

Amendment No. 960

Senate Amendment to Assembly Bill No. 36	(BDR S-448)
<b>Proposed by:</b> Senator Segerblom	
<b>Amendment Box:</b> Replaces Amendment No. 794.	
<b>Amends:</b> Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes	

ASSEMBLY ACTION				Initial and Date	SENATE ACTION				Initial and Date
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____	Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	_____
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____	Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	_____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.

HAC



Date: 5/25/2017

A.B. No. 36—Revises the Charter of the City of Reno. (BDR S-448)





ASSEMBLY BILL NO. 36—COMMITTEE ON  
LEGISLATIVE OPERATIONS AND ELECTIONS

(ON BEHALF OF THE CITY OF RENO)

PREFILED NOVEMBER 16, 2016

Referred to Committee on Government Affairs

SUMMARY—Revises the Charter of the City of Reno. (BDR S-448)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.  
Effect on the State: 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 City of Reno; revising provisions relating to appointive officers and employees; creating a sixth ward for the City; requiring that a candidate for Council Member be voted upon in a special or general election only by the registered voters of the ward that the candidate seeks to represent; removing the Mayor from the City Council; authorizing the Mayor to veto, under certain circumstances, matters passed by the City Council; revising provisions relating to interactions between the City Council and employees; eliminating the office of the Council Member who represents the City at large; requiring the City Council to adopt an ordinance requiring the Mayor and Council Members to submit reports of campaign contributions in certain years; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

The existing Charter of the City of Reno specifies the persons within the City government who are considered appointive officers and also describes appointive employees of the City who: (1) are not appointive officers but regularly assist an appointive officer; (2) have duties that consist of administrative work directly related to management policies; and (3) have positions that require them customarily to exercise discretion and independent judgment. (Reno City Charter §§ 1.012, 1.090) The existing Charter of the City of Reno also authorizes the City Manager to appoint such staff as necessary for the functioning of the office, including specified appointive employees. (Reno City Charter § 3.020) **Section 1** of this bill clarifies the definition of "appointive employee." **Section 6** of this bill authorizes the City Manager to appoint such staff as necessary for the functioning of the City, subject to certain limitations on the number of appointive offices and positions.

The existing Charter of the City of Reno prohibits the Mayor or any Council Member from dictating the appointment, suspension or removal of any appointive employee. The existing Charter also prohibits the City Council or its members from dealing directly with an appointive employee, instead of the City Manager, on matters pertaining to City business, except for the purpose of inquiry. (Reno City Charter § 3.140) **Section 7** of this bill prohibits

the Mayor or a Council Member from dictating the appointment, suspension or removal of any employee unless specifically authorized in the Charter. **Section 7** also removes the exception authorizing the City Council or its members to deal directly with an employee for the purpose of inquiry and instead: (1) requires the City Council to deal directly with the City Manager; and (2) prohibits the City Council from giving any order to any subordinate to the City Manager.

Existing law requires candidates for public office to report campaign contributions. Five reports are required during the calendar year in which the office is up for election, and one report is required during each year in which the office is not up for election. (NRS 294A.120) **Section 8** of this bill requires the City Council of the City of Reno to adopt an ordinance requiring the Mayor and each Council Member to report the campaign contributions received during every year other than the year in which the general election for that office is held. These reports are in addition to the existing reports required of candidates for public office.

The existing Charter of the City of Reno divides the City into five wards, each of which is represented on the City Council by a Council Member. A sixth Council Member represents the City at large. (Reno City Charter §§ 1.050, 2.010) The existing Charter of the City of Reno also provides that the candidates for Council Member to represent a particular ward must be voted on in a primary election only by the registered voters of that ward and, in a general election, must be elected by the registered voters of the City at large. (Reno City Charter §§ 5.010, 5.020)

**Sections 9 and 11** of this bill amend the Charter of the City of Reno to provide that all candidates for Council Member to represent a particular ward must be elected in a general election only by the registered voters of that ward. **Section 2** of this bill increases the number of wards in the City of Reno to six. **Section 10** of this bill replaces the office of Council Member at large with the office of Council Member to represent the newly created sixth ward, and **sections 4, 5 and 12** of this bill provide conforming changes to account for that replacement. **Section 13** of this bill requires the City Council to establish the boundaries of the sixth ward, and alter the boundaries of the first through fifth wards accordingly, after the completion of the 2020 federal decennial census and before January 1, 2024. Under **sections 14 and 15** of this bill, the Council Member who represents the sixth ward will first be elected at the 2024 general election. **Section 14** also provides that Council Members representing wards one through five who are in office on January 1, 2024, will continue to represent those wards notwithstanding the altered boundaries for the remainders of their terms and that the Council Member who represents the City at large, who was last elected at the 2020 general election, will continue to represent the City at large for the remainder of his or her term.

Existing law requires that a vacancy in the office of a Council Member be filled by appointment by a majority vote of the City Council unless the City Council calls a special election to fill the vacancy. **Section 3** of this bill provides that if a special election is held to fill the vacancy in the office of Council Member who represents a ward, only registered voters of that ward may vote at the special election.

Existing law provides that the legislative power of the City is vested in the City Council consisting of six Council Members and a Mayor. (Reno City Charter § 2.010) Effective October 1, 2017: (1) section 4.5 of this bill removes the Mayor from the City Council; and (2) section 5.5 of this bill authorizes the Mayor, under certain circumstances, to veto matters passed by the City Council.

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

**Section 1.** Section 1.012 of the Charter of the City of Reno, being chapter 349, Statutes of Nevada 2013, as amended by chapter 163, Statutes of Nevada 2015, at page 766, is hereby amended to read as follows:

Sec. 1.012 “Appointive employee” defined. “Appointive employee” means a person *described in subsection 5 of section 1.090* who is appointed to an appointive position established by ordinance pursuant to

1 subsection 4 of section 1.090 . ~~for a position described in subsection 5 of~~  
2 ~~section 1.090.~~

3 **Sec. 2.** Section 1.050 of the Charter of the City of Reno, being chapter 662,  
4 Statutes of Nevada 1971, as last amended by chapter 327, Statutes of Nevada 1999,  
5 at page 1365, is hereby amended to read as follows:

6 Sec. 1.050 Wards: Creation; boundaries.

7 1. The City must be divided into ~~five~~ **six** wards, which must be as  
8 nearly equal in population as can be conveniently provided. The territory  
9 comprising each ward must be contiguous, except that if any territory of the  
10 City which is not contiguous to the remainder of the City does not contain  
11 sufficient population to constitute a separate ward, it may be placed in any  
12 ward of the City.

13 2. The boundaries of the wards must be established and changed by  
14 ordinance, passed by a vote of at least five-sevenths of the City Council.  
15 The boundaries of the wards:

16 (a) Must be changed whenever the population, as determined by the  
17 last preceding national census of the Bureau of the Census of the United  
18 States Department of Commerce, in any ward exceeds the population in any  
19 other ward by more than 5 percent.

20 (b) May be changed to include territory that has been annexed, or  
21 whenever the population in any ward exceeds the population in another  
22 ward by more than 5 percent by any measure that is found to be reliable by  
23 the City Council.

24 **Sec. 3.** Section 1.070 of the Charter of the City of Reno, being chapter 662,  
25 Statutes of Nevada 1971, as last amended by chapter 163, Statutes of Nevada 2015,  
26 at page 767, is hereby amended to read as follows:

27 Sec. 1.070 Elective offices: Vacancies.

28 1. Except as otherwise provided in this section, a vacancy in the City  
29 Council or in the office of City Attorney or Municipal Judge must be filled  
30 by a majority vote of the members of the City Council within 30 days after  
31 the occurrence of the vacancy. A person may be selected to fill a  
32 prospective vacancy in the City Council before the vacancy occurs. In  
33 filling a prospective vacancy, each member of the Council, except any  
34 member whose term of office expires before the occurrence of the vacancy,  
35 may participate in any action taken by the Council pursuant to this section.  
36 The appointee must have the same qualifications as are required of the  
37 elective official. The appointee shall serve until the next general municipal  
38 election and until his or her successor is elected and qualified.

39 2. If a prospective vacancy or vacancy occurs in ~~that~~ **the** office of **a**  
40 City Council ~~or~~ **Member**, in lieu of appointment, the City Council may, by  
41 resolution, declare a special election to fill the vacancy for the remainder of  
42 the unexpired term. The resolution declaring a special election must be  
43 adopted within 30 days after the occurrence of the vacancy and must state  
44 the date set by the City Council for the special election. In the case of a  
45 prospective vacancy, the Council may adopt the resolution before the  
46 vacancy occurs, but the special election may not be held until after the  
47 vacancy occurs. The special election must be conducted in accordance with  
48 the provisions of the resolution declaring the special election and section  
49 5.030 of this Charter. A person elected to fill a vacancy at a special election  
50 must have the same qualifications as are required of the elected official.

51 **3. A candidate at a special election to fill a vacancy in the office of a**  
52 **City Council Member who represents a ward must be elected only by the**  
53 **registered voters of the ward that the candidate seeks to represent.**

1       **Sec. 4.** Section 1.070 of the Charter of the City of Reno, being chapter 662,  
2 Statutes of Nevada 1971, as last amended by chapter 163, Statutes of Nevada 2015,  
3 at page 767, is hereby amended to read as follows:

4       Sec. 1.070 Elective offices: Vacancies.

5       1. Except as otherwise provided in this section, a vacancy in the City  
6 Council or in the office of City Attorney or Municipal Judge must be filled  
7 by a majority vote of the members of the City Council within 30 days after  
8 the occurrence of the vacancy. A person may be selected to fill a  
9 prospective vacancy in the City Council before the vacancy occurs. In  
10 filling a prospective vacancy, each member of the Council, except any  
11 member whose term of office expires before the occurrence of the vacancy,  
12 may participate in any action taken by the Council pursuant to this section.  
13 The appointee must have the same qualifications as are required of the  
14 elective official. The appointee shall serve until the next general municipal  
15 election and until his or her successor is elected and qualified.

16       2. If a prospective vacancy or vacancy occurs in the office of a City  
17 Council Member, in lieu of appointment, the City Council may, by  
18 resolution, declare a special election to fill the vacancy for the remainder of  
19 the unexpired term. The resolution declaring a special election must be  
20 adopted within 30 days after the occurrence of the vacancy and must state  
21 the date set by the City Council for the special election. In the case of a  
22 prospective vacancy, the Council may adopt the resolution before the  
23 vacancy occurs, but the special election may not be held until after the  
24 vacancy occurs. The special election must be conducted in accordance with  
25 the provisions of the resolution declaring the special election and section  
26 5.030 of this Charter. A person elected to fill a vacancy at a special election  
27 must have the same qualifications as are required of the elected official.

28       3. A candidate at a special election to fill a vacancy in the office of a  
29 City Council Member ~~{who represents a ward}~~ must be elected only by the  
30 registered voters of the ward that the candidate seeks to represent.

31       **Sec. 4.5.** Section 2.010 of the Charter of the City of Reno, being chapter 662,  
32 Statutes of Nevada 1971, as last amended by chapter 327, Statutes of Nevada 1999,  
33 at page 1366, is hereby amended to read as follows:

34       Sec. 2.010 ~~{Mayor and}~~ City Council: Qualifications; election; term  
35 of office; salary.

36       1. The legislative power of the City is vested in a City Council  
37 consisting of six Council Members. ~~{and a Mayor.}~~

38       2. The ~~{Mayor and}~~ Council Members must be qualified electors  
39 within the City. Each Council Member elected from a ward must continue  
40 to live in that ward for as long as he or she represents the ward.

41       3. ~~{The Mayor and one}~~ One Council Member ~~{represent}~~ represents  
42 the City at large and one Council Member represents each ward. The  
43 ~~{Mayor and}~~ Council Members serve for terms of 4 years.

44       4. The ~~{Mayor and}~~ Council Members are entitled to receive a salary  
45 in an amount fixed by the City Council.

46       **Sec. 5.** Section 2.010 of the Charter of the City of Reno, being chapter 662,  
47 Statutes of Nevada 1971, as last amended by chapter 327, Statutes of Nevada 1999,  
48 at page 1366, is hereby amended to read as follows:

49       Sec. 2.010 City Council: Qualifications; election; term of office;  
50 salary.

51       1. The legislative power of the City is vested in a City Council  
52 consisting of six Council Members.

2. The Council Members must be qualified electors within the City. Each Council Member elected from a ward must continue to live in that ward for as long as he or she represents the ward.

3. ~~One Council Member represents the City at large and one~~ One Council Member represents each ward. The Council Members serve for terms of 4 years.

4. The Council Members are entitled to receive a salary in an amount fixed by the City Council.

**Sec. 5.5. Section 3.010 of the Charter of the City of Reno, being chapter 662, Statutes of Nevada 1971, as last amended by chapter 349, Statutes of Nevada 2013, at page 1824, is hereby amended to read as follows:**

Sec. 3.010 Mayor: ~~Duties;~~ Qualifications; term of office; duties; salary; Vice Mayor.

1. The Mayor shall:

(a) Be a qualified elector within the City.

(b) Serve a term of 4 years.

2. The Mayor:

(a) Shall ~~serve as a member of the City Council and~~ preside over ~~the~~ the meetings of the City Council, but he or she is not entitled to vote on any matter before the Council.

(b) May veto any matter passed by the City Council if he or she gives notice in writing to the City Clerk within 10 days after the action taken by the City Council. A veto may be overturned only by a vote of at least five-sixths of the City Council.

(c) Shall not have any administrative duties.

~~(c)~~ (d) Must be recognized as the head of the City Government for all ceremonial purposes.

~~(d)~~ (e) Shall determine the order of business at meetings pursuant to the rules of the City Council.

~~(e) Is entitled to vote and shall vote last on all roll call votes.~~

(f) Shall take all proper measures for the preservation of the public peace and order and for the suppression of riots and all forms of public disturbance, for which he or she is authorized to appoint extra police officers temporarily and without regard to Civil Service rules and regulations, and to call upon the County Sheriff or, if that force is inadequate, to call upon the Governor for assistance.

(g) Shall perform such other duties, except administrative duties, as are prescribed by ordinance or by the provisions of Nevada Revised Statutes which apply to a mayor of a city organized pursuant to the provisions of a special charter.

~~(g)~~ (h) Is entitled to receive a salary in an amount fixed by the City Council.

3. At the first regular City Council meeting in November of each year or whenever a vacancy occurs in the office of Vice Mayor, the City Council shall elect one of the Council Members to be Vice Mayor. That person:

(a) Holds that office and title, without additional compensation, for a term of 1 year or until removed after a hearing for cause by a vote of six-sevenths of the City Council or the office otherwise becomes vacant.

(b) Shall perform the duties of Mayor during the absence or disability of the Mayor.

(c) Shall act as Mayor if the office of Mayor becomes vacant until the vacancy is filled pursuant to section 1.070 of this Charter.

1       **Sec. 6.** Section 3.020 of the Charter of the City of Reno, being chapter 662,  
2 Statutes of Nevada 1971, as last amended by chapter 163, Statutes of Nevada 2015,  
3 at page 771, is hereby amended to read as follows:

4       Sec. 3.020 City Manager: Duties; compensation; residency; vacancy.

5       1. The City Manager is the Chief Executive and Administrative  
6 Officer of the City Government. He or she is responsible to the City  
7 Council for the proper administration of all affairs of the City. The duties  
8 and salary of the City Manager must be fixed by the City Council and he or  
9 she is entitled to be reimbursed for all expenses incurred in the performance  
10 of his or her duties.

11       2. Except as otherwise provided in this subsection, the City Manager  
12 must actually, as opposed to constructively, reside in the State. A person  
13 who is appointed as City Manager by the City Council must become an  
14 actual resident of the State not later than 6 months after the date of his or  
15 her appointment.

16       3. Any vacancy in the City Manager position must be filled by the  
17 City Council not later than 6 months after the vacancy occurs.

18       4. ~~[[The]~~ *Subject to the provisions of section 1.090, the* City Manager  
19 may appoint such staff as he or she deems necessary for the proper  
20 functioning of ~~this or her office, including, without limitation:~~

21       ~~—(a) A Chief of Staff, who is an appointive officer and not subject to the~~  
22 ~~provisions of article IX of this Charter.~~

23       ~~—(b) One or more Assistant City Managers, who are appointive officers~~  
24 ~~and not subject to the provisions of article IX of this Charter.~~

25       ~~—(c) An Executive Assistant, who is an appointive officer and not~~  
26 ~~subject to the provisions of article IX of this Charter.~~

27       ~~—(d) Clerical and office support staff, who are subject to the provisions~~  
28 ~~of article IX of this Charter.] the City.~~

29       5. The City Manager may designate an acting City Manager to serve  
30 in his or her absence or, if he or she fails to do so, the City Council may  
31 appoint an acting City Manager.

32       6. No member of the City Council may be appointed as City Manager  
33 during the term for which he or she was elected, or for 1 year thereafter.

34       7. The City Manager shall appoint all officers and employees of the  
35 City and may remove any officer or employee of the City except as  
36 otherwise provided in this Charter. The City Manager may authorize the  
37 head of a department or office to appoint or remove his or her subordinates.

38       **Sec. 7.** Section 3.140 of the Charter of the City of Reno, being chapter 662,  
39 Statutes of Nevada 1971, as last amended by chapter 163, Statutes of Nevada 2015,  
40 at page 773, is hereby amended to read as follows:

41       Sec. 3.140 Interference and direction by City Council.

42       1. ~~[[The]~~ *Except as specifically authorized in this Charter, the* Mayor  
43 or Council Members shall not dictate the appointment, suspension or  
44 removal of any ~~[[appointive]]~~ employee. No person covered by the rules and  
45 regulations of the Commission may be appointed, suspended or removed  
46 except as provided in those rules and regulations.

47       2. Any action directed by the City Council in a public meeting shall  
48 be deemed to be direction to the City Manager and not to any subordinate  
49 of the City Manager. The City Council ~~for]~~ *and* its members shall ~~not:~~

50       ~~—(a) Deal] deal~~ directly with ~~[[an appointive employee on a matter~~  
51 ~~pertaining to City business, except for the purpose of inquiry, but shall deal~~  
52 ~~through]] the City Manager [; or~~



~~(b) Give~~ and shall not give any order, publicly or privately, to any subordinate of the City Manager.

**Sec. 8.** The Charter of the City of Reno, being chapter 662, Statutes of Nevada 1971, at page 1962, is hereby amended by adding thereto a new section to be designated as section 5.120 immediately following section 5.110, to read as follows:

***Sec. 5.120 Reports of Campaign Contributions.***

***1. The City Council shall adopt an ordinance requiring the Mayor and each member of the City Council to report contributions received during every year other than the year in which the general election for that office is held.***

***2. The reports required by an ordinance adopted pursuant to subsection 1 must be in addition to the reports required by chapter 294A of NRS.***

***3. As used in this section, "contribution" has the meaning ascribed to it in NRS 294A.007.***

**Sec. 9.** Section 5.010 of the Charter of the City of Reno, being chapter 662, Statutes of Nevada 1971, as last amended by chapter 349, Statutes of Nevada 2013, at page 1828, is hereby amended to read as follows:

**Sec. 5.010 General elections.**

**1.** On the date fixed by the election laws of the State for the statewide general election in November 2002, and at each successive interval of 6 years, there must be elected ~~by the qualified voters of the City,~~ at the general election, a Municipal Judge, who holds office for a term of 6 years and until his or her successor has been elected and qualified.

**2.** On the date fixed by the election laws of the State for the statewide general election in November 2002, and at each successive interval of 4 years, there must be elected ~~by the qualified voters of the City,~~ at the general election, a Mayor, Council Members from the second and fourth wards, and a City Attorney, all of whom hold office for a term of 4 years and until their successors have been elected and qualified.

**3.** On the date fixed by the election laws of the State for the statewide general election in November 2004, and at each successive interval of 6 years, there must be elected ~~by the qualified voters of the City,~~ at the general election, one or more Municipal Judges, other than the Municipal Judge referred to in subsection 1, all of whom hold office for a term of 6 years and until their successors have been elected and qualified.

**4.** On the date fixed by the election laws of the State for the statewide general election in November 2004, and at each successive interval of 4 years, there must be elected ~~by the qualified voters of the City,~~ at the general election, Council Members from the first, third and fifth wards and one Council Member at large, all of whom hold office for a term of 4 years and until their successors have been elected and qualified.

***5. In the general election:***

***(a) A candidate for the office of Council Member who represents a ward must be elected only by the registered voters of the ward that the candidate seeks to represent.***

***(b) Candidates for the offices of Mayor, Municipal Judge, City Attorney and Council Member at large must be elected by the registered voters of the city at large.***

1       **Sec. 10.** Section 5.010 of the Charter of the City of Reno, being chapter 662,  
2 Statutes of Nevada 1971, as last amended by chapter 349, Statutes of Nevada 2013,  
3 at page 1828, is hereby amended to read as follows:

4               Sec. 5.010 General elections.

5               1. On the date fixed by the election laws of the State for the statewide  
6 general election in November 2002, and at each successive interval of 6  
7 years, there must be elected at the general election, a Municipal Judge, who  
8 holds office for a term of 6 years and until his or her successor has been  
9 elected and qualified.

10              2. On the date fixed by the election laws of the State for the statewide  
11 general election in November 2002, and at each successive interval of 4  
12 years, there must be elected at the general election, a Mayor, Council  
13 Members from the second and fourth wards, and a City Attorney, all of  
14 whom hold office for a term of 4 years and until their successors have been  
15 elected and qualified.

16              3. On the date fixed by the election laws of the State for the statewide  
17 general election in November 2004, and at each successive interval of 6  
18 years, there must be elected at the general election, one or more Municipal  
19 Judges, other than the Municipal Judge referred to in subsection 1, all of  
20 whom hold office for a term of 6 years and until their successors have been  
21 elected and qualified.

22              4. On the date fixed by the election laws of the State for the statewide  
23 general election in November 2004, and at each successive interval of 4  
24 years, there must be elected at the general election, Council Members from  
25 the first, third and fifth wards ~~and one Council Member at large,~~ all of  
26 whom hold office for a term of 4 years and until their successors have been  
27 elected and qualified.

28              5. *On the date fixed by the election laws of the State for the*  
29 *statewide general election in November 2024, and at each successive*  
30 *interval of 4 years, there must be elected at the general election a Council*  
31 *Member from the sixth ward, who holds office for a term of 4 years and*  
32 *until his or her successor has been elected and qualified.*

33              6. In the general election:

34              (a) A candidate for the office of Council Member ~~who represents a~~  
35 ~~ward~~ must be elected only by the registered voters of the ward that the  
36 candidate seeks to represent.

37              (b) Candidates for the offices of Mayor, Municipal Judge ~~and~~ *and* City  
38 Attorney ~~and Council Member at large~~ must be elected by the registered  
39 voters of the city at large.

40       **Sec. 11.** Section 5.020 of the Charter of the City of Reno, being chapter 662,  
41 Statutes of Nevada 1971, as last amended by chapter 349, Statutes of Nevada 2013,  
42 at page 1829, is hereby amended to read as follows:

43               Sec. 5.020 Primary elections; declaration of candidacy.

44              1. A candidate for any office to be voted for at an election must file a  
45 declaration of candidacy with the City Clerk. All filing fees collected by the  
46 City Clerk must be deposited to the credit of the General Fund of the City.

47              2. If for any general election, there are three or more candidates for  
48 any office to be filled at that election, a primary election for any such office  
49 must be held on the date fixed by the election laws of the State for  
50 statewide elections, at which time there must be nominated candidates for  
51 the office to be voted for at the next general election. If for any general  
52 election there are two or fewer candidates for any office to be filled at that  
53 election, their names must not be placed on the ballot for the primary

election but must be placed on the ballot for the general election. The general election must be held on the date fixed by the election laws of the State for the statewide general election.

3. In the primary election:

(a) The names of the two candidates for Municipal Judge, City Attorney or a particular City Council seat, as the case may be, who receive the highest number of votes must be placed on the ballot for the general election.

(b) Candidates for Council Member who represent a specific ward must be voted upon only by the registered voters of that ward.

(c) Candidates for Mayor, *Municipal Judge, City Attorney* and Council Member at large must be voted upon by all registered voters of the City.

~~4. The Mayor and all Council Members must be voted upon by all registered voters of the City at the general election.~~

**Sec. 12.** Section 5.020 of the Charter of the City of Reno, being chapter 662, Statutes of Nevada 1971, as last amended by chapter 349, Statutes of Nevada 2013, at page 1829, is hereby amended to read as follows:

Sec. 5.020 Primary elections; declaration of candidacy.

1. A candidate for any office to be voted for at an election must file a declaration of candidacy with the City Clerk. All filing fees collected by the City Clerk must be deposited to the credit of the General Fund of the City.

2. If for any general election, there are three or more candidates for any office to be filled at that election, a primary election for any such office must be held on the date fixed by the election laws of the State for statewide elections, at which time there must be nominated candidates for the office to be voted for at the next general election. If for any general election there are two or fewer candidates for any office to be filled at that election, their names must not be placed on the ballot for the primary election but must be placed on the ballot for the general election. The general election must be held on the date fixed by the election laws of the State for the statewide general election.

3. In the primary election:

(a) The names of the two candidates for Municipal Judge, City Attorney or a particular City Council seat, as the case may be, who receive the highest number of votes must be placed on the ballot for the general election.

(b) Candidates for Council Member who represent a specific ward must be voted upon only by the registered voters of ~~that~~ *the* ward ~~that~~ *the candidate seeks to represent.*

(c) Candidates for Mayor, Municipal Judge ~~and~~ *and* City Attorney ~~and Council Member at large~~ must be voted upon by all registered voters of the City.

**Sec. 13.** After the completion of the 2020 decennial census of the Bureau of the Census of the United States Department of Commerce, and before January 1, 2024, the City Council of the City of Reno shall establish the boundaries of the additional ward created by the provisions of section 1.050 of the Charter of the City of Reno, as amended by section 2 of this act, which must be designated the sixth ward, and change the boundaries of the first through fifth wards to comply with the provisions of section 1.050 of the Charter of the City of Reno, as amended by section 2 of this act.

**Sec. 14.** Notwithstanding the provisions of sections 2.010 and 5.010 of the Charter of the City of Reno, as amended by sections 5 and 10 of this act:

1        1. A Council Member of the City of Reno who holds office on January 1,  
2        2024:

3        (a) If elected or appointed to represent a ward, shall continue to represent that  
4        ward for the remainder of his or her term of office.

5        (b) If elected or appointed to represent the City at large, shall continue to  
6        represent the City at large for the remainder of his or her term of office.

7        2. The sixth ward created by the provisions of section 1.050 of the Charter of  
8        the City of Reno, as amended by section 2 of this act, must be filled initially at the  
9        general election held on the date fixed by the election laws of the State for the  
10       statewide general election in November 2024 and shall not be deemed to be vacant  
11       before that time.

12       **Sec. 15.** 1. This section and sections 1, 3, 6 to 9, inclusive, 11 and 13 of  
13       this act become effective on July 1, 2017.

14       2. Sections 2, 4, 5, 10, 12 and 14 of this act become effective:

15       (a) On July 1, 2017, for the purpose of passing ordinances, establishing the  
16       boundaries of the additional ward created by the provisions of section 1.050 of the  
17       Charter of the City of Reno, as amended by section 2 of this act, changing the  
18       boundaries of the first through fifth wards to comply with the provisions of section  
19       1.050 of the Charter of the City of Reno, as amended by section 2 of this act, and  
20       performing any other preparatory administrative tasks that are necessary to carry  
21       out the provisions of this act; and

22       (b) On January 1, 2024, for all other purposes.

23       **3. Sections 4.5 and 5.5 of this act become effective on October 1, 2017.**