

Monday, May 21, 2012

The regular meeting of the Humboldt County Board of Commissioners was called to order on Monday, May 21, 2012, at 9:00 a.m. in the regular place of meeting at the Courthouse, Winnemucca, Nevada. Those present were Chairman Mike Bell, Commissioners Jim French, Dan Cassinelli, Tom Fransway and Garley Amos Jr., District Attorney Michael Macdonald, Administrator Bill Deist and Clerk of the Board Tami Rae Spero.

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

DISCUSSION & ACTION ON CORRECTION/APPROVAL OF MINUTES - MARCH 26, 2012 BUDGET MEETING, THE APRIL 16, 2012 REGULAR MEETING AND THE MAY 7, 2012,

REGULAR MEETING: Clerk Spero stated that the May 7, 2012 meeting minutes were not provided and would be presented at the next meeting for consideration. Chairman Bell asked for corrections/additions for the minutes of March 26, 2012; none offered. The following motion was made by Commissioner French and passed unanimously:

To accept.

Chairman Bell asked for corrections/additions for the minutes of April 16, 2012; none offered. The following motion was made by Commissioner Cassinelli and passed unanimously:

To approve April 16th meeting.

ADMINISTRATIVE REPORT:

CONSENT AGENDA: No items 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 informed the Board that a new sound system was on order for the meeting room and would be installed in the coming weeks and he reviewed his schedule for the next two weeks.

REPORTS FROM COMMISSIONERS REGARDING OTHER BOARDS AND COMMITTEES

THEY SERVE ON: Commissioner Cassinelli reported on actions taken by the WCVA related to the Winnemucca Hotel and retention of an engineer to check the building out. Commissioner Fransway reported on a POOL/PACT meeting and a WIR Conference he had attended. Chairman Bell discussed a

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meeting he had attended related to the Paradise Valley Weed District storage facility. Discussion ensued regarding a planned trip to Minden to see a state of the art facility in that community.

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

To approve the claims for expenditures of County funds.

PLANNING MATTERS: Betty Lawrence, Senior Planning Technician for the Planning Department appeared before the Board.

VH-12-12 - A variance request submitted by Desert Mountain Surveying as agent for Echeverria Construction, Inc. to reduce the required side yard from ten (10) feet to five (5) feet and a reduction to the building to building set back from twenty (20) feet to ten (10) feet in the R-3 (Multiple Family) zoning district, in order to allow construction of duplexes: Provided to the Board for review was a Planning Department Staff Report recommending approval and a map of the location. John H. Milton III of Desert Mountain Surveying acting as agent for Echeverria Construction, Inc. appeared before the Board. Mrs. Lawrence reviewed the application for the Board and recommended approval. Mr. Milton addressed the Board regarding the planned duplexes noting that the request for reduced setbacks will match what is currently allowed within the City limits. Commissioner French asked if any comments had been received opposing the variance. Mrs. Lawrence confirmed there had not. Commissioner Fransway asked if any concerns had been noted by Winnemucca Rural Fire. Mrs. Lawrence confirmed there had not. The following motion was made by Commissioner Amos and passed unanimously:

To approve the variance request VH-12-12.

REQUEST FROM DESERT MOUNTAIN SURVEYING AS AGENT FOR ECHEVERRIA CONSTRUCTION, INC. FOR A PARTIAL WAIVER OF THE IMPROVEMENT REQUIREMENTS OF PARCEL MAP PH-12-15 AS IT RELATES TO REQUIRED IMPROVEMENTS WITHIN 1/2 MILE OF THE CITY OF WINNEMUCCA: Provided to the Board was a letter from Desert Mountain Surveying as agent for Echeverria Construction, Inc. explaining that under the current requirements for parcel maps within 1/2 mile of the City paving, curb, gutter and sidewalks must be installed; that a waiver to that requirement was being requested as while Bonnefield Street is paved, the existing property lines are located at the edge of the pavement so to install curbs, gutter and sidewalk six feet of existing paved street would need to be removed or an additional six feet of easement would have to be obtained from all the property owners on the west side of Bonnefield Street.

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John H. Milton III of Desert Mountain Surveying appeared before the Board. Mr. Milton spoke in support of the request reviewing the map for the Board and noting that the requirements will be implemented on Sunny Drive; he suggested that the language used by the City regarding future property owners not objecting to future assessment districts be included on the parcel map. The following motion was made by Commissioner Cassinelli:

To grant the waiver.

After discussion the following amended motion was made by Commissioner Cassinelli and passed unanimously:

To grant the waiver and to place language on the parcel map that future owners will not oppose an assessment district.

PRESENTATION REGARDING THE LARIOS ARMS SENIOR RESIDENCE: Lynn Trost appeared before the Board and provided information on the new senior residence Larios Arms for the Board including the opening date, apartment designs, rental amounts, requirements including age and income levels, security and amenities.

SET TO PUBLIC HEARING - An amendment to Chapter 15.04 of the Humboldt County Code by adopting the 2009 Edition of the International Energy Conservation Code with ANSI/ASHRAE/IESNA Standard 90.1: A copy of the proposed ordinance was provided to the Board for review. Building Official Bobby Thomas appeared before the Board. The following motion was made by Commissioner Fransway and passed unanimously:

To set to public hearing an amendment to Chapter 15.04 as submitted.

PRESENTATION REGARDING THE PROPOSED OPEN AIR, MULTI-USE PAVILION AT THE COMMUNITY GARDEN AND POSSIBLE REQUEST FOR CONTRIBUTION: Bill Jones the Chairman of the Community Garden organization appeared before the Board and spoke in support of the request detailing the planned usage of the pavilion and location and the financial request of \$5,000.00 plus assistance with equipment for the dirt work. Commissioner Fransway commented that he does not see this project as being a large benefit to County residents but he does see it as a City project so if the City Council makes a contribution the County residents would be contributing twice so he believes this request should go to the City Council. Administrator Deist noted that this property had been donated to the Community Garden by the City. Mr. Jones concurred. Commissioner French asked if the City had made a financial commitment. Mr. Jones stated not at this time, that the group had approached the Council several months back and requested matching funds but the suggestion had been that the group see

what they could get first before the Council would commit to matching funds but they had been positive about the plan. Discussion occurred regarding the ownership of the ground. Commissioner Cassinelli noted that the program has been working out and the garden does get quite a bit of use. Chairman Bell asked about an in-kind contribution. Commissioner French concurred. Commissioner Fransway stated that he would be supportive of an in-kind donation for work but not a financial contribution as he believes that would be double dipping. Administrator Deist noted an issue with an in-kind contribution as the work would need to be done by the Road Department and that department is very busy right now with roads. Commissioner French concurred that this is a busy time for the department but with scheduling it should be possible and noted that he is more comfortable with an in-kind contribution at this time. The following motion was made by Commissioner Fransway:

To decline any monetary donation at this time and that the group work with the County Road Superintendent on any request for in-kind assistance and that it be worked within the Road Department's schedule.

Commissioner French asked if the motion included a cap on the amount. Commissioner Fransway stated no, that it would be left to the discretion of the Road Superintendent. Chairman Bell called the motion to a vote and it passed unanimously.

REQUEST FROM THE HUMBOLDT COUNTY SENIOR CITIZENS TO ASSIST IN THE PURCHASE OF A NEW MEALS ON WHEELS VEHICLE BY UTILIZING A LOCAL GOVERNMENT PURCHASE PROGRAM WHICH WILL REDUCE THE COST OF THE

VEHICLE: Provided to the Board for review was a copy of a letter from Patricia Tindall, Director of the Pleasant Senior Center in support of a request for pass thru purchase of a Ford F-150 pickup truck for a HotShot vehicle, a letter from Jason Blatzheim, Sales Manager with DeLong Ford explaining the benefit of the County purchasing the vehicle with their Ford Fleet number which would result in a significant discount, information regarding the vehicle and a memorandum from the District Attorney Macdonald stating that he does not see a problem with the County purchasing the vehicle on behalf of the Senior Citizens entity but recommending that requests for bids be submitted to several dealers in Winnemucca and surrounding areas to be in compliance with NRS 332.039. Patricia Tindall, Director of the Senior Citizens Center appeared before the Board. District Attorney Macdonald reviewed his recommendation for the process as set forth in the memorandum. Director Tindall discussed the vehicle being requested and the specifics involved with a HotShot vehicle, issues with past vehicles and the costs associated with the purchase. District Attorney Macdonald noted that due to the level of cost of the item the bid does not

need to be published it just needs to be noticed to dealers. Discussion occurred regarding the process and Director Tindall was instructed to work with Administrator Deist on the process. Commissioner Cassinelli noted the group's concern about local maintenance and service. District Attorney Macdonald stated that could be considered at the time the bid proposals are received. Director Tindall explained why the group had decided on a Ford vehicle and noted that they are not asking for any financial assistance just the pass thru so they could receive the governmental discount. The following motion was made by Commissioner Fransway and passed unanimously:

That the Senior Center work with the County Administrator's Office to develop bid specifications for a replacement vehicle for the Meals On Wheels Program at the Senior Center and it is recognized that the funding will come from the Senior Center.

NUISANCE ISSUES:

ADOPTION OF A RESOLUTION - Declaring that property belonging to Kirk and Deborah Thompson is defined as a nuisance per Humboldt County Code, Chapter 8.04, The property is located at parcel #43 Grass Valley Ranchos, Winnemucca, NV. Assessor's Parcel #05-562-04: A copy of the proposed resolution was provided to the Board for review. Administrator Deist noted that a nuisance was found to exist on the property at the last Commission meeting and this was the resolution which needed to be adopted to proceed with that finding. Building Official Thomas commented on the site. The following motion was made by Commissioner Cassinelli and passed unanimously:

To adopt the resolution regarding nuisance complaint on parcel #43, Grass Valley Ranchos.

(Resolution No. 05-21-12)

REPORT ON THE NUISANCE COMPLAINT ALLEGING THAT PROPERTY BELONGING TO ROBERT AND BEVERLY A. SHELL IS DEFINED AS A POSSIBLE NUISANCE PER HUMBOLDT COUNTY CODE, CHAPTER 8.04. THE PROPERTY IS LOCATED AT 4825 PRAIRIE DOG AVENUE, WINNEMUCCA, NV; ASSESSOR'S PARCEL #10-422-01: Building Official Bobby Thomas appeared before the Board and stated that he had visited the area and that the items complained about had been removed, that no nuisance existed. The following motion was made by Commissioner Amos and passed unanimously:

That a nuisance does not exist.

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

REPORT OF PENDING ROAD DEPARTMENT PROJECTS: Superintendent Garrett updated the

Board on the grading of Jungo Road in preparation for the magnesium chloride application which would complete the project for this year, road grading and gravel application on additional County roads, that the necessary approval had been received from the BLM for getting power to the wells on Jungo, that the bid for the chip seal project was currently out and the results would be brought before the Commission in June, an update on the status of the BLM access for the connector street between Delaney and Bruce Drive and the status of the bookmobile generator installation. Discussion occurred regarding the costs associated with the generator installation.

MISCELLANEOUS ROAD RELATED MATTERS: Commissioner Cassinelli noted the good job done by the Department on Case Lane.

JOINT MEETING BETWEEN THE HUMBOLDT COMMISSION AND THE WINNEMUCCA CITY COUNCIL: Present on behalf of the Winnemucca City Council were Mayor Di An Putnam, Councilmen Joyce Sheen, Rich Stone, Doug Cain, Paige Brooks and Jim Billingsley, City Manager Steve West, City Clerk Eddy Davis and City Attorney O. Kent Maher.

APPROVAL OF THE ANNUAL COST SHARE AGREEMENT: A copy of the proposed Cost Share Agreement with a summary was provided to the Board and Council for review. Administrator Deist reviewed the agreement which is presented annually and recommended that the Commission authorize the Chairman to sign the cost share agreement for the new fiscal year. Discussion occurred regarding the percentages paid by the City/County and the reduction in the City's amount for dispatch due to the public works department no longer using the system. Councilman Cain offered a motion on behalf of the Council to approve the agreement which passed. The following motion was made by Commissioner French and passed unanimously:

To accept the agreement as presented.

UPDATE REGARDING THE IMPROVEMENTS OF THE INTERSECTION OF MELARKEY AND WINNEMUCCA BLVD: Provided to the Board and Council for review were project summary, conceptual plans and associated costs. Present on behalf of the Winnemucca Convention and Visitors Authority Board were Terry Boyle, Rodd William Stowell, Don Stoker, Commissioner Dan Cassinelli and Councilmen Joyce Sheen. City Manager West reviewed the proposal for the intersection including a review of the plan, the cost, the grant application submitted and the amounts to be shared by the County, City and WCVA both with a grant approval and without a grant approval. Discussion occurred regarding the grant match, the proposed pavers and the location of the Winnemucca to the Sea log in the proposed plan. Don Stoker commented on the history of the log at the location, the concern about moving it from

its current location at the intersection due to its significance and concerns about restricting the Nixon lawn area which is used for events. Discussion occurred regarding the options for log location, the need to preserve parking area for the Convention Center, the time frame for the grant award, the access to the East Hall, the involvement of the other property owners, the possibility of including additional access for electrical power for the Nixon Lawn venue in the final design. Councilman Stone offered a motion to proceed to the architects to get the base plan so the project can proceed to bid and following discussion it passed. Commissioner Fransway offered the following motion to duplicate the City's and it passed unanimously:

To proceed to the architects to get the base plan so the project can proceed to bid.

The same motion was made by Mr. Stoker on behalf of the WCVA Board and it passed. Mr. Boyle adjourned the WCVA portion of the meeting at 11:15 a.m.

UPDATE REGARDING THE YURT IN WATER CANYON: Pat Donovan and Howard Hammond of the Northern Nevada Recreation Coalition and Chris Barta appeared before the Board. Mr. Donovan offered an update on the status of the Yurt project noting that Chris Barta has joined the effort as he has chosen the Yurt project as his Eagle Scout project. Bonnie Million Assistant Field Manager with the Winnemucca BLM Humboldt River Field Office discussed the status of the permit processing. Discussion occurred regarding the lavatory and the funding for the project.

Mayor Putnam adjourned the City portion of the meeting at 11:23 a.m.

REVIEW AND POSSIBLE CHANGES TO TENTATIVE BUDGET PRIOR TO ADOPTION OF FINAL BUDGET: Provided to the Board for review was a memo from the Administrator setting forth changes to the final budget including Sheriff's Office vehicles, Library Bookmobile, Paradise Valley Weed District storage building, Sonoma Industries and the Building Reserve Fund. Comptroller Sondra Schmidt appeared before the Board. Administrator Deist reviewed his recommendation that the Sheriff's Office vehicles be denied without better justification by the Sheriff, that there be discussion as to how to handle the process related to the request for \$225,000.00 for the Library bookmobile, that related to the \$50,000.00 placed in the budget for the Paradise Valley Weed District storage building there had been discussion opposing just giving the district the money so the recommendation would be that the funds remain in the budget but that no expenditure be authorized until there is a payback method in place. Commissioner Cassinelli noted his agreement with the recommendation related to the storage building but asked that the process be done quickly so the facility can be built soon. Discussion occurred regarding the potential cost of the building. Administrator Deist continued recommending that the \$50,000.00

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previously allotted for Sonoma Industries remain in the budget but that no expenditure be authorized until the Commission is satisfied that the joint effort with Humboldt Shredders has been fully vetted and that related to the Building Reserve Fund as the Dispatch Center project has been previously authorized and a bid is proceeding with the results to be presented prior to the end of the fiscal year, as the majority of the Fund in the current budget is budgeted for that project and \$500,000.00 was identified in the new budget for future expansion of the Winnemucca Events Complex and for a performing arts center his recommendation would be that all money in the Building Reserve Fund be allocated for the Dispatch Center project as while both the expansion and center are supportable the Dispatch Center will hopefully be under construction in the near future and it would be better to place the money in that project instead of reserving it for a future project; once the Dispatch project is complete the County can begin to save for a future project. Commissioner French stated that he would be more comfortable dealing with the Sheriff's vehicles if the Sheriff could be contacted and asked to appear before the Board. Commissioner French stated his agreement to the recommendations relative to Sonoma Industries as well as the bookmobile. Administrator Deist informed the Board that he had contacted the Sheriff's Office and the Sheriff was not in the building. Commissioner Cassinelli noted that he should have been able to see the item from the posting of the agenda. Commissioner Fransway concurred and suggested that the Board follow the recommendation and a request for more vehicles could be made next year. Chairman Bell asked for clarification on the amount allocated for the weed district building. Administrator Deist suggested that the amount be left as is and if additional funds are needed they can be identified from other sources at that time as some funds could come from partners or other areas. Commissioner Fransway stated his support for earmarking funds for the eventuality of a performing arts center project as had been agreed to at both the retreat and the budget hearings. Discussion occurred regarding how the Dispatch Center project was being paid for including that the Administrator believes that the additional \$500,000.00 will be needed for the project. Commissioner Fransway continued stating that the County needs to save funds for the performing arts center project as had been done with the events center and discussing the need for such a cultural facility in the community. Commissioner Cassinelli stated that Dispatch should come first as it is needed. Commissioner French concurred if the funding is short for the Dispatch Center as that is a need that has been identified and on the ground right now but if the project is not short then the funding should be left as approved at budget time. Administrator Deist noted that the best guess is that additional funds will be needed. Discussion occurred regarding revenues including funds received from the pipeline. Commissioner French commented that what is being contemplated is taking an item identified at both the

retreat and budget hearings as being valuable and tabling it based on a shortage of cash being available for it so he believes the discussion cannot be had without actual numbers related to revenue. Commissioner Fransway commented that the money is available and \$500,000.00 needs to be placed in Building Reserve for the performing arts center project; he referred to the County's current fiscal status and stated that the Commission needs to give back to the community not just increase the size of government. Chairman Bell commented that he did not disagree that a performing arts center is needed but that he did not want to get caught flat footed in a project that the County is right in the middle of and he does not see how a decision can be made without the numbers. Administrator Deist stated that based on the projected revenue every penny in the Building Reserve Fund has been budgeted as it is today, if the decision is to leave the \$450,000.00 for the performing arts center and the \$50,000.00 for the events complex that would be fine. Commissioner Amos asked what would occur if the funds for the Dispatch Center ran short. Administrator Deist stated he would come back before the Commission to discuss it or identify another source within the budget to take funds from. Commissioner French stated that he was not willing to table Commissioner Fransway's proposal unless he had adequate information that it would be a mistake and discussed the need for the complete financials being available to the Board so they can have these types of discussions in a meaningful way. Chairman Bell asked if the \$500,000.00 is in the Building Reserve Fund could it be used if there was a shortage for the Detention Center project. Administrator Deist said yes. Commissioner Cassinelli noted that if worse came to worse it could be used otherwise it would be stay there for the other projects. The Board agreed to leave the funds in the Building Reserve Fund. The Board agreed to go with the recommendations except for leaving the \$450,000.00 for the performing arts center and the \$50,000.00 for the Events Complex in the Building Reserve Fund. Administrator Deist asked what the decision was for the bookmobile. Commissioner French stated he would want access to that money in this budget cycle if the Board decides something needs to be done. Administrator Deist stated that the intent is to put it in the Library's budget but with the understanding that it will not be spent without the Commission's approval. The following motion was made by Commissioner French and passed unanimously:

To accept the recommendations with the exception of the \$500,000.00 remaining for the performing arts center and events complex.

Chairman Bell recessed the meeting to reconvene at 1:30 p.m.

PUBLIC HEARING ON FY 2012-2013 BUDGETS FOR HUMBOLDT COUNTY AND SPECIAL DISTRICTS: Undersheriff Curtiss Kull appeared before the Board and stated that the Sheriff had not

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been aware that the vehicle request would be discussed at today's meeting or he would have been present. Undersheriff Kull spoke in support of the request for funding for vehicle purchases. Discussion occurred regarding the vehicles identified for replacement, the mileage amounts for the vehicles, the maintenance history for the vehicles, the manner in which the requested funds would be utilized, the cost of a law enforcement vehicle including the add ons that are required, the plans for any vehicles removed from the inventory and that \$75,000.00 should cover the cost of two vehicles. After discussion the following motion was made by Commissioner French and passed unanimously:

To approve for the 2012-2013 budget an additional \$75,000.00 to the Sheriff's department for vehicles as an amendment to the action taken under item twelve earlier today.

Chairman Bell asked for public comment. None offered. Administrator Deist provided information to the Board related to assessed valuations, secured value, net proceeds and abatements; he stated that they were still working to gather the figures of the amounts attributable to the Ruby Pipeline Project. Discussion occurred.

ADOPTION OF FY 2012-2013 BUDGETS FOR HUMBOLDT COUNTY, HUMBOLDT RURAL FIRE DISTRICT, WINNEMUCCA RURAL FIRE DISTRICT AND QUINN RIVER TV DISTRICT: The following motion was made by Commissioner Fransway and passed unanimously:

To adopt the Humboldt County 2012- 2013 budget with changes and recommendations as amended.

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

To adopt the Humboldt Rural Fire District 2012-2013 budget.

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

To approve the Winnemucca Rural Fire District budget.

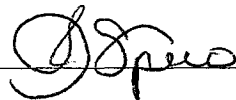
The following motion was made by Commissioner French and passed unanimously:

To accept the Quinn River TV District budget.

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

ADJOURNMENT: Chairman Bell adjourned the meeting at 1:52 p.m.

ATTESTED:



Clerk

APPROVED:



Chairman

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