



STOREY COUNTY BOARD OF COUNTY COMMISSIONERS MEETING

TUESDAY, MARCH 17, 2020 10:00 A.M.

DISTRICT COURTROOM
26 SOUTH B STREET, VIRGINIA CITY, NEVADA

MINUTES

MARSHALL MCBRIDE
CHAIRMAN
ATTORNEY

ANNE LANGER
DISTRICT

JAY CARMONA
VICE-CHAIRMAN

LANCE GILMAN
COMMISSIONER
TREASURER

VANESSA STEPHENS
CLERK-

ROLL CALL: Chairman McBride, Vice Chairman Carmona, Commissioner Gilman, County Manager Austin Osborne, District Attorney Anne Langer, Deputy Clerk-Treasurer Dore Nevin, Sheriff Gerald Antinoro, Fire Chief Jeff Nevin, Tourism Director Deny Dotson, Interim Comptroller Jennifer McCain, HR/Administrative Officer Jen Chapman, Community Chest Shannon Parsons, Community Relations Director Lara Mather

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

Meeting was called to order by Chairman McBride at 10:00 A.M.

2. PLEDGE OF ALLEGIANCE

Chairman McBride led those present in the Pledge of Allegiance.

3. DISCUSSION/POSSIBLE ACTION: Approval of Agenda for March 17, 2020.

County Manager Austin Osborne requested items 9, 23, and 28 be continued to April 7, 2020.

Public Comment: None

Motion: I move to approve the Agenda for March 17, 2020, with the changes requested, **Action:** Approve, **Moved by:** Vice Chairman Carmona, **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

4. DISCUSSION/POSSIBLE ACTION: Approval of the Minutes for January 21, 2020.

Public Comment: None

Motion: I move to approve the Minutes for January 21, 2020, **Action:** Approve, **Moved by:** Vice Chairman Carmona, **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

5. DISCUSSION/POSSIBLE ACTION: Approval of the Minutes for February 4, 2020.

Public Comment: None

Motion: I move to approve the Minutes for February 4, 2020, **Action:** Approve, **Moved by:** Vice Chairman Carmona, **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

6. CONSENT AGENDA:

I. For possible action, approval of claims in the amount of \$2,361,770.15

II. For possible action, approval of business license first readings:

- A. Bank of America ATM - General / 440 USA Parkway Ste. 106 ~ McCarran, NV
- B. Buzzard Creek- General / 110 S. C St ~ Virginia City, NV
- C. Integrity Tennessee, Inc. - Out-of-County / 2071 Elkton Pike ~ Pulaski, TN
- D. Ipsen Construction LLC - Contractor / 30 Granite Way ~ Carson City, NV
- E. Sierra Floor Covering, Inc. - Contractor / 4601 Goni Rd. Ste B ~ Carson City, NV
- F. CTA, Inc. - General / 13 N. 23rd St. ~ Billings, MT

III. For possible action, approval of the Treasurer's Report for January 2020.

IV. For possible action, approval of 1st reading for general business license for Café Del Rio, 394 S C St., Virginia City, NV 89440 - Applicants Sarah Burnet and Kimberly Moore.

V. For possible action, approval of resolution no. 20-567 setting grade and salary range of certain appointive county officers and employees fixed by resolution per NRS 245.045 for the 2019-2020 fiscal year.

Public Comment: None

Motion: I move to approve today's Consent Agenda, **Action:** Approve, **Moved by:** Vice Chairman Carmona, **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

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

Shannon Parsons, Community Chest Development Director:

- Most work has stopped at Community Chest - they are doing work through tele-health and work from home.
- Youth programs, COW buses, and the library are closed.
- Case management and counseling services have moved to tele-health.
- The Health Care Clinic is still open. The entrance has been moved to an isolated door entrance instead of the main entrance. Hours remain the same: Monday afternoons and Wednesday during the day.
- A "skeleton crew" is available for food assistance. Residents in need of food can call 775 297-1267. Bags are readily available for distribution. A time can be set up for pick up.
- The 297-1267 number will be used as an emergency line for anyone needing to reach Community Chest.

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

Commissioner Gilman:

- Thank you to Joe Curtis and Emergency Management who are doing an incredible job in getting ahead of the virus.
- It has been decided that our small businesses will not be asked to close for those that wish. Everyone is asked to follow the health protocols for safety of their business.
- Some of the items discussed on his recent trip to Washington DC while attending NACO:
 1. He had the opportunity to meet one-on-one with Nevada's State Senators and Congressman. Nevada has incredible leadership in Washington.
 2. The Administration is focused on reorganization and a national business plan including creating a "one-stop-shop" improving the permitting process. The Federal Government is trying everything possible to make "life simple".
 3. SBA loans will be made available to businesses in need due to Covid 19.

Vice Chairman Carmona:

- Recently toured the jail and was impressed - for a small county "we run a pretty good ship there".

Chairman McBride:

- Not sure how to determine which businesses should close and which stay open. The threshold today is to keep occupancy to 50%. Currently on the main street, there is 50% less people and probably will stay that way a little while longer.
- People should shop local, and if out of town, shop with the small businesses as this will probably be the largest hardship anyone has experienced since 2009.

9. DISCUSSION/POSSIBLE ACTION: Switch Presentation to Virginia City Silver Bricks FIRST Robotics. Continued to April 7, 2020.

10. DISCUSSION/POSSIBLE ACTION : Approval of engagement letter for Eide Bailly Sales Tax Tesla.

Jennifer McCain, Interim Comptroller: This is a formality done for the last few years. Eide Bailly prepares the reporting on the Tesla taxes that come through the County, and that are paid back to Tesla. The engagement letter sets out the procedures - there is no financial impact to the County.

Public Comment: None

It was decided the Chairman would sign as has been done in the past.

Motion: I, Jay Carmona, move to approve the engagement letter for Eide Bailly Sales Tax Tesla, **Moved by:** Vice Chairman Carmona, **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

11. DISCUSSION/POSSIBLE ACTION: Selection of auditor for fiscal year ending June 30, 2020.

Jennifer McCain, Interim Comptroller: In March of each year, the County must notify the Department of Taxation of the auditor selection for the fiscal year. The recommendation is to stay with (the firm) DiPietro & Thornton, and Joe Costanza as the external auditor. He has done this the last two years and is now familiar with the new software system. Mr. Costanza has been very helpful with the changes going on in the Comptroller's Office.

Public Comment: None

Motion: I, Jay Carmona, move to approve per NRS, the Storey County Commissioners do hereby select DiPietro & Thornton, CPA, Ltd. as the auditor for the fiscal year ending June 30, 2020, and authorize Austin Osborne, County Manager, to sign the attached engagement letter, **Moved by:** Vice Chairman Carmona, **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

12. DISCUSSION/POSSIBLE ACTION: Discussion and direction to staff from the board on the draft Storey County Capital Improvement Plan.

Mr. Osborne explained the Capital Improvement Plan (CIP) would include capital expenses and infrastructure expenses, equipment, and major capital outlay. This is a lengthy, comprehensive plan to be tied into the budget and the strategic plan. Work is being done on the strategic plan and the budget. This plan may not be final until later in the year, but this outline shows the Board and the public what is planned for this budget season and for 2021-22. This does not mean that items on the plan will happen or be budgeted for. All departments have been asked to submit anything they can think of.

Chairman McBride: We never know what's in store financially for the County - even with the CIP in place. If there is a downturn in revenue, the County does not have to go forward with any or all of the items in the CIP. These are projects we would like to do, but don't have to be done immediately.

Public Comment:

Nicole Barde, Storey County resident: Understands the list hasn't been vetted or paired down. There are items that look like routine or operational items. What is the definition of a "capital improvement project" where capital funds are spent - separate from funds that keep a department running? Does NRS state what the money can be spent on? Where does the money come from?

Mr. Osborne explained this is a "talking paper" - to look at what we want.

- Some items are probably maintenance - some have already been taken out. Conversation is on-going - more items will be moved out.
- There are items in the (CIP) - major outlay, such as buying equipment - a tractor, dump truck. There will be major plans like Storey County Water Resources Plan.
- Items in roads are being looked at and will be updated.
- We want the plans to be "talking points" for our communities rather than done just "in-house".
- Another public meeting will be held to discuss these items.
- Anything discussed - laying asphalt, building buildings, infrastructure, etc., - there are capital outlay funds for these things. Major roads, sewer and water, have a lot of infrastructure.

Ms. Barde: As example, there is a "roads budget" as part of the County budget - with "cap ceiling" part of that budget. Why is that on the capital list when it's part of the road budget that is done every year?

Mr. Osborne: The roads budget has a plan. The County can drive around and see what we want to do or we can have a plan in place for several years. We are working to insure that money is there for years three, four, and five. We will work with the Comptroller in budgeting the one, two, three year, etc. - to insure money is there for year five. If (County's) financial is not the same, that designated fund has the money for the projects regardless of the state of the economy.

As the Chairman indicated, amendments may be needed depending on circumstances.

Ms. Barde: Is this funded through an extra percent out of sales tax like the infrastructure fund?

Mr. Osborne: This is existing funds - there is nothing saying taxes will be raised.

Ms. Barde: This is general fund money put aside as opposed to money in infrastructure prescribed by NRS as to where it must be spent.

Mr. Osborne explained this is not all general funds - water and sewer are not general funds. There are special funds that will be treated differently.

Commissioner Gilman: The CIP created will be reviewed by the State, other counties, and addressed in future Legislative sessions. It is assumed as the County continues to prosper over the years, the County will be creating a generous cash flow. Others outside of the County will be looking at how to have a part of that. Resolutions have been passed where (others) are allowed to analyze how much we have and how much they get of our pot. Identifying a "capital improvement plan list" is an important element over the next five or ten years so that County cash flows go first to the County before going to others. This does happen. We will need to work at every Legislative session to protect our cash flow income. Others have already gone after it. This CPI is critical for that.

Sam Toll, Gold Hill resident: Mr. Gilman has spoken at meetings regarding the propose of large cash-flow opportunities in the County. How will the Capital Improvement list guarantee that counties will not be able to go after funds earmarked for projects?

Commissioner Gilman: How can anything be guaranteed? Federal and State governments have the ability to close us - there are no guarantees. Certain protocols are followed that put (the County) at an advantage. This CIP will help us defend ourselves.

Motion: I, Jay Carmona, motion to direct staff to continue developing the Storey County Capital Improvement Plan and continue to use the draft plan as a guide to developing Storey County 2020-21 Budget, **Action:** Approve, **Moved by:** Vice Chairman Carmona, **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

13. DISCUSSION/POSSIBLE ACTION: Approval of memorandum of understanding (MOU) amending Article 7 of the 2017-2020 Collective Bargaining Agreement between Storey County (Employer) and the Storey County Sheriff's Office Employees Association of Police & Sheriff Officers (NAPSO) Local 9110 (union).

Jen Chapman explained this is an update of the Collective Bargaining Agreement. This MOU will clarify the CBA - insuring consistent language and approaches taken during the hiring process for positions subject to the CBA in the Storey County Sheriff's Office.

Public Comment: None

Motion: Based on the recommendation by staff, and the tentative agreement MOU between the employer and the union, I, Jay Carmona, motion to approve the MOU amending Article 7 of the 2017-2020 Collective Bargaining Agreement between Storey County and the Storey County Sheriff's Office Employees Association of Police & Sheriff Officers and Local 9110, **Moved by:** Vice Chairman Carmona **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

14. RECESS TO CONVENE AS THE STOREY COUNTY BOARD OF FIRE COMMISSIONERS

15. DISCUSSION/POSSIBLE ACTION: Discussion and direction to staff from the fire board on the draft Storey County Fire Protection District Capital Improvement Plan.

County Manager Austin Osborne commented this is pretty much the same as the Storey County Capital Improvement Plan. Highlighted in the agreement are items that apply to the Fire District.

Fire Chief Jeff Nevin: The items included are what the Fire District feels need to be identified for purchase, such as an ambulance in the next budget year. Mileage is adding up on ambulances purchased in 2015. These would be moved to reserve or back-up. Rather than replace all at the same time, one would be replaced every other year. The items in the Plan are a placeholder for things that come up in the future.

Chairman McBride commented the older ambulances have already been re-chassis'ed once.

Chief Nevin explained the ones with original chassis' can be done. There are issues with finding parts.

Mr. Osborne commented that when the Capital Improvement Plan is complete, the Fire Department will have its own CIP.

Public Comment: None

Motion: I, Jay Carmona, motion to direct staff to continue developing the Storey County Fire Protection District Capital Improvement Plan and to use the draft plan as a guide towards developing the 20-21 budget, **Action:** Approve, **Moved by:** Vice Chairman Carmona, **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

16. DISCUSSION/POSSIBLE ACTION: Approval of the Battalion Chief compensation policy.

Fire Chief Nevin explained this policy has been worked on for several months. Previously the Battalion Chief followed the Firefighters Union contract - not everything was applicable to Battalion Chiefs who are not paid by unions or contracts. With this policy the Battalion Chiefs will be moved to insure their PERS contributions are the way they should be.

Public Comment: None

Motion: Based on the recommendation by staff and in accordance with Storey County Administrative Policies and Procedures, I, Jay Carmona, motion to approve the Battalion Chief's compensation policy, **Moved by:** Vice Chairman Carmona **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

17. DISCUSSION/POSSIBLE ACTION: To approve and accept funds donated by Switch to fund implementation of Mobile Data Terminals for the fire district.

Chief Nevin said this has been looked at for years to assist with mapping throughout the County. This includes automatic vehicle locaters in order to know where resources are at. This will assist in dispatching the closest resource. Eventually this could be tied in with mutual aid partners to be able to use the closest resource. Currently the focus is on mapping of the County, pre-plans for large target hazards, etc. Switch has come forward to fund this for the first year, and possibly thereafter, if funds are available. Information - including contact info, floor plans, shut-off locations, etc. - will be in the "tough books" carried on all engines.

Commissioner Gilman said Switch has proved itself to be one of the finest corporate citizens in Storey County. Switch has been active in the schools, fire department, and focused on the betterment of Storey County. This is a wonderful group.

Chief Nevin agreed and it was amazing to “get that call”.

Chairman McBride said Switch will be at the next regular (Commission) meeting to give a presentation to Silver Bricks First Robotics.

Public Comment: None

Motion: I, Jay Carmona, motion to approve acceptance of a donation by Switch to fund implementation of Mobile Data Terminals for use by the Fire District **Action:** Approve, **Moved by:** Vice Chairman Carmona, **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

18. DISCUSSION/POSSIBLE ACTION: To approve Resolution No. 20-566, a resolution of the Board of Fire Commissioners of the Storey County Fire Protection District authorizing the Chief of the Storey County Fire Protection District to sign Annual Operating Plans relating to interlocal agreements between the Storey County Fire Protection District and the State of Nevada Division of Forestry addressing cooperation in managing Wildland fires.

Chief Nevin: This operating plan is approved by the Board every two years. This Resolution allows Chief Nevin to sign off that document which was approved by the Board last year.

Public Comment: None

Motion: I, Jay Carmona, make a motion to approve Resolution No. 20-566, authorizing the Fire Chief to sign annual operations plans as they apply to the interlocal agreement with the Storey County Fire Protection District and the State of Nevada Division of Forestry,

Chief Nevin read the title: Resolution No. 20-566, a resolution of the Board of Fire Commissioners of the Storey County Fire Protection District authorizing the Chief of the Storey County Fire Protection District to sign Annual Operating Plans relating to interlocal agreements between the Storey County Fire Protection District and the State of Nevada Division of Forestry addressing cooperation in managing Wildland fires.

Action: Approve, **Moved by:** Vice Chairman Carmona, **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

19. DISCUSSION/POSSIBLE ACTION: To approve the Operating Plan for the Wildland Fire Protection Program Interlocal Contract between the Storey County Fire Protection District and the Nevada Division of Forestry.

Chief Nevin: This is the plan referred to in the Resolution approved (item 18).

Public Comment: None

Motion: I, Jay Carmona, move to approve the Operating Plan for the Wildland Fire Protection Program between the Storey County Fire Protection District and the Nevada Division of Forestry and authorize the Fire Chief to sign the Plan, **Action:** Approve, **Moved by:** Vice Chairman Carmona,

Seconded by: Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

20. RECESS TO CONVENE AS STOREY COUNTY LIQUOR BOARD

21. DISCUSSION/POSSIBLE ACTION: Approval 1st reading of a liquor license for Café Del Rio, 394 S C St., Virginia City, Nv, 89440 - Applicants Sarah Burnet and Kimberly Moore.

Sheriff Antinoro: This is the first reading. Applicants have been involved with the operation of the restaurant for a while. Approval is recommended.

Public Comment: None

Chairman McBride disclosed that he holds a liquor license on C Street, but not in proximity to this applicant. Voting on this item will affect the licensee no different than anyone else.

Motion: I, Jay Carmona, recommend approval of a liquor license for Café Del Rio, 394 S C St., Virginia City, Nv, 89440 - Applicants Sarah Burnet and Kimberly Moore, **Action:** Approve, **Moved by:** Vice Chairman Carmona, **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=4)

22. RECESS TO RECONVENE AS THE STOREY COUNTY BOARD OF COUNTY COMMISSIONERS

23. DISCUSSION/POSSIBLE ACTION: Planning File No. 2019-052. Consideration and Possible Action of acceptance of proposed right-of-way parcels to Storey County. Two parcels of land created for right-of-way purposes are shown on the map titled "EP Minerals, LLC and Sparks Hotels LLC, merger and resubdivision of Parcel 2008-38 of ROS 110555 and Parcel 2007-114 of ROS 108433". These two parcels, identified as Parcel 2019-27 and 2019-28, will be dedicated to Storey County for future use in potential roadway improvements within the USA Parkway right-of-way, located within the Tahoe-Reno Industrial Center, McCarran area of Storey County, Nevada. CONTINUED

24. DISCUSSION/POSSIBLE ACTION: Approval of 2nd reading for the General Business License for Battle Born Personal Protection Training, PO Box 177, Virginia City - Applicant: Caidyn Edlund.

Sheriff Antinoro: Applicant is doing instruction for CCW and has met all requirements for the course of instruction. There is no reason for denial of this license.

Public Comment: None

Motion: I, Jay Carmona, move to approve the 2nd reading for the General Business License for Battle Born Personal Protection Training, PO Box 177, Virginia City, 89440 - Applicant: Caidyn Edlund, **Action:** Approve, **Moved by:** Vice Chairman Carmona, **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

25. DISCUSSION/POSSIBLE ACTION : Approval of business license second readings:

- A. Berkley MF LLC - General / 2555 Peru ~ McCarran, NV
- B. Black Diamonds Cleaning Services- Out-of-County / 501 El Rancho Dr. Sp. 64 ~ Sparks, NV
- C. Lakota HRM, LLC - Out-of-County / 1611 Sonoma St. ~ Carson City, NV
- D. Maverick Printing & Forms, Inc. - Out-of-County / 3430 Crabapple Hollow ~ Sparks, NV
- E. NTN Technical Service Corporation - Out-of-County / Japan
- F. Presence Therapy - Professional / 525 Plumas St. ~ Reno, NV
- G. Richard Joseph Construction, Inc. - Contractor / 1325 Airmotive Way # 375 ~ Reno NV

- H. Silver State Excavation - Contractor / 2587 Kelvin Rd ~ Carson City, NV
- I. Silveria Painting/Handyman - Home Business / 361 S. E St. # A ~ Virginia City, NV
- J. Velocitel, LLC - Contractor / 1150 First Avenue 600 ~ King of Prussia, PA

Mr. Osborne: Community Development recommends approval of all licenses A through J.

Public Comment: None

Motion: I, Commissioner Carmona, move to approve the second reading of Business Licenses A through J, **Moved by:** Vice Chairman Carmona, **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

26. PUBLIC COMMENT (No Action)

Sam Toll, Gold Hill resident: Asked the Board to have Public Comment at the beginning and the end of the public meeting. There is talk about residents coming first - people who have jobs, schedules, or do not want to wait through the meeting - being able to address the Board before business is conducted is an appropriate step.

This week is designated as “sunshine week”- people in the news industry talk about the importance of access to public information. An award to Chief Nevin who has responded to every public records request within a day or so. Sheriff Antinoro’s office has responded within five days. Vanessa Stephens has replied to many requests within an hour. There is a request in Ms. Langer’s office for over a year. A couple of requests have been sent to Mr. Osborne two months ago and was promised receipt of five requests on February 28th - nothing has been heard since. Requests have been sent to Commissioner Gilman -one over a year old.

Mr. Toll commented that transparency was mentioned when the County was determining vision and mission statements. Transparency was mentioned in 4 out of 5 line items.

Other journalists relate they have no problem at all with requests. He concludes there must be a reason his are not being tended to as quickly as others. NRS was modified last year allowing for fines and punitive measures to be implemented in the event....he will sue the County if they do not get their act together. NRS allows the ability to sue, reimbursement of attorney’s fees, and punitive fines. This is a waste of both of his time and the County’s. If (the County) believes in transparency, show it.

Nicole Barde, Storey County resident: Are you (the Board) going to talk about, going forward, Covid19. The statement “not going to close our businesses” is the right call - but what about seniors and kids.

Chairman McBride: Asked Ms. Barde to “hang around” for 10 minutes. This meeting will be adjourned for a 10-minute recess and then come back for a Special Meeting.

27. ADJOURNMENT OF ALL ACTIVE AND RECESSED BOARDS ON THE AGENDA

The meeting was adjourned by the Chair at 10:44 AM
Respectfully submitted,

By: _____
Vanessa Stephens Clerk-Treasurer

28. CLOSED SESSION AS THE STOREY COUNTY BOARD OF FIRE COMMISSIONERS

Call to Order Closed Session meeting pursuant to NRS 288.220 for the purpose of conferring with district and county management and legal counsel regarding labor negotiations with the Storey County Firefighters Association IAFF Local 4227. This meeting will commence immediately following the regular commission meeting. CONTINUED

28. CLOSED SESSION AS THE BOARD OF STOREY COUNTY COMMISSIONERS

Call to Order Closed Session meeting pursuant to NRS 288.220 for the purpose of conferring with county management and legal counsel regarding labor negotiations with the Storey County Sheriff's Office Employees Association NAFSA Local 9110. This meeting will commence immediately following the regular commissioner meeting and after the closed session with the Storey County Board of Fire Commissioners. CONTINUED