

1 **PROPOSED FIRST AMENDMENT**

2 **BILL NO. 2010-51**

3 **ORDINANCE NO. _____**

4 AN ORDINANCE TO UPDATE CERTAIN ADMINISTRATIVE PROVISIONS OF THE
5 MUNICIPAL CODE RELATING TO MANAGEMENT FUNCTIONS AND THE NAMES OF CITY
DEPARTMENTS, AND TO PROVIDE FOR OTHER RELATED MATTERS.

6 Sponsored by: Councilman Gary Reese

7 Summary: Updates certain administrative
8 provisions of the Municipal Code relating to
management functions and the names of City
departments.

9 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
10 AS FOLLOWS:

11 SECTION 1: Title 2, Chapter 8, of the Municipal Code of the City of Las Vegas,
12 Nevada, 1983 Edition, is hereby amended by adding thereto a new section, designated as Section 50,
13 reading as follows:

14 **2.08.050:** The City Manager may appoint one or more persons to serve as chief officer of
15 particular functions or groups of functions. The provisions of Sections 2.08.010 to 2.08.040,
16 inclusive, shall apply to each such officer to the same extent as if the officer were a Deputy City
17 Manager.

18 SECTION 2: Title 2, Chapter 9, of the Municipal Code of the City of Las Vegas,
19 Nevada, 1983 Edition, is hereby amended to read as follows:

20 **2.09.010:** Subject to the provisions of Section 2.09.020, [The] the departments of the City shall
21 consist of the following:

22 Building and Safety;

23 [City Attorney;]

24 Detention and Enforcement;

25 Economic and Urban Development;

26 [Field Operations;]

27 Finance; [and Business Services;]

28 Fire and Rescue;

1 Human Resources;
2 Information Technologies;
3 [Leisure Services;
4 Municipal Court;
5 Neighborhood Services;]
6 Operations and Maintenance;
7 Parks, Recreation and Neighborhood Services;
8 Planning; [and Development;] and
9 Public Works.

10 SECTION 3: Title 2, Chapter 9, of the Municipal Code of the City of Las Vegas,
11 Nevada, 1983 Edition, is hereby amended by adding thereto a new section, designated as Section 15,
12 reading as follows:

13 **2.09.015:** (A) Any reference in this Code to the Department of Field Operations, the
14 Department of Finance and Business Services, the Department of Leisure Services, the Department
15 of Neighborhood Services, the Planning and Development Department, or any of their predecessor
16 departments, shall be deemed in each case to refer to the appropriate successor department, as follows:

17 (1) With respect to the Department of Field Operations, the successor
18 department is the Department of Operations and Maintenance.

19 (2) With respect to the Department of Finance and Business Services (and
20 its predecessor, the Department of Business Activity), the successor department is:

21 (a) The Department of Planning, in the case of license-related
22 functions under Title 6; and

23 (b) The Department of Finance, in all other cases.

24 (3) With respect to the Department of Leisure Services (and its
25 predecessors, the Department of Parks and Leisure Activities and the Department of Parks, Recreation
26 and Senior Citizen Activities), the successor department is the Department of Parks, Recreation and
27 Neighborhood Services.

28 (4) With respect to the Department of Neighborhood Services, the successor

1 department is:

2 (a) The Department of Economic and Urban Development, in the
3 case of housing-related functions; and

4 (b) The Department of Parks, Recreation and Neighborhood
5 Services, in all other cases.

6 (5) With respect to the Planning and Development Department, the
7 successor department is the Department of Planning.

8 (B) The City Manager or a designee is authorized to determine which successor
9 department has succeeded to a particular function in cases where the provisions of Subsection (A) do
10 not address the question, where subsequent adjustments made pursuant to Section 2.09.020 dictate a
11 different result than is dictated by Subsection (A), or where the strict application of the provisions of
12 Subsection (A) is otherwise incorrect or impracticable.

13 SECTION 4: Title 2, Chapter 9, Section 20, of the Municipal Code of the City of Las
14 Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

15 **2.09.020:** [Each department of the City shall consist of such divisions and units as may be
16 established from time to time by the City Manager.] From time to time the City Manager may:

17 (A) Establish and adjust divisions, offices or other units within the various
18 departments of the City, as well as offices and other units that are independent of those departments.

19 (B) Establish new departments, combine existing departments, or make other
20 adjustments to the departments listed in Section 2.09.010. Any such action by the City Manager shall
21 be effective immediately or when directed by the City Manager, but must be ratified by the City
22 Council within six months following such action in order to continue in effect. Sections 2.09.010 and
23 2.09.015 shall be adjusted periodically as deemed necessary in order to reflect action taken pursuant
24 to this Subsection (B).

25 SECTION 5: Title 2, Chapter 9, Section 30, of the Municipal Code of the City of Las
26 Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

27 **2.09.030:** Functions or offices that are created by the City Charter and that do not appear in the
28 list of departments set forth in Section 2.09.010 may be treated as departments of the City for

1 administrative and budgetary purposes, or otherwise for the sake of convenience.

2 SECTION 6: Title 2, Chapter 14, Section 10, of the Municipal Code of the City of
3 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

4 **2.14.010:** The Director of Public Works shall exercise such powers and perform such duties as
5 may from time to time be specified by the City Council or the City Manager. The Director of Public
6 Works shall function as the Director of Public Services for purposes of the City Charter.

7 SECTION 7: Title 2, Chapter 14, Sections 30 and 40, of the Municipal Code of the
8 City of Las Vegas, Nevada, 1983 Edition, are hereby repealed in their entirety.

9 SECTION 8: Title 2, Chapter 18, Section 10, of the Municipal Code of the City of
10 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

11 **2.18.010:** Article III of the Charter of the City of Las Vegas requires the City Council to establish
12 a Department of Financial Management, to be headed by a Director of Financial Management. For
13 purposes of the Charter, [The] the City Council hereby:

14 (A) Establishes the Department of Finance [and Business Services] as the City's
15 Department of Financial Management; and

16 (B) Designates the [City's Chief Financial Officer] Director of Finance as the
17 Director of that Department.

18 SECTION 9: Notwithstanding the effective date of this Ordinance, the City Manager
19 shall have the discretion to implement the various provisions of this Ordinance immediately or
20 gradually, using a transitional approach and time frames that take into account practicality and
21 convenience.

22 SECTION 10: If any section, subsection, subdivision, paragraph, sentence, clause or
23 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or
24 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
25 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
26 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
27 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
28 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,

1 invalid or ineffective.

2 SECTION 11: All ordinances or parts of ordinances or sections, subsections, phrases,
3 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
4 1983 Edition, in conflict herewith are hereby repealed.

5 PASSED, ADOPTED and APPROVED this ____ day of _____, 2011.

6 APPROVED:

7

8 By _____
9 OSCAR B. GOODMAN, Mayor

10 ATTEST:

11 _____
12 BEVERLY K. BRIDGES, MMC
13 City Clerk

14 APPROVED AS TO FORM:

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_____ Date

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1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 _____ day of _____, 2011, and referred to the following committee composed of
3 _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the _____ day of
5 _____, 2011, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council
7 as amended and adopted by the following vote:

8 VOTING "AYE": _____
9 VOTING "NAY": _____
10 ABSENT: _____

12 APPROVED:

14 By _____
OSCAR B. GOODMAN, Mayor

15 ATTEST:
16 _____
17 BEVERLY K. BRIDGES, MMC
City Clerk

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