

MINUTES

Las Vegas, Nevada
June 16, 1971

A Regular Meeting of the Board of City Commissioners of the City of Las Vegas, Nevada, held this 16th day of June, 1971, was called to order by His Honor, Mayor Oran K. Gragson, at the hour of 10:00 a.m., with the following members present:

Mayor	Oran K. Gragson
Commissioner	Alexander Coblentz, M.D. (excused at 1:30 p.m.)
Commissioner	Hank Thornley
Commissioner	Wesley G. Howery (excused at 2:00 p.m.)
Commissioner	James J. Corey

STAFF PRESENT

City Manager	A. R. Trelease
City Attorney	Earl P. Gripentrog (from 10:00 a.m. to 12:15 p.m.)
Deputy City Attorney	Ian Ross (from 12:15 p.m. to 2:35 p.m.)
Director of Planning	Donald J. Saylor
Director of Public Works	Richard P. Sauer
Director of License & Revenue	Jean Dutton
Director of Personnel	J. Robert McPherson
Director of Recreation	Fred Martin
Chief of Police	N. D. "Pete" Witcher
Fire Chief	J. D. Miller
Procurement Officer	J. C. Cathcart
Traffic Engineer	Al Bossi
City Clerk	Edwina M. Cole

INVOCATION

The Invocation was given by Rev. Melvin A. Pekrul, First Baptist Church:

"We thank Thee again, Oh God, for a good City government; for men of integrity who have been meeting the affairs of our City. We would pause to say thank you to men who have served - who are going out of office - for whom it is the last meeting. They have given of themselves in an unselfish way - in a way that has enriched the life of our City. We pray, Oh God, that as decisions are made here today that justice will prevail - that the welfare of our City will at all times be the consideration. Above all, Oh God, we pray that Thy will be done today in all the decisions that are made. In Thy name, we pray. Amen."

PLEDGE OF
ALLEGIANCE

Mayor Gragson called the meeting to order and the Pledge of Allegiance was given.

AWARD
OF
CONTRACTS

BID No. 71.44 - ANNUAL SPARK PLUG CONTRACT - JULY 1, 1971
THRU 6/30/72 (City Garage)
(Estimate: \$2,600.00)

Commissioner Howery moved that the recommendation of the City Manager, the using Department and the Procurement Division for award of contract under Bid No. 71.44 to CHARLESTON AUTO PARTS for the low bid in the amount of \$1,800.00, be APPROVED, and the Procurement Division authorized to proceed.

Motion seconded by Commissioner Thornley and carried by the following vote: Commissioners Coblentz, Thornley Howery and Mayor Gragson voting aye; noes, none.

(Commissioner Corey did not vote - did not arrive in Commission Chambers until 10:05 a.m.)

BID No. 71.45 - ANNUAL PAPER CONTRACT - JULY 1, 1971 THRU
JUNE 30, 1972 (Print Shop)
(Estimate: \$9,000.00)

Commissioner Thornley moved that the recommendation of the City Manager, the using department and the Procurement Division for award of contract under Bid No. 71.45 to BLAKE-MOFFITT-TOWNE for the low bid in the amount of \$9,292.34, be APPROVED, and the Procurement Division authorized to proceed.

Motion seconded by Commissioner Coblentz and carried by the following vote: Commissioners Coblentz, Thornley, Howery and Mayor Gragson voting aye; noes, none.

BID No. 71.61 - GOLF COURSE CLUBHOUSE SEWER (Public Works)
(Estimate: \$6,824.00)

Commissioner Howery moved that the recommendation of the City Manager, the using department and Procurement Division for award of contract under Bid No. 71.61 to VALLEY PLUMBING & UTILITY for the low bid in the amount of \$5,450.30, be APPROVED, and the Procurement Division authorized to proceed.

Motion seconded by Commissioner Thornley and carried by the following vote: Commissioners Coblentz, Thornley, Howery and Mayor Gragson voting aye; noes, none.

BID No. 71.63 - PAINT SLUDGE DIGESTER TANKS, PLANT No. 1
(Public Works)
(Estimate: \$2,500.00)

Commissioner Howery moved that the recommendation of the City Manager, the using department and Procurement Division for award of contract under Bid No. 71.63 to W. J. BRYAN for the low bid in the amount of \$1,875.00, be APPROVED, and the Procurement Division authorized to proceed.

Motion seconded by Commissioner Coblentz and carried by the following vote: Commissioners Coblentz, Thornley, Howery and Mayor Gragson voting aye; noes, none.

BID No. 71.64 - ALLEY REPAIR - JONES & WALLACE, SOUTH OF
ELTON (Public Works)
(Estimate: \$4,000.00)

Commissioner Thornley moved that the recommendation of the City Manager, the using department and Procurement Division for award of contract Under Bid No. 71.64 to WOMACK CONSTRUCTION for the low bid in the amount of \$2,295.00, be APPROVED, and the Procurement Division authorized to proceed.

Motion seconded by Commissioner Coblentz and carried by the following vote: Commissioners Coblentz, Thornley, Howery and Mayor Gragson voting aye; noes, none.

BID No. 71.66 - ANNUAL HEATER REMIX, ALTERNATE BID -
JULY 1, 1971 THRU JUNE 30, 1972 (Public Works)
(Estimate: \$83,000.00)

Commissioner Coblentz moved that the recommendation of the City Manager, the using department and Procurement Division for award of contract under Bid No. 71.66 to WELLS CARGO for the sold bid received in the amount of \$87,000.48 (conditioned upon the approval from the Clark County Health Department) be APPROVED, and the Procurement Division authorized to proceed.

Motion seconded by Commissioner Thornley and carried by the following vote: Commissioners Coblentz, Thornley, Howery and Mayor Gragson voting aye; noes, none.

(Commissioner Corey arrived at the meeting at the hour of 10:05 a.m.)

BID No. 71.67 - ANNUAL WATER TREATMENT OF AIR CONDITION-
ING - JULY 1, 1971 THRU JUNE 30, 1972 (Public Works)
(Estimate: \$2,250.00)

Commissioner Coblentz moved that the recommendation of the City Manager, the using department and Procurement Division for award of contract Under Bid No. 71.67 to WATER CHEMISTS for its bid in the amount of \$2,437.00, be APPROVED, and the Procurement Division authorized to proceed.

Motion seconded by Commissioner Howery and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

REQUEST TO
ADVERTISE
FOR BIDS
Approved

Commissioner Howery moved that the recommendation of the City Manager, the using departments and Procurement Division to advertise for bids on the following services and/or materials, be APPROVED, and the Procurement Division authorized to proceed:

EMPLOYEES GROUP LIFE & MEDICAL INSURANCE PROGRAM
(Personnel Dept.)

FRONT-END LOADER (Public Works - Streets Division)

18-INCH SEWER LINE INSTALLATION - VEGAS DRIVE FROM
JONES BLVD. TO MICHAEL WAY (Public Works)

INFRARED ELECTRONIC DISTANCE MEASURING INSTRUMENT
SIMILAR TO A "TELLUROMETER MA-100 SHORT RANGE"
(Public Works - Services Division)

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

PURCHASE
ORDER
Approved

Commissioner Thornley moved that the recommendation of the City Manager, the using department and Procurement Division for issuance of a Purchase Order to SOUTHERN NEVADA OFFICIALS ASSOCIATION in the amount of \$6,890.00, for umpires during the 1971 Boys Baseball Program, be APPROVED, and Staff authorized to proceed.

Motion seconded by Commissioner Howery and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

SERVICE AND
MATERIAL WARRANTS
Approved

Commissioner Corey moved that Service and Material Warrants Nos. F-202993 thru F203737, F-303372 and F-203377 thru F303619, in the amount of \$593,320.03, be APPROVED, and the Director of Finance authorized to issue.

Motion seconded by Commissioner Howery and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

PAYROLL WARRANTS
Approved

Commissioner Corey moved that Payroll Warrants Nos. 88199 thru 89672, for the pay period ending JUNE 5, 1971, in the amount of \$362,536.22, be APPROVED, and the Director of Finance authorized to issue.

Motion seconded by Commissioner Howery and carried by the following vote: Commissioners Coblentz, Thornley, Howery and Corey voting aye; noes, none.

V-9-71
Denied
Appeal

REQUEST FOR RECONSIDERATION OF DENIAL ACTION OF
VARIANCE - ROBERT WARREN MILLER - V-9-71

Property located at 128 Shadow Lane, between Collins Avenue and Alta Drive, in Land Use Zone R-1.

"June 9, 1971

"The Honorable Oran Gragson and Board of City Commissioners

"Reference is made to my appearance before the Board of Zoning Adjustment on March 25, 1971 and then my appearance before your group on May 19, 1971, at which meeting you denied my request for variance by a 3/2 vote.

"Since that time I have worked extensively with the City Planning Department, together with a meeting with the City Manager, the City Attorney and His Honor.

"The results being that a reconstruction of the Pool Equipment Cover can be done that would make it completely within Code with only a very slight variance needed.

"I therefore humbly request that you favorably consider my request that the matter again be brought up before your next formal meeting on June 16th.

"I very much appreciate the kind consideration that has been afforded me these past ten days in arriving at an amicable solution to a most unfortunate and perplexing situation."

/s/ Robert W. Miller

Mayor Gragson: (Referring to V-9-71 and V-4-71): I have had a ruling from the City Attorney's office to the effect that we can't hear this type of appeal. The matters will have to be re-submitted.

Director of Planning, Donald J. Saylor: Under V-9-71, it is a request for reconsideration. The Hargrove matter (under V-4-71) however, is a little different. He is not asking for reconsideration. He is asking for the City not to proceed in forcing the removal on the height of the accessory building because he proposes to add an addition on to his house, which would make the house higher than the accessory building; thereby making the height of the accessory building legal. All he is asking for is that he not have to tear down the roof of the accessory building until he is given time to build the addition to his house. In other words, he is not asking to be heard again.

Mayor Gragson: What time limit has he asked for?

Mr. Saylor: He hasn't specified any particular time limit. He has indicated that he is ready to make application for a Building Permit and proceed with the addition to his house. If you do approve his request for additional time, you might specify such a time limit factor. He has been cited into court and if you want to give him time, that will stay that procedure.

V-4-71
Granted Six (6)
Months Extension

REQUEST FROM APPLICANT - HENRY & HELEN HARGROVE -
V-4-71

Request from applicant for additional time to pursue the remedy of adding a second story to his house which would, in fact, make the height of his proposed accessory building, legal. Property located at 1223 Purple Sage Avenue on the west side of Purple Sage Ave. between Turquoise Road and Arrow Place, in Land Use Zone R-1.

Commissioner Coblentz moved that Henry and Helen Hargrove, under V-4-71, be GRANTED SIX (6) MONTHS ADDITIONAL TIME to pursue the remedy of adding a second story to the residence located at 1223 Purple Sage Avenue.

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V-9-71

Mayor Gragson: Relative to V-9-71 (Robert Warren Miller) - he will have to reapply for a Variance because the City Attorney has advised that we cannot act on it. I am merely bringing this out in case there are people who are here for that purpose only and they might not necessarily want to remain.

Mr. Saylor: Then on V-9-71, am I to understand that the City is saying that it cannot be appealed; that he will have to file another application but that, in the meantime, we will not proceed with any legal action to force removal of the Pool Equipment Cover? Is that right?

Mayor Gragson: Yes, if he is going to file with the changes he has proposed.

(Just prior to Commission discussion on Z-18-68, in response to a question from an unidentified speaker in the audience)

Unidentified Speaker: I did not hear your decision on V-9-71 (Helen and Henry Hargrove) - was there a time limit given?

Mr. Saylor: All they did was to stipulate that he file a new application.

Commissioner Howery: It has to go back to Planning -

Mr. Saylor: However, the City will not proceed to force removal if he does file a new application.

Unidentified Speaker: This is the third meeting on this. How much lenience do you give on a misdemeanor?

Mayor Gragson: It was the decision of this Commission that if he makes his application . . . we attempt to treat all people equally and give them as much consideration as possible.

Commissioner Corey: There should be a time limit on it. I would say within thirty (30) days.

Mr. Saylor: I would say that he should file a new application within the next 2 or 3 days.

Commissioner Howery: So that it will be on for the next meeting -

Commissioner Corey: Okey - so notify him. Is he present?

Mr. Saylor: No, but I believe he fully understands and intends to file a new application practically immediately.

STREET NAME
CHANGE
Approved

THOM BOULEVARD TO KADANS DRIVE

(Planning Commission recommends denial. 8 protests)

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Mr. Saylor: This involves the request of three property owners on what is now Thom Blvd. to change it to Kadans Drive. Thom Blvd. is a street running north from the Tonopah Highway at Cheyenne to Craig. This is the street (wall map). There is very little development along the street. The Planning Commission conducted a Public Hearing on the matter and has recommended denial. I think a majority of the developed properties on the street are in protest to the action, together with some of the

people who do not have developed property. For example: Mr. Hoppi who has a quarter section on both sides of Thom at this location, has protested the action, as well as Fullmer who has developed property in here and Mr. LaPenta who is in business at this location (wall map) and has a Thom Blvd. address. The petition for the change was signed by three property owners along here and, of course, Mr. Kadans was not a signator on the petition but is, in fact, one of the property owners who is desirous of having the name changed.

Mrs. Kadans: I would like to submit that in the interim we have received eight additional answers to a petition that was circulated after the original petition and, if I may, I would like to read the petition:

"To Whom It May Concern:

"I am an owner, or part owner, of real estate fronting on Thom Boulevard in Las Vegas. As this is only a 20 ft. road, most of it unpaved, I believe it is a mistake to call it a 'Boulevard'. So long as a change is necessary, I believe that the Surveyor (by the name of Thom) who originally surveyed the area and who decided to name it after himself and to call the road a boulevard, should not retain the name on this road. On the other hand, by calling it Kadans Drive, the road will be named after a prominent attorney and law professor who has taught at Loyola University Law School and who has written several law books, as well as a book on botanical medicine 'MODERN ENCYCLOPEDIA OF HERBS'. He was formerly a special agent and inspector with the U.S. Government and was recently elected President of the Southern Nevada Citizens Crime Commission. I therefore am in favor of changing the name of the road to Kadans Drive."

Mrs. Kadans: I submit herewith signed petitions from:

L. E. and Vera M. Ward	P.O. Box 14732, Las Vegas 89114
Dr. Carl A. and Margaret C. Davis	(no address given on petition)
James W. Crump	Lot 22, Block 5
Willa Mae Crump	Lot 9, Block 5
Vol and Georgia Woodall	829 N. San Vicente Blvd. Los Angeles, Calif. 90069

Mrs. Kadans: We have all read many things on this controversial issue which, when I started it, I had no idea would become so controversial. I went to the property owners who are now protesting and they said they would have no protest. They would not actually care to have it done, since it might inconvenience them a little, however they would not protest, in fact, and that's when I started the petition. I was surprised, really, to see that many people come out and their only excuse was - they didn't want to spend \$2.00 to change their licenses. I will be happy to pay the \$2.00. I have offered to pay for the street name change - the one sign. There is only one sign to be changed. I feel that in a way, although the publicity on my husband's book has been excellent, a little of the publicity hasn't been too

good. They call him "a defeated candidate". In our lives most of us have been defeated in one thing or another. My husband is a very fine attorney and he has not been allowed to take the Bar exams because of a rule that is strictly unconstitutional. It is in the Courts right now to be changed. This law has kept the man from practicing his profession. He is a learned man - has several I would say six - degrees and he has been able to conquer the fact that he has not been able to practice with the work he has done in other fields. This is an unusual man. I say this without reservation. I know that many of you know Joseph Kadans and although it was mentioned that his claim to fame was being a defeated candidate, I fail to see that. I know, and you all know, that being a defeated candidate is just one step in line. I have been defeated in many things in my life and it hasn't set me back. And being a defeated candidate has never set Joseph Kadans back. As far as being able to practice law, this is one of the things he will accomplish one day if he has to take it to the United States Supreme Court. It is in the Appellate Courts right now. As far as Kadans Drive is concerned, my husband is famous nationally and internationally . . . he is immediate Past President of the Lions Club - he is one of the people who was instrumental in bringing the Lions Convention to Las Vegas and he is Chairman of International Affairs for that Convention. I think the work that he has done in this community (other than being a defeated candidate) is far more important. The books that he has written, after having written more books, that are used in courtrooms all over the United States and in the accredited schools all over the United States. My husband is admitted to practice in the State of Maryland, the State of Michigan and before the United States Supreme Court. He is admitted to practice in two Appellate Courts and yet he cannot take the Bar exams in the State of Nevada but this is one of the things that will be rectified as justice will out. As far as Kadans Drive is concerned, I think the City of Las Vegas would be proud to have Kadans Drive. Kadans Ranch is on the map and when people look for Thom Blvd. they can't find it, but looking at the map Kadans Ranch is there as big as life. I don't know how it got there originally, but it's there and people know where Kadans Ranch is and it would be an honor, not only to us, but to the City of Las Vegas and the State of Nevada to have the name changed to Kadans Drive.

Mayor Gragson: Those eight names you presented actually represent four parcels?

Mrs. Kadans: There are many more that I am sure will be coming in.

Al Landsman: I am the Receiver for the Chapter 11 arrangement of Danny's Old Ranch House, which is on Thom Blvd. To change the name from Thom Blvd. would be to penalize the creditors who are in this Chapter 11 arrangement for the Old Ranch House, due to the amount of money they have spent on advertising and I believe the Old Ranch House is significant in its way on Thom Blvd. because it is identified on Thom Blvd. It is the first business, or dwelling, from Tonopah Highway. There has been many thousands spent and that would mean you would penalize the creditors many more thousands to keep this business going and pay off the creditors, which I don't think would be very fair. I do not take any exception to Kadans' prowess, but this is a matter of economics, so I object to the name change. I protest in the name of the Old Ranch House and I am the Receiver for the Federal Court.

Commissioner Howery: What is the total count now - for and against?

Mr. Saylor: On developed properties, I believe there are eight (8) in opposition. For the undeveloped properties it is a little hard to really evaluate because in the one case Hopi owns about 80 acres and you have four property owners of individual lots.

Commissioner Howery: Is Mr. Hopi in favor, or against?

Mr. Saylor: Mr. Hopi is in favor of having it changed to Hopi Blvd.

Commissioner Howery: Old Ranch House comprises some seventeen acres - do you want it changed to Old Ranch Blvd.?

Mr. Landsman: I would like to have it remain as Thom Blvd. because there has been a lot of money spent in radio and TV advertising - newspapers - and to my knowledge the Old Ranch House is there - eight years ago, in fact, started.

Commissioner Thornley: Mr. Lanzman - you mention TV and radio advertising . . . I can understand institutional advertising - it has been going on for years - but current advertising that is changed from day to day anyway, I don't see where the name of the street makes that much difference.

Mr. Landsman: Well, the Old Ranch is off the Tonopah Highway about 300 ft. Their trade comes from recommendations - the people who know that we're there - let's say six months ago or three months ago - would recommend it to a friend, or a client, and say - it's on Thom Blvd., off of Tonopah Highway. They'd look for Thom Blvd. and wouldn't find it.

Commissioner Coblentz: Do you have any signs out?

Mr. Landsman: There are signs close to the Ranch House.

Mrs. Kadans: The sign "Thom Blvd." is not visible from the Highway at all. A big sign "Danny's Ranch" with an arrow pointing to Danny's Ranch is there. Every time we say to people - it's on Thom Blvd. - we have to say - it's next to Danny's Ranch. We have done more advertising for Danny's Ranch, at no pay, than anybody could ever do and I submit that the owner of Danny's Ranch - Danny's Ranch has changed hands so many times - nobody knows who is the owner of Danny's Ranch, but as far as the sign is concerned, the arrow leads to Danny's Ranch and that is the only thing that people see. The sign on Thom Blvd. is not visible and it is not distinguishable.

Mr. Landsman: I take exception to the owners - there are only two owners since the Old Ranch has been in existence.

Mayor Gragson: We have eight protestants of developed properties - am I correct?

Mr. Saylor: Yes.

Mayor Gragson: And we have three in favor, plus the Kadans.

Commissioner Howery: What about the names that were turned in this morning?

Mayor Gragson: Those represented undeveloped properties.

Mrs. Kadans: There is one who does not live on the street at all - he is not a resident on Thom Blvd. and doesn't own property on Thom Blvd.

Mr. Saylor: She is perhaps referring to Arthur Thom, a relative of the person the street was originally named after. He is one of the protestants and he does not have developed property in the area in question.

Mrs. Kadans: And the eight are not all owners of developed property either. There are only four who are in developed property who are protestants. We own eight acres there and are in the process of acquiring more acreage on the other side of the street.

Mayor Gragson: It has been said that Thom named the street after himself. Somebody had to accept that name as the official name.

Mrs. Kadans: It is not a Boulevard - it is not even paved - it's a little 20 ft. road. The reason we want it changed is not to have a street named after my husband - people do come to the Kadans Ranch and it is the site of . . . this place is teaching marvelous things of health and people know of the site nationally and internationally. We hold seminars there to enlighten people about their health and we are known in periodicals all over the world. The name of Thom Blvd. as it is known now, has no meaning, but Kadans Drive would have a definite meaning to people who know what is being done. By the way, the numbers are all wrong - they have to be changed - you have 300 in one block and 3500 in the next block - we don't even know what our right number is.

Mayor Gragson declared the Public Hearing on the matter of the proposed street name change from Thom Blvd. to Kadans Drive, closed.

Commissioner Thornley: I would have to agree that this is a misnomer in being called a Boulevard - is there any indication that some change in the numbering should be made in that area?

Mr. Saylor: Insofar as the numbering system is concerned, according to this map it seems to follow a proper sequence - it proceeds in a progressive order to the north. The fact that you have a change in some blocks, you may go from one sequence to another . . . it appears from this map to follow a proper sequence.

Commissioner Corey: There are actually four developed pieces of property for it and four against it?

Mr. Saylor: I can only refer to my resource information - where I have the addresses here indicate developed properties . . . seven. Of the other developed properties we have Kadans . . .

Commissioner Corey moved that Thom Boulevard be changed to Kadans Drive; said change to occur in a period of six (6) months and the Kadans to pay the costs incurred.

Motion seconded by Commissioner Thornley and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

Z-41-69
Stricken

PLOT PLAN REVIEW - Z-41-69 - ERNEST A BECKER

Mr. Saylor: This involves a service station at the northeast corner of Decatur and Oakley - the matter of the height of the block wall which was required around the service station. The property to the north and to the east is undeveloped but slated for commercial. There is a grade factor involved. Consequently you gave the developer a year to be brought back for evaluation to determine whether or not the height of the wall should be extended. There has been no change in the area. In other words, further commercial development has not taken place nor any change in the grade of the land. I would, therefore, recommend that this be stricken from the agenda until such time as development takes place and can be evaluated in terms of that development.

Commissioner Howery moved that the recommendation of Planning Staff under the Plot Plan Review of Z-41-69, be APPROVED.

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

V-19-71
Set Date for
Public Hearing

APPEAL: FILED BY CHARLES R. AND JANIS O. EVANS - V-19-71
to action of the Board of Zoning Adjustment in denying their request for a Variance to allow the construction of an addition to the residence within 12 ft. of the rear property line where a 25 ft. rear yard setback is required, on property located at 2200 El Mirador on the southwest corner of La Pasada and El Mirador, in Land Use Zone R-1.

Commissioner Thornley moved that the recommendation of the City Attorney to set a Public Hearing on the matter of the appeal filed under V-19-71 for 10:30 a.m., July 21, 1971, be APPROVED, and the Clerk authorized to proceed.

Motion seconded by Commissioner Coblentz and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

U-31-70 (HO)
Set Date for
Public Hearing

APPEAL FILED BY ALBERT HALL - U-31-70 (HO)
on behalf of Thomas E. White to action of the Board of Zoning Adjustment in rescinding approval of a Home Occupation Permit to allow individual vocal instructions in the residence located at 1036 Hassett Avenue, in Land Use Zone R-1.

Commissioner Thornley moved that the recommendation of the City Attorney to set a Public Hearing on the matter of the appeal filed under U-31-70 (HO) for 10:30 a.m., July 21, 1971, be APPROVED, and the Clerk authorized to proceed.

Motion seconded by Commissioner Coblentz and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

GARDEN
CLUB

REQUEST OF THE GARDEN CLUB THAT THE LORENZI PARK MASTER
PLAN BE AMENDED TO PROVIDE FOR MORE PARKING IN
CONNECTION WITH THE GARDEN CLUB BUILDING

Mr. Saylor: You will recall that a couple of meetings ago, the Garden Club brought in a request to amend the Master Plan of Lorenzi Park to provide for additional parking for the Garden Club building at some future date. This is the existing plan (wall map) - this is the Garden Club building - the present plan indicates this row of parking to the rear of these buildings and, of course, this big parking lot from Washington. They indicated, however, they wanted the Plan amended to provide more parking immediately accessible to the building. We reviewed the matter with the Traffic Engineer and he suggested there were only two ways of doing this. One, to put in a parking lot in here or two, to extend this parking bay into this one (by putting it in here). We reviewed these two proposals with both the Park & Recreation Advisory Board and the Beautification Committee and they have both recommended, which is the Staff's recommendation also, that we not put any additional parking in here which would encroach into the landscaped area, but instead we close up this neck here and put in parking along here which would provide some 18 to 20 additional spaces immediately accessible to the rear here.

Mayor Gragson: That will get some landscaping in there?

Mr. Saylor: That's right - it leaves room to provide a green strip along here and along here and here (wall map), on Twin Lakes Drive. So, in fact, what we are asking for is an amendment to the Master Plan to incorporate that change.

Commissioner Howery moved that the recommendations of the Traffic Engineer, the Planning Staff, the Park & Recreation Advisory Board and Beautification Committee to amend the Master Plan of Lorenzi Park as it relates to additional parking for the Garden Club Building, be APPROVED, and the Planning Staff authorized to proceed.

Motion seconded by Commissioner Coblentz and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

Z-32-71

ZONE CHANGE Z-32-71 - JACK B. BINION

Mr. Saylor: This is a request from Jack Binion for a change in zoning from R-3 to C-1. The property is located at Washington and Robin Street. This is Washington (wall map) - this is Robin - this is the Harry Levy Gardens and this is the Thrifti-mart Shopping Center. This was approved some time ago and expired. This is the same request again. The Planning Commission has again recommended approval subject to the usual conditions plus the installation of a block wall along the east line extending as far south as the development takes place.

Mayor Gragson: Is there anyone present who wants to be heard in opposition?

(No response)

Commissioner Corey moved that the recommendation of the Planning Commission under Z-32-71, be APPROVED, subject to the following conditions:

1. Resolution of Intent to be restricted to a twelve (12) months time limit.
2. Conformance to the Plot Plan on file in the Planning Department.
3. Landscaping as required by the Planning Department.
4. Planning Commission review of plans prior to development of remaining portion of land.
5. A 6 ft. block wall to be constructed on the east sideline extending as far south as the development on the property.
6. Dedication of necessary rights-of-way and signing an agreement and posting a bond for the installation of off-site improvements, as required by the Department of Public Works.
7. Conformance to the requirements of the Fire and Building Departments.

Motion seconded by Commissioner Howery and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

Z-33-71
Approved

ZONE CHANGE Z-33-71 - ELBERT LYLES

Mr. Saylor: This is an application by Lyles for a change in zoning from P-R to C-1 for property located at the northeast corner of Bonanza and First Street. This is the lot in question (wall map) recently zoned P-R to allow the bail bondsman operation. He has improved the property substantially - dressed it up - cleaned it up - landscaped it and it looks quite nice. The request for the change from P-R to C-1 is to allow a little larger sign than that permitted in the P-R zone. The Planning Commission has recommended approval because it felt that the C-1 in this area was logical because of the C-2 zoning along Main Street - the commercial zoning across the street, plus the property immediately to the west was at one time under a Resolution of Intent for the development of a shopping center. There was one protest to the granting of this application.

Mayor Gragson: Is there anyone present who wants to be heard in opposition?

(No response)

Mayor Gragson: Where did that protest originate?

Mr. Saylor: I don't know the exact location . . .

Mayor Gragson: Wouldn't a Variance have accomplished the same thing?

Mr. Saylor: Let me explain that. He did apply for a Variance to the Board of Zoning Adjustment. However that body recommended

that he, in fact, apply for the rezoning because they felt that they would rather not apply the Variance factor to these signs as they are trying to protect the integrity of the Sign Ordinance. (The protest came from 106-114 Bonanza Road, which is the property across the street)

Commissioner Howery moved that the recommendation of the Planning Commission under Z-33-71, be APPROVED, subject to

Conformance to the Plot Plan on file in the Planning Department, which was approved as part of the P-R Zoning, and that it be restricted to office use only.

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

Z-34-71
Approved

ZONE CHANGE Z-34-71 - RAYMOND AND MARJORIE CLARK

Mr. Saylor: This is the application of Clark for change in zoning from R-1 and R-2 to C-1 for property located at the northeast corner of Monterey and Sahara. This is in the old Metropolitan Addition. This is the property in question (wall map). It has two lots fronting on Sahara and three lots fronting on Monterey. You have been changing the zoning of property lying along Sahara. You will remember that the lot depth from Sahara is about 90 ft., which is not deep enough to provide for commercial development. Consequently, you have gone to the lots fronting on the interior streets, but have attempted to keep it at a uniform depth. The property immediately to the east, which has been approved for commercial development, extends to within one lot of where this proposal is. The proposed use is for a professional office on this property with parking to the north. We did have a protest from a property owner in the area, but only to the extension of the commercial zoning to this lot 8, which is the northerly lot. The Planning Commission has recommended approval amending the application to keep Lot 8 in a P-R Zone for parking use only, which would still be in accord with this plot plan.

Mayor Gragson: Does the applicant agree to that change?

Mr. Clark: Yes, we agree.

Mayor Gragson: Is there anyone who wants to be heard in protest?

(No response)

Commissioner Corey: Is there traffic in and off of the side street?

Mr. Saylor: Yes - access to the parking lot from this side street.

Commissioner Howery moved that the recommendation of the Planning Commission under Z-34-71, be APPROVED, subject to the following conditions:

1. That the application be amended to a change to P-R instead of C-1 for Lot 8.
2. Resolution of Intent to be restricted to a twelve (12) months time limit.
3. Conformance to the Plot Plan on file in the Planning Department.
4. Dedication of necessary rights-of-way and signing an agreement and posting a bond for the installation of off-site improvements, as required by the Department of Public Works.
5. Conformance to the requirements of the Fire and Building Departments.
6. Landscaping as required by the Planning Department.
7. A 6 ft. wall to be constructed along the north and east lines of Lot 8.

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

Z-35-71
Denied

ZONE CHANGE Z-35-71 - BILLY J. SLOAT

Mr. Saylor: This is the application of Sloat for change in zoning from R-1 to C-1 for property located on the south side of Owens between Cherokee and Tonopah Drive. This is the parcel in question (wall map) - this is Vegas Drive - this is Cherokee - Tonopah Drive is further east. This property to the west is all developed with single family homes. It is a portion of the Twin Lakes development. The property to the northwest is vacant - zoned commercial and apartments. Immediately to the north is vacant property zoned R-E. To the south is vacant property owned by the School District. This is church property - this is single family homes - the remainder of this is zoned R-1. The request for the change in zoning involves this parcel, which is approximately 200 ft. deep and 300 ft. east and west. The proposed use is for a Plant Nursery. The plot plan shows the proposed development. The Planning Commission has recommended denial. They do not feel that the application is in accord with the existing development pattern nor in accord with the Master Plan. They did recognize the fact that Vegas Drive will be a major traffic area and perhaps not best suited for single family development (which is the present classification) but they did not feel that that factor would necessarily have to be mitigated by going into a commercial zoning at this time. At the Planning Commission meeting there were five protestants who are property owners in this area. Since that time I have received a petition of protest from 25 property owners in that general area, plus we have a letter of protest from the School District indicating that they do propose to build a Jr. High School on that site at a future date.

Mr. Sloat: All of the protestors are on Cherokee . . . on another street that runs north and south. My property is on the east side abutting up against a block wall of one of the homes.

Commissioner Corey: What are you going to put in there?

Mr. Sloat: A Plant Nursery -

Commissioner Corey: And there will be fertilizer and things of that sort?

Mr. Sloat: No - the only thing that will be there will be peatmoss, etc., in a mixing shed, which will be covered, for potted plants -

Commissioner Howery: What's on the property across the street that's commercial?

Mr. Saylor: It is undeveloped. This was zoned this way prior to its being annexed to the City - Immediately to the north is R-E.

Mr. Sloat: The vacant land around there is probably the shabbiest looking property in town. My property, for one, has become a dumping-ground for tree limbs, huge rocks - you name it - and the property across the street and I think it would be beneficial to get some development in there and get it cleaned up. I have agreed, naturally, I know you have to put in the street lights and curb and gutters for any development. I think it would be beneficial to the City and the property across the street - I know it was annexed into the City as commercial. I can't base my request for commercial zoning just on the fact there is another one there, but I do think it has some bearing on my request.

Commissioner Corey: Mr. Saylor, is a Nursery particularly objectionable to a home or to a school?

Mr. Saylor: They can be. Most of the nurseries really do not perform a very good housekeeping job. Inevitably there are the tin cans storage laying around - piles of steer manure - bags of fertilizer (and they break open) -

Mr. Sloat: Would it be possible for you to go by the nursery that's going to be there - that is going to relocate - and look at how neat it is.

Commissioner Howery: You have another one now at another address?

Mr. Sloat: Yes.

Commissioner Corey: I would suggest that the new Board go take a look at it and then make a determination.

Geneva Mervin: We have the fourth house in on Cherokee. This nursery would abut up against part of the back of our property. We have made a special effort - in fact this Spring we paid a boy to have the weeds and growth cleaned out back of our back wall, which is not our property, and so have our neighbors along there. I'll admit that desert property around town is a dumping ground for lots of things, but we have made a special effort to keep this cleaned off. We object very much to commercial property there. We think we will have more of a traffic problem. We have many children on our street and I personally don't see where a nursery an advantage in a residential area. Also, if you will check the area, we have several nurseries available to us. We aren't in need of a nursery in that area. Check within five miles around and see how many nurseries there are already in our area. I am sure you could name at least

eight.

Mayor Gragson: We have a total of 30 protests to this -

Mr. Saylor: Of the 5 who protested at our meeting, they may be included in this more recently received petition.

Mary Muscotti: I live in the fifth house from the corner and we object to it being other than R-1. Commercial zoning would not be compatible with your planning as well as ours. I personally got signatures from the people all the way down the street who are not even involved. They said - no, we don't want it either - all the way down to Ramona Circle on both sides, and none of the people want commercial zoning in our area. As a matter of fact, it is not in accordance with the Master Plan and was recommended for denial by the Planning Commission.

Mayor Gragson: Frankly I don't think it is proper to have commercial in that area.

Commissioner Thornley moved that the recommendation of the Planning Commission for denial of the application under Z-35-71, be APPROVED.

Motion seconded by Commissioner Coblentz and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

Z-36-71

ZONE CHANGE Z-36-71 - DUANE E. DAUM

Mr. Saylor: The next item is the application of Daum for a change in zoning from R-1 to P-R for property located at 865 North 25th Street. This is the lot in question (wall map) - this is Washington - this is 25th Street - this is Constantine - Aspen Circle. You can see that the property all around this is zoned R-1 and is developed for single family homes. The property colored in green is owned by a church and there is a church at this location. Further north on 25th and further south on 25th there is a mixture of zone patterns, including commercial. In fact, at 25th and Bonanza there is a shopping center and at 25th and Owens there is a shopping center. The residential development that does exist, in all cases either backs up to 25th Street or sides onto it in this manner, with the exception of this one tier of five lots. However, in that particular case we tried a different design of an island and a service road. In other words, the travel-way - the six lanes of traffic on 25th are on this portion and then there is a narrow service road providing access to these homes, plus providing a buffer and protection to them from the hazardous effect of the 25th Street property. I think it is very obvious, as you look at the map, that this would be a matter of spot zoning and I think also you would have to evaluate that if it is spot zoning for just this one lot, what if we entertained the possibility of zoning this entire tier of lots fronting on 25th Street? In our opinion that would still be a matter of spot zoning in view of the overall residential pattern and in view of the fact they do have the protection offered by the service road. This particular development proposed is relatively innocuous in terms of traffic generation, noise, confusion, etc. It's for a real estate office. The parking would be in the rear. It would not introduce a substantial amount of traffic but, again, I say, obviously if this is rezoned the same type of treatment would have to be affected on all of the lots. At the Planning

Commission meeting we received protests from the properties shown in red. The Planning Commission has recommended denial.

Fredericka Faust: My husband and I came out here for reason of health - we bought a home - it looked like a good residential area. Now I'm alone but I would still like to have a home and I don't relish the thought of people parking in front of my home. I have also noted that the parking in back of that particular residence is very short - very small - and I don't care to have my fence bumped into either. I know the gentleman has been doing work - going ahead just the same as if he had the approval of this Commission, and I don't quite understand the situation. The Planning Board voted it down and he went right on moving in his equipment - preparing for telephones, etc. I'd very much like to have a home.

Mayor Gragson: Is the applicant here and want to be heard?

Jack Owen: I am a property owner and I have property also just one lot on the other side of this lot in question. I, too, moved there because it was a very nice place to make my home. The road at the time was a little, two-lane road. Now it's six lanes where they have counted 19,000 cars a day in front of my house. I have a small boy who goes to school this year. The man who is developing the property came around and all the people facing 25th approved it with the exception of the one lady who said she didn't. We all signed the letter saying the guy could develop it as commercial. He told us what it was for. He has the parking in back and he has to have it black-topped and he has the approval of all the people who front on 25th Street. There are five of us. Actually six if you count the one on Constantine - they actually face 25th Street. I don't really see where it would hurt. If you go further down Eastern you'll find that between Charleston and Sahara there are four different real estate offices in what you call spot-zoning - two on the east side and two on the west side. They have opened four real estate offices on Eastern within the last year so I really don't see how it would hurt anything to have a real estate office here.

Unidentified Speaker: I would like to say that I live east on Constantine off of 25th Street. I have lived there for five years and I would say that the traffic has doubled. I can't see where professional zoning in this area would do any harm whatsoever. I am actually in favor of it myself.

Duane E. Daum: I have had the house for a little over a year now. I have had trouble renting it - people move in for two, three, four or five months and then they move out. It has been empty for three months out of the year I have had it. About the only thing it is suitable for any more because of the traffic is a professional type of situation. That little service road Mr. Saylor is talking about doesn't keep kids from running out onto a busy street. In fact, it is more dangerous than ever because there is no parking to protect the kids. Along Eastern, as the gentleman mentioned, that is more of a residential area than this is - the people who are facing 25th Street are for it and the people behind and don't have to put up with the traffic are against it.

Unidentified Speaker (female): When we moved there we moved there because it was a nice residential area. Mr. Daum tells about that he can't keep his house rented because people won't

stay in it. The reason why they don't - we knew this one family in particular and the reason they moved is because he wouldn't let them rent for only a month at a time. They were satisfied to live there - the traffic didn't bother them. If this goes through, the whole thing will go professional. We have put a lot of money into our homes - if this goes through we will have cars parked up against our back fence and we don't want it. All the people on Constantine across from us don't want it - the people in the Circle don't want it either.

Walter E. Barrett: I have been about 38 years in Las Vegas. I bought this house on the corner of 25th and Constantine looking at the possibility of this someday being rezoned as commercial and using it myself for some kind of a little shop - I might retire one of these days, but if I don't it might help out in the fact I could get a little more money from this corner. It is not very good property right there on a front street for residential without a block wall facing onto that street. The lady who lives in back of me I believe is protesting due to the fact she doesn't want cars parked next to her house, but if I do remember correctly, she has been in the Tupper Ware business, and other things, and there have been quite a few times when she had an awful lot of cars parked around there, so I don't see how she can complain too much about parking there. I would definitely like to see it go to the P-R and maybe one day it will give me a chance on my corner. I have quite a deep corner there and it involves quite a lot.

Joan Campbell: I live on the first lot in back of the property you are speaking of. A lot of things have been said about what's happening around that property - the man has been moving his office equipment - building his block wall fence - once one goes for other than residential, the rest goes. He has offered the people on the other side of him - don't worry about it - you'll get a good price for your property - I'll buy you out - just don't worry about it. We live there and are raising our children and we want it to remain a residential area, and there's not enough parking space on that little street. He has told people around there he has nothing to worry about and going ahead on the assumption - and it has upset the rest of us a little bit. There is just one little short street in there - once this goes, they will all go. That's what we're up against there in the back part.

Commissioner Corey: How big is that lot.

Mr. Saylor: The lots are minimum size - they are only 60 ft. wide. There is no doubt that the parking would be very tight. There is room for a driveway to the rear and for three spaces in the rear. However, it is logical to assume that parking will take place out on the street.

_____: I did go to the lady on 25th Street. I said I didn't want to do anything that would upset her and I said I would buy her house, and I would. As far as repairing the house, it was appraised by FHA and they made certain conditions that had to be met - like the painting on the outside - the carpeting shampooed on the inside. We put new carpeting in. The telephone has to be put in whether we rent it or use it as an office - that's immaterial one way or another.

Mayor Gragson: Are you the applicant?

Answer: No, I'm getting the house from Mr. Daum. I would be the one to have the office there.

Mayor Gragson: And you are going to move into the house whether you have a real estate office or not?

Answer: No - if I don't get approved for an office, I will rent the house. The house had to be repaired because it was ordered by the FHA inspection. I would just like to say that on 25th Street there are 19,000 cars pass in front of this location a day and from Fremont Street to Owens, on the east side of 25th Street where this house is located, a distance of two miles, these six houses fronting on 25th Street look to be the only houses that are not zoned for something more than R-1. The other houses across the street are all behind the retaining walls. There is a Fish-Fry business 1,000 yds away - apartment buildings and schools, as well as nurseries - car washes - in fact, for the most part, all of 25th Street is commercially zoned. I personally live just up on East Oakey and from St. Louis to East Charleston on Eastern, right in the middle of all residential property, houses fronting on Eastern have been rezoned to P-R and there are no commercial businesses. I have a petition here from five owners which I would like to hand to you. Only one is against it and I did go to her and said - if necessary I'll buy your home. I really wouldn't need it, but I would do it because I don't want any dissension. The other owners who have protested live on a cul-de-sac to the rear of 25th . . . our traffic, which will be a minimum, cannot in any way impose a hardship on them because of location nor will the proposed business create a disturbance of any kind. In fact, if we get 5 or 6 people in our office a day, we've had a big day. Sometimes we'll go for 2 or 3 days without having anyone. Mostly we call the people - go out and pick them up and show them the property and if they are interested in a purchase, then we bring them back to the office.

Commissioner Corey: What will be your hours of operation?

Answer: Just daylight hours. We will not be driving down Constantine so we will in no way be creating a traffic problem for the homeowners in the rear. Washington is a one-way street and not accessible to these people so our coming in on Washington would not affect them in any manner. As you all know, the Freeway is to be built at any one of three locations down through 25th Street - east or west - either on Marlin, Bonanza or the alley behind Wendell, with on and off ramps on 25th Street. Two suggested for these ramps are Washington and Bonanza, which will only increase the traffic flow on 25th Street. Mr. Daum, as he has said, has not been able to keep the house rented because of the traffic on 25th Street and it has increased. The reason I am seeking this reclassification is because the Clark County Retarded Children's Association have bought the building where I am now located and gave me 30 days to move. I have tried to rent another office but could not find one large enough or within my means. The 30 days are now up and Dr. Johnson is letting me stay from day-to-day, but I must move within the next few days. I therefore humbly ask for this reclassification. I do have photographs of the house and how it faces on the Street and while I was there a week ago Monday, a young boy was struck on a bicycle at 25th and Washington.

Mrs. Hester: I live on Aspen Circle. We bought there because it was residential and we all know there is a lot of traffic on 25th Street. You don't mean to tell me that business going in there eventually wouldn't make more traffic than we already have. I am very much against it. We love our neighborhood - we have a lot of small children there and they are growing up good so I'd appreciate it if you would help us keep it that way.

Mayor Gragson declared the Public Hearing on Z-36-71 closed.

Commissioner Thornley: I am wondering, first of all, if a decision in matters like this wasn't made for us when the decision was made to make 25th Street a 6-lane thoroughfare. Is it practical to imagine that with that 6-lane thoroughfare existing now that this area will remain residential?

Mr. Saylor: I will answer your question two ways. If these houses fronted directly on 25th Street, then I think it would be very obvious that it would be logical to conclude that a change would be necessary. They do not. There is a service road there which we feel does offer at least some protection from the ill effects. I don't think you can evaluate strictly in terms then of these lots because these houses do not back up . . . they front on these interior streets, but you take that same position here - the owner of this lot indicated that someday he wants commercial here, even though this lot fronts on Constantine - then you set up a pattern for this guy across the street - he's going to want it - the same way here. What I'm trying to say is that I believe the design of this, with the service road - and this is done in many cities on major streets - does afford enough protection, plus the fact we're not talking about just these houses that front on the service road because then you get into the corner situation, which is going to apply here and at other locations along 25th. This is all single family - this is all single family - further down the street immediately north of the commercial - north of the shopping center - there are homes there that front right on 25th that have been there since I've been here in the City and they have continued to maintain that character as homes.

Unidentified Speaker: In the five years I have lived there I have had three accidents in my front yard. Two people have come across the center island, which you say is for protection, and ended right in my yard - tore down the shrubs - tore out the grass and last year a guy hit the lightpole in front of my house which fell over and hit my car - so what little protection you are talking about is a little 3 ft. island there that is only 6-inches high - I have yet to see it stop a car. We have an accident on an average of one a day on that corner because it has to be the poorest designed corner in the world.

Commissioner Coblentz moved that the recommendation of the Planning Commission under Z-36-71, be APPROVED.

Mayor Gragson declared Commissioner Coblentz's motion dead for lack of a second.

Commissioner Thornley moved that the application of Duane E. Daum for a zone change from R-1 to P-R for property located at 865 North 25th Street, be APPROVED, SUBJECT TO THE FOLLOWING CONDITIONS:

Z-36-71

Approved Subject
to Conditions

1. Resolution of Intent to be restricted to a twelve (12) months time limit.
2. Conformance to the Plot Plan on file in the Planning Department.
3. Conformance to the requirements of the Planning Department relative to landscaping.
4. Dedication of necessary right-of-way and signing an agreement and posting a bond for the installation of off-site improvements, as required by the Department of Public Works.
5. Conformance to the requirements of the Fire and Building Departments.
6. A 6 ft. block wall to be constructed along the east property line.

Motion seconded by Commissioner Howery and carried by the following vote: Commissioners Thornley, Howery and Corey voting aye; noes, Commissioner Coblentz and Mayor Gragson.

Z-100-64

Approved

PLOT PLAN REVIEW Z-100-64 - GEORGE BROOKMAN - 518 CASINO CENTER BOULEVARD, and

PLOT PLAN REVIEW Z-100-64 - GEORGE BROOKMAN - 523 CASINO CENTER BOULEVARD

Mr. Saylor: The next two items involve pretty much the same situation. I will discuss them jointly and they are both under the blanket Resolution of Intent for C-2 in the downtown area. They both involve high density apartment house for both transient and permanent occupancy use, designed toward the walk-in trade. They are on Casino Center Blvd. in the 500 block; one property on the east side and one property on the west side. The property on the east side is for a proposed 12-plex with a 50% parking ratio. In other words, for the 12 units, 6 spaces. The other is for a 3-story apartment/hotel on the west side of Casino Center Blvd., with a parking ratio of a little more than 1 space for every 2 units. This is in accord with the pattern we have established downtown recognizing that many of the people do not have cars and therefore you do not need the one-for-one ratio. The elevation of the front of this building I think will do much to enhance Casino Center Blvd. There will be a facade across the entire lot with parking to the sides and rear and adequate landscaping. The Planning Commission has recommended approval.

Mayor Gragson: Is there anyone here desiring to be heard in protest?

(No response)

Commissioner Corey moved that the recommendation of the Planning Commission under Z-100-64 as it relates to a plot plan review for 518 and 523 Casino Center Blvd., be APPROVED, subject to the following conditions:

1. Conformance to the Plot Plan on file with the Planning Department.
2. Landscaping to be provided as required by the Planning Department.

Motion seconded by Commissioner Coblentz and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

Z-18-68

Approved

PLOT PLAN REVIEW Z-18-68 - BOB SCOTT

Mr. Saylor: The next item involves the property on the north side of West Charleston, the second lot east of Cashman Drive. This is the property in question (wall map) and it is under the Resolution of Intent for the C-D zoning. The property at the west corner of Cashman and Charleston is where the California Automobile Club is located. The property is occupied with a single family home at the present time. I would appreciate it if you would look at some photographs of the existing building. You will notice a very plain looking building. It looks just like what it is - an old single family home - a small one. The proposal is to use it for commercial purposes - a custom leather retail store. As you know the intent of the C-d Zone is to try to provide a relatively high-class environment. The other approvals that have been made so far have involved extensive landscaping and in most cases substantial renovation or remodeling of the buildings to insure that they look like something that should be in the C-D Zone. The Planning Commission had no objection to the proposed use. They were a little hesitant to take any action on it until the owner had submitted a detailed plan showing how he planned to improve the looks of the building and the property. However, there was a time factor involved in a July 1st move-in, I believe. They have submitted a relatively detailed plot plan which indicates (this is the building - wall map) - they propose a planter area in the front and to maintain several existing trees. We have suggested, in view of the substantial amount of asphalt, that they put in a couple of additional planters. They have all this area in the rear they can utilize for additional parking. They have indicated they do plan to remodel the front of the building. They have not worked out any detailed plans. They have talked in terms of simply running a screen-wall in front of the building, up to the eave lines. We don't feel that will quite do the trick. We think it will still look just about as it looks now. I had one of the people in my Department make a quick sketch of one of the treatments that could be afforded the building to give it a little more character - bringing a decorative wall up above the roofline and extending wing-walls on each side. We don't mean to say that this is how it has to be done, but we would recommend, if it be approved, in the absence of them submitting a detailed plan, it be understood they will have to provide more treatment to the building than what they are proposing. If that is understood this, then, would carry the recommendation of the Planning Commission. They have indicated they will do anything we want. Obviously, I can't accept that because we may go a little overboard, but what I am saying is they have also indicated what they proposed to do themselves, which we feel is

not sufficient. We will require further treatment than that.

Commissioner Corey: What do they have at the back of the lot?

Mr. Saylor: Nothing - way to the rear (it's a deep lot) there is a small existing building and of course we will require at a future date perhaps, an alley across there. They have agreed to dedicate that and at that time to remove that building, but the rest of this is all vacant.

Commissioner Corey: Would there be a requirement for a block wall at a later date?

Mr. Saylor: I believe the C-D Zone stipulates that at the present time and, of course, they have to screen the air conditioning, which they have agreed to do, with some type of a redwood louver system.

Mayor Gragson: Are you satisfied that the remodeling will be adequate?

Mr. Saylor: Right - we want it to look nice.

Commissioner Howery moved that the recommendations of the Planning Commission and Planning Staff under Z-18-68, be APPROVED, subject to the following conditions:

1. Conformance to the amended Plot Plan on file in the Planning Department.
2. Conformance to the requirements of the C-D Zone.
3. Dedication of necessary rights-of-way and signing an agreement and posting a bond for the installation of off-site improvements, as required by the Department of Public Works.
4. Conformance to the requirements of the Fire and Building Departments.
5. That a remodeling plan of the building acceptable to the Planning Department be submitted and conformance to the acceptable remodeling plan be achieved prior to the C-D classification becoming effective.

Motion seconded by Commissioner Coblentz and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

FIRE DEPARTMENT
MONUMENT
Approved

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Minutes
Regular Meeting
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Mr. Saylor: I have one additional item. It came in too late for the agenda but I would ask that you entertain it. It is a very brief item but I feel a very deserving one. It's the proposed Firefighters Memorial, which is to be constructed by the State Highway Department as part of their landscaping of the off-ramp in the Squires Park area. When I say - constructed by the State Highway Department - that's not completely true because the Fire Department will provide a certain portion of the statuary, etc. The Fire Station is located here (wall map) - this is where the off-ramp comes into Casino Center Blvd. It's not at the bottom, necessarily, but people coming off the off-ramp will see it, plus from this exposure, and this is a blow-up of

the Memorial. This will not cost the City anything except the water cost of irrigation. The Fire Department's people will maintain it and the State Highway Department, together with contributions, will construct it in its entirety. This has been recommended for approval by the Beautification Committee. The State has agreed to it. They have reviewed it and, in fact, if you approve it there is an Agreement right here for you to enter into with the State.

Commissioner Corey: Which way will this face?

Mr. Saylor: The statuary faces toward the Fire Station. However, the effect of it - even though you won't be able to look directly at it when coming off the Freeway - it will be landscaped and will provide aesthetical quality to those people coming on the off-ramp.

Commissioner Howery moved that the recommendation of the Planning Staff and Beautification Committee to enter into an Agreement with the State Highway Department for joint participation and beautification of Expressway median, side slopes and Islands from Main Street to Las Vegas Blvd. to accommodate the Firefighters Memorial, be APPROVED, and the Mayor and Clerk authorized to sign.

Motion seconded by Commissioner Corey and carried by the following vote: Commissioner Coblenz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

WAR MEMORIAL

Mayor Gragson: I still want you to research the possibility of a War Memorial in this general vicinity.

Mr. Saylor: We're working on it and expect to have it before you real soon.

CHARITABLE
SOLICITATIONS
PERMITS
(Approved)

Commissioner Howery moved that the following Charitable Solicitations Permits, as approved by the Solicitations Review Board, be APPROVED, and the Director of License & Revenue authorized to issue:

BASIC HI SCHOOL YEARBOOK - EL LOBO - Sale of Advertising

BOULDER CITY HI SCHOOL YEARBOOK - AQUILA - Sale of Advertising

ST. JOHN CHURCH OF GOD IN CHRIST - General Solicitations for Cash Donations

RED ROCK OPTIMIST CLUB - Sale of Tickets to a Softball Game

SILVER STATE KENNEL CLUB - Sale of Advertising and Solicitation for Donations for Trophies

CLARK COUNTY MINISTERIAL ASSN. - Youth Workshop in Theatre

MESQUITE CLUB, INC. - Raffle Tickets

VEGAS VALLEY DOG OBEDIENCE CLUB - Solicitation for Trophy Donations

INTERAGENCY COUNCIL ON ALCOHOLISM - General Solicitations for Donations

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

GAMING -
ADDITIONAL
Approved

Commissioner Corey moved that the following applications for additional games under existing Gaming Licenses, be APPROVED, and the Director of License & Revenue authorized to proceed:

FREMONT HOTEL/CASINO
200 Fremont Street
2 SLOTS

United Coin Machine Co.

HARD HAT COCKTAIL LOUNGE
1675 Industrial Road
1 SLOT

J. J. Parker Co.

FOXY DOG
326 Fremont Street
1 SLOT

Bally Distributing Co.

JACKPOT CASINO
2410 Las Vegas Blvd., S.
3 SLOTS

F.S.W., Inc.

GOLDEN NUGGET
129 Fremont Street
2 SLOTS

Quarter Horse

GOLDEN NUGGET
129 Fremont Street
2 SLOTS

United Coin Machine Co.

GOLDEN NUGGET
129 Fremont Street
2 POKER TABLES

Golden Nugget, Inc.

FOXY'S
2425 Las Vegas Blvd., S.
2 SLOTS

Bally Distributing Co.

ERNIE'S BAR
1901 Tonopah Highway
1 SLOT

Bally Distributing Co.

ERNIE'S BAR
1901 Tonopah Highway
1 SLOT

Alstate Enterprises, Inc.

Motion seconded by Commissioner Howery and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

RETAIL TOBACCO -
ADDITIONAL
Approved

Commissioner Corey moved that the following applications for additional outlets under existing Retail Tobacco Licenses, be APPROVED, and the Director of License & Revenue authorized to proceed:

AMERICAN SICILIAN CLUB
2315 Las Vegas Blvd., So.

W & W Vending Co., Inc.

DOWNTOWN FREEWAY MOBILE
500 Las Vegas Blvd., No.

W & W Vending Co., Inc.

RED ROCK CHEVRON
5700 W. Charleston Blvd.

W & W Vending Co., Inc.

CLARK COUNTY MENTAL
HEALTH CENTER
6101 W. Charleston Blvd.

W & W Vending Co., Inc.

VEGAS VILLAGE
1501 Las Vegas Blvd., No.

W & W Vending Co., Inc.

SIR GAY'S HEALTH CLUB
1413 S. Main Street

W & W Vending Co., Inc.

Motion seconded by Commissioner Thornley and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

CIGARETTE VENDING
Approved

CHANGE FROM A SOLE PROPRIETORSHIP TO A CORPORATION AND
CHANGE OF BUSINESS NAME

Commissioner Howery moved that the following application for a change from a Sole Proprietorship to a Corporation and change of business name, be APPROVED, and the Director of License & Revenue authorized to make the appropriate changes:

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TERRY'S VENDING CO., INC.
1311 E. Charleston Blvd.

From:
Thimios Petropoulos d/b/a/
TERRY'S VENDING

To:
TERRY'S VENDING CO., INC.
Thimios Petropoulos, Pres. = 34%
Clifford A. Jones II, V.P. = 16-1/2%
Clement A. Malone, Jr.,
Secy-Treas. 26-1/2%

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

GAMING
Approved

CHANGE OF OWNERSHIP AND BUSINESS NAME

Commissioner Corey moved that the following applications for change of ownership and business name under an existing Gaming License, be APPROVED, and the Director of License & Revenue authorized to make the appropriate changes:

DENNY'S RESTAURANT 1826 Las Vegas Blvd., So. 5 SLOTS	<u>From:</u> 2545 Boulder Highway, Inc. d/b/a/ Denny's No. 2 Harold Butler, Pres. E. C. Field, V. P. Arthur Pilant, Secy-Treas.
	<u>To:</u> Harold Butler Enterprises #497, Inc. d/b/a/ Denny's Restaurant Jacques R.L. Hunter, Pres. Samuel J. Stuart, V. P. Vern O. Curtis, Secy

SARATOGA CLUB 114 South 1st Street RACE & SPORTS BOOK	<u>From:</u> Frank Cobert d/b/a/ Frank's Saratoga Club
	<u>To:</u> Ball-Fox, Inc. Benjamin O. Ball, Pres. 50% Michael Fox 50%

Motion seconded by Commissioner Howery and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

GAMING
Approved

CHANGE OF OWNERSHIP

Commissioner Corey moved that the following application for change of ownership under an existing Gaming License, be APPROVED, and the Director of License & Revenue authorized to proceed:

DOWNTOWNER MOTEL 129 North 8th Street 6 SLOTS	<u>From:</u> Robert Cohen 100%
	<u>To:</u> Robert Cohen 50% Ada Cohen 50%

Motion seconded by Commissioner Howery and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

LIQUOR
Approved

REQUEST FOR EXTENSION OF CLOSURE

Commissioner Thornley moved that the following request for extension of closure under an existing Liquor License, be APPROVED, and the Director of License & Revenue authorized to proceed:

LAKE MEAD LIQUOR
Jones & Lake Mead
PACKAGE LIQUOR/BEER BAR

Andy Skurski

(Change of location and business name approved 4/12/71.
Requests additional 60 days - 6/19/71 THRU 8/17/71)

Motion seconded by Commissioner Howery and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

DRIVE-IN LIQUORS
Abeyance

Commissioner Coblenz moved that the following communication be held in ABEYANCE:

"April 6, 1971.

"Hon. Oran Gragson, Mayor

"Attention: Mr. Jean E. Dutton

"Mr. Jim Konys, owner, dba Drive In Liquors, 1050 E. Sahara Avenue, Las Vegas has asked me to make a request for revision of the present Liquor Ordinance as follows:

"To make it permissive to have a pouring license and Bottle shop under the same roof without the four hundred foot separation of such businesses and in this manner enable him to use the full addition to the present structure to the most economic value.

"A fair and just license fee could be set by the City Commissioners and Mr. Konys believes the City would benefit also by reduction of the policing activities that are now necessary for the existing ordinance enforcement.

"Since the Bottle shop is already licensed and operating it is believed there would be no zoning changes necessary and Mr. Konys also plans, if granted a pouring license, to install a complete food service facility.

"Thanking you gentlemen for your consideration and attention to this request, I am

/s/

E. M. Poe

"I have read this letter and approve and concur with the context."

/s/

James J. Konys

Motion seconded by Commissioner Thornley and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

UNLIMITED GAMING
Denied

Commissioner Howery moved that the following request
be DENIED:

"April 19, 1971

"Hon. Mayor & Board of City Commissioners

"Attention: Gene Dutton

"Please be advised that I represent Mr. Tom Panos the holder of
the lease on the corner of 3rd and Fremont where the Melody Lane
Restaurant is now located.

"My clients have had the lease on this location for the past
twenty years. During this time the rent has increased approxi-
mately five times and they now find they cannot operate a
restaurant at this location at a profit.

"They now have the opportunity of renewing the lease at a sub-
stantial increase in rent provided they are able to obtain an
unlimited gambling license at this location.

"We, therefore, respectfully request to be placed on the agenda
at your convenience so that application can be made for a
variance to permit my clients to obtain an unlimited gambling
license to be conducted at 234 Fremont."

/s/ Calvin C. Magleby

Motion seconded by Commissioner Corey and carried
by the following vote: Commissioners Coblentz, Thornley,
Howery, Corey and Mayor Gragson voting aye; noes, none.

UNLIMITED GAMING
Denied

Commissioner Howery moved that the following request
be DENIED:

"May 26, 1971

"Hon. Mayor & Board of City Commissioners

"Attention: Jean Dutton

"Please be advised that I am assigned lessee from Mr. Tom Panos
the holder of the lease on the corner of 3rd and Fremont where the
Melody Lane Restaurant is now located.

"Mr. Panos has had the lease on this location for the past twenty
years. During this time the rent has increased approximately
five times and they now find they cannot operate a restaurant at
this location at a profit.

"I, therefore, respectfully request to be placed on the agenda at
your convenience so that application can be made for a variance to
permit A. J. Enterprises to obtain an unlimited gambling license
to be conducted at 234 Fremont."

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A. J. ENTERPRISES

/s/ Anthony Antonacci

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

UNLIMITED GAMING
Denied

Commissioner Howery moved that the following request be DENIED:

"June 11, 1971

"Honorable Mayor and Board of City Commissioners

"On April 19, 1971, I wrote to you concerning a request for a variance on behalf of Mr. Tom Panos of 234 Fremont Street, Las Vegas, Nevada.

"Mr. Panos is desirous of going ahead with this variance and your early consideration of his request would be appreciated."

/s/ Calvin C. Magleby

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

LIQUOR, GAMING &
RETAIL TOBACCO - NEW
Approved
Subject to
Conditions

THE BIG WHEEL CASINO
2400 Las Vegas Blvd., So.
SERVICE BAR
300 SLOTS

The Big Wheel, Inc.
Donald S. Williams, Pres.
Jay J. Sarno, Chrm. of the Board
Evelyn H. Spinks, Secy-Treas.

SUBJECT TO approvals of the Planning, Building, Fire and Health Departments, and
SUBJECT TO approval of the State Gaming Commission and final Police Investigation

Commissioner Corey: This is a standard application, Your Honor -

Mayor Gragson: This is a standard application and the zoning is proper, but we haven't had the completion of the Police Investigation yet. The application was actually submitted on the 18th and the material turned back on the 25th and it would certainly be my recommendation that we hold this until we do, at least, have the Police Investigation returned on it.

Commissioner Corey: Your Honor, we have in the past approved them subject to the final investigation, and I would so move on this application.

Commissioner Howery: There's no way of stopping this, is there? In other words, there are others in there, is that right? It is in legal zoning?

City Attorney, Earl P. Gripentrog: Yes.

Attorney Herb Jones: May I be heard on this matter? Is this a public hearing?

Mayor Gragson: You may be heard.

Attorney Jones: I just wanted to make inquiry . . . I notice you stated this was within the proper zoning at the present time. I haven't had an opportunity to study the zoning and just noticed this matter on the agenda. I came here on another matter today. However, I notice it is an application for 300 slot machines. May I make the inquiry - that would be a General License, would it not? And is that within the area which is presently zoned for that?

Commissioner Howery: There are four in there now - with unlimited slots.

Commissioner Coblentz: For unlimited slots - not General -

Commissioner Howery: This is for slots only - not tables -

Commissioner Corey: Not table games - nor tavern - or anything of that sort - just strictly a restaurant with 300 slots - a service bar - no tavern - no table games. They have requested that, but that is a different matter. It has gone to a Committee and has not come out - it's later on the agenda.

Mr. Jones: But at the present time it is zoned without any room requirements or anything of this nature, to go for 300 slots?

Commissioner Corey: It has been, for several years.

Mayor Gragson: According to the legal description of the area, it is properly zoned.

Attorney Jones: Just as a matter of inquiry, and as I have said, I am here for some other reason, but I do have clients who I feel would be very interested in this particular matter as it could create a lot of police situations - it could create areas where children might be playing, it could be creating a lot of problems that we are not yet familiar with and I think, although I know you have done it in the past and, of course, to be perfectly frank, I am stalling until I can fine out what's going on and what this is all about. I would think that until the proper Police Investigation had been made I would feel that you should probably hold it over until you see whether all of these people are qualified and whether the License itself is qualified to be put into that area. I like the Mayor's suggestion that it be held over until the Police Investigation does come in. At that time I would probably be a little better prepared to approach this problem if for some other reasons any of my clients would feel that this be necessary, or I might take the position after investigating the matter, to decide whether or not we might not wish to have a protest at all. We might not under these circumstances. There are a lot of people who are not here today - I am representing only one client here today, but I think a lot of us were under the impression that this might have been outside the zone and, therefore, not properly zoned and maybe we will feel that we do not wish to protest it. The signals changed on me a little fast and I just haven't got my instructions - the quarterback hasn't given me the word yet.

Commissioner Coblentz: At the bottom of the page, indicated by an asterisk, it specifically states that this is subject to the approval of the Police Department, the Tax Commission and the Gaming Commission.

Commissioner Corey: This was on the agenda the last time along with the Union Plaza, and it is treated exactly the same as the Union Plaza.

Mr. Jones: Just as a matter of inquiry - what would happen if, say, Herb Jones's name is on there and Herb Jones couldn't pass - would that knock out the entire application?

Commissioner Coblentz: The Chief of Police is here - why don't you ask him?

Chief of Police, N. D. "Pete" Witcher: I believe this could better be referred to Mr. Dutton.

Mr. Jones: The question I propounded is this - if the investigation has not been completed - let's say that just 81 of the individuals who have asked to be suitable to be licensed, what happens to this entire investigation?

Director of License & Revenue, Jean Dutton: Where you have multiple applicants - the Four Queens was one - when they first went in they submitted a group of names and we had it approved "subject to". There was one person whom we asked to be replaced and they immediately brought in another -

Commissioner Coblentz: It was done for the Western Club also - do you remember that?

Mr. Jones: Yes, I remember both of those - I just wanted to know what would happen in that event.

Commissioner Corey: This is not being treated any differently than anything else.

Mr. Jones: Gentlemen, at this point I have said everything I have to say. I would like to see it set over until a further investigation is made on it.

Commissioner Corey: The timing for the request is because of the July 1st deadline on buying Federal licenses - that is the reason it was put in this way because there is a meeting of the State Gaming Commission.

Jay J. Sarno: Mr. Jones, who knows me, and whom I know, might be interested to know that this is probably one of the simplest applications in the history of applying for gaming. All of the money comes from a bank that you represent. There is not another dime in the project except theirs, and that money I am responsible for. There is one particular associate that I am pleased to say in this who many of you may know - a prominent young man - and part of the pleasure I have in sponsoring this project, in which I mean to add a very nice addition to the inventory of tourist attractions in the City. I have always operated in the County. I have been associated with two substantial projects, with which I assume you are familiar - Circus-Circus and Caesar's Palace, and I plan to build a very nice thing in complete compliance with any and all codes. The only other two applicants are Mr. Donald Williams and Evelyn Spinks, my Secretary. If they were not found to be suitable, they would have to drop out. It would not effect any of the financing and the project would go on. If I was found unsuitable by the State the project, of course, would die. I especially would not like a delay. As you all know the seasonal

aspects of this business we are engaged in - we are trying to get in part of the summer. The investment is very substantial. We are under construction now. It is perhaps imprudent, but I don't have any choice in view of our desire to get over - a normal business man - an American business man making a calculated investment hoping it will go well. Sometimes it don't, and that's life as we know it. We are really asking for the privilege of being in business in the City where we have not had that privilege before. If the project is built, and opened, it will provide many jobs - many tax dollars - assuming it is successful, but I would appreciate processing this application now because a delay can be very damaging, financially.

Mayor Gragson: When it is approved subject to these conditions you have no approval anyway.

Mr. Sarno: There's nothing wrong in a business man's calculations subject to something, because I know there is no basis . . . if a man is going to be investigated by the Police and he has nothing to hide, that's tantamount to approval while, technically, it's not and I'm willing to take it "subject to". I have no choice and the applicants do take it "subject to". It is also subject to State Gaming. I realize there is no guarantee that I will be approved at the State level. It's my assumption that it's logical in that I am, and have been, a Licensee for years.

Commissioner Corey: What is your proposed investment? Are you at liberty to say?

Mr. Sarno: Yes - positively - I know we supplied that to the State - the proposal is for some half a million dollars, and the money is in the bank in cash - every bill will be paid in full, so there will be no purveyors liens or suppliers liens causing anybody any heartache. I will be glad to answer any other questions regarding this project.

Unidentified Speaker: Is it proper to ask that when a person speaks to ask who he represents? Does he represent himself, as in the case of Mr. Jones, or does he represent a client? And may I ask who that is?

Attorney Jones: I have no hesitancy - I represent the Fremont Hotel in this particular protest.

Mr. Sarno: I would never object to the Fremont Hotel going into the gaming business and I can't see their objecting to me going into the gaming business. I didn't realize I was that frightening.

Mayor Gragson: I am going to tell you of some of my concern. First this was brought up and asked to be put on, and acted on, before there was ever an application made to our License Department. There was one intended to be made, so I heard, but it wasn't made. You made your first application on May the 18th and filled out the papers on May the 25th. This was brought up and asked to be brought on prior to either one of those dates, and this has to perturb me a little bit, as to what kind of a steam-rolling tactic we are actually trying to use here. For that reason, I would definitely - and I will tell you this - if it is properly zoned - it was zoned over my objection at the time the area was zoned, due to many reasons I won't discuss at this point, but I think there's a right and a wrong way to begin any-

thing, and I think you've used the wrong way here.

Don Ashworth: May I be heard on this subject?

Mayor Gragson: Yes you may.

Mr. Ashworth: I know, first, that the name of this corporation is the Big Wheel Casino. I know, too, that the application is for 300 slot machines. I wonder just how long it will be before this applicant, if he should receive approval for slot machines, will be back then for the table licenses. I am wondering, too, when the zoning was obtained out there for specific licensees in the slot machine business, was it not spot zoning for those specific people? Honest John's and others who are operating slot machines? Has this been properly zoned? It was a grocery store. Has it been properly zoned for a casino or slot machines? This, I am wondering. Gentlemen, I have been coming before this Board for many, many years representing clients and bringing to this Board - not this particular Board, but to the City Commission - applications for licensees and never have I heard of a license being granted to an applicant prior to the State License being granted and certainly not until the application has been approved by the investigative body. Therefore I, representing the Golden Gate Casino as its Comptroller, protest the issuance of this license today, under the same conditions as Mr. Jones stated - that it be held over until proper investigative measures have been taken - until we who are protesting are certain that the zoning is in order.

Mayor Gragson: The office of the City Attorney has advised that the zoning is in order. I am sure it is.

Commissioner Corey: I might also make mention that we have done this in exactly the same way numerous times - as a matter of fact, at the last meeting.

Mr. Ashworth: I don't think it's proper.

Mayor Gragson: There was a little difference in the case of the one at the last meeting - our investigation was completed. I asked before we acted on it and they told me the investigation had been completed.

Keith Ashworth: I am Vice President for the Mint Hotel and I would like to say that I concur in the remarks of the two speakers, Mr. Jones and the other Mr. Ashworth. I learned of this this morning about ten minutes to ten and asked if I could come down here and present the same situation as Mr. Jones presented and see if, in effect, this application is a proper zoning. As I understand it, it is a grocery store and there is a question if that is the zoning of the City and if it is all in order, but I don't think another week or two would hurt on this application in view of the fact there is pending the State License.

Art Ham: I am quite a responsible property owner within this City. I am licensed in gambling. I am licensed in the Four Queens and in the Golden Nugget. I am speaking for myself. Mr. Sarno has stated that he is making an investment here of a half a million dollars. We have well over a hundred million dollars invested in gambling within the City of Las Vegas. This is a vast departure. I think this, above all else, requires a great deal of study. It is going to change the entire aspect,

potentially, of gambling within the City Limits of Las Vegas. There are a great many dangers that are involved in this that go way beyond the scope of zoning. We've had a situation here that's grown up - it's changed - modified - I'm not saying that this thing is not justified. The thing I object to more than the end result is the manner in which it is being done. I think that we are allowed hearings - public hearings - and if the case is right it will stand under its own weight and if it's wrong, it should fall. Each and every one of you - each and every one within the City - has a great amount of investment in gambling in this City. It means a great deal to all of us. This is, in effect, I think letting the tail wag the dog. It means just too darn much to every one of us to go through it this rapidly. I am not impressed with that half a million dollars being such a tremendous investment when we look at what other people have had. When we came up with the Four Queens as a project before the City Commission we had the opportunity at that time to build without a hotel. We chose then not to. We put in close to eight million dollars into that hotel in order to preserve what we know works within the City of Las Vegas, and gambling. It's been good for the public. It has survived and grown and to go with a vast departure of this nature on such short notice without adequate time to study, I think is a mistake and I would like to recommend to you people that you vote against any action at this particular time until a thorough and adequate study can be made.

Commissioner Corey: Might I bring out one point here, gentlemen, this has been on the agenda three times. The first time the application wasn't complete, so the applicant asked for it to be held until it was completed. The second time there was a Police investigation that wasn't completed - maybe it isn't completed yet - and they asked again that it be held. But now the State licensing action is coming up before our next meeting - the Federal licenses are due July 1st and I see, really, nothing improper. This has been a month and a half on the agenda.

Ernest Taylor: I represent the Union Plaza Hotel and I would like to concur in and endorse in what's been said heretofore and protest to this action and urge that you hold it over to give us more time to consider it.

Commissioner Corey: I have made a motion for approval - subject to final Police investigation and subject to the proper zoning and subject to everything that is legal and required.

Mayor Gragson declared Commissioner Corey's motion dead for lack of a second.

Commissioner Thornley: Is Commissioner Corey's motion dead?

Mayor Gragson: Yes, it's dead.

Commissioner Coblenz: Did these people obtain the qualifications for approval of the State Gaming and Police investigation before the 30th of the month, could they ask for a Special Meeting?

Mayor Gragson: They could ask for one and I would call one.

Commissioner Thornley: That is the thing that concerns me about the whole thing. You are concerned, you say, Mayor, about the "steam-rolling tactics" and yet some of the very people who appear here in protest here today have been afforded

special considerations. We have called special meetings to approve corporate changes, the same as this. These things were established as precedent before I was ever on this Commission - in fact, the zoning was accomplished before I was on this Commission - the precedent of approving "subject to" which, at my first meeting I questioned, was established. It has never been challenged before, that I know of, and I am just concerned about the situation as to why we have Honest John's - we have the Jack Pot - we have Foxie's - the zoning was done prior to either Dr. Coblentz or myself being on the Board, but then - I am kind of curious as to why this is different. This is the only thing that bothers me. In all good conscience - I do get the feeling that something is being rushed through here - but, by the same token, it has been done before.

Commissioner Coblentz moved that the application of the Big Wheel Casino be held in ABEYANCE until such time as the applicant receives approval of the State and Police Department, and should this occur prior to June 30, 1971, that a special meeting of the Board be called to further consider the application.

Don Williams: I am on the license application with Mr. Sarno and it appears to me that what has happened here today is that since it has been established and conceded by Commissioner Thornley that these are not unusual tactics - since it has been established in conversation or speeches by Mayor Oran Gragson and by Commissioner Corey and by the License Department, that the zoning is in order - that we are breaking no precedent - it seems strange to me that it is only competitors that probably - I don't know for what reason - wish to stalmate other businesses from going into business in the City of Las Vegas. Every one who has come up here is a competitor in the gaming business. We feel that free competition is what the whole American way of life is based on, and every man who has come up to protest us is a slot machine license holder and if government is going to be ruled, or persuaded, by competitors stopping other people from going into business, I believe it is an injustice and I do believe we are taking a gamble - and it is our own choice to gamble - and put money into the building and we do want to get a little bit of the summer business. I am sure these gentlemen want some of the summer business and probably would like us not to have some of the summer business . . . it looks to me like it is government by big town persuasion to keep us out of the gaming business in the City of Las Vegas or, at least, to stall us from getting into the gaming business in Las Vegas. I wish you would consider that when you make your final decision

Mayor Gragson: I have indicated that the zoning is proper. I have been informed that it is and if you are taking a gamble now in your building, you aren't taking any more of a gamble by this being held over because with everything proper I am sure that the end results will be the same. As I have said, this came in and was asked to be put on the agenda before the application was ever made.

Mr. Williams: We would have to plead ignorance in that. We had never applied for a business license in the City before and we would have to plead ignorance insofar as the original application was concerned. However, I would like to be assured that you are saying that if everything is proper that we would be okey'd.

I don't know what that means - I take your word for it -

Commissioner Corey: That was my motion and I can't understand -

Commissioner Coblentz: It has been hashed around a little by the various representatives from the Downtown area - it would have no effect on the results of this Commission's action -

Mr. Williams: That "hashing around" has an effect on the vote of the Commission today and I'm wondering if it might not have an effect again.

Commissioner Coblentz: Let me explain. The question all hinges upon not having the approval of the State Gaming Commission and the final Police investigation. If that is satisfactory, the Mayor has said he would call a special meeting for you before the 1st of July. That should be satisfactory. That won't stop you from continuing with your project -

Mr. Williams: I am just wondering if the same pressure is applied to us at that meeting -

City Attorney, Earl P. Gripentrog: While the Legislature met and the Committee on the Gaming, one of the (and we have several members here today) one of the things they wanted was for the local government to approve the license prior to the State approval because it has happened in the past - a ridiculous situation where the State would approve an applicant and be over-ruled by the local government. So it is my understanding that their preference is for the local government to give their approval first and then have the applicant go to the State and have the State make the determination whether it's good for the entire State.

Commissioner Coblentz: I was not aware of this.

Mr. Gripentrog: I think this makes more sense.

Commissioner Corey: Let me ask Lt. Compton - is the Police investigation finished?

Lt. Compton: No sir, it is not. We received this application on the 25th of last month . . . there is no way we can complete our investigation sooner than the 30th.

Keith Ashworth: In regard to the statement made by Mr. Gripentrog relative to the Legislature passing a Bill requiring the local entities to pass . . . there was a discussion and I would like to inform the Honorable Commission that that Bill did not pass. There was considerable testimony up there in the Legislature.

Don Ashworth: The statement has been made that this item is not even on the agenda for the State. I know that this Honorable Board has always been very cooperative with every license that needs to be acted upon in calling a special meeting. For you gentlemen to set a precedent here, or if a precedent has been set, to act on the license here before it's passed the State and even before the investigative work is completed, I think is tantamount to not running the Commission as it should be run. I strongly protest again and say this thing should be set over.

Commissioner Coblentz: Let me repeat what I said before - if these people have the confirmation of the State Commission and of the City Police Department, then we will have a special meeting.

Commissioner Corey: And we are not setting a precedent by doing it - this has been a matter of precedent in the past on many occasions. General Taylor was afforded this precedent at the last meeting - this same identical thing. I don't know where everybody was to protest that one. Your Honor, I will make a motion one more time because I am a personal friend of Mr. Williams and I think he should be afforded every privilege that every other person has been given in coming here.

(Motion)

Commissioner Corey moved that the application of

THE BIG WHEEL CASINO
2400 Las Vegas Blvd., South
SERVICE BAR
300 SLOTS

The Big Wheel, Inc.
Donald S. Williams, Pres.
Jay J. Sarno, Chairman
of the Board
Evelyn H. Spinks,
Secy-Treas

be APPROVED, SUBJECT TO final approval of the State Gaming Commission and complete Police investigation.

Commissioner Thornley: On the basis of my previous remarks. As I say, I do not like these tactics, but I can't sit here in good conscience knowing that the same thing has been done for other people in the past and see this motion die for lack of a second again. The Board should at least have an opportunity to vote on it.

(Second)

Motion seconded by Commissioner Thornley.

Roll call vote:

Commissioner Coblentz	Aye
Commissioner Thornley	Aye
Commissioner Howery	No
Commissioner Corey	Aye
Mayor Gragson	No

SPECIAL EVENT
LIQUOR LICENSE
Approved

Commissioner Howery moved that the following application for a Special Event Liquor License (Beer), be APPROVED, and the Director of License & Revenue authorized to proceed:

FOOD SERVICES, INC.
Cashman Field
JULY 4, 1971

James Harvey

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

At the hour of 12:15 p.m., Mayor Gragson declared a 5-minute recess.

At the hour of 12:30 p.m. the meeting reconvened with the full Board in attendance.

MARYLAND
PARKWAY
CIRCLE
Petition

Attorney Dennis R. Haney: I am representing the homeowners in the area around the Maryland Parkway Circle in Las Vegas, Nevada. We thank you for allowing us to be heard today. During the past several months the homeowners have been subjected to various abuses which should be corrected. They have tried every means prior to coming before this Body to solve the problem. These problems include: Excessive littering, abusive and obscene and profane language - threatening language - drunk and disorderly persons - open sexual activity in their front yards, practically - obstruction of traffic - harrassment by the users of the Park in coming to their homes - banging on the door at all hours - raising Hell and the apparent use of drugs. I believe the latter, the homeowners are not able to prove this - only the Police Department, the City Attorney's office and the District Attorney's office can effectively deal with this problem, and they have been trying I've been told. A few incidents from some of these homeowners are: Mrs. Stanislaugh's fence was broken and it cost \$190.00 to repair it. That was on April 18, 1971. On May 30th Mrs. Arthur Burke was threatened with foul language - cussed at - I can give you the precise language if it's necessary. Later her screen door was pushed in and her windows were broken because she wouldn't let someone use the bathroom for the twelfth time that day. On June 4, 1971, Ed Fleming saw a girl molested in the Park. Three teenagers were taken into custody. On June 3, 1971 a boy and girl were having sexual relations at which time two teenage girls were standing over them talking to them, apparently, all of which was witnessed by Mrs. Arthur J. Berch. Similar incidents have been witnessed by several other residents. On May 30, 1971, two teenage boys and one teenage girl walked in front of Mrs. D. L. Kilpatrick's car on purpose - stopped her - cussed at her - used profanity and threatened her. Mrs. Ethel Miles experienced a similar incident on June 5, 1971. Mr. Noble had the windows broken in his realty office. As you know, the zoning around there is commercial and there are various businesses being built. Many of the business people have signed this petition. I have talked with most of them. They are interested in getting something done. Something to stop the abuse of the Park - not the use. Certainly it's there for everyone to use. We are not trying to discriminate against any individual group, or anything like that. What we are interested in is protecting the residents and also the users in making this a happy place and a good place to live - a place where you can be free of fear when you take your children to that Park. You don't have to worry when you take your little kids out there - is somebody going to come up and push something on them - like a pill? Or come up and abuse them? The residents there are afraid to walk to the store near the Park. They get hollered at. I have experienced the same happenings myself. As regard these incidents, I can only at this time see three possible solutions and we are open to any others that anyone else may have. One would be to establish appropriate safeguards. This would include, perhaps, a ratio of people to the ground available in the interest of the health, safety and welfare of all the users, because there are approximately from 300 to 400 people in that Park, and it cannot accommodate that many safely. Provide a Park Superintendent; establish hours for the Park; establish rules for all the users in order to preserve the Park and health, safety and welfare of the residents located around that Park, and perhaps, more on the enforcement side, to enable the parents to share in some of the burdens their children are placing on them. For example, if a child does something wrong, maybe a parent could come down and help them - littering, or something as trivial as that. Next

would be to provide all of the necessary facilities. There are no toilet facilities and there is one drinking fountain. There are two big trees in the Park and that's all. The rest is grass. It used to be a fun place. It used to be an enjoyable place where the youngsters in this community could go - where the residents in this community could take their children and they could enjoy what facilities the City does provide for them. Unfortunately this is not now the case. The second alternative I have would be to establish a Childrens' Park. This would be a relatively simple procedure if it need be done. We already have one and it would be simple to add this one into that. I do have one reservation on that - because of its geographical location in the center of the street. I don't think that is exactly the best use to which it could be put. However, it is an alternative and we should consider all available alternatives. The third alternative that I have is to close the Park. That is the last resort but it can be done and it can be done legally. A Supreme Court decision was in the newspaper yesterday allowing the closing of public pools because of the economic burden being too great. My first possible solution here would be to provide for safeguards and would also entail a great expenditure of money for construction and if this expenditure is too great and we can't afford to do it, then let's close the Park. The only reason I ask that is because we have to weigh here - what are the dangers in letting most of these children stay there? Some of them are quite a bit older than twenty-one. We are not worried about being just being in the Park. What happens when they are there? Are they just playing a guitar? Are they just enjoying the Park? I think later you will see the pictures and you will find that they are not "just enjoying the Park". It happens to be the center - the heart - for most of the drug traffic for the teenagers in this area. We don't need that kind of a Park. We don't want that kind of a Park. I don't think that any of us want our children to grow up in that type of atmosphere. Certainly the responsibility for what's happened lies directly with the parents, but we of the City have an obligation too and this obligation is to help as best we can. What can we do? I have proposed three possible solutions and I think, obviously, the best of those possible solutions is to close the Park until something better can be found, and if something better can be found, By Gosh, we are all open to that. Thank you.

Allan Hall: Like he said, if the people there are afraid to take their little children to the Park - there are no playground facilities at all in that Park, like he said, but Baker Park is only three or four blocks from there and they do have a playground for children - swings - slides - etc. I don't see what's wrong with having parents take their children to that Park which is only a couple of extra blocks.

Mayor Gragson: Do you know of any reason why any parent should be afraid to take their children to any Park?

Answer: No sir -

Mayor Gragson: Is there any justification for that kind of behavior - that kind of activity - in any Park, that would cause any parent to be hesitant to take their children there?

Answer: No, they should not be afraid -

Allan Hall: A lot of young people in the 17/18 age group used to go to Lions Park all the time and congregate down there. Okey - the Police came down there and sort of ran them out a lot of times because of the drug use down there. The next place they went now is Circle Park. Now they are proposing to run them out of there - now, where are they going to go? What are you going to do with them now?

Commissioner Howery: Are you saying we should establish a park that can be used for drug users?

Allan Hall: No, I'm not, but you are not allowing them to be anywhere - you keep running them out from place to place -

Commissioner Corey: They can go anywhere as long as they don't use drugs or abuse other people -

Allan Hall: Right - but a lot of people who went down there were not using drugs, but yet you pushed them out too. Where are they going to go?

Commissioner Corey: They are paying the penalty for not policing themselves. The easiest way to cure the problem is that the kids who are not concerned with drugs, to cure it themselves. That's the easiest way and probably is the only way it is going to be done because we just have enough Police force - I happen to have a radio monitor in my car and I've been down there and viewed what goes on at those parks, and we had to put Police units all around to light it up because it is dark down there and our Officers stand a good chance of getting hurt. There are some awfully big kids down there, and I've seen them walk through there and ask the kids, politely, to leave - to break up. There are kids laying on the ground necking, and they have had to walk up and tap them on the shoulder to get their attention and ask them to please get up and conduct themselves in a decent manner. It's creating such a problem that the only way we can control it with the people we have is to close the area. We can't have people sit there and say - okey, now you kids sit here and go ahead and rap and as long as you are just rapping and having a good time - fine - but we don't have that kind of manpower.

Mayor Gragson: You heard the first gentleman's suggestions. What's yours?

Allan Hall: I would not close the Park - like you said, I think the kids themselves should try to police it so we could have a security thing around the Park itself. I think that would be the best solution - have sort of a Park Patrol - maybe two or three people who could patrol the Park and police it themselves.

Commissioner Corey: Do you think it would work?

Allan Hall: Yes sir, I do.

Commissioner Corey: What about the kids who go out and tear up the homes around the neighborhood? Tear down fences? Mrs. Marshall I have known for twenty-some years - I know she isn't going to lie to me and she is a nervous wreck. They are really terrorizing her.

Allan Hall: I think this would help solve the problem - possibly even build a fence around the Park - but not close the Park because

there aren't enough places for the kids to go.

Commissioner Corey: How late would you say?

Allan Hall: Ten o'clock curfew for kids under eighteen.

Commissioner Corey: That Park was originally designed by Don Payne, I think, along with some other people and that little parking area was put in there to protect that Park from cars getting out of control and going in there and hurting some kids that were playing in the area. It was designed for public use, etc. What's been going on down there has not really been in the best interests of anybody. We have to do something and we are here to listen to solutions, so if you have any solutions now is the time to present them.

Allan Hall: I think something like a Park Patrol -

Mayor Gragson: What about comfort facilities which are not there now?

Allan Hall: Build restrooms and set off a certain part of the Park for children to play in - swings, sandboxes and slides - set aside a certain part of that area for that and install restrooms and drinking fountains.

Mayor Gragson: It takes time to do that. What would you do in the meantime?

Allan Hall: Establish the Patrol, I guess. It wouldn't take that much to do it . . . you can't do everything right now.

Mayor Gragson: In the meantime what would you do? Close it until things are done?

Allan Hall: How long would it take to do all of those things?

Mayor Gragson: I don't know.

Commissioner Corey: Do you think there is a possibility of a youth group that would take the responsibility for the policing?

Allan Hall: A group like US might -

Commissioner Corey: Do you belong to any particular group that you think might undertake something?

Allan Hall: No, I do not.

Commissioner Corey: Would you be interested in forming a group?

Allan Hall: I surely would - I could go down to US and talk to those people down there and get them interested in doing something like that. I don't think it would hurt anything at all.

Mayor Gragson: Are you familiar with the activities of US?

Allan Hall: I am not - my sister is, pretty well familiar -

Deputy City Attorney, Ian Ross: Are you familiar with the activities that have been going on at the Park?

Allan Hall: Just what I have heard - that they come down there at night "pushing".

Commissioner Corey: Have you been down there yourself?

Ian Ross: I am wondering, Mayor, if it might not be useful at this time to have some of the film -

City Manager, A. R. Trelease: Bear in mind these are daytime activities.

(At 12:45 p.m., a film produced by Officers of the Las Vegas Police Department were shown of a variety of activities having taken place in "Circle Park" during daylight hours on May 24 and 25 and June 12, 1971)

Mayor Gragson (at conclusion of film): Does Mr. Hall have any further comments at this time?

Allan Hall: No sir.

Ian Ross: I would like to mention in passing that the surveillance referred to was a portion - the entire surveillance took place on May 24th, May 26th and also on June 7th and June 19th. As the result of those surveillances there were 18 arrests made - 9 juveniles and 9 adults - and also that on June 8th, 12th and 13th there were other surveillances made and as a result of those, 26 arrests were necessary - 26 adults and 14 juveniles.

Jim Kelly: I believe we objected to the Commission of the widening of Maryland Parkway. We had a good Park. They tore the trees down and everything else. I notice that this is a group of children moving in there I have four boys . . . you showed this film here which pertains to such a few amount of children . . some of them really don't belong in the neighborhood. There are three people who have gone up the Park - two others and myself - we have talked to the Officers up there - I drove up there when I heard the noise to see what was going on and when I got up there they said the Park was closed, about twenty minutes after ten. I asked him why. We are not going to solve the problems by closing the Park or by strangling the kids into another district, because they are just going to move from one place to another. Some of my neighbors are sitting right back here now - our kids have committed a few infractions, but nothing serious. If the Police can take pictures of the pushers passing pills, then aren't these the people who should be singled out and treated as "pushers" instead of allowing it to go on? The kids are able to spot the narcotics Officers - there's no doubt about that. By the same token why don't they use the same photographic lenses the way Walt Disney does? We should have restrooms there. We don't and there is a sewer line that runs directly through that Park. I was there when they built it. We can spend money on so many problems that really are not what you would say are serious problems - zoning and all this stuff - why don't we try to help our children by singling out these individuals who are pushing, catching them and putting them away? They are the people who are hurting us - the kids who are using it are sick. They need help. We are a town of 163,000 people now. Last night there was a very good program on TV that expressed what the big cities are trying to do about it. I think we should have a rehabilitation center here and take those children there when they are sick and see if we can't help cure them. I don't think

the answer is putting anyone in jail who is under drugs, or anything like that. The people who are using it are sick at heart and it is a family problem. I talked to the three Officers up there the other night and they said there should be more parents up there. Last night I took my car and my boy - my other two boys came over on bicycles - and we sat there until approximately 10:45 p.m. I saw a few infractions of the law - yes - blocking the road up there, but it moved on and I didn't see anything of violence - I didn't see anything of kids really getting out of line. There was one group of three or four children talking about the advantages of going to Vo Tech - the advantages it had over other high schools. They weren't talking about dope or anything. They were just sitting around having a discussion so you can't disqualify all of our children up in that neighborhood with stuff like that and I don't believe that the Park should be closed. I believe it should just be policed in a proper way.

Chief of Police, N. D. Witcher: I knew this question would be brought out - why would the Police Department be there filming it and not making any arrests? I can say that practically all of the ones who were filmed (on the film you have just seen) were arrested and charged. Of the 42 arrested the biggest part of them (80% of them) were arrested for either possession of, or under the influence of narcotics. I can understand this gentleman's feelings and so can I of the people who live in the Maryland Parkway area. They have been subject to all kinds of abuse. We have several hundred feet of film but edited it down to this so it wouldn't take too long. We are doing the best we can and I think we have the biggest part of the crowd dispelled - we were up to 150 to 200 and we are down to around 30 or 40 in a group now. I will say this - all of them are not bad but we do have those in there we are trying to weed out.

Commissioner Corey: If we did put restrooms in there, wouldn't that be a focal spot spot for guys to sell the stuff?

Chief Witcher: It probably would, but at the same time they are going to the neighbors in this particular neighborhood - knocking on the doors - demanding to use their bathrooms - and when they refuse they use their front lawns or front doorsteps.

Attorney Haney: If I may, I would point the distinction out between two separate problems. One is the problem of the homeowners and residents of the City and the other problem which we mentioned earlier - the problem with the youth and the problem with the drugs. These are different. They overlap but they are different. They have to because the drug users are using the Park and we have a problem. It is not just the drugs, it's the abuses of the Park. In addition to what we saw on the film, there has been physical violence that has taken place. I have seen it myself. I grew up in this town and I go over and visit friends who are living there and I would say that in the last four weeks out of about 15 visits, there were at least seven times I saw physical violence take place in the Park. It is there. This is an additional thing. The property owners in the surrounding area are in danger. There has been physical damage to their property - they have been threatened and, after threats, there have been broken windows and screen doors pushed in in their own homes. That is a danger to them - a danger to their health, safety and welfare. If we can come to a better solution than closing the Park, then we are for it, but in the interim - today - I ask you to

close the Park, at least until you can find another solution. This is not going to solve the drug problem in Las Vegas. It's not going to solve the drug problem in Nevada, the United States or any place else. There's no question about that. That's not the problem in the petition brought before this Commission. It is there and we're not trying to sidestep it - we are not trying to close our eyes to it - it means a lot more than a simple petition and a simple enactment by this Commission to cure this problem. It is going to take a lot of study and a lot of hard work and a lot of people and a lot of parental work. But today we respectfully ask, that as an interim measure, to close that Park until a better solution is found.

Unidentified Speaker: I didn't really come here today to speak on this matter - I came for another reason - but I think you are missing a really big point. I don't live in the area but drive to work usually by that route. Now I'm afraid to drive that way - I don't know when the kids are going to stumble out in front of me - I have to take another route because I'm scared to death I'll kill somebody. I went there for a picnic with my husband . . we got up and left . . we were scared to death and unless some solution is reached, it should be closed - period.

Mayor Gragson: I will hear Mrs. Anderson and then I am going to close this hearing.

Helen Anderson: I too came to observe and not to speak but because of my interest in promoting a Park I almost feel like I am creating a monster. I only wish that the film that we just witnessed was a horrible X-rated Hollywood epic instead of Hometown USA. It is frightening. In deference to the Police Chief, I have no knowledge of the laws, but we had drunk and disorderly conduct - we had indecent exposure - noise - the selling and passing of dope - and what good would curfew do in this little Park? I believe that the offenders are over curfew age. I believe that this particular Park is old, in nature, as established and the sprinkler system is the kind that has to be turned on manually. I suggest a timed sprinkler system - an automatically timed sprinkler system - I would like to see them accomplish some of the things they were doing under the full force of some cold water. I'm not trying to be funny, but it's the truth - even animals have the dignity to go in the bushes. Unfortunately these young people don't seem to. Unfortunately, again, many of these children that we filmed are the children that we are allowing to vote. Doesn't that scare you just a little bit? I suggest again, gentlemen, the sprinkler system and that this film in its entirety be given prime time on local television. I think that some of the parents might just be sitting back and drinking a beer and see little Johnnie or Suzie staggering through that Park. Thank you.

Mayor Gragson: Now, the City Manager, the Chief of Police, the City Attorney and whoever else you may choose, I want you to bring up some recommended solutions. The Park can't be used as it is being used for the hours it is, without restrooms. That we know. If there is to be a temporary closing of the Park until we can do some of these things, that can be done, but you work up the recommendations. When you have them prepared, I will call the Commission as a body and we will look at the recommendations -

Commissioner Howery: In the meantime the Park is closed -

Ian Ross: I was wondering if the Police Chief would take the position that it would be easier to maintain law and order in the Park than to maintain certain surveillance necessary to close the Park -

Mayor Gragson: I don't say what you should do right now - close the Park or not. If it isn't closed a strong surveillance must be kept on it until we work out the solutions. I realize that all of the youngsters aren't bad, but with the Park as it is, it's a darn bad place to go now. I don't think they should even be thrown in with the type of individuals that these films indicated are in there now. There is a possibility of good youngsters going bad under those conditions and surroundings. Get the recommendations at the earliest possible moment and in the meantime I do believe that we can close that Park completely at nine or ten without any material problem.

Chief Witcher: I would make the recommendation here that if the Park is to remain open, that some lighting be put in there -

Commissioner Howery: Close the Park until you see what the recommendations are for lights - restrooms - etc.

Chief Witcher: Do you leave it to my discretion to close it until you reach a decision, or are you asking to close it?

Commissioner Corey: I would so move, if that be in order, that the Chief Enforcement Officer should use his discretion to determine what is best for that area until such time as the Study Group -

Mayor Gragson: We have one decision to make - shall the Chief exercise his judgment as to whether or not to close?

City Manager, A. R. Trelease: I would like the Police Department to have the authority to close it on a day-to-day basis.

Mayor Gragson: I don't know about closing it one day and opening it the next. How many of the young people who use this Park live within the neighborhood? Are they all from outside the neighborhood?

Attorney Haney: All I can give you is the information I have from the arrests - there was one from California - one from Oregon - two from North Las Vegas and one from the area, out of six arrests.

Mayor Gragson: I don't mean those who were arrested - I mean the ones who use the Park -

Answer: Not too many, locally.

Mayor Gragson: I think perhaps after viewing this film and the observation that I have personally made, that the Park should be closed until other arrangements can be made and I think we should consider restrooms for the Parks - and lights - and all the other facilities.

Ian Ross: Legally you can close the Park.

Mayor Gragson: Do it until we can get the facilities -

Commissioner Howery: I think we are breaking our own ordinances - I think the Health Department could close us down.

Commissioner Howery moved that the Park commonly known as Circle Park, located at Maryland Parkway Circle, be CLOSED pending recommendations for facilities such as lighting, restrooms, drinking fountains, etc. are presented for Commission decision by a Study Committee comprised of the City Manager, the Chief of Police, the City Attorney and such other Staff as may be selected by the Committee.

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Coblentz, Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

ORDINANCE
No. 1498
Adopted

AMENDING LIQUOR ORDINANCE re WHOLESALER'S FINANCIAL
INTEREST IN RETAIL ESTABLISHMENTS
Committee: Commissioners Thornley and Coblentz

Ordinance No. 1498 reported out of Committee favorably

An ordinance entitled: "AN ORDINANCE TO AMEND TITLE V, CHAPTER 18, SECTION 15 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960 EDITION, TO PROVIDE FOR ISSUANCE OF AN IMPORT-WHOLESALE ALCOHOLIC BEVERAGE LICENSE TO A WHOLESALE GROCER WHO ALSO HAS A RETAIL PACKAGE LIQUOR LICENSE, PROVIDED THE WHOLESALER DOES NOT SELL OR TRANSFER BEER OR WINE TO ANY RETAIL OPERATION IN WHICH SAID WHOLESALER HAS AN INTEREST; PROVIDING OTHER MATTERS PROPERLY RELATING THERETO; PROVIDING PENALTIES FOR THE VIOLATION HEREOF AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH" was read by title by the Deputy City Attorney.
(2nd reading)

Mayor Gragson: This makes this possible - it is not an automatic issuance of a License?

Mr. Ross: That is correct.

Commissioner Corey: This allows a person to hold a retail and a wholesale license?

Mr. Ross: That is correct, providing though that the person does not sell at a wholesale level to himself on a retail basis.

Commissioner Corey: How do you police it? How do you keep a guy from selling to himself?

Mr. Trelease: Because of the records they are required to keep they say there is no problem in policing it -

Commissioner Corey: This is against all the policies we've had in the past -

Commissioner Howery: No. In fact, I believe that Safeway at one time held a license like this. They didn't renew it for some reason - I wasn't on the Board then so I don't know -

Attorney Herb Jones: I represent the people who have requested this particular license. I believe this is the sixth or seventh time we have appeared before you. We have been in Committee twice. I am not going to take up any time discussing the matter with you but I am here to provide you with the answers to any questions you might wish to ask. However, from the standpoint of going back over all grounds as I have said, it has been to Committee twice - we have had public hearings on it - and I have said about all I can say. Unless you have a question, I won't take up any more of your time and go back over the grounds I have gone over for at least twelve hours of your time before, either in Committee or here in this Chamber.

Commissioner Corey: What is the Committee's recommendation?

Commissioner Thornley: We recommend approval.

Commissioner Thornley moved that Ordinance No. 1498 be ADOPTED, and the Clerk authorized to proceed with the required publications.

Charles Miller: I have been associated in the liquor business for many years in town. It is apparent to those in the liquor industry at present that this is an unnecessary evil that is being requested. In other words, there is no hardship on the Thrifti-mart Company in not being able to acquire all of their own brands of liquor that are being distributed in this town now. There are many wholesale houses and everybody in the retail liquor business has the same source of supply. What it seems to want to do is to eliminate the established wholesalers in town by by-passing them in being able to import their own brands, and it would be of no advantage to them if they weren't allowed to sell to themselves. So I think they are sort of trying to circumvent the sources and saying - well, we have it, we might as well move it into these locations. They have more buying power than the individual liquor store owner. Everything is supply and demand - some people get larger discounts by doing greater volumes, etc., but what is the real necessity for having the retailer go into the wholesale business if he doesn't want to supply himself? We have Bonanza Beverage, De Luca, Las Vegas Distributing, Nevada Beverage - they have all the brands covered. What are they going to bring up that isn't here now, unless they bring up something for their own use? Then you do have a policing problem - we don't have an Alcohol Control Board in this State. I feel you gentlemen should consider that thoroughly - who it is going to advantage and who it is going to harm.

Sam Hecht: I represent the Las Vegas Distributing Company. There are a few points I would like to direct to the Attorney. Are there any law or ordinance against a wholesaler having a retail license?

Mr. Ross: Presently this would not be possible -

Mr. Hecht: Why do we have to put something in where a retailer can have a wholesaler's license? I have not actually read the ordinance -

Mr. Ross: It's a short ordinance - perhaps if I read it to you -

Mayor Grayson: Please read it.

Mr. Ross: Ordinance No. 1498 provides as follows:

"SECTION 1. Title V, Chapter 18, Section 15 of the Municipal Code of the City of Las Vegas, Nevada, 1960 Edition, is hereby amended to read as follows:

"5-18-15: FINANCIAL INTEREST OF BREWER, WHOLESALER IN RETAIL ESTABLISHMENTS:

- " (A) Except as provided in Subsection (B) hereof, no license shall be granted to any brewer or brewery, manufacturer of liquors or beverages, or wholesaler who shall have any financial interest, direct or indirect, in any retail alcoholic liquor or retail beverage establishment in the City.
- " (B) A grocer holding a retail package liquor license or licenses, who also owns and operates a bona fide wholesale grocery operation and who owns or controls a brand or brands of beer, may be licensed at the premises of such wholesale grocery operation to sell beer and wine at wholesale to other retailers. No beer or wine purchased or otherwise acquired under the license issued to such wholesale grocery operation may be sold or transferred to any retailer in whose business, premises or equipment such wholesale licensee has any direct or indirect financial interest.

"SECTION 2. Any person, firm or corporation violating any of the provisions of this ordinance shall, upon conviction thereof, be punished by a fine of not more than \$500.00 and/or imprisonment in the Citu Jail for not more than six (6) months, or any combination of such fine and imprisonment. Every day of such violation shall constitute a separate offense. "

Mr. Miller: In other words, this ordinance was written for a retail grocer. If a retail liquor store wants to get into the wholesale business, he can't get into the wholesale business - he has to be in the grocery business?

Mr. Ross: As a generalization, this ordinance provides that you can't be a wholesaler and a retailer at the same time. If you are a retailer -

Mr. Hecht: In other words, a retailer can't go into the wholesale business . . . this ordinance was just written for Thriftmart, is that right? Or any other chain? I have another question - would you have an amendment written that the wholesaler could have a retail license, but we won't sell to ourselves? Just give me the same thing as you want to give them.

Commissioner Corey: You are entitled to it - if you give it to one then give it to all. We have licenses available right now because the liquor business isn't too good - you can buy my place for inventory - we are going to destroy the rest of the business, I think, if we go this way. That is my personal opinion.

Herb Jones: I am not here to argue it further. I have discussed it with all of you - discussed it in front of the Committee which was appointed to hear this matter. I feel that we have met every one of these objections - at least a dozen times - and I think you are all familiar with the circumstances. The ordinance itself limits as to what can be done - it states what can be done -

It leaves me cold when they say we can buy from all these other people - the answer is - they have a monopoly on every one of the brands you are talking about and they know they can't come before you and tell you that a grocery store cannot buy - or will not buy - will go out and buy from somebody else. I challenge anybody to come before you and tell me how I can buy Coors or Falstaff, or anything else, without I buy through these people. If I'm in the grocery business, I have to buy from them so these arguments have no merit whatsoever. They have a monopoly on those particular brands and I don't object to them having them since time began - it's part of the Trade, but I do think that all of us here know that if you are going to be buying from wholesalers and if you are a grocery store, the big ones are all going to be buying Falstaff, Hamms, Coors, and all of the other brands . . . This is a request for the people to come in with their own brands to sell . . . it is limited . . . just as simple as that. Anyone who can qualify can do it, but it is time we have this other type of beer - this non-brand - to the small retailer who would like to sell something they have an opportunity to sell. We ask that you go ahead and adopt this ordinance.

Commissioner Corey: What kind of beer would they bring in? Would it be limited to any kind of beer? Could they bring in Coors - Budweiser - could they bring in anything they desire?

Mr. Jones: We are not allowed to. You know that Coors is not going to sell to them and you know that Falstaff is not going to sell to them -

Commissioner Corey: No, I don't know - I am asking you if they can bring in other brands of beer under the provisions of this ordinance - they are going to bring in a cheaper product - Do you feel it would be fair if we allowed the wholesalers to have retail outlets?

Mr. Jones: Are you talking about the beer and wine people - to have retail outlets?

Commissioner Corey: Yes.

Mr. Jones: I am not qualified to answer that but I'm quite sure that you are, and I'm sure that all of the retailers are qualified to answer . . . but I see no reason if you wanted to compete with them, if you wanted to put a bar down in his warehouse - I wouldn't think there would be any problem with that.

Sam Hecht: I would have to repudiate Mr. Jones's statement - because Safeway put the pressure on and Thriftmart will do the same thing. Safeway, when they had their license, went to all the breweries and wineries and brought pressure to bear and said - if you don't sell us direct, we won't carry your products, and they didn't carry some products because some of the breweries wouldn't sell them direct. This is strictly a pressure move on the part of Thriftmart.

Commissioner Thornley's motion for adoption of Ordinance No. 1498 seconded by Commissioner Coblentz, and carried by the following vote: Commissioners Coblentz, Thornley, Howery and Mayor Gragson voting aye; noes, Commissioner Corey.

JUNION CHAMBER
OF COMMERCE

Lease Agreement
Approved

Mayor Gragson: This does not issue the license - remember that.

Mr. Ross: The Commission previously voted to lease premises to the Jr. Chamber of Commerce on similar terms and conditions as were done for the Firefighters Protective Association and also for the Elks for Helldorado. You have before you the lease and we just need authority to have the lease agreement executed.

Commissioner Thornley moved that the recommendation of the City Attorney's office that a Lease Agreement between the City of Las Vegas and the Jr. Chamber of Commerce for the use of Cashman Field, be APPROVED, and the Mayor and Clerk authorized to sign.

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

(Commissioner Coblenz called from Commission Chambers on an emergency matter and was absent from the balance of the meeting)

Director of Recreation, Fred Martin: Mr. Neil Early has requested permission to make the following presentation:

"June 3, 1971

"Board of Commissioners, City of Las Vegas

"The second Community Theatre Project under the auspices of the Clark County Ministerial Association's Civic Theatre Community Involvement Program is scheduled for this summer. Some of you may recall our production last summer of ALICE IN WONDERLAND. This year's effort will encompass two major phases: A Young People's Workshop and an Adult Workshop. We anticipate the involvement of upwards of 400 people in the Program.

"The Young People's Workshop will involve pre-school to 17-year olds. They will have the opportunity to receive instruction and coaching in creative dramatics. We will have an excellent Program working with puppets for the pre-school to 8-year old groups. The youth will also prepare performances for various invited audiences. We are currently contacting representatives of such groups as Upward Bound, Headstart and the Variety School as potential audiences. The plays will be from folklore and traditional tales.

"The Adult Workshop Program will concentrate on a production of Gilbert & Sullivan's THE MIDAKO. We are anticipating performances in August. This phase can also use a wide range of age groups. Upwards of 50 people are needed for the show itself. We can find jobs for any number of technical and production assistants. The Musical Arts Workshop has recommended that its members participate and some of the High Schools have notified their students of the Project. Many churches have also commended and endorsed the Program. We will also ask for publicity for auditions, registration and performances from the various media.

"We have received the endorsement of the State Council on the Arts along with a grant. The funds for financing the Program have been raised through personal and organizational contributions and the door receipts from last year's production.

CIVIC THEATRE
COMMUNITY
WORKSHOPS

Approved

"Since our Program is Civic in scope and open to all religious and cultural groups and interested individuals, the endorsement of our efforts by the Las Vegas City Commission would be very meaningful. The Program is totally voluntary and no one receives financial compensation. This Project also seeks to eventually see the establishment of a Civic Repetory Theatre under the cooperation and combined efforts of the various civic organizations which have shown an interest in the Fine Arts.

"We would greatly appreciate your consideration and interest."

/s/ Neil Early,
Theatre Projects Chairman
1961 Virginia City Avenue

Mr. Early: I submitted this letter to the Mayor and Commissioners earlier. My main reason for being here is to ask you if we may receive sanction and endorsement of this Program from the City Council. As described in this letter, eventually we hope to build toward becoming a regular Civic Repetory Company here in the City, working possibly in conjunction with Mr. Martin and through the City Recreation Department.

Commissioner Corey: Did we receive a copy of this letter?

Mayor Gragson: I have one. What would our endorsement do toward this? Would it make it easier for you to solicit dollars from the Public?

Mr. Early: As I have stated in the letter, I am interested in it being a really Civic Project, as such. We are interested in making it on a wide-scale community involvement basis. We felt if we did have the approval of the City it would enhance the Project.

Mayor Gragson: I think that we, as individuals, can endorse it. Endorsing it as representing the feeling and direction of the citizens of Las Vegas is what I question. We as individuals can endorse it but can we, representing the citizens of the City, endorse it? Mr. Martin, do you have any comments?

Fred Martin: I have gone over it pretty thoroughly and what he is asking for is actually just to have the Recreation Department as a co-sponsor -

Mayor Gragson: You mean authorization for the Recreation Department to participate -

Fred Martin: Yes - to assist Mr. Early to get the Theatre going.

Mayor Gragson: That's a different matter then. You feel that this fits within your scope and that it would be of added benefit to the overall Recreation Program of Las Vegas?

Fred Martin: Very much so.

Mayor Gragson: Then I don't see any problem in authorizing you to work with him -

Mr. Ross: I gather what you are talking about if you are going to be co-sponsoring it, not only will the City's name be used but you would have a certain amount of direction and control over it. You have previously investigated that this would be a worthwhile Project to get into, and you are satisfied that these people have bona fide sponsors - then the City Attorney's office - we are not recommending that the Board go along with this necessarily - we take no position on that - but the City Attorney's office has no objection to it. It is legally permissible.

Commissioner Thornley moved that the request of Neil Early for the City's Recreation Department to assist in the Clark County Ministerial Association's CIVIC THEATRE COMMUNITY INVOLVEMENT PROGRAM be APPROVED, and the Director of Recreation authorized to proceed.

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

BRADFORD PLACE
UNIT No. 1
(TOWNHOUSE)
Approved

FINAL SUBDIVISION PLAT - PLANNED UNIT DEVELOPMENT

Director of Public Works, Richard P. Sauer: It is recommended that the following Final Plat be approved. All engineering designs have not been finally checked and accepted but fees have been paid and agreements signed for this development.

Commissioner Corey moved that the recommendation of the Department of Public Works for approval of the Final Plat of Bradford Place, Unit No. 1, be APPROVED subject to final acceptance of design by the Department of Public Works.

Motion seconded by Commissioner Thornley and carried by the following vote: Commissioners Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

RELEASE OF
CONTRACT
Approved

Mr. Sauer: The following Contractor is requesting release of retention and bond following the expiration of the 35-day lien period. All work has been completed in accordance with contract plans and specifications and it is recommended that the contract bond and retention be released.

Contractor:	RICO PAVING & GRADING CO.
Bid No.	70.89
For:	ALTA-ALBIERS DRAINAGE CHANNEL ADDITIONS
Notice of Completion:	March 24, 1971
Release Date:	April 28, 1971

Commissioner Thornley moved that the recommendation of the Department of Public Works under Bid No. 70.89, be APPROVED, and the Clerk and Procurement Division authorized to proceed.

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

RIGHT-OF-WAY
ITEMS
Approved

Commissioner Corey moved that the following right-of-way items be APPROVED, and the Department of Public Works authorized to proceed:

GRANT DEED

From: Charleston Height Hospital, Inc.
To: CITY OF LAS VEGAS
For: Portion of NW 1/4, Sec. 24, T20S, R60E
SMOKE RANCH ROAD

GRANT DEED

From: Ernest A. Becker d/b/a Ernest A. Becker Enterprises
To: CITY OF LAS VEGAS
For: Portion of NE 1/4, Sec. 23, T20S, R60E
SMOKE RANCH ROAD

GRANT DEED

From: Jerry Dye
To: CITY OF LAS VEGAS
For: Portion of Lot 9, Block 2, Bel Air Tract
No. 4
OAKLEY BLVD. & EASTERN AVE.

GRANT DEED

From: 1st National Bank of Nevada
To: CITY OF LAS VEGAS
For: Portion of Se 1/4, Sec. 27, T20S, R61E
ALLEY, VICINITY OF BONANZA & MAIN

GRANT DEED

From: Kenneth and Barbara Herrington
To: CITY OF LAS VEGAS
For: Portion of Gov. Lot 25, Sec. 36, T20S, R60E
MOHAWK AND CORY PLACE

GRANT DEED

From: Josephine Bartolacelli
To: CITY OF LAS VEGAS
For: Portion of Gov. Lots 3 and 4, Sec. 2, T20S, R60E
PAINTED DESERT DRIVE (N 1/2)

GRANT DEED

From: Charles L. and Hilda Lee Painter
To: CITY OF LAS VEGAS
For: Portion of NW 1/4, Sec. 2, T20S, R60E
PAINTED DESERT DRIVE (S 1/2)

GRANT DEED

From: Pearl Hennon
To: CITY OF LAS VEGAS
For: Portion of Gov. Lot 4, Sec. 31, T20S, R62E
EAST CHARLESTON BLVD.

Motion seconded by Commissioner Thornley and carried by the following vote: Commissioners Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

CLAIM AGAINST
THE CITY

Approved

CLAIM OF DONREY ADVERTISING

Mr. Sauer: This involves damage done to a telephone cable while placing a temporary pole at Oakey and Decatur Blvds. The City Attorney's office and the Department of Public Works has agreed that the payment of \$2,750.00 would be equitable to avoid litigation due to a questionable responsibility in this area - this has been going on for some three years.

Mayor Gragson: Was the hole dug where your Department marked it?

Mr. Sauer: It was dug in the area where it was marked - that's quite true -

Mr. Ross: The City Attorney's office concurs in Mr. Sauer's presentation of the facts.

Commissioner Thornley moved that the recommendation of the City Attorney's office and the Department of Public Works to acknowledge the claim of Donrey Advertising Co. in the amount of \$2,750.00, be APPROVED, and Staff authorized to proceed.

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

CONNECTION TO
CITY SEWER

Approved

Mr. Sauer: The next item involves the request of Bruce K. Michael to hook into the City sewer from outside City Limits. This is the location here (wall map) at Vegas Drive and Shadow Mountain Place. It is in accordance with our usual procedure in this area. We see no objection and it can be accomplished and he has agreed to sign a petition for annexation.

Commissioner Corey moved that the recommendation of the Department of Public Works to allow Bruce K. Machael to connect to the City sewer system at Vegas Drive and Shadow Mountain Place, be APPROVED, and Staff authorized to proceed.

Motion seconded by Commissioner Thornley and carried by the following vote: Commissioners Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

CONNECTION TO
CITY SEWER

Approved

Mr. Sauer: This is another request to hook into the City Sewer from outside the City Limits. It comes from Jack Carmody and this is the location (wall map) - this is Willow Trail - Melody Lane - Pleasant Road and Vegas Drive - and this is the Tonopah Highway. The Commission, some time ago, took the position that there would be no more sewer connections into the City sewer from this area inasmuch as they had so adamantly opposed annexation. The County has gone on record of telling those people to come to the City and be annexed, or forget it. That they would give no more building permits by virtue of the fact there is a health hazard in this entire section. This is the location right here where the man is asking for permission to connect to the sewer. He, of course, will sign an annexation petition.

Mayor Gragson: What is he building?

Mr. Sauer: A single family home. This is where the sewer line would be. He has an easement from this property owner through here to hook into the Willow Trail line - it will go through another lot.

Commissioner Corey: What is your recommendation?

Mr. Sauer: The Commission took the position at the time this was done to forestall a continual problem in this area and I believe the Commission's position was correct.

Commissioner Thornley: But these people are caught in a squeeze now -

Commissioner Corey: How many in there do we have hooked up?

Mr. Sauer: The Commission, again, has taken the position that those places on Vegas Drive would probably not be in the same position as those on the inside and they have gone along with the hook-ups on Vegas Drive. Interior-wise, I don't think we have gone along with any of those.

Commissioner Corey: How many do we have altogether who have signed petitions for annexation?

Mr. Sauer: Probably one-twentieth of those necessary . . . under the new law you have to have 100% and this we could never get. I don't think we would have even 3% or 5% at the present time. The sewer line is large enough and can take the additional hook-up - however, the City people pay for this line by virtue of taxes.

Mayor Gragson: What is his hook-up fee?

Mr. Sauer: His fee will be larger - it will be \$300.00 and the service fee is larger also by one and a half times.

Mayor Gragson: I say that two wrongs never make a right so give him the permission.

Commissioner Corey moved that the request of Jack Carmody to connect to the City sewer at the Willow Trail line, be APPROVED, and Staff authorized to proceed.

Motion seconded by Commissioner Thornley and carried by the following vote: Commissioners Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

PROPOSED SPECIAL
ASSESSMENT DIST.

Approved

STREET LIGHTS ON SAHARA AVENUE FROM RANCHO ROAD TO
DECATUR BLVD.

Mr. Sauer: I have one additional item that I would like to bring up. It was not on your agenda and I bring it up now only because of the time involved - we are pressed for time - and that is the Sahara Avenue proposed assessment district for street lights, from Rancho Road to Decatur Blvd. The State is designing this to go to contract in February of 1972 and we would like to do this in conjunction with this program - have street lights put in along the entire route of the construction. The red (referring to wall map) does not indicate "no" - those are merely the assessable areas. Those shown in blue are not assessable areas. In other words, they already have the street lights in. Up to yesterday

afternoon, we did not have the required percentage and would have had to go in under Senate Bill No. 80, which we would have strongly advocated. However, in talking to the First Western people (Stan Spears) who are farsighted, he agreed, over the telephone, to go along with the assessment district. This is not on paper, you understand, but he did agree so this will now give us some 64% in favor. The only person voting against this is Mr. Leid.

Mayor Gragson: I would suggest that we approve it predicated upon First Western's written consent.

Mr. Sauer: I would recommend that you direct the City Engineer to prepare plans and specifications.

Commissioner Thornley moved that the recommendation of the Department of Public Works to create an assessment district for street lights along Sahara Avenue, from Rancho Road to Decatur Blvd., be APPROVED, and the City Engineer instructed to prepare Plans and Specifications.

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

TRAFFIC AND
PARKING ITEMS
Approved

Commissioner Corey moved that the following Traffic and Parking Items, as recommended by the Traffic Engineer and approved by the Traffic & Parking Commission, be APPROVED, and the Department of Public Works authorized to proceed:

First
Presbyterian
Church

Request of the First Presbyterian Church that diagonal parking be established on the west side of DESERT LANE, next to the First Presbyterian Church.

Grant Co.

Request of the Grant Company for a variance of the Curb Cut Ordinance.

4th Street
On-ramp

Request of the Traffic Engineer that the parking along the west side of CASINO CENTER BLVD., between BONANZA and the 4TH STREET ON-RAMP, be removed.

Clark Co.
Assn. for
Retarded
Children

Request of the Clark County Association for Retarded Children that the parking zone along COOLIDGE between MAIN STREET and 1ST STREET, be changed from a 1-hour zone to a 20-minute zone.

Motion seconded by Commissioner Thornley and carried by the following vote: Commissioners Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

NEW CITY HALL -
CAVALCADE OF
PRESIDENTS
Approved

A. R. Trelease, City Manager: Your Honor, there was supposed to have been another communication item on the agenda, as follows:

"June 3, 1971

"Mr. Art Trelease, City Manager

"As per our conversation today, I am sending you the complete layout on the Cavalcade of Presidents that we would like to donate to the new City Hall. I personally feel this would be a very nice display in a hallway, or any room that you believe it would be suitable.

"When the Downtown Optimist Club discussed this, the discussion was to maybe have it submitted by all ten Optimist Clubs in Las Vegas. This was voted down because we are the original Downtown Club and have always met in a downtown hotel. We are presently meeting at the Top of the Mint on Tuesdays at noon. We actually would like to have you as my guest one of these Tuesdays."

/s/ W. E. Tollin

Mr. Trelease: This is quite an expensive donation and would take a wall space not to exceed five and a half feet by sixteen and a half feet. It will be comprised of an 11-inch by 14-inch plaque of every President. They did discuss other buildings for this display but they felt since they are the Downtown Club they wanted it in our building.

Mayor Gragson: Can you make the space for it?

Commissioner Howery: If we have the space, I would be in favor of it.

Commissioner Howery moved that the offer of the Downtown Optimist Club to donate for display in the new City Hall a "CAVALCADE OF PRESIDENTS" be ACCEPTED and the City Manager authorized to proceed.

Motion seconded by Commissioner Thornley and carried by the following vote: Commissioners Thornley, Howery, Corey and Mayor Gragson voting aye; noes, none.

Commissioner Howery was excused from the Commission Chambers at the hour of 2:00 p.m.

COOPERATIVE
AGREEMENT
No. 33
Approved

REGIONAL STREET & HIGHWAY COMMISSION COOPERATIVE
AGREEMENT No. 33 - CONSTRUCTION OF A 6-LANE FACILITY
ON RUSSELL ROAD

Commissioner Thornley moved that the recommendation of the Department of Public Works and the City Attorney's office for participation in Cooperative Agreement No. 33, be APPROVED, and the Mayor and Clerk authorized to sign.

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Thornley, Corey and Mayor Gragson voting aye; noes, none.

COOPERATIVE
AGREEMENT
No. 34
Approved

REGIONAL STREET & HIGHWAY COMMISSION COOPERATIVE
AGREEMENT No. 34 - CONSTRUCTION OF A TRAFFIC SIGNAL
INTER-CONNECTING CABLE ON MAIN STREET

Commissioner Thornley moved that the recommendation of the Department of Public Works and the City Attorney's Office for participation in Cooperative Agreement No. 34, be APPROVED, and the Mayor and Clerk authorized to sign.

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Thornley, Corey and Mayor Gragson voting aye; noes, none.

CLAIM AGAINST
THE CITY
Denied

CLAIM No. 631 - IRENE AND ANTHONY MOLINA

Commissioner Thornley moved that the recommendation for denial by the City's Insurance Adjuster and the City Attorney's office of the following claim against the City, be APPROVED, and the Clerk instructed to so notify the claimant:

Claimant: Anthony and Irene Molina
Damages: Bodily and Personal injuries to Mrs. Molina
Amount: Special Damages (to date of claim) \$597.93
General Damages (at least) \$10,000.00

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Thornley, Corey and Mayor Gragson voting aye; noes, none.

CLAIM AGAINST
THE CITY
Denied

CLAIM No. 630 - DIANE WITTMAN

Commissioner Thornley moved that the recommendation for denial by the City's Insurance Adjuster and the City Attorney's office of the following claim against the City, be APPROVED, and the Clerk instructed to so notify the claimant:

Claimant: Diane Wittman
Damages: Towing Charges
Amount: \$24.50

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Thornley, Corey and Mayor Gragson voting aye; noes, none.

CLAIM AGAINST
THE CITY
Denied

CLAIM No. 629 - DONALD F. HOOPS

Commissioner Thornley moved that the recommendation for denial by the City's Insurance Adjuster and the City Attorney's office of the following claim against the City, be APPROVED, and the Clerk instructed to so notify the claimant:

Claimant: Donald F. Hoops
Damages: False arrest
Amount: \$125,000.00

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Thornley, Corey and Mayor Gragson voting aye; noes, none.

CLAIM AGAINST
THE CITY
Denied

CLAIM No. 626 - EARLE S. WILLIAMS

Commissioner Thornley moved that the recommendation for denial by the City's Insurance Adjuster and the City Attorney's office of the following claim against the City, be APPROVED, and the Clerk instructed to so notify the claimant:

Claimant: Earle S. Williams
Damages: False arrest
Amount: Special Damages - \$600.75
General Damages - \$25,000.00

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Thornley, Corey and Mayor Gragson voting aye; noes, none.

ORDINANCE
No. 934-188
Referred
(T and AC)

ORDINANCE No. 934-188 - REZONING ORDINANCE - Z-13-70

An ordinance entitled: "AN ORDINANCE TO AMEND TITLE XI, CHAPTER 1, SECTION 3 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960 EDITION, BY AMENDING THE LAND USE PLAN MAP ADOPTED BY THE CITY OF LAS VEGAS AND CHANGING THE ZONING DESIGNATION OF SAID MAP" was read by title by the Deputy City Attorney, who recommended that it be referred to Committee. (1st reading)

Mayor Gragson appointed Commissioners Thornley and Coblentz as the Committee for Recommendation on Ordinance No. 934-188.

ORDINANCE
No. 1523
Referred
(T and AC)

ORDINANCE No. 1523 - CREATING SPECIAL ASSESSMENT DISTRICT No. 499 (STEP 11-B)

An ordinance entitled: "AN ORDINANCE CREATING LAS VEGAS, NEVADA, SPECIAL ASSESSMENT DISTRICT No. 499, ORDERING THE INSTALLATION OF STREET LIGHTS ALONG CERTAIN STREETS AND PORTIONS THEREOF, WITHIN THE CITY OF LAS VEGAS, NEVADA; PROVIDING FOR THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS THEREFOR; RATIFYING ACTION HERETOFORE TAKEN RELATIVE TO SAID DISTRICT AND PROVIDING FOR RELATED MATTERS" was read by title by the Deputy City Attorney, who recommended that it be referred to Committee. (1st reading)

Mayor Gragson appointed Commissioners Thornley and Coblentz as the Committee for Recommendation on Ordinance No. 1523.

CANVASS OF VOTES -
JUNE 8, 1971 CITY
ELECTION
Certified

Mr. Ross: This item requires Commission certification of the canvass of votes conducted by Commissioners Coblentz, Corey and Mayor Gragson on the 11th day of June.

Commissioner Corey moved that the Abstract of the Vote of the City of Las Vegas, polled at the General Election held June 8, 1971 relating to votes cast for Mayor, Commissioner "1" and Commissioner "3", i.e.

MAYOR:

ORAN K. GRAGSON	16,921
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COMMISSIONER "1":

HAROLD F. MORELLI	11,505
PAUL PRICE	9,336

COMMISSIONER "3":

GEORGE E. FRANKLIN, JR.	11,743
WESLEY G. HOWERY	9,434

be certified and entered in the record.

Motion seconded by Commissioner Thornley and carried by the following vote: Commissioners Thornley, Corey and Mayor Gragson voting aye; noes, none.

ORDINANCE
No. 1495
Adopted

ORDINANCE No. 1495 - TO REMOVE THE RIGHT TO DEVELOP
RESIDENTIAL USES IN NEIGHBORHOOD COMMERCIAL AREAS
Committee: Commissioners Howerly and Thornley

Ordinance No. 1495 moved out of Committee favorably

An ordinance entitled: "AN ORDINANCE TO AMEND TITLE XI, CHAPTER 1, SECTIONS 17, 18, 19 AND 20 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960 EDITION, TO PROVIDE REMOVAL OF THE RIGHT TO DEVELOP RESIDENTIAL USES IN NEIGHBORHOOD COMMERCIAL AREAS; PROVIDING OTHER MATTERS PROPERLY RELATING THERETO; PROVIDING PENALTIES FOR THE VIOLATION HEREOF AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH" was read by title by the Deputy City Attorney. (2nd reading)

Commissioner Thornley moved that Ordinance No. 1495 be ADOPTED and the Clerk authorized to proceed with the required publications.

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Thornley, Corey and Mayor Gragson voting aye; noes, none.

ORDINANCE
No. 1517
Adopted

ORDINANCE No. 1517 - AUTHORIZING INTERIM WARRANTS -
SPECIAL ASSESSMENT DISTRICT No. 465 (STEP 16)
Committee: Commissioners Coblentz and Thornley

Ordinance No. 1517 reported out of Committee favorably

An ordinance entitled: "AN ORDINANCE AUTHORIZING THE ISSUANCE OF INTERIM WARRANTS FOR LAS VEGAS, NEVADA, SPECIAL ASSESSMENT DISTRICT No. 465; PRESCRIBING THE FORM OF SAID WARRANTS; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL THEREOF AND INTEREST THEREON AND PRESCRIBING DETAILS IN CONNECTION THEREWITH" was read by title by the Deputy City Attorney. (2nd reading)

Commissioner Thornley moved that Ordinance No. 1517 be ADOPTED, and the Clerk authorized to proceed with the required publications.

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Thornley, Corey and Mayor Gragson voting aye; noes, none.

ORDINANCE
No. 1520
Adopted

ORDINANCE No. 1520 - AUTHORIZING INTERIM WARRANTS -
SPECIAL ASSESSMENT DISTRICT No. 485 (STEP 16)
Committee: Commissioners Coblentz and Thornley

Ordinance No. 1520 reported out of Committee favorably

An ordinance entitled: "AN ORDINANCE AUTHORIZING THE ISSUANCE OF INTERIM WARRANTS FOR LAS VEGAS, NEVADA, SPECIAL ASSESSMENT DISTRICT No. 485; PRESCRIBING THE FORM OF SAID WARRANTS; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL THEREOF AND INTEREST THEREON AND PRESCRIBING DETAILS IN CONNECTION THEREWITH" was read by title by the Deputy City Attorney. (2nd reading)

Commissioner Thornley moved that Ordinance No. 1520 be ADOPTED, and the Clerk authorized to proceed with the required publications.

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Thornley, Corey and Mayor Gragson voting aye; noes, none.

ORDINANCE
No. 1521
Adopted

ORDINANCE No. 1521 - AUTHORIZING INTERIM WARRANTS -
SPECIAL ASSESSMENT DISTRICT No. 487 (STEP 16)
Committee: Commissioners Coblentz and Thornley

Ordinance No. 1521 reported out of Committee favorably

An ordinance entitled: "AN ORDINANCE AUTHORIZING THE ISSUANCE OF INTERIM WARRANTS FOR LAS VEGAS, NEVADA, SPECIAL ASSESSMENT DISTRICT No. 487; PRESCRIBING THE FORM OF SAID WARRANTS; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL THEREOF AND INTEREST THEREON AND PRESCRIBING DETAILS IN CONNECTION THEREWITH" was read by title by the Deputy City Attorney. (2nd reading)

Commissioner Thornley moved that Ordinance No. 1521 be ADOPTED, and the Clerk authorized to proceed with the required publications.

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Thornley, Corey and Mayor Gragson voting aye; noes, none.

ORDINANCE
No. 1522
Adopted

ORDINANCE No. 1522 - CREATING SPECIAL ASSESSMENT
DISTRICT No. 490 (STEP 11-B)
Committee: Commissioners Coblentz and Thornley

Ordinance No. 1522 moved out of Committee favorably

An ordinance entitled: "AN ORDINANCE CREATING LAS VEGAS, NEVADA, SPECIAL ASSESSMENT DISTRICT No. 490, ORDERING THE GRADING, GRAVELLING, MACADAMIZING, PAVING, CURBING, GUTTERING, DRAINING, SIDEWALKING AND OTHERWISE IMPROVING, INCLUDING INSTALLING STREET LIGHTS ALONG, CERTAIN STREETS AND PORTIONS THEREOF, ALL WITHIN THE CITY OF LAS VEGAS, NEVADA; PROVIDING FOR THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS THEREFOR; RATIFYING ACTION HERETOFORE TAKEN RELATIVE TO SAID DISTRICT AND PROVIDING FOR RELATED MATTERS" was read by title by the Deputy City Attorney. (2nd reading)

Commissioner Thornley moved that Ordinance No. 1522 be ADOPTED, and the Clerk authorized to proceed with the required publications.

Motion seconded by Commissioner Corey and carried by the following vote: Commissioners Thornley, Corey and Mayor Gragson voting aye; noes, none.

INTERIM
COMMITTEE
REPORTS

COMMUNICATION OF FEBRUARY 1, 1971 FROM BARBERS UNION re
LICENSE FEES FOR BARBER SHOPS AND BEAUTY SHOPS
Committee: Commissioners Coblentz and Thornley

Reported out of Committee unfavorably

COMMUNICATION OF MAY 10, 1971 FROM DR. LEELAND M.
LOVAAS re PROPOSED AMENDMENT TO CITY CODE ON GRANTING
OF HOME OCCUPATION PERMITS BY THE BOARD OF ZONING
ADJUSTMENT
Committee: Commissioners Thornley and Coblentz

Reported out of Committee unfavorably

Mayor Gragson: I think our present Ordinance is quite adequate. This is actually the first situation of this type we have had in fifteen years.

Mr. Ross: The City Attorney's office would recommend that the Ordinance remain as it is.

City Manager, A. R. Trelease: The Director of Finance has indicated that we may have to revise our 1970-71 budget in order to comply with the law, as we usually do every year at this time. He has, therefore, requested that you recess this meeting until tomorrow and if we do have to revise it, he will have the Resolution.

At the hour of 2:35 P.M., Mayor Gragson declared this meeting RECESSED to the hour of 2:00 p.m. on June 17, 1971.

Commissioner Corey: I would like to make one statement and I would like it spread on the minutes. I would like to thank the Staff and Employees of the City for the kindnesses extended to me during the past four years. I found the departments to be most efficient and I would like to make one last recommendation on the studies that were done with all the different departments - not really earth-shaking - but merely some requests for uniforms in the Street Department - some water-coolers where we need them and different things of this sort. There were certain things I promised a lot of the employees that I would try to do for them and I would like to put it in writing and submit it to the Board for its perusal and determination at a later date.

Mayor Gragson: We will gladly accept them.

Mr. Sauer: May I say that all of the recommendations you made are being implemented right now

MINUTES

Las Vegas, Nevada
June 17, 1971

A Recessed Regular Meeting of the Board of City Commissioners of the City of Las Vegas, Nevada, held this 17th day of June, 1971, was called to order by His Honor, Mayor Oran K. Gragson, at the hour of 2:00 p.m. (Conference Room), with the following members present:

	Mayor	Oran K. Gragson
	Commissioner	Alexander Coblentz, M. D.
	Commissioner	Hank Thornley
	Commissioner	James J. Corey
ABSENT (excused)	Commissioner	Wesley G. Howery
	City Manager	A. R. Trelease
	Deputy City Attorney	Ian Ross
	Director of Finance	Harold A. Laird
	Director of Planning	Donald J. Saylor
	City Clerk	Edwina M. Cole

At the hour of 2:00 p.m. Mayor Gragson called the Recessed Regular Meeting of June 16, 1971 to order.

CLARK COUNTY
ROAD FUND
Adopted
Resolution

Director of Finance, Harold A. Laird: I would recommend that this Board adopt the following Resolution:

"WHEREAS, N.R.S. 403-450 provides that counties shall share a portion of their County Road Funds with incorporated cities lying within their boundaries; and

"WHEREAS, it has been determined that the proper share of the Clark County Road Fund due to the City of Las Vegas for the Fiscal Year 1970-71, is \$35,555.27.

"NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the City of Las Vegas that the Director of Finance be directed to take appropriate action to collect the sum of \$35,555.27 due from the Clark County Road Fund."

Commissioner Corey moved that the recommendation of the Director of Finance for adoption of the foregoing Resolution be APPROVED, and the Director of Finance authorized to proceed.

Motion seconded by Commissioner Coblentz and carried by the following vote: Commissioners Coblentz, Thornley, Corey and Mayor Gragson voting aye; noes, none.

NOTICE OF PROPOSED
REVISION - 1970/71
BUDGET

Mr. Laird: Any revision of the budget must be made at a regular meeting of the Board. This does not increase the amount of the Budget, but it is required that we give Notice at one regular meeting and act officially at the next regular meeting.

Mayor Gragson: This is merely a reallocation of funds.

City Manager, A. R. Trelease: There is no difference in the total amount.

Mr. Ross: It is required that the Commission be notified by this Notice. Does it necessarily follow that we publish?

Mr. Laird: No -

Mayor Gragson: We should have a motion so it would be an official record that the City Commission intends to approve this Revised Budget at its next regular meeting.

Mr. Ross: A motion would be in order.

Commissioner Thornley moved that the intent of the Board of City Commissioners of the City of Las Vegas, Nevada, at its next regular meeting to be held on July 7, 1971, is to adopt a Revised Budget for the 1970/71 fiscal period.

Motion seconded by Commissioner Coblentz and carried by the following vote: Commissioners Coblentz, Thornley, Corey and Mayor Gragson voting aye; noes, none.

ORDINANCE
No. 1507
Adopted

ORDINANCE No. 1507 - USES PERMITTED IN P-R ZONES
Committee: Commissioners Howery and Corey

Ordinance No. 1507 reported out of Committee favorably

An ordinance entitled: "AN ORDINANCE TO AMEND TITLE XI, CHAPTER 1, SECTION 17.A, SUBPARAGRAPH (A) AND (B) OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960 EDITION; PROVIDING STANDARDS FOR QUALIFICATIONS AS AN OFFICE BY REPEALING THE PRESENT PROVISIONS IN SUBPARAGRAPHS (A) AND (B), AND ADOPTING THE FOLLOWING PROVISIONS: PROVIDING OTHER MATTERS PROPERLY RELATING THERETO; PROVIDING PENALTIES FOR THE VIOLATION HEREOF AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH" was read by title by the Deputy City Attorney. (2nd reading)

Commissioner Corey moved that Ordinance No. 1507 be ADOPTED, and the Clerk authorized to proceed with the required publications.

Motion seconded by Commissioner Thornley and carried by the following vote: Commissioners Coblentz, Thornley, Corey and Mayor Gragson voting aye; noes, none.

There being no further business to come before the Board, at the hour of 2:30 P.M., Mayor Gragson declared the Regular Recessed Meeting ADJOURNED.

APPROVED


ORAN K. GRAGSON, MAYOR

ATTEST:


EDWINA M. COLE, CITY CLERK