

Monday, April 7, 2014

The regular meeting of the Humboldt County Board of Commissioners was called to order on Monday, April 7, 2014, at 9:42 a.m. in the regular place of meeting at the Courthouse, Winnemucca, Nevada. Those present were Chairman Dan Cassinelli, Commissioners Garley Amos Jr., Mike Bell, Jim French and Marlene Brissenden, District Attorney Michael Macdonald, Administrative Assistant Brenda Willey and Clerk of the Board Tami Rae Spero.

*(Late start due to recording system malfunction; hand held device used for recording purposes; recording system came on line at 10:04 a.m.)*

**PUBLIC COMMENTS:** Chairman Cassinelli asked for public comments. Lewis Trout appeared before the Board to comment on the recent open house at the Airport and to thank the Sheriff and Sheriff's personnel for their participation and assistance in the event. Tom Swanger of the Star City Property Owners Association appeared before the Board and requested that the County consider taking over the Star City Water System. Chairman Cassinelli asked that the matter be placed on the agenda for one of the next two Commission meetings. Discussion occurred regarding the grant that the water system has.

**DISCUSSION & ACTION ON CORRECTION/APPROVAL OF MINUTES - MARCH 3 AND MARCH 17, 2014:** Chairman Cassinelli asked for corrections/additions for the minutes of March 3, 2014; none offered. The following motion was made by Commissioner French and passed unanimously:

*To accept minutes as presented.*

The minutes for March 17, 2014 were not submitted for consideration.

**ADMINISTRATIVE REPORT:**

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

1. **Community Development Block Grant - McDermitt Community Services Multiplex:**
  - a. Quarterly 2014 Report - A copy of the Quarterly Report was provided to the Board for review.
  - b. Environmental Assessment and supporting documents for Commission approval to submit to CDBG - A copy of the Assessment was provided to the Board for review.

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

*To approve the consent agenda as presented.*

**SOLID WASTE MATTERS:** Administrative Assistant 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:** Administrative Assistant Willey stated that she had nothing on this item.

**MISCELLANEOUS REPORTS AND CORRESPONDENCE:**

**OTHER INFORMATION AND UPCOMING MEETINGS:** No items presented,

**REPORTS FROM COMMISSIONERS REGARDING OTHER BOARDS AND COMMITTEES**

**THEY SERVE ON:** Commissioner French informed the Board that he would be attending an upcoming NevadaWorks meeting, that he had received a letter from the Governor appointing him to the State Lands Use Planning Advisory Council and that he would be serving on Western Interstate Region (WIR) for the Nevada Association of Counties (NACO); he continued discussing information he had provided to the Commissioners related to the Nevada Lands Task Force and information related to a proposal to close the US Fish & Wildlife hatchery systems. Commissioner Brissenden commented on a Hospital Board meeting she had attended and an upcoming workshop related to the hospital expansion.

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

*To approve the claims of expenses for this period.*

**DISCUSSION WITH WINNEMUCCA CITY MANAGER, STEVE WEST, REGARDING WELLHEAD PROTECTION PROGRAM:**

City Manager Steve West appeared before the Board and offered an update on the Wellhead Protection Program that the City already has in place. Discussion occurred regarding the statutory requirement for the program because of the public water system, the involvement of the Environmental Protection Agency, issues with determining new well sites and based on what has been discussed here today that, when the County decides to go forward with a water management plan and a well head protection plan in areas that the County has concerns about, there won't be the need to re-invent the wheel. Chairman Cassinelli asked if there was still a need to have NDEP come and do a well head protection program presentation. Commissioner French confirmed that a presentation should be done down the road so it can be incorporated in the water management plan.

**PRESENTATION BY MICHAEL FITZSIMMONS OF THE NATIONAL WEATHER SERVICE'S ELKO OFFICE REGARDING HUMBOLDT COUNTY'S "STORM READY"**

**STATUS:** Michael Fitzsimmons, National Weather Service - Elko Warning Coordination Meteorologist, Brian Boyd, Senior Meteorologist National Weather Service - Elko, Delyne Kirkham, Decision Support Service & Operations Team Lead and Greg Barnhart, National Weather System - Elko Meteorologist in charge appeared before the Commission. Mr. Fitzsimmons provided the Storm Ready signs to Humboldt County; he commented on Sheriff Kilgore's assistance in keeping the communication infrastructure at its

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highest level throughout the entire County for any notices issued by the Weather Service in the County to keep the residents warned. Mr. Boyd provided the Commission with a brief history of the Storm Ready Project. Ms. Kirkham commented on working in the community to implement the Storm Ready Project locally. Mr. Barnhart presented the Storm Ready Certificate to Sheriff Ed Kilgore as the County's primary contact. Sheriff Kilgore extended his thanks to the National Weather Service Elko Office.

**REQUEST FROM THE SHERIFF'S OFFICE TO TRANSFER THE TITLE FOR THE 2009 CHEVY SILVERADO, UNIT #422 TO THE COMMUNICATIONS DEPARTMENT:**

Sheriff Kilgore explained that this vehicle had been identified for replacement by his Office as it is not sufficient for an emergency unit but it would work fine for the Communications Department which is in need of another vehicle. The following motion was made by Commissioner Amos and passed unanimously:

*To approve the request for transfer of the title for the 2009 Chevy Silverado, unit number 422 to the Communications Department.*

**ADOPTION OF A RESOLUTION DECLARING A NUISANCE AT 4715 WEST THOMAS CANYON ROAD:**

A copy of the proposed resolution was provided to the Board for review. County Clerk Spero explained that this resolution was as a result of the action taken at the prior meeting declaring a nuisance at 4715 West Thomas Canyon Road. The following motion was made by Commissioner Bell and passed unanimously:

*To adopt the resolution declaring a nuisance at 4715 West Thomas Canyon Road.*

*(Resolution No. 04-07-14)*

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

**AWARD ROCK CRUSHING BID FOR THE NORTH VALLEY PIT IN OROVADA:** Provided to the Board for review was a memo from Superintendent Garrett detailing the bids for rock crushing in the Orovada area received from Hunewill Construction, Sweeney Construction and Z7 Development and recommending the award of the rock crushing bid to Hunewill Construction for \$99,000 with a unit price of \$6.25 per cubic yard (see attached). Superintendent Garrett reviewed the bids and his recommendation for the Board. The following motion was made by Commissioner Bell and passed unanimously:

*To award the bid for rock crushing to Hunewill Construction for the bid amount of \$99,000.00.*

**PENDING ROAD DEPARTMENT PROJECTS:** Superintendent Garrett reported on road covering, grading, the status of crack filling, the mag chloride/dust palliative schedule and a pipe re-set at Sheep Camp.

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**MISCELLANEOUS ROAD RELATED MATTERS:** Michael Wilson appeared before the Board to discuss the condition of Herschell Road and to make a request to pave the road due to the increasing number of residences, the high traffic counts and accidents that are occurring on the road. Superintendent Garrett commented on the cost to pave the road of approximately \$3,000,000.00, that much of the traffic on the road is for the Pershing County side, the lack of availability of federal funding for the project thus requiring local funding and the possibility of chip sealing the road noting the approximate cost of \$500,000.00 plus for that process. Chairman Cassinelli asked about applying grindings to the road as was done with Paradise Valley Ranchos Road. Superintendent Garrett stated that if those type of grindings became available he would take advantage of that but noted that there have been no State projects in the area of the road and that was how the grindings were obtained for the prior project. Chairman Cassinelli noted the concerns the Commission has related to the Road Department budget. Mr. Wilson indicated that this response was unacceptable noting that while the road is used by Pershing County residents it is because they are doing business etc. in Humboldt County; he commented on grinding availability in the area and stated that the work that is being done on it is a waste of money and that the excuses being offered were unacceptable. Discussion regarding the matter continued.

**PRESENTATION FO THE INVESTMENT POLICY UPDATE BY COUNTY TREASURER**

**GINA RACKLEY:** A copy of the Humboldt County Investment Policy was provided to the Board for review. Treasurer Gina Rackley appeared before the Board and reviewed the changes made to the policy noting that the changes are mainly to meet State code requirements. After the review and discussion the following motion was made by Commissioner Brissenden and passed unanimously:

*To approve the Investment Policy update by County Treasurer Gina Rackley as presented.*

**PRESENTATION AND REQUEST FOR SUPPORT OF AND POSSIBLE ADOPTION OF NYE COUNTY'S RESOLUTION IN SUPPORT OF THE CONSTRUCTION AND OPERATION OF THE YUCCA MOUNTAIN RADIOACTIVE WASTE REPOSITORY PROVIDED THAT THE NRC REVIEW AND ASLB LICENSING PROCESS CONCLUDE THAT THIS REPOSITORY CAN BE SAFELY CONSTRUCTED AND OPERATED:**

Provided to the Board for review were copies of e-mails related to the issue, a copy of the Nye County Resolution, a copy of the proposed draft resolution and a letter from Ken Hladek stating his support for the adoption of the resolution. Daniel Schinhofen, Chairman of the Nye County Board of Commissioners and Joni Eastley, Assistant County Manager appeared before the Board. Ms. Eastley offered a correction to the agenda title stating that they

are not requesting support for the construction and the opening of the repository, what Nye County is asking for is that the federal government share with them the science underlying their assertion that the operation of the repository is not safe; she explained the request. Mr. Schinhofen explained for the Board what has occurred that has resulted in this requested action to adopt the resolution calling for the Nuclear Regulatory Commission and the Department of Energy to follow the law and release the safety evaluation reports. Ms. Eastley referred the Commission to a recent story in the National Association of Counties newsletter regarding action taken by the Elko County Commission related to this issue and noted other Counties support of the resolution. Chairman Cassinelli commented on the language contained in the resolution regarding supporting the construction and operation of the facility and noted that Humboldt County has always tried to remain neutral regarding the Yucca Mountain Project. Ms. Eastley stated that the Commission could amend the language of the resolution any way they liked. Commissioner French concurred with concerns related to the wording of the resolution but stated his support of getting all of the information. Commissioner Brissenden noted contact she had received from constituents which had all but one opposed to the project; she discussed concerns regarding the safety of the facility and issues that had occurred at another repository. Mr. Schinhofen and Ms. Eastley responded to Commissioner Brissenden's comments. Ken Hladek addressed the Board regarding Commissioner Brissenden's statements related to the repository issue and offered corrections and an explanation of the situation. Discussion occurred with Mr. Hladek. Discussion occurred regarding the wording of the resolution as proposed. Commissioner Bell suggested that staff work with the District Attorney on the language with input from the Commissioners for the resolution showing support for the information being provided but not as to the construction and operation and then the resolution be brought back for adoption. The following motion was made by Commissioner Bell and passed unanimously:

*To have staff work on the wording for the Nye County resolution with input from the Commission.*

**RECORD OF SURVEY FOR A BOUNDARY LINE ADJUSTMENT BETWEEN THE CITY OF WINNEMUCCA AND HUMBOLDT COUNTY FOR THE NEW ANIMAL SHELTER, APN 010-214-01 AND APN 010-214-02:**

A copy of a map showing the current location and the amended location was provided to the Board for review. John H. Milton, III of Desert Mountain Surveying appeared before the Board. Mr. Milton reviewed the change in the boundary line for the Commission. The following motion was made by Commissioner French and passed unanimously:

*To accept the record of survey for a boundary line adjustment between the City of*

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To: Humboldt County Board of Commissioners  
From: Ben Garrett, Roads Superintendent  
Date: March 31, 2014  
Subject: Rock-Crushing Orovada Bid

In the 2013-2014 annual budgets, the Humboldt County Board of Commissioners authorized the Road Department to solicit Rock-Crushing Bids at the North Valley Pit in Orovada. The bids closed on March 27, 2014. The bid process complied with NRS 332.

Three contractors responded Hunewill Construction, Sweeney Construction and Z7 Development. All vendors met the specifications without exceptions.

**Bid Summary:**

Hunewill Construction  
1410 W. Railroad  
Winnemucca, Nevada

Bid Price: \$6.25 per cubic yard; extended price \$99,000 for 15,840 cubic yards of material

Sweeney Construction  
P O Box 1431  
Winnemucca, Nevada

Bid Price: \$6.73 per cubic yard; extended price \$98,931 for 14,700 cubic yards of material

Z7 Development  
P O Box 230  
Paradise Valley, Nevada

Bid Price: \$7.00 per cubic yard; extended price \$98,994 for 14,142 cubic yards of material

I recommend the award of the Rock-Crushing bid to Hunewill Construction for \$99,000 with a unit price of \$6.25 per cubic yard.