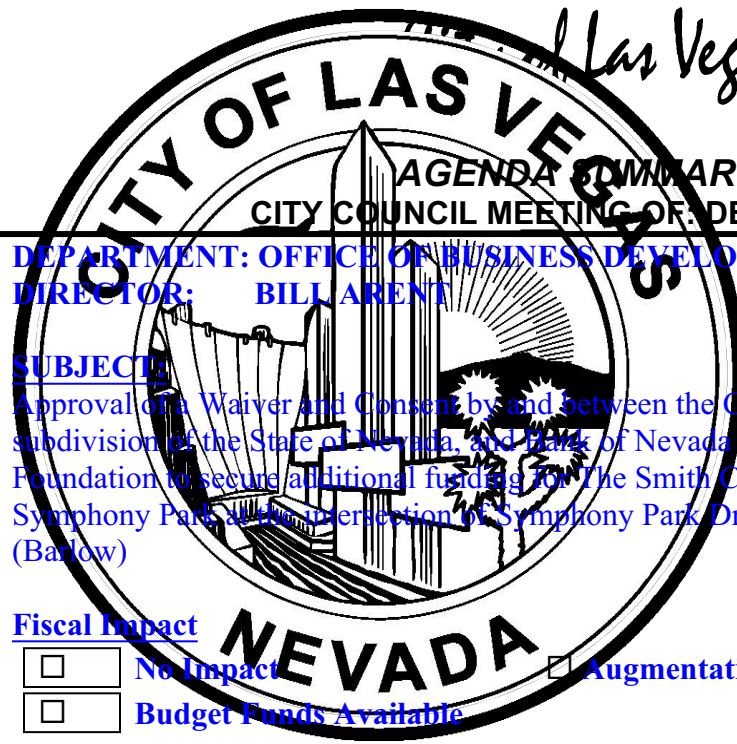




Las Vegas

Agenda Item No.: 9.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF DECEMBER 16, 2009

DEPARTMENT: OFFICE OF BUSINESS DEVELOPMENT

DIRECTOR: BILL ARENT

☒ **Consent** ☐ **Discussion**

SUBJECT:

Approval of a Waiver and Consent by and between the City of Las Vegas, Nevada, a political subdivision of the State of Nevada, and Bank of Nevada allowing the Las Vegas Performing Arts Foundation to secure additional funding for The Smith Center for the Performing Arts located in Symphony Park at the intersection of Symphony Park Drive and City Parkway - Ward 5 (Barlow)

Fiscal Impact

☐

No Impact

☐

Augmentation Required

☐

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

The Las Vegas Performing Arts Center Foundation and the Bank of Nevada have entered into a Revolving Line of Credit Agreement. This line of credit will be used for the Furniture, Fixtures and Equipment (FF&E) for The Smith Center for the Performing Arts. As the owner of The Smith Center, the City of Las Vegas would be required to consent to this line of credit agreement since it will be used for equipment for the facility. This line of credit is not a city debt obligation or responsibility in any way.

RECOMMENDATION:

Approval.

BACKUP DOCUMENTATION:

Waiver and Consent

Motion made by GARY REESE to Approve Items 9, 11-19, 21-33 and 35-43

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, STAVROS S. ANTHONY; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

NOTE: COUNCILMAN ROSS disclosed that as Secretary-Treasurer of the Southern Nevada Building and Construction Trade Council, he secures work for union workers who are members of the trades he represents. Because the Council awards a number of construction contracts and the labor unions may later become interested in jobs provided by these contracts, if the trades unions take an active interest in a particular contract or compete for jobs on a contract awarded

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by the City of Las Vegas, he will abstain from a vote on such a contract. Almost all construction contracts awarded by the City of Las Vegas goes through a competitive bid process pursuant to NRS 338 requiring award to the lowest responsive and responsible bidder. The law does not favor union or non-union. If the construction contract is awarded under NRS 338, is unchallenged or does not involve the Trade Council, he will disclose but not abstain. For this reason, he disclosed on Items 40, 42 and 43. For Item 30 involves rejection of the low bidder and may involve a conflict between union and non-union. He disclosed and will abstain on that item. Item 44 further advances the funding for the new City Hall project. Members of the labor unions he represents are seeking a project labor agreement and the Southern Nevada Building and Construction Trade Council is actively engaged in the negotiations. He disclosed and abstained on Item 44 as well.

Minutes:

Item 10 was corrected to reflect Ward 3 as the ward designation.

Item 28 was corrected to reflect the Bid No. as 100076-TM.

COUNCILMAN REESE requested Item 10 be pulled from the Consent Agenda for discussion and COUNCILMAN ANTHONY asked for Items 34 and 40 also be pulled for discussion.

