



**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**

**March 12, 2018**

**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 March 12, 2018 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 March 12, 2018 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](http://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](mailto:program.intake@usda.gov)

# NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

March 12, 2018

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 March 12, 2018 (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](#) – Discussion and deliberation of the minutes of the joint meeting of the Nye County Board of Commissioners, Board of Highway Commissioners, Nye County Licensing and Liquor Board, Nye County 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 February 6, 2018.

## SITTING AS THE BOARD OF COUNTY COMMISSIONERS

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

## TIMED ITEMS

7. **10:45 – [For Possible Action](#) – Public Hearing**, discussion and deliberation to issue an Outdoor Festival License to Round Mountain Gold Corporation for their 4<sup>th</sup> of July Annual Picnic to be held on July 4, 2018 at the Hadley Town Park in Round Mountain, Nevada.
8. **10:45 – [For Possible Action](#) – Public Hearing**, discussion and deliberation to adopt, amend and adopt, or reject Nye County Resolution No. 2018-13: A Resolution Authorizing a Medium-Term Obligation for the Purpose of Purchasing New Fleet Vehicles for Nye County.

## SITTING AS THE NYE COUNTY BOARD OF HIGHWAY COMMISSIONERS

9. General [road report](#) by Acting Public Works Director

## SITTING AS THE GOVERNING BODY OF UNINCORPORATED TOWN OF PAHRUMP

10. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject Town of Pahrump Resolution No. 2018-03: A Resolution to Augment and Amend the 2017-2018 Budget of the Town of Pahrump, County of Nye, State of Nevada.
11. [For Possible Action](#) – Discussion and deliberation to appoint one (1) member to the Pahrump Arena Advisory Committee due to one (1) vacancy.
12. [For Possible Action](#) – Discussion and deliberation to: 1) approve a request from the Pahrump Park and Recreation Advisory Committee for an amount not to exceed \$15,000 for the Pahrump Movies in the Park events that can be funded from Fund 25223 Pahrump Room Tax Fund; and 2) execute an agreement with Entertainment Concepts to provide services for presenting the movies in the event.

# NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

March 12, 2018

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

### GABBS

13. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject Town of Gabbs Resolution No. 2018-01: A Resolution to Augment and Amend the 2017-2018 Budget of the Town of Gabbs, County of Nye, State of Nevada.

## 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.**

14. [For Possible Action](#) – Approval of Assessor’s Office Change Requests.
15. [For Possible Action](#) – Approval to set the date and location of the second June meeting of the Board of Commissioners for Tuesday, June 19, 2018 in Pahrump, Nevada.

### BOARD OF COMMISSIONERS

16. 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.
17. 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.
18. For Possible Action – Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.

### COUNTY MANAGER

19. [For Possible Action](#) – Discussion and deliberation to ratify the selection of Planning Director.
20. [For Possible Action](#) – Discussion and deliberation to allow Justice of the Peace Judge Jaspersen, as he deems necessary, to invite any available Justice of the Peace, within the confines of NRS 4.340(2), to provide him temporary assistance, until a new Justice of the Peace for the Pahrump Township is elected.

### EMERGENCY MANAGEMENT

21. [Presentation](#) regarding the Tonopah Ambulance Service status.

### FINANCE

22. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject Nye County Resolution No. 2018-14: A Resolution to Augment and Amend the 2017-2018 Budget of Nye County, State of Nevada.
23. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject budget transfer of appropriations between functions within Nye County Funds: General Fund (10101), Juvenile Probation Fund (10230), Public Improvement Fees Fund (10253) and Capital Fund (10401).

## NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

March 12, 2018

24. [For Possible Action](#) – Discussion and deliberation regarding the amendment to Nye County’s Corrective Action Letter for the Annual Audit Report for Fiscal Year ending June 30, 2017 to be submitted to the Nevada Department of Taxation.
25. [For Possible Action](#) – Discussion and deliberation regarding the budget status through January 2018 for Nye County Fiscal Year 2018 budget projections.

### H/R AND RISK MANAGEMENT

26. [For Possible Action](#) – Discussion and deliberation to fill a vacant Deputy District Attorney Position, #00210-007 in the District Attorney’s Office, effective June 3, 2018 due to the employee retiring effective February 23, 2018.
27. [For Possible Action](#) – Discussion and deliberation to fill a vacant Office Assistant Position, #01001-003 in the District Attorney’s Office effective June 11, 2018 due to the employee retiring effective March 31, 2018.

### PLANNING/BUILDING/CODE COMPLIANCE

28. [For Possible Action](#) – Discussion and deliberation on Medical Marijuana Establishment License Renewal Application MM-2018-000053: a request to approve the annual renewal (pro-rated to June 30, 2019) for a Medical Marijuana Establishment License (dispensary) located at 1541 E. Basin Avenue, Pahrump, NV. Assessor Parcel Number 38-241-23. TGIG, LLC., dba The Grove Wellness Center – Applicant.
29. [For Possible Action](#) – Discussion and deliberation on Medical Marijuana Establishment License Renewal Application MM-2018-000054: a request to approve the annual renewal (pro-rated to June 30, 2019) for a Medical Marijuana Establishment License (cultivation) located at located at 801 S. Panorama Road, Pahrump, NV. Assessor Parcel Number 35-271-21. Wellness Orchards of Nevada LLC – Applicant. Panorama Won, LLC – Property Owner.
30. [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. 2018-02: A Bill proposing to amend Nye County Code Title 17, Comprehensive Land Use Planning and Zoning, relating to Temporary Use Permits; 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.
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. 2018-04: A Bill proposing to amend Nye County Code Title 15 Building and Construction, Chapter 15.32 Pahrump Regional Planning District Impact Fees, pertaining to the Impact Fee Deferral Option and the Early Payment Incentive; 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.
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. 2018-05: A Bill proposing to amend Nye County Code Title 17, Comprehensive Land Use Planning and Zoning, relating to the requirement that accessory uses are permitted in conjunction with any principal use; accessory uses or structures are allowed prior to installation of the principal residence; 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.

## NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

March 12, 2018

33. [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. 2018-06: A Bill proposing to amend Nye County Code Title 17, Comprehensive Land Use Planning and Zoning, relating to the definition of Start of Construction 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.

### PUBLIC WORKS

34. [For Possible Action](#) – Discussion and deliberation to designate a portion of East Wilson Road, South West Street, East First Street and South Center Street as a “School Zone” fronting the Community Christian Academy (CCA).
35. [For Possible Action](#) – Discussion and deliberation regarding a request to set a date, time and location for a Public Hearing on the results of Public Works identification and determination of improved roads and streets maintained by Nye County during Calendar Year 2017 for the purposes of compliance with Nevada Revised Statutes Chapter 365.550 with respect to Proceeds of Tax Levied pursuant to NRS 365.180; and other matters properly related thereto.
36. [For Possible Action](#) – Discussion and deliberation to: 1) relinquish 1,500 acre-feet of water rights to Tonopah Public Utilities for quasi-municipal use for economic development purposes for the benefit of Nye County and the Town of Tonopah; 2) direction to staff to respond to Division of Water Resources with the County's intention to relinquish the noted water rights to Tonopah Public Utilities; and 3) upon response from DWR, direction to staff to prepare relinquishment deed, authorize the Chairman to execute deed, and record fully executed deed.

### PUBLIC PETITIONER

37. **10:15** – [For Possible Action](#) – Discussion and deliberation regarding a request for funds for Disabled American Veterans, Chapter 15 (DAV) Service Officer’s Office in the amount of \$3,600.00 to be funded from 10210 Veteran Services. The funds would support the Veteran Service Officer (VSO) office located in the Lobby of the Desert View Hospital.
38. [For Possible Action](#) – Discussion and deliberation regarding a request for funds for the Nevada Rural Counties RSVP Program in the amount of \$14,510.00 to assist seniors to remain independent and in their own homes. This can be funded from Fund 10101 Nye County General Fund.

### 39. GENERAL PUBLIC COMMENT (second)

### 40. ADJOURN