



**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 BELMONT GABBS
MANHATTAN AND RAILROAD VALLEY AND
AS THE BOARD OF TRUSTEES FOR THE PAHRUMP POOL DISTRICT
2100 E. Walt Williams Drive, Pahrump, NV 89048
May 21, 2019
10:00 AM**

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 May 21, 2019 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 May 21, 2019 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.

Pursuant to NRS 241.020, the Agenda for the Commission Meeting has been posted at the following locations. Tonopah Convention Center, 301 Brouger 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

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 Melissa Godfrey at (775) 482-8191

WEBSITE: www.nyecounty.net

The Nye County Board of Commissioners may take a short break every 1 ½ hours.

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](http://www.usda.gov) 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

May 21, 2019

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. **Approval of the Agenda for May 21, 2019 (Non-action item)**
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).**
4. [For Possible Action](#) – Discussion and deliberation of the minutes of the joint meeting of the Nye County Board of Commissioners, Board of Highway Commissioners, Nye County Licensing and Liquor Board, Nye County Board of Health, the Governing Body of the Unincorporated Town of Pahrump, the Governing Body of the Unincorporated Towns of Beatty, Belmont, Gabbs, Manhattan, and Railroad Valley, and the Board of Trustees for the Pahrump Pool District regular meeting on April 16, 2019.

SITTING AS THE BOARD OF COUNTY COMMISSIONERS

5. **For Possible Action - Emergency Items**
6. **Commissioners'/Manager's Comments (This item limited to announcements or topics/issues proposed for future workshops/agendas)**

TIMED ITEMS

7. **10:00** – [For Possible Action](#) – **Public Hearing**, discussion and deliberation on ZC-2019-000033: a (Conforming) Zone Change application to change 4.80 acres from the General Commercial (GC) zone to the Rural Homestead Residential (RH-4.5) zone, located at 1410 E. Manse Road, Pahrump, NV. Assessor Parcel Number 044-201-10. Midland Trust Company as Custodian FBO Richard Warrington – Property Owner. Dawn Reali/Dragonfly Tranquility, LLC – Applicant.
8. **10:15** – [For Possible Action](#) – Discussion and deliberation regarding the Treasurer's Report.

SITTING AS THE NYE COUNTY BOARD OF HIGHWAY COMMISSIONERS

9. [General road report](#) by Public Works Director.

SITTING AS THE NYE COUNTY LICENSING AND LIQUOR BOARD

GAMING

10. [For Possible Action](#) – Discussion and deliberation to approve a Gaming License for Pahrump Hotel Partners, Inc., dba Pour House located at 1101 S. Highway 160, Pahrump, NV. Sukhbir Dhillon – Owner/Applicants.

LIQUOR

11. [For possible Action](#) – Discussion and deliberation to extend the two 90-day temporary Retail and Package Liquor Licenses for Nevada Desert Lounge located at 1481 E. Nevada Highway 372, Units B and C, Pahrump, NV. Nicholay Panchev – Manager/Applicant and Peter Panchev – Owner/Applicant.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

May 21, 2019

SITTING AS THE NYE COUNTY BOARD OF HEALTH

12. [Presentation](#) by Nye County Public Health Officer, Henry Melton regarding: 1) Nye County's Health Ranking; 2) the measles outbreak in the United States and abroad; and 3) recommendations.

SITTING AS THE GOVERNING BODY OF UNINCORPORATED TOWN OF PAHRUMP

13. Committee Reports
14. [For Possible Action](#) – Discussion and deliberation regarding approval of amendments to the Pahrump Public Lands Advisory Committee By-Laws.
15. [For Possible Action](#) – Discussion and deliberation to appoint two alternates to the Pahrump Veterans Memorial Advisory Committee due to one resignation and one vacancy.

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.

16. [For Possible Action](#) – Approval of Elected Official Collection Report.
17. [For Possible Action](#) – Approval to set the date and location for the second Board of Commissioners meeting in August for Tuesday, August 20, 2019 in Pahrump, Nevada.

BOARD OF COMMISSIONERS

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.
21. [For Possible Action](#) – Presentation by Bill Cookston and Bob Cunningham of Front Sight Firearms Training Institute regarding the Unmanned Aerial Systems and Robotics Range and discussion and deliberation to approve a Letter of Support for the Unmanned Aircraft Systems (UAS) Operations at the Front Sight UAS Range.

DISTRICT ATTORNEY

22. [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. 2019-08: a Bill proposing to amend Title 9 of the Nye County Code, titled Public Peace Morals and Welfare by adding a new Chapter 9.05 titled Panhandling, Vagrancy and Disorderly Conduct; providing for the severability, constitutionality and effective date thereof; and other matters properly relating thereto; and 2) Read the title of the Bill into the record.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

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23. [For Possible Action](#) – Discussion and deliberation regarding: 1) retaining the law firm of Erickson, Thorpe & Swainston, Ltd. to continue as counsel for handling of civil litigation in case Vasili Platunov v Nye County, Case 2:18-cv-00917-GMN-PAL US District Court, District of Nevada, and 2) delegate authority to District Attorney to execute a retainer agreement.

SHERIFF

24. [For Possible Action](#) – Discussion and deliberation to issue a Display Fireworks Event Permit to the Town of Round Mountain for an Aerial Display at their annual Fourth of July Event on Thursday, July 4, 2019. This event is being held in the Hadley Subdivision in Round Mountain, NV. Peal Olmedo – Applicant.
25. [For Possible Action](#) – Discussion and deliberation regarding a renewal of a Wholesale/Retail Fireworks Permit for Blackjack Fireworks located at 1181 S. Highway 160, Pahrump, NV. Robert Dodge – Applicant.
26. [For Possible Action](#) – Discussion and deliberation regarding a renewal of a Wholesale/Retail Fireworks Permit for Alamo Fireworks located at 2641 E. Highway 95 in Amargosa Valley, NV. Patrick James – Applicant.

COUNTY MANAGER

27. [For Possible Action](#) – Presentation, discussion and deliberation of the monthly progress report for Desert Haven Animal Shelter.
28. [For Possible Action](#) – Discussion and deliberation regarding nominating a member of the Board of County Commissioners to apply for an elected position to serve on a Bureau of Land Management Resource Advisory Council.
29. [For Possible Action](#) – Discussion and deliberation to: 1) approve a Cooperative Agreement with the Southern Nye County Conservation District to aid the County in conserving renewable resources in the amount of \$2,000 annually; and 2) determine a funding source.
30. [For Possible Action](#) – Discussion and deliberation to: 1) approve the Community Work Experience Program (CWEP) agreement with the State of Nevada, Division of Welfare and Supportive Services, Employment and Supportive Services Unit (DWSS) for the purpose of providing people with job preparation, work opportunities and support services; and 2) delegate authority to the County manager to execute this and future CWEP agreements.

HEALTH & HUMAN SERVICES

31. [For Possible Action](#) – Discussion and deliberation to accept Amendment No. 1 to the Interlocal Agreement with the Nevada Department of Health and Human Services Aging and Disability Services Division for services provided to children with intellectual and developmental disabilities. This amendment revises Attachment B - Service Billing which currently reflects services and rates and will change to reflect services and indicate current rates on website. Services included in Amendment No. 1 to the Interlocal Agreement are budgeted in Fund 10283 – Indigent.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

May 21, 2019

INFORMATION TECHNOLOGY

- 32. [For Possible Action](#) – Discussion and deliberation regarding a proposal by Intellicom to complete a tower structural modification upgrade to the Nye County West Site tower per the engineered structural modification report completed by Paul J. Ford and Company (PJF). In the amount of \$83,600.00 to be funded from Fund 10402 – Special Capital Projects.

PLANNING/BUILDING/CODE COMPLIANCE

- 33. [For Possible Action](#):
 - a. For Possible Action – Discussion and deliberation on Recreational Marijuana Establishment License Annual Renewal Application RM-2019-000041: a request for renewal of a Recreational Marijuana Establishment License for a marijuana establishment (cultivation) located at 950 E. Anvil Road, Amargosa Valley, NV, Assessor Parcel Number 019-751-03. Acres Cultivation, LLC – Property Owner. John Mueller – Applicant. Amanda N. Connor, Esq. – Agent.
 - b. For Possible Action – Discussion and deliberation on Recreational Marijuana Establishment License Annual Renewal Application RM-2019-000042: a request for renewal of a Recreational Marijuana Establishment License for a marijuana establishment (production) located at 950 E. Anvil Road, Amargosa Valley, NV, Assessor Parcel Number 019-751-03. Acres Cultivation, LLC – Property Owner. John Mueller – Applicant. Amanda N. Connor, Esq. – Agent.
- 34. [For Possible Action](#) – Discussion and deliberation on Recreational Marijuana Establishment License Initial Application RM-2019-000043: a request for issuance of a Recreational Marijuana Establishment License for a marijuana establishment (production) located at 101 Airport Road, Beatty, NV. Assessor Parcel Numbers 018-371-16 and 018-371-17. MM Development Company, Inc. – Property Owner. MM Development Company, Inc.– Applicant. Robert A. Groesbeck – Agent.

PUBLIC PETITIONER

- 35. [For Possible Action](#) – Presentation, discussion and deliberation regarding: 1) Nye County School District’s (NCSD) proposed reclaimed water project that would allow NCSD access to the existing pumping facilities and reclaimed water used for the Lakeview Golf Course for watering of athletic fields at Pahrump Valley High School; and 2) approval to move forward with drafting an agreement to define the use and responsibilities for NCSD, the Town of Pahrump/Nye County, and Great Basin Water Co.
- 36. [For Possible Action](#) – Presentation by the Chairman of the Southern Nye County Conservation District regarding educational weed identification and removal work in the Town of Pahrump and Southern Nye County.
- 37. [Presentation](#) by Gerry Hellier, Executive Director of QuadState Local Governments Authority regarding past accomplishments and future plans.
- 38. **GENERAL PUBLIC COMMENT (second)**
- 39. **ADJOURN**