

Item # 3-4

**City of Carson City
Agenda Report**

Date Submitted: October 10, 2006

Agenda Date Requested: October 19, 2006

Time Requested: Consent

To: Mayor and Supervisors

From: Linda Ritter, City Manager

Subject Title: Action to reappoint Chris Freeman to the Nevada Tahoe Conservation District for a two year term ending December 31, 2008.

Staff Summary: The Nevada Tahoe Conservation District functions under the auspices of NRS 548 which states 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.

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 reappoint Chris Freeman to the Nevada Tahoe Conservation District for a two year term ending December 31, 2008.

Explanation for Recommended Board Action: The appointed term for the Carson City seat will expire on December 31, 2006.

Applicable Statute, Code, Policy, Rule or Regulation: NRS 548.

Fiscal Impact: None

Explanation of Impact: n/a

Funding Source: n/a

Alternatives: n/a

Supporting Material: NRS 548.

Prepared By: Janet Busse, Office Supervisor

Reviewed By:

(City Manager)

(District Attorney)

Date:

10-10-06

Date:

10-10-06

Board Action Taken:

Motion:

1)

2)

Aye/Nay

(Vote Recorded By)

NRS 548.265 Eligibility to vote at election. All registered voters residing within the district are eligible to vote in such election.

[Part 6:212:1937; A 1945, 28; 1947, 431; 1951, 190]—(NRS A 1973, 751; 1975, 903)

ATTORNEY GENERAL'S OPINIONS.

Occupiers of land within soil conservation district are eligible to serve as directors and to elect directors. All occupiers of land within a soil conservation district established pursuant to NRS ch. 548 are eligible to serve as directors and to elect directors of the district. NRS 548.265 was not intended to limit voting privileges to occupiers of agricultural land only. AGO 67 (3-21-1972)

NRS 548.270 Duties of Commission. The Commission shall:

1. Supervise the conduct of such election.
2. Prescribe regulations governing the conduct of such election.
3. Publish the results thereof.

[Part 6:212:1937; A 1945, 28; 1947, 431; 1951, 190]—(NRS A 1973, 751; 1975, 903)

NRS 548.275 Election of supervisors; terms of office.

1. In the election held in 1976, two terms of 4 years each and three terms of 2 years each shall be allocated among the candidates in descending order of number of votes received.

2. Supervisors who receive an equal number of votes shall draw lots to determine their terms.

3. After that election, supervisors shall be elected for terms of 4 years.

[Part 6:212:1937; A 1945, 28; 1947, 431; 1951, 190]—(NRS A 1973, 751; 1975, 903)

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.