

Minutes from the February 01, 2022 County Commission Meeting

February 01, 2022

1:00 p.m.

Esmeralda County Courthouse

403 E. Crook Ave., 2nd Floor

Goldfield, Nevada

Pledge of Allegiance was spoken.

APPROVED

2/15/22

1. CALL TO ORDER AND ROLL CALL.

Delon "De" Winsor - Chairman –present

Timothy Hipp - Vice-Chairman – Present

Ralph Keyes - Commissioner – Present

Robert Glennen - District Attorney – Present

Michelle Garcia - Clerk of the Board

2. PUBLIC COMMENT. (Discussion only. Action may not be taken on any matter brought up under this agenda item. It must be placed on an agenda, at a later meeting for action.)

Maureen Glennen came up and said she was approached by someone about rumble strips by the curve. They used to be there. She was told that needs to be checked with NDOT.

3. *RECESS TO ESMERALDA COUNTY BOARD OF HIGHWAY COMMISSION:

Commissioner Keyes made the motion to recess to the Esmeralda County Board of Highway Commission. Commissioner Hip seconded the motion. All in favor: Motion carried.

Back to Order.

4. *APPROVAL OF EXPENDITURES.

Batch 1:	\$49,619.83
Batch 2:	\$2,939.87
State Payment:	<u>\$40,314.18</u>
Total:	\$92,873.88
<u>Road Total:</u>	<u>\$9,114.33</u>
County Total:	\$101,988.21

Commissioner Keyes made the motion to approve the expenditures in the above amounts. Commissioner Hipp asked if the Baughman & Turner invoices were included. He was told no; we are waiting on something from Mr. Glennen. Commissioner Hipp seconded the motion. All in favor: Motion carried.

5. *DISCUSSION/DECISION/APPROVAL: Rejected Vendor Bills from Auditor's Office.

None.

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6. ***APPROVAL OF MINUTES** from the 01/18/2022 meeting of the Esmeralda County Board of Commissioners.

Commissioner Keyes made the motion to approve the minutes from the 01/18/2022 meeting of the Esmeralda County Board of Commissioners. Commissioner Hipp seconded the motion. All in favor: Motion carried.

7. **UPDATE AND CURRENT AND FUTURE MEETINGS AND ACTIVITIES OF:**

Robert Glennen – District Attorney –

The court of appeals has denied our re-hearing. He is applying for the full court to hear us. The election was 12-2 for no union.

Ken Elgan – Sheriff - Nothing

LaCinda Elgan – Clerk/Treasurer - Nothing

Ruth Lee – Assessor - Nothing

Vera Boyer – Auditor/Recorder - Nothing

Danielle Johnson – Justice of the Peace

Judge Johnson came up and said they are working on civil citations.

Mike Anderson – Goldfield Utilities/Es. Co. Public Works Supervisor

Mr. Anderson's report will be at the end of the minutes because of the size of the report.

Carl Shrider – Solid Waste Supervisor

Solid Waste Update 2-1-22

- Total waste disposed at landfill including transfer stations;874 yards
- Engine rebuild on Cat compactor unit #706 completed and unit is in production.
- Looking for quotes for fence work needed at landfill and Goldpoint.
- Work on cat track loader unit 702 starter in progress.

Maureen Glennen – Commissioners' Administrative Assistant

Natalie is back in the office. Commodities day is Thursday this week. Thanks to Tim and the team that helped us last week. They made some suggestions and we will be getting some shelving installed.

Sylvia Rich – Public Administrator - Nothing

Robert Glennen – Public Guardian – Nothing

Esmeralda County Land Use Advisory Committee

In their last meeting they got through the draft. They will think about it for a month and will present it to the Board. They will then start working on the water resource plan.

Kenneth Elgan – DEM Coordinator - Nothing

Fish Lake Valley Park Board –

Met last month and will be meeting later this month. They will be bringing a new person recommendation before the Board soon.

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Esmeralda County Library Board

Michelle swore in the new Library Board on January 19.

- 8. Update of Current and Future Meetings and Activities of Commissioner's Winsor, Hipp, and Keyes.**
(This is only an update. No decisions will be made.)

Commissioner Winsor: Northern Nye and Esmeralda County Housing Development Summit and Planning Workshop is coming up and all three commissioners would like to attend so Maureen will put a notice out that all three commissioners will be attending that meeting.

Commissioner Hipp: Nothing, except for the Housing Development meeting.

Commissioner Keyes: Attended NACo by Zoom last Friday. They need to know who is going to be on the Board so he told them he would let them know right away. He attended the Park Board meeting. Will be attending the CNRWA, which is the Central Nevada Regional Water Authority meeting on Feb. 11, if he is still on that board, on Feb. 11. He met with Loneer. After they have given us all of their engineering plans, they will come before the Board of Highway commission for decisions.

ELECTED OFFICIAL / DEPARTMENT SUPERVISOR / GENERAL PUBLIC ACTION ITEMS:

- 9. *FOR POSSIBLE ACTION: DISCUSSION/DECISION:** Approve to made (DBA) "#1 Wolfpack Towing and Recovering" the primary towing company for Esmeralda County. (Commissioner Hipp)

Commissioner Hipp said he is not saying they would be the only business, but we would first call them and if they are not available, we would call whoever is next. He wants us to support local business and that the rates they charge are set by the state. He said he spoke with Liz at the State Transportation Authority and she said they are not aware of a reason we can't say they are the primary tow service. He said if a tow service comes into one of the other districts, we can bring this back and divide it up by district.

Sgt. Kirkland came up and said the Sheriff's office can't do that because that is a monopoly of the two service. We do use this company too. The Nevada Transportation Authority doesn't have the authority to tell us who to use. Commissioner Hipp said he wants to see that in writing. The Sheriff will continue to do what they do. Commissioner Hipp said there will be no contract. We are just saying they will be the first people we call.

There was a conversation about whether the commissioners can dictate what the Sheriff does in his office. Sgt. Kirkland said right now they do one company, then the other; rotating back and forth.

Commissioner Hipp said again that he wanted to see that in writing because a lot of people come in here and make up rules.

Commissioner Hipp said unless someone is getting a kickback, he doesn't see why we wouldn't support local business. They should be the first company we call.

Commissioner Keyes said we should be using the company who is giving the best service and being fair at the same time.

Derek Cornell came up. He said he's been in the business for 35 years. He said some of Sgt. Kirkland's

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statements are correct and some are not. When he said that Clark County uses multiple units, that is a total bogus lie. If you call Las Vegas and ask them what their duty tow is, they will tell you it is Ewing Brothers. He said there are currently 73 tow companies in Las Vegas, but Ewing Bros. is Las Vegas' primary tow company. If they are backed up, then they go down a list. Boulder City uses J&J towing.

He said he is waiting on parts for a medium and a heavy-duty truck waiting to be assembled and have been because the parts are sitting on ships on the ocean.

Commissioner Hipp said if they don't have enough business, they are going to go out of business, because we're giving our business to a company up the road to a whole entire other county. It makes no sense.

Commissioner Hipp made the motion to make #1 Wolfpack Towing and Recovery the primary towing company for Esmeralda County. Commissioner Keyes had a concern about a legal opinion before he seconds. Mr. Glennen said he has two worries; can you tell an elected official what to do and is it a monopoly?

Commissioner Hipp amended his motion to include: making them primary, contingent that there are no legal reasons that we cannot do so. Commissioner Keyes seconded the motion. All in favor: Motion carried.

10. FOR DISCUSSION ONLY – NO DECISION TO BE MADE: Discuss creating the development agreements for incoming mines and solar projects. (Commissioner Hipp)

There was a lengthy conversation about how to tax these companies. Over a million dollars per year? How many employees? 10 million dollars? Special Use Permits? Probably not.

13. *FOR POSSIBLE ACTION: DISCUSSION/DECISION: Action requested to direct Esmeralda County to accept the full amount of funding, \$169,570.00, allocated to Esmeralda County from the American Rescue Plan Act of 2021 (ARPA) Coronavirus State and Local Fiscal Recovery Fund (SLFRF) as "Revenue Loss". The SLFRF allows a "standard allowance" of up to the full amount of the grant for such use. (Eileen Christensen, BEC Environmental, Inc.)

The final ruling that was issued allows smaller counties to take a one-time standard amount of the full amount of the grant and put it in the general fund and not have to track it. She recommends this so we don't have to track other than the one report. *As Revenue Loss*

Commissioner Hipp made the motion to accept the full amount of funding, \$169,570.00, allocated to Esmeralda County from the American Rescue Plan Act of 2021 (ARPA) Coronavirus State and Local Fiscal Recovery Fund (SLFRF) as "Revenue Loss". The SLFRF allows a "standard allowance" of up to the full amount of the grant for such use. Commissioner Keyes seconded the motion. All in favor: Motion carried.

14. *FOR POSSIBLE ACTION: DISCUSSION/DECISION: Action requested to allow the preparation of a US Department of Agriculture, Rural Development Community Facilities Grant for two ambulances. One ambulance would service the Dyer/Fish Lake Valley area and the other would service the Town of Goldfield. (Eileen Christensen, BEC Environmental, Inc.)

Fish Lake Valley is 15% grant eligible and Goldfield is 75% eligible. This means that Fish Lake Valley will

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need to come up with a very large match. In the budget, there is \$40,000 set aside for a Goldfield Ambulance so that would cover that match. It would be Susan's recommendation that the commissioners consider going for the Goldfield ambulance with part of the funding to come from USDA community facility grant. The Fish Lake Valley grant can come from the other two sources.

Commissioner Hipp made the motion to allow the preparation of a US Department of Agriculture, Rural Development Community Facilities Grant for one ambulance for Goldfield. Commissioner Keyes seconded the motion. All in favor: Motion carried.

11. ***FOR POSSIBLE ACTION: DISCUSSION/DECISION:** Discuss/Decide and Approve (if needed): Esmeralda County Board of Commissioners will discuss and decide whether to adopt a Resolution of the Esmeralda County Commissioners to Name and Set Aside the Goldfield Town Square as Recreational Space in the Town of Goldfield. (Robert E. Glennen, III)

Commissioner Hipp made the motion to adopt the Resolution of the Esmeralda County Commissioners to Name and Set Aside the Goldfield Town Square as Recreational Space in the Town of Goldfield. Commissioner Keyes seconded the motion. All in favor: Motion carried.

12. ***FOR POSSIBLE ACTION: DISCUSSION/DECISION:** Approve to appoint one board member as representative and possibly one alternative as it may apply to the following boards and/or committees: (Maureen Glennen)
- a. (NACo) Board of Directors – R. Keyes (primary), T. Hipp (alternate)
 - b. (NPAIP) (Ins. Pool) – R. Keyes (primary), T. Hipp (alternate)
 - c. (PACT) (Ins. Pool – T. Hipp (primary), R. Keyes (alternate)
 - d. Debt Management Commission – D. Winsor (primary), T. Hipp (alternate)
 - e. Es. Co. Airport Advisory Committee - T. Hipp (primary), R. Keyes (alternate)
 - f. Renewable Energy Advisory Board - D. Winsor (primary), R. Keyes (alternate)
 - g. Affected Units of Local Government (AULG) – T. Hipp
 - h. Director of (CNRWA) – R. Keyes (primary), D. Winsor (alternate)
 - i. Voting Representative for Valley Electric - R. Keyes (primary), T. Hipp (alternate)
 - j. Es. Co. Conservation District - R. Keyes (primary), D. Winsor (alternate)
 - k. State Land Use Planning Advisory Committee (SLUPAC) – D. Winsor
 - l. Employee Management Relations Board (EMRB) – All Commissioners
 - m. Regional Transit Commission (RTC) - T. Hipp (primary), R. Keyes (alternate)
 - n. Local Elected Officials (LEO) - D. Winsor (primary), T. Hipp (alternate)
 - o. Local Emergency Planning Committee (LEPC) – R. Keyes (primary), T. Hipp (alternate 1) and D. Winsor (alternate 2)
 - p. Esmeralda County Land Use Advisory Committee (ECLUAC) - R. Keyes (primary), T. Hipp (alternate)
 - q. Nevada Local Justice Reinvestment Coordinating Council - Member

15. **CORRESPONDENCE:** (Discussion only. Action may not be taken on any matter brought up under this agenda item. It must be placed on an agenda, at a later meeting for action.)

None.

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16. **PUBLIC COMMENT:** (Discussion only. Action may not be taken on any matter brought up under this agenda item. It must be placed on an agenda, at a later meeting for action.)

None.

17. ***FOR POSSIBLE ACTION** – Closure of meeting, pursuant to NRS 288.220 for purposes of conducting labor negotiations, conferring regarding labor negotiations, issues and other personnel matters.

Commissioner Hipp made the motion to close the meeting. Commissioner Keyes seconded the motion. All in favor: Motion carried.

18. ***FOR POSSIBLE ACTION** – Discussion, deliberation, and possible decision on labor negotiations, issues, and other personnel matters.

There was some information from HR. No action.

19. ***FOR POSSIBLE ACTION** – Recess meeting, pursuant to NRS 241.015(2)(b)(2) for purposes of conferring with legal counsel regarding potential or current litigation.

Not needed.

20. ***FOR POSSIBLE ACTION** – Discussion, deliberation and possible decision on conference with legal counsel regarding potential or current litigation presented in recessed meeting.

We lost the reconsideration. We approved and signed the right forms for the opioid case.

21. **PUBLIC COMMENT:** (Discussion only. Action may not be taken on any matter brought up under this agenda item. It must be placed on an agenda, at a later meeting for action.)

None.

22. ***ADJOURNMENT:**

Commissioner Hipp made the motion to adjourn. Commissioner Keyes seconded the motion. All in favor: Motion carried.