



STOREY COUNTY BOARD OF COUNTY COMMISSIONERS MEETING

WEDNESDAY, NOVEMBER 12, 2014 12:00 P.M.

DISTRICT COURTROOM

26 SOUTH B STREET, VIRGINIA CITY, NEVADA

MINUTES

MARSHALL MCBRIDE
CHAIRMAN

BILL MADDOX
DISTRICT ATTORNEY

LANCE GILMAN
VICE-CHAIRMAN

BILL SJOVANGEN
COMMISSIONER

VANESSA STEPHENS
CLERK-TREASURER

Roll Call: Chairman Marshall McBride, Commissioner Bill Sjovangen, District Attorney Bill Maddox, Deputy District Attorney Anne Langer, Outside Counsel Robert Morris, Clerk & Treasurer Vanessa Stephens, County Manager Pat Whitten, Chief Deputy Melanie Keener, Community Services Director Cherie Nevin and Comptroller Hugh Gallagher.

Absent: Vice-Chairman Gilman

1. **CALL TO ORDER AT 12:00 P.M.**

The meeting was called to order by the Chair at 12:10pm

2. **PLEDGE OF ALLEGIANCE**

The Chair led those present in the Pledge of Allegiance

Chairman McBride acknowledged the recent passing of Grant Gerber, Elko County Commissioner.

3. **DISCUSSION/POSSIBLE ACTION:** Approval of Agenda for November 12, 2014

Mark Joseph Phillips, Virginia City Resident: Requested Item 8 of the Consent Agenda be pulled for discussion.

Dave Thomas, Virginia Highlands Resident: Requested these comments be reflected in the Minutes. "At the Tuesday, October 21, 2014, Commissioners Meeting, Commissioner Gilman requested - in his capacity as a Storey County Commissioner - that an item be entered into today's Commissioner meeting agenda for a vote of censure against Sheriff Antinoro. Commissioner Gilman spoke for approximately 8 minutes on this topic at the October 21st meeting during which he requested the vote for censure three different times. I'm asking why the agenda item requested by Commissioner Gilman does not appear on the agenda for today's Commissioner's meeting. Given

statements made by Commissioner Gilman at the October 21st meeting, I feel that the citizens of Storey County deserve an explanation why the agenda item requested by Commissioner Gilman does not appear on today's agenda".

District Attorney Bill Maddox, said staff researched the issue of censure. Nevada's Dillon Rule states censure can only be done when specifically authorized by the Legislature. Staff was unable to find anything in the Nevada Revised Statutes discussing the censure of public officials by a County Commission. The County Manager and Commissioner Gilman have been advised of these findings. The request for censure should not be on the agenda.

Motion: Approve Agenda for November 12, 2014, **Action:** Approve **Moved by** Commissioner Sjovangen **Seconded by** Chairman McBride **Vote:** Motion carried by unanimous vote (**summary:** Yes=2)

4. **DISCUSSION/POSSIBLE ACTION:** Approval of Minutes for September 16, 2014

Motion: Approve Minutes for September 16, 2014, **Action:** Approve **Moved by** Commissioner Sjovangen **Seconded by** Chairman McBride **Vote:** Motion carried by unanimous vote (**summary:** Yes=2)

5. **DISCUSSION/POSSIBLE ACTION:** Approval of Minutes for October 7, 2014

Motion: Approve Minutes for October 7, 2014, **Action:** Approve **Moved by** Commissioner Sjovangen **Seconded by** Chairman McBride **Vote:** Motion carried by unanimous vote (**summary:** Yes=2)

6. **DISCUSSION/POSSIBLE ACTION:** Approval of Minutes for October 9, 2014

Motion: Approve Agenda for October 9, 2014, **Action:** Approve **Moved by** Commissioner Sjovangen **Seconded by** Chairman McBride **Vote:** Motion carried by unanimous vote (**summary:** Yes=2)

For possible action approval of October 2014 Treasurer Report (*Originally listed as item 8 under the Consent Agenda.*)

Mark Joseph Phillips, Virginia City Resident: Stated concerns regarding the Treasurer's Report. Specifically, Fund 190 Park and Fund 210, Sheriff's Jail building fund. Fund 210 has been removed by Resolution. The report Fund 210 has a negative fund balance. Why hasn't this fund been taken off the books? Fund 190 Park, also shows a negative balance.

County Manager, Pat Whitten suggested the Comptroller address these issues in the Staff Report.

Motion: Approve October 2014 Treasurer Report, **Action:** Approve **Moved by** Commissioner Sjovangen **Seconded by** Chairman McBride **Vote:** Motion carried by unanimous vote (**summary:** Yes=2)

CONSENT AGENDA

7. For possible action approval of Payroll Checks date 10/24/14 for \$296,939.22, date 10/30/14 for \$106,322.11 and \$49,467.91. Accounts payable checks date 10/17/14 for \$743,890.64 and \$7,646.13, date 10/31/14 for \$1,149,529.21 and \$12,398.27.
8. For possible action approval of October 2014 Treasurer Report
9. For possible action approval of Justice Court Quarterly Report
10. For possible action approval of Business License First Readings –
 - a. IQ TECHNOLOGY SYSTEMS – Contractor / 5595 Equity Avenue ~ Reno (IT Services)
 - b. QUALITY FENCE OF NEVADA – Contractor / 59 Red Rock Road ~ Mound House (fence contractor)
 - c. MONTANA STEAKHOUSE – General / 688 Poleline Road ~ Twin Falls, ID (caterer)
 - d. LARGO CONCRETE, INC. – Contractor / 2741 Walnut Ave ~ Tustin, CA (concrete contractor)
 - e. DIELCO CRANE SERVICE, INC. – Contractor / 5454 Arville Street ~ Las Vegas (crane operator)
 - f. ACE ROOFING – Contractor / 5185 Nola Way ~ Reno (roofing contractor)
 - g. LEAL, INC dba SI AMIGOS MEXICAN RESTAURANT – General / 1553 S Virginia ~ Reno (caterer)
 - h. WALKER CELLULAR, INC. – Contractor / 4021 Alvis Court ~ Rocklin, CA (cell tower contractor)
 - i. LIFE RESCUE, INC. – Contractor / 1424 East 36th Ln ~ Bellingham, WA (safety consulting)

END OF CONSENT AGENDA

Motion: Approve consent agenda, **Action:** Approve **Moved by** Commissioner Sjovangen **Seconded by** Chairman McBride **Vote:** Motion carried by unanimous vote (**summary:** Yes=2)

11. **DISCUSSION/POSSIBLE ACTION:** First reading of Ordinance no. 14-260, an ordinance adding chapter 3.50 to the Storey County Code creating the Storey County Economic Diversification District No. 1 and providing for other properly related matters.

County Manager Pat Whitten said the Nevada Legislature recently passed Senate Bill 1. This bill has created the option for the State and Counties to establish Economic Diversification Districts. It is important to note this is the first reading of the proposed ordinance. There are other related matters to be taken care of, including items provided for in Senate Bill 1. The documents have been approved by County legal counsel and staff, as well as Tesla.

District Attorney Bill Maddox said the Ordinance states that Tesla will pay sales taxes to the State. The State will remit the amounts received from Tesla to the County. The County will pay to Tesla from those funds remitted to the County by the State. Tesla will be required to show costs incurred which would be equal to the amount to be reimbursed by the County. This will be for 20 years. An agreement must be entered into with the State for the State to remit the funds to the County. Another agreement will be needed to reimburse Tesla. This ordinance does not become effective until an agreement with Tesla is reached.

Nicole Barde, Storey County resident: Asked why the name Tesla is not used in the Ordinance rather than “participant”. Should those requirements and standards for other companies to participate in the abatements, be included in the Ordinance. The requirements under SB 1 should be stated.

Mr. Whitten explained the Ordinance was worded to apply to any business, with very few changes, that may come along in the future. The Senate Bill specifically identifies a “lead participant”, in this case Tesla. There are other participants that have been identified. Businesses would have to comply with a number of requirements in SB 1, including minimum investment, number of Nevada residents hired, and obtaining eligibility from the Governor’s Office of Economic Development.

Mr. Whitten said the Ordinance is specifically directed to the land owned by Tesla. Language directly from SB 1 allows the County to negotiate costs from Tesla.

Ms. Barde asked for an explanation of the difference between the infrastructure billing indicated in the Ordinance and the infrastructure currently billed to Storey County from TRI.

Mr. Whitten said the infrastructure agreement with TRI is for improvements made on a pre-approved basis. Mr. Whitten reviewed language of the Ordinance pertaining to costs and requirements.

District Attorney Maddox suggested reading SB 1, the Agreement with TRI, and the Ordinance.

Chairman McBride clarified that this Ordinance is simply a “sales tax pass through”. The County is not losing any tax revenue and it is not costing the County.

District Attorney Maddox read the Ordinance:

An Ordinance adding Chapter 3.50 to the Storey County Code creating the Storey County Economic Diversification District #1 and providing for other properly related matters.

Motion: Approve first reading of Ordinance no. 14-260, **Action:** Approve **Moved by** Commissioner Sjovangen **Seconded by** Chairman McBride **Vote:** Motion carried by unanimous vote (**summary:** Yes=2)

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

Merilee Miller, River District:

- Ms. Miller passed out photos of the Park showing repairs and clean- up to the grounds and landscaping. There have been requests from several residents for replacement of the swing-set for smaller children.
- Repairs have been made to the Lockwood-Rainbow Bend Community Building, including the over-hangs on both sides, replacement of trim around doors and windows, and installation of a storage shed.
- A garage sale was held.
- At a resident’s birthday party, many great comments were received about the re-furbished building.

Comptroller Hugh Gallagher

- In regards to the Treasurer's Report, there is negative cash balance – not ending fund balance- in the Park and Jail funds. The funds are there waiting for the audited financial report for June 2014. When the report is received, there will be a full accounting, any differences will be rectified and adjustments will be made to the June 2014 report. Those statements are expected any day.
- Mr. Gallagher, along with Austin Osborne, attended a Public Employees Retirees System annual conference. PERS does not anticipate any further increases in PERS contribution rates this up-coming Legislative session. However, Mr. Gallagher does feel there will be an increase.

Community Services Director Cherie Nevin

- On October 30, the Governor Sandoval urged residents to participate in singing “Home Means Nevada” at the same time in an attempt to set the world record. There were 198 participants at Pipers Opera House, along with participants at Hillside Elementary School, helping to set that record.
- The Community Health Nurse has been busy setting up. The Community Health Nurse is there every other Wednesday until January 1st and then every Wednesday. Ms. Nevin is working to get interns from UNR to help Community Chest develop an electronic records management system and to assist with software for fee recovery and other items.
- The seismic, structural condition assessment report for the Courthouse has been completed. An application for a Historic Preservation Grant is being prepared for assistance with some of the recommendations.
- The “facelift” at the Lockwood Senior Center looks great. Thanks Jason, Jeff & Larry from Public Works for all the work at the Center.
- Next Saturday Navy personnel will be doing community service work at the Mark Twain Center and the Fire Museum in Virginia City.

Chief Deputy Melanie Keener

- Sheriff Antinoro is at the Nevada Sheriffs and Chiefs Conference in Las Vegas.
- The new vehicles are expected to arrive in 4 to 6 weeks. Four, possibly five of those vehicles, will be available to other County offices if there is a need.
- CERT team has been extremely helpful with the last events. Three more have graduated the CERT Academy. Paperwork is being completed.
- Sheriff Antinoro is glad the general election is past and all can move forward, with all areas of the County coming together to do the work of the people.

County Manager Pat Whitten, on behalf of Fire Chief Gary Hames

- Once again the Storey County Fire Department has been selected for the Nevada State Firefighters Association as the host county for its June 2015 conference. Chief Hames will be reaching out to all departments to help make this event happen.
- On the December 2nd agenda, there will be an item from the USDA from the loan closing on the purchase of the structure engines.
- Replacement chassis for the ambulances have been ordered. A delivery date has not been received.

- The new Fire Prevention Officer, Fritz Klingler, has completed all of the requisite fire certification courses. This was accomplished in five months rather than the one year requirement. Mr. Klingler has become a vital member of the team.
- The Fire Department has purchased a module to coincide with the Fire House/Fire Records Management System for fire inspections. This will assist in keeping track of how much time is spent in the field on new building and annual building inspections.

County Manager Pat Whitten

- The Ardagh Open House at TRI was a great event.
- Currently there is no other Commission meeting scheduled for November.
- The next regular scheduled Commission meeting will be December 2nd. The December 16th meeting may not be held. Special meetings will be set if necessary.
- Vice Chair Gilman is meeting today with another large facility wanting to locate in the County.
- Congratulations to Commissioner-elect Jack McGuffey. Mr. McGuffey will be attended the NACO conference in Ely.
- The County has found the right formula with Carson City Health and the Community Nurse. It is greatly appreciated.
- Thanks to Commissioner Sjovangen for the observation of the roofing material on the Courthouse roof, and how to address the stability of the building. There is a great structure base so the County can go forward with future Historic Preservation Grants.

13. BOARD COMMENT (No Action – No Public Comment)

Commissioner Sjovangen

- Following up on BDR's – there are approximately 560 at this time. Because of the new dynamics after the election, some of the BDR's are now obsolete and some will be combined.
- Commissioner Sjovangen, with several others, attended an event at Gold Hill Depot on Nevada Day, with standing room only. This is a wonderful venue and everyone is encouraged to visit the depot to see what has been done. A portrait commissioned by Comstock Mining was presented at this event.

Chairman McBride

- The Nevada Day Parade in Virginia City was spectacular. Storey County was also represented in the Carson City parade the next day. Both were well attended. The Navy band participated in the Virginia City Parade and was the highlight.
- The Veteran's Day Parade was outstanding and very special.
- Chair McBride attended the grand opening of Ardagh, a can manufacturing at TRI. This plant will produce 2 million cans per day with 70 employees. At full production, Ardagh will staff approximately 140 employees and produce 5 million cans per day. These are good paying jobs and reflective of economic development. Ardagh does receive some abatements like every other company with a big investment into Nevada. This company hires a lot of engineers to operate its equipment.
- Congratulations to everyone on the election, those who ran and won, and also those who ran and did not succeed.

County Manager Pat Whitten commended the staff and volunteers for the quality of the work and results during the election. Mr. Whitten thanked Vanessa Stephens and the staff in the Clerk's office for the outstanding job.

14. DISCUSSION/POSSIBLE ACTION: Second reading of ordinance 14-259 amending Storey County Code section 3.12.012 updating the plan of projects for the proceeds of the infrastructure tax, and providing for other properly related matters.

Robert Morris, Outside Counsel, stated on September 16, 2014, the Board approved a plan of projects for the infrastructure tax, along with certain expenditures. This Ordinance meets the requirements of NRS 377b.110, that the specific purpose of the funds be included in the Ordinance.

Dave Thomas, Virginia Highlands resident: Questioned replacement of the Lakeview Water Line as an appropriate use of County funds as Mr. Thomas feels it subsidizes less than 25% of the residents.

The item under Building and Grounds, D/A-Sheriff's Building purchase should not be in the infrastructure fund. The building was purchased in 2012. In the 2012 audit report, the expenditure for that building was charged to the Sheriff's Department Capital Improvements. The same project cannot be charged to two different funds. Mr. Thomas suggested moving the funds to a new project - Highlands Community Center. The Highlands is the only residential area without a community center.

Mr. Thomas questioned increased cost of the Courthouse parking lot renovation.

County Manager, Pat Whitten said initial cost estimates were a best guess. The engineering company engaged by the County has presented low-side and high-side estimates. After soil testing on the stability of the wall at the back of the parking lot, a final amount will be available.

Mr. Thomas asked if funds have been expended under TRI County Road Repair and County Drainage and Erosion. Since the County is no longer responsible for the maintenance of USA Parkway, shouldn't these items be removed from the plan of projects.

Mr. Whitten is not aware that any funds have been expended out of this plan. Further, the funds should not be removed from the plan. There are ancillary roads still requiring maintenance and upgrades.

Mr. Thomas continued stating the Highlands is the only community in the County without a Community Center and there are no funds in the plan going to the Highlands. Mr. Thomas is going to circulate a petition in the Highlands for a community center.

Mr. Whitten said as there has never been a formal request for a community center in the Highlands, a suggestion would be to go to the homeowner associations and have those associations request being considered for inclusion on the plan of projects.

Commissioner Sjovangen reported attending a meeting in the Highlands where a list of what the residents would like to have, including a community center, was received. These requests have never been submitted to the Board. Commissioner Sjovangen suggested a representative from the

Highlands attend Commission meetings. Mr. Sjovangen also suggested the possibility of forming a GID so there is leadership and organization.

Mr. Thomas said the Highlands needs to create an informal community council.

In reference to the plan of projects, Mr. Whitten stated from time to time, there will be items on the list that will drop off and never happen, leaving room for other projects. There are a number of ways to look toward meeting the needs of the residents of the Highlands once those needs are known.

Comptroller Hugh Gallagher discussed the 2012 DA/Sheriff building purchase. Documents were signed the last day of the fiscal year. At that time there was not a plan, so the purchase was made a capital out-lay project under the Sheriff's Department with a long-term obligation in the General Fund. There is money still owing on this project. If available and legal, the payments would come out of the infrastructure fund.

Motion: Approve second reading of ordinance 14-259 amending Storey County Code section 3.12.012 updating the plan of projects for the proceeds of the infrastructure tax, 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)

15. DISCUSSION/POSSIBLE ACTION: Canvass of the election results for the General Election held in and for Storey County, State of Nevada on November 4, 2014

County Manager Pat Whitten explained that NRS requires election results be canvassed by the governing board. The Clerk/Treasurer, who is also the Registrar of Voters, has advised that since this information is identical to information provided to the Secretary of State and publicly posted on that website, as well as on the Storey County website, it is requested the Board canvass the results of the election for November 4, 2014.

Motion: Approve canvass of the election results for the General Election held in and for Storey County, State of Nevada on November 4, 2014, **Action:** Approve **Moved by** Commissioner Sjovangen **Seconded by** Chairman McBride **Vote:** Motion carried by unanimous vote (**summary:** Yes=2)

16. DISCUSSION/POSSIBLE ACTION: First reading of Ordinance 14-261, an ordinance amending Storey County Code chapter 5.16 Prostitution to change the name to Brothels, amending the procedure for revoking a license, and changing requirements on work cards, and providing for other properly related matters.

Pat Whitten clarified that this item was actually brought to the Board by Mr. Kris Thompson on behalf of the Lance Gilman Family Trust, rather than the existing brothel as stated in the agenda.

Robert Morris, Outside Counsel, read the proposed Ordinance:

An Ordinance amending Storey County Code chapter 5.16 Prostitution to change the name to Brothels, amending the procedure for revoking a license, and changing requirements on work cards, and providing for other properly related matters.

Robert Morris said written comments and suggested changes to the Ordinance will be provided to the Board prior to the second reading.

Dave Thomas, Virginia Highlands Resident: On page 2 – 5.16.040 after not, strike the word “be”. Mr. Thomas expressed concern about the licensee being the party that makes the suggested changes to the Ordinance which regulates the licensee. Mr. Thomas also questioned the speed with which this Ordinance is going through. Why not wait for feedback from the District Attorney and the Sheriff, and have the first reading in December.

Mr. Morris reviewed the process and said the first reading is presented to decide whether or not the matter should be introduced. The second reading is a public hearing where comments are expected. If the Ordinance is not complete at that time, the Board would be asked to do a second, second reading.

County Manager Pat Whitten said a sense of urgency has not been indicated in this matter, only that sooner or later it is time to do something. There are small issues in the Ordinance that need to be addressed and revised.

District Attorney Bill Maddox said it is not unusual for the licensee to participate in the process of updating an Ordinance.

Nicole Barde, Storey County Resident: Ms. Barde does not understand the rush and does not believe this item provides required information to the public. The public needs the opportunity to review the “first work” and provide input so by the second reading it can be taken into consideration.

Commissioner Sjovangen suggested Ms. Barde submit comments and input in writing regarding the Ordinance, prior to the second reading.

Chairman McBride explained there is not a rush. If the Ordinance is not ready by the time of the next meeting, the matter will be continued until such time as it is ready.

Ms. Barde asked if Kris Thompson works for TRI.

Mr. Whitten replied Mr. Thompson represents the Lance Gilman Family Trust and is the transaction coordinator for the Tahoe Reno Industrial Center.

District Attorney Maddox said this is a more effective way to pass or amend an ordinance, enabling comments and input from the public which can be then be integrated into the Ordinance.

Chief Deputy Melanie Keener: Ms. Keener, on behalf of the Sheriff, reported that there will be discussion at the next meeting as the Sheriff has significant concerns with the proposals that warrant further discussion.

Motion: Approve first reading of Ordinance 14-261, **Action:** Approve **Moved by** Commissioner Sjovangen **Seconded by** Chairman McBride **Vote:** Motion carried by unanimous vote (**summary:** Yes=2)

17. DISCUSSION/POSSIBLE ACTION: First reading of Ordinance 14-258, an ordinance amending Storey County Code chapter 10.16 to repeal driving while impaired and to change the amount of alcohol in a driver's blood to .08 to be unlawful to drive or be in actual physical control of a vehicle and providing for other properly related matters.

Deputy District Attorney, Anne Langer, read the proposed Ordinance:

An Ordinance amending Storey County Code chapter 10.16 to repeal driving while impaired and to change the amount of alcohol in a driver's blood to .08 to be unlawful to drive or be in actual physical control of a vehicle and providing for other properly related matters.

The amendment reflects language consistent with NRS. The current code has been in effect since 1985-86.

Mark Joseph Phillips, Virginia City Resident: Mr. Phillips referred to section of the Ordinance which discusses a person in physical control of a vehicle or on premises to which the public has access. Does this apply to persons who would be walking or sitting in a bar?

Ms. Langer said the Ordinance applies to a vehicle.

Motion: Approve first reading of Ordinance 14-258, **Action:** Approve **Moved by** Commissioner Sjovangen **Seconded by** Chairman McBride **Vote:** Motion carried by unanimous vote (**summary:** Yes=2)

18. DISCUSSION/POSSIBLE ACTION: Pursuant to NRS 533.363 section 4, consideration of applications to appropriate the waters of the State of Nevada from within Hydrographic basin 026, Mud Meadow in the county of Humboldt, Nevada. The proposed place of use is within the Churchill Valley, Dayton Valley and Tracy Segment, Hydrographic Basins 102, 103 and 083, respectively, within both Lyon and Storey County.

County Manager Whitten said there has been no contact with anyone regarding this matter. The County's and TRI's engineering firm is not aware of any applications within the County. It is recommended that the Commission direct counsel and staff to file formal protests on Applications 84429 and 84430, and request further detailed information in order to make a more informed decision.

Motion: Direct staff and counsel to file a formal protest, **Action:** Approve **Moved by** Commissioner Sjovangen **Seconded by** Chairman McBride **Vote:** Motion carried by unanimous vote (**summary:** Yes=2)

COMMUNITY DEVELOPMENT AND PLANNING

19. FOR POSSIBLE ACTION, LICENSING BOARD SECOND READINGS:

- a. PERFORMANCE CONTRACTING, INC. - Contractor / 16400 College Blvd ~ Lenexa, KS (specialty contracting)
- b. MNW CONSTRUCTION - Contractor / 1123 Northfield Drive ~ Carson City (contractor)
- c. STORM5, LLC - Contractor / 299 South Arlington, Reno (contractor)

- d. BRAND ENERGY & INFRASTRUCTURE - Contractor / 1325 Cobb Int'l ~ Henderson (scaffolding)
- e. KC CUSTOM CONCEPTS - Contractor / 5084 Washoe Circle ~ Stagecoach (mfg housing contractor)
- f. SIERRA ELECTRONICS - Contractor / 690 East Glendale Avenue ~ Sparks (wireless contractor)
- g. HARRIS INDUSTRIAL GASES - General / 236 East Sydney (welding equip supply) TRI
- h. ARDAGH METAL PACKAGING USA, INC. - General / 900 Waltham Way (can mfg) TRI

County Manager Whitten, on behalf of Community Development, requested item g. be continued.

Motion: Continue item g, **Action:** Approve **Moved by** Commissioner Sjovangen **Seconded by** Chairman McBride **Vote:** Motion carried by unanimous vote (**summary:** Yes=2)

County Manager Whitten, on behalf of Community Development, requested approval of items a., b., c., d., e., f., and h.

Motion: Approve items a-f and h, **Action:** Approve **Moved by** Commissioner Sjovangen **Seconded by** Chairman McBride **Vote:** Motion carried by unanimous vote (**summary:** Yes=2)

20. PUBLIC COMMENT (No Action)

Judy Cohen, Storey County Business owner/Resident: Asked what is done to enforce Ordinances and are certain businesses exempt?

District Attorney Bill Maddox answered if the staff was available, every Ordinance would be enforced to the letter. Since staff is limited, enforcement of Ordinances has to be prioritized.

Commissioner Sjovangen said if there is a specific matter Ms. Cohen is referring to, County Staff should be advised.

Chairman McBride said if the matter is criminal in nature, go to the Sheriff. On a civil matter, the District Attorney can provide assistance or direction.

Ms. Cohen feels a few are exempt from the enforcement of an ordinance while others are being enforced for the same ordinance.

Nicole Barde, Storey County Resident: Asked why the County did not sell the portion of USA Parkway recently reconveyed to TRI to the State? In the reconveyance to TRI, why didn't the County receive a portion of what TRI is receiving from the State in order to offset the previous debt shifted to the County?

Pat Whitten said the interchange section Ms. Barde is referring to, is still owned by the County. The County assumed the debt on a small section of the roadway given up by the County. This was done pursuant to a negotiated trade-off for the maintenance of the entire section of USA Parkway.

Dave Thomas, Storey County Resident: What is the mileage of the portion of the road quit - claimed to Tesla? Is TRI is receiving consideration from two different parties for the same asset.

District Attorney Maddox answered that is correct. The County broke even.

Chairman McBride said the maintenance of USA Parkway has been alleviated forever.

Kris Thompson, Transaction Coordinator for TRI: Stated that from TRI's perspective, the County has benefitted greatly from the amounts invested by the developer in USA Parkway. The benefit has been realized in the number of businesses being brought into TRI due to the dedicated roadway.

Representatives from NDOT have looked at the USA Parkway right-of-way. Mr. Thompson believes the right-of-way will be re-surfaced for completely redone in order to bring the roadway into compliance as a State highway. Funds for this project would be in the millions. This represents a large return for the money to the County.

Mark Joseph Phillips, Virginia City Resident: There is a conflict with the Planning Commission and Bureau of Land Management meetings, both set on November 13, 2014. These are meetings the public should attend however the meetings are at the same time.

Mr. Phillips questioned the attendance of Vice Chair Commissioner Lance Gilman.

Gunther Prosser, River District: Mr. Prosser expressed an observation that if more people would express concerns, the Commission would look into those matters. More people from outlying areas are coming forward. Mr. Prosser acknowledged the Board for its work in helping the outlying areas. More residents are becoming more confident in asking the County for assistance.

Chairman McBride: Reported on an economic impact study prepared by the Governor's Office of Economic Development. Ten years from now millions of dollars will be received in the County from Tesla. The economic impact with growth of other businesses at TRI, is a big win for the County.

21. CORRESPONDENCE

- a. Denied agenda item request from Kim Fegert regarding the fire alarm system at the Gold Hill Depot.

22. ADJOURNMENT

The meeting was adjourned by the call of the Chair at 2:32pm

Respectfully submitted,

By _____
Vanessa Stephens, Clerk-Treasurer