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THIRD AMENDMENT

BILL NO. 91-71

Ordinance No. 3623

AN ORDINANCE RELATING TO ETHICS; AMENDING TITLE 2, CHAPTER 51, SECTION 70 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY REDEFINING WHO A CANDIDATE MUST LIST AS PARTNERS OR ASSOCIATES, REQUIRING CANDIDATES TO LIST THEIR AND THEIR SPOUSE'S OWNERSHIP OF REAL PROPERTY IN ADJOINING STATES, AND REDEFINING SOURCE OF INCOME; LIST NAMES AND ADDRESSES OF ALL PRIVATE SECTOR COMMISSIONS AND BOARDS PUBLIC OFFICIALS, PUBLIC APPOINTEES OR CANDIDATES SERVE ON; AMENDING SECTION 80 OF SAID CHAPTER BY ADDING GUIDELINES FOR DETERMINING WILLFUL VIOLATION OF SAID CHAPTER; AMENDING SECTION 90 OF SAID CHAPTER BY CHANGING THE AMOUNT OF CAMPAIGN CONTRIBUTIONS REPORTABLE FROM ONE HUNDRED DOLLARS TO ANY AND ALL CONTRIBUTIONS; AMENDING SAID CHAPTER FURTHER BY ADDING ONE NEW SECTION TO CREATE A LOCAL ETHICS COMMITTEE; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith.

Sponsored by:
Mayor Jan Laverty Jones

Summary: Redefines Who a Candidate Must List as Partners or Associates, Requires Candidates to List Their and Their Spouse's Ownership of Real Property in Adjoining States, Redefines Source of Income, Adds Guidelines for Determining Willful Violation of Said Code, Changes the Amount of Campaign Contributions Reportable from One Hundred Dollars to Any and All Contributions, and Establishes a Local Ethics Committee

THE CITY COUNCIL OF THE CITY OF LAS VEGAS, DOES HEREBY
ORDAIN AS FOLLOWS:

SECTION 1: Title 2, Chapter 51, Section 70, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended as follows:

2.51.070: Information required. (The following information is required:)

(A) Name, address and phone number, if any, of the public official, public appointee or candidate;

- 1 (B) The length of residence in the state and the length
2 of residence in the city;
- 3 (C) The precinct in which the public official, public
4 appointee or candidate is registered to vote;
- 5 (D) The name of all partners or associates, [who hold
6 more than a 10% interest in the business,] the
7 principal address and the general description of
8 the business activity of any business entity con-
9 ducting business with the City of Las Vegas or
10 within the County of Clark, in which the public
11 official, public appointee or candidate or their
12 spouse has had a direct financial interest at
13 any time during the immediate preceding twelve (12)
14 months of the calendar year.
- 15 (E) In the case of a gift, the source of the gift and
16 the date on which the gift was received if the
17 donor does business with the city by appearing
18 before the city council or appears on cash disbur-
19 sement lists presented to the city council. Excep-
20 tions: Candidates need not comply with this
21 requirement.
- 22 (F) The source or sources of each loan exceeding five
23 thousand dollars (5,000.00). Exceptions: The
24 mortgage on the residence of the public official,
25 public appointee or candidate, a loan for purchase
26 of an automobile for private use, a debt secured
27 by mortgage or deed of trust for land located out-
28 side the City of Las Vegas, or a revolving balance,
29 the source of which is a credit card or debit card;
- 30 (G) In the case of real property, a listing of all real
31 property or interest therein, including options to
32 purchase, located in the City of Las Vegas, State

1 of Nevada, or any adjacent state, together with the
2 specific location, particular use, and name, if
3 any, by which such property is commonly known,
4 whether said real property was owned outright or
5 held in whole or in part under a corporation or
6 partnership. Exception: City residence of public
7 official, public appointee or candidate.

8 (H) Each source of his income, or that of any member of
9 his household, [, which constitutes 10 percent or
10 more of the person's gross income for the pre-
11 ceding taxable year.] No listing of individual
12 clients or customers is required, but if that is
13 the case, a general source as "professional ser-
14 vices" must be disclosed.

15 (I) If public official, public appointee or candidate
16 has ever been convicted of a felony. If yes,
17 explain the circumstances.

18 (J) If public official, public appointee or candidate
19 has filed for bankruptcy within the last seven (7)
20 years.

21 (K) The names and addresses of all boards and com-
22 missions the public official, public appointee or
23 candidate presently serves on except for any and
24 all boards and commissions a public official,
25 public appointee or candidate is appointed to by
26 the City Council.

27 SECTION 2: Title 2, Chapter 51, Section 80, of the
28 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is
29 hereby amended as follows:

30 2.51.080 No public official or public appointee may use his/her
31 position in government to secure or grant privileges,
32 preferences, exemptions or advantages for himself/

1 herself, any immediate family member, or any other per-
2 son, business entity or trust.

3 (A) No public official, any public appointee, or city
4 employee may approve, disapprove, vote or otherwise
5 act upon any matter in which he/she has a direct
6 financial interest. Such disclosure shall be made
7 with that performance to the council members during
8 the public meeting dealing with the matter when the
9 conflict involves an elected public official. When
10 an appointee of a public official is involved,
11 such disclosure shall be made at any public meeting
12 in which the appointee is a participant. City
13 employees, other than the city manager, shall make
14 disclosure to the city manager; the city manager
15 shall make disclosure to the council members prior
16 to taking any action on a matter in which he has a
17 direct financial interest, then again at the public
18 meeting. Any action taken by the council in which
19 a public official has failed to disclose his/her
20 direct interest shall be reconsidered at the next
21 regular council meeting after discovering such
22 disclosure was not made unless such vote would not
23 have made any difference in the final decision.

24 (B) Any action taken by a public officer relating to
25 NRS 281.481, 281.491, 281.501 and Las Vegas Municipi-
26 pal code 2.51.080 shall be deemed not to be a
27 willful violation of any provision of those sec-
28 tions if the public officer:

29 (1) Relied in good faith upon the advice of the
30 legal counsel retained by the public body
31 which the public officer represents;

32 (2) Was unable, through no fault of his own, to

1 obtain an opinion from the commission before
2 the action was taken; and

3 (3) The action taken was not contrary to any prior
4 opinion issued by the commission to the public
5 officer.

6 A public appointee who willfully violates any pro-
7 vision of NRS 281.481, 281.491 or 281.501 is sub-
8 ject to disciplinary proceedings by the City Coun-
9 cil and must be referred for such action in accor-
10 dance to the applicable provisions governing his
11 employment.

12 (C) It shall be unlawful for any public official or
13 public appointee to vote if he/she has a conflict
14 of interest and shall be punished as provided by
15 this Code.

16 [(C)] (D) No public official, public appointee or candidate,
17 or immediate family member or a business with which
18 he/she is associated other than salaried employee
19 relationship shall enter into any contract valued
20 at five hundred dollars (\$500.00) or more with the
21 city unless the contract has been awarded through
22 an open and public process, including prior public
23 notice and subsequent public disclosure of all pro-
24 posals considered. Any contract made in violation
25 of this subsection shall be voidable by a court of
26 competent jurisdiction if the suit is commenced
27 within ninety (90) days of making of the contract.

28 (E) Relatives of elected officials and City public
29 appointees within the prohibited degree of con-
30 sanguinity or affinity pursuant to NRS 281.210
31 shall be prohibited from sitting on any City
32 boards or commissions.

1 SECTION 3: Title 2, Chapter 51, Section 90, of the
2 Municipal code of the City of Las Vegas, Nevada, 1983 Edition, is
3 hereby amended as follows:

4 2.51.090: Campaign contributions and expenditures; reports
5 required.

6 (A) Every candidate for city office at a recall, spe-
7 cial, primary or general election shall report the
8 total amount of all his/her campaign contributions
9 and expenditures on forms to be designed and pro-
10 vided by the city clerk, not later than:

11 (1) Fifteen (15) days before the primary election
12 covering all campaign contributions collected
13 up to twenty (20) days before the primary
14 election, whether in the same calendar year or
15 before.

16 (2) Fifteen (15) days before the general election,
17 whether or not the candidate won the primary
18 election, for the period from twenty (20) days
19 before the primary election up to twenty (20)
20 days before the general election.

21 (3) Thirty (30) days after the general election,
22 for the remaining period up to the general
23 election.

24 The report shall contain all information set forth
25 in subsection (B) below.

26 (B) Information required:

27 (1) Name, address and phone number, if any, of the
28 candidate.

29 (2) All campaign contributions [in excess of one
30 hundred dollars (\$100.00),] whether from a
31 natural person, firm, association, union,
32 business, political action or other committee,

1 or any other source must be separately iden-
2 tified with the name and address of the
3 contributor and the date of the contribution,
4 tabulated and reported on the form provided by
5 the city clerk.

6 (3) Each campaign expenditure whether paid
7 directly, provided as an in-kind service or
8 gift, contracted for, or made for advertising
9 on television, radio, billboards, posters and
10 in newspapers, and all other expenditures
11 contracted for or made to further directly the
12 campaign of the candidate.

13 (C) Reports of campaign contributions and expenditures
14 shall be notarized and filed with the city clerk.
15 A candidate may mail his report to the city clerk
16 by certified mail. If certified mail is used, the
17 date of the mailing shall be deemed the date of
18 filing.

19 SECTION 4: Title 2, Chapter 51, of the Municipal Code
20 of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended
21 by adding thereto one new section, consisting of the provisions
22 set forth in Section 5 of this Ordinance.

23 SECTION 5: (A) The local committee on ethics, con-
24 sisting of five (5) members, is hereby created pursuant to NRS
25 281.541.

26 (B) Each city council member shall have one appointee
27 on the committee, each of whom must be a resident of the City.
28 The members of the committee shall be comprised of the
29 following:

30 (1) An attorney licensed to practice in the State
31 of Nevada;

32 (2) A person who formerly held an elective public

1 office in the State of Nevada;

2 (3) A representative of the general public; and

3 (4) Two former public officials who served in the
4 State of Nevada.

5 (C) After the initial terms, the members shall serve
6 terms of 4 years. Any vacancy in the membership must be filled
7 by the City Council for the unexpired term. Each member may
8 serve no more than two consecutive full terms with their term(s)
9 to run concurrent with the term(s) of the member of the council
10 who appointed them.

11 (D) The committee shall:

12 (1) At its first meeting and annually thereafter
13 elect a chairman from among its members.

14 (2) Meet regularly at least once in each calendar
15 quarter, unless there are no requests made for an opinion pur-
16 suant to NRS 281.511, and at other times upon the call of the
17 chairman.

18 (3) Pursuant to NRS 241.020 all meetings of the
19 committee must be open and public, and all persons must be per-
20 mitted to attend any meetings of these bodies, except as other-
21 wise provided in NRS 281.511(4).

22 (E) The city clerk shall designate a member of his/her
23 staff to assist the committee in performing the clerical func-
24 tions related to the review of statements of financial disclosure
25 pursuant to LVMC 2.51.040 and 2.51.050, inclusive, including the
26 keeping of all necessary records related thereto.

27 (F) The committee shall:

28 (1) Adopt procedural regulations to facilitate the
29 receipt of inquiries and prompt rendition of its opinions pur-
30 suant to NRS 281.541(b).

31 (2) Inform the city clerk of all cases of non-
32 compliance with the requirements.

1 (3) Recommend to the city council such further
2 changes as the committee considers desirable or necessary to pro-
3 mote and maintain high standards of ethical conduct in govern-
4 ment.

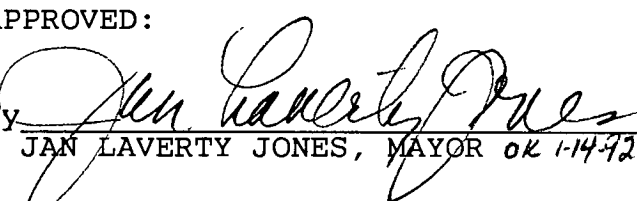
5 (G) The city attorney is the legal adviser to the com-
6 mittee. For each opinion he shall prepare at the direction of
7 the committee the appropriate findings of fact and conclusions as
8 to relevant standards and the propriety of particular conduct.

9 SECTION 7: If any section, subsection, subdivision
10 paragraph, sentence, clause or phrase in this ordinance or any
11 part thereof, is for any reason held to be unconstitutional or
12 invalid or ineffective by any court of competent jurisdiction,
13 such decision shall not affect the validity or effectiveness of
14 the remaining portions of this ordinance or any part thereof.
15 The City Council of the City of Las Vegas, Nevada, hereby
16 declares that it would have passed each section, subsection, sub-
17 division, paragraph, sentence, clause or phrase thereof,
18 irrespective of the fact that any one or more sections, subsec-
19 tions, subdivisions, paragraphs, sentences, clauses or phrases be
20 declared unconstitutional, invalid or ineffective.

21 SECTION 8: All ordinances or parts of ordinances, sec-
22 tions, subsections, phrases, sentences, clauses or paragraphs
23 contained in the Municipal Code of the City of Las Vegas, Nevada,
24 1983 Edition, in conflict herewith are hereby repealed.

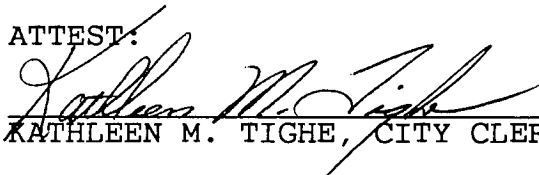
25 PASSED, ADOPTED and APPROVED this 8th day of
26 January, 1992.

27 APPROVED:

28 By 
29

JAN LAVERTY JONES, MAYOR OK 1-14-92 RMD

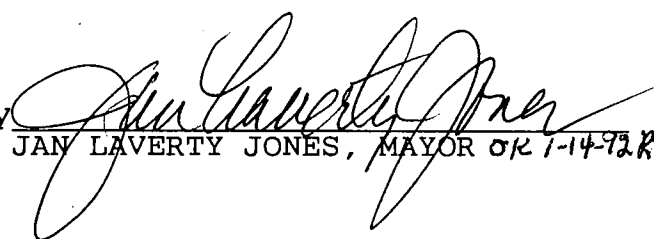
30 ATTEST:

31 
32 KATHLEEN M. TIGHE, CITY CLERK

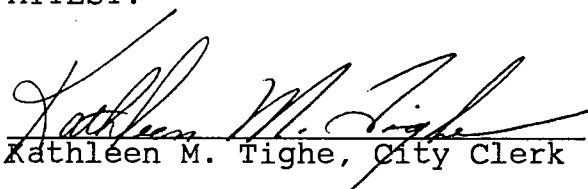
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The above and foregoing ordinance was first proposed
and read by title to the City Council on the 6th day of November
1991, and referred to the following committee composed of
Mayor Jones and
Councilman Hawkins Jr. for recommendation; thereafter the
said committee reported favorably on said ordinance on the 8th
day of January, 1992, which was a rescheduled meeting of
said Council; that at said rescheduled meeting, the proposed
ordinance was read by title to the City Council as amended and
adopted by the following vote:
VOTING "AYE" Councilmen Adamsen, Higginson, Hawkins Jr. & Mayor Jones
VOTING "NAY" Councilman Nolen
ABSENT: NONE

APPROVED:

By 
JAN LAVERTY JONES, MAYOR OK 1-14-92 RALW

ATTEST:


Kathleen M. Tighe, City Clerk

SEE THIRD AMENDMENT

* SECOND AMENDMENT

BILL NO. 91-71

Ordinance No. _____

AN ORDINANCE RELATING TO ETHICS; AMENDING TITLE 2, CHAPTER 51, SECTION 70 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY REDEFINING WHO A CANDIDATE MUST LIST AS PARTNERS OR ASSOCIATES, REQUIRING CANDIDATES TO LIST THEIR AND THEIR SPOUSE'S OWNERSHIP OF REAL PROPERTY IN ADJOINING STATES, AND REDEFINING SOURCE OF INCOME; LIST NAMES AND ADDRESSES OF ALL PRIVATE SECTOR COMMISSIONS AND BOARDS PUBLIC APPOINTEES OR CANDIDATES SERVE ON; AMENDING SECTION 80 OF SAID CHAPTER BY ADDING GUIDELINES FOR DETERMINING WILLFUL VIOLATION OF SAID CHAPTER; AMENDING SECTION 90 OF SAID CHAPTER BY CHANGING THE AMOUNT OF CAMPAIGN CONTRIBUTIONS REPORTABLE FROM ONE HUNDRED DOLLARS TO ANY AND ALL CONTRIBUTIONS; AMENDING SAID CHAPTER FURTHER BY ADDING ONE NEW SECTION TO CREATE A LOCAL ETHICS COMMITTEE; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith.

Sponsored by:
Mayor Jan Laverty Jones

Summary: Redefines Who a Candidate Must List as Partners or Associates, Requires Candidates to List Their and Their Spouse's Ownership of Real Property in Adjoining States, Redefines Source of Income, Adds Guidelines for Determining Willful Violation of Said Code, Changes the Amount of Campaign Contributions Reportable from One Hundred Dollars to Any and All Contributions, and Establishes a Local Ethics Committee

THE CITY COUNCIL OF THE CITY OF LAS VEGAS, DOES HEREBY
ORDAIN AS FOLLOWS:

SECTION 1: Title 2, Chapter 51, Section 70, of the
Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is
hereby amended as follows:

2.51.070: Information required. (The following information is
required:)

(A) Name, address and phone number, if any, of the
public official, public appointee or candidate

- 1 (B) The length of residence in the state and the length
2 of residence in the city;
- 3 (C) The precinct in which the public official, public
4 appointee or candidate is registered to vote;
- 5 (D) The name of all partners or associates, [who hold
6 more than a 10% interest in the business,] the
7 principal address and the general description of
8 the business activity of any business entity con-
9 ducting business with the City of Las Vegas or
10 within the County of Clark, in which the public
11 official, public appointee or candidate or their
12 spouse has or had a direct financial interest at
13 any time during the immediate preceding twelve (12)
14 months of the calendar year.
- 15 (E) In the case of a gift, the source of the gift and
16 the date on which the gift was received if the
17 donor does business with the city by appearing
18 before the city council or appears on cash disbur-
19 sement lists presented to the city council. Excep-
20 tions: Candidates need not comply with this
21 requirement.
- 22 (F) The source or sources of each loan exceeding five
23 thousand dollars (5,000.00). Exceptions: The
24 mortgage on the residence of the public official,
25 public appointee or candidate, a loan for purchase
26 of an automobile for private use, a debt secured
27 by mortgage or deed of trust for land located out-
28 side the City of Las Vegas, or a revolving balance,
29 the source of which is a credit or debit card.
- 30 (G) In the case of real property, a listing of all real
31 property or interest therein, including options to
32 purchase, located in the City of Las Vegas, State

1 of Nevada, or any adjacent state, together with the
2 specific location, particular use, and name, if
3 any, by which such property is commonly known,
4 whether said real property was owned outright or
5 held in whole or in part under a corporation or
6 partnership. Exception: City residence of public
7 official, public appointee or candidate.

8 (H) Each source of his income, or that of any member of
9 his household_, which constitutes 10 percent or
10 more of the person's gross income for the pre-
11 ceeding taxable year.] No listing of individual
12 clients or customers is required, but if that is
13 the case, a general source as "professional ser-
14 vices" must be disclosed.

15 (I) If public official, public appointee or candidate
16 has ever been convicted of a felony. If yes,
17 explain the circumstances.

18 (J) If public official, public appointee or candidate
19 has filed for bankruptcy within the last seven (7)
20 years.

21 (K) The names and addresses of all boards and com-
22 missions the public official, public appointee or
23 candidate presently serves on except for any and
24 all boards and commissions a public official,
25 public appointee or candidate is appointed to by
26 the City Council.

27 SECTION 2: Title 2, Chapter 51, Section 80, of the
28 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is
29 hereby amended as follows:

30 2.51.080 No public official or public appointee may use his/her
31 position in government to secure or grant privileges,
32 preferences, exemptions or advantages for himself/

1 herself, any immediate family member, or any other per-
2 son, business entity or trust.

3 (A) No public official, any public appointee, or city
4 employee may approve, disapprove, vote or otherwise
5 act upon any matter in which he/she has a direct
6 financial interest. Such disclosure shall be made
7 with that performance to the council members during
8 the public meeting dealing with the matter when the
9 conflict involves an elected public official. When
10 an appointee of a public official is involved,
11 such disclosure shall be made at any public meeting
12 in which the appointee is a participant. City
13 employees, other than the city manager, shall make
14 disclosure to the city manager; the city manager
15 shall make disclosure to the council members prior
16 to taking any action on a matter in which he has a
17 direct financial interest, then again at the public
18 meeting. Any action taken by the council in which
19 a public official has failed to disclose his/her
20 direct interest shall be reconsidered at the next
21 regular council meeting after discovering such
22 disclosure was not made unless such vote would not
23 have made any difference in the final decision.

24 (B) Any action taken by a public officer relating to
25 NRS 281.481, 281.491, 281.501 and Las Vegas Munici-
26 pal code 2.51.080 shall be deemed not to be a
27 willful violation of any provision of those sec-
28 tions if the public officer:

29 (1) Relied in good faith upon the advice of the
30 legal counsel retained by the public body
31 which the public officer represents;

32 (2) Was unable, through no fault of his own, to

1 obtain an opinion from the commission before
2 the action was taken; and

3 (3) The action taken was not contrary to any prior
4 opinion issued by the commission to the public
5 officer.

6 A public appointee who willfully violates any pro-
7 vision of NRS 281.481, 281.491 or 281.501 is sub-
8 ject to disciplinary proceedings by the City Coun-
9 cil and must be referred for such action in accor-
10 dance to the applicable provisions governing his
11 employment.

12 (C) It shall be unlawful for any public official or
13 public appointee to vote if he/she has a conflict
14 of interest and shall be punished as provided by
15 this Code.

16 [(C)] (D) No public official, public appointee or candidate,
17 or immediate family member or a business with which
18 he/she is associated other than salaried employee
19 relationship shall enter into any contract valued
20 at five hundred dollars (\$500.00) or more with the
21 city unless the contract has been awarded through
22 an open and public process, including prior public
23 notice and subsequent public disclosure of all pro-
24 posals considered. Any contract made in violation
25 of this subsection shall be voidable by a court of
26 competent jurisdiction if the suit is commenced
27 within ninety (90) days of making of the contract.

28 (E) Relatives of elected officials and City public
29 appointees within the prohibited degree of con-
30 sanguinity or affinity pursuant to NRS 281.210
31 shall be prohibited from sitting on any City
32 boards or commissions.

1 SECTION 3: Title 2, Chapter 51, Section 90, of the
2 Municipal code of the City of Las Vegas, Nevada, 1983 Edition, is
3 hereby amended as follows:

4 2.51.090: Campaign contributions and expenditures; reports
5 required.

6 (A) Every candidate for city office at a recall, spe-
7 cial, primary or general election shall report the
8 total amount of all his/her campaign contributions
9 and expenditures on forms to be designed and pro-
10 vided by the city clerk, not later than:

11 (1) Fifteen (15) days before the primary election
12 covering all campaign contributions collected
13 up to twenty (20) days before the primary
14 election, whether in the same calendar year or
15 before.

16 (2) Fifteen (15) days before the general election,
17 whether or not the candidate won the primary
18 election, for the period from twenty (20) days
19 before the primary election up to twenty (20)
20 days before the general election.

21 (3) Thirty (30) days after the general election,
22 for the remaining period up to the general
23 election.

24 The report shall contain all information set forth
25 in subsection (B) below.

26 (B) Information required:

27 (1) Name, address and phone number, if any, of the
28 candidate.

29 (2) All campaign contributions [in excess of one
30 hundred dollars (\$100.00),] whether from a
31 natural person, firm, association, union,
32 business, political action or other committee,

1 or any other source must be separately iden-
2 tified with the name and address of the
3 contributor and the date of the contribution,
4 tabulated and reported on the form provided by
5 the city clerk.

6 (3) Each campaign expenditure whether paid
7 directly, provided as an in-kind service or
8 gift, contracted for, or made for advertising
9 on television, radio, billboards, posters and
10 in newspapers, and all other expenditures
11 contracted for or made to further directly the
12 campaign of the candidate.

13 (C) Reports of campaign contributions and expenditures
14 shall be notarized and filed with the city clerk.
15 A candidate may mail his report to the city clerk
16 by certified mail. If certified mail is used, the
17 date of the mailing shall be deemed the date of
18 filing.

19 SECTION 4: Title 2, Chapter 51, of the Municipal Code
20 of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended
21 by adding thereto one new section, consisting of the provisions
22 set forth in Section 5 of this Ordinance.

23 SECTION 5: (A) The local committee on ethics, con-
24 sisting of five (5) members, is hereby created pursuant to NRS
25 281.541.

26 (B) Each city council member shall have one appointee
27 on the committee, each of whom must be a resident of the City.
28 The members of the committee shall be comprised of the
29 following:

30 (1) An attorney licensed to practice in the State
31 of Nevada;

32 (2) A person who formerly held an elective public

1 office in the State of Nevada;

2 (3) A representative of the general public; and

3 (4) Two former public officials who served in the
4 State of Nevada.

5 (C) After the initial terms, the members shall serve
6 terms of 4 years. Any vacancy in the membership must be filled
7 by the City Council for the unexpired term. Each member may
8 serve no more than two consecutive full terms with their term(s)
9 to run concurrent with the term(s) of the member of the council
10 who appointed them.

11 (D) The committee shall:

12 (1) At its first meeting and annually thereafter
13 elect a chairman from among its members.

14 (2) Meet regularly at least once in each calendar
15 quarter, unless there are no requests made for an opinion pur-
16 suant to NRS 281.511, and at other times upon the call of the
17 chairman.

18 (3) Pursuant to NRS 241.020 all meetings of the
19 committee must be open and public, and all persons must be per-
20 mitted to attend any meetings of these bodies, except as other-
21 wise provided in NRS 281.511(4).

22 (E) The city clerk shall designate a member of his/her
23 staff to assist the committee in performing the clerical func-
24 tions related to the review of statements of financial disclosure
25 pursuant to LVMC 2.51.040 and 2.51.050, inclusive, including the
26 keeping of all necessary records related thereto.

27 (F) The committee shall:

28 (1) Adopt procedural regulations to facilitate the
29 receipt of inquiries and prompt rendition of its opinions pur-
30 suant to NRS 281.541(b).

31 (2) Inform the city clerk of all cases of non-
32 compliance with the requirements.

1 (3) Recommend to the city council such further
2 changes as the committee considers desirable or necessary to pro-
3 mote and maintain high standards of ethical conduct in govern-
4 ment.

5 (G) The city attorney is the legal adviser to the com-
6 mittee. For each opinion he shall prepare at the direction of
7 the committee the appropriate findings of fact and conclusions as
8 to relevant standards and the propriety of particular conduct.

9 SECTION 7: If any section, subsection, subdivision
10 paragraph, sentence, clause or phrase in this ordinance or any
11 part thereof, is for any reason held to be unconstitutional or
12 invalid or ineffective by any court of competent jurisdiction,
13 such decision shall not affect the validity or effectiveness of
14 the remaining portions of this ordinance or any part thereof.
15 The City Council of the City of Las Vegas, Nevada, hereby
16 declares that it would have passed each section, subsection, sub-
17 division, paragraph, sentence, clause or phrase thereof,
18 irrespective of the fact that any one or more sections, subsec-
19 tions, subdivisions, paragraphs, sentences, clauses or phrases be
20 declared unconstitutional, invalid or ineffective.

21 SECTION 8: All ordinances or parts of ordinances, sec-
22 tions, subsections, phrases, sentences, clauses or paragraphs
23 contained in the Municipal Code of the City of Las Vegas, Nevada,
24 1983 Edition, in conflict herewith are hereby repealed.

25 PASSED, ADOPTED and APPROVED this ____ day of
26 _____, 1992.

27 APPROVED:

28 By _____
29 JAN LAVERTY JONES, MAYOR

30 ATTEST:

31 _____
32 KATHLEEN M. TIGHE, CITY CLERK

1 The above and foregoing ordinance was first proposed
2 and read by title to the City Council on the ____ day of _____
3 1991, and referred to the following committee composed of
4 _____ and
5 _____ for recommendation; thereafter the
6 said committee reported favorably on said ordinance on the ____
7 day of _____, 1992, which was a _____ meeting of
8 said Council; that at said _____ meeting, the proposed
9 ordinance was read by title to the City Council as amended and
10 adopted by the following vote:

11 VOTING "AYE" : _____
12 VOTING "NAY" : _____
13 ABSENT: _____

14
15 APPROVED:

16
17 By _____
JAN LAVERTY JONES, MAYOR

18 ATTEST:

19
20 _____
Kathleen M. Tighe, City Clerk
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SEE SECOND AMENDMENT WITH *

SECOND AMENDMENT

BILL NO. 91-71

Ordinance No. _____

AN ORDINANCE RELATING TO ETHICS; AMENDING TITLE 2, CHAPTER 51, SECTION 70 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY REDEFINING WHO A CANDIDATE MUST LIST AS PARTNERS OR ASSOCIATES, REQUIRING CANDIDATES TO LIST THEIR AND THEIR SPOUSE'S OWNERSHIP OF REAL PROPERTY IN ADJOINING STATES, AND REDEFINING SOURCE OF INCOME; LIST NAMES AND ADDRESSES OF ALL PRIVATE SECTOR COMMISSIONS AND BOARDS PUBLIC APPOINTEES OR CANDIDATES SERVE ON; AMENDING SECTION 80 OF SAID CHAPTER BY ADDING GUIDELINES FOR DETERMINING WILLFUL VIOLATION OF SAID CHAPTER; AMENDING SECTION 90 OF SAID CHAPTER BY CHANGING THE AMOUNT OF CAMPAIGN CONTRIBUTIONS REPORTABLE FROM ONE HUNDRED DOLLARS TO ANY AND ALL CONTRIBUTIONS; AMENDING SAID CHAPTER FURTHER BY ADDING ONE NEW SECTION TO CREATE A LOCAL ETHICS COMMITTEE; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Sponsored by:

Mayor Jan Laverty Jones

Summary: Redefines Who a Candidate Must List as Partners or Associates, Requires Candidates to List Their and Their Spouse's Ownership of Real Property in Adjoining States, Redefines Source of Income, Adds Guidelines for Determining Willful Violation of Said Code, Changes the Amount of Campaign Contributions Reportable from One Hundred Dollars to Any and All Contributions, and Establishes a Local Ethics Committee

THE CITY COUNCIL OF THE CITY OF LAS VEGAS, DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1: Title 2, Chapter 51, Section 70, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended as follows:

2.51.070: Information required. (The following information is required:)

(A) Name, address and phone number, if any, of the public official, public appointee or candidate

- 1 (B) The length of residence in the state and the length
2 of residence in the city;
- 3 (C) The precinct in which the public official, public
4 appointee or candidate is registered to vote;
- 5 (D) The name of all partners or associates, [who hold
6 more than a 10% interest in the business,] the
7 principal address and the general description of
8 the business activity of any business entity con-
9 ducting business with the City of Las Vegas or
10 within the County of Clark, in which the public
11 official, public appointee or candidate or their
12 spouse has or had a direct financial interest at
13 any time during the immediate preceding twelve (12)
14 months of the calendar year.
- 15 (E) In the case of a gift, the source of the gift and
16 the date on which the gift was received if the
17 donor does business with the city by appearing
18 before the city council or appears on cash disbur-
19 sement lists presented to the city council. Excep-
20 tions: Candidates need not comply with this
21 requirement.
- 22 (F) The source or sources of each loan exceeding five
23 thousand dollars (5,000.00). Exceptions: The
24 mortgage on the residence of the public official,
25 public appointee or candidate, a loan for purchase
26 of an automobile for private use, a debt secured
27 by mortgage or deed of trust for land located out-
28 side the City of Las Vegas, or a revolving balance,
29 the source of which is a credit or debit card.
- 30 (G) In the case of real property, a listing of all real
31 property or interest therein, including options to
32 purchase, located in the City of Las Vegas, State

1 of Nevada, or any adjacent state, together with the
2 specific location, particular use, and name, if
3 any, by which such property is commonly known,
4 whether said real property was owned outright or
5 held in whole or in part under a corporation or
6 partnership. Exception: City residence of public
7 official, public appointee or candidate.

8 (H) Each source of his income, or that of any member of
9 his household.[, which constitutes 10 percent or
10 more of the person's gross income for the pre-
11 ceding taxable year.] No listing of individual
12 clients or customers is required, but if that is
13 the case, a general source as "professional ser-
14 vices" must be disclosed.

15 (I) If public official, public appointee or candidate
16 has ever been convicted of a felony. If yes,
17 explain the circumstances.

18 (J) If public official, public appointee or candidate
19 has filed for bankruptcy within the last seven (7)
20 years.

21 (K) The names and addresses of all boards and com-
22 missions the public official, public appointee or
23 candidate presently serves on except for any and
24 all boards and commissions a public official,
25 public appointee or candidate is appointed to by
26 the City Council.

27 SECTION 2: Title 2, Chapter 51, Section 80, of the
28 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is
29 hereby amended as follows:

30 2.51.080 No public official or public appointee may use his/her
31 position in government to secure or grant privileges,
32 preferences, exemptions or advantages for himself/

1 herself, any immediate family member, or any other per-
2 son, business entity or trust.

3 (A) No public official, any public appointee, or city
4 employee may approve, disapprove, vote or otherwise
5 act upon any matter in which he/she has a direct
6 financial interest. Such disclosure shall be made
7 with that performance to the council members during
8 the public meeting dealing with the matter when the
9 conflict involves an elected public official. When
10 an appointee of a public official is involved,
11 such disclosure shall be made at any public meeting
12 in which the appointee is a participant. City
13 employees, other than the city manager, shall make
14 disclosure to the city manager; the city manager
15 shall make disclosure to the council members prior
16 to taking any action on a matter in which he has a
17 direct financial interest, then again at the public
18 meeting. Any action taken by the council in which
19 a public official has failed to disclose his/her
20 direct interest shall be reconsidered at the next
21 regular council meeting after discovering such
22 disclosure was not made unless such vote would not
23 have made any difference in the final decision.

24 (B) Any action taken by a public officer relating to
25 NRS 281.481, 281.491, 281.501 and Las Vegas Munici-
26 pal code 2.51.080 shall be deemed not to be a
27 willful violation of any provision of those sec-
28 tions if the public officer:

29 (1) Relied in good faith upon the advice of the
30 legal counsel retained by the public body
31 which the public officer represents;

32 (2) Was unable, through no fault of his own, to

1 obtain an opinion from the commission before
2 the action was taken; and

3 (3) The action taken was not contrary to any prior
4 opinion issued by the commission to the public
5 officer.

6 A public appointee who willfully violates any pro-
7 vision of NRS 281.481, 281.491 or 281.501 is sub-
8 ject to disciplinary proceedings by the City Coun-
9 cil and must be referred for such action in accor-
10 dance to the applicable provisions governing his
11 employment.

12 (C) It shall be unlawful for any public official or
13 public appointee to vote if he/she has a conflict
14 of interest and shall be punished as provided by
15 this Code.

16 [(C)] (D) No public official, public appointee or candidate,
17 or immediate family member or a business with which
18 he/she is associated other than salaried employee
19 relationship shall enter into any contract valued
20 at five hundred dollars (\$500.00) or more with the
21 city unless the contract has been awarded through
22 an open and public process, including prior public
23 notice and subsequent public disclosure of all pro-
24 posals considered. Any contract made in violation
25 of this subsection shall be voidable by a court of
26 competent jurisdiction if the suit is commenced
27 within ninety (90) days of making of the contract.

28 (E) Relatives of elected officials and City staff shall
29 be prohibited from sitting on any City boards or
30 commissions.

31 SECTION 3: Title 2, Chapter 51, Section 90, of the
32 Municipal code of the City of Las Vegas, Nevada, 1983 Edition, is

1 hereby amended as follows:

2 2.51.090: Campaign contributions and expenditures; reports
3 required.

4 (A) Every candidate for city office at a recall, spe-
5 cial,, primary or general election shall report the
6 total amount of all his/her campaign contributions
7 and expenditures on forms to be designed and pro-
8 vided by the city clerk, not later than:

9 (1) Fifteen (15) days before the primary election
10 covering all campaign contributions collected
11 up to twenty (20) days before the primary
12 election, whether in the same calendar year or
13 before.

14 (2) Fifteen (15) days before the general election,
15 whether or not the candidate won the primary
16 election, for the period from twenty (20) days
17 before the primary election up to twenty (20)
18 days before the general election.

19 (3) Thirty (30) days after the general election,
20 for the remaining period up to the general
21 election.

22 The report shall contain all information set forth
23 in subsection (B) below.

24 (B) Information required:

25 (1) Name, address and phone number, if any, of the
26 candidate.

27 (2) All campaign contributions [in excess of one
28 hundred dollars (\$100.00),] whether from a
29 natural person, firm, association, union,
30 business, political action or other committee,
31 or any other source must be separately iden-
32 tified with the name and address of the

1 contributor and the date of the contribution,
2 tabulated and reported on the form provided by
3 the city clerk.

4 (3) Each campaign expenditure whether paid
5 directly, provided as an in-kind service or
6 gift, contracted for, or made for advertising
7 on television, radio, billboards, posters and
8 in newspapers, and all other expenditures
9 contracted for or made to further directly the
10 campaign of the candidate.

11 (C) Reports of campaign contributions and expenditures
12 shall be notarized and filed with the city clerk.
13 A candidate may mail his report to the city clerk
14 by certified mail. If certified mail is used, the
15 date of the mailing shall be deemed the date of
16 filing.

17 SECTION 4: Title 2, Chapter 51, of the Municipal Code
18 of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended
19 by adding thereto one new section, consisting of the provisions
20 set forth in Section 5 of this Ordinance.

21 SECTION 5: (A) The local committee on ethics, con-
22 sisting of five (5) members, is hereby created pursuant to NRS
23 281.541.

24 (B) Each city council member shall have one appointee
25 on the committee, each of whom must be a resident of the City.
26 The members of the committee shall be comprised of the
27 following:

28 (1) An attorney licensed to practice in the State
29 of Nevada;

30 (2) A person who formerly held an elective public
31 office in the State of Nevada;

32 (3) A representative of the general public; and

1 (4) Two former public officials who served in the
2 State of Nevada.

3 (C) After the initial terms, the members shall serve
4 terms of 4 years. Any vacancy in the membership must be filled
5 by the City Council for the unexpired term. Each member may
6 serve no more than two consecutive full terms with their term(s)
7 to run concurrent with the term(s) of the member of the council
8 who appointed them.

9 (D) The committee shall:

10 (1) At its first meeting and annually thereafter
11 elect a chairman from among its members.

12 (2) Meet regularly at least once in each calendar
13 quarter, unless there are no requests made for an opinion pur-
14 suant to NRS 281.511, and at other times upon the call of the
15 chairman.

16 (3) Pursuant to NRS 241.020 all meetings of the
17 committee must be open and public, and all persons must be per-
18 mitted to attend any meetings of these bodies, except as other-
19 wise provided in NRS 281.511(4).

20 (E) The city clerk shall designate a member of his/her
21 staff to assist the committee in performing the clerical func-
22 tions related to the review of statements of financial disclosure
23 pursuant to LVMC 2.51.040 and 2.51.050, inclusive, including the
24 keeping of all necessary records related thereto.

25 (F) The committee shall:

26 (1) Adopt procedural regulations to facilitate the
27 receipt of inquiries and prompt rendition of its opinions pur-
28 suant to NRS 281.541(b).

29 (2) Inform the city clerk of all cases of non-
30 compliance with the requirements.

31 (3) Recommend to the city council such further
32 changes as the committee considers desirable or necessary to pro-

1 mote and maintain high standards of ethical conduct in govern-
2 ment.

3 (G) The city attorney is the legal adviser to the com-
4 mittee. For each opinion he shall prepare at the direction of
5 the committee the appropriate findings of fact and conclusions as
6 to relevant standards and the propriety of particular conduct.

7 SECTION 7: If any section, subsection, subdivision
8 paragraph, sentence, clause or phrase in this ordinance or any
9 part thereof, is for any reason held to be unconstitutional or
10 invalid or ineffective by any court of competent jurisdiction,
11 such decision shall not affect the validity or effectiveness of
12 the remaining portions of this ordinance or any part thereof.
13 The City Council of the City of Las Vegas, Nevada, hereby
14 declares that it would have passed each section, subsection, sub-
15 division, paragraph, sentence, clause or phrase thereof,
16 irrespective of the fact that any one or more sections, subsec-
17 tions, subdivisions, paragraphs, sentences, clauses or phrases be
18 declared unconstitutional, invalid or ineffective.

19 SECTION 8: All ordinances or parts of ordinances, sec-
20 tions, subsections, phrases, sentences, clauses or paragraphs
21 contained in the Municipal Code of the City of Las Vegas, Nevada,
22 1983 Edition, in conflict herewith are hereby repealed.

23 PASSED, ADOPTED and APPROVED this ____ day of
24 _____, 1992.

25 APPROVED:

26
27 By _____
28 JAN LAVERTY JONES, MAYOR

29 ATTEST:

30
31 _____
32 KATHLEEN M. TIGHE, CITY CLERK

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The above and foregoing ordinance was first proposed
and read by title to the City Council on the _____ day of _____
1991, and referred to the following committee composed of
_____ and
_____ for recommendation; thereafter the
said committee reported favorably on said ordinance on the _____
day of _____, 1992, which was a _____ meeting of
said Council; that at said _____ meeting, the proposed
ordinance was read by title to the City Council as amended and
adopted by the following vote:

VOTING "AYE" : _____
VOTING "NAY" : _____
ABSENT: _____

APPROVED:

By _____
JAN LAVERTY JONES, MAYOR

ATTEST:

Kathleen M. Tighe, City Clerk

SEE SECOND AMENDMENT

FIRST AMENDMENT

BILL NO. 91-71

Ordinance No. _____

AN ORDINANCE RELATING TO ETHICS; AMENDING TITLE 2, CHAPTER 51, SECTION 70 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY REDEFINING WHO A CANDIDATE MUST LIST AS PARTNERS OR ASSOCIATES, REQUIRING CANDIDATES TO LIST OWNERSHIP OF REAL PROPERTY IN ADJOINING STATES, AND REDEFINING SOURCE OF INCOME; AMENDING SECTION 80 OF SAID CHAPTER BY ADDING GUIDELINES FOR DETERMINING WILLFUL VIOLATION OF SAID CHAPTER; AMENDING SECTION 90 OF SAID CHAPTER BY CHANGING THE AMOUNT OF CAMPAIGN CONTRIBUTIONS REPORTABLE FROM ONE HUNDRED DOLLARS TO TWENTY-FIVE DOLLARS; AMENDING SAID CHAPTER FURTHER BY ADDING ONE NEW SECTION TO CREATE A LOCAL ETHICS COMMITTEE; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith.

Sponsored by:
Mayor Jan Laverty Jones

Summary: Redefines Who a Candidate Must List as Partners or Associates, Requires Candidates to List Ownership of Real Property in Adjoining States, Redefines Source of Income, Adds Guidelines for Determining Willful Violation of Said Code, Changes the Amount of Campaign Contributions Reportable from One Hundred Dollars to Twenty-Five Dollars, and Establishes a Local Ethics Committee

THE CITY COUNCIL OF THE CITY OF LAS VEGAS, DOES HEREBY
ORDAIN AS FOLLOWS:

SECTION 1: Title 2, Chapter 51, Section 70, of the
Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is
hereby amended as follows:

2.51.070: Information required. (The following information is
required:)

- (A) Name, address and phone number, if any, of the
public official, public appointee or candidate
- (B) The length of residence in the state and the length
of residence in the city;
- (C) The precinct in which the public official, public

1 appointee or candidate is registered to vote;

2 (D) The name of all partners or associates, [who hold
3 more than a 10% interest in the business,] the
4 principal address and the general description of
5 the business activity of any business entity con-
6 ducting business with the City of Las Vegas or
7 within the County of Clark, in which the public
8 official, public appointee or candidate or their
9 spouse has or had a direct financial interest at
10 any time during the immediate preceding twelve (12)
11 months of the calendar year.

12 (E) In the case of a gift, the source of the gift and
13 the date on which the gift was received if the
14 donor does business with the city by appearing
15 before the city council or appears on cash disbur-
16 sement lists presented to the city council. Excep-
17 tions: Candidates need not comply with this
18 requirement.

19 (F) The source or sources of each loan exceeding five
20 thousand dollars (5,000.00). Exceptions: The
21 mortgage on the residence of the public official,
22 public appointee or candidate, a loan for purchase
23 of an automobile for private use, a debt secured
24 by mortgage or deed of trust for land located out-
25 side the City of Las Vegas, or a revolving balance,
26 the source of which is a credit or debit card.

27 (G) In the case of real property, a listing of all real
28 property or interest therein, including options to
29 purchase, located in the City of Las Vegas, State
30 of Nevada, or any adjacent state, together with the
31 specific location, particular use, and name, if
32 any, by which such property is commonly known,

1 whether said real property was owned outright or
2 held in whole or in part under a corporation or
3 partnership. Exception: City residence of public
4 official, public appointee or candidate.

5 (H) Each source of his income, or that of any member of
6 his household[, which constitutes 10 percent or
7 more of the person's gross income for the pre-
8 ceeding taxable year.] No listing of individual
9 clients or customers is required, but if that is
10 the case, a general source as "professional ser-
11 vices" must be disclosed.

12 (I) If public official, public appointee or candidate
13 has ever been convicted of a felony. If yes,
14 explain the circumstances.

15 (J) If public official, public appointee or candidate
16 has filed for bankruptcy within the last seven (7)
17 years.

18 (K) The names and addresses of all boards and com-
19 missions the public official, public appointee or
20 candidate presently serves on except for any and
21 all boards and commissions a public official,
22 public appointee or candidate is appointed to by
23 the City Council.

24 SECTION 2: Title 2, Chapter 51, Section 80, of the
25 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is
26 hereby amended as follows:

27 2.51.080 No public official or public appointee may use his/her
28 position in government to secure or grant privileges,
29 preferences, exemptions or advantages for himself/
30 herself, any immediate family member, or any other per-
31 son, business entity or trust.

32 ...

1 (A) No public official, any public appointee, or city
2 employee may approve, disapprove, vote or otherwise
3 act upon any matter in which he/she has a direct
4 financial interest. Such disclosure shall be made
5 with that performance to the council members during
6 the public meeting dealing with the matter when the
7 conflict involves an elected public official. When
8 an appointee of a public official is involved,
9 such disclosure shall be made at any public meeting
10 in which the appointee is a participant. City
11 employees, other than the city manager, shall make
12 disclosure to the city manager; the city manager
13 shall make disclosure to the council members prior
14 to taking any action on a matter in which he has a
15 direct financial interest, then again at the public
16 meeting. Any action taken by the council in which
17 a public official has failed to disclose his/her
18 direct interest shall be reconsidered at the next
19 regular council meeting after discovering such
20 disclosure was not made unless such vote would not
21 have made any difference in the final decision.

22 (B) Any action taken by a public officer relating to
23 NRS 281.481, 281.491, 281.501 and Las Vegas Municip-
24 pal code 2.51.080 shall be deemed not to be a
25 willful violation of any provision of those sec-
26 tions if the public officer:

- 27 (1) Relied in good faith upon the advice of the
28 legal counsel retained by the public body
29 which the public officer represents;
30 (2) Was unable, through no fault of his own, to
31 obtain an opinion from the commission before
32 the action was taken; and

1 (3) The action taken was not contrary to any prior
2 opinion issued by the commission to the public
3 officer.

4 A public appointee who willfully violates any pro-
5 vision of NRS 281.481, 281.491 or 281.501 is sub-
6 ject to disciplinary proceedings by the City Coun-
7 cil and must be referred for such action in accor-
8 dance to the applicable provisions governing his
9 employment.

10 (C) It shall be unlawful for any public official or
11 public appointee to vote if he/she has a conflict
12 of interest and shall be punished as provided by
13 this Code.

14 [(C)] (D) No public official, public appointee or candidate,
15 or immediate family member or a business with which
16 he/she is associated other than salaried employee
17 relationship shall enter into any contract valued
18 at five hundred dollars (\$500.00) or more with the
19 city unless the contract has been awarded through
20 an open and public process, including prior public
21 notice and subsequent public disclosure of all pro-
22 posals considered. Any contract made in violation
23 of this subsection shall be voidable by a court of
24 competent jurisdiction if the suit is commenced
25 within ninety (90) days of making of the contract.

26 (E) Relatives of elected officials and City staff shall
27 be prohibited from sitting on any City boards or
28 commissions.

29 SECTION 3: Title 2, Chapter 51, Section 90, of the
30 Municipal code of the City of Las Vegas, Nevada, 1983 Edition, is
31 hereby amended as follows:

32 ...

1 2.51.090: Campaign contributions and expenditures; reports
2 required.

3 (A) Every candidate for city office at a recall, spe-
4 cial, primary or general election shall report the
5 total amount of all his/her campaign contributions
6 and expenditures on forms to be designed and pro-
7 vided by the city clerk, not later than:

8 (1) Fifteen (15) days before the primary election
9 covering all campaign contributions collected
10 up to twenty (20) days before the primary
11 election, whether in the same calendar year or
12 before.

13 (2) Fifteen (15) days before the general election,
14 whether or not the candidate won the primary
15 election, for the period from twenty (20) days
16 before the primary election up to twenty (20)
17 days before the general election.

18 (3) Thirty (30) days after the general election,
19 for the remaining period up to the general
20 election.

21 The report shall contain all information set forth
22 in subsection (B) below.

23 (B) Information required:

24 (1) Name, address and phone number, if any, of the
25 candidate.

26 (2) Each campaign contribution in excess of [one
27 hundred dollars (\$100.00),] twenty-five
28 dollars (\$25.00), whether from a natural per-
29 son, firm, association, union, business, poli-
30 tical action or other committee, or any other
31 source must be separately identified with the
32 name and address of the contributor and the

1 date of the contribution, tabulated and
2 reported on the form provided by the city
3 clerk.

4 (3) Each campaign expenditure whether paid
5 directly, provided as an in-kind service or
6 gift, contracted for, or made for advertising
7 on television, radio, billboards, posters and
8 in newspapers, and all other expenditures
9 contracted for or made to further directly the
10 campaign of the candidate.

11 (C) Reports of campaign contributions and expenditures
12 shall be notarized and filed with the city clerk.
13 A candidate may mail his report to the city clerk
14 by certified mail. If certified mail is used, the
15 date of the mailing shall be deemed the date of
16 filing.

17 SECTION 4: Title 2, Chapter 51, of the Municipal Code
18 of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended
19 by adding thereto one new section, consisting of the provisions
20 set forth in Section 5 of this Ordinance.

21 SECTION 5: (A) The local committee on ethics, con-
22 sisting of five (5) members, is hereby created pursuant to NRS
23 281.541.

24 (B) The city council shall appoint to the committee the
25 following, each of whom must be a resident of the City:

26 (1) An attorney licensed to practice in the State
27 of Nevada;

28 (2) A person who formerly held an elective public
29 office in the State of Nevada;

30 (3) A representative of the general public;

31 (4) A person who formerly served as a justice or a
32 judge in our Nevada judicial system; and

1 (5) One former public official of the City of Las
2 Vegas.

3 (C) After the initial terms, the members shall serve
4 terms of 4 years. Any vacancy in the membership must be filled
5 by the appropriate appointing authority for the unexpired term.
6 Each member may serve no more than two consecutive full terms.

7 (D) The committee shall:

8 (1) At its first meeting and annually thereafter
9 elect a chairman from among its members.

10 (2) Meet regularly at least once in each calendar
11 quarter, unless there are no requests made for an opinion pur-
12 suant to NRS 281.511, and at other times upon the call of the
13 chairman.

14 (3) Pursuant to NRS 241.020 all meetings of the
15 committee must be open and public, and all persons must be per-
16 mitted to attend any meetings of these bodies, except as other-
17 wise provided in NRS 281.511(4).

18 (E) The city clerk shall designate a member of his/her
19 staff to assist the committee in performing the clerical func-
20 tions related to the review of statements of financial disclosure
21 pursuant to NRS 281.561, including the keeping of all necessary
22 records related thereto.

23 (F) The committee shall:

24 (1) Adopt procedural regulations to facilitate the
25 receipt of inquiries and prompt rendition of its opinions pur-
26 suant to NRS 281.541(b).

27 (2) Prescribe, by regulation, forms and procedures
28 for the submission of statements of financial disclosure, main-
29 tain files of the statements and make the statements available
30 for public inspection.

31 (3) Inform the city clerk of all cases of non-
32 compliance with the requirements.

1 (4) Recommend to the city council such further
2 changes as the committee considers desirable or necessary to pro-
3 mote and maintain high standards of ethical conduct in govern-
4 ment.

5 (G) The city attorney is the legal adviser to the com-
6 mittee. For each opinion he shall prepare at the direction of
7 the committee the appropriate findings of fact and conclusions as
8 to relevant standards and the propriety of particular conduct.

9 SECTION 7: If any section, subsection, subdivision
10 paragraph, sentence, clause or phrase in this ordinance or any
11 part thereof, is for any reason held to be unconstitutional or
12 invalid or ineffective by any court of competent jurisdiction,
13 such decision shall not affect the validity or effectiveness of
14 the remaining portions of this ordinance or any part thereof.
15 The City Council of the City of Las Vegas, Nevada, hereby
16 declares that it would have passed each section, subsection, sub-
17 division, paragraph, sentence, clause or phrase thereof,
18 irrespective of the fact that any one or more sections, subsec-
19 tions, subdivisions, paragraphs, sentences, clauses or phrases be
20 declared unconstitutional, invalid or ineffective.

21 SECTION 8: All ordinances or parts of ordinances, sec-
22 tions, subsections, phrases, sentences, clauses or paragraphs
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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 ____ day of
_____, 199_.

APPROVED:

By _____
JAN LAVERTY JONES, MAYOR

ATTEST:

KATHLEEN M. TIGHE, CITY CLERK

1 The above and foregoing ordinance was first proposed
2 and read by title to the City Council on the _____ day of _____
3 1991, and referred to the following committee composed of
4 _____ and
5 _____ for recommendation; thereafter the
6 said committee reported favorably on said ordinance on the _____
7 day of _____, 199_, which was a _____ meeting of
8 said Council; that at said _____ meeting, the proposed
9 ordinance was read by title to the City Council as amended and
10 adopted by the following vote:

11 VOTING "AYE" : _____
12 VOTING "NAY" : _____
13 ABSENT: _____

14
15 APPROVED:

16
17 By _____
 JAN LAVERTY JONES, MAYOR

18 ATTEST:
19
20 _____
21 Kathleen M. Tighe, City Clerk
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SEE FIRST AMENDMENT

BILL NO. 91-71

Ordinance No. _____

AN ORDINANCE RELATING TO ETHICS; AMENDING TITLE 2, CHAPTER 51, SECTION 70 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY REDEFINING WHO A CANDIDATE MUST LIST AS PARTNERS OR ASSOCIATES, REQUIRING CANDIDATES TO LIST OWNERSHIP OF REAL PROPERTY IN ADJOINING STATES, AND REDEFINING SOURCE OF INCOME; AMENDING SECTION 80 OF SAID CHAPTER BY ADDING GUIDELINES FOR DETERMINING WILLFUL VIOLATION OF SAID CHAPTER; AMENDING SECTION 90 OF SAID CHAPTER BY CHANGING THE AMOUNT OF CAMPAIGN CONTRIBUTIONS REPORTABLE FROM ONE HUNDRED DOLLARS TO TWENTY-FIVE DOLLARS AND PROHIBITING ANY CANDIDATE FROM CONTRIBUTING IN EXCESS OF TEN THOUSAND DOLLARS TO THEIR OWN CAMPAIGN; AMENDING SAID CHAPTER FURTHER BY ADDING TWO NEW SECTIONS TO LIMIT THE TERMS OF PUBLIC OFFICIALS AND TO CREATE A LOCAL ETHICS COMMITTEE; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Sponsored by:

Mayor Jan Laverty Jones

Summary: Redefines Who a Candidate Must List as Partners or Associates, Requires Candidates to List Ownership of Real Property in Adjoining States, Redefines Source of Income, Adds Guidelines for Determining Willful Violation of Said Code, Changes the Amount of Campaign Contributions Reportable from One Hundred Dollars to Twenty-Five Dollars, Prohibits Any Candidate From Contributing in Excess of Ten Thousand Dollars to Their Own Campaign, Creates Term Limitations and Establishes a Local Ethics Committee

THE CITY COUNCIL OF THE CITY OF LAS VEGAS, DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1: Title 2, Chapter 51, Section 70, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended as follows:

2.51.070: Information required. (The following information is required:)

(A) Name, address and phone number, if any, of the public official, public appointee or candidate

(B) The length of residence in the state and the length of residence in the city;

- 1 (C) The precinct in which the public official, public
2 appointee or candidate is registered to vote;
- 3 (D) The name of all partners or associates, [who hold
4 more than a 10% interest in the business,] the
5 principal address and the general description of
6 the business activity of any business entity con-
7 ducting business with the City of Las Vegas or
8 within the County of Clark, in which the public
9 official, public appointee or candidate has or had
10 a direct financial interest at any time during the
11 immediate preceding twelve (12) months of the
12 calendar year.
- 13 (E) In the case of a gift, the source of the gift and
14 the date on which the gift was received if the
15 donor does business with the city by appearing
16 before the city council or appears on cash disbur-
17 sement lists presented to the city council. Excep-
18 tions: Candidates need not comply with this
19 requirement.
- 20 (F) The source or sources of each loan exceeding five
21 thousand dollars (5,000.00). Exceptions: The
22 mortgage on the residence of the public official,
23 public appointee or candidate, a loan for purchase
24 of an automobile for private use, a debt secured
25 by mortgage or deed of trust for land located out-
26 side the City of Las Vegas, or a revolving balance,
27 the source of which is a credit or debit card.
- 28 (G) In the case of real property, a listing of all real
29 property or interest therein, including options to
30 purchase, located in the City of Las Vegas, State
31 of Nevada, or any adjacent state, together with the
32 specific location, particular use, and name, if

1 any, by which such property is commonly known,
2 whether said real property was owned outright or
3 held in whole or in part under a corporation or
4 partnership. Exception: City residence of public
5 official, public appointee or candidate.

6 (H) Each source of his income, or that of any member of
7 his household[, which constitutes 10 percent or
8 more of the person's gross income for the pre-
9 ceeding taxable year.] No listing of individual
10 clients or customers is required, but if that is
11 the case, a general source as "professional ser-
12 vices" must be disclosed.

13 (I) If public official, public appointee or candidate
14 has ever been convicted of a felony. If yes,
15 explain the circumstances.

16 (J) If public official, public appointee or candidate
17 has filed for bankruptcy within the last seven (7)
18 years.

19 SECTION 2: Title 2, Chapter 51, Section 80, of the
20 Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is
21 hereby amended as follows:

22 2.51.080 No public official or public appointee may use his/her
23 position in government to secure or grant privileges,
24 preferences, exemptions or advantages for himself/
25 herself, any immediate family member, or any other per-
26 son, business entity or trust.

27 (A) No public official, any public appointee, or city
28 employee may approve, disapprove, vote or otherwise
29 act upon any matter in which he/she has a direct
30 financial interest. Such disclosure shall be made
31 with that performance to the council members during
32 the public meeting dealing with the matter when the

1 conflict involves an elected public official. When
2 an appointee of a public official is involved,
3 such disclosure shall be made at any public meeting
4 in which the appointee is a participant. City
5 employees, other than the city manager, shall make
6 disclosure to the city manager; the city manager
7 shall make disclosure to the council members prior
8 to taking any action on a matter in which he has a
9 direct financial interest, then again at the public
10 meeting. Any action taken by the council in which
11 a public official has failed to disclose his/her
12 direct interest shall be reconsidered at the next
13 regular council meeting after discovering such
14 disclosure was not made unless such vote would not
15 have made any difference in the final decision.

16 (B) Any action taken by a public officer relating to
17 NRS 281.481, 281.491, 281.501 and Las Vegas Municipi-
18 pal code 2.51.080 shall be deemed not to be a
19 willful violation of any provision of those sec-
20 tions if the public officer:

- 21 (1) Relied in good faith upon the advice of the
22 legal counsel retained by the public body
23 which the public officer represents;
24 (2) Was unable, through no fault of his own, to
25 obtain an opinion from the commission before
26 the action was taken; and
27 (3) The action taken was not contrary to any prior
28 opinion issued by the commission to the public
29 officer.

30 A public appointee who willfully violates any pro-
31 vision of NRS 281.481, 281.491 or 281.501 is sub-
32 ject to disciplinary proceedings by the City Coun-

1 cil and must be referred for such action in accor-
2 dance to the applicable provisions governing his
3 employment.

4 (C) It shall be unlawful for any public official or
5 public appointee to vote if he/she has a conflict
6 of interest and shall be punished as provided by
7 this Code.

8 [(C)] (D) No public official, public appointee or candidate,
9 or immediate family member or a business with which
10 he/she is associated other than salaried employee
11 relationship shall enter into any contract valued
12 at five hundred dollars (\$500.00) or more with the
13 city unless the contract has been awarded through
14 an open and public process, including prior public
15 notice and subsequent public disclosure of all pro-
16 posals considered. Any contract made in violation
17 of this subsection shall be voidable by a court of
18 competent jurisdiction if the suit is commenced
19 within ninety (90) days of making of the contract.

20 SECTION 3: Title 2, Chapter 51, Section 90, of the
21 Municipal code of the City of Las Vegas, Nevada, 1983 Edition, is
22 hereby amended as follows:

23 2.51.090: Campaign contributions and expenditures; reports
24 required.

25 (A) Every candidate for city office at a recall, spe-
26 cial, primary or general election shall report the
27 total amount of all his/her campaign contributions
28 and expenditures on forms to be designed and pro-
29 vided by the city clerk, not later than:

30 (1) Fifteen (15) days before the primary election
31 covering all campaign contributions collected
32 up to twenty (20) days before the primary

1 election, whether in the same calendar year or
2 before.

3 (2) Fifteen (15) days before the general election,
4 whether or not the candidate won the primary
5 election, for the period from twenty (20) days
6 before the primary election up to twenty (20)
7 days before the general election.

8 (3) Thirty (30) days after the general election,
9 for the remaining period up to the general
10 election.

11 The report shall contain all information set forth
12 in subsection (B) below.

13 (B) Information required:

14 (1) Name, address and phone number, if any, of the
15 candidate.

16 (2) Each campaign contribution in excess of [one
17 hundred dollars (\$100.00),] twenty-five
18 dollars (\$25.00), whether from a natural per-
19 son, firm, association, union, business, poli-
20 tical action or other committee, or any other
21 source must be separately identified with the
22 name and address of the contributor and the
23 date of the contribution, tabulated and
24 reported on the form provided by the city
25 clerk.

26 (3) Each campaign expenditure whether paid
27 directly, provided as an in-kind service or
28 gift, contracted for, or made for advertising
29 on television, radio, billboards, posters and
30 in newspapers, and all other expenditures
31 contracted for or made to further directly the
32 campaign of the candidate.

1 (C) A candidate shall not make a personal campaign
2 contribution or contributions in a total amount
3 which exceeds ten thousand dollars (\$10,000.00).

4 (D) Reports of campaign contributions and expenditures
5 shall be notarized and filed with the city clerk.
6 A candidate may mail his report to the city clerk
7 by certified mail. If certified mail is used, the
8 date of the mailing shall be deemed the date of
9 filing.

10 SECTION 4: Title 2, Chapter 51, of the Municipal Code
11 of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended
12 by adding thereto two new sections, consisting of the provisions
13 set forth in Sections 5 and 6, respectively, of this Ordinance.

14 SECTION 5: No person may be elected to the office of a
15 public official, as defined in this Chapter, for more than two
16 consecutive terms.

17 SECTION 6: (A) The local committee on ethics, con-
18 sisting of three (3) members, is hereby created pursuant to NRS
19 281.541.

20 (B) The city council shall appoint to the committee the
21 following, each of whom must be a resident of the City:

22 (1) An attorney licensed to practice in the State
23 of Nevada;

24 (2) A person who formerly held an elective public
25 office in the State of Nevada; and

26 (3) A representative of the general public.

27 (C) After the initial terms, the members shall serve
28 terms of 4 years. Any vacancy in the membership must be filled
29 by the appropriate appointing authority for the unexpired term.
30 Each member may serve no more than two consecutive full terms.

31 (D) The committee shall:

32 (1) At its first meeting and annually thereafter

1 elect a chairman from among its members.

2 (2) Meet regularly at least once in each calendar
3 quarter, unless there are no requests made for an opinion pur-
4 suant to NRS 281.511, and at other times upon the call of the
5 chairman.

6 (E) The city clerk shall designate a member of his/her
7 staff to assist the committee in performing the clerical func-
8 tions related to the review of statements of financial disclosure
9 pursuant to NRS 281.561, including the keeping of all necessary
10 records related thereto.

11 (F) The committee shall:

12 (1) Adopt procedural regulations to facilitate the
13 receipt of inquiries and prompt rendition of its opinions.

14 (2) Prescribe, by regulation, forms and procedures
15 for the submission of statements of financial disclosure, main-
16 tain files of the statements and make the statements available
17 for public inspection.

18 (3) Inform the city clerk of all cases of non-
19 compliance with the requirements.

20 (4) Recommend to the city council such further
21 changes as the committee considers desirable or necessary to pro-
22 mote and maintain high standards of ethical conduct in govern-
23 ment.

24 (G) The city attorney is the legal adviser to the com-
25 mittee. For each opinion he shall prepare at the direction of
26 the committee the appropriate findings of fact and conclusions as
27 to relevant standards and the propriety of particular conduct.

28 SECTION 7: If any section, subsection, subdivision
29 paragraph, sentence, clause or phrase in this ordinance or any
30 part thereof, is for any reason held to be unconstitutional or
31 invalid or ineffective by any court of competent jurisdiction,
32 such decision shall not affect the validity or effectiveness of

1 the remaining portions of this ordinance or any part thereof.
2 The City Council of the City of Las Vegas, Nevada, hereby
3 declares that it would have passed each section, subsection, sub-
4 division, paragraph, sentence, clause or phrase thereof,
5 irrespective of the fact that any one or more sections, subsec-
6 tions, subdivisions, paragraphs, sentences, clauses or phrases be
7 declared unconstitutional, invalid or ineffective.

8 SECTION 5: All ordinances or parts of ordinances, sec-
9 tions, subsections, phrases, sentences, clauses or paragraphs
10 contained in the Municipal Code of the City of Las Vegas, Nevada,
11 1983 Edition, in conflict herewith are hereby repealed.

12 PASSED, ADOPTED and APPROVED this _____ day of
13 _____, 1991.

14 APPROVED:

15
16 By _____
17 JAN LAVERTY JONES, MAYOR

18 ATTEST:

19
20 _____
KATHLEEN M. TIGHE, CITY CLERK
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1 The above and foregoing ordinance was first proposed
2 and read by title to the City Council on the _____ day of _____
3 1991, and referred to the following committee composed of
4 _____ and
5 _____ for recommendation; thereafter the
6 said committee reported favorably on said ordinance on the _____
7 day of _____, 1991, which was a _____ meeting of
8 said Council; that at said _____ meeting, the proposed
9 ordinance was read by title to the City Council as first intro-
10 duced and adopted by the following vote:

11 VOTING "AYE" : _____
12 VOTING "NAY" : _____
13 ABSENT: _____

14
15 APPROVED:

16
17 By _____
JAN LAVERTY JONES, MAYOR

18 ATTEST:
19
20
21 _____
Kathleen M. Tighe, City Clerk

CITY COUNCIL MINUTES
MEETING OF
JANUARY 8, 1992

Page 1

TRANSCRIPT -- REPORTS FROM COMMITTEES

ITEM A.2 BILL 91-71

MAYOR JONES

Item 2 is Bill No. 91-71, which I would like the City Attorney to read please.

ROY WOOFER, CITY
ATTORNEY

Bill No. 91-71, Second Amendment. An ordinance relating to ethics; amending Title 2, Chapter 51, Section 70 of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, by redefining who a candidate must list as partners or associates, requiring candidates to list their and their spouse's ownership of real property in adjoining states and redefining source of income; list names and addresses of all private sector, commissions and boards, public appointees or candidates serve on -- I believe, Your Honor, that there is a misprint. In that situation, I'd request consideration to amend this, insert after boards, public officials, then public appointees or candidates serve on; amending Section 80 of said Chapter by adding guidelines for determining willful violation of said Chapter; amending Section 90 of said Chapter by changing the amount of campaign contributions reportable from one hundred dollars to any and all contributions; amending said Chapter further by adding one new Section to create a local ethics committee; providing for other matters properly relating thereto and repealing all ordinances or parts of ordinances in conflict herewith.

MAYOR JONES

Comments or questions from the Board?

COUNCILMAN NOLEN

I have one comment, Your Honor. Page 6, line 29 (pause) One of the problems I have with this particular provision is that under the State law, it requires that you report anything \$500.01 or above. This Council amended that and, or enacted a regulation and laws governing City candidates that would require you to report \$100.01 or above. I feel that that was a good amendment at the time. The problem is there's many time that people who want to contribute and assist in a campaign, a particular candidate, but they don't want their name on a list. Not that they're doing anything wrong. Not that they're guilty of anything or they're bad people or anything like that. They just, as I can tell you and I think you and most of the people on here that have ever contributed to a campaign, once your name gets on that list, from then on, every legitimate candidate and every candidate that I call fringe lunatics that get out there and just put their name on there. They'll start callin

CITY COUNCIL MINUTES
MEETING OF
JANUARY 8, 1992

Page 2

TRANSCRIPT -- REPORTS FROM COMMITTEES

ITEM A.2 BILL 91-71

you, send you letters, harassing you and bothering you to get campaign contributions. This is why people don't like their name on the list. I think that the \$100 ceiling is sufficient and I would at this time move that we amend that and leave it as it is.

MAYOR JONES

My feeling on that would probably be that the people that you'd be harassing for extra campaign dollars aren't those who are giving under a hundred and that in calling for that disclosure, it's just giving every indication that money that contributed, that is contributed to the campaign is above board. I mean, this is an open process. It's a process that you want to encourage participation. I don't really see a problem with that particular requirement.

COUNCILMAN NOLEN

Well, I would say to you the more you restrict the little guy's ability to collect dollars, the more you make it impossible for a little guy to get elected. Then it comes down to only those people with big bucks can then run for office. You start restricting the little guy's ability to collect those dollars and he can't get elected.

MAYOR JONES

Well, I find it hard to believe that the little guy is not going to be able to get the \$25 campaign contribution because somebody doesn't want their name on a list. That doesn't hold water with me.

COUNCILMAN NOLEN

Oh, but we get (inaudible) all the time.

MAYOR JONES

Well, . . .

COUNCILMAN HAWKINS

I think Councilman Higginson wants to say something.

COUNCILMAN HIGGINSON

Yes, Your Honor. I, as a member of the Board that voted on taking it from 500 to 100, I felt we put a much more restrictive measure for City candidates than other candidates. And the reason there was some debate at the time on the 100 as to whether to go to all campaign contributions and the point was raised, which I'd like to remind ourselves of; the many time when you're out at social events or something during the campaign. You'll have people come up to you and say, I haven't got a lot of money, I can't give you a lot of help but good luck, here's 20 bucks. And you're kind of working and you're handed \$20 towards your campaign and you got to stop and say I need you to fill out this form and give

CITY COUNCIL MINUTES
MEETING OF
JANUARY 8, 1992

Page 3

TRANSCRIPT -- REPORTS FROM COMMITTEES

ITEM A.2 BILL 91-71

me your name and address and phone number before I can accept the \$20. I think a hundred dollar limit is sufficient to take care of any concerns the public has that there's excessive contributions coming from other people.

MAYOR JONES

I have one question, and maybe the City Attorney can answer this for me, but I was under the impression that it was illegal to take cash contributions . . .

ROY WOOFER, CITY
ATTORNEY

I don't believe so.

MAYOR JONES

No? You can't . . . No. This is . . .

COUNCILMAN HIGGINSON

And they can certainly hand you a \$20 check, Your Honor.

MAYOR JONES

Checks . . .

COUNCILMAN HAWKINS

Councilman Adamsen? Anything? I personally would like to see all campaign contributions reported.

COUNCILMAN NOLEN

You can report what you want.

MAYOR JONES

I think we need to vote on this . . .

COUNCILMAN HAWKINS

Vote on the motion.

MAYOR JONES

. . . separately.

COUNCILMAN NOLEN

Yeah, I think --

MAYOR JONES

So you want to repeat the motion again.

COUNCILMAN NOLEN

If you want. I'll make a **motion** that we amend line 29 -- Page 6, line 29, remove the parentheses that are on that and says -- it'll then read: All campaign contributions in excess of \$100, whether from a natural person, firm, association, union, business, political action, or other committee or any other source, must be separately identified with the name and address of the contributor and the date of the contribution tabulated and reported on the form provided by the City Clerk.

MAYOR JONES

Further discussion?

COUNCILMAN HAWKINS

So your motion is that we report all or not report all?

COUNCILMAN NOLEN

That we report anything in excess of \$100.

MAYOR JONES

Vote on that motion. Post. Motion doesn't pass. (**Motion to amend failed**)

CITY COUNCIL MINUTES
MEETING OF
JANUARY 8, 1992

Page 4

TRANSCRIPT -- REPORTS FROM COMMITTEES

ITEM A.2 BILL 91-71

with Jones, Adamsen and Hawkins voting "NO").

COUNCILMAN HAWKINS I move that we accept the Bill 91-71 as it reads.

MAYOR JONES As amended also by the City Attorney. Could we have that in there?

COUNCILMAN HAWKINS Yes.

COUNCILMAN NOLEN What are the amendments?

MAYOR JONES The amendment . . .

COUNCILMAN HAWKINS They're in our backup. They're underlined and in parentheses.

COUNCILMAN HIGGINSON You need to make the motion and make sure you say and amendments at this time because the City Attorney asked for one amendment --

COUNCILMAN NOLEN Because I've had two or three different ones coming before me.

ROY WOOFER, CITY ATTORNEY What the Mayor mentioned.

COUNCILMAN HAWKINS Call for the vote.

MAYOR JONES Any discussion?

COUNCILMAN HAWKINS Call for the vote.

MAYOR JONES Call for the vote. Vote on the motion. Post. Motion's approved. (Motion carried with Nolen voting "NO") I have -- First of all I'd like to thank members of Council for enacting this ordinance and now it has the City of Las Vegas showing the most complete ethics ordinance. Even goes beyond that required by the State. I do have a question I would like to pose to the City Attorney. Originally when we discussed this ethics ordinance, we were talking about the possibility of considering term limitations. On advice of the City Attorney's office, we were told that requires a change to the City Charter and needs to be enacted through the legislature. We have discussed putting together a ballot initiative as an advisory which would allow the public to give their opinion and they're direction to elected officials. How do we go about that? Does it become an agenda item?

ROY WOOFER, CITY ATTORNEY Yes, yes. That would have to be an agenda item. Council would have to approve such.

CITY COUNCIL MINUTES
MEETING OF
JANUARY 8, 1992

Page 5

TRANSCRIPT -- REPORTS FROM COMMITTEES

ITEM A.2 BILL 91-71

MAYOR JONES It's not written exactly the way that we would propose it as an advisory. It's coming from the State and it doesn't deal specifically with elected City officials. It's

COUNCILMAN NOLEN I misunderstood then. I thought it did, dealt with all elected officials.

MAYOR JONES I don't believe so, no.

COUNCILMAN NOLEN It may not.

COUNCILMAN ADAMSEN Mr. Woofter, would it require a change to the City Charter or to the State of Nevada's Constitution?

ROY WOOFTER, CITY ATTORNEY It's possible. At least the City Charter but the Constitution too since

COUNCILMAN ADAMSEN I understand that.

ROY WOOFTER, CITY ATTORNEY . . . the Governor term limitation has been addressed.

COUNCILMAN ADAMSEN But that applies only to the Governor.

ROY WOOFTER, CITY ATTORNEY Right. So it very well could be a situation that

MAYOR JONES What we'd like to do is put it in as an agenda item. We feel as an advisory, it allows the public to voice their desires, which is what the process is all about.

ROY WOOFTER, CITY ATTORNEY Go forward, yes.

MAYOR JONES Yes. So I would

ROY WOOFTER, CITY ATTORNEY For the Council to go further forward.

MAYOR JONES Yes. So I would **direct**

ROY WOOFTER, CITY ATTORNEY Right staff.

COUNCILMAN HAWKINS I'd like to make another comment.

MAYOR JONES Yes.

COUNCILMAN HAWKINS Recommending Committee also passed out of our Committee that if in fact you were in office, held a City elected office and you wanted to run for another office, you would have to resign. That was taken off the ballot or taken off of this because the City Attorney says that he believed that he needed to do some research and homework. I know we have found some caselaw that speaks for and also against.

CITY COUNCIL MINUTES
MEETING OF
JANUARY 8, 1992

Page 6

TRANSCRIPT -- REPORTS FROM COMMITTEES

ITEM A.2 BILL 91-71

So, if you could address that and then do the same thing as what you're going to do with the Mayor and do what we need to do to either put that on the ballot or tell me how we can address that.

ROY WOOFER, CITY
ATTORNEY

Certainly look into that, Councilman.

MAYOR JONES

Thank you.

COUNCILMAN ADAMSEN

And, Your Honor, I've always held the personal belief that term limitations equates to voter limitations. So if we are going to limit terms, I've always believed that the issue should be put forward to the voters for them to decide if in fact that is their wish. If that is their wish, then I will support it.

MAYOR JONES

I would agree with that. Thank you.

(* * * END OF DISCUSSION * * *)

/vwd

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AVENUE, LAS VEGAS, NEVADA.
PUB: January 11, 1992
Las Vegas Review-Journal

composed of Mayor Jones and Councilman Hawkins, for recommendation; thereafter the said committee reported favorably on said amended ordinance on the 8th day of January, 1992, which was a rescheduled meeting of said City Council; and that at said rescheduled meeting the proposed ordinance was read by title to the City Council as amended and adopted by the following vote:
VOTING "AYE" Councilmen: Adamsen, Higginson, Hawkins Jr. and Mayor Jones

VOTING "NAY" Councilman: Nolen
ABSENT: Councilmen: NONE
COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 10TH FLOOR, 400 EAST STEWART

FLICT HEREWITH.
SPONSORED BY: Mayor Jan Laverly Jones
SUMMARY: Redefines Who a Candidate Must List as Partners or Associates, Requires Candidates to List Their and Their Spouse's Ownership of Real Property in Adjoining States, Redefines Source of Income, Adds Guidelines for Determining Willful Violation of Said Code, Changes the Amount of Campaign Contributions Reportable from One Hundred Dollars to Any and All Contributions, and Establishes a Local Ethics Committee.

The above and foregoing amended ordinance was first proposed and read by title to the City Council on the 6th day of November, 1991, and referred to the following committee

PUBLIC OFFICIALS, PUBLIC APPOINTEES OR CANDIDATES SERVE ON; AMENDING SECTION 80 OF SAID CHAPTER BY ADDING GUIDELINES FOR DETERMINING WILLFUL VIOLATION OF SAID CHAPTER; AMENDING SECTION 90 OF SAID CHAPTER BY CHANGING THE AMOUNT OF CAMPAIGN CONTRIBUTIONS REPORTABLE FROM ONE HUNDRED DOLLARS TO ANY AND ALL CONTRIBUTIONS; AMENDING SAID CHAPTER FURTHER BY ADDING ONE NEW SECTION TO CREATE A LOCAL ETHICS COMMITTEE; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CON-

THIRD AMENDMENT.
BILL NO. 91-71
ORDINANCE NO. 3623

AN ORDINANCE RELATING TO ETHICS; AMENDING TITLE 2, CHAPTER 51, SECTION 70 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY REDEFINING WHO A CANDIDATE MUST LIST AS PARTNERS OR ASSOCIATES, REQUIRING CANDIDATES TO LIST THEIR AND THEIR SPOUSE'S OWNERSHIP OF REAL PROPERTY IN ADJOINING STATES, AND REDEFINING SOURCE OF INCOME; LIST NAMES AND ADDRESSES OF ALL PRIVATE SECTOR COMMISSIONS AND BOARDS

STATE OF NEVADA)
COUNTY OF CLARK) SS:

TERINA L. CHAPLIN, being first duly sworn, deposes and says:

That she/he is a 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 of which is attached, was continuously published in the LAS VEGAS REVIEW-JOURNAL or THE LAS VEGAS SUN for a period of ONE insertions from the period of JANUARY 11, 1992 to JANUARY 11, 1992, on the following days:

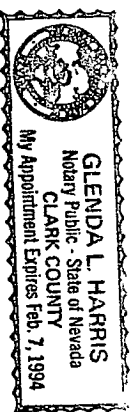
JANUARY 11, 1992

Signed: Terina L. Chaplin

Subscribed and sworn to before me this

14 day of January, 1992

Glenda L. Harris
Notary Public



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SECOND AMENDMENT BILL NO. 91-71

AN ORDINANCE RELATING TO ETHICS; AMENDING TITLE 2, CHAPTER 51, SECTION 70 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY REDEFINING WHO A CANDIDATE MUST LIST AS PARTNERS OR ASSOCIATES, REQUIRING CANDIDATES TO LIST THEIR AND THEIR SPOUSE'S OWNERSHIP OF REAL PROPERTY IN ADJOINING STATES, AND REDEFINING SOURCE OF INCOME; LIST NAMES AND ADDRESSES OF ALL PRIVATE SECTOR COMMISSIONS AND BOARDS PUBLIC APPOINTEES OR CANDIDATES SERVE ON; AMENDING SECTION 80 OF SAID CHAPTER BY ADDING GUIDELINES FOR DETERMINING WILLFUL VIOLATION OF SAID CHAPTER; AMENDING SECTION 90 OF SAID CHAPTER BY CHANGING THE AMOUNT OF CAMPAIGN CONTRIBUTIONS REPORTABLE FROM ONE HUNDRED DOLLARS TO ANY AND ALL CONTRIBUTIONS; AMENDING SAID CHAPTER FURTHER BY ADDING ONE NEW SECTION TO CREATE A LOCAL ETHICS COMMITTEE; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

SPONSORED BY:

Mayor Jan Loverly Jones

SUMMARY: Redefines Who a Candidate Must List as Partners or Associates, Requires Candidates to List Their and Their Spouse's Ownership of Real Property in Adjoining States, Redefines Source of Income, Adds Guidelines for Determining Willful Violation of Said Code, Changes the Amount of Campaign Contributions Reportable from One Hundred Dollars to Any and All Contributions, and Establishes a Local Ethics Committee.

At a City Council meeting
November 6, 1991

BILL NO. 91-71 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE: Mayor Jones and Councilman Hawkins. COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 10TH FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.
PUB: December 26, 1991
Las Vegas Review-Journal

STATE OF NEVADA)
COUNTY OF CLARK)

SS:

TERINA L CHAPLIN

, being first duly sworn, deposes and says:

That she/he is a 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 of which is attached, was continuously published in the LAS VEGAS REVIEW-JOURNAL or THE LAS VEGAS SUN for a period of ONE insertions from the period of DECEMBER 26, 1991 to DECEMBER 26, 1991, on the following days:

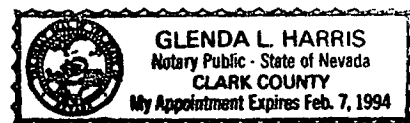
DECEMBER 26, 1991

Signed:

Subscribed and sworn to before me this

26 day of December, 1991

Glenda L Harris
Notary Public



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SECOND AMENDMENT
BILL NO. 91-71
AN ORDINANCE RELATING TO
ETHICS; AMENDING TITLE 2,
CHAPTER 91, SECTION 70 OF THE
MUNICIPAL CODE OF THE CITY
OF LAS VEGAS, NEVADA, 1983
EDITION, BY REDEFINING WHO
A CANDIDATE MUST LIST AS
PARTNERS OR ASSOCIATES RE-
QUIRING CANDIDATES TO LIST
THEIR AND THEIR SPOUSE'S
OWNERSHIP OF REAL PROPER-
TY IN ADJOINING STATES, AND
REDEFINING SOURCE OF IN-
COME; LIST NAMES AND AD-
DRESSES OF ALL PRIVATE SEC-
TOR COMMISSIONS AND BOARDS
PUBLIC APPOINTEES OR CANDI-
DATES SERVE ON; AMENDING
SECTION 80 OF SAID CHAPTER
BY ADDING GUIDELINES FOR
DETERMINING WILLFUL VIOLA-
TION OF SAID CHAPTER;
AMENDING SECTION 90 OF SAID
CHAPTER BY CHANGING THE
AMOUNT OF CAMPAIGN CONTRI-
BUTIONS REPORTABLE FROM
ONE HUNDRED DOLLARS TO
ANY AND ALL CONTRIBUTIONS
AMENDING SAID CHAPTER FUR-
THER BY ADDING ONE NEW SEC-
TION TO CREATE A LOCAL ETH-
ICS COMMITTEE, PROVIDING
FOR OTHER MATTERS PROPER-
LY RELATING THERETO; AND
REPEALING ALL ORDINANCES
OR PARTS OF ORDINANCES IN
CONFLICT HEREWITH.
SPONSORED BY: Mayor Jan Laverly Jones
SUMMARY: Redefines Who a Can-
didate Must List as Partners or As-
sociates. Requires Candidates to List
Their and Their Spouse's Ownership
of Real Property in Adjoining States.
Redefines Source of Income. Adds
Guidelines for Determining Willful
Violation of Said Code. Changes the
Amount of Campaign Contributions
Reportable from One Hundred Dol-
lars to Any and All Contributions,
and Establishes a Local Ethics Com-
mittee.
At a City Council meeting
November 6, 1991.
BILL NO. 91-71 WAS READ BY
TITLE AND REFERRED TO REC-
OMMENDING COMMITTEE: May-
or Jones and Councilman Hawkins
COPIES OF THE COMPLETE OR-
DINANCE ARE AVAILABLE FOR
PUBLIC INFORMATION IN THE
OFFICE OF THE CITY CLERK,
10TH FLOOR, CITY HALL, 400
EAST STEWART AVENUE, LAS
VEGAS, NEVADA.
PUB: December 26, 1991
Las Vegas Review-Journal

STATE OF NEVADA)
COUNTY OF CLARK)

SS:

TERINA L. CHAPLEN

being first duly
sworn, deposes and says:

That she/he is a legal clerk for the LAS VEGAS
REVIEW-JOURNAL and THE LAS VEGAS SUN, daily
newspapers regularly issued, published and circu-
lated in the City of Las Vegas, County of Clark, State
of Nevada, and that the advertisement, a true copy
of which is attached, was continuously published in
the LAS VEGAS REVIEW-JOURNAL or THE LAS
VEGAS SUN for a period of ONE insertions
from the period of DECEMBER 26, 1991
to DECEMBER 26, 1991, on the following
days:

DECEMBER 26, 1991

Signed:

Subscribed and sworn to before me this

26

day of December, 19 91

Glenda L. Harris
Notary Public



GLENDAL HARRIS
Notary Public - State of Nevada
CLARK COUNTY
My Appointment Expires Feb. 7, 1994

JAN 23 10 15 AM '67

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~~TERINA L. CHAPLIN~~

~~being first duty~~

sworn, deposes and says:

That she/he is a 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 of which is attached, was continuously published in the LAS VEGAS REVIEW-JOURNAL or THE LAS VEGAS SUN for a period of ONE insertions from the period of DECEMBER 26, 1991 to DECEMBER 26, 1991, on the following days:

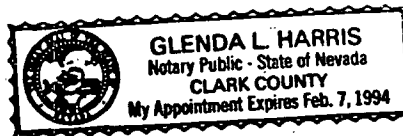
DECEMBER 26, 1991

Signed

Subscribed and sworn to before me this

26 day of Dec. 1941

Glenda L Harris
Notary Public



AN ORDINANCE RELATING TO ETHICS; AMENDING TITLE 2, CHAPTER 51, SECTION 70 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1980 EDITION, BY REDEFINING WHO A CANDIDATE MUST LIST AS PARTNERS OR ASSOCIATES, REQUIRING CANDIDATES TO LIST THEIR AND THEIR SPOUSE'S OWNERSHIP OF REAL PROPERTY IN ADJOINING STATES, AND, REDEFINING SOURCE OF INCOME; LIST NAMES AND ADDRESSES OF ALL PRIVATE SECURITIES COMMISSIONS AND CANDIDATES SERVE ON; AMENDING SECTION 70 OF SAID CHAPTER BY ADDING GUIDELINES FOR DETERMINING WILLFUL VIOLATION OF SAID CHAPTER; AMENDING SECTION 71 OF SAID CHAPTER BY CHANGING THE AMOUNT OF CAMPAIGN CONTRIBUTIONS REPORTABLE TO ONE HUNDRED DOLLARS TO ANY AND ALL CONTRIBUTIONS AMENDING SAID CHAPTER FURTHER BY ADDING ONE NEW SECTION TO CREATE A LOCAL ETHICS COMMITTEE; PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO; AND, REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND, SPONSORED BY:

Mayor Jon Lovary Jones

SUMMARY: Requires Who a Candidate Must List as Partners or Associates, Requires Candidates to List Their and Their Spouse's Ownership of Real Property in Adjoining States, Guidelines Source of Income, Adds Guidelines for Determining Willful Violation of Said Code, Changes the Amount of Campaign Contributions Reportable from One Hundred Dollars to Any and All Contributions, and Establishes a Local Ethics Committee.

At a City Council meeting held on the 11th day of December, 1991, the following was read by Bill No. 71-71:

BILL NO. 71-71 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE: Mayor Jones and Council Members. COPIES OF THE AVAILABLE ORDINANCE ARE ON FILE IN THE OFFICE OF THE CITY CLERK, FOURTH FLOOR, CITY HALL, 200 EAST STEWART AVENUE, LAS VEGAS, NEVADA.

PUB: December 26, 1991
 Las Vegas Review-Journal

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AFFIDAVIT OF PUBLICATION

CITY CLERK

AVENUE, LAS VEGAS, NEVADA
PUB: January 11, 1992
Las Vegas Review-Journal

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composed of Mayor Jones and Councilman Hawkins, for recommendation; thereafter the said committee acquired favorable and unbiased copies of the Ordinance and Ordinance 192, which was a rescheduled meeting of said City Council; and that of said rescheduled meeting the proposed ordinance was read by title to the City Council as amended and adopted by the following vote: VOTING "AYE" Councilmen: Adams, Hawkins, Hawkins Jr. and Mayor Jones. VOTING "NAY" Councilman: Nelson. ABSENT: Councilman: NONE. COPIES OF THE COMPLETE OR DYNAMIC INFORMATION FOR THE OFFICE OF THE CITY CLERK, 10TH FLOOR, 400 EAST STEWART

ELICT HEREWITH. SPONSORED BY: Mayor Jan Lavery Jones. SUMMARY: Redefines Who a Candidate Must List as Partners or Associates in the City of Las Vegas. The Ordinance also defines the Redefines Source of Income. Adds Guidelines for Determining Willful Violation of Ordinance. Changes the Amount of Correlation Contributions Reportable from One Hundred Dollars to Any and All Contributions. and Establishes a Local Ethics Committee. The above and foregoing amended ordinance was introduced and read by title on the 11th day of November, 1991 and referred to the following committee

PUBLIC OFFICIALS, PUBLIC APPOINTMENTS OR CANDIDATES SERVE ON; AMENDING SECTION 40 OF SAID CHAPTER BY ADDING GUIDELINES FOR DETERMINING WILLFUL VIOLATION OF SAID CHAPTER; AMENDING SECTION 40 OF SAID CHAPTER BY CHANGING THE AMOUNT OF REPORTABLE FROM ONE HUNDRED DOLLARS TO ANY AND ALL CONTRIBUTIONS; AMENDING SAID CHAPTER FURTHER BY ADDING ONE NEW SECTION TO CREATE A LOCAL ETHICS COMMITTEE; PROVIDING FOR OTHER MATTERS PERTAINING TO THE ETHICS OF PUBLIC OFFICIALS; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CON-

THIRD AMENDMENT BILLING BY 143 ORDINANCE NO. 143 AN ORDINANCE RELATING TO ETHICS; AMENDING TITLE 2, CHAPTER 51, SECTION 40 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1991 EDITION, BY REDEFINING WHO A CANDIDATE MUST LIST AS PARTNER OR ASSOCIATE; REPEALING AND THEIR SPOUSE'S OWNERSHIP OF REAL PROPERTY IN ADJOINING STATES, AND REDEFINING SOURCE OF INCOME; LIST NAMES AND ADDRESSES OF ALL PRIVATE SECTORS COMMISSIONS AND BOARDS

STATE OF NEVADA)
COUNTY OF CLARK) SS:

TERINA L CHAPLIN, being first duly sworn, deposes and says:

That she/he is a 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 of which is attached, was continuously published in the LAS VEGAS REVIEW-JOURNAL or THE LAS VEGAS SUN for a period of ONE insertions from the period of JANUARY 11, 1992 to JANUARY 11, 1992, on the following days:

JANUARY 11, 1992

Signed: *Terina L Chaplin*

Subscribed and sworn to before me this 14 day of January, 1992

Glenda L Harris
Notary Public

GLENDAL HARRIS
Notary Public - State of Nevada
CLARK COUNTY
My Appointment Expires Feb. 7, 1994



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