



**BOARD OF
COUNTY COMMISSIONERS
CHURCHILL COUNTY, NEVADA**

155 N. Taylor Street, Suite 110

Fallon, Nevada 89406

(775) 423-4092

Fax: (775) 423-7069

Contact Person: Pamela D. Moore,

Deputy Clerk of the Board

E-mail: pam.moore@churchillcountynv.gov

Renae Pahlke, Deputy Clerk

E-mail: renae.pahlke@churchillcountynv.gov

******NOTICE OF PUBLIC MEETING******

REVISED AGENDA

PLEASE POST

PLACE OF MEETING: Churchill County Administrative Building, Commission Chambers,
155 North Taylor Street, Suite 145, Fallon, Nevada

DATE & TIME: May 17, 2023 at 1:15 PM

TYPE OF MEETING: Regularly Scheduled County Commissioners' Meeting

Live Webcasting:

<https://churchillconv.suiteonemedia.com/web/live/>

If you wish to make public comment, you may provide them at the meeting or via email, no later than 4:30 PM the day before the meeting, to: pam.moore@churchillcountynv.gov and renae.pahlke@churchillcountynv.gov.

Notes:

- I. These meetings are subject to the provisions of Nevada Open Meeting Law (NRS Chapter 241). Except as otherwise provided for by law, these meetings are open and public.***
- II. Action will be taken on all Agenda items, unless otherwise noted.***
- III. The Agenda is a tentative schedule. The Board of County Commissioners may act upon Agenda items in a different order than is stated in this notice – so as to affect the people's business in the most efficient manner possible.***
- IV. In the interest of time, the Board of County Commissioners reserves the right to impose uniform time limits upon matters devoted to public comment.***
- V. Any statement made by a member of the Board of County Commissioners during the public meeting is absolutely privileged.***
- VI. All persons participating in the meetings are put on notice that an audio and video recording is made of these meetings.***

REVISED AGENDA:

1. **Call to Order.**
2. **Pledge of Allegiance.**
3. **Public Comment.**
4. **Verification of the Posting of the Agenda.**
5. **Consideration and possible action re: Approval of Agenda as submitted or revised.**
6. **Consideration and possible action re: Approval of Minutes of the meeting held on:**
 - A. April 19, 2023.
7. **Appointments:**
 - A. Presentation of the 2023 Jim Regan Memorial Scholarships to the following individuals with the amount of the scholarship: Royce Mills \$1,500; Stacie Bogdanowicz \$1,500; Austin Mize \$1,000; Dallas Shults \$1,000; and Nicole Persek \$500.
 - B. Consideration and possible action re: Update of current activities, plans, or actions related to the Bureau of Land Management's Carson City District.
 - C. Consideration and possible action re: Request for funding in the amount of \$2,500 from The Fallon Bowmen for Fiscal Year 2023.
 - D. Consideration and possible action re: Approval of the Modification and Early Termination of the Agreement for Professional Services with Caleb Cage related to the Central Nevada Health District.
8. **Closed Personnel Session Pursuant to NRS 288.220:**
 - Withdrawn** A. **Closed Personnel Session Pursuant to NRS 288.220** re: Discussion of the negotiations with the Churchill County Sheriff's Deputies Association.
9. **Appeal of Planning Commission Decision:**
 - A. **Public Hearing of Appeal** - Consideration and possible action re: Appeal of the Planning Commission's decision made on April 12, 2023 to deny issuance of a variance for rear setback requirements from 20 feet to 3 feet filed by Leslie Beach at 6755 Reno Highway, APN: 008-141-18, consisting of 0.77 acre in the C-2 Zoning District.
10. **Update on Potential for Flooding:**
 - A. Consideration and possible action re: Update on the potential for flooding within Churchill County and actions needed for flood mitigation and emergency services.
11. **Letters Received:**
 - A. Nevada Division of Environmental Protection's Response to Release/Spill information Report and proposed further actions from Welsco Drilling for a release/spill of contaminants at the intersection of US 50 and Downs Lane, Fallon, Nevada.

12. Public Hearing - Budget and Tax Rate for Fiscal Year 2023-2024:

- A. Consideration and possible action re: Approval of Churchill County's Final Budget and Tax Rate for Fiscal Year 2023-2024.

13. Old Business:

- A. Consideration and possible action re: Approval of the Churchill County Indigent Defense Plan for FY24.

14. New Business:

- A. Consideration and possible action re: Presentation from County Manager Jim Barbee regarding the activities of the County Manager's Office in preparation for the upcoming County Manager's performance evaluation.
- B. Consideration and possible action re: Performance Evaluation of County Manager Jim R. Barbee and to approve a one-step increase (to Step 10 of Grade 92), effective May 21, 2023.
- C. Consideration and possible action re: Approval of an assessment in the amount of \$69,284.48, split into two equal payments in Fiscal Year 2023 and 2024, to the Nevada Association of Counties (NACO) for an assessment to fund the National Public Lands Center housed within the National Association of Counties (NACo) and the Western Interstate Region (WIR).
- D. Consideration and possible action re: Ratification of Protest of Water for Applications 92476, 92477, 92478, 92479, 92480, 92481, 92482, 92483 and 92484 made by NV-Reno Industrial, LLC and WS-Buckland, LLC for the waters of Carson River situated in Lyon County, State of Nevada
- E. **Withdrawn** Consideration and possible action re: Adoption of Resolution 8-2023 assigning an additional portion of the ad valorem tax levy for Cooperative Extension for Fiscal Year 2023-2024, in the sum of .50 cents, making a total of \$1.50.

15. Consent Items: (Action Items generally not requiring discussion or explanation)

All matters listed under the Consent Agenda are considered routine and may be acted upon by the Board of County Commissioners with one action and without an extensive hearing. Any member of the board or any citizen may request that an item be taken from the Consent Agenda, discussed and acted upon separately during this meeting.

- 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.
- B. Consideration and possible action re: Building Permit Activity Report for April 2023.
- C. Consideration and possible action re: Building Department's Revenue Report for April 2023 totaling \$53,767.95.
- D. Consideration and possible action re: Public Works, Planning & Zoning Department's Revenue Report for April 2023 showing a total of \$361,610.32 in revenue for the month.

- E. Consideration and possible action re: Recorder's Monthly Apportionment Report for April 2023 totaling \$14,901.65 in revenue for the month.
- F. Consideration and possible action re: Sheriff's Civil Report for April 2023 showing a total of \$12,354 in revenue for the month.

- 16. **Consider Future Agenda Items.**
- 17. **Commissioner and Management Staff Reports.**
- 18. **Claims and Payroll Transmittals.**
- 19. **Public Comment.**
- 20. **Adjournment.**
- 21. **Appendix.**

Supporting Documentation

- 22. **Affidavit of Posting:**

STATE OF NEVADA)
 : ss.
County of Churchill)

*I, **Pamela D. Moore, Deputy Clerk to the Board**, do hereby affirm that I posted, or caused to be posted, a copy of this notice of public meeting, on or before the **11th day of May, 2023, between the hours of 3:00 and 5:00 PM**, at the following locations in Churchill County, Nevada:*

- 1. *Churchill County Administration Building, 155 N. Taylor St., Fallon, NV;*
- 2. *The Churchill County Website @ www.churchillcountynv.gov;*
- 3. *The State of Nevada Website @ <https://notice.nv.gov/>.*

Pamela D. Moore, Deputy Clerk to the Board

Pamela D. Moore, Deputy Clerk to the Board, who was subscribed and sworn to before me this 11th day of May, 2023.

Renae Paholke, Deputy Clerk

Endnotes:

Disclosures:

**Churchill County is an equal opportunity provider and employer.*

Accommodations/Nondiscrimination:

**In accordance with federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its agencies, offices, employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies or complaint filing deadlines vary by program or incident. Persons with disabilities who require alternative means of communication for program information (e.g. Braille, large print, audiotape, American Sign Language, etc.) should contact the responsible agency [(775)423-4092] or USDA's TARGET Center at (202)720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800)877-8339. Additionally, program information may be available in languages other than English. To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at: http://www.ascr.usda.gov/complaint_filing_cust.html and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the Complaint Form, call (866)632-9992. Submit your completed form or letter to USDA by:*

- 1. Mail: U.S. Department of Agriculture
Office of the Assistant Secretary for Civil Rights
1400 Independence Avenue, SW
Washington, D.C. 20250-9410;*
- 2. Fax: (202)690-7442; or*
- 3. Email: program.intake@usda.gov.*

Procedures:

**The schedule of regular meetings of the Board of County Commissioners is provided for by Title 2, Chapter 2.04, of the Churchill County Code.*

**The public meetings may be conducted according to rules of parliamentary procedure.*

**Persons providing public comment will be asked to state their name for the record.*

**The Board of County Commissioners reserves the right to restrict participation by persons in the public meeting where the conduct of such persons is willfully disruptive to the people's business.*

**All supporting materials for this Agenda, previous Agendas, or Minutes are available by requesting a copy from the Clerk's office, 775-423-4092. During the meeting, there will be one copy available for public inspection. Additional copies are available by making the request from the Clerk's office. You are entitled to one copy of the supporting materials free of charge.*