



**Office of the City Attorney  
News Release**

**FOR IMMEDIATE RELEASE**

March 11, 2021

**BOULDER CITY  
CITY COUNCIL**

**MAYOR**  
KIERNAN McMANUS

**COUNCIL MEMBERS:**  
JAMES HOWARD ADAMS  
CLAUDIA M. BRIDGES  
TRACY FOLDA  
JUDITH HOSKINS



**MEETING LOCATION:**  
**CITY COUNCIL CHAMBER**  
401 CALIFORNIA AVENUE  
BOULDER CITY, NV 89005

**MAILING ADDRESS:**  
401 CALIFORNIA AVENUE  
BOULDER CITY, NV 89005

**WEBPAGE:**  
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**ACTING CITY MANAGER:**  
MICHAEL MAYS, AICP

**ACTING CITY ATTORNEY:**  
BRITTANY LEE WALKER, ESQ

**Acting City Clerk:**  
Tami McKay, MMC, CPO

**ADMINISTRATIVE SERVICES DIRECTOR:**  
BRYCE BOLDT

**COMMUNITY DEVELOPMENT DIRECTOR:**  
MICHAEL MAYS, AICP

**PUBLIC WORKS DIRECTOR:**  
KEEGAN LITRELL, P.E.

**UTILITIES DIRECTOR:**  
DENNIS PORTER, P.E.

**POLICE CHIEF:**  
TIM SHEA

**FIRE CHIEF:**  
WILLIAM GRAY, CFO

**FINANCE DIRECTOR:**  
DIANE PELLETIER, CPA

**PARKS & RECREATION DIRECTOR**  
ROGER HALL

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**BOULDER CITY** – Please see the statement below on behalf of the Office of the City Attorney, from Acting City Attorney Brittany Lee Walker:

*On March 11, 2021, Judge Jessica K. Peterson of Nevada’s Eighth Judicial District Court decided four motions in Noyola v. The City of Boulder City, the case filed by former City Attorney Steven Morris and former City Manager Alfonso Noyola. The case was reassigned to Judge Peterson earlier this year following the retirement of Judge Jim Crockett.*

*First, the Court dismissed Plaintiffs’ fifth claim for relief--their last claim alleging violation of Nevada’s open meeting law. Plaintiffs’ fifth claim was premised on their argument that the City allegedly failed to give Plaintiffs the required twenty-one day statutory notice before the October 13, 2020 meeting of the City Council where Plaintiffs’ employment contracts were considered and ultimately terminated. Prior to the hearing, Plaintiffs agreed to dismiss, with prejudice, their eighth claim (alleging that the City violated NRS 608.020), but then filed a Countermotion for Partial Summary Judgment on their fifth claim. At the hearing, Judge Peterson granted the City’s Motion to Dismiss and denied Plaintiffs’ Countermotion for Partial Summary Judgment, finding that the City had given Plaintiffs the required notice prior to the October 13, 2020 meeting. As a result of today’s ruling, Plaintiffs’ only remaining claims against the City involve alleged breaches of their employment contracts.*

*Next, the Court granted, in part, the City’s Motion for Attorneys’ Fees, Costs, and Statutory Damages, ordering Plaintiffs to reimburse the City in excess of \$81,000 in reasonable attorneys’ fees and costs, which were incurred by the City in obtaining dismissal of all the claims in Plaintiff’s First Amended Complaint (which had four claims against the City and two claims against Mayor McManus and Councilwoman Folda) under Nevada’s Anti-SLAPP statute.*

*The City will continue to vigorously defend against Plaintiffs’ claims and do all that is necessary to protect the interests of its citizens and taxpayers.*