



AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: APRIL 17, 2012

DEPARTMENT: CITY ATTORNEY
DIRECTOR: BRADFORD R. JERBIC

Consent Discussion

SUBJECT:

Bill No. 2012-18 - For Possible Action - Amends the Supplemental Document to the Citys Administrative Code to repeal and replace the provisions pertaining to the Board of Appeals for purposes of establishing term limits for Board members. Sponsored by: Councilman Stavros S. Anthony

Fiscal Impact

No Impact

Augmentation Required

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

In September 2011 the City Council adopted Ordinance No. 6160 to allow the Board of Appeals under the Citys Administrative Code to hear appeals relating to the building and technical codes and the fire code. The Council considered term limits for Board members at that time, but decided to visit that issue at a later time. This bill follows up by establishing term limits, under which no Board member will be able to serve more than two consecutive four-year terms, or more than ten consecutive years for a person appointed mid-term.

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. 2012-18
2. Business Impact Statement

Motion made by STAVROS S. ANTHONY to Approve as Do Pass

Passed For: 2; Against: 1; Abstain: 0; Did Not Vote: 0; Excused: 0

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

Minutes:

By way of reading the item, COUNCILMAN BARLOW declared the Public Hearing open.

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CHRIS KNIGHT, Director of Building and Safety, indicated that in September of 2011, the City Council created the City of Las Vegas Board of Appeals for fire and building issues. At that time, there was discussion whether or not to include term limits in the creation of the Board of Appeals. He worked with COUNCILMAN ANTHONY to create an amendment to the code to address term limits. MR. KNIGHT read the amended language of the ordinance: "No member may serve more than two consecutive full terms. If a person was appointed to fill an expired term of more than two years, the person shall be deemed to have served a full term in filling that unexpired term."

COUNCILMAN BARLOW verified with MR. KNIGHT that a full term is four years. If someone is appointed to fill an unexpired term, they will be deemed as having served a full term.

COUNCILMAN COFFIN asked if someone can be removed from a board for dishonorable performance or malfeasance. DEPUTY CITY ATTORNEY VAL STYED replied that a member can be removed at any time by a majority vote of the City Council. When there is no specification, it will be for cause. COUNCILMAN COFFIN could not support the bill.

COUNCILMAN ANTHONY believes that all boards and commissions should fall under term limits. This mirrors the term limits for the President of the United States.

DEPUTY CITY ATTORNEY STYED clarified that the term could be short of ten years but never more because the interim appointment might be less than two years and does not count as a full term.

By way of reading the next item, COUNCILMAN BARLOW declared the Public Hearing closed.

