



DEPARTMENT: CITY ATTORNEY
DIRECTOR: BRADFORD R. JERBIC

☐ Consent ☒ Discussion

SUBJECT:
NEW BILL

Bill No. 2010-22 Updates the City's zoning and licensing regulations that apply to community residences (commonly referred to as group homes) and similar uses. Proposed by: Bradford R. Jerbic, City Attorney

Fiscal Impact

☐ No Impact ☐ Augmentation Required
☐ Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

This bill will update the City's zoning and licensing regulations that apply to community residences (commonly referred to as group homes) and similar uses. The bill is based on a Clark County ordinance, adopted in 2008 to settle fair housing litigation invalidating certain provisions of State law on the subject. This bill represents the culmination of the work of a task force over an extended period of time and is intended to address the various competing interests in a comprehensive fashion that is consistent with Federal statutes and regulations, as well as applicable case law.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

1. Bill No. 2010-22
2. Business Impact Statement

Minutes:

MAYOR GOODMAN indicated this bill will be considered at a Recommending Committee of the Full Council, and the meeting will take place on June 1st at 9:00 a.m. in the Council Chambers. The Mayor and City Council will consider the bill at that time, and CITY ATTORNEY BRAD JERBIC stressed that public comments will be taken at this meeting only.

MAYOR GOODMAN clarified that this is a bill the public desired to comment on, as it relates to group homes. There are strong feelings for and against, and a large crowd is anticipated. CITY ATTORNEY JERBIC noted that the bill cannot be approved at Recommending, as it

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needs a Do Pass. When it comes to City Council, additional testimony would not be needed, since it was previously heard as a full Council on the June 1st meeting.

COUNCILMAN BARLOW verified that residents who are not able to attend the June 1st meeting would not be able to speak at City Council. MAYOR GOODMAN remarked that if the Councilman felt strongly about the bill, he could assign it. COUNCILMAN BARLOW responded that this is a hot item, and he wanted to caution the Council that some people may not be able to attend the aforementioned meeting.

CITY MANAGER ELIZABETH FRETWELL indicated that in the past when there has been a tremendous attendance on a particular item, there is sense that the entire City Council preferred to hear the pros/cons. As a result, a Recommending Committee meeting did not take place, rather a Council meeting as a whole. Doing this also alleviated hearing the information twice and having residents attend twice for the same item.

MAYOR GOODMAN change his recommendation and requested a Recommending Committee meeting as a whole and hear the item at the regular City Council meeting of June 2nd. CITY ATTORNEY JEREMY clarified that the date would be June 16th.

ANTHONY HODGES stated that would be comment was noted before.

COUNCILMAN BARLOW verified with CLERK BEVERLY K. BRIDGES that there will not be a Recommending Committee meeting since this was the only item that would have been on the agenda.

First Reading - Referred to Full Council
6/16/2010 City Council
6/16/2010 Council Agenda

