

SENATE BILL NO. 127—SENATOR HARDY

FEBRUARY 17, 2021

Referred to Committee on Government Affairs

SUMMARY—Revises provisions relating to the Charter of the City of Mesquite. (BDR S-619)

FISCAL NOTE: Effect on Local Government: No.
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 Mesquite; revising the process for appointing the City Manager and City Attorney; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 The existing Charter of the City of Mesquite creates elective officer positions,
2 including a Mayor and five members of the City Council. (Mesquite City Charter §
3 1.050) The Charter also creates several executive officer positions, including the
4 City Manager and City Attorney, and requires the Mayor of Mesquite to appoint the
5 City Manager and City Attorney, subject to the advice and consent of the City
6 Council. (Mesquite City Charter § 1.080) This bill revises the process for those
7 appointments by requiring the Mayor to make the first nominations to fill the
8 positions of the City Manager and City Attorney. If a person so nominated by the
9 Mayor is not confirmed by at least four votes, with the Mayor and each member of
10 the City Council having one vote, this bill further provides that any member of the
11 City Council may submit a nominee for consideration and requires at least four
12 affirmative votes, with the Mayor and each member of the City Council having one
13 vote, for a nominee to be confirmed.

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

1 **Section 1.** Section 1.080 of the Charter of the City of
2 Mesquite, being chapter 325, Statutes of Nevada 2017, at page
3 1866, is hereby amended to read as follows:

4 Sec. 1.080 Executive officers.

5 1. The following positions are executive officers within
6 the City:



- 1 (a) City Manager.
- 2 (b) City Attorney.
- 3 (c) Assistant City Manager or Deputy City Manager.
- 4 (d) City Clerk.
- 5 (e) Director of Finance.
- 6 (f) Chief of Police.
- 7 (g) Fire Chief.

8 2. The City Council may combine any positions for
9 executive officers by ordinance.

10 3. The ~~{appointments}~~ *first nominations to fill the*
11 *positions* of the City Manager and City Attorney must be
12 made by the Mayor . ~~[, subject to the advice and consent of~~
13 ~~the City Council.]~~ *If a person so nominated by the Mayor is*
14 *not confirmed by at least four votes, with the Mayor and*
15 *each member of the City Council having one vote, any*
16 *member of the City Council may submit a nominee for*
17 *consideration. At least four affirmative votes, with the*
18 *Mayor and each member of the City Council having one*
19 *vote, is required for a nominee to be confirmed.*

20 4. The appointments and termination of all other
21 executive officers must be made by the City Manager and are
22 subject to ratification by the City Council.

23 **Sec. 2.** Notwithstanding the amendatory provisions of section
24 1 of this act, the City Manager and the City Attorney of the City of
25 Mesquite continue to serve in those positions until a new City
26 Manager and City Attorney are appointed pursuant to section 1.080
27 of the Charter of the City of Mesquite, as amended by section 1 of
28 this act.

