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BILL NO. 3-1-22-2

SUMMARY – An Ordinance to amend various chapters of the Clark County Code concerning appointments by the Board of County Commissioners to various boards, committees, and councils to make provisions consistent with other provisions of the code and state law; and providing for other matters properly related thereto.

**ORDINANCE NO.** \_\_\_\_\_  
(of Clark County, Nevada)

AN ORDINANCE TO AMEND VARIOUS CHAPTERS OF THE CLARK COUNTY CODE CONCERNING APPOINTMENTS BY THE BOARD OF COUNTY COMMISSIONERS TO VARIOUS BOARDS, COMMITTEES, AND COUNCILS TO MAKE PROVISIONS CONSISTENT WITH OTHER PROVISIONS OF THE CODE AND STATE LAW; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

WHEREAS, the Clark County Code, which codifies existing ordinances of the County contains many sections regarding the appointment of boards, committees, and councils by the Board of County Commissioners.

WHEREAS, to provide consistency within the Clark County Code, the Board of County Commissioner wish to update the code to be consistent with other sections of the code and with state law regarding the appointments to boards, committees and councils.

NOW THEREFORE, THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF CLARK, STATE OF NEVADA, DOES HEREBY ORDAIN AS FOLLOWS:

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SECTION 1. Section 3.12.020 of the Clark County Code is hereby amended to read as follows:

**3.12.020 - Term of office.**

Upon the expiration of the current term of each planning commissioner, the term of office for each planning commissioner shall be coterminous with the term of the member of the board of county commissioners who recommended ~~[his]~~the appointment. Each member of the board of county commissioners shall be entitled to recommend one person to the chair~~[man]~~ of the board for appointment to the planning commission, subject to the approval of the board. Should the board not elect to approve the recommended person, the member of the board who made the recommendation shall be entitled to make successive recommendations until a recommended person is approved as a planning commissioner by the board of county commissioners. If the recommending member of the board resigns his or her office before the expiration of his or her term, the corresponding member of the planning commission may continue to serve until the office is next filled by election. If the office of the recommending member of the board becomes vacant before the expiration of the term for any other reason, the corresponding member of the planning commission may continue to serve for the duration of the original term. Vacancies occurring otherwise than through the expiration of term must be filled for the unexpired term. Notwithstanding ~~[In addition to]~~ the provisions of Clark County Code Chapter 3.01 concerning removal for unexcused absences, members serve at the pleasure of the board. ~~[may be removed, after public hearing, by a majority vote of the board of county commissioners just cause.]~~

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SECTION 2. Section 3.44.20 of the Clark County Code is hereby amended to read as follows:

**3.44.020 – Created – Compensation.**

There is created the Clark County committee for reduction of home building costs. The committee shall be composed of ten members. The membership of the committee shall consist of the Clark County manager, the director of public works of Clark County, the director of building [~~and zoning~~] of Clark County, the General Manager of Clark County Water Reclamation District [~~Sanitation District No. 1~~] and the manager of the Las Vegas Valley Water District or their designee; two representatives from public utilities operating in Clark County, Nevada, appointed by the board of county commissioners, which serve at the pleasure of the board of county commissioners; and three representatives from the home building industry in Clark County, Nevada, appointed by the board of county commissioners, which serve at the pleasure of the board of county commissioners.

SECTION 3. Section 3.60.40 of the Clark County Code is hereby amended to read as follows:

**3.60.040 – Appointments – Composition.**

The Clark County board of commissioners shall appoint up to a total of six members, consisting of one representative representing the private nonprofit organizations, two representatives from business enterprises, one representative from the Hotel Resort Association, one homeless person or formerly homeless person representative, and one representative from the metropolitan police department homeless enforcement liaison program (H.E.L.P.), which will serve at the pleasure of

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the Clark County board of commissioners. The Las Vegas city council shall appoint up to a total of six members, consisting of one representative representing the private nonprofit organizations, one representative from a business enterprise, one representative representing private health services, one representative from the Downtown Partners Association, one homeless person or formerly homeless person representative, and one representative of the Southern Nevada Homeless Coalition. The board of county commissioners and the Las Vegas city council will also be requested to ratify up to fourteen designated representatives of the local United States Department of Housing and Urban Development office, the state of Nevada, Clark County and the city of Las Vegas, as presented.

SECTION 4. Section 3.64.020 of the Clark County Code is hereby amended to read as follows:

**3.64.020 – Created – Composition.**

(a) There is created the Asian-American and Pacific Islander Community Commission. The commission serves as a liaison between the Asian-American Pacific Islander community in Clark County, the board of county supervisors, and the county manager's office.

(b) The commission shall consist of fifteen members appointed by the board of county commissioners, all of whom shall be residents of Clark County and serve at the pleasure of the board of county commissioners. The term of office shall commence at the start of each fiscal year and be for a period of two years. Any vacancy resulting from a cause other than expiration of term shall be filled only for the unexpired portion of the term.

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(c) The board of county commissioners shall appoint one member to serve as chairperson and one member to serve as vice-chairperson.

(d) The commission shall have the ability to create subcommittees as desired by the commission or the board of county commissioners to assist in meeting identified duties and responsibilities.

(e) The commission shall meet monthly.

SECTION 5. Section 9.08.110 of the Clark County Code is hereby amended to read as follows:

**9.08.110 – Air Quality – Hearing Board – Membership.**

The members of the air pollution control hearing board shall be appointed by the Clark County board of county commissioners in the manner and the terms provided by Chapter 445B of the Nevada Revised Statutes. The air pollution control hearing board shall have the powers, duties, and functions as described by Chapter 445B of the Nevada Revised Statutes and as otherwise provided in this chapter and any regulations promulgated under this chapter. The members of the air pollution control hearing board serve at the pleasure of the Clark County board of county commissioners.

SECTION 6. If any section of this ordinance or portion thereof is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not invalidate the remaining parts of this ordinance.

SECTION 7. All ordinances, parts of ordinances, chapters, sections, subsections, clauses, phrases or sentences contained in the Clark County Code in conflict herewith are hereby repealed.

SECTION 8. This ordinance shall take effect and be in force from and after its

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passage and the publication thereof by title only, together with the names of the County Commissioners voting for or against its passage, in a newspaper published in and having a general circulation in Clark County, Nevada, at least once a week for a period of two (2) weeks.

PROPOSED on the \_\_\_\_ day of \_\_\_\_\_, 2022.

PROPOSED BY: \_\_\_\_\_

PASSED on the \_\_\_\_ day of \_\_\_\_\_ 2022.

AYES: \_\_\_\_\_

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\_\_\_\_\_

NAYS: \_\_\_\_\_

\_\_\_\_\_

ABSTAINING: \_\_\_\_\_

ABSENT: \_\_\_\_\_

BOARD OF COUNTY COMMISSIONERS  
CLARK COUNTY, NEVADA

By: \_\_\_\_\_

JAMES B. GIBSON, Chair

ATTEST:

\_\_\_\_\_  
LYNN GOYA, County Clerk

This ordinance shall be in force and effect from and after the \_\_\_\_ day of the \_\_\_\_\_, 2022.