

**Carson City
Agenda Report**

Date Submitted: January 10, 2012

Agenda Date Requested: January 19, 2012

Time Requested: 15 Minutes

To: Mayor and Supervisors

From: Larry Werner, City Manager

Subject Title: For Possible 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:

I move to appoint –

_____ as Mayor Pro-Tem for a ____ year term expiring _____;
(term served is determined by the Board)

_____ to the Regional Transportation Commission and the Carson Area
Metropolitan Planning Organization for a two year term expiring December 31, 2013;

_____ to the Tahoe Regional Planning Agency for a ____ year term
expiring _____; (term served is at the Board's pleasure, but shall
be reviewed no less often than every four years)

_____ to the Parks and Recreation Commission for a four year term
expiring December 31, 2015;

_____ to the Audit Committee (appointed each January); and

_____ to the NACo Board of Directors* (appointed each January).

** Additional member appointed because Supervisor Walt has been elected as Vice President of the NACo Board of Directors.*

Explanation for Recommended Board Action: See staff summary.

Applicable Statute, Code, Policy, Rule or Regulation: Various

Fiscal Impact: None

Explanation of Impact: N/A

Funding Source: N/A

Alternatives: N/A

Supporting Material: List of 2011 BCC Appointments, Carson City Charter Article 3.015, CCMC 11.20.030-11.20.035, Excerpt from TRPA Compact, CCMC 2.16.010-2.16.030, and excerpt from NACo Bylaws.

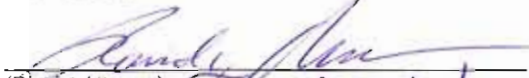
Prepared By: Janet Busse, Office Supervisor

Reviewed By:


(City Manager)

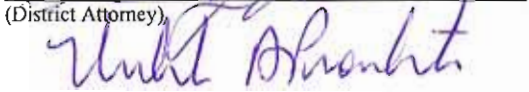
Date:

1/10/12


(District Attorney)

Date:

1/10/12


(Finance Director)

Date:

1/10/12

Board Action Taken:

Motion: _____

1) _____
2) _____

Aye/Nay

(Vote Recorded By)

BOARDS, COMMITTEES AND COMMISSIONS
Appointments Held by Carson City Board of Supervisors
(January 6, 2011 Board of Supervisors Meeting)

2011

Bob Crowell	Regional Transportation Commission (RTC)/CAMPO (Two year term) <i>(Term expires December 2011)</i> NV Com for the Reconstruction of the V&T Railway (Four year term) <i>(Term expires December 2012)</i>
Shelly Aldean	Mayor Pro-Tem Tahoe Regional Planning Agency (TRPA) Redevelopment Authority - Chair (RDA Appointed) Redevelopment Authority Citizens Committee (RDA Appointed) Regional Transportation Commission (RTC)/CAMPO (Two year term) <i>(Term expires December 2012)</i>
Molly Walt	NACo Board of Directors (<i>1st Monday in January thru Dec 31 each year</i>) Parks and Recreation Commission (Four year term) (<i>Term expires December 31, 2011</i>) Carson City Convention & Visitors Bureau (Per NRS 244A.500 - The terms of all elected officials are coterminous with term of office.) <i>(Term expires December 2012)</i>
John McKenna	Audit Committee (<i>Appointed each January</i>) Debt Management Committee (<i>Two year term beginning in odd years</i>) Carson Water Subconservancy District (Four year term) (<i>Term expires December 31, 2012-filling Supervisor Livermore's unexpired term</i>)
Karen Abowd	Cultural Commission* (Two year term) (<i>Term ends December 31, 2012</i>) Redevelopment Authority - Vice-Chairperson (RDA Appointed) Carson Water Subconservancy District (Four year term) (<i>Term expires December 31, 2014</i>)

*Cultural Commission has no provision requiring a Board member be appointed.

**If county official is elected as an officer the county appoints an additional commissioner to the NACo Board of Directors.

Sec. 3.015 - Mayor pro tempore: Selection; duties.

The board shall elect one of its members, for such term as the board determines, to be mayor pro tempore. He shall:

1. Hold the office and title at all times during the term for which he was elected without additional compensation.
2. Perform the duties of mayor during the absence or disability of the mayor.

(Added Ch. 690, Stats. 1979 p. 1858, A-Ch. 58, Stats. 1981 p. 150)

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.

(h) “Project” means an activity undertaken by any person, including any public agency, if the activity may substantially affect the land, water, air, space or any other natural resources of the region.

(i) “Environmental threshold carrying capacity” means an environmental standard necessary to maintain a significant scenic, recreational, educational, scientific or natural value of the region or to maintain public health and safety within the region. Such standards shall include but not be limited to standards for air quality, water quality, soil conservation, vegetation preservation and noise.

(j) “Feasible” means capable of being accomplished in a successful manner within a reasonable period of time, taking into account economic, environmental, social and technological factors.

(k) “Areas open to public use” means all of the areas within a structure housing gaming under a nonrestricted license except areas devoted to the private use of guests.

(l) “Areas devoted to private use of guests” means hotel rooms and hallways to serve hotel room areas, and any parking areas. A hallway serves hotel room areas if more than 50 percent of the areas on each side of the hallway are hotel rooms.

(m) “Nonrestricted license” means a gaming license which is not a restricted gaming license.

ARTICLE III. – ORGANIZATION

(a) There is created the Tahoe Regional Planning Agency as a separate legal entity.

Establishment

The governing body of the agency shall be constituted as follows:

(1) California delegation:

California
delegation
membership

(A) One member appointed by each of the county boards of supervisors of the counties of El Dorado and Placer and one member appointed by the city council of the city of South Lake Tahoe. Any such member may be a member of the county board of supervisors or city council, respectively, and shall reside in the territorial jurisdiction of the governmental body making the appointment.

(B) Two members appointed by the Governor of California, one member appointed by the speaker of the assembly of California and one member appointed by the senate rules committee of the State of California. The members appointed pursuant to this subparagraph shall not be residents of the region and shall represent the public at large within the State of California.

(2) Nevada delegation:

Nevada
delegation
membership

(A) One member appointed by each of the boards of county commissioners of Douglas and Washoe Counties and one member appointed by the board of supervisors of Carson City. Any such member may be a member of the board of county commissioners or board of supervisors, respectively, and shall reside in the territorial jurisdiction of the governmental body making the appointment.

(B) One member appointed by the Governor of Nevada, the secretary of State of Nevada or his designee, and the director of the State department of conservation and natural resources of Nevada or his designee. Except for the secretary of State and the

director of the State department of conservation and natural resources, the members or designees appointed pursuant to this subparagraph shall not be residents of the region. All member appointed pursuant to this subparagraph shall represent the public at large within the State of Nevada.

94 STAT. 3236

(C) One member appointed for a 1-year term by the six other members of the Nevada delegation. If at least four members of the Nevada delegation are unable to agree upon the selection of a seventh member within 60 days after the effective date of the amendments to this compact or the occurrence of a vacancy on the governing body for that State the Governor of the State of Nevada shall make such an appointment. The member appointed pursuant tot his subparagraph may, but it is not required to, be a resident of the region within the State of Nevada.

(3) If any appointing authority under paragraph (1)(A), (1)(B), (2)(A) or (2)(B) fails to make such an appointment within 60 days after the effective date of the amendments to this compact or the occurrence of a vacancy on the governing body, the Governor of the State in which the appointing authority is located shall make the appointment. The term of any member so appointed shall be 1 year.

Term

(4) The position of any member of the governing body shall be deemed vacant if such a member is absent from three consecutive meetings of the governing body in any calendar year.

Vacancies

(5) Each member and employee of the agency shall disclose his economic interests in the region within 10 days after taking his seat on the governing board or being employed by the agency and shall thereafter disclose any further economic interest which he acquires, as soon as feasible after he acquires it. As used in this paragraph, "economic interests" means:

"Economic Interests"

(A) Any business entity operating in the region in which the member or employee has a direct or indirect investment worth more than \$1,000.

(B) Any real property located in the region in which the member or employee has a direct or indirect interest worth more than \$1,000.

(C) Any source of income attributable to activities in the region, other than loans by or deposits with a commercial lending institution in the regular course of business, aggregating \$250 or more in value received by or promised to the member within the preceding 12 months; or

(D) Any business entity operating in the region which the member or employee is a director, officer, partner, trustee, employee or holds any position of management.

No member or employee of the agency shall make, or attempt to influence, an agency decision in which he knows or has reason to know he has an economic interest. Members and employees of the agency must disqualify themselves from making or participating in the making of the agency when it is reasonably foreseeable that the decision with have a material financial effect, distinguishable from its effect on the public generally, on the economic interests of the member or employee.

(b) The members of the agency shall serve without compensation, but the expenses of each member shall be met by the body which he represents in accordance with the law of that body. All other expenses incurred by the governing body in the course of exercising the powers conferred upon it by this

Expenses

compact unless met in some other manner specifically provided, shall be paid by the agency out of its own funds.

94 STAT. 3237

(c) Except for the secretary of State and the director of the department of conservation and natural resources of Nevada and the member appointed pursuant to subdivision (a)(2)(C), the members of the governing body serve at the pleasure of the appointing authority in each case, but each appointment shall be reviewed no less often than every 4 years. Members may be reappointed.

(d) The governing body of the agency shall meet at least monthly. All meetings shall be open to the public to the extent required by the law of the State of California or the State of Nevada, whichever imposes the greater requirement, applicable to local governments at the time such meeting is held. The governing body shall fix a date for its regular monthly meetings in such terms as “the first Monday of each month,” and shall not change such a date more often than once in any calendar year. Notice of the date so fixed shall be given by publication at least once in a newspaper or combination of newspapers whose circulation is general throughout the region and in each county a portion of whose territory lies within the region. Notice of any special meeting, except an emergency meeting, shall be given by so publishing the date and place and posting an agenda at least 5 days prior to the meeting.

Monthly Meetings

(e) The position of a member of the governing body shall be considered vacant upon his loss of any of the qualifications required for his appointment and in such event the appointing authority shall appoint a successor.

Vacancies

(f) The governing body shall elect from its own members a chairman and vice chairman, whose terms of office shall be 2 years, and who may be reelected. If a vacancy occurs in either office, the governing body may fill such a vacancy for the unexpired term.

Chairman

(g) Four of the members of the governing body from each State constitute a quorum for the transaction of the business of the agency. The voting procedures shall be as follows:

Voting Procedures

(1) For adopting, amending or repealing environmental threshold carrying capacities, the regional plan, and ordinances, rules and regulations, and for granting variances from the ordinances, rules and regulations, the vote of at least four of the members of each State agreeing with the vote of at least four members of the other State shall be required to take action. If there is no vote of at least four of the members from one State agreeing with the vote of at least four members of the other State on the actions specified in this paragraph, an action of rejection shall be deemed to have been taken.

(2) For approving a project, the affirmative vote of at least five members from the State in which the project is located and the affirmative vote of at least nine members of the governing body are required. If at least five members of the governing body from the State in which the project is located and at least nine members of the entire governing body do not vote in favor of the project, upon a motion of approval, an action of rejection shall be deemed to have been taken. A decision by the agency to approve a project shall be supported by a statement of findings, adopted by the agency, which indicates that the project complies with the regional plan and with applicable ordinances, rules and regulations of the agency.

(3) For routine business and for directing the agency’s staff on litigation and enforcement actions, at least eight members of the governing body must agree to take action. If at least eight votes in favor of such action are not cast, an action of rejection shall be deemed to have been taken.

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).

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. Another commissioner from the same county may serve as an alternate.

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.

Sub.6. At Large member of the Executive Committee. Any commissioner who is chosen by a majority of the Board of Directors to serve on the Executive Committee pursuant to Section 3 of ARTICLE V of the NACO By-Laws.

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.