



**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

November 7, 2024

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

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 November 7, 2024 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, or a time identified by the Board.**

Public Comment during the Commission Meeting on November 7, 2024 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](https://www.usda.gov/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

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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) Public comment will be for all matters off the agenda. Action will not be taken on the matters considered during this period until specifically included on an agenda as an action item (FIRST).**
- 3. Commissioner/Manager Comments (This item is limited to announcements, brief discussions of public comments, correction of factual inaccuracies, direction to staff, or topics proposed for future board meetings. Lengthy deliberation of topics not on the agenda is prohibited by the Nevada Open Meeting Law).**
- 4. Approval of the Agenda for November 7, 2024 (Non-action item)**
- 5. For Possible Action – Emergency Items**

SITTING AS THE BOARD OF COUNTY COMMISSIONERS

TIMED ITEMS

- 6. 10:00 a.m. – [Presentation](#)** by Ryan Muccio with NyE Communities Coalition (NyECC) regarding program status, outcome results, a budget status report and future goals pursuant to the Nye County ARPA Recovery Plan and Policy: Public Health Assistance-Mental Health and Homeless Programs. (5-minute time limit)
- 7. 10:00 a.m. – [For Possible Action](#)** – Discussion and deliberation to:
 - Declare 980 S. Firebird Circle West, Pahrump, NV, a public nuisance consisting of unsafe and unpermitted buildings and structures, no approved sewage disposal facilities or water supply, junk, and debris, all of which pose a public health and safety hazard;
 - Direct staff to utilize the abatement procedures to abate the hazard by removing or causing the removal of the hazardous conditions; and
 - Apply a special assessment against the real property in the amount of the total cost of the abatement. Assessor's Parcel Number: 038-312-10. Location: 980 S. Firebird Circle West, Pahrump, NV. Property Owner(s): Richard Saindon.

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8. **10:00 a.m.** – [For Possible Action](#) – Discussion and deliberation to:
- a. Declare 1680 S. Blagg Road, Pahrump, NV, a public nuisance consisting of unsafe and unpermitted mobile homes, storage of recreation vehicles and unregistered, wrecked or dismantled motor vehicles, junk, and debris, all of which pose a public health and safety hazard;
 - b. Direct staff to utilize the abatement procedures to abate the hazard by removing or causing the removal of the hazardous conditions; and
 - c. Apply a special assessment against the real property in the amount of the total cost of the abatement. Assessor's Parcel Number: 039-212-09. Location: 1680 S. Blagg Road, Pahrump, NV. Property Owner(s): Angelique Marie Villegas.
9. **10:00 a.m.** – [For Possible Action](#) – **Public Hearing**, discussion, and deliberation on ETSU-24-14: An application for a Special Use Permit to add one parcel to the Aboveground Utility Transmission Project known as the Core Transmission Line Upgrade. Located at 3671 E. Charleston Park Avenue, Pahrump, NV. Assessor's Parcel Number: 027-451-01. GridLiance West, LLC., Applicant.

SITTING AS THE NYE COUNTY BOARD OF HIGHWAY COMMISSIONERS

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

SITTING AS THE NYE COUNTY LICENSING AND LIQUOR BOARD

GAMING

11. [For Possible Action](#) – Discussion and deliberation to approve a Gaming License for Best Bet Products doing business at Montana Bar and Steakhouse located at 1301 S. Loop Rd., Pahrump, NV. Shawn Holmes and Louis Sposato, Applicants.

LIQUOR

12. [For Possible Action](#) – Discussion and deliberation to approve a 90-Day Temporary Package Liquor License for 1918 Winter Street ABS, LLC. dba Albertsons #341, Located at 200 S. Highway 160, Pahrump, NV. 1918 Winter Street ABS, LLC, Applicant. Kevin McNamara, Licensee.

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13. CONSENT AGENDA ITEMS – These are items that Staff recommend 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.

13.1 [For Possible Action](#) – Approval of Assessor's Office Change Requests to allow the Nye County Assessor/Treasurer to process and:

- a. Issue a refund in the amount of \$24.50 to Dacko Financial, Inc., owner of 4021 W. Retread Rd., Pahrump, NV, Assessor's Parcel Number 028-732-01.
- b. Issue a refund in the amount of \$11.78 to Dacko Financial, Inc., owner of 4051 W. Gerald St., Pahrump, NV, Assessor's Parcel Number 028-822-02.
- c. Issue a refund in the amount of \$16.41 to Dacko Financial, Inc., owner of 2801 W. Tonya Dr., Pahrump, NV, Assessor's Parcel Number 029-481-05.
- d. Issue a refund in the amount of \$15.36 to Dacko Financial, Inc., owner of 2701 W. Retread Rd., Pahrump, NV, Assessor's Parcel Number 036-202-35.
- e. Issue a refund in the amount of \$11.78 to Dacko Financial, Inc., owner of 1521 W. Horn Rd., Pahrump, NV, Assessor's Parcel Number 036-281-01.
- f. Issue a refund in the amount of \$16.61 to Dacko Financial, Inc., owner of 5800 S. Deanna St., Pahrump, NV, Assessor's Parcel Number 044-324-08.
- g. Issue a refund in the amount of \$23.82 to Dacko Financial, Inc., owner of 3361 E. Paiute Blvd., Pahrump, NV, Assessor's Parcel Number 045-263-05.
- h. Issue a refund in the amount of \$45.36 to Dacko Financial, Inc., owner of 3961 E. Navajo Blvd., Pahrump, NV, Assessor's Parcel Number 045-272-02.
- i. Issue a corrected tax bill in the amount of \$339.57 to Kevin & Tina Lumsden, owners of 208 Brucite St., Gabbs, NV, Assessor's Parcel Number 001-284-07.
- j. Issue a refund in the amount of \$234.35 to Jeannette Nieves, owner of 4161 E. McGraw Rd., Pahrump, NV, Assessor's Parcel Number 045-284-11.
- k. Issue a corrected bill in the amount of \$789.29 to Errico F. Pirozzoli, owner of 1221 E. Carberry Ln. Pahrump, NV, Assessor's Parcel Number 044-201-04.
- l. Issue a corrected tax bill in the amount of \$1,266.73 to the RLH Living Trust, owner of 1391 E. Brian Rd., Pahrump, NV, Assessor's Parcel Number 044-391-17.
- m. Issue a refund in the amount of \$150.00 to Bragg-Smith International, LLC, owner of 0 Beatty Airport Rd., Beatty, NV, Assessor's Parcel Number 018-021-03.
- n. Issue a corrected tax bill in the amount of \$383.19 to Jon & Louise Andrews, owners of 2660 W. Golden Star Rd., Pahrump, NV, Assessor's Parcel Number 028-221-08.

13.2 [For Possible Action](#) – Approval of the meeting minutes from the joint meeting on July 16, 2024.

13.3 [For Possible Action](#) – Approval of Return of Sale; affidavits of publication pursuant to NRS 361.595 for the Nye County Trust Property Online Auction held on September 10 - 12, 2024.

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13.4 [For Possible Action](#) – Approval to:

- a. Accept the State of Nevada Division of Public & Behavioral Health Subaward Amendment #2 redirecting some funds from Personnel, Travel, Equipment and Other to Operating and Contractual; and
- b. Execute the Amendment.

13.5 [For Possible Action](#) – Approval to:

- a. Accept the Nevada Division of State Parks Land & Water Conservation Fund Project Amendment #1 extending the expiration date of the original Agreement from December 31, 2024 to June 30, 2025; and
- b. Execute the Amendment.

13.6 [For Possible Action](#) – Approval of a Memorandum of Understanding (MOU) with the Bureau of Land Management (BLM) to participate as a Cooperating Agency in the National Environmental Policy Act (NEPA) for the Esmeralda 7 solar project.

PUBLIC WORKS

14. [For Possible Action](#) – Discussion and deliberation to set a date, time, and location for a Public Hearing to recommend a course of action to the State Engineer for Nevada Division of Water Resources Temporary Applications 93837 through 93844 per Nevada Revised Statute 533.363.
15. [For Possible Action](#) – Discussion and deliberation to set a date, time, and location for a public hearing to discuss and review the new Project Priority Ranking List for roadway and transportation improvements as contained within the Streets and Highways Capital Improvement Plan (CIP) part of the Capital Improvement Plans and Impact Fees for the Pahrump Regional Planning District.
16. [For Possible Action](#) – Discussion and deliberation regarding a request to set a date, time and location for a Public Hearing on Nye County Bill No. 2024-10: A Bill Proposing To Amend Nye County Code Title 8, Titled Health And Safety, Chapter 8.24 Titled Solid Waste Management, Section 8.24.020 Titled Definitions, By Adding The Definition Of Household Waste And State Of Nevada Identification Card; Article I Titled General Provisions, Section 8.24.050, Titled License Required For Solid Waste Haulers, By Changing The License Required For Solid Waste Haulers; Section 8.24.240 Titled Promulgation Of Regulations And Fee Schedule, By Increasing The Waiver Application Fee And Adding When Waivers Shall Not Be Granted; Chapter 8.24.250 Titled Waiver Of Use Fees, By Adding Verification Of A Nye County Resident For Household Waste And Other Waste Fees And Use Fees; and Providing for the Severability, Constitutionality and Effective Date Thereof; and Other Matters Properly Relating Thereto.
17. [For Possible Action](#) – Discussion and deliberation regarding a request to set a date, time and location for a public hearing on Nye County Bill No. 2024-11: A Bill Proposing To Amend Nye County Code Title 3, Titled Revenue and Finance, Chapter 3.04, Titled Motor Vehicle Fuel Tax, Section 3.04.020, Titled Definitions by Amending Motor Vehicle Fuel, and Amending Section 3.04.100, Titled Imposition and Rate; Motor Vehicle Fuel by Imposing a Five Cent (\$0.05) Per Gallon Excise Tax on Diesel Fuel and Providing for the Severability, Constitutionality and Effective Date Thereof; and Other Matters Properly Relating Thereto.

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18. [For Possible Action](#) – Discussion and deliberation to:

- a. Discuss the bid responses received for Bid No. 2024-12 Chip Seal Screenings;
- b. Award Bid No. 2024-12 Chip Seal Screenings to Morales Construction: 1/2" Chip Seal Screenings - \$16.95 Per Ton FOB Plant, \$22.95 Per Ton FOB Road Yard, and 3/8" Chip Seal Screenings - \$17.00 Per Ton FOB Plant, \$22.95 Per Ton FOB - Road Yard; or Wulfenstein Construction: 1/2" Chip Seal Screenings - \$16.00 Per Ton FOB Plant, \$22.90 Per Ton FOB Road Yard, and 3/8" Chip Seal Screenings - \$16.00 Per Ton FOB Plant, \$22.90 Per Ton FOB Road Yard;
- c. Approve or amend and approve the contract with the selected bidder;
- d. Fund to 10205 Roads; or
- e. Reject bids and provide direction to staff on how to proceed with the project.

19. GENERAL PUBLIC COMMENT (Up to three-minute time limit per person.) Public comment will be for all matters off the agenda. Action will not be taken on the matters considered during this period until specifically included on an agenda as an action item (SECOND).

20. Commissioner/Manager Comments (This item is limited to announcements, brief discussions of public comments, correction of factual inaccuracies, direction to staff, or topics proposed for future board meetings. Lengthy deliberation of topics not on the agenda is prohibited by the Nevada Open Meeting Law).

21. 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@nyecountynv.gov or by calling 775-482-8192