

**STOREY COUNTY
COMMISSION MEETING
MINUTES**

TUESDAY, JUNE 7, 2005, 2:00 P.M.

DISTRICT COURTROOM, COURTHOUSE 26 SOUTH B STREET
VIRGINIA CITY, NEVADA

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

DISTRICT ATTORNEY
HAROLD SWAFFORD

SHERIFF
JAMES G. MILLER

RECORDER/AUDITOR
MAGGIE LOWTHER

CLERK/TREASURER
DOREEN BACUS

The meeting was called to order at 2:00 P.M. by Chairman Kershaw.

PRESENT: Chairman Kershaw, Commissioner Flanagan, Commissioner Hess, Pat Whitten, Budget Director, Marilou Walling, Administrative Assistant to the Board, Dean Haymore, Building/Planning, District Attorney Harold Swafford, Gary Hames, Fire Chief.

ABSENT: Rich Bacus, Public Works Director and Doreen Bacus, Clerk/Treasurer.

•PLEDGE OF ALLEGIANCE

•PUBLIC COMMENT Karen Woodmansee advised the board the 4th of July Parade will be held on the 4th at 12:00 noon.

Susan Sutton reported that the VCCTA is collecting donations for the 4th fireworks. The total cost is \$15,000, and they have collected \$5,000. The ad co-op has indicated they will pick up the balance. She further reported that they have met with Hugh Roy Marshall for use of his property for the fireworks. The board advised Susan to check with the Sheriff and Fire Chief for any special things that they may require.

John P. Sande IV, representing John Schafer, regarding the application for name change from Mark Twain Museum of Memories to the Mark Twain Museum and Books.

Chairman Kershaw advised Mr. Sande this matter will be discussed at the meeting of June 20, 2005.

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 JUNE 7, 2005. Chairman Kershaw moved NDOT presentation to right after the consent agenda and Marilou requested that Carol Ingalls be moved to right after NDOT. Marilou requested that Ron James request for public input on Engine #27 be continued to June 20, 2005 and the request of James. **APPROVAL OF MINUTES FOR MAY 16, 2005 AND SPECIAL MEETING OF MAY 24, 2005.** Minutes were approved upon motion duly made seconded and carried.

-CORRESPONDENCE

DISCUSSION/ACTION: MAP APPROVAL FOR MAPS TO BE RECORDED

Dean Haymore presented a map for shared easements for a driveway submitted by Tami Migan for Parcel 2-031-35 Lot 4-B, 950 South F Street. Migan has purchased a lot from Larry Clewell. There are issues with the sewer easement as well as the driveway. Dean will have the map corrected and signed off by all property owners involved and resubmit the corrected map for approval by the board.

Dean presented four record of survey maps for TRI project #2005-393 a division of parcel 2005-2 to PCL 2005A, 2005-2B, 2005-2C and 2005-2D portions of Section 2 & 11 T.19N, R.22E., and Project #2005-394 a division of parcel 2005-1 to 2005-1A, 2005-1B portions of Sections 1 & 2 T.19N., R22E., and Project 2005-395 a division of parcel 2005-17 to 2005-17A and 2005-17B portions of the NE 1/4 of Section 34 and the West 1/2 of Section 35, T. 20N., R22E. And Project # 2005-396 a division of parcel 2005-6 to 2005A and 20056K portions of Sections 2 & 3 T.19N., R22E., and portions of Sections 34 & 35, T. 20N., R.22E., (see file for more detailed information of maps).

DISCUSSION/ACTION: SPECIAL EVENTS

1. Virginia City Chamber of Commerce, contact person Larry Ryan, Virginia City Blue Grass

Concert at Miner's Park July 16 and 17, 2005. Saturday, July 16, 10:00 a.m. until 8:30 p.m., Sunday 10:00 a.m. until 3:00 p.m. Set up will start at 8:00 a.m. each day with music from 10 to 8:30 Saturday and 10 to three: p.m. Sunday. Special Events application signed off on by Gary Hames, Fire Chief May 5, 2005 and Rich Bacus, Public Works Director May 9, 2005.

Commissioner Flanagan moved to approve the concert, seconded by Hess and carried.

2. Eleven Cav MC, Bill Leary Christmas in June Toys for Tot's, June 12, 2005, Miners Park from 9:00 a.m. to 6:00 p.m. Barbeque, poker run, Liquor by Wild Horse Saloon in Park Parking Lot - Beer only no bottles, live band from two to 6:00 p.m.

This item incorrectly appeared on the agenda under first readings for business

licenses and was moved to Special Events by the board.

Commissioner Hess commented that it does not meet the 45-day requirement but that he doesn't see a problem. Commissioner Flanagan moved to approve the poker run, seconded by Hess and carried.

LICENSING BOARD:

FIRST READINGS:

1. Mark Twain Museum and Books, submitted by Joe Curtis, name change, from Mark Twain Museum of Memories, 111 South C Street, Virginia City, NV
2. Chollar Mansion Bed and Breakfast, submitted by Gena K. & Jeffrey Wood of Virginia City Bed and breakfast located at 565 South D Street, Virginia City.
3. Mill Creek Trading Post, submitted by Nancy and Tom Hinds of Gold Hill for gift shop at 164 South C Street, Virginia City.
4. O'Reilly's Discount Leathers of Virginia City Inc. submitted by Randy Hoit for a retail sales of motorcycle leather apparel & gifts.
5. Andrew Systems Inc. submitted by Kenneth Carter of Marietta, GA, C40 designated for communication systems installation & testing.
6. Z7 B-General Building submitted by Walter M. Lee of Reno, NV.
7. Fintech Precast, Inc. precast concrete wall erection, submitted by William D. Hunter of Redding, CA.
8. ALCAL-Arcade Contracting, Inc. General Contractor, insulation sub contracting, submitted by Sam Van Galder of Hayward, CA.
9. Sierra Fire Systems, contractor, sales, installation & service of fire detection systems, submitted by Axel Davis of Reno.
10. Rotter & Dorr Professional, Corp, out of county, civil engineering, submitted by Kenneth L. Dorr of Carson City.
11. Western States caulking, general contractor, caulking warehouses, school and commercial buildings, submitted by Jay Hammond of St. George, UT.
12. Northern Nevada Lath and Plaster, contractor lath & plastering to the exterior/interior of residential & small commercial buildings, submitted by Irvin T. Henry of Reno.
13. Mr. "Bob's", handyman license application, home business, submitted by Joseph R. Gonzalez of Virginia City.
14. Spriet & Sons, contractor septic systems and garages, submitted by Frank Spriet of Winnemucca.
15. Diede Construction, Inc. general contractor, commercial and industrial, new metal buildings, mini storage, etc. submitted by Steven L. Diede of Lodi, CA.
16. Mountain Top Trading Company, submitted by Michael Huck of Reno, retail sales located at 54 N C Street #6-10.

John Schafer stated that he would like to discuss the first reading of the name change application for the Mark Twain Museum of Memories. Chairman Kershaw advised Mr. Schafer that the board is not a stranger to business name disputes and that the matter will be discussed at the meeting of June 20, 2005.

DISCUSSION/ACTION: MAY 19, 2005 PLANNING COMMISSION MINUTES
Minutes of the Planning Commission Meeting of May 19, 2005 will not be approved by the board until after this agenda is posted and will appear on the agenda for June 20, 2005 meeting.

END OF CONSENT AGENDA

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

DISCUSSION/ACTION: Dennis Taylor, Department of Transportation regarding annual work programs and statewide transportation improvement program.

Susan Martinovich, Deputy Director introduced staff from Planning, Program Development, and District 2 and presented the 2006 proposed Transportation System Projects with hand outs of the projects plans.

Commissioner Hess asked if USA Today Highway is going to be added to the highway system. Susan answered NDOT is not entertaining the taking on of a new road at this time. They have helped with the rights of way and planning but it will not be a part of the system.

Marilou Walling requested NDOT consider installing a stop light at SR341 and Highway 50 East intersection. Susan advised her that they will consider the request but that sometimes a stop light causes more problems.

Commissioner Flanagan asked what the schedule for paving in Gold Hill would be? Susan replied that they would start in early spring and try not to impact on tourism.

Chairman Kershaw asked if and when Exit 22 off I-80 will be repaired. Thor advised Kershaw that it has been taken off the repair schedule at this time, but that he will look into it.

Bradley Bryant commented that the sign on Exit 22 is in the worst possible place.

Dean commented that the Street Light enhancement program is ongoing and that both sides of "C" should have lights this year. There will be signs on I-80 identifying the road to the landfill.

Joe Curtis thanked NDOT from the entire community for the excellent job by the local maintenance crew for all of their fine work and cooperation.

Gary Hames thanked NDOT for the high resolution photos given to the Fire Department.

Commissioner Flanagan moved to approve the 2006 Transportation Systems Projects for Storey County, seconded by Commissioner Hess and carried.

DISCUSSION/ACTION: Carol Ingalls, Nevada Insurance Pool, approval of property and liability insurance coverage for Storey County.

Carol advised the board that the net increase is about 7 percent for the property and liability coverage, and that in addition, beginning in September, the county will have coverage for pollution legal liability coverage.

Commissioner Hess moved to approve the insurance coverage as submitted, seconded by Flanagan and carried.

DISCUSSION/ACTION: Dana Wooley and Vickie Beaupre amendments to the Storey County's regulations establishing immunization requirements, time limits and schedules for school enrollment.

Dana and Vickie addressed the board and submitted an amendment to the County's regulations establishing immunization time limits and schedules for school enrollment for children from early childhood and K-12.

Commissioner Flanagan moved to approve the amendment, seconded by Hess and carried.

DISCUSSION/ACTION: Resolution 05-203 Ratifying Fire Chief's Execution of the Nevada Fire Mutual Aid Agreement.

Commissioner Flanagan moved to approve Resolution 05-203, seconded by Hess and carried.

DISCUSSION/ACTION: Revise Business License Ordinance to provide for a fee schedule to be set by resolution instead of amendments to the ordinance. **CONTINUED TO JUNE 20, 2005.**

Pat advised the board there will be some streamlining done with the business license ordinance and that all out of county licenses will be automatically approved, general business licenses will go through the Building Department, Sheriff's Department will keep liquor, brothel, gaming, and cabaret. Fees will be increased from \$25.00 to \$100.00.

•STAFF REVIEW/COMMITTEE REPORTS

Pat Whitten informed the board that NEXTEL has their COW activated as of last Friday and the county will switch all cell phones to NEXTEL. Pat further advised the board that NEXTEL will offer all county employees to participate in the program.

Marilou advised the board she will be on vacation from June 10 through 17.

Commissioner Flanagan indicated he had no objections to the vacation requested by Marilou.

Dean informed the board he has his new car.

Lorraine reported that the cleanup letters have gone out and as of this date there are no hearings set and asked direction on having offending materials removed if Public Works is too busy to do it. Commissioner Hess advised her to contact one of the commissioners prior to having someone remove the stuff.

Dean said there are cleanup people in Carson City and Reno that will take care of dog droppings, weeds, and trash.

Lorraine asked him to get her the name and addresses of these people.

At this time 3:10 p.m. Chairman Kershaw called a ten minute break.

The meeting was called to order by Chairman Kershaw at 3:25 p.m. with all present as before.

DISCUSSION/ACTION: Approve engineering costs and/or other related costs for the bridge abutments at the Patrick site from Mustang Bridge location a.k.a. Hafed, a.k.a. Bailey Bridge. Presentation by George Georgenson of CSA.

Commissioner Flanagan moved to approve up to \$20,000. for engineering and other related costs for the bridge abutments, seconded by Kershaw, Hess abstained, motion carried.

DISCUSSION/ACTION: Request by Jim Collins regarding a commercial water and sewer hook up for a building at 226 North B Street, Virginia City.

A commercial water and sewer hook up for commercial use is decided by the board. Jim Collins advised the board he plans to build three apartments and pay for one hook up

fee for the building on the south side of his office at 226 North B Street, Virginia City. This area is zoned commercial/residential and the building will be located on the lot to provide for off street parking for the apartments.

Commissioner Flanagan moved to approve the water and sewer hook up for Collins, seconded by Hess and carried.

DISCUSSION/ACTION: Joe Curtis and Larry Casey regarding State Homeland Security updates.

There was considerable discussion regarding Homeland Security and the true needs of this

County not based on population. Mr. Casey stated that the county will need to pony up \$680.00 to become a part of the state wide system.

Commissioner Hess moved to approve the Interlocal Agreement Among Public Agencies for Homeland Security Initiative, seconded by Flanagan and carried.

DISCUSSION/ACTION: Scott Smale regarding updates by Brownsfield Grant for Gooseberry Mine property cleanup assessment.

Mr. Smale advised the board it will be better to get this property back into private development and on the tax roll. Smale went on to say that the cleanup assessment can be done if it is the county's or privately owned. This is a \$350,000 grant and can be started as early as July. Clean up can only qualify for the grant if the property is government owned.

Lorraine commented to the board that this property has been ordered for sale at the delinquent tax auction in September. The property is under the name of Storey County Treasurer held in trust and not the name of Storey County.

The board directed the clerk to put a rescind of the Order for Sale of the Gooseberry on the agenda for action for the June 20, 2005 meeting.

DISCUSSION/ACTION: Agreement between Storey County and the V & T Railroad for use of surface estate of real property.

Harold advised the board that he has been unable to connect with Tom or Bob Gray to finalize this agreement and requested the matter be continued to June 20, 2005.

Kim Fegert, representing the Gold Hill Historical Society gave some background on the issue and requested that the agreement be finalized to keep the V& T reconstruction project going.

Pat suggested that the matter be submitted to staff for review.

DISCUSSION/ACTION: Change Commission Meeting of June 21st to June 20th. All fiscal officers will be attending County Fiscal Officers Association meeting in Eureka Tuesday through Friday.

Commissioner Hess moved that the Commission Meeting for Tuesday June 21, 2005 be changed to Monday June 20, 2005, seconded by Commissioner Flanagan and carried.

DISCUSSION/ACTION: Lee Wilson, request to provide professional financial assistance/guidance to Storey County Employees.

Lee Wilson submitted a letter describing the services World Financial Group can provide for Storey County employees and requested permission the schedule an overview presentation with county employees. The presentation will last between 30 and 45 minutes,

after which they would set up appointments with individual employees interested in beginning a comprehensive financial strategy.

Commissioner Hess moved to allow Lee Wilson to proceed as requested, seconded by Flanagan and carried.

***DISCUSSION/ACTION:** Ron James, Nevada Historic District Office, **request for public input for which train to return to Virginia City, Engine #27, or Dayton Engine to be housed at the new Historic Building at D and Union Street. CONTINUED TO JUNE 20, 2005 AT THE REQUEST OF RON JAMES.**

DISCUSSION/ACTION: Affidavit of mailing of past due notices for delinquent real property taxes.

The Treasurer's Affidavit of Three (3) year delinquent Notice sent to owners by Certified mail for a total of delinquent notices mailed 19, notices returned 5, undeliverable 3, was approved upon motion by Hess, seconded by Flanagan and carried.

DISCUSSION/ACTION: Application for variance of minimum square footage requirement at 296 South C Street, Virginia City. Dean corrected this variance request to reflect frontage requirement from square footage requirement, and explained that there were eight or ten stipulations placed on the variance request. He further listed in part some of the stipulations.

- 1. That there be no activity or noise at the location**
- 2. That there be only one vehicle parked in front of the building, there be no cars parked on state highway right of way or city street right of way.**

Mr. Maxwell explained that to comply with DMV regulations for internet auto sales he must have one car on display at the site. He will do no detailing, repairs or public sales from the building. He plans to have a monument installed describing the rock walls that will be removed on the property.

Pat reported that he had talked to Mr. Maxwell and that the front one third of the lot will be driveway, there would be only one or two cars on the property at a time, one inside the garage, and two others in the rear of the building. He will comply with noise ordinance, reasonable hours of operation. Pat further explained that this property is located next to Maggie Lowther's house and the integrity of the community needs to be protected.

Commissioner Hess suggested that the variance restrictions apply to the business license as well.

DISCUSSION/ACTION: Approval of Claims

Payroll in the amount of \$441,008.33, warrants in the amount of \$206,724.99 approved on motion by Flanagan, seconded by Hess and carried.

LICENSING BOARD:

SECOND READINGS:

Pat Whitten advised the board that Lance Gilman has changed the name from World Famous Mustang Ranch to World Famous Ranch for the following businesses, final inspections are pending, however he will not open or pay the brothel fee until after July 1, 2005

1. World Famous Mustang Ranch, #5 Wild Horse Canyon Drive, Brothel License, submitted by Cash Processing.

2. World Famous Mustang Ranch, #5 Wild Horse Canyon Drive, general, escort & liquor license application, submitted by Cash Processing.

3. World Famous Mustang Ranch, #5 Wild Horse Canyon Drive, trucker lounge and souvenirs, submitted by Mustang Memories. Commissioner Flanagan moved to approve the three business license as the World Famous Ranch as listed above, seconded by Kershaw, with Hess abstaining, and carried.

4. Tahoe Activities Bucket of Blood Delta Saloon vacations and presentations.

Continued.

5. Fire Systems Plus, submitted by Richard E. Jolly, of Sparks, installation of automatic fire sprinkler systems, out of county license.

6. Gene Koffler Masonry, submitted by Eugene Koffler of Reno, contractor's license, masonry sub-contractor.

7. Nevada Technical Reports, submitted by Grahame Ross of Silver City, out of county license, land use & environmental Mgt. Services and related activities.

8. Eagle Precast Company, submitted by Scott Waldron of West Valley UT, instal precast concrete, contractor's license.

9. Jensen Electric Company, submitted by Gary A. Jensen, of Sparks, electrical contractor, install electrical for commercial and industrial buildings.

10. Gardner Engineering, Inc. submitted by James Gardner of Reno, HVAC and Plumbing contractor.

11. JDC Excavating, Inc. submitted by Pat Conely of Reno, excavating all aspects.

12. Panelized Structures Inc. submitted by Peter Post of Manteca, CA contractor-steel structures.

13. Century Glass, Inc. submitted by Roland Scarselli of Reno, residential automotive and commercial glass with related products.

14. Buchanan General Contracting Company, submitted by Dennis Buchanan of Bellevue, WA, general contractor.

15. Lunstrum Construction submitted by Mark J. Lunstrum of Virginia City, residential, commercial remodel and restoration.

16. Tech Services, submitted by Kenneth Ballew of Carson City, technical, maintenance electronics, out of county license application.

17. Industrial Handling Equipment, Inc. submitted by Anthony Facklmann, of Reno, sales service, rental forklifts; material handling, out of county license application.

18. Gary Romero, Inc., submitted by Gary Romero of Reno, door installation, out of county license application.

19. Dynamic Drywall & Const. Inc. submitted by Robert Bush of Reno, drywall and general construction.

20. Brand Scaffold Rental & Erection, submitted by Paul Woods, of Chesterfield, MO, scaffold rental and labor, out of county license application.

21. L & L Plumbing and Heating, Inc. submitted by Leo Legorburu, of Reno, plumbing and heating contractor.

22. Highlands Transport, Inc. submitted by William Breitenbach of VCH, home business license application, interstate trucking, tractor and trailer will not be located or parked at the residence address in the Highlands, home office use only there will be no

customers visiting the office.

All of the above licenses were approved upon motion by Flanagan, seconded by Hess and carried.

PUBLIC COMMENT-Nick Nicosia advised the board he has moved into Virginia City and is the Chief administrator for St. Mary's in The Mountains Catholic Church.

BOARD COMMENTS Kershaw advised the board he has acquired a policy plan from Lander County outlining details of public land sales and private property. Kershaw directed staff to look into this plan and see if it would apply to Storey County.

Kershaw further stated he had received a call from Sierra Pacific and that propane costs will be increased by thirty percent for Rainbow Bend residents. This was discussed with suggestions of going out to bid for another company, or somehow that GID could take over the utility and keep the costs down.

Kershaw reported that he met with Washoe RTC they area down to three routs for the Tahoe Pyramid Link and there are really only two they are looking at. He was assured there would be no surprises for Storey County.

ADJOURNMENT

The meeting was adjourned at 5:30 p.m. at the call of the Chair.

Respectfully submitted

Lorraine DuFresne, Clerk to the Board