

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 Commissioners' Chambers, 101 Radar Road, Tonopah, Nevada 89049.

Debra Strickland, Chair
Frank Carbone, Vice Chair
Donna Cox, Commissioner
Leo Blundo, Commissioner
Bruce Jabbour, 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; Marla Zlotek, Chief Deputy District Attorney; Michelle Nelson, Deputy District Attorney; Bradley Richardson, Deputy District Attorney

Not Present: Chris Arabia, District Attorney; Sharon Wehrly, Sheriff

Commissioner Cox was not present at this time.

1. Pledge of Allegiance

The Pledge was recited.

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

Commissioner Strickland commented on how tragic the violence in the country was, but said the Second Amendment was the most important thing along with the right to bear arms and the right to free speech. While allowed those, people needed to take their fellow man into consideration.

Commissioner Blundo said Sam Jones from Flash Gordon would be at Hypno Comics on Saturday from 3:30 p.m. to 6:00 p.m. and the Catholic Church would have their fish fry starting at 4:00 p.m. on Friday.

3. Approval of the Agenda for March 2, 2021 (Non-action item)

Tim Sutton said item 4 could be removed from the agenda.

4. For Possible Action – Emergency Items

This item was removed from the agenda.

**5. 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)**

There was none.

DISTRICT ATTORNEY

6. For Possible Corrective Action – Discussion and deliberation to rescind an e-mail sent by Commissioner Blundo on February 22, 2021 to a quorum of the Board of County Commissioners regarding a letter to be sent before February 19, 2021, to all rural Boards of County Commissioners to garner support for the Bill Draft Request (BDR) to Repeal the Commerce Tax.

Commissioner Cox was present via telephone.

Commissioner Carbone made a motion to rescind the e-mail sent by the Commissioner on February 22, 2021; seconded by Commissioner Blundo; 5 yeas.

7. For Possible Action – Discussion and deliberation to: 1) Ratify the assistance of the Nye County District Attorney's Office in Fifth Judicial District Case No. CV 37459 titled In the Matter of the Guardianship of the Person and Estate of Deyan Lyon Sheldon as requested by the Nye County Public Guardian's Office pursuant to NRS 253.215; 2) Approve the Nye County District Attorney's Office to continue to assist in that same Case No. CV 37459 as requested by the Nye County Public Guardian's office; and 3) Approve the Nye County District Attorney's Office to assist in an appeal before the Nevada Supreme Court in Case No. 82515 titled IN RE: GUARDIANSHIP OF SHELDON as requested by the Nye County Public Guardian's Office.

Commissioner Blundo made a motion to ratify, approve the District Attorney's Office to continue to assist, and approve the District Attorney's Office to assist in an appeal in the Nevada Supreme Court in the case; seconded by Commissioner Carbone.

Bradley Richardson asked that the motion include the case numbers.

Commissioner Blundo restated his motion to ratify the assistance of the District Attorney's Office in Fifth Judicial District Court Case No. CV37459, approve the District Attorney's Office to continue to assist in Case No. CV37459, and approve the District Attorney's Office to assist in an appeal before the Nevada Supreme Court in Case No. 82515; Commissioner Carbone restated his second.

7. For Possible Action – Discussion and deliberation to: 1) Ratify the assistance of the Nye County District Attorney’s Office in Fifth Judicial District Case No. CV 37459 titled In the Matter of the Guardianship of the Person and Estate of Deyan Lyon Sheldon as requested by the Nye County Public Guardian’s Office pursuant to NRS 253.215; 2) Approve the Nye County District Attorney’s Office to continue to assist in that same Case No. CV 37459 as requested by the Nye County Public Guardian’s office; and 3) Approve the Nye County District Attorney’s Office to assist in an appeal before the Nevada Supreme Court in Case No. 82515 titled IN RE: GUARDIANSHIP OF SHELDON as requested by the Nye County Public Guardian’s Office-Cont’d.

Mr. Richardson explained in 2007 there were substantial changes made to the guardianship statutes. A new provision was added in NRS 253.215 providing that the Public Guardian, in addition to paying the services of private counsel, could utilize the services of the District Attorney’s Office to assist the Public Guardian in cases, but it required the approval of the County Commissioners. Since 2007 the District Attorney’s Office had been assisting with the approval of the Commission, but an attorney in this case indicated to the Nevada Supreme Court that they thought the District Attorney’s Office may not have had that approval. Mr. Richardson said this was a housekeeping matter to ratify the actions of the District Attorney. The Public Guardian should have an agenda item on April 6, 2021, to re-authorize the District Attorney’s Office to assist the Public Guardian’s Office in cases. The attorney involved in this case was appealing Judge Wanker’s decision regarding his fees.

Public Guardian Karyn Smith confirmed she would have an item on the April 6, 2021, agenda.

The motion to ratify the assistance of the District Attorney’s Office in Fifth Judicial District Court Case No. CV37459, approve the District Attorney’s Office to continue to assist in Case No. CV37459, and approve the District Attorney’s Office to assist in an appeal before the Nevada Supreme Court in Case No. 82515 passed with 5 yeas.

**8. 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.**

Marla Zlotek said good morning and told everyone to have a great day.

9. ADJOURN

Commissioner Strickland adjourned the meeting.

APPROVED this 26th day

ATTEST:

Of April, 2021.


Chair


Nye County Clerk / Deputy