



*Las Vegas*

Agenda Item No.: 44.

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF DECEMBER 5, 2007**

DEPARTMENT: CITY ATTORNEY  
DIRECTOR: BRADFORD R. JEBBIC

Consent  Discussion

**SUBJECT:** Discussion and possible action regarding a complaint seeking disciplinary action against Veterans of Foreign Wars Post No. 10057, 1957 7th Street, Las Vegas, Clark County, Nevada, for violations of the Las Vegas Municipal Code - Ward 5 (Barlow)

**Fiscal Impact**

No Impact  Augmentation Required  
 Budget Funds Available

**Amount:**  
**Funding Source:**  
**Dept./Division:**

**PURPOSE/BACKGROUND:**

Veterans of Foreign Wars Post No. 10057 holds Non-Profit Club General Alcoholic Beverage License No. L13-00013-4-000413. The Complaint for Disciplinary Action submitted alleges that the actual business activity of VFW Post No. 10057 constitutes a public or private nuisance, as it is being conducted in an unlawful, illegal and impermissible manner. Liquor has been sold and consumed by nonmembers, some of whom are underage. A large number of individuals have congregated in the parking lot drinking alcoholic beverages. Employees have worked without a work card or alcohol awareness card. A large number of crimes have occurred at VFW Post 10057 including narcotics offenses, fights, assaults, and batteries, some of which have been weapons related, as well as robberies. Responding to these crimes has resulted in a disproportionate demand on Las Vegas Metropolitan Police resources.

**RECOMMENDATION:**

That the City Council issue the Complaint for Disciplinary Action and set a date and time certain for hearing no later than 60 days from the date of approval of the complaint.

**BACKUP DOCUMENTATION:**

Submitted at meeting Proofs of service and Complaint for Disciplinary Action by staff

Motion made by RICKI Y. BARLOW to Receive the Complaint and set a date of 1/16/2008 for the hearing not to be heard before 11:00 a.m.

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 1  
RICKI Y. BARLOW, LOIS TARKANIAN, OSCAR B. GOODMAN, GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-LARRY BROWN)

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Minutes:

SENIOR LITIGATION COUNSEL WILLIAM HENRY reviewed the history of the license for VFW POST No. 10057 and the violations pertaining to the license that resulted in the complaint being brought forward to the Council. He then recommended that the hearing on the Complaint be set for the 1/16/2008 Council meeting.

ALBERT YOUNG, appearing on behalf of the VFW, agreed that the proposed hearing date provided adequate time for preparation. He also requested that future card inspections take place during regular business hours and not at or after closing.

