

Item # 8A

**City of Carson City
Agenda Report**

Date Submitted: December 09, 2008

Agenda Date Requested: December 18, 2008

Time Requested: 45 minutes

To: Mayor and Supervisors

From: Larry Werner, City Manager

Subject Title: Action to appoint three members to the Open Space Advisory Committee for four year terms expiring January 1, 2013.

Staff Summary: CCMC, Chapter 13.06.040 provides for a committee of seven members that serve staggered four year terms. There are three vacancies due to terms expiring.

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

Does This Action Require A Business Impact Statement: ☐ Yes ☒ No

Recommended Board Action: I move to appoint _____, _____ and _____ to the Open Space Advisory Committee for four year terms expiring January 1, 2013.

Explanation for Recommended Board Action: There are three openings on the Open Space Advisory Committee due to terms expiring. There are three applicants;

Theresa "Teri" Green-Preston
Steve Hartman (requesting reappointment)
Bruce Scott (requesting reappointment)

Applicable Statute, Code, Policy, Rule or Regulation: CCMC, Chapter 13.06.040, Ordinance No. 2001-102

Fiscal Impact: None

Explanation of Impact:

Funding Source:

Alternatives:

Supporting Material: Applications, requests for reappointment, roster, recruitment announcement, CCMC, Chapter 13.06.040 and Ordinance No. 2001-102

Prepared By: Rose Gardner, Management Assistant

Reviewed By:

(City Manager)

Melanie Ruketta

(District Attorney)

Date:

12/9/08

Date:

12-9-08

Board Action Taken:

Motion: _____

1) _____

2) _____

Aye/Nay

(Vote Recorded By)

Carson City Application for Appointive/Volunteer Position

Please print or type

Title of Board or Commission: Carson City Open Space Advisory Committee

Title of Position: Committee Member

Name: Green-Preston

Theresa " Teri"

L.

Last

First

Middle Initial

Address: 2499 Simons Ct.

Carson City

Nevada

89703

Street

City

State

Zip

Occupation/Business: Real Estate / Land & Real Property Management /Development

Telephone: Work- 775-684-1824

Home- 775-882-1613

Cell-

E-mail- teripreston@aol.com

How long have you lived in Carson City: 31 + 3=33 Are you an active Carson City Registered Voter: YES

Note: only complete if a degree is required for this position

College, professional, vocational or other schools attended	Major Subject	Degree Conferred

List any professional license(s) and or certification(s):

License/Certification	License/Certification #
Real Estate Broker 1987-2005	WA REB 27000-704
General Contractor 1991-2005	WA RESCOP1995MK

1. Briefly describe the qualifications you possess which you feel would be an asset to this board/commission/committee.

I am a Carson City native with an extensive real estate background, 30+ years of experience. I sold my real estate brokerage, including the management division which oversaw shared ownerships; fiscal, risk, and legal responsibilities of over thirty HOA and PUD's 12- 850+ units, plus green belts, parks, conservation areas, boat launches, fishing access, sports complexes, playgrounds, rec buildings & trails.

2. List the community organizations in which you have participated and describe participation.

Olympia Professional Business Women-President. * Olympia Yacht Club - Secretary * Lighted Ship Parade - Chair * Olympia Youth Sailing - Chair * National Association of Real Property Managers - Western Washington - Treasurer * National Association of Realtors - Member * Stewart Advisory Board - Board Member * Thurston County Storm Runoff Management Task force- Realtor Designee

3. List your affiliation with professional or technical societies. (if required for the Position)

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4. Do you anticipate any potential conflicts of interest? ☐ no ☐ If yes, please explain.

No

Business in Carson City Service Area: n/a

Length of time in Business:

Personal/Professional References:

Name	Address	Telephone #
John Neff - Community Development	Lacey, Washington	360-491-5642
Rick Day	Carson City, Nevada	775-684-1804
Brian Alexander	Carson City, Nevada	775-885-2200

I have sufficient time to devote to this community and plan to attend the required meetings if I am appointed to fill this or a future vacancy. I understand that if I am appointed to a Board/Commission or Committee where a disclosure of Assets Statement is required by State Law or Council Policy I shall do so, and that I may not assume office until 10 days after statement is filed. I hereby declare that all statements given by me on this form are truthful and complete to the best of my knowledge.


Signature of Applicant

11/26/08
Date

You may attach more information.

All applications are public information.

Applications not acted upon will expire after two years from date submitted unless renewed by applicant.

Mail directly to Carson City Executive Offices
201 N. Carson Street #2, Carson City NV 89701
(775)887-2100 Fax(775)887-2286

Rose Gardner - Re: FW: Open Space Advisory Committee

From: Rose Gardner
To: Scott, Bruce
Date: 12/4/2008 3:10 PM
Subject: Re: FW: Open Space Advisory Committee

Great! Thanks. I'll be off but it can be left at the office and I'll have it on Monday.
Rose

>>> "Bruce Scott" <bruce@rci-nv.com> 12/4/2008 2:57 PM >>>
Rose,

We will bring a letter by to you by Friday, 12/5/2008.

Bruce

From: Bruce Scott
Sent: Thursday, November 13, 2008 8:42 AM
To: 'rgardner@ci.carson-city.nv.us'
Subject: Open Space Advisory Committee

Good Morning, Rose,

Please consider this my request for consideration by the Board of Supervisors of my reappointment to the Open Space Advisory Committee. I have thoroughly enjoyed my service on this committee and feel that we have been able to accomplish many positive things for Open Space and Quality of Life in Carson City.

If the Board is willing, I would be honored to be reappointed to this body.

Thank you and the Board for their review and consideration.

Sincerely,

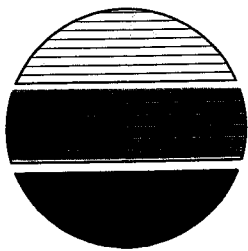
Bruce Scott

Bruce Scott, P.E.
Principal Civil Engineer
Bruce@rci-nv.com

CARSON CITY OFFICE
340 N. Minnesota St.
Carson City, NV 89703-4152
Office: (775) 883-1600
Fax: (775) 883-1656



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December 8, 2008

Rose Gardner
Carson City Board of Supervisors
201 N. Carson St.
Carson City, NV 89701

Subject: Reappointment to Open Space Advisory Committee

Dear Rose:

This letter is to confirm my interest and to request consideration by the Board of Supervisors of my reappointment to the Open Space Advisory Committee.

I have thoroughly enjoyed my service on the Committee and feel that we have been able to accomplish many positive things for open space and quality of life in Carson City.

Thank you and the Board for their review and consideration of this request.

Sincerely,

Bruce R. Scott, P.E.
Principal

BRS:cb

GARDNER 12-05-08 ltr ADMIN BRScb 12-8.doc

Rose Gardner

From: "Steve Hartman" <Shartman@nlrc.com>
To: "Rose Gardner" <RGardner@ci.carson-city.nv.us>
Date: 11/10/2008 9:53 AM

Rose,
I would like to be reappointed to OSAC—do you need anything else from me?

Steve

No virus found in this outgoing message.
Checked by AVG.
Version: 7.5.549 / Virus Database: 270.9.0/1779 - Release Date: 11/10/2008 7:53 AM



CARSON CITY OPEN SPACE ADVISORY COMMITTEE

The Carson City Board of Supervisors is seeking applications from persons interested in serving on the Carson City Open Space Advisory Committee. The purpose of the Committee is to promote the quality of life for citizens of Carson City through the preservation and protection of the natural environment.

There are three openings, with appointment date effective January 2009. Appointments are for four years and the terms will expire January 2013. Applicants should be aware that a minimum commitment of up to ten hours a month is expected. The Board of Supervisors shall appoint qualified persons to the board who are Carson City residents and registered voters.

Applications will be accepted until December 1, 2008 and can be obtained from our website or by contacting us at the address below.

Thank you for your interest in helping Carson City.

CARSON CITY EXECUTIVE OFFICES

201 N. Carson Street #2

Carson City, Nevada 89701

(775) 887-2100 FAX 887-2286

E-Mail Rgardner@ci.carson-city.nv.us

Web Page <http://www.carson-city.nv.us>

AN EQUAL OPPORTUNITY EMPLOYER

ORDINANCE NO 2001 - _____
BILL NO 102 _____

**AN ORDINANCE AMENDING CARSON CITY MUNICIPAL
CODE CHAPTER 13.06, REMOVING ALTERNATE MEMBERS
OF THE OPEN SPACE ADVISORY COMMITTEE AND OTHER
MATTERS PROPERLY RELATED THERETO.**

FISCAL IMPACT: None

THE BOARD OF SUPERVISORS OF CARSON CITY DO ORDAIN:

SECTION I:

That Section 13.06.040 of the Carson City Municipal Code is hereby changed to read as follows:

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 members appointed to the committee shall be appointed two for a two-year term, two for a three-year term and three for a four-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).

SECTION II:

That no other provisions of Chapter 13.06 of the Carson City Municipal Code are affected by this ordinance.

PROPOSED this 1st day of February, 2001.

PROPOSED by Supervisor Jon Plank

PASSED on the _____ day of _____, 2001.

VOTE: AYES:

NAYES: _____

ABSENT: _____

RAY MASAYKO, Mayor

ATTEST:

ALAN GLOVER, Clerk/Recorder

This ordinance shall be in force and effect from and after the _____ day of _____,

2001.

Chapter 13.06 OPEN SPACE

13.06.010 Purpose.

13.06.020 Creation of an open space advisory committee.

13.06.030 Committee membership.

13.06.040 Term of office and vacancies.

13.06.050 Removal from committee.

13.06.060 Powers and duties of open space advisory committee.

13.06.070 Organization and procedure of the open space advisory committee.

13.06.080 Prohibited interest/confidentiality.

13.06.090 Annual report.

13.06.100 Preservation of land.

13.06.110 Leasing open space lands.

13.06.120 Disposal of open space lands and grants of exclusive licenses/permits.

13.06.130 Statement of deed.

13.06.140 Maintenance and management.

13.06.150 Other public lands.

13.06.010 Purpose.

In the broadest sense, the objective of the open space program is to promote quality of life for citizens of Carson City through the preservation and protection of the quality of the natural environment which has given Carson City much of its character. This natural environment includes many spectacular views of the mountains, Carson River, and Eagle Valley. The natural streams, wetlands and open lands, with their water and related plant and animal life complement the scenic vistas and remind us of the area's early history. These natural areas, water bodies, vistas and panoramas, natural landmarks, and native flora and fauna are intended to be preserved and protected for the enjoyment of this and future generations by the judicious use of funding for open space.

As Carson City continues to grow, open spaces should be provided and woven into the fabric of the city. These open spaces may define developed areas within the community, and in certain areas may define the boundary of the city. They are intended to obtain a balance and harmony between physical development and open space for the benefit of Carson City citizens. Preservation of open space in all parts of the city will foster appreciation of the natural environment, provide increased opportunities for passive recreation, preserve agricultural uses, allow connecting open space corridors, and improve the quality of life.

Carson City encourages residents of this community and other concerned persons or parties to donate certain lands or funds for use in the open space program. The board of supervisors may by resolution accept properties not acquired with open space funds into the open space program after a recommendation from the open space advisory committee.

The open space advisory committee shall provide the oversight over the administration and expenditure of funds from the open space division of the quality of life special revenue fund established by Carson City Municipal Code 21.07. The funding for open space including interest and other income, may be used for the acquisition, restoration of natural resources, development and construction which afford for public access, health and safety, equipping, improvement, maintenance, conservation planning and management of real property for open spaces acquired through the fund; and administrative costs approved by the committee. (Ord. 1997-30 § 1 (part), 2,

1997).

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).

13.06.060 Powers and duties of open space advisory committee.

1. The committee shall develop an open space element to the Carson City master plan for adoption by the regional planning commission. The committee shall identify and prioritize for the city potential open space acquisitions and make appropriate recommendations. The committee shall obtain and consider public input before making recommendations to the board of supervisors on prospective open space acquisitions, disposal, and management. The committee shall review and provide input and comment to the city manager's proposed budget as it relates to open space matters. The committee shall solicit comments of other affected advisory committees and commissions of Carson City. The committee shall also perform other duties as may be specifically assigned to it by the board of supervisors.

2. The committee in developing the open space element to the Carson City master plan, and in selecting open space lands for possible acquisition and preservation, shall be consistent with the intent of the 1996 ballot explanation, which was: The committee will work to sustain natural and scenic resources and the long-term quality of life in Carson City. And, acquisition of open space land will help preserve mountains, hills and scenic resources, conserve wildlife habitat, protect our drinking water sources and allow outdoor enjoyment of natural areas. Open space, which is defined as undeveloped land with valued natural resources, will be acquired from willing sellers, or by other mutually agreeable methods.

3. Open space will be acquired and maintained as conservancy areas to be used for the following purposes:

- a. To provide off-street bicycle, hiking and equestrian trails, and trailhead facilities that connect parks, schools and the valley with the mountains.
- b. To safeguard water resources: watershed areas, water-well sites and designated groundwater recharge areas.
- c. To safeguard waterway corridors, floodplains, wetlands, streams and the Carson River.
- d. To develop regional detention areas and protect floodplains.
- e. To safeguard scenic vistas and enhance the gateways to our city.
- f. Utilization of land for shaping the development of the city and defining growth by establishing an urban boundary.
- g. Strategic acquisitions of land to allow for outdoor relaxation, education and future park settings.
- h. Preservation or enhancement of significant natural areas, wildlife and culturally important lands.
- i. Connecting open space corridors.

(Ord. 1997-30 § 1 (part), 7, 1997).

13.06.070 Organization and procedure of the open space advisory committee.

1. The committee shall elect a chair and a vice-chair. The committee shall keep minutes and records of its meetings and transactions.
2. The committee shall have regular meetings not less than once a month, unless otherwise determined by the committee.
3. Four (4) members of the committee shall constitute a quorum. An affirmative vote of a majority of the members present shall be necessary to authorize any action by the committee, except as otherwise expressly provided herein. (Ord. 1997-30 § 1 (part), 8, 1997).

13.06.080 Prohibited interest/confidentiality.

Any member appointed to the committee shall, upon the acceptance of such appointment, be deemed as having agreed to not disclose any data, the contents of any report or appraisal, or any information of whatsoever nature concerning any specific, prospective open space acquisition, to any person or entity except to other committee members, to members of the board of supervisors, to city staff members whose specific duties include the administration of the city's open space program, or as such disclosure may be required pursuant to court order. Any member who violates the conduct of confidentiality requirements shall be subject to being summarily suspended from the committee and such a violation may be deemed cause for removal. (Ord. 1997-30 § 1 (part), 9, 1997).

13.06.090 Annual report.

The committee shall provide an annual report of its activities to the board of supervisors. (Ord. 1997-30 § 1 (part), 10, 1997).

13.06.100 Preservation of land.

Generally, lands acquired with open space funds shall be preserved and managed in a near natural condition. Such lands might include scenic vistas, wetlands, streams, floodplains, trail corridors, agricultural lands, highly visible natural areas along major streets and open space buffers. Open space land will generally be open for passive recreation improvements developed where appropriate and environmentally compatible. Examples of compatible passive recreation include hiking, bicycling, equestrian trail uses, nature study, interpretive facilities, wildlife habitat, fishing and photography, or similar compatible uses. Development of traditional, active recreational facilities, such as athletic fields, swimming pools, and tennis courts are precluded. Shared participation in multi-use lands is possible. The open space element of the Carson City master plan, public hearing process and criteria developed by this committee shall provide direction for the acquisition of open space. (Ord. 1997-30 § 1 (part), 11, 1997).

13.06.110 Leasing open space lands.

Certain open space properties may be leased for continued open space agricultural uses such as farming or grazing. This approach can provide a link to Carson City's past, protect the land from development and can shift some maintenance costs to the leasee. Generally, the leased properties will continue to afford access for passive enjoyment, to the extent feasible. (Ord. 1997-30 § 1 (part), 12, 1997).

13.06.120 Disposal of open space lands and grants of exclusive licenses/permits.

In certain cases, it may be necessary to acquire a larger property in order to preserve a portion of the property as open space. In such cases, the city may dispose of the remainder. No open space lands may be sold, leased (does not include agricultural lease), traded, or otherwise conveyed, nor may any exclusive license or permit on such open space land be given until approval of such disposal or license or permit by the board of supervisors. The committee must hold a public hearing on a proposed disposal or license or permit. The city may not dispose of such lands or give any exclusive license or permit without a recommendation from the committee. The quality of life open space division shall be reimbursed the current market value of the disposed land at the time of its sale, or the cost of that land at the time of its original acquisition, whichever is higher. (Ord. 1997-30 § 1 (part), 13, 1997).

13.06.130 Statement of deed.

Any deed conveying to the city open space property that was purchased using open space funds shall contain the notation "This land was purchased with Quality Of Life Sales And Use Tax Funds, and is subject to provisions of the Carson City Municipal Code 13.06." (Ord. 1997-30 § 1 (part), 14, 1997).

13.06.140 Maintenance and management.

Except as otherwise provided in this chapter, open space land may not be improved after acquisition unless such improvements are necessary to protect or maintain the land or provide for passive recreation uses such as hiking, bicycling, equestrian and trailhead facilities, nature study, interpretative facilities, wildlife habitat, fishing and photography or similar compatible uses. It may be necessary to close an open space property temporarily, or seasonally, to protect a natural resource, or to make the property safe for public enjoyment. Maintenance and operation funds for open space acquired lands may be made available from the quality of life special revenue fund. The open space element of the Carson City master plan shall provide direction for the maintenance and management of open space lands pursuant to this chapter. (Ord. 1997-30 § 1 (part), 15, 1997).

13.06.150 Other public lands.

Funding for open space may be used for passive recreation improvements on other public lands, including federal, state and city-owned lands, maintained in a predominately undeveloped state within Carson City. Examples of compatible passive recreation improvements include trails, bicycling, equestrian and trailhead facilities, nature study, interpretative facilities, wildlife habitat, fishing and photography, or similar compatible uses. (Ord. 1997-30 § 1 (part), 16, 1997).

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