

Item # 4-2

**City of Carson City
Agenda Report**

Date Submitted: 2/12/08

Agenda Date Requested: 2/21/08

Time Requested: Consent

To: Mayor and Supervisors

From: Carson City District Attorney

Subject Title: Action to adopt Resolution # _____ a resolution of the Board of Supervisors of Carson City Amending Resolution No. 2006-R-18 which designates who may prepare, sign and serve citations and other matters properly related thereto.

Staff Summary: On April 7, 2005, the Carson City Board of Supervisors adopted Resolution # 2005-R-14 which authorizes certain city employees to prepare, sign and serve citations for violations of city ordinances pursuant to NRS 171.17751. On May 4, 2006, the resolution was amended to include the employees of the Environmental Control Authority, the Public Works Director and his/her designee(s), the Utilities Director and his/her designee(s), the Planning and Community Development Director and his/her designee(s) and the City Engineer and his/her designee(s) and the nuisance enforcement officers to have the authority to prepare, sign and serve citations in accordance with the municipal code. On February 21, 2008, the Board of Supervisors will be asked to amend the resolution again to include the District Attorney's Investigators as individuals who have the authority to enforce the nuisance ordinance.

Type of Action Requested: (check one)
(X) Resolution () Ordinance
() Formal Action/Motion () Other (Specify)

Does This Action Require A Business Impact Statement: () Yes (X) No

Recommended Board Action: I move to adopt Resolution # _____ a resolution of the Board of Supervisors of Carson City Amending Resolution No. 2006-R-18 which designates who may prepare, sign and serve citations and other matters properly related thereto.

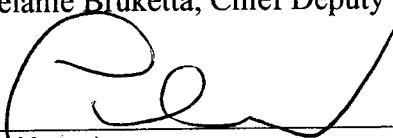
Explanation for Recommended Board Action: On April 7, 2005, the Carson City Board of Supervisors adopted Resolution # 2005-R-14 which authorizes certain city employees to prepare, sign and serve citations for violations of city ordinances pursuant to NRS 171.17751. On May 4, 2006, the resolution was amended to include the employees of the Environmental Control Authority, the Public Works Director and his/her designee(s), the Utilities Director and his/her designee(s), the Planning and Community Development Director and his/her designee(s) and the City Engineer and his/her designee(s) and the nuisance enforcement officers to have the authority to prepare, sign and serve citations in accordance with the municipal code. On February 21, 2008, the Board of Supervisors will be asked to amend the resolution again to include the District Attorney's Investigators as individuals who have the authority to enforce the nuisance ordinance.

Applicable Statute, Code, Policy, Rule or Regulation: NRS 171.17751

Supporting Material: Resolution

Prepared By: Melanie Bruketta, Chief Deputy District Attorney

Reviewed By:


(City Manager)

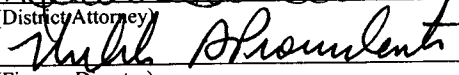
Date:

2/12/08


(District Attorney)

Date:

2-12-08


(Finance Director)

Date:

2-12-08

Board Action Taken:

Motion: _____

1) _____

Aye/Nay

2) _____

(Vote Recorded By)

RESOLUTION NO. _____

A RESOLUTION OF THE BOARD OF SUPERVISORS OF CARSON CITY AMENDING RESOLUTION NO. 2006-R-18 WHICH DESIGNATES WHO MAY PREPARE, SIGN AND SERVE CITATIONS AND OTHER MATTERS PROPERLY RELATED THERETO.

WHEREAS, the Carson City Board of Supervisors has adopted ordinances for the public health, safety and welfare of the citizens of Carson City; and

WHEREAS, Nevada Revised Statute (NRS) 171.17751 provides that the Carson City Board of Supervisors may designate certain employees to prepare, sign and serve written citations on persons accused of violating an ordinance of the Carson City Municipal Code;

NOW THEREFORE THE BOARD OF SUPERVISORS OF CARSON CITY DOES HEREBY RESOLVE AS FOLLOWS:

1. That the following persons are designated to prepare, sign and serve written citations on persons accused of violating an ordinance adopted by the Carson City Board of Supervisors:
 - a. The Carson City Fire Chief and any employees designated by him.
 - b. Inspectors of solid waste management.
 - c. Building, housing and licensing inspectors.
 - d. Zoning enforcement officers.
 - e. Parking enforcement officers.
 - f. Animal control officers.
 - g. Traffic engineers.
 - h. Marshall and Park Rangers of units of specialized law enforcement established pursuant to NRS 280.125.
 - I. Environmental Control Authority.
 - j. Public Works Director and his/her designee(s).
 - k. Nuisance enforcement officers including the District Attorney's investigators.

- l. Utilities Director and his/her designee(s).
 - m. Planning and Community Development Department Director and his/her designee(s).
 - n. City Engineer and his/her designee(s).
2. An employee(s) designated pursuant to this resolution:
- a. May exercise the authority to prepare, sign and serve citations only within the field of enforcement in which he/she works.
 - b. May prepare, sign and serve a citation only to enforce an ordinance of Carson City; and
 - c. Shall comply with the provisions of NRS 171.1773.

ADOPTED this _____ day of _____, 2008.

AYES: Supervisors _____

NAYS: Supervisors _____

ABSENT: Supervisors _____

ATTEST:

ALAN GLOVER, Clerk/Recorder

MARV TEIXEIRA, Mayor