



The Minden Town Board meeting was held at 5:30 p.m. on Wednesday, April 3, 2013, at 1602 Esmeralda Avenue, Minden, Nevada.

Board members present: Matt Bernard, Charlie Condron, Roxanne Stangle, John Stephans and Steve Thaler.

Staff present: Greg Hill, Jenifer Davidson, Trish Koepnick, and Bruce Scott and Zach Wadle.

The meeting was called to order at 5:30 p.m. by Chairman Condron.

The Pledge of Allegiance was led by Mr. Stephans

Bernard/Thaler moved for the approval of the agenda as published. Motion carried unanimously.

Thaler/Stangle moved for the approval of the minutes of the March 6, 2013 Board Meeting. Motion carried unanimously.

ACKNOWLEDGEMENT OF GIFTS: Ms. Davidson noted that Fortnightly has donated \$2,000 for new Christmas decorations for the CVIC Hall. Mr. Condron asked for the staff to send them a thank you signed by the Board.

ACKNOWLEDGEMENT OF SERVICE AWARDS: None

PUBLIC COMMENT:

Ella Dillwith gave an updated on the progress of "Goldilocks on Trial", noting that they have already collected \$1,000.

Robert McMillan attended the workshop last week and appreciates all of the work that went into preparing the budget. He noted that there was nothing in the budget addressing County Road between 8th and 10th Street. He was disappointed that we are starting new projects without finishing the ones that are started, and that the Board has responsibility to project their thoughts to the staff about which way to be moving. In response to his concerns about the cost of rebuild for Well 1, Mr. Scott clarified that the costs included equipment as well as the housing. He said that the Well 1 is scheduled for a re drill. The Buckeye well is the one that would be the newest in order; it has no generator for the well itself. Mr. Scott said that he would be happy to sit down and discuss this with Mr. McMillan.

STAFF REPORTS:

1. Public Works: Monthly report of activities by Greg Hill.

County Road landscaping will be finished in the next couple weeks, completing the project.

Crack sealing project is also done; 11 tons of tar was put down. We plan to start up again in the fall and finish the town, and get back on the 4 year cycle.

Town water operators attended conference to keep educational credits current.

New seasonal worker Josh Wiseman started today.

Greg will meet with owners of the Gateway project tomorrow concerning taking down the fence. He asked for direction from the Board on Town's involvement, especially concerning weeds. Mr. Scott understood that Douglas County is OK with the fence coming down as long as the Town is OK with it. Discussion ensued concerning weed control on this and other private property such as Monterra. It is the owner's responsibility but perhaps the Town can facilitate the weed control, possibly working with the Ag group.

Mr. Hill gave an update on the Heybourne Booster station.

2. Engineering Report: Monthly report of activities by Bruce Scott

An internal review of the plan and layout of the Minden Gateway entrance project has been conducted. Money committed was based on Highway improvements and beautification. One of the things that NDOT encouraged was low water use grasses in original design, with the initial design based

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on the architectural theme from the Minden Gateway center. As we now have a different situation, we have an opportunity to reconsider, especially as the Board has asked if we can do a bit more. He suggests basing this as a standalone entry statement that is not based on the center, as that is an unknown. He called Rick Nelson from NDOT and left a message about the status of the grant, and is hopeful to have something back fairly soon.

3. Attorney Report: Zach Wadle said there is nothing new to report on this month.

4. Manager's Report: Monthly report by Jenifer Davidson.

We conducted an employee survey, getting input on goals, etc. and are extending opportunities to staff for cross training and shadowing, as Greg has a lot to pass on.

Ms. Davidson is finishing the grant application for the trailhead at Jake's wetlands. There is a line item in the tentative budget for a matching \$200,000 and a commitment to maintaining the trailhead for 25 years after installation, which she would like to be sure that the Board is comfortable with. The trailhead starts at the dirt lot at Jake's wetlands and connection is to the portion of the trail being built at CVI. Mr. Scott clarified that the possibility of the Town buying the portion of the Seeman Ranch that belongs to Douglas County. The \$25,000 already spent is part of the match.

Ms. Davidson and Mr. Condron strongly encouraged all to attend the upcoming Valley Vision workshop.

5. Board member committee reports:

Policy and Procedure Review- Steve Thaler said that the CVIC Policy will be on next month, as this was a crowded agenda.

Event Planning- Roxanne Stangle had a meeting last month concerning the 4th of July. Also, all Board members with the exception of Mr. Thaler will be here for Carson Valley Days.

Capital Improvement Plan- Matt Bernard referred to Mr. McMillan's earlier comments, and said that we did not abandon the County Road project, but just did not address any work this year. He would like to see how the Board would like to prioritize the five year plan. Mr. Condron said that it would be appropriate to look at a bigger picture after this year's budget is done.

New Development Applications- John Stephans reported there is no new activity.

Budget Planning Process- John Stephans said he was really was not involved in this; he will be going over the tentative budget next week with Ms Davidson.

Minden Water- Charlie Condron said that staff is close to finalizing a water rate agreement. This will probably be addressed at a special meeting and go to the County in May.

6. Chairman Report:

Mr. Condron said that he would like to adopt a citizen advisory committee formally, as he strongly agrees with the concept. He would like to see Roxanne take the Board's role in that, and one employee of the Town as part of the group. He encouraged members of the community to put their names in, and said we will use various forms of communication to get the word out.

Mr. Condron also encouraged attendance at the Arts Council and the Pops performances this upcoming weekend.

CONSENT AGENDA FOR POSSIBLE ACTION

1. Approval of March 2013 financial report including claims paid February 23, 2013 through March 21, 2013.

2. Approval of a request in consideration of ten dollars to grant lessee, Debra White-Orr, dba 5th Street Salon, the option to extend the term of the lease in the CVIC Hall Annex, 1604 Esmeralda Avenue, Suite 202 for one year ending May 31, 2014 at midnight pursuant to the "proposed extension period" defined in the OFFICE LEASE AGREEMENT entered into on May 2, 2012, by and between the lessee and the Town of Minden.

3. Approval of a request in consideration of ten dollars to grant lessee, Eduardo Almeida and Susan A. Almeida, dba Minden Electric, the option to extend the term of the lease in the CVIC Hall Annex,

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1604 Esmeralda Avenue, Suite 203 for one year ending May 31, 2014 at midnight pursuant to the "proposed extension period" defined in the OFFICE LEASE AGREEMENT entered into on July 1, 2012, by and between the lessee and the Town of Minden.

Stangle/Thaler moved to approve all 3 items on the consent calendar. Motion carried unanimously.

ADMINISTRATIVE AGENDA:

1a. For possible action: Discussion and possible action to approve, approve with conditions, continue, or deny a request by Douglas County Parks and Recreation to waive park rental fees, provide staff to monitor the park, assist with cleanup of the events and provide trash dumpsters at no charge for each concert in the park and to contribute Town Funds not to exceed \$5,000 in fiscal year 2013-2014 to sponsor the 2013 Summer Concert Series, and two concerts in the 2014 Summer Concert Series. Appearance by Brian Fitzgerald, Recreation Manager.

Mr. Fitzgerald said that he was he was asking for the same level of commitment the Board made last year and hoped to make it part of Minden's annual budget.

Mr. Thaler asked how much it costs Douglas County to put this on, noting he sees no commitment from the other towns. Mr. Fitzgerald said that with the donations it is staff time that the County pays as it rarely exceeds the budget, and they have not pursued sponsor dollars from other towns because they would expect some event to be at their facility. Mr. Bernard said it is one of his favorite events; he is happy that Minden steps up and he supports it 100% and wants to keep it in Minden. It has become a signature event in Minden and deserves our support.

No public comment.

Stephans/Stangle moved to approve a request by Douglas County Parks and Recreation to waive park rental fees, provide staff to monitor the park, assist with cleanup of the events and provide trash dumpsters at no charge for each concert in the park and to contribute Town Funds not to exceed \$5,000 in fiscal year 2013-2014 to sponsor the 2013 Summer Concert Series, and two concerts in the 2014 Summer Concert Series. Motion carried unanimously.

b. For possible action: Discussion and possible action to approve, approve with conditions, continue, or deny a request by Douglas County Parks and Recreation to close Fifth Street between Esmeralda and Mono Avenue June 21st, July 12th, August 2nd and August 23rd from 9:00am to 9:00pm for the 2013 Summer Concert series.

Mr. Fitzgerald said they are looking at designating an RV area on 5th street so that the residents around the park do not have a blocked view. Also, they would like to expand the agreements with service clubs and nonprofits to bring more food to the event. 5th Street would be closed at 9 in the morning, and they plan to have staff members monitor any needs on this level throughout the day.

Public comment:

Mr. McMillan said that when you put RV's on the street it is hazardous even though there is no traffic, and maybe the County parking lot should be used for them. Mr. Fitzgerald said we are looking to the Town staff to assist in this, and he and Sheryl can assist in imposing the new rules.

Sandy Deyo asked if there would be a charge for the service clubs, and was told no.

Thaler/Bernard moved to approve a request by Douglas County Parks and Recreation to close Fifth Street between Esmeralda and Mono Avenue June 21st, July 12th, August 2nd and August 23rd from 9:00am to 9:00pm for the 2013 Summer Concert Series

c. For possible action: Discussion and possible action to approve, approve with conditions, continue, or deny a request by Douglas County Parks and Recreation to close Fifth Street between Esmeralda and Mono Avenue and Esmeralda Avenue between Fifth Street and Sixth Street, May 31, 2013 from 9:00am to 9:00pm. Appearance by Brian Fitzgerald, Recreation Manager.

Mr. Fitzgerald said that after further consideration it would make sense to revise the request to make the time from 3:00 on for Esmeralda because of access to home and businesses, while closing 5th Street at 9 am because of access to home and businesses.

No public comment.

Stangle/Bernard moved to approve a request by Douglas County Parks and Recreation to close Fifth Street between Esmeralda and Mono Avenue from 9 am to 9 pm on May 31, 2013 and Esmeralda Avenue between Fifth Street and Sixth Street from 3pm to 9 pm on May 31, 2013.

2a. For possible action: Discussion and possible action to approve, approve with conditions, continue, or deny a request to provide direction on possible use of second floor of the Minden Fire Station located at 1604 U.S. Highway 395, real property described as Lots 5 and 6 Block H (portion of APN 1320-111-086). Appearance by Jenifer Davidson, Town Manager.

Ms. Davidson said the direction to her from the Board was to research code and ADA concerning the building. She found that only a unique entity could use the space and meet the requirements of the code. Only entities in the area that already have parking and ADA access in their own buildings would be allowed to rent the building. The building and siren take up the entire parcel so there is no parking except on 5th street. An ADA elevator outside would be on adjoining property.

Discussion involved what the Town can do with this building as it is basically non-rentable. Ms Davidson could speak to the County and discuss the possibility of giving/trading etc. If one entity or the other owned the entire building it would be more logical, however we need to maintain the right for the siren.

b. For possible action: Discussion and possible action to approve, approve with conditions, continue, or deny a request to direct a Board member, the Town Manager and Town Attorney to negotiate a lease for one to five years for the upstairs portion of the Minden Fire Station located at 1604 Highway 395, real property described as Lots 5 and 6 Block H (portion of APN 1320-111-086), to RO Anderson Engineering, and present the lease for possible consideration at a future Town Board meeting. Appearance by Jenifer Davidson, Town Manager.

This item was removed from discussion as the space would not suit the needs of R.O. Anderson.

Mr. Thaler said perhaps we could ask Anderson Engineering if they would be interested in the entire building. Looking to the future, this could possibly have value later on if across the street gets developed.

Public comment:

Mr. McMillan felt that the Town should hold on to the building and hope it becomes an asset when the fire department evacuates the building; it is an asset to sit on.

3. For possible action: Discussion and possible action by Town Board resolution to effective July 1, 2013 increase by an amount not to exceed 5% Town trash removal rates for all classes of service, taking into consideration increases in salaries, benefits and operating and maintenance costs since July of 2009. Appearance by Jenifer Davidson, Town Manager.

Ms. Davidson noted there has been no increase in the trash rate since July 2009; it would be wise to look at this every two years minimum. Historically this enterprise fund has transferred money to the general fund to pay for damage done to the roads by trash trucks. Salaries have been reallocated to correctly show the amount dedicated in staff time. It is also important to note that service and supplies have risen; this includes major repairs to the trash trucks. Landfill expenses as well as gas prices have also increased. One other perspective she feels is important is the impact to commercial accounts in a difficult business climate, as this is a percentage per dumping rather than on a flat rate as the residential. Perhaps we can find a creative way to impact commercial accounts differently.

Discussion included questions about the year comparisons, questions about reserve policy, and transfers in previous years to the general fund, which was approved by the state. Reserves are not set by statute in enterprise funds. It is prudent for the reserve to never be less than the amount of a trash truck. Mr. Thaler said that the approach is to set a reserve at \$175,000 and replacing trash trucks every 10 years. He felt that we should be establishing the reserve and then come up with a rate.

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Mr. Stephans said he has a hard time increasing rates 5%. The question is what the reserve should be; if the rate is higher, what are we doing with large reserves? Until we set a good policy for reserves in our enterprise funds, we cannot address rates.

Ms. Davidson said that a large number of survey participants asked for recycling services. Unless we start building up a reserve we cannot head in this direction.

Mr. Condron said that if we have not designed enough policy to make this decision, we move along and not raise the rate, or we make the hard decision and raise the rate tonight. He felt that these types of decisions would be much easier if there was an established policy for reserves, and that might be a good policy to tackle next.

Public comment:

Sandy Deyo agreed with Mr. Thaler, and felt it is better to review rates every year. We need to keep in mind that people want recycling but do not want to pay for it.

Bernard/Thaler moved to increase the trash rates 2% effective July 1, 2013. Motion carried with Condron voting no.

4. For possible action: Discussion and possible action to approve, approve with conditions, continue, or deny a request to select an attorney or legal firm to contract with to advise and represent the Town of Minden in all general civil legal matters pursuant to a published Request for Qualifications. Finalists individually selected and submitted by members of the Minden Board and Staff for discussion and consideration includes: Michael McCormick, Michael Rowe, Ryan Russell, and Charles Zumpft. Appearance by Jenifer Davidson, Town Manager.

Ms. Davidson summarized the process for attorney selection. Each Board member reviewed the requisition for qualifications from applicants, and selected up to two candidates. There are a lot of options tonight; they may select an attorney or add another stage to this process. She suggested moving along a line which might include an interview process.

Mr. Bernard said that the Board has four names, which show some consensus. He would like to see a special meeting and invite all four back to have each of them speak about themselves and make a selection at that time. He has some questions to ask them that would help make the decision.

Ms. Stangle, Mr. Stephans, and Mr. Condron would also like to ask specific questions and follow the process suggested by Mr. Bernard.

Mr. Thaler would like to make the selection tonight and get an attorney hired; this is a contract attorney and we do not need to interview them.

It was noted that fees would be negotiated with a contract after the selection, and the District Attorney's office would be present at the negotiation.

Public comment:

Chuck Zumpft said it is most important for staff to have free access to counsel, so there are no open meeting law and public records access violations. There are many ways to craft a compensation package. He looks forward to the process that the Board decides on.

Mike Rowe asked if a list of questions will be developed to address. Mr. Condron said the Board will develop questions and all will receive them at the same time before the special meeting

Sandy Deyo suggested going one step further and vote in a manner to have the second candidate ready if negotiations fail.

Mr. Wadle said the Board should define the process that will be used, perhaps set the special meeting date, and plan to get the questions to Jenifer for review by the D.A.'s office.

Michael McCormick noted that he will be back in Town on the 19th of April.

Ryan Russell thanked the Board for the opportunity. It has been his pleasure to serve as interim attorney after Mr. Keele's retirement. From his standpoint the Town will be well represented no matter who is chosen, as all candidates are ethical and competent beyond reproach.

Ms. Davidson noted that the special meeting would need to be held at the maintenance facility.

Thaler/Stangle moved to have the four candidates come back to a special meeting on April 25 at 6 pm for interviews, that Jenifer receives Board questions by April 15 to be reviewed by the District Attorney's office and the applicants to receive the questions by the April 17. Motion carried unanimously.

5. For possible action: Discussion and possible action to approve, approve with conditions, continue, or deny a "Tri-party Water Rights Agreement, A Contract By and Among Douglas County, Town of Minden and Schwartz Living Trust." Appearance by Bruce Scott, Principal Engineer, Resource Concepts Inc.

Mr. Scott said that this is a 3 way agreement. The Town is a party because the water that will end up in a Town well. The Schwartz' and the County are exchanging 4.04 acre feet of water. This is 100% at the expense of the Schwartz Living Trust. The reason they are not going straight through Minden is because Douglas County has the water rights that they need at their location, so the water they purchased could not transfer to their property.

No public comment.

Stephans/Stangle moved to approve a "Tri-party Water Rights Agreement, A Contract By and Among Douglas County, Town of Minden and Schwartz Living Trust." Motion carried unanimously.

6. For possible action: Discussion and possible action to approve, approve with conditions, continue or deny a request to accept or reject a bid by Carson Dodge Chrysler Jeep in response to a requisition for proposal for the purchase of one new Telescopic Articulating Arial Platform Lift (Bucket Truck) with a working height of 45' for an amount not to exceed \$97,844. Appearance by Greg Hill, Superintendent of Public Works.

Mr. Hill said that last month he was directed to put together a requisition for purchase of a bucket truck. The original specifications for the truck approved in this year's budget were not adequate for some of our tasks, so we did the RFQ based on new specs. There are some discounts available and we got the best pricing for a government agency. The bids we received are very competitive; although this came in over our original budget he does not recommend rejection of the bid.

Mr. Stephans said that the staff assured him that \$90,000 was a good number, and he is disappointed with the prices.

Mr. Bernard also expressed consternation that the "not to exceed" amount was exceeded. He asked why did we not get the truck we did specs for last year?

Mr. Thaler was concerned that we only had two bids; he would like to see it re-bid to a wider range.

Discussion included having the balance coming out of this year's budget or not, state purchasing, what we really need as far as height, etc. Mr. Hill said he could re bid it but doesn't think that he will see any changes.

Public comment:

Mike Olsen said that his background is in risk management. He encouraged the Board to lean toward caution and safety versus the cost.

Robert McMillan was surprised in the increase, and he thinks that in looking at the five year plan are we faced with 10% increase each year for figures that we put into the budget. He felt that we should buy a new truck but asked the Board to consider going in with another municipality and purchasing from another market with lower cost. He asked if we have explored all the ways to get the truck for the budgeted amount.

Sandy Deyo felt that due to economic uncertainties right now that this should be re-bid.

Bernard/ Thaler moved to reject the bid from Carson Dodge Chrysler Jeep for \$97, 844 and direct Mr. Hill to rebid the truck in whatever means is safe and frugal to get a truck for \$90,000. Motion carried with Stangle voting no.

7. For possible action: Discussion and possible action to tentatively approve, approve with conditions, continue, or deny the Town of Minden's proposed equipment acquisition list for Fiscal

Year 2013-2014. This action may include discussion and approval of all or a portion of the equipment on the acquisition list. Appearance by Jenifer Davidson, Town Manager.

Ms. Davidson noted that there had been no changes made to this list since the budget workshop.

Mr. Thaler asked if we could reduce our holiday budget due to donation from Fortnightly, if we could put off the purchase of the 2X2, and if the Booster roof will actually cost \$26,000.

Ms. Davidson said we are actually replacing a 2x2 with a 4x4. The pricing is from state purchasing and there would be no need for bids.

Mr. Bernard wondered if there would be a price reduction if all vehicles were purchased at once. He reminded the Board that the Christmas decorations are for the gazebo as well as the CVIC Hall.

No public comment.

Stangle/Bernard moved to approve the proposed equipment acquisition list for Fiscal Year 2013-2014. Motion approved with Thaler voting no.

8. For possible action: Discussion and possible action to tentatively approve, approve with conditions, continue, or deny the Town of Minden's proposed capital projects list for Fiscal Year 2013-2014. This item does not include further action on projects previously approved and funded. This action may include discussion and approval of all or a portion of projects on the capital projects list. Appearance by Jenifer Davidson, Town Manager.

Ms. Davidson said that the only change to this took place during the workshop and includes paving of Esmeralda.

No Board questions.

No public comment.

Bernard/Stangle moved to approve the Town of Minden's proposed capital projects list for Fiscal Year 2013-2014. Motion carried unanimously.

9. For possible action: Discussion and possible action to approve, approve with conditions, continue, or deny the Town of Minden Fiscal Year 2013-2014 tentative Budget. Appearance by Jenifer Davidson, Town Manager.

Charley suggested that Jenifer go through the tentative budget fund by fund, the Board make motions on staffing, cost allocation and merit increase, and then consider the overall budget with conditions. Mr. Wadle said the process that Mr. Condron outlined is fine; identify the issues, vote, and approve the budget with the condition pursuant.

Ms. Davidson said that the changes from the workshop were incorporated into the budget. She went through each of the funds and explained the figures as shown in the tentative budget. The figures in 640 and 639 are based on 58 cents.

Staffing: Mr. Stephans said that Ross Chichester would be happy to offer his budgeting expertise to the Town, and perhaps this could replace a part time accountant.

Ms. Stangle said her biggest problem with hiring the accountant is that this is Jenifer's number one priority, and she wondered if one of the employees could be trained to help out.

Mr. Bernard said that John brought up a good point and he would like to look at that possibility.

Mr. Thaler said that he firmly believed that Jenifer would not have asked for this position if we did not truly need it. We hired a manager to manage the Town, and the Board should be policy makers. The Sheriff's department saw the value in retaining Ross part time to develop and oversee the budget. We have a wholesale water delivery. He would rather Jenifer spend less time on budgets, and have time to get out into the community. He believes in hiring an accountant because it is the right thing to do for the Town; if we expect more out of them in the accounting field, we will be asking them to work out of their job description.

Mr. Stephans viewed it differently. Our budget is nowhere near the sheriff's department, and he thinks we should train our people.

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Mr. Condrón said that if Ms. Davidson is trying to manage a town, he expects a lot more of her than just the budget. He is in favor of part time and would have been in favor of full time accountant. .

Public Comment:

Sandy Deyo asked if Jenifer was aware of Ross' offer when she put the budget together. Leave the funding for the accountant in the budget, take advantage of Ross' offer, and if it does not work out you still have the funding.

Thaler/Condrón moved to approve the half time accountant position that the manager requested. Motion did not pass as Stangle, Bernard and Stephans voted no.

Cost allocation Ms. Davidson said that Douglas County had conducted a study in the services that the County provides the Town, and used that to arrive at the figures provided in the budget. Cost allocation appears only in 640 and 639; the thought is that the general fund was already cost allocated when the tax rate was reduced. The rate consultant looked at fees and actual expenses, and built cost allocation into rate study numbers. It is in the tentative budget as a part of the rate study. She felt that if we are going to proceed with a cost allocation we need to get the relationship with the County clearly defined.

Mr. Stephans agreed; we need to take a look at what we give the County and show what our expectations are from the County.

Mr. Bernard would like an agreement concerning the level of service expectation. If we don't cost allocate for accounting maybe we can have our own accountant.

Mr. Thaler said he was formerly a big fan of cost allocation and now sees why there was a longstanding agreement between the Town and County; it was more or less a quid pro quo. For years cost allocation was waived. It seems now that it is resurfacing with a dollar amount on it. Cost should be waived to the Town of Minden, especially as we have given the tax rate and the Town provides a lot of services. He felt that we should not build it in the budget because the County will see it and want it. He would like to see the manager work with the County and come up with an interlocal agreement.

Public comment: None

Stephans/Stangle moved to approve a placeholder for cost allocation from the County to the Town of Minden and directed the Town manager to produce a list of services that the Town renders as a free service to the County and see what those numbers are. Motion carried with Thaler voting no.

Merit increase Ms. Davidson said that she is asking for a budget place holder at 4% and proposing forming a committee to look at how to do evaluations and merit scales differently; it would address the bigger question and concerns of the Board, and fix a system that is not really working for the Town. She would like to see a policy that is consistent year to year, and the committee to have one Board member, a representative from HR, legal counsel, and possibly a member of staff besides herself.

Mr. Bernard appreciates Ms. Davidson's approach and would like to be pro active in looking at how to do merit increases, so he does not mind putting it in as a place holder.

Mr. Thaler agreed with Mr. Bernard; he is a firm believer in performance based systems. If you perform better and your supervisor recognizes this, you have the ability to have an increase in pay. The downside is the cutoff and scale, and we as the Town can dictate the numbers and parameters. This could be arbitrary every year depending on budget concerns; he would like the manager to bring a plan back to the Board to have new cut offs in place by July 1.

Stephans agreed that we need to have a placeholder. He wondered if we follow the County or not, especially in regard to the cost of living.

Mr. Thaler felt that we should follow the personnel regulations that we hold the employees to, but we come up with the new cutoffs; he would argue for a performance based system, not a cost of living.

Ms. Stangle was in favor of the place holder.

Public comment: None

Thaler said that Minden gave up the tax rate, and the County Manager said that they would make it good for the Town, and we need to remind the County staff of that in reference to cost allocation.

Thaler/Stangle moved to approve with conditions stated above for the Town of Minden 2013-14 tentative budget. Motion carried unanimously.

10. For possible action: Discussion and possible action to approve, approve with conditions, continue, or deny a change order request by Ferguson Enterprises Inc. in the amount of \$5,471.00 due to a change in materials associated with the Heybourne Booster Station. Appearance by Bruce Scott, Principal Engineer, Resource Concepts Inc.

Mr. Scott explained that the changes requested were necessary because NDEP had some concerns about water hydraulics, and the bottom line is the changes created an extra cost. We must treat this as a change order because the materials were separated from contracted work.

The background material provided explains why we were out to bid before final approval. Our constituents are OK with this; Bruce is not putting the County in the position of approving this, but this does not put us over budget.

Public comment: None

Stangle/Stephans moved to approve a change order request by Ferguson Enterprises Inc. in the amount of \$5,471.00 due to a change in materials associated with the Heybourne Booster Station. Motion carried unanimously.

11. For possible action: Discussion and possible action to approve, approve with conditions, continue, or deny the petition for annexation to the Town of Minden, of Assessor Parcel Number 1320-20-000-019, also known as the Heybourne Booster Station, owned by the Town of Minden. Appearance by Bruce Scott, Principal Engineer, Resource Concepts Inc.

Mr. Scott recommended approval; it is on agenda for Douglas County tomorrow.

No Board questions

No public comment

Bernard/Stangle moved to approve the petition for annexation to the Town of Minden, of Assessor Parcel Number 1320-20-000-019, also known as the Heybourne Booster Station, owned by the Town of Minden. Motion carried unanimously.

12. For possible action: Discussion and possible action on the Town Board's positions on any bill or bill draft request ("BDR") listed on the Nevada Legislature website (<https://www.leg.state.nv.us/Session/77th2013/>) for the 77th (2013) Nevada Legislative Session, including, without limitation:

a. **Assembly Bill 157 (BDR 48-565): An act relating to water; revising provisions relating to water furnished by a municipal water system for domestic use in certain counties; authorizing a consumer of water furnished by a municipal water system to drill a well for domestic use, use a preexisting well for that use or obtain alternative water service under certain circumstances; limiting the amount of revenue that a municipal water system may generate; and providing other matters properly relating thereto.**

b. **Assembly Bill 387 (BDR 30-564): An act relating to public financial administration; requiring that certain proposals relating to bonding by a municipality in certain smaller counties be approved by two-thirds of the electors of the municipality; requiring such a municipality to discontinue the collection of certain taxes under certain circumstances; requiring a local government in certain smaller counties to use the proceeds of certain taxes for the specific purpose for which the tax was levied; establishing a limit on the amount of revenue that may be raised or collected by such a local government in a fiscal year; and providing other matters properly relating thereto.**

Assembly Bill 157 had a committee hearing and there was a well-represented opposition; the committee had a number of questions and was enlightened about the regional system. It appears that this bill is not going to make it out of committee; we will continue to track it.

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Assembly Bill 387 is on the agenda at the request of the County Manager, to get direction from the Town. There is an indication that this bill will not make it past committee either, but Ms. Davidson would like Board direction.

Mr. Thaler had mixed feeling on this. He would like to have a legislative update that they can give opinions on at each meeting, without having agenda items.

Mr. Scott said we are partners with Indian Hills, Carson City and Douglas County; even if we are not borrowing we have an interest and it is important to oppose this because of our partners.

Mr. Condron would not want to be bound by this when we are trying to maintain a quality water system.
Public comment:

Mike Olsen said he is concerned when you look at the 2/3 necessary to be able to bond but also the burden of the cost of special elections. This bill would actually stop progress and not necessarily help the community.

Sandy Deyo said that more and more of the legislators are going to the web site, so if you have any opinion about bills it might be helpful to express it at the web site.

ADJOURNMENT

Thaler/Stangle moved to adjourn the meeting at 10:15. Motion carried unanimously.