



**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

February 22, 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 February 22, 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 February 22, 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

ITEM # SUBJECT

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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 February 22, 2023 (Non-action item)**
- 5. For Possible Action – Emergency Items**

SITTING AS THE BOARD OF COUNTY COMMISSIONERS

TIMED ITEMS

- 6. 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.**

SITTING AS THE GOVERNING BODY OF UNINCORPORATED TOWN OF PAHRUMP

- 7. [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.**
- 8. [For Possible Action](#) – Discussion and deliberation regarding verbal or written activity reports provided by Town of Pahrump Committees: Pahrump Arena Advisory Committee, Nuclear Waste and Environmental Advisory Committee, Pahrump Off Highway Vehicle Park Advisory Committee, Pahrump Parks and Recreation Advisory Committee, Pahrump Public Lands Advisory Committee, Pahrump Tourism Advisory Committee, or Pahrump Veterans Memorial Advisory Committee, and direction from the Board regarding the activity reports.**

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

BEATTY

- 9. [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 Beatty.**

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GABBS

10. [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 Gabbs.

MANHATTAN

11. [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.

12. [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.
13. [For Possible Action](#) – Approval of the meeting minutes from the joint meetings on October 4, 2022 and October 7, 2022.

PUBLIC ADMINISTRATOR

14. [Presentation](#) regarding the quarterly report from the Public Administrator on deceased person cases that are open, closed, pending, NCPA Creditor Claims, non-cases or cases that have been turned over to family.

SHERIFF

15. [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

16. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject Nye County Resolution No. 2023-03: 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.
17. [For Possible Action](#) – Discussion and deliberation to: 1) Reschedule the first Board of Commissioners meetings in July and September 2023 to Thursday, July 6, 2023 and Wednesday, September 6, 2023; and 2) Schedule the remaining dates of the 2023 Board of County Commissioners' meetings for the Pahrump location.

FACILITIES

18. [For Possible Action](#) – Discussion and deliberation to: 1) Discuss Bid No. 2022-13 Site Prep and Install of Generators for Fire Dept Buildings; and 2) Provide direction to staff on how to proceed with the project.

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19. [For Possible Action](#) – Discussion and deliberation to: 1) Discuss the bid proposals received for Bid No. 2022-20 Pahrump Janitorial Services; 2) Award bid 2022-20 Pahrump Janitorial Services to Disinfecting Solution, LLC. in the amount of \$186,492.00; Synergy Plus, LLC. in the amount of \$150,856.00; or The Vee Squad in the amount of \$123,600.00; 3) Approve, amend and approve, or reject the contract with selected bidder; 4) Fund the contract at the determination of the Comptroller; or 5) Reject bids and provide direction to staff on how to proceed with the project.

FINANCE

20. [For Possible Action](#) – Presentation, discussion and deliberation to: 1) Approve, amend and approve, or reject the program funding request from Nye Communities Coalition under the Nye County ARPA Recovery Plan and Policy: Public Health Assistance-Public Homeless Assistance in the amount of \$37,728.02; and 2) If approved, provide direction to staff for reallocation of ARPA funds.
21. [For Possible Action](#) – Presentation, discussion and deliberation to: 1) Approve, amend and approve, or reject the program funding request from Tails of Nye County under the Nye County ARPA Recovery Plan and Policy, in the amount of \$87,000.00; and 2) If approved, provide direction to staff for reallocation of ARPA funds.
22. [For Possible Action](#) – Discussion and deliberation to: 1) Accept the U.S. Department of Housing and Urban Development (HUD) Economic Development Initiative, Community Project Funding (EDI-CPF) Grant Award in the amount of \$1,000,000.00 to provide funding for the construction of the NyeCivic Center. There is no match required; 2) Execute the grant award; and 3) Fund \$1,000,000.00 to 10340 Grants.

H/R AND RISK MANAGEMENT

23. [For Possible Action](#) – Discussion and deliberation to: 1) Approve the appointment and authority of Hearing Officer, Kristin McQueary, to provide services as Hearing Officer for the Request for Hearing under the provisions of Nye County Code Chapter 2.86 Whistleblower Protection; 2) Fund the not to exceed service of \$25,000.00 from 10101 Nye County General Fund Contingency.

NATURAL RESOURCES

24. [For Possible Action](#) – Discussion and deliberation to approve entering into a Memorandum of Understanding (MOU) with the Bureau of Land Management (BLM) to participate in the Off Highway Vehicle Special Recreation Permit Process.
25. [For Possible Action](#) – Discussion and deliberation to: 1) Consider participating as a Cooperating Agency with the Bureau of Land Management (BLM) during the analysis of the TransCanyon, LLC., powerline from Utah to Robinson Summit Substation; and 2) Delegate Authority to Chair Bruce Jabbour to execute the subsequent Memorandum of Understanding (MOU) with BLM when it becomes available and receives DA approval.

PUBLIC WORKS

26. [For Possible Action](#) – Discussion and deliberation to: 1) Discuss the bid proposals received for Bid No. 2022-21 Fairgrounds Sewer System Improvements; 2) Award bid 2022-21 Fairgrounds Sewer System Improvements to Kirch Construction in the amount of \$166,660.00 or to Ron Murphy Construction in the amount of \$149,875.00; 3) Approve, amend and approve, or reject the contract with selected bidder; 4) Approve funding to be determined by the Comptroller or designee; or 5) Reject bids and provide direction to staff on how to proceed with the project.

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27. [For Possible Action](#) – Discussion and deliberation to: 1) Approve, amend and approve, or reject Amendment No. 1 for Task No. 1 between Atkins North America, Inc. and Nye County to provide design, bidding, and construction management services for the application of a seal coat on the existing pavement and re-striping Runway 15-33 at the Tonopah Airport in an amount not to exceed \$110,253.00; 2) Execute the agreement; and 3) Approve funding to be determined by the Comptroller or designee.
28. [For Possible Action](#) – Discussion and deliberation to: 1) Approve, amend and approve, or reject Amendment No. 1 for Task No. 2 between Atkins North America, Inc. and Nye County to provide design, bidding, and construction management for a new airport beacon and tip down pole at the Gabbs Airport in an amount not to exceed \$98,887.00; 2) Execute the agreement; and 3) Approve funding to be determined by the Comptroller or designee.
29. [For Possible Action](#) – Discussion and deliberation to: 1) Approve, amend and approve, or reject Task No. 4 between Atkins North America, Inc., and Nye County to provide engineering design, bidding support, and construction management services for an automated weather observation system at the Beatty Airport in an amount not to exceed \$136,764.00; 2) Execute the agreement; and 3) Approve funding to be determined by the Comptroller or designee.
30. **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).**
31. **Commissioners'/Manager's Comments (This item limited to announcements or topic/issues proposed for future workshops/agendas)**
32. **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