



## **GARDNERVILLE TOWN BOARD**

November 3, 2009

- The meeting was called to order by Chairman Lindsay.

### PRESENT:

Paul A. Lindsay, Chairman	Steve Handelin, Town Counsel
Thomas J. Cook, Vice-Chairman	Tom Dallaire, Town Engineer
Michael W. Philips	Jim Park, Town Manager
Jerry Smith	Jeff Summers, Maintenance Supervisor
	Carol Louthan, Administrative Assistant

### ABSENT:

Robin Bernhard

- Pledge of Allegiance was led by Mike Philips

- Approval of the Agenda

No public comment.

**Motion Philips/Cook to approve the agenda. Motion carried.**

- **Approval of the October 6, 2009 Regular Meeting Minutes**

No public comment.

**Motion Smith/Philips to approve the October 6, 2009 meeting minutes. Motion carried.**

- Approval of the October 20, 2009 Joint Meeting with the Board of County Commissioners Minutes

**Motion Cook/Philips to approve the October 20, 2009 joint meeting minutes. Motion carried.**

- **Public Comment on Any Item Not on Today's Agenda-No Board Action**

Mr. Cook wanted to review the NLC convention. The major item was the part about Home Rule. Both NLC and NACO are going to be sponsoring some bills this coming legislature to speak to that. The Board needs to find someone to follow through on this. The Town has a seat on the Board. They should keep a seat on the Board. It is very important to the Town. They have a good rapport with the League. Next year is his last year on the Board. Keep that in mind. He will continue working with the League for the next year.

No further comments.

### **CONSENT CALENDAR**

**Consent items may be pulled at the request of Board Members wishing to have an item or items further discussed. When items are pulled for discussion, they will be automatically placed at beginning of the Administrative Agenda.**

- **Motion to approve consent calendar.**

1. Correspondence  
**Read and noted**
2. Health and Sanitation Department Monthly Report  
**Accepted**

3. Approve October claims  
**Approved**
4. Approve budget transfers  
**Approved**

No public comment.

**Motion Philips/Smith to approve the consent calendar. Motion carried.**

**ADMINISTRATIVE AGENDA**

**(Any agenda items pulled from the Consent Calendar will be heard at this point)**

**Adjourn to closed session**

5. Closed session in accordance with NRS 241.015 to receive information from Town Counsel regarding potential or existing litigation involving a matter over which the Town Board has supervision, control, jurisdiction, or advisory power

**Motion Cook/Smith to adjourn to closed session. Motion carried.**

**Reconvene in open session**

6. Discussion and possible action on direction to staff based on the information discussed during closed session

**Motion Cook/Philips to reconvene in open session.**

Motion Cook that legal staff wait until they hear from the Chichester Homeowners Association. At that time tell them they are bound by the Douglas County agreement and go from there whatever legal action has to be taken.

Mr. Handelin asked to trim the motion to direct staff to enforce the conditions upon which the charter was granted.

**Motion Cook/ Philips to direct staff to enforce the conditions upon which the charter was granted.**

No public comment.

**Upon call for the vote, motion carried.**

**7. Discussion and possible action on the Town Attorney's Monthly Report of activities for October 2009**

Mr. Handelin reported besides the issue of the HOA, he has been working on Main Street the past month. He still needs to get the agreement for an easement to Ms. Lochridge.

No questions from the Board and no public comment.

**8. Discussion and possible action on the Town Engineer's Monthly Report of activities for October 2009**

Mr. Dallaire has gone through and done quite a bit of work on Micropaver. Have the GIS and database inserted. Worked with Carol on getting XM updated with pictures for each section of road. The banner pole bricks are up. The stop sign at Harvest will be going to the County Commission around 1:30 on the 5th. Water rights details need to finish up. He would like to talk to the watermaster who runs the Yerington ditches. He keeps tracks of volumes. Then we will take it to the water resources department in Carson and get the metering devices in place before irrigation starts in the spring. Also worked on Cemetery Lane sidewalk improvements.

Mr. Park added there is a minimal amount of sidewalk that needs to be taken out along with the trees. They can tie into

the Mountain View Professional Center irrigation system.

Mr. Dallaire continued Douglas County is going to have a Town section in the new improvements standards manual. They will include standard lights, tree grates, and a couple other details for the parks.

Mr. Cook asked about the fence behind Haas Center.

Mr. Dallaire will look into the situation with the fence.

Mr. Smith asked if the fence along Cemetery was going to go. The kids have been kicking boards. Whose property is that?

Mr. Park thought it belonged to the apartments over there.

Mr. Dallaire did not believe the majority of the fence is in the right of way. He found the property corners across the street where the urgent care building is. He has not been able to find any others. There is a pretty good sized discrepancy.

Mr. Park advised from a cost containment aspect they are just replacing the panels of sidewalk that are lifted. The trees need to be trimmed. If they are going to spend \$4,000 to trim them how much longer will they last? It would be better to spend \$4,000 and cut them down and put another type of tree that doesn't lift the sidewalk. It goes back to the original intent of the Garden Cemetery. The fence is probably not on our property.

Mr. Dallaire is proposing to replace the four foot wide sidewalk and then it is another 8 or 9 feet to the back of the fence. Just put rock mulch and trees with minimal watering.

Mr. Cook is for taking the trees down. If they don't take them down it will raise the sidewalk again.

Mr. Park's plan is to take them out. He is just giving the Board fair warning to let them know the trees are coming out, and yes we will replace them,. The hard cost he is trying to keep to around 12 to \$15,000 for the project. December is mid-year augmentation and he will bring back numbers then.

Mr. Dallaire has been working on the Wal Mart project. They met with Mimi and are getting some different feelings from their engineers and architects. Now there is another meeting scheduled for the 10<sup>th</sup> of November with their architect, Mimi, Dirk, Jim and himself. The Mountain Sierra Ministries he did not have any comments on. They are adding a fence in the back. They want to add a fenced area for a playground. The parking lot is somewhat paved. Building Concepts did a site plan but didn't have a lot of information.

No public comment.

#### **9. Discussion and possible action on the Town Maintenance Supervisor's Monthly Report of activities for October 2009**

Mr. Summers reported he was on vacation for part of the month. The main thing they are doing is crack sealing and they should be done by the end of the week in Chichester. They need to go back on some of the cracks, but the majority are coming out pretty well. They are also getting geared up for Christmas.

#### **10. Discussion and possible action on the Main Street Program Manager's Monthly Report of activities for October 2009**

Ms. Lochridge reported they had many of the Board of Director members pounding the pavement delivering business surveys and Merry Main Street packets. They have about 25 of the surveys in. They have a property manager/realtors meeting hosted by the ER and Design Committee. It is from 7 to 8 on December 2<sup>nd</sup>. It is an introduction to Main Street Gardnerville and an announcement for the RLF. USDA Rural will be there to tell everyone about the loan program on both the 2<sup>nd</sup> and December 15<sup>th</sup>, which is inviting the businesses and anyone else who is interested to from 8 to 9 a.m. The first three benches

have been ordered. They should be delivered anywhere from late November to mid December. They are working with Jeanne Johnson at the Historian Inn to place the bench on the corner of Hwy 395 and Eddy Street where the brick is. Jeanne would love to have one of the benches there. We are hoping once they are out everyone will realize how great they are and want more in the downtown. They have a sample for the art work for Heritage Park. It is the first in a long line of Limited Edition ornaments. They have the tourism brochures done. Those will be delivered by the 17<sup>th</sup> of the month. They did some presentations to members of Smith Valley and Douglas High Ag students and Plant It Nursery. There are some pictures of those presentations and of the Junior ROTC that helped with the cleanup day. Margaret and herself went to KOH about two weeks ago and did an interview for Nevada Outlook. It aired on stations KKOH, KBUL, Magic 95.5 and WILD 102.9. Chances are she has a lot of people cancel their spots during the holiday season. If that is the case it will run one or two more times before the end of the year.

**11. Discussion and possible action on the Town Manager's Monthly Report of activities for October 2009**

Mr. Park gave a written report in Board packets. He has nothing to add. Working on budget augmentation to bring back in December.

Mr. Cook asked about Q1 money.

Mr. Park will put together a small presentation for the December 3<sup>rd</sup> meeting.

No questions.

No public comment.

**Motion Smith/Cook to adjourn at 5:24 p.m. Motion carried.**

Respectfully Submitted,

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Paul A. Lindsay  
Chairman

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Jim Park  
Clerk to the Board