



**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF NOVEMBER 5, 2008**

**DEPARTMENT: FINANCE AND BUSINESS SERVICES**

**DIRECTOR: MARK R. VINCENT**

Consent  Discussion

**SUBJECT:**

Discussion and possible action regarding Temporary Approval of a new Psychic Arts and Science License, Psychic Solutions, LLC/USA Psychic Solutions, 2925 West Sahara Avenue, Angie Marks, Managing Mmbr, 50% and Stephanie Marks, Managing Mmbr, 50% - Ward 1 (Tarkanian)

**Fiscal Impact**

- No Impact  Augmentation Required  
 Budget Funds Available

**Amount:**

**Funding Source:**

**Dept./Division:**

**PURPOSE/BACKGROUND:**

Discussion and possible action regarding Temporary Approval of a new Psychic Arts and Science License.

**RECOMMENDATION:**

Recommend temporary approval with the authority of the Director or Designee to issue a permanent license upon receipt of a favorable investigative report or extend the temporary license if the investigation is not complete during the temporary period.

**BACKUP DOCUMENTATION:**

None

Motion made by LOIS TARKANIAN to Approve subject to conditions and adding the following conditions as read for the record:

A. Rates must be posted in a conspicuous place, visible to patrons on a sign of at least 8" x 10" in size, with lettering no smaller than one inch.

B. If the licensee operates by donation or indirect method of payment, including remuneration that is at the discretion of the customer, the signage shall indicate such to the patron.

C. The rates published shall be the only rates charged.

D. Business would only be operated from the 2925 West Sahara Avenue address and not at any other location.

E. There shall not be any reference to a home telephone number as a contact number.

F. The City Council approve a temporary license with a six-month review.

# City of Las Vegas

Agenda Item No.: **63.**

## CITY COUNCIL MEETING OF: NOVEMBER 5, 2008

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 1; Excused: 0

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

### Minutes:

JIM DiFIORE, Manager of Business Services, clarified that under Item 63, the Code requires each person performing Psychic Arts must have a license approved by the City Council. Regarding Item 64, the applicant's daughter, STEPHANIE MARKS, is the only member of the limited liability corporation (LLC). Approving the temporary change of ownership, the applicant, ANGIE MARKS, would be added to the LLC.

MR. DiFIORE reported that during staff's investigation, staff found that there were outstanding debt collections in the amount of \$46,906. In addition, the applicant was conducting business without a license in June 2007. Through her attorney, ANGIE MARKS pled no lo and was fined \$520. He noted that the business, Psychic Solutions, has been operated by MS. MARK'S daughter, STEPHANIE MARKS, at 2025 West Sahara Avenue, without complaint since 2004. The only complaint staff received was regarding the applicant, ANGIE MARKS, for conducting business from her residence without a license.

The applicant, ANGIE MARKS, stated her attorney could not be present. She added that she and her daughter are trying to establish themselves in Las Vegas and would like to make it their home.

MR. DiFIORE recommended, if approved, the same conditions be placed on both items as imposed on past Psychic Arts and Science licenses. These included that the business shall be conducted only at the business location, not from the residence, and there shall not be a reference to a home telephone number as a contact number. MR. DiFIORE read the conditions into the record and MAYOR GOODMAN confirmed the applicant's, ANGIE MARK, concurrence.

COUNCILMAN WOLFSON asked for additional information regarding the debt collections and what certification and training is required to be a Psychic Arts and Science licensee. MR. DiFIORE explained that Metro's report does not specify the debts, but they relate to non-payment of fees and services that have been forwarded to collection agencies. The item is before the City Council because the request is for a special type of business; no special training or certification is required. In addition, the license deals with suitability, so Metro does a background check which includes a credit report. MR. DiFIORE indicated that staff is looking at amending this particular Code, as it is outdated, needs to be consistent with other cities and refined to avoid possible fraud.

Although her ward has many of these types of businesses, COUNCILWOMAN TARKANIAN was not aware of significant problems. However, fraud is becoming more prevalent on a national level, and she is pleased to see staff moving to update the Code.