



**JOINT MEETING OF THE  
NYE COUNTY BOARD OF COMMISSIONERS  
NYE COUNTY BOARD OF ROAD COMMISSIONERS  
NYE COUNTY LICENSING AND LIQUOR BOARD  
AND AS THE GOVERNING BODY OF UNINCORPORATED TOWNS OF BEATTY,  
BELMONT, GABBS, MANHATTAN AND RAILROAD VALLEY  
101 Radar Road, Tonopah, NV 89049  
Tuesday, April 1, 2014  
10:00 A.M.**

**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 1, 2014 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 1, 2014 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 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; 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](http://www.nyecounty.net)

The Nye County Board of Commissioners may take a short break every 1½ hours.

**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.**

"Nye County is an equal opportunity provider and employer.

If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, found online at [http://www.ascr.usda.gov/complaint\\_filing\\_cust.html](http://www.ascr.usda.gov/complaint_filing_cust.html), or at any USDA office, or call (866) 632-9992 to request the form. You may also write a letter containing all of the information requested in the form. Send your completed complaint form or letter to us by mail at U.S. Department of Agriculture, Director, Office of Adjudication, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, by fax (202) 690-7442 or email at [program.intake@usda.gov](mailto:program.intake@usda.gov)."

"Communication for Hearing Impaired: Dial Nevada Relay Service 711 or for Voice to TTY (800) 326-6888 or TTY to Voice (800) 326-6868"

1. Pledge of Allegiance
2. Approval of the Agenda for April 1, 2014
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).**

[2014.04.01.Item.03.additional](#) 

4. **For Possible Action - Discussion and deliberation of Minutes of the Joint Nye County Board of Commissioners, Board of Road Commissioners, Licensing and Liquor Board and as the Governing Body of Unincorporated Towns of Beatty, Belmont, Gabbs, Manhattan and Railroad Valley meetings for March 4, 2014.**

[Item.04](#) 

#### SITTING AS THE BOARD OF COUNTY COMMISSIONERS

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

#### TIMED ITEMS

8. **10:00 - Presentation of certificate and/or plaques to four (4) employees honored for their years of service.**


[Item.08](#) 


9. **10:15 - Sitting as the Board of County Road Commissioners - For Possible Action - Public Hearing, discussion and deliberation to adopt, amend and adopt, or reject 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.**


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[Item.09](#) 

[Item.09.1](#) 

[Item.09.2](#) 

[Item.09.3](#) 

[Item.09.4](#) 

10. **10:45 - For Possible Action - Continued Public hearing, discussion and deliberation to adopt, amend and adopt, or reject Nye County Bill No. 2014-02: a Bill proposing to amend Title 6, chapters 6.05.030 titled appeal of animal control decisions, 6.06.050 pet dog, pet cat fancier's permit, 6.06.060 residential kennel permits, 6.06.070 commercial kennel permits, 6.25.100**

hearing procedures, 6.25.110 appeal of animal advisory committee decision to board of county commissioners and other matters properly relating thereto; and 2) set an effective date.

[Item.10](#) 

11. **10:45 - For Possible Action - Public Hearing** relative to a Petition to abandon a portion of Smith Lane located from Powerline Road to a point one mile west of Powerline Road further described as an approximate five thousand two hundred eighty (5,280) foot length of road right of way described as the North twenty feet of Section 31, and the South twenty feet of Section 30 of Township 16 South, Range 49 East, AP #19-131-11 (AB-14-0001) in the Town of Amargosa Valley, Morris DeLee Revocable Trust - Owner, Nye County - Petitioner(s)

[Item.11](#) 

12. **10:45 - For Possible Action - Public Hearing, discussion, and deliberation** to issue an Outdoor Festival License to Round Mountain Gold Corporation for their 4th of July Annual Picnic to be held on July 4, 2014 at the Town of Round Mountain Hadley Town Park.

[Item.12](#) 

#### **SITTING AS THE NYE COUNTY BOARD OF ROAD COMMISSIONERS**

13. **For Possible Action - General road report** by Public Works Director

[Item.13](#) 


14. **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.

[Item.14](#) 

#### **SITTING AS THE NYE COUNTY LICENSING AND LIQUOR BOARD**

#### **LIQUOR**

15. **For Possible Action - Discussion and deliberation** regarding a Change of Licensee for Southern Wine & Spirits of Nevada, 8400 S. Jones Blvd., Las Vegas, NV. Lawrence Ruvo, Applicant.

[Item.15](#) 

16. **For Possible Action - Discussion and deliberation** regarding a Package Liquor License to Stuff'D LLC, 5581 N. Hwy 160, Pahrump, NV. Heather and Erika Tomkowiak, Applicants.  
**SITTING AS THE GOVERNING BODY OF UNINCORPORATED TOWNS OF BEATTY, BELMONT, GABBS, MANHATTAN AND RAILROAD VALLEY**

[Item.16](#) 


17. **For Possible Action - Discussion and deliberation** concerning a Professional Services Agreement with Gold Creek Films, Inc. for services related to the Nye County History Project for the Town of Beatty.

[Item.17](#) 

## SITTING AS THE BOARD OF COUNTY COMMISSIONERS

### ASSESSOR

#### 18. For Possible Action - Approval of Assessor's Office Change Request

[Item.18](#) 

### BOARD OF COMMISSIONERS

#### 19. 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.

#### 20. 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.

#### 21. For Possible Action - Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.

#### 22. For Possible Action - Discussion regarding participation by Nye County of the Tri-County Working Group meetings.

[Item.22](#) 

#### 23. For Possible Action - Discussion and deliberation regarding a Bureau of Land Management Competitive Oil and Gas Lease Sale, Battle Mountain District, Nevada.

**Document size is large and has been divided into separate links.**

[Item.23.1](#) 

[Item.23.2](#) 

#### 24. For Possible Action - Discussion and deliberation regarding participation in the PUCN proceeding on the Integrated Resource Plan for Utilities Inc. of Central Nevada, Docket No. 14-02043.

[Item.24](#) 

### COUNTY MANAGER

#### 25. 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. 2013-29: a Bill proposing to amend Title 9, Chapter 9.20, Section 9.20.230(c) of the Nye County Code entitled registration fee by providing for the distribution of fees, and other matters properly relating thereto; and 2) Read the title of

the Bill into the record.

[Item.25](#) 

26. For Possible Action - Discussion and deliberation regarding a Contract with George N. Benesch for professional legal services associated with consultation and evaluation of protests to Cooperative Water Project Applications and other water related matters that may impact Nye.

[Item.26](#) 

#### EMERGENCY SERVICES

27. For Possible Action - Discussion and deliberation regarding a Business Associate Agreement with Med Media, for compliance with final HIPAA Omnibus Rule.

[Item.27](#) 

#### FINANCE

28. For Possible Action - Discussion and deliberation regarding RFP # 2014-02 - Scrap Metal Disposal for the Tonopah Landfill.

[Item.28](#) 

#### INFORMATION TECHNOLOGY

29. For Possible Action - Discussion and deliberation regarding an agreement with Wave Direct to supply 20 Mbs of Internet bandwidth from Pahrump.


[Item.29](#) 

#### PLANNING/BUILDING

30. For Possible Action - Discussion and deliberation on a request for approval of an application for a parcel map proposing to divide approximately 2.5 acres into one 1.90 acre parcel and one .61 acre parcel. Brenda J. Revert-Jarvis and Frank W. Jarvis - Owner(s), AP #18-391-40; located in Beatty (PM-14-0001).

[Item.30](#) 

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. 2014-15: an ordinance amending Nye County Ordinance No. 450 to increase the maximum potential generating capacity of the Sunshine Valley Solar Power Plant from 65 mega-watts to 110 mega-watts (ac); providing for the severability, constitutionality and effective date hereof; and other matters properly related thereto; and 2) Read the title of the Bill into the record.

[Item.31](#) 

32. **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. 2014-14: a Bill proposing to amend Nye County Code Title 8, Health and Safety, by adding Chapter 8.42 "Medical Marijuana Establishments," setting forth the procedures and regulations for Special Use Permits for the operation of Medical Marijuana Establishments within Nye County; and providing for the severability, constitutionality and effective date thereof; and other matters properly relating thereto; and repealing Nye County Bill 2013-31; and 2) Read the title of the Bill into the record.**

[Item.32](#) 

## **PUBLIC WORKS**

33. **For Possible Action - Discussion and deliberation regarding the: 1) Clean Water State Revolving Loan Fund (CWSRF) loan contract with the Nevada State Department of Conservation & Natural Resources for Gabbs sewer mains repairs and engineering support; and 2) Professional Services Agreement (PSA) with Farr West Engineering to provide engineering oversight and construction management services in support of the Gabbs sewer mains repairs.**

[Item.33](#) 

[Item.33.1.CWSRLF](#) 

[Item.33.2.PSA](#) 

34. **GENERAL PUBLIC COMMENT (second)**

[Item.34.PublicComment](#) 

35. **ANNOUNCEMENTS (second)**

36. **ADJOURN**