



**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**

2100 E. Walt Williams Drive, Pahrump, NV 89048

January 18, 2023

10:00 a.m.

Subject to technical difficulties, people may 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 January 18, 2023 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 18, 2023 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 Brougher 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 775-482-8192 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 January 18, 2023 (Non-action item)**
- 5. For Possible Action – Emergency Items**

SITTING AS THE BOARD OF COUNTY COMMISSIONERS

TIMED ITEMS

- 6. 10:00 a.m. – [Presentation](#) of certificates and/or plaques to nine (9) employees honored for their years of service.**
- 7. 10:00 a.m. – [For Possible Action](#) – Discussion and deliberation regarding the monthly statement of county treasurer pursuant to NRS 354.280 including receipts, balances in funds, money on deposit, outstanding checks, and cash on hand.**
- 8. 10:00 a.m. – [Presentation](#) by Jeff Lerud, Deputy Director for Operations and Maintenance for the Nevada Department of Transportation (NDOT) regarding the county consultation process, NDOT annual work program within the county, and the One Nevada process.**
- 9. 10:00 a.m. – [Presentation](#) by Nye County Clerk, Mark F. Kampf regarding the results of the paper ballot and hand count process and changes in the 2024 Election Cycle process, particularly the Presidential Preference Primary which is new for this election cycle.**
- 10. 10:00 a.m. – [Presentation](#) by Steve Dush, Land Acquisition and Forward Planning Director, William Lyon Homes, Inc./Taylor Morrison, regarding the twenty-four-month review of the Development Agreement with Nye County pursuant to section 8.1 of the agreement.**

SITTING AS THE NYE COUNTY BOARD OF HEALTH

- 11. [For Possible Action](#) – Discussion and deliberation regarding public health priorities for Nye County.**

SITTING AS THE GOVERNING BODY OF UNINCORPORATED TOWN OF PAHRUMP

- 12. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject the Fiscal Year 2023 Public Safety Sales and Use Tax (PSST) plan for the Town of Pahrump.**

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SITTING AS THE GOVERNING BODY OF UNINCORPORATED TOWNS OF BEATTY, GABBS, MANHATTAN, AND RAILROAD VALLEY

MANHATTAN

- 13. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject the Fiscal Year 2023 Public Safety Sales and Use Tax (PSST) plan for the Town of Manhattan.

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 the Elected Official Collection Report regarding fees collected from elected county departments for services rendered by or provided to county citizens.
- 15. [For Possible Action](#) – Approval to set the date and location for the second Board of Commissioners meeting in April for Tuesday, April 18, 2023 in Pahrump, Nevada.
- 16. [For Possible Action](#) – Approval to: 1) Accept a Notice of SubAward from Division of Public and Behavioral Health to administer the Women, Infants and Children Program (WIC) for Fiscal Year 2023 in the amount of \$368,843.00, to provide nutrition education, food delivery system and facilitate delivery of health services. There is no County match required; 2) Execute the SubAward; and 3) Fund to 10340 Grants.

BOARD OF COMMISSIONERS

- 17. 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.
- 18. Closed meeting, pursuant to NRS 241.015(3)(b)(2) for purposes of conferring with legal counsel regarding potential or current litigation.
- 19. For Possible Action – Discussion and deliberation on conference with legal counsel regarding potential or current litigation presented in closed meeting.
- 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. [For Possible Action](#) – Discussion and deliberation regarding selecting Commissioner Liaison / Representative positions for 2023.

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24. [For Possible Action](#) – Discussion and deliberation to: 1) Approve, amend and approve, or reject two (2) contracts for Public Defender Services from the following list of applicants: Kelley K. Blatnik, Esq., Alexis M. Duecker, Esq., Thomas J. Gibson, Esq., or Mark Shockley, Esq.; and 2) Fund \$78,390.45 from Fund 10101 Judicial Other and Fund \$78,390.45 from Fund 10101 General Fund Contingency.

CLERK

25. [For Possible Action](#) – Discussion and deliberation to: 1) Appoint one member to the Nye County Board of Equalization due to an expiring term from the following list of applicants: Stacey Parmenter; or 2) readvertise for the appointment.

SHERIFF

26. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject the Fiscal Year 2023 Public Safety Sales and Use Tax (PSST) plan for Nye County.

COUNTY MANAGER

27. [For Possible Action](#) – Discussion and deliberation to approve, amend and approve, or reject the proposed objectives to conduct a county-wide Classification and Compensation Study for all Nye County employees.

FINANCE

28. [For Possible Action](#) – Discussion and deliberation regarding the budget status for November 2022 for Nye County and all sub-entities for Fiscal Year 2023.

INFORMATION TECHNOLOGY

29. [For Possible Action](#) – Discussion and deliberation to: 1) Approve, amend and approve, or reject the Novation Agreements by Nye County; Societe International de Telecommunications Aeronautiques; and SITA Information Networking Computing USA Inc. for the purpose of transferring rights of the Site Rental Agreements dated November 5, 2019 for radio equipment located at the Beatty and Tonopah Airports; and 2) Execute the Agreements.

NATURAL RESOURCES

30. [For Possible Action](#) – Discussion and deliberation to: 1) Determine that a public purpose is served by the acquisition of the real property more particularly described as Assessor's Parcel Numbers 000-104-57, 000-105-70, 000-105-98, 000-109-20, 000-109-74, 000-109-88, 000-111-04, 000-120-44, 000-124-57, 000-128-76, 000-157-04, 000-158-30, 000-158-31; 2) Consider the request to acquire the real property as described in Resolution 2023-02; and 3) Adopt, amend and adopt, or reject Nye County Resolution No. 2023-02: A Resolution Directing the Transfer of Nye County Treasurer Trust Patented Mining Claims into Nye County Ownership for Public Purposes.

31. **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).**

32. **Commissioners'/Manager's Comments (This item limited to announcements or topic/issues proposed for future workshops/agendas)**

33. **ADJOURN**

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

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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