

Minutes from the January 07, 2019 Commission Meeting

January 07, 2019

10:00 a.m.

Esmeralda County Courthouse

Commission Chambers

233 Crook Ave., 2nd Floor

Goldfield, Nevada

1. **CALL TO ORDER AND ROLL CALL.**

Delon "De" Winsor - Chairman – not present

Timothy Hipp - Vice-Chairman

Ralph Keyes - Commissioner

Robert Glennen - District Attorney

LaCinda Elgan - Clerk of the Board

2. ***FOR POSSIBLE ACTION: DISCUSSION/DECISION: ORGANIZATION OF ESMERALDA COUNTY BOARD OF COMMISSIONERS**

Commissioner Keyes stated that Commissioner Winsor has been doing a good job as Vice-Chairman and asked if he would like to be Chairman. He said he can because Tim has a full-time job.

Commissioner Keyes nominated De Winsor for Chairman of the Board of County Commissioners.

Commissioner Hipp seconded the motion. All in favor: Motion carried.

Commissioner Keyes made the motion that Timothy Hipp become Vice-Chairman of the Board of County Commissioners.

Commissioner Winsor seconded the motion. All in favor: Motion carried.

3. **PUBLIC COMMENT.** (Discussion only. Action may not be taken on any matter brought up under this agenda item. It must be placed on an agenda, at a later meeting for action.)

None.

4. ***RECESS TO ESMERALDA COUNTY BOARD OF HIGHWAY COMMISSION**

Commissioner Keyes made the motion to recess to the Esmeralda County Board of Highway Commission.

Commissioner Winsor seconded the motion.

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5. ***APPROVAL OF EXPENDITURES.**

Commissioner Keys made the motion to approve the expenditures.
Commissioner Hipp seconded the motion. All in favor: Motion carried.

6. ***DISCUSSION/DECISION/APPROVAL: REJECTED VENDOR BILLS FROM AUDITOR'S OFFICE.**

None.

7. ***APPROVAL OF MINUTES** for the meetings of the Esmeralda County Board of Commissioners.

None.

8. ***FINANCIAL REPORTS:**

- A. Clerk
- B. Ambulance
- C. Taxes
- D. Goldfield Utility
- E. Silver Peak Utility
- F. Auditor/Recorder
- G. Justice Court
- H. Sheriff's Department
- I. Assessor
- J. Transfer(s)

9. ***UPDATE OF CURRENT AND FUTURE MEETINGS AND ACTIVITIES OF:**

- A. Robert Glennen - District Attorney/Public Guardian

Mr. Glennen stated that the Employee Management Relations Board (EMRB) post-trial brief is due in one week and we will get a decision sometime after that.

Regarding the Public Guardian: There is one case. The lady was moved and is doing fine.

- B. Ken Elgan - Sheriff/DEM Coordinator

Sheriff Elgan came up and handed out the proposal for the new kitchen. He said he thinks Mike Anderson is going to take it and use it. We just got it this morning. One thing that was not included was the roof-mounted heating and air conditioning unit. It is 10 feet longer than the existing building.

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C. LaCinda Elgan - Clerk/Treasurer

LaCinda stated that she is short-handed in her office with illness.

D. Ruth Lee – Assessor – not present

E. Vera Boyer - Auditor/Recorder – not present

F. Mike Anderson - Goldfield Utilities/Es. Co. Public Works Supervisor

Mike submitted a written report:

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Goldfield Utilities:

Update on Klondike Well #1: Well pump was inadvertently run at 30 HZ for about 13 hours. There was no flow through the column line shaft bearings. Budget Drilling pulled the pump to learn that 1st section of column pipe revealing the bearing was worn and appeared to have been hot, rubber was actually falling off bearing and the shaft sleeve showed signs of being hot causing the driller having to replace the lower head shaft section and repair or replace stuffing box also re-sleeve or replace first shaft and replace any damaged bearings.

We are currently working on the flow meter at the sewer ponds, we had to ship our flow meter back to the company to get it fixed, Greyline Instruments Inc, received our flow meter and currently working on it to get it fixed, should take a couple of weeks of getting it back.

We had two water/sewer installs that we put in by Bradley Johnson, Rodney Watkins and William Bailes for customers John and Patricia Smoot and Kathleen Park.

12/27/18 Mark Jackson from Nevada Rural Water Association came to Goldfield to do a survey on our asset management system, we got selected by the state to see how we are handling our asset management for our system and to answer for questions for him.

General Maintenance

Rodney, Chris, Willy and Brad had planted plants and sagebrush by the water treatment plant.

After getting our new container put in over by the Utility yard, Willy and Brad are getting the fence up and also getting everything organized over there.

We currently are having issues with our rest area at the welcome center:

1. Pooping and Peeing on the toilets and toilet paper
2. Peeing in the women's trash can

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3. Flooding the toilets where the floors are soaked and then turn to ice in both bathrooms
4. Jamming the doors to where they aren't shutting properly
5. Men's bathroom door has the tagging letter "K" on it.

We got notification that we are losing another employee in our department, his last day with the county will be January 16th, 2019. We will be seeking applications for employment for the Fish Lake Valley Maintenance Department – Part Time Position.

Mike submitted documents regarding the Backflow Preventer.

The agreements with the State Fire Marshall need review. This item will need to be put on the 01/15/19 meeting agenda. Mike said he and D.A. Glennen will need to review, but need to get it to the Fire Marshall.

G. Sherry Huffman - Administrative Assistant

Sherry said the new grant that we put in for, for the second part of the Road fixing is due in February and it is almost ready to go.

She said everything is going well with Senior Transportation, except the new van that we got is falling apart. The doors won't open, the lift gets stuck. We are working on that.

- H. Sylvia Rich - Public Administrator – not present
- I. Public Lands Committee – haven't met
- J. Fish Lake Valley Park Board

Commissioner Keyes stated there is a meeting tomorrow night that he will be attending.

K. Esmeralda County Library Board

D.A. Glennen there was a meeting and some people were recommended for appointment and we need to get that on the agenda for the next meeting.

10. ***APPROVAL OF TREASURER'S REPORT.**

This item has been deferred.

12. ***FOR POSSIBLE ACTION: DISCUSSION/DECISION:** Appointment of two commissioners to the Esmeralda County Regional Transportation Commission (RTC) and one member from the General Public. (Commissioners)

Commissioner Hipp volunteered to do this. Ed Rannells came up and stated that the Regional Transportation Commission is not Senior Transportation.

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Commissioner Winsor made the motion to Commissioner Keyes and Commissioner Hipp be on the Esmeralda County Regional Transportation Commission (RTC) along with the appointed member of the public person from last year.

Commissioner Hipp seconded the motion. All in favor: Motion carried.

13. ***FOR POSSIBLE ACTION: DISCUSSION/DECISION:** Appoint one commissioner to the Local Elected Official (LEO) consortium and a possible alternate to serve as representative to work force connections for Esmeralda County.

Commissioner Winsor was on this committee. Commissioner Hipp volunteered to be the alternate.

Commissioner Keyes made the motion to appoint Commissioner Winsor to the Local Elected Official (LEO) consortium and have Commissioner Hipp be the alternate to serve as representatives to Work Force Connections.

Commissioner Hipp seconded the motion. All in favor: Motion carried.

14. ***FOR POSSIBLE ACTION: DISCUSSION/DECISION:** Appoint one commissioner to the Local Emergency Planning Committee (LEPC) and alternate #1 and Alternate #2 positions. (Commissioners)

Sheriff Elgan stated that these meetings were easy to attend and were a teleconference from the school district, usually in the evenings.

Commissioner Keyes made the motion to have himself be the primary have to have Commissioner Hipp as alternate #1 and Commissioner Winsor as alternate #2.

Commissioner Hipp seconded the motion. All in favor: Motion carried.

15. ***FOR POSSIBLE ACTION: DISCUSSION/DECISION:** Reappoint without limitations Esmeralda County Land Use Advisory Committee (ECLUAC) member and alternate. (Commissioners)

Commissioner Keyes stated that they haven't met very much but that is a group that he would be very interested in being on. There was a discussion on who is on the committee.

Ed Rannells came up and said Commissioner Hipp is the Chairman of that committee now. Commissioner Hipp stated that he would like to step down from that.

Commissioner Winsor made the motion to have Commissioner Keyes the member of this committee and have Commissioner Hipp be the alternate.

Commissioner Hipp seconded the motion. All in favor: Motion carried.

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16. ***FOR POSSIBLE ACTION: DISCUSSION/DECISION:** Approve to appoint one board member as representative and possibly one alternate as it may apply to the following boards and/or committees:
- a. NACO Board of Directors - Representative
 - i. Commissioner Keyes - Representative
 - ii. Commissioner Hipp - Alternate
 - b. NPAIP (INS. -POOL) - Representative and Alternate
 - i. Commissioner Hipp – Representative
 - ii. Commissioner Keyes - Alternate
 - c. PACT (INS. TRUST) - Representative and Alternate
 - i. Commissioner Hipp – Representative
 - ii. Commissioner Keyes - Alternate
 - d. Debt Management Commission - Representative and Alternate
 - i. Commissioner Winsor – Representative
 - ii. Commissioner Hipp - Alternate
 - e. ES. CO. Airport Advisory Committee - Representative and Alternate
 - i. Commissioner Keyes – Representative
 - ii. Commissioner Hipp – Alternate
 - f. Renewable Energy Advisory Board - Representative and Alternate
 - i. Commissioner Winsor – Representative
 - ii. Commissioner Keyes – Alternate
 - g. AULG (Affected Units of Local Government) – Representative
 - i. Commissioner Hipp - Representative
 - h. Director of CNRWA - Representative and Alternate
 - i. Commissioner Keyes – Representative
 - ii. Commissioner Winsor - Alternate
 - i. Voting Representative Valley Electric - Representative and Alternate
 - i. Commissioner Keyes – Representative
 - ii. Commissioner Hipp - Alternate
 - j. ES. CO. Conservation District - Representative and Alternate
 - i. Commissioner Keyes – Representative
 - ii. Commissioner Winsor – Alternate

Commissioner Keyes made the motion to adopt the list to appoint everyone to the proper boards as discussed.

Commissioner Hipp seconded the motion. All in favor: Motion carried.

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17. ***FOR POSSIBLE ACTION** – Thomas Gibson, William Simpson, David H. Neely III, and Jason Earnest will be presenting 4 resumes to be considered for Public Defender. (Thomas Gibson, William Simpson, David H. Neely III, and David Earnest)

Jason Earnest came up and stated that the Commissioners already have his resume. He has been with the Public Defender process since 2000 and he is up here every week. His contract price would be \$52,000 per year. He said he believes he would be a good fit.

Thomas Gibson came up and brought his investigator William Simpson. He's been a lawyer since 1987. He was a federal public defender and had a case overturned on appeal that was the only of its kind in the U.S.; based on speedy trial rights. He stated he is also death penalty certified. He worked for the Clark County Public Defender's office. His contract would be \$50,000 per year. If the County hired him there would be zero cost for any investigation.

David Neely is not present but submitted a written proposal.

D.A. Robert Glennen stated that his belief is that he should never recommend his opponent.

Commissioner Hipp made the motion to appoint Jason Earnest as our Public Defender at the rate of \$50,000 per year.

Commissioner seconded the motion. All in favor: Motion carried.

Commissioner Keyes made the motion to recess.

Commissioner Hipp seconded the motion. All in favor: Motion carried.

Back to Order.

11. ***DISCUSSION/DECISION**: Approval of the 2017/2018 Fiscal Year Annual Audit. (Daniel McArthur)

Dan came up and submitted the written statements as of 06/30/18. He did a brief overview of the financial statement. From page 72 to end of report is the detailed information.

One requirement is that they audit to make sure they are materially correct. That means they don't look at every single transaction. They come in and do samples, they test various aspects of the numbers and get "audit evidence".

They did not find any violations in the audit. They found that the financial states were accurate. Dan said the only issue that did come up was on page 121 and 122, the forensics services fund. There is a negative balance at the end of the year of \$6,123. The reason for this is that there were some significant payments made for autopsies that hadn't happened in the past. This fund ended up borrowing money from the General Fund at the end of the year to pay this.

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Dan handed the Clerk the capital asset listing that is updated by the Assessor. This includes buildings and equipment.

Dan handed out an additional document that was a letter of improvement. At the end of every month, the books of the county should be closed and when they're closed the Auditor and Treasurer should get together the cash amounts of the Auditor and Treasurer should reconcile, with revenues and expenditures. Normally, you would not go back and make changes once they are closed. During the audit process he found some errors and found that this month-end close should be enhanced and cleaned up.

The next issue is cross-training. He wants to see more cross-training in the offices. If something happened to an elected official, someone needs to know how to do that job. He believes there needs to be some sort of policy on this. Sheriff Elgan stated that this would be the responsibility of the Chief Deputy. Dan agreed with that. He said he is really reporting to the Commissioners here though.

This audit now goes to the state and the state is going to want to know what we are going to do about corrective action. They will ask how we are going to deal with the deficit fund balance and what the plan is with the suggestions from the auditor. The county has the option to tell the auditor that we are not going to do anything because it is going to be too much money or whatever, but the recommendation from the auditor goes to the state and we will need to tell them what we are doing.

There are some new accounting requirements this year. They relate to pensions and retiree insurance. Page 14 of the report OPEB Other Post Employment Benefits (Retiree Insurance). The County has an obligation of \$232,000. The pension (PERS) portion is \$4,231,687.00. This is based on the dollar contribution compared to everyone else in the state.

Commissioner Keyes made the motion to approve the auditor for FY2017/2018. Commissioner Hipp seconded the motion. All in favor: Motion carried.

18. ***FOR POSSIBLE ACTION** – Revize would like to update our website. There are a few revisions that need to be done. Can add on a place with important information for people moving into Goldfield and also a place for HR to put information up for employees. (Sherry Huffman and Joe Nagrant)

Sherry Huffman came up and stated that we need to update the website in regards to ADA compliance. She also asked them about an HR page for Michelle Garcia but she was just told by Vera and Ruth that Logan has that covered and that would be redundant.

Vera handed out information regarding Tyler and their HR hub and Ruth Lee stated that she is having problems with Revize and links not working.

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Sherry will get more information on the particulars and put it back on the agenda at a later meeting.

19. ***FOR POSSIBLE ACTION** – To accept the resignation from John Mauer for the Central Nevada Regional Water Authority Board of Directors. The commissioners will need to replace one of our three representatives on the Board. (Sherry Huffman)

Commissioner Keyes made the motion to accept John Mauer’s resignation for the Central Nevada Regional Water Authority Board of Directors and post for a new member in the usual places around the county.

Commissioner Hipp seconded the motion. All in favor: Motion carried.

20. ***FOR POSSIBLE ACTION** – Resignation of Rodrick Myers from the State Board of Equalization. Application for position for State Board of Equalization by Christy Henshaw. (Sherry Huffman)

Commissioner Keyes made the motion to accept Rodrick Myers’ resignation from the State Board of Equalization and appoint Christy Martin Henshaw to the position.

Commissioner Hipp seconded the motion. All in favor: Motion carried.

21. **PUBLIC COMMENT.** (Discussion only. Action may not be taken on any matter brought up under this agenda item. It must be placed on an agenda, at a later meeting for action.)

Commissioner Hipp said that in regards to the marijuana grow by the park; The statute says it has to be 300 ft. from a community facility. He went out and measured it and it is 286 ft. from the fence. So, it is under the 300 feet requirement. Commissioner Hipp is in favor of the taking advantage of this opportunity for marijuana growth business, retail, so he hopes the people behind this will continue to look for property out of the center of town. He believes most peoples’ concerns are with the location, not the business itself.

22. ***ADJOURNMENT:**

Commissioner Keyes made the motion to adjourn.

Commissioner Hipp seconded the motion. All in favor: Motion carried.