

Pursuant to NRS a joint meeting of the Nye County Board of Commissioners, Nye County Board of Highway Commissioners, Nye County Licensing and Liquor Board, the 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, was held at 10:00 a.m. in the Commissioners' Chambers, 101 Radar Road, Tonopah, Nevada 89049.

Debra Strickland, Chair  
Frank Carbone, Vice Chair  
Donna Cox, Commissioner  
Leo Blundo, Commissioner  
Bruce Jabbour, Commissioner  
Sandra L. Merlino, Ex-Officio Clerk of the Board  
Chris Arabia, District Attorney  
Sharon Wehrly, Sheriff  
Tim Sutton, County Manager

Also Present: Lorina Dellinger, Assistant County Manager; Kelly Sidman, Deputy Clerk; Samantha Tackett, Administrative Manager; Savannah Rucker, Comptroller; Bradley Richardson, Deputy District Attorney

Not Present: Sandra L. Merlino, Ex-Officio Clerk of the Board

### **1. Pledge of Allegiance**

The Pledge was recited.

### **2. Commissioners'/Manager's Comments (This item limited to announcements or topic/issues proposed for future workshops/agendas)**

Commissioner Blundo advised there were two resignations from the Pahrump Library Board and asked to have it advertised.

Commissioner Strickland talked about the 4<sup>th</sup> of July activities in Pahrump.

Regarding the masks and shields for people vaccinated or not vaccinated, Commissioner Cox said the discussion was about doing away with both, but it was still on the agenda and printed in the newspaper that shields were required for those who were medically exempt. She thought that was to be removed from everything, which was her intention, and she told Tim Sutton it needed to be corrected.

Mr. Sutton said the verbiage passed by the Board was what was reflected on the agenda. He said he had not look at other bodies' agendas, but he would.

**2. Commissioners'/Manager's Comments (This item limited to announcements or topic/issues proposed for future workshops/agendas)-Cont'd.**

Commissioner Jabbour recalled it was changed to may or may not and it was entirely up to the individual.

Mr. Sutton advised public workshops were currently being held in various areas of the County for the first ever Nye County strategic plan, which was designed to give direction and guidance as well as to hear from the constituents what they wanted Nye to be.

Commissioner Blundo felt the plan would become an opportunity to follow a strategic plan instead of the will of the Board.

Commissioner Carbone said it was something to be used as a guide and was not locked in concrete.

Commissioner Jabbour pointed out the County Manager was perfectly clear that this plan was to gather and fact find from the people. It was about the people in the County, who the Board wanted to hear from. It would then be brought to the Commission for prioritization. Commissioner Jabbour thought it was a great idea.

**3. Approval of the Agenda for June 2, 2021 (Non-action item)**

Tim Sutton said item 4 could be removed from the agenda.

**4. For Possible Action – Emergency Items**

This item was removed from the agenda.

**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)**

John Bosta asked if the community plan mentioned by Tim Sutton was the same type of community plan done in 2011 for the entire County.

Commissioner Carbone believed that was a master plan update. This plan was a little bit different than that.

Diane Southworth said over 200 surveys were returned from people who were behind in their rent or mortgage as well as landlords who were behind in their mortgage payments because they were not getting rent money. She would bring the results to the Board. She advised the Nevada Outreach meetings would go live, which were held on the second Wednesday of the month at 11:30 a.m. at the Methodist Church and all were welcome. Mrs. Southworth then said she wondered why there were so many resignations from the Pahrump Library Board.

**SITTING AS THE BOARD OF COUNTY COMMISSIONERS**

**TIMED ITEMS**

**6. 10:00 a.m. – Presentation of Nye County Resolution No. 2021-13: A Resolution Making Nye County a Bill of Rights Sanctuary, as adopted by the Board of County Commissioners at its April 20, 2021 meeting.**

Brian Shoemake was presented with Nye County Resolution No. 2021-13, a resolution making Nye County a Bill of Rights Sanctuary, as adopted by the Board of County Commissioners at its April 20, 2021, meeting.

**7. 10:00 a.m. – For Possible Action – Public Hearing, discussion and deliberation to adopt, amend and adopt, or reject Nye County Resolution No. 2021-22: A Resolution to Augment and Amend the 2020-2021 Budget of Nye County, State of Nevada.**

Savannah Rucker explained this augment was for the general fund and there were additional resources allocated out to different departments within that fund.

Commissioner Strickland opened and closed the public hearing.

Commissioner Blundo made a motion to adopt Nye County Resolution No. 2021-22; seconded by Commissioner Carbone; 5 years.

**8. 10:00 a.m. – For Possible Action – Public Hearing, discussion, and deliberation to: 1) Approve waiving the 60-day notice requirement pursuant to Nye County Ordinance No. 444; and 2) Issue an Outdoor Festival License to Round Mountain Gold Corporation for their Fourth of July Picnic to be held July 4, 2021, at Hadley Town Park located in Round Mountain, Nevada.**

Commissioner Strickland opened and closed the public hearing.

Samantha Faga from Round Mountain Gold said she did not realize what was involved with the permitting. They did not intend to have more than 500-700 people in attendance. She said in the future they would make sure the application was brought to the Board in a timely manner.

Commissioner Strickland re-opened and re-closed the public hearing.

Commissioner Carbone made a motion to approve the waiver requirement per Nye County Ordinance No. 444 and issue the festival permit; seconded by Commissioner Jabbour; 5 years.

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

**9. 10:00 a.m. – For Possible Action – Public Hearing – Discussion and deliberation to adopt, amend and adopt, or reject Town of Pahrump Resolution No. 2021-01: A Resolution to Augment and Amend the 2020-2021 Budget of the Town of Pahrump.**

**Fund 25101 Town of Pahrump General Fund in the amount of \$2,065,510.00**

Savannah Rucker explained the primary purpose for this resolution was related to capital projects. Also, overtime due to the COVID pandemic was not budgeted for the fire department in FY21, which created an issue with payroll. Buildings and Grounds had services/supplies in excess of budget as well.

Commissioner Strickland opened and closed the public hearing.

Commissioner Carbone made a motion to adopt Town of Pahrump Resolution No. 2021-01 to amend the FY21 budget for \$2,065,510.00; seconded by Commissioner Cox; 5 years.

**10. For Possible Action – Discussion and deliberation to adopt, amend and adopt, or reject Town of Pahrump Resolution No. 2021-02: A Resolution to Augment and Amend the 2020-2021 Budget of the Town of Pahrump, State of Nevada.**

**Fund 25521 Pahrump Lakeview Golf Course Fund in the amount of \$80,000.00**

Commissioner Blundo made a motion to adopt Town of Pahrump Resolution No. 2021-02; seconded by Commissioner Carbone; 5 years.

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

**TOWN OF BEATTY**

**11. For Possible Action – Discussion and deliberation to adopt, amend and adopt, or reject the Fiscal Year 2021-2022 Sheriff's Office Public Safety Sales and Use Tax (PSST) plan for the Town of Beatty.**

Commissioner Jabbour made a motion to adopt the FY2021-2022 Sheriff's Office Public Safety Sales and Use Tax (PSST) plan for the Town of Beatty; seconded by Commissioner Carbone; 5 years.

**TOWN OF GABBS**

**12. For Possible Action – Discussion and deliberation to adopt, amend and adopt, or reject Town of Gabbs Resolution No. 2021-01: A Resolution to Augment and Amend the 2020-2021 Budget of the Town of Gabbs, State of Nevada.**

**Fund 23503 Gabbs Sewer Fund in the amount of \$10,000.00**

Commissioner Jabbour made a motion to adopt Town of Gabbs Resolution No. 2021-01, a resolution to augment and amend the 2020-2021 budget of the Town of Gabbs, State of Nevada, Fund 23503, Gabbs Sewer Fund, in the amount of \$10,000.00; seconded by Commissioner Blundo; 5 years.

**13. For Possible Action – Discussion and deliberation to adopt, amend and adopt, or reject the Fiscal Year 2021-2022 Sheriff’s Office Public Safety Sales and Use Tax (PSST) plan for the Town of Gabbs.**

Commissioner Jabbour made a motion to adopt the FY2021-2022 Sheriff’s Office Public Safety Sales and Use Tax (PSST) plan for the Town of Gabbs; seconded by Commissioner Carbone; 5 years.

**SITTING AS THE BOARD OF COUNTY COMMISSIONERS**

**JUSTICES OF THE PEACE**

**20. Presentation pursuant to NRS 4.060(8) Annual Report by the Beatty Justice Court for Fiscal Year 2021-2022.**

Savannah Rucker explained per NRS the justices of the peace had to present to the Board how they would utilize their funds. All three provided back-up.

The presentation was in the back-up.

**21. Presentation pursuant to NRS 4.060(8) Annual Report by the Pahrump Justice Court for Fiscal Year 2021-2022.**

The presentation was in the back-up.

**22. Presentation pursuant to NRS 4.060(8) Annual Report by the Tonopah Justice Court for Fiscal Year 2021-2022.**

The presentation was in the back-up.

## RECORDER

### **23. Presentation of Projected Expenditures of money in the Recorder's Technology Fund to be used in Fiscal Year 2021-2022.**

Chief Deputy Recorder Dawn Gudmunson said they expected to bring in about \$90,000.00 in the tech fund with expenditures of \$80,000.00. They were working on getting an e-recording system and an on-line indexing module for historical records. The rest would be used for restoration of the historical books.

Commissioner Blundo asked when the Recorder's web site would be tied into the GIS. He also wondered why a way around the dashes had not been figured out yet.

Ms. Gudmunson said they were working with development right now to update the system to the same format as the Assessor's records. She thought it was an easy patch, but the Recorder would have to pay for that. As far as the GIS system, she said they looked into it and it was possible. She would put it on her list of things to do.

Commissioner Strickland asked about getting the documents from 1998 and older from the developers to put on the Recorder's site for property owners to do more research.

Ms. Gudmunson said that would not be in the Recorder's Office and suggested Commissioner Strickland contact William Stark about it.

Commissioner Cox thought those records should be part of Building and Safety and Planning and Zoning.

## SHERIFF

### **24. For Possible Action – Discussion and deliberation to issue a Display Fireworks Event Permit to Town of Amargosa to do an Aerial Display for their annual Fourth of July Event on Sunday, July 4, 2021. This event is being held at Amargosa Community Park, Amargosa Valley, NV. Applicant-John Bosta.**

Commissioner Carbone made a motion to issue the fireworks display permit for the Town of Amargosa for their 4<sup>th</sup> of July event; seconded by Commissioner Blundo; 5 yeas.

## FINANCE

### **25. For Possible Action – Discussion and deliberation regarding the budget status for May 2021 for Nye County and all sub-entities for Fiscal Year 2021.**

Savannah Rucker said in the back-up was the budget status update for all Nye County general fund departments, general fund revenues, and all other funds within the Nye

**25. For Possible Action – Discussion and deliberation regarding the budget status for May 2021 for Nye County and all sub-entities for Fiscal Year 2021-Cont'd.**

County budget document. All issues in the report were addressed by today's agenda items.

**26. For Possible Action – Discussion and deliberation to adopt, amend and adopt, or reject Nye County Resolution No. 2021-23: A Resolution to Augment and Amend the 2020-2021 Budget of Nye County, State of Nevada.**

**Fund 10220 Room Tax Fund in the amount of \$68,000.00**

**Fund 10233 Public Safety Sales Tax Distribution in the amount of \$162,000.00**

Commissioner Blundo made a motion to adopt Nye County Resolution No. 2021-23; seconded by Commissioner Carbone; 5 years.

Commissioner Strickland re-read the agenda item as she left part of it out in the initial reading.

Commissioner Blundo made a motion to adopt; seconded by Commissioner Carbone; 5 years.

**27. For Possible Action – Discussion, deliberation and direction to staff to repay the temporary FY21 interfund loan between Nye County Grants Fund and Nye County General Fund totaling \$1,000,000.00.**

Commissioner Carbone made a motion to direct staff to repay the temporary FY21 interfund loan between the Nye County Grants Fund and the Nye County General Fund totaling \$1 million; seconded by Commissioner Blundo; 5 years.

**28. For Possible Action – Presentation, discussion, and deliberation on administration of American Rescue Plan Act (ARPA) funds, and direction to staff on whether to utilize the Interim Final Rule guidance.**

In an abundance of caution, Commissioner Blundo disclosed he had a business located in Nye County for over 15 years. He did not believe that would preclude him from participating in this item.

Grants Administrator Samantha Kramer and Savannah Rucker gave a presentation on the American Plan Rescue Act funding, reviewed the interim final rule from the U.S. Treasury, and discussed the different options for the funding.

Mrs. Rucker mentioned sub-entities in the County did not receive a direct allocation and suggested utilizing the funds to help those sub-entities and possibly have a workshop

**28. For Possible Action – Presentation, discussion, and deliberation on administration of American Rescue Plan Act (ARPA) funds, and direction to staff on whether to utilize the Interim Final Rule guidance-Cont'd.**

with the stakeholders to see what they would like to do. The School District received their own direct funding.

Staff was directed to poll the individuals who should attend the meeting for their availability for workshops, including the churches.

Commissioner Blundo suggested making it an all-day affair so people could come as their schedule allowed as well as sending surveys.

Commissioner Cox talked about the credit bureaus and their control of credit scores. She felt that needed to be addressed in some way.

Commissioner Jabbour said he would like to see the continuous appreciation for employees that stuck with their respective companies. If companies were able to afford bonuses, those bonuses should be applied to the employees who had been working since the onset of COVID. Commissioner Jabbour thought providing incentives to the people who were not working to come to work was a slap in the face to the employees who worked all along.

John Bosta said this was the first time he had heard of the plan and it seemed the three elected town boards were not included. He hoped the towns could coordinate with the County on the application of this and asked for a copy of the plan.

Diane Southworth thought a workshop was a wonderful idea and that Nye Communities Coalition would be a big help.

Commissioner Blundo made a motion to utilize the interim final rule guidance; seconded by Commissioner Carbone; 5 yeas.

**BOARD OF COMMISSIONERS**

**14. 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.**

The Board went into closed session.

**17. 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.**

The Board went into closed session.

**15. Closed meeting, pursuant to NRS 241.015(3)(b)(2) for purposes of conferring with legal counsel regarding potential or current litigation.**

The Board was in closed session.

**18. 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.**

The Board was in closed session.

**16. For Possible Action – Discussion and deliberation on conference with legal counsel regarding potential or current litigation presented in closed meeting.**

There was no action taken.

**19. For Possible Action – Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.**

There was no action taken.

Commissioner Strickland continued the meeting to 5:00 p.m. on Thursday, June 30, 2021.

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The Board of County Commissioners reconvened at 8:30 a.m. on Thursday, June 30, 2021.

Present: Debra Strickland, Chair; Frank Carbone, Vice Chair; Donna Cox, Commissioner (via telephone); Tim Sutton, County Manager; Lorina Dellinger, Assistant County Manager; Kelly Sidman, Deputy Clerk; Samantha Tackett, Administrative Manager; Savannah Rucker, Comptroller; Marla Zlotek, Chief Deputy District Attorney; Michelle Nelson, Deputy District Attorney

Not Present: Bruce Jabbour, Commissioner; Sandra L. Merlino, Ex-Officio Clerk of the Board; Chris Arabia, District Attorney; Sharon Wehrly, Sheriff

Commissioner Strickland made a motion to continue this meeting to 5:00 p.m. today in chambers; seconded by Commissioner Cox; 4 yeas.

The Board was in recess until 5:00 p.m.

Commissioner Jabbour was present.

**3. Approval of the Agenda for June 2, 2021 (Non-action item)-Reopened.**

Tim Sutton said item 4 could be added back to the agenda.

**4. For Possible Action – Emergency Items**

Commissioner Blundo said NRS 241.020.11 stated as used in that section emergency meant an unforeseen circumstance that required immediate action and included but was not limited to disasters caused by fire, flood, earthquake or other natural causes or any impairment of the health and safety of the public. He believed this was an emergency due to time constraints in the NRS. Commissioner Blundo said he wanted to open an item from June 30, 2020, which was discussion and deliberation to 1) determine if sufficient financial resources were available to increase the compensation of elected officials pursuant to NRS 245.043.5, and 2) determine if sufficient financial resources were available to increase the compensation of the Board of County Commissioners.

Commissioner Blundo made a motion to rescind the action taken as a Board at that time; seconded by Commissioner Carbone.

Commissioner Blundo asked Savannah Rucker for a brief synopsis of the County's fiscal health.

Mrs. Rucker explained that decision was made mid-COVID and it was the conservative decision to be made by the Board, but the County had not experienced the revenue losses that were expected. The budgets associated with the departments as well as the general fund with elected officials and the Board of County Commissioners could support the increase.

The motion to rescind the action taken as a Board at that time passed with 5 yeas.

**FINANCE**

**29. For Possible Action – Discussion and deliberation to: 1) Determine if sufficient financial resources are available to increase the compensation of elected county officers pursuant to NRS 245.043(5) for Fiscal Year 2021-2022; and 2) Determine if sufficient financial resources are available to increase the compensation of the Board of County Commissioners for Fiscal Year 2021-2022.**

Commissioner Carbone asked if there were sufficient funds.

Savannah Rucker said yes, for both the Board of County Commissioners and elected officials in FY2021-2022. The raise set by NRS 245.043 was already budgeted in the departments FY22 budgets.

**29. For Possible Action – Discussion and deliberation to: 1) Determine if sufficient financial resources are available to increase the compensation of elected county officers pursuant to NRS 245.043(5) for Fiscal Year 2021-2022; and 2) Determine if sufficient financial resources are available to increase the compensation of the Board of County Commissioners for Fiscal Year 2021-2022-Cont'd.**

Commissioner Strickland asked since the action from June 30, 2020, was rescinded if it happened automatically.

Mrs. Rucker explained the Board would have had to make the determination that sufficient resources were not available and that was not the case.

Assessor Sheree Stringer thanked the Board.

**30. For Possible Action – Discussion and deliberation to determine if sufficient financial resources are available to increase the compensation of Justice of the Peace pursuant to NRS 4.040 for Fiscal Year 2021-2022.**

Commissioner Carbone made a motion to approve the 3% for FY2021-2022 for the Justices of the Peace; seconded by Commissioner Blundo; 5 yeas.

**31. 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.**

Sheree Stringer asked if the Board could reopen item 23. She had her hand raised but it came up on 24 so she was not able to speak on that item.

**RECORDER**

**23. Presentation of Projected Expenditures of money in the Recorder's Technology Fund to be used in Fiscal Year 2021-2022-Reopened.**

Sheree Stringer said Commissioner Blundo had asked some specific questions of Dawn Gudmunson yesterday and she did not believe she could answer all of them. If the Board wanted to have well and septic designations and where they were on the property, Mrs. Stringer suggested when people went in for a permit through the Building and Safety department that a plot plan be submitted with it, which would have to be an ordinance or something put in place by the Board. She explained by the time her office went out to appraise the property everything was covered up.

**31. 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-Reopened.**

There was none.

**32. ADJOURN**

Commissioner Strickland adjourned the meeting.

APPROVED this 3<sup>rd</sup> day ATTEST:

Of August, 2021.

Frank Cabry to  
Chair

Keely L. Sedman  
Nye County Clerk / Deputy