



**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
101 Radar Rd., Tonopah, NV 89049
Tuesday, March 3, 2015
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 March 3, 2015 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 March 3, 2015 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; Pahrump Town Office, 400 N. Hwy 160, 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

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.

"Nye County is an equal opportunity provider and employer.

If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, found online at http://www.ascr.usda.gov/complaint_filing_cust.html, or at any USDA office, or call (866) 632-9992 to request the form. You may also write a letter containing all of the information requested in the form. Send your completed complaint form or letter to us by mail at U.S. Department of Agriculture, Director, Office of Adjudication, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, by fax (202) 690-7442 or email at program.intake@usda.gov."

"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 March 3, 2015.
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 of the Joint Nye County Board of Commissioners, Board of Highway Commissioners, Licensing and Liquor Board and as the Governing Body of Unincorporated Towns of Beatty, Belmont, Gabbs, Manhattan, Pahrump, and Railroad Valley meeting on February 3, 2015.

[Item.04](#) 

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. 10:00 - Presentation by Tonopah High School Student Council Members regarding their trip to the Leadership Experience and Development Conference in Chicago, IL.

[Item.08](#) 



9. 10:45 - For Possible Action - Public hearing, discussion and deliberation pursuant to NRS 244.360 on a complaint alleging the existence of a nuisance located at 2712 E. Cook Road, Amargosa Valley, Nevada, and adopt, amend and adopt or reject Resolution No. 2015-08: a Resolution Finding Existence of Nuisance Conditions; or Resolution No. 2015-09: a Resolution Finding Nuisance Conditions Do Not Exist.

[Item.09](#) 

SITTING AS THE NYE COUNTY BOARD OF HIGHWAY COMMISSIONERS

10. 10:15 - Sitting as the Board of County Highway Commissioners - For Possible Action - Public Hearing, discussion and deliberation to adopt, amend and adopt, or reject Nye County Highway Commission Resolutions establishing County public roads pursuant to Nevada Revised Statutes 405.191, 403.170 and R.S. 2477 Right-of-Way.

Document size is large and has been divided into separate links.

[Item.10.1](#) 
[Item.10.2](#) 

11. For Possible Action - General road report by Public Works Director

[Item.11](#) 

SITTING AS THE NYE COUNTY LICENSING AND LIQUOR BOARD

GAMING

12. For Possible Action - Discussion and deliberation to approve a Change of Business Name only for the Retail and Gaming License for TPC Opco, LLC, dba Terrible's Casino. Timothy and Jerry Herbst, Applicants.

[Item.12](#) 

LIQUOR

13. For Possible Action - Discussion and deliberation to approve a Temporary Retail Liquor License for JD's Bar & Casino, 2730 N. Blagg Road, Pahrump, NV. James Gassmann, Applicant.

[Item.13](#) 

SITTING AS THE GOVERNING BODY OF UNICORPORATED TOWNS OF BEATTY, BELMONT, GABBS, MANHATTAN, PAHRUMP, AND RAILROAD VALLEY


BEATTY

14. For Possible Action - Discussion and deliberation to approve the purchase of 6 tires for the Beatty Volunteer Fire Department Engine 32.

[Item.14](#) 

PAHRUMP

15. Presentation on Tourism

[Item.15](#) 

16. For Possible Action - Discussion and deliberation regarding a request to name a Town of Pahrump Park after Butch Harper.

[Item.16](#) 



SITTING AS THE BOARD OF COUNTY COMMISSIONERS

ASSESSOR



17. For Possible Action - Approval of Assessor's Office Change Request

[Item.17](#) 

BOARD OF COMMISSIONERS

18. **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.**
19. **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.**
20. **For Possible Action - Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.**
21. **For Possible Action - Discussion and deliberation regarding a potential shooting range in Pahrump, Nevada.**
[Item.21](#) 
22. **For Possible Action - Discussion and deliberation regarding applications submitted to the Board of County Commissioners to acquire Treasurer Trust property.**
[Item.22](#) 


CLERK

23. **For Possible Action - Discussion and deliberation to appoint one (1) member to the Amargosa Valley Town Board to fill a vacancy for an unexpired term.**
[Item.23](#) 
24. **For Possible Action - Discussion and deliberation to appoint four (4) members to the Capital Improvements Advisory Board due to three (3) expired terms and one (1) unexpired term.**
[Item.24](#) 

TREASURER

25. **Treasurer's Report**
[Item.25](#) 

COUNTY MANAGER

26. **For Possible Action - Discussion and deliberation to approve a Memorandum of Understanding (MOU) with Nevada Rural Housing Authority (NRHA) in pursuit of development opportunities to meet the growing housing and community needs of the citizens of Tonopah.**
[Item.26](#) 

27. For Possible Action - Discussion and deliberation regarding directing the transfer of Nye County Treasurer Trust property to Nye County for public purposes.

[Item.27](#) 

EMERGENCY MANAGEMENT

28. For Possible Action - Discussion and deliberation regarding a request to apply for the FY 2016 State of Nevada Emergency Response Commission's (SERC) Planning, Training, Equipment and Operations grant for Level B&C suits for the Hazmat Teams and operational funds for LEPC and shall not exceed \$25,000.00 with no match required. This grant shall be administered through Fund 10340 Grants.

[Item.28](#) 

FINANCE

29. For Possible Action - Discussion and deliberation regarding action to remedy the revenue shortfall for Fiscal Year 2015.


[Item.29](#) 

30. For Possible Action - Discussion and deliberation regarding the Sheriff's Office Public Safety Sales Tax Use Plan.

[Item.30](#) 

HEALTH & HUMAN SERVICES

31. For Possible Action - Discussion and deliberation regarding an Interlocal Agreement with the Nevada Department of Health and Human Services for services provided to children with developmental disabilities.

[Item.31](#) 

H/R AND RISK MANAGEMENT

32. For Possible Action - Discussion and deliberation to approve filling one vacant Deputy Justice Court Clerk position in the Pahrump Justice Court.

[Item.32](#) 

33. For Possible Action - Discussion and deliberation to approve filling one vacant Deputy position in the Sheriff's Office.

[Item.33](#) 

34. For Possible Action - Discussion and deliberation to approve filling one vacant Bailiff position in the Pahrump District Court.

[Item.34](#) 

NUCLEAR WASTE REPOSITORY PROJECT OFFICE/NATURAL RESOURCES

- 35. For Possible Action - Discussion and deliberation to accept, amend and accept, or reject an amended comment package prepared by staff on the Bureau of Land Management Southern Nevada District Office's Public Draft Resource Management Plan & Environmental Impact Statement.**

[Item.35](#) 

PLANNING/BUILDING

- 36. For Possible Action - Discussion and deliberation on a request for approval of: 1) an application for Tentative & Final Large Parcels Map proposing to divide approximately 320.75 acres into one 256.60 acre parcel and one 64.15 acre parcel. Turk Enterprises Inc - Owner, AP#10-231-08; located in Big Smoky Valley (TL-14-0001 & FL-14-0001); and 2) a waiver of the requirement to provide contour information pursuant to Nye County Code 16.20.115.A.6 (WV-14-0003)**

[Item.36](#) 

- 37. 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. 2015-02: A Bill proposing to repeal Nye County Code Chapter 15.17, the Building and Construction Codes Effective within Nye County, and amend Nye County Code Chapter 15.16 the Building and Construction Codes Effective within the Pahrump Regional Planning District, by repealing the previously adopted building and construction codes, listed appendices, and related amendments thereto and sections therein, and adopting new international and uniform building and construction codes, listed appendices, and amendments thereto, to be applicable and effective within all of Nye County, as specifically noted herein; 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.**

[Item.37](#) 

- 38. For Possible Action -- MM-2015-000005: Discussion and deliberation on a request for issuance of a Medical Marijuana Establishment License for a proposed medical marijuana establishment (cultivation) located at 9680 S. Oakridge Avenue, Pahrump, on 8.09 acres in the RE-2 Zoning District with the Business Opportunity Overlay Zone, Assessor Parcel #44-851-30. K & K Properties Group, LLC - Property Owner. CW Nevada, LLC - Applicant. Tim Smits Van Oyen - Agent.**

[Item.38](#) 

PUBLIC PETITIONER

- 39. For Possible Action - Discussion and deliberation to excess and donate a radio tower to the north of Fire Hall No. 1 of the Town of Amargosa Valley.**

[Item.39](#) 

- 40. For Possible Action - Discussion and deliberation regarding a request to grant Right-of-Way Easements to e-Care Nevada INC. in Pahrump, Nevada for the Nevada Broadband Telemedicine Initiative.**

[Item.40](#) 

41. GENERAL PUBLIC COMMENT (second)

42. ANNOUNCEMENTS (second)

43. ADJOURN