

125461

FILED FOR RECORDING  
AT THE REQUEST OF  
Lincoln County  
Clerk

2005 NOV 1 PM 3 41

LINCOLN COUNTY RECORDER  
FEE No Fee  
LESLIE BOUCHER LB

LINCOLN COUNTY COMMISSION  
AGENDA

11-07-05



# PUBLIC NOTICE

AGENDA FOR COMMISSIONERS MEETING TO BE  
HELD NOVEMBER 7, 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 17, 2005 Commission meeting.
- 3\* Approve/Deny closure of State Route 318 on Sunday, May 21, 2006 and Sunday, September 17, 2006 for Silver State Classic Challenge, Inc.
- 4\* Planning Items:
  - a) Approve/Deny parcel map for Bendinskis, APN #013-030-13, located in Pioche just off of Vincent Road.
- 5\* Approve/Deny hiring of assistant for Senior Nutrition/Transportation.
- 6\* Approve/Deny replacement of Alamo Homemaker.
- 7\* Approve/Deny cement for Lincoln County Detention Center fencing project.
- 8\* Appointment of Hal Keaton (Commission) and Kris Higbee (motels) to LC Fair & Recreation Board.
- 9\* Approve/Deny resolutions opposing the wind generators on Table Mountain and Mount Wilson.

## REGULAR BUSINESS

- 10\* Approve/Deny vouchers (an itemized list of bills is available for public review at the county Auditor's office prior to the meeting).
- 11 Officer/Department Head reports.
- 12\* Approve/Deny Notice To Augment Transportation Fund with Regional Transportation Commission funds in the amount of \$20,000.
- 13\* Approve/Deny support of easement for Panaca Farmstead to run underground power from Panaca to the Panaca water tanks.
- 14 Quarterly Jail Tour.
- 10:00 15\* Discussion/Action regarding current status of Pioche Parks & Recreation Incorporated in relation to Pioche rodeo grounds, including water rights.
- 10:00 16 Keith Stever regarding the status of Pioche Parks & Recreation Inc.
- 17\* Discussion/Action re: letter from LC Television District concerning the road to Ely Mountain as well as replacement of a power line to the Ursine Site and use of the BLM easement for such.
- 11:00 18\* LC Nuclear Oversight Program Issues:
  - a) Approve/Deny submission of comments letter to Environmental Protection Agency (EPA) concerning EPA's proposed standards for the Yucca Mountain deep geological repository.
  - b) Approve/Deny submission of comments letter to Nuclear Regulatory Commission (NRC) concerning NRC's proposed rule "Implementation of a Dose Standard After 10,000 Years".
  - c) Approve/Deny recommendation by the Joint City County Impact Alleviation Committee (JCCIAC)

- for proceeding with a proposal submitted by UNLV Transportation Research Center for the Commission-approved project "Analysis of Baseline Rail and Highway Transportation Risks in Lincoln County, NV".
- d) Approve/Deny recommendation by the Joint City County Impact Alleviation Committee (JCCIAC) for proceeding with a proposal submitted by UNLV Center for Business and Economic Research for Commission-approved project "Analysis of Co-Location Issues and Impacts: Repository System Inter-modal Facility and Existing/Proposed Business in Lincoln County and the City of Caliente".
  - e) Approve/Deny recommendation by the Joint City County Impact Alleviation Committee (JCCIAC) of a specific law firm/entity to represent Lincoln County/City of Caliente for Commission-approved project "Support to Lincoln County and City of Caliente for Participation in Yucca Mountain Related Nuclear Regulatory Commission Licensing Activities".
  - f) Approve/Deny recommendation by the Joint City County Impact Alleviation Committee (JCCIAC) for retention of a specific law firm/entity for general Nuclear Oversight Program related legal research and questions.
  - g) Approve/Deny preliminary FY 2006 Nuclear Oversight Program Work Plan for submission to the Department of Energy (DOE).
  - h) Approve/Deny revision to the Nuclear Oversight Program 2005 Work Plan and submission to the Department of Energy (DOE).
- 19\* Grants:
- a) Update.
  - b) Discussion/Action re: contract with Leslie & Associates as the consultant for the Panaca Flood Control project.
  - c) Discussion/Action re: Lincoln County's participation in the NACO Prescription Drug Program being offered to all residents of Lincoln County at no cost.
  - d) Discussion/Action re: resolution to adopt the Lincoln Hazard Mitigation Plan.
- 20\* Discussion/Action re: what to do with 1994 Transportation Bus.
- 21\* Discussion/Action re: agreement between NTS Development Corp., Lincoln County and the City of Caliente to terminate the Lincoln County Regional Development Corporation and the former agreement between the parties, and to transfer NTS share of Division of Water Resources Permit No. 65679 jointly held by NTS and Lincoln County to Lincoln County with NTS retaining a reversionary right.
- 22\* Discussion/Action re: relocation of Cemetery Road in Alamo and creation of a plan for dust suppression for such road.
- 23\* Discussion/Action re: resolution concerning Lincoln County's position in relation to facilities resulting from the Yucca Mountain Project.
- 24\* Discussion/Action re: floodplain administration to be removed from the Planning Commission responsibilities and to be included under the Building Department responsibilities.
- 25\* 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.
- 26\* Discussion/Action/Appointment/Reorganization of LC Flood Control Board.
- 27\* Approve/Deny raise for Lincoln County Library staff as included in FY05-06 budget and whether or not it will be retroactive to the beginning of the fiscal year.
- 28\* Discussion/Action re: appointment of new members to Airport Authority.
- 29\* 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 30\* Public hearing and adoption of Ordinance #2005-09. This is an ordinance repealing portions of the Lincoln County Code as found under Chapters 1 through 5 of the Lincoln County Code and replace with the International Building Code, and International Plumbing Code to be included under Title 11 of the Lincoln County Code.
- 1:00 31\* Public hearing and adoption of Ordinance #2005-10. This is an ordinance repealing the Lincoln County Code as found under Title 17 of the 1983 Lincoln County Code and replacing it with the Planning and Development Code to be included under Title 13.2 of the Lincoln County Code.
- 1:00 32\* Public hearing to discuss water applications #72218, #72219, #72220, #72221, #72907, #72908, #72942 through #72949 as filed by Lincoln County Water District and Vidler Water Company, Inc., and any recommendations to the State Water Engineer regarding the same.
- 1:00 33\* Discussion/Action re: damage to the Kathleen Morin residence in Pioche due to sewer backup in January 2005.
- 34 Update by Tom Johns of Sithe Global concerning Toquop projects.
- 35\* Discussion/Action re: request from NV Association of Counties for financial support to continue the contract with Hobbs, Ong and Associates for deliberation of local government finance issues.
- 2:00 36 Closed Session with Mitch Brust (via telephone) of Beller and Associates re: Law Enforcement employees contract negotiations per NRS 288. Any and all action will be taken in open session.
- 37\* Any necessary discussion/action resulting from Closed Session.
- 38\* Approve/Deny resolution to add to the power utility rate for residential and commercial users of Pioche Public Utilities a lower Colorado River multi species fee.
- 39\* Approve/Deny resolution to change the power rates for residential and commercial users of Pioche Public Utilities when Lincoln County Power District has to purchase supplemental power over and above their contract with the Colorado River Commission.
- 40\* Discussion/Action re: request from Pioche Town for release of BLM properties to Pioche for use by Parks and Recreation. Lands include: T1N R67E SEC. #12,13; T1N R67E SEC. #21, 22; T3N R66E SEC. #28; T1N R66E SEC. #22, 23; T1N R67E SEC. #7; T1N R66E SEC. #35, 36; T1N R67E SEC. #6; T1N R67E SEC. #23; T1N R68E SEC. #18.
- 41\* Discussion/Action re: possible amendment to Ordinance #2003-03, which is an ordinance providing for the proper management of certain county revenues from Federal In Lieu disbursements, by establishing, identifying restrictions on the use of those funds.
- 42 Public Comment.
- 43\* 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 11-1-05, 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.