



**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 BELMONT GABBS
MANHATTAN AND RAILROAD VALLEY AND
AS THE BOARD OF TRUSTEES FOR THE PAHRUMP POOL DISTRICT**

**101 Radar Road, Tonopah, NV 89049
January 7, 2019
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 January 7, 20189 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 January 7, 2019 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

January 7, 2019

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 January 7, 2019 (Non-action item)**
3. **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).**
4. For Possible Action – Election of Chair of the Board of Commissioners.
5. For Possible Action – Election of Vice – Chair of the Board of Commissioners.
6. For Possible Action – Discussion and deliberation of the minutes of: 1) the 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, Belmont, Gabbs, Manhattan, and Railroad Valley, and the Board of Trustees for the Pahrump Pool District Regular Meeting on December 4, 2018; 2) the meeting of the Nye County Board of County Commissioners teleconference on December 5, 2018; and 3) the joint meeting of the Nye County Board of County Commissioners, the Lincoln County Board of County Commissioners and the Clark County Board of County Commissioners on December 7, 2018.

SITTING AS THE BOARD OF COUNTY COMMISSIONERS

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

TIMED ITEMS

9. **10:00** – Presentation of certificate and/or plaques to two (2) employees honored for their years of service.
10. **10:15** – Presentation by the Nevada Department of Transportation regarding the highway construction project on State Route 160 from the Clark/Nye county line, extending 28 miles east toward Las Vegas.
11. **10:30** – Presentation by the honorable Judge Walker of the Juvenile Justice Oversight Commission (JJOC) to identify the role, statutorily mandated goals, and timeline of the JJOC with Nye County after the passing of Assembly Bill 472 in 2017.
12. **10:45** – For Possible Action – **Public Hearing**, discussion and deliberation regarding a request to: 1) adopt, amend and adopt, or reject Nye County Bill No. 2018-24: A Bill proposing to amend Nye County Code Title 2 Administration and Personnel, by amending Chapter 2.60, Safety Committee; and 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

13. For Possible Action – Election of Chair of the Board of Highway Commissioners.
14. For Possible Action – Election of Vice – Chair of the Board of Highway Commissioners.
15. General road report by Public Works Director.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

January 7, 2019

SITTING AS THE NYE COUNTY LICENSING AND LIQUOR BOARD

- 16. For Possible Action – Election of Chair of the Nye County Licensing and Liquor Board.
- 17. For Possible Action – Election of Vice – Chair of the Nye County Licensing and Liquor Board.

LIQUOR

- 18. For Possible Action – Discussion and deliberation to approve a 90-day temporary Retail Liquor License for CourseCo., LLC, the sole member of Pahrump Golf, LLC for the Lakeview Golf Course in order to complete the background check process for three (3) of the partners/managers, and to work towards fire safety compliance.

SITTING AS THE GOVERNING BODY OF UNINCORPORATED TOWN OF PAHRUMP

- 19. For Possible Action – Discussion and deliberation regarding a request to waive Pahrump arena use fees for five (5) approved and ten (10) tentative days for the non-profit community club Nevada Western Heritage, contingent upon approval of the tentative dates by Pahrump Arena Advisory Committee (PAAC).

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.

- 20. For Possible Action – Approval to adopt Nye County Resolution No. 2019-01: A Resolution Directing the Levy of a Special Assessment on Each Water User Situated Within the Confines of the Duckwater Creek Groundwater Basin for Fiscal Year 2019-2020.
- 21. For Possible Action – Approval to adopt Nye County Resolution No. 2019-02: A Resolution Directing the Levy of a Special Assessment on Each Water User Situated Within the Confines of the Upper Reese River Valley Groundwater Basin for Fiscal Year 2019-2020.

BOARD OF COMMISSIONERS

- 22. 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.
- 23. 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.
- 24. For Possible Action – Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.
- 25. For Possible Action – Discussion and deliberation to move the second January meeting of the Board of Commissioners from Tuesday, January 22, 2019 to Wednesday, January 23, 2019.
- 26. For Possible Action – Discussion and deliberation for the Board of County Commissioners to appoint a qualified individual to fill the vacancy of the Nye County Treasurer pursuant to NRS 245.170 for a term to expire after the biennial election in 2020 due to the resignation of Pamela Webster.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

January 7, 2019

27. For Possible Action – Discussion and deliberation to designate MaryEllen Giampaoli as Commissioner Wichman’s alternate on the Joint Land Use Study Policy Committee for the purpose of participating in meetings regarding encroachment issues affecting the Nellis Air Force Base and Nevada Test and Training Range.

CLERK

28. For Possible Action – Discussion and deliberation to appoint one member to the Regional Transportation Commission due to one expiring term.
29. For Possible Action – Discussion and deliberation to appoint one member to the Round Mountain Town Board due to one expiring term.
30. For Possible Action – Discussion and deliberation to appoint one member to the Beatty Library District due to one vacancy.

DISTRICT ATTORNEY

31. For Possible Action – Discussion and deliberation to accept the removal of the reference to Exhibit C from the first page of the grant of road right-of-way easement that was accepted by the BoCC on December 18, 2018 for public use of the road known as the West Spring Meadows road that traverses through APN 019-381-26 owned by ABC Recycling Industries located in Amargosa, Nevada.

COUNTY MANAGER

32. For Possible Action – Discussion and deliberation to approve a Quitclaim Deed from Nevada Rural Housing Authority (NRHA) for Assessor’s Parcel Number 008-261-57 in Tonopah, NV, reversing the 2016 deed and primary use requirements of the parcel.
33. For Possible Action – Discussion and deliberation regarding approval of a Confidentiality and Data Sharing Agreement with the State of Nevada Department of Health and Human Services Division of Public and Behavioral Health (DPBH) for the purpose of allowing DPBH one year of data obtained as a result of NRS 450B and NAC 450B into the High Intensity Drug Trafficking Areas (HIDTA) program’s ODMAP.
34. For Possible Action – Discussion and deliberation to: 1) adopt, amend and adopt or reject Nye County Resolution No. 2019-04: A Resolution Authorizing the Leasing With Option to Purchase of Approximately Five Acres of Real Property Located At 7401 E. Manse Road; Pahrump, NV, APN 047-041-02; and 2) approval of a Lease Agreement with Option to Purchase with Artesian Cellars, LLC. for approximately five acres of unimproved real property located at 7401 Manse Road, Pahrump, NV 89060 APN # 047-041-02 to be developed as a grape vineyard and production facility.

FINANCE

35. For Possible Action – Presentation and discussion regarding the budget status through November 2018 for Nye County General Fund Fiscal 2019 budget projections.
36. For Possible Action – Discussion and deliberation to approve funding the Information Technology Department’s purchase of Virtual Private Network (VPN) software from NetMotion in the amount of \$22,582.02 to be funded from contingency.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

January 7, 2019

37. For Possible Action – Discussion and deliberation regarding RFQ # 2018-12 – County Surveyor to: 1) accept the amended fee schedule submitted by Farr West Engineering to include a flat per map per page amount; 2) enter into the amended final contract with Farr West Engineering, 3) adopt, amend and adopt or reject Nye County Resolution No. 2019-03: A Resolution to Repeal and Replace Nye County Resolution No. 2018-38 Clarifying Fees for the Provision of County Surveyor Services; and 4) Fund from 10101, General fund, which is a budgeted expenditure.
38. For Possible Action – Discussion and deliberation regarding RFQ # 2018-17 – Engineering Services for Gabbs Sewer Line Replacement: 1) Accept the response from Farr West Engineering; and 2) provide direction to staff to enter into fee negotiations.
39. For Possible Action – Discussion and deliberation to accept a donation of a hand-held metal detector from the Department of Justice. The hand-held metal detector has been valued at \$500.00 by the Department of Justice and has been retired by their agency to be used by the Nye County Sheriff's Department.
40. For Possible Action – Discussion and deliberation to: 1) Approve the services agreement with G and T, LLC to manage and operate the solid waste landfill in Northern Nye County at the Smoky Valley Landfill; 2) Execute the contract in the amount of \$114,165.00 for the first year, with a 2% increase per year for the rest of the term of the contract; and 3) Fund from 10510 Solid Waste Fund.

PUBLIC PETITIONER

41. For Possible Action – Discussion and deliberation regarding a request to support the closure of State Highway 318 on May 19, 2019 and September 15, 2019 for the road events held by Silver State Classic Challenge.
42. For Possible Action – Discussion and deliberation regarding Nye County Proclamation No. P2019-01: A Proclamation Declaring January 20-26, 2019 as Nye County School Choice Week.
43. **GENERAL PUBLIC COMMENT (second)**
44. **ADJOURN**