fiorenzi stated that Nevada Rural Housing Authority submitted a letter identifying concerns over the mancamp to be located at the Eureka Canyon Subdivision for Mt. Hope construction workers. Chairman Fiorenzi informed them that the County, not NRHA, would have authority to approve the mancamp, but agreed that the County would consider their concerns and address any valid issues. Mr. Damele noted that the County has no formal agreement with the mine yet, but so far has been satisfied with the mine's depiction of what the mancamp will look like. All parties recognize that strict guidelines will be included when a formal agreement is drafted.

NEVADA RURAL HOUSING AUTHORITY and EUREKA CANYON SUVIDIVISION

Documents Related to Single Family Portion of Subdivision: Gary Longaker, NRHA Executive Director; Roger Mancebo, NRHA Board member; and Jack White, JL White & Associates, joined the meeting by teleconference. Chairman Fiorenzi, Mr. Beutel, Mr. Mears, and Mr. Rebaleati recently reviewed documents for the single family development portion of the subdivision and made several minor changes. NRHA is currently reviewing the documents and plans to have their revisions to the County by July 22nd.

Project Construction Update: Mr. White reported that he and Mr. Longaker traveled to Boise the previous week to check on status of the Guerdon townhome units and select floor plans for the single family homes. Retrofit of the townhomes is 90% complete and the buildings will be prepared for shipment in approximately 14 days. Guerdon is working with the Division of Manufactured Housing in Carson City to meet all shipping requirements. The first stage of construction at the site is going very well and preparations are underway related to foundations for the townhome units. The vertical work contract, which includes this foundation work, is in process of being re-bid with a new scope of work, since the first bids came in extremely over budget. NRHA is working with a marketing firm to develop advertisement and marketing materials. A website has been created with information on both rentals and sales.

The multifamily portion of the subdivision is in escrow and pending recordation of the final map. Discussions with Drew Motter, Summit Engineering, indicate the map should be ready for approval by the Planning Commission on August 1st, followed with approval by the Commissioners at their August 5th meeting.

EUREKA COUNTY 4H PROGRAM

4H Market Animals for Eureka County Fair: 4H Program Assistant, Lynn Conley, introduced the following 4H students and each one reported on animals raised to be auctioned during the Eureka County Fair: Celina Bailey, Yorkshire-cross pig; Morgan Bailey, Suffolk lamb; Witz Bailey, pen of market rabbits; Shara Green, market steer; TeAnna Green, market lamb; Chace Green, market lamb; Will Marshall, Suffolk-cross lamb; Mary Kate Marshall, Southdown lamb; Megan Sam, Suffolk lamb, and Rio DeWitt, Southdown-cross lamb. The students enthusiastically invited the Commissioners to the Eureka County Fair and the livestock auction.

PUBLIC WORKS

Paper/Cardboard Baler: Public Works Director, Ron Damele, requested authorization to lease a paper and cardboard baler to assist with the recycling process, noting that revenues from recycled products will cover the expense of the rental. Omega Waste Management will lease a 60-inch baler which can bale the cardboard and other recyclables into 800 lb. bundles. The bundles will be stored at the Landfill and will be picked up by Omega once a truckload has accumulated. Natural Resources Department Assistant, Kathy Porter, gave an accounting of the recycling program to date. Since inception of the program in March, the County has recycled 9,000 lbs. of cardboard; 7,000 lbs. of office paper; 2,500 lbs. of newspaper/magazines; and 150 lbs. of aluminum. Commissioner Ithurralde motioned to approve a one-year lease with Omega Waste Management, Inc., for a 60-inch paper/cardboard baler and related equipment not to exceed \$195.00 per month, including authorization for the Chairman to sign the lease outside of the meeting; Commissioner Page seconded the motion; motion carried 3-0.

Kohler Generator for Landfill: Mr. Damele stated that a used (900 service hours) 60 KW 90 amp Kohler generator could be purchased from Gust Electric for \$7,000.00 and would be used to operate the 60-inch baler and would also serve as backup power at the Landfill. Commissioner Ithurralde motioned to purchase the Kohler generator from Gust Electric to be utilized at the Landfill; Commissioner Page seconded the motion; motion carried 3-0.

Sewer Application from Joel Jeppesen: A sewer application was submitted by Joel Jeppesen for service to 991 South Main Street in Eureka. Mr. Damele reminded the Board that during the last meeting they approved installation of water to this location since it was a previous service site, but in accordance with County Code determined the resident would have to share in costs of installation of sewer service. Public Works is in process of obtaining an engineering proposal from Day Engineering for this mainline extension. Commissioner Ithurralde motioned to table this item until the proposal is received from Day Engineering; Commissioner Page seconded the motion; motion carried 3-0.

Community Development Feasibility Study for Crescent Valley: There have been ongoing discussions with the Crescent Valley Town Advisory Board regarding ways to encourage business and residential growth in Crescent Valley, and an economic study was recommended. Commissioner Page motioned to retain Rex Massey to conduct a Community Development Feasibility Study for Crescent Valley; Commissioner Ithurralde seconded the motion; motion carried 3-0.

Update on Public Works Projects: *DEVIL'S GATE INTERTIE PROJECT:* A final walk-through will occur on July 21st and the notice of completion should be issued within a week. *2011 STREET MAINTENANCE PROJECT, PHASES 1&2:* The Silver Street Bridge in Eureka is currently under construction for Phase 1; Bids for Phase 2 were opened on July 15th and will be awarded later in the day's meeting. *CRESCENT VALLEY ARSENIC TREATMENT PLANT:* The treatment plant is currently on a truck en route to Crescent Valley. Foundation work is nearly complete and the underground transmission line from State Route 306 has been installed. *SENTINEL MUSEUM EXTERIOR RESTORATION:* The exterior restoration of the Sentinel Museum will be complete by the end of the week; the contractor will return August 15th to do the sills and work around the soffit. *COURTHOUSE BACKUP GENERATOR:* The generator pad will be built the next week, followed by connection of electrical wires. *AMBULANCE BAY WEATHERIZATION PROJECT:* Bids will be opened and awarded at the August 5th Commission meeting.

COUNTY ENGINEER

Main Street Water & Sewer Project: Tom Young, Lumos & Associates, reported that the notice of completion for the Main Street Water & Sewer Project was currently being advertised. The project bid amount was \$3,911,000.00, but the final actual cost was \$3,685,000.00, approximately \$225,000.00 under budget. The Lumos & Associates contract also came in about 5% under budget.

2011 Street Maintenance Project, Phase 1: The notice to proceed for Phase 1 was issued the previous week, and three weeks have been allotted to complete each box culvert. The first culvert, on Silver Street, is under construction.

Bid Award – 2011 Street Maintenance Project, Phase 2: Bids for Phase 2 were opened at the County Courthouse on July 15th. A total of two bids were received, as follows: (1) Sierra Nevada Construction, Inc., in the amount of \$4,324,007.00; and (2) Aggregate Properties, Inc., in the amount of \$4,600,000.00. Both bids were complete and correct, so recommendation was to award to the lowest bidder, Sierra Nevada Construction. Commissioner Ithurralde motioned to award the bid for Phase 2 of the 2011 Street Maintenance Project to the low bidder, Sierra Nevada Construction, in the amount of \$4,324,007.00; Commissioner Page seconded the motion; motion carried 3-0.

Eureka Airport Runway Reconstruction Project: Mr. Young stated that plans for the Airport Runway Reconstruction Project were completed on July 19th and advertisement for bids has been published. Bids are scheduled to be opened and awarded at the August 5th Commission meeting.

Public Meetings to Review Proposed FEMA Maps: The Federal Emergency Management Agency has created new flood plain maps for Eureka County and the maps have been issued for public review until August 31st. FEMA has indicated they will be available for public meetings so residents can ask questions and provide comments. Mr. Young would like to schedule meetings in Eureka and Crescent Valley and send meeting notices to all property owners. Commissioner Ithurralde motioned to schedule public meetings on August 8th in Eureka and August 9th in Crescent Valley to review the proposed FEMA flood plain maps for Eureka County; Commissioner Page seconded the motion; motion carried 3-0.

EUREKA COUNTY JUVENILE PROBATION

Proposal to Construct Bike & Skate Park in Eureka: Juvenile Probation Senior Department Assistant, Joyce Jeppesen, stated there is interest among the youth in Eureka for a skate or bike park. Ms. Jeppesen felt this would be a great activity for kids who are not involved in traditional sports. Before putting a lot of time and effort into planning and searching for a location, Juvenile Probation would like to know if the County has an appetite to fund this type of recreational facility. Ms. Jeppesen introduced two students who commented that a park would provide a safe, controlled environment for kids to participate in a positive activity rather than riding in traffic or on other people's property.

Commissioner Page raised the question of liability and possible high insurance costs. Ms. Jeppesen stated she looked into that and felt an insurance rider could be obtained for about \$4,000.00 per year. The Board agreed that the liability issue as well as cost of insurance and maintenance needed to be determined, and suggested that Juvenile Probation submit a proposal during workshops for the Fiscal Year 2012-2013 budget.

RECESS FOR LUNCH

The Board recessed for lunch from 12:05 to 1:00 p.m.

NATURAL RESOURCES

Report on Activities: Natural Resources Manager, Jake Tibbitts, reported that he attended the Humboldt River Basin Water Authority meeting in Winnemucca on July 8th; participated in a Pinon-Juniper tour for a thinning project taking place on the Sulfur Springs range as part of the Bootstraps Program sponsored by University of Nevada, Cooperative Extension; attended the Eureka Firewise and Crescent Valley Firewise meetings on July 14th; and met with the Elko BLM Range Conservationist, Nevada Division of Wildlife Biologist, and Leroy Sestanovich to discuss management alternatives on the Mineral Hill Allotment.

Upcoming Meetings: Upcoming meetings include meeting with the water attorney in Carson City on July 27th; attending the quarterly meeting regarding Boulder Valley, Maggie Creek, and Humboldt River, along with Dale Bugenig, at the Division of Water Resources on July 28th; a Mt. Hope conference call on August 2nd; and a meeting with Pat Rogers and Elise Hooper of Eureka Moly on August 2nd regarding the 3M Plan.

BLM Memorandum of Understanding: Mr. Tibbitts explained that this Memorandum of Understanding establishes Eureka County as a Cooperating Agency on the BLM Battle Mountain District Resource Management Plan update and was basically the same as the one provided for the 3-Bars Landscape Restoration Project which was still under review. Mr. Tibbitts will request the same changes as in the other MOU and submit a letter outlining the County's expertise. The Board and Mr. Tibbitts had a brief discussion regarding the ineffectiveness of these MOUs, but agreed that they are tied to projects that are important to Eureka County. Commissioner Ithurrealde motioned to approve the Memorandum of Understanding with the BLM establishing Eureka County as a Cooperating Agency on the Battle Mountain BLM Resource Management Plan update, with the changes recommended by the Natural Resources Manager; Commissioner Page seconded the motion; motion carried 3-0.

SENIOR CENTERS

Ratify Notification of Grant Award: Senior Center Site Director, Millie Oram, reported that she signed and submitted the Notification of Grant Award for the transportation grant in order to meet the deadline. Commissioner Ithurrealde motioned to ratify acceptance of the Notification of Grant Award from the Nevada Aging & Disability Services Division for Transportation Grant #007-000-10-BX-12 in the amount of \$22,500.00 with a County match of \$3,971.00; Commissioner Page seconded the motion; motion carried 3-0.

AMBULANCE & EMS

Update Report: EMS Coordinator, Mike Sullivan, stated since his last report on July 6th, Eureka received six calls for service for a year-to-date total of 77; Crescent Valley received no calls for service for a year-to-date total of 30. Volunteer staffing for both services remains stable and additional applications have been received for the driver program. Continuing education is scheduled in Eureka on July 25th and in Crescent Valley on July 28th. On July 12th, Mr. Sullivan traveled to Ely and spoke before the Mt. Wheeler Power Board of Directors, thanking them for the grant that provided eight defibrillators in Eureka County.

Quotes for 19-ft. Tandem Axle Trailer: Quotes were received from Carson Trailer Sales in the amount of \$9090.00 plus delivery and Wasatch Trailer Sales in the amount of \$9273.00 for a 19-ft. tandem axle enclosed trailer to transport and house the ATV medical unit. A quote was also requested from Ship's Cycle in Elko, but they quoted a lighter duty trailer. Commissioner Page motioned to approve the quote from Carson Trailer Sales for a 19-ft. tandem axle enclosed trailer, not to exceed \$9,500.00 including delivery; Commissioner Ithurrealde seconded the motion; motion carried 3-0.

Ambulance Bill Write-Off: Commissioner Page motioned to approve ambulance bill write-off for patient #2005482 in the amount of \$137.42; Commissioner Ithurrealde seconded the motion; motion carried 3-0.

COUNTY FACILITIES & ECONOMIC DEVELOPMENT

Update Report: Cultural, Tourism, & Economic Development Director, Andrea Rossman, reported that several inquiries and three applications were received so far regarding the vacant Economic Development Department Assistant position. Current staff has been able to keep the Economic Development office open. The Opera House and Sentinel Museum have been busy with tourists. The Gillette Bros. from Texas will perform at the Opera House on July 29th.

EUREKA MEDICAL CLINIC

Update Report: Physician Assistant, Duke Gibson, reported that the clinic has been busier than usual lately. His last day is July 29th and PA Gibson stated he is leaving with mixed feelings since he thoroughly enjoyed being in Eureka for the past five years. A Nurse Practitioner is starting in Eureka on July 27th as a temporary replacement while Nevada Health Centers continues recruiting for a Physician and Physician Assistant. An interview with a Physician candidate is scheduled for July 22nd. A new Medical Assistant was recently hired and he is interested in becoming a Physician Assistant, which may work out very well for the community in the long-term. A new janitor was also hired at the clinic, so in addition to a busy patient schedule, administration at the clinic has been very busy. PA Gibson concluded by thanking Eureka County staff, especially the EMS team. He thanked all the EMTs, but wanted to specifically commend Mike Sullivan and Earl Overholser for their dedicated service. The Board thanked Mr. Gibson for his service to the community, including service on the School District Board of Trustees, and wished him luck in his new endeavors.

PUBLIC POLICY INNOVATIONS, LLC

Update on 2011 Nevada State Legislature: Lobbyist, Bjorn Selinder of Public Policy Innovations, LLC, gave a detailed power point presentation on the 76th Session of the Nevada State Legislature. There were 31 freshman legislators at this session, mainly due to term limits. Budget issues were the hot topics of this session, and were compounded because a lot of one-shot money was used to balance the budget during the 2009 session. The executive budget presented by the Governor exceeded revenue projections by \$500 million, which led to talks of the 9-cent increase in ad valorem tax rates for Washoe and Clark Counties. This set the tone for other proposals that involved looking to the counties for additional revenues. But the Supreme Court ruling came out on May 26th and determined taking of local government money that had been set aside for a specific purpose was unconstitutional.

Mr. Selinder touched on the following issues as well: Public Employees Retirement System; transfer of services, or costs for services, to the county level; health and human services; Medicaid; pre-sentence investigations; juvenile probation programs; water rights; natural resources; public lands; the Esmeralda County bill regarding District Attorneys; the Lander County bill regarding emergency medical services; alternative energy tax abatements; mining and net proceeds of minerals; and redistricting and reapportionment of Congressional districts. *(Copies of Mr. Selinder's complete presentation are available to the public and can be obtained by contacting the County Clerk).*

NEVADA DEPARTMENT OF HEALTH & HUMAN SERVICES

Review Letters, Agreements, Contracts Related to Transfer of Services: A large packet was received from Nevada Department of Health & Human Services, which contained several cover letters, agreements, and contracts related to public services previously provided and funded by the State of Nevada, which were being transferred to the counties via budgetary and legislative actions approved during the 2011 Nevada Legislative Session. If counties don't comply with paying the State for the services outlined in the various agreements, the monies will be withheld from revenue disbursements distributed to the counties from the State.

District Attorney, Ted Beutel, agreed that the counties were obligated financially by decisions made during the Legislative Session, but questioned whether it was in Eureka County's best interest to sign the associated contracts. For instance, the contract for Community Health Nurse services could obligate the County to provide office space for a service that isn't even utilized. Mr. Beutel felt the lesser of two evils was for the County to pay the obligated fees without signing contracts for services that aren't utilized. Mr. Selinder felt the County might take this one step farther by petitioning the State to be released from the financial obligation as well, by showing that the County is already subsidizing medical/health services with provision of the

medical clinics. He couldn't predict the State's reaction, but it wouldn't hurt to present this to the Governor and the Interim Finance Committee. Chairman Fiorenzi agreed with the concept, but felt the County could spend more funds fighting the obligation and might be further ahead to simply pay since most of the obligations amounted to a few thousand dollars.

Mike Rebaleati felt there were some contracts the County should sign, for instance the contract for Medicaid services, which is one that all counties have already been signing on a regular basis.

Action Related to Interlocal Agreements and Transfer of Services: Commissioner Ithurralde motioned to go forward with the contract related to Medicaid services and directed the Recorder/Auditor and the District Attorney to write a letter to the State informing that Eureka County will pay the assessments without signing the other Interlocal Agreements; Commissioner Page seconded the motion; motion carried 3-0.

Commissioner Ithurralde motioned to approve and sign the Interlocal Contract between the Department of Health & Human Services and Eureka County for Medicaid reimbursement; Commissioner Page seconded the motion; motion carried 3-0.

REYMAN BROS CONSTRUCTION

Presentation on National Joint Powers Alliance: Lee Johnson, Principal, began with a brief history of Reyman Bros. Construction and their work throughout Nevada beginning in 1977. This included several projects for Eureka County, one of which was the Courthouse remodel and expansion a number of years earlier. He then gave a detailed presentation regarding Reyman Bros.' participation in simplified construction procurement, a cooperative purchasing program through a contract with the National Joint Powers Alliance, administered by The Gordian Group, to provide competitive purchasing solutions to public entities through a unit price based system. Reyman Bros. was the successful low bid contractor for the State of Nevada for this program. Mr. Johnson concluded by offering to meet with County representatives individually to explain the advantages of the program and describe how the process works.

EUREKA COUNTY FAIR BOARD

Authorization to Fill Secretary Position: Commissioner Page motioned to authorize the Fair Board to fill the Secretary position that was recently vacated, including authorization to refill the position if a candidate does not complete the new-hire probationary period; Commissioner Ithurralde seconded the motion; motion carried 3-0.

SEVENTH JUDICIAL DISTRICT COURT

Cooperative Agreement for Fiscal Year 2011-2012: This agreement is an annual Cooperative Agreement for White Pine, Lincoln, and Eureka Counties to share in administration costs of the Seventh Judicial District Court. Costs are allocated according to population, with Eureka County responsible for 10% of actual costs. Commissioner Ithurralde motioned to approve the Seventh Judicial District Court Cooperative Agreement for Fiscal Year 2011-2012; Commissioner Page seconded the motion; motion carried 3-0.

CLERK & TREASURER

Treasurer's Report for June 2011: Clerk & Treasurer, Jackie Berg, presented the Treasurer's Report for June with an ending balance of \$64,619,791.38. The large certificate of deposit with Nevada State Bank matured and was deposited into the County's money market account. A proposal was obtained from Nevada State Bank to reinvest a portion of these funds with NSB's investment division that specializes in working with municipal clients.

APPROVAL OF MINUTES

June 3, 2011, Special Meeting: Commissioner Ithurralde motioned to approve the minutes for the June 3, 2011, special meeting; Commissioner Page seconded the motion; motion carried 3-0.

June 6, 2011, Commission Meeting: Commissioner Ithurralde motioned to approve the minutes for the June 6, 2011, regular meeting; Commissioner Page seconded the motion; motion carried 3-0.

CORRESPONDENCE

Correspondence was received from: Deputy Recorder, Tina Hubbard; Seventh Judicial District Court; Crescent Valley Town Advisory Board; Eureka MolyBits newsletter; General Moly; Gust Electric, Inc.; Central Nevada Regional Water Authority; Reyman Bros. Construction; Nevada Dept. of Health & Human Services; Nevada Division of Water Resources; Nevada Division of Environmental Protection; Nevada Aging & Disability Services Division; Nevada Dept. of Transportation; Nevada Pool/Pact; Nevada Rural Housing Authority (2); Western Counties Alliance, Kenneth Brown; and BLM Nevada Groundwater Projects newsletter.

PUBLIC COMMENT

Chairman Fiorenzi called for public comments. A letter was read that was received from Beth Cutler resigning from her position on the Eureka County Fair Board, effective July 30th. Clerk, Jackie Berg, noted that Fair Board members had approached her regarding meeting without a quorum. She informed them that they could conduct workshops to finish preparing for the upcoming County Fair as long as no action was taken, particularly in relation to expenditure of public funds. She recommended that a workshop notice be posted, similar to posting a regular agenda. If an item requiring action came up, it could be placed on the Commissioners' agenda for direction and action. Fortunately, most Fair business has been conducted and the workshops will be held to refine final plans.

Mr. Rebaleati requested direction regarding scheduling Human Resources candidate interviews on the next agenda. It was decided that the Board would interview the top two candidates during the next regular meeting, with questions formulated beforehand and submitted for review to Mr. Rebaleati and the District Attorney to ensure all inquiries complied with laws related to hiring of public employees.

Mr. Rebaleati reported that purchase of the Klindt property is moving forward and escrow fees should not exceed \$2,500.00. Purchase was already approved with a motion in a public meeting, so the Chairman has statutory authority to sign escrow documents, but Mr. Rebaleati wanted to make sure the Board concurred with this. The Board agreed that the purchase was approved and required no additional action by the Commission.

There were no further public comments.

ADJOURNMENT

Commissioner Page motioned to adjourn the meeting at 2:50 p.m.; Commissioner Ithurralde seconded the motion; motion carried 3-0.

Approved this 19th day of September, 2011.

/s/ Leonard Fiorenzi

Leonard Fiorenzi, Chairman

Attest: /s/ Jackie Berg
Jackie Berg, Clerk