



**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**

2100 E. Walt Williams Drive, Pahrump, NV 89048

April 19, 2022

10:00 a.m.

Nye County's vulnerable population, or those sheltering in place may, subject to technical difficulties, 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 April 19, 2022 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 April 19, 2022 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 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; 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 775-482-8192 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 April 19, 2022 (Non-action item)**
- 5. For Possible Action – Emergency Items**
- 6. [For Possible Action](#) – Discussion and deliberation regarding meeting minutes from the joint regular meeting on March 1, 2022.**

SITTING AS THE BOARD OF COUNTY COMMISSIONERS

TIMED ITEMS

- 7. 10:00 a.m. – [Presentation](#) of certificates and/or plaques to ten employees honored for their years of service.**
- 8. 10:00 a.m. – [Presentation](#) by Mark Dunford, Vice President of Adaven Management, Inc. regarding the twenty-four-month review of the Development Agreement with Nye County pursuant to section 8.1 of the agreement.**
- 9. 10:00 a.m. – [For Possible Action](#) – **Public Hearing**, discussion and deliberation on ZCMP-22-1: An application for a Conforming Zone Change to change one parcel totaling approximately 4.844 acres from Village Residential (VR-20) to Rural Homestead (RH-4.5) located at 401 West Bunarch Road. Pahrump, NV. Assessor's Parcel Number 029-642-18. Robert Sanchez Owner/Applicant.**

SITTING AS THE GOVERNING BODY OF THE TOWN OF PAHRUMP

- 10. [For Possible Action](#) – Discussion and deliberation regarding a request to waive the Bob Ruud Community Center use fees totaling \$350.00 for Pahrump Valley Times, KPVM TV, and the Nye County Republican Central Committee for the town hall debates for the 2022 Primary Election.**

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11. [For Possible Action](#) – Discussion and deliberation to: 1) Determine that a public purpose may be served by the acquisition of the real property more particularly described as Assessor’s Parcel Nos. 038-202-20, 038-202-08, 038-191-24, 041-283-17, and 041-282-03; 2) Consider the application made to the Board of County Commissioners by the Town of Pahrump for permission to acquire the real property described as Assessor’s Parcel Nos. 038-202-20, 038-202-08, 038-191-24, 041-283-17, and 041-282-03; 3) Adopt, amend and adopt, or reject Nye County Resolution No. 2022-15: A Resolution Directing The Transfer Of Nye County Treasurer Trust Property Into Town Of Pahrump Ownership For Public Purposes; and 4) Fund an amount not to exceed \$4,462.71 in delinquent tax amount with funding source to be determined by the Comptroller.

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.

12. [For Possible Action](#) – Approval of the Elected Official Collection Report regarding fees collected from elected county departments for services rendered by or provided to county citizens.
13. [For Possible Action](#) – Approval of Assessor’s Office Change Requests to allow the Nye County Assessor to process and:
1. Issue an amended tax bill in the amount of \$0.00 to United States of America, owner of the Daisy, Last Chance, Mohawk, Golden Chariot No.1, Golden Chariot No. 2, and Golden Chariot No. 3 mining claims, Assessor’s Parcel Number 000-011-12.
 2. Issue a refund in the amount of \$356.34 to Nathan & Terri Jo Hook, owners of 3330 S. Vanguard Ave., Pahrump, NV, Assessor’s Parcel Number 040-542-05.
14. [For Possible Action](#) – Approval to set the date and location for the second Board of Commissioners meeting in July for Tuesday, July 19, 2022, in Pahrump, NV.

BOARD OF COMMISSIONERS

15. 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.
16. Closed meeting, pursuant to NRS 241.015(3)(b)(2) for purposes of conferring with legal counsel regarding potential or current litigation.
17. For Possible Action – Discussion and deliberation on conference with legal counsel regarding potential or current litigation presented in closed meeting.
18. 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.
19. 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.
20. For Possible Action – Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.

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21. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt or reject Nye County Resolution No. 2022-11: A Resolution Discouraging the Metering of Private Domestic Wells in Nye County.
22. [For Possible Action](#) – Discussion and deliberation regarding Nye County Proclamation P2022-03: A Proclamation in support of proclaiming the month of May as Building Safety Month, on behalf of the Southern Nevada International Code Council.

CLERK

23. [For Possible Action](#) – Discussion and deliberation to: 1) Appoint one member to the Amargosa Valley Town Board due to a resignation from the following list of applicants: Mike Cottingim and Brenda Dymond; or 2) Readvertise for the appointment.
24. [For Possible Action](#) – Discussion and deliberation to: 1) Appoint two members to the Smoky Valley Library District due to two terms expiring from the following list of applicants: Sara Keehfuss and Sara Sweeney; or 2) Readvertise for the appointment.
25. [For Possible Action](#) – Discussion and deliberation to: 1) Appoint seven members to the Nye County Water District due to seven vacancies from the following list of applicants: Louis Baker, Edwin Goedhart, Bruce Holden, Michael Lach, Ammie Nelson, Eddie Williams, and Helene Williams; or 2) Readvertise for the appointments.
26. [For Possible Action](#) – Discussion and deliberation to: 1) Approve, amend, and approve, or reject a Sale and Purchase Agreement between Runbeck Election Services and Nye County for the purpose of purchasing the Agilis Duo Vote-By-Mail Processing System, providing Software License, and ongoing maintenance services in the amount of \$75,500.00 for the first year and a continuing support fee of \$12,500.00 for the following 3 years; 2) Execute the Agreement; and 3) Fund from 10340 Grants.

DISTRICT COURT

27. [For Possible Action](#) – Discussion and deliberation to: 1) Ratify County Manager, Tim Sutton’s approval of the Intrastate Interlocal Contract between Nevada Department of Health and Human Services, Division of Welfare and Supportive Services and The Fifth Judicial District Court of the State of Nevada in and for Esmeralda and Nye County for providing Court Masters for the Child Support Enforcement Program in an amount not to exceed \$112,608.00 to be funded by the State of Nevada; and 2) Execute the Contract.

COUNTY MANAGER

28. [For Possible Action](#) – Discussion and deliberation to ratify the County Manager, Tim Sutton’s selection of Thomas L. Bolling as Public Works Director.

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29. [For Possible Action](#) – Discussion and deliberation to: 1) Determine that a public purpose may be served by the acquisition of the real property more particularly described as Assessor’s Parcel Nos. 038-041-05, 038-042-18, 038-052-30, 038-061-19, 038-071-17, 038-094-01, 038-095-07, 038-112-17, 038-132-05, 038-142-26, 038-152-23, 038-153-30, 038-181-30, 038-181-31, 038-191-24, 038-202-08, 038-202-20, 038-224-04; 2) Consider the application made to the Board of County Commissioners by Nye County Administration for permission to acquire the real property described as Assessor’s Parcel Nos. 038-041-05, 038-042-18, 038-052-30, 038-061-19, 038-071-17, 038-094-01, 038-095-07, 038-112-17, 038-132-05, 038-142-26, 038-152-23, 038-153-30, 038-181-30, 038-181-31, 038-191-24, 038-202-08, 038-202-20, 038-224-04; 3) Adopt, amend and adopt, or reject Nye County Resolution No. 2022-12: A Resolution Directing the Transfer of Nye County Treasurer Trust Property into Nye County Ownership for Public Purposes; and 4) Fund in an amount not to exceed \$6,012.16 in delinquent tax amounts from 10210 – Veterans Services.

FINANCE

30. [For Possible Action](#) – Discussion and deliberation to: 1) Review the staffing pattern options for the Animal shelter; 2) Select a staffing pattern based on the options presented; 3) Approve the positions to be filled; 4) Set an effective fill date for new positions; 5) Set the services and supply budget for FY22; and 6) Fund the Animal shelter in FY22 75% from the Nye County General Fund-Health Function (10101-60) and 25% from Town of Pahrump General Fund-Health Function (25101-60).
31. [For Possible Action](#) – Discussion and deliberation to: 1) Approve the Subrecipient Agreement between Nye County and NyE Communities Coalition (NyECC) for the United States Environmental Protection Agency Brownfields Job Training Grant #JT-98T26801-0 in the amount of \$185,242.00; 2) Execute the Subrecipient Agreement; and 3) Fund from 10340 Grants.
32. [For Possible Action](#) – Discussion and deliberation to: 1) Approve the Public Notice: Failure to Receive Responsible Bids for the Community Development Block Grant (CDBG) award #CDBG-CV 21/PF/07 for the Town of Tonopah Union Plaza/Events Plaza and Convention Center Parking Project to allow Contract PWP-NY-2022-188 to proceed without further solicitation; and 2) Execute the public notice.
33. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject Nye County Resolution No. 2022-14: A Resolution to Augment and Amend the 2021-2022 Budget of Nye County, State of Nevada.

10209 Airport Fund \$191,973.00
10254 Building Department Fund \$610,000.00

PUBLIC WORKS

34. [For Possible Action](#) – Discussion and deliberation to approve the Airport Capital Improvement Plan (ACIP) data sheets and support information for the Beatty, Gabbs, and Tonopah Airports for Fiscal Years 2023 through 2027.
35. [For Possible Action](#) – Discussion and deliberation to: 1) Discuss the bid proposal received for Bid No. 2022-03 Amargosa Farm Road Paving; 2) Award Bid No. 2022-03 Amargosa Farm Road Paving to Las Vegas Paving Corporation in the amount of \$491,000.00 or Wulfenstein Construction Company, Inc. in the amount of \$399,348.75; 3) Approve, amend and approve or reject the contract with selected bidder; 4) Fund from 10205 Road ; or 5) Reject bid and provide direction to staff on how to proceed with the project.

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36. [For Possible Action](#) – Discussion and deliberation to: 1) Discuss the bid solicitation for Bid No. 2022-06 Tan Way Pahrump Sewer and Water Lines Extension; and 2) Provide direction to staff on how to proceed with the project.
37. [For Possible Action](#) – Discussion and deliberation to: 1) Determine that a public purpose may be served by the acquisition of the real property more particularly described as Assessor’s Parcel Nos. 019-071-21, 028-094-03, 028-123-07, 028-124-07, 029-356-05, 029-386-05, 029-395-02, 029-395-04, 029-674-01, 029-674-08, 035-033-38, 036-495-04, 038-202-08, 038-202-20, 039-051-15; 2) Consider the application made to the Board of County Commissioners by Nye County Public Works for permission to acquire the real property described as Assessor’s Parcel Nos. 019-071-21, 028-094-03, 028-123-07, 028-124-07, 029-356-05, 029-386-05, 029-395-02, 029-395-04, 029-674-01, 029-674-08, 035-033-38, 036-495-04, 038-202-08, 038-202-20, 039-051-15; 3) Adopt, amend and adopt, or reject Nye County Resolution No. 2022-10: A Resolution Directing the Transfer of Nye County Treasurer Trust Property into Nye County Ownership for Public Purposes; and 4) Fund in an amount not to exceed \$14,647.81 in delinquent tax amounts from 10205 — Road Fund.

SENIOR SERVICES

38. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject Nye County Resolution No. 2022-16: A resolution authorizing the submittal of a proposal or proposals with the Nevada Department of Transportation for grants through the US DOT Federal Transit Administration (FTA), as authorized under Federal Transit Law and funds available from the Nevada Public Transportation Grant Program and executing a contract with the Nevada Department of Transportation (NDOT) upon grant proposal acceptance. Nye County match is not required.
39. **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).**
40. **Commissioners'/Manager's Comments (This item limited to announcements or topic/issues proposed for future workshops/agendas)**
41. **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