



**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
April 18, 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 April 18, 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 April 18, 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

April 18, 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 April 18, 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 March 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** – [Presentation](#) of certificate and/or plaques to two (2) employees honored for their years of service.
- 7. **11:00** – [For Possible Action](#) – **Public Hearing**, discussion and deliberation regarding Extension of Time Application ET-2017-000024, a request for an Extension of Time of a Special Use Permit to allow a medical marijuana establishment (cultivation) at 1340 W. Highway 372, Pahrump. Assessor Parcel Number 036-381-02. Evelyn Tooley, Trustee, Tooley Family Trust – Property Owner. GWGA, LLC / Sandra Tiffany – Applicant.
- 8. **11:00** – [For Possible Action](#) – **Public Hearing**, discussion and deliberation to: 1) Adopt, amend and adopt or reject 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) Set an effective date.

SITTING AS THE NYE COUNTY BOARD OF HIGHWAY COMMISSIONERS

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

SITTING AS THE NYE COUNTY LICENSING AND LIQUOR BOARD

- 10. [For Possible Action](#) – Discussion and deliberation regarding approval of a Temporary Beer & Wine License for DDD Destiny Group, LLC DBA Dickey’s BBQ, 240 S Hwy 160, Pahrump, NV. Eric Dubin, Chuck Dubin and Doug Dubin, Applicants.

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SITTING AS THE GOVERNING BODY OF UNINCORPORATED TOWN OF PAHRUMP

11. **10:30** – [For Possible Action](#) – Presentation, discussion and deliberation regarding a \$2,000.00 grant for Toddler Swim Lessons from the Southern Nevada Chapter of the International Code Council to the Town of Pahrump for the 2017 pool season
12. [Presentation](#) by John Pawlak of the Pahrump Nuclear Waste and Environmental Advisory Committee regarding an Environmental “Citizen of the Year” Plaque awarded to Richard Cantino for his extraordinary efforts in animal and environmental preservation.
13. [For Possible Action](#) – Discussion and deliberation to: 1) approve the updated budget relating to the Kellogg Park development project; and 2) identify the funding source.
14. [For Possible Action](#) – Discussion and deliberation to rename the Last Chance Park to Last Chance Trailhead.
15. [For Possible Action](#) – Discussion and deliberation to accept the grant award for the 2017 Public Agency Compensation Trust Stryker EMS Grant in the amount of \$93,396 to assist with purchasing four (4) Stryker PowerCots and four (4) PerformanceLoad Systems. This grant will be administered out of fund 25101 Pahrump Town and there is a 25% match required which is budgeted from fund 25101 Pahrump Town.
16. [For Possible Action](#) – Discussion and deliberation to terminate the consulting agreement with Landrum and Brown, Inc. to assist the development of the EIS for the general aviation airport.

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.

17. [For Possible Action](#) – Approval of Elected Official Collection Report
18. [For Possible Action](#) – Approval to set the date and location of the second meeting of the Board of Commissioners for Tuesday, July 18, 2017 in Pahrump, Nevada.
19. [For Possible Action](#) – Approval to accept a change order to increase the total amount of the award by \$5,000 for the Joining Forces 2017 grant. This grant is administered from Project g17022 and Fund 10340 Grants.
20. [For Possible Action](#) – Approval to authorize the County Manager to administratively adjust the Use Fees (tipping fees) in Nye County Code 8.24.240 (C), for all County Landfill Facilities.

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BOARD OF COMMISSIONERS

21. 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.
22. 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.
23. For Possible Action – Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.
24. [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. 2017-13: A Bill proposing to amend Title 9 of the Nye County Code, titled Public Peace, Morals and Welfare, Chapter 9.20, titled Prostitution; providing for the severability, constitutionality and effective date hereof, and other matters properly relating thereto; and 2) Read the title of the Bill into the record.

SHERIFF

25. [For Possible Action](#) – Discussion and deliberation to 1) determine Nye County Sheriff’s Office K-9 Kane no longer required for public use; 2) surplus K-9 Kane; and 3) determine it is in the best interest of Nye County to retire and transfer ownership of K-9 Kane to Deputy Richard Rumker pursuant to NRS 332.185.

FINANCE

26. [Presentation](#) regarding the budget status through March 2017 for Nye County Fiscal Year 2017 budget projections.
27. [For Possible Action](#) - Discussion and deliberation to: 1) determine if liability exists for Nye County to owe for the interest earned on the Educational Endowment Fund in Fiscal Year 2016; and 2) determine fund for payment if liability is found.
28. [For Possible Action](#) – Discussion and deliberation to accept or reject any or all bids and provide direction to staff regarding Bid #2017-05 – Calvada Urgent Care Roof Repair.

INFORMATION TECHNOLOGY

29. [For Possible Action](#) – Discussion and deliberation to enter into a contract with Level3 Audio Visual to obtain authorization to join the contract with the State of Arizona for audio and video equipment and services.

PLANNING/BUILDING

30. [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. 2017-08: A Bill proposing to amend Nye County Code 16.28.110, Division of Land relating to “Administrative Officer” and the authorities as delegated by the Pahrump Regional Planning Commission, 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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31. [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. 2017-07: A Bill proposing to amend Nye County Code 17.04, the Pahrump Regional Planning District (PRPD) Zoning Regulations, by amending Section 17.04.800, the Home Occupation Regulations providing increased flexibility in the operation of a home occupation or residential industry based on the size of the property and not just the zoning of the property, 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.
32. [For Possible Action](#) – Medical Marijuana Establishment License Annual Renewal Application MM-2017-000037: Discussion and deliberation on a request for renewal of a Medical Marijuana Establishment License for a medical marijuana establishment (production) located at 301 S. Oxbow Avenue, Pahrump, Assessor Parcel #38-244-09. Eugene & Nelda Fay Toy Trust - Property Owner. Nye Natural Medicinal Solutions, LLC dba NuVeda LLC – Applicant.
33. [For Possible Action](#) – Medical Marijuana Establishment License Annual Renewal Application MM-2017-000039: Discussion and deliberation on a request for renewal of a Medical Marijuana Establishment License for a medical marijuana establishment (cultivation) located at 9680 S. Oakridge Avenue, Pahrump. Assessor Parcel #44-851-30. K & K Properties Group – Property Owner. Nye Natural Medicinal Solutions, LLC dba NuVeda LLC – Applicant.
34. [For Possible Action](#) – Medical Marijuana Establishment License Annual Renewal Application MM-2017-000040: Discussion and deliberation on a request for renewal of a Medical Marijuana Establishment License for a medical marijuana establishment (production) located at 301 S. Oxbow Avenue, Pahrump, Assessor Parcel #38-244-09. Eugene & Nelda Fay Toy Trust - Property Owner. CW Nevada LLC – Applicant.
35. [For Possible Action](#) – Medical Marijuana Establishment License Annual Renewal Application MM-2017-000041: Discussion and deliberation on a request for renewal of a Medical Marijuana Establishment License for a medical marijuana establishment (cultivation) located at 9680 S. Oakridge Avenue, Pahrump. Assessor Parcel #44-851-30. K & K Properties Group – Property Owner. CW Nevada, LLC – Applicant.
36. [For Possible Action](#) – Medical Marijuana Establishment Initial License Application MM-2017-000042: Discussion and deliberation on a request to approve a Medical Marijuana Establishment License for a medical marijuana (cultivation) establishment located at 1340 W. Highway 372, Pahrump. Assessor Parcel Number 036-381-02. Evelyn Tooley, Trustee, Tooley Family Trust – Property Owner. GWGA, LLC / Sandra Tiffany – Applicant.
37. [For Possible Action](#) – Medical Marijuana Establishment Annual Renewal License Application MM-2017-000043: Discussion and deliberation on a request for renewal of a Medical Marijuana Establishment License for a medical marijuana (cultivation) establishment, located at 801 S. Panorama Road, Pahrump, Assessor Parcel #35-271-21. Wellness Orchards of Nevada LLC – Applicant. Panorama Won, LLC – Property Owner.
38. [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. 2017-12: A Bill proposing to amend Title 5 of the Nye County Code, titled Business Licenses and Regulations, Chapter 5.32, titled Medical Marijuana Establishments; providing for the severability, constitutionality and effective date hereof, and other matters properly relating thereto; and 2) Read the title of the Bill into the record.

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39. [For Possible Action](#) – Discussion and deliberation on a request for a waiver from NCC 15.28.100.C, to allow for unimproved parking and drive aisles in conjunction with the development of a mini-storage facility on two adjoining parcels of land that are 2.33 acres each totaling approximately 4.66 acres, located at 1901 & 1861 N. Leslie Street, Pahrump, NV, further described as Pechstein Ranch Unit 1, Block 1, Lots 3 & 4, T20S, R53E, Section 5. Steven M. Khoury – Property Owner, William Browning – Applicant. AP#s: 35-073-07 & 08.
40. **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)**
41. **ADJOURN**