

MINUTES

City of Las Vegas

BOARD OF COMMISSIONERS

COMMISSION CHAMBERS • 400 E. STEWART AVENUE • 386-6011

DATE: August 16, 1978

TIME: 9:45 A.M.

INVOCATION: Chaplain David W. Fahner
Nellis Air Force Base

PLEDGE OF ALLEGIANCE:

BOARD OF CITY COMMISSIONERS	PRESENT	ABSENT	EXCUSED
MAYOR BILL BRIARE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
COMM. PAUL J. CHRISTENSEN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
COMM. RON LURIE MAYOR PRO-TEM	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
COMM. MYRON E. LEAVITT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
COMM. ROY WOOFER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

CITY ATTORNEY

Chris Gellner, Dep. C/A A.M.	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
MIKE SLOAN			
Audrey Daines, Dep. C/A P.M.			

APPROVED BY REFERENCE OCTOBER 4, 19 78

ATTEST:

Emmie M. Case

William W. Briare

CITY COMMISSION - REGULAR MEETING - MINUTES - PAGE 2

MINUTES

August 16, 1978

A Regular Meeting of the Board of City Commissioners of the City of Las Vegas, Nevada, held this 16th day of August, 1978 was called to order by his Honor, Mayor William H. Briare, at the hour of 9:45 A.M.

AGENDA POSTED August 11, 1978 (See Page 3 of these Minutes Affidavit)

AGENDA MAILED _____, 19____ (See Page 4 of these Minutes Affidavit)

STAFF
ATTENDANCE

	PRESENT	ABSENT	EXCUSED
City Manager RUSSELL W. DORN	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Deputy City Manager (Supportive Services) RONALD C. JACK	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Deputy City Manager (Community Services) DONALD J. SAYLOR	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
City Clerk EDWINA M. COLE, C.M.C.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director, Dept. of Bus Activity ILA M. BRITT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director, Dept. of Comm Planning HAROLD P. FOSTER, Acting	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director, Dept. of Rec & Leisure Activities RICHARD L. CAMPBELL	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director, Dept. of Fin Mgt MARVIN A. LEAVITT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director, Dept. of Fire Services SAM COOPER	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Director, Dept of Funds, Coordination & Projects RICHARD B. BLUE, Acting	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director, Dept of Muni Services J. C. CATHCART	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director, Dept of Personnel & Employee Relations J. ROBERT McPHERSON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director, Dept. of Public Services WILLIAM PURVIS, P.E.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RECEIVED

AUG 16 1978

AFFIDAVIT OF POSTING

(Posting required under the provisions of NRS CHAPTER 241)

CITY CLERK

STATE OF NEVADA)
) ss.
COUNTY OF CLARK)

CARL D. PETERSON, an employee of the City of Las Vegas, Nevada, being first duly sworn, deposes and says that on the 11th day of AUGUST, 1978, at the hour of 8:15 A.M.

NOTICE (AGENDA)

there was posted a copy of ~~_____~~, the attached of which is a true and correct copy, to the Agenda (Notice) and Addendum No. 1 and Addendum No. 2, of a Regular Meeting of the Board of City Commissioners of the City of Las Vegas, Nevada, to be held on the 16th day of August, 1978. following locations:

1. On the Public Bulletin Board in the United States Post Office
301 E. Stewart Avenue
2. On the Public Bulletin Board in the Federal Building
300 Las Vegas Blvd., South
3. On the Public Bulletin Board in the Clark County Court House
200 E. Carson Avenue
4. On the Public Bulletin Board at the Plaza Level of the City Hall
400 E. Stewart Avenue (near the entrance to the Court Clerk's office)
5. On the Special Public Bulletin Board at the Plaza Level of the City Hall
400 E. Stewart Avenue (near the entrance to the City Commission Chambers).

Carl D. Peterson
(name)

Subscribed and sworn to before

PUBLIC SERVICES, QUALITY CONTROL
(department or division)

me this 11th day of August, 1978
EILEEN L. McDONALD

Eileen L. McDonald

Notary Public in and for said County
and State of Nevada
EILEEN L. McDONALD
Notary Public--State of Nevada
COUNTY OF CLARK
My Commission Expires Feb. 4, 1980

AFFIDAVIT OF MAILING

(Mailing required under the provisions of NRS CHAPTER 241)

STATE OF NEVADA)
) ss.
COUNTY OF CLARK)

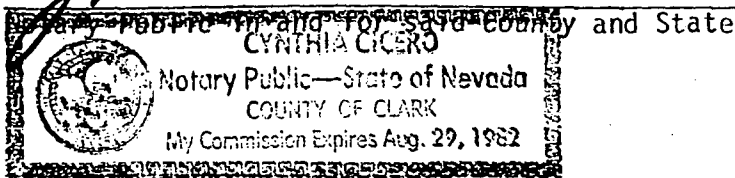
DORIS M. KARSNOK, an employee of the City of Las Vegas, Nevada, being first duly sworn, deposes and says that on the 10th day of AUGUST, 1978, a copy of an Agenda (NOTICE), the attached of which is a true and correct copy, of a Regular Meeting of the BOARD OF CITY COMMISSIONERS OF THE CITY OF LAS VEGAS, NEVADA, to be held on the 16th day of August, 1978, was deposited in the United States Mail, postage prepaid, first class mail, to each person and/or organization whose name appears in the Agenda Register maintained in the Office of the City Clerk as having requested, in writing, a copy of said Agenda (NOTICE).

Doris M. Karsnok

(name - an employee in the Office of the City Clerk)

Subscribed and sworn to before me
this 10th day of August, 1978

Cynthia Cicero



AGENDA

City of Las Vegas

August 16, 1978

BOARD OF CITY COMMISSIONERS
COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

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PHONE 386-6011

ITEM

Commission Action

Department Action

I. 9:45 A. M.

A. COMMUNITY RELATIONS

B. SPECIAL EVENTS

Jerome Horowitz and Larry Basil presented with honorary citizenship to City of Las Vegas and plaque in appreciation of their work on AWT.

II. 10:00 A.M.

A. ANNOUNCEMENT re OPEN MEETING LAW

B. INVOCATION

CHAPLAIN DAVID W. FAHNER
NELLIS AIR FORCE BASE

C. PLEDGE OF ALLEGIANCE

APPROVED AGENDA ITEM

RCJ 8/7/78

INVOCATION AND
PLEDGE OF
ALLEGIANCE

Invocation given by Chaplain David W. Fahner,
Nellis Air Force Base. (Invocation did not
record onto tape.)

Mrs. Cole: Regular meeting of the Board of City
Commissioners held the 16th day of August, 1978.

Pledge of Allegiance.

DEPARTMENT OF BUSINESS ACTIVITIES
ILA M. BRITT, DIRECTOR

Mayor Briare: Thank you very much, Chaplain. Happy
landing. The first item on the agenda this morning
is the Department of Business Activities.

See Pages 7 through 10 - Annotated Agenda.

Commissioner Christensen: Your honor.

Mayor Briare: Yes.

Commissioner Christensen: I'd like to go back to A-
8 for just a second.

Mayor Briare: A-8, United Coin Machine Company,
Sundowner Tavern.

Commissioner Christensen: It doesn't have anything
to do with...no, that's a different location. Never
mind.

See Pages 11 through 14 - Annotated Agenda.

LAS VEGAS LOAN
AND JEWELRY

Mayor Briare: Pawnbroker and Secondhand license,
Las Vegas Loan and Jewelry, Change of Location. Mr.
Cahlan. Are you the lawyer or the client?

Mr. Cahlan: I'm both, I guess.

Commissioner Lurie: Move for approval.

Mayor Briare: Any comments on the motion?

Commissioner Christensen: I'd like to ask Mr.
Cahlan one question. How much interest does the
former owner have in this operation? Any?

Mr. Cahlan: There was never a former owner.

AGENDA

City of Las Vegas

August 16, 1978

BOARD OF CITY COMMISSIONERS
 COMMISSION CHAMBERS • 400 EAST STEWART AVENUE
 PHONE 386-6011

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ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY

ILA M. BRITT, DIRECTOR

*CONSENT AGENDA

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

*A. GAMING -- Additional

1. S.A.R. ENTERPRISES, INC.

 Holiday International Casino
 300 North Main
 2 slots

2. HORSESHOE CLUB OPERATING CO.

 Horseshoe Club
 128 Fremont Street
 16 slots

3. DOMMERMUTH ENTERPRISES, INC.

 Orbit Inn Hotel & Casino
 707 East Fremont
 4 slots

4. SCOTT PLAZA, INC.

 Union Plaza Hotel & Casino
 #1 Main Street
 7 slots

Items 1 through 8
 Approved as
 recommended.

Lurie - unanimous
 Commissioner Lurie
 abstaining on item 7.

Director
 authorized
 to proceed.

AGENDA

City of Las Vegas

August 16, 1978

BOARD OF CITY COMMISSIONERS

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COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

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ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

*A. GAMING -- Additional
(cont'd)

See Page 2.

See Page 2.

5. AUTOMATIC AMUSEMENTS OF L.V.

Loyal Order of Moose # 1763
1600 Gragson Drive
3 slots

Red Carpet Car Wash
1961 East Charleston
3 slots

6. BALLY DISTRIBUTING CO.

Rendezvous Hotel & Casino
400 East Ogden
2 slots

7. CASINO SERVICES

Lady Luck Casino
207 North 3rd Street
3 slots

Rendezvous Hotel & Casino
400 East Ogden
6 slots

8. UNITED COIN MACHINE CO.

Holiday International Casino
300 North Main
5 slots

Bud's Lounge
2207 Las Vegas Blvd South
1 slot

Ukulele Lounge
617 Las Vegas Blvd North
1 slot

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COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

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ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

*A. GAMING -- Additional
(cont'd)

See Page 2.

See Page 2.

8. UNITED COIN MACHINE CO.
(cont'd)

Sundowner Tavern
1418 Fremont Street
2 slots

*B. RETAIL TOBACCO -- Additional

Item 1
Approved

Director
authorized
to proceed

1. VILLAGE CATERING

Broadway Department Store
4100 Meadows Lane

Lurie - unanimous.

C. LIQUOR -- New

1. *YANKE DISTRIBUTING
1311 South Commerce
Wholesale Beverage

Hyman Yanke, 50%
Marcella Yanke, 50%

Items 1 and 2
Approved subject
to conditions.
Lurie - unanimous.

Same as above.

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

AGENDA

City of Las Vegas

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BOARD OF CITY COMMISSIONERS
 COMMISSION CHAMBERS • 400 EAST STEWART AVENUE
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ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
 (cont'd)

C. LIQUOR -- New (cont'd)

See Page 4.

See Page 4.

2. *GOLDEN WOK
 504 South Decatur
 Restaurant Beverage

Golden Wok Restaurant, Inc. --
 Koon Keung Chan, Pres, 33 1/3%
 Yuk Cheun Chan, Secy, 33 1/3%
 Kwok Wing Cheng, Treas, 33 1/3%

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

D. LIQUOR -- Change of Ownership

Approved subject
 to conditions.
 Lurie - unanimous

Director
 authorized
 to issue

1. *THE RESTAURANT DELI
 1216 South Main
 Restaurant Beverage/Beverage
 Off-Sale

From: The Mina Corporation --
 Nunzio Nizzari, Pres,
 Director
 Filomena Nizzari, Secy-
 Treas, Director

To: La Familia, Inc. --
 Jose Tejedor, Pres,
 Director, 100%
 Martha Rosario Tejedor,
 Secy-Treas, Director

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

AGENDA

City of Las Vegas

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BOARD OF CITY COMMISSIONERS

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COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

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ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

E. LIQUOR -- Deletion of Corporate Officer/Change of Business Name/Approval of Additional License

Approved subject to conditions
Lurie - unanimous

Director authorized to issue.

1. From: Villani's Italian Deli Beverage Off-Sale

Villmoor, Inc. --
Joseph Villani, Pres, 35%
Lloyd A. Alsgaard, V.P., 30%
Virgil Moore, Secy-Treas, 35%

To: *VILLANI'S ITALIAN DELI & RESTAURANT
240 North Jones, Space "D"
Beverage Off-Sale and Restaurant Beverage

Villmoor, Inc. --
Joseph Villani, Pres,
Secy-Treas
Lloyd A. Alsgaard, V.P.

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

F. LIQUOR & RETAIL TOBACCO -- New

Items 1 through 4
Approved subject to conditions
Lurie - unanimous

Director authorized to issue.

1. *CIRCLE K STORE # 18
NW Corner Eastern & Searles
Beverage Off-Sale

Circle K Corporation --
Frederick Hervey, Chairman,
Pres
J. Winslow Smith, Pres of the
Policy Board, Director
et al

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

AGENDA

City of Las Vegas

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BOARD OF CITY COMMISSIONERS

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COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

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ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

F. LIQUOR & RETAIL TOBACCO -- New
(cont'd)

See Page 6

See Page 6

2. *CIRCLE K STORE # 1246
NE Corner Michael Way/Vegas
Drive
Beverage Off-Sale

Circle K Corporation --
Frederick Hervey, Chairman,
Pres
J. Winslow Smith, Pres of
the Policy Board, Director
et al

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

3. *CIRCLE K STORE # 1254
SE Corner Rancho Drive/
Michael Way
Beverage Off-Sale

Circle K Corporation --
Frederick Hervey, Chairman,
Pres
J. Winslow Smith, Pres of
the Policy Board, Director
et al

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

AGENDA

City of Las Vegas

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COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

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Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

F. LIQUOR & RETAIL TOBACCO -- New
(cont'd)

See Page 6

See Page 6

4. *7-ELEVEN FOOD STORE
1600 North Rancho Road
Beverage Off-Sale

Southland Corporation --
John P. Thompson, Chmn of Board/
Chief Exec Officer
Herbert E. Hartfelder, Pres
et al

Ed Davis, District Manager

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

G. LIQUOR & RETAIL TOBACCO --
Approval of Store Manager

Approved

Director
authorized
to issue.

1. ALBERTSON'S FOOD CENTER # 637
1570 North Eastern
Package Liquor Limited

Woofter - unanimous

Albertson's, Inc. --
J. A. Albertson, Chmn of the
Board
J. L. Scott, Pres
et al

Alphonso Theodore Gutierrez,
Manager

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City of Las Vegas

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BOARD OF CITY COMMISSIONERS

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III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

H. RETAIL TOBACCO -- New

1. FRAN'S RESTAURANT
1102 East Fremont

Sacul Enterprises, Inc. --
John R. Lucas, Pres, Treas
Frances A. Lucas, V.P., Secy

Approved as
requested.
Lurie - unanimous

Director
authorized
to proceed.

I. RETAIL TOBACCO VENDOR -- New

1. ADLET RUBINGER'S SNACK BAR
2601 East Sahara

Adlet Rubinger, 100%

Same as above

Same as above

J. PRIVATE DETECTIVE LICENSE --
Change of Location

1. WEST DETECTIVES
From: 1111 Las Vegas Blvd So,
221
*To: 307 Las Vegas Blvd So

Lawrence R. West, 100%

Same as above.

Same as above.

*Subject to the provisions of the
Planning, Building & Fire codes

K. PAWNBROKER & SECONDHAND LICENSE --
Change of Location

1. LAS VEGAS LOAN & JEWELRY
From: 112 South 3rd Street
*To: 114 North 3rd Street

J. Forest Cahlan, 100%

Approved subject
to conditions.
Leavitt - unanimous

Same as above.

*Subject to the provisions of the
Planning, Building & Fire codes

LAS VEGAS LOAN
AND JEWELRY
(CONT)

Commissioner Christensen: Wasn't this the pawn broker that was originally Mr. Weinstein?

Mr. Cahlan: This was a new license that I got. Mr. Weinstein operates it as my manager.

Commissioner Christensen: Is this the same Mr. Weinstein who can't hold a license because he's got a federal conviction of receiving stolen goods, etc?

Mr. Cahlan: The one you're thinking of Commissioner Christensen, was John's Loans, which was a block behind Casino Center, which he sold before, three or four years ago.

Commissioner Lurie: I just have one question. Mr. Saylor, maybe you can answer it. Is this still in the zone allowing pawn shops?

Mr. Saylor: Yes.

Commissioner Lurie: Moving from where the Four Queens purchased that?

Mr. Cahlan: It's just a block from south to north.

Mayor Briare: Any further comments? Cast your votes. Motion is approved.

Motion approved by the following vote:
Mayor Briare, Commissioners Christensen,
Leavitt, Lurie and Woofter voting aye.
Noes: None.

See Page 16 - Annotated Agenda.

HOF BRAU LOUNGE

Mayor Briare: Next is an abeyance item for Blue Heaven Cocktail Lounge to the Hof Brau Lounge.

Commissioner Woofter: Move to approve.

Commissioner Lurie: I have a question.

Mayor Briare: Commissioner Lurie.

Commissioner Lurie: On the distance, I noticed, I went by there, is the applicant here or somebody who can answer a question on the type of door they're putting in or the blocking of the entrance on Las Vegas Boulevard? It looks like it's just boarded up. It can be removed.

AGENDA

City of Las Vegas

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BOARD OF CITY COMMISSIONERS
COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

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PHONE 386-6011

ITEM

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Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

L. LIQUOR -- Request for Extension of Inactive Status

1. CLOONEY'S TAVERN
113 Casino Center Blvd South
Tavern License

Clooney's, Inc. --
Robert M. Tuttle, Pres, 100%

(Closed 1/3/78. Extension for 3/4/78 thru 5/2/78 apprvd 3/1/78. Extension for period 5/3/78 thru 7/1/78 apprvd 4/19/78. Extension for period 7/2/78 thru 8/30/78 apprvd 6/21/78. Request for extension of inactive status for period: 8/31/78 thru 10/29/78.)

Approved as requested
Lurie - unanimous

Director authorized to issue,

M. SPECIAL EVENT LIQUOR LICENSE

1. THEATRE ARTS SOCIETY, INC.

Location: Reed Whipple Cultural Center
821 Las Vegas Blvd. No.

Date: September 6th, 1978

Responsible Licensee:
Al Garbian

Approved as requested
Lurie - unanimous

Same as above.

HOF BRAU LOUNGE
(CONT)

Mr. Cullet: We have a building permit to seal the door, and that will be worked up after approval. That's exterior sheet rock, and it will be done over.

Mayor Briare: Any other questions or comments? The motion was to approve. Cast your votes. The motion is approved.

Motion approved by the following vote:
Mayor Briare, Commissioners Christensen,
Leavitt, Lurie and Woofter voting aye.
Noes: None.

See Page 18 - Annotated Agenda.

ADMINISTRATIVE AGENDA
RUSSELL W. DORN, CITY MANAGER

Mayor Briare: I believe that concludes, Mrs. Britt, that concludes the Business and Licensing. Mr. Dorn, Administrative Agenda.

DISCUSSION AND
POSSIBLE ACTION
ANIMAL CONTROL
SERVICES

Mr. Dorn: Yes, your honor. Item A is the discussion concerning the Animal Control Services. As you are aware, this is a request Commissioner Christensen, Mayor Briare and the City Commission. It was done for the fact that the City's Animal Shelter facility has reached its capacity for handling animals.

The Office of Budget and Management did a survey and looked into four alternatives. One would be to continue the service provided to Clark County, North Las Vegas and the City of Las Vegas the consideration of some \$307,000 of capital improvements for animal equipment. The second would be to limit the service to Las Vegas residents only. Third would be to contract the service to independent agencies. Fourth would be to request Clark County to perform animal control services for the entire County.

At this time, your Honor, I would like to ask the Commission's permission to hold this in abeyance until September 20. We have a recommendation, but we have to check some further legal requirements and financial impact as you see in your book.

Mayor Briare: Are there any comments by the Commissioners? Anyone in the audience who might have come to this meeting to discuss or participate in discussion of a possible change in the Animal Control Services Department? Yes?

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BOARD OF CITY COMMISSIONERS
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III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

Abeyance Item (Tabled 7/19/78)

N. LIQUOR -- Change of Location/
Change of Business Name

1. From: Blue Heaven Cocktail
Lounge
2027 E. Charleston Blvd

To: *HOF BRAU LOUNGE
1111 Las Vegas Blvd So
Suite "J"
Tavern License

Peggy J. Irete, 100%

*Subject to the provisions of the
Planning, Building & Fire codes
and Health Department regulations

Addendum No. 2

O. SPECIAL EVENT LIQUOR LICENSE

CLUB SOCIAL MEXICANO

Location: Nevada National Guard
25th & Stewart Streets

Date: September 2, 1978

Responsible
Licensee: Edward Guzman

Approved subject
to conditions.
Woofter - unanimous

Director
authorized
to issue.

Approved

Lurie - unanimous.

Director
authorized
to issue.

AGENDA

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BOARD OF CITY COMMISSIONERS

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IV(a). ADMINISTRATIVE AGENDA
RUSSELL W. DORN, CITY MANAGER

A. DISCUSSION AND POSSIBLE ACTION CONCERNING ANIMAL CONTROL SERVICES

Held in abeyance until 9/20 Meeting (at request of City Manager)

9/20/78 Agenda

B. RECOMMENDATION OF SENIOR CITIZENS ADVISORY BOARD RELATIVE TO A CITY REQUEST TO CLARK COUNTY FOR A PORTION OF THE UNALLOCATED FUNDS RECEIVED FROM THE FEDERAL GOVERNMENT PAYMENT IN LIEU OF TAXES

Approved as recommended.
Lurie - unanimous.

Staff to proceed.

C. REQUEST OF AMERICAN BORATE COMPANY TO PURCHASE CITY PROPERTY LOCATED GENERALLY NORTH OF NELLIS AIR FORCE BASE

Referred to City Manager for follow up.

Same as above.

D. A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF LAS VEGAS, NEVADA, AUTHORIZING THE CITY MANAGER AND/OR DESIGNEE TO EXECUTE CONTRACTS ON BEHALF OF THE CITY AS SUBGRANTEE WITH THE LAS VEGAS/CLARK COUNTY CETA CONSORTIA

Approved as recommended.
Lurie - unanimous

Mayor and Clerk authorized to sign.

E. REQUEST SUBMITTED BY UNITED STATES COMMISSION ON CIVIL RIGHTS FOR USE OF CITY HALL PLAZA ON OCTOBER 6, 1978 FROM 7:00 P.M. TO 10:30 P.M.

Approved as recommended.
Lurie - unanimous.

Staff to proceed.

ADDENDUM NO. 1

G. Request For Route Change by Las Vegas Transit Company to serve Meadows Mall.

Approved as recommended.
Lurie - unanimous

Staff to proceed.

F. MINUTES

1. Regular meeting of June 7, 1978
2. Regular meeting of June 21, 1978
3. Recessed meeting of June 29, 1978 (Re: Tax Reform-Prop. 13 and AWT)
4. Regular meeting of July 5, 1978.

Items 1, 2, 3, 4 approved by reference.
Lurie - unanimous

DISCUSSION AND
POSSIBLE ACTION
ANIMAL CONTROL
SERVICES

Ms. Gibbs: Mayor Briare and City Commissioners, my name is Mary Gibbs. I live at 555 Pinosa Avenue. I'd like to know a little bit more about what Mr. Dorn's talking about.

Mayor Briare: I think that's what he's asking for the additional time for.

Ms. Gibbs: Yes. That's what we'd like to know. We'd like to be kept informed and know what is going on and possibly consult. I really do think what happens sometimes in City-run entities that brass is consulted and a person like myself, or the lady who is with me who are down there all the time. We're not paid. Nobody can fire us. And we can tell you a lot of things.

We're not here to ask for a raise; you can't fire us; and we can tell you a lot of things that you might not know. Some underling, and I use "underling" loosely. Someone who is hired by the City as a low pay, he is apt to tell you anything because he wants to keep his job. Nobody can fire me. I'll tell you what's the truth.

Mr. Dorn: We appreciate that.

Mayor Briare: We'd be delighted, Mrs. Gibbs, to be sure that you and members of the Clark County Humane Society and anybody else who wants to participate in these discussions, because as you probably recognize, the reason that we're discussing them is not just for the sake of discussing something. It's to improve, and if we can improve any time we have an opportunity to improve services, that's what we're here for.

Ms. Gibbs: We're here to help.

Mayor Briare: Good. We want to say Amen to that.

Ms. Ellis: Mayor Briare and Commissioners, am I correct in assuming that all of the Animal Control Services would be consolidated for County, City and North town?

Mayor Briare: Well, that has to be....

Commissioner Christensen: It's not in our jurisdiction.

Ms. Ellis: I'm sorry, I used a dirty word.

Mayor Briare: No, no. No you didn't. Initiation for any kind of an idea can be made from any entity, but the discussions that we want to have here is what is the manner in which the job of animal services

ANIMAL CONTROL
SERVICES (CONT)

can be best performed. We have a number of alternatives, which Mr. Dorn has not fully developed, yet, for us. In the meantime, everything is going to go on, hopefully, in a good manner until we can find ways to improve it. Now, whether it be as the alternatives that Mr. Dorn just mentioned, there are four possible suggestions. There might be just five or six, but we feel that there's a need for improvement. We're going to search for the best way to do it.

Ms. Ellis: Thank you. I am Fran Ellis, Clark County Humane Society.

Mayor Briare: Thanks, Fran. Well, if the Commission has no objection, then Mr. Dorn, would you continue to develop that, and when it's at a point where you feel that we can take it under serious consideration, then we can put it back on the agenda.

Mr. Dorn: Yes, your honor. And the two ladies that came up. If we could kindly have their names and addresses, we would be glad to contact them and any other citizens that are interested later on when we develop this proposal to get their input before we make a recommendation.

Mayor Briare: Right. Do we have their addresses?
Yes.

SENIOR CITIZENS
ADVISORY BOARD

Mayor Briare: Next, Mr. Dorn.

Mr. Dorn: The next item is the recommendation of Senior Citizens Advisory Board relative to a City request to Clark County for a portion of the unallocated funds received from the Federal Government payment in lieu of taxes. Commissioner Lurie will take that.

Mayor Briare: Commissioner Lurie.

Commissioner Lurie: At the Senior Citizens Advisory meeting, it was endorsed that through our Board we request from the County Commission, since they are receiving approximately \$1 Million from the Federal Government in lieu of taxes. This money at the present time, my understanding is it's unallocated. We would like to have this Board support requesting the County to make a portion of that money available in the amount of \$40,000 so that we could purchase two vans and operating costs and personnel for a year in order to transport Senior Citizens from the downtown bus terminal to the Senior Citizens Center and other Senior Citizen facilities in our immediate area. This request is the City Commission's endorsement

SENIOR CITIZENS
ADVISORY BOARD
(CONT)

of asking the County for this consideration. I would move that we support the Advisory Board and that this Board supports the request.

Mayor Briare: When the request is made, Commissioner, I think to anticipate a portion of the response we might receive that we do recognize the County did participate in the initial instruction, but any operation that is going as nicely as the Senior Citizens Center, the least amount of money that's spent is in the initial construction. It's the cost of maintenance and upkeep and programs that continue to raise the money. So you know that someone's going to say, "Well, look, we've already put up half the money to build it. Now what more do you want us to do?" So you'll anticipate that, won't you?

Commissioner Lurie: Oh, sure. In fact, we'll count on it. We already told them in previous meetings that we understand that their commitment was only to put in money to construct it but they wouldn't participate in any other programs. I think they see the need now to reconsider that position that they've taken in previous years, and I think they're going to help us out.

Mayor Briare: I think that, perhaps the Commission might agree that many times in a business, and of course a Senior Citizens operation or a Youth Recreation Hall or anything is a business just like anything else. The least expense is the building. The operation, maintenance and salaries and upkeep, etc.

You heard the motion. Is there any further comment? Cast your vote. Motion is approved.

Motion carried by the following vote:
Mayor Briare, Commissioner Christensen,
Leavitt, Lurie and Woofter voting aye.
Noes: None.

REQUEST OF
AMERICAN BORATE
TO PURCHASE CITY
PROPERTY

Mayor Briare: The next, Mr. Dorn.

Mr. Dorn: Item C, your honor, is a request by the American Borate Company, submitted by Robin Pate, the President of the corporation, to purchase City property located generally north of Nellis Air Force Base to build an approximately \$1 Million plant loading terminal. The property in question is approximately 34.4 acres. My recommendation now would be to ask this request to be reviewed by our Real Estate Committee to come back to Mayor and City Commissioners for the report.

AMERICAN BOARATE
REQUEST TO
PURCHASE CITY
PROPERTY (CONT)

Mayor Briare: Is there a representative of the American Borate Company present? Was a request made that the American Borate Company wanted to be in appearance here or they just wanted to get some kind of a...

Mr. Dorn: No, they just wanted to ask the City's concerns and views on this. They sent us a correspondence dated July 28 directed to Deputy City Manager Saylor, and this is our recommendation at the time. We haven't even met with the corporation to look at their proposal and their plan.

Mr. Saylor: Just the written description, Mayor, and I indicated to them that normal procedure would be to put it on the agenda to get it into the committee, and at that point in time we would get the facts and figures and whatnot.

Mayor Briare: How close is it to the Speedrome? Just roughly. That's all I want to know.

Mr. Saylor: This is the Las Vegas Boulevard Freeway. Nellis Air Force Base is over here. This is the parcel in question. It's about 1½ miles west.

Mayor Briare: It's very questionable that a facility like that would have any interference or objection or problems with the Speedrome or Motorcross operation.

Mr. Saylor: There won't be any problem.

Commissioner Christensen: It's in the County, right?

Mr. Saylor: Yes.

Mayor Briare: Okay. Is there any objection to following the recommendation? If there are none, it will be referred to the City Manager's Office for follow up. Next item.

RESOLUTION OF
BOARD OF
COMMISSIONERS
TO AUTHORIZE
CITY MANAGER TO
EXECUTE CONTRACTS
FOR CETA CONSORTIA

Mr. Dorn: The next item, your honor, is the resolution of the Board of Commissioners authorizing the City Manager, or his Designee, to execute contracts on behalf of the City as a subgrantee with the Las Vegas/Clark County CETA Consortia. This is an action, if you approve today, that would be merely ministerial and administrative in scope. The Chairman of the CETA Consortia, Commissioner Lurie, would still continue to execute the subgrant contracts for Public Service employee positions.

AUTHORIZATION OF
CITY MANAGER TO
EXECUTE CONTRACTS
FOR CETA CONSORTIA
(CONT)

Mayor Briare: Commissioner Lurie.

Commissioner Lurie: All this does, Mayor, is it keeps me from signing both contracts. I just sign the one that will distribute the funds, and the City Manager will sign the one for the request. I would move for the adoption of this resolution.

Mayor Briare: Any comment? Cast your votes. The motion is approved.

Motion carried by the following vote:
Mayor Briare, Commissioners Christensen,
Leavitt, Lurie and Woofter voting aye.
Noes: None.

REQUEST BY U.S.
CIVIL RIGHTS
COMMISSION TO USE
CITY HALL PLAZA

Mr. Dorn: Item E, your honor, is a request submitted by the United States Commission on Civil Rights for use of the City Hall Plaza on October 6 from 7:00 to 10:30 P.M. for the discussion and seminar on Women's rights and responsibilities. The U.S. Commission on Civil Rights has agreed to pay the financial cost for use of the Chambers. It is my recommendation there is no conflicting dates, to authorize this use.

Mayor Briare: Comments by the Commission.

Commissioner Lurie: Move that we follow the recommendation of the City Manager.

Mayor Briare: Any comments on the motion? Cast your votes. Opposed. Motion is approved.

Motion carried by the following vote:
Mayor Briare, Commissioners Christensen,
Leavitt, Lurie and Woofter voting aye.
Noes: None.

See Page 19 - Annotated Agenda.

DEPARTMENT OF FINANCIAL MANAGEMENT
MARVIN A. LEAVITT, CPA, DIRECTOR

See Page 24 - Annotated Agenda.

DEPARTMENT OF PERSONNEL AND EMPLOYEE RELATIONS
BOB McPHERSON, AEP, DIRECTOR

See Page 25 - Annotated Agenda.

AGENDA

City of Las Vegas

August 16, 1978

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BOARD OF CITY COMMISSIONERS
COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

IV. (b)

DEPARTMENT OF FINANCIAL MANAGEMENT
MARVIN A. LEAVITT, CPA, DIRECTOR

*CONSENT AGENDA

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

*A. SERVICE AND MATERIAL WARRANTS

Nos. G707559, F512170, G707563, H707789, H512517, G707705 to G707706, H707707 to H707708, H707718 to H707750, H707753 to H707756, H707761 to H707830, H707832, H707837 to H708097, inclusive

In the amount of \$ 2,205,574.99

*B. PAYROLL WARRANTS

Nos. 118190 to 119794, inclusive

For Pay Period Ending July 22, 1978

In the amount of \$ 555,498.59

Items A and B approved as submitted.
Lurie - unanimous

Director authorized to issue.

IV (A) A+B

AGENDA

City of Las Vegas

BOARD OF CITY COMMISSIONERS
 COMMISSION CHAMBERS • 400 EAST STEWART AVENUE
 PHONE 386-6011

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 8/16/78

ITEM

Commission Action

Department Action

IV. (c) DEPARTMENT OF PERSONNEL
 & EMPLOYEE RELATIONS

BOB McPHERSON, AEP, DIRECTOR

AUTHORIZATION TO FILL POSITIONS

A. CITY FUNDED - FULL TIME

<u>Dept/Class</u>	<u>Monthly Salary</u>	<u>Justification</u>
(1) City Attorney Deputy City Attorney I (fill budgeted vacancy)	\$1834	To prosecute misde- meanor cases in Municipal Court.
(2) Fire Services Firefighter Four positions (fill budgeted vacancy)	1069	To respond to fire alarms and other emergency calls to protect life and property.
(3) PS/Animal Control Animal Control Officer Three positions (fill budgeted vacancy)	970	To enforce animal control and licen- sing ordinances.
(4) PS/Quality Control Office Assistant (fill budgeted vacancy)	777	To answer telephones and radio and provide other clerical support.
(5) Business Activity Parking Enforcement Officer (fill budgeted vacancy)	879	To enforce ordinan- ces pertaining to non-moving traffic violations.
(6) Community Planning & Development Assistant Engineering Technician (fill budgeted vacancy)	901	To assist in re- searching, planning and drafting the de- sign plans for a variety of Federally funded projects.

Items 1 through 6
 approved as
 submitted.
 Lurie - unanimous
 (Commissioner
 Woofter voting No
 on Item 5.)

Director
 authorized to
 proceed.

APPROVED AGENDA ITEM

DEPARTMENT OF FUNDS & COORDINATION
RICHARD B. BLUE, ACTING DIRECTOR

AWARD OF BID
RESIDENTIAL
REHAB LOAN PROGRAM

Mr. Dorn: Mr. Blue is presently on vacation, but Gene Amberg is acting in his place, and if the Mayor and Commission would like a short presentation on this, he would be glad to give it.

Mr. Amberg: We would recommend that the award be made to Valley Bank, who bid a 6% simple interest rate.

Commissioner Lurie: Move for approval.

Mayor Briare: Cast your votes. The motion is approved.

Motion carried by the following vote:
Mayor Briare, Commissioners Christensen,
Leavitt, Lurie and Woofter voting aye.
Noes: None.

DEPARTMENT OF MUNICIPAL SERVICES
J.C. CATHCART, DIRECTOR

See Pages 28 and 29 - Annotated Agenda.

ANNUAL STREET
OVERLAY CONTRACT

Mr. Cathcart: Your honor.

Mayor Briare: Yes.

Mr. Cathcart: We have the one item now on the addendum to this on A-8. It's the Annual Street Overlay Contract. We would like to add.

Mr. Dorn: The one that came from my agenda to Municipal Services agenda, your honor. That's the one we're discussing. The Annual Street Overlay Contract.

Mr. Cathcart: The Annual Street Overlay Contract, \$170,000.

Commissioner Lurie: I move for the approval of low bidder.

Commissioner Christensen: Your honor, I'd like to talk about this just a second to ask a couple of questions. I have no fight with the approving the bid, but I'm wondering about some of the streets. Are we overlaying any streets that have never been put in according to the Code?

AGENDA

City of Las Vegas

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BOARD OF CITY COMMISSIONERS

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COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

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ITEM

Commission Action

Department Action

IV. (d) DEPARTMENT OF FUNDS COORDINATION -
RICHARD B. BLUE, JR., ACTING DIRECTOR

A. AWARD OF BID - RESIDENTIAL REHABILITA-
TION LOAN PROGRAM

Approved as
submitted.
Lurie - unanimous

Director
authorized to
proceed.

IV. (e) DEPARTMENT OF RECREATION AND LEISURE
ACTIVITIES - RICHARD CAMPBELL, DIRECTOR

None.

APPROVED AGENDA ITEM

RCJ 8/7/78

AGENDA

City of Las Vegas

AUGUST 16, 1978

BOARD OF CITY COMMISSIONERS

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

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ITEM

Commission Action

Department Action

IV. (f) DEPARTMENT OF MUNICIPAL SERVICES

J. C. CATHCART, DIRECTOR

*CONSENT AGENDA

All items 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.

PURCHASING AND CONTRACTS DIVISION

*A. PERMISSION TO RECEIVE BIDS

1. Furnishing Requirements - Charleston Heights Library/Arts Center - Revenue Sharing Fiscal Year 1978-1979 (Recreation and Leisure Activities - Cultural Services)
2. Microfilm Reader/Printer (Public Services - Building and Safety)
3. Sale of I.B.M. 360/20 Computing Equipment (Financial Management - Data Services)
4. New Drafting Furniture and Equipment (Community Development)
5. Jones Boulevard - Charleston Blvd. to Smoke Ranch Road - Regional Streets & Highways, S.I.D., City of Las Vegas (Public Services)
6. Replacement Fire Hose and Adaptors (Fire Services)
7. Miscellaneous Fire Nozzles and Equipment (Fire Services)

Items 1 through 7
Approved as
submitted.
Lurie - unanimous.

Director
authorized to
proceed.

ADDENDUM NO. 1

8. Annual Street Overlay

Approved as
submitted.
Lurie - unanimous

Same as above.

APPROVED AGENDA ITEM
RCQ 8/18/78

AGENDA

City of Las Vegas

AUGUST 16, 1978

BOARD OF CITY COMMISSIONERS
 COMMISSION CHAMBERS • 400 EAST STEWART AVENUE
 PHONE 386-6011

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ITEM Commission Action Department Action

IV (f) DEPARTMENT OF MUNICIPAL SERVICES, CONTD.

*B. AWARD OF BIDS

1. Bid #78.106 - Sewer Plant Expansion (Public Services)
2. Bid #78.107 - Air Compression and Purification System (Fire Services)
3. Bid #78.109 - Signal Heads and Backplates (Public Services - Traffic Division)
4. Bid #78.113 - Traffic Paint (5,000 Gallons) Public Services - Traffic Division)
5. Bid #78.118 - Carpet and Congoleum for Various Fire Stations (Fire Services)
6. Bid #78.120 - Furnish and Install One (1) Utility Body With Crane Hoist (Fire Services)

Approved as recommended
 Lurie - unanimous

Director authorized to proceed.

APPROVED AGENDA ITEM
 REC 8/18/78

ANNUAL STREET
OVERLAY CONTRACT
(CONT)

Mr. Purvis: Commissioner Christensen, I can't believe we are overlaying any that haven't been built according to the Code. I certainly am not aware of it.

Commissioner Christensen: What I'm getting at is I know in the past we've overlayed streets that were the old streets that were just a strip of paving down the middle and gravel on either side, etc. If you keep those streets up in first class condition, you never get an Assessment District down to bring the street in a maintainable condition. I think that it's wrong to overlay those kinds of streets and let the ones deteriorate that the citizens who live on those streets have bought and paid for. And that's why I ask the question. I don't know that it's happening now, but it's happened in the past.

Mr. Purvis: Streets this year all have curb and gutter on them and were built according to City Code.

Mr. Dorn: This is permission to receive bids. I have a correction on that. Maybe Director Purvis, for the citizens, would like to mention some of the streets that are being considered on this project.

Mr. Purvis: Starting with the far west, we have Newcomer Circle off Torrey Pine; going in the northeast Constantine and Willoughby off Washington; further east Savoy, Mohave; off Rancho Drive, Luella, Cory and Harley Circles and cul de sacs off Rancho Drive, Reardon Avenue off Hastings and off Shadow Lane. The next one is Charmast Lane down in the Scotch Eighties. Sacramento off Stewart, down the east end of town. That's the one we plan on this year.

How we arrive at this, the inspectors all make a list around April 1. Finally the City Engineer reviews and picks. We try to pick areas fairly close together so that it will be an economic advantage.

Mayor Briare: Any further comments? Cast your votes. The motion is approved.

Motion carried by the following vote:
Mayor Briare, Commissioners Christensen,
Leavitt, Lurie and Woofter voting aye.
Noes: None.

DEPARTMENT OF PUBLIC SERVICES
WILLIAM J. PURVIS, P.E., DIRECTOR

See Pages 31 through 34 - Annotated Agenda.

AGENDA

City of Las Vegas

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BOARD OF CITY COMMISSIONERS

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

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ITEM

Commission Action

Department Action

IV (g). DEPARTMENT OF PUBLIC SERVICES (Continued)

*C RELEASE OF BONDS

See Page 18.

See Page 18.

It is recommended that the performance bonds posted for improvements at the following sites be released. All work has been completed in accordance with city standards. It is recommended that the work be accepted and the bonds released.

1. Location: 2030 Industrial Road
Use: 1200 sq. ft. sidewalk
Builder: Carson Construction Co.
Surety: Fireman's Fund Ins. Co.
Amount: \$1,500.00
Bond No.: SCR 6307612

2. Location: 5517 & 5601 Bromley
Use: Offsites
Builder: J. L. Maxwell
Surety: Fireman's Fund Ins. Co.
Amount: \$2,000 ea., Total \$4,000
Bond Nos.: 6291407 & 6278922

*D. RIGHT OF WAY ITEMS

Items 1 through 8 approved as recommended.
Lurie - unanimous

Director authorized to proceed.

1. Right of Way Grant
From: Richard W. Tourville and Faye A. Tourville
To: City of Las Vegas
For: Portion Lot 8, Block 1 of Fairacres Tract No. 2A
Sewer Easement (8/2/78)

2. Grant Deed
From: James W. McGaughey, an unmarried man
To: City of Las Vegas
For: Portion Lots 36, 37 and 38 in Block 4, Boulder Dam Homesite Addition Tract No. 2
Stewart Ave. Dedication (8/2/78)

AGENDA*City of Las Vegas*

August 16, 1978

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BOARD OF CITY COMMISSIONERS

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

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ITEM

Commission Action

Department Action

IV (g). DEPARTMENT OF PUBLIC SERVICES (Continued)

*D. RIGHT OF WAY ITEMS (Continued)

See Page 19.

See Page 19.

3. Grant Deed
From: Valley Hospital, Ltd., a
Limited Partnership
To: City of Las Vegas
For: Portion of SW-1/4, Sec.
33, T20S, R61E
Portion Rose St. Knuckle
Dedication (7/28/78)
4. Grant Deed
From: Valley Hospital, Ltd., a
Limited Partnership
To: City of Las Vegas
For: Radius corner Tonopah &
Valerie. Dedication
(7/28/78)
5. Grant Deed
From: Valley Hospital, Ltd., a
Limited Partnership
To: City of Las Vegas
For: Portion of SW-1/4, Sec.
33, T20S, R61E
Portion Rose St. Knuckle
Dedication (7/28/78)
6. Right of Way Grant
From: Security Fidelity
Partnership #1
To: City of Las Vegas
For: Portion SE-1/4, Sec. 5,
T21S, R61E
Sewer Easement. (7/24/78)
7. Right of Way Grant
From: Security Fidelity
Partnership #1
To: City of Las Vegas
For: Portion SE-1/4, Sec. 5,
T21S, R61E
Sewer Easement (7/24/78)

AGENDA

City of Las Vegas

August 16, 1978
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BOARD OF CITY COMMISSIONERS
COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

IV (g). DEPARTMENT OF PUBLIC SERVICES (Continued)

*D. RIGHT OF WAY ITEMS (Continued)

8. Grant Deed

From: Auto Flite Oil Co., Inc.
To: City of Las Vegas
For: Portion of Lots 13, 14,
15, and 16, Block 1,
Wardie Addition to The
City of Las Vegas
Las Vegas Blvd.
Dedication. Bldg. Permit
(7/26/78)

See Page 19.

See Page 19.

9. Right of Way consideration for fence
removal on Bonanza Rd. east of Eastern Av.
(R.S. & H.C. funding)

Approved as
recommended.
Lurie - unanimous
(Leavitt abstaining)

Director
authorized
to proceed.

E. REPORTS/ACTION

1. Request of Greg Thulin to hook into
city sewer from outside city limits at
1770 Westwind.

Items 1, 2, and 3
approved as
recommended.
Lurie - unanimous

Director
authorized to
proceed.

2. Request of Lee R. Rose to hook into
city sewer from outside city limits at
1990 Catalpa Trail.

3. Request of Edmund J. Wojcik to hook
into city sewer from outside city limits
at 1780 Westwind Rd.

4. Report on drainage problem at 1377
Carey Ave.

Tabled until such time as Regional
Streets and Highways Commission
proceeds with street improvements.

5. Request of Mr. and Mrs. John P.
Deciur to install fence in city right of
way adjacent to property at 127 Palm Lane

Approved as
recommended.
Lurie - unanimous

Director
authorized to
proceed.

6. Request of Larry Storjohann to install
overhead utility lines on 23rd Street or
Cobb Lane.

Approved subject
to conditions of
Public Services
Christensen -
Commissioner
Lurie and
Mayor Briare
voted "no"

Staff to proceed.

RIGHT OF WAY
CONSIDERATION FOR
FENCE REMOVAL
BONANZA RD.

Mayor Briare: Item 9, Right of Way consideration for fence removal.

Mr. Purvis: Approximately 11 years ago, we had an opportunity to get the twenty feet of Right of Way on Bonanza in front of the Davis Nursery. We took it with the promise that when we built Bonanza, we would relocate the fences. We need this piece of property now as a transition. Estimated cost is about \$3,000. We talked to Mr. Davis, who said, "I don't want your fence, I want a fence of my own. Give me \$1,200 and I will take care of it."

Commissioner Lurie: What type of fence?

Mr. Purvis: I don't know exactly what type, but he's going to put in a decorative fence.

Commissioner Christensen: It's a better deal for us money-wise, isn't it?

Mr. Purvis: Yes it is. Money-wise, it's about half as much.

Commissioner Lurie: Well, I just don't want to see the kind of fence that's up there now. I mean, just take the existing fence and move it back.

Mr. Purvis: He's going to build a decorative fence.

Commissioner Lurie: Just as long as we have a condition in there that it's going to be the type of fence that we have to approve.

Mr. Purvis: Yes.

Mayor Briare: Anything else, Mr. Purvis?

Commissioner Leavitt: When are you going to move that? Because I've got a sign up there that I've got to move.

Mr. Purvis: Very shortly. We've got a 90-day restraint order.

Mayor Briare: Is there a motion on Item 9?

Commissioner Lurie: Move to approve.

Mayor Briare: Comments? Cast your votes. Opposed. Motion is approved.

Commissioner Leavitt: I'm abstaining because the Davises are related to me. That's why I have a sign there.

Motion carried by the following vote:
Mayor Briare, Commissioners Christensen,
Lurie and Woofter voting aye.
Noes: None.
Abstaining: Commissioner Leavitt.

See Page 34 - Annotated Agenda.

REPORT ON
DRAINAGE PROBLEM
CAREY AVENUE

Mayor Briare: Give us a report on Item 4.

Mr. Purvis: This was requested from the floor of the last meeting. This is out in West Las Vegas. I will show you what the problem is. Carey Avenue is the boundary between Las Vegas and North Las Vegas. North Las Vegas has come in and put some improvements on the north side of the street. They did not provide drainage. As a result, this water comes down and comes back this way. It's not being provided for until such time as the Regional Streets and Highways finishes the improvements on Carey. It is now in the four-year plan, and I would hope that in that time there will be drainage to the west.

Mayor Briare: Was this faulty engineering on the part of North Las Vegas when they did their side?

Mr. Purvis: Maybe they didn't consult with us as much as they should. Maybe that's part of the problem.

Commissioner Christensen: Is there anything the two entities can do to get together to alleviate the situation until such time as it's cleared permanently, or is it just one of those things that there's no way to cure it until you kill it?

Mr. Purvis: If we could get it done within the next two or three years.

Mayor Briare: Naturally, it's serious when it rains.

Commissioner Christensen: Is it a nuisance pond or is it a flood water pond?

Mr. Purvis: It's a nuisance.

Commissioner Christensen: In other words, it's there all the time. How big a pond is it?

REPORT ON
DRAINAGE PROBLEM
CAREY AVENUE
(CONT)

Mr. Purvis: I don't think it's that big.

Commissioner Christensen: In other words, it's a constant splash, but it isn't anything that's going to flood anybody out. We've got a lot of those.

Mr. Purvis: There has to be a storm drain.

Commissioner Christensen: Why don't we draw a line around the problem and give it to North Las Vegas?

Mayor Briare: Is there any ball park figure as to what it would cost to give it some first aid treatment?

Mr. Purvis: The only first aid treatment we can give is to come up Highland storm drain, which might help alleviate the problem.

Commissioner Christensen: There is one going in on Highland now?

Mr. Purvis: Yes.

Commissioner Christensen: That will take care of some of it.

Mr. Purvis: It will take care of some of it. It doesn't really get up this far.

Mayor Briare: Will you give us a report, then, on item 6?

REQUEST TO
INSTALL OVERHEAD
UTILITY LINES
23D ST. OR COBB LN
LARRY STORJOHANN

Mr. Purvis: I had hoped, is Mr. Storjohann in the audience?

Mayor Briare: Is Mr. Storjohann here? Are you going to need him in order to give a report?

Mr. Purvis: No. He is putting in an apartment development between Cobb and 23rd Street. He wants to put in an overhead line in the middle of the block. There is also an overhead line serving this area, not on the street. I told him we can't approve it without Commission approval. There are overhead lines here, here and along here at the present time, but where are we supposed to put undergrounds?

Commissioner Lurie: We don't allow anymore overhead, do we? It sort of cleans up the...

LARRY STORJOHANN
REQUEST TO INSTALL
OVERHEAD UTILITY
LINES
23RD ST. OR COBB

Commissioner Christensen: What are the chances of the overheads being put underground where the redlines are?

Mr. Purvis: I'd hate to see them out on the street. That's my main concern. It's either got to be on this street or this street.

Mayor Briare: Would you recall when there was some rezoning discussed that this matter came up? I wonder if, Mr. Storjohann is not here. It seems to me like he was a contractor in Southern California.

Commissioner Christensen: Well, I can understand the need for the underground wiring. But I can also understand the position here, where he's on two sides got overhead wiring, and he's got to go underground. There's not much chance of the others being underground in the near future. It almost looks like a financial burden placed on the man to have to bury them underground right in the middle of all the overheads. You do have a problem with it being on the street. That's the one mitigating factor I can see.

Mr. Purvis: He went to the power company. I think this gave him the idea, yes, I should put up the overhead. This is what encouraged him to believe that he could put them in.

Mayor Briare: Any other comments or questions?

Commissioner Lurie: Move for denial of the request.

Mayor Briare: Comments on the motion. Cast your votes. The motion is approved.

Motion denied by the following vote:
Mayor Briare, Commissioners Leavitt,
Lurie and Woofter voting aye.
Noes: Commissioner Christensen.

CITY ATTORNEY
MIKE SLOAN, CITY ATTORNEY

SMALL FRY CHILD
CARE CENTER
DECISION

Mayor Briare: Okay. We've got two items on the City Attorney's agenda, and then we're going to take a short recess. The first item on the City Attorney's agenda is the Small Fry Child Care Center decision. Would you like to make a comment on that?

AGENDA

City of Las Vegas

BOARD OF CITY COMMISSIONERS
 COMMISSION CHAMBERS • 400 EAST STEWART AVENUE
 PHONE 386-6011

Page 22
 August 16, 1978

ITEM	Commission Action	Department Action
V. MIKE SLOAN - CITY ATTORNEY		
A. Small Fry Child Care Center Decision	Move to adopt findings and recommendations of hearing examiner. Christensen - unanimous	Staff to notify.
B. Resolution designating Highway U.S. 95 as "Veterans Memorial Highway".	Adopted Resolution Woofter - unanimous	Staff to proceed. Mayor and Clerk authorized to sign.

SMALL FRY CHILD
CARE CENTER
DECISION (CONT)

Mr. Gellner: I'd like to first state that my name is Chris Gellner, and I'm representing the City Attorney's office at this meeting in the absence of Mike Sloan, who is on vacation. The first item, the Small Fry Child Care decision, has been presented to the Commissioners, the findings, the fact and the recommendations. I note that Richard Avila, the attorney for Mr. and Mrs. Kluth, is here.

I personally was involved in this case, and I think the findings of facts and conclusions of law and the hearing examiner's decision are supported by the evidence, but it's up to the Commission to make their own decision on that. As the memorandum from the City Manager states, you have three options. You can either adopt the findings and recommendations of the hearing examiner as is, or you can read the transcript and make your own findings and conclusions if you disagree with the hearing examiner, or if you read the decision and find there isn't enough evidence on this particular issue, then you can remand the decision back to the hearing examiner and seek further evidence.

Mr. Avila: My name is Richard Avila, 225 E. Bridger. The decision did not support a revocation of the license, and I would join with the City Attorney's opinion and request you to adopt the decision as it now stands.

Mayor Briare: The Commission has the recommendations that have been submitted by the hearing examiner. Are there any questions or comments?

Commissioner Christensen: I'd like to ask one question.

Mayor Briare: Commissioner Christensen.

Commissioner Christensen: It bothers me just a tad. It says in here "for the record it should be stated the person who made the inspection and filled out the inspection sheets did not testify and this fact mitigated strongly against the City since no other person could testify to the existence of the code violation at the time of any given inspection". Why didn't the person that made the inspection testify? Are they no longer with us, or what's the situation?

Mr. Gellner: Commissioner, that individual does not work for the City. He works for the Health Department, and he was out of town at the time of the hearing. He knew the hearing was coming up. We kind of questioned his absence. We couldn't serve him with

SMALL FRY CHILD
CARE CENTER
DECISION (CONT)

a subpoena because he had left before we were able to affect service. He was back in Washington, D.C. so he couldn't appear.

Commissioner Christensen: I don't see that we can do anything else but adopt Number 1 option, but it sure bothers me that the Health Department is supposed to be helping us in these things, etc., and then the guy skips in order not to have to testify. That casts a little cloud over his integrity, I think, if he knew this was coming up and the dates, etc. The indication is almost that he purposely missed, and that bothers me, and I think that maybe we should look into that in the future.

Mr. Gellner: Commissioner, Mr. Sloan has instructed me to write a letter to his superior outlining the facts and to make sure that it doesn't happen again in the future.

Commissioner Christensen: Good. I move we adopt the recommendation of the hearing examiner.

Mayor Briare: Comments on the motion. Cast your votes. Motion is approved.

Motion approved by the following vote:
Mayor Briare, Commissioners Christensen,
Leavitt, Lurie and Woofter voting aye.
Noes: None.

RESOLUTION
HIGHWAY U.S. 95
AS VETERANS
MEMORIAL HIGHWAY

Mayor Briare: The next item is a resolution designating Highway U.S. 95 as Veterans Memorial Highway. We have some representatives here from the VFW. Did you want to make any comment on that, Mr. Dorn? Commissioner Woofter?

Commissioner Woofter: All I have to say is I just want to make the motion to adopt the resolution at this time.

Mr. Anderson: I am Castle Anderson, 1392 Plaza. Good morning, your honor. I'm Vice President of Convo and counsel of Nevada Veterans Organizations. We want to let the Commission know that there will be no conflict on renaming Highway 95. It will still remain Highway 95 on the map. Nevada is the only state in the United States that doesn't have a highway, turnpike, or some roadway named in honor of the Veterans. There will be no signs changed. There will be a plaque in honor of the veterans.

Mayor Briare: The motion is to approve. Cast your votes. The motion is approved.

Motion approved by the following vote:
Mayor Briare, Commissioners Christensen,
Leavitt, Lurie and Woofter voting aye.
Noes: None.

Mayor Briare: We'll have a short recess.

(Meeting Recessed at 10:55 A.M.)
(Meeting Reconvened at 11:15 A.M.)

NEW BILLS

See Page 46 - Annotated Agenda.

Mayor Briare: This ordinance is by request of the wholesale liquor industry. Attorney Shannon Bybee is present to answer any questions. It would be my intention to refer this to a recommending committee meaning it would be brought up at our next meeting after publication of notices for hearings, etc. The Commissioners have the ordinance.

BILL NO. 78-57

ORDINANCE NO. _____

AN ORDINANCE TO AMEND TITLE V, CHAPTER 18, SECTION 16, SUBSECTION (B) OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960 EDITION, BY REPEALING THE PROVISION UNDER SUBSECTION (B) THAT PERMITS THE ISSUANCE OF A LIMITED IMPORT WHOLESALE ALCOHOLIC BEVERAGE LICENSE TO PERSONS WHO MEET THE GENERAL REQUIREMENTS FOR AN IMPORT WHOLESALE ALCOHOLIC BEVERAGE LICENSE EXCEPT THE REQUIREMENT THAT SUCH PERSONS SELL WINE OR BEER TO RETAILERS GENERALLY; TO PROVIDE FOR OTHER MATTERS PROPERLY RELATING THERETO AND TO REPEAL ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

(See Official File For Resolution.)

Mayor Briare: I think the City Clerk, perhaps, could make sure that Mr. Bybee's offices are notified at the time of the hearing, which I think is automatically set for next Wednesday at 4:00 on the Tenth Floor in the City Manager's Conference Room.

1 the time of any given inspection, and the forms which were introduced
2 into evidence shed little light on that issue.

3 Additionally, GLORIA LEWTON, child care specialist for the City of
4 Las Vegas, testified as follows: "I haven't had any training to help me
5 spot health violations". Accordingly, MRS. LEWTON'S testimony regarding
6 the possibility of health care violations is not given any weight in these
7 findings except observations.

8 Having put aside the health hazard side of the case we must now
9 turn to the area of safety.

10 MRS. LEWTON testified on this issue as well, and her testimony on
11 the issue of child safety must be viewed in a different light. MRS.
12 LEWTON is a trained child care specialist, and while her tenure as such
13 may not be extensive, her diligence in upgrading her job is commendable.

14 Violations of the safety code were noted on several occasions, some
15 of which recurring.

16 None of the violations should be a cause for revocation of a li-
17 cense either taken individually or in combination. There was a boat
18 that had not been painted which presented a splinter hazard, a telephone
19 cable spool had protruding bolt heads and no paint, and the jungle gym
20 had uncapped bolts. This last violation also was noted in the inspec-
21 tion prior to October 1977.

22 Accordingly, I find that there were violations of the child care
23 code as heretofore referenced.

24 RECOMMENDATIONS

25 It is recommended that the spool be removed from the premises
26 forthwith until such time as it can be demonstrated that it has been
27 brought up to reasonable safety standards and so certified by the City.

28 It is further recommended that the license of the facility not be
29 revoked, but that the City continue to inspect the facility with di-
30 ligence.

31 Respectfully submitted

32 
33 CHARLES WATERMAN
34 Hearing examiner

RESOLUTION

WHEREAS, the Council of Nevada Veterans Organizations has called for a designation of U.S. Highway 95 as "Veterans Memorial Highway;" and

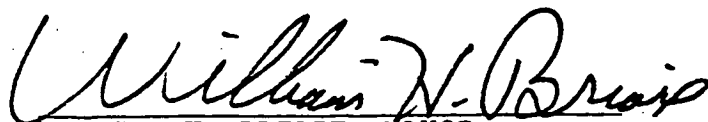
WHEREAS, this action will honor American Veterans of all American conflicts who have had a positive input on the economic and social life of the City of Las Vegas; and

WHEREAS, it has been found that small signs independent of official highway signs will not interfere with any part of the federal manual on uniform traffic control devices;

WHEREAS, the Board of Commissioners of the City of Las Vegas at its regularly scheduled meeting of August 16, 1978, voted unanimously to indicate its support for the proposed designation;

NOW, THEREFORE, be it resolved, that the Board of Commissioners of the City of Las Vegas hereby expresses its unequivocal support for the designation of U.S. Highway 95 as "Veterans Memorial Highway."

Dated this 16th day of August, 1978.


WILLIAM H. BRIARE, MAYOR

ATTEST:



AGENDA

City of Las Vegas

BOARD OF CITY COMMISSIONERS
 COMMISSION CHAMBERS • 400 EAST STEWART AVENUE August 16, 1978
 PHONE 386-6011

ITEM	Commission Action	Department Action
VI. NEW BILLS TO BE REFERRED TO A STUDY COMMITTEE OR RECOMMENDING COMMITTEE		
A. Bill No. 78-57 repealing the last paragraph of Title V, Chapter 18, Section 16(B) concerning an exception to the normal licensing requirements for Import Wholesale Beverage License	1st Reading and Referred Mayor Briare and Commissioner Leavitt	Clerk to proceed with 1st Publication 9/6/73 Agenda
B. Bill No. 78-58 to amend Title V, Chapter 18, Section 17 (A) (5) to provide that the exemptions from the liquor license population limitations for commercial establishments having invested capital and improvements of a value of \$350,000 shall be based on the actual value of such invested capital and improvements.	1st Reading and Referred. Commissioners Christensen and Lurie	Same as above.

BILL 78-58

Mayor Briare: The next is Bill 78-58, which covers licenses for restaurants. The proposal is by Commissioner Christensen. Did you want this referred to a recommending committee?

Commissioner Christensen: Your honor, I think this should go to recommending committee. This is to correct an err in our license. Some time ago we changed the ordinance so that we could permit a licensee if they showed an investment so that we wouldn't create a problem for someone building a very fine place and not being able to get a license for years to come.

We wanted a bench mark base on the valuation to be the assessors' roles, and they took that and wrote it to be the assessed valuation, which is thirty-some percent of the value. That makes it so that you've got to figure the land and everything else involved, and it wasn't the intent when we wanted to change the ordinance. This is just house-keeping to clear that up because it is in error from what was the intent of the Commission based on the minutes, etc. from the meetings. So I would like it to go to a recommending committee.

BILL NO. 78-58

ORDINANCE NO. _____

AN ORDINANCE TO AMEND TITLE V, CHAPTER 18, SECTION 17 (A) (5) TO PROVIDE THAT THE EXEMPTION FROM THE LIQUOR LICENSE POPULATION LIMITATION FOR COMMERCIAL ESTABLISHMENTS HAVING INVESTED CAPITAL AND IMPROVEMENTS OF A VALUE OF \$350,000.00 SHALL BE BASED ON THE ACTUAL VALUE, RATHER THAN THE ASSESSED VALUE, OF SUCH INVESTED CAPITAL AND IMPROVEMENTS; TO PROVIDE FOR OTHER MATTERS PROPERLY RELATING THERETO; AND TO REPEAL ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

(See Official File For Resolution.)

See Page 46 - Annotated Agenda.

VACANCIES - BOARDS AND COMMISSIONS

See Page 49 - Annotated Agenda.

REPORTS FROM RECOMMENDING COMMITTEES

See Pages 50 and 51 - Annotated Agenda.

Bill No. 78-53

ORDINANCE NO. _____

AN ORDINANCE TO AMEND TITLE VI, CHAPTER 4 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960 EDITION, BY DELETING THEREFROM SECTION 11 ENTITLED "REGISTRATION OF PISTOLS WITHIN TWENTY FOUR HOURS" AND ADDING A NEW SECTION 11 THEREIN, ENTITLED "REGISTRATION OF PISTOLS", WHICH SHALL PLACE THE BURDEN UPON THE DEFENDANT TO PROVE TITLE OF A PISTOL PASSED LESS THAN TWENTY-FOUR HOURS PRIOR TO COMMISSION OF AN OFFENSE; TO PROVIDE OTHER MATTERS PROPERLY RELATING THERETO; TO REPEAL ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THERETO; AND TO PROVIDE PENALTIES FOR THE VIOLATION THEREOF.

(See Official File For Resolution.)

Commissioner Lurie: Move for the adoption of Bill 78-53.

Mayor Briare: Any comments or questions?

Commissioner Christensen: I've got one question. I really have no fault with the ordinance, but I'm curious about something, and maybe we should find out. If it's unlawful to carry a weapon concealed without a permit, and you've got to bring a pistol and present that and yourself in person to get it registered and it's unlawful not to have it registered, how are you supposed to carry that thing across town?

Commissioner Lurie: You just make sure when you carry it, it's not loaded.

Commissioner Christensen: Do you carry it right out in front of you like this?

Commissioner Lurie: That's right. Right out in front of you, and make sure it's not loaded. You can carry a pistol in your automobile as long as the clip or the ammunition is out of the weapon. Haven't

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ITEM

Commission Action

Department Action

VII. VACANCIES - BOARDS & COMMISSIONS

A. SOLICITATIONS REVIEW BOARD (2-year term)

Versiellen Driver (resigned) - Abeyance
from 8/2/78 Meeting
Term expires 12/20/78

Appointed
Joe Manns*
to replace
Versiellen Driver
(Nominated by
Commissioner Lurie)

Clerk to notify.

B. PLUMBERS EXAMINING BOARD (2-year term)

1. Ernest Becker, Jr.
Term expires 10/2/78

Ernest Becker Jr.
reappointed.

Clerk to notify.

2. Ivan Curtis (resigned)
Term expires 10/2/78

Jerry Chase
appointed to
replace Ivan
Curtis.

Clerk to notify.

(Jerry Chase, Big Town Plumbing -
Journeyman has indicated he would
be willing to fill this unexpired
term)

* Joe Manns
6681-C Bubbling Brook Drive
Las Vegas, Nevada 89107

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ITEM

Commission Action

Department Action

VIII. REPORTS FROM RECOMMENDING COMMITTEES

A. BILL No. 78-53 - To place the burden upon the defendant to prove title of a pistol passed less than 24 hours prior to commission of an offense
Committee: Commissioners Lurie and Leavitt

1st Publication - L.V. SUN 8/7/78

Adopted.
Lurie - unanimous.

Clerk to proceed with second publication

B. BILL No. 78-54 - To provide that parking lots open for business between 8:00 A.M. and 4:30 P.M., or any portion thereof, will not require illumination
Committee: Commissioner Leavitt and Mayor Briare

1st Publication - L.V. SUN 8/7/78

Adopted as amended.
Leavitt - unanimous

Clerk to proceed with second publication.

C. BILL No. 78-55 - An ordinance creating Special Improvement District No. 420 - JONES BOULEVARD
Committee: Commissioners Lurie and Christensen

1st Publication - L.V. SUN 8/7/78

Adopted.
Lurie - unanimous

Clerk to proceed with second publication.

D. BILL No. 78-56 - To amend 5-17-2 of the City Code by deleting any reference to a corporation as being a Nevada corporation; further providing that only those stockholders who own ten percent (10%) of such corporation shall be required to be investigated when said corporation is listed on a National Stock Exchange recognized by the Nevada Gaming Commission or the corporation is duly registered with the Securities and Exchange Commission and permission has been received from the Nevada Gaming Commission at the time the

Held in abeyance.
(Commissioner Woofter)

9/6/78 Agenda

APPROVED AGENDA ITEM

RC4 8/7/78

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VIII. REPORTS FROM RECOMMENDING COMMITTEES (cont'd)

D. BILL No. 78-56 (continued)

corporate entity applies for an application; providing that the licensing of all stockholders, including stockholders of holding companies and intermediary companies shall conform to the rules and regulations of the Nevada Gaming Commission and providing that any conflict between the requirements of this amended Section and the rules and regulations of the Nevada Gaming Commission shall be resolved by reference to said rules and regulations of the Nevada Gaming Commission

Committee: Commissioners Woofter and Christensen

1st Publication - L.V. SUN 8/7/78

See Page 25.

See Page 25.

APPROVED AGENDA ITEM

Ref 8/7/78

BILL 78-53
(CONT)

you ever seen in the Metropolitan Police Department front desk, they all scatter when a guy walks in and pulls a gun out of his pocket, and he just wants to register it? Everybody heads in different directions. Move for the adoption.

Mayor Briare: Any further comments? Cast your votes. Opposed. The motion is approved. The ordinance is adopted.

Motion carried by the following vote:
Mayor Briare, Commissioners Christensen,
Leavitt, Lurie and Woofter voting aye.
Noes: None.

See Pages 50 and 51 - Annotated Agenda.

Bill No. 78-54**

ORDINANCE NO. _____

AN ORDINANCE TO AMEND TITLE V, CHAPTER 24, SECTION 7 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960 EDITION, BY PROVIDING THAT PARKING LOTS OPEN FOR BUSINESS BETWEEN FOUR-THIRTY O'CLOCK P.M. TO EIGHT O'CLOCK A.M. WILL REQUIRE ILLUMINATION AND THOSE PARKING LOTS OPEN FOR BUSINESS BETWEEN EIGHT O'CLOCK A.M. TO FOUR-THIRTY O'CLOCK P.M. WILL NOT REQUIRE ILLUMINATION; PROVIDING OTHER MATTERS PROPERLY RELATING THERETO; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH AND TO PROVIDE PENALTIES FOR THE VIOLATION THEREOF.

(See Official File For Resolution.)

Bill No. 78-55

Ordinance No. 1954

AN ORDINANCE CREATING LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 420 ORDERING THE IMPROVEMENT OF CERTAIN STREETS AND PARTS THEREOF; PROVIDING FOR THE LEVY AND COLLECTION OF SPECIAL ASSESSMENTS THEREFOR; RATIFYING ACTION HERETOFORE TAKEN RELATIVE TO SAID DISTRICT; AND PROVIDING FOR RELATED MATTERS.

(See Official File For Resolution.)

BILL NO. 78-56

ORDINANCE NO. _____

AN ORDINANCE TO AMEND TITLE V, CHAPTER 17, SECTION 2 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1960 EDITION, BY DELETING THE WORD "NEVADA" WHEN IT IMMEDIATELY PRECEDES THE WORD "CORPORATION"; FURTHER PROVIDING THAT ONLY THOSE STOCKHOLDERS WHO OWN TEN PERCENT OF A CORPORATION LISTED ON A NATIONAL STOCK EXCHANGE RECOGNIZED BY THE NEVADA GAMING COMMISSION OR DULY REGISTERED WITH THE SECURITIES AND EXCHANGE COMMISSION SHALL BE REQUIRED TO BE INVESTIGATED; BY PROVIDING OTHER MATTERS PROPERLY RELATING THERETO; TO REPEAL ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND TO PROVIDE PENALTIES FOR THE VIOLATION THEREOF.

(See Official File For Resolution.)

See Page 51 - Annotated Agenda.

Mayor Briare: I believe that concludes the morning agenda. Our scheduled Public Hearing is at 2:00 this afternoon for an annexation matter and a relatively small Planning Agenda. We'll be in recess until 2:00.

(Meeting Recessed at 11:25 A.M.)
(Meeting Reconvened at 2:05 P.M.)

PRESENTATION OF
SPECIAL AWARD TO
J. HOROWITZ AND
L. BASIL FOR
MERITORIUS WORK
ON AWT

Mayor Briare: The City Commission will be in order after the noon recess. We're going to do something a little special here today. There are two men here in the audience who have rendered exceedingly worthy service to the City of Las Vegas. They were kind of new to our community when they came here at the request of the City Commission to help with a problem which was a very, very large problem in the City of Las Vegas pertaining to the Advanced Waste Water Treatment Plant and some other environmental problems that we had before us.

In the years that I have been in public office, which consists of going on fourteen years now, I don't believe I've ever run across a pair of consultants who have been more effective or enthusiastic about the job that they've performed for the City of Las Vegas. So I'd like to ask if Jerome Horowitz and Larry Basil would come forward here for a moment.

SPECIAL AWARD
J. HOROWITZ AND
L. BASIL (CONT)

I'm not going to be able to say all the words that I feel, and I don't want to get any tears in my eyes or anything because you guys have been pretty good fellows, and you've worked very diligently and hard for us. As you well know and the City knows, we're not over the final hurdles yet, but you sure got us off to a good start, and I made the statement many times that some of these issues which have been very clear in the minds of the other Commissioners unfortunately for me were not as clear, and it seemed like it was going to be an almost impossible task to really understand what in the world was going on in this regard. I think it's because of your efforts that I became so much more knowledgeable about the subject where I could be convinced that what you brought to this community were the right answers and an awful lot of hard work to the point where we feel very successful that we're going to be able to accomplish what we set out to accomplish and that the goals that you pointed out for us are going to be reached.

In keeping with that, and I'm going to ask if any of the other Commissioners have any comments to make, I would like to present each of you with a diploma--not quite a diploma because I'm sure that you have so many diplomas and doctorates and masters degrees, etc. in your offices that a diploma wouldn't quite fit in. However, what we give you today is what we reserve for very, very special people, and that is an honorary citizenship certificate of the great City of Las Vegas. So to each of you I would present that together with a plaque of the City of Las Vegas because we'll never forget you, and we don't want you to ever forget us.

Commissioner Leavitt: Does this give them the right to vote?

Commissioner Christensen: We'll see more of you.

Mr. Horowitz: We worked for many, many clients around the country. I have never had the privilege of working for such wonderful people as here in Las Vegas. We will be leaving tomorrow, but we stand ready to serve any time we can. We would be pleased and honored to help any time we can. Besides a large stack of paper we're leaving behind, we're also leaving a large portion of our hearts. I'm very much indebted. Thank you.

Mayor Briare: Thank you. Are there any comments from the Commissioners?

Commissioner Lurie: I already made my comments over lunch today.

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COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

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ITEM

Commission Action

Department Action

IX. 2:00 P. M. - PUBLIC HEARINGS

A. ANNEXATION A-5-78 - AREA GENERALLY LOCATED ON THE SOUTH SIDE OF O'BANNON DRIVE, BETWEEN JONES BLVD. AND TORREY PINES DRIVE (Application of Ronald Simone)

Ordinance to be Adopted.
No Protestants.

Staff to proceed.

APPROVED AGENDA ITEM

rcq 8/17/78

PUBLIC HEARINGS

A-5-78
RONALD SIMONE

Mayor Briare: We have a Public Hearing at this time on an annexation A-5-78, an area generally located on the south side of O'Bannon Drive between Jones Boulevard and Torrey Pines. An application by Robert Simone. Is there a representative here on this matter?

Mr. Foster: This is just the time set for the Public Hearing where you can hear any protestants from within the annexation area.

Mayor Briare: Is there anyone in the audience present today caring to protest this application? Have the record reflect there was no one present. Is this, Mr. Foster, just one of a number, or do we just close the Public Hearing?

Mr. Foster: Right. We have to wait 15 days before we can adopt the ordinance to annex.

Mayor Briare: Then the Public Hearing will be closed, and we'll follow the standard procedures.

OVERHEAD UTILITY
LINES - LARRY
STORJOHANN
RECONSIDERATION

Mayor Briare: This morning there was a matter brought before the Commission on, I believe it was under Public Works. This would be on Commissioners' page 21, IV E(6) thereon. The request is going to be that the action we took this morning be reconsidered and placed back on the table so that we can hear from counsel for the person who made the request.

Why don't you come forward for a second and make a statement of some sort, and then we'll find out what the Commission wants to do relative to the action that we took this morning which was to deny the request of Mr. Larry Storjohann.

Mr. Smith: Leonard Smith. First of all, I'd like to thank you for letting us back here. I was informed yesterday that this was on the agenda. I thought it was on a Planning Commission agenda, and I apologize for not being here and thank you for letting us come here.

This is Mr. Storjohann. I just wanted to show you these photographs because as I read the ordinance in question, it came to mind that the ordinance is designed to create some aesthetic purposes in the neighborhood. I wanted the Commission to be aware of what the condition is there now. The homes, most of the rest of the project has been completed for some time. Mr. Storjohann is here, and I would defer to him to explain to you exactly the technical details.

OVERHEAD UTILITY
LINES - LARRY
STORJOHANN
RECONSIDERATION

Mr. Storjohann: I'm Larry Storjohann. I again apologize for not being here this morning. I have been out there a year now building these four-plexes, and I started last year, as a matter of fact, opposite Cobb Lane on the opposite side of the street.

Commissioner Leavitt: Could I interrupt for just a minute? I think we've got a point of order here. I think before we can proceed with this, we've already rejected this, I think somebody's going to have to make a motion to reconsider it.

Mayor Briare: I was looking at it this way, Commissioner, and from a procedural standpoint, it's perfectly immaterial to me. In order to determine whether a person would want to vote to reconsider their action this morning, they should have something upon which to vote yes or no. Now if Mr. Smith can give us some reason why we should reconsider it, then any Commissioner who would want to could call for reconsideration. Or if you would prefer, we could rescind the action and then put it on the table and reject it again or pass it again. It's six of one and half dozen of the other.

Mr. Smith: I think that the reason we wanted the consideration in the first place is on the ordinance you state as final terms under unusual circumstances that would permit deviation from the ordinance. That's why we are in front of you. The Department of Public Services is the recommending agency, but you are the final determiners.

Mayor Briare: Right. Mr. Smith, this morning, if I can recap this morning's discussion your client's application, Mr. Purvis, if my recollection is correct, did not make a recommendation one way or the other. He just simply laid the facts out before us, and the determination was made by this Commission. It was that we denied your client's request to install overhead utility lines, which more or less simply means, obviously, that we wanted him, positively, to go ahead and use underground utility lines.

Mr. Smith: I understand that. I also understand that according to the ordinance, there are unusual circumstances on that street.

Commissioner Leavitt: You're going to show us now what you consider to be unusual circumstances to allow overhead lines?

OVERHEAD UTILITY
LINES - LARRY
STORJOHANN
RECONSIDERATION
(CONT)

Mayor Briare: Which we had, this morning, explained to us.

Mr. Smith: I really would like the time.

Mayor Briare: Anyone who wants to make a motion is always in order.

Commissioner Woofter: I'll make such a motion.

Mayor Briare: The motion is that we reconsider the action whereby this application was denied this morning. Cast your votes. Motion is approved.

Motion carried by the following vote:
Mayor Briare, Commissioners Christensen,
Leavitt, Lurie and Woofter voting aye.
Noes: None.

Mr. Saylor: (Inaudible) New developments that they be put on the ground. However, the ordinance also recognizes the fact that there may be situations where it's not practical or desirable. In this particular case, overhead facilities in the area by the rear rather than on the street. He is asking permission for it to be on the street. We felt that these should go underground.

Mr. Smith: I think there are unusual circumstances in this case. The lots that were presold along Cobb Lane were presold with the idea of overhead utilities being allowed. The cost of underground utilities were never taken into consideration when he presold the lots. Any conceivable aesthetic value of this ordinance cannot possibly apply to this area. The facilities are already there.

Personally, I cannot see a legitimate reason why underground utilities would be required. Also, as I read the ordinance, I find a conclusion of unusual circumstances mentioned in Section 9-18-4. I think that since there is no definition of "unusual circumstances" (inaudible), final (inaudible) of what is unusual circumstances on the ordinance cannot possibly be implemented (inaudible).

I believe it was designed with good intentions and there is good reason along with certain exceptions for equipment and public utilities. (Inaudible.)

Mr. Storjohann: To continue my problem is I am very new in this job as a developer. I came to Las Vegas two years ago. It is a lot of responsibility. I hired a contractor who was supposed to give all the facts. (Inaudible.) When I first started eight

OVERHEAD UTILITY
LINES - LARRY
STORJOHANN
RECONSIDERATION
(CONT)

months ago there was all overhead (inaudible). I presold the buildings at a price \$8,000 below market value. In fact, two months later they resold for \$78,000. I soon realized that my costs were running higher. I ended up making \$3,500 on building. I can build across the street. I checked the prices of building, taking into consideration that I would have to go underground. We would need hook up. I am ready to get permits to start digging holes.

I really did not know about this until three weeks ago. (Inaudible) Forced to go underground even though everybody around me is overhead. The fact is, I am just not making enough profit to afford going underground. The buildings will be completed in 30 days. (Inaudible.) I would be in financial hardship. I would like you to take this into consideration.

Mr. Smith: He does have those utility (inaudible). We have got an ordinance that doesn't set the circumstances (inaudible) of what the ordinance is designed to protect.

Commissioner Lurie: I think ordinance does protect the aesthetic review that we're looking for on new development. This is a new development, and this particular line is being run down the front street, not an alley way. So you're going to have these wires going from the front street back to the apartment complexes where they can be seen by the public, where if they're in the back, they're not as noticeable.

Mr. Storjohann: That would be in the rear of the building where the wires are coming. On the other hand, we could change it to Cobb Lane. That is not a through street there. We could change it to anywhere the Commission would recommend.

Commissioner Christensen: Twenty-third runs through; Cobb Lane doesn't. Cobb Lane ends. I see the break down there on Hinkle.

Mr. Saylor: The units go all the way through. This would be the rear of the units.

Commissioner Christensen: It would be better if he made the rear of the units on Cobb Lane if it did decide to go overhead because then he doesn't have the power lines on a through street. It'd be more like in an alley, even though it isn't an alley.

OVERHEAD UTILITY
LINES -
RECONSIDERATION
(CONT)

The question I have here is the same question I had this morning, and I probably didn't express it very well this morning. I can understand the ordinance for putting the utilities underground of all new developments, and I know that basically you've got to start somewhere so you start from now on with it all going underground. I'm a little hesitant when you have a small piece of undeveloped property surrounded by developed property with overhead lines. This is where I have the problem with the underground.

I can see underground where you've got a new subdivision going in, you've got a lot of new homes, it's on the edge, everything from there on out is going to be underground, and pretty soon the whole area is underground. But here, by the time you get the overhead wires underground that are already existing overhead, the life of the underground wiring would be gone, and you would be replacing underground wiring anyway. I fail to see the cost benefit there because it won't create any improved aesthetics there because they're all overhead wires.

This is why I voted against the motion to deny it this morning because I think this is a special case. It's a little like a guy that builds in a built-up neighborhood. There's one vacant lot, and they don't allow rural curbs anymore so they make him put in an L-shaped curb and everything else within three blocks is rural curbs. It's the same type of situation. I just can't see where it's that much advantage to go underground for that few units. I would like to see them change it to Cobb Lane, though, if they did go underground rather than Twenty-third Street because you're only affecting one block, and it's at the back of the building.

Mr. Smith: I think that's what this ordinance contemplated. It's like trying to fit a square peg in a round hole.

Commissioner Christensen: Well, I think the purpose is clear. On new subdivisions and everything where they're going in from scratch and running the main trunks and everything else is a whole different story. I can see the point here.

Mayor Briare: Are there four-plex apartments over on North Las Vegas? I don't mean four-plex, I mean duplexes.

OVERHEAD UTILITY
LINES -
RECONSIDERATION
(CONT)

Mr. Storjohann: Those are duplexes over there right now.

Mr. Saylor: Incidentally, I was the instigator of the ordinance and helped draft it.

Commissioner Christensen: I think it's a good ordinance. But I think this fits under the exception if the Commission so sees. I would move we approve the overhead lines and change them to Cobb rather than Twenty-third.

Mr. Storjohann: Commissioner, may I remind you that the rear of the building, and the building is already started, is on Twenty-third. There is no power line. Our buildings are not that long.

Commissioner Christensen: Okay. How about if I modify it this way. Move to approve the overhead and let the Public Service Department decide whether they want them on Cobb or on the other street.

Mayor Briare: Is everybody clear on the motion? Any questions or comments on the motion? Cast your votes. Opposed. The motion is approved. You're all set.

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

COMMUNITY PLANNING & DEVELOPMENT
HAROLD P. FOSTER, ACTING DIRECTOR

Z-61-78
GANGOLA
CONSTRUCTION

Mayor Briare: Planning agenda, the first item is the zone change for Gangola Construction Company. It was held in abeyance from the last meeting. Are the representatives here? Do the Commissioners recall this application that was before us the last time? We didn't take any action for failure to have a motion to move the project one way or the other.

Commissioner Christensen: Was that at the last meeting?

Mayor Briare: You weren't here.

Commissioner Christensen: The reason I ask the question, Mayor, is because it seems we heard this before I ever left, too. Is this the third time back for this? I'm not unfamiliar with it. This is the one that I think we had a discussion about the first time the applicant presented it was in piecemeal. He was asked to come in with a complete plan with

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X COMMUNITY PLANNING & DEVELOPMENT DEPARTMENT
HAROLD P. FOSTER, ACTING DIRECTOR

The items listed below, where appropriate, have been reviewed by the various City departments including sanitary sewer, storm drainage Traffic Engineering, Public Services, Fire and Building, and their comments and/or recommendations and requirements incorporated into the action.

All zoning items shall conform to the following general conditions: (1) Conformance to the plot plan; (2) Landscaping and a permanent underground sprinkler system shall be provided as required by the Planning Commission and shall be permanently maintained in a satisfactory manner. Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license; (3) Submittal of a landscaping plan prior to or at the same time application is made for a building permit, license or prior to occupancy; (4) All mechanical equipment, air conditioners and trash areas shall be screened from view from the abutting streets. (Excluding single family development) (5) Satisfaction of City Code requirements and design standards of all City departments.

All subdivision items shall conform to the following general conditions: (A) Tentative Maps - (1) Approval of the tentative map shall be for no more than twelve (12) months. If a final map is not recorded on all or a portion of the area embraced by the tentative map within twelve months of approval of the tentative map, a new tentative map must be filed.

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X COMMUNITY PLANNING & DEVELOPMENT DEPARTMENT
HAROLD P. FOSTER, ACTING DIRECTOR (CONTINUED)

If a final map is recorded within twelve months of the approval of the tentative map for only a portion of the area embraced by the tentative map, the Planning Commission may require that a new tentative map be filed and approved prior to any further final maps being approved. (2) Street names to be provided in accord with the City's Street Name Policy. (3) Subject to all conditions of City departments and State Subdivision Statutes. (B) Final Maps - Conformance with the tentative map.

All Vacations shall conform to the following general conditions: (1) Satisfaction of the requirements of the various utility companies. (2) Conformance to code requirements and design standards of all City departments. (3) Vacation shall not be recorded until all of the above conditions have been met.

All Variances and/or Use Permits shall conform to the following general conditions: (1) Conformance to the plot plan; (2) Satisfaction of City Code requirements and design standards of all City departments.

Z-61-78
GANGOLA
CONSTRUCTION
(CONT)

the whole property so we wouldn't have to Mickey Mouse around. Am I remembering it right, now?

Mr. Foster: The original application is item B, and that's being held until you make a decision on the entire property, item A.

Commissioner Christensen: In other words, item A covers that from Bonanza Road all the way back, and item B just covers the back section.

Mr. Foster: Right.

Mayor Briare: Are you familiar enough with it, Commissioner?

Commissioner Christensen: Familiar enough to vote on it.

Mayor Briare: Right. The last meeting there was no action on it because there was no motion to take any action on it.

Commissioner Leavitt: I move we follow the recommendation of the Planning Commission, item A.

Mayor Briare: The recommendation was for approval. Are there any comments on the motion? Cast your votes. Opposed. The motion is approved. That also takes care of item B, then. Is that right, Mr. Foster?

Mr. Foster: That's right.

Mayor Briare: Okay, Mr. Gangola. You're all set.

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

AESTHETIC REVIEW
VEGAS WORLD HOTEL
AR-2-78

Mayor Briare: Next is aesthetic review of Vegas World Hotel.

Mr. Foster: Located on the west side of Las Vegas Boulevard South. It's the location where St. Louis intersects the Boulevard. You can see the proposed hotel on the site indicated in red on the plot plan in front of you. You can tell by the green shading there is ample landscaping in the front of the property as well as throughout the parking area. The Planning Commission recommends approval subject to Traffic Engineering working out the ingress and egress. They do have three driveways in this location.

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X COMMUNITY PLANNING & DEVELOPMENT DEPARTMENT
(CONTINUED)

A. ZONE CHANGE - Z-61-78 - GANGOLA CONSTRUCTION
COMPANY - ABEYANCE ITEM FROM 8/2/78

Property located on the northeast corner of
Clarkway Drive and Bonanza Road.

From: R-E (Residence Estates)

To: R-3 (Limited Multiple Residence)

Proposed Use: Apartments

Planning Commission recommends APPROVAL
(5-yes, 2-no), subject to the following
conditions:

1. Resolution of Intent to be restricted to
a twelve (12) month time limit.
2. Approved fire hydrants and water main to
be provided as required by the Department
of Fire Services.
3. Construction of half-street improvements
on Clarkway frontage including street
lighting as required by the Department
of Public Services.
4. A six ft. block wall shall be constructed
on the north property line and a four ft.
block wall on the west property line with
the top two feet being fifty percent open
as required by the Department of Community
Planning and Development. The walls shall
be constructed as each phase of the
property is developed.
5. Ingress-egress to be within 200 ft. of
Bonanza or directly from Bonanza.

PROTESTS: 4

B. ZONE CHANGE - Z-39-78 - GANGOLA CONSTRUCTION
COMPANY - ABEYANCE ITEM FROM 8/2/78

Property located on the east side of Clarkway
Drive, 200 feet north of Bonanza Road.

From: R-E (Residence Estates)

To: R-3 (Limited Multiple Residence)

Proposed Use: 10-Unit Apartment Building

Items A and B
approved as recommended
by Planning Comm.
subject to
conditions.
Leavitt.

Commissioners
Lurie and
Woofter voted "no".

Clerk to notify
Planning
to proceed.

AR-2-78
VEGAS WORLD HOTEL
(CONT)

Traffic Engineering recommended the northern most driveway that there be an illuminated sign indicating right turn only onto the Boulevard. All three driveways are essentially okay as they exist and require no further changes. The Planning Commission did recommend approval.

Mr. Denton: My name is Mark Denton, and this is Mr. Bob Stupak. The Planning Commission did review the aesthetic review subject to several conditions.

Commissioner Lurie: Do you agree to all those conditions?

Mr. Denton: Yes.

Commissioner Lurie: I move that we follow the recommendation of the Planning Commission.

Mayor Briare: Comments on the motion? Cast your votes. Opposed. Motion is approved. Good luck.

Motion carried by the following vote:
Mayor Briare, Commissioners Christensen,
Leavitt, Lurie and Woofter voting aye.
Noes: None.

See Page 67 - Annotated Agenda.

Mayor Briare: Does that conclude the agenda, Mr. Dorn? Then I guess we are adjourned.

Meeting Adjourned at approximately 2:40 P.M.

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(CONTINUED)

B. Z-39-78 (cont.)

(To be stricken after there is a decision on Z-61-78.)

PROTESTS: 8

C. AESTHETIC REVIEW - AR-2-78 - VEGAS WORLD HOTEL

Request for an Aesthetic Review to allow the construction of a hotel (seven story) and casino on property located at 2000 Las Vegas Boulevard South, C-2 zone.

D. APPEAL FILED BY ANTHONY J. CARTER, M.D. ON
THE APPLICATION OF JAMES HEATHCOTE, JR. -
V-60-78

to the action of the Board of Zoning Adjustment in APPROVING a Variance to provide housing facilities for five (5) mentally retarded adults on property located at 712 Ann Drive in Zoning District R-1.

(Set date for public hearing.)

E. SET DATE FOR PUBLIC HEARING ON ANY VACATIONS
AND/OR STREET NAME CHANGES ACTED UPON BY THE
PLANNING COMMISSION AT THEIR MEETING HELD
AUGUST 10, 1978.

See Page 30.

See Page 30.

Referred to
Planning Commission
for review

Planning to
proceed.

Lurie - unanimous.

Public Hearing Set.
9/20/78 at 2:00 PM

9/20/78 Agenda

Clerk to proceed

Set date for
Public Hearing
2:00 P.M. 9/20/78
VAC-9-78
VAC-10-78

9/20/78 Agenda

Clerk to proceed.

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XI. CITIZEN PARTICIPATION

Items raised under this portion of the Agenda cannot be acted upon by the Commission until the Notice Provisions of the Open Meeting Law have been complied with. Therefore, action on such items will have to be considered at a later meeting

APPROVED AGENDA ITEM
Req 8/7/78