



**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, December 17, 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 December 17, 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 December 17, 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).

SITTING AS THE BOARD OF COUNTY COMMISSIONERS

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

TIMED ITEMS

7. 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.
8. 10:30 - Presentation by Dan McArthur regarding FY 2013 Nye County audit report.
[Part 1](#) [Part 2](#) [Part 3](#) [Part 4](#) [Part 5](#)
9. 11:00 - [For Possible Action](#) - Public Hearing, discussion, and deliberation to adopt, amend and adopt, or reject 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.
10. 2:00 - [Presentation by David Arenaz](#) regarding the Public Guardian and Public Administrator Offices and review of NRS requirements.

SITTING AS THE NYE COUNTY BOARD OF ROAD COMMISSIONERS

11. [For Possible Action](#) - General road report by Public Works Director
12. [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.
13. [For Possible Action](#) - Discussion and deliberation regarding Road Commission Resolution No.

RC 2013-566: a Resolution amending Nye County Road Commissioners Resolutions RC 2010-01 through RC 2010-64; RC 2011-01 through RC 2011-180; RC 2012-01 through RC 2012-380; RC 2013-01 through RC 2013-423 pursuant to Nevada Revised Statutes 403.170, 405.191 and RS 2477.

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.

- 14. [For Possible Action](#) - Approval of Elected Official Collection Report**
- 15. [For Possible Action](#) - Approval to set the date and location of the second meeting of the Board of Commissioners for Tuesday, March 18, 2014 in Pahrump, Nevada.**

BOARD OF COMMISSIONERS

- 16. 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.**
- 17. 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.**
- 18. For Possible Action - Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.**
- 19. [For Possible Action](#) - Discussion and deliberation regarding a resolution supporting Nevada's Veterans and the Nevada Department of Veterans Services' Green Zone Initiative and supporting the creation of a Joint NACO and Nevada League of Cities and Municipalities Veterans Service Committee.**
- 20. [Update and discussion](#) on the Nevada Land Management Task Force activities.**

CLERK

- 21. [For Possible Action](#) - Discussion and deliberation to appoint seven (7) members to the Central Nevada Museum Board due to seven (7) terms expiring January 2014.**
- 22. [For Possible Action](#) - Discussion and deliberation to appoint one (1) member to the Railroad Valley Advisory Board due to a term expiring January 2014.**
- 23. [For Possible Action](#) - Discussion and deliberation to appoint three (3) members to the Belmont Town Advisory Board due to three (3) terms expiring January 2014.**

24. [For Possible Action](#) - Discussion and deliberation to appoint two (2) members to the Beatty Town Advisory Board due to two (2) terms expiring January 2014.

SHERIFF

25. [For Possible Action](#) - Discussion and deliberation to approve a Sales Agreement with Action Target to construct a complete SIMS (Simunitions) House (Training Facility) to be located on the Nye County Training facility site on Mesquite Road.

COUNTY MANAGER

26. Ongoing [Project Report](#)
27. [Report](#) on Economic Development
28. [For Possible Action](#) - Discussion and deliberation regarding a Memorandum of Understanding with the Bureau of Land Management (BLM) in preparation of an Environmental Impact Statement (EIS) for the Gemfield Mine Project.
29. [For Possible Action](#) - Discussion and deliberation regarding appointments to the Groundwater Management Plan Advisory Committee for Basin 162.
30. [For Possible Action](#) - Discussion and deliberation to appoint two (2) members to the Nye County 9-1-1 Advisory Committee due to two expiring terms.
31. [For Possible Action](#) - Discussion and deliberation regarding an amendment to the Interlocal Agreement with the Nevada Department of Health and Human Services for services provided to children with developmental disabilities.
32. [For Possible Action](#) - Discussion and deliberation regarding a Resolution directing the levy of a special assessment on all taxable property situated within the confines of the Pahrump Valley Groundwater Basin for Fiscal Year 2014-2015.

EMERGENCY SERVICES

33. [For Possible Action](#) - Discussion and deliberation to fill one (1) position within the Animal Advisory Committee (AAC) due to a resignation.

FINANCE

34. [For Possible Action](#) - Discussion and deliberation regarding a resolution to augment the Nye County General Fund.
35. [For Possible Action](#) - Discussion and deliberation regarding Bid #2013-17/PWP #NY-2014-043 - Calvada Eye Agricultural Well.
36. [For Possible Action](#) - Discussion and deliberation regarding a resolution to augment the Nye

County Drug Forfeiture Fund.

37. [For Possible Action](#) - Discussion and deliberation regarding a resolution in the matter of the FFY2008 elections for national forest related safety-net payments.
38. [Budget](#) to Actual Expenditure Report
39. [Budget](#) to Actual Fund Balance Report

HEALTH & HUMAN SERVICES

40. [For Possible Action](#) - Discussion and deliberation regarding two Medical Indigent inpatient hospital bills.

INFORMATION TECHNOLOGY

41. [Presentation](#) on the current status of the Nye County Radio Communications system.
42. [For Possible Action](#) - Discussion and deliberation to purchase Motorola radios required to rectify and enhance the Nye County Radio Communications system.

NUCLEAR WASTE REPOSITORY PROJECT OFFICE

43. [For Possible Action](#) - Discussion and deliberation regarding the Certification of Expenditure of Funds under Public Law 111-85 of 2011.

PLANNING/BUILDING

44. [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. 2013-23: A Bill proposing to amend Nye County Code Chapter 15.32, the Pahrump Regional Planning District Impact Fee Ordinance, by establishing a Proportionate Impact Fee Schedule for single-family residential dwelling units, setting forth the provisions for an Impact Fee Deferral Program, and adding an Early Payment Incentive; 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.
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. 2013-24: 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 establish that approved conditional use permits shall automatically expire and become void without further action if the use for which the conditional use permit was granted ceases or is discontinued; 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 and deliberation regarding a request to: 1) Set a date, time,

and location for a Public Hearing on Nye County Bill No. 2013-25: A Bill proposing to amend Nye County Code, Chapter 16.28, the Division of Land Ordinance of the Pahrump Regional Planning District, by amending Section 16.28.170 "Parcel Map Procedure," pertaining to water rights relinquishment and minimum parcel size requirements; 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.

47. [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. 2013-27: A Bill proposing to amend Nye County Code Chapter 8.04, pertaining to the use, sale, and regulation of fireworks, by removing the limitation on the number of permits which may be granted by Nye County for the sale of consumer/display fireworks, reducing the fee required for consumer/display fireworks permit applications, setting forth the provisions for the use of "safe and sane" fireworks, prohibiting the use of tents, stands, booths or other structures of a temporary nature in conjunction with the sale of fireworks; requiring that all retail sales of fireworks must occur within a permanently constructed free-standing building; 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.
48. [For Possible Action](#) - Discussion and deliberation regarding a procedure for grandfathering development projects in process prior to the sunset of the building permit impact fee moratorium.

PUBLIC WORKS

49. [For Possible Action](#) - Discussion and deliberation regarding the Restrictive Land Covenants with Armscor Precision International associated with site development documents SD 12-0003 and SD 13-0007 to defer off-site improvements.
50. [For Possible Action](#) - Discussion and deliberation to change the funding source for the FY 2013-14 Pahrump Chip Seal modified project amount of \$350,000 approved at the December 3, 2013 meeting.
51. [For Possible Action](#) - Discussion and deliberation to consider accepting public road dedications in the Artesia Subdivision.

PUBLIC PETITIONER

52. [For Possible Action](#) - Discussion and deliberation regarding a Proclamation recognizing January 2014 as Radon Action Month.
53. [For Possible Action](#) - Discussion and deliberation concerning a request to accept donation of property more particularly described as Assessor's Parcel No. 42-225-01.
54. GENERAL PUBLIC COMMENT (second)
55. ANNOUNCEMENTS (second)
56. ADJOURN