

# STOREY COUNTY COMMISSION MEETING

TUESDAY, AUGUST 3<sup>rd</sup>, 2010 2:00 P.M.

DISTRICT COURTROOM

26 SOUTH B STREET, VIRGINIA CITY, NEVADA

## MINUTES

GREG "BUM" HESS  
*CHAIRMAN*

HAROLD SWAFFORD  
*DISTRICT ATTORNEY*

BOB KERSHAW  
*VICE-CHAIRMAN*

JAMES G. MILLER  
*SHERIFF*

ERLENE FLANAGAN  
*COMMISSIONER*

VANESSA DU FRESNE  
*CLERK-TREASURER*

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### **Roll Call:**

**Present:** Vice-Chairman Bob Kershaw, Commissioner Erlene Flanagan, District Attorney Harold Swafford, County Manager Pat Whitten, Comptroller Hugh Gallagher, Assistant Sheriff Gerald Antinoro, Administrative Officer Holli Kiechler,, Lobbyist Maggie Lowther, Senior Planner Austin Osborne, Public Works Director Mike Nevin and Fire Chief Gary Hames.

**Absent:** Chairman Greg Hess.

### **CALL TO ORDER AT 2:00 P.M.**

The meeting was called to the order by The Vice-Chairman at 2:06 P.M.

### **PLEDGE OF ALLEGIANCE**

The Vice-Chairman led those present in the Pledge of Allegiance.

### **OBSERVATION OF A MOMENT OF SILENCE IN MEMORY OF STOREY COUNTY COMMISSIONER JOHN FLANAGAN**

Vice-Chairman Kershaw called for the moment of silence and afterwards stated that John was one of a kind and will be sorely missed but not forgotten.

### **CEREMONIAL OATH OF OFFICE TO ERLENE FLANAGAN AS STOREY COUNTY COMMISSIONER**

Deputy Clerk-Treasurer Jessie Fain administered the Oath of Office to Commissioner Erlene Flanagan.

**PUBLIC COMMENT**

Mark Joseph Philips, a Storey County resident, raised concern regarding the vacancy of the Justice of the Peace position pending Judge Daniels departure. Mr. Phillips cited NRS 245.150 and NRS 283.040 pertaining to the resignation of an elected official.

**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. The Commission Chair reserves the right to limit the time allotted for each individual to speak. )

**Approval of Agenda for August 3, 2010**

**Approval of Minutes for July 6, 2010** - removed, need approval from Chairman Hess and Vice-Chairman Kershaw.

**Correspondence** - none

**Approval of Claims** - Payroll 7/09/2010 and 7/23/2010  
Warrants 7/16/2010 and 7/30/2010

**Approval of Maps** - none

**Approval of Assessor corrections to the Tax Roll** - APN 003-072-30 and 003-534-04

**Approval of Treasurer’s Report** - May 2010 and June 2010

**Approval of Planning Commission Minutes** - none

**Approve Revised HR Policies -**

Personnel Files-Confidential Information- Added language	105
Anti-Harassment - Added language	202
Drug and Alcohol Free Workplace- Revised language	206
Reasonable Alcohol & Drug Testing-Revised/ Added Language	207
Reporting Convictions NEW	219
Whistleblower Protection NEW - <b>removed</b>	220
Telecommuting NEW	221

New Employee Orientation- Revised/Added language	309
New Employee Orientation Checklist-FORM Add language	309 F
Rehire- Revised/Added language	311
Sick Leave- Deleted Section	603
FMLA Added language	605
Leave for Nursing Mother NEW	612
Layoff & Reinstatement - Added language	802
Resignation/Termination - Revised language	803
Disciplinary Actions & Appeals- Revised language	1001

**LICENSING BOARD:**

**FIRST READINGS:**

1. **METAL DRYWALL SYSTEMS** – Contractor / 5325 Louie Lane #2, Reno
2. **DESERT ROSE WELLNESS CENTER OF AMERICA – Professional / 465 S. C Street, VC**
3. **EXCAL CONSTRUCTION, INC.** – Contractor / 13090 Seminole, Stagecoach
4. **BOWEN LOGISTICS, INC.** – Transportation / 201 Wild Horse Canyon Drive, MCC
5. **VIRGINIA CITY MOTEL** – General / 375 S. C. Street, VC
6. **ADVANCED GREEN BUILDERS, INC.** – Contractor / 7114 Beacon Drive, Reno
7. **ACME CONCRETE PUMPING, INC.** – Contractor / 5395 Louie Lane, Reno
8. **A. G. HAND CONSTRUCTION** – Contractor / 1595 North Lampa Lane, Carson City
9. **WESTERN EXTERMINATOR COMPANY** – General / 305 North Crescent Way, Anaheim
10. **HIGH MOUNTAIN TRANSPORT, LLC** – Transportation / 100 Canyon Way, LW
11. **MORREY DISTRIBUTING COMPANY** – General / 1850 East Lincoln Way, Sparks
12. **BOWEN TRANSPORTATION, INC.** - Transportation / 201 Wild Horse Canyon Dr., MCC
13. **PARTITION SPECIALITIES, INC.,** -- Contractor / 7428 Redwood Blvd., Novato, CA

**END OF CONSENT AGENDA**

**Motion:** Approve Consent Agenda with removal of Minutes for July 6, 2010 and HR Policy 220 Whistleblower Protection, **Action:** Approve, **Moved by** Commissioner Flanagan, **Seconded by** Vice-Chairman Kershaw.

**Vote:** Motion carried by unanimous vote (**summary:** Yes=2).

**DISCUSSION/ POSSIBLE ACTION:** Committee/Staff Reports

County Manager Pat Whitten

1. Thanked Commissioner Erlene Flanagan for filling the vacant Commission seat.
2. The RTC meeting on August 17, 2010 is cancelled due to the annual Debt Management Commission meeting.

Senior Planner Austin Osborne

1. August 5<sup>th</sup>, 2010 at 2:00 P.M. is the last day to submit EEBG bids to the Clerk's Office. Directly following the close of bids, all received bids will be opened and announced in the District Courtroom. The lowest bidder will be announced at the next County Commission Meeting.

Fire Chief Gary Hames

1. Sincerely welcomed Commissioner Erlene Flanagan.

Director of Public Works Mike Nevin

1. Welcomed Commissioner Erlene Flanagan and believes she will follow John Flanagan's ethics.
2. Storey County received \$472,000 for the resurfacing of 6 Mile Canyon Road which should commence this August. Granite Construction won the bid.
3. Pothole repairing is being completed in Lockwood. Cemex Corporation will be reimbursing Storey County for a portion of the cost.
4. The ongoing seepage from the reservoir on the divide has trickled down to the Ice House. They are working to rectify the problem because the pond is needed for fire protection.

Assistant Sheriff Gerald Antinoro

1. Thanked Commissioner Erlene Flanagan.

Lobbyist Maggie Lowther

1. Thanked Commissioner Erlene Flanagan.

Executive Director of VCCTA Susan Sutton

1. Reported great ticket sales for the Silverland Express.

**DISCUSSION/ POSSIBLE ACTION:** Resolution 10-309 concerning the financing of Virginia City rail projects, directing the clerk to notify the Storey County Debt Management Commission of the county's proposal to borrow money and to issue its Storey County, Nevada General Obligation (limited tax)

Virginia City Rail Bonds (additionally secured by pledged revenues) in the maximum principal amount of \$2,000,000; setting forth the intent to reimburse certain expenditures with bond proceeds; providing certain details in connection therewith; and providing the effective date hereof.

Mr. Whitten explained that this is a procedural step in regards to the reopening of Tunnel 6 and the possible acquisition/restoration of the V&T Freight Depot. The combined costs will exceed the funds available in both the sales tax infrastructure and the capital projects account therefore the County will need to borrow money. Mr. Whitten has been working with Western Nevada Development District to explore eligibility of federal stimulus subsidies under Economic Recovery Zone funding. Since the program expires at the end of the year, the lengthy bonding process needs to begin. This first step requires the County Clerk to notify the County Debt Management Commission of the intent to borrow up to \$2 million with repayment coming from either the renewal of the ¼ cent V&T ballot measure this November and/or the existing ¼ cent infrastructure tax. Mr. Whitten emphasized that the county most likely will not need the entire \$2 million and that this decision can be revoked until the bond actually goes to market in December.

**Motion:** Approve Resolution 10-309, **Action:** Approve, **Moved by** Commissioner Flanagan, **Seconded by** Vice-Chairman Kershaw.

**Vote:** Motion carried by unanimous vote (**summary:** Yes=2).

**DISCUSSION/ POSSIBLE ACTION:** Appointment to serve on the County and State boards for the remainder of 2010.

1. VCCTA
2. Saint Mary's Art Center
3. Nevada Commission for the Reconstruction of the V&T Railway

Mr. Whitten explained that these are key outside board positions that John Flanagan held and recommend Erlene Flanagan to fill the terms of those positions. Vice-Chairman Kershaw asked Commissioner Flanagan how she felt about these appointments in which she responded she would be happy to do it.

**Motion:** Approve Appointment of Erlene Flanagan to serve on the VCCTA, Saint Mary's Art Center and the Nevada Commission for the Reconstruction of the V&T Railway boards, **Action:** Approve, **Moved by** Vice-Chairman Kershaw, **Seconded by** Commissioner Flanagan.

**Vote:** Motion carried by unanimous vote (**summary:** Yes=2).

**DISCUSSION/ POSSIBLE ACTION:** First Reading: Ordinance 10-233 renaming Chapter 13.12 from “Definitions” to “Cross Connection Control Ordinance,” eliminating sections, and adding provisions, restrictions, requirements, and clarifications regarding cross connections.

Mr. Nevin explained that this is an administrative cleanup matter for documenting that the drinking water is to be protected from being commingled with sewer water per the Safe Water Drinking Act.

First Reading Only, No Action Required.

**DISCUSSION/ POSSIBLE ACTION:** Second Reading: Ordinance 10-232 An Ordinance amending Storey County Code by adding new language to Chapter 5.04 and Chapter 3.60.050, establishing rules concerning the issuing of business licenses within Storey County relating to late or unpaid property taxes.

Mr. Whitten briefly explained the purpose of the Ordinance and mentioned that Community Development Director Dean Haymore has done a great job this year bringing all businesses into compliance.

**Motion:** Approve Second Reading: Ordinance 10-232, **Action:** Approve, **Moved** by Commissioner Flanagan, **Seconded** by Vice-Chairman Kershaw.

**Vote:** Motion carried by unanimous vote (**summary:** Yes=2).

#### **LICENSING BOARD:**

##### **SECOND READINGS:**

- 1. TRIFORM, LLC – General / 164A C Street, VC**
- 2. SMITHING SERVICE – HB / 145 Huckleberry Way, Dayton**
- 3. R3 SURVIVAL SYSTEMS – HB / 243 North D Street, Virginia City**
- 4. ALLIANCE ROOFING – Contractor/1250 Campbell Avenue, San Jose, CA**
- 5. GATES PLUMBING, INC – Contractor / 30 Strawberry Lane, Reno**
- 6. NVISION GLASS, INC – Contractor / 350 Greg Street, Sparks**
- 7. A. D. CONSTRUCTION – Contractor/1436 West 8040 South, West Jordan, UT**
- 8. VIRGINIA CITY BAKED GOODS - General / 28 North C Street, VC**
- 9. NOBLE TECHNOLOGIES CORP- General/1280 Alexandria Ct, TRI**

Mr. Osborne asked to continue Item # 1 due to an alarm system issue.

**Motion:** Continue Licensing Board Second Readings #1, Triform, LLC, **Action:** Approve, **Moved** by Commissioner Flanagan, **Seconded** by Vice-Chairman Kershaw.

**Vote:** Motion carried by unanimous vote (**summary:** Yes=2).

Mr. Osborne asked to approve Items #2 thru #8.

**Motion:** Approve Licensing Board Second Readings #2 thru #8, **Action:** Approve, **Moved by** Commissioner Flanagan, **Seconded by** Vice-Chairman Kershaw.

**Vote:** Motion carried by unanimous vote (**summary:** Yes=2).

Mr. Osborne asked to remove Item #9 until further notice due to fire inspection issues.

**Motion:** Remove Licensing Board Second Readings #9, Noble Technologies, **Action:** Approve, **Moved by** Commissioner Flanagan, **Seconded by** Vice-Chairman Kershaw.

**Vote:** Motion carried by unanimous vote (**summary:** Yes=2).

#### **BOARD COMMENT**

Vice-Chairman Kershaw stated that he was glad to have Commissioner Erlene Flanagan on board and mentioned that regardless of elections, there will be many new people in office.

#### **ADJOURNMENT**

The meeting was adjourned by call of The Vice-Chairman at 2:38 P.M.

Respectfully submitted by:

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Jessie Fain, Deputy Clerk-Treasurer

*Please note that these minutes have not yet been approved and are subject to revision at the next meeting. These minutes are presented in a summary format and are not verbatim.*