



**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 Road, Tonopah, NV 89049  
Tuesday, June 3, 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 June 3, 2014 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 3, 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](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.**

"Nye County is an equal opportunity provider and employer.





If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, found online at [http://www.ascr.usda.gov/complaint\\_filing\\_cust.html](http://www.ascr.usda.gov/complaint_filing_cust.html), or at any USDA office, or call (866) 632-9992 to request the form. You may also write a letter containing all of the information requested in the form. Send your completed complaint form or letter to us by mail at U.S. Department of Agriculture, Director, Office of Adjudication, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, by fax (202) 690-7442 or email at [program.intake@usda.gov](mailto:program.intake@usda.gov).  
"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 June 3, 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).**
  
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 on May 6, 2014.**  
[Item.04.2014.05.06](#) 

#### 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. **10:00 - For Possible Action - Presentation regarding the status of Rural Desert Southwest Brownfields Coalition activities across the Coalition area and in Nye County, and discussion and deliberation of the Rural Desert Southwest Brownfields Coalition Area Wide Plan.**  
Document size is large and has been divided into separate links.  
[Item.08](#)   
[Item.08.c.2](#)   
[Item.08.c.3](#) 
  
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](#) 

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

10. For Possible Action - General road report by Public Works Director  
[Item.10](#) 

- 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.**

[Item.11](#) 

## **SITTING AS THE BOARD OF COUNTY COMMISSIONERS**

### **ASSESSOR**

- 12. For Possible Action - Approval of Assessor's Office Change Request**

[Item.12](#) 

### **BOARD OF COMMISSIONERS**

- 13. 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.**

- 14. 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.**

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

- 16. Tri-County Working Group Update**

[Item.16](#) 

- 17. For Possible Action - Discussion and deliberation regarding defining the Nye County Water District Governing Board responsibilities.**

[Item.17](#) 

- 18. For Possible Action - Discussion and deliberation to make specific the appointment of the Tonopah Town Board members to hold the seats of the Trustees for the Tonopah Library District.**

[Item.18](#) 


- 19. For Possible Action - Discussion and deliberation regarding nominations to the Rural Nevada Development Corporation's (RNDC) Board of Directors.**

[Item.19](#) 

**20. For Possible Action - Discussion and deliberation regarding: 1) possible removal of two (2) members of the Gabbs Town Advisory Board; and 2) possible appointment of two (2) members due to the removal of two (2) members.**

[Item.20](#) 

**21. For Possible Action - Discussion and deliberation regarding the selection process for medical marijuana grow facilities and dispensaries.**

[Item.21](#) 

#### **CLERK**

**22. For Possible Action - Discussion and deliberation to appoint three (3) members to the Pahrump Regional Planning Commission due to three (3) terms expiring.**

[Item.22](#) 

**23. For Possible Action - Discussion and deliberation to appoint two (2) members to the Smoky Valley Library District due to two (2) expired terms.**

[Item.23](#) 

**24. For Possible Action - Discussion and deliberation to appoint Committees to prepare arguments advocating and opposing approval of the Nye County School District Bond Question that will appear on the 2014 General Election Ballot pursuant to NRS 295.121.**

[Item.24](#) 

#### **DISTRICT ATTORNEY**

**25. For Possible Action - Discussion and deliberation to become formal co-sponsor for Town of Pahrump grant application for an EIS for the proposed Pahrump Valley General Aviation Airport.**


[Item.25](#) 

#### **SHERIFF**

**26. For Possible Action - Discussion and deliberation to issue a Display Fireworks Event Permit for the Town of Tonopah. James Eason, Applicant.**

[Item.26](#) 

**27. For Possible Action - Discussion and deliberation of a renewal Wholesale/Retail Fireworks Permit for Alamo Fireworks, Inc. Patrick James, Applicant.**

[Item.27](#) 

**28. For Possible Action - Discussion and deliberation of a renewal Wholesale/Retail Fireworks Permit for Red Apple Fireworks Co, Inc. Douglas Burda, Applicant.**

[Item.28](#) 

## **TREASURER**

### **29. Treasurer's Report**

**Document has been divided into separate links according to reports.**

[29.Return of Sale](#) 

[29.Report Ending](#) 

## **COUNTY MANAGER**

**30. For Possible Action - Discussion and deliberation regarding rules for Campaign Signs on County property.**

[Item.30](#) 

## **EMERGENCY SERVICES**

**31. For Possible Action - Discussion and deliberation regarding converting our existing Volunteer Ambulance Service to a new program for Volunteer Ambulance Service in Nye County.**

[Item.31](#) 

**32. For Possible Action - Discussion and deliberation to fill four (4) positions within the Animal Advisory Committee (AAC) due to one (1) resignation and three (3) expiring terms.**

[Item.32](#) 

## **PLANNING/BUILDING**

**33. For Possible Action - Discussion and deliberation regarding a request to set a date, time, and location for a Public Hearing on Nye County Resolution No. 2014-15: A Resolution Adopting and Certifying the Town of Beatty Area Plan as an amendment to the June 7th, 2011 Nye County Comprehensive/Master Plan.**

[Item.33.c](#) 

**34. 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. 2014-14: a Bill proposing to amend Nye County Code Chapter 5.32 pertaining to the Licensing and Regulation of Medical Marijuana Establishments; setting forth the procedures and requirements for the issuance of medical marijuana establishment licenses; establishing the fees required for such licenses; providing for the imposition of a special business tax; setting forth the provisions for renewal of such licenses; 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.**

[Item.34.c](#) 

**35. For possible action - Discussion and deliberation on a request for: 1) approval of an application for a parcel map (pursuant to NRS 278.4925 merger and re-subdivision of land without reversion to acreage) proposing to divide approximately .344 acres into one .152 acre parcel and one .192 acre parcel. Delbert C. & Nancy Hinkel - Owner(s), AP #18-251-04; located in Beatty (PM-14-0002); and 2) a request for two waivers as follows.**

a. WV-14-0001 request for a waiver of the requirement that building setbacks shall be a minimum of ten (10) feet along all boundaries pursuant to Nye County Code 16.20.160.C

b. WV-14-0002 request for a waiver of the requirement to provide contour information pursuant to Nye County Code 16.20.115.A.6

[Item.35.c](#) 

## **PUBLIC WORKS**

**36. For Possible Action - Discussion and deliberation to approve the proposed FY 2014-15 Regional Transportation Commission (RTC) Fund 10207 (4¢) budget.**


[Item.36](#) 

**37. For Possible Action - Discussion and deliberation regarding a request for approval to: 1) award a contract to Pearson Brothers Construction for grading the Runway Safety Area and Object Free Area for Runway 16-34 at the Beatty Airport; 2) approve the contract with ATKINS to provide construction management, inspection, quality assurance surveying and quality assurance materials testing for the project; 3) authorize the County Manager to submit a grant application to the FAA to obtain federal funding for the project; and 4) authorize the County Manager to execute the grant offer when it is received from the FAA.**


Document size is large and has been divided into separate links.

[Item 37](#) 


[Item 37.2](#) 

[Item 37.3](#) 

**38. For Possible Action - Discussion and deliberation to accept Wulfenstein Construction Company's offer to install a test section of asphalt Super Pave material on a portion of road in the Pahrump area at no cost to the County.**

[Item.38](#) 

**39. For Possible Action - Discussion and deliberation to waive the County's landfill fee for the disposal of approximately 100 cubic yards of construction debris associated with the Phase III Tonopah Main Street Sidewalk Improvement Project.**

[Item.39](#) 

#### **PUBLIC PETITIONER**

**40. For Possible Action - Discussion and deliberation regarding a request for reimbursement of property taxes paid for Fiscal Year 2011 - 2012 and a portion of Fiscal Year 2012-2013, Bob B. Sr. & Peggy D. Barber, Property Owner. Assessor's Parcel Number 006-201-35**

[Item.40](#) 

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

**42. ANNOUNCEMENTS (second)**

**43. ADJOURN**