

Pursuant to NRS a joint meeting of the Nye County Board of Commissioners, Nye County Board of Highway Commissioners, Nye County Licensing and Liquor Board, the Nye County Board of Health, the Governing Body of the Unincorporated Town of Pahrump, the Governing Body of the Unincorporated Towns of Beatty, Belmont, Gabbs, Manhattan, and Railroad Valley, and the Board of Trustees for the Pahrump Pool District, was held at 10:00 a.m. in the Commissioner Chambers, 2100 E. Walt Williams Drive, Pahrump, Nevada 89048.

John Koenig, Chair
Debra Strickland, Vice-Chair
Lorinda Wichman, Commissioner
Donna Cox, Commissioner
Leo Blundo, Commissioner
Sandra L. Merlino, Ex-Officio Clerk of the Board
Chris Arabia, District Attorney
Sharon Wehrly, Sheriff
Tim Sutton, County Manager

Also Present: Lorina Dellinger, Assistant County Manager; Kelly Sidman, Deputy Clerk; Samantha Tackett, Administrative Manager; Savannah Rucker, Comptroller; Marla Zlotek, Chief Deputy District Attorney; Bradley Richardson, Deputy District Attorney; Michelle Nelson, Deputy District Attorney

Commissioner Wichman was present via telephone.

District Attorney Chris Arabia was not present at this time.

1. Pledge of Allegiance

The Pledge was recited.

2. Roll Call

Roll call was taken.

3. Ex Parte Communications and Conflict of Interest Disclosure Statements.

Commissioner Strickland disclosed she was the owner of Strickland Construction, T&M Group Realty and Lakeside Storage. They brokered water rights and were well drilling contractors as well as septic tank contractors. She saw no conflict on any items today.

4. Presentation by the Director of Emergency Management regarding the status of the COVID-19 outbreak.

DEM Director Scott Lewis advised there were 56 confirmed cases with 12 new cases in the last week. Nye remained first in rural Nevada and fourth in the State with the

4. Presentation by the Director of Emergency Management regarding the status of the COVID-19 outbreak-Cont'd.

number of cases. Of those 56 cases 32 remained open and 33 were moved to a recovered status. As far as antibody testing, there was a COVID positive patient yesterday, meaning they were not positive now but had it in the past. The individual was symptomatic in December or January so COVID was in Nye longer than anticipated. There had been one reported death in the last 24 hours which was attributed to a COVID-related offset, which meant COVID was part of the reason for the death. The investigation revealed that person passed away outside of the County and there was possible contact with COVID out of the County. Chief Lewis then discussed the testing schedule with target testing for hot spots in Amargosa. DEM continued to provide supplies and tests and Chief Lewis stressed the need for social distancing.

Commissioner Cox mentioned she saw something on Facebook which she had not verified. A doctor said if someone had gotten flu shots during the past 10 years they would test positive for the Wuhan strain of the COVID-19 flu.

Commissioner Koenig said Serenity Health had been doing most of the testing and on Monday Gaby Cruz, who ran Serenity, was named Hero of the Day for the State.

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

Commissioner Koenig said he would like an agenda item at the first meeting in June suggesting the Board of County Commissioners take a 2.25% cut in pay for the next year, which was the same as the employees were being asked to do.

Commissioner Cox announced John Walker, the individual providing water and showers to the homeless, would have a free food and clothing giveaway at the Bearded Lady Saloon on Saturday from 10:00 a.m. to 12:00 p.m. She said she would like to see the Board recognize Mr. Walker for his service over the last several years.

Commissioner Blundo asked for an agenda item at the first meeting in June to also discuss the County Manager's 5.25% increase he received when the Board found he was performing satisfactorily.

6. Approval of the Agenda for April 21, 2020 (Non-action item)

Tim Sutton said item 25-27, 31, 37, and 47 could be removed from the agenda.

7. 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 (first).

Neal Jones read an e-mail regarding the lack of a budget for the Town of Belmont and asked that it be included in the minutes [see Attachment 1]. In his e-mail he discussed how a tentative budget for Belmont had never been submitted to the Nevada Department of Taxation for approval and there had never been any audits done on the records of the town. Mr. Jones also questioned how the Town of Belmont could own property in the town as it was a non-existent phantom local government and why it did not have to pay the delinquent taxes on the property that was transferred to it by Resolution 2013-17. Mr. Jones felt the Board's failure to abide by the State law defrauded the government of taxes and revenues; therefore, he had asked the State to investigate.

Tim Bohannon, the president of Nevada Standardbred Association, advised the association and UNR were working on pre-proposals for western sustainable agriculture research and education grants which included expanding the farm's capability for breeding and use of that as well as water consumption and safe use of recycled water in specific scenarios.

Treasurer John Prudhont stated his strong objection to the directive from the County Manager and the Assistant County Manager for staff to wear masks and departments to assign an employee to take temperature of all staff at the beginning of the workday citing CDC guidelines which there had been no peer review scientific studies to support. He encouraged the Commissioners and general public to work with the County Manager and Assistant County Manager to remove unproven and scientifically unsupported mandates in the plan to reopen County offices to the public. Mr. Prudhont stated the Treasurer's Office would be closed to direct interaction with taxpayers until reasonable guidelines could be obtained. He advised his staff told him based on the lack of scientific and medical facts that they would walk before wearing a mask or submitting to temperature testing and he felt the union would support them. Lastly, he pointed out that not one person in chambers was wearing a mask and he doubted anyone was temperature tested before they came to work.

8. For Possible Action – Discussion and deliberation regarding meeting minutes from the April 7, 2020 joint regular meeting, April 14, 2020 joint teleconference and April 21, 2020 joint regular meeting of the Nye County Board of Commissioners, Board of Highway Commissioners, Nye County Licensing and Liquor Board, Nye County Board of Health, the Governing Body of the Unincorporated Town of Pahrump, the Governing Body of the Unincorporated Towns of Beatty, Belmont, Gabbs, Manhattan, and Railroad Valley, and the Board of Trustees for the Pahrump Pool District.

Commissioner Strickland made a motion to approve; seconded by Commissioner Blundo; 5 yeas.

TIMED ITEMS

9. 10:00 a.m. – For Possible Action – Public Hearing, discussion and deliberation to: 1) Hear Bid Protest submitted by NDL Group regarding request for Bid 2020-07 for replacing a beacon and tower at the Tonopah Airport; 2) Uphold or Reject the bid protest; and 3) If rejected, direct the DA office to pursue a claim against the bond in the amount equal to the expenses incurred due to the bid protest.

Commissioner Koenig outlined the procedures for a bid protest. He said the back-up contained the letter of protest dated May 6, 2020, and other documents consisting of a total of 45 pages. He asked for a motion to accept the back-up of 45 pages into the record as evidence.

Commissioner Strickland made a motion to accept the back-up of 45 pages into the record as evidence; seconded by Commissioner Blundo; 5 yeas.

Commissioner Koenig said the documents submitted into the record would be made part of this bid protest public hearing.

David Perez, Senior Project Manager from NDL Group, was present.

Danielle McKee, Contracts Administrator, outlined the relevant dates of bid solicitation, opening, review, selection, bid protest, and the back-up items.

David Perez said according to NAC 624.150, Classification A-1 stated an A license must be held to perform the following work on airports: the construction, alteration and repair of airports, including any navigational equipment, lights, beacons, markers, taxiways, runways, hangars and terminals.

Commissioner Koenig asked Mrs. McKee after hearing evidence and argument made by the NDL Group if there was any testimony to be offered regarding the violation set forth by the NDL Group.

Mrs. McKee introduced Brian Fitzgerald from Atkins North America, the County's engineer and airport consultant.

Mr. Fitzgerald said he was employed by Atkins North America as a project manager and was considered the airport consultant for Nye County. He said he did not believe the NAC referred to by Mr. Perez had the word must in it so he did not believe that was a requirement at this time. For prior airport projects in Nye County the State Contractor's Board indicated an A-1 license was not required for specialty work as it precluded a specialty contractor from bidding as a prime. Additionally, NRS 624.215 indicated that a specialty contractor who entered into an agreement could provide any work, materials or equipment incidental or supplemental thereto. Mr. Fitzgerald explained the work performed for this contract was considered an electrical item with supplemental tasks

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such as concrete and erection of a pole not necessarily to be used as a communication tower or for transmission of electrical lines.

Commissioner Blundo asked Mr. Fitzgerald to address NAC 624.450 and that classification.

Mr. Fitzgerald explained that would be a sub-classification license and a general A license covered all sub-classes as well. An A-1 license would be an additional license a contractor could receive to do work on an airport, but it was a burdensome requirement to have and not necessary on specialty projects.

Commissioner Blundo asked if being a general contractor qualified as the A license and if Silver Sabre held the same.

Mr. Fitzgerald said yes, it would qualify, but Silver Sabre held a C-2 electrical license.

Commissioner Strickland stated she had a general contractor's license and would recuse herself.

When Commissioner Wichman asked if she benefited from this contract in any way, Commissioner Strickland said no, but she heard the statement that was made that the NRS did not say the word must. She was not aware of that, but if the County had allowed general contractors to build at airports without having a specialty license she would like to research that further.

Bradley Richardson asked Mr. Fitzgerald if it was his testimony the C-2 electrical license held by Silver Sabre would allow them to perform the scope of the work as detailed in the bid, to which Mr. Fitzgerald responded yes.

Mr. Perez advised he spoke with the Contractor's Board. An A license was required and a C-2 was not a specialty license. It was an electrical license. Once there were three or more trades involved a general contractor must be hired. He pointed out this was demolition, erection of a fuel tower, structural concrete, electrical, and underground conduit and a C-2 electrical contractor could not do it. Mr. Perez suggested the Commissioners ask the Contractor's Board for a letter of determination and they could say whether or not it was properly licensed.

Mrs. McKee said the State Contractor's Board advised they could not make a decision during a bid protest and since the bids were already opened they could not make a determination. A request would have to be made ten days prior to the bid opening.

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Commissioner Cox asked if Mrs. McKee had those comments from the Contractor's Board in writing.

Mrs. McKee believed she had an e-mail from Mr. Fitzgerald outlining that information, which was not in the back-up. She would submit it.

Commissioner Cox thought this needed to be held and looked at a little closer. She knew from being in construction that Mr. Perez was correct about needing different licenses.

Nathan Schweigart from NDL Group said an A license was required to work on the airport and a C-2 was not a specialty license. It was an electrical license. The law was clear that if there were more than three trades there had to be a general contractor.

Commissioner Wichman remembered from the last legislative session there were changes made in order to provide the rural counties a fighting chance of getting some bids done so there were concessions made on the strict adherence to laws. She thought maybe the District Attorney's Office was familiar with that.

Marla Zlotek agreed there were quite a bit of changes made in NRS 332 and NRS 338, but she could not recall one which would be relative to the issue at hand, which was what license was required to perform the scope of work of this bid.

Commissioner Cox said the big question seemed to be if they needed to have an A license or if a C license was good enough. Since this project was more work than just electrical she believed they were right and a bid needed to go out separately for each trade. Commissioner Cox asked to either hold this for the District Attorney's Office to investigate further or communicate with the Contractor's Board and try to get the opinion from them in writing.

Commissioner Blundo asked what would happen if the Board decided to uphold or reject the protest.

Mrs. McKee explained if the Board upheld the protest then during the next agenda item all bids would be rejected and direction would be taken. She said the problem right now was grant applications were due to the FAA by June 21, 2020, otherwise the project would be pushed to around this time next year. If the protest was rejected then the bid would be put on the agenda to award.

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Commissioner Koenig said the Board could either uphold or reject the protest. Any action taken by the Board would be entered in the minutes and the Board's decision shall be final. Any motion must state the findings of fact and conclusions of the Board. Having considered all evidence and arguments submitted into the record Commissioner Koenig asked if there was a motion.

Bradley Richardson believed there was always an option available to the Board to reject all bids.

Ms. Zlotek advised that was correct, but the Board could only reject or uphold this bid protest today and another agenda item would be needed to reject all bids.

Commissioner Blundo made a motion to uphold the protest filed by NDL Group on May 6, 2020, based on the following findings and conclusions which would be entered into the minutes of the Board. The Board finds as follows: On April 20, 2020, the bid period closed and four bids were received. On April 29, 2020, a notice of intent to award the bid was sent. On May 6, 2020, NDL Group submitted a bid protest. On May 8, 2020, a notice of public hearing on the bid protest was sent to NDL Group. The scope of work to be accomplished required a contractor to hold an A license. Silver Sabre held a C-2 electrical license, which did not allow for the scope of work detailed in the bid. Mesquite Electric, LLC, held a B-2 and a C-2 electrical license, which do not allow for the performance of the scope of work as detailed in the bid. NDL Group held an A license. Based on the Board's findings the Board concluded an A license was required to perform the work as set forth in the bid documents and no bidder who submitted a bid response held an A license except NDL Group; seconded by Commissioner Cox.

Commissioner Koenig asked that the Contractor's Board be contacted before this went back out to bid.

The motion to uphold the protest filed by NDL Group on May 6, 2020, based on the following findings and conclusions which would be entered into the minutes of the Board. The Board finds as follows: On April 20, 2020, the bid period closed and four bids were received. On April 29, 2020, a notice of intent to award the bid was sent. On May 6, 2020, NDL Group submitted a bid protest. On May 8, 2020, a notice of public hearing on the bid protest was sent to NDL Group. The scope of work to be accomplished required a contractor to hold an A license. Silver Sabre held a C-2 electrical license, which did not allow for the scope of work detailed in the bid. Mesquite Electric, LLC, held a B-2 and a C-2 electrical license, which do not allow for the performance of the scope of work as detailed in the bid. NDL Group held an A license. Based on the Board's findings the Board concluded an A license was required to

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perform the work as set forth in the bid documents and no bidder who submitted a bid response held an A license except NDL Group passed with 4 yeas. Commissioner Strickland abstained.

SITTING AS THE BOARD OF COUNTY COMMISSIONERS

PUBLIC WORKS

45. For Possible Action – Discussion and deliberation to: 1) Award Bid 2020-07 – Tonopah Beacon Tower Replacement to Silver Sabre Electric. The amount of the bid is \$61,236.00; 2) Execute the contract; and 3) Fund from 10340 Grants.

Commissioner Blundo made a motion to reject all bids and instruct staff to put it back out to bid with direction to modify the qualifications to bid and ask the Contractor's Board for advice first; seconded by Commissioner Cox; 4 yeas. Commissioner Strickland abstained.

Marla Zlotek asked to have item 45 reopened to take corrective action to avoid any Open Meeting Law (OML) violation. She explained that usually bid award items included rejection of the bid, but not on this item. She recommended either no action be taken and an agenda item be brought back to award or reject or the item could be continued.

Commissioner Blundo made a motion to rescind his previous motion; Commissioner Cox rescinded her second; 4 yeas. Commissioner Strickland abstained.

Commissioner Blundo made a motion to to continue this item to June 2, 2020; seconded by Commissioner Cox; 4 yeas. Commissioner Strickland abstained.

46. For Possible Action – Discussion and deliberation regarding approval to: 1) Enter into a contract with Atkins North America, Inc. to provide Construction Management services for Replacement of the Airport Beacon Tower and Beacon at the Tonopah Airport – Task 11 of the 2019 Airport Capital Improvement Plan (ACIP) project for \$16,020.00; 2) Execute the contract; and 3) Fund from 10340 Grants.

Commissioner Wichman made a motion to enter into a contract with Atkins for the stated task 11, execute the contract and fund from 10340; seconded by Commissioner Strickland.

46. For Possible Action – Discussion and deliberation regarding approval to: 1) Enter into a contract with Atkins North America, Inc. to provide Construction Management services for Replacement of the Airport Beacon Tower and Beacon at the Tonopah Airport – Task 11 of the 2019 Airport Capital Improvement Plan (ACIP) project for \$16,020.00; 2) Execute the contract; and 3) Fund from 10340 Grants-Cont'd.

Commissioner Blundo asked why this was needed.

Danielle McKee explained this task was for Atkins to provide construction management. Once the construction happened they would be the construction manager and hold weekly meetings, summaries, collect and review prevailing wage reports, etc. This contract would not start until construction started and it was required by the FAA for design, construction and engineering services.

Commissioner Wichman added Atkins also provided all oversight on the contracts that were let for this job.

The motion to enter into a contract with Atkins for the stated task 11, execute the contract and fund from 10340, passed with 5 yeas.

PUBLIC PETITIONER

48. For Possible Action – Discussion and deliberation to consider Karl Mitchell's request for refund of the \$375.00 Nye County Code Title 17 Conditional Use Permit application and noticing fees.

Commissioner Blundo made a motion to refund \$375.00 as had been done in the past citing that Karl Mitchell was a 100% disabled veteran and these were Mr. Mitchell's emotional support animals; seconded by Commissioner Cox.

Commissioner Strickland said she would like to consider waiving only the \$200.00 as \$175.00 had been spent.

Commissioner Blundo asked if the money was spent the first time this was approved.

Commissioner Koenig said once they filed the paperwork to get the permit they started spending the money.

Commissioner Cox believed the law stated he did not have to pay a fee.

Attorney Arlette Newvine, representing Karl Mitchell, cited U.S. Code 3604, which outlined reasonable accommodations. She said she could make the argument that demanding the fee up front was essentially in violation of the law, but she had not taken it that far. They were just asking for the refund of the money spent as they did last year and she felt they were entitled to a refund of the full amount.

48. For Possible Action – Discussion and deliberation to consider Karl Mitchell's request for refund of the \$375.00 Nye County Code Title 17 Conditional Use Permit application and noticing fees-Cont'd.

Planning Director Brett Waggoner said to his knowledge the Code did not have anything that gave the Planning Department or any other department the authority to arbitrarily waive fees adopted by the Board. If the application was accepted the fees had to be taken.

Commissioner Blundo said if the applicant chose to do this next year the item needed to be brought to the Board prior to spending the money.

The motion to refund \$375.00 as had been done in the past citing that Karl Mitchell was a 100% disabled veteran and these were Mr. Mitchell's emotional support animals passed with 5 yeas.

49. For Possible Action – Discussion and deliberation to consider Scott Shoemaker's request for a waiver of Nye County Code Title 6 Animal Special Conditions & Commercial Kennel Permit Fees totaling \$500.00 for REXANO's Facility in Zuzana Kukol's name.

Commissioner Koenig said the public petitioner felt if the Board gave it to Karl Mitchell it should be given to him too as they did a lot of stuff for the County with large cats and animals as they were the only licensed people.

Commissioner Cox asked if they charged the County.

Sheriff Wehrly said she had heard they were compensated but she did not know that for a fact.

Commissioner Cox knew of one time some animals were removed from Jackie Freeman's property and several of the big cats were taken to REXANO's. They charged \$15,000.00 but ended up with \$20,000.00 for the time they kept those animals impounded.

Sheriff Wehrly said she had heard that also but never saw any paperwork and could not testify if that was true.

Savannah Rucker advised the County paid them \$18,000.00 for housing of seized animals in FY17.

Commissioner Strickland made a motion to deny; seconded by Commissioner Cox.

Sheriff Wehrly pointed out the difference here was Ms. Kukol was asking for a waiver for her animals, not for animals the County had asked her to keep.

49. For Possible Action – Discussion and deliberation to consider Scott Shoemaker’s request for a waiver of Nye County Code Title 6 Animal Special Conditions & Commercial Kennel Permit Fees totaling \$500.00 for REXANO’s Facility in Zuzana Kukol’s name-Cont’d.

The motion to deny passed with 3 yeas. Commissioners Koenig and Wichman voted nay.

TIMED ITEMS

10. 10:00 a.m. – For Possible Action – Public Hearing, discussion and deliberation to adopt, amend and adopt, or reject Nye County Bill No. 2020-04: A Bill proposing to amend Nye County Code Title 17, titled Comprehensive Land Use Planning and Zoning by adding Chapter 17.12, titled Craft Distillery, Brewery, Brew Pub, Cidery, Meadery and Winery Zoning Requirements, to establish the zoning, land use and development requirements applicable to distilleries, micro-distilleries, cideries, microbreweries, brew pubs, meaderies and wineries within Nye County, including those areas within the Pahrump Regional Planning District; and providing for the severability, constitutionality and effective date thereof; and other matters properly relating thereto.

Brett Waggoner said he would like to continue this item along with a couple more to the June 16, 2020, meeting.

Commissioner Blundo disclosed he held a privilege liquor license in the County, but participation in this item would not affect his abilities and judgment.

Commissioner Koenig opened the public hearing.

Commissioner Strickland made a motion to continue this item to the June 16, 2020, meeting at 10:00 a.m.; seconded by Commissioner Blundo.

Commissioner Blundo referred to page 6 of 19, special events liquor permit license. He did not want to see calendar days or one per applicant per calendar quarter and wanted to replace Planning Director with the Licensing Department.

Commissioner Koenig said in the past he had seen special requests to keep a business operating which essentially let them go around licensing by using special events.

Commissioner Wichman said there were also situations with people trying to get a license for over six months. The licensing was moved to Admin to streamline the process, but the licensing department seemed to be held up while waiting for the Sheriff Office background checks, who blamed that on the State. The background check consisted of wants and warrants and was not a federal background check.

10. 10:00 a.m. – For Possible Action – Public Hearing, discussion and deliberation to adopt, amend and adopt, or reject Nye County Bill No. 2020-04-Cont'd.

The motion to continue this item to the June 16, 2020, meeting at 10:00 a.m. passed with 5 yeas.

11. 10:00 a.m. – For Possible Action – Public Hearing, discussion and deliberation to adopt, amend and adopt, or reject Nye County Bill No. 2020-05: A Bill proposing to amend Nye County Code, Title 5, titled Business Licenses and Regulations, Chapter 5.04.020, titled Definitions by changing the definitions for Special Event Permit and modifying Wholesale Delivery Liquor License and Wholesale Liquor License within Nye County, including those areas within the Pahrump Regional Planning District; and providing for the severability, constitutionality and effective date thereof; and other matters properly relating thereto.

Brett Waggoner advised he would like to continue this item to the June 16, 2020, meeting also.

Commissioner Blundo disclosed he had a privilege liquor license, but that would not interfere or deter him from participating in this item.

Commissioner Strickland made a motion to continue this item to June 16, 2020, at 10:00 a.m.; seconded by Commissioner Blundo.

Commissioner Koenig opened the public hearing.

Commissioner Blundo said his comments from the previous item applied here as well. On page 4, the consecutive calendar days, one per applicant, and Nye County Planning Director he would like changed to the licensing department or the Chairman of the Board.

Commissioner Koenig closed the public hearing.

The motion to continue this item to June 16, 2020, at 10:00 a.m. passed with 5 yeas.

12. 10:00 a.m. – For Possible Action – Public Hearing, discussion and deliberation to adopt, amend and adopt, or reject Nye County Bill No. 2020-06: A Bill proposing to amend Nye County Code Title 5, titled Business Licenses and Regulations, Chapter 5.04.060, titled Classes by reclassifying and defining classes of business licenses within Nye County, including those areas within the Pahrump Regional Planning District; and providing for the severability, constitutionality and effective date thereof; and other matters properly relating thereto.

Brett Waggoner advised he would like to continue this item to the June 16, 2020, meeting as well.

Commissioner Strickland made a motion to continue this item to June 16, 2020, at 10:00 a.m.; seconded by Commissioner Blundo.

Commissioner Blundo disclosed he held a privilege liquor license and it would not affect his abilities to participate in this item.

The motion to continue this item to June 16, 2020, at 10:00 a.m. passed with 5 yeas.

Commissioner Blundo said his previous comments applied here as well.

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.

Treasurer John Prudhont said the March Treasurer's report and bank reconciliation was in the back-up. His office was up to date and he was looking forward to the CLGF meeting next month and hopefully being removed from fiscal watch.

SITTING AS THE NYE COUNTY BOARD OF HIGHWAY COMMISSIONERS

Commissioner Blundo assumed the Chair of the 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.

Public Works Director Tim Dahl said the pre-construction meeting for the Leslie paving project was held last week. The preliminary schedule was to turn it over to the contractor on May 28, 2020, for paving on May 28 and 29, 2020. Additionally, there was no reported damage from the earthquake in the northern part of the County.

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-Cont'd.

Commissioner Cox said she received a request to have Mariposa checked as there were a lot of potholes. She asked for an update on the oil for the durapatcher.

Mr. Dahl said he put in a request for over 14,000 gallons of oil. The oil was not quite ready yet, but it should happen within a week.

Commissioner Cox asked for an update on Blosser Ranch Road and the request Steve Johnson had put in.

Mr. Dahl advised he had revisited the area and looked at the maps, but he could not find a right-of-way to get to Mr. Johnson's property. There was right-of-way in front and on both sides of his property. Mr. Dahl explained it would probably cost the County \$100,000.00 to rent a piece of equipment to knock down the hills and make a road out of it. He pointed out there was a route established from Mesquite, Kitty Hawk and Blosser Ranch that emergency services could use at any time to access those properties.

Commissioner Cox asked Mr. Dahl to take a look at Kitty Hawk because it was full of washboards and ripples from Mesquite almost to the corner of Blosser Ranch Road.

Commissioner Strickland thanked Mr. Dahl for the K-rails along Gamebird and Pahrump Valley Boulevard and asked for an update on the yellow flashing left turn signal for Homestead traveling north.

Mr. Dahl said he did not get a chance to call the contractor, but they told him the last time he called it would be 30 to 60 days before they could get the software to do that job.

Commissioner Koenig thanked Mr. Dahl for sending the letter to NDOT thanking them for the flashing donkey signs. He was also glad Leslie was being done but noted Leslie down to Highway 160 was beyond horrible.

SITTING AS THE NYE COUNTY LICENSING AND LIQUOR BOARD

Commissioner Strickland assumed the Chair of the Licensing and Liquor Board.

LIQUOR

15. For Possible Action – Discussion and deliberation regarding issuing a Retail Liquor License for Artesian Cellars, LLC. located at 1731 S. Highway 160, Pahrump, NV, Pamela Tyler – Owner/Applicant.

Commissioner Koenig made a motion to issue the license for Artesian Cellars; seconded by Commissioner Blundo; 6 yeas.

Commissioner Koenig assumed the Chair of the Board of County Commissioners.

SITTING AS THE GOVERNING BODY OF UNINCORPORATED TOWN OF PAHRUMP

16. 10:00 a.m. – For Possible Action – Public Hearing, discussion and deliberation to: 1) Repeal Town of Pahrump Resolution No. 2020-02: A Resolution to Augment and Amend the 2019-2020 Budget of the Town of Pahrump; and 2) Adopt, amend and adopt, or reject Town of Pahrump Resolution No. 2020-07: A Resolution to Augment and Amend the 2019-2020 Budget of the Town of Pahrump.

Commissioner Koenig opened and closed the public hearing.

Commissioner Blundo made a motion to repeal Pahrump Resolution No. 2020-02; seconded by Commissioner Strickland; 5 yeas.

Commissioner Blundo made a motion to adopt Town of Pahrump Resolution No. 2020-07; seconded by Commissioner Strickland; 5 yeas.

17. For Possible Action – Discussion and deliberation to adopt, amend and adopt, or reject Town of Pahrump Resolution No. 2020-04: A Resolution to Close the Town of Pahrump Airport Room Tax Fund (25225) and the Town of Pahrump Airport Grant Fund (25340).

Commissioner Blundo said he had some constituents that would have liked to have seen an airport in the Pahrump region. He was a little disheartened this airport room tax fund was used as a specialty projects piggybank since that was not what the tax was designed or enacted for.

Commissioner Blundo made a motion to adopt Resolution No. 2020-04; seconded by Commissioner Strickland.

Commissioner Wichman explained that fund was held there while everyone was trying to get what they needed from the southern district of the BLM without going through their resource management plan, which was no longer possible. That was why it was being closed.

17. For Possible Action – Discussion and deliberation to adopt, amend and adopt, or reject Town of Pahrump Resolution No. 2020-04: A Resolution to Close the Town of Pahrump Airport Room Tax Fund (25225) and the Town of Pahrump Airport Grant Fund (25340)-Cont'd.

Savannah Rucker added the action taken then was reallocation of the room tax that went into the fund and then there were several clean-up items. The fund was now cleaned up and ready to be collapsed. The funds were split between the golf course fund and the fairgrounds.

The motion to adopt Resolution No. 2020-04 passed with 5 yeas.

18. For Possible Action – Discussion and deliberation to: 1) Repeal Town of Pahrump Resolution No. 2020-06: A Resolution Enacting the Schedule of Fees Required for the Town of Pahrump Fall Festival; and 2) Adopt, amend and adopt or reject Town of Pahrump Resolution No. 2020-08: A Resolution Enacting the Schedule of Fees Required for the Town of Pahrump Fall Festival.

Commissioner Blundo made a motion to repeal Town of Pahrump Resolution No. 2020-06 and adopt Town of Pahrump Resolution No. 2020-08; seconded by Commissioner Strickland.

Helene Williams expressed her thanks for the changes.

The motion to repeal Town of Pahrump Resolution No. 2020-06 and adopt Town of Pahrump Resolution No. 2020-08 passed with 5 yeas.

19. For Possible Action – Discussion and deliberation to: 1) Approve a request from the Pahrump Park and Recreation Advisory Committee for an amount not to exceed \$15,000.00 for the Pahrump Movies in the Park event that can be funded from Fund 25223 Pahrump Room Tax Fund; and 2) Execute an agreement with Entertainment Concepts to provide services for presenting the movies for the event.

Commissioner Blundo made a motion to approve the request for an amount not to exceed \$15,000.00 and execute the agreement with Entertainment Concepts; seconded by Commissioner Strickland.

Tim Sutton said he spoke with Jimmy Martinez yesterday and it would be impossible to social distance at this event. He noted there was a provision that allowed for shifting of dates and asked if the Board would be amenable to cancelling the contract altogether, or at least an individual showing date, in the event COVID-19 restrictions were still in place.

Commissioner Strickland said she would like to see that date cancelled and continue on with the contract less that amount of money.

19. For Possible Action – Discussion and deliberation to: 1) Approve a request from the Pahrump Park and Recreation Advisory Committee for an amount not to exceed \$15,000.00 for the Pahrump Movies in the Park event that can be funded from Fund 25223 Pahrump Room Tax Fund; and 2) Execute an agreement with Entertainment Concepts to provide services for presenting the movies for the event-Cont'd.

Mr. Sutton said if he could get confirmation of that with the vendor there would be no need to end the contract.

Commissioner Blundo suggested disclaimers that people would attend at their own risk.

The motion to approve the request for an amount not to exceed \$15,000.00 and execute the agreement with Entertainment Concepts passed with 5 yeas.

20. For Possible Action – Discussion and deliberation to: 1) Accept the State of Nevada Off-Highway Vehicles Program (NV OHV) FY20 award in the amount of \$150,000.00 with a match amount of \$127,528.00; 2) Execute the grant award; and 3) Fund \$150,000.00 from 10340 Grants Fund and the \$127,528.00 from 25414 Pahrump Room Tax Fairgrounds Fund.

Commissioner Strickland made a motion to accept the NV OHV FY20 award, execute the grant award and fund \$150,000.00 from 10340, Grants Fund, and the balance from 25414, Pahrump Room Tax Fairgrounds Fund; seconded by Commissioner Blundo; 5 yeas.

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.

21. 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.

Commissioner Blundo made a motion to approve items 21-24; seconded by Commissioner Strickland; 5 yeas.

22. For Possible Action – Approval to set the date and location for the second Board of Commissioners meeting in August for Tuesday, August 18, 2020 in Pahrump, Nevada.

Commissioner Blundo made a motion to approve items 21-24; seconded by Commissioner Strickland; 5 yeas.

23. For Possible Action – Approval of a grant extension for the Brownfields Revolving Loan Fund (RLF) grant (N14025) for 12 months. The extension will move the grant end date from June 30, 2020 to June 30, 2021.

Commissioner Blundo made a motion to approve items 21-24; seconded by Commissioner Strickland; 5 yeas.

24. For Possible Action – Approval of a grant extension for the SAKI (Sexual Assault Kit Initiative) for 12 months. The extension will move the grant end date from September 30, 2019 to September 30, 2020. This will allow the completion of training for officers funded by the SAKI grant.

Commissioner Blundo made a motion to approve items 21-24; seconded by Commissioner Strickland; 5 yeas.

BOARD OF COMMISSIONERS

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.

This item was removed from the agenda.

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.

This item was removed from the agenda.

27. For Possible Action – Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.

This item was removed from the agenda.

The Board was in recess until 1:30 p.m.

District Attorney Chris Arabia was present via telephone.

28. For Possible Action – Discussion and deliberation regarding approval of five (5) contracts for Public Defender Services from the following list of applicants: Ronni Boskovich, Jason Earnest, Nathan Gent, Daniel Martinez, Nadine Morton, Clark Patrick, Brent D. Percival, and Randall Pike.

Commissioner Wichman said she was an appointed member of the Indigent Defense Services Board (IDSB) and was aware of the nuances around the public defender services. Since that appointment was an unpaid position she did not think it would affect her ability to vote on this item.

Commissioner Wichman made a motion to reappoint Ronni Boskovich, Jason Earnest, Nathan Gent, Daniel Martinez and Brent Percival; seconded by Commissioner Strickland.

Commissioner Blundo referred to the Sixth Amendment regarding the right to a fair trial and the right to have the assistance of counsel for defense. He believed it was within the purview and authority of this Board to select the most qualified applicants. Commissioner Blundo thought the motion was premature as he would have liked to have heard from the applicants first. He also thought the Board needed to break away from just giving contracts.

Commissioner Wichman said there were qualified applicants right now and she did not think the indigent clients would agree with changing it up just for the sake of changing it up as it could take nine months for those people to transition to another public defender.

Randall Pike, an attorney in southern California, said he served as the assistant department head for the Clark County special public defender's office for the last ten years and was now an administrator for that office. He had handled death penalty cases since the 1980s and supervised the Family Defense Project in Clark County. As far as time to transition, Mr. Pike said it could take up to nine months for the complicated cases like murder and sexual assault. As to wanting someone different, he felt it was because people got used to the same type of practices and said if the Board wanted the best affordable constitutional attorney it required some change at some time.

Commissioner Cox said she spoke with staff yesterday about the recommendations and they said they did not have any complaints against any of the people. She thought the people who lived here should be given first choice and the money needed to be kept in the County. She would support the motion.

Commissioner Blundo said the Board did not seem to have a problem giving nine months the last go around when things were changed up and a contract was taken away from an individual with 25 years experience and given to an individual with a few months experience in the courtroom. He felt this was a serious situation about the Constitution and liabilities and he could not support these individuals at this time.

28. For Possible Action – Discussion and deliberation regarding approval of five (5) contracts for Public Defender Services from the following list of applicants: Ronni Boskovich, Jason Earnest, Nathan Gent, Daniel Martinez, Nadine Morton, Clark Patrick, Brent D. Percival, and Randall Pike-Cont'd.

The motion to reappoint Ronni Boskovich, Jason Earnest, Nathan Gent, Daniel Martinez and Brent Percival passed with 4 yeas. Commissioner Blundo voted nay.

29. For Possible Action – Discussion and deliberation to: 1) Determine that a public purpose may be served by the acquisition of the real property more particularly described as Assessor's Parcel Nos. 004-277-06, T8N R44E S20 B.17 L.2 & 3 .147AC, 004-278-05, T8N R44E S20 B.15 L.5 .07AC .073AC, 004-278-06, T8N R44E S20 B.15 L.4-NW .037AC, 004-291-04, T8N R44E S20 B.1A L.1 .069AC, 004-292-01, T8N R44E S20 B.3A L.1 .069AC, 004-292-02, T8N R44E S20 B.3A L.2 .069AC, 004-292-03, T8N R44E S20 B.3A L.3, 4 & 5 .207AC, 004-292-04, T8N R44E S20 B.3A L.6 .069AC, 004-292-05, T8N R44E S20 B.3A L.7 .069AC, all located in Manhattan, NV held in trust by the Nye County Treasurer; and 2) Consider the application made to the Board of County Commissioners by Nye County for permission to acquire the real property described as Assessor's Parcel Nos. 004-277-06, 004-278-05, 004-278-06, 004-291-04, 004-292-01, 004-292-02, 004-292-03, 004-292-04, 004-292-05.

Commissioner Wichman explained many of the properties listed on the auction for sale in Manhattan were County roads and a pipeline for the water system as well as properties that had something to do with County infrastructure. For public purpose they needed to be held in the County's name so they were not showing on the auction every year.

Commissioner Wichman made a motion to acquire the parcels to hold in the County's name; seconded by Commissioner Strickland.

Commissioner Blundo asked what would happen to the taxes that were owed.

Samantha Tackett advised the back taxes would be paid as the NRS did not allow non-payment for these types of uses even though it was a public use. Item 35 on today's agenda would identify the cost and the funding.

Tim Sutton added there were certain instances where back taxes could be waived, but there were very narrow exceptions as in most cases taxes were paid to other entities besides the County.

John Prudhont clarified the taxes would be removed from the record, not paid. He said he understood the parcels that were deeded to the County the last tax sale were being deeded over so easements could be applied to the parcels and those would be deeded back to the Treasurer's trust for sale once the information was recorded. If there were pipelines going across these parcels he did not understand why they could not be

29. For Possible Action – Discussion and deliberation to: 1) Determine that a public purpose may be served by the acquisition of the real property more particularly described as Assessor’s Parcel Nos. 004-277-06, T8N R44E S20 B.17 L.2 & 3 .147AC, 004-278-05, T8N R44E S20 B.15 L.5 .07AC .073AC, 004-278-06, T8N R44E S20 B.15 L.4-NW .037AC, 004-291-04, T8N R44E S20 B.1A L.1 .069AC, 004-292-01, T8N R44E S20 B.3A L.1 .069AC, 004-292-02, T8N R44E S20 B.3A L.2 .069AC, 004-292-03, T8N R44E S20 B.3A L.3, 4 & 5 .207AC, 004-292-04, T8N R44E S20 B.3A L.6 .069AC, 004-292-05, T8N R44E S20 B.3A L.7 .069AC, all located in Manhattan, NV held in trust by the Nye County Treasurer; and 2) Consider the application made to the Board of County Commissioners by Nye County for permission to acquire the real property described as Assessor’s Parcel Nos. 004-277-06, 004-278-05, 004-278-06, 004-291-04, 004-292-01, 004-292-02, 004-292-03, 004-292-04, 004-292-05-Cont’d.

deeded to the County, the easements recorded, and then put back in the trust and sold subject to those easements.

Tim Dahl said that was the intent and the only reason it would be recommended that the Board take on one entire parcel was for a flood control basin of some sort.

Commissioner Koenig read the NRS which said when transferring the property to local government or board of regents upon receiving from it the amount of delinquent taxes, except as otherwise provided in subsection 5, which outlined the instance where they did not have to be paid.

The motion to acquire the parcels to hold in the County’s name passed with 5 yeas.

Commissioner Strickland assumed the Chair of the Board of County Commissioners.

30. For Possible Action – Discussion and deliberation to: 1) Determine that a public purpose may be served by the acquisition of the real property more particularly described as Assessor’s Parcel Nos. 038-252-07, 670 Rain Dance Dr., Pahrump, NV, 038-252-08, 680 Rain Dance, Dr., Pahrump, NV, 038-252-09, 690 Rain Dance Dr., Pahrump, NV, and 038-252-10, 700 Rain Dance Dr., Pahrump, NV held in trust by the Nye County Treasurer; and 2) Consider the application made to the Board of County Commissioners by the Town of Pahrump for permission to acquire the real property described as Assessor’s Parcel Nos. 038-252-07, 038-252-08, 038-252-09, and 038-252-10.

Commissioner Koenig made a motion to determine that public purpose may be served by acquiring the property and consider the application made to the Board of County Commissioners by the Town of Pahrump; seconded by Commissioner Wichman; 5 yeas.

Commissioner Koenig assumed the Chair of the Board of County Commissioners.

CLERK

31. For Possible Action – Discussion and deliberation to appoint three members to the Pahrump Regional Planning Commission due to one expiring term from the following list of applicants: John Stavish and Walt Turner.

This item was removed from the agenda.

SHERIFF

32. For Possible Action – Discussion and deliberation to issue a Display Fireworks Event Permit to the Town of Tonopah to do an Aerial Display for their annual Fourth of July Event on Saturday July 4, 2020. This event is being held at the Joe Friel Sports Complex in Tonopah, NV. Jennifer Mills – Applicant.

Commissioner Wichman made a motion to approve; seconded by Commissioner Blundo; 5 yeas.

BOARD OF COMMISSIONERS

28. For Possible Action – Discussion and deliberation regarding approval of five (5) contracts for Public Defender Services from the following list of applicants: Ronni Boskovich, Jason Earnest, Nathan Gent, Daniel Martinez, Nadine Morton, Clark Patrick, Brent D. Percival, and Randall Pike-Reopened.

This item was reopened for public comment.

Ammie Nelson said she was in court a lot when Carl Joerger was a defense attorney. In her opinion Mr. Joerger was very abrupt and rude but did his job defending his clients. She felt that other attorneys with more experience should have been considered.

Justice of the Peace Kent Jasperson did not believe the judges were asked their opinion of the current public defenders. He also had an e-mail from the County Manager regarding why two public defenders were appointed to represent one defendant who was not entitled to have two and the waste of taxpayer dollars to do this. The e-mail said he checked with Judge Lane who said he appointed the two public defenders because they could be ready in time for trial and although they were young and inexperienced he believed they could handle it together. Judge Jasperson said if two public defenders had to be appointed because of their inexperience that meant more taxpayer dollars being wasted to accomplish the mission of the courts.

Sheriff Wehrly said the detention center was polled by the County Manager to see if the job was being handled in the right manner and they had not received anything at all over the last year or so.

28. For Possible Action – Discussion and deliberation regarding approval of five (5) contracts for Public Defender Services from the following list of applicants: Ronni Boskovich, Jason Earnest, Nathan Gent, Daniel Martinez, Nadine Morton, Clark Patrick, Brent D. Percival, and Randall Pike-Reopened-Cont’d.

Tim Sutton said the poll was done by the Assistant County Manager.

SHERIFF

33. For Possible Action – Discussion and deliberation regarding a renewal of a Wholesale/Retail Fireworks permit for Alamo Fireworks located at 2641 E. Highway 95, Amargosa Valley, NV. Patrick James – Applicant.

Commissioner Wichman made a motion to approve; seconded by Commissioner Blundo; 5 years.

COUNTY MANAGER

34. For Possible Action – Discussion and deliberation to ratify the letter that has been submitted to the Bureau of Land Management for Nye County’s Comments on the Yellow Pine Solar Project Draft Environmental Impact Statement.

Commissioner Wichman made a motion to approve; seconded by Commissioner Blundo.

Commissioner Strickland disclosed she was a well drilling contractor and brokered in water rights. Under water resources the Yellow Pine Solar Project said they would haul water to the site in the area of 600 acre feet. Multiplying that by the acre foot number and 5,000 gallons a truck equaled 39,000 trips to get water and she was not happy with that. She wondered why they were not making a water facility on-site.

Commissioner Koenig pointed out the letter said the EIS should be revised to include the short-term impacts of just that. It also suggested putting potable water in a tank.

The motion to approve passed with 5 years.

35. For Possible Action – Discussion and deliberation to: 1) Adopt, amend and adopt, or reject Nye County Resolution No. 2020-16: A Resolution Directing the Transfer of Nye County Treasurer Trust Property into Nye County Ownership for Public Purposes, pursuant to NRS 361.603(2); and 2) Fund from fund 27101 – Manhattan General Fund.

Commissioner Wichman made a motion to adopt the resolution and fund from Manhattan General Fund; seconded by Commissioner Strickland; 5 years.

36. For Possible Action – Discussion and deliberation to: 1) Adopt, amend and adopt, or reject Nye County Resolution No. 2020-17: A Resolution Directing the Transfer of Nye County Treasurer Trust Property into Town of Pahrump Ownership for Public Purposes, pursuant to NRS 361.603(2); and 2) Fund from Fund 25401 – Pahrump Town General Fund.

Commissioner Strickland made a motion to adopt and fund from 25401; seconded by Commissioner Wichman.

Savannah Rucker advised the agenda item identified 25401, which was the Pahrump Town Capital Fund, not the General Fund.

Commissioner Strickland amended her motion to adopt and fund from 25401, Pahrump Town Capital Fund; Commissioner Wichman amended her second; 5 years.

37. For Possible Action – Discussion and deliberation to adopt, amend and adopt, or reject Nye County Resolution No. 2020-18: A Resolution Directing the Transfer of Nye County Treasurer Trust Property into Town of Tonopah Ownership for Public Purposes, pursuant to NRS 361.603(2).

This item was removed from the agenda.

38. For Possible Action – Discussion and deliberation on a request from the Nevada Department of Health and Human Services, Division of Public and Behavioral Health, Rural Clinics for a waiver of rent for May in the amount of \$688.91 for leased space at 100 Frankie Street in Tonopah, NV.

Commissioner Wichman made a motion to approve the waiver of rent for the month of May; seconded by Commissioner Strickland.

Commissioner Wichman explained the State asked to have this waived in light of the COVID-19 crisis and the State's financial situation.

Commissioner Blundo disclosed he had a health department license issued from the Department of Health and Human Services, Division of Public and Behavioral Health. Participation and voting in this item would not affect or impede him in any financial manner or anything of that nature. He said he wanted to tell the State the County would work with the State when the State worked with the County on the Area 51 expenses, etc.

Commissioner Cox said she would rather have a motion to deny.

Ammie Nelson said she completely agreed that the County should not foot the bill for anything the State did until it paid the money for the Area 51 fiasco. She hoped the Board would vote against this.

38. For Possible Action – Discussion and deliberation on a request from the Nevada Department of Health and Human Services, Division of Public and Behavioral Health, Rural Clinics for a waiver of rent for May in the amount of \$688.91 for leased space at 100 Frankie Street in Tonopah, NV-Cont'd.

Commissioner Blundo asked if was possible to have an agenda item to put it on the back end of the lease.

Commissioner Strickland suggested deferring it as that was what a lot of lessors were doing for their tenants.

Lorina Dellinger said she could bring an item back agendized in that manner.

Commissioner Strickland withdrew her second.

The motion to approve the waiver of rent for the month of May died for lack of a second.

There was no action was taken on this item.

FINANCE

39. For Possible Action – Discussion and deliberation related to the segregation of the Museum fund tax rate between the two County museum funds: Pahrump Museum Fund (10214) and Tonopah Museum Fund (10215).

Commissioner Wichman made a motion to approve.

Commissioner Strickland thought the motion needed to divide the figures up.

Commissioner Wichman withdrew her motion.

Commissioner Strickland made a motion to fund the Pahrump Museum Fund in the amount of 60% and the Tonopah Museum Fund at 40% based on the back-up; seconded by Commissioner Blundo.

Commissioner Wichman said she would rather have it 50/50.

Commissioner Blundo asked why there was so much variance from FY01 to FY20.

Savannah Rucker said she could talk about FY17 through FY20 when the funding source was split 50/50. Prior to that Board decisions were made that caused changes, but she was not sure what those decisions were.

Commissioner Wichman explained the Tonopah Museum had a County employee so there was a considerable amount budgeted for Tonopah instead of Pahrump, but there was no longer a County employee there. She also drew everyone's attention to where

39. For Possible Action – Discussion and deliberation related to the segregation of the Museum fund tax rate between the two County museum funds: Pahrump Museum Fund (10214) and Tonopah Museum Fund (10215)-Cont'd.

the money came from to pay for this and what services were being offered in Tonopah. If it was less than 50% of the revenues some of those services would be lost. There were opportunities in Pahrump to get some of the services the rural areas did not have access to. Additionally, the Tonopah Museum was used by people from all over the country as a research facility and was one of the top research facilities in the entire State. Commissioner Wichman said she would hate to see it suffer because of a 10% reduction in revenue when they were already struggling to make ends meet.

Commissioner Strickland said she was the liaison for the Pahrump Museum and what she saw was the Central Nevada Museum had foot traffic of about 4,000 people annually and the Pahrump Museum had 8,897. Also, the Central Nevada Museum brought in 41% of the proceeds and the Pahrump Museum brought in 59%. She realized at times different things needed to be subsidized, but she made the motion because the visitor numbers were so different.

Commissioner Koenig advised he had a discussion with Mrs. Rucker about using room tax money to further subsidize museums and he would like her to look at that.

Commissioner Wichman said one thing distinctly different between the visitors in Pahrump and Tonopah was Tonopah had visitors that came and spent a week in that facility doing their research and that counted as one visitor.

Ammie Nelson said if the researchers were staying a week and being counted every day they came in that might contribute to higher foot traffic than there really was in Tonopah. Ms. Nelson also pointed out to Commissioner Wichman that Pahrump was rural as well and had foot traffic from all over the world also.

Alan Metscher, co-founder of the Central Nevada Museum 45 years ago, said he was involved in the formation of the museum from the day the doors were opened. Now he was the president of the Central Nevada Historical Society. Mr. Metscher stressed the importance of the Central Nevada Museum to Tonopah, the County, the State, and the United States based on the amount of requests they received as well as the compliments on the museum itself. He felt blindsided and stated they had been conservative with their money and it seemed like they were being penalized for that.

Marilyn Davis, the museum director for the Pahrump Valley Museum, said they were not trying to penalize Tonopah or the Central Nevada Museum. She said Commissioner Wichman told them in December, 2016, to reach into their pockets and come up with money from the community. Ms. Davis said she took that to heart and provided back-up to the Commission showing what income above and beyond the County money they had been able to raise. She pointed out that as of today the Pahrump Museum had

39. For Possible Action – Discussion and deliberation related to the segregation of the Museum fund tax rate between the two County museum funds: Pahrump Museum Fund (10214) and Tonopah Museum Fund (10215)-Cont'd.

used 75% of its budget while Tonopah had used 45% of their budget with two months to go.

John Bosta said since the museum in Tonopah represented the County and the State he thought it should be 50/50. He also knew the Pahrump Museum received money from other agencies.

Commissioner Wichman asked if use of the room tax to make this whole could be investigated a little further before a decision was made on what to put in the accounts.

Mrs. Rucker said it needed to be put on the tax bill.

Commissioner Wichman suggested a friendly amendment to the motion. She suggested putting it at 50/50 and do some investigation on how to subsidize this with other sources and get more funding for Pahrump.

Commissioner Strickland said she would prefer to hear it another day rather than make that motion change. She asked if there was a way to roll over funds not used year to year to encourage frugality.

Mrs. Rucker explained that was the purpose of setting up the two separate funds so the museums were in charge of their own ending fund balance and whatever rolled over year to year was for that museum's use.

Commissioner Strickland said she would like to let the motion stand and have another item brought back regarding subsidizing the museums with the room tax.

Commissioner Blundo did not know where the room tax would come from and did not support raising the room tax for this which meant it would be taken away from something else. He said he would be willing to fluctuate the split for a few years.

The motion to fund the Pahrump Museum Fund in the amount of 60% and the Tonopah Museum Fund at 40% based on the back-up passed with 4 yeas. Commissioner Wichman voted nay.

PLANNING/BUILDING/CODE COMPLIANCE

40. For Possible Action – Discussion and deliberation to adopt, amend and adopt, or reject Nye County Resolution No. 2020-15: A Resolution Amending the Dust Control Plan Fee Schedule for the Pahrump Regional Planning District.

Commissioner Wichman asked what the fee structure was now as it was not in the back-up.

Brett Waggoner said there was some kind of snafu with the back-up again and he wanted to continue this item to June 2, 2020, to sort that out.

Commissioner Wichman made a motion to continue this item to the June 2, 2020, meeting; seconded by Commissioner Strickland; 5 yeas.

41. 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. 2020-10: A Bill proposing to amend Nye County Code Title 17, Comprehensive Land Use Planning and Zoning, by amending Chapter 17.04 entitled Pahrump Regional Planning District, relating to Section 17.04.220 RE-2 Rural Estates Residential; Section 17.04.225 RE-1 Rural Estates Residential; Section 17.04.230 SE Suburban Estates Residential and Section 17.04.465 OS Open Space, Parks, and Recreation, by removing the permissive use of commercial farming/growing of crops in those zoning districts; 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.

Commissioner Blundo made a motion to set the date, time and location as July 21, 2020, at 10:00 a.m. in chambers; seconded by Commissioner Strickland; 5 yeas.

Commissioner Blundo read the title of the bill into the record.

42. 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. 2020-11: A Bill proposing to amend Nye County Code Title 17, Comprehensive Land Use Planning and Zoning, by amending definitions of Commercial Farming, Subsistence Farming, and adding definitions for Cottage Industry, Farmers Market; 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.

Commissioner Blundo made a motion to set the date and time as July 21, 2020, in chambers at 10:00 a.m.; seconded by Commissioner Strickland; 5 yeas.

Commissioner Blundo read the title of the bill into the record.

PUBLIC WORKS

43. For Possible Action – Discussion and deliberation to: 1) Provide direction to staff to initiate a bid package to repair a damaged section of sidewalk in Tonopah in front of Assessor’s Parcel Nos. 008-136-03, 109 N. Main St., Tonopah, NV, 008-136-04, 111 N. Main St., Tonopah, NV, 008-136-05, 113 N. Main St., Tonopah, NV, 008-136-06, 117 N. Main St., Tonopah, NV, 008-136-07, 119 N. Main St., Tonopah, NV, 008-136-08, 121 N. Main St., Tonopah, NV, 008-136-09, 123 N. Main St., Tonopah, NV; and 2) Fund from 10205 Roads.

Commissioner Blundo made a motion to provide staff direction to initiate the bid package to repair the sidewalks in Tonopah and fund from 10205, Roads; seconded by Commissioner Strickland.

Tim Dahl said he was excited about this project and hoped to get support from the Commission, the Tonopah Town Board, NDOT and the business owners in Tonopah to try to put to rest a problem they lived with for a long time. Once he obtained that support he would sit down with the Town of Tonopah, the business owners and NDOT to be sure there were no other issues to be addressed before preparing the scope of work and bid package.

The motion to provide staff direction to initiate the bid package to repair the sidewalks in Tonopah and fund from 10205, Roads, passed with 5 yeas.

44. For Possible Action – Discussion and deliberation for approval to submit Airport Capital Improvement Plan (ACIP) data sheets and support information to the Federal Aviation Authority (FAA) for the Beatty, Gabbs, and Tonopah Airports for Fiscal Years 2021 through 2025.

Commissioner Wichman made a motion to approve; seconded by Commissioner Blundo; 5 yeas.

PUBLIC PETITIONER

47. For Possible Action – Discussion and deliberation to: 1) Determine that a public purpose may be served by the acquisition of the real property more particularly described as Assessor’s Parcel No. 008-151-04, .23 acre of land located to the west and adjacent to 179 Booker Street, T3N R42E S35 B.15 L.6 (N 10’ PORTION) .023ac, Tonopah, NV held in trust by the Nye County Treasurer; and 2) Consider the application made to the Board of County Commissioners by the Town of Tonopah for permission to acquire the real property described as Assessor’s Parcel No. 008-151-04.

This item was removed from the agenda.

50. For Possible Action – Discussion and deliberation to consider Sandra Tiffany’s request for a deferral of the Recreational Marijuana Annual Renewal fees and any applicable late fees for GWGA, LLC for 60 days.

Commissioner Blundo made a motion to approve the deferral; seconded by Commissioner Strickland.

Commissioner Blundo explained this business was affected by COVID-19 because they rely on other dispensaries to purchase their product and with the product not moving they were not making money. He said he wanted to help the businesses any way he could.

The motion to approve the deferral passed with 5 yeas.

51. 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)

Pat Minshall from the Sheriff’s Auxiliary thanked Sheriff Wehrly for the survival bags she sent to the SAU volunteers.

Ammie Nelson said she enjoyed the live feed on Facebook, but recommended the public be allowed to come into the chambers as long as safe distancing was practiced.

Commissioner Koenig said he would open it up as soon as gatherings of more than ten people could be held as right now there were seven in chambers.

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

Commissioner Blundo asked Tim Sutton to include the elected officials on the agenda item for the Commissioners and Mr. Sutton to take a pay cut as well.

Commissioner Strickland asked staff to check into the standards set and whether they could be changed regarding public defenders being looked at once a year as she thought maybe they should be looked at every other year.

Commissioner Wichman advised that the contract and the procedures as far as selections were being looked at by the IDSB and those would be coming forward soon.

Commissioner Cox mentioned she did not think the Commissioners even made the hourly wage that was law because they put in a lot of overtime every day and did not get paid for it. She did not have a problem helping out, but she wanted the public to be aware that the Commissioners were not making near the wages the employees were.

52. Commissioners'/Manager's Comments (This item limited to announcements or topic/issues proposed for future workshops/agendas)-Cont'd.

Commissioner Koenig said Governor Sisolak called him on Friday to make sure the County did not need any additional help because of the earthquake.

Sam Merlino advised her office had received approximately 5,000 voted ballots in the mail. She encouraged everyone to return them by mail or drop them off at the office. There were 3,800 ballots returned as undeliverable for people who had moved and not notified her office. Mrs. Merlino said those would be addressed after the election as she could not by law do anything with them now.

Sheriff Wehrly said she also received a phone call from Governor Sisolak, which she thought was commendable. The Attorney General had contacted her as well and said if the County needed any help to give him a call and he would send whatever he could.

53. ADJOURN

Commissioner Koenig adjourned the meeting.

APPROVED this 21st day ATTEST:

Of July, 2020.

Lorinda A. Wichman
Chair

Heidi L. Sedman
Nye County Clerk / Deputy

PUBLIC COMMENT FOR MAY 19, 2020 NYE COUNTY BoCC MEETING

I submit this public comment via e-mail to be read and ask that it is be included in the minutes of this meeting.

This is a follow up to the public comment I submitted at the May 11, 2020 BoCC meeting in reference to the lack of a budget for the Town of Belmont.

Per the Unincorporated Town Government Law, in the creation of the Belmont Town Advisory Board, the County Commissioners are required to “solicit the advice of the town board in the preparation of the tentative budget for the town affected.” This is not an option, this is required. Why is the BoCC shirking this responsibility?

This tentative budget is to be submitted to the Nevada Department of Taxation for approval.

In the nearly 25 years since their creation, this has never been done and therefore no audit has ever been done on the records of the Belmont Town Advisory Board.

The Belmont Town Advisory Board claims the Town of Belmont owns property in Belmont.

How can an unincorporated town or its town advisory board own property? That is to be a County provided service.

These properties they claim to own do not show up on the official secured assessment roll for Nye County.

In a hastily called special teleconference meeting of the Nye County Commissioners on April 24, 2013, Nye County Resolution 2013-17 was presented and adopted. This resolution was the only item on the agenda of a meeting that lasted 1 minute and 47 seconds, including the pledge of allegiance.

This resolution granted title to three parcels in Belmont from the Nye County Treasures Trust to a non-existent, phantom local government entity of the “Town of Belmont”. This Town of Belmont has a different mailing address than does the Belmont Town Advisory Board. Nobody knows who this non-existent phantom local government consists of.

This Town of Belmont entity did not have to pay the \$7,391 in delinquent taxes for these parcels and does not have to pay property taxes on these parcels because the County improperly granted this non-existent phantom local government tax-exempt status.

From where I sit, these failures to abide by State law smack of defrauding the Government of taxes and revenue. Therefore, I have asked the State to investigate these transgressions.

My documentation is attached to this public comment.

Respectfully submitted,

Neal Jones
Belmont property owner
njones14791@gmail.com

ATTACHMENT #1

May 19, 2020

Mr. Jeffrey Mitchell
Department of Taxation
Deputy Director
Local Government Services
1550 College Parkway, Suite 115
Carson City, Nevada 89706

Mr. Mitchell:

I am contacting you concerning a situation that has arisen regarding the *Belmont Town Advisory Board (BTAB)*, a local government entity in Nye County. This NRS 269 Town Advisory Board was created by Nye County on July 18, 1996 by Bill No. 96-08, Nye County Ordinance No. 194. NRS 269.590 and Nye County Code § 2.20.050 state that the board of County Commissioners “shall: Solicit the advice of the town advisory board in the preparation of the tentative budget for the town...”

Presently, the County Commissioners (BoCC) is in the process of putting tentative budgets together for FY 20-21. Documenting a budget for the unincorporated Town of Belmont is not being included in this BoCC process. This is unacceptable. The BoCC has been questioned why this is not occurring, but deferred to the County Comptroller.

During the May 11, 2020 BoCC meeting, the Nye County Comptroller stated that Belmont does not have a budget, because the State has not established a tax rate for the town. Her explanation failed to tell the whole story. How would the Nevada Department of Taxation (DTax) establish a tax rate if there is not a tentative budget for this town? Is DTax clairvoyant to the undocumented needs of unincorporated towns? Which comes first, the tentative budget or the State tax rate? According to NRS 354.578, the tentative budget must be established first.

The unincorporated town of Belmont and the BTAB have never had a budget. No audit (NRS 269.615) of any of its records has ever been conducted either. Yet, the unincorporated town of Belmont annually requests, and receives, reimbursements, funds and materials from Nye County for supplies, maintenance and upkeep, etc. as they relate to expenditures designated for the community of Belmont. As an example, as noted in the BTAB meeting minutes of April 6 and June 22, 2019, the BTAB just requests money from the BoCC if they need something for the town. Or, they purchase materials and seek reimbursement. There are no records of the BoCC officially documenting these requests. Please see these minutes of the BTAB meetings, attached, pages 4-9.

Despite being law, Nye County does not solicit the advice of the BTAB in any preparation of a tentative budget for the *Town of Belmont*. Nor does the BTAB hold public meetings to discuss any budget requirements with the community, taxpayers or to share with the County Commissioners.

In response to a public records request, even though the BoCC sits as the governing body of the unincorporated Town of Belmont, Nye County Administration, through their Public Information Office, stated: “The Belmont Town Board is a separate government body not overseen by Nye County and is custodian of their own records.” Please see attached (pages 10-11) letter from Nye County Public Information Officer, dated March 13, 2019. This information is incorrect. First, Belmont does not have an elected ‘Town Board’ but a ‘Town Advisory Board’. Second, this advisory board is overseen by Nye County. Thus the Belmont Town Board serves only as a

liaison between the community and Nye County. The Unincorporated Town Government Law notes that unincorporated town government is an adjunct of county government.

The *Belmont Town Advisory Board* claims the town owns several parcels of land in Belmont. The BTAB acts as if they are the owners of these lands and can do with them as they see fit. These parcels (A.P.N. 004-555-06, 004-577-06 and 004-591-03) are shown to have been sold by Nye County to the Town of Belmont, not the Belmont Town Advisory Board. Please see parcel information sheets and quitclaim deeds (documents 818272, 818273 and 818274) for each of these parcels, attached, pages 12-26.

According to Nye County, the mailing address for the *Belmont Town Advisory Board* is *P.O. Box 1432, Tonopah, NV 89049*

According to the parcel information, the mailing address for the *Town of Belmont* is *P.O. Box 153, Tonopah, NV, 89049*

These aforementioned parcels do not exist on the official Nye County Assessors secured assessment roll of parcels, dated December 31, 2019. Thus they are not being taxed or generating any required revenue.

Clearly the Town of Belmont is not a legitimate local government entity and therefore has no authority to conduct business as they have. Neither does the BTAB.

According to Nye County Resolution No. 2013-17(attached, page 27), Nye County claimed “the Town of Belmont (hereinafter “Town”) is authorized to acquire property held in trust by Nye County Treasurer, by making application according to the provisions of NRS 361.603”. This property is to be used for public purposes. NRS 361.603 states that “...any local government... may make application to the board of County Commissioners for permission to acquire the property.”

This resolution was presented and adopted at a special teleconference meeting of the BoCC on April 24, 2013. Not at a regular meeting as required in NRS 269.580

According to NRS 361.603 delinquent taxes need not be paid on these properties if these properties are for use as “open-space real property” as designated in a city, county or regional comprehensive plan. “Open-space real property” has the meaning ascribed to it in NRS 361A.040. No such comprehensive plan (planning or zoning) exists for such properties in Belmont. Therefore, neither the *Town of Belmont* nor the *Belmont Town Advisory Board* can meet the criteria to be granted the tax-exempt status the County has claimed. On these properties, the delinquent taxes and subsequent property taxes need to have been paid by the property owners.

The Town of Belmont nor the Belmont Town Advisory Board has ever been taxed for these properties. Neither do they have budgets nor any means to generate the revenue to pay for the taxes associated with these properties.

There are no records to show that at any time the Belmont Town Advisory Board, held a public meeting, put on a agenda, to discuss, vote or approve for any person or entity to apply to the County Commissioners to acquire any property. The meeting minutes of the BTAB 2013 meetings are attached, pages 45 - 48. According to the agenda item for the County Commissioners meeting of April 24, 2013, the application to the commissioners came from an individual, not a local government. This individual was not acting under the authority of the

Belmont Town Advisory Board and did not have the legal power to make any application to acquire these properties. Nye County has allowed this individual, without any documentation, to fraudulently apply and then obtain title to these properties for either a non-existent phantom local government entity or a local government entity in which they were not authorized to act or represent. Please see backup material for Nye County Resolution 2013-17, attached, pages 32-48.

Thus the government has been defrauded of the delinquent property taxes and subsequent assessed property taxes for these parcels. The public has been defrauded as well who depend on the government services that are paid from these taxes

Had there ever been an NRS 269.615 audit of the records of the *Belmont Town Advisory Board*, maybe these violations of law could have been found and corrected at the time they occurred. This fraudulent activity has been allowed to continue by Nye County's and the Belmont Town Advisory Board's refusal to abide by the laws that have been put in place by the State of Nevada with respect to tentative budget and audits.

It has become apparent that the *Belmont Town Advisory Board*, the unincorporated *Town of Belmont* and its governing body, Nye County are operating under highly questionable circumstances and under another set of rules that are contrary to the Unincorporated Town Government Law of the State of Nevada. They are also acquiring monies and real property through Nye County that is not being properly documented and followed according to State law.

Thus I am requesting that the Nevada Department of Taxation fully investigate this situation and provide a written explanation to the taxpayers as to why this is allowed to happen and how it will be rectified. I am also requesting that Nye County be immediately instructed to determine a tentative budget for the Town of Belmont in accordance with State law. These actions will then finally provide an environment of accountability by documenting how monies and real property are being handled in the Town of Belmont.

The budget and audit information the County is required to provide to the Nevada Department of Taxation will obviously be incomplete and any certification of their accuracy and completeness should be questioned.

I would appreciate receiving a written response from your office with regards to these issues and concerns.

If there are any questions regarding the information presented here, please feel free to contact me.

Respectfully submitted,

Neal Jones
njones14791@gmail.com

Cc: Melanie Young, Executive Director, Nevada Department of Taxation.

BELMONT TOWN ADVISORY BOARD
MEETING AGENDA
APRIL 6, 2019 10:00 A.M.
BELMONT FIRE HALL
BELMONT, NEVADA

MEMBERS

Anthony (Buddy) Perchetti – Chairman
Donna Motis – Secretary
Theodore (Tay) Schuff – Member
Douglas (Stretch) Baker – Member
Larry Marshall - Member

NOTE: All items are approximate except for any items agenized 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. General public comment (three minute time limit) will be held after each agenda item.

AGENDA

Call to Order

1. 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 first.
2. For Possible Action – Approval of minutes from meeting of August 25, 2018.

Reports:

1. Information/Update from County Commission.

Old Business:

1. For Possible Action – Discussion and Decision: Request to the BOCC for money to purchase special type of paint and lights for upkeep of the SST potties.

New Business:

1. For Possible Action – Discussion and Decision: Tri County Weed Control spraying to start soon. Anyone interested to contact them at 775-289-6341.
2. For Possible Action – Discussion and Decision: Talk to Forest Service regarding fuels reduction around the town to help with fire control.

General Public Comment (second).

For Possible Action – Board Comments (This item limited to announcements or topics/issues proposed for future agendas/workshops.

Set time and date of next meeting:

There could be training/gathering/meetings after this meeting with the possibility of a majority of Belmont Town Board members present. There will not be any decisions made by this board regarding Belmont Town issues. Pursuant to NRS 241.020 the Agenda for the Belmont Town Advisory Board meeting has been posted at the following locations: U.S. Post Office, Main Street, Tonopah NV; Nye County Courthouse, Radar Road, Tonopah NV; Memo Board, Main Street, Belmont NV; Fire Dept. Belmont NV.

NOTICE: Members of the public who are disabled and require special accommodations or assistance at this meeting are requested to notify Belmont Town in writing at P.O. Box 1432 Tonopah NV 89049 or by calling 775-482-3968 prior to the meeting.

MINUTES OF THE BELMONT TOWN ADVISORY BOARD MEETING OF APRIL 6, 2019

Members present: Anthony (Buddy) Perchetti, Donna Motis, Douglas (Stretch) Baker, Theodore (Tay) Schuff, Larry Marshall.

Called to Order by Chairman Bud Perchetti.

1. **General Public Comment:** (Three-minute time limit): Tracy talked to Lauren Farmer who is the grant writer for Nye County regarding the restoration of the old Generator Building. He will draw up plans and info for her to see if she will be able find a grant to help restore this building. Sam commented on fire safety. He stated that Round Mountain is going through a leadership change, but they will respond to Belmont if needed.
2. **For Possible Action:** Approval of minutes from meeting of August 25, 2018. Stretch made a motion to approve the minutes of August 25, 2018. Motion was seconded by Tay. Approved by Buddy, Donna, Stretch, Tay and Larry.

Reports:

1. Information/Update from County Commission: None

Old Business:

1. For Possible Action – Discussion and Decision: Request to the BOCC for money to purchase special type of paint and lights for upkeep of the SST potties – Stretch found paint kits from Home Depot at approximately \$200.00 per kit to paint the interior of the potties at the cemetery and the one behind the courthouse only. Stretch suggested the walls and ceilings be tan and the floor be gray. He suggested possibly having the camp crew clean and sand the insides prior to painting. It should take three paint kits to do the two potties. The paint can be purchased by the Purchasing Dept. and paid from our Belmont services and supplies account. Stretch will talk to Purchasing. Tay made a motion to purchase the supplies of paint to refinish the SST potties at the cemetery and behind the courthouse. The motion was seconded by Stretch. Approved by Buddy, Donna, Stretch, Tay and Larry.
2. For Possible Action – Discussion and Decision: Talk to Forest Service regarding fuels reduction around the town to help with fire control – Buddy met with the Forest Service in Belmont about fire breaks. They stated they are going to apply for a grant to do fire breaks. Buddy suggested a fire break from Larry Marshall's house to the rock. The Forest Service would like to do a fire break all around the town. They would stay at least ¼ mile or more from private property. They would also be cleaning weeds and pine needles out from under the trees. Sam commented that we need fire breaks so we don't have major fire problems like other towns have had. This should be no cost to Belmont. Tay made a motion to encourage and support the Forest Service to provide fire protection through brush removal as they deem necessary to protect our fair city. The Motion was seconded by Larry. Approved by Buddy, Donna, Stretch, Tay and Larry. Buddy stated that Lance Brown is the new Ranger and is good to work with.

General Public Comment (Second): Stretch informed us that Nye County is purchasing their own garbage bins equipment. County employees will do the garbage cleanup and hauling. They will set up a regular hauling schedule. We would call Stretch or the Road Department if extra dumping is needed. The brush at the dumps needs to be burned too.

Next meeting: June 22, 2019.

Meeting adjourned.

Minutes done by Donna Motis

**BELMONT TOWN ADVISORY BOARD
MEETING AGENDA
JUNE 22, 2019 10:00 A.M.
BELMONT FIRE HALL
BELMONT, NEVADA**

MEMBERS

Anthony (Buddy) Perchetti – Chairman
Donna Motis – Secretary
Theodore (Tay) Schuff – Member
Douglas (Stretch) Baker – Member
Larry Marshall - Member

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AGENDA

Call to Order

1. 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 first.
2. For Possible Action – Approval of minutes from meeting of April 6, 2019.

Reports:

1. Information/Update from County Commission.

Old Business

1. For Possible Action – Discussion and Decision: Weed removal for fire control
2. For Possible Action – Discussion and Decision: Update on purchase of paint and painting of two SST potties in Belmont

New Business:

1. For Possible Action – Discussion and Decision: Talk to Road Dept and Nye County Commissioners regarding the poor condition of the Belmont road and possibility of repairs.
2. For possible Action – Discussion and Decision: Possibility of taking the 40 acres below town given to Belmont Town by Nye County and turning it into a park.

General Public Comment (second).

For Possible Action – Board Comments (This item limited to announcements or topics/issues proposed for future agendas/workshops.

Set time and date of next meeting:

There could be training/gathering/meetings after this meeting with the possibility of a majority of Belmont Town Board members present. There will not be any decisions made by this board regarding Belmont Town issues. Pursuant to NRS 241.020 the Agenda for the Belmont Town Advisory Board meeting has been posted at the following locations: U.S. Post Office, Main Street, Tonopah NV; Nye County Courthouse, Radar Road, Tonopah NV; Memo Board, Main Street, Belmont NV; Fire Dept. Belmont NV.

NOTICE: Members of the public who are disabled and require special accommodations or assistance at this meeting are requested to notify Belmont Town in writing at P.O. Box 1432 Tonopah NV 89049 or by calling 775-482-3968 prior to the meeting.

MINUTES OF THE BELMONT TOWN ADVISORY BOARD MEETING OF JUNE 22, 2019

Members present: Anthony (Buddy) Perchetti, Donna Motis, Douglas (Stretch) Baker, Theodore (Tay) Schuff, Larry Marshall.

Called to Order by Chairman Bud Perchetti.

1. **General Public Comment:** Fran Terras complimented the Conservation Camp crew for the great job they did on cleaning the courthouse.
2. **For Possible Action:** Approval of minutes from meeting of April 6, 2019. Tay made a motion to accept the minutes of April 6, 2019 as written. Motion was seconded by Stretch. Approved by Buddy, Donna, Stretch, Tay and Larry.

Reports:

1. Information/Update from County Commission: None

Old Business:

1. For Possible Action – Discussion and decision: Weed removal for fire control – Buddy and Stretch met with the State Forestry people in Belmont. They are trying to get a grant for Belmont and Manhattan for brush removal on their property, county and private property too for fire breaks. The Forest Service did survey their property last week. All this is contingent on the grant. The fire breaks should be done every year around Belmont.
2. For Possible Action – Update on purchase of paint and painting of the two SST potties in Belmont: The two potties are the one behind the courthouse and the one at the cemetery. Stretch said he can purchase the paint and ask for reimbursement from the County as he had problems getting through to Purchasing. He also talked about the small LED lights to put in the potties. Donna made a motion to have Stretch purchase the paint and two lights if he can find them and submit for reimbursement to the county. Motion seconded by Larry. Approved by Buddy, Donna, Stretch, Tay and Larry. Tay asked about possibly having the prisoners clean the potties before they are painted.

New Business:

1. For Possible Action – Discussion and Decision: Talk to the Road Dept and Nye County Commissioners regarding the poor condition of the Belmont road and possibility of repairs: Per Stretch the oil is on order and is hoping to get it and start doing repairs before the 4th of July. Possible chipping from the top of the hill to connect with the other paving. Discussed asking RTC and Commissioners for overlay of entire road. Stretch says we would be better to wait and let them continue to do the patching on the entire road. Will put this item on the next meeting agenda if repairs to the road has not been done.

2. For Possible Action – Discussion and Decision: Possibility of taking the 40 acres below town given to Belmont Town by Nye County and turning it into a park. Tay requested this item be put on the agenda. His suggestion was to turn this area into a “Day Park” with picnic areas and hiking trails. Donna pulled the deed and the property is vested into the name of the Town of Belmont. Donna also printed a small map to show where this property sits and who owns the property around it. Buddy stated that there is a piece of property that goes through the middle of our property that is privately owned. Our part should be 32 acres. There are concerns about if we do this who is going to pay and maintain. If we have picnic tables, should have port a potty. There are also neighbors around that property that are opposed to having the park done. It is a good idea to do a fire break on that property. Stretch stated that once the brush is pulled, the ground could be sprayed to help with future growth. We should definitely work towards getting a fire break around the property. Stretch suggested having the county surveyor survey and mark with pins as to the property lines. Tay made a motion to contact Commissioner Wichman and County Road Supervisor Tim Dahl to request that we have this parcel of land (Parcel # 004-591-03) surveyed and marker pins put in. Motion was seconded by Donna. Approved by Buddy, Donna, Stretch, Tay and Larry.

General Public Comment (Second): Stretch stated that the new garbage bin will be put in Belmont on Monday. The County will be responsible for trash service in the future. The bin will be dumped every Wednesday in the summer and they will monitor to see when it needs to be dumped. If there are any problems call the Road Dept.

Board Comment: None

Donna stated that Friends of the Belmont Courthouse will not be having their Labor Day weekend celebration/poker run this year.

Next Meeting: September 14, 2019

Meeting adjourned

Minutes by Donna Motis

BELMONT TOWN ADVISORY BOARD
MEETING AGENDA
SEPTEMBER 14, 2019 10:00 A.M.
BELMONT FIRE HALL
BELMONT, NEVADA

MEMBERS

Anthony (Buddy) Perchetti – Chairman
Donna Motis – Secretary
Theodore (Tay) Schuff – Member
Douglas (Stretch) Baker – Member
Larry Marshall - Member

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AGENDA

Call to Order

1. 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 first.
2. For Possible Action – Approval of minutes from meeting of June 22, 2019.

40

Reports:

1. Information/Update from County Commission.

Old Business

1. For Possible Action – Discussion and Decision: Update on survey of 40 acres below town owned by Belmont Town.
2. For Possible Action – Discussion and Decision: Update on purchase of paint and painting of two SST potties in Belmont

New Business:

1. For Possible Action – Discussion and Decision: None

General Public Comment (second).

For Possible Action – Board Comments (This item limited to announcements or topics/issues proposed for future agendas/workshops.

Set time and date of next meeting:

There could be training/gathering/meetings after this meeting with the possibility of a majority of Belmont Town Board members present. There will not be any decisions made by this board regarding Belmont Town issues. Pursuant to NRS 241.020 the Agenda for the Belmont Town Advisory Board meeting has been posted at the following locations: U.S. Post Office, Main Street, Tonopah NV; Nye County Courthouse, Radar Road, Tonopah NV; Memo Board, Main Street, Belmont NV; Fire Dept. Belmont NV.

NOTICE: Members of the public who are disabled and require special accommodations or assistance at this meeting are requested to notify Belmont Town in writing at P.O. Box 1432 Tonopah NV 89049 or by calling 775-482-3968 prior to the meeting.

Pahrump Office
Nye County Government Center
2100 E. Walt Williams Drive
Suite 100
Palurump, NV 89048
Phone (775) 751-4282
Mobile (775) 277-1536



**Public Information Officer
Administration Department**

Tonopah Office
Nye County Courthouse
William P. Beko Justice Facility
P.O. Box 153
Tonopah, NV 89049
Office (775) 482-8190
Fax (775) 482-8198

March 13, 2019

Neal Jones
P.O. Box 5053
Reno, Nevada 89513-5053
Via email: njones14791@gmail.com

Subject: Public Records Request dated and received March 6, 2019

Dear Mr. Jones,

This office is in receipt of your records request under Nevada Revised Statutes 239 (Nevada Public Records Act) via email dated February 18, 2019 and received February 19, 2019 and attached hereto.

County's finding:

The agenda item from August 7, 2018 can be found at the county website
<https://nv-nyecounty2.civicplus.com/DocumentCenter/View/32799/Item21>

A copy of the minutes from that meeting can be found at the county website
<http://nyecounty.net/AgendaCenter/ViewFile/Minutes/08072018-2711>

The bid documents for 2019-01 is available at the county website
<https://nyecounty.net/bids.aspx?bidID=101>

The bid is not scheduled to be awarded until March 22, 2019 at 1:30 p.m. with work starting July 5, 2019.

The contact for qualifications and other engineering concerns on the project is
Mel Green, Structural Engineer/Historic Preservation
Melvyn Green & Associates, Inc
3868 Carson Street, Suite 300
Torrance, CA 90503
Tel: 310/792-9252 Fax: 310/792-8092
mgreenassoc@earthlink.net

The Belmont Town Board is a separate government body not overseen by Nye County and custodian of their own records. Donna Motis is the secretary of the Belmont Town Advisory Board and not a county employee.

Pursuant to NRS 239.0107 (b), the name and address of that government entity is:

Belmont Town Advisory Board
PO Box 1432
Tonopah, NV 89049
rdmotis@frontier.net

The county is in contact with the State Historic Preservation Office to see if the proposed work will need a special review related to this stabilization project.

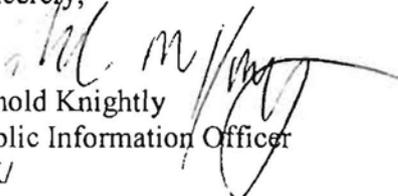
The request for "All communications with all County departments, agencies, employees, facilitators, contractors, etc. on all platforms (correspondence, e-mails, text messages, phone conversations, etc.)" is broad and will take additional time.

Retrieving, processing, reviewing and redacting all emails and communications as requested will likely include an extraordinary use of staff time, which will be subject to fees pursuant to Nevada Revised Statutes (239.055) and Nye County approved fees (Resolution 2016-84). This would include personnel time from the IT department to write search queries and pull the emails. Any fees would need to be paid in advance prior to retrieval. Please let me know if you would like to narrow down this request before moving forward. If there is not a response by 10 business days, or end of business on March 27, 2019, the county will consider this request closed.

There is not a way to tell from our records if a phone call between parties requested involved the Nye County bid 2019-01.

Pursuant to NRS 239.0107, this response to you is given not later than the end of the fifth business day after the date of your original request.

Sincerely,


Arnold Knightly
Public Information Officer
AK/

Nye County Assessor Property Inquiry

Notice

To view Treasurer Information or pay Secured Property Taxes, click here to go to the Nye County Treasurer Property Inquiry

Property Information

Parcel ID	004-555-06	Parcel Acreage	0.1000
Tax Year	2020 ▾	Assessed Value	392
Land Use Group	VAC	Tax Rate	0.0000
Land Use	100 - Vacant - Unknown/Other	Total Tax Fiscal Year (2020 - 2021)	\$0.00
Zoning		Total Unpaid All Years	\$0.00
Tax District	100		
Site Address	B.2 L.9 .10AC 230 BELMONT		

No Sketches or Photos

Assessments

Taxable Value	Land	Building	Per. Property	Totals
Residential	0	0	0	0
Com / Ind.	0	0	0	0
Agricultural	0	0	0	0
Exempt	1,120	0	0	1,120
Pers. Exempt				0
Total	0	0	0	0
Assessed Value	Land	Building	Per. Property	Totals
Residential	0	0	0	0
Com / Ind.	0	0	0	0
Agricultural	0	0	0	0
Exempt	392	0	392	392
Pers. Exempt				0
Total	0	0	0	0
	New Land	New Const.	New P.P.	Omit Bldg
Residential	0	0	0	0
Com / Ind.	0	0	0	0
Agricultural	0	0	0	0
Exempt	0	0	0	0
Totals	0	0	0	0

Legal Descriptions

Legal Descriptions	Subdivision Name	Section	Township	Range	Block	Lot
T9N R45E S26 B.2 L.9 .1AC (4,200 SQ FT) BELMONT (ROS#288445)	BELMONT	26	9N	45E		

Related Names

OWNER TOWN OF BELMONT STATE OF NEVADA,
Mailing Address PO BOX 153
TONOPAH, NV 89049-0473
Status Current
Account

No Structure Information

Sales History

Year	Document #	Document Type	Sale Date	Sold By	Sold To	Price
0	818272	QUITCLAIM DEED		NYE CO TREAS TRSTE 90/91	TOWN OF BELMONT	\$751

No Genealogy Information

 Property Map

[View Full Screen](#)

Assessor's Office Contact Information

Tonopah Office
101 Radar Road
P.O. Box 271
Tonopah, NV 89049-0271
Phone: 775 482-8174 Fax: 775 482-8178

Pahrump Office
160 N. Floyd Dr
Pahrump, NV 89060-0105
Phone: 775 751-7060 Fax: 775 751-4207

DOC # 818272
Official Records Nye County Nevada
Deborah Beatty - Recorder
07/01/2014 03:36:18 PM
Requested By: NYE COUNTY TREASURER
Recorded By: vw RPTT:\$0
Recording Fee: \$0.00
Non Conformity Fee: \$0.00
Page 1 of 3

APN: 004-555-06

Recording Requested by:
Nye County Treasurer

Grantee's Mailing Address:
Town of Belmont, State of Nevada
P.O. Box 153
Tonopah, NV 89049

QUITCLAIM DEED OF NYE COUNTY TRUST PROPERTY

KNOW ALL MEN BY THESE PRESENTS:

THAT WHEREAS, RICHARD E. BILLMAN, as County Treasurer and Ex-Officio Tax Receiver of the County of Nye, State of Nevada, after giving due notice in the manner and form prescribed by NRS 361.565, did on the 3rd day of June, 1991 issue HIS certificate authorizing the County Treasurer as Trustee for the State of Nevada and County of Nye to hold the property hereinafter described, for the period prescribed by law for redemption of property for unpaid taxes, which said property had been assessed by the Assessor of Nye County to and in the name of UNKNOWN OWNER, last owner of record ELLEN THOMAS, appearing to be the then owners for tax year 1991; and

WHEREAS, the time allowed by law for redemption having expired without redemption of the said property being made; and

WHEREAS, the said County Treasurer and Ex-Officio Tax Receiver, in compliance with NRS 361.585, executed and delivered to RICHARD E. BILLMAN as County Treasurer, as Trustee for the State of Nevada and County of Nye, HIS deed of the said property hereinafter described, in consideration of the delinquent taxes, costs and penalties attaching thereto for the year 1991.

NOW, THEREFORE, by reason of an Order for Sale of Nye County Trust Property issued by the Board of Nye County Commissioners, on the 24TH day of April, 2013, per Nye County Resolution No. 2013-17, after due notice as prescribed by NRS 361.595, and in consideration of the sum of SEVEN HUNDRED, FIFTY-ONE AND 15/100 DOLLARS (\$751.15), lawful money of the United States of America, the receipt whereof is hereby acknowledged, I RICHARD E. BILLMAN, as County Treasurer and Ex-Officio Tax Receiver of the County of Nye, State of Nevada, as party of the first part, do hereby remise, release and quitclaim, with no warranties or guarantees, unto TOWN OF BELMONT, STATE OF NEVADA, P.O. Box 153 Tonopah, NV 89049, as party of the second part, all the right, title, claim and interest of the County of Nye and the State of Nevada in and to that certain property situate and described as follows:

T9N R45E S26 B.2 L.9 BELMONT TOWNSITE 4,200 SQ FT ROS#288445 .100AC

APN: 004-555-06

SUBJECT TO ANY EASEMENTS OR RESERVATIONS OF RECORD.

Dated this 1st day of July, 2014.


KIM LARA, Chief Deputy for
RICHARD E. BILLMAN

NYE COUNTY TREASURER

QUITCLAIM DEED OF NYE COUNTY TRUST PROPERTY
APN: 004-555-06

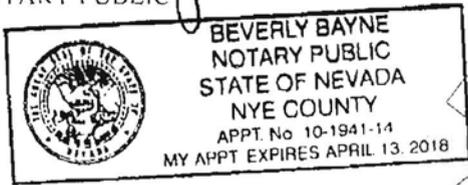
STATE OF NEVADA)
)
COUNTY OF NYE)

On this 1st day of July, 2014 before me, the undersigned Notary Public in and for the County and State aforesaid, personally appeared KIM LARA known to me to be the Chief Deputy County Treasurer and Trustee of the County of Nye, State of Nevada and who executed the within and foregoing instrument as the said County Treasurer and Trustee of the County of Nye, State of Nevada, and he acknowledged to me that he executed the same freely and voluntarily and for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and fixed my official seal at my office on the day and year in this certificate first above written.

B Bayne

NOTARY PUBLIC



Unofficial Copy

STATE OF NEVADA
DECLARATION OF VALUE

- 1. Assessors Parcel Number(s)
 - a) 004-555-06
 - b) _____
 - c) _____
 - d) _____

- 2. Type of Property:
 - a) Vacant Land b) Single Fam. Res.
 - c) Condo/Twnhse d) 2-4 Plex
 - e) Apt. Bldg f) Comm'l/Ind'l
 - g) Agricultural h) Mobile Home
 - i) Other _____

FOR RECORDERS OPTIONAL USE ONLY	
DOCUMENT/INSTRUMENT #:	_____
BOOK _____	PAGE _____
DATE OF RECORDING:	_____
NOTES: <u>vw</u>	_____

- 3. Total Value/Sales Price of Property: \$751.15
- Deed in Lieu of Foreclosure Only (value of property) (_____)
- Transfer Tax Value: \$ _____
- Real Property Transfer Tax Due: \$ _____

- 4. If Exemption Claimed:
 - a. Transfer Tax Exemption per NRS 375.090, Section # 2
 - b. Explain Reason for Exemption: To Govt

- 5. Partial Interest: Percentage being transferred: _____ %

The undersigned declares and acknowledges, under penalty of perjury, pursuant to NRS 375.060 and NRS 375.110, that the information provided is correct to the best of their information and belief, and can be supported by documentation if called upon to substantiate the information provided herein. Furthermore, the parties agree that disallowance of any claimed exemption, or other determination of additional tax due, may result in a penalty of 10% of the tax due plus interest at 1% per month.

Pursuant to NRS 375.030, the Buyer and Seller shall be jointly and severally liable for any additional amount owed.

Signature [Signature] Capacity Deputy Treasurer
 Signature _____ Capacity _____

SELLER (GRANTOR) INFORMATION
(REQUIRED)

Print Name: Nye County Treasurer
 Address: P.O. Box 473
 City: Tonopah
 State: NV Zip: 89049

BUYER (GRANTEE) INFORMATION
(REQUIRED)

Print Name: Town of Belmont, State of Nevada
 Address: P.O. Box 153
 City: Tonopah
 State: NV Zip: 89049

COMPANY/PERSON REQUESTING RECORDING

(required if not the seller or buyer)

Print Name: _____ Escrow # _____
 Address: _____
 City: _____ State: _____ Zip: _____

(AS A PUBLIC RECORD THIS FORM MAY BE RECORDED/MICROFILMED)

Nye County Assessor Property Inquiry

Notice

To view Treasurer Information or pay Secured Property Taxes, click here to go to the Nye County Treasurer Property Inquiry

Property Information

Parcel ID	004-577-06	Parcel Acreage	0.2600
Tax Year	2020 ▼	Assessed Value	1,019
Land Use Group	VAC	Tax Rate	0.0000
Land Use	100 - Vacant - Unknown/Other	Total Tax Fiscal Year (2020 - 2021)	\$0.00
Zoning		Total Unpaid All Years	\$0.00
Tax District	100		
Site Address	B.14 L.3-7 .26AC 230 BELMONT		

No Sketches or Photos

Assessments

Taxable Value	Land	Building	Per. Property	Totals
Residential	0	0	0	0
Com / Ind.	0	0	0	0
Agricultural	0	0	0	0
Exempt	2,911	0	0	2,911
Pers. Exempt				0
Total	0	0	0	0
Assessed Value	Land	Building	Per. Property	Totals
Residential	0	0	0	0
Com / Ind.	0	0	0	0
Agricultural	0	0	0	0
Exempt	1,019	0	1,019	1,019
Pers. Exempt				0
Total	0	0	0	0
	New Land	New Const.	New P.P.	Omit Bldg
Residential	0	0	0	0
Com / Ind.	0	0	0	0
Agricultural	0	0	0	0
Exempt	0	0	0	0
Totals	0	0	0	0

Legal Descriptions

Legal Descriptions	Subdivision Name	Section	Township	Range	Block	Lot
T9N R45E S26 B.14 L.3-7 .26AC (11,136 SQ FT) BELMONT (ROS#288445)	BELMONT	26	9N	45E		

Related Names	
OWNER	TOWN OF BELMONT STATE OF NEVADA,
Mailing Address	PO BOX 153 TONOPAH, NV 89049-0153
Status	Current
Account	

No Structure Information

Sales History						
Year	Document #	Document Type	Sale Date	Sold By	Sold To	Price
2014	818273	QUITCLAIM DEED	7/1/2014	NYE CO TREAS TRSTE 90/91	TOWN OF BELMONT	\$1,248

No Genealogy Information

[Property Map](#) [View Full Screen](#)

Assessor's Office Contact Information

Tonopah Office
 101 Radar Road
 P.O. Box 271
 Tonopah, NV 89049-0271
 Phone: 775 482-8174 Fax: 775 482-8178

Pahrump Office
 160 N. Floyd Dr
 Pahrump, NV 89060-0105
 Phone: 775 751-7060 Fax: 775 751-4207

DOC # 818273

Official Records Nye County Nevada
Deborah Beatty - Recorder
07/01/2014 03:36:18 PM
Requested By: NYE COUNTY TREASURER
Recorded By: vw RPTT:\$0
Recording Fee: \$0.00
Non Conformity Fee: \$0.00
Page 1 of 3

APN: 004-577-06

Recording Requested by:
Nye County Treasurer

Grantee's Mailing Address:
Town of Belmont, State of Nevada
P.O. Box 153
Tonopah, NV 89049



QUITCLAIM DEED OF NYE COUNTY TRUST PROPERTY

KNOW ALL MEN BY THESE PRESENTS:

THAT WHEREAS, RICHARD E. BILLMAN, as County Treasurer and Ex-Officio Tax Receiver of the County of Nye, State of Nevada, after giving due notice in the manner and form prescribed by NRS 361.565, did on the 3rd day of June, 1991 issue HIS certificate authorizing the County Treasurer as Trustee for the State of Nevada and County of Nye to hold the property hereinafter described, for the period prescribed by law for redemption of property for unpaid taxes, which said property had been assessed by the Assessor of Nye County to and in the name of UNKNOWN OWNER, appearing to be the then owners for tax year 1991; and

WHEREAS, the time allowed by law for redemption having expired without redemption of the said property being made; and

WHEREAS, the said County Treasurer and Ex-Officio Tax Receiver, in compliance with NRS 361.585, executed and delivered to RICHARD E. BILLMAN, as County Treasurer, as Trustee for the State of Nevada and County of Nye, HIS deed of the said property hereinafter described, in consideration of the delinquent taxes, costs and penalties attaching thereto for the year 1991.

NOW, THEREFORE, by reason of an Order for Sale of Nye County Trust Property issued by the Board of Nye County Commissioners, on the 24TH day of April, 2013, per Nye County Resolution No. 2013-17, after due notice as prescribed by NRS 361.595, and in consideration of the sum of ONE THOUSAND, TWO HUNDRED, FORTY-EIGHT AND 03/100 DOLLARS (\$1,248.03), lawful money of the United States of America, the receipt whereof is hereby acknowledged, I RICHARD E. BILLMAN, as County Treasurer and Ex-Officio Tax Receiver of the County of Nye, State of Nevada, as party of the first part, do hereby remise, release and quitclaim, with no warranties or guarantees, unto TOWN OF BELMONT, STATE OF NEVADA, P.O. Box 153 Tonopah, NV 89049, as party of the second part, all the right, title, claim and interest of the County of Nye and the State of Nevada in and to that certain property situate and described as follows:

T9N R45E S26 B 14 L 3-7 BELMONT TOWNSITE 11, 136 SQ FT F#288445.260AC

APN 004-577-06

SUBJECT TO ANY EASEMENTS OR RESERVATIONS OF RECORD.

Dated this 1st day of July, 2014.

KIM LARA, Chief Deputy for
RICHARD E. BILLMAN
NYE COUNTY TREASURER

QUITCLAIM DEED OF NYE COUNTY TRUST PROPERTY
APN: 004-577-06

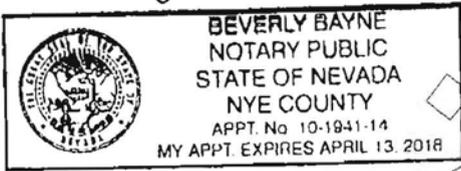
STATE OF NEVADA)
)
COUNTY OF NYE)

On this 1st day of July, 2014 before me, the undersigned Notary Public in and for the County and State aforesaid, personally appeared KIM LARA known to me to be the Chief Deputy County Treasurer and Trustee of the County of Nye, State of Nevada and who executed the within and foregoing instrument as the said County Treasurer and Trustee of the County of Nye, State of Nevada, and he acknowledged to me that he executed the same freely and voluntarily and for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and fixed my official seal at my office on the day and year in this certificate first above written.



NOTARY PUBLIC



Unofficial Copy

STATE OF NEVADA
DECLARATION OF VALUE

- 1. Assessors Parcel Number(s)
 - a) 004-577-06
 - b) _____
 - c) _____
 - d) _____

- 2. Type of Property:
 - a) Vacant Land
 - b) Single Fam. Res.
 - c) Condo/Twnhse
 - d) 2-4 Plex
 - e) Apt. Bldg
 - f) Comm'l/Ind'l
 - g) Agricultural
 - h) Mobile Home
 - i) Other _____

FOR RECORDERS OPTIONAL USE ONLY	
DOCUMENT/INSTRUMENT #:	_____
BOOK _____	PAGE _____
DATE OF RECORDING:	_____
NOTES: <u>VW</u>	_____

3. Total Value/Sales Price of Property: \$ \$1,248.03
 Deed in Lieu of Foreclosure Only (value of property) (_____)
 Transfer Tax Value: \$ _____
 Real Property Transfer Tax Due: \$ _____

4. If Exemption Claimed:
 a. Transfer Tax Exemption per NRS 375.090, Section # 2
 b. Explain Reason for Exemption: To Govt

5. Partial Interest: Percentage being transferred: _____ %

The undersigned declares and acknowledges, under penalty of perjury, pursuant to NRS 375.060 and NRS 375.110, that the information provided is correct to the best of their information and belief, and can be supported by documentation if called upon to substantiate the information provided herein. Furthermore, the parties agree that disallowance of any claimed exemption, or other determination of additional tax due, may result in a penalty of 10% of the tax due plus interest at 1% per month.

Pursuant to NRS 375.030, the Buyer and Seller shall be jointly and severally liable for any additional amount owed.

Signature [Signature] Capacity Deputy Treasurer
 Signature _____ Capacity _____

SELLER (GRANTOR) INFORMATION
(REQUIRED)

Print Name: Nye County Treasurer
 Address: P.O. Box 473
 City: Tonopah
 State: NV Zip: 89049

BUYER (GRANTEE) INFORMATION
(REQUIRED)

Print Name: Town of Belmont, State of Nevada
 Address: P.O. Box 153
 City: Tonopah
 State: NV Zip: 89049

COMPANY/PERSON REQUESTING RECORDING

(required if not the seller or buyer)

Print Name: _____ Escrow # _____
 Address: _____
 City: _____ State: _____ Zip: _____

(AS A PUBLIC RECORD THIS FORM MAY BE RECORDED/MICROFILMED)

Nye County Assessor Property Inquiry

Notice

To view Treasurer Information or pay Secured Property Taxes, click here to go to the Nye County Treasurer Property Inquiry

Property Information

Parcel ID	004-591-03	Parcel Acreage	32.0100
Tax Year	2020 ▾	Assessed Value	83,661
Land Use Group	VAC	Tax Rate	0.0000
Land Use	100 - Vacant - Unknown/Other	Total Tax Fiscal Year (2020 - 2021)	\$0.00
Zoning		Total Unpaid All Years	\$0.00
Tax District	100		
Site Address	B.20 ALL OF 32.01 AC 230 BELMONT		

No Sketches or Photos

Assessments

Taxable Value	Land	Building	Per. Property	Totals
Residential	0	0	0	0
Com / Ind.	0	0	0	0
Agricultural	0	0	0	0
Exempt	239,031	0	0	239,031
Pers. Exempt				0
Total	0	0	0	0
Assessed Value	Land	Building	Per. Property	Totals
Residential	0	0	0	0
Com / Ind.	0	0	0	0
Agricultural	0	0	0	0
Exempt	83,661	0	83,661	83,661
Pers. Exempt				0
Total	0	0	0	0
	New Land	New Const.	New P.P.	Omit Bldg
Residential	0	0	0	0
Com / Ind.	0	0	0	0
Agricultural	0	0	0	0
Exempt	0	0	0	0
Totals	0	0	0	0

Legal Descriptions						
Legal Descriptions	Subdivision Name	Section	Township	Range	Block	Lot
T9N R45E S25 & 26 B.20 ALL OF 32.01AC (1,742,400 SQ FT OR 40AC) BELMONT (ROS#288445)	BELMONT	25	9N	45E		
T9N R45E S25 & 26 B.20 ALL OF 32.01AC (1,742,400 SQ FT OR 40AC) BELMONT (ROS#288445)	BELMONT	26	9N	45E		

Related Names	
OWNER	TOWN OF BELMONT STATE OF NEVADA,
Mailing Address	PO BOX 153 TONOPAH, NV 89049-0153
Status	Current
Account	

No Structure Information

Sales History						
Year	Document #	Document Type	Sale Date	Sold By	Sold To	Price
2014	818274	QUITCLAIM DEED	7/1/2014	NYE CO TREAS TRSTE 90/91	TOWN OF BELMONT	\$5,392

No Genealogy Information

Property Map [View Full Screen](#)

Assessor's Office Contact Information

Tonopah Office
 101 Radar Road
 P.O. Box 271
 Tonopah, NV 89049-0271
 Phone: 775 482-8174 Fax: 775 482-8178

Pahrump Office
 160 N. Floyd Dr
 Pahrump, NV 89060-0105
 Phone: 775 751-7060 Fax: 775 751-4207

DOC # 818274

Official Records Nye County Nevada
Deborah Beatty - Recorder
07/01/2014 03:36:18 PM
Requested By: NYE COUNTY TREASURER
Recorded By: vw RPTT:\$0
Recording Fee: \$0.00
Non Conformity Fee: \$0.00
Page 1 of 3

APN: 004-591-03

Recording Requested by:
Nye County Treasurer

Grantee's Mailing Address:
Town of Belmont, State of Nevada
P.O. Box 153
Tonopah, NV 89049



QUITCLAIM DEED OF NYE COUNTY TRUST PROPERTY

KNOW ALL MEN BY THESE PRESENTS:

THAT WHEREAS, RICHARD E. BILLMAN, as County Treasurer and Ex-Officio Tax Receiver of the County of Nye, State of Nevada, after giving due notice in the manner and form prescribed by NRS 361.565, did on the 3rd day of June, 1991 issue HIS certificate authorizing the County Treasurer as Trustee for the State of Nevada and County of Nye to hold the property hereinafter described, for the period prescribed by law for redemption of property for unpaid taxes, which said property had been assessed by the Assessor of Nye County to and in the name of UNKNOWN OWNER, appearing to be the then owners for tax year 1991; and

WHEREAS, the time allowed by law for redemption having expired without redemption of the said property being made; and

WHEREAS, the said County Treasurer and Ex-Officio Tax Receiver, in compliance with NRS 361.585, executed and delivered to RICHARD E. BILLMAN as County Treasurer, as Trustee for the State of Nevada and County of Nye, HIS deed of the said property hereinafter described, in consideration of the delinquent taxes, costs and penalties attaching thereto for the year 1991.

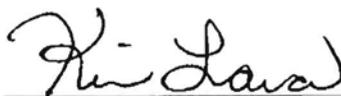
NOW, THEREFORE, by reason of an Order for Sale of Nye County Trust Property issued by the Board of Nye County Commissioners, on the 24th day of April, 2013, per Nye County Resolution No. 2013-17, after due notice as prescribed by NRS 361.595, and in consideration of the sum of FIVE THOUSAND, THREE HUNDRED, NINETY-TWO AND 27/100 DOLLARS (\$5,392.27), lawful money of the United States of America, the receipt whereof is hereby acknowledged, I RICHARD E. BILLMAN, as County Treasurer and Ex-Officio Tax Receiver of the County of Nye, State of Nevada, as party of the first part, do hereby remise, release and quitclaim, with no warranties or guarantees, unto TOWN OF BELMONT, STATE OF NEVADA, P.O. Box 153 Tonopah, NV 89049, as party of the second part, all the right, title, claim and interest of the County of Nye and the State of Nevada in and to that certain property situate and described as follows:

T9N R45E S25 & 26 B.20 ALL OF 1,742,400 SQ FT (40 ACRES) BELMONT TOWNSITE F#288445
32.010AC

APN 004-591-03

SUBJECT TO ANY EASEMENTS OR RESERVATIONS OF RECORD.

Dated this 1st day of July, 2014.


KIM LARA, Chief Deputy for
RICHARD E. BILLMAN

NYE COUNTY TREASURER

QUITCLAIM DEED OF NYE COUNTY TRUST PROPERTY
APN: 004-591-03

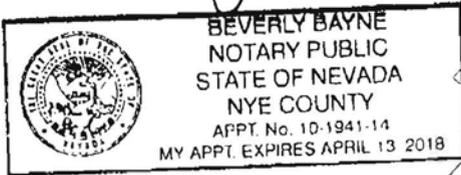
STATE OF NEVADA)
)
COUNTY OF NYE)

On this 1st day of July, 2014 before me, the undersigned Notary Public in and for the County and State aforesaid, personally appeared KIM LARA known to me to be the Chief Deputy County Treasurer and Trustee of the County of Nye, State of Nevada and who executed the within and foregoing instrument as the said County Treasurer and Trustee of the County of Nye, State of Nevada, and he acknowledged to me that he executed the same freely and voluntarily and for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and fixed my official seal at my office on the day and year in this certificate first above written.



NOTARY PUBLIC



Unofficial Copy

STATE OF NEVADA
DECLARATION OF VALUE

- 1. Assessors Parcel Number(s)
 - a) 004-591-03
 - b) _____
 - c) _____
 - d) _____

- 2. Type of Property:
 - a) Vacant Land
 - b) Single Fam. Res.
 - c) Condo/Twnhse
 - d) 2-4 Plex
 - e) Apt. Bldg
 - f) Comm'l/Ind'l
 - g) Agricultural
 - h) Mobile Home
 - i) Other _____

FOR RECORDERS OPTIONAL USE ONLY	
DOCUMENT/INSTRUMENT #:	_____
BOOK _____	PAGE _____
DATE OF RECORDING:	_____
NOTES: <u>VW</u>	_____

- 3. Total Value/Sales Price of Property: \$5,392.27
- Deed in Lieu of Foreclosure Only (value of property) (_____)
- Transfer Tax Value: \$ _____
- Real Property Transfer Tax Due: \$ _____

- 4. If Exemption Claimed:
 - a. Transfer Tax Exemption per NRS 375.090, Section # 2
 - b. Explain Reason for Exemption: To Govt

- 5. Partial Interest: Percentage being transferred: _____ %

The undersigned declares and acknowledges, under penalty of perjury, pursuant to NRS 375.060 and NRS 375.110, that the information provided is correct to the best of their information and belief, and can be supported by documentation if called upon to substantiate the information provided herein. Furthermore, the parties agree that disallowance of any claimed exemption, or other determination of additional tax due, may result in a penalty of 10% of the tax due plus interest at 1% per month.

Pursuant to NRS 375.030, the Buyer and Seller shall be jointly and severally liable for any additional amount owed.

Signature [Signature] Capacity Deputy Treasurer
 Signature _____ Capacity _____

**SELLER (GRANTOR) INFORMATION
(REQUIRED)**

Print Name: Nye County Treasurer
 Address: P.O. Box 473
 City: Tonopah
 State: NV Zip: 89049

**BUYER (GRANTEE) INFORMATION
(REQUIRED)**

Print Name: Town of Belmont, State of Nevada
 Address: P.O. Box 153
 City: Tonopah
 State: NV Zip: 89049

COMPANY/PERSON REQUESTING RECORDING

(required if not the seller or buyer)

Print Name: _____ Escrow # _____
 Address: _____
 City: _____ State: _____ Zip: _____

(AS A PUBLIC RECORD THIS FORM MAY BE RECORDED/MICROFILMED)

1 **NYE COUNTY RESOLUTION NO. 2013-17**

2 A RESOLUTION DIRECTING THE TRANSFER OF NYE COUNTY TREASURER TRUST PROPERTY
3 INTO TOWN OF BELMONT OWNERSHIP FOR PUBLIC PURPOSES.

4 WHEREAS, the Town of Belmont (hereinafter "Town") is authorized to acquire property held in trust by
5 the Nye County Treasurer, by making application according to the provisions of NRS 361.603; and;

6 WHEREAS, the Board has determined that public purposes will be served by the Town's acquisition of
7 certain properties consisting of three (3) parcels located in Belmont, Nevada and held in trust by the Nye County
8 Treasurer (hereinafter "Property"), to-wit: that the said Property will be used for public purposes; and

9 WHEREAS, the Property is more particularly described as:

- 10 1. T9N R45E S26 B.2 L.9 BELMONT TOWNSITE 4,200 SQ FT (.10 ACRES) – Assessor's Parcel
- 11 #004-555-06, delinquent taxes in the amount of \$751.15
- 12 2. T9N R45E S26 B.14 L.3-7 BELMONT TOWNSITE 11,136 SQ FT (.26 ACRES) – Assessor's Parcel
- 13 #004-577-06, delinquent taxes in the amount of \$1,248.03
- 14 3. T9N R45E S25 & 26 B.20 ALL OF 1,742,400 SQ FT (40 ACRES) BELMONT TOWNSITE (32.01
- 15 ACRES) – Assessor's Parcel #004-591-03, delinquent taxes in the amount of \$5,392.27

16 NOW THEREFORE, BE IT RESOLVED, that:

- 17 1. Upon the date the properties are eligible for transfer to Town ownership, the Nye County Treasurer
- 18 shall transfer the properties to the Town of Belmont, State of Nevada, for public purpose uses.

19 APPROVED this 24th day of April, 2013.

20
21 NYE COUNTY BOARD OF
22 COUNTY COMMISSIONERS:

ATTEST:

23 
24 Andrew "Butch" Borasky, Chairman


Sandra L. Merlino, Nye County Clerk
And Ex-Officio Clerk of the Board

25 ///
///

BELMONT TOWN ADVISORY BOARD
MEETING AGENDA
SATURDAY FEBRUARY 16, 2013
10:00 AM
BELMONT FIRE HALL
BELMONT, NV

MEMBERS

Anthony (Buddy) Perchetti, Chairman
Donna Motis, Secretary
Dana Holbrook, Member
Janice Berard, Member
Theodore "Tay" Schuff, Member

NOTE: All items are approximate except for any 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.

AGENDA

Call to Order

1. 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 (first).
2. For Possible Action – Approval of minutes from regular meetings of December 1, 2012.

Reports:

1. Reports from State Parks.
2. Information/Update from County Commission.

Old Business:

1. Update on Cemetery progress - cribs and flowers.

New Business:

1. None

General Public Comments (second).

For Possible Action – Board Comments (This item limited to announcements or topics/issues proposed for future agendas/workshops.

Set time and date of next meeting:

There could be training/gathering/meeting after this meeting with the possibility of a majority of Belmont Town Board members present. There will not be any decisions made by this board regarding Belmont Town issues. Pursuant to NRS 241.020 the Agenda for the Belmont Advisory Board meeting has been posted at the following locations: U.S. Post Office, Main Street, Tonopah NV; Nye County Courthouse, Radar Road, Tonopah NV; Memo Board, Main Street, Belmont Nv; Memo Board, Fire Dept. Belmont Nv.

NOTICE: Members of the public who are disabled and require special accommodations or assistance at this meeting are requested to notify Belmont Town in writing at Box 1432, Tonopah Nv 89049 or by calling 775-482-3968 prior to the meeting.

MINUTES FROM BELMONT TOWN ADVISORY MEETING OF FEBRUARY 16, 2013

Meeting called to order by Bud Perchetti.

Present: Bud Perchetti, Donna Motis, Janice Berard.

General Public Comment: None

Minutes from December 1, 2012 are available for the public. A motion was made by Bud to approve the minutes of December 1, 2012 and seconded by Janice. The motion was approved by all.

Reports – (1) State Parks: The Chimney caps for the courthouse have all been installed and they also repainted the cupola. Senate Bill 121 transferring the ownership of the Courthouse from State Parks to Nye County has been introduced to the Legislative committee as of February 13, 2013.

(2) Information/Update from Commissioner - None.

Old Business – Update on Cemetery Progress: Janice gave three more sets of lumber to the Conservation Camp to be cut into pickets for the cribs. Neil has put together another crib. The cribs are almost done. Janice talked to Nick Bradshaw about branding Unknown on the headstones and he stated that the one he did, did not come out very well. It was discussion about installing the wooden headstones and doing the branding at a later time.

New Business – None

General Public Comment: None

Board Comment: Dana, Buddy, Tay and Donna attended the county sponsored Open Meeting Law training on January 9, 2013. Dana and Janice were re-appointed to the Belmont Town Advisory Board by the Nye County Commissioners on December 18, 2012. Their terms of office will expire the end of December 2014.

Next meeting – April 13, 2013

DLM

BELMONT TOWN ADVISORY BOARD

MEETING AGENDA

SATURDAY APRIL 13, 2013

10:00 AM

BELMONT FIRE HALL

BELMONT, NV

MEMBERS

Anthony (Buddy) Perchetti, Chairman

Donna Motis, Secretary

Dana Holbrook, Member

Janice Berard, Member

Theodore "Tay" Schuff, Member

NOTE: All items are approximate except for any 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.

AGENDA

Call to Order

1. 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 (first).
2. For Possible Action – Approval of minutes from regular meetings of February 16, 2013

Reports:

1. Reports from State Parks.
2. Information/Update from County Commission.

Old Business:

1. Update on Cemetery progress - cribs and flowers.
2. Update on Parks & Recreation grant.

New Business:

1. For Possible Action – Discussion and deliberation regarding weed control maintenance. Tay to provide info and options.
2. For Possible Action – Discussion and deliberation regarding the purchase of up to 4 yards of concrete to pour pads under the cabana tables. The estimated cost will be \$450.00

General Public Comments (second).

For Possible Action – Board Comments (This item limited to announcements or topics/issues proposed for future agendas/workshops.

Set time and date of next meeting:

There could be training/gathering/meeting after this meeting with the possibility of a majority of Belmont Town Board members present. There will not be any decisions made by this board regarding Belmont Town issues. Pursuant to NRS 241.020 the Agenda for the Belmont Advisory Board meeting has been posted at the following locations: U.S. Post Office, Main Street, Tonopah NV; Nye County Courthouse, Radar Road, Tonopah NV; Memo Board, Main Street, Belmont Nv; Memo Board, Fire Dept. Belmont Nv.

NOTICE: Members of the public who are disabled and require special accommodations or assistance at this meeting are requested to notify Belmont Town in writing at Box 1432, Tonopah Nv 89049 or by calling 775-482-3968 prior to the meeting.

MINUTES FROM BELMONT TOWN ADVISORY BOARD MEETING OF APRIL 13, 2013

Meeting called to order by Bud Perchetti.

Present: Bud Perchetti, Donna Motis, Janice Berard, Dana Holbrook, Tay Schuff.

General Public Comment: The Tonopah Elks Foundation made a donation to Belmont Town of three solar lights to be attached to our flag poles. John Terras has installed these lights on the flag poles at the fire house, cemetery, and flag pole by the B & B. We thank the Tonopah Elks for their generosity. Tay stated that we will once again begin having church services at the Belmont Church on the second Sunday of each month at 12:00 noon from May to October. John Terras stated that the Treasurer's property sale has parcels that could benefit Belmont if we can get them transferred to Nye County for town use. They are parcels 04-577-06, 04-555-06 and 04-591-03.

Minutes from February 16, 2013 meeting are available for the public. A motion was made by Tay to approve the minutes from February 16, 2013 and seconded by Janice. The motion was approved by all.

Reports: (1) State Parks: The ownership transfer of the courthouse from State Parks to Nye County is proceeding nicely through the legislature with no opposition and we hope the bill will be signed by the Governor very soon. Neal asked about the mortar mix reports that are to be sent to the county.

Per Joni the county has not received the reports yet but she will call Marc and remind him. (2)

Commissioner update: Lorinda discussed legislative updates regarding permits on public lands for events and a bill to transfer federal lands to state lands.

Old Business: (2) Update on Parks & Rec grant: The benches have been installed and the cabana has been built. We are in the process of getting the prep work done to pour cement pads under all the tables and under the newest cabana.

New Business (2) Donna made a motion to purchase four yards of concrete from our Belmont town services & supplies county account to finish up the table pads project for an approximate price of \$450.00. Motion was seconded by Bud and approved by all. (1) Weed control: Tay met with the people from Tri County Weed Control to discuss how to eliminate the musk thistle throughout town and stinging nettles in the creek. The Tonopah Conservation District will do a cost sharing – they pay 75% of the cost and property owners pay 25% - to have these noxious weeds sprayed so they will not continue to spread all throughout the town. The musk thistle is very hard to eliminate once it starts to grow. Tri County charges a total of \$125.00 per hour and cost of chemicals and they said they could do Belmont in approximately twenty hours. Tay made a motion to apply for Tri County Weed Control maintenance on the musk thistle and stinging nettle and to also work with the Tonopah Conservation District to get this done. The motion was seconded by Donna and approved by all. Tay & Donna will work with them to do any paperwork that needs to be done.

Old Business (1) Update on Cemetery: Janice & Neal have all the cribs done, they just need to be taken to the cemetery and installed. The cribs look great. Janice stated that the fence around the cemetery needs to be tightened.

General Public Comment (second): Tay stated that when he attended the Open Meeting Law training in Pahrump, at the end of the meeting several people were talking about BLM providing fire protection for Belmont. The county has an agreement with BLM and Forest Service for fire protection around Belmont, but there is no way they would ever be able to respond to a fire in town due to the actual time it would take them to get here from Austin or Battle Mountain. Janice stated that she has been unable to obtain Open Meeting Law training in the Reno area and will have to go to Tonopah to watch the video the county has.

Board Comment: None

Next meeting: June 8, 2013

Meeting adjourned.

DLM



**JOINT TELECONFERENCE OF THE
NYE COUNTY BOARD OF COMMISSIONERS
NYE COUNTY BOARD OF ROAD COMMISSIONERS
NYE COUNTY LICENSING AND LIQUOR BOARD
AND AS THE GOVERNING BODY OF UNINCORPORATED TOWNS OF BEATTY,
BELMONT, GABBS, MANHATTAN AND RAILROAD VALLEY**

**101 Radar Road, Tonopah, NV 89049
Wednesday, April 24, 2013
10:00 A.M.**

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 (date), 2013 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 April 24, 2013 will be for all matters, both on and off the agenda, and be limited to three minutes per person. Additionally, public comment of three minutes per person will be heard during individual action items. The Commission reserves the right to reduce the time or limit the total 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.

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; The Ian Deutch Government Complex, 1520 East Basin Road, Pahrump, NV; Commissioners' Chambers, 2100 E. Walt Williams Drive, Pahrump, NV; Beatty Justice Court, 426 C Avenue South Beatty, 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.

WEBSITE: www.nvecounty.net

The Nye County Board of Commissioners may take a short break every 1½ 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.

In accordance with Federal law and U.S. Department of Agriculture policy, Nye County is prohibited from discriminating on the basis of race, color, national origin, sex, religion, age, or disability. (Not all prohibited bases apply to all programs.) To file a complaint of discrimination write to USDA, Director, Office of Civil Rights, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410 or call (800) 795-3272 (voice) or (202) 720-6382 (TDD). USDA is an equal opportunity provider, employer, and lender

"Communication for Hearing Impaired: Dial Nevada Relay Service 711 or for Voice to TTY (800) 326-6888 or TTY to Voice (800) 326-6868"

1. Pledge of Allegiance
2. **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 (first).**

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

3. **For Possible Action - Discussion and deliberation regarding directing the transfer of Nye County Treasurer Trust property to the Town of Belmont for public purposes.**
4. **ADJOURN**

NYE COUNTY AGENDA INFORMATION FORM

Action
 Presentation
 Presentation & Action

Department: Belmont Town Advisory Board		Agenda Date:	
Category: Discussion Agenda Item		April 24, 2013	
Contact: Donna Motis		Phone:	Continued from meeting of:
Return to:	Location:	Phone:	
<p>Action requested: (Include what, with whom, when, where, why, how much (\$) and terms)</p> <p>Discussion and deliberation regarding directing the transfer of Nye County Treasurer Trust property to the Town of Belmont for public purposes.</p>			
<p>Complete description of requested action: (Include, if applicable, background, impact, long-term commitment, existing county policy, future goals, obtained by competitive bid, accountability measures)</p> <p>An application has been made requesting properties be removed from the delinquent tax properties list. The properties will be used for public purposes.</p> <p>Staff recommends approval to adopt Nye County Resolution No. 2013-17: a Resolution directing the transfer of Nye County Treasurer Trust Property into Town of Belmont ownership for public purpose.</p> <p>Any information provided after the agenda is published or during the meeting of the Commissioners will require you to provide 20 copies: one for each Commissioner, one for the Clerk, one for the District Attorney, one for the Public and two for the County Manager. Contracts or documents requiring signature must be submitted with three original copies.</p>			
<p>Expenditure Impact by FY(s): (Provide detail on Financial Form)</p> <p style="text-align: right;"><input checked="" type="checkbox"/> No financial impact</p>			

Routing & Approval (Sign & Date)

1. Dept	Date	6.	Date
2.	Date	7.	Date
3.	Date	8. Legal	Date
4.	Date	9. Finance	Date
5.	Date	10. County Manager	Date

Place on Agenda

Board of County Commissioners Action

<input type="checkbox"/> Approved <input type="checkbox"/> Disapproved		<input type="checkbox"/> Amended as follows:
Clerk of the Board Date		

1 **NYE COUNTY RESOLUTION NO. 2013-17**

2 **A RESOLUTION DIRECTING THE TRANSFER OF NYE COUNTY TREASURER TRUST PROPERTY**
3 **INTO TOWN OF BELMONT OWNERSHIP FOR PUBLIC PURPOSES.**

4 WHEREAS, the Town of Belmont (hereinafter "Town") is authorized to acquire property held in trust by
5 the Nye County Treasurer, by making application according to the provisions of NRS 361.603; and;

6 WHEREAS, the Board has determined that public purposes will be served by the Town's acquisition of
7 certain properties consisting of three (3) parcels located in Belmont, Nevada and held in trust by the Nye County
8 Treasurer (hereinafter "Property"), to-wit: that the said Property will be used for public purposes; and

9 WHEREAS, the Property is more particularly described as:

- 10
- 11 1. T9N R45E S26 B.2 L.9 BELMONT TOWNSITE 4,200 SQ FT (.10 ACRES) – Assessor's Parcel
12 #004-555-06, delinquent taxes in the amount of \$751.15
 - 13 2. T9N R45E S26 B.2 L.9 BELMONT TOWNSITE 4,200 SQ FT (.26 ACRES) – Assessor's Parcel
14 #004-577-06, delinquent taxes in the amount of \$1,248.03
 - 15 3. T9N R45E S26 B.2 L.9 BELMONT TOWNSITE 4,200 SQ FT (32.01 ACRES) – Assessor's Parcel
16 #004-591-03, delinquent taxes in the amount of \$5,392.27

17 NOW THEREFORE, BE IT RESOLVED, that:

- 18 1. Upon the date the properties are eligible for transfer to Town ownership, the Nye County Treasurer
19 shall transfer the properties to the Town of Belmont, State of Nevada, for public purpose uses.

20 APPROVED this 24th day of April, 2013.

21 NYE COUNTY BOARD OF
22 COUNTY COMMISSIONERS:

ATTEST:

23 _____
24 Andrew "Butch" Borasky, Chairman

23 _____
24 Sandra L. Merlino, Nye County Clerk
And Ex-Officio Clerk of the Board

25 ///

///

CHAPTER 361 - PROPERTY TAX

Delinquencies, Trustee's Certificates, Redemption and Sale

NRS 361.603 Acquisition by local government or Nevada System of Higher Education of property held in trust.

1. Any local government or the Nevada System of Higher Education may, in the manner provided in this section, acquire property held in trust by the treasurer of the county in which the local government or any part of the System is located by virtue of any deed made pursuant to the provisions of this chapter.

2. Whenever any local government or the Nevada System of Higher Education determines that a public purpose may be served by the acquisition of the property, it may make application to the board of county commissioners for permission to acquire the property. If the board of county commissioners approves the application, it shall direct the county treasurer to give notice of intent to sell to the last known owner or heirs or devisees of the last known owner of the property in the manner provided by law.

3. The last known owner may, within 90 days after the notice, redeem the property by paying to the treasurer the amount of the delinquent taxes, plus penalties, interest and costs.

4. If the owner fails to redeem the property within the time allowed, the county treasurer shall transfer the property to the local government or the Board of Regents of the University of Nevada upon receiving from it the amount of the delinquent taxes, except as otherwise provided in subsection 5.

5. If property is so transferred to a local government for street, sewer or drainage uses, for use in a program for the rehabilitation of abandoned residential properties established by the local government pursuant to chapter 279B of NRS, or for use as open-space real property as designated in a city, county or regional comprehensive plan, the delinquent taxes need not be paid.

6. As used in this section, "open-space real property" has the meaning ascribed to it in NRS 361A.040.

(Added to NRS by 1969, 259; A 1973, 278; 1979, 486; 1981, 505; 1989, 191; 1993, 397; 1999, 1321)

Parcel Number 004-555-06

Last Updated 11/15/12 By BBAKER

Ownership (F6=All Owners F7=Documents F8=Correspondence History)

Legal Owner..... NYE CO TREAS TRSTE 90/91 Force Assmt Notice....
Assessed Owner..... NYE CO TREAS TRSTE 90/91 Force Ag Message...
Mail Address..... P O BOX 473 Force Label.....
Force Card/Aff (C/A)..

City, State..... TONOPAH, NV Zip... 89049-0473

Vesting Doc #, Date. Yr,Bk,Pg 00 000 000 Corr Rq'd

Map Document #s.....

Description (F11=Additional Locations)

Dir Street or Other Description Unit #(s)

Property Location... B.2 L.9 .10AC 230

Subdivision..... BELMONT Block... 2 Lot... 9

Town..... BELMONT Parcel Map ID..

Property Name..... B.2 L.9 .10AC Confidential..

Remarks.....

Parcel # Containing Descriptive/Document Data.... Land Use: 100

Size

Total Acres... .100 Square Feet.... 4,200

Ag Acres..... .000 W/R Acres..... .000

F9=Scan >/< > F5=Addr Hist F10=Othr Func F12=Cancel F14=Imprv/Apprsl Data

F15=Legal Description F16=Misc Notes F17=Factoring History F20=Tax Years

F21=Personal Property F22=Ag Land F23=Exemptions F24=Livestock Counts

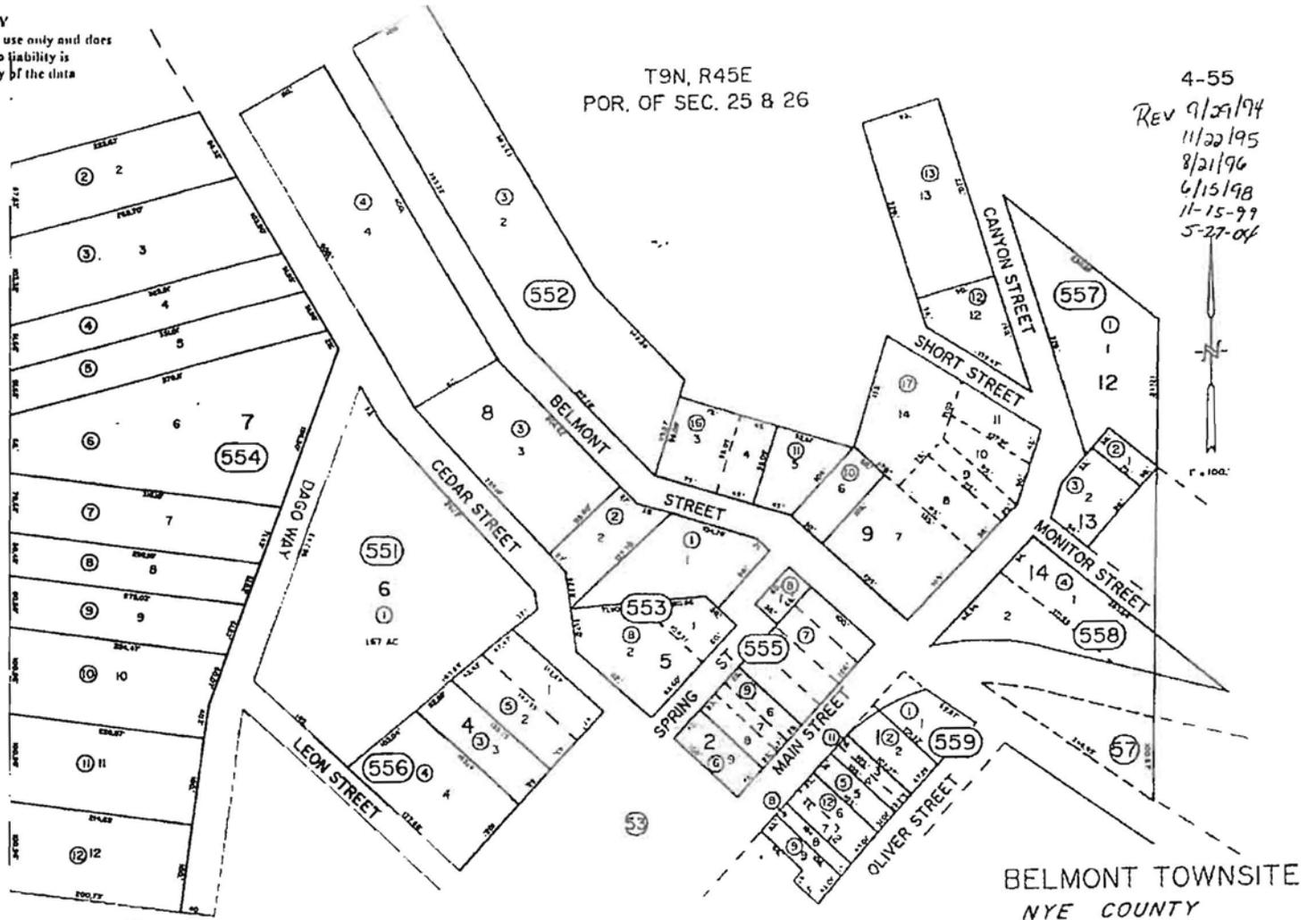
NYE COUNTY

This plot is for assessment use only and does not represent a survey. No liability is assumed as to the accuracy of the data delineated hereon.

T9N, R45E
POR. OF SEC. 25 & 26

4-55

REV 9/21/74
11/22/95
8/21/96
6/15/98
11-15-99
5-27-04



MAY 82 /MKT
NYE CO. ASSESSOR

NOTE: This plat is for assessment use only and does not represent a survey. No liability is assumed as to the accuracy of the data delineated hereon.



Secured Tax Inquiry Detail for Parcel # 004-555-06					
Property Location: B 2 L 9 .10AC 230, BELMONT			Roll #: 057020		
Billed to: NYE CO TREAS TRSTE 90/91			Tax Year: 2013		
P O BOX 473			District: 10 0		
TONOPAH, NV 89049-0473			Tax Service:		
			Land Use Code: 100		
Outstanding Taxes: Monthly Interest Amount: 5 84					
Prior Year	Tax	Penalty/Interest	Total	Amount Paid	Total Due
2010+	612.57	714.03	1,326.60	.00	
2011	42.86	17.70	60.56	.00	
2012	47.86	13.38	61.24	.00	1,448.40
Current Year					
09/20	47.86	1.91	49.77	.00	1,498.17
10/01		2.39	2.39	.00	1,500.56
01/07		2.87	2.87	.00	1,503.43
03/04		<u>3.35</u>	<u>3.35</u>	<u>.00</u>	1,506.78
Totals	47.86	10.52	58.38	.00	
<input type="button" value="History"/>					

Parcel Number 004-577-06

Last Updated 11/15/12 By BBAKER

Ownership (F6=All Owners F7=Documents F8=Correspondence History)

Legal Owner..... NYE CO TREAS TRSTE 90/91 Force Assmt Notice....

Assessed Owner..... NYE CO TREAS TRSTE 90/91 Force Ag Message... -

Mail Address..... P O BOX 473 Force Label..... -

City, State..... TONOPAH, NV Zip... 89049-0473 Force Card/Aff (C/A).. -

Vesting Doc #, Date. Yr, BK, Pg 00 000 000 Corr Rq'd -

Map Document #s..... Description (F11=Additional Locations)

Dir Street or Other Description Unit #(s)

Property Location... B.14 L.3-7 .26AC 230

Subdivision..... BELMONT Block... 14 Lot... 3-7

Town..... BELMONT Parcel Map ID..

Property Name..... B.14 L.3-7 .26AC Confidential..

Remarks.....

Parcel # Containing Descriptive/Document Data.... Land Use: 100

Size

Total Acres... .260 Square Feet.... 11,136

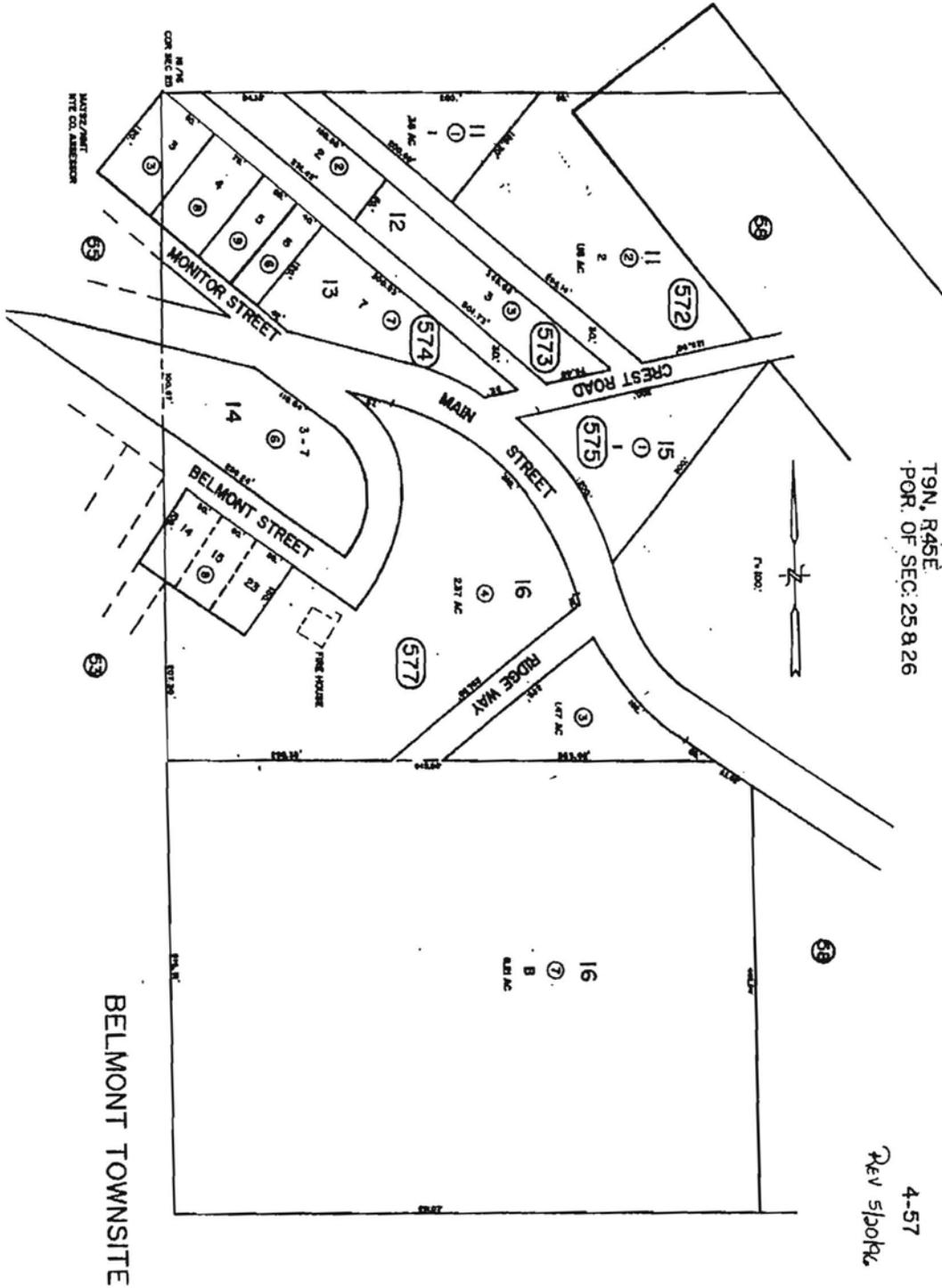
Ag Acres..... .000 W/R Acres..... .000

F9=Scan >/< > F5=Addr Hist F10=Othr Func F12=Cancel F14=Imprv/Apprsl Data

F15=Legal Description F16=Misc Notes F17=Factoring History F20=Tax Years

F21=Personal Property F22=Ag Land F23=Exemptions F24=Livestock Counts

Nye County
NOTE: This plat is for assessment use only and does not represent a survey. No liability is assumed as to the accuracy of the data delineated hereon.



Parcel Number 004-591-03

Last Updated 11/15/12 By BBAKER

Ownership (F6=All Owners, F7=Documents, F8=Correspondence History)

Legal Owner..... NYE CO TREAS TRSTE 90/91 Force Assmt Notice.... -
Assessed Owner..... NYE CO TREAS TRSTE 90/91 Force Ag Message... -
Mail Address..... P O BOX 473 Force Label..... -
Force Card/Aff (C/A).. -

City, State..... TONOPAH, NV Zip... 89049-0473

Vesting Doc #, Date. Yr,Bk,Pg 00 000 000 Corr Rq'd -

Map Document #s..... - - - - -

Description (F11=Additional Locations)

Dir Street or Other Description Unit #(s)

Property Location... B.20 ALL OF 32.01 AC 230

Subdivision..... BELMONT Block... 20 Lot... -

Town..... BELMONT Parcel Map ID.. -

Property Name..... B.20 ALL OF 32.01 AC Confidential.. -

Remarks..... -

Parcel # Containing Descriptive/Document Data.... Land Use: 100

Size

Total Acres... 32.010 Square Feet.... 0

Ag Acres..... .000 W/R Acres..... .000

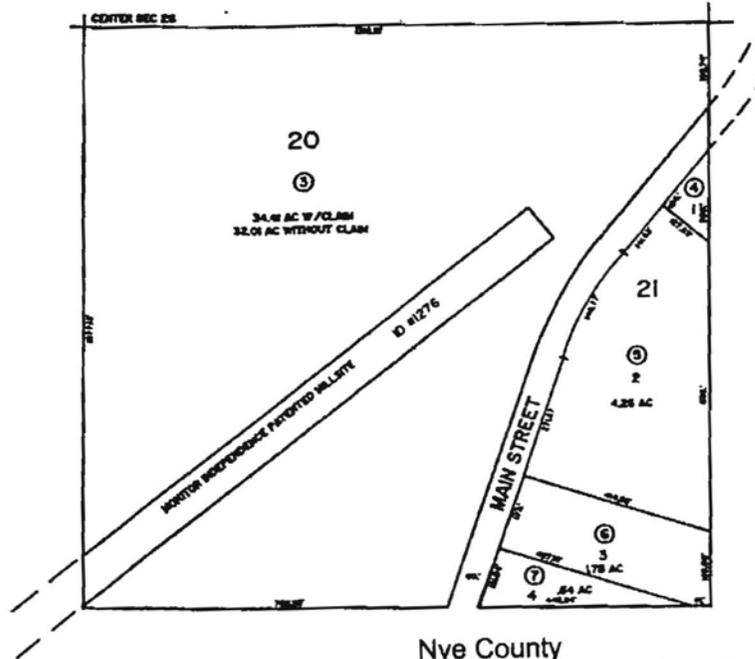
F9=Scan >/< > F5=Addr Hist F10=Othr Func F12=Cancel F14=Imprv/Apprsl Data

F15=Legal Description F16=Misc Notes F17=Factoring History F20=Tax Years

F21=Personal Property F22=Ag Land F23=Exemptions F24=Livestock Counts

T9N, R45E
POR. OF SEC. 26

04-59
A-3-99



BELMONT TOWNSITE

Nye County
NOTE: This plat is for assessment use only and does not represent a survey. No liability is assumed as to the accuracy of the data delineated hereon.

MAY 22 / 1987
NYE CO. ASSESSOR



Secured Tax Inquiry Detail for Parcel # 004-591-03					
Property Location: B.20 ALL OF 32.01 AC 230, BELMONT			Roll #: 057023		
Billed to: NYE CO TREAS TRSTE 90/91			Tax Year: 2013		
P O BOX 473			District: 10.0		
TONOPAH, NV 89049-0473			Tax Service:		
			Land Use Code: 100		
Outstanding Taxes. Monthly Interest Amount: 42.84					
Prior Year	Tax	Penalty/Interest	Total	Amount Paid	Total Due
2010+	4,663.20	5,626.76	10,289.96	.00	
2011	239.69	84.17	323.86	00	
2012	244.69	60.17	304.86	00	10,918.68
Current Year					
08/20	88.69	3.55	92.24	00	11,010.92
10/01	52.00	7.03	59.03	00	11,069.95
01/07	52.00	11.56	63.56	00	11,133.51
03/04	<u>52.00</u>	<u>17.13</u>	<u>69.13</u>	<u>00</u>	11,202.64
Totals	244.69	39.27	283.96	00	