

CITY COUNCIL MEETING OF
September 21, 2009
VERBATIM TRANSCRIPT – ITEM 4

**Hearing, discussion and possible action regarding complaint seeking disciplinary action
against Dominic Laino dba Club 2100, 2100 Fremont Street, Las Vegas, Clark County,
Nevada, for violations of the Las Vegas Municipal Code - Ward 3 (Reese)**

Appearance List:

OSCAR GOODMAN, Mayor

BRAD JERBIC, City Attorney

GARY REESE, Councilman

JIM ERBECK, Senior Litigation Counsel

BEVERLY K. BRIDGES, City Clerk

DOMINIC LAINO

DEAN KAJIOKA, Kajioka & Associates, Attorney for Dominic Laino

STEVE WOLFSON, Councilman

CAROL MEYER, Supervisor of the Business Services Division

STAVROS S. ANTHONY, Councilman

STEVEN D. ROSS, Councilman

RICKI Y. BARLOW, Councilman

(25 minutes)

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23 **MAYOR GOODMAN**

24 All right, Item Number 4 is hearing, discussion and possible action regarding complaint seeking
25 disciplinary action against Dominic Laino, doing business as Club 2100, 2100 Fremont Street,
26 Las Vegas, Clark County, Nevada, for violations of the Las Vegas Municipal Code. This is in
27 Ward 3.

28

29 **BRAD JERBIC**

30 Your Honor, again, last month –

31

32 **COUNCILMAN REESE**

33 We have people (inaudible) outside (inaudible) –

34

35 **MAYOR GOODMAN**

36 All right, fine. Let's – take a five second, or five, a brief recess here, to allow those who are
37 waiting to come in to come in.

38

39 **END RELATED DISCUSSION – RESUME RELATED DISCUSSION**

40

41 **MAYOR GOODMAN**

42 All right, we read into the record. I'll read it again, since some folks weren't here. Item Number
43 4. Hearing, discussion and possible action regarding complaint seeking disciplinary action
44 against Dominic Laino, doing business as Club 2100, at 2100 Fremont Street, Las Vegas, Clark
45 County, Nevada, for violations of the Las Vegas Municipal Code. This is in Ward 3.

46

47 **BRAD JERBIC**

48 Your Honor, last month, at the same time you approved the complaint for discipline against
49 Snick's Place, you also approved a complaint for discipline against Dominic Laino, dba Club
50 2100. Since that time, I have worked with Mayor Pro Tem, whose ward this is in, and the Las

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Vegas Metropolitan Police Department, and we have a proposed negotiation that Mr. Erbeck will read into the record at this time.

JIM ERBECK

Yes, –

MAYOR GOODMAN

All right –

JIM ERBECK

– Your Honor. The fine agreed to, upon approval by the Council, is \$10,000. The license will be conditional, reviewed every three months. Live entertainment would be restricted to Saturday nights between 10:00 p.m. and 4:00 a.m. Live entertainment shall be limited exclusively to a DJ, a disk jockey only. All other nights, no form of live entertainment shall be allowed, specifically, no DJ on those evenings. No amateur contests, no deceptive advertising, no karaoke, no raffles. The only entertainment allowable shall be pre-recorded music played on a jukebox, radio, CD, or other sound-making device. The business may be closed by the manager of Business Services for any violation of condition or conditions. No requirement for notice of appeal, filing of disciplinary complaint or hearing, except that a hearing shall be held at the next available hearing of the City Council, as decided by the manager. That's the extent of the negotiations.

MAYOR GOODMAN

All right. Very good. Any questions of Mr. Erbeck at this time?

COUNCILMAN REESE

Your Honor, I wish you would put on record, will you show me?

MAYOR GOODMAN

Yes, I will. Well, I wanna, if I may, Mr. Laino, I'd like to have you sworn in, please.

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80 **BEVERLY BRIDGES**

81 Please raise your right hand. You solemnly swear that the testimony here today is correct?

82

83 **DOMINIC LAINO**

84 Yes, Sir (sic).

85

86 **MAYOR GOODMAN**

87 All right, Mr. Laino, have you been made aware of the disciplinary complaint, together with

88 exhibits –

89

90 **DOMINIC LAINO**

91 Yes –

92

93 **MAYOR GOODMAN**

94 – attached thereto?

95

96 **DOMINIC LAINO**

97 Yes.

98

99 **MAYOR GOODMAN**

100 And did you participate in the preparation of a response by your counsel concerning the

101 allegations in our complaint?

102

103 **DOMINIC LAINO**

104 Yes.

105

106 **DEAN KAJIOKA**

107 (inaudible)

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108 **MAYOR GOODMAN**

109 And, do you recall the making of a response, you indicated that photographs do not illustrate or
110 support a finding that Club 2100 operates an erotic dance establishment?

111

112 **DOMINIC LAINO**

113 Yes.

114

115 **MAYOR GOODMAN**

116 You've seen the photographs?

117

118 **DOMINIC LAINO**

119 Yes.

120

121 **DEAN KAJIOKA**

122 Actually, if I may, Mayor, Your Honor.

123

124 **MAYOR GOODMAN**

125 No –, not yet. I'm asking your client some questions.

126

127 **DEAN KAJIOKA**

128 I just wanted to point out.

129

130 **MAYOR GOODMAN**

131 No –; I don't want you pointing anything out. You've seen the pictures that have been made part
132 of the record?

133

134 **DOMINIC LAINO**

135 I didn't see the complete exhibit, 'cause I didn't, I wasn't sure that I had to be here today. After
136 speaking with Mr. Kajioka –

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137 **MAYOR GOODMAN**

138 Well, maybe – your lawyer will show the exhibit, which I have, this one here.

139

140 **COUNCILMAN REESE**

141 Yes.

142

143 **COUNCILMAN WOLFSON**

144 Is it right? There's two of 'em.

145

146 **JIM ERBECK**

147 It'd be 3-A

148

149 **MAYOR GOODMAN**

150 All right. That part of Exhibit 3-A?

151

152 **DOMINIC LAINO**

153 That – picture is not a picture that was taken inside of my establishment.

154

155 **COUNCILMAN REESE**

156 Where was –

157

158 **DOMINIC LAINO**

159 That was a picture that was posted on, it wasn't even an official Club 2100 website that people

160 can post their own pictures on. The customers can put, post pictures on.

161

162 **MAYOR GOODMAN**

163 So you –, you're – under oath, okay?

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164 **DOMINIC LAINO**

165 Yes.

166

167 **MAYOR GOODMAN**

168 And you're saying today that this picture, which I'm gonna show you so there's no mistake on
169 the record, wasn't taken at your club?

170

171 **COUNCILMAN REESE**

172 Sir –

173

174 **DOMINIC LAINO**

175 I'm looking at it right now, I didn't see –

176

177 **COUNCILMAN REESE**

178 – the Mayor – wants you to look at this one here, Sir.

179

180 **DOMINIC LAINO**

181 Sure.

182

183 **COUNCILMAN REESE**

184 (inaudible)

185

186 **MAYOR GOODMAN**

187 Is that your testimony under oath, it wasn't taken there? At your club?

188

189 **DOMINIC LAINO**

190 This one right here, this is the one that I seen (sic), Your Honor. This is, looks like a computer-
191 generated photo, to me.

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192 **MAYOR GOODMAN**

193 No, I'm asking –

194

195 **DOMINIC LAINO**

196 This is the first time that I've seen this. I don't know if this is inside of my club; I can't tell. I

197 don't know where that would be.

198

199 **MAYOR GOODMAN**

200 All right. Would you concede that that is erotic?

201

202 **DOMINIC LAINO**

203 Of course.

204

205 **MAYOR GOODMAN**

206 And, look at the other side of Exhibit 3-A, was that generated as a result of you?

207

208 **DOMINIC LAINO**

209 No, Sir.

210

211 **MAYOR GOODMAN**

212 Who – made that ad?

213

214 **DOMINIC LAINO**

215 I'm not sure if it was one of my, possibly one of my employees, and, if it is, I feel I'm 100

216 percent responsible for that. But it's not on, it's not something that I did on an official, I only

217 have one website for Club 2100, and it's not something that was on my one website. What I have

218 is –

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219 **MAYOR GOODMAN**

220 And was, is it your testimony today, Sir, under oath, that you never saw the first picture that
221 depicts very graphically an erotic photograph?

222

223 **DOMINIC LAINO**

224 No, I've never –

225

226 **MAYOR GOODMAN**

227 Never saw that before today? And your testimony, under oath, when you turn it over, is that you
228 had nothing at all to do with that being on your website?

229

230 **DOMINIC LAINO**

231 If one of my employees have done this –

232

233 **MAYOR GOODMAN**

234 No –, I'm asking whether you knew about it –

235

236 **DOMINIC LAINO**

237 No. I did not.

238

239 **MAYOR GOODMAN**

240 – or had anything to do with it.

241

242 **DOMINIC LAINO**

243 No. I did not.

244

245 **MAYOR GOODMAN**

246 How many of your employees have access to the website?

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247 **DOMINIC LAINO**

248 To this website, any customer could probably post pictures on this website. Customers can post
249 this. What they do is they have friends in, it's a MySpace account, where customers come in, use
250 it –

251

252 **MAYOR GOODMAN**

253 When's the first time you saw that picture?

254

255 **DOMINIC LAINO**

256 I just saw it right now.

257

258 **DEAN KAJIOKA**

259 (inaudible)

260

261 **MAYOR GOODMAN**

262 Not the one with the nude woman, but the – one with the asterisk, which is life (inaudible) to
263 nudity?

264

265 **DOMINIC LAINO**

266 This is the first time I've seen it, right now.

267

268 **MAYOR GOODMAN**

269 The ad?

270

271 **DOMINIC LAINO**

272 Yes. This is the first time I've seen it, right now.

273

274 **MAYOR GOODMAN**

275 First time you saw the flyer was today?

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276 **DOMINIC LAINO**

277 Yes, Sir –

278

279 **MAYOR GOODMAN**

280 You didn't go over –

281

282 **DOMINIC LAINO**

283 We just received that this weekend.

284

285 **DEAN KAJIOKA**

286 (inaudible)

287

288 **CAROL MEYER**

289 (inaudible) package –

290

291 **DEAN KAJIOKA**

292 We received the package Friday afternoon.

293

294 **MAYOR GOODMAN**

295 When's the first time you saw that?

296

297 **DEAN KAJIOKA**

298 I did not meet with him prior to being here today, so he reviewed the actual package today.

299

300 **MAYOR GOODMAN**

301 The first time you saw it was today?

302

303 **DOMINIC LAINO**

304 Yes, Sir.

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305 **MAYOR GOODMAN**

306 All right, any other questions?

307

308 **COUNCILMAN REESE**

309 Mr. Jerbic, is – there anything we can do about the website? Legally?

310

311 **BRAD JERBIC**

312 The only thing that we can do is tell the applicant, with respect to the websites, he controls what
313 he can and can't do that would be in compliance with law. Now, we're in a little bit of a delicate
314 area here because, certainly, government doesn't regulate content, but Mr. Laino does not have a
315 sexually-oriented business license. He doesn't have an erotic dance license, and that's why one of
316 the conditions in here said no deceptive advertising, because we feel that based upon the
317 evidence that we had gone to hearing, we had strongly argued that he's holding himself out as
318 either a dance erotic establishment or a type of sexually oriented business. That's why that
319 condition's there, and I think we all understand what that means. Beyond that, we have no
320 control over independent websites and what they might do with photographs taken in any
321 establishment, including Mr. Laino's.

322

323 **MAYOR GOODMAN**

324 Any other questions? Comments?

325

326 **COUNCILMAN REESE**

327 Comments, please.

328

329 **MAYOR GOODMAN**

330 Yes.

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331 **COUNCILMAN REESE**

332 Again, when Mr. Laino came before us to get his license, I made a comment, I think, something
333 to the effect that, excuse me, we had somebody going into one of our vacant buildings as a
334 business. And, I was very adamant about no live entertainment. And, I was told by his attorney
335 and by Mr. Laino himself that what they're doing there was not live entertainment, and I would
336 like to have your interpretation of what live entertainment is. If what we see, at least prior to this
337 stuff, what we see over there is not live entertainment.

338

339 **DOMINIC LAINO**

340 My first agreement with you, over 14 months ago, was live entertainment consisted of live music,
341 live bands, for the simple fact, is what you told me, was because of the noise in the area, you
342 thought it would make too much noise. And I agreed to have DJ music. So, when I, my first
343 condition of live entertainment was live entertainment once a week, which you granted me,
344 which was to have bands until 2:00 a.m.

345

346 **COUNCILMAN REESE**

347 (inaudible) –

348

349 **DOMINIC LAINO**

350 In 14 months, I've never had one band. I did what you agreed. I had DJ music, after my first
351 temporary period of six months. My next six months, I've had less calls to police. I've had no
352 under-age drinking. I've had – calls to service, there was a few calls to service that the
353 establishment that we had problems with, that we called Metro. And then I received the notice
354 that we were having live entertainment on non-restricted days when Business Licensing (sic) has
355 been in multiple times and known that I've had DJ's on Thursday and Friday and Saturday. And
356 within one year of no one –

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357 **COUNCILMAN REESE**

358 I – can appreciate that, okay? Question: Exhibit 3-C, you don't call that live entertainment?

359 We're sure not dummies.

360

361 **DOMINIC LAINO**

362 No, my –, once again, my agreement with you in your office was live entertainment –

363

364 **COUNCILMAN REESE**

365 I said no live entertainment.

366

367 **DOMINIC LAINO**

368 This is, but Building Department approved my plans of having a dance floor, having a stage,

369 having a bar. This was a concept of a pool party instead of a pool party, and girls that came in a

370 bikini, just like other clubs in town and advertisement, would drink for free and we had dance

371 contests and promotions.

372

373 **COUNCILMAN REESE**

374 I mean, that's live entertainment.

375

376 **DOMINIC LAINO**

377 If dancing is live entertainment, yes that's dancing and contests. Our contests –

378

379 **COUNCILMAN REESE**

380 Well, that's what I'm saying.

381

382 **DOMINIC LAINO**

383 I didn't know that was, my agreement with you, over a year ago, you told me live entertainment

384 was live bands.

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385 **COUNCILMAN REESE**

386 This is – live entertainment, though.

387

388 **DOMINIC LAINO**

389 It wasn't my understanding. My understanding with, from your meeting, that live entertainment
390 was live bands, live music. I didn't know dancing and contests was live entertainment. Once I
391 found out that you thought that wasn't, you guys let me know that that was live entertainment,
392 nothing like this has gone on in over three months. And there has been no live entertainment,
393 besides DJ music, which I didn't know that, until last week, that that was considered live
394 entertainment. Once again, I considered live bands, that you told me 14 months ago, to be live
395 entertainment.

396

397 **MAYOR GOODMAN**

398 All right.

399

400 **DOMINIC LAINO**

401 That was my agreement with you.

402

403 **MAYOR GOODMAN**

404 Councilman Anthony, did you have a question?

405

406 **COUNCILMAN ANTHONY**

407 Yeah, when did this business open?

408

409 **DOMINIC LAINO**

410 June of last year; June of '08.

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411 **COUNCILMAN ANTHONY**

412 So, you've been open a little more than one year. Okay. And, in one year, according to the
413 allegations, let's see, you've operated repeatedly and continuously in an unlawful manner and in
414 violation of the Las Vegas Municipal Business License Codes. Let's see, there have (sic) been an
415 increase in number of calls for service at your business in the last six months, 32. Thirty-two
416 service calls, citations, arrests, repeated violations of Code provisions, including sexual explicit
417 conduct, numerous violations of work card requirements, failure to obtain, possess valid health
418 cards, employment as a promoter without a license has occurred, and you failed to provide the
419 director of Business Services necessary reports of compliance. And Metro's been out there for
420 grand larcenies, domestic violence, throwing bottles, fights in the parking lot, between men and
421 women. I mean, you knew all this was going on, correct?

422

423 **DOMINIC LAINO**

424 Of course. Yeah –

425

426 **COUNCILMAN ANTHONY**

427 All right. And that's in your first year?

428

429 **DOMINIC LAINO**

430 And during – my first six months, I've had, during my temporary period, I had a certain number
431 of calls to service. I stood in front of the City, and they commended me on doing a great job in a
432 very trying neighborhood. Within, after they granted me my permanent license, the next six
433 months I received less calls for service, less problems, which, and, at that point, I would think if I
434 had less calls for service and less problems, I was doing a better job. You commended me on a
435 great job I was doing the first six months, and then less calls for service, no under-age drinking,
436 more security. And now there's a problem.

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437 **COUNCILMAN ANTHONY**

438 Well, I mean, like – members of the City Council said, these licenses are all important to the City
439 and it sounds like you didn't take this seriously right off the bat. I mean, right off the bat, there's
440 (sic) all kinds of problems going on there, and now there's less problems going on at your
441 establishment, but they continue to be a problem. I just don't think you're taking the license
442 seriously, and I don't think you should be in business doing this kind of thing. 'Cause I just don't
443 think you know what you're doing, you know, how to run this sort of business, so I'm not gonna
444 – support any negotiations.

445

446 **COUNCILMAN WOLFSON**

447 Mayor Goodman?

448

449 **MAYOR GOODMAN**

450 Yes, Councilman Wolfson.

451

452 **COUNCILMAN WOLFSON**

453 I think what, one thing we can learn here today is that when you enter into a business like this,
454 inherent in running a business like this are things happen. The thing that I think is bothering me
455 is, you live here in Las Vegas, right?

456

457 **DOMINIC LAINO**

458 Yes, Sir.

459

460 **COUNCILMAN WOLFSON**

461 How many days a week do you go to your – club?

462

463 **DOMINIC LAINO**

464 I'm down there every day.

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465 **COUNCILMAN WOLFSON**

466 Okay. And, if you're down there every day, and then I read that you're notified on one day that
467 certain violations have not been corrected, and then a message is left for you another day, and
468 then you sign for a letter from the audit request person, weeks are going by, I don't see that
469 you're really making a big effort to comply with what the City Code compliance people are
470 asking of you. If you are that much of a hands-on person, I mean, if I had a license to do a
471 business in the City of Las Vegas and some police officer or Code compliance officer knocked
472 on my door and asked me to do something, I'd say, how fast, and can I come down to your
473 office? And can you, please, tell me in person what I need to do to be within the law?
474 Because in order for you to keep this license, I don't see a lot of cooperation. You know, because
475 the time is passing, you're not doing things you're asked to do. I realize it's a tough business, but
476 you decided to go into this business, and I don't see a lot of cooperation. So, how would you
477 respond to something like that?

478

479 **DOMINIC LAINO**

480 I – apologize for any time that has lapsed. During that time of notification, I missed this, other
481 allegations have come up, and so we were dealing with this. And I thought we were dealing with
482 everything at the same time. I have everything complete to be in compliance, and I apologize if it
483 take, took certain time. I mean my – whole business plan has changed from day one, from what I
484 was supposed to do and what I was, thought I was allowed to do. So, over time, I was – playing
485 from behind the 8 ball of getting a new plan and trying to be a success and – change my whole
486 two-year plan of what I – needed to do and my research what I needed to do down there. But it's
487 been 14 months and I, you know, I'm trying my best and hopefully I can stay down there much
488 longer, in compliance with the City.

489

490 **COUNCILMAN WOLFSON**

491 Who would be the person, Carol, would it be you, that I would ask about his degree of
492 cooperation?

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493 **CAROL MEYER**

494 Yes.

495

496 **COUNCILMAN WOLFSON**

497 I mean, how would you characterize his degree of cooperation?

498 **CAROL MEYER**

499 With the audit request, in particular?

500

501 **COUNCILMAN WOLFSON**

502 And with the other things –

503

504 **CAROL MEYER**

505 Right –

506

507 **COUNCILMAN WOLFSON**

508 – that are mentioned in here about –

509

510 **CAROL MEYER**

511 Not very cooperative.

512

513 **COUNCILMAN WOLFSON**

514 Okay, and elaborate on that. How has he not been cooperative? I mean, he's telling me he's
515 trying his best. You ever been in this business before, Sir?

516

517 **DOMINIC LAINO**

518 No.

519

520 **COUNCILMAN WOLFSON**

521 Okay. How old are you? If you don't mind me asking.

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522 **DOMINIC LAINO**

523 Thirty-four.

524

525 **COUNCILMAN WOLFSON**

526 Okay. So you're a young man, –

527

528 **DOMINIC LAINO**

529 Thank you.

530

531 **COUNCILMAN WOLFSON**

532 – you're a young business person. You've never been in this business before. Fourteen months

533 ago, you decide to go into this business. Carol, I mean, describe, elaborate how he's not been

534 cooperative.

535

536 **CAROL MEYER**

537 Well, normally, with businesses, when they're new, we – make sure we go to great lengths to

538 educate them so they understand all the rules, and he just doesn't seem to take it seriously, the

539 work cards and the audit requests. He's just not very timely.

540

541 **DOMNIC LAINO**

542 Anyone that doesn't have work cards at any inspection, they're no longer employed by my

543 company. That's my rules and regulations, if they don't have, when licensing comes in, if they

544 don't have their cards available, that, that's their final day to work.

545

546 **COUNCILMAN WOLFSON**

547 I mean, we want business to survive in the City of Las Vegas. We are in tough times and we're

548 not trying to discourage people, especially in our downtown area. What the proposed negotiation

549 is is for a \$10,000 fine; when would that be paid, Mr. Erbeck? When is the requirement to be

550 paid?

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551 **JIM ERBECK**

552 I believe that it would be paid over a certain amount of time, depending on circumstances with
553 the respondent.

554

555 **COUNCILMAN WOLFSON**

556 Is that discussed with – Mr. Laino?

557

558 **BRAD JERBIC**

559 If I could jump in. I – discussed it with his attorney, and I indicated to him that we wanted the
560 fine to be paid as soon as possible, but we also understand that sometimes people just don't have
561 the money, and so we're going to be working with them on getting the fine paid as soon as
562 possible. If you want to set a date on that, you're welcomed to do it at this point in time. What I
563 would suggest is there's a three-month checkup, so-to-speak, before the Council, after, if this
564 negotiation's approved, and I would, maybe, suggest that a certain percentage ought to be paid,
565 but, in that first three months, and then we'll see how he goes after that.

566

567 **COUNCILMAN REESE**

568 It will be 100 percent.

569

570 **BRAD JERBIC**

571 One hundred percent in three months?

572

573 **COUNCILMAN WOLFSON**

574 The – conditions of license, as listed here, is there any way that we could incorporate some sort
575 of video monitoring? I mean, is that an expensive prospect that's prohibitive?

576

577 **DOMINIC LAINO**

578 Yes. It's expensive, monitoring.

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579 **COUNCILMAN WOLFSON**

580 How expensive is it to put something like that in your – business?

581

582 **DOMINIC LAINO**

583 I believe it's about a 30 to \$40,000 expense.

584

585 **COUNCILMAN WOLFSON**

586 You ever had a business license in the City of Las Vegas before?

587

588 **DOMINIC LAINO**

589 No, Sir.

590

591 **COUNCILMAN WOLFSON**

592 Anywhere, you ever had a business license before?

593

594 **DOMINIC LAINO**

595 No, Sir.

596

597 **COUNCILMAN WOLFSON**

598 Do you have a manager? I mean, do you have some key employees that –

599

600 **DOMINIC LAINO**

601 I don't have a key employee. I'm there 100 percent of the time.

602

603 **COUNCILMAN WOLFSON**

604 Okay. Well, I hope you're gleaning from this, how serious the City of Las Vegas is about
605 operating your business in a lawful manner.

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606 **DOMINIC LAINO**

607 Yes. Thank you.

608

609 **MAYOR GOODMAN**

610 Any other comments or questions? All right, I'll – say this, before we vote or before I hear a

611 motion, if I ever find out that you lied to us –

612

613 **COUNCILMAN REESE**

614 You'll close it.

615

616 **MAYOR GOODMAN**

617 No. If I ever find out that you lied to us regarding Exhibit 3-A, and that you knew about this

618 taking place at your property with your knowledge, I will move so fast to have a perjury charge

619 filed against you that you won't know what hit you. May I have a motion, please.

620

621 **BRAD JERBIC**

622 If I could, Your Honor, again, before you vote, with due respect to the Council, I just need to ask

623 Mr. Kajioka and Mr. Laino, have you read the document titled Club 2100 Proposed Negotiation?

624

625 **DEAN KAJIOKA**

626 Yes, we have.

627

628 **BRAD JERBIC**

629 And explained it to your client?

630

631 **DEAN KAJIOKA**

632 Yes.

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633 **BRAD JERBIC**

634 Mr. Laino, have you read this and you understand the conditions?

635

636 **DOMINIC LAINO**

637 Yes.

638

639 **BRAD JERBIC**

640 Are you in agreement with all the conditions that are contained in this document?

641

642 **DOMINIC LAINO**

643 Yes.

644

645 **BRAD JERBIC**

646 I'd also like to file a copy of this with the Clerk at this time.

647

648 **BEVERLY BRIDGES**

649 Thank you.

650

651 **BRAD JERBIC**

652 Thank you. With that, Your Honor, feel free to vote.

653

654 **MAYOR GOODMAN**

655 Okay. There hasn't been a motion yet. Mayor Pro Tem?

656

657 **COUNCILMAN REESE**

658 Your Honor, I would ask, Mr. Jerbic, you've had contact with the Metropolitan Police

659 Department on this item?

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660 **BRAD JERBIC**

661 Yes, I did. I spoke with them on Saturday.

662

663 **COUNCILMAN REESE**

664 And I gotta tell Metro, I see them sitting over there. I really appreciate all you do for the City of
665 Las Vegas. I know sometimes you feel like you're not gonna be rewarded. I just hope that you
666 approve of what this settlement is. If you don't, I'd like to hear from you now, because I – wanna
667 make sure that you're not out there spinning your wheels, saying, well, they're not gonna do
668 anything 'cause the City's not gonna support me. I think it's important that we continue to have
669 the relationship that we've had over the years since I've been here. And I do support you guys,
670 and I want you to understand that. And, so, if you're not happy with what we're doing here,
671 now's the time to tell me, because I – would not do anything that would put you guys in a
672 position to where you, you'd ever think or say that we're not doing, or we're not living up to our
673 – conditions that we had with you guys. Okay? Thank you very much.

674 I think Mr. Jerbic read the – proposed negotiation, **the fine of \$10,000, conditional review**
675 **every three months, the fine will be paid before the first three months' hearing. We –**
676 **understand what live entertainment is, what we mean. Live entertainment restricted to**
677 **Saturday night between 10:00 p.m. and 4:00 a.m., that was at the request of the applicant,**
678 **'cause he's been having it on Sunday night; he wanted it switched to Saturday night. I**
679 **agreed with that. All other nights, no form of live entertainment allowed, specifically, no**
680 **DJ, no amateur contests, no deceptive advertising, no karaoke, no raffles. Only**
681 **entertainment allowed shall be pre-recorded music played on jukebox, radio, CD, or**
682 **victrola.**

683 **The business may be closed by a manager of Business Services for any violation of**
684 **conditions. No requirement for notice of appeal, filed by disciplinary act, complaint,**
685 **hearing, except a hearing shall be held at the next available meeting of the City Council as**
686 **decided by the manager.** And, in my motion, I wanna put on record those comments made by
687 Councilman Anthony and Councilman Wolfson. And, I – will reiterate, we are serious. And, I –
688 feel like we are, again, giving you also a second chance, and I just hope that you take to heart

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689 what's been said here today. You know, I don't – feel like we're putting ourself (sic) – in a
690 position to judge you. I think you're doing that yourself, and I think that Metro's done a great job
691 in bringing this complaint forward, and I feel strongly, and that'd be my motion, please.

692

693 **MAYOR GOODMAN**

694 All right. Very good. All those in favor –

695

696 **COUNCILMAN WOLFSON**

697 Your Honor, I'm sorry. May I just ask another question for clarification?

698

699 **MAYOR GOODMAN**

700 Yes.

701

702 **COUNCILMAN WOLFSON**

703 I think, in Mr. Laino's testimony, he said something about some of these exhibits being posted on
704 his Facebook?

705

706 **DOMINIC LAINO**

707 No. It's not my account. Other employees, the DJ's that play in the club, they – have their own
708 websites and they post pictures on there.

709

710 **COUNCILMAN WOLFSON**

711 It's not your Facebook?

712

713 **DOMINIC LAINO**

714 No. I don't have a Facebook account.

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715 **COUNCILMAN WOLFSON**

716 That was my question. We can't prevent what other people do on their own websites, but if you
717 had one, there could be something, perhaps, we could do. So this had nothing to do with your
718 website –

719

720 **DOMINIC LAINO**

721 No, Sir –

722

723 **COUNCILMAN WOLFSON**

724 – your Facebook, or anything like that? Okay. Thank you.

725

726 **COUNCILMAN REESE**

727 Your Honor, there will be no DJ's, so there'll be no Facebooks (sic) on this, because they're not
728 gonna be able to do that with no DJ's there.

729

730 **DOMINIC LAINO**

731 We're allowed to have DJ, yeah.

732

733 **DEAN KAJIOKA**

734 Saturday night.

735

736 **COUNCILMAN REESE**

737 Yeah.

738

739 **DOMINIC LAINO**

740 (inaudible)

741

742 **MAYOR GOODMAN**

743 All right. There's a motion. All those in favor please say aye.

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744 **COUNCILMAN ROSS**

745 Aye.

746

747 **COUNCILMAN REESE**

748 Aye.

749

750 **COUNCILMAN WOLFSON**

751 Aye.

752

753 **COUNCILMAN ANTHONY**

754 No.

755

756 **MAYOR GOODMAN**

757 Opposed?

758

759 **COUNCILMAN ANTHONY**

760 No.

761

762 **COUNCILMAN BARLOW**

763 No.

764

765 **MAYOR GOODMAN**

766 All right, we better do it by hands then. All those in favor please say aye.

767

768 **COUNCILMAN REESE**

769 Aye.

770

771 **MAYOR GOODMAN**

772 Opposed?

773 COUNCILMAN ANTHONY

775

776 MAYOR GOODMAN

777 Motion carries. **(Motion carried with Barlow and Anthony voting NO.)** Okay.

778

779 DEAN KAJIOKA

780 Thank you very much.

781 (END OF DISCUSSION)

782 /gpb; cv