

ORDINANCE NO. 296

AN ORDINANCE AUTHORIZING THE BOARD OF CITY COMMISSIONERS OF THE CITY OF LAS VEGAS, COUNTY OF CLARK, STATE OF NEVADA TO BORROW THE SUM OF ONE HUNDRED AND SIXTY THOUSAND DOLLARS (\$160,000.00) WITH WHICH TO CONSTRUCT A MUNICIPALLY-OWNED SWIMMING POOL OR SWIMMING POOLS AND INCIDENTAL FACILITIES THERETO; AND TO ISSUE AND SELL GENERAL OBLIGATION BONDS OF THE CITY OF LAS VEGAS TO SECURE THE SAME AND OTHER MATTERS RELATING THERETO.

THE BOARD OF CITY COMMISSIONERS OF THE CITY OF LAS VEGAS DO ORDAIN:

Section 1. A Municipally-owned and operated swimming pool or swimming pools for the residents of the City of Las Vegas is hereby determined and declared to be a public use for the purpose of the City.

Section 2. That for the purpose of paying the construction costs of a Municipal swimming pool or pools under and by virtue of the authority vested in the City of Las Vegas, Nevada, by Section 4 of Chapter 1 of Chapter 132 "Laws of 1911" the same being an act entitled:

"An Act to incorporate the town of Las Vegas in Clark County and defining the boundaries thereof and to authorize the establishment of a city government therefor and other matters relating thereto"

approved March 16, 1911 as amended, and

Subsection 5 of Section 31 of Chapter 11 of Chapter 32 of the Laws of 1911 by an act entitled:

"An Act to incorporate the town of Las Vegas in Clark County and defining the boundaries thereof and to authorize the establishment of a city government therefor and other matters relating thereto" as amended

and any further authority granted by the general laws of the State of Nevada and/or the charter of the City of Las Vegas; and pursuant to the proclamation of the Board of City Commissioners of the City of Las Vegas heretofore issued at its regular meeting held on the 6th day of January, 1945 and published on the 9th, 16th, and 23rd of January, 1945 in the Las Vegas Evening Review Journal, a daily newspaper of general circulation regularly published in said City of Las Vegas, County of Clark, State of Nevada.

The Board of City Commissioners of the City of Las Vegas is hereby authorized, empowered and directed to issue in the name of the City of Las Vegas, and for and on behalf of the City of Las Vegas, one hundred and sixty (160) general obligation bonds of the value of One Thousand Dollars (\$1000.00) each, which said bonds shall be numbered consecutively from one (1) to One Hundred and Sixty (160) inclusive and shall mature and become payable at annual periods as follows:

**CITY  
CLERK'S  
FILE**

Numbers 1 to 32 inclusive of said bonds shall mature and become payable on January 1, 1947.

Number 33 to 64 inclusive shall mature and become payable on January 1, 1948.

Numbers 65 to 96 inclusive shall mature and become payable on January 1, 1949.

Numbers 97 to 128 inclusive shall mature and become payable on January 1, 1950.

Numbers 129 to 160 inclusive shall mature and become payable on January 1, 1951.

Each of said bonds shall bear interest at the rate of 4% per annum and said interest to be payable semi-annually on the first day of January of each year, commencing January 1, 1947. Said bonds shall be designated as "Las Vegas Swimming Pool Bonds, Series 1947-1951."

Section 3. Said bonds or such proportion thereof as may be necessary to accomplish the purpose herein expressed, shall be sold to the bidder making the highest and best bids.

Section 4. The Board of Commissioners of the City of Las Vegas shall cause the said bonds to be prepared in appropriate form with appropriate recitals necessary to secure the holders thereof, and to make the bonds a legal and effective general obligation against the City of Las Vegas. The bonds shall be signed by the Mayor of the City of Las Vegas or the Mayor Pro Tem of the City of Las Vegas, and the City Clerk or the Deputy City Clerk of the City of Las Vegas, and countersigned by the City Treasurer of the City of Las Vegas, and shall be authenticated by the seal of the City of Las Vegas. The said bonds shall contain coupons attached to the several bonds representing the several installments of interest to fall due thereon, so that they may be renewed without injury to the bond or coupon. The coupons shall be numbered consecutively and shall bear the signature or facsimile signature of the Mayor or the Mayor Pro Tem and the counter signature or facsimile counter signature of the City Clerk and the signature or facsimile counter signature of the City Treasurer. Said bonds shall bear the date of January 1, 1946.

The said bonds, or as many thereof as may be necessary in the judgment of the Board of City Commissioners to accomplish the purpose herein expressed, shall be sold as herein provided and the proceeds thereof shall be placed in a City fund designated as the "Swimming Pool Bond Fund."

The said "Swimming Pool Bond Fund" so derived from the sale of such bonds shall be used for the purpose of constructing a municipally-owned swimming pool or pools and incidental facilities thereto, and for no other purpose.

Section 5. The said bonds so issued shall be a lien upon any swimming pool so constructed by the City.

Section 6. When said swimming pool shall be constructed as

herein provided, the Board of Commissioners shall charge such prices for the use of said swimming pool or pools and their facilities as in their discretion they deem satisfactory and proper, and the net proceeds from said charges shall be used to defray all or such portion of the swimming pool bond issue as is possible.

Section 7. The issuance of the bonds herein provided for shall be conclusive evidence of the regularity of all proceedings up to the issuance of said bonds, and in the event that the fund created from the admission charges to said swimming pool or pools and from other income from said swimming pool or pools shall be insufficient to pay the principal upon and redeem said bonds and to pay the interest thereon as respective amounts become due, then in such amount the deficiency shall be paid by the Treasurer of the City of Las Vegas from the Swimming Pool Bond & Redemption Fund of the City of Las Vegas, and each of the bonds issued under the authority of this ordinance shall contain a provision to that effect. Said bonds shall be exempt from the City tax.

Section 8. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional or invalid such decision shall not effect the remaining portion of this ordinance.

The Board of City Commissioners hereby declare it would have passed this ordinance and each section and subsection thereof, irrespective of the fact that any one or more of the sections, subsections, sentences, clauses or phrases be declared unconstitutional or invalid.

Section 9. This ordinance shall be and become effective immediately after its adoption, approval and the publication thereof for two consecutive weeks in the Las Vegas Morning Tribune, a daily newspaper, published in the City of Las Vegas, and, its final passage.

Section 10. The City Clerk of the City of Las Vegas is hereby authorized and directed to cause this ordinance to be published in the Las Vegas Morning Tribune, a daily newspaper, published in the City of Las Vegas, for a period of once a week for two consecutive weeks immediately following its first reading.

This ordinance was read for the first time, proposed, considered and voted upon this first day of March, 1945.

Voting ayes: *Commissioners Bates, Carradetti, Smith & His Honor Mayor Craig.*

Voting nays: *None*

Absent: *Comm. Clark*

*E. W. Cragin*  
E. W. Cragin, Mayor

ATTEST:

*Helen Scott Reed*  
Helen Scott Reed  
City Clerk

This ordinance was read aloud to the Board for the first time at a regular meeting of the Board on the 1<sup>st</sup> day of March, 1945, at which time it was proposed, considered and voted upon, and unanimously adopted and thereafter published in the Las Vegas Morning Tribune, a daily newspaper, published in the City of Las Vegas, for a period of once a week for two consecutive weeks immediately following its first reading. And it was thereafter read aloud to the Board for a second time, adopted, approved and finally <sup>th</sup> passed at a regular meeting of the Board held on the 6 day of April, 1945.

Voting ayes: *Commissioners Bates, Clark, Smith & His Honor, Mayor Cragin.*

Voting nays: *None.*

Absent: *Commissioner Corradetti.*

*E. W. Cragin*  
E. W. Cragin  
Mayor of the City of Las Vegas

ATTEST:

*Helen Scott Reed*  
Helen Scott Reed  
City Clerk

Duplicate

### AFFIDAVIT OF PUBLICATION

STATE OF NEVADA, )  
COUNTY OF CLARK ) ss.

Will Freeman

being first duly sworn, deposes

Editor

and says: That he is \_\_\_\_\_ of the Las Vegas Morning Tribune, a daily newspaper, of general circulation, printed and published at Las Vegas, in the County of Clark, State of Nevada, and that the attached was continuously published

in said newspaper for a period of Three (3) consecutive weeks

from March 6 1945 to March 20 1945

inclusive, being the issue of said newspaper for the following dates, to-wit:

March 6, 13, 20 1945

That said newspaper was regularly issued and circulated on each of the dates above named.

Signed

*Will Freeman*

Subscribed and sworn to before me this day of April 9 1945

Notary Public in and for Clark County, Nevada

My Commission Expires

### 19 Legal Notices

#### ORDINANCE NO. 296

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The Board of City Commissioners of the City of Las Vegas do ordain:

Section 1. A Municipally-owned and operated swimming pool or swimming pools for the residents of the City of Las Vegas is hereby determined and declared to be a public use for the purpose of the City.

Section 2. That for the purpose of paying the construction costs of a municipally-owned swimming pool or pools under the authority vested in the City of Las Vegas, Nevada, by Section 4 of Chapter 1 of Chapter 132 "Laws of 1911" the same being an act entitled:

"An Act to incorporate the town of Las Vegas in Clark County and defining the boundaries thereof and to authorize the establishment of a city government therefor and other matters relating thereto"

approved March 16, 1911, as amended, and Subsection 5 of Section 31 of Chapter 11 of Chapter 32 of the Laws of 1911 by an act entitled:

"An Act to incorporate the town of Las Vegas in Clark County and defining the boundaries thereof and to authorize the establishment of a city government therefor and other matters relating thereto" as amended and any further authority granted by the general laws of the State of Nevada and/or the charter of the City of Las Vegas; and pursuant to the proclamation of the Board of City Commissioners of the City of Las Vegas heretofore issued at its regular meeting held on the 6th day of January, 1945, and published on the 9th, 16th and 23rd of January, 1945, in the Las Vegas Evening Review Journal, a daily newspaper of general circulation regularly published in said City of Las Vegas, County of Clark, State of Nevada.

The Board of City Commissioners of the City of Las Vegas is hereby authorized, empowered and directed to issue in the name of the City of Las Vegas, and for and on behalf of the City of Las Vegas, one hundred and sixty (160) general obligation bonds of the value of One Thousand Dollars (\$1,000.00) each, which said bonds shall be numbered consecutively from One (1) to One Hundred and Sixty (160) inclusive and shall mature and become payable at annual periods as follows:

- Numbers 1 to 32 inclusive of said bonds shall mature and become payable on January 1, 1947.
- Number 33 to 64 inclusive shall mature and become payable on January 1, 1948.
- Numbers 65 to 96 inclusive shall mature and become payable on January 1, 1949.
- Numbers 97 to 128 inclusive shall mature and become payable in January 1, 1950.
- Numbers 129 to 160 inclusive shall mature and become payable on January 1, 1951.

Each of said bonds shall bear interest at the rate of 4 per cent per annum and said interest to be payable semi-annually on the first day of January of each year, commencing January 1, 1947. Said bonds shall be designated as "Las Vegas Swimming Pool Bonds, Series 1947-1951."

Section 3. Said bonds or such proportion thereof as may be necessary to accomplish the purpose herein expressed, shall be sold to the bidder making the highest and best bids.

Section 4. The Board of Commissioners of the City of Las Vegas shall cause the said bonds to be prepared in appropriate form with appropriate recitals necessary to secure the holders thereof, and to make the bonds a legal and effective general obligation against the City of Las Vegas. The bonds shall be signed by the Mayor of the City of Las Vegas or the Mayor Pro Tem of the City of Las Vegas, and the City Clerk or the Deputy City Clerk of the City of Las Vegas, and countersigned by the City Treasurer of the City of Las Vegas, and shall be authenticated by the seal of the City of Las Vegas. The said bonds shall contain coupons attached to the several bonds representing the several installments of interest to fall due thereon, so that they may be renewed without injury to the bond or coupon. The coupons shall be numbered consecutively and shall bear the signature or facsimile signature of the Mayor or the Mayor Pro Tem and the counter signature or facsimile counter signature of the City Clerk and the signature or facsimile counter signature of the City Treasurer. Said bonds shall bear the date of January 1, 1946.

The said bonus, or as many thereof as may be necessary in the judgment of the Board of City Commissioners to accomplish the purpose herein expressed, shall be sold as herein provided and the proceeds thereof, shall be placed in a City fund designated as the "Swimming Pool Bond Fund."

The said "Swimming Pool Bond Fund" so derived from the sale of such bonds shall be used for the purpose of constructing a municipally-owned swimming pool or pools and incidental facilities thereto, and for no other purpose.

Section 5. The said bonds so issued shall be a lien up on any swimming pool so constructed by the City.

Section 6. When said swimming pool shall be constructed as herein provided, the Board of Commissioners shall charge such prices for the use of said swimming pool or pools and their facilities as in their discretion they deem satisfactory and proper, and the net proceeds from said charges shall be used to defray all or such portion of the swimming pool bond issue as is possible.

Section 7. The issuance of the bonds herein provided for shall be conclusive evidence of the regularity of all proceedings up to the issuance of said bonds, and in the event that the fund created from the admission charges to said swimming pool or pools and from other income from said swimming pool or pools shall be insufficient to pay the principal upon and redeem said bonds and to pay the interest thereon as respective amounts become due, then in such amount the deficiency shall be paid by the Treasurer of the City of Las Vegas from the Swimming Pool Bond & Redemption Fund of the City of Las Vegas, and each of the bonds issued under the authority of this ordinance shall contain a provision to that effect. Said bonds shall be exempt from the City tax.

Section 8. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be un-

constitutional or invalid such decision shall not affect the the remaining portion of this ordinance.

The Board of City Commissioners hereby declare it would have passed this ordinance and each section and subsection thereof, irrespective of the fact that any one or more of the sections, subsections, sentences, clauses or phrases be declared unconstitutional or invalid.

Section 9. This ordinance shall be and become effective immediately after its adoption, approval and the publication thereof for two consecutive weeks in the Las Vegas Morning Tribune, a daily newspaper, published in the City of Las Vegas, and, its final passage.

Section 10. The City Clerk of the City of Las Vegas is hereby authorized and directed to cause this ordinance to be published in the Las Vegas Morning Tribune, a daily newspaper, published in the City of Las Vegas, for a period of once a week for two consecutive weeks immediately following its first reading.

This ordinance was read for the first time, proposed, considered and voted upon this first day of March, 1945.

Voting ayes: Commissioners Bates, Corradetti, Smith and His Honor, Mayor Cragin.

Voting nays: None.  
Absent: Pat Clark.  
(Seal)

E. W. CRAGIN,  
Mayor

Attest:  
HELEN SCOTT REED,  
City Clerk.  
March 6-13-20.