



*Las Vegas*

Agenda Item No.: 2.

**AGENDA SUMMARY PAGE**  
**SPECIAL RECESSED CITY COUNCIL MEETING OF: JANUARY 28, 2008**

DEPARTMENT: CITY ATTORNEY  
DIRECTOR: BRADFORD R. JEBBIC

Consent  Discussion

**SUBJECT:** Hearing, discussion and possible action regarding complaint seeking disciplinary action against Veterans of Foreign Wars Post No. 10057, 4905 North H 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:**

Revocation of Non-Profit Club General Alcoholic Beverage License No. L13-00013-4-000413

**BACKUP DOCUMENTATION:**

1. Affidavits of Service by staff and Response by Veterans of Foreign Wars (VFW)
2. January 16, 2008 Verbatim Transcript
3. Submitted after final agenda Answer to Complaint for Disciplinary Action by Attorney Rex Bell
4. Submitted at meeting Flyer regarding the Veterans of Foreign Wars Post No. 10057 by Mayor Goodman, Affidavit of Service and First Amended Order Approving Complaint and Notice of Hearing by Senior Litigation Counsel Bill Henry, photographs by Detective Paul Lewis, and Complaint Packet by Senior Litigation Counsel Bill Henry
5. Verbatim Transcript

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Motion made by RICKI Y. BARLOW to Approve subject to conditions and adding the following conditions as read for the record:

- A. A local work card shall be issued in addition to a state work card for security personnel.
- B. The hours of operation shall be Monday through Sunday, 9:00 a.m. to 9:00 p.m.
- C. If there are problems regarding existing security personnel, the applicant shall be required to seek security guards from a licensed security firm.
- D. There shall be a 12-month review.

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

Minutes:

A Verbatim Transcript is made a part of the Final Minutes.

APPEARANCES:

- OSCAR GOODMAN, Mayor
- BILL HENRY, Senior Litigation Counsel
- REX BELL, Attorney for applicant
- BEVERLY K. BRIDGES, City Clerk
- JIM DiFIORE, Business Services Manager
- PAUL LEWIS, Las Vegas Metropolitan Police Department
- BEATRICE TURNER, Las Vegas resident
- MEMBERS OF THE AUDIENCE
- GARY REESE, Councilman
- STEVE WOLFSON, Councilman
- RICKI Y. BARLOW, Councilman
- LOIS TARKANIAN, Councilwoman
- WILLIAM SEIFERT, Sergeant, Las Vegas Metropolitan Police Department
- JEFF WELTE, Detective, Las Vegas Metropolitan Police Department
- ALBERT YOUNG, Canteen Manager, Veterans of Foreign Wars Post No. 10057
- UNIDENTIFIED MALE SPEAKER
- UNIDENTIFIED FEMALE SPEAKER
- UNIDENTIFIED SPEAKER
- BRAD JERBIC, City Attorney
- LARRY BROWN, Councilman

