

**STOREY COUNTY
COMMISSION MEETING
MINUTES**

TUESDAY, MAY 2, 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. 2:05 P.M. By Chairman John Flanagan

Present: John Flanagan, Bob Kershaw, Harold Swafford, Maggie Lowther, Rich Bacus, Pat Whitten, Marilou Walling, Doreen Bacus, Dean Haymore, Greg Hess, Sheriff Miller, and Gary Hames.

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT: None

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 MAY 2, 2006.

APPROVAL OF MINUTES FOR APRIL 4, 2006 (TENTATIVE BUDGET HEARING) AND APRIL 18, 2006.

Maggie Lowther asked that the minutes from April 18th, 2006 be amended to show the following information under warrants: Labor for furnace installation at Lockwood Senior Center in the amount of \$3,300.00

-CORRESPONDENCE

DISCUSSION/ACTION: MAP APPROVAL FOR MAPS TO BE RECORDED None

SPECIAL EVENTS:

1. Cora's Coffee application by Larry Ryan for a Bluegrass on the Comstock concert at Miner's Park July 14, to July 16th, 2006 from noon to 8:30 p.m. Saturday and Sunday 15th at 11:00 a.m. to 5:00 p.m. Sheriff Miller asked that he check with Cindy Willey regarding a liquor license. APPROVED

2. Rod Hall Events application by Rod Hall for trail rides for Hummer owners in the Virginia City area on May 20 and 21 from 9:30 a.m. to 4:00 p.m. No one was present to represent the event. Sheriff Miller will call Mr. Hall to check on the status of the event and to inform him the route will have to change due to Six Mile Canyon being closed. CONTINUED

3. Ferrari Club of America application by Dennis Chiodo for the 2006 Hillclimb at Virginia City, September 16 and 17, 2006. Sheriff Miller has no problems with the event. APPROVED

4. OBR Mustang application by Troy Regis, Best Breast in the West event at the Old Bridge Ranch on June 3, 2006 from 1:00 p.m. to 10:00 p.m. Troy Regis was present representing Dave Burgess. Sheriff Miller asked that the name of the event be changed on the application. He felt that it wasn't professional. He asked that the band be done by 10:00 p.m. as well. Mr. Regis objected to the name change stating that it was his constitutional right. Sheriff Miller agreed to sit down with Mr. Regis and discuss the matter further. APPROVED

5. Comstock Civil War Reenactors application submitted by Izabella Hunt -Jones, three train battles on Saturday and Sunday, one street battle on Monday September 2,3, and 4, 2006, camp Virginia City as a whole. Rich Bacus agreed to allow the group to camp at the park. He asked that Izabella Hunt-Jones meet with him to work out the details. Marilou Walling asked that they provide the insurance needed. APPROVED

PLANNING COMMISSION MINUTES OF APRIL 20, 2006 WILL NOT BE APPROVED UNTIL MAY 4, 2006 AND WILL APPEAR ON THE AGENDA FOR THE MAY 16, 2006 MEETING.

PLANNING COMMISSION MINUTES OF APRIL 6, 2006.

QUAM, Mark & Deborah #2006-048 Variance – *Request for reduced setback from 8' to 5'.*

Mark Quam presented a map to the board. Letters from two neighbors were referenced; none in opposition. Austin Osborne made a motion that Variance Request 2006 -048 be approved; Lydia Hammack seconded the motion, and it was carried.

NEXTEL #2006-039 Special Use *Silver Street installation, they now want to install it behind the Building Department, across the from the Ice House.* Jim Louie was present from Nextel. Dean Haymore had requested that they upsize it for a third carrier. The diameter at the top of the pole will be 24 to 26 inches. The stipulations set forth by Dean Haymore were that it be upsized for

three carriers; that Nextel have a contract with a flag pole company, and that the flag will have a light on it and be well maintained. He wants this language included in the lease agreement. Lydia Hammack made a motion that Special Use #2006 -039 be approved; Bret Tyler seconded the motion, and it was carried.

LAUGHLIN, CHANDLER A. #2006-044 Parcel Map – *Parcel 3 to 3-A & 3-B. By the Storey County water tanks for Silver City.* Mr. Chandler presented a map to the board members and explained the details of his request. Motion was made to approve #2006-044; seconded, and carried.

CHRISTENSEN, CLYDE A. "TONY" #2006-047 Parcel Map – *PR-2005-1 TO PR 2006-1 & PR 2006-2 in the Painted Rock area.* Mr. Christensen presented a map to the board members and explained the details of his request. Motion was made by Larry Prater to approve #2006-047 with the addition of a statement that access be granted by the Truckee -Carson Irrigation District; seconded by Austin Osborne, and carried.

LICENSING BOARD

FIRST READINGS:

1. Fernley Electric – Out of County
2. Horsin' Around – Woodworking - Virginia City
3. Casco Equipment Company – Out of County
4. Wachter Network Services – Out of County
5. Reno Ironworks – Out of County
6. Lumos & Associates – Out of County
7. LG Constructors – Out of County
8. J/B Enterprises, Inc. – Out of County

END OF CONSENT AGENDA

Consent Agenda approved upon motion by Commissioner Hess, seconded by Commissioner Kershaw and carried.

DISCUSSION/ACTION: CONTINUED FROM MEETING OF APRIL 18, 2006
PLANNING COMMISSION APPEAL- EATON, JOHN C.- VARIANCE REQUEST
FOR REDUCED SETBACKS AT 450 SOUTH E STREET, VIRGINIA CITY, NV.
Dean Haymore presented the changes made to the map. He addressed Mr. Bares concerns with the size of the lot compared to the size of the home being built. Mr. Bares' home is within 300 feet of the lot in question. The historical barn is to be saved. Commissioner Hess asked it be sent back to the Planning Commission. Dean Haymore will notify the necessary people.

STAFF REVIEW/COMMITTEE REPORTS

Rich Bacus met with BLM to discuss the land around the sewer plant. Commissioner approval needed for the application. An engineer will also be needed to look at the possibility of expansion. Commissioner Hess talking with people at BLM about phasing in the project. Rich Bacus stated that it should not be any problem with moving the dirt to the ball field.

Dean Haymore expressed concerns about a “stop work order” that has been issued and ignored. He asked that the DA step in. He discussed the use of fencing to surround storage for businesses that has several acres to enclose. The CC&R’s overrule the county ordinance and are to be followed.

Dean Haymore said that the county is likely to be audited in 3 -4 years after the flood. Keeping track of the funds coming in and going out is very important to help in the aid of the auditing process.

Marilou Walling updated the commissioners on the Community Development Block Grant. The county received two; one for the wastewater treatment plant in the north county and one for a PER and video inspection for the wastewater treatment plant in Virginia City. NCED has approved the grants and they are now waiting approval from the Governor.

Pat Whitten informed the board of the prompt decision from the DA that required the county to hold a public hearing regarding the bikeway. A public hearing has been set for May 24th at 6:00 p.m. at the Rainbow Bend Clubhouse. An hour has been allotted with the Town Hall meeting to begin at 7:00 p.m.

Pat Whitten is requesting a full audit of the fees Sierra Pacific is charging Storey County residents. Noting that there has been many in discrepancy in the fees being charged. He informed the board that on May 22nd the ground breaking for the new Sierra Pacific plant will take place.

Joe Curtis has made National Incident Training available to the county departments in two sessions. In order for the county to continue to receive grants the training must be completed. Gary Hames spoke encouraging all departments to participate. Stating how important each department’s role is in a disaster situation. The sessions will be held May 23rd & 31st from 9:00 a.m. to 1:00 p.m. Two people from each department need to attend.

The next commissioners meeting will be held on May 15th at 2:00 p.m. in order to review the final budget.

Pat Whitten asked for the approval of the part-time position of Vanessa Dixon going full time starting May 8th, 2006 instead of the original date of July 1st. Commissioners gave their approval.

DISCUSSION/ACTION: Six Mile Canyon Road repair and funding options. Sheriff Miller expressed his concern in providing service for Mark Twain residents. Commissioner Hess would like to see stickers go on vehicles at a price of \$300 for vehicles that were not local residents or didn’t work in the county. After meeting with NDOT Pat Whitten informed the board that they can not help the county. It is recommended that very aggressive traffic laws are enforced or the road should remain closed.

The general fund is going to have the hit in paying for the repair of the road. Public Works Department is going to perform the work rather than an outside contractor. The road must be complete by June 31st, 2006 in order to receive 100% reimbursement from the government.

Rich Bacus believes he can have the road fixed by the June 31st deadline for the price of \$150,000.00. He will need to hire more help and rent extra equipment.

Several residents of the county expressed their concerns regarding the road being reopened. Charlie lives on Six Mile at R St. and has concerns about the flow of traffic on the road. States the traffic regularly flies by his home and passes on the double yellow line. Other residents have been impacted by their children in school. They are having to drive through Dayton to get their children to school or to practice/games.

Rich Bacus is to be granted no more than \$150,000.00 to do the repairs on Six Mile Canyon. The canyon will be open to emergency, school, and local traffic. A \$ 300.00 sticker can be purchased once a year for non local vehicles wishing to use the road. A fine of \$500.00 will be charged to all drivers caught in the Canyon without a sticker or proper identification. Sticker fees and fines are to go into a special fund for the maintenance of Six Mile Canyon. Approved upon a motion by Commissioner Hess seconded by Commissioner Kershaw and carried.

DISCUSSION/ACTION: Susan Sutton - VCCTA, Susan Hass, Office of the Lt. Governor, and Larry Freedman-NCOT Tourism Cares Presentation. Susan Sutton discussed the option of Virginia City receiving 200 -400 volunteers to work on a tourist attraction for one weekend. Susan Sutton was part of the team that helped in New Orleans and feels it is an amazing program that our town could greatly benefit from. Susan Hass and Larry Freedman were in New Orleans as well, they are a part of the committee pushing to get the project in Virginia City. The committee feels there is a strong possibility that we will see the volunteers in 2 -3 years. Possible locations for the work team include to 4th Ward School, Piper's Opera House, and the cemetery. A resolution may be required at a later date. It will be vital to create focus teams and have a complete work schedule.

DISCUSSION/ACTION: Approve TRI audit report for fiscal year 2004/2005. Item removed from the agenda upon motion by Commissioner Hess, seconded by Commissioner Kershaw and carried.

DISCUSSION/ACTION: Approval of Claims
Warrants: \$135,497.75
Payroll: \$246,616.29
NACO Conf. on Mining Law for Maggie \$470.00

DISCUSSION/ACTION: Treasurer's Report for March 2006. Treasurers Report: \$960,233.70 Net Balance

Affidavit of Mailing of Delinquent Tax Letters:

2 year delinquent notices:

16 sent, 5 returned, 1 undeliverable

1 year delinquent notices:

390 sent, 36 returned, 7 undeliverable

Claims and Treasures report approved upon motion by Commissioner Kershaw, seconded by Commissioner Hess and carried.

DISCUSSION/ACTION: First Reading of Ordinance 06-200 Amendment to Chapter 8.10 Waste Management of Storey County Code to update language to operate in conjunction with subsequently enacted Nevada Revised Statutes.

LICENSING BOARD:

SECOND READINGS:

1. Agate, Inc.,-Out of County Contractor APPROVED
2. American Enterprise Properties LLC- Out of County Janitorial Service APPROVED
3. Eagles Crest, Inc. Out of County Contractor APPROVED
4. Got H2O-Home business (Truck Rental) APPROVED under the condition that they only operate one truck.
5. Jeter Construction - Out of County Contractor APPROVED
6. Nowling Construction, Inc. Out of County Contractor APPROVED
7. R & N Electric, Inc., Out of County Contractor APPROVED
8. The Wright Stuff - home business APPROVED
9. Trammel Crow Company Construction Services, Inc., Out of County Contractor APPROVED
10. UPA GROUP LC - Out of County Contractor APPROVED
11. VC Highlands Construction APPROVED
12. Village Builders of Nevada, Inc., Out of County Contractor APPROVED
13. Western Publishing & Sales - Home Business APPROVED
14. FOREVER AGO BATH & BODY - General Retail/VC CONTINUED
15. HARCO TRUCKING, LLC - General/trucks for hire/Mustang Road CONTINUED

PUBLIC COMMENT

Nick Nicocia would like to know when the road will be fixed in front of the church. Commissioner Hess informed him that it was most likely to happen after the train comes through.

BOARD COMMENTS

Commissioner Kershaw:

Sponsorship is needed to complete the community center. Sponsors will receive a plaque on the wall in return.

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There are so many good things going on in the community that people need to be recognized for their efforts.

ADJOURNED At 4:00 p.m. by Chairman Flanagan

Respectfully submitted

By _____
Vanessa Dixon