



**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 BELMONT GABBS
MANHATTAN AND RAILROAD VALLEY
AS THE BOARD OF TRUSTEES FOR THE PAHRUMP POOL DISTRICT**

101 Radar Road, Tonopah, NV 89049

November 10, 2020

10:00 a.m.

Pursuant to the State of Nevada Governor's Guidance for COVID-19 safety measures, Nye County Board of Commissioners will hold public meetings with limited in-person capacity while continuing to follow social distancing to slow the spread of COVID-19. Public attendance will be on a first-come, first-served basis. Masks/facial coverings are required at all times.

Nye County's vulnerable population, those sheltering in place or members of the public in excess of the capacity limit can participate by calling 1-602-610-2062 and entering access code 187965.

Please provide your first and last name when prompted.

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The Chair of the Board of County Commissioners will open public comment periods by announcement. Commenters must press 5 * on their telephone keypads to notify Administration they wish to speak. Commenters will be called upon by name.

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

Public Comment during the Commission Meeting on November 10, 2020 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 will be taken during individual action items but before the Commission takes action on the item. 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.

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 November 10, 2020 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.**

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

November 10, 2020

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

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 Melissa Godfrey at (775) 482-8191

WEBSITE: www.nyecounty.net

The Nye County Board of Commissioners may take a short break every 1 ½ hours.

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. Ex-Parte Communications and Conflict of Interest Disclosure Statements**
- 3. [Presentation](#) by the Director of Emergency Management regarding the status of the COVID-19 outbreak.**
- 4. Commissioners'/Manager's Comments (This item limited to announcements or topic/issues proposed for future workshops/agendas)**
- 5. Approval of the Agenda for November 10, 2020 (Non-action item)**
- 6. 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)**
- 7. For Possible Action – Emergency Items**

TIMED ITEMS

- 8. 10:00 a.m. – [Presentation](#) of a plaque in memory of Nye County Commissioner Dick Carver for his years of service and many contributions to the communities in Nye County.**
- 9. 10:00 a.m. – [Presentation](#) of certificates and/or plaques to six employees honored for their years of service.**
- 10. 10:00 a.m. – [Presentation](#) by Holly Gatzke with the University of Nevada Cooperative Extension regarding the Agricultural Extension program in Nye County.**

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

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- 11. 10:00 a.m. – [For Possible Action](#)** – 4th Community Development Block Grant (CDBG) Public Meeting: 1) Discuss eligible projects based on CDBG decisions; and 2) Prioritize the following applications for submittal:

Nye County Projects:

1. Pahrump Fairgrounds Sewer/Wastewater System – Project Cost \$150,000.00
2. Pahrump Fairgrounds Field Lighting (2 fields) – Project Cost \$865,150.00

Sponsored Projects:

1. Town of Tonopah Union Plaza and Convention Center Parking Lots Project – Project Cost \$350,000.00
2. Northern Nye County Hospital District Nye Regional Medical Center Demolition – Project Cost \$700,000.00

- 12. 10:00 a.m. – [Presentation](#)** by Ioneer regarding the development of the Rhyolite Ridge Lithium/Boron project.

- 13. 10:15 a.m. – [For Possible Action](#)** – Discussion and deliberation regarding the Treasurer’s Report by Nye County Treasurer on bank reconciliation, Department of Taxation recommendations, and the balance in each county, state and, special fund, together with a statement of all money on deposit, outstanding checks against that money and cash on hand pursuant to NRS 354.280.

SITTING AS THE NYE COUNTY BOARD OF HIGHWAY COMMISSIONERS

- 14. [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.

SITTING AS THE NYE COUNTY LICENSING AND LIQUOR BOARD

LIQUOR

- 15. [For Possible Action](#)** – Discussion and deliberation regarding issuing a Retail Liquor License for O’Brien’s Bar and Grill located at 301 W. Leslie St., Pahrump, NV. Joan O’Brien – Applicant

SITTING AS THE GOVERNING BODY OF UNINCORPORATED TOWN OF PAHRUMP

- 16. [For Possible Action](#)** – Discussion and deliberation to appoint seven members and two alternates to the Pahrump Off Highway Vehicle Park Advisory Committee from the following list of applicants: Mark Broedling, Michael Chapin, Brad Harris, Kevin Harris, Jimmy Lewis, Jon Mazlo, Erica Muxlow, Doug Powell, Del Shemp, Don Tom and James Tyler.
- 17. [For Possible Action](#)** – Discussion and deliberation to approve appointed members of the Pahrump Public Lands Advisory Committee (PPLAC) to enter into a Memorandum of Understanding (MOU) with the State of Nevada Department of Wildlife (NDOW) as individuals, should they so choose, for the purpose of conducting inspections and minor maintenance of certain Spring Mountain Wildlife Guzzlers.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

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18. [For Possible Action](#) – Discussion and deliberation to accept the No-cost Extension for Pahrump Fairgrounds Detention Basin Project through the Community Development Block Grant. The extension will move the grant end date from December 31, 2020 to March 31, 2021 to allow Nye County more time to work with the contractor to complete the Detention Basin; and 2) Execute the Extension.

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.

19. [For Possible Action](#) – Approval of Assessor’s Office Change Requests to allow the Nye County Treasurer to process and:
- 1) Issue an amended tax bill in the amount of \$665.73 to Vicky Walker, owner of 129 Summit St., Tonopah, NV, Assessor’s Parcel Number 008-141-14.
 - 2) Issue a refund in the amount of \$195.77 to Diane L. & Charles R. Dearth, owners of 3271 W. Mesquite Ave., Pahrump, NV, Assessor’s Parcel Number 041-551-01.
 - 3) Issue a refund in the amount of \$232.99 to Theresa Tranquillo, owner of 1151 S. Comstock Cir. E., Pahrump, NV, Assessor’s Parcel Number 039-441-15.
 - 4) Issue a refund in the amount of \$515.61 to the Hazel D. Livingston Living Trust, owner of 271 W. Hallsway St., Pahrump, NV, Assessor’s Parcel Number 035-483-19.
 - 5) Issue an amended tax bill in the amount of \$1,080.52 to Gene White, owner of 610 W. Indian Wells Ct., Pahrump, NV, Assessor’s Parcel Number 043-163-22.
 - 6) Issue an amended tax bill in the amount of \$641.61 to Zhanrong & Michael J. Zhang, owners of 2160 W. Larsen Dr., Pahrump, NV, Assessor’s Parcel Number 029-522-15.
 - 7) Issue an amended tax bill in the amount of \$2,412.42 to Sunset Reflections, LLC, owner of 850 S. Big Five Rd., Pahrump, NV, Assessor’s Parcel Number 035-354-02.
 - 8) Issue an amended tax bill in the amount of \$3,736.81 to John Dennis & Jeannie Rose King, owners of 4800 E. Parkwood Dr., Pahrump, NV, Assessor’s Parcel Number 043-641-03.
 - 9) Issue an amended tax bill in the amount of \$1,601.96 to Ronald I. & Judith L. Doerksen, owners of 881 S. Woodships Rd., Pahrump, NV, Assessor’s Parcel Number 036-601-65.
 - 10) Issue an amended tax bill in the amount of \$4,881.97 to Pahrump Hospitality, LLC, Owner of 2130 E. Postal Dr., Pahrump, NV, Assessor’s Parcel Number 035-423-36.
 - 11) Issue an amended tax bill in the amount of \$176.61 to Sharon A. Wehrly and Dana M. Gordon, owners of 160 S. Margaret St., Pahrump, NV, Assessor’s Parcel Number 035-331-10.
20. [For Possible Action](#) – Approval to: 1) Accept a Notice of SubAward for Community Services Block Grant (CSBG) for FY2021 in the amount of \$120,884.00 to provide assistance to very low to low-income populations, along with Assurances. There is no County match required; 2) Execute the SubAward; and 3) Fund from 10340 Grants.
21. [For Possible Action](#) – Approval to: 1) Accept the FY20 Homeland Security Grant Program (HSGP) Subaward from the Nevada Department of Public Safety, Division of Emergency Management and Homeland Security in the amount of \$37,871.00 to establish a permanent Emergency Operations Center at the Nye County Emergency Management Complex in Pahrump, NV; 2) Delegate a one-time authorization to Comptroller, Savannah Rucker to execute the subaward documents through zoomgrants.com; and 3) Fund from 10340 Grants.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

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BOARD OF COMMISSIONERS

22. 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.
23. Closed meeting, pursuant to NRS 241.015(3)(b)(2) for purposes of conferring with legal counsel regarding potential or current litigation.
24. For Possible Action – Discussion and deliberation on conference with legal counsel regarding potential or current litigation presented in closed meeting.
25. 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.
26. 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.
27. For Possible Action – Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.
28. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt or reject revisions to the Board Appointment Guidelines.
29. [For Possible Action](#) – Discussion and deliberation to approve a letter to be sent to the Cannabis Compliance Board regarding opening up the process to award new replacement marijuana licenses for any lost due to recent enforcement actions.
30. [For Possible Action](#) – Discussion and deliberation to approve, amend and approve or reject the official comments Nye County will send to the Nevada Division of Water Resources (DWR) for proposed basins in Nye County and adjacent counties.
31. [For Possible Action](#) – Discussion and deliberation to consider Neal Jones’s request to rescind, repeal, cancel, void and/or nullify Nye County Resolutions 2020-16: A Resolution Directing the Transfer of Nye County Treasurer Trust Property Into Nye County Ownership for Public Purposes and 2013-17: A Resolution Directing the Transfer of Nye County Treasurer Trust Property Into Town of Belmont Ownership for Public Purposes.

FINANCE

32. [For Possible Action](#) – Discussion and deliberation regarding: 1) The adoption of Nye County Ordinance No. 557: Authorizing the issuance of the “Nye County, Nevada, General Obligation (Limited Tax) Consolidated Tax Refunding Bond (Additionally Secured by Pledged Revenues), Series 2020B (Taxable)” In the combined maximum principal amount of \$18,825,000, to refund certain outstanding bonds; providing the form, terms, and conditions of the bonds and other details in connection therewith; and adopting it as if an emergency now exists. The outstanding bonds were secured to finance building the Nye County Jail; and 2) Presentation of the Request for Proposal (RFP) for the refinance.
33. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt or reject Nye County Resolution No. 2020-36: A Resolution Amending the Nye County Purchasing Policies and Procedures Manual.
34. [For Possible Action](#) – Presentation, discussion and possible amendment of the Nye County CARES Act Policy.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

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35. [For Possible Action](#) – Presentation and direction to staff regarding the current and future financial condition of Nye County as related to the COVID-19 outbreak.

PLANNING

36. [For Possible Action](#) – Discussion and deliberation regarding a request to: 1) Set a date, time and location for a Public Hearing on Nye County Bill No. 2020-19: A Bill proposing to amend Nye County Code Title 15, Building and Construction, Chapter 15.28 entitled Dust Control Regulations within the Pahrump Regional Planning District, relating to Section 15.28.070 Definitions Enumerated; and providing for the severability, constitutionality and effective date thereof; and other matters properly relating thereto; and 2) Read the title of the Bill into the record.
37. [For Possible Action](#) – Discussion and deliberation regarding a request to: 1) Set a date, time and location for a Public Hearing on Nye County Bill No. 2020-20: A Bill proposing to amend Nye County Code Section 17.04.070 Enforcement and Penalties, by adding subsection E Unpermitted Work and subsection F Withhold Permit/Application approvals; and providing for the severability, constitutionality and effective date thereof; and other matters properly relating thereto; and 2) Read the title of the Bill into the record.
38. [For Possible Action](#) – Discussion and deliberation regarding a request to: 1) Set a date, time and location for a Public Hearing on Nye County Bill No. 2020-21: A Bill proposing to amend Nye County Code Section 15.16.110 Penalties, by adding Subsection B Unpermitted Work; and providing for the severability, constitutionality and effective date thereof; and other matters properly relating thereto; and 2) Read the title of the Bill into the record.

PUBLIC WORKS

39. [For Possible Action](#) – Discussion and deliberation to: 1) Approve, amend and approve or reject a contract with Atkins North America, Inc. to update the Disadvantaged Business Enterprise (DBE) Program for the Beatty, Gabbs, and Tonopah Airports – Task 7 of the 2019 Airport Capital Improvement Plan (ACIP) project not to exceed \$18,000.00; 2) Execute the contract; and 3) Fund up to \$18,000.00 based on the direction / recommendation of the Comptroller.
40. [For Possible Action](#) – Discussion and deliberation to accept an offer of dedication for road right of way being the 20 foot right-of-way dedication for South Homestead Road along the East side of Assessor’s Parcel Number 041-222-15 from Wallin Family Trust and designate it a “General County Road” (accepting maintenance) for the purpose of future road improvements when Nye County improves South Homestead Road fronting the property located at 3860 South Homestead Road, Pahrump, NV, Assessor’s Parcel Number 041-222-15.
41. [For Possible Action](#) – Discussion and deliberation to accept a Restrictive Covenant Running with the Land agreement between Nye County and Wallin Family Trust for the property located at 3860 South Homestead Road, Pahrump, NV, Assessor’s Parcel Number 041-222-15, for the purpose of future road improvements to be paid for by the property owner.
42. [For Possible Action](#) – Discussion and deliberation to accept a Restrictive Covenant Running with the Land agreement between Nye County and Calvary Chapel Pahrump Valley for the property located at 1051 East Mickey Street, Pahrump, NV, Assessor’s Parcel Number 044-411-17, for the purpose of future road improvements to be paid for by the property owner.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

November 10, 2020

SENIOR SERVICES

43. [For Possible Action](#) – Discussion and deliberation to: 1) Ratify the County Manager’s acceptance of the FFY 2020 Agreement P411-20-802 from Nevada Department of Transportation (NDOT)/FTA §5311 funding for operating expenses not to exceed \$162,799.00 for the purpose of providing transportation to seniors and the general public in Nye County; and 2) Fund from 10340 Grants. Matching funds are not required.

PUBLIC PETITIONER

44. [For Possible Action](#) – Discussion and deliberation to approve, amend and approve, or reject a lease agreement with Beatty Seniors Inc. for the Beatty Senior Center for the purpose of providing senior services to the residents of Beatty, NV located at 200 S A Ave., Beatty, NV.
45. [For Possible Action](#) – Discussion and deliberation to: 1) Approve, amend and approve, or reject an Interlocal Contract with Beatty Seniors Inc. for the purpose of providing senior services to the residents of Beatty, NV located at 200 S A Ave., Beatty, NV; and 2) Waiver of fees associated with Attachment B of the contract.
46. **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)**
47. **Commissioners’/Manager’s Comments (This item limited to announcements or topic/issues proposed for future workshops/agendas)**
48. **ADJOURN**

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