

From: [Robyn Orloff](#)
To: [Nikhil Narkhede](#)
Cc: [Dominique Etchegoyhen](#); [Matthew Weintraub](#); [Greg D. Ott](#)
Subject: Public Comment for March 30 meeting -- Page 1, Re Sec. 24
Date: Wednesday, March 29, 2023 3:26:19 PM

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Sec. 24. NAC 490.1435 is hereby amended to read as follows:

490.1435 After a grant is awarded, the **[Commission will:] Program shall:**

1. Provide to the **[successful]** grantee a Notice to Proceed approving the date upon which

work may begin on the applicable project, subject to **[the] any** conditions of the **[contract] grant agreement** described in NAC 490.144.

2. Monitor **[,] and** evaluate **[and assist in]** the **progress in** carrying out **[of]** the grant and the **[progress and]** completion of the project in accordance with NAC 490.144 to **[490.1465.] 490.146, inclusive.**

Good day Commissioners and Program Manager,

I respectfully submit my public comments in the hopes they are relevant to your NAC discussion, specifically Section 24, #2 above.

I know you are trying to streamline the NACs and your Program processes, but I am asking for inclusion of more public participation in the process of 'monitor and evaluate the progress in carrying out the grant and completion of the project' -- specifically, via boots on the ground site visits. My request comes specifically out of concerns the Public has expressed to your Committee and Program, and staff on up in the Nevada Department of Conservation and Natural Resources, since 2020 —re the local Grant project on Prison Hill — with requests for site visits. For some reason we have been told that the Grantor does not oversee the Grantee projects — referring us (and themselves re our expressed concerns) to the project's Owner/Manager, Carson City. The NACs as I read them, seem to be direct the Grantor to oversee the Grantee. Carson City is NOT the Grantee. Anyway, I would like to at least present my questions re the NAC as written --- and possible solutions : >))) re inclusion of the Public in the NAC process —with the hope that the Public can have a more active (with solutions) participation — now, in in the future.

If my comments are not relevant to (or received in time for) your Agenda of March 30, 2023, perhaps you could still consider them as general Public Comment for your next meeting? or even follow up directly with the Public?

My Comments/ Questions:

- 1). If the Public (users, neighbors, stakeholders) express concerns to the Program re the 'progress of the grant' project, i.e.
construction related issues, trail designations, sustainability/natural resource impacts, neighborhood safety --- what will be
the Program's protocol (per NACs) to address?
- 2). How will the Program 'monitor' and 'evaluate the progress in carrying out the grant and the completion of the project' — while
acknowledging and addressing specific Public Concerns (in public comment at meetings, emails, phone calls etc)?
- 3). Will there be site visits in response to expressed Public Concerns (WITH the public leading the site visit to the areas/features
of their concern) — as concerns come up, and in the final closure of the Grant?

My Suggestions:

- 1). The Program will address concerns that the Public brings up, as soon as possible after first noted. Program will arrange meeting
for interactive **communicative discussions** (not just relying on 3 minute public comments, that have minimal to no opportunity
for productive interchange).
- 2). Program will schedule site visits WITH the Public (include Grantee if Program so decides) to ensure that the Program sees **exactly**
the location and the issue. This will allow interactive discussion in real time, at the site. To facilitate more rapid address and resolution.
Will foster more of a cooperative respectful 'spirit' between the Project and the Stakeholders.
- 3). Program will require Grantee discussion of the public's concerns (if any) and Site Visit (if necessary to address), and possible solutions
be included in the quarterly report. Address issues all along the way, as they come up. Show intent to be 'good neighbors', putting
the public's tax money and sticker money towards responsible and responsive Grant administration. Promote good relationships
between the NV Dept of Conservation and Natural Resources / NV OHV Commission and Program and the communities where projects
are being constructed. Can/will NACs to reflect and include this involvement with the Public?

Robyn Orloff

Carson City resident

I 'play' on Prison Hill — all of it including the multi-use south area that includes OHV recreation opportunities.

One foot in each world: I run, mtn bike, and 'ride' my Honda CRF100F dirt bike (awkward, slow, still learning!) ...





Trips into rural Nevada!







From: [Robyn Orloff](#)
To: [Nikhil Narkhede](#)
Cc: [Dominique Etchegoyhen](#); [Matthew Weintraub](#); [Greg D. Ott](#)
Subject: Public Comment for March 30 meeting -- Page 2, Re Sec. 29.
Date: Wednesday, March 29, 2023 3:42:37 PM

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Sec. 29. NAC 490.146 is hereby amended to read as follows:

490.146 1. A grantee shall **notify the Commission in writing when the grantee believes that it has completed a project.**

2. After receiving written notice as described in subsection 1, the Commission will, at its next public meeting, determine by majority vote whether the project has been completed satisfactorily.

3.] submit quarterly reports regarding the project, as directed in the request for grant applications issued pursuant to NAC 490.1335, and shall coordinate a final inspection of the project by the Program before requesting final payment.

2. If the [Commission] Program determines that a project has not been completed satisfactorily:

(a) The **[Commission will] Program shall** inform the grantee in writing as soon as practicable as to what must be done to achieve satisfactory completion of the project; **[and]**

(b) **The Program shall withhold the final payment until the project has been completed satisfactorily; and**

(c) The grantee, after performing the acts that the **[Commission] Program** indicates must be performed, shall resubmit **[its written notice of completion] the final reimbursement request and quarterly report** to the **[Commission.] Program.**

My Comments/Questions re Section 29 above:

1) Would you please clarify for me: if the program 'determines that a project has not been completed satisfactorily' and requires

correction, how will you determine that the project has ultimately been 'completed satisfactorily' 2b? that the Grantee has performed

'the acts that the Program indicates must be performed' 2c? Will the Program re-visit the site to 'check off' the required tasks?

This concerns the Public also, re resolution of concerns they address to the Program, re the grant project.

2). Can such monitoring and expectation for correction be done at any time during the grant, when there is a concern brought to you

by the Public — not just at the project's conclusion?

3). Will quarterly reports reflect and address any Public concerns raised to the Program (that the Program would then bring to the Grantee)?
with similar follow up, site visits as necessary, and 'sign off' as at the completion of the Grant.

My Suggestions:

1). When the Grantee indicates the issue has been corrected, the Program does a follow up site visit to view the acts required to be performed,
and to 'sign off' if satisfactory completion. Include the Public in this site visit, if the issue was brought to the Program's attention by the Public.

2). If there are Public concerns expressed during the course of the project to the Program, the Program will initiate discussion and
arrange Site Visits with the Public, to address and come up with a specific plan of action.

3). Quarterly reports will address the above — and include what actions will be required to resolve these issues. With follow up by
Program with the Public, to 'sign off' on issues. This will be noted in quarterly reports.

4). As an aside, there was a 'Working Group' which was an integral part of the Grant (per Grant application and the supporting NOHVCC

Management Plan and RecConnect Site Assessment: to be active at the outset, during, and ongoing. This group was to serve
as a forum for discussion of ideas for the project, and concerns along the way. At the outset of the project (December 2019 -

January 2020), this Working Group was 'eliminated' — along with its venue for the Public/ Stakeholders (who were multi-users
and OHVers, Neighbors, Carson City staff) to effect any changes (positive and negative) along the way. : > (((

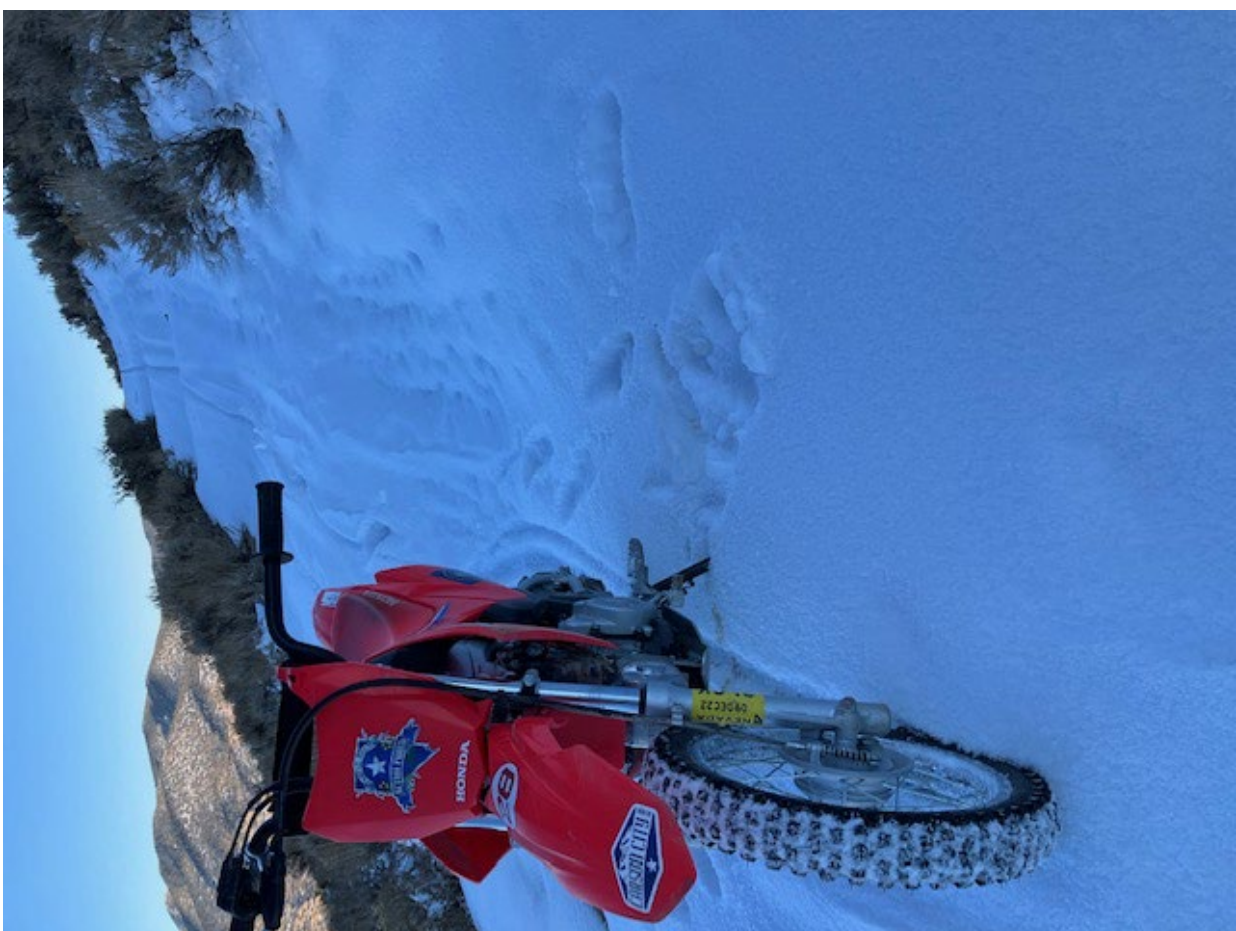
Again, thank you for your time. I know my writing style is difficult to follow. AND, thank you NV OHV Commission (and RTP and NV DCNR) for the Prison Hill OHV Grant Project.

Robyn Orloff
Carson City, NV

Rural Nevada Trip in December — to get away from the snow in Carson City!!!!



East side of the Hill overlooking the River, after the November 2022 storm!
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Rural Nevada Trip in December — to get away from the snow in Carson City!!!!



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To: [Nikhil Narkhede](#)
Cc: [Dominique Etchegoyhen](#); [Matthew Weintraub](#); [Greg D. Ott](#)
Subject: Public Comment for March 30 meeting --- Page 3, re Sec. 4
Date: Wednesday, March 29, 2023 4:37:03 PM

WARNING - This email originated from outside the State of Nevada. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Sec. 4. 1. The Program shall monitor funded projects on a 5-year cycle to ensure maintenance of the projects in accordance with the grant agreements.

My Comments/ Questions:

Below: designated Crawler routes, in Prison Hill's West Basin, along ephemeral stream washes whose floors are narrower than the Crawlers invited into them — with obvious disruption of the 'sand controlled banks and slopes and environs', destruction of intact soil and vegetation. Is this 'mostly bedrock controlled', 'focus on sustainability', 'restoration of natural drainage courses', 'curb the erosion and reclaim existing water impacts', 'rehabilitated to reduce soil and vegetation loss', 'avoid fall-line routes', 'ensure resource protection', 'rehabilitating fall line trails...reduces sedimentation', 'protection of natural resources and encourage open communication and dialogue between all interested parties', 'put drainage back into the natural flow patterns' (then put Crawler routes up these natural flow patterns?

Quotes are from the NV OHV Grant Applications, approved by the Commission. Public concerns were voiced re user impacts in these Crawler Routes in ephemeral stream channels — and documented (in the RCI Study) 6 acres of intact soil/vegetation sections in the 3 Open Areas (total = 32 + 20 acres) — a small part of the OHV project that could have been reassessed and perhaps re-routed/ protected to be consonant with the Grant spirit and language you all approved. Compromise vs Sacrifice. Not needed for connectivity or as a unique feature (other Crawler Routes and Open Area area). Impacts present and predicted in future were documented in the October 2021 RCI (Resource Concepts, Inc) Power Point based on boots on the ground study, presented to Open Space (but not made public) in November 2021. A different conclusion was stated in the final RCI publicly published study (March 2022) — presented to Open Space

Advisory Committee (and Board of Supervisors?).

My Comments/Question:

I wonder who of you walked into the heart (and length) of these Crawler Routes on the West Basin, to see what the Public has been been asking you to assess / evaluate and monitor — and take a stand for protection?

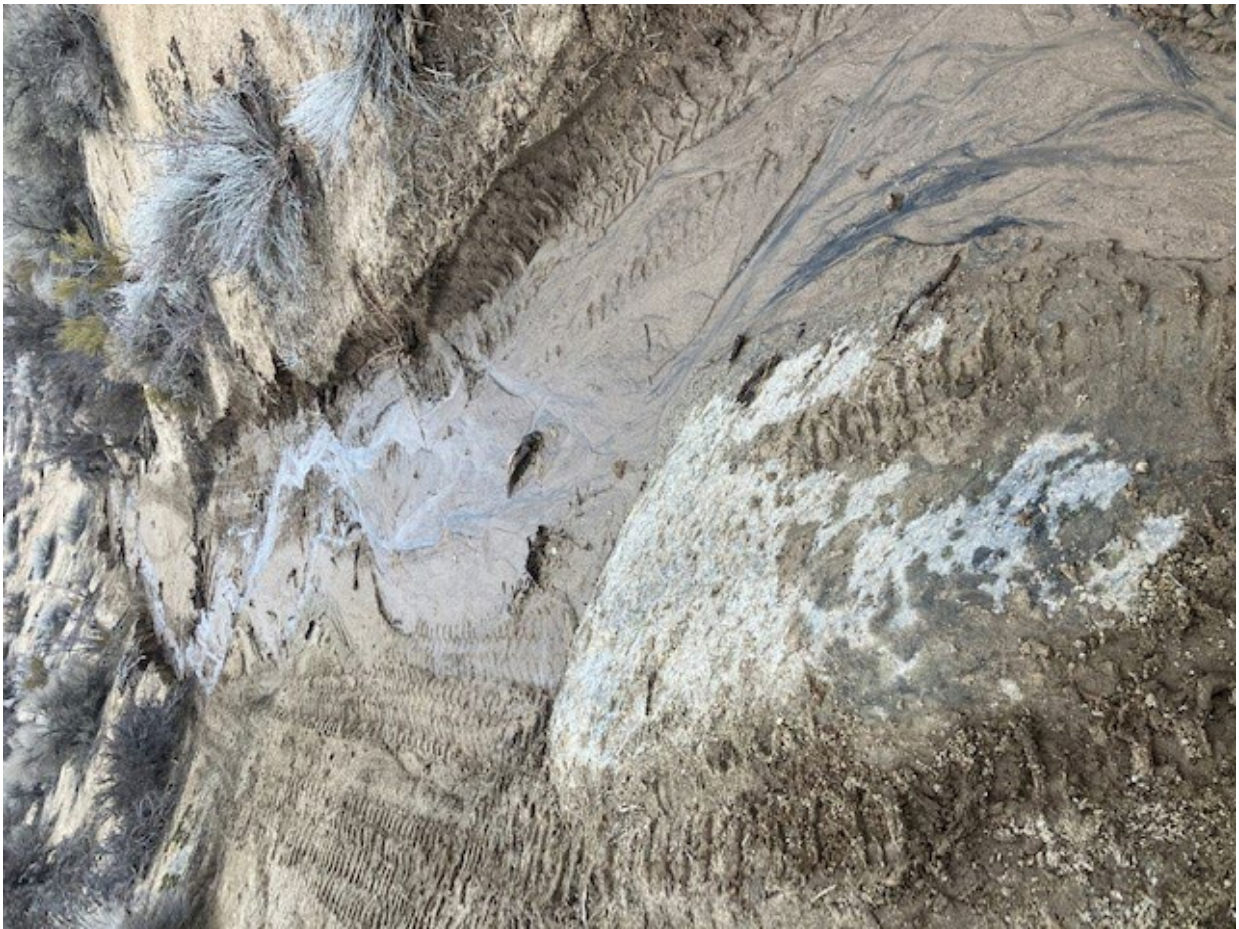
My Suggestions:

I understand that you will be monitoring the progress and maintenance of the Grant Projects, every five years, per above Section 4. Hopefully (per NAC) you will do site visits and evaluate the sustainability and protection of these specific ecosystems, relative to the ongoing use? And I ask that you invite the public on these site visits, so they can take you to their identified areas of impact and concern. **Could this be included in the NAC?**

Designated riding in the narrow wash course (light DG sand), impacts to intact sand controlled adjacent sand banks/slopes and intact vegetation.



Designated riding while ephemeral streams are running in the washes. Disruption of adjacent sand controlled banks/slopes/intact vegetation and sand.



Note: white arrows painted by Crawlers on their chosen routes, per permission by RecConnect, show you the course of the route/in the wash.



Designated route still up the sandy wash, in the wash --- go left as alternative to the (white arrow) route up the 'bedrock controlled' rock outcropping. Disruption to the sandy wash floor, banks, slopes = more erosion/sedimentation downstream, micro topographic changes, visual changes, impacts to Golden Eagle Lane (per conclusions of the RCI

Power Point Study October 2021 —)



Continuing up the wash, again impacts on the sandy wash floor, banks, slopes? Plenty of sand in between the 'bedrock controlled' sections.

Tire Tracks = Erosion = Sedimentation = Filling and Breaching of the several rock basins/dams below as the sediment from this wash rushes down and out to flow into Golden Eagle Lane. Does OHV riding disturb the sand substrate, and cause more sedimentation downstream?

Take a walk from Golden Eagle Lane (start at any of the 4 sand fans are in the road) up the full length of the washes, and see for yourself.



Outflow from Gunslinger wash, heading to Golden Eagle Lane. Sediment filled the rock basin, breached the rock dam.



Outflow from Headlight and Death Wall Crawler Route washes — eroded the road and ‘dug a ditch’ along side it, seeking flow downstream. Filled in w/big rock immediately -- when reported to Public Works: public safety hazard.

Could it be that riding in ephemeral stream washes that WERE narrower than the vehicles designated in them, and in the two designated "Open Freestyle Cross Country Areas" upstream in Headlight Wash, that "allow riding anywhere on the terrain within the boundary signs" — per Know before you Go (Carson City) rules and NOHVCC definition per email, respectively) — is causing more erosion/sedimentation and higher velocity and volume of sand flow downstream, causing this damage?







Dirt bike riding designated in lower Headlight — even in flowing conditions.
Area closed briefly, open when flow still ongoing. And most wash courses were still wet, with pools, or active flowing.



GO a little further south to view Off the Trailer's impacts — even more destructive and dramatic.

Downstream of the designated Open Area Cross Country Area and riding in its washes and its tributaries.

Adverse effects downstream from construction and use upstream?











Thank you for your time. As always happy to take anyone out for a boots on the ground tour in the West Basin designated Ephemeral Stream Wash Crawlers Routes and 3 'Open Free Style Cross Country Riding Areas' (designated in the 6 major washes on the SW slope/ "West Basin". Again, I wonder if your Site Tours with the Grantee and Carson City, included walking up the lengths of the Crawler Route washes and throughout the Open Areas (in the intact sand/vegetated islands — just follow the tracks!).

Robyn Orloff
Carson City, NV