



**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 Drive, Pahrump, NV 89048

**Tuesday, July 16, 2013
10:00 A.M.**

NOTE: All items are approximate except for bid openings, public hearings, and any other items agendaized 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 July 16, 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

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 July, 16, 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 June 4, 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. **10:00 - Presentation of certificate and/or plaques to twelve (12) employees honored for their years of service.**
9. **10:00 - Presentation by the Youth Advisory Board regarding Students Perspective on Education.**
10. **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. Big Spring Road No. [992965](#)
 - b. North Berlin Mine Shaft Road No. [992970](#)
 - c. Ione Pit Road No. [992975](#)
 - d. Unnamed Road No. [993058](#)
 - e. Kelly's Well Road No. [993100](#)
 - f. Derringer Well Road No. [993105](#)
 - g. South East Gabbs Jeep Road No. [993110](#)
 - h. McGery Canyon Road No. [993115](#)
 - i. Gabbs Valley Road No. [993120](#)
 - j. Unnamed Road No. [993146](#)
 - k. Unnamed Road No. [993157](#)
 - l. Peppercorn Spring Road No. [993180](#)
 - m. Unnamed Road No. [993256](#)
 - n. Unnamed Road No. [993267](#)
 - o. Unnamed Road No. [993278](#)
 - p. Ford Well Road No. [993289](#)
 - q. Unnamed Road No. [993300](#)
 - r. Unnamed Road No. [993356](#)

s. Unnamed Road No. [993366](#)

t. Unnamed Road No. [993443](#)

11. **10:45 - [For Possible Action](#) - Continued 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.**
12. **10:45 - [For Possible Action](#) - Public Hearing, discussion and deliberation to: 1) adopt, amend and adopt, or reject Nye County Bill No. 2013-07: a Bill Proposing to amend Title 3 of the Nye County Code by adding a new Chapter 3.52 Imposing a One-Half of One Percent Sales and Use Tax to Support Public Safety Services within Nye County; providing for the severability, constitutionality and effective date hereof, and other matters properly relating thereto; and 2) set an effective date.**
13. **11:00 - [For Possible Action](#) - Continued Public Hearing on Master Plan Amendment, Zone Change, and Conditional Use Permit Applications:**
 - a. MP-12-0009: (Minor) Master Plan Amendment application to change an approximately 0.9 acre portion of a 4.72 acre parcel from the Low Density Residential land use category to the General Commercial land use category, located at 780 W. Gamebird Road, further known as Palo Verde Ranchos, Lot 4. Michael Barawid - Property Owner. Lys L. Barawid - Applicant. AP# 35-542-04.
 - b. ZC-12-0011: (Non-Conforming) Zone Change application to change an approximately 0.9 acre portion of a 4.72 acre parcel from the Rural Estates (RE-1) Zoning District to the General Commercial (GC) Zoning District for property Master Planned as Low Density Residential, located at 780 W. Gamebird Road, further known as Palo Verde Ranchos, Lot 4. Michael Barawid - Property Owner. Lys L. Barawid - Applicant. AP# 35-542-04.
 - c. CU-12-0024: Conditional Use Permit application to allow a 3-story Assisted Living Facility and Independent Senior Housing Facility in the Rural Estates (RE-1) Zoning District, per NCC 17.04.225.E, located at 780 W. Gamebird, further known as Palo Verde Ranchos, Lot 4. Michael Barawid - Property Owner. Lys L. Barawid - Applicant. AP# 35-542-04.

SITTING AS THE NYE COUNTY BOARD OF ROAD COMMISSIONERS

14. **[For Possible Action](#) - General road report by Public Works Director**
15. **[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. Gold Ledge Mine Road No. [993930](#)
 - b. Unnamed Road No. [994276](#)
 - c. Seyler Spring Road No. [994500](#)
 - d. Unnamed Road No. [994508](#)
 - e. Bank Spring Road No. [994510](#)
 - f. West Bank Spring Road No. [994520](#)
 - g. Ione Wash Road No. [994525](#)
 - h. Unnamed Road No. [994588](#)

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| i. South Black Spring Road No. 994855 | o. Unnamed Road No. 926024 |
| j. South West Pactolus Road No. 994860 | p. Unnamed Road No. 926028 |
| k. Red Spring Road No. 995130 | q. Unnamed Road No. 926031 |
| l. Unnamed Road No. 926009 | r. Unnamed Road No. 926032 |
| m. Unnamed Road No. 926015 | s. Unnamed Road No. 926037 |
| n. Unnamed Road No. 926022 | t. Unnamed Road No. 926049 |

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.

- 16. [For Possible Action](#) - Approval of Elected Official Collection Report**
- 17. [For Possible Action](#) - Approval to set the date and location of the second meeting of the Board of Commissioners for Tuesday, October 15, 2013 in Pahrump, Nevada.**
- 18. [For Possible Action](#) - Approval of a no cost 12 month extension for the COPS Hiring Grant 2010-RKWX-0006.**
- 19. [For Possible Action](#) - Approval to accept the SFY 2013 Supplemental Grant Award from the State of Nevada, Aging and Disability Services Division to provide congregate meals in Goldfield, Silver Peak and Fish Lake Valley, Esmeralda County from the Tonopah Senior Center.**
- 20. [For Possible Action](#) - Approval to accept the SFY 2013 Deobligation Grant Award from the State of Nevada, Aging and Disability Services Division to provide home-delivered meals in Goldfield, Silver Peak and Fish Lake Valley, Esmeralda County from the Tonopah Senior Center.**
- 21. [For Possible Action](#) - Approval to apply for the CSBG Discretionary Funds to provide case management for clients enrolled in the CSBG Adult Employment Incentive Program.**

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 to appoint one (1) member to the Central Nevada Regional Water Authority Board due to one (1) resignation.
26. **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. 2013-08: a bill proposing to amend, Title 5, Business Licenses and Regulations, Chapter 5.16, entitled Outdoor Festivals, to amend certain sections, providing for the severability, constitutionality and effective date hereof; and other matters properly relating thereto; and 2) reading of the title of bill into record.
27. **For Possible Action** - Discussion and deliberation to send a letter of condolence to the Prescott, AZ Fire Department in memory of the Granite Mountain Crew firefighters.

RECORDER

28. Recorder's **Technology Update**

COUNTY MANAGER

29. Ongoing **Project Report**
30. **For Possible Action** - Discussion and deliberation regarding a lease with Nye Communities Coalition 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.
31. **For Possible Action** - Discussion and deliberation concerning a Resolution providing for the transfer of the county's 2013 Private Activity Bond Cap and other matters related thereto.

FINANCE

32. **For Possible Action** - Discussion and deliberation regarding the Corrective Action Letter for the Annual Audit Report for Fiscal Year ending June 30, 2012 to be submitted to the Department of Taxation.
33. **For Possible Action** - Discussion and deliberation regarding the debt service transfer for Fiscal Year 2012-2013.
34. **Budget** to Actual Expenditure Analysis
35. Fund **Balance Report**

H/R AND RISK MANAGEMENT

36. [For Possible Action](#) - Discussion and deliberation to approve the NCLEA Addendum C - Discipline Matrix.
37. [For Possible Action](#) - Discussion and deliberation to approve the changes to Article 20 - Health & Welfare Benefits section 10.
38. [For Possible Action](#) - Discussion and deliberation to authorize the hiring of Bill Siri to temporarily cover for the Tonopah light duty automotive shop.

INFORMATION TECHNOLOGY

39. [For Possible Action](#) - Discussion and deliberation regarding the equipment and services required to rectify and enhance the Nye County Radio Communications system.

PUBLIC WORKS

40. [Review of action](#) to supply bottled water to all customers served by the Manhattan public water system per the State of Nevada Division of Environmental Protection direction.

PUBLIC PETITIONER

41. [For Possible Action](#) - Discussion and deliberation to appoint / reappoint members to the Nye County Water District (NCWD) Governing Board.
42. GENERAL PUBLIC COMMENT (second)
43. ANNOUNCEMENTS (second)
44. ADJOURN