

Tuesday, September 8, 2009

The regular meeting of the Humboldt County Board of Commissioners was called to order on Tuesday, September 8, 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, District Attorney Russell Smith and/or Deputy District Attorney Angie Elquist, Administrator Bill Deist and Clerk of the Board Tami Rae Spero.

DISCUSSION & ACTION ON CORRECTION/APPROVAL OF MINUTES-AUGUST 17,

2009: The following motion was made by Commissioner Giordano and passed unanimously:

To approve minutes of the August 17, 2009, as written.

PUBLIC COMMENTS: Chairman Fransway asked for public comment. Mike Meagher, a member of the group NAG that is opposed to the landfill, appeared before the Board and commented on issues with the petition being circulated and people not signing it based on comments apparently made by a member of this body that the landfill was a done deal; he stated that if this is more than a rumor and more complaints are received he will take the matter to the Ethics Commission.

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

1. **Request for approval of Victims of Crimes Applications:** Requests for approval of applications 010809, 09082 and 09083 were provided to the Board for review. *Recommendation: That the request be approved.*
2. **Acknowledgment of Clerk's Second Quarter 2009 Report:** A copy of the report was provided to the Board for review. *Recommendation: that the Commission acknowledge receipt of the report.*
3. **Request for Approval of Television/Radio Tax Refund:** A copy of the request was provided to the Board for review. *Recommendation: That the request be approved as recommended by the TV/Communication Director.*

Chairman Fransway announced that he would be extending the public comment period until later during the Pershing County Joint Meeting section as he had received a phone call that some people may want to come in regarding Coeur Rochester. The following motion was made by

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Commissioner Bell and passed unanimously:

To accept the Consent Agenda as presented.

SOLID WASTE MATTERS: The most recent aerial photo of the Humboldt County Landfill and Shooting Range area was provided to the Board for viewing.

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 a meeting which he and Road Superintendent Garrett had attended with representatives of the Ruby Pipeline, USFWS and Washoe County (see attached). Upcoming meetings and dates of importance were noted.

REPORTS FROM COMMISSIONERS REGARDING OTHER BOARDS AND COMMITTEES THEY SERVE ON: None offered.

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

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

REQUEST FROM RESPECT TO FORMALLY DECLINE ACCEPTANCE OF PREVIOUSLY APPROVED \$1,000.00 GRANT AWARD: A copy of a letter from RESPECT signed by Lianne Iroz returning the \$1,000.00 donation was provided to the Board for review (see attached). Discussion occurred regarding that the reason for refusal of the funds was the groups' stand on the Jungo landfill issue and that the Board did not feel that there was a correlation between the reason the Board chose to grant the funds and the landfill issue. After discussion the following motion was made by Commissioner Amos and passed unanimously:

To approve their request for the denial of the \$1,000.00 grant.

REQUEST FROM OROVADA FIRE PROTECTION DISTRICT FOR AN ABANDONMENT OF A TEN FOOT PORTION OF DUFFY DRIVE THAT FRONTS ON THE OROVADA FIRE PROTECTION DISTRICT PROPERTY AND SET SAID REQUEST TO PUBLIC

HEARING: A copy of the letter of abandonment and a map of the location were provided to the

Board for review. John H. Milton, III of Desert Mountain Surveying, Gary Bengochea and Dave Black of the Orovada Fire Protection District appeared before the Board. Mr. Milton explained that the request is being made to accommodate the buildings which extend into the right-of-way and detailed what is occurring with the location. Discussion occurred regarding the location of the abandonment. Administrator Deist stated that he had discussed this with Road Superintendent Garrett and he has no concerns. Mr. Bengochea stated that Jean Garvey owns everything around the location and they have no problem with the request and that something needs to be done to bring them into compliance. The following motion was made by Commissioner Giordano and passed unanimously:

To set it to public hearing on the Orovada Fire Protection District abandonment.

LIQUOR BOARD: Sheriff Ed Kilgore convened the County Liquor Board at 10:33 a.m.

LICENSE APPLICATION FOR DENNIS ACORDA - PARADISE SALOON, GRILL AND MERCANTILE: Sheriff Kilgore reviewed the application for liquor license for Mr. Acorda for the Board and recommended approval. The following motion was made by Commissioner Cassinelli, was seconded and passed unanimously:

To grant a liquor license to Dennis Acorda.

LICENSE APPLICATION FOR CHLOE DUFURRENA - SAY WHEN, INC.: Sheriff Kilgore reviewed the application for liquor license for Ms. Dufurrena for the Board and recommended approval. The following motion was made by Commissioner Bell, was seconded and passed unanimously:

To grant Chloe Dufurrena a liquor license for the Say When.

Sheriff Kilgore adjourned the Liquor Board at 10:36 a.m.

REPORT FROM KEN HLADEK, JOIN YOUTH EMPLOYMENT DEVELOPMENT COORDINATOR, ON YOUTH BUILD PROJECT AT 559 MELARKEY STREET: Ken Hladek, JOIN Youth Employment Development Coordinator appeared before the Board. Mr. Hladek presented a power point presentation regarding the JOIN/NevadaWorks Youth Build 2009 Improvements to property and residence at 559 Melarkey Street which detailed the funding, the goals of the project, the time frame, the participants and before and after photos of the project; he noted that this project was at no cost to the County. After the presentation the Chairman thanked the

participants who were present in the audience.

REQUEST FROM WINNEMUCCA DOMESTIC VIOLENCE SHELTER FOR RELEASE OF COUNTY OWNED PROPERTY LOCATED AT 559 MELARKEY STREET FOR PART OF THEIR MANAGED TRANSITIONAL HOUSING PROGRAM:

A letter from WDVS (Winnemucca Domestic Violence Shelter) Board Chairman Michelle Hammond Urain requesting use of the property for their Managed Transitional Housing Program was provided to the Board for review. Michelle Hammond Urain and Tiffany Stickney appeared before the Board and spoke in support of the request. Discussion occurred regarding the services offered by the group, security issues, the relationship of the group with law enforcement, the difference between "managed transitional housing" and "emergency housing", the number of residents planned for the house, the time frame people remain in the house and the need for an agreement between the group and the County for leasing the property. Ms. Urain requested that the lease be a long term one to assist the group in seeking grant funding. The following motion was offered by Commissioner Giordano and passed unanimously:

To work between the County Administrator and the District Attorney on an agreement between the Domestic Violence Shelter and the County on 559 Melarkey Street.

CONTINUATION OF JULY 6, 2009 PUBLIC HEARING ON A NUISANCE COMPLAINT ALLEGING PROPERTY BELONGING TO ROBERT HAUSLER IS DEFINED AS A POSSIBLE NUISANCE PER HUMBOLDT COUNTY CODE CHAPTER 8.04. THE PROPERTY IS LOCATED ON EDEN VALLEY ROAD, WINNEMUCCA, NEVADA, ASSESSOR'S PARCEL #008-643-04:

A progress report with photographs prepared by Building and Safety Director Bobby Thomas was provided to the Board for review. Property owner Robert Hausler with friend William Evans and Building & Safety Director Bobby Thomas appeared before the Board. Director Thomas reviewed what had occurred on the site and offered his opinion that the property was now in compliance. Complainant Pamala Barber addressed the Board and noted that she was pleased with the progress and stated that it was not a nuisance anymore. After discussion the following motion was made by Commissioner Cassinelli and passed unanimously:

That the Commission finds no nuisance.

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REVIEW AND POSSIBLY SET TO PUBLIC HEARING A NUISANCE COMPLAINT FILED AGAINST BARBARA NASH AT 170 REEVES DRIVE, MCDERMITT, NEVADA:

A copy of the complaint filed by the McDermitt Community Board with photos, copies of the reports provided by the Building and Safety Department and the Sheriff's Office and a copy of the Notice served on the property owner were provided to the Board for review. Building and Safety Director Thomas commented on some of his concerns. The following motion was made by Commissioner Amos and passed unanimously:

To set to public hearing a nuisance complaint filed against Barbara Nash at 170 Reeves Drive, McDermitt, Nevada.

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

AWARD OF QUOTE ON SANDER: A copy of a memo from Superintendent Garrett detailing the sander quotes from Utility Truck Equipment, Worthen Equipment, Jordan's Truck & Equipment and Epoke of North America was provided to the Board for review (see attached). Superintendent Garrett reviewed the quotes for the Board and recommended that the quote provided by Utility Truck Equipment of \$13,813.00 with options be accepted. The following motion was made by Commissioner Cassinelli and passed unanimously:

To go along with the Road Superintendent's recommendation for the road sander to purchase the one for \$13,813.00.

REPORT OF PENDING ROAD DEPARTMENT PROJECTS: Superintendent Garrett updated the Board on the cape seal project, planned striping, the use of mag chloride with a polymer on some roads in the Grass Valley area, the status of NDOT grindings, the work occurring with Hycroft to mag chloride a portion of Jungo Road, work on railroad crossings, building handicapped access for the new showers at the fairgrounds and patching the jail's parking lot. Superintendent Garrett discussed the meeting which had occurred with the Ruby Pipeline Project representatives and the possible access to wells which are being drilled by the company once they are done with them by the County for road maintenance. Discussion occurred regarding the use of packers behind the graders.

MISCELLANEOUS ROAD RELATED MATTERS: Commissioner Cassinelli commented on tall weeds on Martin Creek Road and Chairman Fransway commented on tall weeds at the corner

of Venus and Jupiter.

PUBLIC HEARING and possible adoption of an Ordinance amending Chapter 2.20 of Humboldt County Code (HCC); Reducing the total number of appointees for membership on the Humboldt County Regional Planning Commission (RPC) from eight (8) to seven (7); providing for the County and City to make alternating appointments of RPC members; and, providing other matters properly related thereto:

A copy of the proposed ordinance and a copy of the Notice of Public Hearing were provided to the Board for review. Chairman Fransway read the title of the item proposed for action. Betty Lawrence, Senior Planning Technician for the Planning Department, appeared before the Board. Discussion occurred regarding the need for the change as it has been difficult to obtain the necessary five members for quorum for meetings but it is possible to obtain four members and how the alternating appointment would be handled by the City and County. Chairman Fransway asked for public comment; none offered. The following motion was made by Commissioner Cassinelli and passed unanimously:

To adopt the ordinance amending chapter 2.20 of Humboldt County Code reducing the total number of appointees from eight to seven on Regional Planning Commission Board.

(Ordinance 09-08-09)

PUBLIC HEARING and possible adoption of an Ordinance amending Chapter 13.12 of the Humboldt County Code (HCC); adopting by reference the household income level established by Nevada Revised Statutes 427A.515 as the maximum allowable yearly household income used to determine eligibility for reduction of landfill assessments for persons over age of sixty-five years; increasing the maximum allowable yearly household income for eligibility for reduction of landfill assessments for persons over age of sixty-five years; and, providing other matters properly related thereto:

A copy of the proposed ordinance and a copy of the Notice of Public Hearing were provided to the Board for review. Chairman Fransway read the title of the item proposed for action. Administrator Deist reviewed the Landfill Committee's discussion regarding the issue noting that the suggestion to raise the amount to meet income levels established by statute had come from the Assessor as this will make the Assessor's job much easier in determining eligibility; he noted that the income level has not been raised since the ordinance was initially

adopted. Chairman Fransway asked for public comment; none offered. The following motion was made by Commissioner Bell and passed unanimously:

To adopt the ordinance to amend Chapter 13.12 of the Humboldt County Code adopting the reference to household income levels established by the Nevada Revised Statutes 427A.515 as the maximum allowable yearly household income used to determine eligibility for reduction of landfill assessments for persons over age of sixty-five years and increasing the maximum allowable yearly household income for eligibility for reduction of landfill assessments for persons over age of sixty-five years.

(Ordinance 09-08-09a)

PUBLIC HEARING and possible adoption of an Ordinance adding Chapter 8.44 to the Humboldt County Code, pursuant to Nevada Revised Statutes 244A.7641 through 244A.7647, to establish an Advisory Committee and to authorize a telephone line surcharge for the enhancement or improvement of telephone systems used in reporting emergencies, and other

related matters: A copy of the proposed ordinance and a copy of the Notice of Public Hearing were provided to the Board for review. Chairman Fransway read the title of the item proposed for action. Sheriff Ed Kilgore and AT&T Account Manager Pat Irwin appeared before the Board. Sheriff Kilgore commented on the request. Discussion occurred regarding the amounts earned, who would be affected and the formation of the advisory committee. Chairman Fransway asked for public comment; none offered. The following motion was made by Commissioner Bell and passed unanimously:

To adopt an ordinance adding chapter 8.44 to the Humboldt County Code pursuant to the Nevada Revised Statutes 244A.7641 through 244A.7647 to establish the advisory committee and authorize a telephone line surcharge for the enhancement or improvement to the telephone system used in reporting emergencies.

(Ordinance 09-08-09b)

PRESENTATION BY COLONEL PETER A. LEE, VICE COMMANDER, 366TH FIGHTER WING, USAF REGARDING THE PROPOSED EXPANSION OF PARADISE EAST AND PARADISE WEST MILITARY OPERATION AREAS, THE DRAFT ENVIRONMENTAL

ASSESSMENT PREPARED REGARDING THE EXPANSION, HUMBOLDT COUNTY'S COMMENTS ON SAID DEA, AND MATTERS RELATED THERETO:

A copy of the letter sent from Chairman Fransway to Colonel Lee regarding the draft E.A. (See attached) and a copy of an e-mail sent in response by Colonel Lee were provided to the Board for review. Colonel Peter A. Lee, Byron L. Schmidt, Chief, Airspace Management and Angelina Binder, Chief of Conservation appeared before the Board. Colonel Lee offered comments on their purpose for being before the Commission today. Mr. Schmidt offered a power point presentation regarding the Paradise MOA (Military Operation Airspace) and Humboldt County detailing the location of the MOA, the expansion areas, the purpose of the expansion, what occurs in the areas, how, when and where supersonic can be used, the effect on local air traffic and the effect on other uses such as agricultural and wind generation. Warren Russell, Elko County Commissioner, addressed Colonel Lee and Mr. Schmidt regarding both his personal and Elko County's concerns about the expansion of the MOA over Elko County; he noted that the Elko County Commission had voted to oppose this expansion. Mr. Schmidt responded to Commissioner Russell's comments and discussed the Air Forces pro stance on wind turbine issues and how they approach those issues. Commissioner Giordano and Commissioner Bell commented on their better understanding of the issue. Ms. Binder noted that because of questions raised more information will be added to the environmental assessment. Mr. Schmidt discussed the FAA procedures for the environmental assessment and the ability for additional comments to be provided. Chairman Fransway asked for public comment; none offered. *(Deputy District Attorney Elquist left the meeting at 3:01 p.m. and District Attorney Smith joined the meeting)*

REQUEST FROM THE BLM AS TO HUMBOLDT COUNTY'S INTEREST IN BEING A COOPERATING AGENCY OR LESSER INVOLVEMENT REGARDING THE EVALUATION OF NEWMONT MINING CORPORATION'S SANDMAN EXPLORATION PROJECT PLAN OF OPERATIONS TO EXPAND THEIR NOTICE-LEVEL AND STATE RECLAMATION PERMIT ACTIVITIES LOCATED ABOUT 14 MILES WEST TO NORTHWEST OF WINNEMUCCA, NEVADA:

Provided to the Board for review were a copy of a memo from the County Administrator detailing the request, a map of the area, a copy of a Cooperating Agency Information Sheet and a copy of a letter from the Bureau of Land Management

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Winnemucca District Office Robert J. Edwards Field Manager Humboldt River Field Office inviting the County's participation as a Cooperating Agency in the environmental analysis process of Newmont Mining Corporation's Sandman Exploration Project Plan of Operations to expand their notice-level and state reclamation permit activities located about 14 miles west to northwest of Winnemucca. Gene Seidlitz, BLM Winnemucca Field Office District Manager appeared before the Board. Administrator Deist reviewed the letter received from the BLM and recommended that the County's role be one of review of the draft document and not one as a cooperating agency; he noted his understanding of the proposal is that it is consistent with the expansion of the Conditional Use Permit (CUP) that Newmont has for this project. Mr. Seidlitz offered comment noting that whether the County is a cooperating agency or not they will still be involved in review of documents. Discussion occurred regarding the CUP. Chairman Fransway concurred with staff that the County does not need to have the level of cooperating agency, though the offer is appreciated but the County will have lesser involved status. The Board concurred. Chairman Fransway stated that no motion is necessary as there is a consensus.

JOINT MEETING BETWEEN THE HUMBOLDT COUNTY COMMISSION AND THE

PERSHING COUNTY COMMISSION: Present on behalf of the Pershing County Commission were Commissioners Darin Bloyed, Roger Mancebo and Pat Irwin and District Attorney Jim Shirley.

CONTINUED PUBLIC COMMENT: Cindy Jones, Coeur Rochester Mine General Manager, appeared before the Boards. Manager Jones addressed the Boards regarding the mine's desire to resume mining and the need for permits, the mine's belief that an environmental assessment (EA) is what is needed and the requirement by BLM for a full environmental impact statement (EIS) which will hinder the company's ability to restart; she requested the assistance of Humboldt County and Pershing County Commissions in changing BLM's mind about the need for an EIS. Chairman Fransway stated that the Humboldt County Commission will put the item on the September 21st agenda for discussion and action. Commissioner Bloyed stated Pershing County would put the item on the September 23rd agenda. Gene Seidlitz, BLM Winnemucca District Manager, offered comment on discussions he had with the Pershing County Commission, Commissioner Irwin and Coeur Rochester; he noted his commitment to Coeur Rochester and the need to work together on the EIS. Ms. Jones commented on issues with the EIS and the EA. Chairman Fransway asked for further

public comment; none offered.

CONTINUATION OF THE CONFLICT COUNSEL AGREEMENT: Chairman Fransway noted that as of June 30th the previous agreement had expired, that the agreement has not been working to the effect Humboldt County would have liked it to for various reasons and Humboldt had written a letter to formally withdraw but it did not get where it was suppose to go in time, so subsequently another letter had been written asking that both Boards consider a mutual agreement to sever and that is the purpose of today's meeting. Administrator Deist noted that the agreement is still in effect until it is mutually dissolved or Humboldt County formally withdraws again by notice for July 1, 2010. District Attorney Shirley asked what was not working. Administrator Deist explained that the issue is that the gateway for appointment of conflict counsel is in Justice Court and Justice of the Peace Wambolt has never appointed the Pershing County Public Defender as conflict counsel and the biggest share of the tier one conflict counsel appointments are in Justice Court. Justice of the Peace Gene Wambolt addressed the Boards and explained his concern about conflicts between Supreme Court Rule 49.9 and the Amended Certification of Limited Practice issued by the State Bar of Nevada for Steven Cochran and his belief that Mr. Cochran cannot be appointed due to those conflicts. District Attorney Shirley stated he has spoken to both the State Bar and the Supreme Court and confirmed that Mr. Cochran is authorized to practice in the courts of Pershing and Humboldt Counties as well as the Nevada Supreme Court; he discussed the interpretation of the rule by the Supreme Court and that the appointment has been extended with Mr. Cochran allowed to appear with co-counsel J. Rayner Kjeldsen. District Attorney Shirley stated that if Judge Wambolt is having a problem with feeling ethically that he cannot appoint somebody, legal steps can be taken to alleviate that concern for him and allow him to appoint and those would be discussed with District Attorney Smith following the meeting and that he report back to the Commission on what occurs. Discussion occurred regarding SCR 49:9 and the appointment of Mr. Cochran in the District Court. Chairman Fransway suggested that until the clarification is received that the agreement be left in tact. The Board concurred. Audience member Dee Holzel asked if both attorneys are being paid when Mr. Kjeldsen appears with Mr. Cochran. Administrator Deist responded that they were. District Attorney Shirley stated that would be addressed internally by Pershing County.

JOINT MEETING BETWEEN THE HUMBOLDT COUNTY COMMISSION, PERSHING

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COUNTY COMMISSION AND THE LANDER COUNTY COMMISSION: Present on behalf of the Lander County Commission were Commissioners Chuck Chapin, Steven Stienmetz and Ray Williams Jr.

DISCUSSION OF THE SIXTH JUDICIAL DISTRICT BUDGET, PROGRAMS AND MATTERS RELATED THERETO: Chairman Fransway commented on the 60/20/20 split between the three counties for the Sixth Judicial District Court's budget. Discussion occurred regarding the percentages and that they are working. Chairman Fransway asked for public comment on anything related to the tri-county and Sixth Judicial District; none offered.

OTHER MATTERS OF MUTUAL INTEREST: Pershing County Commissioner Pat Irwin asked about Humboldt County's proposed Dispatch Center and the possibility of looking at taking Humboldt Dispatch Center and using a mutual agreement with the three counties to have a centralized type of a dispatch system which could result in a cost savings for the counties. Chairman Fransway commented that the suggestion has merit and should be considered; he noted that a committee has been formed and that Commissioner Bell is the County's representative on the committee. Commissioner Giordano suggested that it would be wise if the idea is being considered to include a representative from each county on the committee. Commissioner Bell discussed what has occurred at the committee level as to interoperability. Commissioner Bloyed agreed that involvement in the committee was an excellent idea. Commissioner Williams asked the purpose of suggestion. Chairman Fransway discussed cost savings and the protection of a joint constituency. Commissioner Williams commented on the different situation in Lander County due to being spread out. Commissioner Irwin commented on utilizing dispatch to a higher degree, the capabilities of the systems, the possible savings and the backing up of the systems. Discussion occurred regarding potential issues with a centralized system. Chairman Fransway directed the other Counties to contact Administrator Deist if they appoint representation to the committee.

Chairman Fransway commented on the Jungo landfill issue and asked the Pershing County Commission if they had done anything regarding whether Pershing would accept it if it did not come to Humboldt or received any input. Commissioner Mancebo stated that there had been no contact by anybody from the company, but they had been contacted by the group opposing the landfill. Commissioner Williams stated that the Lander County Commission had been contacted by the lady

against the project and she will be attending a Commission meeting. Commissioner Mancebo stated that they have been watching the issue closely. Chairman Fransway asked if Pershing County had taken any action relative to whether or not they would accept that type of a facility? Commissioner Bloyed stated that it was not agendized that way it was a presentation only; he discussed the issues with it coming into Pershing County. Commissioner Irwin asked about the Humboldt County Commission's stance on the issue. Chairman Fransway stated that the Commission has not made a formal stance but that he has formally stated that he is opposed to it and that the Commission has been asked to agendize that at a public meeting which he assumes will be done in the next month or two. Discussion occurred regarding the permit process to this point, that recycling and energy production are not planned at the site, the amount of waste to be brought in for what period of time, the location and agreements.

ADJOURNMENT: Chairman Fransway adjourned the meeting at 4:09 p.m.

ATTESTED: *C. Spero*
Clerk

APPROVED: *Tom Fransway*
Chairman

UNOFFICIAL

MEMORÁNDUM

TO: COMMISSIONERS
FROM: ADMINISTRATOR
DATE: September 1, 2009
SUBJECT: CONSENT AGENDA

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

1. Request for approval of Victims of Crimes applications: Attached are applications o1-08-09, 09-08-02, and 09-08-03 for your review.

Recommendation: That the request be approved.

2. Acknowledgement of Clerk's Second Quarter 2009 report: Attached is the report.

Recommendation: That the Commission acknowledge receipt of the report.

3. Request for approval of Television/Radio Tax refund: Attached is the request for refund.

Recommendation: That the request be approved as recommended by the TV/Communication Director.

MEMORANDUM

TO: COUNTY COMMISSIONERS
FROM: COUNTY ADMINISTRATOR
DATE: September 1, 2009
SUBJECT: OTHER INFORMATION AND UPCOMING MEETINGS

OTHER INFORMATION:

1. Meeting with Ruby Pipeline: On August 25, 2009 the Road Superintendent and I met with the USFWS, Ruby Pipeline representatives and Washoe County representatives to discuss the use of roads in the Sheldon during construction of the pipeline. Ben will meet with them again on the Sheldon September 14, 2009. During this meeting we were able to discuss with the Ruby Pipeline representatives the possibility of obtaining some of the water sources they will develop once they were through with their project. We also discussed sources for bedding material and the possibility of obtaining any left over material once they were done with the project. It appears there is a possibility that both may occur. We will keep you informed as we progress on this issue.

UPCOMING MEETINGS:

1. September 9, 2009 POOL/PACT Oversight Committee
2. September 9, 2009 Management Team
3. September 14-16, 2009 NACO Annual Meeting
4. September 21, 2009 Commission



August 24, 2009

Bill Diest
 Humboldt County Administrator
 Humboldt County Courthouse, Room 205
 50 W Fifth Street
 Winnemucca, NV 89445

RE: RESPECT

Dear Bill,

We would like to begin by saying thank you for your support over the last few months as we began our endeavor with RESPECT.

After a great deal of conversation and thought, we have decided to return the \$1,000.00 donation given to RESPECT. Due to our stand on the Jungo Landfill issue, we feel it is in our best interest to do so.

We would like to continue to work together on our First Annual RESPECT Day in conjunction with the other agencies and look forward to a very successful day.

We appreciate the donation of the three "No Dumping" signs and will be placing them within our community.

We sincerely thank you and appreciate your support.

Best Regards,

Tami Vata

Thommy Gray

CONFIDENTIAL

August 4, 2009

Colonel Peter A. Lee
Vice Commander
366 Gunfighter Avenue, Ste. 331
Mountain Home AFB, ID 83648

Dear Colonel Lee:

At their regularly scheduled meeting on August 3, 2009, the Humboldt County Board of Commissioners unanimously agreed to forward comment related to the draft E.A. for the proposed changes to airspace in the current paradise East and West M.O.A.

We respectfully submit the following comments.

Humboldt County supports Alternative "A", the no change alternative, and opposes all other alternatives to expand the MOA airspace by increasing either the lateral or vertical boundaries of Paradise West MOA. Although we respect the Air Force training intent, we feel that the expansion for military airspace will create negative effects on the economic and quality of life elements of our constituents and those who visit our county, particularly the expansion of Paradise West to include military traffic over the communities of Paradise Valley and Orovada. These recreational and agricultural areas in northern Humboldt County include not only the communities of Orovada and Paradise Valley, but also farms and ranches in the area with numerous private airstrips. The expansion also encompasses the Santa Rosa Paradise Peak Wilderness area.

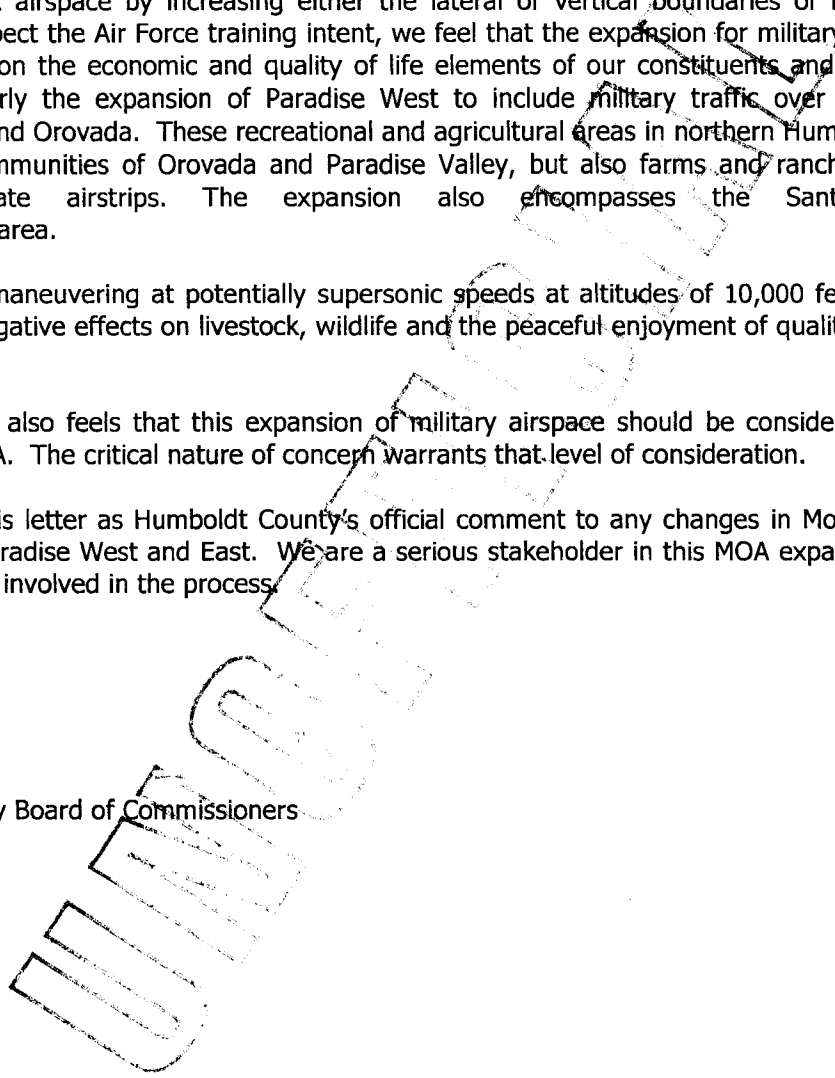
Military aircraft maneuvering at potentially supersonic speeds at altitudes of 10,000 feet MSL or 3000 feet AGL will have negative effects on livestock, wildlife and the peaceful enjoyment of quality of life and outdoor recreation.

The Commission also feels that this expansion of military airspace should be considered under an EIS as opposed to an EA. The critical nature of concern warrants that level of consideration.

Please accept this letter as Humboldt County's official comment to any changes in Mountain Home tactical airspace MOA Paradise West and East. We are a serious stakeholder in this MOA expansion and very much appreciate being involved in the process.

Sincerely,

Tom Fransway
Chairman
Humboldt County Board of Commissioners



To: County Commission
 From: Ben Garrett, Roads Superintendent
 Date: August 27, 2009
 Subject: Sander Quotes

The Commission has authorized the purchase of a new sander and plow in the 2009-2010 budget year for \$30,000. We have been able to secure a surplus plow from NDOT at a minimal cost. Surplus sanders are not available in the near future from NDOT. I would request permission to purchase a new sander. All quotes are delivered to Winnemucca.

Quote Summary:

1. Utility Truck Equipment (Boise, Id.)
 - a. Monroe Spreader MSV-120—50-201SST slip-in sander.
 - b. 10 gauge 304 Stainless Steel hopper, 50:1 gear driven conveyor with a 2" drive shaft, 24" wide conveyor, 7 gauge Stainless Steel longitudinal supports, 20" spinner disc with 6 replaceable fins, diverter chute, tip-up spinner assembly, inverted -V over conveyor, remote front bearing extensions, rear chain adjusters, 5.2 cubic yard capacity and top screens on hopper.
 - c. Options: belt chain guard \$200, Dual flow control valve \$627, 304 Stainless Steel is standard.
 - d. Price with options \$13,813, without options \$12,986
2. Worthen Equipment (Reno, Nv.)
 - a. Monroe Spreader MSV-120—50-201SST slip-in sander.
 - b. 10 gauge 304 Stainless Steel hopper, 50:1 gear driven conveyor with a 2" drive shaft, 24" wide conveyor, 7 gauge Stainless Steel longitudinal supports, 20" spinner disc with 6 fins, diverter chute, tip-up spinner assembly, inverted -V over conveyor, remote front bearing extensions, rear chain adjusters, 5.2 cubic yard capacity and top screens on hopper.
 - c. Price \$15,350
3. Jordan's Truck & Equipment (Reno, Nev.)
 - a. Henderson brand Mark II.
 - b. 10 gauge 304 Stainless Steel hopper, 50:1 gear driven conveyor with a 1 1/2" drive shaft, 24" wide conveyor, 7 gauge Stainless Steel longitudinal supports, 20" spinner disc with 6 replaceable fins, diverter chute, tip-up spinner assembly, inverted -V over conveyor, with remote front bearing extensions, rear chain adjusters, 5.2 cubic yard capacity and top screens on hopper.

c. Price \$22,768

4. Epoke of North America (Canada)

a. Price \$77,500

I recommend the purchase of the Monroe Sander unit from Utility Truck Equipment for \$13,813 with options.

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