

Pursuant to NRS a joint meeting of the Nye County Board of Commissioners, Nye County Board of Highway Commissioners, Nye County Licensing and Liquor Board, the Nye County Board of Health, the Governing Body of the Unincorporated Town of Pahrump, the Governing Body of the Unincorporated Towns of Beatty, Belmont, Gabbs, Manhattan, and Railroad Valley, and the Board of Trustees for the Pahrump Pool District, was held at 10:00 a.m. in the Commissioners' Chambers, 101 Radar Road, Tonopah, Nevada 89049.

John Koenig, Chair  
Debra Strickland, Vice-Chair  
Lorinda Wichman, Commissioner  
Donna Cox, Commissioner  
Leo Blundo, Commissioner  
Sandra L. Merlino, Ex-Officio Clerk of the Board  
Chris Arabia, District Attorney  
Sharon Wehrly, Sheriff  
Tim Sutton, County Manager

Also Present: Lorina Dellinger, Assistant County Manager; Kelly Sidman, Deputy Clerk; Samantha Tackett, Administrative Manager; Savannah Rucker, Comptroller; Marla Zlotek, Chief Deputy District Attorney; Michelle Nelson, Deputy District Attorney

Not Present: Chris Arabia, District Attorney; Sharon Wehrly, Sheriff; Tim Sutton, County Manager

Commissioner Cox was present via telephone.

### **1. Pledge of Allegiance**

The Pledge was recited.

### **2. Roll Call**

Roll call was taken.

### **3. Ex-Parte Communications and Conflict of Interest Disclosure Statements**

There were none.

### **5. Approval of the Agenda for June 24, 2020 (Non-action item)**

There were no changes to the agenda.

**6. GENERAL PUBLIC COMMENT (up to 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. (FIRST)**

There was none.

**7. 10:00 a.m. – For Possible Action – Presentation, discussion and deliberation  
regarding: 1) The renewal proposal for Nye County from the Nevada Public  
Agency Insurance Pool (POOL) for Fiscal Year 2020-2021; and 2) Select the  
coverage package with a \$10,000.00 maintenance deductible and \$1,083,082.50  
premium or a \$25,000.00 maintenance deductible and a \$955,983.80 premium.**

Alan Kalt, Chief Financial Officer for POOL/PACT, and Jarrod Rossi with LP Insurance were present. Mr. Kalt played a video about the history of the POOL. He talked about the coverage limits, the premiums and methodology, and the 15-year history of the premiums.

Commissioner Koenig questioned the substantial increase in premiums for 2019 and 2020, which was why this discussion was occurring today.

Mr. Kalt explained in 2005 the premium was \$738,000.00 and in 2019 the rate was nearly the same. The upcoming renewal at \$879,000.00 was a 119% increase in 16 years. Clearly the POOL in seven of those years had cost reductions which the members benefited from. He noted there were things beyond the POOL's control, the County's control, and the other members' control, like the property market values, which was the primary driver associated with the premiums along with claims.

Mr. Rossi added there were substantial increases among the double digits in the private sector when it came to property and general liability was climbing as well.

Mr. Kalt felt the premium chart showed the program had provided rate stability for an organization with moderate increase. He then discussed claims smoothing factors, which included a five-year rolling average, capping year over year adjustments, and capping large losses.

Commissioner Strickland asked if the other members in the POOL were seeing increases as high as the County's, to which Mr. Kalt responded yes.

Commissioner Blundo asked about figures with the \$10,000.00 deductible.

Mr. Kalt said in the proposal for 2020 it was \$1,083,082.50.

Commissioner Wichman asked why the \$50,000.00 option was not on the agenda and if it was still available.

**7. 10:00 a.m. – For Possible Action – Presentation, discussion and deliberation regarding: 1) The renewal proposal for Nye County from the Nevada Public Agency Insurance Pool (POOL) for Fiscal Year 2020-2021; and 2) Select the coverage package with a \$10,000.00 maintenance deductible and \$1,083,082.50 premium or a \$25,000.00 maintenance deductible and a \$955,983.80 premium-Cont'd.**

Mr. Kalt advised that information was provided and there was discussion about it not being on the agenda. The total cost was \$879,527.45 for the \$50,000.00 maintenance deductible.

Lorina Dellinger explained the offer from POOL was received too late to change the agenda. If the Commissioners would like to entertain that deductible she would ask that this item be placed on the June 30, 2020, agenda.

Commissioner Blundo commented he would have liked to have seen more aggressive rates and coverages.

Commissioner Koenig said POOL was great because the cost was spread over a bunch of people, but one of the problems with the POOL was when one member had a large problem all members had to pay. He pointed out every other member in the POOL was paying a 10% increase while the County was paying a 20% increase and the claims did not support that.

Commissioner Wichman pointed out the County had added personnel, especially in the Sheriff's Office, which was a big reason for the jump as well as increased property values. Although it appeared the County's premium increased twice as much as the other members, Commissioner Wichman said it actually meant the County was flourishing in ways maybe other counties were not.

Commissioner Blundo asked if the County would get any COVID-related premium give backs.

Mr. Kalt advised the executive committee had not taken an action. Staff was evaluating and looking at all program costs. He then continued his review by providing an overview of the County's claims and claims reporting as well as the 15-year history of claims. He discussed POOL/PACT's risk management services as well as the various training programs and services they offered.

Commissioner Cox said she requested at the last meeting to look into self-funding, meaning she wanted staff to look into it. Now the original question of \$10,000.00 or \$25,000.00 was being discussed with no one speaking about the self-funding. Commissioner Cox wanted staff to look into how it was handled in Clark County. She also said she had talked to Savannah Rucker about a program through Travelers with a much lower deductible and she had not heard anything about that either.

**7. 10:00 a.m. – For Possible Action – Presentation, discussion and deliberation regarding: 1) The renewal proposal for Nye County from the Nevada Public Agency Insurance Pool (POOL) for Fiscal Year 2020-2021; and 2) Select the coverage package with a \$10,000.00 maintenance deductible and \$1,083,082.50 premium or a \$25,000.00 maintenance deductible and a \$955,983.80 premium-Cont'd.**

Commissioner Koenig explained those issues had not been discussed because they were not part of the agenda. That discussion could be held under Commissioners'/Manager's comments, which was why he put that last.

Commissioner Wichman asked to have the package for the \$50,000.00 deductible at the June 30, 2020, meeting while figuring out if the County could become self-insured.

Commissioner Wichman made a motion to continue this item until June 30, 2020; seconded by Commissioner Blundo.

Mike Rebaleati, Chief Operations Officer for POOL/PACT, said he had heard the same concerns from other members. He said they would be here on June 30, 2020, but he also offered to come quarterly or monthly just to update the Board on a regular basis.

The motion to continue this item to until June 30, 2020, passed with 5 yeas.

**SITTING AS THE GOVERNING BODY OF UNINCORPORATED TOWN OF PAHRUMP**

**9. 10:00 a.m. – For Possible Action – Presentation, discussion and deliberation regarding the renewal proposal for the Town of Pahrump from the Nevada Public Agency Insurance Pool (POOL) for Fiscal Year 2020-2021 with a maintenance deductible in the amount of \$2,000.00 and a premium in the amount of \$133,053.30.**

Commissioner Wichman made a motion to continue this item to June 30, 2020; seconded by Commissioner Blundo; 5 yeas.

**8. 10:00 a.m. – For Possible Action – Public Hearing, discussion and deliberation pursuant to NRS 244.360 on a complaint alleging the existence of a nuisance located at 5 Warrior Road, Tonopah, Nevada, and adopt, amend and adopt, or reject Nye County Resolution No. 2020-19: A Resolution Finding the Existence of Nuisance Conditions, or Nye County Resolution No. 2020-20: A Resolution Finding Nuisance Conditions Do Not Exist.**

Commissioner Koenig opened the public hearing.

Hubert Carl Newberry, the owner of the property, said this item was a complaint of a motor home with people living in it with no sanitation facilities. He advised they used the facilities inside the barn. He agreed there was no sewage outlet and they had been

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trying for over a month to get the occupants moved and they refused to move. Mr. Newberry felt without a court order they would not move. His property sat on the Warrior mining lode and he said he intended to stop the children access. The open iceboxes had been hauled off and the gate was put up, but it was left down most of the time because when they tore trailers down they salvaged the parts and had a hard time getting the frames out. Mr. Newberry said he did not have a problem with the County putting up a gate and putting the cost on his tax bill if they could find someone to drill rock as he had not been able to. He then asked for help from the Commissioners to get the people off of his property. Mr. Newberry mentioned the fuel tanks that were on the property and asked what the County wanted to do about them as he could not find any information on them.

Commissioner Koenig closed the public hearing.

Commissioner Wichman told Mr. Newberry he was before the Board last August because of the original nuisance complaint. At the time she made a motion to not find the property in a nuisance status if he would do some things for her – put up the gates and remove doors from refrigerators or anything else that could trap a child and Mr. Newberry indicated he would do that. Commissioner Wichman advised she went by the property this morning and saw a refrigerator sitting there with the door on it and no padlock. The gates were not there and Mr. Newberry having trouble finding someone who could drill a gatepost baffled her a little bit since there was a fence post right there. She said her concern and the concern of the Board was the health, welfare and safety of the public. It was an attractive place for children and individuals living with no septic system was a health and safety issue.

Commissioner Wichman made a motion to adopt Resolution No. 2020-19 finding the existence of nuisance conditions on the property; seconded by Commissioner Strickland.

Commissioner Wichman advised Mr. Newberry he had a brief period of time to resolve the issues and he could call Brett Waggoner for assistance as well as the town. If the County had to go in and resolve the problems it would most definitely show upon his tax bills, but the District Attorney would get involved first.

Marla Zlotek suggested amending and adopting the resolution after setting forth what the nuisance conditions were so it matched.

Commissioner Blundo read Resolution No. 2020-19 into the record.

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Commissioner Wichman restated her motion to adopt Resolution No. 2020-19; Commissioner Strickland restated her second; 5 years.

**4. Commissioners'/Manager's Comments (This item limited to announcements or topic/issues proposed for future workshops/agendas).**

Commissioner Cox directed staff investigate the County self-funding its insurance and look at how other self-insured counties were doing it.

Commissioner Strickland directed staff to place an agenda item on the June 30, 2020, meeting so it could be discussed further.

Commissioner Wichman said she would like to see the option for a \$50,000.00 deductible on that same meeting.

Commissioner Blundo mentioned the passing of former Clark County Republican Chairman Dwight Mazzone and read a statement written by David Tillem about Mr. Mazzone.

Commissioner Strickland advised that tonight at 6:30 p.m. at the Ruud Center the Pahrump Parks and Recreation Advisory Committee would draw for concessions for the park. She then asked staff if there was anything yet regarding the CARES \$8.4 million to make people aware of this evening.

Savannah Rucker said it was still early regarding that. She had a meeting scheduled for Monday with the County Manager, the Assistant County Manager and the Grants Administrator to tidy up the plan and prepare something to present to the Board.

Commissioner Koenig announced the County had received a \$500,000.00 grant for the well and septic on the fairgrounds.

Regarding the master plan update, Brett Waggoner said through the Public Information Officer and OpenGov there was a completely fillable on-line survey. The deadline for submittal had been extended to July 31, 2020.

**10. GENERAL PUBLIC COMMENT (up to 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. (SECOND)**

There was none.

**11. ADJOURN**

Commissioner Koenig adjourned the meeting.

APPROVED this \_\_\_\_\_ day      ATTEST:

Of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Chair

\_\_\_\_\_  
Nye County Clerk / Deputy