

SENATE BILL NO. 274—SENATORS NEAL AND COFFIN

MARCH 1, 1999

JOINT SPONSOR: ASSEMBLYWOMAN GIUNCHIGLIANI, BACHE, WILLIAMS,
BERMAN, FREEMAN, GIBBONS, HUMKE, LEE, MORTENSON, NEIGHBORS,
PARNELL, SEGERBLOM, THOMAS, TIFFANY AND VON TOBEL

Referred to Committee on Government Affairs

SUMMARY—Amends charter of City of Las Vegas to create six wards under certain circumstances. (BDR S-1064)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: No.

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EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~[omitted material]~~ is material to be omitted.

AN ACT relating to the charter of the City of Las Vegas; amending the charter to create six wards in the City of Las Vegas upon the approval of the registered voters of the city; authorizing the city council or the voters within the city to increase the number of wards in certain circumstances; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE
AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** Section 1.130 of the charter of the City of Las Vegas, being
2 chapter 517, Statutes of Nevada 1983, as amended by chapter 526, Statutes
3 of Nevada 1997, at page 2514, is hereby amended to read as follows:
4 Sec. 1.130 Wards: Creation; boundaries.
5 1. The city ~~{may}~~ ***must*** be divided into ~~{as many wards as the~~
6 ~~city council determines are necessary. The wards}~~ ***six wards upon***
7 ***the approval of the voters. Thereafter, the wards may be***
8 ***increased:***
9 ***(a) By the city council if it determines that an increase is***
10 ***necessary; or***

(b) Upon approval of a question proposing an increase to a specific number of wards by a majority of the voters voting on the question. Such a question must be submitted to the voters on the ballot at a general election or general city election if the city council votes for the submission of the question on its own motion or if a petition signed by a number of registered voters of the city equal to 15 percent or more of the number of voters who voted at the last preceding general election is submitted to the city council requesting an increase to a specific number of wards.

The wards must be as nearly equal in population as can conveniently be provided, and the territory which comprises each ward must be contiguous.

2. The boundaries of the wards must be established and changed by ordinance. The boundaries of the wards must be changed whenever the population, as determined by the last preceding national census of the Bureau of the Census of the United States Department of Commerce, in any ward exceeds the population in any other ward by more than 5 percent. The boundaries of the wards may be changed to include territory which has been annexed and whenever the population in any ward exceeds the population in any other ward by more than 5 percent by any measure which is found reliable by the city council.

Sec. 2. Section 2.010 of the charter of the City of Las Vegas, being chapter 517, Statutes of Nevada 1983, at page 1394, is hereby amended to read as follows:

Sec. 2.010 General provisions.

1. The municipal government and the legislative power of the city is vested in a city council which consists of a mayor and ~~four councilmen.~~ *one councilman from each ward.*

2. Members of the city council may vote on any lease, contract or other agreement which extends beyond their respective terms of office.

Sec. 3. Section 5.010 of the charter of the City of Las Vegas, being chapter 517, Statutes of Nevada 1983, as last amended by chapter 570, Statutes of Nevada 1997, at page 2790, is hereby amended to read as follows:

Sec. 5.010 Primary municipal elections.

1. On the Tuesday after the first Monday in May ~~1985,~~ *2001*, and at each successive interval of 4 years, a primary municipal election must be held in the city at which time candidates for ~~two~~ *half of the* offices of councilman and for municipal judge, department 2, must be nominated.

1 2. On the Tuesday after the first Monday in May ~~[1987,]~~ **2003**,
2 and at each successive interval of 4 years, a primary municipal
3 election must be held in the city at which time candidates for mayor,
4 for ~~[two]~~ **the other half of the** offices of councilman and for
5 municipal judge, department 1, must be nominated.

6 3. The candidates for councilman who are to be nominated as
7 provided in subsections 1 and 2 must be nominated and voted for
8 separately according to the respective wards. The candidates from
9 ~~[wards 2 and 4]~~ **each even-numbered ward** must be nominated as
10 provided in subsection 1, and the candidates from ~~[wards 1 and 3]~~
11 **each odd-numbered ward** must be nominated as provided in
12 subsection 2.

13 4. If the city council has established an additional department
14 or departments of the municipal court pursuant to section 4.010 of
15 this charter, and, as a result, more than one office of municipal
16 judge is to be filled at any election, the candidates for those offices
17 must be nominated and voted upon separately according to the
18 respective departments.

19 5. Each candidate for the municipal offices which are provided
20 for in subsections 1, 2 and 4 must file a declaration of candidacy
21 with the city clerk. All filing fees collected by the city clerk must be
22 paid into the city treasury.

23 6. If, in the primary election, regardless of the number of
24 candidates for an office, one candidate receives a majority of votes
25 which are cast in that election for the office for which he is a
26 candidate, he must be declared elected for the term which
27 commences on the day of the first regular meeting of the city
28 council next succeeding the meeting at which the canvass of the
29 returns is made, and no general election need be held for that office.
30 If, in the primary election, no candidate receives a majority of votes
31 which are cast in that election for the office for which he is a
32 candidate, the names of the two candidates who receive the highest
33 number of votes must be placed on the ballot for the general
34 election.

35 **Sec. 4.** The city council of the City of Las Vegas shall submit the
36 question of whether the number of wards of the city should be increased to
37 six wards to the registered voters of the city at the first general municipal
38 election after the effective date of this act.

39 **Sec. 5.** If the registered voters of the City of Las Vegas approve the
40 increase in the number of wards of the city to six wards, the city council
41 shall, on or before January 1, 2000:

- 1 1. Establish the boundaries of the wards added pursuant to the
2 amendatory provisions of section 1 of this act and designate these wards as
3 wards 5 and 6.
- 4 2. Appoint one person to each office of councilman added pursuant to
5 the amendatory provisions of section 1 of this act. The successor to the
6 office of councilman from ward 6 who is elected at the municipal election
7 in 2001 serves for a term of 4 years. Notwithstanding the provisions of
8 subsection 2 of section 1.140 of the charter of the City of Las Vegas, the
9 successor to the office of councilman from ward 5 who is elected at the
10 municipal election in 2001 serves for a term of 2 years. His successor who
11 is elected at the municipal election in 2003 and each subsequent successor
12 to that office serves for a term of 4 years.
- 13 **Sec. 6.** This act becomes effective upon passage and approval.

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