

UPDATES FOR APRIL 22, 2014 AGENDA PACKAGE

Hello Freeholders:

This attachment has a revision to Article 10 Section 6. In an effort to make the language simpler, we ended up with more ambiguity (not less), so I propose new language that I hope is clearer.

The package includes options for Article 5, Section 6, also. You will now see 6 different options for the language.

NEW SECTION 6

Section 6 Transition to council districts, elections and terms of office

- A. On the effective date, the county council shall be three members, with council districts being the same as existing county commissioner districts. Members shall elect a chair. Transition to a five member council shall occur on January 1, 2016.
- B. On the effective date, each county commissioner whose position was filled by election in 2012 shall continue in office as a county councilmember for the remainder of the term to which he or she was elected. The person elected in the 2014 general election for commissioner district 3 shall serve as a county council member until December 31, 2018, when the term of that position shall expire.
- C. On January 1, 2016 former county commissioners serving on the three member council shall transition to represent a district established under Section 2 and Subsection 6A of this charter as follows:
 - a. County commissioner district #1 representative shall represent council district 4
 - b. County commissioner district #2 representative shall represent council district 3, subject to the exception in C. d.
 - c. County commissioner district #3 representative shall represent council district 1 or district 2 or 3, depending on the candidate's residence on the date of the election.
 - d. If two councilmembers reside in the same district, the councilmember residing closest to another council district, other than their district in common, shall represent the other district for the remainder of the term for which they are elected. The councilmember residing further from any other district shall represent the district in which the councilmember resides.
- D. In the 2015 primary and general elections, the voters of the county shall elect two council members to take office January 1, 2016. One councilmember shall be nominated and elected countywide. The councilmember elected countywide shall be the chair of the council beginning January 2016. The other member shall be elected from either council district 1 or district 2, whichever is the vacant council seat remaining after the November 2014 election. These two council members shall serve initial terms of three years, which shall expire December 31, 2018. The full term of office for county councilmembers elected after 2015 shall be four years.

Section 7 Salaries of elected officials

The salaries of the Assessor, Auditor, Clerk, Sheriff, Prosecuting Attorney and Treasurer elected in 2014 or before

the adoption of this charter shall not be affected by this charter during the terms to which they were previously elected.

- A. The salaries of councilmembers shall be:
 - a. County commissioners elected in 2012 and serving January 2013 through December 2016: \$102,228.
 - b. County commissioner elected in 2014 and serving November\December 2014 and January 2015 through December 2018: \$102,228.
 - c. County councilmembers elected 2015 and serving January 2016 through December 2018: salaries as specified by Article 5 of the charter.

NOTE TO FREEHOLDERS:

The following table shows the salaries and how they are distributed by year with the above text. This table would not appear in the final document

		2009	2010	2011	2012	2013	2014	Charter takes effect 2015	2016	2017	2018	2019	2020
Exiting commissioners													
1					Election	Takes office			Election	Takes office			Election
2					Election	Takes office			Election	Takes office			Election
3	Election	Takes office					Election*	Takes office			Election	Takes office	
New council members													
1								Election	Takes office		Election	Takes office	
2								Election	Takes office		Election	Takes office	
* two month short term followed by regular long term													
Blue indicates \$102,000 salary													
Pink indicates \$53,000 salary													

Section 8 Code revisions

On or about Dec. 31, 2015, the Prosecuting Attorney shall propose amendments to the Clark County Code that are necessary to make code consistent with this charter.

Article 5 Section 6 Options

April 21, 2014

OPTON 1: DRAFT BEFORE APRIL 9

No county elected official shall hold any other office or employment within county government during a term of office. No county employee shall hold a partisan, elected office at the county, state or federal level while employed by Clark County.

OPTION 2 DISTRIBUTED IN COMPILED VERSION FOR APRIL 22 MEETING

No county elected official shall hold any other office or employment within county government during a term of office. No county employee shall hold elected office or additional employment that creates conflict of interest or the inability to perform the duties defined for the position held by the employee under the county's human resource policies

ADDITIONAL OPTIONS BASED ON FEEDBACK ON DRAFT

OPTION 3

No county elected official shall hold any other office or employment within county government during a term of office. No county employee shall hold elected office or additional employment that creates an actual or potential conflict of interest or the appearance of a conflict. Additionally, the outside elected office or employment must have no negative impact on the employee's job performance or effectiveness in their county role.

OPTION 4

No county elected official shall hold any other office or employment within county government during a term of office. No county employee shall hold elected office or additional employment that creates conflict of interest or the inability to perform the duties defined for the position held by the employee under the county's human resources policies. When responsibilities to the other employment or elected office require the employee to be absent from their designated county workplace, the employee shall use vacation time or take leave without pay.

OPTION 5

No county elected official shall hold any other office or employment within county government during a term of office. Any county employee holding or contemplating elected office or additional employment shall request written approval for such employment. Such requests require approval of the county manager or responsible elected official. Requests shall be approved provided the request does not present an actual or potential conflict of interest or the appearance of a conflict with the purpose and duties of with the employee's position. Additionally the hours of work must not infringe upon or overlap the assigned hours of work for the county position. County equipment, supplies or working time may not be used while engaged in the performance of outside employment.

OPTION 6

No county elected official shall hold any other office or employment within county government during a term of office. No county employee shall hold elected office or additional employment that

creates a conflict of interest or adversely impacts the ability to perform the duties of the position held by the employee as defined by the employee's job classification and performance expectations. All such employment must be approved in writing by the county manager or responsible elected official. In no event may an employee receive compensation from the county while engaged in other employment other than through the use of accrued paid leave. In the event that paid leave is not available or used, the time off shall be considered leave without pay.