



**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 TOWN OF PAHRUMP
AS THE GOVERNING BODY OF UNINCORPORATED TOWNS OF BEATTY BELMONT GABBS
MANHATTAN 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

July 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 July 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 July 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 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

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.

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](http://www.usda.gov) 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

July 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 July 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, the Governing Body of Unincorporated Town of Pahrump, the Governing Body of Unincorporated Towns of Beatty, Belmont, Gabbs, Manhattan, and Railroad Valley, the Board of Trustees for the Pahrump Pool District, and the Northern Nye County Hospital District Board of Trustees regular meeting on [June 21, 2016](#), and teleconference on [June 30, 2016](#).

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 five (5) employees honored for their years of service.
9. [10:30](#) - For Possible Action – Presentation, discussion and deliberation by Nevada Department of Transportation regarding the Nye County 2017 Work Program, which are scheduled for construction during the next fiscal year.
10. [10:45](#) - For Possible Action – **Public Hearing**, discussion, and deliberation to issue an Outdoor Festival License to the Pahrump Gold, Gem and Mineral Show for the Pahrump Gold, Gem and Mineral Show to be held October 14-16, 2016, at Petrack Park located at 150 Highway 160, Pahrump, Nevada.
11. [10:45](#) - For Possible Action:
 - a. For Possible Action – Discussion and deliberation to accept a Business Impact Statement prepared pursuant to NRS 237.090 to address the business impact of Nye County Bill No. 2016-04 pertaining to Prostitution.
 - b. For Possible Action – **Public Hearing**, discussion, and deliberation to: 1) Adopt, amend and adopt, or reject Nye County Bill No. 2016-07: A Bill proposing to amend Title 2 of the Nye County Code, titled Public Peace and Morals and Welfare, Chapter 9.20, Title Prostitution; providing for the severability, constitutionality and effective date hereof, and other matters properly relating thereto; and 2) Set an effective date.

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12. [For Possible Action](#) – **Public Hearing**, discussion, and deliberation to: 1) Adopt, amend and adopt, or reject Nye County Bill No. 2016-06: A Bill proposing to amend Title 2 of the Nye County Code by adding Chapter 2.86, Whistleblower Protection; providing for the severability, constitutionality and effective date hereof, and other matters properly relating thereto; and 2) Set an effective date.
13. **11:00** – For Possible Action:
 - a. **11:00** - For Possible Action – Special Use Permit Application No. SU-2016-000018: **Public Hearing**, discussion and deliberation regarding a request for a Special Use Permit to allow for the expansion of an existing medical marijuana establishment (cultivation facility) located at 1205 S. Loop Road, Pahrump, Assessor Parcel #035-381-35. Floyd’s Construction Inc. – Property Owner. Green Life Productions, LLC – Applicant.
 - b. **11:00** - For Possible Action – Special Use Permit Application No. SU-2016-000019: **Public Hearing**, discussion and deliberation regarding a request for a Special Use Permit to allow a medical marijuana establishment (production facility) located at 1205 S. Loop Road, Pahrump, Assessor Parcel #035-381-35. Floyd’s Construction Inc. – Property Owner. Green Life Productions, LLC – Applicant.
 - c. **11:00** - For Possible Action – Special Use Permit Application No. SU-2016-000020: **Public Hearing**, discussion and deliberation regarding a request for a Special Use Permit to allow a medical marijuana establishment (dispensary) located at 1205 S. Loop Road, Pahrump, Assessor Parcel #035-381-35. Floyd’s Construction Inc. – Property Owner. Green Life Productions, LLC – Applicant.

SITTING AS THE NYE COUNTY BOARD OF HIGHWAY COMMISSIONERS

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

SITTING AS THE GOVERNING BODY OF UNINCORPORATED TOWN OF PAHRUMP

15. Committee Reports
16. Town of Pahrump Ongoing Project [Report](#)
17. [For Possible Action](#) – Discussion and deliberation to ratify the grant application submitted to the Nevada Commission on Off-Highway Vehicles for the development of a motocross park.
18. [For Possible Action](#) – Discussion and deliberation regarding accepting eight (8) Nevada Commission on Tourism (NCOT) grant awards and to approve a project budget for tourism for FY17: Certified Folder Display; Nevada Magazine and Ride Guide; Nevada Visitor Guide; Amplified Story Telling; Integrated Insert; Prospecting and Site Retargeting; Good Sam Travel Guide and Directory; Public Relations. The grant match and project budget has been budgeted in Fund 25220 Pahrump Tourism Room Tax.

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, October 18, 2016 in Pahrump, Nevada.
21. [For Possible Action](#) – Approval to accept a grant award #16/PS/12 from the State of Nevada Community Development Block Grant (CDBG) program in the amount of \$30,000.00 for Nye County Senior Nutrition to provide funding for the purchase of a non-emergency medical transportation vehicle for the senior citizens and Medicaid clients to and from their medical appointments. There is no match required. This grant will be administered out of Fund 10340 Grants.
22. [For Possible Action](#) – Approval to accept a grant award #16/PF/13 from the State of Nevada Community Development Block Grant (CDBG) program in the amount of \$322,373.00 for Nye County Public Works to provide funding to rebuild Complex Well #1 located in Pahrump, NV. There is an in-kind match requirement in the amount of \$30,000.00. This grant will be administered out of Fund 10340 Grants.
23. [For Possible Action](#) – Approval to: (1) to accept the SFY 2017 Grant Award from the Nevada Aging and Disability Services Division (ADSD) in the amount of \$121,744 to provide senior transportation services in Amargosa Valley, Beatty, Gabbs, Smoky Valley and Tonopah in Nye County. This grant application also includes our Long Distance Medical Transportation Program providing non-emergency medical rides to the larger cities. Matching funds of \$21,487 are budgeted in our contract with Medical Transportation Management, Inc. (MTM) and by the NDOT Fuel Grant and (2) of the Confidentiality Addendum with Nevada Aging and Disability Services Division.
24. [For Possible Action](#) – Approval to accept a grant award from Division for Aging Services for Nutrition Services Incentive Program (NSIP) to provide commodity food funds for the nutrition program in Amargosa Valley, Beatty and Tonopah Senior Centers in the amount of \$4,177. There is no County match required.
25. [For Possible Action](#) – Approval to accept a Grant Award for the Community Services Block Grant (CSBG), grant conditions and assurances to provide assistance for Nye County’s very low to low-income population. There is no County match required.

BOARD OF COMMISSIONERS

26. 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.
27. 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.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

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28. For Possible Action – Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.
29. [For Possible Action](#) – Discussion and deliberation to provide funding to the Veterans of Foreign Wars, Post 10054 to help purchase an ice machine and a filtering system for the machine.

PUBLIC ADMINISTRATOR

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

RECORDER

31. Recorder’s Technology [Update](#)

JUSTICE(S) OF THE PEACE

32. [For Possible Action](#) – Discussion and deliberation regarding a request for the administrative assessments and court facility fees continue to be retained for the ongoing and exclusive use of the Tonopah Justice Court.

COUNTY MANAGER

33. Ongoing Project [Report](#)
34. [For Possible Action](#) – Discussion and deliberation to surplus excess Nye County property in storage that is no longer in use and/or obsolete.
35. [For Possible Action](#) – Discussion and deliberation to ratify the approval given by Commissioner Carbone for an Interstate Interlocal Contract between Nye County and the Department of Health and Human Services, Division of Public and Behavioral Health to provide medical records management for Nye Regional Medical Center records.
36. [For Possible Action](#) – Discussion and deliberation regarding any and all action that might arise from discussions regarding Bill Draft Requests (BDRs) for Nye County for the 2017 Legislative Session.

PLANNING/BUILDING

37. [For Possible Action](#) – Discussion and deliberation to approve a draft letter to the U.S. Bureau of Land Management (BLM) providing Nye County’s preliminary scoping comments regarding the Basin and Range National Monument.

PUBLIC PETITIONER

38. [For Possible Action](#) – Discussion and deliberation regarding the transfer of water rights that are under Nye County road dedications in Amargosa Valley.
39. [For Possible Action](#) – Discussion and deliberation regarding a request for a letter of support from the Board of County Commissioners to gain support for the passage of Bipartisan bills related to the Radiation Exposure Compensation Act of 2015 that would amend the original RECA Act to include portions of Clark County and Mohave County that were omitted under the Act.

40. GENERAL PUBLIC COMMENT (second)

41. ANNOUNCEMENTS (second)

42. ADJOURN