

STOREY COUNTY COMMISSION MEETING  
TUESDAY, DECEMBER 2<sup>ND</sup>, 2008 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

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Roll Call.

Present: Administrative Officer Marilou Walling, Chairman Greg Hess, Commissioner John Flanagan, Comptroller Hugh Gallagher, County Manager Pat Whitten, Director of Building and Planning Dean Haymore, Director of Public Works Mike Nevin, District Attorney Harold Swafford, Sheriff James Miller, Vice-Chairman Bob Kershaw, Division Chief Eric Guevin, Undersheriff Chris Parsons

CALL TO ORDER

The meeting was called to order by The Chair at 2:02 P.M.

PLEDGE OF ALLEGIANCE

The Chair led those present in the Pledge of Allegiance.

PUBLIC COMMENT

None

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 2, 2008

Approval of Minutes for November 18, 2008

Correspondence

## Approval of Claims

## Approval of Maps

### Approval of Planning Commission Minutes from November 20, 2008

2009-014 BOUNDARY LINE ADJUSTMENT: By Marshall & Lauren McBride and Richard Gipe Trust VC

Applicants are requesting a Boundary Line Adjustment between APN 001015-02 and 001-015-05 to accommodate existing improvements, as agreed, between property owners.

Larry Prater a motion to approve the Boundary Line Adjustment with the conditions from the staff report.

1. Gas line for propane tank of north property, Lot 3, shall be relocated so that no part is outside of or on the south side of the fence line.

2. At no time, now or in the future, shall any accessory structure (tool shed, barns, playhouse, etc) be constructed on the north side of the house located on Lot 5, between the house and the existing tool shed on Lot 3.

The motion was seconded by Bret Tyler, with no further discussion all voted aye and the motioned carried.

2009-015 BOUNDARY LINE ADJUSTMENT: By Bradley & Brenda Shell and Laura & Karen Wells VC

Applicants are requesting a Boundary Line Adjustment between APN 001032-05 and 001-033-11. A retaining wall, build by the Shells, is encroaching on portion of abandoned Stewart Street that was awarded to the Wells during the prior street abandonment.

Bret Tyler made a motion to approve the application for Boundary Line Adjustment eliminating conditions 3, 4, 5 and 8 (from the original staff report) but with the following conditions:

1. The project shall comply with all applicable State Statutes and County ordinances, plans, reports, materials, etc., as submitted. In the event of a conflict between said plans, reports, materials and County ordinances, County ordinances in effect at the time the building permit is applied for, shall prevail.

2. Any easements required by Public Works Department stay with roadway.

3. The entire face of the exposed manmade east facing slope, the "fill", shall be landscaped with natural vegetation, or vegetation conducive to living in a high desert climate of Northern Nevada, so that a root system can become established preventing soil erosion and possible flooding of neighboring properties and that negative visual impacts are mitigated.

4. The life of the landscaping covering the area defined in part six (3) above shall be maintained by means of appropriate irrigation and maintenance.
  5. Ground above the existing cement retaining wall to the north shall be graded so that it is flush with the top of the retaining structure and thus will not retain and/or shunt storm water onto neighboring properties.
- The motion was seconded by Lydia Hammack, with no further discussion all voted aye and the motion carried.

Authorize County Manager to attend the Virginia Highlands, LLC vs. Storey County settlement conference and enter settlement discussions/negotiations at the conference. If a settlement is reached, it would be subject to full board approval at the next Commission meeting after the settlement conference.

Approval of Administrative Policies and Procedures 701 thru 901

Approve lease for Virginia City billboard to the Historic Fourth Ward School Foundation.

LICENSING BOARD:

FIRST READINGS:

1. ABSOLUTE WATER WORKS – Contractor / 55 Quarterhorse Cr, Reno
2. CHRISTENSEN & GRIFFITH CONSTRUCTION CO. – Contractor / 30 S 1100 W, Tooele UT
3. JOHN HORN CONSTRUCTION – Contractor / 525 Spice Island Dr, Sparks
4. GUNSTEN CONSTRUCTION – Contractor / 2776 Squires St, Minden
5. CRAWFORD CONSTRUCTION – Contractor / 8060 Double R Blvd #400, Reno
6. R & D CUSTOM IRON & SCREEN – Contractor / 8975 Double Diamond Pkwy #A6, Reno
7. RENO ENGINEERING CORP at TRI – General / 420 USA Pkwy #105 / McCarran TRI
8. RL USA, LLC – Out of County / 8725 Technology Way, C1 / Reno
9. SIERRA WINDS PRODUCTS for LEISURE, LLC – Contractor / 592 California Ave #B, Reno

END OF CONSENT AGENDA

Motion: Approval of 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

Sheriff Miller

1. Lockwood Sub-station will be opening soon. Important to maintain a presence in both TRI and Lockwood.

Administrative Officer Marilou Walling

1. County Christmas party is scheduled for Friday, December 12<sup>th</sup> at the Fourth Ward School starting at 4:00 P.M. The party will be catered but anyone is welcome to provide a dish.

Division Chief Eric Guevin

1. In process of changing out self contained breathing apparatus.
2. Working on volunteer program to encourage new members.

Director of Building and Planning Dean Haymore

1. Attended a formulation meeting for Truckee River Canal Safety Committee and requested that Storey County be invited. Representation is needed to help take action on items such as seepage in the Painted Rock area of the canal.

County Manager Pat Whitten

1. The BLM is beginning the official process of discussing the Windfarm proposal in the Gold Hill and Virginia City areas. The first scoping meeting is to be held December 10<sup>th</sup>, 2008 at 4:00 P.M. in the BLM Carson City District Office. The public is encouraged to attend.

DISCUSSION/ACTION: Input regarding requests for Community Development Block Grants for 2009

Administrative Officer Marilou Walling clarified that there can only be one Community Development Grant submitted per year. Community Chest is again requesting funds of approximately \$125,000 to \$150,000 to be allocated towards the construction of their Community Center. Director of Public Works Mike Nevin proposed the grant be awarded to waterline replacements. This request was not granted last year and he would like it reconsidered. Replacements are needed between the tank on the divide and the top end of Gold Hill as well as the line from Cabin in the Sky up to the Silver City Tank. The estimated cost is \$200,000 with thoughts of some in-kind match of equipment and labor. Chairman Hess and Ms. Walling discussed Lyon County also submitting a request for a joint grant since the line replacement will benefit Lyon County as well. The original water system was built through a joint grant.

The grant proposals will be presented on the next agenda. No action taken per Chairman Hess.

DISCUSSION/ACTION: Approval of Resolution 08-269 Adoption of International Fire Code and fee schedule

Motion: Approval of Resolution 08-269 Adoption of International Fire Code and fee schedule

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

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

DISCUSSION/ACTION: First Reading of Ordinance 08276 an Ordinance Establishing Rule Concerning the Operation of County Cemeteries within Storey County.

District Attorney Swafford clarified that this applies to the county sections of the cemetery only and not any privately owned portions. Mr. Swafford proceeded to read the Ordinance into record.

Per Chairman Hess, no action taken, first reading only.

DISCUSSION/ACTION: Second Reading: Liquor License, Cabaret License, Gaming (10 machines), Ponderosa Saloon

Motion: Second Reading: Liquor License, Cabaret License, Gaming (10 machines), Ponderosa Saloon

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

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

DISCUSSION/ACTION: Dedication Map for EP Minerals, LLC (Eagle Picher) EP Minerals, LLC would like to dedicate to Storey County, a portion of Portofino Drive being Parcel 200839, approximately 4,284 ft in length and 9.79± acres. This road runs through the Eagle Picher property located east of USA Parkway, in Section 35, APN 004091-41.

Vince Griffith of Reno Engineering Corporation (representing TRI Center and EP Minerals) brought forth maps concerning a road that was built by TRI through EP Mineral's property. The agreement between TRI and EP Minerals was for TRI to build the road and EP Minerals would then dedicate it to Storey County upon completion. Director of Building and

Planning Dean Haymore stated that the road has created two lots in which EP Minerals has up for sale. A portion of the road includes storm drain system and sewer improvements. The value of the road is being requested for the TRI auditors less the drain and sewer for the two newly created parcels. This road was built to county specifications and will become a county road if the dedication is accepted.

Motion: Dedication Map for EP Minerals, LLC (Eagle Picher) EP Minerals, LLC would like to dedicate to Storey County, a portion of Portofino Drive being Parcel 2008-39, approximately 4,284 ft in length and 9.79± acres. This road runs through the Eagle Picher property located east of USA Parkway, in Section 35, APN 004-091-41.

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

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

#### LICENSING BOARD:

##### SECOND READINGS:

1. AIRHART, LTD – Contractor / 2258 Ruddy Way, Sparks
2. EMPIRE CONTRACTORS, LLC – Contractor / 896 Southwood Bl #1, Incline Village
3. EXPERIENCED PAINTERS – Contractor / 250 Ramsey Way, Reno
4. FLY’N WRENCH – Out of County / 2258 11705 Fir Dr, Reno
5. MB LEWIS CONSTRUCTION, Inc.– Contractor / 261 Lewis Lane, Fallon
6. PONDEROSA SALOON– General / 106 South C St, VC (new owner) removed, to be continued
7. RICK the HANDYMAN– Home Business-Handyman / 21605 Dortort Rd, VC Highlands VCH
8. UNLIMITED SOLUTIONS ENTERPRISES, LLC– Home Business / 4940 Bullion Rd, VC Highlands VCH
9. WILD BUNCH, LLC, LLC– Home Business / 4940 Bullion Rd, VC Highlands VCH
10. WILLIAMS SCOTSMAN, Inc. – Contractor / 4911 Allison Pky, Vacaville CA

Motion: Licensing Board Approval with the exception of Item 6 Ponderosa Saloon.

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

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

**BOARD COMMENT**

Vice-Chairman Bob Kershaw recommended that Storey County create a list of projects that create or keep jobs in the event that a stimulus payments given to the state in the future.

**ADJOURNMENT**

The meeting as adjourned by the call of The Chair at 2:33 P.M.

Respectfully submitted by:

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Jessie Fain  
Storey County  
Deputy Clerk-Treasurer