

Monday, September 17, 2012

The regular meeting of the Humboldt County Board of Commissioners was called to order on Monday, September 17, 2012, at 9:30 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, Administrative Assistant Brenda Willey 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 - SEPTEMBER 4, 2012: Chairman Bell asked for corrections/additions for the minutes of September 4, 2012. Commissioner Fransway noted an error in the motion on page seven which referenced "2247" rather than "2477". The Board concurred with the correction. The following motion was made by Commissioner Fransway and passed unanimously:

To approve as corrected.

ADMINISTRATIVE REPORT:

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

1. Annual Designation of Areas at County Buildings for Petitioners: Copies of the designation forms were provided to the Board for review. *Recommendation: That the Administrator be authorized to sign the designation form with the locations being the same as in past years.*
2. Pursuant to 5.12 Work Out-of-Class of the Humboldt County's Personnel Policies Pay regarding Administrative Assistant temporary salary adjustment: A copy of section 5.12 of the County's Personnel Policies was provided to the Board for review.
3. Authorization for signature authority of Acting County Administrator for vouchers and payroll: *Recommendation: That the Chairman sign the reclassification form authorizing the temporary salary adjustment and the authorization for Signature Authority form of the Acting County Administrator.*

Commissioner Fransway asked that items two and three be pulled out of the consent agenda for independent action. Chairman Bell concurred and stated that items two and three would be handled individually; he called for a motion on the remaining item on the consent agenda. The following motion was made by Commissioner Cassinelli and passed unanimously:

To approve the consent agenda excluding items two and three.

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Commissioner Fransway explained why he had made the request to pull these items and the need to take special action on the items due to the absence of the County Administrator and the new responsibilities of the Administrative Assistant. Discussion occurred regarding the options related to salary per the policy, that the adjustment would be retroactive to August 20th, that this action is part of the personnel policies requiring only department head approval but this particular action was being brought to the Board due to the fact that it pertains to the person currently acting as the department head and in the interest of transparency to the public. The following motion was made by Commissioner Fransway:

To authorize out of class pay adjustment for the Administrative Assistant position in the County Administrator's Office to perform the duties of Acting County Administrator.

Commissioner Cassinelli asked what the length of time would be, noting that the Board does not even know what the County Administrator is doing for sure, and asked if the action would be taken away when he returns. Administrative Assistant Willey agreed that it would only be for the time that the person is out of the position and the duties are being assumed. Discussion occurred as to when this action had been taken in departments previously and that the adjustment occurs on the twelfth day after duties are assumed. Administrative Assistant Willey noted that September 4th would be the date the adjustment would become effective. Commissioner Fransway amended his motion as follows:

To authorize out of class pay adjustment for the Administrative Assistant position in the County Administrator's Office to perform the duties of Acting County Administrator retroactive to September 4th.

Commissioner French asked if this would include all the duties of the County Administrator including hiring and firing or just administering the day to day operations. Administrative Assistant Willey stated that this would assume all of the job description. Commissioner French stated for the record that this Commission needs to do something for the short term for sure. District Attorney Macdonald addressed the Commission's authority over the Administrator's position. There being no further discussion on the issue Chairman Bell called Commissioner Fransway's amended motion to a vote and it passed unanimously.

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

To authorize signature authority for Acting County Administrator for vouchers, payroll and other correspondence.

SOLID WASTE MATTERS: Acting Administrator Willey stated that there was 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: Acting Administrator Willey stated that there was nothing on this item.

MISCELLANEOUS REPORTS AND CORRESPONDENCE:

OTHER INFORMATION AND UPCOMING MEETINGS: Acting Administrator Willey noted the dates for the upcoming Nevada Association of Counties conference. Discussion occurred regarding the ability for newly elected officials to attend and the date for the next Management Team meeting.

REPORTS FROM COMMISSIONERS REGARDING OTHER BOARDS AND COMMITTEES

THEY SERVE ON: Commissioner French requested that an item be placed on a future Commission agenda for consideration related to discussion with the BLM, the Forest Service and possibly the US Fish & Wildlife Service about restoration to fire sites, an update of that restoration and the opportunity for the Commission to weigh in on the process; he asked that the matter be placed on the next agenda or the one following. Discussion occurred regarding the Public Lands Council meeting a number of the Commissioners had attended on September 6th.

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

To approve the expenditures as presented.

REQUEST FROM BUILDINGS AND GROUNDS DIRECTOR FOR ASBESTOS REMOVAL FUNDING FOR 421 MELARKEY STREET:

A copy of a proposal with quote for asbestos removal from Guardian Environmental Inc. was provided to the Board for review. Buildings & Grounds Director Doug Cain appeared before the Board. Director Cain explained that the review of the building located at 421 Melarkey Street had indicated asbestos in the roof and flooring and the need to have that removed prior to destruction of the building. The Board concurred with the need to mitigate the issue. Director Cain requested that the Board authorize an amount not to exceed \$4,500.00 to cover any unforeseen costs. Discussion occurred as to the amount and that it would come out of the Buildings & Grounds budget as Director Cain believed he would have sufficient funds to cover the additional amount. After discussion the following motion was made by Commissioner Cassinelli and passed unanimously:

To approve an amount not to exceed \$4,500.00 for asbestos removal.

REQUESTS FROM THE WINNEMUCCA CONVENTION AND VISITORS AUTHORITY

(WCVA): Councilman Joyce Sheen, Don Stoker, Dale Owen and Commissioner Dan Cassinelli were present on behalf of the WCVA board. WCVA Director Kim Petersen appeared before the Board.

APPROVING MOVING FORWARD IMMEDIATELY ON THE PLANNING, COST

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DEVELOPMENT AND CONSTRUCTION FOR UP TO 50 ADDITIONAL CAMP SITES TO INCLUDE WATER AND POWER; CONSTRUCTION MUST BE COMPLETED PRIOR TO JUNE 15, 2013:

A letter detailing the request had been provided to the Board for review and a handout entitled "Silver State International Rodeo - WCVA payments to WEC" had been provided by Director Petersen. Director Petersen spoke in support of the request noting the need for the additional camp sites due to the success of and the increase in participants for the Silver State Rodeo event in July, the proposed location for the sites on the newly purchased property located to the east of the Event Center, the type of usage allowed, the work being proposed and that the ending fund balance would be sufficient to cover the costs. Councilman Sheen commented on the importance of doing a good job with this event noting that the contract covers another three years but that the facility would like to obtain an extension of that contract for the future. Commissioner Cassinelli asked about the funds available. Comptroller Sondra Schmidt discussed the fund balance including the amount of funds generated by room taxes, property taxes and consolidated taxes noting that this amount is not budgeted for so an augmentation would be required; she additionally noted the \$50,000.00 approved during budgets for the shop building at the complex which was placed in the Building Reserve Fund and suggested that if sufficient funds exist for the WCVA to pursue this project that they should assume that amount as well. Discussion occurred regarding what is involved with augmenting the budget, that the plan for this is to be prepared for the Silver State Rodeo event in July of 2013 and the expected increase in attendance and that continuing this request to the next budget process would be too late for that event as the new budget would not become effective until July 1, 2013. Commissioner French commented on these camping sites competing with other business entities which provide this service in the community noting the low cost for these sites and allegations that the sites are being provided outside the event schedule. Councilman Sheen stated that is discussed during Board meetings regularly to make sure that this facility doesn't become a competition for local businesses; she stated her understanding that the fees are less because the facility is basic and offers no amenities and that the sites are available only during Events Complex events. Commissioner Amos offered comments in support of the statements made by Councilman Sheen. Director Peterson commented that they are adamant as to that policy and noted that they regularly turn people away. Discussion occurred regarding the possibility of considering amendments to that policy to allow usage during times that local parks are full. District Attorney Macdonald asked which entity would be responsible for the bid process and the entering of contracts. Director Petersen stated his belief that it would be a County project. Commissioner Fransway asked whether Ag 3 has been approached about this

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request. Director Petersen confirmed that they are supporters of the event. Commissioner Fransway stated his belief that it would be irresponsible for the County to approve unbudgeted expenditures and suggested that if the project needs to be done before the new budget year that WCVA could make up the difference as they are the recipient of most of the revenue. Mr. Stoker commented on the income that is generated at the events that the County shares in and the amount that goes to the County; he continued noting that if those events weren't occurring the County would not be receiving those funds and that he believes these types of events have been very important in keeping the events center towards the black rather than the red. Commissioner Amos stated that this is an increase in the net worth for the assets at the events center; he commented on the utilization of the sites, that there is a great need for the additional sites, that unfortunately it came after budget approval but that the sites are needed so he supported the augmentation and the project. Commissioner French concurred noting that the fact is the monies exist in their fund right now and all that is being requested is augmenting the funds so they may access them prior to July 1 and stating his belief that the Commission needs to step up and provide for those events that are out there ready to go and his concurrence with Commissioner Amos that it is an asset for the County. Discussion occurred regarding the income generated at the facility by the Silver State International Rodeo event and the comparison between 2011 and 2012. Commissioner Amos noted that the improvements could assist in pursuing other events for the facility. Discussion occurred between District Attorney Macdonald and Director Petersen regarding the bid process and who will be responsible for entering the contracts. Commissioner Amos suggested that WCVA/Ag 3 handle the process. Bill Macdonald, legal counsel for WCVA stated that in the past plans/specs and contracts for improvements made at the facility have been the responsibility of the County. Chairman Bell asked if it needs to be clarified in the motion that the County is responsible. District Attorney Macdonald stated that was correct. It was noted that the amount which was being requested was not to exceed \$100,000.00. Discussion occurred regarding the project and how it will be done including what work will be done in house and what other types of contractors will be used. The following motion was made by Commissioner Amos:

To approve moving forward immediately on the planning, cost development and construction for up to fifty additional camp sites to include water and power with construction to be completed prior to June 15, 2013.

Commissioner Fransway requested clarification as to whether approving the motion made by Commissioner Amos approves the allocation of the \$100,000.00 and whether that allocation could come from another entity. After discussion Chairman Bell stated this was just approval to go forward as the

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money part is under item C. Commissioner Fransway stated that while he would vote for this, he would not vote for item C but if the WCVA wants to fund the project he would not vote against Commissioner Amos' motion. Chairman Bell asked for clarification from the District Attorney as to whether the language about who will handle the process should be included in this motion. District Attorney Macdonald responded that as this is the motion approving the concept of moving forward, so the motion should be clarified that any construction or letting of contracts would be done by this Board at a future date. Commissioner Amos offered the following amended motion:

To approve moving forward immediately on the planning, cost development and construction for up to fifty additional camp sites to include water and power with construction to be completed prior to June 15, 2013 and that the County would be responsible for the construction and the approving of the contracts.

Commissioner Fransway noted that the County would be responsible for that but not the funding. Chairman Bell called Commissioner Amos' amended motion to a vote and it passed unanimously.

APPROVE THE PROPOSED LOCATION FOR THE 50 SITES: A handout depicting the proposed design and location of the sites was provided to the Board by Director Petersen. Chairman Bell asked for comments from the Board regarding the proposed location. Commissioner Cassinelli stated his support for the proposed location. The following motion was made by Commissioner Cassinelli and passed unanimously:

To approve the proposed location for the fifty sites that Kim Petersen has put before the Commission today.

ALLOCATE UP TO \$100,000 FOR THIS PROJECT FROM THE WINNEMUCCA EVENTS COMPLEX ENDING FUND BALANCE OF APPROXIMATELY \$1.3 MILLION THAT HAS BEEN GENERATED FROM ROOM TAX REVENUES: Chairman Bell asked for discussion on the item. Commissioner French noted that included in the motion needs to be direction to the Comptroller to amend the budget accordingly so it can be done before the June 15th deadline. Discussion occurred regarding the amount left in the fund and the need for an augmentation. The following motion was made by Commissioner French and passed with Chairman Bell and Commissioners French, Cassinelli and Amos voting aye and Commissioner Fransway voting nay:

To allocate up to \$100,000.00 for this project from the Winnemucca Events Complex ending fund balance which is approximately 1.3 million dollars at this time and that the Commission directs the Comptroller to amend the budget for this fiscal year to release

those funds and make them available prior to the June 15th deadline.

REQUEST FROM THE SHERIFF'S OFFICE FOR AN ADDITIONAL SWORN DEPUTY

POSITION: Provided to the Board for review was a break down for the costs of a deputy step 1 through 10, a memo detailing the cost of a deputy position and an overtime projection. Also provided to Board was a Dispatch Utilization Chart for 2009 through 9/16/2012 and statistics for other agencies including crime statistics, populations and ratio staffing. Sheriff Ed Kilgore appeared before the Board and spoke in support of the request for an additional deputy position including the costs associated with a deputy, that the request is only for one deputy, the applicants available and how that could affect what step the individual comes in at and the projection for overtime for this fiscal year; he discussed the dispatch utilization chart which included calls for service and compared the numbers for the Sheriff's Office to other agencies, compared the ration of staffing to population to other agencies, described the current staffing and the how the duties are handled, issues due to limited staffing including safety and the use of other resources such as the Winnemucca Police Department, the effect of increased population on the office, the hope that the additional deputy will mitigate some of the overtime needed, what the overtime requirements have been and how many deputies have been on extended leave. Commissioner French noted that Humboldt County is at 1/2 the national average in terms of police offer coverage, that this issue had been brought forth at budget time, his concerns about personnel going weeks without time off and that Humboldt County could be one major event away from serious issues. Sheriff Kilgore noted the need to allow personnel to take obligatory annual time and that any annual time has an automatic overtime attachment because that position must be covered; he discussed the number of leave waivers that need to be processed annually for the deputy positions due to the fact that they cannot take the time during the year earned. Comptroller Sondra Schmidt addressed the Board and discussed the General Fund balance, the issue with depending on Net Proceeds of Mines to cover everyday expenditures and if there is a reduction in those amounts her concern that there is only a cushion of about two years with no reductions in the General Fund and the issue that the contract with law enforcement has not been settled so it is unknown what effect that will have on the budge. She continued questioning whether the hiring of another deputy would actually reduce the amount of overtime for the department and noted issues with their comp pay out. Commissioner French responded that additional manpower should reduce the overtime requirement and concurred with the Comptroller's concerns about the financial aspect of this request but noted the importance of meeting the needs of the community related to service calls and the needs of the workforce to be allowed days off; he discussed the historical trend of population growth in

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the County and the resulting need for more law enforcement and the need for the Commission to prepare for that. Commissioner Cassinelli agreed that the Board needs to look at this now as eventually it will be to the point that a whole bunch will need to be hired; he commented on the concerns about the dependence on Net Proceeds but noted that the growth is from the mines so they do need to be looked at to help with the associated costs. Discussion occurred regarding what was driving the population growth. Joyce Sheen offered public comment related to the people she has spoken to thinking that there needs to be more Sheriff's Office coverage. Chairman Bell commented on the amount of population per deputy. Dee Holzel requested that the Sheriff explain how the ratios are determined, whether all law enforcement agencies are factored in or if this is Sheriff's Office only. Sheriff Kilgore explained the mandate set forth by statute that requires the Sheriff to have the staffing to cover the County's population as a whole. Commissioner Amos stated his support for addressing this issue now and for adding an additional deputy; he noted that he would like to see more accountability for the overtime and would like to see a reduction in that amount. Commissioner Fransway stated his concern that, if the overtime continues as it has, it will be up \$27,000.00 but the cost of a new deputy will be over \$100,000.00; he discussed the Humboldt County Sheriff's Office staffing ratio compared to Elko County and stated that it is paramount that there be adequate protection but stated his belief, as a citizen, that there is adequate police protection with all agencies included, enough to leave this until the next budget session rather than to continue to expend beyond the County's budget which is irresponsible; he noted that the Sheriff's budget has been increased over the past few years with the Commission's approval but that is enough. Commissioner Fransway stated that he could not support this request at this time. Commissioner Cassinelli stated his knowledge of the expense involved but noted that the Sheriff had brought this up at budget time and the Commission had just brushed it aside until the next budget but that is what will probably keep happening which will result in the County being way behind and costing more so he believes it should just be done. Commissioner French concurred with Commissioner Cassinelli and addressed the comparison with Elko County and referred to the public's request for Sheriff's Office coverage; he noted that he was cognizant of the budget issue but stated that it is the Commission's responsibility to provide public services and protection to the citizens. Commissioner Amos stated that it is better to have too many than not enough and it is always possible to cut back if necessary. After discussion the following motion was made by Commissioner French and passed with Chairman Bell and Commissioners French, Cassinelli and Amos voting aye and Commissioner Fransway voting nay:

To accept request for an additional patrol position for the Sheriff's Department and to

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augment that budget accordingly for the remainder of this fiscal year.

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

REQUEST AND ADJUSTMENT TO TERMS AND LOAN AMOUNT PREVIOUSLY

APPROVED FOR THE PARADISE VALLEY SEWER PONDS: Superintendent Garrett noted that an estimate for the cost of cleaning out the Paradise Valley sewer ponds had been brought to the Board about a year ago but it has since been determined that it would require a public hearing for the Commission to lend the money to the Sewer District for the project. District Attorney Macdonald concurred and explained what would be involved with lending funds to the District for greater than a twelve month period; he stated that discussion could occur today related to what the needs are for the District and generally what they would be requesting from the County but then a determination would need to be made as to how to best proceed. Discussion occurred regarding setting a public hearing and the need to determine what the request is prior to doing so. Superintendent Garrett stated that there are some other issues that need to be addressed as well noting that we have until December 31, 2012 to accomplish the project per the Nevada Division of Environmental Protection (NDEP) but that the permit for the certified operator has the project scheduled for the week of October 15th which is the window of opportunity we have to do the work. Superintendent Garrett noted that the original cost estimate of \$22,500.00 had been based on hauling what is cleaned out to the landfill but since then other stipulations have been agreed to which allow the hauling to a property in the local area which will reduce previous estimate to \$10,000.00 or less; he requested that due to the time constraints that an action be taken, outside the money part, to authorize the Road Department to do the work for them. Commissioner Cassinelli noted the benefits of proceeding in October related to time and cost savings. Discussion occurred regarding what the work would entail and where the cost savings are. Chairman Bell asked what the options for the Board were. District Attorney Macdonald stated that at the minimum there needs to be authorization by the Commission for the Road Department to perform the work and then, from the standpoint of, this Board and the District Board working out terms of loan or repayment or granting of funds, that is a separate issue; that if there are specific requests that need to be addressed in the form of a loan then there is a specific process which needs to be followed by the District. Chairman Bell asked if that would need to be done prior to the work being authorized. Superintendent Garrett noted that this is just an estimate for the cost so an actual amount would not be determined until the work is performed so the request would be to authorize the work now and deal with the funding afterwards when the actual costs are known. Chairman Bell stated that in the interest of saving money and the time factor he

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believed the Board needs to proceed. Commissioner Cassinelli commented that he believed this permit has been extended before and at some point NDEP is going to say you are out of time. Commissioner Fransway asked if the Board could authorize the Road Department to do the work today or if it would have to be reagendaized as that action is not on the agenda today. District Attorney Macdonald responded that he is comfortable with the Board authorizing the Road Department to do the work but that more information would be needed to proceed to a public hearing. Discussion occurred as to how long it would be before a public hearing could be scheduled due to other requirements which may be necessary. The following motion was made by Commissioner Fransway and passed unanimously:

To authorize the County Road Superintendent to perform the necessary work on the Paradise Valley sewer ponds immediately.

Discussion occurred regarding proceeding with the setting to public hearing after the work is done.

REPORT OF PENDING ROAD DEPARTMENT PROJECTS: Superintendent Garrett updated the Board on the grading of roads and noted mechanical issues with the mower which will need to be discussed at a future meeting.

MISCELLANEOUS ROAD RELATED MATTERS: Commissioner Cassinelli complimented the department on the weed mowing which had occurred in the Paradise Valley area.

UPDATE ON PARADISE VALLEY WEED CONTROL DISTRICT BUILDING PROJECT, BID PROCESS, FINANCING ISSUES AND RELATED ISSUES: Daryl Reirsgard with the Paradise Valley Weed District and Tom Brophy appeared before the Board and requested the Commission's approval to proceed to bid process for the weed control facility. Mr. Reirsgard provided a CAD sketch of the proposed facility and reviewed it for the Board; he noted that there would not be an estimate of cost until bids are received; Discussion occurred regarding the amount budgeted for the project by the County and the funds and/or grants available from other entities such as the Department of Agriculture and NDEP, the potential sale of the current facility and the possibility of the Weed District Board providing some funding. Discussion occurred regarding what is involved with selling a county facility and District Attorney Macdonald stated he would research that and provide the information to the Commission before the next meeting. Discussion occurred regarding what process would be needed to provide these funds to the District; Commissioner Fransway noted that the \$50,000.00 was a grant not a loan. The Board concurred. Comptroller Schmidt agreed that the amount for the project had been included in the budget. Discussion ensued regarding the costs that would need to be broken out so

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reimbursement from NDEP can be obtained. The following motion was made by Commissioner French and passed unanimously:

To grant authorization as per the request to move forward with the bid process and to bring the same back to the Commission following the bid.

Mr. Reirsgard noted that the Road Department would be doing the dirt fill project concurrent with the sewer pond and that Road Superintendent Garrett had been gracious enough to offer his assistance on the bid process.

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

VH-12-17 - A variance request submitted by Jack and Dulcy McClain to reduce the required 30' front yard setback to 18'; to allow a detached accessory building to occupy the front yard setback of this lot (Humboldt County Code 17.12.010B). The property is located in the RR-1.25 (Rural Ranchette District, minimum lot size of 1.25 acres). The property is located at 7565 Stratus Street; APN 013-351-13: Provided to the Board for review was a copy of the Planning Department Staff Report recommending approval, a copy of the application for variance including a map of the area and a copy of the Notice of Public Hearing. Applicant Jack McClain appeared before the Board. Mrs. Lawrence reviewed the application and recommended approval noting that no responses from the public had been received. Chairman Bell asked for public comment; none offered. The following motion was made by Commissioner Cassinelli and passed unanimously:

To approve VH-12-17 per recommendation by staff.

ADJUSTMENT OF THE MEETING CALENDAR TO HAVE ONLY ONE COMMISSION MEETING IN DECEMBER WHICH WOULD BE DECEMBER 10, 2012 DUE TO SECOND NOVEMBER MEETING BEING NOVEMBER 26: Acting Administrator Willey noted that currently the schedule has back to back meetings due to the need to change the dates in November because of the Election. Comptroller Schmidt noted that the audit will be presented in December and that if the auditors are not ready to present it by the 10th a special meeting will be required. After discussion the following motion was made by Commissioner Fransway and passed unanimously:

To adjust the calendar for a single meeting in December, that being December 10th.

Chairman Bell recessed the meeting at 11:45 a.m. to reconvene at 1:00 p.m.

BUREAU OF LAND MANAGEMENT:

2012 BLM FIRE SEASON UPDATE: Mike Fetic, Fire Management Officer for the Central Nevada

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Zone and Donovan Walker, Fire Ecologist appeared before the Board. Mr. Feticc offered a map for viewing of fire incidents in the area and updated the Board on the status of the incidents. Discussion occurred regarding SEATS, staffing and air tankers, the good cooperation between different entities, the damage to the sage grouse habitat, planned rehabilitation and the amount of damage to roads in the County and the cost to repair.

Commissioner French asked Road Superintendent Garrett to prepare specific numbers associated with road repair and cost attributable to the fire incidents as it may be needed in the future.

INVITATION TO PARTICIPATE AS A COOPERATING AGENCY IN THE DEVELOPMENT OF THE ENVIRONMENTAL ASSESSMENT (EA) FOR ANALYSES OF THE POTENTIAL IMPACTS ASSOCIATED WITH A PROPOSED PLAN OF OPERATIONS UNDER 43.CFR 3809 BY SNOWSTORM EXPLORATION LLC TO CONTINUE EXPLORATION FOR GOLD:

Gene Seidlitz, Winnemucca Field Office District Manager for the BLM appeared before the Board and detailed the request for the Board. Discussion occurred regarding how long the EA would take and the possible impact of the project on County roads. After discussion the following motion was made by Commissioner Fransway and passed unanimously:

To accept the invitation to become a cooperating agency in the environmental assessment analyses of the Snowstorm Project.

REVIEW OF COOPERATIVE FIRE PROTECTION AGREEMENT AND ANNUAL OPERATING PLAN FOR COOPERATIVE FIRE PROTECTION AGREEMENT BETWEEN BUREAU OF LAND MANAGEMENT AND HUMBOLDT FIRE PROTECTION DISTRICT:

Mike Feticc, Fire Management Officer for Central Nevada Zone and Gene Seidlitz, Winnemucca Field Office District Manager for the BLM appeared before the Board. Mr. Feticc noted that the County had signed the annual agreement in June. Commissioner Cassinelli asked if anyone had been billed yet. Mr. Feticc said no but that there are cost shares on the Hanson Fire with the Paradise Valley Fire Department, the Eleven Fire with Valmy Fire Department and the Buckskin Fire with the McDermitt Fire Department. Mr. Feticc explained how cost shares work, that the local proposal for cost share will be to go "black acres" with each agency paying for their percentage of jurisdictional lands involved in the fire and that it typically takes the BLM about four months to get all of their costs together based on the multiple agencies involved. Mr. Feticc noted that he did not have a copy of the signed agreement with the Humboldt Fire Protection District. Commissioner Fransway commented that any costs associated would be an unbudgeted item and asked what would happen if a department is billed that just doesn't have the funds.

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Mr. Fetic stated he did not have a good answer to the question but went back to the “fair, practical and reasonable” that would come into play; he discussed the issues with the Humboldt County model of individual fire protection districts and noted that the NDF counties have access to the State Fire Fund to pay for the costs. Manager Seidlitz commented on the action taken in June noting that his office still has not received a copy of the signed agreement. A new copy was presented and Chairman Bell signed said copy. Manager Seidlitz commented on the meetings which will occur with the individual fire districts related to the cost shares. Discussion occurred regarding the other counties which have signed the agreement and discussion that will occur at NACO.

CONTINUED PUBLIC HEARING FOR MAKING FINDINGS OF FACT, CONCLUSIONS OF LAW AND DECISIONS AND/OR ORDERS ON THE PETITION TO DESIGNATE AS A “MINOR COUNTY ROAD” IN ACCORDANCE WITH NRS 403.170(3) AND NRS 405.191 AND THE PETITION TO LOCATE AND OPEN TO PUBLIC USE IN ACCORDANCE WITH NRS 403.430(1) AND NRS 405.195 - Submitted by Schroeder Law Offices, P.C., on behalf of John DeLong, Judy DeLong, Will DeLong, Katie DeLong and DeLong Ranches Inc., and by other freeholders and residents of Humboldt County concerning roads in northwestern Humboldt County commonly known as Bliss Spring Road, Buckbrush Springs Road, Bull Creek Road, Cedar Creek Road, Christenson Spring Road, Clover Creek Road, Deer Creek Reservoir Road, Donna Schee-Noble Spring Road, Louse Creek Diversion Road, Louse Creek Road, Lower Mary Sloan Road, North Fork Jackson Creek-Upper Mary Sloan Road, Quinn River Diversion and Ditches Road, Seven Springs Road, Shawnee Creek Road, South Jacksons Road, Sweeney Field Road, Talimidas Spring Road, Willow Springs Road, White Point Spring Road (aka Little Buckbrush Spring Road), South Bliss Spring Road, Hobo Canyon Road, Salt Water Well Road, Three C’s Well Road, Little Cedar Creek Road, Alaska Canyon Road, McGill Canyon Road and Jackson Creek Ranch Road and other matters properly related thereto:

Katie DeLong appeared before the Board and requested a two week extension in order to get the Findings of Fact more complete and accurate and that in addition to that there has been a letter received from BLM in regards to this road matter so they would like the opportunity to respond to the letter as they believe that will become part of the record as well. District Attorney Macdonald stated that he had been in contact with Teresa Ure who represents DeLong Ranches on these petitions and she had made the same request, that he had notified her when the letter from Mr. Seidlitz had been received as well as notifying her that it would become part of the record so he requested that the matter be continued until the next meeting. Commissioner Fransway asked if the

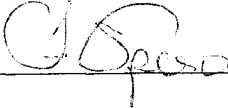

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Board can just continue the public hearing or would publication be required again. District Attorney Macdonald stated that he believed it could be without further publication. Commissioner French asked if a written copy of the Findings of Fact would be made available to each of the Commissioners for review prior to the meeting. Mrs. DeLong stated that is the intent. Chairman Bell stated that this matter would be continued until the next meeting.

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

ADJOURNMENT: Chairman Bell adjourned the meeting at 1:53 p.m.

ATTESTED:  Clerk APPROVED:  Chairman

MEMORANDUM

TO: COMMISSIONERS
FROM: ADMINISTRATOR
DATE: September 12, 2012
SUBJECT: CONSENT AGENDA

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

1. Annual Designation of areas at County Buildings for Petitions: This is an activity which you are required to do each year.

Recommendation: That the Administrator be authorized to sign the designation forms with the location being the same as past years.

2. Pursuant to 5.12 Work Out-of-Class of the Humboldt County's Personnel Policies Pay regarding Administrative Assistant temporary salary adjustment.
3. Authorization for signature authority of Acting County Administrator for vouchers and payroll

Recommendation: That the Chairman sign the Reclassification Form authorizing the temporary salary adjustment and the Authorization for Signature Authority Form of the Acting County Administrator.



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CENTRAL NEVADA ZONE FIRE MANAGEMENT Winnemucca District Division of Fire and Aviation 2012 Fire Season Report



❖ Operations/Aviation

- To date, there have been 54 human-caused fires for 16,307 acres and 35 lightning caused fires for 287,867 acres. A total of 89 fires for 304,174 acres
 - ❖ A type 2 IMT was ordered for the Holloway fire and a NV Type 3 IMT was ordered for the Hanson fire
- The Winnemucca Single-Engine Air Tanker (SEAT) Base was invaluable this season as was the Remote SEAT base in McDermitt. Over 484,540 gallons of retardant was loaded and sent to wildfires within the Winnemucca District and surrounding areas. The McDermitt SEAT Base supported incidents in N. NV and Oregon on the Vale and Burns Districts.
 - ❖ 269 Sorties flown from McD, delivering 207,277 gallons of retardant to fires.
 - ❖ 382 Sorties flown from WMC, delivering 277,263 gallons of retardant to fires.
- Service-First Agreement between Winnemucca BLM and the Humboldt-Toiyabe N.F. – Santa Rosa Ranger District for Fire Management and 1 Interagency Engine.
- 1 Captain was hired this season for Lovelock Station and we promoted a Lead Firefighter in McDermitt. Two individuals completed the WFAP program this past year and converted to Senior Firefighters.
- Selected a Zone Aviation Manager late summer who will serve both Winnemucca and Battle Mountain Districts.

❖ Emergency Stabilization and Rehabilitation

- ES&R Plans for Holloway, Hanson, Long Canyon, Coyote Point and Buckskin fires have been submitted. Plans are being coordinated with, NDOW, USF&WS, Humboldt County and other stakeholders
- Over 80,000 acres of burned area rehabilitation is planned – treatments include, drill seeding, aerial broadcast seeding, fencing, and herbicide treatments for invasive / cheatgrass control.

❖ Wildfire Support Group (WSG)

- Reviewed and updated CFPA and AOP
- Utilized WSG during initial attack on numerous fire, aided in rapid wildfire containment on many fires.
- Continued excellent working rapport with and commendations from WSG members
- Continuing to build organization with qualifications, equipment and additional members.

❖ Fire Business

- Cooperative Fire Protection Agreements / AOPs were established for nearly all Rural Fire Protection Districts in Humboldt and Pershing Counties.
- 4 Cost Share Agreements are in progress for 2012.
- 4 Assistance by Hire billings in progress for 2012.

ATTACHMENTS FOR ITEM 11
DESIGNATION OF "MINOR COUNTY
ROADS" BY DELONG RANCHES INC. ET
AL ARE INCLUDED IN SEPARATE BINDER
LABELED
HUMBOLDT COUNTY COMMISSION
MINUTES BOOK - (B)1

UNOFFICIAL