



**JOINT MEETING OF THE
NYE COUNTY BOARD OF COMMISSIONERS
NYE COUNTY BOARD OF HIGHWAY COMMISSIONERS
NYE COUNTY LICENSING AND LIQUOR BOARD
NYE COUNTY BOARD OF HEALTH
AS THE GOVERNING BODY OF THE UNINCORPORATED TOWN OF PAHRUMP
AS THE GOVERNING BODY OF UNINCORPORATED TOWNS OF BEATTY GABBS MANHATTAN
AND RAILROAD VALLEY AND
AS THE BOARD OF TRUSTEES FOR THE PAHRUMP POOL DISTRICT**

101 Radar Road, Tonopah, NV 89049

July 7, 2021

10:00 a.m.

Per CDC guidelines, all members of the public entering town and county buildings are required to wear face masks except the following:

Members of the public claiming medical exemptions or members of the public that have been vaccinated.

Those who believe the guidelines above are inadequate to prevent disease transmission, Nye County's vulnerable population, or those sheltering in place can participate by calling 1-888-585-9008 and entering conference room number 255-432-824.

The Chair of the Board of County Commissioners will open public comment periods by announcement. Commenters must press *9 on their telephone keypads to notify Administration they wish to speak.

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

NOTE: All items are approximate except for bid openings, public hearings, and any other items agendaized at a specific time. Items on the agenda without a time designation may be taken out of order. The Board may combine two or more agenda items for consideration. The Board may remove an item from the agenda or delay discussion relating to an item on the agenda at any time. Items on the agenda without a time designation may not necessarily be considered in the order in which they appear on the agenda. **NOTICE: It is anticipated that the items of business before the Board of Commissioners on July 7, 2021 will be fully completed on that date. However, should item(s) not be completed, it is possible item(s) could be carried over and be heard before the Board of Commissioners beginning at 8:30 a.m. on the next day or a time designated by the Board.**

Public Comment during the Commission Meeting on July, 7, 2021 will be for all matters off the agenda, and be limited to up to three minutes per person. Additionally, public comment of up to three minutes per person may be heard during individual action items. The Commission reserves the right to reduce the time allowed for public comment. The Commission may prohibit comment if the content of the comments is a topic that is not relevant to, or within the authority of, the Commission, or if the content of the comments is willfully disruptive of the meeting by being irrelevant, repetitious, slanderous, offensive, inflammatory, irrational or amounting to personal attacks or interfering with the rights of other speakers. Persons are invited to submit comments in writing on the agenda items and/or attend and make comment on that item at the Commission meeting.

In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

Persons with disabilities who require alternative means of communication for program information (e.g., Braille, large print, audiotape, American Sign Language, etc.) should contact the responsible Agency or USDA's TARGET Center at (202) 720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800) 877-8339. Additionally, program information may be made available in languages other than English.

To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at [How to File a Program Discrimination Complaint](#) and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by: (1) mail: U.S. Department of Agriculture, Office of the Assistant Secretary for Civil Rights, 1400 Independence Avenue, SW, Washington, D.C. 20250-9410; (2) fax: (202) 690-7442; or (3) email: program.intake@usda.gov

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

July 7, 2021

Pursuant to NRS 241.020, the Agenda for the Commission Meeting has been posted at the following locations. Tonopah Convention Center, 301 Brougner Avenue, Tonopah, NV; U.S. Post Office, 201 Erie Main St., Tonopah, NV; Commissioners' Meeting Room, 101 Radar Road, Tonopah, NV; District Court, 101 Radar Road, Tonopah, NV; Commissioners' Chambers, 2100 E. Walt Williams Drive, Pahrump, NV

Additional Posting Locations: Amargosa Valley Community Center, 821 E. Amargosa Farm Rd., Amargosa Valley, NV; Beatty Community Center, 100 South A Ave., Beatty, NV; Gabbs Town Hall, 503 Brucite St., Gabbs, NV; Round Mountain Community Center, 650 Civic Dr., Round Mountain, NV

Support documentation for the items on the agenda, provided to the Nye County Board of Commissioners is available to members of the public at the County Manager's Office (101 Radar Road, Tonopah, Nevada & 2100 E. Walt Williams Drive, Pahrump, Nevada) and on the County's website, or by calling Melissa Godfrey at (775) 482-8192

WEBSITE: www.nyecounty.net

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

Special Note: Any member of the public who is disabled and requires accommodation or assistance at this meeting is requested to notify the Nye County Manager's Office in writing or call 775-482-8191 prior to the meeting.

- 1. Pledge of Allegiance**
- 2. Commissioners'/Manager's Comments (This item limited to announcements or topic/issues proposed for future workshops/agendas)**
- 3. Approval of the Agenda for July 7, 2021 (Non-action item)**
- 4. GENERAL PUBLIC COMMENT (up to three-minute time limit per person.) Action will not be taken on the matters considered during this period until specifically included on an agenda as an action item (first).**
- 5. For Possible Action – Emergency Items**
- 6. [For Possible Action](#) – Discussion and deliberation regarding meeting minutes from the May 18, 2021, 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, Gabbs, Manhattan, and Railroad Valley, and the Board of Trustees for the Pahrump Pool District.**

SITTING AS THE BOARD OF COUNTY COMMISSIONERS

TIMED ITEMS

- 7. 10:00 a.m. – [Presentation](#) of certificate and/or plaque to one employee honored for their years of service.**
- 8. 10:00 a.m. – [Presentation](#) from Best in the Desert Racing Association regarding the Maxxis Tires “Casey Folks” Vegas to Reno Championship on August 13, 2021.**
- 9. 10:00 a.m. – [Presentation](#) from Vince Ramirez, CEO, 3PL Operating, Inc. regarding the privately held mining development engaged in the exploration and development of lithium brine deposits within the Western Nevada Basin.**
- 10. 10:00 a.m. – [For Possible Action](#) – **Public Hearing**, discussion, and deliberation to issue an Outdoor Festival License to VinoJazz Foundation for the Food Truck Fiesta to be held August 27-28, 2021, at Petrack Park located at 150 N. Highway 160, Pahrump, Nevada.**

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

July 7, 2021

11. **10:00 a.m. – [For Possible Action](#) – Public Hearing**, discussion and deliberation on AB-2021-000010 and PM-12-0005: An application for Nye County to abandon any and all rights or claims to portions of Sawtooth Road near Assessor’s Parcel Numbers 008-261-41 and 008-261-53, within the Town of Tonopah, as it relates to parcel map PM-12-0005, consistent with the previously approved Settlement Agreement which resolved the litigation filed in the Fifth Judicial District Court, Nye County styled as Case No: CV37936. Raymond & Grace Jensen – Property Owners. Brian R. Hardy, Esq. – Agent/Applicant.
12. **10:00 a.m. – [For Possible Action](#) – Public Hearing**, discussion and deliberation on SU-2021-000072: An application for a Special Use Permit to allow a marijuana establishment (cultivation and production), to change location from 3171 E. Tillman Street, Pahrump, NV to 2215 E. Anvil Road, Amargosa Valley, NV. Assessor’s Parcel Number 019-181-02. Farm Road, LLC. – Property Owner. Adam R. Fulton, Esq., agent for MJ Distributing C202, LLC. and MJ Distributing P133, LLC. – Agent/Applicant.
13. **10:00 a.m. – [For Possible Action](#)** – Community Development Block Grant (CDBG) Public Meeting: 1) Overview of the FY22 Community Development Block Grant (CDBG) program; 2) Summary of Past Performance by Nye County with CDBG funding since 1982; and 3) Invite public to provide project ideas, and input on past or potential projects.

SITTING AS THE NYE COUNTY BOARD OF HIGHWAY COMMISSIONERS

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

SITTING AS THE NYE COUNTY LICENSING AND LIQUOR BOARD

GAMING

15. **[For Possible Action](#)** – Discussion and deliberation to approve a Gaming License for United Coin Machine Co. dba Century Gaming Technologies, for a slot machine route located at 50 E. Basin Ave., Pahrump, NV. Timothy Cogswell – Applicant.

LIQUOR

16. **[For Possible Action](#)** – Presentation regarding Liquor License fees collected for Fiscal Years 2021 and 2022, and discussion and deliberation to consider the renewal of licenses for Fiscal Year 2022 pursuant to Nye County Code 5.04.190(B)(1).

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

BEATTY

17. **[For Possible Action](#)** – Discussion and deliberation to approve \$12,270.00 for the purchase of fire hose for the Beatty Volunteer Fire Department from Curtis to be funded from 24234 Beatty Volunteer Fire Department PSST.

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.

- 18. [For Possible Action](#) – Approval to: 1) Accept the FY21 Violence Against Women Act (VAWA) Services-Training-Officers-Prosecutors (STOP) Sub-Grant Award from the Nevada Office of the Attorney General in the amount of \$85,400.00 with a match amount of \$29,338.00 for the purpose of hiring a Specialized Prosecutor; 2) Execute the Sub-Grant Award; and 3) Fund \$85,400.00 from 10340 Grants and \$29,338.00 from 10101 General Fund.
- 19. [For Possible Action](#) – Approval to: 1) Accept the FY21 Community Development Block Grant (CDBG) Grant Award from the Nevada Governor’s Office of Economic Development (GOED) in the amount of \$147,225.00 with a match amount of \$11,098.81 for the purpose of installing a sewer and wastewater system at the Pahrump Fairgrounds; 2) Execute the Grant Award; and 3) Fund \$147,225.00 from 10340 Grants and \$11,098.81 from 10101 General Fund.
- 20. [For Possible Action](#) – Approval to: 1) Accept the FY21 Community Development Block Grant (CDBG) Grant Award from the Nevada Governor’s Office of Economic Development (GOED) in the amount of \$350,000.00 with a match amount of \$25,000.00 for the purpose of replacing and updating the existing parking lots for the Union Plaza and Convention Center located in Tonopah, NV; 2) Execute the Grant Award; and 3) Fund \$350,000.00 from 10340 Grants and \$25,000.00 from 21101 General Fund.
- 21. [For Possible Action](#) – Approval to: 1) Accept the SFY 2021 Notice of Subaward (NOSA) AMENDMENT No. 1 from Aging and Disability Services Division (ADSD) in the amount of \$25,764.00 to provide senior transportation services in Beatty, Gabbs, Smoky Valley and Tonopah in Nye County, as well as long-distance medical transportation providing non-emergency medical rides to larger cities; and 2) Execute the Subaward. Matching funds of \$3,865.00 are budgeted and have been met by our contract with Medical Transportation Management, Inc. (MTM) and by the Nevada Department of Transportation (NDOT) §5311 Fuel Grant.

BOARD OF COMMISSIONERS

- 22. For Possible Action – Closure of meeting, pursuant to NRS 241.015(3)(b)(2) for purposes of conferring with legal counsel regarding potential or current litigation.
- 23. Closed meeting, pursuant to NRS 241.015(3)(b)(2) for purposes of conferring with legal counsel regarding potential or current litigation.
- 24. For Possible Action – Discussion and deliberation on conference with legal counsel regarding potential or current litigation presented in closed meeting.
- 25. For Possible Action – Closure of meeting, pursuant to NRS 288.220 for purposes of conferring with the County’s management representatives regarding labor negotiations, issues and other personnel matters.
- 26. Closed meeting, pursuant to NRS 288.220 for purposes of conferring with the County’s management representatives regarding labor negotiations, issues and other personnel matters.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

July 7, 2021

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

CLERK

28. [For Possible Action](#) – Discussion and deliberation to appoint two members to the Nye County Wildlife Management Board due to two expiring terms from the following list of applicants: Steven Bayne and Chrissy Pope.

DISTRICT ATTORNEY

29. [For Possible Action](#) – Discussion and deliberation to: 1) Accept the Nevada Agreement on Allocation of Opioid Recoveries; or 2) Reject the Nevada Agreement on Allocation of Opioid Recoveries.
30. [For Possible Action](#) – Discussion and deliberation to: 1) Accept the Purdue Pharma L.P. bankruptcy plan in the bankruptcy case of Purdue Pharma L.P. Case No. 19-23649 (RDD) (U.S. Bankruptcy Court S.D.N.Y.); or 2) Reject the bankruptcy plan.

SHERIFF

31. [For Possible Action](#) – Discussion and deliberation to: 1) Ratify the County Manager’s acceptance of two change orders for the FY21 Joining Forces Award from the State of Nevada Department of Public Safety in the amount of \$1,761.52 for the additional costs incurred for events 8, 9, and 14; and 2) Fund \$1,761.52 from 10340 Grants.

DISTRICT COURT

32. [For Possible Action](#) – Discussion and deliberation regarding advertising and funding a fulltime Court Administrator position and an Assistant Court Administrator position for Judge Wanker, District Court, Department 1.

COUNTY MANAGER

33. [For Possible Action](#) – Discussion and deliberation to approve, amend and approve or reject a Lease Agreement with Michael L. Truesdell for a portion of property located at the Tonopah Airport for the purpose of a Drive-in Theater. The initial term of the Agreement is five years, with an option to renew for up to two consecutive periods of five years. Revenues will be deposited into Fund 10209 Airport.
34. [For Possible Action](#) – Discussion and deliberation to: 1) Determine that an excess Nye County vehicle VIN WD0PF445285225777 is no longer required for public use; and 2) Determine it is in the best interest of Nye County to dispose of the excess vehicle through salvage with any resulting funds deposited into Fund 10401 or 10402 Capital Projects based on Comptroller determination upon receipt of the funds.

EMERGENCY SERVICES

35. [For Possible Action](#) – Discussion and deliberation to: 1) Approve, amend and approve, or reject the Modification No. 2 to the 2016 Cooperative Fire Protection Agreement and 2017 Annual Operating Plan between the Bureau of Land Management and Nye County; and 2) Execute the Agreement.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

July 7, 2021

FINANCE

36. [For Possible Action](#) – Presentation, discussion, deliberation, and possible amendment of the Nye County CARES Act Policy to include current project status and funding availability and direction to administer and change funding allocation between programs.
37. [For Possible Action](#) – Presentation, discussion, deliberation and possible amendment of the 2021 Nye County COVID Relief Program and Policy to provide financial assistance to the public, small businesses, non-profits, and government agencies located within Nye County affected by the COVID-19 Pandemic health emergency.

PUBLIC WORKS

38. [For Possible Action](#) – Discussion and deliberation to: 1) Determine that an excess Nye County fire truck Engine No. 5210 (Serial No. 1133) is no longer required for public use; and 2) Determine it is the best interest to donate fire truck to the Pahrump Valley Museum.
39. [For Possible Action](#) – Discussion and deliberation to approve a letter of support for the Nevada Federal Lands Access Program (NFLAP) Bob Ruud Memorial Highway/Bell Vista Ave. Grant Application.

PUBLIC PETITIONER

40. [For Possible Action](#) – Discussion and deliberation to appoint one member to the Nye County Water District (NCWD) Governing Board Area 3 (Beatty / Amargosa Valley) due to an expiring term from the following applicants: James Weeks and Bill DeWitt.
41. [For Possible Action](#) – Discussion and deliberation to: 1) Endorse the expansion of Nevada’s Silver State Trail System including a route connecting Pahrump, Tonopah and beyond; 2) Work with communities, businesses, and citizens to identify fun, challenging, and sustainable off-road trails; and 3) Work with neighboring counties and federal partners to designate a county-wide, regional, and statewide trail systems.
42. **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).**
43. **Commissioners'/Manager's Comments (This item limited to announcements or topic/issues proposed for future workshops/agendas)**

44. ADJOURN

Per CDC guidelines, all members of the public entering town and county buildings are required to wear face masks except the following:

Members of the Public Claiming Medical Exemptions

Members of the public claiming a medical exemption are not required to wear a face mask but are still required to wear a face shield. Those unable or unwilling to wear either a face mask or a face shield may participate in the meeting remotely. We will not be asking details about or requiring proof of medical conditions.

Vaccinated Members of the Public

Fully vaccinated members of the public may enter town or county buildings without a face mask or a face shield. We will not require proof of vaccination, e.g., ask to see anyone’s vaccination card.

Those who believe the guidelines above are inadequate to prevent disease transmission, Nye County’s vulnerable population, or those sheltering in place can participate by calling 1-888-585-9008 and entering conference room number 255-432-824.

Nye County Board of County Commissioners Meeting Participation Information:

- Call **1-888-585-9008** and enter conference room code **255-432-824**.
- Public comment periods will be opened by announcement.
- Commenters must press *9 if they wish to speak. You will hear “the organizer sees your raised hand” when the control has been properly engaged.
- When it is your turn to give comment, you will hear “you may now speak” and must identify yourself by saying and spelling your first and last name.

Notes:

- The meeting is viewable at http://nyecounty.granicus.com/ViewPublisher.php?view_id=4 there will be a 40 second delay from the video to the call.
- Report issues to Nye County Admin at nyeadmin@co.nye.nv.us or by calling 775-482-8192.