



**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
June 18, 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 June 18, 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 June 18, 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 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) 482-8191

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

June 18, 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 June 18, 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 teleconference on [May 10, 2019](#) and regular meeting on [May 21, 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 SU-2019-000059: an application for an Amendment/Modification of an Existing Special Use Permit to allow the expansion of a marijuana establishment (cultivation facility) located at 801 S. Panorama Road, Pahrump, NV, to expand to include Assessor Parcel Numbers 035-271-15, 035-271-16, 035-271-18, 035-271-21, and 035-271-22. Wellness Orchards of Nevada, LLC – Property Owner/Applicant. Andrew Jolley – Agent.
8. **10:00** – **For Possible Action** – **Public Hearing**, discussion and deliberation regarding a request to: 1) Adopt, amend and adopt, or reject 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) Set an effective date.
9. **10:00** – **For Possible Action** – Discussion and deliberation to adopt, amend and adopt, or reject Nye County Resolution No. 2019-20: A Resolution to Augment and Amend the 2018-2019 Budget of Nye County, State of Nevada.
10. **10:15** – **For Possible Action** – Discussion and deliberation regarding a renewal proposal for Nye County from the Nevada Public Agency Insurance Pool (POOL) for the Fiscal Year 2019-2020.

SITTING AS THE NYE COUNTY BOARD OF HIGHWAY COMMISSIONERS

11. **General road report** by Public Works Director.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

June 18, 2019

SITTING AS THE NYE COUNTY LICENSING AND LIQUOR BOARD

LIQUOR

12. [For Possible Action](#) – Discussion and deliberation to approve a permanent or 90-day Temporary Retail Liquor License for JEH Investments, Inc. sole owner of Nevada Wine Cellars, Inc., dba Pahrump Valley Winery located at 3810 Winery Road, Pahrump, NV. John Hobbs – Owner/Applicant.
13. [For Possible Action](#) – Discussion and deliberation to approve permanent Retail and Package Liquor Licenses or extend the temporary 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.

SITTING AS THE GOVERNING BODY OF UNINCORPORATED TOWN OF PAHRUMP

14. Committee Reports
15. 10:00 – [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject Town of Pahrump Resolution No. 2019-05: A Resolution to Augment and Amend the 2018-2019 Budget of the Town of Pahrump, County of Nye, State of Nevada.
16. 10:00 – [For Possible Action](#) – Presentation, discussion and deliberation of the FY19-20 Lakeview Executive Golf Course Annual Plan.
17. 10:15 – [For Possible Action](#) – Discussion and deliberation regarding a renewal proposal for the Town of Pahrump from the Nevada Public Agency Insurance Pool (POOL) for the Fiscal Year 2019-2020.
18. [For Possible Action](#) – Discussion and deliberation to appoint one (1) alternate member to the Pahrump Tourism Advisory Committee due to one (1) resignation.

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

BEATTY

19. [For Possible Action](#) – Discussion and deliberation to: 1) approve \$14,000.00 for the purchase of fireworks from Lantis Fireworks and Lasers for the 2019 4th of July Fireworks show for the Town of Beatty; and 2) fund \$7,000 from Fund 24101 Beatty Town and \$7,000.00 from Fund 24220 Beatty Room Tax.
20. [For Possible Action](#) – Discussion and deliberation to: 1) approve \$4,695.00 for the purchase of an air conditioning unit from Alwaysair for the Beatty Chamber of Commerce building; and 2) fund from Fund 24402 Beatty Special Capital Projects.

GABBS

21. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject Town of Gabbs Resolution No. 2019-02: A Resolution to Augment and Amend the 2018-2019 Budget of the Town of Gabbs, County of Nye, State of Nevada.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

June 18, 2019

MANHATTAN

22. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject Town of Manhattan Resolution No. 2019-02: A Resolution to Augment and Amend the 2018-2019 Budget of the Town of Manhattan, County of Nye, State of Nevada.

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.

23. [For Possible Action](#) – Approval of Elected Official Collection Report.
24. [For Possible Action](#) – Approval to set the date and location for the second Board of Commissioners meeting in September for Tuesday, September 17, 2019 in Pahrump, Nevada.
25. [For Possible Action](#) – Approval of Affidavit of Mailing of Delinquent Notices per NRS 361.5648.
26. [For Possible Action](#) – Approval of Return of Sale and Affidavits of Publication per NRS 361.595 for the Nye County Trust Property Auctions held on May 6, 2019 and May 8, 2019.
27. [For Possible Action](#) – Approval to: 1) Accept the FY19 Emergency Preparedness Working Group (EPWG) award in the amount of \$66,381.00, to fund the purchase of Fire/Rescue and Emergency Medical Services (EMS) equipment; 2) Delegate one-time authority to Director of Emergency Management, Scott Lewis, to execute the grant award; and 3) Fund from 10340 Grant Fund. There is no County match required.
28. [For Possible Action](#) – Approval to: 1) Accept the FY19 Office of Traffic Safety (OTS) award in the amount of \$13,500.00, with a County match of \$3,375.00; to fund the purchase of equipment and supplies to create traffic safety outreach messages; 2) Delegate one-time authority to Sheriff, Sharon Wehrly, to execute the grant award; and 3) Fund \$13,500.00 from 10340 Grant Fund and \$3,375.00 from 10101 General Fund.
29. [For Possible Action](#) – Approval to accept a Notice of Subaward (NOSA) from Aging and Disability Services Division (ADSD) for the Nutrition Services Incentive Program (NSIP) to provide commodity food funds for the nutrition program at the Beatty and Tonopah Senior Centers in the amount of \$1,945.00. This grant will be administered out of Fund 10281 Senior Nutrition and there is no County match required.

ASSESSOR

30. [Presentation](#) of projected expenditures of money in the Assessor's Technology Fund to be used in the 2019-2020 Fiscal Year.

BOARD OF COMMISSIONERS

31. 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.
32. 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.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

June 18, 2019

33. For Possible Action – Discussion and deliberation on labor negotiations, issues and other personnel matters presented in closed meeting.
34. [For Possible Action](#) – Discussion and deliberation to move the first Nye County Board of County Commissioners meeting in September to September 4, 2019.
35. [For Possible Action](#) – Discussion and deliberation regarding approval of five (5) contracts for Public Defender Services.

CLERK

36. [For Possible Action](#) – Discussion and deliberation to appoint three members to the Pahrump Regional Planning Commission due to one resignation and two expiring terms.

PUBLIC ADMINISTRATOR

37. [Quarterly report](#) from the Public Administrator.

SHERIFF

38. [For Possible Action](#) – Discussion and deliberation to issue a Display Fireworks Event Permit to the Town of Amargosa for an Aerial display at their Annual Fourth of July Event on Thursday, July 4, 2019. This event is being held at the Amargosa Community Park, Amargosa Valley, NV Applicant – Pat Minshall.
39. [For Possible Action](#) – Discussion and deliberation 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 Thursday, July 4, 2019. This event is being held at Cotton Wood Park in Beatty, NV. Applicant – Mike Harmon.
40. [For Possible Action](#) – Discussion and deliberation to issue a Display Fireworks Event Permit to Las Vegas Display Fireworks Inc. for an Aerial Display at their Annual Fourth of July Event on Thursday, July 4, 2019. This event is being held at Front Sight located at #1 Front Sight Road in Pahrump, NV. Applicant – William Scott.
41. [For Possible Action](#) – Discussion and deliberation regarding 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.
42. [For Possible Action](#) – Discussion and deliberation regarding a renewal of a Wholesale/Retail Fireworks permit for Red Apple Fireworks Company, LTD located at 3640 South Highway 160, Pahrump, NV. Applicant – Douglas Burda.
43. [For Possible Action](#) – Discussion and deliberation regarding a renewal of a Wholesale/Retail Fireworks permit for Outlaw Pyrotechnics Inc. located at 2280 W. Betty Ave., Pahrump, NV. Applicant – David Bernard.
44. [For Possible Action](#) – Discussion and deliberation regarding 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 – Robyn Gallitto.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

June 18, 2019

COUNTY MANAGER

45. [For Possible Action](#) – Presentation, discussion and deliberation regarding: 1) the monthly progress report for Desert Haven Animal Shelter; and 2) consideration of an amendment to the lease agreement with Desert Haven Animal Society for the existing Pahrump Animal Shelter facility located at 1511 Siri Ln., Pahrump, NV extending the term to June 30, 2020.
46. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject Nye County Resolution No. 2019-21: A Resolution of the Board of Commissioners of Nye County, Nevada Providing for the Transfer of the County’s 2019 Private Activity Bond Volume Cap to the Nevada Rural Housing Authority and Other Matters Related Thereto.

EMERGENCY MANAGEMENT

47. [For Possible Action](#) – Discussion and deliberation to: 1) determine that excess Nye County vehicles and/or equipment are no longer required for public use; and 2) determine it is in the best interest of Nye County to dispose of excess vehicles and/or equipment through public auction with any resulting proceeds deposited into Fund 10401 or 10402 Capital Projects.

FINANCE

48. [For Possible Action](#) – Discussion and deliberation regarding the budget status through May 2019 for Nye County and all sub-entities for Fiscal Year 2019.
49. [For Possible Action](#) – Discussion and deliberation to accept or reject any or all bids and provide direction to staff regarding Bid No. 2019-11 Animal Shelter Services.

PLANNING/BUILDING/CODE COMPLIANCE

50. [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. 2019-09: A Bill proposing to amend Nye County Code Title 17, Comprehensive Land Use Planning and Zoning, by amending Section 17.04.750 relating to Lighting; and 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.
51. [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. 2019-10: A Bill proposing to amend Nye County Code Section 17.04.407 relating to the Airport Overlay (AO) Zone; and 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.
52. [For Possible Action](#) – Discussion and deliberation on TM-2019-000017: A Tentative Subdivision Map (Residential) application containing 52 residential lots and no Common Element lots on approximately 13.93 gross acres, on property zoned Specific Plan (SP) and located within the Mountain Falls Master Planned Community, aka: Planning Area 3-3B, Assessor Parcel Numbers 046-161-28 and 046-161-32. WF Development, LLC – Property Owner. Taney Engineering – Applicant.
53. [For Possible Action](#) – Discussion and deliberation on TM-2019-000018: A Tentative Subdivision Map application containing 3 parcels and 6 Common Element lots on approximately 7.99 gross acres, on property zoned Specific Plan (SP) and located within the Mountain Falls Master Planned Community. Assessor Parcel Numbers 045-031-19 & 045-021-50. Mountain Falls LLC – Property Owner, William Lyon Homes – Applicant. Taney Engineering – Agent.

NYE COUNTY BOARD OF COMMISSIONERS AGENDA

ITEM # SUBJECT

June 18, 2019

PUBLIC PETITIONER

54. [For Possible Action](#) – Discussion and deliberation regarding a Program Funding Application from the Disabled American Veterans (DAV) Chapter 15 requesting \$32,000.00 in funding to purchase a van for Veteran transportation.
55. [For Possible Action](#) – Discussion and deliberation regarding a Program Funding Application from the Disabled American Veterans (DAV) Chapter 15 requesting \$4,000.00 to fund the Veteran Service Officer (VSO) office located in the Lobby of the Desert View Hospital.
56. [For Possible Action](#) – Discussion and deliberation regarding a Program Funding Application from the Nevada Outreach Training Organization (NOTO) in the amount of \$15,000.00 to provide aid to qualified veterans and spouses of deceased Veterans, including housing, medical, rehabilitative, educational and employment services.
57. [For Possible Action](#) – Presentation, discussion and deliberation regarding a Program Funding Application from the Nye Communities Coalition - Remote Area Medical Pahrump Community Host Group in the amount of \$7,500.00 to aid in funding the Pahrump Remote Area Medical Clinic (RAM Clinic).
58. **GENERAL PUBLIC COMMENT (second)**
59. **Commissioners'/Manager's Comments (This item limited to announcements or topics/issues proposed for future workshops/agendas)**
60. **ADJOURN**