

**BEATTY TOWN ADVISORY BOARD
P.O. BOX 837
BEATTY, NV 89003**

**Minutes
3/11/09**

**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.**

**MIKE LASORSA (ML)
BERT BERTRAM (BB)
LARENE YOUNGHANS (LY)
TERESA SULLIVAN (TS)
JOE WHITE (JW)**

1 Pledge of Allegiance

2 Action - Approval of the Agenda for the Beatty Town Advisory Board's meeting of March 11, 2009

BB - Motioned to approve with the pulling of Item #5; seconded by LY 5-0

3 Action - Approval of Minutes of the Beatty Town Advisory Board's meeting(s) for February 11 & 25, 2009

LY - Motioned to approve the minutes; seconded by BB 4-0-1 (TS)

4 GENERAL PUBLIC COMMENT

There was none.

5 Action - Emergency Items

This item was pulled.

6 Action - Board Member's Comments

a. Report's

1. Commissioner's

None as Joni Eastley was unable to attend.

2. Treasurer

LY - Gave her report as follows: currently at 58.3% of the year, Administration is at 51%, Community Center is at 51%, Translators are at 36% and the Fire Department is at 29%. LaRene noted the categories under each department. In concluding her report LaRene stated that we were well under our budget in every item.

3. Secretary

4. Beatty Area Plan

Bert stated that we are in a state of flux because of the meeting we had on February 25th regarding the Open Space (OS) Plan; this month they are trying to integrate the members of the OS Committee into the Area Planning effort so there won't be a meeting until next month. Teresa commented that her understanding was that the Master Planning would continue on track and we would be having a meeting next month; the OS Committee is separate and operating separately from the Area Planning Committee then at the end they will come together. Bert replied to Teresa stating that she had made the motion at the February 25th meeting that they would work with Nye County. Teresa replied that Bert was right she did make the motion but as Dave (Spicer) pointed out at the time they are two (2) separate entities and the two (2) would continue separately; come together and merge the two (2) later. Teresa didn't think we were in flux and waiting for the Steering Committee as this wasn't the way it was recommended we do this. Teresa thought that we needed to check with Cheryl Beeman on that to see where we are. Janet commented that Cheryl Beeman had called and asked if we were going to...she was

confused about whether or not she needed to be here this evening; the second meeting of the Town Board is dedicated to the budget. Cheryl asked if she could take a month off of Beatty's (Area Plan) as she was close to finishing Amargosa's and with the problems with the boundaries (Beatty's) Marla (DA's Office) would hopefully have a better handle on it in a month; be in a better position to understand what our next moves will be to create the boundaries. Janet stated that she spoke with the Chairman about this and he said it was fine; believes she told Teresa and Bert as well that the Area Plan from Cheryl's point of view would be postponed for one (1) month.

5. Beatty Town Square

BB - Stated that they were continuing to work on the plans for this and should have something within the realm to present probably next month.

6. Ordinances

There was nothing new to add here.

7. Beatty Medical Clinic

TS - Commented that the Clinic was open and all the work has been completed; a lot of people have put a lot of effort into it. She also stated that if you should see Samantha Breshears, Robin or Teresa make a point of thanking them for all the hours they put in up there. It looks amazing and Teresa invited everyone to stop by and take a look at the improvements.

7 Consent Agenda Items

a. Action - Discussion of any item from the Consent Agenda Items that needs review before a decision is made.

LaRene asked to pull the Fire Department (FD) voucher until Mr. Benshoof gets back to sign it; the voucher is for \$631.56 from Certified Fire Protection.

b. Approval of Town Vouchers

LY - Motioned to approve the rest of the vouchers

Bert asked what was wrong with the FD voucher and LaRene replied that it wasn't signed by the FD and Mike stated that it didn't have two (2) signatures. Janet asked for clarification regarding the FD vouchers as she was under the impression that the only thing needing 2 signatures was the reimbursements. She had asked if this included their every day bills and their utilities and was told that everything would stay the same. Janet is asking for clarification from the Board as every time we turn around someone has another idea of what everyone else understands is supposed to happen. The Town Office has been processing the FD vouchers since 1999 and with all due respect they have never been questioned before. With respect to Teresa and Joannie the past Board member the only time you guys have ever questioned a FD voucher was after Mike was on this Board. For years you signed many of them so she is just really confused because now she is having to... LaRene interjected with, 'wait a minute Janet I think you're speaking way out of line. I'm sorry but we voted at the last BTAB that we would follow the policy set and you even gave us the minutes and what it said was that every agency would have two (2) signatures on their bill and that included the FD. I do not think we need to discuss this any further. Just for clarification I questioned this bill because there is no signature on it from Benshoof or whoever is the other person that's supposed to sign on it; talked to Mike about it and he said he would take care of it and have it done. Benshoof happens to be out of Town and as far as I'm concerned there doesn't need to be any more discussion about it.' Mike stated that the bill in question is basically something they do all the time... LaRene interjected stating that she didn't care what it was. Mike read part of the minutes from the 9-14-99 BTAB meeting (see attached) and stated that they could get the two (2) signatures but this is like a utility bill. This is something that Mike needs to do for safety and to wait two (2) more weeks to get this thing paid...LaRene wanted to know how long he had this bill. The bill was dated 2-24-09 and LaRene asked if Benshoof had been gone all this time with Teresa interjected that there was a Fire meeting last week. Teresa went on stating that this is nothing we don't ask from every other agency and it was agreed upon prior to Mike ever coming on the Board; that's when those minutes were from. Mike stated that was fun we'll just pull that and set it aside.

ML - We have a motion by Renie to accept the rest of the consent items do we have a second? The motion was seconded by TS 5-0

8 General Business

a. Action - Discussion and possible decision to protest water applications in Oasis Valley

LaRene stated that this was her agenda item and there was a map on the wall showing Oasis Valley where the 21 applications DOE is asking for water. LaRene is asking that the Board protest (the cost is \$25.00 per application) as many as they feel they can afford out of the 21 applications; all 21 would be \$425.00 to protest individually. LaRene thinks it's critical because of the Beatty Habitat for the Amargosa Toad if allowed to pump water; even if they're temporary applications and only for construction they can draw down the springs & wells in Oasis Valley. Teresa asked if DOE had requested all of these and LaRene replied Yucca Mountain. LaRene continued saying that according to the paper there were 103 wells that

they have applied for water starting up by Caliente through Tonopah, Goldfield and up to Yucca Mountain. Teresa commented that she didn't think it was in our packet but she believed it was e-mailed out to us that there was also a law suit being filed to have the Toad marked an endangered species; didn't know if these actions would encourage that because water was being taken from the Oasis Valley which is the habitat. LaRene commented that the news release that came out today said they are suing the US Fish & Wildlife Service because they did no action on their petition to put the Amargosa Toad back on the endangered species list. They are now taking another action and Bert told her they did this the last time to force them to make a decision. Teresa said that in conjunction with that will giving up water make it more attractive to for them to decide to list them as endangered; LaRene replied absolutely. Mike commented that he wished there was some back up on this as the first time he saw this was in Ramie's (Ray Williams Water District) and he didn't realize there was an application fee. Mike continued saying that if it was going to cost us money then we should at least have an opportunity to digest this; what the ramifications are to the Town of Beatty. Mike wanted to entertain a motion to table this until we find out more about it. LaRene was fine with tabling it but wanted to point out that April 17th was the last date anyone could protest; anyone can protest 1, 2 or all the water applications. Teresa thought we should invite someone here to discuss this with us who really has the information; discuss with us all the ramifications of this. There was discussion with regards to having someone from both sides here to discuss this issue at another meeting. LaRene had a quick conversation with David Spicer today who had spoken with Mark Butoner (?) who is from the Water Resource Department in charge of this area and will be at the next meeting to talk about it; thinks we should protest also.

BB – Motioned to table until April 8th; seconded by JW 4-1 (LY)

Teresa asked if we could find someone to come speak to us and give us some information so we can make an informed decision. Bert commented that this is important to us and didn't know who we would contact but thought we at least needed to get a hold of someone at the County level; people with interest in this & see if there isn't some other procedure we can go through to take a stand on this besides just filing a protest. There was discussion regarding who we should contact to come give us the information; LaRene suggested the Water Resource Department, Amargosa Toad Working Group, Yucca Mountain.

b. Action – Discussion and possible decision to purchase July 4th fireworks from quotes submitted in the amount of \$10,000 with the BVFD paying 50% and remaining 50% coming out of tourism & promotion

LY – Motioned to approve; seconded by JW

During further discussion Teresa commented on the recent expenses from the Chamber that the County decided wasn't Tourism spending and asked if this was something we would run into with on this item. Bert replied that was a totally different thing as the fund 290 is not money we collect & keep but money fed back from the State specifically for tourism. Teresa wanted to make sure with what had happened with the Chamber wouldn't happen with this; she was assured that this wouldn't happen.

Mike called for the vote 5-0

c. Action – Discussion and possible decision on funding request for 13 students who qualified for National FCCLA (Family Career & Community Leaders of America) competition and leadership conference in Nashville, TN in the amount of \$5,000.00 – Julie Moen

Julie Moen gave a brief explanation of the group of students in the audience, the teams they are on and what each team represented. LaRene asked the students which ones had saved money working or doing odd jobs for this project. Idhaly Flores (Culinary Team) replied that they had raised money for the State Competition. LaRene asked when the event was and Idhaly replied that it was in the beginning of July. LaRene wanted to know if they had fundraisers planned between now & July and Julie Moen replied that they did. Julie went on to state that the breakdown of this event was that approximately half of the students cost (roughly \$1800.00 per student) will come from students; whether this comes from students jobs or parents responsibility. The remainder of this they are looking at fundraising and/or donations. The fundraisers they do are the Pro-Start (Catering) activities at the school with a lot of that profit going to getting the students to Nationals, have car washes, dinners and those different kinds of things. The students will be working and working hard to get here. LaRene asked what fundraisers they have planned and Julie replied that right now they just got back from their State Level competition and she doesn't have the specific dates at this point. Julie continued saying that in the past they have worked with the Lion's Club, the Beatty Fire Department event (coming up), will have several car washes and then do what they need to do to get where they need to go. LaRene wanted to know if all the students were graduating this year; Julie had the graduating students raise their hands. LaRene asked those students who weren't graduating this year to come back after the event and tell the Board what they had learned; the students agreed that they would. Mike commented that prior to coming to this meeting he was prepared to table this item until we received some back up; any time we expend funds we need to have some idea of what's going on. When he came in Janet had the back up but he didn't get a chance to read it all; read last year's back up that was presented and it was good. Teresa commented that she went with the students last year and this year to the competition and it is probably the single most valuable competition that the students in our school participate in. It's amazing what they go through to prepare and most of it is done independently as there's not a class on Parliamentary Procedures or Interior Design; many work

independently to prepare for this competition/project with teacher's assistance. It's the kid's and the teacher's own personal time. Teresa can't speak highly enough of the program and up until a few years ago was unaware of it but it really is an amazing program for the kid's. In addition to this Teresa stated that her daughter is in this competition but wasn't last year so Teresa will be abstaining from the vote. LaRene wanted to congratulate everyone and commented that the displays in the back were really nice.

LY – Motioned to approve

Joe suggested, as they say they will have fundraisers between now & the time they go, that the Board hold off on this and they come back to us the first meeting in June; after the fundraisers maybe the Board can make up what's lacking. Julie replied that with all respect they have to have all of their payments in by the end of May so basically they have 2 ½ months. LaRene asked Joe if the Board would make up the difference after their fundraisers even if it's over \$5000.00 because we can't spend over that without going to the Commissioners; Joe replied no and that they might make it all up with their fundraisers. LaRene wanted clarification as to the set up for each student; this was explained and discussed. Joe commented that it was just a suggestion and if you want to give them all the money now...LaRene thought it was a good idea if the fundraisers pay for more than what we would give them it would reduce the \$5000.00 amount. There was discussion regarding the fundraising efforts and making over what they expect with regards to the amount they are asking for. Mike suggested that the Board guarantee giving them \$5000.00 (up to) today and if they don't need it...this way you'll (Julie) have peace of mind. LaRene asked if we needed a motion and Janet replied that LaRene had already made one and needed to rescind.

LY – Rescinded her previous motion and made a motion that we guarantee the FCCLA up to \$5000.00 with the understanding that if they have fundraisers and come up with the money the BTAB will give something less than the \$5000.00; seconded by JW

During further discussion Janet voiced her concern with the fact that they needed to have everything paid for by the end of May and when will they find out how much money they need; it will take 10-14 days for them to get a check from the County once the voucher is submitted. Janet wanted to know if she was submitting a voucher for \$5000.00 and if FCCLA was guaranteeing that they will return any unused money back to the Town or are we going to wait until they come up with their final number and the difference is submitted. Bert replied that this was a good point. Janet stated that it wasn't like Julie could come up on one day stating the amount needed and get a check written right then. Janet suggested that if the Board wants to go this way that we get the \$5000.00 check cut so they (FCCLA) can meet their end of May deadline and then it would be the honor system; raise more money reimburse the difference to Town. LaRene didn't have a problem with that but they needed to come back and show us what they raised; report back to show us some good faith effort to earn money.

LY – Rescinded her motion and would like to make another one that Janet is going to state.

Janet stated that the Board approves supporting the FCCLA up to \$5000.00, the FCCLA will come back to the Board with all of the results of their fundraising efforts and in the event they don't need all of the \$5000.00 the FCCLA will reimburse the Town Board for the difference.

Bert had a question...Janet interjected by saying that Joe needed to rescind his second. Bert stated that if we were going to make another separate motion we need to specify that we are going to put the \$5000.00 up front and any excess they don't need will be refunded rather than the way we made the motion.

Janet rescinded Renie's (LaRene) motion and motion to approve the \$5000.00 with the money put up front with the understanding that any monies not needed will be returned to the Town Board. Joe rescinded his second from before and seconded this motion.

LaRene asked the students to stand up and introduce themselves before the vote was made (see attached list).

Mike called for the vote 4-0-1 (TS)

9 Adjournment

Joe motioned to adjourn at 7:10 pm

Teresa wanted to re-open Board Member Comments. She continued saying that she wanted to mention an article in the Las Vegas Review – Journal regarding El Sueno and some comments made. Teresa didn't think the comments made by Mike as a Town Board Chair accurately reflect the position of the Town Board. She doesn't know exactly how to correct that but the comment made was that 'Ringle isn't going to win any awards from Community Leaders'; didn't think this was a fair statement as there had been no discussion regarding that. Another comment made by Mike, 'the Board has not seen any plans for El Sueno and doesn't believe it will'; we haven't seen any plans but the rest we don't know. Teresa continued with Mike's comments, 'legally I'm not sure if he has to bring any plans before the Board. Ed just does what he wants until somebody stops him. His pretty progressive in this Town, he's sunk a lot of money into Beatty, he's provided many jobs but I don't think he's well liked'. Teresa has some concerns about these comments and as Board members we need to be incredibly careful about what we say when we represent this Board; they had identified Mike as Chairman of the BTAB. Teresa stated that some how we needed to fix this. Mike replied to the comments Teresa made by stating that he was extremely careful with what he says and that he never said that as a Board member; said as a personal opinion. Mike continued saying that everything he said was totally true. Mike was asked because they called the Town

Office and Janet told them to call the Chairman. Mike wasn't speaking as the Chairman even though that's the way it sounded; this was his personal opinion. Mike continued saying that he had talked with this guy (reporter) for 15 minutes and he put down maybe a minute and a half; didn't speak as a Chairman but as a resident of Beatty and he knew that. Teresa replied that he called the Town Office and he was referred to the Chairman of the Board and that's who he talked to. Mike stated that Keith Kearns is the one who had these people come out and he was very upset by a lot more than what was said by me; there was a lot said by a lot of people. Teresa interjected saying that she didn't care about anybody else and that Mike was representing all of us here when you speak as a Town Chair. Mike replied that all he could tell Teresa was that he wasn't representing the Town when he made those statements. Teresa replied that he was identified as 'the Beatty Town Advisory Board, Chairman' and he called the Town Office looking for the Chair then you do represent the Town. Mike stated that was his personal opinion on that and he knew that. Bert commented that he had talked to Keith and they had discussed the whole thing. It is Bert's personal opinion and he believes any fair minded individual's opinion that the entire project was not portrayed in a favorable light. It wasn't just comments that Mike made...Teresa interjected saying that was irrelevant. Bert stated that if we were going to discuss this we needed to talk about both sides of it and he let Teresa talk so she needed to let him talk. Bert continued saying that this appeared on the Review Journal website and he went back 24 hours later and read 32 very derogatory comments on this article. The tone of the article itself wasn't a PR piece for El Sueno it was more negative than positive. In speaking with Keith Kearns he had no complaint about what Mike had said (did have some about the rest of the stuff) but in the discussion one thing that caused it to be in a negative light was that we had a lot of differences of opinion and differences of attitude when it comes to Ed Ringle's properties, operations & the whole nine yards. Bert stated that he didn't know what the reporter was doing and that Keith had told him that they went and got him and brought him up here then took him back. If anybody was going to slant an article you would have thought it would be toward the El Sueno; have no doubt the reporter took some of Mike's comments that he wanted to put in there and not all of what Mike said. Bert read the entire article several times and didn't see where Mike said anything that was wrong. Mike replied that he actually complemented Keith. Teresa stated that it wasn't about how anybody else feels it's about the fact that we, as a Town Board, have not discussed this in any fashion so to speak as the Town Chair (who he called) you speak for everybody here; have a personal opinion Teresa doesn't have a problem with. Since there were no discussions and nothing regarding this other than a brief presentation by Keith it's not fair to say he's not liked by people or to say that he's not going to win any awards from community leaders. Mike replied that, that wasn't even his terminology and he never even said that. Bert interjected saying that Teresa believed the RJ reporter over the Chairman of this Board. LaRene suggested we have Mike write the RJ and ask for a correction. Mike replied that since Teresa is not satisfied with that she can talk to the reporter and find out exactly what the reporter said; Mike spoke as a 30 year resident of Beatty not as Chairman. This exchange continued for 5 minutes with Teresa wanting Mike to correct this and Mike replying that there was nothing to correct. The reporter had the whole thing in perspective and if he took it out of perspective to put it as an article that was his business and if Teresa wanted to believe this that was her problem. Teresa commented that she had no doubt that things get skewed in newspapers and it happens frequently which is why we have to be... Mike interjected asking Teresa why if she had any complaints or concerns about this she didn't see him prior to the Board meeting as it would have been real easy. Teresa replied that she thought it needed to be addressed here because she wanted people to know that it doesn't represent the thinking of this entire Board.

JW - Left at 7:17 pm

BB - Motioned to adjourn at 7:18 pm; seconded by LY 4-0

9-14-99

BEATTY TOWN ADVISORY BOARD
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Laurence stated the radio station was installed three years ago. The FCC has been slow and not giving us another frequency for the Spring Mountain site. The technician involved in this said we needed to write a letter to a higher official. Mike stated he understood this is the second frequency we have asked for as the first one interfered with KHVK out of Tonopah. Laurence ask for a motion. "Skinny" motioned to approve. Jerry seconded. All approved.

DISCUSSION AND DECISION ON PURCHASING A COMMERCIAL WET/DRY VAC FOR THE COMMUNITY CENTER

Laurence said we have been having problems in getting our floor strip and waxed. A wet/dry vacuum helps in picking up the striped wax. The companies we have had in the past do not meet Mary's standards. Mary and Jim are now doing this job. Jerry motioned to approve. Mike seconded. All approved.

DISCUSSION AND DECISION ON HOLDING TWO BEATTY TOWN ADVISORY BOARD MEETINGS PER MONTH

Laurence stated three signatures are needed on the vouchers, which is a quorum. To do this legally we need to be in a meeting. It was the consensus of the board to try and hold the second meeting of the month to a minimum. The second meeting of the month will be held on the fourth Tuesday. Laurence said committee reports would be on the first meeting of the month. "Skinny" motioned for the second meeting to be on the fourth Tuesday at 7:00 P.M. Mike seconded. All approved.

DISCUSSION AND DECISION ON FUNDING A DIESEL TUNE-UP FOR THE GRUMMAN FIRE TRUCK

Mike Lasorsa stated the Grumman Fire Truck, which is the first fire truck we purchased is still operational, needs a tune-up. The quote, from Caterpillar Equipment, was estimated at ten hours for \$670.00 plus parts. If the injectors are bad it could cost \$2,000.00. Our request is for \$2,000.00. Bert motioned not to exceed \$2,000.00. Mike seconded. "Skinny" voted no. Jerry voted no. "Skinny" motioned to allow up to \$4,000.00, if needed, so we can get this truck back on line as soon as possible. Jerry seconded. Discussion—Bert said we are not talking about repairing a truck but a diesel tune-up, to an existing functional truck. I still maintain \$2,000.00 will be enough money for a tune-up. Discussion ensued on the tune-up and the cost if additional work is needed. Laurence said we have a motion on the floor for approval of up to \$4,000.00 for the tune-up and injectors if needed. Jerry seconded. "Skinny" approved. Jerry approved. Mike opposed. Bert opposed. Laurence abstained. Mike said the original motion of \$2,000.00 was acceptable. Bert said he would re-submit his original motion. Mike seconded. All approved.

DISCUSSION AND DECISION ON REQUEST FOR THE BEATTY TOWN SECRETARY TO PERFORM ALL CLERICAL DUTIES FOR THE BEATTY VOLUNTEER FIRE DEPARTMENT

Mike explained Bill Sullivan has resigned as Fire Chief and at the present time there are no officers that want to be Fire Chief. The fire department needs vouchers signed and Mary said she would be willing to take care of this. Mike said Karen has been taking care of this. "Skinny" made a motion to accept taking over the clerical duties for the fire department. Bert seconded. All approved. Mike read the fire department ordinance and stated they would try to get the issue resolved with a fire chief.

DISCUSSION AND DECISION ON FUNDING MONIES FOR HARMON FORSYTH TO ATTEND THE NEVADA LOW-LEVEL NUCLEAR WASTE SHIPPING ROUTES CONFERENCE, HELD IN ELY

**Local Youth who have qualified for FCCLA National Leadership Completion
(Nashville, TN, July 12-16th, 2009)**

(Each of the following competitors score the highest in their division at the state competition in order to qualify for competition at the national level)

Parliamentary Team-Senior Division (Silver):

Tony Dare
Heather Dunsterville
Danielle Henderson
Elizabeth Moen
Andy Powell
Darian Venezia
Lenzy Williams

Culinary Team-Occupational Division (Silver)

Eddie Amao
Idhaly Flores
Nichole Stucker

Interior Design-Senior Division (Gold)

Elizabeth Moen

Applied Technology-Senior Division(Silver)

Darian Venezia

Career Investigation-Senior Division (Gold)

Jennifer Mutz

Life Event Planning-Junior Division(Gold)

Lacey Reed

*Recycle & Redesign
Kaci Schroeder*