

**Churchill County
Agenda Report**

Date Submitted: May12, 2008

Agenda Date Requested: May 21, 2008
Time Requested: 10min.

To: Board of Churchill County Commissioners

From: Rusty Jardine, Civil Deputy District Attorney

Subject Title: An Ordinance of the Churchill County Employees Providing for the Amendment to Provisions of Chapter 3.56.060 of the Churchill County Code (Open Meetings and Further Providing for Related Matters.

Type of Action Requested: (check one)

- Resolution Ordinance
- Formal Action/Motion Other (Specify)

Does this action require a Business Impact Statement? NO

Recommended Board Action: A Motion to set Bill No. 12-08, Ordinance 102 (1996), for a public hearing.

Discussion: Bill 96-G (1996) provided for the establishment of the Employee Management Committee and made applicable to proceedings thereof the provisions of Chapter 241 of the NRS (Open Meeting Law). The conditions and circumstances exist for the performance of certain duties had by the Employee Management Committee that render compliance with the Nevada Open Meeting law impossible.

The provisions of Chapter 241 of the Nevada Revised Statues (Open Meeting Law) shall apply to meetings of the county employee management committee, when convened in its advisory capacity, to consider any of the following matters:

1. Formulation of personnel related policy and procedures,
2. expenditure of public funds; or,
3. Nomination and selection of Committee members.

Fiscal Impact: N/A

Explanation of Impact: N/A

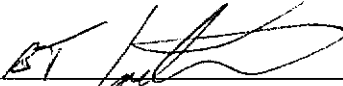
Funding Source: N/A

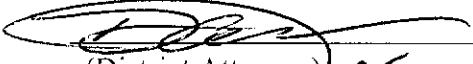
Alternatives: 1) No Action 2) Take independent County action

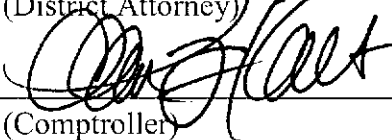
Prepared By:

Rusty Jardine Date:
(775) 428-0346, rjardine@churchillda.org
(Phone #, email address, etc.)

Reviewed By:

 Date: 13 MAY 08
(County Manager)

 Date: 5/13/2008
(District Attorney)

 Date: 5/13/08
(Comptroller)

(Other) Date: _____

Board Action Taken:

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

(Vote Recorded By)

~~Strike through~~ is material that is being deleted.
Italicized material is that being added.

**Bill 12-08
Ordinance 102**

TITLE: AN ORDINANCE OF THE CHURCHILL COUNTY EMPLOYEES PROVIDING FOR THE AMENDMENT TO PROVISIONS OF CHAPTER 3.56.060 OF THE CHURCHILL COUNTY CODE (OPEN MEETINGS AND FURTHER PROVIDING FOR RELATED MATTERS.

SUMMARY: CHURCHILL COUNTY CODE, CHAPTER 3.56.060, PROVIDES FOR APPLICATION OF NEVADA OPEN MEETING LAW TO MEETINGS OF THE EMPLOYEE MANAGEMENT COMMITTEE. THIS ORDINANCE AMENDS CHAPTER 3.56, SECTION .060, TO LIMIT AND DEFINE THOSE CIRCUMSTANCES UNDER WHICH NEVADA OPEN MEETING LAW SHALL APPLY TO MEETINGS OF THE EMPLOYEE MANAGEMENT COMMITTEE AND FURTHER PROVIDES FOR RELATED MATTER.

WHEREAS, Bill 96-G (1996) provided for the establishment of the Employee Management Committee and made applicable to proceedings thereof the provisions of Chapter 241 of the Nevada Revised Statute (Open Meeting Law); and,

WHEREAS, conditions and circumstances exist for the performance of certain duties had by the Employee Management Committee that render compliance with the Nevada Open Meeting Law impossible; and

WHEREAS, the Employee Management Committee has recommended, that application of Open Meeting Law be limited to its advisory role as to those matters for which the committee was created, to-wit: The formulation of personnel related policy and procedures; the nomination and selection of Committee Members; or, as to the expenditure of public funds.

THE BOARD OF COUNTY COMMISSIONERS HEREBY ORDAINS AS FOLLOW:

Chapter 3.060 OPEN MEETINGS:

~~It is further understood and agreed that meeting law as applied in the state shall apply to any and all meetings of the county employee management committee. (Bill 96-G, 1996)~~

The provisions of Chapter 241 of the Nevada Revised Statutes (Open Meeting Law) shall apply to meetings of the county employee management committee, when convened in its advisory capacity, to consider any of the following matters:

- 1. Formulation of personnel related policy and procedures;*
- 2. Expenditure of public funds; or,*
- 3. Nomination and selection of Committee members.*

Proposed on the ____ day of _____ 2008.

Proposed by Commissioner: _____

Passed: On the ____ day of _____ 2008.

Vote: Ayes: Commissioners _____

Nays: Commissioners _____

Absent: Commissioners _____

Attest:

County Clerk

Chairperson of the Board

This Ordinance shall be in force and effect from and after the _____ day of
_____ 2008.