

The Honorable Board of Lyon County Commissioners met this day, Thursday, May 19, 2022, at 9:00 a.m. in the LYON COUNTY SILVER SPRINGS SENIOR CENTER, 2945 FT CHURCHILL ST, SILVER SPRINGS, NV 89429

### 1. Roll Call

Present: Ken Gray, Vida Keller, Wes Henderson, Robert Jacobson, and Dave Hockaday

Staff: Deputy District Attorney Christian Marsh and County Manager Jeff Page

### 2. Invocation given by Irene Albritton of First Christian Church

Irene Albritton gave the invocation.

### 3. Pledge of Allegiance

### 4. Public Participation

Leslie Sonay gave a report of community meeting of the proposed mine in the area.

### 5. For Possible Action: Review and adoption of agenda

Comm. Hockaday moved to approve the agenda as presented, Comm. Henderson seconded, and the motion passed 5-0.

### 6. Budget

#### 6.a. Time Certain at 9:00 AM - Public Hearing on the tentative budget for fiscal year 2022-2023.

- Lyon County - Dept of Taxation Approval
- Lyon County Tentative State Budget Package 2022-2023

Comptroller Josh Foli stated he received a letter from the Nevada Department of Taxation stating the Tentative Budget to be in compliance with the Nevada Revised Statutes.

Comm. Gray asked for any comments from the public and there were none. The public hearing was closed.

#### 6.b. For Possible Action: Approve the final budget for fiscal year 2022-2023. - Lyon County Final Budget 2022-2023

Comptroller Josh Foli reported there were some changes in the final budget from the tentative budget in the General Fund. The budget message included:

The County is projecting an increase in property tax of 9.8% and an increase in consolidated tax revenue of 9.9%. General Fund total revenue, excluding grants, is expected to increase by 7.3%. While the increases in various revenues, such as consolidated taxes and gas taxes, are projected but may not materialize due to negative economic pressures such as inflation, interest rate increases, and oil prices.

There has been a movement of property tax rates in the amount of 6 cents to the Silver and Gold Fund for senior services; with 4.3 cents coming from the General Fund and 1.7 cents coming from the Medical Indigent Fund. This budget shows the addition 7.525 full-time equivalent (FTE) positions; the reduction in 1 FTE from an eliminated position; and the reduction of 17.6 positions in the Western Nevada Regional Youth Center, which has become its own legal entity and is not included in this budget after June 30, 2022.

This budget includes salary increases of 4% plus merit increases of 2.5%.

This budget also contains some vehicle purchases and one-time projects. Significant items include:

- HVAC replacements at the Administrative Complex - \$140,000.
- HVAC conversion at the Dayton Community Center - \$30,000.
- HVAC conversion at the Silver City Community Center - \$51,000.
- District Court expansion and remodel (multiple year project) - \$8,132,933.
- Sheriff's vehicles - \$491,000.
- New water tank in the Dayton Water Fund – 10 Mile Hill - \$7,753,800.
- Water meter replacement project in the Dayton Water Fund - \$506,800.

- Sewer rapid infiltration basin in the Dayton Sewer Fund (multiple year project) - \$3,043,600.
- Replace Sewer Lift Station 2 in the Dayton Sewer Fund (multiple year project) - \$2,688,800.
- Sewer gravity line replacement in the Dayton Sewer Fund (multiple year project) - \$5,713,600.
- Rolling A Sewer plant expansion in the Dayton Sewer Fund (multiple year project) - \$9,252,500.

The General Fund anticipated ending fund balance is still considered sufficient to maintain financial stability. Lyon County also maintains a balance of \$2,700,000 in the County's stabilization fund as authorized by NRS.354.6115.

Comm. Jacobson moved to approve the final budget for fiscal year 2022-2023.

Comm. Keller seconded.

Comm. Gray opened the meeting for public comment, there was none, and the motion passed 5-0.

## **7. Time Certain**

### **7.a. Time Certain at 9:30AM: For report and update only from the Bureau of Land Management (BLM) and current activities.**

Sierra Front Field Manager Kim Dow gave a summary of the projects in Lyon County. The Commissioners and Kim Dow discussed the feral or wild horses, sage grouse, water usage with solar panels, camping safety and cleanup, fire season, and future updates every three months.

The Board is seeking information as to what the BLM is doing in Lyon County, the status of projects, wild horse issues, fire season, etc. Commissioner Hockaday will likely bring up Wilson Canyon and the trash and human waste that is accumulating there.

## **8. Presentation of awards and/or recognition of accomplishments**

There were none.

## **9. Commissioners/County Manager reports**

Comm. Gray gave an update of the town hall meeting with NDOT and Highway 50 safety. He wanted a future resolution to the Governor with immediate safety concerns.

Comm. Henderson gave an update of the NACO and CAMPO meetings. He read into the record the Motorcycle Safety Resolution from the last meeting.

Comm. Hockaday gave a report of the townhall meeting in Dayton he attended. He gave an update of future events.

County Manager Jeff Page stated he will be bringing forward a resolution for COVID. He gave a report of the Memorial Day services.

## **10. Elected Official's reports**

There were none.

## **11. Appointed Official's reports**

Utilities Director David Bruketta gave a report for the Aspen Creek RIB project has been approved to move forward with required agencies. There was also a water line break in Dayton, and he gave a review of the circumstances.

Comptroller Josh Foli stated there is some funding for repairs. He will be requesting ARPA funding to help pay for the waterline break.

Facilities Director Doug Homestead gave a report of the funds they are utilizing for the first round of ARPA funding. The bids are coming in higher than anticipated with the inflation and demand on supplies. He's working on the Silver City Cemetery updates, and the Senior Center in Fernley was damaged from the wind and costs.

Chief Juvenile Probation Officer Eric Smith gave an update of current challenges and issues in the Juvenile Probation Department.

## 12. Advisory Board reports

Stagecoach Advisory Board Vice-Chair Amanda Brinand gave a report of their first meeting, board's officers, their acquired compliance, and the suggestion for the Stagecoach resolution clarification.

### CONSENT AGENDA

Comm. Henderson requested to pull item #17.a from the consent agenda, and to be heard separately.

Comm. Keller moved to approve the consent agenda items #13 – 17.b, minus 17.a. to be heard separately.

Comm. Henderson seconded.

Comm. Gray asked for public participation, there was none, and the motion passed 5-0.

## 13. Assessor's Corrections

**13.a. For Possible Action: Approval of changes on Assessor's tax roll due to correction in assessments and review of tax roll changes.**

Secured Property corrections totaled \$\$937.76 and Unsecured Factual Corrections totaled \$103.01.

## 14. For Possible Action: Approve County Commission Minutes

**14.a. For Possible Action: Approve the May 5, 2022, minutes.**

## 15. Contracts

**15.a. For Possible Action: Accept and award the 2022 RTC Pavement Maintenance Project to Sierra Nevada Construction for the amount of \$1,714,007.00**

**15.b. For Possible Action: Approve agreement between Lyon County Child Support and Thomson Reuters for CLEAR Proflex for a period of three years at the monthly rate of \$767.80 per month for year 1, \$806.19 for year 2, and \$846.50 for year 3, for a total contract price of \$29,045.88.**

## 16. Grants

**16.a. For Possible Action: Accept the Notice of Subgrant Award Amendment from the State of Nevada, Department of Health and Human Services, Division of Public and Behavioral Health, for SFY2022, to extend the grant period to an ending date of June 30, 2023.**

## 17. Other Consent Items

**17.a. For Possible Action: Review and accept travel claims.**  
**- Travel Report 4-16-22 to 4-30-22**

Travel claims total as of April 30, 2022, was \$5,641.4.

Comm. Henderson questioned why Juvenile Probation employees are being sent to the NV Rural Water Association Reno. He asked if Josh Foli could clarify the registration for the Animal Services.

Josh Foli answered it was a typo in the report, they should be under the Utilities Department. He reviewed the Animal Services registration.

Comm. Henderson moved to approve 17.a as presented.

Comm. Hockaday seconded and the motion passed 5 – 0.

**17.b. For Possible Action: Review and accept claims and financial reports.**  
**- Cash Report 4-30-22**  
**- Claims Report 4-30-22**

The cash balance as of April 30, 2022, was \$97,635,475.82. County claims totaled \$879,224.95 and payroll totaled \$1,110,227.95.

**\*\*END OF CONSENT AGENDA\*\***

**REGULAR AGENDA - (Action will be taken on all items unless otherwise noted)**

## 18. County Manager

**18.a. For Possible Action: Approve a resolution of the Lyon County Board of Commissioners requesting the Governor of the State of Nevada, Secretary of State of the State of Nevada and the Nevada State Legislature to collaborate and cooperate by amending certain election laws to enhance election integrity and voter confidence. (Requested by Commissioner Gray)**

Comm. Gray stated there is a new copy that was provided. He read the resolution into the record.

1. *Repealing legislation that mandates mail in ballots for all voters.*
2. *Repealing legislation that mandates "same day" voter registration.*
3. *Enacting legislation that requires government issued identification cards be presented at time of voter registration and at time of in person voting.*
4. ~~*Enacting legislation that allows Absentee Ballots for bona fide reasons.*~~
5. *Enacting legislation mandating secure paper ballots.*
6. *Enacting legislation that mandates an audit of each voter precinct after each primary election, general election and special election.*

Comm. Jacobson stated he is not in support of this resolution. It's not description enough with bona fide reasons, listed as #4. Enacting legislation that allows Absentee Ballots for bona fide reasons. He would strike 4 from the resolution. There is no costs presented to the Board for paper ballots presented. He is in favor of not having same day voter registration and required ID to vote. He understood there to be an audit after each election.

The Commissioners deliberated and agreed to strike #4.

Comm. Henderson is not in favor of #5, it would be going back and not forward. He is not in support of item #6.

Comm. Gray moved to approve a resolution of the Lyon County Board of Commissioners requesting the Governor of the State of Nevada, Secretary of State of the State of Nevada and the Nevada State Legislature to collaborate and cooperate by amending certain election laws to enhance election integrity and voter confidence and striking #4.

Comm. Keller seconded.

Clerk/Treasurer Nikki Bryan stated the machines do not have Bluetooth nor do they have internet capability.

**Public Participation:**

Ruben Alvarez stated there are rights to polls with those with disabilities.

Elain St. John gave her support of the resolution and paper ballots.

Tony Stevenson stated there has been no court cases won over these allegations. This is a misuse of county recourses.

Beverly Harry is not in favor of this item because it does not account for the Indigenous people in the population. She reviewed the laws that pertains to them.

Doralee Martinez gave her statement as a citizen with a disability. She is not in favor of the resolution.

Catharine Nielson gave a statement of the importance of recognizing the people with disabilities and their needs.

The motion passed 3-2, with Commissioners Jacobson and Henderson opposed.

**19. Facilities**

**19.a. For Possible Action: Approve \$71,000 from the public safety infrastructure tax to install a water softener system at the Justice Complex and approve a contract for the purchase and installation of the water softener system in the amount of \$68,096.35 with Pure Water Systems of Nevada.**

Josh Foli stated this request is to allocate funds from the public safety infrastructure tax to pay for the installation of the water softener system.

Doug Homestead reported hard water has been causing damage to plumbing and plumbing fixtures at the Justice Complex. This agenda item provides for a water softener system to be installed at the Justice Complex. There will be a couple of thousand dollars in additional work to drill through walls prior to the water softener being installed.

Comm. Keller moved to approve \$71,000 from the public safety infrastructure tax to install a water softener system at the Justice Complex and approve a contract for the purchase and installation of the water softener system in the amount of \$68,096.35 with Pure Water Systems of Nevada.

Comm. Hockaday seconded.

Comm. Keller asked for public participation, there was none, and the motion passed 5-0.

## **20. Utilities**

### **20.a. For Presentation Only: Capital project update from the Utilities Engineer (Kishora Panda).**

Kishora Panda gave a Capital Improvement Project Status Update. Project In Pre-Design is the Hwy 50 - Dayton Valley Rd Sewer Replacement Project Phase 2. Projects In Design are the Rolling A Wastewater Treatment Facility Phase 4 Expansion and the Aspen Creek Rapid Infiltration Basins (RIBs). Projects In Construction are the Sewer Lift Station 2 Replacement, Hwy 50 Water Line Replacement - Phase 1A, and the Eldorado Pressure Reducing Valve (PRV) Relocation. Project Completed is the Upper and Lower Dayton Tank Rehabilitation.

David Bruketta gave an update on operational projects and costs.

## **RECESS TO RECONVENE AS WILLOWCREEK GENERAL IMPROVEMENT DISTRICT BOARD**

## **21. Public Participation**

There were none.

## **22. Budget**

### **22.a. Time Certain at 9:00 AM - Public Hearing on the tentative budget for fiscal year 2022-2023.**

Comptroller Josh Foli stated he received a letter from the Nevada Department of Taxation stating the Tentative Budget to be in compliance with the Nevada Revised Statutes.

Comm. Gray asked for any comments from the public and there were none. The public hearing was closed.

### **22.b. For Possible Action: Approve the final budget for fiscal year 2022-2023. - Willowcreek General Improvement District - Dept of Taxation Approval - Willowcreek General Improvement District Final Budget 2023**

Comptroller Josh Foli stated there are no changes between the tentative and final budget.

Comm. Hockaday moved to approve the final budget for fiscal year 2022-2023 for Willowcreek General Improvement District. Comm. Jacobson seconded.

Comm. Gray asked for public participation and there was none.

The motion passed 5 – 0.

## **23. For Possible Action: Review and Accept Claims and Financial Report**

### **23.a. For Possible Action: Review and accept claims and financial reports. - Cash Report 4-30-22 - Claims Report 4-30-22**

The cash balance as of April 30, 2022, was \$605,314.27. County claims totaled \$588.54, and payroll totaled \$0.

Comm. Hockaday moved to approve the claims and financial report as presented.

Comm. Keller seconded and the motion passed 5 – 0.

## **24. Public Participation**

There were none.

**ADJOURN TO RECONVENE AS MASON VALLEY MOSQUITO ABATEMENT  
DISTRICT BOARD**

**25. Public Participation**

There were none.

**26. Budget**

**26.a. Time Certain at 9:00 AM - Public Hearing on the tentative budget for fiscal year 2022-2023.**

Comptroller Josh Foli stated he received a letter from the Nevada Department of Taxation stating the Tentative Budget to be in compliance with the Nevada Revised Statutes.

Comm. Gray asked for any comments from the public and there were none. The public hearing was closed.

**26.b. For Possible Action: Approve the final budget for fiscal year 2022-2023.  
- Mason Valley Mosquito Control District - Dept of Taxation Approval  
- Mason Valley Mosquito Control District Final Budget 2023**

Comptroller Josh Foli stated there are no changes between the tentative and final budget.

Comm. Jacobson moved to approve the final budget for fiscal year 2022-2023 for Mason Valley Mosquito Control District. Comm. Hockaday seconded.

Comm. Gray asked for public participation and there was none.

The motion passed 5 – 0.

**27. For Possible Action: Review and Accept Claims and Financial Report**

**27.a. For Possible Action: Review and accept claims and financial reports.  
- Cash Report 4-30-22  
- Claims Report 4-30-22**

The cash balance as of April 30, 2022, was \$850,452.46. County claims totaled \$34.55, and payroll totaled \$3,560.43.

Comm. Hockaday moved to approve the claims and financial report as presented.

Comm. Keller seconded and the motion passed 5 – 0.

**28. Public Participation**

There were none.

**ADJOURN TO RECONVENE AS WALKER RIVER WEED CONTROL DISTRICT  
BOARD**

**29. Public Participation**

There were none.

**30. Budget**

**30.a. Time Certain at 9:00 AM - Public Hearing on the tentative budget for fiscal year 2022-2023.**

Comptroller Josh Foli stated he received a letter from the Nevada Department of Taxation stating the Tentative Budget to be in compliance with the Nevada Revised Statutes.

Comm. Gray asked for any comments from the public and there were none. The public hearing was closed.

**30.b. For Possible Action: Approve the final budget for fiscal year 2022-2023.  
- Walker River Weed Control District - Dept of Taxation Approval  
- Walker River Weed Control District Final Budget 2023**

Comptroller Josh Foli stated there are no changes between the tentative and final budget.

Comm. Hockaday moved to approve the final budget for fiscal year 2022-2023 for Walker River Weed Control District. Comm. Keller seconded.

Comm. Gray asked for public participation and there was none.

The motion passed 5 – 0.

**31. For Possible Action: Review and Accept Claims and Financial Report**

**31.a. For Possible Action: Review and accept claims and financial reports.**

- Cash Report 4-30-22
- Claims Report 4-30-22

The cash balance as of April 30, 2022, was \$189,543.27. County claims totaled \$2,221.75 and payroll totaled \$0.

Comm. Hockaday moved to approve the claims and financial report as presented.

Comm. Keller seconded and the motion passed 5 – 0.

**32. Public Participation**

There were none.

**ADJOURN TO RECONVENE AS CENTRAL LYON COUNTY VECTOR CONTROL  
DISTRICT BOARD**

**33. Public Participation**

There were none.

**34. Budget**

**34.a. Time Certain at 9:00 AM - Public Hearing on the tentative budget for fiscal year 2022-2023.**

Comptroller Josh Foli stated he received a letter from the Nevada Department of Taxation stating the Tentative Budget to be in compliance with the Nevada Revised Statutes.

Comm. Gray asked for any comments from the public and there were none. The public hearing was closed.

**34.b. For Possible Action: Approve the final budget for fiscal year 2022-2023.**

- Central Lyon Vector Control District - Dept of Taxation Approval
- Central Lyon Vector Control District Final Budget 2023

Comptroller Josh Foli stated there are no changes between the tentative and final budget.

Comm. Jacobson moved to approve the final budget for fiscal year 2022-2023 for Central Lyon Vector Control District. Comm. Hockaday seconded.

Comm. Gray asked for public participation and there was none.

The motion passed 5 – 0.

**35. For Possible Action: Review and Accept Claims and Financial Report**

**35.a. For Possible Action: Review and accept claims and financial reports.**

- Cash Report 4-30-22
- Claims Report 4-30-22

The cash balance as of April 30, 2022, was \$363,415.02. County claims totaled \$0, and payroll totaled \$0.

Comm. Hockaday moved to approve the claims and financial report as presented.

Comm. Keller seconded and the motion passed 5 – 0.

**36. Public Participation**

There were none.

**ADJOURN TO RECONVENE AS SILVER SPRINGS GENERAL IMPROVEMENT  
DISTRICT BOARD**

**37. Public Participation**

There were none.

**38. Budget**

**38.a. Time Certain at 9:00 AM - Public Hearing on the tentative budget for fiscal year 2022-2023.**

Comptroller Josh Foli stated he received a letter from the Nevada Department of Taxation stating the Tentative Budget to be in compliance with the Nevada Revised Statutes.

Comm. Gray asked for any comments from the public and there were none. The public hearing was closed.

**38.b. For Possible Action: Approve the final budget for fiscal year 2022-2023.  
- Silver Springs General Improvement District - Dept of Taxation Approval  
- Silver Springs General Improvement District Final Budget 2023**

Comptroller Josh Foli stated there are no changes between the tentative and final budget.

Comm. Keller moved to approve the final budget for fiscal year 2022-2023 for Silver Springs General Improvement District. Comm. Jacobson seconded.

Comm. Gray asked for public participation and there was none.

The motion passed 5 – 0.

**39. For Possible Action: Review and Accept Claims and Financial Report**

**39.a. For Possible Action: Review and accept claims and financial reports.  
- Cash Report 4-30-22  
- Claims Report 4-30-22**

The cash balance as of April 30, 2022, was \$3,687,003.38. County claims totaled \$5,839.49 and payroll totaled \$0.

Comm. Keller moved to approve the claims and financial report as presented.

Comm. Henderson seconded and the motion passed 5 – 0.

**40. Public Participation**

There were none.

**COMMISSIONERS ADJOURN TO RECONVENE AS THE LYON COUNTY BOARD  
OF COMMISSIONERS**

**41. Agenda Requests**

Comm. Gray requested for a resolution for Highway 50 safety.

**42. Commissioner Comments**

Comm. Keller commented the Board has voted with heart and integrity. She thanked the SS Highschool for their Candidate night they hosted.

Comm. Henderson is in support of leukemia awareness.

Comm. Jacobson is happy sport activities are happening.

Comm. Gray recognized National Police Week.

**43. Closed Session**

There was a closed session.

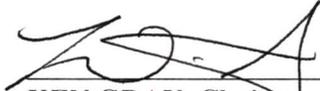
**44. Public Participation**

There were none.

**45. Adjourn**

Comm. Gray adjourned the meeting.

**LYON COUNTY BOARD OF COMMISSIONERS**

  
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**KEN GRAY, Chairman**

**ATTEST**

  
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**NIKKI BRYAN, Lyon County Clerk/Treasurer**