

The Honorable Board of Lyon County Commissioners met this day in regular session with the following present: Chairman Chuck Roberts, Vice-chair Ray Fierro, Commissioners Joe Mortensen, Virgil Arellano and Vida Keller. Also present: County Manager Jeff Page, Chief Deputy District Attorney Steve Rye, Clerk-Treasurer Nikki Bryan and Deputy Clerk Joanne Sarkisian.

**1. Public participation**

There was no public participation.

**2. Review and adoption of agenda**

Comm. Fierro made a motion to approve the agenda as presented. Comm. Mortensen seconded and the motion passed unanimously 5-0.

**3. Presentation of awards and/or recognition of accomplishments**

There were no presentations at this time.

**4. Commissioners/County Manager comments**

Comm. Fierro thanked the public works department for the bike and pedestrian path maintenance at the Rolling A recreation area.

County Manager Jeff Page commented that he attended a meeting with the Department of Health and Human Services. There may be a funding reversal for child protective services. Presently approximately \$400,000 is budgeted from the general fund for this service.

**5. Elected Officials report**

There were no elected officials' reports.

**6. Appointed Officials comments**

Human Services Director Edrie LaVoie gave the details of the meeting with Health and Human Services. She discussed the Medicaid expansion program and will have more details once the state has decided which direction it will take. The increase in the Medicaid match program is paid by Lyon County through a tax rate and currently costs approximately \$400,000 annually.

Ms. LaVoie reported that there is a definite increase for services in her department. There were an additional 7000 meals served in the senior centers countywide over the past year.

Planning Director Rob Loveberg informed the Board that the Silver Springs Airport RFQ has generated more interested than anticipated. The deadline for submittal is November 20, 2012. He hopes to have their selection to the Board at the second meeting in December.

Comptroller Josh Foli stated that sales tax reports for Lyon County show a decrease of approximately 77 percent over the same time period last year. This is due to a mistake in reporting by the department of taxation. It was a one time event and has been corrected.

He then stated that the audit report will be complete at the end of this month. The general fund ending balance will be just over \$100,000 higher than anticipated. This is due to some purchase timing issues.

ITEM #22, ITEM #23, ITEM #24 AND ITEM #25 WERE HEARD AT THIS TIME. .

**7. Advisory Board reports**

There were no advisory board reports.

**\*\*CONSENT AGENDA\*\***

**8. Approval of changes on Assessor's tax role due to corrections in assessments and review of tax roll changes**

Unsecured property factual corrections totaled \$83,225.84.

**9. Review and possible approval of business license applications:**

- a. Frey, Jason R., Frey, Marina E.; *Atlas Land Development LLC*; 4363 S. Jumbo Way, Washoe Valley, NV; Excavation Contractor
- b. Latala, Andrew; Latala, Sophia; KROL Holdings LLC; *Dayton Valley Mini Mart*; 35 Dayton Valley Rd., Dayton, NV; Convenience Store with Gas Pumps
- c. MacDonald, Ann M.; Forrest, Sean; Devcon Security Services Corp.; *Devcon Security*; 3880 N. 28<sup>th</sup> Terrace, Hollywood, FL; Monitoring of Security Systems
- d. Karn, Chris; Kholmatov, Bachtiyer; Shoemaker, J. Richard; Urdahl, Mike; Pinpoint Holdings, Inc.; Broavada Communications LLC; *E-Care Nevada Inc.*; 10100 Charleston Blvd., Suite 160, Las Vegas, NV; Broadband Network Servicing Nevada Hospitals
- e. Towne, Linda; *Linda Towne*; 169 Rose Peak Rd., Dayton, NV; Domestic Care
- f. Lemaire, Auguste; *Sunvelope Solar, Inc.*; 96 Glen Carran Cir. #105, Sparks, NV; Installation of Solar Hot Water Systems
- g. Phetteplace, Daniel; *The Electrician*; 2195 Parkway Dr., Reno, NV; Electrical Contractor
- h. Torres, Florencio, Torres, Hilario; *Tri-State Carports*; 336 River End Ln., Dobson, NC; Carport Sales
- i. Howell, David; Emeterio, Angela; *X-Treme Bullets Inc.*; 25 Stokes Dr., Mound House, NV; Adding Location to Existing Business

**10. Approve a request by the Public Works Director for the Board to authorize the Public Works Department to dispose of scrap iron and surplus vehicles in the most cost effective manner. The Board has previously declared the items surplus**

**11. Approve a request by the Public Works Director for the Board to approve reimbursing the developer \$7,960 out of the Dayton Water Fund for the difference in cost between an 8" and 10" C900 water main. This is a house keeping item**

**12. Review and accept travel claims**

Travel claims totaled \$6,347.33 and registrations totaled \$1,415.00.

Comm. Arellano had questions regarding the travel costs for the district attorney to travel to a conference in Savannah, Georgia.

Comptroller Josh Foli commented that the district attorney extended his trip which added an additional leg to his flight. He will be reimbursing the County for this travel portion of the airline ticket.

Comm. Arellano made a motion to approve item #12 as presented. Comm. Mortensen seconded and the motion passed unanimously 5-0.

**13. Review and accept County claims and financial report**

County claims totaled \$6,056,272.07 and payroll totaled \$870,474.34.

Comm. Mortensen made a motion to approved the consent agenda as presented with item #12 being heard separately. Comm. Fierro seconded and the motion passed unanimously 5-0.

**\*\*END OF CONSENT AGENDA\*\***

**RECESS TO CONVENE AS THE LIQUOR BOARD FOR LYON COUNTY**

**14. Public participation**

There was no public participation

**15. Review and possible approval of liquor license applications:**

- a. Latala, Andrew; Dayton Valley Mini Mart; 35 Dayton Valley Rd., Dayton, NV; Retail Packaged Goods
- b. Podnar, Thomas; Dayton Valley Mini Mart; 35 Dayton Valley Rd., Dayton, NV; Retail Packaged Goods

Clerk and Treasurer Nikki Bryan began this item. She stated that the sheriff's department is recommending denial of the application for Thomas Podner.

Comm. Roberts does not feel that the findings of the investigator are reason for denial of this application.

Ms. Bryan commented that after discussions with the district attorney's office they are recommending approval on this item.

Comm. Fierro made a motion to approve the liquor license for item #15a and item #15b as presented. Comm. Mortensen seconded and the motion passed unanimously 5-0

**16. Public participation**

There was no public participation.

ITEM #19 WAS HEARD AT THIS TIME.

**PUBLIC HEARING ON PLANNING ITEMS**

- 17. SOTO, MARIA ISABEL – ZONE CHANGE (action may be taken) – Request to change the zoning district from C-1 (Limited Commercial) to E-2T (Second Estates-1/2 acre minimum lot size with Trailer Overlay) on an approximately .54 acre parcel; located at 4 Third North Street, Mason Townsite (APN 04-161-01) PLZ-12-0027**

Planning Director Rob Loveberg began this item by stating that the planning commission is recommending approval. He commented that the proposed zoning is compatible with the master plan.

Based on the following findings:

- A. The proposed zoning is in substantial compliance with the adopted Master Plan land use map.
- B. The proposed zoning is in substantial compliance with and promotes the Master Plan goals, objectives and actions.
- C. The proposed zoning promotes development that is commensurate with the character and current use of the surrounding residential land and will not have detrimental impacts to other properties in the vicinity.
- D. The proposed zone change promotes the desired pattern for the orderly physical growth of the County and maintains compact development patterns.
- E. The proposed zone change will not negatively impact existing or planned public services or facilities and will not adversely impact the public health, safety and welfare.

Comm. Fierro made a motion to approve as presented. Comm. Mortensen seconded and the motion passed unanimously 5-0.

**REGULAR AGENDA**

- 18. Discussion and possible action to approve appointment of Kay Bennett to the Silver Springs Advisory Board, filling an unexpired vacant position; term ending December 31, 2014**

Comm. Arellano is concerned that Ms. Bennett may have a conflict of interest with the fact that she is the Silver Springs Airport Manager and has a long term lease with Lyon County.

Comm. Fierro made a motion to approve as presented. Comm. Mortensen seconded and the motion passed unanimously 5-0.

**19. Discussion and report on the status of the The Yerington Land Conveyance and Sustainable Development Act (HR 4039) bill**

County Manager Jeff Page began this item.

Nevada Copper Vice President of Relations Tim Dyer updated the Board on the status of the bill that is before Congress at this time.

City of Yerington Mayor George Dini commented that the city is not a proponent of a lands bill. The bill is being required in order to proceed with the land conveyance

**20. Discussion with possible action related to Water Rights Application 82095 which was filed on September 6, 2012 by Plum Mining Co., LLC through their agent, Lonnie C. Roy, P.E. after which the Board may make a non-binding recommendation to the State Engineer**

Public Works Director Mike Workman presented this item. He stated that these water rights are not owned by Lyon County, they are only held in their name. It will have an effect on both Lyon and Storey counties and that both counties must hear the item and make recommendations to the state engineer.

Silver City resident Chris Brown had questions regarding the meaning of point of diversion. Mr. Workman explained the process.

Comm. Fierro made a motion to approve as presented. Comm. Mortensen seconded and the motion passed unanimously 5-0.

**21. Discussion and possible action on funding attendees to the Nevada Association of Counties conference from contingency**

County Manager Jeff Page informed the Board that in the last budget session all travel was eliminated for the Board.

Comm. Mortensen made a motion to approve as presented. Comm. Fierro seconded and the motion passed unanimously 5-0.

**RECESS TO CONVENE AS CENTRAL LYON COUNTY VECTOR CONTROL DISTRICT BOARD**

**22. Public Participation**

There was no public participation

**23. Review and accept claims and financial report**

The cash balance as of October 31, 2012 was \$494,185.65. There were no pay bills or payroll.

Comm. Mortensen made a motion to accept as presented. Comm. Fierro seconded and the motion passed unanimously 5-0.

**24. Discussion and possible action to award contract to Integrity Pest Management for Central Lyon County Vector Control District mosquito and blackflies. 3 year contract, expiring December 2015**

Comm. Mortensen made a motion to accept the contract as presented. Comm. Fierro seconded and the motion passed unanimously 5-0.

**25. Public Participation**

There was no public participation

**ADJOURN TO RECONVENE AS THE LYON COUNTY BOARD OF COMMISSIONERS**

**26. Commissioner Comments**

There were no comments at this time.

**27. Approve Minutes of October 4 & 18, 2012**

There were no minutes to approve at this time.

**28. Public participation**

There was no public participation.

The meeting was adjourned.

**LYON COUNTY BOARD OF COMMISSIONERS**

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**CHUCK ROBERTS, Chairman**

**ATTEST:**

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**NIKKI BRYAN, Lyon County Clerk/Treasurer**