

**NOTICE OF PUBLIC MEETING  
OF THE  
ESMERALDA COUNTY BOARD OF COMMISSIONERS**

September 6<sup>th</sup>, 2016  
10:00 a.m.  
Esmeralda County Courthouse  
Commission Chambers  
233 Crook Ave., 2<sup>nd</sup> Floor  
Goldfield, Nevada

1. CALL TO ORDER AND ROLL CALL.
2. 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.)
3. \*RECESS TO ESMERALDA COUNTY BOARD OF HIGHWAY COMMISSION:
4. \*APPROVAL OF EXPENDITURES.
5. \*DISCUSSION/DECISION/APPROVAL: REJECTED VENDOR BILLS FROM AUDITOR'S OFFICE.
6. \*APPROVAL OF MINUTES FROM THE REGULAR AND/OR SPECIAL MEETINGS OF THE ESMERALDA COUNTY BOARD OF COMMISSIONERS.
7. \*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. Treasurer
  - k. Transfer(s)
8. UPDATE OF CURRENT AND FUTURE MEETINGS AND ACTIVITIES OF:

Robert Glennen – District Attorney  
Ken Elgan – Sheriff

LaCinda Elgan – Clerk/Treasurer  
 Ruth Lee – Assessor  
 Karen Scott – Auditor/Recorder  
 Mike Anderson – Goldfield Utilities/Es. Co. Public Works Supervisor  
 Kelly Jo Eagan – Administrative Assistant  
 Sylvia Rich – Public Administrator  
 Robert Glennen – Public Guardian  
 Public Lands Committee  
 Kenneth Elgan – DEM Coordinator  
 Fish Lake Valley Park Board

9. UPDATE OF CURRENT AND FUTURE MEETINGS AND ACTIVITIES OF COMMISSIONER'S BOLAND, BATES AND KEYES. (This is only an update. No decisions will be made.)
10. **\*CONSENT AGENDA ITEMS** – These are items that Staff recommends for approval. The Board reserves the right to move any consent agenda item to the regular segment of the agenda should issues arise that need to be address.

**ELECTED OFFICIAL / DEPARTMENT SUPERVISOR / GENERAL PUBLIC ACTION ITEMS:**

11. \*FOR POSSIBLE ACTION; DISCUSSION/DECISION; TIME ITEM: 11:00 A.M.: DISCUSS AND ENTERTAIN ANY COMMENTS ON POTENTIAL APPLICATION IDENTIFIED ON AUGUST 3<sup>RD</sup>, 2016 FOR FUNDING UNDER THE FY17 STATE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM AS FOLLOWS:
  1. PROPOSED PROJECT: PURCHASE OF VESTA 911 EMERGENCY COMMUNICATION SYSTEM – ESTIMATED COST \$215,000 – ESMERALDA COUNTY PROPOSES TO CONTRIBUTE \$15,000 WITH CDBG GRANT FUNDING REQUEST OF \$200,000 NEEDED TO MAKE UP THE BALANCE. IF FUNDED THE PROJECT WILL BENEFIT 75.47% LOW AND MODERATE INCOME PERSON.

**SOLICIT AND APPROVE OF ANY ADDITIONAL PROJECTS FOR CONSIDERATION**  
 (SUSAN DUDLEY)
12. \*FOR POSSIBLE ACTION; DISCUSSION/DECISION; ADOPT THE HAZARD MITIGATION PLAN PREVIOUSLY REVIEWED DRAFT COPY DATED FEB. 2016 MINOR CORRECTIONS WERE MADE AND FEMA HAS APPROVED PENDING ESMERALDA ADOPTION. (KEN ELGAN)

13. \*FOR POSSIBLE ACTION: DISCUSSION/DECISION: DISCUSS AND APPROVE PART TIME DISPATCH POSITION WITH STARTING WAGE OF \$12.35. (SHERIFF KEN ELGAN)
14. \*FOR POSSIBLE ACTION: DISCUSSION/DECISION: RANDOM DRUG TESTING AND DEPARTMENT OF TRANSPORTATION DRUG TESTING. (SGT MATTHEW KIRKLAND)
15. \*FOR POSSIBLE ACTION: DECISION/DECISION: DISCUSS AND APPROVE USING \$19,150 THAT IS GOING TO BE REIMBURSED TO THE COUNTY FOR THE TOTALLED PATROL VEHICLE TO BUY A USED PATROL VEHICLE. (SHERIFF KENNETH ELGAN)
16. \*FOR POSSIBLE ACTION: DISCUSSION/DECISION: TO JOIN ANOTHER REGIONAL DEVELOPMENT AUTHORITY OR APPOINT AN INDIVIDUAL TO REPRESENT ESMERALDA COUNTY ECONOMIC DEVELOPMENT. (KELLY JO EAGAN)
17. \*FOR POSSIBLE ACTION: DISCUSSION/DECISION: SEND A LETTER OF CONCERN/COMPLAINT TO DISTRICT POST MASTER BELINDA OLSON REGARDING MAIL DISTRIBUTION/DELIVERIES IN GOLDFIELD. (LACINDA ELGAN)
18. \*FOR POSSIBLE ACTION: **DISCUSSION ONLY**: ESMERALDA COUNTY ANNUAL HOUSING AND COMMUNITY NEEDS DEVELOPMENT STATEMENT REQUIRED BY COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM. (SUSAN DUDLEY)
19. \*FOR POSSIBLE ACTION: DISCUSSION/DECISION: APPROVE TO INCREASE SENIOR TRANSPORTATION DRIVERS HOURLY WAGE TO \$9.00 PER HOUR. (LDMT AND JOHN SINGLETON WAGES WILL REMAIN THE SAME) (KELLY JO EAGAN)
20. \*FOR POSSIBLE ACTION: DISCUSSION/DECISION: 1. ACCEPT RESIGNATION AS MEMBER OF THE ESMERALDA COUNTY LAND USE ADVISORY COMMITTEE ROBERT E. BILLER, DONNA SWEETMAN AND DAVID SWEETMAN. 2. POST NOTICE TO FILL VACANT POSITIONS ON ECLUAC. (KELLY JO EAGAN)

21. \*FOR POSSIBLE ACTION: DISCUSSION/DECISION: UPDATE ON ESMERALDA COUNTY EMERGENCY SERVICES. (DANIELLE JOHNSON/LIFEGUARD)
22. \*FOR POSSIBLE ACTION: DISCUSSION/DECISION: ESMERALDA COUNTY EMERGENCY SERVICES AND THE POSSIBLE NEED FOR SERVICES RENDERED ABOVE AND BEYOND OUR AGREEMENT AND THE POSSIBILITY OF BILLING NYE COUNTY FOR SAID SERVICES. (DANIELLE JOHNSON)

#### **COMMISSIONER'S ACTION ITEMS**

23. \*FOR POSSIBLE ACTION: DISCUSSION/DECISION: SET DATE TO HOLD PUBLIC HEARING AND APPROVE PUBLICATION OF NOTICE OF THE TIME AND PLACE IN ONE PUBLICATION IN A NEWSPAPER OF GENERAL CIRCULATION IN THE CITY OR COUNTY FOR ADOPTION OF ESMERALDA COUNTY MASTER PLAN AND COMPONENTS THEREOF. (COMMISSIONER NANCY BOLAND)
24. \*FOR POSSIBLE ACTION: DISCUSSION/DECISION: WHETHER TO AUTHORIZE DEPARTMENT HEADS, OR ELECTED OFFICIALS TO GRANT MERIT RAISES TO THEIR HOURLY PART-TIME NON PROBATIONARY, EMPLOYEES WHO WORK 19 OR MORE HOURS PER WEEK; NOT COVERED BY AN ASSOCIATION OR UNION AGREEMENT; WHO HAVE RECEIVED A SATISFACTORY OR BETTER EMPLOYEE REVIEW, WHICH WILL BE VERIFIED BY SUPERVISOR WHEN REQUESTING WAGE INCREASE WITHIN THE DEPARTMENT ALLOWANCES PROVIDED FOR THE 2016-2017 BUDGET. SET THE EFFECTIVE DATE FOR DEPARTMENT HEAD/ELECTED OFFICIAL MAY DATE THE INCREASES, AND DETERMINE WHOM WILL NOTIFY DEPARTMENT HEADS OF THE AMOUNT OF THE ALLOWANCE, DATE INCREASES CAN BE EFFECTIVE AND REQUIREMENT TO ATTEST TO SATISFACTORY REVIEW OF EMPLOYEE. (COMMISSIONER NANCY BOLAND)
25. \*FOR POSSIBLE ACTION: DISCUSSION/DECISION: WHETHER TO JOIN LAWSUIT SEEKING TO REVERSE U.S. FISH AND WILDLIFE SERVICE DECISION NOT TO LIST THE BI-STATE SAGE GROUSE PROVIDED THAT MOUNTAIN STATES LEGAL IS INTERESTED IN PROVIDING LEGAL REPRESENTATION. (COMMISSIONER NANCY BOLAND)
26. \*FOR POSSIBLE ACTION: DISCUSSION/DECISION: PUBLIC HEARING AND ADOPTION OF ESMERALDA COUNTY AMENDED ORDINANCE 14-OR-02: A BILL TO ESTABLISH ESMERALDA COUNTY BUSINESS LICENSES AND REGULATIONS PERTAINING TO MEDICAL MARIJUANA ESTABLISHMENTS, SETTING FORTH REQUIREMENTS AND PROCEDURES

FOR ISSUANCE OF LICENSES, ESTABLISHING FEES REQUIRED FOR SUCH LICENSES; SETTING FORTH THE PROVISIONS FOR RENEWAL OF SUCH LICENSES; AND PROVIDING FOR THE SEVERABILITY, CONSTITUTIONALITY AND EFFECTIVE DATE THEROF, AND OTHER MATTERS PROPERLY RELATING THERETO. (COMMISSIONER NANCY BOLAND)

27. \*FOR POSSIBLE ACTION: DISCUSSION/DECISION: PUBLIC HEARING AND ADOPTION OF BILL NO. 249: AN ORDINANCE REGULATING FIREWORKS ON COUNTY PROPERTY AND OTHER MATTERS PROPERLY RELATED THERETO. (COMMISSIONER RALPH KEYES)
28. \*FOR POSSIBLE ACTION: DISCUSSION/DECISION: PUBLIC HEARING AND ADOPTION OF BILL NO. 250: A BILL ESTABLISHING THE RIGHT OF AN INDIVIDUAL WHO HOLDS A VALID NEVADA MEDICAL MARIJUANA REGISTRY IDENTIFICATION CARD TO RETAIN THE RIGHT TO CULTIVATE, GROW OR PRODUCE MARIJUANA TO BE USED TO MITIGATE THE SYMPTOMS OR EFFECTS OF CHRONIC OR DEBILITATING MEDICAL CONDITIONS UNDER THE TERMS AND CONDITIONS OF LAW PRESENTLY EXISTING; AND PROVIDING FOR THE SEVERABILITY, CONSTITUTIONALITY AND EFFECTIVE DATE THEROF; AND ALL OTHER MATTERS PROPERLY RELATING THERETO. (COMMISSIONER NANCY BOLAND)
29. **ACTION – EMERGENCY ITEMS**
30. **\*FOR POSSIBLE ACTION** – Recess of meeting, pursuant to NRS 241.015(2)(b)(2) for purposes of conferring with legal counsel regarding potential or current litigation.
31. **\*FOR POSSIBLE ACTION: DISCUSSION/DECISION** - Discussion, deliberation, and possible decision on conference with legal counsel regarding potential or current litigation presented in closed meeting.
32. **\*FOR POSSIBLE ACTION** - Closure of meeting, pursuant to NRS 288.220 for purposes of conducting labor negotiations, conferring regarding labor negotiations, issues and other personnel matters.
33. **\*FOR POSSIBLE ACTION: DISCUSSION/DECISION** – Discussion, deliberation, and possible decision on labor negotiations, issues and other personnel matters presented in closed meeting.
34. CORRESPONDENCE

35. 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.)
36. \*ADJOURNMENT:

**NOTE:** The asterisk "\*" denotes action agenda items.

**NOTE:** In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

Persons with disabilities who require alternative means of communication for program information (e.g., Braille, large print, audiotape, American Sign Language, etc.) should contact the responsible Agency or USDA's Target Center at (202)720-2600 (voice and TTY) or contact USDA through the Federal Relay Services at (800)877-8339. Additionally, program information may be made available in languages other than English.

To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at [http://www.ascr.usda.gov/complaint\\_filing\\_cust.html](http://www.ascr.usda.gov/complaint_filing_cust.html) and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by:

- (1) Mail: U.S. Department of Agriculture Office of the Assistant Secretary for Civil Rights  
1400 Independence Avenue, SW  
Washington, D.C. 20250-9410
- (2) Fax: (202) 690-7442; or
- (3) Email: [program.intake@usda.gov](mailto:program.intake@usda.gov).

Minutes for this meeting will be produced in a summary format. Please provide electronic or written copies of testimony or presentations if you wish to include them as exhibits.

The regular meeting of the Esmeralda County Board of Commissioners will be held on September 6<sup>th</sup>, 2016, in the Commission Chambers, Esmeralda County Courthouse, 233 Crook Ave., 2<sup>nd</sup> floor, Goldfield, Nevada beginning at 10:00 a.m.

In accordance with NRS 241.020 this agenda was posted at the following locations: Commission Chambers, Esmeralda County Courthouse foyer and Goldfield Post Office. In addition, notices were mailed for posting to the following locations: In Goldfield: Goldfield Library. In Silver Peak: Silver Post Office and Silver Peak Library. In Fish Lake Valley: Dyer Post Office and Fish Lake Valley Library. Notice of this meeting was posted on the internet through the Esmeralda County Website at [accessesmeralda.com](http://accessesmeralda.com)

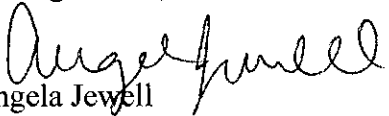
Agenda items may be taken out of order.

Reasonable effort will be made to assist and accommodate physically handicapped persons attending the meeting. Please contact Kelly Jo Eagan at 775-485-3406, at least 48 hours prior to the meeting so that arrangements may be made.

Request to receive the agenda must be made in writing to the Esmeralda County Clerk/Treasurer, PO Box 547, Goldfield, Nevada 89013. A form is available upon request.

If you have any questions regarding this agenda or future agendas, please do not hesitate to contact the Esmeralda County Clerk/Treasurer at 775-485-6309 or 1-800-884-4072.

I Angela Jewell, Esmeralda County Deputy Clerk/Treasurer, hereby certify that in accordance with NRS 241.020 I posted or caused to be posted, this agenda to the above locations on August 30<sup>th</sup>, 2016.

  
Angela Jewell  
Esmeralda County  
Chief Deputy Clerk/Treasurer