



**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, January 21, 2014
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 January 21, 2014 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 January 21, 2014.**
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).**
[Item.PublicComment.TheDailySheeple](#) 
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 meetings for November 19, 2013 and December 3, 2013.**
[Item.04](#) 
[Item.04.2013.11.19](#) 
[Item.04.2013.12.03](#) 

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 seven (7) employees honored for their years of service.**
[Item.08](#) 
9. **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.**
[Item.09.1](#) 
[Item.09.2](#) 
10. **10:45 - For Possible Action - Public Hearing on results of Public Works identification and determination of improved roads and streets maintained by Nye County as of December 31, 2013 for the purposes of compliance with Nevada Revised Statutes Chapter 365.550 Paragraph 8 regarding Proceeds of Tax Levied pursuant to NRS 365.180; and other matters properly related thereto.**
[Item.10](#) 

11. **11:00 -For Possible Action - Public Hearing, discussion, and deliberation to adopt, amend and adopt, or reject 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 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.**

[Item.11.c](#) 

12. **11:00 - For Possible Action - Public Hearing, discussion, and deliberation to adopt, amend and adopt, or reject 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.**

[Item.12.c](#) 

13. **11:00 - For Possible Action - Public Hearing, discussion, and deliberation to adopt, amend and adopt, or reject 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.**

[Item.13.c](#) 

SITTING AS THE NYE COUNTY BOARD OF ROAD COMMISSIONERS

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

[Item.14](#) 


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.**

[Item.15](#) 

SITTING AS THE NYE COUNTY LICENSING AND LIQUOR BOARD

LIQUOR

16. **For Possible Action - Discussion and deliberation of a Change of Licensee for the Escapees Cop of Nevada Inc, 5150 Oakridge #2, Pahrump, NV. Linda Moody, Applicant.**

[Item.16](#) 


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.


17. For Possible Action - Approval of Elected Official Collection Report

[Item.17](#) 

18. For Possible Action - Approval to set the date and location of the second meeting of the Board of Commissioners for Tuesday, April 22, 2014 in Pahrump, Nevada.

[Item.18](#) 

19. For Possible Action - Approval to apply to the State of NV Office of Emergency Medical Systems 2014 Emergency Medical Service Coordination (EMSC) grant for training to State of Nevada certified EMS instructors.

[Item.19](#) 

BOARD OF COMMISSIONERS

20. 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.

21. 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.

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

23. Appointment of Commissioner Liaison / Representatives

[Item.23](#) 

[2014.01.21.Item.23.additional](#) 

PUBLIC ADMINISTRATOR

24. Quarterly report from the Public Administrator end of each quarter

[Item.24](#) 

COUNTY MANAGER

25. Ongoing Project Report

[Item.25.c](#) 

26. Report on Economic Development

[2014.01.21.Item.26.additional](#) 

27. For Possible Action - Discussion and deliberation regarding a Resolution directing the levy of a special assessment within the confines of the Amargosa Valley Groundwater Basin for Fiscal Year 2014-2015.

[Item.27](#) 

28. 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.

[Item.28](#) 

29. For Possible Action - Discussion and deliberation regarding appointments to the Groundwater Management Plan Advisory Committee.


[Item.29](#) 

30. For Possible Action - Discussion and deliberation to support Central Nevada Regional Water Authority being a plaintiff on a complaint to be filed by White Pine County, the Great Basin Water Network and others challenging the U.S. Bureau of Land Management and the U.S. Department of Interior's ROD, along with its supporting Environmental Impact Statement, that grant SNWA's ROW across federal land for the purpose of construction and operating SNWA's groundwater development project.

[Item.30](#) 

FINANCE

31. Budget to Actual Expenditure Report

[Item.31.c](#) 

32. Budget to Actual Revenue Report

[Item.32](#) 

33. Budget to Actual Fund Balance Report

[Item.33](#) 

34. For possible action - Discussion and deliberation concerning a request to approve the Corrective Action Letter for the Annual Audit Report for Fiscal Year ending June 30, 2013 to be submitted to the Department of Taxation.

[Item.34](#) 

35. For possible action - Discussion and deliberation regarding RFQ #2013-18 - Qualified Environmental Professional for: 1) the response from BEC Environmental; and 2) direction to staff to enter into fee negotiations.

[Item.35](#) 


36. For Possible Action - Discussion and deliberation regarding Bid # 2013-05 (Rebid) - Animal Shelter

Services for the Pahrump area.

[Item.36](#) 

HEALTH & HUMAN SERVICES

37. For possible action - Discussion and deliberation regarding a resolution for the Nye County Procedures for Health and Human Services.

[Item.37](#) 

H/R AND RISK MANAGEMENT

38. For Possible Action - Discussion and deliberation on a request to approve two new job descriptions, Executive Legal Secretary I & Executive Legal Secretary III. There is no financial impact to the County.

[Item.38.c](#) 

PLANNING/BUILDING

39. 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. 2013-31: 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 "Medical Marijuana," establishing the provisions related to zoning, development standards, and other land use regulations for medical marijuana establishments; and providing for the severability, constitutionality and effective date hereof; and other matters properly relating thereto; and 2) Read the title of the Bill into the record.

[Item.39.c](#) 

40. For Possible Action - Discussion and deliberation of a Final Map application to create a commercial subdivision on approximately 2.92 acres in the General Commercial (GC) Zoning District, located at 1230 S. Loop Road, Pahrump, situated south of Carlton Street, located east of Nevada Highway 160 and west of Loop Road, described as Parcel 3 of File Map #128493. Township 20S, Range 53E, Section 24. MFR Properties, LLC - Property Owner. Mike Floyd - Applicant. Nelson Surveying, LLC - Agent. AP# 35-381-20. (FM-13-0001).

[Item.40](#) 

41. For Possible Action - Discussion and deliberation concerning a request to release 100% of the financial security related to improvements fronting Assessor Parcel Numbers 035-331-78 and 035-331-85 as stated in the Parcel Map Improvement Agreement (PMIA) for the Harris Limited Parcel Map, located within the Pahrump Regional Planning District. Pahrump Senior Associates and Harris Medical #2 LLC - Property Owners. Dan Harris - Applicant. (IA-02-0003.1)

[Item.41](#) 

42. For Possible Action - Discussion and deliberation to adopt, amend and adopt, or reject Nye County Resolution No. 2013-57: A Resolution accepting the offers of dedication and maintenance responsibility of certain portions of Margaret Street in Pahrump.

[Item.42.c](#) 

43. For Possible Action - Discussion and deliberation concerning a request to release 100% of the financial security related to the Parcel Map Improvement Agreement (PMIA) for the Spring Mountain Raceway Parcel Map, located within the Pahrump Regional Planning District. Spring Mountain Raceway - Property Owner. Double M Construction - Applicant. Russ Meads - Agent. (IA-08-0011.1)

[Item.43](#) 

44. For Possible Action - Discussion and deliberation to declare 3401 E. Savoy Boulevard, Pahrump, Nevada, a public nuisance consisting of multiple hazardous structures, junk vehicles, trash, broken objects, debris, and abandoned dilapidated mobile homes, all of which pose a public health and safety threat; to direct staff to utilize the emergency abatement procedures to immediately abate the hazard. Assessor Parcel Number 45-242-04. Location - 3401 E. Savoy Boulevard, Pahrump. Property Owner - Dea Family Ltd. Partnership.

[Item.44.c](#) 

PUBLIC WORKS

45. For Possible Action - Discussion and deliberation to approve: 1) the revised FY 2013-14 Pahrump Chip Seal Plans; and 2) to change the Fund source for the additional \$350K of previously approved funding associated with the FY 2013-14 Pahrump Chip Seal Project.

[Item.45](#) 

PUBLIC PETITIONER

46. For Possible Action - Discussion and deliberation to support the Town of Pahrump in submitting a Recreation and Public Purpose application for the Last Chance Park.

[Item.46.c](#) 

47. GENERAL PUBLIC COMMENT (second)

48. ANNOUNCEMENTS (second)

49. ADJOURN