



**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, June 4, 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 June 4, 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 SouthBeatty,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.**

1. **Pledge of Allegiance**
2. **Approval of the Agenda for June 4, 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 of the 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 for: April 16, 2013 Regular Meeting; April 24, 2013 Teleconference; April 30, 2013 Teleconference; and May 6, 2013 Teleconference.**

[Minutes 2013.04.16](#)

[Minutes 2013.04.24](#)

[Minutes 2013.04.30](#)

[Minutes 2013.05.06](#)

#### **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:**

- |   |   |
|---|---|
| a. Gold Park Road No. <a href="#"><u>991807</u></a>               | h. Bruner Mine Road No. <a href="#"><u>991841</u></a>           |
| b. War Eagle Spur Road No. <a href="#"><u>991808</u></a>          | i. Deep Canyon Road No. <a href="#"><u>991845</u></a>           |
| c. East Riley Canyon Road No. <a href="#"><u>991820</u></a>       | j. Mike Spring Road NO. <a href="#"><u>991904</u></a>           |
| d. Becker Canyon Extension Road No. <a href="#"><u>991825</u></a> | k. Unnamed Road No. <a href="#"><u>991919</u></a>               |
| e. Barrett Canyon Road No. <a href="#"><u>991830</u></a>          | l. Idlewild Creek Road No. <a href="#"><u>991923</u></a>        |
| f. Bonita Canyon Road No. <a href="#"><u>991835</u></a>           | m. Idlewild Creek Loop Road No. <a href="#"><u>991924</u></a>   |
| g. South Bonita Road No. <a href="#"><u>991840</u></a>            | n. Sunnyside to Idlewild Road No. <a href="#"><u>991926</u></a> |
|   | o. Phonolite Road No. <a href="#"><u>991930</u></a>             |

- |  |   |
|--|---|
| p. South Burnt Cabin Road No. <a href="#">991945</a> | s. West Ione Jeep Road No. <a href="#">991965</a> |
| q. South Phonolite Road No. <a href="#">991955</a>   | t. Penelas Mine Road No. <a href="#">991970</a>   |
| r. North Ellsworth Road No. <a href="#">991960</a>   |   |

9. 10:45 - **For Possible Action** - Public Hearing, discussion and deliberation to: 1) adopt, amend and adopt, or reject Nye County Bill No. 2013-05: A Bill proposing to amend Nye County Code Title 17, the Zoning Ordinance of the Pahrump Regional Planning District, by adding Section 17.04.870 "Emergency Abatement Procedures" providing for the severability, constitutionality and effective date hereof; and other matters properly relating thereto; and 2) set an effective date.

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

10. **For Possible Action** - General road report by Public Works Director
11. **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. Gabbs Jeep Trail Road No. <a href="#">992520</a>      | <a href="#">992730</a>   |
| b. German Canyon Road No. <a href="#">992525</a>         | l. Victory Mine Road No. <a href="#">992735</a>                |
| c. Hot Well Road No. <a href="#">992530</a>              | m. Central Lodi Hills Road No. <a href="#">992740</a>          |
| d. West Gabbs Trail Road No. <a href="#">992630</a>      | n. Yomba Antelope Spring Road No. <a href="#">992920</a>       |
| e. West Lodi Hills Road No. <a href="#">992700</a>       | o. Yomba South Antelope Spring Road No. <a href="#">992925</a> |
| f. North Lodi Hills Road No. <a href="#">992705</a>      | p. East Timber Spring Road No. <a href="#">992930</a>          |
| g. North East Lodi Hills Road No. <a href="#">992710</a> | q. Shamrock Canyon Road No. <a href="#">992940</a>             |
| h. East Quartz Mountain Road No. <a href="#">992715</a>  | r. West Shamrock Canyon Road No. <a href="#">992945</a>        |
| i. Northwest Lodi Valley Road No. <a href="#">992720</a> | s. Yellowjacket Road No. <a href="#">992948</a>                |
| j. South Lodi Hills Road No. <a href="#">992725</a>      | t. Ione Ellsworth Road No. <a href="#">992957</a>              |
| k. South West Lodi Hills Road No.                        |  |

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

#### LIQUOR

12. **For Possible Action** - Discussion and deliberation to issue a Temporary Retail Liquor License to Par 4 at Mountain Falls Golf Club, LLC, 5001 S. Clubhouse Dr., Pahrump, NV pending the processing of an application for a permanent license. James Flatt and Paul Jaramillo, Applicants.
13. **For Possible Action** - Discussion and deliberation to issue a Retail Liquor License to Area 51 Death Valley Cathouse LLC, dba Cherry Patch 2, 2711 E. Hwy 95 Amargosa Valley, NV. Dennis Hof, Applicant.

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

**GABBS**

14. [For Possible Action](#) - Discussion and deliberation on setting a date, time and location for a public hearing on Nye County Bill No. 2013-06: a Bill amending Title 21 of the Nye County Code, Gabbs, by adding Chapter 21.10 General Sanitary Matters, stating definitions in relation thereto, regulating disposal of rubbish, conduct of manufacturers, regulating garbage containers, unlawful dumping of garbage, rubbish and waste matter, prohibiting accumulation of garbage, providing for the enforcement thereof, and other matters relating thereto.

**SITTING AS THE BOARD OF COUNTY COMMISSIONERS**

**BOARD OF COMMISSIONERS**

15. 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.
16. 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.
17. For Possible Action - Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.

**DISTRICT ATTORNEY**

18. [For Possible Action](#) - Discussion and deliberation on proposed settlement agreement regarding Brent Jones v. Nye County et. al., United States District Court, District of Nevada, Case No. 2:12-cv-01895-JCM-GWF.

**SHERIFF**

19. [For Possible Action](#) - Discussion and deliberation to fund accrual payout expense of employees who separated employment.

**TREASURER**

20. [Treasurer's Report](#)
21. [For Possible Action](#) - Discussion, deliberation, and status update on the activities related to the Treasurer's office reporting and the Professional Services Agreement with Gary Budahl related to the duties of the Nye County Treasurer's Office.

## COUNTY MANAGER

22. [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.
23. [For Possible Action](#) - Discussion and deliberation regarding Change Order No. 7 to the existing water contract with George Benesch, Attorney at Law, to provide legal services regarding water matters for the County.
24. [For Possible Action](#) - Discussion and deliberation concerning a request to approve a project to refurbish a County owned home located at 3504 Siebert Mountain Court in Tonopah to sell.
25. [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 Pahrump Utility Company, Inc.

## EMERGENCY SERVICES

26. [For Possible Action](#) - Discussion and deliberation regarding the State of Nevada, Division of Emergency Management (DEM), for the FY13 Emergency Management Performance Grant (EMPG) for a portion of the Director's Salary and benefits.
27. [For Possible Action](#) - Discussion and deliberation regarding acceptance of the FY 2014 State of Nevada Emergency Response Commission's (SERC) Planning, Training, Equipment and Operations grant for office supplies and financial support for clerical/grant staff.
28. [For Possible Action](#) - Discussion and deliberation regarding the donation of a 1991 E-One hush Pumper truck, previously located in Tonopah, to Pahrump Valley Fire and Rescue Services (PVFRS).
29. [For Possible Action](#) - Discussion and deliberation regarding the use of capital funds for the USDA grant match for Stryker cots for the Volunteer Ambulance departments.

## FINANCE

30. [Budget](#) to Actual Expenditure Analysis
31. [For Possible Action](#) - Discussion and deliberation regarding RFP # 2013-03/PWP #NY-2013-132 - Relocation of Modular Units.

## HEALTH & HUMAN SERVICES

32. **For Possible Action** - Discussion and deliberation to accept funding revenue from Nevada Housing Division Welfare Set-Aside Program to offer financial assistance to eligible clients.

**NUCLEAR WASTE REPOSITORY PROJECT OFFICE**

33. **For Possible Action** - Discussion and deliberation regarding twenty-one (21) Professional Service Agreements (PSA's) to ensure Nye County receives any potential funds from the closure of Yucca Mountain.

- |                              |                                |
|------------------------------|--------------------------------|
| a. Adams Ecology             | l. Jamienson Geological        |
| b. Anderson, Thomas          | m. Jaszczak, Casmier           |
| c. BEC Environmental         | n. Norwest Corporation         |
| d. ClarkHill PLC-R. Andersen | o. Thomas S. Buquo             |
| e. DRI                       | p. TerraSpectra Geomatics      |
| f. Foster, James             | q. University Texas at El Paso |
| g. Geophysical Logging       | r. Voegelé, Michael            |
| h. Giampaoli, Maryellen      | s. Walton, John                |
| i. Gilmore, Kathy            | t. Wilcoxon, Bob               |
| j. Glorieta Geoscience       | u. Ziegler, Joseph             |
| k. Great Basin Drilling      |                                |

**34. GENERAL PUBLIC COMMENT (second)**

**35. ANNOUNCEMENTS (second)**

**36. ADJOURN**