

EUREKA COUNTY BOARD OF COMMISSIONERS

April 6, 2010

STATE OF NEVADA)
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COUNTY OF EUREKA)

CALL TO ORDER

The Board of Eureka County Commissioners met pursuant to law on April 6, 2010. Present were Chairman Leonard Fiorenzi, Vice Chair Jim Ithurralde, Member Mike Page, Deputy District Attorney Kelly Brown, 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 called for approval of the agenda, noting that he would not discuss or vote on any items related to the Deputy Public Guardian, because of their close family relationship. Commissioner Ithurralde motioned to approve the agenda as posted; Commissioner Page seconded the motion; motion carried 3-0.

PUBLIC COMMENT AND DISCUSSION

The Chairman opened the floor to public comment; there were no comments.

APPROVAL OF MINUTES

Commissioner Page motioned to approve the minutes of the March 17, 2010, budget meeting; Commissioner Ithurralde seconded the motion; motion carried 3-0. Commissioner Ithurralde motioned to approve the minutes of the March 19, 2010, Commissioner meeting; Commissioner Page seconded the motion; motion carried 3-0.

FINANCE

Payment of Expenditures: Expenditures were presented for approval by Recorder & Auditor, Mike Rebaleati. The Board briefly discussed expenditures and the current distribution of net proceeds of mines. The reconciling distribution of the pre-paid net proceeds (production year 2010) is expected in May, as well as the regular final payment (production year 2009). Commissioner Ithurralde motioned to approve payroll and expenditures in the amount of \$798,755.63; Commissioner Page seconded the motion; motion carried 3-0. Commissioner Page motioned to approve Yucca Mountain expenditures in the amount of \$2,825.00; Commissioner Ithurralde seconded the motion; motion carried 3-0.

Auditor's Report: The Board reviewed the Auditor's Report and the County's ending balance. Mr. Rebaleati commented that the County typically strives to maintain a minimum ending balance of \$40 million, but it is currently well above that amount.

New County Timecards: Mr. Rebaleati explained that a recent Public Employees' Retirement System audit indicated a need for more detail on the County timecards, specifically to provide information related to overtime and call-back pay. The Board reviewed the updated timecards. Commissioner Page motioned to approve the updated timecards; Commissioner Ithurralde seconded the motion; motion carried 3-0.

Out-of-State Travel: Mr. Rebaleati requested approval for out-of-state travel for Network Analyst, Kyle Moore, to attend computer training. Commissioner Ithurralde motioned to approve out-of-state travel for Kyle Moore to attend training in Oregon in June; Commissioner Page seconded the motion; motion carried 3-0.

PROPOSED ADVISORY QUESTION FOR 2010 GENERAL ELECTION BALLOT

Proposal for Old Elementary School Building: Mr. Rebaleati, Juvenile Probation Officer, Steve Zimmerman, and JPO Department Assistant, Joyce Jeppesen, presented a proposal to place an advisory question on the 2010 General Election ballot to convert the old elementary school building in the Town of Eureka to a community recreation facility, and to consider a gymnasium for Crescent Valley. They will approach the School District Board of Trustees with this proposal at their next meeting on Tuesday, April 13th. The Commissioners were informed that a public opinion survey regarding this recreational facility was being circulated by Cooperative Extension and will be brought forward once results are compiled.

Chairman Fiorenzi stated he was in favor of a project related to the old school building, but felt an advisory question was premature and misleading to the public. Cost studies should be conducted and specific plan should be in place, based on costs and feasibility, before this project is presented to the public. He also felt it was more appropriate for the Commissioners to approach the School Board directly. Mr. Rebaleati agreed that an advisory question might not be needed, and public opinion could be obtained through public hearings if the Commissioners preferred. Commissioner Ithurralde and Commissioner Page both felt an advisory question was appropriate. Commissioner Ithurralde motioned to give tentative approval to pursue an advisory question for this proposal of a community recreation center at the old elementary school building, pending a discussion with the School Board at their April 13th meeting; Commissioner Page seconded the motion; motion carried 2-1. Chairman Fiorenzi voted against, stating he was in favor of the project but voted no for the reasons stated.

CORRESPONDENCE

Correspondence was received from: Arlene DePaoli; District Attorney, Ted Beutel (3); Clerk & Treasurer, Jackie Berg; Public Works, Ron Damele; Eureka County Fair Board; Crescent Valley Town Advisory Board (2); Tom Young, Lumos & Assoc.; Greg Barker, Rehab Services of Nevada; Humboldt River Basin Water Authority; Central Nevada Regional Water Authority; Nevada Assoc. of Counties (2); Nevada Aging & Disability Services Division; Nevada Secretary of State; Nevada System of Higher Education, Board of Regents; UNR-Director of Governmental Relations, Robert Dickens, PhD; Nevada Dept. of Motor Vehicles; Nevada Dept. of Taxation (4); Nevada Fire Safe Council; Economy in Brief newsletter; National Assoc. of Counties; Partners for Rural America; US Gold, Jim Smithson; US Dept. of the Interior-BLM; USDA Rural Development; and National Forest Counties & Schools Coalition.

The letter from Arlene DePaoli was read into the record: *“March 25, 2010, Dear County Commissioners: I am writing concerning a letter with 55 signatures that was given to you three months ago. These signatures represented the citizens in eureka who were interested in having a bus system to Reno restored twice a week for citizens who would like to get from Eureka to Reno for medical or business reasons. ¶ I’m sure that this involves a lot of planning and organization, but any suggestions or ideas concerning this matter would be very much appreciated. ¶ Thank you for your interest in this matter. I would appreciate an update on how this program is moving forward or if there aren’t any plans to pursue it further. Sincerely, /s/ Arlene M. DePaoli”*

Chairman Fiorenzi directed that this item be placed on the April 20th agenda to see if more information could be obtained about transportation options.

Commissioner Ithurralde requested further details on a letter from District Attorney, Ted Beutel, regarding recent training in Eureka provided by the Nevada Commission on Ethics. Deputy District Attorney, Kelly Brown, reviewed recommendations from the Commission on Ethics related to disclosure and abstention on agenda items during public meetings.

SENIOR CENTERS

Update Reports: Site Directors, Millie Oram and Adell Panning, provided updates on their respective centers. Eureka served 1,112 meals for the month of March. Repairs on the entryway floor are scheduled to begin April 8th. Deposits for March totaled \$9,608.72. No indigent applications were received in Eureka, but several LEA applications were processed. Crescent

Valley served 783 meals for the month (635 senior meals and 148 guest meals). Fifteen years in the Fannie Komp Senior Center building will be celebrated on Saturday, April 10th, with a champagne brunch sponsored by the Golden Oldies. Two indigent and two LEA applications were processed in Crescent Valley. Chairman Fiorenzi requested that the social services statistics be included on the written monthly reports.

Notification was received on April 5th from the Nevada Aging & Disability Services Division regarding two grants awarded to the Senior Centers (\$6,743.00 for congregate meals, and \$2,094.00 for home delivered meals). Signatures are required within ten days, so the Board agreed to have the Chairman sign the Notification of Grant Awards, which will be placed on the next agenda for ratification.

ROAD DEPARTMENT

Update Report: Road Superintendent, Raymond Hodson, reported on recent Road Department activities. The cap on 6th Street in Diamond Valley has been completed; streets in the Town of Eureka were swept, which will have to be redone due to the recent snow; faded signs were replaced and others were straightened in the Town of Eureka; hauling continues on Keg Street; the Sadler Brown Road is being bladed; two cattle guards near Snowball and one on Sadler Brown Road were cleaned; Crescent Valley roads have been bladed, including the Spa Road, Cortez Road, Dann Road, Geothermal Road, Rose Ranch Road, Grass Valley Road, and currently the JD Ranch Road; Palisade roads will be done next. Mr. Hodson traveled to Reno to inspect the new snow plow. While there, he attended an informational seminar on slurry sealing, micro-paving, and chip sealing.

Mr. Hodson informed the Board that the Road Department will utilize its casual hours to hire a temporary operator to work on Diamond Valley roads during the summer.

Eureka County Road Map: Mr. Hodson reviewed the recent changes to the Eureka County road map and answered the Board's questions. Commissioner Ithurralde motioned to accept changes to the Eureka County road map as outlined; Commissioner Page seconded the motion; motion carried 3-0.

Public Hearing to Adopt Road Map: Commissioner Ithurralde motioned to set 10:00 a.m. on May 6th as the public hearing date to hear public comments and adopt the amended Eureka County road map; Commissioner Page seconded the motion; motion carried 3-0. *(NOTE: This time was later changed to 10:30 a.m. due to a time conflict with a May 6th bid opening for the exterior Courthouse painting project).*

PUBLIC WORKS

May Clean-Up: Public Works Director, Ron Damele, proposed a May Clean-Up program to allow free disposal of furniture and yard waste each Saturday in May at the Eureka Landfill (during regular business hours) and at the Crescent Valley lay down yard (8:00 a.m.–12:00 noon). Other items, such as tires, batteries, waste oil, scrap iron, white goods, etc. can be disposed of during the Green-Up Program co-sponsored with the Bureau of Land Management. Public Works will be sending out flyers regarding the Green-Up Program in the near future. Mr. Damele noted that 2010 will be the last year that the Green-Up Program is available, so residents are encouraged to participate.

Commissioner Ithurralde motioned to approve the May Clean-Up Program for free disposal of furniture and yard waste each Saturday in May during the hours outlined by Public Works; Commissioner Page seconded the motion; motion carried 3-0.

Engineering Services for 2010 Street Maintenance Project: Lumos & Associates provided a cost estimate for design services, testing services, and contract management and oversight, for the 2010 Street Maintenance Project. Commissioner Ithurralde motioned to approve the proposal from Lumos & Associates for engineering services related to the 2010 Street

Maintenance Project, not to exceed \$57,300.00; Commissioner Page seconded the motion; motion carried 3-0.

Authorization Letter for Right-of-Way Amendment: The Crescent Valley Arsenic Remediation Project will require expansion of an existing right-of-way with the Bureau of Land Management, and Mr. Damele requested a letter authorizing him to sign the application to amend Right-of-Way N-39818. Commissioner Page motioned to have the Chairman sign the letter authorizing Mr. Damele to submit the right-of-way amendment application to the Bureau of Land Management; Commissioner Ithurralde seconded the motion; motion carried 3-0.

Status of West Carlin Interchange Project: Mr. Damele distributed a letter from Nevada Department of Transportation that was returned with Eureka County's application for the West Carlin Interchange Project. NDOT is currently drafting an agreement for the project which outlines the County's contribution of \$500,000.00. Construction is scheduled for 2011. The agreement will be presented for Board approval at a future meeting.

Easement to Mount Wheeler Power: An easement will be required for Mount Wheeler Power to install electrical service to the Television District building and tower to be located on Tank Hill in the Town of Eureka. Mr. Damele provided a drawing of the proposed right-of-way, which was designed to avoid all County utility lines. Commissioner Ithurralde motioned to grant the easement to Mount Wheeler Power to facilitate electrical service to the Television District building and tower to be located on Tank Hill in the Town of Eureka; Commissioner Page seconded the motion; motion carried 3-0.

Repairs to Crescent Valley Medical Clinic: The Crescent Valley Medical Clinic has been opened for business for approximately one week. Lead drywall has been installed and painted; cabinet and flooring installation should be complete within two weeks. Nevada Health Centers has been notified so they can schedule the x-ray machine service technician.

Repairs to Eureka Senior Center: The contractor will begin floor installation in the entryway of the Eureka Senior Center on April 8th.

Eureka Justice Facility Remodel and Expansion Project: This project is nearly complete and the final walk-through will be scheduled shortly. Dispatch has been moved from the temporary location in the meeting room to the newly remodeled dispatch center. Booking has been relocated to its new area as well. Minor work continues in the old booking area, which will be utilized for storage.

Community Development Block Grant Award: The grant for a digital x-ray upgrade at the Eureka Medical Clinic has been approved. The notice to proceed will be issued upon completion of the necessary paperwork.

Engineering Services Related to Sewer Main Line Extension: Mr. Damele noted that the pros and cons of this sewer main line extension have been discussed at several meetings. Moving forward with this will require a change order to an upcoming project, and surveying and design will need to be completed soon. Mr. Damele obtained a proposal from Lumos & Associates which covers plans, surveying, agency submittals, construction staking, inspection and testing, and construction assistance. Commissioner Ithurralde motioned to accept the proposal from Lumos & Associates for engineering services related to a sewer main line extension from the intersection of Monroe and Richmond Streets to the southern-most baseball park (Little League Park) in the Town of Eureka, in the amount of \$29,500.00; Commissioner Page seconded the motion; motion carried 2-1. Chairman Fiorenzi voted against the motion for the reasons he has stated in previous meetings.

COUNTY ENGINEER

Bid Award for Main Street Water & Sewer Replacement Project: A total of eight bids were received for this project. Tom Young, of Lumos & Associates, provided a letter recommending bid award on the Main Street Water & Sewer Replacement Project to the lowest bidder, Sierra

Nevada Construction, Inc., in the amount of \$3,936,007.00. Sierra Nevada Construction met all bid requirements including attendance a mandatory pre-bid conference. If awarded, a pre-construction meeting will be coordinated with the contractor, to take place in the next two weeks. Commissioner Ithurralde motioned to approve awarding the bid for the Main Street Water & Sewer Replacement Project to Sierra Nevada Construction, Inc., in the amount of \$3,936,007.00; Commissioner Page seconded the motion; motion carried 3-0. Commissioner Ithurralde amended his motion to include authorization for the Chairman to sign the contract outside of the meeting; Commissioner Page seconded the amended motion; motion carried 3-0.

RECESS FOR DEVIL'S GATE GID MEETING

The Board recessed from 10:47 to 11:08 a.m. for the Devil's Gate GID meeting.

NEVADA DIVISION OF FORESTRY – QUARTERLY REPORT

NDF Quarterly Report: Sam Hicks, Eureka County Battalion Chief, submitted a written quarterly report which highlighted activities for the quarter. Along with budget preparations, Mr. Hicks has been working on the Annual Operating Plans for each fire department; several training classes were attended by Mr. Hicks and Firefighter Ty Hanson; wildland training and refresher courses are being scheduled with the departments (and with Cortez at their request); and annual SCBA fit testing was conducted in northern Eureka County with POOL/PACT.

EUREKA FIRE DEPARTMENTS – QUARTERLY REPORTS

Eureka Volunteer Fire Department: The Board reviewed the written quarterly report submitted by Dan Brown, Chief of the Eureka Volunteer Fire Department. The department responded to one emergency call during the quarter. Training included: SCBA & Structure PPE; Entry Level Firefighter; and Hazmat Awareness. New lockers were assembled and installed at the station.

Crescent Valley Volunteer Fire Department: Phil Schmitz, Chief of the Crescent Valley Volunteer Fire Department, reported that the department had responded to two fires during the quarter, both of which were vehicle fires. Eight hours of Hazmat Awareness training will take place on April 6th and 7th (four hours each night). Teton Signs will be in Crescent Valley on April 8th to finish striping the fire trucks. Extrication training will take place as soon as the equipment is delivered. A new volunteer has been attending meetings and must attend one more before being eligible to be accepted into the department.

EUREKA COUNTY TELEVISION DISTRICT – QUARTERLY REPORT

Quarterly Report: A written report was submitted by Eureka County Television District, which updated the Board on the following issues: work on the mountaintops; equipment and buildings; project at Tank Hill in Eureka; progress on the digital conversion; and plans for members to attend the NTA Convention in Reno in May. Chairman Fiorenzi asked the Clerk contact the Television District to request their presence at the April 20th meeting to discuss television service (the Commissioners have begun receiving calls again), and to discuss the Television District's lack of candidates for the 2010 Election, which will result in a lack of quorum beginning January 2011.

AMBULANCE & EMS

Ambulance Bill Write-Off: Commissioner Page motioned to approve the ambulance bill write-off for patient #2205363 in the amount of \$65.00; Commissioner Ithurralde seconded the motion; motion carried 3-0.

JUSTICE COURT – QUARTERLY REPORTS

Eureka Justice Court: A written report was submitted for the Board's review; a total of \$236.00 in fees was collected for the quarter.

Beowawe Justice Court; A written report itemized the fees collected, which totaled \$222.00 for the quarter.

EUREKA COUNTY CLERK & TREASURER

Treasurer's Report for February 2010: The February 2010 Treasurer's Report was submitted for review, with an ending balance of \$55,938,625.53.

Clerk Quarterly Report: The Clerk's Report detailed District Court fees and miscellaneous Clerk fees, which totaled \$6,019.27 for the quarter.

REHAB SERVICES OF NEVADA – QUARTERLY REPORT

Greg Barker, Director of Rehab Services of Nevada, submitted a written report for rehabilitation services provided in Eureka. For the quarter, there were a total of 25 clinic days, 150 patient visits (averaging 6 patients per clinic day), and five new referrals. Reimbursement received from the County for the quarter was \$14,740.25.

RECESS FOR LUNCH

The Board recessed for lunch from 11:36 a.m. to 1:00 p.m.

BID OPENING – EUREKA COUNTY RADIO SYSTEM REPEATER PROJECT

As advertised, bids were received and opened for the Eureka County Radio System Repeater Project. A total of three bids were received, as follows: Western States Enterprises of Ely, Nevada, in the amount of \$86,796.85; Durham Communications of Mesa, Arizona, in the amount of \$104,580.24; and Sierra Electronics of Sparks, Nevada, in the amount of \$113,609.00. Commissioner Page motioned to accept the bids into the record as submitted; Commissioner Ithurralde seconded the motion; motion carried 3-0. The bids will be reviewed by staff and a recommendation for award will be presented at the April 20th meeting.

YUCCA MOUNTAIN

(Commissioner Page excused himself for a previous appointment during this portion of the meeting.)

Update on Yucca Mountain Activities: Abby Johnson, Nuclear Waste Advisor, provided an update on current developments related to the Yucca Mountain Repository Project. Ms. Johnson spoke with Diane Curran, Licensing Attorney, who reported that the Construction Authorization Board for the Nuclear Regulatory Commission has suspended hearings with the interveners who want to engage in the hearing process to debate whether the Department of Energy's licensing application should be withdrawn or withdrawn with prejudice. NRC's Construction Authorization Board wants to let the multiple lawsuits, pending in the Court of Appeals, play out before they hear arguments for and against the DOE's proposal to withdraw the license application.

The Blue Ribbon Commission, appointed by the Secretary of Energy, had their first meeting in Washington, DC, on March 25th–26th. John Gervers, Yucca Mountain Consultant with Latir Energy Consultants, attended as an observer, and Ms. Johnson was able to watch the proceedings via web-streaming. The Blue Ribbon Commission will re-address the technical side of dealing with high level and low level waste. The affected units of local government (AULGs) will be providing assistance from a 'lessons learned' perspective, and Eureka County will be working on their 'lessons learned' report. In the meantime, Eureka County will continue monitoring the project, following the licensing process, and archiving Yucca Mountain information office files and data. Over the next couple of months, Ms. Johnson will bring forth

contracts for the various professionals so Eureka County can consider their level of participation as the project moves forward into this next phase.

NATURAL RESOURCES

Report on Activities and Upcoming Meetings: Natural Resources Manager, Jake Tibbitts, reported that he attended the Mount Hope conference call earlier that morning; the NACO Public Lands & Natural Resource Committee meeting on March 22nd; met with Tina Mudd, Weed Free Forage & Coordinated Weed Management Supervisor with the Nevada Department of Agriculture on March 23rd; the Master Plan public hearing on March 23rd; the Crescent Valley Fire Wise meeting on March 24th; met with Ellaree Mariluch on March 25th regarding transition of the Weed District to Natural Resources; the Central Nevada Regional Water Authority meeting in Eureka on March 26th; the budget meeting on March 29th; the FIND (Future Industrial Needs Discovery) workshop on March 30th; the Sage Grouse workshop in Eureka on April 1st that was co-sponsored by Senator Harry Reid and the Nevada Cattlemen's Association; and the State Land Use Planning Advisory Council meeting in Eureka on April 2nd, where Mr. Tibbitts gave a presentation on the wild horse and burro issues, as well as an overview of Eureka County. On April 1st, Department Assistant, Kathy Porter, attended the Eureka High School Career Cday on behalf of the Natural Resources Department. On April 5th, Mr. Tibbitts and Mr. Damele conducted Weed Control Technician interviews, and believe a successful candidate will be selected.

As far as upcoming meetings, Ms. Mariluch will return on April 7th to assist with more transition items related to the Weed District; Mr. Tibbitts will attend a Forest Service planning meeting in Elko on April 8th; will meet with the Nevada Division of Forestry and the Elko BLM regarding weed issues; will attend the Humboldt River Basin Water Authority meeting in Winnemucca on April 9th; the NEPA Committee meeting on April 13th; the Natural Resources Advisory Council meeting on April 14th; the Eureka Fire Wise Community meeting on April 16th; and a Nevada Department of Agriculture weed and weed free forage workshop on April 19th.

The Joint Funding Agreement with the US Geological Survey was received, and although it has been approved, it will be placed on the next agenda for final review and signatures. The Phase 2 report for the Diamond Valley Flow System Study is going through the levels of review at the USGS and should be received within two to four weeks.

Update on Weed District and Weed Control Efforts: Transition of the Weed District to the Natural Resources Department continues. Mr. Tibbitts is working on the annual work plan which must be submitted to Nevada Division of Forestry, and will meet with NDF in Elko on April 8th to finalize those plans. He will also meet with Michael Vermise, Weed Coordinator for the Bureau of Land Management, Battle Mountain Field Office, and will coordinate with the Elko BLM as well. The Weed District is set up to have three board members, but currently has only one active member, Gary Betschart. Mr. Tibbitts and Mr. Betschart have been working to recruit additional members, but with little success. Natural Resources plans on mailing a one-page newsletter regarding weed control in the County and to advertise the vacancies; hopefully this will generate some interest. A three-day weed summit is scheduled in Elko the first week in May and Mr. Tibbitts plans on attending along with the new Weed Control Technician, if one is selected.

Resolution for Promotion of Nevada Wildfire Awareness Week: Mr. Tibbitts presented a resolution promoting Nevada Wildfire Awareness Week, May 1-8, 2010. Commissioner Ithurralde motioned to adopt the Resolution for Promotion of Nevada Wildfire Awareness Week, May 1-8, 2010; Commissioner Page seconded the motion; motion carried 3-0.

RESOLUTION

**BEFORE THE BOARD OF COMMISSIONERS FOR EUREKA COUNTY, NEVADA
FOR PROMOTION OF NEVADA WILDFIRE AWARENESS WEEK MAY 1-8, 2010**

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

WHEREAS, wildfire has had significant impacts to Nevada's environmental, economic, and social well-being; and

WHEREAS, most homes destroyed during wildfire are due to embers landing on something easily ignited on or near the home; and

WHEREAS, ember-ignited fires can then spread from home to home, destroying entire communities; and

WHEREAS, Nevada homeowners could substantially reduce the wildfire threat to their homes and communities if they were proactive and prepared in advance;

WE THEREFORE ADOPT this resolution as a means for education and a call to action to prepare for the ember threat; and

WE RESOLVE that Eureka County supports the week of May 1-8, 2010, as Nevada Wildfire Awareness Week; and

WE FURTHER RESOLVE that Eureka County supports Firewise/Fire Safe education days, to promote community fire safe practices and wildfire awareness in Eureka County, to be held during Nevada Wildfire Awareness Week in Eureka on May 7, 2010 from 11:00 a.m. to 1:00 p.m. at the eureka Fire House and in Crescent Valley on May 8, 2010 from 10:00 a.m. to 1:00 p.m. at the Crescent Valley Fire House.

Passed, Approved, and Adopted this 6th day of April, 2010.

EUREKA COUNTY BOARD OF COMMISSIONERS

By: /s/ Leonard Fiorenzi
Leonard Fiorenzi, Chairman

By: /s/ J.P. Ithurrealde
J.P. Ithurrealde, Vice-Chairman

By: /s/ Mike Page
Mike Page, Member

ATTEST: /s/ Jackie Berg
Jackie Berg, Clerk

Letter Regarding Dismantling of UNR College of Agriculture: Mr. Tibbitts drafted a letter against the proposed dismantling of the University of Nevada Reno, College of Agriculture. The letter outlines the importance of agriculture and the benefits that the College of Agriculture provides to the state. Commissioner Ithurrealde motioned to have the Chairman sign the comment letter and send it to the University of Nevada supporting the College of Agriculture; Commissioner Page seconded the motion; motion carried 3-0.

Letter Regarding Chapter 5 of the Administrative Draft Solar Programmatic EIS: Mr. Tibbitts previously forwarded Chapter 5 via email to the Commissioners, and is still finalizing the comment letter which is due later in the week. He reviewed his comments for the Board, which mostly focuses on impacts to the local economy and local government. Commissioner Ithurrealde motioned to direct the Natural Resources Manager to send his comment letter regarding Chapter 5 of the Administrative Draft Solar Programmatic Environmental Impact Statement; Commissioner Page seconded the motion; motion carried 3-0.

HUMAN RESOURCES

Monthly Report: Human Resources Analyst, Jerry Larson, reported that he attended the Personnel Policy workshop on March 29th and Career Cay at the Eureka High School on April 1st. The first defensive driving classes are scheduled in Eureka on April 7th and in Crescent Valley on April 8th. Each class will have approximately 15 participants. The Essential Management Training course sponsored by POOL/PACT will begin in Eureka on September 21st, with one session per month for four months. The specific dates have been emailed to all County managers. Mr. Larson is currently working on the Sheriff's policy manual which will be

converted to an operations manual. Physician's Assistant, Duke Gibson approached Mr. Larson with concerns that the County was taking business away from the local clinic, and Mr. Larson asked him for a reasonable and detailed quote for firemen's physicals.

Performance Evaluations for Casual Employees: One proposed amendment to the Personnel Policy Manual was to change casual employee performance evaluation dates from July 1st to their employment anniversary dates, which raised the question of how the transition would be handled. Mr. Rebaleati interjected that a solution would be to conduct evaluations on casual employees (with hire dates falling between January 1 through June 30th) on July 1st, backdating them to the employee's anniversary date; any casual employees with a hire date after July 1st will not be affected by the policy change. Mr. Rebaleati felt a resolution was not required as long as the Board approved this temporary solution. Commissioner Ithurralde motioned to approve that evaluations for casual employees with a hire date between January 1st and June 30th be conducted on July 1st and backdated to their anniversary date, in order to cover transition to the new policy; Commissioner Page seconded the motion; motion carried 3-0.

Banking of Sick Leave Hours: Discussions related to banking of sick leave hours for use by fellow employees in hardship situations had raised concerns that the policy did not outline criteria for the application and approval process, and did not designate who is authorized to make decisions regarding the banked hours. Mr. Larson did some research and found that White Pine County had established a committee with one elected official, the Human Resources person, and one employee. The Board was reluctant to establish another committee, and Commissioner Ithurralde suggested authorizing the Health Insurance Committee to administer the banked sick leave hours. The other Commissioners agreed and asked Mr. Larson and Deputy District Attorney, Kelly Brown, to look into HIPAA issues and whether the Health Insurance Committee could conduct closed meetings to consider these applications.

Updates Suggested at March 29th Personnel Policy Workshop: Mr. Larson reviewed the suggestions made during the March 29th workshop with employees. In researching state law, Mr. Larson found that the Sheriff's Office is required to conduct their own background and reference checks, but noted that Human Resources will retain the personnel files. Regarding advertising and filling of critical positions (jailers, dispatchers), everyone agreed that advertisement could begin immediately, but hiring must still be approved by the Board of Commissioners; if this proves to be a hindrance it can be readdressed at a future date. Lastly, regarding the request for emergency services to remain involved in selection of their own volunteers, Mr. Larson amended policy language to state that each volunteer organization will do their own screening and selecting, and Human Resources will follow-up with background checks, drug/alcohol tests, and will maintain the medical/personnel files.

Set Public Hearing to Adopt Revised Eureka County Personnel Policy Manual: Before setting the public hearing, the Board accepted comments from Cindy Adams, Parks, Recreation & Facilities Director. Ms. Adams voiced concerns that the 70+ changes to the manual had not been adequately reviewed, partly because the focus meetings were poorly attended by management, partly because only one workshop between employees and the Board of Commissioners had been scheduled, and lastly because the multiple distributions of the amended manual were difficult to follow. The Commissioners disagreed, feeling that management and employees had multiple opportunities for review and input. Mr. Larson offered to hold an additional focus meeting to review the changes.

The Board asked Mr. Larson when the final version could be available for employee review. Mr. Larson said he could have it done by the end of the week. If a public hearing was scheduled for mid-May, the Board felt this would give employees and management adequate time to review the final draft, and if someone had concerns between now and the public hearing, they could bring them forward during a regular Commission meeting.

Commissioner Ithurralde motioned to set the public hearing to adopt the revised Eureka County Personnel Policy Manual for 5:00 p.m. on May 17th; Commissioner Page seconded the motion; motion carried 3-0.

EUREKA COUNTY SHERIFF

Traffic Control Plan for Annual Car Show: Sheriff Ken Jones stated that no action was required on this item, because notification was received from Nevada Department of Transportation that the Sheriff's traffic plan had been accepted, and an engineer's plan would not be required.

Quarterly Inquiry Regarding Detention Facility: Sheriff Jones reported that population numbers in the jail were down this quarter, which was a blessing due to the ongoing construction. There were 11 new bookings, with 14 inmates housed during the quarter, totaling 158 inmate days, resulting in an average of 1.78 inmates per day.

Annual Walk Through of Justice Facility & Detention Center: The Board of Commissioners, along with Deputy District Attorney, Kelly Brown, and Clerk & Treasurer, Jackie Berg, conducted the annual walk through of the Eureka County Justice Facility & Detention Center immediately following adjournment of the day's meeting. The compliance checklist was completed and filed with the County Clerk.

QUARTERLY DRUG REPORTS

Sheriff's Report: Sheriff Jones reported that there were zero drug related arrests during the quarter. He assured the Board that this was not due to lack of coverage by the department, but attributed it in part to the economy, the weather, etc.

District Attorney's Report: Kelly Brown provided the quarterly drug report for the District Attorney's office. There were five defendants in drug related cases: (1) a conspiracy to possess marijuana with intent to sell was settled as a gross misdemeanor in District Court, resulting in 30 days in jail and a \$2,000.00 fine; (2) a possession of drug paraphernalia case is set to go to trial in Beowawe Justice Court on April 20th; (3) a possession of marijuana charge, less than one ounce, was plead down in Beowawe Justice Court to a drug paraphernalia charge and the defendant received a fine; (4) a possession of marijuana charge, less than an ounce, in Eureka Justice Court was dismissed; and (5) a drug paraphernalia charge in Eureka Justice Court was also dismissed.

COMMISSIONERS

Update Report: Commissioner Page attended a Fire Wise Community meeting in Crescent Valley on March 24th; a FIND meeting in Crescent Valley on March 30th; and the Ethics in Government training via the video conference system on March 31st. Commissioner Ithurralde attended the NACO Public Lands & Natural Resources Committee meeting on March 22nd via teleconference; the Central Nevada Regional Water Authority meeting in Eureka on March 26th (which was very well attended with 50-60 members present); the budget meeting on March 29th; and the Personnel Policy workshop on March 29th. Chairman Fiorenzi attended the Planning Commission public hearing regarding the Master Plan on March 23rd; the budget meeting on March 29th; and the Personnel Policy workshop on March 29th.

Replacement of Meeting Packets with Computers/Electronic Files: The Board had requested staff to look into the feasibility of replacing the paper meeting packets with electronic files for the Commissioner meetings. Network Analyst, Kyle Moore, explained how the electronic files could be accessed by the Board members on laptop computers during the meetings. This method could facilitate receipt of meeting documentation, since the Clerk could email the files directly to the Commissioners, and provide a final updated version on a flash-drive the morning of the meeting. Meeting files could be stored electronically for access by the Board, which would

alleviate the need for them to retain months of paper documentation. After the initial equipment purchase, this method should provide a cost savings related to copying and supplies. This item will be placed on the April 15th agenda for final consideration.

Discussion with AT&T Regarding New Phone System: The Commissioners requested AT&T's presence at this meeting to discuss a solution related to ongoing problems with the new County phone system. AT&T Representative, Pat Irwin, stated he was the account representative for Eureka County, and presented a proposal that would remedy the ongoing caller ID issues. The system was originally configured for a trunk environment which doesn't support caller ID. In order to move back to the Centrex environment, the system will require modifications costing \$17,000.00. Since the design error was made by AT&T, they didn't want to charge Eureka County for these modifications, but in reviewing the overall project found that billing for the original circuitry was never submitted to the County. The amount for the circuitry is virtually the same as the cost of the modifications, so AT&T proposed doing the work for 25% of the actual costs, or \$4,250.00.

The Board asked if the original project specifications required caller ID, and Mr. Rebaleati confirmed they did. With this in mind, they felt AT&T should remedy the situation at no cost to the County, but agreed to place the 25% cost proposal on the next agenda for consideration. Mr. Irwin estimated that the modifications could be completed by the end of April.

Mr. Irwin reviewed details of a replacement 911 system. Mr. Rebaleati stated this was discussed at one point under the Sheriff's budget, and will be placed on a future agenda for consideration.

Review Lobbyist Contract: At the last meeting, the Board inquired as to the status of the lobbyist contract with Bjorn Selinder, of Public Policy Innovations, so copies were provided for review at this meeting. The current contract is in effect until December 2010; the Board agreed to evaluate the contract at that time.

Mount Hope Project EIS and NEPA Updates: Commissioner Ithurralde commented that Eureka Moly was conducting a public phone survey related to the leased property, commonly known as the Eureka Canyon Subdivision. The Board directed the Clerk to write a letter to Eureka Moly asking if they would be willing to share the results of this survey.

PUBLIC COMMENT AND DISCUSSION

The Chairman called for public comments; there were none. Chairman Fiorenzi asked if there were any further agenda requests. Commissioner Page requested an agenda item relating to installing a pre-paid metering system on the public water supply in Crescent Valley, to allow purchase of water after regular business hours. This item will be placed on the April 15th agenda.

ADJOURNMENT

Commissioner Ithurralde motioned to adjourn the meeting at 2:47 p.m.; Commissioner Page seconded the motion; motion carried 3-0.

Approved this 20th day of April, 2010.

/s/ Leonard Fiorenzi
Leonard Fiorenzi, Chairman

Attest: /s/ Jackie Berg
Jackie Berg, Clerk