

Notice of Public Meeting
HUMBOLDT COUNTY BOARD OF COMMISSIONERS SPECIAL MEETING - OVERVIEW GRASS
VALLEY NITRATE MITIGATION
Humboldt County Board of Commissioners Special Meeting
Monday, August 29, 2022
4:30 PM:

Grass Valley Elementary School
6465 Grass Valley Rd
Winnemucca, NV 89445

Click here to join the meeting:
[JOIN](#)

Or by phone: +1 775-446-0241, Conference ID: 401 458 117#

All times on this agenda are approximate. Consideration of items may require more or less time than is scheduled. Items on the agenda may be taken out of order; the public body may combine two or more agenda items for consideration; and the public body may remove an item from the agenda or delay discussion relating to an item on the agenda at any time. Public comment is designated for discussion only. The public has the opportunity to address the Commission on any matter not appearing on the agenda; however, no action may be taken on Matter raised until the matter itself has been specifically included on the agenda as an item upon which action may be taken. Additionally, public comment may be heard on any item listed on the Agenda. Persons are invited to submit comments in writing and/or attend and make comments on any agenda item at the Commission meeting. All public comment may be limited to three (3) minutes per person, at the discretion of the Commission.

Agenda - Monday, August 29, 2022

STAFF REPORT
Staff Report

[HuCo Commissioners Special Meeting 8-29-22 - Staff Report 2.pdf](#)

1.CALL TO ORDER

2.PLEDGE OF ALLEGIANCE

3.PUBLIC COMMENT - General public comment is designated for discussion only. The public has the opportunity to address the Commission on any matter not appearing on this agenda; 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.

4.OVERVIEW AND ACCEPTANCE OF GRASS VALLEY NITRATE PRELIMINARY ENGINEERING REPORT (FOR POSSIBLE ACTION) - Consideration, discussion and possible acceptance of the Preliminary Engineering Report for the Grass Valley Nitrate Mitigation project. The presentation by Farr West Engineering will discuss the reason for the report, the findings and alternatives to consider for mitigation, including but not limited to approving the recommended alternative and directing the County Manager to pursue funding for the project, acquiring land for the site of the waste water treatment facility, request further studies or table the issue for future consideration. Discussion and possible action.

4.A.Grass Valley PER and History

[GV Sewer PER_reduced.pdf](#)

[Grass Valley Report - BW2001.pdf](#)

[Grass Valley PER_PPt.pptx](#)

5.REVIEW OF GOLD COUNTRY WATER PRELIMINARY ENGINEERING REPORT AND APPRAISAL (FOR INFORMATION ONLY) - A) Mark Foree, principal of Gold Country Water, will provide an overview of a recently completed Preliminary Engineering Report (PER), the history and current status of the water system, including details of the condition of the system, water rights and nitrate elevations in the Grass Valley area. For information only.

B) Mark Foree of Gold Country Water will present findings from the appraisal conducted by Hansford Consulting, Inc. Information only.

5.A.Gold Country PER, History, Appraisal and Nitrate Level Chart

[Gold Country PER_29March22_final_signed\(5\).pdf](#)

[Gold Country History.pdf](#)

[HEC Final Appraisal Aug7 sent Aug9.pdf](#)

[Gold Country-Star City Nitrate Levels_2014-2022.pdf](#)

6.OPTIONS FOR GOVERNANCE (INFORMATION ONLY) - Comptroller Gina Rackley, Deputy DA Wendy Maddox and Andree Rose from Drake, Rose & Associates will provide options for the Commission regarding possible approaches for either the County acquiring Gold Country Water or a General Improvement District being formed as well as an option for an enterprise fund to be created. Information only.

7.STATE REVOLVING FUND AND FUNDING OVERVIEW (INFORMATION ONLY) - Jason Cooper, Administrative Services Officer III, with the Nevada Division of Environmental Protection, will provide an overview of the Office of Financial Assistance, Bureau of Administrative Services and the State Revolving Fund program. He will also provide an overview of the funding that is available to Humboldt County for the possible acquisition and consolidation of Gold Country Water and Star City water systems. Information only.

8.SCHROEDER LAW ENGAGEMENT LETTER FOR GOLD COUNTRY CONSULTATION (FOR POSSIBLE ACTION) - Consideration, discussion and possible approval to engage Schroeder Law

and water law attorney Theresa Ure-Stix to provide legal counsel for the county to review the acquisition agreement, including conditions of the system, water rights considerations and other possible areas of interest for the potential acquisition. Discussion and possible action.

8.A.Schroeder Law Letter of Engagement

[\(Humboldt County\) SLO to Humboldt County - Contract for Legal Services - Gold Country \(P0579708xA1B60\).pdf](#)

9.REQUEST TO HIRE SHAW ENGINEERING TO ANALYZE THE CONDITION OF THE GOLD COUNTRY WATER SYSTEM (FOR POSSIBLE ACTION) - Consideration, discussion and possible approval of an agreement with Shaw Engineering to review and analyze the conditions of the system, as well as other associated potential risks in taking over ownership and maintenance in an amount not to exceed \$4,500. Discussion and possible action.

9.A.Shaw Proposal

[Gold Country Water System Review-July 22.pdf](#)

10.REQUEST FOR DIRECTION FROM BOARD OF COUNTY COMMISSIONERS RELATED TO GOLD COUNTRY ACQUISITION (FOR POSSIBLE ACTION) - Consideration, discussion and direction from the Board to the County Manager's Office, Comptroller's Office and District Attorney's Office as to whether a potential acquisition of the Gold Country Water System is desirable and in the best interest of the County, as well as direct said offices in conjunction with any independent contractors engaged in regards to the potential acquisition to work towards creating a purchase agreement and other related documents to be brought before the board at a later time. Discussion and possible action.

11.APPROVAL OF LETTER OF INTENT FOR HUMBOLDT COUNTY TO ACQUIRE GOLD COUNTRY WATER SYSTEM FOR SUBMISSION TO THE STATE REVOLVING FUND (FOR POSSIBLE ACTION) - Consideration, discussion and possible approval to direct County Manager Dave Mendiola to submit a non-binding Letter of Intent (LOI) to the State Revolving Fund to confirm Humboldt County's desire to acquire the system as part of the larger effort to mitigate nitrates in the Grass Valley area, with said Letter of Intent clearly denoted with language approved by legal counsel indicating that the LOI is not legally binding nor creates any obligation on behalf of the County to purchase the system until the execution of a definitive purchase agreement. The Letter of Intent is intended to assure the Board for Financing Water Projects, that will meet again in October 2022, that the county is interested in the funding provided by the State Revolving Fund to cover the cost of the consolidation and drilling a new well will be reserved for the transaction. Discussion and possible action.

11.A.Letter of Intent

12.PUBLIC COMMENT - General public comment is designated for discussion only. The public has the opportunity to address the Commission on any matter not appearing on this agenda; 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.

13.ADJOURNMENT

NOTICE: The County Commission may close the meeting to receive information from legal counsel pursuant to Nevada Revised Statutes 241.015

CERTIFICATE OF POSTING

PLACES POSTED: Humboldt Co. Courthouse, 50 W. 5th St., Rooms 201, 205, & 207 at 8:30 A.M. By: MC
Humboldt County Website: www.hcnv.us at 8:30 A.M. By: MC
State of Nevada Website: www.notice.nv.gov A.M. By:
MEETING DATE: August 29, 2022 POSTED BY: MICHELLE COOK
DATE POSTED: August 24, 2022

NOTE FOR SUPPORTING MATERIAL: A copy of the supporting material for the meeting may be obtained at Commissioner meeting/agendas on the Humboldt County website: www.hcnv.us or by contacting Dave Mendiola, County Administrator, at 50 W. Fifth Street, Winnemucca, Nevada 89445, (775) 623-6300

NOTICE TO PERSONS WITH DISABILITIES - Reasonable efforts will be made to assist and accommodate physically disabled persons desiring to attend the meeting. Please call the Humboldt County Administrator's Office at 623-6300 in advance so that arrangements may be conveniently made.

EQUAL OPPORTUNITY NOTICE - Humboldt County is an Equal Opportunity Employer and will not discriminate against employees or applicants for employment or services in an unlawful manner.

NON-DISCRIMINATION STATEMENT - In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

Persons with disabilities who require alternative means of communication for program information (e.g., Braille, large print, audiotope, American Sign Language, etc) should Contact the responsible Agency or USDA's TARGET Center at (202) 720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800) 877-9339. Additionally, program information may be made available in languages other than English.

To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at http://www.ascr.usda.gov/complaint_filing_cust.html and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by:

- (1) Mail: U.S. Department of Agriculture
Office of the Assistant Secretary for Civil Rights
1400 Independence Avenue, SW
Washington, D.C. 20250-9410;
- (2) fax: (202) 690-7422; or
- (3) email: program.intake@usda.gov

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