



Las Vegas

Agenda Item No.: 43.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF: APRIL 1, 2009

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: CANDACE HALDER, ACTING

☐ Consent ☒ Discussion

SUBJECT:

Discussion and possible action regarding an appeal of Work Card Denial for Ronald D. Smith, Marche Baileus, 2620 Regatta Drive, Suite 106 - Ward 4 (Steinman)

Fiscal Impact:

☐

No Impact

☐ Augmentation Required

☐

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Discussion and possible action regarding an Appeal of Work Card Denial.

RECOMMENDATION:

No recommendation.

BACKUP DOCUMENTATION:

None

Motion made by DAVID W. STEINMAN to Approve a temporary, site-specific, work card with a one-year review

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

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

Minutes:

JIM DiFIORE, Business Services Manager, explained that RONALD SMITH was appealing the denial of his work card as allowed under Code.

MR. SMITH explained that the denial was based on a misunderstanding that occurred in California over 11 years ago. He was charged and convicted of a misdemeanor crime and, on the advice from his counsel, decided to file for a dismissal rather than an appeal. The dismissal was granted in November 2001. The conviction was vacated, the not guilty finding was implemented and it was his understanding that the charge was dismissed. Subsequently, the State Board of Education had approved his application to be a substitute teacher for the Clark County School District. He and his wife had started the adoption process and the adoption agency and social worker had approved their application to be adoptive parents. The adoption process is currently

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at a standstill and can only move forward with a pardon from GOVERNOR ARNOLD SCHWARZENEGGER. MR. SMITH stated he had retained counsel and was working to obtain the pardon. His employer, who was aware of his history, had submitted a letter of support. He requested that his work card be granted so he could go back to work and support his family.

MAYOR GOODMAN acknowledged that the support letter from MR. SMITHS employer had been received and corroborated MR. SMITHS statements.

MR. SMITH answered COUNCILMAN WOLFMAN that he was not qualified for a Certificate of Rehabilitation from the State of California because he has not been a resident of that state for the past five years.

MR. DiFIORE recommended approval of a temporary, site specific work card with a one-year review. If MR. SMITHS pardon was granted sooner, the work card could be brought back for consideration as a permanent work card. If the pardon is not granted during the review period, the Council could make a determination on granting a permanent status when the work card is reviewed in one year.

COUNCILWOMAN TARKANIAN questioned the strength of the evidence of the original charge, noting the report from the Las Vegas Metropolitan Police Department did not offer additional information.

COUNCILMAN STEINMAN thanked MR. SMITHS wife and parents for appearing in support and stated it was unfortunate that a 30 second mistake made almost 12 years ago would continue to impact MR. SMITHS life.

