

NEVADA ASSOCIATION OF COUNTIES (NACO)

Board of Directors' Meeting

January 31, 2025, 9:30am

NACO Conference Room

304 S. Minnesota Street

Carson City, NV 89703

NOTICE TO THE PUBLIC:

The public may provide public comment in advance of a meeting by written submission to the following email address: info@nvnaco.org For inclusion or reference in the minutes of the meeting, your public comment must include your full name and be submitted via email by not later than 3:00 p.m. the day before the meeting.

The public may also join the meeting via remote access and provide verbal public comment during designated times by using the provided [Microsoft Teams Link](#).

AGENDA

NACO Board members may attend via remote technology from other locations. Items on the agenda may be taken out of order. The NACO Board may combine two or more agenda items for consideration. The NACO Board may remove an item from the agenda or delay discussion relating to an item on the agenda at any time.

Call to Order, Roll Call and Pledge of Allegiance

1. Public Comment. **Please Limit Comments to 3 Minutes.**
2. Approval of Agenda. **For Possible Action**
3. Investiture of the 2025 NACO Officers.
4. NACO President's Report.
5. NACO Executive Director's Report.
6. Approval of Minutes of December 13, 2024, NACO Board of Directors Meeting. **For Possible Action**
7. Discussion of NACO's 2025 Federal Priorities.
8. Discussion and Possible Approval Regarding the Appointment of April Becker, Clark County Commissioner, to the Nevada Commission on Nuclear Projects. **For Possible Action**
9. Discussion and Possible Approval Regarding the Re-Appointment of Abigail Yacoben Chief Financial Officer, Washoe County, to the Committee on Local Government Finance. **For Possible Action**
10. Introduction, and Update Regarding Intergovernmental Partnership with the Humboldt-Toiyabe National Forest from the Newly Appointed Forest Supervisor, Mr. Jon Stansfield.

11. Review and Possible Approval of the NACO 2025 County Directory. **For Possible Action**
12. NACO Legislative Committee Update Regarding the Upcoming 83rd Session of the Nevada Legislature and Discussion of Bills Affecting Nevada's Counties.
13. Approval of the Nevada Association of Counties (NACO) By-Laws. **For Possible Action**
14. **Update and Possible Action.** Regarding Public Lands and Natural Resources Issues Affecting Counties Including:
 - a. Updates from the NACO Public Lands and Natural Resources Subcommittee.
 - b. Discussion and Possible Approval of Amicus Brief Regarding Baker Ranches vs. National Park Service (NPS). **For Possible Action.**
15. Updates from Members of the National Association of Counties Board, Western Interstate Region Board, and Individual Counties.
16. Public Comment. **Please Limit Comments to 3 Minutes.**

Adjournment.

Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify NACO in writing at 304 S. Minnesota Street, Carson City, NV 89703, or by calling (775) 883-7863 at least three working days prior to the meeting.

Members of the public can request copies of the supporting material for the meeting by contacting Amanda Berg at (775) 883-7863. Supporting material will be available at the NACO office and on the NACO website at: www.nvnaco.org

This agenda was posted at the following locations:

NACO Office 304 S. Minnesota Street, Carson City, NV 89703

Washoe County Admin. Building 1001 E. Ninth Street, Reno, NV 89520

Elko County Manager's Office 540 Court Street #101, Elko NV 89801

POOL/PACT 201 S. Roop Street, Carson City, NV 89701

NACO Website: www.nvnaco.org

NEVADA ASSOCIATION OF COUNTIES (NACO)

Board of Directors' Meeting
Thursday, December 12, 2024, 9:30am
Clark County Government Center
Joshua Room – 6th Floor
500 S. Grand Central Parkway
Las Vegas, NV 89155

UNADOPTED MINUTES

Attendance: President Giomi, President Elect Andreozzi, Vice President Gardner, Past President Higbee, Churchill County Commissioner Getto, Clark County Commissioner Kirkpatrick, Elko County Commissioner Steninger, Humboldt County Commissioner Tipton, Lincoln County Commissioner Reese, Lyon County Commissioner Keller, Nye County Commissioner Boskovich, Storey County Commissioner Carmona, Washoe County Commissioner Herman, White Pine County Commissioner VanCamp and NACO Staff (Vinson Guthreau, Jennifer Berthiaume, Amy Hyne-Sutherland and Amanda Berg)

The meeting was called to order at 9:33 a.m.

1. **Public Comment.** None was given.
2. **Approval of Agenda.** The agenda was approved on a motion by Past President Higbee with second by Commissioner Tipton.
3. **NACO President's Report.** President Giomi thanked Commissioner Kirkpatrick and Clark County for hosting the meeting noting that it would be his last full meeting as President, reminding the Board that the 2025 officers would be sworn in at the beginning of the January meeting. President Giomi remarked on the quality of NACO as an organization and discussed the importance of Nevada's diverse counties coming together to benefit the State as a whole. He discussed the robust agenda and noted that Vince had been working hard on the budget including effective communications with the Board prior to the meeting and looks forward to continued work on the initiatives started during his term as President.
4. **NACO Executive Director's Report.** Vinson echoed President Giomi's thanks to Clark County for hosting the meeting, reminding the Board that the Association hosts two meetings each year outside of Carson City. He remarked on the Association's busy year, including the review of the By-laws and the 100th NACO Anniversary. Vinson informed the Board that the State is working on changing the local government records retention schedule and that they would be looking to work with county staff on the updates. He also informed the Board that NACO had partnered with the League of Cities and Extension on the bi-annual newly elected officials training that would be held on January 24th in Reno, encouraging the Directors to share the information with their newly elected colleagues. Vinson concluded his remarks by informing the Board that the New Commissioner Handbooks had been sent out.
5. **Approval of Minutes of November 22, 2024, NACO Board of Directors Meeting.** The minutes were approved as presented on a motion by Commissioner Kirkpatrick with second by Vice President Gardner.

6. **Approval of NACO Resolution 24-05 Recognizing January 2025 as National Radon Month.** President Giomi read the Resolution into the record, and it was approved on a motion by Commissioner Reese with second by Commissioner Getto.
7. **Presentation Regarding Bureau of Land Management (BLM) and Update on the Southern Nevada Public Land Management Act (SNPLMA), Including the Affordable Housing Program, Ronald R. Mobley, Special Legislation Program Manager, BLM Nevada.** Mr. Mobley gave the Board an overview of the legislation governing the Act including the boundaries for the lands available for disposal and how the revenues are dispersed. Commissioner Reese inquired about the use of revenues for parks, trails and other outdoor recreational uses and Mr. Mobley clarified that there are several categories that funding can be utilized for. Commissioner Kirkpatrick requested that the Board be sent the categories and application criteria, Mr. Mobley stated that he will send the category information and the Round 20 criteria but noted that criteria can be changed based upon information from subject matter experts. President Elect Andreozzi inquired as to which counties qualify for funding under the Act and Mr. Mobley stated that while not all counties are eligible for project funding, all counties are eligible to request disposal lands for affordable housing projects under Section 7b of the Act. He continued with the definition of affordable housing in the act and noted that all current land identified for affordable housing is within the Las Vegas Valley, and that all lands sold to date and those to be sold in the foreseeable future were and would be done at \$100/acre. Mr. Mobley discussed the social benefit of using disposed land for affordable housing vs. the costs associated with parks, trails and other approved uses of Act funds and current BLM procedures and requirements for land disposal/sale requests. Vice President Gardner inquired as to if there are deed restrictions placed on the lands sold to developers. Mr. Mobley stated that there have been requirements placed on the lands for 15 to 40 years that they be used for affordable housing. However, he did note that those restrictions have created issues for project financing and that tax credits and other incentives are being investigated in lieu of deed restrictions. Commissioner Kirkpatrick noted that under new rules 80% of the land used by a developer in a for-sale project must remain as affordable housing in perpetuity. President Giomi inquired as to the difference between land purchases by a non-profit vs. a for-profit developer and it was clarified that only 10% of lands acquired for profit could be used for market value sales. Mr. Mobley concluded his presentation by giving the Board an overview of the process timeline and the projected project nominations for 2025. President Elect Andreozzi stated that the program is a good opportunity and indicated incentivizing the disposal of land with complete infrastructure would be welcome. Commissioner Kirkpatrick commented on the shortage of housing for NHP and NDOT workers and discussed the potential amendment of current land leases to address the issue. Mr. Mobley stated that the State agencies are currently working on the issue. Cross jurisdictional issues, shortages of contractors, childcare and other barriers were also discussed. The use of the NACO Public Lands Committee was discussed to support requests for land disposal was also noted. President Giomi inquired as to if the SNPLMA process was faster than a lands bill and Mr. Mobley replied that it is. Commissioner Kirkpatrick also requested that maps be provided that show disposal lands available by county. Vice President Gardner thanked Commissioner Kirkpatrick for her continued support of the rural counties and expressed concern with available lands outside of existing infrastructure boundaries. Commissioner Kirkpatrick noted that those issues open opportunities for special improvement districts and Mr. Mobley clarified that land must be developed within five years or they would revert to BLM. Governor Lombardo's focus on rural issues was discussed and at the request of Mr. Mobley, Clark County Community Housing Administrator, Dagny Stapleton noted that

Nevada Rural Housing is well versed in rural housing challenges and reiterated that deed restrictions are placed by the county, not BLM.

8. **Final Discussion and Approval of the NACO Annual Budget for 2025.** Vinson reminded the Board that the proposed budget was presented in November and questions regarding the budget were requested at that time, he also reminded the Board that NACO runs on a calendar fiscal year. He directed the Boards attention to the budget descriptions included in the agenda packet and noted the streamlining of the various components in the county dues assessments. Vinson also drew the Board's attention to the year over year comparison also included within the agenda packet. Commissioner Kirkpatrick noted that the increased PERS assessment was not included in the November presentation because the State had not released it. Vinson stated that the non-public safety increase would be 3% but would not go into effect until July. He also noted that he would be looking to cover that increase with cost savings but would bring an augmentation to the Board for approval if necessary. The 2025 NACO Budget was approved on a motion by Past President Higbee with second by Vice President Gardner.
9. **NACO Legislative Committee Update Regarding the Upcoming 83rd Session of the Nevada Legislature and Discussion of Bills Affecting Nevada's Counties.** Jennifer thanked the members of the Legislative Committee and reminded the Board of the bills filed on behalf of NACO and their current location within the legislative process. She informed the Board that of the 166 bills filed at the time over 60 were being tracked. Jennifer discussed the deadline for the submission of Member BDR's on December 12 and noted that staff would be continuing to monitor bills as they are published. She noted that the next Committee meeting would be in January and that weekly meetings would begin in February. President Giomi expressed concern with AB33 which would add an inspector general position at the Controller's office and about SB2 which would make negotiations with bargaining units public and the effect that would have on local governments. Vice President Gardner expressed concerns with AB14 regarding qualified electors.
10. **Update from NACO Public Health Coordinator, Including Presentation and Discussion of Year-End Summary of Activities.** Amy directed the Boards attention to the document included in the agenda packet and reviewed the highlights of the work completed on behalf of the Board in the public health arena. She discussed the completion of the Foundational Public Health Assessment project informing the Board that the final report is available, and encouraging its use in strategic planning activities in the HHS realm. Amy discussed behavioral health initiatives, the support provided on SB118 projects, and Opioid needs assessments. Amy discussed NACO's participation in the State-run statewide Behavioral Health Emergency Response assessment. The project falls within the purview of DPBH, which hired Black Swan Consulting. NACO and other members of the project workgroup emphasized the importance of working with DEM, as local EMs and LEPCs would be instrumental in implementation of any plans. The assessment is mandated through the federal Bipartisan Safer Communities Act. . Amy discussed the workshop on local public health governance held in August, noting that the supporting materials and the workshop recording can be found on the NACO website, and other conferences she had attended on behalf of counties. She also directed the Boards attention to the re-entry initiatives document included in the agenda packet in compliance of 2023 legislation when the counties could expect to begin seeing Medicaid reimbursements for those services provided. Amy also discussed technical support for counties for Medicaid billing and Commissioner Kirkpatrick noted that she had requested one person for every three counties, but it was noted the current State model is for a shared system. Vinson concluded

the item by informing the Board that he would research the statutory support requirements included in AB389.

11. Final Update from Nevada Association of Counties (NACO) By-Laws Subcommittee.

Jennifer drew the Boards attention to the document included in the agenda packet and informed the Board that per the existing By-Laws, the draft would be submitted to each county's Board representative and a vote on the updates will occur at the January NACO Board meeting.

12. Honor Outgoing Nevada Association of Counties Board Members. The resolution was read into the record by President Giomi. He then noted that while she is not currently a Board member, White Pine County Commissioner Carson will be sorely missed and that her level of institutional knowledge is not easy to replace. Commissioner Kirkpatrick stated that she greatly appreciates the friendships formed at NACO and noted that those leaving the Board can remain involved through the Emeritus Committee. President Elect Andreozzi and Vice President Gardner also expressed appreciation for the outgoing members and loss of institutional knowledge. Vice President Gardner also discussed the county visits Past President Higbee made during his Presidential year. The resolution was approved on a motion by Commissioner Kirkpatrick with second by Commissioner Tipton. Vinson concluded the item by informing the Board that copies of the resolution and gifts would be distributed to the outgoing members.

13. Update and Possible Action. Regarding Public Lands and Natural Resources Issues Affecting Counties Including:

a. Updates from the NACO Public Lands and Natural Resources Subcommittee.

Chair Tipton informed the Board that the Subcommittee discussed challenges with filling the Natural Resources Manager position and it was suggested to compare the current salary with that of SLUPAC. The Subcommittee also discussed the Cooperating Agency MOU with the BLM and it was noted that the process had stalled due to the BLM. The submission of Greater Sage Grouse protest letters and a template to help counties without Natural Resources staff was discussed as was the moving of the deadline for Amicus Brief submissions in the Baker v. Holland case at the Supreme Court. The Committee also discussed issues with the taking of water rights and received an update on the NAS Fallon bombing range expansion, specifically with the expectation that the county would assume responsibility for mitigation and infrastructure.

b. Presentation and Discussion of Year-End Summary of Activities from the NACO Public Lands and Natural Resources Subcommittee. Vinson noted that it had been a busy year in the natural resources space with Federal decisions and rulemaking and referred the Boards attention to the summary included in the agenda packet.

14. Updates from Members of the National Association of Counties Board, Western Interstate Region Board, and Individual Counties. Past President Higbee informed the Board that he had attended the NACo Summit in Sonoma County, CA and that it was informative and constructive. He also discussed the successful reclamation efforts in the area following the Paradise wildfire, noting that they were largely due to county level organization. Members of the Board gave updates on activities within their counties.

15. Public Comment. None were given

The meeting was adjourned at 11:41 a.m.



Clark County Manager's Office

500 S. Grand Central Pkwy., Las Vegas, NV 89155

Email: CCMgr@ClarkCountyNV.gov

Office: 702-455-6538 | Fax: 702-455-3558 | ClarkCountyNV.gov

January 7, 2025

Vinson Guthreau
Executive Director
Nevada Association of Counties
304 South Minnesota Street
Carson City, NV 89703

Dear Mr. Guthreau:

At the Clark County Board of County Commissioners meeting held on January 6, 2025, the Commissioners selected Commissioner April Becker to be presented to the Nevada Association of Counties Board of Directors to be placed on a nominee list to be appointed to the Nevada Commission on Nuclear Projects by the Governor of Nevada. This was done pursuant to NRS 459.0091 (2) (c).

If you have any questions, please contact Katie Walpole in my office at (702) 455-3226 or at Kathleen.Walpole@ClarkCountyNV.gov.

Sincerely,

A handwritten signature in black ink that reads "Les Lee Shell".

Les Lee Shell

Deputy County Manager

cc: Commissioner April Becker

Katie Walpole, Principal Management Analyst, Clark County

Abigail C. Yacoben, CPFO
abbeyacoben@gmail.com
(207) 504-0007

1200 Dream Bridge Drive
Las Vegas, Nevada 89144

7711 Sky Vista Parkway
Apartment #3624
Reno, Nevada 89506

Objective: To serve on the Nevada State Committee on Local Government Finance in order to enhance local governments' understanding of and adherence to Nevada Revised Statutes Chapters 350 and 354 and assist with Statewide public policy direction

Key Skills: Leadership, policy creation, contract negotiations, personnel management and mentoring, project management, procurement, debt issuance, budgeting, public and internal presentations, forecasting and financial reporting

Experience:

10-2022–Current **Washoe County, Nevada**

Chief Financial Officer

Accomplishments: As I am so new, I will leave this blank until for an evaluation cycle.

- Countywide strategic planning, benchmarking and reporting to Commission and public stakeholders
- \$1.0 billion annual budget
- Upcoming project – budget software implementation
- Financial reporting – Annual Comprehensive Financial Report
- Personnel management, mentoring and coaching (team of 37)

3/2017-10/2022 **City of Las Vegas, Nevada**

Deputy Finance Director/City Treasurer

Accomplishments: Modernization of budget process and implementation of new software in addition to new five and ten-year forecasting models, cost allocation rates and accurate comprehensive fees

- Cost allocation plan and comprehensive fee study
- Codification of procurement benchmarks and goals
- Department-wide performance measurement
- \$2.0 billion annual budget
- Five and ten-year financial forecasts based on varied methodologies
- Internal service funds rate calculation
- Project management (Oracle Hyperion budget software implementation)
- Financial reporting – Annual Comprehensive Financial Report
- Personnel management and coaching

1/2015-3/2017 **City of Avondale, Arizona**

Finance and Budget Director

Accomplishments: Calculation of and eventual council adoption and implementation of new sewer and water rates without protests

- \$204 million budget and financial statements (both GFOA award-winning)
- Transparency - council presentation and public workshops
- Managed a team of 28
- Coached and mentored two new managers on the Finance and Budget Team
- Financial compliance (federal, state and local)
- Utility (water and sewer) rate calculation and successful public presentation and implementation
- Strategic planning core team
- Various bond issues

4/2009-1/2015 **Town of Freeport, Maine**

Finance Director/Treasurer

Accomplishments: Achieved two bond rating agency credit rating increases related to management ending at a AAA rating in addition to preparing and winning the town's first GFOA distinguished budget presentation award

- Tax increment financing district accounting and compliance
- Budgeting and financial reporting (Town's first GFOA award)
- Policy development and public presentation

- State legislative process and policy
- Investment management
- Various bond issues (including two rating increases)
- Benchmark reserves to ideal levels and justify to Council
- Policy development and successful presentation to the Council and public

12/2006-4/2009 **City of Bath, Maine**

Finance Director/Treasurer/Tax Collector

Accomplishments: Prepared City's first winning GFOA distinguished budget presentation award, successful sewer rate increase after several years

- Tax increment financing district accounting and compliance
- Budgeting and financial reporting (City's first GFOA award)
- Investment management
- Various bond issues

9/2004-12/2006 **Village of Richton Park, Illinois**

Finance Director

Accomplishments: Successful implementation of new accounting software, prepared Village's first winning GFOA budget presentation award, implementation of GASB 34 accounting and financial reporting (Tier 3 government)

- Budgeting and financial reporting (Village's first GFOA award)
- Implementation of GASB 34 accounting and financial reporting
- Implementation of MSI accounting software
- Union negotiations

4/2003-9/2004 **Village of Forest Park, Illinois**

Finance Director

Accomplishments: Implementation of GASB 34 accounting and financial reporting (Tier 2 government)

- Budgeting and financial reporting
- Tax levy preparation and adoption by governing body
- Monthly financial reporting to elected officials
- Negotiated line of credit with bank to accommodate cash flow fluctuations
- Union negotiations

10/2000-4/2003 **Illinois Fraternal Order of Police Labor Council**

Field Representative

Accomplishments: Negotiated several above-market wage increases, improved labor relations in order to achieve successful contracts for both labor and management

- Represented 35 bargaining law enforcement bargaining units during negotiations
- Represented union members during grievances, discipline and mediation as necessary
- Maintained positive and effective relationships with employers

Community: **Government Finance Officers Association**, member, Committee on Governmental Budgeting and Fiscal Policy, 2021-current

Nevada State Infrastructure Bank, member, 2018-2022

Maine Civil Service Appeals Board, member 2012-2014

Maine Labor Relations Board, alternate public member, 2013-2014

InforME Board, municipal representative, 2008-2014

Maine Municipal Association Legislative Policy member, (Shared Seat in Senate District 10)

West Bath Board of Selectmen, 2009-2013 (Chairman from July, 2011-June, 2013)

West Bath Board of Selectmen Annual Award for Public Service 2014

Government Finance Officers Association, member

Education and Certification:

2014 CPFO Certification #557

2001 Master's in Public Policy University of Chicago Harris School of Public Policy Studies

1997 B.A. University of Chicago Environmental Studies

1994 High School Diploma Waynflete School, Portland, Maine

1993 Harvard University Academic Summer School Program

Jon Stansfield Named Humboldt-Toiyabe National Forest Supervisor

Release Date: Nov 29, 2023

Contact(s): Crystal Young 405-714-0727

Ogden, Utah - Intermountain Regional Forester Mary Farnsworth selected Jon Stansfield as Forest Supervisor for the Humboldt-Toiyabe National Forest. Stansfield will replace William Dunkelberger, who will retire late December 2023.

“We are excited Jon accepted the position to lead the Humboldt-Toiyabe National Forest,” said Farnsworth. “His extensive experience in fire, fuels reduction, and the multiple uses of national forest system land will help the forest continue to succeed in achieving the Forest Service mission.”

Stansfield started his U.S. Forest Service career in 1999 in timber management on the San Juan National Forest in Colorado. While in Colorado, he transitioned to Fire and Aviation Management as an assistant engine foreman and hazardous fuels crew leader.

In 2003, Stansfield accepted a position as a fuels technician on the Modoc National Forest in California. In 2009, he was promoted to forest fuels program manager then moved shortly after in the same role for the Uinta-Wasatch-Cache National Forest. He became district ranger on the Pleasant Grove Ranger District in 2012. Stansfield served as district ranger on the Mark Twain National Forest’s Poplar Bluff Ranger District beginning in 2016. He was selected as the deputy forest supervisor for the Humboldt-Toiyabe National Forest in December 2020.

Stansfield has a Bachelor of Science in Forestry from Colorado State University. He lives in Spanish Springs, Nevada, with his wife Candice, a nurse practitioner for the Veterans Health Administration, and their dogs, Hazel and Belle.

“It’s the highest honor of my career to represent the world-class employees of the Humboldt-Toiyabe National Forest as Forest Supervisor and share the stewardship of Nevada and California’s National Forest System lands with our State, County, Local, and Interagency Partners,” Stansfield said.

2025



DIRECTORY

Updated March 2024



304 S. Minnesota St.
Carson City, NV 89703

**NACO proudly serves as the collective voice for
Nevada county governments. Under the following
Vision Statement:**

***It is our belief that county government, being
closest to the people, has the best opportunity
to make positive change and lead our
communities into the future.***

The NACO Staff

Vinson Guthreau, Executive Director
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www.nvnaco.org

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WHY COUNTIES MATTER

PUBLIC WORKS & LAND USE	PUBLIC SAFETY	CULTURE, RECREATION, & NATURAL RESOURCES	HEALTH & HUMAN SERVICES
Highways & Bridges	Highway Patrol	State Parks	Elder Protective Services
Capital Projects	State Prisons	State Lands	Licensure Boards
Transportation Planning	State OSHA	State Water Engineer	State Health Division
Streets & Bridges*	Adult Parole & Probation	Department of Wildlife	State Health, Aging, & Disability Services
Flood Control	Homeland Security	Department of Agriculture	Birth & Death Certificates
Landfills	Emergency Management	Division of Forestry	Alcohol & Drug Programs
Planning & Zoning*	911/Emergency Communications	Environmental Protection	Nursing Home Care*
Water & Sewer Systems	Sheriff*	State Libraries & Museums	Environmental Health
Public Transportation	Constables	Athletic Commission	County Health District (Clark and Washoe)
Airports	Animal Control	Conservation	Coroner*/ Medical Examiner
Building Inspection	Fire Departments	Wildland Fire Suppression	Senior Services
	County Jails*	Weed Control	In-home Care
	Code Enforcement	Air Quality (Clark and Washoe)	Adult Day Care
	WELFARE	County Parks & Recreation	Senior & Community Centers
	Nevada Check-Up	County Libraries & Museums	Senior & Disabled Transportation
	Foster Care (Clark and Washoe)	County Fair Boards	County Public Hospitals
	Child Protective Services (Clark and Washoe)	JUDICIAL	GENERAL GOVERNMENT
	Medicaid	Supreme Court	Brand Inspection
	Indigent Medical Care*	Child Support Enforcement (Clark and Washoe)	Public Utilities Commission
	Legal Aid	District Courts*	Veteran's Services
	Public Guardians*	Juvenile Justice*	Elections*
		Juvenile Probation	Voter Registration*
		Public Defenders*	Cooperative Extension
		Justice Courts*	Economic Development
		District Attorneys*	Tax Collection
		Child Development Services*	Business License
			Public Administrators*
			Property Assessments*
			Document Recording* (e.g. Wedding Certificates and Real Property)
			County Cemeteries



State and County Service Providers

COLOR KEY

State Provided Services

Shared Services

County Funded Services

*Denotes a State Mandated Service per NRS

A YEAR IN REVIEW - 2024

Nevada's Counties - A Century of Service

The Nevada Association of Counties, representing all of Nevada's Seventeen Counties, began 2024 by honoring our past as we look to the future. This year marked a Century of Service on behalf of Counties.

Our theme was more than just a catchy slogan, each of our NACO Board meetings led with a snapshot of our Association's history. Highlights included hosting Past US Presidents, advocating for fair and equitable taxation, and serving our most vulnerable Nevadans'.

While we sought to honor our past, we are looking to prepare our association for the future, and support counties as they answer the call of delivering on the services our residents have come to expect while anticipating the needs of future generations.

NACO hosted a successful centennial celebration this year, in our State's Capital, which saw over 200 attendees. Nearly every Nevada County was represented, as we heard from past legislators, discussed better coordination with state agencies on matters that affect local governments, and we capped the entire celebration with a banquet where we honored all of our County Members for their service.

Further, NACO along with the Nevada League of Cities, welcomed the new class of legislators. Providing 16 new legislators with an overview of *Why Counties Matter*, including information on local services, resources to legislators along with insight on local fiscal matters. We also highlighted ways that the state legislature and local government can work together on matters of importance to the State.

NACO worked to submit four bill drafts to the legislature. They range from policy asks on increased local engagement regarding renewable energy projects, as Nevada grapples with the new energy economy, addresses and streamlines public records requests, protects constituent privacy and brings consistency to our qualified electors' process.

NACO continues to support and provide resources for our 100% county membership, including completing a statewide, community driven public healthcare workforce study. We continue to provide interim support on Indigent defense, county funding, emergency response, land use and bringing equity to local elected official compensation.

We also worked to address a litany of federal rulemakings that would have had major impact on county governments across Nevada. Making sure our county membership has a seat at the table during these important federal land management decisions.

We also created a NACO Health and Human Services Manager position. Given the changing dynamics of local service delivery on the Human Services front, this will allow NACO to provide additional support to our Human Service Administrators, educate policymakers on the local role of County Human Services and develop robust ongoing relationships with state agencies and legislators.

NACO staff will continue to visit counties to share NACO programs and advocacy. NACO is proud of the collaboration, leadership, and accomplishments of our member counties this year. We are looking forward to rolling out dynamic cost saving and efficient administration programs that benefit our counties and provide overall good governance at the local level.

NACO LEADERSHIP

The NACO Board of Directors is comprised of at least one Commissioner from each of our member Counties plus the President's of our Affiliate Member organizations. Clark and Washoe Counties may elect to have a second member serve on NACO's Executive Committee and an additional representative may be appointed from the counties of a current officer as well as of those Commissioners representing Nevada on the National Association of Counties Board and the Western Interstate Region Board.

OFFICERS & EXECUTIVE COMMITTEE

President

Delmo Andreozzi
Elko County

President Elect

Mark Gardner
Douglas County

Vice President

Clara Andriola
Washoe County

Past President

Stacey Giomi
Carson City

At-Large

Marilyn Kirkpatrick
Clark County

BOARD OF DIRECTORS

Stacey Giomi, Carson City
Miles Getto, Churchill County
James Gibson, Clark County
Marilyn Kirkpatrick, Clark County
Mark Gardner, Douglas County
Delmo Andreozzi, Elko County
Rex Steninger, Elko County
Fred Perez, Esmeralda County
Rich McKay, Eureka County
Ken Tipton, Humboldt County
Dee Helming, Lander County
Mike Reese, Lincoln County
Scott Keller, Lyon County
Tony Ruse, Mineral County
Ron Boskovich, Nye County
Joe Crim Jr., Pershing County
Jay Carmona, Storey County
Jeanne Herman, Washoe County
Clara Andriola, Washoe County
Janet VanCamp, White Pine County

Fiscal Officer

Alan Kalt

NATIONAL ASSOCIATION OF COUNTIES (NACo)

Board of Directors

Marilyn Kirkpatrick, Clark County
Varlin Higbee, Lincoln County

Western Interstate Region (WIR)

Rex Steninger, Elko County
Ken, Tipton, Humboldt County

Clark and Washoe Counties receive a seat on the Executive Committee as well as a seat on the Board of Directors. If the NACO President is from a county other than Clark or Washoe, they may at their discretion appoint a second member to the Board during that year. Counties with appointees to the NACo Board of Directors or WIR, may at their discretion appoint a second member to the Board.

AFFILIATE MEMBERS

NACO values the relationship with its Affiliate Members. Working together with affiliated county groups produces mutually beneficial results and fosters understanding and appreciation within local government. The following Affiliate Presidents are valuable members of the NACO Board.

ASSOCIATION OF COUNTY TREASURERS OF NEVADA

Andrew Rasor—Carson City

COUNTY FISCAL OFFICERS ASSOCIATION

Shawnyne Garren—Douglas County

NEVADA ASSESSORS ASSOCIATION

Chris Sarman— County

NEVADA ASSOCIATION OF COUNTY CLERKS AND ELECTION OFFICIALS

Lacey Donaldson—Pershing County

NEVADA ASSOCIATION OF COUNTY HUMAN SERVICES ADMINISTRATORS

Karyn Smith—Nye County

NEVADA DISTRICT ATTORNEYS ASSOCIATION

Christopher Hicks—Washoe County

NEVADA JUDGES ASSOCIATION

NEVADA SHERIFFS AND CHIEFS ASSOCIATION

Pam Delporto—Executive Director

RECORDERS ASSOCIATION OF NEVADA

Kalie Work—Washoe County

CARSON CITY

201 N. Carson Street
Carson City, NV 89701
www.carson.org



<u>OFFICE</u>	<u>OFFICIAL</u>	<u>PHONE</u>	<u>EMAIL</u>
Mayor	Lori Bagwell	283-7144	lbagwell@carson.org
Supervisor	Stacey Giomi	283-7582	sgiomi@carson.org
Supervisor	Curtis Horton	283-7073	chorton@carson.org
Supervisor	Lisa Schuette	283-7933	lschuette@carson.org
Supervisor	Maurice White	283-7934	mwhite@carson.org
Assessor	Kimberly Adams	283-7037	kadams@carson.org
Clerk/Recorder	William "Scott" Hoen	283-7333	shoen@carson.org
District Attorney	Garrit Pruyt	283-7050	gpruyt@carson.org
Sheriff	Kenneth Furlong	283-7800	kfurlong@carson.org
Treasurer	Andrew Rasor	283-7434	arasor@carson.org
City Manager	Nancy Paulson	283-7944	npaulson@carson.org
Deputy City Manager	Stephanie Hicks	283-7904	shicks@carson.org
Building	James Wentworth	283-7672	jwentworth@carson.org
Chief Financial Officer	Sheri Russell-Benabou	283-7222	srussell@carson.org
Community Development	Hope Sullivan	283-7922	hsullivan@carson.org
Fire	Sean Slamon	283-7722	sslamon@carson.org
Health & Human Services	Nicki Aaker	283-7704	naaker@carson.org
Human Resources	Jeff Coulam	283-7088	jcoulam@carson.org
Parks & Recreation	Jennifer Budge	283-7345	jbudge@carson.org
Public Works	Darren Schulz	283-7391	dschulz@carson.org
Social Services	Mary Jane Ostrander	283-7234	mostrander@carson.org

**Board meets: 1st & 3rd Thursday's
851 E. William Street**



*155 N. Taylor Street
Fallon, NV 89406*

www.churchillcountynv.gov

<u>OFFICE</u>	<u>OFFICIAL</u>	<u>PHONE</u>	<u>EMAIL</u>
Commission Chair	Myles Getto	427-7995	mgetto@churchillcountynv.gov
Commissioner	Eric Blakey	666-5757	eric.blakey@churchillcountynv.gov
Commissioner	Matt Hyde	666-5858	matt.hyde@churchillcountynv.gov
Assessor	Denise Mondhink-Felton	423-6584	denise.felton@churchillcountynv.gov
Clerk/Treasurer	Linda Rothery	423-6028	linda.rothery@churchillcountynv.gov
District Attorney	Art Mallory	423-6561	amallory@churchillda.org
Recorder	Tasha Hessey	423-6001	tasha.hessey@churchillcountynv.gov
Sheriff	Richard Hickox	423-3116	rhickox@so.churchill.nv.us
County Manager	Jim Barbee	423-5136	jim.barbee@churchillcountynv.gov
Commission Secretary	Pamela Moore	423-4092	pam.moore@churchillcountynv.gov
Comptroller	Sherry Wideman	428-1414	sherry.wideman@churchillcountynv.gov
Emergency Management	Rich Ingram	423-4188	rich.ingram@churchillcountynv.gov
Facilities, Parks & Recreation	Jorge Guerrero	423-7733	jorge.guerrero@churchillcountynv.gov
Fire	Jared Dooley	423-6521	jdooley@fallonfire.org
Human Resources	Chris Spross	428-1311	chris.spross@churchillcountynv.gov
Public Defender	Jacob Sommers	428-6054	jsommer@churchillcountynv.gov
	Wright Noel	428-6355	wnoel@churchillcountynv.gov
Public Works, Building & Planning	Randy Hines	423-7627	randy.hines@churchillcountynv.gov
Public Info. Officer	Anne McMillin	423-2266	anne.mcmillin@churchillcountynv.gov
Roads	Gary Fowkes	423-4133	gary.fowkes@churchillcountynv.gov
Social Services	Shannon Ernst	423-6695	shannon.ernst@churchillcountynv.gov

**Board Meets: 1st Thursday & 3rd Wednesday
155 N. Taylor Street**

CLARK COUNTY

*500 S. Grand Central Parkway
Las Vegas, NV 89155*
www.clarkcountynv.gov



<u>OFFICE</u>	<u>OFFICIAL</u>	<u>PHONE</u>	<u>EMAIL</u>
Commission Chair	Tick Segerblom	455-3500	ccdiste@clarkcountynv.gov
Commission Vice Chair	William McCurdy II	455-3500	ccdistd@clarkcountynv.gov
Commissioner	April Becker	455-3500	ccdistc@clarkcountynv.gov
Commissioner	James Gibson	455-3500	ccdistg@clarkcountynv.gov
Commissioner	Justin Jones	455-3500	ccdistf@clarkcountynv.gov
Commissioner	Marilyn Kirkpatrick	455-3500	ccdistb@clarkcountynv.gov
Commissioner	Michael Naft	455-3500	ccdista@clarkcountynv.gov
Assessor	Briana Johnson	455-3882	bap@clarkcountynv.gov
Clerk	Lynn Goya	671-0500	clerkm@clarkcountynv.gov
District Attorney	Steven Wolfson	671-2500	steven.wolfson@clarkcountynv.gov
Recorder	Debbie Conway	455-4336	djc@clarkcountynv.gov
Sheriff	Kevin McMahonill	828-3231	sheriff@clarkcountynv.gov
Treasurer	Ken Diaz	455-4323	jdiaz@clarkcountynv.gov
County Manager	Kevin Schiller	455-3530	kevin.schiller@clarkcountynv.gov
Deputy County Manager	Abigail Frierson	455-3530	abigail.frierson@clarkcountynv.gov
Deputy County Manager	Les Lee Shell	455-3530	LLS@clarkcountynv.gov
Deputy County Manager	Lisa Kremer	455-3530	lkremer@clarkcountynv.gov
Deputy County Manager		455-3530	
Building	Jim Gerren	455-3000	jgc@clarkcountynv.gov
Chief Financial Officer	Jessica Colvin	455-3530	jessica.colvin@clarkcountynv.gov
Emergency Management	Billy Samuels	455-5710	bsamuels@clarkcountynv.gov
Fire	Billy Samuels	455-5710	bsamuels@clarkcountynv.gov
Planning	Sami Real	455-3414	sami.real@clarkcountynv.gov
Public Works	Denis Cederburg	455-6000	dlc@clarkcountynv.gov
Social Services	Jamie Sorensen	455-4270	jsorensen@clarkcountynv.gov

**Board meets: 1st & 3rd Tuesday
500 Grand Central Parkway**



*PO Box 218
Minden, NV 89423*

www.douglascountynv.gov

<u>OFFICE</u>	<u>OFFICIAL</u>	<u>PHONE</u>	<u>EMAIL</u>
Commission Chair	Sharla Hales	782-9821	shales@douglasnv.us
Commission Vice Chair	Mark Gardner	782-9821	mgardner@douglasnv.us
Commissioner	Wes Rice	782-9821	wrice@douglasnv.us
Commissioner	Danny Tarkanian	782-9821	dtarkanian@douglasnv.us
Commissioner	Nathan Tolbert	782-9821	netolbert@douglasnv.us
Assessor	Trent Tholen	782-9834	ttholen@douglasnv.us
Clerk/Treasurer	Amy Burgans	782-9014	aburgans@douglasnv.us
District Attorney	Mark Jackson	782-9800	mjackson@douglas.nv.gov
Recorder	Shawnyne Garren	782-9025	sgarren@douglasnv.us
Sheriff	Dan Coverley	782-9900	dcoverley@douglasnv.us
County Manager	Jenifer Davidson	782-9821	jrdavidson@douglasnv.us
Assistant County Manager	Wendy Lang	782-9821	wlang@douglasnv.us
Building	Tim Davis	782-6224	tdavis@douglasnv.us
Chief Operating Officer	Kathy Lewis	782-6202	KMLewis@douglasnv.us
Community Development	Tom Dallaire	782-6230	tdallaire@douglasnv.us
East Fork Fire Protection District	Alan Ernst Transitional Fire Chief	782-9048	aernst@eastforkfire.org
Human Resources	Christine Vido	782-9860	cvido@douglasnv.us
Parks & Recreation	Brook Adie	782-5500	badie@douglasnv.us
Public Works	Philip Ritger	783-6480	pritger@douglasnv.us
Social Services	Jodi Qualls	782-9825	jqualls@douglasnv.us

540 Court Street Suite 101
Elko, NV 89801
www.elkocountynv.net



<u>OFFICE</u>	<u>OFFICIAL</u>	<u>PHONE</u>	<u>EMAIL</u>
Commission Chair	Jon Karr	738-5398	jkarr@elkocountynv.net
Commission Vice Chair	Delmo Andreozzi	738-5398	dandreozzi@elkocountynv.net
Commissioner	Brian Gale	738-5398	bgale@elkocountynv.net
Commissioner	Travis Gerber	738-5398	tgerber@elkocountynv.net
Commissioner	Rex Steninger	738-5398	rsteninger@elkocountynv.net
Assessor	Janet Iribarne	738-5217	jiribarne@elkocountynv.net
Clerk	Rebecca Plunkett	753-4600	clerk@elkocountynv.net
District Attorney	Tyler Ingram	738-3101	tingram@elkocountynv.net
Recorder	Mike Smales	738-6526	recorder@elkocountynv.net
Sheriff	Aitor Narvaiza	777-2501	elkosheriff@elkocountynv.net
Treasurer	Cheryl Paul	738-5694	treasurer@elkocountynv.net
County Manager	Amanda Osborne	738-5398	aosborne@elkocountynv.net
Commission Assistant	Michele Petty	738-5398	mpetty@elkocountynv.net
Comptroller	Susan Paprocki	753-7073	spaprocki@elkocountynv.net
Fire	Matt Petersen	738-9960	mpetersen@elkocountynv.net
Natural Resources (Asst. County Manager)	Curtis Moore	738-6816	cmoore@elkocountynv.net
Planning	Corey Rice	738-6816	crice@elkocountynv.net
Public Works	Luis Martinez	738-6816	lmartinez@elkocountynv.net
Roads	Dennis Price	738-5036	ehighway@elkocountynv.net
Social Services	Kathy Jones	738-4375	kjones@elkocountynv.net



*PO Box 517
Goldfield, NV 89013*

www.accessesmeralda.com

<u>OFFICE</u>	<u>OFFICIAL</u>	<u>PHONE</u>	<u>EMAIL</u>
Commission Chair	Rachel Holt	277-0717	rholt@esmeraldacountynv.gov
Commission Vice Chair	Mary Jane Zakas	485-3406	mjzakas@emeraldacountynv.gov
Commissioner	Fred Perez	485-3406	fperez@esmeraldacountynv.gov
Assessor	Kathleen Keyes	485-6380	kkeyes@esmeraldacountynv.gov
Clerk/Treasurer	LaCinda Elgan	485-6309	celgan@esmeraldacountynv.gov
District Attorney	Robert Glennen III	485-3652	escodaoffice@gmail.com
Recorder/Auditor	Vera Boyer	485-6337	vboyer@esmeraldacountynv.gov
Sheriff	Nick Dondero	485-6373	ecso@esmeraldacountynv.gov
Administrative Assistant	Maureen Glennen	485-3406	mglennen@esmeraldacountynv.gov
Public Works	Adrian Roberts	485-3448	escopw@gmail.com
Roads	Carl Shrider	485-3448	ecrd@esmeraldacountynv.gov
Social Services	Vacant	485-3406	

EUREKA COUNTY

*PO Box 694
Eureka, NV 89316*
www.co.eureka.nv.us



<u>OFFICE</u>	<u>OFFICIAL</u>	<u>PHONE</u>	<u>EMAIL</u>
Commission Chair	Rich McKay	237-7211	rmckay@eurekacountynev.gov
Commission Vice Chair	Martin Plaskett	237-7211	mplaskett@eurekacountynev.gov
Commissioner	Mike Schoenwald	237-7211	mschoenwald@eurekacountynev.gov
Assessor	Michael Mears	237-5270	mmears@eurekacountynev.gov
Clerk/Recorder	Kathy Bacon-Bowling	237-5263	kbowling@eurekacountynev.gov
District Attorney	Ted Beutel	237-5315	tbeutel@eurekacountynev.gov
Sheriff—Acting	Miles Umina	237-5330	mumina@eurekacountynev.gov
Treasurer	Pernecia Johnson	237-5262	pjohnson@eurekacountynev.gov
Commission Clerk	Kathy Bacon-Bowling	237-7211	kbowling@eurekacountynev.gov
Comptroller	Kim Todd	237-6128	ktodd@eurekacountynev.gov
Natural Resources	Jake Tibbitts	237-6010	jtibbitts@eurekacountynev.gov
Public Works	Jeb Rowley	237-5372	jrowley@eurekacountynev.gov
Social Services	Linda Gordon	237-5597	lgordon@eurekacountynev.gov



50 W. Fifth Street
Winnemucca, NV 89445
www.hcnv.us

<u>OFFICE</u>	<u>OFFICIAL</u>	<u>PHONE</u>	<u>EMAIL</u>
Commission Chair	Mark Evatz	623-6300	mark.evatz@humboldtcountynv.gov
Commission Vice Chair	Robert (Ken) Tipton	623-6300	ken.tipton@humboldtcountynv.gov
Commissioner	Paige Brooks	623-6300	paige.brooks@humboldtcountynv.gov
Commissioner	Ron Cerri	623-6300	rebelcreekbranch@yahoo.com
Commissioner	Jesse Hill	623-6300	jesse.hill@humboldtcountynv.gov
Assessor	Andy Heiser	623-6310	andy.heiser@humboldtcountynv.gov
Clerk	Tami Rae Spero	623-6343	county.clerk@humboldtcountynv.gov
District Attorney	Kevin Pasquale	623-6363	kevin.pasquale@humboldtcountynv.gov
Recorder	Tia Lang	623-6412	tia.lang@humboldtcountynv.gov
Sheriff	Angel Cardenas	623-6419	angel.cardenas@humboldtcountynv.gov
Treasurer	Rhona Lecumberry	623-6444	treasurer@humboldtcountynv.gov
County Manager	Don Kalkoske	623-6300	don.kalkoske@humboldtcountynv.gov
Administrative Specialist	Michelle Cook	623-6300	michelle.cook@humboldtcountynv.gov
Building	Andrew Armino	623-6322	andrew.armino@humboldtcountynv.gov
Comptroller/Auditor	Gina Rackley	623-6467	comptroller@humboldtcountynv.gov
Human Services	Denni Byrd	623-6342	denni.byrd@humboldtcountynv.gov
Planning	Betty Lawrence	623-6392	betty.lawrence@humboldtcountynv.gov
Public Works/Roads	Daniel Ferraro	623-6416	daniel.ferraro@humboldtcountynv.gov

Board meets: 1st & 3rd Monday
50 W. Fifth Street



50 State Route 305
Battle Mountain, NV 89820
www.landercountynv.org

<u>OFFICE</u>	<u>OFFICIAL</u>	<u>PHONE</u>	<u>EMAIL</u>
Commission Chair	Bryan Sparks	374-7531	bsparks@landercountynv.org
Commission Vice Chair	Dee Helming	213-0287	dhelming@landercountynv.org
Commissioner	Michael Chopp	635-2885	mchopp@landercountynv.org
Commissioner	Lamont Edgar	374-8871	ledger@landercountynv.org
Commissioner	Alicia Price	374-7632	aprice@landercountynv.org
Assessor	Lura Duvall	635-2610	assessor@landercountynv.org
Clerk	Molly Gonzalez	635-5738	landercountynv.org
District Attorney	William Schaeffer	635-5195	da@landercountynv.org
Recorder	Alexis Reiva	635-5173	recorder@landercountynv.org
Sheriff	Ron Unger	635-1100	sheriffunger@landerso.org
Treasurer	Jusdivia Johnson	635-5127	treasurer@landercountynv.org
County Manager	Bert Ramos	374-7602	bramos@landercountynv.org
Building	Colt Nelson	635-2860	building@landercountynv.org
Fiscal Officer	Laken Sullivan	635-2573	lsullivan@landercountynv.org
Human Resources	Elizabeth Macdonald	635-2885	emacdonald@landercountynv.org
Planning Coordinator	Shelby Knopp	635-2860	planning@landercountynv.org
Public Works	Don Prince	635-2728	dprince@landercountynv.org
Social Services	Tonia Bakker	635-5311	tbakker@landercountynv.org

Board meets: 2nd & 4th Thursday

50 State Route 305

*PO Box 90**Pioche, NV 89403*www.lincolncountynv.org

<u>OFFICE</u>	<u>OFFICIAL</u>	<u>PHONE</u>	<u>EMAIL</u>
Commission Chair	Janine Woodworth	962-2105	thevault712@gmail.com
Commission Vice Chair	Mike Reese	702-400-6501	mreese@lincolncountynv.gov
Commissioner	Diane Path	702-539-0926	lcommission-erdianepath@gmail.com
Commissioner	Keith Pearson	962-1407	kpearson@lincolncountynv.gov
Commissioner	Lisa Poulsen		lpoulsenlincolnnv@gmail.com
Assessor	Cyndney Dwire	962-8044	cdwire@lincolnnv.com
Clerk	Lisa Loyd	962-8000	lloyd@lincolnnv.com
District Attorney	Dylan Frehner	962-8073	lcda@lcturebonet.com
Recorder/Auditor	Amy Elmer	962-8076	aelmer@lincolnnv.com
Sheriff	Derek Foremaster	962-8080	dforemaster@lincolncountynv.org
Treasurer	Shawn Frehner	962-8074	smfrehner@lincolnnv.com
Administrative Assistant/ Grants Administrator	Denice Brown	962-8063	dbrown@lincolnnv.com
Building/Planning	Cory Lytle	962-8071	clytle@lincolnnv.com
Human Services	Amber Box	962-8084	humanservices@lincolnnv.com
Public Works/Roads	Shane Cheeney	962-8087	scheeney@lincolnnv.com

LYON COUNTY

27 S. Main Street
Yerington, NV 89447
www.lyon-county.org



<u>OFFICE</u>	<u>OFFICIAL</u>	<u>PHONE</u>	<u>EMAIL</u>
Commission Chair	Scott Keller	577-9048	skeller@lyon-county.org
Commission Vice Chair	Tammy Hendrix	463-6531	thendrix@lyon-county.org
Commissioner	John Cassinelli	461-6296	jcassinelli@lyon-county.org
Commissioner	David Hockaday	771-9848	dhockaday@lyon-county.org
Commissioner	Rob Jacobson	465-1365	rjacobson@lyon-county.org
Assessor	Troy Villines	463-6520	tvillins@lyon-county.org
Clerk/Treasurer	Staci Lindberg	463-6501	slindberg@lyon-county.org
District Attorney	Steve Rye	463-6511	srye@lyon-county.org
Recorder	Anita Talbot	463-6581	atalbot@lyon-county.org
Sheriff	Brad Pope	463-6600	bpope@lyon-county.org
County Manager	Andrew Haskin	463-6531	ahaskin@lyon-county.org
Comptroller	Joshua Foli	463-6510	comptroller@lyon-county.org
Emergency Management	Taylor Allison	463-6592	tallison@lyon-county.org
Human Resources	Colleen Unterbrink	463-6510	cunterbrink@lyon-county.org
Human Services	Shayla Holmes	577-5009	sholmes@lyon-county.org
Road Department	Dustin Homan	463-6551	dhoman@lyon-county.org
Utilities Department	David Bruketta	246-6220	dbruketta@lyon-county.org

Board meets: 1st & 3rd Thursday
Call for location 463-6533



P.O. Box 1450
Hawthorne, NV 89415
www.mineralcountynv.us

<u>OFFICE</u>	<u>OFFICIAL</u>	<u>PHONE</u>	<u>EMAIL</u>
Commission Chair	Larry Grant	945-2446	ccc@mineralcountynv.org
Commission Vice Chair	Tony Ruze	945-2446	cca@mineralcountynv.org
Commissioner	Andrew Townsend	945-2446	ccb@mineralcountynv.org
Assessor	Kevin Chisum	945-3684	kchisum@mineralcountynv.org
Clerk/Treasurer	Teresa McNally	945-2446	clerk-treasurer@mineralcountynv.org
District Attorney	Jaren Stanton	945-3636	jstanton@mineralcountynv.org
Recorder/Auditor	Cindy Nixon	945-3673	recorder@mineralcountynv.org
Sheriff	William Ferguson	945-2436	bferguson@mineralcountynv.org
Building	Stephanie Flow	945-3671	sflow@mineralcountynv.org
Comptroller	Hillary Womack	945-0706	hwomack@mineralcountynv.org
Emergency Management Fire	Chris Lawrence	945-0728	firechief@mineralcountynv.org
Public Works	Dennis Bunch	945-3897	mpublicdir@att.net

*PO Box 153
Tonopah, NV 89049
www.nyecounty.net*



<u>OFFICE</u>	<u>OFFICIAL</u>	<u>PHONE</u>	<u>EMAIL</u>
Commission Chair	Ron Boskovich	277-0066	reboskovich@nyecountynv.gov
Commission Vice Chair	Debra Strickland	513-8491	dlstrickland@nyecountynv.gov
Commissioner	Ian Bayne	537-8461	ilbayne@nyecountynv.gov
Commissioner	Bruce Jabbour	277-0333	bjabbour@nyecountynv.gov
Commissioner	John Koenig	537-7528	jkoenig@nyecountynv.gov
Assessor	Sheree Stringer	751-7067	sstringer@nyecountynv.gov
Clerk	Cori Freidhof	482-8134	cafreidhof@nyecountynv.gov
District Attorney	Brian Kunzi	751-7082	bkunzi@nyecountynv.gov
Recorder	Deborah Beatty	751-6346	dbeatty@nyecountynv.gov
Sheriff	Joe McGill	751-7015	jmcgill@nyecountynv.gov
Treasurer	Raelyn Powers	751-6380	rcpowers@nyecountynv.gov
County Manager	Brett Waggoner	751-4269	bwaggoner@nyecountynv.gov
Assistant County Manager	Lorina Dellinger	482-7319	ldellinger@nyecountynv.gov
Building	Albert Cammarata	751-3773	acammarata@nyecountynv.gov
Comptroller	Helen Bae	751-6391	hebae@nyecountynv.gov
Emergency Management	Scott Lewis	751-4279	slewis@pahrumnpnv.org
Health & Human Services	Karyn Smith	751-7096	ksmith@nyecountynv.gov
Human Resources	Elona Goldner	751-6302	egoldner@nyecountynv.gov
Planning	Steve Osbourn	751-4249	sosborne@nyecountynv.gov
Public Works	Thomas Bolling	751-6270	tlbolling@nyecountynv.gov



*PO Drawer E
Lovelock, NV 89419*

www.pershingcountynv.gov

<u>OFFICE</u>	<u>OFFICIAL</u>	<u>PHONE</u>	<u>EMAIL</u>
Commission Chair	Joe Crim Jr.	273-3242	jcrim@pershingcountynv.gov
Commission Vice Chair	Connie Gottschalk	273-2342	cgottschalk@pershingcountynv.gov
Commissioner	Chuck Sayles	273-2342	csayles@pershingcountynv.gov
Assessor	Lauri Basso-Cerini	273-2369	assessor@pershingcountynv.gov
Clerk/Treasurer	Lacey Donaldson	273-2208	ldonaldson@pershingcountynv.gov
District Attorney	Bryce Shields	273-2613	bshields@pershingcountynv.gov
Recorder/Auditor	Melanie Hamilton	273-2408	mhamilton@pershingcountynv.gov
Sheriff	Jerry Allen	273-2641	jallen@pershingcountynv.gov
Administration	Karen Wesner	273-2342	kwesner@pershingcountynv.gov
Building/Planning	James Evans	273-2700	jevans@pershingcountynv.gov
Human Services	Lacey Donaldson	273-2208	ldonaldson@pershingcountynv.gov
Roads	Kevin Machado	273-7334	kmachado@pershingcountynv.gov

STOREY COUNTY

26 B Street
Virginia City, NV 89440
www.storeycounty.org



<u>OFFICE</u>	<u>OFFICIAL</u>	<u>PHONE</u>	<u>EMAIL</u>
Commission Chair	Jay Carmona	443-7699	jcarmona@storeycounty.org
Commission Vice Chair	Clayton Mitchell	624-4090	cmitchell@storeycounty.org
Commissioner	Donald Gilman	443-3633	dgilman@storeycounty.org
Assessor	Jana Seddon	847-0961	jseddon@storeycounty.org
Clerk/Treasurer	Jim Hindle	847-0969	jhindle@storeycounty.org
District Attorney	Anne Langer	847-0964	alanger@storeycounty.org
Recorder	Dru McPherson	847-0967	dmcpherson@storeycounty.org
Sheriff	Mike Cullen	847-0959	sheriff@storeycounty.org
County Manager	Austin Osborne	291-4693	aosborne@storeycounty.org
Administrative Officer	Lisa Maciel	847-0968	lmaciel@storeycounty.org
Business Development	Lara Mather	847-0968	lmather@storeycounty.org
Community Development	Pete Renaud	847-0966	building@storeycounty.org
Comptroller	Jennifer McCain	847-1133	jmccain@storeycounty.org
Emergency Management	Adam Wilson	847-3577	awilson@storeycounty.org
Fire District	Jeremy Loncar	847-0954	jloncar@storeycounty.org
Human Resources	Brandie Lopez	847-0968	blopez@storeycounty.org
Public Works	Jason Wierzbicki	847-0958	jwierzbicki@storeycounty.org

Board meets: 1st & 3rd Tuesday
26 South B Street



1001 E. Ninth Street
Reno, NV 89520

www.washoecounty.gov

<u>OFFICE</u>	<u>OFFICIAL</u>	<u>PHONE</u>	<u>EMAIL</u>
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Commission Vice Chair	Jeanne Herman	358-0555	jherman@washoecounty.gov , jeannesland@gmail.com
Commissioner	Clara Andriola	444-5185	candriola@washoecounty.gov
Commissioner	Michael Clark	686.0342	meclark@washoecountynv.gov
Commissioner	Mariluz Garcia	444-0628	mcgarcia@washoecounty.gov
Assessor	Chris Sarman	328-2262	csarman@washoecounty.gov
Clerk	Jan Galassini	784-7270	jgalassini@washoecounty.gov
District Attorney	Christopher Hicks	328-3220	chicks@da.washoecounty.gov
Recorder	Kalie Work	328-3664	kwork@washoecounty.gov
Sheriff	Darin Balaam	328-3010	dbalaam@washoecounty.gov
Treasurer	Justin Taylor	328-2548	jtaylor@washoecounty.gov
County Manager	Eric Brown	328-2000	epricebrown@washoecounty.gov
Assistant County Manager	Kate Thomas	328-2008	kathomas@washoecounty.gov
Assistant County Manager	Dave Solaro	328-3624	dsolaro@washoecounty.gov
Building/Planning	Kelly Mullin	328-3619	kmullin@washoecounty.gov
Chief Financial Officer	Abigail Yacoben	325-8243	ayacoben@washoecounty.gov
Emergency Management	Kelly Echeverria	337-5898	kecheverria@washoecounty.gov
Human Resources	Patricia Hurley	328-2087	phurley@washoecounty.gov
Human Services	Ryan Gustafson	337-4401	rgustafson@washoecounty.gov
Public Works	Eric Crump	328-3600	ecrump@washoecounty.gov

Board meets: 2nd, 3rd & 4th Tuesday

1001 E. Ninth Street

*1786 Great Basin Blvd. Ste. 3
Ely, NV 89301
www.whitepinecounty.net*



<u>OFFICE</u>	<u>OFFICIAL</u>	<u>PHONE</u>	<u>EMAIL</u>
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Commissioner	Pat Robison	293-6509	probison@whitepinecountynv.gov
Commissioner	Hank Vogler	293-6509	hvogler@whitepinecountynv.gov
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Sheriff	Scott Henriod	289-8808	shenriod@whitepinecountynv.gov
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Roads	Martin Troutt	293-6551	mtroutt@whitepinecountynv.gov
Social Services	Desiree Barnson	293-6528	dbarnson@whitepinecountynv.gov

NACO appreciates the service of all County Commissioners and proudly recognizes these

1946	Hugh Schamberger - Ormsby County	1994	Dave Pumphry - Douglas County
1950	Charles Cavanaugh - Nye County	1995	Jim Regan - Churchill County
1951	Fred Baldini - Lander County	1996	LeRoy Etchegaray - Eureka County
1952	W.J. Hemingway - White Pine County	1997	Wayne Cameron - White Pine County
1953	Cecil Campbell - Pershing County	1998	Roberta Skelton - Elko County
1954	Ray Capurro - Washoe County	1999	Yvonne Atkinson-Gates - Clark County
1955	George Ogilvie - Elko County	2000	Myrna Williams - Clark County
1956	Martin Duffy - Esmeralda County	2001	Ray Masayko - Carson City
1957	Martin Settlemyer - Douglas County	2002	LeRoy Goodman - Lyon County
1958	Ed Lauritzen - Lander County	2003	Roger Mancebo - Pershing County
1959	Henry Eddy - Mineral County	2004	John H. Milton III - Humboldt County
1960	Tony Farias - Lyon County	2005	Joni Eastly - Nye County
1961	Frank Bengochea - Humboldt County	2006	Norman Frey - Churchill County
1962	Bill Bell - Churchill County	2007	John Ellison - Elko County
1963/1964	J.C. McKenzie - Washoe County	2008	Jim Baushe - Douglas County
1965	William Goni - Carson City	2009	Bonnie Weber - Washoe County
1966	Don Moody - Mineral County	2010	Robin Williamson - Carson City
1967	Bill Briare - Clark County	2011	Doug Johnson - Douglas County
1968	Ed Murphy - Elko County	2012	Jerrie Tipton - Mineral County
1969	Warren Hursh - Churchill County	2013	Nancy Boland - Esmeralda County
1970	Chuck Meneley - Douglas County	2014	Pat Irwin - Pershing County
1971	Ed Higbee - Lincoln County	2015	Lorinda Wichman - Nye County
1972	Tom Rosevear - White Pine County	2016	Laurie Carson - White Pine County
1973	Bob Griffin - Lyon County	2017	Kevin Phillips - Lincoln County
1974	Robert Broadbent - Clark County	2018	Lawrence Weekly - Clark County
1975	Pete Bengochea - Humboldt County	2019	Patsy Waits - Lander County
1976	Eyer Boies - Elko County	2020	Jim French, Humboldt County
1977	Robert Rusk - Washoe County	2021	Marilyn Kirkpatrick, Clark County
1978	Henry Bland - Storey County	2022	Bob Lucey, Washoe County
1979	Harold Dayton - Douglas County	2023	Varlin Higbee, Lincoln County
1980	Jack Petitti - Clark County	2024	Stacey Giomi, Carson City
1981	Kenneth Kjer - Douglas County		
1982	Alan Beck - Humboldt County		
1983	Thalia Dondero - Clark County		
1984	Belie Williams - Washoe County		
1985	Manny Cortez - Clark County		
1986	Mark Schrader - Storey County		
1987	Karen Hayes - Clark County		
1988	Tebeau Piquet - Humboldt County		
1989	Gene McDowell - Washoe County		
1990	Jay Bingham - Clark County		
1991	Ernie Hall - Elko county		
1992	John Lampros - White Pine County		
1993	Larry Beck - Washoe County		

STATE ELECTED OFFICIALS



GOVERNOR - Joseph Lombardo

Carson City - P: 684-5670
Las Vegas - P: 486-2500
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FEDERAL ELECTED OFFICIALS

U.S. SENATOR—Catherine Cortez Masto (D)

Washington D.C. - P: 202-224-3542

Las Vegas - P: 388-5020

Reno - P: 686-5750

Rural - 775-225-1457

U.S. SENATOR - Jacky Rosen (D)

Washington D.C. - P: 202-224-6244

Las Vegas - P: 388-6605

U.S. CONGRESSWOMAN - Dina Titus (D)

Nevada's First Congressional District

Washington D.C. - P: 202-225-5965

Las Vegas - P: 220-9823

U.S. CONGRESSMAN - Mark Amodei (R)

Nevada's Second Congressional District

Washington D.C. - P: 202-225-6155

Reno - P: 686-5760

Elko - P: 777-7705

U.S. CONGRESSWOMAN—Susie Lee (D)

Nevada's Third Congressional District

Washington D.C. - P: 202-225-3252

Las Vegas - P: 963-9336

U.S. CONGRESSMAN - Steven Horsford (D)

Nevada's Fourth Congressional District

Washington D.C. - P: 202-225-9894

NATIONAL & STATE REPRESENTATION



P: 202-393-6226
www.naco.org

PRESIDENT—Supervisor James Gore, Sonoma County Ca.
1st VICE PRESIDENT—Judge JD Clark, Wise County Tx.
2nd VICE PRESIDENT—Commissioner George Dunlap, Mecklenburg County Nc.
IMMEDIATE PAST PRESIDENT—Commissioner Mary Jo McGuire, Ramsey County Mn.
WEST REGION—Commissioner Joe Briggs, Cascade County Mt.
EXECUTIVE DIRECTOR—Matthew Chase
FINANCIAL SERVICES CORPORATION—Bill Jaisen, Executive Chairman

NEVADA APPOINTMENTS TO NACo COMMITTEES

Agriculture & Rural Affairs Committee— Douglas County Commissioner, Mark Gardner; Lyon County Commissioner, Scott Keller
Energy, Environment & Land Use Steering Committee—NACO Executive Director, Vinson Guthreau
Human Services & Education Steering Committee—Lyon County Human Services Director, Shayla Holmes
Large Urban Caucus—Clark County Commissioner, Marilyn Kirkpatrick
Public Lands Steering Committee— Elko County Commissioner, Rex Steninger; Lyon County Commissioner, Tammy Hendrix; Nye County Commissioner, Debra Strickland; Washoe County Commissioner, Jeanne Herman
Rural Action Caucus—Washoe County Commissioner, Jeanne Herman
Telecommunications & Technology Committee—Clark County Commissioner, Marilyn Kirkpatrick
Transportation Steering Committee—Washoe County Commissioner Alexis Hill

NACO APPOINTMENTS TO NEVADA STATUTORY BOARDS

Board for the Fund for Hospital Care to Indigent Persons (NRS 428.195) - Carson City Supervisor, Stacey Giomi; Clark County Commissioner, William McCurdy II; Elko County Commissioner, Delmo Andreozzi; Former White Pine County Commissioner, Laurie Carson; Lyon County Human Services Director and Public Guardian, Shayla Holmes
Commission on Off-Highway Vehicles (NRS 490.067) - Carson City Supervisor, Maurice White
Committee on Local Government Finance (NRS 354.105) - Jeffrey Share, Budget & Planning Clark County; Humboldt County Comptroller, Gina Rackley; Washoe County CFO, Abigail Yacoben
Health & Human Services Grants Management Advisory Committee (NRS 232.383) - Lyon County Human Services Administrator and Public Guardian, Shayla Holmes
Nevada Board on Indigent Defense Services (NRS 180.) - Pershing County Commissioner, Joe Crim Jr., Nye County Assistant Manager, Lorina Dellinger; Joni Eastley; Dave Mendiola
Nevada Commission on Nuclear Projects (NRS 459.0091) -
Nevada Rural Housing Authority (NRS 315.977) - Joni Eastley, Roger Mancebo, Zethka Fountas
State Land Use Planning Council (NRS 321.740) -

BY-LAWS OF THE NEVADA ASSOCIATION OF COUNTIES

Adopted *New Date*

ARTICLE I

NAMES AND DEFINITIONS

SECTION 1. NAME. This organization shall be known as “Nevada Association of Counties.”

SECTION 2. DEFINITIONS. The terms defined in this section shall have the meanings given unless otherwise provided or indicated by context:

Sub. 1. “Association” means the Nevada Association of Counties.

Sub. 2. “Board” means the Board of Directors of the Association.

Sub. 3. “Commissioner” means any duly elected, **appointed**, qualified, sitting county commissioner or Carson City Supervisor.

Sub. 4. “County” means any county unit or government in the State of Nevada and includes Carson City.

Sub. 5. “Member County” means any county of the State of Nevada that pays the annual membership fee established by the Association.

Sub. 6. “Affiliate” means any organization whose membership consists predominately of county officials or employees that seek formal recognition as being associated with the Association and has been approved by the Board. Examples of “Affiliates” are Nevada Assessors Association, County Fiscal Officers Association and Nevada Association of County Human Services Administrators.

Sub. 7. “Associate Membership” means any entity, company, organization or individual that is not a member county or county official or employee that wishes to be involved with the Association with no voting rights.

Sub. 8. “Government Partner” means a non-voting affiliated organization not primarily comprised of elected officials. Examples of “Government Partner” are general improvement districts, regional water authorities, and public works associations.

ARTICLE II

OBJECTIVES AND PURPOSES

SECTION 1. OBJECTIVE. The Core belief of the Association is that counties, being general purpose government entities encompassing both unincorporated and incorporated areas and thereby providing services to all people within the State, should exercise initiative and leadership and assume responsibility in dealing with the problems and needs requiring attention and action on a statewide basis. The Mission Statement for the Nevada Association of Counties shall be:

To encourage county government to provide services that will maximize efficiency and foster public trust in county government.

SECTION 2. PURPOSES. The purposes of the Association shall include but are not limited to the following:

Sub. 1. To enhance the working relationships within county government; to strengthen the communication with federal, state and private organizations; to identify and solve common problems; to promote effective and efficient government; and to provide a forum for determining the long range goals for county government.

Sub. 2. To provide training and educational programs for local government officials and other members of the private and public sector.

Sub. 3. To provide ways and means whereby elected and appointed county officials may interchange information, ideas and experiences and to obtain expert advice.

Sub. 4. To provide the Legislature, other units of government and the public with necessary information about county government and the means by which it may be improved.

Sub. 5. To rent, purchase, and otherwise own or hold real estate or other property, including beneficial interest therein either solely or jointly with other organizations to house staff; to assess and collect dues; to contract with governmental units, persons, firms, or other organizations to procure or provide services or to perform functions by either contracting party or jointly and to pay or receive money therefore; and to do all such other things as are incidental and proper or reasonable and desirable to carry into effect the purposes of the Association.

ARTICLE III

MEMBERSHIP & DUES

SECTION 1. MEMBERSHIP. The Association shall have four classes of membership. The designation of such classes and the qualifications of the members of such classes shall be as follows:

Sub. 1. County Membership. County membership in this Association is available to any county in the State of Nevada which indicates its willingness to cooperate with and support the work of the Association. The Board of Directors may **temporarily** suspend county membership of any county for non-payment of annual dues that are assessed under Article III, Section 2, Sub. 1., **until such dues are paid in full.**

Sub. 2. Affiliate Membership. The Board may, upon written application and subject to ratification by the Board, recognize as affiliates of the Association organizations whose membership consist predominately of county officials or county employees. The general purpose of such affiliates shall be to encourage maximum cooperation between the Association and the various county functions, between administrative departments and agencies and between the counties throughout the State. The Board may require for affiliate recognition such conditions as to activities, membership and finances, as it deems appropriate. In no event shall recognized affiliate advocate legislation or other policies as Association policies unless such policies have been approved by the Board as being consistent with the Association's policies and programs.

Sub. 3. Associate Membership. The Board may, upon written application and subject to ratification by the Board, approve the membership. The general purpose of such memberships shall be to encourage maximum cooperation between the Association and private businesses. In no event shall an associate member be able to vote or represent the Association.

Sub. 4. Government Partner Membership. The Board may, upon written application and subject to ratification by the Board, approve the membership. The general purpose of such memberships shall be to broaden the scope of relationships with the non-elected departments of county government that are not directly associated with the formal programs of NACO. In no event shall a Government Partner member be able to vote or represent the Association.

SECTION 2. DUES. The annual membership dues for county membership, affiliate membership and associate membership shall be in accordance with the following:

Sub. 1. COUNTY MEMBERSHIP DUES. The Board of Directors shall determine dues for county membership in the Association in accordance with the formula consisting of a base assessment calculated from the audited revenues of the individual county and a per capita population assessment which is attached to the By-laws as Appendix A, and an additional assessment based on a percentage, as determined by the Board to apply to all counties, equivalent to the most recent federal Payment in Lieu of Taxes (PILT) payment made to each county. **The Board may determine additional dues, based on Association needs. Such dues would be adopted under existing policy and would be reviewed and approved by a majority of Board members during such time as they may be considered. Further, members would be notified thirty (30) days prior to any additional dues or assessments.**

Sub. 2. AFFILIATE DUES. The Board of Directors may, if deemed necessary, determine appropriate dues for affiliate membership in the Association

Sub. 3. ASSOCIATE DUES. The Board of Directors may, if deemed necessary, determine appropriate dues for associate membership in the Association.

Sub. 4. GOVERNMENT PARTNER DUES. The Board of Directors may, if deemed necessary, determine appropriate dues for government partner membership in the Association.

SECTION 3. ASSOCIATION BUDGET AND FISCAL YEAR. The fiscal year of the Association shall begin on the first day of January and end on the last day of December each year. The Board shall adopt an annual budget for the Association prior to the beginning of the fiscal year at a date not later than December 15th, **with payment of dues within 90 days.**

ARTICLE IV

BOARD OF DIRECTORS

SECTION 1. GENERAL POWERS. The Board shall have all powers necessary to carry out effectively the management, business and affairs of the Association and such other powers as are necessary and incidental to the performance of the Association's purposes as specified in Article II, Section 2, of these By-Laws.

SECTION 2. BOARD OF DIRECTORS. There shall be organized a Board of Directors composed of the following:

Sub. 1. County Directors. One (1) commissioner from each member county of the Association appointed by their respective governing board. Another commissioner from the same county may serve as an alternate with the same voting rights as the County Director and may exercise the county's voting right in the absence of the County Director.

Sub. 2. NACo Director. Any county commissioner who has been elected to the Board of Directors of the National Association of Counties.

Sub. 3. WIR-NACo Director. Any county commissioner who has been elected to the Western Interstate Region-NACo Board of Directors.

Sub. 4. Association Officers. Any county commissioner who has been elected to the office of the President, President Elect, or Vice President of the Association. The Immediate Past President shall also serve as an Association officer.

Sub. 5. Affiliate Director. One official from any organization who has been granted Affiliate status of the Association's Board of Directors, except that such officials may, upon prior request, vote only on matters related to their Affiliate membership as determined by the Association's President.

Sub. 6. At Large Member of the Executive Committee. Any commissioner who is chosen by a majority of the Board of Directors to serve on the Executive Committee pursuant to Section 3 Article V of the NACo By-Laws.

SECTION 3. TERM OF OFFICE. The term of office for each member of the Board of Directors shall be as follows:

Sub. 1. The term of office for County Directors and Association officers will begin on the first day of January of each year and shall end on December 31 of each year.

Sub. 2. The term of office for NACo Directors shall run for two consecutive years. Each year shall run concurrently with their term of office as appointed by the National Association of Counties Board of Directors.

Sub. 3. The term of office for WIR-NACo Directors shall run concurrently with their term of office as appointed by the National Association of Counties Western Interstate Region Board of Directors.

Sub. 4. Affiliate Directors shall serve for a period of one year or until a successor is appointed by the Affiliate organization.

SECTION 4. DIRECTORSHIP VACANCIES. If for any reason, a vacancy occurs in any directorship, that directorship will remain vacant until such time as filled by the appointing authority.

SECTION 5. OFFICER VACANCIES. If for any reason an Officer of the Association is unable to complete his or her term of office, the office shall be declared vacant. Such vacancy shall be filled as specified in Article V, Section 8.

SECTION 6. VOTING. Except as provided in Article IV, Section 2, Sub. 5, and Sub. 1 of this Section all members of the Board of Directors shall be entitled to one vote.

Sub. 1. If there are more than two (2) members from a county on the Board of Directors, that county shall only have one vote in addition to the vote of the County Director.

SECTION 7. REGULAR MEETING. The President may call the time and place for holding regular meetings of the Board. The Board shall hold at least two (2) regular meetings each year. A written notice of each meeting of the Board shall be required. Such notice shall be transmitted electronically to members at least 10 working days in advance of the meeting and such notice shall be accompanied by an agenda. At the request of a Board member this notification may be given by mailed letter.

SECTION 8. QUORUM. A majority of the County Directors on the Board, which may include alternates, shall constitute a quorum for the transaction of business at any meeting of the Board.

SECTION 9. MANNER OF ACTING. The act of the majority of the Directors present at a meeting of which a quorum is present shall be the act of the Board, unless the act of a greater number is required by law or these By-Laws.

SECTION 10. SPECIAL MEETINGS OF THE BOARD. Special meetings of the Board may be called by or at the request of the President or any nine (9) County Directors. The person or persons authorized to call special meetings of the Board may fix the place within the State of Nevada as a place for holding any special meetings of the Board called by them. Each Director shall receive at least five (5) working days notice of such special meeting.

SECTION 11. DISSOLUTION. The Board may be dissolved at any time by unanimous vote of all the members. Upon dissolution of the Board, the counties then participating shall mutually agree upon the transfer of personnel, division and distribution of assets, outstanding indebtedness and liabilities (including accrued personnel benefits).

ARTICLE V

OFFICERS

SECTION 1. OFFICERS AND ELECTIONS. There shall be a President, President Elect, and Vice President of the Association. At the Annual Meeting of the Association, there shall be an election to fill the office of Vice President and any other office previously filled pursuant to Article V, Section 8 of these By-Laws.

SECTION 2. TERM OF OFFICE. The term of office for Association officers will begin the first Monday in January of each year and shall end on December 31 of each year.

SECTION 3. EXECUTIVE COMMITTEE. The President, President Elect, Vice President and Immediate Past President shall constitute the Executive Committee of the Board of Directors. The Executive Committee may be expanded by a maximum of two (2) At-Large members with one (1) commissioner from each of the two counties with the largest populations chosen by a majority of the Board of Directors if those counties are not otherwise represented on the Executive Committee. If the Immediate Past President is no longer eligible to serve on the Executive Committee pursuant to Article V, Section 4, Sub. 1, the next Immediate Past President who is eligible may serve on the Executive Committee if approved by a majority vote of the Board of Directors. The Executive Committee shall have the authority to act in those circumstances and on those matters as directed by the Board of Directors.

SECTION 4. ELIGIBILITY OF OFFICERS.

Sub. 1. Any commissioner from any member county of the Association shall be eligible to serve as an officer of the Association. ~~however they must be a current member of the Board.~~ **Such an individual must be a current member of the Board of Directors.**

Sub. 2. In the event that an officer is unable to serve as a commissioner, the term of the office in the Association is deemed to end and the remaining officers shall ascend as provided by Article V, Section 5.

Sub. 3. Unless otherwise approved by the Board of Directors, the President of the Association shall not be from the same **member** county in consecutive years.

Sub. 4. A former President of the Association shall not be eligible to seek election as an officer, except as Immediate Past President, without prior approval of a majority of the Board of Directors.

SECTION 5. DUTIES AND ASCENDENCY OF OFFICERS. The officers shall have the following powers and duties and shall ascend in the following order:

Sub. 1. President. The President shall preside at all regular and special Association, Board and Executive Committee meetings. The President shall perform the usual duties as the chief elected officer of the Association and may speak for or on behalf of the Association and Executive Committee. The President, with the concurrence of the Executive Committee, shall make all standing committee appointments and shall be an ex—officio member of all standing and special committees of the Association and Board. The President may sign with any other appropriate officers or designated

persons of the Association authorized by the Board, any deeds, mortgages, contracts or any other instruments which the Board wishes to be executed. The President shall perform all duties incident to the office of President and such other duties as may be prescribed by the Board of Directors from time to time.

Sub. 2. President Elect. The President Elect, if eligible pursuant to Article V, Section 4, shall automatically ascend to the office of President at the end of the term of President Elect. The President Elect shall automatically ascend to the office of President should a vacancy occur in the office of President. In the absence of the President or in the event of an inability or refusal to act, the President Elect shall perform the duties of the President and when so acting, shall have all the powers of and be subject to all restrictions upon the President. The President Elect shall, at the direction of the President, assist the Executive Director in program development for the Institute of Local Government. The President Elect shall serve as Secretary of the Association and perform such other duties as from time to time may be assigned by the President or the Board.

Sub. 3. Vice President. The Vice President, if eligible pursuant to Article V, Section 4, shall automatically ascend to the office of President Elect at the end of the term of Vice President. The Vice President shall automatically ascend to the office of President Elect should a vacancy occur in the office of President Elect. In the absence of the President and President Elect, or in the event of their disability or refusal to act, the Vice President shall have all powers of and be subject to all restrictions upon the President and President Elect. The Vice President shall, at the direction of the President, assist the Executive Director in developing the budget for the Association. The Vice President shall serve as chairperson of the Elections Committee. The Vice President shall perform such other duties from time to time as may be assigned by the President or the Board.

SECTION 6. FISCAL OFFICER. The Board of Directors shall appoint a Fiscal Officer to review the financial records of the Association monthly. The Fiscal Officer shall serve as the Association's Treasurer and be responsible for meeting with the Executive Director quarterly to discuss the financial records and report back to the Board of Directors. The Fiscal officer shall annually review the Association's internal control policy and recommend to the Board of Directors any pertinent changes.

SECTION 7. NOMINATION AND ELECTION OF OFFICERS.

Sub. 1. Prior to each Annual Meeting the President shall appoint a Nominating Committee composed of three (3) commissioners from member counties of the Association. The Chair of the committee shall be the Vice President of the Association. The two (2) remaining members of the Committee shall be appointed from those commissioners who have exhibited a knowledge of the Association and its goals; leadership within the Association; and representation within the diverse segments and areas of the Association.

Sub. 2. The Nomination Committee shall recommend a slate of officers that includes a nomination for the Vice President and any other offices filled pursuant to Article V, Section 8 to the general membership 30 days prior to the Annual Conference. Such recommendation shall be transmitted electronically to the Board of Directors of the Association. At the request of Board member this notification may be given by a mailed letter.

Sub. 3. Nomination for Vice President and any office filled pursuant to Article V, Section 8 can also be made during the Annual Business Meeting of the Association. Such nominations are deemed valid even if absent from the slate proposed by the Nominating Committee.

SECTION 8. VACANCIES. If for any reason an office becomes vacant prior to the end of the term of office, the vacancy may be filled by a majority vote of the Board of Directors. Any office filled in this manner must be ratified through the election process at an Association meeting.

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ARTICLE VI

MANAGEMENT

SECTION 1. PERMANENT OFFICES. The Board shall establish and maintain a permanent office for the Association.

SECTION 2. EXECUTIVE DIRECTOR. The Board shall appoint an Executive Director to serve at the pleasure of the Board as the Chief Administrative Officer of the Association. The Executive Director shall be chosen solely on the basis of training, experience and other qualifications in the field of local government administration and legislative advocacy. The Executive Director is responsible to the President and Executive Committee members to ensure that the directives of the Board of Directors are carried out in accordance with the policies and procedures of the Association. The Executive Director need not be a resident of the State of Nevada when appointed, **however such a candidate would need to establish residency in the state of Nevada within 6 months after appointment.** The Executive Director shall attend all meetings of the Board, but shall not vote, and shall have the following powers and duties to be exercised in accordance with the policies declared by the Board:

Sub. 1. To attend all Board and Executive Committee meetings and to preserve in books of the Association true minutes of the proceedings of all meetings.

Sub. 2. To see that all resolutions, rules, regulations and orders of the Board are carried out.

Sub. 3. To develop a staffing plan, including position descriptions, based on budgets approved by the Board of Directors.

Sub. 4. To appoint and remove, on the basis of merit and fitness in accordance with the Association policies and regulations, all subordinate regular and special employees of the Association.

Sub. 5. To present to the Board plans, studies and reports prepared for Board purposes and action and recommend to the Board for adoption those measures deemed necessary to enforce or carry out the powers and duties of the Board or for the efficient administration of the affairs of the Association.

Sub. 6. To keep the Board fully advised as to its financial condition, and to prepare and submit to the Board an annual budget for the Association and such other financial information as it may request.

Sub. 7. To represent the Association's public policy position to the Legislature, local government and the public.

Sub. 8. To perform such duties as may be prescribed by the Board.

SECTION 3. FISCAL POLICY. The Board of Directors shall adopt and maintain an internal control policy to facilitate proper fiscal controls.

ARTICLE VII

CONTRACTS, CHECKS, DEPOSITS AND FUNDS

SECTION 1. CONTRACTS. The Board may authorize any officers, agent or agents of the Association, to enter into any contract or execute and deliver any instrument in the name of or on behalf of the Association, and such authority may be general or confined to specific instances.

SECTION 2. CHECKS, DRAFTS AND ORDERS. All checks, drafts, or orders for the payment of money, notes or otherwise evidences of indebtedness issued in the name of the Association shall be signed by officers or designated persons of the Association.

SECTION 3. DEPOSITS. All funds of the association shall be deposited from time to time to the credit of the Association in such banks, trust companies or other depositories as the Board or Executive Director may designate.

SECTION 4. FUNDS. Any funds which may come to the Association or be subject to its control, for its use in furthering and promoting the aims and purposes of the Association or its policies, shall be received, disbursed, controlled and accounted for by the Executive Director.

SECTION 5. TRAVEL REIMBURSEMENT. Member travel for Association related business may be reimbursed in accordance with a policy approved by the Board of Directors.

ARTICLE VIII

COMMITTEES

SECTION 1. There shall be such standing and study committees as are determined by the Board. All committees shall have such authority, direction, duration and limitations as are determined by the Board.

SECTION 2. All recommendations of any standing and study committees shall be made to the Board in writing.

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ARTICLE IX

ASSOCIATION MEETINGS

SECTION 1. ANNUAL MEETING. The Association shall hold an Annual Business Meeting in conjunction with the Association's Annual Conference, the time and place of which shall be determined by the Board. Notice shall be given to the Board of Directors not less than thirty (30) days prior to the opening session. Such notice stating the time and place of the meeting shall be transmitted electronically to each member of the Board of Directors. At the request of a Board member this notification may be given by a mailed letter.

SECTION 2. SPECIAL MEETINGS OF THE ASSOCIATION. Special meetings of the Association may be called by or at the request of the President or the Board of Directors. The person or persons authorized to call special meetings of the Association may fix the place within the State of Nevada as a place for holding any special meetings of the Association called by them. Each Director shall receive at least five (5) working days notice of such special meeting.

SECTION 3. QUORUM. A quorum shall be necessary for the transaction of business at the Annual Association Business Meeting. Unless otherwise required by statute or these By-Laws, a quorum shall be a majority of the member counties. The Executive Director shall determine for the record as to whether a quorum is present.

SECTION 4. MANNER OF ACTING. Every decision at a meeting of the Association shall be by a majority of votes cast provided a quorum is present. Each county may cast the same number of votes that are equal to the number of commissioners elected to their respective Board of Commissioners. In the event that no commissioner is present from a member county, an elected official in attendance may cast that county's votes. In the event that no elected official is present from a member county, a designated county official may cast the county's vote. The Executive Director shall cause to be written minutes and records of the Annual Association Business Meeting to be kept.

ARTICLE X

ELECTION OF NATIONAL ASSOCIATION OF COUNTIES OFFICERS

A member county must adhere to ARTICLE XII, Voting, of the National Association of Counties (NACo) By-Laws, except that the vote(s) of a member county that is entitled to vote for an officer of the National Association of Counties (NACo) must be made by an elected official from that county who is registered and qualified to vote in accordance with, ARTICLE XII, Section 3 of the NACo By-Laws, and is present at the NACo Annual Conference. Alternatively, a member county that does not have an elected official in attendance but is otherwise registered to vote may leave its written proxy with the head of the Associations' delegation.

ARTICLE XI

AMENDMENTS TO BY-LAWS

SECTION 1. PROPOSALS **AND ADOPTION**. A new By-Law or amendment to an existing By-Law may be proposed by the Board by a two-thirds (2/3) vote **and approval** of the Board present at any regular or special meeting of the Board.

~~SECTION 2. ADOPTION. After a new By-Law or amendment to an existing By-Law has been proposed, such proposed By-Law or amendment may be adopted at any properly noticed Association meeting. Each **member** county may cast the same number of votes that are equal to the number of commissioners elected to their respective Board of Commissioners. In the event that no commissioner is present from a member county, an elected official in attendance may cast that county's votes. In the event that no elected official is present from a member county, a designated county official may cast the county's vote. **Proposed amendments must be approved by a majority vote of the voting active member counties.** A copy of a By-Law or amendment proposed by the Board pursuant to Article X Section 1 shall be electronically transmitted to each County Director at least thirty (30) days prior to the Association meeting date at which the proposed By-Law or amendment is to be voted on. At the request of a County Director this notification may be given by a mailed letter.~~

SECTION **2 3**. EFFECTIVE DATE. Such proposed By-Law or amendment, when duly approved, shall go into effect immediately following its adoption unless otherwise provided.

ARTICLE XII

GENERAL PROVISIONS

SECTION 1. PARLIMENTARY AUTHORITY. The rules of parliamentary procedure and practice contained in *Roberts Rules of Order* shall supplement the rules and procedures adopted by the Association and shall govern the Association, the Board and Association committees in all cases in which *Roberts Rules of Order* is applicable and insofar as they are not inconsistent or in conflict with the statutes of the State of Nevada, these By-Laws or on rules or regulations adopted by the Nevada Association of Counties.

Appendix A

NACO Dues Formula

$$\text{NACO Dues} = \text{Base Assessment} + \text{Population Assessment}$$

BASE ASSESSMENT: The base assessment is based upon the most recent audited revenues submitted by each county to the Tax Commission.

Audited S-1 Revenues	Base Assessment
\$0 - \$5,499,999	\$4,500
\$5,500,000 - \$10,499,999	\$6,500
\$10,500,000 - \$15,499,999	\$8,500
\$15,500,000 - \$20,499,999	\$10,500
\$20,500,000 - \$35,499,999	\$13,000
\$35,500,000 - \$50,499,999	\$15,500
\$50,500,000 - \$65,499,999	\$18,000
\$65,500,000 - \$250,499,999	\$21,500
\$250,500,000 and above	\$24,500

POPULATION ASSESSMENT: The population assessment is based on the prior year's population figures certified by the Governor.

Population	Assessment Per Capita
0 – 5,000	0.15
5,001 – 10,000	0.12
10,001- 25,000	0.10
25,001 – 50,000	0.08
50,001 – 100,000	0.06
100,001 – 500,000	0.04
500,001 and above	0.03

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Baker Ranches, Inc. v. Haaland

United States District Court, District of Nevada

Aug 23, 2024

3:21-cv-00150-GMN-CSD (D. Nev. Aug. 23, 2024)

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3:21-cv-00150-GMN-CSD

08-23-2024

BAKER RANCHES, INC., et al., Plaintiffs, v. DEB HAALAND, et al.,
Defendants.

GLORIA M. NAVARRO, DISTRICT JUDGE UNITED STATES DISTRICT
COURT

ORDER DISMISSING CASE

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the case to federal court, but this Court subsequently remanded the case under the prior exclusive jurisdiction doctrine.¹ (Remand Order, ECF No. 48). Defendants appealed, and the Ninth Circuit vacated the Remand Order and remanded for this Court to consider whether the United States waived its sovereign immunity in the first instance. (Mem. Dec., ECF No. 59).

¹ The Court denied Defendants' competing motion to dismiss for lack of subject matter jurisdiction, which raised the issue of sovereign immunity. (Remand Order, ECF No. 48); (First Mot. Dismiss, ECF No. 34).

At the direction of the Court, the parties filed two competing motions: Defendants filed a Motion to Dismiss, (ECF No. 67), and Plaintiffs filed a Motion to Remand, (ECF No. 68).² Because the United States has not waived its sovereign immunity under the McCarran Amendment relative to the claims in this case, the Court GRANTS the Motion to Dismiss and

2 DENIES the Motion to Remand. *2

² The parties filed Responses and Replies to each motion, (ECF Nos. 76, 77, 79, 80).

I. BACKGROUND

Plaintiffs Baker Ranches, Inc., David John Eldridge and Ruth Eldridge, Zane Jordan, and Judee Schaley own rights to water from Baker and Lehman Creeks. (Decl. of Eric Lord ¶ 4, Ex. A to Mot. Dismiss, ECF No. 67-1). Their rights were adjudicated and decreed by the Seventh Judicial District Court of Nevada (the "Decree Court") in 1934 following the water adjudication of Baker and Lehman Creeks (the "Baker-Lehman Adjudication"), a process which lasted almost a decade. (Decree, Ex. B to Mot. Dismiss, ECF No. 67-2). Baker and Lehman Creeks originate and flow through what is now Great Basin National Park, and which at the time of the adjudication was part of the Nevada National Forest.³ (Lord Decl. ¶¶ 4-9, Ex. A to Mot. Dismiss). The

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At the beginning of the adjudication process, the State Engineer ordered “[a]ll claimants to rights in and to the waters of said stream system [] to make proof of their claims in the manner prescribed by law.” (State Engineer Baker-Lehman Adjudication File at 2, 18-20, Ex. 48 to First Mot. Remand, ECF No. 33-4). Near the end of the process, the State Engineer issued an Order of Determination “defining the several rights to the waters of the stream system.” (*Id.* at 69-82).

The Order of Determination did not list the United States as a claimant or appropriator to water rights of Baker or Lehman Creeks. Nonetheless, records indicate that the State Engineer included the U.S. Department of Agriculture⁴ as a “claimant” when it mailed the Order of Determination to claimants. (*Id.* at 103, 112). Similarly, when the Decree Court set a hearing on the Order of Determination, the Decree Court notified all claimants-as well
3 as the U.S. *3 Department of Agriculture-of the hearing. (*Id.* at 113-14). The United States did not submit claims or otherwise participate in the Baker-Lehman Adjudication.

⁴ The United States Forest Service is an agency within the Department of Agriculture.

Following the hearing, the Decree Court issued the Baker-Lehman Decree determining certain water rights to Baker and Lehman Creeks and their tributaries. (Decree, Ex. B to Mot. Dismiss). The Baker-Lehman Decree provides:

That the Judgment and Decree to be hereinafter entered should provide that each and every water user of the Baker and Lehman Creeks stream system and its tributaries, and each of agents, attorneys, servants, employees, and their respective successors in interest, and each and every person acting in aid or assistance of said parties, or either or any of them, be perpetually enjoined and restrained as follows, to-wit:

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determined to such parties respectively, and as may be allowed in the permits which have been or may hereafter be granted by the State Engineer of the state of Nevada.

(b) From diverting from the natural channel and from using any of the said water for irrigation or any other purpose in excess of the amount specifically allotted to or for said party herein and fixed by this Decree, or in excess of the specified allotment under such permit or permits so heretofore granted or which may hereafter be granted by said State Engineer.

(c) From diverting from the natural channel and from using any of the said waters in any other manner or for any other purpose or purposes or upon any other land or lands or in any other amount than as provided and prescribed by the terms of this Decree or by any such permit so granted by said State Engineer.

(d) From diverting from the natural channel and from using any of the said water at any other time or times than as specified and provided by the terms of this Decree or by any such permit so granted by the said State Engineer.

(e) From in any manner meddling with, opening, closing, changing, injuring, or interfering with any headgates, weirs, water-boxes, flumes, or measuring devices, or either or any of them, placed, installed, established, or approved

4 *4

by said State Engineer or by his authority or direction, unless such act be done with the permission or authority of the water commissioner or commissioners on said stream system during the period of his regulation or control of said water, or, if not done during such period of his control, then by virtue of the allowances,

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Decree. (Compl. ¶¶ 1-4). The Decree did not determine any of the United States' rights, but the United States later acquired two decreed water rights unrelated to the claims in this case. (Lord Decl. ¶¶ 12-13, Ex. A to Mot. Dismiss). One of these acquired water rights was initially issued to claimant C.T. Rhodes, who was the successor-in-interest to a homestead property located near a natural feature known as Cave Springs. (*Id.* ¶ 11). Although Rhodes was not an employee of the United States, he provided caretaking services for Lehman Caves National Monument from 1922 to 1934 pursuant to a special use permit from the U.S. Forest Service. (*Id.*).

Plaintiffs allege that Defendants are obstructing the flow of water through the Park, depriving Plaintiffs of their decreed rights. (*See generally* Compl.). Plaintiffs specifically ask the Court to enter an order enjoining the United States from diverting or using water from Baker or Lehman Creeks "in excess of their decreed rights,"⁵ "from planting vegetation in the riparian corridors of Baker and Lehman Creeks," "from felling trees or other vegetation in the channels of Baker and Lehman Creeks," and "from interfering with Plaintiffs' efforts to remove obstructions and debris from the Baker and Lehman Creek," among other relief. (Compl. ¶ 36). After the Ninth Circuit affirmed in part, vacated in part, and remanded in part⁶ this

5 Court's *5 Order granting Plaintiffs' first Motion to Remand, Plaintiffs again move to remand this case to state court and Defendants again move to dismiss for lack of subject matter jurisdiction.

⁵ To the extent Plaintiffs allege that Defendants have diverted water for use at campgrounds, Defendants appear to have ceased this activity. (Lord Dep. 244:16-17, Ex. D to Mot. Dismiss, ECF No. 67-4).

⁶ The Ninth Circuit affirmed the Court's denial of attorney's fees and costs, vacated the decision to remand the action to state court, and remanded for this Court to consider the issue of sovereign immunity in the first instance. (Mem. Dec.).

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jurisdiction but urge the Court to follow different procedural mechanisms to dispose of this case: Defendants filed a Motion to Dismiss for lack of subject matter jurisdiction under Federal Rule of Procedure 12(b)(1), and Plaintiffs filed a Motion to Remand under [28 U.S.C. § 1447](#). Because the Court ultimately agrees with Defendants that dismissal is the proper procedural outcome, the Court provides the legal standard for Rule 12(b)(1) motions below.

Dismissal under [Federal Rule of Civil Procedure 12\(b\)\(1\)](#) is appropriate if the complaint, considered in its entirety, fails to allege facts on its face that are sufficient to establish subject matter jurisdiction. *In re Dynamic Random Access Memory (DRAM) Antitrust Litigation*, 546 F.3d 981, 984-85 (9th Cir. 2008). When subject matter jurisdiction is challenged, the burden of proof is placed on the party asserting that jurisdiction exists. *Scott v. Breeland*, [792 F.2d 925, 927](#) (9th Cir. 1986). Accordingly, the court will presume it lacks subject matter jurisdiction until the plaintiff proves otherwise in response to the motion to dismiss. *Kokkonen v. Guardian Life Ins. Co. of Am.*, [511 U.S. 375, 377](#) (1994).

A motion to dismiss under [Rule 12\(b\)\(1\)](#) may be construed two ways: (1) as “facial,” meaning that it attacks the sufficiency of the allegations to support subject matter jurisdiction, or (2) as “factual,” meaning that it “attack[s] the existence of subject matter jurisdiction in fact.” *Thornhill Publ’g Co., Inc. v. Gen. Tel. & Elec. Corp.*, [594 F.2d 730, 733](#) (9th Cir. 1979) (noting that the court may consider evidence presented in a factual dispute). When a defendant *6 asserts a factual attack, “[t]he plaintiff bears the burden of proving by a preponderance of the evidence that each of the requirements for subject-matter jurisdiction has been met.” *Leite v. Crane Co.*, [749 F.3d 1117, 1121](#) (9th Cir. 2014). Defendants assert that Plaintiffs’ Complaint fails to survive either a facial or factual challenge to jurisdiction. (Mot. Dismiss 7:4-5).

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Mitchell, 445 U.S. 535, 538 (1980). But as the Ninth Circuit panel in this case noted, sovereign immunity also deprives state courts of jurisdiction. (Mem. Dec. at 3) (citing *Cox v. U.S. Dep't of Agric.*, 800 F.3d 1031, 1032 (9th Cir. 2015) (per curiam)). So even though this case was removed to federal court from state court, if the United States has not waived sovereign immunity, the proper action is dismissal for lack of jurisdiction. This is the result Defendants urge in their Motion to Dismiss.

Plaintiffs, however, assert that the United States waived its sovereign immunity through the McCarran Amendment.⁷ (Mot. Remand 21:1-30:8). If the United States waived sovereign immunity, then the prior exclusive jurisdiction doctrine applies, and this case should be remanded for the reasons set forth in the Court's prior Order vacated by the Ninth Circuit.⁸

7 (Mem. Dec. at 3); (see generally Remand Order). *7

⁷ Plaintiffs also argue that the Great Basin National Park's Enabling Act presents another waiver of sovereign immunity separate and apart from the McCarran Amendment. (Mot. Remand 30:1-31:7). But "[w]aivers of the Government's sovereign immunity, to be effective, must be 'unequivocally expressed.'" *United States v. Nordic Vill. Inc.*, 503 U.S. 30, 33 (1992) (quoting *Irwin v. Department of Veterans Affairs*, 498 U.S. 89, 95 (1990)). Nothing in the Park's Enabling Act can be interpreted as an unequivocal waiver of sovereign immunity. See generally 16 U.S.C. § 410mm.

⁸ The Court's vacated Order remanding this case relied on *State Engineer of Nevada v. South Fork Band of the Te-Moak Tribe of the Western Shoshone Indians of Nevada*, which notes that under the doctrine of prior exclusive jurisdiction, "when a court of competent jurisdiction has obtained possession, custody, or control of particular property, that possession may not be disturbed by any other court." 339 F.3d 804, 809 (9th Cir. 2003). Plaintiffs again argue that *Te-Moak* is directly on point, but *Te-Moak* does not address whether an adjudication was comprehensive for purposes of the

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river system or other source,” or (2) “for the administration of such rights, where it appears that the United States is the owner of or is in the process of acquiring water rights by appropriation under State law, by purchase, by exchange, or otherwise, and the United States is a necessary party to such suit.” 43 U.S.C. § 666(a). Plaintiffs’ request falls under the second prong of § 666(a); namely, Plaintiffs initiated this suit to *administer* the rights adjudicated in a proceeding that satisfies the first prong. As a result, Plaintiffs must demonstrate that (1) a comprehensive adjudication of water rights occurred and (2) their claims involve the administration of water rights as contemplated by the McCarran Amendment. *United States v. Dist. Ct. In & For Eagle Cnty., Colo.*, 401 U.S. 520, 524 (1971) (noting that the “administration of such rights” in § 666(a)(2) “must refer to the rights described in [§ 666(a)(1)]”). Because the Baker-Lehman Adjudication was not comprehensive, the McCarran Amendment does not waive sovereign immunity, and this case must be dismissed for lack of subject matter jurisdiction.⁹

⁹ In its memorandum decision, the Ninth Circuit instructed this Court to consider “(1) whether Baker Ranches’ claims actually involve the administration of water rights as contemplated by the McCarran Amendment; (2) whether the government’s sovereign immunity is impacted by its alleged reserved water rights or its decreed water rights under the Baker-Lehman Decree that are not at issue in Baker Ranches’ action; and (3) whether the proceedings resulting in the Baker-Lehman Decree constituted a complete adjudication for purposes of the McCarran Amendment of the water rights at issue in Baker Ranches’ action.” (Mem. Dec. at 4). Because the Court finds that the proceedings were not a complete adjudication, the Court need not determine whether Plaintiffs’ claims involve the administration of water rights because no complete adjudication occurred from which water rights can be administered. The Court addresses the United States’ alleged water rights that are not at issue below and finds them irrelevant to this case.

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rights ‘must include the undetermined claims of all parties with an interest in the relevant water source.’” *Id.* (quoting *United States v. Oregon*, 44 F.3d 758, 769 (9th Cir. 1994)). When federal reserved water rights are not subject to an adjudication of water rights, such adjudication is not “comprehensive” and sovereign immunity is not waived. *See id.*

The Baker-Lehman Adjudication at issue here did not determine any federal water rights, but the United States had reserved rights at the time of the adjudication. The United States first reserved land in which the Baker and Lehman Creeks originate and flow through in 1909 for inclusion in the National Forest System. “[W]hen the Federal Government withdraws its land from the public domain and reserves it for a federal purpose, the Government, by implication, reserves appurtenant water then unappropriated to the extent needed to accomplish the purpose of the reservation.” *Cappaert v. United States*, 426 U.S. 128, 138 (1976). “In so doing the United States acquires a reserved right in unappropriated water which vests on the date of the reservation and is superior to the rights of future appropriators.”¹⁰ *Id.* Because the United States’ reserved rights in the Baker and Lehman Creeks were not included in the Baker-Lehman adjudication, the adjudication was not comprehensive for purposes of the McCarran Amendment.

¹⁰ Plaintiffs argue that, “to the extent the United States has any reserved right associated with the Park, the priority date (1909 or 1922) would be junior to the rights of Plaintiffs” under the prior appropriation doctrine. (Resp. to Mot. Dismiss 6:18-20). The superiority of water rights, however, is immaterial to the question of whether the Baker-Lehman Adjudication was comprehensive.

Plaintiffs attempt to cast doubt on the United States’ reserved rights by asserting that “there is no federal reserved right on national forests for recreation and administration (the purposes for which NPS illegally uses water).” (Resp. to Mot. Dismiss 20:3-6). Plaintiffs are correct that Congress

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evolving purpose for the reserved rights notwithstanding, the United States had reserved rights in the Baker and Lehman Creeks that were not decreed in the Baker-Lehman Adjudication. As a result, the Baker-Lehman Adjudication was not comprehensive, so the McCarran Amendment's waiver of sovereign immunity does not apply here.

Plaintiffs nonetheless argue that the Baker-Lehman Adjudication was comprehensive because the State Engineer followed all required statutory procedures. (Resp. to Mot. Dismiss 23:27-24:18). But Plaintiffs do not explain how this has any bearing on the McCarran Amendment's waiver of sovereign immunity. The Baker-Lehman Adjudication occurred before Congress passed the McCarran Amendment, so the United States could not have been joined in that proceeding absent a separate waiver of sovereign immunity. Because the United States was not and could not have been joined, its rights were not determined, and the adjudication was not comprehensive. The State Engineer's compliance with state law has no bearing on the United States' waiver of sovereign immunity.

Plaintiffs emphasize the present-tense language in the McCarran Amendment to argue for its retroactive effect. Although the McCarran Amendment would waive sovereign immunity for the administration of a *comprehensive* adjudication pre-dating the McCarran Amendment, Plaintiffs cannot go back in time and compel the United States to participate in the Baker-Lehman Adjudication to make it comprehensive. Plaintiffs' reliance on a Colorado Supreme Court case is similarly misplaced: Plaintiffs cite *United States v. Bell* for the proposition that "when the 'United States was not subject to joinder prior to the McCarran Amendment and its absence from previous adjudications was privileged,' its claims could thereafter be adjudicated and fit into the priority system according to the reservation's date." (Resp. to Mot. Dismiss 19:13-16) (quoting *Bell*, 724 P.2d 631, 642 (Colo. 1986)). But ¹⁰ Plaintiffs omit the rest of the quote, which states, "once [the United States] *is properly joined and provided the opportunity to adjudicate its*

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the McCarran Amendment. But unless and until the United States is provided the opportunity to adjudicate its claims, it has not waived its sovereign immunity as it relates to the Baker-Lehman Adjudication.

Plaintiffs further argue that the Baker-Lehman Adjudication was comprehensive because “the United States was duly noticed, chose not to participate other than through its agent [C.T. Rhodes], and acquired decreed rights.” (Resp. to Mot. Dismiss 24:15-16). Even though the United States was put on notice of the adjudication of water rights, the United States could not have been joined in the proceedings because the adjudication predated the McCarran Amendment. And notice is not sufficient for a comprehensive adjudication; a comprehensive adjudication involves a “general adjudication of all of the rights of various owners on a given stream,” including the United States. *Dugan v. Rank*, 372 U.S. 609, 618 (1963) (internal quotation marks omitted). Moreover, even assuming C.T. Rhodes was an agent of the United States—a proposition with tenuous evidence at best—his participation in the adjudication could not have waived the United States’ sovereign immunity. *United States v. Murdock Mach. & Eng’g Co. of Utah*, 81 F.3d 922, 931 (10th Cir. 1996) (“The federal government’s appearance in court through its officers and agents, therefore, does not waive the government’s sovereign immunity.”).

11 Lastly, to the extent Plaintiffs argue that the United States’ subsequent acquisition of decreed rights after the Baker-Lehman adjudication somehow renders the adjudication comprehensive, the Court finds these acquired decreed rights irrelevant to this case. Plaintiffs’ *11 claims do not stem from the United States’ acquired decreed rights. Rather, Plaintiffs’ claims relate to the United States’ reserved water rights, which were not and could not have been adjudicated in the Baker-Lehman Adjudication. Accordingly, the Court finds that the Baker-Lehman Adjudication was not comprehensive, and the McCarran Amendment’s waiver of sovereign immunity is not triggered.

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Baker and Lehman Creeks. Because the United States has since waived sovereign immunity for water rights adjudications under the McCarran Amendment, any adjudication today would necessarily include the federal reserved rights. Plaintiffs have a simpler remedy as well; Plaintiffs could apply for a special use permit from the National Park Service to perform the work they seek to do on Park land and follow the available administrative remedies-up to and including another federal lawsuit-if their request is denied. But even if these alternative remedies did not exist, it would not change the necessary legal conclusion in this case: the United States has not waived sovereign immunity, so this Court and the state courts lack jurisdiction over Plaintiffs' claims.

The parties seek clarification on the effects of this Order on any state court orders filed after this Court's improper remand. Defendants ask the Court to dissolve all post-remand orders entered by the state court. (Mot. Dismiss 21:3-22). Defendants cite [28 U.S.C. § 1450](#), which states: "All injunctions, orders, and other proceedings had in such action prior to its removal shall remain in full force and effect until dissolved or modified by the district court." This statute is not relevant here, where the state court entered orders following removal and subsequent (improper) remand. The Court

12 struggled to find any legal authority on point, ^{*12} perhaps unsurprisingly considering that in general, an order remanding a case to state court following removal is not reviewable on appeal. [28 U.S.C. § 1447\(d\)](#) (noting that orders remanding cases like this one, removed pursuant to [28 U.S.C. § 1442](#), are an exception to this general rule). The Ninth Circuit, however, vacated the Court's Order remanding the case, which means this case was effectively never remanded to the state court. And "any postremoval action taken by the state court is void." *Meraz v. Ahern Rentals, Inc.*, No. CV-20-2337-RSWL-MMAX, 2020 WL 11884710, at *3 n.3 (C.D. Cal. Sept. 21, 2020) (citing [28 U.S.C. § 1446\(d\)](#) and *Cal. ex rel. Sacramento Metro. Air Quality Mgmt. Dist. v. U.S.*, [215 F.3d 1005, 1011](#) (9th Cir. 2000)). Accordingly, any state

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IT IS HEREBY ORDERED that Defendants' Motion to Dismiss, (ECF No. 67), is **GRANTED**.

IT IS FURTHER ORDERED that Plaintiffs' Motion to Remand, (ECF No. 68), is **DENIED**.

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**Federal District Court Construes Actions to Enforce Pre-1952 Water Rights Decrees
As Exempt From
The McCarran Amendment's Waiver Of Sovereign Immunity**

The United States District Court in Nevada issued an order on August 23, 2024 that casts a dark shadow over every water right in the West. In *Baker Ranches, et al. v. Haaland, et al.*, the federal court held that a state court has no jurisdiction to enforce its nearly century-old water rights decree against the federal government for illegally diverting, using and obstructing the flow of water that belongs to others simply because the adjudication that determined the relative rights set forth in the decree did not include later-established federal reserved rights. The ruling means that even where the federal government has acquired decreed rights, it can violate the decree without any consequences if it later asserts that a federal reserved right was not adjudicated.

Background Facts:

In the 1920's, the Nevada State Engineer conducted an adjudication of the relative rights to Baker and Lehman Creeks pursuant to the State's water statute and submitted its order of determination to the state court. After following all statutorily mandated procedures, the state court issued a decree in 1934 and amended the decree in 1950. Baker and Lehman Creeks originate in mountains known as the Snake Range and flow eastward into the Snake Valley, where that have been put to beneficial use on the plaintiffs' ranches since the 1870's. The original water appropriations were made at a time when the entire area was unsurveyed public land.

In 1909, Congress withdrew for a national forest the lands through which the creeks flow before they ultimately reach the Snake Valley. At the time of the adjudication, the Forest Service was given notice of the proceedings and did not participate. In 1922, Congress established Lehman Caves National Monument. To satisfy the water needs for a visitor center and guard station, the government acquired water rights that were adjudicated and determined in the decree.

In 1986, Congress established Great Basin National Park on the lands through which the creeks run. The Park Service acquired the decreed water rights already owned for the visitor center and guard station. In the enabling legislation for the Park, Congress reserved for the Park only those water rights that were associated with the 1909 withdrawal of the National Forest and the 1922 withdrawal of Lehman Caves National Monument.

In the ensuing years, the Park Service diverted water for campgrounds, felled logs across the creeks, and allowed Park visitors to build rock dams that obstructed, spread, diverted and consumed the creek flows before they reached the Park boundary and, therefore, Plaintiffs' downstream point of diversion. Park roads are also shunting water out of the creek channels and into porous limestone adjacent to the creek. Additionally, starting in 2012, the Park Service threatened Plaintiffs with law enforcement action should they enter onto Park property to remove obstructions and clear brush, a practice expressly authorized by Nevada law that they and their predecessors had done for decades without objection from the federal land managers, before and after the Park's establishment.

Plaintiffs filed suit against the Department of the Interior and the Park Service in the State Court that issued the decree, pleading one claim for enforcement of the decree. The Defendants removed the case to federal court under the federal officer removal statute and sought dismissal on sovereign immunity grounds. The Federal District Court initially remanded to State Court based on the prior exclusive jurisdiction doctrine because a court the first exercises jurisdiction over the waters of a stream maintains exclusive jurisdiction to administer and enforce the decree that it entered. The Federal District Court concluded that the State Court should consider and decide Defendants' sovereign immunity defense. The Defendants appealed to the Ninth Circuit Court of Appeals.

While the case was on appeal, it simultaneously proceeded in State Court because the government did not request a stay. The State Court considered and rejected the Defendants' sovereign immunity defense, concluding that the McCarran Amendment waives sovereign immunity because the Park Service holds two decreed water rights, and Plaintiffs' complaint sought administration and enforcement of the State Court decree. The State Court then held the Defendants in contempt of court for violating the decree but reserved for a later time the determination of appropriate sanctions. With input from the parties, the State Court issued an order that allowed Plaintiffs to enter onto Park land to perform limited channel maintenance to ensure the flow of water through the Park to the Park boundary.

Thereafter, the Ninth Circuit reversed the Federal District Court's order that remanded the case to State Court on the basis that the Federal District Court should have decided Defendants' sovereign immunity defense. The Federal District Court did so and concluded (contrary to the State Court's analysis) that the case did not come within the McCarran Amendment's waiver because the original adjudication of pre-statutory vested rights did not consider any later-created federal reserved rights and therefore was not "comprehensive." The Federal District Court concluded that the government's acquisition of decreed rights did not make a difference because the case supposedly did not contend that any of *those rights* were being violated. The Federal District Court dismissed the case.

As a result of this dismissal, **no court** has jurisdiction to prevent the Park Service from violating the decree and diverting water that belongs to others, even though it benefits from decreed rights and the protections afforded by the decree.

Plaintiffs are appealing that decision.

Why This Decision Matters To All Western Water Users

Anyone who holds a water right that was determined in a decree that pre-dates the 1952 passage of the McCarran Amendment should be deeply concerned about this case. The statute provides:

Consent is given to join the United States as a defendant ***in any suit*** (1) for the adjudication of rights to the use of water of a river system or other source, or (2) ***for the administration of such rights, where it appears that the United States is the owner of*** or is in the process of acquiring water rights by appropriation under State law, by purchase, by exchange, or otherwise, and the United States is a necessary party to such suit. The United States, when a party to any such suit, shall (1) be

deemed to have waived any right to plead that the State laws are inapplicable or that the United States is not amenable thereto by reason of its sovereignty, and (2) shall be subject to the judgments, orders, and decrees of the court having jurisdiction, and may obtain review thereof, in the same manner and to the same extent as a private individual under like circumstances: Provided, That no judgment for costs shall be entered against the United States in any such suit.

43 U.S.C. §666(a) (emphases added). Congress passed the McCarran Amendment to ensure that the United States is treated no differently than a private appropriator of water.

Although the facts of this case fall squarely within the plain language of the statute, the Federal District Court held that the United States is above the law and beyond the reach of any court if it asserts federal reserved rights that were not claimed or determined in a state adjudication that occurred prior to 1952.

That means on stream systems governed by a pre-1952 decree, the United States can now assert – for the first time – a federal reserved right to use water in a manner contrary to rights established in the decree, and illegally use water in violation of the decree, without any consequence. The stability and sanctity of any rights recognized in a state court decree that pre-dates enactment of the McCarran Amendment in 1952 are now in jeopardy.

Hundreds, if not thousands, of adjudications occurred throughout the West prior to 1952. The resulting decrees have guided farmers, ranchers and other water users as to the full scope of their individual property rights. Now, the ability to enforce any such decree against those who violate it is called into question.

What You Can Do

As the Plaintiffs proceed with their appeal, a state, local government or other interested group can file what is called an “amicus curiae” – or, “friend of the court” – brief. If you would like to do so, please contact Plaintiffs’ counsel, Debbie Leonard, at debbie@leonardlawpc.com.

Additionally, contact your local and state representatives and federal congressional delegation to express your concerns.

Now is the time to act and have your voice considered to ensure that the entire framework for western water rights is not upended.

The Federal District Court’s decision is available here: <https://casetext.com/case/baker-ranches-inc-v-haaland-5>