



STOREY COUNTY BOARD OF COUNTY COMMISSIONERS MEETING

AUGUST 3, 2021 10:00 A.M.

800 S. C Street, Virginia City, Nevada

MEETING MINUTES

JAY CARMONA
CHAIRMAN

ANNE LANGER
DISTRICT ATTORNEY

CLAY MITCHELL
VICE-CHAIRMAN

LANCE GILMAN
COMMISSIONER

VANESSA STEPHENS
CLERK-TREASURER

Roll Call: Chairman Carmona, Vice-Chairman Mitchell, Commissioner Gilman, County Manager Austin Osborne, Clerk/Treasurer Vanessa Stephens, Community Development Director Martin Azevedo, Justice of the Peace Eileen Herrington, Project Manager Mike Northan Deputy District Attorney Keith Loomis, District Attorney Anne Langer, Fire Chief Jeremy Loncar, Public Works Director Jason Wierzbicki, Senior Planner Kathy Canfield, Community Relations Director Lara Mather, Recorder Marney Hansen-Martinez, Water/Sewer Project Manager Mike Nevin, Human Resources Director Tobi Whitten, Comptroller Jennifer McCain, Sheriff Antinoro, Communications Manager Becky Parsons, Senior Center Director Stacy York, IT Director James Deane, Emergency Management Director Joe Curtis

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

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

2. PLEDGE OF ALLEGIANCE

Commissioner Carmona led those present in the Pledge of Allegiance.

3. DISCUSSION/POSSIBLE ACTION: Approval of Agenda for August 3, 2021.

There was discussion between Vice Chairman Mitchell and Chairman Carmona regarding the removal of Item 16 from the agenda. As Item 16 is connected to Item 15, it was decided to leave it on the agenda.

Public Comment: None

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

4. DISCUSSION/POSSIBLE ACTION: Consideration and possible approval of Minutes for June 15, 2021.

Public Comment: None

Motion: I, Commissioner Mitchell, move to approve the Minutes for June 15, 2021 meeting, **Action:** Approve, **Moved by:** Vice Chairman Mitchell, **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

5. CONSENT AGENDA

I Consideration and approval of the Justice Court Quarterly Report

II Consideration and possible action, approval of claims in the amount of \$2,976,237.38

III Consideration and possible approval of business license first readings:

A. D.F. Drumm Inc. – Contractor / 6639 Chula Vista Ct. ~ Sparks, NV

B. Frank's Mobile Tire Company, Inc. – Out of County / 2000 Vassar St. ~ Reno NV

Public Comment: None

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

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

Sheriff Antinoro:

- Residents be aware - there have been recent issues with bears in the Gold Hill area.
- School starts August 16th - watch for children. Deputies will be out and about and enforcing in school zones.

Fire Chief Loncar:

- All fire resources have been brought back from fires in neighboring communities. However, they may be sent out to the Dixie fire in the next few days.

Jason Weizrbicki, Public Works Director:

- Work continues on the drainage project in Mark Twain.

Mike Northan, Project Manager:

- Pleased to see this meeting held in the new Justice Court courtroom - providing a chance for people to see it. A successful project between the contractor and the county.
- The IT addition at this building is looking at substantial completion around August 15th.

- At a recent meeting, Lumos & Associates reported on "build out" costs for the area. Custom residential build is \$550 to \$650 per square foot, commercial \$750 to 850 per square foot. The IT addition is about \$350 square foot. There will be a few changes when budgeting for projects.

Commissioner Gilman commented this is not a good time to be building anything. He believes it would be prudent to put a lot of construction expansion on hold for a bit.

Mr. Northan: A lot of people are building with prices up, so builders feel they can "beat" the curve.

Joe Curtis, Emergency Management Director:

- There have been 124 Covid cases in the County to date.
- Storey County's case rate is so low it is exempt from the Governor's mask mandate.
- The clean-up of a septic sludge dump into Virginia Creek in Six Mile Canyon has been completed. The work was done by Clean Harbors - they did an exemplary job. The area was about 300 feet long. The "dump" had to have been from a commercial size vehicle due to the amount of sewage, approximately 3 to 5,000 gallons. The material removed was taken to the County's sewer plant. Residents of the Highlands and Mark Twain who may have had their septic tanks pumped between June 1st and July 3rd, are asked to provide the County with the date and name of the company. Property owners on adjacent property have been extremely helpful.

Commissioner Gilman asked if the spill was such that it could be tracked.

Mr. Curtis: Due to the extent, it probably would not be able to be tracked. NDEP did a lab analysis of the sludge. Clean Harbors also did an analysis. NDEP reported it was fecal matter and chloroform - digested septic sewage, nothing raw.

Vice Chairman Mitchell: Approximately how much is this costing County taxpayers?

Mr. Curtis: The initial anticipated expense was \$33,000 - that amount was negotiated down to approximately \$27,000.

Lara Mather, Community Relations Director:

- Vaccination numbers have been recalculated due to previous discrepancies. She reached out to the Nevada State Health Department to determine why the (County's) numbers were so low. Vaccination numbers were being traced based only on the 89440 zip code. After going through the various zip codes, numbers were recalculated - going from 959 to 1297 people vaccinated - a 26% increase in vaccination rate. This puts the County well over 31%.
- With changes in the pandemic and mask requirements - people should call the State of Nevada Covid hotline, 1-800 401-4946 -Monday thru Friday, 7am to 8pm.
- For vaccination and/or testing information - go to gethealthycarsoncity.org

- A vaccination clinic will be held at the Storey County Senior Center on August 5th, 3:30 - 4:30PM. Walk-ins, no appointment necessary. Also, at the Mark Twain Community Center on August 18th, 3:30-4:30 PM.
- Residents can get vaccinations at any Quad County vaccination site.
- Red Cross is looking for volunteers to be incident responders. Call 774 223-1263 for information. Information is also posted on the County's social media.
- The SHPO grant interns have been moving along with their historic site surveys in the County. Their last day of surveys will be this Friday. Thank you to the community and business owners (who gave discounts) for making their stay memorable. St. Mary's Art Center for a place to stay; VCTC making a train ride and visit to the Collar Mine possible; Alexia Sober provided a tour of the Donovan Mine.

Mike Nevin, Water/Sewer Project Manager:

- The filling of the second water tank has been completed. The soak test has been finished and samples have been submitted for analysis to ensure the water is compliant with Bureau of Safe Drinking Water standards. Once final approval is received, the tank will be placed into full service. The tank's data system will be installed this week.
- Once tank two is in service, tank one will be drained to install the mixer system and other equipment. This equipment was on back-order and has been received.
- Both tanks should fully be in service by the end of this month. This will provide a substantial amount of storage of domestic drinking water.
- The only remaining item will be installation of fencing, hopefully around August 16th. Materials have been delayed due to supply-chain interruptions.
- Building construction is progressing and is on-schedule at the Gold Hill wastewater treatment plant.
- Corrugated metal siding is being installed. Roughing in of electrical is in progress.
- NVEnergy crews have been delayed due to recent fires in the area but are now working on installation of new poles and three-phase line extension.
- It is hoped to have the building complete by the end of this month, with the project done by the end of September. With the contingency, the project is pretty much within budget.

James Deane, IT Director:

- The tower foundation concrete will be poured this week at the sewer plant.
- The camera system at the Justice Court is complete. Thank you Lara Mather for obtaining funding through a grant.
- A security audit has been completed. Thank you to Vanessa Stephens and Dept. of Homeland Security for putting this together. A fairly invasive security sweep of the County's system was done - at no cost.

Martin Azevedo, Community Development Director:

- Announced his retirement effective August 13th. It was great working (for the County).

Commissioner Gilman thanked Mr. Azevedo for all he has done for the County, and for being very focused on the challenges. He appreciates all the hard work and great job Mr. Azevedo has done.

Vice Chairman Mitchell: Thank you for all your hard work - much appreciated.

Chairman Carmona agreed.

Eric Schoen, Community Chest Director:

- Summer programs are ending. Parents needing before and/or after school placement for children should reach out to Shannon Parsons at Community Chest.
- They try to accommodate whoever they can at the Early Childhood Education Program. Currently there is a waiting list. Please reach out to be put on the list.
- Community Chest is conducting a community needs assessment. Information can be provided by filling out an on-line survey. Paper versions are available at the Senior Center. Also, there will be a community forum at the library this Thursday at 11 AM and next week in Lockwood -11 AM at the Community Center.

Stacy York, Senior Center Director:

- As mentioned, a vaccine clinic will be held this Thursday. Also, Covid testing will be held the same day outside the Senior Center, 1:30 to 2:30 PM. The Senior Center is not involved in the planning process for the Covid vaccine and testing sites.

Keith Loomis, Deputy District Attorney:

- At the last meeting, early entry for DM Ventures to start work on a railroad spur in TRI was discussed. He suggested that this be presented to, and ratified by, the Board. After review, because the contract was for less than \$5,000, he felt this could be approved by Mr. Osborne - on his own. So this is how we ended up handling that.

Vice Chairman Mitchell: So, no ratification is needed?

Mr. Loomis: Correct.

Austin Osborne, County Manager:

- He will be discussing other "early entry agreements" that have come up with the District Attorney, and move along accordingly.
- The Lockwood Tower Road project is still moving forward. The contract will have to be approved by the Lockwood GID attorney and then brought before this Board. Then back to the LCC's Board. After this process, work can begin on the tower road, leading up to some of the residences and the tower.

- Lockwood is next on the list for a Community Town Hall - date to be determined in the next few weeks.
- The Strategic Plan is moving forward. Looking at it so far, it is already giving some good goals for changes to be made.
- The County now owns "Fairgrounds Road" connecting from F Street down to I Street. Far West Engineering is doing GIS work to pinpoint where one road ends and another begins. The road is tentatively being called Fairgrounds Road, but this will come before this Board for an official name.

On behalf of Tourism Director Deny Dotson:

- The project for Hot August Nights over the weekend was a tremendous success. Not quite as many people, but similar to the activity of Street Vibrations. Close to 2018 numbers, if not more.

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

Commissioner Gilman read a prepared statement regarding a small group of people who are focused on criticizing him. In this regard, he asked that the following facts be on the record:

- His primary residence for the past 20 years is #5 Wildhorse Canyon Drive. This is associated with the Mustang Ranch property.
- He has not changed his residence and moved to Florida. He does maintain a vacation home there.
- He does use the Zoom platform, and for all the (Commission) meetings. He uses it for federal, state, and county - and most personal meetings, including doctors. He is in a high-risk category in facing on-going Covid problems.
- After receiving the second covid shot, he was put in the hospital with very negative heart issues.
- He is remaining very cautious with any, and all, one-on-one public meetings and exposures.
- He does not intend to debate any of these issues on social media. He has made these comments factually and appreciates the opportunity to put it on the record. Thank you.

Chairman Carmona: Commissioner Gilman, your personal medical history is yours. I applaud you for making this public - you don't have to. He is sure residents of the County appreciate you going above and beyond in stating this on the record.

Vice Chairman Mitchell: Tony and Amanda in Lockwood have been working to make sure kids going back to school are adequately supplied. He offered to spread the word and has reached out to businesses whose response has been very positive and ready to help. Also, community organizations and the general public. Anyone who would like to help with the effort, reach out to them. He is going to meet with them today to make sure it is easy for groups or organizations to help. Anyone interested can reach out or him and he will put them in touch with Tony and Amanda.

Chairman Carmona: He was out at Hot August Nights on Saturday and had the opportunity to judge some cars.

8. DISCUSSION/POSSIBLE ACTION: The Board will deliberate and may take action regarding approval of a settlement agreement with employee Mitchell Hammond.

Attorney Rebecca Bruch reviewed the case filed by Deputy Mitchell Hammond in 2017. A mediation was held on June 28th where a settlement was reached. The settlement agreement is presented today. Ms. Bruch commented that this is not an admission of liability, in fact, it is a denial of liability. This decision was made in the best interests of all parties - including Storey County. The County is contributing \$30,000 to the settlement - the balance will be paid by insurance.

Public Comment: None

Commissioner Gilman said he understands the issue and appreciates the opportunity to deliberate, and has no other comments.

Motion: I, Commissioner Mitchell, move to approve the Settlement Agreement in the matter with employee Mitchell Hammond, as presented in the agenda, **Action:** Approve, **Moved by:** Vice Chairman Mitchell, **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

9. DISCUSSION/POSSIBLE ACTION: Discussion and possible action regarding a proposed agreement among the State of Nevada and certain political subdivisions of the State of Nevada, including Storey County, to establish an agreement for the allocation of proceeds recovered from companies involved in the manufacture, marketing, promotion, distribution and/or dispensing of opioids whereby Storey County would receive a portion of proceeds recovered by the State of Nevada after deduction of certain legal and federal government costs as defined by the proposed agreement.

Mr. Osborne explained the State of Nevada Attorney General's office has worked to engage in a settlement agreement with opioid related companies regarding nationwide issues. The State is distributing proceeds throughout the state with the purpose of mitigating opioid-related impacts. This is not litigation taken by Storey County. This item is an interlocal agreement with the State for the County to be eligible for receipt of proceeds that would offset the costs or impacts related to opioids. An example that may be eligible is a Community Chest program teaching kids about opioid use and how to say no.

Community Chest Director, Erik Schoen, reviewed what Community Chest has done relating to opioid use - including the Community Overdose Response Plan. Many Storey County departments, as well as State departments, participated in development of the plan. Investing in youth, through programs, is the major part of the plan.

Public Comment: None

Vice Chairman Mitchell thanked Mr. Schoen and is grateful for the proactive plans that are in place.

Motion: I, Commissioner Mitchell, move to approve this proposed agreement among the State of Nevada and certain political subdivisions of the State of Nevada, including Storey County, to establish an agreement for the allocation of proceeds recovered from companies involved in the manufacture, marketing, promotion, distribution, and/or dispensing of opioids, whereby Storey County would receive a portion of proceeds recovered by the State of Nevada after deduction of certain legal and federal government costs as defined by the proposed agreement, and authorize the Chairman to sign the agreement, **Action:** Approve, **Moved by:** Vice Chairman Mitchell, **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

10. DISCUSSION/FOR POSSIBLE ACTION: Consideration and possible approval of Resolution 21-629 proclaiming August 3, 2021, as National Night Out in Storey County.

Sheriff Antinoro said today is National Night Out which has been done for the last 10+ years. This will be held at 5PM in Louise Peri Park. This Resolution is a good way of signaling its significance. National Night Out is way of bringing the community, law enforcement, and other services, together.

Public Comment: None

Commissioner Gilman said these are well-attended functions for many years. He looks forward to seeing everyone.

Motion: I, Commissioner Mitchell, I move to approve Resolution 21-629 to designate Tuesday, August 3, 2021, as National Night Out, **Action:** Approve, **Moved by:** Vice Chairman Mitchell, **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

11. DISCUSSION/POSSIBLE ACTION: Update, discussion, and provide direction to county staff and lobbyists regarding SCR 11 (formerly BDR 1109 and 1148) interim legislative committee to study Innovation Zone draft legislation, and other properly related matters.

Commissioner Gilman recused from vote and discussion on this item.

Mr. Osborne reviewed a proposed update on the Innovation Zone matter. The first committee meeting will be held on August 13th, to study SCR 11. Studies will continue to December 31st. The County will participate and come to the studies with data and information, the Master Plan, discussion, and other matters.

Staff recommends the Board continue with its same position - supporting the technology, Blockchains technology, crypto-currencies -those sort of things if managed properly by the State - planned unit development and other types of urban-esq residential mixed use development at Painted Rock as supported by the 2016 Master Plan, and to oppose separatist local government. And to participate in these committees.

Public Comment: None

Motion: I, Commissioner Mitchell, move to direct staff, lobbyists, and professional services, to provide appropriate research and analyses, and action on SCR 11 Innovation Zone study which will best protect and represent the County to continue to oppose separatist government concept, and to promote economic land development through existing legal framework in the 2016 Master Plan of Storey County, **Action:** Approve, **Moved by:** Vice Chairman Mitchell, **Seconded by:** Chairman Carmona, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=2)

12. DISCUSSION/POSSIBLE ACTION: Consideration and possible action on the business impact statement for the proposed cannabis establishment licensing ordinance.

Mr. Osborne explained that Senior Planner Kathy Canfield and attorney Robert Morris are taking the lead on this Ordinance. This item provides information regarding a business impact statement mailed to six individuals and/or companies. The statement provided information on what (the County) is doing and what the potential financial impacts, if any, would be on businesses as well as on any cannabis related types of businesses. No responses have been received. Any of this action would occur only within the boundaries of the Tahoe Reno Industrial Center - nowhere else in Storey County.

Ms. Canfield: Two responses were received thanking (the County) for the statement, but with no comments.

Public Comment: None

Commissioner Gilman, holding a pecuniary interest in the Tahoe Reno Industrial Center, recused from discussion and vote on this item.

Chairman Carmona said he is pro-business and is glad to see this business (possibly) coming to the industrial park bringing more revenue to the County.

Vice Chairman Mitchell: The impact statement indicates a local tax fee of 3% that would be paid quarterly. The impact statement also indicates this could be as much as a 1/2 million dollars per year.

Chairman Carmona: 3% on gross sales.

Motion: I, Commissioner Mitchell, based on staff recommendation of no significant impact, I move to approve the business impact statement determining the proposed cannabis establishment licensing ordinance does not impose a direct an significant economic burden on a business or directly restrict the formation, operation or expansion of a business, **Action:** Approve, **Moved by:** Vice Chairman Mitchell, **Seconded by:** Chairman Carmona, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=2)

13. DISCUSSION/POSSIBLE ACTION: Consideration and possible action to authorize the County Manager to approve a contract with the United States Geological Survey (USGS) to continue a five-year program, and add a sixth year, of voluntary monitoring of groundwater levels and quality, aquifer conditions, and other geotechnical review in the Highlands, Storey County at an approximate cost of \$30,000 to the county. This provides 50% match to a joint-funded project between Storey County and the USGS.

Mr. Osborne reviewed the program with the United States Geological Survey (USGS). This study has been on-going for five years and includes the Highlands and the Mark Twain areas. Due to extreme drought conditions, USGS has suggested that it may not be a bad idea to add an additional year to see how the drought has affected the area. This contract adds a sixth year. Mr. Osborne explained the cost will be split over the next two years with a USGS match. The entire project will be about \$7,000 and \$49,000 for both agencies together. The study will conclude after next year and USGS will provide a report for the public and to Board for recommendation based on what the data looks like. The Master Plan can then be updated accordingly.

Public Comment: None

Commissioner Gilman believes it is prudent to continue this contract.

Vice Chairman Mitchell asked if benefits of this activity are being seen either to the Highlands or to individuals.

Mr. Osborne: This started with the 2016 Master Plan recommendation that a comprehensive study of groundwater be done. The USGS does this - looking at trends, the overall regional aquifers, location of creeks - the Highlands is a fractured water environment. The Dayton valley is more like a lake. The goal is to come up with recommendations on how to address situations in the Highlands and to come up with resolution to include in the next Master Plan update. He absolutely believes that from these water studies, as well as other studies, are things that will be implemented.

Vice Chairman Mitchell: It's good to know how much we have.

Chairman Carmona: As a Highlands resident, it is obviously valuable. The number of properties and residences sold in the last year, is "mind boggling". It is important to keep an eye on water levels with a lot of people buying vacant land and building.

Motion: Based on the recommendation by staff I, Commissioner Mitchell, authorize the County Manager to approve the contract United States Geological Survey (USGS) to continue a five-year program, and add a sixth year, of voluntary monitoring of groundwater levels and quality, aquifer conditions, and other geotechnical review in the Highlands, Storey County at an approximate cost of \$30,000 to the county. And, as specified in the draft contract attached, this provides 50% match to a joint-funded project between Storey County and the USGS, **Action:** Approve, **Moved by:** Vice

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

Chairman Carmona called for recess at 11:25 AM.

Meeting resumed at 11:30 AM.

14. DISCUSSION/POSSIBLE ACTION: Consideration and possible action to approve and authorize the County Manager to sign an 18-month contract extension between Storey County and Lakota HRM, LLC a Nevada limited liability company to provide labor relations guidance and administration, interpret and guide application of labor agreements and personnel policies; perform and oversee administrative investigations; and ensure due process and discipline are administered in compliance with union agreements and personnel policies. (Continued from 07/20/2021 Board meeting).

Mr. Osborne asked to continue the contract with Lakota HRM, LLC who provides service mostly for labor related cases, grievances, and such. Work continues with migrating the 474 Fire District over completely pursuant to NRS, as well as a couple of other projects. It would be prudent to do this and have this resource. In the meantime, we are migrating a lot of labor, and other issues, to the HR staff.

Public Comment: None

Commissioner Gilman said he is pleased HR programs are being updated and that there is this level of specialization - he is confident we are moving in the right direction.

Vice Chairman Mitchell: In the long term, transitioning these functions to in-house makes sense. It's great to take advantage of the expertise provided by this company in the interim.

Motion: I, Commissioner Mitchell, move to authorize County Manager to sign contract extension between Storey County Lakota HRM, LLC a Nevada limited liability company to provide labor relations guidance and administration, interpret and guide application of labor agreements and personnel policies; perform and oversee administrative investigations; and ensure due process and discipline are administered in compliance with union agreements and personnel policies, **Action:** Approve, **Moved by:** Vice Chairman Mitchell, **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

15. DISCUSSION/POSSIBLE ACTION: Acknowledgment of the resignation of Eileen F. Herrington as Virginia Township Justice of The Peace and declaring a vacancy pursuant to NRS 283.040

Justice of the Peace Eileen Herrington read a prepared statement. Justice Herrington discussed the growth in the County and the increased felony cases brought before the Court. Long ago, it was decided that the JP's salary would run with the salaries of the Recorder and Treasurer. Justice

Herrington talked about how "TRI has out-run us all". She is dedicated to Storey County, as are other elected officials. However, her position is not bound by salary confines of NRS (Nevada Revised Statutes) which assigns tiers based on formulas - formulas that never anticipated TRI. It is her opinion that the growing demands of the Justice of the Peace position - not only with TRI, but with bail reform, criminal jury trials, and recent unprecedented legislative changes - warrant additional compensation. She discussed how she reflected on her job and her level of frustration that has been building - she is sure other officials have also felt this. Justice Herrington said she is withdrawing her letter of resignation at this time and hopes it is agreed that salary adjustments are long overdue for every Storey County official serving under a pay scale that no longer affects reality. She asked that the Commission promptly address these issues, for her and others that serve in a one-of-a-kind position.

Public Comment: None

Vice Chairman Mitchell explained he reached out to the Judge as he is impressed on how well she handles her duties. He did not want to see her go unless it was the end of her term. He thanked her for highlighting this issue and agreed the workload has increased substantially. There is also concern about rising health care costs. The County has traditionally run "lean" without a lot of bureaucracy - he supports that. There has also traditionally been "working elected officials" - by statute they may not be required to spend substantial office time, but they shoulder the work personally. This has worked well for (the County). He is grateful the Judge is willing to retract her letter and believes there should be a comprehensive look at how to continue to meet the needs of the County. This should include a compensation study that includes appointed and elected officials - and make adjustments, if needed, in the next budget cycle. Some of the preparatory work could be done prior. While there is no control over most elected official salaries, there may be opportunity to seek re-classification through lobbying efforts. He would like to instruct staff to start on these efforts so we are prepared to implement this in a well thought-out way, supported by facts - to ensure we maintain our people.

Chairman Carmona: Echoes those sentiments. He is happy to see the retraction of the resignation and agrees Storey County is not what it was five years ago or three years ago. No one could have foreseen what (the County) would become. Looking at this, it has to be across-the-board for everyone - that's how to direct staff.

County Manager Osborne stated he and Justice Herrington are good friends. To be clear, he has kept himself very distant from this (issue). There has been no brokering, no negotiating, or anything by him in the process - regardless of where it goes. He made a pledge to department heads, staff, and those elected, that he would manage his office to the highest level of integrity. Making sure he treats department heads similarly, equitably - like when salary increases or adjustments are made that folks are treated fairly. That we work together and with what's appropriate. He intends to keep his promise of integrity and separating himself when necessary - and to work with Human Resources, when necessary, with processes they have in place. And to maintain his working relationship with elected officials.

District Attorney Loomis cautioned the Board, whatever motion they make has to align with the agenda item. A salary study would be outside the agenda language.

Chairman Carmona: He did not plan on making any motion. Do we need to make a motion accepting the retraction of her resignation?

Mr. Loomis: An elected official can withdraw a resignation any time up to the point they actually leave office. This does not require action by the Board.

Chairman Carmona: Item 16 is no longer in play - how do we handle that.

Mr. Loomis: Just take public comment on the item.
No action taken on Item 15.

16. DISCUSSION/POSSIBLE ACTION: Consideration and possible approval to provide direction to staff regarding recruitment and appointment of interim Justice of the Peace for a term beginning January 1, 2022 and expiring January 3, 2023 to fulfill an unexpired term.

Public Comment: None

17. RECESS TO CONVENE AS THE STOREY COUNTY FIRE PROTECTION DISTRICT

18. DISCUSSION/POSSIBLE ACTION: Consideration and possible action to approve the Storey County Fire Protection District Operating Plan and Cooperative Agreement with Sparks Fire Department.

Fire Chief Loncar explained this is an annual operating plan with the City of Sparks - similar to agreements with other neighbors.

Public Comment: None

Motion: I, Fire Commissioner Mitchell, move to approve the Storey County Fire Protection District Operating Plan and Cooperative Agreement with Sparks Fire Department, and authorize the Fire Chief to sign, **Action:** Approve, **Moved by:** Vice Chairman Mitchell, **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

19. DISCUSSION/POSSIBLE ACTION: Consideration and possible action to approve the Storey County Fire Protection District Automatic Aid Agreement with Truckee Meadows Fire Protection District, Sparks Fire Department, North Lyon County Fire Protection District, and Pyramid Lake Fire.

Fire Chief Loncar: This is a long-standing agreement with Truckee Meadows for the I-80 corridor. (Storey County) provides initial response on the 1-80 corridor from Sparks to Fernley. This

agreement shortens the response area with North Lyon taking the east, and it will reduce the number of calls and time out there. Also, response will just be Storey County unless other resources are requested.

Public Comment: None

Commissioner Gilman: This seems to certainly benefit the County - this is the proper direction to take. Is (Chief Loncar) in agreement?

Chief Loncar: Yes. Under this this agreement, we are "neighbor helping neighbor" - we provide at no charge. With those rates though, if we have to go out and mitigate something on the interstate - a tanker truck rollover for example - we bill that company for the cleanup and recovery. With the rates, that helps sustain us better and replenish supplies.

Motion: I, Fire Commissioner Mitchell, move to approve the Automatic Aid Agreement with Truckee Meadows Fire Protection District, Sparks Fire Protection District, North Lyon County Fire Protection District, and Pyramid Lake Fire and authorize the Chairman to sign, **Action:** Approve, **Moved by:** Vice Chairman Mitchell, **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

20. ADJOURN TO RECONVENE AS THE STOREY COUNTY BOARD OF COUNTY COMMISSIONERS

21. DISCUSSION/POSSIBLE ACTION: Consideration and possible approval of a Memorandum of Understanding between Storey County and the Comstock Chapter, AFSCME Local 4041 to amend Appendix.

Human Resources Director Tobi Whitten explained this item makes adjustments to the classification plan for the current AFSCME contract to add 5% incentive pays to both the functions of flood plain management duties and compliance coordination duties. These were agreed to in the budget process with changes to take effect July 1, 2021.

Public Comment: None

Vice Chairman Mitchell: Does this allow for current employees to take on these rolls so we don't have to add employees with specific job titles that handle these things?

Ms. Whitten: That's correct - on the first part. Currently there are employees performing these roles in addition to their duties outlined in their job descriptions since July 1st. This compensates them for the additional duties taken on. The intent is to further examine these roles to see if "stand alone" job titles are warranted. With an additional year to evaluate, we will be better prepared to determine whether or not separate job descriptions would be necessary.

Motion: I, Commissioner Mitchell, move to approve the Memorandum of Understanding between Storey County and the Comstock Chapter, AFSCME Local 4041 to amend Appendix, **Action:** Approve, **Moved by:** Vice Chairman Mitchell, **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

22. DISCUSSION/POSSIBLE ACTION: Consideration and possible approval of business license Second Readings:

- A. Aardvark, Incorporated – Contractor / 3532 Gracia Del Dios Dr ~ Reno, NV
- B. Akal Construction, Inc. – Contractor / 1024 Iron Point Rd. Ste. 1046 ~ Folsom, CA
- C. Am Quip Systems, LLC – Contractor / 1315 Greg St. # 114 ~ Sparks, NV
- D. DRYCO Construction, Inc. – Contractor / 42745 Boscell Rd. ~ Fremont, CA
- E. Fastway Xpress, Inc. – Transportation / 1425 Maritime St. ~ Oakland, CA
- F. Giant Roofing LLC – Contractor / 75 Bank St. Ste 7 ~ Sparks, NV
- G. High Country Propane Inc. – Out of County / 1262 Dupont Ct. ~ Manteca, CA
- H. High Priority Construction – Contractor / 11935 Chesapeake Dr. ~ Reno, NV
- I. Omboli Interiors Inc. – Contractor / 4200 Rewana Way # 505 ~ Reno, NV
- J. PHC Builders – Contractor / 1351 Tule Peak Cir. ~ Carson City, NV
- K. Sierra View Realty – Home Business / 1625 Main St. ~ Virginia City, NV
- L. Tippmann Design Build, LLC – Contractor / 4218 Hobson Ct. ~ Ft. Wayne, IN

Public Comment: None

Motion: I, Commissioner Mitchell, move to approve the second reading of business licenses listed as items #A through L, **Action:** Approve, **Moved by:** Vice Chairman Mitchell, **Seconded by:** Commissioner Gilman, **Vote:** Motion carried by unanimous vote, **(Summary:** Yes=3)

23. PUBLIC COMMENT (No Action)

None

24. ADJOURNMENT of all active and recessed Boards on the Agenda

Chairman Carmona adjourned the meeting at 12:07PM

Respectfully submitted,

By: _____
Vanessa Stephens Clerk-Treasurer