

# A G E N D A

## LANDER COUNTY COMMISSIONERS MEETING TOWN BOARD OF BATTLE MOUNTAIN & AUSTIN BOARD OF COUNTY HIGHWAY COMMISSIONERS

OCTOBER 14, 2010

LANDER COUNTY COURTHOUSE  
COMMISSIONERS' CHAMBER  
315 SOUTH HUMBOLDT STREET  
BATTLE MOUNTAIN, NEVADA

9:00 A.M. Call to Order  
Pledge of Allegiance  
\*Approval of Agenda Notice –  
\*Approval and Acceptance of Minutes of:  
**September 23, 2010 - REGULAR SESSION**

Correspondence/Reports  
Commissioner Reports  
Staff Reports  
\*Payment of Bills  
\*Payroll Change Requests  
Public Comment - For non-agendized items only

**\*FINANCE\***

\*(1) Budget review and update.

**\*COMMISSIONERS\***

\*(2) Discussion and possible action proposing language for a resolution supportive of state sovereignty and the 10<sup>th</sup> Amendment as well as adopting the Sample Brief In Support of State Ownership of Public Lands prepared by Bill Schaeffer in the 1990s, as the official position of Lander County regarding Nevada's Public Lands and other matters properly relating thereto.

*Public comment.*

\*(3) Discuss and approve/disapprove application and agreement between Lander County and Department of Public Safety, Records and Technology Division, Records Bureau for use of civil applicant fingerprint response user agreement and other matters properly relating thereto.

*Public comment.*

\*(4) Update, discussion and possible action regarding the disposition of the Project Cooperation Agreement (PCA) between Lander County and U.S. Army Corp. of Engineers and other matters properly relating thereto.

*Public comment.*

- \* (5) Discussion on the status of the Austin Flood Zone mapping project and other matters properly relating thereto.

*Public comment.*

- \* (6) Discussion and interim report on the County road mapping project and other matters properly relating thereto.

*Public comment.*

- \* (7) Discussion and possible action regarding the 2010 Eureka County Natural Resource Plan and Federal or State agency obligation to coordinate with a County and other matters properly relating thereto.

*Public comment.*

- \* (8) Presentation by Mary Wherry, Department of Health and Human Services Health Division, Public Health and Clinical Services, Community Health Nursing, regarding the Health People 2010 Objectives and the Community Health Nursing (CHN) contracts for 2012/2013.

*Public comment.*

**\*TREASURER\***

- \* (9) Discussion and possible action on the date of auction/sale for the personal property located on APNs 003-092-04, 003-092-21 and 003-092-20 and other matters properly relating thereto.

*Public comment.*

**\*EXECUTIVE DIRECTOR\***

- \* (10) Discussion and possible action regarding Rural Nevada Development Corp. (RNDC) polling eligible entities to sponsor the next CDBG Housing Rehabilitation grant application for fiscal year 2011-12 and other matters properly relating thereto.

*Public comment.*

- \* (11) Discussion and possible action regarding ratification of agreement to pay 25% of Change Order Nos. 7, 11, and 12 as approved by the U.S. Army Corp. of Engineers for the Austin Sewer Treatment Plant Relocation Project and other matters properly relating thereto.

*Public comment.*

- \* (12) Discuss and approve/disapprove authorization of a variance application and a survey of APN 001-073-07 for the purpose of splitting the parcel to accommodate a future NDOT Austin Visitor Center, after RPM Holdings

deeds to Lander County, lot 11 and a portion of lot 12 of APN 001-073-07, and other matters properly relating thereto.

*Public comment.*

- \*(13) Discuss and approve/disapprove Amendment No. 1 to Highway Agreement No. PR070-09-063 to delegate authority to the County to design, advertise, award and manage construction of the Loneliest Highway Visitors Center Project and other matters properly relating thereto.

*Public comment.*

- \*(14) Discuss and approve/disapprove agreement for professional services between Lander County and J-U-B Engineers, Inc. to install aircraft fueling system (procurement & installation phases) for the Austin Airport and other matters properly relating thereto.

*Public comment.*

**\*PLANNING COMMISSION\***

- \*(15) Discuss and approve/disapprove road abandonment requested by Barrick Cortez Mine, Inc., Sections 21, 22, 27, 28, 29 & 33, T28N, R47E and Sections 3, 4 & 10, T27N, R47E, APNs 007-350-16, 007-430-02 & 007-430-02, abandonment of a portion of CR 225 in southern Crescent Valley to relocate and realign the CR 225 road for public safety around current mining activity.

*Public comment.*

**\*YUCCA MOUNTAIN REPOSITORY PROGRAM\***

- \*(16) Discuss and approve/disapprove an agreement between Lander County and NWOP Consulting, Inc. for professional services of the Lander County Yucca Mountain Oversight Program and other matters properly relating thereto.

*Public comment.*

12:00 P.M. Recess for Lunch - El Aguila Real

**\*PUBLIC WORKS\***

- 1:30 P.M. \*(17) Discuss and approve/disapprove award of bid for Cashman Lift Station Reconstruction Project for the Battle Mountain Water & Sewer Dept. and other matters properly relating thereto.

*Public comment.*

- \*(18) Discussion, update and possible action regarding the Battle Mountain Arsenic Project and other matters properly relating thereto.

*Public comment.*

**\*SHERIFF\***

- \*(19) Presentation by Ron Unger, Lander County Sheriff regarding discouraging the use and availability of experimental drugs such as SPICE and other matters properly relating thereto.

*Public comment.*

**\*DISTRICT ATTORNEY\***

- \*(20) Discussion and possible action regarding amending Lander County Code 17.08.100, regarding water rights dedication and other matters properly relating thereto.

*Public comment.*

- \*(21) Discussion and possible action regarding agreement/lease between Lander County and Harless Aircraft Services to operate as the Fixed Base Operator (F.B.O.) and for hangar space at the Battle Mountain Airport and other matters properly relating thereto.

*Public comment.*

- \*(22) Discussion and possible action proposing language for resolution adopting the new proposed County Master Plan, possible ordinance proposed dealing with adoption thereof and potential conflicts between it and existing or future County ordinances, and other matters properly relating thereto.

*Public comment.*

**\*SENIOR CENTER\***

- \*(23) Discussion and ratification of selection of Assistant Cook for the Austin Senior Center per Lander County Policies and Procedures, Article 8, Nepotism and other matters properly relating thereto.

*Public comment.*

**\*COMMISSIONERS\***

- \*(24) Discussion and possible action regarding Lander County's issues/concerns to be addressed at the 2011 Legislative Session and other matters properly relating thereto.

*Public comment.*

- \*(25) Discussion and possible action regarding County Commission meeting schedule for the months of November and December 2010, and other matters properly relating thereto.

*Public comment.*

- \*(26) Discussion and possible action regarding attendance by Lander County representative at FIND awards function to be held in Washington, D.C. on October 18, 2010.

*Public comment.*

\*(27) Discussion and possible action on the following projects/services:

- \*Airport Projects
- \*Ambulance Service
- \*Economic Development
- \*Public Lands
- \* Street and Road Projects
- \*Water and Sewer Projects
- \*Culture and Recreation
- \*Contracts

**ADJOURN**

\*Denotes discussion and action item with information provided at the meeting. Action may be taken according to the "Nevada Open Meeting Law Manual" via a telephone conference call in which a quorum of the board members is simultaneously linked to one another telephonically. Members of the public may appear at the Battle Mountain, Nevada, Commissioner Meeting Room, Austin Courtroom in Austin, Nevada, or Kingston Community Hall, in Kingston, Nevada, to listen or participate in this meeting.

**NOTE: TIMES ARE APPROXIMATE**

This is the tentative schedule for the meeting. The Commissioners reserve the right to take items out of order to accomplish business in the most efficient manner.

**Notice to persons with disabilities:** Members of the public who are disabled and require special assistance or accommodations at the meeting are requested to notify the County Clerk in writing at the Courthouse, 315 So. Humboldt Street, Battle Mountain, Nevada 89820, or call (775) 635-5738 at least one day in advance of the meeting.

**AFFIDAVIT OF POSTING**

State of Nevada    )  
                              ) ss.  
County of Lander    )

Mary Ann Gray, Deputy Clerk, of said Lander County, Nevada, being duly sworn, says, that on the 8<sup>th</sup> day of October 2010, she posted a notice, of which the attached is a copy, at the following places: 1) Battle Mountain Civic Center, 2) Battle Mountain Post Office, 3) Lander County Courthouse and 4) Swackhamer's Plaza Bulletin Board, in said Lander County, where proceedings are pending.

MARY ANN GRAY, DEPUTY CLERK

*Mary Ann Gray*

Subscribed and sworn to before me this 8<sup>th</sup> day of October 2010.

WITNESS

*Clayton F. Bohace*