

Item # 4-6

**City of Carson City
Agenda Report**

Date Submitted: April 10, 2007

Agenda Date Requested: April 19, 2007

Time Requested: Consent

To: Mayor and Supervisors

From: Linda Ritter, City Manager

Subject Title: Action to appoint Jack "Wes" Clyde to the Advisory Board to Manager Wildlife for a term that expires July 2007.

Staff Summary: There is one opening on the Wildlife Advisory Board due to a member's resignation. The Advisory Board has interviewed the applicants and recommends appointment of Wes Clyde to fulfill this term.

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 Wes Clyde to the Wildlife Advisory Board for a term that expires July 2007.

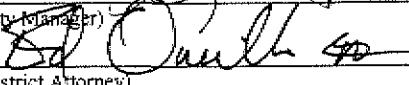
Explanation for Recommended Board Action: NRS 501.260 provides for a three or five member board and NRS 501.265 provides for the Board of Supervisors to appoint members to the Wildlife Advisory Board upon the recommendation of the members of the Wildlife Advisory Board. The Advisory Board has requested appointment of Jack "Wes" Clyde to fulfill a term expiring July 2007.

Applicable Statute, Code, Policy, Rule or Regulation: NRS 501.260; NRS 501.265 and Resolution #1994-R-7.

Fiscal Impact: None

Supporting Material: Advisory Board's recommendation, NRS 501.230 & NRS 501.265 and Resolution #1994-R-7.

Prepared By: Rose Gardner, Management Assistant

Reviewed By: 
(City Manager)

(District Attorney)

Date: 4-10-07
Date: 4/10/07

Board Action Taken:

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

(Vote Recorded By)

At their meeting on March 26th, the CCABMW took action to recommend to the Board of Supervisors the appointment of Wes Clyde.

Motion went as follows;

"Member Zuber moved to recommend to the Board of Supervisors the appointment of Wes Clyde to the Carson City Advisory Board to Manage Wildlife and, in addition, to recommend, since the term expires in July, extending the appointment through the next three-year term. Member Valley seconded the motion. Motion carried 3-0."

RESOLUTION NO. 1994-R-7

A RESOLUTION FOR THE APPOINTMENT OF MEMBERS TO THE
CARSON CITY ADVISORY BOARD TO MANAGE WILDLIFE.

WHEREAS, NRS 501.260 requires the Carson City Board of Supervisors to appoint an advisory board to manage wildlife in Carson City and Carson City has had such an advisory board; and

WHEREAS, Resolution 1993-R-58 of the Carson City Board of Supervisors establishes the method for appointment of members of certain boards and commissions in Carson City; and

WHEREAS, the terms of a certain former members of the Carson City Advisory Board to Manage Wildlife have expired leaving too few members to establish a quorum of the Advisory Board and Resolution 1993-R-58 does not address such a situation; and

WHEREAS, the vacancies on the Advisory Board to Manage Wildlife were advertised and a large number of responses have been received; and

WHEREAS, the Board of Supervisors desires to make new appointments to the Advisory Board to Manage Wildlife in an efficient and fair manner.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors, as follows:

1. The Board of Supervisors will review the applications of the people desiring appointment to the Advisory Board to Manage Wildlife and make the selection of new members at an open public meeting.

///

1 2. Due to the unique facts involving the expiration of the
2 terms of a number of the members of the Advisory Board to Mana
3 Wildlife a unique process must be used to review the applications
4 and make the selections for the Advisory Board to Manage
5 Wildlife.

6 3. This resolution and the process used to select the new
7 members of the Advisory Board to Manage Wildlife shall have no
8 effect on Resolution 1992-R-58 in the form it was adopted by the
9 Board of Supervisors.

10 ADOPTED this 6th day of January, 1994.

	<u>Aye</u>	<u>Nay</u>
12 Mayor Teixeira	<u>x</u>	<u> </u>
13 Mayor Pro Tempore Bennett	<u>x</u>	<u> </u>
14 Supervisor Ayres	<u>x</u>	<u> </u>
Supervisor Smith	<u> </u>	<u> </u>
Supervisor Tatro	<u>x</u>	<u> </u>

15 Absent:

Greg Smith

16 Mary Teixeira
MARY TEIXEIRA, Mayor

17 ATTEST:

18 Kiyoshi Nishikawa
19 KIYOSHI NISHIKAWA, Clerk-Recorder

NRS 501.243 Enforcement of chapter 488 of NRS; regulations; cooperative agreements.

1. The division shall execute, administer and enforce and perform the functions and duties provided in chapter 488 of NRS.

2. The commission has the power and authority to:

(a) Promulgate rules and regulations governing the use of waters for recreational purposes, which waters are open to the public and are not under the direct control of any other state or federal agency for recreational use.

(b) Enter into cooperative agreements with federal, state and county agencies having regulatory powers pertaining to the use of public waters for recreational purposes for the purpose of coordinating such rules and regulations.

(Added to NRS by 1965, 1060; A 1969, 1551; 1993, 1655)

NRS CROSS REFERENCES.

Watercraft, NRS ch. 488

ADMINISTRATIVE REGULATIONS.

Watercraft, NAC ch. 488

COUNTY ADVISORY BOARD TO MANAGE WILDLIFE

WEST PUBLISHING CO.

Fish ⇐ 11.

Game ⇐ 6.

WESTLAW Topic Nos. 176, 187.

C.J.S. Fish § 37.

C.J.S. Game § 9.

NRS 501.260 Creation; number of members; officers.

1. There is hereby created a county advisory board to manage wildlife in each of the several counties.

2. Each board consists of three or five members, at the discretion of the board of county commissioners.

3. A chairman and vice chairman must be selected by each board.

[Part 13:101:1947; A 1949, 292; R 1953, 676; added 1953, 676]—(NRS A 1969, 1554; 1977, 1230; 1985, 1350; 1989, 2192)

ATTORNEY GENERAL'S OPINIONS.

Members of county boards required to take an oath of office. The members of county game management boards (now county advisory boards to manage wildlife) are public officers and upon appointment are required to take a constitutional oath of office. AGO 352 (11-5-1954)

Members of county boards not required to act as police officers. The members of county game management boards (now county advisory boards to manage wildlife) are not required to act as police officers in order to enforce state fish and game laws, although they may voluntarily consent to do so. AGO 352 (11-5-1954)

NRS 501.265 Appointment of members; vacancies.

1. The board of county commissioners shall appoint qualified persons to the board who are residents of the county and are:

(a) Sportsmen; or

(b) Engaged in ranching or farming in the county.

2. Within 60 days after a vacancy occurs, the board of county commissioners shall appoint a member to the board upon the recommendation of the organized sportsmen and residents of the county.

3. Within 90 days after a vacancy occurs, the board of county commissioners shall report to the commission the name and address of each member appointed.

[Part 13:101:1947; A 1949, 292; R 1953, 676; added 1953, 676]—(NRS A 1961, 473; 1969, 1554; 1971, 856; 1977, 1231; 1985, 1350; 1989, 2192)