



**NYE COUNTY
BOARD OF COMMISSIONERS MEETING
101 Radar Rd, Tonopah NV 89049
TUESDAY, January 3, 2012
10:00 AM**

**Lorinda Wichman, Chair
Dan Schinhofen, Vice-Chair
Joni Eastley, Commissioner
Gary Hollis, Commissioner
Butch Borasky, Commissioner
Sandra "Sam" L. Merlino, Ex-officio Clerk of the Board**

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 3, 2012 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 Board Meeting on January 3, 2012 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 Board reserves the right to reduce the time or limit the total time allowed for public comment. The Board may prohibit comment if the content of the comments is a topic that is not relevant to, or within the authority of, the Board, 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 Board meeting.

Pursuant to NRS 241.020, the Agenda for the Board 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

The Nye County Board of Commissioners may take a short break every 1 ½ hours.

In accordance with Federal law and U.S. Department of Agriculture policy, Nye County is prohibited from discriminating on the basis of race, color, national origin, sex, religion, age, or disability. (Not all prohibited bases apply to all programs.) To file a complaint of discrimination write to USDA, Director, Office of Civil Rights, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410 or call (800) 795-3272 (voice) or (202) 720-6382 (TDD). USDA is an equal opportunity provider, employer, and lender

“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 3, 2012

Lorinda Wichman, Chair
Dan Schinhofen, Vice-Chair
Joni Eastley, Commissioner

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Butch Borasky, Commissioner
Sandra "Sam" Merlino, Ex-Officio Clerk of the Board

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.

Please note: Blue text that is underlined indicates items are linked to supporting documentation

NOTICE OF TIMED AGENDA ITEMS

- 10:00 a.m. Presentation of certificate and/or plaques to one (1) employee honored for their years of service.
- 10:15 a.m. Recess to the Nye County Board of Road Commissioners (Agenda Attached)
- 10:30 a.m. Recess to the Nye County Licensing and Liquor Board (Agenda Attached)
- 10:45 a.m. For Possible Action – Public hearing, discussion, and deliberation to adopt, amend and adopt, or reject Nye County Bill No. 2011-17: an ordinance amending title 21 of the Nye County code entitled Gabbs, to add chapter 21.14 entitled transient lodging business license tax, providing for the severability, constitutionality and effective date hereof; and other matters properly relating thereto.

NYE COUNTY BOARD OF COMMISSIONERS

- 1 Pledge of Allegiance
- 2 For Possible Action - Approval of the Agenda for the Board of County Commissioners' meeting of January 3, 2012.
- 3 For Possible Action - Approval of Minutes of the Board of County Commissioners' meeting(s) for December 6, 2011 Regular Meeting and December 14, 2011 Teleconference.
- 4 Awards and Presentations – 10:00 a.m.
- 5 Announcements (first)
- 6 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).
- 7 For Possible Action - Emergency Items
- 8 Commissioners'/Manager's Comments (This item limited to announcements or topics/issues proposed for future workshops/agendas)

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9 Consent Agenda Items

- a. For Possible Action – Discussion of any item from the Consent Agenda Items that needs review before a decision is made.
- b. [For Possible Action](#) – Approval of Elected Official Collection Report
- c. [For Possible Action](#) – Approval of Assessor’s Office Change Request – N/A
- d. For Possible Action – Approval of Personnel Actions
- e. [For Possible Action](#) – Approval to accept the proposal from Floyd's Construction to repair a Utilities, Inc. (UICN) fire hydrant damaged by County Road Department staff during grading operations associated with shoulder work at Dandelion and Antelope Streets.
- f. [For Possible Action](#) – Approval to purchase pavement markings for bike paths being incorporated in the Dandelion Street road improvement project between SR160 and Calvada Blvd and is budgeted under Project RD1208, Fund 10208 RTC.
- g. [For Possible Action](#) – Approval to purchase thirty four (34) Durarib exterior panels (3’x16’) for the building at the Science and Tech Park (STP) yard and can be funded from Fund 10336 Yucca Project Oversight.
- h. [For Possible Action](#) – Approval to purchase a 2012 Chevrolet Express 12-passenger van through the Nevada State Purchasing Division in a not to exceed amount of \$22,500.00 and can be funded from Fund 10230 Juvenile Probation. This action will replace the vehicle purchase approval from August 2011 in the amount of \$26,000.00.
- i. [For Possible Action](#) – Approval to select Aon Fire Protection Engineering Corporation as the lowest most responsible and responsive quote to provide special inspection (Special Inspector) smoke control testing services and can be funded from approved Project BP1102 Fund 10451 Bond Proceeds.
- j. [For Possible Action](#) – Approval to surplus and dispose of the excess Nye County personal property that is no longer in use. Proceeds to be deposited into Fund 10401 Capital Projects.

PUBLIC OFFICIALS

10 Assessor

11 Board of Commissioners

- a. 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.
- b. 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.
- c. For Possible Action – Discussion, deliberation, and possible decision on labor negotiations, issues and other personnel matters presented in closed meeting.

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- d. For Possible Action – Closure of meeting, pursuant to NRS 241.015(2)(b)(2) for purposes of conferring with legal counsel regarding potential or current litigation.
- e. Closed meeting, pursuant to NRS 241.015(2)(b)(2) for purposes of conferring with legal counsel regarding potential or current litigation.
- f. For Possible Action – Discussion, deliberation, and possible decision on conference with legal counsel regarding potential or current litigation presented in closed meeting.
- g. [For Possible Action](#) – Discussion and deliberation regarding: 1) Status check on the reconciled figures for bank statements as required for the annual audit; and 2) further actions necessary to obtain reconciled figures for bank statements as required for the annual audit.
- h. [Agency](#) Status Report

12 Clerk

13 District Attorney

14 Recorder

15 Sheriff

16 Treasurer

- a. [Treasurer's](#) Report

17 Justice(s) of the Peace

18 District Court

19 Juvenile Probation

GENERAL NYE COUNTY ADMINISTRATIVE STAFF

20 County Manager

- a. [For Possible Action](#) – Discussion and deliberation regarding directing the transfer of Nye County Treasurer Trust property for public purposes. (Backup has been divided into parts because of the size of the document) [Part 1](#), [Part 2](#), [Part 3](#)
- b. [For Possible Action](#) – Discussion and deliberation regarding a proposal from Nevada Health Centers for the operation of community health clinics for Fiscal Year 2011-12 through Fiscal Year 2012-13.

21 Emergency Services

22 Facilities

23 Finance

24 Health & Human Services

25 H/R and Risk Management

26 Information Technology

27 Nuclear Waste Repository Project Office

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28 Planning/Building

- a. Ex Parte Communications and Conflict of Interest Disclosure Statements
- b. [For Possible Action](#) – Discussion and deliberation to return 4.04 acre-feet of water rights via deed conveyance to El Diablo Ltd., pursuant to withdrawal of parcel map application PM-08-0016. El Diablo Ltd. – Property Owner. AP #36-011-54; located in Pahrump (WR-10-0006).

29 Public Administrator

30 Public Works

- a. [For Possible Action](#) – Discussion and deliberation regarding a request for approval to: 1) authorize the County Manager to submit preliminary Grant Applications to the Federal Aviation Administration (FAA) for the 2012 projects at the Beatty and Tonopah Airports; 2) authorize the County Manager to submit the Airport Capital Improvement Program (ACIP) Data Sheets and Exhibits to the FAA for the Beatty, Gabbs, and Tonopah Airports; 3) approve the contract with Atkins to provide bidding services and construction management services for the runway overlay at the Beatty Airport; and 4) approve the contract with Atkins for design, bidding, and construction management services for the construction of the helipad, replacement of the Precision Approach Path Indicators (PAPI's) on Runway 15, and replace the segmented circle at the Tonopah Airport.

31 Senior Services

OTHER BUSINESS

32 Town Boards/Town Advisory Boards

- a. [For Possible Action](#) – Discussion and deliberation regarding a request to set a date, time and location for a Public Hearing on Nye County Bill No. 2011-18: an ordinance proposing to repeal in its entirety Nye County Code Title 19, Beatty, Chapter 19.12 entitled Room Tax and to enact Nye County Code Title 19, Beatty, Chapter 19.12 entitled Transient Lodging Business License Tax, providing for the severability, constitutionality and effective date hereof; and other matters properly relating thereto.

33 Public Petitioners

34 GENERAL PUBLIC COMMENT (second)

35 ANNOUNCEMENTS (second)

36 ADJOURNMENT

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

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AGENDA
NYE COUNTY BOARD OF ROAD COMMISSIONERS

101 Radar Rd, Tonopah NV 89049
TUESDAY, January 3, 2012

10:15 A.M.

Lorinda Wichman, Chair
Dan Schinhofen, Vice-Chair
Joni Eastley, Member

Gary Hollis, Member
Butch Borasky, Member
Sandra "Sam" Merlino, Ex-Officio Clerk of the Board

NOTE: All times are approximate except for public hearings and any other items agendized at a specific time. Action may be taken on all items except where otherwise indicated. Items not scheduled for a specific time may be considered at any time and in any order.

10:15 a.m. [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.

Summit Canyon Road No. [982700](#)

Black Marble Road No. [926059](#)

Yucca Valley Road No. [926020](#)

Specter Range North Road No. [927001](#)

East Yucca Valley Road No. [926021](#)

Wiley Road No. [928050](#)

Hard Luck City Road No. [926051](#)

Old State Route 16 No. [928075](#)

West Springdale Road No. [926052](#)

Homestead Extension Road No. [928100](#)

Donovan Mine Road No. [926055](#)

Brown Springs Road No. [928260](#)

Gullyview Road No. [926057](#)

1. Election of Officers
 - a. For Possible Action - Election of Chairperson of the Board of Road Commissioners.
 - b. For Possible Action - Election of Vice - Chairperson of the Board of Road Commissioners.
2. [For Possible Action](#) - Approval of Minutes for the Nye County Board of Road Commissioners' meeting for December 6, 2011.
3. GENERAL PUBLIC COMMENT (Three-minute time limit per person and requested to be limited to items not listed on the agenda. No action will be taken by the Board.)

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

5. [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 for the following:

Indian Cabin Road No. 952900	Gold Spring Wash Road No. 928675
Morey Road No. 953935	Gold Spring Trail Road No. 928685
Gold Springs Road No. 928620	Four Mile Canyon Road No. 954001
Big Timber Spring Road No. 928625	Bullwacker Spring Road No. 954003
Shaft Road No. 928635	Big Cow Road No. 953500
Mt. Stirling Cutoff Road No. 928670	

6. Adjourn

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**AGENDA
NYE COUNTY LICENSING AND LIQUOR BOARD**

**101 Radar Rd, Tonopah NV 89049
TUESDAY, January 3, 2012**

10:30 A.M.

**Butch Borasky, Chair
Gary Hollis, Vice-Chair
Joni Eastley, Member
Lorinda Wichman, Member**

**Dan Schinhofen, Member
Tony DeMeo, Member
Sandra "Sam" Merlino, Ex-Officio Clerk of the Board**

NOTE: All times are approximate except for public hearings and any other items agendized at a specific time. Action may be taken on all items except where otherwise indicated. Items not scheduled for a specific time may be considered at any time and in any order.

1. [For Possible Action](#) - Approval of Minutes for the Nye County Licensing and Liquor Board meeting for December 6, 2011
2. GENERAL PUBLIC COMMENT (Three-minute time limit per person and requested to be limited to items not listed on the agenda. No action will be taken by the Board.)
3. **Consent Agenda Items**
 - a. [For Possible Action](#) – Approval of 72 Hour Liquor Permits for The Sons of the American Legion. Dale Salmen, Applicant.
 - b. [For Possible Action](#) – Approval of 72 Hour Liquor Permits for The American Legion. Dale Salmen, Applicant.
 - c. [For Possible Action](#) – Approval of 72 Hour Liquor Permits for The American Legion Auxiliary. Pat Salmen, Applicant.
4. Brothel
5. Gaming
6. Liquor
 - a. [For Possible Action](#) – Discussion and deliberation regarding two additional managers for the Package Liquor License already issued to Wal-Mart Supercenter #5101, 300 S Hwy 160 in Pahrump, NV. Amy Thrasher and Lori Cottrell, Applicants.
 - b. [For Possible Action](#) – Discussion and deliberation regarding a Package Liquor License for the Martell Market, 1775 Amargosa Farm Road in Amargosa Valley, NV. Erwin Martell, Applicant.
7. Adjourn