



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

101 Radar Road, Tonopah, NV 89049

October 5, 2021

10:00 a.m.

Nye County's vulnerable population, or those sheltering in place may, subject to technical difficulties, participate by calling 1-888-585-9008 and entering conference room number 255-432-824. Technical difficulties may occur before or during the meeting preventing your ability to call in.

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

The teleconference is also viewable at www.NyeCountyNV.ngov. 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 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 October 5, 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.**

Public Comment during the Commission Meeting on October 5, 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. **Decorum** during the meeting must be upheld pursuant to the BOCC Rules of Procedure sections 7.5.3 and 7.5.4 whereby no person in the audience shall engage in disorderly conduct such as hand clapping, stamping of feet, whistling, using profane language, yelling, and similar demonstrations, which conduct disturbs the peace and good order of the meeting. Any person who becomes disruptive or interferes with the orderly business of the Board may be removed from the Board Chambers or other meeting room for the remainder of the meeting.

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

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

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

To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at [How to File a Program Discrimination Complaint](#) 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

October 5, 2021

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

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

WEBSITE: www.nyecountynv.gov

Special Note: Any member of the public who is disabled and requires accommodation or assistance at this meeting is requested to notify the Nye County Manager's Office in writing or call 775-482-8192 prior to the meeting.

- 1. Pledge of Allegiance**
- 2. Commissioners'/Manager's Comments (This item limited to announcements or topic/issues proposed for future workshops/agendas)**
- 3. Approval of the Agenda for October 5, 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 September 8, 2021, joint meeting of the Nye County Board of Commissioners, Board of Highway Commissioners, Licensing and Liquor Board, Board of Health, the Governing Body of 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 certificates and/or plaques to four employees honored for their years of service.**

SITTING AS THE NYE COUNTY BOARD OF HIGHWAY COMMISSIONERS

- 8. [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

- 9. [For Possible Action](#) – Discussion and deliberation to approve a Gaming License for Best Bet Products, Inc., dba The Grill Room, located at 5001 Club House Drive, Pahrump, NV. Shawn Holmes and Louis Sposato – Applicants.**
- 10. [For Possible Action](#) – Discussion and deliberation to approve a Gaming License for Best Bet Products, Inc., for a gaming route at Roadhouse 95, located at 100 Main Street, Beatty, NV. Shawn Holmes and Louis Sposato – Applicants.**

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

October 5, 2021

SITTING AS THE GOVERNING BODY OF UNINCORPORATED TOWN OF PAHRUMP

11. **10:00 a.m.** – [For Possible Action](#) – **Public Hearing**, discussion and deliberation to adopt, amend and adopt, or reject Pahrump Town Bill No. 2021-01: A Bill proposing to amend Pahrump Town Ordinance No. 70 Titled Motor Vehicles, Chapter 24.020(B)(3), titled Speed Limit Imposed by changing the speed limits and correcting the highway designations in the area of Wilson Street, East Street, West Street, First Street, Second Street, Third Street, Fourth Street, and Basin Road and providing for the severability, constitutionality and effective date thereof; and other matters properly relating thereto.

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.

12. [For Possible Action](#) – Approval of Assessor’s Office Change Requests to allow the Nye County Treasurer/Assessor to process and:
1. Issue a refund in the amount of \$117.63 to Tracy Freed, owner of 305 W. Ward St., Beatty, NV, Assessor’s Parcel Number 018-303-07.
 2. Issue a refund in the amount of \$216.24 to Gail Palazzo, owner of 5231 S. Money St., Pahrump, NV, Assessor’s Parcel Number 044-292-07.
13. [For Possible Action](#) – Approval to: 1) Accept the FY21 Cooperating Technical Partners Grant Award through the U.S. Department of Homeland Security in the amount of \$257,500.00 to provide funding for the contractual obligation to evaluate and remap the current FEMA Zone AO; 2) Grant one-time authority to Savannah Rucker, Nye County Comptroller to execute the grant award documents through the fema.gov portal; and 3) Fund \$257,500.00 from 10340 Grants.

BOARD OF COMMISSIONERS

14. 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.
15. Closed meeting, pursuant to NRS 241.015(3)(b)(2) for purposes of conferring with legal counsel regarding potential or current litigation.
16. For Possible Action – Discussion and deliberation on conference with legal counsel regarding potential or current litigation presented in closed meeting.
17. 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.
18. 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.
19. For Possible Action – Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

October 5, 2021

CLERK

20. [For Possible Action](#) – Discussion and deliberation to: 1) Appoint one member to the Pahrump Library Board due to a resignation from the following list of applicants: Arthur Hodge, Dwight W. Hunter, Alan R. Michels, Dee Mounts, and John Pawlak; or 2) Readvertise for the appointment.

COUNTY MANAGER

21. [For Possible Action](#) – Discussion and deliberation to: 1) Appoint eleven (11) members to the Nye County Redistricting Advisory Committee from the following list of applicants: One (1) member from the Amargosa Valley Town Board. Applicant John Bosta; One (1) member from the Beatty Town Advisory Board: Applicant Randy Reed; One (1) Member from the Round Mountain Town Board: Applicant Nicole Silberschlag; One (1) Member from the Tonopah Town Board: Applicant Marc Grigory; Three (3) members who are residents of Pahrump Valley: Applicants Joseph Burdzinski, Addison Burroughs, John Koenig, Carolene Logue, Kameron Mitchell, Harold Rubin-Smith, Brian Shoemake, Stacy Smith, Christy Stevens, Eddie Williams, and Suzanne Zervantian; Two (2) members who are residents of an area in Nye County other than the Pahrump Valley: Applicants None; One (1) member from the Nye County School District: Applicants Sean Hastings, and Cameron McCrae; and Nye County Clerk Sam Merlino; and/or 2) Readvertise for appointment.

PLANNING/BUILDING/CODE COMPLIANCE

22. [For Possible Action](#) – Discussion and deliberation to approve a Tentative Map for B Avenue Estates Subdivision, creating forty (40) residential lots ranging in size from 7,222 square feet to 14,789 square feet, on property located in Beatty, NV, in the vicinity of Revert Avenue and B Avenue. Assessor's Parcel Numbers 018-591-10, 018-591-11, 018-591-20, 018-591-21, and 018-591-22. Edward Ringle and Rita H. Ringle, and Eric Grundy – Property Owners. Kevin D. Haskew – Agent.
23. [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. 2021-11: A Bill proposing to amend Nye County Code Title 17, Comprehensive Land Use Planning and Zoning, Chapter 17.10 entitled Special Use Permits by adding a new section titled “definitions” and adding definitions for the terms non-renewable energy generation facility, renewable energy and renewable energy generation facility, providing that all energy generation facilities (non-renewable and renewable) shall require application and approval of a Special Use Permit; requiring the applicant to obtain a letter in support of, or in opposition to, the project prior to submitting an application to the Planning Department, and requiring the applicant to submit such letter to the Planning Department along with the application for a special use permit, and providing for the severability, constitutionality, and effective date thereof; and other matters properly relating thereto; and 2) Read the title of the bill into the record.

PUBLIC WORKS

24. [For Possible Action](#) – Discussion and deliberation to: 1) Approve, amend and approve, or reject a contract with Cashman Equipment to utilize Sourcewell Contract #032119 for the purpose of the purchase of three current model articulated diesel-powered tandem drive motor graders, Caterpillar 150-15; 2) Approve the purchase from Cashman Equipment Company in the amount of \$963,142.95; 3) Execute the Contract; and 4) Fund from 10205 Roads.

PUBLIC PETITIONER

25. [Presentation](#) by Mitch Berney regarding USA Rehab Center services in Nye County.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

October 5, 2021

26. **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).**
27. **Commissioners'/Manager's Comments (This item limited to announcements or topic/issues proposed for future workshops/agendas)**
28. **ADJOURN**

Nye County Board of County Commissioners Meeting Participation Information:

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

Notes:

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