

**City of Carson City
Agenda Report**

Date Submitted: December 23, 2008

Agenda Date Requested: January 5, 2009

Time Requested: 20 Minutes

To: Mayor and Supervisors

From: Larry Werner, City Manager

Subject Title: Action to appoint members of the Board of Supervisors to various Boards, Committees and Commissions.

Staff Summary: Board members serve on various Boards, Committees and Commissions. Each January appointments are made for the upcoming calendar year.

Type of Action Requested: (check one)

☐ Resolution

☐ Ordinance

☒ Formal Action/Motion

☐ Other (Specify)

Does this action require a Business Impact Statement: () Yes (X) No

Recommended Board Action: Board discretion.

Explanation for Recommended Board Action:

Applicable Statue, Code, Policy, Rule or Regulation:

Fiscal Impact: None

Explanation of Impact: N/A

Funding Source: N/A

Alternatives: N/A

Supporting Material: List of 2008 Board, Committee and Commission appointments.

Prepared By: Janet Busse, Office Supervisor

Reviewed By: _____

(City Manager)

(District Attorney)

(Finance Director)

Date: 12/23/07

Date: 12/23/08

Date: 12/23/08

Board Action Taken:

Motion: _____

1) _____

2) _____

Aye/Nay

(Vote Recorded By)

MEMORANDUM

TO: Mayor and Board of Supervisors

FROM: Lawrence A. Werner, P.E., P.L.S.
City Manager

DATE: December 24, 2008

SUBJECT: Boards, Committees and Commissions

Attached is an overview of the Boards, Committees and Commissions (BCC) that we are aware of. The purpose of the material is to indicate the name of the BCC, the total number of members that are appointed by the City's appointing authority, whether or not a City staff member or Board member is required (or allowed), the appointing authority and the corresponding law, statute, code or resolution establishing the committee.

This is not intended to be a listing of the appointments that need to be made by the Board this January. The actual appointments that will need to be made are contained in other documents. This is for your review and comments.

	Number of Appointments	Board or Staff Member	Appointing Authority	Law	Code	Resolution/Other
	5	No City elected official allowed	BOS	NRS 244A.7645	CCMC 4.05.030	
	5	No City official required	BOS	NRS 501.275		
	5	No City official required - only 2 allowed	Nominated by Mayor	NRS 361.340		
Committee	3	Chief Building Official and Finance Director	BOS	NRS 354.59893	CCMC 2.42.030	
	7	One City Official	BOS	Statutes of Nevada 1989; Chapter 844		
	5	2 Board Members	BOS		CCMC 2.14.030	
e)	5	No City official required	BOS		CCMC 15.05	
	5	One Board Member	BOS	NRS 244A.599		
	7	No City official required	BOS	CCMC 2.41	CCMC 2.41.040	
	5	No City official required	BOS	NRS 379.020		
	See RTC	RTC Members	BOS			
	1	Finance Director ex-officio	City Manager			by Lease Terms
	7	No City official required	BOS			2000 R-20
	2	No City official required	BOS	Statutes of Nevada 1989; Chapter 621		
	Up to 11	No City official required	BOS	Statutes of Nevada 1969; Chapter 213		
	7	No City official required	BOS		CCMC 18.06.020	
	1	One Board Member	Governor	NRS 321.740		
	1	One Board Member	BOS			NACO By-Laws
	1	One Board Member	BOS	Statutes of Nevada 1993; Chapter 566		
	1	No City official required	BOS	NRS 548.280		
	7	No City official required	BOS		CCMC 13.06.020	
	9	One Board Member	BOS	NRS 244.3076	CCMC 2.16.010	
	1					
	9	Redevelopment Authority Chairman	By nature of position			2003-R-2
ee	7	No City official allowed	Mayor with approval of BOS	NRS 278.040	CCMC 18.02.010	
	5	2 Board Members	BOS	NRS 373.040	CCMC 11.20.030	
	7	No City official required	BOS		CCMC 2.18.020	
	1	One Board Member	BOS	Bi-State Compact		
strict	1	City Manager or Mayor or designee	BOS			Interlocal Agreement

DERS MRS

BOARDS, COMMITTEES AND COMMISSIONS
APPOINTMENTS HELD BY CARSON CITY BOARD OF SUPERVISORS

Meeting of January 3, 2008

Marv Teixeira	Nevada Commission for the Reconstruction of the V&T Railway Carson City Convention & Visitors Bureau
Robin Williamson	NACo Board of Directors Western Nevada Development District (WNDD) Western Nevada Home Consortium Redevelopment Authority Chairperson Redevelopment Authority Citizens Committee Chairperson Western Nevada Resource Conservation District Carson Water Subconservancy District
Shelly Aldean	Western Nevada Development District (WNDD) Regional Transportation Commission Carson Area Metropolitan Planning Organization Tahoe Regional Planning Agency (TRPA)
Pete Livermore	Parks and Recreation Commission State Land Use Planning Committee (Governor's Appt.) Carson Water Subconservancy District NACo Board of Directors Audit Committee Cultural Commission
Richard Staub	Mayor Pro-Tem Regional Transportation Commission Carson Area Metropolitan Planning Organization Senior Citizens Center Advisory Council Community Council on Youth Debt Management Commission Carson City Airport Authority Audit Committee

NRS 244A.7645 Establishment of advisory committee to develop plan to enhance or improve telephone system; creation of special revenue fund; use of money in fund.

1. If a surcharge is imposed pursuant to NRS 244A.7643 in a county whose population is 100,000 or more but less than 400,000, the board of county commissioners of that county shall establish by ordinance an advisory committee to develop a plan to enhance the telephone system for reporting an emergency in that county and to oversee any money allocated for that purpose. The advisory committee must consist of not less than five members who:

- (a) Are residents of the county;
- (b) Possess knowledge concerning telephone systems for reporting emergencies; and
- (c) Are not elected public officers.

2. If a surcharge is imposed pursuant to NRS 244A.7643 in a county whose population is less than 100,000, the board of county commissioners of that county shall establish by ordinance an advisory committee to develop a plan to enhance or improve the telephone system for reporting an emergency in that county and to oversee any money allocated for that purpose. The advisory committee must:

- (a) Consist of not less than five members who:

- (1) Are residents of the county;
 - (2) Possess knowledge concerning telephone systems for reporting emergencies; and
 - (3) Are not elected public officers; and

- (b) Include a representative of an incumbent local exchange carrier which provides service to persons in that county. As used in this paragraph, "incumbent local exchange carrier" has the meaning ascribed to it in 47 U.S.C. § 251(h)(1), as that section existed on October 1, 1999, and includes a local exchange carrier that is treated as an incumbent local exchange carrier pursuant to that section.

3. If a surcharge is imposed in a county pursuant to NRS 244A.7643, the board of county commissioners of that county shall create a special revenue fund of the county for the deposit of the money collected pursuant to NRS 244A.7643. The money in the fund must be used only:

- (a) To enhance the telephone system for reporting an emergency so that the number and address from which a call received by the system is made may be determined, including only:

- (1) Paying recurring and nonrecurring charges for telecommunication services necessary for the operation of the enhanced telephone system;

- (2) Paying costs for personnel and training associated with the routine maintenance and updating of the database for the system;

- (3) Purchasing, leasing or renting the equipment and software necessary to operate the enhanced telephone system; and

- (4) Paying costs associated with any maintenance, upgrade and replacement of equipment and software necessary for the operation of the enhanced telephone system.

- (b) In a county whose population is less than 100,000, to improve the telephone system for reporting an emergency in the county.

4. If the balance in the fund created pursuant to subsection 3 which has not been committed for expenditure exceeds \$500,000 at the end of any fiscal year, the board of county commissioners shall reduce the amount of the surcharge imposed during the next fiscal year by the amount necessary to ensure that the unencumbered balance in the fund at the end of the next fiscal year does not exceed \$500,000.

(Added to NRS by 1995, 1056; A 1999, 1686; 2001, 621, 2125; 2007, 561)

4.05.030 Establishment of an advisory committee to develop a plan to enhance or improve telephone system for reporting emergency.

1. The board hereby creates a five member advisory committee called the "9-1-1 surcharge advisory committee" to develop a 5-year master plan for the enhancement or improvement of the telephone system for reporting an emergency in Carson City and to oversee any money allocated for that purpose. The master plan must include an estimate of the cost of the enhancement or improvement of the telephone system and all proposed sources of money for funding the enhancement or improvement.

a. Members will serve without compensation.

b. A member appointed to the committee must:

(1) Be a resident of Carson City.

(2) Possess knowledge concerning telephone systems for reporting emergencies; and

(3) Not be an elected public officer.

c. As Carson City has a population of less than 100,000, at least one member of the committee must be a representative of an incumbent local exchange carrier which provides service to persons in Carson City.

2. Members will be selected at large by the board at its discretion.

3. The board must appoint members for a term of two years, except for the initial terms. In order to stagger the terms, the board must set the initial appointed members' terms to provide for terms of three of the appointed members to end on December 31, 2009, and for the terms of two of the appointed members terms to end on December 31, 2008. A member may be reappointed to subsequent terms of two years. Any vacancy occurring during a member's term will be filled by the board. A person appointed to fill a vacancy occurring during a term must serve out the unexpired term of the member replaced. (Ord. 2008-21 § 5, 2008).

COUNTY ADVISORY BOARD TO MANAGE WILDLIFE**NRS 501.260 Creation; number of members; officers.**

1. There is hereby created a county advisory board to manage wildlife in each of the several counties.
2. In a county whose population:
 - (a) Is less than 400,000, each board consists of three or five members, at the discretion of the board of county commissioners.
 - (b) Is 400,000 or more, each board consists of five or seven members, at the discretion of the board of county commissioners.
3. A chairman and vice chairman must be selected by each board.
[Part 13:101:1947; A 1949, 292; R 1953, 676; added 1953, 676]—(NRS A 1969, 1554; 1977, 1230; 1985, 1350; 1989, 2192; 2005, 457)

NRS 501.265 Appointment of members; vacancies.

1. The board of county commissioners shall appoint qualified persons to the board who are residents of the county and are:
 - (a) Sportsmen; or
 - (b) Engaged in ranching or farming in the county.
2. Within 60 days after a vacancy occurs, the board of county commissioners shall appoint a member to the board upon the recommendation of the organized sportsmen and residents of the county.
3. Within 90 days after a vacancy occurs, the board of county commissioners shall report to the Commission the name and address of each member appointed.
[Part 13:101:1947; A 1949, 292; R 1953, 676; added 1953, 676]—(NRS A 1961, 473; 1969, 1554; 1971, 856; 1977, 1231; 1985, 1350; 1989, 2192)

NRS 501.270 Qualifications of members. The members of the board must be citizens of Nevada and bona fide residents of the county from which appointed.

[Part 13:101:1947; A 1949, 292; R 1953, 676; added 1953, 676]—(NRS A 1969, 1555; 1985, 1351)

NRS 501.275 Appointment and terms of members.

1. The boards of county commissioners shall appoint members to the boards of their respective counties.
2. Each member appointed shall serve a term of 3 years.
[Part 13:101:1947; A 1949, 292; R 1953, 676; added 1953, 676]—(NRS A 1961, 474; 1969, 1555; 1977, 1231; 1985, 1351)

NRS 361.340 County boards of equalization: Membership; additional panels; clerk; compensation; compliance with regulations; meetings; procedural requirements; attendance of district attorney and assessor.

1. Except as otherwise provided in subsection 2, the board of equalization of each county consists of:
 - (a) Five members, only two of whom may be elected public officers, in counties having a population of 15,000 or more; and
 - (b) Three members, only one of whom may be an elected public officer, in counties having a population of less than 15,000.
 2. The board of county commissioners may by resolution provide for an additional panel of like composition to be added to the board of equalization to serve for a designated fiscal year. The board of county commissioners may also appoint alternate members to either panel.
 3. A district attorney, county treasurer or county assessor or any of their deputies or employees may not be appointed to the county board of equalization.
 4. The chairman of the board of county commissioners shall nominate persons to serve on the county board of equalization who are sufficiently experienced in business generally to be able to bring knowledge and sound judgment to the deliberations of the board or who are elected public officers. The nominees must be appointed upon a majority vote of the board of county commissioners. The chairman of the board of county commissioners shall designate one of the appointees to serve as chairman of the county board of equalization.
 5. Except as otherwise provided in this subsection, the term of each member is 4 years and any vacancy must be filled by appointment for the unexpired term. The term of any elected public officer expires upon the expiration of the term of his elected office.
 6. The county clerk or his designated deputy is the clerk of each panel of the county board of equalization.
 7. Any member of the county board of equalization may be removed by the board of county commissioners if, in its opinion, the member is guilty of malfeasance in office or neglect of duty.
 8. The members of the county board of equalization are entitled to receive per diem allowance and travel expenses as provided for state officers and employees. The board of county commissioners of any county may by resolution provide for compensation to members of the board of equalization in its county who are not elected public officers as it deems adequate for time actually spent on the work of the board of equalization. In no event may the rate of compensation established by a board of county commissioners exceed \$125 per day.
 9. A majority of the members of the county board of equalization constitutes a quorum, and a majority of the board determines the action of the board.
 10. A county board of equalization shall comply with any applicable regulation adopted by the Nevada Tax Commission.
 11. The county board of equalization of each county shall hold such number of meetings as may be necessary to care for the business of equalization presented to it. Every appeal to the county board of equalization must be filed not later than January 15. Each county board shall cause to be published, in a newspaper of general circulation published in that county, a schedule of dates, times and places of the board meetings at least 5 days before the first meeting. The county board of equalization shall conclude the business of equalization on or before the last day of February of each year except as to matters remanded by the State Board of Equalization. The State Board of Equalization may establish procedures for the county boards, including setting the period for hearing appeals and for setting aside time to allow the county board to review and make final determinations. The district attorney or his deputy shall be present at all meetings of the county board of equalization to explain the law and the board's authority.
 12. The county assessor or his deputy shall attend all meetings of each panel of the county board of equalization.
- [Part 18:344:1953; A 1954, 29] + [21:344:1953]—(NRS A 1957, 85; 1959, 265; 1965, 1248; 1969, 333; 1975, 1663; 1977, 1049; 1979, 1, 538; 1981, 795, 1951, 1952; 1983, 5, 1613, 1901; 1989, 1920; 1991, 2107; 1993, 92; 1997, 1575; 2001, 1984; 2003, 2763; 2005, 490, 549)

Section 112 Board of Appeals.

112.1 General. In order to hear and decide appeals of orders, decisions or determinations made by the building official relative to the application and interpretation of this code, there shall be and is hereby created a board of appeals. The board of appeals shall be appointed by the governing body and shall hold office at its pleasure. The board shall adopt rules of procedure for conducting its business. The board consists of five (5) members who are appointed by the board of supervisors as follows:

- a. One (1) architect registered by the state of Nevada;
- b. One (1) general building contractor licensed by the state of Nevada;
- c. One (1) mechanical engineer licensed by the state of Nevada;
- d. One (1) structural/civil engineer licensed by the state of Nevada; and
- e. One (1) electrical engineer licensed by the state of Nevada.

112.2 Limitations on Authority. An application for appeal shall be based on a claim that the true intent of this code or the rules legally adopted there under have been incorrectly interpreted, the provisions of this code do not fully apply or an equally good or better form of construction is proposed. The board shall have no authority to waive requirements of this code.

112.3 Qualifications. The board of appeals shall consist of members who are qualified by experience and training to pass on matters pertaining to building construction and are not employees of the jurisdiction.

112.4 Terms. The terms of the members of the Board of Appeals shall be:

- a. For the member appointed as an architect registered by the state of Nevada, a term of 2 years. The initial term for this member shall begin January 1, 2008 and end January 1, 2010.
- b. For the member appointed as a general building contractor licensed by the state of Nevada, a term of 2 years. The initial term for this member shall begin January 1, 2008 and end January 1, 2010.
- c. Except as otherwise provided in this paragraph, for the member appointed as a mechanical engineer licensed by the state of Nevada, a term of 2 years. The initial term for this member shall begin January 1, 2008 and end January 1, 2011.
- d. Except as otherwise provided in this paragraph, for the member appointed as a structural/civil engineer licensed by the state of Nevada, a term of 2 years. The initial term for this member shall be a term of 3 years and shall begin January 1, 2008 and end January 1, 2011.
- e. Except as otherwise provided in this paragraph, for the member appointed as a electrical engineer licensed by the state of Nevada, a term of 2 years. The initial term for this member shall be a term of 3 years and shall begin January 1, 2008 and end January 1, 2011

NRS 354.59893 Advisory committee to review enterprise fund for issuance of building permits, barricade permits and encroachment permits: Establishment; appointment and terms of members; officers; duties and powers.

1. Each local government that creates an enterprise fund pursuant to NRS 354.59891 shall establish an advisory committee to review the operations of, and make recommendations relating to, the enterprise fund.

2. The governing body of the local government or its designee shall appoint at least five members to the committee which:

(a) Must include:

- (1) A representative of the residential construction industry;
- (2) A representative of the commercial development industry; and
- (3) A representative of the construction industry; and

(b) May include:

- (1) A public officer or employee of the local government who manages the fiscal affairs of the local government; and
- (2) A public officer or employee of the local government who oversees directly the operation of the enterprise fund.

3. Each member of the committee must be appointed for a term of at least 2 years but not to exceed 4 years. The governing body or its designee may renew the term of any member of the committee.

4. The members of the committee shall select a chairman from among their membership.

5. The committee may issue opinions and recommendations to the governing body of the local government concerning, without limitation:

(a) The adequacy of the fees that the local government charges for barricade permits, encroachment permits and building permits;

(b) The financial objectives and annual budget of the program for the issuance of barricade permits, encroachment permits and building permits; and

(c) Any other relevant issue related to the operation of the enterprise fund.

6. As used in this section:

(a) "Barricade permit" has the meaning ascribed to it in paragraph (a) of subsection 1 of NRS 354.59891.

(b) "Building permit" has the meaning ascribed to it in paragraph (b) of subsection 1 of NRS 354.59891.

(c) "Encroachment permit" has the meaning ascribed to it in paragraph (g) of subsection 1 of NRS 354.59891.

(Added to NRS by 2005, 575)

2.42.030 Organization.

1. This committee shall consist of five members who shall be appointed by the board.
 2. The committee shall be composed of:
 - a. 1 member who shall be a representative of the residential construction industry;
 - b. 1 member who shall be a representative of the commercial development industry;
 - c. 1 member who shall be a representative of the construction industry;
 - d. The Carson City finance director; and
 - e. The Carson City chief building official.
- (Ord. 2008-5 § 4, 2008)

2.42.040 Membership requirements.

The 3 representative members of the Carson City building permit fund advisory committee shall be qualified electors of Carson City. Applicants who are members of the Builders Association of Western Nevada and/or the Carson city chamber of commerce shall be given preference provided all other qualifications are equal. (Ord. 2008-5 § 5, 2008)

2.42.050 Term of office.

1. All terms will be for 4 years except that the Carson City staff member positions shall be for as long as they hold said positions.
2. Members whose terms have expired shall continue to serve until their successors have been appointed.
3. Terms of office shall commence and end on January 1st. (Ord. 2008-5 § 6, 2008)

[Rev. 10/6/2007 1:24:18 PM]

AIRPORT AUTHORITY ACT FOR CARSON CITY

CHAPTER 844, STATUTES OF NEVADA 1989

AN ACT relating to airports; creating the Airport Authority of Carson City; making legislative findings; defining certain words and terms; providing for the appointment, number, terms, compensation, duties and powers of a board of trustees; specifying the powers of the authority, including the power, subject to the approval of the board of supervisors, to set the rate for a tax ad valorem, borrow money and issue securities to evidence such borrowing; requiring the transfer of airport properties, functions and outstanding obligations of Carson City to the Authority; and providing other matters properly relating thereto.

[Approved: July 5, 1989]

(Leadlines for sections have been supplied by the Legislative Counsel of the State of Nevada)

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Section 1. Definitions. As used in this act, unless the context otherwise requires:

1. "Airport" means any airport or heliport and related facilities and equipment.
2. "Authority" means the Airport Authority of Carson City.
3. "Board" means the Board of Trustees of the Authority.
4. "Board of Supervisors" means the Board of Supervisors of Carson City.

(Ch. 844, Stats. 1989 p. 2025)

Sec. 2. Authority: Creation; exemption from taxation.

1. The Airport Authority of Carson City is hereby created.
2. The property and revenues of the Authority, any interest therein, and any possessory interest in or right to use that property which the Authority may grant, are exempt from all state and local taxation.

(Ch. 844, Stats. 1989 p. 2025; A—Ch. 439, Stats. 1995 p. 1144)

Sec. 3. Legislative findings. The Legislature finds that:

1. The Airport Authority of Carson City is a body corporate and politic, the geographical boundaries of which are the boundaries of Carson City.

2. The provisions of this act must be broadly construed to accomplish its purposes.
- (Ch. 844, Stats. 1989 p. 2025)

Sec. 4. Board: Number, appointment, qualifications and terms of members.

1. The Authority is governed by the Board, which is composed of seven members appointed by the Board of Supervisors.
 2. The Board of Supervisors shall appoint:
 - (a) Three members who represent the general public, but not including any person described in paragraph (b) or (c). At least one of these members must be a city official selected by the Board of Supervisors and one must be a pilot who, at the time of his appointment, owns and operates an aircraft based at the airport.
 - (b) Two members who are manufacturers in the Carson City industrial airport, but not including any person described in paragraph (c).
 - (c) Two members who are fixed base operators at the airport.
 3. After the initial terms, the term of office of each member of the Board is 4 years. The city official who is appointed as a member of the Board is eligible for reappointment to the Board upon the expiration of his term. Each other member of the Board is eligible for reappointment to the Board 4 years after the expiration of his prior term.
- (Ch. 844, Stats. 1989 p. 2025; A—Ch. 439, Stats. 1995 p. 1144)

2.14.030 Composition of the Carson City audit committee.

1. The Carson City audit committee will be independent and objective in its collective mindset individually and as a group. The committee will reflect the following attributes:
 - a. Excellent communication skills with each other and with others;
 - b. A willingness to fully participate in complex and sensitive matters that require resolution;
 - c. Public accounting, governmental accounting and auditing experience.
2. The Carson City audit committee shall be comprised of 5 members; 2 members from the board of supervisors, 2 members from the public at-large and the city's director of finance.
 - a. 2 members of the Carson City audit committee will be selected from the board of supervisors. The board members shall be selected each January when the board of supervisors addresses board and commission assignments; these 2 positions will have staggered 2 year terms.
 - b. The 2 members at-large of the Carson City audit committee will be interviewed and selected by the board of supervisors. These members must be from the private sector with no less than 5 years of experience in financial services, public accounting, and/or governmental auditing, and current knowledge of public laws and regulations governing an audit committee. The terms shall be for staggered 2 years; expiring on each alternate year.
 - c. The members at-large shall not accept any consulting, advisory, or other compensatory fees from the city and may not be an affiliated person with the city or any subsidiary thereof.
3. Should a vacancy occur in any position on the Carson City audit committee, the board of supervisors must follow the procedure set forth above to select a new member for the committee. The selection must occur within one month of the vacancy occurring.
4. When deemed necessary, the Carson City audit committee may request that the city manager and other management employees attend a Carson City audit committee meeting in an advisory capacity. This individual may be requested to provide necessary information relative to internal controls, data, and analysis related to the specific objectives of the Carson City audit committee. (Ord. 2008-10 § 5, 2008)

NRS 244A.599 County fair and recreation boards: Creation; number, appointment and terms of members in county whose population is less than 100,000.

1. Whenever the board of county commissioners of any county or the Board of Supervisors of Carson City desires the powers granted in NRS 244A.597 to 244A.655, inclusive, to be exercised, it shall, by resolution, determine that the interest of the county and the public interest, necessity or desirability require the exercise of those powers and the creation of a county fair and recreation board therefor, pursuant to the provisions of NRS 244A.597 to 244A.655, inclusive. After approval of the resolution, the county or city clerk shall:

(a) Cause a copy of the resolution to be published promptly once in a newspaper published in and of general circulation in the county or city; and

(b) In the case of a county, cause a certified copy of the resolution to be mailed by registered or certified mail to the mayor or other chief executive officer of each incorporated city within the county.

2. In counties whose population is 100,000 or more, the county fair and recreation board must be selected as provided in NRS 244A.601 or 244A.603.

3. In counties whose population is less than 100,000, and in which there are more than two incorporated cities, each incorporated city, except an incorporated city which is the county seat, must be represented by one member and any incorporated city which is the county seat must be represented by four members. Within 30 days after the day of publication of the resolution or the day on which the last of the copies of the resolution was mailed, whichever day is later, the mayor or other chief executive officer shall, with the approval of the legislative body of the city, appoint a member or members of the city council or board of trustees to serve on the board for the remainder of his or their terms of office. The clerk or secretary of the city shall promptly certify the appointment by registered or certified mail to the county clerk.

4. In counties whose population is less than 100,000, and in which there are only two incorporated cities, each incorporated city must be represented by one member who must be appointed and certified as provided in subsection 3, and the board of county commissioners shall appoint four representatives as follows:

(a) Two members to represent the hotel or motel operators in the county.

(b) One member to represent the other commercial interests in the county.

(c) One member to represent the county at large.

5. In counties whose population is less than 100,000, and in which there are fewer than two incorporated cities, any incorporated city which is the county seat must be represented by one member, who must be appointed and certified as provided in subsection 3, and the board of county commissioners shall appoint three representatives as follows:

(a) One member to represent the motel operators in the county.

(b) One member to represent the hotel operators in the county.

(c) One member to represent the other commercial interests in the county.

6. In all counties whose population is less than 100,000, one member of the board of county commissioners must be appointed by the county commissioners to serve on the board for the remainder of his term of office.

7. In all counties whose population is less than 100,000, and in which there is no incorporated city, the board of county commissioners shall appoint one member to represent the county at large.

8. In Carson City the Board of Supervisors shall appoint five representatives to the fair and recreation board established as provided in subsection 1 as follows:

(a) Two members to represent the hotel and motel operators in the city.

(b) One member to represent the other commercial interests in the city.

(c) One member who is a member of the Board of Supervisors.

(d) One member to represent the city at large.

9. Members who are not elected officials shall serve for 2-year terms.

10. The terms of all elected officials are coterminous with their terms of office. Any such member may succeed himself. [2:383:1955]—(NRS A 1961, 300, 453; 1963, 100, 791; 1965, 10; 1967, 1377; 1969, 95, 322, 1535; 1971, 337; 1977, 819; 1979, 515; 1991, 60; 2001, 484; 2003, 2263)

2.41.040 Membership and terms of office of the Carson City cultural commission.

1. The Carson City cultural commission shall consist of seven members appointed by the board of supervisors.
2. Except as otherwise provided in this subsection, members shall be appointed for a term of 3 years which commence and end on January 1st and may serve for unlimited consecutive terms. For the initial terms of the members of the commission, 2 members shall be appointed to serve a term beginning on the date of appointment and ending on January 1, 2009; 3 members shall be appointed to serve a term beginning on the date of appointment and ending on January 1, 2010 and 2 members shall be appointed to serve a term beginning on the date of appointment and ending on January 1, 2011.
3. A member shall continue in office for the term for which that member was appointed or until a successor is appointed.
4. If a member has three unexcused absences from regularly scheduled meetings of the Carson City cultural commission in a single calendar year, the office of the member shall be declared vacant. Carson City staff assigned to assist the commission shall advise the Carson City board of supervisors of any member with 3 absences from regular meetings. Attendance at meetings called outside the regular schedule, are not subject to absence quotas.
5. The board of supervisors may remove any member of the commission for cause.
6. Vacancies, whether scheduled or unscheduled, shall be filled, by appointment by the board of supervisors. (Ord. 2008-4 § 5, 2008).

2.41.050 Requirements for membership on the Carson City cultural commission.

Members of the commission must meet the following qualification criteria:

1. Be residents of Carson City;
2. Have a broad and informed perspective of the arts along with a demonstrated knowledge and responsiveness to the existing arts community and community at large;
3. Represent a cross section of the city's age, multi-cultural, socio-economic, professional, artistic and volunteer diversity;
4. Have an appreciation for Carson City's rich cultural tradition. (Ord. 2008-4 § 6, 2008).

NRS 379.020 Trustees of county library: Appointment; terms; vacancies; compensation; expenses; removal.

1. The board of county commissioners shall appoint five competent persons who are residents of the county to serve as county library trustees. Three trustees shall hold office for the terms of 1, 2 and 3 years respectively, and two trustees shall hold office for terms of 4 years. Annually thereafter, the board of county commissioners shall appoint one trustee who shall hold office for a term of 4 years, except that in those years in which the terms of two trustees expire, the board of county commissioners shall appoint two trustees for terms of 4 years. County library trustees shall hold office until their successors are appointed and qualified.

2. No trustee may be appointed to hold office for more than two consecutive 4-year terms.

3. All vacancies which may occur at any time in the office of county library trustee must be filled by appointment by the board of county commissioners.

4. County library trustees serve without compensation, except that the board of county commissioners may provide for compensation in an amount of not more than \$40 per meeting, with a total of not more than \$80 per month, and may provide travel expenses and subsistence allowance for the members in the same amounts as are allowed for employees of the county library.

5. The board of county commissioners may remove any trustee who fails, without cause, to attend three successive meetings of the trustees.

[2:187:1925; A 1956, 214]—(NRS A 1959, 329; 1967, 1060; 1971, 133; 1981, 997; 1989, 612

RESOLUTION NO. 2000-R-20

A RESOLUTION MODIFYING THE CARSON RIVER ADVISORY COMMITTEE MEMBERSHIP REQUIREMENTS AND NEW STAGGERED TERMS

WHEREAS, Resolution 1993-R-52 formally established the Carson River Advisory Committee, which Committee has conducted business since August 22, 1994; and

WHEREAS, the Carson River Advisory Committee recommends changes in the membership of the Committee to improve the Committee; and

WHEREAS, the Board desires to set forth guidelines regarding membership of the Committee, purpose of the Committee, length of term of the members of the Committee, frequency of meetings, and other related matters.

NOW, THEREFORE, the Carson City Board of Supervisors hereby resolves as follows:

1. The Carson River Advisory Committee is hereby reestablished to consist of seven (7) members appointed by the Board of Supervisors.
2. The Carson River Advisory Committee shall be composed of:
 - a. Three (3) owners of property within the Carson River Corridor;
 - One (1) owner of 20+ acres; however, if a property owner of 20+ acres does not come forward and a resident of, or within a reasonable proximity to, the Carson River Corridor applies for appointment to the Carson River Advisory Committee, the Board of Supervisors may consider their application on a case-by-case basis.
 - Two (2) owners of less than 20 acres; however, if a property owner does not come forward and a resident of, or within a reasonable proximity to, the Carson River Corridor applies for appointment to the Carson River Advisory Committee, the Board of Supervisors may consider their application on a case-by-case basis.
 - b. One (1) citizen at large who is a resident of Carson City;
 - c. One (1) person representing wildlife issues who is a resident of Carson City;
 - d. One (1) person representing environmental/planning issues who is a resident of Carson City; and
 - e. One (1) person representing recreation issues who is a resident of Carson City.
3. The purpose of the Carson River Advisory Committee shall be to provide the Board of Supervisors with advice on matters concerning the Carson City Master Plan update as it pertains to uses of the Carson River, the coordination and implementation of various enhancement projects along the Carson River, and the promotion of education and public awareness of the vital resources of the Carson River.

4. The members of the Carson River Advisory Committee shall serve staggered terms of three (3) years as each term expires. Any vacancies shall be filled in accordance with the provisions set forth in Resolution No. 1993-R-58. All vacancies shall be filled to complete the unexpired term. It is a requirement that all members be active, registered voters in Carson City. All members shall serve without compensation. In order for the staggered terms to exist, the following terms have been set.

- a. One (1) owner of 20+ acres term expires 7/2000;
- b. One (1) owner of less than 20 acres term expires 7/2003;
- c. One (1) owner of less than 20 acres term expires 1/2001;
- d. One (1) citizen at large term expires 7/2000;
- e. One (1) person representing wildlife issues term expires 7/2001;
- f. One (1) person representing environmental/planning issues term expires 1/2002; and
- g. One (1) person representing recreation issues term expires 7/2002.

ADOPTED this 4th day of May, 2000.

AYES: Supervisors Robin Williamson

Jon Plank

Kay Bennett

Ray Masayko, Mayor

NAYES: Supervisors None

ABSENT: Supervisors Pete Livermore

Ray Masayko
Ray Masayko, Mayor

ATTEST:

Alan Glover
Alan Glover, Clerk-Recorder

CARSON WATER SUBCONSERVANCY DISTRICT ACT

CHAPTER 621, STATUTES OF NEVADA 1989

AN ACT relating to water conservancy districts; revising provisions concerning appropriation of water by local governments and water companies; revising provisions concerning the formation of conservancy and subconservancy districts; including Carson City within the Carson Water Subconservancy District; reorganizing and expanding the powers of the Carson Water Subconservancy District; prohibiting the Carson Water Subconservancy District from acquiring water rights by eminent domain; authorizing cities and counties within the Carson Water Subconservancy District to form special districts and to impose a tax for the support of the special district; and all other matters properly relating thereto.

[Approved: June 30, 1989]

(Leadlines for sections have been supplied by the Legislative Counsel of the State of Nevada)

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Sec. 9. Legislative findings and declaration. The Legislature hereby finds and declares that:

1. Reductions in the supply of available water, fragmented responsibility for the conservation and supply of water, and certain limitations on the authority of existing water conservancy districts are threatening the health, safety and welfare of the people living in the Carson River Basin;

2. This threat can be alleviated through the inclusion of the urban portion of Carson City in the Carson Water Subconservancy District and expanding the authority of the subconservancy district and the local governments in which it is situated;

3. The intent of the Legislature in adopting this act is that the powers conferred by this act will be exercised in a manner that will foster cooperation among the local governments participating in the Carson Water Subconservancy District; and

4. The unique division of water and financial resources among the local governments participating in the Carson Water Subconservancy District prevents making a general law applicable.

(Ch. 621, Stats. 1989 p. 1408)

Sec. 10. Creation and expansion; composition and powers of board of directors; establishment and powers of special districts.

1. The Carson Water Subconservancy District, as expanded to include the urban area of Carson City, is hereby expanded to include that portion of Churchill County within the Carson River hydrologic basin. The assets and liabilities of the existing district become the assets and liabilities of the newly formed district on July 1, 1999.

2. The Carson Water Subconservancy District shall be deemed to have been created pursuant to chapter 541 of NRS, with the same powers and duties, and subject to the same limitations as a water conservancy district created pursuant to that chapter except that the provisions of this act supersede the provisions of chapter 541 of NRS where the provisions of that chapter conflict with the express provisions of this act.

3. The Board of Directors of the Carson Water Subconservancy District consists of 11 members to be appointed as follows:

- (a) Two members who are residents of Carson City appointed by the Board of Supervisors of Carson City;
- (b) Two members who are residents of Lyon County appointed by the Board of County Commissioners of Lyon County;
- (c) Five members who are residents of Douglas County, at least two of whom must represent agricultural interests in the county, appointed by the Board of County Commissioners of Douglas County; and
- (d) Two members who are residents of Churchill County appointed by the Board of County Commissioners of Churchill County.

➤ No action may be taken by the board without the affirmative vote of at least six members.

4. The Board of Directors may levy a tax upon all taxable property within the Carson Water Subconservancy District at a rate of not more than 3 cents on each \$100 of assessed valuation for carrying out the activities of the district. The tax must be collected in the manner provided in chapter 541 of NRS. The limitations in chapter 354 of NRS upon revenue from taxes ad valorem do not apply to revenue received from a tax levied pursuant to this subsection.

5. The Board of Directors may issue general or special obligations to carry out the activities of the district, including, without limitation, the acquisition of water rights and the acquisition, construction or completion of waterworks, facilities, flood control or drainage projects or other projects in accordance with NRS 350.500 to 350.720, inclusive. Any general obligations issued pursuant to this subsection must comply with the provisions of NRS 350.020. The provisions of NRS 541.340 to 541.370, inclusive, do not apply to obligations issued pursuant to this subsection.

6. The Board of Directors may pledge:

- (a) Any money received from the proceeds of the tax imposed pursuant to subsection 4;
- (b) The gross or net revenues derived from water rights, waterworks, facilities, flood control or drainage projects or other projects; and
- (c) The special assessments collected by the district for maintaining and operating waterworks, facilities, flood control or drainage projects and other projects,

➤ for the payment of general or special obligations issued pursuant to subsection 5. For the purposes of subsection 3 of NRS 350.020 and NRS 350.500 to 350.720, inclusive, money pledged by the board pursuant to this subsection shall be deemed to be pledged revenue of the project.

7. The Carson Water Subconservancy District shall not acquire water rights, or other property for the purpose of obtaining the appurtenant water rights, through the exercise of the power of eminent domain.

8. Carson City and each county located in part or in whole within the Carson Water Subconservancy District may establish a special district consisting of all or any portion of the land within the boundaries of the local government. The

governing body of the local government is ex officio the board of directors of the district. Each special district may levy a tax upon all taxable property within its boundaries at a rate of not more than 7 cents on each \$100 of assessed valuation. The tax must be collected in the same manner as other taxes ad valorem collected by the local government. The revenue from the tax must be used to allow the district to plan, construct, maintain and operate waterworks, facilities, flood control or drainage projects or other projects, and to obtain water and water rights for the benefit of the district. The limitations in chapter 354 of NRS upon revenue from taxes ad valorem do not apply to revenue received from a tax levied pursuant to this subsection. A district for which a tax is levied pursuant to this subsection is not entitled to receive any distribution of supplemental city-county relief tax. Districts established pursuant to this subsection may enter into cooperative agreements pursuant to chapter 277 of NRS concerning the management of the waterworks or resources.

9. The Carson Water Subconservancy District may, for the payment of general or special obligations issued pursuant to subsection 5, pledge any money received from the proceeds of a tax imposed by a special district established pursuant to subsection 8 if:

(a) The Carson Water Subconservancy District and the special district established pursuant to subsection 8 have entered into a cooperative agreement pursuant to chapter 277 of NRS; and

(b) The cooperative agreement authorizes the Carson Water Subconservancy District to pledge the money received from the proceeds of that tax.

(Ch. 621, Stats. 1989 p. 1408; A—Ch. 319, Stats. 1997 p. 1200; Ch. 189, Stats. 1999 p. 922)

Sec. 1.080 Charter Committee: Nomination; appointment; terms; qualifications; compensation.

1. The candidates for membership on the Charter Committee must be nominated as follows:
 - (a) Each Supervisor shall nominate at least one candidate; and
 - (b) Each member of the Senate and Assembly delegation representing the residents of the City shall nominate at least one candidate.
2. The Board shall:
 - (a) Determine the appropriate number of members of the Charter Committee from the candidates nominated; and
 - (b) Appoint the members of the Charter Committee.
3. Each member of the Charter Committee must:
 - (a) Be a registered voter in Carson City;
 - (b) Serve a term concurrent to the term of the public officer by whom he was nominated;
 - (c) Reside in Carson City during his term of office; and
 - (d) Serve without compensation.

(Added—Ch. 341, Stats. 1999 p. 1406)

Sec. 1.090 Charter Committee: Officers; meetings; duties. The Charter Committee shall:

1. Elect a Chairman and Vice Chairman from among its members who each serve for a term of 2 years;
2. Meet at least once every 2 years before the beginning of each regular session of the Legislature and when requested by the Board or the Chairman of the Committee;
3. Meet jointly with the Board on a date to be set after the final biennial meeting of the Committee is conducted pursuant to subsection 2 and before the beginning of the next regular session of the Legislature to advise the Board with regard to the recommendations of the Committee concerning necessary amendments to this Charter; and
4. Assist the Board in the timely preparation of such amendments for presentation to the Legislature on behalf of the City.

(Added—Ch. 341, Stats. 1999 p. 1406; A—Ch. 68, Stats. 2003 p. 451)

Sec. 1.100 Charter Committee: Removal; vacancies.

1. A member of the Charter Committee may be removed by the Board for:
 - (a) Missing three consecutive regular meetings; or
 - (b) Other good cause.
2. The Board shall fill any vacancy that occurs on the Charter Committee for the unexpired term.

(Added—Ch. 341, Stats. 1999 p. 1406)

18.06.020 Historic resources commission (HRC).

There is created a body to be known as the historic resources commission (HRC) which shall consist of seven members appointed by the board. (Ord. 2004-20 § 11 (part), 2004: Ord. 2001-23 § 2 (part), 2001).

18.06.025 Qualifications of membership.

1. All members must reside in Carson City.
2. At least two (2) members of the HRC must be professionally qualified as an architect or a design professional with experience in historic preservation.
3. At least one (1) member of the HRC must be professionally qualified in building construction.
4. At least one (1) member, but not more than two (2), shall be a professional in the field of historic preservation.
5. At least one (1) member of the HRC must be a professional in the disciplines of archeology, anthropology, history or related professions.
6. At least one person who owns property and resides within the district must be included in the membership.
7. The board shall endeavor to include in the membership persons with demonstrated knowledge and interest in Carson City history and in design, finance, real property transactions, archeology or other matters likely to advance business of the HRC. (Ord. 2004-20 § 11 (part), 2004: Ord. 2001-23 § 2 (part), 2001).

Land Use Planning Advisory Council

NRS 321.740 Creation; appointment, number and expenses of members.

1. The Land Use Planning Advisory Council, consisting of 17 members appointed by the Governor, is hereby created.
2. The Governor shall appoint members who are elected officials or representatives of local political subdivisions, one member from each county.
3. Members are entitled to receive the travel expenses and subsistence allowances provided by law for their positions from the local political subdivisions.

(Added to NRS by 1973, 819; A 1977, 1191, 1478, 1556)

NRS 321.750 Duties. The Land Use Planning Advisory Council shall:

1. Advise the Administrator on the development and distribution to cities and counties of information useful to land use planning.
2. Advise the State Land Use Planning Agency regarding the development of plans and statements of policy pursuant to subsection 1 of NRS 321.7355.

(Added to NRS by 1973, 819; A 1975, 105; 1977, 1556; 1997, 1033)

NRS 321.755 Executive Council.

1. The Executive Council of the Land Use Planning Advisory Council is hereby created to consider and make recommendations for land use planning in areas of critical environmental concern and to resolve inconsistencies between the land use plans of local government entities.

2. The Executive Council consists of the Administrator and four persons selected by the Land Use Planning Advisory Council from among its members. Each member of the Executive Council shall serve for 2-year terms.

(Added to NRS by 1977, 1552; A 1979, 151)

BY-LAWS OF THE NEVADA ASSOCIATION OF COUNTIES

ARTICLE I NAMES AND DEFINITIONS

SECTION 1. NAME. This organization shall be known as "Nevada Association of Counties."

SECTION 2. DEFINITIONS. The terms defined in this section shall have the meanings given unless otherwise provided or indicated by context:

Sub. 1. "Association" means the Nevada Association of Counties.

Sub. 2. "Board" means the Board of Directors of the Association.

Sub. 3. "Commissioner" means any duly elected, qualified, sitting county commissioner or Carson City Supervisor.

Sub. 4. "County" means any county unit or government in the State of Nevada and includes Carson City.

Sub. 5. "Member County" means any county of the State of Nevada that pays the annual membership fee established by the Association.

Sub. 6. "Affiliate" means any organization whose membership consists predominately of county officials or employees that seek formal recognition as being associated with the Association and has been approved by the Board.

Sub. 7. "Associate Membership" means any entity, company, organization or individual that is not a member county or county official or employee that wishes to be involved with the Association with no voting rights.

Sub. 8. "Government Partner" means a non-voting affiliated organization not primarily comprised of elected officials.

ARTICLE II OBJECTIVES AND PURPOSES

SECTION 1. OBJECTIVE. The basic concept of the Association is that counties, being general purpose government entities encompassing both unincorporated and incorporated areas and thereby providing services to all people within the State, should exercise initiative and leadership and assume responsibility in dealing with problems and needs requiring attention and action on a statewide basis. The Mission Statement for the Nevada Association of Counties shall be:

To encourage county government to adopt and maintain local, regional, state, and national cooperation that will result in a positive influence on public policy and optimize the management of county

resources; to provide valuable educational and support services that will maximize efficiency and foster public trust in county government.

SECTION 2. PURPOSES. The purposes of the Association shall include but are not limited to the following:

Sub. 1. To enhance the working relationships within county government; to strengthen the communication with federal, state and private organizations; to identify and solve common problems; to promote effective and efficient government; and to provide a forum for determining the long range goals for county government.

Sub. 2. To establish the Institute of Local Government and, through its establishment, provide training and educational programs for local government officials and other members of the private and public sector. The Mission Statement for the Institute of Local Government shall be:

"To develop a quality training program for local government and make it available to all persons wanting to create and practice excellence in government."

Sub. 3. To provide ways and means whereby elected and appointed county officials may interchange information, ideas and experiences and to obtain expert advice.

Sub. 4. To provide the Legislature, other units of government and the public with necessary information about county government and the means by which it may be improved.

Sub. 5. To rent, purchase, and otherwise own or hold real estate or other property, including beneficial interest therein, either solely or jointly with other organizations to house staff; to assess and collect dues; to contract with governmental units, persons, firms or other organizations to procure or provide services or to perform functions by either contracting party or jointly and to pay or receive money therefore; and to do all such other things as are incidental and proper or reasonable and desirable to carry into effect the purposes of the Association.

ARTICLE III
MEMBERSHIP & DUES

SECTION 1. MEMBERSHIP. The Association shall have four classes of membership. The designation of such classes and the qualifications of the members of such classes shall be as follows:

Sub 1. County Membership. County membership in this Association is available to any county in the State of Nevada which indicates its willingness to cooperate with and support the work of the Association. The Board of Directors may suspend county membership of any county for non-payment of annual dues that are assessed under Article III, Section 2, Sub.1.

Sub. 2. Affiliate Membership. The Board may, upon written application and subject to ratification by the Board, recognize as affiliates of the Association organizations whose membership consist predominately of county officials or county employees. The general purpose of such affiliates shall be to encourage maximum cooperation between the Association and the various county functions, between administrative departments and agencies and between the counties throughout the State. The Board may require for affiliate recognition such conditions as to activities, membership, and finances, as it deems appropriate. In no event shall a recognized affiliate advocate legislation or other policies as Association policies unless such policies have been approved by the Board as being consistent with the Association's policies and programs.

Sub. 3. Associate Membership. The Board may, upon written application and subject to ratification by the Board, approve the membership. The general purpose of such memberships shall be to encourage maximum cooperation between the Association and private businesses. In no event shall an associate member be able to vote or represent the Association.

Sub. 4. Government Partner Membership: The Board may, upon written application and subject to ratification by the Board, approve the membership. The general purpose of such memberships shall be to broaden the scope of relationships with the non-elected departments of county government that are not directly associated with the formal programs of NACO. In no event shall a Government Partner member be able to vote or represent the Association.

SECTION 2. DUES. The annual membership dues for county membership, affiliate membership and associate membership shall be in accordance with the following:

Sub. 1. COUNTY MEMBERSHIP DUES. The Board of Directors shall determine dues for county membership in the Association in accordance with the formula consisting of a base assessment calculated from the audited revenues of the individual county and a per capita population assessment.

Sub. 2. AFFILIATE DUES. The Board of Directors may determine appropriate dues for affiliate membership in the Association.

Sub. 3. ASSOCIATE DUES. The Board of Directors may determine appropriate dues for associate membership in the Association.

Sub. 4. GOVERNMENT PARTNER DUES. The Board of Directors may determine appropriate dues for associate membership in the Association.

SECTION 3. ASSOCIATION BUDGET AND FISCAL YEAR. The fiscal year of the Association shall begin on the first day of January and end on the last day of December each year. The Board shall adopt an annual budget for the Association prior to the beginning of the fiscal year at a date not later than December 15th.

ARTICLE IV **BOARD OF DIRECTORS**

SECTION 1. GENERAL POWERS. The Board shall have all powers necessary to carry out effectively the management, business and affairs of the Association and such other powers as are necessary and incidental to the performance of the Association's purposes as specified in Article II, Section 2, of these By-laws.

SECTION 2. BOARD OF DIRECTORS. There shall be organized a Board of Directors composed of the following:

Sub. 1. County Directors. One (1) commissioner from each member county of the Association appointed by their respective governing board. In the absence of a county director, another commissioner from the same county may act as proxy.

Sub. 2. NACo Director. Any county commissioner who has been elected to the Board of Directors of the National Association of Counties.

Sub. 3. WIR-NACo Director. Any county commissioner who has been elected to the Western Interstate Region-NACo Board of Directors

Sub. 4. Association Officers. Any county commissioner who has been elected to the Office of the President, President Elect, or Vice President of the Association. The immediate past president shall also serve as an Association officer.

Sub. 5. Affiliate Director. One official from any organization who has been granted affiliate status of the Association's Board of Directors.

SECTION 3. TERM OF OFFICE. The term of office for each member of the Board of Directors shall be as follows:

Sub. 1. The term of office for County directors and Association officers will begin on the first day of January of each year and shall end on December 31 of each year.

Sub. 2. The Term of office for NACo Directors shall run for two consecutive years. Each year shall run concurrently with their term of office as appointed by the National Association of Counties Board of Directors.

Sub. 3. The Term of office for WIR-NACo Directors shall run concurrently with their term of office as appointed by the National Association of Counties Western Interstate Region Board of Directors.

Sub. 4. Affiliate Directors shall serve for a period of one year or until a successor is appointed by the affiliate organization.

SECTION 4. DIRECTORSHIP VACANCIES. If for any reason, a vacancy occurs in any directorship, that directorship will remain vacant until such time as filled by the appointing authority.

SECTION 5. OFFICER VACANCIES. If for any reason an Officer of the Association is unable to complete his or her term of office, the office shall be declared vacant. Such vacancy shall be filled as specified in Article V, Section 8.

SECTION 6. VOTING. Each member of the Board of Directors, as defined by Article IV, Sub. 2, shall be entitled to one vote.

SECTION 7. REGULAR MEETING. The President may call the time and place for holding regular meetings of the Board. The Board shall hold at least two regular meetings each year. A written notice of each meeting of the Board shall be required. Such notice shall be mailed to members at their last known address, at least 10 working days in advance of the meeting and such notice shall be accompanied by an agenda. At the request of a Board member this notification may be transmitted electronically.

SECTION 8. QUORUM. A majority of the county Directors on the Board shall constitute a quorum for the transaction of business at any meeting of the Board.

SECTION 9. MANNER OF ACTING. The act of the majority of the Directors present at a meeting of which a quorum is present shall be the act of the Board, unless the act of a greater number is required by law or by these By-laws.

SECTION 10. SPECIAL MEETINGS OF THE BOARD. Special meetings of the Board may be called by or at the request of the President or any nine (9) county Directors. The person or persons authorized to call special meetings of the Board may fix the place within the State of Nevada as a place for holding any special meetings of the Board called by them. Each Director shall receive at least five (5) working days notice of such special meeting.

ARTICLE V **OFFICERS**

SECTION 1. OFFICERS AND ELECTIONS. There shall be a President, President- Elect, and Vice-President of the Association. At the Annual meeting of the Association, there shall be an election to fill the office of Vice-President and any other office previously filled pursuant to Article V, Section 8 of these by-laws.

SECTION 2. TERM OF OFFICE. The term of office for Association officers will begin the first Monday in January of each year and shall end on December 31 of each year.

SECTION 3. EXECUTIVE COMMITTEE. The President, President-Elect, Vice-President, Immediate Past President and an additional at large member chosen by a majority of the Board of Directors shall constitute the Executive Committee of the Board of Directors. If the Immediate Past President is no longer eligible to serve on the Executive Committee pursuant to Article V, Section 4, Sub.1, the most recent Past President who is eligible may serve on the Executive Committee if approved by a majority vote of the Board of Directors.

The Executive Committee shall have the authority to act in those circumstances and on those matters as directed by the Board of Directors.

SECTION 4. ELIGIBILITY OF OFFICERS.

Sub. 1. Any commissioner from any member county of the Association shall be eligible to serve as an officer of the Association.

Sub. 2. In the event that an officer is unable to serve as a commissioner, the term of office in the Association is deemed to end and the remaining officers shall ascend as provided by Article V, Section 5.

Sub. 3. Unless otherwise approved by the Board of Directors, the President of the Association shall not be from the same county in consecutive years.

SECTION 5. DUTIES AND ASCENDENCY OF OFFICERS. The officers shall have the following powers and duties and shall ascend in the following order:

Sub. 1. President. The President shall preside at all regular and special Association, Board, and Executive Committee meetings. The President shall perform the usual duties as the chief elected officer of the Association and may speak for or on behalf of the Association, Board and Executive Committee. The President, with the concurrence of the Executive Committee, shall make all standing committee appointments and shall be an ex-officio member of all standing and special committees of the Association and Board. The President may sign with any other proper officers or designated persons of the Association authorized by the Board, any deeds, mortgages, contracts or any other instruments which the Board wishes to be executed. The President shall perform all duties incident to the office of President and such other duties as may be prescribed by the Board of Directors from time to time.

Sub. 2. President Elect. The President Elect, if eligible pursuant to Article V, Section 4, shall automatically ascend to the office of President at the end of the term of President Elect. The President Elect shall automatically ascend to the office of President should a vacancy occur in the office of President. In the absence of the President or in the event of an inability or refusal to act, the President Elect shall perform the duties of the President, and, when so acting, shall have all powers of and be subject to all restrictions upon the President. The President Elect shall, at the direction of the President, assist the Executive Director in program development for the Institute of Local Government. The President Elect shall perform such other duties as from time to time may be assigned by the President or the Board.

Sub. 3. Vice President. The Vice President, if eligible pursuant to Article V, Section 4, shall automatically ascend to the office of President Elect at the end of the term of Vice President. The Vice President shall automatically ascend to the office of President Elect

should a vacancy occur in the office of President Elect. In the absence of the President and President Elect, or in the event of their disability or refusal to act, the Vice President shall have all powers of and be subject to all restrictions upon the President and President Elect. The Vice President shall, at the direction of the President, assist the Executive Director in developing the budget for the Association. The Vice President shall serve as chairperson of the Elections Committee. The Vice President shall perform such other duties from time to time as may be assigned by the President or the Board.

SECTION 6. FISCAL OFFICER. The Board of Directors shall appoint a Fiscal Officer to review the financial records of the Association. The Fiscal Officer shall be responsible for meeting with the Executive Director quarterly to discuss the financial records and report back to the Board of Directors.

SECTION 7. NOMINATION AND ELECTION OF OFFICERS.

Sub. 1. Prior to each annual meeting the President shall appoint a nominating committee composed of three (3) commissioners from member counties of the Association. The Chair of the committee shall be the Vice President of the Association. The two remaining members of the committee shall be appointed from those commissioners who have exhibited a knowledge of the Association and its goals; leadership within the Association; and representation within the diverse segments and areas of the Association.

Sub. 2. The nominating committee shall recommend a slate of officers that includes a nomination for the Vice President and any other offices filled pursuant to Article V, Section 8 to the general membership 30 days prior to the annual conference. Such recommendation shall be made in writing by notifying the Board of Directors of the Association by mail.

Sub. 3. Nominations for Vice President and any office filled pursuant to Article V, Section 8 can also be made during the annual business meeting of the Association. Such nominations are deemed valid even if absent from the slate proposed by the nominating committee.

SECTION 8. VACANCIES. If for any reason an office becomes vacant prior to the end of the term of office, the vacancy may be filled by a majority vote of the Board of Directors. Any office filled in this manner must be ratified through the election process at an Association meeting.

ARTICLE VI
MANAGEMENT

SECTION 1. PERMANENT OFFICES. The Board shall establish and maintain a permanent office for the Association.

SECTION 2. EXECUTIVE DIRECTOR. The Board shall appoint an Executive Director to serve at the pleasure of the Board as the chief administrative officer of the Association. The Executive Director shall be chosen solely on the basis of training, experience and other qualifications in the field of local government administration and legislative advocacy. The Executive Director is responsible to the President and Executive Committee members to ensure that the directives of the Board of Directors are carried out in accordance with the policies and procedures of the

Association. The Executive Director need not be a resident of the State of Nevada when appointed. The Executive Director shall attend all meetings of the Board, but shall not vote, and shall have the following powers and duties to be exercised in accordance with the policies declared by the Board:

Sub. 1. To attend all Board and Executive Committee meetings and to preserve in books of the Association true minutes of the proceedings of all meetings.

Sub. 2. To see that all resolutions, rules, regulations and orders of the Board are carried out.

Sub. 3. To appoint and remove, on the basis of merit and fitness in accordance with Association policies and regulations, all subordinate regular and special employees of the Association.

Sub. 4. To present to the Board plans, studies and reports prepared for Board purposes and action and recommend to the Board for adoption those measures deemed necessary to enforce or carry out the powers and duties of the Board or for the efficient administration of the affairs of the Association.

Sub. 5. To keep the Board fully advised as to its financial condition, and to prepare and submit to the Board an annual budget for the Association and such other financial information as it may request.

Sub. 6. To represent the Association's public policy position to the Legislature, local government and the public.

Sub. 7. To perform such duties as may be prescribed by the Board.

ARTICLE VII

CONTRACTS, CHECKS, DEPOSITS AND FUNDS

SECTION 1. CONTRACTS. The Board may authorize any officers, agent or agents of the Association, to enter into any contract or execute and deliver any instrument in the name of or on behalf of the Association, and such authority may be general or confined to specific instances.

SECTION 2. CHECKS, DRAFTS AND ORDERS. All checks, drafts, or orders for the payment of money, notes or otherwise evidences of indebtedness issued in the name of the Association shall be signed by officers or designated persons of the Association.

SECTION 3. DEPOSITS. All funds of the Association shall be deposited from time to time to the credit of the Association in such banks, trusts companies or other depositories as the Board or Executive Director may designate.

SECTION 4. FUNDS. Any funds which may come to the Association or be subject to its control, for its use in furthering and promoting the aims and purposes of the Association or its policies, shall be received, disbursed, controlled and accounted for by the Executive Director.

ARTICLE VIII

COMMITTEES

SECTION 1. There shall be such standing and study committees as are determined by the Board. All committees shall have such authority, direction and limitations as are determined by the Board. Study committees shall cease to exist one year from the date they were authorized by the Board.

SECTION 2. All recommendations of any standing and study committees shall be made to the Board in writing. Each committee shall submit a written report of its activities not less frequently than once a year to the Board of Directors of the Association.

ARTICLE IX

ASSOCIATION MEETINGS

SECTION 1. ANNUAL MEETING. The Association shall hold an annual business meeting in conjunction with the Association's Annual Conference, the time and place of which shall be determined by the Board. Notice shall be given to the Board of Directors not less than thirty (30) days prior to the opening session. Such notice shall be given either by a letter to each Board of Director or in an official publication of the Association stating the time and place of the meeting. At the request of a Board member this notification may be transmitted electronically.

SECTION 2. SPECIAL MEETINGS OF THE ASSOCIATION. Special meetings of the Association may be called by or at the request of the President or the Board of Directors. The person or persons authorized to call special meetings of the Association may fix the place within the State of Nevada as a place for holding any special meetings of the Association called by them. Each Director shall receive at least five (5) working days notice of such special meeting.

SECTION 3. QUORUM. A quorum shall be necessary for the transaction of business at the Annual Association Business Meeting. Unless otherwise required by statute or these By-laws, a quorum shall be a majority of the member counties. The Executive Director shall determine for the record as to whether a quorum is present.

SECTION 4. MANNER OF ACTING. Every decision at a meeting of the Association shall be by a majority of votes cast provided a quorum is present. Each county may cast the same number of votes that are equal to the number of commissioners elected to their respective board of commissioners. In the event that no commissioner is present from a member county, an elected official in attendance may cast that county's votes. In the event that no elected official is present from a member county, a designated county official may cast the county's vote. The Executive Director shall cause written minutes and records of the Annual Association Business Meeting to be kept.

ARTICLE X

AMENDMENTS TO BY-LAWS

SECTION 1. PROPOSALS. A new By-law or amendment to an existing By-law may be proposed by the Board by a two-thirds vote of the Board present at any regular or special meeting of the Board.

SECTION 2. ADOPTION. After a new By-law or amendment to an existing By-law has been proposed, such proposed By-law or amendment may be adopted at any properly noticed Association meeting. Each county may cast the same number of votes that are equal to the number of commissioners elected to their respective board of commissioners. In the event that no commissioner is present from a member county, an elected official in attendance may cast that county's votes. In the event that no elected official is present from a member county, a designated county official may cast the county's vote. A copy of a By-law or amendment approved by the Board pursuant to Article X Section 1 shall be mailed to each county Director at least thirty (30) days prior to the Association meeting date at which the proposed By-law or amendment is to be voted on. At the request of a county Director this notification may be transmitted electronically.

SECTION 3. EFFECTIVE DATE. Such proposed By-law or amendment, when duly approved, shall go into effect immediately following its adoption unless otherwise provided.

ARTICLE XI **GENERAL PROVISIONS**

SECTION 1. PARLIAMENTARY AUTHORITY. The rules of parliamentary procedure and practice contained in *Roberts Rules of Order* shall supplement the rules and procedures adopted by the Association and shall govern the Association, the Board and Association committees in all cases in which *Roberts Rules of Order* is applicable and insofar as they are not inconsistent or in conflict with the statutes of the State of Nevada, these By-laws or on rules or regulations adopted by the Nevada Association of Counties.

Amended 11-20-92
Amended 09-19-03
Amended 09-29-05
Amended 10-09-06
Amended 11-14-08

NEVADA COMMISSION FOR THE RECONSTRUCTION OF THE V & T RAILWAY ACT OF 1993

CHAPTER 566, STATUTES OF NEVADA 1993

AN ACT creating the Tricounty Railway Commission of Carson City and Lyon and Storey counties; providing for the appointment, number, terms, reimbursement, powers and duties of the commissioners; specifying the powers of the commission; and providing other matters properly relating thereto.

[Approved: July 12, 1993]

(Leadlines for sections have been supplied by the Legislative Counsel of the State of Nevada)

WHEREAS, On February 19, 1869, ground was broken for the Virginia and Truckee Railroad and 8 months later it was doing business between Virginia City and Carson City, a distance of 21 miles; and

WHEREAS, The 13-mile portion of the track between Virginia City and the Carson River is a continuous incline that has caused the Virginia and Truckee Railroad to be called the "crookedest" railway in the United States because the total of the curves in the track are equal to going 17 times around a circle; and

WHEREAS, Running from 30 to 45 trains per day, the Virginia and Truckee Railroad carried supplies of all kinds, including heavy machinery for the mines and goods and merchandise for the towns of Virginia City and Gold Hill and returned with ore from the mines for the mills on the Carson River, carrying from 500 to 800 tons of ore daily out of the Comstock Lode; and

WHEREAS, The Virginia and Truckee Railroad has been recognized nationally as one of the greatest engineering feats of the 1800s; and

WHEREAS, The Nevada Legislature hereby finds and declares that a general law cannot be made applicable because of the unique nature of the opportunity to restore this "iron horse" of the past and the variety of local governments that must be involved in the restoration; now, therefore,

The People of the State of Nevada, represented in Senate and Assembly, do enact as follows:

Section 1. Definitions. As used in this act, unless the context otherwise requires:

1. "Commission" means the Nevada Commission for the Reconstruction of the V & T Railway created pursuant to section 2 of this act.
2. "Commissioner" means a person appointed to serve on the Commission pursuant to section 3 of this act.
3. "County" includes Carson City.
4. "Governing bodies" means the Board of Supervisors of Carson City and the Boards of County Commissioners of Douglas, Lyon, Storey and Washoe counties.
(Ch. 566, Stats. 1993 p. 2326; A—Ch. 42, Stats. 2001 p. 400)

Sec. 2. Creation; exemption from taxation; geographical jurisdiction; construction of act.

1. The Nevada Commission for the Reconstruction of the V & T Railway of Carson City and Douglas, Lyon, Storey and Washoe counties is hereby created.
2. The property and revenues of the Commission, and any interest therein, are exempt from all state and local taxation.
3. The Commission is a body corporate and politic, the geographical jurisdiction of which is Carson City and Douglas, Lyon, Storey and Washoe counties.
4. The provisions of this act must be broadly construed to accomplish its purposes.
(Ch. 566, Stats. 1993 p. 2326; A—Ch. 42, Stats. 2001 p. 400)

Sec. 3. Composition; appointment and terms of members; vacancies.

1. The Commission must be composed of nine Commissioners appointed as follows:
 - (a) One member who is a member of the Board of Supervisors of Carson City appointed by the Board of Supervisors of Carson City;
 - (b) One member appointed by the Board of County Commissioners of Douglas County from among its members;
 - (c) One member appointed by the Board of County Commissioners of Lyon County from among its members;
 - (d) One member appointed by the Board of County Commissioners of Storey County from among its members;
 - (e) One member appointed by the Board of County Commissioners of Washoe County from among its members;
 - (f) One member appointed by the Virginia and Truckee Historical Railroad Society from among its members.
 - (g) One member appointed by the Speaker of the Assembly;
 - (h) One member appointed by the Senate Majority Leader; and
 - (i) One member appointed by the Governor.
2. If the Virginia and Truckee Historical Railroad Society ceases to exist but is replaced by an entity which is organized for the same purposes, that entity is entitled to appoint the member pursuant to paragraph (f) of subsection 1. If the society ceases to exist and is not replaced, the number of commissioners is reduced to eight and no member may be appointed pursuant to paragraph (f) of subsection 1.
3. The terms of the two members serving on the Commission pursuant to paragraph (a) of subsection 1 on July 1, 2001, expire on that date. As soon as practicable after July 1, 2001, the appointing authorities shall make any appointments required by subsection 1. All of the appointments must be for initial terms of 1, 2 or 3 years to ensure staggered terms. After the initial terms, the term of office of each commissioner is 4 years. A member is eligible for reappointment.
4. The office of a member who is required as a qualification for appointment to be a member of the body appointing him becomes vacant on the date he ceases to be a member of that appointing body.

5. Each commissioner serves at the pleasure of his appointing authority, and all vacancies must be filled for the unexpired term in the same manner as the original appointment.
(Ch. 566, Stats. 1993 p. 2326; A—Ch. 42, Stats. 2001 p. 400)

Supervisors

NRS 548.280 District to be governed by elected and appointed supervisors. Each district shall be governed by a board consisting of five supervisors elected at large and one or two appointed supervisors, as provided in this chapter.
[Part 7:212:1937; A 1945, 28; 1947, 431; 1951, 190]—(NRS A 1973, 751)

NRS 548.283 Appointment of supervisors to represent cities and counties; alternates.

1. The governing bodies of any incorporated cities located within the boundaries of the district shall appoint a representative to represent them as a supervisor on the governing board of the district.
2. If the cities cannot agree on one representative to serve as a supervisor, the Commission shall choose the representative from the nominees proposed by the cities.
3. The governing bodies of any counties located within the boundaries of the district shall appoint a representative to represent them as a supervisor on the governing board of the district.
4. If the counties cannot agree on one representative to serve as a supervisor, the Commission shall choose the representative from the nominees proposed by the several counties.
5. Each representative of a city or county shall designate an alternate to replace him in his absence from meetings of the supervisors of the district. The representative shall send a written notice to the authority which appointed him containing the name and address of the person so designated. The notice must be sent in such a manner that it will be received before the date of the meeting which the alternate is to attend. An alternate has all of the duties, rights and privileges of the replaced representative.

(Added to NRS by 1973, 738; A 1987, 131)

NRS 548.285 Procedure for election of supervisors.

1. The county clerk of the county in which a conservation district is situated, or his designee, shall conduct a biennial nonpartisan election for the replacement of any supervisors whose terms are about to expire and shall pay all costs of that election from county funds.
2. The election must be held either at a mass meeting of electors, held in a centrally located public meeting place within the district, or as part of the general election.
3. If a mass meeting is held for the election, it must be held on one of the first 10 days of November in each even-numbered year.
4. If the election is held at a mass meeting:
 - (a) The chairman of the district supervisors shall preside at this meeting and the secretary of the district shall keep a record of transactions at the meeting.
 - (b) Nominations of candidates must be made verbally from the floor.
 - (c) Voting must be by secret ballot. The chairman of the district supervisors shall appoint three electors present to act, without pay, as judges and tellers to count the votes at the conclusion of voting.
5. If the election is held as part of the general election:
 - (a) Candidates are bound by the election laws governing county elections.
 - (b) Ballots must be provided bearing the names of candidates in alphabetical order by surnames with a square before each name and a direction to insert an X mark in the square before the name or names of the voter's choice.
 - (c) At the close of polling, the sealed ballot boxes must be delivered unopened to the county clerk or his designee, who shall appoint three electors to act, without pay, as judges and tellers to open the boxes and count the votes.
6. The result of the election must be certified to the Commission and to the Administrative Officer of the Division by the county clerk or his designee, within 1 week following the date of election.
7. If a conservation district embodies land lying in more than one county, the county clerks of the respective counties shall confer and delegate to the clerk of the county having the greatest number of qualified electors of the conservation district the duty of carrying out the provisions of this section and shall reimburse that county on a pro rata basis for their respective counties' shares of the expenses of conducting the election.

[Part 7:212:1937; A 1945, 28; 1947, 431; 1951, 190]—(NRS A 1957, 235; 1973, 751; 1975, 904; 1985, 781)

NRS 548.290 Terms of office.

1. Each supervisor who is appointed under the provisions of NRS 548.283 shall serve for a term of 2 years.
2. Elected supervisors shall take office on the 1st Monday in January following their election.

[Part 7:212:1937; A 1945, 28; 1947, 431; 1951, 190]—(NRS A 1973, 753; 1975, 905)

NRS 548.295 Vacancy in office.

1. A vacancy in the office of supervisor of a district must be filled for the unexpired term as soon as practicable after the office becomes vacant, by appointment by the remaining supervisors of the district.
2. The chairman of the governing body of a district shall certify all such appointments immediately to the Commission and to the Administrative Officer of the Division.

[Part 7:212:1937; A 1945, 28; 1947, 431; 1951, 190]—(NRS A 1973, 753; 1985, 782; 2001, 288)

NRS 548.300 Removal from office. A supervisor may be removed by the State Conservation Commission, upon notice and hearing, for malfeasance in office, neglect of duty or absence from four consecutive meetings without sufficient cause.

[Part 7:212:1937; A 1945, 28; 1947, 431; 1951, 190]—(NRS A 1973, 753; 1987, 131)

13.06.020 Creation of an open space advisory committee.

There is hereby created an open space advisory committee, hereinafter referred to as the committee, consisting of seven (7) members appointed by the board of supervisors. (Ord. 1997-30 § 1 (part), 3, 1997).

13.06.030 Committee membership.

1. The members of the committee shall be residents of Carson City, and qualified electors. The members shall be selected on the basis of expertise in the areas of natural resources, real estate, community planning, community development, outdoor recreation/education or knowledge of the community. (Ord. 1997-30 § 1 (part), 4, 1997).

13.06.040 Term of office and vacancies.

Members of the committee shall serve for varying term lengths not to exceed four (4) years, provided that the first seven (7) members appointed to the committee shall be appointed two (2) for a two (2) year term, two (2) for a three (3) year term and three (3) for a four (4) year term so that thereafter members shall serve for staggered terms of like duration. (Vacancies shall be filled by board of supervisors from appointed alternates. If an alternate is not available, the vacancy shall be filled for the remainder of the term in the same manner that original appointments are made). (Ord. 2001-1 § 1, 2001: Ord. 1997-30 § 1 (part), 5, 1997).

13.06.050 Removal from committee.

1. The board of supervisors may remove a committee member for cause. (Ord. 1997-30 § 1 (part), 6, 1997).

NRS 244.3076 Number, qualifications and appointment of members. The commission shall be:

1. Appointed by the board.
2. Composed of not less than five nor more than nine members, one of whom shall be a member of the board and one of whom shall be a member of the board of trustees of the county school district. The remaining members shall be qualified electors of the county.

(Added to NRS by 1965, 537)

NRS 244.3077 Commissioners: Terms; vacancies; compensation and expenses.

1. The terms of office of the commissioners shall be set so that there is never a termination of the terms of all members at one time and of the first commissioners appointed, one or more shall hold office for 1 year, one or more for 2 years, one or more for 3 years, and two or more for 4 years. Thereafter all commissioners shall be appointed for terms of 4 years.

2. Commissioners shall hold office until their successors are appointed and qualified.

3. Any vacancy in the office of commissioner shall be filled for the unexpired term in the same manner as original appointments.

4. Commissioners shall serve without compensation but shall be entitled to the same travel expenses and subsistence allowances as county officers.

(Added to NRS by 1965, 537)

2.16.010 Organization.

1. There is hereby established pursuant to NRS 244.3071 et seq. a commission to be known as the Carson City parks and recreation commission.
2. This commission shall consist of nine members who shall be appointed by the board.
3. The commission shall be composed of one member who shall be a member of the Board of Supervisors, and one member who shall be a member of the Board of Trustees of the Carson City School District. The remaining members shall be qualified electors of Carson City and appointed, where possible, from a diverse cross-section of the community. That cross-section should consist of but not be limited to: service groups, professional parks or maintenance groups, adult sports groups, youth sports or service groups, environmental interest, and general public. (Ord. 2005-17 § 1, 2005: Ord. 1991-56 § 1, 1991: Ord. 1981-45 § 1, 1981: Ord. 1974-10 § 1, 1974).

2.16.020 Membership requirements.

Members of the Carson City parks and recreation commission shall be qualified electors of Carson City. (Ord. 1981-45 § 2, 1981).

2.16.030 Term of office.

1. All terms will be for four (4) years except the term of the student shall be for one year.
2. Members whose terms have expired shall continue to serve until their successors have been appointed.
3. Terms of office shall commence and end on January 1st. (Ord. 1991-56 § 2, 1991: Ord. 1985-36 § 1, 1985: Ord. 1985-28 § 1, 1985).

RESOLUTION NO. 2003-RAR-2 and 2003-R-37

A RESOLUTION AMENDING THE 1999 RESOLUTION RE-ESTABLISHING
THE CARSON CITY REDEVELOPMENT DISTRICT INCENTIVES PROGRAM
AND
THE REDEVELOPMENT AUTHORITY CITIZENS COMMITTEE

WHEREAS, the Carson City Board of Supervisors and Redevelopment Authority have determined an incentive program to be an integral part in the downtown Redevelopment effort; and

WHEREAS, the Redevelopment Incentives Program has proven effective in providing a combination of incentives around each individual project depending upon the needs of the project and the public benefit derived from the project; and

WHEREAS, the Incentives Program is designed for a public-private partnership in which the public and private sectors each carry their weight to reinvest in our downtown area; and

WHEREAS, this program is designed to provide flexibility to accommodate changing market demands, dependent upon funding availability; and

WHEREAS, this program is designed to stimulate economic development primarily in the downtown core area but which may be extended throughout the Redevelopment District on a case by case basis.

NOW THEREFORE, the Carson City Board of Supervisors and Redevelopment Authority do hereby RESOLVE to amend a Citizens Committee to review requests for incentives and recommend incentive packages and other matters to the Redevelopment Authority which holds final approving authority on the project/incentives package.

The Citizens Committee shall be comprised of no more than nine members. Membership must include: the Redevelopment Authority Chairman, a business operator from the district, a property owner from the district, a Chamber of Commerce Board Member, and a citizen at large. The remaining four members must be widely skilled in one of the following professional categories: architecture, urban planning, engineering, construction management, general contracting, historic preservation, residential & commercial development, real estate transactions, brokerage & property management, retail, entertainment & cinema, tourism & economic development, business ownership, startup & management, transit, cultural facilities, housing, economics and finance, education, technology, marketing, law. This Committee would be subject to the Open Meeting Law.

The Board of Supervisors and Redevelopment Authority further RESOLVE to implement the following Redevelopment Incentives:

1. Graduated Property Taxes: To provide property tax relief by a phase-in reimbursement of the incremental increase in taxes triggered by the development. The property owner shall pay all the taxes when due, then request reimbursement from the Redevelopment Authority. The reimbursement will be for the incremental increase in taxes only during

the following phase-in: 80% reimbursement of the incremental taxes the first year, 60% reimbursement the second year, 40% the third year, 20% the fourth year. No reimbursement shall be made after the 4th year.

2. Grant Program: The Redevelopment Authority shall provide grants up to 20% of the total project costs, not to exceed \$100,000 per project, including: usual and normal costs associated with adaptive reuse of qualifying buildings, not limited to: seismic retrofit, engineering, architecture, building rehabilitation and renovation, new roofs, insulation, electrical, floors, ceilings, HVAC, replastering, painting, lighting, stairwells, sprinklers, and other changes to bring the building up to current fire and safety codes and its highest and best use, Construction of new projects, Reuse of existing land or buildings for multi use developments, including mixed use, residential and commercial applications and/or public plazas.

To qualify, applicants shall apply and meet criteria such as: the project conforms to the downtown design guidelines, it enhances the historic character of the area and is financially feasible.

If the property is sold within six years after a grant is given, the property owner shall repay a portion of the grant. If the property is sold within the first two years, 100% would be repayable; if sold within the third year, 80% is repayable; if sold within the fourth year, 60% is repayable; if sold within the fifth year, 40% is repayable; if sold within the sixth year, 20% is repayable.

3. Community Reinvestment: The City shall work earnestly with the local banking institutions to provide low-cost loans to the Redevelopment District.
4. Business Recruitment: The City shall make every effort to aid property owners, and the Chamber of Commerce in recruiting businesses based upon sound marketing retail analysis.
5. Development Fee Waivers/Deferrals: The City shall not waive any development fees including special use permits, parcel maps, lot line adjustments, street abandonments, water and sewer connection fees, plan check, or building permit fees. However, Redevelopment may pay for these fees or a portion thereof through the grant incentives program, based on the qualifying criteria and availability of funding.
6. Water and Sewer connection fee deferrals are provided under the current ordinance. Staff may also provide assistance for the initial water usage calculation.
7. Redevelopment Maintaining Public Improvements: Depending on available resources, the Redevelopment Authority shall provide support for the usual and customary maintenance of City-infrastructure in the Redevelopment District.
8. Street Closures and Abandonments: The City may review the option of street closures and abandonments for business expansion or development on a case by case basis. However, there must be a clear public benefit defined before any street closures and abandonments are approved through the statutory process. The developer shall pay for any street abandonments, if required by law. The City may waive the cost of street closure

depending upon the public benefit derived. Any payment for street abandonments will be reverted to the Redevelopment Incentives Program budget account.

9. Project Review: The City shall provide project review to the applicant which would efficiently determine the overall regulatory and financial impacts for the developer.
10. Other Incentives: The City may provide additional technically and fiscally sound incentives to include but not limited to: business improvement districts, business incubators, and direct leveraging of private and financial resources such as below market rate loan pools, loan pay downs or payoffs with CDBG funds, federal and state funding programs, tax increment financing, and loan repayment schedules that result in the return of funds for reuse in other redevelopment activities.

ADOPTED Resolution No. 2003-RAL-2 this 2nd day of October, 2003.

AYES: Redevelopment Authority Members

Ray Masayko

Shelly Aldean

Pete Livermore

Richard S. Staub

Robin Williamson, Chairperson

NAYES: Members

None

ABSENT: Members

None

Robin Williamson
ROBIN WILLIAMSON, Chair

ATTEST

Alan Glover, Clerk Recorder
OFFICE OF THE CLERK OF THE CITY OF CARSON, CALIF.

ADOPTED Resolution No. 2003-R-37 this 2nd day of October, 2003.

AYES: Supervisors

Robin Williamson

Shelly Aldean

Pete Livermore

NRS 278.040 Members: Appointment; qualifications; compensation and expenses; terms; removal; vacancies.

1. The members of the planning commission are appointed by the chief executive officer of the city, or in the case of a county by the chairman of the board of county commissioners, with the approval of the governing body. The members must not be members of the governing body of the city or county. The majority of the members of the county planning commission in any county whose population is 400,000 or more must reside within the unincorporated area of the county.

2. In Carson City, the members of the planning commission established as provided in NRS 278.030 are appointed by the Mayor from the city at large, with the approval of the Board of Supervisors.

3. The governing body may provide for compensation to its planning commission in an amount of not more than \$80 per meeting of the commission, with a total of not more than \$400 per month, and may provide travel expenses and subsistence allowances for the members in the same amounts as are allowed for other officers and employees of the county or city.

4. Except as otherwise provided in this subsection, the term of each member is 4 years, or until his successor takes office. If applicable, the term of each member of a county or city planning commission in any county whose population is 400,000 or more is coterminous with the term of the member of the governing body who recommended his appointment to the appointing authority. If the recommending member resigns his office before the expiration of his term, the corresponding member of the planning commission may continue to serve until the office is next filled by election. If the office of the recommending member becomes vacant before the expiration of the term for any other reason, the corresponding member of the planning commission may continue to serve for the duration of the original term.

5. Except as otherwise provided in this subsection, members of a county or city planning commission may be removed, after public hearing, by a majority vote of the governing body for just cause. In a county whose population is 400,000 or more, members of a county or city planning commission serve at the pleasure of their appointing authority.

6. Vacancies occurring otherwise than through the expiration of term must be filled for the unexpired term.

[Part 3:110:1941; A 1947, 834; 1943 NCL § 5063.02]—(NRS A 1959, 13; 1969, 328; 1971, 1115; 1973, 914; 1979, 529, 1385, 1386; 1983, 1246; 1985, 22; 1989, 1917; 1991, 248; 1995, 198; 2001, 2804; 2003, 1733)

18.02.010 Planning commission.

1. Purpose. The purpose of this ordinance is to specify the establishment and authority of the Carson City Planning Commission (hereinafter in Title 18 referred to as "commission").
2. Authority; powers; duties; review by the board.
 - a. The commission is hereby created, pursuant to NRS 278.030.
 - b. The commission shall perform all duties and functions delegated to a County Planning Commission by the terms of NRS 278.010 to 278.630, inclusive, and CCMC Title 2 (Planning Commission).
 - c. The commission shall take action to approve, conditionally approve or deny special use permits, variances, and appeals of administrative decisions. The commission shall hear applications and recommend to the board action on changes to the Master Plan, zoning districts, amendments to Title 18 ordinances, amendments to the Development Standards, and all other appropriate subjects.
 - d. On matters where the commission takes final action, the proponent, any aggrieved party, or member of the board may appeal the decision to the board.
 - e. On matters where the commission makes a recommendation to the board, the board by majority vote may affirm, deny, or return to the recommendation to the commission for further consideration of any proposed recommendations.
3. Membership; terms of office; vacancies; removal; attendance by director.
 - a. There shall be seven (7) members of the commission.
 - b. The terms of the members shall be four (4) years or until a successor takes office and all terms shall expire on June 30th of their respective years.
 - c. Vacancies occurring before the expiration of a commissioner's term shall be filled for the remaining unexpired portion of the term.
 - d. Members may be removed, after a public hearing, by a majority vote of the board for inefficiency, neglect of duty, or malfeasance of office.
 - e. The Planning and Community Development Director (hereinafter in Title 18 referred to as director) or his designee shall be in attendance at all commission meetings.
4. Qualifications.
 - a. The mayor shall appoint, with the approval of the board, the members of the commission.
 - b. The members shall be residents of Carson City and registered voters therein at the time of their appointment and continuously throughout their term.
5. Compensation. All members of the commission shall serve without compensation.
6. Meetings and Records.
 - a. The commission shall hold at least one (1) regular meeting in each month.
 - b. The commission shall adopt by-laws and rules for the transaction of their business and shall keep a record of its decisions and findings. This record shall be a public record.
 - c. Complete records of official actions of the commission shall be kept on file in the office of the planning and community development department.
7. Chairman and Other Officers.
 - a. The commission shall elect yearly its chairman from among the appointed members.
 - b. The commission shall elect yearly other offices as it may determine necessary. (Ord. 2001-23 § 2 (part), 2001).

NRS 373.040 Regional transportation commission: Number, selection and terms of representatives.

1. In counties whose population is 100,000 or more, the commission must be composed of representatives selected by the following entities from among their members:

- (a) Two by the board.
- (b) Two by the governing body of the largest city.
- (c) One by the governing body of each additional city in the county.

2. In counties whose population is less than 100,000, the commission must be composed of representatives selected as follows:

- (a) If the county contains three or more cities:
 - (1) Two by the board.
 - (2) One by the governing body of the largest city.
- (b) If the county contains only two cities:
 - (1) Three by the board, at least one of whom is a representative of the public who is a resident of the county.
 - (2) One by the governing body of each city in the county.
- (c) If the county contains only one city:
 - (1) Two by the board.
 - (2) One by the governing body of the city.
- (d) If the county contains no city, the board shall select:
 - (1) Two members of the board; and
 - (2) One representative of the public, who is a resident of the largest town, if any, in the county.

3. In Carson City, the commission must be composed of representatives selected by the Board of Supervisors as follows:

(a) Two members of the Board of Supervisors, one of whom must be designated by the commission to serve as chairman of the commission.

(b) Three representatives of the city at large.

4. The first representatives must be selected within 30 days after passage of the ordinance creating the commission, and, except as otherwise provided in subsections 5, 6 and 7, must serve until the next ensuing December 31 of an even-numbered year. The representative of any city incorporated after passage of the ordinance must be selected within 30 days after the first meeting of the governing body, and, except as otherwise provided in subsection 7, must serve until the next ensuing December 31 of an even-numbered year. Their successors must serve for terms of 2 years, and vacancies must be filled for the unexpired term.

5. In Carson City:

(a) One representative of the commission who is a member of the Board of Supervisors and one representative of the commission who is a representative of the city at large must serve until the next ensuing December 31 of an even-numbered year; and

(b) One representative of the commission who is a member of the Board of Supervisors and two representatives of the commission who are representatives of the city at large must serve until the next ensuing December 31 of an odd-numbered year.

6. In counties whose population is 100,000 or more, but less than 400,000:

(a) One representative selected by the board and one representative selected by the governing body of the largest city in the county must serve until the next ensuing December 31 of an even-numbered year; and

(b) One representative selected by the board and one representative selected by the governing body of the largest city in the county must serve until the next ensuing December 31 of an odd-numbered year.

7. In counties whose population is 400,000 or more, the first representatives and the representative of any city incorporated after passage of the ordinance must serve until the next ensuing June 30 of an odd-numbered year.

(Added to NRS by 1965, 1265; A 1966, 50; 1969, 335, 1541; 1979, 541; 1993, 102, 2268; 1999, 970, 1049; 2001, 69, 1091)

11.20.030 Creation and organization of regional street and highway commission.

1. The board does hereby create the regional street and highway commission of Carson City, state of Nevada.
2. The commission shall be composed of representatives to be selected as follows by the board:
 - a. Two (2) members of the board of supervisors one of whom must be designated by the commission to serve as chairman of the commission;
 - b. Three representatives of the city at large.(Ord. 1999-18 § 2, 1999).

11.20.035 Terms and regulations of commission.

1. One representative of the commission who is a member of the board of supervisors and one representative of the commission who is a representative of the city at large must serve until the next ensuing December 31 or an even numbered year; and
2. One representative of the commission who is a member of the board of supervisors and two (2) representatives of the commission who are representatives of the city at large must serve until the next ensuing December 31 of an odd-numbered year.
3. Commission members shall serve terms of two (2) years and any vacancies shall be filled for the unexpired term.
4. The commission shall adopt such rules and regulations as are not in conflict with this chapter, Chapter 373 of the 1966 Statutes of Nevada, or any other law of the state of Nevada for the organization of the commission and the conduct of its business.

Chapter 2.18 SHADE TREE COUNCIL

2.18.010 Creation of shade tree council.

2.18.020 Membership and term of office.

2.18.030 Meetings and officers.

2.18.010 Creation of shade tree council.

1. There is hereby established the Carson City shade tree council.
2. The council shall consist of 7 members appointed by the board of supervisors.
3. The purpose of the shade tree council is to provide the board of supervisors with advice on matters concerning the development, maintenance, management and promotion of a safe, healthy and attractive urban forest in Carson City. The advice provided to the board may include recommendations on management, planning, education, interagency cooperation, resource development and other related matters. (Ord. 1993-23 §§ 1 (part), 2, 1993).

2.18.020 Membership and term of office.

1. All members of the council must be qualified electors of Carson City.
2. All members of the council serve 2 year terms which commence and end on January 1st.
3. Upon recommendation of the shade tree council, the board of supervisors may remove for cause any member of the council for dereliction of duty, nonparticipation, failure to attend more than 75 percent of the regularly scheduled meetings of the council or for any other reason shown to be just cause.
4. All members of the shade tree council serve without compensation. (Ord. 1998-8 § 1, 1998: Ord. 1993-23 §§ 1 (part), 3, 1993).

INTERLOCAL AGREEMENT

WESTERN NEVADA HOME CONSORTIUM

THIS AGREEMENT amends and supersedes the Interlocal Agreement by and between the Counties of CHURCHILL, DOUGLAS, LYON, MINERAL, PERSHING, and STOREY; the Consolidated City/County of CARSON CITY; and the Cities of FERNLEY, FALLON, LOVELOCK AND YERINGTON, all political subdivisions of the State of Nevada, hereinafter referred as "COUNTY" or "COUNTIES", "CITY" or "CITIES".

WITNESSETH:

WHEREAS, the Congress of the United States has enacted the Cranston-Gonzalez National Affordable Housing Act of 1990, the federal regulations have been adopted pursuant thereto, hereinafter called the "ACT", and,

WHEREAS, Title II of the ACT creates the HOME Investment in Affordable Housing Program, hereinafter called "HOME", providing funds to states and local governments for acquisition, rehabilitation, new construction of affordable housing, and tenant-based rental assistance; and,

WHEREAS, funds from Title II are distributed to metropolitan cities, urban counties, States, and consortia of local governments; and,

WHEREAS, the ACT allows local governments to form consortia to receive and administer HOME funds and requires that a consortium shall have one(1) member unit of general local government authorized to act in a representative capacity for all consortium members for purposes of the ACT, and to assume overall responsibility for the ACT; and,

WHEREAS, the ACT requires governments to formulate a "CONSOLIDATED PLAN" as part of the eligibility requirements for receiving and expending HOME funds; and,

WHEREAS, the State of Nevada allocates HOME funds and Low-Income Housing Trust funds to state recipients; and,

WHEREAS, LYON COUNTY, has offered to be Lead Agency for the CONSORTIUM.

NOW, THEREFORE, in consideration of the promises, covenants and undertakings hereinafter set forth, the parties hereto agree as follows:

ARTICLE 1. CONSORTIUM FORMATION AND ORGANIZATION:

- 1.1 CITIES and COUNTIES will cooperate in the formation and organization of the WESTERN NEVADA HOME CONSORTIUM consisting of Carson City/County, and Churchill, Douglas, Lyon, Mineral, Pershing and Storey Counties, and the Cities of Fallon, Lovelock, Fernley and Yerington (hereinafter referred to as "CONSORTIUM") for the purpose of administering affordable housing programs

and receiving and expending HOME funds for activities eligible under Title II of the ACT, the latter to include, but not limited to, acquiring, rehabilitating, constructing affordable housing and providing tenant-based rental assistance.

- 1.2 An Advisory Council for the CONSORTIUM shall be organized, composed of the City Managers or the Mayors of each member CITY or their designee, and the County Managers or County Board Chairpersons of each member COUNTY or their designee to recommend policies and procedures for adoption by CONSORTIUM member CITIES and COUNTIES; establish project priorities; and to review and approve CONSORTIUM activities.

ARTICLE 2. ROLES AND DECISION-MAKING PROCESS:

- 2.1 LYON COUNTY shall act as the Lead Agency of the CONSORTIUM and shall act as the representative member of the CONSORTIUM for purposes of the ACT and shall have overall responsibility for fund management and program compliance.
- 2.2 LYON COUNTY shall administer the CONSORTIUM in accordance with the policies, and projects determined by the Advisory Council, ensuring compliance with HOME and CONSOLIDATED PLAN requirements, and shall provide effective leadership, support, and management of the CONSORTIUM'S required functions.

ARTICLE 3. PROGRAMS AND REPORTS:

- 3.1 Although LYON COUNTY, as Lead Agency are responsible for developing a HUD-approved CONSOLIDATED PLAN, all CONSORTIUM members shall actively, and in a timely fashion, participate in the development, updated and final approval of the Plan.
- 3.2 The Lead Agency or its contractor shall prepare such reports as are required by the U.S. Department of Housing and Urban Development (HUD), and submit the same to HUD and other CONSORTIUM members.
- 3.3 The CITIES and COUNTIES agree that State of Nevada HOME funds and Low-Income Housing Trust Funds that would otherwise be available to individual jurisdictions comprising the CONSORTIUM are, by the Agreement, authorized to be administered directly by the CONSORTIUM subject to agreement with the State of Nevada; and that LYON COUNTY, as Lead Agency shall administer those funds using the same mechanism established for the Consortium's HOME funds. All parties hereto agree to conform to all policies, regulations, and statutes of the State of Nevada governing such funds.

ARTICLE 4. CONSORTIUM OPERATIONS:

- 4.1 To carry out activities under this Agreement, a portion of all HOME funds received under the ACT shall be allocated in accordance with a formula approved by the Advisory Council.