

MINUTES
MEETING OF THE BOARD OF EXAMINERS

June 13, 2012

The Board of Examiners met on June 13, 2012, in the Guinn Room on the second floor of the Capitol Building, 101 N. Carson St., Carson City, Nevada, at 10:00 a.m. Present were:

Members:

Governor Brian Sandoval
Attorney General Catherine Cortez Masto
Secretary of State Ross Miller
Clerk Jeff Mohlenkamp

Others Present:

Katie Armstrong, Attorney General's Office

PRESS

Sean Whaley, Nevada News Bureau

1. PUBLIC COMMENTS

Comments:

Governor: Good morning, everyone. I'd like to call this special meeting of the Board of Examiners to order. All members are present. I'll first ask for public comment. Is there any member of the public here in Carson City that would like to provide public comment? Hearing none, we will move on to the next item of the Agenda.

*2. FOR POSSIBLE ACTION – REQUEST FOR GENERAL FUND ALLOCATION FROM THE INTERIM FINANCE COMMITTEE CONTINGENCY FUND

Pursuant to NRS 353.268, an agency or officer shall submit a request to the State Board of Examiners for an allocation by the Interim Finance Committee from the Contingency Fund.

A. DEPARTMENT OF CORRECTIONS – HIGH DESERT STATE PRISON AND NORTHERN NEVADA CORRECTIONAL CENTER

The Department of Corrections requests an allocation of \$911 from the Interim Finance Committee Contingency Fund to cover a pending stale claim:

High Desert State Prison - Military Leave for fiscal year 2010 in the amount of \$911.

Clerk's Recommendation: I recommend approval.

Motion By: Attorney General Seconded By: Secretary of State Vote: 3-0

Comments:

Governor: Mr. Mohlenkamp.

Clerk: Thank you, Governor. Before the Board is a request for an allocation from the Interim Finance Committee Contingency Fund for \$911. This is actually a continuation of what you saw in the last Agenda. We had a dollar amount that was actually incorrect. When we went back to calculate how much we needed to pay the individual for their military leave, we were \$911 short, so this rectifies it, so going before IFC we'll have the proper amount.

Governor: Thank you, Mr. Mohlenkamp. Any questions with regard to this Agenda item? Hearing none, the Chair will accept a motion for approval for the allocation of \$911.

Attorney General: Move for approval.

Secretary of State: Second.

Governor: There's a motion by the Attorney General, second by the Secretary of State. Any questions or comments on the motion? Hearing none, all in favor, please say aye. Motion passes unanimously.

***3. FOR POSSIBLE ACTION – SALARY ADJUSTMENTS**

Distribution of Salary Adjustments to Departments, Commissions and Agencies, pursuant to Senate Bill 505, Sections 7, 8, of the 2011 Legislative Session.

The 2011 Legislative Session made appropriations from the General Fund and the Highway Fund to the Board of Examiners to meet certain salary deficiencies for fiscal year 2012 that might be created between the appropriated money of the respective departments, commissions, and agencies and the actual cost of the personnel of those departments, commissions, and agencies that are necessary to pay for salaries. Under this legislation, the following amounts from the General Fund and/or Highway Fund are recommended:

BA #	BUDGET ACCOUNT NAME	GENERAL FUND ADJUSTMENT	HWY FUND ADJUSTMENT
2666	Commission on Post Secondary Education	\$1,562	
3922	Department of Business and Industry, Transportation Services Authority		\$26,281
	Total	\$1,562	\$26,281

Clerk's Recommendation: I recommend approval.

Motion By: Attorney General Seconded By: Secretary of State Vote: 3-0

Comments:

Governor: Mr. Mohlenkamp, the next item on the Agenda.

Clerk: Thank you, Governor. This item was held off the prior Agenda because of a posting issue. We have now the correct Senate Bill and this is 505. And in your materials you'll see that we have also corrected to identify that what this provides for is when the Governor's recommended budget went over and it had a five percent cut for the pay for employees. When the legislature passed their budget, it was a 2.5 percent reduction, and then six furloughs, which amounts to a 4.8 percent reduction. Instead of putting the money back in all the representative budgets, the agency budgets, they set money aside to allow for the Board of Examiners to be able to allocate that should the agencies come up short or identify shortfall in their personnel or category 01. In this case, you have two agencies in front of you, Commission on Post-Secondary Education and then business and industry transportation services authority. The first is coming out of the general fund adjustment funds, and the second out of the highway adjustment funds. You will see more of these next month as we start -- as agencies get closer to being ready to close their budgets and doing their analysis.

Governor: Thank you, Mr. Mohlenkamp. Any questions from Board members with regard to Agenda Item No. 3? Hearing none, the Chair will accept a motion for approval for the adjustments as outlined in that Agenda item.

Attorney General: Move for approval.

Secretary of State: Second.

Governor: Motion by the Attorney General for approval, second by the Secretary of State. Any questions or comments on the motion? Hearing none, all in favor, please say aye. Motion passes.

***4. FOR POSSIBLE ACTION – CONTRACT**

One independent contract was submitted to the Board for review and approval.

Clerk's Recommendation: I recommend approval.

Motion By: Attorney General Seconded By: Secretary of State Vote: 2-0

Comments:

Governor: We will move on to Agenda Item No. 4. Mr. Mohlenkamp?

Clerk: Thank you, Governor. The Board has one contract before them. This was held out of the last Agenda to ensure that we have a quorum in order to properly consider this contract. This is with the Department of Health and Human Services, the Division of Welfare, and it's a contract with Children's Cabinet. This is a second amendment to an existing contract. This does have a sole source approval through the purchasing division. And in your documents you'll indicate -- you'll find that this is one of the very only sizeable groups that can provide this service in the Northern Nevada area, and so they have awarded that sole source on this matter.

Governor: Thank you, Mr. Mohlenkamp. I am disclosing that my -- the first lady, Kathleen Sandoval, is a long-time employee of the Children's Cabinet. She will not personally benefit in any way as a result of this contract, but in an abundance of caution, I am going to recuse from participating in this Agenda item. I'll turn it over to the Secretary of State.

Secretary of State: Any questions about Agenda Item No. 4?

Attorney General: No.

Secretary of State: Hearing none, I'll accept a motion for approval of a contract in the amount of \$2,146,789.

Attorney General: Move for approval of Item No. 4.

Secretary of State: Second. Any comments or questions about the motion? Hearing none, all those in favor, signify by saying aye. Motion passes unanimously.

Governor: Thank you, Mr. Secretary.

5. BOARD MEMBERS' COMMENTS/PUBLIC COMMENTS

Comments:

Governor: Any Board member comments? Any public comments? Hearing none, this meeting is adjourned. Thank you.

***6. FOR POSSIBLE ACTION – ADJOURNMENT**

Comments:

Motion By: Secretary of State Seconded By: Attorney General Vote: 3-0

Respectfully submitted,

JEFF MOHLENKAMP, CLERK

APPROVED:

GOVERNOR BRIAN SANDOVAL, CHAIRMAN

ATTORNEY GENERAL CATHERINE CORTEZ MASTO

SECRETARY OF STATE ROSS MILLER