

M I N U T E S

Las Vegas, Nevada
August 18, 1976

A Regular Meeting of the Board of City Commissioners of the City of Las Vegas, Nevada, held this 18th day of August, 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
Commissioner	Myron E. Leavitt
Commissioner	Roy A. Woofers*
Commissioner	Ron Lurie

*Commissioner Woofers arrived at approximately 9:20 A.M.

STAFF
PRESENT

City Manager	William E. Adams
Chief Deputy	
City Attorney	Janson F. Stewart
Director, Department of Business Activity	Ila M. Britt
Director, Department of Community Planning & Development	Donald J. Saylor
Director, Department of Cultural Services	Harold P. Foster
Director, Department of Financial Management	Marvin A. Leavitt
Fire Chief	J. D. Miller
Director, Department of Funds Coordination & Projects	Bruce Spaulding
Director, Department of Municipal Services	J. C. Cathcart
Director, Department of Personnel & Employee Relations	J. Robt McPherson
Director, Department of Public Services	Laurence Hampton
City Clerk	Edwina M. Cole

INVOCATION

The Invocation was given by the Director of Financial Services, Marvin A. Leavitt:

"Our Father in Heaven, we meet here this morning in connection with the City Commission meeting for the City of Las Vegas and we ask that Your Blessings will be among us this morning and upon the City Commissioners as they hear discussions and make decisions that will be in the best interest of the citizens of this City. We ask that You Bless each of those participating in this meeting and that all may articulate their feelings to the end that their petitions may be weighed by the City Commissioners. We thank You for this free country in which we live and the governmental system under which we live. We ask You for these Blessings in the name of Your Son, Jesus Christ. Amen."

PLEDGE OF ALLEGIANCE

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

Mayor Briare: Ladies and Gentlemen, we are very pleased today to have present Boy Scout Troop No. 235, sponsored by the Christ Lutheran Church. We are delighted to have you. We are also very pleased that your Scout Master, Jerry Magnuson, is an employee of the City of Las Vegas. Thanks for being here.

Commissioner Lurie: Your Honor, I would like to take up an agenda item out of order.

Mayor Briare: If there is no objection, you may proceed.

Commissioner Lurie: On Page 9 - Item (C):

CHANGE OF BUSINESS NAME AND CHANGE OF LOCATION

From: Strip Liquor Store
2417 L. V. Blvd., South

To: *FIESTA CANTINA
7000-7050 W. Charleston Blvd.

GENERAL LIQUOR	Firehouse Four, a Partnership:
	Donald S. Gilday 25%
	Michael V. Stober 25%
	Melvin Wolzinger 25%
	Earl E. Wilson 25%

*Subject to the provisions of the Planning, Building and Fire Codes and Health Department regulations.

M o t i o n

Commissioner Lurie: I would move for approval of this application. Mr. Gilday is in the audience if you have any questions.

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

Mayor Briare: The application is approved.

FIRE STATION No. 7

City Manager, William E. Adams: Your Honor and Commissioners, the first item on the City Manager's agenda is

PERMISSION TO REQUEST TRANSFER OF PROPERTY AT FIRE STATION No. 7 FROM COUNTY COMMISSION

It seems that back in the days when we went through the Annexation process - back in the early 60's - we took over the fire service - we took over the station - we remodeled the Station for Fire Department use - but during the process we neglected to get the property.

We would like at this time to request permission to go back and receive that from the County Commission.

Commissioner Lurie: Are they in agreement to deed the property to us?

Mr. Adams: Well, Staff apparently is. It is necessary for us to pursue it through the County Commission, but I think it is agreeable.

Commissioner Lurie: I move for approval of the request.

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

REPORT re PUBLIC DEFENDER

Mr. Adams: The next items is a report on our Public Defender's position and problems he has had. In answer to the request of Commissioner Leavitt, we have furnished you with complete information on what we have found.

It is the recommendation of this office that at this time we, for the remainder of this year, go for an amount of about \$36,000.00 to pay for one (1) attorney and one (1) secretary to be housed here in City Hall, at our choice to be handled through the Court.

We have discussed this fully with the Municipal Judges. They are in accord. They will alter whatever is necessary to maintain to the length that one attorney can handle it. In the event we have conflicts or any other problems, we will handle that separately by ourselves through the Judge.

We would like to have it for the remainder of this year with the idea in mind that we will monitor it as we go along, every three (3) to six (6) months to make sure we are receiving dollar for dollar value. If there are any alterations needed, we would like then to bring it back to you with recommended changes.

Commissioner Leavitt: This \$36,000.00 calls for one attorney and a secretary?

Mr. Adams: Yes.

Commissioner Leavitt: Is that going to be under the Public Defender's office, or will it be separate under the City?

Mr. Adams: It will still be under the Public Defender's office.

Commissioner Leavitt: In other words, what we are going to do, in effect, is to give the County \$36,000.00 to furnish us with an attorney and a secretary - is that right?

Mr. Adams: Yes Sir. We still want to maintain a watch on it ourselves so if it doesn't prove to be a satisfactory arrangement, we will come back before you. However, it appears to us after talking with the Judges, the City Attorney's office, the Public Defenders and our own staff that would be the proper way to go at this time. We will furnish our own office here, use our own equipment and set the individual in here, but he will actually directly report back to the Public Defender insofar as administrative control is concerned.

Commissioner Leavitt: The only control we will have will be budget-wise?

Mr. Adams: That's right -

Commissioner Leavitt: And he will be under the Public Defender's jurisdiction - under County jurisdiction?

Mr. Adams: Yes Sir -

Commissioner Leavitt: And you stated he will be situated in the City Hall?

Mr. Adams: Yes Sir.

Commissioner Leavitt: And you stated that the Public Defender's office has said this is satisfactory?

Mr. Adams: Yes.

Mayor Briare: Mr. Adams, when the Public Defender was here at the last meeting, if my memory serves me, he went so far as to suggest that even if the City wanted to have total jurisdiction over any new help that was to be obtained, he would have no objection to that.

Why do you want this proposed new office to be under the jurisdiction of the Public Defender?

Mr. Adams: We think at this time there is still a little bit of a riding question as to whether we can actually do that. We probably could do it by contract and perhaps other sources, but we felt it would be better to stay with the procedure of how the Public Defender is operating at this time. If it doesn't prove to be satisfactory to us, then we'll come back and request a change.

It appears, if everyone being in agreement - the Municipal Judges - the City Attorney and the Public Defender - that we have arrived at a solution - so since it appeared to be the way to go, let's stay with it. If it doesn't work, then we'll come back and request a change.

Commissioner Christensen: What happens to the space if we decide to change the issue? Does the County hold the space after that?

Mr. Adams: No Sir. It is our space - our desks - our telephones, etc.

Commissioner Leavitt: We're not locked into this thing then, indefinitely - we can pull out any time we want to -

Mr. Adams: We have, in essence, have told him we would go for the remainder of the year with it - we were anticipating that to be until the end of June -

Commissioner Leavitt: To the end of the Fiscal Year then?

Mr. Adams: That's right -

Commissioner Leavitt: This is just an Agreement between now and the end of June, 1977?

Mr. Adams: Yes Sir.

Mayor Briare: Are there any further comments or questions by the Commissioners?

(No response)

M o t i o n

Commissioner Leavitt: I move we follow the recommendation of the City Manager.

Mayor Briare: On your recommendation here, Mr. Adams, you indicate that the three Municipal Judges have indicated they will schedule their Departments so as not to require more than one Public Defender at any given time. Would you please make it a specific point in your rounds of the various offices, departments, etc., to make sure that is being complied with?

Mr. Adams: I will, Sir.

Commissioner Lurie: I just need one point of clarification - what you are actually saying is that by giving the County \$36,000.00 to handle our cases in Municipal Court, you have it broken down so that if we were to continue on the basis where we are now, we would be saving \$15.00 an hour by having this Public Defender and secretary located here in City Hall.

PUBLIC
DEFENDER
(continued)

Mr. Adams: That is correct..

Mayor Briare: Would you cast your votes on Commissioner Leavitt's motion for approval?

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

CARDIO-
PULMONARY
RESUSCITATION
CLASSES
Approved

CARDIO-PULMONARY RESUSCITATION CLASSES

Mr. Adams: The next items is one which Commissioner Lurie has requested that we look at - that being a Cardio-Pulmonary Resuscitation Class process.

All of you have a memo in your folders from the Director of Fire Services in relationship to this. We would like to say that we think we are capable by the 1st of November of actually going into a full scale operation where we could offer these Classes to the citizens of Las Vegas and that it would be of great help to them.

We will, in the process, bring it back to you at a little later date for one more individual to help us schedule up the Program, but we thought it was advisable to let you know now that we are going to use the individuals we have in Paramedic Training. We are set up so that we can proceed with it. We think it is an admirable Program and recommend its approval.

Commissioner Lurie: Mayor, I'd like to make a few comments on it. This Program was originally started up in Seattle and in that city they have trained over 100,000 people in these Classes.

It is felt now that we have Paramedics going through training and our rescue people who are training in CPR, as well as other ways of medical assistance - I felt that the City could sponsor these CPR Classes.

Also I would like involved other agencies who offer CPR Classes, such as the Red Cross, that have material and have equipment. In the memo it mentions purchasing . . . if we can bring all these Agencies together and establish time for Classes, I believe this Program can be very effective and will benefit the citizens of Las Vegas in learning CPR as well as - as you mentioned in your memo - other types of medical questions could also be discussed and answered in those Classes.

M o t i o n

I would move for approval of the Program and authorize Staff to proceed.

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

DEPARTMENT OF FINANCIAL MANAGEMENT

MARVIN A. LEAVITT, DIRECTOR

SERVICE &
MATERIAL WARRANTS

See Page 6 of these Minutes (Annotated Agenda)

PAYROLL
WARRANTS
Approved

Page 5
Minutes
Regular Meeting

Commissioner Woofter arrived at the Meeting at approximately 9:20 A.M.

City Commission - August 18, 1976

ITEM

Commission Action

Department Action

I-c DEPARTMENT OF FINANCIAL MANAGEMENT
MARVIN A. LEAVITT, CPA, DIRECTOR

A. SERVICE AND MATERIAL WARRANTS

Nos. H1090 to H1091, H114489 to
H114490, G207057, H207338,
H207341 to H207370, H207372,
H207382 to H207383, H207386 to
H207446, H207462 to H207705,
inclusive.

In the amount of \$ 3,811,527.07

B. PAYROLL WARRANTS

Nos. 65479 to 66835, inclusive.

For Period Ending

July 24, 1976

In the amount of \$416,074.81

Items A and B
Approved as
presented
Lurie - unanimous

Director
authorized
to issue

DEPARTMENT OF FUNDS, COORDINATION AND PROJECTS

BRUCE W. SPAULDING, DIRECTOR

CLEAN-UP
PROGRAM -
WEST
LAS VEGAS
Approved

REQUEST FOR BLOCK GRANT FUNDING (AMOUNT UNSPECIFIED) -
CLEAN-UP PROGRAM FOR PROPERTY AT OWENS AND "D" STREET

Mr. Spaulding: Your Honor, the first item is a request for a clean-up of property generally located on the north-east corner of Owens and "D" Street, behind the gas station lot.

Essentially what the residents are requesting is that monies that you allocated in an account previously (Block Grant Funds under a Clean-up Program) be set aside for going ahead and cleaning up this area, and then bill the property owners who would be obligated for this clean-up - for the expenses incurred.

So, what in effect this would be is authorization to go ahead and clean up and expend these funds and then the City would bill the property owners under the provision of our ordinance.

State Senator Lonnie Chaney: Mayor and City Commissioners I work on the Committee to develop the West Las Vegas area. I know you've heard a lot of talk about what we should have been doing, and all of this . . . we realize in our community that there can be no economical development until there is some community development.

We have been trying in our community to develop our community and make it look like any other community in the City of Las Vegas. I think all of the citizens in West Las Vegas have been trying to do this for that area. We are here today for the area that has always been kept up and most of you that campaign and ride in that area know that the Berkley Square area has always looked good. The only thing that really bothered them was when they enter their area and look to the right at this desert area, it makes it look bad.

They had watched all of these fire hazards and watched young men chasing girls down through all of these bushes - they lived through all of this, but I think the thing that got to them was all those rats running all over their houses. This is not fiction - it is fact - you can drive your car down there at night and you can see where the cars have run over rats that were caught in the streets. It really has grown to be a problem.

I know all we have to do is to let you know and there would be something done about it. I'm just sorry it took us this long a time to get to you to let you know the problem is there, but we are now asking your consideration of our request.

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Minutes
Regular Meeting
City Commission
August 18, 1976

Mayor Briare: Thank you, Senator Chaney: Mr. Stewart (Deputy City Attorney) does the Ordinance that perhaps would come into play in this kind of a case provide that any expenditure by the City would become a lien on the property?

Janson F. Stewart: I am not exactly sure of the nature of the funding to be used to clean up this situation -

Mayor Briare: I am familiar with the Ordinance that used to be effective in the County, and I believe still is, which provides that in the event of a complaint on ill-kept property such as Senator Chaney points out, that the County could go ahead and clean that property up and for the direct cost request the property owners to reimburse the County. Failure to reimburse would impose a lien upon the property and consequently at some time in the future it would have to be cleared. So, my question, Mr. Stewart, would the Ordinance that the City would be guided by contain such a provision?

Mr. Stewart: We have an Ordinance which provides for the clean-up of a dangerous building. If we go in to clean that up, or shore it up to protect it from the public, it can be a lien on the property -

Mayor Briare: Only for buildings? Not for rubbish and debris?

Commissioner Lurie: Maybe I can answer that. I requested this to be done about six months ago. We do have an Ordinance whereby the City can clean up the property - tumbleweeds or cement or trash on the property - the City can clean it up and bill the property owners. If the property owner does not pay, it then becomes a lien against that property.

Commissioner Woofter: I think a part of that Ordinance is that a demand must be made of the property owner - if he doesn't comply with it, then we can proceed -

Commissioner Lurie: They have to be notified -

Mr. Spaulding: Written demand has been made - it is in the process of being made to the property owners by the Department of Public Services.

Mr. Hampton: I believe we sent the letters out yesterday to the property owners. There are two (2) owners involved - I believe they reside in Los Angeles, or in the Southern California area and I believe the Ordinance gives them thirty (30) days to do it. If they don't respond in that period of time then we would proceed.

Mayor Briare: Is this something you would be able to do with City equipment?

Mr. Hampton: Yes -

Mayor Briare: So it would not require an appropriation?

Mr. Hampton: No -

Mayor Briare: Would the Board concur in instructing the Department to proceed along those lines?

Mr. Hampton: I would like to make one additional comment: In our observation of the site there, there is some debris, etc., that should be cleaned up - however, there are some mesquite bushes and some other shrubbery that we feel should not be removed because of a dust pollution problem.

Mayor Briare: I'm sure these folks are not concerned about that - what they are concerned about are the conditions that are causing the vermin -

Senator Chaney, it is too bad this wasn't brought to our attention sooner - if an attempt was made earlier perhaps we didn't follow the proper procedure. We will now follow the proper procedure and hope that within a period of about

WEST L.V.
CLEAN-UP
(continued)

M o t i o n

of 45 days, at the most, those conditions will be corrected.

Commissioner Lurie: I would move that Staff be authorized to proceed.

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

FOCUS
Funding
Approved

REQUEST FOR BLOCK GRANT FUNDING - FOCUS, INC. - \$18,000.00
FROM LOCAL OPTION FUNDS

(Abeyance from August 4, 1976)

Mr. Spaulding: The second item is the request from Focus, Inc. for \$18,000.00. This request was held in abeyance from your last meeting - the problem being the particular in the Budget. Those have been resolved. The Budget is now composed of all items of expenditure which are eligible uses of Federal funds. Therefore the original request is again before you for action.

Mayor Briare: Is there a representative from Focus, Inc. here?

Answer: Yes.

Mayor Briare: Would you tell the Commission again where your planned location is?

Answer: In Vegas Heights.

Mayor Briare: Are there any comments or questions by members of the Commission?

(No response)

M o t i o n

Commissioner Lurie: I move for approval of this request.

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

REQUEST FOR
BLOCK GRANT
FUNDS

Abeyance

LATINO DRUG ABUSE COUNCIL - \$5,000.00 FROM LOCAL OPTION
FUNDS

Bruce W. Spaulding, Director, Department of Funds, Coordination and Projects: This is a request, for the first time before you, from the Latino Drug Abuse Council. It is a request for \$5,000.00 from Block Grant Funds, basically on an emergency basis. They are asking for these funds for their counseling, prevention and education program. They would be from Local Option Funds. You do have a balance in this Fund.

They have representatives present in the audience.

Mayor Briare: Would a representative of this organization like to appear before this Board?

My name is VIVIAN MARTINEZ. I am the Coordinator -

M o t i o n

Commissioner Woofter: I make a motion to approve.

Mayor Briare: Miss Martinez, could you elaborate a little bit on what this request is?

Miss Martinez: Well, due to a cut in the State funds we are experiencing difficulty to maintain the facility open.

Mayor Briare: The State has cut your funds out?

Miss Martinez: Yes - we are working with kids between 12 and 18 having problems with drugs - and their families as well.

Mayor Briare: Has this Commission been furnished with any statistics, or data as to your operation?

Miss Martinez: Yes Sir, we sent in the complete proposal.

Mayor Briare: Mr. Spaulding, do you have the complete proposal?

Mr. Spaulding: Yes - we . . .

Miss Martinez: I have a copy of it here in my hand if you would like to take a look at it.

Mayor Briare: I see this proposal - it is very uninformative. Was one made available to each Commissioner?

Mr. Spaulding: Yes, there was one distributed.

Commissioner Leavitt: A month ago we got a complete package on FOCUS - the one we approved earlier today - they laid out their whole Program. I haven't seen anything on this. Would this Program, Mr. Spaulding, also be subject to the same conditions as the one we just previously approved? That is, that it has to be approved by the Federal Government, the Department of Housing & Urban Development?

Mr. Spaulding: That is correct.

Commissioner Leavitt: In other words, if we approved it today, they wouldn't get the money today. It would still have to go back and be approved by them - is that correct?

Mr. Spaulding: That is correct.

Commissioner Leavitt: Do you think it is eligible, under Federal guidelines, for Block Grant funds?

Mr. Spaulding: The particular \$5,000.00 request I would say would be an eligible item.

Commissioner Leavitt: It would be eligible?

Mr. Spaulding: It would be eligible - yes.

Commissioner Lurie: What you are saying is that through the Block Grant there are certain target areas, and that this application fits into No. 2 Target Area -

Mr. Spaulding: That's right -

Commissioner Lurie: And also the Program, as I understand it, is to work with adolescents and families experiencing drug-related problems with the youth, and to provide prevention and educational programs for the Latinos . . .

Mr. Spaulding: That is correct.

Commissioner Lurie: And that the application is eligible and meets all the requirements -

Mr. Spaulding: That is correct. They have submitted the full proposal along with the Block Grant application requirements.

Mayor Briare: I am quite disturbed, however, and perhaps Miss Martinez can answer the question as to why the State has either cut back on their funds, or failed to fund it. Is this a new portion of a Program?

Miss Martinez: No - the State at this time is cutting funds in all of the Southern Nevada area . . . for this particular type of funding, 25% to the south and the rest of it to the north -

Mayor Briare: Is the Education part a new portion of the Program?

Miss Martinez: Yes -

Mayor Briare: The reason I am asking is because this is really not an emergency since you are starting out on a new program -

Miss Martinez: No, it is not a new program - we have had it for about three years. The reason we are asking for it as an emergency is because unless we have this money soon we will have to close our facility -

My name is Catherine O'Dougherty, and I am part of the Latino Program. I am an ex-addict and I have volunteered to work with the Latino Program. It has benefited me, personally, and through what I have learned and observed, I have helped others. I think the Latino Program is very necessary.

Mayor Briare: I am sure there is no one in this whole audience that wouldn't agree that this is a very worthy Program. I am somewhat concerned, however - it is not just because it is your Program - I am always concerned when a Program that is as worthy as yours fails to receive funds from the State, or fails to receive funds from the Federal Government - and although these are Federally funded programs - I recognize that - but then it more or less transfers the responsibility.

I would like to ask the question, and perhaps one of you might like to comment on it: Are you aware of SYNDAC's Program?

Miss Martinez: We are affiliated with SYNDAC . . .

Mayor Briare: I'm surprised that SYNDAC is not here requesting funds, because they are having a real serious problem -

Miss Martinez: The reason the State cut the funds is because the State was more or less like "seed money" and after that the program was to get its own source of funding . . . this particular fund is cut almost down to nothing.

Mayor Briare: How long do you think this \$5,000.00 will last?

Miss Martinez: On this emergency basis, until July of next year -

Mayor Briare: Then what?

Miss Martinez: In the meantime we try to arrange for funding -

Commissioner Leavitt: You say you have been in operation for three years? The problem I have, Mayor - I was just given this yesterday and I am not personally familiar with their Program. I would like to see what kind of Program it offers - what their plans are for the future - and I'd like to see some kind of a proposal, similar to what we got from FOCUS. You say you have such a proposal?

Miss Martinez: I did submit the proposal.

Commissioner Leavitt: I've never seen it. That's the problem.

Mayor Briare: Mr. Spaulding, when did the proposal come in?

Mr. Spaulding: The proposal came in last Wednesday morning - one week ago.

Commissioner Leavitt: It would have to be approved by the Federal Government anyway and I don't know whether holding it is going to throw the schedule off that much. You have enough money in this Fiscal Year -

Miss Martinez: This is really an emergency -

Commissioner Lurie: They need to keep the door open to help our youth who have these problems -

Miss Martinez: That's right.

Commissioner Lurie: What is your total budget?

Miss Martinez: At this point we submitted a bidjet to the State for \$60,000.00 and we got \$31,000.00 altogether.

Mayor Briare: And when did you receive the \$31,000.00?

Miss Martinez: On July 1st.

Mayor Briare: And you're telling me that if you don't get this \$5,000.00 now, you are going to close up?

Miss Martinez: We can't keep the doors open -

Mayor Briare: You've spent \$31,000.00 since July 1st?

Miss Martinez: No, we didn't spend \$31,000.00 - that is going for Staff and other problems we have - we feel if we had this \$5,000.00 we would not have any trouble to continue the Program -

Mayor Briare: Perhaps I have misunderstood you - I am leaning right now in voting on it - it takes three votes out of five to approve it and I'm leaning to vote for it but I might lose that tendency if comments are going to be made to suggest that if this Board Doesn't take action

LATINO DRUG
ABUSE COUNCIL
(continued)

within the next fifteen minutes, that you are going to be closing your doors and that all of the good work you have done will be abandoned - but that's not the case, is it?

Miss Martinez: It is, and it is not - because at this time SYNDAC does not have the money to support this Program -

Mayor Briare: It was \$31,000.00 that you were apportioned out of the \$60,000.00 that you asked for -

Miss Martinez: That is correct -

Mayor Briare: And that \$31,000.00 was granted you in July?

Miss Martinez: Right -

Mayor Briare: And now we are at August 18th, and the \$31,000.00 is gone?

Miss Martinez: It was to last from the beginning of this (fiscal) year to the last of next year -

Mayor Briare: That's what I'm saying - you don't need this \$5,000.00 until the last part of the Fiscal Year.

O. Varitta, Treasurer, Board of Directors: Mr. Mayor, maybe I can explain a little further. We submitted our proposal to the State, which included the money for rent, etc. But they funded us only for services. By services, I mean the counseling services we are providing - the preventive services we are providing. That is all we were funded for.

At this time we have some carry-over money that took us to the end of this month - from last year's monies. What we are asking for is support of the City so we can keep our facilities open until the end of our Fiscal Year - until June 30, 1977. By that time we will have looked to the United Way and other sources of funding.

We have the support and participation of all of the Latino organizations - like NALA . . . I think we could develop other sources of funding for the future -

Commissioner Leavitt: If we don't give you \$5,000.00 today, you are going to keep going as long as you can, aren't you?

Mr. Varitta: We will try to keep it open -

Commissioner Leavitt: You have \$31,000.00 -

Mr. Varitta: But the \$31,000.00 is for services only . . .

Commissioner Leavitt: It would have to be approved by the Federal Government . . . you aren't going to get the money tomorrow. It may be sixty days before you get the money. You're not going to close down if you have to wait for the sixty days, are you?

Mr. Varitta: With your approval of this request I think we could manage to keep it open for another sixty days because we would have something coming up - we would have this community support and monies coming up -

Commissioner Leavitt: Do you mean to tell me that if you don't get \$5,000.00 you are going to shut down?

Mr. Varitta: It would be difficult to keep it open -

Commissioner Leavitt: I can't understand why if you've got \$31,000.00 - I understand it is supposed to be for services - why you can't keep the Program operating until

the money runs out.

Mr. Varitta: OK - we do have facilities donated by the Housing Authority - this arrangement with the Housing Authority is to last until the end of this year - we have free rent facilities. Now, in this proposal that we have submitted we are asking for another six months when the Housing Authority is going to charge us \$100.00 a month, and that will be \$600.00. We can keep it open but we have to think in terms of what is going to happen - we have to project -

Commissioner Leavitt: In other words, if you don't get the money, you can stay open until at least the end of the year -

Mr. Varitta: Yes, but I don't think this is the way to run any type of a business - we have to make arrangements -

Commissioner Leavitt: What I'm trying to get at - and what I've been asking - is that you really don't need this \$5,000.00 until the last half of your Fiscal Year -

Mr. Varitta: But also included in this proposal is money for all types of services -

Commissioner Leavitt: What have you been using in the meantime? If we don't give you the \$5,000.00 by the end of this month, what are you going to do?

Mr. Varitta: Well, if we had the support of this City Commission I think we could make arrangements -

Commissioner Woofter: It's a matter of the time table - Mr. Spaulding, don't they have to get approval from us before you go to the Federal Government?

Mr. Spaulding: That is correct - it takes from 60 to 90 days ...

Commissioner Lurie: The application is in and it has to be approved, but under the community Block Grant, this Program meets all the criteria under that Grant, and we're talking about \$5,000.00 - not \$50,000.00 or \$500,000.00, and I think that this Program is a much needed Program. They have shown, through the information that I have received - and I'm sure the other Commissioners received it - that the Program is one that is needed in the Latino community, and they service other agencies, not just the Latino community.

To me, by approving it by this Board, doesn't mean they are going to get the \$5,000.00, but is just another obstacle that is out of their way in the presentation of their application to the Federal Government - and that is what this Block Grant procedure is established for.

Commissioner Leavitt: Commissioner Lurie, I'm not going to argue about the Program. I think the Program is a good one, but what I'm concerned about - as you have just mentioned - they are not going to get the money for 90 days - are they going to fold up?

Commissioner Lurie: No, but that is why they are asking now - so they will have some time in between now and when they are going to need the money - at least the paper work is started and it is going through the channels.

Commissioner Leavitt: I have another question: Are you applying to any other sources for this money besides the City?

LATINO DRUG
ABUSE COUNCIL
(continued)

Miss Martinez: We have asked from other sources, but it takes time -

Commissioner Leavitt: What other sources have you sought?

Miss Martinez: The United Way . . .

Commissioner Leavitt: What did the United Way say?

Miss Martinez: We would not get any money before 1978 -

Commissioner Leavitt: Have you applied to the County for any Revenue Sharing money?

Miss Martinez: They told me their funds were exhausted at this point.

Mayor Briare: When did you apply - did you appear before the Board of County Commissioners?

Miss Martinez: No, we didn't.

Commissioner Christensen: I've got a couple of questions: Mr. Spaulding, can you explain to us what "Local Option Funds" are?

Mr. Spaulding: The Federal Government allows us to set aside up to 10% of the Entitlement for local - what are called "Local Option Funds" and in this year's case you set aside \$99,000.00. These are Block Grant Funds - however, they are served through the normal application process. Then over the year you may allocate amounts of that funding for a particular Project outside the normal cycle.

Commissioner Christensen: How many of these Drug Abuse Programs have we got funded?

Mr. Spaulding: Do we have funded?

Commissioner Christensen: And partially funded -

Mr. Spaulding: Four (4) -

Commissioner Christensen: We partially fund four?

Mr. Spaulding: That's right

Commissioner Christensen: What I'm getting at, I'm wondering if we're not getting a proliferation of Drug Abuse Programs to a point where we have 15 or 20 staffs on drug abuse, all doing the same thing -

Miss Martinez: I think if you would take a good look at each of the Programs, you will see that we are not overlapping each other -

Commissioner Christensen: I'm not talking about overlapping. One of the reasons they don't overlap is because they've got so many. What I'm talking about - this is the Latino Drug Abuse Council - do they bar Latinos from the other Drug Abuse Councils? Or why do the Latinos have their own Drug Abuse Council?

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Miss Martinez: We have different backgrounds is the main reason - language barriers - in the other Programs they cannot relate because of these differences -

Commissioner Christensen: We find those differences in all of them. For instance, we don't have a Portuguese Drug Abuse Council - and I don't think we have a Japanese Drug Abuse Council -

Miss Martinez: I don't think you can compare those with the Latino population in this town - it is completely different -

Commissioner Christensen: But I always try to assume that eventually those people become integrated into the community and don't have to remain separate as Latinos. That they are citizens of Las Vegas.

Miss Martinez: That's right. I am a good example - this is the first time we have come before this Board of Commissioners and I was not aware of the procedures - but when I delivered to Mr. Spaulding the proposal, I did it in good faith that he would distribute copies to all of you so by the time we got here you would know what we were talking about . . . evidently you didn't know -

Commissioner Christensen: On something we know about doesn't mean necessarily that we are in total agreement - you are assuming that if I read the Proposal, how could I possibly agree against it - and that is not necessarily the case. I may see things differently than somebody else.

Miss Martinez: If you had had the opportunity to read this Proposal, then you would know what we are doing -

M o t i o n

Commissioner Christensen: Mr. Mayor, I'm going to move that we table this until I have a chance to read their total Proposal.

Mayor Briare: That motion will take precedent over the motion to approve.

I want to make a comment to Miss Martinez - you brought up the subject and I was just going to mention it - Miss Martinez, you did comment that if we had taken a real good look at it, we would understand. You can obviously tell there are certain members of this Board that have not had the opportunity to take a real good look at it. Yet you come up and suggest, together with the Treasurer of your organization, that if it is not done today, the whole thing is going to go out the window. So you can understand why it might appear to you that is a reluctance to act on \$5,000.00 without the proper background procedure.

Do you have a comment, Sir, because there are two motions we have before us -

My name is S _____ Mendoza, and I am also a member of the Board of Directors. In answer to Commissioner Christensen, this is the only bilingual program in the State of Nevada, where people can come with no fear of language difficulties, which your other programs have failed to execute.

Commissioner Christensen: The problem I have - let me explain to you on a personal basis the problem I have: I have a Latin American working for me in my Store. I have had four. Three of them were totally uncooperative in even bothering to try to learn the language. They expected me to learn Spanish in order to communicate with them. Now, if I was in Mexico, I would do that, but they are in the United States and they need to learn English here. My question is - why is it that after so many years we still have to have bilingual programs. My Dad learned English - he didn't stay with the Danish language all his life - because he lived here, not in Denmark.

Mr. Mendoza: What about the people who have been here for only two or three months? Do you expect them to speak English?

Commissioner Christensen: No -

Mr. Mendoza: OK - I speak German and Italian and I wasn't born in Italy or Germany -

Commissioner Christensen: You speak English too - you are the exception -

Mr. Mendoza: No, I am not an exception, but you have to consider the under privileged - other people have been under privileged and have not had the opportunity to learn the language. If you will attend the self-help programs of the Clark County School District at nights, you will see people 40, 50 and 60 years old that are making an attempt to learn English. So they are trying.

Commissioner Christensen: But what percentage are trying to learn English though - that's my problem -

Mayor Briare: This is getting a little bit off the specific subject we are on. Do any of the Commissioners have any comments on the motion to table this?

Commissioner Leavitt: I would just like to ask Mr. Spaulding: Do you have that Proposal with you?

Mr. Spaulding: Yes, I do. I have a copy.

Commissioner Leavitt: How lengthy is it?

Mr. Spaulding Thirty (30) pages.

Commissioner Leavitt: Could I inquire whether that has been distributed to any of the Commissioners?

Mr. Spaulding: It was distributed -

Commissioner Christensen: To the Commissioners?

Mr. Spaulding: Yes, to the Commissioners - it was last Wednesday when it came in.

Commissioner Leavitt: Did you send each Commissioner a copy?

Mr. Spaulding: I didn't confirm it - perhaps the Secretary didn't get them, or something - I can check on that - it's been less than a week that it came in -

Commissioner Christensen: In all fairness you have to realize that last Wednesday we had a Show Cause Hearing that extended over to Friday, and then started again yesterday - I really don't know what has been put on my desk for the last week.

Mayor Briare: In any event, Commissioner, there is a motion to hold this, I would assume for the purpose of being able to review the request as proposed to this Board.

Commissioner Lurie: We have, Your Honor, Staff's recommendation that the application meets all of the guidelines for Community Development Block Grant money.

I have read the Proposal and I have also read the other application that was put on my desk and I think we are talking about something that can be approved by this Board and it would still have to be approved by the Federal Government before any funds are actually expended.

Mayor Briare: Commissioner, it is inconceivable to me

that you, on this Board, of anyone is going to suggest that this be ramrodded through before three people have had an opportunity to look at it. I don't understand that, Commissioner, because you are the one, usually, on this Board that wants to review anything of this nature -

Commissioner Lurie: I did review it, Mayor -

Mayor Briare: You are suggesting that because Staff passed this out to some and for some reason didn't get to others, we should go ahead and approve it just on the basis of what you are suggesting.

Commissioner Lurie: Regardless of whether the Mayor and some of the other Commissioners have not read the Proposal, the Proposal was on my desk and I read it -

Mayor Briare: There is a motion to hold it, so you can vote in accordance with what you feel is best.

Commissioner Leavitt: I would just like to mention, Your Honor, I am not necessarily opposed to this Proposal - it's just that I haven't seen it and until I've seen it, I don't want to vote on it.

Mayor Briare: You can rest assured, however, from the comments that have been made that these folks are going to think that whoever who votes in favor of holding this is against Latin Americans and they are for drugs . . .

Miss Martinez: Without meaning to interrupt, Your Honor, I realize that you are all busy men, but since we made the proposal as Mr. Spaulding suggested, I assumed you would have an idea of what we are talking about.

Mayor Briare: That is true, Miss Martinez, and in all due respect, I am voting in favor of holding this matter and no matter what you might think, or what your organization might think, that is your own privilege to do so, but I am not going to be rushed into something, or have something pressured upon me . . . there's one thing I like and that's pressure because that's when I cool down.

The motion before this Board is to table this item -

Commissioner Leavitt: Could be amend the motion to table it until September 1st?

Mayor Briare: If it is tabled it will automatically come up on the agenda for the next regular meeting. Please cast your votes.

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

NOTE: Miss Martinex, in particular, but all those speaking on the above subject were too close to the microphone resulting in some of the presentations being too "fuzzy" for true, accurate transcription.

DEPARTMENT OF PERSONNEL & EMPLOYEE RELATIONS

J. ROBT McPHERSON, DIRECTOR

See Page 20 of these Minutes (Annotated Agenda)

Mr. Adams: The next item concerns the Department of Personnel & Employee Relations and we are requesting four (4) additional positions (Agenda Items 1 thru 4) in our Business Activities Department. This is the one on which we have prepared, through our Department of Funds and Coordination of Projects, a Report on the Business Activities Department.

The process we will be going through is that we will be working through each and every department to find out the process by which that department operates and ways in which we can increase the efficiency. Set it up so that we can better serve the citizens.

We have spent a considerable length of time on this Department, and one other department, and are about to start on the third department. We would like to go through all of them and find out where we can cut down and where we can increase, if needed - where we can change the efficiency of the operation so that we are more beneficial to our people.

The Report has been submitted to you and the organization and analysis is now such that we would like to add these four (4) positions to the Business Activities Department. Three (3) of them would be directly related to increasing the revenue coming back into our department and into the City. As such, we are asking for approval of these four positions in the Business Activities Department.

In conjunction with what we have handled in the Budget - back in July of 1974 to the present July of 1976, we have had a decrease of forty-six (46) positions which we still want to monitor and keep down as low as possible.

By going through the rest of our departments we think we can alter that process, making sure that the positions we have are filled with the best we can arrive at from the standpoint of efficiency.

Mayor Briare: Are there any questions or comments?

Commissioner Lurie: Did you say that you could justify these positions by other positions that haven't been filled in other departments? If so, what departments have you cut back in order to justify these four positions?

Mr. Adams: These would be an increase in positions and we would not be cutting back in any others that I am aware of at the moment. However, we are working in the other departments and, quite frankly, I am sure we will be losing some positions out of those departments. Where they would be - I can't tell you that.

ITEM

Commission Action

Department Action

I. (e) DEPARTMENT OF PERSONNEL & EMPLOYEE RELATIONS

BOB McPHERSON, DIRECTOR

AUTHORIZATION FOR TEMPORARY POSITIONS AND/OR REPLACEMENTS

City funded

<u>Dept/Class</u>	<u>Monthly Salary</u>	<u>Justification</u>				
(1) Business Activity Sr. License Inspector (Create new position)	946	To provide for an immediate level of supervision.*	Items 1 thru 4 Abeyance (no vote taken)	9/1/76 Agenda		
(2) Business Activity Supervisor of License & Revenue (Create new position)	1241	To head up newly created Division of License & Revenue, thereby relieving Director and Deputy Director of their present direct responsibility for this area.*				
(3) Business Activity Stenographer (Create new position)	670	To provide secretarial support for the Auditors, License Inspectors and Child Nursery Officer.*				
(4) Business Activity Intermediate Clerk (Create new position)	637	To relieve Parking Enforcement Officers of clerical duties, thereby allowing this person to function as a supervisor.*				
(5) CS/Recreation Recreation Aide Temporary - Until 12/21/76	462	Assigned to Teen Center assisting in clerical functions.			Items 5 and 6 Approved Lurie - unanimous	Director to proceed
(6) City Attorney Legal Secretary	836	Duties are shorthand and typing, filing, answering phone, Ordinance drafting, all matters to be handled for the attorney to whom she is assigned and the department he represents.				

*As recommended in the recent organizational analysis study. Three of these are revenue generating positions.

DEPARTMENT OF MUNICIPAL SERVICES

J. C. CATHCART, DIRECTOR

See Pages 23 and 24 of these Minutes (Annotated Agenda)

Mr. Adams: Mr. Cathcart will present that portion of the Agenda dealing with award of bids.

J. C. Cathcart: Your Honor, under Award of Bids, they are in order unless there is some question, 1 thru 7, and I do have one additional item, which would be Item 8.

Mayor Briare: Let us first take care of Items 1 thru 7. I have a question on Item No. 4:

4. BID No. 76.76 - PICNIC TABLES AND MISC. EQUIPMENT FOR I-15 MINI PARK (Cultural Services - Parks Division)

Could you be a little more descriptive as to the Mini Park - as to where it is?

Mr. Adams: That is over on the West Side by the Freeway - they were put in by the State Highway Department and we are to take over the maintenance and other features. They were put in by the State Highway Department.

Mayor Briare: What are the streets involved?

Mr. Adams: There is one, as I recall, at "D" and Washington and then I think the other one is just a continuation on down the street from it -

Mayor Briare: What is the pleasure of the Board?

M o t i o n

Commissioner Lurie: I move for approval of Items 1 thru 7, as recommended.

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

Mr. Cathcart: Your Honor, I would like to add at this time, Item 8: This is

- BID No. 76.58 - 8,500 GALS. TRAFFIC PAINT, TYPES II AND III (Dept. of Public Services - Traffic Division)

We would recommend rejection of all proposals. This is based on an actual field test. Revision of the specifications is forthcoming.

We would also like to directly purchase 1,000 gals of white traffic paint from Pervo Paint, and 500 gals. of white traffic paint of a different formula, from the J.E. Bauer Paint Co.

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Of the bids received and samples tested in the streets these were two of the best of the group. We also are going out on what they call "Phoenix" specifications at this time. The State is having trouble with its paint that we bought off the State contract. If this is approved we are also getting approval from the Federal Government to help work on an Experimental Technology Program for which some of the manufacturers will be

ITEM	COMMISSION ACTION	DEPARTMENT ACTION
<p>I-f. <u>DEPARTMENT OF MUNICIPAL SERVICES</u> <u>J. C. CATHCART, DIRECTOR,</u> 1. <u>PURCHASING AND CONTRACTS STAFF</u> J. E. Park, Purchasing and Contracts Officer</p> <p>* <u>CONSENT AGENDA</u></p> <p>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.</p>		
<p>*A. <u>PERMISSION TO RECEIVE BIDS</u></p> <ol style="list-style-type: none"> 1. Replacement Sprinkler Parts - Lorenzi Park & Heers Park (Cultural Services - Parks Division) 2. Replacement Sprinkler Parts - Various Parks (Cultural Services - Parks Div.) 3. Bicycle Route Illumination Signs - Red Rock Route (STATE OF NEVADA FUNDED - 50%, CITY OF LAS VEGAS FUNDED - 50%) (Public Services - Engineering Branch) 	<p>Items 1, 2 and 3 Approved as recommended Lurie - unanimous</p>	<p>Director authorized to proceed</p>
<p>*B. <u>AWARD OF BIDS</u></p> <ol style="list-style-type: none"> 1. Bid #76.50 - Annual Street Sweeper Broom Contract, from date of Notice to Proceed, through June 30, 1977. (Municipal Services - Vehicle Services Staff) 2. Bid #REV76.72 - Paramedic Equipment - 1 Each Duplex-Multiplex C.O.R. Unit - Revenue Share - Entitlement Period VII (Fire Services) 3. Bid #REV76.73 - Paramedic Equipment; 1 Each Defibrillator Cardioscope/Recorder - Revenue Share Entitlement Period VII. (Fire Services) 4. Bid #76.76 - Picnic Tables and Miscellaneous Equipment for I-15 Mini Park (Cultural Services - Parks Division) 5. Bid #76.77 - Thrity-Three (33) Each Street Light Standards (Public Services Electrical Division) 6. Bid #76.78 - Office Furniture - New and Replacement (Fire Services) 7. Bid #76.81 - One (1) Each Trauma Unit (Fire Services) 	<p>Items 1 thru 7 Approved as recommended Lurie - unanimous</p> <p>Page 23 Minutes Regular Meeting City Commission August 18, 1976</p>	<p>Same as above</p>

ADDITIONAL ITEMS - See Page 6(a)

ITEM

Commission Action

Department Action

*B. AWARD OF BIDS (continued)

8. Bid No. 76.58 - 8,500 Gals.
 Traffic Paint, Types II and III
 (Dept. of Public Services -
 Traffic Div.)

All proposals
 Rejected
 as recommended
 Lurie - unanimous

Director to
 proceed

C. PURCHASE ORDER APPROVAL

1. To Pervo Paint Co. for 1,000
 Gals of white formula #5602
 Traffic Paint.
 (Estimate: \$5,800.00)

Items 1 and 2
 Approved as
 recommended
 C - unanimous

Same as above

2. To: J. E. Bauer Paint Co. for
 500 Gals of white formula
 1800-A-9 Traffic Paint and
 500 Gals of yellow formula
 32-A-9 Traffic Paint.
 (Estimate: \$6,000.00)

ITEM	Commission Action	Department Action
<p><u>I-g. DEPARTMENT OF BUSINESS ACTIVITY</u> <u>ILA M. BRITT, DIRECTOR</u></p>		
<p><u>*CONSENT AGENDA</u></p>		
<p>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.</p>		
<p>*A. <u>CHARITABLE SOLICITATIONS PERMITS</u> (Approved by the Solicitations Review Board)</p> <ol style="list-style-type: none"> 1. NORTH LAS VEGAS CHAMBER OF COMMERCE -- tickets to a Donkey baseball game 2. MESQUITE CLUB, INC -- raffle tickets; a rummage sale 3. NEVADA STATE YOUTH SOCCER ASSOCIATION -- raffle tickets 4. ST. JUDE'S RANCH FOR CHILDREN tickets to the annual "Nite of Stars" 	<p>Items 1 thru 4 Approved as submitted Lurie - unanimous</p>	<p>Director authorized to issue</p>
<p><u>Westland Mall Garage Sale -- September 25th, 1976</u></p> <ol style="list-style-type: none"> 1. AMERICAN ASSOCIATION OF MEDICAL ASSISTANTS 2. INSURANCE WOMEN OF LAS VEGAS, INC. 	<p>Items 1 and 2 Approved as submitted Lurie - unanimous</p>	<p>Same as above</p>
<p>*B. <u>GAMING -- Additional</u></p> <ol style="list-style-type: none"> 1. SAM BOYD et al California Hotel/Casino 12 East Ogden 38 slots 2. E. G. & H. INC Las Vegas Club 18 East Fremont Street 2 slots 3. BERNHARD DOMMERMUTH Orbit Inn Casino 707 East Fremont Street 12 slots 	<p>Items 1 thru 10 Lurie Commissioner Woofter voted "no" on Item 3.</p> <p>Commissioner Leavitt abstained on Items 1 and 6</p>	<p>Same as above</p>

ITEM	Commission Action	Department Action		
<u>I-g. DEPARTMENT OF BUSINESS ACTIVITY</u> (cont'd)				
*B. <u>GAMING -- Additional</u> (cont'd)				
4. ALSTATE COIN MACHINE CO The Annex 121½ So Casino Center Blvd 1 slot	See Page 7	See Page 7		
5. B & G ENTERPRISES, INC Bob's Mobil 1549 Rancho Road 1 slot Dee Bros Mobil 777 North Decatur 1 slot				
Steak Corral 1100 Las Vegas Blvd South 6 slots				
6. BALLY DISTRIBUTING CO California Hotel/Casino 12 East Ogden 2 slots Four Queens Hotel/Casino 202 East Fremont Street 2 slots Western Hotel 899 East Fremont Street 2 slots				
7. GAMES OF NEVADA Golden Gate #1 East Fremont Street 6 slots				
8. NEVADA COIN MACHINE CO JOJO's Restaurant 1531 Las Vegas Blvd South 4 slots				
9. J. J. PARKER CO. Honest John's Liquors 2444 Las Vegas Blvd South 1 slot				
10. UNITED COIN MACHINE CO Sunset Liquor 1027 South Main Street 2 slots			Page 28 Minutes Regular Meeting City Commission August 18, 1976	

ITEM	Commission Action	Department Action
<p><u>I-g. DEPARTMENT OF BUSINESS ACTIVITY</u> (cont'd)</p>		
<p>C. <u>LIQUOR -- Change of Business Name and Change of Location</u></p>		
<p>1. From: Strip Liquor Store 2417 Las Vegas Blvd South</p> <p>To: *FIESTA CANTINA 7000-7050 West Charleston Blvd General Liquor</p> <p>Firehouse Four, a partnership: Donald S. Gilday, 25% Michael V. Stober, 25% Melvin Wolzinger, 25% Earl E. Wilson, 25%</p>	<p>Approved subject to conditions Lurie - unanimous</p> <p>Commissioner Woofter did not vote - temporarily absent</p>	<p>Director authorized to proceed</p>
<p>*Subject to the provisions of the Planning, Building and Fire codes and Health Department regulations</p>		
<p>D. <u>LIQUOR -- Approval of Manager</u></p>		
<p>1. LIBRARY BUTTERY & PUB 200 West Sahara Avenue General Liquor</p> <p>Library, Ltd. - Donald W. Pettit, Pres 80% Rex Littleton, 20%</p> <p>Manager: Leonard J. Georges</p>	<p>Approved Lurie - unanimous</p>	<p>Same as above</p>
<p>E. <u>LIQUOR -- New</u></p>		
<p>1. *JOJOS 1531 Las Vegas Blvd South Restaurant Beverage</p> <p>Jojos Restaurants of California Inc. - Harold Butler, Chmn of the Bd/ Pres Harold F. McGrath, VP-Admin. James Frederick Guthrie, VP-Finance Steven A. Butler, VP-Operations</p>	<p>Approved subject to conditions Lurie - unanimous</p>	<p>Same as above</p>
<p>*Subject to the provisions of the Planning, Building and Fire codes and Health Department regulations</p>		

ITEM

Commission Action

Department Action

I-g. DEPARTMENT OF BUSINESS ACTIVITY
 (cont'd)

F. LIQUOR & RETAIL TOBACCO -- New

1. AL'S DELI
 320 East Carson
 Restaurant Beverage

 Charles J./Betty K. Alley

Approved
 Lurie - unanimous

Director
 authorized
 to proceed

G. LIQUOR, GAMING & RETAIL TOBACCO --
 Dissolution of Partnership

1. THE PUB BAR & LIQUORS
 1000-A & B Torrey Pines
 General Liquor

 Gaming:
 Business Owned: 3 slots
 Alstate Coin: 5 slots

Approved
 Lurie - unanimous

Same as above

From:
 Richard L. Cummins, 50%
 Harry C. Thomas, 50%

To:
 Harry C. Thomas, 100%

H. LIQUOR, GAMING & RETAIL TOBACCO --
 Additional Corporate Officer and
 General Manager

1. THE MINT HOTEL/CASINO
 100 East Fremont Street

 Sahara-Nevada Corp (liquor)
 Consolidated Casinos Corp (gaming)

 Andrew M. Zorne, V.P. - Gen Mgr

Approved
 Lurie - unanimous

Same as above

I. GAMING -- New Resident Manager

1. RANCHO CIRCLE CAR WASH, INC.
 2441 West Bonanza Road

 John L. Feagan, Resident Mgr.

Approved
 Lurie - unanimous

Same as above

ITEM

Commission Action

Department Action

I-g. DEPARTMENT OF BUSINESS ACTIVITY
 (cont'd)

J. LIQUOR -- Request for Extension of Closure

1. DAVID'S PLACE
 2127 West Charleston Blvd
 Supper Club

David Silverman

(Closed 1-12-76. Extension for 3-5-76 thru 5-3-76 apprd 2-18-76; extension for 5-4-76 thru 7-2-76 apprd 4-21-76; extension for 7-3-76 thru 8-31-76 apprd 6-16-76. Request for 60-day extension of inactive status for: 9-1-76 thru 10-30-76.)

Approved
 Lurie - unanimous

Director
 authorized to
 proceed

K. M-7 BUSINESS LICENSE APPLICATIONS

1. ALBRIGHT AND ASSOCIATES
 1111-W Las Vegas Blvd South

Donald K. Emery

Rental Referral agency.

2. HAPPY HOME SITTERS
 3360 South Decatur

George G. Causey

Vacationers' home services - caring for homes while owner away.

3. R B L COMPANY
 300 South 4th Street #700

Edward Rondthaler, Partner
 Edward W. LeBaron, Jr., Partner
 Joseph W. Brown, Partner

Administrative Office for equipment leasing company.

Items 1, 2 and 3
 Approved
 Item 3 subject to appropriate
 Liability Insurance
 W - unanimous

Same as above

DAVID'S PLACE
(continued)

Mr. Silverman: I definitely hope so. I will know within the next six to ninety days, definitely, one way or the other what's happening.

M o t i o n

Commissioner Lurie: I move for approval as requested.

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

Mr. Adams: The next items are M-7 Business License Applications. The applicants have been advised these are to be considered by this Board this date.

Mayor Briare: Do any of the Commissioners have any questions or comments on Items 1, 2 and 3?

(No response)

Mayor Briare: What is the pleasure of the Board?

Commissioner Woofter: Is Mr. Causey here on the

HAPPY HOME SITTERS
3360 S. Decatur Blvd.
VACATIONERS HOME SERVICES -
CARING FOR HOMES WHILE
OWNER AWAY
George G. Causey

Mr. Causey: Yes Sir -

Commissioner Woofter: Is this a new business, Mr. Causey?

Mr. Causey: Yes Sir - a new business -

Commissioner Woofter: Have you adopted an idea that is going on in some other community?

Mr. Causey: I've seen it done in Sacramento, California. That's the only place I've ever seen it done. I was contacted, though, by a gentleman here in town who did it in Palm Springs. It is nothing I have ever done. I thought of the idea because I've been on Social Security under a disability for four years and there is no one in town who will hire me. So I've had to come up with something I can do on my own.

Commissioner Woofter: Are you going to have a bonding requirement?

Causey:

Mr. /I have already applied for insurance, etc.

M o t i o n

Commissioner Woofter: I will make a motion to approve all three M-7 Business License applications with the condition on the Happy Home Sitters that the applicant qualify through bonding, as well as his employees before they are assigned.

Mr. Causey: My Insurance Company - all they are waiting for now is for my policy to come back. The State Farm Agent, Norm Horn, can verify that.

Mayor Briare: Mrs. Britt, Commissioner Woofter has moved with the provision that Mr. Causey furnish a satisfactory bond.

Mrs. Britt: Do you want to specify what type of bond? The Ordinance does not require it.

Commissioner Woofter: Mr. Causey, what have you applied for in the way of a bond?

Mr. Causey: Liability Insurance, Sir - to cover anything while I am taking care of the homes - any damage or anything like this. If I am caring for the person's dog and it gets out and bites somebody, I'm responsible for it.

Commissioner Leavitt: Does it include theft?

Mr. Causey: Yes Sir . . . if it is my fault. If I go into the house and when I am finished with it, I forget to lock the door. My insurance will take care of that. If it is a "breaking and entering" my insurance will cover what their's don't cover. Their insurance coverage would apply first.

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

At the hour of 10:15 A.M. Mayor Briare declared a 5-minute recess.

Meeting reconvened at the hour of 10:15 A.M. with the full Board and Staff in attendance.

COMMISSION
CHAMBERS

Mayor Briare: I would like the minutes to reflect that the Presidential Portraits displayed at the rear of these Chambers, together with some other material of a historical nature, were furnished to the City by the Southwest Gas Corporation.

We would like to express our public appreciation to them and I would ask that the City Clerk's office make arrangements to send the Southwest Gas Corporation a letter indicating the comments that were just made.

PUBLIC
HEARINGS

10:00 A.M.

A-2-75

PROPOSED ANNEXATION A-2-75 - LESTER EMERSON, ET AL

Property described as: The Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of Section 4, Township 19 South, Range 60 East, M.D.B. & M.

Mr. Saylor: The only comment I have to make - I think you are all acquainted with the property. We have gone through the steps of the annexation procedure which brings us to the Public Hearing. It involves the 40 acres located just north of Tule Springs Park and it is completely surrounded by the City.

The purpose of the Public Hearing is not for you to take any action, but simply to hear if there are any protests. After you conclude the Public Hearing, the next step is the introduction of an Ordinance at your next meeting, I believe.

Mayor Briare: Is there anyone in the audience wanting to speak in favor of this proposed annexation?

Charles Brown: I am affiliated with the Las Vegas Dunes, Inc. who is the property owner involved. We just want to get into the City - we are surrounded as Mr. Saylor has said -

Mayor Briare: There is one comment that I think might be appropriate - Mr. Emerson -

Mr. Brown: No, I am representing Mr. Emerson - I am in partners with them. I am Charles Brown.

Mayor Briare: I believe that a comment was made at one time - this is the site of the Moto-cross -

Mr. Brown: We own the property - it is right next door.

Mayor Briare: I want to clarify in my own mind - actually your intentions are to occupy this land, if annexed - to occupy a portion of the land which would have the ultimate effect of moving the Moto-cross operation further away from where it is right now -

Mr. Brown: This is what we had planned to do - yes.

Mayor Briare: Before we ask to hear from any protestants, do any of the Commissioners have any questions of Mr. Brown?

(No response)

Mayor Briare: Is there anyone in the audience who wishes to be heard in opposition to this petition?

(No response)

Mayor Briare: Have the record reflect there was no one appearing to object to this petition.

Is there anyone else who wishes to be heard, one way or another?

(No response)

Mayor Briare: That being the case, this Public Hearing on A-2-75 is declared closed and I will ask for comments or questions by the Commission.

Mr. Stewart: We have to wait fifteen (15) days to be sure no one submits a written protest, then you can adopt the Ordinance.

Mayor Briare: If there are no objections by the Commissioners, the City Attorney's office is directed to prepare the Ordinance.

VAC-1-76

PETITION OF VACATION - VAC-1-76 - GOLDEN NUGGET, INC.
ET AL

Vacation of the alley located between South 1st Street and South Casino Center Blvd., extending from Carson Avenue south 400 ft. to Bridger Avenue, subject to:

1. Satisfactory arrangements for access to be worked out, if required, by the Club Hotel.
2. Satisfaction of the requirements of the various Utility Companies.
3. Conformance to the requirements of the Department of Public Services and the Fire Department.
4. Vacation shall not be recorded until all of the above conditions have been met.

Stephen Wynn, President of the Golden Nugget: I think the petition to vacate this alley is terrific - that you ought to do it.

Mayor Briare: There is one thing I don't see on the conditions, and I know from your previous appearances before this Board that you fully intend to maintain and keep up the beautification improvements you are going to put in. It would be an asset to your whole complex there - isn't that correct?

Mr. Wynn: Yes Sir. We are going to do that whole block over again. We talked about lighting before and one of the things I think is important is Downtown lighting and at the Silver Nugget, which I think is probably the best example of outstanding night-time lighting - they have a certain level of lighting intensity throughout their parking area - which is what this block where the alley is, is going to be - a parking lot. We have 35% more light on this block than even the Silver Nugget. This will be the brightest thing in the State of Nevada. This is the brightest installation that General Electric has ever heard of. We are going to try to create almost ballpark light - like you would see at a Major League night game. It's going to be very bright and we hope that will help the security image, because, you know, parts of Block 13 - the alley bisects Block 13 - back towards Bridger at night, it is right on the fringe of the Downtown area and it's dark at present.

Some of the efforts we are jointly involved in to light the Downtown area will make it better, but, really, this whole island in the middle to be lit with extreme

intensity. That will be very clean - we have graded it and we are in the process of sweeping it - then resurfacing it with all new blacktop and at the corners we've got the planters. The block will be cleaner and brighter - it is basically just an open parking lot so to that extent there is no big tree planting, although we have planters on the front corners on Carson and we're running sprinkler lines into it and that sort of thing.

We have plans of going up with a highrise garage on part of this also, and that is going to be beautified.

We're trying to keep it very classy - you will recall the Theatre and the old Golden Nugget garage that were on that property were really not very pretty and like a lot of other areas downtown, it was getting tacky, so it is going to be much nicer now and we are going to do whatever we can to make it pretty because after all it is really an extension of the complex across the street that is costing us \$17,000,000.00 or \$18,000,000.00 now.

Commissioner Leavitt: This is going to be, basically, for parking?

Mr. Wynn: Our plans, Commissioner Leavitt, are to use Block 13, which is the block where the Guild Theatre used to be, forever - as the support facility for Block 14, so that we can add as many rooms - now we have a 600-room tower under way. If it is successful, and we have every reason to believe it will be, then we will take advantage of the other property we own - for example, the Bank of Nevada will be ripped down. It is an old building and not very pretty - on 1st Street - at the corner of 1st and Carson - that building belongs to us and sometime this winter, that will be razed. We are going to use 1st Street for more highrise hotel tower.

Eventually, because of the fact the Golden Nugget has so much land, it could be the first Hotel Downtown that could support 1200 or 1300 rooms. We will always use Block 13 for parking because in order for the thing to work right, you must have a balanced facility, and we are trying to keep as close to what we would call a balanced facility ratio of parking and rooms as we can - money permitting. At this time it is very difficult because it is a Million and a Half here and another Million there, but we're going to try to open the Hotel with facilities for about 700 cars. Then we can add - the structure we are going to put on Block 13 as we bury power lines and proceed further, will eventually have four (4) decks of parking on the whole 120,000 ft. of Block 13. We would also have a place along Carson. Our garage is built in such a fashion and will be designed in such a fashion that all along Carson we can have Shops. We look at The Mint and we see that the ground floor could be used for Shops - so in the Carson area someday we will have stores underneath our parking garage.

We have some plans for Block 13 but, basically, it is to support construction on Block 14.

Commissioner Leavitt: I notice that one of the conditions here is "satisfactory arrangements for access by the Club Hotel." Why does the Club Hotel need access if they have access to 1st Street?

Mr. Wynn: They have a trash compactor back there and I told the gentleman that owns it, Mr. McKellar, that in order to use this property properly, we were going to enclose it and clean it up and secure it. I told him he needn't be concerned - that I would see to it

that any trash removal trucks could get in there -

Commissioner Leavitt: Is that the only he would need?

Mr. Wynn: There are no power lines on his property - they go over it - you will recall that the power poles were on our land -

Commissioner Leavitt: I just couldn't figure out why he had to have access, and now you've answered my question.

Mr. Wynn: I mentioned it to Mr. Saylor - it was really sort of my idea - I was thinking of any possible reason we might inconvenience anybody and that was it - he's got a little trash compactor back there - I don't think he is here today - I don't think so.

Mayor Briare: Is there anyone else who wants to be heard on this matter?

(No response)

Mayor Briare: Is there anyone in the audience here to protest this petition for vacation?

(No response)

Mayor Briare: There being no further comments on the matter, the Public Hearing on VAC-1-76 is closed.

M o t i o n

Commissioner Lurie: I move for approval, subject to the conditions.

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

BILL No. 76-28

BILL No. 76-28 - PROPOSED ORDINANCE RELATING TO THE ENFORCEMENT OF SITE RESTRICTIONS CONCERNING RECREATIONAL VEHICLES PARKING NEAR INTERSECTIONS

Committee: Commissioners Christensen and Lurie

See Page 38 of these Minutes (Notice of Public Hearing)

Mayor Briare: Commissioner Christensen are you the Chairman of this Committee?

Commissioner Christensen: I know I'm on the Committee - I don't know whether I'm the Chairman or not -

Mayor Briare: My information is to the effect that you are the Chairman so I will turn the meeting over to you to conduct the Public Hearing on this proposed Ordinance.

Commissioner Christensen: Very well - I will proceed. There are some things proposed in this draft we thought deserved a public hearing and public comments. I will ask Mr. Hampton to explain what this ordinance is supposed to do and then we will hear from anyone who may have comments or questions.

Mr. Hampton: Gentlemen, we surveyed all the different types of vehicles, specifying their overall height, etc., to attempt to determine just what height restrictions would do to us. We feel that the 6-foot/6-inch high restriction would rule out a travel-all type of thing - a travel-all which has windows in it - they would still be able to park a travel-all in accordance with the amendment.

It would restrict motor homes, which really are an obstacle at these intersections . . .

NOTICE OF PUBLIC HEARING

Before the Board of City Commissioners

of the

CITY OF LAS VEGAS, NEVADA

AUGUST 18, 1976 -- 10:00 A.M.

TO CONSIDER

BILL No. 76-28 -- PROPOSED ORDINANCE
RELATING TO THE ENFORCEMENT OF SITE
RESTRICTIONS CONCERNING RECREATIONAL
VEHICLES PARKING NEAR INTERSECTIONS

Las Vegas City Hall Commission Chambers
400 E. Stewart Avenue, Las Vegas, Nevada

ALL INTERESTED PARTIES ARE INVITED TO ATTEND

TO BE PUBLISHED:

LAS VEGAS SUN - SUNDAY, AUGUST 8, 1976

LAS VEGAS REVIEW JOURNAL - SUNDAY, AUGUST 8, 1976

Commissioner Christensen: Excuse me for interrupting, but the Bill I have says - 6 ft. 2 inches. Did you change that to 6 ft. 6 inches?

Mr. Hampton: The copy of the Bill I have shows it at 6 ft. 6 inches. Mr. Bossi, was that changed or is that a typographical error?

Traffic Engineer, Al Bossi: It was originally set at 6 ft. 2 inches but we found that one vehicle that was 6 ft. 4 inches, so it was increased to the 6 ft. 6 inches.

Mr. Hampton: Let me back up a minute and tell you how this matter originated. We had a complaint from a gentleman in a residential area that his neighbor parked a large vehicle right next to his driveway and he was concerned about the safety of him backing out into the street and possibly hitting children on bicycles, or cars.

So we started to investigate all of the different things that could be done. The only logical solution we came up with was to propose such an amendment to restrict certain large vehicles to park within a short distance of Stop Signs.

We were considering to have it apply to driveways, but when we started plotting out the areas, it would prohibit people from parking their mobile home just about any place in town. We backed off a little bit and said that we would provide a reasonable degree of safety if we just made the restrictions that they couldn't park within 60 ft. of any Stop Sign.

Commissioner Leavitt: I'm a little concerned about this - this says you are not supposed to park within 30 ft. of any intersection . . . and then it says "unless otherwise marked with signs". Are you going to put signs up saying it is OK to park a Commercial vehicle here or it is OK to park a Recreational vehicle here, within 30 ft.?

Mr. Hampton: Well, the Code now has the 30 ft. requirement. That wouldn't change -

Commissioner Leavitt: OK - are you going to paint the curbs? Are the curbs already painted where you are talking about?

Mr. Hampton: No -

Commissioner Leavitt: How are people going to know that you can't park a Recreational vehicle within 30 ft. of the intersection - other than by the publicity it may get by passing the Ordinance?

Mr. Hampton: That was the only way - a good Public Notice is about the only way we can do it. We don't feel it would be practical to put signs all over town pertaining to this requirement.

Commissioner Leavitt: How are people going to know if they are in violation unless you paint those curbs, or something like that? That's the problem I see with this proposed ordinance. If I had a Recreational vehicle and I parked it within 30 ft. of the intersection and some Police Officer came along and gave me a ticket, I'd be a little upset. Without the curb being painted red, I couldn't figure out why I got the ticket.

And what about the Tourist? How is the Tourist going to know when he comes to town that we have an Ordinance . . . I'm thinking now of the intersection of Main and Ogden -

I know you have meters there within 30 ft. of the intersection - and if somebody parks a Recreational vehicle there on a meter -

Mr. Hampton: I can see your point and possibly we should give some additional thought as to the best possible way to mark this so that we wouldn't have this problem.

Commissioner Lurie: I don't believe there is any way you can possibly enforce this proposed Ordinance -

Commissioner Leavitt: I think you have to give people notice somewhere, somehow, that they can't do this -

Commissioner Lurie: Did this come out of the Traffic & Parking Commission?

Mr. Hampton: Yes -

Commissioner Lurie: Maybe we had better refer it back to the Traffic & Parking Commission for further study.

Mayor Briare: We have a letter here from W. B. Smith. Is Mr. Smith in the audience?

(No response)

It pertains to this particular items and his letter contains some suggestions as to possible solutions. I will pass this on to Mr. Hampton.

The complaint originated from a neighborhood situation?

Mr. Hampton: That's right -

Mayor Briare: Is there some sort of an ordinance provision for the parking of vehicles in residential areas? For example, can you park a boat or a trailer in a residential area permanently?

Mr. Hampton: No - it has to be a motorized vehicle. I think you can park a motorized vehicle on the streets . . .

Mayor Briare: I was just wondering perhaps if, instead of creating a new ordinance, it might be in order to amend the present ordinance suggesting that vehicles of a certain size could not parked in a particular area - or whatever.

Mr. Hampton: We will take this back and give it some more study.

Commissioner Christensen: We have an interesting conflict here in vehicles - I don't know how many of you drive small cars - on the one hand because of fuel conservation everything is going to smaller cars - even your major automobile companies are phasing out their large cars - and yet Recreational vehicles are getting bigger so the problem between the two in being able to see becomes more acute each year. There are times when it really creates a hazard when parking at an intersection, etc.

We have an ordinance that at an intersection you have a certain distance that has to be clear so that you can see on-coming traffic at a 90 degree angle from your direction of travel, and yet if a person parks a 31 ft. motor home there, you have effectively blocked that intersection, insofar as sight is concerned. This is a real problem here.

I wondered a month ago when I first got the proposed ordinance I wondered how the Tourist could conform to

BILL No. 76-28
(continued)

this Ordinance because you can eventually maybe train all the people who live here, but we have a transient population and when you consider the Tourist - the poor guy who comes over here from California and he parks on the street and you tow away his motor home and put a "boot" on it, he's going to be in trouble and we're going to be in trouble.

And then I questioned the height restriction because the original copy I had said 6 ft. 2 inches. I measured 1972 Chevrolet Suburban that I drive, and that is 6 ft. 2 inches . . .

Mayor Briare: Would you suggest that we refer this back to the Traffic & Parking Commission?

Commissioner Christensen: That would be my suggestion.

Mayor Briare: If there is no further discussion on the matter, this Public Hearing is closed and Bill No. 76-28 is referred back to Staff for further study.

BILL No. 76-30
Abeyance

BILL No. 76-30 - PROPOSED ORDINANCE TO CHANGE THE MINIMUM NUMBER OF HOTEL ROOMS NECESSARY TO OBTAIN AN UNRESTRICTED GAMING LICENSE

Committee: Commissioners Woofter and Christensen

See Page 42 of these Minutes (Notice of Public Hearing)

Commissioner Woofter: This is an amendment to the existing Ordinance with respect to the minimum number of rooms necessary to obtain an unrestricted Gaming License. The proposed amendment would change the number to 200 rooms as opposed to the present 100 rooms.

This is more or less a policy decision on the part of the Board insofar as this proposed Ordinance is concerned. It is something that was considered by the County some two or three years ago and they did amend their Ordinance to provide for 150 rooms rather than 100; the consideration being whether or not the Board wants to have some sort of restriction as to the number of Licenses in the business community, or to allow those that are presently going on - motels that are coming forward now requesting an unrestricted License. It would mean that possibly in the near future we would have somewhat of a saturation, if we don't already insofar as unrestricted Licenses are concerned.

It certainly is of concern on the part of the major Hotel owners, which reaction was conveyed to me after the Public Notice was put out. They are, naturally, for it. They feel that in lieu of the business - which was much lighter this year than last year - they feel that these smaller operators are more or less draining off business that they have created and cultivated. The Tourist coming here are drawn to the City because of the major Show Attractions that take place in the major Hotel industry - and they feel that much of the business that they advertise - get the publicity out - is drained off in these smaller operations to the point they don't get the full benefit of their dollars. It is a big concern on their part.

I would ask the Board to consider this proposed Ordinance to be more or less compatible with that in the County.

Mayor Briare: I know there are people in the audience who wish to be heard on this and while they are coming forward I would like to ask if anyone on Staff would know relative to the number of premises having more than 100

NOTICE OF PUBLIC HEARING

Before the Board of City Commissioners

of the

CITY OF LAS VEGAS, NEVADA

AUGUST 18, 1976 -- 10:00 A.M.

TO CONSIDER

BILL No. 76-30 -- PROPOSED ORDINANCE
TO CHANGE THE MINIMUM NUMBER OF
HOTEL ROOMS NECESSARY TO OBTAIN AN
UNRESTRICTED GAMING LICENSE.

Las Vegas City Hall Commission Chambers
400 E. Stewart Avenue, Las Vegas, Nevada

ALL INTERESTED PARTIES ARE INVITED TO ATTEND

TO BE PUBLISHED:

LAS VEGAS SUN - SUNDAY, AUGUST 8, 1976

LAS VEGAS REVIEW JOURNAL - SUNDAY, AUGUST 8, 1976

COPY "B"

rooms. Has there ever been such an inventory taken?
Do we know how many establishments there are?

Howard Crow: Approximately six (6).

Commissioner Lurie: Are we speaking of Hotels or Motels?

Howard Crow: Motels.

Commissioner Lurie: I know we had some information given us a while back on the definition of the difference between a Hotel and a Motel - I believe at our last meeting information was requested on the number of Motels and Hotels or are anticipating 100 rooms, or more, in order to obtain a Gaming and Liquor License. Do you have that information?

Mr. Crow: No Sir - this is the first I've heard of such a request.

Mayor Briare: We are aware - and I believe the Commission has a letter from a very long-time resident of the City of Las Vegas - Mr. Joe Mikulich.

Joseph B. Mikulich: My business address is 902 E. Fremont Street. Yes, I have lived here 53 years - a little longer than Commissioner Leavitt and Commissioner Woofter, and I believe I knew Mr. Woofter's Dad years ago.

In 1974 we appeared before the then City Commission - we bought a subdivision and had the alley vacated with the intention of putting in 101 units plus a Slot Arcade, and the alley was vacated in order to get sufficient parking for the Motel. I checked with Mr. Crow's office at that time - Mr. Crow was out of town - his Assistant, I believe, was there and he said the required number of rooms was 100. We had everything ready to go and then the recession hit and that has put our plans behind now. We have an appraisal report - we have a complete set of plans - we have a Western Motel membership. You, of course, have read my letter, but if you have any questions I would be glad to answer them.

Commissioner Woofter: Along with the amendment, there is a provision in there that the Commission does have the discretion to waive this under certain circumstances - if the Commission would consider it merited consideration.

Mayor Briare: While we are discussing a proposed Ordinance, such as this, I imagine there might be a number of recommendations for amendment. It could also be in the interest of Mr. Mikulich that since these plans and specifications are already pretty much a matter of public record that under conditions like this where a citizen had every reason to rely on the ordinance then in existence, we could include a "grandfather clause" indicating that anyone on the effective date of the Ordinance who has complied with certain requirements such as we are discussing here, is approved automatically for the improvement he wants to put in. These are matters I hope the Commission would join with me in recognizing that yours is a special case should this proposed Ordinance be considered favorably by this Commission.

Commissioner Leavitt: Mayor, I have a brief comment. Commissioner Woofter mentioned that the County has a similar ordinance. When I was a County Commissioner that ordinance was passed. One of the problems we had with that Ordinance is the very problem that Mr. Mikulich has and that is, the people who met the requirements at the

time the ordinance was being passed - who had made application for Gaming Licenses or who already had anticipated obtaining Gaming Licenses . . . for example: One owner owned two different Motels and he wanted to combine them into one so that he could qualify under the 100 rooms provision. Then there were others who had filed applications with the State, etc.

The eventual solution to the County problem was to set a cut-off date and say that anyone who had applied for a State Gaming License as of such-and-such a date was exempt from the ordinance assuming, of course, they are approved.

In other words, the ordinance had an amendment to the effect that those who applied for a Gaming License prior to January 1, 1977, would be exempt from this ordinance and anyone who applies after that date would have to have the 200 rooms. That could be October 1st, or any date, That is eventually what had to happen in the County.

Take, for example, the Rendezvous - they will have 107 rooms and they have applied for an unrestricted Gaming License, so here is the situation we can get ourselves involved in - where they have already opened but they haven't come before us for approval yet. If this ordinance were to take effect at this point, they wouldn't qualify - isn't that right?

Commissioner Lurie: They're not open, are they?

Mr. Crow: No -

Commissioner Leavitt: They are ready to open - they've got their building - the neon lights are up and everything - I don't know whether it has been approved by the State or not, but assuming they are approved by the State and they come before us and they don't meet the requirement of the 200 rooms. And I know we've approved a Motel on Casino Center which, I believe, has less than 200 rooms. I know it came to us through Planning about three weeks ago - they are in the Red Line District and if they only had 100 rooms, they wouldn't qualify. Now here's somebody who has gone ahead and made plans for building a Hotel/Motel in the Downtown area under our existing ordinance, so I think there has to be some kind of a Grandfather Clause with a cut-off date. Now, you have indicated there are six (6) establishments that could qualify under the present ordinance - is that correct?

Mr. Crow: That is correct?

Commissioner Leavitt: And that doesn't include those who have made plans for 100 rooms?

Mr. Crow: No Sir, it does not.

Commissioner Leavitt: I think these considerations have to be given. As I've said, we can into the same kind of problems in the County and I don't know at this time whether you can legally distinguish between a Hotel and a Motel. I think if a person has enough rooms - 200 rooms - I don't think it makes any difference whether it's a Motel or Hotel. The question, the way I understand it, is a question of investment - how much money you've invested - if you've invested that kind of money, you should have an unrestricted License - so I don't see how we can make any distinction between a Hotel and a Motel.

Mr. Mikulich: We presently have a 60-unit Motel which is west half of Block 20 in Buck Subdivision, which is at 9th and Fremont to Ogden east to the alley. The City Licensing department showed me that according to the ordinance the Motels would have to be connecting in order to qualify as one unit. We could not do that because of problems with power lines. Therefore we went ahead with our plans to have a complete new Motel - it's a family partnership that owns the Motel - The Ambassador East owns this particular property and then The Ambassador owns the presently operating Motel.

So we have two family partnerships. Therefore we went ahead and had plans drawn because at that time financing was available - but as I stated, recession has hit - it is coming up again Thursday - I have a meeting with some gentlemen from out of town who are very interested in financing this and in giving us proper financing - this is long term financing - 25 to 30 years - which we can live very happily with and with a Best Western Certificate, of course, it will help us tremendously in our business. We've been in the Motel business in the City of Las Vegas for over 35 years - of course, years ago they were just tourist cabins

So we have spent quite a few thousand dollars on the Plans and Specifications, etc., so we would like to - I don't know about the Grandfather Clause - it is my understanding that the State will not issue a License until the building is up and inspected. We couldn't possibly get this building up before December 31, 1976.

Mayor Briare: The purpose of the Grandfather Clause is to recognize the position you hold right now - that you would be allowed to do what your Plans and Specifications call for, not withstanding the effective date of the Ordinance.

Mr. Mikulich: But would there be a time limit on it? In my own mind it is not clear to me - Commissioner Leavitt stated that the cut-off date would be in a relatively short time - three or four months - we would need more time . . .

Commissioner Lurie: Possibly those six motels you are talking about - I don't believe in giving anybody a carte blanche time limit -

Mr. Mikulich: I'm not asking for a carte blanche -

Commissioner Lurie: Say, maybe a 2-year time limit who fall under the existing Ordinance and the new Ordinance would take effect on whatever date we are going to decide on - for example, that on January 1st the requirement would be for 200 rooms. I think we are all looking for the same thing - from your letter one might think we were trying to discourage the up-grading of the Downtown. That is the farthest thing from our mind - we want more Motels to be built and more Hotels to be built and with such an investment, I believe a License should be available to those people who have the funds to invest in these types of operation.

Mr. Mikulich: Yes - this will be about a two and a half Million Dollar investment, which would be substantial and would really up-date and up-grade our area - not it's terrible - it's a blighted area.

Commissioner Lurie: I was going to make the motion that a time limit be set on these applications we already have pending.

Mr. Mikulich: If we couldn't get this over in two years, I would certainly drop the . . .

Commissioner Lurie: I think we have to set some time limit on these applications -

Mr. Mikulich: Yes - I would like a 2-year time limit - we have been working on this for approximately two years now - it has been a long, up-hill struggle since the recession. That's all I have to say at this time.

Mayor Briare: Is there anyone else here to comment on this proposed Bill?

Commissioner Leavitt: Before Mr. Mikulich leaves - how many units do you have in your Motel?

Mr. Mikulich: We have 60 presently -

Commissioner Leavitt: So in order to qualify, you would have to have 40 more -

Mr. Mikulich: No Sir - according to the Ordinance as it exists, there has to be a connecting building, so we are going to build a completely new 101-unit Motel, plus a small meeting room for small conventions of from 200 to 300 people - on 10th and Fremont, going back to Ogden including the vacated alley -

Commissioner Leavitt: This is the question I have: Supposing the Ordinance was for 150 rooms - you propose to build a Motel of 101 rooms and vacate the alley -

Mr. Mikulich: The alley is vacated -

Commissioner Leavitt: So now you would have 60 units and 101 units or a total under a sole ownership of 161 units - suppose the Ordinance says 150 - would you qualify?

Mr. Mikulich: They have to be connected -

Commissioner Leavitt: They are connecting in the sense that they are on the same piece of property. If that is a fact, then the Sands Hotel doesn't qualify because they are not connected - they have units here and units there - the El Rancho would never have qualified -

Mr. Mikulich: The definition that I was given, and I understood it to be, was that the difference between a Hotel and a Motel was that any building where the entrances to the rooms are from the outside and not through a central lobby, is considered to be a Motel and a Hotel entrance is through a central lobby and hallways with no outside entrances.

Commissioner Leavitt: Then the old El Rancho was really a Motel - not a Hotel.

Mr. Mikulich: I think so - in my own opinion -

Commissioner Leavitt: At the Sands Hotel you can enter rooms from the outside - it is not necessary to go through a lobby -

Mr. Mikulich: But Ordiances and definitions have been changed -

Commissioner Leavitt: I'm just trying to point out some of the problems you are going to run into - when you start trying to make a distinction between a Hotel and a Motel and whether they are connecting or not. I know a particular one was the El Morocco and the other one was next to it and they were owned by the same person - two Motels right next to each other and they qualified. It would be the

same situation of Mr. Mikulich built 101 rooms on the same piece of property owned by the same people - the same operation - why wouldn't he qualify for 161 rooms?

I think we've got to make sure when we put this Ordinance together that we understand all of the problems, and be sure they are covered.

Mr. Mikulich: I would certainly like an answer on that too, Commissioner Leavitt - as to whether it would be one Motel or do we have to take out a new Business License for a separate Motel as they are adjacent to one another and under the same ownership? That's been my question all along.

R. J. Collet, 1111 Las Vegas Blvd., South: I am here to speak in opposition to this new Bill No. 76-30. I think the present Ordinance is restrictive enough.

You gentlemen have already covered most of the questions and points I was going to bring up this morning. I believe if a person has 100 rooms there is a substantial enough investment - at present should be in excess of a Million and a Half Dollars. If they put in a Casino, that's another Half a Million Dollars for just the capital improvement - I'm not talking about equipment. To equip this type of a Casino operation would take at least another Million Dollars, depending on how many Slot Machines you put in there. You put in 200 Slot Machines - those alone are approximately \$400/500,000.00.

Again I'm saying that I think the present Ordinance is restrictive enough.

There is one other point that I did want to bring up that you haven't mentioned. I understood that perhaps you gentlemen were trying to make the unrestricted Gaming License requirements for rooms read the same as the requirements for a Liquor License. And I understand recently you amended the existing Liquor License Ordinance to where it required 200 rooms. If this is your thinking, and I haven't heard you mention it today - just in the past - I understand if you have an unrestricted Gaming License you can get this Liquor License that requires 200 rooms, and that people have been going after the unrestricted Gaming License just to get the Liquor License.

I suggest if this is part of your thinking that perhaps you require, instead of minimum number of rooms that everybody with an unrestricted Gaming License should maintain at all times a minimum number of machines on the premises, and that would preclude anybody who was after a Liquor License from using - if you want to call it that - the subterfuge of getting an unrestricted Gaming License that only requires the 100 rooms.

I think you are approaching this in a very fair manner and I think each one of the Commissioners have in their minds our problems - those of us who are considering applying for an unrestricted Gaming License. I am in the process of filing for one right now. Although I will have a little over 100 rooms, our long range plans are going to call for hundreds of rooms down at my location, but I think keeping in mind that if you open up properly - where it is economically sound and feasible - and you have a good chance of having a successful operation and I think if you require someone to open up with too many rooms that problems can develop that way. We know that some of the larger Hotels in town right now are having some financial problems just because they are too big for the kind of people they can attract.

I think I've covered everything that I had to say - thank you for your time.

Commissioner Leavitt: I have a question of Mr. Crow:
How many rooms does the El Cortez have?

Mr. Crow: 104 -

Commissioner Leavitt: And they are out of the Red Line
District?

Howard Crow: That's correct -

Commissioner Leavitt: So they would not qualify under the
proposed new Ordinance - they could be "grandfathered" of
course. I think the same thing is true of the Golden Gate
and The Horseshoe but, of course, they are within the Red
Line District. How many rooms do they have?

Howard Crow: The Golden Gate has 107 rooms but I don't
have the figure on The Horseshoe.

Commissioner Leavitt: The point I am making is - the
El Cortez would never have opened if we had an Ordinance
requiring 200 rooms -

Mr. Mikulich: Commissioner Leavitt, the Western Motel
which is directly across from our present Motel has 115
rooms - they have Bingo and numerous Slots and I believe
they hold an unrestricted Gaming License -

Commissioner Leavitt: That is another example of where
they wouldn't have been allowed to open.

Mayor Briare: Is there anyone else present to speak on
this proposed Bill?

Pete Tasios: I own the Foodland Market on Fremont Street -
15th and Fremont. I am really against this 200-room
ordinance for the simple reason that I don't think there
is enough property on Fremont to build that big of a
Hotel to have a Gaming License.

Another thing is that really Fremont Street hasn't done
anything for years down below - it's just like a Skid Row.

The second thing I would like to say is - eliminate the
Red Line on Fremont Street. As Commissioner Woofter said
some of the big guys went out there and told them they
have to raise the number of rooms - I think that's dead
wrong. If they build that Hotel they should know what
they've got when they build it. If they don't have enough
business, they cut down themselves. If somebody wants to
spend his money down on Fremont to build a Casino - let him
build one. If it goes broke, it's his money.

I don't think you should ever consider the 200-room
restriction on Gaming, especially on Fremont Street.

Commissioner Christensen: As you suggesting that we put
the Gaming business in the same category as the grocery
business, or anything else, because it's legal and every-
body has the same opportunity?

Mr. Tasios: No - I'm talking about Fremont Street - I'm
not talking about West Charleston, or anything like that -
I'm talking about Fremont because they haven't done any-
thing down below 6th Street -

Commissioner Christensen: Why?

Mr. Tasios: Because of these restricted Licenses where
they have to have 200 rooms - they haven't built anything
down there for the 15 or 20 years.

Commissioner Christensen: I can appreciate that and I'm
aware of what you are talking about, and I know it's true,

But I'm wondering what the reasoning is - I'm not convinced that the reason you give is the real reason because, as you know, they have the same situation in the County on the Strip and it grew - those big Hotels out there make it really nice -

Mr. Tasios: Yes, and there are a lot of good small ones too -

Commissioner Leavitt: Of course, The Showboat is an exception -

Mr. Tasios: We're talking about the Strip - about Little Caesars across the street from The Dunes and places like that - all the Slots and this kind of thing they have right by the street. They do a good business and they look good. There is no problem there, I don't think.

Commissioner Christensen: They wouldn't do a good business there if somebody else didn't bring in the people.

Mr. Tasios: That's what would happen on Fremont if you would open it up - go ahead and build some little casinos -

Commissioner Christensen: What you are saying is that the Casinos bring the people without the hotel rooms - they don't need the hotel rooms - on the Strip they have to have the Hotel rooms before the little casinos can survive.

Mr. Tasios: They have enough hotel rooms on Fremont Street - they don't have to have 100 rooms to have a casino. Let them have one - people want to go in - they want to play - they want to eat - that's what counts. They've got a lot of Motel rooms all over Fremont.

Mayor Briare: Do you own a Motel on 15th Street?

Mr. Tasios: No - the Foodland Market.

Mayor Briare: Is there anyone else who wants to be heard on this proposal?

(No response)

Mayor Briare: Hearing none, the Public Hearing on proposed Bill No. 76-30 is closed. Perhaps the best thing to do is to take the whole thing under advisement - take into consideration the comments of the three gentlemen who appeared before us this morning and perhaps come up with a new document that would reflect some of the things we've heard today -

Commissioner Woofter: I would have no objection.

Commissioner Lurie: I would agree with that.

Mayor Briare: Very well - we will then take the matter under advisement for further study and if there are any substantial changes, a new Public Hearing will be advertised. Thank you very much.

DEPARTMENT OF PUBLIC SERVICES

LAURENCE HAMPTON, DIRECTOR

See Pages 51 and 52 of these Minutes
(Annotated Agenda)

DEPARTMENT OF COMMUNITY PLANNING & DEVELOPMENT

DONALD J. SAYLOR, DIRECTOR

A-2-76

ANNEXATION REPORT - A-2-76 - JOHN & MADELINE GINGER

Mr. Saylor: This involves the proposed annexation of a parcel of land located immediately north of the Grand Central store, which is west of Decatur and north of Sahara. Grand Central is here (wall map) - the Car Agency is at this point. This is City, inside the blue line - all of this (wall map). This is the parcel in question. There is an apartment house development under way on the property. They want to annex for the purpose of connecting to the City sewer, essentially, which is available at Decatur and O'Bannon.

This step in the procedure is simply the filing of the Report and it will be on file with the City Clerk for anyone that cares to look at it.

The Report indicates that the City will provide normal services; that the hook-up to the sewer will be at the cost, or expense, of the developer and the improvement of the street around the proposed development will be at his expense.

Commissioner Christensen: Do you have any information as to what problems that will create any loading of the sewer at that point?

Mr. Saylor: These are all referred to the various departments prior to coming before you with the Report, and the Department of Public Services has not indicated that there is any problem involved with that.

Mayor Briare: Mr. Saylor - as I understand it, this is a procedural matter - is it necessary to set a date for Public Hearing, or has that already been done?

Mr. Saylor: That has already been done. This is just another step in the Annexation Procedure.

Commissioner Lurie: I have one question: Did you ever have a chance to review the Plans of the apartments that are on

ITEM Commission Action Department Action

I (h). DEPARTMENT OF PUBLIC SERVICES

LAURENCE HAMPTON, P.E., DIRECTOR

*CONSENT AGENDA

All matters listed under Items A, B, C, and D 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 PLAT

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

1. Lewis Homes - Charleston Unit No. 11. (Lewis Homes of Nevada, Earl W. 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.: 76.1
 Contractor: Underground, Inc.
 For: Ogden Ave. Improvements Storm Drain
 Notice of Completion: July 16, 1976
 Release Date: August 20, 1976
2. Bid No.: 76.1
 Contractor: Eldorado Concrete
 For: Ogden Ave. Improvements Storm Drain
 Notice of Completion: July 16, 1976
 Release Date: August 20, 1976

*C. RIGHT OF WAY ITEMS

1. Grant Deed
 From: James Leon Perry and Ada Jean Perry, husband and wife as joint tenants
 To: City of Las Vegas
 For: Portion Lot 8, Block 1, Happy Valley Ranchos Tract 1
 Owens Ave. R.S.H.C. project (\$635.00)
 Recorded in the office of the County Recorder on July 23, 1976 as Instrument No. 602491 in Book 643

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Approved as recommended Lurie - unanimous

Director authorized to proceed

Items 1 and 2 Approved as recommended Lurie - unanimous

Clerk and Dept. of Muni. Services to proceed

Items 1 and 2 Approved as recommended Lurie - unanimous

Director authorized to proceed

ITEM

Commission Action

Department Action

I (h). DEPARTMENT OF PUBLIC SERVICES (Continued)

*C. RIGHT OF WAY ITEMS (Continued)

See Page 17

See Page 17

2. Grant Deed

From: Ira S. Dietrich and
 Bertha L. Dietrich,
 husband and wife as
 joint tenants
 To: City of Las Vegas
 For: Portion SE-1/4, Sec. 1,
 T20S, R60E
 Decatur Blvd. and
 Georgeina Drive
 Dedication. Building
 Permit

*D. TRAFFIC AND PARKING ITEMS

Items 1 and 2
 Approved
 as recommended
 Lurie - unanimous

Director
 authorized
 to proceed

The Traffic and Parking Commission
 recommends approval of the following
 items:

1. Request of Zick and Sharp Architects
 representing the Mint Hotel, for a curb
 cut variance on 1st Street.
2. Request of YMCA for curb cut var-
 iance on Meadow Lane.

that property?

Mr. Saylor: Yes Sir - not before the request, but during this period of time -

Commissioner Lurie: To show what they are going to build there - is that right?

Mr. Saylor: That's right - the project was . . .

Commissioner Lurie: Does the County inspect it or are our inspectors on the job?

Mr. Saylor: No -

Commissioner Lurie: It will be the County?

Mr. Saylor: Right.

ALTERNATE
MUNICIPAL
COURT
JUDGES
Appointed

COMMISSION CONSIDERATION

Mayor Briare: I would like to ask the concurrence of the Commission for the appointment of John G. Spann as an Alternate Municipal Judge, effective September 1, 1976 and the appointment of William B. Terry as an Alternate Municipal Judge. I don't need a motion unless you don't want to agree.

(No response)

Mayor Briare: There being no objection, these two gentlemen are hereby appointed as Alternate Municipal Court Judges.

See Page 55 of these Minutes (Annotated Agenda)

PARAMEDIC
PROGRAM
Commendation

Commissioner Lurie: I have one item I was going to bring up at the end of the meeting, but the Chief has been sitting here and I'm sure he has more important things to do.

I would at this time like to thank Chief Miller, and the Mayor and Commissioners, on a proposal that was adopted by this Board, and this has to do with the Paramedic Program. Also the purchases that were approved today of our Paramedic equipment that will be used in our Fire Department.

The 1973 Legislature initiated the EMPA Program, which is a Paramedic Program, and it has taken us a while to put it together, but with the cooperation of Chief Miller and his force, the citizens of Las Vegas will now have something to be very proud of. The men who are in training now are going to be a tremendous asset to the community and the citizens, and I would like to publicly thank everyone for their cooperation toward the realization of this Program.

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Mayor Briare: Chief Miller, that Commendation that Commissioner Lurie has just proposed is hereby adopted and we pass it along to you and would appreciate it if you would pass it along to those in your Department.

ITEM

Commission Action

Department Action

I (j) COMMISSION CONSIDERATION

A. Letter dated 8/10/76 re Alternate
Municipal Court Judges

Appointed
John G. Spann,
effective
this date;

Appointed William
B. Terry,
effective
Sept. 1, 1976

Clerk to notify

VACANCIES - BOARD & COMMISSIONS

ELECTRICAL
EXAMINING
BOARD

Mr. Adams: You have received a communication from me that the Electrical Examining Board is recommending Harold P. Leary, PE as a replacement on this Board for Mr. Tynes.

Mayor Briare: Are there any objections by the Board to this appointment?

(No response)

Mayor Briare: Hearing none, Mr. Leary, Professional Engineer, is hereby appointed for the remainder of the term on the Electrical Examining Board expiring February 2, 1978.

BEAUTIFICATION
COMMITTEE

Mayor Briare: We have had a recommendation from the Southern Nevada Home Builders for the appointment of Bob Chapman. Are there any objections to that appointment?

(No response)

Mayor Briare: Hearing none, Mr. Chapman is hereby appointed for the remainder of the term on the Las Vegas Metropolitan Beautification Committee expiring January 20, 1977.

HOUSING
ADVISORY
BOARD

Mayor Briare: Do any of the Commissioners have any comments on this Board?

(No response)

Mayor Briare: Perhaps, Mr. Adams, you might look into the Housing Advisory Board as to what their scope of activities have been during the past several years -

Mr. Adams: They have actually held no meetings -

Mayor Briare: I'm wondering just exactly what this Board is for -

Mr. Adams: It is necessary under our Housing Code ordinance that we have one - they are to meet on appeals from the Housing Code. We've never had an appeal, but it is specified that we have the Board.

Mayor Briare: Then I would ask the Commission to give consideration to fill those vacancies created by . . .

Commissioner Christensen: You say this is an Appeal Board?

Mr. Saylor: Yes - it is an Appeal Board wherein - for example, if we inspect a structure and determine there are a certain number of deficiencies . . .

Commissioner Christensen: Could perhaps one of our present Boards perform a dual function?

Mr. Saylor: I can't answer that - it's possible -

Commissioner Christensen: I think that would be a good solution - rather than create a duplication of Boards. Why don't we just have the Planning Board perform this duplication - give them a dual function.

HOUSING
ADVISORY
BOARD

(continued)

HANDICAPPED -
JOINT
RESOLUTION
Discussion

Mr. Adams: We will have to check into that and see if we can come up with something.

Mayor Briare: This matter will then be tabled for a further report and recommendation.

Commissioner Lurie: Your Honor, there is one item I would like to mention - it was taken off at the last meeting - and that is on the Employment of the Handicapped - the Resolution that we adopted -

Mr. Adams: If I may explain that. I had it removed because Boulder City has not adopted the proposed Joint Resolution - North Las Vegas adopted a Resolution but made some changes in the one proposed. I held everything back until we get everybody's agreement and then we will bring it back before you.

Commissioner Lurie: OK - now my question is: Does each entity have its separate Board, or would it be on recommendation from each - Las Vegas, North Las Vegas, Henderson and Boulder City and County to serve together as one Board?

Mr. Adams: It would all be one Board. As I recall, I think we asked for five (5) Las Vegas people to be placed on the Board; North Las Vegas would have two (2) and the other cities would have one (1) each; the County would have four (4) -

Commissioner Lurie: And Boulder City has not adopted it?

Mr. Adams: That, plus the fact that the Commission, when you adopted it, said it did not want to appoint a Board until all the entities had signed and agreed to the Joint Resolution. Boulder City has not as yet and North Las Vegas has changed it. I didn't want to proceed with it until I have everybody back in agreement. Either we all will or we all won't.

OFFICE OF THE CITY ATTORNEY

CARL E. LOVELL, JR., CITY ATTORNEY

See Page 59 of these Minutes (Annotated Agenda)

RESOLUTION PERTAINING TO ORDINANCE No. 1589 allowing
FOR THE ADDITIONS AND CORRECTIONS OF SCHEDULES UNDER
TITLE X OF THE CITY CODE

Chief Deputy City Attorney, Janson F. Stewart: What this Resolution does is to add a passenger loading zone on 1st Street on the left curb line north of Fremont Street, extending a distance of 50 Ft., and also along 3rd Street for 250 ft. along the west curb line, north.

Mayor Briare: Who initiated this request?

Mr. Stewart: This came to us from the Traffic & Parking Commission.

Mr. Hampton: Mayor, in the memo I sent to you, and the Commissioners, I would like to make one correction. I stated that the one on 1st Street was for Rendezvous Casino, and it is not. It is for the Sundance Casino. There was a letter from The Fremont Hotel and the Sundance Casino requesting this passenger loading area.

Mayor Briare: Requesting it, or objecting to it?

Mr. Hampton: Requesting it. The Fremont wants a 250 ft. loading zone - the Sundance is requesting a 50 ft. loading zone -

Commissioner Lurie: Isn't this Fremont request in pretty much the same area as the Bus Stop is proposed?

Mr. Hampton: Yes -

Commissioner Lurie: They are proposing the Bus Stop at 3rd and Fremont -

Mr. Hampton: The Public Transit will be on 3rd Street, South - all along the side of their building, from Fremont north -

Commissioner Lurie: The Fremont wants a Loading Zone?

Mr. Hampton: A Bus Loading Zone -

Commissioner Lurie: To the south of Fremont will be the Bus Stop -

Mr. Hampton: Yes - the Public Transit . . . so 3rd Street will have a lot of busses.

Mayor Briare: Mr. Hampton, has there been a discussion, or meeting, in your office between the people who are affected by the Bus Stops? Namely, of course, the Bus Company and those owners of property that are affected by the change of the Terminal's position?

Mr. Hampton: Yes, we've had I believe, two meetings. Not in my office but in Oran Gragson's office - we had people

ITEM Commission Action Department Action

IV CITY ATTORNEY

A. RESOLUTION pertaining to Ordinance No. 1589 allowing for the additions and corrections of schedules of Title X of the City Code

Adopted for
3-month trial period
C - unanimous

Staff
authorized
to proceed

B. AMENDMENT TO AGREEMENT to the Clark County Transportation Study Integrated Co-Operative Agreement which amends the original agreement of December, 1975

Approved
as recommended
Lurie - unanimous

Same as above

C. AGREEMENT between the City of Las Vegas and the Sierra Orthopaedic Group (Computer Agreement)

Approved
as recommended
(for 1 year)

Same as above

D. SPECIAL IMPROVEMENT DISTRICT 419:
1. Provisional Order for SID 419
2. NOTICE OF HEARING for SID 419
3. AMENDED RESOLUTION for SID 419

Items 3, 2 and 1
Approved
as recommended

Same as above

LOADING
ZONES
(continued)

from the Bus Company there and the Downtown Subcommittees and, of course, in addition to that we sent out letters to the property owners as well as the tenants. I'm just as amazed as Commissioner Woofter that we didn't have any complaining, but, to date, no one has complained.

The Fremont's request, of course, is for more or less Tour Busses - for busses going to the Dam - whatever.

Mayor Briare: I don't know that the City is obliged to cause accommodations like this to be made for the Fremont Hotel. It seems, perhaps, that the Fremont Hotel is obliged to make arrangements for this. Would there wind up being a big hassle between Tour Busses and Transit Busses?

Mr. Hampton: No, I don't believe there would be if the Tour busses are moved to the spot that was approved at the last meeting. In other words, south of Fremont and this Bus Loading area is approved on the north side of Fremont. I don't see any particular traffic problems. There will be a lot of busses on 3rd Street but I don't think there would be any problems involved.

And insofar as the City providing this kind of an accommodation is concerned, this is a policy decision. However, there are other areas in the Downtown where this has been the case over a period of years and if you were not to do this, it would require the Fremont Hotel, for instance, to in-set a Bus Loading area into their Block which, of course, would cost them a considerable amount of money to do that.

Mayor Briare: Do you anticipate any problem at all should this Resolution be adopted?

Mr. Hampton: I don't anticipate any, Your Honor, but it would be proper, I would think, to amend the Resolution to possibly a 6-month trial period.

Mayor Briare: Well, we've just moved the Bus Company's terminal and they have assured us it will be better than before. Now to have something like this, it worries me a little bit that we might be interferring one way or another -

Mr. Hampton: I can't see any problems, but it would be a safe-guard there if you want to stipulate a certain length of time - 3 months - 6 months -

Mayor Briare: By then you would have established a set procedure that people come to rely on, and that would be upsetting too.

M o t i o n

Commissioner Christensen: I move we approve it for a three (3) month's period and look at it again at the end of the three months.

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

TRANSPORTATION
STUDY
Agreement
Approved

AMENDMENT TO AGREEMENT TO THE CLARK COUNTY TRANSPORTATION
STUDY INTERGRATED CO-OPERATIVE AGREEMENT (WHICH AMENDS
THE ORIGINAL AGREEMENT OF DECEMBER, 1975)

Mr. Stewart: This involves the original Co-operative Agreement and makes some amendments to comply with Federal regulations. Perhaps Mr. Hampton can explain those better than I.

Mr. Hampton: The changes are very minor. We have compared the existing Agreement with the one that is being proposed. It essentially gives the Policy Committee, on which Commissioner Lurie and Mayor Briare are members, some responsibility to designate the work and not really rubber-stamping things that happen. They designate the urbanized boundary whereas this before was a requirement to only the State Highway Department.

It specifies the types of Federal funds rather than saying merely "Federal funding". It talks about Urban Transportation Planning Funds, Section IX Funds, Urban Funds. It is just a clarification that the Federal Government required that we fit into this new Agreement and I would recommend that it be approved as it creates no substantial change.

Mayor Briare: Are there any questions by the Board?

(No response)

M o t i o n

Commissioner Lurie: I move for approval as recommended.

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

LAKE MEAD
BOULEVARD -
IMPROVEMENTS
Discussion

Commissioner Woofter: Your Honor, if I may interrupt with a question - has there been any progress made with reference to the Resolution we adopted two or three months ago with regard to Lake Mead Blvd.?

Mr. Hampton: We, of course, transmitted the Resolution to all of the various agencies. I have received an answer from the National Park Service and they have indicated that within their boundaries they have made substantial improvements and are planning more in the future. That is the only response I have received.

I am going to follow up with another letter to try to get some answers.

Mayor Briare: Has Chuck Brechler given you any feedback on it at all?

Mr. Hampton: We discussed it at the Technical Committee but it was more or less tabled until we had heard from these other agencies.

As far as the State is concerned, they have indicated there would be a letter coming that says that it is a Secondary Highway and the County Commissioners delegate priorities on the Secondary System, and the fact they are about fourteen years ahead of the Secondary funding.

So what I mentioned at the Regional Street and Highway Commission meeting was that we didn't expect anyone to fork-up any large amount of money to get this thing done. That if we all pitched in - possibly the County would do the work - the City would put in a little money for oil and North Las Vegas would put some money into the pot because they are affected as well - if we all pitched

in, we could get something done, but if one agency sits around waiting for the other one to do it, nothing is going to happen.

Mayor Briare: What was their reaction to that?

Mr. Hampton: They just wanted to think about it a while - I think it is scheduled again for the next meeting which will be held on the first Tuesday of next month.

Mayor Briare: Perhaps it might serve a purpose to re-adopt a Resolution including the suggestion such as Mr. Hampton has made -

Commissioner Woofter: I agree with you, Mayor. I think the one Board that would be the most reluctant would be us because we would reap the least benefits, whereas the County and North Las Vegas have it going through their areas.

Mayor Briare: I can remember when probably what was the first major improvement was done to Lake Mead - in fact, I don't think it was called Lake Mead Blvd. at that time. I served on the Board of County Commissioners and the County cooperated with the Park Service, and they really put the first major improvement in there, and if my memory serves me the Park Service was just the control - they got assistance from the other entities to the point where everybody got together - they all worked the thing out. It has served it's purpose, but now the traffic is so much greater.

I believe this is the path for us to pursue - for all of us to cooperate to get the job done -

Mr. Hampton: I will present this again in that manner at our next meeting and see if we can't get some commitments to go back to their individual Boards and ask for assistance.

Commissioner Woofter: The reason I bring it up now, Mayor, is because this season is almost over and it would seem to be the time to do this work.

COMPUTER
AGREEMENT
Approved

AGREEMENT BETWEEN THE CITY OF LAS VEGAS AND THE SIERRA
ORTHOPAEDIC GROUP - COMPUTER AGREEMENT

Mr. Stewart: This Agreement is one between the City and what is called the Sierra Orthopaedic Group. It continues the previous Agreement with them to allow them time to use our Computer at a rate of \$25.00 per hour for central processing time and \$1.00 per hour for terminal connect time. I believe we have had an Agreement with them in the past and this would extend it for one (1) more year.

Mr. Adams: Mr. Mayor and Commissioners, we would like to place this in the position that this would be the last time. We would like to take our Computer back fully for our own use.

Mr. Stewart: This Agreement automatically expires in one year.

M o t i o n

Commissioner Lurie: I move for approval of the Agreement for the recommended period of one (1) year.

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

SPECIAL IMPROVEMENT DISTRICT No. 419

1. Provisional Order
2. Notice of Hearing
3. Amended Resolution

See Official File for these documents

Mr. Stewart: The amendment to the Resolution under Item 3 eliminates Unit 8 which dealt with improvements on Valley View Blvd. That should be taken out of the Resolution first and then the other two items can be approved.

Mayor Briare: Why is this being eliminated?

Mr. Hampton: We tried to put together several projects, including improvements on Lacey Lane, Lunrise, Cashman Drive and an alley near Charleston. We tried to tie that all in with this Valley View Project.

The Valley View Project was causing us a lot of problems and what we have done here is to pull the Valley View Project out so that we can proceed on the others in a more expeditious manner.

Commissioner Christensen: I keep reading in here all these things that have to do with the "hereinafter described" and it seems there is never a "hereinafter described". How do you find out just exactly where this Special Improvement District goes? Where is it spelled out in the documents?

Mr. Hampton: It's in there - I don't have copies of the documents before me -

Commissioner Christensen: The reason I'm asking the question is because I am going to have to abstain when it comes to my street, and I'd like to know when and where to abstain.

Answer: That would be Unit VI -

Commissioner Lurie: I have a question I would like to ask Mr. Hampton: Valley View was under the Improvement District to allow four lanes of traffic to the Meadows Shopping Center. What is going to happen to that Project? What are the difficulties, so that we can work on those problems and have that road available when that Shopping Center opens in 1978?

Mr. Hampton: I am confident that we will have the road available. We have most of the problems worked out. However, it looked like we could complete these other portions two or three months sooner if we were to pull it out. The problems are related primarily to the Water District property on the east side - we've had several meetings with them and have finally come to some logical conclusions. A lot of these things have to be worked out before you get to the final design. It is just that we would have delayed all of the Units another three months unless we pulled Valley View out.

Commissioner Lurie: I move for the approval of the three documents pertaining to Special Improvement District No. 419.

Commissioner Christensen: I have read the whole Resolution and throughout it never delineates the "hereinafter described". Should that be in the Resolution? No where in that Resolution does it describe anything.

Commissioner Lurie: On the Resolution I made the motion on, Unit VI describes it pretty good -

Commissioner Christensen: The description is contained in the Notice of Hearing.

Commissioner Lurie: And the Notice is a part of the Resolution.

Commissioner Christensen: OK -

Mayor Briare: Are there any further questions?

(No response)

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

Commissioner Christensen ABSTAINED on Unit VI.

BILL
No. 76-52
Adopted
Ordinance
No. 1840

BILL No. 76-52 - AMENDING V-29-27 - PROHIBITING MASSAGE
BY A PERSON OF THE OPPOSITE SEX

Committee: Commissioners Leavitt and Lurie

Published by Title 7/28/76 L.V. SUN

Bill No. 76-52 moved out of Committee favorably

A Bill entitled: "BILL No. 76-52 - ORDINANCE No. 1840 - AN ORDINANCE TO AMEND TITLE V, CHAPTER 29, SECTION 27 OF THE CITY CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960 EDITION, ENTITLED 'UNLAWFUL ACTIVITIES' BY ADDING THERETO A NEW SUBPARAGRAPH PROHIBITING MASSAGE BY PERSONS OF THE OPPOSITE SEX; PROVIDING OTHER MATTERS PROPERLY RELATING THERETO AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH" was read by Title by the Deputy City Attorney. (2nd Reading)

Commissioner Leavitt moved that Bill No. 76-52 be ADOPTED and the Clerk authorized to proceed with the second publication, by Title, of said Bill No. 76-52 (Ordinance No. 1840).

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

SPECIAL COUNSEL - DECISION re ATTORNEY VERN ALBRIGHT CONTINUING TO
CITY OF NORTH REPRESENT THE CITY OF LAS VEGAS AS SPECIAL COUNSEL IN
LAS VEGAS THE MATTER OF CITY OF LAS VEGAS v. CITY OF NORTH
LAS VEGAS

Committee: Commissioners Leavitt and Woofter

Commissioner Leavitt: I have discussed this problem of the law suit against the City of North Las Vegas with Special Counsel, Attorney Vern Albright. You will recall that he was appointed Special Counsel in this case because, I believe, it was in conflict with City Attorney, Carl Lovell who at the time was involved here as City Attorney for North Las Vegas.

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City Commission
August 18, 1976

This is a real tough decision - it's like suing your relatives - the question being that the relative owes you money and whether or not you should sue. And I'm going to make a recommendation that we proceed with this suit.

It is a close legal question. The question involved is whether or not the annexation by the City of North Las Vegas - it was held to be an illegal annexation. The Supreme Court in a 3-2 decision said they did not have to pay any of the money back insofar as Sunrise Manor is concerned.

There is also the problem of some money that was collected after the City of North Las Vegas received notice of the fact they had an improper annexation - they still were able to collect certain revenues that belonged to the City of Las Vegas, and the fact that we do represent the residents of the City of Las Vegas makes it almost mandatory that we proceed with this litigation.

It is a situation I think we have to proceed with and is something that I would think is mandatory upon us to attempt to collect the money since there is a legal basis that it is due and owing to the City of Las Vegas.

I would therefore recommend to the Board of City Commissioners that Attorney Vern Albright be allowed to pursue this matter in the Courts for a final determination as to whether or not, in fact, the money is owing to the City of Las Vegas.

Commissioner Christensen: I have only one comment: I agree, but I know we've had a little bit of a problem in knowing in the past where this matter stands. Could you include in that recommendation some kind of a system whereby we would get status reports on this matter?

Commissioner Leavitt: We can request Mr. Albright to give us a status report.

Mayor Briare: I think you are absolutely correct that we must do this as having the responsibility to the people of the City of Las Vegas. However, in my particular instance, I would like to ask your legal opinion on - let us assume the Supreme Court should rule in such a manner that the City is indeed entitled to this money - would it come back before this Board as to how and in what manner the debt would be collected? With all due respect to our sister city, if a judgment should be made that they pay back to the City of Las Vegas the sum of \$600,000.00 - would it come back before this Board to execute the judgment if it were rendered in favor of the City?

Commissioner Leavitt: The matter might have to be resolved by the Legislature too - it may have to be taken up with the State Legislature. Getting a judgment and collecting it are two different things. I don't think that situation exists here.

Mr. Stewart: If a judgment is obtained arrangements can be worked out with the other entity and if an arrangement were to be worked out over a long period of time, that would be brought back to you for your approval.

Commissioner Lurie: This has been laying around since I've been on the Board - for three years. We are talking about \$600,000.00 that was paid to North Las Vegas which was rightfully due to be paid to the City of Las Vegas.

Mayor Briare: You can't just ignore it -

Commissioner Lurie: That's right, and I think the sooner Mr. Albright can get this into Court, the better.

Mayor Briare: I wish there was some way to relate to

Mayor Clelland that he should not get overly alarmed at this point . . .

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

Commissioner Leavitt: I appreciate the report that was made regarding the Public Defender, the City Attorney and the Municipal Court. However, there is one question I am interested in that is not covered by this report, and that is the impact of the juvenile traffic tickets on the Municipal Court revenue.

Maybe you haven't had enough time to take a look at it as it just started on July 1st, but according to my mathamatics here, we are going to get about \$75,000.00 more this year than last year as projected revenue in the Municipal Court.

My question is - that was the projected revenue - was the fact that the juvenile traffic tickets taken into consideration in those projected revenue figures?

Mr. Adams: We tried to throw in everything we could come up with but by having only, roughly, thirty days there is not too much of a handle to get on because there are still some hanging out - some that haven't come in . . . We did project what we thought would be the increase in our normal operations -

Commissioner Leavitt: I would like to get some kind of a report how that income is coming in -

Mr. Adams: We will come back and give you a report in probably sixty (60) days.

Mayor Briare: Is there any further business to come before this Board:

Mrs. J. Ruston: Today is the 18th day of August, six (6) months after a Variance was issued for a Motorcycle Track at Tule Springs. We feel there are sufficient grounds for this Commission to instruct their Planning Director to send them a notice of expiration on the Variance -

Mrs. M. Thompson: Mr. Saylor did send an inspector this morning to see just what had been done - I guess maybe he has gone to lunch - maybe we'll find out this afternoon. He said the procedure he would use would be that we would have them go out, look at the property, probably take some pictures, and turn them over to the City Attorney's office for their opinion.

Mrs. Ruston: The grounds that we feel - according to Mr. Arkel, the first thing that was to be done as far as construction, was a 6 ft. fence around the subject property. There is not even one piece of fence up on that property. Nothing.

That was one. The other one was the erection of a water tank to be constructed for dust control during construction. There is no water tank on the property. The only times they have worked on the property itself is August 3rd and 4th of this year. Two days, at which time, I believe, Mr. Hampton did request that they stop work because they had not submitted grading plans to the City before they started the construction.

There is also a letter from Mr. Arkel, dated as of last Monday, confirming what we have told you. They have only graded on that property up one side and part of the other. This is all the construction they have done. As

TULE SPRINGS -
MOTO-X
(continued)

a matter of fact in the last paragraph of Mr. Arkel's letter, he said: We are investigating the matter of additional grading needed east of Las Vegas Dunes " which is the property that you annexed today.

At the time of the grading in the County they did not have a Grading Permit and did not have an Air Pollution Permit, yet it looks to us . . .

Commissioner Lurie: We can request that our Departments give us a complete on all of these alleged violations so we can know what is taking place out there. When we approved the Variance there were conditions that were spelled out by this Board. If they don't meet those conditions, then their Variance can be revoked.

I remember that I did say they had to meet all of the regulations as they might relate to the Health Department - as to Water - Dust Control or Noise - otherwise their Variance would be revoked.

I would request that our Departments, through the City Manager, report . . .

Commissioner Christensen: Commissioner Lurie, may I interrupt you for a second? I appreciate your concern on a report, but do we really need a report? Isn't it incumbent upon the City that when conditions are set up that are not being met, shouldn't it be more of a request to take whatever appropriate action may be required? Determine if the situation is so, and if it is so, take whatever action the ordinances and laws provide for.

Commissioner Lurie: I withdraw my motion after hearing Commissioner Christensen's comment because I feel this is a serious problem - I feel what these people are doing now are embarrassing this Board.

Commissioner Christensen: We have the appropriate ordinance on the books - I don't think it has to come back before this Board for any report or anything else. I think we should direct the City Manager to take whatever action is necessary and provided for under City ordinance.

Mr. Stewart: It may eventually be necessary to bring it back to the Board for a final determination as to what, in your opinion, conditions have been met. We can take a look at it and see what the legal procedures are.

Commissioner Christensen: If the conditions have been violated to the degree it appears, there won't be any question.

Mrs. Ruston: We want to make it clear - this is on a Variance and I think all Variances have six (6) months to complete the construction -

Commissioner Christensen: The thing to do is to let Staff determine that -

Mrs. Thompson: Isn't that the truth, though?

Mr. Stewart: Well, I think there was a 6-month limit on this one . . .

Mrs. Ruston: What little they have done does not constitute construction -

MOTO-X
(continued)

Commissioner Lurie: The City Manager has been instructed to review this entire situation and if he feels there has been a violation, to proceed accordingly -

Mrs. Ruston: Do you want to notify us, Ronald? Would it be back before the next Commission meeting? I'm going to be perfectly honest - we have an Appeal going - we have to file an Appeal with the Supreme Court, and I don't want to file an Appeal in the Supreme Court against you gentlemen . . . because it has, in fact, expired.

Commissioner Lurie: The Mayor could always call a special meeting to take action - -

Mrs. Ruston: It doesn't take a special meeting to direct your Planning Director to send a Notice, does it?

Answer: They already have that.

Commissioner Christensen: And we will take whatever action is appropriate under the existing ordinances of the City.

Mayor Briare:

Is there any further business to come before this Board?

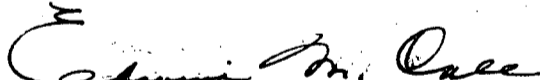
(No response)

At the hour of 12:20 P.M. Mayor Briare declared this Regular Meeting of the Board of City Commissioners
A D J O U R N E D.

APPROVED


WILLIAM H. BRIARE, MAYOR

ATTEST:


EDWINA M. COLE, CMC
CITY CLERK

APPROVED BY REFERENCE at a Regular Meeting of the Board
of City Commissioners held January 5, 1977.