

NEVADA ASSOCIATION OF COUNTIES (NACO)

Board of Directors' Meeting

April 28, 2017, 9:30 a.m.

NACO Office

304 S. Minnesota Street

Carson City, NV 89703

Adopted Minutes

Attendance: President Phillips, Vice President Waits, Humboldt County Commissioner French, Lincoln County Commissioner Higbee, White Pine County Commissioner Perea, Pershing County Commissioner Shank, Mineral County Commissioner Price, Lyon County Commissioner Alt, Washoe County Commissioner Herman, Washoe County Commissioner Lucey, Storey County Commissioner McGuffey, Carson City Mayor Crowell, Churchill County Commissioner Olsen, Nancy Parent, Nevada Association of Clerks and Election Officials; Dave Dawley, Nevada Assessors Association

Remote Attendance: Elko County Commissioner Dahl, Catherine Bakaric, Nevada Treasurers Association

Other Attendees: NV Secretary of State Cegavske, Elko County Commissioner Steninger, Mineral County Commissioner Hegg, Rob Stokes, Elko County Manager; Sue Merriwether, Carson City Clerk/Recorder; Kathy Lewis, Douglas County Clerk/Treasurer; Patty Cafferata, NV Attorney General's Office; Scott Anderson, NV Secretary of State's Office; Wayne Thorley, Nevada Secretary of State's Office; Dean Payne, UNR and Lee Bonner, NDOT

The meeting was called to order at 9:30a

1. **Public Comment.** None was given.
2. **Approval of Agenda.** The agenda was approved on a motion by Commissioner Lucey with second by Commissioner Herman.
3. **NACO President's Report.** President Phillips reflected on his gratitude for the member's commitment to the State of Nevada and the successful meetings held the previous day with Legislative Leadership and the Executive Committee in conjunction with Local Government Day. He also reflected on some of the similar issues experienced in both rural and urban counties. President Phillips also reflected on the success of the previous evening's reception hosted jointly with the Nevada League of Cities and Municipalities and the expressed appreciation for the opportunity to greet and meet with Legislators in a less formal setting.
4. **NACO Executive Director's Report.** Jeff thanked those who attended Local Government Day and informed the Board that President Elect Weekly and Commissioner Kirkpatrick joined representatives from the League to give a presentation to the Assembly Committee on Government Affairs on the importance of local government and to reinforce the partnership between local government and the Legislature. He also discussed the meetings with Leadership and that those met with were receptive to the issues discussed during those meetings. Jeff concluded his remarks thanking Clark County for the Proclamation given to staff for their efforts on behalf of Nevada's Counties
5. **Approval of Minutes of the March 24, 2017 NACO Board of Directors Meeting.** The minutes were approved on a motion by Commissioner Higbee with second by Commissioner French.
6. **Approval of Nominees for Consideration by the Governor for Appointment to the Nevada Commission on Nuclear Projects (NRS 459.0091).** It was noted that Clark County Commissioner

Brown is the current representative on the Commission and wishes to continue to serve in that capacity. President Phillips noted the ability to nominate two additional persons for consideration and nominated Nye County Commissioner Schinhoffen. Washoe County Commissioner Herman volunteered to serve and the Board voted to send all three to the Governor for consideration on a motion by Commissioner Lucey.

7. **Approval of Nominees for Consideration by the Governor for Appointment to the Board for the Fund for Hospital Care to Indigent Persons (NRS428.195).** Jeff reviewed the fiduciary purpose for the Board and the allocation of \$20+/-M per year for things like hospital claims for medically indigent persons involved in motor vehicle accidents, matching Medicaid dollars for supplemental payments to hospitals as well as claims by counties for assistance with long term care obligations. Jeff informed the Board that the current term for all members expires in June and that Commissioner French, Commissioner Weekly, Commissioner Wichman and Clark County Human Services Director Pawlak have indicated they would like reappointment. Eureka County Commissioner Sharkozy is the only current member of the Board who did not respond with a request to continue service or to request that he not be considered for reappointment. He noted that the Board can move to reappoint those interested in continuing to serve and that there would need to be two names submitted for Commissioner Sharkozy's seat. The four members requesting reappointment were approved on a motion by Commissioner Alt with second by Commissioner Shank. Vice President Waits suggested nominating Commissioner Sharkozy should he continue to wish to serve on the Board. President Phillips suggested adding Vice President Waits to the list of nominations which she agreed to. Commissioner Sharkozy and Vice President Waits were nominated for consideration by the Governor on a motion by Commissioner Shank with second by Commissioner French.
8. **Update and Possible Action regarding the Renewal of NACO Employee Health Insurance for Fiscal Year 2018.** Jeff thanked the Board for providing coverage to staff and allowing dependent coverage at their own cost. He informed the Board that in past years the Association had been confined to a single carrier because of a law requiring a public entity that provides insurance to employees to provide coverage to retiree's as their cost. Because there are no plans offered that will include coverage to retirees there is now the ability to look at s options. One option would be to move into PEBS which he did not recommend based on long term costs. LP Insurance the Association's long term broker has worked with him to narrow commercially available plans to two best options, Prominence the current carrier and Hometown Health. He noted that the final decision will be made internally based upon the Board's approved budget. Jeff informed the Board that what is being asked of the Board is for permission to offer to employees the consideration of entering into a high deductible plan with reduced premiums, offered by Hometown Health. He noted that the approved budget includes a 5% increase for premiums and what is being proposed is the option to all staff to choose the high deductible plan and allow the difference of the lower premiums and what is budgeted to go into an HSA for the employees. He also reiterated that while the Association is not now nor has been in PEBS there is a former employee who retired from a PEBS enrolled agency and that the Association pays a prorated amount for that person's coverage for the term in which they worked for the Association. Commissioner McGuffey inquired as to if there would be matching funds to the HSA and Jeff clarified that the amount that would go into the HSA would be the difference between the amount budgeted and the premium cost, but that staff would be able to make additional contributions to the HSA on their own if they so choose. Vice President Waits inquired as to if Prominence offered the same plan, Jeff indicated that Hometown Health plan was used as it was highly recommended by LP Insurance, but if Prominence offered the same type of plan that would be in consideration as well. Commissioner French noted that Humboldt County offers something similar and they have seen benefits to doing so by encouraging employees to maintain their health if they opt into the plan. President Phillips stated that he agreed with the concept. Commissioner French moved to allow for the choice and the motion passed on concurrent second by Commissioners Herman and Shank.
9. **Discussion with Nevada League of Cities Executive Committee regarding Legislative Items.** This item was not heard as the League Executive Director was unable to attend.
10. **Presentation by the Office of Secretary of State Barbara Cegavske on Voting System Replacement.** Secretary Cegavske thanked the Board for allowing her to attend remotely and introduced her staff in attendance in Carson City. She gave an overview on the situation with the

State's election equipment and informed the Board that the two State certified equipment vendors gave demonstrations of their equipment and those demonstrations were attended by representatives from her office, County Commissioners, Clerks and Election Officials as well as by Legislators. A preferred vendor was identified by an informal exit poll. She noted ongoing conversations with Assemblywoman Carlton, Chair of Ways & Means as well as the Chairs of both Legislative and Operations committees. She informed the Board that they are looking at the possibility of the State funding some of the equipment required in all of the counties. She noted that Clark County has signed their own contract but that she has spoken with Commissioner Kirkpatrick about possible including Clark County in the funding identified in her budget that has been closed by the Legislature. The Secretary noted that one of the main criteria they have identified for the machines is that they be able to be used for both early voting and on Election Day to cut down on the number of machines needed and that current technology will allow for this usage. She also noted that she has spoken with most counties about the possibility of offsetting the costs of the machines within the counties because it is important for the individual Counties, Clerks and Election Officials to have buy in. The Secretary concluded her initial remarks with the fact that they are waiting on the Economic Forum to see if there might be additional revenues to assist with the purchase of the machines as well as the option of the State possibly purchasing the machines and the Counties leasing the machines from her office. Commissioner French inquired as to if there was a plan to have staff address the individual BOCC's regarding the buy in and financial partnership she indicated. The Secretary noted that they have gone to some Counties and that they are currently relying on the Clerks to communicate with the Boards but that they are more than willing to have teleconferences with the Counties and that a projected cost has been distributed to each county but that through further talks with the vendors they are expecting the actual costs to be slightly less. Wayne Thorely, Deputy Secretary for Elections reiterated the Secretary's remarks and noted that all seventeen counties are using the same machines that were purchased between 2004 and 2006 and that they are hopeful that there will not be a need for a 1 for 1 replacement of all 7,000 machines due to the ability to use the same machines for early voting and election day and that reduction is expected to be about a 25% reduction. He also noted that there is advantage in purchase power and price reductions through the SOS office and that both certified vendors are open to multiple finance/lease options. Commissioner McGuffey inquired if the options would apply to the SOS office and Mr. Thorely noted that current NRS allows the SOS to purchase the machines and lease to the counties and that there is an ability to get creative with multiple solutions to work for each county. Commissioner Shank asked what would happen to the old machines and Mr. Thorely noted that the best option would be sell them back to the vendor for parts but that it would not be a large offset. The Commissioner also inquired as to the final vendor decision and it was reiterated that there are two systems currently certified for use but that there is no limit to those two but that another vendor would need to be certified by the Secretary and there would be a need to complete a competitive bid process that would take a significant amount of time. Commissioner Alt inquired as to if they would buy them back why can't they continue to be used and it was noted that the vendors will no longer support the software and that without that support it will open the election process up to security concerns. Commissioner Herman noted that if the machines can be used for both early and day of voting, if there was a cutback on early voting that might assist in the ability to afford new machines and it was clarified that would require legislative intervention and that the current discussion in the Legislature is to extend early voting. Commissioner Perea inquired as to moving to all mail in ballots and to avoid the need to purchase the machines. It was noted that that option would also require legislative intervention and even with an all-mail in system there is also equipment required for processing the ballots. Ms. Lewis and Ms. Merriwether thanked the Secretary and her staff for their work on the issue and getting the issue before the State. They also noted that the Commissioners will have the final approval of the equipment and at the request of Commissioner McGuffey they noted that it is very important to have new machines in place before the next election in order to ensure all bugs are worked out prior to the 2020 Presidential election.

11. **Discussion and Possible Action regarding Interlocal Agreements between the Nevada Department of Health and Human Services, Aging and Disability Services Division and Counties to Provide Services to Children with Intellectual and Developmental Disabilities.** Jeff informed the Board that there are outstanding contracts between the State and a number of counties that stem from actions taken in the 2011 Legislative Session when the State began to bill counties for services for children with disabilities provided by the State. He referenced a letter from the then Department Director, Mike Willden, in 2011 that discussed options counties had for the services which

ranged from taking over the services in total, paying the assessment billed by the Department or working with the Department on determining a range of services. This year the option of allowing counties to work with the State to determine the level of services is no longer an option and the State is wants to increase the eligibility criteria to 300% of poverty level. Jeff noted that he asked for the the item to be put on the agenda because some counties are concerned about the changes specifically, noting that that the item is one of several cost assessments that are not capped, causing potential budget issues if the State's cost projections are not correct. Cara Paoli from the Department of Health and Human Services' Aging and Disability Services Division addressed the Board and said the changes and adjustments are based on the Olmstead Decision which addresses the delivery of services including wait times, institutionalization and standardization of criteria and services across the state. She also noted that the decision carries impacts including legal suits. She acknowledged that some counties can experience hardships depending on the level of need and that they are willing to look at options. She also noted that they are looking at getting school district's more involved and tap those underutilized resources as well as using untapped State resources if necessary. Mayor Crowell inquired as to a county's ability to audit or monitor services being provided and Ms. Paoli noted that they would be willing to sit down and discuss it. Mayor Crowell reiterated that counties are receiving bills with no support and she stated again they would be willing to sit down to discuss the billings. She also noted that recent conversations with county staff included having more county input based on the level of resources within the county and to identify other areas of coordination. Commissioner McGuffey noted that the assessments are based on where the child resides and inquired as to if neighboring counties could consider pooling resources based upon residence vs. the cost of living and where the parents may work. Ms. Paoli concluded her remarks reiterating that they would be willing to look at ways to help with increased costs.

12. **Update and Possible Action regarding the Phase-out of Advanced Data Systems used by Nevada's Counties.** Jeff informed the Board that the Steering Committee comprised of members from each affected County met on Wednesday and prior to that on the 3rd of April. He noted that the Steering Committee is also comprised of representatives of all the affected user groups and has had great participation and effective discussion. He informed the Board that the Assessors and Treasurers have been at the forefront of the issue and that they are in contract development. He noted that the Recorders are a bit behind the Assessors and Treasurers but that the Assessors requirements are unique and will need to be far more customized than the system required by the Recorders. He also noted that while the Assessors and Treasurers have come to a unanimous decision on a vendor that the Recorders may end up going with a couple of different vendors dependent on need and that a few of the counties do not currently need to make a change because the ADS System is not being used by their Recorders. Jeff informed the Board that questions about the systems by Comptrollers etc. are still being worked out and that it is imperative that all the systems interface. Deliverables are being stressed including the need to have documentation and details outlining the selection process especially since current law does not require an RFP for software development. He also noted the importance of having a plan for implementation and that he requested the development of a flowchart to be brought to the May Board meeting so that the Board will have a more detailed idea of how the process has gone and what to expect when the contracts are brought before the individual BOCC's, He noted that each county will have their own contracts with the ability to opt in to items individually that all counties may not require. He thanked Carson City for their leadership in developing the contract 'template' for the Assessors and Treasurers. Dave Dawley from the Assessors Association informed the Board that the initial contracts for the Assessors and Treasurers are expected to be ready the first of July and Jeff reiterated that NACO's participation is not to impede the process but to be a bridge between the Commissions and the various user groups to ensure that the process has been completed correctly and to provide a level of comfort to the BOCC's that the process had been vetted. Jeff also noted that another item of concern is management of the project in each individual county. Mr. Dawley noted that they are currently working through the best way to present to each of the counties and that once under contract there will be a Nevada specific software that encompasses the common needs of all the counties with additional components that can be selected on an individual basis according to need. Commissioner French requested clarification that the development subcommittee that will be created will have a member from each county and Mr. Dawley informed the Board that the subcommittee will be comprised of subject matter experts that work with ADS and the new vendor directly on development. Mr. Dawley also noted that information has been disseminated to all the counties at each step of the process and that individual/special needs are being considered and included in the process and that he is confident that the key people for each county are involved in the

process. Jeff stressed that the benefit of the Steering Committee because of the cross section of participation not only in user groups but with IT professionals and county managers and that all those whose systems need to be changed have had every opportunity to participate in the process. He also noted that the initial goal was a one system solution, which is not feasible but with the Assessors and Treasurers choosing the same system there are economies of scale. Mr. Dawley also noted that the documents the Board will receive in May are working documents and will change as the process moves forward. President Phillips thanked those that have been diligently working on the issue and no action was taken.

13. Update on the Governor's Task Force for the Regulation and Taxation of Marijuana Act. Dagny reminded the Board that she is the Associations representative on the Task Force comprised of a broad range of stakeholders to provide input and policy recommendations to the Governor in the form of a report due at the beginning of June which will be used to put forth the final rules and regulations governing recreational marijuana. She noted that the Task Force was broken into eight working groups and she is the co-chair on taxation and regulation subcommittee. She noted that there are local government representatives on all of the working groups and that all counties will be affected by the industry regardless of whether they zone out dispensaries. She noted that the goal is to ensure counties get a fair share of revenues from the industry to address the impacts to services they will experience. She informed the Board that she wrote a recommendation that the Task Force recognizes the need for counties to share in the revenues because they will shoulder the majority of impacts to services, which the Task Force adopted. She also noted that work is being done to ensure that counties maintain the authority to regulate the businesses. Commissioner French inquired as to if during the assessment of impacts to counties if there is a discussion to set up any baseline studies, for example effects on law enforcement, emergency medical treatment facilities etc. because at this point identifying impacts is just a guessing game. He also inquired as to liability issues and issues surrounding the federal government not commenting on the Cole Memo or future enforcement actions. Dagny noted the general impacts to counties have been researched through conversations and data from other states and found that it is a complex issue and there are really no definitive data to quantify Nevada specific impacts. She also noted that the Task Force also contains a majority of members from the State and industry and have had to educate the members on what services counties provide and how and why they will be impacted. Commissioner Alt inquired as to the use of Home Rule to zone out utilization of marijuana within a county. It was clarified that Home Rule cannot be utilized to circumvent state law and a county can zone out dispensaries but cannot make usage illegal. She also noted that the Task Force was not directed by the Governor to address federal legal issues. Commissioner Alt also inquired about impacts to children if marijuana is used within the household; President Phillips noted that those questions would need to be directed to the associated District Attorney's. Commissioner Shank inquired as to liability issues surrounding the oath Commissioners take to uphold the law and how that will affect insurance coverage and it was noted that Pool/Pact is researching that issue. Dagny also informed the Board that there is language in a bill before the Legislature that would allow cities to allow dispensaries even if a county zones it out and that she is working with the League on this language. Commissioner French noted that during his conversations with Commissioners from Colorado that they wished they had more regulation over the product itself specifically with consumables and issues experienced with emergency medical visits having to do with unknown quantities of THC consumed. Dagny noted that the State has done a lot of work on those issues and Nevada is at the forefront of those issues and is very strict on things like packaging and dosage, tracking and security of dispensary and grow locations. She stressed that dosage, packaging and labeling will all be standardized and uniform across the state. She said in terms of local authority that the jurisdictions that have medical distribution facilities are currently comfortable with having the state take those responsibilities but the Task Force is working to ensure local authority for enforcement of those laws and regulations.

14. Update and Possible Action regarding Proposed Legislative Measures, Budget Requests and NACO Priorities for the 2017 Legislative Session. Dagny reviewed the recent deadlines for first house committee and first house passage and the number of days left in the session, with Sine Die expected on June 5th. A number of bills failed to make it through the deadlines, including some NACO had concerns about. NACO's SB8 regarding preparation and funding of PSI's and Clark County's SB9 also a version of change in preparation and funding of PSI's passed out of Senate Judiciary and were referred to Senate Finance. These remain priority bills and the Association will work closely with the

Legislature especially as the Governor's budget includes a significant increase for production of these reports. NACO's AB43 that would have adjusted the way the secondary property tax calculation is completed received a hearing in committee but also received negative and incorrect press and did not pass out of committee. Jeff also noted that there are two other measures regarding property taxes ACR7 which would require another interim study which NACO supported. The other is SJR14 that would reset depreciation and abatements upon sale; it also has components for breaks for seniors and the disabled but would require a vote as it is a Constitutional amendment. NACO's AB16 regarding funding and oversight for Cooperative Extension passed out of its original committee and has been referred to Ways & Means. Initial conversations with the Chair have been positive and this remains a priority bill.

AB407 which would move the Cooperative Extension programs for Nye, Lincoln and Clark Counties to UNLV including the county funding and also create 7 person advisory boards for each county for the program; NACO opposed this bill due to several concerns. Meetings have been had with the sponsor, stakeholders and Clark County however, there is bipartisan support for the bill, staff will continue discuss strategy and work toward a solution on this bill.

SB439 which would have enabled BOCC's to enact up to a 5 cent tax on diesel fuel failed the deadline, even though initially there appeared to be support for the bill. Legislative Committee Chair, Commissioner Lucey informed the Board that during meetings the previous day with Leadership there is a possibility of reviving the measure if support can be guaranteed from rural Republican senators that ended up not supporting the bill. Commissioner French noted that some of the largest impacts to the counties experiencing flooding issues are due to deteriorated roads, bridges and other infrastructure and during his conversation with Senator Gustavson he stressed that the measure is not asking for the Legislature to enact a tax but to give the counties the ability to discuss the option with their citizens and allow them to decide how they want to fund the services they have the expectation for the counties to provide. Commissioner Alt echoed the issues with flooding and noted that there is a distinct possibility that Yerington will become isolated over the summer due to runoff and potential flooding, and Commissioner Olsen also echoed the frustration of flooding issues due to lack of appropriate funding for infrastructure maintenance and construction. Vice President Waits inquired as to the timeframe required to resurrect the measure and it was noted that it needs to be done as soon as possible. Commissioners McGuffey, Higbee and Dahl inquired as to if there was an issue with passage due to confusion with dyed fuel and it was clarified that the intent of the measure would not allow for enactment of a tax on dyed fuel, however it may require an amendment to make that clear. It was also noted that there is support for the measure from the trucking community as there is a mechanism for improvements to truck parking.

SB377 regarding indigent defense was passed out of Senate Judiciary and sent to Senate Finance, there was no fiscal note submitted by the State so that question is being worked on. NACO testified as neutral, however, during opposition testimony, Mark Jackson representing the District Attorney's Association commented that the DA's Association did not believe that a statewide oversight commission is necessary because the counties have oversight of the issue and when asked by the Committee Chair if each county is going to be responsible for meeting the basic indigent defense requirements he applied in the affirmative that each BOCC approves the contracts. Jeff noted that the Board needs to be aware of the comment due to the fact that law suits are expected from the ACLU and that comment on the legislative record could become an issue. The ultimate outcome of the bill is in question at this time.

Marijuana bills include items on reduction of the amount of and authority to charge business license fees, as well as issues related to service and impacts, as addressed in agenda item 13.

Collective bargaining bills of interest include those that seek to undo changes made in the 2015 Session. SB469 would change the percentage of ending fund balance that would be open for negotiation. There are also bills that would bring back evergreen clauses and remove steps in negotiation with unions before adjudication by mandating binding fact finding. There is also a bill AB267 that addresses heart/lung benefits for police and fire, which would change the time off provision, to zero days, to qualify for benefits and Dagny noted that they are working with Pool/Pact on increases in liabilities.

Bills being watched include AB310 which would mandate a salary for Public Administrators, AB397 that would give cities the authorization to create GID's for parks and would allow appointment of the governing boards as well as allow taxing authority. SB54 which would allow Lyon County and other rural counties to expand use infrastructure taxes is going forward as is SB88, creating a one-time funding mechanism for body cameras. SB491 allowing a county lease mechanism through the SOS for voting machines moved forward as did SJR12 which would rescind SJRI from 2015. SB127 which would allow for BOCC appointment for filling open seats on small districts if nobody runs for election also moved forward.

Bills that failed the deadline include AB153 which would have required inter-county transfers of impact fees, SB63 allowing cities to collect fuel taxes from counties and SB218 which would have provided an option for public notice distribution.

Note: The NACO Board of Directors May Interrupt the Open Meeting and Exclude the Public from the Meeting for the Limited Purpose of Receiving the Information and for Deliberation Relative to Agenda Item #15(f) below:

15. **Update and Possible Action Regarding Public Lands and Natural Resources Issues Including:**
 - a) **BLM's Proposed Sagebrush Focal Area Withdrawal Draft Environmental Impact Statement.** Tori informed the Board that comments were sent and copies were sent to the Board.
 - b) **Update on Pending Public Lands Legislation.** Commissioner Dahl reminded the Board that HR1484 expired with the last Congress and will not be reintroduced. He indicated that an alternative is being worked on and that a previous discussion with then Senator Zinke included the transfer of management, instead of ownership of public lands which would result in a similar situation as wildlife ownership and management, which may appease those in opposition to the transfer of the lands. He spoke with Congressman Amodei and this may be the direction any future legislative language may go.
 - c) **Briefing on the March 7, 2017 Ninth Circuit Court of Appeals Decision on Federal Reserved Water Rights and Groundwater (*Agua Caliente Band of Cahuilla Indians v. Coachella Valley Water District*, Case No. 15-55896).** Tori informed the Board of the decision that determines that the tribe's Federal Reserve rights apply to ground water which could have implications on the way federal agencies treat water rights. She will monitor the issue.
 - d) **The U.S. Department of the Navy's *Fallon Range Training Complex Modernization: Expansion of Land Ranges, Airspace Modifications, and Public Land Withdrawal Renewal Environmental Impact Statement*, and the U.S. Air Force's Notice of Intent to Prepare a Legislative Environmental Impact Statement for the Nevada Test and Training Range Military Land Withdrawal at Nellis Air Force Base.** Tori informed the Board that she has been working with the Navy as proxy for the involved counties; however she expressed concern with the counties not being regularly contacted because she is easier to reach and encouraged those affected to counties to maintain communication to ensure their needs and wants are met.
 - e) **Discussion and Possible Action regarding a NACO Letter in Support of Reforming the Federal *Antiquities Act*.** Jeff informed the Board that a request for the letter had been made by staff from the House Natural Resources Committee as it relates to a Subcommittee hearing on the issue the following Wednesday. Specifically as it relates to local engagement and input on the creation of monuments. He also noted that several other organizations will be submitting letters in support of the review. Commissioner Dahl noted that local input is a priority when monuments are being proposed and created, and noted that the President's Executive Order goes a step further with regards to the amount of land included in the monuments in question. Mayor Crowell proposed minimal verbiage changes regarding county input to the designations that did not change the intent of the letter. The letter was approved by the Board with the changes proposed by the Mayor on a motion by Commissioner French with second by Commissioner Herman.
 - f) **Litigation – This item was heard in closed session**
 - **NACO's Efforts Seeking to Compel the U.S. Bureau of Land Management to Comply with the Provisions of the Wild Free-Roaming Horse and Burro Act.** No action was taken.
 - **The Center for Biological Diversity's Lawsuit against the U.S. Fish and Wildlife Service Seeking to Vacate their Decision not to List the Bi-State Sage Grouse as an Endangered Species and NACO's Motion to Intervene on behalf of the F&WS.**

- **The BLM's and U.S. Forest Service's Greater Sage-Grouse Resource Management Plans including the Complaint for Declaratory and Injunctive Relief Filed by the State of Nevada and Nine Nevada Counties, and Recent Implementation Training.** No action was taken.

16. **NACO Committee of the Emeritus Update.** In the interest of time no update was given.

17. **National Association of Counties and Western Interstate Region Board Member Updates.** No updates were given.

18. **NACO Board Member Updates.** None were given.

19. **Public Comment** – On behalf of Commissioner Lucey Jeff reminded those on NACo Steering Committees that are interested in appointments to leadership positions to contact him as soon as possible as the applications are due in June.

The meeting was adjourned at 2:25p

DRAFT