



Recommending Committee Minutes

1. Call to Order

Minutes:

COUNCILMAN KNUDSEN called the meeting to order at 10:00 a.m.

PRESENT: COUNCILMEMBERS KNUDSEN, SEAMAN and ALLEN-PALENSKE

ALSO PRESENT: CHIEF OPERATIONS AND DEVELOPMENT OFFICER TOM PERRIGO, CHIEF DEPUTY CITY ATTORNEY VAL STEED, ASSISTANT DEPUTY CITY CLERK JACQUIE MILLER and SR. DEPUTY CITY CLERK CHEYENNE LARANCE

2. Announcement Regarding: Compliance with Open Meeting Law

Minutes:

ANNOUNCEMENT MADE: This meeting has been properly noticed and posted at the following locations in accordance with the noticing standards as outlined in NRS 241.020: City Hall, 495 South Main Street, 1st Floor; The City of Las Vegas website – www.lasvegasnevada.gov; and The Nevada Public Notice website – notice.nv.gov.

3. For possible action to approve the Final Minutes by reference of the January 3, 2023 Recommending Committee Meeting

Motion made by Victoria Seaman to Approve

Passed For: 3; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Brian Knudsen, Francis Allen-Palenske;

4. Bill No. 2023-1 - For possible action - Amends various chapters of LVMC Title 11 to update regulations pertaining to vehicle parking enforcement, parking programs, and the use and regulation of parking spaces, parking facilities and taxicab stands. Sponsored by: Councilman Brian Knudsen

Minutes:

COUNCILMAN KNUDSEN declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY VAL STEED said the parking division has been working on this for years, and it is primarily a cleanup bill. The parking in lieu of fines program has been temporary under code, but this would make it permanent. It would still only take place twice per year, but the events would be approvable by the City Manager instead of the City Council. It would also expand the list of eligible items for donation. The bill also criminalizes a number of aggressive and obstruction-related acts that have been happening to parking enforcement agents. Further, it expands the list of prohibited acts that one might take regarding an immobilization device, prohibits wrong way angle parking on streets, authorizes the issuance of occupancy permits for the temporary use of non-metered parking in City lots or facilities, prohibits avoidance and destructive acts regarding controlled access mechanisms in City lots or parking facilities, adds Juneteenth to the list of parking holidays for metered parking, and eliminates the exception that currently allows passenger cars to stop temporarily at taxi stands or bus stops for purposes of loading or unloading passengers.

COUNCILMAN KNUDSEN declared the Public Hearing closed and announced subsequent to the vote that this bill would be eligible for adoption at the City Council Meeting of February 1, 2023.

Motion made by Victoria Seaman to Approve as Do Pass

Passed For: 3; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Brian Knudsen, Francis Allen-Palenske;

5. Bill No. 2023-2 - For possible action - Authorizes the issuance by the City of Las Vegas of its General Obligation (Limited Tax) Civic Center Bonds (Additionally Secured by Pledged Revenues), Series 2023A, in the maximum aggregate principal amount of \$70,000,000 for the purpose of financing building projects, including a civic center facility. Proposed by Susan Heltsley, Director of Finance

Minutes:

COUNCILMAN KNUDSEN declared the Public Hearing open.

SUSAN HELTSLEY, Finance Director, was present to answer any questions.

COUNCILMAN KNUDSEN declared the Public Hearing closed and announced subsequent to the vote that this bill would be eligible for adoption at the City Council Meeting of January 18, 2023.

Motion made by Victoria Seaman to Approve as Do Pass

Passed For: 3; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Brian Knudsen, Francis Allen-Palenske;

6. Bill No. 2023-3 - For possible action - Amends various provisions of LVMC Chapter 6.95 and Title 19.12 to include cannabis consumption lounges, and repeals LVMC Chapter 6.96 in its entirety. Proposed by: Seth T. Floyd, Esq., Director of Community Development

Minutes:

COUNCILMAN KNUDSEN declared the Public Hearing open.

Using a PowerPoint presentation, a copy of which was submitted and attached as backup, DARCY ADELBAI-HURD, Business Licensing Manager, explained that the City adopted the Social Use Venue ordinance in May 2019 through LVMC (Las Vegas Municipal Code) 6.96. Shortly after, the Nevada Legislature put out restrictions which prohibited local governments from enacting any cannabis consumption lounge. The City had to wait for two years to receive new regulations, which came in June 2021 through AB (Assembly Bill) 341. This gave the Cannabis Compliance Board (CCB) the authority to adopt regulations, and those were finalized in summer 2022. LVMC 6.96 was then repealed, and the acceptable code language was moved into LVMC 6.95. Many of the policies the City Council had passed were also enacted at the State level, so any redundant language was removed from this bill. A Business Impact Solicitation was open from October 31st through November 30th, and staff held several stakeholder workshops in person and via WebEx before the bill was first introduced to the City Council on January 4, 2023. During that time, the CCB held a lottery on November 30th to allow individuals to submit applications and declare which jurisdiction they wanted to be licensed in. She said 40 licenses were approved, and 15 of those are proposed within the city of Las Vegas which was broken down to: five prospective retail cannabis license holders, seven social equity license holders, and three prospective independent license holders. Other than the retail license holders, all locations are still to be determined and the respective license holders will need to go through the special use permit process.

Speaking to the highlights of the bill, MS. ADELBAI-HURD said the State has created two different lounges. Retail lounges are attached to an existing store that sells cannabis to persons over the age of 21. Independent lounges are not attached to a retail store, but they are able to sell and allow the use of single-use cannabis products and/or ready-to-consume cannabis products to persons over the age of 21. She also clarified that if someone owns multiple retail locations, they are only allowed to apply for one lounge. Further, the new bill carries the same insurance requirements that a cannabis retail location would have. It also requires the

licensee to have at least one qualified person on the premises at all times during the hours of operation, post signage at the entrance indicating no person under the age of 21 is permitted entry and to ensure that no principal or employee permits a person under the age of 21 to enter or remain on premises; store any cannabis or cannabis products in a separate and secured area during non-business hours; have an employee monitor any area where cannabis or cannabis products are viewed for purchase; and those who sell edible, ready-to-consume, or single-use cannabis products must display placards that identify the health risks of consuming cannabis. Consumption lounges must also prohibit the smoking or vaping of cannabis products within any outdoor area, and to not allow an employee or principal to be intoxicated or under the influence of alcohol or cannabis during business hours. The bill adds language to allow for the suspension of a license under an emergency order, but not to exceed 10 days under the following circumstances: alcoholic beverages have been sold, served, or found on the premises; or employees are found in possession of illegal substances. Lastly, there is a \$10,000 origination fee with a three percent semi-annual fee.

PETER LOWENSTEIN, Deputy Planning Director, said cannabis consumption lounges have some non-waivable minimum special use permit requirements which include: a 1,000-foot separation from any school and a 300-foot separation from any park, church, house of worship, individual care center licensed for children, community recreation facilities, or any use whose primary function is to provide recreational opportunities to minors (amusement parks, libraries, museums, martial arts centers, etc.). Additionally, there is a non-waivable 1,500-foot distance separation from non-restricted gaming establishments. There is a waivable distance separation from similar uses through the special use permit process. Both lounge types also have a non-waivable requirement that voids the license if the use ceases for a period of 90 days. Lastly, he noted that the distance separation from non-restricted gaming establishments excludes properties that abut Fremont Street west of 8th Street.

After speaking with stakeholders, MS. ADELBAI-HURD said staff has asked for the following amendments: add the definition of a social equity applicant; prices shall be prominently posted in a location and manner readily visible or available to customers; lower the fee for social equity applicants to \$2,500 from \$10,000; and remove the 'keep out of reach of children' placard requirement.

CHIEF DEPUTY CITY ATTORNEY VAL STEED distributed copies of the proposed First Amendment, which was attached as backup, and he said MS. ADELBAI-HURD'S description of the changes was accurate.

CHRISTOPHER RIES, Las Vegas Metropolitan Police Department (Metro), thanked staff for keeping them involved in the ongoing discussions related to this bill. He said they are concerned about the training aspect of lounge employees, as there is currently no standardized training to help stop overconsumption or polysubstance use. They also have concerns surrounding the potential DUI (driving under the influence) offenses coming from these establishments.

COUNCILMAN KNUDSEN said he has been supportive of this bill, and he commended staff for their efforts; however, he requested an abeyance because he has not had a chance to speak with Metro. COUNCILWOMAN SEAMAN agreed.

COUNCILMAN KNUDSEN declared the Public Hearing closed.

Motion made by Brian Knudsen to Hold in Abeyance to 1/30/2023

Passed For: 3; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

For-Victoria Seaman, Brian Knudsen, Francis Allen-Palenske;

7. Bill No. 2023-4 - For possible action - Authorizes the issuance by the City of Las Vegas of its General Obligation (Limited Tax) Medium-Term Parking Garage Bonds, Series 2023B, in the maximum aggregate principal amount of \$5,000,000 for the purpose of financing the cost of a building project, including off-street parking facilities. Proposed by Susan Heltsley, Director of Finance

Minutes:

COUNCILMAN KNUDSEN declared the Public Hearing open.

SUSAN HELTSLEY, Finance Director, was present to answer any questions.

COUNCILWOMAN SEAMAN opposed the bill.

COUNCILMAN KNUDSEN declared the Public Hearing closed and announced subsequent to the vote that this bill would be eligible for adoption at the City Council Meeting of January 18, 2023.

Motion made by Brian Knudsen to Approve as Do Pass

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

For-Brian Knudsen, Francis Allen-Palenske; Against-Victoria Seaman;

8. Citizens Participation: Public comment during this portion of the agenda must be limited to matters within the jurisdiction of the Committee. No subject may be acted upon by the Committee unless that subject is on the agenda and is scheduled for action. If you wish to be heard, come to the podium and give your name and correct spelling for the record. The amount of discussion on any single subject, as well as the amount of time any single speaker is allowed, may be limited.

Minutes:


None.

9. Adjournment

Minutes:

The meeting was adjourned at 10:21 a.m.

Respectfully submitted:



Cheyenne LaRance, CMC, Senior Deputy City Clerk

THIS MEETING WAS PROPERLY NOTICED AND POSTED AT THE FOLLOWING LOCATIONS
IN ACCORDANCE WITH THE NOTICING STANDARDS AS OUTLINED IN NRS 241.020:

The City of Las Vegas website – www.lasvegasnevada.gov

The Nevada Public Notice website – notice.nv.gov

City Hall, 495 South Main Street, 1st Floor