

SENATE BILL NO. 436—SENATOR PORTER

MARCH 15, 1999

Referred to Committee on Government Affairs

SUMMARY—Makes various changes relating to regional planning. (BDR 30-1588)

FISCAL NOTE: Effect on Local Government: Yes.
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 regional planning; revising the composition of the debt management commission in certain counties; providing for the creation of the Southern Nevada Regional Planning Coalition; establishing a governing board; prescribing the powers and duties of the board; establishing a technical committee; 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.** NRS 350.002 is hereby amended to read as follows:
2 350.002 1. ***There is hereby created in each county whose***
3 ***population is 400,000 or more, a debt management commission, to be***
4 ***composed of:***
5 ***(a) Three representatives of the board of county commissioners from***
6 ***its membership;***
7 ***(b) One representative of each governing body of the five largest***
8 ***incorporated cities in the county from its membership;***
9 ***(c) One representative of the board of trustees of the county school***
10 ***district from its membership; and***
11 ***(d) Two representatives of the public at large.***
12 2. There is hereby created in each county ***whose population is less***
13 ***than 400,000,*** a debt management commission, to be composed of one
14 representative of the county, one representative of the school district and
15 the following additional representatives:
16 (a) In each ***such*** county which contains more than one incorporated city:
17 (1) One representative of the city in which the county seat is located;
18 (2) One representative of the other incorporated cities jointly; and

1 (3) One representative of the public at large.

2 (b) In each *such* county which contains one incorporated city:

3 (1) One representative of the incorporated city; and

4 (2) Two representatives of the public at large.

5 (c) In each *such* county which contains no incorporated city, one
6 representative of the public at large.

7 (d) In each *such* county which contains one or more general
8 improvement districts, one representative of the district or districts jointly
9 and one additional representative of the public at large.

10 ~~{2-}~~ 3. In Carson City, there is hereby created a debt management
11 commission, to be composed of one representative of the board of
12 supervisors, one representative of the school district and three
13 representatives of the public at large. The representative of the board of
14 supervisors and the representative of the school district shall select the
15 representatives of the public at large, and for that purpose only, constitute a
16 quorum of the debt management commission. Members of the commission
17 serve for a term of 2 years beginning on January 1, or until their successors
18 are chosen.

19 ~~{3.—Each}~~

20 4. *Except as otherwise provided in subsection 1, each* representative
21 of a single local government must be chosen by its governing body. Each
22 representative of two or more local governments must be chosen by their
23 governing bodies jointly, each governing body having one vote. Each
24 representative of the general improvement districts must be chosen by their
25 governing bodies jointly, each governing body having one vote. Each
26 representative of the public at large must be chosen by the other members
27 of the commission from residents of the county, or Carson City, as the case
28 may be, who have a knowledge of its financial structure. A tie vote must be
29 resolved by lot.

30 ~~{4.—Members}~~

31 5. *Except as otherwise provided in this subsection, members* of the
32 commission or their successors must be chosen in January of each odd-
33 numbered year and hold office for a term of 2 years beginning January 1 . ~~{~~
34 ~~except the}~~ *The* representatives of incorporated cities ~~{, who}~~ must be
35 chosen after elections are held in the cities , but before the annual meeting
36 of the commission in July.

37 ~~{5-}~~ *The term of a representative who serves pursuant to paragraph*
38 *(a), (b) or (c) of subsection 1 is coterminous with the term of his elected*
39 *office, unless the public entity that appointed him revokes his*
40 *appointment.*

41 6. Any vacancy must be filled in the same manner as the original
42 choice was made for the remainder of the unexpired term.

1 **Sec. 2.** NRS 350.003 is hereby amended to read as follows:

2 350.003 1. The commission shall meet during the month of February
3 of each year, to organize by selecting a chairman and vice chairman. *In a*
4 *county whose population is 400,000 or more, the chairman must be one*
5 *of the representatives of the board of county commissioners.* The county
6 clerk is ex officio the secretary of the commission.

7 2. In addition to the organizational meeting, each commission shall
8 meet annually in July of each year and at the call of the chairman whenever
9 business is presented, as provided in NRS 350.004 and 350.005.

10 3. In conjunction with the meetings required by subsections 1 and 2,
11 the commission in a county whose population:

12 (a) Is 100,000 or more but less than 400,000, shall meet each calendar
13 quarter.

14 (b) Is 400,000 or more, shall meet each month.

15 The meetings required by this subsection must be scheduled at each annual
16 meeting in July.

17 4. Except as otherwise provided in subsection ~~2~~ 3 of NRS 350.002, a
18 majority of the members constitutes a quorum for all purposes.

19 **Sec. 3.** As used in sections 4 to 16, inclusive, of this act, unless the
20 context otherwise requires, the words and terms defined in sections 4, 5 and
21 6 of this act have the meanings ascribed to them in those sections.

22 **Sec. 4.** “Board” means the governing body of the Southern Nevada
23 Regional Planning Coalition.

24 **Sec. 5.** “Coalition” means the Southern Nevada Regional Planning
25 Coalition created pursuant to section 7 of this act.

26 **Sec. 6.** “Committee” means the technical committee to the coalition
27 created pursuant to section 14 of this act.

28 **Sec. 7.** The Southern Nevada Regional Planning Coalition is hereby
29 created, consisting of Clark County, the City of Las Vegas, the City of
30 North Las Vegas, the City of Henderson, Boulder City and the Clark
31 County School District.

32 **Sec. 8.** 1. The coalition must be governed by a board consisting of
33 10 members.

34 2. The members of the board must be appointed as follows:

35 (a) Two members appointed by the Board of County Commissioners of
36 Clark County from its membership;

37 (b) Two members appointed by the City Council of the City of Las
38 Vegas from its membership;

39 (c) Two members appointed by the City Council of the City of North
40 Las Vegas from its membership;

41 (d) Two members appointed by the City Council of the City of
42 Henderson from its membership;

1 (e) One member appointed by the City Council of Boulder City from its
2 membership; and

3 (f) One member appointed by the Board of Trustees of the Clark County
4 School District from its membership.

5 3. The term of each member of the board is coterminous with his term
6 of elected office unless the public entity that appointed him revokes his
7 appointment to the board.

8 4. If a member fails to attend three consecutive meetings or fails to
9 attend five meetings during a calendar year, his appointment is
10 automatically revoked.

11 5. If a member is unable to serve for the duration of his term or has his
12 membership revoked, his position becomes vacant. A vacancy on the board
13 must be filled by the authority which was entitled to appoint the member
14 whose position is vacant. A vacancy must be filled within 45 days after the
15 departure of the member. The term of a member appointed by the board to
16 fill a vacancy is the remainder of the term of the member whose position is
17 vacant.

18 **Sec. 9.** 1. The board shall meet each month at a time and place
19 designated by the chairman of the board. The board may hold special
20 meetings as often as the needs of the board require, upon notice to each
21 member of the board.

22 2. The board must provide notice of a meeting in the manner
23 prescribed by NRS 241.020.

24 3. Except as otherwise provided in subsection 4:

25 (a) A majority of the members of the board constitutes a quorum; and

26 (b) All actions must be adopted by at least a majority of the members
27 present and constituting the quorum at such a meeting.

28 4. The affirmative vote of at least two-thirds of the members of the
29 board is necessary to pass an action relating to:

30 (a) A budgetary matter or a matter which involves an expenditure of
31 public money; or

32 (b) A contract or other instrument that creates a binding legal obligation
33 on a public entity.

34 **Sec. 10.** 1. The board shall elect a chairman and vice chairman from
35 its membership at the first meeting of each calendar year.

36 2. The term of the initial chairman and vice chairman expires on the
37 date on which the first meeting is held in the year 2000.

38 **Sec. 11.** The board shall:

39 1. Adopt rules or bylaws that govern its management and affairs.

40 2. Prepare and adopt an annual budget.

41 **Sec. 12.** The board may employ such professional, technical and
42 support staff as it deems necessary and shall prescribe specific duties for
43 such staff.

1 **Sec. 13.** The board shall:

2 1. Consult with and request recommendations from a regional
3 organization, governmental agency or other public entity that may be
4 affected by a decision of the board; and

5 2. Take all other actions necessary to carry out the provisions of this
6 act.

7 **Sec. 14.** 1. The technical committee to the coalition consisting of the
8 County Manager of Clark County, the Superintendent of the Clark County
9 School District, and the city managers of the City of Las Vegas, the City of
10 Henderson, the City of North Las Vegas and Boulder City, or an appointee
11 of such an entity who is an employee of the entity, is hereby created to
12 provide assistance to the coalition.

13 2. In performing its duties, the committee may request the participation
14 of representatives of regional agencies, including, without limitation, the
15 Regional Transportation Commission, the Clark County School District,
16 the Regional Flood Control District, the Clark County District Board of
17 Health, the Southern Nevada Water Authority and public utilities.

18 3. The committee shall elect a chairman and vice chairman from its
19 membership.

20 4. The committee shall meet as often as is necessary to provide
21 assistance to the board. The chairman shall determine the time and place of
22 the meetings of the committee and the method of providing notice of
23 meetings.

24 5. The committee shall perform such duties as the board may require.

25 **Sec. 15.** The board may:

26 1. Develop policies for Clark County which may include, without
27 limitation, policies for:

28 (a) The promotion of orderly development, coordinated land use
29 planning and the efficient provision of services to urban areas, including,
30 without limitation, roads, water and sewer service, police and fire
31 protection, mass transportation, libraries and parks;

32 (b) Protection of the environment;

33 (c) Recreational programs, including, without limitation, programs for
34 regional trails and open space;

35 (d) Economic development and employment; and

36 (e) Affordable housing.

37 2. Carry out and manage the strategic plan and recommendations for
38 financing infrastructure adopted by the Southern Nevada Strategic Planning
39 Authority, or its successor.

40 3. Compile and coordinate a regional and local data base for Clark
41 County, including, without limitation, a comprehensive regional master
42 plan with land use designations and a geographic information system.

43 4. Establish standard projections for population.

1 5. Recommend methods for increasing the efficiency of and reducing
2 the cost of furnishing governmental services.

3 6. Make recommendations for the disposal of federal land.

4 7. Establish methods for resolving disputes relating to annexation,
5 future land use, zoning and development that arise between jurisdictions,
6 including, without limitation, identification of the spheres of influence of
7 the jurisdictions. As used in this subsection, "sphere of influence" means an
8 area into which a jurisdiction plans to expand.

9 8. Establish a program of incentives to encourage regional strategic
10 planning for economic development, including, without limitation, joint
11 activities relating to the creation of jobs, agreements for revenue sharing,
12 education, transportation, law enforcement, water and sewer services, and
13 parks and recreation.

14 9. Develop a regional park plan in coordination with the Clark County
15 Regional Flood Control District, organized pursuant to NRS 543.240.

16 10. Consider any issues of regional significance as determined
17 appropriate by the board.

18 11. Review:

19 (a) Master plans adopted by the governing body of the county and each
20 city in the county;

21 (b) The annual plan for capital improvements prepared by the governing
22 body of each local government in the county pursuant to NRS 278.0226;
23 and

24 (c) Plans for capital improvements, facilities plans or other similar plans
25 adopted by:

26 (1) The Regional Transportation Commission of Clark County;

27 (2) The Southern Nevada Water Authority, created on July 25, 1991,
28 by a cooperative agreement entered into on that date pursuant to the
29 provisions of NRS 277.080 to 277.180, inclusive;

30 (3) The Board of Trustees of the Clark County School District;

31 (4) The Clark County District Board of Health; and

32 (5) The Board of Directors of the Clark County Regional Flood
33 Control District, organized pursuant to NRS 543.240.

34 **Sec. 16.** 1. The board shall establish:

35 (a) A subcommittee to address issues relating to the disposal of federal
36 land and report its activities to the board. The subcommittee must consist
37 of:

38 (1) The members of the board who are members of the Board of
39 County Commissioners of Clark County;

40 (2) The Mayors of the City of Henderson, the City of Las Vegas and
41 the City of North Las Vegas; and

1 (3) A representative of the Federal Bureau of Land Management and
2 a member selected by the United States Air Force, who are nonvoting
3 members.

4 (b) A subcommittee to carry out the duties of the Clark County
5 Clearinghouse Council, created on July 6, 1993, by a cooperative
6 agreement entered into on that date pursuant to the provisions of NRS
7 277.080 to 277.180, inclusive, and to report its activities to the board. The
8 subcommittee must be composed of six members as follows:

9 (1) One member appointed by the Board of County Commissioners of
10 Clark County from its membership;

11 (2) One member appointed by the City Council of the City of Las
12 Vegas from its membership;

13 (3) One member appointed by the City Council of the City of North
14 Las Vegas from its membership;

15 (4) One member appointed by the City Council of the City of
16 Henderson from its membership;

17 (5) One member appointed by the City Council of Boulder City from
18 its membership; and

19 (6) One member appointed by the City Council of the City of
20 Mesquite from its membership.

21 2. The board may form other subcommittees as it deems appropriate.

22 3. The board may appoint additional members of the subcommittees
23 formed pursuant to subsection 1 as the board deems appropriate.

24 **Sec. 17.** 1. This section and sections 3 through 16 of this act become
25 effective on July 1, 1999.

26 2. Sections 1 and 2 of this act become effective on January 1, 2000.