

**STOREY COUNTY
COMMISSION MEETING
MINUTES**

TUESDAY, FEBRUARY 21, 2006, 2:00 P.M.

COURTHOUSE, DISTRICT COURT ROOM, 26 SOUTH B STREET
VIRGINIA CITY, NEVADA

JOHN FLANAGAN, CHAIRMAN
GREG HESS, VICE CHAIRMAN
BOB KERSHAW, COMMISSIONER

HAROLD SWAFFORD
DISTRICT ATTORNEY

SHERIFF
JAMES G. MILLER

RECORDER/AUDITOR
MAGGIE LOWTHER

CLERK/TREASURER
DOREEN BACUS

CALL TO ORDER. 2:00 P.M. The meeting was called to order by Chairman Flanagan at 2:00 P.M.
PRESENT: Chairman Flanagan, Vice Chairman Hess, Commissioner Kershaw, D.A. Swafford, Recorder/Auditor Lowther, Clerk/Treasurer Bacus, Marilou Walling, Pat Whitten, Gary Hames, and Sheriff Miller.

ABSENT: Richard Bacus and Dean Haymore.

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT

John Hubbell of Stagecoach presented a written request for the board to review or consider for the reopening of Six Mile Canyon road.

1. Schedule a joint meeting between Storey County Commissioners and Lyon County Commissioners, as soon as possible.

2. Put together a joint agreement to share all expenses occurred between the two counties, Storey and Lyon.

3. Put together an agreement to share all funds received for repairs to the road by any Federal or State Agencies.

4. Petition State Legislators and NDOT to make this an Alternate 341.

Example: State Hwy. 50 - Alternate 50

State Hwy. 95 - Alt 95

Further NRS 241.020(5) defines what is considered an emergency. I think this meets the requirement and can be added to today's agenda for discussion without the three-day notice.

Commissioner Hess advised Mr. Hubbell that Storey County has tried everything to get Lyon County to cooperate with the continued maintenance of Six Mile Canyon Road and haven't gotten

anywhere.

Pat advised Mr. Hubbell and the board that he had talked to the Lyon County Manager last week and they are in the process of drafting a joint agreement for Six Mile, also he has spoken to DEM and there could be funds available through that agency to repair what is considered major rural collector roadways, both Six Mile and Canyon Way.

CONSENT AGENDA

(All matters listed under the consent agenda are considered routine, and may be acted upon by the Board of County Commissioners with one action, and without an extensive hearing. Any member of the Board or any citizen may request that an item be taken from the consent agenda, discussed, and acted upon separately during this meeting.)

APPROVAL OF AGENDA FOR FEBRUARY 21, 2006.

APPROVAL OF MINUTES FOR FEBRUARY 7, 2006

CORRESPONDENCE

DISCUSSION/ACTION: MAP APPROVAL FOR MAPS TO BE RECORDED (none)

DISCUSSION/ACTION: Approve sale/disposal of county surplus property with minimal value.

SPECIAL EVENTS: (1) VC Chamber of Commerce 15th Oyster Fry, Bucket of Blood Parking Lot, March 18, 2006 from 8:00 a.m. to 6:00 p.m. submitted by Jet Aguil

(2) VC Chamber of Commerce 24th ICS Chili Cook -Off May 6, and 7, 2006 7:a.m. - 6:00 p.m. Bucket of Blood Parking Lot, also peoples choice in various businesses. Parade on May 7, 2006 and pinatas, submitted by Jet Aguil.

Marshall McBride was present representing the chamber and advised the board that parades for these events will be on Sunday. He also informed the board that there will be no guns fired during the parades. B Street in front of Pipers will be closed for one hour each day for the Chili Cook Off for the kids to have pinatas.

PLANNING COMMISSION MINUTES JANUARY 19, 2006.

Flanagan # 2006-34 Special Use Permit - The Flanagans are requesting a setback variance for a new garage to minimize the intrusion into the existing driveway, at 126 West Taylor Street, Virginia City. Flanagans presented maps, drawings and photographs of the project. They also presented a copy of the C of A from the Historic Commission.

Austin Osborn moved to approve the permit #2006-34, seconded by Brookins and carried.

LICENSING BOARD:

FIRST READINGS:

1. **B & E Bames Family Do. , LLC, auto glass repair, out of county license.**
2. **Boney Horse MFGD HSNG SET-UP, out of county license..**
3. **Inerlake Materil Handling Solutions, Storage Racing Installer, out of county license.**
4. **MFG Housing Sales and Construction, submitted by Keith J. Banz, contractors license.**

END OF CONSENT AGENDA

Commissioner Hess moved to approve the consent agenda, seconded by Kershaw and carried.

STAFF REVIEW/COMMITTEE REPORTS

Marilou advised the board she has received the preliminary budget figures from Department of Taxation but the deferred numbers are not in yet.

DISCUSSION ACTION: Mike Klug-Nevada Division of Forestry Inter-local Agreement between NDF/Storey County Fire Protection District and Storey County..

Pat advised the board that the staff and the D.A. have reviewed the agreement and staff recommends approval.

Commissioner Hess moved the agreement is approved, seconded by Kershaw and carried.

DISCUSSION/ACTION: Clarification of retirement buyout cost.

Commissioner Hess moved to approve \$68,574. Retirement buy out for Richard Bacus, seconded by Kershaw and carried.

DISCUSSION/ACTION: Mimi Patrick/St. Mary's Art Center regarding cultural corridor.

Mimi Patrick introduced Linda Nazemian, executive director of St. Mary's Art Center who explained the Nevada Heritage Arts & Cultural Corridor, their partnerships and visions and asked for the Board of Commissioner's support in the form of a resolution to be attached to their application for a grant application.

Commissioner Kershaw moved that the D.A. draft a resolution to this effect for adoption by the board at their meeting of March 7, 2006, seconded by Hess and carried.

DISCUSSION/ACTION: Connie Butts regarding flooding problems for the downstream section of the Truckee River in Storey County.

Connie Butts and Dennis Miller presented a map of the area and described the proposed elevated walkway area along Rainbow Bend. The walkway will be about one foot high and six feet wide and provide one additional foot of flood protection for the Rainbow Bend area. There will be some benching at McCarran and raise the bridge at Painted Rock to above the 100 year flood line. This appears to be the best proposal so far for the flood plan for that area Mr. Miller added and asked for the Board's endorsement of the plan prior to it being submitted to the Army Corps of Engineers. The Corps could change some of the proposal, however the board needs to endorse it prior being submitted.

Kershaw remarked that it looks good to him and that the people of Rainbow Bend have no objections to the plan. Commissioner Hess moved to endorse the plan, seconded by Kershaw and

carried.

DISCUSSION/ACTION: Appoint auditors for fiscal year 2005/2006.

Marilou recommended the Pringle & Pollard be retained as outside auditors for the county.

Commissioner Hess moved to reappoint Pringle and Pollard, seconded by Kershaw and carried.

RECESSED TO WATER BOARD

Board members for the Water Board are the Board of Commissioners

DISCUSSION/ACTION: SECOND READING OF ORDINANCE 06-199 AN ORDINANCE AMENDING THE STOREY COUNTY CODE BY AMENDING PORTIONS OF CHAPTER 13: RELATING TO WATER AND SEWER CONNECTIONS.

District Attorney Swafford read Ordinance 06-199 for the second time. Commissioner Hess asked for clarification of section 13.20.095 relating to family members and number of service connections permitted to be issued, specifically referring to his father and himself. Swafford explained that it would not apply since each connection has to be to a secured piece of property. If Greg Sr. owns a lot and applies for a connection for that specific lot and Greg Jr. has a lot and applies for a connection for that specific lot that would not fall under the two service connections in relation to family members.

Commissioner Hess moved to approve the ordinance, adding that it can be amended if necessary, seconded by Kershaw and carried.

THE REGULAR MEETING IS REOPENED, with all present as before.

DISCUSSION/ACTION: Approval of Claims payroll in the amount of \$215,499.80 and warrants in the amount of \$177,747.58 were approved upon motion by Hess seconded by Kershaw and carried.

LICENSING BOARD:

SECOND READINGS:

1. St. Mary's in the Mountains' Mad Monk's Wine Cellar, submitted by Nick Nicosia, off sale liquor license. Sheriff Miller, recommended approval, seconded by Hess and carried. The Sheriff is a member of the Liquor Licensing Board and therefore this license needs a separate action.

2. Scott Burrell, Fathers Stone Care, LTD Janitorial Service Home Business, Janitorial Service. APPROVED.

3. Ellen L. Hayes, The Fence Factory Inc, Contractor-fence/metal bldg erector, contractor. APPROVED.

4. Michael McGuinness, McGuinness Construction, Contractor-res/sm comal, contractor-res/sm comal. APPROVED

5. Michael H. Kares, Coast to Coast Installations, Inc. Contractor-Rack Installation. APPROVED

6. Robert J. Martini, Martini Custom Finishes, Home-furn repair/finishing. CONTINUED

7. Joseph Hensler, Teampower Forklifts, Contractor - sales/service/parts. APPROVED

8. Russell St. Clair, The St. Clair Affect, Finish Artist, home business. APPROVED

9. Stephen E. Guevin, Silver State Ventures, Inc. Consulting - fie, out of county. APPROVED

10. Christopher L. Martin, Edge Communications, Inc. Contractor, Communications Installation. APPROVED

11. Dann G. Burke, TACHIKARA USA, INC. IMPORT/WAREHOUSE, General Import WHSE. APPROVED

12.. Schweitzer Building & Remodeling, submitted by Brent Schweitzer of Zephyr Cove, NV, building and remodeling residential. DENIED

13. Lambertson Industries, submitted by Theodore Lambertson of Sparks, located at TRI, stainless steel kitchen equipment. CONTINUED

14. .Rivers End Holdings, LLC, submitted by Gigi D. Trende of Hopkins, MN. General, wholesale distributor of imprint able sportswear. APPROVED

15. Comstock Real Estate Services, change of location. APPROVED

Commissioner Hess moved those licenses be approved, continued or denied as noted, seconded by Kershaw and carried.

Lorraine advised the board she had correspondence that she had neglected to mention under correspondence on the agenda. 1. A letter received in the Clerk's office on 2/21/06 from James M. Walsh, Esq. representing Azores Development, the owner of certain unimproved lots in Virginia City, regarding review of Storey County Code 15.12.050 limiting building permits to 13 per year, and a study of the water availability and sewer capacity for Virginia City, the basis for the limitation of only 2 permits being issued to any one builder per year.

This letter was referred to the District Attorney for review and response.

2. A letter from Steve Ayer requesting the abandonment of a portion of N Street between Sutton and Mill Street.

This letter was referred to Dean Haymore for review and response.

PUBLIC COMMENT

BOARD COMMENTS

Bob Kershaw advised the Board he and Pat Whitten will meet with BLM next week to discuss available land for expansion of the sewer plant. He further stated that he, Pat, Jim, Gary and Vince Griffith met with TRI partners. Also, the senior center at the river will be open this summer.

Lorraine advised Commissioner Kershaw and Connie Butts that a map needs to be filed to designate the boundaries of the Canyon General Improvement District if they want to include the Lockwood Trailer Park in the GID, it will require a boundary change for the voting precinct. The map should have been filed at the time the park was made a part of the CGID. Changes in voting precincts in election years are very time sensitive and must be submitted to the Secretary of State for approval.

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There being no further business before the board, the meeting was adjourned at the call of the Chair.

Respectfully submitted

BY 
Lorraine DuFresne
Clerk to the Board