

**Beatty Town Advisory Board  
100 A Avenue South  
P.O. Box 837  
Beatty, NV 89003**

**Minutes  
6/09/2010**

**THE BEATTY TOWN ADVISORY BOARD MET IN REGULAR SESSION AT 6:30PM IN THE BEATTY COMMUNITY CENTER.  
THE BEATTY TOWN ADVISORY BOARD HEREAFTER WILL BE REFERRED TO AS THE (BTAB)  
THE BEATTY TOWN ADVISORY BOARD MEMBERS HEREAFTER WILL BE REFERRED TO AS THEIR RESPECTIVE INITIALS.**

**LARENE YOUNGHANS (LY) - Chairman  
TERESA SULLIVAN (TS) - Vice-Chairman - Absent  
ERIKA GERLING (EG) - Treasurer  
BERT BERTRAM (BB) - Member  
KAY HANDY (KH) - Member**

Meeting called to order at 6:30

**1 Pledge of Allegiance**

**2 Approval of the Agenda for the BTAB meeting of June 9, 2010.**

BB- motioned to approve with the exception of item #5; second by KH; 4-0

**3 Approval of BTAB minutes of October 14, 2009.**

KH - motioned to approve; second by BB; 3-1 abstain EG

**4 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**

No public comment

**5 Action - Emergency Items**

This item was pulled

**6 Action - Board Member's Comments**

KH- Will not be in attendance at the June 23, 2010 BTAB meeting

KH - Cemetery committee meeting July 1, 2010 at 5pm in the small room at the Community Center

RY- Will not be in attendance at the June 23, 2010 BTAB Meeting

EG - Stated that Mike Lasorsa requested a meeting with Brent Jones, Erika Gerling, Jim Benshoof and LaRene Youngmans to discuss the Beatty Volunteer Fire Department Budget and needs, to be scheduled.

BB - none

**a. Reports**

**i. Commissioner's** - BB - stated that the Board of County Commissioners approved our request to place the Beatty boundary issue on the General Election Ballot in November  
BB - stated that all but one member of the Amargosa Valley Town Advisory Board resigned at the last Commissioners meeting; the Commissioners will appoint the next two people in line from the last election to have three people on the board. They will then conduct a special election to reconstitute the Advisory Board.

RY- Commented that the boundary issue had been tabled at a previous Commissioners meeting due to an overlap of the proposed Beatty Town boundary and the Amargosa Library Taxing District. The overlap occurred when Amargosa established their Library Taxing district after the Beatty Taxing District had been established. Amargosa is considering the reformation of their Library Taxing District. There are no legal issues if the over lapping boundaries remain; discussion followed

**ii. Treasurer** - EG read account balances as of the close of May 2010. Administration- \$146887.80/53% of Budget, Fire Department - \$115,794.97/59%, Culture and Recreation - \$1087.78/36%, Community Center - \$28290.14/72%, Capital Projects - \$546762.56, Museum - \$16450.51/46%, Chamber of Commerce - \$18,235.67/71%.

**iii. Secretary** - no report

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- iv. **Beatty Area Plan** – BB – announced there will be an Area Plan meeting on June 21, 2010 at 6pm, they will be discussing zoning codes, and they hope to reduce the codes used to four or five.
- v. **Beatty Town Square** – Carrie updated the status of the correspondence with Lumos, the design architect. The correspondence requests a teleconference or meeting in the next two weeks, to discuss the priorities set in prior board meeting, requesting a first phase design staying within a budget of \$50,000.00.  
RY- stated that another member is needed for the Town Square Committee; BB no longer wants to be the contact person with Lumos.  
EG – Offered to take on the responsibility of being the contact person, and BB could take over her role as project support person.
- vi. **Ordinances** – RY stated that nothing new has happened with the Town Ordinances.  
Jay Harvey – asked about the sound ordinances, are they the old Town Ordinances that have now been reformatted, to make it part of the Nye County Ordinance system.  
RY- clarified that we are talking about the Beatty Town Ordinances, that at least two years ago; we asked the DA's office to look at them and determine if they are legal.  
Mr. Harvey – asked if these are the ones that talk about how the Fire Department is established and that the fire department will consist of this, this, and that. Is it also the same ordinance that states you can't be a member of the Fire Department if you are female?  
Jay Harvey - asked who is reviewing the Ordinances, it looks like they have taken garbage that was written in the 50's and 60's and they run it through a word processor that makes it look like something that belongs here in Nye County. From what he has read of the Ordinances they are garbage.  
BB- explained that what was submitted to the County have on resemblance to the current Ordinances. Some were removed and some were rewritten.  
KH- explained that she has been working on the Ordinances since 2005-2006, there were several workshops with Marla Zlotek from the DA's office. They have been with the DA's office ever since.  
Jay Harvey- stated that he is not female and he objects and that he objects strenuously to an Ordinance that has been used against him several times, by some (cowardly) people in this town; that their wives file charges against him if he stands up for his rights.  
RY – stated we are not here to discuss that, she apologized but could not continue the discussion about Jay Harvey's last statement.  
RY- stated that the Ordinances have been referred to the District Attorney's office, we have had a problem. With this election we may have a new DA and something will get done.  
Jay Harvey – clarified that no one is currently complaining  
RY – responded The Board has written letters to the DA's office and gone to our County Commissioner, with no results.  
Jay Harvey – confirmed that the problem is with the County Commissioners  
RY – clarified it is with the DA's office  
BB – stated that the County Commissioners cannot direct an elected official, they can contact the DA's office and ask them to do something but they cannot tell them.
- vii. **Beatty Medical Clinic** – Liliam Shell; Operations Coordinator for the Beatty Clinic – Liliam stated she will attend a Board meeting quarterly and provide an update on the Clinic. Dr. Houpt is leaving at the end of September; they are actively recruiting for a replacement for the Beatty/Amargosa clinics. Clinic patient count: 206 in March, 214 April, and 169 in May. Liliam encouraged use of the Clinic by the residents of the Town. The billing accuracy has improved from 60% to 90%. Free school exams are no longer available, for those who qualify for the sliding fee scale the cost is approximately \$25 to \$45 dollars.  
RY – asked if they are currently soliciting local business and the new mine for company physicals/drug testing.  
Liliam – stated that they are not currently soliciting, but that it is a great idea.

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### 7 Consent Agenda Items

- a. Action – Discussion of any item from the Consent Agenda items that needs review before a decision is made.
- b. Approval of Town Vouchers  
BB- Motion to approve Town Vouchers \$950.53; Second KH 4-0

### 8 General Business

- a. **Action- Presentation and possible discussion of business plans concerning the establishment of an independent motion picture studio, television production studio and recording studio and the development and operation of an amusement park in Beatty – David Michael Marvin; Sole Proprietor of Marvin Entertainment, not affiliated with any Hollywood Studio, Union or Distributor**  
Petitioner did not attend the meeting; no discussion/action
- b. **Action- Discussion and possible decision about options and locations to build a Skateboard Park – Wendy Wilson**  
Wendy Wilson – Asked for a Skate Park and gave an approximate cost of \$30.00 to \$40.00 dollars per square foot; discussion followed  
After much discussion BTAB referred Ms. Wilson to BGID; Kay and Erika offered their assistance as Town Board Members
- c. **Action- Discussion and possible decision to address acoustic issues at BTAB meetings, possible solution(s); sound deadening materials, relocation to small room or other potentials solutions – J. Harvey**  
Jay Harvey – stated he has difficulty hearing and understanding at meetings; discussion followed  
The Town Board agreed and decided to use the small and large rooms for future meetings and to reevaluate; the wireless microphones were used by BTAB for the first time at this meeting.
- d. **Action- Discussion and possible decision to send a letter to Dave Fanning, Supervisor of the Nye County Road Department and Frank Rates, Beatty/Amargosa Foreman, thanking them and their crews for their promptness in replying to our request for the previously approved slurry seal, submitting our request to the BOCC and getting the necessary surveying underway – Erika Gerling**  
BB – Motioned to approve; Second KH 4-0
- e. **Action – Discussion and possible decision to approve payment of \$5000.00 to Bruce Bendekovics for the Sourdough Saloon Project as part of the Highway Frontage Renovation Rebate Program – Bruce Bendekovics**  
EG – stated that she inspected the project at the Sourdough, the project is not complete, but all supplies are on hand to complete the project.  
EG – speaking on behalf of Mr. Bendekovics requested a two week extension to finish the project and resubmit the receipts for payment; discussion followed  
Item tabled - the extension request with a modified completion date of July 9, 2010 will be on the June 23, 2010 Board Meeting Agenda. Item e. from the June 9, 2010 Agenda will be on the June 23, 2010 Agenda in the event the project is completed.
- f. **Action – Discussion and possible decision to approve payment of \$118.26 to Brad and Elaine Richardson for the Ensenada Grill Project as part of the Highway Frontage Renovation Rebate Program – Brad and Elaine Richardson**  
EG – stated she did inspect the project, it looked fresh and clean.  
EG – motioned to approve the \$118.26 to Brad and Elaine Richardson for the Ensenada Grill Project as part of the Highway Frontage Renovation Rebate Program; Second BB 3-0 Kay absent
- g. **Action- Discussion and possible decision to approve payment of \$5000.00 to the Stagecoach – Central Laundry Project as part of the Highway Frontage Renovation Rebate Program – Keith Kearns**  
EG – stated she did inspect the project, it looks really nice, she checked materials list against the improvements she inspected and reviewed the receipts submitted, all items are in order.  
BB – motion to approve; Second KH 4-0

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- h. Action- Discussion and possible decision to approve payment of \$5000.00 to the Death Valley Inn Project as part of the Highway Frontage Renovation Rebate Program – Keith Kearns**  
EG – stated she inspected this as well, everything looks nice, all items are in compliance.  
KH – motion to approve; Second BB 4-0
- i. Action- Discussion and possible decision to approve payment of \$5000.00 to the Death Valley RV Park Project as part of the Highway Frontage Renovation Rebate Program – Keith Kearns**  
EG – stated she inspected this as well, everything is in compliance and it looks really nice.  
KH – motion to approve; Second BB 4-0

### **9 Adjournment**

KH- motioned to adjourn at 7:35pm; Second BB 4-0