



## STAFF REPORT

**Report To:** Board of Supervisors      **Meeting Date:** April 15, 2021

**Staff Contact:** Nancy Paulson, City Manager

**Agenda Title:** For Possible Action: Discussion and possible action to adopt, on second reading, Bill No. 106, a proposed ordinance repealing the Shade Tree Council. (Nancy Paulson, npaulson@carson.org)

**Staff Summary:** This item is for the second reading of a proposed ordinance which, if enacted, will repeal chapter 2.18 of the Carson City Municipal Code ("CCMC") establishing the Shade Tree Council.

**Agenda Action:** Ordinance - Second Reading      **Time Requested:** 5 mins

---

### Proposed Motion

I move to adopt on second reading, Bill No. 106, Ordinance No. \_\_\_\_\_.

### Board's Strategic Goal

Efficient Government

### Previous Action

March 18, 2021 - the Board of Supervisors voted unanimously to introduce the ordinance on first reading.

January 19, 2017 - the Board of Supervisors voted unanimously to accept the recommendation of the Shade Tree Council.

December 7, 2015 - the Shade Tree Council voted unanimously to recommend to the Board of Supervisors discontinuation of the Shade Tree Council.

### Background/Issues & Analysis

The Shade Tree Council was created by the enactment of Ordinance No. 1993-23 in 1993 for the purpose of advising the Board of Supervisors on matters concerning the development, maintenance, management and promotion of a safe, healthy and attractive urban forest in Carson City. At its December 7, 2015 meeting, the Shade Tree Council discussed the difficulty in filling seats on the advisory body due to a lack of interest from members of the community and the fact that much of the purpose of the Shade Tree Council was already being met by the Carson City Department of Parks and Recreation ("Parks Department"). As a result of this discussion, the Shade Tree Council voted unanimously to recommend to the Board of Supervisors discontinuation of the Shade Tree Council and to incorporate the purpose, mission and vision of the Council into the functions of the Parks Department. At its January 19, 2017 meeting, the Board of Supervisors voted unanimously to accept the recommendation. Since that time, the Shade Tree Council has not held any meetings and there is no current membership. However, both the Parks Department and the Carson City Department of Public Works employ arborists as City staff who guide plan review, maintenance and other matters related to urban forestry in Carson City. In addition, other Parks Department staff and volunteers - park rangers, Americorps VISTA members and Open Space personnel - have assumed the community education

component of urban forestry management. Furthermore, Carson City has been designated a Tree City USA which was made possible due to the City's comprehensive approach to addressing tree safety, reforestation, managing disease or decay and maintaining tree inventory. With the Board of Supervisors' previous action to discontinue the Shade Tree Council and with City staff having assumed functions dedicated to proper urban forestry, this agenda item serves essentially as a procedural formality for the removal of those provisions of CCMC that have become obsolete.

**Applicable Statute, Code, Policy, Rule or Regulation**

NRS Chapter 237; art. 2 of the Carson City Charter

**Financial Information**

**Is there a fiscal impact?** No

**If yes, account name/number:**

**Is it currently budgeted?**

**Explanation of Fiscal Impact:**

**Alternatives**

Do not adopt the ordinance on second reading and/or modify the ordinance.

**Attachments:**

[Ordinance\\_Shade Tree Council Repeal\\_Second Reading.docx](#)

**Board Action Taken:**

Motion: _____	1) _____	Aye/Nay
	2) _____	_____
		_____
		_____
		_____

\_\_\_\_\_  
(Vote Recorded By)

SUMMARY: An ordinance repealing the Shade Tree Council.

BILL NO. 106

ORDINANCE No. 2021-\_\_\_\_\_

AN ORDINANCE RELATING TO ADMINISTRATION; REPEALING THE SHADE TREE COUNCIL; AND PROVIDING OTHER MATTERS PROPERLY RELATED THERETO.

The Board of Supervisors of Carson City do ordain:

SECTION I:

That Title 2 (ADMINISTRATION AND PERSONNEL), Chapter 2.18 (SHADE TREE COUNCIL) is hereby repealed with reservation of the chapter as follows:

**Chapter 2.18 [~~SHADE TREE COUNCIL~~] Reserved.**  
**(Editor’s note: Ord. No. 2021-\_\_\_\_\_, § I, adopted on April 15, 2021, repealed Chapter 2.18 – SHADE TREE COUNCIL.**

SECTION II:

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

SECTION III:

This ordinance shall be in force and effect from and after the 22nd day of the month of April of the year 2021.

PROPOSED on \_\_\_\_\_, 2021.

PROPOSED by Supervisor \_\_\_\_\_.

PASSED on \_\_\_\_\_, 2021.

VOTE:      AYES:      SUPERVISORS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

NAYS: SUPERVISORS: \_\_\_\_\_  
ABSENT: SUPERVISORS: \_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
LORI BAGWELL  
Mayor

ATTEST:

\_\_\_\_\_  
AUBREY ROWLATT  
Carson City Clerk-Recorder

---

TEXT OF REPEALED SECTIONS

---

**Chapter 2.18 [~~SHADE TREE COUNCIL~~**

**Sections:]**

**[~~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.]~~

**[~~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.]~~

**[~~2.18.030 – Meetings and officers.~~**

- ~~1.— A majority of the council constitutes a quorum.~~
- ~~2.— The council meets at the call of the chairperson or upon a decision of the majority of the members.~~
- ~~3.— At its first regularly scheduled meeting of every calendar year the council shall elect from its membership a chairperson and a vice chairperson. The chairperson and vice chairperson hold office for 1 calendar year or until their successors are determined.~~
- ~~4.— The council must hold at least 1 regularly scheduled meeting per quarter.]~~