



Humboldt County Board of Commissioners
Monday December 12, 2022
Meeting Minutes

Those present were Chairman Jim French, Commissioners Ken Tipton, Ron Cerri (via Teams), Jesse Hill and Tom Hoss, District Attorney Michael Macdonald (arriving at 12:10 p.m.) and Deputy District Attorney Wendy Maddox, County Manager Dave Mendiola and Clerk of the Board Tami Rae Spero.

CALL TO ORDER: Chairman French called the regular meeting to order at 8:31 a.m. in the regular place of meeting at the County Meeting Room #201, Courthouse, Winnemucca, Nevada.

PLEDGE OF ALLEGIANCE: All in attendance recited the Pledge of Allegiance.

RECOGNITION OF CHAIRMAN JIM FRENCH: Clerk Spero read a statement into record from former Commissioner Brissenden (see attached); Manager Mendiola presented a gift recognizing Commissioner French's years on the Board. Commissioner Cerri offered comment as to Commissioner French's time on the Commission and thanked him for his service and noted the plan to seek his advice going forward. Chairman French thanked Commissioner Cerri for his comments. Commissioner Tipton offered his thanks for Chairman French's years of service.

BOARD TRAINING: TRAINING FROM NRS 241 IN REGARD TO CHARACTER, MISCONDUCT OR COMPETENCE: Training from NRS 241 in regard to character, misconduct or competence. Deputy Maddox will review NRS 241.031 and 241.033 with the board in regard to the required statutory notice when the board wishes to discuss an individual's character, misconduct or competence. Deputy District Attorney Maddox reviewed the item for the Commission noting that she has provided copies of the relevant statutes to the Commission for review; she explained the notice requirement for this type of discussion and the potential for open meeting law violations.

PUBLIC COMMENT: Chairman French asked for public comment. Lorne Lyon appeared before the Commission and asked questions regarding OSHA trainers in the County; Manager Mendiola responded. Mr. Lyon asked about the training records developed by the County and requested copies of the pre and post equipment inspections as well as equipment/operator evaluations for two pieces of equipment the D-6 Caterpillar and the New Holland tractor NRS 239. Mr. Lyon continued commenting on agenda item 17 requesting information as to who is currently holding the rights, who the owners are of Gold Country Water, the value, the debt, the nitrate level, who owns the property associated with Gold Country Water and if any employee is involved and all costs that are involved noting NRS requirements. No further public comment was offered.

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APPROVAL OF MINUTES: Discussion and action on correction/approval of minutes for discussion and action on correction/approval of minutes for March 27, 2017 (Budget Hearing); April 3, 2017; May 1, 2017 (Joint); May 15, 2017; June 19, 2017; July 10, 2017; August 7, 2017 (Joint); August 21, 2017; December 11, 2017 (Joint); January 16, 2018; January 29, 2018 (Retreat); February 5, 2018; February 20, 2018; March 5, 2018; April 2, 2018 (Budget Hearing); April 9, 2018; August 6, 2018; August 20, 2018; September 17, 2018; October 1, 2018; October 15, 2018; March 18, 2019; March 25, 2019 (Budget Hearings); April 1, 2019; May 6, 2019; May 15, 2019 (Special); May 20, 2019; June 3, 2019; June 17, 2019; June 25, 2019 (Special); August 5, 2019; August 19, 2019; September 3, 2019; September 16, 2019; October 21, 2019; November 4, 2019; November 25, 2019 (Special); December 16, 2019; January 6, 2020; January 21, 2020 (Combined Regular and Retreat); February 3, 2020; March 2, 2020; March 19, 2020; April 6, 2020; April 14, 2020 (Special); April 20, 2020; May 4, 2020; June 15, 2020 (Joint); July 17, 2020 (Special Joint); July 20, 2020; August 17, 2020; August 20, 2020 (Special Meeting); September 8, 2020; September 21, 2020; September 30, 2020 (Special); October 5, 2020 (Special Joint Meeting); October 19, 2020; November 9, 2020; November 13, 2020 (Special Canvass); November 23, 2020; December 14, 2020; January 4, 2021; January 25, 2021 (Special Meeting); February 8, 2021; February 22, 2021 (Special Joint Meeting); February 22, 2021; March 22, 2021; March 29, 2021 (Budgets); April 8, 2021 (Special Meeting); June 21, 2021; July 19, 2021; August 9, 2021; August 12, 2021 (Special Meeting); August 23, 2021; September 20, 2021; November 8, 2021; and November 22, 2021; January 3, 2022; January 24, 2022 (Commission Retreat), March 7, 2022, March 21, 2022; May 2, 2022; May 16, 2022; September 19, 2022 (Regular Meeting); November 7, 2022; and November 21, 2022. No minutes submitted for consideration.

APPROVAL OF EXPENDITURES FOR HUMBOLDT COUNTY FOR NOVEMBER 21, 2022 THROUGH DECEMBER 12, 2022: Comptroller Rackley noted an error on one voucher for Commissioner Tipton and explained what had occurred and how it was addressed. Commissioner Tipton stated that he would be abstaining from the item related to his travel reimbursement. Commissioner Cerri stated that he would be abstaining from approval of an expenditure for himself related to travel reimbursement. The following motion was made by Commissioner Hill and passed unanimously:

To approve the expenditures for Humboldt County from November 21, 2022 through December 12, 2022.

REAPPOINTMENT AND/OR APPOINTMENT OF MEMBERS TO SPECIAL DISTRICTS AND BOARDS:

Consideration, discussion and possible approval of the following board reappointments/appointments:

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a. Winnemucca Convention & Visitors Authority Board: Reappoint John Arant (Business Representative with a term set to expire January 1, 2025); Reappoint Brian Stone (Hotel Representative with a term set to expire January 1, 2025); Reappoint Terry Boyle (Motel Representative with a term set to expire 2025). The following motion was made by Commissioner Cerri and passed unanimously:

To approve the individuals as read into the record for appointment to the WCVA Board.

b. Golconda GID Board: Reappoint Ella Hight to Seat A for a term from January 2, 2023 thru January 4, 2027; Reappoint Bronwyn Schofield to Seat C for a term from January 2, 2023 thru January 4, 2027; Reappoint Darron Birgenheier to Seat E for a term from January 2, 2023 thru January 4, 2027; Appoint Bradley Moore to serve the unexpired term for seat B ending January 6 2025 to the Golconda Water Board pursuant to Humboldt County Code. Bradly Moore appeared before the Commission and rescinded his letter of intent to serve on the Board. Bronwyn Schofield appeared before the Commission and explained that seat B had been appointed in June, which is why Mr. Moore is rescinding his request for appointment. The following motion was made by Commissioner Hill and passed unanimously:

To approve the appointment to the Golconda GID Board to fill seats A, C, E noting that Bradly Moore has rescinded his request for appointment as noted.

COMMUNITY SUPPORT GRANT/CASH DONATION REQUESTS: Consideration, discussion, and possible action to approve a grant and/or monetary donation to one or more of the applicants (as attached) that submitted a request to support community activities in Humboldt County. The total budget for said grants/donations is \$35,000 for FY 2022-23. Manager Mendiola reviewed the request for the Commission noting that there are more requests than the budgeted amount; he read all requests into the record. Chairman French noted that some of the requests have not been presented before. Cooper Hill and other representatives appeared before the Commission and reviewed the request for the Humboldt County High School Rodeo Club. Michelle Hammond appeared via Teams and reviewed the request for the Drug Free Grad Party for the Commission. Dennis Deputy appeared before the Commission on behalf of the Paradise Volunteer Fire Dept. and Paradise Valley Community Inc. and reviewed the requests for the Commission. Commissioner Cerri encouraged Paradise to consider creating an assessment district for the cemetery, as is done in Orovida, so other communities do not have to bear the cost of management. Ray Parks and Virginia Parker appeared before the Commission on behalf of the Lowry Senior's Graduation event and reviewed the request. Jacklyn Orr appeared

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before the Commission on behalf of the Nevada Outdoor School and reviewed their request. Jasmine Hughes and Jesse McGee appeared before the Commission on behalf of the Winnemucca Motocross Association and reviewed their request. Commissioner Cerri asked if WCVA had been approached. Ms. Hughes responded as to what had been requested in the past and what is intended for this year. Commissioner Tipton asked questions about the Paradise requests including the possible use of ARPA funding for the roof. Comptroller Rackley and Mr. Deputy responded that the roof does not qualify for ARPA funding. Commissioner Hill offered that he believes that we should stay within budget, if the desire is to increase then that should be discussed at the retreat; he noted those groups who had appeared today in support of their requests which is important and suggested reductions to the requests for the Silver State, the McDermitt Ranch Rodeo and the Boys & Girls Club; he questioned if there should be a different funding source for the Paradise Cemetery project based on Commissioner Cerri's remarks. Chairman French concurred but noted the need to adjust the line-item to meet community needs going forward. Commissioner Cerri offered comment about those who did not appear. Ray Parks appeared before the Commission noting his involvement with the Boys & Girls Club but stated that he did not know what the request was for. Commissioner Hill offered the suggestion to reduce the requests from the Silver State International Rodeo, the McDermitt Ranch Rodeo Board and the Boys & Girls Club to \$3,000.00 each. The following motion was made by Commissioner Hill and passed unanimously:

To approve all funding requests presented to the Commission today, with the exception of the Silver State International Rodeo request that will be cut to \$3,000.00, the McDermitt Ranch Rodeo Board request that will be cut to \$3,000.00 and the Boys & Girls Club request that will be cut to \$3,000.00 which reduces the requested amount by \$9,000.00 and puts the requests over by just \$200.00.

USFS UPDATE ON PROPOSED PROJECTS FOR THE SANTA ROSA DISTRICT: A representative from the Forest Service will update the Commissioners on Santa Rosa Rangeland Grazing Management Project, Brief them on the Shared Stewardship, Joints Chiefs Projects, Targeted Grazing Project, Buttermilk Mine Exploration, Great American Outdoor Act (GAOA) Projects, Herbicide Application (Aerial) NEPA, and other updates. Santa Rosa District Ranger Boyd Hatch appeared before the Commission on behalf of the Santa Rosa District. Ranger Hatch commented on questions received previously as to the recreational leases on Forest Service lands. Discussion ensued regarding the issue including the lease fees, Ranger Hatch indicated that he would check into the matter further. Ranger Hatch explained a question that

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had been received from Commissioner Cerri regarding weeds and what is being looked at to address the issue. Ranger Hatch provided copies of the Santa Rosa Rangeland Management Project Environmental Assessment Finding of No Significant Impact and Draft Decision Notice to the Commission. Commissioner Cerri noted why it is a bad time for this Notice to come out and asked about an extension to the comment period. Ranger Hatch responded that the date provided is hard and fast so he believes that the only way to change it is to pull the entire project, but he will look into it and let Commissioner Cerri know. Chairman French noted the concern that, these types of items, come out right in time for the holidays noting that it would go a long way in keeping the requests for extension down if these types of items were held until after the holidays. Ranger Hatch indicated that he would check on it and noted the issues with the release time. Commissioner Cerri noted that there are items that will need to be commented on and noted the difficulty for Mr. Schultz to offer those comments based on the timeline. Discussion ensued. Chairman French commented on the flexibility component that USFS worked into the agreement. Ranger Hatch continued reporting on other projects included on the agenda within the District and discussion ensued on said projects. Chairman French asked about consideration related to road maintenance and sharing responsibility on the main roads within the District. Ranger Hatch responded noting the issues with staffing to handle road maintenance and his intention to meet with the County Road Department related to this situation. Chairman French commented on the need for an MOU that can be considered.

COMPTROLLER: Comptroller Gina Rackley appeared before the Commission.

FINANCIAL REPORT: Humboldt County Comptroller Gina Rackley will provide an overview of current conditions with respect to Humboldt County revenues and expenditures for fiscal year 2022 (July 1, 2022 through June 30, 2023), including an update on the American Rescue Plan Act (ARPA). Comptroller Rackley reviewed September's CTX revenue received, expenditures included for PERS purchase which will result in the need to augment the Compensated Absence Fund and the use of ARPA funds for the repairs on Norma Drive. Comptroller Rackley informed the Commission about notice received from PERS and a rate increase and how that impacts the County's budget with relation to each employee unit.

ASSESSOR: Assessor Andy Heiser appeared before the Commission.

RESOLUTION DIRECTING THE COUNTY ASSESSOR TO TAKE CERTAIN ACTIONS REGARDING THE SECURED TAX ROLL: Consideration, discussion, and possible adoption of a Resolution requiring the Humboldt County Assessor to prepare a list of all taxpayers on the secured tax roll in the County and the total

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valuation of property on which they severally pay taxes and directing the Assessor to publish such list and valuations, on or before January 1, 2023, on the Humboldt County website, post the information in various locations throughout Humboldt County, and to otherwise comply with NRS Chapter 361.300. Assessor Heiser explained the purpose of the item. Commissioner Tipton read the Resolution as proposed for adoption. The following motion was made by Commissioner Tipton and passed unanimously:

To adopt the Resolution as read into the record as required by NRS Chapter 361.300.

(Resolution No. 12-12-22)

NOTIFICATION OF OUT OF STATE TRAVEL: Notification that the Assessor's Office will have two employees traveling out of state. Assessor Heiser informed the Commission that per County Policy he is notifying the Commission that he and another employee will be traveling outside the State for training.

LIBRARY: Library Director Jessica Anderson appeared before the Commission via Teams.

REQUEST TO WAIVE ATTRITION POLICY: Consideration, discussion and possible action to waive the attrition policy to hire a Library Assistant for the McDermitt Branch. The position became vacant December 1, 2022, due to a resignation. Director Anderson reviewed the request for the Commission. The following motion was made by Commissioner Hill and passed unanimously:

To waive the attrition policy to hire a library assistant for the McDermitt branch.

PUBLIC WORKS DEPARTMENT: Public Works Director Don Kalkoske appeared before the Commission.

GENERAL ROAD PROJECTS: A presentation by Humboldt County Public Works Director Don Kalkoske to update the Board on Road projects within Humboldt County, however, no action may be taken on a matter raised until the matter itself has been specifically included on the agenda as an item upon which action may be taken. Director Kalkoske reported on road work in the County and the Safety Training and Consultation Section review which is upcoming. Commissioner Hill stated his appreciation of the efforts made to proceed with the review and to keep everyone safe.

Chairman French called for a recess at 10:02 a.m. reconvening at 10:07 a.m.

TREASURER: Treasurer Rhona Lecumberry appeared before the Commission.

REQUEST FOR COUNTY ISSUED CREDIT CARDS FOR THE EMERGENCY MANAGER: Consideration, discussion and possible approval of a request from the Treasurer's Office to authorize permission to issue a WellsOne Commercial Card to Carol Lynn, Emergency Manager. Limit to be set at \$1,500.00.

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Treasurer Lecumberry reviewed the request for the Commission. The following motion was made by Commissioner Hill and passed unanimously:

To approve the credit card for a limit of \$1,500.00 to the Emergency Manager Carol Lynn.

BUILDING & SAFETY: Building Director Michael Coldiron appeared before the Commission.

REQUEST FOR A COUNTY-ISSUED CREDIT CARD: Consideration, discussion and possible approval of a request to obtain a county issued credit card with a limit of \$1,000 for the Building & Safety Department. Director Coldiron reviewed the request for the Commission. Commissioner Hill noted a couple of concerns including the references in the application that are covered via other methods including vehicle maintenance. Treasurer Lecumberry appeared before the Commission and offered comment on what is generally done with a break in period so individuals can obtain the required knowledge as to, not only how the credit card system works, but also our voucher process; she noted that as the window of time and processes that she is comfortable with have not been reached, this request is not coming from her but is being handled as a separate item. Chairman French offered comment on the need for credit cards and stated his support of issuing these cards where needed. Treasurer Lecumberry offered comment what has occurred in the past noting that there has never been a need demonstrated in this department before and that, as the person who administers this program, she would be more comfortable with having him work under someone else for like six months so he can become familiar with the policies and management of the county credit card. Commissioner Hill and Commissioner Tipton stated their agreement with Treasurer Lecumberry's comments. Manager Mendiola concurred. Chairman French stated that this matter would have no action taken this time and directed the Treasurer to get with the County Manager in the future to bring the matter back before the Commission.

TECHNOLOGY SERVICES: Technology Services Director Ric Grantham and Michael Sheppard appeared before the Commission.

APPROVAL OF JOINT CONSTRUCTION AGREEMENT BETWEEN NDOT & HUMBOLDT COUNTY: a. Consideration, discussion and possible approval of a Telecommunication Infrastructure Joint Construction Agreement between NDOT and Humboldt County for the County's BLM Double H Public Safety Communication Site, with a cost share of 25.6% of the total cost to improve the County's BLM Double H Public Safety Communication Site, or approximately \$334,950.00 from NDOT and \$975,050 from the County's capital projects fund and allow Chairman Jim French to sign the agreement. In

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addition to, but separate from the agreement, the county will see a savings for the cost of a fiber tap at the NDOT yard that amounts to approximately \$36,000.00 per year in savings to the General Fund/IT budget. This agreement is subject to approval of the District Attorney's Office. Director Grantham reviewed the request for the Commission. Commissioner Tipton asked about the savings. Director Grantham responded. The following motion was made by Commissioner Tipton and passed unanimously:

To approve a Telecommunication Infrastructure Joint Construction Agreement between NDOT and Humboldt County for the County's BLM Double H Public Safety Communication Site, with a cost share of 25.6% of the total cost to improve the County's BLM Double H Public Safety Communication Site, or approximately \$334,950.00 from NDOT and \$975,050.00 from the County's capital projects fund and allow Chairman Jim French to sign the agreement.

REVIEW OF PROTEST OF CONTRACT FOR MCDERMITT TELECOMMUNICATIONS IMPROVEMENT PROJECT:

a) Consideration, discussion and possible determination to uphold or reject the notice of protest filed by Radco Communications, LLC pursuant to NRS 338.142 based on Radco's complaint that Premier Wireless Services did not submit a bid bond with their bid documents for the McDermitt Telecommunications Project Phase 2 PWP-2022-061. Deputy District Attorney Maddox reviewed the statutory language as to how to handle a protest of contract noting, based on her investigation, that she would ask for certain language to be included in any motion noting that the bid bond has been submitted so the issue is remedied, and the County is protected. Mr. Sheppard offered comment on what had occurred noting what the only purpose of a bid bond is and explained that they can provide the payment and performance bonds and reviewed the discussions and assurances that had occurred regarding this situation; he stated his recommendation that the Commission reject this protest based on the information provided. The following motion was made by Commissioner Hill and passed unanimously:

That we reject the protest for the reasons stated by Wendy Maddox, that we find it immaterial and it's insubstantial as a deviation from the bidding requirements thus waivable by this board, that it did not work. That the aim for competitive bidding and for the public interest is in securing the most economical result by inviting competition which has been accomplished.

B) Consideration, discussion and possible award of the contract for the McDermitt Telecommunications Improvement Project Phase 2 PWP 2022-061 to Premier Wireless Services in an amount not to exceed

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\$237,670 or to RADCO Communications in an amount not to exceed \$389,280.00. The following motion was made by Commissioner Tipton and passed unanimously:

To approve the contract for the McDermitt Telecommunications Improvement Project Phase 2 PWP 2022-061 to Premier Wireless Services in an amount not to exceed \$237,670.00.

APPROVAL OF GOLD COUNTRY AMENDED RESOLUTION: Consideration, discussion and possible approval of the following: Updates to Resolution for Consolidation of Gold Country and Star City Water Systems and direct the Clerk to substitute in this version of the Resolution replacing the prior version identified as Resolution Number 11-21-22b. Manager Mendiola reviewed the request for the Commission including the changes made to the prior Resolution; he read the amended Resolution as proposed. Chairman French asked if action is needed on this item or if this is just a FYI. Deputy District Attorney Maddox responded that action is required and offered suggested language for a motion. Commissioner Cerri noted his concern stated during the last action on this item which still exists with the language of “will acquire” as to what occurs if funding is not approved by the State Revolving Fund. Chairman French explained what had occurred at the State Revolving Fund meeting where it was a unanimous vote to approve the funding. Commissioner Hoss asked for clarification on the amount approved. Manager Mendiola responded noting the amount includes the construction cost, the refinancing of the existing debt and costs for bond counsel. Audience member Lorne Lyon asked if the proposed well is within the same basin that will be served. Chairman French confirmed that it is. Based on a question from Commissioner Hoss as to the amount of the loan Chairman French explained what the SRF had approved financially. The following motion was made by Commissioner Tipton based on recommendation of legal and passed unanimously:

To approve the update to Resolution for Consolidation of Gold Country and Star City Water Systems and directing the Clerk to substitute this version of the Resolution replacing the prior version identified as Resolution Number 11-21-22b.

(Resolution No. 11-21-22b (amended))

APPROVAL OF WATER BANKING AGREEMENT OR WATER PURCHASE AGREEMENT: Consideration, discussion and possible direction from the Board regarding the water rights of Gold Country as to whether the board wishes to 1. Purchase 100% of the water rights 2. Purchase all or a portion of the water rights over a two-year period after closing; and/ or 3. Enter into a banking agreement regarding

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the water rights. Direction from the board will allow the appropriate agreements to be drafted and brought before the board at a future date. Included on the on-line agenda for review were copies of the Resolution as proposed (see attached). Manager Mendiola reviewed the request for the Commission. Deputy District Attorney Maddox reviewed what is required with appraisal and how any sale could be handled if the opportunity presents itself. Chairman French offered comment on the process. The County's water counsel, Teresa Ure-Stix appeared before the Commission via Teams and offered comment on the water rights aspect of the proposal. Comptroller Gina Rackley commented on where the funding could come from to pay for the water rights being discussed. Commissioner Tipton commented on the extension of water rights by the State and what was discussed at the Humboldt River Water Basin Authority meeting about that. Comptroller Rackley noted that the City has indicated no issues with extensions as well. Commissioner Cerri offered comment on the proposal. Commissioner Hill offered his agreement and noted the benefit to economic development; he stated the need to be sure that we are secure as to where the funding is coming through and a solid plan/policy for filing for extensions. Commissioner Hoss stated that he would like to not do it today with budgets coming up and the time frame offered, he would like to discuss it during the budget hearings and explained. Discussion ensued regarding the time frame and benefits/concerns. Ms. Ure-Stix commented on what is before the Commission today. After discussion the following motion was made by Commissioner Hill and passed with Chairman French and Commissioners Tipton, Cerri and Hill voting aye and Commissioner Hoss voting nay:

That this Board move in the direction of a purchase option for the remaining water rights of 14.79-acre feet for the Gold Country Water system.

Lorne Lyon approached the Commission with questions and Chairman French directed Mr. Lyon to get his questions to Manager Mendiola for response.

Chairman French recessed the meeting at 11:11 a.m. reconvening at 11:20 a.m.

COUNTY HEALTH OFFICER AMENDED AGREEMENT FOR DR. CHARLES STRINGHAM: Consideration, discussion, and possible action regarding an amended agreement between Dr. Charles Stringham for professional services acting on behalf of the Humboldt County Board of Commissioners in his capacity as Public Health Official as part of the County Board of Health in an amount not to exceed from \$75,000 to \$100,000. Manager Mendiola reviewed the request for the Commission noting that this will extend the contract for a year and to increase the not to exceed amount to \$100,000.00. Deputy District Attorney

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Maddox offered comment on the delegation of the requirement to report quarterly to the State noting that, if this position is not renewed, something would need to occur as to that requirement. Commissioner Cerri asked questions regarding the agreement and the billing. Discussion ensued included the amount contained in the ARPA funding. Commissioner Hoss voiced concern about what else Dr. Stringham might be falling behind on given the situation with his billing delay. Commissioner Hill asked about the language regarding the re-appointment. Deputy District Attorney Maddox and Manager Mendiola responded. The following motion was made by Commissioner Tipton and passed unanimously:

To approve an amended agreement with Dr. Charles Stringham for professional services acting on behalf of the Humboldt County Board of Commissioners in his capacity as Public Health Official as part of the County Board of Health in an amount not to exceed \$90,000.00.

COMMUNICATION CREATIONS/NICOLE MAHER PUBLIC INFORMATION OFFICER AMENDED AGREEMENT: Consideration, discussion and possible approval of an amended agreement with Nicole Maher of Creative Communications to provide professional services as Public Information Officer for one (1) year beginning January 1, 2023 set to terminate December 31, 2023. Manager Mendiola reviewed the request for the Commission noting the possible uses of this position by Emergency Management and Elections. Commissioner Hill asked if this is a statutory requirement and questioned if this is one of those positions whose time has passed. Emergency Manager Carol Lynn offered comments on the use of this position for Emergency Management. Commissioner Hoss offered his agreement with Commissioner Hill's comments and explained. Commissioner Hill asked if part of the duties of the Emergency Manager is to handle the communications required. Manager Lynn responded explaining her duties. Discussion ensued. The following motion was made by Commissioner Hill and passed unanimously:

To renew the contract with Nicole and Communication Creations beginning January 1, 2023 to terminate December 21, 2023.

APPROVAL OF RESOLUTION FOR COOPERATION REGARDING PUBLIC LAND USE AND PUBLIC LAND USE CHAPTERS: ROADS, ACCESSIBILITY & TRAVEL/NOXIOUS WEEDS/MINING & MINERAL RESOURCES: Consideration, discussion and possible approval of a resolution to require federal agencies to coordinate with Humboldt County on all issues pertaining to public land management, and the following Chapters as part of the Humboldt County Public Land Use Management Plan: Chairman French offered comment

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on the open door policy with Humboldt County and federal agencies and noted that this act leaves a policy in place for future Commissions. The following motion was made by Commissioner Hill and passed unanimously:

To approve a Resolution for cooperation regarding Public Land Use and Public Land Use Chapters – Roads, Accessibility & Travel/Noxious Weeds/Mining and Mineral Resources.

(Resolution No. 12-12-22a)

DETERMINATION OF WHETHER AN EMERGENCY EXISTS PURSUANT TO NRS 332 FOR A PLUMBING ISSUE AT THE ADULT DETENTION FACILITY: Consideration, discussion and possible determination an emergency exists pursuant to NRS 332. 112 as an exception to the competitive bidding requirements in regard to a plumbing issue/ collapsed pipe at the Humboldt County Detention Center and authorization for County Manager Dave Mendiola to enter into an agreement for repairs of said plumbing issue and to report to the board on agreement entered into to fix said repairs at the next meeting of the board. Maintenance Supervisor Mitch Mauk and Captain Chris Lininger appeared before the Commission. Manager Mendiola reviewed the request from the Commission. Deputy District Attorney Maddox explained why this could be designated as an emergency given the situation but, offered that based on the quotes received, she does not believe the Commission will need to proceed with the emergency process as the quotes are under \$50,000.00. Mr. Mauk commented on the quotes received, noting that until the area is exposed, we really don't know what is involved. Captain Lininger commented on the needs for his department with this issue. Commissioner Hill stated his support for using the local contractor as it is a lower bid. Deputy District Attorney Maddox offered a suggestion on motion language. Discussion ensued. The following motion was made by Commissioner Hoss and passed unanimously:

To enter into an agreement with Snyder Plumbing not to \$1,600.00 to begin and to bring the matter back to the Board for a report once it is determined what is needed.

Chairman French called for a recess at 12:06 p.m. reconvening at 12:10 p.m.

DISTRICT ATTORNEY: District Attorney Michael Macdonald appeared before the Commission.

UPDATE REGARDING RESTITUTION: The District Attorney's office will provide an update to the Humboldt County Commissioners regarding the status of efforts to identify the owners of the fees paid for restitution over the past several years. District Attorney Macdonald reported on the status of the restitution process. Commissioner Hill asked if this would be wrapped up by the end of the year.

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District Attorney Macdonald stated no, based on obligations that both his Office and the Comptroller's Office have, but said it would be a priority to have it done by the end of the fiscal year.

Chairman French recessed for lunch beginning at 12:16 p.m. reconvening at 12:52 p.m.

COUNTY MANAGER'S QUARTERLY PRIORITIES, GOALS AND EXPECTATIONS UPDATE - 2022-2023 FISCAL YEAR: Consideration, discussion and possible action as established in the employment agreement between Humboldt County and County Manager Dave Mendiola to review the priorities, goals and expectations that were updated on June 20, 2022, to assess the progress under each category. Manager Mendiola noted that he has provided a copy of his accomplishments but commented specifically on the Gold Country Water acquisition, the roll out of the employee survey, the turnover in certain departments and department communication. Commissioner Hill noted the benefit of the budget presentation by Pool/Pact and commented on the employee survey project; he offered comment on the work done on the Gold Country Water Project and Manager's Mendiola's involvement with the State Revolving Fund process. Commissioner Hoss offered no comments. Commissioner Tipton stated that he has always received good responses from Manager Mendiola for questions and that he has no problems. Commissioner Cerri commented that what has been asked for has been done noting that the Gold Country Project has taken a lot of Manager Mendiola's time, and he is providing the information needed; that Manager Mendiola is doing great and is a benefit to the Board but offered no comments on items to address. Chairman French offered comments including the ability for coordination both internal and external, that Manager Mendiola has went from someone trying to learn the job to being someone knocking it out of the park; he offered comment on Manager Mendiola's involvement with the Gold Country Water acquisition, his involvement with other entities who seek his assistance, his efforts with the County Master Plan, that he owns any mistakes he may make and his time spent supporting what the Commission does; he commented on the importance of being crystal clear when dealing with negotiations to all aspects of the process. Manager Mendiola thanked the Commission for their comments and noted challenges facing his office including financial matters, the Grass Valley waste water situation, economic development and the impact of that on the community; he commented on the consideration of creating a natural resources committee, a weed coordinator position, a proposal related to the IT Department that will be discussed at an upcoming Management meeting and additional items being considered for the retreat agenda. Chairman French offered comment on fire protection coverage for the outer areas of the county and the need for response to

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items coming out of the Department of Interior. Commissioner Cerri commented on the need for a natural resources committee. Discussion ensued. The following motion was made by Commissioner Tipton and passed unanimously:

To continue the County Manager Dave Mendiola's contract, if you will, as is in place now.

2023 COUNTY CALENDAR: Consideration, discussion, and possible approval of the 2023 County Manager's Calendar of Events, including dates for County Commission meetings and other internal events. Manager Mendiola explained that no changes had been presented since the first presentation of the proposed calendar. The following motion was made by Commissioner Hill and passed unanimously:

To approve the final draft of the 2023 County Calendar.

MISCELLANEOUS REPORTS AND CORRESPONDENCE:

1) Other information and upcoming meetings – The following meetings were noted on the agenda - December 13, 2022 Winnemucca City Council, January 3, 2023 Humboldt Commission Meeting, and January 12, 2023 Winnemucca City Council Meeting.

2) Reports from Commissioners regarding other Boards and Committees on which they serve: Commissioner Hill reported on meetings he had attended including an Opioid Litigation Committee meeting, the State Revolving Fund meeting, the Paradise Valley Conservation District meeting and a meeting regarding the employee survey process. Commissioner Hoss offered no report as he had not attended any meetings. Commissioner Tipton reported on a conversation he had with the NACO Executive Director, a Humboldt River Water Basin Authority meeting and an upcoming Hospital Board meeting. Commissioner Cerri commented on the Humboldt River Water Basin Authority meeting. Chairman French stated he had not attended any meetings but that he would be turning over his other duties through NACO at the end of this week; he commented on his attempt to meet with the incoming State administration as to funds from ARPA for the Grass Valley issue.

FUTURE AGENDA ITEMS: Whether an item will be placed on a future agenda will be subject to the chairman and/or legal counsel's determination. Manager Mendiola identified the water purchase agreement coming forward in the future and the RFP expansion. Commissioner Cerri asked that contributing to the cloud seeding program be discussed at the next meeting and that the extension of the Forest Service Project Plan discussed earlier be looked at.

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PUBLIC COMMENT: Chairman French asked for public comment. Treasurer Rhona Lecumberry offered her thanks to Commissioner French for his time on the Commission. Assistant County Manager/Human Services Director Abel del Real-Nava offered comment and his thanks to Commissioner French for his time on the Commission. Comptroller Gina Rackley offered her thanks to Commissioner French for his time on the Board. Clerk Tami Rae Spero offered her thanks to Commissioner French for his time on the Board. District Attorney Michael Macdonald thanked Commissioner French for his time on the Board; he commented on concerns with the facility needs and asked the Board to make that a priority so we can better serve the residents of Humboldt County. Commissioner Tipton offered comment on a prior discussion with Commissioner French and thanked District Attorney Macdonald for his time with the Commission. Manager Mendiola offered comment thanking Commissioner French for his guidance and support, and he thanked District Attorney Macdonald, Recorder Debbie Engstrom and Sheriff Mike Allen who were also leaving office. No further public comment was offered.

ADJOURNMENT: Chairman French adjourned the meeting at 1:51 p.m. noting that the Commission would move on to the annual inspection of the Adult Detention Center following this meeting.

ATTEST:  Clerk APPROVED:  Chairman

(Minutes approved by the Commission and signed by the Chairman on 04/01/24)