

MINUTES OF THE BOARD OF CHURCHILL COUNTY COMMISSIONERS

155 N. Taylor St., Fallon, NV 89406

September 7, 2023

Call to Order:

The regular meeting of the Board of County Commissioners was called to order at 8:15 AM on September 7, 2023.

PRESENT:

Commissioner Harry Scharmann
Commissioner Justin Heath
Commissioner Myles Getto
County Manager Jim R. Barbee
Comptroller Sherry Wideman
Deputy District Attorney Lane Mills
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:

Chairman Scharmann 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 31st day of August, 2023, between the hours of 10:00 and 11:00 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:

Chairman Harry Scharmann reported that Appointment Item E is being moved to the first appointment item and the Agenda needs to be revised accordingly.

Commissioner Justin Heath made a motion to approve the Agenda as revised.

Commissioner Myles Getto seconded the motion, which carried by unanimous vote.

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

A- April 19, 2023 Closed Session.

The Minutes of the closed session held on April 19, 2023 are presented for the board's consideration and approval.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

B- June 21, 2023 Closed Session.

The Minutes of the closed session held on June 21, 2023 are presented for the board's consideration and approval.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

C- July 19, 2023.

The Minutes of the meeting held on July 19, 2023 are presented for the board's consideration and approval.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

D- August 3, 2023.

The Minutes of the meeting held on August 3, 2023 are presented for the board's consideration and approval.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

Commissioner Myles Getto made a motion to approve the Minutes of the meetings held on June 21, 2023, Closed Session, April 19, 2023, Closed Session, July 19, 2023, and August 3, 2023, as presented. Commissioner Justin Heath seconded the motion, which carried by unanimous vote.

Appointments:

A- Consideration and possible action re: A Petition filed by Fernley Business Park, LLC for property located at 11000 Reno Highway, Assessor's Parcel Numbers 009-251-77 and 009-251-78, to abandon the existing public access easement and replace it with a private access easement in the same location and easement dimension as the existing. The access currently serves only one property owner and the owner would like to restrict public access for security and safety reasons. Note that this property was recently approved for land division that has not been completed yet.

The Fernley Business Park is served by a public road created during previous land division actions. This road runs across the County line to intersect US 50A in Fernley. The road is created similarly for its length through the Fernley side of the county line and the Churchill County side. It was previously known as Greenu Parkway on Fernley land division maps. The application proposes to abandon the public interest in the road easement for the portion within

Churchill County for purposes of converting it from a public road to a private road. The easement would be replaced with a private road easement.

This road is important because it provides access to new lots in a Merger and Resubdivision Parcel Map that was recently approved, but not yet recorded, by the BOCC. The “merger and resubdivision” element of the map is important because NRS allows abandonments to be implemented with them. Ownership of all land served by the road has always been under one owner over its history, who have always treated the road as a private driveway. In addition, a gate was installed, though that is not normally allowed on a public access easement. The matter came up during review of the recent parcel map, and the owner made it clear that they wanted the road to be private and gated, so this abandonment application was filed. This abandonment request should be incorporated into the final draft of the parcel map to be recorded, including changes for appropriate labeling, notes, and certificates.

The new lots must have:

- (a) Service by a 60’ road easement. The private road easement is acceptable for the parcel map, though it raises issues of “who” has ownership and right to use the road. For example, the parcel map includes a lot on the east side of the railroad tracks, and the map should clearly indicate the road access rights for the applicable lots.
- (b) Access to a road constructed to County road standards. As noted in the map approval and recent Special Use Permits, the road is in poor condition, and the County requires that it be improved to County standards. In addition, the County wants road maintenance responsibilities to be clearly determined through an agreement.

The Planning Commission found that the public will not be materially injured by the proposed abandonment of a portion of the road easement previously identified as Greenu Parkway serving APNs 009-251-78 & 009-251-77. They recommend approval of the proposed abandonment. A copy of the staff report and an excerpt from the minutes of the Planning Commission's August 9, 2023 hearing are 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 made the presentation as outlined above.

Dean Patterson, Public Works Department, said I just wanted to double check that the most recent order had been put before you. Joe Sanford and I have been working on these issues of public roads because, frankly, we don’t really have public works roads here in Churchill County, which come with particular issues. In the case of this one, we were talking about whether the county should reserve access for emergency and governmental services and not public access, just for emergency and government services. After discussion, he suggested rather than reserve it in the order, we just say that it is a requirement and that it be placed on the map. Perhaps Lane might know whether that is in the current order or whether we need to state it specifically here. DA Lane Mills said I think we need to state it specifically in the motion as

we have it here. That is an issue that we will probably see going forward, so I think we need to state it specifically.

Chairman Scharmann asked if there was any public comment but there was none. Commissioner Heath said does this road have any access to BLM land? Chris Spross no, it doesn't.

Dean Patterson said I think the statement would be that an additional condition is that the Applicant must place, on the map, an access for emergency and governmental services and I guess we would do the specifics of the statement on the map at the time the map is being prepared for recording.

Chairman Scharmann said, so, Lyon County has not dealt with this yet, is that correct? Chris Spross said that is correct, that we know of.

Commissioner Getto said I still have one question. On the emergency and governmental access, what condition item is that on there? Chris Spross said it would have to be #5. We would have to create one.

Commissioner Myles Getto made a motion to approve the proposed abandonment of the public portion of the road easement within Churchill County serving Parcels A-2A and A-1A of the Record of Survey of a Boundary Line Adjustment for Western Nevada Rail Park LLC, Doc. # 403544, previously created in Doc. #399749. This approval is subject to the following conditions:

- 1. The order of abandonment shall be incorporated into the previously approved parcel map with appropriate changes to labels, notes, and certificates.**
- 2. The abandoned portion of public road shall be replaced by a private road easement on the parcel map that provides adequate access under Churchill County law.**
- 3. The properties that have the right to use the private road shall be clearly stated on the parcel map.**
- 4. The abandonment shall be executed by the Board Certificate on the parcel map.**
- 5. The owner shall grant Churchill County a public access easement on the private road for the provision of emergency and governmental access.**

Commissioner Justin Heath seconded the motion, which carried by unanimous vote.

B- Consideration and possible action re: Ratification of a Subaward between the State of Nevada, Division of Aging and Services, and Churchill County Social Services for Fiscal Year 2024 to provide in-home services, in the amount of \$119,601.36.

Churchill County Social Services applied for funding through State of Nevada, Division of Aging and Disability Services, to provide in-home services within Churchill County. Churchill County has been awarded \$119,601.36 from the Nevada Department of Health and Human Services and also Independent Living Grant funds to provide in-home services to individuals deemed eligible per the ADSD Service Specifications.

FISCAL IMPACT: Total- \$119,601.00.

EXPLANATION OF IMPACT: Personnel- \$25,514.62; Travel- \$786.00; Equipment- \$477.00; Contractual/Consultant- \$88,025.00; Other- \$917.77; Indirect Costs- \$3,880.97

FUNDING SOURCE: Division of Aging and Disability Services Subaward.

ACTION REQUESTED: Accept

Shannon Ernst, Social Services Director, 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 approve the ratification of the subaward as presented. Commissioner Myles Getto seconded the motion, which carried by unanimous vote.

C- Consideration and possible action re: Appointment of Aubry Burgess to the Churchill County Advisory Board to Manage Wildlife, for a term ending July 31, 2026.

County Advisory Boards to Manage Wildlife (CABs) are appointed by County Commissioners from all 17 Nevada counties to serve three (3) year terms. The County Advisory Boards to Manage Wildlife are responsible for advising the Nevada Wildlife Commission, particularly with the setting of seasons and limits for their respective counties. CABs advise the Wildlife Commission by gathering information from area sportspeople and local input through meetings in their respective counties. Members of the CABs should be selected with the intent of providing representation from a cross-section of the county, to ensure that all major viewpoints are examined and that any faction or special interest group does not dominate the CAB. Nevada Revised Statute (NRS) 501.297 - NRS 501.303 governs the County Advisory Boards to Manage Wildlife.

The Churchill County Advisory Board to Manage Wildlife consists of five (5) members serving staggered three (3) year terms. Timothy Gubler's most recent term ended July 31, 2023 and he indicated that he was not able to serve another term. A Notice of Open Appointive Position was published. A total of two applications were received from: Aubry Burgess and Dana Weishaupt, who were both interviewed earlier this year for a prior opening on the board. County Manager Barbee and Chairwoman Peggy Hughes had conducted these interviews and they recommend that Aubry Burgess be appointed to fulfill the term which runs through July 31, 2026.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

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

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

Commissioner Myles Getto made a motion to appoint Aubry Burgess to the Churchill County Advisory Board to Manage Wildlife, to fill a term ending July 31, 2026.

Commissioner Justin Heath seconded the motion, which carried by unanimous vote.

Mr. Burgess was sworn in by Clerk/Treasurer Linda Rothery.

D- Consideration and possible action re: Final approval of the purchase of commercial real estate located at 290 S. Maine St., Fallon, Nevada, in the amount of \$500,000.00.

Churchill County is seeking to purchase property located at 290 S. Maine St., APN 001-524-09, as part of the planned department of Health and Human services project. The county closed escrow on the neighboring property on August 11, 2023. Together, these properties allow for the expansion of the Central Nevada Health District to an ideal location in the heart of downtown Fallon. This centralized service location promises to facilitate health and human services projects throughout the county.

FISCAL IMPACT: \$500,000 paid by state grant funds.

EXPLANATION OF IMPACT: As outlined.

FUNDING SOURCE:

ACTION REQUESTED: Accept

Lane Mills, Chief Deputy District Attorney, 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 the purchase and to authorize the County Manager to sign all documents necessary for the purchase of commercial real estate at 290 S. Maine St., Fallon, Nevada, in the amount of \$500,000.00. Commissioner Myles Getto seconded the motion, which carried by unanimous vote.

E- Consideration and possible action re: Discussion and approval of the necessary tenant improvements to convert an unused portion of the first floor of the District Courthouse (Old Jail) for evidence and records storage.

On July 21, 2023, this board authorized staff to begin planning and solicit contracts for the conversion of unused space in the old jail to an evidence vault for the Sheriff's Office. After discussion with the Sheriff and his staff, a list of tenant improvements was generated for what would be necessary to convert the space into a permanent evidence and records storage area. The list provided includes estimated costs for the various improvements and staff is requesting approval from the Commission to which improvements should be considered as a part of the conversion. Input from the Sheriff will be needed to evaluate the improvements. Once the improvements have been determined, staff will solicit contracts for design and construction.

FISCAL IMPACT: Estimated up to \$914,996.50 for all improvements

EXPLANATION OF IMPACT: Cost of tenant improvements. Cost will vary depending on the improvements approved by the commission.

FUNDING SOURCE: General Building Fund.

ACTION REQUESTED: Accept

Chris Spross, Public Works Director, said this is a list of tenant improvements for the first floor of the District Court so we can convert the Old Jail to be used for evidence and records storage.

I met with the Sheriff and his staff and we went through a list of improvements that would be required to get that into the condition that the Sheriff needs for that. Prior to moving forward, we wanted to review the list with you so that you could see what was required and provide any input on that. The critical part of this is there are only certain certified people allowed in the evidence and records storage area, so we really needed to keep those two separate with their own entrance. We do have a security door in between the evidence side and the records side, which would be controlled with a key fob. The area in red is where the Sheriff would want to store all his files and records and things of that nature. The area in brown would be the evidence storage area. The area in blue is an area where the evidence technician would be and where the deputies would come in to drop off evidence. The Sheriff has requested a pass-thru locker so the evidence can be put in by the deputy and then transferred over to the evidence technician. We have plenty of bathrooms in there, so we are going to request to take one of the old cells and kind of dress that up as a bathroom. We need to maintain court access because they will still need to take people up to the second floor, so that has a separate door where they can come in from. The area in green is something that we need for the District Court. That is going to be the connection from the new District Court to this facility. The area with the black marks is kind of an open area that, at some point in time, could be developed into evidence storage or some other need that may arise in the future. We have some preconstruction costs. We have design and architecture but I just want to point out that, back in March of 2015, this board approved the design and architecture for when we were going to do this at the new Sheriff's Office. We already have a contract in place with the architect for \$117,000 for them to do the design over at the new jail. After reviewing that, it became very labor intensive because of the layout of the existing jail. There are only so many places we could do this add-on because there are cells kind of throughout the whole area and that started to mess with parking and drainage, so this was kind of the option that was next.

Some of the things that were discussed with the Sheriff were demolishing the cell walls, the sleeping racks in these areas, the cell plumbing and fixtures, and the ceiling. The ceiling is not in very good shape. We think there may be some asbestos in the area, especially in the utility chases that house the piping. If we end up removing that, then we would have to take care of the asbestos. The cost to do the evidence storage, with some new walls and things like that, I am anticipating at about \$150 a square foot. It is the same price for the records storage. I have an item in there called Packing Materials Storage and Court Access, which includes envelopes and boxes and things like that for the evidence to be put in, so they need storage for those materials.

Originally, I had new flooring in there but the Sheriff said he could work with the concrete floor that was in there but, as we tear this stuff out, we will likely have to do some concrete patching and then, to dress it up a little bit, we would likely put a skim coat over the existing floor. There was a concern about the HVAC where, on one side, the heat doesn't work and, on the other side, the air conditioning doesn't work, so we will have to do some modifications there.

I have an estimate in here for video monitoring. There are cameras in there and we are hoping to be able to reuse those. We would like to have video monitoring from the Sheriff's Office now so he can see what is going on in there. Because this is an existing building and you never know what you are going to get, I included a 15% construction contingency. We have a total

cost of \$914,996.50. The reason we wanted to bring this to you today is to see if you all agree with what needs to be done or if there are things that you feel maybe could be taken out and things like that, so that is why we wanted to have this discussion. Once we finalize this, then I can go ahead and start to release the architect to do what needs to be done.

Sheriff Hickox said I just wanted to thank Chris for this. We have had a couple of meetings on this. He presented us with the costs and some of those I didn't understand, so we were able to work on those and reduce it down to what you are presented with today. Part of the questions that I had were about stuff that had been, historically, told to us and from my time working back there was that there is asbestos in there. We have asked for remodels in the past and were told that we could not do anything with that building because of it. I wanted to make sure that Chris was aware that we had been told there was asbestos in there and find out if it was ever confirmed. He told me, given the age of the building, there probably is asbestos in there. We also had questions about the lighting because it was dark and dingy and not really well lit. He said he would make sure it was compatible with the requirements. The heating and air conditioning did not work and we had extension cords everywhere and space heaters also. There were also a number of leaks in there and we wanted to make sure those would be fixed in the upgrade. I also asked if we could keep the shelving units that the county purchased. They are still in perfect working condition and it is very efficient for us. They have saved a lot of man hours from having to bounce around and different things. They were about \$60,000 worth of shelving units. I would like to see them transferred over, if possible. I don't think it would be a very wise decision to trash those. Our system for storage and retrieval is built around those and I would like to see those transferred over, if we can, to the new jail. The cost for some of the evidence storage might be fluctuated a little because we already have \$60,000 worth of shelving units.

Commissioner Heath said does he have to do anything to the roof if there were leaks. Chris Spross said we won't have to do anything to the roof. This is the first floor, so we have the second floor or anything like that. The Sheriff has never mentioned that there were any leaks, drips, or anything like that. When we do the demo of the ceiling, we would be able to see if there is anything that needs to be done but that is why we have that contingency in there is just to cover that. Commissioner Heath said will this still be within the budget of that? Chris Spross said, if I recall, the budget that we had was between \$900,000 to \$1.2M. That was the range that we had before we started looking at the Sheriff's Office and then to actually see how drainage would be impacted. It was a lot more difficult and could have been done at the time the building was built but, to do it as a remodel now, makes it really inconvenient because there are so many cells there that you really only have one or two places that you can put this and that impacts parking, drainage, all those thing that happen and that cost would be much greater than the \$1.2M.

Chairman Scharmann said, with my experience with the college and the school district, asbestos gets really expensive. Do you think that the \$20,000 will cover the removal of it? Chris Spross said you would bring a specialist in and, because we don't know, it is a kind of unknown and again, if it does run more than that and we really feel that the only place that we would have asbestos would be in those utility chases and, if the architect can determine that we don't have

to touch those and we don't have to get in there, the Sheriff has to go in there every now and again to change light bulbs and things like that, so it is likely that we will have to demo them. If we have to dip into the contingency for that, it is just an unknown number right now until we actually see what is there. Sheriff Hickox said the lighting in those areas came from the utility chases out into the cells, so they had two different light bulbs in there. They had what we had called daytime light and then the nighttime light. When those would burn out, we would have to open up that utility chase and wiggle our way through, which, when I was early in my career, was a lot easier for me to do. Now, it is not so easy for me to do. When we had to change the bulbs, you had to wiggle between those pipes to get back there to change them and, as you were doing that, you are brushing against those pipes. Those pipes and the insulation were right there and you were brushing against it and you would come out of there with that stuff all over your uniform. That was my concern when I asked about the lighting. If that is going to be the style of lighting, then we might need to modify those walls so we don't have to put our people into those utility chases.

Chairman Scharmann said what about the area where the dispatchers were, is that going to be utilized at all for anything? Chris Spross said, right now, that area is not being touched, it is not part of this project at all. The only thing that we are doing is everything except for the gray and the green on the map and, potentially, that black area. That black area is not in any of my calculations. It could be something that could be done in the future should any additional evidence storage be required, things like that.

County Manager Barbee said when those specialists come in and take a look at this, like Chris said, it can vary significantly but we have had to go through that process with the remodel on the Cottage School buildings. They will come in and they will test, is there material there, they will identify if there is material there, and then, they will identify if it needs to be removed or if it needs to be contained. Sometimes, they contain it as a better way in terms of reducing exposure to everyone and containing it in a manner that isn't having future exposure, so it really depends on when the specialist comes in and takes a look at it but it is definitely a variable. The question that I had, which, don't take this in a negative way because it is totally not intended to be that. What is on here is going to be new as compared to what you currently have. The example I would use is, do you currently have video monitoring of the evidence locker from the Sheriff's Office? Not that it would be bad to have that. I think it would be good to have that but, what in here is going to be new or different? Is there a pass-thru locker that you currently have, does that make sense? What is going to be an improvement for you? Sheriff Hickox said what is new is the pass-thru lockers. What we have is a series of lockers that are in a room that they can access down the hallway and then walk into the vault. With the design that we have, without adding more secure doors to it, it becomes kind of a hassle, so the addition of the pass-thru lockers helps cut down on having to build in extra doors because the deputies can come in from one side and can book it and put it in a locker, then the evidence technician comes in from the secure side of it and takes that item directly from the locker and logs it into the computer and puts it right on the shelf. That is the only true change or addition that we have and we are hoping that we can utilize or re-utilize the video monitoring that we currently have for some of that over there, as well as the alarm system. I'm sure there will have to be some changes to that because of the number of doors but we have, currently, one that we are willing

to use, obviously, it is in good shape, we just bought it a couple of years ago and we would like to see if it can move over. It is through the local phone company, so we are more than happy to transfer what we have over and just kind of make that work.

I did want to throw some numbers at you guys if I could. I know that there have been questions about the vault and there was a request to see it today and our technicians are not available, so I do want to bring some numbers to kind of give you a general idea as to how big the vault is that we have. The room itself, where we have most of our evidence stored, and again, keep in mind that there are two rooms in there; the main room where we store evidence and the second room where we store the big three, which are guns, narcotics and valuables. Those need to be separated from the main portion of the evidence just because of the high probability for pilfering and whatever, so those are kept separate under a separate key and that kind of thing. The main portion of the room is 27 feet long and 14 feet wide. The shelf that we are asking to transfer over comes in at 21.2 feet, so that gives us some space to turn the crank handles and also store the refrigerator and freezer that we need to store biologicals in. The gun vault and the drug vault are a little bit undersized and that is what we talked to Chris about as far as the future because this is looking like a long term plan, so maybe making that room a little bit bigger. We will need that in the future. It is currently 14 feet long and 6 feet wide. We have gun shelves lining both sides of it and then, on the end of it, we have the narcotics bins and valuables filing cabinets where we store those items. County Manager Barbee said so, if it was previously a bank that I am imagining, so where the guns and that stuff is, is like an old vault for the bank and then there is a room in front of that that is secured. Sheriff Hickox said the whole room is a vault from the bank. The door to that vault is in my old office. It is where the evidence processing is now. They had a separate door, so what I am assuming, and this is a complete assumption, because it is brick, it is hard cement in there with the back portion where that is, is where we kept extra, I don't know, the more valuable of valuables. I don't know why you had a room inside of a vault, a separate vault but that is what they have. The main portion of the vault is where we have all the evidence for the big crimes and the separate room is where we put the guns, narcotics, and valuables. Chairman Scharmann said is that going to stay with the \$914,996 or is that going to jump into the contingency? Sheriff Hickox said it should be able to wall off the room that is in there. We have all of the shelves and stuff we need to go in there, we just need a separate room to put them in so that they are separate from that. We have two people in our office that are evidence technicians and they are the only people that have direct access to the vault. We keep it that way for the integrity of the evidence. We have had up to 3 people at certain times. It created a little bit of confusion, so we kept it to 2 people. Even if I wanted to go in there, I have to have one of them open the door and I have to log in and that is for the integrity of the evidence in case it ever has to go to court. They can pull those records to see who had access to that room. Chris Spross said, by moving forward with this project, unless the Sheriff and I can come to an understanding in terms of a potential temporary place to house the evidence and records, this will delay the construction of the District Court. The District Court is almost 100% drawn. This hasn't even started yet and this needs to be done before we can tear down the old Sheriff's Office for that evidence to be able to move over. Unless we can come to an understanding of what we might be able to do on a temporary basis, this will delay the construction of the District Court. Chairman Scharmann said, well, you should be able to do that. Sheriff Hickox said, just so you know, we have not had any arguments on that, it has been

something that we have discussed to come up with a plan as to where we move it to. Chairman Scharmann said Chris gets very difficult sometimes. Sheriff Hickox said I don't believe that sir, at all.

Commissioner Getto said on that green area and the black area, we are not even touching those, we will just leave them as they are? Chris Spross said the green area is an area that is going to be required to be constructed as part of the District Court building. That will be the annex or a pathway across, which allows traffic to go up and then get to the stairs to go the Justice Court and or the elevator. That will be done as part of the District Court project. The black area is just something that, unless you guys tell us that we want to move forward with that, is just an area that could be for future expansion. It will be walled off and will likely have a door in there so somebody can have access to it but we will have that walled off. County Manager Barbee said, just for clarity, with the idea being that the new District Court will be one security check to enter the building, so you will go through those Maine Street/95 entries to go into what will be the Justice Court and what will be the new District Court.

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

Commissioner Justin Heath made a motion to approve the agreed upon list of tenant improvements to the first floor of the District Courthouse (Old Jail) for evidence and records storage. Commissioner Myles Getto seconded the motion, which carried by unanimous vote.

Letters Received:

A- Nevada Division of Environmental Protection's notification of a new case officer for the City of Fallon Maintenance Yard at 190 North Maine Street, Fallon, Nevada.

The Nevada Division of Environmental Protection provides notification of a new case officer for the City of Fallon Maintenance Yard at 190 North Maine Street, Fallon, Nevada. The new case officer will oversee environmental activities at the facility.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

B- Bureau of Land Management's notification of its development of a Determination of NEPA Adequacy for the proposed 2023 Best in the Desert Racing Association's Vegas to Reno offroad race.

The Bureau of Land Management provides notification of its development of a Determination of NEPA Adequacy(DNA) for the proposed 2023 Best in the Desert Racing Association's Vegas to Reno (V2R) offroad race. The DNA was developed in response to an Application for a Special Recreation Permit (SRP). The Battle Mountain District, including the Tonopah Field Office, the Carson City District, including the Stillwater field Office, and Sierra Front Field Office are assisting in the development of the DNA, event monitoring, and post-event monitoring.

The Proposed Action will cover the V2R route proposed to take place August 14-25, 2023. This is proposed to be an approximately 534-mile point-to-point competitive race on BLM lands, with approximately 1,200 participants. The DNA takes into account pit stop locations and route proposed for this year's race. The event would include utility-terrain vehicles, all-terrain vehicles, motorbikes, cars, and trucks. Further details regarding the race and route are included in the letter.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

C- Nevada Governor's Office of Economic Development notification of a Tax Abatement Application by Idaho Asphalt Supply, Inc.

On August 14, 2023, the county received a letter from the Nevada Governor's Office of Economic Development (GOED), providing notification regarding Idaho Asphalt Supply, Inc's application for a Sales & Use Tax Abatement, Modified Business Tax Abatement, and a Personal Property Tax Abatement for their operations planned in Churchill County.

GOED will be holding a board meeting to review this application on September 12, 2023, at 1:00 p.m. in Las Vegas and via video conference in Carson City.

FISCAL IMPACT: N/A; informational only

EXPLANATION OF IMPACT: N/A; informational only

FUNDING SOURCE: N/A; informational only

ACTION REQUESTED: None; Informational Only

Comptroller Wideman said they are requesting a Tax Abatement for a total of \$739,136 over 10 years. These are the abatements that come from the state. Our sales tax is going up, however, we are getting less revenue. That is due to these types of abatements. In 2022, our abatements of this type were \$560,000 that we did not get in revenue from property tax and from sales tax, so we had our assessed values going up but our revenues are not going up. A lot of that has to do with companies like this coming to town that are asking for abatements from the state and then the state grants them the abatement. This letter is to inform us that this company has asked for that and I wanted you to know how that affects us. Chairman Scharmann said is this like what happens with the geothermal companies? Comptroller Wideman said that is correct. Commissioner Heath said did you want to send a letter opposing this, was that your plan? Comptroller Wideman said we could. There is a board hearing on September 12th at 1:00 PM but, according to the letter, we can give public comment saying we oppose it. It depends. They are saying they bring economic development into the county, so there is that, however, it does decrease our revenues. With the geothermal, they got abatements from this Governor's Office and we opposed them because, I mean, they have to have geothermal where the hot water is, so we felt like those were not even necessary. Whether this is necessary or not would be your call. Chairman Scharmann said so, your opinion is that we should oppose this? Comptroller Wideman said I would like to have the revenue. Chairman Scharmann said I agree with you. Commissioner Heath said can we put that on the next Agenda that we oppose this? Commissioner Getto said I think we would be too late if we put it on the next Agenda. Lane

Mills said we would have to agenize it. Commissioner Heath said, well, I guess, Sherry, you can do public comment at the meeting. Comptroller Wideman said, okay, I will, thank you.

D- Nevada Division of Environmental Protection's notification of its No Further Action Determination for US Silica, 10210 Old Hwy 40, Fallon, Nevada.

The Nevada Division of Environmental Protection (NDEP) has reviewed the Response to Request for Release/Spill Information dated August 9, 2023 and prepared by Connor Welsh, Certified Environmental Manager (CEM) of US Silica. This letter provides a no further action determination for the release of oil within the aboveground storage tank earthen containment area at the above-referenced facility and applies to other places where contaminants related to this release have come to be located (NAC 445A.3452).

The August 9, 2023 Response to Request for Release/Spill Information contains a request for a no further action determination from the NDEP.

The NDEP has reviewed information contained in the Corrective Action file that has been provided by US Silica and Connor Welsh, CEM. Based on this review, residual total petroleum hydrocarbons remain in place at depth above reportable concentrations in soil; however, no petroleum constituents are present above residential action levels or remediation standards. Therefore, the NDEP has determined that no further assessment or remediation is required to be protective of human health and the environment (NAC 445A.227(1)).

NDEP may re-evaluate this decision if conditions at the site change or if new or previously unidentified information becomes available that alters the results of the site evaluation and demonstrates a potential detrimental impact on human health or the environment.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

E- Nevada Division of Environmental Protection's notification of its Draft Discharge Permit for the Moody Lane Regional Water Reclamation Facility, Fallon, Nevada.

The Nevada Division of Environmental Protection (NDEP) has completed development of a draft permit for the renewal of the National Pollutant Discharge Elimination System (NPDES) Permit # NV0023582 for discharges proposed and described in the submitted application for the Moody Lane Regional Water Reclamation Facility in Churchill County, Nevada. The proposed permit will be effective for a period of five (5) years.

An email was sent on August 21, 2023, with copies of the Public Notice of Proposed Action (NoPA) and the Fact Sheet. The Public Notice, along with copies of the draft permit and Fact Sheet was posted on the NDEP website on August 21, 2023.

Comments on the proposed action or a request for a public hearing may be submitted to this office for a period of thirty (30) days following the date of publication of the NoPA. The deadline in this office for receipt of all comments pertaining to this public notice shall be September 20, 2023, at 5:00 P.M. Should we find that a significant degree of public interest

exists with respect to the proposed permit issuance, a public hearing may be held. If no hearing is held, we would expect to issue the permit containing the final determinations of the Administrator shortly after the expiration of the thirty-day comment period.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

F- The Bureau of Land Management's issuance of a Final Environmental Impact Statement (FEIS) associated with the Nevada Gold Mines, LLC proposal to expand its existing open pits and underground gold mine operations at the Cortez Hills Project.

The Bureau of Land Management (BLM), Battle Mountain District, Mount Lewis Field Office is seeking public input as it initiates an Environmental Impact Statement for the Plan of Operations submitted by Nevada Gold Mines, LLC.

The proposed Project is located approximately 58 miles southeast of Battle Mountain, 70 miles southwest of Elko, and eight miles southwest of Crescent Valley in Lander County, Nevada. The proposed Project would include:

- Three open pits (Gold Pan, Porphyry, and Altenburg Hill) and associated haul roads;
- A waste rock facility;
- A heap leach facility including a lined pad, process solution ponds and vaults, and a carbon-in-column plant;
- Ancillary facilities including three-stage crushing with associated conveyors, ore stockpiles, growth media stockpiles, a gravel borrow source, secondary roads, stormwater controls and diversions, truck scale, power lines and electrical substations, water production, dewatering and monitoring wells, water pipelines and loadouts, ready lines, fuel and reagent storage, fueling facilities, laydown yards, wildlife and range fencing, assay laboratory, trailers, buildings, and communications sites;
- Shared facilities with the Pipeline Complex at the Cortez Mine, including but not limited to haul road, potable water well, water pipelines, warehousing and maintenance shops, hazardous waste storage, petroleum-contaminated soils (PCS) facility, ore stockpiles, pipeline mill, carbon handling and refinery, laboratory, pipeline area, 28 tailings storage facility, and modifying the authorized Robertson Exploration Plan (NVN-067688) (Exploration Plan) boundary.

The proposed Robertson Mine Project would include modifications to the existing authorized Plan of Operations and reclamation permits for the Robertson Exploration Plan, Cortez Mine Plan, and the Pipeline-South Pipeline-Gold Acres Exploration Plan. The proposed Project would encompass all or portions of each of these Plan areas and would result in changes to each of the Plan boundaries. The proposed Robertson Mine Project would include new, reclassified exploration in the proposed Plan boundary and new disturbance within the existing authorized Cortez Mine Plan boundary. Surface disturbance would be 4,306 acres, with 4,127 acres on land administered by the BLM and 179 acres on private land.

The proposed Robertson Mine Project would operate 24 hours per day, 365 days per year for approximately 12 years, with final reclamation anticipating taking an additional three years. The operational workforce would consist of approximately 415 full-time employees, comprising of approximately 370 existing Cortez Mine employees and 45 new hires. A contractor workforce of approximately 150 would be on site during the initial two-year construction period. A contract workforce of approximately 50 would be on site during the operational period. Approximately 10 percent of the operational work force will remain during the three-year closure period.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

Old Business:

A- Consideration and possible action re: Ratification of a proposal from John S. Wright & Associates, in the amount of \$1,650, to provide professional appraisal services for the purpose of evaluating a Conservation Easement on property under the ownership of Frederick D. Buckmaster and Jan D. Buckmaster (APN: 006-771-59).

As part of Churchill County and the U.S. Navy's Conservation Easement Program, the U.S. Navy has engaged John S. Wright & Associates to prepare an appraisal of the unencumbered fee simple market value and an appraisal of the Restricted Use Easement for property under the ownership of Frederick D. Buckmaster and Jan D. Buckmaster (APN: 006-771-59). As part of the contract, John S. Wright agrees to prepare an appraisal of the Conservation Easement on this property for the county's review and consideration. The appraisal report will be used by the county in order to evaluate the potential purchase of a Conservation Easement, which is a requirement of this process. Ultimately, once an appraisal is obtained, if a Purchase Agreement is executed, following Churchill County Commission approval, the cost to purchase the easement will be divided with the Navy contributing 75% and the county contributing 25%, per the Encroachment Protection Agreement.

Work on this appraisal has been completed.

FISCAL IMPACT: \$1,650

EXPLANATION OF IMPACT: Approving these expenditures will help support the Transfer of Development Rights (TDR) Program for Churchill County, protect productive agricultural land, and reduce the ability for urban growth to encroach upon NAS Fallon. The reduction of encroachment upon NAS Fallon will protect one of our community's most important economic assets. The county's cost is \$1,650 for this appraisal. There are funds available in the budget to pay for Conservation Easement appraisal reports.

FUNDING SOURCE: Water Resources/Contracted Services: 380-380-52400.

ACTION REQUESTED: Accept

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

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

Commissioner Myles Getto made a motion to ratify the appraisal proposal from John S. Wright & Associates to perform a summary appraisal report on property under the ownership of Frederick D. Buckmaster and Jan D. Buckmaster (APN: 006-771-59). Commissioner Justin Heath seconded the motion, which carried by unanimous vote.

B- Consideration and possible action re: Approval of an Agreement for purchase of a Conservation/Restrictive Use Easement with Frederick D. Buckmaster and Jan D. Buckmaster on Assessor's Parcel Number 006-771-59, totaling 43.25 acres with 22.26 acres of water rights.

The subject property is under the ownership of Frederick D. Buckmaster and Jan D. Buckmaster, which is an approved Sending Site. The Sending Site Application includes 43.25 acres of land, with 22.26 water rights being included in this easement. The land owner elected to reserve one future homesite. Easement on this property and development rights transferred to designated receiving sites will preserve agriculture and facilitate Naval Air Station Fallon's plan to minimize urban growth on lands surrounding the base. This purchase meets Churchill County TDR Program goals.

FISCAL IMPACT: Estimated Total Cost: \$110,000, plus closing costs, to be divided 75% Navy and 25% Churchill County. Churchill County's portion to be paid from the Water Resource Fund. Funds have been budgeted and are available for this purchase.

EXPLANATION OF IMPACT: Approving these expenditures will support the Transfer of Development Rights (TDR) Program for Churchill County, protect productive agricultural lands, and reduce the ability for urban growth to encroach upon NAS Fallon. The reduction of encroachment upon NAS Fallon will protect one of our community's most important economic assets, while also keeping water in our valley. The TDR Program offers community benefits and potentially facilitates the ability of developers to bear some of the fiscal responsibility of urban growth.

FUNDING SOURCE: U.S. Navy and Water Resources Fund (380-380-76631).

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 approve purchase of a Conservation Easement and 40 Transferable Development Rights from the approved Sending Site, Assessor's Parcel Numbers 006-771-59. Commissioner Myles Getto seconded the motion, which carried by unanimous vote.

C- Consideration and possible action re: Approval of an Agreement for purchase of a Conservation/Restrictive Use Easement with Jeffery L. Goings and Karen K. Goings, Co-Trustees of the Jeff and Karen Goings 2017 Revocable Trust, on Assessor's Parcel Numbers 006-692-30, 006-692-31 and 006-692-32, totaling 40.38 acres with 33.70 acres of water rights.

The subject property is under the ownership of Jeffery L. Goings and Karen K. Goings, Co-Trustees of The Jeff and Karen Goings 2017 Revocable Trust, which is an approved Sending Site. The Sending Site Application includes 40.38 acres of land, with 33.70 water rights being included in this easement. Easement on this property and development rights transferred to designated receiving sites will preserve agriculture and facilitate Naval Air Station Fallon's plan to minimize urban growth on lands surrounding the base. This purchase meets Churchill County TDR Program goals.

FISCAL IMPACT: Estimated Total Cost: \$135,000, plus closing costs, to be divided 75% Navy and 25% Churchill County. Churchill County's portion to be paid from the Water Resource Fund. Funds have been budgeted and are available for this purchase.

EXPLANATION OF IMPACT: Approving these expenditures will support the Transfer of Development Rights (TDR) Program for Churchill County, protect productive agricultural lands, and reduce the ability for urban growth to encroach upon NAS Fallon. The reduction of encroachment upon NAS Fallon will protect one of our community's most important economic assets, while also keeping water in our valley. The TDR Program offers community benefits and potentially facilitates the ability of developers to bear some of the fiscal responsibility of urban growth.

FUNDING SOURCE: U.S. Navy and Water Resources Fund (380-380-76631).

ACTION REQUESTED: Accept

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

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

Commissioner Myles Getto made a motion to approve purchase of a Conservation Easement and 50 Transferable Development Rights from the approved Sending Site, Assessor's Parcel Numbers 006-692-30, 006-692-31 and 006-692-32. Commissioner Justin Heath seconded the motion, which carried by unanimous vote.

New Business:

A- Consideration and possible action re: Approval of Settlement Agreements with Teva and Walgreens as part of the One Nevada opioid litigation.

Churchill County has joined the One Nevada Agreement and litigation related to Opioid manufacturers and distributors. This Agreement has resulted in several individual agreements with manufacturers and distributors as settlement of these claims. Recently, final terms have been negotiated with Teva and Walgreens, and Churchill County's proposed share has been determined.

Under the proposed settlement, Churchill County would receive \$561,040.66 over 20 years from Teva and \$841,560.98 over 15 years from Walgreens. This is the standard proportional share previously agreed to under the One Nevada Agreement. The documents provided herein agrees to this settlement and waives further rights and claims related to the same conduct.

FISCAL IMPACT: \$561,040.66 over 20 years for Teva; \$841,560.98 over 15 years for Walgreens.

EXPLANATION OF IMPACT: Funds are subject to the standard terms of the Opioid Litigation.

FUNDING SOURCE:

ACTION REQUESTED: Accept

Lane Mills, Chief Deputy District Attorney, 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 Settlement Agreements with Teva and Walgreens. Commissioner Myles Getto seconded the motion, which carried by unanimous vote.

B- Consideration and possible action re: Ratification of an appraisal proposal in the amount of \$8,500 from Johnson, Perkins, Griffin Real Estate Appraisers & Consultants for an appraisal of Assessor's Parcel Number 006-691-01, located at 2055 Schurz Highway, Churchill County, Nevada.

The property located at 2055 Schurz Highway, Fallon, NV (APN: 006-691-01) is owned by the University of Nevada, Reno and otherwise known as the Ag Research Park and Liberty Park/Pond. Under an existing Lease Agreement, the county maintains portions of the property for athletic fields, a dog park, fishing and recreational activities. This property has been identified for use in a future SNPLMA project, but in order for the county to apply for SNPLMA project funds, we must own the property.

Outside of SNPLMA project application rounds, land purchases are permissible using SNPLMA funds, so long as the seller and buyer reach an agreement. The university is agreeable to selling this property to the county. The county has engaged with Scott Griffin of Johnson, Perkins, Griffin to perform an appraisal of the fee simple interest for this property, with the objective of the county acquiring the land.

Once under county ownership, the county will apply for SNPLMA project funds to create an Ag Literacy Park, which will consist of a partnership between the Nevada Department of Ag, CABNR, Cooperative Extension, and Churchill County.

FISCAL IMPACT: FY24: \$8,500.00.

EXPLANATION OF IMPACT: The county has budgetary resources to pay for appraisals on property it is interested in acquiring.

FUNDING SOURCE: General Fund.

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 Myles Getto made a motion to ratify the appraisal proposal from Johnson,

Perkins, Griffin for an appraisal of APN 006-691-01. Commissioner Justin Heath seconded the motion, which carried by unanimous vote.

C- Update regarding the purchase, intended use, maintenance, and operations of an unmanned aerial vehicle by the Churchill County Sheriff's Office.

The Churchill County Sheriff's Office purchased an unmanned aerial vehicle at the end of the 2023 FY. The purpose of the UAV is to assist in various law enforcement and search and rescue operations throughout the county. The update shall include information related to the intended use and purpose, maintenance, standard operations, and financial impacts of the UAV.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

Richard Hickox, Sheriff, said the first time I ever saw a drone utilized by law enforcement was on a fatal accident scene. The State Police utilized it to document a very lengthy fatal car crash. They went out and marked the points of interest and then flew the drones overhead, which obtained a very unique viewpoint of that accident. We have seen that in a couple of different scenes that they have had and it has been very helpful to get a better picture of that scene. We have utilized drones in our department that were privately owned in searches for people or evidence. Some of our members have their operator's license with the state. We also saw them used extensively in the area of murder and investigations. They used one to fly that scene and presented us with some very important data as to how that scene was laid out. It gave us some perspective that was unobtainable through any other means.

With some changes in the law coming up, we have been looking at them for quite a while and found a company that is in Las Vegas that manufactures them there and that is where we are dealing with them. Their product is really robust. It can withstand a lot of damage and still fly. It has thermal capabilities to fly at night, which will help with various law enforcement and search and rescue operations throughout the county. We have had handheld devices but that slows down at night because you are having to track and you don't know if they have circled back and so you have to cautiously approach. What we have found using the handheld thermal devices is that they can get ahead of us so far that the heat signature starts to dissipate and we lose them. With a drone, you are not putting people in that direct risk. That is a huge plus for us because it is an officer safety issue. We can put it up and keep track of people a lot better. While that might sound like a far-fetched thing, it really is not. We have had people run through corn fields or other fields and we feel like we can watch and keep track of them. We are one of the few counties that does not have one. Before we purchased it, we reached out to a number of counties to find out if this is something that was unique and we found out we were unique because we didn't have one. Some counties have one in several of their cars. We didn't go that route. We bought 2 of them that we feel are higher quality. They have the ability to deliver an item so, if we have a barricaded subject, we have the ability to deliver a phone to them so can establish communication versus just kind of tossing it in there and hope that it survives the toss.

The reason we purchased these at the time we did, I want to apologize for not notifying you that this is what we intended to do, we took the opportunity to purchase 2 of them. We can fly one out just short of maximum reach and it will relay to the other drone. We can extend that flight distance out. We can perch it on top of a building and it will relay the signal for the other one to extend our search range considerably without putting our people at risk. We can fly it through a building to search, like if we have a hostage situation or an active shooter type of thing, and get pictures. It has thermal and the ability to deliver a small package. It also has a window breaker on it, so if we have someone barricaded, we can break that window, fly it in, drop that phone, come back out, get photos, whatever we need to do. It has a very robust warranty, so the only cost associated with this that is ongoing is \$150 per licensed flight flyer every 2 years. If we had 3 members that we wanted to get certified, which we will be in order to fly this thing, the upfront cost is \$150 and then from there it will be every 2 years to maintain that license. We have talked to a couple people, there is a class that we have looked at, which is a 2-day class that we are looking to send our people to for certification. It does allow them to get certified through the state. The state changed their laws in this last session to where you have to register your drone if you are a state entity. That is one of the reasons we decided to go that route instead of using privately owned drones, it was better for us to have one of our own so that we were in compliance. There is also the thing that says you cannot have anything manufactured from China in your drone, so we made sure before we purchased them that this was the case. It is made in Nevada, so that was another selling point for me. We are very excited to be able to use these.

Chairman Scharmann said, so you are going to get some guys trained so they don't crash this? Sheriff Hickox said I already have two staff members that are certified. Once we have policies in place, then we can get them flying on them. We intend to get several people certified, so they can fly them and collect videos and pictures and that kind of thing. We can set up markers to identify shoe prints or how many trips they came in and out, fly the drone and get those videos so that, when the District Attorney's office presents this in court, they can have more evidence. Chairman Scharmann said we are pretty lucky to have both Art here and Lane here, so I have a question. Can we utilize information that is gathered by the Sheriff's Office with this drone, can you use that information as evidence in court? Deputy District Attorney Lane Mills said, potentially, yes. The Legislature passed a bill on the use of drones in the criminal context and made it fairly restrictive of that use. If you have a search warrant, you can use it. For instance, we have had several murder cases here where we have had search warrants and you can use the drone in those cases. The Legislature was very concerned about surveillance state, essentially, so they have been restrictive on the use of that stuff and that, if you are going to do that, you need to have a search warrant. When we first saw the statute, honestly, my thought went to the Assessor's Office because they use a drone to do the assessment. It is a different analysis. In most cases, you would need a search warrant. Chairman Scharmann said so you need a search warrant if you are going to scan over my back yard and see my marijuana patch? Sheriff Hickox said, yes sir. We don't really intend to use it for that but if we have a report such as the one that we just uprooted, if we had a report that there were 300 plants in the backyard and we could not get access to it in any other way, then we would apply to the court and say this is what we have. That is now our intended purpose. Our main purpose is to gather evidence to present to a jury. We can clearly explain a scene to them because it is very hard to explain that to people, so if

you have an aerial photo, you can point that out. On the Naomi Irion case, it presented us with some very unique perspectives as to where those tracks from that vehicle had gone and it was eye-opening to us that we really needed to step into that realm officially and not just use our guys because we want to utilize this program and with this law coming up, it is restrictive. We don't want to be an agency that is not in compliance and have our evidence tossed out. We made sure to buy a vehicle that was within the law.

We have already gotten policies from Douglas County and are working with other counties to get their policies, so we can make sure our policies match up. I think our Undersheriff has spoken to POOL/PACT so we can combine all those together to have the most comprehensive policy and then we will have the District Attorney's Office review it.

Chairman Scharmann said, just to clarify, before you fly your drone over my house, I am not growing marijuana, it is only tomatoes and onions.

Commissioner Heath said do you have to get clearance from the base before you fly? Sheriff Hickox said we are restricted to 480 AGL, which is what they call the Above Ground Level. If we are closer to the base or one of their restriction areas, we can call them and they can give us a code and off we go. If we had to fly near the base, we can call them and work with them and they will allow us to fly near there.

Commissioner Getto said I have a question for the lawyers here, just entertain me, just out of curiosity. Let's say we have a drug bust like the one not too long ago, the marijuana, like in that circumstance, let's say 2 weeks prior you had a suspect that was running a drug place and you flew past his place and, in review of the footage, you noticed that earlier to when you guys actually did it, how does that situation work in that? Deputy District Attorney Lane Mills said that would be inadmissible evidence. You can't use it for anything.

Chairman Scharmann asked if there was any public comment but there was none. This item was presented for informational purposes only and no action was taken.

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: Sheriff's Civil Report for July 2023 showing a total of \$3,879.00 in revenue for the month.

Sheriff Richard Hickox provides his Civil Report for the month of July 2023 showing a total of \$3,879.00 collected as revenue for the month. This report is provided for the board's consideration and acceptance.

FISCAL IMPACT: \$3,855.00.

EXPLANATION OF IMPACT: Fees collected help to off-set the costs for providing the services.

FUNDING SOURCE: General Fund.

ACTION REQUESTED: Accept

C- Consideration and possible action re: Treasurer's Report for July 2023 showing a balance of \$65,062,407.92 in the account.

Clerk/Treasurer Linda Rothery provides the Treasurer's Monthly Report for July 2023 showing a balance of \$65,062,407.92 in the account. This report is provided for the board's consideration and acceptance.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

Commissioner Justin Heath made a motion to approve the Consent Agenda as submitted. 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 reported on the following topics:

- I attended the CWSD meeting in Virginia City. There was quite a presentation of the flooding going on there.
- I attended the Library Board meeting.
- I attended the CEDA meeting.

Commissioner Heath had nothing to report.

Commissioner Getto reported on the following topics:

- I attended the RTC meeting.

County Manager Barbee was not present at this time.

Comptroller Wideman reported on the following topics:

- Our year end sales tax came in and we received \$8,667,443.36, which is .5% below last year's.

Chief Deputy DA Lane Mills reported on the following topics:

- We have one Deputy District Attorney in our office with a brand new baby. We are very excited for him.
- We have been working with Chris Spross on the CC Communications renovation.

Clerk/Treasurer Rothery reported on the following topics:

- Property taxes have been keeping our office very busy on top of getting ready for elections. Chairman Scharmann said I was in there the other day and there was a lady in tears who could not pay her taxes. Is there any recourse for people that are not able to do that? Clerk/Treasurer Rothery said there is a provision in the law that says there is nothing we can do to stop the property tax process. However, if they were having a hard time, then we could do an agreement to make payments. It would not stop the penalty process or interest. We deal with this on occasions and get them caught up on taxes.

Sheriff Hickox reported on the following topics:

- We attended the Cantaloupe Festival. From what we saw, it was a success. Parking was still a nightmare along the road.
- The Search and Rescue has been very busy with water searches at the lake and out behind the lake. We worked with Lyon County on that because the truck was found right on the border.
- We concluded our school drive and took supplies down to the superintendent.

Claims and Payroll Transmittals:

The Claims and Payroll Transmittals were submitted for the board's consideration and approval.

Public Comment:

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

Quarterly Jail Inspection:

A- Pursuant to N.R.S. 211.020, the Commissioners will conduct the Quarterly Jail Inspection at the Churchill County Jail upon the close of meeting to inquire into the security of the jail and treatment and condition of the prisoners.

Pursuant to N.R.S. 211.020, the Commissioners will conduct the Quarterly Jail Inspection at the Churchill County Jail upon the close of meeting to inquire into the security of the jail and treatment and condition of the prisoners. A report of the inspection will be prepared and recorded.

FISCAL IMPACT: N/A

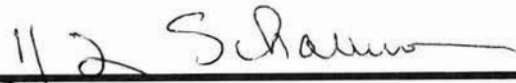
EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

The quarterly jail inspection was conducted following the meeting and a report of such inspection was made and recorded separately.

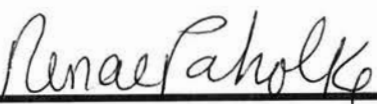
Adjournment:

Approved: 
Harry "Bus" Scharmann, Chairman

Approved: 
Justin Heath, Vice-Chairman

Approved: 
Myles Getto, Commissioner

ATTEST:
Linda Rothery, Clerk/Treasurer


Renae Paholke, Deputy Clerk