

**MINUTES OF THE  
SENATE COMMITTEE ON GOVERNMENT AFFAIRS**

**Seventy-Eighth Session  
June 1, 2015**

The Senate Committee on Government Affairs was called to order by Chair Pete Goicoechea at 9:20 p.m. on Monday, June 1, 2015, in Room 2144 of the Legislative Building, Carson City, Nevada. [Exhibit A](#) is the Agenda. [Exhibit B](#) is the Attendance Roster. All exhibits are available and on file in the Research Library of the Legislative Counsel Bureau.

**COMMITTEE MEMBERS PRESENT:**

Senator Pete Goicoechea, Chair  
Senator Joe P. Hardy, Vice Chair  
Senator Mark A. Lipparelli  
Senator David R. Parks

**COMMITTEE MEMBERS ABSENT:**

Senator Kelvin Atkinson (Excused)

**STAFF MEMBERS PRESENT:**

Jennifer Ruedy, Policy Analyst  
Heidi Chlarson, Counsel  
Suzanne Efford, Committee Secretary

**OTHERS PRESENT:**

Wes Henderson, Nevada League of Cities and Municipalities  
Bob Ostrovsky, City of Las Vegas  
Scott Gilles, City of Reno  
Adam Mayberry, City of Sparks  
Brian Reeder, Associated General Contractors

**Chair Goicoechea:**

We will reconvene the meeting on Assembly (A.B.) Bill 445 in case there is something we have not yet covered.

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**ASSEMBLY BILL 445 (2nd Reprint)**: Makes various changes relating to redevelopment. (BDR 22-1100)

Senator Hardy, have you had time to study the proposed amendment for A.B. 445?

**Heidi Chlarson (Counsel):**

The proposed amendment ([Exhibit C](#)) modifies section 3 of A.B. 445 to address a potential conflict with Senate Bill (S.B.) 297 that has been signed by the Governor. Senate Bill (S.B.) 297 concerns the first 15 years of a 45-year redevelopment plan regarding specific regulations for real property that has been conveyed by the federal government containing mines or milling operations.

**SENATE BILL 297 (1st Reprint)**: Revises certain provisions relating to redevelopment plans. (BDR 22-1028)

**Chair Goicoechea:**

This will ensure there will be no conflict between the Three Kids Mine and the City of Henderson's redevelopment district.

**Senator Hardy:**

This proposed amendment does a good job clarifying the difference between S.B. 297 and A.B. 445.

SENATOR HARDY MOVED TO AMEND AND DO PASS AS AMENDED  
A.B. 445.

SENATOR LIPPARELLI SECONDED THE MOTION.

THE MOTION CARRIED UNANIMOUSLY.

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**Chair Goicoechea:**

We will now hear A.B. 493.

**ASSEMBLY BILL 493**: Grants power to the governing body of an incorporated city to address matters of local concern within certain parameters. (BDR 21-1296)

**Wes Henderson (Nevada League of Cities and Municipalities):**

The Nevada League of Cities and Municipalities proposed S.B. 29 which allows counties limited autonomy to manage matters of local concern. We support A.B. 493, which would provide charter cities the same opportunity. However, there is one word in the bill that people are having questions about.

**SENATE BILL 29 (2nd Reprint):** Grants power to a board of county commissioners to address matters of local concern within certain parameters. (BDR 20-465)

**Chair Goicoechea:**

We will now hear testimony.

**Senator Hardy:**

The word “nuisances” on page 4, line 39, of the bill is getting attention. What would be considered a nuisance? There should be a clarification of this term, something that the cities and counties agree on together so there is no disparity.

**Bob Ostrovsky (City of Las Vegas):**

I would like to address Senator Hardy’s question. With regard to defining the word nuisance, I think if we create a legislative record on the floor with a statement of intent, that would solve the problem. In reality, trying to amend the bill at this late hour of the Session would be a monumental task.

**Scott Gilles (City of Reno):**

The city of Reno supports this language as well. With respect to the nuisance term, we just heard about this within the last hour so I have not had a chance to follow up with staff or the city attorney’s office to determine what the impact that change would have. This was not mentioned during the S.B. 29 hearing or during the hearing this morning. We would urge you to move the bill without any amendments because of the timing of this issue.

**Senator Hardy:**

Do noise levels differentiate from city to city in Washoe County?

**Mr. Gilles:**

I do not know.

**Adam Mayberry (City of Sparks):**

We support this bill.

**Brian Reeder (Associated General Contractors):**

The Associated General Contractors is opposed to this bill because of the word nuisance.

**Chair Goicoechea:**

Mr. Reeder, are you concerned that in some jurisdictions your construction sites may be determined to be a nuisance because of noise pollution?

**Mr. Reeder:**

Yes.

**Senator Hardy:**

I would say the definition of the word nuisance should be common throughout close jurisdictions.

**Ms. Chlarson:**

Chapter 266 of the *Nevada Revised Statutes* (NRS) outlines the law that relates to cities. There is a provision that allows a city to define what a nuisance is by ordinance; however, there is no specific definition of the word nuisance within the NRS.

**Senator Hardy:**

This is home rule, and they already have that right.

**Chair Goicoechea:**

Yes, this would be defined by city ordinance.

SENATOR HARDY MOVED TO DO PASS A.B. 493.

SENATOR PARKS SECONDED THE MOTION.

THE MOTION CARRIED UNANIMOUSLY.

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**Chair Goicoechea:**

The meeting is adjourned at 9:37 p.m.

RESPECTFULLY SUBMITTED:

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Suzanne Efford,  
Committee Secretary

APPROVED BY:

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Senator Pete Goicoechea, Chair

DATE: \_\_\_\_\_

EXHIBIT SUMMARY				
Bill	Exhibit / # of pages		Witness / Entity	Description
	A	1		Agenda
	B	1		Attendance Roster
A.B. 445	C	7	Heidi Chlarson	Proposed Amendment