

Monday, October 1, 2012

The regular meeting of the Humboldt County Board of Commissioners was called to order on Monday, October 1, 2012, at 9:30 a.m. in the regular place of meeting at the Courthouse, Winnemucca, Nevada. Those present were Chairman Mike Bell, Commissioners Dan Cassinelli, Tom Fransway and Garley Amos Jr., District Attorney Michael Macdonald, Acting Administrator Brenda Willey and Clerk of the Board Tami Rae Spero. Commissioner Jim French was not in attendance.

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

DISCUSSION & ACTION ON CORRECTION/APPROVAL OF MINUTES - SEPTEMBER 17, 2012 REGULAR MEETING: Chairman Bell asked for corrections/additions for the minutes of September 17, 2012; none offered. The following motion was made by Commissioner Amos and passed with Chairman Bell and Commissioners Cassinelli, Fransway and Amos voting aye and Commissioner French being absent:

To approve the September 17, 2012 meeting minutes as presented.

ADMINISTRATIVE REPORT:

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

1. **CDBG Quarterly Report - Senior Center Expansion Project:** A copy of the quarterly progress report for the Senior Center Expansion Design Project was provided for the Board's review.

Recommendation: That the Commission authorize the Chairman's signature.

The following motion was made by Commissioner Cassinelli and passed with Chairman Bell and Commissioners Cassinelli, Fransway and Amos voting aye and Commissioner French being absent:

To approve the consent agenda as presented.

SOLID WASTE MATTERS: Acting Administrator Willey stated that she 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: Acting Administrator Willey stated that she had nothing on this item.

MISCELLANEOUS REPORTS AND CORRESPONDENCE: Acting Administrator Willey reminded the Commission about the upcoming Nevada Association of Counties (NACO) conference. Discussion occurred regarding who could attend. An upcoming program being offered by the USDA related to fire and drought assistance for Nevada Agricultural producers and upcoming SET meetings were noted.

REPORTS FROM COMMISSIONERS REGARDING OTHER BOARDS AND COMMITTEES

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THEY SERVE ON: Commissioner Cassinelli discussed a report received by the Winnemucca Convention and Visitors Authority related to the Labor Day Concert and how much money it made. Commissioner Fransway discussed a meeting of the NACO Board of Directors and noted the Local Government Summit that would be occurring in conjunction with the NACO conference and what would be discussed; he noted that one of the items to be discussed would be proposed re-distribution of CTX and that NACO Executive Director Jeff Fontaine has offered to come to the Counties with a presentation regarding the issue. The Board concurred that such a presentation would be a good thing.

CLAIMS FOR EXPENDITURES OF COUNTY FUNDS: The following motion was made by Commissioner Amos and passed with Chairman Bell and Commissioners Cassinelli, Fransway and Amos voting aye and Commissioner French being absent:

To approve the expenditures for this month as presented.

ADOPTION OF PROCLAMATION DESIGNATING THE MONTH OF OCTOBER AS DOMESTIC VIOLENCE AWARENESS MONTH IN HUMBOLDT COUNTY: A letter of request from Winnemucca Domestic Violence Shelter Inc. (WDVS) and a copy of the proposed proclamation were provided to the Board for review. Brooke O'Byrne, Executive Director for WDVS appeared before the Board and spoke in support of the request. After discussion the following motion was made by Commissioner Amos and passed with Chairman Bell and Commissioners Cassinelli, Fransway and Amos voting aye and Commissioner French being absent:

To approve October as Domestic Violence Awareness Month in Humboldt County and adopt the proclamation so designating.

(Resolution 10-01-12)

HUMBOLDT COUNTY DISPATCH/COMMUNICATION CENTER:

AUTHORIZATION FOR CHAIRMAN TO SIGN THE APPLICATION FOR CUSTOM WORK CONTRACT WITH AT&T AND AUTHORIZATION FOR PAYMENT OF THE INVOICE IN THE AMOUNT OF \$4,409.49 FOR THE SECONDARY MINIMUM POINT OF ENTRANCE FOR TELEPHONE SERVICE TO THE NEW HUMBOLDT COUNTY COMMUNICATIONS BUILDING AT 795 FAIRGROUNDS ROAD, WINNEMUCCA:

A copy of the AT&T Custom Work Contract was provided to the Board for review. District Attorney Macdonald noted that this is an additional item that was not included in the plans and explained what had occurred and why a new service line was required. Discussion occurred regarding the request with Buildings & Grounds Director Doug Cain. After discussion the following motion was made by Commissioner Fransway and passed with

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Chairman Bell and Commissioners Cassinelli, Fransway and Amos voting aye and Commissioner French being absent:

For authorization for the Chairman to sign the custom work contract in the amount of \$4,409.49.

CHANGE ORDER REQUESTS FROM B&R CONSTRUCTION FOR CONSIDERATION AND APPROVAL: District Attorney Macdonald reviewed the requests which had been discussed and approved by the Communications Department, Buildings & Grounds and the Sheriff; he added that item number two related to lightening protection had been discussed with Wayne Carlson at Pool Pact and his recommendation was that the item be retained due to the amount and costs of the equipment in the building. District Attorney Macdonald recommended authorizing all the requests except for number two and noted that the architect had also approved all the items. The following motion was made by Commissioner Fransway and passed with Chairman Bell and Commissioners Cassinelli, Fransway and Amos voting aye and Commissioner French being absent:

To accept the change orders presented with the exception of item two and the lightening protection will remain in so it will be \$168,706.85 minus the \$17,500.00.

Total savings resulting from the change orders was in the amount of \$151,206.85.

INFORMATIONAL PRESENTATION REGARDING THE DECLARATORY DOCUMENT OF THE WINNEMUCCA INDIAN COLONY: A copy of the Declaratory Document of the Winnemucca Indian Colony had been provided to the Board for review. No representatives from the Winnemucca Indian Colony appeared at the meeting. Discussion occurred regarding the information in the document regarding the Tribal leadership and court decision which had been entered, what the status is of the court case and what is currently occurring on the Colony.

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

MOWER PURCHASE DIRECTION TO REPLACE THE FLEET 1994 TIGER WHICH WAS PURCHASED IN DECEMBER 1993: A copy of a memo from Superintendent Garrett detailing the mower purchase issue and recommending the purchase of a used tractor and pushing the purchase of a wheeled front loader, which had been approved for this budget cycle, out until the next budget cycle (see attached). Superintendent Garrett reviewed the history and problems with the current mower and discussed the options available and his recommendation. Discussion occurred regarding the type of mower being considered, the costs associated with repairing as opposed to purchasing, the costs associated with new as opposed to used, that a warranty will be included in the bid and where the mower

would be obtained from. After discussion the following motion was made by Commissioner Amos and passed with Chairman Bell and Commissioners Cassinelli, Fransway and Amos voting aye and Commissioner French being absent:

To approve seeking a proposal/bid for option number two for a mower.

REPORT OF PENDING ROAD DEPARTMENT PROJECTS: Superintendent Garrett updated the Board on dust hole fills, grading in the McDermitt area, cleaning of cattle guards, the status of the Jungo and Midas wells, the Bruce Drive right-of-way project, the status of striping and chip sealing projects. Superintendent Garrett informed the Board that the BLM had awarded the Bilt Creek project to a private contractor and that the striping agreement with the State is being readied to bring to the Board for consideration.

MISCELLANEOUS ROAD RELATED MATTERS: Commissioner Amos commented on the need for work on the Little Humboldt Road. Superintendent Garrett discussed the work already planned for that road. Commissioner Fransway commented on a bill draft request related to specific fuel taxes going to the Counties with road relinquishments. Discussion ensued.

UPDATE, STATUS AND QUARTERLY REPORT FROM SONOMA INDUSTRIES REGARDING CONTINUED FUNDING FROM FISCAL YEAR 12/13 BUDGETED AMOUNT:

Provided to the Board for review was a copy of Sonoma Industries' first quarterly report and a copy of a letter from Dawn Marie West, Director of Sonoma Industries updating the Board on what has occurred with the business (see letter attached). Sheri Allen, a member of the Sonoma Industries Board of Directors, Dawn Marie West, Director of Sonoma Industries and Sammye Guilbert Program Director for Humboldt Shredders appeared before the Board. Ms. Allen reviewed the update provided by Director West and noted the failure of Humboldt Shredders to provide their financial statements for review. Ms. Guilbert addressed the board and explained why Humboldt Shredders would not be providing their financial records to Sonoma Industries including that the letter indicated a merger between the groups but that had not been discussed. Ms. Allen explained why they had made the request referring to the Commission meeting minutes of June 4, 2012 and went on to discuss the group's continued work on their five year plan which dovetails into the requests that have been made to the mines and the recent state audit the program had underwent. Ms. Guilbert read a letter from Chuck and Denyse Lizer regarding their decision not to respond to the requests from Sonoma Industries (see attached). Commissioner Fransway commented on the prior request being conceptual as to whether a merger was possible and his concern about an adversarial relationship between the two entities as that affects the ability to consider

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that merger. Ms. Guilbert stated that Humboldt Shredders would still consider a merger but they would not consider merging boards and allowing Sonoma's directors to come financially to their entity; she noted that the suggestions provided to Sonoma for running the program had been used in Humboldt Shredders' Fallon facility and had worked. Darrell Guilbert addressed the Board noting that Mr. Lizer has stated several times that he does not want to take over Sonoma Industries but would prefer to provide assistance to help it become a viable entity on its own. Chuck Lizer of Humboldt Human Development Services appeared via teleconference. Mr. Lizer stated that due to commitments in Fallon he would be unable to take on Sonoma Industries right now. Commissioner Fransway asked if he could assist the entity by recommending organizational changes. Mr. Lizer stated that he had already made such suggestions including the need for the entity to cut back on staff as they have too much overhead; he explained how the thrift store in Fallon is handled. Discussion occurred with Comptroller Sondra Schmidt regarding the amounts contributed to the entity by the County in the last fiscal year and the current fiscal year. Commissioner Fransway noted that if the Comptroller had any suggestions the entity should consider those as well. Comptroller Schmidt commented that expenses need to be cut or the County's contribution would need to be ongoing. Discussion occurred regarding what the Sonoma Industries Board of Directors were looking at, staffing requirements, steps taken to reduce costs, income producing plans, that Humboldt Shredders is not in the position to give much more assistance, that the Comptroller will review the books and offer suggestions, that in the worst case scenario Humboldt Shredders would step in to take on the clients contracts though they could not guarantee that the thrift store would remain, that there is discussion statewide regarding ratios and possible changes and the issue of rehabilitation plans and future requirements for those. Commissioner Fransway noted that while he understood Humboldt Shredders situation he did not want to exclude them from any input that they may have and he believed it would be important to keep them onboard in some interim fashion; he asked Mr. Lizer if he would agree to that. Mr. Lizer responded that he would. After discussion the following motion was made by Commissioner Fransway:

That Sonoma Industries submit any fiscal information to the County Comptroller that she feels is necessary to review their fiscal status and comment on any recommendations that she may have and that Sonoma continue to work with Shredders in cooperative fashion on input and that they come back to the Commission with any recommendation from the Comptroller.

Ms. Allen asked if a time line was being put on that. Commissioner Fransway said he did not

think so as a quarterly update is scheduled for January. Chairman Bell called Commissioner Fransway's motion to a vote and it passed with Chairman Bell and Commissioners Cassinelli, Fransway and Amos voting aye and Commissioner French being absent.

ROBERT WOOD JOHNSON FOUNDATION (RWJF) GRANT PROPOSAL DISCUSSION, UPDATE AND CONSIDERATION FOR LETTER OF COMMITMENT: Provided to the Board for review was a letter from Washoe County Health District Officer Dr. Joseph Iser including information on the project proposal "Northern Nevada Shared Services Learning Community" and a copy of a proposed letter of commitment. Dr. Iser appeared via teleconference to discuss the opportunities the grant provides. Discussion occurred regarding the letter of commitment provided, what the project would study, how the process will work and what it will show, why Washoe County is interested in pursuing this opportunity, the background of the project, Washoe County's interest in working in collaboration, keeping public health strong and meeting the needs of the citizens and what impact could occur with the Affordable Care Act. After discussion the following motion was made by Commissioner Cassinelli and passed with Chairman Bell and Commissioners Cassinelli, Fransway and Amos voting aye and Commissioner French being absent:

To approve the Chairman's signature on the letter of commitment.

NEGOTIATIONS WITH HUMBOLDT COUNTY LAW ENFORCEMENT ASSOCIATION (HCLEA):

CLOSED SESSION IN ACCORDANCE WITH NRS 288.220 FOR DISCUSSION BETWEEN THE GOVERNING BODY OF A LOCAL GOVERNMENT EMPLOYER WITH ITS MANAGEMENT REPRESENTATIVES: Following a motion by Commissioner Fransway the Board went into closed session per NRS 288.220 at 11:16 a.m.

Following the closed session the Board came back into open session by a motion from Commissioner Fransway at 11:45 a.m.

Chairman Bell recessed the meeting at 11:46 a.m. to reconvene at 1:00 p.m.

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:

Provided to the Board was a copy of a letter from Gene Seidlitz District Manager of the Winnemucca District Bureau of Land Management (BLM) (see Book B(1) containing all attachments related to this matter) and a copy of a proposed Findings of Fact, Conclusion of Law and Order. Alan Schroeder appeared before the Board on behalf of Therese Ure of Schroeder Law Offices and explained what had occurred at the previous meeting including the inclusion of the letter from the BLM in the record as to which the DeLong family and petitioners took no position as that was the Commission's decision but he noted that there are proposed findings relative to that letter which has been submitted. Commissioner Fransway questioned whether those findings of fact and conclusions of law related to the BLM letter should not be acknowledged today because they were not part of it then. Mr. Schroeder responded that the position of the DeLong family and the petitioners is that they respectfully request that the Board sign the proposed findings of fact, conclusions of law and order as submitted but he noted that this only a proposal, that it is ultimately up to the Board to make the decision based on a review of the facts. District Attorney Macdonald explained that now is the time for the Commission to identify any specific items that they disagree with so that can be noted or make any suggested changes to the proposed document and ultimately for the Board to make a decision on the amended petition; he noted that a resolution number will be added to this document as a matter of form. Chairman Bell asked if the Commissioners had any questions or changes that they would like to propose at this time. None offered. Chairman Bell asked for public comment. Gene Seidlitz Winnemucca District Manager BLM addressed the Board regarding discussion which had occurred with the petitioners and referred to the letter provided to the Commission for the record related to the roads in and outside of the wilderness area. Discussion occurred regarding that the when the proposed findings of fact, conclusions of law and order had been provided to the Commission and that it was part of the agenda as posted on the website. Mr. Schroeder

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explained why the proposed document had been provided only to the Commission. Katie DeLong added that when the meeting with the BLM had occurred she had provided them with the entire packet and the findings are based on that information. Director Seidlitz concurred but noted that while they knew that additional information was forthcoming the BLM had not received as of late last week what the Commission received. Discussion occurred as to what edits had been made in the proposed document. District Attorney Macdonald clarified that the document submitted is only a proposal, that it is up to the Commission to decide if they agree with it or if it needs changes. Discussion occurred regarding when the BLM letter was entered into the record. Chairman Bell asked for further public comment. Road Superintendent Ben Garrett addressed the Board regarding the 50 foot from center right-of-way request and how it compares to the County's requirements of a minimum of 30 feet from center and potential issues with obtaining the 50 foot all the way through. Commissioner Fransway stated his understanding that the 50 foot right-of-way from center had been indicated because that is what is included in the NCA. Mr. Schroeder stated that is what had been discussed but that in terms of the proposed findings and conclusions those were just based on a factual, reasonable determination not on any basis of law. Commissioner Fransway noted that the 50 foot was a concern for him and it also give the Board the ability, as established by the Road Superintendent, to make a reasonable conclusion and so it would probably be more comfortable to have the 30 foot as opposed to the 50 foot. Mr. Schroeder responded that would be at the Board's discretion and that is why the findings and conclusions are proposed. Discussion occurred regarding Jackson Creek Ranch Road which is in the County Maintained System and that it has 60 foot right-of-way. Commissioner Cassinelli stated that it would be better to be consistent with what already exists though that would be a change. Chairman Bell asked Mr. Schroeder if that would affect what they are trying to do. Mr. Schroeder stated he could only speak as to what the evidence was in the record which is 50 feet on each side of center but he noted, as he had previously, that would probably be why the Commission had directed a proposed findings of fact, conclusions of law and order be submitted, so the Board could decide what it was going to do. Chairman Bell asked for additional public comment. None offered. Chairman Bell asked for further comment from the Commission. The Board concurred that they were for it except for the change to the right-of-way. The following motion was made by Commissioner Fransway:

That based on review of Findings of Fact and Conclusions of Law as presented today 10-1-2012, that the Board of County Commissioners accepts the petition granting acceptance as minor roads as listed in the original petition of 7-12-2012 and the

amended petition of 8-21-2012 presented to the Board of County Commissioners on 9-4 of 2012, that the County Commission declares that each of the subject roads shall establish a right-of-way of thirty feet on each side of the center line as established by the creation of the NCA or a width to be determined as reasonable by the County Road Superintendent. Further these roads shall also be inventoried as outlined under the act of 1866 RS 2477 as public roads to be used for the benefit of the public under the multiple use concept in perpetuity and a subsequent resolution be submitted to the Board at the next County Commission meeting.

Discussion occurred regarding the need to bring the matter back at the next meeting for further action. Based on the discussion with the District Attorney Commissioner Fransway amended his motion to strike the language regarding bringing a subsequent resolution back at the next meeting. Chairman Bell asked if there were any further questions or discussion related to the motion. Mr. Schroeder commented that what he has heard is that the Commission would be adopting the findings of fact, conclusions of law and order as proposed, would be assigning a resolution number to it and someone would be changing all references to 50 feet right-of-ways to 30 foot right-of-ways; he continued discussing what the language contained in the proposed order would do specifically commenting on the fourth point in the proposed order and reading the following excerpt for the record: *"to the extent any of the roads subject to the amended petitions may have been administratively closed or restricted by the BLM due to the establishment of the wilderness areas via the Black Rock Desert/High Rock Canyon Immigrant Trails National Conservation Area Act of 2000 which was enacted on December 21, 2000, the Commissioners take exception with such closures and restrictions since such roads are valid, existing rights under said act for the reasons stated herein. However, given the land is federal land the Commissioners recognize that the Commissioners, Petitioners and interested public may need to confirm the status under RS 2477 via the Quiet Title Act in U.S. District Court, District of Nevada to open or otherwise adjudicate the validity of such roads as public roads or public highways. The Commissioners, Petitioners and interested persons would expect U.S. District Court, District of Nevada would confirm the status under RS 2477 due to the Commissioners and the Petitioners conformance with law stated in the amended petitions as well as due to this order."* Mr. Schroeder continued discussing what this proposed conclusion does in both conforming to State law and covering what is needed for a Federal Court action; he voiced concern about the language Commissioner Fransway used related to RS 2477 roads in the motion offered. Commissioner Fransway responded as to RS 2477 being a right to public passage which

has withstood challenge in the past and his belief that this is just restating that and that it is important that the Commission make the decision that these are RS 2477 roads in this County. Mr. Schroeder commented that he is just telling the Board what the proposed order says and it does not state these are RS 2477 roads, it states that they are public roads under Nevada Law so if the Commission takes exception to that they must decide accordingly. Discussion ensued regarding the language of the motion as to the 2477 Roads and the need to address the conflict of public roads on Federal lands and to take the appropriate action under the State law. Commissioner Fransway offered the following amended motion:

That based on review of Findings of Fact and Conclusions of Law as presented today 10-1-2012, that the Board of County Commissioners accepts the petition granting acceptance as minor roads as listed in the original petition of 7-12-2012 and the amended petition of 8-21-2012 presented to the Board of County Commissioners on 9-4 of 2012, that the County Commission declares that each of the subject roads shall establish a right-of-way of thirty feet on each side of the center line as established by the creation of the NCA or a width to be determined as reasonable by the County Road Superintendent. Further these roads shall be determined as public roads to be used for the benefit of the public.

Commissioner Fransway asked if he should stop at that point and not include the multiple use concept in perpetuity portion. District Attorney Macdonald suggested that if the Commission is adopting the specific findings and conclusions proposed that there are findings in there that address all the issues which need to be addressed according to State law and his recommendation would be to adopt the findings and conclusions as proposed and to authorize the Chairman to sign the final draft with the corrections previously noted. Commissioner Fransway commented that what is done here today has a real good chance of being challenged and whatever is done today needs to be done to sustain the challenge; he stated his willingness to remove the reference to RS 2477 and substitute State law. District Attorney Macdonald stated that he is okay with that as long as it is clear that all the specific findings, conclusions and decision are being adopted as set forth in the draft other than the corrections noted by the Board. The following amended motion was offered by Commissioner Fransway:

That based on review of Findings of Fact and Conclusions of Law as presented today 10-1-2012, that the Board of County Commissioners accepts the petition granting acceptance as minor roads as listed in the original petition of 7-12-2012 and the amended petition of 8-21-2012 presented to the Board of County Commissioners on 9-4

of 2012, that the County Commission declares that each of the subject roads shall establish a right-of-way of thirty feet on each side of the center line as established by the creation of the NCA or a width to be determined as reasonable by the County Road Superintendent. Further these roads shall also be inventoried as outlined under the act of 1866 RS 2477 as public roads as determined by the State of Nevada.

Commissioner Fransway stated that the Commission should stand strong as to these roads being access roads for the public. Director Seidlitz addressed the Board regarding the BLM's stand as to RS 2477 roads and the Petitioners' knowledge of that standing. Mr. Schroeder commented on Director Seidlitz's statement and how this process conforms to State law and the need for the process to go before a Federal Judge under the Quiet Title Act for adjudication. Commissioner Cassinelli commented on what the motion needs to be. Commissioner Fransway withdrew his previous motion as amended. The following motion was made by Commissioner Cassinelli and passed with Chairman Bell and Commissioners Cassinelli, Fransway and Amos voting aye and Commissioner French being absent:

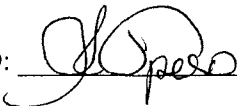
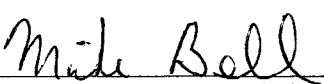
To adopt the findings of fact and authorize the Chairman to sign it with the one change to go from a fifty foot center line to a 30 foot which is a 60 foot easement.

Mr. Schroeder addressed the Board related to the next steps in this process.

UPDATE ON HUMBOLDT COUNTY BOOKMOBILE STATUS, REPAIRS AND POSSIBLE AUTHORIZATION FOR REPLACEMENT: Acting Administrator Willey stated that the request for this item had been for the October 15th agenda. Chairman Bell tabled the matter until the October 15th agenda.

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

ADJOURNMENT: Chairman Bell adjourned the meeting at 1:54 p.m.

ATTESTED:  Clerk APPROVED:  Chairman

MEMORANDUM

TO: COMMISSIONERS
FROM: ADMINISTRATOR
DATE: September 25, 2012
SUBJECT: CONSENT AGENDA

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

1. Approval of quarterly CDBG Report: Attached is the quarterly progress report for the Senior Center Expansion Design project. It must be reviewed at a Commission meeting.

Recommendation: *That the Commission authorize the Chairman's signature.*

October 1, 2012

To Whom It May Concern;

We received two communications from Sonoma Industries. Neither of them have been responded to for various reasons. 1) We are really pushed for time and money with the opening of the Fallon Thrift Store, which was a much bigger endeavor than we anticipated; and 2) We were confused by the statement that we were going to combine our board with theirs.

As for the issue of opening Fallon Thrift store, we find that all the theories and suggestions we made to Sonoma to improve their business and bottom line have been put into place, and are indeed working, and working well in Fallon. In Fallon we pay rent of \$2,180 per month with up to \$800 per month in utilities, as Churchill County does not provide free or reduced rent. We also have fund raisers to augment income; we were given the opportunity to receive all the ticket sales for the opening day of the Corn Maze, a private recreation site in the county. The state billed amounts, income from fund raisers and the income from the store prove to be enough to cover all the bills, pay staff and people supported appropriately, and we even have hired a part-time store manager.

The second reason we didn't respond was because we don't have any intention of merging boards. We offered suggestions based on our successful business plan, offered to help with any physical changes to the plant, but didn't and don't intend to merge the boards, thereby taking on the financial responsibilities and policies of the current board. As the business isn't doing well, which was the catalyst for this entire discussion, it doesn't seem prudent to bring board members from a failing business to a successful enterprise.

In summary, it appears to us that, based on our experience in Fallon, it is indeed possible to run a successful JDT program through a thrift store, without additional government funds, in spite of how little the state pays. At this time there are 8 Thrift stores in the Fallon area, and we are still holding our own. We wish Sonoma the best, but we aren't going to "hook our wagon to their horses".

We are available for questions this morning at 406 563 7789.

Sincerely, Chuck and Denyse Lizer



Support Persons To Discover
And Achieve Their Dreams

SONOMA INDUSTRIES

ADULT COMMUNITY TRAINING CENTER

Northern Nevada Human Services Association

3280 Bengeochea Circle

Winnemucca, Nevada 89445

Phone: (775) 623-4536

Fax: (775) 623-4536

sonoma@winnemucca.net

Dawn Marie West

Director

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SEP 29 2012

Administrative Services

October 1, 2012

County Commissioners


This letter will bring you up to date concerning Sonoma Industries. We have included the \$50,000.00 as part of our budget for the 2012-2013 fiscal year.

On August 13, 2012 Pat Canter, Treasurer directed a letter to Humboldt Shredder's requesting their current year's budget. We requested their financial statement including wages and salaries similar to what we provided them. Sonoma Industries has already provided our information to them. At this time we have not received any information from them allowing us to move forward with a merger.

Sonoma Industries continues to work on the five year plan that dovetails to the request we have with the mines. At this time it has not been completed.

During the past week Sonoma Industries was reviewed by the state for an audit on Sonoma's services. We are currently waiting for results.

Sincerely


Dawn Marie West
Director

To: Humboldt County Board of Commissioners
From: Ben Garrett, Roads Superintendent
Date: September 20, 2012
Subject: Mower Purchase Direction

Existing Mower History: The mower currently in the Road Department Fleet is a 1994 Tiger purchased in December of 1993. Engine overheating has been a problem, due to a poor design and a debris filled environment. Approximately 10 years ago the engine seized due to extreme overheating. When the engine cooled down the damage was assessed. The engine started, but had a knocking noise. A replacement engine would cost \$16,000, so we continued to operate the machine until the engine quit. On September 13, 2012 the engine stopped for the final time. An engine replacement is still in the \$16,000 range, but an operating machine is valued at \$10,000-12,000.

Several options have been explored for future completion of the work load.

Option #1: Replace the existing machine with a similar new unit. A new unit is estimated to cost \$90,000.

Option #2: Replace the existing machine with a similar used unit. A used unit is estimated to cost \$75,000.

Option #3: Replace the existing machine with a used wheeled front end loader and a mower attachment. The unit would cost approximately \$180,000.

Option #4: Replace the existing machine with a self-contained mower attachment for wheeled front end loader in the existing fleet. The unit would cost approximately \$70,000.

In the 2012-2013 budget, the Road Department has \$100,000 identified for the purchase of a used Wheel Loader to replace a 1970 John Deere loader. Semi-Truck replacement is funded in this budget for \$250,000. Semi-Truck bids were solicited on September 10, 2012, the bid award will not be considered until October. A grader roller and a crack seal machine are on hold as possible supplement to the fuel line item for \$65,000. In the 5 year equipment replacement plan the mower is scheduled for the 2013-2014 budget cycle.

The dedicated power unit with hydraulic mower attachments and the potential for other attachments (examples: snow removal equipment, material forks, loader buckets, augers, discs, seed drills, etc.) would be the most versatile unit. Any of the options requires a new power plant to operate the mower heads. I would recommend the purchase of a used tractor **Option #2** with low hours and the ability to add implements. To proceed with this plan the purchase of a wheeled front loader will be pushed back until the next budget cycle.