

Richard Howe, Chairman  
Travis Godon, Vice Chairman  
Shane Bybee, Commissioner  
Ian Bullis, Commissioner  
Laurie L. Carson, Commissioner

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Nichole Baldwin, Ex-Officio Clerk of the Board

## White Pine County Board of County Commissioners

### COUNTY COMMISSION MEETING & SPECIAL JOINT MEETING WITH THE FIRE COMMISSION AGENDA

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**DATE:** Wednesday, January 27, 2021  
**TIME:** 9:00 a.m.  
**PLACE:** White Pine County Library Conference Room  
950 Campton Street, Ely, Nevada

In light of Governor Sisolak's emergency directive to ban gatherings of 50 or more, this County Commission Meeting is going to be available via Zoom meeting. Please enter the following link in your web browser, or access it from this agenda at [whitepinecounty.net](http://whitepinecounty.net). If you plan on attending in person, the meeting will still be held at 9:00 am in the Library, we will be adhering to the 6 foot social distancing rule, the ban of 50 or more, and the mask/face-covering mandate. Thank you for your patience as we adapt to the circumstances.

Nichole Baldwin, County Clerk

Join Zoom Meeting

<https://us02web.zoom.us/j/86160049108?pwd=d0xGSkExU3lNeHVEZlR1a2pBTHN2QT09>

Dial: 1 408 638 0968

Meeting ID: 861 6004 9108

Passcode: 893086

**\*ASTERISK (\*) DENOTES POSSIBLE ACTION ITEM**

Note: All times are approximate except for bid openings, public hearings, and any other items agendized at a specific time. Action may be taken on all items except where otherwise indicated. Items not scheduled for a specific time may be considered at any time and in any order to promote efficiency. The Commission may combine two or more agenda items for consideration, and may remove an item from the agenda or delay discussion at any time. Sponsorship of an Agenda Item by a member of the County Commission or Fire Commission may not signify agreement with the requested action. The White Pine County Board of Commissioners may take a short break every 1 ½ hours. The Commission will recess for a one-hour lunch break at approximately 12:00.

**Public Comment:** Public Comment during the County Commission Meeting on January 27, 2021, will be for all matters, both on and off the agenda and will be limited to three (3) minutes per person. The Commissions reserve the right to reduce the time or limit the total time allowed for public comment. **Comments during Discussion Items may not be accepted from the General Public.** The Commissions may prohibit comment if the content of the comments are willfully disruptive of the meetings by being slanderous, offensive, inflammatory, irrational, or amounting to personal attacks or interfering with the rights of other speakers. Persons are invited to submit comments in writing on the agenda items and/or attend and make comment on the item at the Commission meeting.

**ATTENTION: Cell phone use, text messaging and conversation that are unrelated to the specific agenda item that is being discussed are prohibited while the meeting is in session.**

**9:00 A.M. PLEDGE OF ALLEGIANCE  
MOMENT OF SILENCE/SILENT INVOCATION**

**PUBLIC COMMENT:** A period devoted to comments by the general public, if any, and discussion of those comments. No action may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action will be taken (N.R.S. 241.020(2)(c)(3)).

## **1. NOTICE OF TIMED AGENDA ITEMS:**

### **A. 9:05 A.M. ROAD COMMISSION**

- 1) **Discussion Only:** on primary and secondary roads within White Pine County and county facilities, completed and future projects, communications with corporations and governmental agencies. Bill Calderwood, Public Works Director
- 2) **Discussion Only:** Update on County Road 1177 and Western Oil's payment of invoices. Bill Calderwood, Public Works Director
- \*3) **Discussion/For Possible Action:** Approval to amend/extend or cancel road agreement with Western Oil. Travis Godon, Vice Chairman
- \*4) **Discussion/For Possible Action:** Approval to accept a revised road maintenance agreement between Robinson Nevada Mining and White Pine County. Bill Calderwood, Public Works Director
- \*5) **Discussion/For Possible Action:** Approval of minutes from the Road Commission Meeting held December 9, 2020

### **B. 9:30 A.M. WHITE PINE WATERPOWER, LLC**

- 1) **Discussion Only:** Present overview of the White Pine Waterpower, LLC (“WPW”) pumped storage hydropower project; review current draft of the Water Use and Option to Purchase Agreement (“Agreement”) between WPW and White Pine County; and discuss statutory requirements per NRS 533.550 and NRS 244.2795 for final approval of Agreement. Luigi Resta, President, & Matthew Shapiro, *CEO* (White Pine Waterpower)

### **C. 10:00 A.M. UPDATE FROM SILVER LION FARMS**

- 1) **Discussion/Update:** on operation at Silver Lion Farms. Donna Bath

The Chairman will temporarily recess the regular County Commission Meeting for a special joint meeting with the White Pine County Fire Commission.

### **D. 10:30 A.M. SPECIAL JOINT COUNTY COMMISSION & FIRE COMMISSION MEETING**

**PUBLIC COMMENT**

- \*1) Discussion/for Possible Action: Approval of the Fiscal Year 2020 Comprehensive Annual Financial Report for White Pine County and the White Pine County Fire Protection District. Elizabeth Frances, Finance Director; Chad Atkinson, CPA, Partner, Hinton Burdick CPAs and Advisors
- \*2) Discussion/for Possible Action: Approval of the Corrective Action Plan for FY2020 audit finding. Elizabeth Frances, Finance Director
- \*3) Discussion/for Possible Action: Approval of counterproposal to City of Ely for FY2022 Fire/EMS services. Mike Wheable, DA; Elizabeth Frances, Finance Director

**PUBLIC COMMENT**

The Chairman will adjourn the special joint meeting with the White Pine County Fire Commission to reconvene the Regular County Commission meeting.

**E. 11:00 A.M. AG DISTRICT 13/FAIR & RODEO BOARD**

- \*1) Discussion/For Possible Action: Approval to fill the vacant seat on the Ag District 13/Fair & Rodeo Board with one of two applicants:
  - Tabatha Hamilton
  - James Linney

**2. ITEMS FROM ELECTED OFFICIALS AND DEPARTMENT HEADS:**

**A. COUNTY COMMISSION**

**1. Chairman Richard Howe**

- \*a) Discussion/For Possible Action: Approval of Certificates of Recognition for Christine Ricci, Michael Wheable, and Bryan Pyle

**2. Commissioner Laurie L. Carson**

- \*a) Discussion/For Possible Action: Approval to Prepare and Publish Request for Proposals for Information Technology Managed Services for White Pine County Based on Existing or Alternative Delivery of Service Method

**B. ELECTED OFFICIALS**

**1. Catherine Bakaric, Treasurer**

- \*a) Discussion/For Possible Action: Direction to conduct title searches for Treasurer as Trustee parcels to be auctioned in 2021

- \*b) **Discussion/For Possible Action**: Approval to complete the steps for White Pine County to acquire parcel #004-171-11 and 004-171-23, currently in Treasurer as Trustee, in an effort to clean up this McGill Property

## **2. Mike Wheable, District Attorney**

- a) **Discussion Only**: regarding a Nevada OSHA Complaint filed against Commissioner Ian Bullis dated January 6, 2021
- \*b) **Discussion/For Possible Action**: Approval to accept the resignation by Michael A. Wheable, Esq. as White Pine County District Attorney effective February 1, 2021 at midnight
- \*c) **Discussion/For Possible Action** to appoint James S. Beecher, Esq. as White Pine County District Attorney, to fill the remainder of term vacated by DA Wheable, effective February 2, 2021, at 12am, or to advertise and release an RFQ to recruit applicants for consideration and appointment of District Attorney
- \*d) **Discussion/For Possible Action** to approve pay scale, (step and salary schedule) for exempt District Attorney Staff (Chief Deputy District Attorney, Deputy District Attorney, Deputy Civil Attorney, grant funded Deputy District Attorney, etc)
- \*e) **Discussion/For Possible action**: Approval to allow the District Attorney to advertise, recruit and/or appoint replacement Deputy District Attorney I (Criminal) and Deputy District Attorney Civil
- \*f) **Discussion** for possible action to approve the District Attorney's appointment of a new Chief Deputy District Attorney, McKinzie Hilton, Esq. at step 1 on the DA Exempt compensation pay scale, effective February 2, 2021

## **3. Sheriff Scott Henriod**

- \*a) **Discussion/For Possible Action**: Approval of In Custody Death Report for the White Pine County Public Safety Building Jail Facility for the period of October 1, 2020 thru December 31, 2020

## **4. Nichole Baldwin, County Clerk**

- \*a) **Discussion/For Possible Action**: Approval of the request for reappointment from Jill Ward to the Local Emergency Planning Committee representing local environmental

- \*b) **Discussion/For Possible Action**: Approval of the request for resignation from Timothy Bunch from the Local Emergency Planning Committee representing EMS
- \*c) **Discussion/For Possible Action**: Approval/Ratification of the amended Bylaws of the White Pine County Local Emergency Planning Committee

## **C. DEPARTMENT HEADS**

### **1. Bill Calderwood, Public Works Director**

- \*a) **Discussion/For Possible Action**: Approval to award a contract to TSK in an amount not to exceed \$75,000.00 for the structural evaluation of the historical courthouse

### **2. Tim Bunch, Human Resources Director**

- \*a) **Discussion/For Possible Action**: Approval to appoint White Pine County representatives Elizabeth Frances, Finance Director; Timothy Bunch, Human Resources Director; and a member of the District Attorney's Office appointed by that office for negotiations with the International Union of Operating Engineers, Local #3
- b) **Discussion Only**: regarding the distribution of Department Head evaluation forms in support of WPC Personnel Policy 10.2.4
- \*c) **Discussion/For Possible Action**: Approval of an amended Case Manager job description to maintain accuracy and up-to-date status

### **3. Elizabeth Frances, Finance Director**

- \*a) **Discussion/For Possible Action**: Approval of quarterly grant reports
- \*b) **Discussion/for Possible Action**: Approval of Resolution 2021-06 to augment the Regional Transportation beginning fund balance by \$20,000 to provide for the required match for the Transportation Alternatives Program grant (Baker Multi-Use Trail)
- \*c) **Discussion/for Possible Action**: Approval of Westnet/ATNI contract for upgraded fiber internet services

### **3. CONSENT AGENDA**

The following are “action” items that may be considered in one motion/one vote. They are considered routine, non-public hearing items that have no protests. Any person representing an item or member of the public not in agreement with the recommendations by staff should request to have that item removed from the Consent Agenda. Any County Commissioner may remove any items from the consent Agenda and have it placed in the Action Items.

- \*a) Discussion/For Possible Action: to ratify Correspondence Sent on Behalf of the White Pine County Commission.
- \*b) Discussion/For Possible Action: Approval of Payroll for County Elected Officials.
- \*c) Discussion/For Possible Action: Approval of HR Transmittal for Payroll Changes.
- \*d) Discussion/For Possible Action: Approval of budget transfers within and between functions or programs within a fund that do not increase the total appropriation of the fund.

### **4. NOTICE OF UNTIMED ITEMS**

- \*a) Discussion/For Possible Action: Approval of minutes from the County Commission Meeting held January 13, 2021
- \*b) Discussion/For Possible Action: Possible Motion to close the open meeting for discussion with the Board related to Collective Bargaining pursuant to NRS 288.220. Human Resources Director Tim Bunch & Finance Director Elizabeth Frances

**PUBLIC COMMENT**: A period devoted to comments by the general public, if any, and discussion of those comments. No action may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action will be taken (N.R.S. 241.020(2)(c)(3)).

**County Commission**                      \* **Adjournment**

#### **NOTICE TO PERSONS WITH DISABILITIES:**

Members of the public who are disabled and require special assistance or accommodations at the meeting are requested to notify the Clerk of the Board of Commissioners at 801 Clark Street #4, Ely, Nevada 89301; or by calling 775-293-6509 at least two (2) days in advance.

#### **Affidavit:**

I, Nichole Baldwin, did on the 21st day of January, 2021 by 5:00 p.m. cause to be posted (5) five notices of the Special White Pine County Commission, Board of Public Health & Fire Commission Meeting Agenda in the County of White Pine, to-wit: At the Courthouse, at the Public Safety Building, the White Pine County Library, the White Pine County Administration Building, and at the Ely U.S. Post Office. The meeting notice is also posted to the White Pine County website at <http://whitepinecounty.net> and on the State of Nevada Public Notices website at <http://notice.nv.gov>. An additional copy of the Agenda along with supporting material, if any, are on display and available at the front counter of the White Pine County Clerk’s Office at 801 Clark Street, Suite 4, Ely, NV 89301

*Nichole Baldwin*