

CARSON CITY BOARD OF SUPERVISORS
Minutes of the Special January 23, 1995, Meeting
Page 1

A special meeting of the Carson City Board of Supervisors was held on Monday, January 23, 1995, at the Community Center Sierra Room, 851 East William Street, Carson City, Nevada, beginning at 12 noon.

PRESENT:	Marv Teixeira	Mayor
	Greg Smith	Supervisor, Ward 1
	Janice Ayres	Supervisor, Ward 2
	Kay Bennett	Supervisor, Ward 4

STAFF PRESENT:	John Berkich	City Manager
	Alan Glover	Clerk-Recorder
	Judie Fisher	Personnel Manager
	Paul Lipparelli	Deputy District Attorney
	Katherine McLaughlin	Recording Secretary
	(S.B.O.S. 1/23/95 Tape 1-0001)	

Mayor Teixeira called the meeting to order at 12:05 p.m. Mr. Berkich lead the Pledge of Allegiance. Roll call was taken and a quorum was present although Supervisor Tatro was absent. (Note: He had declared a conflict of interest during a previous discussion/action on the selection process--see Board of Supervisors January 5, 1995, Minutes.)

CITIZEN COMMENTS (1-0017) - None.

1. ACTION ON RATIFICATION OF SELECTION PROCESS USED BY THE SELECTION COMMITTEE (1-0021) - Mayor Teixeira explained the reasons for requesting ratification of the selection process. Mr. Glover explained the process, reasons for selecting Stephanie Miles to serve in place of Annette Daniels, the selection of six candidates for interviews, Ken Furlong's withdrawal and his replacement process, and the procedure used to select the final three candidates for final consideration by the Board. Discussion ensued on the reasons for only interviewing six applicants from the field of 23, the application form, and the qualification(s) of the female application(s). Supervisor Bennett then moved that the Board of Supervisors ratify the selection process used by the Selection Committee. Supervisor Smith seconded the motion.

(1-0336) Leola Armstrong voiced her opposition to the procedure, specifically, the questions used on the application, e.g., nationality, ethnic background, sex, marital status, number of children, physical disabilities, financial information, etc. Such questions purportedly violate both the federal and state laws. Mayor Teixeira responded by explaining that there had not been an intent to discriminate. The entire process was done in open meetings and in a fashion to give the community the best possible candidate. Ms. Armstrong agreed that there had not been any intent to discriminate by the Board or Committee. Judge Michael Griffin agreed that, although the questions violate the law, they are part of the information required from him and any other judge annually. These questions are part of the qualifications for judges and felt to be reasonable. Supervisor Ayres felt that these questions are asked only after an individual is elected, which she felt was proper. The Cannons of Judicial Ethics was explained and supported Judge Griffin's contention that the information was necessary.

(1-0727) Ellen Nelson also voiced her opposition to the application based on her involvement with the CAT-10 program "Issues in Politics" which indicates that these questions were found in the financial disclosure section and are required only after appointed. Also, the telephone calls received as a result of this telecast had supported the use of the ballot to select a replacement. She opposed questions relating to marital status, name and ages of children, their jobs and salaries, military service, mental illness, and stressed that the Code only requires a high school diploma or its equivalent. While acknowledging the reasons for selecting this procedure, she urged the Board to weigh the request very carefully and reconsider the ballot procedure. Mayor Teixeira thanked both for their comments.

(1-0855) Donna Kuester urged the Board to use the ballot process. If the Board did not wish to do this, then the

CARSON CITY BOARD OF SUPERVISORS
Minutes of the Special January 23, 1995, Meeting
Page 2

individual who had placed second on the November General Ballot should be selected.

The motion to ratify the selection process was voted by roll call with the following result: Ayes - Supervisors Ayres, Smith, Bennett, and Mayor Teixeira. Nays - None. Absent - Supervisor Tatro. Motion carried 4-0-1.

2. ACTION ON APPOINTMENT TO FILL VACANCY IN DEPARTMENT II OF THE JUSTICE COURT (1-0915) - The Board then interview each of the three candidates by asking them similar questions regarding their qualifications, experience, the application process, reasons for applying, potential for conflicts of interest, reasons each had not run for the office last year, the rule of evidence, the need for alternative sentencing programs, and hypothetical court issues. The candidates were: Scott Burau, (1-1651) Sam Martini, and (1-2285) John Tatro. Mayor Teixeira thanked each for applying.

BREAK: A five minute recess was declared at 1:30 p.m. When the meeting reconvened a quorum of the Board was present although Supervisor Tatro was absent as noted.

Mayor Teixeira remarked on the excellent qualifications of the applicants which made the final selection difficult. He commended the Committee on its efforts and Judge Willis on his efforts to carry the increased caseload until the election process could select the second judge. He also noted that the individual selected would have to stand for election in two years. He then outlined the process which the Board would follow in selecting the individual to fill the position. Each Board Member then listed his top candidate. Supervisor Smith then moved that the Board appoint John Tatro to the vacant Justice of the Peace position for Department 2. Supervisor Ayres seconded the motion. The motion was voted and carried 4-0.

Supervisor Ayres then moved to adjourn. Mayor Teixeira seconded the motion. Motion carried 4-0. Mayor Teixeira adjourned the meeting at 1:38 p.m.

A tape recording of these proceedings is on file in the Clerk-Recorder's office. This tape is available for review and inspection during normal business hours.

The Minutes of the Special January 23, 1995, Carson City Board of Supervisors meeting

ARE SO APPROVED ON ____February_23_____, 1995.

_____/s/_____
Marv Teixeira, Mayor

ATTEST:

_____/s/_____
Alan Glover, Clerk-Recorder