



**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 RAILROAD VALLEY AND  
AS THE BOARD OF TRUSTEES FOR THE PAHRUMP POOL DISTRICT**

**2100 E. Walt Williams Drive, Pahrump, NV 89048**

**June 15, 2021**

**10:00 a.m.**

**Per the recently revised CDC guidelines, all members of the public entering town and county buildings are required to wear face masks except the following:**

**Members of the public claiming medical exemptions or members of the public that have been vaccinated.**

**Nye County's vulnerable population or those sheltering in place can participate by calling 1-888-585-9008 and entering conference room number 255-432-824.**

**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.NyeCounty.net](http://www.NyeCounty.net). 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 June 15, 2021 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 June 15, 2021 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.

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

June 15, 2021

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

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) 482-8192

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

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

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. [Presentation](#) by the Director of Emergency Management regarding the status of the COVID-19 outbreak.
3. **Commissioners'/Manager's Comments (This item limited to announcements or topic/issues proposed for future workshops/agendas)**
4. **Approval of the Agenda for June 15, 2021 (Non-action item)**
5. **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).**
6. **For Possible Action – Emergency Items**
7. [For Possible Action](#) – Discussion and deliberation regarding meeting minutes from the May 4, 2021, joint regular 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, Gabbs, Manhattan, and Railroad Valley, and the Board of Trustees for the Pahrump Pool District.

## SITTING AS THE BOARD OF COUNTY COMMISSIONERS

### TIMED ITEMS

8. **10:00 a.m. – [For Possible Action](#)** – Discussion and deliberation regarding the Treasurer's Report by Nye County Treasurer on bank reconciliation and the balance in each county, state and special fund, together with a statement of all money on deposit, outstanding checks against that money and cash on hand pursuant to NRS 354.280.
9. **10:00 a.m. – [Presentation](#)** by Heather Freeman, Master Gardener Coordinator with the University of Nevada Cooperative Extension regarding the Agricultural Extension program in Nye County.

**NYE COUNTY BOARD OF COMMISSIONERS AGENDA**

**ITEM # SUBJECT**

**June 15, 2021**

- 10. **10:00 a.m.** – [For Possible Action](#) – Presentation, discussion and deliberation regarding: 1) The renewal proposal for Nye County from the Nevada Public Agency Insurance Pool (POOL) for Fiscal Year 2021-2022; and 2) Select the coverage package with a \$25,000.00 maintenance deductible and \$1,260,533.13 premium; \$50,000.00 deductible and a \$1,087,977.96 premium; \$75,000.00 maintenance deductible and \$984,863.15 premium; or \$100,000.00 maintenance deductible and \$910,854.28 premium.
- 11. **10:00 a.m.** – [For Possible Action](#) – **Public Hearing**, discussion, and deliberation to issue an Outdoor Festival License to the Town of Pahrump for the Pahrump Fall Festival to be held September 23-26, 2021, at Petrack Park located at 150 N. Highway 160, Pahrump, NV.
- 12. **10:00 a.m.** – [For Possible Action](#) – **Public Hearing**, discussion, and deliberation to issue an Outdoor Festival License to Kelli Sater for the ICS and Silver State Chili Cook-Off to be held March 26-27, 2022, at Petrack Park located at 150 N. Highway 160, Pahrump, NV.

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

- 13. **10:00 a.m.** – [For Possible Action](#) – Presentation, discussion and deliberation regarding the renewal proposal for the Town of Pahrump from the Nevada Public Agency Insurance Pool (POOL) for Fiscal Year 2021-2022 with a maintenance deductible in the amount of \$2,000.00 and a premium in the amount of \$147,154.91.
- 14. **10:00 a.m.** – [For Possible Action](#) – Presentation, discussion, and deliberation of the Fiscal Year 2021-2022 Lakeview Executive Golf Course Annual Plan.
- 15. [For Possible Action](#) – Discussion and deliberation to: 1) Clarify the Board’s action of February 19, 2020 as to whether OptimuMedicine may operate within the Town of Pahrump to provide full ambulance services, or only Specialty Care Transport (SCT) and/or Critical Care Transport (CCT) services; and 2) Determine whether it is in the best interests of the citizens of the Town of Pahrump that OptimuMedicine should not be permitted to continue operating within the Town of Pahrump.

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

**BEATTY**

- 16. [For Possible Action](#) – Discussion and deliberation to: 1) Approve \$14,000.00 for the purchase of fireworks from Lantis Fireworks and Lasers for the 2021 4<sup>th</sup> of July Fireworks show for the Town of Beatty; and 2) Fund from Fund 24101 Beatty Town.

**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.**

- 17. [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.
- 18. [For Possible Action](#) – Approval to set the date and location for the second Board of Commissioners meeting in September for Tuesday, September 21, 2021 in Pahrump, NV.

## NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

June 15, 2021

19. [For Possible Action](#) – Approval to: 1) Accept the FY21 Regional Trails Program (RTP) Project Agreement from the State of Nevada, Division of State Parks in the amount of \$4,342.00 with a match amount of \$229.00 for the purpose of marking designated off-road trails; 2) Execute the Project Agreement; and 3) Fund \$4,342.00 from 10340 Grants and \$229.00 from 10101 General Fund.
20. [For Possible Action](#) – Approval to: 1) Accept the FY20 COVID Emergency Funding (CESF) Program Award from the State of Nevada Department of Public Safety in the amount of \$164,855.00 for the purpose of purchasing Personal Protective Equipment (PPE) and retrofit the Booking Room due to COVID; 2) Delegate a one-time authorization to Sheriff Sharon Wehrly to execute the Award; and 3) Fund from 10340 Grants.
21. [For Possible Action](#) – Approval of a renewal of a Wholesale/Retail Fireworks permit for Alamo Fireworks located at 2641 E. Highway 95, Amargosa Valley, NV. Patrick James – Applicant.
22. [For Possible Action](#) – Approval of a renewal of a Wholesale/Retail Fireworks Permit for Blackjack Fireworks Located at 1181 S. Highway 160, Pahrump, NV. Applicant – Kevin LeBon.
23. [For Possible Action](#) – Approval of a renewal of a Wholesale/Retail Fireworks Permit for D & T Imports, Inc dba Area 51 Fireworks located at 1381 E. Highway 372, Pahrump, NV. Applicant – Tim McKoy.
24. [For Possible Action](#) – Approval of a renewal of a Wholesale/Retail Fireworks permit for Outlaw Pyrotechnics Inc. located at 2280 W. Betty Ave., Pahrump, NV. Applicant – Kelly Bernard.
25. [For Possible Action](#) – Approval of a renewal of a Wholesale/Retail Fireworks Permit for Phantom Fireworks Showrooms, LLC dba Phantom Fireworks located at 921 S. Hwy 160, Suite 501, Pahrump, NV. Applicant – William Weimer.
26. [For Possible Action](#) – Approval of a renewal of a Wholesale/Retail Fireworks Permit for Red Apple Fireworks located at 3640 S. Highway 160, Pahrump, NV. Applicant – Douglas Burda.
27. [For Possible Action](#) – Approval to issue a Display Fireworks Event Permit to the Beatty Volunteer Fire Department for an Aerial display at their Annual Fourth of July Event on Sunday, July 4, 2021. This event is being held at Cottonwood Park at 301 S. Third St. in Beatty, NV. Applicant – Mike Harmon.
28. [For Possible Action](#) – Approval to issue a Display Fireworks Event Permit to Las Vegas Display Fireworks Inc. for an Aerial Display at their annual July Event on Saturday, July 3, 2021. This event is being held at Front Sight, 1 Front Sight Road, Pahrump, NV. Applicant – William E. Scott.
29. [For Possible Action](#) – Approval 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 Sunday, July 4, 2021. This event is being held in the Hadley Subdivision in Round Mountain, NV. Pearl Olmedo – Applicant.
30. [For Possible Action](#) – Approval to issue a Display Fireworks Event Permit to Zambelli Fireworks for an Aerial display at their Annual Fourth of July Event on Sunday, July 4, 2021. This event is being held at Petrack Park at 150 Highway 160 in Pahrump, NV. Applicant – John O'Brien.

### ASSESSOR

31. [Presentation](#) of Projected Expenditures of money in the Assessor's Technology Fund to be used in the 2021-2022 Fiscal Year.

# NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

June 15, 2021

## BOARD OF COMMISSIONERS

32. 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.
33. Closed meeting, pursuant to NRS 241.015(3)(b)(2) for purposes of conferring with legal counsel regarding potential or current litigation.
34. For Possible Action – Discussion and deliberation on conference with legal counsel regarding potential or current litigation presented in closed meeting.
35. 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.
36. 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.
37. For Possible Action – Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.
38. [For Possible Action](#) – Discussion and deliberation to consider whether a public comment timer should be purchased for use and displayed in the Tonopah and Pahrump Commission Chambers during meetings; 2) Direction to staff to purchase timers.
39. [For Possible Action](#) – Discussion and deliberation to: 1) Approve, amend and approve or reject an Amendment to the Solid Waste Franchise Agreement with Pahrump Valley Disposal, Inc. dba Amargosa Disposal for the Amargosa area; and 2) Execute the Amendment to the Solid Waste Franchise Agreement with an effective date of June 15, 2021.
40. [For Possible Action](#) – Discussion and deliberation to approve, amend and approve or reject a Customer Rate Increase in the amount of 19.19% pursuant to Article 8 of either the Solid Waste Franchise Agreement or the Amendment to the Solid Waste Franchise Agreement with Pahrump Valley Disposal, Inc. dba Amargosa Disposal for Amargosa.
41. [For Possible Action](#) – Discussion and deliberation to: 1) Approve, amend and approve or reject the Second Amendment to the Amended and Restated Solid Waste Franchise Agreement with Pahrump Valley Disposal, Inc. dba Beatty Disposal for the Beatty area; and 2) Execute the Second Amendment to the Amended and Restated Solid Waste Franchise Agreement with an effective date of June 15, 2021.
42. [For Possible Action](#) – Discussion and deliberation to approve, amend and approve or reject a Customer Rate Increase in the amount of 19.19% pursuant to Article 8 of either the Amended and Restated Solid Waste Franchise Agreement or the Second Amendment to the Amended and Restated Solid Waste Franchise Agreement with Pahrump Valley Disposal, Inc. dba Beatty Disposal for Beatty.

## CLERK

43. [Presentation](#) of projected expenditures of the money in the Clerk’s Technology fund to be used in Fiscal Year 2021-2022.

## NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

June 15, 2021

44. [For Possible Action](#) – Discussion and deliberation to appoint four members to the Park and Recreation Advisory Board due to four vacancies from the following list of applicants: Timothy Bohannon, Haley Hastie and Elysia Osterhoudt.
45. [For Possible Action](#) – Discussion and deliberation to appoint two members to the Pahrump Library Board due to two resignations from the following list of applicants: Brenda Gibbons, Patricia Henderson, Daniel Kleis, John Pawlak, David Ochenreider, Brian Shoemake, Celea Star and Joanne Valenti.

### DISTRICT ATTORNEY

46. [For Possible Action](#) – Discussion and deliberation to: 1) Retain Attorney Nick D. Crosby of the law firm Marquis Aurbach Coffing as counsel for handling of a Federal Mediation and Conciliation Services arbitration concerning an appeal by Deputy Chad Whalen of his termination by the Nye County Sheriff’s Office in case numbers IA20-021; IA 20-030 and IA 20-031; and 2) Authorize the District Attorney to execute a contract for counsel legal services.
47. [For Possible Action](#) – Discussion and deliberation to modify the decision of the County Manager of approving 8 hours of telecommuting for Nye County District Attorney’s Office paralegal pursuant to the Nye County Personnel Policy Manual.

### PUBLIC ADMINISTRATOR

48. [For Possible Action](#) – Discussion and deliberation regarding the quarterly report from the Public Administrator on deceased person cases that are open, closed, pending, NCPA Creditor Claims, non-cases or cases that have been turned over to family.

### COUNTY MANAGER

49. [For Possible Action](#) – Discussion, deliberation, and possible direction to staff to implement a policy regarding face coverings for elected officials and town/county employees on town/county property.
50. [For Possible Action](#) – Discussion and deliberation to appoint an individual from the criminal justice system, and mental health and treatment communities to serve a two-year term on the Nevada Local Justice Reinvestment Coordinating Council (NLJRCC); or discuss recruitment opportunities from the following list of applicants: Dale Griffith and Clinton Zens.

### FINANCE

51. [For Possible Action](#) – Discussion and deliberation to: 1) Approve, amend and approve, or reject the Interlocal Contract between Nye County and the Division of Public and Behavioral Health, Community Health Services Program to provide services for nursing, tuberculosis and sexually transmitted diseases to Nye County; 2) Execute the Agreement; and 3) Fund from 10285 Health Clinics.
52. [For Possible Action](#) – Presentation, discussion, deliberation and possible amendment of the 2021 Nye County COVID Relief Program and Policy to provide financial assistance to the public, small businesses, non-profits, and government agencies located within Nye County affected by the COVID-19 Pandemic health emergency.

**NYE COUNTY BOARD OF COMMISSIONERS AGENDA**

**ITEM # SUBJECT**

**June 15, 2021**

**INFORMATION TECHNOLOGY**

- 53. [For Possible Action](#) – Discussion and deliberation to: 1) Approve, amend and approve, or reject the Lease between the State of Nevada, Department of Administration and Nye County, Sheriff’s Office for the rack space located at Brock Mountain, Montezuma, Warm Springs, and Sober sites; 2) Execute the Lease Agreement; and 3) Fund from 10101 Nye County General Fund.

**PLANNING/BUILDING/CODE COMPLIANCE**

- 54. [For Possible Action](#) – Discussion and deliberation on a request to release all except fifteen percent of the financial security (bond) related to the Mountain Falls Commercial Collector (Parkway), located in Mountain Falls Master Planned Community. The fifteen percent is to be retained for the one-year maintenance and two-year warranty guarantee periods. Mountain Falls LLC and Mountain Falls Golf Course LLC – Property Owners. Scott Swapp – Applicant/Agent.
- 55. [For Possible Action](#) – Discussion, deliberation and direction to staff regarding setting a date for compliance by the property owner based upon the Board of County Commissioner’s denial of the appeal application on June 16, 2020, which includes the removal of all recreational vehicles and tenants from the subject property, located at 1060 E. Second Street, Pahrump, NV, Assessor’s Parcel Number 035-308-02. Constance Allison – Property Owner.

**PUBLIC WORKS**

- 56. [For Possible Action](#) – Discussion and deliberation to consider imposing a Nye County diesel tax.
- 57. **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).**
- 58. **Commissioners'/Manager's Comments (This item limited to announcements or topic/issues proposed for future workshops/agendas)**

**59. ADJOURN**

Per the recently revised CDC guidelines, all members of the public entering town and county buildings are required to wear face masks except the following:

**Members of the Public Claiming Medical Exemptions**

Members of the public claiming a medical exemption are not required to wear a face mask but are still required to wear a face shield. Those unable or unwilling to wear either a face mask or a face shield may participate in the meeting remotely. We will not be asking details about or requiring proof of medical conditions.

**Vaccinated Members of the Public**

Fully vaccinated members of the public may enter town or county buildings without a face mask or a face shield. We will not require proof of vaccination, e.g., ask to see anyone’s vaccination card.

Those who believe the guidelines above are inadequate to prevent disease transmission, Nye County’s vulnerable population, or those sheltering in place can participate by calling 1-888-585-9008 and entering conference room number 255-432-824.

## NYE COUNTY BOARD OF COMMISSIONERS AGENDA

---

ITEM # SUBJECT

---

June 15, 2021

### **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.