

Nevada Board of Agriculture
Meeting minutes
Wednesday, Sept. 5, 2018 at 8:30 a.m.



Meeting location: Nevada Department of Agriculture
4780 East Idaho Street
Elko, NV 89801
775-778-0270

Video conference: Nevada Department of Agriculture Nevada Department of Agriculture
405 South 21st St 2300 East St. Louis Avenue
Sparks, NV 89431 Las Vegas, NV 89104
775-353-3601 702-668-4590

Public notice

Below is an agenda of all items to be considered. Action may be taken on items preceded by an asterisk (*). Two asterisks denote possible closed session (**). Items on the agenda may be taken out of the posted order, items may be combined for consideration, and items may be pulled or removed from the agenda at any time at the discretion of the chairperson. Unless noted as an action item, discussion of any item raised during a report or public comment is limited to that necessary for clarification or necessary to decide whether to place the item on a future agenda.

The chairperson may limit public comment that is repetitious, does not relate to a matter within the board's jurisdiction or prevents the meeting from continuing in an orderly manner. All public comment should be addressed to the Board of Agriculture and not an individual member. The board asks that your comments are expressed in a courteous manner. Public comment may be time limited upon the discretion of the chair person. Unused time may not be reserved by the speaker nor allocated to another speaker.

To request the opportunity to comment you must complete a public comment form. Public comment forms are available at every board meeting and daily, during office hours, in the lobby of each Nevada Department of Agriculture office and online at http://agri.nv.gov/Administration/Board_of_Agriculture/Board_of_Agriculture_Public_Comment/. You may submit the completed form in one of the following ways:

1. Submit a completed public comment form online before the board meeting at http://agri.nv.gov/Administration/Board_of_Agriculture/Board_of_Agriculture_Public_Comment/,
2. complete a public comment form at a board meeting and submit it in person into the Board of Agriculture public comment box,
3. submit a completed public comment form before a board meeting via fax to 775-353-3661,
4. or submit a completed public comment form before a board meeting, at any of our offices, into the Board of Agriculture public comment box in the lobbies listed below.
 - a. Nevada Department of Agriculture: 405 S. 21st Street, Sparks, NV 89431
 - b. Nevada Department of Agriculture: 4780 E. Idaho Street, Elko, NV 89801
 - c. Nevada Department of Agriculture: 2300 E. St. Louis Avenue, Las Vegas, NV 89104

Reasonable efforts will be made for members of the public who have disabilities and require special accommodations for assistance at the meeting. Please call the executive assistant at 775-353-3619.

Notice of this meeting was posted on or before 9 a.m. on the third working day before the meeting at the following locations: Nevada Department of Agriculture, 405 S. 21st Street, Sparks, NV 89431, Nevada Department of Agriculture, 2150 Frazer Avenue, Sparks, NV 89431, Nevada Department of Agriculture, 4780 E. Idaho Street, Elko, NV 89801, Nevada Department of Agriculture, 2300 St. Louis Avenue, Las Vegas, NV 89104, State of Nevada Capitol Building, Carson City NV, State Library and Archives, Carson City. Copies of the agenda, supporting documentation and meeting minutes are available, at no charge, at the Nevada Department of Agriculture website at agri.nv.gov or www.notice.nv.gov or by visiting the Nevada Department of Agriculture, 405 S. 21st Street, Sparks, NV 89431, attention executive assistant.

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Agenda

1. Open meeting-call meeting to order by Chair Paul Anderson

- A. Pledge of Allegiance
- B. Roll call

Elko board: Heather Lackey, Boyd Spratling, Jim Snyder, Paul Anderson, Tim Duffurena, Pete Paris. Elko staff: Cadence Matijevich, J.J. Goiceachea, Doug Farris, Dennis Belcourt, Jerri Conrad, Alora Bartosz. Las Vegas board: Paul Noe, Dave Coon. Las Vegas staff: Ron Balsamo. Sparks board: Dave Stix, Jr., Charlie Frey. Sparks staff: Jennifer Ott, Debra Crowley, Homa Anooshehpour, Gennie Hudson, Chris Miller, Ashley White, Rebecca Allured.

2. Public Comment

Elko: None.

Las Vegas:

Dona Fong – Las Vegas resident, horses are in dire need of help from NDA and advocates. Asks that NDA enter into cooperative agreement with Virginia Range Sanctuary.

Sparks:

Deb Walker, AWHC – referenced documents attached to board packet from AWHC. Asks that fertility control be restarted.

Suzanne Baker, WHCL – restart fertility control. Less land and more horses.

Nancy Kilian, VRWPA – requesting short term interim contract for birth control with VRWPA. All funded by donations, no down side to the state.

Liz MacMenamin, Retail Association of Nevada – State is proposing an egregious amount in fee increases, asks that discussions on the matter continue.

Dr. Lori Ugolik – against culling for horse population. Need to work together with a cooperative agreement.

Patricia Ackerman – 86% of people in Nevada are in support of the horses. Cannot find rational explanation as to why AWHC program isn't implemented. No downside to restarting fertility control.

Tracy Wilson, HVWHPF – unified group of advocate organizations are working together. Board and NDA need to look internally at why these problems started.

Deb Armstrong, VRS – Urges NDA to put a viable management solution in place. The reason for past failed agreements is because of the group, not the agreement. VRS can work well with NDA.

Dr. Pat Colletti, VRS – VRS focuses on more issues than just birth control. The range is changing. Eco tourism is an important component to the issue.

Shannon Windle, HVWHPF – Listed the local, city, government, private groups that advocates have been working with. Feels that it should be NDA working with these groups.

Ray Atwood – spoke in support of VRS.

Colette Kaluza – no group affiliation, concerned citizen. Horses are good for tourism. Public loves the horses. Requests that the board enter into a cooperative agreement with AWHC.

Therese Kline – we all have a common goal, but we're paralyzed about the best plan of action.

Marty Wright – spoke on the recent horse relocation, some horses given to prison are healthy and young and

they were stolen from the range, which is unfair.

Louise Martin – Regarding pzp birth control, it is well documented and successful. BLM currently has partnerships with 5 states for pzp darting.

Anna Orchard – there have been lies and misinformation spread by advocate groups. VRS can work well with the NDA.

3. Board Business

- A. Review of the history, current status and trends of the Virginia Range Estray and Feral horses – Doug Farris (*for information*)
- B. *Oath of office: Tim Duffurena, Charlie Frey, Jim Snyder – Dennis Belcourt, Nevada Deputy Attorney General (*for possible action*)

Note: Tim Duffurena took the oath of office at the December 12, 2017 meeting. His name was placed on this agenda in error. Paul Noe was intended to take the oath at this meeting and he will be moved to the December 2018 meeting. Charlie Frey and Jim Snyder took the oath of office at this meeting.

- C. *The Nevada Board of Agriculture directs the Nevada Department of Agriculture, pursuant to NRS 561.245, to draft a letter to the Bureau of Land Management (BLM) opposing the BLM Elko District Office's (EDO) proposed action of requiring crossing permits for trailing livestock within the project area outlined in the BLM Livestock Trailing Programmatic Environmental Assessment for management of livestock trailing in the EDO – Boyd Spratling, Vice Chair (*for possible action*)

Dave Stix, Jr. motioned for the NDA to draft a letter opposing the BLM EDO proposed action of requiring crossing permits for trailing livestock within the project area outlined in the BLM Livestock Trailing Programmatic Environmental Assessment for management of livestock trailing in the EDO, and that this letter be used in the future for any district offices who propose the same action. Charlie Frey seconded this motion. The motion passed unanimously.

4. Minutes

- A. *Approve June 6, 2018 meeting minutes (*for possible action*)

Boyd Spratling moved to approve the June 6, 2018 meeting minutes. Pete Paris seconded this motion. The motion passed unanimously.

5. Director's Report

- A. Report – Jerri Conrad, Interim Director (*for information*)
- B. Director recruitment timeline – Jerri Conrad, Interim Director (*for information*)
- C. *Board of Agriculture December 2018 meeting, possible date change – Jerri Conrad, Interim Director (*for possible action*)

Charlie Frey moved to reschedule the December 5, 2018 Board of Agriculture meeting to December 12, 2018.

Heather Lackey seconded this motion. The motion passed unanimously.

- D. *Director seeking input from the board concerning adoption of amendments to Nevada Administrative Code Chapter 555 pertaining to pest control applicator licensing, labeling and fees (LCB File No. R 154-17). Director's Authority. – Jerri Conrad, Interim Director (*for possible action*)

Dave Stix, Jr. moved that the board give their full support to the Director in moving forward with the adoption of amendments to NAC 555 pertaining to pest control applicator licensing, labeling and fees. Charlie Frey seconded this motion. The motion passed unanimously.

6. Administration

- A. *Department Prohibitions and Penalties revision review and approval – Kathleen Kirkland, Agency HR (*for possible action*)

Dave Stix, Jr. moved to approve the revisions to the Department Prohibitions and Penalties. Charlie Frey seconded this motion. The motion passed unanimously.

- B. Board update – Debra Crowley, Fiscal Administrator (*for information*)
C. Board update – Rebecca Allured, Public Information Officer II (*for information*)

7. Animal Industry

- A. Board update – Doug Farris, Administrator (*for information*)
B. Agricultural Response Management and Resources: Foot and Mouth Disease exercise update – JJ Goicoechea, State Veterinarian (*for information*)

8. Consumer Equitability

- A. Board update – Cadence Matijevich, Administrator (*for information*)
B. Update on proposed amendment(s) to Nevada Administrative Code Chapter 581 revising the device classification description(s) and amount of the fee(s) for the annual licensing of commercial weighing and measuring devices; revising the date by which the Division of Consumer Equitability must send notices of renewal of annual licenses for commercial weighing and measuring devices; revising the date by which payment for the renewal of annual license for commercial weighing and measuring devices is due; revising the device classification description(s) and amount of the fees for certain tests and services; revising the amount of fees for special tests; and revising provisions related to the late fees imposed by the Division of Consumer Equitability for failure to pay a required fee (LCB File No. R172-18). Director's Authority. – Cadence Matijevich, Administrator (*for information*)

9. Food & Nutrition

- A. Board update – Homa Anooshehpour, Administrator (*for information*)

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10. Plant Industry

- A. Board update – Jennifer Ott, Administrator (*for information*)
- B. Food Safety Modernization Act (FSMA) presentation – Ashley Jeppson, Agriculturist 4 (*for information*)

11. Public Comment

None.

12. Adjournment

Chairman Paul Anderson adjourned the meeting at 2:53 PM.