

MEETING NOTICE AND AGENDA

Today's Date: June 3, 2009

Name of Organization: NEVADA STATE BOARD OF AGRICULTURE

Meeting Time: June 17, 2009 @ 8:30 am
June 18, 2009 @ 8:30 am

Place of Meeting: Nevada Farm Bureau
2165 Green Vista Drive, Suite 205
Sparks, NV 89431
Phone: 1-800-992-1106 or (775) 674-4000

Tony Lesperance, Director

This meeting will be available by videoconference in Las Vegas, Elko, Ely, and Winnemucca, Nevada at the following locations:

University of Nevada Cooperative Extension
8050 Paradise Road
Lifelong Learning Center
Room WHEE
Las Vegas, NV 89123-1904

Great Basin College
1500 College Parkway
High Tech Center Building – Room 123
Elko, NV 89123
Telephone: (775) 738-8493

Great Basin College
2115 Bobcat Drive – Room 112
Ely, NV 89301
Telephone: (775) 289-3589

University of Nevada Cooperative Extension
1085 Fairgrounds Road
Winnemucca, NV 89445
Telephone: (775) 623-6304

AGENDA

The following items will be discussed and acted upon, but may be taken in different order to accommodate the interests and time limitations of persons attending.

1. Call to order by Chairman Alan Perazzo.

- A. Introduction of Board members, attendees and guests.

2. Board Business

- A. *Approval of minutes from the March 25, 2009 and March 26, 2009 Board meetings. (Foley) **Action**
- B. Presentation of Certificates of Appreciation to retiring Board members Marta Agee, Jim Johnson, and Dan Hetrick. (Perazzo)
- C. *Background and questions pertaining to the Nevada Board of Agriculture's request for an Attorney General's opinion regarding the Nevada Department of Wildlife's authority to divert and impound water for wildlife and interfere with use of vested water rights. (Morrison) **Information**
- D. *Letter from White Pine County Board of County Commissioners regarding the Nevada Board of Agriculture's water policy. (Perazzo) **Information**

3. Director's Report (Lesperance)

- A. *Director's report **Information**
- B. *Written comments on the Martin Basin Rangeland Project **Information**
- C. Robert's Rules of Order **Information**

4. Division of Administration (Scheid) **Information**

- A. Fiscal update

5. **Plant Industry**

- A. New building update (Rafferty) **Information**
- B. *EPA Quarterly Report (Moses) **Information**
- C. *Other program updates (Moses) **Information**
- D. *Request to go to workshops and hearings to amend NAC 588, Standards for Heavy Metals in Fertilizers. (Mason) **Action**
- E. Antifreeze sample update. (Mason) **Information**
- F. *Request permission to go to workshops and hearings to develop a regulation that allows the Boards of County Commissioners to use the Account for the Control of Weeds to fund any abatements they may have to conduct in the enactment of the noxious weed law. (Marsh) **Action**
- G. *Request the approval to disburse \$12,500.00 to the National Alfalfa and Forage Alliance (NAFA). (Marty) **Action**

6. **Resource Protection Division** (Jensen) **Information**

- A. Program update

7. **Animal Industry** (LaRussa) **Information**

- A. Animal related legislative actions.
- B. Division structure
- C. Change in trichomonosis program
- D. Change in the Virginia Range program.

8. **Measurement Standards Division**

Petroleum Technology Bureau (Striejewske)

- A. *Update on LCB File No. T011-09. **Information**

The variance procedure in times of fuel supply disruptions.

- B. Update on hearing concerning 38th Parallel. **Information**
- C. *Request to go to workshops and hearings to adopt as permanent, proposed changes to NAC 590.065. **Action**

NAC 590.065 addresses specifications for gasoline, including exceptions and limitations.

Note: At the December Board meeting, action on LCB File No. R111-08 was tabled. At the March Board meeting, a request to go to workshop and hearing was denied.

The following are all issues that been raised about NAC 590.065, which the Bureau would like to address:

1. Formalizing language pertaining to gasoline-ethanol blends;
2. A request by Clark County Department of Air Quality & Environmental Management to increase the wintertime RVP maximum;
3. *A request by Peter Krueger to remove the manganese prohibition;
4. Correcting the allowed sulfur maximum.

- D. Proposed changes to NAC 590.051 **Information**

NAC 590.051 addresses specifications for biodiesel and for biodiesel blends.

- E. Update on labs in Reno and Las Vegas. **Information**

9. Livestock Identification Division (Collis) **Information**

- A. *Livestock Movement Permits
- B. *Fees regarding brand inspections.
- C. *Letter to Nevada Farm Bureau re: Livestock Movement Permits.
- D. *Letter to Nevada Cattlemen's Association re: Livestock Movement Permits
- E. *Letter to Nevada Livestock Marketing re: trich regulation
- F. *Trich regulation/livestock issues contact list.

**10. Department employee comments and suggestions to the Board of Agriculture.
Information**

11. Public Comments Information

Public comment during the Board meeting will be for all matters, both on and off the agenda, and be limited to two minutes per person. Additionally, public comment of two minutes per person will be heard during individual action items on the agenda. Persons are invited to submit comments in writing on the agenda items and/or attend and make comment on that agenda item at the Board meeting.

The Chairman and the Board of Agriculture intend that their proceedings should demonstrate the highest levels of decorum, civic responsibility, efficiency and mutual respect between citizens and their government. The Board respects the right of citizens to present differing opinions and views, even criticism, but our democracy cannot function effectively in an environment of personal attacks, slander, threats of violence, and willful disruption. To that end, the Nevada Open Meeting Law provides the authority for the Chair of the public body to maintain the decorum and to declare a recess if needed to remove any person who is disrupting the meeting, and notice is hereby provided of the intent of this body to preserve the decorum and remove anyone who disrupts the proceedings.

The Nevada Board of Agriculture can deliberate or take action only if a matter has been listed on an agenda properly posted prior to the meeting. During public comment period, speakers may address matters listed or not listed on the published agenda. The Open Meeting Law does not expressly prohibit responses to public comment by the Board. However, responses from the Board to unlisted public comment topics could become deliberation on a matter without notice to the public. On the advice of legal counsel and to ensure the public has notice of all matters the Board will consider, Board members may choose not to respond to public comments, except to correct factual inaccuracies, ask for staff action, or ask that a matter be listed on a future agenda.

12. Travel Claims. Information

13. Date of next meeting. Action

14. Adjournment Action

Anyone desiring further information or explanation of the above agenda items may call Sandie Foley at (775) 688-1180 x 230 during the hours of 8:00 a.m. - 5:00 p.m.

* Denotes supporting documents in the Board packet.

(ACTION) indicates that the Board needs to take action on an item. **(INFORMATION)** indicates an information item for the Board. Please ensure that ACTION items have accompanying information for the Board members to review.

NOTE: We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, please call Sandie Foley at the Nevada Department of Agriculture, 688-1180, ext. 230 as soon as possible.

This Notice of Meeting has been posted at the following locations:

Reno Office

Nevada Department of Agriculture
350 Capitol Hill Avenue
Reno, Nevada 89502-2923

Winnemucca Office

Nevada Department of Agriculture
1200 E. Winnemucca Blvd.
Winnemucca, NV 89445

Elko Office

Nevada Department of Agriculture
4780 E. Idaho Street
Elko, NV 89801-4672

Las Vegas Office

Nevada Department of Agriculture
2300 McLeod Street
Las Vegas, NV 89104-4314

Sparks Office

Nevada Department of Agriculture
2150 Frazer Avenue
Sparks, NV 89431