

2 **BILL NO. 2011-31**

3 **ORDINANCE NO. 6159**

4 **AN ORDINANCE TO ADJUST THE TERM LIMITATIONS AND REMOVAL PROVISIONS**  
5 **APPLICABLE TO MEMBERS OF THE PLANNING COMMISSION, AND TO PROVIDE FOR**  
6 **OTHER RELATED MATTERS.**

6 **Sponsored by: Councilman Ricki Y. Barlow**

**Summary: Adjusts the term limitations and  
removal provisions applicable to members of the  
Planning Commission.**

8 **THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN**

9 **AS FOLLOWS:**

10 **SECTION 1: Title 2, Chapter 44, Section 20, of the Municipal Code of the City of**  
11 **Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:**

12 **2.44.020: (A) Except as otherwise provided in Subsection (B) of this Section, the term of each**  
13 **appointed member shall be four years or until his successor takes office, and any vacancy occurring**  
14 **otherwise than through the expiration of term must be filled for the unexpired term.**

15 **(B) Each member of the City Council shall be entitled to recommend one person**  
16 **for appointment to the Planning Commission, subject to the approval of the Council.**  
17 **Recommendations shall be on a rotating basis, in the order agreed upon by the Council. If in a**  
18 **particular case the Council does not vote to appoint the recommended person, the member of the**  
19 **Council who made the recommendation shall be entitled to make successive recommendations until**  
20 **a recommended person is appointed by the Council. [Beginning with appointments which are to**  
21 **become effective on or after the effective date of the ordinance codified in this Section, the] The term**  
22 **of each member of the Planning Commission is coterminous with the term of the member of the**  
23 **Council who recommended the appointment. If the recommending Council member resigns from**  
24 **office before the expiration of his or her term, the corresponding member of the Planning Commission**  
25 **may continue to serve until the office is next filled by election. If the office of the recommending**  
26 **Council member becomes vacant before the expiration of the term for any other reason, the**  
27 **corresponding member of the Planning Commission may continue to serve for the duration of the**  
28 **original term.**

1 (C) [No incumbent member or former member who has served at least two  
2 consecutive full four-year terms shall be eligible for appointment to a further term until at least two  
3 years have elapsed since the expiration of his or current term or most recent term, as the case may be.]  
4 No member may serve more than three consecutive full terms or be reappointed if the reappointment  
5 would result in consecutive or cumulative service longer than twelve years. The twelve year limitation  
6 on consecutive service imposed by this Subsection shall not apply to members of the Planning  
7 Commission who have served partial terms prior to August 1, 2011.

8 (D) Members [may be removed after a public hearing, by a majority vote of the City  
9 Council, for inefficiency, neglect of duty or malfeasance in office.] serve at the pleasure of the City  
10 Council.

11 SECTION 2: If any section, subsection, subdivision, paragraph, sentence, clause or  
12 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or  
13 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or  
14 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the  
15 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,  
16 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,  
17 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,  
18 invalid or ineffective.

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

PASSED, ADOPTED and APPROVED this 17<sup>TH</sup> day of August, 2011.

APPROVED:

By   
CAROLYN G. GOODMAN, Mayor

ATTEST:

  
BEVERLY K. BRIDGES, MMC  
City Clerk

APPROVED AS TO FORM:

Val Heed 8-17-11  
Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council  
2 on the 20<sup>th</sup> day of July, 2011, and referred to a committee for recommendation; thereafter  
3 the said committee reported favorably on said ordinance on the 17<sup>th</sup> day of August, 2011,  
4 which was a regular meeting of said Council; that at said regular meeting, the proposed  
5 ordinance was read by title to the City Council as amended and adopted by the following  
6 vote:

7 VOTING "AYE": Mayor Goodman and Councilmembers Anthony, Wolfson,  
Tarkanian, Barlow and Coffin

8 VOTING "NAY": Councilmember Ross

9 EXCUSED: None

10 ABSTAINED: None

11 DID NOT VOTE: None

12 APPROVED:

13   
14 CAROLYN G. GOODMAN, Mayor

15 ATTEST:

16   
17 BEVERLY K. BRIDGES, MMC City Clerk

**BUSINESS IMPACT STATEMENT  
BILL NO. 2011-31**

**(Removes the term limitations applicable to members of the Planning Commission)**

This business impact statement was prepared pursuant to NRS 237.090 to address the impact of a proposed ordinance, Bill No. 2011-31, that would remove the term limitations applicable to members of the Planning Commission.

**1. The following constitutes a description of the number of the manner in which comment was solicited from affected businesses, a summary of their responses and an explanation of the manner in which other interested persons may obtain a copy of the summary.**

Not applicable

**2. The estimated economic effect of the proposed rule on businesses, including, without limitation, both adverse and beneficial effects, and both direct and indirect effects:**

**Adverse effects:**

None

**Beneficial effects:**

None

**Direct effects:**

None

**Indirect effects:**

None

**3. The following constitutes a description of the methods the local government considered to reduce the impact of the proposed rule on businesses and a statement regarding whether any, and if so which, of these methods were used:**

Not applicable

**4. The governing body estimates the annual cost to the local government for enforcement of the proposed rule is:**

No additional cost

**5. If the proposed rule provides for a new fee or increases an existing fee, the total annual amount expected to be collected is:**

Not applicable

**6. If the proposed rule provides for a new fee or increases an existing fee, the money generated by the new fee or increase in existing fee will be used by the local government to:**

Not applicable

**7. If the proposed rule includes provisions that duplicate or are more stringent than federal, state or local standards regulating the same activity, the following explains when such duplicative or more stringent provisions are necessary:**

Not applicable

Date: June 30, 2011

AFFP DISTRICT COURT  
Clark County, Nevada

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)  
COUNTY OF CLARK) SS:

Stacey M. Lewis, being 1st duly sworn, deposes and says: That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for,

LV CITY CLERK 2296311LV 7331354

was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 07/21/2011 to 07/21/2011, on the following days:

07/21/2011

BILL NO. 2011-31

AN ORDINANCE TO REMOVE THE TERM LIMITATIONS APPLICABLE TO MEMBERS OF THE PLANNING COMMISSION, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Councilman Rickl Y. Barlow

Summary: Removes the term limitations applicable to members of the Planning Commission.

At the City Council meeting of JULY 20, 2011  
BILL NO. 2011-31 WAS READ BY TITLE AND REFERRED TO A RECOMMENDING COMMITTEE

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, 400 STEWART AVENUE, LAS VEGAS, NEVADA.

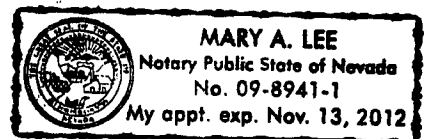
PUB: July 21, 2011  
LV Review-Journal

Signed: Stacey M. Lewis

SUBSCRIBED AND SWORN BEFORE ME THIS, THE

21<sup>st</sup> day of July, 2011.

Mary Lee  
Notary Public



AFFP DISTRICT COURT  
Clark County, Nevada

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)  
COUNTY OF CLARK) SS:

Stacey M. Lewis, being 1st duly sworn, deposes and says: That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for,

LV CITY CLERK 2296311LV 7393536

was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 08/20/2011 to 08/20/2011, on the following days:

08/20/2011

FIRST AMENDMENT  
BILL NO. 2011-31  
ORDINANCE NO. 6159

AN ORDINANCE TO ADJUST THE TERM LIMITATIONS AND REMOVAL PROVISIONS APPLICABLE TO MEMBERS OF THE PLANNING COMMISSION, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Councilman Ricki Y. Barlow  
Summary: Adjusts the term limitations and removal provisions applicable to members of the Planning Commission.

The above and foregoing ordinance was first proposed and read by title to the City Council on the 20th day of July 2011 and referred to a committee for recommendation; thereafter the committee reported favorably on said ordinance on the 17th day of August 2011, which was a regular meeting of said City Council; and that at said regular meeting the proposed ordinance was read by title to the City Council as amended and was adopted by the following vote:

VOTING "AYE": Mayor Goodman and Councilmembers Wolfson, Tarkanian, Barlow, Anthony and Coffin  
VOTING "NAY": COUNCILMAN ROSS  
EXCUSED: NONE

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, 400 STEWART AVENUE, LAS VEGAS, NEVADA.  
PUB: August 20, 2011  
LV Review-Journal

Signed: Stacey M. Lewis

SUBSCRIBED AND SWORN BEFORE ME THIS, THE 22nd day of August, 2011.

Mary Lee  
Notary Public

