



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

101 Radar Road, Tonopah, NV 89049

May 3, 2022

10:00 a.m.

Nye County's vulnerable population, or those sheltering in place may, subject to technical difficulties, participate by calling 1-888-585-9008 and entering conference room number 255-432-824. Technical difficulties may occur before or during the meeting preventing your ability to call in.

The Chair of the Board of County Commissioners will open public comment periods by announcement. Commenters must press *9 on their telephone keypads to notify Administration they wish to speak.

The teleconference is also viewable at www.nyecountynv.gov. There is a 30 to 40 second delay between the teleconference and the meeting video.

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 May 3, 2022 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 May 3, 2022 will be for all matters off the agenda, and be limited to up to three minutes per person. Additionally, public comment of up to three minutes per person may be heard during individual action items. The Commission reserves the right to reduce the 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. **Decorum** during the meeting must be upheld pursuant to the BOCC Rules of Procedure sections 7.5.3 and 7.5.4 whereby no person in the audience shall engage in disorderly conduct such as hand clapping, stamping of feet, whistling, using profane language, yelling, and similar demonstrations, which conduct disturbs the peace and good order of the meeting. Any person who becomes disruptive or interferes with the orderly business of the Board may be removed from the Board Chambers or other meeting room for the remainder of the 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

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

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

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Additional Posting Locations: Amargosa Valley Community Center, 821 E. Amargosa Farm Rd., Amargosa Valley, NV; Beatty Community Center, 100 South A Ave., Beatty, NV; Gabbs Town Hall, 503 Brucite St., Gabbs, NV; Round Mountain Community Center, 650 Civic Dr., Round Mountain, 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, or by calling Administration at (775) 482-8192

WEBSITE: www.nyecountynv.gov

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. **GENERAL PUBLIC COMMENT (up to 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).**
3. **Commissioners'/Manager's Comments (This item limited to announcements or topic/issues proposed for future workshops/agendas)**
4. **Approval of the Agenda for May 3, 2022 (Non-action item)**
5. **For Possible Action – Emergency Items**
6. [For Possible Action](#) – Discussion and deliberation regarding meeting minutes from the regular joint meeting on March 15, 2022, and Teleconference meeting on March 23, 2022.

SITTING AS THE BOARD OF COUNTY COMMISSIONERS

TIMED ITEMS

7. **10:00 a.m. – [For Possible Action](#) – Public Hearing**, discussion and deliberation to adopt, amend and adopt, or reject Nye County Resolution No. 2022-20: A Resolution to Augment and Amend the 2021-2022 Budget of Nye County, State of Nevada.

10209 Airport Fund \$191,973.00
8. **10:00 a.m. – [For Possible Action](#) – Public Hearing**, discussion, and deliberation to issue an Outdoor Festival License to Garth Harris for the Blue Diamond Stake Pioneer Day Celebration to be held July 23, 2022, at Ian Deutch Memorial Park, 1600 Honeysuckle Street, Pahrump, NV.
9. **10:00 a.m. – [For Possible Action](#) – Public Hearing**, discussion, and deliberation to issue an Outdoor Festival License to Douglas Dubin for the Pahrump Balloon Festival to be held November 11-13, 2022, at Petrack Park, 150 N. Highway 160, Pahrump, NV.

SITING AS THE NYE COUNTY BOARD OF HIGHWAY COMMISSIONERS

10. [For Possible Action](#) – Discussion and deliberation regarding General Road Report by Public Works Director on General Road Maintenance, Gravel Road Maintenance, Asphalt Patching, Weed Mowing and direction regarding public work projects.

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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.

11. [For Possible Action](#) – Approval of Assessor’s Office Change Request(s) to allow the Nye County Assessor to process and:
- 1) Issue an amended tax bill in the amount of \$0.00 to Nye County School District, owner of 4881 N. Lola Ln., Pahrump, NV, Assessor’s Parcel Number 043-141-06.
 - 2) Issue an amended tax bill in the amount of \$0.00 to the Nevada Utah Association of Seventh Day Adventists, owners of 0 Air Force Rd., Tonopah, NV, Assessor’s Parcel Number 008-183-12.
 - 3) Issue an amended tax bill in the amount of \$0.00 to Nye County School District, owner of 4201 N. Blagg Rd. Pahrump, NV, Assessor’s Parcel Number 027-331-17.
 - 4) Issue an amended tax bill in the amount of \$0.00 to Artesia Owner’s Association, owner of 4851 E. Parkwood Dr. Pahrump, NV, Assessor’s Parcel Number 043-652-15.
 - 5) Issue an amended tax bill in the amount of \$0.00 to Desert Greens Homeowner’s Association, owner of 305 S. Brentwood Dr. Pahrump, NV, Assessor’s Parcel Number 035-611-02.
 - 6) Issue an amended tax bill in the amount of \$0.00 to Desert Greens Homeowner’s Association, owner of 304 S. Brentwood Dr. Pahrump, NV, Assessor’s Parcel Number 035-611-01.
 - 7) Issue an amended tax bill in the amount of \$0.00 to Habitat for Humanity / Las Vegas, owner of 2200 E. Simkins Rd. Pahrump, NV, Assessor’s Parcel Number 032-552-36.
 - 8) Issue an amended tax bill in the amount of \$0.00 to South Valley Southern Baptist, owner of 7050 S. Homestead Rd. Pahrump, NV, Assessor’s Parcel Number 044-761-08.
12. [For Possible Action](#) – Approval to: 1) Accept FFY 2022 Notice of Sub-Award (NOSA) Amendment No.1 from the Nevada Aging and Disability Services Division (ADSD) in the amount of \$40,150.82 with a match amount of \$6,023.00 to provide home-delivered meals to seniors in Beatty and Tonopah; 2) Execute the Sub-Award; and 3) Fund \$40,150.82 from 10281 Senior Nutrition and \$6,023.00 from 10101 General.
13. [For Possible Action](#) – Approval of Affidavit of Mailing of Delinquent Property Tax Notices pursuant to NRS 361.5648.

ASSESSOR

14. [For Possible Action](#) – Approval to adopt Nye County Resolution No. 2022-18: A Resolution Directing the Levy of a Special Assessment to Each Water User Situated Within the Confines of the Groundwater Basins within Nye County for Fiscal Year 2022-2023.
15. [For Possible Action](#) – Approval to adopt Nye County Resolution No. 2022-19: 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 2022-2023.

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BOARD OF COMMISSIONERS

- 16. For Possible Action – Closure of meeting, pursuant to NRS 241.015(3)(b)(2) for purposes of conferring with legal counsel regarding potential or current litigation.
- 17. Closed meeting, pursuant to NRS 241.015(3)(b)(2) for purposes of conferring with legal counsel regarding potential or current litigation.
- 18. For Possible Action – Discussion and deliberation on conference with legal counsel regarding potential or current litigation presented in closed meeting.
- 19. 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.
- 20. 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.
- 21. For Possible Action – Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.

DISTRICT COURT

- 22. [For Possible Action](#) – Discussion and deliberation to approve the open position, Court Administrator, as a Public Employee Retirement System (PERS), Critical Needs position, per NRS 286.523; which allows District Court to reemploy a retiree for a limited time, while District Court is searching for a replacement.
- 23. [For Possible Action](#) – Discussion and deliberation to approve the open position, Court Reporter, as a Public Employee Retirement System (PERS), Critical Needs position, per NRS 286.523; which allows District Court to reemploy a retiree for a limited time, while District Court is searching for a replacement.

TREASURER

- 24. [Presentation](#) by the Nye County Treasurer, Mark Kampf on department updates and progress since his appointment to office.

FINANCE

- 25. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject Nye County Resolution No. 2022-21: A Resolution authorizing the Nye County Treasurer to transfer funding from Nevada State Bank to Zion Bank.
- 26. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject Nye County Resolution No. 2022-22: A Resolution to Augment and Amend the 2021-2022 Budget of Nye County, State of Nevada

10608 Risk Management \$3,200,000.00

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

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PUBLIC WORKS

- 27. [For Possible Action](#) – Discussion and deliberation to: 1) Discuss the bid proposal received for Bid No. 2022-07 Gabbs Rehab Runway; 2) Award Bid No. 2022-07 Gabbs Rehab Runway to A&K Earth Movers in the amount of \$238,000.00 contingent upon receiving the grant award for this project; 3) Approve, amend and approve or reject the contract with selected bidder contingent upon receiving the grant award for this project; 4) Fund \$223,125.00 from 10340 Grants and \$ 14,875.00 from 10209 Airports; 5) Authorize the County Manager to execute the grant award if it is received from the FAA; or 6) Reject bid and provide direction to staff on how to proceed with the project.
- 28. [For Possible Action](#) – Discussion and deliberation to: 1) Approve funding in the amount of \$250,000.00 for a roundabout to be constructed at SR160 and Dalton Street, Pahrump NV for access to the Pahrump Fairgrounds and the Silverton Hotel; and 2) Fund from fund 10250 Impact Fees. This project was approved by the Pahrump Regional Planning Commission, sitting as the Capital Improvements Advisory Committee at its August 14, 2019, and October 9, 2019 meetings, and by the Nye County Board of Commissioners at its December 17, 2019 meeting.
- 29. [For Possible Action](#) – Discussion and deliberation to Direct Public Works to remediate the deficiencies in the Belmont Access Road from Highway 376 to the Belmont town limits on an as needed basis using one of the following methods: 1) Pulverize and repave with an estimated per mile cost of \$451,071.06; 2) Cold mix overlay with an estimated per mile cost of \$148,003.20; 3) Pulverize and double chip seal with an estimated per mile cost of \$85,583.76; 4) Pulverize and leave as gravel with an estimated per mile cost of \$29,186.88, or 5) Any combination of options 1 through 4; and 6) Fund from 10205 Roads.
- 30. [For Possible Action](#) – Discussion and deliberation to accept an offer of dedication for road right-of-way being a 40.00 foot Utility and Right-of-Way dedication for East Fort Churchill Road, North side of Assessor’s Parcel Number 027-301-01, and a 40.00 foot Utility and Right-of-Way dedication for North Becky Lane, East side of Assessor’s Parcel Number 027-301-01, from James Quinn and designate East Fort Churchill Road as a “General County Road” accepting maintenance, and designate North Becky Lane as a “Minor County Road”, rejecting the maintenance for the purpose of future road improvements when Nye County improves East Fort Churchill Road and North Becky Lane fronting the property located at 1941 East Fort Churchill Road, Pahrump, NV, Assessor’s Parcel Number 027-301-01.
- 31. [For Possible Action](#) – Discussion and deliberation to: 1) Approve and accept the 80 ft wide and 17,793.6 ft long of Right of Way Grant (Serial # N-100146) from the Bureau of Land Management for the Spring Meadows Road; and 2) Accept maintenance of the granted area.

PUBLIC PETITIONER

- 32. [Presentation](#) by Tim Bohannon, President of the Nevada Standardbred Association, Inc. regarding a possible project to build an equine performance center in Pahrump, NV.
- 33. [For Possible Action](#) – Discussion and deliberation to consider amending Nye County Code Chapter 8.04 relating to licensing, regulating and controlling the use of all aerial 1.4-gram, Class C, consumer grade fireworks that are sold in Nye County at any of the licensed firework companies to authorize the use of consumer grade fireworks on private properties and other locations in Nye County other than the Town of Pahrump Fireworks Safety Site.

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34. **GENERAL PUBLIC COMMENT (up to 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 (SECOND).**
35. **Commissioners'/Manager's Comments (This item limited to announcements or topic/issues proposed for future workshops/agendas)**
36. **ADJOURN**

Nye County Board of County Commissioners Meeting Participation Information:

- Call **1-888-585-9008** and enter conference room code **255-432-824**.
- Public comment periods will be opened by announcement.
- Commenters must press *9 if they wish to speak. You will hear “the organizer sees your raised hand” when the control has been properly engaged.
- When it is your turn to give comment, you will hear “you may now speak” and must identify yourself by saying and spelling your first and last name.

Notes:

- The meeting is viewable at http://nyecounty.granicus.com/ViewPublisher.php?view_id=4 there will be a 40 second delay from the video to the call.
- Report issues to Nye County Admin at nyeadmin@co.nye.nv.us or by calling 775-482-8192