



**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 UNINCORPORATED TOWNS OF BEATTY BELMONT GABBS
MANHATTAN PAHRUMP AND RAILROAD VALLEY
AS THE BOARD OF TRUSTEES FOR THE PAHRUMP POOL DISTRICT AND
AS THE NORTHERN NYE COUNTY HOSPITAL DISTRICT BOARD OF TRUSTEES**

2100 E. Walt Williams Drive, Pahrump, NV 89048

January 19, 2016

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 19, 2016 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 19, 2016 will be for all matters off the agenda, and be limited to three minutes per person. Additionally, public comment of three minutes per person may 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; Commissioners' Chambers, 2100 E. Walt Williams Drive, Pahrump, 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.

"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, 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."

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

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

January 19, 2016

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 19, 2016**
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](#) - Discussion and deliberation of Minutes of the Joint Nye County Board of Commissioners, Board of Highway Commissioners, Licensing and Liquor Board, as the Governing Body of Unincorporated Towns of Beatty, Belmont, Gabbs, Manhattan, Pahrump, and Railroad Valley, the Board of Trustees for the Pahrump Pool District, and the Northern Nye County Hospital District Board of Trustees regular meeting for December 15, 2015.

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 seven (7) employees honored for their years of service.
9. **10:15 - [Presentation](#)** of certificate of recognition and letters of thanks to Nye County Sheriff's Office employee for his cooperation and assistance with the Bullfrog Wild Burro Gather.
10. **10:30 - [For Possible Action](#)** - Public Hearing on results of Public Works identification and determination of improved roads and streets maintained by Nye County as of December 31, 2015 for the purposes of compliance with Nevada Revised Statutes Chapter 365.550 Paragraph 8 regarding Proceeds of Tax Levied pursuant to NRS 365.180; and other matters properly related thereto.
11. **10:45 – [For Possible Action](#)** – Presentation, discussion and deliberation by Desert Haven Animal Society regarding: 1) the operation of an open-admission animal shelter; and 2) a lease of the existing Pahrump Animal Shelter facility located at 1511 Siri Ln, Pahrump, NV.
12. **10:45 - [For possible action](#)** – Public hearing, discussion and deliberation to: 1) adopt, amend and adopt, or reject Nye County Bill 2015-19: A Bill proposing to amend Title 6 of the Nye County Code by removing Chapters 6.05.030 Appeal of Animal Control Decisions, Chapter 6.06.010 Dogs and Cats License, 6.06.020 Term, 6.06.050 Pet Dog, Pet Cat Fancier, 6.06.060 Multi-pet Permits, 6.06.070 Commercial Kennel Permits, 6.06.080 Animals Running at Large, 6.06.090 Impoundment for Violations of this Code, 6.06.095 Impoundment of Animal for Protective Custody, 6.06.100 Release of Impounded Animals, 6.06.120 Reporting of Found Animals, 6.06.130 Animal Waste and Odor, Chapter 6.07 Cruelty to Animals, 6.20.010 Excessive Noise Unlawful, 6.20.030 Vicious and Dangerous Dogs, 6.20.040 Exceptions, 6.20.050 Requirements for Possession of a Dangerous Dog, 6.20.060 Registration of Dangerous Dog, 6.20.070 Confiscation and Disposition of a Dangerous Dog, 6.20.100 Releasing Animal of Another, Chapter 6.25 Animal Advisory Committee, and other matters properly relating thereto; and 2) set an effective date.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

January 19, 2016

13. **11:00** - [For Possible Action](#) – AP-2015-000004: Public hearing, discussion and deliberation on an Appeal of the Pahrump Regional Planning Commission’s denial of Conditional Use Permit Application CU-2015-000011, which was a request to modify CU-10-0013 to allow a commercial kennel with up to one hundred fifty (150) dogs where a maximum of thirty (30) dogs was previously approved, on 2.3 acres (net) zoned Rural Estates (RE-2), located at 2790 E. Camellia Street, approximately 972.57 feet west of the intersection of Homestead Road and Camellia Street, further known as Homestead Gardens, Lot 8, Block 2, Section 36, Township 21 South, Range 53 East. Vasili Platanov/Est-Alfa K-9 Security Services, LLC – Property Owner/Applicant/Appellant. AP# 044-811-08.
14. **11:00** - [For Possible Action](#) – AP-2015-000005: Public hearing, discussion and deliberation on an Appeal of the Pahrump Regional Planning Commission’s approval of Conditional Use Permit Application CU-2015-000012, which allows for the keeping of ten (10) Special Conditions Animals (Tigers) on 18.28 acres (net) zoned Rural Homestead (RH-4.5), located at 6061 N. Woodchips Road, further described as a portion of Section 7, Township 19 South, Range 53 East, File Map #56470, Parcel 4. AP# 027-241-26. Raymond Mielzynski – Property Owner. Kayla Mitchell – Applicant (Grantee). Appellants – Animal Legal Defense Fund (ALDF); People for the Ethical Treatment of Animals (PETA); Lions, Tigers & Bears Sanctuary; Keepers of the Wild Sanctuary; and Big Cat Rescue Sanctuary.
15. **1:30** - [For Possible Action](#) – Discussion and deliberation to approve the audits of Fiscal Year 2014-2015 for Nye County and all component units of Nye County conducted by Daniel McArthur LTD.

[Audit Table of Contents](#)

[Pages 1-50](#)

[Pages 152-200](#)

[Pages 51-100](#)

[Pages 201-268](#)

[Pages 101-151](#)

[Pages 269-332](#)

SITTING AS THE NYE COUNTY BOARD OF HIGHWAY COMMISSIONERS

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

**SITTING AS THE GOVERNING BODY OF UNINCORPORATED TOWNS OF BEATTY,
BELMONT, GABBS, MANHATTAN, PAHRUMP, AND RAILROAD VALLEY**

PAHRUMP

17. Committee Reports
18. Business Recognitions
19. [For Possible Action](#) – Discussion and deliberation to approve a revision to Town of Pahrump Personnel Policies to include a previous provision inadvertently omitted during the 2008 policy revisions.
20. [For Possible Action](#) – Discussion and deliberation to approve the Nevada Commission on Tourism (NCOT) 2nd Cycle Grant.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

January 19, 2016

21. [For Possible Action](#) – Discussion and deliberation to approve the Pahrump Ambulance Fund bad debt expense write offs for the period of Oct. 2015 thru Dec. 2015, subject to further collection efforts and accounting adjustments.
22. [For Possible Action](#) – Discussion and deliberation to appoint four (4) members and one (1) alternate position to the Pahrump Public Lands Advisory Committee with terms expiring January 2018.
23. [For Possible Action](#) – Discussion and deliberation to appoint four (4) members and two (2) alternate positions to the Pahrump Tourism Advisory Committee with terms expiring January 2018.
24. [For Possible Action](#) – Discussion and deliberation to appoint two (2) members to the Pahrump Arena Advisory Committee with terms expiring January 2018.
25. [For Possible Action](#) – Discussion and deliberation regarding a plan for the Last Chance Trail Head.

AS THE NORTHERN NYE COUNTY HOSPITAL DISTRICT BOARD OF TRUSTEES

26. [For Possible Action](#) – Discussion and deliberation regarding a Professional Service Agreement between the Northern Nye County Hospital District and Renown Medical Group to provide professional primary and urgent care services.

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.

27. [For Possible Action](#) – Approval of Elected Official Collection Report
28. [For Possible Action](#) – Approval to surplus and sell excess Nye County equipment that is no longer in use and/or obsolete.
29. [For Possible Action](#) – Approval to set the date and location of the second meeting of the Board of Commissioners for Tuesday, March 15, 2016 in Pahrump, Nevada.

BOARD OF COMMISSIONERS

30. 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.
31. 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.
32. For Possible Action – Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.
33. [For Possible Action](#) – Discussion regarding Commissioner Liaison / Representative positions.
34. [For Possible Action](#) – Discussion and deliberation to appoint Commissioner Schinhofen to the Bureau of Land Management Resource Advisory Council.
35. [For Possible Action](#) – Discussion and deliberation to appoint one (1) voting member of the Board of County Commissioners to the Nevada Homeland Security Working Group.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

January 19, 2016

36. [For Possible Action](#) – Discussion and deliberation to join the National Association of Counties’ new Dental and Health Membership to provide significant savings to the residents of Nye County.

CLERK

37. [For Possible Action](#) – Discussion and deliberation to appoint one (1) member to the Round Mountain Board due to one (1) resignation. This is for an unexpired term to end January 2017.
38. [For Possible Action](#) – Discussion and deliberation to appoint five (5) members to the Park and Recreation Advisory Board.
39. [For Possible Action](#) – Discussion and deliberation to appoint two members to the Railroad Valley Advisory Board due to two (2) terms expiring. These terms will expire January 2018.
40. [For Possible Action](#) – Discussion and deliberation pursuant to NRS 244.360(5) to: 1) direct the District Attorney to notify the person responsible for the nuisance to abate said nuisance as set forth in the complaint received by the County Clerk on January 8, 2016, regarding APN 042-372-08, 2421 Hacienda Street, Pahrump, Nevada and a) determine and specify a reasonable time for the person to abate said nuisance and b) direct the District Attorney to bring legal proceedings for abatement of said nuisance if the notice to the person responsible fails to abate said nuisance; or, in the alternative 2) pursuant to NRS 244.360(1) and 244.360(2), direct the Clerk to set a public hearing not less than 30 nor more than 40 days subsequent to the filing of the complaint.

COUNTY MANAGER

41. [Ongoing Project Report](#)
42. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject Nye County Resolution No. 2016-03: a Resolution directing the levy of a special assessment on each water user situated within the confines of the Big Smoky Valley – Northern Part Groundwater Basin for Fiscal Year 2016-2017.
43. [For Possible Action](#) – Discussion, deliberation and direction to staff regarding the possible sale of certain real property owned by Nye County, Assessor’s Parcel No. 45-131-49.
44. [For Possible Action](#) – Discussion and deliberation regarding mandating all public body members appointed by the Nye County Board of County Commissioners participate in the annual Open Meeting Law Training hosted by Nye County.

INFORMATION TECHNOLOGY

45. [For Possible Action](#) – Discussion and deliberation regarding an Equipment Maintenance Agreement with SNACC to maintain our new MC7500 communications consoles as well as 800 Mhz radio equipment installed at our West Site on Mt.Charleston Ave.

PLANNING/BUILDING

46. [For Possible Action](#) – Discussion and deliberation concerning a request to release 100% of the financial security related to improvements as stated in the Subdivision Improvement, Maintenance and Warranty Agreement (SIA) for the Artesia @ Hafen Ranch Phase IV Subdivision map, located within the Pahrump Regional Planning District. Hafen Ranch Estates – Property Owner. M. Kent (Tim) Hafen – Applicant. (IA-2015-000002).

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

January 19, 2016

47. [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. 2016-02: A Bill proposing to amend Nye County Code 17.04, the Pahrump Regional Planning District Zoning Regulations, by adding Section 17.04.805 “Mobile Food Vending” by adding requirements for mobile food vending; and providing for the severability, constitutionality and effective date thereof; and other matters properly relating thereto; and 2) Read the title of the Bill into the record.
48. [For Possible Action](#) – Discussion and deliberation regarding a request to approve signing the Charter for the Desert Tortoise Management Oversight Group (MOG), appoint a County representative and alternate to the MOG, and make a recommendation to replace Levi Kryder as the representative on the Recovery Implementation Team (RIT).
49. [For Possible Action](#) – Medical Marijuana Establishment License Renewal Application MM-2015-000013: Discussion and deliberation on a request to renew Medical Marijuana Establishment License MM-2014-000001 for a proposed medical marijuana (cultivation) facility located at 2801 E. Thousandaire Boulevard, Pahrump, Assessor Parcel #44-561-16. Nye Natural Medicinal Solutions, LLC dba NuVeda LLC – Applicant.
50. [For Possible Action](#) – Medical Marijuana Establishment License Renewal Application MM-2015-000014: Discussion and deliberation on a request to renew Medical Marijuana Establishment License MM-2014-000002 for a proposed medical marijuana (production) facility at 2801 E. Thousandaire Boulevard, Pahrump, Assessor Parcel #44-561-16. Nye Natural Medicinal Solutions, LLC dba NuVeda LLC – Applicant.

PUBLIC WORKS

51. [For Possible Action](#) – Discussion and deliberation to approve a project for improvements to Homestead Road between Gamebird Road and Manse Road per the revised Streets and Highways Capital Improvement Plan FY 2006-2015.

PUBLIC PETITIONER

52. [For Possible Action](#) – Discussion and deliberation regarding a request from Johnny Chek, TYI Trading LLC, to amend Nye County Code Chapter 8.04 Fireworks, by increasing the maximum quantity of permits which may be granted to sell consumer/display fireworks in Nye County.
53. [For Possible Action](#) – Discussion and deliberation regarding a Veterans Memorial at the Calvada Eye.
54. [For Possible Action](#) – Presentation, discussion and deliberation regarding Draft 6 for Stage One of the Groundwater Management Plan for Basin 162.

[Appendix A](#) [Appendix B](#) [Appendix C](#) [Appendix D](#) [Appendix E](#) [Appendix F](#)
[Appendix G](#) [Appendix H](#) [Appendix I](#) [Appendix J](#) [Appendix K](#) [Appendix L](#)
[Appendix M](#) [Appendix N](#) [Appendix O](#) [Appendix P](#) [Appendix Q](#) [Appendix R](#)

55. GENERAL PUBLIC COMMENT (second)

56. ANNOUNCEMENTS (second)

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

January 19, 2016

57. ADJOURN