



**JOINT MEETING OF THE
NYE COUNTY BOARD OF COMMISSIONERS
NYE COUNTY BOARD OF HIGHWAY COMMISSIONERS
NYE COUNTY LICENSING AND LIQUOR BOARD
NYE COUNTY BOARD OF HEALTH
AS THE GOVERNING BODY OF THE UNINCORPORATED TOWN OF PAHRUMP
AS THE GOVERNING BODY OF UNINCORPORATED TOWNS OF BEATTY BELMONT GABBS
MANHATTAN AND RAILROAD VALLEY AND
AS THE BOARD OF TRUSTEES FOR THE PAHRUMP POOL DISTRICT
2100 E. Walt Williams Drive, Pahrump, NV 89048
December 17, 2019
10:00 AM**

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 December 17, 2019 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 December 17, 2019 will be for all matters off the agenda, and be limited to up to three minutes per person. Additionally, public comment of up to three minutes per person may be heard during individual action items. The Commission reserves the right to reduce the 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; Commissioners' Chambers, 2100 E. Walt Williams Drive, Pahrump, NV

Additional Posting Locations: Amargosa Valley Community Center, 821 E. Amargosa Farm Rd., Amargosa Valley, NV; Beatty Community Center, 100 South A Ave., Beatty, NV; Gabbs Town Hall, 503 Brucite St., Gabbs, NV; Round Mountain Community Center, 650 Civic Dr., Round Mountain, 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, or by calling Melissa Godfrey at (775) 482-8191

WEBSITE: www.nyecounty.net

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

In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

Persons with disabilities who require alternative means of communication for program information (e.g., Braille, large print, audiotape, American Sign Language, etc.) should contact the responsible Agency or USDA's TARGET Center at (202) 720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800) 877-8339. Additionally, program information may be made available in languages other than English.

To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at [How to File a Program Discrimination Complaint](http://www.nycountry.net) and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by: (1) mail: U.S. Department of Agriculture, Office of the Assistant Secretary for Civil Rights, 1400 Independence Avenue, SW, Washington, D.C. 20250-9410; (2) fax: (202) 690-7442; or (3) email: program.intake@usda.gov

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM #	SUBJECT
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December 17, 2019

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.

1. **Pledge of Allegiance**
2. **Approval of the Agenda for December 17, 2019 (Non-action item)**
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 regarding meeting minutes from the November 5, 2019 joint regular meeting of the Nye County Board of Commissioners, Board of Highway Commissioners, Nye County Licensing and Liquor Board, Nye County Board of Health, the Governing Body of the Unincorporated Town of Pahrump, the Governing Body of the Unincorporated Towns of Beatty, Belmont, Gabbs, Manhattan, and Railroad Valley, and the Board of Trustees for the Pahrump Pool District.

SITTING AS THE BOARD OF COUNTY COMMISSIONERS

5. **For Possible Action - Emergency Items**
6. **Commissioners'/Manager's Comments**

TIMED ITEMS

7. **10:00** – [Presentation](#) regarding an enterprise update on the Nevada National Security Site.
8. **10:00** – [For Possible Action](#) – **Public Hearing**, discussion and deliberation to adopt, amend and adopt, or reject the revisions to the Project Priority List for roadway and transportation improvements as contained within the Streets and Highways Capital Improvement Plan (CIP), part of the Capital Improvement Plans and Impact Fees for the Pahrump Regional Planning District, Nye County, Nevada.
9. **10:00** – [For Possible Action](#) – **Public Hearing**, discussion and deliberation to adopt, amend and adopt, or reject the International Association of Firefighters (I.A.F.F.) Agreement to include the reporting of the fiscal impact of the agreement.
10. **10:00** – [For Possible Action](#) – **Public Hearing**, discussion and deliberation to: 1) Adopt, amend and adopt, or reject Nye County Bill No. 2019-07: A Bill proposing to amend Nye County Code Title 9, Public Peace, Morals and Welfare, relating to Chapter 9.20, Prostitution; providing for the severability, constitutionality and effective date thereof, and other matters properly relating thereto; and 2) Set an effective date.
11. **10:00** – [For Possible Action](#) – **Public Hearing**, discussion and deliberation to: 1) Adopt, amend and adopt, or reject Nye County Bill No. 2019-15: A Bill proposing to amend Nye County Code Title 17, Comprehensive Land Use Planning and Zoning, by amending Chapter 17.04 entitled Pahrump Regional Planning District, relating to Section 17.04.220 RE-2 Rural Estates Residential; Section 17.04.225 RE-1 Rural Estates Residential; Section 17.04.230 SE Suburban Estates Residential and Section 17.04.465 OS Open Space, Parks, and Recreation, by removing the permissive use of commercial farming/growing of crops in those zoning districts; and providing for the severability, constitutionality and effective date thereof; and other matters properly relating thereto; and 2) Set an effective date.

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12. **10:00** – [For Possible Action](#) – **Public Hearing**, discussion and deliberation on an application for a Special Use Permit Change of Location to allow an existing marijuana establishment, CWNevada, LLC (production facility), located at 301 S. Oxbow Avenue, Pahrump, NV to change location to 9680 S. Oakridge Avenue, Pahrump, NV, Assessor's Parcel Number 044-851-30. Fortress Oakridge, LLC / Dean Jalili – Property Owner, CWNevada, LLC – Applicant, Argentum Law / Jeff Donato – Agent.
13. **10:00** – [For Possible Action](#):
- a. For Possible Action – **Public Hearing**, discussion and deliberation on MP-2019-000014: An application for a (Major) Master Plan Amendment to change an approximately 28-acre parcel from Rural Density Residential (RDR) to Community Development Area (CDA), located at 4801 S. Homestead Road, Pahrump, NV, Assessor's Parcel Number 045-041-04. Imogene Andersen LTD Partnership – Property Owner, Patrick and Karen Riley – Applicants, Walt Turner – Agent.
 - b. For Possible Action – **Public Hearing**, discussion and deliberation on ZC-2019-000041: An application for a Zone Change to change an approximately 6.05-acre portion of the 28.0-acre parcel from Village Residential 20,000 sf. (VR-20) to Commercial Manufacturing (CM) and change the remaining 21.95-acres from Village Residential 20,000 sf. (VR-20), Neighborhood Commercial (NC) and Community Facilities (CF) to General Commercial (GC) on property located at 4801 S. Homestead Road, Pahrump, NV, Assessor's Parcel Number 045-041-04. Imogene Andersen LTD Partnership – Property Owner, Patrick and Karen Riley – Applicants, Walt Turner – Agent.
14. **10:00** – [For Possible Action](#) – 4th Community Development Block Grant (CDBG) Public Meeting: 1) Discuss Eligible Projects based on CDBG decisions; and 2) Prioritize the following applications for submittal:
- Pahrump Fairgrounds Water and Well System
 - Pahrump Fairgrounds Environmental Assessment
 - Amargosa Town – Satellite Fire Station
 - Amargosa Town – Restrooms South
 - Amargosa Town – Restrooms East
 - Amargosa Town – Emergency Generator
15. **10:00** – [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject Nye County Resolution No. 2019-38: A Resolution to Augment and Amend the 2019-2020 Budget of Nye County, State of Nevada.
- Fund 10284 Dedicated Medical Indigent Fund in the amount of \$310,538.
16. **10:15** – [For Possible Action](#) – Discussion and deliberation regarding the Treasurer's Report by Nye County Treasurer on bank reconciliation, Department of Taxation recommendations, and the balance in each county, state and special fund, together with a statement of all money on deposit, outstanding checks against that money and cash on hand pursuant to NRS 354.280.

SITTING AS THE NYE COUNTY BOARD OF HIGHWAY COMMISSIONERS

17. [For Possible Action](#) – Discussion and deliberation regarding General Road Report by Public Works Director on General Road Maintenance, Gravel Road Maintenance, Asphalt Patching, Weed Mowing and direction regarding public work projects.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

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SITTING AS THE NYE COUNTY LICENSING AND LIQUOR BOARD

GAMING

18. [For Possible Action](#) – Discussion, deliberation, and direction to staff regarding the status update of the Gaming License for the Pour House, located at 1101 S. Highway 160, Pahrump, NV due to failure to provide additional information for the continued investigation of the gaming license application.

LIQUOR

19. [For Possible Action](#) – Discussion, deliberation, and direction to staff regarding the status update of the Liquor License Application for Mark's Grill, located at 6201 N. Seibt Dr., Pahrump, NV due to failure to provide additional information for the continued investigation of the liquor license application.
20. [For Possible Action](#) – Discussion, deliberation, and direction to staff regarding the status update of the Liquor License for Johnny's Taco Shop, LLC, located at 1330 S. Highway 160, Pahrump, NV due to failure to provide additional information for the continued investigation of the liquor license application.

SITTING AS THE GOVERNING BODY OF UNINCORPORATED TOWN OF PAHRUMP

21. [For Possible Action](#) – Discussion and deliberation regarding verbal activity reports to be provided by committee members of Town of Pahrump Committees for which the Nye County Board of Commissioners oversees.
22. [For Possible Action](#) – Discussion and deliberation to accept a donation of a bell from Jose Telles to be used by military organizations for military events at the Pahrump Veterans' Memorial.
23. [For Possible Action](#) – Discussion and deliberation regarding a request to approve a deed with a restriction stating that Kellogg Park, located at 6751 S Squaw Valley Rd, Pahrump, NV, Assessor's Parcel Number 045-191-15, will remain an outdoor recreation area pursuant to the conditions of the awarded grant from the State of Nevada Land and Water Conservation Fund for the Kellogg Park Project.
24. [For Possible Action](#) – Discussion and deliberation regarding RFQ: 2019-02 – Fourth of July Fireworks Show: 1) Accept the response from Zambelli Fireworks; and 2) Provide direction to staff to enter into contract negotiations, to be funded from Fund 25101 General.
25. [For Possible Action](#) – Discussion and deliberation to appoint two members to the Pahrump Arena Advisory Committee due to two expiring terms from the following list of applicants: Steven Chase and Frey S. Tibbits.
26. [For Possible Action](#) – Discussion and deliberation to appoint two members to the Pahrump Nuclear Waste and Environmental Advisory Committee due to two expiring terms from the following list of applicants: Dale Griffith and Dan Schinhofen.
27. [For Possible Action](#) – Discussion and deliberation to appoint three members and one alternate to the Pahrump Parks and Recreation Advisory Committee due to three expiring terms and one vacancy from the following list of applicants: David Harris, Helen Schneider, Brian Thompson and Jaydee Webb.

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28. [For Possible Action](#) – Discussion and deliberation to appoint one member to the Pahrump Public Lands Advisory Committee due to one expiring term from the following list of applicants: Michael Zaman.
29. [For Possible Action](#) – Discussion and deliberation to appoint two members and one alternate to the Pahrump Veterans Memorial Advisory Committee due to two expiring terms and one vacancy from the following list of applicants: Stephen Hall, Ken Hoskin and Dina Williamson-Erdag.

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.

30. [For Possible Action](#) – Approval of the Elected Official Collection Report regarding fees collected from elected county departments for services rendered by or provided to county citizens.
31. [For Possible Action](#) – Approval to set the date and location for the second Board of Commissioners meeting in March for Tuesday, March 17, 2020 in Pahrump, Nevada.
32. [For Possible Action](#) – Approval to accept a revised FFY 2019 Notice of Subaward (NOSA) from Aging and Disability Services Division (ADSD) for \$15,218.00 to provide home delivered meals to homebound clients in Beatty and Tonopah due to a categorical budget modification.
33. [For Possible Action](#) – Approval to accept a FFY 2020 Notice of Subaward (NOSA) from Aging and Disability Services Division (ADSD) for \$13,546.00 to provide home delivered meals to seniors in Beatty and Tonopah. Matching funds from Nye County for \$1,829.00 are budgeted from Fund 10101. This grant shall be administered from Fund 10281 Senior Nutrition.
34. [For Possible Action](#) – Approval to accept a FFY 2020 Notice of Subaward (NOSA) from Aging and Disability Services Division (ADSD) for \$66,666.00 to provide congregate meals to seniors at the Beatty and Tonopah Senior Centers. Matching funds from Nye County for \$11,766.00 are budgeted from Fund 10101. This grant shall be administered from Fund 10281 Senior Nutrition.
35. [For Possible Action](#) – Approval to accept a SFY 2020 Notice of Sub-Award (NOSA) from the Nevada Aging and Disability Services Division (ADSD) in the amount of \$57,874.00 to provide senior transportation services in Beatty, Gabbs, Smoky Valley and Tonopah in Nye County, as well as long-distance medical transportation providing non-emergency medical rides to larger cities. Matching funds of \$4,286.00 are budgeted by our contract with Medical Transportation Management, Inc. (MTM) and by the NDOT 5311 Fuel Grant.

BOARD OF COMMISSIONERS

36. 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.
37. 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.
38. For Possible Action – Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

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39. [For Possible Action](#) – Discussion and deliberation regarding a request to waive Regional Planning Commission (RPC) hearing and administrative fees related to paved parking requirements for some areas of the Pahrump Fairgrounds.
40. [For Possible Action](#) – Discussion and deliberation regarding the Nye County Water District Governing Board decision to fund a carbonate aquifer exploratory project by raising the per parcel fee of all parcels served by Basin 162, and legal, administrative or statutory actions by the Board.

CLERK

41. [For Possible Action](#) – Discussion and deliberation to appoint three members to the Belmont Town Advisory Board due to three expiring terms from the following list of applicants: Donna Motis, Anthony Perchetti and Theodore Schuff.
42. [For Possible Action](#) – Discussion and deliberation to appoint five members to the Park and Recreation Advisory Board due to five expiring terms from the following list of applicants: David Harris.
43. [For Possible Action](#) – Discussion and deliberation to appoint two members to the Beatty Town Advisory Board due to two expiring terms from the following list of applicants: Erika Gerling and Randy Reed.

PUBLIC ADMINISTRATOR

44. [For Possible Action](#) – Discussion and deliberation regarding the quarterly report from the Public Administrator on deceased person cases that are open, closed, pending, NCPA Creditor Claims, non-cases or cases that have been turned over to family.

SHERIFF

45. [For Possible Action](#) – Discussion and deliberation to: 1) Approve, amend and approve or reject a Memorandum of Understanding (MOU) with the Nye County School District, for the purpose of receiving funding for four School Resource Officers to be placed in schools throughout Nye County; 2) Execute the MOU; and 3) Receive funds to 10340, Grants Fund.

COUNTY MANAGER

46. [For Possible Action](#) – Discussion and deliberation to appoint eight members to the Nye County Peace Officer Advisory Review Board due to seven expiring terms and one vacancy from the following list of applicants: Wendy Casky, Karen Duryea, Vicki Gladsjo, Joseph Honzelka, John Koval, Anthony Ruppertsberg, James Wakefield and Patricia Watson.
47. [For Possible Action](#) – Presentation, discussion and deliberation regarding Amargosa Enterprises, LLC.'s application to use water in a county other than which it is appropriated or currently diverted or used.
48. [For Possible Action](#) – Status update on the Town of Pahrump ambulance needs assessment.

FINANCE

49. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject budget transfer of appropriations between functions within Nye County General & Medical Indigent Fund (10283).
50. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject budget transfer of appropriations between departments within Nye County General Fund (10101), Transfers Function.

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51. [For Possible Action](#) – Discussion and deliberation regarding the budget status through October 2019 for Nye County and all sub-entities for Fiscal Year 2020.

HEALTH & HUMAN SERVICES

52. [For Possible Action](#) – Discussion and deliberation regarding approval to accept Amendment #1 to the Agreement dated October 6, 2014 between Careington International Corporation and Nye County for the purpose of delineating the terms and conditions under which Careington will provide a discount dental benefits program, along with Telemedicine for Dental, Vision and LASIK to Nye County residents.
53. [For Possible Action](#) – Discussion and deliberation regarding a Contract for Services with Consolidated Agencies of Human Services to transport USDA commodities to remote areas of Nye County including the Yomba Indian Reservation, Ione and Gabbs in the amount of \$2,100.00 to be funded from Fund 10283, Indigent.

H/R AND RISK MANAGEMENT

54. [For Possible Action](#) – Discussion and deliberation regarding approval of a part-time with benefits Eligibility Worker for Health and Human Services. This position is not budgeted and will increase headcount if approved.
55. [For Possible Action](#) – Discussion and deliberation to: 1) Enter into a contract between Nye County and ARC Health and Wellness for the purpose of employee physicals, joining into the Washoe County Medical Services Contract #3086-19. NRS 332.195 authorizes County to join or use the contracts of the local government agencies within the State of Nevada with the authorization of Contractor; 2) Execute the contract; and 3) Fund each physical examination as outlined in Contract #3086-19 Joinder Provision Agreement from the department that has requested the physical examinations.
56. [For Possible Action](#) – Discussion and deliberation to set the minimum compensation of the Justices of the Peace elected into office effective January 2021 at \$78,293.00 annually.
57. **GENERAL PUBLIC COMMENT (second)**
58. **Commissioners'/Manager's Comments)**
59. **ADJOURN**