



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

101 Radar Road, Tonopah, NV 89049

June 4, 2024

10:00 a.m.

Subject to technical difficulties, people may participate by calling 1-888-585-9008 and entering conference room number 255-432-824. Technical difficulties may occur before or during the meeting preventing your ability to call in.

The Chair of the Board of County Commissioners will open public comment periods by announcement. Commenters must press *9 on their telephone keypads to notify Administration they wish to speak.

The meeting is also viewable at www.nyecountynev.gov. There is a 30 to 40 second delay between the in-person meeting and the meeting video.

NOTE: All items are approximate except for bid openings, public hearings, and any other items agendaized 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 June 4, 2024 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, or a time identified by the Board.**

Public Comment during the Commission Meeting on June 4, 2024 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. **Decorum** during the meeting must be upheld pursuant to the BOCC Rules of Procedure sections 7.5.3 and 7.5.4 whereby no person in the audience shall engage in disorderly conduct such as hand clapping, stamping of feet, whistling, using profane language, yelling, and similar demonstrations, which conduct disturbs the peace and good order of the meeting. Any person who becomes disruptive or interferes with the orderly business of the Board may be removed from the Board Chambers or other meeting room for the remainder of the 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

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

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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 Administration at (775) 482-8192.

WEBSITE: www.nyecountynv.gov

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 775-482-8192 prior to the meeting.

- 1. Pledge of Allegiance**
- 2. 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 (FIRST).**
- 3. Commissioner/Manager Comments (This item is limited to announcements, brief discussions of public comments, correction of factual inaccuracies, direction to staff, or topics proposed for future board meetings. Lengthy deliberation of topics not on the agenda is prohibited by the Nevada Open Meeting Law).**
- 4. Approval of the Agenda for June 4, 2024 (Non-action item)**
- 5. For Possible Action – Emergency Items**

SITTING AS THE BOARD OF COUNTY COMMISSIONERS

TIMED ITEMS

- 6. 10:00 a.m. – [Presentation](#) by Kat Galli with Tonopah Development Corporation dba Tonopah Main Street, regarding program status, outcome results, a budget status report and future goals pursuant to the Nye County ARPA Recovery Plan and Policy: Economic Impacts for Tourism. (5-minute time limit)**

SITTING AS THE NYE COUNTY BOARD OF HIGHWAY COMMISSIONERS

- 7. [For Possible Action](#) – Discussion and deliberation regarding the General Road Report by the Public Works Director on General Road Maintenance, Gravel Road Maintenance, Asphalt Patching, Weed Mowing, and direction regarding public works projects.**

SITTING AS THE BOARD OF COUNTY COMMISSIONERS

- 8. CONSENT AGENDA ITEMS – These are items that Staff recommend 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.**
 - 8.1 [For Possible Action](#) – Approval of the meeting minutes from the joint meeting on April 2, 2024.**

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8.2 [For Possible Action](#) – Approval to:

- a. Accept Notice of SubAward Amendment #1 from Division of Public and Behavioral Health to administer the Women, Infants and Children Program (WIC) for Fiscal Year 2024 for the months of October 1, 2023 through January 19, 2024 in the amount of \$160,791.00, to provide nutrition education, food delivery system and facilitate delivery of health services. No County match required;
- b. Execute the Notice of Sub-Recipient Award and
- c. Fund to 10340 Grants.

8.3 [For Possible Action](#) – Approval of an offer of dedication for right of way being the entire Southwest 10.00 feet of the property located at 1030 East Kearney Street, Pahrump, NV, Assessor's Parcel Number 040-181-56 along the parcel line adjoining Assessor's Parcel Number 040-191-56 from Nye County for the purpose of future drainage improvements.

8.4 [For Possible Action](#) – Approval of an offer of dedication for road right of way being the entire North 30.00 feet fronting Gertrude Way and the entire East 30.00 feet fronting Heather Way of the property located at 2721 East Gertrude Way, Pahrump, NV, Assessor's Parcel Number 035-254-01 from Nye County and designate Gertrude Way and Heather Way as Minor County Roads rejecting maintenance for the purpose of future road improvements.

8.5 [For Possible Action](#) – Approval of an offer of dedication for road right of way being the entire North 30.00 feet fronting Garnet Road and the entire East 30.00 feet fronting Ruby Street of the property located at 1781 West Garnet Road, Pahrump, NV, Assessor's Parcel Number 028-111-04 from Nye County and designate Garnet Road and Ruby Street as Minor County Roads rejecting maintenance for the purpose of future road improvements.

8.6 [For Possible Action](#) – Approval of an offer of dedication for road right of way being the entire North 20.00 feet fronting Silver Gold Lane of property located at 201 Silver Gold Lane, Sunnyside, NV, Assessor's Parcel Number 013-631-28 from Nye County and designate Silver Gold Lane as a Minor County Road rejecting maintenance for the purpose of future road improvements.

BOARD OF COMMISSIONERS

9. [For Possible Action](#) – Discussion, deliberation and direction to staff concerning compliance with National Center for State Courts (NCSC) Caseload Study pursuant to the Davis v. Nevada Settlement Consent Judgment to include but not limited to:

- a. Amend the Nye County Plan for the Provision of Indigent Defense Services by maintaining an amount of contracts for Public Defender Services to comply with the caseload per attorney requirement; or
- b. Transfer the responsibility for the provisions of indigent defense services pursuant to NRS 180.450; or
- c. Consider a combination of Items 1 and 2.

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10. [For Possible Action](#) – Discussion and deliberation to:

- a. Determine that a public purpose may be served by the acquisition of the real property more particularly described as Assessor's Parcel Number 008-081-03;
- b. Consider the application made to the Board of County Commissioners by the Unincorporated Town of Tonopah to transfer Nye County Treasurer Trust property to the Unincorporated Town of Tonopah ownership for public purposes; real property described as Assessor's Parcel Number 008-081-03 for historic preservation and regular upkeep and maintenance.
- c. Adopt, amend and adopt, or reject Nye County Resolution No. 2024-20: A Resolution Directing the Transfer of Nye County Treasurer Trust Property into Town of Tonopah Ownership for Public Purposes; and
- d. Fund \$393.31 in delinquent tax from 21101 Tonopah General Fund.

DISTRICT ATTORNEY

11. [For Possible Action](#) – Discussion and deliberation to approve the State Fiscal Year 2025 and 2026 budgets from The State of Nevada Department of Health and Human Services, in accordance with the Interlocal Contract with Nye County through the District Attorney’s Office Child Support Division for child support enforcement activities.

SHERIFF

- 12. [For Possible Action](#) – Discussion and deliberation to issue a Consumer and Display Fireworks Permit to Yeldrig LLC, dba Alamo Fireworks for the 2024 season. Patrick James is the Applicant.**
- 13. [For Possible Action](#) – Discussion and deliberation to issue a Consumer and Display Fireworks Permit to Phantom Fireworks Showrooms dba Phantom Fireworks for the 2024 season. William Weimer is the Applicant.**

COUNTY MANAGER

- 14. [For Possible Action](#) – Discussion and deliberation to determine if the Risk Management Department should be eliminated and provide direction to staff to develop a plan for restructuring of responsibilities.**
- 15. [For Possible Action](#) – Discussion and deliberation to approve, amend and approve or reject the Lease Agreement with George and LaRene Youngmans for leased space at Beatty Airport.**

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16. [For Possible Action](#) – Discussion and deliberation to:

- a. Discuss the bid proposals received for Bid No. 2023-17 Classification and Compensation Study;
- b. Award bid 2023-17 Classification and Compensation Study to Evergreen Solutions, LLC in the amount of \$48,500.00; Gallagher in the amount of \$196,100.00; GovInvest Inc. in the amount of \$81,000.00; McGrath Human Resources Group in the amount of \$82,798.00; MGT of America Consulting, LLC in the amount of \$192,800.00; Paypoint HR, LLC in the amount of \$68,400.00; Pontifex Consulting Group, LLC in the amount of \$73,125.00; redw Advisors & CPAs in the amount of \$126,387.00; or Segal Group, Inc. in the amount of \$269,000.00.
- c. Approve or amend and approve the contract with selected bidder;
- d. Fund to 10101 General Fund; or
- e. Reject bids and provide direction to staff on how to proceed with the project.

PUBLIC WORKS

17. [For Possible Action](#) – Discussion and deliberation to ratify the County Manager's acceptance of the Airport Capital Improvement Plan (ACIP) data sheets and supporting information for the Beatty, Gabbs, and Tonopah Airports for Fiscal Years 2025 through 2029.

18. [For Possible Action](#) – Discussion and deliberation to:

- a. Discuss the bid proposals received for Bid No. 2024-04 Beatty Medium Intensity Runway Lights (MIRL) and Apron Floodlight Replacement;
- b. Award Bid 2024-04 Beatty MIRL and Apron Floodlight Replacement to Mesquite Electric, LLC in the amount of \$531,450.00;
- c. Approve or amend and approve the contract with selected bidder, contingent upon receiving a Federal Aviation Administration (FAA) grant award for this project;
- d. Fund \$498,234.38 from 10340 Grants and fund \$33,215.62 from 10209 Airport; or
- e. Reject bids and provide direction to staff on how to proceed with the project.

19. [For Possible Action](#) – Discussion and deliberation to:

- a. Discuss the bid proposals received for Bid No. 2024-05 Tonopah Airport Runway 15-33 Medium Intensity Runway Lights (MIRL) Replacement and New Runway End Lights Identifier (REIL);
- b. Award bid 2024-05 Tonopah Airport Runway 15-33 MIRL Replacement and New REIL to Mesquite Electric LLC in the amount of \$625,870.00 or Summit Line Construction, Inc. in the amount of \$863,410.00
- c. Approve or amend and approve the contract with selected bidder, contingent upon receiving a Federal Aviation Administration (FAA) grant award for this project;
- d. Fund \$586,753.13 to 10340 Grants and fund \$39,116.87 to 10209 Airport; or
- e. Reject bids and provide direction to staff on how to proceed with the project.

20. [For Possible Action](#) – Discussion and deliberation to approve the Nye County Solid Waste Management Plan (SWMP) 2022 Update.

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PUBLIC PETITIONER

- 21. [For Possible Action](#) – Discussion and deliberation regarding approval of a letter in support of the proposed boundary area to be analyzed as part of an Administrative Mineral Withdrawal necessary to safeguard the groundwater resources of Ash Meadows National Wildlife Refuge, Amargosa Valley, and Death Valley National Park.
- 22. **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 (SECOND).**
- 23. **Commissioner/Manager Comments (This item is limited to announcements, brief discussions of public comments, correction of factual inaccuracies, direction to staff, or topics proposed for future board meetings. Lengthy deliberation of topics not on the agenda is prohibited by the Nevada Open Meeting Law).**
- 24. **ADJOURN**

Nye County Board of County Commissioners Meeting Participation Information:

- Call **1-888-585-9008** and enter conference room code **255-432-824**.
- Public comment periods will be opened by announcement.
- Commenters must press *9 if they wish to speak. You will hear “the organizer sees your raised hand” when the control has been properly engaged.
- When it is your turn to give comment, you will hear “you may now speak” and must identify yourself by saying and spelling your first and last name.

Notes:

- The meeting is viewable at http://nyecounty.granicus.com/ViewPublisher.php?view_id=4 there will be a 40 second delay from the video to the call.
- Report issues to Nye County Admin at nyeadmin@nyecountynv.gov or by calling 775-482-8192.