



**NYE COUNTY
BOARD OF COMMISSIONERS MEETING
2100 E. Walt Williams Drive, Pahrump, NV 89048
TUESDAY, January 17, 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 17, 2012 will be fully completed on those dates. 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 17, 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 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; 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"

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Lorinda Wichman, Chair
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Sandra "Sam" Merlino, Ex-Officio Clerk of the Board

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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 two (2) employees 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 on results of Public Works identification and determination of improved roads and streets maintained by Nye County for the purposes of compliance with Nevada Revised Statutes Chapter 365.550 Paragraph 8 with respect to Proceeds of Tax Levied pursuant to NRS 365.180; and other matters properly related thereto.
- 11:00 a.m. Planning, Zoning, and Building Items (Agenda Attached)

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 17, 2012.
- 3 [For Possible Action](#) - Approval of Minutes of the Board of County Commissioners' meeting(s) for [December 20, 2011](#) Regular Meeting and [December 27, 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

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- 8 Commissioners'/Manager's Comments (This item limited to announcements or topics/issues proposed for future workshops/agendas)
- 9 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.
 - 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 set the date and location of the second meeting of the Board of Commissioners for Tuesday April 17, 2012 in Pahrump, Nevada.
 - f. [For Possible Action](#) – Approval to release for destruction ballistic vests that are unusable due to warranty expiration.
 - g. [For Possible Action](#) – Approval to purchase six (6) solar LED flasher units for use on Pahrump area roads and is budgeted from Fund 10205 Roads.
 - h. [For Possible Action](#) – Approval of the Equipment Maintenance Agreements with RGS ReproGraphic Solutions for two KIP 3102CPS Digital Multi-Function system printer and scanners which is budgeted from Fund 10269 Mining Maps.
 - i. [For Possible Action](#) – Approval of a Personal Services Agreement (Contract) between Nye County and Beatty Graphics SM Productions for the electronic transfer of certain Nye County historic documents into searchable electronic formats and can be funded from Fund 10336 Yucca Project Oversight.
 - j. [For Possible Action](#) – Approval of an agreement with LeadsOnline LLC for a confidential investigations system accessible electronically exclusively by law enforcement agencies for the sole purpose of identifying merchandise and/or person suspected to have been involved in crimes and can be funded from Fund 10101 General.
 - k. [For Possible Action](#) – Approval of Change Order No. 12 to the contract with Wulfenstein Construction, Inc. for the SR 160 and Homestead road improvements project to extend the paving of Homestead Road an additional 350' (feet) from the present end of paving as shown in the construction plans and tie directly into the north side of the Gamebird intersection and can be funded from approved Project PE0805 Fund 10301 Special Projects.
 - l. [For Possible Action](#) – Approval of a Letter of Agreement between Nye County and Western Regional Partnership for the purpose of authorizing use of Nye County GIS data as it relates to further refinement of the comprehensive GIS data collection for the Mojave ecoregion.
 - m. [For Possible Action](#) – Approval to: 1) accept offer to settle on the value of a Nye County vehicle totaled as a result of a traffic accident, County not at fault; and 2) excess vehicle no longer in use. Proceeds will be deposited into Fund 10402 Capital Projects.

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- n. [For Possible Action](#) – Approval to pay D & J Handyman Services for the Tonopah Airport waterline repair and can be funded from 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.
- 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](#) – Appointment of Commissioner liaison / representatives
 1. Nevada Association of Counties (NACO)
 2. Pahrump Regional Planning Commission and one alternate
 3. Nye County Park and Recreation Commission
 4. Nevada Public Agency Insurance Pool/Compensation Trust and one alternate
 5. Regional Transportation Commission (RTC)
 6. Nuclear Waste Issues
 7. Tri-County Working Group
 8. Tri-Party Formal Interaction Agreement Working Group (Northern Nye)
 9. Tri-Party Working Group (Southern Nye)
 10. Capital Improvements Advisory Committee
 11. Amargosa Valley Conservancy Coordination Group formally the 4-County Regional Forum
 12. Nye County Jails – Needs Assessment – Inspection North and South
 13. Local Emergency Planning Committee (LEPC)

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14. Nevada Business Services (NBS)
15. Southern Nevada Workforce Investment Board (SNWIB)
16. Public Utilities Commission
17. Quad State Local Government Authority
18. Central Nevada Regional Water Authority
19. Legislative Issues
- h. [For possible action](#) – Discussion, deliberation, and direction to staff regarding application numbers 81311 through 81333 for permit to appropriate the public waters of the State of Nevada.
- i. [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. 2012-01: a Bill proposing to amend Title 15 Chapter 15.32 Article I Sections 15.32.080 through 15.32.100 of the Nye County Code related to impact fees within the Pahrump Regional Planning District, by placing a one-year moratorium on the imposition of impact fees and allowing developers to pay impact fees through extended payment agreements; and other matters properly relating thereto.
- j. [For Possible Action](#) – Discussion and deliberation on approval of agreement with the Department of Energy for payment of PETT funds owed for fiscal year 2011 and execution of release.
- k. [For Possible Action](#) – Discussion and deliberation regarding continuation and/or amendments to employment contract with County Manager.

12 Clerk

13 District Attorney

14 Recorder

15 Sheriff

16 Treasurer

17 Justice(s) of the Peace

18 District Court

19 Juvenile Probation

GENERAL NYE COUNTY ADMINISTRATIVE STAFF

20 County Manager

- a. [Ongoing Project Report](#)

21 Emergency Services

- a. Update on Tonopah Animal Shelter

22 Facilities

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23 Finance

24 Health & Human Services

25 H/R and Risk Management

26 Information Technology

27 Nuclear Waste Repository Project Office

- a. [For Possible Action](#) – Discussion and deliberation to forward comments regarding the Supplement to the Draft Solar Programmatic Environmental Impact Statement to the US Bureau of Land Management.

28 Planning/Building - (See 11:00 am Agenda Items)

29 Public Administrator

30 Public Works

31 Senior Services

OTHER BUSINESS

32 Town Boards/Town Advisory Boards

33 Public Petitioners

34 GENERAL PUBLIC COMMENT (second)

35 ANNOUNCEMENTS (second)

36 ADJOURN

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AGENDA
NYE COUNTY BOARD OF ROAD COMMISSIONERS

Commissioners Chambers, Pahrump, NV 89048
TUESDAY, January 17, 2012

10:15 A.M.

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

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

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TIMED AGENDA ITEMS

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 for the following:

Eagle Mountain Road No. [928433](#)

Old Traction Road No. [928533](#)

White Colt Road No. [928462](#)

West Moon River Road No. [935215](#)

Black Horse Road No. [928463](#)

Lower Perish Spring Road No. [935220](#)

Johnnie Mine Road No. [928473](#)

Shingle Spring Road No. [935980](#)

Sundance Mine Road No. [928477](#)

Perry Spring Road No. [936935](#)

NGS Back Access Road No. [928479](#)

North Perry Spring Road No. [936940](#)

Jaybird Spring Road No. [928610](#)

Cold Springs Reservoir Road No. [936951](#)

Gap Spur Road No. [936956](#)

Big Fault Road No. [951100](#)

Timber Mountain Road No. [937905](#)

North Hicks Station Road No. [951105](#)

White River Sink Road No. [937920](#)

Crested Wheat Ridge Road No. [952100](#)

Goldyke Road No. [993900](#)

Cottonwood Spring Road No. [952110](#)

1. [For Possible Action](#) - Approval of Minutes for the Nye County Board of Road Commissioners' meeting for December 20, 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.)

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

Jett Canyon Road No. [983200](#)

Blind Spring Road No. [943900](#)

Fishhook Road No. [953530](#)

Hobble Canyon Road No. [954006](#)

Needles Road No. [954100](#)

Cottonwood Canyon Road No. [964901](#)

B & C Spring Road No. [993810](#)

Little Prospect Road No. [928630](#)

Pretty Day Road No. [928645](#)

Stirling Mine Road No. [928651](#)

Side Hill Mine Road No. [928655](#)

Jaybird Road No. [928665](#)

Calloway Well Road No. [944115](#)

Rusty Motor Road No. [953520](#)

East Wood Canyon Road No. [954002](#)

5. Adjourn

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**AGENDA
NYE COUNTY LICENSING AND LIQUOR BOARD**

**Commissioners Chambers, Pahrump, NV 89048
TUESDAY, January 17, 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**

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1. [For Possible Action](#) - Approval of Minutes for the Nye County Licensing and Liquor Board meeting for December 20, 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
4. Brothel
5. Gaming
6. Liquor
7. Adjourn

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Tuesday, January 17, 2012 beginning at 11:00 a.m.

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PLANNING TIMED AGENDA ITEMS

11:00 AM

1. Ex Parte Communications and Conflict of Interest Disclosure Statements

CONSENT

Consent Agenda: 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. THESE ITEMS ARE NOT CONSIDERED PART OF THE PUBLIC HEARING.

1. [For Possible Action](#) – Approval to purchase one Contex SD 3690 36-inch wide-format color document scanner for the Pahrump Planning office and one Canon Image ProGraf iPF755 36-inch large-format color plotter for the Tonopah Planning office and can be funded from Fund 10254 Building Department.

GENERAL PLANNING/BUILDING ITEMS (NOTE: THESE ITEMS ARE NOT TIMED AND ARE NOT CONSIDERED PART OF THE PUBLIC HEARING)

1. [Presentation](#) by staff regarding proposed implementation of Illegal Signage Enforcement Program.