

STOREY COUNTY COMMISSION MEETING
TUESDAY, FEBRUARY 3RD, 2009 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

JOHN FLANAGAN
COMMISSIONER

VANESSA DIXON
CLERK-TREASURER

Roll Call.

Present: Administrative Officer Marilou Walling, Chairman Greg Hess, Clerk Treasurer Vanessa Dixon, Commissioner John Flanagan, County Manager Pat Whitten, Director of Public Works Mike Nevin, District Attorney Harold Swafford, Curtis, Sheriff James Miller, Undersheriff Chris Parsons, Vice-Chairman Bob Kershaw.

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE

The Chair led those present in the Pledge of Allegiance.

PUBLIC COMMENT

Troy Regas voiced his concerns regarding possible conflicts of interest that Holly Kiechler may have with serving on the Planning Commission and voting on TRI development issues.

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.)

County Manager Pat Whitten asked that the settlement negotiations of pending litigation in Virginia City Ventures, Inc. vs Storey County, Nevada Case No. CV

19532 be continued until further notice when both legal parties have all documentation.

Approval of Agenda for February 3, 2009

Approval of Minutes for January 20, 2009

Correspondence

Approval of Claims

Approval of Maps

Approval of Planning Commission Minutes

2009-028 BOUNDARY LINE ADJUSTMENT: By Abelew, Robert VC

Applicants are requesting a Boundary Line Adjustment between APN 001-197-09 and 001-197-10 to eliminate the 20' wide strip belonging to adjusted Lot 2 on the east side and running northerly to Mill Street. This design will enable the parking and garage access for these two lots to occur on M Street rather than L Street.

Bret Tyler made a motion to approve the Boundary Line Adjustment with all the stipulations from the staff report and added addendum.

The motion was seconded by Lydia Hammack and with no further discussion, all voted aye and the motion carried. (See Planning Commission Minutes from December 18, 2008 meeting for 12 stipulations)

Approval of settlement negotiations of pending litigation in Virginia City Ventures, Inc. vs Storey County, Nevada Case No. CV 19532- Removed from agenda- To be continued

LICENSING BOARD:

FIRST READINGS:

1. BECKER GENERAL CONTRACTORS, Inc.- Contractor / 3700 Barron Way, Reno
2. C & C FENCE, LLC- Contractor / 13850 Edmonds Dr, Reno
3. ITS LOGISTICS, Inc. - General / 2777 USA Pky #103, TRI
4. MD TREE SURGERY- Out of County / 984 E. Stillwater, Fallon
5. ALPINE AIR- Contractor / 1210 Icehouse Ave, Sparks
6. PAT HICKEY PAINTING, INC.- Contractor / 1180 Forest St, Reno

END OF CONSENT AGENDA

Motion: Continue settlement negotiations of pending litigation in Virginia City Ventures, Inc. vs Storey County, Nevada Case No. CV 19532, Action: Continue.,

Moved by Vice-Chairman Bob Kershaw, Seconded by Commissioner John Flanagan

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

Motion: Approve Consent Agenda with the Exception of settlement negotiations of pending litigation in Virginia City Ventures, Inc. v Storey County, Action: Approve, Moved by Vice-Chairman Bob Kershaw, Seconded by Commissioner John Flanagan

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

Presentation regarding RADON and the distribution of the RADON detection kits by Susan Roberts

Program Director of the Nevada Radon Education Program Susan Roberts explained their objective of promoting radon testing and the associated health risks of radon. Adrian Howe, a radiation physicist with the Nevada State Health Division, gave a brief presentation explaining how the radioactive gas can move into homes from soil and build up in concentration which can lead to lung cancer. The University of Nevada Cooperative Extension partnered with the Nevada State Health Division in 2007 to raise public awareness and testing. Chairman Hess asked how radon problems are remedied. Mr. Howe recommended using a certified radon mitigation contractor to install a membrane and venting system. Radon exposure is relatively easy to detect and repair but the first step of testing must be taken. Vice Chairman Kershaw asked if radon problems were covered by insurance. Mr. Howe responded that radon repair is viewed the same as mold issues and typically not covered by insurance. For more information or to request a free test kit, visit www.unce.unr.edu/radon or contact Megan Long at longm@unce.unr.edu. Offer expires March 1, 2009.

DISCUSSION/ACTION: Committee/Staff Reports

Sheriff James Miller

1. Invited all to a Pancake Breakfast at the new Lockwood Substation Saturday, February 7th from 8-11 A.M.

Director of Public Works Mike Nevin

1. Starting tenant improvements at TRI government center. A laborer is to be hired temporarily for approximately 90 days at \$12.00/hr.

County Manager Pat Whitten

1. The antennae nuisance complaint hearing that was scheduled for the February 17th meeting is cancelled as the matter has gone to insurance council because the issue was filed with the US District Court.

DISCUSSION/ACTION: Mike Klug, Fire Management Officer for Nevada Division of Forestry presenting an updated annual report on wild land fire management.

Mike Klug explained how the Division of Forestry works with Storey County to promote preparedness, prevention, public education, hazardous fuels mitigation suppression, and fire rehabilitation. They proactively work to clear fuel breaks, reduce hazardous fuels, and thin overcrowded woodlands. Since 1996 they have been inspecting homes in high danger areas. They encourage homeowners to clear defensible space and provide information on fire resistance landscaping and construction. Out of 200 homes visited in the Virginia City Highlands, just under half met the minimum defensible space requirement. Currently, 25 homes in the River District are visited and they plan to add more in the Six Mile Canyon and Gold Hill areas as well as other areas.

Removing beetle kill trees is another big effort the Division of Forestry has been involved with. In the past 5 years they removed beetle kill trees from 94 lots. Other activities include prescribed burns in Rainbow Bend, a county owned lot, McCarran Ranch and burning slash piles such as the one by the VCH Fire Station.

The fire activity in Nevada was below normal last year (72,000 acres burned compared to almost 1 million the year before). Storey County's largest burn was 5 acres. Current dry conditions are setting the area up for a bigger fire season this year but by working together we can reduce the probability for catastrophic fires.

Chairman Hess thanked them for their help with the structure fire in the VCH just before Christmas

Discussion only, no action required.

DISCUSSION/ACTION: Approval to Conduct the Reno-Tahoe Odyssey relay in Storey County on May 30, 2009

Sheriff Miller recommended the event but requested that their insurance be turned in one month prior to event. Kim Kennedy Event Coordinator, explained that the course has not changed and that the insurance requirement would be met.

Motion: Approval to Conduct the Reno-Tahoe Odyssey relay in Storey County on May 30, 2009 contingent on insurance provided one month in advance

Action: Approve, Moved by Vice-Chairman Bob Kershaw, Seconded by Commissioner John Flanagan

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

DISCUSSION/ACTION: Second Reading of Ordinance 08-276; an ordinance establishing rules concerning the operation of County cemeteries within Storey County.

Mr. Whitten stated that only one section was changed and thanked Harold Swafford, Candace Wheeler and Don Ayer for their efforts. Mr. Swafford read the ordinance into record

Motion: Second Reading of Ordinance 08-276; an ordinance establishing rules concerning the operation of County cemeteries within Storey County. Action: Approve, Moved by Commissioner John Flanagan, Seconded by Vice-Chairman Bob Kershaw

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

DISCUSSION/ACTION: Prioritize "Top 5" economic recovery projects.

Chairman Hess advised that no prioritizing should be done at this time. Instead, the list of projects would be kept up to date with a focus on the projects that will create jobs, projects that can be started immediately and will produce economic gains. Vice Chairman Kershaw has been monitoring the other counties process of prioritizing but agreed that it is wise to work with projects that can begin immediately. Commissioner Flanagan mentioned that only 7 counties submitted lists at the last NACO meeting.

Chairman Hess believes Dean Heller is an advocate of the V&T project as it meets all criteria of creating jobs now and in the future as well as bringing business to Virginia City. Chairman Hess would like to add moving utility lines underground and off "C" Street. Mr. Whitten requested that a quote be requested from NV Energy for such a project. Mr. Nevin noted that there weren't any School District projects on the list. Superintendent Dr. Robert Slaby has requested a synopsis of a retrofit for the swimming pool.

No Action required, discussion only.

LICENSING BOARD:

Mr. Whitten, speaking on behalf of Director of Building and Planning Dean Haymore, asked that items #1 & #5 be continued pending inspection and completion.

SECOND READINGS:

1. ANTIQUE ATTIC – General (Retail) / 54 North C St, VC- Continued
2. BEST in the WEST CONSTRUCTION, LLC- Contractor / 1350 E Greg St, Reno
3. BROADBENT & ASSOCIATES, Inc.- Professional / 2000 Kirman Ave, Reno
4. CLEANHARBORS ENVIRONMENTAL SERVICES- Contractor / 1200 Marietta Way, Sparks
5. COMMSCOPE, Inc. of NORTH CAROLINA- General / 745 Waltham Way #101, TRI - Continued
6. FIRE SYSTEMS PLUS, LLC- Contractor / 6510 David James Blvd, Sparks
7. IT's A QUILT THING- Home Business / 2571 Cartwright Road, VCH
8. LONE PINE CONSTRUCTION, LLC- Contractor / 171 South C St, VC
9. MOUNTAIN SCAPES, Inc.- Contractor – Home Business/ 21580 Dortort Dr, VCH
10. PREMIER SCAFFOLD, Inc.- Contractor / 890 E Parr Blvd, Reno

Motion: Continue Items #1 & #5 on Licensing Board, Action: Continue,. Moved by Vice-Chairman Bob Kershaw, Seconded by Commissioner John Flanagan

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

Motion: Approve Licensing Board excluding Items #1 & #5 Action: Approve, Moved by Commissioner John Flanagan, Seconded by Vice-Chairman Bob Kershaw

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

BOARD COMMENT

Chairman Hess mentioned that The Legislature is now in session.

ADJOURNMENT

The meeting was adjourned by call of The Chair at 2:40 P.M.

Respectfully submitted by:

Jessie Fain
Storey County Deputy Clerk-Treasurer