

MINUTES OF THE BOARD OF CHURCHILL COUNTY COMMISSIONERS

155 N. Taylor St., Fallon, NV 89406

January 3, 2023

Call to Order:

The regular meeting of the Board of County Commissioners was called to order at 8:16 AM on January 3, 2023.

PRESENT:

Commissioner Harry Scharmann
Commissioner Justin Heath
Planning Commissioner Myles Getto
County Manager Jim R. Barbee
Comptroller Sherry Wideman
Deputy District Attorney Joseph Sanford
Clerk/Treasurer Linda Rothery
Deputy Clerk to the Board Pamela D. Moore
N/A

ABSENT:

Pledge of Allegiance:

The Pledge of Allegiance was recited by the board and public.

Public Comment:

Vice-Chairman Heath asked if there was any public comment but there was none.

Verification of the Posting of the Agenda:

It was verified by Pamela D. Moore, Deputy Clerk to the Board, that the Agenda for this meeting was posted on the 28th day of December, 2022, between the hours of 8:00 and 9:00 AM at all of the locations listed on the Agenda, in accordance with NRS 241.

Consideration and possible action re: Approval of Agenda as submitted or revised:

It was reported that there were revisions to the Agenda, as the following items had been withdrawn: Item 6, approval of Minutes; Item 8, Nuisance Complaint, as the Code Enforcement Office was stuck in Texas; and New Business Item A, as that should go before the Highway Commission.

**Commissioner Harry Scharmann made a motion to approve the Agenda as revised.
Commissioner Justin Heath seconded the motion, which carried by unanimous vote.**

Consideration and possible action re: Approval of Minutes of the meeting held on:

This item was withdrawn.

Appointments:

8:15 AM A- Consideration and possible action re: Swearing In Ceremony and Administration of Oath for newly-elected positions: Commissioner District 2; Assessor; Clerk/Treasurer; District Attorney; Public Administrator; Recorder; Sheriff; Churchill County School Board; Mosquito, Vector, and Noxious Weed Abatement District Board.

The newly-elected individuals listed herein must be administered the Oath of Office for their elected positions.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Other

The following newly-elected officials were sworn in: Myles Getto, Commissioner; Denise Mondhink-Felton, Assessor; Linda Rothery, Clerk/Treasurer; Robert Getto, Public Administrator; Art Mallory, District Attorney; Tasha Hessey, Recorder; Richard Hickox, Jr., Sheriff; Amber Casey-Getto, Churchill County School Board of Trustees; Matt Hyde, Churchill County School Board of Trustees; Joe McFadden, Churchill County School Board of Trustees; Julie Guerrero-Goetsch, Churchill County School Board of Trustees; and Richard Grondin, Mosquito, Vector, and Noxious Weed Abatement District. This item was conducted for the purpose of administration of the oath and no other action was taken.

Commissioner Heath asked if there was any public comment but there was none.

B- Consideration and possible action re: Election of Chair and Vice-Chair positions for the Board of County Commissioners, Highway Commission, and CC Communications Management, and designation of board or committee assignments for 2023-2024.

Each year, the board elects the position of Chair and Vice-Chair for the Board of County Commissioners, Highway Commission, and CC Communications Board, as well as appointing the Commissioners to serve on various boards and committees. The current list of assignments is provided for consideration. We welcome two new Commissioners to the board and ask that the board make the elections and appointments for these positions and boards/committees.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Other

Commissioner Myles Getto made a motion to elect Harry "Bus" Scharmann as Chair of the Board of County Commissioners. Commissioner Justin Heath seconded the motion, which carried by unanimous vote.

Commissioner Myles Getto made a motion to elect Justin Heath as Vice-Chair of the Board of County Commissioners. Commissioner Bus Scharmann seconded the motion, which carried by unanimous vote.

Commissioner Bus Scharmann made a motion to appoint Justin Heath as the Chair of the Highway Commission. Commissioner Myles Getto seconded the motion, which carried by unanimous vote.

Commissioner Bus Scharmann made a motion to appoint Myles Getto as the Vice-Chair of the Highway Commission. Commissioner Justin Heath seconded the motion, which carried by unanimous vote.

Commissioner Justin Heath made a motion to appoint Myles Getto as the Chair of the CC Communications Board. Commissioner Bus Scharmann seconded the motion, which carried by unanimous vote.

Commissioner Justin Heath made a motion to appoint Bus Scharmann as the Vice-Chair of the CC Communications Board. Commissioner Myles Getto seconded the motion, which carried by unanimous vote.

The Commissioners went through the list of board and committee assignments and chose the following assignments for 2023-2024:

Board/Committee	Appointee
Audit Committee	Bus Scharmann
CART	Justin Heath
CEDA	Bus Scharmann
Carson Water Subconservancy District	Bus Scharmann
Cemetery Board	Myles Getto
Central Nevada Health District	Jim Barbee, Shannon Ernst, Justin Heath as Physician
Central Nevada Regional Water Authority	Myles Getto
Cooperative Extension Liaison	Justin Heath
Fallon Youth Club	Myles Getto
Fire Board	Bus Scharmann
General Obligation Debt Management Commission	Bus Scharmann
Hospital Board	Justin Heath
Lahontan Conservation District	Justin Heath
Library Board	Bus Scharmann
Liquor Board	Bus Scharmann, Justin Heath, Myles Getto, Sheriff Richard Hickox
Museum	Myles Getto
NACO Board of Directors	Bus Scharmann
Nevada Works	Bus Scharmann
Park & Recreation Commission	Justin Heath

POOL/PACT	Geof Stark; Alternate Justin Heath
Regional Transportation Commission	Myles Getto, Jim Barbee, and Alternate Justin Heath
Social Services Advisory Committee Chair	Justin Heath
State Land Use Planning Advisory Council	Jim Barbee, Alternate Chris Spross
Stillwater Conservation District	Justin Heath
Western Nevada Regional Youth Center	Jim Barbee
Yucca Mountain	Justin Heath

Commissioner Myles Getto made a motion to approve the board and committee assignments as discussed. Commissioner Bus Scharmann seconded the motion, which carried by unanimous vote.

C- Consideration and possible action re: A sending site application filed by C & A Rentals LLC, managed by Colby & Ashley Frey, for a sending site located at 9125 Flying K Ranch Road and 8500 & 9170 Pasture Road, APNs 006-092-05, 006-093-18 & 006-093-19, consisting of +/-707.5 total acres with +/-408.35 total water righted acres in the A-10 zoning district.

This application is for approval of a Sending Site and Transfer of Development Rights calculation. The subject property meets the 20-acre minimum parcel size for a sending site, has water rights, meets the zoning district requirements, totals more than 100 acres, and is located within the military operations buffer zone. The applicant requested a potential reservation for a future residence on APN 006-093-18, which has no residence at this time.

The Sending Site Committee reviewed the application on November 7, 2022 and recommends approval of the sending site. The Committee recommended a total of 762 TDRs. The Planning Commission also recommends approval of the sending site and TDR calculation of 762 TDRs. A copy of the Planning Commission minutes for this items attached for the Commissioners' review and decision.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

Chris Spross, Public Works Director, made this presentation as outlined above

Chairman Scharmann asked if there was any public comment but there was none.

Commissioner Justin Heath made a motion to (a) approve the sending site application for C & A Rentals on property at 9125 Flying K Ranch Road, 8500 Pasture Road, and 9170 Pasture Road (APNs 006-092-05, 006-093-18, and 006-093-19) consisting of 707.5 acres with 408.35 acres of surface water rights, based upon meeting the criteria for a sending site; and (b) to approve of 762 TDRs for the same property. Planning Commissioner Myles Getto seconded the motion, which carried by unanimous vote.

D- Consideration and possible action re: Ratification of agreement between Churchill County Social Services and U.S. Department of Housing and Urban Development in the amount of \$75,294, December 1, 2022 - November 30, 2023 for the provision of Supportive Housing Programming.

Churchill County Social Services applied and obtained the renewal of HUD SHP funding of \$75,294 from 12/1/2023-11/30/2024, an increase of just under \$10,000 from the prior year, to provide housing and supportive services to literally homeless Churchill County residents. These funds have been obtained and maintained since 2002. The goal is to complete assessments of the literally homeless, develop a case plan for stabilization and wrap services around the individuals and families to maintain housing and ongoing stabilization. The mission of the program is a hand-up, not a hand-out, so all participants complete an improvement/stabilization plan, are accountable for income, and improve outcomes for the future.

The program has undergone challenges over the past three years based on housing being available and meeting the fair market rent allowable. Churchill County is working to develop strategies to reduce the barriers to access for the future and will be providing additional outlines of program changes in the next few weeks. In an attempt to overcome some challenges currently and in the past years, the department has worked with clients through intense case management to identify alternatives to placement in Churchill and evaluate alternative communities available that could suit the individuals and families. This has been successful for a small group. The Social Services team is dedicated to educating landlords on the program. The program is to reduce homelessness, and how the program provides support not only to the client but to them as a landlord.

FISCAL IMPACT: \$75,294 HUD

\$24,000 HHS CSBG (Match)

\$5,000 NHD TBRA (Match)

EXPLANATION OF IMPACT: \$75,294 HUD Award

\$42,708 Rental Assistance

\$26,486 Supportive Services (case management)

\$ 6,100 Administrative costs (training, supervision, and accounting)

FUNDING SOURCE: Funding allocation by HUD and match obtained through NHD TBRA (housing) and HHS CSBG (supportive services)

ACTION REQUESTED: Accept

County Manager Barbee made the presentation as outlined above.

Chairman Scharmann asked if there was any public comment but there was none.

Commissioner Justin Heath made a motion to ratify the agreement as presented. Planning Commissioner Myles Getto seconded the motion, which carried by unanimous vote.

E- Consideration and possible action re: Ratification of the funding agreement between the State of Nevada HHS Grants Management Unit for Community Services Block Grant and Churchill County Social Services in the amount of \$109,033 for the provision of Community Action Programming.

Churchill County is the federally designated Community Action Agency. The goal of the Community Action Agency is to assess, develop, and implement strategies to reduce community-wide poverty. Churchill County Social Services utilizes the funding to ensure access to stabilization services that support the funding objectives.

During FY23 and FY24, Churchill County Social Services will complete a community assessment and analyze results to determine the necessary partners to be engaged to reduce barriers to community-wide stabilization.

The current funding supports the following:

Outreach Services: Resource Liaison Program

Homeless Case management

Data collection

Training to increase agency capacity

Under the federal authorization, CSBG can be utilized as a federal match with other funding sources. These funds will be utilized to match HUD during this year.

FISCAL IMPACT: \$109,033 - State of Nevada HHS GMU from Federal HHS CSBG. No match is required.

EXPLANATION OF IMPACT: \$106,545 Personnel; \$2,488 Travel.

FUNDING SOURCE: State of Nevada HHS GMU from Federal HHS CSBG

ACTION REQUESTED: Accept

County Manager Barbee made the presentation as outlined above.

Chairman Scharmann asked if there was any public comment but there was none.

Planning Commissioner Myles Getto made a motion to ratify the agreement as presented. Commissioner Justin Heath seconded the motion, which carried by unanimous vote.

Nuisance Complaint:

9:30 AM - Consideration and possible action re: Nuisance Complaint filed by Steven L. Bohrn, Shannon Clevenger, and Jeffery Clevenger against Troy and Beatriz Holbrook related to noise and light at 2100 Trails End, Fallon, Nevada, APN 008-252-24 and adoption of Resolution 23-2022 declaring whether there is or is not a nuisance associated with this property.

On October 10, 2022, a Nuisance Complaint was filed by Steven L. Bohrn against Troy Holbrook and Beatriz Holbrook related to noise and light at 2100 Trails End, APN: 008-252-24, Fallon, Nevada. On October 13, 2022, Shannon Clevenger and Jeffery Clevenger also filed a Nuisance Complaint against Mr. and Mrs. Holbrook for the same reasons.

Churchill County Code 8.12.040 states: (A) The Board of County Commissioners shall proceed to hear the complaint and any opponents and may consider the findings presented by the authorized official. At the hearing, the board shall receive the proofs offered to establish or controvert the facts set forth in the complaint. The board may adjourn the hearing from time to

time, not exceeding fourteen (14) days in all. (B) On the final hearing of the complaint, the board shall by resolution entered into the Minutes, determine whether or not a nuisance exists and, if one does exist, order the person or persons responsible for such nuisance to abate the same.

Churchill County Code 8.12.050 ABATEMENT OF NUISANCE: The person or persons responsible for the nuisance shall enter into abatement plan with the County Commissioners or their designated representative within fifteen (15) days after the Board of County Commissioners renders its decision. The abatement plan shall be commenced within thirty (30) days after the board renders its decision and shall be completed at such time as the Board of County Commissioners, or its representative, has set forth in the abatement plan.

Churchill County Code 8.12.060 ABATEMENT BY THE COUNTY: If the order is not obeyed and the person(s) responsible for the nuisance fails or neglects to remove the nuisance within the time limit specified in section 8.12.050 of this chapter, the Board of County Commissioners may:

A. Order that the cost of abating the nuisance be a personal obligation of the property owner(s), and shall direct the District Attorney to collect the costs of abating the nuisance and interest thereon by use of all appropriate remedies.

B. Order that the cost of abating the nuisance be assessed against the property, and shall confirm the assessment and have it filed with the County Recorder. Thereafter, the assessment shall constitute a lien upon the property.

FISCAL IMPACT: \$205.76 - \$175.00 for the legal notice publication; \$14.86 for certified mailing postage; and \$15.90 for regular postage.

EXPLANATION OF IMPACT: Costs are incurred for the publication of the legal notice and the postage for notification letters.

FUNDING SOURCE: General Fund.

ACTION REQUESTED: Accept

This item was withdrawn prior to the meeting.

Letters Received:

A- Nevada Division of Environmental Protection's Preliminary Decision to Close Open Case- Plug & Abandon Monitoring and Remediation Wells and Site Restoration Activities for the Former Smedley's Chevron, and the Golden Gate Petroleum Facility, 1755 W. Williams Ave., Fallon, Nevada

The Nevada Division of Environmental Protection (NDEP) has reviewed the May 19, 2022 Groundwater Monitoring Report, First Quarter 2022 (Report) prepared by Caitlin Jelle, CEM of McGinley & Associates on behalf of Smitten Oil and Tire Company and Golden Gate Petroleum of Nevada. Additionally, the NDEP received a Groundwater Exemption Closure Presentation in PowerPoint format and a Groundwater Exemption Closure review form (Presentation) on December 1, 2022.

The May 19, 2022 Report and the December 1, 2022 Presentation summarizes activities conducted to satisfy Nevada Administrative Code (NAC) 445A.22725(2). No further action is requested regarding the release of benzene in groundwater due to former leaking underground dispenser containment (UDCs) at the Site.

Following review of the referenced report and case file, the NDEP has made a preliminary decision to close the open leaking underground storage tank case 5-000228. As such, Smitten Oil and Tire Company and Golden Gate Petroleum of Nevada are requested to conduct the following activities within 90 days of the date of this letter to enable development and distribution of a no further action (NFA) letter:

- Submit a GIS shapefile(s) depicting the location of groundwater contamination remaining above action levels. Please see Attachment A for shapefile formatting protocols;
- Properly plug and abandon all site-related monitoring and
- Properly plug and abandon all site-related monitoring and remediation wells per Nevada Division of Water Resources (NDWR) regulations (NAC 534);
- Provide the undersigned case officer with copies of the certificates of abandonment (abandonment logs) filed with the NDWR.
- Cancel all applicable permits issued to the facility owner/operator of CEM with each respective appointing authority; and
- Conduct other site restoration activities, as needed.

The NDEP will issue a NFA letter upon receipt of the GIS shapefile and the referenced abandonment logs.

NDEP requests all report documents be submitted in digital portable document format (pdf; e.g., compact disc, e-mail) concurrent with a hardcopy document. Please be advised that NDEP has a 20 megabyte limit for e-mail attachments.

If you have any questions or concerns regarding this letter, please contact

aoakley@ndep.nv.gov.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

B- Nevada Department of Environmental Protection's notification of its review of the Draft Interim Remedial Action Completion Report, Northern Operable Unit Sites 2, 3, and 4 Remedial Action, for Naval Air Station Fallon, Nevada, November 2022

The Nevada Department of Environmental Protection (NDEP) provides notification of its review of the Draft Interim Remedial Action Completion Report, (iRACR) Northern Operable Unit Site 2, 3, and 4, for Naval Air Station Fallon, Nevada, November 2022.

The iRACR describes the approach and results of remedial actions implemented at the Northern Operable Unit (NOU) Sites 2, 3, and 4 from August 2020 through August 2022. The selected remedial action approach consists of recovery of Light Non-aqueous Phase Liquid (LNAPL) comprised of a mixture of jet fuels at NOU Installation Restoration Program (IRP) Sites 2 and 4; and long-term monitoring (LTM) of dissolved-phase trichloroethene (TCE) and vinyl chloride (VC) in groundwater at NOU IRP Site 3. The selected remedy also includes land use controls

(LUCs) to prevent exposure to residual free product (as needed) and domestic use of groundwater until the DON-established remediation goals for TCE and VC are met.

Biweekly LNAPL recovery events were conducted from April 1, 2021 through August 20, 2022 at NOU Sites 2 and 4. A total of approximately 1,728 gallons of LNAPL were recovered during the events (an average of 48 gallons per event). LNAPL is recovered using a combination of automated skimmer pumps and manual recovery. The two recovery methods currently remove approximately 100 gallons per month and the LNAPL footprint at NOU Sites 2 and 4 has decreased significantly since these recovery operations began in October 2017. However, the iRACR states that significant decreases were not observed during 2022 remedial actions and the footprint now exhibits a more stabilizing trend. The DON states that, as product recovery begins to decrease, recovery optimization will be considered. Potential optimization methods include installing more strategically placed wells to increase recovery, and conducting a draw down, which involves pumping in the middle of the plume so the product will flow toward the extraction wells.

Three groundwater sampling events were performed at NOU Site 3 in March 2021, September 2021, and April 2022. Seventeen monitoring wells were gauged and sampled for analysis of TCE and TCE biodegradation daughter products including VC. Groundwater sample collection was conducted using low-flow sampling methods. Three to five of the 17 monitoring wells sampled had reported concentrations of TCE and TCE biodegradation products during each monitoring event. However, TCE was the only analyte that was reported above state regulatory limits and/or DON project action levels. The highest detection of TCE was 20 micrograms per liter (ug/L).

The NDEP has comments to the iRACR which are included as Attachment A. If you have any questions, please feel free to contact me at 775-687-9383 or rwood@ndep.nv.gov.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

C- The Nevada Department of Transportation provides notice that Contract No. Contract #3956, Project #STBG-095-5(021), on US 95, from US 50, Williams Avenue, at Maine Street in Fallon to the cattleguard 0.29 miles South of I-80, Exit 83, Trinity Interchange in Churchill County has been completely executed effective December 20, 2022.

The Nevada Department of Transportation provides notice that Contract No. Contract #3956, Project #STBG-095-5(021), on US 95, from US 50, Williams Avenue, at Maine Street in Fallon to the cattleguard 0.29 miles South of I-80, Exit 83, Trinity Interchange in Churchill County, has been completely executed effective December 20, 2022, and a satisfactory bond furnished and approved. We are, therefore, releasing your bid bond which accompanied your proposal and has been completely executed and the bond has been returned.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

New Business:

A- Consideration and possible action re: Recommendation to reduce speed limit from 25 mph to 15 mph in the Onde Verde subdivision

The recommendation to reduce speeds on the streets within the Onde Verde subdivision is being made to address safety concerns.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

This item was withdrawn prior to the meeting and will be presented to the Highway Commission at a future meeting.

B- Consideration and possible action re: Appointment of Jeff Goings, Mark Hyde, and Eric Blakey to the Planning Commission to fill four-year terms

The Churchill County Planning Commission has the authority to issue Special Use Permits, Temporary Use Permits and Variances, and provides recommendation to the Board of County Commissioners on all land divisions and Sending Site approvals. The Planning Commission is comprised of seven (7) members appointed by the Board of County Commissioners, who serve (4) year terms.

Member Charlie Arciniega had a term which expired October 31, 2022, member William 'Shane' Yates had a term which expired on December 31, 2022, and member Myles Getto had to step down from his term which expires February 28, 2023. Since two of the terms have already expired and the third is expiring in less than two (2) months; appointments are being recommended for terms which begin as of the date of appointment on January 3, 2023 and shall run for four (4) years.

Advertisement for Planning Commission positions was published, and a total of six (6) applications were received by the deadline. The County Manager and Public Works Director conducted interviews of all six (6) candidates: Willow Timbrel, Gary Smith, James 'Jim' Souba, Jeff Goings, Eric Blakey, and Mark Hyde. Recommendation is being made to appoint Jeff Goings, Mark Hyde, and Eric Blakey with careful consideration to ensure the applicants being recommended represent a diversity of interests and have prior applicable experience. Applications are attached.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

County Manager Barbee made the presentation as outlined above.

Chairman Scharmann asked if there was any public comment but there was none.

Planning Commissioner Myles Getto made a motion to appoint Jeff Goings, Mark Hyde, and Eric Blakey to the Planning Commission to serve four-year terms, beginning January 3, 2023. Commissioner Justin Heath seconded the motion, which carried by unanimous vote.

C- Consideration and possible action re: Approval of a water rights deed between Churchill County and Andrew Doty at APN: 006-331-04

Andrew Doty is the legal owner of real property bearing Assessor's Parcel Number 006-331-04 and Truckee Carson Irrigation District Serial Number 115.

On September 8th, 2003, Doty's predecessors in interest deeded 8.08 acre-feet of water right to County having a description of 2.31 acres with a duty of 3.5 acre-feet per acre. On April 19th, 2004, another deed of 2.02 acre-feet of water right to County having a description of 0.58 acres with a duty of 3.5 acre-feet per acre was made.

On January 30, 2003, the United States District Court for the State of Nevada through the Water Master authorized the designation of the property as bench land with an attendant duty of 4.5 acre-feet per acre pursuant to The United States of America v. Alpine Land & Reservoir Company and The United States of America v. Orr Water Ditch Company.

This deed results in no actual change in the water rights held by either party, but allows for the recording of a clean map designating the correct duty (4.5 acre-feet per acre) as held by the County.

FISCAL IMPACT: None.

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

Deputy District Attorney Joseph Sanford made this presentation as outlined above.

Chairman Scharmann asked if there was any public comment but there was none.

Commissioner Justin Heath made a motion to approve and direct the chair to sign the Water Rights Quitclaim Deed as presented. Planning Commissioner Myles Getto seconded the motion, which carried by unanimous vote.

Consent Items:

A- Consideration and possible action re: Report of the condition of each fund in the treasury and the statements of receipts and expenditures pursuant to NRS 251.030 and NRS 354.290.

A Fund Balance Report is attached indicating the beginning balance, receipts, disbursements, and the ending balance of each fund for Churchill County as required by NRS 251.030 and NRS 354.290.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

B- Consideration and possible action re: Acknowledgement of recordation of a Conservation Easement Deed, Document #499371, for E & C Schank Properties, LLC, for property located at 4425 Benson Lane, Assessor's Parcel Number 007-911-19; authorization for issuance of 46 Transfer of Development Right (TDR) Certificates to Churchill County; and authorization to record the Notice of Final Action to issue said certificates.

The Board of County Commissioners approved the Application for a Sending site for Assessor's Parcel Number 007-911-19 on September 4, 202-. The Navy and Churchill County have participated in a 90:10 basis to purchase a Restrictive Use Easement and a Conservation Easement on the subject property. A Conservation Easement Deed, Document #499371, and a Restrictive Use Easement Deed, Document # 499373, were recorded on the subject property on December 6, 2022. As part of the Purchase Agreement between E & C Schank Properties, LLC, and Churchill County, which was approved by the board on September 1, 2022, a total of 46 Transfer of Development Rights (TDRs) will be retained by Churchill County.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

Chairman Scharmann asked if there was any public comment but there was none.

Commissioner Justin Heath made a motion to acknowledge the recordation of a Conservation Easement Deed for E & C Schank Properties, LLC, (APN 007-911-19), to authorize the issuance of 46 TDR Certificates to Churchill County, and to record the Notice of Final Action to issue said certificates. Planning Commissioner Myles Getto seconded the motion, which carried by unanimous vote.

Consider Future Agenda Items:

There were no future Agenda items suggested.

Commissioner and Management Staff Reports:

Chairman Scharmann had nothing to report.

Commissioner Heath reported on the following topics:

- I want to welcome Myles to the board.

Commissioner Getto had nothing to report.

County Manager Barbee reported on the following topics:

- I ate too much for the holidays.
- The president signed the NDAA, which basically codified the Lands Bill portion of that endeavor, which has a ton of moving parts and will be a hot topic of discussion with the interagency executive committee, which includes the Navy, the county, the tribes and all the folks around the table to start the implementation. This will take some time.
- I want to tip my hat to the Road Department for working all night on the roads with the snow.

Comptroller Wideman reported on the following topics:

- I sent the sales tax out Friday, which shows for the same period of 4 months of the year we are up .51% and sales are up 14.4%, which totals to about \$80K additional revenue.
- Budgets are going out to the departments on Friday.

Sheriff Hickox was not present.

Civil Deputy DA Sanford had nothing to report.

Clerk/Treasurer Rothery reported on the following topics:

- Myles, welcome to the board.
- Property taxes are due. Come to my office and we will collect them for you.

Claims and Payroll Transmittals:

The claims and payroll transmittals were approved.

Public Comment:

Chairman Scharmann asked if there was any public comment but there was none.

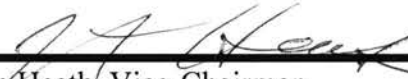
Adjournment:

The meeting was adjourned at 9:03 AM.

Approved: _____


Harry Scharmann, Chairman

Approved:


Justin Heath, Vice-Chairman

Approved:


Myles Getto, Commissioner

ATTEST:

Linda Rothery, Clerk/Treasurer


Renae Paholke, Deputy Clerk