

STOREY COUNTY COMMISSION MEETING
TUESDAY, DECEMBER 4TH, 2007 2:00 P.M.
DISTRICT COURTROOM
26 SOUTH B STREET, VIRGINIA CITY, NEVADA
MINUTES

JOHN FLANAGAN
CHAIRMAN

HAROLD SWAFFORD
DISTRICT ATTORNEY

GREG "BUM" HESS
VICE-CHAIRMAN

JAMES G. MILLER
SHERIFF

BOB KERSHAW
COMMISSIONER

LORRAINE DuFRESNE
CLERK-TREASURER

SARAH S. JENSEN
RECORDER-AUDITOR

Roll Call.

Present: Chairman John Flanagan, Commissioner Bob Kershaw, County Manager Pat Whitten, Director of Building and Planning Dean Haymore, District Attorney Harold Swafford, Administrative Officer Marilou Walling, Recorder Auditor Sarah Jensen, Vice-Chairman Greg Hess, Fire Chief Gary Hames

CALL TO ORDER AT 2:00 P.M.

The meeting was called to order by the chair at 2:00 p.m.

PLEDGE OF ALLEGIANCE

Chairman Flanagan led those present in the pledge of allegiance.

PUBLIC COMMENT

Mark Phillips was present in the audience. He expressed his concern over the minutes from the November 20th meeting. Sheriff Miller had been with Vice Chairman Hess when he participated in the meeting via telephone. Mr. Phillips felt that comments made during the meeting were funny and he hoped those comments would be reflected.

Mr. Whitten stated that if Mr. Phillips had any specifics he would like to hear them.

Mr. Phillips stated that he was referring to Sheriff Miller driving the vehicle that the Vice-Chairman was in and a comment made about running a red light.

Vice-Chairman Hess stated that he and Sheriff Miller were in Twin Falls, Idaho coming back from a hunting trip.

Mr. Whitten added that ViceChairman Hess was present via telephone and that Sheriff Miller is not required to attend Commissioner Meetings.

Mr. Phillips added that Sheriff Miller's name did come up during the meeting but was not reflected in the minutes.

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 December 4th, 2007

Approval of Minutes November 20th, 2007

Mr. Whitten stated that he has been working with the Tax Commission and is requesting that the following be added under the Discussion/Action item regarding the public hearing, "The acting chair then called for any additional comment and there was none."

Correspondence

None

Approval of Maps to be recorded

None

LICENSING BOARD:

1. **RENO TAHOE LIMOSINE** – Out of County / Reno NV
2. **AGR TOOLS of NORTHERN NEVADA** – Out of County / Dayton NV

END OF CONSENT AGENDA

Motion: Approve consent agenda with changes to November 20th minutes,
Action: Approve, Moved by Commissioner Bob Kershaw, Seconded by Vice-Chairman Greg Hess.

DISCUSSION/ACTION: Staff Review/Committee Reports

Recorder/Auditor Sarah Jensen:

1. Ms. Jensen stated that the audit has been completed and she would like to have its approval placed on the next agenda.

Nevada Division of Forestry Bill Moline

1. Mr. Moline informed the Board that NDF is currently in the process of organizing a planned burn for the Lockwood area. The goal is to burn in early spring so that they may catch the cheat grass before it dries out. Commissioner Kershaw clarified that he was talking about early spring. Connie Butts asked that she be given a heads up so she may notify the residents in the area.

Mr. Moline explained that extensive treatment would follow the burn to prevent any further cheat grass growth and to promote the growth of greener grasses.

Commissioner Kershaw jokingly asked if a park could be put in place after the burn.

Fire Chief Gary Hames:

1. Mr. Hames informed the board that the business inspections are starting this month. His department will physically inspect every commercial building in Storey County.
2. Mr. Hames stated that his staff is also working on the 2007 annual report and hopes to have that ready for presentation shortly.

Maggie Lowther:

1. Ms. Lowther stated that the most recent activity is the passing of a regulation on the green building bill it was just voted to pass the lead criteria. The assessors are and have been meeting with the Department of Taxation on how to implement the abatements. Ms. Lowther stated that Storey County would only be affected in the TRI area. Originally it was thought that we were in such a big boom that the buildings would level out any losses; now it looks like some of the counties may feel an impact. The assessors have to face the task of assessing the buildings and what to base that assessment on. There are so many issues with this that it is going to be a very long process.
2. Ms. Lowther stated that she has sent everything to the board that she has on transportations. She added that all of the discussion have been around more national issues and they have not gotten down to just Nevada yet.
3. Ms. Lowther added that there is also a lot out there on water and public lands. The committee has not done much more than set up their agendas, select their chairman and schedule further meetings. She will continue to follow their progress.
4. Ms. Lowther informed the board that if there is any issue they would like more information on to please let her know. She takes copious notes at the meetings and would be happy to prepare a report for the board should they request one.

Administrative Officer Marilou Walling:

1. Ms. Walling asked the board if the meeting on December 18 could start at 1:00 p.m. She stated that the Christmas party has been scheduled to follow the meeting.

Director of Building and Planning Dean Haymore:

1. Mr. Haymore stated we are working hard to get the new interchange in TRI open by the first of the year.
2. Mr. Haymore said that the people putting a truck stop in TRI want to start building
3. The underground sewer is complete at the new county complex. Mr. Haymore presented a map to the board of the layout of the building.
4. Mr. Haymore expressed his concern with adopting the new building codes. He stated that in the new codes the requirements for buildings to have fire sprinklers have changed, it requires that all new buildings have sprinklers regardless of size.

Mr. Hames added that the Fire Department is ready to go January 1 and the sprinklers are only in the buildings side of the code, the fire codes didn't change.

Mr. Haymore stated that with the Board's blessing he will continue to review the code and shoot for July 1st for adoption.

5. Mr. Haymore introduced the new senior planner, Vince Angle, to the Board.

Senior Planner Vince Angle:

1. Mr. Angle invited everyone to the Planning Commission meeting on December 6th in Rainbow Bend. He added the Dolan project will be presented on the 20th rather than on the 6th.
2. Mr. Angle added that they are in the process of reviewing the code and drawing clear lines for the path forward.
3. Mr. Angle stated that he is always available and ready to help. And would like to hear any concerns or comments the Board may have.

Vice-Chairman Hess stated that Dolan does have property in Storey County as well but is not currently moving forward with anything. Vice-Chairman Hess then discussed the water line bringing water to TRI.

Mr. Angle explained that it is actually an update to the Reno Master Plan and that it could be an opportunity for someone to use some of the water for irrigation needs.

Commissioner Kershaw addressed Mr. Haymore about a proposed business license.

Mr. Haymore stated that he talked to Dennis today and the license is going to be pulled from the agenda. He added that they don't have a problem as long as they don't create any extra traffic. Apparently they have sent the building department a letter that we have yet to receive. Mr. Haymore has requested that the item be pulled off the agenda and asks that her funds be refunded.

Mr. Haymore stated that the Nature Conservancy will still be heard.

County Manager Pat Whitten:

1. Mr. Whitten said that last meeting he told the board about the emergency preparedness guide and after a few adjustments the guide will be available to the public.
2. Mr. Whitten presented a certificate of "Special Congressional Recognition" to the Board that he received from Mr. Dean Heller. The certificate is to congratulate the Commissioners on the ground breaking of Storey County's North County Complex.

DISCUSSION/ACTION: Approval of Claims and Statement of Activities

Chairman Flanagan read the claims into the record as follows: Warrants \$71,876.25, Payroll #3 \$442,333.12, Total Warrants/Payroll \$514,209.37

Motion: Approval of claims and statement of activities Action: Approve, Moved by Commissioner Bob Kershaw, Seconded by Vice-Chairman Greg Hess.

DISCUSSION/ACTION: Approval of one grant for the Community Development Block Grant program

1. Canyon General Improvement District request
2. Gold Hill Water Line replacement
3. Community Chest handicapped access

Mr. Whitten stated that the Community Chest request has been shelved. He explained that the difficulty is that we can only pick one, staff's recommendation is that we help with the General Improvement District. He warned that the other problems and challenges still exist and will still need lots of attention and funding.

Chairman Flanagan advised Mr. Whitten of some sewer focus being done by NACO.

Ms. Walling stated that next year we will probably be able to submit two applications for the grant. She added that for Connie Butts the deadline for all paperwork is the 15th of January. Ms. Walling said that she will need all the paperwork the day before so that she may present it in time. She explained that the grant board will review the grants in March.

Commissioner Kershaw expressed the importance of opening dialogue with Lyon County. He would also like to get Mr. Nevin down and introduce him to the people in Senator Reid's office.

Motion: Approve selection of CGID application for the grant
Action: Approve, Moved by Vice-Chairman Greg Hess, Seconded by Commissioner Bob Kershaw.

Ms. Butts stated that on behalf of the Lockwood area she would like to thank the board for the help. We appreciate this, thank you very much.

DISCUSSION/ACTION

2006-064 – SPECIAL USE PERMIT EXPANSION - CONTINUANCE – By LOCKWOOD REGIONAL LANDFILL

Waste Management of Nevada, Inc., dba Refuse, Inc. requests this Special Use Permit for the Lockwood Regional Landfill in order to expand the boundaries of the Lockwood Regional Landfill to encompass a portion of the additional adjacent land owned by Waste Management of Nevada, Inc. The proposed area consists of approximately 1,139 acres, contiguous to the Lockwood Landfill.

Mr. Haymore asked that this item be continued until the first meeting in January. Commissioner Kershaw asked that we shoot for the second meeting in January.

Motion: Continue until the second meeting in January
Action: Approved, Moved by Commissioner Bob Kershaw, Seconded by Vice-Chairman Greg Hess.

DISCUSSION/ACTION: Approval and signature on an application for the Painted Rock Partners to have Storey County apply for an easement over the Union Pacific Railroad tracks at the Orchard Interchange for access to their project.

Mr. Haymore stated that this is for the Painted Rock Project and stems from zoning changed to PUD. The developers are paying for everything but the application has to be in Storey County's name. A similar one was completed previously.

Chairman Flanagan asked who will be constructing the road.

Mr. Haymore explained that the original agreement was that the developer would be responsible for everything.

Motion: Approve signature on easement application
Action: Approve, Moved by Commissioner Bob Kershaw, Seconded by Chairman John Flanagan. Vice-Chairman Hess abstained from the vote.

DISCUSSION/ACTION: Discussion and possible action on the 2007 "Medium-Term Bond Ordinance" authorizing the issuance of and specifying the terms and conditions of the Storey County Nevada General Obligation (Limited Tax) Medium-Term Bond, Series 2007 in the maximum principal amount of \$520,000 for the purpose of financing County vehicles and related equipment; providing for its adoption as if an emergency exists; and providing the effective date thereof.

Ms. Walling stated that this ordinance is necessary to finish the process and will have one reading only.

Mr. Whitten stated that this has been an exceedingly tedious process. Mr. Whitten then read the following letter into the record:

"Dear Mr. Whitten:

The Department of Taxation has received a request from Storey County for the approval of a medium-term obligation not to exceed \$520,000. This medium-term obligation will enable Storey County to purchase county vehicles and public works equipment. The interest rate on the principal amount will be approximately 4.85%. The term for this medium term financing is for seven years.

The request has been reviewed as required by NRS 350.089 and is approved.

Pursuant to NRS 350.089, the approval must be recorded in the minutes of the governing board. You are reminded the financing must be secured within eighteen months of receipt of this approval.

The Department is requesting a copy of the revised minutes with regards to public comment on the medium-term presentation at the November 20, 2007 meeting.

If you have any questions regarding this matter, please contact Tom Gransbery in the Local Government Finance Section at 775-684-2073.

Sincerely,

Dino DiCianno

Executive Director"

Chairman Flanagan then read the short title of the ordinance into the record as follows:

“An ordinance designated by the short title “2007 medium term bond ordinance”; authorizing the issuance of and specifying the terms and conditions of the Storey County, Nevada general obligation (Limited Tax) medium term bond, series 2007, in the maximum principal amount of \$520,000 for the purpose of financing county vehicles and related equipment; authorizing the chief financial officer to specify certain details concerning the bonds; providing for its adoption as if an emergency exists; and providing the effective date hereof.”

Motion: Approve Ordinance 07-205, Action: Approve, Moved by Commissioner Bob Kershaw, Seconded by Vice-Chairman Greg Hess.

DISCUSSION/ACTION: Approval of engagement letter with Bickmore Risk Services for the requirement for GASB 45.

Ms. Walling stated that this has been a long process and that we are not mandated to do this until July 1st of next year. She has included all the information she has received in the Commissioners packets. Many of the other counties are continually working with the same company.

Mr. Whitten stated that he feels this will put us in the best position for making important decisions regarding our retirees.

Motion: Approve agreement with Bickmore Risk Services, Action: Approve, Moved by Vice-Chairman Greg Hess, Seconded by Commissioner Bob Kershaw.

DISCUSSION/ACTION: Direct the Storey County Recorder/Auditor to GL \$218.00 from the Administration budget to the Recorder/Auditor budget.

Mr. Whitten stated that this item has been placed on the agenda by his request. He stated that Ms. Jensen used monies from a fund that is under the control of him and Ms. Walling without their approval. The Board has received copies of all correspondence and documentation.

Ms. Jensen stated that she will be reviewing all of her department's vouchers and anything that was paid out of the administration budget will be paid for out of her pocket. She added that hopefully she will have this report for the Board by the next meeting, everything will be itemized.

Mr. Whitten stated that it won't be necessary, this is based on principal.

Ms. Jensen asked if she should be getting this list together for the next meeting.

Vice-Chairman Hess stated that he would like to see the report, but any reimbursement would not be necessary. After talking with Mr. Whitten and Ms. Walling he does agree that there was a procedural error.

Ms. Jensen added that her office does have procedures as well and any requests for GL's are to be done in memo form. She can not accept a hand written note, for audit purposes.

Motion: Approve request for GL, Action: Approve, Moved by Vice-Chairman Greg Hess, Seconded by Commissioner Bob Kershaw.

Chairman Flanagan stated that after reviewing the documentation it is clearly time to direct staff to proceed with establishing a Comptroller position.

DISCUSSION/ACTION: Approval of language for property abandonment for Brad and Brenda Shell (Stewart Street)

District Attorney Harold Swafford read the property abandonment into the record.

A copy of this abandonment can be obtained from the Storey County Clerk Treasurer's Office.

Motion: Approval of street abandonment, Action: Approve, Moved by Vice-Chairman Greg Hess, Seconded by Commissioner Bob Kershaw.

DISCUSSION/ACTION: Approval of Resolution 07-257 request for special prosecutor from the District Attorney's office

District Attorney Harold Swafford read the resolution into the record.

A copy of this resolution can be obtained from the Storey County Clerk Treasurer's Office.

Motion: Approve resolution 07-257, Action: Approve, Moved by Commissioner Bob Kershaw, Seconded by Vice-Chairman Greg Hess.

DISCUSSION/ACTION: Possible ballot questions for the 2008 General Election

Mr. Whitten stated that it is important to focus on the June 27th date, and he will provide a copy of all work to Vince. Mr. Whitten apologized that his research on the V&T issue was derailed but he will have any answer shortly.

Commissioner Kershaw stated that it is no longer a possible question, but one or two questions for sure.

Motion: Continue agenda item until the second meeting in January
Action: Approve, Moved by Commissioner Bob Kershaw, Seconded by Vice-Chairman Greg Hess.

LICENSING BOARD

SECOND READINGS

3. **ULTIMATE PROMOTIONS, Inc.** – Out of County / Reno NV
4. **AAA FIRE SPRINKLER, Inc.** – Contractor / Sparks NV
5. **A-1 MECHANICAL, Inc.** – Contractor / Las Vegas NV
6. **DeANGELI CONSTRUCTION** – Contractor / Reno NV
7. **DYKYMA, LLC** – General / (Wal*Mart Food Services) McCarran NV
8. **CORNERSTONE LAND SURVEYING** – Professional / Sparks NV
9. **CRAZY CHOCOLATE TEAR** – General / McCarran NV (TRI)
10. **PPG ARCHITECTURAL FINISHES, Inc.** – General / TRI - McCarran NV

Motion: Mr. Haymore continued items 7, 9, 10, Action: Continue Moved by Commissioner Bob Kershaw, Seconded by Vice-Chairman Greg Hess.

Mr. Haymore Approved items 3, 4, 5, 6 and 8, Action: Approve, Moved by Commissioner Bob Kershaw, Seconded by Vice Chairman Greg Hess.

PUBLIC COMMENT

Connie Butts stated that Sierra Pacific is going to decrease the propane rates in the Lockwood area. Commissioner Kershaw added they are going to raise the electrical rates, which Chairman Flanagan heard by 32%.

The residents don't have that luxury in the LLC to do the same thing as the Virginia Highlands.

Maggie had lunch in the senior center last week and stated the building seems like it is going to waste. I think that if you are down there you should stop and have lunch. The company is great. They worked so hard to get the building it should be used. She said she doesn't want to create a board that is too much of a political board. She believes there is a problem for having the building open. It is a nice place to have coffee and doughnuts and visit. They need to find people that are willing to volunteer their time.

BOARD COMMENT

Commissioner Kershaw stated he would like to keep the meeting on the 18th short.

ADJOURNMENT

Respectfully Submitted

By _____
Vanessa A. Dixon, Deputy Clerk-Treasurer

