

Monday, August 17, 2009

The regular meeting of the Humboldt County Board of Commissioners was called to order on Monday, August 17, 2009, at 10:00 a.m. in the regular place of meeting at the Courthouse, Winnemucca, Nevada. Those present were Chairman Tom Fransway, Commissioners Chuck Giordano, Dan Cassinelli, Garley Amos Jr. and Mike Bell, Deputy District Attorney Angie Elquist, Administrator Bill Deist and Clerk of the Board Tami Rae Spero.

**DISCUSSION & ACTION ON CORRECTION/APPROVAL OF MINUTES:** Chairman Fransway offered corrections to the minutes of August 3, 2009. The following motion was made by Commissioner Amos and passed unanimously:

*To approve minutes of the August 3, 2009, meeting as corrected.*

**PUBLIC COMMENTS:** Chairman Fransway asked for public comments. None were offered.

**ADMINISTRATIVE REPORT:**

**CONSENT AGENDA:** The following items were presented under the consent agenda by Administrator Deist for the Board's review/action.

1. Request for adjustments to the Humboldt County Real Property Tax Roll: Requests 09-10-07 through 09-10-20 were provided to the Board for review. *Recommendation: That the requests be approved as recommended by the Assessor and Treasurer.*
2. Approval of a letter to Senator Reid drafted by Resource Concepts at request of the Wild Fire Support Group and authorize the Chairman to sign: A copy of the letter was provided to the Board for review. *Recommendation: That the letter be approved and the Chairman be authorized to sign it.*

The following motion was made by Commissioner Giordano and passed unanimously:

*To approve the consent agenda as presented.*

**SOLID WASTE MATTERS:** Administrator Deist stated that he had nothing on this item.

**PUBLIC LANDS PLANNING MATTERS & FORMULATION OF COUNTY POSITION ON BLM, FOREST SERVICE AND THE FEDERAL FISH AND WILDLIFE SERVICE**

**PROPOSED ACTIONS:** Administrator Deist stated that he had nothing on this item.

**MISCELLANEOUS REPORTS AND CORRESPONDENCE:**

**OTHER INFORMATION AND UPCOMING MEETINGS:** Administrator Deist discussed the

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joint meeting with the Pershing County Commission regarding the conflict counsel agreement. Upcoming meetings and dates of importance were noted.

**REPORTS FROM COMMISSIONERS REGARDING OTHER BOARDS AND COMMITTEES THEY SERVE ON:** Commissioner Bell discussed a recent tour of the Washoe County Dispatch Center. Chairman Fransway discussed a recent Nevada Association of Counties meeting which he had attended. Discussion occurred regarding a planned visit by Senator Ensign and what would be discussed.

**CLAIMS FOR EXPENDITURES OF COUNTY FUNDS:** The following motion was made by Commissioner Giordano and passed unanimously:

*To approve the claims for expenditures of County funds as presented.*

**REQUEST FROM JIM JEFFRESS TO INITIATE A SPORTSMAN'S BASED EFFORT TO REVIEW BOTH THE ALDER CREEK AND BLUE LAKES WILDERNESS STUDY AREAS IN THE PINE FOREST FOR SPECIAL LAND DESIGNATION POTENTIAL AND REQUEST THAT THE COMMISSION SANCTION THAT PROCESS FOR THEIR ULTIMATE REVIEW AND RECOMMENDATIONS ON THOSE LANDS:**

A copy of a Strategic Plan/ Work Plan for the Pine Forest Range Trout Unlimited Sportsmen's Conservation Project August 2009 was provided to the Board for review. Jim Jeffress appeared before the Board regarding proceeding with a process to review our own Wilderness Study Areas as opposed to the Congressional process or in conjunction with a County Land Use Plan; he discussed the planned approach for reviewing the Alder Creek and the Blue Lakes areas, the process and the work plan proposed. Mr. Jeffress requested permission from the Commission to initiate the process to include reporting back to the Board and asked if someone needed to be designated for the County for involvement. Discussion occurred regarding the public hearing which had occurred and the input received at that meeting, the amount of involvement sought, other resources available, the number of Wilderness Study Area Designations in the County and that the Administrator should be the person designated for the County. After discussion the following motion was made by Commissioner Cassinelli and passed unanimously:

*To sanction the process that Jim Jeffress has initiated today.*

**REQUEST FROM RESPECT (Renew Earth Support Proactive Environmental Change**

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**Today) FOR A GRANT OF \$1,000 AND THE COUNTY PURCHASE THREE SIGNS WITH RESPECT'S LOGO ON THEM:** Paige Brooks and Lianne Iroz appeared before the Board representing RESPECT. Ms. Iroz spoke in support of the request for a donation of \$1,000.00 and the purchase of three no dumping signs with RESPECT's logo by the County; she discussed the first annual RESPECT day, future clean up projects, partnerships with the BLM and the City, what other entities are donating and the anticipated expenses for the projects. Discussion occurred regarding the date of the clean up, what the donation would be used for, what the City has donated and the cost of the signs. After discussion the following motion was made by Commissioner Amos and passed unanimously:

*To grant \$1,000.00 to RESPECT and the County purchase three signs with the RESPECT logo on them.*

**REVIEW AND POSSIBLE APPROVAL OF THE CONTRACT WITH ROBIN GRAY FOR MOSQUITO ABATEMENT:** A copy of the proposed Ground Based Mosquito and Black Fly Abatement Agreement and a letter from Robin Gray, President of Seven Valley LLC detailing the changes in this year's agreement were provided to the Board for review. Chairman Fransway noted the changes with compensation and the contract duration. The following motion was made by Commissioner Amos and passed unanimously:

*To approve the contract with Robin Gray for the Mosquito Abatement Program as presented.*

**ROAD MATTERS:** Road Superintendent Ben Garrett appeared before the Board.

**AUTHORIZATION TO PURCHASE SURPLUS GRADER(S) AND TRUCK(S) WITH PLOWS FROM WASHOE COUNTY:** A memo regarding surplus equipment purchase option from Superintendent Garrett was provided to the Board for review (see attached). Superintendent Garrett requested permission to pursue the Washoe County option as a one time opportunity and a cost saving measure for the County; he reviewed the memo for the Board. Discussion occurred regarding equipment which the County will be offering for auction, the estimated return on those items and the cost of the Washoe County equipment. Chairman Fransway noted that this is allowed under NRS. After discussion the following motion was made by Commissioner Cassinelli and passed unanimously:

*To go ahead with the Road Superintendent's recommendation and the County purchase the two graders and three trucks from Washoe County that are surplus.*

**REPORT OF PENDING ROAD DEPARTMENT PROJECTS:** Superintendent Garrett updated the Board on the mag chloride project set to occur on Jungo Road which is being paid for by Hycroft and the status of the County's cape/chip seal project; he discussed the results of the demo of the use of a roller behind a grader and work which will occur in conjunction with the Union Pacific on the railroad crossings on Eden Valley Road and Morrison Road.

**MISCELLANEOUS ROAD RELATED MATTERS:** Chairman Fransway commented on the Warmouth chip seal. Commissioner Bell commented on a complaint he had received regarding asphalt globs on Westmoreland; Superintendent Garrett stated that he had a call in to get it taken care of. Discussion occurred regarding repairs on Coyote Point.

**JOINT MEETING BETWEEN THE HUMBOLDT COUNTY COMMISSION AND THE WINNEMUCCA CITY COUNCIL:** Present on behalf of the City Council were Councilmen Joyce Sheen, Doug Cain, Rich Stone, Patty Herzog and Paige Brooks, City Manager Steve West, City Clerk Eddy Davis and City Attorney O. Kent Maher. Mayor DiAn Willis-Putnam was absent.

**PROPOSAL AND POSSIBLE ORDINANCE INTRODUCTION TO AMEND HUMBOLDT COUNTY CODE SECTION 2.20.030 AND 2.20.040 AND WINNEMUCCA MUNICIPAL CODE SECTIONS 2.52.010 AND 2.52.020 TO REDUCE THE NUMBER OF REGIONAL PLANNING COMMISSION (RPC) MEMBERS FROM EIGHT (8) TO SEVEN (7) AND TO PROVIDE A METHOD FOR THE COUNTY AND CITY TO ALTERNATE MAKING APPOINTMENTS OF RPC MEMBERS:**

A copy of the draft ordinance and a memo from City Attorney Maher detailing the request were provided to the Board for review. Administrator Deist reviewed the memo from Mr. Maher for the Board and noted the issues with the RPC and obtaining quorum for meetings. Discussion occurred regarding the issue with obtaining a quorum for the Board and the alternating of appointments by the City and County. Councilman Stone offered a motion on behalf of the City Council to set the matter to public hearing. The following motion was made by Commissioner Cassinelli and passed unanimously:

*To set to public hearing at the next meeting, September 8<sup>th</sup>.*

**PROPOSAL AND POSSIBLE ORDINANCE INTRODUCTION TO AMEND HUMBOLDT**

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**COUNTY CODE 13.12.230 AND WINNEMUCCA MUNICIPAL CODE 8.04.230 TO CHANGE THE METHOD OF DETERMINATION AND TO INCREASE THE ALLOWABLE YEARLY INCOME LEVEL TO DETERMINE ELIGIBILITY OF PERSONS OVER THE AGE OF SIXTY-FIVE YEARS FOR A REDUCTION TO THE LANDFILL FEE ASSESSMENT:**

A copy of the draft ordinance and a memo from City Attorney Maher detailing the request were provided to the Board for review. Councilman Sheen, as Chairman of the Landfill Committee, discussed the origins of this proposal including recommendations offered by the County Assessor to set the amount to match the minimums set by statute for tax abatements. Mr. Maher reviewed the results of passage of the ordinance. Assessor Jeff Johnson and Personal Property Appraiser Colleen Cox appeared before the Board. Assessor Johnson discussed how the abatements are tracked. Discussion occurred how the abatement would be requested. The following motion was made by Commissioner Cassinelli and passed unanimously:

*To set to public hearing on September 8<sup>th</sup>*

Councilman Stone offered a motion on behalf of the City Council to set to public hearing. A motion was offered on by Councilman Cain to adjourn the City Council portion of the meeting. The City Council adjourned at 11:26 a.m. but some Councilmen remained in the audience to hear the next item.

**REVIEW AND POSSIBLE INTRODUCTION AND SET TO PUBLIC HEARING AN ORDINANCE TO ESTABLISH A 911 SURCHARGE:**

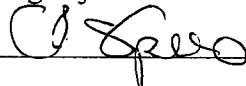
A copy of the proposed ordinance was provided to the Board for review. Sheriff Ed Kilgore appeared before the Board. Discussion occurred regarding the presentation which occurred at a prior Commission meeting, the process and the costs. The following motion was made by Commissioner Bell and passed unanimously:

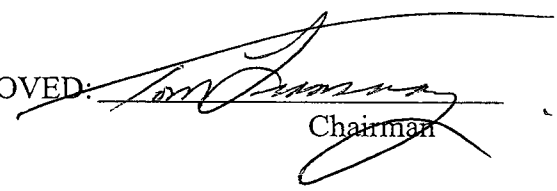
*To set to public hearing for September 8<sup>th</sup>.*

**ADJOURNMENT:** The following motion was made by Commissioner Amos and passed unanimously:

*To adjourn.*

The meeting adjourned at 12:10 p.m.

ATTESTED:   
Clerk

APPROVED:   
Chairman

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**MEMORANDUM**

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**TO: COMMISSIONERS**  
**FROM: ADMINISTRATOR**  
**DATE: August 11, 2009**  
**SUBJECT: CONSENT AGENDA**

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**ACTION:** Approval of the consent agenda is requested pursuant to the following staff recommendations:

1. Request for adjustment to the Humboldt County Tax Roll: Attached are requests 09-10-07 through 09-10-20 for your review.

Recommendation: That the request be approved as recommended by the Assessor and Treasurer.

2. Approval of letter and authorize the Chairman to sign: Attached is the letter in support of the Wildfire Support Group.

Recommendation: That the letter be approved and the Chairman be authorized to sign it.

**MEMORANDUM**

**TO: COUNTY COMMISSIONERS**

**FROM: COUNTY ADMINISTRATOR**

**DATE: August 11, 2009**

**SUBJECT: OTHER INFORMATION AND UPCOMING MEETINGS**

**OTHER INFORMATION:**

1. Joint Meeting with Pershing County: We had planned on having this meeting at the end of this meeting, however they were not able to have all three Commissioners available at one-thirty and I didn't think you wanted to set around until three for your only item in the afternoon. They have requested that we schedule the joint meeting with them for three on September 8, 2009 to discuss the Conflict Council Agreement and also for discussion only the Sixth Judicial District Court budget and include Lander County in this discussion. We will proceed in this direction unless you direct otherwise.

**UPCOMING MEETINGS:**

- |                      |   |
|----------------------|---|
| 1. August 19, 2009   | Dispatch Committee                            |
| 2. August 19, 2009   | NDEP Hearing on Jungo Land Air Quality Permit |
| 3. August 20, 2009   | HCLEA Mediation                               |
| 4. August 21, 2009   | Administrator Annual Leave                    |
| 5. September 7, 2009 | County Holiday                                |
| 6. September 8, 2009 | Commission                                    |

To: County Commission  
 From: Ben Garrett, Roads Superintendent  
 Date: August 10, 2009  
 Subject: Surplus Equipment Purchase Option

The Commission approved the purchase of a replacement motor grader in the 2009-2010 Road Department Budget for \$230,000. We received an option to tender on a motor grader bid awarded in Wyoming from Cashman Equipment. We can exercise this option per NRS 332.195. The bid is \$246,242 with a 5 year warranty and \$168,000 guaranteed buyback option at the end of 5 years for a 2009 140M motor grader.

Due to a fleet reduction at Washoe County numerous pieces of equipment have become available. Two 2007 140H motor graders (one with 700 hours and the other with 1900 hours) are available at the buyback price, \$160,178 and \$164,656 respectively.

Equipment	Purchase Price	Life	Value	Net Cost	Net Annual Cost	Estimated Hours
2009 CAT 140M	\$246,242	5	\$168,000	\$78,242	\$15,648.40	5,000
2009 CAT 140M	\$246,242	15	\$60,000	\$186,242	\$12,416.13	15,000
2007 CAT 140H	\$160,178	8	\$115,000	\$45,178	\$5,647.25	8,700
2007 CAT 140H	\$160,178	13	\$60,000	\$100,178	\$7,706.00	13,700
2007 CAT 140H	\$164,656	8	\$115,000	\$49,656	\$6,207.00	9,900
2007 CAT 140H	\$164,656	13	\$60,000	\$104,656	\$8,050.46	14,900

Total cost for the purchase of two motor graders will be \$324,834 with an estimated auction value of \$120,000-140,000 for two motor graders in our fleet. This will be a net purchase price of \$204,834 for two graders. Current rental cost for similar size graders is \$8,140-9,750 per month.

The Road Departments current budget includes \$155,000 for the acquisition of a pavement roller and belly dump trains. In the 2008-2009 budget year we purchased belly dumps and pups, as well as a roller with Secure Rural Schools Funds.

In the winter of 2008-2009 we laid a 1991 International plow truck over damaging the engine and the bed. The insurance company paid Humboldt County \$19,000 and totaled the truck. Humboldt County retained the truck plow for the \$600 salvage value with the intent to repair the vehicle. The cost of a similar new vehicle with a plow and sander will be in excess of \$90,000. Estimated cost to repair the truck plow is \$20,000. Washoe County has several trucks and plows available. The asking price is \$6,300-7,000 each for 1994-1996 International trucks with 1,500 hours to 7,000 hours. 2-3 truck/snowplows can be purchased for the price of the repair.

Per NRS 334.030 we can pursue the purchase of surplus equipment from another governmental agency without the bid restrictions stipulated in NRS 332.039.

Machinery	Budgeted Amount	Adjusted Amount
Motor Grader	\$230,000	\$160,178
Motor Grader	\$0	\$164,656
Plow & Sander	\$30,000	\$30,000
2- Belly Dump & Pups	\$130,000	\$0
Water Tanker	\$40,000	\$40,000
Pavement Roller	\$25,000	\$0
Roller Attachment for Grader	\$25,000	\$25,000
Trucks & Plows	\$0	\$21,800
<b>Totals</b>	<b>\$480,000</b>	<b>\$440,834</b>

I would ask for permission to pursue the Washoe County option, as this is a one time opportunity and a cost saving measure for Humboldt County.

Cashman Equipment

600 Glendale Ave  
Sparks, NV 89431  
(775) 358-5111 tel  
(775) 358-0433 fax

July 28, 2009 (updated August 4, 2009)

Mr. Ben Garrett  
Humboldt, County Of Road De  
50 W. 5TH Street  
Winnemucca Nv, NV 89445

Dear Ben:

We are pleased to quote the following for your consideration:

(1) Caterpillar 140m Motor Grader, Global Arrangement; Tank, Fuel, Standard; Drain, Ecology, Engine Gravity;  
Product Link, P1321; Language, English; Domestic Trade; Unit# N.I.S., S/N Factory Order. Price: \$240,775.00

The following factory and dealer options are included:

- \* Snow Arrangement.
- \* Lights, Front Headlights, High.
- \* Door, Cab, Right Hand Side.
- \* Seat, Air Suspension, Cloth.
- \* Film, Engine, Vhp Plus.
- \* Ripper-Scarifier, Rear.
- \* Oil, Hydraulic, arctic.
- \* Hydraulics, Base + 1 Function.
- \* Accumulators, Blade Lift.
- \* Blade, 14" X 24" X 1/8"
- \* Cutting Edge, 14' Blade.
- \* End Rits, Overlay.
- \* Lights, Work, Midframe Toe 3x3.
- \* Lights, Work, Heel 3x3.
- \* Lights, Ripper 3x3.
- \* Lights, Road 3 X-3.
- \* Light, Cab, Snow Wing, RH 3x3.
- \* Light, warning, beacon, strobe Hs.
- \* Cover, Hydraulic Oil Cooler.
- \* Guard, Transmission.
- \* Covers, Screen.
- \* Shade, Sun.
- \* Radio, 12V, AM/FM/CD Weatherbd.
- \* Radio Ready, Entertainment.
- \* Converter, Communication (CB).
- \* Ladder, Cab, Right Hand Side.
- \* Cold Start.
- \* Push Plate, Counterweight.
- \* Tires 14.0R 24 BS Vkt 1 \* MP.
- \* Air Compressor

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Humboldt, County Of Road De (cont'd.)

(2)

Purchase Price	\$240,775
60 month ESC Premier warranty	\$ 5,467
Price Complete, FOB Our Yard:	\$246,242.00
Buyback at the end of 60 months	-\$168,000.00
Net difference	\$ 78,242

This unit is a Joinder/Piggyback bid from Wyoming Machinery to Goshen Co Dated 3-31-09. Per rules of the Nevada procurement code NAC 333.175.1.

We believe the equipment as quoted will exceed your expectations. On behalf of Cashman Equipment Company, thank you for the opportunity to quote Caterpillar machinery.

Sincerely,

Jeff B. Sweeney  
Sales Representative

This proposal is good for 30 days

HUMBOLDT COUNTY