



Las Vegas

Agenda Item No.: 50.

**AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF JANUARY 17, 2007**

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

Consent Discussion

SUBJECT:

BEYANCA ITEM - Discussion and possible action on an Appeal of Non-renewal of an Independent Massage Therapist License, David R. Silvaggio, 9330 West Sahara Avenue, #250 - Ward 2 (Ward on)

Fiscal Impact

No Impact

Augmentation Required

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Discussion and possible action on an Appeal of Non-renewal of an Independent Massage Therapist License.

RECOMMENDATION:

Recommendation to be provided following discussion of this item at the City Council meeting.

BACKUP DOCUMENTATION:

None

Motion made by STEVE WOLFSON to Approve the permanent license subject to the permanent condition that MR. SILVAGGIO report any arrest or violation in writing within 48 hours to Business Services, with authority granted to the Director or Designee to immediately suspend the license if MR. SILVAGGIO fails to comply

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LAWRENCE WEEKLY, LARRY BROWN, LOIS TARKANIAN, STEVE WOLFSON, OSCAR B. GOODMAN, GARY REESE, STEVEN D. ROSS; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

The applicant was present.

MARK VINCENT, Director of Finance and Business Services, briefly outlined this matter at the request of COUNCILMAN WOLFSON. MR. SILVAGGIO was denied renewal of his license, because he failed to report an arrest that occurred. Even though the arrest had nothing to do with his work performance, the license carried a condition that any arrest had to be reported in writing to Business Services within 48 hours.

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COUNCILMAN WOLFSON confirmed with MR. VINCENT and MR. SILVAGGIO that MR. SILVAGGIO has had a license in the City for two and a half years, that there have been no problems with regard to his conduct as a massage therapist, no complaints from his customers, and he cannot perform cross-gender massage.

MR. VINCENT recommended approval of the permanent license, with a permanent condition that any arrest or violation be reported within 48 hours in writing to Business Services, with authority granted to the Director or Designee to immediately suspend the license if MR. SILVAGGIO fails to comply. MR. VINCENT noted that effective July 1, 2007, the State will take over regulation over the massage therapy industry. Issuance of the permanent license by the City does not preclude MR. SILVAGGIO from having to file for a new license with the State before the City license expires.

Even though he was hard pressed to support this license, COUNCILMAN ROSS indicated he would because of COUNCILMAN WOLFSON'S thoroughness on this matter. COUNCILWOMAN MURKINIAN concurred with the outcome of COUNCILMAN ROSS.

COUNCILMAN WOLFSON said that he cannot make any guarantees, but he acquired a comfort level after meeting with MR. SILVAGGIO, whom he asked not to let the Council down after putting their trust in him and giving him a second opportunity. MR. SILVAGGIO expressed his appreciation.

