



**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

September 6, 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. 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 September 6, 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 September 6, 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

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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. **Commissioner/Manager Comments (This item limited to announcements or topic/issues proposed for future workshops/agendas)**
4. **Approval of the Agenda for September 6, 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 Kat Galli with Tonopah Development Corporation dba Tonopah Main Street, regarding program status, outcome results, a budget status report, and future goals pursuant to the Nye County ARPA Recovery Plan and Policy: Economic Impacts for Tourism. (10-minute time limit)
7. **10:00 a.m. – [Presentation](#)** by Diane Arvizo with Nevada Rural Housing Authority, 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-Affordable Housing Grant. (10-minute time limit)
8. **10:00 a.m. – Fiscal Year 2024 Community Development Block Grant (CDBG) 3rd [Public Meeting](#):** 1) Presentation and discussion regarding potential projects; and 2) Invite the Public to participate in providing ideas, comments and suggestions concerning proposed projects.
9. **10:00 a.m. – [For Possible Action](#) – **Public Hearing**,** discussion, and deliberation to issue an Outdoor Festival License to the Pahrump Disability Outreach Program (PDOP) for the PDOP Pumpkin Days event to be held on October 20-22, 2023, at the Ian Deutch Memorial Park, 1600 Honeysuckle Street, Pahrump, NV.
10. **10:00 a.m. – [For Possible Action](#) – **Public Hearing**,** discussion, and deliberation to issue an Outdoor Festival License to Kelli Sater for A Hui Hou Festival to be held December 30, 2023, at Petrack Park, 150 S. Highway 160, Pahrump, NV.
11. **10:00 a.m. – [For Possible Action](#) – **Public Hearing**,** discussion, and deliberation on ETSU-23-10: An application for a Special Use Permit to allow a Cannabis Establishment (Cultivation) located at 1261 E. Calvada Boulevard, Pahrump, NV. Assessor's Parcel Number 040-041-40. Nye Holdings, LLC – Property Owner. Strata Growth, LLC – Applicant. Adam R. Fulton, Esq. – Agent.

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SITTING AS THE NYE COUNTY BOARD OF HIGHWAY COMMISSIONERS

12. [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.

SITTING AS THE GOVERNING BODY OF UNINCORPORATED TOWN OF PAHRUMP

13. [For Possible Action](#) – Discussion and deliberation to: 1) Appoint one alternate member to the Pahrump Public Lands Advisory Committee from the following list of applicants: Timothy Davidheiser; and/or 2) Direct staff to re-advertise for the appointment.
14. [For Possible Action](#) – Discussion and deliberation to 1) Approve applying for a road right-of-way (ROW) from the Bureau of Land Management (BLM) to acquire 5.2-miles of existing Off-Highway Vehicle (OHV) trails on BLM managed land in Nye County as needed to be used as an unmaintained County ROW for the designated Pahrump-Beatty Offroad Adventure Trail route; and 2) Fund an amount not to exceed \$6,800.00 in Public Works staff time from a funding source to be identified by the Comptroller.

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

GABBS

15. [For Possible Action](#) – Discussion and deliberation to: 1) Discuss the bid proposal received for Bid No. 2023-19 Trash Truck Chassis and Side Loader; 2) Award Bid 2023-19 Trash Truck Chassis and Side Loader to Trucks and Parts of Tampa, LLC in the amount of \$274,700.00; 3) Approve, amend and approve or reject the contract with selected bidder; 4) Fund to 23101 Gabbs Town General Fund; or 5) Reject bid and provide direction to staff on how to proceed with the project.

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.

16. [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 \$2,161.90 to Timothy Sansoucie, owner of 4941 E. Stoneham St., Pahrump, NV, Assessor's Parcel Number 043-644-04.
 2. Issue an amended tax bill in the amount of \$1,236.72 to Gary & Yvonne Pope, owners of 383 S. Myrtle Beach St., Pahrump, NV, Assessor's Parcel Number 035-616-01.
 3. Issue an amended tax bill in the amount of \$892.86 to Peter Martin Carroll, owner of 5621 N. Rhyolite Ave., Pahrump, NV, Assessor's Parcel Number 029-061-27.
 4. Issue an amended tax bill in the amount of \$700.63 to Dorothy Colleen Shuey, owner of 2280 N. Leighton Rd., Pahrump, NV, Assessor's Parcel Number 027-171-22.
 5. Issue an amended tax bill in the amount of \$1,368.77 to Christopher and Sherrie Smith, owners of 2100 S. Idaho St., Pahrump, NV, Assessor's Parcel Number 040-021-01.

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6. Issue an amended tax bill in the amount of \$41.08 to Chad Case, owner of 6160 S. Cajon Ln., Pahrump, NV, Assessor's Parcel Number 044-591-06.
7. Issue an amended tax bill in the amount of \$697.30 to Charles Johnson, owner of 971 E. Falcon St., Pahrump, NV, Assessor's Parcel Number 040-711-30.
8. Issue an amended tax bill in the amount of \$936.87 to Donita L. Court, owner of 4050 N. Majestic VW., Pahrump, NV, Assessor's Parcel Number 027-731-88.
9. Issue an amended tax bill in the amount of \$56.93 to the Antonio Pena Ruelas Revocable Living Trust, owner of 1120 E. Cavalry St., Pahrump, NV, Assessor's Parcel Number 042-691-11.
10. Issue an amended tax bill in the amount of \$87.53 to Manuel Claude Valdez, owner of 741 W. Tomahawk Ct., Pahrump, NV, Assessor's Parcel Number 043-162-01.
11. Issue an amended tax bill in the amount of \$ 2,430.20 to the John K. & Terese K. Cato Trust, Owner of 4778 W. Quail Run Rd., Pahrump, NV, Assessor's Parcel Number 027-181-46.
12. Issue an amended tax bill in the amount of \$3,222.31 to Shane Andrew & Rowena Verona Barnett, owners of 4600 E. Peppertree St., Pahrump, NV, Assessor's Parcel Number 043-692-26.
13. Issue an amended tax bill in the amount of \$520.83 to Bryan Patrick Golder, owner of 777 N. Warren St., Pahrump, NV, Assessor's Parcel Number 027-531-28.
14. Issue an amended tax bill in the amount of \$314.76 to Vickey M. Norton, owner of 3550 W. Horn Rd., Pahrump, NV, Assessor's Parcel Number 028-711-15.
15. Issue an amended tax bill in the amount of \$306.17 to John W. & Hobbie O. Bresnahan, owners of 3890 W. Quail Run Rd., Pahrump, NV, Assessor's Parcel Number 028-231-25.
16. Issue an amended tax bill in the amount of \$759.96 to Laraine Michele Babbitt, owner of 3860 S. National Ave., Pahrump, NV, Assessor's Parcel Number 041-251-02.
17. Issue an amended tax bill in the amount of \$1,216.06 to Lesley Holter Stronach, owner of 7551 S. Wildhorse Rd., Pahrump, NV, Assessor's Parcel Number 045-243-15.
17. [For Possible Action](#) – Approval of meeting minutes from the joint meetings on May 16, 31, and June 6, 2023.
18. [For Possible Action](#) – Approval to authorize a one-year extension to Nevada Rural Housing for the Buy in Nye Program through the Nye County ARPA Recovery Plan and Policy: Public Health Assistance-Affordable Housing grant, to provide additional time for Nye County residents to qualify.
19. [For Possible Action](#) – Approval to: 1) Accept the State of Nevada Department of Public Safety, Operation Freeze grant award in the amount of \$15,000.00 to provide funding for Nye County Sheriff's Office participation in a speeding enforcement project. There is a \$3,750.00 in-kind County match required; 2) Authorize a one-time exception for Sheriff Joseph McGill to execute the agreement; 3) Allow a one-time exception for the Comptroller or designee to electronically accept the grant award; and 4) Fund \$15,000.00 to 10340 Grants.
20. [For Possible Action](#) – Approval to: 1) Accept the Nevada Off-Highway Vehicles Program Amendment #2 to extend the grant period through December 31, 2025 for the continuation of the Pahrump Fairgrounds OHV Park project. There is no change to the funding at this time; and 2) Execute the amendment.

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21. [For Possible Action](#) – Approval to: 1) Accept the Federal Fiscal Year 2023 Notice of SubAward (NOSA) Amendment #1 from Aging and Disability Services Division (ADSD) in the amount of \$39,636.98 to provide senior transportation services in Beatty, Gabbs, Smoky Valley and Tonopah in Nye County; 2) Execute the Subaward; and 3) Fund to 10281 Senior Nutrition.

DISTRICT ATTORNEY

22. [For Possible Action](#) – Discussion and deliberation to approve, amend and approve, or reject a "Subdivision Participation and Release Form" regarding opioid defendant Teva Ltd. pursuant to the One Nevada Agreement on Allocation of Opioid Recoveries ("One Nevada Agreement") which itself was previously agreed to by this Commission for participation in a settlement with the State of Nevada and opioids manufacturer defendant Teva Ltd. as listed in Exhibit C to the One Nevada Agreement.
23. [For Possible Action](#) – Discussion and deliberation to approve, amend and approve, or reject a "Subdivision Participation Form and Release" regarding opioid defendant Walgreens pursuant to the One Nevada Agreement on Allocation of Opioid Recoveries ("One Nevada Agreement") which itself was previously agreed to by this Commission for participation in a settlement with the State of Nevada and opioids retailer defendant Walgreens as listed in Exhibit C to the One Nevada Agreement.
24. [For Possible Action](#) – Discussion and deliberation regarding approval of a Settlement Agreement between Pahrump 9.83 LLC and Nye County concerning APN 043-331-15 and a Deed of Trust subject of a Quiet Title action in Case CV22-0540, Pahrump 9.83 LLC vs Forum Group Limited, Nye County, et al.

SHERIFF

25. [For Possible Action](#) – Discussion and deliberation to: 1) Approve, amend and approve, or reject a Joint Powers Agreement between Mineral County and Nye County for the purpose of providing law enforcement services to each county. In-Kind services will be provided by each government entity; and 2) Execute the agreement.
26. [For Possible Action](#) – Discussion and deliberation to: 1) Approve, amend and approve, or reject an Interlocal Agreement between Washoe County and Nye County for the purpose of providing forensic pathology services to Nye County in the amount of \$2,535.00 per autopsy and \$1,050.00 per external examination; 2) Execute the agreement; and 3) Fund from 10101 General Fund.
27. [For Possible Action](#) – Discussion and deliberation to ratify Sheriff Joseph McGill's signature accepting the Memorandum of Understanding between Las Vegas Metropolitan Police Department and Nye County for the purpose of cooperating on public safety and search and rescue services signed by the Sheriff on August 3, 2023.

COUNTY MANAGER

28. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject Nye County Resolution No. 2023-26: A Resolution Amending the Nye County Board of County Commissioners Rules of Procedure.
29. [For Possible Action](#) – Discussion and deliberation to approve waiving the GIS Program Fees for Courtney Butt, University of Nevada, Reno student and member of the nonprofit conservation group Mojave Desert Land Trust in the amount of \$7,070.00.

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FINANCE

30. [For Possible Action](#) – Report by Elizabeth Jordan, regarding the budget status for Fiscal Year 2023, for Nye County and all sub-entities.
31. [For Possible Action](#) – Discussion and deliberation to: 1) Approve, amend and approve or reject funding source for the remodel of the 250 N. Highway 160 building.

PLANNING/BUILDING/CODE COMPLIANCE

32. [For Possible Action](#) – Discussion and deliberation to approve an application for an Adult Use Cannabis License (Cultivation) CBL-23-32 for Strata Growth, LLC, located at 1261 E. Calvada Boulevard, Pahrump, NV, Assessor’s Parcel Number 040-041-40. Nye Holdings, LLC – Property Owner. Strata Growth, LLC – Applicant. Adam R. Fulton, Esq. – Agent.
33. [For Possible Action](#) – Discussion and deliberation to approve, amend and approve or reject a Memorandum of Understanding (MOU) with the County of Clark, a political subdivision of the State of Nevada ("Clark County") for the placement of a GNSS antenna and receiver in a Nye County facility and on the Nye County network as a part of the TURN GPS for the purpose of supporting high accuracy surveying for the mutual benefit of both parties.

PUBLIC WORKS

34. [For Possible Action](#) – Discussion and deliberation to: 1) Determine that the excess Nye County vehicles in the attached list including but not limited to Ford F250's, police vehicles, Ram 2500's, Durango's, Ambulances, vans, motorcycles, dump trucks, loaders, rollers, graders, and trailers are no longer required for public use; and 2) Determine it is in the best interest to dispose of the vehicles in a manner determined by Thomas Bolling, Public Works Director with any resulting proceeds being deposited to the appropriate departments.
35. **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).**
36. **Commissioner/Manager Comments (This item limited to announcements or topic/issues proposed for future workshops/agendas)**
37. **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