



*Las Vegas*

Agenda Item No.: 14.

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: MAY 7, 2014**

**DEPARTMENT: CITY ATTORNEY**  
**DIRECTOR: BRADFORD R. JEBBIC**

**Consent**    **Discussion**

**SUBJECT:**

For possible action to approve a business impact statement regarding a proposed ordinance that will act to prohibit the acceptance and consideration of Title 6 liquor licenses and Title 19 land use entitlement requests for off sale/package liquor at establishments on or adjacent to the pedestrian mall as defined by LVMC 11.68, add new regulations regarding the sale of alcoholic beverages at any existing establishments along such pedestrian mall pursuant to a package license, and clarify that establishments that sell alcoholic beverages pursuant to a tavern license may only sell alcohol off-sale from behind the bar or storeroom. (Bill No. 2014-29)

**Fiscal Impact**

**No Impact**

**Augmentation Required**

**Budget Funds Available**

**Amount:**

**Funding Source:**

**Dept./Division:**

**PURPOSE/BACKGROUND:**

This item is for Council approval of a business impact statement regarding a proposed ordinance that will act to prohibit the acceptance and consideration of Title 6 liquor licenses and Title 19 land use entitlement requests for off sale/package liquor at establishments on or adjacent to the pedestrian mall as defined by LVMC 11.68, add new regulations regarding the sale of alcoholic beverages at any existing establishments along such pedestrian mall pursuant to a package license, and clarify that establishments that sell alcoholic beverages pursuant to a tavern license may only sell alcohol off-sale from behind the bar or storeroom.

**RECOMMENDATION:**

Approval

**BACKUP DOCUMENTATION:**

1. Business Impact Statement
2. Submitted after Final Agenda Proposed 2014 Civil Penalties and Liquor Licensing, Comments from business owners, Fremont Street Experience, and Supporting Documentation by Staff

Motion made by STAVROS S. ANTHONY to Approve

Passed For: 5; Against: 0; Abstain: 2; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, CAROLYN G. GOODMAN, STAVROS S. ANTHONY, STEVEN D. ROSS, BOB BEERS; (Against-None); (Abstain-BOB COFFIN, RICKI Y. BARLOW); (Did Not Vote-None); (Excused-None)

## CITY COUNCIL MEETING OF: MAY 7, 2014

NOTE: COUNCILMEN COFFIN and BARLOW abstained because they did not feel comfortable taking action without first reviewing the proposed amendments.

### Minutes:

KAREN DUDDLESTEN, Business Licensing Manager, submitted a proposed amendment, along with comments from several business owners and supporting documentation.

CITY MANAGER ELIZABETH FRETWELL explained that this matter pertains to the Business Impact Statement. Over the past year, staff held a series of meetings to receive feedback from downtown stakeholders and worked on several key issues impacting downtown, including issues with curfew and packaged liquor. During the same timeframe, the City Council approved a packaged liquor moratorium, which expires this month. With the assistance of the City Attorney's Office, staff prepared and submitted a comprehensive package, based on all the work by the downtown stakeholders, which resulted in the business impact statement. She requested drafting an additional ordinance for introduction on 5/21/2014. She will continue to work with the City Attorney on issues not covered at this meeting.

CITY ATTORNEY BRAD JERBIC indicated that this agenda item does not contain items to discuss the bill or the moratorium, but it is important to draft a bill to address the issues found as part of the business impact statement first. CITY MANAGER FRETWELL indicated that individual briefings will be provided.

COUNCILMAN BARLOW thanked CITY MANAGER FRETWELL and CITY ATTORNEY JERBIC for working hard on this. He then asked if the bill could be held in abeyance to allow him adequate time to review the proposed changes. CITY ATTORNEY JERBIC recommended against an abeyance, noting that the moratorium ordinance (Bill No. 2014-29) on this agenda is to address issues at hand. Also, there would be no time to notify the business owners of the radical changes.

MAYOR GOODMAN discussed the timeline with CITY MANAGER FRETWELL, who then indicated that the stakeholders can be included at meetings held by MS. DUDDLESTEN. The goal is to focus on issues in the Business Impact Statement and work on the ordinance for the Council's consideration.

COUNCILMAN ROSS expressed his frustration that this matter has not been resolved yet. He wants a solution quickly and for CITY MANAGER FRETWELL to confer with everyone and move the process along.

COUNCILWOMAN TARKANIAN discussed with CITY MANAGER FRETWELL that some people are not in agreement and the Council will have to make the hard decisions. But there are areas all parties agree to, noting that she is committed to moving this process along. MAYOR GOODMAN indicated she would like to be made aware of any controversial or contentious issues.

**CITY COUNCIL MEETING OF: MAY 7, 2014**

COUNCILMAN COFFIN stated the biggest problem is not having the ability to address people harassing the public on Fremont Street, but there are also issues related to alcohol. He would like more time to consider the issues and proposed amendments.

See Item 13 for related discussion.

