

MINUTES
Regular Meeting
Carson City Charter Review Committee
Wednesday, April 23, 2014 • 3:00 PM
Community Center Sierra Room, 851 East William Street, Carson City, Nevada

Board Members:

Chair – Rob Joiner

Member – Donna DePauw

Member – Michael Matuska

Member – Keith Shaffer

Vice Chair – Bruce Robertson

Member – Christine Fregulia

Member – Larry Messina

Staff:

Marena Works, Interim City Manager

Randall Munn, Chief Deputy District Attorney

Tamar Warren/Deputy Clerk & Recording Secretary

NOTE: A recording of these proceedings, the board's agenda materials, and any written comments or documentation provided to the recording secretary during the meeting are public record. These materials are on file in the Clerk-Recorder's Office, and available for review during regular business hours.

The televised Carson City Charter Review Committee meetings are available on AccessCarsoncity.org, http://www.breweryarts.org/?page_id=2611.

1. CALL TO ORDER (3:00:18)

2. ROLL CALL AND DETERMINATION OF QUORUM (3:00:31) – Roll was called and a quorum was present.

Attendee Name	Status	Arrived
Rob Joiner	Present	
Bruce Robertson	Present	
Donna DePauw	Present	
Christine Fregulia	Present	
Michael Matuska	Present	
Larry Messina	Present	
Keith Shaffer	Present	

3. PUBLIC COMMENTS:

(3:01:17) – Carson City Supervisor Jim Shirk suggested reexamining, in a future meeting, a policy regarding letters, faxes, or emails addressed to the Board of Supervisors (BOS) and distributed to them by the City Manager. He expressed concern that a BOS member could instruct the City Manager to withhold his or her mail, according to Charter Section 3.02.0. He also suggested revisiting the reelection policy of the Mayor, relating to supervisors who would not be able to run for that position due to the timing of their expiration terms. Supervisor Shirk also suggested examining the timing of BOS meeting minutes between the first and second reading of ordinances.

(3:05:48) – Chairperson Joiner suggested that Supervisor Shirk “comply with our requirements for application” in writing to the City Manager’s Office.

(3:06:32) – Chairperson Joiner invited Member Matuska to introduce himself, since this was the first time the members had met him in person.

4. FOR POSSIBLE ACTION: APPROVAL OF MINUTES - FEBRUARY 5, 2014.

(3:07:33) – **MOTION: I move approve the minutes of the last Charter Review Committee meeting.**

RESULT:	APPROVED (7-0-0)
MOVER:	Shaffer
SECONDER:	Fregulia
AYES:	Joiner, Robertson, DePauw, Fregulia, Matuska, Messina, Shaffer
NAYS:	None
ABSTENTIONS:	None
ABSENT:	None

5. FOR POSSIBLE ACTION: ADOPTION OF THE AGENDA (3:08:52) – There were no modifications to the agenda.

6. FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING A CHANGE TO THE CITY CHARTER THAT ALLOWS SCHOOL BOARD TRUSTEES TO BE ELECTED IN THE SAME MANNER AS THE PROPOSED ELECTIONS OF BOARD OF SUPERVISORS.

(3:09:15) – Chairperson Joiner read the submission information (incorporated into the record) by Maurice White and invited him to elaborate.

(3:09:52) – Mr. White cited Nevada Revised Statute (NRS) 386.200, noting the two ways that his proposal could be achieved. He added that the Committee should communicate to the BOS, directing Staff to set a process.

(3:12:18) – Member Shaffer received clarification that Mr. White's request was to model the election of the School Board of Trustees after the proposed changes in the election of the BOS.

(3:15:50) – Discussion ensued whether School Board elections would fall under this Committee's or the BOS' charters.

(3:20:32) – Mr. Munn noted that a better understanding of the School District Structure was required in order to read the statutes.

(3:20:42) – Chairperson Joiner suggested postponing the item to allow time for additional research.

(3:20:27) – **MOTION: It was moved to postpone this agenda item to gather further information.**

(3:21:20) – Mr. Munn was given direction to review whether other districts in the State were involved in school board elections.

RESULT:	APPROVED (7-0-0)
MOVER:	Messina
SECONDER:	DePauw
AYES:	Joiner, Robertson, DePauw, Fregulia, Matuska, Messina, Shaffer
NAYS:	None
ABSTENTIONS:	None
ABSENT:	None

7. FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION TO RECOMMEND TO THE BOARD OF SUPERVISORS AN AMENDMENT TO THE CHARTER REGARDING CHANGING THE ELECTION OF SUPERVISORS FROM AT LARGE TO BEING ELECTED BY VOTERS WITHIN THE WARD THAT THEY ARE TO REPRESENT; THE MAYOR WOULD CONTINUE TO BE ELECTED AT LARGE.

(3:23:44) – Chairperson Joiner read a request by John Vettel, incorporated into the record, and invited him to elaborate on his proposal.

(3:26:10) – Mr. Vettel noted that this request would reduce the campaign expenditures to 25 percent of their current cost.

(3:27:30) – Chairperson Joiner clarified that this proposal had been presented to this Committee earlier, and noted that similar legislation had been vetoed by the Governor.

(3:28:50) – Member Messina noted that BOS members represented the interest of the entire City and not one ward, therefore he would vote against it.

(3:29:33) – Member DePauw expressed her support of the item, noting that she had observed the popularity of the issue when it was voted on by the legislature and vetoed by the Governor.

(3:31:38) – There were no public comments.

(3:31:554) – Vice Chairperson Robertson agreed with Member Messina that the BOS members vote on issues that concern the entire city and not a specific ward. This sentiment was echoed by Member Fregulia, who added that the primary elections could be ward-specific; however, the general elections should not. Discussion ensued and Member Matuska clarified that the agenda item was about amending the City's charter.

(3:43:03) – Mr. Munn stated that should this Committee vote for this agenda item, it would be addressed by the BOS. If the BOS disagreed with the Committee's decision, the members could appoint a representative to work with the legislature to introduce legislation. Discussion ensued regarding postponing the issue.

(3:48:54) – **MOTION: "I move that we continue the item for another meeting."**

RESULT:	APPROVED (7-0-0)
MOVER:	Messina
SECONDER:	DePauw
AYES:	Joiner, Robertson, DePauw, Fregulia, Matuska, Messina, Shaffer
NAYS:	None
ABSTENTIONS:	None
ABSENT:	None

8. FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING THE CHAIRPERSON OR THEIR CHARTER REVIEW COMMITTEE (CRC) MEMBER APPOINTEE WILL ATTEND THE LEGISLATURE, WHEN A CHARTER CHANGE IS MADE TO REPRESENT THE ENTIRE COMMITTEE, AND ANSWER ANY OR ALL LEGISLATIVE REQUESTS ABOUT CHARTER REVIEW COMMITTEE AGENDA ITEMS.

(3:49:44) – Member DePauw presented the agenda materials submitted by her. She also noted that this item would represent a change to the current charter. Chairperson Joiner stressed the importance of being notified when items of interest are agendized for discussion during the legislative session.

(3:56:56) – Member DePauw clarified that changing the bylaws would not be as effective as a legislative change.

(3:58:40) – Mr. Munn read into the record the BOS Policies and Procedures for all City's Boards, Committees and Commissions regarding lobbying as an appointee. Chairperson Joiner noted that the policy was "negative".

(3:44:50) – There were no public comments.

(4:02:32) – Chairperson Joiner clarified that if the BOS rejects a proposal, the Charter Review Committee can take the item to the legislature.

(4:08:32) – Mr. Munn cautioned against having a quorum at the legislative session.

(4:09:30) – Vice Chairperson Robertson expressed concern that this Committee was appointed, and was unsure of representing the public with an opposing view to the BOS decision.

(4:13:08) – Member DePauw wished to have this Committee's chairperson or an appointee attend the legislative session.

(4:13:55) – MOTION: "I move to change the charter to allow the chairperson or their member appointee to be able to attend the legislature as a representative of the Charter Committee on any change recommended and approved by the Board of Supervisors to go for a bill in request to change the charter."

RESULT:	Died for lack of a second
MOVER:	DePauw
SECONDER:	None
AYES:	None
NAYS:	None
ABSTENTIONS:	None
ABSENT:	None

9. FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING ALL THE CHARTER REVIEW COMMITTEE (CRC) MEMBERS WILL RECEIVE FROM CARSON CITY EXECUTIVE OFFICE ADVANCE NOTICE WHEN CRC AGENDA ITEMS ARE TO BE PRESENTED OR DISCUSSED AT THE BOARD OF SUPERVISORS MEETINGS, DURING UNSCHEDULED AND SCHEDULED CRC MEETING DATES.

(4:16:13) – Member DePauw presented the agenda materials incorporated into the record, and called it another enhancement to the charter.

(4:20:12) – Vice Chairperson Robertson stated that receiving email notifications of BOS meetings and agenda would be sufficient, and that a change of the charter was not necessary.

(4:29:20) – Member Matuska suggested a recommendation from Staff.

(4:22:09) – Mr. Munn noted that Staff was responsible for all Committees and Boards and suggested not to make special requests that would add complexity to the notification process.

(4:23:40) – Ms. Works stated that should a request be made to Staff regarding hard copies of BOS agendas, they will be mailed to the requesters.

PUBLIC COMMENTS:

(4:28:09) – Mr. White stated that the issue dealt with an adversarial relationship created by Staff in the past. He suggested a mechanism for Staff to communicate better with this Committee.

(4:29:30) – Member DePauw suggested postponing the discussion of this agenda item and item 10 to a future date. Ms. Works reminded everyone to give their mailing addresses to her to ensure receipt of BOS meeting agendas.

10. FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION REGARDING ALL CHARTER CHANGES BEFORE RECOMMENDED BY STAFF TO THE BOARD OF SUPERVISORS FOR CHARTER CHANGES AND BEFORE GOING FORWARD FOR APPROVAL BY THE NEVADA LEGISLATURE WILL BE REVIEWED IN ADVANCE BY THE CHARTER REVIEW COMMITTEE FOR THEIR RECOMMENDATION. (Postponed).

11. FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION TO CANCEL THE MAY 7, 2014 CHARTER REVIEW COMMITTEE MEETING.

(4:31:00) – Chairperson Joiner noted that the next CRC meeting will take place on Tuesday, May 20, 2014 at 5:30 p.m.

12. PUBLIC COMMENT (4:32:00) – There were no public comments.

13. FOR POSSIBLE ACTION: TO ADJOURN (4:32:07) – **Member Shaffer moved to adjourn.** The meeting was adjourned at 4:33 p.m.

The Minutes of the April 23, 2014 Carson City Charter Review Committee meeting are so approved this 20th day of May, 2014.

ROB JOINER, Chair