



**JOINT MEETING OF THE  
NYE COUNTY BOARD OF COMMISSIONERS  
NYE COUNTY BOARD OF HIGHWAY COMMISSIONERS  
NYE COUNTY LICENSING AND LIQUOR BOARD  
AS THE GOVERNING BODY OF UNINCORPORATED TOWN OF PAHRUMP  
AS THE GOVERNING BODY OF UNINCORPORATED TOWNS OF BEATTY BELMONT GABBS  
MANHATTAN AND RAILROAD VALLEY  
AS THE BOARD OF TRUSTEES FOR THE PAHRUMP POOL DISTRICT AND  
AS THE NORTHERN NYE COUNTY HOSPITAL DISTRICT BOARD OF TRUSTEES**

**2100 E. Walt Williams Drive, Pahrump, NV 89048**

**August 16, 2016**

**10:00 AM**

**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 August 16, 2016 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 August 16, 2016 will be for all matters off the agenda, and be limited to three minutes per person. Additionally, public comment of three minutes per person may 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; Commissioners' Chambers, 2100 E. Walt Williams Drive, Pahrump, 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 1 ½ hours.**

In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

Persons with disabilities who require alternative means of communication for program information (e.g., Braille, large print, audiotape, American Sign Language, etc.) should contact the responsible Agency or USDA's TARGET Center at (202) 720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800) 877-8339. Additionally, program information may be made available in languages other than English.

To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at [How to File a Program Discrimination Complaint](#) and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by: (1) mail: U.S. Department of Agriculture, Office of the Assistant Secretary for Civil Rights, 1400 Independence Avenue, SW, Washington, D.C. 20250-9410; (2) fax: (202) 690-7442; or (3) email: [program.intake@usda.gov](mailto:program.intake@usda.gov)

# NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

August 16, 2016

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 August 16, 2016**
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 Highway Commissioners, Licensing and Liquor Board, the Governing Body of Unincorporated Town of Pahrump, the Governing Body of Unincorporated Towns of Beatty, Belmont, Gabbs, Manhattan, and Railroad Valley, the Board of Trustees for the Pahrump Pool District, and the Northern Nye County Hospital District Board of Trustees regular meeting on [July 19, 2016](#), and teleconference on [July 28, 2016](#).

## 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. **10:45 - [For Possible Action](#) – Public Hearing**, discussion, and deliberation to issue an Outdoor Festival License to the Pahrump Valley Chamber of Commerce for the 2016 Fall Festival to be held September 22-25, 2016, at Petrack Park located at 150 Highway 160, Pahrump, Nevada.
9. **10:45 - [For Possible Action](#) – Public Hearing**, discussion, and deliberation to issue an Outdoor Festival License to the Pahrump Valley Chamber of Commerce for the Vietnam Memorial Tribute to be held September 22-25, 2016, at Simkins Park located at 1350 E. Simkins Road, Pahrump, Nevada.
10. **11:00 – [Presentation](#)** of certificates of recognition to Jacob Lopez and Andrew Avena for their initiative to organize the “All Lives Matter” event in Pahrump on July 30, 2016.

## SITTING AS THE NYE COUNTY BOARD OF HIGHWAY COMMISSIONERS

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

## SITTING AS THE NYE COUNTY LICENSING AND LIQUOR BOARD

### GAMING/LIQUOR

12. [For Possible Action](#) – Discussion and deliberation regarding approval of a Package Liquor License and a Gaming License for Horizon C-Stores LLC, dba Horizon Market #1, 5020 S. Pahrump Valley Blvd, Pahrump, NV. Tyrus Tom – Applicant.
13. [For Possible Action](#) – Discussion and deliberation regarding approval of a Package Liquor License and a Gaming License for Horizon C-Stores LLC, dba Horizon Market #2, 2030 W. Bell Vista, Pahrump, NV. Tyrus Tom – Applicant.

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14. [For Possible Action](#) – Discussion and deliberation regarding approval of a Package Liquor License and a Gaming License for Horizon C-Stores LLC, dba Horizon Market #3, 961 S. Linda Street, Pahrump, NV. Tyrus Tom – Applicant.
15. [For Possible Action](#) – Discussion and deliberation regarding approval of a Package Liquor License and a Gaming License for Horizon C-Stores LLC, dba Horizon Market #4, 4060 N. Blagg Road, Pahrump, NV. Tyrus Tom – Applicant.
16. [For Possible Action](#) – Discussion and deliberation regarding approval of a Package Liquor License and a Gaming License for Horizon C-Stores LLC, dba Horizon Market #5, 840 E. Hwy 372, Pahrump, NV. Tyrus Tom – Applicant.
17. [For Possible Action](#) – Discussion and deliberation regarding approval of a Package Liquor License and a Gaming License for Horizon C-Stores LLC, dba Horizon Market #6, 2050 N. Hwy 160, Pahrump, NV. Tyrus Tom – Applicant.
18. [For Possible Action](#) – Discussion and deliberation regarding approval of a Package Liquor License and a Gaming License for Horizon C-Stores LLC, dba Tumbleweed Tavern, 2030 W. Bell Vista, Pahrump, NV. Tyrus Tom – Applicant.

### SITTING AS THE GOVERNING BODY OF UNINCORPORATED TOWN OF PAHRUMP

19. Town of Pahrump [Ongoing Project Report](#)
20. [For Possible Action](#) – Discussion and deliberation concerning a request from the Pahrump Valley Chamber of Commerce to waive the rental fees for the use of Simkins Park for the Vietnam Memorial Tribute.
21. [For Possible Action](#) – Discussion and deliberation regarding accepting nine (9) Nevada Commission on Tourism (NCOT) grant awards and to approve a project budget for tourism for FY17: Certified Folder Display; Nevada Magazine and Ride Guide; Nevada Visitor Guide; Amplified Story Telling; Integrated Insert; Prospecting and Site Retargeting; Good Sam Travel Guide and Directory; Public Relations; Projects Related to Tourism. The grant match and project budget has been budgeted in Fund 25220 Pahrump Tourism Room Tax.
22. [For Possible Action](#) – Discussion and deliberation regarding a review of all Pahrump Town Ordinances to make recommendations for the elimination or revision of ordinances which may have outlived their usefulness or practicality.
23. [For Possible Action](#) – Discussion and deliberation regarding approval to purchase 20 Motorola P-25 compliant portable radios for Pahrump Fire Rescue.
24. [For Possible Action](#) – Discussion and deliberation to set a date, time, and location for a Public Hearing to consider approval of the IAFF Local 4068 Bargaining Agreement.
25. [For Possible Action](#) – Discussion and deliberation to approve the Pahrump Ambulance Fund bad debt expense write offs for the period of January 2016 thru June 2016, subject to further collection efforts and accounting adjustments.
26. [For Possible Action](#) – Discussion and deliberation regarding an updated plan and request for funding in an amount not to exceed \$10,000 to construct a Trail-head and Bridal Path to be located on a portion of 9301 S. Homestead Road (.4999 acres), APN 45-411-02 – Nye County, Owner, as directed by the Board of County Commissioners on June 21, 2016.

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## 27. [Ambulance Services Report](#)

### 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.**

28. [For Possible Action](#) – Approval of Elected Official Collection Report

29. [For Possible Action](#) – Approval of Assessor’s Office Change Requests

30. [For Possible Action](#) – Approval to accept the State of Nevada, Division of Emergency Management (DEM), FFY16 Emergency Management Performance Grant (EMPG) award in the amount of \$42,596 to provide a portion of the Director’s salary and benefits. There is a 50% match required which is budgeted from Fund 10101. This grant will be administered thru Fund 10340 Grants.

### BOARD OF COMMISSIONERS

31. 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.

32. 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.

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

34. [For Possible Action](#) – Discussion and deliberation to reschedule or cancel the second meeting of the Board of County Commissioners for November 2016, tentatively scheduled for November 15, 2016, due to the NACO Annual Conference scheduled for November 15-17, 2016.

35. [For Possible Action](#) – Discussion and deliberation regarding the status and progress of the abatement of the nuisance located at 24 Cody Lane, Tonopah, Nevada as determined by the Board of County Commissioners on June 21, 2016 and as ordered to abate the nuisance as set forth in Nye County Resolution No. 2016-64, adopted on June 21, 2016; and possible abatement action.

36. [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. 2016-09: a Bill proposing to amend Title 8 of the Nye County Code by repealing Chapter 8.40 thereby dissolving the Nye County Raw Milk Commission; 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.

### CLERK

37. [For Possible Action](#) – Discussion and deliberation to appoint one (1) member to the Pahrump Regional Planning Commission due to one (1) resignation.

38. [For Possible Action](#) – Discussion and deliberation to appoint one (1) member to the Tonopah Town Board due to one (1) resignation.

## NYE COUNTY BOARD OF COMMISSIONERS AGENDA

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39. [For Possible Action](#) – Discussion and deliberation to appoint one (1) member to the Round Mountain Town Board due to one (1) resignation.

### SHERIFF

40. [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. 2016-10: a Bill proposing to amend Chapter 2.84, Nye County Peace Officer Advisory Review Board, providing for alternate members of the Nye County Peace Officer Advisory Review Board, setting forth its powers and duties, removing a superfluous reference to a “Director”; 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.

### COUNTY MANAGER

41. [Ongoing Project Report](#)
42. [For Possible Action](#) – Discussion and deliberation regarding the termination of the Lease Agreement with Solauro Industries, Inc. for leased space at the Tonopah Airport.
43. [For Possible Action](#) – Discussion and deliberation regarding any and all action that might arise from discussions regarding Bill Draft Requests (BDRs) for Nye County for the 2017 Legislative Session.

### FINANCE

44. [For Possible Action](#) – Discussion and deliberation regarding Request for Qualifications #2015-10 – Qualified Hydro-Geologist Professional for: 1) the response from JGI-Jameson Geological, Inc.; and 2) direction to staff to enter into fee negotiations.

### PLANNING/BUILDING

45. [For Possible Action](#) – Medical Marijuana Establishment License Initial Application MM-2016-000027: Discussion and deliberation on a request for issuance of a Medical Marijuana Establishment License (Initial) for a proposed medical marijuana establishment (cultivation) located at 5101 S. Oakridge Avenue, Pahrump. Green Cross of America, Inc. / Philip Restifo – Applicant. AP# 044-521-41.
46. [For Possible Action](#):
- a. For Possible Action – Medical Marijuana Establishment License Initial Application MM-2016-000028: Discussion and deliberation on a request for issuance of a Medical Marijuana Establishment License (Initial) for a proposed medical marijuana establishment (cultivation) located at 101 Airport Road, Beatty. MM Development Company, LLC, dba Medizin / Robert A. Groesbeck – Applicant. AP# 018-371-16 and -17.
  - b. For Possible Action – Medical Marijuana Establishment License Initial Application MM-2016-000029: Discussion and deliberation on a request for issuance of a Medical Marijuana Establishment License (Initial) for a proposed medical marijuana establishment (production) located at 101 Airport Road, Beatty. MM Development Company, LLC, dba Medizin / Robert A. Groesbeck – Applicant. AP# 018-371-16 and -17.

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47. [For Possible Action](#) – Discussion and deliberation to modify the Security & Transportation Checklist for Medical Marijuana Establishments.

**PUBLIC PETITIONER**

48. [For Possible Action](#) – Discussion and deliberation to approve a no cost Cooperative Agreement between the Nevada Department of Transportation and Nye County for the purpose of improvements to SR160 in Pahrump.

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

50. **ANNOUNCEMENTS (second)**

51. **ADJOURN**