



**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**

**August 1, 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 meeting is also viewable at [www.nyecountynev.gov](http://www.nyecountynev.gov). There is a 30 to 40 second delay between the in-person meeting 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 August 1, 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 August 1, 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](mailto:program.intake@usda.gov)

# NYE COUNTY BOARD OF COMMISSIONERS AGENDA

**ITEM # SUBJECT**

**August 1, 2023**

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](http://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. Commissioner/Manager Comments (This item limited to announcements or topic/issues proposed for future workshops/agendas)**
- 4. Approval of the Agenda for August 1, 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](#) of certificates and a plaque to three (3) employees honored for their years of service. (10-minute time limit)**
- 7. 10:00 a.m. – [Presentation](#) by Misha Allen and Hayley Maio, Extension Educators regarding the Fiscal Year 2022-2023 Fourth Quarter Report for University of Reno (UNR) Extension in Nye County. (10-minute time limit)**
- 8. 10:00 a.m. – [Presentation](#) by Eric Whalen with Pahrump Valley Public Transportation, regarding program status, outcome results, a budget status report and future goals pursuant to the Nye County ARPA Recovery Plan and Policy: Public Health Assistance-Mental Health. (10-minute time limit)**
- 9. 10:00 a.m. – [For Possible Action](#) – Continued Public Hearing – Discussion and deliberation to adopt, amend and adopt, or reject Nye County Bill No. 2023-04: A Bill proposing to amend Nye County Code Title 17, titled Comprehensive Land Use Planning and Zoning, Chapter 17.04, titled Pahrump Regional Planning District, Article III, titled Zoning Districts; Establishment and General Provisions, Section 17.04.430, titled LI - Light Industrial, removing renewable energy generating facility as a permissive use; and providing for the severability, constitutionality and effective date thereof; and other matters properly relating thereto.**

## **SITTING AS THE NYE COUNTY BOARD OF HIGHWAY COMMISSIONERS**

- 10. [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.**

**NYE COUNTY BOARD OF COMMISSIONERS AGENDA**

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**SITTING AS THE GOVERNING BODY OF UNINCORPORATED TOWN OF PAHRUMP**

11. [For Possible Action](#) – Discussion and deliberation regarding the Debt Management Policy Statement and Capital Improvement Plan for the Town of Pahrump for Fiscal Year 2023-2024 pursuant to NRS 350.013.
12. [For Possible Action](#) – Discussion and deliberation to: 1) Appoint one member to the Pahrump Public Lands Advisory Committee from the following list of applicants: Jim Hannah; and/or 2) Direct staff to re-advertise for the appointment.
13. [For Possible Action](#) – Discussion and deliberation to approve the Town of Pahrump dedicating 0.62 Acre Feet Annual (AFA) of Water Rights from Permit 25268 to Great Basin Water Co. (GBWC). This will fulfill the requirements to provide water service to the Veterans Memorial Building located at 751 S. East St., Pahrump, NV, Assessor’s Parcel No. 038-271-19, and bring current the annual consumption estimates of the entire Veterans Memorial Complex.

**SITTING AS THE GOVERNING BODY OF UNINCORPORATED TOWNS OF BEATTY, GABBS, MANHATTAN, AND RAILROAD VALLEY**

**BEATTY**

14. [For Possible Action](#) – Discussion and deliberation regarding the Debt Management Policy Statement and Capital Improvement Plan for the Town of Beatty for Fiscal Year 2023-2024 pursuant to NRS 350.013.

**GABBS**

15. [For Possible Action](#) – Discussion and deliberation regarding the Debt Management Policy Statement and Capital Improvement Plan for the Town of Gabbs for Fiscal Year 2023-2024 pursuant to NRS 350.013.
16. [For Possible Action](#) – Discussion and deliberation to approve the purchase of a new non-CDL garbage truck for the Town of Gabbs in an amount not to exceed \$285,000.00 to be funded from 23101 Gabbs Town General Fund.

**MANHATTAN**

17. [For Possible Action](#) – Discussion and deliberation regarding the Debt Management Policy Statement and Capital Improvement Plan for the Town of Manhattan for Fiscal Year 2023-2024 pursuant to NRS 350.013.

**AS THE BOARD OF TRUSTEES FOR THE PAHRUMP POOL DISTRICT**

18. [For Possible Action](#) – Discussion and deliberation regarding the Debt Management Policy Statement and Capital Improvement Plan for the Pahrump Pool District for Fiscal Year 2023-2024 pursuant to NRS 350.013.

**NYE COUNTY BOARD OF COMMISSIONERS AGENDA**

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**SITTING AS THE BOARD OF COUNTY COMMISSIONERS**

**CONSENT AGENDA ITEMS – These are items that Staff recommend 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.**

- 19. [For Possible Action](#) – Approval to: 1) Accept the no-cost Grant Amendment No. 1 for grant award 21/PF/07 through the State of Nevada, Community Development Block Grant (CDBG) program to provide 6 months additional time for the completion of the Tonopah Union Plaza Parking Lot Project by December 31, 2023; and 2) Execute Grant Amendment No. 1.
- 20. [For Possible Action](#) – Approval to: 1) Accept the no-cost Grant Amendment No. 1 for grant award CDBG-CVR2 20/PF/32 through the State of Nevada, Community Development Block Grant (CDBG) program to provide additional time for the purchase and installation of emergency generators by December 31, 2023; and 2) Execute Grant Amendment No. 1.
- 21. [For Possible Action](#) – Approval to: 1) Accept the State Fiscal Year 2024 Agreement to use the Affordable Housing Welfare Set-Aside Program in the amount of \$23,454.56 from Nevada Housing Division for Affordable Housing Trust Funds Program to offer rental, utility, and security deposit assistance to eligible clients at-risk of becoming homeless. There is no County match required; 2) Execute the Agreement; and 3) Fund to 10340 Grants.

**BOARD OF COMMISSIONERS**

- 22. [For Possible Action](#) – Discussion and deliberation to 1) Appoint one member of the Nye County Board of Commissioners to the U.S. Department of Energy, Nevada Site Specific Advisory Board (NSSAB) due to an expiring term; and 2) Choose Option 1: Full Liaison or Option 2: Limited Liaison.
- 23. [For Possible Action](#) – Discussion and deliberation on selling Nye County owned patented mining claim known as the Constitution Mining Claim, Mineral Survey No. 1424 in the Philadelphia Mining District, Assessor’s Parcel No. 000-258-70, located in the unincorporated area of Nye County known as Belmont.

**CLERK**

- 24. [For Possible Action](#) – Discussion and deliberation to: 1) Approve or reject the use of ballots, including without limitation, mail ballots and return envelopes purchased by the Secretary of State in accordance with the contract or contracts entered into, pursuant to AB192 of the 2023 Nevada Legislative Session for all statewide and local elections held in calendar year 2024 and 2025; and 2) Approve a request from the Clerk to notify the Secretary of State in writing of this decision no later than August 6, 2023.

**RECORDER**

- 25. [Presentation](#) of projected expenditures of money in the Recorder’s Technology Fund to be used in Fiscal Year 2023-2024. (10-Minute time limit)

**TREASURER**

- 26. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject Nye County Resolution No. 2023-23: A Resolution to Reestablish Fund 10203 Trust Property Expenses.

# NYE COUNTY BOARD OF COMMISSIONERS AGENDA

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## COUNTY MANAGER

27. [For Possible Action](#) – Discussion and deliberation to ratify the County Manager, Tim Sutton’s selection of Helen Bae as Comptroller.

## EMERGENCY MANAGEMENT

28. [For Possible Action](#) – Discussion and deliberation to: 1) Approve, amend and approve, or reject an Interlocal Contract between the State of Nevada, Department of Conservation and Natural Resources and Nye County Emergency Management for the purpose of providing the services detailed within the Wildland Fire Protection Program scope of work; and 2) Execute the agreement.

## FACILITIES

29. [For Possible Action](#) – Discussion and deliberation to: 1) Discuss Bid No. 2023-09 Site Prep and Install of Generators for Fire Departments; and 2) Provide direction to staff on how to proceed with the project.

## FINANCE

30. [For Possible Action](#) – Discussion and deliberation regarding the Debt Management Policy Statement and Capital Improvement Plan for Nye County for Fiscal Year 2023-2024 pursuant to NRS 350.013.

## INFORMATION TECHNOLOGY

31. [For Possible Action](#) – Discussion and deliberation to accept the donation of a used 8'x8'x8' Insulated communications site building from the State of Nevada, Department of Transportation. There is no cost to Nye County.

## PLANNING/BUILDING/CODE COMPLIANCE

32. [For Possible Action](#) – Discussion and deliberation regarding a request to: 1) Set a date, time and location for a Public Hearing on Nye County Bill No. 2023-10: A Bill proposing to amend Nye County Code Title 17, titled Comprehensive Land Use Planning and Zoning, Chapter 17.04, titled Pahrump Regional Planning District, Article VI, titled Development Standards, Section 17.04.785, titled Park Model Recreational Vehicle Parks, adding Tiny Homes to title; and providing for the severability, constitutionality, and effective date thereof; and other matters properly relating thereto.

## PUBLIC WORKS

33. [For Possible Action](#) – Discussion and deliberation to: 1) Transfer the unused Gabbs Airport entitlement funds received from the United States Department of Transportation, Federal Aviation Administration (FAA) in the amount of \$56,200.00 from Nye County to the Silver Springs Airport in Lyon County; and 2) Execute the agreement to transfer funds.

## PUBLIC PETITIONER

34. [For Possible Action](#) – Presentation, discussion and deliberation to authorize a Charter School in Pahrump to be developed by the PVA Team.
35. [Presentation](#) by William Simpson regarding his organization Wild Horse Fire Brigade and how it can be utilized in Nye County.

## NYE COUNTY BOARD OF COMMISSIONERS AGENDA

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36. [For Possible Action](#) – Discussion and deliberation regarding Nye County Proclamation P2023-05: A Proclamation Recognizing August 7, 2023 as Purple Heart Day in Nye County and Town of Pahrump.
37. **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).**
38. **Commissioner/Manager Comments (This item limited to announcements or topic/issues proposed for future workshops/agendas)**
39. **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](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](mailto:nyeadmin@co.nye.nv.us) or by calling 775-482-8192