



**JOINT MEETING OF THE
NYE COUNTY BOARD OF COMMISSIONERS
NYE COUNTY BOARD OF HIGHWAY COMMISSIONERS
NYE COUNTY LICENSING AND LIQUOR BOARD
AS THE GOVERNING BODY OF THE UNINCORPORATED TOWN OF PAHRUMP
AS THE GOVERNING BODY OF UNINCORPORATED TOWNS OF BEATTY BELMONT GABBS
MANHATTAN AND RAILROAD VALLEY AND
AS THE BOARD OF TRUSTEES FOR THE PAHRUMP POOL DISTRICT
2100 E. Walt Williams Drive, Pahrump, NV 89048
March 21, 2017
10:00 AM**

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 21, 2017 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 March 21, 2017 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.

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) 482-8191

WEBSITE: www.nyecounty.net

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

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

March 21, 2017

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. **Approval of the Agenda for March 21, 2017 (Non-action item)**
3. [For Possible Action](#) – Discussion and deliberation of Minutes of the Joint Nye County Board of Commissioners, Board of Highway Commissioners, Licensing and Liquor Board, the Governing Body of Unincorporated Town of Pahrump, the Governing Body of Unincorporated Towns of Beatty, Belmont, Gabbs, Manhattan, and Railroad Valley, and the Board of Trustees for the Pahrump Pool District regular meeting on February 21, 2017.

SITTING AS THE BOARD OF COUNTY COMMISSIONERS

4. **For Possible Action - Emergency Items**
5. **Commissioners'/Manager's Comments (This item limited to announcements or topics/issues proposed for future workshops/agendas)**

TIMED ITEMS

6. **10:00** – Presentations and Awards
7. **10:45** – [For Possible Action](#) – **Public hearing**, discussion and deliberation to adopt, amend and adopt, or reject Nye County Resolutions to augment the following County Funds:
 - Resolution No. 2017-53 Fund 10205 Road in the amount of \$896,744
 - Resolution No. 2017-54 Fund 25234 Pahrump Public Safety Sales Tax - Sheriff in the amount of \$578,592
 - Resolution No. 2017-55 Fund 25235 Pahrump Public Safety Sales Tax - Fire in the amount of \$360,832
 - Resolution No. 2017-56 Fund 27234 Manhattan Public Safety Sales Tax - Sheriff in the amount of \$424
 - Resolution No. 2017-57 Fund 27235 Manhattan Public Safety Sales Tax - Fire in the amount of \$423
8. **11:00** - [For Possible Action](#) – MP-2017-000002: **Public hearing**, discussion, deliberation and possible action on a request for a (Minor) Master Plan Amendment to amend the Rural Density Residential (RDR) land use category description to allow for areas that prohibit livestock; and to amend the Master Plan and Zoning Ordinance Conformity Table (Table 4.2) of the 2014 Pahrump Regional Planning District Master Plan Update, to add the Suburban Estates Residential (SE) zoning district as a conforming zoning district in the RDR land use category. Pahrump Regional Planning Commission - Applicant.
9. **11:00** - [For Possible Action](#) – ZC-2016-000011: **Public hearing**, discussion, deliberation and possible action on a request for a Zone Change application to change twenty-six (26) parcels from the Rural Estates (RE-1) Zoning District to the Suburban Estates (SE) Zoning District, located in the approximate vicinity of River Plate Drive and Red Rock Drive, south of Amarillo Avenue and north of Hickory Street. Multiple Property Owners. Pahrump Regional Planning Commission - Applicant. AP#'s 040-253-13 & -14; 040-381-13 & -14; 040-252-01 thru -04 and -13 thru -16; 040-382-01 thru -04 and -12 thru -15; 040-262-01 & -22; 040-264-01 & -02 and -21 & -22 (total of 26 parcels).

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10. 11:00 - [For Possible Action](#):

- a. For Possible Action – MP-2017-000003: Public hearing, discussion, deliberation and possible decision on a (Major) Master Plan Amendment application to change 40-acres from the Rural Density Residential (RDR) land use category to the Rural Industrial Area (RIA) land use category, located at 381 W. Tiffany Street. Murphy, Ron & Sally Mgr PV Pits – Property Owner/Applicant. AP# 027-221-27.
- b. For Possible Action – ZC-2017-000012: Public hearing, discussion, deliberation and possible decision on a Zone Change application to change 40-acres from the Light Industrial (LI) zoning district to the Heavy Industrial (HI) zoning district, located at 381 W. Tiffany Street. Murphy, Ron & Sally Mgr PV Pits – Property Owner/Applicant. AP# 027-221-27.
- c. For Possible Action – CU-2017-000035: Public hearing, discussion, deliberation and possible decision on a Conditional Use Permit application to allow an Asphalt Plant on a 40-acre parcel located at 381 W. Tiffany Street. Murphy, Ron & Sally Mgr PV Pits – Property Owner/Applicant. AP# 027-221-27.

SITTING AS THE NYE COUNTY BOARD OF HIGHWAY COMMISSIONERS

11. [For Possible Action](#) – General road report by Public Works Director

SITTING AS THE NYE COUNTY LICENSING AND LIQUOR BOARD

LIQUOR

12. [For Possible Action](#) – Discussion and deliberation regarding approval of a Temporary Wholesale Liquor License for Beatty Wholesale Distributors, LLC, 101 Airport Road, Beatty, NV. Heidi Bridges, Applicant.
13. [For Possible Action](#) – Discussion and deliberation regarding approval of a Temporary Retail Liquor License for El Cancun Restaurant, 1330 East Fifth Street, Pahrump, NV. Maria D. Cortes De La Cruz, Applicant.
14. [For Possible Action](#) – Discussion and deliberation regarding approval of a Change of Business name for the Retail Liquor License currently under Par 4 @ Mountain Falls Golf Club, LLC located at 5001 Clubhouse Drive Pahrump, NV. James Flatt and Terry Connelly, Licensees

SITTING AS THE GOVERNING BODY OF UNINCORPORATED TOWN OF PAHRUMP

15. [For Possible Action](#) – Presentation, discussion and deliberation regarding a property tax analysis for the Town of Pahrump; and consideration to modify the property tax rate for Town of Pahrump for Fiscal Year 2018.
16. [For Possible Action](#) – Discussion and deliberation to appoint three (3) members to the Parks and Recreation Advisory Committee due to three (3) terms expiring.
17. [For Possible Action](#) – Discussion and deliberation regarding the Fiscal Year 2018 Pahrump Tourism Budget.
18. [For Possible Action](#) – Discussion and deliberation to dispose of excess Town of Pahrump property that is no longer in use and/or is obsolete.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

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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.

19. [For Possible Action](#) – Approval of Elected Official Collection Report
20. [For Possible Action](#) – Approval to set the date and location of the second meeting of the Board of Commissioners for Tuesday, June 20, 2017 in Pahrump, Nevada.
21. [For Possible Action](#) – Approval to accept a change order to decrease the total amount of the award by \$1,200 for the Joining Forces 2017 grant. This grant is administered from Project g17022 and Fund 10340 Grants.
22. [For Possible Action](#) – Approval to adopt Nye County Resolution No. 2017-58: A Resolution in support of Nye County’s Non-Sanctuary Status.
23. [For Possible Action](#) – Approval to adopt Nye County Resolution No. 2017-59: A Resolution in support of Nevada’s Control of Strict Regulations for Retail Marijuana.

BOARD OF COMMISSIONERS

24. 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.
25. 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.
26. For Possible Action – Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.

CLERK

27. [For Possible Action](#) – Discussion and deliberation to: 1) appoint two (2) members to the Beatty Library District for two (2) unexpired terms; and 2) designate terms for each member.
28. [For Possible Action](#) – Discussion and deliberation to designate the terms for the new members of the Pahrump Regional Planning Commission appointed at the March 7, 2017 Board of County Commissioners meeting.

DISTRICT ATTORNEY

29. [For Possible Action](#) – Discussion and deliberation regarding an Intrastate Interlocal Contract between the Nevada Department of Health and Human Services, Division of Welfare and Supportive Services and Nye County District Attorney, Child Support Division for funding of child support enforcement activities for FY 2017-2021.

PUBLIC ADMINISTRATOR

30. [Quarterly report](#) from the Public Administrator.

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COUNTY MANAGER

31. [For Possible Action](#) – Presentation of the January 25, 2017 Open Meeting Law training participation.
32. [For Possible Action](#) – Discussion and deliberation regarding an Amendment to the Contract with Agoge Corporate Services to provide subject matter expertise to various departments in order to create training classes that the Nye County Sheriff's Office will retain exclusive rights to.

EMERGENCY MANAGEMENT

33. [For Possible Action](#) – Discussion and deliberation regarding the renewal of an Interlocal Contract with State of Nevada, Department of Conservation and Natural Resources Nevada Division of Forestry to provide Fire Protection.

FINANCE

34. [Presentation](#) regarding the budget status through February 2017 for Nye County Fiscal Year 2017 budget projections.
35. [For Possible Action](#) – Discussion and deliberation regarding 1.) an amendment to the lease agreement with Desert Haven Animal Society for the existing Pahrump Animal Shelter facility located at 1511 Siri Ln., Pahrump, NV extending the term to June 30, 2017; 2.) provide a subsidy in the amount of \$12,000 for Fiscal Year 2017 which can be funded from Contingency.

H/R AND RISK MANAGEMENT

36. [For Possible Action](#) – Discussion and deliberation to fill a vacant Deputy Justice Court Clerk Position #08013-001 in the Beatty Justice Court effective July 1, 2017 due to the employee retiring effective March 31, 2017.
37. [For Possible Action](#) – Discussion and deliberation to fill the Director of Information Technology Position #02112-001 effective immediately due to the pending resignation of the Director on June 30, 2017.

INFORMATION TECHNOLOGY

38. [For Possible Action](#) – Discussion and deliberation regarding: 1) an agreement with T-Mobile West LLC for tower space rental for the purpose of operating a telecommunications facility; and 2) a request for a Grant of Easement from Nye County to NV Energy, described as a 11.14 foot length being 10 feet in width easement containing one thousand two hundred eighty five (1285) square feet, further described as Assessor's Parcel #006-201-35, 85 Hadley Circle located in Round Mountain; NV Energy, Requestor.

PLANNING/BUILDING

39. [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. 2017-06: A Bill proposing to amend Nye County Code 17.04, the Pahrump Regional Planning District (PRPD) Zoning Regulations, by amending Section 17.04.740, to fulfill the water conservation specifications outlined within the following adopted policy documents: 2014 PRPD Master Plan Update, and the Pahrump Basin 162 Groundwater Management Plan, providing for the severability, constitutionality and effective date thereof; and other matters properly related thereto; and 2) Read the title of the Bill into the record.

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40. [For Possible Action](#) – Medical Marijuana Establishment License Renewal Application MM-2017-000034: Discussion and deliberation on a request to approve the annual renewal of a Medical Marijuana Establishment License (dispensary) located at 1541 E. Basin Avenue, Pahrump, Assessor Parcel #38-241-23. TGIG, LLC dba The Grove Wellness Center – Applicant.

PUBLIC WORKS

41. [For Possible Action](#) – Discussion and deliberation to enter into a Road Use and Damage Remediation Agreement with Intor Resources Corporation for the purpose of utilizing certain roads within Nye County for their exploratory activities.

PUBLIC PETITIONER

42. [For Possible Action](#) – Discussion and deliberation regarding a Master License Agreement between Nye County and Mobilitie, LLC for the use of Public Rights-of-Way.
43. **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)**
44. **ADJOURN**