

White Pine County Board of County Commissioners

COUNTY COMMISSION MEETING AGENDA

DATE: Wednesday, February 24, 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. 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/89046672606?pwd=VW1oZWt3VXI2ajBZRdDLRzRkTTFQOT09>

Dial: 1 408 638 0968

Meeting ID: 890 4667 2606

Passcode: 596015

***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 February 24, 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/For Possible Action:** Approval to direct the Public Works Director to inform all users of the Road Department's fuel island that only government vehicles are allowed to obtain fuel. Bill Calderwood, Public Works Director
- *3) **Discussion/For Possible Action:** Ratification of the Road Maintenance Agreement between Infield Minerals Corporation and White Pine County. Bill Calderwood, Public Works Director
- 4) **Discussion/Update:** regarding County Road 1177 in Newark Valley. Bill Calderwood, Public Works Director
- *5) **Discussion/Possible Action:** To amend, extend, and/or cancel road agreement with Western Oil. Vice Chairman Travis Godon
- *6) **Discussion/For Possible Action:** Approval of minutes from the Road Commission Meeting held January 27, 2021

B. 9:30 A.M. NATURAL RESOURCES

- 1) **Discussion Only:** regarding the White Pine County Natural Resources and Public Land Issues Tracking List. Jeremy Drew, RCI
- *2) **Discussion/For Possible Action:** Approval of a draft Memorandum of Understanding between the Bureau of Land Management, Ely District and White Pine County for Cooperating Agency Status on the Sagebrush Discovery Trail Project. Jeremy Drew, RCI

C. 10:00 A.M. CDBG PUBLIC HEARING

- 1) **PUBLIC HEARING/Discussion Only:** Discussion and public input on possible activities to be included in applications for funding under State Community Development Block Grant- Corona Virus (CDBG-CV) Program. (July 1, 2021 to December 31, 2022). Elizabeth Frances, Finance Director

D. 10:15 A.M. PLUAC

- *1) **Discussion/For Possible Action:** Approval of a request from PLUAC for cooperative agency status with the potential leasing of the County-owned water rights, Water Permit Nos. 72728-72729. Public Lands Users Advisory Committee

E. 10:30 A.M. PUMPED STORAGE PROJECT

- *1) **Discussion/For Possible Action:** Approval of Resolution 2021-11, a resolution of the White Pine County Board of County Commissioners declaring that it is in the best interests of the County to lease certain real property in the form of water rights without offering it to the public and for less than fair market value, if necessary, for the purpose of economic development
- *2) **Discussion/For Possible Action:** Approval of Resolution 2021-12, a resolution of the White Pine County Board of County Commissioners declaring that it is in the best interests of the County to sell certain real property in the form of water rights without offering it to the public and for less than fair market value, if necessary, for the purpose of economic development
- *3) **Discussion/For Possible Action:** Approval 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)

2. ITEMS FROM ELECTED OFFICIALS AND

DEPARTMENT HEADS:

A. COUNTY COMMISSION

1. Vice Chairman Travis Godon

- *a) **Discussion/For Possible Action:** Approval to accept the resignation of Travis Godon as the commission liaison to the Water Advisory Committee
- *b) **Discussion/For Possible Action:** Approval to appoint a new commission liaison to the Water Advisory Committee and/or make any necessary liaison position trades to accommodate said appointment
- *c) **Discussion/For Possible Action:** Approval of Resolution 2021-16 to amend and/or extend resolution 2020-76 beyond the expiration date of March 9th, 2021

B. ELECTED OFFICIALS

1. James S. Beecher, District Attorney

- *a) **Discussion/For Possible Action:** Approval to appoint Melissa Brown to the position of Deputy District Attorney I at step 10
- *b) **Discussion/for Possible Action:** Approval to reclassify the vacated Special Prosecutor position from the Deputy District Attorney II pay scale to the Deputy District Attorney I pay scale

2. Nichole Baldwin, County Clerk

- *a) **Discussion/For Possible Action:** Approval to direct the District Attorney's Office to participate in discussions/negotiations with the City of Ely concerning a Cooperative Agreement for Election Services
- *b) **Discussion/For Possible Action:** Approval of the annual evaluations from the following advisory boards and town councils:
 - Airport Advisory Board
 - Library Board of Trustees
 - McGill Town Council
 - Ruth Town Council
- *c) **Discussion/For Possible Action:** Approval to accept the request for resignation by Burton Hilton from Seat 2 on the White Pine County Hospital Board of Trustees
- *d) **Discussion/For Possible Action:** Approval to replace the Ely Shoshone Tribe's representative to the Water Advisory Committee and the Local Emergency Planning Committee with Shania J. Marques due to a change in staffing

C. DEPARTMENT HEADS

1. Desiree Barnson, Social Services Director

- *a) **Discussion/For Possible Action:** Approval of the Ely Bus updated Title VI plan
- *b) **Discussion/For Possible Action:** Approval to hire a new employee that will be split half time between Public Health and Social Services

2. Tim Bunch, Human Resources Director

- *a) **Discussion/For Possible Action:** Approval to revise the job description for Detention Deputy to keep with the current status and verbiage

- *b) **Discussion/For Possible Action**: Approval to revise the Public Works Director job description to keep up with the current status and applicable verbiage
- *c) **Discussion/For Possible Action**: Approval to revise the Road Department Lead Supervisor job description to keep up with current responsibilities and applicable verbiage

3. Elizabeth Frances, Finance Director

- *a) **Discussion/For Possible Action**: Direction on options for addressing the lack of a Building Official as discussed with the City of Ely
- b) **Discussion/Review/Analysis**: Proposals Received in Response to RFP for Public Defender Services
- c) **Discussion/Report**: Options Available to Provide Public Defender Services
- *d) **Discussion/For Possible Action**: Award Public Defender Services or Enter into Negotiations with One or More Attorneys/Firms/Governments for Services Based on Responses Received to RFP
- *e) **Discussion/For Possible Action**: Reconsideration of County Commission direction to utilize Airport CARES Act funds for allowable operating expenses as opposed to repair of runway 12/30
- f) **Discussion/Update**: Distribution and brief overview of fiscal year (FY) 2022 preliminary budget binders
- g) **Discussion/Update**: Progress of White Pine County Treasurer's Office related to outstanding reconciliations of the County's various bank accounts
- *h) **Discussion/For Possible Action**: Approval of Resolution 2021-13 to augment the Fiscal Year (FY) 2021 General Fund from unanticipated and unbudgeted beginning fund balance by \$17,000 to cover the nonrecurring costs for the 1000 MB internet service approved at the January 27, 2021 Commission meeting
- *i) **Discussion/For Possible Action**: Approval of Resolution 2021-15 to utilize \$2,400 from contingency to cover the cost for required appraisal of White Pine County property for housing development

- *j) Discussion/For Possible Action: Approval of Resolution 2021-14 to augment the Fiscal Year (FY) 2021 General Fund from unanticipated and unbudgeted beginning fund balance by \$11,000 to cover the primary election ballots for the fiscal year (FY) 2019-2020 primary election

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 February 10, 2021 County Commission Meeting

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 18th day of February, 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