

**CITY OF NORTH LAS VEGAS MEETING
AGENDA ITEM**

NUMBER: 24.

SUBJECT:

Introduce Ordinance No. 3071, an Ordinance to Repeal and Replace Chapter 8 of Title 2 of the North Las Vegas Municipal Code and Repeal Ordinances Nos. 885, 1472, 2059, 2495, 2573, 2620, 2687, 2739, 2721, 2790, and 2984; to Update Chapter 8 To Be Consistent with the City Charter as Amended by Assembly Bill 50 in the 2019 Nevada Legislative Session; and Providing for Other Matters Properly Relating Thereto. (Citywide) (Set Final Action for April 7, 2021)

REQUESTED BY:

Catherine Raynor, City Clerk

WARD:

Citywide

RECOMMENDATION OR RECOMMEND MOTION:

It is recommended that on March 17, 2021 that the City Council introduce Ordinance No. 3071 and that the City Council pass and adopt Ordinance No. 3071 on April 7, 2021.

FISCAL IMPACT:

AMOUNT: None

EXPLANATION:

N/A

ACCOUNT NUMBER:

N/A

STAFF COMMENTS AND BACKGROUND INFORMATION:

The last municipal election was conducted in 2019. At that time, the City was on an odd-numbered year election cycle. With the adoption of Assembly Bill 50 during the 2019 Nevada Legislative Session, the City Charter was amended, moving the City to even-numbered year elections and extending the terms of office for incumbents and those elected in 2019. The next municipal election is in 2022. In preparation for the 2022 election, staff recommends changes be made to Chapter 8 of Title 2.

Currently, Chapter 8 of Title 2 of the North Las Vegas Municipal Code contains odd-numbered year election requirements that need to be updated to even-numbered year election requirements; and other corrections are necessary in 2.08 to conform to City election processes and best practices.

Draft Ordinance No. 3071 is attached. A redlined version of the ordinance is included to show the proposed changes from the existing code.

Changes include:

- Correct election years and months.
- Using Council member instead of Councilmen.
- Inserting all election types throughout the chapter (e.g. use of primary, general, special and recall).
- Articulating more clearly the criteria required to be elected at the primary and making the language consistent with Nevada Revised Statutes.

CIP No.		Related Item:	
LIST CITY COUNCIL GOAL(S): Responsible Fiscal Management; Quality Municipal Services			
PREPARED BY:		Respectfully Submitted	MEETING DATE:
Catherine Raynor		Ryann Juden	3/17/2021
City Clerk		City Manager	

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- Updating the code to match City's election processes with Clark County Election Department as a result of using of vote centers and services provided via the City's interlocal contract, specifically in 2.08.040, 2.08.140 through 2.08.180.
 - Updating 2.08.210 to provide a more equitable way of managing a tie vote at a primary election. In the past, the selection of a card determined which candidate would proceed to the general election if a tie occurred. The proposed changes are consistent with Nevada Revised Statutes. If a tie vote occurs at a general election, then the by lot process would still be used.
 - Removing the requirement to publish an election proclamation and instead publish notices as required by NAC 293C.060 and NRS 293C.197. In accordance and in compliance with these legal citations, the City Clerk's Office publishes many election notices, including three for each primary and general election in English, Spanish, and Tagalog. The proclamation required in the existing 2.08.050 is a duplication of those requirements. There is significant cost savings in not publishing the election proclamation as well as the legal notices in accordance with NAC 293C.060 and the three notices required in three languages required by NRS 293C.197. There is no specific NRS or Charter provision that requires a publication of a proclamation and all of the relevant information that is available at the time would be published in the publication required under NAC 293C.060.
 - Adding one precinct in Ward 1 and one in Ward 4 to be consistent with County precincts.
 - Inserting a new paragraph C to 2.08.016 to articulate inconsistencies in the listed precincts due to annexations and Clark County Election Department revisions and other logistical considerations.
 - Repealing previous ordinances.

Staff recommends that the City Council introduce Ordinance No. 3071 on March 17, 2021 and set the ordinance for final action on April 7, 2021.