



**NYE COUNTY SCHOOL DISTRICT**  
**Board of Trustees**  
**Special Agenda**

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A Special of the Board of Trustees of Nye County School District will be held on Thursday, June 23, 2005, beginning at 7:00 PM at the Southern District Office Boardroom, 484 S West Street, Pahrump, NV 89048.

The subjects to be discussed, considered, or acted upon are listed below. Items do not have to be taken in the order presented below and the Board may combine two or more agenda items for consideration at any time. The Board may also remove any items on the agenda or delay discussion relating to any item listed on the agenda at any time. Unless removed from the Consent Agenda, items identified within the Consent Agenda will be acted on at one time.

1. CALL TO ORDER
  - A. PLEDGE OF ALLEGIANCE
  - B. ROLL CALL
2. ADOPTION OF AGENDA, ACTION ITEM
3. PUBLIC INPUT ON ANY ITEM NOT LISTED ON AGENDA, INFORMATIONAL ITEM
4. PUBLIC HEARING ON POSSIBLE RECONFIGURATION OF SILVER RIM ELEMENTARY & TONOPAH ELEMENTARY SCHOOLS, INFORMATIONAL ITEM
5. DECISION REGARDING PROPOSED RECONFIGURATION OF SILVER RIM ELEMENTARY AND TONOPAH ELEMENTARY SCHOOLS, ACTION ITEM
6. ADJOURNMENT, ACTION ITEM

This Meeting will be streamed live online via the link <https://livestream.nyeschools.org/ViewStream.html> on the Nye County School District website. Click on the following link if you have difficulties with the live streaming: <https://bit.ly/ncsdbotmeetings>.

Public input may be accepted live via email for the duration of the Meeting and shared during the public input designated timeframe (all rules and timelines as listed in the Agenda still apply). Public comments made by members of the public attending the meeting virtually must be emailed to [publiccomment@nyeschools.org](mailto:publiccomment@nyeschools.org) and must include:

- a. The author's first and last name
- b. The author's phone number (will not be read with comment)
- c. Date of the Meeting for which the comment is intended

Nye County School District (NCSD) will empower students to learn at their highest level in an environment of mutual respect.

The NCSD BOT Goals are as follows:

**Culture**

Improve and sustain a culture of learning for all through:

- ◆ Recruiting, selecting, inducting, supporting, evaluating, and developing staff.
- ◆ Fostering a safe and respectful learning and working environment.
- ◆ Promoting ongoing family and community engagement in pursuit of our vision.

**Academic**

Elevate achievement and support lifelong learning for all through:

- ◆ Creating and sustaining a results-focused learning environment; establishing measurable goals for all.
- ◆ Creating and sustaining an instructional framework and common language to ensure essential content standards drive instruction.

The notice for this posting was posted on the NCSD Website (<https://www.nye.k12.nv.us>), Nevada's Notice Website (<https://notice.nv.gov/>), at the main physical location of the meeting, and has also been provided to all persons who have made a specific request of a copy of the Agenda by US Mail or electronic mail. A Public Binder will be available for viewing at the scheduled location at the time of the Meeting.

*NYE COUNTY SCHOOL DISTRICT NOTICE OF NONDISCRIMINATION*

*Nye County School District (NCSD) does not discriminate on the basis of race, color, religion, national origin, ancestry, disability, age, marital status, sex, sexual orientation, gender identity or expression, or any other category protected by applicable state or federal law in its program and activity, including employment. In keeping with requirements of federal and state law, NCSD strives to remove any vestige of discrimination in accommodating the public at public meetings.*

*The Nye County School District is pleased to provide reasonable accommodations for the disabled. Members of the public who are physically handicapped and require special accommodations or assistance to attend the meeting are requested to notify the Executive Assistant to the Superintendent and Board of Trustees in writing at 484 S West Street, Pahrump, NV 89048, email Iliana Garcia at [igarcia@nyeschools.org](mailto:igarcia@nyeschools.org), or call 775-727-7743, ext. 239 at least one week before the meeting.*



# Nye County School District

## BOARD OF TRUSTEES

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**William E. "Rob" Roberts, Ed.D**  
Superintendent

May 24, 2005

## MEMORANDUM

**TO:** Silver Rim Elementary and Tonopah Elementary Principal, Staff & Parents

**FROM:** Dr. William E. Roberts, Superintendent

**SUBJECT:** Reconfiguration of Silver Rim Elementary and Tonopah Elementary

The Board of Trustees of the Nye County School District will consider the possible reconfiguration of grade levels at Silver Rim Elementary and Tonopah Elementary on June 23. The recommendation to be considered is the designation of Silver Rim Elementary as a primary school servicing grades K-2 and the designation of Tonopah Elementary as an intermediate school servicing grades 3-5. The reconfiguration would be effective at the beginning of the 2005-06 school year.

Some of the benefits that reconfiguration would allow are: (1) grade level collaboration among teachers, (2) common planning time, (3) better balance of class size, (4) less transition time for younger students, (5) school wide age appropriate learning activities, (6) less opportunities for older students to bully and (7) greater population in each tested grade level.

A hearing will be held in the Nye County School District boardroom, 122 Military Circle, on Thursday, June 23, at 7:00 p.m. The public is encouraged to attend and comment on this proposal.

WR/kp

**The Nye County School District Board of Trustees will hold a public hearing on Thursday, June 23, at 7:00 p.m. to consider a change in grade levels at Silver Rim Elementary and Tonopah Elementary. The meeting will be held in the Nye County School District boardroom at 122 Military Circle in Tonopah.**

**A brief presentation will be made regarding the educational benefits expected. Members of the public are invited to attend and make their views known.**

the use of public school buildings and grounds pursuant to NRS 393.071 to 393.0719, inclusive, must be provided for out of school district funds of the respective school districts in the same manner as similar services are provided for, and except as otherwise provided in subsection 2, subject to reimbursement by the user in accordance with such policies and regulations as the board of trustees may adopt.

2. The board of trustees of a school district may not request reimbursement for the costs and expenses associated with the use of a school library by the general public pursuant to NRS 393.07105.

(Added to NRS by 1959, 296; A 2003, 518)

**WEST PUBLISHING CO.**

Schools ⇌ 73.

WESTLAW Topic No. 345.

C.J.S. Schools and School Districts §§ 375, 390.

## SCHOOL BUILDINGS AND FACILITIES

**REVISER'S NOTE.**

Ch. 318, Stats. 2003, contains the following provision not included in NRS:

"The Legislature hereby encourages:

1. The Clark County School District to continue to construct and reconstruct schools by using natural lighting (commonly referred to as "daylighting"), multiple stories for buildings when appropriate, solar and other renewable energy sources, and other innovative building designs and plans to provide an effective and ideal learning environment for pupils.

2. The remaining school districts throughout this state to establish plans to reconstruct older schools, including, without limitation, inner city schools, by using daylighting, multiple stories when appropriate, solar and other renewable energy sources, and other innovative building designs and plans to provide an effective and ideal learning environment for pupils."

**NRS 393.080 General powers of board of trustees; notice required to close school or change location or use of school.**

1. The board of trustees of a school district may:

(a) Build, purchase or rent schoolhouses and other school buildings, including, but not limited to, teacherages, gymnasiums and stadiums, and dormitories and dining halls as provided in NRS 393.090.

(b) Enter into lease agreements for school facilities with an option to purchase the facilities.

(c) Change the location of schools.

(d) Close a school or change the use of the school building to a purpose other than the teaching of kindergarten through 12th grade.

(e) Supervise and inspect the work performed pursuant to a contract to which the provisions of NRS 393.110 apply.

2. Any board of trustees which proposes to change the location of a school, close a school or change the use of a school building as provided in subsection 1 shall give 30 days' written notice to the principal and teachers of the affected school and to the parents of the children attending that school. In addition the board of trustees shall publish a notice of the subject, time and place of the meeting at which the matter will be considered, in a newspaper of general circulation in the county at least 10 days before the meeting.

[416:32:1956]—(NRS A 1977, 1562; 1993, 2410; 1997, 2457)

**WEST PUBLISHING CO.**

Schools ⇌ 66.

WESTLAW Topic No. 345.

C.J.S. Schools and School Districts §§ 255 et seq.

**NEVADA CASES.**

**Order of trustees to close rural high school was abuse of discretion under the circumstances.** Although school trustees had the power under NRS 386.350, 392.300, 393.080 and former NRS 393.150 to order the closure of a rural high school and transport the students to another school, the decision to close the school and bus the students 80 miles per day to a larger school was an abuse of discretion where the only evidence before the board supporting the closure was a 15-year-old study which was not relevant to current circum-

stances and expert testimony indicated busing of the students would have a negative effect on their education. *Bartlett v. Board of Trustees*, 92 Nev. 347, 550 P.2d 416 (1976)

**ATTORNEY GENERAL'S OPINIONS.**

**School district may not contract for purchase of school property unless on cash basis.** School districts are not authorized to contract for the purchase of school property other than on a cash basis. (See NRS 393.080, 393.140 and 393.160.) AGO 47 (4-22-1955)

**NRS 393.085 Decision to close or change use of school: Hearing for reconsideration by board of trustees; judicial review.** Any resident of a school district who is aggrieved by a decision of the board of trustees to close or change the use of a school under NRS 393.080 may, within 30 days after the decision is rendered, make a written request to the board for a hearing for reconsideration of the decision. The board shall schedule the hearing within 30 days after receiving the request and shall publish a notice of the time and place of the hearing in a newspaper of general circulation in the county at least 10 days before the hearing. The decision of the board of trustees after its reconsideration hearing is a final decision subject to judicial review as provided by law.

(Added to NRS by 1977, 1562; A 2003, 2349)

**WEST PUBLISHING CO.**

Schools ⇄ 74.  
WESTLAW Topic No. 345.

C.J.S. Schools and School Districts §§ 376-377, 391, 396-398.

**NRS 393.090 Dormitories and dining halls for students at high school.** The board of trustees of a school district shall have the power to provide for the rental, purchase or erection of suitable dormitories and dining halls for high school students, and to provide for the support, maintenance and management of the same. The board of trustees shall not furnish board, lodging, support and maintenance of pupils at any other place when dormitories and dining halls are regularly established. Dormitories and dining halls shall be considered part of the regular school equipment and organization where so provided.

[417:32:1956]

**ATTORNEY GENERAL'S OPINIONS.**

**Trustees may charge fair and reasonable sums for room and board; deficits arising from operation of dormitories must be paid from school district funds.** Without question, a board of trustees may charge for board and room only such sums as are fair and reasonable for such service, as the only possible purpose of providing dormitories is to save a parent and pupils from exorbitant charges for good food and comfortable

rooms, and to provide such service at reasonable prices. Sec. 184, ch. 133, Stats. 1911, repealed by Stats. 1947, p. 91 (cf. NRS 393.090), provides that dormitories shall be considered part of regular high school equipment and organization, and any deficit arising from the operation thereof must be paid from school district funds the same as for maintenance and operation of any other part of high school equipment. AGO 118 (2-26-1924)

**NRS 393.092 Oversight panel for school facilities: Establishment in counties whose population is 100,000 or more; membership; terms of members.**

1. The board of trustees of a school district in a county whose population is 100,000 or more shall establish an oversight panel for school facilities, consisting of 11 members selected as follows: