



**JOINT MEETING OF THE  
NYE COUNTY BOARD OF COMMISSIONERS  
NYE COUNTY BOARD OF ROAD COMMISSIONERS  
NYE COUNTY LICENSING AND LIQUOR BOARD  
AND AS THE GOVERNING BODY OF UNINCORPORATED TOWNS OF BEATTY,  
BELMONT, GABBS, MANHATTAN AND RAILROAD VALLEY**

**2100 E. Walt Williams Dr, Pahrump, NV 89048  
Tuesday, November 19, 2013  
10:00 A.M.**

**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 (date), 2013 will be fully completed on that date. 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 November 19, 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 1½ hours.

**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.**

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"

1. Pledge of Allegiance
2. Approval of the Agenda for November 19, 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).
4. [For Possible Action](#) - Discussion and deliberation of minutes from the following meetings: 1) Joint Nye County Board of Commissioners, Board of Road Commissioners, Licensing and Liquor Board and as the Governing Body of Unincorporated Towns of Beatty, Belmont, Gabbs, Manhattan and Railroad Valley meeting on [October 15, 2013](#); and 2) Nye County Board of County Commissioners and the Nevada Department of Transportation workshop on [October 16, 2013](#).

#### SITTING AS THE BOARD OF COUNTY COMMISSIONERS

5. Announcements (first)
6. For Possible Action - Emergency Items
7. Commissioners'/Manager's Comments (This item limited to announcements or topics/issues proposed for future workshops/agendas)

#### TIMED ITEMS

8. 10:15 - Sitting as the Board of County Road Commissioners - [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.
9. 10:30 - [For Possible Action](#) - Presentation, discussion, and deliberation regarding funding for Rural Nevada Development Corporation to continue operating the Small Business Development Center.  
[See Additional Here](#)
10. 11:00 - [For Possible Action](#) - Public Hearing, discussion, and deliberation to adopt, amend and adopt, or reject Nye County Bill No. 2013-13: A Bill proposing to amend Nye County Code Title 17, the Zoning Ordinance of the Pahrump Regional Planning District, by amending portions of the regulations relating to "Animals Special Conditions," "Commercial Kennel," "Kennel," adding a "Multi-pet permit," deleting "Residential Kennel," deleting other animal related definitions that are not used, and amending the definition of "Animal Special Conditions"; providing for the severability, constitutionality and effective date hereof, and other matters properly relating thereto.
11. 11:00 - [For Possible Action](#) - Public Hearing, discussion, and deliberation to adopt, amend and

adopt, or reject Nye County Bill No. 2013-17: A Bill proposing to amend Nye County Code Title 17, the Zoning Ordinance of the Pahrump Regional Planning District, by amending Section 17.04.920 "Conditional Use Permit Procedures," to require that the applicant has the burden of submitting proof of compliance relating to any conditions of approval associated with an approved conditional use permit; providing for the severability, constitutionality and effective date thereof, and other matters properly relating thereto.

12. 11:30 - [For Possible Action](#) - Discussion and deliberation of Contracts with Ben Paul Construction for structural change to the Tonopah Justice Court Remodel and consideration of financial assistance.

#### **SITTING AS THE NYE COUNTY BOARD OF ROAD COMMISSIONERS**

13. [For Possible Action](#) - General road report by Public Works Director
14. [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.

#### **SITTING AS THE NYE COUNTY LICENSING AND LIQUOR BOARD**

##### **LIQUOR**

15. [For Possible Action](#) - Discussion and deliberation to issue a Temporary Retail Liquor License to The Hubb, LLC, 3720 Bell Vista Avenue, Pahrump, NV pending the processing of an application for a permanent license. Andrea McGuire, Applicant.

#### **SITTING AS THE GOVERNING BODY OF UNINCORPORATED TOWNS OF BEATTY, BELMONT, GABBS, MANHATTAN AND RAILROAD VALLEY**

##### **BEATTY**

16. [For Possible Action](#) - Discussion and deliberation regarding a resolution to establish a Beatty Library District Capital Project Fund.

#### **SITTING AS THE BOARD OF COUNTY COMMISSIONERS**

**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. Discussion of any item from the Consent Agenda Items that needs review before a decision is made.

17. [For Possible Action](#) - Approval of Elected Official Collection Report
18. [For Possible Action](#) - Approval of Assessor's Office Change Request
19. [For Possible Action](#) - Approval to set the date and location of the second meeting of the Board

of Commissioners for Tuesday, February 18, 2014 in Pahrump, Nevada.

20. [For Possible Action](#) - Approval to surplus excess equipment to auction.
21. [For Possible Action](#) - Approval to apply for SFY 2014 Ryan White RFQ No. 603137-13 to provide wages for a person to operate the Ryan White food bank and to supply vouchers to Ryan White clients for personal hygiene items and cleaning supplies.

#### BOARD OF COMMISSIONERS

22. 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.
23. 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.
24. For Possible Action - Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.
25. [For Possible Action](#) - Discussion and deliberation concerning a request on amending the policy regarding opening invocations before meetings of the Nye County Board of County Commissioners.
26. [For Possible Action](#) - Discussion and deliberation to send a letter of support to the Town of Pahrump to apply for a grant supporting park and recreation projects through the Land and Water Conservation Fund Program.
27. [Presentation of Certificate](#) of Appreciation to Brandi Matheny for services provided to the County.
28. [For Possible Action](#) - Discussion and deliberation to reconsider an invitation from the Bureau of Land Management Tonopah Field Office to become a Cooperating Agency for the duration of the Environmental Impact Statement process for the Gemfield Mine Project.
29. [For Possible Action](#) - Discussion and deliberation concerning a request to support the funding for the study for the NV Land Management Task Force/AB227.
30. [For Possible Action](#) - Discussion and deliberation to select Pahrump Valley Times as the sole source provider for Publishing or Distribution of the 2014 Tax Roll.
31. [For Possible Action](#) - Discussion regarding a Resolution directing the County Assessor to prepare a list of the taxpayers on the 2013-2014 secured tax assessment roll in Nye County, Nevada and directing distribution of the same.

CLERK

32. [For Possible Action](#) - Update and discussion on the process for appointing committees to prepare arguments advocating and opposing approval of ballot questions; duties of committees; regulations; preparation of arguments by County Clerk if board fails to appoint committee; review of arguments; placement of arguments in sample ballots pursuant to NRS 295.121.

#### SHERIFF

33. [For Possible Action](#) - Discussion and deliberation regarding a renewal Wholesale/Retail Fireworks Permit for Ninja Fireworks Company, LLC DBA Blackjack Fireworks. Anthony McKoy Applicant.

#### COUNTY MANAGER

34. Ongoing [Project Report](#)
35. [Report](#) on Economic Development
36. [For possible action](#) - Discussion, deliberation and possible direction to staff to proceed with a Nye County Ordinance incorporating or rejecting the proposed concepts to carry out the provisions of Senate Bill 374 from the 2013 Legislative Session related to cultivation facilities and facilities for the production of edible marijuana products and marijuana-infused products.
37. [For possible action](#) - Discussion and deliberation to approve, modify or reject staff recommendation for the setup and implementation of an advisory committee to draft and submit to the State Engineer a Groundwater Management Plan for the Pahrump Basin (#162).
38. [For Possible Action](#) - Discussion and deliberation on approval of an MOU with the Clark County Office of the Coroner/Medical Examiner (CCOME) for the purpose of autopsy services.
39. [For Possible Action](#) - Discussion and deliberation to close Escrow Account No. 8050134 and move funds to a Nye County account.

#### EMERGENCY SERVICES

40. [For possible Action](#) - Discussion and deliberation regarding a resolution adopting the Nye County Hazard Mitigation Plan, as amended 2013.

[Part 1](#)      [Part 2](#)      [Part 3](#)      [Part 4](#)      [Part 5](#)

41. [For Possible Action](#) - Discussion and deliberation to enter into a Cooperative Agreement with State of Nevada, County of Conservative and Natural Resources Division of Forestry to provide Wildland Fire Protection.

#### FINANCE

42. [For Possible Action](#) - Discussion, deliberation and decision regarding Bid # 2013-05 - Animal

Shelter Services for the Pahrump area.

43. [Budget](#) to Actual Expenditure Analysis

44. [Budget](#) to Actual Fund Balance Report

#### PLANNING/BUILDING

45. [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. 2013-18: A Bill proposing to amend Nye County Code Title 17, the Zoning Ordinance of the Pahrump Regional Planning District, by amending Section 17.04.950 "Site Development Plan Review and Approval Procedures" by removing the 1-1-1 Review Schedule and removing the minimum square feet requirements to qualify for the 3-2-1 Review Schedule; and providing for the severability, constitutionality and effective date thereof; and other matters properly relating thereto; and 2) Read the title of the Bill into the record.

46. [For Possible Action](#) - Discussion, deliberation and direction to staff regarding the potential reinstatement of impact fees for the Pahrump Regional Planning District beginning January 1, 2014.

#### PUBLIC PETITIONER

47. [For Possible Action](#) - Discussion and deliberation of the closure of State Highway 318 on May 18, 2014 and on September 21, 2014 for the road events held by Silver State Classic Challenge.

48. GENERAL PUBLIC COMMENT (second)

49. ANNOUNCEMENTS (second)

50. ADJOURN