



**NYE COUNTY  
BOARD OF COMMISSIONERS MEETING  
2100 E. Walt Williams Drive, Pahrump, NV 89048  
TUESDAY, January 22, 2013  
10:00 AM**

**Butch Borasky, Chair  
Dan Schinhofen, Vice-Chair  
Lorinda Wichman, Commissioner  
Frank Carbone, Commissioner  
Donna Cox, Commissioner  
Sandra "Sam" L. Merlino, Ex-officio Clerk of the Board**

**NOTE:** All items are approximate except for bid openings, public hearings, and any other items agendized at a specific time. Items on the agenda without a time designation may be taken out of order. The Board may combine two or more agenda items for consideration. The Board may remove an item from the agenda or delay discussion relating to an item on the agenda at any time. Items on the agenda without a time designation may not necessarily be considered in the order in which they appear on the agenda. **NOTICE: It is anticipated that the items of business before the Board of Commissioners on January 22, 2013 will be fully completed on those dates. However, should item(s) not be completed, it is possible item(s) could be carried over and be heard before the Board of Commissioners beginning at 8:30 a.m. on the next day.**

**Public Comment** during the Commission Meeting on January 22, 2013 will be for all matters, both on and off the agenda, and be limited to three minutes per person. Additionally, public comment of three minutes per person will be heard during individual action items. The Commission reserves the right to reduce the time or limit the total time allowed for public comment. The Commission may prohibit comment if the content of the comments is a topic that is not relevant to, or within the authority of, the Commission, or if the content of the comments is willfully disruptive of the meeting by being irrelevant, repetitious, slanderous, offensive, inflammatory, irrational or amounting to personal attacks or interfering with the rights of other speakers. Persons are invited to submit comments in writing on the agenda items and/or attend and make comment on that item at the Commission meeting.

Pursuant to NRS 241.020, the Agenda for the Commission Meeting has been posted at the following locations. Tonopah Convention Center, 301 Brougner Avenue, Tonopah, NV; U.S. Post Office, 201 Erie Main St., Tonopah, NV; Commissioners' Meeting Room, 101 Radar Road, Tonopah, NV; District Court, 101 Radar Road, Tonopah, NV; The Ian Deutch Government Complex, 1520 East Basin Road, Pahrump, NV; Commissioners' Chambers, 2100 E. Walt Williams Drive, Pahrump, NV; Beatty Justice Court, 426 C Avenue South Beatty, NV

Support documentation for the items on the agenda, provided to the Nye County Board of Commissioners is available to members of the public at the County Manager's Office (101 Radar Road, Tonopah, Nevada & 2100 E. Walt Williams Drive, Pahrump, Nevada) and on the County's website.

**WEBSITE: [www.nyecounty.net](http://www.nyecounty.net)**

The Nye County Board of Commissioners may take a short break every 1 ½ hours.

In accordance with Federal law and U.S. Department of Agriculture policy, Nye County is prohibited from discriminating on the basis of race, color, national origin, sex, religion, age, or disability. (Not all prohibited bases apply to all programs.) To file a complaint of discrimination write to USDA, Director, Office of Civil Rights, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410 or call (800) 795-3272 (voice) or (202) 720-6382 (TDD). USDA is an equal opportunity provider, employer, and lender

"Communication for Hearing Impaired: Dial Nevada Relay Service 711 or for Voice to TTY (800) 326-6888 or TTY to Voice (800) 326-6868"

## NYE COUNTY BOARD OF COMMISSIONERS AGENDA

---

ITEM #	SUBJECT
--------	---------

---

January 22, 2013

Butch Borasky, Chair  
Dan Schinhofen, Vice-Chair  
Lorinda Wichman, Commissioner

Frank Carbone, Commissioner  
Donna Cox, Commissioner  
Sandra "Sam" Merlino, Ex-Officio Clerk of the Board

NOTE: All times are approximate except for bid openings, public hearings, and any other items agendized at a specific time. Action may be taken on all items except where otherwise indicated. Items not scheduled for a specific time may be considered at any time and in any order.

**Special Note:** Any member of the public who is disabled and requires accommodation or assistance at this meeting is requested to notify the Nye County Manager's Office in writing or call 775-482-8191 prior to the meeting.

Please note: Blue text that is underlined indicates items are linked to supporting documentation

### NYE COUNTY BOARD OF COMMISSIONERS

1. Pledge of Allegiance
2. For Possible Action - Approval of the Agenda for the Board of County Commissioners' meeting of January 22, 2013.
3. GENERAL PUBLIC COMMENT (Three-minute time limit per person.) Action will not be taken on the matters considered during this period until specifically included on an agenda as an action item (first).

### NOTICE OF TIMED AGENDA ITEMS

4. Presentations – 10:00 a.m.
  - a. [Presentation](#) of certificate and/or plaques to ten (10) employees honored for their years of service.
  - b. [Presentation](#) from NV Energy on construction status of ON Line Transmission Line Project.
5. Recess to the Nye County Board of Road Commissioners (Agenda Attached) - 10:15 a.m.
6. Recess to the Nye County Licensing and Liquor Board (Agenda Attached) – 10:30 a.m.
7. Public Hearings – 10:45 a.m.
  - a. [For Possible Action](#) - Public Hearing on results of Public Works identification and determination of improved roads and streets maintained by Nye County for the purposes of compliance with Nevada Revised Statutes Chapter 365.550 Paragraph 8 regarding Proceeds of Tax Levied pursuant to NRS 365.180; and other matters properly related thereto.  
(Backup documentation in two files due to the size: [Part 1](#) [Part 2](#) )
  - b. [For Possible Action](#) - Public Hearing, discussion, and deliberation to adopt, amend and adopt, or reject Nye County Bill No. 2012-21: a bill proposing to amend Title 2 of the Nye County Code by repealing Chapter 2.16, thereby dissolving the Nye County Park and Recreation Commission, and adding a new Chapter 2.16 creating the Nye County Park And Recreation Advisory Board, setting forth its powers and duties, establishing the numbers and terms of the members thereof; providing for the severability, constitutionality and effective date hereof, and other matters properly related thereto.

## NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

January 22, 2013

- c. [For Possible Action](#) - Public Hearing, discussion, and deliberation to adopt, amend and adopt, or reject Nye County Bill No. 2012-22: a bill proposing to amend Chapter 2.52 of the Nye County Code related to the regulation of the Nye County Public Administrator, by amending the duties of the Public Administrator; modifying the form of reports submitted by the Public Administrator; providing for the severability, constitutionality and effective date hereof, and other matters properly relating thereto.

8. Planning, Zoning, and Building Items - 11:00 a.m. - N/A

### NYE COUNTY BOARD OF COMMISSIONERS

9. [For Possible Action](#) - Discussion and deliberation of Minutes of the Board of County Commissioners' meeting for November 20, 2012.

10. Awards and Presentations – 10:00 a.m.

11. Announcements (first)

12. For Possible Action - Emergency Items

13. Commissioners'/Manager's Comments (This item limited to announcements or topics/issues proposed for future workshops/agendas)

14. Consent Agenda Items – These are items that Staff recommends for approval. The Board reserves the right to move any consent agenda item to the regular segment of the agenda should issues arise that need to be addressed.

- a. For Possible Action – Discussion of any item from the Consent Agenda Items that needs review before a decision is made.
- b. [For Possible Action](#) – Approval of Elected Official Collection Report
- c. For Possible Action – Approval of Assessor's Office Change Request – N/A
- d. [For Possible Action](#) – Approval of Personnel Actions
- e. [For Possible Action](#) – Approval to set the date and location of the second meeting of the Board of Commissioners for Tuesday April 16, 2013 in Pahrump, Nevada.
- f. [For Possible Action](#) – Approval to apply for SFY 2013 Ryan White Grant RFQ No. 602918-12 to provide assistance for HIV/AIDS residents of Nye County.
- g. [For Possible Action](#) – Approval to purchase twelve (12) Dell Latitude E6530 laptop computers for various County employees.
- h. [For Possible Action](#) – Release of Financial Security Relating to Subdivision Improvement Agreement IA-06-0001.2: Approval to release the final 15% of the financial security related to the Subdivision Improvement Agreement for Pleasant Valley Unit 2 Subdivision, located within the Pahrump Regional Planning District. Concordia Homes – Applicant.

## NYE COUNTY BOARD OF COMMISSIONERS AGENDA

---

ITEM #	SUBJECT
--------	---------

---

January 22, 2013

- |    |  |
|----|--|
| i. | <a href="#">For Possible Action</a> – Adoption of Nye county Resolution No. 2013-03: a resolution approving and ratifying a Cooperative Agreement between Nye County and the Tonopah Conservation District.  |
| j. | <a href="#">For Possible Action</a> – Adoption of Nye County Resolution No. 2013-05: a Resolution directing the levy of a special assessment within the confines of the Amargosa Valley Groundwater Basin.   |
| k. | <a href="#">For Possible Action</a> – Adoption of Nye County Resolution No. 2013-06: a Resolution directing the levy of a special assessment within the confines of the Duckwater Creek Groundwater Basin.   |
| l. | <a href="#">For Possible Action</a> – Approval of a lease with WestCare Nevada, Inc. to rent office space for a three year term at \$1.00 per year. Office space dimension is approximately 200 square feet containing 1 office which is located in the Old Courthouse on Frankie Street, Tonopah, Nevada 89049. |

### PUBLIC OFFICIALS

#### 15. Assessor

#### 16. Board of Commissioners

- |    |  |
|----|--|
| a. | For Possible Action – Closure of meeting, pursuant to NRS 288.220 for purposes of conferring with the County’s management representatives regarding labor negotiations, issues and other personnel matters.  |
| b. | Closed meeting, pursuant to NRS 288.220 for purposes of conferring with the County’s management representatives regarding labor negotiations, issues and other personnel matters.  |
| c. | For Possible Action – Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.   |
| d. | <a href="#">Appointment</a> of Commissioner liaison / representatives. <ol style="list-style-type: none"><li>1. Nevada Association of Counties (NACO)</li><li>2. Pahrump Regional Planning Commission and one alternate</li><li>3. Nye County Park and Recreation Advisory Board</li><li>4. Nevada Public Agency Insurance Pool/Public Agency Compensation Trust</li><li>5. Regional Transportation Committee (RTC)</li><li>6. Nuclear Waste Issues</li><li>7. Tri-County Working Group</li><li>8. Tri-Party Formal Interaction Agreement Working Group (Northern Nye)</li><li>9. Tri-Party Working Group (Southern Nye)</li><li>10. Capital Improvements Advisory Committee</li><li>11. Amargosa Valley Conservancy Coordination Group formally the 4-County Regional Forum</li></ol> |

## NYE COUNTY BOARD OF COMMISSIONERS AGENDA

---

ITEM #	SUBJECT
--------	---------

---

January 22, 2013

- 12. Nye County Jails – Needs Assessment – Inspection North and South
- 13. Local Emergency Planning Committee (LEPC)
- 14. Southern Nevada Workforce Investment Board (SNWIB)
- 15. Public Utilities Commission
- 16. Quad State Local Government Authority
- 17. Central Nevada Regional Water Authority
- 18. Legislative Issues
- 19. US Dept. of Energy Nevada Site Specific Advisory Board
- 20. Nye County Water District Governing Board
- 21. United Way of Nye County
- e. [For Possible Action](#) – Discussion and deliberation regarding continued efforts for a Nye County Land Bill.
- f. [For Possible Action](#) – Discussion and deliberation to change the first meeting of the month of March.
- g. [For Possible Action](#) – Discussion and deliberation regarding Town Board vacancy appointments.  
[Item.16g.additional backup](#)
- h. [For Possible Action](#) – Discussion and deliberation on Nye County Resolution No. 2013-08: a Resolution designating the Tonopah Town Board as the redevelopment agency for the Tonopah taxing and library districts so the Tonopah Town Board may conduct activities described under Nevada Revised Statutes (NRS) Chapter 279 for the purpose of redevelopment of blighted areas in the Tonopah taxing and library districts.

**17. Clerk**

**18. District Attorney**

**19. Recorder**

**20. Sheriff**

**21. Treasurer**

**22. Justice(s) of the Peace**

**23. District Court**

**24. Juvenile Probation**

**GENERAL NYE COUNTY ADMINISTRATIVE STAFF**

**25. County Manager**

- a. [Ongoing Project Report](#)

## NYE COUNTY BOARD OF COMMISSIONERS AGENDA

---

ITEM #	SUBJECT
--------	---------

---

January 22, 2013

- b. [For Possible Action](#) – Discussion and deliberation to increase project funding with Kaempfer Crowell Renshaw Gronauer & Fiorentino to conduct negotiations and due diligence for the proposed purchase of Pahump Utility Company, Inc.

### 26. Emergency Services

- a. [For Possible Action](#) – Discussion and deliberation regarding a request to: 1) set a date, time and location for a Public Hearing on Nye County Bill No. 2013-01: a Bill proposing to amend Title 6, Chapter 6.06 of the Nye County Code by adding Section 6.06.095 titled Impoundment of Animal for Protective Custody; and other matters properly relating thereto; and 2) reading of the title of bill into record.

### 27. Facilities

### 28. Finance

- a. [For Possible Action](#) – Discussion and deliberation regarding RFQ #2012-34 – Brownfields Workforce Development and Job Training Coordinator for Nye County.
- b. [Budget to Actual Expenditure Analysis](#)

### 29. Health & Human Services

### 30. H/R and Risk Management

- a. [For Possible Action](#) – Discussion, deliberation, and direction to staff to approve the changes to the Animal Control Officer job description. There is no financial impact for this change.
- b. [For Possible Action](#) – Discussion, deliberation, and direction to staff: 1) approve the changes to the Administrative Technician position (NCEA Grade 11); 2) create a new job classification of Administrative Technician II (NCEA Grade 14); and 3) transfer Callie Stark into the newly created Administrative Technician II position.
- c. [For Possible Action](#) – Discussion, deliberation, and direction to staff to create a new job classification of Chief Dispatcher (NCEA Grade 17). There is no financial impact for this change.
- d. [For Possible Action](#) – Discussion, deliberation, and direction to staff to: 1) approve the changes to the Logistics Officer position (NCEA Grade 12).
- e. [For Possible Action](#) – Discussion, deliberation, and direction to staff to approve the Training Officer job classification (NCEA Grade 14). There is no financial impact for this change.
- f. [For Possible Action](#) – Discussion, deliberation, and direction to staff to: 1) approve the changes to the Dispatcher position (NCEA Grade 10); and 2) approve the new Lead Dispatcher classification (NCEA Grade 13). There is no financial impact for this change.

### 31. Information Technology

### 32. Nuclear Waste Repository Project Office

### 33. Planning/Building/Code Compliance

## NYE COUNTY BOARD OF COMMISSIONERS AGENDA

---

ITEM #	SUBJECT
--------	---------

---

January 22, 2013

- a. [For Possible Action](#) – Discussion and deliberation to establish a project budget to abate 6880 Oakridge Ave. in Pahrump.

### 34. Public Administrator

### 35. Public Works

- a. [For Possible Action](#) – Discussion and deliberation to submit Airport Capital Improvement Plan (ACIP) data sheets and support information to the Federal Aviation Authority (FAA) for the Beatty, Gabbs, and Tonopah Airports for Fiscal Years 2014 through 2018.

### 36. Senior Services

## OTHER BUSINESS

### 37. Town Boards/Town Advisory Boards

### 38. Public Petitioners

- a. [For Possible Action](#) – Presentation, discussion and deliberation regarding legislation in various western states for the transfer of public lands and membership to American Lands Council.
- b. [For Possible Action](#) – Discussion and deliberation to approve a Memorandum of Understanding with Round Mountain Gold Corporation for providing mutual assistance to a broad range of medical emergencies.

### 39. GENERAL PUBLIC COMMENT (second)

### 40. ANNOUNCEMENTS (second)

### 41. ADJOURN



## NYE COUNTY BOARD OF COMMISSIONERS AGENDA

---

ITEM #    SUBJECT

---

January 22, 2013

---

### AGENDA NYE COUNTY BOARD OF ROAD COMMISSIONERS

Commissioners Chambers, Pahrump, NV 89048  
TUESDAY, January 22, 2013

10:15 A.M.

**Dan Schinhofen, Chair**  
**Frank Carbone, Vice-Chair**  
**Butch Borasky, Member**

**Lorinda Wichman, Member**  
**Donna Cox, Member**  
**Sandra "Sam" Merlino, Ex-Officio Clerk of the Board**

NOTE: All times are approximate except for public hearings and any other items agendized at a specific time. Action may be taken on all items except where otherwise indicated. Items not scheduled for a specific time may be considered at any time and in any order.

1. GENERAL PUBLIC COMMENT (Three-minute time limit per person and requested to be limited to items not listed on the agenda. No action will be taken by the Board.)

#### NOTICE OF TIMED AGENDA ITEMS

2. For Possible Action – Public Hearing, discussion, and deliberation to adopt, amend and adopt, or reject Nye County Road Commission Resolutions establishing County public roads pursuant to Nevada Revised Statutes 405.191, 403.170 and R.S. 2477 Right-of-Way – 10:15 a.m.
  - a. Keystone Well Road No. [956910](#)
  - b. White Rock Creek Road No. [961900](#)
  - c. Segura Ranch Road No. [961910](#)
  - d. Cabin Spring Road No. [961920](#)
  - e. Upper Seven Mile Road No. [961930](#)
  - f. Middle Seven Mile Road No. [961940](#)
  - g. Dry Valley Road No. [961950](#)
  - h. John Blair Springs Road No. [961960](#)
  - j. Savory Creek Road No. [962500](#)
  - k. North Savory Creek Road No. [962505](#)
  - l. Little Fish Lake Ranch Road No. [963110](#)
  - m. Upper Fish Lake Road No. [963115](#)
  - n. Old Fish Lake Road No. [963122](#)
  - o. North Clear Creek Road No. [963125](#)
  - p. Ike's Box Canyon Road No. [971026](#)
  - q. Morgan Canyon Road No. [972950](#)



## NYE COUNTY BOARD OF COMMISSIONERS AGENDA

---

ITEM #	SUBJECT
--------	---------

---

January 22, 2013

3. [For Possible Action](#) - Discussion and deliberation of Minutes for the Nye County Board of Road Commissioners' meeting for November 20, 2012.
4. [For Possible Action](#) - General road report by Public Works Director
5. [For Possible Action](#) – Discussion and deliberation to set a date, time, and location for a public hearing on Nye County Road Commission Resolutions establishing County public roads pursuant to Nevada Revised Statutes 405.191, 403.170 and R.S. 2477 Right-of-Way.
  - a. Black Buttes Road No. [974570](#)
  - b. Monarch Road No. [975120](#)
  - c. Stewart Spring Road No. [975200](#)
  - d. North Spanish Road No. [975210](#)
  - e. Snow Bird Spring Road No. [975215](#)
  - f. Humphrey Spring Road No. [975220](#)
  - g. East Humphrey Spring Road No. [975225](#)
  - h. South Spanish Road No. [975230](#)
  - i. East Spanish Road No. [975235](#)
  - j. Spanish Cutoff Road No. [975240](#)
  - k. Big 10 Road No. [975300](#)
  - l. East Big 10 Road No. [975310](#)
  - m. Little White Sage Road No. [975400](#)
  - n. Hunts White Sage Canyon Road No. [975410](#)
  - o. Monarch Prospect Road No. [976900](#)
  - p. East Monarch Prospect Road No. [976910](#)
  - q. Cornell Well Road No. [977970](#)
  - r. Hannapah Stage Road No. [977980](#)
  - s. Highway Well Road No. [977985](#)
  - t. Thunder Mountain Road No. [977990](#)
6. Adjourn

## NYE COUNTY BOARD OF COMMISSIONERS AGENDA

---

ITEM #	SUBJECT
--------	---------

---

January 22, 2013

---

### AGENDA NYE COUNTY LICENSING AND LIQUOR BOARD

Commissioners Chambers, Pahrump, NV 89048  
TUESDAY, January 22, 2013

10:30 A.M.

Butch Borasky, Chair  
Lorinda Wichman, Vice-Chair  
Dan Shinhofen, Member  
Frank Carbone, Member

Donna Cox, Member  
Tony DeMeo, Member  
Sandra "Sam" Merlino, Ex-Officio Clerk of the Board

NOTE: All times are approximate except for public hearings and any other items agendized at a specific time. Action may be taken on all items except where otherwise indicated. Items not scheduled for a specific time may be considered at any time and in any order.

1. GENERAL PUBLIC COMMENT (Three-minute time limit per person and requested to be limited to items not listed on the agenda. No action will be taken by the Board.)
2. [For Possible Action](#) - Discussion and deliberation of Minutes for the Nye County Licensing and Liquor Board meeting for November 20, 2012
3. Consent Agenda Items
4. Brothel
5. Gaming
6. Liquor
  - a. [For Possible Action](#) – Discussion and deliberation to issue a Retail Liquor License for Sullivan’s Pub, LLC, 2450 W. Mesquite Ave. Pahrump, NV.
7. Adjourn