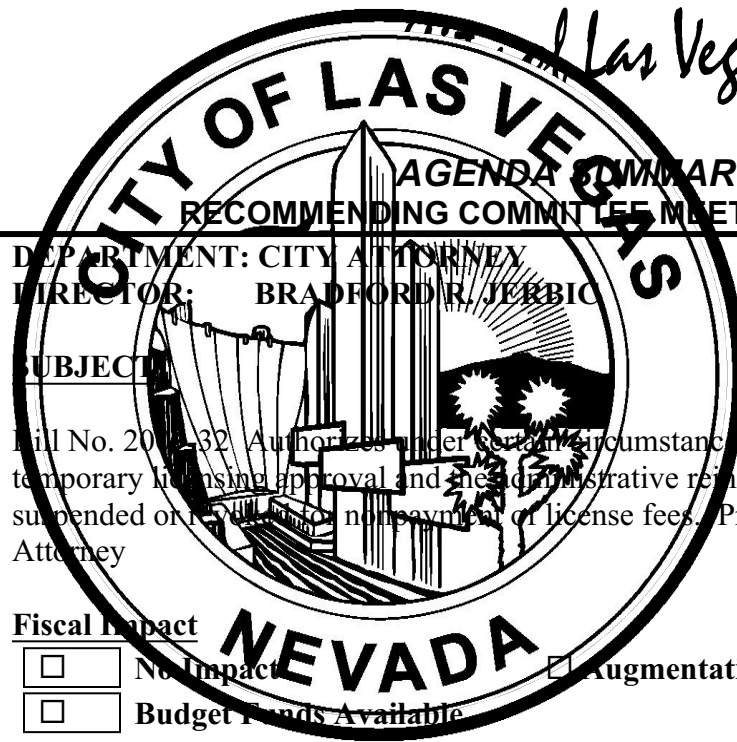




Las Vegas

Agenda Item No.: 6.

AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: JULY 14, 2009

DEPARTMENT: CITY ATTORNEY
DIRECTOR: BRADFORD R. JERBIC

☐ Consent ☒ Discussion

SUBJECT:

Bill No. 2009-32 Authorizes under certain circumstances the administrative extension of temporary licensing approval and the administrative reinstatement of alcoholic beverage licenses suspended or revoked for nonpayment of license fees. 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 authorize the administrative extension of temporary licensing approval in certain cases where City Council action is unable to be taken in a timely manner through no fault of the licensee. The bill will also authorize the administrative reinstatement of alcoholic beverage licenses suspended or revoked for nonpayment of license fees. Such reinstatement will be available only within a limited time following suspension or revocation and will be subject to the payment of a reinstatement fee.

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. 2009-32
2. Business Impact Statement

Motion made by STAVROS S. ANTHONY to Hold in abeyance to 8/4/2009

Passed For: 2; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

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

Minutes:

CHIEF DEPUTY CITY ATTORNEY VAL STEED stated that under the Code, if an alcoholic beverage licensee misses his or her semi-annual liquor fee payment and the fee and penalties remain unpaid, that license is revoked after 60 days. This bill would suspend the license after 60

RECOMMENDING COMMITTEE MEETING OF: JULY 14, 2009

days and create a grace period which would allow licensees an opportunity to pay the fee and penalties. This will allow licensees an opportunity to reinstate the license without having to start the licensing process from the beginning. This bill includes an opportunity for reinstatement for license holders whose licenses have been revoked. This bill also allows the Business Manager to extend the time of temporary approval until the next Council meeting when the hearing for that license cannot be held due to clerical error. The First Amendment would clarify that a temporary license cannot be sold, transferred or assigned. It would also require that the Business Manager formally grant inactive status. He recommended approval as a First Amendment.

COUNCILMAN BARLOW suggested allowing licensees 90 days before the license is revoked instead of suspending the license and allowing the licensee an opportunity to reinstate it. CHIEF DEPUTY CITY ATTORNEY STEED suggested holding this item in abeyance as JIM DiFIORE, Business Services Manager, was not present to answer questions.

CITY CLERK BEVERLY BRIDGES suggested holding this item to the 8/4/2009 Recommending Committee Meeting and CHIEF DEPUTY CITY ATTORNEY STEED noted that this bill had been fast-tracked in response to a desire to move it forward as quickly as possible.

