

M I N U T E S

Las Vegas, Nevada
January 7, 1976

A Regular Meeting of the Board of City Commissioners of the City of Las Vegas, Nevada, held this 7th day of January, 1976, was called to order by His Honor, Mayor William H. Briare, at the hour of 9:00 a.m., with the following members present:

Mayor	William H. Briare
Commissioner	Paul J. Christensen (Excused at approximately 11:45 a.m.)
Commissioner	Myron E. Leavitt
Commissioner	Roy A. Woofter (Arrived at approximately 9:40 a.m.)
Commissioner	Ron Lurie

STAFF PRESENT

City Manager	A. R. Trelease
Deputy City Attorney	Janson F. Stewart
Director, Dept. of Community Development	Donald J. Saylor
Director, Finance Department	Marvin A. Leavitt
Fire Marshall	Otto McFarland
Director, Dept. of License & Revenue	Ila M. Britt
SID, Metro Police	Stu Brown
Director, Personnel Department	J. Robt McPherson
Director, Purchasing & Contracts	J. C. Cathcart
Director, Dept. of Public Works	Laurence Hampton
City Clerk	Edwina M. Cole

INVOCATION

The Invocation was given by Commissioner Paul J. Christensen.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was given and the meeting called to order by His Honor, Mayor William H. Briare.

PURCHASING & CONTRACTS
DIVISION

J. C. CATHCART, DIRECTOR

Mayor Briare: The first item on our agenda this morning is the awarding of bids.

Mr. Cathcart: Mayor, would you like to take these one at a time?

Commissioner Lurie: Yes, I would.

Mayor Briare: Proceed, please.

BID No. 75.97
Awarded

BID No. 75.97 - NON-UNIFORMED EMPLOYEES SAFETY SHOE
CONTRACT FOR THE PERIOD 1/1/76 THRU 12/31/76 - ALTERNATE
No. 1 ONLY (Various Departments)
(Estimate: \$7,843.75)

Commissioner Lurie moved that the recommendation of the City Manager, the Finance Department and the Purchasing & Contracts Division for award of contract under Bid No. 75.97 to LEHIGH SAFETY SHOE COMPANY for the low bid in the amount of \$5,846.25, be APPROVED, and the Director of Purchasing & Contracts authorized to proceed.

Motion carried by the following vote: Commissioners Christensen, Leavitt, Lurie and Mayor Briare voting aye; noes, none.

Commissioner Woofter temporarily absent

BID No. 75.98
Abeyance

BID No. 75.98 - TWO (a) EA. STATION WAGONS - REPLACEMENTS;
AND ONE (1) EA. PICKUP TRUCK - REPLACEMENT (Fire Dept.)
(Estimate: \$12,500.00)
(Abeyance Item from Commission Meeting of 12/17/75)

Mayor Briare: If there are no objections, this item will be held over to our next meeting. Mr. Cathcart is going to give the Commission a report - not that he hasn't already done so regarding the other companies failure to bid - but he is also going to check this out further.

BID No. 75-101
Awarded

BID No. 75.101 - CHEMICAL WEED KILLERS TO SPRAY RIGHTS-
OF-WAY, DRAINAGE DITCHES FOR SANITATION, AND FENCE LINES
(Parks Department)
(Estimate: \$4,000.00)

Commissioner Lurie moved that the recommendation of the City Manager, The Finance Department, the Purchasing & Contracts Division and using department for award of contract under Bid No. 75-101 to CLARK COUNTY WHOLESALE for the low bid in the amount of \$4,128.00, be APPROVED, and the Director of Purchasing & Contracts authorized to proceed.

Motion carried by the following vote: Commissioners Christensen, Lurie and Mayor Briare voting aye; noes, none.

Commissioners Leavitt and Christensen temporarily absent

BID No. 75-102
Awarded

BID No. 75-102 - COMBINATION METER SERVICE AND LIGHT
DISTRIBUTION PANEL BOARD FOR THE RELIGHTING SYSTEM AT
FOUNTAIN PARK (Dept. of Public Works)
(Estimate: None)

Commissioner Lurie moved that the recommendation of the City Manager, the Finance Department, the Purchasing & Contracts Division and using department for award of contract under Bid No. 75-102 to CONSOLIDATED ELECTRIC for the low bid in the amount of \$4,590.00, be APPROVED, and the Director of Purchasing & Contracts authorized to proceed.

Motion carried by the following vote: Commissioners Christensen, Leavitt, Lurie and Mayor Briare voting aye; noes, none.

Commissioner Woofter temporarily absent.

BID No. 75-103
Awarded

BID No. 75-103 - TARGET ASPHALT CONCRETE SAW (Department of Public Works)
(Estimate: \$2,800.00)

Commissioner Lurie moved that the recommendation of the City Manager, the Finance Department, the Purchasing & Contracts Division and using department for award of contract under Bid No. 75-103 to BAT RENTALS, INC. for the sole bid received in the amount of \$2,195.00, be APPROVED, and the Director of Purchasing & Contracts authorized to proceed.

Motion carried by the following vote: Commissioners Christensen, Leavitt, Lurie and Mayor Briare voting aye; noes, none.

Commissioner Woofter temporarily absent.

BID No. 74-104
Awarded

BID No. 75-104 - 194 SQ. YDS. CARPETING - LOWER LEVEL
LAS VEGAS METROPOLITAN POLICE DEPARTMENT (LVMPD)
(Estimate: \$4,200.00)

Commissioner Lurie moved that the recommendation of the City Manager, the Finance Department, the Purchasing & Contracts Division and using department for award of contract under Bid No. 75-104 to ROBERTS ROOF & FLOOR for the low bid in the amount of \$3,414.40, be APPROVED, and the Director of Purchasing & Contracts authorized to proceed.

Motion carried by the following vote: Commissioners Christensen, Lurie and Mayor Briare voting aye; noes, none.

Commissioners Leavitt and Woofter temporarily absent.

Mr. Cathcart: Mr. Mayor, Next I have a couple of additional items that I spoke to you about -

Mayor Briare: Award of contracts, or permission to go to bid?

Mr. Cathcart: One is an award and one is a request for rejection of bids.

Mayor Briare: Please proceed.

RFQ No. 352-1678
Approved
Page 3

Mr. Cathcart: The first one is Request for Quotation No. 352-1678 for Court Room Benches for the Municipal Court Room No. 3. These are to match the existing benches.

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RFQ No. 352-1678

(continued)

Mr. Cathcart: This is to Bernstein Company of Culver City California for furnishing and installing Courtroom benches in the amount of \$1,890.00 and is a sole source item to match the existing benches in Courtrooms Nos. 1 and 2.

Mayor Briare: Are there any objections to this action?

(No response)

M o t i o n

Commissioner Lurie: I move for approval as requested.

Motion carried by the following vote:
Commissioners Christensen, Lurie and Mayor Briare voting aye; noes, none.

Commissioners Leavitt and Woofter temporarily absent.

BID No. 75.109
Bids Rejected -
Permission to
Readvertise

BID No. 75.109 - FURNITURE - JUDGES CHAMBERS - COURTROOM - CLERKS - TO FURNISH NEW MUNICIPAL COURT DEPARTMENT No. 3

Mr. Cathcart: This is a walk-on item, Mr. Mayor, and we would recommend rejection of all bids and permission to readvertise.

M o t i o n

Commissioner Lurie: I so move, as recommended.

Motion carried by the following vote:
Commissioners Christensen, Lurie and Mayor Briare voting aye; noes, none.

Commissioners Leavitt and Woofter temporarily absent.

REQUEST FOR PERMISSION
TO ADVERTISE FOR BIDS
Approved

Mayor Briare: Under "Permission to Receive Bids", Mr. Cathcart, I do have one question on the Acoustically Tune Council Chambers (Item 2). I presume it refers to these Commission Chambers -

Mr. Cathcart: Yes - this request came from the Department of Public Works -

Mayor Briare: What kind of procedure would we follow, Mr. Trelease, in order to have the County's participation in the improvement of the Sound System? Has that been discussed? I think the entities that use this building - so far they are not consolidated - but the entities that use these Commission Chambers should participate in the cost of improvements to the Sound System.

Would the Commission agree, providing that the participation can be gained from the County, that permission will be given to receive these bids?

Commissioner Christensen moved that the recommendation of the City Manager, the Finance Department, the Purchasing & Contracts Division and using departments to advertise for bids on the following services and/or materials, be APPROVED, and the Director of Purchasing & Contracts authorized to proceed:

1. TWO (2) EA. 72-INCH ROTARY MOWERS - NEW EQUIPMENT (Parks Dept.)
(Estimate: \$8,200.00)
2. ACOUSTICALLY TUNE COUNCIL CHAMBERS - WITH COUNTY PARTICIPATION (Public Works)
(Estimate: \$3,000.00)
3. REFLECTORIZED SIGN MATERIALS (Public Works)
(Estimate: \$4,000.00)

ITEM

Commission Action

Department Action

IV. DEPARTMENT OF LICENSE & REVENUE

ILA M. BRITT, DIRECTOR

*CONSENT AGENDA

All matters listed under Items A and B are considered to be routine by the City Commission and may be enacted by one motion. However, any item may be discussed if a Commission member or citizen so requests.

*A. CHARITABLE SOLICITATIONS PERMITS
 (approved by the Solicitations Review Board)

1. POLICE-FIREFIGHTERS ATHLETIC BENEFIT ASSN. -- sale of tickets to an annual football game
2. BELLEVIEW SCHOOLS/PILLAR OF FIRE -- annual general solicitations
3. NATE MACK, B'NAI B'RITH OF LAS VEGAS -- advertising in a souvenir journal/tickets to the annual "Man of the Year" testimonial dinner
4. BERNICE SCHIFFMAN UNLV SCHOLARSHIP FOUNDATION -- sale of tickets to an annual luncheon/ raffle tickets
5. NATIONAL JUNIOR HONOR SOCIETY, GARSIDE JR. HIGH SCHOOL -- solicitations for canned goods
6. MUSEUM GUILD OF SOUTHERN NEVADA -- tickets to a historical fashion show "Yarns from Yesteryear"

Items 1 thru 6
 Approved as recommended
 Lurie - unanimous

Director of Lic. & Rev. authorized to issue

*B. GAMING -- Additional

1. UNITED COIN MACHINE CO.

 Jackpot Casino
 2410 Las Vegas Blvd South
 3 slots

 Thrifty Drug #277
 1401 North Decatur Blvd
 4 slots

 Thrifty Drug #324
 701 Tonopah Highway
 2 slots

 Westgate Drug
 3920 West Charleston Blvd
 3 slots

Items 1 thru 5
 Approved as submitted
 Lurie - unanimous

Same as above

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ITEM	Commission Action	Department Action
<p><u>IV. DEPARTMENT OF LICENSE & REVENUE</u> (cont'd)</p>		
<p>*B. <u>GAMING -- Additional</u> (cont'd)</p> <p>1. UNITED COIN MACHINE CO. Lotus Casino 1213 Las Vegas Blvd South 2 slots</p> <p>2. BALLY DISTRIBUTING CO. Golden Nugget 129 East Fremont Street 4 slots Pioneer Club 25 East Fremont Street 1 slot</p> <p>3. J. J. PARKER/OPERATOR Golden Gate Casino #1 East Fremont Street 14 slots</p> <p>4. WAYNRAE, INC. Coin Castle Casino 15 East Fremont Street 2 slots</p> <p>5. SCOTT PLAZA, INC. Union Plaza Hotel/Casino #1 Main Street 4 slots</p>	<p>See Page 4</p>	<p>See Page 4</p>
<p>C. <u>LIQUOR & GAMING -- Change of Ownership</u></p> <p>1. *THE HIGHLANDER 1926 South Western Tavern Gaming: Bus-owned: 6 slots United Coin: 4 slots</p> <p>From: Joseph L. Levinson, 100%</p> <p>To: Irving E. Ulsrud, 100%</p> <p>*Subject to the provisions of the Planning, Building and Fire codes and Health Department regulations</p> <p>Page 8 Minutes Regular Meeting City Commission January 7, 1976</p>	<p>Approved subject to conditions Lurie - unanimous</p>	<p>Director of Lic. & Rev. authorized to proceed</p>

DEPARTMENT OF LICENSE AND
REVENUE

ILA M. BRITT, DIRECTOR

See Pages 7 and 8 of these Minutes (Annotated Agenda)

LIQUOR & RETAIL
TOBACCO - NEW
Abeyance

*7-ELEVEN FOOD STORE No. 18382
NE corner 10th Street & Charleston Blvd.
BEVERAGE OFF-SALE

The Southland Corp.
John F. Thompson,
Herbert E. Hartfelder, et al

Rodney A. Brehm, District Manager :

Commissioner Lurie: I have a question on this Item E-1.
I was reading in the contract that the sale of the property
was contingent upon whether or not you get a Beer & Wine
License.

Mr. Brehm: That is correct, Commissioner Lurie.

Commissioner Lurie: I am requesting that this item be
held until our next meeting so that I can discuss it further
with the License Department.

I don't think it's fair to this Commission to approve
Licenses contingent on whether or not a piece of property
is sold to the Company. I know that a 7-Eleven Store has
never been turned down, but I don't like to see that in the
contract, so I am going to request that this item be held
until our meeting on the 21st.

Commissioner Leavitt: Do I understand this hasn't been
through zoning yet?

Mr. Brehm: Yes it has -

Commissioner Lurie: But it seems in the contract it
stipulates that unless this is approved today, there would
be no sale. I had a question in to the City Attorney on
this but he is out ill today, so I have requested that this
be held over to the 21st. I don't think two weeks is going
upset the License, but I have requested this information from
the City Attorney.

Mayor Briare: Would two weeks allow you time to get the
problem straightened out?

Answer: Yes it would -

Mayor Briare: Then if there are no objections, this Item will
be held in abeyance until the meeting of the 21st.

ITEM	Commission Action	Department Action
<p><u>IV. DEPARTMENT OF LICENSE & REVENUE</u> (cont'd)</p>		
<p>D. <u>LIQUOR & RETAIL TOBACCO -- Approval of New Franchise Managers</u></p> <p>1. *7-ELEVEN FOOD STORE #13701 515 East Oakey Boulevard Beverage Off-Sale</p> <p>The Southland Corp.</p> <p>William H./Verdie M. Evans, Franchise Managers</p> <p>*Subject to the provisions of the Planning, Building and Fire codes and Health Department regulations</p>	<p>Approved subject to Conditions Lurie - unanimous</p>	<p>Director of Lic. & Rev. authorized to proceed</p>
<p>E. <u>LIQUOR & RETAIL TOBACCO -- New</u></p> <p>1. *7-ELEVEN FOOD STORE #18382 NE corner 10th and Charleston Beverage Off-Sale</p> <p>The Southland Corp - John P. Thompson, Herbert E. Hartfelder et al</p> <p>Rodney A. Brehm, Dist Manager</p> <p>2. *7-ELEVEN FOOD STORE #18565 SW corner Fremont and Bruce Beverage Off-Sale</p> <p>The Southland Corp - John P. Thompson, Herbert E. Hartfelder et al</p> <p>Rodney A. Brehm, Dist Manager</p> <p>*Subject to the provisions of the Planning, Building and Fire codes and Health Department regulations</p>	<p>Abeyance</p> <p><u>SEE PAGE 9 OF THESE MINUTES</u></p> <p>Approved subject to Conditions Lurie - unanimous</p>	<p>1/21/76 Agenda</p> <p>Director of Lic. & Rev. authorized to proceed</p>
<p>F. <u>SPECIAL EVENT LIQUOR LICENSES</u></p> <p>1. GERMAN-AMERICAN SOCIAL CLUB OF NEVADA Location: Carpenter's Hall Date: January 24th, 1976</p> <p>Responsible Licensee: Erika Betzler</p> <p>2. SHERM'S DISCOUNT LIQUORS Location: 1006 East Charleston Dates: January 15th, 16th, 17th and 18th, 1976</p> <p>Responsible Licensee: Sherman Simmons</p>	<p>Items 1 and 2 Approved Lurie - unanimous</p> <p>Page 10 Minutes Regular Meeting City Commission January 7, 1976</p>	<p>Same as above</p>

LIQUOR
Approved

REQUEST FOR EXTENSION OF CLOSURE

THE ZODIAC
1825 Las Vegas Blvd., South
TAVERN

George/Charles Prock

Closed 7/7/75.

Extension for 9/5/75 thru 11/3/75 approved 9/3/75
Extension for 11/4/75 thru 1/7/76 approved 10/15/75

Request for 60-day extension of inactive status - (1/8/76
thru 3/7/76)

Mayor Briare: Is Mr. Prock present?

Mrs. Britt: This item is represented by Mr. Ponder, the
Manager for Mr. Prock.

Mayor Briare: Is he here?

Mrs. Britt: I believe so.

Commissioner Leavitt: I have a question on this. I notice
there has been a continuous extension of this License on an
inactive basis. What's the purpose for it? Are they trying
to sell this place?

Mrs. Britt: I believe they're trying to make up their minds
whether or not they are going to extensively remodel or move
to a new location. It was originally closed down by our
Fire Department for building violations.

Mayor Briare: Is there a representative from The Zodiac, or
the property on which that building sits, present?
It seem to recall a letter that said he would be present.

Mrs. Britt: His letter did state he would be present and
he also received a letter telling him to be present - I
don't know why he is not here.

Mayor Briare: It is expected that this meeting will be
recessed right around the lunch hour and we would conclude
our business for the day at that time. However, inasmuch
as he did write a letter - he offered to be here and nobody
perhaps said that he should be here -

Mrs. Britt: Yes Sir, he was notified to be here -

Mayor Briare: In the event that this applicant is not
present by the time we recess today, it will just be taken
off the agenda.

ITEM

Commission Action

Department Action

IV. DEPARTMENT OF LICENSE & REVENUE
 (cont'd)

G. LIQUOR -- Request for Extension of Closure

1. THE ZODIAC
 1825 Las Vegas Blvd South
 Tavern

George/Charles Prock

(Closed 7-7-75. Extension for 9-5-75 thru 11-3-75 approved 9-3-75; extension for 11-4-75 thru 1-7-76 approved 10-15-75. Request for 60-day extension of inactive status for: 1-8-76 thru 3-7-76.)

Approved
 Leavitt - unanimous

SEE PAGES 11 &

OF THESE MINUTES

Director of Lic. & Rev. authorized to proceed (any further request for Extension of Closure to be fully documented as to Licensee's progress and ultimate intentions)

H. RETAIL TOBACCO -- New

1. JOHNNY L. FISHER
 King's Coffee Shop
 1102 East Fremont Street

2. TERRIBLE HERBST, INC.
 Terrible Herbst, Inc.
 3650 West Sahara Avenue

Approved Items
 1 and 2
 Lurie - unanimous

Director of Lic. & Rev. authorized to issue

I. PRIVATE DETECTIVE LICENSE -- Change of Location

1. AGR DETECTIVE SERVICE
 From: 324 So 3rd, #12
 To: 324 So 3rd, #17

Eddie LaRue, 100%

Approved
 Lurie - unanimous

Same as above

J. FIRE ARMS PERMIT -- New

1. ADAMS FEED COMPANY
 1415 Western Avenue

Lester G. Adams, 100%

Approved
 Lurie - unanimous

Same as above

HYPNOTIST - NEW
Approved

VALLEY INSTITUTE OF HYPNOSIS
830 E. Sahara Ave., No. 11

Lohny J. Elmore, Sr. 100%

Mayor Briare: Is Lohny Elmore present? Are you Mr. Elmore?

Mr. Elmore: Yes Sir.

Mayor Briare: Are there any comments on this License?

Commissioner Lurie: Are you going to leave the employ of the City?

Mr. Elmore: At the moment - no. What I'm trying to do is to establish a business that I've wanted to get into for a number of years. I am presently working with the City of Las Vegas - yes - in the Parks Department. In fact, this business would be conducted presently, hopefully, with a Work Permit on an evening-appointment basis - a couple of hours each evening, five days a week, until such time as I get the practice going.

Mayor Briare: What is the pleasure of the Board.

Commissioner Lurie: I move for approval.

Motion carried by the following vote: Commissioners Christensen, Leavitt, Lurie and Mayor Briare voting aye; noes, none.

See Page 14 of these Minutes (Annotated Agenda)

M o t i o n

M-7 BUSINESS
LICENSE
Abeyance

MOTEL DEVELOPMENT, INC.
Fremont Hotel/200 Fremont Street

David Bliss, Pres.
Norman Shlisky, Secy-Treas

SALE OF SHOW TICKETS

Mrs. Britt: On this Item we have a letter from Attorney Goldwater asking that this be held to the next meeting.

See Page 14 of these Minutes (Annotated Agenda)

Mayor Briare: Who does Mr. Goldwater represent?

Mrs. Britt: Mr. Bliss, who is out of town.

Mayor Briare: If there are no objections this will be held until the meeting of January 21st.

M-7 BUSINESS
LICENSE
Approved

MCB SYSTEMS OF SOUTHERN NEVADA
524 E. Oakey Blvd.

Future Marketing, Inc. of Nevada
Sam Melchionne, Pres.
Jean Melchionne, Secy/Treas
Richard Harrington

SALE OF MEMBERSHIPS IN
A TRADE EXCHANGE FOR BUSINESS
MEN AND PROFESSIONALS; BUSINESS
ACCOUNTING AND REFERRAL SERVICE

Mayor Briare: Is there a representative of MCB Systems here?

Response: Yes - Sam Melchionne -

Mayor Briare: Sam, what is a "Referral Service"?

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ITEM	Commission Action	Department Action
<p><u>IV. DEPARTMENT OF LICENSE & REVENUE</u> (cont'd)</p>		
<p>K. <u>HYPNOTIST -- New</u></p> <p>1. VALLEY INSTITUTE OF HYPNOSIS 830 East Sahara Avenue, #11 Lohny J. Elmore, Sr., 100%</p>	<p>Approved Lurie - unanimous</p>	<p>Director of Lic. & Rev. authorized to proceed</p>
<p>L. <u>M-7 BUSINESS LICENSE APPLICATIONS</u></p>		
<p>1. PROGRESSIVE SYSTEMS, INC. 810 East Sahara Avenue, #4 Paul D. Sutton, Pres/Treas</p> <p>Change of Location. Computer programming, electronics.</p>	<p>Approved Lurie - unanimous</p>	<p>Same as above</p>
<p>2. MOTEL DEVELOPMENT, INC. Fremont Hotel/200 Fremont David Bliss, President Norman Shlisky, Secy-Treas</p> <p>Sale of show tickets.</p>	<p>Withdrawn at request of attorney</p>	<p>applicant's</p>
<p>3. JEVCO ENTERPRISES, INC. 510 South Highland James J. Corbett, President Clifford Cain, Jr. V. P. Evelene A. Corbett, Secy-Treas</p> <p>Public relations - promotions.</p>	<p>Approved Lurie - unanimous</p>	<p>Director of Lic. & Rev. authorized to issue</p>
<p>4. MCB SYSTEMS OF SOUTHERN NEVADA 524 East Oakey Boulevard Future Marketing Inc. of Nevada Sam Melchionne, President Jean Melchionne, Secy-Treas Richard Harrington</p> <p>Sale of memberships in a trade exchange for business men and professionals; business accounting and referral services.</p>	<p>Approved Lurie - unanimous</p>	<p>Same as above</p>

Mr. Melchionne: It's one of the services we would be giving our members. We have a Directory of our members who will trade among each other - also a girl at a telephone - whereby if directories are in print and new members being enrolled they can, by telephone, refer to the types of businesses.

For instance, if someone is looking for an Accountant - or a Doctor - Doctors cannot advertise by Code so as a result they would look at the doctors enrolled in our particular organization -

Mayor Briare: Does that pretty well describe the referral service?

Mr. Melchionne: Yes Sir -

Mayor Briare: And you are aware of the fact that a bond is required for this?

Mr. Melchionne: Yes, Mr. Mayor. In fact, we have the bond this morning in the package to present to the Commission.

Mrs. Britt: He has posted a \$10,000.00 Membership License Bond.

M o t i o n

Commissioner Lurie: I would move for approval.

Motion carried by the following vote: Commissioners Christensen, Leavitt, Lurie and Mayor Briare voting aye; noes, none.

See Page 14 of these Minutes (Annotated Agenda)

M-7 BUSINESS
LICENSE
Approved

COMPLIMENTARY DINER'S CLUB
5030 Paradise Road

George Gebrayel

SALE & DISTRIBUTION OF COMPLIMENTARY
DINER'S CLUB MEMBERSHIPS

Mayor Briare: Is Mr. Gebrayel here?

Response: Yes Sir -

Mayor Briare: Mr. Gebrayel are you aware of the bond requirements, etc.?

Mr. Gebrayel: Yes. I've posted the bond. I'm the one who lodged all the complaints against it, but I posted it anyway - it was not specific as to the nature of the bond, but I did post one just to get a License.

Mrs. Britt: He has posted a \$10,000.00 Bond -

Mayor Briare: Do you have that with you?

Mrs. Britt: Yes Sir -

Mayor Briare: Would you pass it along up here - they are both the same, aren't they?

Mrs. Britt: That is the bond for the License you have just approved, but they are both identical bonds.

Mayor Briare: I'm going to pass this down our City Attorney - I'm going to ask the City Attorney to look at this bond to assure that the obligation under this bond is in accord with the requirements of the Ordinance where they are in such a satisfactory financial condition that in the event members

COMPLIMENTARY
DINER'S CLUB
(continued)

should be aggrieved at one thing or another, they can recover under this bond.

Mr. Gebrayel: Mr. Mayor, the bond that I posted is the exact duplicate copy of a bond that another group has posted, known as Physicians On Call, and it was approved by the City Attorney.

Mayor Briare: I'm not sure that Physicians On Call is the same kind of business as selling memberships for a Complimentary Diner's Club.

Mr. Gebrayel: That's true . . .

Mayor Briare: Obviously, the requirements of the Ordinance are different on each one.

Mr. Gebrayel: This meets the requirements of the Ordinance - except the wording -

Mayor Briare: I've asked the City Attorney the question, Sir. I don't want to get into a discussion with you on it. If there are any arguments about the type of bond that is required, I'm sure the City Attorney is going to be able to advise us as to whether this is the proper bond to post for an organization selling memberships. If you have a few minutes I'm sure we'll have an answer for you.

Mr. Gebrayel: I have a few minutes -

Mayor Briare: We'll hold this then until Mr. Stewart has an opportunity to look at it.

Commissioner Woofter arrived at the meeting at approximately 9:40 a.m.

See Page 17 of these Minutes (Annotated Agenda)

ITEM	Commission Action	Department Action
<p><u>IV. DEPARTMENT OF LICENSE & REVENUE</u> (cont'd)</p>		
<p><u>L. M-7 BUSINESS LICENSE APPLICATIONS</u> (cont'd)</p>		
<p>5. COMPLIMENTARY DINER'S CLUB 5030 Paradise Road George Gebrayel Sale and distribution of complimentary diner's club memberships.</p>	<p>Approved C - Commissioner Leavitt Abstained Mayor Briare voted "No"</p>	<p>Director of Lic. & Rev. authorized to proceed</p>
<p><u>M. ESCORT LICENSE -- New</u></p>		
<p>1. MARYELLEN NIEVES For: Gentlemen's Preference 2133 Industrial Road</p>		
<p><u>N. MASSEUSE PERMITS -- New</u></p>		
<p>1. ALINE BENCHETRIT For: Sultan's Palace 2309 L V Blvd South</p>	<p>Abeyance * Lurie Commissioner Christensen Abstained</p>	<p>1/21/76 Agenda</p>
<p>2. MARTHA SANCHEZ CHAVEZ For: Sultan's Palace 2309 L V Blvd South</p>	<p>Abeyance * Lurie Commissioner Christensen Abstained</p>	<p>1/21/76 Agenda</p>
<p>3. THELMA JEAN GRUBER For: Sultan's Palace 2309 L V Blvd South</p>	<p>Abeyance * Lurie Commissioner Christensen astained</p>	<p>1/21/76 Agenda</p>
<p>4. PAULA DIANNE LOVELL For: Sultan's Palace 2309 L V Blvd South</p>	<p>Denied Lurie Commissioner Christensen Abstained</p>	
<p>*Pending verification of applicants Massage School attendance records, nature of classes, etc.</p>		
<p><u>O. COMMUNICATION ITEM: Request</u> <u>submitted by R. J. Collet, 1111</u> <u>Las Vegas Blvd South</u> For: Exception to Gaming "Red Line" District</p>	<p>Abeyance</p>	<p>1/21/76 Agenda</p>

MARYELLEN NIEVES

For: Gentlemen's Preference
2133 Industrial Road

Mayor Briare: The next matter is an application for an Escort License from Maryellen Nieves. Is Maryellen Nieves present?

(Applicant responded)

Mayor Briare: Would you come forward please? Would you give us a description of the type of business you are intending to enter? This is for a new Business License?

Miss Nieves: Yes it is, Sir - it's an Escort License.

Mayor Briare: Would you describe the business you are going into?

Miss Nieves: Companionship - dancing - going out - more like dating -

Mayor Briare: Have you ever been in this business before?

Miss Nieves: No, Sir.

Commissioner Lurie: Is this a new Business License?

Mayor Briare: Miss Nieves, one of the functions of this Board, from time to time at the individual discretion of any member of this Board, is to place an applicant under oath so that the answers they give to any questions that are asked, if any false information is given, would then subject the person who is under oath to penalties that are quite different from just standing here and discussing an application.

Would you be willing to take such an oath?

Miss Nieves: Yes, Sir.

Mayor Briare: Will the City Clerk administer the Oath to Maryellen Nieves? Also, you recognize that you could be represented by Counsel here if you wanted to be.

Mr. Stewart, I am requesting that Maryellen Nieves be placed under Oath for the purpose of answering questions that might be proposed to her on her application for a Gentlemen's Preference Escort License. I think we need your guidance here - and I just mentioned to her that if she so desired, she could have Counsel with her, but I would appreciate it if you would make any other recommendations, or suggestions, because of the fact we are putting her under Oath to answer any questions truthfully.

Janson F. Stewart, Deputy City Attorney: I don't think there is anything else. You have the power to put her under Oath and go ahead and ask her any questions you wish.

Mayor Briare: Now then, Miss Nieves, would you describe the type of business that you intend to go into? We recognize that you have just indicated that you have never been in this type of business before.

Before proceeding further, will be Clerk please place Miss Nieves under Oath?

City Clerk: Miss Nieves, will you please raise your right hand?

(Applicant complied)

Clerk: Do you promise to tell the truth, the whole truth and nothing but the truth, so help you God?

Miss Nieves: I do.

Mayor Briare: Now will you please describe the business you intend to enter?

Miss Nieves: I would give the same answer as I gave before.

Mayor Briare: Mr. Bossi, it would appear we are having some "sound" trouble. Would you see if this microphone is at its proper volume? I'm sorry, Miss Nieves, I don't think your voice is carrying to the Board up here.

Al Bossi, Traffic Engineer: It is at its full volume, Your Honor -

Mayor Briare: Miss Nieves, I'm going to have to ask you to speak loudly and right into the microphone so that we can all hear.

Miss Nieves: I would give you the same answer I gave you before.

Mayor Briare: We didn't hear the answer before. I will ask the question again. Would you please describe to this Board exactly what kind of business you intend to go into known as an Escort Service?

Miss Nieves: Being an escort means going out with male companions for dancing - dining - horseback riding. This is their type of advertising -

Mayor Briare: This is their type of what?

Miss Nieves: The type of advertising that the Escort Service has -

Mayor Briare: What kind of advertising is that?

Miss Nieves: It's for dancing - dining - horseback riding -

Mayor Briare: Are you planning to go into the same type of business and do the same type of advertising?

Miss Nieves: I'm not going into business on my own - I will just be working for Gentlemen's Preference.

Mayor Briare: I'm sorry - I thought . . .

Ila M. Britt, Director of the Department of License & Revenue: Your Honor, the License for Gentlemen's Preference was ordered to be issued by the Court and she is applying to be employed as an escort for that Service.

Mayor Briare: Are you familiar with the type of advertising that is done by Gentlemen's Preference?

Miss Nieves: Yes I am.

Mayor Briare: Would you tell this Board then whether the advertising done by that particular Escort Service - do you have any objection to the way they advertise, or suggest what might be happening and you, yourself, would be willing to go out on a call based on the type of advertising that is done?

Miss Nieves: I like the way they advertise because it's conservative and it's clean as compared to the other Escort Services.

Mayor Briare: Would you have any comments about the other Escort Services? Why did you not want to go to work for them?

Miss Nieves: I don't like their type of advertising -

Mayor Briare: Why?

Miss Nieves: Why - because I just don't care for it - they say - anything is legitimate in Vegas, and so on, to fool the public.

Mayor Briare: What inference would you draw from that?

Miss Nieves: What is it?

Mayor Briare: What inference do you draw from that type of advertising?

Miss Nieves: I don't care for it at all - it belittles yourself in working for them.

Mayor Briare: Belittles you in what way?

Miss Nieves: I truthfully can't answer that.

Mayor Briare: Have you ever worked as an Escort before?

Miss Nieves: No, I haven't.

Mayor Briare: Would you explain to the Commission on what basis - strike that. Did you make an application for employment to Gentlemen's Preference?

Miss Nieves: Yes I did.

Mayor Briare: In response to an Ad, or how?

Miss Nieves: In response to an Ad, plus I also know Mrs. Hamilton.

Mayor Briare: Who is Mrs. Hamilton?

Miss Nieves: She is the owner of Gentlemen's Preference.

Mayor Briare: What type of compensation does a person who is employed by an Escort Service receive? What kind of arrangements have you made with your employer as to how you are to be paid? Under are under Oath - please remember that.

Miss Nieves: She said she would discuss that after I got my License.

Mayor Briare: Do you mean, Miss Nieves, that you are anticipating going to work for somebody and you don't even know how you are going to be compensated?

Miss Nieves: It will be a percentage basis.

Mayor Briare: A percentage of what?

Miss Nieves: A percentage of the basic rates.

Mayor Briare: Do you know what that is?

Miss Nieves: I don't know offhand - she does have a list.

Commissioner Lurie: Is she here today?

Miss Nieves: Yes she is.

Commissioner Lurie: Could you get the rate list?

Mayor Briare: Your prospective employer is here?

Miss Nieves: Yes she is.

Mayor Briare: And her name is what?

Miss Nieves: Mrs. Juanita Hamilton.

Mayor Briare: Mrs. Hamilton, would you care to participate in this discussion?

(Mrs. Hamilton's response from her seat in the audience was not sufficiently clear to be recorded)

Mayor Briare: Mrs. Hamilton, if you want to participate in this request for a License for Maryellen Nieves, and we are going to ask you questions relative to this License, I would also request that you be placed under Oath that the answers you give are mandatorily truthful, and failure to give true answers would subject you to serious consequences. Would you, with that understanding, wish to come forward and answer questions on behalf of this applicant?

Mrs. Hamilton: No I wouldn't.

A b e y a n c e

Mayor Briare: If the Board has no objections I would like to request that this application be held in abeyance until such time as we can meet with the City Attorney himself, Mr. Stewart, because I recognize that you are sitting in here because of Mr. Lovell's absence at the moment, and I think there are some procedures we should discuss with the City Attorney. Do any of the Commissioners have an objection to that?

(No response)

Mayor Briare: Alright, this item on our agenda is being held Miss Nieves, and you will be notified by the Licensing Department as to when it will be coming before us again, when we have some advice from our City Attorney.

I do that in view of the fact that you were not able to respond to some of the questions we had, and that your prospective employer, who is in the audience - Mrs. Juanita Hamilton - that she, in order to assist us in gathering some information, has refused to take an Oath to the validity of her answers. Thank you very much.

MASSEUSE PERMITS - NEW

1. ALINE BENCHETRIT

For: Sultan's Palace
2309 Las Vegas Blvd., South

2. MARTHA SANCHEZ CHAVEZ

For: Sultan's Palace
2309 Las Vegas Blvd., South

3. THELMA JEAN GRUBER

For: Sultan's Palace
2309 Las Vegas Blvd., South

4. PAULA DIANNE LOVELL

For: Sultan's Palace
2309 Las Vegas Blvd., South

Mayor Briare: The next items is that of Masseuse Permits - new applications. I will read these names and as I read your name, please come forward:

- Aline Benchetrit - Present
- Martha Sanchez Chavez - Present
- Thelma Jean Gruber - Present
- Paula Dianne Lovell - Present

Commissioner Woofter: Which one is Miss Lovell?

(Response from Miss Lovell)

Mayor Briare: Mrs. Britt, these applicants have all received the necessary instruction and have graduated from a recognized School as to the techniques and art of massage, etc.?

Ila M. Britt; Director of License & Revenue: They do have their Graduation Certificates from the Los Angeles School of Massage.

Mayor Briare: How many hours?

Mrs. Britt: It indicates the required 225 hours.

Mayor Briare: Are they Certificates or are they Diplomas?

Mrs. Britt: They are Diplomas -

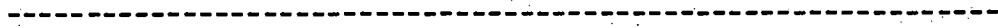
Mayor Briare: Would you let us take a look at those?

Mrs. Britt: I'm sorry - I don't have them with me.

Commissioner Lurie: Can you get them?

Mrs. Britt: Yes Sir -

Mayor Briare: Ladies, we thank you for coming forward. We would ask that you go back and sit down because we're going to need you again.



See Pages and of these Minutes
(Letter and Petition)

Mayor Briare: The next item is a request submitted by R. J. Collet. Is Mr. Collet in the audience?

Mrs. R. J. Collet: Mayor Briare and Commissioners, I understand my file for a request for an exception to the Red Line is still open, so in order to avoid being redundant and burdening the record, at this time I would like to submit some additional information that might help you in making a determination on this request. I have an original and four copies of this (distributed by Mr. Collet to the Board).

This Petition has been signed by the owners of over 300 Motel Units adjoining and adjacent to my property, and within another 400 ft. I would like to say that I had a meeting with the people who own the Hyatt House and the Lotus Inn and being a corporation, none of them wanted to take the responsibility of signing this Petition, but they were in sympathy with my request and at the present time they are, as you know, operating as a Casino there with an unlimited License.

We're not asking down there for you people to consider a Mall or a Convention Center, or anything like that. We're just asking for an opportunity to improve the area on our own. As you will note by this Petition the present Motel owners feel that an addition of 100 rooms, or more, would affect the economy of the area at this time.

There are vacancies and there is a need to bring in additional tourists to the area. We propose, of course, with this Casino to work these Bus Tours, which would not only bring in additional business to Las Vegas, but would potentially help to occupy these Motel rooms.

I think that anything else I would say at this time would be redundant to the presentation that I've made in the past, and so I would like to request that you gentlemen give this Ordinance that I'm requesting your favorable consideration.

Mayor Briare: Mr. Collet, would you refresh my memory and that of any other member of this Board who was sitting here when this matter came up some five months ago - you indicated in your opening statement that you felt this was something that was still up in the air and pending. My memory is not that good. I don't recall the last time you were here what specific action, if any, was taken as the result of your similar request.

Mr. Collet: Well, my understanding is - after looking the record over - that I came up for consideration for exception to the Red Line, with no action. There was actually no action -

Mayor Briare: Not "yes" or "no" -

Mr. Collet: That's correct.

Ila M. Britt, Director of License & Revenue: Your Honor, that action was a proposed amendment to the Ordinance, which was studied. It was never actually voted on. It was a proposed amendment, which would have been required, but it was stricken from the agenda. It was finally stricken and that ended the matter.

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December 19, 1975

Mayor Wm. Briare
Board of City Commissioners

Attn: Ila M. Britt

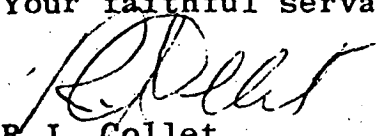
Re: Letter dated March 27, 1975, requesting an exception
to the existing Red lines for Gaming.

Gentlemen:

As my request for an exception to the Gaming Red line was not voted on at my hearing, I would like to appear before the commission at your January 6, 1976 meeting. At this time I would like to submit additional evidence of a need for Tourist facilities in the area of Charleston Blvd. and Las Vegas Blvd. So.

Hoping the the Holiday season has in store for you Peace on Earth and Good Will to your fellowman, I am,

Your faithful servant,


R.J. Collet
1111 Las Vegas Blvd. So.
Las Vegas, Nevada 89104

*Communication
from 1-7-76
agenda*

- 1 Wm. Briare, Mayor
- Paul Christensen, Commissioner
- 2 Myron Leavitt "
- Ron Lurie "
- 3 Roy Woofter "

4 Gentlemen:

5 The undersigned who are nearby, adjacent and adjoining
property owners to the Collet Building, located at 1111 Las
6 Vegas Blvd. So., Petition the City of Las Vegas to Grant
R.J. Collet an exception to the present Gaming Red Line
7 zoning, for the following reasons:

- 8 1- At the present time there is a surplus of motel rooms
in the area. A requirement (Red Line) to build an
9 additional 100 rooms would further lower the occupancy
rate in our motels.
- 10 2- There is a need for additional Tourist attractions
and facilities in this neighborhood.
- 11 3- Las Vegas Blvd. So. & Charleston Blvd. are in the
12 mainstream of the Tourist movement through the City.
- 13 4- Bus junkets from adjoining states using facilities
14 at the Collet Building would improve our occupancy
rate. We need the injection of more revenue in order
15 to upgrade this area from an economic and esthetic
standpoint.
- 16 5- Nine other exceptions to the Red Line have already
17 been granted.

18 Respectfully submitted,

R. Collet

45 UNITS
2 UNITS
2 UNITS
60 UNITS
15 UNITS
39 UNITS

21 Nancy Pa & Abel Pa - Gateway Motel 9285 LV. Blvd
22 (S. Celdon - Vegas Visitors) 1236 L.V.B. So.
23
24 DISERT STAR 37 UNITS MIDWAY MOTEL 25 UNITS
25
26 and Markon for Helen Johnson 142 units
CHERSON MOTEL
27 Luigi Baker Africa Motel (see notes)
28 R.J. Mazon 130 units WESTWIND MOTEL
29 1150 L.V. BLVD SO.

30
31 NOTE: ADJOINING & ADJACENT ONLY.
32

EXCEPTION TO GAMING
"RED LINE" DISTRICT
(continued)

Commissioner Woofter: It required action by the Board and nobody on the Board wanted to take any action or to make a motion to initiate such action.

Mayor Briare: Is it still before us?

Commissioner Lurie: There was no action taken so it was stricken from the agenda.

Mrs. Britt: Yes Sir. I believe most of this happened before the new Board came into office. It started in March or April of last year.

Commissioner Lurie: Today it would actually take a motion from one of the Commissioners to ask for an amendment to the Ordinance, or we could go through a Study Committee and bring back a recommendation as to whether or not it was felt necessary to ask for the amendment to the Ordinance.

Mrs. Britt: I think we will probably have to ask the City Attorney's office about this because to amend that particular Section of the Ordinance requires a Public Hearing. A Public Hearing was held before and then the proposed Ordinance amendment just died. I would guess we would have to hold another Public Hearing . . .

Commissioner Lurie: And start all over again . . .

Commissioner Woofter: It takes one member of the Board to initiate it -

Mayor Briare: A request for an Ordinance has to come from a member of this Commission. I remember that Earl Gripentrog was kind of arguing that - he wanted to propose an Ordinance from that side of the bench, Mr. Collet, and that's the wrong side to propose such an action from. Proposals come from this side.

The status then, Mr. Stewart, that in order to even get into a discussion with Mr. Collet, that the proper procedure would be to introduce an Ordinance first - a proposed Ordinance?

Jan Stewart: Yes, I think so - I don't think you can grant him a License until that Ordinance has been amended, and you have to request that the Ordinance be amended -

Mayor Briare: In other words, we couldn't even discuss Mr. Collet's request because it is prohibited by Ordinance. In order to get it into a posture where we could discuss it, first of all there would have to be a feeling amongst the Board members that they want to change that Ordinance. Otherwise, we would all be wasting eachother's time. Would that be a fair statement?

Mr. Collet: I believe so. I would like to call to your attention that at my last Public Hearing there wasn't one single protest and, since then, I have canvassed the Casino owners down town and they think that this is a real great idea. As a matter of fact, several of them would like to come in with me, but they're involved in expansion projects down town now.

Commissioner Lurie: Can you give us the names of the people you have discussed this with?

Mr. Collet: Yes. Andy Thompson, Jackie Gaughn -

Commissioner Lurie: Would they all be willing to come in here and speak on your behalf?

Mr. Collet: I believe so - I'm quoting them - Steve Wynn - Mr. Hood at the 4-Queens - Cal Houssels, Jr., - Art Hamm - Frank Scott - they all agree that it's a real good idea.

EXCEPTION TO GAMING
- "RED LINE" DISTRICT
(continued)

Commissioner Woofter: Why do they think it's a good idea?

Mr. Collet: Well, first of all, Mr. Woofter, I have 1,500 rooms in the area within walking distance. I have adequate parking. I have nine (9) acres in which to expand. They are old homes. As an example, Mr. Hamm's house at the present time, right on the corner, adjoining my property, is not only vacant but it has been abandoned. They've ripped out the fixtures in it - torn up the sprinkler systems - and everything - and that's what is going to happen to all of those older houses down there. They are going to eventually be brought into this particular parcel and that entire block will be developed into a real nice commercial center.

Commissioner Woofter: You mentioned Mr. Hamm - naturally he has an interest because he has property adjoining your property. But the other Casino owners down town - why would they be interested in promoting another Casino area when you have a Downtown Casino Area?

Mr. Collet: Mr. Woofter, I believe you recognize, as I do, that the Downtown parking situation is getting critical -

Commissioner Woofter: We have two Downtown parking facilities -

Mr. Collet: Personally, I refrain from coming down town because of the congestion. We have room for expansion there - I'm not asking for anything that is not in the neighborhood now - within 400 ft. we have unlimited, or unrestricted, Gaming. With the tourists in the area - as I say, the motel rooms aren't fully occupied at this time. You gentlemen are aware of the business that these Bus Tours bring into town. We're not going to be taking anything away from Down Town - we're going to be bringing people in and occupying the rooms and bringing more revenue into town. We all need it down there.

Commissioner Woofter: You mentioned a lot of names insofar as the Casino industry is concerned. I don't know what the Board's pleasure is, but I would certainly like to hear, or listen to or you bring them forward insofar as their personal views are concerned. I am very much impressed by the individuals you have named . . .

Referred to the office
of the City Attorney

Mayor Briare: Commissioner, I think that perhaps the Board might concur in your thinking. In order not to belabor a subject which we are mechanically precluded from working on right now because of the procedures or an Ordinance, etc., if there is no objection by the Board, rather than have you, Mr. Collet, give all your good arguments in favor of this request and having to repeat them at a later time, we are going to take this request under advisement and we're going to consult with the City Attorney's office, Mr. Stewart, so that some indication can be given to the City Attorney's office from this Board, and from you, so that we can advise Mr. Collet as to what procedure should be followed in order to open this whole thing up again.

I'm going to return your original petition because you have left copies with us. Why don't you get in touch with the City Attorney's office sometime within the next week or ten days and perhaps they might have some indication for you as to the best way to proceed. As you well know, this is a matter that is going to take a little time.

Mr. Collet: I realize that, and time is of the essence. Alright, I'll meet with them.

REQUEST FOR EXTENSION OF CLOSURE

THE ZODIAC
1825 Las Vegas Blvd., South
TAVERN

George/Charles Prock

(Closed 7/7/75. Extension for 9/5/75 thru 11/3/75 approved 9/3/75. Extension for 11/4/75 thru 1/7/76 approved 10/15/75. Request for 60-day extension of inactive status 1/8/76 thru 3/7/76)

Mrs. Britt: Your Honor, Mr. Ponder in connection with the request on The Zodiac is now present.

Mayor Briare: Mr. Ponder, what's new since we saw you last?

Mr. Ponder: Well, we've been working on the financing for the remodeling, etc. out there and we're getting closer. We think we'll have it within the next thirty (30) days.

Mayor Briare: You're not fixing to sell that place, are you?

Mr. Ponder: No -

Mayor Briare: You're sure?

Mr. Ponder: Right -

Mayor Briare: This is to be just for your own use -

Mr. Ponder: Remodeling - right.

Commissioner Leavitt: How much of an extension do you want this time?

Mr. Ponder: Sixty (60) days.

Commissioner Leavitt: What if we were to tell you that this is the last time we would give you an extension?

Mr. Ponder: There's nothing I could do about it -

Commissioner Leavitt: Is sixty days enough to finish what you're planning to do?

Mr. Ponder: Ninety (90) days I'm sure would be -

Commissioner Lurie: You would have to come back in sixty days - and then we could give him . . .

Mayor Briare: I think what Commissioner Leavitt wants -

Commissioner Leavitt: I want some assurance now that you're going to be able to complete this -

Mayor Briare: The impression here is that you are just biding your time until something happens . . .

Mr. Ponder: Well, we're not. We're working on it.

Mayor Briare: If the Commission concurs, let me suggest that Mr. Ponder be granted a 60-day extension. However, before you come in and request another one, you'd better bring in an awful lot of material to demonstrate to this Board that you in truth are proceeding along the lines you have described to us. OK?

Mr. Ponder: Yes -

Mayor Briare: Does the Board have any objection to that?

(No response)

Mayor Briare: There being no objection, you are given the sixty days under those conditions.

Mr. Ponder: Thank you.

Mayor Briare: Don't come back again without something a little more concrete.

Mr. Ponder: OK.

M-7 BUSINESS LICENSE
APPLICATION

COMPLIMENTARY DINER'S CLUB
5030 Paradise Road

George Gebrayel

Sale and Distribution of Complimentary Diner's Club
Memberships

(See Page of these Minutes)

Mayor Briare: Jan Stewart, do you now have a comment on Mr. Gebrayel's bond?

Janson F. Stewart: I've had a chance to review the bond, and also the Ordinance requiring the bond on membership fees. The bond is written for the protection of the obligee - that is the City of Las Vegas, conditioned upon compliance with all other laws, statutes and ordinances.

The question in my mind at this point is whether or not the \$10,000 bonding provision can be directly for the benefit of any members who might suffer a loss by reason of the Licensee's action.

It's a question, I think, that is going to require a little bit of research on our part. In other words, the bond is directly to the benefit of the City, not any of the members - it's a question of whether or not by reason that the City holds the bond whether or not some of those members can't take advantage of that bond. This is the question I feel we should really research before I give you a definite opinion on it.

The other thing is that this bond is only conditioned upon the compliance with the laws and statutes and ordinances. I do not know - at this point in time I don't think we have a detailed ordinance which governs membership-type of businesses. That ought to be considered so if we have detailed regulations governing these kinds of businesses, then if there is a violation of those regulations, we would have more control of it.

These bonds are very difficult to obtain - if you try to buy a bond to protect all members from all activities of the Company - it is impossible to obtain. You cannot buy that kind of a bond that I know of. It presents kind of a dilemma to put a requirement on the Licensee which he can not possibly comply with and therefore, in effect, cannot operate this type of business.

It does require some research on this particular bond as to whether it might be available directly, or indirectly . . .

Mayor Briare: I think the intent here is more or less of a Consumer Protection type of concern. If I recall we had, some months back - on a number of occasions we had some people who had some complaints - where they had sold memberships assuring their members of certain privileges, etc. Those privileges, etc. were not performed and the members themselves were upset and as a consequence wondered why the City allowed that type of business to take advantage of them. This is no reflection on you, of cour, Mr. Gebrayel - it's something that happened way back. Consequently that is why these questions are coming up now. How long do you think it would take to make your determination, Jan?

Mr. Stewart: We could report at the next meeting.

Commissioner Christensen: Do I understand you correctly, Jan - to summarize what you said, that perhaps this isn't the right bond and perhaps we don't specify the right bond and we have to iron those two difficulties out? Am I reading that correctly? In other words, we need further clarification in the Ordinance as to just what the bond covers?

Mr. Stewart: I think we do. The Ordinance at this point merely says that it shall have the approval of the City Attorney. Perhaps there should be some guidelines spelled out in the Ordinance itself.

Commissioner Christensen: Then could I suggest that perhaps what we should do in order to not be unfair to a person who has made all the efforts to get the bond, etc. Perhaps we would be better off to approve, based on this bond, with the stipulation that when we come up with the kind of a bond that will protect the citizen, that we change it over rather than hold this man off from doing business for a long time, unless we consider his business to be illegitimate -

Mr. Stewart: No - this bond could qualify under our present Ordinance -

Commissioner Lurie: Originally this Ordinance was written at my request to protect the consumer. I think more is being read into this Ordinance than . . . actually, what we're trying to do is to protect those who buy the memberships so that if your Company was to go out of business they would have some protection to receive some of their money back.

It was originally set up for Health Clubs and then all of a sudden we get bombarded with applications for other types of memberships, and this Ordinance requires your type of operation to qualify under the memberships.

I agree with Commissioner Christensen that I don't think he should be delayed in operating his business. I have done some research on your type of business and I don't want you to feel that we're using you as a situation not to issue any other license.

I would request that the City Attorney's office draft such an Ordinance to protect the consumer, as well as the City, and the type of memberships, Jan, that you're speaking of - make the Ordinance a little stronger and define "membership" better than what the first Ordinance specifies.

Mayor Briare: Does the Commission wish to take action on this application, one way or the other?

Commissioner Christensen: Yes. I'll move that we approve this gentleman on the basis that the bond has been supplied, until such time as we get our Ordinance in order. Actually we have a problem with our Ordinance and I don't think we can hold this man responsible for that.

Motion carried by the following vote: Commissioners Christensen, Woofter and Lurie voting aye; noes, Mayor Briare. Commissioner Christensen abstained.

Mayor Briare: Your application has been approved, Mr. Gebrayel.

Commissioner Leavitt: Let the record show that I have abstained on the basis that I have represented Mr. Gebrayel wife in the past.

Mayor Briare: We are now going to be in short recess (10:15 a.m.)

M o t i o n

Meeting reconvened at the hour of 10:25 a.m. with the full Board and Staff in attendance.

MASSEUSE PERMITS -
NEW

Aline Benchetrit
Martha Sanchez Chavez
Thelma Jean Gruber
Paula Dianne Lovell

See Page of these Minutes

(Diplomas issued to the above applicants handed to the Board for review by Ila M. Britt, Director, License & Revenue Department)

Mayor Briare: Ladies, I am going to ask you a few questions and I want to make sure that you understand very clearly. You are going to be put under Oath. That means you are going to take an Oath to tell the truth and if you deliberately withhold telling the truth, or fabricate or try to mislead this Board, and it is found out later, you are going to be subject to severe penalties.

Do you have attorneys present - are you represented by attorneys?

(Each applicant replied in the negative)

Ma yor Briare: Do any of you wish to be represented by an attorney for any advice you might want to have before this Board begins questioning you? I will ask each of you specifically to respond to that question. Mr. Stewart, I'm trying to ask the questions so that they realize that we are offering them the opportunity, prior to the commencement of questioning on their applications, to hire legal counsel, to be here with them. Not in lieu of, but to be here with them, and I want each one of them to indicate to this Board, prior to their taking the Oath, that they understand the thrust of this comment and that they waive whatever right they have - not waive the right, but waive the option to have counsel present.

Commissioner Leavitt: Well, I think, Mr. Mayor, too, there is certain information that we have received as a result of these special investigations by the Metropolitan Police Department, and I think that the young ladies should understand - and be requested to waive any confidentiality that may exist between the Board and the Police reports.

In other words, there might be some things in here that we will ask you about that you may not want to be made public. You understand, of course, if you do this and we start asking questions in regard to the reports we have received, it might bring out things that you may or may not want to be made public.

I think they should be made to understand that they would waive any claim they might have against the City as the result of these questions being made public, and these matters being made public. I think that should be a part of it too.

Mayor Briare: In other words, there are some arrest records, for example, that by your waiving what we are talking about here, you are waiving any complaints you might have at a later time against us asking questions relative to what is included in this Special Investigation Police Department Report - that any records which you may or may not have for violation of the law, or arrests, or fines, or how you did or did not plead before a Court, will be open for discussion at this time. Is that understood?

Mr. Stewart, would you please ask each one of them, for the record and the transcript, the necessary questions to follow along the lines just stated here - so that they can give their

name and indicate they understand?

Jan Stewart: Which one is Aline Benchetrit?

Mayor Briare: Be sure to speak right into the microphone and in a voice that we can all hear.

Jan Stewart: Aline Benchetrit, you recognize that the Board wishes to examine you concerning your past - your character and any arrest records - do you understand that?

Aline Benchetrit: Yes - perfectly.

Jan Stewart: And you consent to that kind of an examination?

Aline Benchetrit: Absolutely.

Jan Stewart: Martha Sanchez Chavez, you recognize that this Board wishes to examine you concerning your character and your past?

Martha Sanchez Chavez: Yes.

Jan Stewart: Including any arrest records which you may have or not have, and that you fully consent to this examination by this Board?

Martha Sanchez Chavez: Yes I do.

Jan Stewart: Thelma Jean Gruber, do you understand that this Board also wishes to question you concerning your character and your past?

Thelma Jean Gruber: Yes I do.

Jan Stewart: And that they may examine you concerning any possible arrest records, or any other items?

Thelma Jean Gruber: Yes Sir -

Jan Stewart: And you fully consent to this examination?

Thelma Jean Gruber: Yes I consent.

Jan Stewart: Paula Dianne Lovell - you are not related to Carl Lovell, are you?

Paula Dianne Lovell: Not that I know of.

Jan Stewart: You understand that this Board wishes to examine you concerning your past and your character?

Paula Dianne Lovell: Yes.

Jan Stewart: And that they may also examine you concerning any possible arrests or Police Reports?

Paula Dianne Lovell: Yes.

Jan Stewart: And you fully consent to this examination?

Paula Dianne Lovell: Yes.

Commissioner Leavitt: I would like to have them asked if they would like to have an attorney.

Jan Stewart: Do any of you wish - before this examination - to have your attorney present? You have the right to have an attorney present if you wish.

Mayor Briare: We will need for the record more than a shaking of the head. Aline Benchetrit, what is your answer to that question?

Aline Benchetrit: I don't need an attorney.

Mayor Briare: Martha Sanchez Chavez?

Martha Sanchez Chavez: No, I don't need one, thank you.

Mayor Briare: Is that a sufficient response to the question?

Jan Stewart: You are willing to proceed with this examination without your attorney?

Martha Sanchez Chavez: Yes.

Mayor Briare: Thelma Jean Gruber?

Thelma Jean Gruber: Yes, I'm willing.

Mayor Briare: Paula Dianne Lovell?

Paula Dianne Lovell: Yes.

Mayor Briare: You seem to feel that this is - is this very humorous to you?

Answers (in unison): No -

Mayor Briare: OK, first we will call on Paula Lovell. You made an application - is it Miss Lovell?

Answer: "Miss" - yes.

Mayor Briare: Miss Lovell, would you please submit to the Oath that the City Clerk is going to now give you?

City Clerk: Please raise your right hand. Paula Dianne Lovell, do you solemnly swear to tell the truth, the whole truth and nothing but the truth, so help you God?

Miss Lovell: Yes -

Clerk: Please respond with " I do " -

Miss Lovell: I do.

Mayor Briare: Miss Lovell, are you aware of the contents of the Investigative Report that was made on you?

Miss Lovell: No.

Mayor Briare: You made a personal application to receive a Masseur License, is that correct?

Miss Lovell: Yes.

Mayor Briare: When you made this application you were aware that you signed the application indicating that everything that was in the application was true and correct to the best of your knowledge?

Miss Lovell: Yes.

Mayor Briare: Are there any questions by the Commissioners?

(No response)

Mayor Briare: Mrs. Britt, do you have her original application with you?

Mrs. Britt: Yes Sir (document handed to Mayor Briare)

Mayor Briare: Miss Lovell, when did you go to work for Sultan's Palace?

Miss Lovell: I think we started school September 10th, but I'm not sure.

Mayor Briare: Were you employed by Sultan's Palace prior to their suggestion that you attend school?

Miss Lovell: No.

Mayor Briare: You had never worked for Sultan's Palace before?

Miss Lovell: No.

Mayor Briare: Had you ever worked for any Massage Parlor?

Miss Lovell: No.

Commissioner Leavitt: Do you remember when you filled out your application that one of the Sections in your application was - Have you ever been convicted of a crime? Do you remember that statement in your application?

Miss Lovell: Yes, I think so -

Commissioner Leavitt: Do you remember how you filled that out on your application?

Miss Lovell: Yes.

Commissioner Leavitt: What did you say?

Miss Lovell: Yes.

Commissioner Leavitt: Yes, that you had been convicted of a crime?

Miss Lovell: I said "yes" -

Mayor Briare: Did you say that in the application?

Miss Lovell: I probably did - I can't remember.

Mayor Briare: We're going to get it for you so you can look at it.

Commissioner Leavitt: The information we have is that you said in the application that you had not been convicted of a crime. But what you're saying now, under Oath, is that you have?

Miss Lovell: Yes.

Commissioner Leavitt: What crime have you been convicted of?

Miss Lovell: Petty Larceny.

Commissioner Leavitt: How many times?

Miss Lovell: Once.

Commissioner Leavitt: What city was that in?

Miss Lovell: St. Joseph, Michigan.

Commissioner Leavitt: Were you ever convicted of petty larceny in July of 1975 in Benton Harbor, Michigan?

Miss Lovell: I was arrested but I was not convicted.

Commissioner Leavitt: What was the result of that case - was it dismissed?

Miss Lovell: No - they found me not guilty.

Commissioner Leavitt: Did you have a trial?

Miss Lovell: Yes.

Commissioner Leavitt: Have you ever been convicted of any other crime?

Miss Lovell: No.

Commissioner Leavitt: Were you ever convicted of being drunk in October of 1974 in Coloma, Michigan?

Miss Lovell: No.

Commissioner Leavitt: You were, or were not?

Miss Lovell: No, I wasn't.

Commissioner Leavitt: Were you arrested?

Miss Lovell: Yes.

Commissioner Leavitt: What happened as the result of your arrest?

Miss Lovell: I never went to Court - they dropped it.

Commissioner Leavitt: Did you have a trial?

Miss Lovell: I didn't go into Court - they dropped it.

Commissioner Leavitt: They didn't file a complaint?

Miss Lovell: I guess not - I never heard anything about it.

Commissioner Leavitt: In September of 1973 in St. Joseph, Michigan, did you plead guilty to petty larceny?

Miss Lovell: Yes.

Commissioner Leavitt: Were you fined \$100.00?

Miss Lovell: Yes.

Commissioner Leavitt: And put on two (2) years probation?

Miss Lovell: Yes..

Commissioner Leavitt: What was involved in the petty larceny?

Miss Lovell: \$16.72.

Commissioner Leavitt: Was it cash?

Miss Lovell: Yes.

Commissioner Leavitt: Where did it come from? Who did you steal it from?

Miss Lovell: I don't remember his name.

Commissioner Leavitt: It was a man?

Miss Lovell: Yes.

Commissioner Leavitt: What were the circumstances surrounding your arrest and conviction?

Miss Lovell: It was my boss - I think his name was Bailey.

Commissioner Leavitt: How did you take the money?

Miss Lovell: I never did take it - it was attempted.

Commissioner Leavitt: You attempted to steal the money from him - is that what you're saying?

Miss Lovell: Yes.

Commissioner Leavitt: Why did you plead guilty to stealing it then?

Miss Lovell: Because I was young and foolish and didn't know anything about the courts.

Commissioner Leavitt: How old were you at the time? In 1973?

Miss Lovell: I can't remember - I'm twenty-one now.

Commissioner Leavitt: Tell me about the circumstances - where you attempted to steal the money . . . you said you attempted to steal the money from the man and that you didn't really steal it - is that what you're saying?

Miss Lovell: What does this have to do with all of this anyway?

Commissioner Leavitt: It's part of your arrest record - this is one of the questions we asked you ahead of time - if you were willing to be asked these questions, and you said "yes". We also asked you if you wanted to have an attorney, and you said "no".

Miss Lovell: What is it you want to know?

Commissioner Leavitt: I want to know what the circumstances were surrounding your arrest and conviction for petty larceny in September of 1973 in St. Joseph, Michigan.

Miss Lovell: OK - it was a hamburger cafe and I worked at the counter there and I attempted to steal the money and they arrested me, took me to court and I pled guilty. I didn't have a lawyer - I didn't know -

Commissioner Leavitt: Tell me why you attempted to steal the money. What were the circumstances regarding that? Were you working there . . .

Miss Lovell: I was working there at the counter.

Commissioner Leavitt: And how did you attempt to steal the money - out of the cash register? Off his person . . .

Miss Lovell: No - out of the cash register.

Commissioner Leavitt: And you were caught - is that what you're saying?

Miss Lovell: Evidently.

Commissioner Leavitt: I wasn't there - you're saying "evidently" - I want to know what happened.

Miss Lovell: I don't know what you want to know -

Commissioner Leavitt: Well, I want to know . . . in other words, what you're telling us is that you attempted to take the money out of the cash register and your employer caught you - is that what you're saying?

Miss Lovell: Yes.

Commissioner Leavitt: As I understand it, Miss Lovell, you've indicated that in July of 1975 in Benton Harbor, Michigan, a theft case was dismissed?

Miss Lovell: That was a trial by jury - I pled "not guilty".

Commissioner Leavitt: You had a jury trial?

Miss Lovell: Yes -

Commissioner Leavitt: Was it petty larceny at that time?

Miss Lovell: Yes.

Commissioner Leavitt: How much was involved at that point?

Miss Lovell: I don't know.

Commissioner Leavitt: What were you accused of stealing?

Miss Lovell: A shirt.

Commissioner Leavitt: You were accused of stealing that and as a result of a jury trial you were found not guilty - is that correct?

Miss Lovell: Yes.

Mayor Briare: Do you have any further questions, Commissioner Leavitt?

Commissioner Leavitt: No, I have nothing further at this time.

Mayor Briare: Do any of the other Commissioners have any questions to Paula Lovell?

Commissioner Woofter: Miss Lovell, prior to making an application to the Board here, what type of employment have you been in?

Miss Lovell: I worked as a cashier - I worked in a do-nut factory - I worked in a styrofoam factory and I also worked for a janitor service - I've worked as a painter -

Commissioner Woofter: How long have you lived here locally?

Miss Lovell: I think it was in August I came.

Commissioner Woofter: What made you decide to go to school to become a masseuse?

Miss Lovell: It just sounded interesting.

Commissioner Woofter: Sounded interesting as far as monetary situations - did anyone assure you that you were going to make more money than working in a retail store?

Miss Lovell: What?

Commissioner Woofter: What did they promise you?

Miss Lovell: They didn't promise me anything.

Mayor Briare: You decided, on your own, to go to a Masseur School?

Miss Lovell: Yes.

Commissioner Woofter: And you graduated. What sort of a salary situation did they assure you at Sultan's Palace?

Miss Lovell: \$2.00 an hour.

Commissioner Woofter: Any commission?

Miss Lovell: No.

Commissioner Woofter: Just \$2.00 an hour?

Miss Lovell: Yes, and tips if we get them.

Commissioner Woofter: Did they suggest how to encourage the customers to give you tips - or tokes?

Miss Lovell: No.

Commissioner Woofter: You haven't discussed that in any respect? Just courtesies?

Miss Lovell: I don't know what you mean - just like a waitress does, I guess.

Commissioner Woofter: I have nothing further at this time.

Mayor Briare: Any other questions by the Commissioners?

(No response)

Mayor Briare: Do you have any statements you would like to make?

Miss Lovell: No.

Mayor Briare: On the application of Paula Dianne Lovell, what is the pleasure of the Board?

Commissioner Lurie: I'll move that this application from Paula Dianne Lovell, be denied, based on she does not meet the requirements under City Ordinance No. 1770, Title V, Chapter 29. Section 7, Subsection "F" states that if any person mentioned in this Subsection, having been convicted of any crime, must submit a statement giving the place and court in which such conviction was had, the specific charge and the sentence imposed as a result of such conviction, and this applicant failed to submit the required statement.

Based on that, I will move that the application be denied.

Mayor Briare: Any comment from the Commissioners?

Commissioner Christensen: Your Honor, I;d like to make one comment at this time, and it will cover me for all of these motions; I can't, with a clear conscience, approve businesses I believe to be detrimental to the community and the courts, through many previous decisions, have indicated that I can't deny these types of Licenses, and if I can't deny them in order to keep my conscience clear and, hopefully, to protect myself from any personal legal liability, I am going to abstain on voting on these. If the courts see fit to license this type of business, they will have to do it without my help, because I can't condone it.

Mayor Briare: Any other comments by the Commissioners?

(No response)

Mayor Briare: The motion is to deny this application. Will you please cast your votes on the motion.

Motion carried by the following vote: Commissioners Leavitt, Woofter, Lurie and Mayor Briare voting aye; noes, none. Commissioner Christensen abstained.

Mayor Briare: The motion is carried and your License is denied.

MASSEUSE PERMITS - NEW
(continued)

Miss Lovell: May I be . . .

Mayor Briare: I asked you if you had any comments. We had no comments so your application is denied. You are welcome to stay here and if you want to sit down, you may do so.

Martha Sanchez Chavez?

Martha Sanchez Chavez: Yes?

Mayor Briare: You attended the School in Southern California?

Miss Chavez: Yes I did.

Mayor Briare: Who paid your tuition?

Miss Chavez: Baxter -

Mayor Briare: Who?

Miss Chavez: Baxter Boulet.

Mayor Briare: Who is Baxter Boulet?

Miss Chavez: He is the owner of Sultan's Palace.

Mayor Briare: Have you worked as a masseuse prior to your application for employment at Sultan's Palace?

Miss Chavez: Yes I have.

Mayor Briare: Where did you work? - I'm sorry - strike all of this record with regard to Martha Sanchez Chavez, and please administer the Oath to Martha Sanchez Chavez.

City Clerk: Please raise your right hand. Martha Sanchez Chavez, do you solemnly swear to tell the truth, the whole truth and nothing but the truth, so help you God?

Martha Sanchez Chavez: Yes I do.

Mayor Briare: I'm sorry - you are Martha Chavez?

Miss Chavez: Right.

Mayor Briare: Who paid for your tuition?

Miss Chavez: Baxter Boulet.

Mayor Briare: Have you worked as a masseuse prior to going to work for Sultan's Palace?

Miss Chavez: Yes I did.

Mayor Briare: Did you work at Sultan's Palace?

Miss Chavez: Yes, I have.

Mayor Briare: As a masseuse?

Miss Chavez: Yes.

Mayor Briare: On what dates did you work as a masseuse at Sultan's Palace?

Miss Chavez: I worked from July of 1973 to November of 1974.

Mayor Briare: And then from 1974?

Miss Chavez: And then I quit - I moved out of town, and then I came back.

Mayor Briare: Can you speak up a little bit, please?

Miss Chavez: Then I quit because I moved out of town, but I came back.

Mayor Briare: Where did you work when you were out of town?

Miss Chavez: I was on unemployment -

Mayor Briare: You did not work as a masseuse from 1974, November - until when?

Miss Chavez: I worked in May for two months.

Mayor Briare: Where?

Miss Chavez: The Mustang Massage Parlor.

Mayor Briare: I'm sorry - where?

Miss Chavez: The Mustang - a new Massage Parlor they had open here.

Mayor Briare: What was it called?

Miss Chavez: The Mustang.

Mayor Briare: Do any of the Commissioners have any questions of Martha Chavez?

(No response)

Mayor Briare: Did you attend School with these other ladies?

Miss Chavez: Yes I did.

Mayor Briare: Were all of you together?

Miss Chavez: Yes.

Mayor Briare: All four of you in the same class?

Miss Chavez: Yes.

Mayor Briare: I will ask these others the same questions. Give me an idea of what the classroom activity is.

Miss Chavez: We study anatomy and physiology.

Mayor Briare: Did you take a written examination?

Miss Chavez: Yes we did.

Mayor Briare: Would you give your permission and authority here at this public meeting for our Investigative Department to write and request the records of your classroom attendance and your written examination and whatever else is available?

Miss Chavez: Yes I do.

Mayor Briare: Any other questions by the Commissioners?

(No response)

Mayor Briare: Alright - thank you very much. You may be seated or stay there, whichever you choose.

Miss Aline Benchetrit - is that the correct pronunciation of that name?

Miss Benchetrit: It's close enough - thank you.

Mayor Briare: Will the Clerk please put Miss Benchetrit under Oath?

Clerk: Please raise your right hand. Aline Benchetrit do you solemnly swear to tell the truth, the whole truth and nothing but the truth, so help you God?

Miss Benchetrit: I do.

Mayor Briare: Are you a masseuse now? Other than the fact you went to school for a while?

Miss Benchetrit: I worked for about two weeks.

Mayor Briare: Where?

Miss Benchetrit: At Sultan's.

Mayor Briare: When did you work for two weeks at Sultan's?

Miss Benchetrit: Right after the first session of school, which was in September.

Mayor Briare: The first session of school was in September?

Miss Benchetrit: Yes.

Mayor Briare: And you worked for Sultan's Palace?

Miss Benchetrit: For about a week and a half.

Mayor Briare: In late September or early October?

Miss Benchetrit: I don't exactly recall.

Mayor Briare: But you did work?

Miss Benchetrit: Yes, for about two weeks - at the most.

Mayor Briare: What prompted you to not work any more?

Miss Benchetrit: Well, there was a requirement of more hours to our courses.

Mayor Briare: Have you ever been licensed as a masseuse in Las Vegas?

Miss Benchetrit: Before? No.

Mayor Briare: You have never been licensed as a masseuse?

Miss Benchetrit: No.

Mayor Briare: Did you attend the school with these other ladies?

Miss Benchetrit: Yes Sir, I did.

Mayor Briare: Would you object, if it should be desired by this Board - would you give permission to this Board and not object to any questions or any materials or anything pertaining to your going to school, relative to hours - how many days you put in?

Miss Benchetrit: I do not object to any questioning - no.

Mayor Briare: Would you give a statement so stating? I didn't ask the other lady that, but I probably should have.

Miss Benchetrit: Yes Sir.

Mayor Briare: Do any of the Commissioners have any comments or questions?

(No response)

Mayor Briare: Thank you, Miss Benchetrit. You may stay there or be seated, whichever you choose.

Thelma Jean Gruber?

Thelma Jean Gruber: Yes Sir?

Mayor Briare: Will the Clerk please place Miss Gruber under Oath?

Clerk: Please raise your right hand. Thelma Jean Gruber, do you solemnly swear to tell the truth, the whole truth and nothing but the truth, so help you God?

Miss Gruber: I do.

Mayor Briare: Miss Gruber, have you ever worked as a masseuse?

Miss Gruber: Yes I have.

Mayor Briare: Where did you work?

Miss Gruber: Sultan's Palace.

Mayor Briare: Do you recall what dates you worked at Sultan's Palace?

Miss Gruber: I started in September of 1973, I believe and to June of 1974.

Mayor Briare: And then what?

Miss Gruber: And then I quit.

Mayor Briare: To go into other employment?

Miss Gruber: No - I stayed home.

Mayor Briare: Then when did you go back to work at Sultan's Palace?

Miss Gruber: I haven't went back to work yet - I went to school.

Mayor Briare: When did you begin school?

Miss Gruber: September the 11th.

Mayor Briare: And did you continuously go to school until just recently?

Miss Gruber: I went to school here, and then we went to California and went to school there.

Mayor Briare: What kind of school did you go to here?

Miss Gruber: It's a company school.

Mayor Briare: When did you go to school in California?

Miss Gruber: I don't remember the dates.

Mayor Briare: The month?

Miss Gruber: I'm not sure - I just can't think of . . .

Mayor Briare: I don't know if you're nervous, but if you are - don't be. With the job you have to do I can't imagine anyone being nervous. Was it in 1975 that you entered school in Southern California?

Miss Gruber: Yes it was.

Mayor Briare: Late in 1975?

Miss Gruber: I believe it was in the last part of November.

Mayor Briare: Did you move to Southern California in order to go to school?

Miss Gruber: No, I did not.

Mayor Briare: You mean you just went back and forth between here and Los Angeles? And stayed at a hotel, or motel?

Miss Gruber: Yes I did.

Mayor Briare: Is that something the school there provides - lodging?

Miss Gruber: No, we furnished our own lodging.

Mayor Briare: Who paid?

Miss Gruber: Mr. Boulet.

Mayor Briare: What is the total tuition cost - and lodging - etc. - what does it cost to go to that school?

Miss Gruber: I'm sorry, Sir - I don't know.

Mayor Briare: OK - it was probably billed directly. Would you say that is probably true?

Miss Gruber: Yes Sir.

Mayor Briare: Would you object if this Board were to request all information pertaining to your schooling at the Los Angeles College?

Miss Gruber: No Sir, I don't object.

Mayor Briare: Do you then by matter of our transcript record - you don't object to that school - you hereby authorize them to give us any information they have?

Miss Gruber: Yes I do.

Mayor Briare: Have you engaged in any masseuse-type operations since you got through school?

Miss Gruber: No Sir.

Mayor Briare: And you got through with that school?

Miss Gruber: I think it was the latter part of November.

Mayor Briare: No - when did you get out - when did you get notice you were through school?

Miss Gruber: Are you saying to Massage School?

Mayor Briare: Yes.

Miss Gruber: We received our diplomas in the mail. Like I told you, I'm not sure of the date.

Mayor Briare: Last year or this year?

Miss Gruber: It was in 1975, Sir.

Mayor Briare: In November - in December?

Miss Gruber: Somewhere in there, yes.

Mayor Briare: And you haven't worked as a masseuse since then?

Miss Gruber: No, I have not.

Mayor Briare: Do any of the Commissioners have any questions? I have indicated that these ladies can go ahead and sit down rather than be standing here. Do any of the Commissioners have any questions of anybody?

Commissioner Woofter: Yes, Your Honor, if there is any member of the Special Investigations Division to come forward, since they prepared reports on these young ladies.

I notice, generally, in regard to these young ladies applications, that the Metropolitan Police Department has made one general comment. The reason they recommend that we deny these Licenses - the factor that made it an unfavorable report on the young ladies applications is the general statement that these operations are difficult to enforce.

It's very general and I, being an attorney, know that we have to go into court and back up whatever is provided us as far as whether to deny or approve, and I would like to know why or what the basis is that they are difficult - as far as surveillance? Or what have you? Because it's a very general clause, or sentence, that I'd like to know how to defend if I am called to the stand if I recommend denial on this License.

Sgt. Jerome Ashenfelter: I am Jerome Ashenfelter, Metropolitan Police Department, Special Investigation Bureau. It is our feeling that if these young ladies enter into one of these Massage Parlor situations with males, once they have entered the rooms that are utilized for performing the massage, agreements may be made for an act of sexual intercourse for money between the two parties. Granted, the motion to gain the sexual intercourse may come from the male subject, who is the patron, in some cases, or in some cases we feel the offer is made by the female and we just feel that this type of situation is an impossible thing to police because, obviously, we can't be in that room at all times. We do have reports on file - I can't give you dates or how many - but we do have reports on file where this type of situation has taken place where Vice Officers have gone in and paid the necessary fees, whatever it might have been, and once in the room with the masseuse, a further exchanging of money has taken place.

This is our basis for this recommendation, Sir.

Mayor Briare: Is there anything else?

(No response)

Mayor Briare: On the application of Aline Benchetrit, I have one further question. This lady, Mr. Stewart, indicated that she worked at Sultan's Palace for a period of time and that she had never been licensed. In your opinion, under the Ordinance is this grounds for denial of this application?

Jan Stewart: Mayor, I'm not that familiar with the Ordinance. I don't know if it was during the period of time in which we required the schooling, or if she had the amount of schooling that was required at that time. I would have to ask those who have been working on this aspect of it in the City Attorney's office. She has apparently fully acknowledged that - I don't think that is specifically under our Ordinance to deny it.

Mayor Briare: Do any of the Commissioners have any questions pertaining to the application of Martha Sanchez Chavez?

(No response)

Mayor Briare: On the application of Martha Sanchez Chavez, what is the pleasure of the Board? I might call the Board's attention to the fact that each of these applicants have given this Board permission, and have authorized - which will be shown by the transcript - that the College, or whatever you call it

that was supposed to have given these diplomas, etc. would furnish this Board with any and all information that we request.

I'm not satisfied, gentlemen, by looking at the applications and by looking at the contents of the transcript and the Certificate of Completion - and I'm not using the word "diploma" - it says "Certificate of Completion" - I'm not satisfied that these do, in fact, comply with the provisions of our Ordinance.

I don't know what action this Board wishes to take, but I am determined that all of the information pertaining to the time - the courses of study - the assignments and the completion thereof, or any other information that we have been authorized by each of these three ladies to obtain - until I'm satisfied that the requirements of our Ordinances have been met over and above a simple thing that says its a transcript signed by somebody - this seems to be the only school that grants these sorts of things for the State of Nevada and since these ladies are the first ones to appear before this Board - I admire you for at least complying with the request that you do appear before the Board - I want some more information from this college.

I don't know what the pleasure of the Board is, but I ask you now what action you wish to take on the application of Martha Sanchez Chavez for a Masseuse?

(No response)

Mayor Briare: Does the Board wish to take any action?

M o t i o n

Commissioner Leavitt: I would move that the matter be held until we have an opportunity to check into the transcript, etc. with regard to the school she attended.

Motion carried by the following vote: Commissioners Leavitt, Woofter, Lurie and Mayor Briare voting aye; noes, none. Commissioner Christensen abstained.

Mayor Briare: That motion is approved and Commissioner Christensen has already indicated the reasons for his absention.

On this particular application, City Clerk would you please furnish a transcript of the record that has just been entered into here at this meeting, from Martha Sanchez Chavez - provide transcripts for the use of the Mayor and Commissioners.

On the application of Thelma Jean Gruber. The same comments pertain to Thelma Gruber relative to her authorization for us to proceed. Are there any comments from the Commissioners?

M o t i o n

Commissioner Leavitt: I would make the same motion.

Mayor Briare: Commissioner Leavitt has made a motion that this be held pending - the same motion - I think the motion is understood. Cast your votes.

Motion carried by the following vote: Commissioners Leavitt, Woofter, Lurie and Mayor Briare voting aye; noes, none. Commissioner Christensen abstained.

Mayor Briare: The motion is approved. The application is held for the purposes stated.

MASSEUSE PERMITS - NEW
(continued)

M o t i o n

Mayor Briare: Next we have the application of Aline Benchetrit.

Commissioner Leavitt: I would make the same motion.

Mayor Briare: Commissioner, you might also add to that motion that the transcript be referred to the City Attorney's office for the purpose of determining whether this applicant was acting as a masseuse without a license. Is that agreeable with you?

Commissioner Leavitt: Yes -

Motion carried by the following vote: Commissioners Leavitt, Woofter, Lurie and Mayor Briare voting aye; noes, none. Commissioner Christensen abstained.

Mayor Briare: The motion is approved. These applications then, for the reasons stated, are being held. The first application we considered has been denied.

DEPARTMENT OF COMMUNITY
DEVELOPMENT

DONALD J. SAYLOR, AIP, DIRECTOR

Mayor Briare: Mr. Saylor, would you care to give us an estimate, if you have any, as to the length of time it's going to take to handle the matters under the Department of Community Development?

Mr. Saylor: Nineteen (19) minutes.

Mayor Briare: I want to be sure because we're going to have a problem this afternoon and I want to hear these items while we have a full Board.

Z-53-75

The Nevada Industrial Commission has an application on the agenda. Is there anyone in the audience that is here to speak in opposition to the application of the Nevada Industrial Commission, pertaining to property on West Charleston Blvd and Shadow Lane? Is there anyone who intends to speak in opposition to it?

(No response)

Z-56-75

Mayor Briare: Is there anyone in the audience relative to an application by Robert Murray for a 10-unit Apartment Complex at 2283 Concord - is there anyone in the audience that is here to speak in protest to this application?

(No response)

Z-57-75

Mayor Briare: On the application of James Hayes for the purpose of an Office at East Washington and Constantine Avenue - is there anyone in the audience who will want to speak in opposition to this application?

(No response)

VAC-11-75

Mayor Briare: On the application of Brothers, Inc. for property generally located in the block bounded by Fremont, Carson, First and South Casino Center for the purpose of a -

Mr. Saylor: This is to set a date for the Public Hearing on a Petition of Vacation.

Mayor Briare: Is there anyone here in opposition to setting this for a Public Hearing?

(No response)

Mayor Briare: Since there is no one here to object to it, is there anyone here who wants to speak in favor of it?

Mr. Steve Wynn: Yes Sir -

Mayor Briare: Did you want to speak in favor of it - for setting a date for the Public Hearing?

Mr. Wynn: Yes, and I would also like the Commissioners, if they would, please Mr. Mayor, to clarify exactly what the time schedule is in this procedure.

Mayor Briare: As to hours, or days?

Mr. Wynn: No - what steps we go through. We were before the Planning Commission and they said the Public Hearing would be set for January 7th.

Mr. Saylor: No. I'd like to correct that. They said that at the January 7th Meeting of the City Commission, the date for the Public Hearing would be set.

Mayor Briare: City Clerk, would you please state when the earliest date for this Public Hearing can be had?

Reply: It would be on February 18th -

Commissioner Christensen: Does it have to be that long?

Answer: It must be at least thirty (30) but not more than forty (40) days -

Mayor Briare: Mr. Wynn, are your plans being held up if this is not determined?

Mr. Wynn: We have everything completed except a final piece of the picture with the Power Company.

Mayor Briare: Alright - the minimum amount of time is 30 days - would February 6th add up to the 30 days?

Mr. Saylor: You can't make it by the first meeting in February (February 4th).

Commissioner Leavitt: February 18th would be more than the 40 days -

Commissioner Christensen: We would have to have a Special Meeting - that's what you're saying.

Mayor Briare: It looks like it might have to be at a Special Meeting and we don't like to have special meetings . . .

Mr. Wynn: I don't want to be responsible - I appreciate the fact that the Commissioners are sensitive to this. If we're going to have to wait the 30 days anyway, then the next regular meeting after that would just have to be alright.

Mayor Briare: That would be the 18th of February -

Mr. Saylor: However, I don't think that falls within the 40-day maximum limitation.

Mayor Briare: Then we will have to have a Special Meeting.

Mr. Saylor: Right.

Mayor Briare: Let's leave it at this - at the earliest possible date in compliance with the ordinances under which we are bound, we will have a Special Meeting in order to comply with our own ordinances. Now, whether we want to try to accommodate you or not, Mr. Wynn, is immaterial. We have to do it in order to comply with our own ordinances.

Mr. Wynn: May I ask this question for my own clarification? When the 30 days is up and we have the meeting, at that time are the Commissioners at liberty to vote?

Mayor Briare: Yes -

Mr. Wynn: In other words there is not another period after that? The Public Hearing could be the time when the matter is resolved.

Mayor Briare: If the Commission is of the mind to make a decision at that particular time, the decision they make will be effective.

Mr. Wynn: I see - thank you very much.

Commissioner Lurie: I would like to suggest that it be held at a night meeting -

Commissioner Leavitt: I might point out that there will be a Consolidation Meeting on the 10th of February - would that bring it within the time-frame?

Mr. Saylor: The 10th of February would be permissible.

Mayor Briare: It is difficult to get the five members of the Commission together at one time at one particular place unless it is normally scheduled. Can we properly indicate that this will be set as early as possible, and as to the specific day and specific hour, we will notify by newspaper, and otherwise as required - can we notify as to what we decide in the next couple of days? I don't want to get into any arguments with people who might be protesting this that they didn't know when it was going to be.

Mr. Stewart: The procedure would be to set the date now.

Commissioner Christensen: We could meet either before the Consolidation Meeting, or after.

Mayor Briare: Alright - the Public Hearing will be on the 10th of February . . . Mr. Saylor, how long do you anticipate this Hearing will take?

Mr. Saylor: If there is opposition, it could take quite a while and there was opposition at the Planning Commission meeting, Mayor, so I can't say -

Mayor Briare: Do you know how long it took at the Planning Commission meeting?

Mr. Saylor: I would say it took pretty close to an hour.

Mayor Briare: Alright - at nine o'clock in the morning on February 10th.

Mayor Briare: On the Plot Plan Review for G. C. Wallace - is there anyone in the audience here to speak in opposition to that Plot Plan?

(No response)

Mayor Briare: Mr. Saylor, I wanted to determine that so we could try to gauge as to how much time we will need to take care of these matters. The first application is from the Nevada Industrial Commission. Is their representative here? It has already been determined that there is no one here to protest so, Mr. Saylor, I think the Commission would be interested in the nature of the objections.

Mr. Saylor: One objection was from a property owner to the north of the proposed development who felt that there could conceivably be pedestrian traffic curving through his property. However, I think he is pretty well satisfied by the requirement of a block wall along the north property line.

I believe the other protest was from the property owner who owns this piece (wall map) between the parking lot and the development. Again, I think he is pretty well satisfied with the fact there will be a wall built along both sides in the rear of his property.

Basically, it is a proposal of the Nevada Industrial Commission to erect a facility on the east side of Shadow just north of Charleston. This being Charleston - Shadow - Hastings (wall map). One large building - one smaller building. The parking lot here. They also own this property which goes south to Charleston and on which they have no immediate plans for construction.

Z-67-72

Z-53-75
Approved

The Planning Commission has recommended approval subject to the following conditions:

1. Conformance to the Plot Plan on file in the Department of Community Development.
2. The property involved in this request should be removed from the existing Resolution of Intent to R-3 under Zoning action Z-8-71.
3. City Commission approval for the satellite parking facility.
4. A 6 ft. block wall shall be constructed along the north property line of the parcels of land on the north side of Hastings Ave., including the north property line of the property at 1624 Hastings Ave. and on the east property line of the satellite parking lot. A 6 ft. block wall shall also be constructed on both sides of the property at 1624 Hastings Ave. and stepped down in the front yard area as required by the Ordinance.
 - a. Any proposed construction or use of the property which fronts on West Charleston Blvd. shall first be approved by the Planning Commission prior to development.
5. All mechanical equipment, air conditioners and trash areas shall be screened from view from the abutting streets.
6. Landscaping and a permanent underground sprinkler system shall be provided as required by the Planning Commission and shall be permanently maintained in a satisfactory manner, including additional landscaping being provided along Shadow Lane on the parcel of land on the northeast corner of Shadow Lane and Hastings Avenue.
7. Conformance to Code requirements and Design Standards of City departments.
8. Dedication of 15 ft. radius corners at Hastings and Shadow Lane; installation of 4 street lights and a 5 ft. wide concrete sidewalk along Shadow Lane; 3 street lights, curb and gutter, a 5 ft. wide concrete sidewalk and A.C. paving to meet existing along the south side of Hastings Ave; and a 5 ft. wide concrete sidewalk along the north side of Hastings Ave., as required by the Department of Public Works.

Mr. Saylor: I believe the applicant has agreed to these conditions. The proposed use is for their offices and Health Facilities and, of course, under the General Plan this whole area is indicated as a Special Activity Area, which includes the Health Department, the Hospital, etc.

Commissioner Woofter: What is presently on the site?

Representative of Nevada Industrial Commission. There are a couple of vacant houses that will be removed - old, vacant houses one was the old Doyle Estate and then there's one right directly across from the Hospital. The rest of it is vacant.

Commissioner Leavitt: Where is the Cannon property?

Answer: That property is right here (wall map).

Commissioner Leavitt: What about the house that's on there? Are you going to leave that there?

Mr. Saylor: They got permission to use that on a temporary basis for an out-patient facility -

Representative of Nevada Industrial Commission: That is until

Z-53-75
(continued)

this facility is completed, and then that will be removed and that area will probably become additional parking for that whole complex.

Commissioner Leavitt: That looks bad there and I just wanted to know what your plans were for cleaning it up. How long do you anticipate using that building?

Answer: Until, hopefully, September of 1977. As soon as construction is completed on the project - then that facility will be removed.

M o t i o n

Commissioner Lurie: I move for approval as recommended by the Planning Commission.

Motion carried by the following vote: Commissioners Christensen, Leavitt, Woofter, Lurie and Mayor Briare voting aye; noes, none.

Z-56-75
Approved

ZONE CHANGE Z-56-75 - ROBERT C. MURRAY

Mr. Saylor: This property is located in Vegas Heights. Mr. Murray did get permission to build some apartments some time ago, as shown in the brown (wall map). He is asking for the corner to be zoned for apartment house development also and this shows the proposed lay-out (wall map), parking, etc.

The Planning Commission has recommended approval subject to the following conditions:

1. The parking layout shall be revised as required by the Department of Community Development.
2. All mechanical equipment, air conditioners and trash areas shall be screened from view from the abutting streets.
3. Conformance to the Plot Plan to reflect the above conditions.
4. Conformance to Code requirements and Design Standards of City Departments

M o t i o n

Commissioner Lurie: I move for approval as recommended by the Planning Commission.

Motion carried by the following vote: Commissioners Christensen, Leavitt, Lurie and Mayor Briare voting aye; noes, none.

Commissioner Woofter temporarily absent.

Z-57-75
Approved

ZONE CHANGE Z-57-75 - JAMES F. HAYES

Mr. Saylor: This involves property on Eastern Avenue - you can see it on the screen perhaps a little better - Eastern - and the street to the north is Washington. There were several houses - five or six - fronting on Eastern. Some time ago the Commission took the policy, let's say, of approving P-R Zoning and I think almost all of them now have been converted except this one and one immediately adjacent.

The applicant had requested C-1 Zoning. However, the Planning Commission recommended that it be amended to P-R, which is what the rest of them are zoned, and approved as such. There were no protests. Planning Commission conditions for approval are as follows:

1. Application amended to P-R (Professional Offices and Parking)
2. The Parking Plan shall be revised to conform to the requirements of the Department of Community Development.

Z-57-75
(continued)

3. All mechanical equipment, air conditioners and trash areas shall be screened from view from the abutting streets.
4. Landscaping and a permanent underground sprinkler system shall be provided, as required by the Planning Commission and shall be permanently maintained in a satisfactory manner, including a planter along the street frontage.
5. Conformance to Code requirements and Design Standards of City departments.

M o t i o n

Commissioner Lurie: I move for approval as recommended by the Planning Commission.

Motion carried by the following vote: Commissioners Christensen, Leavitt, Lurie and Mayor Briare voting aye; noes, none.

Commissioner Woofter temporarily absent.

Z-67-72
Approved

PLOT PLAN REVIEW Z-67-72 - G. C. WALLACE

Mr. Saylor: You will remember that recently we had an application for a change in zoning from R-E to R-1 for property here (wall map) - a major portion of the same property involved in this and there was a substantial protest factor. Some of it was represented by Attorney Mike Hines. I think you will recall that meeting - in the vicinity of Oakey and Jones and O'Bannon.

Some time ago a Planned Unit Development was approved on the entire parcel, as shown here (wall map). This much of it has been developed and under this Plot Plan Review they're asking that this much additional be approved for the construction of single family homes. This starts to deviate substantially from the over all Plot Plan. Under our Ordinance you can approve a minor change without benefit of a public hearing.

The Planning Commission has recommended approval of this subject to the following conditions:

1. Conformance to the Plot Plan on file in the Department of Community Development.
2. This approval shall be limited to the area involved in this request and any further change in the previously approved Plot Plan shall require a Public Hearing.
3. Dedication of necessary right-of-way and turning radius, as required by the Department of Public Works.
4. Minor design changes as required by the Department of Community Development.
5. Submittal of a Landscaping Plan prior to or at the same time application is made for a Building Permit.

Mr. Saylor: The City Attorney has ruled that this is a minor change. However, I think you should be aware of this fact - that if they do proceed to try to make further changes in this to allow single family development they would, in fact, be essentially achieving that which was denied under the Zoning and it would be our recommendation - and I believe the opinion of the City Attorney - that any further changes would have to be conducted at a Public Hearing.

Commissioner Lurie: I don't quite understand what you're speaking of - they want to go in there and build R-1?

Mr. Saylor: Right -

Commissioner Lurie: Who is going to build R-1 in there?

Mr. Saylor: I believe Lewis Homes is the builder. Now, all that's involved, Commissioner - this much of it (wall map) has been developed under the original plan and they're asking that they be allowed to build single family homes on these lots bordering that development.

Commissioner Lurie: What size are those lots?

Mr. Saylor: The lots are standard size.

Commissioner Lurie: What will be the price range of the homes?

Scott Wallace: From \$35,000 to \$40,000, and the lots will range in size from approximately 62 ft. to 70 ft. in width.

Commissioner Christensen: What is the present zoning on this ground?

Mr. Saylor: It was zoned R-E. However, it has a valid Resolution of Intent for a Planned Unit Development, in accord with this Plan.

Commissioner Christensen: So this will actually be a lesser density than what they have permission to build on it now?

Mr. Saylor: Right. I simply wanted the Board to be aware of the fact that you did have a substantial protest factor when they were asking for R-1 on this entire piece (wall map) and some additional.

Commissioner Lurie: That's why I asked - is this just a means of getting the one row and then come back in six months and get another row and just keep coming back instead of getting one complete Plan?

Mr. Saylor: Staff's feeling was that there is that possibility, but we felt this way - that it was to the advantage of everybody to allow this change to complete this development, because without this, the part that is already built is not adequately served. For example, there's only half a street along here (wall map) - this would complete the full street here - it would complete the remainder of the street going out here - help the drainage situation and everything, but beyond that point - what we're saying is that if they come in for any further changes, we would suggest that we go the route of a Public Hearing on it.

Commissioner Lurie: It could revert to R-E . . .

Mr. Saylor: It has a Resolution of Intent, Commissioner . . .

Commissioner Lurie: What is the date on the Resolution of Intent?

Mr. Saylor: I don't know, but it's still valid - it is still in effect - I think until Spring sometime. If they came in to proceed on this Plan, we would have to grant the Permit.

Commissioner Leavitt: What was the zoning on it before?

Mr. Saylor: R-E. You will remember . . .

Commissioner Leavitt: And they were protesting -

Mr. Saylor: They were protesting R-1.

Commissioner Christensen: They were protesting R-1 on the basis they felt it would be R-E if they didn't get R-1 - when it is actually PUD-5. That's what is ridiculous about the whole thing.

Mr. Saylor: This much of it (wall map) - this much of the

Condominium has been built and this, if it hasn't been constructed, is under construction at the present time - is that correct Mr. Wallace?

G. C. Wallace: Yes - my name is G. C. Wallace and I'm the Consulting Engineer for both the mortgage company and the prospective builder, Lewis Homes.

This is the original map that was recorded (wall map) right here based on the approved tentative Plot Plan here. This portion has been built in accordance with the original concept - common areas - zero lot lines. This is the only portion of the whole project that has ever got that far in construction. This area over here - the developer came in and he got two Plot Plan Reviews approved. The first one was to build single family detached houses - he got the authorization of the Planning Commission and your Board to build detached houses in here (wall map).

He then later came back in and got approval to eliminate the common areas. So in this particular area here (wall map) the builder has approval to build detached houses on basically R-1 lots without any common areas.

He has already built twelve (12) houses. The houses are completed and face Oakey. He has six (6) lots here - they have been approved - he has not taken out Building Permits for them, but will when he takes out building permits for these.

We are anxious, of course, to have this portion approved. We feel that it would certainly complete some needed improvements in the area. There is a half a street here as Mr. Saylor has pointed out, that actually drains water down into this area here (wall map). There is also a half a street constructed here. Water now ponds - and very badly - in this area.

We have letters from the land owner and developer here, endorsing this project because they feel it would help the neighborhood by completing this street.

Lewis Homes has no intention of coming in here at some subsequent date and requesting any additional Plot Plan Review on any of the other property south of this. Anything that affects this property down here (wall map) will be an application - a new application for rezoning. Lewis Homes does not want to try to modify this particular plan on anything south of here. Actually this plan does not deviate too much from the plan here -

Commissioner Leavitt: Do I understand then that the protests made at the public hearing were because they didn't want the condominiums, but they wanted it R-E?

Mr. Saylor: They wanted it R-E -

Commissioner Leavitt: As Commissioner Christensen has pointed out this, in fact, is of a lesser density than what they could have put on it - the big protest was as to the density -

Mr. Saylor: Right - they wanted it to stay R-E.

Mayor Briare: What is the pleasure of the Board?

Commissioner Leavitt: I move for approval as recommended by the Planning Commission

M o t i o n

ESCORT LICENSE - NEW
(See Page

Mayor Briare: Before we proceed to the next agenda item, Mrs. Hamilton asked me during the recess - or told me that she didn't understand the fact that we were requesting she be put under Oath before she answered any questions in connection with the application for a new Escort License submitted by Maryellen Nieves for Gentlemen's Preference. Then she told me that she would be willing to take such an Oath and answer whatever questions we have.

I said I would consult with the Commission as to whether they would follow that procedure. Before consulting with the Commission on that, I consulted with the City Attorney's office and there still are some questions that we must present to the City Attorney's office before we proceed any further along on this application.

Consequently, Mrs. Hamilton, rather than require your presence here, I am indicating to you that we will not be taking up this application this afternoon - that we must consult with the City Attorney's office and you will be notified as to when this will be on the agenda again - more than likely at the meeting on January 21st.

Juanita Hamilton: Will I be notified?

Mayor Briare: Will the City Clerk make sure that Mrs. Hamilton is properly notified if this appears on the agenda January 21st? Mrs. Hamilton, please give the Clerk your address and we will proceed.

(Juanita Hamilton
2133 Industrial Road - Suite No. 1
Las Vegas, Nevada 89102)

URBAN REINVESTMENT
TASK FORCE
Application
Approved

REQUEST FOR APPROVAL TO SUBMIT APPLICATION FOR URBAN RE-
INVESTMENT TASK FORCE

Mr. Saylor: This is a Federal Program wherein monies conceivably may be available for loans at low interest rates to provide improvements to housing. I can't give you much of the details of the Program at this particular point in time, except that we're asking for permission to submit the application but, in so doing, we are not obligating the City to any expenditures or responsibilities. After - if approval is given - we will proceed with the application, they meaning this organization which is sponsored by the Home Loan Bank - will come in and evaluate and conceivably submit a proposal to the City, at which time you can decide whether you want to participate.

Mayor Briare: But there is now committment now on the part of the City?

Mr. Saylor: No.

Mayor Briare: This is just to start the bookwork on it?

Mr. Saylor: Right.

Mayor Briare: Any comments by the Commission?

(No response)

M o t i o n

Commissioner Leavitt: I move that we adopt the Resolution.

Motion carried by the following vote: Commissioners Christensen, Leavitt, Woofter, Lurie and Mayor Briare voting aye; noes, none.

ECONOMIC DEVELOPMENT
ADMINISTRATION FUND
Abeyance

PURSUANCE OF ECONOMIC DEVELOPMENT ADMINISTRATION FUND
ELIGIBILITY IN COORDINATION WITH THE STATE OF NEVADA -
REQUEST OFFICIAL ENDORSEMENT BY CITY OF STAFF'S POSITION

Mr. Saylor: Staff-wise, we've been pursuing with Federal staff and State staff the possibility of making Nevada and, concurrently, Las Vegas eligible for certain Federal Economic Development Administration Funds.

It has now progressed to the point that we're having to deal with the Governor's office and I would like to have it taken from a Staff position to a City position by asking for official endorsement of the City of what we are trying to do.

Mayor Briare: Do you have some back-up material that we've had before on this?

Mr. Saylor: I'm sorry - I've not provided that to you. I can give it to you in detail -

Mayor Briare: Would you do that? Give it to us in detail and ask us to endorse it?

Mr. Saylor: Right.

MESSAGE PARLOR
EXAMINING BOARD

Mayor Briare: Gentlemen, I had intended to bring this matter up just a little bit earlier, but because of some other activities I didn't get a chance to do it.

We saw today the problems of trying to do the job we think should be done on the part of the City relative to some applications submitted to us, on which questions were raised and some of them were answered and some weren't. There are a number of other things that I think makes something very important.

It is my understanding that Commissioner Christensen and Commissioner Lurie at some time in the past - prior to the present administration - were anxious to pursue the possibility of establishing a Massage Board, or whatever you want to call it.

Commissioner Christensen: A Board of Examiners for Massage Parlors -

Mayor Briare: Whatever the proper name is to be, and I think it would be very well for us perhaps in order to establish a little different avenue of approach so that we don't spend so much time here at City Commission meetings on these items - that we do establish a Committee to submit recommendations to this Board to determine if, in fact, such an Examining Board should be established.

Also you might include - if you would be willing to serve on this Committee, Commissioner Christensen and Commissioner Lurie, it might also be well for you to investigate the possibility of whether it would be proper for the City to combine with the County in the pursuance of their problems they have of this same nature with a Board they have already established. I don't know what the present status of that Board is, but this might be something you would like to pursue.

Would you gentlemen agree to do that?

Commissioners Christensen and Lurie accepted.

DEPARTMENT OF PUBLIC WORKS

LAURENCE HAMPTON, DIRECTOR

See Page of these Minutes (Annotated Agenda)

WASHINGTON AVE.
DRAINAGE PROJECT

WASHINGTON AVENUE DRAINAGE PROJECT

Mr. Hampton: I'm sure you are familiar with this. There was a portion of this Project that was funded with Block Grant Funds to the amount of \$289,000.00. The total Project was estimated at \$900,000.00, of which the State was responsible for \$350,000.00, leaving a remainder of \$261,000.00. The money is available under "731" Funds and what we're asking for today is a commitment by you gentlemen to obligating an additional \$261,000.00 from the "731" Funds.

This is a very much needed Project and will complete the work on the Las Vegas Creek. I have a display here if you'd like to look at it, but I'm sure you are familiar with it.

Commissioner Lurie: My main concern is that it finishes the Project - but what happens down a little further where we have the problem of the water getting down to the lower portion of the Valley? What's being done to protect the people in that area from pushing the water down a little further - to reinforce that flooding condition that we had before -

Mr. Hampton: We have one small section of the Las Vegas Wash in the City's jurisdiction now that is incomplete at this time. I believe it was month before last we got approval by Regional Streets to go ahead with our Project to put a bridge across Owens Avenue and doing some channel relining work. We are having some discussion with Regional Streets as to exactly what extent we can improve our channeling. It is our contention that we should finish it, completely and I am hopeful that they will agree and that it will be approved by Regional Streets. This is scheduled for next year.

Commissioner Lurie: That ought to be concrete - is that what you're speaking of?

Mr. Hampton: On the first phase it would be desirable that it be concrete, but if we can just get an open channel completely through -

Commissioner Woofter: What is the ultimate goal as far as the drainage is concerned?

Mr. Hampton: On the Las Vegas Wash?

Commissioner Woofter: Yes.

Mr. Hampton: It would be to complete the open channel as Phase One and then go back in another year we would like to deepen the channel to meet ultimate design and also concrete the channel but I would guess insofar as concreting the channel we are talking about five to ten years away from that.

Commissioner Lurie: This is all a part of the Flood Plan?

Mr. Hampton: That's right -

Commissioner Lurie: Just taking the water from one area and putting it down in another area - I don't want to see the

ITEM

Commission Action

Department Action

VII. DEPARTMENT OF PUBLIC WORKS

LAURENCE HAMPTON, P.E., DIRECTOR

*CONSENT AGENDA

All matters listed under Items A, B, and C are considered to be routine by the City Commission and may be enacted by one motion. However, any item may be discussed if a Commission member or citizen so requests.

*A. APPROVAL OF SUBDIVISION PLATS

It is recommended that the following plat be approved. All engineering designs have been checked and accepted. Bonds have been posted and agreements signed for this subdivision..

1. Lewis Homes-Las Vegas Unit No. 8 (Lewis Homes of Nevada, Earl Monson, Agent).

*B. RELEASE OF CONSTRUCTION CONTRACTS

The following contractors are 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. Subject to no liens filed in the 35-day period it is recommended that the contract bond and retention be released.

1. Bid No.: 75.66
 Contractor: Frehner Construction Co. Inc.
 For: Red Rock Bicycle Path
 Notice of Completion: December 4, 1975
 Release Date: January 8, 1976
2. Bid No.: 75.82
 Contractor: Cloud's Landscaping & Sprinkler Service Inc.
 For: Area Landscaping at Garside School Swimming Pool
 Notice of Completion: December 1, 1975
 Release Date: January 4, 1976

*C. RIGHT OF WAY ITEMS

1. Grant Deed
 From: Victory Missionary Baptist Church
 To: City of Las Vegas
 For: Portion Lot 7, Clock 12, H.F.M.&M. Addition Radius "Monroe & E" Dedication. Tax sale.

D. REPORTS

1. Washington Avenue drainage project.
2. EPA Letter regarding testing procedures

Approved as recommended
 W - unanimous

P/W to proceed

Items 1 and 2
 Approved as recommended
 Lurie - unanimous

Clerk and P & C to proceed

Approved
 Lurie - unanimous

P/W to proceed

Recommendation for completion of Project
 Approved
 Lurie - unanimous

P/W to proceed

Commissioner Christensen did not vote - excused from balance of meeting.

WASHINGTON AVE.
DRAINAGE PROJECT
(continued)

situation we had before happen again. I'd like to see that channel cut deeper and reinforced until such time as we can go forth with a proper channel.

Mr. Hampton: If you're referring to that section of the Washington channel that is not lined, this is something that should be done within the next two or three years. I think we're talking about two different channels - the Las Vegas Creek and the Las Vegas Wash. The Las Vegas Creek - that channel just east of the Boulevard, should be lined just as soon as possible after we complete this other Project. Unfortunately we can't find a way to have the State participate in that portion.

Commissioner Lurie: You are now asking for approval for the funds from "731" monies to complete the Project down to Washington?

Mr. Hampton: That's right - we feel confident that is more than enough to complete the Project. It is being designed currently by the Highway Department and I understand is nearing completion. We will schedule to go to bid so that construction will start right after the baseball season so that it will not disrupt the Reed Whipple Field.

M o t i o n

Commissioner Lurie: I move for approval as recommended.

Motion carried by the following vote: Commissioners Leavitt, Woofter, Lurie and Mayor Briare voting aye; noes, none.

(Commissioner Christensen excused from the balance of the meeting - 11:45 a.m.)

EPA COMMUNICATION
RE TESTING
PROCEDURES

EPA LETTER REGARDING TESTING PROCEDURES

Mr. Hampton: This next item is something on which I sent a memo out yesterday and unfortunately it was at a late hour, but we just received notice from the EPA on December 29th that we were being cited for failure to monitor and report according to the Permit that was issued to us back in 1974.

It should be noted that the EPA did not cite the City for failure to comply with the effluent discharge standards. It is only a technical violation for not having the proper testing equipment and procedures. This is based on the fact that it is a large expense to purchase this additional equipment.

We have tried to get them to change their requirements. We have asked, on several occasions, for variances. These have been denied. In other words, we have tried to avoid this as long as possible and it now appears that we have run up against a block wall and we are being forced into doing this testing as they require.

The only thing we can do, if we do not proceed as recommended, is to cite them into court and this type of action could close down all construction within the City which would be very detrimental to the construction industry.

We would recommend that we be authorized to (1) purchase the necessary equipment which is listed in the memo at an approximate cost of \$12,000.00. (2) That that we be authorized to hire, effective April 1, 1976, a full time Chemist, which will be a second Chemist. We have one now. The County is operating with three Chemists. It is questionable that we will be able to operate with two, but we feel we should give it a try and (3) authorize the Director of Public Works and the Supt. of Sanitation to travel to San Francisco, if required, to ask EPA officials for an extension of time since it is practically impossible to meet the

EPA
(continued)

schedule outlined in the order. The order says we must be in compliance within forty-five (45) days. Inasmuch as this equipment has delivery dates as long as six (6) months, we feel it is reasonable to request a time extension but we feel it might be necessary to do a little public relations with the officials and it might require a trip to San Francisco. This would be something where we would leave in the morning and come back in the afternoon type of thing.

M o t i o n

Commissioner Lurie: I move for approval as recommended.

Motion carried by the following vote: Commissioners Leavitt, Lurie and Mayor Briare voting aye; noes, none.

Commissioner Woofter temporarily absent

Mr. Hampton: Mr. Mayor, I have one additional item that will take about thirty second: This is regarding the Girl Scout building over by Hadland Park. The Acme Electric Company has donated a double arm light standard to light the parking lot. The Girl Scout office has requested that the City install this and I would recommend that we do this. It will take only about twelve (12) man hours for the City to do this.

M o t i o n

Commissioner Lurie: I move for approval as recommended.

Commissioner Leavitt: I would like to ask the City Attorney if he sees any legal problem involved in doing that.

Mr. Hampton: It would be on leased property -

Commissioner Leavitt: City-owned property?

Mr. Hampton: Yes - leased to the Girl Scouts.

Commissioner Leavitt: I would like the City Attorney to legally rule that it is OK to do that.

Jan Stewart: I see no legal problem.

Motion carried by the following vote: Commissioners Leavitt, Woofter, Lurie and Mayor Briare voting aye; noes, none.

SECURITY MEASURES -
MUNICIPAL
COURTROOMS

City Manager, A. R. Trelease: Your Honor, we have what you might call an emergency - you've heard it before but now something has happened so that maybe Mr. Cathcart ought to present to you. It falls in line with Public Works also:

Mayor Briare: Go ahead if it's an emergency - that's what we get faced with every day.

Mr. Trelease: It relates to the detecting system for sessions held in the Courtrooms - it's happened again.

Mr. Cathcart: I suggested it be added on at the end of the Public Works portion of the agenda because I believe they are involved.

Back on October 1st when it was brought up regarding security measures in the Courtrooms - in going through the minutes, etc., we did purchase the two (2) hand detectors for the Bailiffs' use. There was another study done by Metro from one of the Sergeants that was submitted to Deputy Chief Paul Ray - this is on October 17th. It really is kind of an incomplete report but it does show access and egress to the Court systems, and suggested some security measures. There was no mention of LEAA Funds, as had been recommended by the Judge.

We got the hand detectors on a trial basis. As of yesterday one of the Judges life was threatened again and it turned out to be quite a serious matter.

We had done another survey - completed that possibly a year and a half ago, regarding surveillance cameras for the two Courtrooms. At that time the estimate was around \$12,000 or \$14,000 to put the cameras in, etc. The cameras are kind of after-the-fact. What they really need is the situation of door - access to the surveillance equipment.

At the October the last meeting the Sr. Buyer presented the cost estimate of around \$2,500. for the walk-through units to the Courtrooms. That is the Walk-thru detector - the same as the Airports are using and the County Courts.

Due to the seriousness of the problem that arose yesterday we would like to get this to the Building Committee to proceed on some sort of security measures for the Courtrooms.

Mayor Briare: I'm not sure that I follow - it seems to me we had the maps drawn and there was quite a bit of detail. What happened after that?

Mr. Cathcart: The only thing we were here for at that time was the cost situation of the Hand Detectors vs the Walk-thru . . .

Mayor Briare: I saw actual plans drawn showing where these things would be established -

Commissioner Woofter: That one was drawn by the Metropolitan Police Department.

Mr. Trelease: Judge Mullen was to see me after that, but he never did - now that this has come up he wants to proceed . . .

Mr. Cathcart: Evidently it was just dropped because we were going to try this on the basis of the Hand Detectors, but evidently it is not doing the job.

SECURITY MEASURES -
MUNICIPAL
COURTROOMS
(continued)

Mayor Briare: I think there was encouragement from this Board to proceed along those lines . . . I believe it was Commissioner Leavitt who mentioned the LEAA Funds -

Mr. Cathcart: I'm really bringing this up as a report - it probably should be on somebody else's agenda . . .

Mayor Briare: With no reflection on you, Mr. Hampton, - I think you are in charge of the Committee - but if you want to refer it to the Building Committee you can figure that some time in 1977 you will get something done. Now if you want to go to this Committee that is sitting up here, they're the ones who should make the ruling -

Mr. Cathcart: I'm here before the Board, Your Honor, to do it in some way - I'm in the dark as to how to proceed -

Commissioner Woofter: "Something" happened yesterday, and I don't know what happened that creates this emergency.

Mayor Briare: Art, would you give us an outline of what happened yesterday?

Mr. Trelease: I just got it a while ago - I understand that someone took a shot at him, or threatened to and said - I missed you once, but I won't miss the next time. He called Bill (Adams) a while ago and said - what happened to my Detecting equipment.

Commissioner Woofter: A security system won't protect him from a telephone call -

Mr. Cathcart: No - but while he is out in the Courtroom, or whatever -

Commissioner Woofter: I'm very concerned about the Courts but I was District Attorney at one time and I used to get a call a day -

Mayor Briare: No - a metal detector is not going to stop a phone call. Are we progressing? Art, is this something where you are waiting for somebody to do something?

Mr. Trelease: If he agreed with this plan, we were to present it back to the Commission -

Mayor Briare: Alright, then if Judge Mullen is sitting on it over there, and since he's the one who is most concerned, it would behoove him to get the thing completed and get it over to us.

Mr. Cathcart: From the minutes it appears the matter was left out in limbo . . .

Mayor Briare: Fine, this will be with Mr. Trelease then. Art, you do what you think is proper.

Mr. Cathcart: I'm sorry I had to bring it up at this time.

PERSONNEL DEPARTMENT

J. ROBT. McPHERSON, DIRECTOR

NEW HIRES

NEW HIRES - FEDERALLY FUNDED

Mr. McPherson: The first item, Mayor, is clarification of the matter discussed with you last week and the action taken by you to retain thirty-eight (38) employees, Federally funded, whose tenure was to expire the end of this week.

Mayor Briare: Is this transferring from Title I to Title II?

Mr. McPherson: From Title II to Title I - actually they are on Title I now and this would retain them on Title I until June 30th. This would involve approximately \$20,000.00 of City funds and there is \$190,000.00 in new Federal funds available.

Commissioner Lurie: This will keep those employees until June 30th?

Mr. McPherson: Right.

Commissioner Lurie: They will all be notified?

Mr. McPherson: They will all be notified and this would mean that all Federal employees tenure, barring other funding, would expire June 30th.

Commissioner Lurie: Has the Finance Department indicated that the City funds are available?

Mr. McPherson: The Finance Department has indicated that \$20,000.00 would be available.

Mayor Briare: Are there any comments from the Commission?

(No response)

Mayor Briare: What is the pleasure of the Board?

Commissioner Leavitt: What do we need?

Mayor Briare: A motion to ratify.

M o t i o n

Commissioner Woofter: I would so make.

Motion carried by the following vote: Commissioners Leavitt, Woofter, Lurie and Mayor Briare voting aye; noes, none.

NEW HIRES - CITY FUNDED

NEW HIRES - CITY FUNDED

Mr. McPherson: Under this item we would ask approval of the first Recreation Instructor and the second one we would strike from the agenda.

M o t i o n

Commissioner Lurie: I would move for approval, but why are you striking the second one?

Mr. McPherson: We were able to cover it with other personnel.

Motion carried by the following vote: Commissioners Woofter, Lurie and Mayor Briare voting aye; noes, Commissioner Leavitt.

COMMUNICATIONS

From: COMMISSIONER MYRON E. LEAVITT
Re: Possible violation of Liquor and/or Gaming regulations in re the Alkath Corp. and Argent Corp.

Commissioner Leavitt: Mr. Mayor, it has been brought to my attention that the Clark County Liquor & Gaming Board are requesting an investigation by the Clark County District Attorney and the Metropolitan Police Department to look into the operation of the Alkath Corporation and the Argent Corporation, to determine whether or not possible violations of any County Liquor and Gaming regulations may exist.

In view of this, I think at this time I would like to make a motion that we request from the District Attorney and from the Metropolitan Police Department copies of all reports made as a result of such investigation, inasmuch as the Argent Corporation does operate the Fremont Hotel, which is within the corporate limits of the City and which would be subject to City Liquor and Gaming rules and regulations and if any violations do exist we should be made aware of it.

I'm not attempting in any way to get involved in any fight that may be going on between personalities or any fight that may be going on between the County and the Argent Corporation. However, in view of the fact that an investigation has been requested and in view of the fact that they do operate a Gaming establishment within the corporate limits of the City of Las Vegas, I think that this Board should receive copies of all the investigation and all the reports made as a result of that investigation, and I would move at this time that the Mayor be instructed on behalf of the City Commission to write to the District Attorney and Sheriff Ralph Lamb of the Metropolitan Police Department requesting such investigations and reports.

M o t i o n

Mayor Briare: I have a comment, Commissioner Leavitt - I'm going to vote against your motion for a very, very simple reason, Commissioner, and that is if I want, as an individual member of this Board, any information from the Metro Police pertaining to licensing matters in this City, whether it's an Argent Hotel, or whether it's any other Hotel downtown, or any Gaming establishment down town, all I need to do - and I can assure you, Mr. Commissioner that all you need to do, or that any other member of this Board needs to do, is ask for it - and I would not want to set a precedent that every time I want such information, that I have to come before this Board and make a motion and being approved to do it. This is a privilege we have as members of this Board and because of reasons I think are rather obvious relative to the sensitivity around the United States pertaining to the Gaming industry, I don't think it is necessary to have Boards move - make a motion - etc. when we want to accomplish something.

Commissioner Leavitt: I'm not attempting, Mr. Mayor, to . . .

Mayor Briare: I think you've very clearly indicated, Commissioner, and I don't want you to misunderstand my negative vote on your motion. I just don't feel it's necessary in this matter. If anybody wants an investigation report on that matter, or any other matter, he need only call the Metro Police and I can assure you - because I've gone to the pains to find out myself that is the case - you would be more than welcome to have them, and to make a motion before this Board to get them I don't think is proper.

Commissioner Leavitt: Well, you've indicated we have to ask for it, and that is my motion.

Mayor Briare: Commissioner, I can assure you that if I wanted something like that I would not want to come before the Board and wait several days. I'd go get it. Any further comments?

(No response)

Recorded vote:

Commissioner Leavitt	Aye
Commissioner Woofter	No
Commissioner Lurie	Aye
Mayor Briare	No

Mayor Briare: The motion is tied and it's lost.

Commissioner Woofter: To clarify my negative vote, I have to concur with the Mayor, Commissioner Leavitt. I feel that we would be creating a precedent if we have to make a motion before the Board for a special request for reports. I think, as the Mayor feels, that any time any member of this Board requests any type of a report, that is their prerogative and I think the Sheriff, as well as any other agency, will honor such.

Commissioner Leavitt: At this time then I would like to request the City Clerk to prepare a letter for my signature as a City Commissioner, requesting reports from the Metropolitan Police Department and the District Attorney - all reports made as the result of the investigation.

I'd like to put that in the form of a formal request to the District Attorney and Metropolitan Police Department, for my signature.

Mayor Briare: The City Clerk will proceed along that line.

Commissioner Leavitt: If the other members want copies, come to me and I'll give them to you.

LAS VEGAS
ART MUSEUM

COMMUNICATION

From: Las Vegas Art Museum
Dated: December 23, 1975
Re: Request to use additional building at Lorenzi Park, now occupied by AARP

See Page 66 of these Minutes (letter)

Mayor Briare: The Las Vegas Art Museum has submitted a request for the use of a building at Lorenzi Park which is presently being occupied, but it is suggested that it is going to become vacated. Mr. Trelease, would you fill us in on that?

City Manager, A. R. Trelease: That's all I know about it, Your Honor - that the Art League - the Las Vegas Art Museum would have the first right of refusal if and when AARP vacate that building. They have put that in writing - that this Commission give them the first right of refusal.

Mayor Briare: This would fit right in with the cul-de-sac type building they have there for the purpose of their Art Shows, displays, etc.

Commissioner Lurie: It is my understanding that the AARP has elected new Officers and are preparing to ask for some City participation in getting the building back into condition where they might be able to utilize it again.

Mayor Briare: I think, Commissioner, those folks out there in the Art League are very well aware that we're not going to kick anybody out. It's only if it becomes available



Las Vegas Art Museum

Lorenzi Park
3333 W. Washington St.
Las Vegas, Nevada 89107

Phone (702) 648-1868

ART -
PLS. Place on
Agenda
B 12/29

December 23, 1975

Mayor William Briare
Las Vegas City Hall
400 Stewart Street
Las Vegas, Nevada 89101

Dear Mayor Briare:

Several years ago the Parks and Recreation Department promised the Las Vegas Art Museum the building being used by the American Association of Retired Persons, in Lorenzi Park, if and when they vacated the premises.

We understand they are in the process of obtaining new facilities and intend to cease to occupy their building and the Museum would like the right of first refusal.

We would like the building to expand our art complex and have several sculptors who would be willing to donate their work for the natural patio.

Thank you very much for your co-operation and consideration in this matter.

Very truly yours,

Jerry Motto, President
Las Vegas Art League

jm/mh Letters sent to City Commissioners.

RECEIVED

CITY CLERK

DEC 29 1975

AM
7, 8, 9, 10, 11, 12, 13

Sponsored by Las Vegas Art League

VACANCIES ON BOARDS
& COMMISSIONS
Abeyance

that they want first right of refusal.

Commissioner Lurie: It looks like they are trying to take the building now and I think AARP ought to have the opportunity to come in here and let us know what plans they have for the building.

Mayor Briare: Unless the Commissioners want to do otherwise, we'll just note this correspondence.

See Page 68 of these Minutes (Annotated Agenda)

Mayor Briare: Do any of the Commissioners have any activity they want to bring forth relative to the Boards and Commissions?

What comes to my mind - I wonder if there is any effort being made in connection with matters of Consolidation - I should perhaps address this to the Chairman of the Consolidation Committee - has there ever been any discussion or is it premature, about merging Advisory Boards?

Commissioner Leavitt: That comes under Commissioner Canter's Committee for study and I don't know what progress has been or where it is at this point. To my knowledge there has been no discussion on it.

Commissioner Lurie: We have a Resolution that was passed in the Recreation Committee to combine the Boards -

Commissioner Leavitt: That's correct - Commissioner Lurie's Committee has requested a merger of those two, but in regards to the others, I don't know their status.

Howard Crow, Deputy Director of License & Revenue: Mr. Mayor, we have a real problem with the Solicitations Review Board. If we don't get some members appointed, we won't have any Board. We have only one now that is active - one member of the Board.

Mayor Briare: Do any of the Commissioners have a nominee they would like to have considered and be ready to act upon in the very near future?

Commissioner Lurie: I will - I just want to check and make sure.

Mayor Briare: I would ask that the City Clerk furnish a list of the vacancies that exist, and put a note on the correspondence to each Commissioner that they please notify your office of their nominees prior to the next meeting and we will try to get all of these vacancies resolved at the meeting of the 21st. Do you, Mr. Crow, have a Solicitations Review Board meeting prior to that?

Mr. Crow: Yes we do -

Mayor Briare: Those members whose terms have expired are still serving, are they not? Until they are reappointed or their successors are named?

-
-
-
-

ITEM

Commission Action

Department Action

X. VACANCIES ON BOARDS AND COMMISSIONS

A. SOLICITATIONS REVIEW BOARD
 (2-year Term)

Abeyance*

1/21/76 Agenda

One (1) member to be appointed to re-
 place Mrs. Erma Sutherland (who has
 resigned) for a Term expiring 12/20/76

One (1) member to be appointed to re-
 place Mr. Virgil F. Gilmore (who
 resigned 12/4/75) for a Term expiring
 12/20/76

ALSO

Terms of the following members expired
 12/16/75:

REV. MELVIN PEKRUL
 GEORGE RHODINE

B. L.V. METROPOLITAN BEAUTIFICATION
COMMITTEE
 (3-year Term)

Abeyance*

1/21/76 Agenda

JACK. L. COBB - Term expires 2/4/76

C. BOARD OF ZONING ADJUSTMENT
 (5-year Term)

Abeyance*

1/21/76 Agenda

PHILIP REINHARDT - Term expires
 2/7/76

D. ELECTRICAL EXAMINING BOARD
 (2-year Term)

Abeyance*

1/21/76 Agenda

REX A. TYNES
 DOYEN C. SMITH
 JOHN BENTON
 MELVIN C. SUTTON
 AUBREY GOLDBERG - Terms expire 2/2/76

*Clerk to request
 Commissioners to
 submit names and
 addresses of per-
 sons recommended
 to fill vacancies
 prior to 1/21/76
 Commission Meeting
 (By 1/14/76)

OFFICE OF THE CITY ATTORNEY

CARL E. LOVELL, JR., CITY ATTORNEY

HADLAND PARK PARKING
Abeyance

JOINT USE AGREEMENT - CLARK COUNTY SCHOOL DISTRICT -
HADLAND PARK PARKING

Mayor Briare: Under the item of the Joint Use Agreement with the Clark County School District with regard to Hadland Park parking, have the Commissioners had an opportunity to read this contract? I think the City is taking a little bit of a backseat here - a contract should be equal/equal, shouldn't it?

Relative to them paying the cost of putting in a Parking Lot that they're using - certainly they should pay the cost if it's going to be to their benefit but, secondly, the maintenance and, thirdly, there's a matter in there pertaining to the right to renew the Agreement. Did you draw this contract, Mr. Saylor?

Mr. Saylor: I put together what is essentially in there and that was the result of a meeting with Public Works, Parks & Recreation departments. On the cost factors, the Public Works Department recommended that they do the work and that the School District pay for the actual cost of material, but it was also their recommendation that the City do the maintenance, which will be very minor.

It's true - it could have been done differently - we could have totaled up the whole cost and said - OK, you kick in half of it, but this is before you for whatever determination you want to make on it.

Mayor Briare: Who negotiated the contract?

Mr. Saylor: It hasn't been negotiated. This is simply Staff's proposal to the Commission. You will remember that some time ago Commissioner Lurie asked that this be done by Staff to bring to you, because the School District had requested . . .

Commissioner Lurie: I will move to hold this Agreement to our meeting of January 21st so that we will have a chance for a thorough review -

Mayor Briare: Mr. Saylor, get a balanced statement of benefits, because there should be equal benefits. I don't object to the District paying the cost of all this, but the maintenance of these areas and the number of spaces that are allocated, etc., I think they are a little bit less than equitable insofar as the City is concerned and maybe we should look into that maintenance program.

If there are no objections, Commissioner Lurie, that's the way we'll proceed.

JAMES SNOWDEN, SR.
PARK

RESOLUTION NAMING JAMES SNOWDEN, SR. PARK

Mayor Briare: This matter will be held. There are problems that Commissioner Woofter will be resolving.

CLAIM AGAINST
THE CITY
Approved

CLAIM OF ERNEST A. BECKER - MIRABELLI TEEN CENTER

Jan Stewart: This is a claim by Mr. Becker concerning a piece of property which he previously donated to the City for Park purposes, and part of the property we are not able

CLAIM AGAINST
THE CITY
(continued)

to use for park purposes due to the construction of the Freeway - for an off-ramp for the Freeway - so he's asking that that property be returned to him.

We feel his request is proper.

Mayor Briare: This is a matter I think the Commissioners are aware of, Mr. Stewart - I have a feeling that a motion one way or the other is not going to make any difference. This is a matter of information, is it not, that you are giving to us as to the procedure that Nevsur is following? We're really not in a position to say yes - no - or maybe.

Mr. Stewart: We did have that request from Mr. Becker and it is here to finalize it.

Mayor Briare: I imagine the only thing you need from the Commission is to instruct the City Attorney's office to fight it, and we would be fighting a losing cause - it would seem as though it would follow its own course. Is that your opinion?

Mr. Stewart: We should have authorization - the fact that this property is going to be conveyed back to Mr. Becker, I suppose we ought to have the proper authorization.

Commissioner Leavitt: Authorization for the Quitclaim Deed, is that what you're asking?

Mr. Stewart: Yes.

M o t i o n

Commissioner Woofter: I would so move.

Motion carried by the following vote: Commissioners Leavitt, Woofter, Lurie and Mayor Briare voting aye; noes, none.

BILL No. 76-2
Referred

Mr. Stewart: I have an additional item - Bill No. 76-2.

AN ORDINANCE BY THE CITY OF LAS VEGAS, NEVADA,
ELECTING TO COME UNDER THE PROVISIONS OF THE
METROPOLITAN CITIES INCORPORATION LAW, CHAPTER
648, STATUTES OF NEVADA 1975, PURSUANT TO
SEC. 3(1) OF SAID CHAPTER

It is an ordinance that previously was allowed to die, and I would recommend that this go to a Study Committee.

Commissioner Leavitt: Shouldn't this be introduced at this time? What's the timetable, Mr. Stewart?

Mr. Stewart: If it is introduced today then it has to be published and then has to be adopted within thirty (30) days. That's cutting it short in awaiting word from the District Court -

Commissioner Leavitt: Hold this for final adoption until after the Court decision.

Mr. Stewart: It would be best to have it go to a Study Committee.

Commissioner Leavitt: That would be your recommendation, wouldn't it - to hold it until after the Court decision?

Mr. Stewart: That's correct.

Commissioner Leavitt: That's you desire then too - right?

Mr. Stewart: Yes -

Commissioner Leavitt: We are agreed on that?

Mr. Stewart: Yes, that's right.

BILL No. 76-2
(continued)

Mayor Briare: Who would like to volunteer to be on the Study Committee?

Commissioner Lurie: I would -

Mayor Briare: Alright - Commissioner Leavitt and Commissioner Lurie -

Commissioner Leavitt: The Study Committee before, Mayor, was the entire Commission with me as Chairman -

Mayor Briare: And it got killed - maybe we'll do a little better with you as Chairman of the Study Committee and Commissioner Lurie will be your assistant.

Commissioner Leavitt: That will be fine.

BILL No. 75-4
Abeyance

BILL No. 75-4 - AN ORDINANCE TO AMEND TITLE V, CHAPTER 28 TO PROVIDE THAT AMBULANCE ATTENDANTS MUST BE 18 YEARS OF AGE, OR OVER

Committee: Commissioners Lurie and Christensen

Published by Title 12/20/75 LAS VEGAS SUN

Commissioner Lurie: I'd like to hold this for one more meeting.

Mayor Briare: If there are no objections, it will be held.

BILL No. 75-12
1st Reading

BILL No. 75-12 - AN ORDINANCE TO AMEND TITLE XI, CHAPTER 2, SECTION 9.1 AND TO DELETE TITLE XI, CHAPTER 2, SECTION 18 OF THE CITY CODE IN ORDER TO CONFORM SAID SECTIONS TO RECENT CHANGES IN STATE STATUTES RELATIVE TO PARCEL MAPS

Committee: Commissioners Christensen and Leavitt

Commissioner Leavitt: I think this is simply an ordinance to conform to State Statutes, isn't it Mr. Saylor?

Mr. Saylor: Yes.

Commissioner Leavitt: So we have to pass it. I would recommend that it be read.

A Bill entitled "BILL No. 75-12 - ORDINANCE No. _____ AN ORDINANCE TO AMEND TITLE XI, CHAPTER 2, SECTION 9.1 AND TO DELETE TITLE XI, CHAPTER 2, SECTION 18 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960 EDITION, IN ORDER TO CONFORM SAID SECTIONS TO THE RECENT CHANGES IN THE STATE STATUTES RELATIVE TO PARCEL MAPS; PROVIDING PENALTIES FOR THE VIOLATION HEREOF; PROVIDING OTHER MATTERS PROPERLY RELATING THERETO AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREOF" was read by Title by the Deputy City Attorney, who recommended that the Clerk be authorized to proceed with the first publication, by Title, of said Bill No. 75-12. (1st reading)

Mayor Briare appointed Commissioners Christensen and Leavitt as the Recommending Committee for Bill No. 75-12.

BILL No. 75-13
1st Reading

BILL No. 75-13 - AN ORDINANCE TO AMEND THE MAJOR STREET PLAN BY DELETING THEREFROM "H" STREET FROM CAREY AVENUE TO LAKE MEAD BLVD.

Committee: Commissioner Woofter and Lurie

Commissioner Woofter: This is ready to be moved out of Study Committee.

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A Bill entitled "BILL No. 75-12 - ORDINANCE No. _____ AN ORDINANCE TO AMEND THE MAJOR STREET PLAN MAP ADOPTED BY ORDINANCE 1537 ON OCTOBER 6, 1971, BY DELETING THEREFROM

BILL No. 75-13
(continued)

"H" STREET FROM CAREY AVENUE TO LAKE MEAD BOULEVARD; PROVIDING OTHER MATTERS PROPERLY RELATING THERETO AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH" was read by Title by the Deputy City Attorney, who recommended that the Clerk be authorized to proceed with the first publication, by Title, of said Bill No. 75-13. (1st Reading)

Mayor Briare appointed Commissioners Woofter and Lurie as the Recommending Committee on Bill No. 75-13.

BILL No. 75-16
1st reading

BILL No. 75-16 - ANNEXATION ORDINANCE - A-1-75
Committee: Commissioners Woofter and Lurie

A Bill entitled "BILL No. 75-16 - ORDINANCE No. AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF LAS VEGAS, NEVADA, TO INCLUDE WITHIN, ANNEX TO AND MAKE A PART OF SAID CITY, CERTAIN SPECIFICALLY DESCRIBED TERRITORY ADJOINING AND CONTIGUOUS TO THE CORPORATE LIMITS OF SAID CITY; DECLARING SAID TERRITORY AND THE INHABITANTS THEREOF TO BE ANNEXED TO SAID CITY AND SUBJECT TO ALL DEBTS, LAWS, ORDINANCES AND REGULATIONS IN FORCE IN SAID CITY; ORDERING A MAP OR PLAT OF SAID DESCRIBED TERRITORY TO BE RECORDED IN THE OFFICE OF THE COUNTY RECORDER OF THE COUNTY OF CLARK, STATE OF NEVADA AND PROVIDING OTHER MATTERS PROPERLY RELATED THERETO" was read by Title by the Deputy City Attorney, who recommended that the Clerk be authorized to proceed with the first publication, by Title, of said Bill No. 75-16. (1st Reading)

Mayor Briare appointed Commissioners Woofter and Lurie as the Recommending Committee on Bill No. 75-16.

SALE OF CITY-OWNED
LAND
Approved

OFFER BY CLAVARY FOURSQUARE CHURCH TO PURCHASE CITY-OWNED
PROPERTY - FORMER LOCATION OF ANIMAL SHELTER
Committee: Commissioners Christensen and Lurie

See Pages 73 and 74 of these Minutes (Correspondence)

Commissioner Lurie: Mayor, Commissioner Christensen and I have met - we met with Rev. Dawson and Stan Krolak who did the appraisal on the old Animal Shelter, and the Calvary Foursquare Church has made an offer to the City to purchase the old Animal Shelter property, and Commissioner Christensen and I would recommend that the City accept their offer and that the necessary departments be notified to proceed with the paper work.

Mayor Briare: Any comments on the motion?

(No response)

Motion carried by the following vote: Commissioners Leavitt, Woofter, Lurie and Mayor Briare voting aye; noes, none.

Commissioner Lurie: I would also, Mayor, at this time like to request that the money derived from the sale of this land to the Church, be set aside to purchase the Church up next to the Teen Center that will eventually be turned into the Substation for the Metropolitan Police Department.

Mayor Briare: Is that a motion, Commissioner Lurie?

Commissioner Lurie: I will make it a motion.

Mayor Briare: Are there any comments or questions on the motion?

(No response)

Motion carried by the following vote: Commissioners Leavitt, Woofter, Lurie and Mayor Briare voting aye; noes, none.

CITY OF LAS VEGAS

Date

INTER-OFFICE MEMORANDUM

December 31, 1975

TO:

Mayor Briare
Commissioner Paul J. Christensen
Commissioner Myron E. Leavitt
Commissioner Roy A. Woofter
Commissioner Ron Lurie

FROM:

City Clerk

SUBJECT:

CALVARY FOURSQUARE CHURCH - OFFER TO
PURCHASE CITY-OWNED LAND

COPIES TO:

City Manager
City Attorney

ITEM XIV-F - JANUARY 7, 1976 AGENDA

It is the recommendation of Commissioners Lurie and Christensen (Study Committee) that this request be approved as presented in the attached proposal, and that Staff proceed with the appropriate paper work to accomplish the transaction.

Enclosure

O MAGNIFY THE LORD... LET US EXALT HIS NAME TOGETHER — Psalm 34:3

Calvary Church -- Church of the Foursquare Gospel

2929 CEDAR AVENUE :: LAS VEGAS, NEVADA 89101

REV. FRED DAWSON, Minister
Telephone: 384-6960

December 30, 1975

Las Vegas City Commissioners
400 E. Stewart
Las Vegas, Nev. 89101

Attention: Mr. Ron Lurie

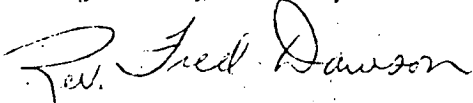
Dear Sirs:

The City of Las Vegas made an "in-house" appraisal of \$ 47,000.00 for the land known as "the old animal shelter", located on Cedar Ave. Between 30th. and Mojave. Calvary Church would like to offer to buy from the city that piece of property for that appraised price, \$ 47,000.00.

Calvary Church would pay cash to the city, within 90 days from date of our notification of final acceptance of this offer.

If the city accepts our offer, our intention is to refurbish and remodel any of the existing buildings that we can utilize now, for an interim use. The future use of the property would be for a youth activity building (gymnasium) or a new sanctuary and parking.

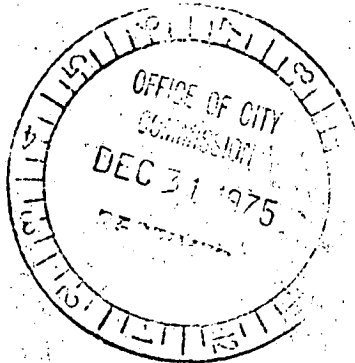
Very Truly Yours,



Rev. Fred Dawson
Pastor

FD/cd

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SALE OF CITY-OWNED
LAND
(continued)

Mayor Briare: Commissioner Lurie, I think the Board owes you a pat on the back for spearheading this idea of a Substation up in that area, and now you're going to wish you hadn't because I;m going to ask you if you would be so kind as to do a little exploration and study on your own, with the help of any Staff you need, to see if there might be other possibilities that exist in the City that you might recommend to be held, or used, for the same purpose.

Commissioner Leavitt: I'd like to have him look into the possibility of one in the Southeast section of the City -

Mayor Briare: Commissioner Lurie - I really do mean it - I think you deserve a good pat on the back for this.

Commissioner Lurie: Thank you, Mayor. I also have another comment to make on that particular property. It is in a situation now where we would like - I would like to recommend that the City Manager prepare with the aid of the necessary departments, a Plot Plan of the Church area so that we can be prepared to present it to the Planning Commission for their approval so that there is no hold-up when the Church is turned over to the City, and is purchased, and at that time we can make the necessary transfer to the Metropolitan Police Department. I would like this done through the proper departments - Mr. Trelease if you would get with the various departments and work out the details, and get with Metro and ascertain the amount of space that is going to be needed so that we can have a Plot Plan ready to give to the Planning Commission.

Is there anything in particular, Mr. Saylor, that you feel has to be done as far as that property is concerned? I mean, preparing the necessary paper work?

Mr. Saylor: No - I think the main thing is that we will have to get from Metro in terms of parking areas -

Commissioner Lurie: Just so we can have a Plot Plan to present to the Planning Commission, and also an Agreement drawn up.

Mr. Saylor: Right -

MUTUAL ASSISTANCE AGREEMENT BETWEEN THE COUNTY OF CLARK
AND THE CITY OF LAS VEGAS FOR FIRE PROTECTION AND RESCUE
SERVICE

Mayor Briare: One additional item to come before this Board is the Mutual Assistance Agreement between the County of Clark and the City of Las Vegas for Fire Protection and Rescue Service.

I believe you all have copies of the Agreement -

Commissioner Lurie: I would move for approval of the Agreement.

Motion carried by the following vote: Commissioners Leavitt, Woofter, Lurie and Mayor Briare voting aye; noes, none.

Mayor Briare: We have two more items as far as I'm concerned, gentlemen: Mr. Trelease, would you please do a research, or study, or something on the various procedures for Ordinances. I find myself sometimes confused as to the procedure to follow. Sometimes we refer them to a Study Committee - sometimes we refer them to a Recommending Committee - there are a certain number of days - and I think I could be more effective if I could have some kind of a study done on this so that I would be knowledgeable as to how these ordinances move about. It is difficult for

FIRE PROTECTION
SERVICE
Agreement
Approved

M o t i o n

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ORDINANCE
PROCEDURE
(continued)

"STATE OF THE CITY"
MESSAGE

me to determine from one meeting to the next as to whether we're going to vote on it and whether we're going to study it some more - or whatever - so educate me a little.

Number two, for our meeting on the 21st of January, would you please prepare for this Board and anyone else who is interested, a "State of the City" message. You hear State of the Union messages and State of the State messages, etc., and I'd like to request that you give us a State of the City message.

I would like to have entered into the Minutes, the presence of someone who is a great Public Servant in our City, and that is Assemblyman Lonie B. Chaney. It is very nice to have you hear, Assemblyman - we are honored by your presence. Did you have something you wanted to bring before this Board or are you just sitting in on us?

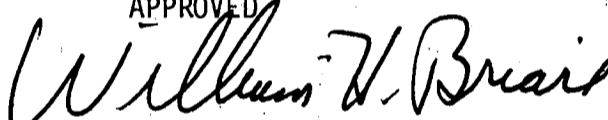
Assemblyman Chaney: Just checking up on you, Mayor.

Mayor Briare: Is there anything else to come before the Board at this time?


(No response)

At the hour of 12:30 p.m. Mayor Briare declared this Regular Meeting of the Board of City Commission RECESSED to the hour of 10:00 a.m., Monday, January 12, 1976.

APPROVED


WILLIAM H. BRIARE, MAYOR

ATTEST:


EDWINA M. COLE, CITY CLERK

APPROVED BY REFERENCE at a Regular Meeting of the Board of City Commissioners, held on the 18th day of February, 1976

MINUTES

Las Vegas, Nevada
January 12, 1976

A Recessed Regular Meeting of the Board of City Commissioners of the City of Las Vegas, Nevada, held this 12th day of January, was called to order by His Honor, Mayor William H. Briare, at the hour of 1:15 P.M., with the following members present:

Mayor	William H. Briare
Commissioner	Paul J. Christensen
Commissioner	Myron E. Leavitt
Commissioner	Roy A. Woofter
Commissioner	Ron Lurie

STAFF PRESENT

City Manager	A. R. Trelease
Deputy City Attorney	Janson F. Stewart
City Clerk	Edwina M. Cole

(City Commission session following the regularly scheduled Joint City/County Consolidation Commission meeting - adjourned at the hour of 1:10 P.M.)

Mayor Briare: The Las Vegas City Commission will now give consideration to the disposition of Bill No. 75-4:

ORDINANCE
No. 1800
Adopted

BILL No. 75-4 - AN ORDINANCE TO AMEND TITLE V, CHAPTER 28 TO PROVIDE THAT AMBULANCE ATTENDANTS MUST BE EIGHTEEN (18) YEARS OF AGE, OR OVER

Committee: Commissioners Lurie and Christensen

Published by Title 12/20/75 LAS VEGAS SUN

BILL No. 75-4 moved out of Committee favorably.

A Bill entitled: "BILL No. 75-4 - ORDINANCE No. 1800 - AN ORDINANCE TO AMEND TITLE V, CHAPTER 28, OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1980 EDITION, BY AMENDING SECTION 21 (A) THEREOF TO PROVIDE THAT AMBULANCE ATTENDANTS BE AN AGE OF 18 YEARS, OR OVER; PROVIDING OTHER MATTERS PROPERLY RELATING THERETO; PROVIDING PENALTIES FOR THE VIOLATION THEREOF AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH: was read by Title by Janson F. Stewart.

Commissioner Lurie moved that Bill No. 75-4 - Ordinance No. 1800, be adopted, and the Clerk authorized to proceed with the second publication, by Title, of said Ordinance No. 1800.

Motion carried by the following vote: Commissioners Christensen, Leavitt, Woofter, Lurie and Mayor Briare voting aye; noes, none.

There being no further business to come before the Board, at the hour of 1:20 P.M. Mayor Briare declared this Recessed Regular Meeting ADJOURNED.

APPROVED

William H. Briare
WILLIAM H. BRIARE, MAYOR

ATTEST:

Edwina M. Cole
EDWINA M. COLE, CITY CLERK

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Recessed
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APPROVED BY REFERENCE at a Regular Meeting of the Board of City Commissioners held on the 18th day of February, 1975.