

DEVIL'S GATE GENERAL IMPROVEMENT DISTRICT

February 5, 2010

STATE OF NEVADA)
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COUNTY OF EUREKA)

CALL TO ORDER

The Board of Eureka County Commissioners, sitting as Board of Directors for the Devil's Gate General Improvement District, met pursuant to law on February 5, 2010, during a scheduled break from the regular Eureka County Commission Meeting. Present were Chairman Mike Page, Vice Chairman Jim Ithurralde, Member Leonard Fiorenzi, District Attorney Theodore Beutel, and Clerk & Treasurer Jackie Berg. The meeting was called to order at 10:57 a.m.

APPROVAL OF AGENDA

Vice Chairman Ithurralde motioned to approve the agenda as posted; Member Fiorenzi seconded the motion; motion carried 3-0.

PUBLIC COMMENT

Chairman Page opened the floor to public comments. There were none.

APPROVAL OF MINUTES

Member Fiorenzi motioned to approve the January 20, 2010, Devil's Gate GID meeting minutes as written; Vice Chairman Ithurralde seconded the motion; motion carried 3-0.

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Update Report on Water Systems: Ron Damele, Public Works Director, reported that the Devil's Gate GID Water Districts #1 and #2 are operating normally.

NDEP Loan Grant for Devil's Gate Inter-Tie Project: Mr. Damele reported that the Nevada Division of Environmental Protection (NDEP) loan grant documents, Contract Number ARRA Devil's Gate-1, for the Devil's Gate Inter-Tie Project were previously signed; however, there was an error and the documents need to be re-signed. Funding from the grant has been received by the County. Member Fiorenzi motioned to authorize the Chairman to re-sign the grant documents; Vice Chairman Ithurralde seconded the motion; motion carried 3-0.

Phase 2 of the Devil's Gate Inter-Tie Project: Mr. Damele explained that discussion needed to take place regarding Phase 2 of the Devil's Gate Inter-Tie Project in order to provide information necessary for the scope of work and fee schedule for the project. A letter addressed to Dean Day, Day Engineering, from Eureka Fire Chief Dan Brown, dated February 5, 2010, regarding minimum fire flow, was read into the record: *"Dear Mr. Day; Pursuant to your request this letter serves to inform you of the minimum fire flow requirements for the Devil's Gate GID. Currently, fire flow is not available within the GID, so the minimum standard will not apply until infrastructure is in place to support the minimum fire flow requirements. It is my understanding that the minimum fire flow for this area is 1,500 gallons per minute with a two hour duration. This minimum fire flow requirement is outlined in the 2003 International Fire Code which is recognized by the State Fire Marshall as minimum standard in NRS 477.030. Based on the aforementioned facts, I recommend that the minimum fire flow for the Devil's Gate GID be 1,500 gallons per minute with a two hour duration. This recommendation would only become effective upon installation of all the proper and supporting infrastructure, to accommodate the minimum fire flow requirements. Please contact me directly with any questions. Sincerely, /s/ Dan Brown Eureka Fire Chief."*

Mr. Day described matters pertaining to Phase 2 of the Devil's Gate Inter-Tie Project and options available for the storage tank, supply line, distribution line, and appurtenances.

Discussion included: storage tank height and diameter options; number of existing and potential parcels in the Devil's Gate GID; flow rate; fire flow requirements; water main pipe diameter; right-of-way permits; expansion of the GID; and promotion of growth within the district. Mr. Day's proposed plans were based on 320 potential parcels, including parcels near Third Street, Sharrow Circle, and west of Sharrow Circle, which potentially could be included into the district. There are currently 166 parcels available in the Devil's Gate GID.

Direction to Staff Regarding Phase 2: Vice Chairman Ithurralde made a motion to follow the recommendation of Day Engineering for a 384,000 gallon storage tank with a 16-inch transmission line; Chairman Page seconded the motion; motion carried 2-1. Member Fiorenzi voted against the motion because he was in favor of installing a larger tank to avoid future expense when more storage is needed to accommodate growth in the district.

Rights-of-Way Applications: Mr. Damele reported that a delay was encountered with the right-of-way application to the Nevada Department of Transportation (NDOT). NDOT requested additional information which has been provided. The Bureau of Land Management (BLM) sent a letter to the County indicating that it would not act on the BLM right-of-way application until a decision was received from NDOT. Mr. Damele noted that a request will be made to NDOT to expedite their decision on the right-of-way application.

PUBLIC COMMENTS

Chairman Page opened the floor to public comments. There were none.

ADJOURNMENT

At 11:18 a.m., Vice Chairman Ithurralde moved to adjourn the meeting. Member Fiorenzi seconded the motion. Motion carried 3-0.

Approved this 19th day of February, 2010.

/s/ Mike Page

Mike Page, Chairman

Attest: /s/ Jackie Berg

Jackie Berg, Clerk