



**NYE COUNTY
BOARD OF COMMISSIONERS MEETING
2100 E. Walt Williams Drive, Pahrump, NV 89048
Tuesday, March 20, 2012
10:00 AM**

**Lorinda Wichman, Chair
Dan Schinhofen, Vice-Chair
Joni Eastley, Commissioner
Gary Hollis, Commissioner
Butch Borasky, Commissioner
Sandra "Sam" L. Merlino, Ex-officio Clerk of the Board**

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 March 20, 2012 will be fully completed on those dates. 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 March 20, 2012 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 Brougher 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.nyecounty.net
The Nye County Board of Commissioners may take a short break every 1 ½ hours.

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"

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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.

Please note: Blue text that is underlined indicates items are linked to supporting documentation

NOTICE OF TIMED AGENDA ITEMS

- 10:15 a.m. Recess to the Nye County Board of Road Commissioners (Agenda Attached)
- 10:30 a.m. Recess to the Nye County Licensing and Liquor Board (Agenda Attached)
- 1:30 p.m. Presentation of certificates to the Pahrump Valley High School Varsity Cheerleading team.

NYE COUNTY BOARD OF COMMISSIONERS

- 1 Pledge of Allegiance
- 2 For Possible Action - Approval of the Agenda for the Board of County Commissioners' meeting of March 20, 2012.
- 3 For Possible Action - Approval of Minutes of the Board of County Commissioners' meeting(s) for February 21, 2012.
- 4 Awards and Presentations – 1:30 p.m.
- 5 Announcements (first)
- 6 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).
- 7 For Possible Action - Emergency Items
- 8 Commissioners'/Manager's Comments (This item limited to announcements or topics/issues proposed for future workshops/agendas)
- 9 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.
 - a. For Possible Action – Discussion of any item from the Consent Agenda Items that needs review before a decision is made.
 - b. For Possible Action – Approval of Elected Official Collection Report

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- c. For Possible Action – Approval of Assessor’s Office Change Request – N/A
- d. For Possible Action – Approval of Personnel Actions – N/A
- e. [For Possible Action](#) – Approval to set the date and location of the second meeting of the Board of Commissioners for Tuesday June 19, 2012 in Pahrump, Nevada.
- f. [For Possible Action](#) – Approval to apply for the 2012 Traffic Safety Grant through the Nevada Department of Public Safety, Office of Traffic Safety to be used in programs that reduce deaths and serious injuries caused by motor vehicle crashes, through the implementation of programs that address driver behavior and match will be included in our proposed 2012-2013 budget request from Fund 10101 General. This grant shall be administered out of Fund 10340 Grants.
- g. [For Possible Action](#) – Approval to renew a contract with GOSERCO, Inc. for the extended warranty plan and maintenance on the voice logging recorder for the NCSO in Beatty and is budgeted from Fund 10101 General.
- h. [For Possible Action](#) – Approval to renew a contract with GOSERCO, Inc. for the extended warranty plan and maintenance on the voice logging recorder for the NCSO in Tonopah and is budgeted from Fund 10101 General.
- i. [For Possible Action](#) – Approval to enter into an Aviation Trust Fund Grantee's Agreement with the State of Nevada, acting through its Department of Transportation (NDOT) for reimbursement of the County's share of funds associated with a Federal Aviation Administration (FAA) Project for the preparation of an Update to the Master Plan Study (Airport Layout Plan) associated with the Tonopah airport.
- j. [For Possible Action](#) – Approval to apply for SFY 2013 State of Nevada, Department of Health and Human Services, Fund for a Healthy Nevada grant for specific Disability Services to fund fees for meals through Nye County Senior Nutrition, Inc., Senior Centers in Tonopah, Beatty and Amargosa Valley for qualified low-income disabled persons. No County Match Required. This grant shall be administered out of Fund 10340 Grants.
- k. [For Possible Action](#) – Approval of Change Order No. 14 to the contract with Wulfenstein Construction, Inc. for the SR 160 and Homestead road improvements project for LED luminaires and is budgeted from Fund 10205 Roads.
- l. [For Possible Action](#) – Approval to apply for SFY 2013 State of Nevada, Department of Health and Human Services, Fund for a Healthy Nevada grant for specific Disability Services to provide funds to stock a food bank and provide a grocery voucher once a month to qualified low-income disabled adults. No County Match Required. This grant shall be administered out of fund 10340 Grants.
- m. [For Possible Action](#) – Approval to apply to the State of Nevada Emergency Response Commissions (SERC) Hazardous Materials Emergency Preparedness (HMEP) FFY12 mid-cycle grant. There is no County match required. This grant shall be administered out of Fund 10340 Grants.
- n. [For Possible Action](#) – Approval to apply to the State of Nevada Office of the Attorney General United Health Antitrust Litigation Award through the State of Nevada Office of

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- Emergency Medical Systems. There is no match required. This grant shall be administered out of Fund 10340 Grants.
- o. [For Possible Action](#) – Approval of access agreements with private property owners associated with the Dandelion Street improvement project.
 - p. [For Possible Action](#) – Approval to accept a Grant Award from Division for Aging Services for Nutrition Services Incentive Program for the nutrition program in Amargosa Valley, Beatty and Tonopah Senior Centers. Matching funds are not required.
 - q. [For Possible Action](#) – Approval to accept a Grant Award from Division for Aging Services for Nutrition Services Incentive Program for the nutrition program at the Tonopah Senior Center for the Esmeralda Nutrition Program. Matching funds are not required.
 - r. [For Possible Action](#) – Approval to enter into a three (3) year contract with Lexis Nexis for person search/locator purposes and can be funded from Fund 10244 JP Court Collection Fees.
 - s. [For Possible Action](#) – Approval to extend the annual service agreement with Motorola for continued maintenance of the existing and future radio equipment now being used for the Nye County Communications system and is budgeted from Fund 10101 General.
 - t. [For Possible Action](#) – Approval of the Amended Temporary Road Easement between PIV, LLC (Grantor) and Nye County (Grantee) to continue to provide alternative road access for the public’s use during the closure of certain portions of Blagg Road in Pahrump.
 - u. [For Possible Action](#) – Approval to grant written consent to the assignment of the Development Agreement and Amended Development Agreement from developer Devland, Inc. to PIV, LLC.
 - v. [For Possible Action](#) – Approval of Change Order No. 4 to the Professional Services Agreement with Nevada Geo-Tech, Inc. for Non-Invasive Inspection and Technical Testing at the Jail Facility Project in Pahrump and can be funded from Fund 499 Bond Proceeds.
 - w. [For Possible Action](#) – Adoption of Nye County Resolution No. 2012-06, pursuant to Nevada Revised Statute, 228.130, authorizing referral of Nye County Sheriff’s Office Case 12NY-0300 to the Nevada Attorney General’s Office for review and further action and commitment to pay such costs as may be incurred therewith and can be funded from Fund 10301 Settlement Agreement.

PUBLIC OFFICIALS

10 Assessor

11 Board of Commissioners

- a. 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.
- b. 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.

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- c. For Possible Action – Discussion, deliberation, and possible decision on labor negotiations, issues and other personnel matters presented in closed meeting.
- d. For Possible Action – Closure of meeting, pursuant to NRS 241.015(2)(b)(2) for purposes of conferring with legal counsel regarding potential or current litigation.
- e. Closed meeting, pursuant to NRS 241.015(2)(b)(2) for purposes of conferring with legal counsel regarding potential or current litigation.
- f. For Possible Action – Discussion, deliberation, and possible decision on conference with legal counsel regarding potential or current litigation presented in closed meeting.
- g. [Agency Status Report](#)
- h. [For Possible Action](#) – Discussion and deliberation regarding a contract with Pam Webster to fill the position of County Manager.

12 Clerk

13 District Attorney

14 Recorder

15 Sheriff

- a. [For Possible Action](#) – Discussion and deliberation to approve the purchase of new recording equipment for the NCSO in Pahrump. The terms of this agreement include the purchase and maintenance of the new equipment for one year and are not budgeted but can be funded from Fund 10401 Capital Projects.
- b. [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. 2012-03: a Bill proposing to amend Title 5 of the Nye County Code by adding a new Chapter 5.28 mandating online recording of all purchases made by junk dealers, scrap metal processors, secondhand dealers, and pawnbrokers to assist in the prosecution of crimes; providing for the severability, constitutionality and effective date hereof, and other matters properly relating thereto; and 2) reading of the title of bill into the record.

16 Treasurer

- a. [Treasurer's Report](#)

17 Justice(s) of the Peace

18 District Court

19 Juvenile Probation

GENERAL NYE COUNTY ADMINISTRATIVE STAFF

20 County Manager

- a. [Ongoing Project Report](#)
- b. [For Possible Action](#) – Discussion and deliberation regarding designating a voting representative at a district and/or annual meeting of Valley Electric Association, Inc.

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- c. [For Possible Action](#) – Discussion and deliberation to approve increasing funding for the services of Frank Cremen, Esq., as Special Prosecutor. This item is not budgeted but can be allocated from Fund 10301 Payment Equal to Taxes.
- d. [For Possible Action](#) – Discussion and deliberation to piggyback the County of White Pine bid with US Imaging, Inc. for On-Site Scanning and Preparation of files to digital images and is budgeted from Fund 10301 Settlement Agreement Project PE1001.

21 Emergency Services

- a. [For Possible Action](#) – Discussion and deliberation to pay for additional site plans, soils reports, permits and associated fees at the Multi-Purpose Training Facility and is not budgeted. These fees will be absorbed in Fund 10401 Capital Projects.

22 Facilities

23 Finance

24 Health & Human Services

25 H/R and Risk Management

- a. [For Possible Action](#) – Discussion, deliberation, and direction to staff to reclassify a Kennel Assistant to Animal Control Officer which is not budgeted but can be absorbed in Fund 10101 General.

26 Information Technology

27 Nuclear Waste Repository Project Office

28 Planning/Building

29 Public Administrator

30 Public Works

31 Senior Services

OTHER BUSINESS

32 Town Boards/Town Advisory Boards

33 Public Petitioners

34 GENERAL PUBLIC COMMENT (second)

35 ANNOUNCEMENTS (second)

36 ADJOURN

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ITEM # SUBJECT

March 20, 2012

AGENDA
NYE COUNTY BOARD OF ROAD COMMISSIONERS

Commissioners Chambers, Pahrump, NV 89048
TUESDAY, March 20, 2012

10:15 A.M.

Dan Schinhofen, Chair
Lorinda Wichman, Vice-Chair
Joni Eastley, Member

Gary Hollis, Member
Butch Borasky, Member
Sandra "Sam" Merlino, Ex-Officio Clerk of the Board

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1. [For Possible Action](#) - Approval of Minutes for the Nye County Board of Road Commissioners' meeting for February 21, 2012.
2. GENERAL PUBLIC COMMENT (Three-minute time limit per person and requested to be limited to items not listed on the agenda. No action will be taken by the Board.)
3. [For Possible Action](#) - General road report by Public Works Director
4. [For Possible Action](#) – Discussion and deliberation to set a date, time, and location for a public hearing on Nye County Road Commission Resolutions establishing County public roads pursuant to Nevada Revised Statutes 405.191, 403.170 and R.S. 2477 Right-of-Way on the following:

South Lebeau Road No. [991920](#)
Sunnyside Creek Road No. [991925](#)
Chalk Wells Road No. [991935](#)
North Paradise Road No. [991940](#)
5. Adjourn

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AGENDA
NYE COUNTY LICENSING AND LIQUOR BOARD

Commissioners Chambers, Pahrump, NV 89048
TUESDAY, March 20, 2012

10:30 A.M.

Butch Borasky, Chair
Gary Hollis, Vice-Chair
Joni Eastley, Member
Lorinda Wichman, Member

Dan Schinhofen, Member
Tony DeMeo, Member
Sandra "Sam" Merlino, Ex-Officio Clerk of the Board

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1. [For Possible Action](#) - Approval of Minutes for the Nye County Licensing and Liquor Board meeting for February 7, 2012 and February 21, 2012.
2. GENERAL PUBLIC COMMENT (Three-minute time limit per person and requested to be limited to items not listed on the agenda. No action will be taken by the Board.)
3. Consent Agenda Items
4. Brothel
5. Gaming
6. Liquor
7. Adjourn