

# MINUTES

## City of Las Vegas

BOARD OF COMMISSIONERS

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

DATE: Oct. 5, 1978

TIME: 9:00 A.M.

INVOCATION: Rev. R. H. Stukas, H.O.P.E. Chaplain  
Southern Nevada Memorial Hospital

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"/> Excused 9:00 a.m. to 1:30 Present 1:30 p.m. to 2:50
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"/> Present 9:00 a.m. to 10:10 and 1:30 p.m. to 2:50 p.m. Excused 10:10 a.m. to 1:30 P.M.

CITY ATTORNEY

MIKE SLOAN

APPROVED BY REFERENCE October 19, 1977

ATTEST:

*Edwin D. Case*

Page 1

CITY CLERK

*William H. Briare*

MAYOR

**MINUTES**

October 5, 1977

A Regular Meeting of the Board of City Commissioners of the City of Las Vegas, Nevada, held this 5th day of October, 1977 was called to order by His Honor, Mayor William H. Briare, at the hour of 9:00 A.M.

AGENDA POSTED September 30th, 1977 (See Page 3 of these Minutes - Affidavit)

AGENDA MAILED September 29th, 1977 (See Page 4 of these Minutes - Affidavit)

PRESENT                      ABSENT                      EXCUSED

**STAFF  
ATTENDANCE**

City Manager			
LAURENCE HAMPTON, P. E. Acting	<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 Business Activity			
ILA M. BRITT	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director, Dept. of Community Planning & Development			
DONALD J. SAYLOR, A.I.P.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director, Dept. of Cultural Services			
HAROLD A. FOSTER	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Director, Dept. of Financial Management			
MARVIN A. LEAVITT	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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			
RONALD JACK	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director, Dept. of Municipal Services			
J. C. CATHCART	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Director, Dept. of Parks & Recreation			
RICHARD L. CAMPBELL	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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. Acting	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

RECEIVED

AFFIDAVIT OF POSTING

(Posting required under the provisions of NRS CHAPTER 241)

SEP 30 9 46 AM '77

STATE OF NEVADA )  
                          ) ss.  
COUNTY OF CLARK )

CITY CLERK

CARL D. PETERSON, an employee of the City of Las Vegas, Nevada, being first duly sworn, deposes and says that on the

30th day of September, 1977, at the hour of 8:10 A.M.

there was posted a copy of the Agenda (NOTICE), the attached of which is a true and correct copy, of a                            Meeting of the BOARD OF CITY COMMISSIONERS OF THE CITY OF LAS VEGAS, NEVADA, to be held on

the 5th day of October, 1977, at the 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.

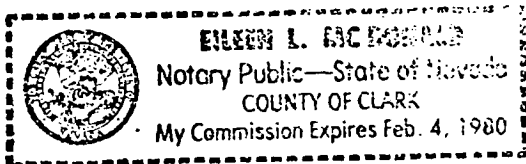
Carl D. Peterson  
(name)

Subscribed and sworn to before

me this 30th day of September 1977

PUB. SVS. - Quality Control Div.  
(department or division)

Eileen L. McDonald  
Notary Public in and for said County and State



AFFIDAVIT OF MAILING  
(Mailing required under the provisions of NRS CHAPTER 241)

STATE OF NEVADA )  
                          ) ss.  
COUNTY OF CLARK )

Larry L. Martin, an employee of the City of Las Vegas, Nevada, being first duly sworn, deposes and says that on the 29th day of September, 1977, a copy of an Agenda (NOTICE), the attached of which is a true and correct copy, of a City Commission Meeting of the BOARD OF CITY COMMISSIONERS OF THE CITY OF LAS VEGAS, NEVADA, to be held on the 5th day of October, 1977, 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).

  
LARRY L. MARTIN

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

Subscribed and sworn to before me

this 29th day of September, 1977

Notary Public in and for said County and State

INVOCATION  
AND PLEDGE  
OF ALLEGIANCE

Mayor Briare: We are pleased this morning to have the Rev. R. H. Stukas who is the Chaplain at Southern Nevada Memorial Hospital to off our invocatin.

Rev. Stukas: We thank Thee for this, another beautiful day. For the privilege of living. We thank Thee for the City of Las Vegas, and we thank Thee for the Commissioners. We pray Lord that Thou will bless them today, use them, and may they have the understanding to do the best thing for our City. Everything we have in Thy name we ask this, Amen.

Pledge of Allegiance.

Mayor Briare: Thank you very much Rev. Stukas, and thank you for the work at H.O.P.E., and the others at Southern Nevada Memorial Hospital.

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PUBLIC HEARING - 9:00 A.M.

PUBLIC HEARING  
FOR  
REPROGRAMMING  
OF 2ND YEAR  
BLOCK GRANT  
FUNDS - "701"  
PROGRAM  
No Protests  
or Comments  
Request for  
Reprogramming  
approved.

Mr. Hampton: Before we start for the record the affidavits of posting and mailing have been made in proper order. The meeting is in accordance with the Open Meeting Law.

Mr. Ron Jack: The item that is before you in this Public Hearing is a request for the reprogramming of part of the balance of second year funds. This is from the Block Grant Program. To support the Citys "701" Program. Let me indicate for the record that with the completion of this Public Hearing we have now complied with all regulations, and guidelines as prescribed by HUD. The matter before you did receive review by the Citizens Review Committee last evening. The Review Committee as you know consists of 11 members. I understand only 5 of the 11 members were there, which does not constitute a quorum. Therefore they did not take a formal motion. Basically they reviewed the proposal, and had some negative comments. I think the consensus was that they felt that this was a normal kind of administrative item that the City should be handling, and therefore the item should probably not be programmed out of Block Grant Funds. They did not put this to a formal vote. It was simply their consensus of the group that this was an item that the City probably should in and of itself bear. However, I think it is proper to point out that anything that deals with expanding the Citys management or financial system is eligible under Block Grants. Anything also that relates directly with the Physical Development Programs, and Supporting Social Services Program is also eligible. The Citys "701" Project deals with the housing evaluation element, and also providing for historic preservation, and archeological assessment study. To be done in planning areas one, and two. This is required by HUD before we really have the opportunity to put Physical Development Programs there. I would ask if anyone from the audience would like a copy of the hand out that was given at the last meeting. We have some available if anyone would like to review that.

Mayor Briare: Is there anyone here that wishes to make a comment on this? (No response). Is there anyone present here at all present for the Public Hearing on this matter? (No response).

Mr. Ron Jack: We did again have the publications for both meetings.

Mayor Briare: What do you recommend as the next step now?

Mr. Ron Jack: Once you close the Public Hearing I would recommend that you approve the request for reprogramming. It would be \$23,000.00 from the balance of second year funds to support the Citys "701" Project. This will provide all of the matching contributions that is required under this program.

Mayor Briare: Any other comments? (No response). I will then close this Public Hearing, and ask what the recommendation from the Commission is relative to the recommendation.

Commissioner Lurie: Move that we follow the recommendation.

Mayor Briare: Comments? (No response). Cast your votes. motion is approved.

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

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DEPARTMENT OF COMMUNITY PLANNING & DEVELOPMENT

DON J. SAYLOR, DIRECTOR

N O N E

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Mayor Briare: I want to make inquiry of Mr. Stewart now. We have a memo from Mr. Saylor. It is dated September 26th, and it is not on the agenda, but it pertains to a recommendation that the Public Notices that go out to people to invite them to a Public Hearing for rezoning, or the BZA matters is being redesigned. This if for the purpose of submitting it to a Commission. I would like to invite the attention of the Commissioners to submit anything that they feel would make these notices more understandable, and more attractive. More informative or anything else, and that they contact Mr. Saylor. So when the final recommendations come forth. In fact Mr. Saylor if it is possible I would like to see if the final recommendations could come before this Commission. At the next meeting if we can get it posted in time. So we can act on this.

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ACTING CITY MANAGER

LAURENCE HAMPTON

ENERGY  
CONSERVATION  
REPORT PLAN  
Approved.

Mr. Hampton: Item B is an Energy Conservation Report Plan. If you recall this was on the agenda a few weeks ago. At which time it was generally felt that we should be given more time to review the plan. It is submitted to you for your comment. I believe the report speaks for itself. If there are any questions either myself, or Mr. Cathcart will try to answer it.

Mayor Briare: I would say this. Mr. Cathcart, and his committee has done an extraordinary job on this. I think Governor O'Callaghan will be proud if we can implement everything that is in this book. It is very well done I think. I had one question. Relative to the conservation for fuel for vehicles. Whatever happened to that jarred device or something that you tested out on vehicles. It was supposed to serve a dual purpose. To conserve gasoline, and also to curtail the emissions. I never heard another word about that thing.

Mr. Joe Cathcart: We wrote a report to management. It didn't prove feasible. The County was also experimenting with another one. We had test lab reports on theirs, and ours.

Mayor Briare: Any comments or questions by the Commission?

Mr. Hampton: I would just like to say that we would still like to get with Commissioner Lurie, and investigate the school districts operating on heating.

Commissioner Lurie: I did talk to Mr. Cathcart about that. We are scheduled to go out there next week to review their facility. To get some of their ideas, and recommendations. They have shown a tremendous savings by putting all of their air conditioning, and their lighting on a computer. When it reaches a certain demand to computer automatically shuts down certain air conditioning, and keeps it from going over their peak demand load factor. It has allowed them to pay less to the power company. I don't know if the power company likes that idea, but it has worked very well with the school district. One other comment I had. It is something I think we have to look in to. I don't have the answer right now. I get a lot of calls on the lighting in the parks. That they stay on after the games are completed. I know that we just have one person that goes around, and turns them on, and then goes back and turns them off. Is there any way we can look in to a different type of a system. To control these lights. Our new tennis court lighting at Western, and Las Vegas High School. The other night the lights were on, and there was one court being used.

Mr. Hampton: I had hoped to get out in to the Park Recreation Convention. It is the last day today for the exhibit. I would like to go with Mr. Campbell. That is one of the things I want to be looking for out there. Some new equipment on timing. For sports lighting.

I hope that you are aware that the lights that were installed by Seiko are in operation now. At Dexter Park we lit two tennis courts. Each with a different type of light. At Cragin park they have improving the lighting there. Within the next 30 days this company will be asking us whether or not we want to negotiate to purchase that equipment. If you get a chance to be in those areas at night. Take a look at the lighting. If I do get time I have already made arrangements with the Mr. Campbell to go out to that convention. I want to look at that particular item.

Commissioner Lurie: Well I might go out there with you. We may have some free time this morning. We can go out there.

Commissioner Leavitt: The lights that are in front of the Las Vegas High School. Are those the same type that are going to be down town? I noticed them last night. Is that the new light that uses less energy?

Mr. Hampton: That is right high pressure sodium.

Commissioner Leavitt: It is very effective in lighting up the area I thought. I thought it was a very effective light for that particular area. It lit it up real well.

Mr. Hampton: That will be in the 36 blocks area. From 10th to Main, and from Bridger to Stewart.

Commissioner Lurie: I too would like to compliment Mr. Cathcart and his staff on this report. I thought it was very good. I hope that we can implement everything that is suggested in there.

Mayor Briare: Larry Hampton on those lights now in front of Las Vegas High School. What is your estimated time of completion for the whole project.

Mr. Hampton: The contractor originally indicated 10 weeks. If he doesn't move a little faster he is not going to make it.

Mayor Briare: Who is the contractor?

Mr. Hampton: Gardner out of Ontario California. He is a specialist in street lighting. We were hoping that he was just trying to get his methods worked out so he could start going a little faster, but we are going to have to make contact with him, and find out.

Commissioner Leavitt: If I recall this project you are doing now is on the assessment in terms with the revenue sharing money right?

Mr. Hampton: \$200,000.00 is revenue sharing money.

Commissioner Leavitt: Well we also approved a project with Block Grant money for additional lighting around Las Vegas High School. Is that going to be the same style as the standard lights that you have put up there now?

Mr. William Purvis: We are proposing a fixture that looks like the Mercury Vapor, but it will be a high pressure sodium bulb.

Mr. Hampton: It will be the same yellow light.

Commissioner Leavitt: Will it be a different standard?

Mr. Hampton: Yes.

Commissioner Leavitt: When is that scheduled to start?

Mr. Purvis: We are going out to bid in two to three months.

Commissioner Leavitt: Well it seems to me that if you are putting lights up, that you could do it all at once. There must be a reason why these projects aren't together.

Mr. Hampton: We will look in to it to see if there is any possible way of doing that. I am not optimistic that we can at this point. Mainly because of the poles. We waited about 120 days just to get those poles on the site. That is the big hang up in our in our traffic signal projects, and our street lighting projects. Trying to get the poles delieverd. There are so many orders in that the back log is three months.

Mayor Briare: Are those poles on site?

Mr. Hampton: The ones for this project are.

Mayor Briare: When does the City take ownership of those poles?

Mr. Hampton: After the entire operation is completed.

Mayor Briare: Did any of you ever hear about some light poles that were stolen. Where there was actually a market for light poles.

Mr. Hampton: We have had this problem is some City subdivisions.

RESOLUTION  
FOR RECIPROCAL  
INSURANCE  
STUDY

Held in  
Abeyance  
for study.

Mr. John Bramble: Before you you have a Resolution which establishes, or agrees to participate in a Nevada League of Cities recpiprocal insurance agreement. The proposal is that a study be conducted where each City and County in the State of Nevada contribute a fair share towards the study. One of the problems is that many of the Cities in the State are experience extremely high insurance rates. For police coverage, liability coverage, and risk insurance. The purpose here is to only allocate a certain amount of funds by the City of Las Vegas in the spirit of cooperation with the Nevada League of Cities. What the Resolution indicates is a maximum of \$8500.00. It is anticipated that all of the Counties will agree to this rate study. Therefore that amount should be approximately one half of that.

Commissioner Lurie: One half of the \$8500 if they all agree?

Mr. Bramble: Yes.

RESOLUTION  
FOR RECIPROCAL  
INSURANCE  
STUDY  
Continued

Commissioner Lurie: The Cities and Counties want to look in to the possibility of being self insured right?

Mr. Bramble: That is correct. It is anticipated that even Clark County, although they are a very large County, and have a number of problems. They will probably be willing to take a look at this study, because of the fact that they insure the Metropolitan Police Department. They probably also will participate in this. At least in the study phase of this.

Mayor Briare: Is this the first exposure of this to us now?

Mr. Bramble: This is the first exposure to the entire Board yes.

Mayor Briare: Has it been presented to various Cities and Counties in the State?

Mr. Bramble: I believe there were only two other Cities in the State that had not agreed to the Resolution as it has been presented by the Nevada League of Cities. At the time of the League meeting two weeks ago.

Mayor Briare: Do you know who those were?

Commissioner Lurie: Caliente.

Mayor Briare: It wasn't Reno?

Mr. Bramble: It wasn't Reno. One of the reasons was that the original Resolution that had been presented to us made a commitment where we not only agreed to the study, but would also agree to participating in the entire insurance program.

Mayor Briare: There is the fly in the ointment right there. If you spend \$8,000.00 on a study which we know, if the Nevada League of Cities carried this on by themselves. We know that Las Vegas' share which is \$8,200.00 or thereabouts would be better than 50% of the total cost. Once you have got a certain amount of money invested of course the idea is to go ahead and follow up with what the recommendations would be. Do you know if the City insurance man has had a chance to look at this? Is he familiar with this?

Mr. Hampton: Yes he is.

Mr. Bramble: He has reviewed that. A couple of concerns that he had....

Mayor Briare: You see what the big problem is as I see it. I think that we are the only Incorporated City in the State of Nevada who does not have a Police Department. Nation wide the reason that municipalities, or any political body are having such horrendous increases in their insurance costs is because of the high loss ratios of a Police Department. That is no reflection on the Police Department, that is just the way society is these days. Since a reciprocal agreement for insurance of course is divided up in some formula amongst the Cities of the State of Nevada. You can depend that Las Vegas will get the biggest share of the insurance costs.

RESOLUTION  
FOR  
RECIPROCAL  
INSURANCE  
STUDY  
Continued

But yet we would be the one City that does not have that police exposure. I think that before this should be approved that we ought to have an analysis before us by Mr. Wilstead. Who I have a great deal of confidence in by having the ability to understand all the ramifications of insurance. I would like to have him give us a report as to how this would affect the City of Las Vegas. I am not suggesting that we don't participate with the State. The amounts are relatively reasonable, but I think we ought to have something from our own staff projecting that perhaps this reciprocal arrangement would; lets assume that it would be feasible.

Mr. Bramble: When the proposal was originally presented to the City we evaluated it. Mr. Wilstead sat down with Mr. Adams the former City Manager, and myself. Along with Mr. Marvin Leavitt. We discussed this. Mr. Wilsteads analysis, as well as Mr. Marvin Leavitts analysis was that it would not be beneficial to the City, and therefore that was one of the reasons that it was not presented to you before the League of Cities. There was not a great deal of follow up to the letter. It was just a request by the League of Cities to pass a Resolution which agreed to the study, as well as going in to the insurance company agreement. For that reason it was not presented to you approximately a month ago.

Mayor Briare: Has that opinion changed?

Jan Stewart: I had a talk with Mr. Wilstead iust the other day on this proposal. There is one possible benefit the City might receive. This goes beyond the report. In order for the City to go self insured you need a tremendous fund to support the insurance. It is possible to come out of this study at least the cooperation amongs the various Cities in reference to the back up fund that is required. To back up your insurance program. In other words it doesn't have to be a full participation. I don't know what is going to come out of this study we don't know yet. But it is possible that for it to be some benefit to come out of the study for the City, even though we don't fully participate in the insurance program. In the sense that we handle our own claims. But only participate in the major funding.

Mayor Briare: While other Cities and Counties are deliberating on this particular Resolution, it would seem to me that the staff would have a reasonable amount of time to present us with a documents that would cover some of these points. I believe that Governor O'Callaghan requested a review to be made by the Nevada Association of Independent Insurance Agents about the possibility of the State going self insurance. I believe that has been going on for a couple of years. I know that they were active in the Legislature, but I don't know what the results were. I don't know whether they got a recommendation, or whether they got legislation passed or what. I do know that there was a committee appointed by the Nevada Association of Insurance Agents to study this very subject. There is as many as two years of work that has gone in to this, but only with respect to the State. Now if as Mr. Stewart indicates that there might be some advantages to the City of Las Vegas. I sure hope so I would like to see them. But without the City of Las Vegas the rest of the State wouldn't be able to self insure.

RESOLUTION  
FOR  
RECIPROCAL  
INSURANCE  
STUDY  
Continued

Commissioner Leavitt: I understand that every City in the State has passed this Resolution with the exception of Caliente and Las Vegas. I don't know what the situation is with the Counties. I believe they were going to ask the Counties to participate. If the Counties do participate of course, there are 17 Counties, and there are 17 Cities. Carson City probably gets hit more than any body because they have to pay as a County, and as a City. If the participation is by the County, then that amount of \$8,200 would be reduced in half. This is based on population. That is why ours is so high, because we are the largest City in the State.

Mayor Briare: Well Commissioners I can assure you that there is no mystery in projecting what a self insurance program might do. Because there is a long experience of loss ratios by every perspective participant. It is quite scientific. There is no mystery to it. A report could be given to us to indicate what the loss ratios of the City has been. What the amount of premiums they have paid. You can get a pretty good determination of what it would probably cost, and what kind of capitalization you would have to come up with, and what you could expect, and what re-insurance costs are going to be. There is just no mystery to any of this.

Commissioner Lurie: I think too at the League meeting we were discussing basically the premiums. Last year we paid almost a quarter of a million dollars in premiums, and our loss ration was around \$93,000.00. In a lot of the small Counties I think it was Winemucca, that was paying like \$9,000.00 premium, and it is up to \$30,000.00 or \$40,000.00 now. The premiums just keep going up, and the loss ration never meet the premiums. That basically is why they want to look in to a self insured program. It could just take one claim, and it could surpass those premiums that you were paying. I think we need some further input from staff, and a recommendation before we proceed.

Mayor Briare: I am not quibbling about this \$8,200.00. It would probably be well worth it just to determine that it is not the right thing to do. If it was the right thing to do, then by all means we want to be a part of it. I get a little disturbed sometimes when Las Vegas contributes the kinds of monies they do to the State Coffers, and when you analyze it with what you get back. Now with the City of Las Vegas, and Clark County, if we are going to take on the burden of insuring the rest of the Cities, and Counties in the State, or to be paying for better than half the premiums. I would like to have a little bit more detail on it.

Commissioner Leavitt: I would like a determination of how many Cities has passed the Resolution, and also see what the situation is with the County.

Mr. Hampton: I would suggest that we have that on the 19th your Honor. That would give us more time to work out the details.

Mayor Briare: Incidentally this is not a process that is going to be completed by the time. I think the Citys insurance is a January item, or a December item. There is no way that this is going to be able to be accomplished by then any way.

RESOLUTION  
FOR  
RECIPROCAL  
INSURANCE  
STUDY  
Continued

Commissioner Leavitt: No this would have no effect on the Citys current program.

Mr. Hampton: Is it agreeable to put it on the 19th then?

Mayor Briare: Well the thing to do is to take what time you need, and then when it is complete put it on.

DISCUSSION  
REFERENCE  
RELOCATION OF  
COUNTY OFFICES  
NOW IN CITY  
HALL, AND  
CANCELLATION  
OF LEASE  
AGREEMENT  
Motion to  
permit

Mr. Hampton: The next item your Honor is an item dealing with the relocation of County Offices now in City Hall. I make reference to a memorandum signed by Jan Stewart to you transmitting a letter from Mr. Bunker. This is discussing the results of the meetings we have had with Assistant Sheriff Bart Jacka regarding the Metropolitan Police Departments position regarding the space that they gave up on the 8th floor. It is recommended that we a prove the release and concept with the condition that it be terminated at the time of their removal, and that arrangements be made to have the County pay for the upkeep of the Commission Chambers. Not to include any depreciation of the building.

County to  
Voluntarily  
terminate lease  
for City Hall

Mayor Briare: Could we take them separately? Could we discuss the termination of the lease, and then discuss the other thing?

space subject  
to said  
space reverting  
to City uses  
City Manager  
to report back  
to City

Mr. Hampton: It is my understanding as far as termination of the lease is concerned there will be a Public Hearing on October 18th. At which time the lease for other office space for the County could be finalized. It would be the Counties plan to vacate approximately on January 1st. Therefore, if the City was in agreement the lease would terminate at that point.

Commission  
re use of  
Commission  
Chambers and  
Parking  
facilities

Commissioner Leavitt: What happened at their meeting yesterday? Did they take any action yesterday to proceed with leasing additional space down town?

Mr. Hampton: Yes they did. Jan was at that meeting. Jan would you care to comment on that.

Mr. Stewart: Actually I arrived after the meeting was over, but I spoke with Mr. Bunker, and Mr. Spaulding, and Mr. Broadbent. They had yesterday a lease with the terms all spelled out. I think it is with the Valley Bank. According to their procedures they have to have this come in front of them, and then set it for a Public Hearing. Because under County Law it requires a Public Hearing. A noticed Public Hearing if the term might extend beyond one Commissioners term. They had to set it for their meeting on the 18th. In the meantime they have asked us to give them an indication of our position before then, so that they can have that matter resolved prior to the 18th.

Commissioner Leavitt: Is it the desire of the majority of the County Commissioners to move out of the building?

Mr. Stewart: They will take a vote on that the 18th. I assume that they are inclined to go that way.

Commissioner Leavitt: They haven't voted on it yet? What do they want from us. They want us to tell them that we will let them out of the lease if that is what they decide?

DISCUSSION  
REFERENCE

RELOCATION OF  
COUNTY OFFICES  
NOW IN CITY  
HALL, AND  
CANCELLATION  
OF LEASE  
AGREEMENT

Mr. Stewart: Yes

Commissioner Leavitt: I don't have any objections to letting them out of their lease if that is what they want. I just wondered if they have actually decided it yet? I don't think it is a smart move, but it is their decision.

Mr. Hampton: I don't think they can until after the Public Hearing. All they have at this point is the recommendation of staff.

Commissioner Lurie: The recommendation of their staff is to move out of this building?

Mr. Hampton: Yes.

Commissioner Lurie: I don't want anybody to think that we are forcing the County Commissioners to relocate in other facilities. Because the space is available here. They have requested by letter that they would like out of their lease, and I have no objections to letting them out of their lease, but I don't want anybody to think that they are being forced out of City Hall.

Mr. Hampton: That was a purely unsolicited letter.

Commissioner Leavitt: Well it is purely voluntary on their part to leave City Hall, but the question is whether they actually have decided to leave?

Mr. Stewart: The vote will be on the 18th. What they have asked is for an indication from us as to our position in the event they do decide to leave.

Commissioner Leavitt: Well should they decide to voluntarily leave City Hall, as Commissioner Lurie says, we are not trying to force them to move. If they should decide they want to leave I don't think we ought to hold them to their lease.

Commissioner Lurie: I think there is a couple of conditions too. They still want the use of the Commissioner Chambers.

Commissioner Leavitt: That is the second part that we are going to discuss. I would move then that should the County voluntarily decide to leave City Hall, that we won't stand in their way, or hold them to their lease terms that they have entered into with the City. The express intention of the City Commission is that should they desire to leave we won't stand in their way.

Mr. Jan Stewart: With the understanding that the vacated space would revert to the City.

Commissioner Leavitt: That is understood of course that the space they vacate would revert to the City, and not go to the Police Department or anybody elses. That if the lease is terminated, that that space would then be taken over for City purposes.

DISCUSSION  
REFERENCE  
RELOCATION  
OF COUNTY  
OFFICES NOW  
IN CITY HALL,  
AND  
CANCELLATION  
OF LEASE  
AGREEMENT  
Continued

Commissioner Lurie: Do we have letter from Sheriff Lamb, or Assistant Sheriff Bart Jacka that they will not lay claim to the space that is vacated? I would like to get something in writing from them.

Mr. Hampton: Well I think it was reaffirmed by sending Mr. Jacka a copy of this memorandum that was sent to the Commission. With the idea that if this was not the intent of the Metropolitan Police Department, that they would respond indicating such.

Mr. Jan Stewart: I maybe should explain my conversation with Bart Jacka. He indicated that the Sheriff may need the space in the future, or something like that, but for the spirit of cooperation that he is not going to lay claim to it. I don't have any reason to doubt Barts word, and I am sure that is the case. I think that through the spirit of cooperation that we don't have any problem with the Sheriffs Office. I am aure Mr. Jacka would be agreeable to it.

Commissioner Lurie: Well I don't have any doubt about Barts word. I will take his word, but I like to have things put in a file with respect to the record. That we have things in writing. In case we have to refer back to later on.

Mr. Hampton: Would that be a condition on the motion then that we receive something in writing from the Sheriff or Assistant Sheriff?

Commissioner Leavitt: Yes I would like to reword my motion Mayor. I move that the City Commission be placed on record as favoring the termination of the lease with the City regarding the space on the 8th floor currently occupied by the County Commission. On the condition that they voluntarily agree to terminate the lease, and two that the space would revert to the City of Las Vegas for use by the City, and three that we receive a letter from the Metropolitan Police Department indicating that they don't require the space.

Mayor Briare: Any comments or questions? (No response).  
Cast your votes. Motion is approved.

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

Mayor Briare: With respect to the second part Mr. Hampton. I would appreciate your providing the City with an analysis of all the times, and the hours that these chambers are used by various regular users. The way I would define a regular user would be the County Planning Commission, the County Commission, the County Liquor and Licensing Control Board, and whatever uses the County has. Of course the City Commission, and the City Planning Commission, and the BZA, and the Beautification Commission which is both City and County. What I would like to have for the purpose of determining what would be a fair and equitable charge for these chambers, would be to first determine who all uses these chambers.

DISCUSSION  
REFERENCE  
RELOCATION  
OF COUNTY  
OFFICES NOW  
IN CITY HALL,  
AND  
CANCELLATION  
OF LEASE  
AGREEMENT  
Continued

Then I think you would also be able to determine with a relative degree of accuracy as to what it costs to open these chambers up. This idea of the memo that you sent to us here stating, "They, meaning the County would prefer to pay such and such on an invoice basis." It very well might be that one day they might be here all day, and it just so happens that the day before the City custodians came in and did everything they have to do etc. etc. An invoice basis is not an acceptable method for renting this thing. They went to negotiate themselves a lease on the private sector. I think as businessmen we should take the same kind of a position. Lets do this on a business like basis. Do like anybody else would do save and accept a profit. I don't think the City is interested in making a profit on the County, but I think also that we should certainly look at it on the basis of breaking even. The way to do that is through an analysis that you might provide for us.

Mr. Hampton: I would be happy to do that. We were thinking along that line in developing a cost. I think the big question, and maybe we could present it to you in both ways, but whether or not depreciation is added to that charge will be a significant matter.

Mayor Briare: Let me suggest this. I am saying take away the profit. If you were to get the negotiator for Valley Bank to come over here, and negotiate for the City. Crank all those factors in to our study that Valley Bank would crank in to his study. Obviously what Valley Bank did was perfectly acceptable to the County. Lets us get something that is perfectly acceptable to the County with one other thing. We will leave out any profit. All we want to do is break even. Then if this City wants to do something more generous then that is our perogative to do, but at least let us take a look at it so we know what we are judging.

Commissioner Lurie: I just have one comment on that. The lease that we have with them there is no charge for the use of the chambers, and there was no charge for parking spaces that the County Commissioners use. I don't disagree with the Mayor, but I have reservations about whether or not we can charge for the use of the Commission chambers. I might have to refer to the attorney on whether or not the chambers, a building that is being paid for by bonds, and all the citizens of the community are paying for this building. I don't know whether or not it is proper to charge for using the Commission Chambers when we let other people use the chambers at no cost.

Mayor Briare: Is that correct? Everybody in the community is paying for this City Hall.

Commissioner Lurie: No the City residents.

Mr. Hampton: I have heard that particular position by the County, and whether or not it is legal or not I think maybe that is one that we should talk to Jan.

Mr. Stewart: I think the policy of the City has been in the past that if a Community Group wants to use it, we have made it available for a community group to use it without charge. The difference here is that this is a regular meeting scheduled. They have two meetings

DISCUSSION  
REFERENCE  
RELOCATION OF  
COUNTY  
OFFICES NOW  
IN CITY HALL,  
AND  
CANCELLATION  
OF LEASE  
AGREEMENT  
Continued

with the County Commission. We have the Planning Commission meetings, and it is a regular type of scheduled, and they occur throughout the year. I think it is entirely proper for whoever uses it in that fashion to pay the cost of the maintenance.

Commissioner Leavitt: I have a question Mayor. In view of the fact that the County Commission will not be using this building on a daily basis, that we work out some kind of an agreement regarding use of the Chambers, and that they will only be here for their meetings, and not for their day to day work. I question whether they will need the preferential parking that they now have. That we can arrange for them to park in the lot across the street for the times that they are here for their meetings as opposed to parking in the garage. Because I know that parking is at a premium. When the County did move over we did make some rather drastic changes with Metro, and other people in order to provide the space for them. I think that that should be taken in to consideration. It is my understanding that all of the County Commissioners have a sticker that allows them to park at a meter on official business. They could park across the street at the metered lot, and they wouldn't be ticketed.

Mr. Hampton: We pointed this out to the County Manager. In light of the construction going on the parking will even be more critical than it is now.

Commissioner Leavitt: I don't know maybe we could reserve some particular spaces over there for them. Maybe we could reserve a space just for them rather than have them park at a meter. Make sure that there are spaces available to them.

Commissioner Woofter: Don't you think this second part of the item is just discussion? We don't know whether they are going to vacate or not.

Commissioner Leavitt: That is right. I want to bring it up because Mr. Hampton is going to make a report, and I want that to be included in it.

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DEPARTMENT OF FINANCIAL MANAGEMENT

MARVIN A. LEAVITT, CPA, DIRECTOR

See Page 18 of these minutes - Annotated Agenda  
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# AGENDA

## City of Las Vegas

BOARD OF CITY COMMISSIONERS  
COMMISSION CHAMBERS • 400 EAST STEWART AVENUE  
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CITY COMMISSION - REGULAR MEETING - MINUTES - OCT 5, 1977 Commission Action

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I. (b) DEPARTMENT OF FINANCIAL MANAGEMENT  
MARVIN A. LEAVITT, CPA, 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. SERVICE AND MATERIAL WARRANTS

Nos. I943841, I1205 to I1211, I407601 to I407603, I407607, I407610 to I407628, I407630 to I407634, I407637 to I407651, I407653, I407656 to I407906, inclusive.

In the amount of \$ 4,043,241.26

\*B. PAYROLL WARRANTS

Nos. 103694, 105056 to 106376, inclusive

For Pay Period Ending 9-17-77

In the amount of \$ 461,579.41

Approved  
as submitted  
Items A and B  
Lurie - unanimous

Director  
authorized  
to issue

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DEPARTMENT OF PERSONNEL & EMPLOYEE RELATIONS

BOB McPHERSON, AEP, DIRECTOR

See Pages 20 and 21 of these minutes - Annotated Agenda

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DEPARTMENT OF FUNDS, COORDINATION & PROJECTS

RON JACK, ACTING DIRECTOR

N O N E

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DEPARTMENT OF CULTURAL SERVICES

HAROLD FOSTER, DIRECTOR

N O N E

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DEPARTMENT OF MUNICIPAL SERVICES

J. C. CATHCART, DIRECTOR

See Pages 22 and 23 of these minutes - Annotated Agenda

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DEPARTMENT OF PUBLIC SERVICES

WILLIAM J. PURVIS, P.E., ACTING DIRECTOR

See Pages 24 thru 26 of these minutes - Annotated Agenda

REPORTS  
TEMPORARY  
PARKING  
DURING  
CONSTRUCTION  
OF CITY HALL  
PARKING  
FACILITY  
Approved as  
Recommended

Mr. Purvis: We have contacted the YMCA, and the State Highway to use that air space under the freeway immediately West of Casino Center. We negotiated, and to put the improvements in, the estimated cost was approximately \$50,000.00. This was a little expensive. We contacted the YCMA they said they could not participate at this time. We have contacted the Mint Parking Lot to see if they had 100 spaces. There is 120 that will have to be moved out. Twenty of them are going in our own parking facilities on Ogden. We will have to move the Police Department. They will have to go in fenced parking over here in the employees lot. These will all be employees that are moved to these temporary spots. It will be none of the City vehicles. We have now contacted the California, either of them, meaning the Mint and the California think they can supply 100 spots without to much of an effort. This will be included as part of the construction costs.

# AGENDA

## City of Las Vegas

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### IV. (c) DEPARTMENT OF PERSONNEL & EMPLOYEE RELATIONS



PERSON, AEP, DIRECTOR

#### AUTHORIZATION TO FILL POSITIONS

#### A. FEDERALLY FUNDED

<u>Dept/Class</u>	<u>Monthly Salary</u>	<u>Justification</u>
(1) Municipal Court Junior Office Assistant Until 9/30/78 (replace vacancy)	\$622	To assist in filing and working the traffic counter.
(2) Senior Citizens Senior Citizen Aide Until 4/5/78 (replace vacancy)	510	To provide program assistance during busy 10:00 A.M. to 2:00 P.M. time.

Items A, B and C  
Approved  
as requested  
Lurie - unanimous

Director  
authorized  
to proceed

#### B. CITY FUNDED - TEMPORARY

(1) Senior Citizens Senior Citizen Instructor Four positions Until 4/5/78 (provide needed services)	775	To teach scheduled classes at Senior Citizens Center.
(2) PS/Engineering Design Engineering Technician Aide Two positions 20-hr each Until 3/20/78 (replace vacancy)	758	To function as a member of drafting crew on Local Public Works, Bureau of Outdoor, Revenue Sharing and Community Block Grant projects.

# AGENDA

## City of Las Vegas

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IV. (c) DEPARTMENT OF PERSONNEL &  
EMPLOYEE RELATIONS

See Page 14

See Page 14

C. CITY FUNDED - FULL TIME

(1)

Community Plan- 1097  
ning &  
Development  
Community Design  
Technician  
(provide needed  
services)

This position is  
being utilized  
primarily for  
various on-going  
City projects and  
is no longer involved  
with C.D. Block  
Grant Programs.

(2)

PS/Animal Control 721  
Kennel Attendant  
(reinstate  
previously budgeted  
position)

To assist in  
maintaining acceptable  
level of service  
to the public.

# AGENDA

## City of Las Vegas

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BOARD OF CITY COMMISSIONERS

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Page 22 IV-e 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 CONTRACT ITEMS

#### \*A. PERMISSION TO RECEIVE BIDS

1. 100 Each Loop Detectors - Sole Source (Public Services - Traffic Division)
2. Emergency Care Equipment - Revenue Sharing Period VII (Fire Services)
3. 1,750 Feet 12" A.C.S. Pipe With Six (6) Manholes (Public Services)

Items 1, 2 and 3  
Approved  
as requested  
Lurie - unanimous

Director  
authorized  
to proceed

#### \*B. AWARD OF BIDS

1. Bid #77.33 - Annual Tire and Tube Contract Fiscal Year July 1, 1977, Through June 30, 1978 (Municipal Services - Vehicle Services Staff) HELD IN ABEYANCE FROM BOARD OF CITY COMMISSION MEETINGS OF JUNE 15, 1977, JULY 6, 1977, JULY 20, 1977, AUGUST 3, 1977, AUGUST 17, 1977, AND SEPTEMBER 7, 1977
2. Bid #77.89 - Miscellaneous Equipment to Outfit Two New Fire Pumper Engines (Fire Services)
3. Bid #77.94 - Twenty-four (24) Each Traffic Signal Poles - Replacement (Public Services - Traffic Division)
4. Bid #77.95 - Testing Gauge - Oil Content in Asphalt (Public Services - Quality Control)

Items 2, 3 and 4  
Approved  
as recommended  
Lurie - unanimous

Same as above

All bids rejected  
under Item 1  
Leavitt - unanimous

Same as above

# AGENDA

## City of Las Vegas

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IV-e DEPARTMENT OF MUNICIPAL SERVICES, CONT.

C. PURCHASE ORDER APPROVAL

1. Request ratification of Purchase Order to Multisonics, Inc., Fullerton, California, in the amount of \$12,200.00, for one (1) each traffic signal controller and cabinet. This was an emergency purchase that affected the health, safety, and welfare of the general public, as authorized by N.R.S. 332. Necessary to replace controller and cabinet that was destroyed in a traffic accident at Las Vegas Boulevard South and Sahara Avenue.
  
2. Request Purchase Order approval to Burroughs Corporation, Las Vegas, Nevada, in the amount of \$57,327.40, for fifteen (15) input/display terminals with related hardware. These terminals could not be purchased until the supplier of the main computer hardware/software systems was determined. In the best interest of the City, these terminals are recommended to be purchased from the same manufacturer as the main hardware system.

Approved  
as requested  
Lurie - unanimous

Director  
authorized  
to proceed

Approved  
as requested  
Lurie - unanimous

Same as above

# AGENDA

## City of Las Vegas

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### IV (f). DEPARTMENT OF PUBLIC SERVICES

WILLIAM J. PURVIS, P.E., ACTING DIRECTOR

#### \*CONSENT AGENDA

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

#### \*A. APPROVAL OF SUBDIVISION PLAT

It is recommended that the following final plat be approved subject to posting of bond and signing of agreements within thirty days. All engineering designs are being processed.

1. Lewis Homes-Meadow Vista Unit No. 1-Revised. (Lewis Homes of Nevada, Earl Monson, Agent).

Approved  
as recommended  
Lurie - unanimous

Director  
authorized  
to proceed

#### \*B. RELEASE OF SUBDIVISION BOND

All offsite improvements on the following subdivision have been completed in accordance with agreements and city standards. All work has been inspected by the Public Works, Fire, Electrical, and Sanitation Departments. It is recommended that the improvements be accepted for this subdivision.

1. Washington Square Unit No. 3. (Robert Shaw Construction Company).

Approved  
as recommended  
Lurie - unanimous

Same as above

# AGENDA

# City of Las Vegas

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BOARD OF CITY COMMISSIONERS  
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## IV (f). DEPARTMENT OF PUBLIC SERVICES (Continued)

### \*C. RELEASE OF BOND

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

1. Location: Pecos & Charleston  
Use: Circle K Store  
Builder: Circle K  
Surety: American Employer's Insurance Co.  
Amount: \$3,200.00  
Bond No.: AA-71119 - 64 - 3  
CLV #34-77

Approved  
as recommended  
Lurie - unanimous

Director  
authorized  
to proceed

### \*D. RELEASE OF CONSTRUCTION CONTRACTS

The following contractors are requesting release of retention and bond following the 35-day lien period. All work has been completed in accordance with contract plans and specifications. Subject to no liens filed in the 35-day period it is recommended that the contract bond and retention be released.

1. Bid No.: 77.47  
Contractor: Empire Construction Co., Inc.  
For: Renovation of former N.R.T.C. to serve as Cultural Services Center  
Notice of Completion: September 9, 1977  
Release Date: October 14, 1977
2. Bid No.: 77.11  
Contractor: ETS-HOKIN & Galvin Electric Co.  
For: Tennis Court Lighting - Las Vegas High School and Western High School Unit #1 Las Vegas High School  
Notice of Completion: September 13, 1977  
Release Date: October 18, 1977

Items 1 and 2  
Approved  
as recommended  
Lurie - unanimous

Same as above

# AGENDA

## City of Las Vegas

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BOARD OF CITY COMMISSIONERS  
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### IV (f). DEPARTMENT OF PUBLIC SERVICES (Continued)

#### \*E. RIGHT OF WAY ITEMS

1. Grant Deed  
From: J. Douglas Pardee  
To: City of Las Vegas  
For: Portion SE-1/4, Sec. 30  
T20S, R62E  
Harris Ave. Dedication  
(9/14/77)
  
2. Grant Deed  
From: Carl R. Ross and Marilyn  
Stirling Ross, husband  
and wife as joint tenants  
To: City of Las Vegas  
For: Portion of Lot 11, Block  
4, Elstner Estates Sub-  
division  
Decatur Blvd. Dedication  
(9/13/77)
  
3. Grant Deed  
From: Hazel D. Hansen, a  
single woman  
To: City of Las Vegas  
For: Portion SE-1/4, Sec. 1,  
T20S, R60E  
Hickam and Thom.  
Dedication. Building  
Permit (9/9/77)
  
4. Grant Deed  
From: Charles L. Ruthe  
To: City of Las Vegas  
For: Portion SE-1/4, Sec. 12,  
T20S, R60E  
Gowan Rd. Dedication  
(9/21/77)

Items 1 thru 4  
Approved - unanimous  
with Commissioner  
Leavitt abstaining  
on Item 4

Director  
authorized  
to proceed

#### F. REPORTS

1. Temporary parking during construction  
of City Hall parking facility.

Approved  
as recommended  
Lurie - unanimous

Same as above

REPORTS  
TEMPORARY  
PARKING  
DURING  
CONSTRUCTION  
OF CITY HALL  
PARKING  
FACILITY  
Approved as  
Recommended

Mr. Hampton: I would appreciate an approval of the concept.

Commissioner Lurie: So moved.

Mayor Briare: Cast your votes. Motion is approved.

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

-----  
CITY ATTORNEY

MIKE SLOAN

APPOINTMENT  
OF HEARING  
OFFICER AND  
DEPUTY  
HEARING  
OFFICER FOR  
THE CITY OF  
LAS VEGAS  
Attorney  
Charles  
Waterman  
Suite 201  
1111 Sierra  
Vista Dr.  
Las Vegas  
Appointed  
as Hearing  
Officer

Mr. Jan Stewart: There is a hold over item which has to do with a hearing officer.

Mr. Hampton: Yes that was a two to two vote on the motion at the last meeting.

Commissioner Leavitt: I move that Charlie Waterman be appointed as the Hearing Officer.

Mayor Briare: Are there any other nominations? (No response). If there are no other nominations then shall we appoint him.

Commissioner Leavitt: Well I think we have to vote on him. That was the trouble last time we had a two-two vote.

Mayor Briare: There is only one nomination Commissioner. The only thing we are voting on right now is the nomination of one person. Cast your votes. Motion is approved.

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

-----  
NEW BILLS TO BE REFERRED TO A STUDY COMMITTEE OR RECOMMENDING  
COMMITTEE

See Page 28 of these minutes - Annotated Agenda

BILL NO. 77-53  
Tabled  
(At request  
of City  
Attorney's  
Office)

Mr. Jan Stewart: I would like to hold 77-53 in reference to the Pawnshop Ordinance. I need to take another look at that, and bring it back next time.

BILL NO. 77-52  
Referred to  
Study Committee  
Commissioners  
Christensen/Woofter

Mayor Briare: I think Commissioner Christensen was the one that requested Bill Number 77-52. Are there any questions, or should we wait until Commissioner Christensen comes here. Well we can actually refer it to a Study Committee couldn't we?  
I will refer that to a Study Committee consisting of Commissioner Christensen, and Commissioner Woofter.

# AGENDA

## City of Las Vegas

BOARD OF CITY COMMISSIONERS

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

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CITY COMMISSION - REGULAR MEETING - MINUTES - OCT 5, 1977 Commission Action

Department Action

Page 28 VI. NEW BILLS TO BE REFERRED TO A STUDY COMMITTEE OR RECOMMENDING COMMITTEE

A. Bill No. 77-52 -- amending Title VI, Chapter 4 of the City of Las Vegas Municipal Code, 1960 Edition, by amending Section 6 to allow the Director of the Department of Business Activity, or designee, to issue pistol permits to applicants upon approval by the City Commissioners

Referred to Study Committee  
Commissioners Christensen and Woofter

B. Bill No. 77-53 -- amending Title V, Chapter 9, Section 32 of the Pawnshop Ordinance to allow an individual to move his pawnshop from one location to another.

Tabled (at request of City Attorney's office)

# AGENDA

## City of Las Vegas

October 5, 1977

BOARD OF CITY COMMISSIONERS  
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	Commission Action	Department Action
<p><u>VII. VACANCIES - BOARD &amp; COMMISSIONS</u></p>		
<p>N O N E</p>		
<p><u>ADDENDUM No. 1 to 10-5-77 Agenda</u></p>		
<p>A. <u>CITIZEN PARTICIPATION REVIEW COMMITTEE OF THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (On-going Committee)</u></p>		
<p>Appointment of one (1) previously appointed Member who has withdrawn</p>	<p>Abeyance</p>	<p>10/12/77 Agenda (Addendum No. 1)</p>
<p>B. <u>LAS VEGAS METROPOLITAN BEAUTIFICATION COMMITTEE (3-year term)</u></p>		
<p>Appointed Mrs. Louise Fountain to replace Arline Digregorio who resigned 9/27/77, for term expiring 11/3/77</p>		<p>Clerk to notify</p>
<p>1. Allen Sanders - Term expires 11/3/77 2. J. Wm. Simpson, AIP, Term expires 11/3/77 3. Margaret Cahill - Term expires 11/3/77 (resigned 2/3/77) 4. Gary H. Kent - Term expired 9/18/77</p>	<p>Items 1 thru 4 Abeyance</p>	<p>10/12/77 Agenda (Addendum No. 1)</p>
<p>C. <u>CHILD WELFARE BOARD (3-year term)</u></p>		
<p>1. Mrs. George E. Franklin - Term expires 10/16/77 2. Mrs. Judi Reimer - Term expires 10/20/77</p>	<p>Items 1 and 2 Reappointed</p>	<p>Clerk to notify</p>
<p>D. <u>PARKS &amp; RECREATION ADVISORY COMMISSION (3-year term)</u></p>		
<p>1. Sam Paternostro - Term expires 12/18/77</p>	<p>Abeyance</p>	<p>10/12/77 Agenda (Addendum No. 1)</p>
<p>E. <u>SOLICITATIONS REVIEW BOARD (2-year term)</u></p>		
<p>1. Rev. Melvin A. Pekrul - Term expires 12/16/77 2. George Rhodine - Term expires 12/16/77</p>	<p>Items 1 and 2 Reappointed</p>	<p>Clerk to notify</p>

REPORTS FROM RECOMMENDING COMMITTEES

BILL NO. 77-Z-4 A Bill entitled "AN ORDINANCE TO AMEND TITLE XI. CHAPTER 1.  
Ordinance SECTION 3 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS,  
No. 934-232 NEVADA, 1960 EDITION, BY AMENDING THE LAND USE PLAN MAP  
ADOPTED BY THE CITY OF LAS VEGAS, NEVADA, AND CHANGING THE  
Adopted ZONING DESIGNATION OF SAID MAP; TO PROVIDE FOR OTHER MATTERS  
PROPERLY RELATING THERETO; AND TO REPEAL ALL ORDINANCES AND  
PARTS OF ORDINANCES IN CONFLICT HEREWITH." Read by Jan Stewart  
Deputy City Attorney.

Commissioner Lurie: Move for the adoption of Bill No. 77-Z-4.

Mayor Briare: Comments on the motion? (No response). Cast  
your votes. Motion is approved. The Ordinance is adopted.

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

BILL No. 77-49 Mayor Briare: If there is no objections we will wait until  
Held in Commissioner Christensen comes on the Bill No. 77-49.  
Abeyance. We have until October 22nd to act on that.

(Commission Meeting recessed at 10:10 A.M.)

(Commission Meeting reconvened at 11:00 A.M.)

-----  
DEPARTMENT OF BUSINESS ACTIVITY

ILA M. BRITT, DIRECTOR

See Pages 31 thru 38 of these minutes - Annotated Agenda  
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# AGENDA

## City of Las Vegas

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### III. DEPARTMENT OF BUSINESS ACTIVITY

ILA M. BRITT, DIRECTOR  
11:00 A.M.

#### \*CONSENT AGENDA

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

NOTE: At the hour of 10:10 A.M. Commissioner Woofter was excused from the Meeting and did not vote on Dept. of Business Activity agenda items set for the time certain of 11:00 a.m.

#### \*A. CHARITABLE SOLICITATIONS PERMITS (Approved by the Solicitations Review Board)

1. NEVADA STATE COSMETOLOGY ASSN., INC. -- a "cut-a-thon"
2. BOY SCOUTS OF AMERICA, CUB PACK # 97 -- a carnival
3. CLARK COUNTY SUB-DISTRICT UNITED METHODIST CHURCH -- sale of Christmas greens
4. CLARK HIGH SCHOOL NEWSPAPER -- sale of advertising space
5. CLARK HIGH SCHOOL YEARBOOK -- sale of advertising space
6. DELTA SIGMA THETA, LAS VEGAS ALUMNAE CHAPTER -- tickets to a fashion show
7. FIRST BAPTIST CHURCH, AMERICAN BAPTIST WOMEN -- a rummage sale
8. THE LIGHTHOUSE, INC. -- tickets to a fashion show
9. FREMONT JUNIOR HIGH SCHOOL -- sale of magazine subscriptions
10. OUR LADY OF LAS VEGAS -- a bingo party

Items 1 thru 15  
Approved  
Lurie - unanimous

Director  
authorized  
to proceed

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### III. DEPARTMENT OF BUSINESS ACTIVITY (cont'd)

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#### \*A. CHARITABLE SOLICITATIONS PERMITS (cont'd)

11. RED ROCK P.T.A. -- a school carnival
12. ST. FRANCIS DE SALES CHURCH -- a bazaar; sale of raffle tickets
13. ST. JAMES CATHOLIC CHURCH -- sale of raffle tickets
14. VEGAS VERDES P.T.A. -- a school carnival
15. WESTERN HIGH SCHOOL NEWSPAPER -- sale of advertising space

#### Westland Mall Garage Sale -- September 24th, 1977

1. AMERICAN ASSOCIATION OF MEDICAL ASSISTANTS
2. AMERICAN FIELD SERVICE
3. BETA SIGMA PHI, ALPHA OMEGA
4. BETA SIGMA PHI, XI CHAPTER
5. BOY SCOUTS OF AMERICA, TROOP # 777
6. CHURCH OF GOD OF LAS VEGAS
7. CLIPPED WINGS, UNITED AIRLINES STEWARDESS ALUMNAE, INC.
8. FIRST UNITED METHODIST CHURCH
9. JOBS DAUGHTERS, INTERNATIONAL ORDER, BETHEL #3

Items 1 thru 14  
Approved  
Lurie - unanimous

Director  
authorized  
to proceed

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### III. DEPARTMENT OF BUSINESS ACTIVITY (cont'd)

#### \*A. CHARITABLE SOLICITATIONS PERMITS (cont'd)

10. LEAGUE OF WOMEN VOTERS,  
LAS VEGAS VALLEY
11. NATIONAL ASSOCIATION POWER  
ENGINEERS AUXILIARY
12. NEVADA NURSES ASSOCIATION --  
CONSTITUENCY III
13. RAINBOW GIRLS, NELLIS ASSEMBLY  
# 25
14. REORGANIZED L.D.S. CHURCH,  
WOMEN'S DEPARTMENT

See Page 5

See Page 5

#### \*B. CHILD CARE FACILITY APPLICATIONS (Approved by the Child Welfare Board)

##### Family Child Care Homes

1. PAMELA J. BEARD  
1908 E. Bonanza Road  
4 children, days only
2. SHARON CAPLINS  
5609 Carl Avenue  
4 children days/4 nights
3. LILLIE MAE FUNSTON  
1723 Franklin Avenue  
5 children days/5 nights
4. LINDA GALLEGOS  
1901 E. Sunrise  
5 children, days only

Items 1 thru 6  
Approved as  
recommended  
Lurie - unanimous

Director  
authorized  
to proceed

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### III. DEPARTMENT OF BUSINESS ACTIVITY (cont'd)

#### \*B. CHILD CARE FACILITY APPLICATIONS (cont'd)

5. LINDA MILLER  
5604 Evergreen Avenue  
5 children days/ 5 nights

6. NANCY SPRAGUE  
325 Lehman  
3 children, days only

#### \*C. GAMING -- Additional

1. EXBER, INC.  
  
El Cortez Hotel  
600 E. Fremont  
1 Sports Book

#### \*D. RETAIL TOBACCO -- Additional

1. C. C. VENDING, INC.  
  
Bushey's Sahara Texaco  
300 W. Sahara
2. SKY TOP VENDING, INC.  
  
L & B Casino Car Wash  
1736 Las Vegas Blvd South  
  
Eve's Lounge  
1415 E. Charleston
3. W. W. VENDING  
  
AM Tire  
1765 E. Charleston

See Page 6

See Page 6

Approved  
Lurie - unanimous

Director  
authorized  
to proceed

Items 1, 2 and 3  
Approved  
Lurie - unanimous

Same as above

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## City of Las Vegas

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### III. DEPARTMENT OF BUSINESS ACTIVITY (cont'd)

#### E. LIQUOR & GAMING -- Change of Ownership/Reclassification

1. \*PINKY'S LIQUOR STORE  
1232 Las Vegas Blvd So  
From: Package Liquor/Beer Bar  
To: General Liquor License  
  
Gaming: 7 Operator slots  
  
From: Isadore Flax  
Irene Flax  
  
To: B. W. Corporation --  
Robert R. Bruce,  
Pres, 50%  
Grover C. Wall, V.P.,  
50%

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

#### F. LIQUOR, GAMING & RETAIL TOBACCO -- Change of Ownership

1. \*WOLF'S DEN LIQUORS  
2002 E. Charleston  
General Liquor License  
Gaming: 8 Operator Slots  
  
From: Richard W. Wolf, 100%  
  
To: MV Enterprises, Inc. --  
Michael F. Kolbo, Pres/  
Treas  
Vivian Kolbo, Vice Pres,  
Secy

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

Tabled (at the request of Robert Bruce)

Approved subject to conditions Lurie - unanimous

Director authorized to proceed

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### III. DEPARTMENT OF BUSINESS ACTIVITY (cont'd)

#### G. LIQUOR, GAMING, & RETAIL TOBACCO -- Approval of Additional Corporate Officer

1. \*JERRY'S LIQUOR  
1604 W. Oakey Blvd  
General Liquor License  
Gaming: 3 Business Owned Slots  
5 Operator Slots

Manmat Financial Enterprises,  
Inc. --

From: Charles Tretsky, sole  
ofcr/stockholder

To: Charles Tretsky, Pres,  
Secy/Treas  
Edward Joseph Shane, V.P.

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

Approved subject  
to conditions  
Lurie - unanimous

Director  
authorized to  
proceed

#### H. GAMING -- New

1. MAYFAIR PHARMACY  
1444 E. Fremont Avenue  
8 business owned slots  
  
Barbara Prandecka, 100%
2. SUNDOWNER TAVERN  
1418 Fremont  
6 business owned slots  
6 operator slots  
  
Barbara Prandecka, 100%

Items 1 and 2  
Approved  
Lurie - unanimous

Same as above

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### III. DEPARTMENT OF BUSINESS ACTIVITY (cont'd)

#### I. GAMING -- Change of Corporate Officers

1. \*WHITE CROSS DRUG, INC. # 2  
1700 Las Vegas Blvd South  
10 business owned slots

White Cross Drug, Inc. --

From: Chris Brandt, Pres  
C. Don Brown, V.P.  
Emma Lou Brandt, Secy/Treas

To: Emma Lou Brandt, Pres  
Robert E. Brandt, Secy/  
Treas, Director  
Margaret A. Burfeind,  
Director

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

Approved subject  
to conditions  
Lurie - unanimous

Director  
authorized  
to proceed

#### J. RETAIL TOBACCO -- New

1. VISTA MOTEL  
209 N. 7th Street

Harold Surh, 100%

2. BRIDGER HOTEL  
515 Bridger Avenue

Harold Surh, 100%

Items 1 and 2  
Approved  
Lurie - unanimous

Same as above

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III. DEPARTMENT OF BUSINESS ACTIVITY  
(cont'd)

K. RETAIL TOBACCO VENDOR -- NEW

1. FINNEGAN'S VENDING, INC.  
3375 Pinks Place #9

Don Finnegan, 100%

Location:  
Southern Memorial Hospital  
1800 West Charleston Blvd

Approved  
Lurie - unanimous

Director  
authorized  
to proceed

L. PRIVATE DETECTIVE LICENSE -- Change  
of Location

1. ALLIANCE INVESTIGATIONS  
From: 810 Las Vegas Blvd So.  
To: 812 Las Vegas Blvd So.

Wayne R. Anderson, 100%

Approved  
Lurie - unanimous

Same as above

M. LIQUOR -- Request for Extension of  
Inactive Status

1. CIRCLE K STORE # NA 1248  
SE corner Lamb/Owens  
Beverage Off-Sale

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

Approved 60-day  
extension as requested  
Lurie - unanimous

Same as above

(Approved 4/20/77. Extension for  
6/19/77 thru 8/17/77 approved  
6/15/77; extension for 8/18/77 thru  
10/16/77 approved 8/17/77. Request  
for 60-day extension of inactive  
status for period: 10/17/77 thru  
12/15/77.)

(Commission Meeting Recessed at 11:08 A.M.)

(Commission Meeting Reconvened at 1:30 P.M.)

REQUEST FOR  
OFFICE SPACE  
BY LAS VEGAS  
OFFICE FOR  
MOTION PICTURE  
& TELEVISION  
PRODUCTION  
Tabled

Mr. Barney Rawlins: Ladies and Gentlemen the Las Vegas Office of the Motion Picture and Television Production appreciates this opportunity of meeting with the Mayor and the City Commissioners of the City of Las Vegas. We will demonstrate to you one of the types of aids to production that we make available to the production world at no charge. I don't know whether you have a copy of our other aid or not. The Directory of Motion Picture and Television services is one of the aids that we make available. We mail it all over the world to producers. This is accomplished at no charge. Our office is working on the Happy Birthday Las Vegas show. We will put in something like 500 hours in that show in our capacity as Las Vegas Liaison. This is with absolutely no charge to the producer. Likewise this video cassette which you will see here with some minor changes, in that this doesn't have the title in yet. This too is made available to the production world at no charge to them. The reason I stress this is to point out our position to the Convention Bureau, and to the Nevada Development Authority in that we are promoting additional industry for the area. So with that in mind sit back and relax and we will look at a little bit of Las Vegas.

(A 20 minute film was run outlining the Las Vegas area as possible television and movie location scenes)

Mr. Hampton: By memorandum I forwarded you Mr. Rawlins letter requesting office space. In my memorandum it pointed out that that in our review of the functions of the Production Association it is not for profit organization. This is not to say that it is a non-profit organization. By definition of State Law. It is by Mr. Rawlins explanation it is run very similar to the News Bureau. They originally requested space within a City facility. The first one suggested was the Naval Reserve Building. It is the desire of the Commission to Honor their request. It is the recommendation of my office that in lieu of supplying office space in a City facility that the City assist by providing financial assistance in other areas that would be more desirable, than the Naval Reserve would be. So it is presented to you for your consideration. It is somewhat of a policy question. Probably the largest question that we would have would be precedent. I would just like to re-emphasize that it is a not for profit organization.

Mayor Briare: Any questions? (No response). Mr. Rawlins was here and showed us that fine film. I thought it was very nice.

Commissioner Leavitt: I would like the City Attorney to look in to this to see whether or not we can provide this space free for this organization. I am not sure that it legally can be done. I am not asking for a legal opinion today, but perhaps you can look in to it.

Mayor Briare: On the other hand the other suggestion was that the City just make an outright contribution. So that it would not be tied down to rent or anything else. Just an outright contribution.

Commissioner Leavitt: That is another question. Whether the City can use taxpayers money for that purpose. I think we ought to hold this matter until such time as we get a City Attorneys opinion on this.

Mayor Briare: Do you have a time problem on this Barney?

Mr. Rawlins: No I haven't.

Mayor Briare: Well the question you are asking is that the City Attorneys office advise us as to whether the City can contribute money, or provide the space.

Mr. Jan Stewart: We will be glad to prepare you an opinion on that.

Mayor Briare: Would it be by our next meeting Jan?

Mr. Jan Stewart: It would be better if it was two weeks from today.

Mayor Briare: Whenever you have it. Thanks again Barney. The time now has come for the recessed Public Hearing on the question of consideration of a Resolution authorizing short term financing in the amount of \$3,500,000.00 for a new fail facility.

CONSIDERATION  
OF RESOLUTION  
AUTHORIZING  
SHORT TERM  
FINANCING IN  
THE AMOUNT OF  
\$3,500,000.00  
FOR NEW JAIL  
FACILITY  
Adoption of  
Resolution  
failed by  
a 4-1 vote

PUBLIC HEARING - 2:00

Mayor Briare: As was mentioned repeatedly at the last Public Hearing the question before us as I understand it is not the merits of whether a jail is needed. I think it is the unanimous consensus of this Commission that there is a need for a new jail. The conditions of the present jail are deplorable to say the least. We have had quite a lot of testimony to that affect. Still I believe it resolves itself down to the consideration of a Resolution authorizing the City to borrow money on a short term basis. For its share of financing a new jail. The Public Hearing is now open. Is there any one who wishes to address the Commission? (No reponse). Your Honor did you wish to add anything to what you said a couple months ago?

Judge Goldman: I will be very candid. I think I said all I had to say at the last meeting. There is nothing that I could add to my prior comments, just to reiterate the urgency of this matter. I appreciate the opportunity thank you.

Mayor Briare: Any one else? (No response). Within the frame work of the Public Hearing is there any Commissioner that wishes to be heard in the Public Hearing before we close the Public Hearing, and bring it up for discussion amongst the Commission?

Commissioner Leavitt: I would like to make a statement Mayor.

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Continued

Commissioner Leavitt: You will recall that we have previously had several meetings on this matter. Certain questions were raised. One regarding the legal question of whether or not legally the City has to participate in the construction of a new detention facility. We have now received the Attorney Generals opinion which says legally we are bound under the Statute to provide a 50-50 contribution with the County. The question of fiscal responsibility has been raised. You asked our Finance Director to look in to the question of whether or not the City is in a position to borrow the money without any detriment to the Citys financial picture. We were told that if the money is borrowed after July 1st, 1978 that the City would not be forced to contribute any more of its budget towards debt retirement, and debt service than it is right now. The Resolution provides that the money be borrowed subsequent to July 1st 1978 in order to meet that requirement. So the City residents would not be, and the budget would not be required to be taxed by additional debt services. In addition the question was raised as to whether or not the County Commission would be committed to contribute its \$3.5 Million. The Resolution provides that the money will not be borrowed until such time as the County of Clark shall have contributed to the Metropolitan Police Commission the sum of \$3.5 Million. It has been suggested that the County Commission put up the \$3.5 Million as front money, and that the Metropolitan Police Commission vote to accept that money. It is my understanding that this money is still in the County budget. It has not been transferred to the Metropolitan Police Commission. At the present time the Metropolitan Police Commission does not have jurisdiction over it, to where it can vote to accept or not to accept. That the entire Board of County Commission would have to vote whether or not to transfer the money to the Metropolitan Police Commission, and not just the County Commissioners who are members of the Metropolitan Police Commission. We have also had the question raised as to whether or not there may be other funds that could be used for the construction of the jail. The Resolution provides that. It provides that the Short Term Financing will not be resorted to unless all other avenues of financing for the City of Las Vegas' contribution for the cost of constructing a new jail facility been exhausted. Which means that we can look at Federal Revenue Sharing money. Federal money from the Public Works Program, or any other program. As you suggested earlier there is no question in anybodys mind about the need for a new detention facility. The question is how, and when it is to be financed. I think for us to sit here, and expect the County to put their \$3.5 Million up first with us not even being committed to \$3.5 Million is unrealistic. The County will receive interest on its money while it is being deposited in local banks. That money can be used for County projects, and I am sure that there would be a great reluctance on their part to put up any money until the first the City has at least committed itself to showing some kind of financial plan to where it can get the money. In order to match the Countys share. This Resolution merely gives us the authority to borrow the money, and we are only going to borrow the money if and when, it says in the Resolution, "All other avenues for financing the jail in the costs of this construction has been exhausted

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Continued

The Resolution does not commit us to borrow the money until the County has placed their \$3.5 Million in to the Metropolitan Police Commission budget. I think that all of the questions that have been asked have been answered. All the fiscal questions, the legal questions, and everything else have been answered. The basic question is whether or not the City of Las Vegas wants to go on record as being committed to build a new jail facility. Until such time as the City of Las Vegas makes that commitment, I think it is unrealistic to ask the County of Clark to join with us.

Mayor Briare: Any other comments? (No response). Well if there are none then we will close the Public Hearing, and put the question before the Commission. I would like to ask the City Attorney if he agrees with Commissioner Leavitt. As I understand it Commissioner, and I think you used the phrase that "we are not committed except through State Statute". Is that an insufficient commitment Mr. Stewart? Is a law saying that we have to, is that insufficient to satisfy any who feel differently that it is the law?

Mr. Jan Stewart: The way I understand the Statute it says that it is the responsibility of the City, and the County to provide on a 50% basis for the building of a jail. That Statute doesn't say the City Commission without any discretion has to construct a jail, but it says that if there is a jail constructed, then it is our obligation to pay half.

Mayor Briare: Would it be proper then to conclude that there is no question then legally or otherwise? That the City is going to have to pay half?

Mr. Jan Stewart: Well I think Mr. Sloans opinion was given at the last hearing, and he indicated in his opinion that the Statute was Constitutional, and would be upheld. Apparently that is our obligation. I assume should the County, or the Metropolitan Police Commission decide to build a jail, and then bill us for half the cost, that under his interpretation of that Statute we would have to pay for half the cost.

Mayor Briare: There was no question during the course of the last Hearing on this. Because of some of the comments that were made that there might be some suggestion that because I happened to be the one dissenting vote on the matter, that I was opposed to a jail, or that I was opposed to solving all these problems which now all of a sudden seem to rest right here in this seat. As opposed to the Metro Police Commission or whatever. I am going to make a statement that perhaps may or may not explain the position that I had, and as of this moment Judge Goldman, and I mention it to you because I have a great affection for your knowledge, and manner of putting things. I am not sure right this moment if I am going to vote on this. We have two County Commissioners in the audience who were quite vocal in their feelings at the last time. At least as reported in the press. That is Commissioner Bowler, and Commissioner Cortez. I would like to make this comment. How can I justify voting in favor of borrowing \$3.5 Million at up to 9% interest rate for a project that has many unresolved problems attached. My dilemma is, not only can I not justify it, I can't even explain it. There are questions that have not been answered. I just can't put a stamp of approval on an open end commitment. If the Police Commission, and right at this moment

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Continued

there are five out of the seven members here right now. If the Police Commission would hire an architect, determine the cost of construction, and the cost of furnishings and fixtures, and then the cost of operation, and even give some estimate of what we might expect in terms of future construction costs. Then we could address ourselves to the best method of financing the City's share. There has been no question now, and I am glad that everybody agrees that in any event, and as a last resort only the City would be required to go to an emergency loan, or to short term financing. There are several other possibilities that might exist. I am glad that there is no argument about that. As it stands now nobody has the answer to a lot of these questions. I must conclude that either the Police Commission does not wish to proceed in finding these answers, or they insist on open end commitment for funding. Now an open end commitment is one which has a firm beginning, but no end. In other words once you commit to a large sum of money, then you are bound to go all the way to the end whatever the costs might be. Because you have just so much money invested in it already. When the Metropolitan Police Commission makes the necessary decision on what, where, when, how, and how much then in good conscious any public official would not be hesitant to make a reasonable, and accurate financial judgement based on sound business practice, and good common sense. Now I am not going to read the last statement, or the last sentence of this statement because I have already indicated that right at the moment I don't know if I am going to vote on this question. Providing the motion is made this afternoon. But it just seems unreasonable and the light amount of pressure that is being brought by the Metro Police Commission, and I have not heard one word from the County except the Chairman of the County Commission I understand appeared before the Police Commission, and asked them to go ahead and hire an architect, and there was some debate as to whether they were going to hire an architect. I was not present at any of those Police Commission meetings. We have three capable people sitting on this Board right here that are members of that Police Commission. I don't know what the mystery is, but it seems to me that you could hire an architect. You could instruct him in a manner that you feel best that he should be instructed. You are not going to be spending tremendous sums of money just to accomplish that one small beginning of the total program for the jail. Now if nothing is forthcoming from Metropolitan Police Commission upon which such a decision can be logically, and sensibly made, then I am prepared to wait for the answers as long as the beloved Adlai Stevenson was willing to wait for his answers in the United Nations Assembly. That was until hell freezes over. Nobody is going to force me as an elected representative of this City to make a decision which in my opinion, and my personal conscious is contrary to a good business procedure. Until someone says to me what this is going to cost, where it is going to be, and how it is going to be built, what it is going to cost to operate it, and what it is going to cost to furnish it, and fixturate it, then I think it is premature for this question to come before this Commission. At any other Board whether it be the County Commission, or the Metro Police Commission if they wish to make judgements along that line they are certainly entitled to do so. They can feel safe in knowing that the City by law must come up with its share, but I don't have to be a part of voting for it when I don't even know what it is that we are being asked to vote upon. Incidentally I tried to get a hold of Bart Jacka earlier, and he is out of the City. I was hopeful that maybe he might have some comments

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Continued

along these lines, but he wasn't able to be here.

Commissioner Christensen: I have to disagree a little bit with Myron as far as the County coming up front with the money, and I agree with you that if the County is really interested in proceeding with the jail, and they have got the money for their share. I don't see whether it makes that much difference whether they come with it now or later. An interesting little side light to this. I get accused of beating a dead horse. It is kind of ironic to the City that the profit from the Police Department that the County was able to reap for two years while they controlled it would more than pay the \$3.5 Million. If we could get that money back that was the interest on the Police Commission money, and the profits made on the gas, and profits made on Federal Prisoners, and all those things that we finally got changed in this law at the last session of the Legislature after suffering for two years under it. It inadvertently ended up costing us just as much or more with this 50% routine. The irony of this is that we have ended up with probably a bigger bill than we would have had if we would have gone ahead, and paid them the profits for another two more years. I am sorry about that. I think it is wrong. I think the State Government has set up the County to furnish a detention facilities on a County wide basis, and I think it is a mistake in the Bill, and I think it is morally wrong for the City of Las Vegas to have to come with half the jail money. When they keep prisoners in there from Henderson, North Las Vegas, Boulder City, and as a matter of fact by State law all felonies have to be there. Yet their counties contribution covers their share. The City of Las Vegas doesn't have that opportunity to have their share covered by the County contribution. I think that is a mistake in the Bill, and I think it should be changed. I hope some day it will. I think it is a sad situation when the City of Las Vegas is doubly hit because we are forced to combine our Police with the Countys, and pay half the cost of the jail for all these other entities to use, and yet they are all allowed to maintain their own Police Departments, and not have to fund the jail either. It makes us a little bit second class in the way of being citizens compared to the other entities in this Valley. However, I think; I have often preached in favor of taking the action necessary to keep us all from going to jail. Even though it is wrong. To take the action necessary to settle a law suit even though we have got a winner. Because it is cheaper to settle it than it is to fight it. I think we have a similar situation here. I think we have to spend the money. I don't think there is a way out of it. I think it is an unfortunate burden that the taxpayers of the City of Las Vegas has had put upon them, and I hope they apply enough pressure to their legislators to change it. I think we have to build it. I really question an open ended commitment. Because as I understand the City Code. We have to have another vote to borrow the money when the time comes. All you are doing is saying that we are authorizing this if we need to. That is like getting a letter of credit from the bank. If you don't have to borrow the money from them you don't have to pay any interest. To me that is all we are doing here.

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Commissioner Leavitt: First of all the question of what, when where, why and how will be answered by the Metropolitan Police Commission, and not this Board. The representatives of this Board on the Metro Police Commission makes the decisions. This Board doesn't make the decisions. This Board doesn't make the decisions regarding the Health District, it merely appropriates some money, and I represent the City on the Health District. So the question of what, where, why, and how will be answered by the Metropolitan Police Commission. It is not an open ended commitment in that sense. It is a commitment on the part of the City to borrow the money if no other funds can be found. To put up the City's share of a construction of a new detention facility. The first question, and the first problem is money. Without the money you are just spinning wheels. There is no sense in getting an architect, there is no sense in picking sites. There is no sense in doing anything until we first have a commitment for the money. As Commissioner Christensen said all this does is authorize us to borrow the money. It doesn't say we have to. It just authorizes us to do so. In that way we will let the County Commissioners know, and the Metropolitan Police Commission know that we at least have a source where we can have the money necessary to build a detention facility. I think you are putting the cart before the horse when you say you have to have an architect, to pick a site, and decide the cost of construction, and decide the cost of operation. I think you can have estimates of those things, but with prices going up the way they are you can't tell actually what you are going to have. You have to get your money committed first. I think that is good business practice. Unless you have the money committed first you are spinning your wheels. I would then like to make a motion that we adopt the Resolution.

Commissioner Woofter: I think we have the same situation here at the present time that Commissioner Christensen, and myself were aware of in regards to the Convention Authority, and the obligation placed on us by the State Legislature in building a sports complex. We are in the process now. We have considered, and appointed a consultant. We are going down the line with the architect. We are under an obligation to build something up to the amount of \$22 Million. Which is a figure, and hopefully it will be much less. The only reason that I will vote for the motion I think Commissioner Leavitt I think is the fact that I feel that there is no open end. As far as I am concerned a \$7 Million total is what I am looking at. With our \$3.5 as our share as the total amount for a new jail facility, and if somebody comes along down the line and says we want \$3.5 more I am going to be voting no.

Mayor Briare: Well Commissioner that is an excellent point. I share your feelings along that line, but I think we have already been told that \$7 Million is only step one, or phase one. It is only the beginning. I am equally concerned about what it is going to cost to operate. Commissioner Leavitt in mentioning the cart before the horse relative to how, when, where, not why we all agree to why. One thing you left out Commissioner Leavitt was how much. Is it unreasonable since there doesn't seem to be any rush. We can wait until a couple of months before July 1st in 1978 to go after this emergency loan. Doing it today isn't going to change one thing even by the wording of the Resolution itself. It is not going

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to be done until July 1st 1978. What do we do between now and then? As to the how much. This \$3.5 Million which perhaps might add up to \$7 Million is only the tip of the iceberg. The big thing is going to be the operation of the facility, and whatever you can buy for \$7 Million, and then what comes next. It is our obligation no matter what happens out there. It is the City's obligation to come up with one half of the operating expense. I can't get it through my thick head that if this money isn't to be borrowed until July 1st 1978 why can't the Metropolitan Police Commission go ahead and determine these things for us. Because once you get the commitment. You don't know what it is you are going to have to have, but you want the money so you can fit the facility in the money. Judge Goldman I believe the transcript of the record will indicate that you made a remark pertaining to one of the Commissioners that said to you in private or on the side, or something. It is a matter of public record so it is not like I am saying something, and correct me if I am not phrasing this properly. That somebody said, "well the reason we picked this figure is because that is the only amount of money we have, or that is the only amount of money that we can dare go out and get or something."

Judge Goldman: Well the explanation that was given me that the total amount of money the County was willing to put up for a detention facility was just exactly that. They said evidently that we have only so many dollars that the County has, and they were going to give only so much for this particular project. That is what they said, they said "here is so much money", just like it was a piece of raw meat, "and you build as far as you can with that". This \$7 Million is only a first step, and you all know this. I think honestly a fair public debate, where the public could put their input in would be useful to you before you make up your mind. In this whole auditorium the only people that are here are two County Commissioners, and a judge.

Mayor Briare: The only thing I am searching for is some reasonable logic that at this moment today the thing that seems to be holding up this entire program which has been hanging over Clark County for years, and years, and only now is being addressed in such a serious manner. That why today must a decision of this nature be made as to how the City is going to come up with this money when they know that they are going to have to come up with this money, and if no one here in this room would be able to answer. There are five of you now that sit on the Police Commission. What would be wrong at your meeting Tuesday if the Police Commission would provide some kind of plan that they are going to follow, and some figures can be put to that plan. Then a person can at least say O.K. here are the parameters under which we are working. Here are the dollars that we are talking about, and here is what it is going to cost to operate. This is no big mystery.

Judge Goldman: You had asked the City Attorney for an opinion as to whether or not the City would have to be compelled by the Statute to pay their half. I believe very honestly that you have made up your mind. You are the only person I know who voted the way you felt. It wasn't popular, and certainly not with me. I am taking you at your word. This is just like justice. Sometimes

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justice is judged by how it is perceived. If the City of Las Vegas Government has to be perceived as somebody that has to be compelled kicking and screaming to comply with Federal standards. Human standards I dare to say. I don't think that is a perception of local government that we want. I think that you need to make a commitment. Because it is how your City Government is perceived as being willing to do the right thing, and you all agree that this is the right thing. Not to be dragged kicking and howling against your will, or being compelled to do so. How do you want local government to be perceived. I think that is a big issue, and I can tell you this it is not open ended. The \$7 Million will make some improvement. It will not do the entire job, but I would at least like a band aid on the wound, and forego the surgery if I couldn't afford it at least to prevent bleeding to death altogether. That happens to be the Gods honest truth. I think Mayor that you have got to put yourself on record as being willing to do the right thing voluntarily. Don't be compelled. You can't look at the City Attorney and say well sure the County can sue us and get the money. I think what you are really wanting to say, you are saying by a "no" vote the last time you are doing the right thing, but now I am telling you that the right thing to do is vote "yes".

Mayor Briare: Well I'll tell you what is even a better right thing you Honor. That would be, and I will request that this matter then be held until the City Commission meeting following the next Police Commission meeting. At which time I might very well vote "yes", and cause a lot of this uncomfortable hassle in this particular chair to be over with.

Judge Goldman: Mayor I have no stand on making a demand upon the Commission. Certainly I am just a citizen of the City, but I will request if no demand that you do keep your mind open, and I hope every Commissioner will vote their consciences. If they are going to vote "no", then do so openly. If you are going to vote "yes", then do that openly. Let the public hear what your real votes are. I have no doubt what your real vote was last time, but I hope to persuade you otherwise.

Mayor Briare: Well it might not just be you Judge. It might be the Metro Police Commission as a body might be very able to sway my thinking. The persuasive arguments of both my fellow members of this Commission, and yourself are almost very persuasive.

Commissioner Leavitt: Well the way I understand our City Attorneys opinion, that if the Metropolitan Police Commission were to proceed with the construction of the jail, and bill the City for one half the cost then we would have to pay it. Is that correct Jan?

Mr. Stewart: Well it is the kind of thing I did off the cuff. I am not backing off on it, but it certainly hasn't been researched.

Commissioner Leavitt: Well any way we are committed to 50% of the construction of the jail should the Metropolitan Police Commission decide. I think the failure to not approve the motion will set the criminal justice system in the County back five years.

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I don't think we can afford to wait that long. At the present time also the Metropolitan Police Commission is not in a position financially to provide for an architect. whether this Resolution is passed or not. I don't think they are in a position at this point to do that, but if they do go ahead and get an architect I think this Commission can expect a Bill for one half. I think we should be realistic, and understand that that possibly could happen. I call for the question at this time.

Mayor Briare: Well Commissioner there was a motion that I made to hold off. I am going to request it.

Commissioner Woofter: Well I am making a motion to table it so as Mayor Briare can appear before the Metropolitan Police Commission. I don't see any harm in holding it for two weeks to allow him to do such. I will make a motion to table.

Mayor Briare: Cast your votes on the motion to table.  
Motion fails.

Motion failed by the following vote:  
Commissioners Woofter and Mayor Briare  
voting aye; Commissioners Lurie, Leavitt  
and Christensen voting no.

Commissioner Leavitt: I call for the question on the motion now.

Commissioner Lurie: I have been listening to all sides. I agree with the Mayor, and I agree to all the comments made by the Commissioners, and the Judge. I do serve on the Police Commission, and I don't like the idea about having this thing footballed around, and throwing the ball back in our court on the Police Commission. Basically there is three of us from the City that serve on that Police Commission, and I object to that because it is a quorum of our Board, and whatever happens on that Board can be approved back here at a City Commission meeting. I definitely know that there is a need for this facility, and I believe that the money that is being talked about is no where near the figure that is going to be needed when the project is completed. I have a lot of reservations about supporting the money needed based on the fact that we don't know what the final figure is going to be. This Resolution to mean merely means nothing because we do not have to vote on borrowing the money until all other avenues have been explored. To see if we can't get other funds besides having to borrow some money. I am upset at the fact that the Attorney General gave us an opinion that the law is not Unconstitutional, that the Bill has no fiscal impact on our budget. Which I believe that it does. I think that the Bill in itself, and the Legislature needs to look at supporting some of the problems that we have here in Clark County. We lobby from up here on supporting putting some of the money back in to Clark County that they take out and put in the general fund for the State. I feel that the Police Commission at their meeting is going to discuss this.

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This item is on the agenda to discuss. I think that a location has to be picked up, and I think an architect has to be chosen to design the facility, and then we will know basically how much it is going to cost. This \$7 Million based on the study that was done by the County with the Facilities Science Corporation even said in the report that the money, the \$7 Million is nowhere near the money needed to complete a jail facility, or criminal justice building, or juvenile facility. I have no objection to the Resolution because the Resolution just gives us an opportunity to ask the Tax Commission to give us the opportunity to borrow the money if it is needed. I would have to agree with the Mayor however on certain comments that he made. It is going to put a big tax bite on all the people for Las Vegas.

Mayor Briare: You indicated that this is going to be on the agenda for the next Police Commission. Not knowing specifically what it is that the Police Commission is going to talk about relative to the jail. I would certainly intend to be there, and request of the Chairman and the members to be allowed to be heard on this item. No purpose would be served of course if this motion that is before us now on this Resolution should fail. Because then we are going to have to start the whole process over again. I have already indicated publicly addressing myself to Judge Goldman that it could be very well depending on what the Metro Police Commission comments on at their meeting. I might be very inclined to joining with the rest of the members of this Board that are going to vote in favor of this motion, and thereby make it unanimous and save everybody a lot of time. It is proper now to ask again if this matter could be held over until the meeting following the Police Commission Meeting. There has been further comment made. I am asking you to vote again on the motion to hold. Cast your votes. Motion fails.

Motion failed by the following vote:  
Commissioners Woofter, Mayor Briare voting  
aye; Commissioners Lurie, Leavitt and  
Christensen voting no.

Mayor Briare: The motion is on the adoption of the Resolution. Cast your votes. The motion fails. The Resolution fails.

Motion failed by the following vote:  
Commissioners Lurie, Woofter, Leavitt,  
and Christensen voting aye; Mayor Briare  
voting no.

Mayor Briare: Anything further? (No response).

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CITIZENS PARTICIPATION - PUBLIC APPEARANCES

N O N E  
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There being no further business to come before the Board, at the hour of 2:50 P.M., Mayor William H. Briare declared this Regular Meeting of the Board of City Commissioners A D J O U R N E D.