



**STOREY COUNTY BOARD OF COUNTY
COMMISSIONERS MEETING**
TUESDAY, SEPTEMBER 16TH, 2014 10:00 A.M.
DISTRICT COURTROOM

MINUTES

MARSHALL MCBRIDE
CHAIRMAN

BILL MADDUX
DISTRICT ATTORNEY

LANCE GILMAN
VICE-CHAIRMAN

BILL SJOVANGEN
COMMISSIONER

VANESSA STEPHENS
CLERK-TREASURER

Roll Call: Chairman Marshall McBride, Vice-Chairman Lance Gilman, Commissioner Bill Sjovangen, District Attorney Bill Maddox, County Manager Pat Whitten, Public Works Director Mike Nevin, Acting Chief Deputy Melanie Keener, Community Services Director Cherie Nevin, Tourism Director Deny Dotson, Special Council Bob Morris, Deputy District Attorney Anne Langer, Emergency Management Director Joe Curtis, Administrative Officer/Senior Planner Austin Osborne, Recorder Jen Chapman, Comptroller Hugh Gallagher and Clerk & Treasurer Vanessa Stephens

1. CALL TO ORDER AT 10:00 A.M.

The meeting was called to order by the Chair at 10:00 a.m.

2. PLEDGE OF ALLEGIANCE

The Chair led those present in the Pledge of Allegiance

3. DISCUSSION/POSSIBLE ACTION: Approval of Agenda for September 16, 2014 Pat Whitten requested items 14, 15, 9, 13 and 17 be moved immediately following the Consent Agenda.

Motion: Approve Agenda for September 16, 2014, with the reorganization of items. **Action:** Approve **Moved by** Commission Sjovangen **Seconded by** Vice-Chairman Gilman **Vote:** Motion carried by unanimous vote (**summary:** Yes=3)

CONSENT AGENDA

4. For possible action approval of Payroll Checks date 08/29/14 for \$347,107.97. Accounts Payable date 8/25/14 for \$624,706.62 and 9/05/14 for \$167,982.47 and \$3,414.94.

5. For possible action approval of Treasurer report for August 2014

6. For possible action approval of Business License First Readings -
 - a. INTELLISOURCE, LLC - General / 3200 USA Parkway (HR for Zulily) TRI
 - b. AMERICAN EAGLE ELECTRIC, INC. - Contractor / 1055 Industrial Way #6 ~ Sparks (Elect Cont)
 - c. JOHNCO ENTERPRISES - Contractor / 2875 N Escondido Court ~ Reno (Contractor)
 - d. FRAZIER MASONRY CORP - Contractor / 747 East Ave L8 ~ Lancaster, CA (Contractor)
 - e. COMSTOCK PAINTING & HANDYMAN - Contractor / 4450 Lousetown ~ VCH (Contractor)
 - f. TCR CONSTRUCTION, LLC - Contractor / 3976 Kentwood Court ~ Reno (Contractor)

END OF CONSENT AGENDA

Motion: Approve Consent Agenda. **Action:** Approve **Moved by** Commissioner Sjovangen **Seconded by** Vice-Chairman Gilman **Vote:** Motion carried by unanimous vote (**summary:** Yes=3)

14. DISCUSSION/POSSIBLE ACTION: Approval of Agreement for Allocation of Catalyst Funds between the State of Nevada Governor's Office of Economic Development and Storey County with respect to a \$630,000 grant to Ardagh Metal Packaging USA Inc.

County Manager Pat Whitten stated that Ardagh is a world-wide can manufacturing company. Catalyst Funds have been set aside by the Legislature to entice new companies to locate to Nevada. Ardagh applied for a Catalyst Fund grant in the amount of \$630,000. This is State money with no direct cost to Storey County. Storey County is facilitating the agreement already approved by the State. This item has been approved by the County District Attorney and the Attorney General's Office.

Vice-Chair Gilman, a principle in TRI and the TRI water and sewer system, recuses from any testimony or vote on this item.

Motion: Approve Agreement for Allocation of Catalyst Funds between the State of Nevada Governor's Office of Economic Development and Storey County with respect to a \$630,000 grant to Ardagh Metal Packaging USA Inc. **Action:** Approve **Moved by** Commissioner Sjovangen **Seconded by** Chairman McBride **Vote:** Motion carried by unanimous vote (**summary:** Yes=2)

15. DISCUSSION/POSSIBLE ACTION: Approval of Catalyst Fund Reimbursement Agreement between Ardagh Metal Packaging USA Inc; the Economic Development Authority of Western Nevada and Storey County.

County Manager Pat Whitten stated this item passes through approval of the Catalyst Fund Reimbursement Agreement between Ardagh and Storey County at no cost to Storey County. Brad Bommer representing the Governor's Office of Economic Development, discussed the Catalyst Fund Program. The Catalyst Fund is performance-based and no funds are paid to Ardagh until jobs have been created.

Chair McBride said this can manufacturing plant will be a phenomenal operation.

Motion: Approve Catalyst Fund Reimbursement Agreement between Ardagh Metal Packaging USA Inc; the Economic Development Authority of Western Nevada and Storey County. **Action:** Approve **Moved by** Commissioner Sjovangen **Seconded by** Chairman McBride **Vote:** Motion carried by unanimous vote (**summary:** Yes=2)

9. DISCUSSION ONLY (No Action): Presentation from Mike Kazmierski, President and CEO of Economic Development Authority of Western Nevada (EDAWN), on recent economic development matters pertaining to Storey County and Northern Nevada.

Mr. Kazmierski thanked County Manager Pat Whitten, Director of Community Development Dean Haymore and the team in supporting economic development in the region and for supporting Ardagh. Mr. Kazmierski also thanked the Governor and the Governor's Office of Economic Development for commitment to economic development in the region. EDAWN's objectives are to attract, retain and grow quality jobs.

Mr. Kazmierski's power point presentation is attached to the minutes.

County Manager Pat Whitten commended EDAWN on their professionalism and thanked EDAWN for their service. Chair McBride and Vice-Chair Gilman expressed appreciation to Mr. Kazmierski for the presentation.

Chair McBride recuses from testimony or voting on items 13 and 17 as both items refer to a company in which Chair McBride is a principal.

13. DISCUSSION/POSSIBLE ACTION: Approve a Lease with an Option to Purchase the courthouse parking lot and surrounding area from THE BUCKET OF BLOOD SALOON, INC. (APN 001-081-01, APN 001-081-02 and APN 001-081-05) \$4,500 per quarter until July 2017 whereupon Storey County can purchase the property on terms set forth.

County Manager Pat Whitten reviewed a photo of the current parking lot and adjacent property currently under lease from the McBride family. The County recently purchased two more parcels with the intent to build parking on these parcels. The current lease is \$4,500 per quarter. It was agreed to add the additional parcels at no additional cost and to strengthen the terms of the County's first right to purchase at such time as deemed proper, at the same per square foot price recently appraised or at an appraised value, whichever is less.

Mr. Whitten described the retaining wall that would be needed.

District Attorney Maddox stated this Agreement gives the County an option to purchase in 2017.

Planner Dessie Redmond explained that depending on where the wall is placed, there will be between 80 and 100 parking spaces. Pictures can be viewed on Ms. Redmond's computer.

Mr. Whitten said Ms. Redmond will prepare the final design in-house. The lot will have landscaping, xeri-scaping, boardwalks or pavers.

Public Comment:

Kay Dean, Virginia City Highlands resident: Ms. Dean proposed the Board consider purchasing the property at this time.

Mr. Whitten stated at this time the property is not for sale.

Mark Joseph Phillips, Virginia City resident: Mr. Phillips submitted an 8-page document for attachment to the minutes. Mr. Phillips states Chair McBride has failed to up-date financial statements.

Nicole Barde, Virginia City Highlands resident: Ms. Barde asked for clarification of the lease with the McBride family. Is this an infrastructure project?

Mr. Whitten said this item is strictly for the lease.

Deny Dotson, VCCT Tourism Director: Congratulations to the Board and the McBride family for the opportunity to have additional parking. This will result in cost-savings during events where properties have been rented for parking.

Motion: Approve Lease with an Option to Purchase the courthouse parking lot and surrounding area from THE BUCKET OF BLOOD SALOON, INC. (APN 001-081-01, APN 001-081-02 and APN 001-081-05) \$4,500 per quarter until July 2017 whereupon Storey County can purchase the property on terms set forth, **Action:** Approve **Moved by** Commissioner Sjovangen **Seconded by** Vice-Chairman Gilman **Vote:** Motion carried by unanimous vote (**summary:** Yes=2)

The Vice-Chairman called for a recess at 11:03am; meeting called to order at 11:16am

17. DISCUSSION/POSSIBLE ACTION: Special Use Permit 2014-016. By Jim Minar on behalf of Supergraphics located at 1 South C Street, Virginia City, Storey County, Nevada at a business commonly known as the Bucket of Blood Saloon (APN: 001-085-11). The applicant requests a Special Use Permit for the placement of a mural on the exterior portion of the building.

Duane Edwards from Wells Fargo, representing the applicant, presented the Board with a mock-up of the mural. The mural will be on the exterior wall of the new ATM outside the Bucket of Blood Saloon.

Mr. Whitten thanked Mr. Edwards and management at Wells Fargo, for replacing the prior bank's ATM and also for providing night-drops to merchants in town.

Mr. Edwards said Wells Fargo is paying for the mural.

Dessie Redmond read the Findings and Facts:

- The proposed SUP complies with the general purpose, goals, objectives, and standards of the county master plan, this title, and any other plan, program, map, or ordinance adopted, or under consideration pursuant to official notice by the county; and
- The proposed SUP will be compatible with existing adjacent land uses and will not cause substantial negative impact on adjacent land uses or other properties in the vicinity. The

proposed mural will enhance the immediate surrounding area with regard to tourism, promoting commerce and highlighting history of the community in which it is located; and

- The Conditions of Approval of the proposed SUP require compliance with the applicable codes;
- The proposed SUP will not impose substantial adverse impacts or safety hazards on the abutting properties; and
- The proposed SUP is in compliance with Storey County Code 1784 Signs and Billboards; and
- The Conditions of Approval require compliance with the regulations of the Comstock Historic District Commission.

Motion: Approve with conditions Special Use Permit 2014-016 for the placement of a mural on the exterior portion of the building at APN: 001-085-001 **Action:** Approve **Moved by** Commissioner Sjovangen **Seconded by** Vice-Chairman Gilman **Vote:** Motion carried by unanimous vote (**summary:** Yes=2)

7. DISCUSSION (No Action - No Public Comment): Committee/Staff Reports

Public Works Director Mike Nevin:

Update on the sewer plant project: Delivery is scheduled this Friday of the EQ tank, which necessitates the closure of Six Mile Canyon for a period of 4 hours this Friday. This has been posted for 2 weeks with reader boards on both ends and that will facilitate a 100 foot truck and trailer delivering to the site. Once the tank is in place, the dirt work below can be continued and the project should move fairly rapidly after that. The contaminated soil issues have been resolved and the change orders have been approved and signed off by USDA.

The Divide and Five Mile Reservoir Rehabilitation Project is progressing. The pre-bid conference was held last week with six contractors participating and they all looked at both sites. The bid opening is this Thursday afternoon at Far West Engineering in Reno at 2PM. Mr. Nevin displayed a historic photograph of the reservoir when first constructed. This reservoir was used as a water supply for Virginia City and Gold Hill, and served as means for ice in the winter, which was cut and stored and used in the mines and for refrigeration. Mr. Nevin presented a drawing of the vision of what the sites will look like when completed. Additional water to be stored at these two reservoirs - at Five Mile the storage will be increased from 5.5 million gallons, to 7,824,000 gallons. The Divide Reservoir will store an additional 2 million gallons. The biggest benefit to those not living in Virginia City, Gold Hill or Silver City, would be fire protection. Over time, these reservoirs have served the needs of fighting wildland fire as a means for helicopter dipping. Water is also impounded at the Five Mile location. In the event the siphon was to fail, there would be back-up water for up to 2 to 3 months. The Divide Reservoir is treated water and would be more of park setting which could be used by all.

Mr. Nevin has been selected as a delegate to attend the National Rural Water Conference in Seattle, Washington. Mr. Nevin will not be able to attend the October 7th County Commission meeting.

Virginia City Senior Center Director April Enloe:

The lasagna cook-off will be October 10th. Ten applicants, who are local cooks, have already signed up. The cook-off starts at 6 and tickets can be purchased at the door.

The seniors have participated in another field trip and will be visiting Apple Hill next week.

The Senior Center is shopping at Winco, Cash & Carry and Sam's Club. This is extra effort but the products are better and less expensive. Hopefully, this will keep the budget in line.

Lockwood Community/Senior Center Merilee Miller:

The mural previously discussed cannot be completed until spring. The community is really excited and looking forward to this.

Lockwood Community/Senior Center John Miller (presented by Merilee Miller): There are 30 trees of which two were damaged and have been removed. Over the last two weeks, John has started to dig out the grass around the trees with help from a young gentleman who had community service. An Eagle Scout will help to complete the project, including planting two trees to replace the ones removed.

Community Services Director Cherie Nevin:

A flu-immunization clinic will be held September 17th at Hillside Elementary School in Lockwood. This is open to the public in Lockwood. This is the first time Community Services has partnered on something like this.

The Storey County Health Fair will be held October 18 from 10 to 2 at Piper's Opera House.

The Mark Twain Community Center will hold annual elections tomorrow evening. Ms. Nevin and Vice Chair Gilman will attend. Hopefully a flu-immunization clinic will be scheduled at this Center for the end of October.

St. Mary's Art Center is starting work on the front porch repair project. This project received a State Historic Preservation Grant. Work should be done before winter.

The new kitchen equipment has been ordered for the Virginia City Senior Center as part of a grant, to be delivered in about six weeks. After the new equipment is in place, new counter tops will be installed. There was an almost \$2,000 savings in what was budgeted and what the actual cost was. These funds can be re-utilized for something else that may be needed in the kitchen.

Last week, Ms. Nevin, along with Dessie Redmond, attended the Annual Community Development Block Event Forum in Eureka, Nevada. This was a chance to interact with other rural communities in Nevada. A lot was learned about various economic development projects. The position of Program Administrator held by Des Craig is being eliminated. Pete Wallish, a GOED Regional Director is assuming this position. A presentation was made to Mr. Craig on behalf of the rural communities. Mr. Craig was a great advocate for Storey County.

As done in the past, Storey County Day at the Food Bank has been scheduled for November 13th. This allows staff to give back to the Food Bank of Northern Nevada. More information will be coming.

Tourism Director Deny Dotson:

Lisa Findley has been on the VCTC Board for many years and is taking a step back to travel. Ms. Findley has been a wonderful asset. There will now be an open seat with the moteliers. The position will be advertised for a viable candidate to be in place after the first of the year.

Patrick Gilmore will be finalizing details on an NCOT grant. The goal is to do this over 2 or 3 cycles, focusing heavily on small meetings and groups, Monday through Thursday. Weekday business needs to expand in Virginia City. This would help with room nights, restaurant owners and shops.

Tomorrow a work crew will start at the Gold Hill Depot clearing the floor and getting ready for upcoming events, including an event celebrating Nevada's 150th birthday on October 31st.

Taste of the Comstock will be held this weekend. For \$20 you can taste samples from all the restaurants, a few taverns, and bed and breakfast locations. The 100 Mile Endurance Horse Race will also be this weekend.

Street Vibrations is the "big party", with close to 50 vendors. The Outhouse Races will be October 4th and 5th. The Zombies are back on the 11th of October.

Administrative Officer/Senior Planner Austin Osborne:

The Master Plan will become a priority with July the target completion date. Public workshops need to be held and there is work to be done. This will be a priority in addressing all the needs of the County.

Mr. Osborne commended Planner Dessie Redmond for working with CDBG and Cherie Nevin. There may be a substantial amount of money available to obtain professional expertise and outside consultation in preparation of the technical aspects the Master Plan.

Planner Dessie Redmond:

Staff has been very busy with MMEs and Planning Commission meetings, and files coming in. Those things are starting to slow and meeting minutes are now on track.

Staff declared a nuisance at Mark Twain. The party involved has 30 days to advise staff how that nuisance will be taken care of. If there is no response in the proper amount of time, Ms. Redmond and the District Attorney will discuss how to approach the issue.

Staff published an article in the APA (American Planning Association County Newsletter) about Storey County in discussing rural communities. Contact Ms. Redmond to read the article. The article will be published in the Nevada American Planning Association Newsletter in time for the annual conference in Las Vegas.

Comptroller Hugh Gallagher:

Last week Mr. Gallagher attended a County Fiscal Officer's Association meeting. Kim Whalen, current Nevada Comptroller, reviewed a publication regarding pension and profit sharing reporting. PERS has the liability for the future benefits for all of the County's retirees. The rate has now increased to 26% for county employees and police/fire almost 41%. At the next session of the legislature, this rate will go up again. The financial situation depicted by Ms. Whalen is going to filter down to the county level. Mr. Gallagher is opposed to, and is going to reject this, as it is not the County's problem.

By next year, Wells Fargo Bank is anticipating that Smart Cards will replace mag-stripe credit cards. The technology has been around a long time and is very safe.

Acting Chief Deputy Melanie Keener:

Ms. Keener said the Sheriff is continuing to work with Austin Osborne to resolve paperwork issues with all CERT members, now recognized by the Citizens Corps Council.

Volunteers helped with two recent parades and assisted with the Washoe County Air Races.

County Manager Pat Whitten:

Mr. Whitten reported the U. S. House of Representatives passed Mark Amodei's Nevada Lands package, and while focused on Yerington and Lyon County, it is also great news for residents and businesses owning property in Virginia City and Gold Hill. The bill now moves to the Senate with Senator Heller's and Senate Majority Reid's support. With cautious optimism, there is a good chance on getting the bill through the process before Congress adjourns this session.

Chair McBride commented if this bill does not get through the Senate this session, the process has to start over.

District Attorney Bill Maddox:

Mr. Maddox attended a District Attorney conference in Lake Tahoe last week. Attending these conferences allows Mr. Maddox to connect with individuals in person. There were 10 good speakers who discussed various subjects including digital information.

Deputy District Attorney Anne Langer:

Ms. Langer agreed with Mr. Maddox's comments regarding the conference and especially the Digital Forensic information presented. There is a grant available, with all expenses paid, to attend a Digital Forensic presentation. Ms. Langer feels fortunate to have attended the conference last week and to maybe move higher on the list to receive the grant.

8. BOARD COMMENT (No Action - No Public Comment)

Commissioner Sjovangen, while at Burning Man, talked with an individual from Senator Reid's office regarding the Land Bill. She indicated both Senators were on board with the Omnibus Land Bill.

Regarding the State Bills, as of this date, there are just over 500 bills.

10. DISCUSSION ONLY (No Action): Provide an overview of the State of Nevada Community Development Block Grant (CDBG) program for the upcoming 2015 grant application cycle.

Cherie Nevin, Community Services Officer, said this is the first in a series of public hearings required by the grant.

Ms. Nevin discussed the goals and eligible activities for which CDBG funds are available. The only area of Storey County that qualifies at this time is the Lockwood community. Projects such as the Master Plan may qualify under an urgent need because of the influx of economic development going on in this community. Fewer applications with larger dollar amounts are being considered this year.

Ms. Nevin reviewed past and present Storey County Projects funded by, or in part by, CDBG funds. Input from citizens is being sought for ideas on possible projects for the 2015 CDBG application process. Ideas need to be submitted by October 8, preferably in writing. At the December 2nd meeting, all ideas will be reviewed and a finalized list will be presented.

11. DISCUSSION/POSSIBLE ACTION: Whether to amend the Storey County Infrastructure Tax plan of projects by adding a sunset date of 10 years and whether to approve the expenditure of the infrastructure tax funds on the following plan projects: Five Mile Reservoir restoration, Gallagher-Clark lot purchase and renovation, increasing the renovation cost to \$750,000, and considering any additional projects on the plan ready for funding.

Special Legal Counsel, Robert Morris reviewed the previous meetings where the Board discussed what to include in the plan. During the approval of the plan of projects, it was anticipated that the plan could be amended and the Board would approve the expenditure of funds on specific projects when ready to proceed.

Mr. Morris discussed the proposed amendments. It is being recommended the Justice Court Building purchase be taken off the plan of projects. Language to include a 10-year sunset date, as required by NRS, is being recommended. The third amendment would be to change the Justice Court building purchase to the Courthouse parking lot. It is also recommended the Gallagher/Clark renovation cost be increased to \$750,000.

The second part of this item is to approve expenditure of infrastructure tax funds on the Five-Mile Restoration, the Divide Restoration, and the Gallagher/Clark lot purchase - now the Courthouse Renovation.

County Manager Pat Whitten commented this infrastructure tax plan has, and will, continue to change.

Public Comment:

Kay Dean, Virginia City Highlands resident: Ms. Dean expressed concern about accuracy of the staff report.

The Commissioners discussed the appraisal that had been obtained regarding the completed parking lot. Mr. Whitten said the parking lot was never intended to be a paid parking lot.

Lesley Cater, Painted Rock resident: Would like to have fire hydrants and maintained roads in Painted Rock.

Clay Mitchell, Virginia City resident: Requested information on potential engineering costs for the parking lot.

Mr. Whitten said \$21,000 is the preliminary estimate from Farr West Engineering. This project will go out to bid.

Vice Chair Gilman said bridge repairs at Painted Rock have been completed. A decision was made not to make road improvements in order to avoid bringing in off-road use to the area. Vice Chair Gilman asked why the bridge repair had not been removed from the plan of projects.

Mr. Whitten said the project could be removed, but if left it could cover a project that may come up in the future.

Vice Chair Gilman stated the sunset clause date could be changed in the future and projects added and changed. Mr. Morris affirmed this statement.

Motion: Approve the expenditure of infrastructure tax funds on the Five Mile Reservoir restoration not to exceed \$300,000, Divide Reservoir restoration not to exceed \$80,000, Gallagher/Clark Parking lot purchase not to exceed \$250,000, and Courthouse Parking Lot renovation not to exceed \$21,000, **Action:** Approve **Moved by** Commissioner Sjovangen **Seconded by** Vice-Chairman Gilman **Vote:** Motion carried by unanimous vote (**summary:** Yes=3)

The Vice-Chairman called for a recess at 1:00pm; meeting called to order at 1:14pm

16. COMMUNITY DEVELOPMENT AND PLANNING

DISCUSSION/POSSIBLE ACTION: Special Use Permit Extension & Amendment 2012-014-A-1-2014. By Roger MacLachlan on behalf of Vista Towers, for a property located at 21485 Saddleback Road, Virginia City Highlands, Storey County, Nevada (APN: 003-101-66). The applicant requests an amendment to Special Use Permit 2012-014 in order to modify a condition of the existing permit requiring a contract with one or more cellular carriers before construction of the “mono-pine” wireless communications tower may commence. The Applicant is also requesting an extension to Special Use Permit 2012-014 which, due to inactivity, will expire.

Planner Dessie Redmond noted a correction to the Agenda: “mom-pine” wireless communications tower should be “mono-pine”.

Ms. Redmond referred to the staff report for details of this item. Daniel Davis is present representing applicant.

Ms. Redmond read findings and facts:

- The proposed commercial wireless communications facility is in accordance with the stated goals and objectives of the Storey County Master Plan by providing wireless telephone and internet to this populated region to better protect the safety and welfare of residents by enhancing emergency communications, including emergency 911 services, and response times for emergency personnel; increasing education opportunities by facilitating efficient and reliable access to the internet; fulfilling a long recognized need and desire for consistent and reliable communications in the residential area; and maintaining a healthy environment for all residents of the county by fulfilling the above and by implementing substantial measures to mitigate visual impacts that otherwise would cause substantial adverse impact to the surrounding environment.

- A special use permit in accordance with Section 17.12.044 and Chapter 17.62 of the Storey County Code which is required for the proposed wireless commercial communications antenna support tower as proposed by SUP Application No. 2012-14.
- The proposed facility is in accordance with the conditions of SUP No. 2012-14 will not conflict with the purpose, intent, and other specific requirements set forth in the E-1-VCH (Estate Zone) in which the commercial wireless communication facility is proposed be located.
- The conditions and stipulations under SUP No. 2012-14 are in accordance with the minimum requirements set forth by Chapter 17.62 of the Storey County Code and are at least as stringent as and not in conflict with the applicable federal, State and Storey County regulations, including the applicable rules of the FCC and the Federal Telecommunications Act of 1996, pertaining to the construction and placement of structures and the construction and operation of commercial wireless communications towers.
- The conditions of approval under SUP No. 2012-14 impose sufficient regulations on the wireless commercial communications facility to reasonably mitigate associated impacts on adjacent and surrounding residences and land uses.
- Growth in the commercial wireless telecommunication industry has resulted in increased applications to municipalities for installation of wireless signal facilities. As consumer demand increases, so does the need for the industry to expand the number of antennas receiving

Motion: Approve the conditions for Special Use Permit Application 2012-014-A-1-2014 for amendment and extension to Special Use Permit 2012-0140A-1-2014 and the extension of SUP 2012-14 pursuant to Storey County Code 17.03.150(G). **Action:** Approve **Moved by** Commissioner Sjovangen **Seconded by** Vice-Chairman Gilman **Vote:** Motion carried by unanimous vote (**summary:** Yes=3)

12. DISCUSSION/POSSIBLE ACTION: Approve resolution 14-408 for a one-year moratorium to prohibit Medical Marijuana Establishments (MMEs) in Storey County, and providing for other properly related matters.

Vice Chair Gilman recuses from discussion and vote on this item as Vice Chair Gilman is a property owner and involved in a transaction within properties that are owned.

Planner Dessie Redmond reviewed Senate Bill 374, which authorizes MMEs in Nevada. Local jurisdictions have the right to opt out or, if they opt in, to regulate the location of MMEs through zoning and business license requirements. Staff is recommending a one-year moratorium to prohibit MMEs in Storey County to allow reasonable time to evaluate and assess the potential impact on how MMEs will affect communities where permitted.

Public Comment:

Carey Richardson: Mr. Richardson would have liked more notice of this item and does not believe the public is up to speed on this issue.

Mark Joseph Phillips, Virginia City resident: Mr. Phillips concurs with Mr. Richardson in opposing a one-year moratorium and asked for more time to respond.

Kay Dean, Virginia City Highlands resident: Ms. Dean likes the fact of possible tax revenues.

Les Cater, Painted Rock resident: Approves of Medical Marijuana.

Clay Mitchell, Virginia City: Asked if there is a risk from the State or Federal level if there is a one-year moratorium.

Ms. Redmond stated the newly adopted Title 17 outright prohibits medical marijuana. If the County did not have regulations set into place after the State ranked the applications, the County would have no direction as to where to go to.

County Manager Whitten said there are issues to be resolved such as security, enforcement, reputation and standards for the establishments.

Commissioner Sjovangen has attended meetings regarding medical marijuana. The State Health Department has a lot of unanswered questions. Other County officials also feel more time is needed on this issue.

Chair McBride has major concerns. In other states, the promise of major taxation has not come to fruition. A one year moratorium seems very reasonable rather than opting out.

Motion: Approve resolution 14-408 for a one-year moratorium to prohibit Medical Marijuana Establishments (MMEs) in Storey County, and providing for other properly related matters, **Action:** Approve **Moved by** Commissioner Sjovangen **Seconded by** Chairman McBride **Vote:** Motion carried by unanimous vote (**summary:** Yes=2)

18. FOR POSSIBLE ACTION, LICENSING BOARD SECOND READINGS:

- a. AGGREGATE RESOURCE DRILLING, LLC - Contractor / 4080 Commercial Ave ~ Springfield, OR (rock driller)
- b. BW CABINETS & DOORS, INC. - Contractor / 52 Miles Road ~ Carson City (cabinet sales/installer)
- c. PAUL BROOKS GENERAL CONTRACTOR - Contractor / 199 East Winnie Lane ~ Carson City, NV (Contractor)
- d. TFG CONSULTING, LLC - General / 1273 Lariat Court ~ Minden (Consultant)
- e. WINDAK, INC. - Contractor / 1254 26th Street ~ Hickory, NC (servicing equipment in County)
- f. DAVE'S HANDYMAN SERVICES - General / 1647 Clover Leaf Drive ~ Sparks (Handyman)
- g. ARDAGH METAL PACKAGING USA, INC. - General / 900 Waltham Way (can mfg)
TRI
- h. A-Z WELDING & FABRICATION, LLC - General / 1215 Alexandria (welding fab) TRI
- i. ROSSCO ENT., dba AP STAINLESS MFG - General / 1215 Alexandria (manufacturing)

Motion: Approve items a-f, **Action:** Approve **Moved by** Commissioner Sjovangen **Seconded by** Vice-Chairman Gilman **Vote:** Motion carried by unanimous vote (**summary:** Yes=3)

Motion: Continue items g-i, **Action:** Approve **Moved by** Commissioner Sjovangen **Seconded by** Vice-Chairman Gilman **Vote:** Motion carried by unanimous vote (**summary:** Yes=3)

19. CORRESPONDENCE

- a. Letter from Waste Management regarding the Bureau of Labor Statistics consumer price index for garbage and trash collection.

20. PUBLIC COMMENT (NO ACTION)

Les Cater, Painted Rock resident: An escape route is needed in Painted Rock. The TCID road has soft sand and without a 4-wheel drive there is no way out.

Merilee Miller, River District resident: Thanked Chris Anderson, representative from the Waste Management landfill, for lunch on September 9 and for contributing \$1,000 to be used at Hillside School. Ms. Miller thanked Chairman McBride, Assessor Jana Seddon, and Sheriff Antinoro for attending.

Mark Joseph Phillips, Storey County resident: Requested the Board consider a 10% discount for seniors on sewer bills.

21. ADJOURNMENT

The Chair adjourned the meeting at 1:51 pm

Respectfully submitted by,

Vanessa Stephens, Clerk & Treasurer