

TONOPAHA TOWN BOARD
MEETING AGENDA
JUNE 24, 2015
TONOPAHA CONVENTION CENTER
301 Brougner Avenue, Tonopah, NV 89049
7:00 p.m.

Horace Carlyle, Chairman
Duane Downing, Vice Chairman
Tom Selev, Clerk

Janet Hatch, Member
Doug Farinholt, Member

In accordance with Federal law and U.S. Department of Agriculture policy, this institution is prohibited from discriminating on the basis of race, color, national origin, sex, religion, age, disability (Not all prohibited bases apply to all programs.) To file a complaint of discrimination, write to: USDA, Assistant Secretary for Civil Rights, Office of the Assistant Secretary for Civil Rights 1400 Independence Avenue, S.W., Stop 9410, Washington, DC 20250-9410 or call toll-free at (866) 632-9992 (English) or (800) 877-8339 (TDD) or (866) 377-8642 (English Federal-relay) or (800) 845-6136 (Spanish Federal-relay).

NOTE: All times are approximate except for bid openings, public hearings, and any other items agendized at a specific time. Action and deliberation as defined in N.R.S. §241.015(2), 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. 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.

PUBLIC COMMENT: During the Board Meeting on June 24, 2015 comments by the general public may be taken at the beginning of the meeting and again before the adjournment of the meeting. Public comments will be for all matters, both on and off the agenda, and be limited to three minutes per person. The Board reserves the right to reduce the time or limit the total time allowed for public comment. The Board may prohibit comment on individual agenda items, if the content of the comment is a topic that is not relevant to, or within the authority of the Board, 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 or other speakers. Persons are invited to submit comments in writing on the agenda items and/or attend and make comments on that item at the Board meeting.

CONTACT: Per N.R.S. §241.020.7 persons interested in obtaining an agenda and/or supporting documentation may contact the Deputy Town Clerk at (775) 482-6336, or in person at 102 Burro Avenue, Tonopah, NV 89049.

ITEM #	SUBJECT
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NOTICE OF TIMED AGENDA ITEMS

7:15 p.m. Recess to the Tonopah Library Board of Trustees (Agenda Attached)

Pledge of Allegiance

1. PUBLIC COMMENT Three minute time limit per person for matters both on and off the agenda. No action will be taken by the Board.
2. FOR POSSIBLE ACTION Review and approval of minutes, in context, from the regular meeting held May 27, 2015.
3. FOR POSSIBLE ACTION Discussion, deliberation and possible action to award bid for the Pump Station #2 and Well #9 Generator Project – Base Bid, or Base Bid plus Alternative #1, or Base Bid and Alternative #1 and #2 with funding in the amount of \$216,594.45 from USDA Rural Development Grant and balance of award amount to come from Tonopah Public Utilities Capital Replacement Fund; Authorize Town Board Chairman to execute the Notice of Award, Agreement, and Notice to Proceed
4. FOR POSSIBLE ACTION Discussion, deliberation and possible decision to accept the renewal proposal from Nevada Public Agency Insurance Pool (POOL) and approval for payment from Fiscal Year 2015-2016 funds

5. FOR POSSIBLE ACTION Discussion, deliberation and possible decision to purchase a back-up system for the current meeting recording system used by the Deputy Town Clerk. Purchase would include a second software license from JCG Technologies and a second laptop
6. FOR POSSIBLE ACTION Discussion, deliberation and possible action to enter into a memorandum of understanding with Beatty Water and Sanitation GID to allow both utilities to assist the other with emergencies, specialty equipment sharing, and/or assistance with situations that may require more manpower
7. FOR POSSIBLE ACTION Discussion, deliberation and possible decision to adopt a resolution to commence proceeds to initiate the annexation of the Tonopah Taxing District to include the boundaries of the Tonopah Library Taxing District, as authorized by NRS 269.650
8. FOR POSSIBLE ACTION Discussion, deliberation and possible action to 1) set date, time and location for a Public Hearing on Tonopah Town Bill No. 2015-_____: a bill proposing to adopt an ordinance that provides for the expansion of the Unincorporated Town of Tonopah boundaries to include the current boundaries of the area known as the Tonopah Library District, pursuant to NRS 296.650; 2) read the title of the bill into the record; and 3) direction to staff to send a copy of the proposed ordinance by certified mail, return receipt requested, to each owner of real property in the area proposed to be annexed, and post a notice of the proposed annexation on the Town of Tonopah website – tonopahnevada.com – pursuant to NRS 269.155
9. FOR POSSIBLE ACTION Deliberation, discussion and possible action to pursue legal action by requesting a legal opinion from the Nevada Attorney General pertaining to the opinion of the Nye County District Attorney dated May 11, 2015 which the Tonopah Town Board disputes and rejects the claim that the Nye County District Attorney, Angela A. Bello can impose fees for legal opinions requested by the Unincorporated Town of Tonopah. Should the Tonopah Town Board file an Integrity Complaint with the Nevada Attorney General for failure to provide mandated services to the Unincorporated Town of Tonopah/Town Board. District Attorney Bello is demanding monies for any opinions requested by the Tonopah Town Board which places the Town Board and the Unincorporated Town of Tonopah at great legal risk because DA Bello is refusing timely consultation and legal opinions/advice based on our status under NRS 269 – Unincorporated Town Law. The question is the language used selectively that an “exempted unincorporated” such as Amargosa, Round Mountain, Tonopah, and Pahrump have some mystical governing independence from the Nye County Commissioners as the governing body of Nye County
10. FOR POSSIBLE ACTION Deliberation, discussion and possible action to notify Midway Gold at the following address: Midway Gold Corp., Point of Inverness, Suite 280, 8310 South Valley Highway, Englewood, Colorado (720) 979-0900, Attn: CEO/President Mr. William M. Zisch, of the interest and intent of West Kirkland Mining to secure “will serve” water application to support Hasbrouck mining site
11. FOR POSSIBLE ACTION Deliberation, discussion and possible action based on Master Water Study TPU and “draft water capacity study to serve WKM” the Town Board establish TPU/Tonopah guidelines affecting multiple commercial or industrial connects/will serve units based on the limited numbers available for current and future developers. In addition, define current connects available for individual or residential units to be issued to any specific party or group pending adopting new TPU Ordinances
12. FOR POSSIBLE ACTION Deliberation, discussion and possible action Tonopah Town Board review of the “draft water capacity study to serve West Kirkland”. Based on the above study, TPU/Tonopah does not have current capacity to furnish the water needed for the initial Hasbrouck site the Three Hills site. Therefore, TPU/Tonopah will not furnish or sell connects per requests by WKM. The draft study does look at long-term infrastructure costs and developmental options that WKM could explore with TPU/Tonopah. However, all infrastructure costs to support their proposed projects would be borne solely by WKM. In addition, the discussed

Town of Tonopah is an equal opportunity provider and employer.

modifications of the TPU/Tonopah infrastructure would need extensive changes to meet possible EIS reviews and permitting; outside private parties agreement to secure lands and right of ways; multiple years time delay; and the expenditure of millions by WKM.

13. REPORT Tonopah Development Corporation Report. No action will be taken.
14. TOWN BOARD MEMBER'S/DEPARTMENT MANAGER'S/NYE COUNTY COMMISSIONER'S COMMENTS
15. FOR POSSIBLE ACTION Closure of meeting, pursuant to NRS 288.220 for purposes of conferring with Town's Management Representative regarding labor negotiation issues, and other personnel issues.
16. Closed meeting, Pursuant to NRS 288.220 for purposes of conferring with Town's Management Representative regarding labor negotiation issues, and other personnel issues.
17. FOR POSSIBLE ACTION Discussion, deliberation, and possible decision on labor negotiations, issues and other personnel matters presented in the closed meeting.
18. CORRESPONDENCE Review and discussion; no action will be taken.
19. FOR POSSIBLE ACTION Approval of vouchers for payment.
20. PUBLIC COMMENT Three minute time limit per person for matters both on and off the agenda. No action will be taken by the Board.
21. FOR POSSIBLE ACTION Adjourn.

AFFIDAVIT OF POSTING


STATE OF NEVADA

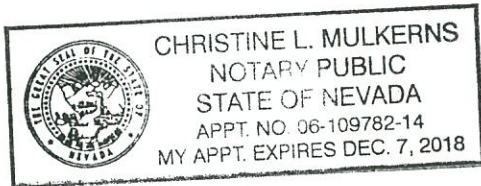
COUNTY OF NYE

The undersigned, being duly sworn according to law, deposes and says: That she is over the age of 21 years; that on the 19th day of June, 2015, she posted the agenda for the Tonopah Town Board Regular Meeting to be held on June 24, 2015, at the places listed below, or caused the same to be posted, and mailed to all persons requesting same.


Becky Braska

Subscribed and sworn to before me,
This 19th day of June, 2015.


Christine L. Mulkerns, Notary Public



POSTED:

U.S. Post Office, 201 Main Street, Tonopah, NV 89049
Tonopah Convention Center, 301 Brougner Avenue, Tonopah, NV 89049
Tonopah Town Office, 102 Burro Avenue, Tonopah, NV 89049
Nye County Courthouse, 101 Radar Road, Tonopah, NV 89049
Tonopah Public Library, 171 Central Street, Tonopah, NV 89049
Nevada Public Notice Website <https://notice.nv.gov>

TONOPAH LIBRARY BOARD OF TRUSTEES
MEETING AGENDA
JUNE 24, 2015
TONOPAH CONVENTION CENTER
301 Brougner Avenue, Tonopah, NV 89049
7:15 p.m.

Tom Seley, Chairman
Janet Hatch, Vice-Chairman
Duane Downing, Clerk

Horace Carlyle, Member
Doug Farinholt, Member

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2. FOR POSSIBLE ACTION Review and approval of minutes, in context, from the regular meeting held May 27, 2015.
3. FOR POSSIBLE ACTION Review and approval of minutes, in context, from the regular meeting held June 10, 2015.
4. FOR POSSIBLE ACTION Discussion, deliberation and possible decision to accept the renewal proposal from Nevada Public Agency Insurance Pool (POOL) and approval for payment from Fiscal Year 2015-2016 funds
5. FOR POSSIBLE ACTION Discussion, deliberation and possible action to authorize the purchase of a storage unit/container for the Tonopah Library
6. LIBRARY BOARD MEMBER'S/DEPARTMENT MANAGER'S COMMENTS
7. CORRESPONDENCE Review and discussion; no action will be taken.
8. FOR POSSIBLE ACTION Approval of vouchers for payment.

9. PUBLIC COMMENT Three minute time limit per person for matters both on and off the agenda.
No action will be taken by the Board.

10. FOR POSSIBLE ACTION Adjourn.

AFFIDAVIT OF POSTING


STATE OF NEVADA

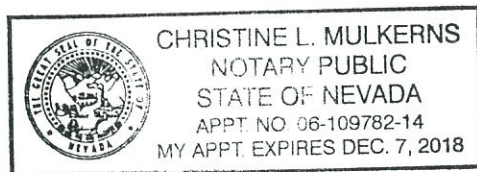
COUNTY OF NYE

The undersigned, being duly sworn according to law, deposes and says: That she is over the age of 21 years; that on the 19th day of June, 2015, she posted the agenda for the Tonopah Library Board of Trustees Regular Meeting on June 24, 2015, at the places listed below, or caused the same to be posted, and mailed to all persons requesting same.


Becky Braska

Subscribed and sworn to before me,
This 19th day of June, 2015.


Christine L. Mulkerns, Notary Public



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