



STAFF REPORT

Report To: Board of Supervisors

Meeting Date: July 19, 2018

Staff Contact: Adriana Fralick, Deputy City Manager

Agenda Title: Presentation Only: Status report and briefing on the work of the Charter Review Committee.

Staff Summary: Pursuant to the Carson City Charter Article 1, Sec. 1.090, the Charter Committee shall meet at least once every 2 years and advise the Board on any recommendations of the Committee concerning necessary amendments to the Charter. Chairman Bruce Robertson will provide a briefing to the Board of Supervisors.

Agenda Action: Other/Presentation

Time Requested: 15 mins

Proposed Motion

No Action - Presentation Only

Board's Strategic Goal

Efficient Government

Previous Action

Background/Issues & Analysis

Applicable Statute, Code, Policy, Rule or Regulation

Carson City Charter Article 1, Sec. 1.080-1.100

Financial Information

Is there a fiscal impact? Yes No

If yes, account name/number:

Is it currently budgeted? Yes No

Explanation of Fiscal Impact:

Alternatives

N/A

Board Action Taken:

Motion: _____

1) _____

2) _____

Aye/Nay

(Vote Recorded By)

2018 Charter Review Committee

Meeting Date	Agenda Item	Action Taken
May 2, 2018	For Possible Action: To recommend to the Board of Supervisors an amendment to the Charter that states trash pickup is not required for Carson City.	I move not to recommend to the Board of Supervisors an amendment to the Charter that states trash pickup is not required in Carson City. (Approved 6-0-0)
May 2, 2018	For Possible Action: To recommend to the Board of Supervisors an amendment to Section 7.020 of the Charter to include a clause wherein customer service ratings are taken into account in order to extend or dissolve a franchise agreement.	I move not to recommend to the Board of Supervisors an amendment to Section 7.020 of the Charter to include a clause wherein customer service ratings are taken into account in order to extend or dissolve a franchise agreement. (Approved 6-0-0)
May 2, 2018	For Possible Action: To recommend to the Board of Supervisors an amendment to Section 2.010 of the Charter to change the election of Supervisors from At Large to being elected by voters within the ward that they are to represent; the Mayor would continue to be elected At large.	I move not to recommend to the Board of Supervisors an amendment to Section 2.010 of the Charter to change the election of Supervisors from At Large to being elected by voters within the ward that they are to represent; the Mayor would continue to be elected At Large. (Approved 5-1-0)

MINUTES
Regular Meeting
Carson City Charter Review Committee
Wednesday, May 2, 2018 ● 5:30 PM
Community Center Sierra Room
851 East William Street, Carson City, Nevada

Board Members:

Chair – Bruce Robertson	Vice Chair Matuska
Member – Kimberly Fiegehen	Member Stacey Giomi
Member – John Vettel	Member – Judy Welch

Staff:

Nancy Paulson, Deputy City Manager
Adriana Fralick, Chief Deputy District Attorney
Tamar Warren, Deputy Clerk

NOTE: A recording of these proceedings, the board’s agenda materials, and any written comments or documentation provided to the recording secretary during the meeting are public record. These materials are on file in the Clerk-Recorder’s Office, and available for review during regular business hours.

The minutes and audio recordings of the Carson City Charter Review Committee meetings are available on www.carson.org/minutes.

1. CALL TO ORDER

(5:31:30) – Chairperson Robertson called the meeting to order at 5:31 p.m.

2. ROLL CALL

(5:31:39) – Roll was called and a quorum was present.

Attendee Name	Status	Arrived/Left
Bruce Robertson	Present	
Michael Matuska	Present	
Kimberly Fiegehen	Present	
Stacey Giomi	Present	
John Vettel	Present	
Judy Welch	Present	

3. PUBLIC COMMENT

(5:31:59) – None.

4. FOR POSSIBLE ACTION: APPROVAL OF MINUTES - FEBRUARY 26, 2018

(5:32:47) – **MOTION:** I move to approve [the minutes of the February 26, 2018 meeting].

RESULT:	APPROVED (6-0-0)
MOVER:	Matuska
SECONDER:	Vettel
AYES:	Robertson, Matuska, Fiegehen, Giomi, Vettel, Welch
NAYS:	None
ABSTENTIONS:	None
ABSENT:	None

5. AGENDA ITEMS

5.A FOR POSSIBLE ACTION: TO RECOMMEND TO THE BOARD OF SUPERVISORS AN AMENDMENT TO THE CHARTER THAT STATES TRASH PICKUP IS NOT REQUIRED FOR CARSON CITY.

(5:33:00) – Chairperson Robertson introduced the item and noted that the item was submitted by Rose Stieha. Ms. Paulson indicated that she had received an email from Ms. Stieha informing her that she would be unable to attend the meeting. Chairperson Robertson clarified the process by which the Committee would make its recommendations to the Board of Supervisors (BOS), and should the Board accept a recommendation, it will be sent to the State Legislature. He also explained that if a recommendation is not accepted by the BOS, the requesting individual may take it upon themselves to approach a legislator to see if they will introduce a bill.

(5:34:50) – Ms. Paulson gave background and noted that the BOS had approved by a 4-0 vote to have a Request for Proposal (RFP) which included mandatory trash pickup in Carson City, with some exemptions. There were no public comments and Chairperson Robertson entertained a motion.

(5:35:35) – MOTION: I move not to recommend to the Board of Supervisors an amendment to the Charter that states trash pickup is not required in Carson City.

RESULT:	APPROVED (6-0-0)
MOVER:	Giomi
SECONDER:	Fiegehen
AYES:	Robertson, Matuska, Fiegehen, Giomi, Vettel, Welch
NAYS:	None
ABSTENTIONS:	None
ABSENT:	None

5.B FOR POSSIBLE ACTION: TO RECOMMEND TO THE BOARD OF SUPERVISORS AN AMENDMENT TO SECTION 7.020 OF THE CHARTER TO INCLUDE A CLAUSE WHEREIN CUSTOMER SERVICE RATINGS ARE TAKEN INTO ACCOUNT IN ORDER TO EXTEND OR DISSOLVE A FRANCHISE AGREEMENT.

(5:36:06) – Chairperson Robertson introduced the item. Sheri Powell who had submitted the item introduced herself and explained that as a Southwest Carson City resident, she had heard from many community members

that the City’s trash was “not being picked up properly”. Ms. Powell stated that she had notified Waste Management many times but the pickup was still inconsistent. She called the issue “a continual problem on our street (off Mary and Fifth Streets)” and noted that the City “didn’t have anything in our Charter that said customer service was imperative to keeping a contract with the City”, and urged the members to look into the item. Ms. Powell believed that based on the current population, a 12 percent complaint rate should give the City the right to dissolve a contract.

(5:38:18) – Member Giomi was informed that Ms. Powell had not had the opportunity to comment during the BOS meeting when the trash contract was discussed. Member Vettel was in favor of measuring a vendor’s performance; however, he was not certain that the BOS should accept or reject a contract based on the 12 percent “magic number”. Member Giomi stated that he was present at the BOS meeting when the Board had requested that the RFP include a local representative of the vendor. He also believed that a performance measurement belonged in the RFP but not in “our City’s constitution”. Member Welch was also in favor of Ms. Powell’s suggestion; however, she believed that it should be implemented by the Board of Supervisors or the City Manager and not via the Charter. Member Fiegehen agreed with Member Welch’s comments. Ms. Fralick noted that the original franchise agreement with Waste Management did not include a customer service clause; however, she believed that the City should be able to work with the upcoming franchisee, and advised Ms. Powell to present her suggestion to the Board of Supervisors. There were no public comments. Ms. Fralick explained that the Committee could recommend to the City Manager that when selecting the new bid they should consider Ms. Powell’s recommendation. It was suggested to measure a vendor’s service as a standard operating procedure. Chairperson Robertson entertained a motion. Additional discussion ensued.

(5:45:56) – Member Vettel wished to make a motion to recommend to the Board of Supervisors that they consider establishing a standard procedure to include performance metrics in any contact. He also stated that he did not wish to make the recommendation as a Charter modification. Ms. Fralick ensured Member Vettel that Staff had already agreed to take the recommendation to the City Manager and suggested keeping the motion focused on whether a Charter change would be recommended. Chairperson Robertson entertained a new motion relating to the Charter change.

(5:35:35) – MOTION: I move not to recommend to the Board of Supervisors an amendment to Section 7.020 of the Charter to include a clause wherein customer service ratings are taken into account in order to extend or dissolve a franchise agreement.

RESULT:	APPROVED (6-0-0)
MOVER:	Welch
SECONDER:	Giomi
AYES:	Robertson, Matuska, Fiegehen, Giomi, Vettel, Welch
NAYS:	None
ABSTENTIONS:	None
ABSENT:	None

5.C FOR POSSIBLE ACTION: TO RECOMMEND TO THE BOARD OF SUPERVISORS AN AMENDMENT TO SECTION 2.010 OF THE CHARTER TO CHANGE THE ELECTION OF SUPERVISORS FROM AT LARGE TO BEING ELECTED BY VOTERS WITHIN THE WARD THAT THEY ARE TO REPRESENT; THE MAYOR WOULD CONTINUE TO BE ELECTED AT LARGE.

(5:47:38) – Chairperson Robertson introduced the item. Member Vettel, who had submitted the agenda item, gave background and agreed with the concept that each ward representative must be elected by the voters in that ward and not from the voters at large. He gave the examples of State Assembly and Senate, and members of congress who are all elected by members of their district. Member Vettel cited the expense of a City-wide campaign that prohibited “the average person” from being a candidate. Chairperson Robertson entertained public comments.

PUBLIC COMMENTS

(5:51:05) – Ms. Powell believed it would cause much lower voter turnout and was afraid of the perception that “we’re trying to create communities that aren’t joined”.

(5:52:43) – Member Giomi was concerned that “ward voting will make the citizens of our community more parochial, more divisive, as opposed to more inclusive.” He believed that all five BOS members are making decisions on “how my tax dollars are spent”. He wished to see Carson [City] as one community and not four, and looked forward to “a system where all of our leaders are responsible to the entire City, not to a small portion of the City”. Chairperson Robertson was informed by Ms. Paulson that the issue had been voted down twice (9,600 “no” votes versus 5,400 “yes” votes in 2014). He was also in favor of ward-only votes in larger cities, and stated that he could not take a position that was contrary to Carson City voters.

(5:56:42) – MOTION: Member Vettel moved to recommend to the Board of Supervisors [an amendment to Section 2.010 of the Charter to change the election of Supervisors from At Large to being elected by voters within the ward that they are to represent; the Mayor would continue to be elected At Large].

(5:56:53) – The motion died for lack of a second.

(5:57:56) – Chairperson Robertson entertained another motion.

(5:57:59) – MOTION: I move not to recommend to the Board of Supervisors an amendment to Section 2.010 of the Charter to change the election of Supervisors from At Large to being elected by voters within the ward that they are to represent; the Mayor would continue to be elected At Large.

RESULT:	APPROVED (5-1-0)
MOVER:	Giomi
SECONDER:	Welch
AYES:	Robertson, Matuska, Fiegehen, Giomi, Welch
NAYS:	Vettel
ABSTENTIONS:	None
ABSENT:	None

5.D FOR POSSIBLE ACTION: DISCUSSION AND POSSIBLE ACTION ON FUTURE AGENDA ITEMS AND MEETING DATES AND POSSIBLE DIRECTION TO STAFF ON THE SAME.

(5:58:33) – Chairperson Robertson introduced the item and noted that the next Charter Review Committee meeting was scheduled for May 16, 2018, at 3 p.m. in the Sierra Room, and that a follow up meeting (if necessary) will be held on June 19, 2018, at 11 a.m. Ms. Paulson clarified that despite the advertisement to entertain public input by the end of April 2018, no new agenda items had been submitted.

(6:00:25) – MOTION: I move to cancel the upcoming Charter Review Committee meetings and proceed with a Board of Supervisors report, with the Chair presenting.

RESULT:	APPROVED (6-0-0)
MOVER:	Giomi
SECONDER:	Fiegehen
AYES:	Robertson, Matuska, Fiegehen, Giomi, Vettel, Welch
NAYS:	None
ABSTENTIONS:	None
ABSENT:	None

7. PUBLIC COMMENT

(6:00:55) – No members of the public were present for comments. Ms. Paulson stated that Committee members will receive notification regarding the Chair’s presentation to the Board of Supervisors in case they wished to attend. Member Giomi thanked Ms. Powell and Mr. Vettel for submitting the agenda items, calling it “a good dialogue”.

8. FOR POSSIBLE ACTION: TO ADJOURN

(6:02:33) – Chairperson Robertson adjourned the meeting at 6:02 p.m.

The May 2, 2018 Charter Review Committee meeting minutes are respectfully submitted on this 18th day of May, 2018.

SUSAN MERRIWETHER, Clerk - Recorder

By: _____

Tamar Warren, Deputy Clerk