

**Beatty Town Advisory Board  
100 A Avenue South  
P.O. Box 837  
Beatty, NV 89003**

**Minutes  
04/10/2017**

**THE BEATTY TOWN ADVISORY BOARD MET IN REGULAR SESSION AT 6:30PM IN THE BEATTY COMMUNITY CENTER.  
THE BEATTY TOWN ADVISORY BOARD HEREAFTER WILL BE REFERRED TO AS THE (BTAB)  
THE BEATTY TOWN ADVISORY BOARD MEMBERS HEREAFTER WILL BE REFERRED TO AS THEIR RESPECTIVE INITIALS.**

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**Dick Gardner (DG) – Chair  
Kelly Carroll (KC) – Vice Chair  
Erika Gerling (EG) – Treasurer  
Randy Reed (RR) - Member  
Crystal Taylor (CT) – Member**

**1 Pledge of Allegiance**

Meeting called to order 6:30pm

**2 GENERAL PUBLIC COMMENT (Three-minute time limit per person.) Action will not be taken on the matters considered during this period until specifically included on an agenda as an action item.**

None

**3 Approval of the Agenda for the BTAB meeting of April 10, 2017**

*Staff pulled item 4 Minutes and item 5 Emergency items.*

**4 For Possible Action – Approval of the Budget Workshop Minutes dated March 13, 2017, the meeting Minutes dated March 13, 2017 and the meeting minutes dated March 27, 2017.**

*Item pulled*

**5 For Possible Action – Emergency Items**

*Item pulled*

**6 Board Member's Comments (This item limited to announcements or topics/issues proposed for future workshops/agendas)**

KC – None; RR – None; CT- None; DG - None

EG - Stated the Easter Egg Hunt is this Saturday at 10am at the park and I'd like to thank the Boy Scouts, the Beatty Volunteer Fire Department, the El Portal, the Dunsterville Family and the Hill Top Baptist Church.

**7 Presentation and discussion regarding the Draft Water Resource Plan Update prepared by Maryellen C. Giampaoli, Environmental Compliance Specialist under contract to the Nye County Water District.**

Maryellen Giampaoli – Stated I'm here to talk about the Nye County Water Districts Nye County Water Resource Management Plan update. I was brought on in 2015 to update the water resources plan that was prepared back in 2004 by Tom Hugo. Tonight, my goal is to give you an overview of what's in the plan and if you have any feedback, I've got public comment forms if you'd like to fill one out or you can go online to the, Nye County Water District website at [www.neycountywaterdistrict.net](http://www.neycountywaterdistrict.net). There is a comment form you type directly into and the comments will come directly to us, so whatever is easiest is what we'll do. So, what I'm going to do is give you an overview of what's in the Nye County water resources plan; I'm going to try not to put you to sleep with a chapter by chapter summary. We'll go through the public outreach schedule and I'll give you a brief summary and the conclusions. The document that we're working with had a very descriptive scope of work. We took Tom Hugo's water resources plan from 2004 and my direction from the Water District Board was to basically go page by page and pretty much update whatever had changed from 2004 to whatever the status quo is now in 2017. So, the outline in chapter one, we've reviewed the Nye County overview of the goals and the guidelines that they used for water resources planning. In chapter two we talk about the socioeconomic and demographics of Nye County and all of the different communities; what their population is like in terms of population growth, what are the different economic sectors in Nye County, what do they look like today, what are they historically, what do they look like for the future, so that we kind of project forward what we are going to be looking at.

## 7 Draft Water Resource Plan Update - Continued

Ms. Giampaoli – Continued, the last thing that we do in chapter two is a demographic assessment, where we do my favorite part, we do a population projection. Where we get a crystal ball and we try to figure out what's going to happen in Nye County over the next fifty years and what our population is going to look like over that next fifty year planning window. I invite you all to look at that with me and if you have a better crystal ball I would love it. Chapter three we do a water resources assessment and we identify the water resources issues, kind of on a resource basis, as well as on a basin by basin basis. Nye County has over 40 water basins so each community and each basin actually has kind of its own different story. Chapter four is the heart of the water plan where we try to figure out based on the population projections that we did, what the next fifty years of water demand is going to look like in the County, and that was quite an exercise. I'm going to spend a little time going through those numbers and again hopefully I won't put everyone to sleep because it's a lot of numbers. In chapter five we talk about based on our forecast, and based on our water resources, what we know we have, what are our water management planning issues for the next fifty years timeframe. On this I would say, we've looked forward for the next five or ten years, and say it's probably a good guess but beyond that I just would tell Nye County go back again and start planning in ten years because you just can't really predict anything off fifty years into the future. In chapter six we break it down by basin, we talk about the specific water issues and make recommendations where we feel it's appropriate. In chapter seven we talk about the County's future resource management alternatives and of course right now we are really at a turning point because as I sit here today, this evening talking to you I don't know if the Water District will exist much beyond the month of May and so at that point the County will have to figure out what exactly they're going to do moving forward and how they'll address their water resource issues. Chapter seven is all of the references that we've used in the document and Appendix A has some additional data.

So in overview, in 2015 I revisited the Board of Nye County Commissioners and asked for a confirmation of their goals, guidelines, and principals. Basically they confirmed that their goals are still to make sure that there's adequate water for the residents of Nye County into the future so that we can all have a good living here, water is absolutely essential. We also looked at the County water planning goals and policies. Since 2004 many communities including Beatty have produced their own area plans that talk about what their goals and objectives are with respect to different types of resource management. So we tried to update the plan to incorporate and bring in all of the different communities goals and objectives. We talked about the statutory and regulatory changes that have occurred since 2004, there have been quite a few with respect to water law. Finally we talked about the Nye County Water Resources Plan in context of all of the other plans that it has to relate with, whether it's the Federal plans, we've got the Federal Resource Management Plans that are out there, the State Plans.

So, I'll go into chapter 2, which is the socioeconomic and the demographics. We look at the historic and current trends in population and land use and of course as you know Nye County and a lot of its communities have been very reliant on either mining or Federal activities which have kind of given us a lot of boom/bust, so we acknowledge that. We looked at the County's population and that was one of the more difficult aspects, was trying to project the future population growth in Nye County. If you look back to the 2004 Water Resources Plan we were kind of ramping up on that curve to the big boom years and our growth rates at that time were well over five percent. The water plan assumed a constant growth rate of about three percent and that turned out to be a bust. We didn't even come close to that and in fact while I was working on the plan the annual growth rate based on the Nye County population numbers looked to be about a half a percent a year. We knew we were coming off this huge bust, so we didn't want to go with that, so what we did was we looked at other documents that had done population projections of this nature and what we found was the 1999 State water plan, which took data modified from the Stenographers office, actually gave us one of the best projections that pretty well matched up with our populations that we've seen since the early 1980's through 2015 and so we adopted the 1.5% growth rate from the State water plan and that's what we used. First of all as the basis for projecting our population forward fifty years and then as the basis, our starting point, for trying to determine the future water demands for the County. The other things we looked at and tried to build these scenarios of what the next fifty years would look like... we looked at the number of acres of developable private land in Nye County to see what that looked like. Looked at each of the communities, the Nye County Assessor's Office was very helpful in helping us figure out what those numbers actually looked like. The other thing we looked to was the Planning Department; to tell us from where they sit what does it look like in terms of planning. What are the ongoing projects? What are the projects that are just at the planning stages? What are things we're just talking about in the halls? What are we hearing out on the streets, from the folks coming to town? So we tried to get our arms around all of that and work that into how things are going to look moving forward in the future. So, again as I mentioned the population projection, to give you an idea of what our County population looks like.

Ms. Giampaoli - Referenced a slide and stated, the first line where it's dark blue is strictly a projection that came from the 1999 plan, I'm sorry those are actual population numbers. The light blue in the middle was the projected number in 1999 and it actually matches up very well with the County's population. The green line at the end is our projected numbers going out through 2060. It's still a very rudimentary way of doing it. It's usually not a linear projection, rather than a population growth curve but it seems to be pretty close at least to what we've been able to track in our own population numbers.

Chapter three is called the water resources assessment and identification of issues and a lot of chapter three looks very much like the original 2004 plan. It talks about climate, topography, and the physiographic features that are throughout Nye County, that help to contribute to Nye County's water resource landscape. Whether it's the mountains that we have further north with the higher precipitation and important, more stream flow, the springs that we have in the south, other than the ground water that we have in our basins. It provides an update on all of the different basins in terms of the basin budgets that the State Engineer puts out since 2004. Few of those have actually changed in terms of the perennial yields. So, we've updated that to reflect what those numbers look like.

## 7 Draft Water Resource Plan Update - Continued

We've also provided estimates of the allocated surface water and ground water rights for all of the hydrographic basins from the Division of Water Resources. Including the manner of use, the status of all applications, and is even looking at to see whether or not a basin is over appropriated or has been designated as a special management. Then finally we talked briefly about the water quantity and quality issues in Nye County and that its communities face. In certain areas, like here we deal with fluoride and arsenic, naturally occurring elements in the ground water that unfortunately we have to deal with in order to meet the drinking water standards. So that's something that's just kind of known for each community, what its issues might be with respect to water. Again, we covered all of the basins in terms of the basic characteristics with respect to water resources. We take this information forward into chapter four and we try to integrate it together to come up with that magic amount of water that we are going to need fifty years from now.

We start out by summarizing the historic water resources and how many people and when we look at that table, referring to a slide. What they see is that those numbers for water use for Nye County are all over the board depending on who's source you're looking at and what it really points to is that, while we know how much water is allocated by the State Engineer, in most cases we don't really have a good handle on how much water is actually being used. The next part of chapter four looks at all of the different sectors. It looks at water supply from public water systems, water supply from domestic wells, which down in the southern part of the County is a much bigger issue. Agriculture, livestock, dairies, and Federal water uses, we break it down into all sectors to see who is using up the water. And then we developed a base line water use and water demand forecast using the population projections, again moving forward fifty years at a constant linear growth rate of 1.5% per year and then the other thing that we do is we look at all of the planning information that we have. Not from just the County documents, but Federal planning documents as well to try to get an idea of what type of other growth we might see. Is there going to be a lot more mining? Are we expecting to see more renewable energy projects coming on line? And try and get all of these into a big bucket and figure out okay, what kind of projects and development are we anticipating? How much of it? And then last where is it going to happen and when. And so the last thing that we do in chapter four is we develop the baseline population demand numbers and then we move on to come up with the actual full water demand.

I'll walk through this really quickly. These are the tables, it's the heart of chapter four, and what we have on here is just the baseline water demand which means we're not accounting for any new projects, any new developments, any new power plants or anything. We're just saying if we don't do anything and we just sit here for fifty years, and we let the population grow. How much water is that population going to require in fifty years from now and what we did which is a little bit different than most methods for calculating this is we looked at the number of people in Nye County that are served by public water supply systems whether they're public or private water systems, and the number of people who are on domestic wells. As we look through time we find out exactly what we expect, is that through time more and more percentage of Nye County's population is coming on to water supply systems. It's happening at a fairly slow rate but its measurable when you take the data from the last ten years from NDEP and DWR and you can kind of come up with a rate to escalate the number of people that are on public water supply and then by default the number of people that are on domestic wells. It's still going up but that's increasing more slowly than the number of people being connected to the County that are on public water supply systems. The reason we do this is because the per capita rates for people on a water supply system is very different from the per capita rate for someone who's on the domestic well. So we do that accounting first and then to that we look at the State Engineers water numbers for agriculture, mining, Federal facilities and those things that are just pretty constant and we just hold that constant and say well, today it's 80,000 acre feet a year across all of Nye County, for all mining, all Federal facilities, all agriculture, and we say okay we add that in and that's our baseline number. So this first table that we've gone through says if we didn't really have any development and we just had our population, this is how much water we're going to need at the end of sixty years. From there we go and we try to look at all of the different sectors and what we looked, it's really hard to tell, we looked at resorts, some agriculture expansion, Federal facility activities, there's an inherent assumption that Yucca Mountain is going to come back, it's built into the water numbers, it's not a lot of water use but it's in there, tourism growth, renewable energy facilities, perhaps an additional oil well up in Railroad Valley. We tried to account for all of these different things based on what the sector activity looks like right now, today. Then for each of those activities we calculate the water demand for the employees, for the operations and then as well for the induced populations that come along with those projects and all of the indirect employees and personnel that might also move into the area. We take all of that and we put it together and we distribute those projects through time, from now to 2060, and we take that distribution and we add it to our baseline and this is where we come up with a total water demand. Based on the numbers that I have here we're significantly lower than what was being projected in 2004 and in some of the subsequent reports, largely I think as a result of the smaller population growth projected at 1.5%. It's probably the primary reason and also agriculture. Agriculture was assumed previously to increase at a dramatic rate, I think of about 10,000 acres of new land under irrigation every year, whereas we're looking at about a total of 10,000 acres of new agriculture over the next fifty years and that's based largely on what we're seeing in the Federal arena with anybody who is trying to do agriculture or grazing and the big push back that we're seeing of the Federal lands, as well as a lot of their water use policies, so in all we're not seeing a huge increase in water demand and that's the good news. So, our water management planning issues that emerged in chapter five, it focuses on State and Federal regulatory programs that affect and constrain our water resources. A lot of those include things as basic as our drinking water standards which kind of limit some of the water that we have for potable supply that requires treatment more or less. We also talk about data of the regulated water supply issues where we focus on really Pahrump, where they're really having a lot of growth related issues and to some extent in Armargosa Valley. We also discuss the potential for the water exportation by the Southern Nevada Water Authority from Railroad Valley, and that is still kind of looming out there and that's an awful lot of water that would wind up over appropriating the basin. I apologize here; I pulled the Armargosa Valley presentation rather than the Beatty.

## 7 Draft Water Resource Plan Update - Continued

The issues that we identified for Beatty, which I think are in the handout, speak to the fact that you have some naturally occurring contaminants here. You have arsenic in some areas that requires treatment and fluoride. Fluoride has been dealt with fairly straight forward with blending and as I understand it to treat arsenic it actually requires some extensive methods.

I think we're in very good shape, especially here. From what I've seen with respect to the infrastructure upgrades that have occurred, it looks as if Beatty is very well suited to be dealing with water demand well into the future and any future population growth. One of the things that really constrains water use in everything, not just in Nye County, is the Federal lands that surround you and to that point one of the things I've been trying to do is to keep up with all of the different resource management plans coming out from the Bureau of Land Management and some of the land use plans from the Fish and Wildlife Service as well as the Forrest Service and unfortunately due to circumstances beyond our control all of those documents are kind of on hold right now but what we did see over the last few years when they were issuing the drafts, that there was a real movement on the part of the Federal government to adopt policies and procedures that would really constrain water use on Federal lands by projects that they would approve. So whether it's allowing for a new power plant to come on line, whatever it is they are looking to minimize the amount of water that's being used and that's of course being driven primarily by concerns about endangered species like the pupfish and the sage grouse, which is not an endangered species but is under special management considerations. So, whether or not these Federal land use plans when they finally do come out will still carry that mandate of preserve, preserve, preserve, we don't know. That may change and that would be good news for us it would make a lot of folks lives a lot easier when they are trying to build roads and for the community, any type of infrastructure improvements that require you to deal with the Federal government, so that would be a good thing. Right now we have two major Federal facilities that are in the process of renewing their land withdrawals, one is the Nellis Test and Training Range and the other is the Fallon Naval Air Station up by Fallon. The Air Force has indicated that they're looking at expanding the footprint of the range again, probably back out to where it was. During the last land withdrawal they gave us a little bit of land back. As everybody's heard the rumors that Yucca Mountain may be starting up so there's an awful lot of unknowns that are currently going on with respect to Federal land planning. I also wanted to make a note and I'm sure everybody here is well aware Nye County, the last two years, did receive a grant from the National Security Administration to assist with the Community Environmental Monitoring Program, for tritium in the groundwater, and so the County finally has a seat at the table in helping with those reviews because we do have a awful lot of expertise there.

Chapter six goes community by community and covers Armargosa, Beatty, Gabbs, Manhattan, Smokey, Pahrump, Railroad, Current Creek, Duckwater, Round Mountain, and Tonopah. Each community has a discussion. I would love to get input and feedback from the Board or members of the community if there's anything that we left out or anything more that you'd like me to say or change.

Chapter seven, the water resource management alternatives, in this document we only look at four alternatives. Since the Water District alternative was front and center in 2004 and was adopted, implemented and may go away so it's kind of difficult to talk about what other alternatives to look at, but we did look at the no action alternative, which is a preferred alternative, which would be a continuation of the Nye County Water District moving forward as the primary focal point for Countywide resources management. The other alternatives include an advisory alternative, whereby the Nye County Board of Commissioners would act as they did in the past which would be in a formal capacity with Federal agencies and the State Engineer, there's the administrative alternative which is of course a general improvement district, like you have up here in Beatty which works very well. And then there are legal alternatives which are really kind of out there, conservancy districts, petitions to the Nevada State Engineer, and then just your day to day management of your County's or your Communities water rights. So, those are the alternatives that remain after we remove the Water District as one of the key management alternatives.

Chapter eight is just the references of all of the laws, regulations, technical documents and websites that we used to compile the information for the water plan and the appendix presents some information that's very relevant but it didn't have a place in the plan so we put it in the back in the appendix. It is data that came off of the Nevada bureau of Lands and Geology website, and some of the Nevada Department of Agriculture reports that are old time map data. What they are is old time maps that had all of the little x's of where the farms were, where the mines are and then they just compiled on to one nice map. Which is really hard to read and it's not a GIS product so you can't click on it and find something out. You look at the map and say, wow, there's a lot of x's over there, there must be a lot of activity. It's more of that type of data, but we didn't want to lose it. Right now we are in the public outreach part of the process, that's why I'm here. We will be hearing comments; I'm going to say through the 21<sup>st</sup> of the month. Because we are moving forward with the legislative session I've been asked to wrap up and get this done so that we can close all of our books on everything for a smooth transition. The Water District Water Resources Plan came out on the 21<sup>st</sup> of March (2017) on the website. It's there so you can pull it up and take a look at it. I ask that you please do, the plan does a much better job of covering Beatty than my presentation did and I apologize for that. We will have a final plan to the District by the end of the month and just in terms of the conclusions, what we did find that our projected water use by 2060 with all of the development that we foresee, that we plan, and our population growth probably about 25% higher than what it is today, which is not that substantial and well within Nye County's available water resources, especially up here in Beatty. You're very well suited to accommodate any additional growth. With that if there are any questions?

DG - Stated when we first saw this, last month we wrote a letter to all of the Senators and Town Boards around Nye County because of Senate Bill 21 and to me I don't understand why we're bringing this out now. This thing should have been out when this thing somehow got to the Commissioners for public comment for everybody.

**7 Draft Water Resource Plan Update - Continued**

Ms. Giampaoli – Stated that I am unable to answer. My contract originally, I was supposed to have this out about six months ago and I was still trying to compile data and information on the communities and water use and moving those projections forward. I was actually quite taken aback when I found out that there was a bill to dissolve the Water District. I was not aware that it had gotten quite to that. I am aware of your...

EG – Stated so we can clarify, while you're still working for the County compiling all of this information the Board of County Commissioners submitted bill draft whatever number it is to the State Legislature to abolish the Water District, which they had formed, right?

Ms. Giampaoli – Stated I was doing this work for the Nye County Water District.

DG – Stated understand, I understand.

Ms. Giampaoli – Went on, not the Nye County Board of Commissioners and that's actually where I kind of did a double take when I found out that they were moving forward with that bill.

EG – Stated okay, so you don't have any information about the legislatures position.

Ms. Giampaoli – Replied, no I do not.

DG – Clarified, if the Legislature goes ahead and disbands the Water District than what happens to this?

Ms. Giampaoli – Stated it will be a Water District Plan. It will be up to the Nye County Board of County Commissioners to decide whether or not they wish to adopt that plan or wish to go out and find another consultant to write them a separate plan or...

DG – Stated you mentioned in your presentation about a crystal ball. What do you see?

Ms. Giampaoli – Stated my crystal ball hasn't really been working too well. My understanding was that the legislature had actually been presented and voted to go forward and dissolve, to pass the bill, which would abolish the Water District. I don't know what happened in the House.

DG – Stated it's not in the House yet, they haven't received it yet.

Ms. Giampaoli – Stated the Senate did finally, their committee did vote to pass as recommended by the Commissioners.

EG – Stated here's the thing that I like in your summary, and I've always felt very confident about Beatty, I underlined a couple of sentences; "The Beatty Water and Sanitation District has adequate water rights and wells to meet projected future demands." further it says, "The Beatty Water and Sanitation District water distribution system is sized for approximately three times the current population and therefore will not need to be expanded with expected growth." So, in Beatty we're in a really good situation and as a Board we had decided we didn't want to see the Water District disbanded because they're the people that know what the State Water Engineer is doing and all of that stuff and they can keep us informed even though those things may not directly affect us because we have our own District. That's all I have to say because we won't know what it is (SB21 status)...

DG – Stated well, I hope it comes up again because I will write another letter. I appreciate the short version; Discussion followed.

DG – Asked for questions from the audience?

There were none.

DG – Thanked Ms. Giampaoli.

**8 Reports**

- i. Beatty Chamber** - None
- ii. Beatty Habitat Committee** - None
- iii. Beatty Library** – Meeting the 11<sup>th</sup>.
- iv. Beatty Medical Clinic** - None
- v. Beatty Museum** - None
- vi. Beatty Senior Center** – Jerry Martin – Stated I have three short items. I'm crossing my fingers, I've been telling people this, I didn't ever think that the State Board of Aging would let the Senior Center close and with luck and a few good tricks here or there we will be able to stay open. We have now gone to three days a week, Tuesday and Wednesday lunch and for this month Thursday dinner. Two fold there, one because a lot of people wanted dinner and then for us that's BINGO night and hopefully we might increase our BINGO take. The money that we've been dinged for from clear back in 2012 or 2013, we signed that memorandum with the Nye County Sr. Nutrition Board of Trustees. We gave them a check for \$5,000.00 and they wrote off anymore that they thought we owed. We've got them off of our backs, we don't have any money left, that's where that stands and I'm glad that's done. The Sr. Center Project Council will take on the watering of the Mountain Bikers for the Spicer thing. We are hoping to get some donations from that.

**8 Reports Continued**

**vii. Beatty Town Square** – DG – Stated anybody going by there can see the progress; it’s starting to look good.  
 EG – Stated I met with Bob Gorky who works for Gilbert Precision Machinery, who is the company that Ann’s (Marchand/Chamber) having the Minor and Burro made up. We met last weekend down at the park, we went through, and we measured what the burro needs to be sized to, what the entrance signs need to say. I haven’t gotten anything back but I left a message for him today and hopefully we’ll have something in the next couple of days. Also, Natalie Spicer and I met and we went through our lists of trees and plants and recommendations and she’s going tomorrow to Las Vegas to pick up the trees and shrubs. She’s going to take them, keep them out at the ranch and take care of them until the fence goes up so that nothing gets in there and eats them after we plant them.

DG – They put the drinking fountain up and they put the seats up, it’s going.

**viii. Beatty Volunteer Fire/Ambulance** – Chief Harmon BVFD – Stated we started our AMR class on Friday night and we have ten students. This last month we’ve been pretty busy, we had a total of 19 calls and I can give Carrie the breakdown if you want it.

**ix. Commissioner’s** – None

**x. Desert Hills Cemetery** – None

**xi. Nye County Emergency Services** – None

**xii. Nye County Sheriff’s Department** DG – Stated the Sherriff will be the next meeting.

**xiii. Ordinances** – None

**xiv. Other**

**Beatty Economic Development, Inc (BEDC)** - None

**Beatty General Improvement District (BGID)** - None

**Beatty Water & Sanitation District (BWSD)** - None

**Beatty Boy Scouts** – Mike Harmon – Stated the Boy Scouts are challenging anybody and everybody to the Pinewood Derby on May 5<sup>th</sup>. The Fire Department has accepted the challenge and there are car kits available at the Fire Department.

**Beatty Health & Welfare** - None

**Other Community or Civic Organizations** – DG – Stated the VFW tried to have a rifle shoot Saturday but the wind was bad, horrible weather. The State had a workshop for helping with wills and legal assistance for veterans, last Thursday, Brandy was there too.

**xv. Secretary**

Carrie Radomski; Town Secretary – Stated Brandy from the VA will be in the community center small room on Thursday the 13<sup>th</sup> from 10am to 3pm, please spread the word.

The Mamo Van is coming back to Beatty, Tuesday April 25<sup>th</sup> 8am to 3:30pm at the Beatty Senior Center, you have to call an 877 to make an appointment; the information is on the town website.

EG – Stated the website is now a mobile site.

**xvi. Treasurer**

EG – Reported 75% of the year elapsed as of March 31, 2017.

Department	Expenditure	Balance	
Admin	\$131,268.35	\$355,368.65	27% of the budget used
Translators	\$3,338.28	\$1,661.72	67% of the budget used
BVFD	\$122,634.18	\$100,365.82	55% of the budget used
Cemetery	\$2,245.75	\$7,754.25	22% of the budget used
Com Cnt Serv & Supplies	\$16,993.82	\$183,006.18	8% of the budget used
Chamber	\$22,316.97	\$25,427.03	47% of the budget used
Museum	\$25,525.79	\$22,219.21	53% of the budget used
Town Tourism	\$2,987.15	\$120,123.85	2% of the budget used
Sheriff Pub. Safety	\$0	\$99,951.00	0% of the budget used

**xvi Treasurer Continued**

Fire Pub. Safety	\$52,800.76	\$47,153.24	53% of the budget used
Capital Projects	\$8,470.00	\$552,371.00	0% of the budget used
Special Capital	\$0	\$205,835.00	0% of the budget used
Room Tax Capital	\$53,683.34	\$118,032.66	31% of the budget used

**9 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 addressed.**

- a. For Possible Action – Discussion of any item from the Consent Agenda Items that needs review before a decision is made.
- b. For Possible Action – Approval of Town Vouchers

*RR – Motion to approve the Town vouchers in the amount of \$250.72; Second CT; 5-0*

**10 General Business**

**a. For Possible Action – Discussion, deliberation and decision to Assist Nye County Emergency Management in funding the installation of a generator at the Beatty Ambulance Building. This generator is capable of providing 100% of the power needs in that building. – Vance Payne – Director, Nye County Emergency Management**

Vance Payne – Thanked the Board for letting him speak and gave a quick history on the Beatty Ambulance Barn. This has been a long project and to be honest I hope all of our projects work like this one in the future. There was a lot to be said for not doing this complete out of the shoot because we learned a lot and we’ve made a lot of improvements. We started this around 2008, we got up to around 2010 and we had a building. I fought hard, this is old history, but I fought hard with the previous Director of Emergency Management not to finish the building because they wanted to give up 5,000 square feet of that building in order to finish it. I’m glad we kept the square footage. In the long run, if you look at it today nobody is the wiser and we still have 5,000 square feet that we wouldn’t have had before. I did a five year plan in 2012 when I took the job and this is the last project in that (plan). Two particular projects require generators, one in Tonopah and one here. You guys know my feelings about community and Emergency Management; it needs to be at the local level having stuff trucked all over this County is rather foolish in my opinion. You need to have the communities embrace their own abilities and be able to support them. This community in particular has done an exceptional job of that. I completed the project in Tonopah two years ago and we were waiting for grant monies to do it. I was able to obtain \$20,000.00 in October of last year to complete the project, however I made a little bit of a mistake because I did not anticipate that the concrete costs were going to be quite so high and that there has been a major increase in some of the installation stuff. Mainly, as you guys know it’s hard to get contractors here. What you have in front of you is a bunch of paperwork, the project ended coming up to about \$31,000.00. I have \$20,000.00 worth of grant money. We had an opportunity coming up, I don’t know if any of you have driven by the Ambulance Hall and the Fire Station, I went ahead and through finance created a project plan for this thing and went ahead and pulled the trigger on the project even though I didn’t have the money. The reason I did is because if we hadn’t gotten that concrete work done, that’s getting done right now, it would have been 18 months before we would ever see this done and that wasn’t good with me. Here we are, we’ve got \$26,370.00, which is what I was able to whittle the contractor down to and that includes the generator install, the load testing, all the incidentals that go a long with it and we went ahead broke out the propane and power lines which is nearing completion now. For those of you that remember and those of you that don’t there were a couple of things that happened on that Ambulance Hall project. We had to go to battle with buildings and grounds and the guy in charge at the time, we did not see eye to eye, and some things did not get done that should have been done which are completed now. When you go over there you’re going to have a whole concrete pad to sit it on, like it should have to begin with. It was poorly done but it’s going to be right now. So what I’m coming to you about, I need \$11,000.00 to finish the project. If you can help, that’s what I’m asking for; if you can’t help it’s still going to get done. I can assure you it’s going to get done; just some of my staff is going to be awful squeaky at the end of this fiscal year, because it’s going to be tight. I may, I may be able to absorb a little bit from general but we’ll play this out.

What I’m offering you, what I’m selling you tonight is what we were going to do to begin with and like I said heck or high water it’s getting completed. This Community needs a fully powered back up spot for people at risk in this community during an emergency. We will finally get it after years of hard work, but if you can help I would be very grateful. I’ll entertain any questions. It’s a propane power generator that has been sized to the size of the building.

EG – Stated I think you provided a lot of really great information.

DG – Asked did you try working with, to have some of this stuff done by, Valley Electric?

**10a General Business continued**

Mr. Payne – Stated, Valley Electric, this kind of a tough area for them. They're willing, and they are going to help us out on some of the stuff but they get into kind of a big gray area when you go below the pole.

DG – Stated all right and asked for questions?

RR – Asked is this generator big enough to power all three buildings if need be?

Mr. Payne – Replied negative, absolutely not. I was going to try to pull that off but when a line would have gone from that pad over to the other one, VEA might have had something to say on that one.

EG – Clarified but the ambulance barn they have sensitive things, they have medicine and stuff that needs to stay cool, right? I mean that's one of the things.

Mr. Payne – Replied that's true. The original goal was a multiuse for that building, if you guys recall, not only for housing the ambulance team but as a backup emergency operations center, and then near and dear to my heart is, I believe that public buildings should be fall back spots for the community when your backs against the wall. It's hard to get fully powered buildings, it's hard to get new buildings period.

*EG – Motioned to provide up to \$11,370.00 to Nye County Emergency Service to complete the generator project for the Beatty Ambulance Building, contingent upon paying from the PSST fire if allowable per the ordinance, if not to pay from the ad valorem capital which is a revenue stream; Second CT; 5-0*

**b. For Possible Action – Discussion, deliberation and decision to approve the Town of Beatty tentative budget for fiscal year 18 (July 2017/ June 2018), and all matters pertaining thereto. – Beatty Town Office; Carrie Radomski**

*EG – Stated I'd like to make a motion to approve the tentative fy 18 budget contingent on the Sheriff's Plan; Second CT;*

EG – Stated everything we asked to be corrected has been corrected. The only thing that we may have, this is still a tentative budget, everything in Public Safety Tax for the Sheriff is being budgeted in FY17 because Savannah the Comptroller feels that the Sheriff has some plan that we haven't seen yet. She's going to come before us next meeting. If we approve it fine, all of those funds are available to her up to June 30<sup>th</sup>. If we don't approve it all of that money will go into FY18. That is the only thing that is pending on our budget, everything else we asked Savannah to do, the amounts we raised up, adjusted all of our expenditures, the room tax splits for the Chamber and the Museum, all of those things have been done. If there aren't any questions, that's my motion to approve the budget contingent on the Sheriffs whatever we might find out.

5-0

**c. For Possible Action – Discussion, deliberation and decision to 1) send a letter to the State Legislature regarding S.B. 254 (Senate Bill 245) an act which removes provision that provides immunity from civil liability in actions involving use of force under certain circumstances. (BDR 3-683) and 2) identify individuals or organizations to send a copy to and all matters properly relating thereto. – Randy Reed**

RR – Stated I brought up some of these Senate bills that deal with gun violence and all of that stuff, that's what it's supposed to do but my biggest problem with this one is if somebody breaks into your house to commit a crime and you injure them or kill them, even if you're justified, if this bill passes you can be sued for liability for any damages. Currently you are protected from that. So to me this just opens up another door for crime to go up because they know if they break into your house and something happens to them they can sue you. So I would like for us to come up with a letter to send to the Senate stating that we are against this and copy that letter to all of the surrounding communities, the commissioners and everybody.

DG – Asked who do you want to send it to?

RR – Stated our surrounding communities; Pahump, Armargosa, Tonopah, Gabbs, send it the County Commissioners, send it to the people in the Senate.

DG – Asked do you want to just to the members of the committee, I believe this is on the... I think this is on Jurist Prudence but it probably goes to another subcommittee or something like that. Do you want send it to all of the Senators or just the ones that sponsored the Bill?

RR – Stated I want to send it to all of the Senators.

DG – Stated all right and asked for comments.

**10c General Business continued**

EG – Stated here is something that I need to understand, Carrie and I looked last week and I tried to look today. In the Nevada Legislature I don't know if it's this one or the other one but some of these Bill Draft Resolutions have already been heard in committees and they've been heard no votes were recorded, one think I'd like you to find out, even if we move forward tonight, what that process is. Are these bills moving forward or not? The other thing, this is what's been bothering me the last couple of days, it's really easy when we are talking about Building Codes because we live in Beatty and we don't want all of these regulations and we don't want to be wiped with the County's broad brush under this countywide regulations those are kind of easy decisions to make, but when we come to things with peoples civil liberties those are much, much harder decisions to make, because it's not whether I can pour a concrete slab or build a porch or anything like that. These are either taking away somebody's liberty, sending them to jail, whatever, so this is a really hard decision to make. Even if it's just sending a letter one way or the other; Discussion followed.

DG – Stated in the background on the bill it says "bill removes immunity from a civil liability, if you use deadly force if somebody is robbing or threatening you." Discussion followed.

Richard Stephens – Stated my comment would be that this is not a community issue, that it would not be appropriate for a Town Board to take a position on it. It's something for individuals to take a position on because there may be people in the community that disagree on it or interpret it differently. Its fine to write a letter but it's not a community issue. It's an individual position issue.

DG – Stated being that there are only five people from the community sitting here I would agree with that to an extent. What Randy wants is just to send a letter, but I can see what you are talking about and I never looked at it that way, that this is a comment from the Board, from the Town. Although the agenda was publicized and people saw that if they wanted to come and make a comment on it.

Mr. Stephens – Stated but I still think there's a big difference between a community issue...

DG – Stated but at the same time... I guess Senate Bill 21 would be a community issue because it affected water issues. That's a good comment Richard.

EG – Stated that was the point I was trying to make but I didn't say it quite as good as Mr. Stephens.

KC – Asked so would this bill not affect Beatty?

DG – Stated it would if it was passed.

Mr. Stephens – Stated it would affect people in Beatty but again, think of the kinds of things you normally work on as a Board, you work with things that are community projects, codes and so on. They are more of a public thing than... because there will be individuals with different political positions on this, with different viewpoints on it, different takes on the law. Sometimes people read a bill and they read into it what they think they are seeing, we're not lawyers. To me this is something you take a position on for your personal belief of what should or should not be done versus the community taking a position officially. I don't know if you understand what I'm saying.

DG – Asked for questions.

There were none.

RR – Motion that we send a letter to the State Legislature and the surrounding communities on Senate Bill 254 that we are against this bill because of what it could possibly do; Second KC; 3-2

DG – Stated I voted no because of some of the comments that Richard made, in thinking about that I agree.

**d. For Possible Action – Discussion, deliberation and decision to 1) send a letter to the State Legislature regarding S.B. 387 (Senate Bill 387) an act that provides for the issuance of certain orders for protection. (BDR-839) and 2) identify individuals and or organizations to send a copy to and all matters properly relating thereto. –Randy Reed**

RR – Stated this is another bill that to me has stuff in it that I really don't like. Because in this Bill a law enforcement officer who has reasonable cause to believe a person may be high risk may file a verified application for emergency order of protection against that high risk person, or a family member can do the same thing. With this if they file that they can have a closed court session without you even knowing it and deem you unfit to own a firearm, which is a violation of the Constitution in my eyes. I'm not a lawyer, so I'm not sure but everybody I've talked to sees it the same way. If they deem you that you have 72 hours to get rid of all of your firearms and all of your ammunition, you have 21 days to go to court and prove you're not and from what I understand from talking to a lot of people and reading this, the big problem is no due process. They are having a closed court session without you even knowing about it and determining whether you're sane. And some of the stuff they have in here, you can go buy a new gun and ammo that can be enough cause for them to have a closed court session because you might do something in the future. What else would this open up, if this was passed, in the future? I've looked and tried to find stats on gun violence but most of that is one sided left or right. It's really hard to find something that seems pretty legit; Discussion followed.

RR – Reiterated the whole idea that they can have a closed court session without you even knowing about it and take your rights away from you, I have a big problem with that. I would like to send letters to the surrounding communities, the Senators and let them know that we don't think this should be passed. They did have a Senate hearing on this the other day and they want to tighten up the language so the language on this will change but as of right now we don't know what it's going to say.

DG – Asked if that's the case, we don't know what Senate Bill 387 is going to say. On this I did call the NRA on it and I talked to the person that was in Carson City, they are working on this. This one I do feel strongly about, I think this is a backdoor way of taking guns away, my opinion. Contrary to the other one I think this one would have more effect in Beatty than say the other one. How many homicides have we had in the last year? I can't think of one, but at the same time that's my feelings on it. Are there any comments on this?

Richard Stephens – Stated same thing. Just one question on the other one, I'm trying to understand this. The first bill, the bill is to provide immunity?

EG – Stated no, it's going to take it away.

Mr. Stephens – Stated oh because it says provides. Oh, removes I see it.

Jimmy Walton – Stated I've lived all my life without a gun, I've never held a gun. There are too many people in prison and State Hospitals getting out and buying guns and I think the State should enforce those laws and make it tougher for people to buy guns. Do a background check and if you've been in them you shouldn't be able to buy a gun. I've been in State Homes and State Hospitals all of my life, mostly, until I came here but I still never bought a gun or anything like that because I knew when they did a background check on me they'd find out about that I couldn't have any. Enforce those laws and make it harder to get them; Discussion followed.

DG – Stated thank you, Jimmy.

RR – Motion we send a letter to the State Legislature regarding Senate Bill 387 that we don't feel it's appropriate, send to the surrounding communities and same as the previous one; Second KC;

EG – Stated I just want everyone to understand and especially my fellow Board members, there's nothing that I disagree with in these two agenda items. My only thing is that I don't feel comfortable that that is a function of this Board, that's my only thing. As a citizen I will call my Congressman, my Senators, all of those people and make my position known. I know how to email them and call them. It's not that I oppose any of these things. I'm absolutely in favor of not taking away anybody's civil rights away from them or putting more hardships on people. I just wanted to make that clear.

DG – Called for the question 4-1

**11 General Public Comment**

None

**12 Adjournment**

*KC– Motion to adjourn 7:56pm; Second RR; 5-0*