



**NYE COUNTY  
BOARD OF COMMISSIONERS MEETING  
101 Radar Rd, Tonopah NV 89049  
FRIDAY, November 9, 2012  
10:00 AM**

**Lorinda Wichman, Chair  
Dan Schinhofen, Vice-Chair  
Joni Eastley, Commissioner  
Gary Hollis, Commissioner  
Butch Borasky, Commissioner  
Sandra "Sam" L. Merlino, Ex-officio Clerk of the Board**

**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 November 9, 2012 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 November 9, 2012 will be for all matters, both on and off the agenda, and be limited to three minutes per person. Additionally, public comment of three minutes per person will be heard during individual action items. The Commission reserves the right to reduce the time or limit the total 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 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; The Ian Deutch Government Complex, 1520 East Basin Road, Pahrump, NV; Commissioners' Chambers, 2100 E. Walt Williams Drive, Pahrump, NV; Beatty Justice Court, 426 C Avenue South Beatty, 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.

**WEBSITE: [www.nyecounty.net](http://www.nyecounty.net)**

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

In accordance with Federal law and U.S. Department of Agriculture policy, Nye County is prohibited from discriminating on the basis of race, color, national origin, sex, religion, age, or disability. (Not all prohibited bases apply to all programs.) To file a complaint of discrimination write to USDA, Director, Office of Civil Rights, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410 or call (800) 795-3272 (voice) or (202) 720-6382 (TDD). USDA is an equal opportunity provider, employer, and lender

“Communication for Hearing Impaired: Dial Nevada Relay Service 711 or for Voice to TTY (800) 326-6888 or TTY to Voice (800) 326-6868”

# NYE COUNTY BOARD OF COMMISSIONERS AGENDA

**ITEM # SUBJECT**

**November 9, 2012**

Lorinda Wichman, Chair  
Dan Schinhofen, Vice-Chair  
Joni Eastley, Commissioner

Gary Hollis, Commissioner  
Butch Borasky, Commissioner  
Sandra "Sam" Merlino, Ex-Officio Clerk of the Board

NOTE: All times are approximate except for bid openings, public hearings, and any other items agendized at a specific time. Action may be taken on all items except where otherwise indicated. Items not scheduled for a specific time may be considered at any time and in any order.

**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.**

**Please note: Blue text that is underlined indicates items are linked to supporting documentation**

## NYE COUNTY BOARD OF COMMISSIONERS

- 1 **Pledge of Allegiance**
- 2 **For Possible Action - Approval of the Agenda for the Board of County Commissioners' meeting of November 9, 2012.**
- 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).**

## NOTICE OF TIMED AGENDA ITEMS

10:15 a.m. Recess to the Nye County Board of Road Commissioners (Agenda Attached)

10:30 a.m. Recess to the Nye County Licensing and Liquor Board (Agenda Attached)

10:45 a.m. Timed Agenda Items:

- a. For Possible Action – Public Hearing, discussion, and deliberation to adopt, amend and adopt, or reject Nye County Bill. No. 2012-17: a bill proposing to amend Title 12 of the Nye County Code by adding a new chapter 12.12 requiring persons causing excessive wear to public roads within Nye County to coordinate with the Nye County Road Department and remediate all damage caused to public roads; providing for the severability, constitutionality and effective date hereof, and other matters properly relating thereto.
- b. For Possible Action – Presentation, discussion and deliberation on approval to: 1) fund a Reserve Deputy Sheriff Program. First year cost is \$126,450.00; and 2) contingent upon item No. 1 approval, hire a part time (20 hours per week/no benefits) employee to administer the program.

## NYE COUNTY BOARD OF COMMISSIONERS

- 4 **For Possible Action – Discussion and deliberation of Minutes of the Board of County Commissioners' meeting(s) for - N/A**
- 5 **Awards and Presentations**

## NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

November 9, 2012

- 6 **Announcements (first)**
- 7 **For Possible Action - Emergency Items**
- 8 **Commissioners'/Manager's Comments (This item limited to announcements or topics/issues proposed for future workshops/agendas)**
- 9 **Consent Agenda Items**
  - a. For Possible Action – Discussion of any item from the Consent Agenda Items that needs review before a decision is made.
  - b. [For Possible Action](#) – Approval of Elected Official Collection Report
  - c. For Possible Action – Approval of Assessor’s Office Change Request – N/A
  - d. [For Possible Action](#) – Approval of Personnel Actions
  - e. [For Possible Action](#) – Approval of a first amendment to the Solid Waste Franchise Agreement with Beatty Disposal Company for the collection and disposal of solid waste in the Beatty area for an additional five years. The services will be paid by the resident/business requesting the services.
  - f. [For Possible Action](#) – Approval to change the Director of Information Management Systems job description; there is no financial impact to the County.
  - g. [For Possible Action](#) – Approval of the Equipment Maintenance Agreements with RGS ReproGraphic Solutions for two KIP 3102CPS Digital Multi-Function system printer and scanners which is budgeted from Fund 10269 Mining Maps.
  - h. [For Possible Action](#) – Approval to accept the US Department of Justice, Bureau of Justice Assistance FY 2012 State Alien Criminal Assistance Program Award. This is a reimbursement program for housing undocumented aliens. There is no County match required. This grant shall be administered from Fund 10340 Grants.
  - i. [For Possible Action](#) – Approval to accept the 2012 US Department of Justice Bulletproof Vest Partnership Act Grant. This grant reimburses Nye County for up to 50% of the money expended on bulletproof vests. A County match is required and has been budgeted from Fund 10101 General. This grant shall be administered from Fund 10340 Grants.
  - j. [For Possible Action](#) – Approval to select Technic Business Solutions as the lowest most responsible and responsive quote for a new line matrix printer and to select ABC Office as the lowest most responsible and responsive quote for a new forms burster for printing Notices of Assessment Values, Veterans Exemption Renewal Cards and Owner Occupancy Verification Cards and can be funded from Fund 10322 Assessor’s Technology Fund.
  - k. [For Possible Action](#) – Approval of a renewal Wholesale/Retail Fireworks Permit for Ninja Fireworks Company, LLC dba Blackjack Fireworks. Anthony McKoy, Applicant.

## NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

November 9, 2012

- l. [For Possible Action](#) – Approval to submit an application for grant funding to the US Environmental Protection Agency for a Brownfields Coalition Revolving Loan Fund grant to establish a revolving loan fund for cleanup activities at brownfields sites. There is a 20% match required, which can be met through private capital from loan recipients for cleanup and redevelopment, program income generated from interest payments on loans issued, the waiving of tipping fees for materials disposed of at local landfills, and other qualifying “in-kind” match.
- m. [For Possible Action](#) – Approval to select Gaudin Ford as the lowest most responsible and responsive quote for a remanufactured motor for a 2005 SO Ford Expedition K9 unit #713 and has not been budgeted but can be funded from Fund 10401 Capital.
- n. [For Possible Action](#) – Approval of Letter of Authorization directing Charles Abbot Associates to perform a school traffic study and is budgeted under Project PW1001, Professional Engineering Services, Fund 10205 Roads. The Nye County School District has agreed to reimburse Public Works for half the cost of this study.
- o. [For Possible Action](#) – Approval to select Motorola Solutions as the lowest most responsible and responsive quote to purchase two Motorola MTR 3000 Base Station Radios to replace existing radios that cannot be Narrowbanded and can be funded from Fund 10402 Special Capital Projects.
- p. [For Possible Action](#) – Adoption of Proclamation No. P2012-02: A proclamation for November 15, 2012 as National Rural Health Day in Nye County.
- q. [For Possible Action](#) – Approval of the Termination and Release of Amended Temporary Road Easement between PIV, LLC (Grantor) and Nye County (Grantee) to terminate the road easement that provided alternative road access for the public’s use during the closure of certain portions of Blagg Road in Pahrump.

### PUBLIC OFFICIALS

#### 10 Assessor

#### 11 Board of Commissioners

- a. 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.
- b. 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.
- c. For Possible Action – Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.

## NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

November 9, 2012

- d. [For Possible Action](#) – Discussion and deliberation to: 1) set a date, time, and location for Nye County Bill No. 2012-18: a bill proposing to amend Chapter 9.20, Prostitution, of the Nye County Code related to the licensing and regulation of prostitution, by removing the residency requirement for brothel license applicants and mandating annual, rather than quarterly, registration of employees; providing for the severability, constitutionality and effective date hereof, and other matters properly relating thereto; and 2) reading of the title of the bill into record.

### 12 Clerk

- a. [For Possible Action](#) – Pursuant to NRS 293.387 (1), Canvass of the returns of the General Election held on November 6, 2012.
- b. [For Possible Action](#) – Discussion and deliberation to appoint one member to the Pahrump Regional Planning Commission due to the resignation of Dave Richards. This term will expire June, 2016.
- c. [For Possible Action](#) – Discussion and deliberation to appoint two members to the Beatty Library District due to the removal of Alpheus Bruton and resignation of John Cobert. These terms will expire January, 2013.

### 13 District Attorney

### 14 Recorder

### 15 Sheriff

### 16 Treasurer

### 17 Justice(s) of the Peace

### 18 District Court

### 19 Juvenile Probation

## GENERAL NYE COUNTY ADMINISTRATIVE STAFF

### 20 County Manager

### 21 Emergency Services

### 22 Facilities

### 23 Finance

- a. [General](#) Fund Cost Performance Report
- b. [Budget](#) to Actual by Fund
- c. [For Possible Action](#) – Discussion and deliberation regarding RFQ #2012-24 – County Surveyor – excluding Mining Maps, to accept the fee schedule submitted by Atkins North America, Inc and has been budgeted from Fund 10101 General.
- d. [For Possible Action](#) – Discussion and deliberation regarding RFP # 2012-19 – Landscaping Services for Various County Facilities in the Pahrump Area. The services will be funded from various funds.

# NYE COUNTY BOARD OF COMMISSIONERS AGENDA

**ITEM # SUBJECT**

**November 9, 2012**

- 24 Health & Human Services**
- 25 H/R and Risk Management**
- 26 Information Technology**
- 27 Nuclear Waste Repository Project Office**
- 28 Planning/Building**
- 29 Public Administrator**
- 30 Public Works**
- 31 Senior Services**

## **OTHER BUSINESS**

### **32 Town Boards/Town Advisory Boards**

### **33 Public Petitioners**

- a. For Possible Action – Discussion and deliberation to authorize a sublease agreement for property located at 362 Airport Road, APN 012-751-01, Tonopah, NV between Pegasus Logistical Services, Ltd and Life Guard International, Inc. **Due to the size of the document it has been divided into two parts.** ([Part 1](#), [Part 2](#))
- b. [For Possible Action](#) - Discussion and deliberation on contract with Rural Nevada Economic Development LLC to help fund the efforts to develop and lobby for bill draft request to allow local governments to pursue economic development activities through the use of tax incentives and other funding alternatives.

### **34 GENERAL PUBLIC COMMENT (second)**

### **35 ANNOUNCEMENTS (second)**

### **36 ADJOURNMENT**

**NYE COUNTY BOARD OF COMMISSIONERS AGENDA**

**ITEM # SUBJECT**

**November 9, 2012**

**AGENDA**  
**NYE COUNTY BOARD OF ROAD COMMISSIONERS**

**101 Radar Rd, Tonopah NV 89049**  
**FRIDAY, November 9, 2012**

**10:15 A.M.**

**Dan Schinhofen, Chair**  
**Lorinda Wichman, Vice-Chair**  
**Joni Eastley, Member**

**Gary Hollis, Member**  
**Butch Borasky, Member**  
**Sandra "Sam" Merlino, Ex-Officio Clerk of the Board**

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1. GENERAL PUBLIC COMMENT (Three-minute time limit per person and requested to be limited to items not listed on the agenda. No action will be taken by the Board.)

**NOTICE OF TIMED AGENDA ITEMS**

10:15 a.m. For Possible Action - Public Hearing, discussion, and deliberation to adopt, amend and adopt, or reject Nye County Road Commission Resolutions establishing County public roads pursuant to Nevada Revised Statutes 405.191, 403.170 and R.S. 2477 Right-of-Way.

Keystone Empire Road No. [955520](#)  
Lunar Crater Road No. [955900](#)  
Pancake Gap Road No. [955910](#)  
Wall Road No. [956900](#)  
North Page Place Road No. [964910](#)  
Iron Spring Road No. [964920](#)  
Wildcat Canyon Road No. [965200](#)  
South Horse Burn Road No. [965210](#)  
Eagle Pass Road No. [965215](#)  
Empire Canyon Road No. [965220](#)  
Railroad Valley Spur Road No. [965800](#)

Railroad Warm Springs Road No. [965810](#)  
Pancake Jeep Road No. [965820](#)  
East Reed's Ranch Road No. [967910](#)  
Stinking Springs Cutoff Road No. [967930](#)  
Golden Arrow Road No. [967940](#)  
North West Golden Arrow Road No. [968100](#)  
Clipper Gap Road No. [997110](#)  
Corral Canyon Road No. [971110](#)  
Turquoise Spring Road No. [971115](#)

2. For Possible Action - Discussion and deliberation of Minutes for the Nye County Board of Road Commissioners' meeting for – N/A
3. For Possible Action - General road report by Public Works Director
4. Adjourn

**NYE COUNTY BOARD OF COMMISSIONERS AGENDA**

**ITEM # SUBJECT**

**November 9, 2012**

**AGENDA**  
**NYE COUNTY LICENSING AND LIQUOR BOARD**

**101 Radar Rd, Tonopah NV 89049**  
**FRIDAY, November 9, 2012**

**10:30 A.M.**

**Butch Borasky, Chair**  
**Gary Hollis, Vice-Chair**  
**Joni Eastley, Member**  
**Lorinda Wichman, Member**

**Dan Schinhofen, Member**  
**Tony DeMeo, Member**  
**Sandra "Sam" Merlino, Ex-Officio Clerk of the Board**

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1. GENERAL PUBLIC COMMENT (Three-minute time limit per person and requested to be limited to items not listed on the agenda. No action will be taken by the Board.)
2. For Possible Action - Discussion and deliberation of Minutes for the Nye County Licensing and Liquor Board meeting for – N/A
3. Consent Agenda Items
4. Brothel
  - a. For Possible Action – Discussion and deliberation to approve recommending to the Nye County Board of County Commissioners amendments to be made to Nye County Code Chapter 9.20 Prostitution.
5. Gaming
6. Liquor
7. Adjourn