

STOREY COUNTY COMMISSION MEETING
TUESDAY, AUGUST 04, 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 Holli Kiechler, Chairman Greg Hess, Clerk Treasurer Vanessa Dixon, Commissioner John Flanagan, County Manager Pat Whitten, Director of Community Development Dean Haymore, District Attorney Harold Swafford, Sheriff James Miller, Vice Chairman Bob Kershaw.

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

The Chair led those present in the Pledge of Allegiance.

PUBLIC COMMENT

Mark Joseph Phillips, a 17 year resident of Storey County, stated that a year has passed since the "Public Comment" section of the agenda has been removed from the end of the agenda. His request to place it back on the agenda is still standing.

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 04, 2009

Approval of Minutes for July 21, 2009

Correspondence

Approval of Claims

Approval of Maps – USA Parkway Interchange, the end of Denmark from Cul de-sac to a Hammer Head and create 3 more parcels at the end of Denmark

Approval of Home Health Services of Nevada, Inc. Participatory Agreement for 2009-2010.

Approval of Planning Commission Minutes

2009-048 SPECIAL USE PERMIT: Marshall (Property Owner) & Wontorski (Applicant) VC

The Applicant has applied for a Special Use Permit for APN 001-192-01 & 001-158-01 to conduct short horse rides to the public within the Camel Race Arena and 30 to 45 minute back-country trail rides beginning at 151 North “H” Street, continuing around the Masonic Cemetery, and returning back to site of origination (all property is currently owned by Hugh Roy Marshall).

Motion: Approve this application with all the conditions from the Staff Report along with the two changes to conditions #24 (smoking) and #26 (manure management) as indicated in the addendum from Planner Osborne

Action: Approve (See 7/2/09 Planning Commission minutes for conditions), Moved by Bret Tyler, Seconded by Doug Walling.

Vote: Motion carried by unanimous roll call vote (summary: Yes = 6).

2009-045 SPECIAL USE PERMIT: By Yandre/Teague (Property Owners) & Community Chest (Applicant) VC

The Applicant has applied for a Special Use Permit for APN 001-071-12 to operate a Farmers-Market at 120 South “B” Street in Virginia City in the parking and porch area every week on Thursdays featuring local produce, herbs, flowers, etc. along with other nonprofit items.

Motion: Approval of the Special Use Permit with “C” Street added to condition number seven, the display of the tax exempt certificate added and that the application be moved on the County Commissioners before the minutes of this meeting have been approved by the Planning Commission, Action: Approve (See 7/16/09 Planning Commission Minutes for conditions),

Moved by Peter Maholland, Seconded by John Herrington.

Vote: Motion carried by unanimous roll call vote (summary: Yes = 4).

END OF CONSENT AGENDA

Motion: Approve Consent Agenda, Action: Approve, Moved by Vice Chairman Bob Kershaw, Seconded by Commissioner John Flanagan

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

DISCUSSION/ACTION: Committee/Staff Reports

Administrative Officer Holli Kiechler

1. Explained that the Energy Commissioner requested a retrofit plan to comply with SB 358 regarding energy efficiency. Due to Chapter 384 of the N.R.S., Storey County buildings in the Comstock Historical District will be limited to certain "green energy" apparatuses. Storey County is seeking a grant to retain a consultant to help with a compliant plan.

Director of Community Development Dean Haymore

1. The Nature Conservancy provided a book "Bringing back the Truckee River – The story of McCarran Ranch", that details the project of reconstructing the river channel. Dirt work on that \$7 million project will begin next week, all permits are in place.
2. Invited all to the ground breaking of Chart Industries on Peru Drive this Friday morning.
3. The annual Business license renewal period is coming to an end. Only about 30 companies have closed since last year.

County Manager Pat Whitten

1. Stimulus money is being requested for the Energy Efficiency Grant in the amount of \$400,000 to be used towards wind energy projects on county building not in the Historical District such as the fire stations. The request for funding on transportation enhancement has been squelched.
2. Working with Jeff Fontain at NACO in hopes of using \$379,000 of rural road money that is very conditional and paper work intensive. The project must create private sector jobs. The tentative plan is to partner with Lyon County to keep working on 6 Mile Canyon Road, particularly the lower portion.
3. Emergency Management Director Joe Curtis has picked up 3 emergency evacuation trailers. These will be placed in Virginia City, Lockwood and the third location is to be determined.
4. The Fire Department is working with NDF to keep a surplus dozer in our area. Dozers are key to fighting wild land fires. The dozer can be used by other crews which would reimburse Storey County.
5. In regards to cost efficiency projects, the Fire Department and Sheriff's Office are looking at the concept of regional dispatch centers.

DISCUSSION/ACTION: Mike Quilici and Paul Ferrari- Public Invitation to Open House at St. Mary's In The Mountains on September 11, 2009.

Mr. Ferrari thanked the Commissioners for their cooperation on the \$2 million St. Mary's project that is nearing completion. He also thanked County Manager Pat Whitten, Fire Chief Gary Hames, Public Works Director Mike Nevin,

Community Development Director Dean Haymore as well as Building Inspector Shannon Gardner for their involvement and professionalism. Mike Quilici clarified that the rededication mass will be on the 12th. The twelve bishops from the province have been invited. Friday the 11th is an informal opening for the community to check out the church, especially the loft view that has not been seen in 50 years. Chairman Hess thanked Mr. Ferrari and Mr. Quilici for a smooth project with minimal conflicts.

Information only, no action required

DISCUSSION/ACTION: Steve Bird of NDOT to present proposal regarding traffic management to and from U.S. 50 and State Route 341 at Mound House, Nevada.

Sandi Stanio of NDOT apologized for Steve Bird's absence and introduced Fred Shakal. Mr. Shakal explained the design concept for traffic improvements for the portion of U.S. 50 from the V&T Bridge to SR 341. Currently through Moundhouse there are 4 lanes of traffic with a center turn lane which creates a problem when each direction is using the center to turn left. The proposal is to create a raised median instead of stoplights. Chairman Hess asked when the project would start and how long would it last. Ms. Stanio said that they are almost complete with the design phase but must acquire NEPA's (Nevada Environmental Protection Agency) certification which could take up to 9 months. They plan to start and finish construction within 2 years if the funding is found and NEPA certifies. The estimated cost is \$12 million dollars. Chairman Hess agreed that the morning traffic from Carson to Virginia City is bad. Vice-Chairman Kershaw said he would not like roundabouts installed. Ms. Stanio said a round-a-bout would not qualify for this situation. Commissioner Flanagan asked if the local businesses would still have direct access to U.S. 50 in which Ms. Stanio responded that many will have both front and back access. Lyon County is in agreement with the general concept of eliminating the potential of head-on accidents when opposite lanes of traffic are both trying to make left turns out of the middle lane.

Presentation only, no action required.

DISCUSSION/ACTION: Ordinance 09-225. Second Reading of the Dark Skies Ordinance. An ordinance amending the Storey County Code by adding Chapter 8.02 to Title 8 Health and Safety

Mr. Haymore said that no changes, additions or deletions have been made and recommended approval.

Motion: Approve Ordinance 09-225. Second Reading of the Dark Skies Ordinance. An ordinance amending the Storey County Code by adding Chapter 8.02 to Title 8 Health and Safety Action: Approve, Moved by Vice Chairman Bob Kershaw, Seconded by Commissioner John Flanagan

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

DISCUSSION/ACTION: First Reading, On Sale Liquor License: Dos Dogs LLC

Sheriff Miller confirmed that they are operating now on a special permit

No Action required, First Reading Only

DISCUSSION/ACTION: Ordinance 09-226. First Reading of an Ordinance Amending Storey County Code Title 2 Administration and Personnel by Adding Chapter 2.33 Fees on Court Actions to Support Programs for Court Security.

Clerk-Treasurer Vanessa Dixon worked with Max Cortez, First Judicial District Court Administrator, to create the Ordinance. Ms. Dixon explained that a \$20.00 fee will be added to certain filings to be used only for court security. Judge Russell is in favor of the idea Chairman Hess agreed that this is needed.

No Action required, First Reading Only

LICENSING BOARD:

SECOND READINGS:

1. **AJS CONSTRUCTION Inc.**– Contractor / 14535 S Quiet Meadow, Reno
2. **FALLON HEATING & AIR CONDITIONING**– Contractor / 2062 S Edmonds Dr, Carson City
3. **MNBOO, LLC**– Out of County / 4275 Rewana Way, Reno
4. **NORTHERN NEVADA ROOFING SPECIALIST**– Contractor / 180 Riparian Way, Carson City
5. **RISSE MECHANICAL**– Contractor / 7225 26th St, Rio Linda CA
6. **HOLIDAY ENTERPRISES**– Home Business / 2331 Empire Rd, VCH
7. **LITTLE CITY ITEMS**– General / **145 South C St, VC**
8. **MILL CREEK TRADING POST**– Home Business / 1440 Tunnel Rd, GH
9. **TEDESCO PACIFIC**– General/Contractor / **2920 Waltham Way, TRI**
10. **SILVERLAND STABLES**– General / **100 North E St, Vice-Chairman Hess**
11. **ALL-in-ONE TRUCK & EQUIPMENT, INC**– General / **3033-B Waltham Way, TRI**
12. **MACKAY MANSION**– General / **129 South D St, VC**

Director of Community Development Dean Haymore asked to continue Item #1 and Item #12. All-in-One Truck has been given seven more days to comply with Mr. Nevin's requests as well as Mackay Mansion. There are still issues with sub

leased situations and unpaid taxes. Years ago the District Attorney made a decision that a tenant cannot be penalized for a landlord not paying property taxes. This is turning into a loophole for certain business owners to continue operating.

Motion: Continue Licensing Board Second Readings Item #1 and Item #12,
Action: Continue, Moved by Commissioner John Flanagan, Seconded by Vice Chairman Bob Kershaw.

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

Motion: Approve Licensing Board Second Readings Item #1-10, Action:
Approve, Moved by Commissioner John Flanagan, Seconded by Vice Chairman Bob Kershaw.

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

BOARD COMMENT

Commissioner Flanagan was told yesterday that there is a proposal to build a "town" similar to Virginia City in Brunswick Canyon and it would only be accessible via the train. There is another proposal to put in condominiums above that "town". Mr. Haymore mentioned a different proposal to build a movie set down by Scott Jolcover which the Planning Commission is going to look at. They want the train and the horse wagon to be able to go through the set.

Chairman Hess asked if back taxes are not paid if a building permit could be acquired. Mr. Haymore responded that Storey County does not have that policy.

ADJOURNMENT

The meeting was adjourned by call of The Chair at 2:3 P.M.

Respectfully submitted by:

Jessie Fain, Deputy Clerk-Treasurer