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FILED FOR RECORDING  
AT THE REQUEST OF

*Lincoln County Clerk*

2005 OCT 11 PM 4 24

LINCOLN COUNTY RECORDER  
FEE *No Fee* DEP  
LESLIE SCUCHER *LD*

LINCOLN COUNTY COMMISSION  
AGENDA

10-17-05



# PUBLIC NOTICE

AGENDA FOR COMMISSIONERS MEETING TO BE  
HELD OCTOBER 17, 2005-COMMISSIONERS ROOM  
LINCOLN COUNTY COURTHOUSE-PIOCHE, NV.

Note: Those items with a designated time will be heard at that time, or as soon thereafter as the Board can accommodate. All other items do not have a specific time and will be heard at the discretion of the Board. If you wish to speak on any item that is on the agenda, you must sign in with the Clerk at the meeting.

9:00 1 Call to order; Roll call; Invocation; Pledge of Allegiance.

## CONSENT AGENDA

- 2\* Approve/Deny minutes for the October 3, 2005 Commission meeting.
- 3\* Approve/Deny letter requesting Bureau of Land Management to initiate process to make Alamo Industrial Parkland available for direct sale to Lincoln County.
- 4\* Planning Items:
  - a) Approve/Deny letter of proposal to Gerald Wilson concerning the Alamo West subdivision roads located in Alamo.
  - b) Approve/Deny parcel map for Difelice/Bendinskis, APN #013-030-13, located in Pioche just off of Vincent Road.
  - c) Approve/Deny zone change from A2 to C1 for Andrea Farmer, APN #013-030-17, located at Highway 93 milemarker 102 between Panaca and Caliente.
  - d) Approve/Deny zone change from A2 to C1 for Narconon of Southern California, APN #014-010-02 & 04, located down Rainbow Canyon.
  - e) Approve/Deny special use permit for Narconon of Southern California, APN #014-010-02 & 04, located down Rainbow Canyon. This will allow the applicant to put two additional buildings on site to house 40 residents for rehabilitation.
  - f) Approve/Deny parcel map for Vivian Havens McDonald, APN #013-030-13, located at Highway 93, milemarker 101, between Panaca and Caliente. This will create two parcels.
  - g) Approve/Deny parcel map for John Korkosz, APN #006-0411-65, located at Mt. Wilson. This will create two parcels.
  - h) Approve/Deny parcel map for Wesley Holt, APN #006-041-07, located at Mt. Wilson. This will create two parcels.
- 5\* Approve/Deny payment of Quad State County Government Coalition Membership invoice in the amount of \$1,641.00.

## REGULAR BUSINESS

- 6\* Approve/Deny vouchers (an itemized list of bills is available for public review at the county Auditor's office prior to the meeting).
- 7 Officer/Department Head reports.
- 8\* Discussion/Action concerning letter submitted by City of Caliente regarding a Conditional Use Permit for Chad & Brenda Young allowing for construction/add-on to property at 1350 S. Front Street in Caliente.
- 9\* Discussion/Action concerning a letter submitted by City of Caliente regarding a Conditional Use Permit for Lea Rasura requesting permission to run a home based business consulting service located at #5 Love Lane, Caliente.
- 10\* Discussion/Action re: declaration of imminent emergency along Highway 93 in Lincoln County and placement of detention basins in that area.

- 11\* Discussion/Action re: collection of delinquent landfill monies and request for District Attorney's office to pursue collection.
- 10:00 12\* Open/Award bids for Pioche Public Utility 1977 International 10 wheel dump truck and 1970's 544-B John Deere Loader.
- 13\* Approve/Deny NV Division of Forestry contract for Pioche Public Utility projects.
- 11:00 14\* Presentation of Community Development Block Grant (CDBG) requests by members of the community. Projects submitted include: Pioche Sewer Repair, Pioche Flood Control and Pioche Fire Truck.
- 15\* Grants:  
a) Update.  
b) Discussion/Action re: requiring unincorporated towns within Lincoln County to prepare a plan to comply with the Americans with Disabilities Act for Lincoln County.  
c) Discussion/Action re: Grant Application Policy.  
d) Approve/Deny/Rank applications for Community Development Block Grants (CDBG) for fiscal year 2006.  
e) Discussion/Action re: Leslie and Associates Preliminary Engineering Report on the Pioche Sewer project.
- 16\* Discussion/Action/Hiring of Lincoln County Courthouse custodian/maintenance person.
- 17\* Discussion/Action re: letter from Panaca Town Board stating their intention to allow off-highway vehicles to depart and return to Panaca Township on *any* local roadways (SR 319 excluded), effective January 1, 2006.
- 18\* Discussion/Action re: letter of support/opposition to Ely Bureau of Land Management in response to the draft Resource Management Plan/Environmental Impact Statement for Ely District.
- 19\* Discussion/Action re: request for District Attorney to send demand letters to Beacon Group c/o John Hinkley, Beta Minerals USA Inc., R.J. Freda Brown, Hot Springs Gold Corporation, and W. J. Tozer for correction of hazardous mine conditions.
- 20\* Discussion/Action re: obtaining outside legal counsel to advise Lincoln County Commissioners concerning nuclear waste issues/activities.
- 21\* Discussion/Action/Proposal/First Reading of an ordinance providing for the proper management of certain county revenues from Lincoln County Water District -Water Resource Reimbursement Account Disbursements, providing definitions; restricting and regulating the use of the funds; providing for the severability, constitutionality, and effective date hereof; and other matters properly relating thereto.
- 22\* Discussion/Action re: resolution opposing the wind generators on Table Mountain.
- 23\* Discussion/Action re: creation of a fund/account to pay for internship opportunities for current college/professional students to return to Lincoln County and work for short periods in order to encourage said students to return to Lincoln County permanently upon graduation in their respective fields.
- 24\* Discussion/Action re: consideration of public works position for Lincoln County.
- 1:00 25\* Public hearing and adoption of Ordinance #2005-08. This is an ordinance providing for the proper management of certain county revenues from Lincoln County Land Act of 2000 disbursements, providing applicable definitions; restricting and regulating the use of the funds; providing for the severability, constitutionality, and effective date hereof; and other matters properly relating thereto.
- 1:00 26\* Approve/Sign request to release funds from Community Development Block Grant (CDBG) for the Alamo Clinic Replacement.
- 27 Marge Detraz regarding update on Yucca Mountain and matters related thereto.
- 28\* Discussion/Action re: request from Marge Detraz and Louis Benezet for reorganization of Joint City County Impact Alleviation Committee (JCCIAC).
- 2:00 29 Closed Session with Mitch Brust of Beller and Associates re: Law Enforcement employees contract


- negotiations per NRS 288. Any and all action will be taken in open session.
- 30\* Any necessary discussion/action resulting from Closed Session.
- 31\* Approve/Deny revisions to the Lincoln County Nuclear Oversight Program FY2005 work plan, cover letter and submission to the Department of Energy (DOE).
- 32 Public Comment.
- 33\* Adjourn.

**ITEMS TO BE PLACED ON THE AGENDA MUST BE TO THE CLERK'S OFFICE BY 2:00 PM, FIVE (5) WORKING DAYS PRIOR TO THE MEETING DATE.** \* DENOTES AN ACTION ITEM. COMMISSIONERS MAY TAKE A LUNCH BREAK. PERSONS WHO REQUIRE SPECIAL ACCOMMODATIONS OR ASSISTANCE AT THE MEETING SHOULD NOTIFY THE LINCOLN COUNTY CLERK AT (775) 962-5390 IN ADVANCE SO THAT ARRANGEMENTS MAY BE MADE.

**AFFIDAVIT OF POSTING**

STATE OF NEVADA            )  
COUNTY OF LINCOLN        )

I, Corrine Hogan, duly elected County Clerk and ex-officio Clerk to the Board of Commissioners of said Lincoln County being duly sworn, says that on 10-11-05 I posted a copy of this agenda at the Lincoln County Courthouse in said Lincoln County, where the proceedings are pending.

  
COPIES WERE ALSO POSTED AT: Alamo Annex, Caliente City Hall, & Pioche Post Office.