



**NYE COUNTY
BOARD OF COMMISSIONERS MEETING
101 Radar Rd, Tonopah NV 89049
TUESDAY, September 4, 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 September 4, 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 Commission Meeting on September 4, 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 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

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NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

September 4, 2012

Lorinda Wichman, Chair
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Joni Eastley, Commissioner

Gary Hollis, Commissioner
Butch Borasky, Commissioner
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

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 September 4, 2012.
- 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).**

NOTICE OF TIMED AGENDA ITEMS

- 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 - Presentation, discussion and deliberation to issue a contract to BEC Environmental, Inc. (BEC) for economic development and related services. Activities under this contract will be conducted from August 1, 2012, through July 31, 2013.

NYE COUNTY BOARD OF COMMISSIONERS

- 4 For Possible Action - Approval of Minutes of the Board of County Commissioners' meeting(s) for June 29, 2012 Teleconference; July 3, 2012 Regular Meeting; and July 9, 2012 Teleconference.
- 5 Awards and Presentations – N/A
- 6 Announcements (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)
- 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.

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- b. [For Possible Action](#) – Approval of Elected Official Collection Report
- c. [For Possible Action](#) – Approval of Assessor’s Office Change Request
- d. [For Possible Action](#) – Approval of Personnel Actions
- e. [For Possible Action](#) - Approval to request from the Nevada Division of Emergency Management (DEM): 1) a no-cost extension to the unspent FFY12 Emergency Preparedness Working Group (EPWG) grant award extending it to June 30, 2013; and 2) a no-cost extension to the FFY12 EPWG Supplemental grant award extending it to June 30, 2013. These grants are administered from Fund 10340 Grants.
- f. [For Possible Action](#) - Approval of an increase to project CP1038, Multipurpose Training Facility to cover final expenses associated with the completion of this project and can be funded from Fund 10401 Capital Projects.
- g. [For Possible Action](#) - Approval of the purchase of one Trimble GeoXH 6000 series GPS unit and associated equipment necessary in support of NWRPO projects and is budgeted from Fund 10336 Yucca Project Oversight.
- h. [For Possible Action](#) - Approval to grant Valley Electric Association, Inc. (VEA) a 100 foot easement and right of way across County owned property (APN 035-011-01) that includes the Emergency Services Training Facility at Mesquite Ave and Higley Rd.
- i. [For Possible Action](#) - Approval of Change Order No. 11 to the contract with Wulfenstein Construction Co., Inc. for the Blagg Road Sewer Line Trench Backfill Replacement Project PE1202 that provides a no cost time extension to the contract through September 28, 2012 and has no financial impact.
- j. [For Possible Action](#) - Approval to select Gust Electric Inc. as the lowest most responsible and responsive quote to provide necessary electrical work at the County's Currant Creek Road Department shop and is budgeted from Fund 10205 Road.
- k. [For Possible Action](#) - Approval to apply for the State of Nevada Division of Emergency Management (DEM) FY13 Emergency Preparedness Working Group (EPWG) grant for Salaries/Fringe, contractor/consultant fee, and equipment . This grant shall be administered from Fund 10340 Grants, and there is no match required.
- l. [For Possible Action](#) - Approval to purchase a Dodge pickup truck for the new County Road Supervisor and is budgeted from Fund 10205 Roads.
- m. [For Possible Action](#) - Approval to select Burlington Construction & Supply Inc. as the lowest most responsible and responsive quote for the redesign of the Tonopah Sheriff’s Front Office and is not budgeted but can be funded from Fund 10401 Capital Projects.
- n. [For Possible Action](#) - Approval to select Burlington Construction & Supply Inc. as the lowest most responsible and responsive quote to complete the work on the Beatty Volunteer Fire Department “New” hall restroom and “Old” hall block wall and door installation and is budgeted from Fund 24401 Beatty Town.
- o. [For Possible Action](#) - Approval to select Valley TV as the lowest most responsible and responsive quote for the purchase and installation of new FM Radio Translators for the Town of Beatty and is budgeted from Fund 24401 Beatty Town.

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- p. [For Possible Action](#) - Approval to renew the Cooperative Fire Protection Agreement with United States Department of the Interior (DOI) Bureau of Land Management (BLM) Southern Nevada District Office, Las Vegas, Nevada, Battle Mountain District Office, Battle Mountain, NV. This agreement shall remain in effect for five (5) years from the date signed, with yearly review by both parties.
- q. [For Possible Action](#) – Approval of a Letter of Agreement between Nye County and Target Marketing, LLC for the purpose of authorizing use of Nye County GIS data for the purpose of the Official Pahrump Chamber of Commerce Map.
- r. [For Possible Action](#) – Approval to waive County landfill fees for disposal of trash and debris from cleanup of 561 W. Irene St.

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](#) – Discussion and deliberation on alternatives to resolve the Smoky Valley TV District’s issues and/or action on options for reorganization.
- e. [For Possible Action](#) – Discussion and deliberation approving a letter to Ken Salazar, Secretary of the Interior, requesting a more thorough examination of the socioeconomic cost of enacting new regulations for hydraulic fracturing methods of extracting our nation’s reserves.
- f. [For Possible Action](#) – Discussion and deliberation to approve land action request for submittal to Nevada delegation staff in support of a Comprehensive Land Bill.
- g. [For Possible Action](#) – Discussion and deliberation approving a letter supporting a request to amend Special Award Condition No. 10 of the Financial Assistance Award EDA Award No. 07-49-04211.

12 Clerk

13 District Attorney

14 Recorder

15 Sheriff

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

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- 16 Treasurer
- 17 Justice(s) of the Peace
- 18 District Court
- 19 Juvenile Probation

GENERAL NYE COUNTY ADMINISTRATIVE STAFF

- 20 County Manager
- 21 Emergency Services
- 22 Facilities
- 23 Finance
 - a. [Budget](#) to Actual by Fund
 - b. [General](#) Fund Cost Performance Report
- 24 Health & Human Services
- 25 H/R and Risk Management
- 26 Information Technology
- 27 Nuclear Waste Repository Project Office
- 28 Planning/Building
- 29 Public Administrator
- 30 Public Works
- 31 Senior Services

OTHER BUSINESS

- 32 Town Boards/Town Advisory Boards
- 33 Public Petitioners
 - a. [For Possible Action](#) – Presentation, discussion, and deliberation of support of The Rural Medical Facility Investment and Improvement Act.
 - b. [For Possible Action](#) – Discussion and deliberation to amend Nye County Code 17.04.510: CF (attached) to require a public vote prior to any changes to the special distance requirement, i.e., 50,000 feet (~9.5 miles), pertinent to incarceration facilities.
- 34 GENERAL PUBLIC COMMENT (second)
- 35 ANNOUNCEMENTS (second)
- 36 ADJOURNMENT

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

September 4, 2012

AGENDA
NYE COUNTY BOARD OF ROAD COMMISSIONERS

101 Radar Rd, Tonopah NV 89049
TUESDAY, September 4, 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

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. 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.)

NOTICE OF TIMED AGENDA ITEMS

10:15 a.m. 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.

Chocolate Pot Road No. [926260](#)

Tin Can Road No. [929120](#)

East Pioneer Road No. [926270](#)

Stonewall Mountain Road No. [929130](#)

Tracking Station Road No. [926280](#)

Seep Road No. [929140](#)

Alkalai Flat Road No. [926100](#)

Stinking Spring Road No. [968140](#)

Sarcobatus Prospect Road No. [929110](#)

Breen Ranch Road No. [968150](#)

2. For Possible Action - Approval of Minutes for the Nye County Board of Road Commissioners' meeting for July 17, 2012.
3. For Possible Action - General road report by Public Works Director
4. Adjourn

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

September 4, 2012

**AGENDA
NYE COUNTY LICENSING AND LIQUOR BOARD**

**101 Radar Rd, Tonopah NV 89049
TUESDAY, September 4, 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. 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.)
2. For Possible Action - Approval of Minutes for the Nye County Licensing and Liquor Board meeting for July 17, 2012.
3. **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 to issue a 72 Hour Liquor Permit to Blue Horizon Investments, Inc. Joe Bob White, Applicant.
 - c. For Possible Action – Approval to issue a 72 Hour Liquor Permit to the Railroad Valley Advisory Board. Patricia Knight, Applicant.
 - d. For Possible Action – Approval to issue a 72 Hour Liquor Permit to the Beatty Chamber of Commerce. Karen Gray-Jacoby, Applicant.
 - e. For Possible Action – Approval to issue a 72 Hour Liquor Permit to the Beatty Fire Fighter Social Club. Mike Harmon, Applicant.
 - f. For Possible Action – Approval to issue 72 Hour Liquor Permits to the Pahrump Senior Center. Lori Dollar, Applicant.
4. Brothel
5. Gaming
6. Liquor
7. Adjourn