

Monday, August 4, 2014

The regular meeting of the Humboldt County Board of Commissioners was called to order on Monday, August 4, 2014, at 10:00 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, Administrator Bill Deist and Clerk of the Board Tami Rae Spero.

PUBLIC COMMENTS: Chairman Cassinelli asked for public comments. Joseph Gardetto the new District Ranger appeared before the Board to introduce himself. Chairman Cassinelli asked for further comment. None offered.

DISCUSSION & ACTION ON CORRECTION/APPROVAL OF MINUTES - JULY 21, 2014:

Clerk Spero noted that the minutes still outstanding included the May 19, 2014, June 2, 2014, June 16, 2014 and July 7, 2014 regular meeting minutes. Chairman Cassinelli asked for corrections/additions for the minutes of May 19, 2014; Commissioner Brissenden offered grammar corrections on pages 8 and 10. The following motion was made by Commissioner Bell and passed unanimously:

To approve minutes of May 19th as corrected.

No other minutes submitted for consideration.

ADMINISTRATIVE REPORT:

CONSENT AGENDA: Administrator Deist stated that he had nothing to present under the consent agenda.

SOLID WASTE MATTERS: Administrator Deist stated that he had nothing on this item.

PUBLIC LANDS PLANNING MATTERS & FORMULATION OF COUNTY POSITION ON BLM, FOREST SERVICE AND THE FEDERAL FISH AND WILDLIFE SERVICE PROPOSED

ACTIONS: Administrator Deist stated that he had nothing on this item.

MISCELLANEOUS REPORTS AND CORRESPONDENCE:

OTHER INFORMATION AND UPCOMING MEETINGS: Administrator Deist informed the Board that the final report from the land management task force is now available if anyone would like a copy, that he and the District Attorney had attended a settlement conference related to the DeLong Roads suit and they believe that a stipulated settlement agreement for the non-wilderness roads will be brought to the Board shortly, that the May CTX revenues were down again and that he and Chairman Cassinelli had met with Jeff Fontaine and Dagney Stapleton from NACO and State Senator/Senate Majority Leader Mo Dennis regarding Humboldt County. Chairman Cassinelli commented on the meeting with Senator

Dennis. Discussion occurred regarding the DeLong Road suit settlement.

REPORTS FROM COMMISSIONERS REGARDING OTHER BOARDS AND COMMITTEES

THEY SERVE ON: Commissioner French noted an upcoming meeting of the NV 150 group to discuss the Humboldt County parade entry for the Nevada Day Parade. Commissioner Brissenden noted that she had requested Chairman Cassinelli sit in on the upcoming Paradise Valley Soil Conservation District meeting as she will be unable to attend. Chairman Cassinelli informed the Board that Maxl Willis had resigned from the Paradise Valley Weed District Board.

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

To approve the expenditures.

SET TO PUBLIC HEARING NUISANCE COMPLAINTS:

ON PROPERTY OWNED BY ALFRED MONTES DE OCA AT 4335 CENTER STREET,

WINNEMUCCA, NV APN 3638-32-151-003: Provided to the Board for review was a copy of the complaint filed by Christy Yetter, copies of the investigative reports filed by the Building & Safety Department, the Sheriff's Office and the Winnemucca Rural Fire Chief and a copy of the Notice of Nuisance with proof of posting. Chairman Cassinelli read the title of the item to be set to public hearing. A copy of an e-mail from the Building & Safety Director was provided to the Board informing the Board that the property owner has done quite a bit of work on the property and has just a bit more to do to bring the property into compliance. Administrator Deist suggested that the Board continue this matter to the next meeting as it may be taken care of. The Board concurred.

ON PROPERTY OWNED BY ROBERT AND KAREN NORRIS AT 4345 CENTER STREET,

WINNEMUCCA, NV APN 3638-32-151-004: Provided to the Board for review was a copy of the complaint filed by Christy Yetter, copies of the investigative reports filed by the Building & Safety Department, the Sheriff's Office and the Winnemucca Rural Fire Chief and a copy of the Notice of Nuisance with proof of posting. Chairman Cassinelli read the title of the item to be set to public hearing. The following motion was made by Commissioner Bell and passed unanimously:

To set to public hearing a nuisance complaint on property owned by Robert and Karen Norris at 4345 Center Street.

PUBLIC HEARING ON ORDINANCE REPEALING ALL SECTIONS OF TITLE 2 ADMINISTRATION AND PERSONNEL CHAPTER 2.24 INFORMATION TECHNOLOGY OF THE HUMBOLDT COUNTY CODE TO ABOLISH THE INFORMATION TECHNOLOGY

TEAM AND ADOPTING NEW SECTIONS FOR CHAPTER 2.24 INFORMATION TECHNOLOGY TO CREATE THE HUMBOLDT COUNTY INFORMATION TECHNOLOGY DEPARTMENT AND OTHER MATTERS PROPERLY RELATING THERETO: Provided to the

Board for review was a copy of the proposed ordinance and a copy of the Notice of Public Hearing. Chairman Cassinelli read the title of the item set to public hearing. Assessor Jeff Johnson appeared before the Board and explained the plan to separate the IT Department from the Assessor's Office. Commissioner Brissenden asked if every department is covered under the new IT Department. Assessor Johnson stated that was correct. Commissioner Brissenden asked about the inclusion of the Communications Department. Assessor Johnson stated no, as they are their own department, and the IT Department will not be responsible for the communications aspects but he noted that one thing that would need to be accomplished is to further define some differences, boundaries and responsibilities of the two departments and to make sure that everyone knows who is responsible for what but he stated his belief that those items can be dealt with following this process. Administrator Deist noted that a meeting had occurred involving himself, the Assessor, the Sheriff and the Commander to discuss some of the issues and the result was a decision to form a committee to iron out the issues that need to be dealt with; he discussed the proposed make up of the committee and the items that would need to be considered by the committee. Commissioner French asked if the understanding is that there would be overlap between IT and Communications in terms of the networking side of it. Assessor Johnson stated his understanding was that the plan was to separate and define because of the responsibilities associated with the Sheriff's Office networking which is different in comparison to the County's network, so the plan is to define those, though there may be overlap but at this point that is unknown until there is discussion about it. Commissioner Bell commented on benefits of looking at the issues as it is not a good thing to have two departments doing the same duties plus it will help in the purchase of equipment and such and help to keep the County leaner. Chairman Cassinelli stated that Commissioner Bell needs to be on the Committee. Commissioner French stated his interest in serving. Chairman Cassinelli asked for public comment. Ric Grantham of the Communications Department appeared before the Board and noted that the Communications Department has been the support organization for a lot of County Departments over the years, mainly public safety, that it has always been an advisory role not a role which dictates to the departments what they can and cannot do; he stated that he believes the creation of the department is a good idea that is needed but he noted his concerns about the type of role this department will play, though if it is advisory only, it would be a good thing. Commissioner French noted that it begins with defining

the role and the rules and that will be done. Chairman Cassinelli asked for additional public comment. None offered. Discussion occurred regarding the agreement to create the committee and the requirement for that committee to follow the Open Meeting Laws. After discussion the following motion was made by Commissioner Bell:

To repeal all sections of Title 2 Administration and Personnel Chapter 2.24 Information Technology of the Humboldt County Code and to abolish the Information technology Team further adopting new sections for Chapter 2.24 Information Technology and create the Humboldt County Information Technology Department and authorize the Chair to appoint two Commissioners and other committee members to the committee that will be created.

Chairman Cassinelli stated his understanding that the committee members will be Commissioners Bell and French as well as the Sheriff, Assessor Johnson and Administrator Deist. Sheriff Kilgore asked from the audience if the committee would include someone from the Communications Department. Chairman Cassinelli commented that if that occurred than someone from IT should also be appointed. Administrator Deist suggested that those folks could be brought in if needed during discussions. Chairman Cassinelli called Commissioner Bell's motion to a vote and it passed unanimously.

(Ordinance No. 08-04-14)

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

A REQUEST FROM CURTIS CALDER, GOLD DIGGERS MOTORCYCLE CLUB, FOR PERMISSION TO CROSS HUMBOLDT COUNTY RIGHT-OF-WAYS AND TO STOP TRAFFIC AT 2 MONITORED ROAD CROSSINGS ON BOTTLE CREEK ROAD TO ALLOW RACERS TO CROSS THE ROAD DIAGONALLY DURING THE 2014 RACE; THE FIRST CROSSING BEING 6 MILES NORTH OF THE INTERSECTION OF BOTTLE CREEK ROAD AND JUNGO ROAD; THE SECOND AT A POINT 8 MILES NORTH OF BOTTLE CREEK ROAD AND JUNGO ROAD INTERSECTION, ON SUNDAY NOVEMBER 16, 2014 BETWEEN THE HOURS OF 10:00 A.M. AND 4:00 P.M. WITH MONITORS STATIONED IN BOTH LOCATIONS TO ALLOW TRAFFIC TO CROSS BOTH DIRECTIONS: Provided to the Board for

review was an e-mail from Curtis Calder detailing the request for permission from the Gold Diggers Motorcycle Club with map attached. Superintendent Garrett reviewed the request noting that this occurred last year and there had been no problems. After discussion the following motion was made by Commissioner Bell and passed unanimously:

To approve the request from Curtis Calder for the Motorcycle Club to a cross Humboldt County right-of-ways and stop traffic at the monitored road crossings on Bottle Creek.

REPORT OF PENDING ROAD DEPARTMENT PROJECTS: Superintendent Garrett reviewed the status of the mower, road work, grading, patching, pipe installation and the cleaning of the well ponds off of Jungo.

MISCELLANEOUS ROAD RELATED MATTERS: Discussion occurred regarding Tamura Road, the status of the bookmobile bids and the time line for the chip seal project.

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

SET TO PUBLIC HEARING RH-14-02 - A zone change request submitted by Wallace Baum to change the zoning from AG-5 (General Agricultural District - 5 acre minimum lot size) to M - 1 (Industrial District). Subject property is located off of Westmoreland Road; APN 3537-15-200-001 (013-273-06): Chairman Cassinelli read the title of the item to be set to public hearing. Discussion occurred regarding the time frame for the public hearing. The following motion was made by Commissioner Bell and passed unanimously.

To set to public hearing RH-14-02 zone change request by Wallace Baum and to have it on the Commission's agenda the first meeting in September.

REQUEST FROM DESERT MOUNTAIN SURVEYING AS AGENT FOR COSSIMO III, LLC FOR APPROVAL FOR THE FINAL DIVISION INTO LARGE PARCELS MAP IN THE NAME OF COSSIMO III, LLC (APN 3836-35-100-001): Provided to the Board for review was a copy of the letter of request from Desert Mountain Surveying, a copy of the map of the area and a copy of the Planning Department Staff Report recommending approval. John H. Milton, III of Desert Mountain Surveying appeared before the Board on behalf of Cossimo III, LLC. Mrs. Lawrence reviewed the application and recommended approval. The following motion was made by Commissioner Amos and passed unanimously:

To approve the final division of large parcel map Assessor's Parcel Number 3836-35-100-001.

PRESENTATION FROM JEANNE GREEN, EXECUTIVE DIRECTOR, POOL/PACT HUMAN RESOURCES, REGARDING THE SERVICE THEY PROVIDE RELATED TO RECRUITMENT OF EMPLOYEES AND POSSIBLE DECISION TO UTILIZE THEM IN THE COUNTY ADMINISTRATOR RECRUITMENT: Jeanne Greene appeared before the Board and provided a

handout regarding the steps to follow for recruitment. Ms. Greene reviewed the hand out for the Board and discussed issues with recruitment including the County Commission's involvement, the use of a recruitment committee, who could be included on a recruitment committee, what POOL/PACT can offer and the level of their involvement, the costs associated with recruitment and the difference between POOL/PACT and an outside firm for the recruitment process; she noted POOL/PACT's interest in serving the County for this process. Commissioner French commented on why using POOL/PACT's services makes sense and recommended that the Commission accept the offer of assistance. Chairman Cassinelli agreed that it would be a good way to go with the Commission ultimately making the final choice. Discussion occurred regarding the Commission's involvement in the process and the methods for recruitment that could be used. Commissioner Amos stated his agreement with POOL/PACT handling the recruitment. Discussion occurred regarding the process preferred by the Board including the need to keep it in the public forum and the best manner to do that. After discussion the following motion was made by Commissioner French:

To use the POOL/PACT services with regard to the recruitment process for County Administrator and that steps be taken in the near future to establish those items that are listed under step one for a committee.

Administrator Deist suggested that when the Board goes through step one that it be done in a special meeting. The Board concurred. Chairman Cassinelli called Commissioner French's motion to a vote and it passed unanimously.

PRESENTATION BY THE STATE OF NEVADA DIVISION OF MINERALS ON HYDRAULIC FRACTURING IN NEVADA: HISTORY, CURRENT USE, AND DEVELOPMENT OF REGULATIONS:

Provided to the Board for review was a copy of the presentation "Hydraulic Fracturing in Nevada: History, Current Use and Development of Regulations". Richard Perry, Administrator of the Nevada Division of Minerals, appeared before the Board and reviewed the presentation. Discussion occurred following the presentation.

REVIEW AND POSSIBLE DEVELOPMENT OF INPUT REGARDING THE 2ND DRAFT OF THE REID/HELLER SAGE GROUSE WILDERNESS BILL (NEVADA SAGEBRUSH LANDSCAPE CONSERVATION AND ECONOMIC DEVELOPMENT ACT OF 2014):

Provided to the Board for review was a memo from Administrator Deist detailing the items presented to the Board including the summary of change, the second draft of the Senators Reid and Heller Bill, comments submitted by Commissioner French to NACO and maps of the two Wilderness Study Areas in Humboldt

County that would become wilderness; the memo also identified recommendations for removal identified by Jim Jeffress, Brad Shultz and a representative of Friends of Nevada Wilderness as well as language changes suggested by Mr. Shultz. Jim Jeffress appeared before the Board and reviewed the changes made in the Bill and the recommendations being suggested including the removal of certain portions of land from the WSA prior to adoption of the Bill. Audience member Ron Cerri voiced concerns about the proposal with the proposed additions to the WSAs. Commissioner French commented on the need to be straight forward as to why wilderness is wanted. Following Mr. Jeffress' presentation, Commissioner French stated that NACO wanted input from all seventeen counties so they could put together a response to Senators Reid and Heller's offices relative to the Counties concerns as to the second draft of the bill; he noted that Humboldt County could put together a separate response as well related to concerns with the second draft. Discussion occurred regarding the deadline for comments and what other Counties are doing. Administrator Deist stated that he would work with Mr. Jeffress and put something together prior to the deadline. The following motion was made by Commissioner Bell:

To authorize the Administrator to work with Jim Jeffress and others to put together a draft letter to submit separate from NACO.

Ron Cerri asked that the County's comments include language related to only looking at WSAs and that roadless areas be excluded. Commissioner French commented on the inclusion of similar language in the first draft which had been dropped out and language in this version that leaves the door open as to what this Bill may do. Administrator Deist offered a suggestion as to recommendations that could be included in the letter. Chairman Cassinelli called Commissioner Bell's motion to a vote and it passed unanimously.

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

ADJOURNMENT: Chairman Cassinelli adjourned the meeting at 3:06 p.m.

ATTESTED: J. Deist Clerk APPROVED: Dan Cassinelli Chairman

(Minutes approved by the Commission and signed by the Chairman on 10-06-14)