

MINUTES OF THE BOARD OF CHURCHILL COUNTY COMMISSIONERS

155 N. Taylor St., Fallon, NV 89406

June 21, 2023

Call to Order:

The regular meeting of the Board of County Commissioners was called to order at 1:15 PM on June 21, 2023.

PRESENT:

Commissioner Harry Scharmann, via telephone
Commissioner Justin Heath
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 was asked to run the meeting since the Chairman is appearing via telephone today. He asked if there was any public comment. District Attorney Art Mallory said I attended a meeting where the Chairman of the County Commissioners attended and talked to a fairly large group. He went over all of the road situations and explained all of the mechanisms of what was going on and the interaction between the different governmental agencies and answered all the questions that people had and I want to commend him for that. That is the way the government should work. He should be available for the public and answer questions and be honest with them. It was good to hear what the public wanted to hear.

Clerk/Treasurer Linda Rothery said we have made some significant upgrades to the chambers. Today is our first meeting using all of the new equipment. I want to thank Gary and Colin and their crews for assisting in the transition. They were instrumental in getting it to where we are today. This was a long haul. SoSu TV is doing a fabulous job and there is more work that needs to be done. We will continue it until we finish.

Social Services Director Shannon Ernst said I want to introduce Daren Winkelman. He is our new Environmental Health Manager for the Central Nevada Health District. He is new to the community and I wanted to make sure he met friendly faces and you knew who he was coming to the house.

Geoff Knell said I would like to read from Revelation. The beast of the sea also forced all

people, great and small, rich and poor, free and slave, to receive a mark on their right hands or on their foreheads, so that they could not buy or sell unless they had the mark, which is the name of the beast or the number of its name. This calls for wisdom. Let the person who has insight calculate the number of the beast, for it is the number of a man. That number is 666. We are experiencing this today in the system. In this county, it is the government flow, climate change and things. We are following it. The plan of God is prothesized and is coming true. We are angry and bitter and frustrated with what is going on with our government. Our Governor signed several bills that take away our parental rights. We need to honor God, the Lord Jesus Christ. United we stand, divided we fall. Jesus said a house divided, every kingdom divided against itself is brought to desolation; and every city or house divided against itself shall not stand.

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 15th day of June, 2023, between the hours of 2:00 and 4:00 PM at all of the locations listed on the Agenda, in accordance with NRS 241.

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

**Commissioner Myles Getto made a motion to approve the Agenda as submitted.
Commissioner Justin Heath seconded the motion, which carried by unanimous vote.**

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

A- May 17, 2023.

The Minutes of the meeting held on May 17, 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 meeting held on May 17, 2023 as presented. Commissioner Justin Heath seconded the motion, which carried by unanimous vote.

Appointments:

A- Presentation of Carcass Grand Champion Winners, Reserve Grand Champion All Around Winners, and Grand Champion All Around Winners from the 2023 Churchill County Junior Livestock Show (CCJLS).

The Churchill County Junior Livestock Show and Sale was held April 27 - 29, 2023. The Board of County Commissioners will present awards for Grand Champion Winners in the Carcass Contests for Steer, Hog, Lamb and Goat; Reserve Grand Champion All Around Winners; and the Grand Champion All Around Winners.

CARCASS GRAND CHAMPION WINNERS:

Grand Champion Steer Carcass – Louie Pellandini

Grand Champion Hog Carcass – Rustan McKnight

Grand Champion Lamb Carcass – Allie Fait
Grand Champion Goat Carcass – Karlie Simper

RESERVE GRAND CHAMPION ALL AROUND WINNERS:

Reserve Grand Champion Junior All Around – Macady Bogdanowicz
Reserve Grand Champion Intermediate All Around – Abby Bird
Reserve Grand Champion Senior All Around – Kylee Simper

GRAND CHAMPION ALL AROUND WINNERS:

Grand Champion Junior All Around – Addison Allegre
Grand Champion Intermediate All Around – Karlie Simper
Grand Champion Senior All Around – Allie Fait

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

County Manager Barbee said this is the first year that the Churchill County Junior Livestock Show was under the umbrella of the county. Like anything, there are some improvements and some changes that we will probably be making as we move forward in planning next year. All in all, it was a tremendously positive event. It was well attended and well participated in and I believe, and I am looking at Karen because she always has the perfect numbers and everything down and I screw it up, I think we had around \$165,000 in, basically, total scholarship revenue. That is money out of this community that went directly to those students who participated. This will benefit them in their career aspirations as they move forward, so that is a tremendous thing, especially with the limited investment that the county makes on this event. We are very excited about it. Of course, I am partial, my kids participate, as well, and I am a product of that. We are very excited about how things went. I am going to turn it over to Karen to acknowledge these last award winners. The reason these guys are a little separated in this presentation is because these are awards that have points and things that occur after the show or from the show or the carcass grading, obviously, is done after the show, so this serves as a great venue to recognize their achievement.

Karen Bogdanowicz said we had a great show. We had a lot of participants that benefited from Churchill County. She made the presentations as outlined above.

Vice-Chairman Heath asked if there was any public comment but there was none. This item was done for presentation of the awards only and no action was taken.

1:15 PM B- Presentation of Employee Service Awards for the 2nd Quarter of 2023.

Employees receiving service awards during the 2nd Quarter of 2023 are:

Employee Name	Department	Years of Service
Asela Lopez Vega	Facilities & Grounds	5 Years
Kevin McElhannon	Road	5 Years

Jim Barbee	County Manager	5 Years
Michael Davis	Sheriff's	10 Years
Jackee Stewart	Social Services	10 Years
Sarah Tracy	Justice Court	20 Years
Ronald Bell	Sheriff's	20 Years
Claude Parsley	Cemetery	25 Years

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

County Manager Barbee directed the employee service awards conducted by the Commissioners.

Vice-Chairman Heath asked if there was any public comment but there was none. This item was done for recognition of the years of service for these employees and no action was taken.

A. C- Consideration and possible action re: Update of current activities, plans, or actions related to the Bureau of Land Management's Carson City District.

An update of current activities, plans, or actions related to the Bureau of Land Management's Carson City District will be provided.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

The Bureau of Land Management could not make it today but gave an update. BLM has signed the VORRA Fallon Special Recreation Permit event to be held July 14-15. The Bench Creek Range Improvement Projects EA will open for public comment 6/21/2023. The Clan Alpine Horse Gather EA public comment period is open for 30 days.

Vice-Chairman Heath asked if there was any public comment but there was none. This item was done for informational purposes only and no action was taken.

1:30 PM D- Consideration and possible action re: Acceptance of a renewal proposal from Nevada Public Agency Insurance Pool (POOL) and approval for payment from Fiscal Year 2023-24 funds.

The Nevada Public Agency Insurance Pool (POOL) provides the county with its property and liability insurance. The renewal proposal includes a summary of the coverage provided to the county. The renewal represents an approximately 31.33% increase. According to our broker, there has been a 14% increase in property values. As we add and upgrade facilities as well as having a relatively hot real estate market, property values are bound to increase and this is one of the "hidden" costs of these changes. We also show an increase in the number of employees - the addition of 30 more employees as well as salary increases result in a 13.76% in payroll. Part of the rates are set up as a percentage of payroll. The remainder of the increase can be attributed to a continued hardening of the property/liability insurance market. Wayne Carlson from the POOL

will attend the Commission meeting to provide information on the POOL and its services, as well as to answer questions from the board. Our broker, Chris Rogne, from E.H. Hursh, will also be in attendance.

There are a variety of benefits provided to POOL members that extend beyond providing insurance coverage. Those benefits include online and in-person training, on-site risk management programs, law enforcement and fire protection training, and cyber-security assessments. Additionally, the county has access to the POOL's Human Resources support, which provides needed training to supervisors and employees, sample policies that have been reviewed by legal counsel, and HR consultation services to assure HR situations are approached in a way that reduces liability exposures.

This year, the county continues to take advantage of the new Learning Management System (LMS) platform called Absorb, which allows the delivery of online training prepared by the POOL. The county is also benefiting from the KnowBe4 information technology security program, which gives targeted training to employees about IT exposures and the steps employees can take to reduce the county's liability. This past year, the county also utilized POOL's Cyber Security expert, Tony Rucci, to assist with the recruitment and selection of the county's new IT professional. Mr. Rucci also provides additional Cyber Security services directly to the county at no additional charge. The county also has taken advantage of approximately \$7,000 in educational grants to send employees to trainings that help reduce our liability. And the county is currently pursuing the POOL's Enterprise Risk Management Excellence Program (ERMEP) award, which, if achieved, could result in a grant award of approximately \$21,000, which can be utilized for the county's risk management efforts.

Churchill County has been an active member of the POOL over the years, being a voting member on the POOL's Executive Committee, the Loss Control Committee, and the POOL-PACT HR Oversight Committee.

FISCAL IMPACT: \$125,050 increase for the county's portion.

EXPLANATION OF IMPACT: The total increase is \$165,053, combining the county and CC Communications. Last year's coverage amounted to \$526,845 and the renewal cost for the new Fiscal Year is \$691,898.17; this year's renewal represents an increase of \$165,053 (a 31.33% increase). The county's portion is \$524,187, which is \$125,050 higher than last year's premiums of \$399,137 (an increase for the county of 31.33%); CC Communications' portion is \$167,711. Funding has been budgeted in the FY 2023-2024 budget to cover the renewal, although this number is higher than was originally expected.

FUNDING SOURCE: General Fund.

ACTION REQUESTED: Accept

Chris Rogne made this presentation as outlined above. Wayne Carlson said I want to highlight some of the coverages and what might have changed and go through some of the programs you are utilizing. The first part of coverage is the property. We retained the limits that we currently have for the members. There is \$300M for any one loss on any single event. We based that on the modeling on the location and concentration of values. We feel that that limit seems to be adequate for catastrophic exposures throughout most of our member concentrations. We have a \$150M aggregate limit on floods and earthquakes. Flood Zone A is aggregated at \$25M. We

were able to retain those limits in this difficult market. When we went to negotiate with the underwriters in London, the London market buzz was about increases of 25% to 45%. We came away with 16%. It is a very difficult market. We feel that our group buying power helped us but our excellent loss experience over time with the London market also helped. This year, the average increase for our members was between 12% and 14% for property values. Some of that is new construction but a lot of it is just inflation.

The second part of our program is the liability. We retained the \$10M limit per member for most coverages. We do have some sub limits. The sexual abuse limit is \$2.5M. All of those were retained as is. There were pressures on the liability market, especially on law enforcement. Nationally there have been some adverse judgements in that arena. In our own experience, we had a couple of members with in-custody jail deaths and those are very expensive cases. All of that got into the rate base for the law enforcement of this and that drove up some of the increases along with the payroll increases that you folks had.

This past year, the county also utilized POOL's Cyber Security expert, Tony Rucci, to assist with the recruitment and selection of the county's new IT professional. Mr. Rucci also provides additional Cyber Security services directly to the county at no additional charge. We lost some ground on cyber risk coverage. We had a \$3M limit per member but the market dissipated for just about everyone. The most we could get was a \$1M limit. When we tried to get around that, we had to have enough members with sufficient strength in their cyber protection internally from multi-factor authentication to a robust internal control and we didn't have enough members to qualify for the higher limit. We are doubling our efforts to get more members into compliance with cyber security. Cyber is a tough area.

Regarding the environmental liability coverage, we were able to retain that. That was one that had a less than 3% increase. We are fortunate that we have not had losses in that area.

Regarding some of the services, we have done several assessments for you. In 2016, we did the aquatic assessment for the pool. In 2019, we started with a jail assessment and then two follow-ups on those. Those programs cost \$28,000 and were included in the program, so you did not pay anything for that. We have various grant programs that you have taken advantage of and, in the last 3 years, we have funded \$44,346 in grants for you. Those grants are cost-sharing grants. We pay 75% and you pay 25% with the exception of educational grants, which are no cost sharing. There are certain subscriptions which we fund; KnowBe4, which is an anti-phishing program. You have been successful using that so far this year. That service is worth about \$3,000. On E-learning, we have a very expansive platform called Absorb and the county has taken advantage of that. The program that you have taken the most advantage of is our HR Services. That was worth about \$30,000. There are tons of training programs both online and in person, that have been utilized by the county with a high participation rate.

There are a variety of benefits provided to POOL members that go beyond just providing insurance coverage. Those benefits include online and in-person training, on-site risk management programs, law enforcement and fire protection training, and cyber-security assessments. Additionally, the county has access to the POOL's Human Resources support, which provides needed training to supervisors and employees, sample policies that have been

reviewed by legal counsel, and HR consultation services to assure HR situations are approached in a way that reduces liability exposures.

Alan Kalt is now on our staff here at the POOL headquarters and he is delivering these kind of presentations around the state. He is up in Tahoe right now doing presentations and I am back here.

One of the things we have is called Captive Insurance Company, domiciled in Nevada, and owned by the POOL and is also a nonprofit and then we have County Reinsurance, which is a national captive domiciled in Vermont. They are a pool of POOLS. POOLS like us are members of that captive and they provide a layer of liability coverage. They are also a nonprofit. There is another layer called Government Entities Mutual, another captive that is a nonprofit. All of these layers of reinsurance on the liability are done through nonprofit organizations. Our captive, Public Risk Mutual, takes a portion of the property risk and a portion of the liability risk at the first layer. It also takes a portion of the property at the catastrophe layer in order to fill out that other matrix, which was shown on the previous page. We try to put together that kind of structure in order to keep our costs down by not using private carriers. We prefer to use a nonprofit POOL because they understand our business. There is a long list of other risk management benefits besides those that I mentioned. We have one that was really expanded this last year called the Enterprise Risk Management Excellence Program. With this program, we go from stem to stern with various departments and review the best practices checklist and interview the various departments and the board and get a sense of how well the organization is run and a sense of where we can help make it even better. That comes with a dollar award depending on the complexity of the organization. From a law enforcement standpoint, in addition to the detention center investments, we also have monthly roll call, which usually takes a detention topic and a patrol topic and those are available to all of our members and recorded and kept in our Absorb platform. The same consultants that work with our jails work with our patrol policies. We try to keep all the policies up to date based on the latest of what is going on in the court system.

Vice-Chairman Heath asked if there was any public comment but there was none. Commissioner Scharmann said, nowadays, there are a lot of guns in public places and public meetings, bringing guns in, people shooting and killing people. When I was a superintendent of schools, we talked to POOL about that subject and they were opposed to any kind of guns within the classrooms and stuff like that. Where do you stand on this subject now? Wayne Carlson said our board has not taken a policy stance on guns in the classrooms. We follow what the state law says and we recommended, after doing hazard vulnerability assessments and looking at the controls, what we did recommend was that the school district development committees, which are required statutory committees, that they approve of anyone wanting to use a concealed carry within the classroom or any other weapon in the school environment. That would put it in with your emergency operations plan and your school district security systems. We watch that and we update those policies every year. It is a preventative tool so that the people in charge of safety are aware and can decide on an individual basis whether or not to allow any weapons in the school. We see it as a security issue for the school. Commissioner Scharmann said what about public meetings like the Commissioners' meeting. Wayne Carlson said public meetings have statutory requirements. Relative to that they can post signs if that is what you need to do. We

were able to get a grant for an open gate system for the schools, which was kind of like the TSA monitoring devices that you walk through. A couple school districts were able to take advantage of that grant for preventative measures. That grant is no longer available to us. However, something similar, if you wanted to initiate a program like that, we could assist you in finding a vendor for that.

Vice-Chairman Heath asked if there was any public comment. Geoff Knell said I just have one observation. You are going to see coincidences through the next year or so where the New World Order is using the system to make life very expensive, by raising insurance and stuff like that so that we cannot own a house or own a car. This is going to move very fast and, unfortunately, that is what we have to deal with. It is part of the New World Order plan. This is going to get worse.

Commissioner Myles Getto made a motion to accept the renewal proposal from Nevada Public Agency Insurance Pool (POOL) and to approve payment from Fiscal Year 2023-2024 funds. Commissioner Harry Scharmann seconded the motion, which carried by unanimous vote.

E- Consideration and possible action re: Update on activities from the Churchill County Mosquito, Vector, and Noxious Weed Abatement District.

Nancy Upham, District Manager of the Churchill County Mosquito, Vector, and Noxious Weed Abatement District will provide an update on activities in the current season.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

Nancy Upham, Manager of the Churchill County Mosquito, Vector, and Noxious Weed Abatement District, said I would love for you to ask questions that I can get back to you with. Despite the water, this year has, with our routine services, we rely an awful lot on service requests. If people come to you and say they are not seeing anything done, please have them call us. We don't have someone in the office all the time but they can leave a message, we will get back to them. We have had a problem with people not leaving any information and then say that we never got back to them. Please encourage them to do so.

We split our technicians up into different zones so they all have an area that they are working on. We have hired 5 new technicians in addition to the other help. What we do is based on service requests just for where we are seeing water standing or we know that there are problems. We will go and do an assessment and then treat it. We are treating more of our source areas this year with longer term residual products. That way there is less labor involved rather than having to go back after four days to check on them. We have products that last for 35 water days. It is a big investment but it will pay off in the long run. We will still be doing our adult mosquito trapping. I am trapping around the valley and sending those in for viral testing. The weather has not been conducive for us to control adult mosquitos. It has been cool, windy, and stormy in the afternoons and that is our best window. People may see us fogging in the morning, which works but it is not as good. We are trying to stay ahead of the game. We have purchased some new

equipment and vehicles to get the job done. With the overwhelming abundance of water, it has created some havoc for accessibility in some of our source areas, so we are going to have to work that into things. We are going to reach out to some larger aerial companies to cover bigger areas than we have ever done in the past. We have a company out of Oroville who are going to be doing our larger scale larviciding and they have already started doing that for us. We have also contracted with another company to do large scale adulticiding. They have not come to Fallon yet, but we have a contract with them.

As for our efforts with mosquitos and weeds, we are doing the best we can but we are a little bit behind the curve because of all the water. Our priority is for the mosquitos but the weeds have benefited from the water, as well. We are working with several agencies to keep track of weeds and mosquitos. These are the efforts that we are going to have to streamline as it warms up. I don't think it is going to get any better for now. We are doing as much as we can. We have to hire some more people.

Commissioner Getto said I am just curious to know the amount of aerial done this wet water year versus a dry year. Nancy Upham said I can give that information for the last 3 years and the acreage. The one thing that is different too is, adulticiding is going to be three times as expensive as it was last year. With the bigger plane, you can cover more acreage, so that may work out to be a little more expensive.

Vice-Chairman Heath asked if there was any public comment but there was none. This item was done for informational purposes only and no action was taken.

F- Consideration and possible action re: Approval of Resolution 17-2023 providing for the transfer of Churchill County's 2023 Private Activity Bond Volume Cap to the Nevada Rural Housing Authority.

The Nevada Rural Housing Authority (NRHA) sent a letter dated June 1, 2022 to request Churchill County's Private Activity Bond Volume Cap (PABC) allocation. This request is for funds that have not been allocated to local projects and would otherwise revert back to the State of Nevada. NRHA will pool the transferred funds with transfers received from other counties and eligible cities for single-family programs to assist first-time homebuyers. Transferring unused PABC to NRHA does not obligate the county in any way - it simply provides NRHA with an additional financing tool to ensure they can continue to offer affordable homeownership programs, like the Mortgage Credit Certificate offered exclusively through NRHA.

Private Activity Bond Volume Cap allocations may be used to fund the issuance of tax-exempt debt for industrial development bonds, pollution control facilities, single-family or multi-family programs. Unfortunately, the allocations the jurisdictions receive are not enough to fund a project of any kind. In order for any jurisdiction to make use of its funds, they must apply to the state for matching funds. If the funds cannot be utilized by the cities and counties, they revert back to the state on September 1st.

NRHA has developed the concept of asking all participating jurisdictions to transfer their funds to NRHA if they have no specific uses for the funds. NRHA may then pool all the funds and do a single-family tax-exempt bond issue with the proceeds being lent in each of the participating jurisdictions. This way, funds meant for a city or county are spent in that city or county for the

first-time homebuyers.

NRHA feels this concept is truly a win-win for all parties. Funds meant for the communities are spent in that community. Eligible homebuyers are assisted with buying their first homes. The programs are not in competition, as it is local lenders who provide the housing. Furthermore, the community's tax base is increased. The participating jurisdiction incurs no liability for the transfer of the funds and no liability for the bond issue.

The NRHA will provide a progress report for Churchill County at the meeting.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE:

ACTION REQUESTED: Adopt

RESOLUTION OF THE BOARD OF COMMISSIONERS OF CHURCHILL COUNTY, NEVADA PROVIDING FOR THE TRANSFER OF THE COUNTY'S 2023 PRIVATE ACTIVITY BOND VOLUME CAP TO THE NEVADA RURAL HOUSING AUTHORITY; AND OTHER MATTERS RELATED THERETO.

Diane Arvizo, Nevada Rural Housing Authority, said I want to talk about some of the great things that the program does that we use the private activity bond volume cap (PABC) for.

Churchill County has 41 residents that are receiving help with their rent from NRHA through the housing choice program. In our history, 729 units of housing have been built or preserved by NRHA contributing to the housing ecosystem. In Churchill County, we have Indigo Village Apartments on Auction Road to help with rent for qualifying households. That property was built in 1977 and was renovated by NRHA in 2014. We also serve about 300 clients annually with weatherization assistance to help many seniors age in place making sure that they have a home that is safe and it helps keep their energy bills down.

NRHA's flagship program, Home at Last, offers programs like the Mortgage Credit Certificate (MCC), Down Payment Assistance, and soon a new lease-to-own option, all which help Nevada families overcome some of the barriers associated with home ownership. With the rapid growth in population, NRHA is reporting a record number of families seeking assistance. In 2006, NRHA launched its Home At Last Down-payment Assistance Program funded by PABC. Churchill County was part of the successful launch in 2006 by transferring \$11.6M in bond cap transfers. That first Home Ownership Program in 2006 helped 335 home buyers with \$64.2M in affordable mortgages. In the last couple of months, NRHA provided 15 home buyers in Churchill County with \$4.2M in mortgages. We have provided about \$66,000 in down payment assistance to them and 4 of those received the benefit of the mortgage tax credit program.

In terms of what those numbers look like, since 2006, we have provided over \$1.8B in affordable mortgages and \$66,000 in down-payment assistance. Also, it has afforded \$820,000

in federal tax savings. Those savings, of course, are reinvested right back into our local rural communities. NRHA, in terms of Churchill County, has assisted 335 home buyers.

Vice-Chairman Heath asked if there was any public comment. Geoff Knell said I spoke at the City Council meeting regarding this subject and I gave an observation. Klaus Schwab says you will own nothing and be happy. Why does the government have to stick their noses in a capitalistic society? Why don't they control it in a way that puts a stop to greed and corruption but offer something that they should not be involved in at all. The companies, the realtors, the owners of the property, should be the ones in the title, not the government coming in there or the housing crisis, for instance, and then all of a sudden you have more traffic and more rage and all this kind of stuff. You are putting people in debt. Applications. I am a veteran; I used my VA loan to get my first house. I got it for \$103,000. Down the street from me is a \$410,000 home. Our economy is going downhill. We have mortgages, debt on cars, and our system is designed as we discussed with the insurance company. They are raising the prices again. We have natural disasters but things are designed to put people in debt.

Commissioner Harry Scharmann made a motion to adopt Resolution 17-2023 providing for the transfer of Churchill County's 2023 Private Activity Bond Volume Cap to Nevada Rural Housing Authority. Commissioner Myles Getto seconded the motion, which carried by unanimous vote.

8:30 AM G- Consideration and possible action re: Approval of an Interlocal Contract between Churchill County and the Nevada Department of Conservation and Natural Resources, Nevada Division of Forestry, for wildfire protection in the amount of \$14,595.00 each fiscal year but shall not exceed \$29,918.00.

Presented for the board's approval is an Interlocal Contract with the Nevada Division of Forestry whereby the division will work to maintain effective wildfire management in cooperation with local and federal counterparts. This is a contract renewal for a term of 2 years, with the existing agreement expiring June 30, 2023. The provisions in the Interlocal Contract are the same as in previous years. The fire department will present additional information concerning this Contract. The cost for the service is \$14,595.00 each fiscal year but shall not exceed \$29,918.00.

FISCAL IMPACT: The cost for FY24 is \$14,595 and for FY25 is \$14,595, but shall not exceed \$29,918.

EXPLANATION OF IMPACT: The cost for FY24 is \$14,595 and for FY25 is \$14,595, but shall not exceed \$29,918. Funds are already budgeted in the Fire Department's budget.

FUNDING SOURCE: General Fund.

ACTION REQUESTED: Accept

Alex Haffner made this presentation as outlined above.

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

Commissioner Myles Getto made a motion to approve the Interlocal Contract with the Department of Conservation and Natural Resources, Nevada Division of Forestry, as presented. Commissioner Harry Scharmann seconded the motion, which carried by unanimous vote.

H- Consideration and possible action re: Application for continued support funding for Domestic Violence Intervention (DVI) in the amount of \$4,000 for Fiscal Year 2023.

Domestic Violence Intervention (DVI) is the only program in Churchill County offering assistance to victims of domestic violence and sexual assault. Much of DVI's funding comes from grant sources. Churchill County has a long history of supporting DVI and has typically provided funding in the amount of \$4,000 per year. The funds sought from the county are used as matching funds for DVI's grants. DVI serves approximately 25 new clients from Churchill County each month. DVI has submitted (attached) the required funding application and budget information.

FISCAL IMPACT: FY23: \$4,000

EXPLANATION OF IMPACT: The DVI line item within the Community Support Budget has been funded each year with \$4,000, and the funds for FY23 have not yet been requested.

FUNDING SOURCE: Community Support Budget / Grant DVI: 100-401-70220.

ACTION REQUESTED: Accept

Karen Moessner, Director of Domestic Violence Intervention, made this presentation as outlined above.

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

Commissioner Myles Getto made a motion to approve funding for Domestic Violence Intervention in the amount of \$4,000 for Fiscal Year 2023. Commissioner Harry Scharmann seconded the motion, which carried by unanimous vote.

I- Consideration and possible action re: Approval of a Lease Agreement between Churchill County Social Services, William N. Pennington Life Center, and Sandra Burrell for a beauty shop station for \$400 per month, for a term of July 1, 2023 - June 30, 2024.

Mrs. Burrell leases a station in the salon located within the William N. Pennington Life Center at \$400 per month. It is requested renewal of said Lease for FY24

FISCAL IMPACT: \$400 per month, for a total of \$4,800 per year.

EXPLANATION OF IMPACT: Monthly rent collected.

FUNDING SOURCE: Tenant in salon.

ACTION REQUESTED: Accept

Social Services Director Shannon Ernst made this presentation as outlined above.

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

Commissioner Myles Getto made a motion to approve the Lease as presented and to authorize it to be executed. Commissioner Harry Scharmann seconded the motion, which carried by unanimous vote.

J- Consideration and possible action re: Approval of an Agreement between Churchill County Social Services and Civitas for provision of professional services for the Rural Nevada Continuum of Care of Exhibit 1 and 2 Housing and Urban Development competition not to exceed \$27,000, to be reimbursed by members.

Churchill County is a member of the Rural Nevada Continuum of Care. As part of this membership, regarding participation and overall service delivery to homeless, Churchill County is eligible to receive direct HUD SHP funding to support homeless services in Churchill County and has done so since 2003.

The RNCOC is required to facilitate the Exhibit 1 and Exhibit 2 Application process for the HUD competition annually, anytime from June to August. The process included grantee monitoring, public application submittal and ranking, and overall completion of Exhibit 1 with individual community Applications making up Exhibit 2.

Since 2002, SEI has provided contracted services to the RNCOC. In January 2023, SEI provided notification that they would not be renewing their Contract as of July 1, 2023. The RNCOC has been working to fill the full contract but, at this time, there is a concern to complete this prior to the release of the complete process by HUD and completing within a 30-45 day normal submittal timeframe. Grantees have come together to support covering the cost of the contract, \$27,000. It has been requested that Churchill County Social Services act as the Contract oversight, as we have done in the past.

Churchill County Social Services had dedicated \$5,000 to cover the portion requested but would be reimbursed \$22,000 from other participating communities as committed.

FISCAL IMPACT: \$27,000.00.

EXPLANATION OF IMPACT: Contracted amount.

FUNDING SOURCE: \$5,000 Grants to Needy; \$22,000 - Vitality Treatment Center, New Frontier Treatment Center, Carson City, Lyon County, Nye County Health and Human Services.

ACTION REQUESTED: Accept

Shannon Ernst, Social Services Director, made this presentation as outlined above.

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

Commissioner Myles Getto made a motion to approve the Contract as submitted and to authorize the Director to execute the same. Commissioner Harry Scharmann seconded the motion, which carried by unanimous vote.

K- Consideration and possible action re: Contract between Churchill County and Quality Inn of Fallon for emergency shelter for High Water 2023, at \$99 per night, if activated for those dislocated due to flooding.

During flood planning, it was identified that there could be potential residents that would be displaced from their primary residence. As part of the mass sheltering, it is found to be feasible to enter into a Contract with a local hotel to provide up to 60 families with shelter until alternative housing is identified based on need and length. Should it require more than 60 households, the shelter plan would be activated.

The proposed Contract is with Quality Inn & Suites at \$99 per night for a minimum of 3 nights to be available within 48 hours' notice as needed. If no sheltering is needed, the Contract would not activate.

FISCAL IMPACT: \$297 per family.

EXPLANATION OF IMPACT: \$99 per night, per family, for a minimum of 3 nights, up to 60 families.

FUNDING SOURCE: Emergency Flood Fund.

ACTION REQUESTED: Accept

Shannon Ernst, Social Services Director, made this presentation as outlined above.

Vice-Chairman Heath asked if there was any public comment. Geoff Knell said I am a caretaker also with a friend and my wife has taken them to doctor appointments out there. It is spreading, it is getting pretty full, so this is very practical, so go for it.

Commissioner Myles Getto made a motion to approve the Agreement as presented and to authorize the Director to execute the same Commissioner Harry Scharmann seconded the motion, which carried by unanimous vote.

L- Consideration and possible action re: Ratification of an Agreement between Churchill County Social Services and the State of Nevada, Division of Public and Behavioral Health, in the amount of \$25,570 to support the FASTT program.

Social Services has been awarded \$25,570 to support the jail Forensic Assistance Safety Triage Team (FASTT) Program. The Forensic Assistance Triage Team is made up of a caseworker that provides support to the incarcerated to reduce recidivism at release. The key is to develop a comprehensive client center plan to encourage reducing criminal activity, link to counseling, and address issues that increase the criminal activity of being arrested.

The funding that supports salaries and operations expensed by the program is matched with CADCA and Marijuana Tax Revenue funding.

FISCAL IMPACT: \$25,570 - Direct allocation from the State of Nevada (since 2017).

EXPLANATION OF IMPACT: Case worker operations .

FUNDING SOURCE: State Liquor Tax.

ACTION REQUESTED: Accept

Shannon Ernst, Social Services Director, made this presentation as outlined above.

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

Commissioner Myles Getto made a motion to approve and ratify the Agreement as presented. Commissioner Harry Scharmann seconded the motion, which carried by unanimous vote.

Appeal of Planning Commission Decision:

2:15 PM - 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.

This matter is an Appeal of the decision by the Planning Commission to deny a variance for rear

setback requirements from 20 feet to 3 feet filed by Leslie Beach at 6755 Reno Highway, APN: 008-141-18.

The Planning Commission had to make a decision regarding this Application since it had already been tabled at a previous meeting (March 8, 2023) in order for the Applicant to gather information from NV Energy related to the power pole easement located near where the building was proposed to be placed and, since the Applicant was not at the meeting and had not requested a postponement prior to the meeting, state law required a decision be made at the April 12, 2023 meeting.

History: The Applicant has been dealing with a variety of issues at the site that includes code enforcement actions and changing of uses. This culminated in obtaining a Special Use Permit for a duplex in April 2022, along with a street setback variance. It was learned recently that the lot depth is not what was thought and the actual rear lot line is very near the rear of the planned building. Previously, the lot depth on the east property line was thought to be 90 feet but was later found to be around 73 feet. The Applicant has submitted another variance to resolve the problem in a way that she can continue with the intended project. If not approved, the duplex will have to be reconfigured.

Past residential uses on the property were non-conforming uses that went away long ago. They wanted to re-establish a residence, which is normally not allowed. She chose to establish a multi-family duplex because multi-family dwellings were an allowable use through a Special Use Permit at the time. The permit was approved just before the code changes that established the R-3 zoning district and also made multi-family dwellings prohibited in the commercial zones. Thus, this Application is vested under the previous law but then will be a legal non-conforming use. However, if the Special Use Permit expires without implementation, the proposal will lose its grandfathered status. Once constructed, the duplex will remain a non-conforming use as long as it is occupied but, if it ceases, it will lose its non-conforming status.

Project Summary: The application proposes a Variance from the rear setback to allow the new building to be 3' from the rear property line instead of the required 20' – a reduction of 17 feet or approximately 85%. The applicant verbally indicated that the property line falls roughly where the line of garden pots are seen in the application photos. It should be noted that the ground behind the structure has been filled well into the adjacent property. If that owner objects, the fill may have to be removed and a retaining wall constructed.

The Director has already approved a one year extension for the Special Use Permit and previously approved variance related to this project.

Recommended conditions:

1. The approved yard setback is 3 feet from the rear property line, and ONLY applies to the addition to create the duplex. The normal setbacks apply in all other situations.
2. The approval of this variance expires one year from the date of the final decision, subject to any allowed requests for deadline extension in the Churchill County Code. A Building Permit Application for the structure of the second dwelling must be submitted before expiration. Permits for other site facilities will not meet this requirement.

3. Compliance with Churchill County Code, including any approved variances.

A copy of the Staff Report and excerpt from the April 12, 2023 Planning Commission meeting Minutes are provided for the Commissioners' review and decision.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

Deputy Clerk Moore swore an oath of the following individuals: Leslie Beach, Appellant, and Chris Spross, Public Works Director.

Public Works Director Spross said we received an Application from Leslie Beach for a Variance to reduce the rear setback requirements from 20 feet to 3 feet. She was adding an addition to her property in order to get the property into compliance. We went through the Application a week prior to the hearing of the Planning Commission. After the meeting was over, two of the Planning Commissioners and I went out to the property and met the Applicant out there and, as we were looking around, we noticed that the layout seemed to be very close to the NV Energy power pole, as well as the power line that heads back to Highway 50. The Chairman of the Planning Commission is also an electrical contractor, so he noticed that right away and he wanted to make sure the Applicant was in compliance with the easement as it looked like the addition was going to be built in the easement. We talked to the Applicant and she agreed to talk to NV Energy because we would need to have some evidence that they are okay with the layout as designed. We had the hearing the subsequent week and, at that time, the Applicant did not have any information from NV Energy yet, so the issue was tabled until the following month for the next meeting. On April 12, 2023 was the second hearing. We had not received anything from the Applicant and thought maybe she was going to just bring it to the meeting and, if she didn't, we could just ask her if she wanted to postpone. The reason I say it that way is when we receive an application, we only have a certain number of days to take action. Because this Application was tabled at the first meeting, there were only 3 days left after the date of the second meeting that a decision had to be made, so a decision had to be made at that hearing. Unfortunately, the Applicant was unable to come to the meeting and, therefore, we could not just simply say if you ask for a postponement, that will give you more time but it would keep the Application alive. The Applicant was not at the meeting, so we could not ask her to ask for an extension so the decision had to be made and because we did not have the paperwork requested, the Planning Commission felt it was prudent to deny the Application. That decision was made on April 12, 2023, and that is why we are here today. Commissioner Getto said is there an easement right there for NV Energy? Director Spross said on any NV Energy power line there is an easement. It is a 10-foot easement that is split with 5 feet on each side. That applies to the power line that runs from one pole to the other that can't be encroached upon. When I say encroached upon, I don't just mean the side of the building. If there is an overhang on the roof, that counts towards that easement. That roof line would be the furthest extending part of the building where that easement would start. The Applicant has changed their drawing but I will let her talk a little bit about what she has done since then.

Civil Deputy District Attorney Joseph Sanford said some documentation was provided to the

Commission at the start of this meeting. Have you reviewed the documentation provided by the Applicant? Director Spross said I did get a chance to look at it. Essentially, what this is, is the Applicant has put an Application in to NV Energy for a service. It was assigned a Project Coordinator. A meter set waiver has been applied for and a memorandum of advance for credit has been issued so, in other words, there is a certain dollar amount that she would have to pay in order for them to design and place the service. There is a drawing that shows the service coming from the power pole and then the Line Extension Agreement has been signed by the applicant but has not been signed by NV Energy. I won't speak on behalf of the Planning Commission, too much. I think in general, fundamentally, I don't think the Planning Commission had an issue with the granting of the Variance. The issue was when we saw that the building was going to encroach into that easement and we did not want to be in a position that, if we granted approval to something and then NV Energy came along and said you built this into our easement and it now has to be torn down. The Variance itself was not an issue, we just wanted to make the county and also the applicant was protected from anything that might happen if they were to proceed with that construction. If this decision is approved or overturned, I would request that, prior to any issuance of any building permits, any and all issues that may or may not remain with NV Energy are addressed prior to issuance of any permits for construction.

Vice-Chairman Heath said, Leslie have you got an approval yet, because it said 25 business days on here. Have they responded back? Leslie Beach said I have been working with Lawrence from NV Energy and so I will send everything to him if it is approved. What is going to happen, because that house was built in 1943, who knows if they had a code back then, anyway, we have to take off of the building, the existing electric box, the right overhead, they don't do that anymore, right, so we have to take everything off and we have to provide the conduit for NV Energy. They will run the wire down the pole and then set it in the ground and we have to pay for everything. It will be a seamless transition. The box will be on the duplex, like it shows on the diagram, and he said that we will do it at the same time. They will change the electric because it has been there for a long time but the electric was updated several years ago. There will be two meters, not one, because it is a duplex to comply with the county. Commissioner Scharmann said we do not have a representative from NV Energy at the meeting? Commissioner Getto asked how far it will encroach on NV Energy's easement? Leslie Beach said it won't be. Commissioner Getto said it won't be at all? Vice-Chairman Heath said it will not be encroaching on the easement? Director Spross said the variance itself, with respect to that drawing there, is on the south side of the building. Typically, as you can see from the dashed line running east to west there, the setback is 20 feet and there has been a misunderstanding over the years of the actual location for where the property line is. Regardless of this easement with NV Energy, that variance still needs to be granted. As you can see in the drawing, there is a little notch out of the southeast corner of that building and I think that was originally done to make sure that it is out of the easement by the power pole. I just want to make sure that the Applicant does understand that there is power that runs from that pole to the pole that is on Highway 50 and that 5 feet needs to be maintained all of the way through there to make sure that it is away from the easement. Leslie Beach said we have discussed that with NV Energy and we are absolutely complying with the 5 foot, and also, we were talking about taking a little bit more off to be less close to the easement. Commissioner Scharmann said, so we don't have a representative from NV Energy here? Vice-Chairman Heath said no, we do not have one but we do have a letter from them. Leslie Beach said I asked him if he could give me a letter and he said this should be

good enough. Director Spross said this will be furnished to the Building Department and they will see if this is what they need and will go ahead and issue the permits. If it is not sufficient, then we will continue to go through the process.

Vice-Chairman Heath asked if there was any public comment. Deputy District Attorney Joseph Sanford said if anyone is going to make a comment that is factual in nature that they would be sworn in. Peggy Ogden was sworn in and said, I own the property south of Leslie's property and I want it known that I am opposed to it because of the three foot property line. I think that is kind of close to have a building along that property line that close. Vice-Chairman Heath said is there a setback requirement that we have to use. Director Spross said the south property line runs right through here. Instead of being 20 feet to the north with that, she is asking for it to be 3 feet. From this property line you come out about 5-10 feet and you have a slope that goes down to a slough that ends up being somewhere over here and then it will come up and then over there is where Peggy Ogden's property is. It is not like anybody could build anything right by the slope because of that water that runs through there. It is kind of a misconception that you could possibly build another building over there that would impact on that setback. It is probably somewhere in the neighborhood of 10-12 feet but not 20 feet. The existing home already encroaches into the setback. This is a Variance to bring the addition, which then subsequently brings the entire property into compliance. Leslie Beach said, Justin, what happened was NV Energy took part of the road in the front and, we have already discussed this before, but it made it almost impossible. We can't go further towards the highway. We did get a Variance on that. We can't go any closer to the interstate and then, we have to comply with the county, but because of NV Energy cutting off from the property, that is what caused the big problem with this little, tiny property. We can't build on the other side to make it comply with the changes on C-2, so we have to attach it to the existing building and remove the wall that is there. I believe you have all the paperwork from before. The slant in the back yard, there is nothing that can be done there. The slough is over 3 acres before you can touch it with anything and the owner's sister lives in the back and I actually accidentally lit the slough on fire a few years ago.

Commissioner Myles Getto made a motion to modify the decision of the the Planning Commission, with the addition of condition items 4 and 5, that Ms. Beach either gets consent from NV Energy that she can encroach into the easement or prove that she is not in the easement. Commissioner Harry Scharmann seconded the motion, which carried by unanimous vote.

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.

Staff will provide an update on the potential for flooding and may request that the board direct action as appropriate to respond to the emergency. Actions may be related to flood mitigation efforts or use of County equipment and personnel to assist in emergency response.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED:

County Manager Barbee said, as we stand currently, the BOR, I believe, has moved us out of spread water but they are maintaining, I believe, in flood ops. I have a little bit of confusion there but they are working closely with TCID in terms of determining flows and inflows into the lake. Currently, they are using the usage that is being done by the farmers and then anything above usage is being utilized to fill the lake in an attempt to capture water as we move towards the end of the high flows that we have seen coming down the river. We did see a drop, specifically in the east fork of the Carson River a day ago, so we are going to look and, potentially, what they are forecasting is an additional drop in the flow that is coming into Fort Churchill on the 24th and, at that point, we will continue to watch. We still have somewhere around a little over 200,000 acre feet of water that is up on the mountain in the form of snow per the last lidar flight, which I believe was last week. It is all starting to run together. We appear to be in pretty good shape. There is still potential, as we get close to the end of the season, that we may have to open up the weir at some level to displace somewhere I heard, somewhere in the vicinity of 30,000 to 60,000 acre feet as they come up on the boards and try to balance out the outflows in the dam with the inflow on the Carson River and reaching that maximum fill level on the lake. We will keep an eye on that moving forward and then we may potentially be moving towards removing ourselves from the Emergency Declaration. We have the total amount of the cost that the county has put out in terms of construction of the new weir and the new berm. That comes in around and our flood operations around \$4.6M that has been expended in creating those structures. The high point they think is that, with completion of the additional weir, we are now able to basically, and really general map to outflow 2,500 cfs out of the V-Line, out of the weirs if necessary with an additional 1,000 cfs in the river, which creates a total of 3,500 cfs flow out of the system without impeding any of the citizenry or relying on the farmers to put water on their fields to push water through the system. Effectively, we have created a balance. That is the max that the dam can put out at any given moment so we have created a max efficiency from this point moving forward in the life of the system and the life of the dam, so there is no potential in the future, under any circumstance, of having to increase the weir or expand the weir. We, basically, created a situation where we have peak efficiency between the system's output and the dam itself. Now, we will really be focused heavily on working with BOR to get reimbursed for what is now a BOR structure that is utilized under the operations guidance with TCID including both the weir structure itself, that additional weir structure, and the elevation increase that we put on the berm down at the Carson Lake so, best case scenario is we get full reimbursement. I think that is going to be a bit of a dance, I don't think it is stepping out of place or putting anything on the record that the BOR is not acknowledging, so we will be working on a cover letter that will go with that invoice tomorrow and Friday and, hopefully, have to our federal partners by the end of the week. In the future, we may go into flood ops again in a situation like this but there won't be quite the dramatic actions required. It will be a matter of planning in terms of how we deal with things that we cannot control but the controls relative to the outflow systems are going to be maxed out and it will be management by BOR under flood ops moving forward. Commissioner Getto said did they mention that if they do open again, is that going to be spread water again? County Manager Barbee said if they did that they would have to go back to spread water but I am not 100% sure.

Letters Received:

A- Carson Water Subconservancy District's Final Budget for Fiscal Year 2023-2024.

The Carson Water Subconservancy District provides a copy of its Final Budget for Fiscal Year 2023-2024 for public information.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

B- Churchill County Mosquito, Vector, and Noxious Weed Abatement District's Final Budget for Fiscal Year 2023-2024.

The Churchill County Mosquito, Vector, and Noxious Weed Abatement District provides its Final Budget for Fiscal Year 2023-2024 for the information of the board and public.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

C- Nevada Department of Transportation's notification that Contract No. 804-23 READV with Facilities Management, Inc. for a project at the Fallon Maintenance Station at 2014 Trento Lane, Fallon, Nevada has been completely executed and a satisfactory bond has been furnished and approved.

The Nevada Department of Transportation (NDOT) provides notification that Contract No. 804-23 READV with Facilities Maintenance., Inc. for a project at the Fallon Maintenance Station at 2014 Trento Lane, Fallon, Nevada has been completely executed and a satisfactory bond has been furnished and approved. The contractor shall complete substantial construction and completion of a portion of the highway system at Fallon Maintenance Station. Site improvements shall include but is not limited to structural foundation, electrical services, concrete slab, water services, installation of asphaltic concrete surface, and reconstruction of a sprung structure for sand and salt storage.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

D- Churchill County School District's Tentative Budget and Final Budget for Fiscal Year Ending June 30, 2024.

The Churchill County School District provides its Tentative Budget and Final Budget for Fiscal Year Ending June 30, 2024. The budgets are provided for review and information of the board and public. Further details can be found in the budget.

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 concurrence with the Final 2022 Annual Monitoring and Inspection Report for Installation Restoration Sites 5, 18, 20, 21, and 22 at Naval Air Station, Fallon, Nevada.

The Nevada Division of Environmental Protection provides notification of its concurrence with the Final 2022 Annual Monitoring and Inspection Report for Installation Restoration Sites 5, 18, 20, 21, and 22 at Naval Air Station, Fallon, Nevada. The 2022 annual inspection and monitoring activities included landfill inspections and groundwater level gauging at 27 of 27 monitoring wells located in and around the four LFOU sites, an annual land use control inspection at IRP Site 5, and a biennial groundwater sampling event at IRP Site 18. These activities were conducted in September 2022. Additionally, two post-rainfall visual inspections were conducted in August and December 2022 after significant rainfall (greater than 0.5 inches of precipitation in 24 hours) was recorded at the sites. The annual inspections, observations, measurements, and monitoring results were generally consistent with those previously reported.

The groundwater flow direction and gradient at NAS Fallon were consistent with previous monitoring events. Groundwater was measured at shallow depths, generally less than 12 feet below ground surface and flowed towards the east-southeast at a gradient of less than 0.001 to 0.008 feet per foot. Further details can be found in the letter provided with the Agenda Report.

NDEP concurs with the recommendations presented in the Final Report, including discontinuation of monitoring for pesticides in groundwater at IRP Site 18 and plugging and abandoning all wells at IRP Sites 20, 21, and 22.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

F- Bureau of Land Management's Public Consultation Letter regarding Willow Creek Grazing Enclosures in the Copper Canyon Allotment on BLM-administered lands and on private lands owned by Nevada Gold Mines.

The Bureau of Land Management provides notification of its public consultation regarding Willow Creek Grazing Enclosures in the Copper Canyon Allotment on BLM-administered lands and on private lands owned by Nevada Gold Mines. This consultation letter describes the proposed action to authorize six enclosures within Willow Creek. These enclosures are separated by water breaks to allow water access and crossing areas for permitted livestock within the drainage.

This project will encompass 191 acres of lentic and lotic riparian areas. This action was developed to meet mitigation requirements of the Greater Phoenix Project as operated by Nevada Gold Mines. This mitigation action is intended to reduce the effects of dewatering on potential surface water flows in the Willow Creek Watershed, which will impact surface water features, including springs, wetlands, Willow Creek, and Willow Creek Reservoir. These enclosures will be authorized as range improvements under 43 CFR 4120.

Public comments will be accepted for a 30-day period, which will close on July 6, 2023. Further details can be found in the letter.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

G- Nevada Division of Environmental Protection's request for release/spill information from Enel Green Power in Fallon, Nevada for a turbine oil spill.

The Nevada Division of Environmental Protection requests release/spill information from Enel Green Power in Fallon, Nevada for a turbine oil spill that occurred on May 15, 2023. During the servicing of a tank containing turbine oil, the stainless-steel line came out of the top of the tote and sprayed oil on the ground. Because this release appears to have resulted in contamination and exceeds limits or quantities established by Nevada Administrative Code (NAC) 445A.347 or 445A.3473, Enel is required to provide an evaluation of the release per NAC 445A.2269 and NAC 445A.227 no later than July 17, 2023 as outlined in the notice.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

H- Thank you cards from Royce Mills and Isabelle Nuckolls for their selection as recipients of the Jim Regan Memorial Scholarships.

Royce Mills and Isabelle Nuckolls provided thank you cards or their selection as recipients of the Jim Regan Memorial Scholarships.

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: Renewal of Professional Services Contracts with Charles B. Woodman, Esq., in the amount of \$80,000 for Indigent Legal Services and in the amount of \$40,000 for Representation of Individuals in NRS 432B, Juvenile Temporary Protection Order Cases and Guardianship Cases, effective July 1, 2023 through June 30, 2024.

Prior to the establishment of the Churchill County Public Defender's Office November 2020, the county's indigent defense was being provided via contracted attorneys. Charles B. Woodman, Esq. has been providing indigent defense services to the county since July 1, 2014. In November 2020, once the county's Public Defender's Office was established, Mr. Woodman still had his existing caseload and was handling conflicts as assigned, but began billing the county on a percentage basis corresponding to the percentage of cases he was handling when compared to the average number of cases/hearings he had under his indigent defense contract with the county.

Since Mr. Woodman had an existing caseload and was working for the county providing indigent defense services for many years, he was a good fit to continue providing conflict counsel services. Furthermore, Mr. Woodman was approved by the State of Nevada Department of Indigent Defense Services as Qualified Contractor and Appointed Counsel. Thus, the Board of Churchill County Commissioners entered into a one-year contract with Mr. Woodman, effective July 1, 2022 through June 30, 2023. At the same time, the board also approved a

secondary one-year contract for Representation of Individuals in NRS 432B, Juvenile TPO, and Guardianship Cases. This contract is similar to other contracts the county has for 432B representation. The contractor will represent individuals as appointed by the Tenth Judicial District Court, and includes but is not limited to: 72-hour hearings, initial hearings, disposition hearings, review hearings, mediations, termination of parental rights hearings, and any appeals. Both contracts contained provisions allowing for up to three (3) one-year renewals.

As referenced in the county's Indigent Defense Plan, it was determined that the best way to provide effective representation of indigent defendants was to split the Public Defender's Office into two separate offices with a Public Defender's Office and an Alternate Public Defender's Office, which would lessen the occurrence of having to use the Department of Indigent Defense Services (DIDS) for conflict cases. Additionally, as outlined in the Plan, any conflicts that arise in which both offices are unable to represent an individual, the case would be referred to the county's contract attorney or the Program Coordinator (Sevon Consulting, LLC) for appointment of counsel.

The contract for Indigent Legal Services is at an annual rate of \$80,000 and is being proposed to renew July 1, 2023 and run through June 30, 2024. The contract for Representation of Individuals in NRS 432B, Juvenile TPO, and Guardianship Cases is at an annual rate of \$40,000 and is also being proposed to renew July 1, 2023 and run through June 30, 2024. The contract cost for Indigent Legal Services is a part of the county's indigent defense expenditures for FY24 and counts toward reaching our base amount. Upon exceeding our indigent defense baseline, the county is eligible to seek reimbursement through DIDS. This is also why the contract for Indigent Legal Services is separate from the contract for NRS 432B, Juvenile TPO, and Guardianship Cases, since those services do not count toward indigent defense expenditures. FISCAL IMPACT: FY24: $\$80,000 + \$40,000 = \$120,000$ paid out in monthly payments. The Indigent Legal Services contract also allows for \$150/hr for time spent preparing for and attending settlement conferences as required by the court, as well as jury trials, and reimbursement for extraordinary investigative costs, expert witness fees, or other necessary services as approved by the County's Appointed Counsel Program Administrator. The expenses for the Indigent Legal Services contract count toward the county's baseline, and once exceeded, the county is eligible for reimbursement through DIDS.

Similarly, the contract for 432B, Juvenile TPO, and Guardianship Cases contract allows for the second or more contested evidentiary hearing, the fourth or more mediation, or any contested hearings for termination of parental rights to be paid separately at a rate of \$150/hr, as well as the second or more Juvenile TPO contested evidentiary hearing, and the second or more contested evidentiary Guardianship hearing. This contract also allows for reimbursement of extraordinary investigative costs, expert witness fees, or other necessary services ordered by a Court, pursuant to NRS 7.135.

EXPLANATION OF IMPACT: Since the county was already expending funds on these services and it was anticipated during budget development that the need for conflict counsel would continue, there were funds budgeted within the Indigent Defense Budget for FY24.

FUNDING SOURCE: Indigent Defense Budget: 100-248

ACTION REQUESTED: Accept

County Manager Barbee made this presentation as outlined above.

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

Commissioner Myles Getto made a motion to renew Professional Services Contracts with Charles B. Woodman, Esq., in the amount of \$80,000 for Indigent Legal Services and in the amount of \$40,000 for Representation of Individuals in NRS 432B, Juvenile Temporary Protection Order Cases, and Guardianship Cases, through June 30, 2024. Commissioner Justin Heath seconded the motion, which carried by unanimous vote.

B- Consideration and possible action re: Renewal of a Professional Services Contract with Sevon Consulting, LLC, on an as-needed hourly basis at the rate of \$75.00 per hour, for the provision of services acting as Churchill County's Appointed Counsel Program Coordinator to support its Indigent Defense Services Program, effective July 1, 2023 through June 30, 2024.

Pursuant to NRS 260.010(7)(B) & NRS 260.070(2), the Board of Churchill County Commissioners adopted an Indigent Defense Plan for FY23 and recently for FY24. The plans are developed in coordination with the Department of Indigent Defense Services, the Churchill County Public Defender, and the County Manager. Our FY23 plan referenced hiring or contracting with an individual to serve as the Appointed Counsel Program Coordinator and, subsequently, the board approved a Contract on July 7, 2022 with Sevon Consulting, LLC, effective July 1, 2022 through June 30, 2023. The Contract was for a one-year period. The scope of services provided to the county is important in ensuring we are in compliance with statutory requirements for indigent defense. Therefore, the County Manager proposes renewing a professional services Contact with Sevon Consulting, LLC for an additional one-year period, commencing July 1, 2023 through June 30, 2024. The contractor will perform work as directed by the County Manager or his designee and shall report to the County Manager's Office. A detailed Scope of Work 'Exhibit A' is provided and made part of the proposed Contract.

FISCAL IMPACT: While work on the Contract is performed on an "as-needed" basis and paid hourly, the total annual cost is unknown as it depends upon workload. With FY23 being the first year of this Contract and, as of the date of this report, 11 invoices from Sevon Consulting have been paid for work performed from July 2022 through May 2023 totaling: \$12,918.75, which averages \$1,174.43 per month. It is also important to note that these Contract expenditures count toward the county's total Indigent Defense expenditures and, once our "annual base" amount is exceeded, the county qualifies for reimbursement from DIDS.

EXPLANATION OF IMPACT: \$75.00 per hour.

FUNDING SOURCE: Indigent Defense/Professional Fees - DIDS: 100-248-56920

ACTION REQUESTED: Accept

County Manager Barbee made this presentation as outlined above.

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

Commissioner Myles Getto made a motion to approve renewal of a Contract with Sevon Consulting, LLC, for Fiscal Year 2024, for the provision of Professional Services acting as Churchill County's Appointed Counsel Program Coordinator to support its Indigent

Defense Services Program and to authorize the County Manager to execute it. Commissioner Justin Heath seconded the motion, which carried by unanimous vote of the two Commissioners, as Commissioner Scharmann's call had dropped.

C- Consideration and possible action re: Renewal of a Professional Services Contract with Cassidy & Associates in the amount of \$360,000 for a two-year period, effective July 1, 2023 through June 30, 2025.

Churchill County has had professional services contracts with Cassidy & Associates since October 15, 2019 related to the Navy's Fallon Range Training Complex (FRTC) Modernization and the county's lands bill. Their current contract extension runs through June 30, 2023. During the time the county has worked with Cassidy their scope has been and continues to be, assistance in the preparation and vetting of land acquisition needs; development of draft legislation to accomplish the county's goals with respect to the proposed FRTC Modernization; liaising and advocating with the Departments of Interior and Defense and their constituent agencies and the United States Congress in support of the introduction; review and passage of public lands and military withdrawal issues; and monitoring and reporting on activities relevant to the county's interests as described above.

In December 2021, Congress passed the National Defense Authorization Act (NDAA), which also included the Navy's FRTC Modernization and Churchill County's lands bill. Cassidy was instrumental in ensuring the county's interests were reflected in the NDAA. Furthermore, Cassidy has helped place the county at the table with Congressional representatives and leadership at the Department of the Defense and Navy, and has also assisted with Congressionally directed spending by assisting the county in the acquisition of earmarks for several important infrastructure projects. Their expertise and assistance has been invaluable and is reflected by accomplishments that were within their scope.

Although the NDAA has passed, there is still much to be done relative to the withdraw and lands bill. A contract renewal is being proposed with minor changes, which include a 24-month term, inclusion of a termination clause, and an update scope of work to include:

- Assisting in the preparation and vetting of land acquisition needs;
- Implementation of Title XXIX of Public Law 117-263 to accomplish CLIENT'S goals with respect to the expansion activities of the Fallon Naval Air Station;
- Liaising and advocating with the Departments of Interior and Defense and their constituent agencies and the United States Congress in support of public lands and military withdrawal issues;
- Supporting efforts related to Congressionally Directed Spending; and,
- Monitoring and reporting on activities relevant to CLIENT'S interests as described above.

FISCAL IMPACT: FY24: \$180,000; FY25: \$180,000.

EXPLANATION OF IMPACT: During development of the FY24 budget, it was anticipated that continued professional services from Cassidy & Associates would be needed. Therefore, funding was budgeted for continuation of the Contract.

FUNDING SOURCE: General Government/Legislative Lobbying Expense: 100-190-56901

ACTION REQUESTED: Accept

County Manager Barbee made this presentation as outlined above.

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

Commissioner Myles Getto made a motion to approve the Contract renewal with Cassidy & Associates for the period July 1, 2023 through June 30, 2025 Commissioner Justin Heath seconded the motion, which carried by unanimous vote of the two Commissioners present as Commissioner Scharmann's call had dropped.

D- Consideration and possible action re: Approval of an Agreement for purchase of a Conservation/Restrictive Use Easement with David P. Eckert and Victoria A. Eckert, Trustees, on Assessor's Parcel Numbers 006-111-29 and 006-111-37, totaling 101.14 acres with 73.85 acres of water rights.

The subject property is under the ownership of David P. Eckert and Victoria A. Eckert, Trustees or their successors in interest of the Eckert Family Trust dated October 23, 2013, which is an approved Sending Site. The Sending Site Application includes 101.14 acres of land, with 73.85 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: \$190,000, 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

County Manager Barbee made this presentation as outlined above.

Vice-Chairman Heath 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 125 Transferable Development Rights from the approved Sending Site, Assessor's Parcel Numbers 006-111-29 and 006-111-37. Commissioner Justin Heath seconded the motion, which carried by unanimous vote of the two Commissioners present, as Commissioner Scharmann's call had dropped.

E- Consideration and possible action re: Approval of an Agreement for purchase of a Conservation/Restrictive Use Easement with Robert E. Smith Jr. and Deborah G. Smith, on Assessor's Parcel Numbers 006-553-37 and 006-553-41, totaling 211.00 acres with 89.81

acres of water rights.

The subject property is under the ownership of Robert E. Smith, Jr. and Deborah G. Smith, which is an approved Sending Site. The Sending Site Application includes 211.00 acres of land, with 89.81 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: \$315,000, 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

County Manager Barbee made this presentation as outlined above.

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

Commissioner Getto abstained as he is related to one of the applicants.

Commissioner Harry Scharmann made a motion to approve purchase of a Conservation Easement and 195 Transferable Development Rights from the approved Sending Site, Assessor's Parcel Numbers 006-553-37 and 006-553-41. Commissioner Justin Heath seconded the motion, which carried by unanimous vote of the two commissioners voting.

F- Consideration and possible action re: Approval of an Agreement for purchase of a Conservation/Restrictive Use Easement with C & A Rentals, LLC, on Assessor's Parcel Number 006-092-05, totaling 163.00 acres with 146.41 acres of water rights.

The subject property is under the ownership of C & A Rentals, LLC, which is an approved Sending Site. The Sending Site Application includes 163.00 acres of land, with 146.41 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: \$399,000, 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

County Manager Jim Barbee made this presentation as outlined above.

Vice-Chairman Heath 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 228 Transferable Development Rights from the approved Sending Site, Assessor's Parcel Numbers 006-092-05. Commissioner Justin Heath seconded the motion, which carried by unanimous vote of the two Commissioners present, as Commissioner Scharmann's call had dropped.

New Business:

A- Consideration and possible action re: Update on the 2023 Nevada Legislature.

The 82nd Session of the Nevada Legislature started in early February of 2023 and closed on June 5, 2023. The attached spreadsheet includes a summary of all bills that passed both houses of the legislature and were signed or are awaiting signature by the governor.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

Civil Deputy District Attorney Joseph Sanford said we have finished this session of the Nevada Legislature. It has been somewhat exciting as far as the vetoes go. A new record this year, 75 bills were vetoed. At this point, the deadline for vetoes was last Friday. The official website has not been updated for the bills that were vetoed on Friday. There is only the unofficial word of the number of vetoes.

There have been a number of bills related to child mental health and facility maintenance, so those will be much stricter due to some issues in Las Vegas and how those facilities are managed, which could impact our JPO facility as a detention facility for children. There have been a number of firearms bills presented. All of them have been vetoed. Those are things like the 21 year old age limit for owning a firearm. There is still time for the Legislature to override those but it is unlikely based on the makeup of the Legislature for those to be overridden.

SB 20 is related to the county, which was a bill that was going to allow the County Commissioners to appoint a replacement if there was a vacancy such as what happened with Assemblyman Koenig. That was vetoed by the governor, so it is going to stay with the Governor who has complete control over that process.

There was a special session the day after the session ended to address funding for the A's stadium and bringing them to Las Vegas. That did pass. The fiscal impact of that will probably be fairly large. It is what it is. The film tax credit is another large item and it died. That was SB 496. AB 518 passed but has not been signed yet but we shall see. That bill was an effort to address the weekend court process that was required. This bill set into statutes the compensation formula and how it was calculated where all of the indigent defense costs after 2018 were going to be a set amount and it would increase with inflation but the new requirements would not impact the county. That did pass. The number that was calculated was included so that is good news. There was an additional amendment with that, which provided some funding for weekend work for the judicial staff of \$450 per day. Unfortunately, we were not able to get Churchill County added as of today. That is something that may have to be addressed in the next session. County Manager Barbee said if they are not signed but not vetoed and, at this stage, then they move forward and become law, correct? Deputy DA Joe Sanford said that is correct. There is no pocket veto for the governor. Anything that is passed but does not get signed is still passed. Not everything on the website is marked as vetoed yet.

Vice-Chairman Heath asked if there was any public comment but there was none. This item was done for informational purposes only and no action was taken.

B- Consideration and possible action re: Approval of personnel changes approved in the Fiscal Year (FY) 23-24 Budget.

During the process for creating the Budget for FY 23-24, departments submitted various personnel requests. The board considered those requests and a few were approved. To ensure clarity and to create a record of those approved personnel changes, staff is requesting specific board action approving those changes. Below is a summary of the changes approved by the board during the process:

- Cemetery - Approve the reclassification of a Cemetery Maintenance Worker position to Senior Cemetery Maintenance Worker, effective 10/29/23, and assign the new position of Senior Cemetery Maintenance Worker to Grade 41.
- Cemetery - Approve the assignment of the pay range for Cemetery Coordinator to Grade 48 (from Grade 46), effective 10/29/23.
- Clerk/Treasurer - Approve the reclassification of a Deputy Clerk/Treasurer position to Senior Deputy Clerk/Treasurer, effective 7/10/23, and assign the new position of Senior Deputy Clerk/Treasurer to Grade 43.
- Clerk/Treasurer - Approve an additional full-time, regular Deputy Clerk/Treasurer position for the department, with posting for the position to begin on 10/1/23.
- Comptroller's Office - Approve the reclassification of an Accountant I position to Accountant II, effective 3/8/24.
- Comptroller's Office - Approve an additional full-time, regular Accounting Specialist position for the department, with posting for the position to begin on 10/1/23.
- County Manager - Approve the assignment of the pay range for County Manager to Grade 96 (from Grade 92) and approve a special three-step increase for the County Manager, effective 7/10/23.
- Court Services - Approval of \$8,620 to cover additional overtime and standby pay for weekend court requirements.

- District Attorney - Approve the reclassification of a District Attorney I position to District Attorney II, effective 7/16/23.
- District Attorney - Approval of \$3,500 to cover additional standby pay for weekend court requirements.
- District Court - Approve the reclassification of a District Court Clerk position to Court Systems Administrator, effective 11/2/23.
- District Court - Approve the reclassification of a District Court Clerk Trainee position to District Court Clerk, effective 4/4/24.
- Human Resources - Approve full funding by the county for the Human Resources Specialist position, effective 7/10/23. (Fifty percent of the position had been grant-funded).
- Justice Court - Approval of an additional full-time Court Clerk Trainee position, effective 7/10/23.
- Juvenile Detention - Approval of an additional full-time Detention Specialist position, with posting for the position to begin on 10/1/23.
- Parks and Recreation (Administration) - Approval of a full-time Event and Marketing Coordinator position, assigning it to Grade 39, with posting for the position to begin on 9/1/23.
- Parks and Recreation (Recreation-Athletics) - Approve additional funding in the amount of \$49,760 for additional part-time staff for the CARE program. (The actual number of staff hired will depend on the staffing needs and hours of availability of the staff who are hired). Posting for additional Camp Counselors and/or Recreation Leaders to start on 8/1/23.
- Parks and Recreation (Fairgrounds) - Approval of an additional full-time Custodian position, effective 7/10/23.
- Parks and Recreation (Civic Center) - Approval of an additional full-time Parks Maintenance Worker position, effective 7/10/23.
- Parks and Recreation (Civic Center) - Approval of an additional two-step increase (in addition to the employee's annual step increase) for the Fairgrounds Operations Deputy, effective 10/26/23.
- Planning/Public Works - Retain the part-time, casual Office Intern position for another year. The position would be effective for 12 months, ending on 6/30/24.
- Planning/Public Works - Approval of a new full-time Planning Technician position and assigning it to Grade 47, with posting for the position to begin on 9/1/23. .
- Road Department - Approval of an additional full-time Fleet Services Mechanic position, effective 7/10/23.
- Road Department - Approve the reclassification of a current Fleet Services Mechanic position to a Lead Fleet Services Mechanic, effective 7/10/23, and assign the Lead Fleet Services Mechanic position to Grade 56.
- Life Center - Approval of an additional full-time Transportation Specialist position, effective 7/10/23.
- Social Services (Department 424 - Operations) - Approval of an additional full-time Office Specialist position, effective 7/10/23.

FISCAL IMPACT: None, beyond what was approved in the budget for FY 23-24.

EXPLANATION OF IMPACT: N/A
FUNDING SOURCE: General Fund
ACTION REQUESTED: Accept

Human Resources Director Geof Stark made this presentation as outlined above.

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

Commissioner Myles Getto made a motion to approve the personnel changes for FY 2023-2024 as indicated in the Agenda Report. Commissioner Justin Heath seconded the motion, which carried by unanimous vote of the two Commissioners present, as Commissioner Scharmann's call had dropped.

C- Consideration and possible action re: Approval of Pay Tables for Fiscal Year 2023-24.

Pay Tables are approved each Fiscal Year (FY) to provide direction on the correct rates of pay for Churchill County employees. The Pay Tables presented for FY 2023-2024 represent, for most employees, a 3.125% net increase over the previous FY. This increase takes into account the county's planned 5.0% increase and also factors in a reduction of 1.875% for the employee's portion of the PERS contribution increase. (The NRS requires PERS contribution increases to be equally shared by the employer and employee. For FY24, PERS requires a 3.75% increase for Regular PERS employees and a 6.0% increase for Police/Fire employees. The NRS dictates that the employee's share of the increase is effectuated by decreasing the pay tables by the employee's portion. The tables, therefore, for Regular employees were reduced 1.875% and the tables for Police/Fire employees were reduced by 3.0%.)

The employees who work in Dispatch have collective bargaining agreements (CBAs) which do not expire until June of 2025. Their CBAs call for an increase of 3.5% for FY24 and they also need to share in the PERS increase, so their tables also reflect a decrease of 1.875%, resulting in a net increase of 1.625%. (The Deputies and Sergeants have CBAs that expire on June 30, 2023, they have no increases scheduled at this time.)

The tables also reflect the new Nevada minimum wage of \$11.25/hour. This affected the Pay Tables for our interns and lifeguards, and it also resulted in Camp Counselors being moved from Grade 16 to Grade 18. The proposed Pay Tables and Pay Grade assignments assume earlier approval of new positions to new Pay Grade assignments.

FISCAL IMPACT: None.

EXPLANATION OF IMPACT: Tables reflect what was approved with the budget.

FUNDING SOURCE: General and other funds, as appropriate.

ACTION REQUESTED: Accept

Human Resources Director Stark made this presentation as outlined above.

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

Commissioner Myles Getto made a motion to approve the Pay Tables for Fiscal Year (FY) 23-24 as submitted, effective 7/10/2023, reflecting the following:

1. **A 5.0% increase for non-represented Police/Fire PERS employees covered by the Pay Tables, with a 3.0% reduction for the PERS Police/Fire contribution increase (a 2.0% net increase).**
2. **A 5.0% increase for non-represented non-Police/Fire PERS employees covered by the Pay Tables, with a 1.875% reduction for the non-Police/Fire PERS contribution increase (a 3.125% net increase) .**
3. **A 3.5% increase for Dispatch employees covered by the Pay Tables, with a 1.875% reduction for the PERS contribution increase (a 1.625% net increase).**
4. **An increase in the base pay for Interns and Lifeguards, using \$11.25/hour as the base rate of pay, to match the new Nevada minimum wage.**
5. **Moving Camp Counselors from Grade 16 to Grade 18, to match the new Nevada minimum wage.**

Commissioner Harry Scharmann seconded the motion, which carried by unanimous vote.

D- Consideration and possible action re: Approval of a special assessment on each taxable parcel in the Carson Desert Groundwater Basin totaling \$24,000.00 and to certify the amount of the special assessment to be entered on the 2023-2024 Secured Tax Roll by the County Treasurer.

NRS 534.040 requires the State Engineer to submit the budgeted costs associated with administering a particular ground water basin to the Board of County Commissioners, who, in turn, levy a special assessment on each taxable water user in the basin equal to the costs submitted by the Division. The Board of County Commissioners then directs the County Treasurer to place a special assessment on each taxable water user in the basin.

Nevada Department of Taxation Guidance Letter 19-004, dated November 25, 2019, provides directions on the treatment and billing for certain underground water basin assessments “upon all taxable property situated within the confines of a particular water basin” within the county. The groundwater use in the Carson Desert Groundwater Basin is not predominantly agricultural, since the agricultural irrigation source in the valley is surface water. Guidance Letter 19-004 directs us to simply allocate the charge equally to each property as a “flat rate”.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: As outlined.

FUNDING SOURCE: As outlined.

ACTION REQUESTED: Accept

Clerk/Treasurer Linda Rothery made this presentation as outlined above.

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

Commissioner Myles Getto made a motion to levy a special assessment of approximately \$2.07 on each taxable water user in the Carson Desert Groundwater Basin totaling \$24,000.00 and to certify the amounts for the special assessments to be entered on the 2023-2024 Secured Tax Roll by the County Treasurer. Commissioner Harry Scharmann

seconded the motion, which carried by unanimous vote.

E- Consideration and possible action re: Approval of a special assessment on each permitted water right holder in the Lovelock Valley Groundwater Basin and on each water right holder in the Dixie Valley Groundwater Basin and the Brady Hot Springs Area and to certify the amount of the special assessment to be entered on the 2023-2024 Secured and Unsecured Tax Rolls.

NRS 534.040 requires the State Engineer to submit the budgeted costs associated with administering a particular ground water basin to the Board of County Commissioners, who, in turn, levy a special assessment on each taxable water user in the basin equal to the costs submitted by the Division.

The Lovelock groundwater basin is agricultural in nature and billed to an individual user who is the owner of the parcel by the Treasurer on the Secured Tax Roll.

The Division is asking the county to bill the costs associated with the Dixie Valley Groundwater Basin and the Brady Hot Springs Area to water users who are not the owners of the referenced parcels. The County Treasurer will bill these costs without an assessment on the unsecured tax roll.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: As outlined.

FUNDING SOURCE: As outlined.

ACTION REQUESTED: Accept

Clerk/Treasurer Rothery made this presentation as outlined above.

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

Commissioner Myles Getto made a motion to levy a special assessment on each permitted water right holder in the Lovelock Valley Groundwater Basin totaling \$142.67, on each permitted water right holder in the Dixie Valley Groundwater Basin totaling \$10,119.34, on each permitted water right holder in the Brady Hot Springs Area totaling \$17,052.43, and to certify the amounts for the special assessments to be entered on the 2023-2024 Secured and Unsecured Tax Rolls by the County Treasurer. Commissioner Harry Scharmann seconded the motion, which carried by unanimous vote.

F- Consideration and possible action re: Affidavit of Mailing Delinquent Tax Notices from the Churchill County Clerk/Treasurer pursuant to NRS 361.5648(3).

Churchill County Clerk/Treasurer Linda Rothery submits her Affidavit of Mailing Delinquent Tax Notices pursuant to NRS 361.5648(3). On March 31, 2023 the following were mailed, returned, and finally determined to be undeliverable:

Year	Total Mailed	Returned	Determined Undeliverable
1st Year	921	16	4
2nd Year	183	24	9

NRS 361.5648 Mailing of notice of delinquent taxes: Duties of tax receiver; contents of notice; second notice; costs; limitation of liability for failure to provide.

1. Within 30 days after the first Monday in March of each year, with respect to each property on which the tax is delinquent, the tax receiver of the county shall mail notice of the delinquency by first-class mail to:

(a) The owner or owners of the property;

(b) The person or persons listed as the taxpayer or taxpayers on the tax rolls, at their last known addresses, if the names and addresses are known;

(c) Each holder of a recorded security interest if the holder has made a request in writing to the tax receiver for the notice, which identifies the secured property by the parcel number assigned to it in accordance with the provisions of NRS 361.189; and

(d) Each assignee of a tax lien on the property, if the assignee has made a request in writing to the tax receiver for the notice described in paragraph (c).

2. The notice of delinquency must state:

(a) The name of the owner of the property, if known.

(b) The description of the property on which the taxes are a lien.

(c) The amount of the taxes due on the property and the penalties and costs as provided by law.

(d) That if the amount is not paid by or on behalf of the taxpayer or his or her successor in interest, the tax receiver will, at 5 p.m. on the first Monday in June of the current year, issue to the county treasurer, as trustee for the State and county, a certificate authorizing the county treasurer to hold the property, subject to redemption within 2 years after the date of the issuance of the certificate, by payment of the taxes and accruing taxes, penalties and costs, together with interest on the taxes at the rate of 10 percent per annum, assessed monthly, from the date due until paid as provided by law, except as otherwise provided in NRS 360.232 and 360.320, and that redemption may be made in accordance with the provisions of chapter 21 of NRS in regard to real property sold under execution.

3. Within 30 days after mailing the original notice of delinquency, the tax receiver shall issue his or her personal affidavit to the board of county commissioners affirming that due notice has been mailed with respect to each parcel. The affidavit must recite the number of letters mailed, the number of letters returned and the number of letters finally determined to be undeliverable. Until the period of redemption has expired, the tax receiver shall maintain detailed records which contain such information as the Department may prescribe in support of the affidavit.

4. A second copy of the notice of delinquency must be sent by certified mail, not less than 60 days before the expiration of the period of redemption as stated in the notice.

5. The cost of each mailing must be charged to the delinquent taxpayer.

6. A county and its officers and employees are not liable for any damages resulting from failure to provide actual notice pursuant to this section if the county, officer or employee, in determining the names and addresses of persons with an interest in the property, relies upon a preliminary title search from a company authorized to provide title insurance in this State.

FISCAL IMPACT: Postage costs.

EXPLANATION OF IMPACT: There was postage costs affiliated with the mailing of these delinquent tax notices.

FUNDING SOURCE: General Fund.

ACTION REQUESTED: Accept

Clerk/Treasurer Rothery made this presentation as outlined above.

Vice-Chairman Heath asked if there was any public comment. Geoff Knell said in reflection of this category is a consideration of inflation and the economy and so forth, also it is a reflection to get some relief, so it is beyond people's ability because job creation has gone down and finances and so forth. That is what I am concerned about. Vice-Chairman Heath said do most of the majority of these people pay when they get these notices. Clerk/Treasurer Rothery said yes. We send out 1-year, 2-year, 3-year notices and the majority of them will come in and pay because we sent them those notices.

Commissioner Myles Getto made a motion to approve the Affidavit of Mailing Delinquent Tax Notices and to note such in the Minutes of the meeting. Commissioner Harry Scharmann seconded the motion, which carried by unanimous vote.

1:35 PM G- Consideration and possible action re: Reappointment of Scott Nelson to the Churchill County Planning Commission to serve another term through May 31, 2027.

The Churchill County Planning Commission has the authority to issue Special Use Permits, Temporary Use Permits and Variances, and provides recommendations 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 Scott Nelson was appointed to the Planning Commission on October 21, 2020 to fill an unexpired term through May 31, 2023. Mr. Nelson has expressed interest in continuing to serve on the Planning Commission. Staff recommends his reappointment for another four-year term due to his experience and dedication to the position.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

County Manager Barbee made this presentation as outlined above.

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

Commissioner Myles Getto made a motion to reappoint Scott Nelson to the Planning Commission to fill a 4-year term through May 31, 2027. Commissioner Harry Scharmann seconded the motion, which carried by unanimous vote.

H- Consideration and possible action re: Adoption of Resolution 19-2023 requesting the transfer of a conflict criminal case to the Attorney General's Office

The District Attorney has received a case for prosecution, which creates a potential conflict of interest with the District Attorney's Office. This case is identified as law enforcement Case No. 22I000123. NRS 228.130 authorizes the District Attorney and County Commission to request the assistance of the Attorney General's Office to prosecute crimes in this situation. Pursuant to NRS 228.130, the county will be obligated to reimburse the AG for any special costs associated with the prosecution, such as transcripts, expert evidence, etc. This resolution authorizes the transfer of the case and agrees to reimburse the AG's Office for any of these covered expenses.

FISCAL IMPACT: Cost of exceptional expenses incurred during prosecution.

EXPLANATION OF IMPACT: Unknown.

FUNDING SOURCE: General Fund.

ACTION REQUESTED: Adopt

A RESOLUTION BY THE CHURCHILL COUNTY BOARD OF COMMISSIONERS JOINING WITH THE DISTRICT ATTORNEY IN REQUESTING THE ASSISTANCE OF THE OFFICE OF THE ATTORNEY GENERAL IN A CONFLICT CASE

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

Vice-Chairman Heath asked if there was any public comment. Geoff Knell said I had an incident on private property that was entered without cause. They did not have a warrant to claim certain policy and starting it this way is really, really irritating. It came to the Planning Commission and then it was denied. The Planning Commission needs to be restructured in my opinion. Don't come on the property unless you have just cause of a warrant, the 4th amendment, okay. That is a very sad thing and very embarrassing for the county.

Commissioner Myles Getto made a motion to adopt Resolution 19-2023 requesting the assistance of the office of the Attorney General in a conflict case. Commissioner Harry Scharmann seconded the motion, which carried by unanimous vote.

I- Consideration and possible action re: Ratification of a Purchase Agreement for real property located at 2255 Casey Road, APN 008-361-11 in the amount of \$425,000.

The Casey Road Mobile Home Park is located directly off Casey Road, just past the entrance to the Walmart. This location is at the entryway to the Churchill County community and is located near upcoming developments and planned future developments. Currently, the property is in violation of several aspects of the Churchill County Code, for which enforcement action has

been taken. Part of the enforcement action includes a requirement to clean up the property, remove mobile homes that are not permitted, and ensure that certain properties are not occupied.

As part of the code enforcement process, it was considered by the owner that the park would be listed for sale to parties willing to perform the necessary work to bring the property into compliance. Should the county purchase the property, it would seek to bring the property into conformance with Churchill County Code by removing mobile homes, debris, vestigial septic tanks, etc. The property could then be sold for economic development purposes to recoup the costs related to the cleanup and the purchase, or otherwise used for county purposes.

If the board ratifies this offer, the county would proceed to have the property appraised as required by law and perform its due diligence. The matter would then be brought before the board for final approval of the purchase.

FISCAL IMPACT: \$425,000 plus costs associated with closing.

EXPLANATION OF IMPACT: As outlined.

FUNDING SOURCE: Building Reserve Fund.

ACTION REQUESTED: Accept

County Manager Barbee said this property is located directly off Casey Road, just past the entrance to the Walmart. It is that trailer park area that is just less than 2 acres. We have identified previously, in multiple conversations, the poor effect this has in terms of the looks of our county as you come into the city. Much of the property has been condemned as unlivable, so when it came on the market, we wanted to ensure they did not do another round of someone buying it with aspirations to fix up the trailer park and start marketing it again. We bring this forward as a request that you approve our offer. Our offer obviously was contingent on the approval of the Commission. It is as is, recognizing that we will have clean-up costs if accepted, which our offer has been accepted, so this approval will be the last thing we need to move forward with the purchase. I think there is like a 3-week closing request on this property, as well. We see potential to be able to clean up the property and grade it off and then cap the water and sewer that comes into the property, which is county utilities and then, hopefully, turn around and then market it for some economic development opportunity in that location versus trailers coming back into that location and create a nice entry and gateway into our community, so we request that you approve this request.

Deputy DA Joe Sanford said this property has had a number of code compliance issues. Its status as a mobile home park has been revoked for non-conforming use because it was condemned for such a long period of time with no use. Those mobile homes are not allowed to come back as mobile homes, which has complicated the fact that this property is difficult to move and is not likely to get any better anytime soon. I had contact with Tom Riggins for an appraisal and he understands that it is a very short timeframe in our closing, which is supposed to be July 14th to get this done. We are still working on whether or not he will actually be able to do it but he said he could at least work with us on getting something done. We have required that the owner of the property disclose any of its known defects to us so that we are not hit by any surprises. We do understand that there will be clean up costs but we don't want to have any major surprises. Commissioner Getto said is that city utilities that it is on? County Manager Barbee said no, it is county utilities. Vice-Chairman Heath said are mobile home parks regulated

by the state? Deputy DA Joe Sanford said yes, they are. The mobile homes are done by the state and the property itself is done by the county. It is kind of weird. They condemned 11 of the homes. There are a number of RVs, which I think two of them are occupied, so there will be some work done to help relocate those. Shannon Ernst will assist us in finding housing.

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

Commissioner Myles Getto made a motion to ratify the Purchase Agreement for real property located at 2255 Casey Road, APN 008-361-11 in the amount of \$425,000 and to authorize County Manager Barbee to sign all documents in this regard. Commissioner Harry Scharmann seconded the motion, which carried by unanimous vote.

1:25 PM J- Consideration and possible action re: Adoption of Resolution 18-2023, which seeks to increase the petty cash funds for Justice Court by Five Hundred Dollars (\$500) to a total of One Thousand Dollars (\$1,000).

The Board of County Commissioners have previously authorized the creation of a petty cash fund for Justice Court of Five Hundred Dollars (\$500.00). The need has arisen to increase the fund by Five Hundred Dollars to a total of One Thousand Dollars (\$1,000.00). Staff requests that the board adopt a resolution increasing the petty cash fund for Justice Court to One Thousand Dollars (\$1,000.00), an increase of Five Hundred Dollars (\$500.00).

FISCAL IMPACT: As outlined.

EXPLANATION OF IMPACT: The petty cash fund will increase by the sum of Five Hundred Dollars (\$500.00).

FUNDING SOURCE: Petty Cash Account for Justice Court.

ACTION REQUESTED: Adopt

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CHURCHILL COUNTY REGARDING ITS INTENTION TO INCREASE THE PETTY CASH FUND OF THE JUSTICE COURT.

Comptroller Sherry Wideman made this presentation as outlined above.

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

Commissioner Myles Getto made a motion to adopt Resolution 18-2023 to increase the petty cash fund for Justice Court to One Thousand Dollars (\$1,000). Commissioner Harry Scharmann seconded the motion, which carried by unanimous vote.

1:25 PM K- Consideration and possible action re: Adoption of Resolution 20-2023, which seeks to augment the Fiscal Year 2022-23 Budget in accordance with the Nevada Revised Statutes.

Provided for the board's review and consideration is Resolution 20-2023, which seeks to augment and amend the FY 22-23 Budget of the County of Churchill. The augmentation is to implement changes in the budget due to greater than anticipated opening fund balances, revenues, and unappropriated ending fund balance for capital projects. The augmentation is needed to be in compliance with the Local Government Budget Act contained in NRS 354. This is a housekeeping item for the budget. See the discussion for the details of the individual fund

activities below under explanation of impacts. See related statutes regarding Budget Augmentations below:

NRS 354.598005 Procedures and requirements for augmenting or amending budget.

1. If anticipated resources actually available during a budget period exceed those estimated, a local government may augment a budget in the following manner:

(a) If it is desired to augment the appropriations of a fund to which ad valorem taxes are allocated as a source of revenue, the governing body shall, by majority vote of all members of the governing body, adopt a resolution reciting the appropriations to be augmented, and the nature of the unanticipated resources intended to be used for the augmentation. Before the adoption of the resolution, the governing body shall publish notice of its intention to act thereon in a newspaper of general circulation in the county for at least one publication. No vote may be taken upon the resolution until 3 days after the publication of the notice.

(b) If it is desired to augment the budget of any fund other than a fund described in paragraph (a) or an enterprise or internal service fund, the governing body shall adopt, by majority vote of all members of the governing body, a resolution providing therefor at a regular meeting of the body.

2. A budget augmentation becomes effective upon delivery to the Department of Taxation of an executed copy of the resolution providing therefor.

3. Nothing in NRS 354.470 to 354.626, inclusive, precludes the amendment of a budget by increasing the total appropriation for any fiscal year to include a grant-in-aid, gift or bequest to a local unit of government which is required to be used for a specific purpose as a condition of the grant. Acceptance of such a grant and agreement to the terms imposed by the granting agency or person constitutes an appropriation to the purpose specified.

4. A local government need not file an augmented budget for an enterprise or internal service fund with the Department of Taxation but shall include the budget augmentation in the next quarterly report.

FISCAL IMPACT: As outlined.

EXPLANATION OF IMPACT: Local governments are prohibited from exceeding approved appropriations. Any excess expenditures greater than appropriation would result in an apparent violation of NRS and would be noted in our independent auditor's report. The General Fund augmentation of \$5,699,000 provides additional resources mainly for flood operations, new software, recruitment, indigent defense, JPO payroll and benefits, and capital outlay for the remainder of the Rafter 3C, Public Defender, and the Commissioner's chambers. Also, an augmentation to the Road Department of \$120,000 for flood operations' overtime payroll costs. Also, augmentations to Parks & Recreation of \$197,000 to cover part-time wages in Recreation Athletics, and operating costs for the Pool and the Civic Center; \$46,500 to the Water Resource Fund for the district water fees; and \$1,628,000 to the Building Reserve Fund for work done on the CAPPs, CC Comm, and Cottage 2 buildings, Rafter 3C stalls & covers, Rafter 3C sound system, Wildgoose property, and the Administration camera system. See attachment for details.

FUNDING SOURCE: Greater than anticipated beginning fund balances, revenue resources, and unappropriated ending fund balance for capital projects.

ACTION REQUESTED: Adopt

A RESOLUTION TO AUGMENT AND AMEND THE 2022-2023 BUDGET OF THE COUNTY OF CHURCHILL, NEVADA, AND OTHER MATTERS PROPERLY RELATING THERETO.

Comptroller Wideman made this presentation as outlined above. She said there was a typo in the legal notice. I dropped a zero in the amount that was being augmented and I was too late to change the publication. I checked with taxation and they said I needed to point it out to the board. It was just a typo.

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

Commissioner Myles Getto made a motion to adopt Resolution 20-2023, which augments the Fiscal Year 2022-2023 Budget in accordance with the provisions of the Local Government Budget Act in NRS Chapter 354. Furthermore, directing the Comptroller's Office to forward the necessary documentation to the Department of Taxation to be in compliance with the applicable Nevada Revised Statutes. Commissioner Harry Scharmann seconded the motion, which carried by unanimous vote.

L- Consideration and possible action re: Budget Transfer #1 for Fiscal Year 2022-2023.

In accordance with the Local Government Budget Act, the Comptroller's Office would like to submit to the Board of County Commissioners Budget Transfer #1 for Fiscal Year 2022-23. In accordance with the Act, the reason for the transfers and the transfers must become part of the official Minutes of the meeting. As such, the transfers are to adjust the Budget to more accurately reflect the estimated expenditures within the funds based on the needs determined by the various departments. The transfers do not increase the overall appropriation with the various funds. See attachment for details.

FISCAL IMPACT: No increase in the overall budget are requested in these transfers.

EXPLANATION OF IMPACT: The transfers will adjust the budget to more accurately reflect the estimated expenditures by the various departments within the various functions at the fund level.

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

Comptroller Wideman made this presentation as outlined above.

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

Commissioner Myles Getto made a motion to approve the budget transfers as submitted and make the transfers part of the official Minutes of the Board of County Commissioners as required by the Local Government Budget Act. Commissioner Harry Scharmann seconded the motion, which carried by unanimous vote.

M- Consideration and possible action re: Approval of automatic Budget Augmentation #1

for Grants for Fiscal Year 2022-23.

Churchill County has received various grants during Fiscal Year 2022-23. The proposed automatic budget augmentations allows for budget transfers in accordance with NRS 354.598005(3) as follows:

3. Nothing in NRS 354.470 to 354.626, inclusive, precludes the amendment of a budget by increasing the total appropriation for any fiscal year to include a grant-in-aid, gift or bequest to a local unit of government which is required to be used for a specific purpose as a condition of the grant. Acceptance of such a grant and agreement to the terms imposed by the granting agency or person constitutes an appropriation to the purpose specified.

The budget will be augmented as outlined in the attachment to the report.

FISCAL IMPACT: Augmentations to reflect the grants received for the Library and the Sheriff's Office.

EXPLANATION OF IMPACT: Grant funding has been received and the budget will be augmented accordingly.

FUNDING SOURCE: State of Nevada funding.

ACTION REQUESTED: Accept

Comptroller Wideman made this presentation as outlined above.

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

Commissioner Myles Getto made a motion to approve and note in the Minutes the automatic augmentation for grants received by Churchill County for Fiscal Year Ending June 30, 2023. Commissioner Harry Scharmann seconded the motion, which carried by unanimous vote.

N- Consideration and possible action re: Approval of the Fiscal Year End Monetary Transfers for the Fiscal Year Ending June 30, 2023.

Included in the Final Budget for Fiscal Year 2022-23, approved by the Commissioners, were current year monetary transfers. In addition to these approved monetary transfers, the Comptroller's Office is now recommending a transfer of the previously approved ARPA 2021 grant of \$4,838,281 and the LATCF ARPA 2021 grant of \$3,464,224 .86 totaling to a budget transfer of \$8,302,505 from the General Fund to the Capital Project TX LEV Fund for the District Court project. Also, previously approved was a transfer of \$500,000 from the Stabilization Fund for flood mitigation, consisting of \$380,000 to the General Fund and \$120,000 to the Road Department Fund, and a transfer from the Building Reserve Fund of \$772,606 to the General Fund for the remaining balance of the Rafter 3C cost not funded by other revenues.

FISCAL IMPACT: Transfer between funds no fiscal impact

EXPLANATION OF IMPACT: As outlined.

FUNDING SOURCE: As outlined.

ACTION REQUESTED: Accept

Comptroller Wideman made this presentation as outlined above.

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

Commissioner Myles Getto made a motion to approve the Fiscal Year End Monetary Transfers per the Comptroller's recommendation. Commissioner Harry Scharmann 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: Recorder's Monthly Apportionment Report for May 2023 totaling \$19,913.40 in revenue for the month.

Churchill County Recorder, Tasha Hessey, provides her Recorder's Monthly Apportionment Report for May 2023 totaling \$19,913.40 in revenue for the month.

FISCAL IMPACT: \$19,913.40 in revenue.

EXPLANATION OF IMPACT: Fees to help off-set services provided.

FUNDING SOURCE: General Fund.

ACTION REQUESTED: Accept

C- Consideration and possible action re: Building Department's Revenue Report for May 2023 totaling \$69,820.53

The Building Department provides its Revenue Report for May 2023 for the board's consideration and acceptance. A total of \$69,820.53 was received for the month.

FISCAL IMPACT: \$69,820.53.

EXPLANATION OF IMPACT: Fees are collected for the issuance of building permits, plan reviews, inspections, etc.

FUNDING SOURCE: General Fund.

ACTION REQUESTED: Accept

D- Consideration and possible action re: Building Permit Activity Report for April 2023.

Provided for the board's review is the report showing 42 permits issued in the month of May 2023. Included in the 42 permits are 4 single-family-dwelling permits, 1 commercial permit, 15 industrial permits, 2 manufactured home permits, and 5 septic permits.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

E- Consideration and possible action re: Public Works, Planning & Zoning Department's Revenue Report for May 2023 showing a total of \$49,551.31 in revenue for the month.

The Public Works, Planning & Zoning Department submits its Revenue Report for the month of May 2023 showing a total of \$49,551.31 in revenue. This report is provided for the Commissioners' review and acceptance.

FISCAL IMPACT: \$49,551.31 in revenue for the month.

EXPLANATION OF IMPACT: Fees to off-set services provided by the department.

FUNDING SOURCE: General Fund.

ACTION REQUESTED: Accept

F- Consideration and possible action re: Sheriff's Civil Report for May 2023 showing a total of \$5,109.00 in revenue for the month.

Sheriff Richard Hickox provides his Civil Report for the month of May 2023 showing a total of \$5,109.00 collected as revenue for the month. This report is provided for the board's consideration and acceptance.

FISCAL IMPACT: \$5,109.00.

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

FUNDING SOURCE: General Fund.

ACTION REQUESTED: Accept

G- Consideration and possible action re: Treasurer's Report for May 2023 showing a balance of \$64,831,017.85 in the account.

Clerk/Treasurer Linda Rothery provides the Treasurer's Monthly Report for May 2023 showing a balance of \$64,831,017.85 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

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

Commissioner Myles Getto made a motion to approve the Consent Agenda as submitted. Commissioner Harry Scharmann seconded the motion, which carried by unanimous vote.

Closed Personnel Session Pursuant to NRS 288.220:

A- Closed Personnel Session Pursuant to NRS 288.220 re: Discussion of the negotiations with the Churchill County Sheriff's Deputies Association.

A closed session will be held to discuss the progress of negotiations with the Churchill County Sheriff's Deputies Association. No action will be taken as this is for informational purposes only.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

Commissioner Myles Getto made a motion to recess the meeting to conduct the closed session. Commissioner Harry Scharmann seconded the motion, which carried by unanimous vote.

The regular meeting was recessed at 3:53 PM.

The regular meeting reconvened at 4:09 PM.

Consider Future Agenda Items:

There were no future Agenda items suggested.

Commissioner and Management Staff Reports:

Vice-Chairman Health reported on the following topics:

- I attended the Museum Board meeting.

Chairman Scharmann reported on the following topics:

- I attended a Fallon Youth Center Director's meeting. We talked about some fundraising but that was about it.

Commissioner Getto reported on the following topics:

- I attended a Fire Board meeting.
- I attended an RTC meeting.
- I ran into a rancher today at Golden Gate and he thanked me for building a berm and preventing all his fields from getting wet and for building all the drain ditches out there. Finally, a feel-good moment.

County Manager Barbee reported on the following topics:

- The bronc event was positive.
- The Degolyer Rodeo is next week.

Comptroller Wideman had nothing to report.

Civil Deputy DA Sanford had nothing to report.

Clerk/Treasurer Rothery reported on the following topics:

- Just working on the chambers and the sound system.
- We have been busy going into the new tax year.

Sheriff Hickox was not present.

Claims and Payroll Transmittals:

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

Public Comment:

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

Adjournment:

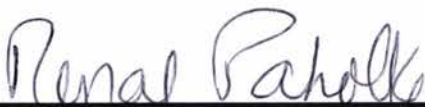
The meeting was adjourned at 4:13 PM.

Approved: 
Harry "Bus" Scharmann, Chairman

Approved: 
Justin Heath, Vice-Chairman

Approved: 
Myles Getto, Commissioner

ATTEST:
Linda Rothery, Clerk/Treasurer


Renae Paholke, Deputy Clerk