

Monday, June 1, 2015

The regular meeting of the Humboldt County Board of Commissioners was called to order on Monday, June 1, 2015, at 10:00 a.m. in the regular place of meeting at the Courthouse, Winnemucca, Nevada. Those present were Chairman Garley Amos, Jr., Commissioners Marlehe Brissenden, Mike Bell, Jim French and Ron Cerri, District Attorney Michael Macdonald, Administrator Dave Mendiola and Clerk of the Board Tami Rae Spero.

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

DISCUSSION & ACTION ON CORRECTION/APPROVAL OF MINUTES - MARCH 2, 2015; MARCH 16, 2015; APRIL 2, 2015; APRIL 17, 2015, MAY 4, 2015 & MAY 17, 2015 REGULAR MEETINGS; AND MARCH 30, 2015 SPECIAL MEETING: No minutes presented for consideration.

ADMINISTRATIVE REPORT:

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

1. Request by County Treasurer for adjustment of Personal Property Tax Roll: Roll Change Requests for Pac-Van Inc. and Gomez/Zuniga were provided to the Board for review. *Recommendation: To approve the request per the recommendation of the Assessor and Treasurer.*

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

To approve the consent agenda as presented.

SOLID WASTE MATTERS: Administrator Mendiola 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 Mendiola stated that he had nothing on this item. Commissioner Cerri reported on the release by the BLM Winnemucca District of the RMP Record of Decision including the effects on agriculture/grazing and mining. Discussion ensued. Administrator Mendiola noted that he would be meeting with District Manager Gene Seidlitz on this issue and the matter will be on a future agenda.

2015 LEGISLATIVE MATTERS: POSSIBLE FORMULATION OF COUNTY TESTIMONY/INPUT ON PROPOSED LEGISLATION, RESPONSE TO LEGISLATIVE COMMITTEE REQUESTS, NACO LEGISLATIVE REQUESTS FOR INFORMATION AND

RELATED MATTERS: Commissioner French stated that he did not have a report yet as the Legislative session had just ended but he would update the Commission at the next meeting.

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ALLIED NEVADA GOLD CORP. ET AL. BANKRUPTCY UPDATE: Treasurer Gina Rackley appeared before the Commission and presented an update on the Allied Nevada Gold Corporation bankruptcy process including that the second payment on the outstanding personal property taxes had been received, the amount still owed on those outstanding taxes, what Ms. Chubb the County's bankruptcy attorney would be doing and that Allied had requested a refund of 2014-2015 net proceeds previously paid.

MISCELLANEOUS REPORTS AND CORRESPONDENCE:

OTHER INFORMATION AND UPCOMING MEETINGS: Administrator Mendiola reported on the WNDD Economic Development Conference that he had attended.

REPORTS FROM COMMISSIONERS REGARDING OTHER BOARDS AND COMMITTEES

THEY SERVE ON: Commissioner French reported on the WIR Conference he had attended and discussion that had occurred during the Public Lands Subcommittee meeting. Commissioner Brissenden reported on a Hospital Board meeting she had attended. Discussion occurred regarding the Hospital's decision to move the EMS operations from McDermitt to Orovada and to reduce the coverage type to a car as opposed to ambulances and EMTs. Discussion occurred regarding how the County's air ambulance insurance coverage will work with the planned air ambulance service at the hospital.

CONSIDERATION OF COMMISSIONER(S) TO ATTEND NDOT BOARD MEETING ON MONDAY, JUNE 8, 2015 TO EXPRESS INTEREST IN I-11 CORRIDOR BEING ROUTED

THROUGH WINNEMUCCA AND HIGHWAY 95 CORRIDOR NORTH: Administrator Mendiola commented on the Nevada Department of Transportation's I-11 proposal and the routes that could be used; he noted that Tom Fransway, a member of the NDOT Board had suggested that the County offer public comment in support of the project if the Commission would like to see it come through Humboldt County. After discussion the Board agreed that Chairman Amos and Administrator Mendiola should attend the Board meeting and offer public comment in support of the route coming through Humboldt County. Chairman Amos suggested that Pershing County should be contacted to see if they would like to be involved.

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

To accept the expenditures as presented.

SET TO PUBLIC HEARING: A NUISANCE COMPLAINT AT 4215 WALTHER LANE, WINNEMUCCA, NEVADA. RECOMMENDATION BY THE COUNTY CLERK TO SET A PUBLIC HEARING FOR MONDAY, JUNE 15, 2015 AT 10:00 A.M.: A copy of the nuisance

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complaint filed by Bob Davidson against property located at 4215 Walther Lane and owned by MRLBJ (Johann L Lyon) including photos, copies of the Inspection Reports prepared by the Building Official and the Sheriff's Office and a copy of the Notice per Humboldt County Code 8.04.050 were provided to the Board for review. Chairman Amos read the title of the item to be set to public hearing. Property owner Johann Lyon appeared before the Commission to review what has occurred on the property to this point. The following motion was made by Commissioner Brissenden and passed unanimously:

To set to public hearing a nuisance complaint at 4215 Walther Lane, Winnemucca, Nevada. Recommendation by the County Clerk to set a public hearing for June 15, 2015 at 10:00 a.m.

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

VEHICLE SURPLUS: 1997 CHEVROLET TAHOE: Superintendent Garrett explained that the Assessor's Office has identified a 1997 Chevrolet Tahoe vehicle as surplus as the estimated cost of repair exceeds the value of the repair so the request would be to place the vehicle in the next auction. After discussion the following motion was made by Commissioner Bell and passed unanimously:

To surplus the 1997 Chevrolet Tahoe as presented by the Road Superintendent.

PENDING ROAD DEPARTMENT PROJECTS: Superintendent Garrett updated the Commission on the status of the mag chloride project, road grading and a meeting related to the Eden Valley Bridge Project that will occur tomorrow. Superintendent Garrett reviewed the pricing received for the fence out on Jungo for both a portion of the parcel and the entire parcel. Discussion ensued regarding the costs, the time frame, that NDF may not consider the project as they do not like to compete with local fence companies and the location of the fence. Chairman Amos asked if this is for the City or the County. Superintendent Garrett stated that Frosty Tipton had requested that it be repaired. Chairman Amos stated that he believed Mr. Tipton should be responsible for this but he asked to look at it with Superintendent Garrett when there is time before a decision is made. Superintendent Garrett agreed. Commissioner Cerri asked if there was a maintenance agreement in place. Chairman Amos indicated that there was an agreement with the City. Superintendent Garrett noted that the City does the north/south fence behind the subdivision but this is for basically the east/west fence. Administrator Mendiola noted that he had looked for a contract or history regarding the fence but all he had found was reference to work done on it 25 or so years ago. Commissioner Cerri suggested that if the County does rebuild it, that a maintenance agreement with the permittee be done to identify who is responsible for upkeep in the future. Discussion occurred regard the purpose of the fence for the control of livestock and the need for further research on the issue.

MISCELLANEOUS ROAD RELATED MATTERS: Discussion occurred between Chairman Amos

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and Superintendent Garrett regarding an agreement for work with the BLM and the need to sit down and discuss the matter and work out the particulars. Commissioner French asked whether Allied Gold is continuing to follow through with the road maintenance agreement for Jungo. Superintendent Garrett stated that as of the last time he met with them yes but he would be getting a hold of them regarding work that needs to be done. Commissioner French asked that the Commission be kept up to speed on the issue.

CONSIDERATION OF OPTIONS AVAILABLE FOR RELOCATION OF THE 6TH JUDICIAL DISTRICT SPECIALTY COURTS AT THE END OF JUNE WHEN THE CURRENT LEASE

EXPIRES: Judge Michael R. Montero and Drug Court Coordinator Brooke O'Byrne appeared before the Commission. Administrator Mendiola noted that the 6th Judicial District Specialty Courts must be out of their current location by June 30th and commented on some of the locations that had been looked at for the program including County owned buildings including the Hubbard House, rentals, the facility that currently houses the Nevada Department of Wildlife and modular buildings; he continued noting concerns about finding a location for the program before the end of June as well as concerns about the a request received from the Court for the ability to use the County Meeting Room for meetings given the potential for conflicts with other events that occur in the room. Administrator Mendiola noted that, if the Court does wish to pursue the use of the Hubbard House, there will need to be an engineer's report done plus whatever repairs would need to occur based on the findings of that report and that a location would be needed until the program could move into the building. Commissioner French commented on his wish to understand what the needs of the program are as well as his concerns about conflicts with the use of the County Meeting Room; he noted the potential benefits of the building that NDOW is vacating. Judge Montero explained the needs of the program including a location that can handle group meetings as well as individual office spaces where counselors can meet individually with clients privately; he continued explaining the background of the location the program is currently housed in, how the interest in the county owned Hubbard House had come about and what the benefits of that location were thought to be and the issues that had been identified by the Building Official and a contractor related to the use of the building. Judge Montero stated that he did not want this to become a problem between the Court and the Commission and that they would continue to look for a location to use and he was confident that they would find one; he stated his hope that, if there is any county space that is available, they would be considered for it. Commissioner French commented on the issues with the Hubbard House and the County's responsibility to bring the site up to code if public access is allowed as well as the challenges with allowing use of the County Meeting Room given how frequently the room is used; he noted the need to look at alternatives and commented on the use of the Hubbard House as well as the NDOW building.

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Chairman Amos suggested that the Judge and the Administrator get together and figure something out. Discussion occurred regarding the feasibility of using the Hubbard House and that the costs to improve were unknown at this time but it appeared to be costly. Judge Montero responded to Commissioner French's concerns about possible challenges with the use of the County Meeting Room and noted the ability of the program to be flexible and to make necessary accommodations. Commissioner Brissenden asked that the cost for a module building be determined. The Board agreed. No further action taken.

CONSIDERATION OF HUMBOLDT COUNTY JOINING THE WESTERN COUNTIES ALLIANCE (WCA) AT A COST OF \$2,000.00 TO \$4,000.00 ANNUALLY TO ASSIST IN THE GROUP'S EFFORTS TO MITIGATE COMMON ISSUES LIKE PILT, PUBLIC LANDS ISSUES, SAGE GROUSE LISTING, SECURE RURAL SCHOOLS (SRS), GEOTHERMAL PAYMENTS, NET PROCEEDS, WILD HORSE AND BURRO AND OTHER MATTERS

RELATED THERETO: Ken Brown, Director of the Western Counties Alliance and Tom Fransway a WCA Board member appeared via teleconference. Commissioner Brissenden commented on the services provided by Western Counties Alliance and how they overlap with the services provided by the Nevada Association of Counties and questioned whether this request should be considered at this time given the fiscal concerns the County has. Chairman Amos stated he could go either way on this decision, that WCA would just provide the County with more tools to use in addressing the issues. Discussion occurred with Director Brown as to what services are provided by WCA over and above NACO and WIR as well as how they collaborate with those organizations. Commissioner Cerri stated that WCA is an important organization with many benefits but he noted the budgetary concerns of the County and suggested that the matter be considered in the future when budgets are better as it is not an absolute need. Commissioner Bell concurred with Commissioner Cerri's comments. The following motion was made by Commissioner Brissenden:

To not approve the WCA - Western Counties Alliance at a cost of \$2,000.00 to \$4,000.00 annually at this time.

Discussion occurred regarding the language of the motion. District Attorney Macdonald offered suggested wording for the motion. The following amended motion was made by Commissioner Brissenden:

To decline membership to Western Counties Alliance at this time.

Commissioner French stated his agreement with Commissioner Cerri that this is a strong organization that needs to be supported and that he also agreed with the budget concerns at this time, so he would like to leave the door open for the Commission to consider this again when the budget

improves. Chairman Amos called Commissioner Brissenden's motion to a vote and it passed unanimously.

ACCEPTANCE OF RENEWAL PROPOSAL FROM NEVADA PUBLIC AGENCY INSURANCE POOL (POOL) AND APPROVAL OF PAYMENT FROM FISCAL YEAR 2015-2016 FUNDS:

Provided to the Commission for review was a copy of the insurance proposal and a handout related to POOL/PACT. Stephen Romero of Wells Fargo Insurance Services and Ann Wiswell, of POOL/PACT appeared before the Commission. Mr. Romero reviewed a power point presentation detailing the insurance proposal for the Board noting an increase to the premium of approximately 6.3%. Discussion occurred regarding where the premium appears in the County's budget. Ms. Wiswell gave an overview of the services and resources available from POOL/PACT to its members. The following motion was made by Commissioner French:

To accept the insurance proposal as presented.

Discussion occurred regarding the language of the motion. The following amended motion was made by Commissioner French and passed unanimously:

To accept the insurance proposal with the premium of \$544,567.77, the Treasurer's Bond premium of \$1,750.00 and the Denio Airstrip Liability premium of \$1,235.00 and to approve payment from fiscal year 2015-2016 funds.

JOINT MEETING BETWEEN THE HUMBOLDT COUNTY COMMISSION AND THE CITY OF WINNEMUCCA CITY COUNCIL:

Appearing on behalf of the Winnemucca City Council were Mayor DiAn Putnam, City Councilmen Paige Brooks, Jim Billingsley, Ken Tipton and Theresa Mavity, City Manager Steve West, City Attorney O. Kent Maher and City Clerk Lorrie Haaglund. City Councilman Mike Owens was not in attendance.

APPROVAL OF CITY/COUNTY COST SHARE AGREEMENT:

Provided to the Board for review was a copy of the City-County Sharing Agreement Fiscal Year 2015-2016 Tentative Budget and a copy of a City Function Cost Summary. City Manager West reviewed the cost share agreement for the Board and Council including the manner in which the following costs are handled: capital, airport, cemetery, parks/pools, the animal shelter, the spay/neuter program, insect control, airport construction and the shooting park; he discussed the planned recreation facility and the changes in the management for City recreation programs. After discussion a motion was offered by Councilman Tipton to accept the agreement which passed. The following motion was made by Commissioner Bell and passed unanimously:

To accept the Cost Share Agreement as presented.


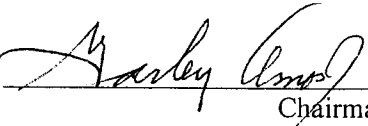
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Mayor Putnam adjourned the City Council portion of the meeting at 12:01 p.m.

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

ADJOURNMENT: Chairman Amos adjourned the meeting at 12:02 p.m.

ATTESTED:  Clerk APPROVED:  Chairman

(Minutes approved by the Commission and signed by the Chairman on 7-13-15)

UNOFFICIAL