



**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

February 7, 2023

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 teleconference is also viewable at www.nyecountynv.gov. There is a 30 to 40 second delay between the teleconference 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 February 7, 2023 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 February 7, 2023 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 775-482-8191 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. Commissioners'/Manager's Comments (This item limited to announcements or topic/issues proposed for future workshops/agendas)**
- 4. Approval of the Agenda for February 7, 2023 (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 Misha Allen and Hayley Maio Extension Educators regarding the Fiscal Year 2022-2023 Second Quarter Report for University of Reno (UNR) Extension in Nye County.**

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.**
- 8. [Presentation](#) by Thomas Bolling, Public Works Director, regarding the current 2023 budget status.**

SITTING AS THE GOVERNING BODY OF UNINCORPORATED TOWN OF PAHRUMP

- 9. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject Town of Pahrump Resolution No. 2023-01: A Resolution to close Town of Pahrump checking accounts.**

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.

- 10. [For Possible Action](#) – Approval of meeting minutes from the joint meeting on September 7, and September 20, 2022.**

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

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11. [For Possible Action](#) – Approval of Assessor's Office Change Requests to allow the Nye County Assessor/Treasurer to process and:
 1. Issue an amended tax bill in the amount of \$269.96 to the Thaler Family Revocable Living Trust, owner of 9680 S. Raymond St., Pahrump, NV, Assessor's Parcel Number 041-341-03.
12. [For Possible Action](#) – Approval to: 1) Accept a Funding Agreement with NyE Communities Coalition to provide funding for a case worker and services to the community through the FASTT/MOST Program for calendar year 2023 in the amount of \$103,854.54. No County match required, 2) Execute the Funding Agreement; and 3) Fund to 10340 Grants.
13. [For Possible Action](#) – Approval to: 1) Accept a Notice of SubAward for Community Services Block Grant (CSBG) for Fiscal Year 2023 in the amount of \$126,256.00 to provide assistance to very low to low-income populations, along with Assurances. There is no County match required, 2) Execute the SubAward; and 3) Fund to 10340 Grants.
14. [For Possible Action](#) – Approval of an offer of dedication for road right of way being a 26,488 square foot utility and right of way dedication for West Bell Vista Avenue, a portion of Assessor's Parcel Number 027-381-41 as described on Exhibit A and depicted on Exhibit B from Amin and Ayesha Amdani and Rustam Roohani and designate West Bell Vista Avenue as a General County Road, accepting the maintenance for the purpose of future road improvements fronting the property located at 1800 West Bell Vista Avenue, Pahrump, NV Assessor's Parcel Number 027-381-41.
15. [For Possible Action](#) – Approval of an offer of dedication for road right of way being the entire South 30.00 feet fronting W. Lapis Rd. of Assessor's Parcel Number 028-123-07 from Nye County and designate W. Lapis Rd. as a Minor County Road rejecting maintenance for the purpose of future road improvements fronting the property located at 1150 W. Lapis Rd., Pahrump, NV, Assessor's Parcel Number 028-123-07.
16. [For Possible Action](#) – Approval of an offer of dedication for road right of way being the entire South 30.00 feet fronting W. Lapis Rd. of Assessor's Parcel Number 028-124-07 from Nye County and designate W. Lapis Rd. as a Minor County Road rejecting maintenance for the purpose of future road improvements fronting the property located at 1400 W. Lapis Rd., Pahrump, NV, Assessor's Parcel Number 028-124-07.
17. [For Possible Action](#) – Approval of an offer of dedication for road right of way being the entire North 30.00 feet fronting E. Snail Way, and the West 30.00 feet fronting N. Rob Roy St. of Assessor's Parcel Number 029-674-01 from Nye County and designate E. Snail Way and N. Rob Roy St. as a Minor County Road rejecting maintenance for the purpose of future road improvements fronting the property located at 1531 E. Snail Way, Pahrump, NV, Assessor's Parcel Number 029-674-01.
18. [For Possible Action](#) – Approval of an offer of dedication for road right of way being the entire North 30.00 feet fronting W. Palm Dr., and the East 30.00 feet fronting N. Kelishan St. of Assessor's Parcel Number 029-395-04 from Nye County and designate W. Palm Dr. and N. Kelishan St. as a Minor County Road rejecting maintenance for the purpose of future road improvements fronting the property located at 1771 W. Palm Dr., Pahrump, NV, Assessor's Parcel Number 029-395-04.

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19. [For Possible Action](#) – Approval of an offer of dedication for road right of way being the entire South 30.00 feet fronting W. Cordova Pl., and the East 30.00 feet fronting N. Kelishan St. of Assessor's Parcel Number 029-386-05 from Nye County and designate W. Cordova Pl. and N. Kelishan St. as a Minor County Road rejecting maintenance for the purpose of future road improvements fronting the property located at 1780 W. Cordova Pl., Pahrump, NV, Assessor's Parcel Number 029-386-05.
20. [For Possible Action](#) – Approval of an offer of dedication for road right of way being the entire North 30.00 feet fronting W. Topaz Rd. of Assessor's Parcel Number 028-094-03 from Nye County and designate W. Topaz Rd. as a Minor County Road rejecting maintenance for the purpose of future road improvements fronting the property located at 1811 W. Topaz Rd., Pahrump, NV, Assessor's Parcel Number 028-094-03.
21. [For Possible Action](#) – Approval of an offer of dedication for road right of way being the entire South 30.00 feet fronting W. Ricksue St. and the East 30.00 feet fronting N. Leslie St. of Assessor's Parcel Number 029-356-05 from Nye County and designate W. Ricksue St. as a Minor County Road rejecting maintenance and designate N. Leslie St. as a General County Road accepting maintenance for the purpose of future road improvements fronting the property located at 2030 W. Ricksue St., Pahrump, NV, Assessor's Parcel Number 029-356-05.
22. [For Possible Action](#) – Approval of an offer of dedication for road right of way being the entire West 30.00 feet fronting S. Barney St., and the South 30.00 feet fronting W. Elderberry St. of Assessor's Parcel Number 036-495-04 from Nye County and designate S. Barney St. as a General County Road accepting maintenance and designate W. Elderberry St. as a Minor County Road rejecting maintenance for the purpose of future road improvements fronting the property located at 3471 S. Barney St., Pahrump, NV, Assessor's Parcel Number 036-495-04.
23. [For Possible Action](#) – Approval of an offer of dedication for road right of way being the entire West 30.00 feet fronting N. Rob Roy St., and the South 30.00 feet fronting E. Moses Rd. of Assessor's Parcel Number 029-674-08 from Nye County and designate N. Rob Roy St. and E. Moses Rd. as a Minor County Road rejecting maintenance for the purpose of future road improvements fronting the property located at 6271 N. Rob Roy St., Pahrump, NV, Assessor's Parcel Number 029-674-08.

BOARD OF COMMISSIONERS

24. For Possible Action – Closure of meeting, pursuant to NRS 241.015(3)(b)(2) for purposes of conferring with legal counsel regarding potential or current litigation.
25. Closed meeting, pursuant to NRS 241.015(3)(b)(2) for purposes of conferring with legal counsel regarding potential or current litigation.
26. For Possible Action – Discussion and deliberation on conference with legal counsel regarding potential or current litigation presented in closed meeting.
27. 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.
28. 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.
29. For Possible Action – Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.

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CLERK

30. [For Possible Action](#) – Discussion and deliberation to set terms for the Gabbs Town Advisory Board members: 1) Appoint new member Tucker Griner to an unexpired term to end January 2024; and 2) Appoint returning members Carlton Green and Kenneth House to expired terms to end January 2025.
31. [For Possible Action](#) – Discussion and deliberation to: 1) Appoint one member to the Belmont Advisory Board due to an expiring term from the following list of applicants: Douglas Baker and Neal Jones; or 2) Readvertise for the appointment.
32. [For Possible Action](#) – Discussion and deliberation to: 1) Direct the Nye County Clerk and staff on whether to proceed with a special election to levy an additional tax on special fuel consisting of diesel fuel in the amount of five cents (\$0.05) per gallon, for the exclusive purpose of construction and maintenance of public highways that will reduce traffic congestion and enhance public safety in Nye County; and 2) approve, or amend and approve, the ballot question.

COUNTY MANAGER

33. [For Possible Corrective Action](#) – Discussion and deliberation to rescind action approving to set second meeting in January 2023 for January 17, 2023, agenda item 15 on the agenda of October 18, 2022 wherein the board approved to set the second meeting in January 2023 for January 17, 2023, when the correct date was January 18, 2023.

FACILITIES

34. [For Possible Action](#) – Discussion and deliberation to: 1) Approve, amend and approve, or reject a contract between Nye County and Suburban Propane, L.P. for the purpose of utilizing their contract through the Nevada Department of Administration Purchasing Division for the purchase of fuel and delivery; and 2) Execute the Agreement.

NATURAL RESOURCES

35. [For Possible Action](#) – Discussion and deliberation to approve proceeding with the intent to sell the Amargosa Valley Science and Technology Park located south of the Alien Truck Stop on Highway 95.

PUBLIC WORKS

36. [For Possible Action](#) – Discussion and deliberation to rescind action taken by the Board that approved agenda item 37 at the September 7, 2022 meeting wherein the board approved to adopt Nye County Resolution 2022-38: A Resolution to exercise the County's power of eminent domain to acquire a portion of that parcel identified as Assessor's Parcel Number: 027-381-41, situated within Nye County for certain easement rights necessary to provide and facilitate roadways to meet the needs of the traveling public.
37. [For Possible Action](#) – Discussion and deliberation to: 1) Determine that an excess 2016 Freightliner M2106 VIN 1FVHCYCY9GHGY9758 from Nye County Public Works is no longer required for public use; 2) Determine it is in the best interest to dispose of the 2016 Freightliner M2106 VIN 1FVHCYCY9GHGY9758 by auction with any resulting proceeds being deposited to 10205 Road.

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- 38. [For Possible Action](#) – Discussion and deliberation to: 1) Approve, amend and approve, or reject a Professional Services Agreement between BEC Environmental, Inc. and Nye County to provide solid waste management services; roads transportation and related support; airport development, redevelopment, and improvements; and water and sanitation support on an as-needed basis; 2) Execute the agreement; and 3) Funding source to be determined by Comptroller.
- 39. [For Possible Action](#) – Discussion and deliberation to: 1) Approve, amend and approve, or reject Change Order #2 for Geotechnical and Environmental Services in the amount of \$100,000.00 and extend the contract term to June 30, 2024; 2) Execute the agreement; and 3) Fund from 10205 Road.

PUBLIC PETITIONER

- 40. [For Possible Action](#) – Discussion and deliberation to: 1) Approve, amend and approve, or reject the request from the Northern Nye County Hospital District for a loan in the amount of \$800,000.00 and a grant in the amount of \$150,000.00 from the Environmental Protection Agency (EPA) Brownfields Revolving Loan Fund (RLF) program. In-kind match of \$150,000.00 is required from the Hospital District to support the grant; 2) Authorize County Manager Tim Sutton a one-time exception to sign the agreement(s) contingent upon approval by the Nevada Department of Taxation; 3) Execute a letter in support of the EPA Brownfields funding; and 4) Fund \$550,000.00 to 10340 Grants and fund \$400,000.00 to 10341 Grants - Brownfields RLF.
- 41. **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).**
- 42. **Commissioners'/Manager's Comments (This item limited to announcements or topic/issues proposed for future workshops/agendas)**
- 43. **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@co.nye.nv.us or by calling 775-482-8192