

*******AMENDED*******

COUNTY COMMISSION MEETING AGENDA

DATE: Wednesday, December 14, 2011
TIME: 9:00 a.m.
PLACE: White Pine County Commission Meeting Chambers
953 Campton Street, Ely, Nevada (Annex)

ASTERISK () DENOTES POSSIBLE ACTION ITEM BY THE BOARD OF COUNTY COMMISSIONERS

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 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 Commission Meeting on December 14, 2011, will be for all matters, both on and off the agenda and be limited to three minutes per person. Additionally, public comment of three minutes per person will be heard during the individual action items. The Commission reserves the right to reduce the time or limit the total time allowed for public comment. The Commission may prohibit comment if the content of the comments is willfully disruptive of the meeting 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.

NOTE: you will not be permitted to speak during Agenda Items or Public Comment without completing and submitting the appropriate forms. Please fill out a Citizen Inquiry form for a general public comment or a Citizen Input form to comment on a specific agenda item located at the entrance of the Commission meeting room.

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

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)).

I. NOTICE OF TIMED AGENDA ITEMS:

9:10 A.M. ROAD COMMISSION MEETING

- *a) Discussion/Action/Update on Primary & Secondary Roads within White Pine County
- *b) Discussion/Action/Possible Approval of Road Commission Minutes of the October 26, 2011 meeting.

II. LIQUOR BOARD MEETING:

III. ORDINANCES, FIRST READINGS, PUBLIC HEARINGS, DECISIONS, BID OPENINGS, AND BID AWARDS:

Ex parte Communications and Conflict of Interest Disclosure Statements

9:30 A.M.

- a) **PUBLIC HEARING:** The Purpose of the Public Hearing is For White Pine County Bill 11-16-11, Ordinance #442 which is an Ordinance to clarify the procedure for amending the (White Pine County) Personnel Policy manual and related matters.
- *b) Discussion/Action/Possible Approval of White Pine County Bill 11-16-11, Ordinance #442.

IV. PRESENTATIONS:

1:00 P.M Discussion/Action/Possible Approval of the final audit report for FY2011, Chad Atkinson, CPA of Hinton Burdick LLC will present the final report.

V. EMERGENCY ITEMS:

VI. ITEMS FROM ELECTED OFFICIALS/DEPARTMENT HEADS AND ADVISORY BOARDS:

A. County Commissioner:

- *1) Discussion/Action/Possible Approval of Development Agreement between White Pine County and NV Energy ON Line Project.
- *2) Discussion/Action/Possible Approval of Road Maintenance Agreement between White Pine County and NV Energy ON Line Project.
- *3) Discussion/Action/Possible Approval of Airport Capital Improvement Plan modification.
- *4) Discussion/Action/Possible Approval to proceed with Committee recommendation on process to hire a County Manager.
- *5) Discussion/Action/Possible Approval of re-appointment for John S. Lampros to the following: White Pine County Swimming Pool Ad-Hoc Committee & White Pine County Tourism and Recreation Board.

B. Elected Officials:

1) **Kelly Brown, District Attorney**

- *a) Discussion/Action/Possible Approval of amendments to Ely Jet Center lease.

C. Items from Department Heads:

1) Bill Calderwood, Maintenance

- *a) Discussion/Action/Possible Approval for purchase of a 2005 CATERPILLAR Model: 420D E Backhoe Loader for a sum not to exceed \$45,750.00.**

2) Charles Rodewald, Finance Director

- *a) Discussion/Action/Possible Approval and acceptance of monthly financial report.**
- *b) Discussion/Action/Possible Approval of Resolution 2011-35 to eliminate Fund 141 BLM Tri-County Agreement and transfer remaining unused balance of \$4,547.30 to the General Fund.**
- *c) Discussion/Action/Possible Approval of Resolution 2011-36 to augment Fund 376 Youth Drug Prevention in the amount of \$9,856.65 to allow the Sheriff to fund designated activities of the White Pine County School District. When funds are fully expended, the fund will be eliminated.**

3) Verne Bohn, Human Resource Director

- *a) Discussion/Action/Possible Approval of Personnel Transaction Form.**

4) Jim Garza, Coordinator, Community and Economic Development

- *a) Discussion/Action/Possible Approval: With The District Attorney's Approval and Sign-Off, to protest all current and future water rights applications submitted to the Nevada State Water Engineer that are filed by Southern Nevada Water Authority and all of its affiliates.**

5) Chris Flannery, White Pine County Building Official

- *a) Discussion/Action/Direction on Approval of Home Occupation Permits.**
- *b) Discussion/Action/Possible Approval of Resolution 2011-37 which establishes fees for Planning Applications associated with Home Occupation Activities within White Pine County.**
- *c) Discussion/Action/Possible Approval of Home Occupation permit submitted by Jessica Uhalde for a Photography/Gift business in her home located in Duck Creek Grove.**
- d) Discussion and update on Spring Valley Wind project.**

6) Lori Romero, Library and Senior Center

- *a) Discussion/Action/Possible Approval for White Pine County Library Board of Trustees to move forward with request for quotes for geotechnical testing in proposed library expansion area and costs related to the geotechnical testing be taken from the \$350,000 set aside for the library expansion in capital outlay.**
- *b) Discussion/Action/Possible Approval to accept Nevada State Library & Archives State Collection Development Grant funds in the amount of \$1,560.00.**

7) Dan Nelson, Cooperative Extension Service

- *a) Discussion/Action/Possible Approval of Proclamation declaring January 2012 as "Radon Awareness Month".**

D. Recommendations of Town Councils and County Advisory Boards:

1) Mike Hanley, Planning Commission Chairman

- *a) Discussion/Action/Possible Approval for County Commission to consider appointment of Planning Commission to act as Board of Adjustments until that Board can reach a quorum of board members.**
- *b) Discussion/Action/Possible Approval on recommendation from Planning Commission to adopt minimum setbacks for all zoning designations allowing residential use as shown in City of Ely Ordinance 626, Adopted May 8, 2008.**
- *c) Discussion/Action/Possible Approval on recommendation from Planning Commission to adopt requirements for Manufactured Housing and Modular Buildings located in residential zones consistent with NRS 275.02095.**
- *d) Discussion/Action/Possible Approval regarding the consideration of possible elimination of MH3 zoning and the effects thereof.**

E. Commission Liaison Reports:

VII. DISCUSSION/ACTION; UPDATES:

- A. County Commission**
 - *a) Calendaring and Update of Events, Report on NACO Activities**
 - *b) Update on Water Issues, Gary Perea**
 - *c) Update on Energy Projects**
 - *d) Update, Action Regarding Legislation**
 - *e) Update on Department of Taxation Recommendations**
 - *f) Response to Unexpected Correspondence Received from Governmental Agencies**

VIII. 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, Section, and VIII.

- *a. Discussion/Action/Ratification of Correspondence Sent on Behalf of the White Pine County Commission.**
- *b. Discussion/Action/Possible Approval of Payroll for County Elected Officials.**
- *c. Discussion/Action/Possible Approval of HR Transmittal for Payroll Changes.**

IX. NOTICE OF UNTIMED ITEMS:

- *a) Discussion/Action/Possible Approval of request submitted by City of Ely for consideration to redistribute the Consolidated Tax (CTX) from the local government tax distribution account to the City of Ely for fiscal year 2012-2013 in the amount of \$300,000 with the amounts to be considered as follows:
 - \$268,200.00 from White Pine County**
 - \$31,800.00 from White Pine County Hospital District****

- *b) Discussion/Action on update of the ON Line Project presented by Mark Sullivan**

- *c) Discussion/Action/Possible Approval of Appointments and Resignations, Linda Burleigh.**
 - 1) Resignation: Gwyneth Palmer, Water Advisory Board**
 - 2) Requesting Appointments:**
 - Ruth Town Council – Brian Goulter**
 - Ruth Town Council – Gene Ockert**
 - Ruth Town Council – Dean Weidemann**
 - White Pine County Library Board of Trustees – Wilda K. Garber**
 - White Pine County Wildlife Advisory Board – Shane Boren**
 - White Pine County Airport Advisory Board – Daniel R. Netcher**
 - White Pine County Swimming Pool Ad-Hoc Committee – Pete Mangum**

- *d) Discussion/Action Possible Approval of the Minutes for the following meetings:**
 - Regular County Commission Meeting held on November 16, 2011**
 - Special County Commission Meeting held on November 29, 2011**

PUBLIC COMMENTARY:

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 *Recommendations for Items for Future Agendas
County Commission *Adjournment

The meeting may be closed by an appropriate motion for the purposes of discussing any matter allowed under NRS 241.030 (1) to consider the character, alleged misconduct, professional competence or physical or mental health of a person/employee.

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 775-289-2341 at least two (2) days in advance.

AFFIDAVIT

I, Elaine Blackham, did on the 8th day of December, 2011 cause to be posted (5) five notices of the County Commission Meeting Agenda in the County of White Pine, to-wit: At the County Library, at the Courthouse, at the Courthouse Annex, at the Public Safety Building, at the Ely U.S. Post Office. Also additional copies are on display and available at the front counter of the White Pine County Clerk’s Office and inside the Commission Meeting Chambers.
