

EXCERPT - CITY OF LAS VEGAS CITY COMMISSION MEETING MINUTES - OCTOBER 15, 1980
IX-A - V-68-80 - APPEAL FILED BY BOB STUPAK RE THE ACTION OF THE BZA IN DENYING
HIS REQUEST FOR A VARIANCE TO ALLOW A COMMERCIAL SINGLE FACED NEON POLE SIGN
WHICH IS NOT PERMITTED AND IS 288 SQ. FT. IN SIZE AND TO AN OVERALL HEIGHT OF
72 FT. ON PROPERTY GENERALLY LOCATED ON THE NORTH SIDE OF ST. LOUIS AVENUE
BETWEEN COMMERCE STREET & FAIRFIELD AVE. IN ZONING DISTRICT R-6

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MAYOR PRO-TEM LURIE:

The first item before us this afternoon at two o'clock is an Appeal filed by Bob Stupak on his application, V-68-80. We will now open the public hearing. Mr. Foster, do you want to give us the background on this application?

HAROLD FOSTER:

Yes. You'll remember a variance was approved for this parking lot use for the Vegas World Casino back in June of this year and at that time there was some protests to that. The protestants were concerned about bus parking and the fact that possibly overnight recreational vehicles would be occupying the premises. The parking lot was requested by the applicant because he is proposing to expand the casino operation that fronts on Las Vegas Boulevard. The applicant feels that he will need some identification to his parking lot and is requesting this 72 ft. high sign. This is an elevation of the proposed sign (indicating from the easel). As I indicated, it would be 72 ft. high and 24 ft. wide by 12 ft. high. It would have a red background, white letters and red neon. The Board of Zoning Adjustment felt that because of the apartment zoning in the area development that it would not be compatible with that area and for that reason they denied the request. We had three protests at the BZA hearing.

MAYOR PRO-TEM LURIE:

Is the applicant present this afternoon? Are you representing the applicant?

FRED DEPALMA:

Yes, sir. My name's Fred DePalma, 3921 W. Oquendo. I am with Ad Art Sign Company representing Mr. Stupak. He was supposed to be here, but I guess he's a little late. In regards to this application for this particular sign, I understand the variance was granted for the parking lot, is that right?

HAROLD FOSTER:

Right.

FRED DEPALMA:

Then evidently that's what we're doing now -- asking for a variance for a sign to identify the particular parking lot because of the fact it's a block and a half or two away from the hotel. Because of the extreme business Mr. Stupak is conducting at his establishment, he wants to alleviate a lot of the traffic that's coming in and out of his place and direct it to his parking lot. He's spent a considerable amount of money and cleaned that particular lot up. There was a lot of junk and debris and so forth on it. So I think it's an improvement to the area. Furthermore, I think it's a high rise apartment type of location, is it not?

HAROLD FOSTER: It's all two story in the R-4.

FRED DEPALMA: So that's why Mr. Stupak would like to have this variance granted because of the fact that he can identify his lot. If he doesn't have a sign on it, there's no way people will know that the lot is there for their use.

MAYOR PRO-TEM LURIE: Do the Commissioners have any questions?

COMMISSIONER CHRISTENSEN: Yes, I have. It seems like when that variance was granted, that that was to be an employee parking lot.

FRED DEPALMA: Pardon?

COMMISSIONER CHRISTENSEN: I think that when that variance was granted, that was to be an employee parking lot, and I question whether the employees would have any trouble finding the parking lot.

FRED DEPALMA: Well, I wasn't here at the time, Mr. Christensen. However --

COMMISSIONER CHRISTENSEN: I think that is what was represented to us by Mr. Stupak that it was going to be a parking lot for the employees.

FRED DEPALMA: Well, that is a little bit new to me; however, it could be used for both. It's quite a large lot.

HAROLD FOSTER: He did indicate it would be used by employees, but also by patrons.

COMMISSIONER CHRISTENSEN: Oh, he did indicate there was going to be some patron use also?

HAROLD FOSTER: Right. I checked that file.

MAYOR PRO-TEM LURIE: Does anybody else have anything they'd like to add?

FRED DEPALMA: I also would like to state that this particular sign is a single-faced sign that would only be illuminated towards the Strip area. Being a neon sign, it doesn't have one-tenth the amount of lumens that an ordinary plastic faced sign would have. That's about all I have to say, gentlemen.

MAYOR PRO-TEM LURIE: Thank you. Is there anyone in the audience to protest this application? When you come up, would you state your name and address for the record.

RAY MARQUIS: I am Ray Marquis, 131 W. St. Louis, which is right opposite this stated parking. I have the minutes here from the original meeting that Mr. Stupak himself stated this was for employees only which these two gentlemen missed. It states right here if you wish to read it, sir, and study it.

MAYOR PRO-TEM LURIE: "Mr. Stupak represented the application and stated they were planning on an expansion program which will take up some of the existing parking. This will be for employees parking. It will be paved, lighted, landscaped and secured. This will upgrade the area. It is now an unpaved dirt lot."

RAY MARQUIS: Now, Mr. Lurie, we had 18 property owners that protested this initial parking lot. Well, we went through the process. It was denied against us and he was given permission to put in the parking lot. Now, the property owners don't mind as long as it's used for employees only. Now, with this sign, this is something that came about after the application was given to him to make a parking lot for the employees. Now, he wants to put this sign up which would make it public parking. There's no way in the world that you could make me or any of the property owners believe that this sign is going to be for employees.

MAYOR PRO-TEM LURIE: So you're opposed to the sign?

RAY MARQUIS: The sign.

MAYOR PRO-TEM LURIE: And you don't mind public parking or employee parking, but you're objecting to the sign?

RAY MARQUIS: Because he himself stated, and you gave him permission for employees only. Now, we'll go along with that, and I speak for the property owners.

MAYOR PRO-TEM LURIE: Excuse me --

RAY MARQUIS: For the 18 originals that --

MAYOR PRO-TEM LURIE: Is there anyone else with you that would like to add to that?

RAY MARQUIS: Yes, there is, if you wish.

MAYOR PRO-TEM LURIE: Thank you.

RAY MARQUIS: Thank you, sir.

LARRY TOURVILLE:

Larry Tourville, 135 W. Philadelphia. Originally, this was stated for employees only, and I believe I called you, Mr. Lurie, over the bus situation. Now, since then the buses haven't even parked on part of his parking lot where he is now. They've been -- up through yesterday alone or Sunday, they've been from Boston clear down to Oakey on Commerce Street plus the side streets, and I'd like to show you the pictures of these buses parked all over. This is at 5:30 in the morning when they woke me up running down my alley. And at the last meeting they completely got away from stating that this was an employee parking lot, and, you know, the first letter we received over this stated that Mr. Stupak requested this zoning change for an employee parking lot. Now, they're trying to change it into a general parking lot by deleting the word "employee."

MAYOR PRO-TEM LURIE:

Thank you, Larry. Do you want these pictures?

LARRY TOURVILLE:

Keep them on file.

MAYOR PRO-TEM LURIE:

These are for our files. Is there anyone else in the audience that would like to speak in opposition to the application? (No response.) Mr. Stupak, on your application, is there anything you'd like to add before I close the public hearing?

BOB STUPAK:

I'm terribly sorry I'm late. I was never this early on the agenda before, and I wanted to run and get some photographs. For the record my name is Bob Stupak, the owner of the property in question. From what I've just heard, when this piece of property went up before the Board of Planning and Zoning Adjustment, this was approved for a private parking lot. The application I put in was for private use. At that meeting I stated that the principle reasoning for this would be moving all of our employees onto this lot, or asking them to move onto this lot. We've shown that approximately 50 or 55 car spots are used at any one time for our employees. This new parking lot back here holds about 102 parking spots, so there is some additional parking, or some extra parking that we can have. When this was approved by the Board of Planning, this was stipulated no buses were allowed and this was only for private vehicles and this variance was granted on those conditions for private vehicles only. It was granted on employees parking only, just private vehicles only. We do have a bus problem in that area. Vegas World is bringing in approximately 450 buses a

BOB STUPAK:

month, due to Las Vegas on a one-day turnaround and stops originate mostly in Southern California and Arizona. This brings in approximately 18,000 people into Las Vegas monthly, which I feel we're primarily responsible for. This also adds to the economy and as well as people staying at Vegas World, they also go to other casinos. What I'm trying to attempt here is by alleviating some of the parking on the Vegas World property proper. We'll be able to put more of these tour buses -- parked on our property. Right now at the present time, we can park about 8 buses on there and we have up to about -- well, 15, 16, 17 buses there at any one time on weekends, and this problem is only restricted to weekends principally Friday night and Saturday. I think this will go some way in alleviating that problem by allowing additional buses to park on our property. Another thing that I think should be pointed out of some interest, this is an old photograph when the hotel was being constructed, but this is the hotel property right here. This is the piece in question right here. It's approximately 150 ft. from Commerce or about 200 ft. from the hotel. The sign that we're proposing to erect would be a single-faced sign and it would only show on the east side facing the hotel, so the apartment owners and what have you behind this won't be able to see the sign. It won't be illuminated from the west side. It will only be illuminated from the east side. And this is just a way of showing people that we have additional parking in the rear if necessary.

MAYOR PRO-TEM LURIE:

Does anyone have any questions or comments? Mr. Stupak, do you have anything else you want to add?

BOB STUPAK:

No, I believe that's my case. I am trying to, you know, upgrade the area. You know, the property was just a vacant lot before without any sidewalks. When the City did grant us permission, we had to -- as well as, you know, pave that property, we had to put in sidewalks, street lights and we also had to pave two alleys adjoining the property which I think increases -- it's to my benefit and also to the benefit of the property owners there, so I think that this project has done nothing but upgrade that area.

MAYOR PRO-TEM LURIE:

Thank you. Mr. Foster, what is the height limitation on our existing sign ordinance?

HAROLD FOSTER:

On on-premise, there is no height limitation. Off-premise is a 40 ft. height limitation.

MAYOR PRO-TEM LURIE:

And they're asking for 72?

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HAROLD FOSTER: That's correct. But this would be an on-premise sign.

MAYOR PRO-TEM LURIE: Does the Commissioners have any questions? I'll declare the public hearing closed and will entertain a motion.

COMMISSIONER CHRISTENSEN: Based on the fact that this -- it hasn't been very long since this was brought to us on an appeal before and a variance was granted to use that parking lot. It was nevertheless granted on the basis that we were told it was for an employee parking lot and I see no reason why something like this should be allowed just because it comes in in piecemeal. Therefore, I move to deny the appeal.

MAYOR PRO-TEM LURIE: We have a motion on the floor to deny the appeal. Is there comments or questions on the motion? (No response.) Cast your votes on the motion. Post. The motion is approved; the appeal is denied.

(VOTE: Mayor Pro-Tem Lurie, Commissioners Woofter and Levy voted "Yes," Commissioner Levy abstained from voting, and Mayor Briare was excused from this portion of the meeting.)

- MAYOR PRO-TEM LURIE: Item D - Use Permit - U-53-80 - Sylvia Ann Generoso. The Board of Zoning Adjustment recommended approval. Staff recommendation approval. There were 32 protests. This is for the permit, the use permit for child care facility at 1201 Arville. Is the applicant present?
- SYLVIA ANN GENEROSO: Yes, my name is Sylvia Generoso. I own the property located 1201 Arville Street. I'm asking for a use permit so that I can open because I desperately need the money. If I don't, I will be forced into bankruptcy. I feel the area that my property is located in is no longer residential. There are some properties already zoned commercial or professional on my end of Arville. I also have Westland Mall directly in front of me and another shopping center directly on my right. My neighbor directly to my left, Mrs. Moss is also in favor of me opening a child care facility. As a matter of fact, she's trying to sell her property because she doesn't believe it's residential anymore either. I don't think a child care facility will be in violation of anyone's privacy in that area since I am on an acre of property and I am willing to fence off the back half acre. I beg that you approve this use permit. I'd like to mention I've also applied for a zone variance which will come before you at a later date.
- MAYOR PRO-TEM LURIE: Commission, have any questions?
- COMMISSIONER CHRISTENSEN: Yes, what's the variance for?
- SYLVIA ANN GENEROSO: Pardon?
- COMMISSIONER CHRISTENSEN: What's the variance that she's applying for?
- SYLVIA ANN GENEROSO: A zone variance for 49 children because after applying for the 12, I just realized it's just not going to be economically feasible with 12 --
- COMMISSIONER CHRISTENSEN: You mean the zone change is what you're talking about?
- MAYOR PRO-TEM LURIE: They're asking for a use permit to use the residence for child care for 12 and then you're asking for a variance to allow --
- SYLVIA ANN GENEROSO: -- and then, well, the variance isn't today that's on file --

COMMISSIONER CHRISTENSEN: That's on file. It hasn't come before us yet it's on file.

MAYOR PRO-TEM LURIE: Right. So today, what's before us today is the use permit for child care and on the child care, the licensing department, it's on for 12 children.

SYLVIA ANN GENEROSO: Right, and I also found out that even if I have the 12 children, I have to hook up to the City sewer which is going to cost me some money.

MAYOR PRO-TEM LURIE: Any further questions? Thank you. I'll now hear from the protestants.

SHIRLEY ARNOLD: Shirley Arnold, 1254 Vista Drive. Our lot connects to Mrs. Generoso's lot in the rear. The rear of our lot connects counterwise. The fact that Mrs. Generoso has made a bad financial investment in her life should not have to effect the rest of us who live around her. She was up four months ago for a zone change for 49 children for the same property, the same thing. It was denied by Planning. It was denied by the City Commission for 49. This was four months ago. She is -- Mr. Lurie said -- has come up now for a use permit which has not been finalized and she's already put in for a variance back to the 49. There is also another school in the same block, which has 60 children, three doors down from her. Our house sits way far back in the lot. If anybody has driven by -- and Mr. Martinez who lives right next to us also would -- the two that would be most bothered by this. Now, we know that that area in the back is going to change and we've been down here several times trying to be, you know, cooperate with people on that back street as long as they go professional, have things contained inside buildings, they can get their zoning changed, do their thing and we can also enjoy our established area which we put a lot of money into. Unfortunately, this type of facility falls right in the middle where 12 is not too bad; but we knew that this could not be feasible for the amount of land to pay -- to pay off the amount of land that she has, so that's why we objected to 12. So back to 49, if she gets this, then in eight months or whatever it is, we can keep going. Licensing told me she has plenty of room, square footage, landwise to have a lot more children on that lot. So my idea is that if this

SHIRLEY ARNOLD:

facility gets started, it's going to keep growing and growing. I don't think it's fair we should have to come down here on the same piece of property time and time again. It was denied before by the 30 something protestors. The last time on the use permit, I just went around and got the six immediate neighbors which protested and as she mentioned Mrs. Moss is selling her property. Of course, she hopes hers will go professional too, which is right next door. She's the only person in that whole area that we could get a hold of that didn't mind this type of facility in there. She proposes, from what I understand, to open this facility from 6:00 A.M. 'til midnight seven days a week. Now, I think this is really kind of invading everybody's privacy back there -- this type of thing. Professional will go from nine to five. They're usually in their buildings. There might be parking in the rear. The way her lot is arranged -- she sits way up front in Arville and has 3/4 of an acre in the back, which could be utilized as parking or whatever. Now, if she blocks off half that wall, which now is full of overgrowth and everything else, I don't know how that will be maintained and you certainly can't block off the voices of 49, 50 children because we can hear New Horizon a block up in our backyard right now; and we're here speaking for the residents of the area and I do hope you consider our privacy. What we're trying to do here -- is not we're trying to stop her from developing her property. She's not a resident. It's not like she lived there and tried to develop her property. We're not trying to stop her that way. If she had something in there that would not interfere with our privacy, we certainly would have no objection to this. Thank you for all of your time.

MAYOR PRO-TEM LURIE:

Thank you, Mrs. Arnold.

COMMISSIONER CHRISTENSEN:

I'd like to ask a question on that 6:00 A.M. to midnight. Do you expect these kids to be out in the backyard at midnight?

SHIRLEY ARNOLD:

No, and neither will I, but at 6:00 A.M., you know, when -- the man next door, Mr. Martinez works at the Aladdin. He's a day sleeper and they will be out there. Our pool is five feet from our back wall. Our pool

SHIRLEY ARNOLD: area -- we do a lot of entertaining back there--
our patio.

COMMISSIONER CHRISTENSEN: I know, but you're getting away from -- you see you're --
I'm trying to get this into the perspective

SHIRLEY ARNOLD: Okay.

COMMISSIONER CHRISTENSEN: -- so I can understand what the complaint is.
You mentioned the 6:00 A.M. to be an invasion of
your privacy and I'm trying to figure how they're
going to be any closer then 3/4 of an acre away
and inside walls at midnight because I don't think our
child care ordinances will allow those kids outside
at midnight -- the child care centers.

SHIRLEY ARNOLD: Okay, they'll go in at eight. From six to eight
that's the time we spend out back. She can have them
out there from eight to midnight if she wants to because we're
not out there. But from 6:00 A.M. 'til, you know
from 7 or 8, we go out to the pool.

COMMISSIONER CHRISTENSEN: You find them to make more noise then Charleston
Boulevard that's about the same distance away.

SHIRLEY ARNOLD: Yes.

COMMISSIONER CHRISTENSEN: You do?

SHIRLEY ARNOLD: Yes, because I can hear New Horizon. The traffic
we cannot cope with we cannot change. The traffic
is there. We moved there and the traffic was there.
When we moved here, the traffic was not -- her
establishment wasn't there. We can't change the
traffic. I'm not trying to move the world here. I'm
just trying to protect our privacy. So, she'll be
out there the same time we'll be out there. Weekends
when we entertain -- you can hear children over a
100 feet, way over a 100 feet, because that other place
down the street is way over a 100 feet and we can
hear them.

COMMISSIONER CHRISTENSEN: Oh, I know you can hear children further than that.

SHIRLEY ARNOLD: Well, I've got a couple

COMMISSIONER CHRISTENSEN: What, do our child care facility ordinances require
in the way of outside time and so forth? Can you answer
that?

- SHIRLEY ARNOLD: It has classified it, as I understand it, and unless I'm wrong -- correct me -- as a child care facility which I had my children in like Trinity and there's one going up at 6700 block with houses at 135. A child care facility usually has children playing outside. As I understand, it's not a school where they have recess. It's a care center which children go out and play and there will probably be swings and slides and the whole deal out there, you know.
- COMMISSIONER CHRISTENSEN: But they're all under school age or they wouldn't be in there, they'd be in school instead.
- SHIRLEY ARNOLD: Well, in summertime is when we're mostly out in the back. You can't leave a 8, 9, 10 year old kid alone all day long. Working mothers would drop them off proposedly in the morning and leave them out there 'til 6, 7 that night and pick them up after work. So, I'm not trying to be hard headed about this but it's just we've worked and put a lot of money into this land.
- COMMISSIONER CHRISTENSEN: You mentioned that you object to coming down on these pieces of property all the time. I -- regardless which way this goes because of the fact that there are 1, 2, 3, 4 pieces left on that street that are not commercial and it's surrounded on three sides by commercial, you're going to be coming down too. That's all commercial because eventually that's what they'll force it into.
- SHIRLEY ARNOLD: Excuse me, Mr. Christensen. We understood that there will be no more commercial on there. They're striving for professional zoning and we are not against that as long as it's decent professional zoning.
- COMMISSIONER CHRISTENSEN: Well, but you see, I'm giving the realities of it. What happens is that anybody that buys a piece of property tries to get the most return off it and if they get the most return by going commercial, there's nothing to prevent somebody from making an application for commercial. Anytime anybody makes an application for commercial and puts their money down, we have to notify all the property owners to come down here that it's coming up. So, if they want to come down to protest they can and I'm telling --
- SHIRLEY ARNOLD: Well, I appreciate being notified.

COMMISSIONER CHRISTENSEN: -- you from experience that there's nothing buried in concrete. If there was, you wouldn't live here either because nobody'd be here except the ones that buried the laws in the concrete years and years ago as far as the zoning is concerned. So anytime anybody wants to apply for commercial, they can apply and I'm just telling you that you're going to be down here very often protesting this because there will be applications on that strip of ground, like there have been in the past, probably from now on until it's all commercial.

SHIRLEY ARNOLD: Yes, sir, I realize that. This, like I say, it's the type of use; I mean, it's a noisy use. It's just a noisy use of property. I mean, we come down here I know on the corner of Del Rey just to inquire about their building some offices on the other end. They fixed it so it's not going to be two stories -- professional. Everybody's fine, great. There's going to be office buildings back there and we have no objections to something like that, but this, like I say, it's growing. I mean where it's 12 and she's not granted the 12 We're going into 49. After 49 I don't know what -- how they go into groups of 25 or what. She's got a big piece of land there. And, it's just this particular type --

MAYOR PRO-TEM LURIE: Why don't we hear from this gentleman so we can kind of move this on a little bit.

JOHN ARNOLD: John Arnold, 1254 Vista Drive. All right.

MAYOR PRO-TEM LURIE: You two related? Okay.

JOHN ARNOLD: Our principal objection is the use of the property. I think that's well understood now. We just feel like what's the difference now as opposed to when it was denied for commercial use over there four months ago. We feel like --

COMMISSIONER CHRISTENSEN: I can explain the difference because I'm the one that suggested that maybe they should go the other way.

JOHN ARNOLD: Fine.

COMMISSIONER CHRISTENSEN: The commercial use, once you zone it commercial, then any commercial use that fits in that zoning can be used there without coming before this Board. If you go this route, the use is restricted. The commercial

COMMISSIONER CHRISTENSEN: aspect is restricted to that use. Once that use ceases, it goes back to R-1. That was the purpose of not zoning it commercial because if you zoned it commercial, you could have retail stores there. You could have a restaurant there with a garbage bin five feet from your fence with remains of cooking all day in, which I'll guarantee you would be far more detrimental to your swimming pool than children would, this type of thing. That's the reason it was turned down commercial at the time and that's why it was suggested that they ought to really look at a variance because we're talking about a child care center here as opposed to a totally open use where anybody that bought the property from now on could put commercial on there without coming for zoning. So it was for the protection of the neighborhood actually that that was suggested to go that way rather than commercial. That is the difference primarily. I realize what you're talking about. She's already admitted and I admire the lady for that because she's up front with it. There's nothing being hidden here that she wants to have 49 kids there. I think we have to consider that because that's what she's actually applying for further down the line although now it's 12. She's already admitted she's got an application for 49 which I appreciate because we know going in what it is.

JOHN ARNOLD: Thank you. I admire her for being up front with it, too; also, that she has a financial hardship, but I believe that Mr. & Mrs. Generoso created their financial hardship. They made their improvements to the property before they got the zoning. They went in, put all the money into it, then were denied and I feel like I own a nice home there. If she gets the zoning and corrects her financial position, my property is going to be devalued simply because I've got a large home on an acre with a child care center in the back yard. Now, I don't feel it's fair to solve one financial problem and create another one. We've said that we all sat down and took the time to write letters saying why we didn't want this here. I think that we need protection just like Mrs. Generoso needs protection.

MAYOR PRO-TEM LURIE: Do you have any questions?

COMMISSIONER CHRISTENSEN: Do you really feel like your home will be devalued?

JOHN ARNOLD: Yes, sir.

COMMISSIONER CHRISTENSEN: Or do you feel like it might not increase as fast?

SHIRLEY ARNOLD: No.

JOHN ARNOLD: No. I think it will be devalued. Now, we were down here about two months ago. There was a child care center at Rancho and Charleston and we listened to the arguments against expanding that child care center and the arguments we heard were really bad. Those people are very upset down in those residences and there's some well known and intelligent people that came up and said some things that we could see happening around our property.

COMMISSIONER CHRISTENSEN: Some of the them were even true.

SHIRLEY ARNOLD: Well, may I just add one comment. My husband and myself own a real estate company. He is a licensed appraiser so we have a knowledge of what properties are like, how we sell property, what sells and what won't sell a property. So we're not just doing this out of hearsay or wild guessing. We bought this as a home and not an investment. If you knew what that piece of property looked like before we bought it, you'd know.

COMMISSIONER CHRISTENSEN: I know the area well.

SHIRLEY ARNOLD: Yes, and that was a mess out there. So it's not an investment to us. It's a home. We love it there. Otherwise, we'd just get up and move. I mean, this would be easier then coming down here, but we like it there and we're willing to fight for what we think we want and what the neighbors want, some of them have been there 23 years and they love it. We love it there. Otherwise, we would--it would be easier to move.

MAYOR PRO-TEM LURIE: Is there anyone else that's here to speak in opposition to this? Okay, thank you, Mr. & Mrs. Arnold. You have rebuttal. One rebuttal, then we'll close the hearing.

SYLVIA ANN GENEROSO: Yes, I wanted to mention why I did buy this piece of property and went into it like I did. I had talked to my neighbor and we had discussed, you know, the area going commercial and professional because of Brower's Printing down the street. Now, we have Flamingo Realtors and I think the Stanton Construction Company, but I had looked at the area and saw that I had the shopping

SYLVIA ANN GENEROSO: centers in front of me and then another one on the side of me and that it was, like I say, on an acre of property. I just didn't even stop to think that the people protesting me would be in back and then some of the people that did sign that other letter of protest were like four blocks down and one or two blocks to the east, which were quite out of the way for my area. I want to mention again the children will be inside the facility the majority of the time. I would say for maybe fifteen, twenty minute breaks outside. But the whole inside of the place is definitely set up for a child care center and pre-school and they'll be inside the majority of the time. I am not going to have children running around outside from eight to midnight or anytime outside, especially now if I get to open in the -- with the seasons, the time change and everything. It's going to be dark out there and I wouldn't want to take that responsibility of having children wander around outside at night.

MAYOR PRO-TEM LURIE: I think there's certain regulations the Child Welfare Board sets down as far as the outdoor time that these children have to have and do you have that information?

MR. FOSTER: We just checked with the License Department. They said there are no specified time.

MAYOR PRO-TEM LURIE: For playtime outside?

MR. FOSTER: Right and they said that generally they did not felt past four o'clock, just for convenience and control purposes but there isn't anything in the ordinance.

SYLVIA ANN GENEROSO: But I definitely wouldn't have them playing outside at night and I don't think that the voices of two year olds to five year olds carry that much as those say at New Horizon School or say at a regular public school with your older children. Their voices -- I mean if I had kids out there playing baseball, football, whatever, you might hear some noise, but for the ages I'm having, I don't think their voices will carry that much.

MAYOR PRO-TEM LURIE: Thank you. Any comments or questions from the Board? Does the Board wish to take action on this application today for the variance or use permit. Excuse me. What's before us today is a use permit for a child care facility

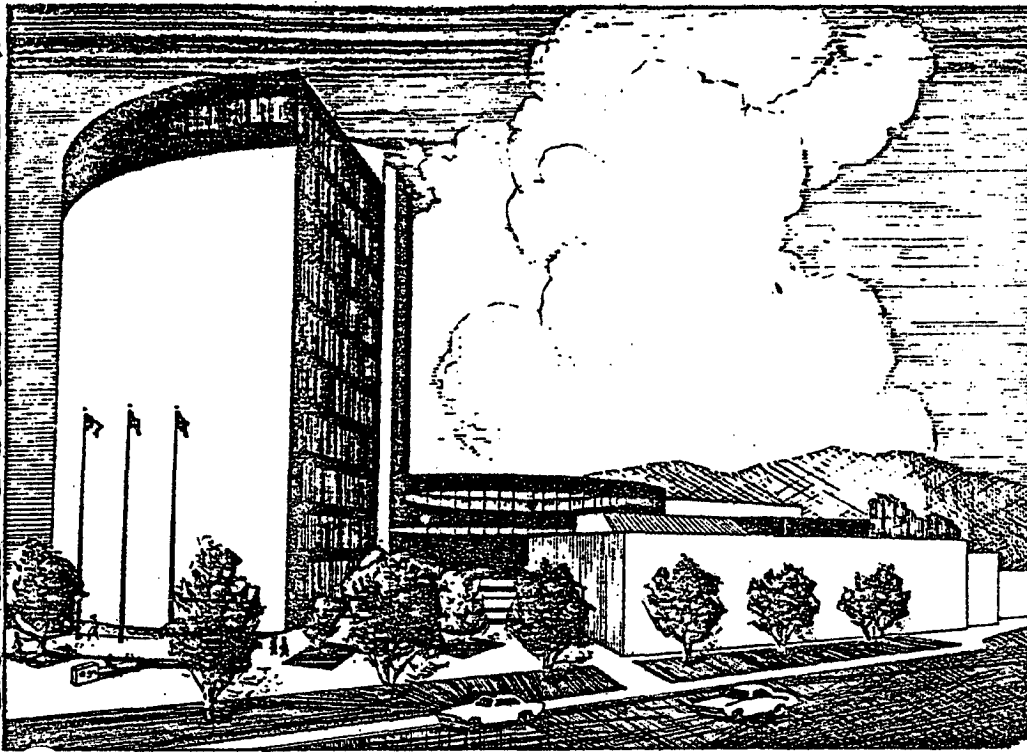
MAYOR PRO-TEM LURIE: and then under our licensing is the application for the use to be for 12 children. We'll take this -- we'll take the item D. first the use permit.

COMMISSIONER WOOFER: Mayor Pro-Tem, even though I sympathize with Mrs. Generoso and usually, probably the location is the key question, you know, whether this is compatible with the neighborhood and we've heard from the neighbors and they seem to indicate by a large majority that they don't feel it would be compatible for the neighborhood. Even though I sympathize with Mrs. Generoso and her child care center, I feel I have to go with the neighbors and make a motion to deny the use permit and follow and overturn the Board of Zoning Adjustment decision.

MAYOR PRO-TEM LURIE: You heard the motion. Are there comments on the motion? Have any comments? The motion is to deny the use. Cast your votes on the motion. So Commissioner Levy's gone. Post. The motion passes and the use is denied. That takes care of the other item, Item 12. (Lurie and Woofter voted "yes"; Christensen voted "no"; Briare & Levy excused)

END OF EXCERPT

001



MINUTES

City of Las Vegas

BOARD OF COMMISSIONERS

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

October 24, 1980
Resumed meeting
and

DATE: October 15, 1980

TIME: 9:45 A.M.

INVOCATION: Rev. Jerome Blankinship, Chaplain, Sunrise Hospital

PLEDGE OF ALLEGIANCE:

BOARD OF CITY COMMISSIONERS

PRESENT

ABSENT

EXCUSED

MAYOR BILL BRIARE

☒☐☐

COMM. PAUL J. CHRISTENSEN

☒☐☐COMM. RON LURIE
MAYOR PRO-TEM☒☐☐

COMM. AL LEVY

☒☐☐

COMM. ROY WOOFER

☒☐☐

CITY ATTORNEY

GEORGE F. OGILVIE

☒☐☐

APPROVED BY REFERENCE _____, 19____

ATTEST:

CITY CLERK

MAYOR

Note: Meeting was resumed
at 9 AM on October 24,
1980, and concluded
on that day.

Posting required under the provisions of NRS Chapter 241..

002

STATE OF NEVADA)
COUNTY OF CLARK) ss.

Kenneth Wilson

Gloria James, an employee of the City of Las Vegas, Nevada, being first duly sworn, deposes and says that on the 10th day of October 1980, at the hour of 9:30 AM there was posted a copy of the Agenda (NOTICE), the attached of which is a true and correct copy of a REGULAR MEETING of the BOARD OF CITY COMMISSIONERS OF THE CITY OF LAS VEGAS, to be held on the 15th day of October 1980, at 400 E. Stewart Avenue, Las Vegas, Nevada, to be posted on Public Bulletin Boards at the following locations:

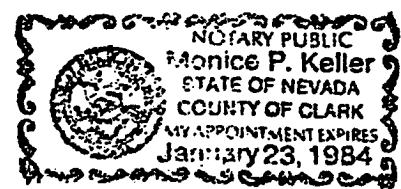
1. In the United States Post Office (Downtown), 301 Stewart Avenue;
2. In the Federal Building, 300 Las Vegas Blvd., South;
3. In the Clark County Courthouse, 200 E. Carson Avenue;
4. On the Public Bulletin Board at the Plaza Level of City Hall, 400 E. Stewart Avenue (near the entrance to the Court Clerk's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

Kenneth Wilson
Gloria James

G.S. 1223
Department of Division

Subscribed and sworn to before me this
10th day of October, 1980

Monice P. Keller
Notary Public in and for said County



AFFIDAVIT OF MAILING(Mailing required under the provisions of A.B. 437, NRS CHAPTER 241)

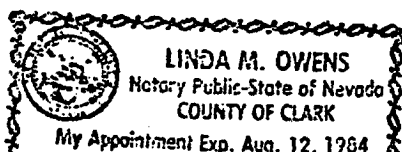
STATE OF NEVADA)
) ss.
 COUNTY OF CLARK)

LORETTA HALL, an employee of the City of Las Vegas, Nevada, being first duly sworn, deposes and says that on the 10th day of OCTOBER, 19 80, a copy of an AGENDA (NOTICE), the attached of which is a true and correct copy of a Regular Meeting of the BOARD OF CITY COMMISSIONERS of the City of Las Vegas, Nevada, to be held on the 15th day of OCTOBER, 19 80, 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).

Loretta Hall
 (an employee in the Office of the City Clerk)

Subscribed and sworn to before me
 this 10th day of OCTOBER, 1980.

Linda M. Owens
 Notary Public in and for said County
 and State



STATE OF NEVADA)
COUNTY OF CLARK) ss.

Thomas Young

Gloria James, an employee of the City of Las Vegas, Nevada, being first duly sworn, deposes and says that on the 21st day of October 1980, at the hour of 9:00 A.M. there was posted a copy of the Agenda (NOTICE), the attached of which is a true and correct copy of a RECESSED REGULAR MEETING of the BOARD OF CITY COMMISSIONERS OF THE CITY OF LAS VEGAS, to be held on the 24th day of October 1980, at 400 E. Stewart Avenue, Las Vegas, Nevada, to be posted on Public Bulletin Boards at the following locations:

1. In the United States Post Office (Downtown), 301 Stewart Avenue;
2. In the Federal Building, 300 Las Vegas Blvd., South;
3. In the Clark County Courthouse, 200 E. Carson Avenue;
4. On the Public Bulletin Board at the Plaza Level of 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 City Hall, 400 E. Stewart Avenue (near entrance to City Commission Chambers)

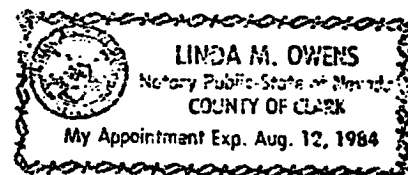
Thomas Young
Gloria James

G.S. 1223
Department of Division

Subscribed and sworn to before me this

21st day of October, 1980

Linda M. Owens
Notary Public in and for said County



Commission expires: Aug. 12, 1984

AGENDA*City of Las Vegas*

005

October 24, 1980

BOARD OF CITY COMMISSIONERS

Page 1

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

RECESSED MEETING FROM OCTOBER 15, 1980 - TO
BE RESUMED FRIDAY, OCTOBER 24, 1980 AT 9:00 A.M.
CITY COMMISSION CHAMBERS

III. Department of Business Activity
Ila M. Britt, Director

F. LIQUOR - RECLASSIFICATION

3. *THE DRAGON RESTAURANT
1000 E. Sahara, Suite E, F

From: Restaurant Beverage
To: Service Bar

Thomas Sin Yee Kwok, 100%

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

IV(a) Administrative Agenda
Russell W. Dorn, City Manager

- C. DISCUSSION AND POSSIBLE ACTION ON A
RESOLUTION REGARDING QUESTION 6.
- D. DISCUSSION AND POSSIBLE ACTION ON A
RESOLUTION REGARDING THE TRANSPORTING AND
DISPOSAL OF NUCLEAR WASTE MATERIALS.
- E. DISCUSSION AND POSSIBLE ACTION ON THE
APPROVAL OF THE PROPOSED LEASE CONCERNING
THE USE OF FIVE DIESEL BUSES BY LAS VEGAS
TRANSIT SYSTEM.

IV(g) Department of General Services
Dan R. Pilkington, Director

A. AWARD OF BIDS

2. Modifications to Waste Water Treatment Plant
Department of Public Services
Engineering Design Division

V. George F. Ogilvie - City Attorney

H. DISCUSSION AND POSSIBLE ACTION ON THE
EXTENSION OF THE AGREEMENT WITH J.C.S.
BENCH ADVERTISING COMPANY.

AFFIDAVIT OF MAILING

(Mailing required under the provisions of NRS Chapter 241)

STATE OF NEVADA)
)
 COUNTY OF CLARK) ss.

Maureen Ann Parco, an employee of the
 City of Las Vegas, Nevada, being first duly sworn, deposes and
 says: That on the 21 day of October, 1980,
 a copy of CITIZENS AGENDA RECESSED MEETING FROM OCTOBER 15, 1980 - TO
BE RESUMED FRIDAY, OCTOBER 24, 1980 AT 9:00 A.M. CITY COMMISSION CHAMBERS

of which the attached is a true and correct copy, was deposited
 in the United States Mail, postage prepaid, first class mail, to
 each person and/or organization whose name appears in the AGENDA
 (NOTICE) REGISTER maintained in the Department (or Division) of
City Clerk

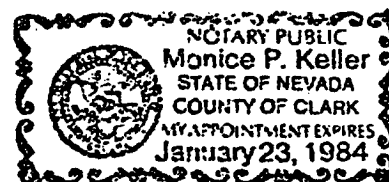
as having requested, in writing, a copy of said Agenda (NOTICE).

Maureen Ann Parco
 Employee's Signature

City Clerk
 Department or Division (of City)

SUBSCRIBED AND SWORN TO before me
 this 21st day of October, 1980

Monice P. Keller
 NOTARY PUBLIC in and for said County and State



AGENDA

008

City of Las Vegas

October 15, 1980

BOARD OF CITY COMMISSIONERS
COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

Page 1

PHONE 386-6011

ITEM

Commission Action

Department Action

I. 9:45 A.M.

ALL MEMBERS OF BOARD PRESENT.
MEETING BEGAN AT 9:45 A.M.

Presentation of Service Award Pins and Service Award Certificates to include all City employees who had 5, 10, 15, 20 or 25-year anniversary dates falling in July, August, September and October, 1980

Awards presented to employees by Mayor and Commissioners.

A. COMMUNITY RELATIONS

Progress Report - 1980 Diamond Jubilee (John Cahlan)

Report given by John Cahlan

B. SPECIAL EVENTS

12 noon - Dedication of Bob Baskin Park at West Oakey Blvd. near Rancho Drive.

Mayor Briare announced this dedication and invited audience and staff to attend.

(Meeting to be recessed at 11:45 AM in order that Board can attend this dedication.)

II. 10:00 A.M.

A. ANNOUNCEMENT re COMPLIANCE WITH OPEN MEETING LAW

Announcement Made

B. INVOCATION

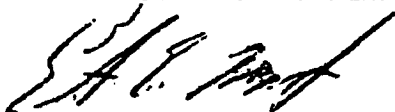
Rev. Jerome Blankinship
Chaplain, Sunrise Hospital

Invocation Given by
Rev. Jerome Blankinship

C. PLEDGE OF ALLEGIANCE

Pledge Given

APPROVED AGENDA ITEM



LONGEVITY SERVICE AWARDS

009

October 15, 1980

CITY ATTORNEY

5 Year Award

Don L. Griffith

10 Year Award

Erlene Lasko

MUNICIPAL COURT

5 Year Award

Lawrence Davidson

Howard McBroom

BUSINESS ACTIVITY

10 Year Award

Billy S. Youngs

Dorothy Wilson

15 Year Award

Beulah Bender

FINANCIAL MANAGEMENT

25 Year Award

LaVerne Davis

COMMUNITY PLANNING & DEVELOPMENT

010

5 Year Award

Howard Null

GENERAL SERVICES

5 Year Award

Margarita Alvarez

Mildred Edwards

10 Year Award

Aniello Ariano

Charles Gooden

Walter Lister

Hitoshi Nukaya

15 Year Award

James Ed Park

PUBLIC SERVICES

5 Year Award

Raymond L. Jackson

Richard Girling

10 Year Award

William E. Cook

William Downey

Joel S. Harris

Douglas J. Holley

John Marechek

Nelson Palmer

PUBLIC SERVICES CON'T.

10 Year Award

Richard Sieler

John St. Clair

B. Michael Webb

Robert Pishnak

15 Year Award

Edrick Ponthieux

Donna Gehrig

BUILDING & SAFETY

5 Year Award

Michael Nunziata

RECREATION & LEISURE ACTIVITIES

5 Year Award

William Gromko

10 Year Award

Leon Cichoski

Steve Marks

Jerry Wilson

15 Year Award

William Gladding

Alpine Chadburn

012

FIRE SERVICES

10 Year Award

Raymond Messler

David Snyder

15 Year Award

David Dennis

Keith Messenger

Gary A. Sherrill

Fred D. Smith

Leland Stapley

Oliver A. Stephens

20 Year Award

Sylvain Beulow

James Grigsby

AGENDA*City of Las Vegas*

October 15, 1980

BOARD OF CITY COMMISSIONERS

Page 2

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITYILA M. BRITT, DIRECTOR*CONSENT AGENDA

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

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

1. BLACK YOUTH APPRECIATION SOCIETY -- raffle tickets
2. AMERICAN DIABETES ASSOCIATION -- a Bike-A-Thon
3. AMERICAN HEART ASSOCIATION -- annual Cyclethon
4. ANIMAL RESCUE FOUNDATION -- tickets to a variety show
5. BIG BROTHERS/BIG SISTERS OF SOUTHERN NEVADA -- tickets to a dinner
6. BOY SCOUTS OF AMERICA, BOULDER DAM AREA COUNCIL -- tickets to Scout-O-Rama
7. WALTER BRACKEN P. T. A. -- a carnival; raffle tickets
8. CALVARY LUTHERAN CHURCH -- a bazaar; raffle tickets; a rummage sale

Lurie -
APPROVED
Items 1 thru 38.
Unanimous

Staff to proceed

APPROVED AGENDA ITEM



AGENDA*City of Las Vegas*

October 15, 1980

BOARD OF CITY COMMISSIONERS

Page 3

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

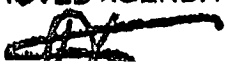
Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)*A. CHARITABLE SOLICITATIONS PERMITS
(cont'd)

9. E. W. CLARK HIGH SCHOOL
NEWSPAPER "CHARGER" -- sale
of advertising space
10. E. W. CLARK HIGH SCHOOL
YEARBOOK "CAVALCADE" --
sale of advertising space
11. DELTA SIGMA THETA, INC.
SORORITY, LAS VEGAS ALUMNAE
CHAPTER -- tickets to a
fashion fair
12. JAMES H. DOWN TOWERS TENANTS'
COUNCIL -- a bazaar; raffle
tickets
13. FIRST BAPTIST CHURCH, AMER-
ICAN BAPTIST WOMEN -- a
rummage/bake sale
14. FREMONT JUNIOR HIGH SCHOOL --
sale of magazine subscrip-
tions
15. FIRST CHRISTIAN CHURCH,
CHRISTIAN WOMEN'S FELLOWSHIP --
a Craft Fair
16. GOOD SHEPHERD HOME OF THE
WEST AUXILIARY -- a rummage
sale
17. HOME OF THE GOOD SHEPHERD
AUXILIARY -- a thrift shop
18. HYDE PARK JUNIOR HIGH
SCHOOL -- sale of magazine
subscriptions

APPROVED
See Page 2

See Page 2

APPROVED AGENDA ITEM


AGENDA*City of Las Vegas*

October 15, 1980

BOARD OF CITY COMMISSIONERS

Page 4

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

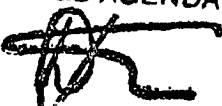
Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)*A. CHARITABLE SOLICITATIONS PERMITS
(cont'd)APPROVED
See Page 2

See Page 2

- 19. KIDNEY FOUNDATION OF NEVADA
sale of cards/candy
- 20. LAS VEGAS ART MUSEUM -- an
art exhibit
- 21. LAS VEGAS ARTISTS' CO-OP/
LAS VEGAS ART MUSEUM -- an
Artworks Festival
- 22. LES FEMMES DOUZE -- tickets
to a dinner; sale of adver-
tising space
- 23. MOUNTAIN VIEW LUTHERAN
CHURCH, WOMEN'S MISSIONARY
LEAGUE -- a bazaar
- 24. NEVADA SAFETY COUNCIL --
sale of "Dollar to Save a
Life" stickers
- 25. RANCHO HIGH SCHOOL YEARBOOK
"EL SOL" -- sale of adver-
tising space
- 26. C. C. RONNOW P. T. A. -- a
carnival
- 27. ST. JOHN'S GREEK ORTHODOX
CHURCH, PHILOPTOCHOS SOCIETY
a bazaar; raffle tickets; a
bake sale
- 28. ST. JOSEPH'S SCHOOL PARENTS
CLUB -- sale of candy; a
rummage sale

APPROVED AGENDA ITEM



AGENDA*City of Las Vegas*

October 15, 1980

BOARD OF CITY COMMISSIONERS

Page 5

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)*A. CHARITABLE SOLICITATIONS PERMITS
(cont'd)

- 29. SENIOR CITIZENS' CENTER --
annual "Elderfest"
- 30. SENIOR CITIZENS' CENTER,
SENIOR CITIZENS' ORIGINAL --
a bazaar
- 31. SEVENTH DAY ADVENTIST CHURCH --
general solicitations
- 32. SOUTHERN NEVADA SANDPIPERS
BOOSTERS CLUB, INC. --
pledges for Swim-For-Funds;
sale of advertising space
- 33. SWEET ADELINES, LAS VEGAS
CHAPTER -- tickets to enter-
tainment show; sale of
advertising space
- 34. TEMPLE BETH SHOLOM SISTER-
HOOD -- raffle tickets
- 35. VALLEY HOSPITAL WOMEN'S
AUXILIARY -- tickets to
"Yule Tree Ball"; raffle
tickets
- 36. VEGAS CHAPTER DEMOLAY
MOTHERS' CLUB -- sale of
candy
- 37. VETERANS OF FOREIGN WARS
POST # 1753 -- sale of
buddy poppies
- 38. WE CARE FOUNDATION, GRATEFUL
HEARTS -- a carnival; raffle
tickets

APPROVED
See Page 2

See Page 2

APPROVED AGENDA ITEM



AGENDA*City of Las Vegas*

October 15, 1980

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

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ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
 (cont'd)

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

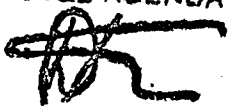
Family Child Care Homes

1. DEBORAH WEST
4300 Nolan Lane
4 children days
2. LORI WOOD
200 Tighe Way
4 children days/4 nights
3. RONALYN BADGETT
5413 Gipsy
5 children days
4. VICKY GRAY
1500 Culley
4 children days/4 nights
5. EDITH JANTZI
1123 Eastwood Drive
6 children days
6. DOLLY HALL
3709 Bradley Road
6 children days/5 nights
3 before/after school

Lurie -
 APPROVED
 Items 1 thru 7.
 Unanimous

Staff to proceed

APPROVED AGENDA ITEM



AGENDA*City of Las Vegas*

October 15, 1980

BOARD OF CITY COMMISSIONERS

Page 7

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)*B. CHILD CARE FACILITY APPLICATIONS
(cont'd)Family Child Care Homes
(cont'd)

7. VIRGINIA NECHY
2029 Bonita Avenue
6 children days

APPROVED
See Page 6

See Page 6

Group Child Care Home

- * 1. TINY TOTS
1201 Arville
12 children days
* Subject to Use Permit Approval.

No Action Taken.
Item was held until
afternoon session
and Use Permit was
denied, thus no
action was appropriate.

CHILD CARE CENTER

1. WEST CHARLESTON BAPTIST
CHURCH DAY
6701 West Charleston
135 children days
Director: Lela Coomer

Lurie -
APPROVED
Unanimous

Staff to proceed

*C. GAMING -- Additional

1. RA-JA, INC.
49er Saloon & Casino
1556 North Eastern Avenue
1 slot

Lurie -
APPROVED
Items 1 thru 5.
Unanimous with
exception that
Lurie abstained
from voting on
Items 1 and 5.

Staff to proceed

APPROVED AGENDA ITEM



City of Las Vegas

AGENDA DOCUMENTATION

Date: October 6, 1980

TO:

The Board of City Commissioners

FROM:

DON SAYLOR, DEPUTY CITY MANAGER

SUBJECT: DEPARTMENT OF BUSINESS ACTIVITY -- OCTOBER 15, 1980 COMMISSION AGENDA
CHILD CARE FACILITY APPLICATION -- Family Child Care HomesPURPOSE/BACKGROUND

Item, "B", 7.

Appearing before the Commission at the October 15, 1980 meeting under the Department of Business Activity "Consent Agenda", Item # B - 7, is a request by Virginia Nechy, 2029 Bonita Avenue, for a new family child care home license, to care for six children, days only.

Virginia Nechy's application was reviewed by the Child Welfare Board at their regular meeting held September 28, 1980. A letter of protest was submitted by the neighbors with a total of fourteen signators objecting to the issuance of a license. A review of this letter indicates their objection relates to their not wanting a commercial venture of any kind in their neighborhood.

The Child Welfare Board, after review of this matter, recommended that the application of Virginia Nechy to operate a family child care home at 2029 Bonita Avenue be approved.

A copy of the letter of protest is attached.

FISCAL IMPACTRECOMMENDATIONS*W. M. Britt*

W. M. Britt, Director
Department of Business Activity

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

Agenda Item

III B 7

September 10, 1980

City of Las Vegas
 Dept. of Business Activities
 Child Care Facilities
 222 Carson Ave.

This is a letter of protest by the home owners of the 2000 block of Bonita Street, Las Vegas, Nevada.

We do not want a commercial venture of any kind in our vicinity. Most of us have lived here a good number of years, raised our familys and want the peace and quiet of a fine residential neighborhood.

This protest is raised specifically against a new home owner at 2029 Bonita who is operating a child care day home.

Please give us the privilege of continuing to live in the environment of our choice, in the kind of homes that we have all invested our money in, without interruption.

Thanking you for your consideration.

Mr. & Mrs. L. Branch
 2025 Bonita

Mrs. Barbara Frazzini
 2012 Bonita Ave

Eldon Larson 2030 Bonita
 Mr. & Mrs. James Gibson
 2021 Bonita Ave.

Arthur Ingram 2016 Bonita Ave.
 George H. Ingram 2012 Bonita Ave.

Mr. & Mrs. Charles R. Inghram
 2032 Bonita Ave.

Mr. & Mrs. Jesse Selig
 2028 Bonita Ave.

Mr. & Mrs. John Lacey

Geoff and Rose Harris
 2008 Bonita -

Melissa and Herbert Well
 2004 E Bonita

MR & MRS Charles H. Haskins
 2000 Bonita Ave

Mr. & Mrs. Halley
 2009 Bonita

Mr. & Mrs. George H. Sigman
 2033 Bonita Ave.

2017 Bonita

021

City of Las Vegas

AGENDA DOCUMENTATION

Date: October 6, 1980TO:
The Board of City CommissionersFROM:
DON SAYLOR, DEPUTY CITY MANAGERSUBJECT: DEPARTMENT OF BUSINESS ACTIVITY -- OCTOBER 15, 1980 COMMISSION AGENDA
CHILD CARE FACILITY APPLICATION -- Group Child Care HomePURPOSE/BACKGROUND

Item "B", 1.

Appearing on the October 15, 1980 Commission agenda is an application for a Group Child Care Home under the name Tiny Tots, 1201 Arville. The applicant, Sylvia Ann Generoso, is requesting this license to care for twelve children, days only.

The application was reviewed by the Child Welfare Board at their regular meeting held September 28, 1980, and the Board has recommended approval of the license, subject to the applicant receiving final approval for a use permit for that location.

The request for final approval of the use permit (U-53-80) appears on the Community Planning and Development Department's portion of the October 15, 1980 agenda.

FISCAL IMPACTRECOMMENDATIONS

Ira M. Britt
Ira M. Britt, Director
Department of Business Activity

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

Agenda Item

III B 1

AGENDA*City of Las Vegas*

022

October 15, 1980

BOARD OF CITY COMMISSIONERS

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

Page 8

ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)*C. GAMING -- Additional
(cont'd)

2. UNITED COIN MACHINE COMPANY

APPROVED
See Page 7

See Page 7

Golden Eagle Casino
2466 Las Vegas Blvd South
4 slots

3. AMERICAN COIN MACHINE COMPANY

Village Inn Liquors
238 West Sahara
1 slotMargie's Fiesta
1610 East Charleston
1 slot

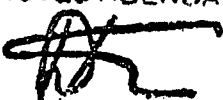
4. AUTOMATIC AMUSEMENTS OF L. V.

Loyal Order of Moose #1763
1600 Gragson
1 slot

5. CASINO SERVICES

Four Queens Hotel & Casino
202 East Fremont
6 slotsHotel Nevada & Casino
235 South Main
5 slotsLas Vegas Club
18 Fremont
6 slots

APPROVED AGENDA ITEM



AGENDA*City of Las Vegas*

October 15, 1980

BOARD OF CITY COMMISSIONERS

Page 9

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)*D. RETAIL TOBACCO -- Additional

1. SKY TOP VENDING
Social Circle Bar
235 North Eastern

Lurie -
APPROVED
Unanimous

Staff to proceed

E. LIQUOR -- New

1. *UNCLE TONY'S
1553 North Eastern
Restaurant Beverage License

Roger Petorella, 100%

Levy -
APPROVED
Items 1 thru 6,
subject to
provisions.
Unanimous

Staff to proceed

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

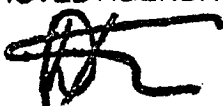
2. *THE ITALIAN MARKET & RESTAURANT
240 North Jones Blvd
Service Bar License

The Italian Market, Inc. --
Bill Kresent Blackman, Pres,
Dir, 50%
John Abraham Ablahani, Secy-
Treas, Dir, 50%

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

3. VILLA PIZZA
552 North Eastern
Restaurant Beverage License

Carmine Vento and Ann Vento,
100%, jointly as husband &

APPROVED AGENDA ITEM ^{wife}


AGENDA*City of Las Vegas*

October 15, 1980

BOARD OF CITY COMMISSIONERS

Page 10

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)E. LIQUOR -- New
(cont'd)

4. *PIZZA INN
1941 North Decatur
Restaurant Beverage License

APPROVED
See Page 9

See Page 9

The Pizza Inn, Inc. --
Francis J. Spillman, Pres
Raymond E. Kelly, V. P.
et al

Gary Price, Resident Manager

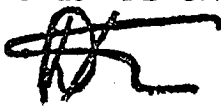
*Subject to the provisions of the
Planning, Building, and Fire codes
and Health Department regulations

5. *LEROY'S HORSE & SPORTS PLACE
114 South 1st Street
Tavern License

Leroy's Horse & Sports Place,
Inc. --
Victor J. Salerno, Jr.,
Pres, Treas, Dir, 96%
Robert Leroy Merillat, V. P.,
Dir, 2%
Michael Shears Merillat,
Secy, Dir, 2%

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

APPROVED AGENDA ITEM



AGENDA*City of Las Vegas*

October 15, 1980

BOARD OF CITY COMMISSIONERS

Page 11

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)E. LIQUOR -- New
(cont'd)

6. *HOLIDAY INN - LAS VEGAS
DOWNTOWN
300 North Main Street
Hotel Liquor License

Holiday Inns, Inc. --
Roy E. Winegardner, Chmn
of Board, Chief Exec Ofcr

Victor C. Bushman, General
Mgr

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

APPROVED
See Page 9

See Page 9

F. LIQUOR -- Reclassification

1. SHADOW BOX LOUNGE
1729 East Charleston

From: Tavern License

To: General Liquor License

Jack Galardi, 100%

Lurie -
APPROVED
Items 1 and 2.
Unanimous

Staff to proceed

2. JAX LOUNGE
115 North 4th Street

From: Tavern License

To: General Liquor License

Fourth Street Liquors
Inc. --

Willard Williams,
Pres, 50%

Jack Galardi, Secy-
Treas, 50%

APPROVED AGENDA ITEM

City of Las Vegas

AGENDA DOCUMENTATION

Date: October 6, 1980TO:
The Board of City CommissionersFROM:
DON SAYLOR, DEPUTY CITY MANAGERSUBJECT: DEPARTMENT OF BUSINESS ACTIVITY -- OCTOBER 15, 1980 COMMISSION AGENDA
LIQUOR -- NEWPURPOSE/BACKGROUND

Item E. # 6

Appearing before the Commission at the October 15th meeting is an application for a new hotel liquor license for Holiday Inns, Inc., dba Holiday Inn - Las Vegas Downtown, 300 North Main Street.

The liquor (and gaming) licenses previously held at this location were issued under the name Holiday International Casino to SAR Enterprises, Inc., with Major A. Riddle and Morris Shenker as the two officers, directors, and stockholders.

The Department of Business Activity has received a letter dated October 1, 1980, from Melvin D. Close, Jr., Executor of the Estate of Major A. Riddle, advising that all liquor and casino operations by SAR Enterprises, Inc. ceased as of 5:00 a.m., September 28, 1980.

FISCAL IMPACTRECOMMENDATIONS

Ila M. Britt
Ila M. Britt, Director
Department of Business Activity

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

Agenda Item
III. E # 6

027

Jones, Jones, Bell, Close & Brown, Ltd.

A PROFESSIONAL CORPORATION

ATTORNEYS AT LAW

700 VALLEY BANK PLAZA

300 SOUTH FOURTH STREET

LAS VEGAS, NEVADA 89101

CLIFFORD A. JONES
HERBERT M. JONES
THOMAS G. BELL
MELVIN D. CLOSE, JR.
JOSEPH W. BROWN
GARY R. GOODHEART
MICHAEL E. BUCKLEY
MIKE SLOAN
ROY E. SMITH
SUSAN WILLIAMS
BRUCE K. COLLMAR
WILL KEMP
KIRK R. HARRISON
HAROLD P. GEWERTER
LYNDA S. MABRY
DON W. ASHWORTH

AREA CODE 702
TELEPHONE 385-4202

TELEX: 684 516
ANS. BK JONES LSV

OF COUNSEL
EDWARD W. LEBARON, JR.
LYLE RIVERA

October 1, 1980

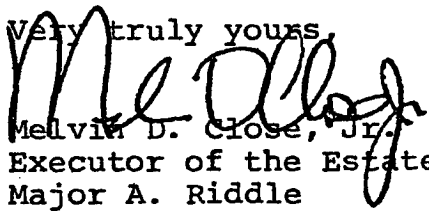
Department of Business Activity
P.O. Box 1900
Las Vegas, NV 89101

Attention: Marg Heather

Dear Ms. Heather:

Please be advised that SAR Enterprises, Inc. doing business as the Holiday International Casino, ceased all liquor and casino operations at 5:00 A.M. on September 28, 1980. The restaurant operation will continue for a short period of time, but its operation will be assumed by the landlord.

Very truly yours,


Melvin D. Close, Jr.
Executor of the Estate of
Major A. Riddle

10/3/80
Debbie -
Mark out
all liquor
& gaming.
mt

AGENDA*City of Las Vegas*

October 24, 1980

Page 11-A

BOARD OF CITY COMMISSIONERS
COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
ILA M. BRITT, DIRECTOR

F. LIQUOR - RECLASSIFICATION

3. *THE DRAGON RESTAURANT
1000 E. Sahara, Suite E, F

From: Restaurant Beverage
To: Service Bar

Thomas Sin Yee Kwok, 100%

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

Lurie -
APPROVED subject to
provisions.
Unanimous
(Woofter - temp.
excused)
(Item heard on
10/24/80 -
see page 42)

Staff to proceed

City of Las Vegas

029

AGENDA DOCUMENTATION

Date: October 20, 1980TO:
The Board of City CommissionersFROM: *[Signature]*
DEPUTY CITY MANAGERSUBJECT: DEPARTMENT OF BUSINESS ACTIVITY -- OCTOBER 15, 1980 COMMISSION AGENDA
LIQUOR -- ReclassificationPURPOSE/BACKGROUND

Item F. #3

Appearing on the agenda for the October 24th recessed meeting of the City Commission is a request from the Dragon Restaurant, 1000 E. Sahara Avenue (Thomas Sin Yee Kwok, 100%) to reclassify their current restaurant beverage liquor license to a service bar license.

This request was not placed on the October 15th agenda due to the fact that the premises at 1000 East Sahara at the time of preparation of that agenda did not meet the necessary square footage required by ordinance. The licensee has since obtained additional floor space, and is able to comply with the 1,500 square feet requirement to accommodate one hundred (100) patrons.

FISCAL IMPACT

NONE

RECOMMENDATIONS

City Manager recommends approval.

Ila M. Britt (for)
Ila M. Britt, Director
Department of Business Activity

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

Agenda Item

III. F. 3

CITY OF LAS VEGAS

Date

030

INTER-OFFICE MEMORANDUM

October 16, 1980

TO:

CAROL HAWLEY
CITY CLERK

FROM:

DEPT. OF BUSINESS ACTIVITY

SUBJECT:

COMMISSION AGENDA ITEM
OCTOBER 24, 1980

COPIES TO:

Please place the following item on the agenda for the recessed
City Commission meeting to be held Friday, October 24, 1980.

LIQUOR -- Reclassification

1. *THE DRAGON RESTAURANT
1000 E. Sahara, Suite E, F

From: Restaurant Beverage
To: Service Bar

Thomas Sin Yee Kwok, 100%

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

Ila M. Britt
Ila M. Britt, Director

IMB: mh

AGENDA*City of Las Vegas*

October 15, 1980

BOARD OF CITY COMMISSIONERS

Page 12

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)G. LIQUOR -- Approval of Manager

1. BILLY JO'S
2472-74 Industrial Road
Tavern License
The Power Company, Inc. --
Joseph P. Monteiro, sole
Ofcr & stockholder
Manager: Stanley J. Grant

Lurie -
APPROVED
Unanimous

Staff to proceed

H. LIQUOR & RETAIL TOBACCO -- New

1. *LAS VEGAS INN & CASINO
1501 West Sahara Avenue
Hotel Liquor/Package Liquor*
Las Vegas Inn & Casino, Inc.
Andrew Vasila, Pres, Dir
Howard Ruppre, V. P., Dir
Jack Libby, Secy-Treas, Dir
James Manuel, Dir
Raymond O'Connor, Dir

Lurie -
APPROVED
*Items 1 and 2,
subject to provisions
and final State
approval.
Unanimous

Staff to proceed

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

**Package Liquor License subject to
issuance of an unrestricted gaming
license (final State approval
pending)

2. *7-ELEVEN FOOD STORE #22939
1624 South Decatur
Beverage Off-Sale

Southland Corporation --
John P. Thompson, Chmn of Bd,
Chief Exec Ofcr, Dir
Jere W. Thompson, Pres, Dir, et al
Ed Davis, District Manager

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

APPROVED AGENDA ITEM

AGENDA*City of Las Vegas*

032

October 15, 1980

BOARD OF CITY COMMISSIONERS

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

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ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)I. LIQUOR, GAMING & RETAIL TOBACCO --
Approval of Additional Corporate
Officer

1. GOLDEN NUGGET
129 Fremont Street
3 Tavern/ 1 Package Liquor
Unrestricted Gaming

GNLV, Corporation --

Additional Officer:
Douglas G. Pool, Treas,
Controller

2. THE MINT HOTEL & CASINO
100 Fremont Street

Sahara-Nevada Corp (Liquor)
Consolidated Casinos Corp
(Gaming)Additional Officer:
Lawrence T. Ryhlick, Exec
V. P.Lurie -
APPROVED
Items 1 and 2
Unanimous

Staff to proceed

J. GAMING -- New

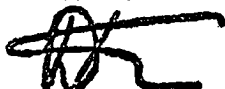
1. *RAYDON AMUSEMENT COMPANY
3555 South Highland #9
Slot Operator

Raydon Amusement Corporation
Gordon Frank Roseveare,
Pres, 50%
Carmen Roseveare, Secy-
Treas, 50%Lurie -
APPROVED subject to
provisions.
Unanimous

Staff to proceed

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

APPROVED AGENDA ITEM



AGENDA*City of Las Vegas*

October 15, 1980

BOARD OF CITY COMMISSIONERS

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

Page 14

ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)K. RETAIL TOBACCO VENDOR -- New

1. SILVER STATE VENDING &
ENTERTAINMENT
1201 East Sahara

Zorach J. Super, 100%

Location: Amtrack Station
#1 North MainLurie -
APPROVED
Unanimous

Staff to proceed

L. PRIVATE DETECTIVE LICENSE --
Change of Location

1. *CENTRAL PROCESS SERVICE

From: 316 East Bridger #201

To: 907 South Third

Janet C. Baliotis,
100%Lurie -
APPROVED subject to
provisions.
Unanimous

Staff to proceed

*Subject to the provisions of the
Planning, Building, and Fire codesM. SPECIAL EVENT LIQUOR LICENSE

1. GREATER LAS VEGAS URBAN
LEAGUE, INC.

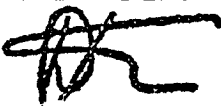
Location: Lorenzi Park

Date: October 18, 1980

Responsible Licensee:
Lovell JohnsonLurie -
APPROVED
Unanimous

Staff to proceed

APPROVED AGENDA ITEM



AGENDA*City of Las Vegas*

October 15, 1980

BOARD OF CITY COMMISSIONERS

Page 15

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)N. LIQUOR -- Request for Extension of Inactive Status1. MR. REED'S
22 Fremont Street
Tavern License

Reed Snitker, 100%

(Closed 7/8/80. Extension for
9/5/80 thru 11/3/80 approved
8/20/80. Request for extension
of inactive status for 60-day
period: 11/4/80 thru 1/1/81.)Levy -
APPROVED request
for extension.
Motion carried with
Lurie & Christensen
voting "no".

Staff to proceed

O. COMMUNICATION ITEMLetter from Charleston Plaza
Merchants, Inc., requesting
reduction of license fees to
\$25.00 per day for Jett's
Petting Zoo for the period
November 28, 1980 thru
December 7, 1980.Lurie -
APPROVED request.
Unanimous

Staff to proceed

P. LIQUOR -- Change of Business Name*

1. From: Spaghetti Garden

TO: PINK PUSSY CAT LOUNGE
1401 Las Vegas Blvd S
Tavern LicenseLas Vegas Oriental, Inc.
Alfred Yung-Hsiang
Wu, Pres
Benjamin Ming Hwang,
Secy-TreasNo Action Taken
as a result of
action taken on
Item V-D of City
Attorney's Agenda.
See Page 25.
(Item was held
until after V-D
was heard.)*A request for a Show Cause Hearing on
this license appears on the City
Attorney's Agenda, Page 25.

APPROVED AGENDA ITEM

City of Las Vegas

AGENDA DOCUMENTATION

Date: ⁰³⁵October 3, 1980TO:
The Board of City CommissionersFROM:
DON SAYLOR, DEPUTY CITY MANAGERSUBJECT: DEPARTMENT OF BUSINESS ACTIVITY -- OCTOBER 15, 1980 COMMISSION AGENDA
LIQUOR -- Request for Extension of Inactive StatusPURPOSE/BACKGROUND

Item, "N", 1.

Standard request for extension of inactive status on liquor license as follows:

1. Mr. Reed's

Copy of letter requesting extension attached.

FISCAL IMPACTRECOMMENDATIONS*Ila M. Britt*
Ila M. Britt, Director
Department of Business ActivityDISPOSITIONApproved ☐
Disapproved ☐
Held ☐

Status Due: _____

LAW OFFICES

WIENER, WALDMAN & GORDON, LTD.

SUITE 703 FIRST NATIONAL BANK BUILDING

302 EAST CARSON AVENUE

LAS VEGAS, NEVADA 89101

(702) 382-9666

LOUIS WIENER, JR.
HERBERT L. WALDMAN
GERALD M. GORDON
MARC C. GORDON
WILLIAM R. PRITCHARD

October 2, 1980

Ms. Ila M. Britt, Director
Department of Business Activity
400 Stewart Avenue
Las Vegas, Nevada 89101

Re: Reed Snitker, Sr.
Mr. Reed's
22 Fremont Street
Tavern License

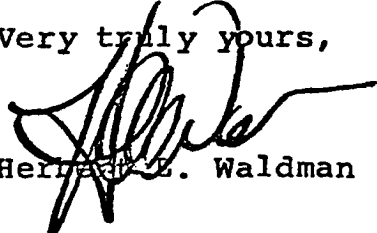
Dear Ms. Britt:

This letter is written for and on behalf
of Mr. Reed Snitker, Sr., the holder of a tavern
license.

Pursuant to your letter of September 10,
1980, requesting that a letter be addressed to you
if an additional extension is necessary, I am writing
requesting said extension at this time so that said
matter may be placed on the agenda for the regular
commission meeting scheduled for October 15, 1980.

Thank you for your attention to this
request.

Very truly yours,


Herbert L. Waldman

HLW/nf

City of Las Vegas

037

AGENDA DOCUMENTATION

Date: October 3, 1980

TO: The Board of City Commissioners

FROM: DON SAYLOR, DEPUTY CITY MANAGER

SUBJECT: DEPARTMENT OF BUSINESS ACTIVITY -- OCTOBER 15, 1980 COMMISSION AGENDA
COMMUNICATION ITEMPURPOSE/BACKGROUND

Item, "0", 1.

Appearing on the October 15, 1980 commission agenda as a communication item is a request for reduction of license fees from \$100 per day to \$25 per day for Jett's Petting Zoo.

Title 5, Chapter 1(A), Section 4, Subsection T9, Traveling Shows, provides that "the Board of City Commissioners may, upon the application of any person, issue a license under this subsection for the fee of \$25.00 per day, if the Board finds that such traveling show will not require supervision on the part of the City over and above that normally required for other businesses."

The records of this department indicate that this reduction has been approved previously for Jett's Petting Zoo, and that there have not been any problems associated with this attraction in the past.

A copy of a letter dated September 19, 1980, from Richard Goldsworthy, Promotion Director, Charleston Plaza Merchants, Inc., requesting the reduction of license fees is attached.

FISCAL IMPACTRECOMMENDATIONS

Ila M. Britt
Ila M. Britt, Director
Department of Business Activity

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

Agenda Item

III 0 1

CHARLESTON PLAZA MERCHANTS, INC.

RICHARD GOLDSWORTHY, ASPD
Promotion Director

1788-A EAST CHARLESTON BOULEVARD
LAS VEGAS, NEVADA 89104
PHONE 382-5818

September 19, 1980

*10-15-80
Agenda*

Mayor Bill Briare and
Las Vegas City Commissioners
City Hall
400 Stewart Avenue
Las Vegas, Nevada 89101

Dear Mayor Briare
and City Commissioners:

The Board of Directors of the Charleston Plaza Shopping Center would like to request that the license fee of \$100.00 per day be reduced to \$25.00 per day for the following family attraction to be presented November 28th through December 7th.

JETT'S PETTING ZOO
THREE KIDDIE RIDES

Tickets will be priced at 50¢ for entrance to the zoo and 40¢ per kiddie ride. Field trips - zoo and rides 25¢ each. Blind and handicapped are admitted free. This family attraction has no games or refreshments.

Kindly consider the reduced fee of \$25.00 per day for this attraction.

Sincerely,

Richard Goldsworthy
Richard Goldsworthy, ASPD
Promotion Director
Charleston Plaza Merchants, Inc.



Accredited
Shopping Center
Promotion
Director

Member
International
Council of
Shopping Centers



City of Las Vegas

039

AGENDA DOCUMENTATION

Date: October 6, 1980TO:
The Board of City CommissionersFROM:
DON SAYLOR, DEPUTY CITY MANAGERSUBJECT: DEPARTMENT OF BUSINESS ACTIVITY -- OCTOBER 15, 1980 COMMISSION AGENDA
LIQUOR -- Change of Business NamePURPOSE/BACKGROUND

Item P. # 1

Appearing under the Department of Business Activity portion of the agenda is a request for change of business name only from Las Vegas Oriental, Inc., licensee. Benjamin Hwang, Secretary-Treasurer of that corporation, has submitted an application to change the name on the tavern license held at 1401 Las Vegas Boulevard South from Spaghetti Garden to Pink Pussy Cat Lounge.

Appearing on the City Attorney portion of the October 15th agenda is a Request for Show Cause Hearing on this liquor license.

FISCAL IMPACTRECOMMENDATIONS*Ila M. Britt*Ila M. Britt, Director
Department of Business ActivityDISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

AGENDA*City of Las Vegas*

040

October 15, 1980

BOARD OF CITY COMMISSIONERS

Page 15A

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)Q. PUBLIC AUCTION

1. LAS VEGAS TRANSFER & STORAGE,
INC.
3542 West Sirius Road

November 1, 1980
9:00 a.m.

Lurie -
APPROVED
Unanimous

Staff to proceed

APPROVED AGENDA ITEM



City of Las Vegas

AGENDA DOCUMENTATION

Date: October 9, 1980

TO: The Board of City Commissioners

FROM: DON SAYLOR, DEPUTY CITY MANAGER

SUBJECT: DEPARTMENT OF BUSINESS ACTIVITY -- OCTOBER 15, 1980 COMMISSION AGENDA
PUBLIC AUCTIONPURPOSE/BACKGROUND

Item "Q", 1.

Appearing on the October 15, 1980 Commission agenda is a request from Las Vegas Transfer & Storage, Inc. to conduct a public auction to be held on November 1, 1980 at 3542 West Sirius Road.

Title 5, Chapter 6, titled Auctions and Auctioneers provides an exemption to the provisions of that chapter for auction sales of "unclaimed or undelivered property held by common carriers or public warehousemen, selling or disposing of the same for freight or storage charges ..." This exemption provides further that not less than ten (10) days prior to the commencement of such sale notification of such sale shall be given to the Board of Commissioners.

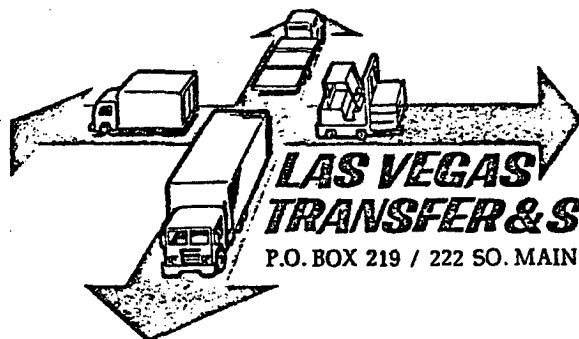
Attached is a copy of a letter dated October 7, 1980 from G. W. Kniess, Comptroller of Las Vegas Transfer & Storage, Inc. regarding the auction sale to be conducted.

FISCAL IMPACTRECOMMENDATIONS*Ila M. Britt*Ila M. Britt, Director
Department of Business ActivityDISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

042



P.O. BOX 219 / 222 SO. MAIN STREET, LAS VEGAS, NEVADA 89101 / (702) 382-1147

October 7, 1980

The Honorable Board of City Commissioners
City Hall
400 Stewart Avenue
Las Vegas, Nevada 89101

Attn: Ila M. Britt, Director
Department of Business Activity
City of Las Vegas, Nevada

Gentlemen:

We hereby give notice that Las Vegas Transfer & Storage, Inc., a public warehouse, pursuant to the laws of the State of Nevada, will on the first day of November, 1980, at 9:00 a.m. o'clock, at 3542 W. Sirius Avenue, Las Vegas, Nevada, conduct an auction for the purpose of selling and disposing of unclaimed and undelivered property for unpaid transportation and storage charges.

This notice is given pursuant to Chapter 6, Section 5 - 616, and any amendments thereto of the Las Vegas City Code.

Very truly yours,

A handwritten signature in dark ink, appearing to read 'G. W. Kniess', written in a cursive style.

G. W. Kniess
Comptroller

GWK:ah



AGENDA*City of Las Vegas*

043

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

October 15, 1980

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ITEM

Commission Action

Department Action

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

A. LEASE AGREEMENT WITH THE STATE - EAST LEG
 OF THE FREEWAY CORRIDOR, LAS VEGAS BOULEVARD
 TO 10TH STREET.

B. MUNICIPAL GOLF COURSE - PROPOSALS FOR
 OPERATION:

1. DISCUSSION AND POSSIBLE ACTION CON-
 CERNING PROPOSAL THAT COURSE AND/OR
 CLUBHOUSE BE OPERATED BY MANAGEMENT
 CONTRACTOR VIS A VIS CITY OPERATION; AND
2. IF OPERATION UNDER MANAGEMENT CONTRACT
 IS PREFERRED, SELECTION OF MANAGEMENT
 CONTRACTOR.

Item A

Levy -
 APPROVED Lease
 Agreement.
 Unanimous

Lurie - Motion to
 hold in abeyance
 item regarding purchase
 of State property until
 11/5/80 Agenda.
 Motion carried with
 Christensen voting
 "no".

Staff to proceed
 with Lease
 Agreement.

11/5/80 Agenda

Item B

Levy -
 APPROVED to follow
 recommendations and
 enter into contract
 with private
 enterprise.
 Unanimous

Christensen -
 Motion carried to
 follow recommendations
 of staff (acceptance of
 Colbert & Folger
 proposal and staff be
 directed to prepare
 contract predicated
 upon bid document
 and negotiation and
 present to Commission
 at 11/5/80 meeting).
 Lurie voted "no".

Staff to proceed
 and present
 contract to Board
 at 11/5/80 meeting

City of Las Vegas

044

AGENDA DOCUMENTATION

Date: October 7, 1980

TO: The Board of City Commissioners

FROM: *Russell W. Dorn*
RUSSELL W. DORN
CITY MANAGERSUBJECT: LEASE AGREEMENT WITH THE STATE - EAST LEG OF THE FREEWAY CORRIDOR,
LAS VEGAS BOULEVARD TO 10TH STREET.PURPOSE/BACKGROUND

In connection with the construction of the east leg of the freeway, staff has requested of the State the lease of land generally located under the freeway from Las Vegas Boulevard to 7th Street for parking. This will greatly reduce the need for additional parking around City Hall.

The Agreement specifies \$100.00 a year for a period of ten years with an option to renew for two additional ten-year periods for the same rate. The City is obligated to surface the area suitable for public parking. The State is also proposing to construct the Las Vegas area traffic control system structure in the area between 7th and 8th Streets.

As a result of the right-of-way acquisition, there will be an excess right-of-way parcel at the northeast corner of Las Vegas Boulevard and 6th Street of approximately 7/10 of an acre in size. As part of the Agreement, the City is obligated to purchase this parcel for \$290,000.00 with the purchase price payable 60 days after the date of execution of the Agreement or January 1, 1980, whichever is last.

The reason the purchase agreement is part of the lease is that the State wishes to give the City first right of acquisition of the parcel but needs a firm commitment from the City if the City does desire the parcel. Staff feels that it will prove to be beneficial to the City at some time in the future for some public use. In any event, the price is right. Furthermore, it is conceivable that if it is put on the market, some type of commercial development might result which would not be compatible with the City Hall general environment. Funding is available for the purchase and the City will receive approximately \$720,000.00 for land that the State will have to acquire for the freeway further east.

Shown on the attached plat, Parcel 2 would accomodate 368 vehicles and would cost \$178,145. Parcel 3 would provide 232 parcel spaces and would cost \$114,195. Parcel 5 would accomodate 322 vehicles and would cost \$164,440. Parcel 5 could be used as a satellite parking area in conjunction with Cashman Field development. Parcel 4 is the acquisition parcel.

These parcels would not have to be improved at the same time and in any event, improvements would not take place until after the freeway construction.

FISCAL IMPACT

Acquisition cost of \$290,000.00 plus the cost of surfacing and lighting the parking area in the amount of \$456,780.

Majority of the costs would be offset by the funds received from the sale of city land to the state.

RECOMMENDATIONS

Recommend approval of the Agreement. If the Commission, however, does not wish to commit themselves to the purchase of the parcel, the Agreement could be approved excluding that portion.

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

LEGEND

- PARCEL 1
PRIVATE OWNED 10 ACRES


- PARCEL 2
STATE OWNED 3.8 ACRES


- PARCEL 3
STATE OWNED 2.0 ACRES


- PARCEL 4
STATE OWNED 0.7 ACRES


- PARCEL 5
STATE OWNED 4.8 ACRES


- STATE OWNED
CITY MAINTAINED
STREET R/W


- CITY STREET R/W

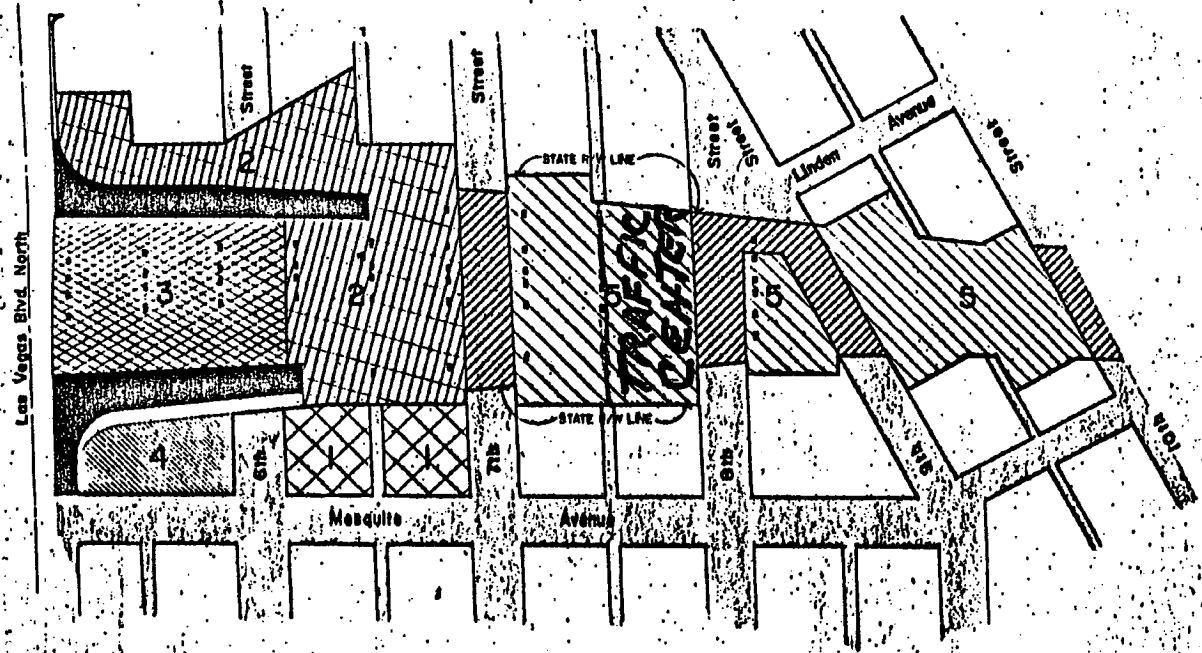


368 SPACES

232 SPACES

546 PARCELS

320 SPACES



INTERSTATE 515-PHASE I CORRIDOR CONCEPTUAL LAND USE MAP

NOTE:
DARKENED AREA INDICATES ON-GRADE
FREEWAY STRUCTURE

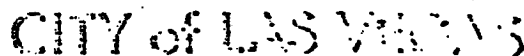




City of Las Vegas, Nevada
Office of Architectural
Services and Project Control
Don J. Soper, AIA, Deputy City Manager

INTERSTATE 515-PHASE I
Corridor Conceptual Land Use Map

Project No.	Project Name	Project Location



George Wilkerson
State of Nevada
Department of Transportation
1263 South Stewart Street
Carson City, Nevada 89701

Dear Mr. Wilkerson:

Further to your letter of September 19, 1980, accompanying the revised draft lease, please find enclosed two copies of the I-515 East Leg lease for the area between Las Vegas Boulevard and 10th Street.

The lease was approved by the Las Vegas City Commission at the November 5, 1980, meeting and has been duly signed by the Mayor, City Clerk, and City Attorney.

Please return a copy of the agreement, once it has been signed by the State of Nevada, to this office.

Yours sincerely,

~~PHILIP SALES, ALI, RLA, ACTING DIRECTOR~~
~~Office of Architectural Services & Project Control~~

PS: sd

cc: Ed Byrge - Nevada Department of Transportation
Don J. Saylor - City of Las Vegas
Gene Donovan - City of Las Vegas



AGREEMENT

THIS AGREEMENT, executed this 5th day of November, 1980, between the STATE OF NEVADA, acting by and through its Department of Transportation, hereinafter called STATE, and the CITY OF LAS VEGAS, hereinafter called the CITY,

WITNESSETH:

WHEREAS, the STATE proposes to construct a portion of I-515 from Las Vegas Boulevard to 13th Street; and

WHEREAS, it has been determined that the joint use of the land adjacent to and within the right-of-way of said portion of I-515 is in the best interests of the State, the City and the public in general; and

WHEREAS, the State and the City have previously approved a multi-use and joint development plan for the area between Las Vegas Boulevard and 10th Street; and

WHEREAS, it is specifically understood and agreed by the parties hereto that this Agreement contains the general provisions for the development of the multi-use area between Las Vegas Boulevard and 10th Street.

NOW, THEREFORE, in consideration of the premises and of the covenants contained herein, the parties hereto agree as follows:

STATE AGREES:

1. To lease to the City, for parking purposes, the area underneath the viaduct section between Las Vegas Boulevard and 10th Street, except the area bounded on the North by the I-515 right-of-way line; on the West by the center-line of the alley between 7th and 8th Streets; on the South by the I-515 right-of-way line; and on the East by the West right-of-way line of 8th Street, which is to be used for the Las Vegas area traffic control system (the area leased hereunder being hereinafter referred to as the "multi-use area"). Said lease shall be for a term of ten (10) years at an annual rental in the amount of ONE HUNDRED AND NO/100 DOLLARS (\$100.00), payable in advance, with the option to renew for two (2) additional ten (10) year terms at an annual rental in the amount of ONE HUNDRED AND NO/100 DOLLARS (\$100.00), payable in advance.

2. To bring the multi-use area up to grade and provide a hard surface which is suitable for public parking.

3. To sell to the CITY Parcel No. 4, as depicted on Exhibit "A" attached hereto and by this reference made a part hereof, for the purchase price of TWO HUNDRED NINETY THOUSAND AND NO/100 DOLLARS (\$290,000.00).

4. To provide to the CITY, forthwith upon the completion thereof, final design plans for the viaduct indicating, among other things, column locations.

CITY AGREES:

1. To lease the multi-use area from the STATE for parking purposes. Said lease shall be for a term of ten (10) years at an annual rental in the amount of ONE HUNDRED AND NO/100 DOLLARS (\$100.00), payable in advance, with the option to renew for two (2) additional ten year terms at an annual rental in the amount of ONE HUNDRED AND NO/100 DOLLARS (\$100.00), payable in advance.

2. To be responsible for the maintenance of and for any and all liabilities arising out of the use of the multi-use area and to provide parking and lighting plans and lighting fixtures for the multi-use area.

3. To purchase from the STATE Parcel No. 4, as depicted on Exhibit "A" attached hereto and by this reference made a part hereof, for the purchase price of TWO HUNDRED NINETY THOUSAND AND NO/100 DOLLARS (\$290,000.00), which said purchase price shall be paid within sixty (60) days after the date of execution of this Agreement or on January 1, 1981, whichever date occurs last.

4. To submit plans to the STATE for approval and implementation for the construction of the parking area and lighting facilities.

IN WITNESS WHEREOF the parties hereto have executed this agreement the day and year first above written.

ATTEST

Carol A. Halsey City Clerk
George F. Quinn City Attorney

CITY OF LAS VEGAS

By: William H. Briars
 William H. Briars, Mayor

REVIEWED AND RECOMMENDED BY:

APPROVED FOR LEGALITY AND FORM:

 District Engineer

REVIEWED AND RECOMMENDED BY:

 Deputy Attorney General
 Chief Counsel

 Chief Right of Way Agent

S
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STATE OF NEVADA acting by and through its
 Department of Transportation

 Director

STATE OF _____

On this _____ day of _____, 19____, personally appeared before me, the undersigned, a Notary Public in and for the _____, State of _____, who acknowledged to me that the said city commission executed the above instrument.

S
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IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

STATE OF NEVADA
 CARSON CITY

On this _____ day of _____, 19____, personally appeared before me, the undersigned, a Notary Public in and for Carson City, State of Nevada, _____ known to me to be the _____ Director of the Department of Transportation of the State of Nevada who executed the foregoing instrument for the Nevada Department of Transportation under authorization of Nevada Revised Statutes, Chapter 408.205; that he affirms that the seal affixed to said instrument is the seal of said Department; and that said instrument was executed for the Nevada Department of Transportation freely and voluntarily and for the uses and purposes therein mentioned.

S
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IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

City of Las Vegas

AGENDA DOCUMENTATION

Date: 10-10-80

TO:
The Board of City CommissionersFROM: *Russell W. Dorn*
RUSSELL W. DORN
CITY MANAGER

SUBJECT: MUNICIPAL GOLF COURSE: (1) DISCUSSION AND POSSIBLE ACTION CONCERNING PROPOSAL THAT COURSE AND/OR CLUBHOUSE BE OPERATED BY MANAGEMENT CONTRACTOR VIS A VIS CITY OPERATION.

PURPOSE/BACKGROUND

In June of 1980, the Commission approved the termination of the lease with the Golf Association effective December 31, 1980. The Commission also directed staff to develop a recommendation concerning the future operation of the course including proposals from outside contractors. At that time, staff pointed out that certain funds would have to be invested for equipment and capital improvements for the course and recommended that the golf course operation be put in an enterprise account.

Staff has solicited proposals and has evaluated the pros and cons of the City operating the course. Staff has concluded that the operation of the course to the best advantage of the City and to the public would be more readily achieved through utilization of an outside contractor for all operations of the course.

Staff feels that the operation of the course constitutes the operation of a full-fledged business operation and could be best handled by private enterprise.

FISCAL IMPACT

If the City were to operate the course, it would require expenditures of not only budgeted funds for the 1980-81 golf course operation, but additional funds for the acquisition of maintenance equipment, clubhouse furnishings, carts, etc. Furthermore, we cannot conclude that the City could operate the course at a break-even point.

RECOMMENDATIONS

Recommend that the City enter into a contract with private enterprise for the total operation of the course.

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

City of Las Vegas

051

AGENDA DOCUMENTATION

Date: 10-10-80

TO: The Board of City Commissioners

FROM: *Russell W. Dorn*
RUSSELL W. DORN
CITY MANAGERSUBJECT: MUNICIPAL GOLF COURSE: (2) IF OPERATION UNDER MANAGEMENT CONTRACT IS
PREFERRED, SELECTION OF MANAGEMENT CONTRACTOR.PURPOSE/BACKGROUND

The City solicited proposals and although there were several interested parties, only two proposals were submitted. With your concurrence, an evaluation committee comprised of Golf Board members together with the Deputy City Manager, Director of Recreation, Golf Course Supervisor, Director of Budget and Management, Director of Finance, Director of General Services, Purchasing and Contracts Officer and the City Attorney was established. This committee reviewed both proposals (the Golf Board members were not given the financial data portion of the proposals because that information was confidential). After reviewing the proposals, the Committee met separately with both bidders. Credit checks were run and the golf clubs presently being operated by principals of each group were visited by 2 members of the committee. One proposal was submitted by a group consisting of Voss Boreta, Frank Mummey and Mike Rawitser. Mr. Boreta and Mr. Mummey are both local residents and Mr. Rawitser operates a golf course in San Jose and plans to remain with that operation devoting only a very minimal amount of time to the Las Vegas operation if his group is selected. The other proposal was submitted by James Colbert and Ron Fogler. Mr. Colbert is presently on the Professional Golf Tour and would devote only a portion of his time to the Las Vegas operation. Mr. Fogler presently operates a course elsewhere, but would be responsible for the operation in Las Vegas and would divorce himself completely from the other operation. Both Colbert and Fogler have indicated that if they are awarded the contract they will take up permanent residency in Las Vegas.

The evaluation committee was instructed to evaluate the proposals with the purpose of determining which would produce the best facility for the City and the public in terms of course improvement, maintenance and clubhouse facilities. The income to the City was given very minimal importance because the committee felt the primary objective was not to make money, but to produce a golf course and golf program that would be an asset to the City and would not obligate the general fund in any way. The bid documents specified that the City would appropriate \$400,000.00 from the golf course enterprise account. This money is to be spent for capital improvements. The contractor is obligated to provide \$250,000.00 up-front money for maintenance equipment, carts, clubhouse furnishings, etc.

The bid documents specified that the proposals would be evaluated on five (5) specific points with a maximum of 1000 points for each category and that a minimum of 250 points would be given if the proposal was as good as the service now in existence. The five categories are as follows:

- I. Qualifications and experience in golf course operations.
- II. Qualifications and experience in food, beverage and clubhouse operations.
- III. Qualifications and experience in greenskeeping and course maintenance.
- IV. Capital Improvement Program.
- V. Plan of continued operation.

Category V. was broken down into six categories, one of which was the amount of annual revenue to be paid to the City of Las Vegas. The Boreta proposal would provide 10% of the gross revenue derived from the green fees, cart rental and driving range fees with a minimum of \$50,000.00 per year for the period of 1981 through 1983 and 11% and \$60,000.00 for the period of 1984 through 1990. The Colbert proposal calls for 5% of gross revenue from green fees, cart rental, and driving range fees with a guaranteed minimum of \$25,000.00. The funds from both proposals would not go to the City as general revenue but would be put into the golf course enterprise account.

City of Las Vegas

AGENDA DOCUMENTATION

Date: 10-10-80 052

TO: The Board of City Commissioners

FROM: RUSSELL W. DORN
CITY MANAGER

SUBJECT: (continued) MUNICIPAL GOLF COURSE IV(a) B.2

PURPOSE/BACKGROUNDContinued

Of the 13 member committee, only 11 members did a rating of the two proposals. Four of these were golf board members and seven were staff members. The ratings were as follows:

	<u>Boreta Proposal</u>	<u>Colbert Proposal</u>
Category I	5,030	9,950
Category II	8,000	9,500
Category III	4,330	9,900
Category IV	6,400	9,350
Category V	8,400	9,838
Totals	<u>33,160</u>	<u>48,538</u>

It should be noted that the committee felt that Category III in terms of the successful operation of the course relating to the improvements and maintenance was of very significant importance.

FISCAL IMPACT

The City will be relieved of the approximately \$100,000.00 per year general fund obligation heretofore experienced in terms of running the course.

RECOMMENDATIONS

On the basis of the committee's evaluation, staff recommends that the Colbert and Fogler proposal be accepted and that staff be directed to prepare a contract predicated upon the bid document and negotiation for presentation to you at your next meeting.

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

79-3-10

GOLF COURSE PROPOSALS

COMMITTEE RATINGS

I. Qualifications and experience in golf course operations.

Boreta (5,030 points)

Colbert (9,950 points)

II. Qualifications and experience in food, beverage and clubhouse operations.

Boreta (8,000 points)

Colbert (9,500 points)

III. Qualifications and experience in greenskeeping and course maintenance.

Boreta (4,330 points)

Colbert (9,900 points)

IV. Capital Improvement Program.

Boreta (6,400 points)

Colbert (9,350 points)

V. Plan of continued operation.

Boreta (8,400 points)

Colbert (9,838 points)

BORETA (32,160 total points)

COLBERT (48,538 total points)

Committee consisted of the following persons:

Don J. Saylor, Deputy City Manager
Bruce Trent, Golf Course Supervisor
Dave Parks, Director of Budget
George Ogilvie, City Attorney
Ernie Haupt, Golf Board Chairman
John Clark, Golf Board Member

Dick Campbell, Director of Recreation
Dan Pilkington, Director, General Services
Ed Park, Purchasing & Contracts Officer
James Gay, Golf Board Member
Bob Peck, Golf Board Member

EXCERPT - CITY COMMISSION MEETING OCTOBER 15, 1980

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

B. MUNICIPAL GOLF COURSE - PROPOSALS FOR OPERATION

PAGE 1

MAYOR BRIARE:

The next item, Mr. Dorn.

MR. DORN:

Yes, your Honor. Item B, the Municipal Golf Course - Proposals for Operation. There are two items under Item B. One is discussion and possible action concerning proposal that course and/or clubhouse be operated by management contractor vis a vis City operation; and number two, a separate item, If operation under management contract is preferred, selection of management contractor. Deputy City Manager Saylor will handle this as Chairman of the Screening Committee to brief the Commission and answer any questions the Commission has on these two items.

MAYOR BRIARE:

Mr. Saylor.

COMMISSIONER LEVY:

Are we going to take them one at a time?
Are we going to take the two items one at a time?

MAYOR BRIARE:

The two proposals?

COMMISSIONER LEVY:

No, the two items. One, do we put it out and number two, --

MR. DORN:

I would recommend to the Commission that possibly you could consider these items one at a time.

MAYOR BRIARE:

Okay, Commissioner Levy, the first item then would be as to the desires of the Commission relative to the proposal -- how would you want it -- if you want to put it out for a private management as opposed to City management.

COMMISSIONER LEVY:

I'd like to just put a motion on the floor that we follow the recommendations, and we do enter into a contract with private enterprise just so we have something to discuss.

MAYOR BRIARE:

Any comments by the Commission? Questions?
In other words, Commissioner, --

COMMISSIONER LEVY:

In other words we don't control it.

MAYOR BRIARE:

Yes, but the City -- your motion is that the City not operate the golf course but instead put it out to the private operator?

EXCERPT - CITY COMMISSION MEETING OCTOBER 15, 1980
RE: IV(a). ADMINISTRATIVE AGENDA, RUSSELL W. DORN, CITY MANAGER
B. MUNICIPAL GOLF COURSE - PROPOSALS FOR OPERATION

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COMMISSIONER LEVY:

That's what I'm saying.

MAYOR BRIARE:

Questions or comments by the Commissioners?
Cast your votes. Post. The motion is
approved.

(Unanimous)

Item number two.

MR. SAYLOR:

Staff was instructed by the Commission last Spring to investigate and solicit proposals from independent contractors which was done, and a pre-submittal conference was held. There was several interested parties. There were, I believe, seven -- maybe eight -- however, only two proposals were submitted. We then proposed to you that we would have an evaluation committee comprised of golf course -- Golf Board members, together with certain staff members such as myself, Director of Recreation, Golf Supervisor, Budget & Management, Finance, General Services, Purchasing & Contracts and the City Attorney. This committee reviewed both of these proposals, and they also met with both of the groups that had submitted the proposals. Furthermore, visits were made to the scene of their present operations and credit checks were run. The bid document set forth a rating criteria which we have given to you, but which addressed five major points:

- Qualifications and experience in golf course operations.
- Qualifications and experience in food, beverage and clubhouse.
- Qualifications and experience in greenskeeping and course maintenance.
- Capital improvement program.
- Plan of continued action.

The committee -- the philosophy of the committee was to try to determine which proposal would produce the best developed golf course and the best golf program for the City and the golfing public. There is an income factor involved. One proposal indicated a 5 percent of gross with a

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\$25,000 minimum. The other one was a 10 percent with a \$50,000 minimum increasing to 11 percent at \$60,000, I believe, in 1984. However, this is not income to the City; this is money that goes into the golf course enterprise account. It goes back into the course. The committee ratings have been furnished to you. There were 13 members on the committee; only 11 did the rating, (4 of the Golf Board members and 7 staff), and the rating was unanimous in its conclusion in recommending the Colbert proposal. You will see from the rating sheet that the Colbert proposal also received the majority of the points given in each individual category. Two of the categories were fairly close and three of them were quite widespread. So you have the recommendation of the committee to accept the Colbert proposal.

COMMISSIONER LURIE:

Mayor.

MAYOR BRIARE:

Commissioner Lurie.

COMMISSIONER LURIE:

I'd like to hear from the prospective bidders for the contract if they'd like to add anything to what Mr. Saylor has given as a report already, and possibly the Commission might have some questions.

MAYOR BRIARE:

Mr. Mummey, are these your business associates?

MR. MUMMEY:

That's correct, Mr. Mayor. My name is Frank Mummey, 6060 Weston Road, Las Vegas, Nevada.

MR. BORETA:

Voss Boreta, 4813 Paradise Road, Las Vegas, Nevada.

MR. RAWITSER:

Mike Rawitser, 1560 Elkin Road, San Jose, California.

MAYOR BRIARE:

Gentlemen, you've heard the recommendations.

MR. MUMMEY:

Mr. Mayor, members of the Commission, the City in their bid specification proposals had asked for qualifications and experience in golf course operations. We submit that our group has three people extremely qualified. Mr. Rawitser is presently a Class A PGA golf professional in San Jose. He has been there since 1968. His

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B. MUNICIPAL GOLF COURSE - PROPOSALS FOR OPERATION

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golf course plays 90,000 plus rounds per year with gross revenues of \$1.4 million. Mr. Boretta is a present merchandiser of golf equipment in the Las Vegas area. He has been with his own firm since 1973. His annual sales will be in excess of \$4.5 million for this year. The playing public at the Las Vegas Municipal Golf Course would benefit of a discount sales policy at the Municipal Golf Course. I personally have been involved in all facets of bookkeeping, auditing and reporting procedures. I am certainly and still am with Nevada Savings and Loan. It would be my intent to terminate my position and become a full administrator at the golf course. We have contrasted that with the bid proposal of Mr. Colbert and Mr. Ron Fogler. In their case they are presently a manager of a private country club in Manhattan, Kansas, a city of 12,000 population. Mr. Jim Colbert is a touring professional who of necessity can be present only part time. They have asked for qualifications and experience in food, beverage and club house operations; both Mr. Boretta and Mr. Rawitser have experience in the restaurant, cocktail lounge business: Mr. Boretta in San Francisco area from 1956 to 1972, and Mr. Rawitser for twelve years operating the restaurant facilities at the San Jose Municipal Golf Course. This is contrasted with the background of Mr. Fogler. His background comprises three years as Executive Chef for Curtis Wright Corporation in 1943 - 1945, Food Services at Ft. Leavenworth and as a manager of a private country club. The qualifications and experience in greenskeeping and course maintenance: Both bidders intended to use the present golf course superintendent, Mr. Kent Tucker. The capital improvement program: Our proposal not only details the work to be done in this regard but contains architect's sketches which illustrate the construction of a banquet room seating approximately 225 people together with a coffee shop seating 70 and a bar area. The Colbert proposal gave no definition of what would be done in this regard. The remainder of our proposal illustrates the anticipated costs of the various improvements and details the equipment to be purchased, none of which was contained in the Colbert proposal. The

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amount of the annual revenue to be paid to the City of Las Vegas: Our proposal for the first two years is 10 percent of the gross revenues with a minimum of \$50,000 per year; during the last seven years 11 percent of gross revenues with a min. of \$60,000 per year. We contrast this with the Colbert proposal of 5 percent of gross revenues during the entire lease period with a minimum of \$25,000 per year. Thank you.

MAYOR BRIARE:

Thank you, Mr. Mummey. Any questions.

COMMISSIONER LEVY:

Yes, I have a question.

MAYOR BRIARE:

Commissioner.

COMMISSIONER LEVY:

I think one of the problems I see is that there is nobody with experience in golf course management who will be living with the day-to-day operation. You're talking about this gentleman from San Jose; he has no intention of moving here. Is that correct?

MR. MUMMEY:

That's correct, Commissioner, he has, however, and we are -- he would be able to give us at least 50 percent, and 100 percent; he's a phone call away. Sears & Roebuck does not operate out of one building.

COMMISSIONER LEVY:

But I'm not worried about Sears & Roebuck.

MR. MUMMEY:

But we do have the expertise through his experience, and he will be able to devote 50 percent of his time to our operation here.

COMMISSIONER LEVY:

How's that? Does San Jose know that he's going to be coming here half the time?

MR. RAWITSER:

Yes. I believe Mr. Trent talked to the Director of Parks & Recreation for the City of San Jose, and -- which I had already previously, and he is well aware of the situation and there's no problem. In fact, at various times we've have three to five different operations going, and the City has been very happy. We've never had any problem there in twelve years.

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COMMISSIONER LEVY: See that's the thing that bothers me. There's nobody -- the only gentleman who has had experience with a golf course is this gentleman here. Frank, I've known you all our lives and you certainly haven't had the experience, and this gentleman with Mr. Voss hasn't had the experience. He's had experience in retail business, and your experience is not going to be here. That's the thing -- is probably one of the things that bothers me most about your proposal.

MR. MUMMEY: Well, that's true, Commissioner, but then I think you have to liken that to the experience of the touring professional who is not going to be here anyway.

COMMISSIONER LEVY: I appreciate that, but I'm looking more to Mr. Fogler.

MR. RAWITSER: May I comment on that, Commissioner. I would have to say that as far as experience in municipal golf course operations, I don't think there is a comparison between the two proposals.

COMMISSIONER LEVY: You're prejudiced.

MR. RAWITSER: I do have a certain prejudice in this, but I think that our proposal includes experience in municipal golf course operations, what this is. We do \$1.4 million. We know how to generate business. The people that we take care of at our golf course must like our facilities or they're not going to come there because there are 38 courses in the County where I live, and we have the highest play of any golf course, and I would say our golf course is probably a B-.

COMMISSIONER LEVY: But I see you have nothing in your proposal for senior citizens, nothing in your proposal for teenagers and nothing in your proposal for lady days.

MR. RAWITSER: I think we do.

COMMISSIONER LEVY: I think you don't.

MR. RAWITSER: We have senior and junior rates specified in our proposal.

060

EXCERPT - CITY COMMISSION MEETING OCTOBER 15, 1980

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B. MUNICIPAL GOLF COURSE - PROPOSALS FOR OPERATION

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MAYOR BRIARE: Mr. Saylor, while we're looking through here to determine Commissioner Levy's item there --

MR. MUMMEY: Commissioner, we had senior citizens 65 and older, residents, at \$2 per round and juniors at \$2 per round.

MAYOR BRIARE: But Mr. Saylor, did both bidders comply in all details with the bid specifications?

MR. SAYLOR: Yes.

MAYOR BRIARE: To the satisfaction of the staff and the committee?

MR. SAYLOR: Right, and to the City Attorney's Office. The Boreta proposal, however, does not propose to subsidize ladies fees, if I understand, and the comment --

MR. MUMMEY: That was felt to be discrimination against the men players.

MAYOR BRIARE: Item B.

COMMISSIONER LEVY: Go ahead.

MAYOR BRIARE: The pages aren't numbered.

MR. MUMMEY: I'd like to apologize for not having the pages numbered.

COMMISSIONER LEVY: I've got them.

MAYOR BRIARE: That's no problem.

MR. MUMMEY: A list of schedules are --

MAYOR BRIARE: Item E.

COMMISSIONER LEVY: Of course, you understand we'll certainly have a lot to say about what the prices are going to be.

MR. MUMMEY: There's no question about that, Commissioner. That was made very clear by the interview we attended.

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MAYOR BRIARE: Mr. Mummey, is the representative of James Colbert present?

COMMISSIONER LEVY: Mr. Fogler --

MAYOR BRIARE: Okay, I just wanted to be sure that someone was present. Are you Mr. Colbert?

MR. FOGLER: Ron Fogler.

MAYOR BRIARE: Fogler, yes.

COMMISSIONER LEVY: He's the partner.

MAYOR BRIARE: Mr. Saylor, did you make available to Mr. Mummey and his group and also Mr. Fogler and his group the categories and the scoring on the categories?

COMMISSIONER LEVY: You mean the committee's results.

MR. SAYLOR: You mean after the committee made their rating?

MAYOR BRIARE: Yes.

MR. SAYLOR: No.

MAYOR BRIARE: The reason I ask that, Mr. Mummey, I wish they had. I wish you could perhaps refute the committee's recommendation on Categories I through V where that which is referred to as the Boreta proposal is less than the points awarded the Colbert proposal, and specifically you might refute those items perhaps to the satisfaction of the Commission to the point where they would go contrary to the recommendation of their own appointed committee. I don't know -- since you haven't received that, naturally you're not in a position to challenge those results, and I don't know how to -- Mr. Saylor, I do think that certainly each of the proposers here since this Commission passed a motion earlier this morning just before this that we did indeed want to put this out to a private enterprise contractor, that they should be given the opportunity to see their scores. Of course Mr. Colbert doesn't argue with

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his because his is substantially higher, but Mr. Mummey and his partners probably would like to look at those scores and try to analyze them from the standpoint of why their score was less than somebody else's. I think what I'm saying, Mr. Mummey, it looks to me like it's not a difficult determination to make presuming that the members of the committee were unbiased and that the members -- were the existing Golf Board -- ?

MR. SAYLOR:

The Golf Board and seven staff members.

MAYOR BRIARE:

Yes, and I -- the personnel are actually listed here. The committee representatives here are listed plus City staff.

COMMISSIONER LEVY:

Mr. Mayor, we have the Chairman of the Golf Board, Mr. Ernie Haupt is here. I'm wondering if he'd like to make a comment or two. Would you, Ernie, or would you rather not?

MAYOR BRIARE:

Gentlemen, thank you. You can be seated now, and if there are any questions by the Commission, we'll call you back.

MR. HAUPT:

Yes, I'm Ernest Haupt. I live at 1434 Cottonwood. Commissioner Levy, in direct response to that question, the Golf Board met and we recommend that private enterprise take over so that the golf course would have one head in charge of everything. That's what brought this about in the first place. As it is at the present there are too many different entities running the course and --

COMMISSIONER LEVY:

How long have you been on the Golf Board?

MR. HAUPT:

This is my third term of five years so it would be about eleven years.

COMMISSIONER LEVY:

Thank you.

MR. HAUPT:

And we were running into problems. Without reiterating what I've already said, we did come to that decision and as you know, put that before the Commission at a prior meeting. Today you reaffirmed our recommendation. When it got to the bidders,

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it was taken, more or less, out of the Golf Board hands and put in this Commission -- or not Commission but Board that you set up of the 11 men who made the voting. And this was all done through the City Attorney's Office -- City --

COMMISSIONER LEVY:

Manager.

MR. HAUPT:

Management. I'm sorry. I get you all mixed up here. Alright, and we voted with that group so we are at a loss to give you the Golf Board as a separate entity on that recommendation. I feel that what was presented before you here today clearly illustrates what the one that got the -- entity that got the less votes -- and I'm not sure that maybe one meeting before the entities was the correct way of doing it because neither one had a chance to refute or elaborate on their weak points. Maybe that's a recommendation. It's a personal recommendation I know, and as to what happened at these meetings, I'd rather you ask Saylor.

MAYOR BRIARE:

Commissioner Lurie.

COMMISSIONER LURIE:

Well, I was just going to say after Mr. Haupt got finished that I kind of feel the same way that the two bidders should have had an opportunity to meet and refute their proposals and discuss this further with the committee. I believe that and my feeling is -- my own personal opinion -- that the committee was weighted and one-sided in their determination of awarding the contract to Mr. Colbert. And I am not satisfied with the recommendation based on a local bidder against somebody from outside of Las Vegas. I believe that either bidder would be an asset to the golf course since we wanted to go out to bid, but my personal feeling is that the point structure was not to me a proper way of determining the best qualified bidder and that, again, my feeling is that I would much rather give the award to a local bidder, somebody who knows the problems and has more concern with our community than somebody from the outside who doesn't know really the needs and the wants and the problems that existed at that golf

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course, and I'm not satisfied with the process and am not ready today to -- I'd have to not support the recommendation today if we're going to vote on it today which I'm not in a position at this time to make a motion one way or another until we're finished with our discussion, and I will maybe have something else to say, Mayor, after some other people might have things to say that I'll might have something to add to it.

MAYOR BRIARE:

I think under what I would consider the more or less normal bidding process once the bids are submitted everybody takes their best shot, and if they don't get their ammunition fired in the manner that they feel is necessary, it's kind of hard to get another crack at it. On the other hand, Commissioner, I brought the subject up in my comments about analyzing the scores and I'm sure that if Mr. Mummey was -- had -- if the situation turned around, Mr. Mummey wouldn't argue about it, then Mr. Colbert would argue about it.

COMMISSIONER LURIE:

Well, if I could --

MAYOR BRIARE:

I recall back when we were talking to the Golf Board, and we had several meetings I think.

COMMISSIONER LEVY:

Well, that was the Association, I think, not the Board.

MAYOR BRIARE:

I'm sorry. I beg your pardon, it was. It was the Golf Association, a totally different group of people. And I think we, more or less, determined what the ground rules were going to be. We, the City Commission, determined what the ground rules were going to be, and I think -- I'm pretty sure we were unanimous in our thinking as to how this thing should be done and so the committee that was appointed -- it would seem to me they more or less followed our directions.

COMMISSIONER LURIE:

Well, I agree. Excuse me, Mayor.

COMMISSIONER WOOFER:

There was a critical need too. My under-

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standing was the time essence. If I'm not mistaken, Mr. Saylor, we instructed them to proceed expediently with this so we could get an answer or decision so we could be ready and prepared to take over in January of 81.

COMMISSIONER LEVY:

I think we've got a real problem in that respect. I think that we're going to have to make the decision very quickly.

MR. HAUPT:

May I add, Commissioner, that in all fairness to the management contract that you might award, if it's going to start January 1st, you know that an entity of this size is going to take some beforehand work, and we're already down now to less than 60 some days of actual planning.

COMMISSIONER LEVY:

I wonder if Mr. Fogler, I think, this gentleman, maybe he'd like to make some comments since we've heard from one side. Let's hear from --

COMMISSIONER LURIE:

I had one other comment I'd like to make, Mayor.

MAYOR BRIARE:

Commissioner.

COMMISSIONER LURIE:

In developing the criteria in the backup material that we got -- the backup material was good, but I objected to having to go ask for a copy of both proposals to read this morning before the meeting in order to make sure that I got a complete background. I know Commissioner Levy got a copy and you have a copy, and I told staff I didn't need a copy made. But I sure would have liked to have those copies when this decision was made so I could have reviewed them page by page instead of just getting an outline and summary. To me this is an important award when the determination is made of who gets the contract for the golf course.

MR. FOGLER:

Gentlemen, thank you for the opportunity to meet with you. I'd just like to say one thing about the other side. They have the population figures wrong in Manhattan. I'd like to say -- I'm sorry. I'm Ron Fogler, I'm sorry. I'd also like to straighten out this proposal is Colbert and Fogler so I am involved in the contract, and Mr. Colbert and myself plan on moving to Las Vegas immediately

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upon receiving the approval of our bid. I think -- I surely have a feeling for someone that wants to go along with the local people. I understand that, but I'm sure that your town was made up of people coming in, and we want to be part of Las Vegas. I'll be glad to answer any of your questions that you want to ask about golf or any other subject.

COMMISSIONER LEVY:

I think the funny part about it, I don't think there's a golfer on this commission.

MR. FOGLER:

I hope there will be later. As far as weighing the Las Vegas golf core, I hope that you gentlemen are weighed after you hear what I have to say. I hope your prejudice is toward my side. Thank you. Is there anything you want to ask?

MAYOR BRIARE:

Any questions of Mr. Fogler? Do any of the Commissioners wish to make any suggestions. We've heard from Commissioner Lurie that --

COMMISSIONER CHRISTENSEN:

I'd like to comment on this.

MAYOR BRIARE:

Yes, Commissioner.

COMMISSIONER CHRISTENSEN:

I have a real problem and this is just an extension of it. Lately it seems like this Commission has gotten into the habit of assigning the staff a chore then sitting back and Monday morning quarterbacking what they did. And I have to take a little exception to that because when we assign the staff to come up with a proposal and they figure out how they are going to do it and so forth, I think we've almost got to listen to some of the criteria they establish and so forth. Now if we want to shoot at that, then maybe we'd better all sit on the committees and decide what's going to be done and get into the management of the City which I don't personally want to do. I think that we've got to remember that our roles here are more policy and not day-to-day operation of the City, and sometimes we get that clouded. And I have a hard time with the situation where we're going

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to take all the work that the staff has done and say, "Now, we didn't like the way you did it so we want you to do it another way and start over again." And that's the only thing that bothers me about this whole discussion. I think that both sides have merit, and I think we should listen to both sides which I think we've done. We have the staff's recommendation. We have the committee's recommendation that's with the staff's recommendation. We gave them that assignment. If there's some real good, solid, hard reason why we should not take the staff's assignment, that I could listen to. But the reasons that are being thrown about I have a problem with: We didn't get the paperwork; we don't -- we want a local guy -- all that stuff. I think we'd better take a long look at that and maybe decide a little policy on this board. We ran into this at the last meeting with a land sale. We're running into it this meeting with a land purchase. We're running into it this meeting with a golf course proposal. I think we're beginning to cloud the issues to where nobody's going to know where anybody is going pretty soon.

MAYOR BRIARE:

Any other comments.

COMMISSIONER LURIE:

Well, I just have one comment to make that I would hope that we could have open discussions on this Board and not rubber stamp anything that the committees would bring back to us -- that I always believed in open discussions and with the restraints placed on us with the Legislature with Open Meeting Laws and that -- that this is the kind of dialog that we need at our meetings, not just take a report. We take reports from BZA Board, from Planning Board, from all of our Boards, and we don't necessarily have to agree with them, especially when it comes to developing policy. And I would hope that we wouldn't get into a situation that every time a recommendation is made we just rubber stamp it and pass it on.

MAYOR BRIARE:

Any other comments?

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COMMISSIONER LEVY: Mr. Saylor.

MR. SAYLOR: Yes, sir.

MR. FOGLER: Are you through with me, gentlemen?

MAYOR BRIARE: Yes, Mr. Fogler, I believe --

COMMISSIONER LEVY: Don't go too far away.

MAYOR BRIARE: You invited questions.

MR. FOGLER: I'll be glad to stand here as long as you want.

MAYOR BRIARE: No, go ahead, you may be seated.

COMMISSIONER LEVY: Neither one of the proposals offers any type of -- I don't want to use commission -- percentage on the kitchen or the banquet facilities; is that correct?

MR. SAYLOR: No, it's just the gross revenue from the greens fees, cart rental, driving range. The clubhouse function operation does not -- is not a participant in that.

COMMISSIONER LEVY: Is that -- can I ask why? I would think that especially if we're going to be -- you know these gentlemen have drawn a nice plan on how we can remodel the clubhouse, yet we're not going to derive anything from it?

DON SAYLOR: Well, there'll be no direct benefit to the City in terms of monies. That is part of their operation where they're making obviously a profit factor, and it's just part of, you know, the overall operation. But that function --

COMMISSIONER LEVY: Neither side knew this.

MR. OGILVIE: That's right. That's right, and I think you ought to point out that the specs as draw didn't include that. They just specified the four areas or three areas that the two proposals covered. So it was not an oversight or a slight on the bidder's part that they did not include any revenue from the clubhouse operation. The specs

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were drawn so that was not included.

COMMISSIONER LEVY:

That bothers me.

COMMISSIONER CHRISTENSEN:

Well, as I understand the proposal, aren't we talking about this being a golf fund that any revenue derived from the golf course goes back into the golf course anyway. So there's no realization of any funds for the City's general fund out of this golf course out of either proposal. I mean that was the guidelines we set up.

COMMISSIONER LEVY:

Well, I would hope that some day that that pot will be able to afford us to do some future --

COMMISSIONER CHRISTENSEN:

Well, then we'll have to another contract because this contract the way its written and the way we've set up the golf course --

COMMISSIONER LEVY:

No, I was just questioning --

COMMISSIONER CHRISTENSEN:

-- it all goes back to the golf course for improvement of the golf course so it really -- you see, I had that same question when I find that the one proposal rebates back to the golf course twice the money the other one does, but it's really sixes because it all goes back to the golf course either way.

COMMISSIONER LEVY:

Maybe not particularly this golf course though. What I'm saying, you know, we've talked about maybe in the future another golf course within the City.

COMMISSIONER CHRISTENSEN:

Well, I agree with that.

COMMISSIONER LURIE:

Mayor.

MAYOR BRIARE:

Commissioner.

COMMISSIONER LURIE:

I'd just like to add -- I'd like to add one thing, Mayor, on that discussion that I agree with Commissioner Christensen on this. I looked at those funds that are going to be put back into the golf course, and I think the main objection the City had in developing this plan and going out to private bid was to take the City away from the obligation of taking general fund money, \$100,000, and pay into the golf course. So actually we're

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going to be saving that much money. Yet on the other hand the money derived from the golf course is going to go back into the golf course to improve the course for the people who use it. So I think on one hand we are saving money. On the other hand there's money going into the fund to improve the condition for the people who use the golf course, and I think that's the bottom line that we have to look at that we're looking for an improvement.

MR. MUMMEY:

Which, in addition too, Commissioner, which remains your property. That facility remains as the owner's facility so that those funds are going into improve the existing facility remain with the facility as one of their assets.

MAYOR BRIARE:

Which it always was, Mr. Mumme --

MR. MUMMEY:

Which always was, but it would -- we would --

MAYOR BRIARE:

We're not gaining something that we didn't have.

COMMISSIONER CHRISTENSEN:

How do you generate those funds?

MR. MUMMEY:

Through money from the golf course, Commissioner.

COMMISSIONER CHRISTENSEN:

From the profitable operations of the golf course, right?

MR. MUMMEY:

That's correct.

COMMISSIONER CHRISTENSEN:

Okay, then if you want to scrimp on greens-keeping and keep the golf course down just a little, you'll take more profit out of it, right?

MR. MUMMEY:

No, because you'd reduce your play. The only thing that's going to create --

COMMISSIONER CHRISTENSEN:

What I'm getting at is that that's not a clear-cut, cold hearted sample of it because, you know, I'm in the retail business too. I know that you can funnel the money back into the store or you can take it out in profit. If you funnel it all back into the store, you can have a great looking store with no profit. If you funnel some of it back into the store, you get part way down on the ladder. If you

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don't put any of it back in the store, you've got more profit to play with, and that's a subjective amount. Nobody can say that it's going to be this much play is reduced and so forth until you try it all out. So that's why I say it's strictly subjective.

MR. MUMMEY:

Well, except it's a -- there's some marketing involved there, isn't there, Commissioner, where if you have a nicer store, you're going to get more traffic, and that was part of our idea was a nicer facility out there is going to generate more traffic. It's going to generate more people playing golf using the facility if it's there and if it's a nice facility. That's why we felt we could afford to put more into that fund.

MAYOR BRIARE:

It would appear that --

COMMISSIONER CHRISTENSEN:

You'll have to admit, though, that your expertise in the pro shop, for instance, and I'm not picking on your man that's in the golf business. I'm just using this as an example because I see it every day in the jewelry business. The discount store is not always the best looking store. So there is degrees.

MAYOR BRIARE:

Mr. Saylor, there -- both proposals contained substantial financial guarantees, don't they?

MR. SAYLOR:

They were both under the same --

MAYOR BRIARE:

So they have actually -- the way the situation stands now, they have everything to loose if they don't perform.

COMMISSIONER LEVY:

We certainly do have -- it will be covered that with just cause that they can be vacated out.

MR. SAYLOR:

Yes, the proper language will be contained in the contract.

MAYOR BRIARE:

Did you have anything else, Mr. Mumme?

MR. MUMMEY:

Well, the only other comment I wanted to make was that the opposition apparently has no municipal golf course experience whatsoever, and we at least are offering that to the City's golf facility. We do have that going in.

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MAYOR BRIARE:

Thank you, Mr. Mummy.

MR. MUMMEY:

Thank you.

MAYOR BRIARE:

We have two proposals for this, gentlemen, do you have any further questions or comments? We have the recommendation of the committee. Incidentally, the City Commission, Mr. Saylor, specified who the committee was going to be, did we not?

MR. SAYLOR:

We recommended to you and you approved it. We suggested to you that it be comprised this way.

COMMISSIONER LEVY:

Well, I think that the committee was an excellent choice. It's a good group, you know, I don't know as we could ask for -- you know, we've got golf experience, our board that we've been relying on, the City Attorney's Office, Budget, what more could you ask for?

MAYOR BRIARE:

What's the pleasure of the Commission?

COMMISSIONER CHRISTENSEN:

Your Honor, I move that we follow the recommendations of the committee and the staff.

MAYOR BRIARE:

Comments or questions on Commissioner Christensen's --

COMMISSIONER WOOFER:

Mayor.

MAYOR BRIARE:

Commissioner.

COMMISSIONER WOOFER:

Yes, I'd like to put into the record that there has been some scuttlebutt on the streets that my cousin, Bill Woofter, was involved in the Colbert proposal as a principal in that, and I wanted to put those rumors to rest in the respect that I did ask Billy, my cousin, to be present to question him in this regard and he has represented to me 100 percent he is not involved in any which way as far as this proposal is concerned. He is a very close friend of Jim Colbert. He plays golf with him, but as far as any financial investment or any plans prior to and after -- depending

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on which way this Commission moves -- he is not involved, and as a result I think it would be kind of a dangerous precedent talking to some of my fellow Commissioners and Mr. Ogilvie if I would say that I'd have to abstain from the vote if based on the fact that my cousin is a good friend of Mr. Colbert, and therefore that I am ready to vote on it.

MAYOR BRIARE:

You're not going to abstain.

COMMISSIONER WOOFER:

I am not.

MAYOR BRIARE:

No, I'd hate to -- I can't disagree with you on that, Commissioner. I'd hate to think because we all would like to feel like we have friends, and if a friend should come here, you know, you can be friends, but you don't have to be prejudice. Well if we --

COMMISSIONER LEVY:

I just saw -- a few minutes ago.

MAYOR BRIARE:

Any further comments? Any questions on the motion?

COMMISSIONER LURIE:

The only question, Mayor, I'm going in opposition to the motion based on my previous comment that I would rather give the bid to the local bidder and we'll just have to see how the vote comes out.

MAYOR BRIARE:

Any further comments? Cast your votes. Post. The motion is approved. The recommendation is followed.

Vote: Motion carried with Mayor Briare, Commissioners Levy, Christensen, Woofter voting "yes"; Commissioner Lurie voting "no."

/mp

AGENDA*City of Las Vegas*

October 24, 1980

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BOARD OF CITY COMMISSIONERS
COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

IV(a). ADMINISTRATIVE AGENDA
RUSSELL W. DORN, CITY MANAGERC. DISCUSSION AND POSSIBLE ACTION ON A
RESOLUTION REGARDING QUESTION 6.ALL ITEMS ON THIS PAGE WERE HEARD
AT 10/24/80 RECESSED MEETING --
SEE Page 42.*Levy -
ADOPTED resolution
opposing Question 6
as submitted.
Unanimous**Mayor & Clerk
authorized to
sign. Staff
to proceedD. DISCUSSION AND POSSIBLE ACTION ON A
RESOLUTION REGARDING THE TRANSPORTING AND
DISPOSAL OF NUCLEAR WASTE MATERIALS.*Lurie -
ADOPTED resolution
in favor of halting
such actions.
Unanimous

Same as above

E. DISCUSSION AND POSSIBLE ACTION ON THE
APPROVAL OF THE PROPOSED LEASE CONCERNING
THE USE OF FIVE DIESEL BUSES BY LAS VEGAS
TRANSIT SYSTEM.*Lurie -
APPROVED lease
Agreement.
Unanimous

Same as above

**A previous motion to
delete reference to
SB204 FAILED.

075

City of Las Vegas

AGENDA DOCUMENTATION

Date: October 23, 1980

TO: The Board of City Commissioners

FROM: Russell W. Dorn
City Manager *Russell W. Dorn*

SUBJECT: DISCUSSION AND POSSIBLE ACTION ON A RESOLUTION REGARDING QUESTION 6.

PURPOSE/BACKGROUND

Question 6, although appearing to be simple, is actually very complex and raises more questions than it answers. There seems to be a general misunderstanding among a large segment of the public as to what Question 6 will do.

Many people believe that all homeowners will pay less in property taxes under the provisions of Question 6. While it is true that many homeowners who have owned the same house since 1975 will receive property tax reductions, those who have bought homes since that time will actually see an increase in their taxes if Question 6 passes.

Proponents of the amendment claim it is designed principally to benefit the homeowner. The truth is, however, that the majority of the tax benefit will go to big corporations and other large businesses. In fact, under Question 6, the main property tax burden should shift from business to homeowners.

Some have expressed the feeling that Question 6 would give the people real control over local government. In truth, this amendment will force local leaders to seek financial assistance from either the State or the Federal Government or both. While some funds may be obtained in this manner, they probably will come with "strings attached" designating the purposes and programs for which the money must be spent. This would transfer decision-making authority away from the local area to Carson City and Washington.

And while some of the proponents of Question 6 admit it has serious flaws they insist these flaws can be corrected by legislative action. However, because Question 6 is a constitutional amendment, it can be changed only through an extensive process that takes five to six years.

The purpose of this resolution is to state the position of the Board of City Commissioners on Question 6 and to encourage the residents of Nevada to vote against the proposed amendment.

FISCAL IMPACT

N/A

RECOMMENDATIONS

City Manager recommends approval of this resolution.

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

79-3-10

Agenda Item

IV(a). C.

1 oppose Question 6 and urge all Nevadans to cast a vote for the future
2 vitality of their communities by defeating this proposed amendment.

3 PASSED, APPROVED AND ADOPTED this 24th day of October, 1980.

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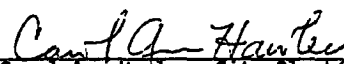

Ron Lurie, Mayor Pro-tem

7 ATTEST:

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Carol Ann Hawley, City Clerk

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1 RESOLUTION

2 QUESTION 6

3
4 WHEREAS, the voters of Nevada will decide November 4 whether to
5 approve an amendment to the State Constitution called Question 6; and

6 WHEREAS, Question 6 is unfair to many because owners of identical
7 houses sitting side by side can pay significantly different taxes depending
8 on when they bought the house; and

9 WHEREAS, under Question 6, homeowners will begin to pay a larger
10 portion of the property taxes than businesses because of the loopholes
11 available to corporations; and

12 WHEREAS, under Question 6 local residents will lose control of
13 their local governments because we will have to seek aid from the State to
14 continue providing necessary services and the money will come through
15 Carson City rather than directly from our local governments to local needs;
16 and

17 WHEREAS, capital improvements such as new schools, parks and fire
18 stations will become things of the past under Question 6 because local
19 governments will be unable to sell bonds approved by the voters or will
20 have to pay such high interest rates that the projects will be economically
21 infeasible; and

22 WHEREAS, best estimates currently available indicate that should
23 Question 6 pass the City of Las Vegas will lose approximately \$6 million in
24 revenues needed to provide important services; and

25 WHEREAS, the 1979 Nevada Legislature responded to the will of the
26 people by passing SB 204 which significantly reduced property taxes and other
27 taxes in an equitable manner.

28 NOW, THEREFORE, BE IT RESOLVED that the Las Vegas Board of City
29 Commissioners commend the Legislature for adopting a responsible tax reduction
30 package that provides relief to all Nevada taxpayers; and

31 BE IT FURTHER RESOLVED that the Las Vegas Board of City Commissioners

32 //////////////

QUESTION 6

Background
Information

October 3, 1980

SHORT STATEMENT ON QUESTION 6

079

(For possible use in radio or TV interviews)

Nevadans must make a choice in November between a drastic tax-limitation plan called Question 6 or the more equitable and responsible tax-cutting package adopted by the Legislature (SB 204). We cannot have both, because if Question 6 is approved, all the benefits of the Legislature's plan will cease.

We believe that when the voters stop and carefully consider the pros and cons of Question 6, they will reject it because of its serious drawbacks.

Looking closely at Question 6, voters will find it is unfair. Persons living in identical homes side-by-side could pay significantly different property taxes depending on when they bought their house.

In fact, many homeowners who have purchased their homes in the last five years will actually get a tax increase if Question 6 passes.

Under Question 6, homeowners will begin to pay a larger portion of the property taxes than businesses because of the loopholes available to corporations.

Also under Question 6, we will lose control of our local governments because we will have to seek financial aid from the state to continue providing necessary services. The money will have to come through Carson City instead of directly from our local governments to local needs.

Capital improvements such as new schools, parks and fire stations will become a thing of the past under Question 6 because local governments will be unable to sell bonds approved by the voters or will have to pay such high interest rates that the projects will be economically unfeasible.

Clearly, Question 6 is not the great blessing some have claimed it to be. We believe voters concerned with the future vitality of our communities and our state will reject Question 6 in November.

WHAT IS QUESTION 6?

080

Question 6 is a proposed amendment to the Nevada Constitution and is similar to California Proposition 13. It would limit property taxes to no more than one percent (1%) of the full cash value of real property, plus an additional amount sufficient to pay principal and interest on existing bonded debt. It would also roll back property assessment value to the 1975 level for property which has not changed ownership since that year.

In addition, Question 6 would:

- (1) Limit property value increases to 2% a year for tax purposes if the Legislature determines that market value is to be used for assessment purposes;
- (2) Require a two-thirds vote of registered voters to pass new local taxes. Additional property taxes would be prohibited.
- (3) Require a two-thirds vote of both houses of the Legislature to pass new state taxes or to increase the rate of existing taxes.

WHAT EFFECTS WOULD QUESTION 6 HAVE ON THE CITY?

It's difficult to state precisely what the effects would be without a parcel by parcel listing and evaluation. However, best estimates currently available indicate there would be a 35 to 40% property tax loss to the city or an approximate loss of \$6 million.

Nevadans must make a choice in November between a drastic tax-reduction plan called Question 6 or the more equitable and responsible tax-cutting package adopted by the Legislature and currently in effect. We cannot have both, because if Question 6 is approved, all the benefits of the Legislature's plan will cease.

We believe that when the voters stop and carefully consider the pros and cons of Question 6 they will reject it for the following reasons:

1. Question 6 is unfair.

Owners of identical houses sitting side by side can pay significantly different taxes depending on when they bought the house. For example, two identical houses next door to each other are worth \$80,000 today. Homeowner A purchased his house prior to 1975, so under Question 6 the assessment on his house will be rolled back to 1975 when the house was worth \$48,000 and his property tax bill will be \$675. Homeowner B, on the other hand, purchased his home in 1979 for \$70,000 and under Question 6 he will have to pay taxes at the 1979 level. His property tax will be \$1,000 or \$325 more than Homeowner A's taxes. Both homeowners will receive the same local government services, but one will pay significantly more for those services.

2. Under Question 6, homeowners will pay a greater portion of property taxes than businesses.

Currently, homeowners pay about 45 percent of the total property taxes in Nevada while businesses pay 55 percent. Under Question 6 the tax burden will shift to homeowners. Corporations holding commercial property will be able to freeze their assessments at 1975 levels by transferring

stock in the corporation instead of selling the property. Residential property, however, is sold on the average of every four to five years and will receive a higher assessment each time it's sold.

3. Under Question 6, we will lose control over our local governments.

Local government is the closest to the people and provides them with daily services. Property tax is the only general tax source local governments have control over to provide these services. If that revenue source is cut, our cities, counties and school districts will have to seek aid from state government. The state may have the money to help because of the revenues it receives from the sales tax and the gross winnings tax on gaming, but the money will have to come through Carson City and back to your local government not directly from your local government to local needs. And you can be sure the state will not make this money available without attaching strings. Local autonomy will be lost.

4. Under Question 6, people who have purchased their home since 1975 may actually get a tax increase.

Question 6 provides that the tax rate cannot exceed 1% of the full cash value of the property plus an additional rate sufficient to service existing debt. This would result in a total tax rate of \$3.80 in Clark County compared to the \$3.64 rate currently in effect under the Legislature's plan.

5. There is no guarantee of tax relief for renters or mobile homeowners under Question 6.

6. Capital improvements such as new schools, parks and fire stations will become a thing of the past under Question 6 because local governments will be unable to sell bonds approved by the voters or will have to pay such high interest rates that the projects will be economically unfeasible.
7. Question 6 is unclear and leaves too many questions unanswered.

COMPARISONS

THE NEVADA PLAN
(SB 204-AB 616)THE CALIFORNIA PLAN
Question 6

PROPERTY TAX LIMITS

Limits taxes on all property to about \$3.64 per \$100 of assessed value. As state revenues rise or drop, it will fluctuate from \$3.94 to \$3.46.

Limits taxes on all property to 1 percent of assessed value.

VALUATION OF PROPERTY

35 percent of full cash value property can be reassessed every five years.

Rolls assessed values back to 1975-76 full cash values. Limits assessment growth to 2 percent a year. But new construction or property changing hands will be assessed at full current value.

BONDED INDEBTEDNESS

\$3.64 includes existing indebtedness.

1 percent limit does not include existing indebtedness.

TAX RELIEF FOR RENTERS

Landlords must pass on tax savings to tenants.

None guaranteed.

STATE TAX INCREASES

Retains majority rule.

Requires two-third vote of both houses of legislature.

LOCAL TAX INCREASES

Retains majority rule

Requires two-third vote of local electorate.

HOUSEHOLD GOODS TAX

Eliminated.

Will be reinstated.

FOOD TAX

Eliminated.

Will be reinstated.

LIMITS ON LOCAL SPENDING

Ties local government school budget growth to CPI and population-enrollment growth.

None.

LIMITS ON STATE SPENDING

Bases budget on 1975-77 level and ties budget growth to CPI and population growth.

None.

WHAT EACH PLAN DOES

	THE NEVADA PLAN (SB 204/AB 616)	THE CALIFORNIA PLAN QUESTION 6
PROVIDES TAX RELIEF	YES	YES
ROLLS PROPERTY ASSESSMENTS BACK	NO	YES
INCLUDES EXISTING BOND INDEBTEDNESS IN TAX RELIEF	YES	NO
ALL PROPERTY TAXED UNIFORMLY	YES	NO
LIMITS STATE GOVERNMENT SPENDING	YES	NO
LIMITS LOCAL GOVERNMENT-SCHOOL SPENDING	YES	NO
PROVIDES TAX RELIEF FOR RENTERS	YES	NO
ELIMINATES FOOD TAX	YES	NO
ELIMINATES HOUSEHOLD GOODS TAX	YES	NO
PROVIDES FOR TAX DECREASE IF REVENUES INCREASE	YES	NO
POTENTIAL ADVANTAGE TO CORPORATIONS OVER HOMEOWNERS	NO	YES

MYTH

"All homeowners will pay less in property taxes Question 6 is passed."

MYTH

"Question 6 will get a message to the federal government to stop spending our tax dollars."

MYTH

"Question 6 will help promote growth."

MYTH

"Voting 'yes' on Question 6 will give me real control over local government."

MYTH

"Homeowners will get the most relief from Question 6."

MYTH

"The legislature can remedy all the legal flaws in Question 6."

MYTH

"If Question 6 passes, rents will freeze."

FACT

If you bought or built your property within the last four years, your property tax bill will actually go up.

FACT

Question 6 will send the federal government more of Nevada's tax dollars. Question 6 attacks local government, not federal. It is a windfall for Uncle Sam.

FACT

Question 6 will actually hinder growth in Nevada. We will lose our Double "A" bond rating and local government will be less able to provide services necessary to cope with growth.

FACT

Question 6 will turn local government to other funding sources--including federal. It is a direct threat to local control.

FACT

More than half of the property tax relief will go to business, not homeowners. And for the first time ever in Nevada, home-owners will pay more than half the total property tax bill.

FACT

The legislature cannot remedy Question 6. It is a constitutional amendment. It could be changed only through another amendment at a general election--a minimum process of five years in Nevada.

FACT

There is no requirement in Question 6 for landlords to pass on savings to renters. In fact, the existing renters' tax reduction would be eliminated by passage of Question 6. Landlords drafted Prop. 13, parent of Question 6. It is no wonder that landlords stand to profit from Question 6's passage.

MORE MYTHS ABOUT QUESTION 6

Question 6 will send a message to big government.

Wrong, Question 6 will send millions of dollars more a year to the federal government from Nevada taxpayers as they lose their property tax deductions. Question 6 only deprives local governments and schools of funds.

Question 6 gives everyone a tax break.

No, there is no protection for renters. Renters received no tax breaks in California after Proposition 13 passed. In fact, renters would actually lose the tax relief mandated by the Nevada legislature if Question 6 passes.

Question 6 gives me more local control.

Absolutely not. Because Question 6 would slash local funds, the state would have to make up some of the funding. State and federal funds do not come without strings. The Nevada legislature would replace the local school board and local government in a lot of decision making.

Source: Tax Topics Official Publication of the Nevada Taxpayers Association

088

City of Las Vegas

AGENDA DOCUMENTATION

Date: October 23, 1980

TO:
The Board of City CommissionersFROM: *Russell W. Dorn*
RUSSELL W. DORN
CITY MANAGERSUBJECT:
RESOLUTION ON DISPOSAL AND TRANSPORT OF NUCLEAR WASTEPURPOSE/BACKGROUND

The purpose of this resolution is to go on record in favor of a halt to all transport of nuclear waste within the state until the people of Nevada can be guaranteed that their health, safety and welfare will be protected by strict regulations, inspections and enforcement.

Commissioner Lurie introduced a similar resolution at the Nevada League of Cities Annual Conference October 18, 1980 and it received unanimous support.

FISCAL IMPACT

None

RECOMMENDATIONS

The City Manager's Office recommends approval of this resolution.

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

1 RESOLUTION

2 TRANSPORT & DISPOSAL OF NUCLEAR WASTE

3
4 WHEREAS, the State of Nevada is one of only three states which
5 allow the disposal of commercial radioactive waste within their boundaries
6 and is rapidly becoming the nuclear dumping ground for the entire
7 nation; and

8 WHEREAS, at least 12 incidents of leaks in radioactive shipments
9 have been reported at the Beatty nuclear dumpsite during the past year; and

10 WHEREAS, leaks in shipments arriving at the dumpsite and the
11 transportation of these radioactive wastes and materials through the
12 City of Las Vegas and through the other cities and towns of our state pose
13 a serious threat to the health, safety and welfare of our residents and
14 visitors; and

15 WHEREAS, the U.S. Department of Energy has indicated it will accept
16 commercial nuclear wastes for disposal at the Nevada Test Site if the
17 Beatty dump is closed; and

18 WHEREAS, those federal agencies responsible for the regulation of
19 interstate transport of nuclear waste have given a low priority to
20 enforcement of the regulations governing the safety of the transportation
21 of radioactive materials.

22 NOW, THEREFORE, BE IT RESOLVED, that the Las Vegas Board of
23 City Commissioners call upon the Governor of the State of Nevada to take
24 whatever actions necessary to close the Beatty dumpsite and to refuse to
25 allow the transport of nuclear waste on any road or highway in our state
26 until we can be assured that the shippers of such waste will be forced to
27 comply with strict safety standards and inspections; and

28 BE IT FURTHER RESOLVED, that the Las Vegas Board of City Commissioners
29 call upon the U.S. Nuclear Regulatory Commission and the U.S. Department
30 of Transportation to develop a comprehensive and coordinated inspection and
31 enforcement program to ensure strict compliance with packaging and trans-
32 portation regulations; and

1 BE IT FURTHER RESOLVED, that the Board of City Commissioners call
2 upon Congress to adopt legislation requiring every state to dispose of its
3 own nuclear waste rather than transporting those wastes to other states.

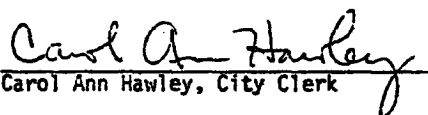
4 PASSED, APPROVED AND ADOPTED this 24th day of October, 1980.

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7 Ron Lurie, Mayor Pro-tem

8 ATTEST:

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11 Carol Ann Hawley, City Clerk

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City of Las Vegas

AGENDA DOCUMENTATION

Date: October 21, 1980TO:
The Board of City CommissionersFROM:
Russell W. Dorn
RUSSELL W. DORN
CITY MANAGERSUBJECT: DISCUSSION AND POSSIBLE ACTION ON THE APPROVAL OF THE LEASE FOR THE USE
OF FIVE DIESEL BUSES BY LAS VEGAS TRANSIT SYSTEMPURPOSE/BACKGROUND

In December, 1978, the city entered into an agreement with the U.S. Department of Transportation, Urban Mass Transportation Administration to receive financial assistance to purchase five advanced design transit buses to be leased to the Las Vegas Transit System. The buses will be available for delivery within the next two weeks. In order for the vehicles to be placed in operation as soon as possible, a lease agreement must be executed between the city and LVTS.

Attached for your review and approval is a proposed agreement leasing the vehicles on a year to year basis to LVTS. LVTS also agrees to fully maintain the vehicles. This agreement fulfills all federal requirements and has been reviewed and approved by the City Attorney.

FISCAL IMPACT

Should the lease not be executed, the buses will not be operated. The Department of Transportation may also withhold reimbursement of their portion of the project funding. The federal share of this \$686,860 project is \$549,488. Such action may also jeopardize future UMTA funding for transit improvement.

RECOMMENDATIONS

The Office of the City Manager recommends approval of this agreement.

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

Agenda Item

IV(a). E

LEASE AGREEMENT FOR PUBLIC TRANSIT BUSES
BETWEEN THE CITY OF LAS VEGAS AND LAS VEGAS TRANSIT SYSTEM

THIS LEASE AGREEMENT is made and entered into this 31st day of October, 1980, by and between the CITY OF LAS VEGAS, NEVADA, a Municipal Corporation (hereinafter referred to as "CITY"), whose mailing address is 400 East Stewart Avenue, Las Vegas, Nevada 89101, and the LAS VEGAS TRANSIT SYSTEM, a Nevada corporation, a wholly-owned subsidiary of The First Gray Line West Corporation, a Delaware Corporation (hereinafter referred to as "TRANSIT SYSTEM"), whose mailing address is 1550 South Industrial Road, Las Vegas, Nevada 89102.

W I T N E S S E T H:

WHEREAS, the City of Las Vegas, Clark County, Nevada received a grant under Application Number NV-05-0001 as funded under the Urban Mass Transportation Act of 1964 plus local matching funds to purchase five (5) diesel transit buses as hereinafter described; and

WHEREAS, said buses have been purchased with title vested in CITY; and

WHEREAS, in order to improve public transportation in Clark County, Nevada and at the same time stabilize and/or reduce the costs thereof.

NOW, THEREFORE, in consideration of the premises, the parties agree to the following terms and conditions:

1. EQUIPMENT: CITY hereby leases to TRANSIT SYSTEM five (5) air conditioned, forty-five (45) passenger, diesel transit buses equipped with wheelchair lifts and identified as follows:

2. TERM: The term of this Lease is for a period of one (1) year commencing on the date of this Agreement as hereinabove set forth and ending one (1) year after said date. There shall be

automatic renewals thereafter on a year-to-year basis up to twelve (12) additional one (1) year terms, subject, however, to the right of either party to terminate this Agreement upon at least sixty (60) days written notice to the other party prior to any annual anniversary date and further subject to the provisions as hereinafter set forth for termination.

3. CONSIDERATION: The benefit to residents of the City of Las Vegas from the utilization of the buses leased herein is the consideration underlying the execution of this Lease in lieu of any cash payments.

4. ORDER OF REPLACEMENT: The buses leased herein shall be used in lieu of those buses presently in use on existing routes in Clark County, Nevada, which are the oldest and/or in the greatest need of replacement.

5. MAINTENANCE, REPAIR AND EXPENSES: TRANSIT SYSTEM agrees to be responsible to reasonably protect said buses from physical loss or damage and to replace or repair the same promptly in the event of such loss or damage or to indemnify the CITY against any and all expenses associated therewith. Any replacement buses which are acquired as a result of the total damage to any buses leased herein shall be subject to all of the provisions of this Lease Agreement in a like manner to any buses which are replaced. All costs and expenses arising from this Lease Agreement and the use of the buses leased herein are the responsibility of the TRANSIT SYSTEM and not that of the CITY.

6. RIGHT OF INSPECTION: The CITY reserves the right to periodically inspect the condition of the buses leased herein without notice to the TRANSIT SYSTEM so long as said inspection is during the normal business hours of the TRANSIT SYSTEM or during the actual operation and use of the leased buses on established transportation routes.

7. USE: None of the buses leased pursuant to this Lease Agreement shall be used in any of the mass transportation endeavors of the TRANSIT SYSTEM'S affiliated companies.

The buses will be utilized for the purpose of mass transportation in accordance with Application NV-05-0001 for a minimum period of twelve (12) years from the date of this Lease. If, during the period of this Lease, any of the buses are not used in accordance with Application NV-05-0001 or for any reason are withdrawn from mass transportation service, the TRANSIT SYSTEM shall immediately notify the CITY whereupon the CITY shall have the right to recover possession of the buses and terminate this Lease.

8. ROUTES: The subject buses will only be used by the TRANSIT SYSTEM in furtherance of its public transportation service on regularly established routes in Clark County, Nevada. The TRANSIT SYSTEM agrees to make a good faith effort to improve service, establish additional routes, maintain and/or reduce existing headways whenever or wherever economically feasible.

The TRANSIT SYSTEM further agrees that at any given point in time at least three (3) of the buses leased herein will be utilized on routes other than those existing for that area known as "The Strip" (Route 6).

9. PUBLIC SERVICE COMMISSION: The TRANSIT SYSTEM agrees that the Nevada Public Service Commission shall be furnished with an annual report including results of operations and that copies of said report will be furnished, with certification by an officer of the company, to the CITY without any cost or expense to the CITY. The TRANSIT SYSTEM further agrees to furnish CITY with copies of any other financial data filed with the Nevada Public Service Commission. CITY shall have the right to require additional audits of the financial condition of the TRANSIT SYSTEM as it may deem necessary to comply with existing or future Federal reporting requirements resulting from NV-05-0001 with CITY to pay the cost thereof. The TRANSIT SYSTEM further acknowledges that CITY is an interested person in the routes and fare schedules of the TRANSIT SYSTEM and CITY may file a complaint or complaints

095

with the Nevada Public Service Commission to require public hearings thereon and CITY may participate in said public hearings as an interested person.

The CITY shall be promptly noticed and given a copy of any application regarding fares, change of routes, etc. which the TRANSIT SYSTEM may make to the Nevada Public Service Commission.

The CITY shall promptly receive copies of all documents filed or required to be filed by the TRANSIT SYSTEM with the Nevada Public Service Commission.

10. RECORDS: The TRANSIT SYSTEM agrees to maintain and preserve satisfactory records with respect to use of the buses leased herein, and to submit such records as requested by the CITY as is required in order to assure compliance with the terms and conditions of this Lease and any existing or future Federal reporting requirements resulting from NV-05-0001, and that the leased buses are used in a manner as described in Application NV-05-0001. Notification shall be given by the TRANSIT SYSTEM to the CITY in the event of any substantial deviation from that described in Application NV-05-0001.

11. FARES: Subject to the approval and concurrence of the Public Service Commission, the fares charged elderly and handicapped persons during nonpeak hours will not exceed one-half of the fares generally applicable to other persons at peak hours. The TRANSIT SYSTEM has, and agrees to continue, a policy of requesting from the Public Service Commission and, to the extent of their approval, providing reduced fare schedules for senior citizens, school children during school hours and handicapped persons.

12. IDENTIFICATION: During the term of this Lease, the TRANSIT SYSTEM is authorized to place labels, insignias, plates, signs, lettering, logos, identification markings, or any other markings on said buses as permitted or required by, and in accordance with, the Rules and Regulations of the Public Service

Commission of Nevada, the provisions of Chapter 706 N.R.S. and the applicable tariffs of the TRANSIT SYSTEM on file with the Public Service Commission of Nevada.

13. INDEMNIFICATION AND INSURANCE: The TRANSIT SYSTEM agrees that it will save, defend and hold harmless the CITY from any and all injury, loss or damage to person or property which is in any way caused or alleged to be caused by the TRANSIT SYSTEM'S use of the buses leased herein, provided that no such indemnification shall be required with respect to any and all injury, loss or damage arising by reason of the active or affirmative negligence of the CITY, its successors or assigns. Consistent with the foregoing indemnification provisions, the TRANSIT SYSTEM will name CITY, by endorsement to its blanket insurance policy or otherwise, for public liability insurance in amounts of not less than Five Hundred Thousand Dollars (\$500,000.00) for each person and One Million Dollars (\$1,000,000.00) for each occurrence and property damage of not less than One Hundred Thirty-Five Thousand Dollars (\$135,000.00) for each of said buses.

14. ASSURANCES: The TRANSIT SYSTEM agrees that it will use the buses leased herein in such a manner and upon such terms and conditions as will not in any way adversely affect the employees of the TRANSIT SYSTEM inasmuch as the protection of such rights is required by the Urban Mass Transportation Act of 1964, as amended as a condition of the federal assistance which funded the purchase of the buses leased herein.

15. BUSINESS VENTURE: This Lease Agreement shall not be construed as entering the parties hereto in any business venture. The TRANSIT SYSTEM represents that it is a private enterprise engaged in public transportation business which is regulated by the Nevada Public Service Commission. Nothing in this Agreement shall be used by the TRANSIT SYSTEM to obtain any exemption to said regulation.

16. SCHOOL BUSING: The TRANSIT SYSTEM agrees not to engage in school bus operations exclusively for the transportation of students and school personnel in competition with private school bus operators unless prior written approval has been obtained from the CITY.

17. CHARTER SERVICE: The TRANSIT SYSTEM agrees not to provide charter bus service outside the area of regularly scheduled mass transportation service except upon written consent of the CITY and the Administrator for the Urban Mass Transit Administration.

18. EQUAL EMPLOYMENT OPPORTUNITY: In connection with the carrying out of the terms of this Lease, TRANSIT SYSTEM shall not discriminate against any employee or applicant for employment because of race, color, religion, sex, age or national origin. TRANSIT SYSTEM shall take affirmative action to ensure that applicants are employed, and that employees are treated during employment, without regard to their race, color, religion, sex, age or national origin. Such action shall include, but not necessarily be limited to, the following: employment upgrading, demotion or transfer, recruitment or recruitment advertising, layoff or termination, rates of pay or other forms of compensation; and selection for training, including apprenticeship. TRANSIT SYSTEM agrees to insert the foregoing provision in all contracts (other than the present lease with CITY) pertaining to the operation of the five (5) buses leased herein.

19. MINORITY AND WOMEN'S BUSINESS ENTERPRISE:

A. It is the policy of the Department of Transportation that minority business enterprises, as defined in 49 C.F.R. Part 23, shall have the maximum opportunity to participate in the performance of contracts financed in whole or in part with federal funds under this agreement. Consequently, the MBE requirements of 49 C.F.R. Part 23 apply to this agreement.

B. The TRANSIT SYSTEM AND its contractors agree to ensure that minority business enterprises as defined in 49 C.F.R.

Part 23 have the maximum opportunity to participate in the performance of contracts and subcontracts financed in whole or in part with federal funds provided under this agreement. In this regard the TRANSIT SYSTEM and its contractors shall take all necessary and reasonable steps in accordance with 49 C.F.R. Part 23 to ensure that minority business enterprises have the maximum opportunity to compete for and perform contracts. The TRANSIT SYSTEM and its contractors shall not discriminate on the basis of race, color, national origin or sex in the award and performance of DOT-assisted contracts.

C. Failure to carry out the requirements set forth in 49 C.F.R. § 23.43(a) shall constitute a breach of contract and may result in termination of this lease or such other remedy as the CITY OF LAS VEGAS deems appropriate under the circumstances.

20. TITLE VI CIVIL RIGHTS ACT OF 1964: The TRANSIT SYSTEM will comply and will assure the compliance by contractors and subcontractors under this Project with all the requirements imposed by Title VI of the Civil Rights Act of 1964 (49 U.S.C. § 2000d), the Regulations of DOT issued thereunder, 49 C.F.R. Part 21 and the Assurance by the TRANSIT SYSTEM pursuant thereto.

21. COMPLIANCE WITH ELDERLY AND HANDICAPPED REGULATIONS: The TRANSIT SYSTEM shall insure that all fixed facility construction or alteration and all new equipment included in the Project comply with applicable regulations regarding Transportation for Elderly and Handicapped Persons, set forth in 49 C.F.R. Part 27.

22. ASSIGNABILITY: The TRANSIT SYSTEM agrees that it will not in any way loan, sublet or assign said buses. Upon mutual agreement of both the CITY and TRANSIT SYSTEM, the CITY may obtain approval from the Urban Mass Transportation Administration to transfer ownership of the buses described herein and assign the CITY'S rights and responsibilities under the Lease

to the Clark County Regional Transportation Commission or other body recognized by the Urban Mass Transportation Administration as the local administrative agency for funds granted under the Urban Mass Transportation Act of 1964.

23. TERMINATION:

A. The CITY may terminate this Lease Agreement by notifying the TRANSIT SYSTEM in writing of the intent to exercise its right of termination, whereupon this Lease Agreement shall automatically terminate between the parties hereto sixty (60) days from the date of the mailing of the written notice.

B. In addition to the CITY'S right of termination contained in paragraph A of this Section, the CITY may, at its option, terminate this Lease Agreement upon the occurrence of any of the following events:

1. In the event the TRANSIT SYSTEM should go into receivership or file any form of petition in bankruptcy or if any involuntary petition in bankruptcy should be filed either by the State or Federal Court against the TRANSIT SYSTEM and the TRANSIT SYSTEM is unable to have such petition dismissed within forty-five (45) days of the filing thereof; or
2. Failure to comply with any of the provisions herein; provided, however, that if transportation operations are delayed, interrupted, or prevented by Acts of God, fire, riots, wars, strikes, inability to obtain equipment due to governmental order or action, or by regulation by state or federal action, this Lease shall not terminate or be forfeited for failure to comply with the provisions of this

Lease Agreement and no right or damages shall exist against the TRANSIT SYSTEM by reason thereof, as long as transportation operations are commenced or resumed within a reasonable time after such cause or causes no longer exist; provided, however, that prior to such termination the CITY shall give fifteen (15) days notice of its intention to do so to the TRANSIT SYSTEM.

C. Upon termination of the Lease Agreement, TRANSIT SYSTEM agrees to return all of the buses leased herein in good operating condition.

24. PERFORMANCE BOND: TRANSIT SYSTEM agrees to secure a performance bond in the amount of \$150,000.00 to secure the performance of all the terms and conditions of this Lease Agreement or any supplemental amendments hereto prior to the delivery of the leased buses to the TRANSIT SYSTEM. The performance bond shall be issued under such terms and conditions as are acceptable to the CITY from a corporation which is licensed to do business within the State of Nevada and is approved by the CITY. Said bond shall remain in full force and effect throughout the existence of this Lease Agreement.

Evidence of the procurement of said bond shall be submitted to the CITY prior to the execution of this Lease Agreement as a condition thereof.

25. MISCELLANEOUS: All express or implied covenants of this Lease shall be subject to all Federal and state laws, rules and regulations, executive orders, rules or regulations pertaining to the use of said buses and this Lease shall not be terminated or forfeited, in whole or in part, nor the TRANSIT SYSTEM held liable in damages for failure to comply therewith, if compliance is prevented by, or if such failure is the result of any such law, order, rule or regulation.

IN WITNESS WHEREOF, the parties hereto have caused this

Lease Agreement to be executed on the year and date first herein-
above written.

CITY OF LAS VEGAS, NEVADA

By William H. Briare
WILLIAM H. BRIARE, Mayor

ATTEST:

Maureen Ann Parco
Carol Ann Hawley, City Clerk
by Maureen Ann Parco, Deputy
City Clerk

LAS VEGAS TRANSIT SYSTEM, INC.

By Dale L. Dullabaun
DALE L. DULLABAUN, President

By Barry Perea
BARRY PEREA, Executive Vice
President and General Manager

AGENDA*City of Las Vegas*

October 15, 1980

Page 17

BOARD OF CITY COMMISSIONERS
COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

IV(b). DEPARTMENT OF FINANCIAL MANAGEMENT
MARVIN A. LEAVITT, CPA, DIRECTOR

*CONSENT AGENDA

All matters listed under Item A 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.

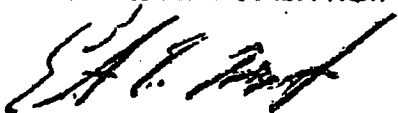
*A. SERVICE AND MATERIAL WARRANTS/PAYROLL WARRANTS

1. Service and Material Warrants
In the amount of \$10,774,070.42
2. Payroll Warrants
In the amount of \$640,432.43

Lurie -
APPROVED
Items 1 and 2.
Unanimous

Staff to proceed

APPROVED AGENDA ITEM



CITY COMMISSION MINUTES - OCTOBER 15, 1980
CITY OF LAS VEGAS
WARRANT REGISTER SUMMARIES RECAP

103

Service and Material Warrants:

No.	To	INCL.		No.	To	INCL.
H318010	-00-		(24.00)	J409790	J410175	
H318361	-0-		(300.00)			\$1,022,489.60
I319463	-0-		(195.00)			
I1646	I1649		11,488.00			
J1650	J1653		162,870.50			
J910913	-0-		85,000.00			
J943877	J943879		7,500,000.00			
J120963	-0-		1,000,000.00			
I319549	I319553		279,888.77			
J319554	J319557		2,988.48			
J319558	J319575		90,773.13			
J319576	J319578		290,808.28			
J319580	J319581		595.99			
J319582	-0-		-0-			
J319583	J319587		190,276.83			
J319588	J319617		128,337.84			
J319619	-0-		9,072.00			

Net Amount \$ 10,774,070.42

Payroll Warrants

No. 112307 To 113889 INCL.

Net Amount \$ 640,432.43

I hereby certify that I have audited the above warrants:
and approve same for payment as being in compliance with all applicable laws, to the best of my knowledge and belief.

Margaret R. [Signature]
DIRECTOR OF FINANCE

APPROVED: [Signature]

CITY MANAGER

On Oct 15, 1980, 1980, the Board of City Commissioners ordered the above warrants paid and the City Treasurer is hereby ordered to pay out of the funds indicated to each of the claimants listed the amount appearing opposite their respective names.

William N. Brune
MAYOR

Attest:

Carol A. [Signature]
CITY CLERK

AGENDA*City of Las Vegas*

October 15, 1980

Page 18

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

ITEM

Commission Action

Department Action

IV. (c) DEPARTMENT OF PERSONNEL
 & EMPLOYEE RELATIONS

GARY DONALD OGG, DIRECTOR

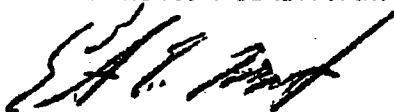
AUTHORIZATION TO FILL BUDGETED
 POSITIONS - CITY FUNDED - FULL TIME

<u>Dept/Class</u>	<u>Monthly Salary</u>	<u>Justification</u>
(1) Architectural Services Community Design Technician	\$1444	Assists in the preparation of park and open space master plans, and detailed design of planting and irrigation plans and construction drawings
(2) Management Info. Services Computer Operator	\$1048	Responsible for the operation of computer and monitoring systems performance by means of a console and online terminals
(3) Recreation & Leisure Act. General Park Foreman	\$1481	Responsible for assigning and supervising the work in the maintenance and installation of parks, cemetery and other landscaped areas
(4) Management Info. Services Senior Programmer	\$1250	Responsible for programming complex programs and assists in data administration and computer systems software maintenance

Lurie -
 APPROVED
 Items 1 thru 4.
 Unanimous

Staff to proceed

APPROVED AGENDA ITEM



City of Las Vegas

AGENDA DOCUMENTATION

Date: October 3, 1980TO:
The Board of City CommissionersFROM:
Ernest E. Bryant
Deputy City ManagerSUBJECT:

DEPARTMENT OF PERSONNEL & EMPLOYEE RELATIONS - AUTHORIZATION TO FILL BUDGETED POSITIONS

PURPOSE/BACKGROUND

The following information is submitted with reference to Items 1 - 4 under Agenda Item IV. (c):

Community Design Technician - replace employee who resigned

Computer Operator - replace employee who resigned

General Park Foreman - replace employee who resigned

Senior Programmer - replace employee who resigned

FISCAL IMPACT

All of the above positions are included in the 1980-81 budgets of the requesting departments. There are no additional non-budgeted expenses associated with any of these positions.

RECOMMENDATIONS

The Department of Personnel & Employee Relations has indicated that all of the above are in order. The City Manager's Office concurs with the requesting departments' recommendations and the staff analyses and recommends approval of filling the positions at this time.

RECOMMENDED

Gary Donald Ogg, Director
Personnel & Employee Relations

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

Agenda Item

IV. (c) 1-4

CITY FUNDED FULL TIME VACANCIES
AS OF 10/3/80

<u>DEPARTMENT/DIVISION</u>	<u>CLASSIFICATION</u>	<u>NO.</u>
City Attorney	---	
Municipal Court	Court Counselor	1
	Substance Abuse Counselor	1
City Manager	---	
City Clerk	---	
Office of the Commissioners	---	
Funds Coordination	---	
Personnel & Employee Relations	---	
Business Activity	Office Manager	1
	Office Assistant	1
Financial Management	---	
Community Planning & Development	---	
Architectural Services & Project Control	Director, Arch. Serv. & Proj. Cont.	1
	Chief, Architectural Design Div.	1
	Community Design Technician	1
General Services		
Administration	---	
Facilities Support	---	
City Hall Warehouse	---	
Graphic Arts	Graphic Communications Manager	1
Automotive Services	Maintenance Laborer	1
Purchasing & Contracts	---	
Office of Budget & Management Services	Administrative Assistant III	1
Fire Services	Senior Office Assistant	1
	Communications Specialist	1
Management Information Services	---	
Senior Citizens Center	---	

<u>DEPARTMENT/DIVISION</u>	<u>CLASSIFICATION</u>	<u>NO.</u>
Public Services		
Administration	---	
Sanitation	---	
Streets	Truck Driver	1
Maintenance	Carpenter	1
Quality Control	Assistant Engineering Technician	1
Engineering Design	Senior Engineering Designer	1
	Engineering Designer	1
	Principal Engineering Technician	1
	Principal Civil Engineer	1
Traffic Engineering	---	
Animal Care & Control	---	
Building & Safety	Building Inspector	1
Electrical Services	Street Light Maintenance Worker	1
Recreation & Leisure Activities		
Administration	---	
Parks & Open Spaces	General Park Foreman	1
	Senior Grounds Keeper	1
	Grounds Keeper	2
	Maintenance Laborer	1
Recreation	---	
Cultural Services & Fine Arts	Fine Arts Coordinator	1
Golf Course	---	
Cemetery	---	
	TOTAL	27

BI-WEEKLY SAVINGS (including fringes) \$20,212
MONTHLY SAVINGS (including fringes) \$43,793

These savings would be realized if all of these positions remain vacant for the period of time indicated.

AGENDA*City of Las Vegas*

October 15, 1980

BOARD OF CITY COMMISSIONERS

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COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

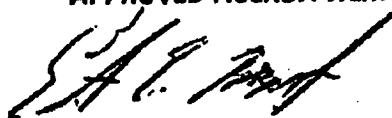
IV. (d) DEPARTMENT OF FUNDS COORDINATION -
RICHARD B. BLUE, JR., DIRECTOR

- A. APPOINTMENTS TO FILL TWO VACANCIES ON
THE SEVENTH YEAR CITIZEN PARTICIPATION
REVIEW COMMITTEE - 3 year terms

Lurie -
APPROVED motion to
follow recommenda-
tions of staff
(appoint R. D.
Raseur and Lucille
Hughes).
Unanimous

Clerk to notify
and staff to
proceed.

APPROVED AGENDA ITEM



109

City of Las Vegas

AGENDA DOCUMENTATION

Date: October 8, 1980

TO: The Board of City Commissioners

FROM: ERNIE BRYANT
DEPUTY CITY MANAGERSUBJECT: APPOINTMENTS TO FILL TWO VACANCIES ON THE SEVENTH YEAR CITIZEN PARTICIPATION
REVIEW COMMITTEEPURPOSE/BACKGROUND

The Citizen Participation Review Committee functions in an advisory capacity to the City Commission on matters concerning the Seventh Year Community Development Block Grant Program. The Committee is designed as a fifteen member panel representing Neighborhood Strategy Area I and II and the City at large.

Until the present, nine of the fifteen available positions have been filled. Due to the resignation of Valerie Hunt and the dismissal of Pearl Burns from the Committee due to lack of participation, two positions allocated for Neighborhood Strategy Area II representatives have become vacant. In order to maintain a nine member board, the appointment of the following individuals is recommended:

R. D. Ramseur, a seven year resident of West Las Vegas, Mr. Ramsur is married and currently unemployed. His past citizen participation experience includes organizing neighborhood groups in North Carolina.

Lucille Hughes, a long-time resident of West Las Vegas and an area business-woman, she was a Sixth Year CPRC member and has requested reappointment to the Committee.

FISCAL IMPACT

NONE

RECOMMENDATIONS

It is the recommendation of the Office of the City Manager that these appointments be made.

Richard B. Blue, Jr.
RICHARD B. BLUE, JR., DIRECTOR
DEPARTMENT OF FUNDS COORDINATION

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

79-3-10

Agenda Item

IV. (d) A.

AGENDA*City of Las Vegas*

110

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BOARD OF CITY COMMISSIONERS
COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

October 15, 1980

PHONE 386-6011

ITEM

Commission Action

Department Action

IV (g) DEPARTMENT OF GENERAL SERVICESDAN R. PILKINGTON, DIRECTOR*CONSENT AGENDA

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

PURCHASING AND CONTRACTS DIVISION*A. AWARD OF BIDS

1. Doolittle Gymnasium Floor Replacement
Department of Public Services
Engineering Design Division
2. Modifications to Waste Water Treatment Plant
Department of Public Services
Engineering Design Division
3. Replace Well #112 - Fountain Park
Department of Public Services
Engineering Design Division

Lurie -
APPROVED Items 1
and 3.
Unanimous

Staff to proceed

Christensen -
APPROVED as per
recommendations.
Unanimous (Heard at
10/24/80 portion of
meeting - See Page
43)

Staff to proceed

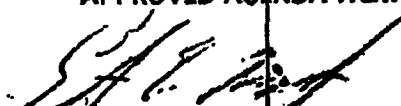
*B. PURCHASE ORDER APPROVAL

1. Professional Services Contract with
Kelly Services for Data Entry
Personnel
2. Installation of New Fire Hydrants on East
Charleston Boulevard
Department of Public Services
3. Chemicals for Wastewater Treatment
Department of Public Services
Sanitation Fund
4. Reconfiguration of Data Processing
Equipment, Department of Management
Information Services

Lurie -
APPROVED
Items 1 thru 4.
Unanimous

Staff to proceed

APPROVED AGENDA ITEM



City of Las Vegas

AGENDA DOCUMENTATION

Date: October 3, 1980

TO: The Board of City Commissioners

FROM: ERNEST E. BRYANT
DEPUTY CITY MANAGERSUBJECT: AGENDA - BOARD OF CITY COMMISSION MEETING - OCTOBER 15, 1980
IV (g) DEPARTMENT OF GENERAL SERVICESPURPOSE/BACKGROUND*A. AWARD OF BIDS

1. Doolittle Gymnasium Floor Replacement - Department of Public Services - Engineering Design Division
 - . Recommend award to Empire Construction Co., Las Vegas, NV, in the amount of \$102,371.00. Bid #80.3550.36. Estimate: \$105,500.00.
 - FUNDING: COMMUNITY DEVELOPMENT BLOCK GRANT: 98%
 - LAS VEGAS CONVENTION AND VISITORS AUTHORITY: 2%
2. Modifications to Wastewater Treatment Plant - Department of Public Services - Engineering Design Division
 - . Recommend award subject to written approval of Environmental Protection Agency, to Blanchard Construction, Las Vegas, NV, in the amount of \$2,909,000.00. Bid #80.3550.41. Estimate: \$2,361,821.00.
 - FUNDING: FEDERAL GOVERNMENT: 75%
 - SANITATION FUND: 25%
3. Replace Well #112 - Fountain Park - Department of Public Services - Engineering Design Division
 - . Recommend award of Bid Group I to Thompson Drilling, Las Vegas, NV, in the amount of \$50,405.00.
 - . Recommend award of Bid Groups II, III, and IV, to M.M.C., Inc., Las Vegas, NV, in the amount of \$88,460.00.
 - Bid #80.3550.45. Total Amount of Award: \$138,865.00. Total Estimate: \$140,000.00. FUNDING: CONVENTION AUTHORITY - 100%.

FISCAL IMPACT

FUNDS BUDGETED FOR FISCAL YEAR 80-81.

RECOMMENDATIONS

THE DEPARTMENT OF GENERAL SERVICES HAS INDICATED THAT ITEMS 1, 2, AND 3 ARE IN ORDER BASED ON RECOMMENDATIONS BY THE USING AGENCIES.

IT IS THE RECOMMENDATION OF THE OFFICE OF THE CITY MANAGER THAT ITEMS 1, 2, AND 3 BE AWARDED.

DISPOSITION

Approved ☐

Disapproved ☐

Held ☐

Status Due: _____


 Dan R. Pilkington, Director
 Department of General Services
Agenda ItemSECTION A PAGE 1 OF 1
IV (g) A 1-3

BID ABSTRACT

BID NO. 80.3550.36 DATE 9-9-80 TIME 10:00 AM DEPARTMENT PUBLIC SERVICES SHEET NO. 1 BUYER RKD/ja
 RFQ NO. _____ DIVISION ENG. DESIGN
 BID TITLE: DOOLITTLE GYMNASIUM FLOOR REPLACEMENT
 SERVICE/MATERIAL:

ITEM	QUANTITY AND UNIT	DESCRIPTION	EMPIRE CONSTRUCTION CO. 3588 S. Valley View Blvd. Las Vegas, NV 89103 UNIT AMOUNT	UNIT	AMOUNT	UNIT	AMOUNT
1.	LUMP SUM 202.00.01	GYMNASIUM BLEACHERS			8,500.00		
2.	LUMP SUM 501.00.00	CONCRETE SUBFLOOR			16,520.00		
3.	LUMP SUM 106.00.00	NEW GYMNASIUM FLOOR			63,851.00		
4.	LUMP SUM 409.00.00	CONCRETE RAMPS			3,500.00		
5.	LUMP SUM 626.00.01	CLEANING AND FINAL CLEANUP			10,000.00		
		TOTAL:			\$102,371.00		
		CITY LICENSE:	C11-804-2-10963				
		STATE LICENSE:	015570				
		BID BOND:	5% BID BOND				
		ACKNOWLEDGED ADDENDA:	YES				
		34 INVITATIONS TO BID SOLICITED					
		SUB CONTRACTORS:					
		Custom Hardwood Floors	STATE LIC: 14871				
			CITY LIC: C11-09527				
		So. Nevada Concrete, Inc.	STATE LIC: 8943				
			CITY LIC: C11-316-2-10963				
		MINORITY CONTRACTORS:					
		Empire Const.					
		So. NV. Concrete Inc.					

ESTIMATE FURNISHED BY PURCH-
 ING CONTRACTS STAFF AT
 BID OPENING: \$95,500.00

BID ABSTRACT

BID NO. 80.3550.41 DATE 10-7-80 TIME 2:00 PM DEPARTMENT PUBLIC SVCS. SHEET NO. 1 BUYER JEP/ja
 RFQ NO. _____ DIVISION ENG. DESIGN
 BID TITLE: MODIFICATIONS OF SECONDARY SETTLING BASINS, DIGESTERS, LABORATORY AND CHLORINATION FACILITIES
 SERVICE/MATERIAL:

ITEM	QUANTITY AND UNIT	DESCRIPTION	BLANCHARD CONSTRUCTION 1028 S. Casino Blvd. Las Vegas, NV 89104 UNIT AMOUNT	SLETEN CONST. P.O. Box 14742 Las Vegas, NV 89114 UNIT AMOUNT	COOKE & KERZETSKI P.O. Box 15010 Las Vegas, NV 89114 UNIT AMOUNT
		BASE BID:			
1	LUMP SUM	Furnish all plant labor tools & equipment necessary to con- struct plant modifications of City of Las Vegas Wastes- water Treatment Plant.	\$ 2,909,000.00	\$ 3,050,000.00	\$ 3,277,023.00
		DEDUCTIVE "A":			
2.	LUMP SUM	OMIT Settling Tube Modules	(188,000.00)	(100,000.00)	(140,000.00)
		ADDITIVE "B":			
3.	LUMP SUM	PROVIDE Truck Loading Direct- ly from Digesters	NO BID	\$ 60,000.00	\$ 75,000.00
		BID BOND:	5%	5%	5%
		CITY LICENSE:	C11-868-2-07299	C11-214-2-07684	C11-892-2-12404
		STATE LICENSE:	006144	006965	016103
		ACKNOWLEDGED ADDENDAS:	Yes 1, 2 & 3	Yes, 1, 2, & 3	Yes, 1, 2, & 3
		SUB CONTRACTORS:	Rudy's Plastering (M)	ABC Electric	So. Nevada Paving
			Fred's Ceramic Tile (M)	Century Steel	Century Steel
			Ananda Const. Co. (M)	Am. Sheet Metal	Ford Contracting
			Benny's Floor Cov. (M)	So. Nevada Asphalt	Advance Mechanical
			C & J Masonry (M)	SPD Office Equip.	American Sheet Metal
			KSI Mechanical	BEA Masonry	ABC Electric
			Am. Sheet Metal	Howards Roofing	Steel Inc.
			ABC Electric	Henri Supply	Kewanee Lab Equip.
			Century Steel	Fuller Plaster	Apodaca & Hayduk (M)
			Orna-Rail dba Western States Steel	Advance Mech.	Artistic Concrete (M)
					C & E Concrete (M)

CLV 10/79

BID ABSTRACT

BID NO. 80.3550.41 DATE 10-7-80 TIME 2:00 PM DEPARTMENT PUBLIC SVCS. SHEET NO. 2 BUYER JEP/ja
 RFQ NO. _____ DIVISION ENG. DESIGN
 BID TITLE: MODIFICATIONS OF SECONDARY SETTLING BASINS, DIGESTERS, LABORATORY AND CHLORINATION FACILITIES
 SERVICE/MATERIAL:

ITEM	QUANTITY AND UNIT	DESCRIPTION	BLANCHARD CONSTRUCTION	SLETTEN CONST.	COOKE & KERZETSKI
			1028 S. Casino Blvd. Las Vegas, NV 89104 UNIT AMOUNT	P.O. Box 14742 Las Vegas, NV 89114 UNIT AMOUNT	P.O. Box 15010 Las Vegas, NV 89114 UNIT AMOUNT
			Stevens Glass		Desert Const. (M)
			Apodaca-Hayduk (M)		Latin Contracting (M)
SECTION NO.:		EQUIPMENT DESCRIPTION:	MATERIAL SUPPLIERS:	MATERIAL SUPPLIERS:	MATERIAL SUPPLIERS:
11312.3		Vertical Diffusion Vane Pumps	Fedrick	Fredrick	Frederick
11350		Settling Tube Modules	Gerlich-Mitchell	Gierlich-Mitchell	Misco
16921		Motor Control Centers	General Electric	G.E.	Graybar
11383		Digester Heaters	Envirex	Envirex	Envirex
11314		Recessed Impeller Pumps	Fredrick	Fredrick	Frederick
11352		Scum Removal Equipment	Envirex	Envirex	Envirex
12345		Laboratory	Permalab	Permalab	Permalab
		CONSULTANTS ESTIMATE FURNISHED AT BID OPENING:			
		\$ 2,361,821.00			
		244 INVITATIONS TO BID SOLICITED			

BID ABSTRACT

BID NO. 80.3550.45 DATE 9-30-80 TIME 10:00 AM
 RFQ NO. _____
 BID TITLE: REPLACE WELL #112 - FOUNTAIN PARK
 SERVICE/MATERIAL: _____

DEPARTMENT PUBLIC SVCS
 DIVISION QUALITY CONTROL

SHEET NO. 1 BUYER RKD/ja

ITEM	QUANTITY AND UNIT	DESCRIPTION	ESTIMATE FURNISHED BY CITY OF LAS VEGAS PUBLIC SERVICES		M.M.C., INC. 3515 Polaris Ave. Las Vegas, NV 89103		THOMPSON DRILLING CO. 3215 Cinder Lane Las Vegas, NV 89103	
			UNIT	AMOUNT	UNIT	AMOUNT	UNIT	AMOUNT
		BID GROUP I:		\$ 61,000.00				
1.	LUMP SUM	Drill & Case a 600 foot deep well			\$ NO BID	\$ NO BID		\$ 40,805.00
2.	48 H.R.	Development and yield pumping			NO BID	NO BID		9,600.00
		BID GROUP II:		\$ 34,000.00				50,405.00
1.	LUMP SUM	Pump Bowl assembly and discharge column			\$ 10,000.00		NO BID	NO BID
2.	LUMP SUM	Motor and Pump Head			4,400.00			
3.	LUMP SUM	Suction pipe and strainer			190.00			
4.	LUMP SUM	Pad plumbing discharge			2,400.00			
5.	LUMP SUM	Shaft & Oil tube			5,400.00			
6.	LUMP SUM	Water Meter			1,270.00			
7.	LUMP SUM	Water Level indicator access			80.00			
8.	LUMP SUM	30 Gallon oil reservoir			210.00			
9.	1 EA.	Hour meter			100.00			
10.	LUMP SUM	Electrical			14,000.00			
32.01.01								
11.	LUMP SUM	Concrete Pump Pad			1,600.00			
26.01.01								
12.	LUMP SUM	Cleaning & Final Clean Up			500.00			
24.01.01								
13.	LUMP SUM	Chain link fencing (8 foot high)			1,500.00			
32.99.99								
	LUMP SUM	Plug well abandoned			1,610.00			
		TOTAL FOR BID GROUP II:		\$ 34,000.00	\$ 43,260.00			

CIV 10/70

City of Las Vegas

AGENDA DOCUMENTATION

Date: ~~October 21, 1980~~

TO: The Board of City Commissioners

FROM: ERNEST E. BRYANT
DEPUTY CITY MANAGERSUBJECT: AGENDA - BOARD OF CITY COMMISSION MEETING - OCTOBER 24, 1980
IV (g) DEPARTMENT OF GENERAL SERVICES - ABEYANCE ITEM - OCTOBER 15, 1980 COMMISSION MEETINGPURPOSE/BACKGROUND*A. AWARD OF BIDS

1. Modifications to Wastewater Treatment Plant - Department of Public Services - Engineering Design

Recommend award subject to written approval of Environmental Protection Agency, to Blanchard Construction, Las Vegas, NV, in the amount of \$2,909,000.00. Bid #80.3550.41. Estimate: \$2,361,821.00

FUNDING: FEDERAL GOVERNMENT: 75%
SANITATION FUND: 25%

FISCAL IMPACT

FUNDS BUDGETED FOR FISCAL YEAR 80-81.

RECOMMENDATIONS

THE DEPARTMENT OF GENERAL SERVICES HAS INDICATED THAT ITEM 1 IS IN ORDER BASED ON RECOMMENDATIONS BY THE USING AGENCIES.

IT IS THE RECOMMENDATION OF THE OFFICE OF THE CITY MANAGER THAT ITEM 1 BE AWARDED.

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

Dan R. Priskington
Dan R. Priskington, Director
Department of General Services

Agenda Item
SECTION A PAGE 1 OF 1
IV (g) A 2

BIO ABSTRACT

BID NO. 80.3550.41 DATE 10-7-80 TIME 2:00 PM DEPARTMENT PUBLIC SVCS. SHEET NO. 1 BUYER JEP/ja
 RFQ NO. DIVISION ENG. DESIGN
 BID TITLE: MODIFICATIONS OF SECONDARY SETTLING BASINS, DIGESTERS, LABORATORY AND CHLORINATION FACILITIES
 SERVICE/MATERIAL:

ITEM	QUANTITY AND UNIT	DESCRIPTION	BLANCHARD CONSTRUCTION 1028 S. Casino Blvd. Las Vegas, NV 89104 UNIT AMOUNT	SLETTEN CONST. P.O. Box 14742 Las Vegas, NV 89114 UNIT AMOUNT	COOKE & KERZETSKI P.O. Box 15010 Las Vegas, NV 89114 UNIT AMOUNT
1	LUMP SUM	BASE BID: Furnish all plant labor tools & equipment necessary to con- struct plant modifications of City of Las Vegas Waste- water Treatment Plant.	\$ 2,909,000.00	\$ 3,050,000.00	\$ 3,277,023.00
2	LUMP SUM	DEDUCTIVE "A": OMIT Settling Tube Modules	(188,000.00)	(100,000.00)	(140,000.00)
3	LUMP SUM	ADDITIVE "B": PROVIDE Truck Loading Direct- ly from Digesters	NO BID	\$ 60,000.00	\$ 75,000.00
		BIO BOND:	5%	5%	5%
		CITY LICENSE:	C11-868-2-07299	C11-214-2-07684	C11-892-2-12404
		STATE LICENSE:	006144	006965	016103
		ACKNOWLEDGED ADDENDAS:	Yes 1, 2 & 3	Yes 1, 2 & 3	Yes 1, 2 & 3
		SUB CONTRACTORS:	Rudy's Plastering (M)	ABC Electric	So. Nevada Paving
			Fred's Ceramic Tile (M)	Century Steel	Century Steel
			Ananda Const. Co. (M)	Am. Sheet Metal	Ford Contracting
			Benny's Floor Cov. (M)	So. Nevada Asphalt	Advance Mechanical
			C & J Masonry (M)	SPD Office Equip.	American Sheet Metal
			KSI Mechanical	BEA Masonry	ABC Electric
			Am. Sheet Metal	Howards Roofing	Steel Inc.
			ABC Electric	Henri Supply	Keweenaw Lab Equip.
			Century Steel	Fuller Plaster	Apodaca & Hayduk (M)
			Orna-Rail dba Western States Steel	Advance Mech.	Artistic Concrete (M)
					C & E Concrete (M)

CLV 10/79

BID ABSTRACT

BID NO. 80,3550.41 DATE 10-7-80 TIME 2:00 PM DEPARTMENT PUBLIC SVCS. SHEET NO. 2 BUYER JEP/ja
RFQ NO. DIVISION ENG. DESIGN
BID TITLE: MODIFICATIONS OF SECONDARY SETTLING BASINS, DIGESTERS, LABORATORY AND CHLORINATION FACILITIES
SERVICE/MATERIAL:

[illegible]

CLV 10/79

City of Las Vegas

AGENDA DOCUMENTATION

Date: October 3, 1980

TO: The Board of City Commissioners

FROM: ERNEST E. BRYANT
DEPUTY CITY MANAGERSUBJECT: AGENDA - BOARD OF CITY COMMISSION MEETING - OCTOBER 15, 1980
IV (g) DEPARTMENT OF GENERAL SERVICESPURPOSE/BACKGROUND*B. PURCHASE ORDER APPROVAL

1. Part Time Temporary Data Entry Personnel - Municipal Court
 - . Recommend approval to Kelly Services, Las Vegas, NV, in the amount of \$7,544.00. Purchase Request #0312-992. FUNDING: GENERAL CITY REVENUE.
2. Installation of 16 New Fire Hydrants on East Charleston Boulevard - Department of Public Services
 - . Recommend approval to Las Vegas Valley Water District, Las Vegas, NV, in the amount of \$31,797.00. Purchase Request #3551-3201. FUNDING: REVENUE SHARING.
3. Pollu-Treat A-27 Flocculant - Department of Public Services - Wastewater Treatment Plant
 - . Recommend approval to Pollu-Tech, Holland, PA, in the amount of \$53,400.00. Sole Source. Purchase Request #1711-160. FUNDING: SANITATION FUND.
4. Re-Configuration of Data Processing Equipment - Department of Management Information Services
 - . Recommend approval to Burroughs Corporation, Las Vegas, NV, for a revised sixty (60) month lease of existing equipment, and upgrade Data Processing Equipment at no additional monthly cost. See attached documentation. Purchase Request: #1310-169. FUNDING: GENERAL CITY REVENUE.

FISCAL IMPACT

FUNDS BUDGETED FOR FISCAL YEAR 80-81.

RECOMMENDATIONS

THE DEPARTMENT OF GENERAL SERVICES HAS INDICATED THAT ITEMS 1 THROUGH 4 ARE IN ORDER BASED ON RECOMMENDATIONS BY THE USING AGENCIES.

IT IS THE RECOMMENDATION OF THE OFFICE OF THE CITY MANAGER THAT ITEMS 1 THROUGH 4 BE AWARDED.

DISPOSITION

Approved ☐
 Disapproved ☐
 Held ☐

Dan R. Pilkington
 Dan R. Pilkington, Director
 Department of General Services

Status Due: _____

AGENDA*City of Las Vegas*

Page 21

Oct. 15, 1980

BOARD OF CITY COMMISSIONERS

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

IV (h). DEPARTMENT OF PUBLIC SERVICESDONALD E. DONOVAN, DIRECTOR*CONSENT AGENDA

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

*A. APPROVAL OF SUBDIVISION MAPS

All engineering designs are being processed. All is in order.

1. Sunshine Village. (Mr. Robert L. Conn - property generally located North of Bonanza Rd., East of Dyke Lne.)

Lurie -
APPROVED all items under Sections A, B, C and D (entire agenda of Public Services).
Unanimous

Staff to proceed

*B. ACCEPTANCE OF SUBDIVISION IMPROVEMENTS

All offsite improvements in the following subdivisions have been completed in accordance with agreements and City standards and the work has been inspected.

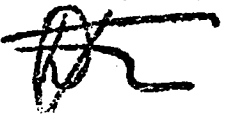
1. Spanish Oaks Unit 8. (Royal Crest, Inc. - property generally located North of Sahara Ave., East of Valley View Blvd.)

2. Spanish Oaks Unit 9. (Royal Crest, Inc. - property generally located North of Sahara Ave., East of Valley View Blvd.)

See Above

See Above

OVER - 10/15/80



INTER-OFFICE MEMORANDUM

DECEMBER 1, 1980

CITY CLERK

CITY ENGINEER

SUBJECT:

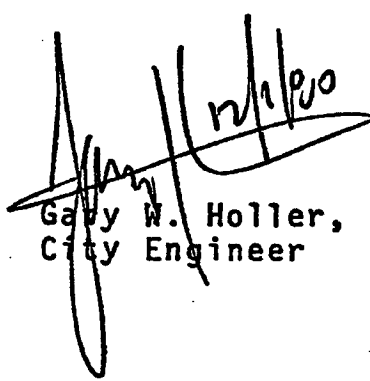
RELEASE OF SUBDIVISION BOND

FROM:

COPIES TO:

CHUCK TURK
DON DEACON
DOUG PETERSON

On OCTOBER 15, 1980 the City Commission accepted the improvements for SPANISH OAKS UNIT 8 subject to the completion of the improvement correction list items for this subdivision. Please be notified that these items have now been completed to the satisfaction of the department of Public Services. It is recommended that the Cash Deposit with NEVADA SAVINGS & LOAN be released to the subdivider.



Gary W. Holler, P.E.
City Engineer

INTER-OFFICE MEMORANDUM

DECEMBER 1, 1980

CITY CLERK

FROM:

CITY ENGINEER

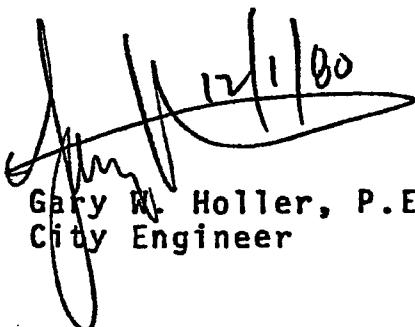
SUBJECT:

RELEASE OF SUBDIVISION BOND

COPIES TO:

CHUCK TURK
DON DEACON
DOUG PETERSON

On OCTOBER 15, 1980 the City Commission accepted the improvements for SPANISH OAKS UNIT 9 subject to the completion of the improvement correction list items for this subdivision. Please be notified that these items have now been completed to the satisfaction of the department of Public Services. It is recommended that the Cash Deposit with Nevada Savings & Loan be released to the subdivider.


Gary W. Holler, P.E.
City Engineer

AGENDA

City of Las Vegas

Page 22

Oct. 15, 1980

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

ITEM

Commission Action

Department Action

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

*C. RELEASE OF BOND

All offsite improvements have been completed, inspected, and accepted. The bond may be released.

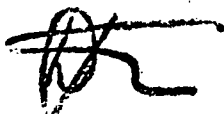
1. Location: 501 So. Highland Ave.
Use: Offsite improvements (sidewalk, curb & gutter, street paving)
Builder: Norman E. Mott
Surety Co.: American Fidelity Fire Insurance Company
Amount: \$3,300.00
Bond No.: 04-714-1277921 (CLV 28-79)
2. Location: 1412 No. 23rd St.
Use: Offsite improvements (street paving, street lighting, curb & gutter, sidewalk)
Builder: Richard B. Jaffe
Surety Co.: Fidelity Title Company
Amount: \$3,400.00
Bond No.: CLV 33-79
3. Location: 2912 So. Highland Ave.
Use: Offsite improvements (Curb & gutter, street lighting, fire hydrant, street paving)
Builder: Esquire Builders
Surety Co.: Fireman's Fund
Amount: \$4,000.00
Bond No.: SCR 6287749

APPROVED

See Page 21 - No. A

See Page 21 - No. A

RECEIVED



CITY OF LAS VEGAS

INTER-OFFICE MEMORANDUM

NOVEMBER 24, 1980 124

CITY CLERK

FROM:

DON DEACON, SUPERVISOR
QUALITY CONTROL

SUBJECT:

10-15-80 APPROVAL FOR RELEASE OF
OFFSITE BOND AT 501 So. HIGHLAND
(AMERICAN FIDELITY FIRE INSURANCE
NO. 04-7141277921, FOR \$3,300.00)

COPIES TO:

This bond was previously approved for release by the City
Commission on September 17, 1980.

All liability was released by your letter of October 10, 1980.

Please revise your records to reflect this.


DON DEACON, SUPERVISOR
QUALITY CONTROL

DD/JH/nf

AGENDA*City of Las Vegas*

Page 23

Oct. 15, 1980

125

BOARD OF CITY COMMISSIONERS
COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

IV (h). DEPARTMENT OF PUBLIC WORKS (Continued)*D. RELEASE OF CONTRACT RETENTION

All work has been completed in accordance with contract plans and specifications and the work has been inspected.

1. Bid No.: 80.3550.19
Contractor: A.R.C. Building and Engineering, Inc.
For: Ethel Pearson Park addition of walk, equipment and landscaping

Notice of Completion: September 11, 1980
Release Date: October 16, 1980

2. Bid No.: 80.3550.12
Contractor: J. R. Jacks Trucking Co.
For: Westside School Security Lighting and Parking Lot Expansion

Notice of Completion: September 11, 1980
Release Date: October 16, 1980

3. Bid No.: 80.3550.11
Contractor: Edron Company
For: Mojave Ballfields Parking Lot Construction

Notice of Completion: September 11, 1980
Release Date: October 16, 1980

4. Bid No.: 80.3551.6
Contractor: Rico Paving and Grading Co., Inc.
For: Bob Baskin Park

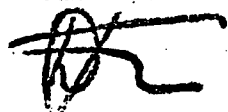
Notice of Completion: September 16, 1980
Release Date: October 25, 1980

APPROVED

See Page 21 - No. A

See Page 21 - No. A

OVER



Oct. 15, 1980

City of Las Vegas

BOARD OF CITY COMMISSIONERS

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

IV (h). DEPARTMENT OF PUBLIC SERVICES (Continued)*D. RELEASE OF CONTRACT RETENTION (Continued)

5. Bid No.: 80.3550.15
Contractor: Silver Construction Co.
For: Lions and Fantasy
Park Handicapped
Access

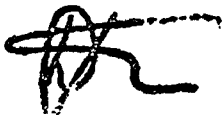
Notice of
Completion: September 17, 1980
Release Date: October 26, 1980

APPROVED

See Page 21- No. A

See Page 21- No. A

APPROVED



City of Las Vegas

Page 25

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE October 15, 1980

PHONE 386-6011

[illegible]

17
18
19 NM-SIMONS FRED JOHN SID-01146758 000 SS-556095675
20 CS-434705 BD-033114 RC-W SX-M HT-510 WT-170 HR-BLK EY-BRO
21 F1-14 O 21 W 100 13
F2- I 17 U 000
22 BP-HARRISBURGH PA FB-REPRINT CI-6 101 637 01- 02-
A1-CALIFORNIA HOTEL #601 LVN 052080
23 SP050 M PIONEER CLUB -SHILL- 042677
CP255 MPD GROSS MIS BOOKMAKING 70 CA 052080 REGISTERED

CITY COMMISSION MINUTES - OCTOBER 15, 1980

NAME OF ESTABLISHMENT
SUNDANCE

POSITION RACE
BOOK

SOCIAL SECURITY #
556-09-5675

Original ☐ Renewal ☐

Las Vegas Metropolitan Police Department
Fingerprint Bureau
200 East Carson Street
Las Vegas, Nevada 89101

GAMING

*Denied
9-16-80*

*Issue Temp.
to Expire 9-30-80
Per appeal procedure
Extend to 10-15-80
9-17-80 FPC*

ID # 434105

PREV. OR ARREST INFO.

NAME: FRED (FIRST) JOHN (MIDDLE) SIMONS (LAST)

ALIAS AND/OR MAIDEN NAME:

SEX	RACE	HEIGHT	WEIGHT	HAIR COLOR	EYE COLOR	AGE	DATE OF BIRTH	PLACE OF BIRTH
<u>M</u>		<u>5'10</u>	<u>175</u>	<u>BL</u>	<u>BR</u>	<u>66</u>	<u>7-31-14</u>	<u>NEELYTON, PA.</u>

U. S. CITIZEN: ☒ YES ☐ NO PASSPORT NUMBER _____ MARKS, SCARS, TATTOOS _____

NATURALIZATION NUMBER _____ ALIEN CARD NUMBER _____

LOCAL ADDRESS 915 S. CASINO CT. # APT. OR SPACE NO. 236 CITY LAS VEGAS PHONE 835 5582

LIST YOUR CURRENT EMPLOYER BELOW & LIST EACH JOB HELD IN PAST THREE YEARS. (USE OTHER SIDE OF FORM FOR ADDITIONAL SPACE)

NAME	LOCATION	POSITION	FROM-TO	REASON FOR LEAVING
<u>SUNDANCE</u>	<u>3RD & FREMONT</u>	<u>RACE BOOK</u>	<u>START 9-17-80</u>	
<u>HOLLYWOOD BL</u>	<u>INGLEWOOD, CA.</u>	<u>MUTUEL</u>	<u>MARCH 70</u>	<u>STRIKE ENDED</u>
<u>PIONEER CLUB</u>	<u>LAS VEGAS</u>	<u>CHIEF</u>	<u>APRIL 77 to AUG 77</u>	<u>LIMITED WORK</u>

HAVE YOU AT ANY TIME BEEN ARRESTED FOR ANY OFFENSE? ☒ YES ☐ NO (WITH THE EXCEPTION OF SPEEDING AND PARKING VIOLATIONS)

IF ANSWER IS YES, LIST THE ARRESTS:

YEAR	CITY AND STATE	OFFENSE CHARGED WITH:	LENGTH OF SENTENCE OR FINE:	DO NOT WRITE IN THIS SPACE LISTED NEW TYPED CLASSED ADDS INTERVIEWING OFFICER
<u>1978</u>	<u>LA, CA.</u>	<u>BOOKMAKING</u> <u>MISDEMEANOR</u>	<u>100 FINE 1 yr</u> <u>SUMMARY</u> <u>PROB.</u>	

IN CASE OF EMERGENCY NOTIFY:
NAME (FIRST, MIDDLE, LAST) ZEDDA Simons RELATIONSHIP SISTER

ADDRESS (NUMBER, STREET, CITY, STATE, ZIP CODE) 10970 PALMS BLVD, L.A., CA 90034 PHONE 8399992

FALSE INFORMATION WILL CAUSE REVOCATION OR DENIAL OF THIS APPLICATION

I HEREBY CERTIFY THAT THE ABOVE INFORMATION IS TRUE AND TO THE BEST OF MY ABILITY.

SIGNATURE OF EMPLOYEE [Signature] SIGNATURE [Signature]

AK-HODGES	MURREICE	SID-00460335	000	SS-530447664
AK-199711	BD-061752 RC-N SX-F HT-502 WT-110 HR-BLK EY-BRO			
AK-HODGES	MURNEICE	SID-00460335	001	
AK-RICHARDSON	MURNEICE NEDMA	SID-00460335	002	
AK-HODGES	NEOMI	SID-00460335	003	
AK-EDWARDS	MURNEICE NEDMI	SID-00460335	004	

F1-1 'AR' 9

SPC

F2-1 'AA' A

BP-DEPEW, OK

FB-469005L7

CI-4299193

01-WRK CRD02-CON REG

A1-8 W. OWNES NLV NV

082180 #2 SHEET 071680

CANCELED RECORD

SP043 M **IF ARRESTED PRIOR TO 041283 NOTIFY ADULT P&P**

SP047 M 86-P-2129

SP049 M FREMONT - CHANGE - 021577

MPD FELONY FORGERY

78 NV 101579 REGISTERED

MP253 MPD E061783 WRK CRD BARBARY COAST - CHANGE 022880

MP254 MPD I011580 WRK CRD BARBARY COAST - CHANGE

MP255 MPD I101579 WRK CRD TREASURY - CHANGE GIRL

P254 NLV ** ALSO USES DOB 6-17-53 **

PI255 MPD-**PERM WRK CRD ISS OK PER R BRADSHAW 022880**

CM255 NLV-MF-23218

THIS DISPLAY CONTINUED ON NEXT PAGE

SID-00460335				
AR252 MPD 003 082180 CIT	FURN LIQ T/MIN	80-68494		MPD
AR253 MPD 002 071680	EMBEZZ	80-36109	RDR 080480MPD	
AD254 NLV 001 111579	PL	79-10809		NLV
AD254 NLV 001 121279	PL			
M3669-79 FIN	SERVED 90 DAYS			
AD255 NLV 001 110179	PL	79-10809		NLV
AD255 NLV 001 121279	PL			
M3669-79 FIN	SERVED 90 DAYS			
MS240 M 041278 -MP-	FORG#39849 75-58301 (SENT)	10YR NSP/SS/5YP		
MS241 M 120877 -NL-	TYWOOD#316-77FN #39637 051578 6MOS.CCJ/SS/3YP			
MS242 N 120377 -NL-	GL			
MS243 N 120377 -NL-	GLA 051578 6MO CCJ/SS/3YP			
MS244 M 100777 -MP-	SOLIC PROST B/W4431-36B 010578 DISM			
MS245 M 040577 -MP-	FORGERY W/A#340-77E DR#75-53079 DC#39854 041278 DISM			
MS246 N 012577 -NL-	WARR/FTA TRF 012677 FINE \$75			
MS247 M 011177 -MP-	SOLIC PROST B/S4431-36B (RBK) 010578 D ISM			
MS248 M 011177 -MP-	VAG PROST B/S4590-36B (RBK) 010578 DIS M			
MS249 M 010777 -MP-	VAG PROST B/W4590-36B 010578 DISM			
MS250 M 010777 -MP-	FORGERY#39849 75-5830 040478 10Y NSP/SS/5YP			
MS251 M 010777 -MP-	FORG W/A264-30A			
MS252 M 110675 -MP-	VAG PROST 010578 DISM			

THIS DISPLAY CONTINUED ON NEXT PAGE

SID-00460335				
MS253 M 102775 -MP-	POSS.MARIJ DR75-51477	103075 NCF		
MS254 M 102775 -MP-	VAG PROST 010578 DISM			
MS255 M 021471	MINOR IN CASINO			

OCTOBER 15, 1980
CITY COMMISSION MINUTES

NAME OF ESTABLISHMENT
Las Vegas Club
POSITION
CHANGE
SOCIAL SECURITY #
530 14-7661

Original ☐
Renewal ☐
Las Vegas Metropolitan Police Department
Fingerprint Bureau
200 East Carson Street
Las Vegas, Nevada 89101

11-2
create

1-1-111
PREV. OR ARREST INFO.
FPC

NAME: Murnice (FIRST) Richardson (LAST)
(MIDDLE) per appeal

ALIAS AND/OR MAIDEN NAME:
SEX F RACE B HEIGHT 50 WEIGHT 105 HAIR COLOR BLACK EYE COLOR BLU. AGE 27 DATE OF BIRTH 6-17-53 PLACE OF BIRTH Defton ORLA

U.S. CITIZEN: ☐ YES ☒ NO PASSPORT NUMBER _____ MARKS, SCARS, TATTOOS Heart Right Breast
NATURALIZATION NUMBER _____ ALIEN CARD NUMBER _____
LOCAL ADDRESS 8 W' Owens #1 APT. OR SPACE NO. 1 CITY LAS VEGAS PHONE 649-6161

LIST YOUR CURRENT EMPLOYER BELOW & LIST EACH JOB HELD IN PAST THREE YEARS. (USE OTHER SIDE OF FORM FOR ADDITIONAL SPACE)				
NAME	LOCATION	POSITION	FROM-TO	REASON FOR LEAVING
<u>LAS VEGAS CLUB</u>	<u>Fremont</u>	<u>CHANGE</u>	<u>8-80-Now</u>	
<u>81 MORROCO</u>	<u>L.V. Blvd</u>	<u>MAID</u>	<u>5-80-7-80</u>	<u>Quit</u>
<u>Silver City</u>	<u>L.V. Blvd</u>	<u>CHANGE</u>	<u>5-80-5-80</u>	<u>Quit</u>
<u>BARBARY COURT</u>	<u>L.V. Blvd</u>	<u>CHANGE</u>		<u>Fired</u>

HAVE YOU AT ANY TIME BEEN ARRESTED FOR ANY OFFENSE? ☒ YES ☐ NO (WITH THE EXCEPTION OF SPEEDING AND PARKING VIOLATIONS)
IF ANSWER IS YES, LIST THE ARRESTS:

YEAR	CITY AND STATE	OFFENSE CHARGED WITH:	LENGTH OF SENTENCE OR FINE:	DO NOT WRITE IN THIS SPACE LISTED _____ NEW _____ TYPED _____ CLASSED _____ ADDS _____ INTERVIEWING OFFICER _____
	<u>L.V. Nev</u>	<u>Forgery - already</u>	<u>5 yr. Prob.</u>	
<u>79</u>	<u>L.V. Nev</u>	<u>pet. Larceny</u>	<u>500.00-90.00</u>	<u>Time Spent</u>
<u>80</u>	<u>L.V. Nev</u>	<u>Comb.</u>	<u>still going to court</u>	

IN CASE OF EMERGENCY NOTIFY:
NAME (FIRST, MIDDLE, LAST) Shorassa Grant RELATIONSHIP Mother
ADDRESS (NUMBER, STREET, CITY, STATE, ZIP CODE) 2733 Conquest Ad PHONE 649-6161

FALSE INFORMATION WILL CAUSE REVOCATION OR DENIAL OF THIS APPLICATION
I HEREBY CERTIFY THAT THE ABOVE INFORMATION IS TRUE AND I AGREE TO THE BEST OF MY ABILITY.
SIGNATURE _____ CAN SIGNATURE _____

City of Las Vegas

AGENDA DOCUMENTATION

Date: October 3, 1980

TO: The Board of City Commissioners

FROM: GEORGE F. OGILVIE
City Attorney

SUBJECT: SPECIAL IMPROVEMENT DISTRICT NO. 424 Steps No. 19, 21C and 22C

PURPOSE/BACKGROUND

S.I.D. NO.

424

IMPROVEMENTS

the improvements include the installation of pavement, concrete curbs and gutters with commercial driveway openings and the installation of street lights on Meade Avenue from Valley View to Rancho Drive.

LOCATION

On Meade Avenue from Valley View to Rancho Drive.

Step No.

19- Resolution determining the costs to be assessed and Ordering the City Engineer to prepare the Assessment Roll.

21C- Resolution authorizing hearing on Roll.

22C- Notice of Public Hearing on Roll.

FISCAL IMPACTRECOMMENDATIONS

It is recommended that the Board of Commissioners take the appropriate steps to adopt the resolutions and notice.

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

Agenda Item

V-C

City of Las Vegas

AGENDA DOCUMENTATION

Date: Oct. 13, 1980

TO:

The Board of City Commissioners

FROM:

CITY ATTORNEY

Sam Stewart

SUBJECT:

Las Vegas Oriental, Inc., dba Spaghetti Gardens - Complaint to Show Cause

PURPOSE/BACKGROUND

On the City Attorney's agenda is a request for a Show Cause Hearing on why the license of Las Vegas Oriental, Inc., dba Spaghetti Garden, also known as the Pink Pussy Cat Lounge, should not be revoked, suspended or other sanction taken. In connection with this Show Cause request there is also a request that the Board immediately suspend the license pending the hearing on the Show Cause Complaint.

The request on immediate suspension is based on the information supplied in the interoffice memorandum from Ila M. Britt, Director of the Department of Business Activity, dated October 7, 1980. A copy of that memorandum is attached for your information. The memorandum refers to approximately eleven documents being attached to her report. Since all of the documents are quite voluminous, I have only attached documents lettered (c), (d), (e), (f), (k) and (l) referred to in Mrs. Britt's memorandum. The other documents are, of course, available upon request.

FISCAL IMPACTRECOMMENDATIONS

It is recommended that the Board of City Commissioners approve the requested action on the Complaint to Show Cause.

DISPOSITION

Approved ☐
 Disapproved ☐
 Held ☐

Status Due: _____

Agenda Item

V-D

INTER-OFFICE MEMORANDUM

October 7, 1980

RUSS DORN
CITY MANAGER

FROM:

Ila M. Britt

ILA M. BRITT, DIRECTOR
DEPARTMENT OF BUSINESS ACTIVITY

SUBJECT:

REQUEST FOR SHOW CAUSE HEARING

COPIES TO:

GEORGE OGILVIE, CITY ATTORNEY

Pursuant to the procedures outlined in Title 5, Chapter 27, Las Vegas City Code, titled "Administrative Procedure," this request is submitted to you to initiate necessary action for an Order to Show Cause on why the following license should not be revoked.

Spaghetti Garden
1401 Las Vegas Blvd South
Tavern License - License # L04-005-4-00006

Licensees: Las Vegas Oriental, Inc. --
Alfred Yung-Hsiang Wu, Pres
Benjamin Ming Hwang, Secy-Treas

Las Vegas Oriental, Inc. was first approved for a tavern license at 1401 Las Vegas Blvd. South on November 17, 1976. This was for a change of ownership on the establishment then known as Mr. Porterhouse from the Samton Company, Louise Baker-Paneteri, President.

On March 2, 1977 a change of ownership from Las Vegas Oriental, Inc. to The Sting, Inc. was approved by the Board of Commissioners. A Betty Ann Ball was sole officer and stockholder of The Sting, Inc.

On September 28, 1977 the Commission approved a change of ownership back to Las Vegas Oriental, Inc.

On April 5, 1978 a change of ownership, change of business name was approved for Sabella's of Nevada, Inc., Saverio A. Sabella, sole officer and stockholder dba Sabella's Italian Seafood House.

Subsequent to Sabella's of Nevada, Inc. being approved for the license on April 5, 1978, a dispute between Sabella's of Nevada, Inc. and Las Vegas Oriental, Inc. resulted in litigation; that litigation resulting in Las Vegas Oriental, Inc. re-acquiring the tavern license. Board action approved Las Vegas Oriental, Inc. again on November 15, 1978.

Request for Show Cause Hearing
Page Two

During the litigation between Las Vegas Oriental, Inc. and Sabella's of Nevada, Inc. which caused a cessation of the tavern operation, a Mr. James Perry was approved for a restaurant beverage license on the premises. This was approved by the Commission on November 1, 1978 with the provision that upon issuing of a tavern license the restaurant beverage license would be terminated. As shown above the tavern license was approved to Las Vegas Oriental, Inc. on November 15, 1978 and therefore, Mr. Perry's restaurant beverage license was valid for the period November 1, 1978 to November 15, 1978 only.

On December 19, 1979 Las Vegas Oriental, Inc. was approved for a change of business name only to Spaghetti Garden.

On March 20, 1980 there was a fire at 1401 Las Vegas Blvd South which partially destroyed the Spaghetti Garden's premises and the business necessarily closed down. Extensions of inactive status were requested and approved by the Board of City Commissioners on May 7, 1980, July 2, 1980 and September 3, 1980.

On September 15, 1980 Las Vegas Oriental, Inc. submitted to this office an application for a change of business name to Pink Pussy Cat Lounge. This application appears on the Commission agenda for October 15, 1980.

The above paragraphs represent the licensing history of Las Vegas Oriental, Inc. however, this office has evidence and documentation which will be included with this request to show the following unlicensed and unapproved activities during the periods that the tavern has been licensed to Las Vegas Oriental, Inc.

- 1) On November 20, 1979 an application for a State Sales Tax permit for Spaghetti Garden was filed by Jacqueline Resch as owner of Wine Gardens, Inc. In addition, an audit of the books and records of Las Vegas Oriental, Inc. conducted in September 1980, revealed that Jacqueline Resch leased the restaurant and cocktail lounge from Las Vegas Oriental, Inc. from the period November 11, 1979 to March 1980, when the fire occurred, at \$2300.00 a month. This Department has no records of Jacqueline Resch making application for the license to own, operate or manage the restaurant and cocktail lounge.

Request for Show Cause Hearing
Page Three

- 2) Evidence that James Perry who was licensed for a restaurant beverage license for only a two week period in November 1978 did in fact lease the premises and operate the bar and restaurant from September 1978 to September 1979 making monthly payments of \$2,600.00.
- 3) The September 1980 audit of the books and records of Las Vegas Oriental, Inc., for the period December 1, 1978, through April 1, 1980, revealed that during the entire period the only income to Las Vegas Oriental, Inc., was lease or rent payments from James Perry and from Jacqueline Resch. The Federal income tax returns of Las Vegas Oriental, Inc., also do not reveal any revenue other than rental of the property; further, the books and records reveal no payments made by Las Vegas Oriental, Inc., for supplies, services, payroll, etc.
- 4) This office has copies of claims for wages made to the State of Nevada Commissioner of Labor during the period of March through August 1979. The claims were filed against James Perry as the owner of Mr. Porterhouse, and the evidence shows that these claimants were reimbursed by James Perry (dba AAA Beds For Rent).
- 5) In addition, several investigative reports, copies of claims, and cancelled checks indicate three additional parties were involved in hiring employees for Spaghetti Garden; namely, Sandy Porter, Eli Shapiro, and Alexami Corporation. In November 1979, this office received information that a Mr. Shapiro was managing or leasing the business, and on November 13, 1979, a Mr. Shapiro picked up applications stating he would be applying as manager. However, no such applications were ever filed.
- 6) During the week of September 22, 1980, this office received information that the establishment had reopened under the name of Pink Pussy Cat Lounge. Subsequent investigation revealed it was open on Wednesday, September 24, 1980. On September 25, 1980, a letter to Las Vegas Oriental, Inc., was hand delivered to 1401 Las Vegas Boulevard South and received by Benjamin Ming Hwang, Secretary-Treasurer of the corporation. This letter notified Las Vegas Oriental, Inc., that the premises had not been approved by the Building and Fire Departments, that the change of business name to Pink Pussy Cat Lounge had not been approved by the Commission, and that they were not approved to reopen the tavern operation. On that date this Department ascertained that the premises had been "red tagged" by the Building Department because the rebuilding and remodeling of the premises which had been destroyed by the fire, had

Request for Show Cause Hearing
Page Four

- 6) been done without a building permit. It was later revealed that the work had been done by a contractor who held no City of Las Vegas contractor's license.

After receiving this Department's letter that the premises had not been approved and that they were not approved to reopen, on September 27, 1980, (actually just past midnight on Friday night) the Pink Pussy Cat Lounge was open and copies of Las Vegas Metro Police Department's reports will be furnished with this request.

The bar was closed by Metro at that time because of the "red tag" on the building and many of the employees did not have valid work and health cards. The reports also state that females serving cocktails were dressed in "extremely small bikini-type G-strings and several of the girls' areas were exposed with their pubic hair showing and fully visible to the public." Officers' reports also indicate that several of the employees on the premises on September 27, 1980, had previous prostitution arrests.

Subsequently, a local businessman, part owner of a florist shop at 1253 Las Vegas Boulevard South, contacted this office and voluntarily gave a statement which will be attached hereto regarding his experience at the Pink Pussy Cat Lounge on Wednesday, September 24, 1980. This businessman, a Mr. Chuck Frost, has testified that a dancer solicited him to go with her into a back room for \$30.

On September 30, 1980, Mr. Robert Silverman, submitted to this office applications for approval as manager for the Pink Pussy Cat Lounge. Mr. Silverman was accompanied by Benjamin Hwang, Secretary-Treasurer of Las Vegas Oriental, Inc., and a Mr. Avon, who stated he worked for Liberty Construction. (Liberty Construction is the firm which did the remodeling work without a building permit and was unlicensed by the City of Las Vegas at the time the remodeling was done.) Mr. Silverman was interviewed by Marjorie Hether, Supervisor of the Privilege License Division of the Department of Business Activity. Mrs. Hether has submitted a report on this interview which will be an attachment to this memo. Although Mr. Silverman and Mr. Hwang purported on September 30, 1980, that Mr. Silverman was applying to be a manager only, a lease agreement signed by Mr. Hwang and Mr. Silverman on September 12, 1980, contained the following language:

Request for Show Cause Hearing
Page Five

"... provide its Liquor License to Lessee (Silverman) in order that Lessee may forthwith open its business; said agreement and use of Lessor's License is merely temporary pending the application of Lessees for their own liquor license."

In addition, Mr. Silverman's personal financial questionnaire stated he was investing \$15,000.00 in the business and upon questioning Mr. Silverman indicated this represented some monies already put into the business for equipment and so forth. Mr. Silverman had also answered the question in the form asking the percentage of ownership that the amount of the investment would represent, 100%. Further on the same form under investment in business to be financed as follows, Mr. Silverman had stated, "no financing-cash, \$7500 of which has already been utilized for the leasing of the business property - presently have \$7500 cash to get the business operational". Through the September 30, 1980 interview Mr. Silverman, who appeared to be taking advice from Mr. Avon, crossed off and initialed these references to his ownership and investment into the business. However, due to the lease agreement signed on September 12, 1980, the original application entries, and Mr. Silverman's statements to Mrs. Hether stating he had already invested this money, it is this Department's belief that Las Vegas Oriental, Inc. had indeed leased out the business to Mr. Silverman.

Attached to this request for a Show Cause Hearing are the following documents.

- a) Copy of letter dated September 25, 1980 to Las Vegas Oriental, Inc. advising them they were not approved to reopen the tavern operation.
- b) Investigative reports submitted by License Investigator Kathy Smith, regarding her visits to the Pink Pussy Cat Lounge on September 25, 1980.
- c) Audit report on Las Vegas Oriental, Inc. dated October 1, 1980 submitted by Senior Auditor, Jaime Dolojan, regarding examination of the books and records submitted by Las Vegas Oriental, Inc. for the period December 1, 1978 through April 1, 1980.
- d) Las Vegas Metro Police Department reports dated September 30, 1980 and October 1, 1980 regarding the closing by Metro of the Pink Pussy Cat Lounge on September 26, 1980 or just after midnight which made the actual date September 27, 1980.
- e) The voluntary statement of Chuck Frost dated October 3, 1980 regarding his visit to the Pink Pussy Cat Lounge on September 24, 1980.



Issue Date
October 1, 1980
Audit Case
Las Vegas Oriental, Inc.

TO: Jerry J. Cahill, Deputy Director *JJC*

FROM: Jaime V. Dolojan, Senior Auditor *JVD*

SUBJECT: "Las Vegas Oriental, Inc."
Re: Liquor License No. L04-005-4-00006
Restaurant License No. R06-165-6-01678

I. Background:

An audit of Las Vegas Oriental, Inc., relative to Liquor License No. L04-005-4-00006 and Restaurant License No. R06-165-6-01678 as provided under the Liquor Control Ordinance, Title 5, Chapter 18, Section 4, Subsection (D), and the General Business License Provision, Title 5, Chapter 1, Section 10, Subsection (D) of the Las Vegas City Code was conducted on September 30, 1980, at the office of Aqua Hotel.

Mrs. Hsu, bookkeeper of Las Vegas Oriental, Inc., was present at the time of audit and produced the Cash Receipts and Cash Disbursements Registers for the periods December 1, 1978, through April 1, 1980. Lease agreements between Jim Perry and Las Vegas Oriental, Inc., and Jacqueline S. Resch and Las Vegas Oriental, Inc., were also presented by Mrs. Hsu.

II. Findings:

The audit of the books and records of Las Vegas Oriental, Inc., revealed that:

1. Cash Receipts Register of Las Vegas Oriental, Inc., records only rental income is being received from Jim Perry, lessee of the Porterhouse, for the period September 15, 1978, to September 5, 1979. Monthly rent payments of \$2,600 were received from Mr. Perry and recorded in the Cash Receipts Register as rental income.

Las Vegas Oriental, Inc.
October 1, 1980
Page 2

2. No other revenues or revenue from sales were recorded in the books of Las Vegas Oriental, Inc., indicating the fact that there were no revenues received from restaurant or liquor sales. It appears that the lessee, Jim Perry, had full control of all receipts from restaurant and cocktail lounge sales.
3. Cash Disbursement Register of Las Vegas Oriental, Inc., also reveals that most of the payments made were for electrical, plumbing, and other maintenance expenses which were part of the lease agreements between Jim Perry and Oriental, Inc.

No disbursements were made for the purchase of liquor or consumable items for the restaurant or lounge. The cash disbursements clearly indicate that liquor and restaurant purchases and operations were controlled by Mr. Perry.

4. Federal income tax returns of Las Vegas Oriental, Inc., does not reveal gross sales or revenue from gross sales. The 1977, 1978, and 1979 returns only shows that revenues received were from rental of property (rental income).

The above operation was again repeated with Ms. Jacqueline S. Resch who leased the restaurant and cocktail lounge from Las Vegas Oriental, Inc., for the period November 1, 1979, to March 1980, for \$2,300 a month.

A fire gutted the restaurant and cocktail lounge in April 1980 terminating the lease.

5. The audit of the books and records of Las Vegas Oriental, Inc., covering the period November 1979 through March 1980 (leased to Mrs. Resch) revealed that:
 1. Las Vegas Oriental, Inc., did not have control of the restaurant and cocktail lounge operations.
 2. Cash receipts and disbursements directly related to the operations of the restaurant and cocktail lounge were controlled by the lessee.
 3. The books of Las Vegas Oriental, Inc., clearly indicate that they were receiving rent payments and were not involved whatsoever in the operations of the lounge as evidenced by the cancelled checks. No payments were made for liquor purchases, salaries to employees, or disbursement for lounge equipment or supplies. There was no record of sales tax returns or payments relative to the operation of the lounge and restaurant.

Las Vegas Oriental, Inc.
October 1, 1980
Page 3

6. Audit did not reveal any lease agreement or lease payments by Mr. Silverman to Las Vegas Oriental, Inc.

Copies of the lease agreements, cash receipts and disbursements, cancelled checks, tax returns will be furnished by Las Vegas Oriental, Inc., for the periods December 1, 1978, through March 1980.

JVD:ss

LAS VEGAS METROPOLITAN POLICE DEPARTMENT

Inter-Office

MEMORANDUM

To : COMMANDER T. PARK

From : DETECTIVE S. GAMMELL

Subject : CLOSING OF PINK PUSSYCAT
1401 LAS VEGAS BOULEVARD SOUTH

Date: September 30, 1980

On 9-26-80 DET. S. GAMMELL and DET. R. BREWSTER and other Vice Detectives entered the PINK PUSSYCAT located at 1401 LAS VEGAS BOULEVARD SOUTH. The PINK PUSSYCAT is advertised out front as being a total burlesque show with both males and females.

After entering, Officers observed numerous violations being building code violations wherein they had received a stop work order on September 18, 1980 from the Building Inspector for the City of Las Vegas. They continued to work and finish the building with a red tag on the building and had opened for business.

Second violation was the fact that they had no business license to operate or serve liquor on the premises. Officers checked the work card of the Manager who is a ROBERT SILVERMAN, DOB: 1-8-45 and he had no work card or health card for that business.

Officers then checked the work cards of the bartenders and the other cocktail waitresses and dancers that were located there in the building. In most cases there were no work cards at all and those who had work cards the cards were not validated for the PINK PUSSYCAT LOUNGE and there were also health card violations in the fact the girls did not have health cards in all cases.

Also the girls within the area serving cocktails were dressed in extremely small bikini type, "G" strings and several of the girls' areas were exposed with their pubic hair showing and fully visible to the public. The bar was closed on the above violations in conjunction with a SPECIAL INVESTIGATION BUREAU OFFICER JOHN FOX.

Supplemental report listing the names of the management and all of the employees present on the premises on the night of the closing will follow. It should also be noted that there were two known prostitutes working in the business as cocktail waitresses and possibly others. Information will follow in a supplemental report.

The actual closing of the business occurred at 0130 hours on 9-27-80.

Respectfully submitted,

S. GAMMELL
VICE SECTION

LVMPD 10 (REV. 2-75)

SG:kn:ht

Inter-Office

MEMORANDUM

To : COMMANDER T. PARK
From : DET. S. GAMMELL
Subject : PINK PUSSYCAT LOUNGE
1401 LAS VEGAS BOULEVARD SOUTH

Date: OCTOBER 1, 1980

The following is a supplemental report to the memo to yourself dated 9-30-80 in reference to the closing of the PINK PUSSYCAT LOUNGE located at 1401 SOUTH LAS VEGAS BOULEVARD. In that previous memo the violations were noted as to the reasons for the closure. Briefly those reasons were, building code violations, no business license for operation or for the serving of liquor, work cards of both the management and the girls, the bartenders, cocktail waitresses and dancers were not valid and updated for the PINK PUSSYCAT LOUNGE and in some cases there were no work cards at all. Also health card violations, some of the girls did not have health cards; Those girls serving alcohol, serving the drinks and the bartender. Also the fact that several of the girls were wearing the "G" string type bikinis that were so small that their pubic area was showing and pubic hair was completely visible to the patrons in the bar. Following now is a supplement to that report.

Following is a list of the persons who were present on the night of the closure and their respective positions:

1. SILVERMAN, ROBERT ID#408495 MANAGER OF THE CLUB DID NOT HAVE A WORK CARD FOR THE ESTABLISHMENT.
2. ZABBIA, JOSEPH ID#498192 ACTING AS A DOORMAN, DID NOT HAVE A WORK CARD FOR THAT ESTABLISHMENT.
3. DUNN, ILENE ID#368965 ACTING AS BARTENDER, DID NOT HAVE A WORK CARD FOR THE ESTABLISHMENT, OR A HEALTH CARD.

The following names are the names of the girls acting as both cocktail waitresses and go-go dancers:

1. KIRK, UMPAWAN ID#676145 NO WORK CARD FOR THE ESTABLISHMENT.
2. PAINE, LINDA ID#334335 NO WORK CARD FOR THIS ESTABLISHMENT.
3. GORDEN, DEBRA ID#303324 NO WORK CARD FOR THIS ESTABLISHMENT.

TO COMMANDER PARK
FROM DET. S. GAMMEL
PAGE TWO
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4. MATTHEWS, SUSIE ID#478177 NO WORK CARD FOR THIS ESTABLISHMENT. ALSO 6 PREVIOUS PROSTITUTION AND RELATED PROSTITUTION OFFENSES ARRESTS.
5. MINCHEY, UMPORN ID#434513 NO WORK CARD FOR THIS ESTABLISHMENT.
6. RUSH, DONNA ID#311177 NO WORK CARD FOR THIS ESTABLISHMENT. THIS SUBJECT ALSO HAS SEVERAL AKA'S, BEING DONNA MOOREHEAD, DUSTY SUMMERS, DONNA WEATHERFORD AND DONNA TOBER.
7. STEVENS, TANYA ID#487297. THIS SUBJECT HAS 11 PROSTITUTION RELATED ARRESTS AS WELL AS ARRESTS FOR NUMEROUS OTHER OFFENSES.
8. WATSON, CORA ID#364823 THIS SUBJECT HAS NO WORK CARD FOR THIS ESTABLISHMENT. ALSO HAS ONE PROSTITUTION ARREST AS WELL AS NUMEROUS ARRESTS FOR DRUG VIOLATIONS, FIREARM VIOLATIONS, BURGLARY, BURGLARY TOOLS AND POSSESSION OF STOLEN PROPERTY, ATTEMPTED MURDER.
9. HILDEBRAND, MARYANN ID#690557 NO WORK CARD FOR THIS ESTABLISHMENT.
10. DIONNE, JANIS ID#690948 NO WORK CARD FOR THIS ESTABLISHMENT.

The management, directly being MR. ROBERT SILVERMAN at the time, he was advised of the violations being those noted above was at first somewhat defensive with DETS. GAMMELL and BREWSTER and stated to these Officers that he had been advised by JERRY ASHENFELTER that he could open up on Friday night even though he did not have a business license and that he was only doing what he had been told. He was told at that time by the Detectives that concerning liquor licensing that the Department and the Business License Bureau did not operate that way and would not allow him to operate without a business license. Also at one point during the interview, where this interview was occurring in the parking lot, DET. GAMMELL advised subject SILVERMAN that he was going to go back inside the bar and start checking work cards on the girls who were in there, subject JOSEPH ZABBIA stepped inside the door and locked the door so that this Detective could not get inside the building. The door remained locked for only a few moments until subject ZABBIA opened the door saying that it was only an accident, he hadn't meant to lock the Officer out.

TO COMMANDER PARK
FROM DET. S. GAMMELL
PAGE THREE
OCTOBER 1, 1980

Subjects were advised at that point that any further interference with their investigation would result in arrest of themselves and everyone else in the building. They did cooperate at that point forward. The bar was subsequently closed and the patrons were asked to leave at approximately 0130 hours on 9-27-80.

This supplemental report is being forwarded to and should be attached to the original report dated 9-30-80 to COMMANDER T. PARK for further investigation and referral to Business Licensing.

Respectfully submitted,

DET. S. GAMMELL
VICE SECTION

SG:ht

^{Frost Sat}
I, Chuck ~~Fester~~, age 26, currently residing at 1253 Las Vegas Boulevard South, Las Vegas, Nevada, make the following statement of my own free will and accord, to Jim Difiore, License Investigator, of the Department of Business Activity of the City of Las Vegas. No threats, duress, coercion or promises have been made to me in order for me to make this statement. I have been advised as to my rights to consult an attorney before making this statement, and I realize that it can be used in a court of law against me.

Item 1: I am a co-licensee of the business known as the FLOWER BASKET located at 1253 Las Vegas Boulevard South which I have operated since approximately June 1, 1980.

Item 2: My business is located on the same block of a bar known as the Pink Pussy Cat; approximately 300 feet from my business.

Item 3: On the evening of Wednesday, September 24, 1980, I visually observed the business known as Pink Pussy Cat open to customers at approximately 11 p.m. I proceeded to the business for the purpose of attempting to find out more about the business mainly out of curiosity. Upon entering, two unidentified male individuals, appearing to be bouncers, greeted me at the front door. Following that, they asked an unidentified cocktail waitress to sit me at a table. The cocktail waitress was dressed in what appeared to be a one-piece bathing suit, and she sat me at a table in the main show room next to a runway which was part of the stage for the show. At the time I sat down, another female individual was dancing on stage. At this time in her routine, she was exposed to a g-string apparel. I ordered a Scotch on rocks from the cocktail waitress who sat me at the table. Upon returning with the drink, I paid the cocktail waitress \$2 for the drink. Shortly thereafter, I continued to watch the dancer on stage continue with her routine.

Item 5: Following the completion of the dancer's routine on stage, she ~~got~~ ^{went off} to the back of the stage behind a draped area and came back out fully dressed. The dancer then proceeded off of

CRP

Fast C&F
Chuck Pester's Statement
October 3, 1980
Page 2

the stage and took a sit next to me. The dancer stated to me, "I'm Charo, would you like to buy me a drink?" I replied affirmative and asked the cocktail waitress who served my first drink to come over and take another order. Charo ordered a double V.O. (?), and I ordered another Scotch on the rocks.

Item 6: When the cocktail waitress returned with our orders, she replied that Charo's drink was \$6. I balked at the amount, and stated it was too expensive. Charo patted me upon the shoulder and said, "It's okay, it's her first night. Give her a tip." I then give the cocktail waitress \$6 for the drink and a \$1 tip.

Item 7: Charo and I proceeded to watch the show which was followed by a stand-up comedian and another dancer following her. Shortly thereafter, Charo leaned over to me and asked me if I would like to go into the back with her for a little while. She said it would only be \$30. I replied no thank you that I was not interest and continued to watch the show. Charo asked me to buy her another drink, and I replied no. She then got up from her ~~sit~~ ^{*sent C&F*} and took another ~~sit~~ ^{*sent C&F*} in the show room. Following this, I observed another cocktail waitress offering another male customer in what appeared to be a similar encounter. The male customer bought this cocktail waitress a drink, responding similarly to the \$6 fee that was charged, and thereafter followed the cocktail waitress to an area in another part of the show room.

Item 8: At this time, I got up from the bar to leave. I had been there approximately 45 to 60 minutes. As I was leaving the Pink Pussy Cat, two uniform police offers were questioning two male individuals outside in the parking lot adjacent to the door. One of the male individuals being questioned was one whom I recognized as greeting me when I entered the business. I cannot recall the exact questioning I overheard, but I believe the officers were questioning the males about weapons on the premises.

C&F

first GAF
 Chuck Foster's Statement
 October 3, 1980
 Page 3

Item 9: On Thursday, September 25, 1980, I observed the Pink Pussy Cat open for business at approximately between 7 and 7:30 p.m. I was drawn to the attention of the business by two police cars situated in the parking lot with their lights flashing. I observed one officer with what appeared to be a shotgun drawn and another officer with what appeared to be a pistol drawn on several male individuals who were lined up facing the wall for search and questioning. I also observed several females appearing to be the dancers in the Pink Pussy Cat outside in the adjacent area appearing to be hiding behind walls and cars so as not to be noticed by the police officers.

Item 10: On Thursday, October 2, 1980, I did observe the door of the Pink Pussy Cat open appearing to allow customers to enter the business at approximately 9:30 p.m. *I did observe 2 customers turned away from the door GAF* I observed a male sitting at the bar drinking, but I could not tell if this male was a customer or an employee of the business. This incident is the first time I can recall seeing the business open since Thursday, September 25, 1980

I have read the foregoing statement consisting of 3 pages. I have initialled each page and each correction and signed this page. It is the ^{truth} ~~truth~~ to the best of my knowledge.

SIGNED:

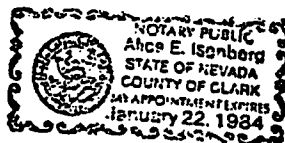
DATE:

Chuck Foster
 (Name)
 (address)
 (Las Vegas, NV)

10/3/80

SUBSCRIBED and SWORN to before
 me this 3 day of October, 1980.

Oliver E. Isenberg
 NOTARY PUBLIC in and for said
 County and State.



GAF

CITY OF LAS VEGAS

Date

-U

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INTER-OFFICE MEMORANDUM

October 6, 1980

TO:	MARGE HETHER, SUPERVISOR PRIVILEGE LICENSE DIVISION	FROM:	JIM DIFIORE LICENSE INVESTIGATOR
SUBJECT:	SPAGHETTI GARDENS 1401 LAS VEGAS BLVD. SOUTH	COPIES TO:	

1. The business known as Spaghetti Gardens located at 1401 Las Vegas Boulevard South is applying for a change of name to Pink Pussy Cat Lounge.

To review, City Licensing's records show Spaghetti Gardens is licensed to Las Vegas Oriental, Inc., with Alfred Yung-Hsiang Wu, President, and Benjamin Ming Hwang, Secretary-Treasurer, who were originally licensed since November 15, 1978.

Per investigative report dated May 22, 1980, this Investigator disclosed that upon checking the records of the Department of Taxation, it was found that an application was filed for a State Sales Tax Permit with this agency for Spaghetti Gardens on November 20, 1979. The application was filed by Jacqueline Resch as the owner of Wine Gardens, Inc. At the time the fire burned out the business on March 20, 1980, the Department of Taxation was contemplating referring the business to the Attorney General's Office for legal action due to nonpayment of taxes and not posting a bond as required when the application is filed.

As recent as September 30, 1980, this Investigator contacted Jerry Stukas, Revenue Officer with the Department of Taxation to get a current update on the Spaghetti Gardens with her agency. Ms. Stukas stated that no recent application has been filed, and Jacqueline Resch is still the liable party according to their records. Ms. Stukas was notified the possibility of Spaghetti Gardens opening up under the name of Pink Pussy Cat Lounge. Ms. Stukas stated she would be visiting the business during the week of September 30 through October 3, 1980, and would notify this Investigator of any changes on the status of Spaghetti Gardens.

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Spaghetti Gardens
October 6, 1980
Page 2

2. In an investigative report dated July 14, 1980, this Investigator disclosed that the Nevada Industrial Commission, per their records, revealed no account open in the name of Las Vegas Oriental, Inc., dba Spaghetti Gardens. At that time, the account for Mr. Porterhouse had been closed October 2, 1979.

A conversation with Kate Young of the Nevada Industrial Commission on September 30, 1980, reveals that the status on Spaghetti Gardens has not changed since the date of the original investigative report of July 14, 1980. Likewise, no account has been applied for in the name of the Pink Pussy Cat Lounge. Ms. Young also stated this Investigator would be notified of any changes in the status of this business.

JD:vh

CITY OF LAS VEGAS

INTER-OFFICE MEMORANDUM

Date

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October 2, 1980

TO: ILA M. BRITT, DIRECTOR DEPT. OF BUSINESS ACTIVITY	FROM: <i>mh</i> MARGE HETHER, SUPERVISOR PRIVILEGE LICENSE DIVISION
SUBJECT: LAS VEGAS ORIENTAL, INC. DBA PINK PUSSY CAT 1401 Las Vegas Blvd South APPLICATION OF ROBERT SILVERMAN	COPIES TO:

On this date at approximately 11 a.m., Applicant Robert Silverman appeared in my office with paper work for investigation in regard to the Liquor License currently held at 1401 Las Vegas Boulevard South. Accompanying Mr. Silverman were Benjamin Hwang, Secretary/Treasurer of Las Vegas Oriental, Inc. (licensee), and a Mr. Avon, who stated he worked for Liberty Construction and is the contractor who has taken out the building permits for the construction work performed on the premises of 1401 Las Vegas Boulevard South.

I sat down with the three above-named individuals, and I began going over the paper work of Mr. Silverman. It is to be noted that Investigators Difiore and Smith were also present in the room; they observed and participated in the interview.

Along with the investigative paper work, there was submitted a Management Agreement and also a Lease Agreement. I advised the applicant and licensee that I had reviewed these documents (as they were left with me approximately two weeks ago to do), and that I did have some questions. It was first noted that we needed clarification as to whether this application was going to be for an approval of manager or for a change of ownership. I explained that the agreement for the manager appeared to be in order, but there were some problems with the Lease Agreement. These problems were basically that the agreement states Mr. Silverman is leasing from Las Vegas Oriental, Inc., the premises at 1401 Las Vegas Boulevard South for the purpose of conducting a cocktail lounge, and the agreement provides that lessor (LVO) will:

"/ "...provide its Liquor License to Lessee (Silverman) in order that Lessee may forthwith open its business; said agreement and use of Lessor's license is merely temporary pending the application of Lessees for their own liquor license."

The applicant explained that this was a 100-day period only, at which time lessee would apply for his own Liquor License. I

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advised them that the Lease Agreement was not acceptable because LVO could not allow Mr. Silverman to use this Liquor License. I again asked if this application is being made for an approval of manager only, or if it was a change of ownership. Mr. Hwang stated the Lease Agreement was not in effect, no monies had changed hands in regard to the lease, and he volunteered to so state on the lease. (See Page 13.) It was clearly understood at this time that the application of Mr. Silverman was being submitted for approval as manager only.

A review of the investigative paper work revealed the following:

Personal History Questionnaire

- Page 1: Type of Work was unanswered. Mr. Silverman was asked to fill in, and he wrote down, "manager".
- Page 2: Type of Ownership was filled in as sole owner. I again emphasized that it was my understanding this was an application for approval of manager. Mr. Hwang and Mr. Silverman agreed. Mr. Silverman then completed Page 7 showing ownership as a corporation, Las Vegas Oriental, Inc., dba Pink Pussy Cat.
- Page 8: This page was unanswered. I instructed Mr. Silverman how to fill this page in and again emphasized the application as being that of a manager only.
- Page 9: Question 20 regarding names of anyone advancing monies to the applicant was unanswered. Mr. Silverman answered, "none".
- Page 11: Mr. Silverman completed and signed the application in my presence.

Personal Financial Questionnaire

- Page 1: Question 1, Amount to be invested in business?, was indicated as \$15,000. I again asked for clarification. Mr. Silverman indicated this represented some monies already put into the premises for equipment, etc. I again asked if he understood this application was being submitted for approval as a manager only; therefore, I questioned his investing any monies in the business. He asked if he should change that. I advised him it was his application, and his responsibility to answer the questions to the best of his ability. He crossed out the \$15,000 figure.

October 2, 1980
Page 3

Personal Financial Questionnaire (cont'd)

Page 1: Question 2, Percentage of ownership the above will represent?, was answered 100 percent (100%). This again was crossed of and initialed by Mr. Silverman.

Page 4: Investment in business to be financed as follows:
The answer was:

"No financing, cash, \$7,500 of which has already been utilized for the leasing of the business property - presently have \$7,500 cash to get the business operational."

This again was crossed off and initialed by Mr. Silverman. It is to be noted that in discussing these items on the Personal Financial Questionnaire, Mr. Avon was quite boisterous and advised Mr. Silverman how to handle these changes. Mr. Avon made various statements regarding the investigative time periods and procedures for obtaining a Liquor License, which revealed he had some knowledge in the field.

After completing the review of the application forms, various questions were raised by the investigators and myself to the licensee and the applicant.

With regard to the name Louise Baker which appears on Page 14 of the Lease Agreement, Mr. Hwang stated she was the previous owner of the property and a condition of sale was that she would have to consent to lease of the property.

Referring to the Management Agreement, it was clearly stated to Mr. Silverman and Mr. Hwang this application would be submitted as an approval for suitability for him to act as manager for the licensee, as manager he was to receive a salary only, and could not receive any profits from the business. In addition, this approval as manager gave him no right to the Liquor License currently issued to Las Vegas Oriental, Inc. Mr. Silverman and Mr. Hwang both indicated that this was understood.

Investigator Difiore questioned the type of entertainment which was planned on the premises. Mr. Silverman stated he would have a lounge show with go-go dancers and also a burlesque show where the girls would strip down to g-strings. There are no plans finalized at this time for male dancers. He will charge an admission fee of \$5 at the door for the burlesque show. The burlesque show will include the dancers and a magician/comedian. Mr. Silverman will employ approximately ten girls per shift. The girls

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while not on stage will dress and also serve as cocktail waitresses. The hours of operation will be from 10 or 11 a.m. until 4 a.m., seven days a week. Mr. Silverman plans to be on premise at all times during business hours. Advertising will be done in the newspaper and on radio, but that is not finalized yet.

Mr. Silverman questioned the earliest date which they could open. I asked Mr. Hwang specifically if he had received the letter dated September 25, 1980, from Ila M. Britt advising that the tavern operation was not approved to re-open. He stated, "yes". I asked specifically whether they had been open at all since receiving the letter on September 25, 1980. Both Mr. Hwang and Mr. Silverman stated they had not re-opened.

ME:vh

Attachment

MANAGEMENT AGREEMENT

AGREEMENT made this 9th day of September, 1980, by and between LAS VEGAS ORIENTAL, INC., a Nevada corporation hereinafter referred to as L.V.O., and Robert Silverman, referred to as Manager.

WHEREAS, L.V.O. is the lessee, operator and licensee of a cocktail lounge and showroom _____ which is located upon the premises leased at 1401 Las Vegas Boulevard South, Las Vegas, Nevada and;

Whereas, Robert Silverman desires to manage said cocktail lounge;

NOW, THEREFORE, in consideration of the permises aforementioned, and the mutual covenants of the parties hereto hereinafter contained, it is hereby covenanted and agreed by and between said parties as follows:

1. Commencing at 9:12 o'clock A.M. on the 9th day of September, 1980, until termination as hereinafter set forth L.V.O. shall, subject to approval of proper authorities, engage Robert Silverman as Manager of _____. Manager shall devote his undivided time and attention to the management of the premises and shall use his best efforts in the regard.

2. During said management period, all purchases shall be paid for by cash on delivery, no debts shall be incurred on behalf of the business or L.V.O. All purchase in excess of \$200.00 shall required the prior approval of L.V.O. and all monies received

from the operation of said cocktail lounges shall be forth with deposited daily into a special commercial account of L.V.O. All checks drawn against said account shall require the joint signatures of Robert Silberman and Benjamin M. Hwang, Secretary-Treasurer of L.V.O. All receipts, funds, expenditures, purchases and other financial transactions pertaining to said premises shall be recorded according to accounting procedures established by L.V.O.

3. Robert Silberman and employees of L.V.O. shall obey all laws rules and regulations of all lawful authorities relating to the management and operation of the premises as a cocktail lounge and showroom, and shall not knowingly cause, suffer or permit any activity to occur upon or about the premises in violation thereof.

4. As and for consideration for said management services L.V.O. shall pay Robert Silberman a monthly salary of \$500 payable one-half (1/2) on the first day of each month and the remaining one-half (1/2) on the 15th day of each month during the term of this agreement. The first salary payment shall be on 15th. September, 1980 and the amount of said payment shall be prorated according to the date of commencement of managerial service by Robert Silberman.

5. The premises shall be used from the purpose of conducting the business of a cocktail lounge and showroom. No other use shall be allowed without the written consent of L.V.O. and approval by proper authorities. Entertainment may be provided and conducted on the premises without the prior written consent of L.V.O.

6. If manager breaches any covenant or condition or this

L.V.O. may without demand or notice and without hindrance or liability in damages, immediately terminate this Agreement and collect all sums due. In the event L.V.O. enters into a lease with a duly licensed tenant and tenant leases the premises from L.V.O. and obtains all necessary licenses and permits, including a valid liquor license for the premises, said tenants or L.V.O. may terminate this agreement immediately upon written notice to Manager.

If suit is brought by either party against the other arising out of or based on a provision of this Agreement, the losing party shall pay to the prevailing party all costs of such suit and a reasonable attorneys fee which shall be fixed by the Court.

IN WITNESS WHEREOF, the parties hereto have signed, sealed and delivered this agreement the day and year first above written.

LAS VEGAS ORIENTAL, INC. .
a Nevada corporation

By

Ray M. Huang
Secretary-Treasurer

Robert Silverman

LEASE AGREEMENT

This Lease Agreement made and entered into this 10th day of September, 1980, by and between the LAS VEGAS ORIENTAL, INC., a Nevada Corporation whose address is 1401 Las Vegas Blvd. South, Las Vegas, Nevada, 89104, hereinafter referred to as "Lessor," and Robert Silverman, whose address is 2485 Anglia Street, Las Vegas, Nevada 89104, hereafter referred to "Lessee"

WITNESSETH:

I.

Leased Property: Lessor for and in consideration of the rent herein reserved to be paid by Lessee, and in consideration of the mutual covenants herein to be kept and performed, does hereby lease and demise unto lessee and lessee does hereby lease from lessor those certain premises located at 1401 Las Vegas Boulevard South, Las Vegas, Nevada, and presently and commonly known as _____, said premises being a cocktail lounge located on the grounds of the Aqua Motel of the same address.

II.

Use and Operation: Lessee shall use the demised premises only for the purpose of conducting the business of a slot machine and cocktail lounge with live entertainment. Lessee shall restrict its use to such proposed, and shall not use or permit the use of the premises for any other purpose without the written consent of Lessor.

Lessor hereby grants to Lessee permission to install slot machines within the devised premises provided Lessee obtains all requisite licenses and approvals from any and all governmental agencies, boards, commissions and departments.

III.

Term: To have and hold said premises unto said Lessee for a period of three (3) years commencing on the 10th day of September, 1980, and expiring Thirty-Six (36) months

thereafter unless sooner terminated under the provisions of this Lease Agreement.

It is further agreed that at the end of the above term, if the Lessee shall have faithfully and fully performed all of its obligations, then, and in that event, this lease can be extended for an additional term of Three (3) years upon conditions and monthly rentals following the formula set forth in Paragraph #V of this original Lease. Should Lessee decide or elect to take the additional three (3) years hereinabove provided, and Lessee shall send written notice of such intent at least sixty (60) days prior to the expiration of the three (3) year lease; time being considered of the essence.

IV.

Deposit: Lessee covenants and agrees upon execution and delivery of this Lease to deposit with Lessor, the sum of Five Thousand (\$5000.00) Dollars, that being a sum equal to two (2) months minimum rent (as hereinafter set forth), said amount representing the first and last months rent to secure the faithful performances by the Lessee's of the covenants, conditions and agreements of this Lease Indenture.

In addition to the foregoing, Lessee agrees within Fifteen (15) days from the execution and delivery of this Lease, to deposit with Lessor, the additional sum of Two Thousand (\$2000.00) Dollars representing a security dsposit for the payment of utilities by the Lessee, as is more fully hereinafter set forth, provided however that no security need be deposited with Lessor if Lessee obtains its own utilities with said utility companies.

V.

Rent: Lessee shall apy to Lessor, as a minimum guaranteed monthly rental, payable on the 1st day of each month throughout the term of this Lease, and in advance for the demised premises the sum of Two Thousand Five Hundred (\$2500.00) dollars without any prior demand and without any deduction or set off whatsoever

at the office of the Aqua Motel, 1401 Las Vegas Blvd. South, Las Vegas, Nevada, or such place as may be designated from time to time in writing by Landlord.

This minimum guaranteed monthly rental as heretofore set forth, shall be adjusted once every year from the date of the execution of this lease during the term of this lease or any extension or renewal, to the cost of living increase based on the Consumer Price Index published by the United States Department of Labor. But the minimum guaranteed monthly rental in no event shall decrease should the cost of living decrease at the time of adjusting. If Lessee shall fail to pay the rent herein reserved promptly when due, it will be a default, and the Lessee will be charged with a late pay penalty (as hereinafter set forth) to a certain length of time, and after that date, if the rent together with the late pay charge is still not paid, the Lease between the Lessor and Lessee will be automatically terminated.

VI.

Compliance with regulations: Lessee shall at its own expense promptly comply with all present and future Federal, States and local laws, ordinances, orders and regulations regulating the use of the premises, or applicable to its business operation. Lessee further agrees that it will not commit or cause to be committed by its employees and/or servants any violation of the laws, rules or regulations of the Board of Health of the City of Las Vegas, County of Clark, and the State of Nevada or appropriate sanitary agency.

VII.

Condition or Demised Premises: Lessee shall have three (3) days from the day of execution of this lease agreement to examine the air conditioning, the plumbing, and the electric system to certify that they are in working condition. Lessor shall make all necessary repairs as required due to said examination. Lessee acknowledges that the furniture and fixtures to be purchased by

him will become the property of the Lessor upon the termination of this lease, said furniture and fixtures to be set forth in an inventory upon delivery.

VIII.

Maintenance: After Lessor has made any necessary repairs on the air conditioning, plumbing, and electric system as set forth in Paragraph VII, Lessee shall at its own cost, make all necessary repairs, improvements, alterations, replacement and renewals of every kind connected with the demised premises as required by building ordinance or regulations of lawful authority. Lessee shall be responsible for the daily maintenance of cleaning of the leased premises, along with all maintenance and repairs except the roof and outer walls. Lessee agrees to keep the premises clean and to have no nuisance or unsightly rubbish on or about the premises. The Lessee shall commit no act of waste and shall take good and reasonable care of the premises and fixtures and appurtenances therein and conform to all laws, orders and regulations of the Federal, State and Municipal governments.

The right to reserved to the Lessor, his agents or workmen at all reasonable times, to enter upon any part of the demised premises for the purpose of inspecting the same and making any repairs which are necessary for the protection or preservation of the building or its equipment or appurtenances.

IX.

Alterations and Additions: All of the parties hereto agree that any and/or repairs alterations, modifications or remodeling to the premises hereby being leased shall required the prior written approval of the Lessor and any and all costs and/or expenses incurred thereby shall be immediately paid for by the Lessee hereby agrees to hold the Lessor harmless from any such costs or expenses incurred. The parties further agree that any such improvements to the property shall be considered as improvements to the real estate and shall inure to the benefit of the Lessor.

X.

Mechanics' Liens: Lessee shall not permit any mechanics's, laborer's, or materialmen's liens to stand against the demised premises for any labor or materials furnished to Lessee or claimed to have been furnished Lessee in connection with work of any character performed or claimed to have been performed on said premises by or at the direction of or sufferance of Lessee.

XI.

Taxes: Lessee shall pay, before delinquency, all taxes, assessments, license fees and public charges levied. Lessee shall pay one-half (1/2) of the personal property tax on the demised premises. Lessor shall pay, before delinquency, all real property tax imposed on the demised premises, and one-half (1/2) of the personal property taxes.

XII.

Insurance: Lessee shall keep the building insured against loss or damage by fire and theft and all other casualties insurable under full standard extended coverage insurance to the extent of the value thereof. Lessee will obtain at its own cost and at all times during the term of this lease, for the mutual benefit of Lessor, Lessor's mortgagee and Lessee, general public liability insurance against claims for personal injury, death or property damage which shall include all leasehold fixtures, equipment, furniture, merchandise and other personal property, such insurance to afford protection with minimum limits of liability in respect to bodily injury or death of \$100,000.00 for each person and \$300,000.00 for each occurrence and in respect to property damage of \$100,000.00 for each occurrence. Lessee shall maintain at its own cost during the term of this lease for the benefit of Lessor, Lessor's assignors, mortgagees, and Lessee, business interruption insurance payable to Lessor in an amount at least equal to the minimum monthly rental for a period of at least six (6) months.

All such policies of insurance shall name Lessor as its interest as beneficiary may appear and Lessee shall have a period

of time of sixty (60) days from the date of the execution of this lease to acquire the insurance policies as provided by this paragraph. A copy of such insurance policy shall be delivered to Lessor. Until then, Lessee shall, in addition to the minimum monthly rental, pay Lessor a sum equal to nine (\$9) dollars per day.

XIII.

Assignment, Subletting: Lessee shall not assign, or transfer this lease or any interest therein, or sublet any part without Lessor's prior written consent. Lessee shall not assign or in any manner transfer any liquor license appertaining to the demised premises to any other location during the term or any extension of this lease.

XIV.

Default: If all of or part of Lessee's interest in this lease be assigned or transferred, either voluntarily or by operation of law, except with Lessor's consent; or a voluntary or involuntary petition in bankruptcy, or for reorganization, or for an arrangement, be filed by or against Lessee, or if Lessee be adjudicated bankruptcy or insolvent; or a receiver be appointed of the business or assets of Lessee (except as receiver appointed at Lessor's request) or Lessee makes a general or any other assignment for the benefit of its creditors; or Lessee, after notice, fails to remedy any default in the payment of any sum due under this lease for ten (10) days, or in the keeping of any other covenant or condition of this lease with all reasonable dispatch, commencing not later than ten (10) days after receipt of such notice, then, in addition to any other remedy Lessor may have, by law, Lessor may without further demand or notice and without let or hindrance from Lessee or liability in damages or being guilty of trespass or forceable entry, re-enter and eject all persons from the premises, using all necessary force to do so, and either (1) terminate this lease, in which event Lessee shall immediately pay to Lessor a sum equal to that by which the then cash value of the total rent reserved under this lease for

the balance of the lease term exceeds the then reasonable rental value of the premises for the balance of the lease term; or, (2) without terminating this lease, relet all or any part of the premises as the agent of and for the account of Lessee upon such terms and conditions as Lessor may be advisable, in which event the rents received on such reletting shall be applied first to the expenses of reletting and collection, including necessary renovation and alterations of the premises, reasonable attorney's fees and any real estate commissions paid, and thereafter to payment of all sums due or to become due Lessor hereunder, and if a sufficient sum shall not be thus realized to pay such sums and other charges, Lessee shall pay Lessor any deficiency monthly, notwithstanding Lessor may have received rent in excess of the rent stipulated in this lease in previous or subsequent months, and Lessor may bring an action therefor as such monthly deficiency shall arise.

If Lessee shall breach any covenant hereof, Lessor may at any time, without notice, cure such breach for Lessee's account. If Lessor, by reason of such breach, pays any sum or does any act requiring payment or incurs any expense (including attorneys fees) in instituting or defending any action or proceeding to enforce Lessor's rights hereunder or otherwise, the amount so paid by Lessor, with interest at the legal rate, costs and damages, shall be deemed to be additional rent under this lease and shall be due from Lessee to Lessor on the first day of the month following Lessor's incurring of such expense.

XV.

Live Band: Lessee agrees that he will not have a live band playing on the premises without prior written consent of the Lessor.

XVI.

Noise: Lessee agrees to install a soundproof walls to minimize the sound emanating from the premises from its sound system and will make all efforts to keep said sounds at a minimum.

XVII.

Managerial Contract: Said lease is entered subject to a prior managerial contract which shall terminate upon Lessee obtaining its liquor license; during said period of time Lessor is to receive the sum of \$500.00 per month as his salary of managing Lessee's liquor business.

XVIII.

Damage deposit: Lessee agrees to give Lessor the sum of \$1,000.00 as a deposit for any damages caused by Lessee to the existing walls or carpeting ^{or ceiling} in said building, said deposit shall be refunded to Lessee immediately at the termination of said lease.

XIX.

Restaurant: Lessee agrees to have the written consent of Lessor if Lessee desires to operate a restaurant. Lessee agrees not to disturb the kitchen area presently existing on the premises although the space may be utilized by Lessee during said leased period.

XX.

Utilities: In the event that Lessee does not obtain its own utilities for the leased premises, then, in addition to the minimum monthly rental, Lessee shall, every month pay to Lessor a sum equal to fifty (50%) percent of the water, gas and electric utility bills arising out of the operation of the Aqua Motel and the restaurant and bar. In the event that any of these utility charges are not paid promptly, and when due, by the Lessee, then Lessee will be obligation to pay a late penalty in an amount equal to five (5%) percent of the unpaid or late paid bill for each of the three (3) utilities above mentioned, in addition to the bill or charge itself. Promptly, as herein used, means seventy-two (72) hours after being notified by the Lessor of the amount of the utility bill.

It is agreed between the parties hereto that the above formula for determining the liability of the Lessee for utilities is predicated upon the leased premises being open for business

during a normal twelve (12) hour day and a six (6) day week. Should Lessee, in its' discretion, remain open for business for more than the time above referred to, then the parties hereto agree to adjust and agree on an increase in the amount to be paid by the Lessee to the Lessor for the use of the utilities.

XXI.

Indemnity: Lessee shall defend and indemnify Lessor and save it harmless from and against any and all liability, damages, cost or expense, including attorneys fees, arising from any act, omission or negligence of Lessee, or its contractors, licensees, agents, servants, or employees, or arising from any accident, injury or damage, howsoever and by whomsoever caused, to any person or property, occurring in or about the leased premises or any part thereof.

Lessor shall not be liable to Lessee or any other person for any loss or damage arising out of or occasioned by the bursting running, leaking, or other malfunctioning or lack of repair of any tank, plumbing, gas, water, steam, sprinkler, sewerage or waste pipe, facility, in or about the leased premises, nor shall Lessor be liable in damages or otherwise for any failure to furnish, or any interruption of service of the above said facilities resulting from any cause beyond Lessor's control or resulting from occurring during the making of repairs. Lessor shall be responsible only to repair damages to the building structure (such as leaking roof, cracking wall, or ceiling) if said is caused by nature, or age deterioration of the structure. Lessor shall not be responsible for the business interruption due to said damage. Lessee shall regularly inspect the building structure and inform Lessor of any damage at the time of discovery. If the building structure is damaged by or due to the acts, omissions or negligence of Lessee, its employees, agents, guests, customers or invitees, Lessee shall promptly make the necessary repairs at its sole expense.

XXII.

Due day, and delinquency: The date of execution of this lease becomes the due day of the first month rental payment which shall be prorated and also the due day of paying the insurance coverage. There shall be a two (2) day grace period following said due day, after which the payment becomes delinquent. There shall be a late charge of one (1%) percent for each day of delinquency until the said delinquency and accrued late charges are paid in full. If the monthly rental, utility bills or insurance coverage is not paid on or before midnight of the ninth day after the due date of the payment, the lease shall be automatically terminated unless Lessor notifies Lessee otherwise in writing. Thereafter, Lessee agrees to vacate the premises within two (2) days thereafter.

XXIII.

Damage or Destruction: If the premises shall be damaged by fire or other cause, Lessor shall elect to repair or terminate the least depending on the extent of damage. However, Lessee shall not be entitled, to any compensation or damages for loss of use of the whole or part of the premises or for any inconvenience occasioned by any such damage, repair or restoration.

XXIV.

Telephone: Lessee shall at its own expense arrange for telephone service at the demised premises and shall have the right to obtain a listing under the name of its own choice and to advertise the business under such name. Telephone service shall be independent from the service to the Aqua Motel and Lessor shall not be responsible for any telephone service charges pertaining to the demised premises.

XXV.

Sewerage and Disposal: The lessee shall pay the cost for the use of Garbage and Rubbish disposal and city sewerage line., to the property authority, which are the Silver State Disposal Service Inc. and City of Las Vegas respectively.

XXVI.

Parking: There are two parking lots on the premises. Lessor, Lessee and their guests will all share the available parking spaces in these two parking lots. It is the responsibility of Lessor and Lessee to see that no car shall be parked in the driveway, or other space which may block the entrance and the driveways. Lessee will install at its own expense, speed bumps and signs to control the speed of traffic in said parking area to 5 MPH. The Lessee does not pay additional rent for using the parking lots. However, in return, the Lessee will provide ice free and daily for Lessor and his guests at the Aqua Motel to use during restaurant and cocktail lounge opening hours.

XXVII.

Holding Over: If the Lessee shall hold the premises, the subject hereof, beyond the term herein specified with the Lessor's express or implied consent, such holding over shall be construed to be a month-to-month tenancy, unless otherwise mutually agreed upon between the parties in writing.

XXVIII.

General Provisions: Nothing in this lease shall render Lessor in any way a partner, joint venturer or associate in any way with Lessee in the operation of the demised premises or subject Lessor to any obligations, loans, charge or expense in connection with or arising from the operation of the demised premises.

Lessor agrees to provide its liquor license to Lessee in order that Lessee may forth with open its business; said agreement and use of Lessor's license is merely temporary pending the application of Lessees for their own liquor license. Lessee agrees to pay Lessor a prorata share for the use of said license based on a \$1500.00 per year cost, plus \$500.00 per month until a license is obtained, Lessee agrees to apply after 100 days for issuance of its own liquor license for the premises located at 1401 Las Vegas Blvd. South. At termination of this lease, Lessee shall

promptly transfer his interest in said liquor license to Lessor.

In the event of litigation arising from default in the performance of any of the provisions of this lease, then the Lessee or the Lessor shall be entitled to receive reasonable attorneys fees and costs of action incurred in connection with said litigation.

Lessee shall have the right to place signs covering all or any portion of the frontage of the premises demised herein conditioned upon the signs being constructed in a professional and workmanlike manner and complying with the appropriate governmental planning and zoning ordinances. All signs so placed in or upon or attached to the premises shall be and remain the property of the Lessee and may be removed or otherwise disposed of by Lessee.

The placing and erection of signs shall be further conditioned and limited to the extent that any such sign shall not interfere or in any way block from view of vehicular traffic, the existing sign of the Aqua Motel presently situated just north of the demised premises.

All notices, demands or other writings in this lease provided to be given or made or sent, or which may be given or made and sent, by either party hereto to the other, shall be deemed to have been fully given or made or sent when made in writing and deposited in the United States Mail, registered and postage prepaid thereon, and addressed as follows:

TO LESSOR: Las Vegas Oriental, Inc.
1401 Las Vegas Blvd. South
Las Vegas, Nevada 89104

TO LESSEE: Robert Silverman
2485 Anglia Street
Las Vegas, Nevada 89104

The address to which any notice, demand or other writing may be given or made or sent to any part as above provided may be changed by written notice thereof given by such party as above provided.

The waiver of either party of any breach of any term, covenant, or condition contained herein shall not be deemed a waiver of any subsequent breach of the same or any other term, covenant or condition hereof.

Time is of the essence of this lease and all of its provisions.

The terms of this Lease Agreement shall enure to the benefit of and be binding upon the heirs, administrators and assigns of the parties hereto.

On termination of the Lease Agreement for any cause,

Lessor shall become the owner of any improvements on the demised premises.

Both parties hereto certify and declare that neither party has made any representations or agreements to or with any other party in addition to or in conflict with the terms, covenants, conditions and representations between the parties upon the subject matter hereof.

IN WITNESS WHEREOF, the parties hereto have signed, sealed and delivered this lease on the day and year first above written by their duly authorized officers and/or representatives.

*This lease is not
in force*

LESSOR: Las Vegas Oriental, Inc.
a Nevada corporation

BY: *Ben M. Hwang*
Secretary-Treasurer

9-30 1980

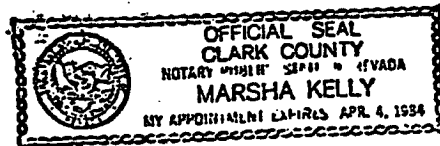
LESSEE:

Robert Silverman
9-30/1980

Robert Silverman
ROBERT SILVERMAN

STATE OF NEVADA)
) SS:
COUNTY OF CLARK)

On this 12th day of SEPTEMBER, 1980, before me
a Notary Public, personally appeared BENJAMIN M. HWANG
ROBERT SILVERMAN, who
acknowledged to me that he has the corporate authority to and did
in fact execute the above instrument freely and voluntarily.



Marsha Kelly
MARSHA KELLY
NOTARY PUBLIC

STATE OF NEVADA)
) SS:
COUNTY OF CLARK)

On this _____ day of _____, 1980, before me

a Notary Public personally appeared ROBERT SILVERMAN, who acknowledged to me that he did in fact, execute the above instrument freely and voluntarily.

NOTARY PUBLIC

CONSENT TO LEASE

Pursuant to recorded instruments, the undersigned hereby consents to the foregoing lease by and between Las Vegas Oriental, Inc. a Nevada corporation and Robert Silverman.

LOUISE BAKER

DATED: Las Vegas, Nevada

_____, 1980.

1 IN THE MATTER OF)
2)
3 THE DEPARTMENT OF BUSINESS)
4 ACTIVITY; on behalf of the)
5 City of Las Vegas,)
6)
7 Petitioner)
8)
9 vs.)
10)
11 LAS VEGAS ORIENTAL, INC., dba)
12 SPAGHETTI GARDEN,)
13)
14 Respondent.)
15)

16 ORDER FOR IMMEDIATE SUSPENSION

17 TO: LAS VEGAS ORIENTAL, INC.
18 1401 Las Vegas Boulevard South
19 Las Vegas, Nevada

20 The Complaint of the Department of Business Activity
21 against Las Vegas Oriental, Inc., dba Spaghetti Garden, having
22 come on for hearing before the Board of City Commissioners of
23 the City of Las Vegas at their regular meeting October 15,
24 1980, the Board having considered the complaint and the evi-
25 dence in support thereof, and good cause appearing

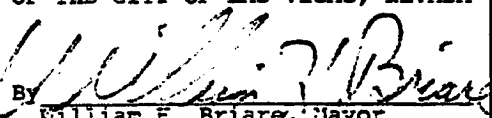
26 IT IS THEREFORE ORDERED by said Board of Commissioners
27 that the permission to engage in the sale of alcoholic bever-
28 ages pursuant to license number L04-005-4-0006, is hereby
29 immediately suspended and that all persons on or about the
30 premises of 1401 Las Vegas Boulevard South are to cease the
31 sale, service or delivery of alcoholic beverages.

32 This Order of Suspension is to remain in effect
until hearing is held and a decision made on the Board of
Commission's Order to Show Cause as to why the license of Las
.....
.....
.....
.....

1 Vegas Oriental, Inc. to engage in the sale of alcoholic beverages
2 should not be revoked or further suspended.

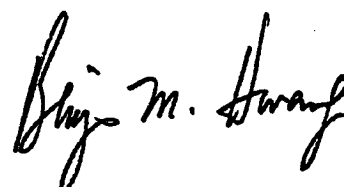
3 DATED this 16th day of October, 1980.

4 BOARD OF CITY COMMISSIONERS
5 OF THE CITY OF LAS VEGAS, NEVADA

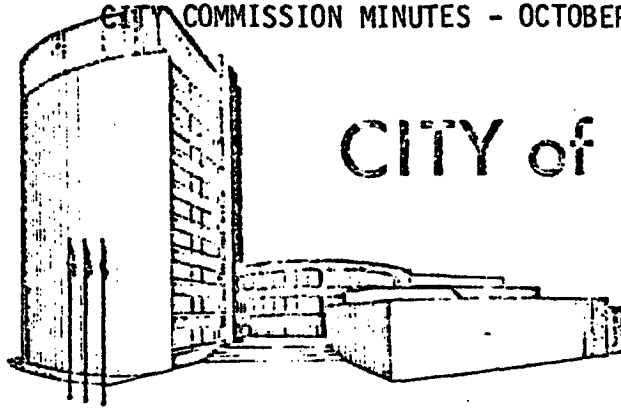
6 
7 By William E. Briare, Mayor

8
9
10 ATTEST:

11 
12 Carol Ann Hawley
13 Carol Ann Hawley,
14 City Clerk

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23 10-16-1980
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MAYOR BILL BRIARE

COMMISSIONERS
RON LURIE
PAUL J. CHRISTENSEN
ROY WOOFER
AL LEVYCITY ATTORNEY
GEORGE F. OGILVIECITY MANAGER
RUSSELL DORN

CITY of LAS VEGAS

175

October 16, 1980

HAND DELIVEREDLas Vegas Oriental, Inc.
1401 Las Vegas Blvd South
Las Vegas, NevadaAttn: Benjamin Hwang,
Secretary-Treasurer

Dear Sir:

Attached is the "Order of Immediate Suspension" pursuant to the action of Board of City Commissioners at the regular Commission meeting held October 15, 1980.

At the October 15, 1980 meeting the Board of City Commissioners approved the request for an Order to Show Cause why the tavern license issued to Las Vegas Oriental, Inc, dba Spaghetti Garden at 1401 Las Vegas Blvd South should not be revoked and approved the immediate suspension of the liquor license pending this Show Cause Hearing.

As I am sure you are aware there is no business license currently issued for any business activity on the premises formerly operated as a bar and restaurant at 1401 Las Vegas Blvd South, therefore, any business activity on these premises prior to application for and approval of a business license would be illegal.

If you have any questions, please feel free to contact this office.

Sincerely,

Received By:

Date:

Ila M. Britt, Director
Department of Business Activity

IMB:dw
Attachment



EXCERPT - CITY COMMISSION MEETING OCTOBER 15, 1980

RE: V. GEORGE F. OGILVIE - CITY ATTORNEY

D. LAS VEGAS ORIENTAL, INC. dba SPAGHETTI GARDENS

PAGE 1

MAYOR BRIARE:

The next item, Mr. Ogilvie.

MR. OGILVIE:

The next item is a request from our office to approve the attached Complaint to Show Cause and Order to Show Cause why the tavern license of Las Vegas Oriental, Inc. doing business as Spaghetti Gardens should not be revoked. In connection with the Complaint to Show Cause we are also requesting suspension of the existing license pending the hearing on the Order to Show Cause. This is somewhat unusual to ask for suspension, but we feel that the circumstances in this case justify immediate suspension pending the hearing on the Show Cause Order. Briefly, the allegations in the Complaint are that over the past two or three years the licensee, or the Spaghetti Gardens, has shown a course of conduct abdicating complete control over the licensed premises to various individuals who have come in and operated under his license -- but it being in complete control. This has happened on two prior occasions. The third occasion is what has prompted the matter before you today. He has abdicated, again abdicated, control of the licensed premises and of his license to a group of persons who have sort of flaunted our laws in our opinion. They, without benefit of any licensing whatsoever, in violation of red tags from the Building Department on the construction -- the renovation that they did down there and several other things opened the premises for business on the weekend of September 26th and 27th. The Vice and Narcotics Squad Division of Metropolitan Police Department investigated the situation and found that it was, in fact, operating in violation of the Building Department red tags and because of some of the activities that were going on during the time that the Vice and Narcotics officers were on the premises closed them down. The building code deficiencies have since been corrected so they do not play a part in our request for immediate suspension; however, the individual or group of individuals involved in that instance are still in control according to our information -- are still in control of the premises, have opened up again, are, in fact, opening at the present time, and

EXCERPT - CITY COMMISSION MEETING OCTOBER 15, 1980

RE: V. GEORGE F. OGILVIE - CITY ATTORNEY

D. LAS VEGAS ORIENTAL, INC. dba SPAGHETTI GARDENS

PAGE 8

dated October 3, 1980 and a report memorandum from James DiFiore, Las Vegas -- or License Investigator; to Marge Hether, Supervisor of Privilege License Division, subject, "Spaghetti Gardens, 1401 Las Vegas Boulevard South." That all of the identified documents be made a part of the record in this. Oh, there's one additional one, a memorandum dated October 2, 1980 from Marge Hether, Supervisor of Privilege License Division, to Ila M. Britt, Director of Business Activity, subject, "Las Vegas Oriental, Inc. dba Pink Pussycat, 1401 Las Vegas Boulevard South, Application of Robert Silverman." That all of those matters identified be made a part of the record in this matter.

COMMISSIONER LURIE:

Okay, you heard the motion and the comments from the City Attorney. If there's no further comments or questions, would you cast your vote on the motion.

MR. OGILVIE:

If I could have the ruling that this be made a part of the record.

COMMISSIONER LURIE:

Yes, that the contents that the City Attorney made reference to be made part of the record. Would you cast your votes on the motion. Post. The motion is approved.

(Vote: Unanimous, Briare excused)

Thank you, Mr. Damus.

/mp

EXCERPT - CITY COMMISSION MEETING OCTOBER 15, 1980

RE: V. GEORGE F. OGILVIE - CITY ATTORNEY

D. LAS VEGAS ORIENTAL, INC. dba SPAGHETTI GARDENS

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COMMISSIONER LEVY:

So you were going to change it, open it up and change it under a brand new name today, if possible, or as quickly as possible.

MR. DAMUS:

That's correct, either that or we can operate under the present name. It is licensed under the name of Spaghetti Gardens at this time.

COMMISSIONER LURIE:

Commissioner Christensen, do you have any questions? Commissioner Woofter?

COMMISSIONER WOOFTER:

Mayor Pro-tem, usually I would concede what Mr. Damus is requesting us to do, but in light of our attorney, the City Attorney, Mr. Ogilvie and Mrs. Britt of the Department of Business Activities and their reasons why, and usually they are pretty flexible in this regard, and it's very rarely that they ask for an immediate suspension subject to the revocation hearing, and based on their reasons I just have to follow the recommendations of staff and make a motion for immediate suspension of the license pending the revocation hearing.

MR. OGILVIE:

Before you take a vote on that, Mr. Mayor, if I could, I would like to ask that the report prepared by Mr. Stewart in this matter dated October 13, 1980 addressed to the Board of City Attorneys from the City Attorney's Office and signed by Jan Stewart entitled, "Las Vegas Oriental, Inc. dba Spaghetti Gardens Complaint to Show Cause," that that report together with the attachments which include a memo dated November 7th from Ila Britt, Director of Business -- Department of Business Activity, to Russell Dorn, subject, "Request to Show Cause," and the various reports referred to attached thereto: Specifically a report dated October 1, 1980, "Las Vegas Oriental, Inc." from Jamie V. Dolojan to Jerry Cahill, Deputy Director; a memorandum dated September 30, 1980 from Detective S. Gammell to Commander T. Park, subject, "Closing of Pink Pussycat, 1401 Las Vegas Boulevard South;" memorandum of October 1, 1980 from Detective S. Gammell to Commander T. Park, subject, "The Pink Pussycat Lounge, 1401 Las Vegas Boulevard South;" statement from Mr. Chuck Frost

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license, there's a lot of control of loss because the application is not to pull the license of the business, only the liquor portion, but as you know under the liquor license ordinance, it's very restrictive as to the types of entertainment and things that can go on there. Secondly, I think it's better to resolve the matter completely in one forum rather than forcing the owners and operators to seek injunctive relief in the courts and split the forum and be fighting both ways here. I'm coming here in good faith and agreeing with the Order to Show Cause as a procedure, and I can assure the Board that I would cooperate fully in trying to expedite these matters. Mr. Ogilvie knows that my office has handled these before. There's no reason, I think, to have immediate suspension. Generally, the law on this is in constitutional nature and has to do with due process, and I think that because it's an emergency-type situation for immediate suspension that there must be a showing by the City that there is immediate danger to the health, safety and welfare of the public in Las Vegas. From my point of view nothing in that Complaint that was approved for the Order to Show Cause this morning by the Commission set forth any cause for immediate concern. In fact, several of the items go back a couple of years that really amount to history here. Nothing was said about it for the longest time. We have been in front of this Board numerous times seeking extensions of inactive status when we were closed because the place has been totally rebuilt at substantial expense, and we may still lose all that benefit -- I understand that -- in front of the Order to Show Cause, but I would ask this Board not to give a suspension at this time for all those reasons.

COMMISSIONER LURIE:

Well, there's a lot of reasons why we should, though, on this Complaint to Show Cause.

COMMISSIONER LEVY:

When were you going to change the name of the place? You're going to do that immediately?

MR. DAMUS:

That application is still on the agenda for today also.

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as the records would show, applied for a beer and wine license that was issued by this body, so I can't see that that's an unlicensed use. Mr. Shapiro and Ms. Reese, the last tenants in there, never did apply for a liquor license although their occupancy was conditioned upon that. We will get into that matter and their termination -- their tenancy was revoked because of that. We have a situation now where there was some building license problems and there's some allegations of improper conduct there that we would like to meet.

COMMISSIONER CHRISTENSEN:

Your Honor.

MAYOR BRIARE:

Commissioner.

COMMISSIONER CHRISTENSEN:

Your Honor, I would -- I don't think that we should really get into this at this particular point because, as you already indicated, we've got another obligation and we've got to recess so I would move that we recess and that we take up the issue on whether or not there's an immediate suspension of the license at the end of the agenda today so that we're not hampered for time.

MAYOR BRIARE:

If there's no objection from the Commission, such will be the procedure that we will follow. We'll be in recess until 2 o'clock.

(recess)

COMMISSIONER LURIE:

We will continue, now, with the meeting from this morning concerning the Las Vegas Oriental, Inc. dba Spaghetti Gardens Complaint to Show Cause. We voted, I believe, for the Complaint to Show Cause.

MR. DAMUS:

That's correct. The only question remaining is whether it should be an immediate suspension. Basically, there's been a tremendous investment. We have 35 employees that would be placed out of work, many of who quit other jobs to work here and have families. It is an unusual situation. I think that you should weigh the advantages if you feel the operation is allowed to continue subject to the determination of the hearing officer on the Order to Show Cause, it has to continue under the restricted provisions of the liquor licensing ordinance. If there's no liquor

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entitled to address the elements of
the immediate suspension request.

COMMISSIONER LEVY:

Okay, then let's talk on that subject,
then.

MAYOR BRIARE:

Alright. Commissioner, would you like to
make a motion to proceed with the Show Cause?

COMMISSIONER LEVY:

Yes, I'll move that we proceed on that.

MAYOR BRIARE:

Are there any comments on the motion? Cast
your votes. Post. The motion is approved.

(Vote: unanimous)

Now, with respect to the immediate
suspension, did you wish -- you wanted to
argue that point?

MR. DAMUS:

Well, that's basically what I've been
speaking about, Mayor, and unfortunately
the argument to that goes with the merits
of the case. And so my argument is simply
going to be that give us our day in front
of the forum that you are choosing; that is,
the administrative hearing before a hearing
officer on the Order to Show Cause. And it's
an Order to Show Cause. We have to show
cause. We have to carry a burden of proof
there. Don't put people out of work and close
us down without due process, without a chance
to be heard. I don't think this is the proper
forum for that, and unfortunately we end up
splitting the forums by getting into the court
on the same type of thing. It's an unusual
step as Mr. Ogilvie said. Generally, you
have an Order to Show Cause. If we cannot
show cause why the license shouldn't be
revoked, it is revoked and that takes care
of the matter. If we can show cause, presumably
we come back to this body and obtain a license
or whatever necessary permits are required.

MAYOR BRIARE:

It might be unusual, Counselor, but the
recommendation of the City Attorney, together
with the reasons for making that recommendation,
were given to us.

MR. DAMUS:

Your Honor, the prior act they talk about
putting a Mr. Perry in possession. Mr. Perry,

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and this procedure went on. Las Vegas Oriental has had tremendous expense in this process. It's never made any real money in this process, but because of the new ordinance recognizes that it has a valuable asset in the license. The deficiencies have been corrected. There's a going business now with several employees. The method of operation has obtained written approval from Metropolitan Police Department. The employees all have work cards. The lease agreement between the unlicensed operator that was supposed to be conditioned upon licensing approval has been expressly revoked because of this problem. In the past I worked with Mr. Howard Crow and did these transfers in the manner that he wished them to be done, and --

COMMISSIONER LEVY:

Mr. Mayor, I think you agree that we should have a Show Cause Hearing. Our attorney says that we should have a Show Cause Hearing, and I'll make a motion we do. I don't think we should get in the case at this time.

MR. DAMUS:

I agree, and I don't want to argue it. I just want to say just briefly that we would have matters to contest each of these items on, and we would ask that we don't flip the forum here, that we do go ahead, have our Show Cause Hearing, but let's not close us down without our day in front of somebody to explain it. I don't want to take your time here, but if we go with immediate suspension, what we're really going to do is split the forum. We're going to be in court on one hand, and we're going to be in front of an administrative body on another. I think this matter could be expedited through a hearing officer, and I'll certainly work with Mr. Ogilvie. I've met with him a couple hours yesterday in hopes of resolving it, and --

COMMISSIONER LEVY:

George, what are you advocating?

MR. OGILVIE:

I'm advocating that in addition to approval of the Complaint in order to Show Cause that an order be issued, or immediate suspension be issued, and I think that while certainly we don't want a mini-hearing on the Show Cause Order at this point, I think Mr. Damus is

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we feel that this is contrary to the intent of our liquor control ordinance and is a serious enough violation and that we feel it justifies immediate suspension in addition, of course, to approval of the Complaint and Order to Show Cause.

MAYOR BRIARE:

Just before we hear from you, Counselor, I'd like to mention for the ladies and gentlemen in the audience that as was announced at the beginning of this meeting because of a commitment by the Commission to be at an agenda item on today's meeting at 12 noon, we were going to recess this meeting at quarter till, so after we hear from the lawyer for the Las Vegas Oriental, Inc. we are going to be in recess until -- we will be in recess until 2 o'clock. So for those of you who anticipated that you were going to be on the agenda this morning I'm sorry that because of the announcement I have already made we are going to recess. Counselor, did you wish to make a comment?

MR. DAMUS:

Yes, my name is Charles Damus. I am legal counsel for Las Vegas Oriental and have been basically for the past five years. I'm here today, not to dispute the Order to Show Cause. I think these matters need to be aired in front of a proper forum, and we, sir, we have a defense to each and every allegation in the Complaint. I'm asking simply that the unusual step, as Mr. Ogilvie, characterized of ordering immediate suspension without giving us a day in court or day in front of an administrative body not be ordered by this body. Las Vegas Oriental history is simply that they purchased a motel that came with a licensed tavern and restaurant on it. They never had a desire of running that type of business and simply leased the premises to qualified applicants -- the leases being expressly conditioned upon approval of the applicant for license. There's been a history of transfers that can be documented in this matter simply that Las Vegas Oriental applied for a license. It later applied to transfer it's license to the lessee, lessee then obtained the license, lessee then went out of business. Las Vegas Oriental applied for the license back, reletted the premises,

AGENDA

CITY COMMISSION MINUTES - OCTOBER 15, 1980

City of Las Vegas

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BOARD OF CITY COMMISSIONERS

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

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ITEM

Commission Action

Department Action

V. GEORGE F. OGILVIE - CITY ATTORNEY (cont.)

E. Report regarding status of payments to sub-contractors on the Fremont Street Project.

City Attorney gives oral report to Board on status and heard comments from sub-contractors.

F. Discussion and possible action on the 1980-81 Administrative Services contract between the City of Las Vegas and the Las Vegas/Clark County Consortium.

Levy -
APPROVED contracts.
Items F & G.
Unanimous
(Briare excused)

Staff to proceed

G. Discussion and possible action on the 1980-81 Legal Services contract between the City of Las Vegas and the Las Vegas/Clark County Consortium.

APPROVED
(See above)

See above

NOTE:
Comm. Levy requests City Attorney to have Agenda Item for 11/5/8 meeting regarding consideration of Show Cause Hearing re revocation of b franchise of Las Vegas Trans Authority

City of Las Vegas

AGENDA DOCUMENTATION

Date: October 8, 1980

TO: The Board of City Commissioners

FROM: George Ogilvie
City AttorneySUBJECT: PROPOSED CONTRACTS FOR PROVISION OF CETA ADMINISTRATION
AND LEGAL SERVICESPURPOSE/BACKGROUND

Since March 6, 1980, the City of Las Vegas has provided the Las Vegas/Clark County CETA Consortium its general administrative services, on a fee basis, under the provisions of the currently operative Interlocal Agreement.

In accordance with the CETA Interlocal Agreement, the provision of these services is on the federal fiscal year budget requiring review and renewal of such contracts beginning each October 1.

The City Attorney's Office has drafted contractual agreements that specify the exact nature of the services to be provided, procedures for their acquisition, and payment therefor. The City Attorney's Office has prepared two agreements; one for legal services, which, in addition to the usual signatures, will require the signature of George F. Ogilvie, City Attorney, since he has the capacity to enter into contracts for legal services as a licensed member of the Nevada Bar. The other contract to be executed is a comprehensive agreement for the provision of requested administrative services for the Consortium; i.e., financial, personnel, data processing and purchasing services.

Both the legal services and administrative contract are contingent on administrative funding by the Consortium's grantor, the U.S. Department of Labor. Both contracts expire September 30, 1981 and can be renewed or amended as necessary.

FISCAL IMPACT

The Consortium shall pay the City a fee of \$22,008 per annum for legal services. The contract for administrative services will be \$40,865 per annum to provide financial, personnel, data processing and purchasing services.

RECOMMENDATIONS

I recommend the approval of these contracts as prepared by the City Attorney's Office.

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

1 AGREEMENT BETWEEN
2 LAS VEGAS/CLARK COUNTY CONSORTIUM
3 and
4 CITY OF LAS VEGAS
5 for
6 GENERAL ADMINISTRATIVE SERVICES

7 THIS AGREEMENT is made and entered into this 1st day of
8 November, 1980 between the Las Vegas/Clark County CETA Consortium,
9 hereinafter referred to as the CONSORTIUM, and the CITY OF LAS
10 VEGAS, a municipal corporation of the State of Nevada,
11 hereinafter referred to as CITY.

12 RECITALS

13 WHEREAS the CONSORTIUM exists as a result of an
14 Interlocal Agreement between the County of Clark and the City
15 of Las Vegas, and

16 WHEREAS the CONSORTIUM, as Prime Sponsor under the pro-
17 visions of the Comprehensive Employment Training Act, is the
18 grantee of certain funds from the grantor, the U.S.
19 Department of Labor, and

20 WHEREAS this grant includes funds whereby the Prime
21 Sponsor administers the grant and performs certain adminis-
22 trative functions in compliance therewith, and

23 WHEREAS the CONSORTIUM has been and continues to be in
24 need of competent administrative services which have hereto-
25 fore been provided by the City of Las Vegas, and

26 WHEREAS the administrative services which have been pro-
27 vided and will be provided to the CONSORTIUM are oftentimes
28 of a highly specialized nature and are otherwise time-
29 consuming and costly for the City of Las Vegas to provide,
30 and

31 WHEREAS the CONSORTIUM has been empowered by
32 Paragraphs (7) & (16) of the Interlocal Agreement to enter
33 into contracts to obtain general administrative services, and

1 WHEREAS, the respective parties shall indicate their
2 intent to enter into this Agreement by formal resolution of
3 the governing body of each of the respective parties.

4 NOW, THEREFORE, in consideration of the provisions,
5 covenants and conditions contained hereinafter set forth, the
6 parties do agree as follows:

7
8 SECTION ONE

9 PURPOSE OF CONTRACT

10 The CITY, by and through its various departments, agrees
11 hereby to provide certain administrative services to the CON-
12 SORTIUM. The exact nature of those services are more fully
13 detailed in Exhibits A-D, attached hereto, and incorporated by
14 reference as if fully set forth herein.

15 SECTION TWO

16 DURATION OF CONTRACT

17
18 This Agreement shall relate back to all those services,
19 as specified in Exhibits A-D, which have been provided to
20 CONSORTIUM by CITY since, October 1, 1980. This Agreement shall
21 remain in force and effect until September 30, 1981, or upon
22 termination of this Agreement in accordance with the provisions
23 of Section Six. Said Agreement shall, at all times, be con-
24 tingent on administrative funding by the CONSORTIUM's Grantor,
25 the U. S. Department of Labor.

26 SECTION THREE

27 APPLICABLE LAW

28
29 This Agreement and the performance rendered by the part-
30 ies pursuant to this Agreement shall be governed by all applic-
31 able Federal statutes and regulations, the statutes of the State
32 of Nevada, ordinances of the City of Las Vegas, and all proce-

1 dures and regulations of the City of Las Vegas currently in
2 effect. It shall be the responsibility of the Executive Director
3 of the CONSORTIUM or his/her designee to notify the CITY, in a
4 timely fashion, of any changes in applicable Federal statutes and
5 regulations which may affect the nature of the contracted serv-
6 ices or the procedures or reporting requirements therefor. It
7 shall be the responsibility of the CITY to notify the CONSORTIUM
8 in writing in a timely fashion, of any changes in applicable
9 state or local law, or any changes in internal City procedure
10 which affect the contracted services or procedures to be followed
11 or reporting requirements therefor.

12 SECTION FOUR

13 MODIFICATION

14
15 The CITY and the CONSORTIUM mutually agree that this
16 Agreement may be modified at any time upon the mutual written
17 consent of both parties. Services provided by the CITY pursuant
18 to this Agreement may be deleted or added as needed and requested
19 by the CONSORTIUM consonant with the CITY's ability to provide
20 those services.

21 SECTION FIVE

22 PAYMENT

23
24 Monthly invoices for all services rendered pursuant to
25 this Agreement will be prepared by the Accounts Receivable sec-
26 tion of the Department of Financial Management of the CITY based
27 on the billing memoranda submitted by each individual department
28 of the City as more fully detailed in Exhibits A-D. The CITY
29 shall maintain an audit trail satisfactory to the CONSORTIUM's
30 auditors and in compliance with generally accepted accounting
31 standards. The itemized invoice shall be compiled and sent to
32 the Consortium by the City on or about the 15th of the month

1 following the month in which invoiced services were rendered.

2 The invoiced sum for all general administrative services shall be
3 due and payable upon the CONSORTIUM's receipt of said invoice.

4 The charges contained in that invoice are those specific charges
5 for all services as detailed more fully in Exhibits A-D.

6 The CITY and the CONSORTIUM hereby agree that the actual
7 cost of the services provided may change in light of the expense
8 incurred by the CITY in providing those services and the CITY
9 agrees to give the CONSORTIUM reasonable notice of any increases
10 in the specific charges for services to be provided. It is ex-
11 pected that the cost of all services rendered pursuant to this
12 Agreement shall total approximately Five Thousand Dollars per
13 month. However, by this Agreement, both parties indicate their
14 understanding that the invoiced amount which is due and payable
15 to the CITY by the CONSORTIUM may fluctuate from month to month
16 depending on the exact nature of the services and the cost of
17 those services rendered.

18 In the event of a question concerning any of the charges
19 listed in the monthly invoice, the CONSORTIUM shall notify the
20 CITY of its intent to dispute said charges. Said notification
21 shall be in writing and shall specify the actual charge(s) which
22 the CONSORTIUM believes is (are) in error. The CONSORTIUM
23 remains obligated to pay all parts of the invoice which are not
24 in dispute in the usual timely manner.

25 Upon receipt of the notification of a dispute in the
26 billing, the CITY shall provide to the CONSORTIUM a copy of the
27 supporting documentation for that charge which had been provided
28 to the Accounts Receivable section of the CITY by the department
29 involved. The parties involved may then meet to discuss the
30 dispute if the CONSORTIUM indicates that such documentation is in
31 error. The parties to this Agreement hereby agree to make their
32 best efforts to reach a reasonable and satisfactory solution to

1 the dispute.

2 SECTION SIX

3 BREACH AND TERMINATION

4
5 The CONSORTIUM hereby agrees that all requests for serv-
6 ices to be provided must be effectuated through the procedures
7 established by this Agreement, its Exhibits, and all applicable
8 CITY procedures. Any request for services not in conformance
9 with the above standards shall be voidable and the CITY may
10 decline, at its own option, to provide those requested services.
11 It shall be a breach of this Agreement for the CONSORTIUM to per-
12 sist in a course of conduct whereby the accepted procedures for
13 requests for services are not complied with, and the CITY may
14 choose to utilize the termination procedures as outlined below.

15 Either party may terminate this Agreement, or any por-
16 tion thereof, upon thirty (30) days' written notice to the other
17 party for any reason whatsoever. Notice to the CONSORTIUM shall
18 be directed to the Executive Director, at the CONSORTIUM's admi-
19 nistrative offices in Las Vegas, Nevada, and notice to the CITY
20 shall be directed to the City Manager, at City Hall, 400 E.
21 Stewart Avenue, Las Vegas, Nevada 89101.

22 In the event of a termination of this Agreement as
23 herein outlined, the CONSORTIUM shall be liable for the cost of
24 services already rendered as provided for in this Agreement, and
25 the CITY agrees to make best efforts to ensure a smooth tran-
26 sition of information and documentation to the succeeding
27 contractor of the CONSORTIUM who undertakes to provide those
28 services.

29 . . .

30 . . .

31 . . .

32 . . .

1 SECTION SEVEN

2 AUDITS

3 Upon request of the CONSORTIUM, the CITY agrees to pro-
4 vide to the CONSORTIUM a copy of the portions of the last regu-
5 larly performed independent City audit report dealing with the
6 services provided to the CONSORTIUM by the CITY. The CITY hereby
7 agrees to make its records available to any authorized Department
8 of Labor auditors when and if such is required by the Federal
9 regulations promulgated by the CONSORTIUM's Grantor, the United
10 States Department of Labor.
11

12 SECTION EIGHT

13 EFFECTIVE DATES

14 The parties hereby agree that this Agreement shall be
15 effective upon passage and approval by the respective Boards of
16 both parties, but that the charges for services rendered by the
17 CITY shall relate back to all services provided from October 1,
18 1980.
19

20 SECTION NINE

21 NON-ASSIGNABILITY

22 Both the CITY and CONSORTIUM hereby agree that neither
23 . . .
24 . . .
25 . . .
26 . . .
27 . . .
28 . . .
29 . . .
30 . . .
31 . . .
32 . . .

1 one shall assign, sublet, transfer or delegate its interest or
2 required performance in this Agreement.

3
4 IN WITNESS WHEREOF, the parties have executed this
5 Agreement on this 15th day of October, 1980.

6 CITY OF LAS VEGAS

7 William H. Briare
8 WILLIAM H. BRIARE
9 Mayor

10 ATTEST:
11 CAROL ANN HAWLEY, CITY CLERK

12 Maureen A. Parco
13 Maureen A. Parco
14 Deputy City Clerk

15 LAS VEGAS/CLARK COUNTY CONSORTIUM

16 Manuel Cortez
17 MANUEL CORTEZ
18 Chairman, Executive Board

19 APPROVED AS TO FORM:

20 George F. Ogilvie
21 GEORGE F. OGILVIE
22 City Attorney

23 Dr. Ernest E. Bryant
24 DR. ERNEST E. BRYANT
25 Executive Director

EXHIBIT A

GENERAL SERVICES

PART ONE: Purchasing And Contracts

- I. The parties to this Agreement hereby agree that the City shall furnish purchasing and advertisement services to the Consortium as requested by the Consortium, as specified below.
- II. All services rendered pursuant to this Section shall be in accordance with all applicable Federal Regulations, Nevada Revised Statutes, and City of Las Vegas ordinances and all procedures thereunder, and in the case of discrepancy between the above-named laws, the more restrictive requirement(s) shall apply and be adhered to.

III. Scope of ServicesA. Request

1. Upon the request of the Consortium, the City's Purchasing and Contracts Division shall provide services for the acquisition of supplies and services, including but not limited to:
 - a. Preparation of bid specifications;
 - b. Conducting conferences in letting bids;
 - c. Bid advertisement;
 - d. Formal notification of bid award to successful bidder;
 - e. Acquisition of goods and services not required to be subject to the bid process.
2. All requests by the Consortium shall be accomplished by the submission of purchasing documents of a nature and form approved by the Director of the Department of General Services of the City.

- 1 3. All procedures, as specified by the Director
2 of the Department of General Services of
3 the City of Las Vegas, shall be adhered to by
4 the Consortium. The City shall promptly noti-
5 fy the Consortium of any changes in procedures
6 and/or forms which may affect these contracted
7 services, and it shall be the responsibility
8 of the Consortium to adjust its procedures
9 appropriately and within a reasonable amount
10 of time.

11 B. Training

- 12 1. The City shall provide periodic training
13 sessions for designated employees of the
14 Consortium to enable them to understand
15 and comply with all recognized procedures.
16 2. It shall be the responsibility of the Consor-
17 tium to request these training sessions at
18 appropriate intervals or if it appears to
19 the City that the Consortium's employees
20 are encountering difficulty in complying
21 with the City's procedures.
22 3. The City hereby agrees that the City is not
23 the exclusive purchasing entity for the Con-
24 sortium, and that, on occasion, the Consortium
25 may act on its own to purchase goods and
26 services. However, it is hereby understood
27 by the parties to this Agreement, that nothing
28 in this Agreement shall make the City respon-
29 sible for the accuracy and/or validity of any
30 and all bids, requests, specifications, pur-
31 chases, etc. which are not made through the
32 request procedure as contemplated by this

1 Agreement, nor any requests which do not
2 comply with currently effective City pro-
3 cedures.

- 4 4. The Consortium shall be responsible for the
5 accuracy and validity of all requests made of
6 the City and shall be financially responsible
7 for all modifications subsequent to the
8 original request.

9 IV. Payment for Performance

- 10 A. Upon the completion of a transaction with the
11 Consortium, the City's Purchasing and Contracts
12 Officer will prepare a billing memorandum request-
13 ing reimbursement on an hourly basis at a rate
14 equal to the compensation of those Purchasing
15 and Contracts personnel utilized. Copies of
16 billing memorandum will be forwarded to the City's
17 Finance Department, Accounts Receivable section.
18 B. The City's Accounts Receivable section will prepare
19 monthly invoices billing the Las Vegas/Clark County
20 Consortium for purchasing and contract services.

21 V. Reports

- 22 The Consortium shall prepare and submit a monthly report
23 detailing all purchasing activities by date, item,
24 purchase price and number of bids, including those not
25 accomplished through the City. This report shall be
26 submitted to the Purchasing and Contracts Officer of the
27 City by the tenth of the month following.

28 PART TWO: Graphic Arts

- 29 I. Upon request of the Consortium, the City shall provide
30 Graphic Arts services to the Consortium.

31 II. Scope of Services

- 32 A. These services shall include, but are not limited

1 to all those services capable of being rendered
2 by the Graphic Arts Department of the City of
3 Las Vegas, such as:

- 4 1. Photocopier production;
5 2. Infortex billing;
6 3. Miscellaneous printing;
7 4. Photographic services.

8 B. Requests

- 9 1. Requests for Graphic Arts services shall be
10 made on approved City of Las Vegas requisition
11 forms or in any method acceptable to the
12 Director of General Services.
13 2. Requests for service shall be made with appro-
14 priate advance notice allowing for production
15 scheduling.

- 16 C. The City hereby agrees to provide infortex account-
17 ing services for the Consortium's inhouse photo-
18 copier.

19 III. Payment for Performance

20 A billing memorandum for all Graphic Arts services will
21 be prepared by the Division of Graphic Arts and sub-
22 mitted to Accounts Receivable section who shall include
23 these charges in the monthly invoice forwarded to the
24 Consortium.

25 PART THREE: Vehicle Services

- 26 I. The parties hereby agree that the City shall make
27 vehicle services available to the Consortium on an
28 availability basis as determined by the Director of the
29 Department of General Services upon request of the
30 Consortium. The Consortium hereby indicates its
31 understanding that such vehicle services may not
32 always be available.

1 II. Scope of Services

- 2 A. All vehicles contracted for by the Consortium shall
3 be on a monthly rental basis and a rental agree-
4 ment shall be executed for each vehicle so rented.
- 5 B. The City reserves the right to recall any and all
6 vehicles upon thirty days' written notice for any
7 unspecified reason, and also upon any reasonable
8 notice the City shall have the right to recall any
9 or all vehicles if the Consortium's use of said
10 vehicle contravenes any established City policy, or
11 any abuse of the use of said vehicle.
- 12 C. The Consortium shall comply with all applicable
13 City policies and procedures, including but not
14 limited to the following:
- 15 1. City vehicles rented to the Las Vegas/
16 Clark County Consortium will be maintained,
17 repaired and fueled by the Vehicle Services
18 Division of the Department of General Services.
19 The Consortium shall follow the schedule for
20 preventive maintenance established by the
21 Vehicle Services Division.
- 22 2. Any accidents involving a City vehicle, con-
23 tracted for by the Consortium, shall be evalu-
24 ated by the City's Accident Prevention Review
25 Board; those accidents determined preventable
26 by the Consortium driver shall have repair
27 costs charged to the Las Vegas/Clark County
28 Consortium.

29 III. Payment for Performance

- 30 A. The City's Accounts Receivable section will invoice
31 the Las Vegas/Clark County Consortium monthly for
32 vehicle services in accordance with the vehicle

1 rental contract executed between the Consortium
2 and the City, which charges shall be specified in
3 a billing memorandum submitted by Vehicle Services
4 Division to the Accounts Receivable section.

5 B. The Consortium shall initiate a liability insurance
6 policy to cover Consortium staff while operating
7 City-owned vehicles. This policy shall name the
8 Las Vegas/Clark County Consortium and the City of
9 Las Vegas as recipients. The Consortium shall
10 purchase said policy and furnish the City with a
11 copy of such.

12 PART FOUR: Miscellaneous Services

13 I. Scope of Services

14 The requirement for miscellaneous services such as
15 emergency custodial care, mail runs, postage and ware-
16 house deliveries may occur. The City shall make these
17 services available on an "as needed" basis provided the
18 Consortium provides sufficient advance notice for
19 employee scheduling.

20 II. Payment for Performance

21 The Department of General Services shall prepare and
22 forward copies of billing memorandum for the employee
23 time and equipment/supplies useage to the City's
24 Accounts Receivable section. The Consortium shall
25 be invoiced monthly by the Accounts Receivable section
26 for miscellaneous services at current equipment and
27 employee rates as contained in the City Budget prepara-
28 tion manual.
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EXHIBIT B

FINANCIAL MANAGEMENT

PART ONE:

General AccountingI. Scope of Services

- A. The City shall review Consortium requests for disbursement of monies to vendors to ensure proper coding, approvals and support documentation. The City shall directly input vendor invoices through the Accounts Payable System to Management Information Services for computerized checkwriting. Accounts Payable shall balance vendor checks to the supporting documentation and disburse them to vendors. All original support documentation will be maintained in the City's Finance Department and made available to appropriate auditors as provided for in Section Seven of the main body of this Agreement.
- B. The City Treasurer's Office shall review and verify all proper requests for monies from agencies contracted with the Consortium as subgrantees. The City shall ensure that the local depository for Consortium funds maintains necessary monies in the appropriate account so that no deficit cash position exists when Federal drawdowns are delayed. The City and the Consortium shall coordinate the reconciliation of the Consortium's accounts in a timely and accurate manner in keeping with Federal regulations and generally accepted accounting practices.
- C. The City payroll section shall review the Consortium's administrative employees payroll time reports to ensure that hours charged balance with

1 hours worked. The City shall serve as the agency
2 correcting Consortium administrative employees
3 payroll errors.

4 D. The City shall review and appropriately correct all
5 data for Consortium financial transactions
6 prior to and upon completion of electronic data
7 processing reports. The City's Financial
8 Management Information System Data Control section
9 shall process and disburse the monthly financial
10 reports to the Consortium.

11 E. The City will maintain the Consortium's ledgers and
12 account books and as such, any questions as to
13 entries in such books, will be coordinated through
14 the City's Deputy Director for Financial Manage-
15 ment. The City shall make all Consortium documents,
16 ledgers, and books available, upon request, to only
17 those individuals authorized to use such informa-
18 tion by either the Consortium's Executive Director
19 or the City's Deputy Director for Financial
20 Management.

21 F. The Accounts Receivable section shall be responsi-
22 ble for the issuance of monthly invoices to the
23 Consortium for all general administrative services
24 performed by the City for the Consortium.

25 II. Payment for Performance

26 A. Based upon the number of financial transactions
27 accomplished for the Consortium by the City in
28 previous years, approximately 18,000 transactions
29 per annum, the City and Consortium agree that the
30 Consortium shall pay the City the sum of One
31 Thousand Two Hundred Fifty Dollars (\$1,250.00) per
32 month for general accounting services.

- 1 B. The Deputy Director for Financial Management shall
2 ensure the timely and accurate billing of the
3 above amount and all other Consortium accounts
4 with the City as provided for elsewhere in this
5 Agreement.

6 PART TWO: Audit Services

7 I. Scope of Services

- 8 A. Because the Consortium's documents, accounts,
9 ledgers and books containing all of the financial
10 transactions of the Consortium constitute a
11 part of the City's central financial system, and
12 as such, in connection with the audit of all City
13 funds, shall be audited by an independent auditor
14 contracted by the City.
- 15 B. The City's Deputy Director for Financial Management
16 shall be responsible for coordinating the resolu-
17 tion of any independent auditor's findings or
18 recommendations with the Consortium's Fiscal
19 Officer.
- 20 C. The Internal Audit section of the Department of
21 Financial Management shall include in its annual
22 City work plan an assessment of the Consortium's
23 fiscal management program. The City's Internal
24 Audit staff shall be made available to advise the
25 Consortium Executive Director and/or his designee
26 to establish sound procedures for accounting sys-
27 tems, evaluation of subgrantees' accounting prac-
28 tices, and ensure adequate retention of documenta-
29 tion for audit purposes.

30 II. Payment for Performance

- 31 A. The City's internal auditing section will prepare
32 a monthly billing memorandum detailing the number

1 of hours expended by specific personnel in per-
2 forming internal audit services for the Consortium.
3 The rate at which the Consortium will be billed for
4 internal audit services shall be a sum equal to the
5 hourly compensation of the internal audit personnel
6 utilized. Copies of the billing memorandum will be
7 forwarded to the City's Accounts Receivable section.

8 B. The Consortium and the City hereby agree that the
9 Consortium shall bear that part of the cost of the
10 independent audit performed on the City's books
11 which relate to CETA'S portion of the Special
12 Revenue Fund and all financial records relating
13 thereto. The City shall include the hourly cost of
14 the independent audit in the invoice sent to the
15 Consortium in the month following the date of the
16 City's receipt of the bill from the independent
17 auditors.

18 C. The City's Deputy Director for Financial Management
19 shall be responsible for the preparation of a
20 monthly billing memorandum detailing the total hours
21 worked by individual auditors; the total charge
22 for all auditing services shall be included in the
23 monthly invoice provided to the Consortium for
24 all services rendered pursuant to this entire
25 Agreement.
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EXHIBIT C

MANAGEMENT INFORMATION SERVICES

I. General Scope of Services

The City's Management Information Services Department shall provide the Consortium with data processing resources for the monthly generation of the Consortium's accounts payable, administrative payroll, and monthly financial reports, as more fully described below.

II. Accounts PayableA. Scope of Services

The Management Information Services Department will provide computerized checkwriting for all Consortium vendor invoices submitted for processing through the City's Accounts Payable system.

B. Payment for Performance

1. A billing memorandum shall be prepared monthly by the Management Information Services Department and submitted to the City's Accounts Receivable section for computerized checkwriting services. This bill shall be for actual machine and operator time in preparing the vendor checks.

III. Administrative Payroll and Financial ReportsA. Scope of Services

1. The Management Information Services Department will keypunch, verify data and process the administrative payroll for the Consortium.
2. The Management Information Services Department will provide the Consortium with monthly financial reports including:
 - a. General Ledger Trial Balance,
 - b. Expenditure Detail,

- c. Expenditure Status,
- d. Outstanding Encumbrances,
- e. Revenue Status, and
- f. General Ledger activity information.

B. Payment for Performance

The billing memorandum prepared monthly by the Management Information Services Department for the City's Accounts Receivable section will contain the following standard billings for processing the Consortium's administrative payroll and generating the monthly financial reports:

- a. Payroll data entry \$ 15.18
- b. Payroll data control 4.16
- c. Payroll computer operations
and monthly financial reports 356.36
- d. Total monthly costs for processing
payroll and generating financial
reports \$375.70

IV. Computer Programming and Systems Design

Upon written request by the Consortium specifying desired services, the City's programming and systems design staff shall provide an analysis of design costs and delivery time for the requested work. "If the Consortium elects to utilize City programming and systems design staff, monthly billings will reflect staff costs at the appropriate hourly rate for each classification of employee utilized.

THIS AGREEMENT is made and entered into between the Las Vegas/Clark County CETA Consortium, hereinafter referred to as the CONSORTIUM, and the CITY OF LAS VEGAS, a municipal corporation of the State of Nevada, hereinafter referred to as CITY.

WHEREAS the CONSORTIUM exists as a result of an Interlocal Agreement between the County of Clark and the City of Las Vegas, and

WHEREAS the CONSORTIUM, as Prime Sponsor under the provisions of the Comprehensive Employment Training Act, is the grantee of certain funds from the grantor, the U.S. Department of Labor, and

WHEREAS these funds include allotments for administrative expenses for services, such as legal services, to be provided to the CONSORTIUM as a Prime Sponsor, and

WHEREAS the CONSORTIUM has been and continues to be in need of competent legal services which have heretofore been provided by the attorneys in the Office of the City Attorney, City of Las Vegas, and

WHEREAS the legal services which have been provided and will be provided to the CONSORTIUM are oftentimes of a highly specialized nature and are otherwise time-consuming and costly for the Office of City Attorney to provide, and

WHEREAS the Office of City Attorney, by and through its staff attorneys, has provided legal services to the CONSORTIUM since its inception and the CITY has been paid for these services

1 since January 1, 1976, and

2 WHEREAS the CONSORTIUM has been empowered by the
3 Interlocal Agreement to enter into contracts to obtain admini-
4 nistrative services, and

5 WHEREAS this Agreement has been approved by respective
6 governing bodies of the entities who are the parties herein.

7
8 In consideration of their mutual covenants contained
9 herein, the parties agree as follows:

10
11 SECTION ONE

12 PURPOSE OF CONTRACT

13
14 The CITY, by and through its legal department known as
15 the Office of City Attorney, hereby agrees to represent and
16 advise CONSORTIUM on legal matters.

17 The purpose of this written Agreement is to create an
18 attorney-client relationship between the Office of the City
19 Attorney and the CONSORTIUM.

20
21 SECTION TWO

22 DURATION OF CONTRACT

23
24 It is hereby mutually agreed that this Agreement shall
25 be effective upon passage and approval by the respective Boards
26 of both parties, but charges shall relate back to all those ser-
27 vices which have been provided to the CONSORTIUM by the City
28 Attorney since October 1, 1980 and shall continue through the
29 fiscal year of the CONSORTIUM until September 30, 1981. Said
30 Agreement shall, at all times, be contingent on administrative
31 funding by the CONSORTIUM'S Grantor, the U. S. Department of
32 Labor. The duration of this Agreement shall also be contingent

1 upon the rights granted to the parties in the Termination section
2 of this Agreement.

3
4 SECTION THREE

5 NATURE OF EMPLOYMENT

6
7 The parties mutually agree that the City Attorney of the
8 City of Las Vegas, or his designee, shall act as attorney for the
9 CONSORTIUM and shall render to the CONSORTIUM and its duly
10 authorized officers and employees all legal advice relevant to
11 CONSORTIUM matters. The City Attorney or his designee shall
12 represent the CONSORTIUM in all matters which have been or may be
13 instituted in any of the courts of the State of Nevada, and the
14 courts of the United States located within the State of Nevada,
15 and before all administrative agencies and departments of the
16 government brought by or against said CONSORTIUM, during and
17 throughout the continuance of this Agreement, with the exception
18 noted below in Section Four. The City Attorney or his designee
19 shall render legal opinions and advice and all other legal ser-
20 vices as the CONSORTIUM or any of its duly authorized officers or
21 employees may request.

22
23 SECTION FOUR

24 CONFLICT OF INTEREST

25
26 It is hereby understood by both parties to this
27 Agreement that legal matters may arise or legal advice may be
28 sought in matters in which the parties to this Agreement have
29 actual or potential adversary positions. Whenever the City
30 Attorney or his designee determine, in their professional
31 judgment, that such a conflict does exist or will exist, the City
32 Attorney or his designee shall so inform the CONSORTIUM by writ-

1 ten notice to the Executive Director and the Executive Board. By
 2 said notice, it is agreed by the parties to this Agreement that
 3 the City Attorney has withdrawn its representation of the
 4 CONSORTIUM and is relieved from any continuing obligation to pro-
 5 vide legal services with respect to that particular matter or
 6 other matters intimately related thereto. After such notice, the
 7 CONSORTIUM shall not request nor require any legal advice or opi-
 8 nions with respect to that particular matter.

9 It is hereby agreed that should such a situation occur,
 10 the CONSORTIUM may select and secure independent legal counsel at
 11 its own expense and that the City Attorney or his designee shall
 12 cooperate with said independent counsel by furnishing necessary
 13 records.

14 SECTION FIVE

15 ASSOCIATE COUNSEL

16
 17
 18 The City Attorney, at his discretion, and at various
 19 times, may designate a member or members of his staff to repre-
 20 sent the CONSORTIUM on a continuing basis.

21 SECTION SIX

22 DISCLAIMER OF WARRANTY

23
 24
 25 The CITY, by and through its counsel, the City Attorney,
 26 makes no express or implied warranties as to the successful ter-
 27 mination of any matter or cause of action. All advice and
 28 expressions made by the City Attorney or his staff attorneys
 29 relative to any case are matters of attorney's opinion only.

30 . . .

31 . . .

32 . . .

SECTION SEVENATTORNEYS' FEES

The CONSORTIUM agrees to pay the CITY as follows for all legal services rendered under this Agreement with the exception of costs as hereinafter provided for in Section Nine:

1. The sum of One Thousand Eight Hundred Thirty-Four Dollars (\$1,834.00) per month in the month commencing October 1, 1980 and for every month thereafter until the termination of this Agreement.

Said sum shall become due and payable upon the receipt by the CONSORTIUM of the invoice issued by the Department of Finance of the City of Las Vegas on the twenty-fifth day of the month in which the services are being rendered.

SECTION EIGHTSUMMARIES

Separate and apart from the above-mentioned invoice, the City Attorney shall provide to the CONSORTIUM a summary of legal services rendered to the CONSORTIUM pursuant to this Agreement on a monthly basis. However, it is hereby agreed by both parties that the payments contemplated by the Agreement are on a set contract basis and that the hours of service provided may vary greatly from month to month.

SECTION NINECOSTS, TRAVEL and SUBSISTENCE EXPENSES

The CONSORTIUM agrees to pay the costs, exclusive of attorney's fees which are provided for in this Agreement, of any litigation in any court in which the CONSORTIUM is a party or in

1 any administrative matter to which the CONSORTIUM is a party.
2 The CONSORTIUM further agrees to pay the reasonable travel and
3 subsistence expenses of the City Attorney or his designee should
4 it be necessary or advisable that the CONSORTIUM be represented
5 by counsel in any matter which takes place outside the geographi-
6 cal limits of the County of Clark, State of Nevada.

7
8 SECTION TEN

9 MODIFICATION

10
11 The CITY and the CONSORTIUM mutually agree that this
12 Agreement may be modified at any time upon the mutual written
13 consent of both parties and the contemporaneous approval of the
14 City Attorney or his designee, which approval shall also be in
15 writing.

16
17 SECTION ELEVEN

18 TERMINATION

19
20 Either party may terminate this Agreement upon seven (7)
21 days' written notice should the other party substantially fail to
22 perform in accordance with the terms of this Agreement through no
23 fault of the other. Either party may terminate this Agreement
24 upon fifteen (15) days' written notice to the other party for any
25 reason whatsoever. In the event that this Agreement is ter-
26 minated under the terms of this Section, the CONSORTIUM shall be
27 liable for the payment of a prorata share of the monthly amount
28 payable under the terms of the Agreement. In the event that this
29 Agreement or the attorney-client relationship is terminated and
30 the City Attorney or his designee ceases to render legal services
31 to the CONSORTIUM, the CITY, by and through the City Attorney,
32 shall make best efforts to ensure a smooth transition of the

1 CONSORTIUM'S legal matters to the succeeding counsel selected by
2 the CONSORTIUM to provide those services.

3
4 SECTION TWELVE

5 NON-ASSIGNABILITY

6
7 Both the CITY and CONSORTIUM hereby agree that neither
8 one shall assign, sublet, transfer or delegate its interest or
9 required performance in this Agreement for professional legal
10 services.

11
12 SECTION THIRTEEN

13 COMPLIANCE WITH STATUTES, ORDINANCES, and REGULATIONS

14
15 The CITY and the CONSORTIUM mutually agree that all of
16 the terms and conditions of this Agreement shall be in complete
17 accord with all CITY Ordinances, State Statutes, and Federal
18 regulations and statutes now in effect or hereafter adopted

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1 governing the legality of such Agreements.

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3 IN WITNESS WHEREOF, the parties have executed this
4 Agreement on this 15th day of October, 1980.

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CITY OF LAS VEGAS

William H. Briare

WILLIAM H. BRIARE
Mayor

ATTEST:

CAROL ANN HAWLEY, CITY CLERK

Maureen A. Parco

Maureen A. Parco
Deputy City Clerk

George F. Osilvie

GEORGE F. OSILVIE
City Attorney

LAS VEGAS/CLARK COUNTY CONSORTIUM

Manuel Cortez

MANUEL CORTEZ
Chairman, Executive Board

Dr. Ernest E. Bryant

DR. ERNEST E. BRYANT
Executive Director

AGENDA*City of Las Vegas*213
October 24, 1980BOARD OF CITY COMMISSIONERS
COMMISSION CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

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ITEM

Commission Action

Department Action

V. GEORGE F. OGILVIE - CITY ATTORNEYH. DISCUSSION AND POSSIBLE ACTION ON THE
EXTENSION OF THE AGREEMENT WITH J.C.S.
BENCH ADVERTISING COMPANY.Woofter -
APPROVED extension
for six-month
period.
Unanimous
(Item heard at 10/24/80
portion of meeting -
See Page 43)City Attorney
and staff to
proceed.

City of Las Vegas

AGENDA DOCUMENTATION

Date: Sept. 22, 1980

TO: The Board of City Commissioners

FROM: GEORGE F. OGILVIE,
CITY ATTORNEY
*George F. Ogilvie*SUBJECT: DISCUSSION AND POSSIBLE ACTION ON THE EXTENSION OF THE AGREEMENT WITH
J.C.S. BENCH ADVERTISING COMPANYPURPOSE/BACKGROUND

On November 1, 1980, the Agreement with JCS Bench expires. This Agreement has been in effect since 1960, with a renewal in 1970.

During the twenty (20) year duration of this Agreement, the fee structure has had only one (1) ten percent (10%) increase in the fee structure (from \$1.00 per bench per month, or 5% of the gross revenue per bench per month, to \$1.10 per bench per month, or 5.5% of the gross revenue per bench per month, whichever is greater).

It is staff's belief that this service should be let out to bid so that a fee structure may be determined that more accurately reflects the current fees of the industry.

In order to do so, however, it will be necessary to extend the present agreement on a month-to-month basis in order to allow for sufficient time to solicit bids. The attached Amendment to Agreement is designed to provide such extension.

FISCAL IMPACT

The City currently collects approximately \$1,976.00 annually.

RECOMMENDATIONS

It is recommended that the Agreement with JCS Bench be extended on a month-to-month basis until cancelled by either party with 30 days notice. This will allow staff an opportunity to develop a comprehensive bid package to be presented to you at a later date.

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

Agenda Item

V-H.

1 AMENDMENT TO AGREEMENT

2 This Amendment to Agreement, made and entered into
3 this 24th day of October, 1980, by and between the City of
4 Las Vegas, a municipal corporation of the State of Nevada
5 (hereinafter referred to as the "CITY"), and J.C.S. Bench
6 Advertising Co., a Nevada corporation (hereinafter referred to
7 as "BENCH").

8 WITNESSETH:

9 WHEREAS, the CITY, pursuant to that certain Agreement
10 made and entered into by and between the parties hereto on
11 the first day of November, 1970, granted to BENCH the right,
12 among other things, to maintain benches on public property at
13 designated bus stops or on other public property for a period
14 of ten years from and after the date of said Agreement; and

15 WHEREAS said Agreement is due to expire on the first
16 day of November, 1980; and

17 WHEREAS said parties, by this Agreement, desire to
18 extend, on a month to month basis, the term of the aforesaid
19 Agreement upon all of the terms and conditions set forth therein.

20 NOW, THEREFORE, for and in consideration of the pre-
21 mises and of the mutual promises hereinafter contained, the
22 parties hereto agree as follows:

23 I

24 Section 1 of that certain Agreement made and entered
25 into on the first day of November, 1970, by and between the
26 parties hereto, is hereby amended to read as follows:

- 27 1. The CITY hereby grants, for a term of
28 six (6) months, to BENCH the right to maintain
29 benches on the public property in such locations
30 as may be designated by the City as designated
31 bus stops or on such other public property
32 throughout the City of Las Vegas as may be

1 designated by the City. The term of
2 this Agreement shall commence on the
3 first day of November, 1980, and shall
4 terminate May 1, 1981.

II

6 Except as otherwise modified or amended as in Section
7 I of this Amendment to Agreement expressly provided, all of
8 the terms and conditions of the aforesaid Agreement shall remain
9 and be in full force and effect during the term of this ex-
10 tension.

11 In witness whereof, the parties hereto have caused
12 this Amendment to Agreement to be executed by their duly
13 authorized representatives the day and year first above written.

CITY OF LAS VEGAS

15
16 By *Ron Lurie*
17 Ron Lurie, Mayor Pro-tem

18
19 ATTEST:
20 CAROL ANN HAWLEY, CITY CLERK

21 *Maureen A. Parco*
22 Maureen A. Parco, Deputy City Clerk

J.C.S. BENCH ADVERTISING CO.

24
25 By *Charles H. Folstein*
26 President

EXCERPT - CITY COMMISSION MEETING MINUTES - OCTOBER 24, 1980
(RESUMPTION PORTION OF OCTOBER 15, 1980 REGULAR MEETING)
ITEM V-H - RE: AGREEMENT - J.C.S. BENCH ADVERTISING COMPANY

Page 1

MAYOR BRIARE:

Mr. Ogilvie, we have -- the last item for this morning is the discussion of a possible agreement -- oh, pardon me -- of action on the extension of an agreement with J.C.S. Bench Advertising Company.

CITY ATTORNEY OGILVIE:

This is an item that was held in abeyance at your October 1st meeting. It concerns the extension on a month-to-month basis of the existing contract for bus benches at bus stops which is in effect with J.C.S. Bench Company. This agreement was originally entered into in 1961 -- or 1960 -- and it expires November 1st of this year. At the present time the J.C.S. Bench Company pays the City the sum of \$1.10 per month per bus bench or five point five of their gross monthly revenue from the leasing of advertising space on the benches. It's staff's feeling that since these rates were set in 1960 and revised to some degree in 1970, that the City really does not have a handle on what a proper return on this lease should be and the only way that we feel we can get a handle on what return it should be, we recommend that the City go out to bid to get competing proposals. In order to do so, however, the existing agreement, which expires next Saturday week, will have to be extended to provide the time to solicit bids. The Agreement before you today merely accomplishes that. It doesn't change any of the provisions -- any other provisions of the existing agreement -- but says that it shall be extended on a month to month basis. Mr. Ashleman and the present contractor are in the audience. They may have some comments.

MAYOR BRIARE:

Mr. Ashleman, did you want to make any comments? Actually, your recommendation is that we continue and that we just extend it on a month to month basis?

CITY ATTORNEY OGILVIE:

That's correct.

MAYOR BRIARE:

Which means every 30 days -- whenever it's decided by the Commission what's to be done?

CITY ATTORNEY OGILVIE:

The extension provides that it will automatically continue on a month to month basis until we give -- or either party gives the other 30 days written notice of cancellation.

RENNY ASHLEMAN:

Commissioners, I'm Renny Ashleman. I am an attorney. My address is 4640 Eastern, Suite 200. I do represent J.C.S. I think the problem that we would find posed with the month to month is two fold. One, our contracts with our major advertisers typically run for 6 months. We get a better rate when we work that and we get more acceptance on them. Obviously, very few people aside

EXCERPT - CITY COMMISSION MEETING MINUTES - OCTOBER 24, 1980
ITEM V-H - RE: AGREEMENT - J.C.S. BENCH ADVERTISING COMPANY

Page 2

RENNY ASHLEMAN (cont.):

from the political season are going to want to pay for painting up and installing, getting a campaign fixed up that can be cancelled the next month, so that poses a problem to us. We have a further problem in that Mr. Robinson's divorce action which has been held up for nearly five years with various deep problems -- I won't bore you with them -- I'm not handling it, but it's in the hands of a master and if it's month to month, he's going to extend the settlement month by month. He says if it's six months, he can form a basis of value, you know, and he'll do something with it, and the third thing I would suggest is that it's I assume rather unlikely you could go to bid in 30 days anyway, and from that viewpoint, taking a period of time to prepare your bids and publish them and have them all going, I think you are going to use probably a three or four month process up in that situation in all events, so we would find it far preferable from both the standpoint of both our business and personal convenience, and I think from what's going to happen, as a practical matter, if you could give us 6 months. I have reviewed George's language and we have no quarrel with that whatever. We think that the way it's been drafted for the extension is proper. Our only concern in the matter was that we retain our right of first refusal and George has assured me that we do and I think indeed his language is quite clear on that matter, so we appreciate his efforts from that viewpoint.

COMMISSIONER WOOFER:

Mayor?

MAYOR BRIARE:

Commissioner.

COMMISSIONER WOOFER:

I just talked with Mr. Ogilvie and there doesn't seem to be any problem. I think Mr. Dorn concurs on a six-month's situation as Mr. Ashleman spelled out. By the time we had set up the bids and so forth it would be pretty close to a six month period anyway, so I'd make a motion to extend the Agreement with J.C.S. Bench Advertising Company for six months.

MAYOR BRIARE:

Commissioner Levy?

COMMISSIONER LEVY:

Yes. I'd just like to make a couple of comments. I hate to see us go into bids right now. To be honest with you, I think Commissioner Lurie will somewhat concur with me that we have seen some futuristic and different types of -- instead of just having benches, the covies and the covers, and with our weather conditions, I think we'd like to look into that much further. I don't care about the six months. That's fine, but I don't think there's going to be much changes for a little bit until we can -- we have to get our bus company and our bus service in a better proper position and I would imagine it's going to take us much more than six months. I'd

EXCERPT - CITY COMMISSION MEETING MINUTES - OCTOBER 24, 1980
ITEM V-H - RE: AGREEMENT - J.C.S. BENCH ADVERTISING COMPANY

Page 3

COMMISSIONER LEVY (cont.): just like to see us -- maybe if we go into a six month's notice situation. Is that what you'd -- in other words, instead of going month to month -- in other words, if no one says anything -- let's say we give you six months and you have always six months when we're ready to do anything?

RENNY ASHLEMAN: That'd be fine. That would be acceptable from our viewpoint. All we really need is some certainty so we can write those contracts.

COMMISSIONER LEVY: Oh, I can understand that completely.

RENNY ASHLEMAN: And it's a little bit aside, so I don't pick the microphone up two or three times and bob up and down -- any of your study committees you've got on this, particularly, either the beautification approach or the approach to more buses and more shelters and different designs, we'd like to have some input into that. We certainly have no objections to doing a better job.

COMMISSIONER LEVY: We'd love to have you there.

RENNY ASHLEMAN: We're willing to take the time and work with you on it if we may.

MAYOR BRIARE: I'm sure, Mr. Ashleman, that the company is aware of federal funds that are available and although I think the City made a very honest and admirable effort to work out a joint venture with the Las Vegas Transit Company so that private enterprise could continue to do business as opposed to taking over the bus company solely by government, I'm a little gun shy on trying to work out something where private enterprise and the government could get together on funds that would be available for some very modernistic type of bus stops which certainly include advertising. As a matter of fact, it gets to the point where there are international companies of which I am aware that have gone into foreign companies from their home office and have sold the public body -- the commission, the council, whatever it might be -- on the idea of establishing at absolute no cost to the government some very exotic bench bus stop areas that are very very attractive, very glamorous, have a number of side effects like, for example, lighting up streets and prevention of crime and muggings and so on and so forth. But in any event, I'm going to support, certainly, Commissioner Woofter's suggestion there and Commissioner Levy's comments that you certainly should have time to work on it, but in the meantime, you might look into that.

CHUCK ROBINSON: Yes, we've been looking at it a little bit. We have kind of the problem you do. If we can get more buses and more routes and more stops, we can do a lot more. We don't have too much to work with now. Believe it or not, your

EXCERPT - CITY COMMISSION MEETING MINUTES - OCTOBER 24, 1980
ITEM V-H - RE: AGREEMENT - J.C.S. BENCH ADVERTISING COMPANY

Page 4

CHUCK ROBINSON: not very hefty payment from us is a fairly significant portion of what we've got going at the present time in this thing. That's the problem.

MAYOR BRIARE: Well, something like this would certainly be to your benefit.

CHUCK ROBINSON: Yes, sir.

COMMISSIONER LURIE: What Commissioner Levy's asking for, I don't agree with. I think it should come back in six months. The Regional Transportation Commission has adopted a five-year plan and if everything works out well with the Legislature, and his plan that he recommended, taking over the bus company, and we get the funds, then we can't be tied down to any type of a contract, because the contract that should be entered into for new bus shelters is one that's going to have to be with federal funds. It will have to be approved by North Las Vegas, Henderson, the County and the City because this is -- because this money will be available to implement the entire plan, not just in the City of Las Vegas. So I think a six-month extension I can go with and then we'll have to review it to see what progress we've made in developing a plan for the takeover of the transit company.

MAYOR BRIARE: Alright. Well, Commissioner Woofter's motion is only that this extension be granted for six months and his motion, if I'm correct, Commission, did not include anything further than this six month's extension.

CITY ATTORNEY OGILVIE: If I understood the motion correctly, Mr. Mayor, that it will be six months and then month to month thereafter with a 30-day cancellation clause.

MAYOR BRIARE: Do you understand that?

COMMISSIONER WOOFTER: Well, my understanding --

MAYOR BRIARE: Would you restate your motion.

RENNY ASHLEMAN: We're better off coming back in six months at that point and ask you for another six.

COMMISSIONER WOOFTER: Right.

RENNY ASHLEMAN: Or three year and get it resolved than we are to month to month thereafter. That really causes more problem than any of them do. I think at that point we might be mid-legislature and we'll have a lot better reading on Commissioner Lurie and Commissioner Levy's concerns at that point. That might not be a bad solution.

EXCERPT - CITY COMMISSION MEETING MINUTES - OCTOBER 24, 1980
ITEM V-H - RE: AGREEMENT - J.C.S. BENCH ADVERTISING COMPANY

Page 5

MAYOR BRIARE: Especially as to whether they're -- the Legislature will come up with support for expansion of the bus --

RENNY ASHLEMAN: That's going to be tough and by then, we might have a pretty good idea.

MAYOR BRIARE: Right.

COMMISSIONER LURIE: You might be able to help us.

MAYOR BRIARE: Are there any questions by the Commissioners on this motion -- Commissioner Woofter's? Cast your votes.

CITY ATTORNEY OGILVIE: Before you cast your votes-- ?

MAYOR BRIARE: Excuse me. Hold up.

CITY ATTORNEY OGILVIE: So we won't have to bring the amended agreement back, if I could read in the changes to accomplish Commissioner Woofter's motion. On Line 27 of the first page, if we were to strike the words "on a month to month" and insert the words "for a term of six months" and then on Line 2 on Page 2, strike everything after November, 1980 -- strike the rest of that line and 3, 4, 5 and 6, and insert "shall terminate on May 1, 1981." That will accomplish Commissioner Woofter's motion.

MAYOR BRIARE: Do the Commissioners understand that?

RENNY ASHLEMAN: Okay, George, I think we agreed that that still does not obviate our right of first refusal.

CITY ATTORNEY OGILVIE: No. I'm only striking Lines 2, 3, 4, 5 and 6 on Page 2. What you're talking about appears on Lines 8 through 12.

RENNY ASHLEMAN: Alright, thank you.

COMMISSIONER LEVY: Could I ask your client a question. Are you in touch with Mrs. Gilpin and the Regional Transportation as to what they're doing and notification of meetings when they talk about bus benches?

CHUCK ROBINSON: No, I'm not. Would you like for me to state my name? (Talking to the Deputy City Clerk who indicates affirmatively.) I'm Chuck Robinson. I reside at 1715 Kenneston, North Las Vegas

COMMISSIONER LEVY: Well, I'd like you to contact her and we will certainly instruct her to let you know what's going on.

EXCERPT - CITY COMMISSION MEETING MINUTES - OCTOBER 24, 1980
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Page 6

CHUCK ROBINSON:

To answer your question, no, Commissioner, I have never been contacted on anything. I would dearly love to have some input.

RENNY ASHLEMAN:

I think that's taken care of. The Commissioner will have them talk to us. Okay, thank you.

COMMISSIONER LEVY:

Be sure and contact her and we'll make sure that she let's you know.

MAYOR BRIARE:

Further comments? Cast your vote. Post. Motion is approved.

AGENDA*City of Las Vegas*

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

Page 27
 October 15, 1980

ITEM Commission Action Department Action

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

A. Bill No. 80-70 Annexation A-13-80(A)

Property Located: On the north side of Lake
 Mead Blvd., approximately
 850 feet west of Torrey
 Pines Drive

Petitioned by: Carl Pon, President
 Vertex, Inc.

Acreage: Approximately 3.92 acres

Zoned: R-E (County classification)
 N-U (City equivalent)

Sponsored by: Commissioner Ron Lurie

*1st Reading and
 Referred -
 Lurie & Levy

Clerk to proceed

B. Bill No. 80-71 Annexation A-12-80(A)

Property Located: West side of Simmons Street,
 approximately 249 feet south
 of Lake Mead Boulevard.

Petitioned by: Alton M. Carter
 Alice E. Carter

Acreage: Approximately 0.95 acres

Zoned: R-E (County classification)
 N-U (City equivalent)

Sponsored by: Commissioner Ron Lurie

*1st Reading and
 Referred -
 Lurie & Levy

Clerk to proceed

C. Bill No. 80-72 deletes the forty foot (40')
 limitation on improvements to major streets
 abutting a subdivision thus adding the re-
 quirement that the developer improve such
 streets from the centerline to the right-of-
 way line.

Sponsored by: Commissioner Ron Lurie

*1st Reading and
 Referred -
 Levy & Lurie

Clerk to proceed

(Note: record to be
 corrected to reflect
 Comm. Levy as
 bill sponsor)

AFFIDAVIT OF POSTING

(Posting required under the provisions of NRS CHAPTER 241)

State of Nevada)
)
 County of Clark) ss
)
 City of Las Vegas)

Thomas Young

Gloria James, an employee of the City of Las Vegas, Nevada, being first duly sworn, deposes and says that on the 15th day of October, 1980, at the hour of 4:00 PM there were posted copies of a NOTICE, the attached of which is a true and correct copy, of an Information Meeting before various Recommending Committees relative to proposed ordinances, to be held at the hour of 4:00 P.M., on Monday OCTOBER 20, 1980 in the City Manager's Conference Room, 10th Floor, City Hall, 400 E. Stewart Avenue, Las Vegas, Nevada; on Public Bulletin Boards at the following locations:

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

Thomas Young
Gloria James

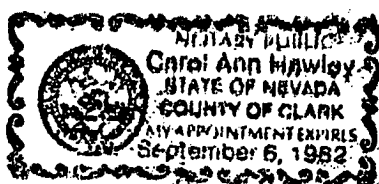
Subscribed and sworn to before me this

15th day of October, 1980

G. S. - 1223

Department or Division

Carol Ann Hawley
 Notary Public in and for said County
 and State. My Commission expires:



N O T I C E

The following Bills proposed for adoption by the Board of City Commissioners of the City of Las Vegas, Nevada, will be the subject of PUBLIC COMMENT before the respective Recommending Committees, at the hour of 4:00 P.M., Monday, October 20, 1980, in the City Manager's Conference Room, 10th Floor, City Hall, 400 E. Stewart Avenue, Las Vegas, Nevada:

- A. BILL NO. 80-70 - ANNEXATION A-13-80(A) ON THE NORTH SIDE OF LAKE MEAD BLVD., APPROXIMATELY 850 FEET WEST OF TORREY PINES DRIVE, PETITIONED BY CARL PON, PRESIDENT, VERTEX, INC., APPROXIMATELY 3.92 ACRES, ZONED R-E (COUNTY CLASSIFICATION) N-U (CITY EQUIVALENT).
Committee: Commissioners Lurie and Levy
- B. BILL NO. 80-71 - ANNEXATION A-12-80(A) WEST SIDE OF SIMMONS STREET, APPROXIMATELY 249 FEET SOUTH OF LAKE MEAD BOULEVARD, PETITIONED BY ALTON M. AND ALICE E. CARTER, APPROXIMATELY 0.95 ACRES, R-E (COUNTY CLASSIFICATION) N-U (CITY EQUIVALENT).
Committee: Commissioners Lurie and Levy
- C. BILL NO. 80-72 - DELETES THE FORTY FOOT (40') LIMITATION ON IMPROVEMENTS TO MAJOR STREETS ABUTTING A SUBDIVISION THUS ADDING THE REQUIREMENT THAT THE DEVELOPER IMPROVE SUCH STREETS FROM THE CENTERLINE TO THE RIGHT-OF-WAY LINE.
Committee: Commissioners Levy and Lurie
- D. BILL NO. 80-73 - ALLOWS MECHANICAL EQUIPMENT IN THE REQUIRED SIDE AND REAR YARD SETBACK AREAS IN RESIDENTIAL ZONES.
Committee: Commissioners Lurie and Levy
- E. BILL NO. 80-74 - LIMITS THE HEIGHT OF BUILDINGS IN RESIDENTIAL ZONES TO TWO STORIES, NOT TO EXCEED THIRTY-FIVE FEET AND TO LIMIT THE HEIGHT OF BUILDINGS IN THE R-5 ZONING DISTRICT TO FOUR STORIES OR FIFTY-FIVE FEET, WHICHEVER IS LESSER.
Committee: Commissioners Lurie and Christensen
- F. BILL NO. 80-75 - PERMITS THE USE OF BARBED WIRE IN SECURITY FENCING SIX FEET OR MORE ABOVE GRADE OR GROUND IN TOWNHOUSE AND CONDOMINIUM DEVELOPMENTS.
Committee: Commissioners Christensen and Levy
- G. BILL NO. 80-77 - SETS THE SALARIES OF THE JUDGES FOR DEPARTMENTS II AND III OF THE LAS VEGAS MUNICIPAL COURT AT \$35,000.00 PER YEAR, EFFECTIVE AFTER THE ELECTIONS IN 1981 AND AT \$40,000.00 PER YEAR, EFFECTIVE JULY 1, 1983, THE SALARIES OF THE JUDGES OF DEPARTMENTS I AND IV AT \$40,000.00 PER YEAR, EFFECTIVE AFTER THE ELECTION IN 1983, AND THE COMPENSATION FOR EACH ALTERNATE MUNICIPAL COURT JUDGE WHO IS APPOINTED ON AND AFTER JANUARY 1, 1981 AT \$50.00 PER COURT SESSION.
Committee: Commissioners Woofter and Levy

ALL INTERESTED PERSONS ARE INVITED TO ATTEND

(Attendance will be noted and a tape recording of the proceedings will be kept on file in the office of the City Clerk until final disposition of any proposed Bill.)

(Copies of the above Bills can be obtained through the office of the City Clerk Monday through Friday, 8:00 A.M. to 5:00 P.M.)

N O T I C E

The following Bills proposed for adoption by the Board of City Commissioners of the City of Las Vegas, Nevada, will be the subject of PUBLIC COMMENT before the respective Recommending Committees, at the hour of 4:00 P.M., Monday, October 20, 1980, in the City Manager's Conference Room, 10th Floor, City Hall, 400 E. Stewart Avenue, Las Vegas, Nevada:

- A. BILL NO. 80-70 - ANNEXATION A-13-80(A) ON THE NORTH SIDE OF LAKE MEAD BLVD., APPROXIMATELY 850 FEET WEST OF TORREY PINES DRIVE, PETITIONED BY CARL PON, PRESIDENT, VERTEX, INC., APPROXIMATELY 3.92 ACRES, ZONED R-E (COUNTY CLASSIFICATION) N-U (CITY EQUIVALENT).
Committee: Commissioners Lurie and Levy
- B. BILL NO. 80-71 - ANNEXATION A-12-80(A) WEST SIDE OF SIMMONS STREET, APPROXIMATELY 249 FEET SOUTH OF LAKE MEAD BOULEVARD, PETITIONED BY ALTON M. AND ALICE E. CARTER, APPROXIMATELY 0.95 ACRES, R-E (COUNTY CLASSIFICATION) N-U (CITY EQUIVALENT).
Committee: Commissioners Lurie and Levy
- C. BILL NO. 80-72 - DELETES THE FORTY FOOT (40') LIMITATION ON IMPROVEMENTS TO MAJOR STREETS ABUTTING A SUBDIVISION THUS ADDING THE REQUIREMENT THAT THE DEVELOPER IMPROVE SUCH STREETS FROM THE CENTERLINE TO THE RIGHT-OF-WAY LINE.
Committee: Commissioners Levy and Lurie
- D. BILL NO. 80-73 - ALLOWS MECHANICAL EQUIPMENT IN THE REQUIRED SIDE AND REAR YARD SETBACK AREAS IN RESIDENTIAL ZONES.
Committee: Commissioners Lurie and Levy
- E. BILL NO. 80-74 - LIMITS THE HEIGHT OF BUILDINGS IN RESIDENTIAL ZONES TO TWO STORIES, NOT TO EXCEED THIRTY-FIVE FEET AND TO LIMIT THE HEIGHT OF BUILDINGS IN THE R-5 ZONING DISTRICT TO FOUR STORIES OR FIFTY-FIVE FEET, WHICHEVER IS LESSER.
Committee: Commissioners Lurie and Christensen
- F. BILL NO. 80-75 - PERMITS THE USE OF BARBED WIRE IN SECURITY FENCING SIX FEET OR MORE ABOVE GRADE OR GROUND IN TOWNHOUSE AND CONDOMINIUM DEVELOPMENTS.
Committee: Commissioners Christensen and Levy
- G. BILL NO. 80-77 - SETS THE SALARIES OF THE JUDGES FOR DEPARTMENTS II AND III OF THE LAS VEGAS MUNICIPAL COURT AT \$35,000.00 PER YEAR, EFFECTIVE AFTER THE ELECTIONS IN 1981 AND AT \$40,000.00 PER YEAR, EFFECTIVE JULY 1, 1983, THE SALARIES OF THE JUDGES OF DEPARTMENTS I AND IV AT \$40,000.00 PER YEAR, EFFECTIVE AFTER THE ELECTION IN 1983, AND THE COMPENSATION FOR EACH ALTERNATE MUNICIPAL COURT JUDGE WHO IS APPOINTED ON AND AFTER JANUARY 1, 1981 AT \$50.00 PER COURT SESSION.
Committee: Commissioners Woofter and Levy

ALL INTERESTED PERSONS ARE INVITED TO ATTEND

(Attendance will be noted and a tape recording of the proceedings will be kept on file in the office of the City Clerk until final disposition of any proposed Bill.)

(Copies of the above Bills can be obtained through the office of the City Clerk Monday through Friday, 8:00 A.M. to 5:00 P.M.)

AFFIDAVIT OF MAILING

(Mailing required under the provisions of NRS Chapter 241)

STATE OF NEVADA)
) ss.
 COUNTY OF CLARK)

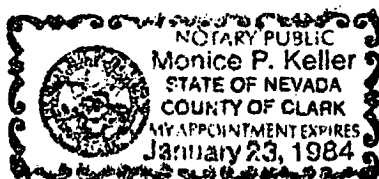
Linda Owens, an employee of the City of Las Vegas, Nevada, being first duly sworn, deposes and says: That on the 16th day of October, 1980 a copy of an Information Meeting before various Recommending Committees relative to proposed ordinances, to be held at the hour of 4:00 P.M., on Monday October 20, 1980 in the City Manager's Conference Room, 10th Floor, City Hall, 400 E. Stewart Avenue, Las Vegas, Nevada, of which the attached is a true and correct copy, was deposited in the United States Mail, postage prepaid, first class mail, to each person and/or organization whose name appears in the AGENDA (NOTICE) REGISTER maintained in the Department of the City Clerk's Office, as having requested, in writing, a copy of said Agenda (NOTICE).

Linda Owens
 (An employee in the Office of
 the City Clerk)

SUBSCRIBED AND SWORN TO before me

this 16th day of October, 1980

Monice P. Keller
 Notary Public in and for said County and State



City of Las Vegas

AGENDA DOCUMENTATION

Date: September 29, 1980

TO: The Board of City Commissioners

FROM: CHRISTOPHER G. GELLNER
DEPUTY CITY ATTORNEY
*Christopher G. Gellner*SUBJECT: Bill No. 80-70
Annexation No. A-13-80(A)PURPOSE/BACKGROUND

The proposed ordinance annexes certain real property located on the north side of Lake Mead Boulevard, approximately 850 ft. west of Torrey Pines Drive. The annexation process has now been completed in accordance with the NRS and the final date of annexation (November 14, 1980) is set by this ordinance.

The following is pertinent information:

Property Located:	On the north side of Lake Mead Boulevard, approximately 850 ft. west of Torrey Pines Drive
Petitioned By:	Carl Pon, President Vertex, Inc. 4535 W. Sahara Avenue Las Vegas, Nevada 89102
Acreage:	Approximately 3.92 acres
Zoned:	R-E (County classification) N-U (City equivalent)

FISCAL IMPACTRECOMMENDATIONS

This Bill should be submitted to a Recommending Committee for review, hearing and recommendation to the Board of City Commissioners for final action.

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

79-3-10

Agenda Item
VI - A

City of Las Vegas

AGENDA DOCUMENTATION

Date: September 30, 1980

TO: The Board of City Commissioners

FROM: CHRISTOPHER G. GELLNER
DEPUTY CITY ATTORNEY
*Christopher G. Gellner*SUBJECT: Bill No. 80-71
Annexation No. A-12-80(A)PURPOSE/BACKGROUND

The proposed ordinance annexes certain real property located on the west side of Simmons Street, approximately 249 ft. south of Lake Mead Boulevard. The annexation process has now been completed in accordance with the NRS and the final date of annexation (November 14, 1980) is set by this ordinance.

The following is pertinent information.

Property Located:	West side of Simmons Street, approximately 249 ft. south of Lake Mead Boulevard
Petitioned By:	Alton M. Carter Alice E. Carter 2957 W. Lake Mead Las Vegas, Nevada 89106
Acreage:	Approximately 0.95 acres
Zoned:	R-E (County classification) N-U (City equivalent)

FISCAL IMPACTRECOMMENDATIONS

This Bill should be submitted to a Recommending Committee for review, hearing and recommendation to the Board of City Commissioners for final action.

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

Agenda Item

VI - B

City of Las Vegas

AGENDA DOCUMENTATION

Date: October 1, 1980

TO: The Board of City Commissioners

FROM: CITY ATTORNEY

SUBJECT: Bill No. 80-72
Construction and Installation of Improvements Along Major Streets
Abutting a SubdivisionPURPOSE: BACKGROUND

Commissioner Levy has requested that the following amendment be prepared which would require full half street improvements in conjunction with subdivision developments. Under the present ordinances, a developer is required only to improve forty (40) feet (from the right-of-way line toward the center-line) of a major street abutting the subdivision. With this current limitation, the City of Las Vegas is frequently required to improve the center portion of the major street because the distance from the right-of-way line to the center-line of the street is greater than forty (40) feet.

The proposed amendments to Sections 9-14-11 and 11-2-13(A)5 of the Las Vegas Municipal Code would delete this forty (40) foot limitation, thus requiring the developer to improve half of the major street abutting the subdivision regardless of width.

FISCAL IMPACTRECOMMENDATIONS

This Bill should be submitted to a Recommending Committee for review, hearing and recommendation to the Board of City Commissioners for final action.

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

79-3-10

Agenda Item
VI - C

AGENDA

CITY COMMISSION MINUTES - OCTOBER 15, 1980

City of Las Vegas

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BOARD OF CITY COMMISSIONERS

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COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

October 15, 1980

PHONE 386-6011

ITEM

Commission Action

Department Action

VI. NEW BILLS TO BE REFERRED TO A STUDY COMMITTEE OR RECOMMENDING COMMITTEE (cont.)

D. Bill No. 80-73 allows mechanical equipment in the required side and rear yard setback areas in residential zones.

Sponsored by: Commissioner Ron Lurie

*1st Reading and Referred -
Lurie & Levy

Clerk to proceed

E. Bill No. 80-74 limits the height of buildings in residential zones to two stories, not to exceed thirty-five feet and to limit the height of buildings in the R-5 zoning district to four stories or fifty-five feet, whichever is lesser.

Sponsored by: Commissioner Ron Lurie

*1st Reading and Referred -
Lurie & Christensen

Clerk to proceed

F. Bill No. 80-75 permits the use of barbed wire in security fencing six feet or more above grade or ground in townhouse and condominium developments.

Sponsored by: Commissioner Paul Christensen

*1st Reading and Referred -
Christensen & Levy

Clerk to proceed

G. Bill No. 80-77 sets the salaries of the Judges for Departments II and III of the Las Vegas Municipal Court at \$35,000.00 per year, effective after the elections in 1981 and at \$40,000.00 per year, effective July 1, 1983, the salaries of the Judges of Departments I and IV at \$40,000.00 per year, effective after the election in 1983, and the compensation for each Alternate Municipal Court Judge who is appointed on and after January 1, 1981 at \$50.00 per court session.

Sponsored by: Commissioner Roy Woofter

*1st Reading and Referred -
Woofter & Levy

Clerk to proceed

Clerk directed to mail notices and copies of bills so applicable to Board of Realtors & So. Nevada Home Builders Assoc.

*These new bills have been noticed for Public Comment at a meeting before the Recommending Committee to be held on Monday, October 20, 1980, at 4 P.M. in the City Manager's Conference Room, 10th Floor, City Hall.

000 232

City of Las Vegas

AGENDA DOCUMENTATION

Date: October 2, 1980

TO: The Board of City Commissioners

FROM: Christopher G. Gellner
Deputy City AttorneySUBJECT: Bill No. 80-73
Mechanical Equipment in Side and Rear Yard Setback Areas in Residential ZonesPURPOSE/BACKGROUND

The purpose of the proposed ordinance is to permit the installation of mechanical equipment such as air conditioning, heating and pool equipment, in the side yard and rear yard setback areas of residential properties. There is a general provision in the City Code which requires that the side and rear setback areas of residential properties be open and unobstructed from the ground to the sky. Thus the installation of permanent structures in these setback areas is expressly prohibited. The present Code provides several exceptions to the open and unobstructed requirement, such as for overhead utility wires, certain accessory buildings, overhanging roof eaves, architectural embellishments and fireplaces; however, there is no exception for mechanical equipment of the kind mentioned above.

In the past the City has allowed the installation of air conditioning, heating and pool equipment in these setback areas on the basis that they did not constitute prohibited accessory structures. The City Attorney's office has recently rendered a legal opinion stating that, based on the present wording of the Code, such equipment functions as an integral part of the building and therefore must be considered as part of the building itself. Most residential properties with such equipment in the side yard are in violation of the City Code because the existence of the equipment in the side yard reduces the distance between the building and the property line below the required setback. The purpose of the proposed ordinance is to legalize all past installations and to permit similar installations to be made in the future.

FISCAL IMPACTRECOMMENDATIONS

This Bill should be submitted to a Recommending Committee for review, hearing and recommendation to the Board of City Commissioners for final action.

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

79-3-10

Agenda Item

VI - D

City of Las Vegas

AGENDA DOCUMENTATION

Date: October 2, 1980

TO: The Board of City Commissioners

FROM: Christopher G. Gellner
Deputy City AttorneySUBJECT: Bill No. 80-74
Limiting Height of Buildings in Residential Zones and in the
R-5 Zoning DistrictPURPOSE/BACKGROUND

The purpose of the proposed ordinance is to limit the maximum height of any building in a residential zone to two stories, or 35 feet, whichever is the lesser, and to limit the maximum height of any building in the R-5 zoning district to four stories, or 55 feet, whichever is the lesser. Presently the City Code provides that the maximum height of any building in all residential zones and the R-5 zoning district may not exceed two and four stories, respectively, or 35 and 55 feet, respectively, whichever is the greater. As a result of the use of the term "whichever is the greater," the Code would permit the construction of buildings in residential zones and the R-5 zoning district which were of unlimited height as long as they did not exceed the maximum number of stories. This result is probably not what was intended by the present language of the Code, but is the clear literal meaning of this unartful language.

The purpose of the proposed ordinance is to clarify that buildings in these zoning districts may not exceed the maximum heights in feet prescribed by the present Code.

FISCAL IMPACTRECOMMENDATIONS

This Bill should be submitted to a Recommending Committee for review, hearing and recommendation to the Board of City Commissioners for final action.

DISPOSITIONApproved ☐
Disapproved ☐
Held ☐

Status Due: _____

City of Las Vegas

AGENDA DOCUMENTATION

Date: Oct. 10, 1980

TO: The Board of City Commissioners

FROM: CITY ATTORNEY
Harvey F. Quinn

SUBJECT: Bill No. 80-75

PURPOSE/BACKGROUND

At the present time the Uniform Building Code of the City of Las Vegas permits the use of barbed wire as the top strand of at least two-strand security fences around public buildings and in commercial and industrial areas if the lower strand is at least six feet above grade or the adjacent ground.

Due to the increased vandalism in townhouse and condominium developments, several developers have requested permission to use barbed wire in their security fences, subject to the same limitations. The Department of Community Planning and Development and Building and Safety have no objections to permitting this type of security fencing in certain developments, but feel that the Planning Commission should have the final say in which developments it will be permitted.

Accordingly, this bill adds townhouse and condominium developments to the list of areas in which barbed wire may be used in security fencing, but requires approval of the Planning Commission as to each individual development in which it will be permitted.

FISCAL IMPACTRECOMMENDATIONS

This Bill should be submitted to a Recommending Committee for review, hearing and recommendation to the Board of City Commissioners for final action.

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

Agenda Item

VI-F

INTER-OFFICE MEMORANDUM

October 13, 1980

TO: Mayor Bill Briare
Commissioner Ron Lurie
Commissioner Paul Christensen
Commissioner Al Levy
Commissioner Roy Woofter

FROM: 
Russell W. Dorn
City Manager

SUBJECT:

Judges Salary Ordinance

COPIES TO:

The proposed Municipal Court Judges Salary Ordinance will increase the salary of the position of Municipal Court Judge to the same level currently paid to Clark County Justice Court Judges and will not take effect until after the Municipal Judges election in June 1981. The ordinance provides that, effective July 1, 1981, the salaries for the judges position in Departments II and III be set at \$35,000 a year, the same salary currently earned by the Justice Court Judges. Three years from now (July, 1983) the salaries for all four Municipal Court Judges positions will increase to \$40,000. Although this represents a 54% increase, it actually is equivalent to a 9% annual cost of living increase over six years beginning from 1977 when the present salary of \$26,000 was set. This increase is proposed in order to keep pace with anticipated salary increases by other judicial jurisdictions in the state over the next three years. The proposal to stagger the salaries over three years is necessary because of current city charter provisions prohibiting elected officials salary adjustments during prescribed terms of office.

The last salary increase for the position of Municipal Court Judge was approved in 1977 when the salary increased to \$26,000. This salary level has remained unchanged for the past 3½ years. During this period of time, salary increases in other judicial jurisdictions in Nevada have created a situation where the position of Las Vegas Municipal Court Judge is among the lowest paid judges position in the state and nation. For example, listed below are the current salaries of Nevada/California judges all of whom have seen increases in the past year:

Clark County District Court.....	\$43,000
Clark County Justice Court.....	\$35,000
Reno Municipal Court.....	\$32,000
California Municipal Courts.....	\$52,000 - \$63,000

These comparative salaries emphasize the great disparities that exist between the salaries Las Vegas Municipal Court Judge positions receive and those of other jurisdictions. It should also be noted that the current average case load in Municipal Court is approximately the same as the average case load in Justice Court although the salary differential between the two is \$9,000 per year.

City Commission

-2-

October 13, 1980

In the fall of 1978, the Nevada Administrative Office of the Courts conducted a Court Salary Study for the 1979 Nevada Legislature. Among the recommendations submitted to the legislature was a proposal that the salary of Municipal Court Judges in the larger jurisdictions in the state be set at \$36,000 to more accurately reflect their court case loads and populations served. However, the salaries for our Municipal Court positions remain 23-35% less than other similar positions in the State of Nevada.

In addition to the pay disparities that exist, the cost of living index has increased 36% from July, 1977 to July, 1980. During this three-year period, city employees have received cost of living increases totaling 33%. If the salaries of Municipal Court Judges had only kept pace with inflation, they currently would be earning approximately \$35,000 or \$9,000 more than their present salary level.

The job standards and requirements for the position of Municipal Court Judge have been set at a highly professional level: the position is full time; the individual seeking the position must be a licensed attorney; and, the incumbent is prohibited from pursuing an outside legal practice. These standards, along with the extreme pay disparities that exist, suggest that the proposed salary adjustments are both reasonable and conservative. I recommend that the salary ordinance, as proposed, be approved.

AGENDA*City of Las Vegas*

October 15, 1980

BOARD OF CITY COMMISSIONERS
COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

Page 29

PHONE 386-6011

ITEM

Commission Action

Department Action

VII. BOARDS & COMMISSIONSA. LAS VEGAS METROPOLITAN BEAUTIFICATION
COMMITTEE - 3-year term

1. Angie Anderson
(Term expires 11/3/80)
2. Sidney E. Goldberg
(Term expires 11/3/80)

Levy - Motion
APPROVED to reappoint
Angie Anderson and
Sidney E. Goldberg.
Unanimous
(Briare & Christensen
excused)

Clerk to notify

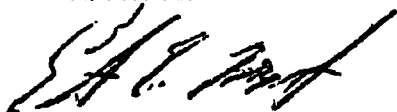
B. SENIOR CITIZENS LAW PROJECT ADVISORY
BOARD - 1-year term

1. Gen Mullalley
(Term expires 11/1/80)
2. Clyde Lowe
(Term expires 11/1/80)

Levy - Motion
APPROVED to follow
staff's recommenda-
tions and reappoint
Gen Mullalley &
Clyde Lowe.
Unanimous
(Briare & Christensen
excused)

Clerk to notify

APPROVED AGENDA ITEM



CITY OF LAS VEGAS

Date

INTER-OFFICE MEMORANDUM

October 9, 1980

TO:

CAROL ANN HAWLEY
CITY CLERK

FROM:

Shell Kizerian
SHELL KIZERIAN

SUBJECT:

METROPOLITAN BEAUTIFICATION COMMITTEE
ATTENDANCE -- ANGIE ANDERSON

COPIES TO:

Pursuant to your request, listed below is the attendance record for
Angie Anderson whose term expires November 3, 1980.

1978 (10 meetings held)PRESENT

4

ABSENT

3

EXCUSED

3

1979 (5 meetings held)PRESENT

2

ABSENT

2

EXCUSED

1

1980 (6 meetings held to date)PRESENT

3

ABSENT

1

EXCUSED

2

CITY OF LAS VEGAS

Date

239

October 9, 1980

INTER-OFFICE MEMORANDUM

TO:

CAROL ANN HAWLEY
CITY CLERK

FROM:

Shell Kizerian
SHELL KIZERIAN

SUBJECT:

METROPOLITAN BEAUTIFICATION
COMMITTEE - ATTENDANCE SIDNEY E. GOLDBERG

COPIES TO:

Pursuant to your request, listed below is the attendance record for Sidney E. Goldberg whose term expires November 3, 1980.

1978 (10 meetings held)PRESENT

3

ABSENT

4

EXCUSED

3

1979 (5 meetings held)PRESENT

3

ABSENT

2

EXCUSED

0

1980 (6 meeting held to date)PRESENT

2

ABSENT

2

EXCUSED

2



Las Vegas Metropolitan Beautification Committee

An Advisory Board to the City and County Commissions on Area Beauty

Chairman: Tom Rubidoux

October 9, 1980

MEMORANDUM

TO: CAROL ANN HAWLEY, CITY CLERK

FROM: TOM RUBIDOUX, CHAIRMAN, LAS VEGAS METROPOLITAN
BEAUTIFICATION COMMITTEE

SUBJECT: REAPPOINTMENT OF BEAUTIFICATION COMMITTEE MEMBERS

The terms of appointment of the following members of the Las Vegas Metropolitan Beautification Committee will expire November 3, 1980:

Angie Anderson
Sidney E. Goldberg

These members are in good standing and have expressed the desire to continue to serve on the Beautification Committee. The Board recommends they each be reappointed to a three-year term.

/sk

cc: Mayor Bill Briare
Commissioner Ron Lurie
Commissioner Paul J. Christensen
Commissioner Roy Woofter
Commissioner Al Levy

INTER-OFFICE MEMORANDUM

October 8, 1980

TO: CAROL ANN HAWLEY
CITY CLERK

FROM:

RICHARD B. BLUE, JR.

DIRECTOR

DEPARTMENT OF FUNDS COORDINATION

SUBJECT:

Senior Citizens Law Project
Advisory Board - Reappointment
of Gen Mullally

COPIES TO:

With regard to the November 1, 1980 expiration date of the Board membership term of Gen Mullally, please be advised as follows:

Gen Mullally has been a member of the Senior Citizens Law Project Advisory Board since October 1978 and served as Chairman of this Board from that date until April 1980. She is a member in good standing.

Mrs. Mullally is a senior citizen and a retired school teacher.

She would like to be reappointed and the Senior Citizens Law Project recommends her reappointment to the Senior Citizens Law Project Advisory Board.

By:

Richard E. Donaldson

Richard E. Donaldson, Esq.

Executive Director

Senior Citizens Law Project

INTER-OFFICE MEMORANDUM

October 8, 1980

TO:

CAROL ANN HAWLEY
CITY CLERK

FROM:

RICHARD B. BLUE, JR.
DIRECTOR
DEPARTMENT OF FUNDS COORDINATION

SUBJECT:

Senior Citizens Law Project
Advisory Board - Reappointment
of Clyde Lowe

COPIES TO:

With regard to the November 1, 1980 expiration date of the Board membership term of Clyde Lowe, please be advised as follows:

Clyde Lowe has been a member of the Senior Citizens Law Project Advisory Board since October 1978 and has served as Chairman of this Board since May 1980. He is a member in good standing.

Mr. Lowe is a retired machinist and has lived in Overton, Nevada, for six years. He helped organize the Senior Citizens Center in Overton in 1975 and serves on that Board.

He is also a member of the Board of Directors for the Economic Opportunity Board of Clark County and serves on three of that Board's committees.

Mr. Lowe would like to be reappointed and the Senior Citizens Law Project recommends his reappointment to the Senior Citizens Law Project Advisory Board.

By: Richard E. Donaldson
Richard E. Donaldson, Esq. *dh*
Executive Director
Senior Citizens Law Project

AGENDA*City of Las Vegas*

October 15, 1980

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BOARD OF CITY COMMISSIONERS
COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

VIII. REPORTS FROM RECOMMENDING COMMITTEES

A.	<u>BILL NO. 80-58 - Controls the change of grade of land.</u> Committee: Commissioners Lurie and Levy 1st Publication - Sun 10-8-80	Lurie - Second Reading and ADOPTION of Bill. Unanimous (Briare & Christensen excused)	Clerk to proceed with second publication.
B.	<u>BILL NO. 80-59 - 1st Amendment. An ordinance repealing existing regulations pertaining to mobile home and trailer parks and providing new minimum development standards with respect to mobile homes, accessory structures and mobile home spaces.</u> Committee: Commissioners Lurie and Woofter 1st Publication - Sun 10-8-80	Lurie - Second Reading and ADOPTION of Bill. Unanimous (Briare excused)	Clerk to proceed with second publication.
C.	<u>BILL NO. 80-67 - 1st Amendment. Mobile home park building and installation regulations for mobile homes and accessory structures.</u> Committee: Commissioners Lurie and Christensen 1st Publication - Sun 10-8-80	Lurie - Second Reading and ADOPTION of Bill. Unanimous (Briare excused)	Clerk to proceed with second publication.
D.	<u>BILL NO. 80-68 - Eliminates the Board of Astrology Examiners and the requirement that an applicant for an astrologer's license pass an exam by the American Federation of Astrologers.</u> Committee: Commissioners Lurie and Christensen 1st Publication - Sun 10-8-80	Lurie - Second Reading and ADOPTION of Bill. Unanimous (Briare excused)	Clerk to proceed with second publication.

APPROVED AGENDA ITEM

AGENDA*City of Las Vegas*

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October 15, 1980

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BOARD OF CITY COMMISSIONERS
COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

VIII. REPORTS FROM RECOMMENDING COMMITTEES
(cont.)

- E. BILL NO. 80-69 - Amends the Gaming Control Ordinance to provide a definition of the word "hotel" and increases the number of required rooms from 100 to 150.

Committee: Commissioners Lurie and Christensen

1st Publication - Sun 10-8-80

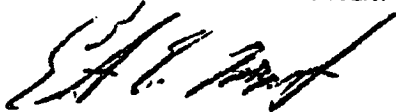
Christensen - Motion was approved to hold Bill in ABEYANCE until further study can be made. Motion carried with Lurie voting "no" and Briare excused. Mayor Pro-Tem Lurie appointed Commissioners Levy and Woofter to study number of rooms portion of bill.

Clerk directed to put this Bill on agenda for Recommending Committee, with meeting to be held on Monday, October 27, 1980.

(Earlier motions were not considered due to passage of abeyance motion, those being: Lurie's motion to adopt and Woofter's motion to amend Lurie's motion to pass hotel definition portion of bill and refer number of rooms portion back to study committee.)

Clerk directed to notify Hotel/Motel Assn.

APPROVED AGENDA ITEM



CITY OF LAS VEGAS

Date

INTER-OFFICE MEMORANDUM

October 7, 1980

TO:

FILE

FROM:


 CAROL ANN HAWLEY
 CITY CLERK

SUBJECT:

 MEETING OF RECOMMENDING COMMITTEE
 PROPOSED NEW BILLS, OCTOBER 6, 1980

COPIES TO:

 All Agenda Books for 10/15/80 City
 Commission Meeting
 Business Activity Department
 Community Planning and Development Dept.
 Public Services Department

 MEETING HELD: 4:00 P.M. October 6, 1980, City Manager's Conference Room,
 10th Floor, City Hall. Meeting adjourned at 5:15 P.M.

PRESENT:

 Commissioner Al Levy
 Commissioner Ron Lurie
 Commissioner Paul Christensen
 Russell Dorn, City Manager
 Don Saylor, Deputy City Manager
 Ila Britt, Director of Business Activities
 Jerry Cahill, Deputy Director of Business Activities
 Jan Stewart, Chief Deputy City Attorney
 Chris Gellner, Deputy City Attorney
 Clay Hymer, Supervisor of Building and Safety
 Chris Woodyard, Las Vegas Sun
 Harold Foster, Director of Department of Community Planning
 and Development
 Commander Eric Cooper, Chief of Detectives
 Detective Wyatt Garrett, Metro Police Department
 Carol Ann Hawley, City Clerk
 Linda Owens, Deputy City Clerk
 James Grindley, Silver State Furniture
 Leo Grindley, Silver State Furniture
 Larry Holland, Bargain Mart Furniture
 Elizabeth Thompson, Mid-City Furniture
 James Watson, Las Vegas Auction
 Shannon Zivic, Mobile Home Owners League of Silver State
 Ray Haldeman, Mobile Home Park Mediation Board
 Mary Ann Steward, A to Z Mart
 Kay Tricoli, Thieves Market
 Fran Albadur, Two-Hand Store
 Dan Watson, Las Vegas Auction
 Stan Zurawski, Nevada Coin Mart
 Lt. Governor Myron E. Leavitt, Attorney for Nevada Coin Mart

BILL NO. 80-65

 REQUIRES SECONDHAND DEALERS TO RETAIN ALL GOODS EXCEPT PAPER AND
 RAGS FOR FOUR (4) DAYS, AFTER RECEIPT THEREOF HAS BEEN REPORTED

VIII.

Meeting of Recommending Committee
October 6, 1980
Page 2

TO METRO, BEFORE SELLING OR DISPOSING OF THE SAME.

Committee: Commissioners Levy and Woofter

Commissioner Levy stated this Bill would require Secondhand Dealers to retain all their goods, except paper and rags, for four (4) days, instead of fifteen (15) days at the present time, which would then be consistent with the State law. Commander Eric Cooper opposed the four (4) days and said Metro Police Department is in favor of ten (10) days holding time, which will give them sufficient time to check for stolen merchandise. Most of the dealers commented that fifteen (15) days is too long to hold the merchandise because of storage and financial problems. Commissioner Levy proposed three basic changes to the Bill as written: 1. Exclusion of bullion. 2. Ten (10) days holding time instead of four (4) days or fifteen (15) days. 3. Potential of having waiver so merchandise can be released sooner. After considerable discussion, the Committee requested Jan Stewart to meet with interested persons for further input into this proposed Ordinance and report back to the Committee.

BILL NO. 80-58

CONTROLS THE CHANGE OF GRADE OF LAND

Committee: Commissioners Lurie and Levy

Don Saylor said this Bill came as a result of a recently proposed structure whereby the property owner raised the grade of the land twelve feet (12') above the other properties in the area. Following a discussion, the Committee recommended this Bill be adopted with no amendments at the October 15, 1980 City Commission meeting.

BILL NO. 80-59

AN ORDINANCE REPEALING EXISTING REGULATIONS PERTAINING TO MOBILE HOME AND TRAILER PARKS AND PROVIDING NEW MINIMUM DEVELOPMENT STANDARDS WITH RESPECT TO MOBILE HOMES, ACCESSORY STRUCTURES AND MOBILE HOME SPACES.

Committee: Commissioners Lurie and Woofter

Shannon Zivic, on behalf of the Mobile Home Owners League, and Ray Haldeman of the Mobile Home Mediation Board commented on the proposed Bill. Deputy City Attorney, Chris Gellner, and Clay Hymer, Director of Building and Safety, responded, as well as the Committee, to their comments. After discussion, with minor amendments to be made by the City Attorney's office, the Committee recommended this Bill be adopted at the October 15 City Commission meeting and a copy of the Ordinance be given to Shannon Zivic and Ray Haldeman.

Meeting of Recommending Committee
October 6, 1980
Page 3

BILL NO. 80-67 MOBILE HOME PARK BUILDING AND INSTALLATION REGULATIONS FOR
MOBILE HOMES AND ACCESSORY STRUCTURES.

Committee: Commissioners Lurie and Christensen

Shannon Zivic, on behalf of the Mobile Home Owners League, and Ray Haldeman of the Mobile Home Mediation Board, commented on the proposed Bill. Deputy City Attorney, Chris Gellner, and Clay Hymer, Director of Building and Safety, responded, as well as the Committee, to their comments. After discussion, with minor amendments to be made by the City Attorney's office, the Committee recommended this Bill be adopted at the October 15 City Commission meeting and a copy of the Ordinance be given to Shannon Zivic and Ray Haldeman.

BILL NO. 80-68 ELIMINATE THE BOARD OF ASTROLOGY EXAMINERS AND THE REQUIREMENT
THAT AN APPLICANT FOR AN ASTROLOGER'S LICENSE PASS AN EXAM BY
THE AMERICAN FEDERATION OF ASTROLOGERS.

Committee: Commissioners Lurie and Christensen

Ila Britt said they do not have enough qualified people (astrologers) for this Board. The Committee recommended this Ordinance be read and adopted at the October 15 City Commission meeting.

BILL NO. 80-69 AMENDS THE GAMING CONTROL ORDINANCE TO PROVIDE A DEFINITION OF
THE WORD "HOTEL."

Committee: Commissioners Lurie and Christensen

Ila Britt said this is more in line with the County, which requires one hundred fifty (150) rooms for a hotel. The Committee recommended this Bill be adopted at the October 15 City Commission meeting.

AGENDA

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City of Las Vegas

October 15, 1980

BOARD OF CITY COMMISSIONERS

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

Page 32

PHONE 386-6011

ITEM

Commission Action

Department Action

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

A. V-68-80 - Appeal filed by Bob Stupak on his application V-68-80 to the action of the BZA in denying his request for a variance to allow a commercial single faced neon pole sign which is not permitted and is 288 sq. ft. in size and to an overall height of 72 ft. on property generally located on the north side of St. Louis Avenue between Commerce Street and Fairfield Avenue in Zoning District R-6 (High-Rise Apartment).

B. V-73-80 - Appeal filed by Avalon Arms Apartments on the application of 1300 Casino Center Ltd., a Nevada Ltd. Partnership V-73-80 to the action of the BZA on the approval of their request for a variance to allow 24 apartment units where only 16 are permitted; 24 parking spaces where 36 are required; a front setback of 3' where 10' is required; a side (south) setback of 2' where 6' is required; a rear setback of 1' where 20' is required; and a detached accessory building not located entirely in the rear yard which is not permitted on property generally located on the southwest corner of Casino Center Boulevard and Imperial Avenue in Zoning District R-4 (Apartment Residence).

MEETING RESUMED AT 2 PM WITH MAYOR BRIARE EXCUSED FOR REMAINDER OF MEETING.*

Christensen -
Appeal DENIED
Motion carried with
Levy abstaining
and Briare excused.

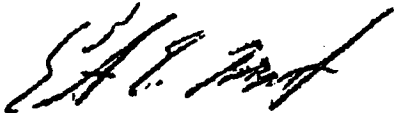
Clerk to notify
and Planning
to proceed.

Levy -
Appeal DENIED
(Application
approved). Motion
carried with
Christensen voting
"no" and Briare
excused.

Clerk to notify
and Planning to
proceed.

*After Public Hearing items were considered, Agenda continued, picking upon on Page 26, City Attorney, beginning with Item No. E. Item D to be concluded at end of Agenda. (Adjourned at 11:45 AM in order that Board could attend Baskin Park Dedication.)

APPROVED AGENDA ITEM

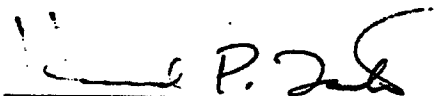


City of Las Vegas

AGENDA DOCUMENTATION

Date: October 1, 1980

TO: The Board of City Commissioners

FROM: DON J. SAYLOR, AICP
DEPUTY CITY MANAGERSUBJECT: PUBLIC HEARING AGENDA ITEMS
OCTOBER 15, 1980 CITY COMMISSION AGENDAPURPOSE/BACKGROUNDItem A - Appeal filed by Bob Stupak on his Variance application - V-68-80
(see backup material)Item B - Appeal filed by Avalon Arms Apartments on Variance application - V-73-80
(see backup material)FISCAL IMPACT No Funding RequestedRECOMMENDATIONS See Attached
HAROLD P. FOSTER, DIRECTOR
COMMUNITY PLANNING AND DEVELOPMENTDISPOSITIONApproved ☐
Disapproved ☐
Held ☐

Status Due: _____

Agenda Item

Item IX.

To: The Board of City Commissioners
Re: Public Hearing Agenda Item
October 15, 1980 City Commission Agenda

A. APPEAL FILED BY BOB STUPAK ON HIS APPLICATION - V-68-80

The applicant is appealing the denial of the BZA for this neon sign that will be 72' high and 288 square feet in size on this parcel that is to be used for a parking lot for the Vegas World Casino. A variance was approved on an appeal in June 1980 for the parking lot use that was protested by the property owners in the area. The variance was approved with the condition there be no parking of busses or overnight recreational vehicles on this site. The applicant feels the sign is necessary to direct patrons to this site because it is located approximately one-half block to the west of his casino.

BOARD OF ZONING ADJUSTMENT DECISION - DENIAL - Not compatible with the surrounding apartment area.

STAFF RECOMMENDATION - DENIAL - Not compatible with the surrounding R-4 zoning pattern.

PROTESTS: 3

(SEE ATTACHED LOCATION MAP)

Item IX.

WGSN

VEGAS
WORLD
CASINO

COMMERCE ST

APR 2 1926
APR 2 1926
APR 2 1926

115 5170715

18 581-52-351 041105730091110

SOUTH -- 4 8° 00' 00" E -- MAINT

MAIL

STREET

To: The Board of City Commissioners
Re: Public Hearing Agenda Item
October 15, 1980 City Commission Agenda

B. APPEAL FILED BY AVALON ARMS APARTMENTS ON THE APPLICATION OF 1300 CASINO CENTER LTD., A NEVADA LTD. PARTNERSHIP - V-73-80

The applicant is proposing to construct a three story 24-unit apartment building on the most southerly portion of the property with the remainder to be used for a 24 space parking area. The applicant is proposing a one-to-one parking ratio. The west half of this block is zoned C-M and the east half where this application is located is all zoned R-4. To the east is R-4 zoning. In the blocks to the north and south along Casino Center there is R-4, C-1, and C-2 zoning. The applicant feels the requested 24-apartments are necessary for an effective use of this property and feels it will be compatible with the zoning in the area. The detached accessory building that is requested will be a maintenance and storage building on one corner of the parking lot area.

BOARD OF ZONING ADJUSTMENT DECISION - APPROVAL - The requested number of units and parking spaces will be compatible with the surrounding zoning pattern and land uses.

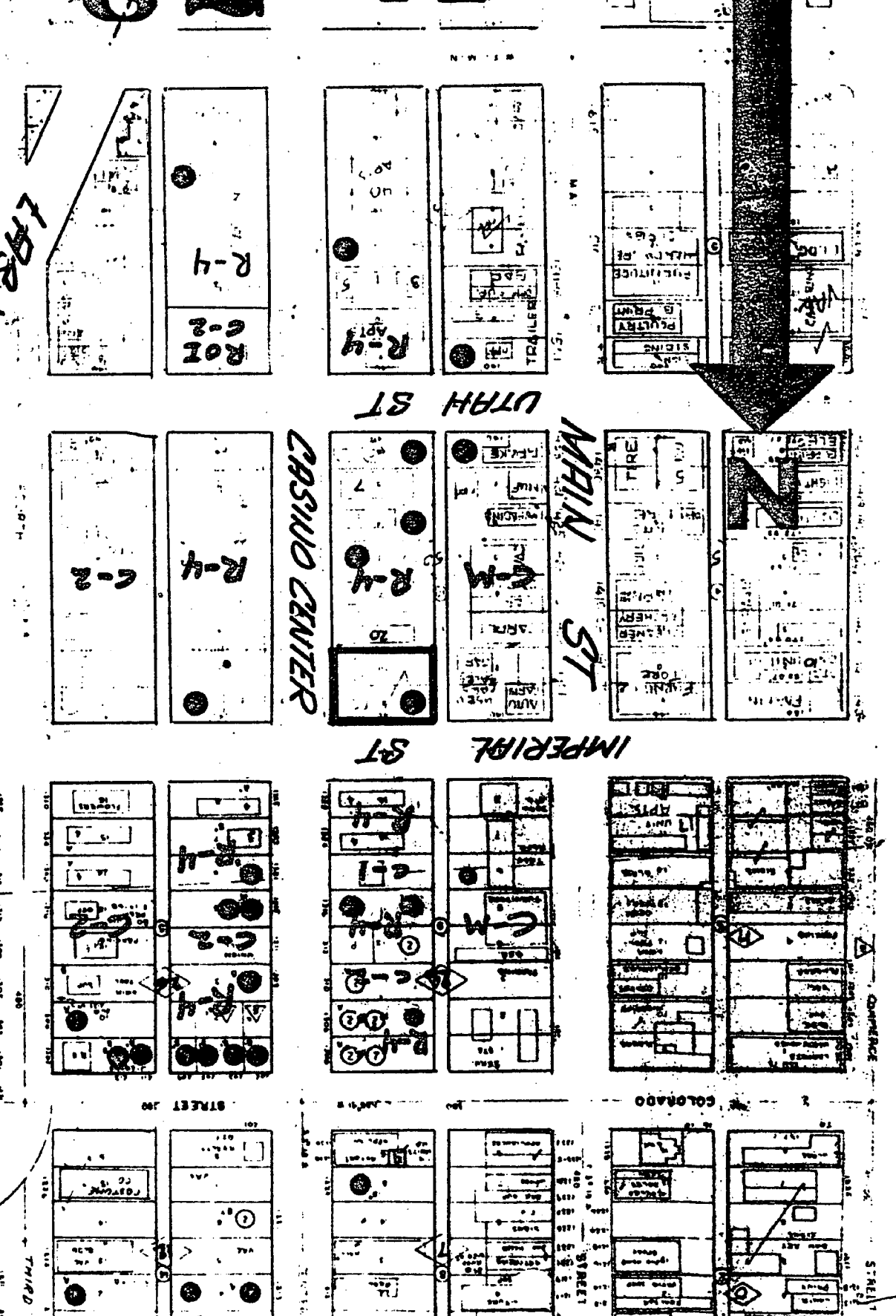
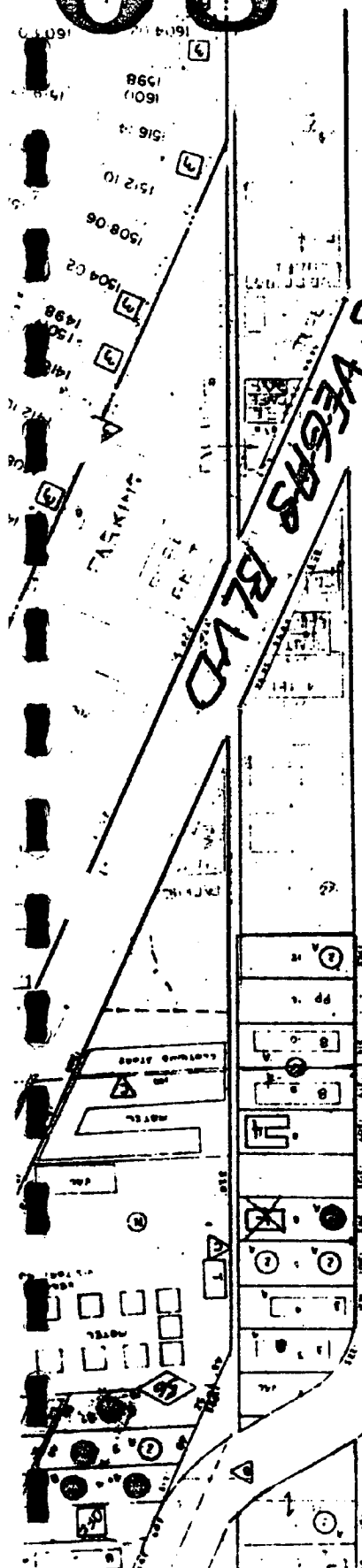
STAFF RECOMMENDATION - DENIAL - Insufficient justification for the request.

PROTESTS: 8 - The protestants point out there is already a parking problem in the area.

(SEE ATTACHED LOCATION MAP)

Item IX.

08-32-V



BILBRAY, CARELLI & MILLER

ATTORNEYS AT LAW

FIRST NATIONAL BANK BUILDING

302 EAST CARSON, SUITE 830

LAS VEGAS, NEVADA 89101

JAMES H. BILBRAY
PAUL V. CARELLI, III
HOWARD M. MILLER

IRVING A. CHAVIN
MEMBER ILLINOIS STATE BAR EXCLUSIVELY
PRACTICE LIMITED TO IMMIGRATION & NATIONALITY LAW

RECEIVED

OCT 14 1980 AREA CODE 702
TELEPHONE 388-6843

CITY CLERK

October 14, 1980

City Commission
City Hall
Fourth & Stewart Streets
Las Vegas, Nevada

Re; Appeal Hearing on 73-80

Gentlemen:

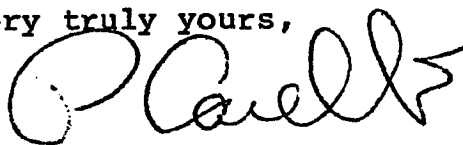
The Appeal which we filed on behalf of our client on the above matter has been set for hearing on Wednesday, October 15, 1980, at 2:30 o'clock P.M.

Please be advised that I will be unable to be present at that time and request that the Appeal be re-set for another date at the next regular Commission Hearing.

A case that had been removed for Oral Argument before the Supreme Court has now been placed back on calendar for argument on Wednesday, October 15, 1980, and I must be present at that time to represent the interests of the client.

Thank you for your cooperation.

Very truly yours,



By

Paul V. Carelli, III

PVC/fec

cc: Planning Commission
City Hall

cc Board of Commissioners 255
Backup material for Agenda
Harold Foster Books

5392 EASTERN AVENUE
LAS VEGAS, NEVADA 89119
OCTOBER 3, 1980

CAROL ANN HAWLEY, CITY CLERK
CITY HALL
400 E. STEWART AVE.
LAS VEGAS, NEVADA 89101

DEAR MS. HAWLEY;

TODAY I RECEIVED NOTICE OF PUBLIC HEARING REGARDING THE APPEAL FILED BY AVALON ARMS APARTMENTS ON THE APPLICATION OF 1300 CASINO CENTER LTD., A NEVADA LTD. PARTNERSHIP (CASE V-73-80) TO THE ACTION OF THE BOARD OF ZONING ADJUSTMENT ON THE APPROVAL OF HIS REQUEST FOR VARIANCES, ETC. THIS HEARING IS TO COME UP OCTOBER 15, 1980 AT 2:00 P.M.

MY HUSBAND, JOSEPH NEMETH, AND I ARE THE OWNERS OF MARIGOLD GARDEN APARTMENTS, WHICH IS LOCATED OPPOSITE THE PROPOSED BUILDINGS OF 1300 CASINO CENTER LTD. AND ALSO OPPOSITE THE AVALON ARMS APARTMENTS. WE STRONGLY SUPPORT THE AVALON ARMS IN THEIR APPEAL OF THE BOARD OF ZONINGS' APPROVAL OF THE APPLICATION FOR THE VARIANCES. WE WROTE TO THE BOARD PRIOR TO THE NOTICE OF HEARING AND EXPRESSED OUR STRONG OBJECTIONS IN WRITING, AS WE WERE UNABLE TO BE THERE IN PERSON. AGAIN, WE ARE UNABLE TO ATTEND THIS HEARING, SO I AM WRITING TO YOU TO URGE YOU TO LOOK AT THIS APPLICATION FOR VARIANCES ONCE MORE. THERE IS NO WAY THAT RESPONSIBLE MEMBERS OF THE BOARD OF ZONING COULD EVER APPROVE SUCH VARIANCES.

AS IT IS NOW, THE PARKING PROBLEM IS ONE OF CONSTANT COMPLAINTS BY MY TENANTS...AND THE TENANTS FROM THE NEIGHBORING APARTMENT HOUSES, ALSO. SO TO ALLOW A VARIANCE TO OVERBUILD ON THE EXISTING LOT OPPOSITE US AND TO ALLOW A VARIANCE THAT WOULD NOT PROVIDE SUFFICIENT PARKING SPACES WOULD NOT BE IN THE BEST INTEREST OF THE NEIGHBORHOOD COMMUNITY OR THE APARTMENT AND PROPERTY OWNERS CONCERNED.

AS I EXPRESSED IN MY LAST LETTER TO THE ZONING COMMISSIONERS, THEY HAVE A CERTAIN RESPONSIBILITY TO UPHOLD THE PRESENTLY ACCEPTABLE BUILDING CODES AND LAWS AND ABOVE ALL, THE BUILDING ETHICS THAT ARE SET UP FOR OUR COMMUNITY AND ITS' GROWTH. PLEASE TELL ME...WHAT WOULD THIS TOWN END UP LOOKING LIKE IF WE ALLOWED SUCH PROPOSED VARIANCES AS THE ONES SUGGESTED BY THE 1300 CASINO CENTER LTD. GROUP?

AGAIN, WE ARE STRONGLY OPPOSED TO THE VARIANCES SUGGESTED AND WE SUPPORT THE APPEAL OF AVALON ARMS APARTMENTS. WE WERE TRULY SHOCKED TO LEARN THAT THE VARIANCES HAD BEEN ACCEPTED AND PASSED BY THE ZONING BOARD...SO WE ARE HAPPY TO HAVE A SECOND CHANCE TO EXPRESS OUR WRITTEN OBJECTIONS AND TRUST THAT THE APPEAL WILL BE ACCEPTED AND APPROVED.

SINCERELY,

David Nemeth

George D. Padgett

TAX & MANAGEMENT CONSULTANT

1110 E. FREMONT • LAS VEGAS, NEVADA 89101 • (702) 382-4743

October 10, 1980

City Clerk
City of Las Vegas
400 E. Stewart
Las Vegas, Nv 89101

Re: Public Hearing October 15, 1980 on V-73-80

Gentlemen:

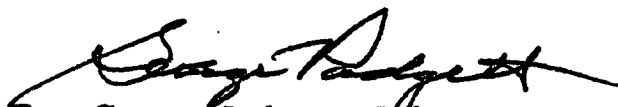
The property on which this variance is requested is approximately 150' from the IMPERIAL MOTEL at 1326 South Main.

The parking in this vicinity is so scarce that we have a problem of people other than tenants wanting to use our parking spaces.

I believe this variance, if allowed, would aggravate this problem further and is therefore undesirable.

I therefore object to the granting of the variance on this basis, and respectfully petition this body to disallow the appeal.

Sincerely,



George Padgett, E.A.
For PALAND PROPERTIES

GP:ap

*Note
received after
Meeting started
10/15*

AGENDA*City of Las Vegas*

October 15, 1980

BOARD OF CITY COMMISSIONERS

Page 33

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
HAROLD P. FOSTER, DIRECTOR

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

All zoning items shall conform to the following general conditions:

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

All subdivision items shall conform to the following general conditions: (A) Tentative Maps - (1) Approval of the tentative map shall be for no more than twelve (12) months. If a final map is not recorded on all or a portion of the area embraced by the tentative map within twelve (12) months of the approval of the tentative map, or an extension of time up to one year, is not granted for the tentative map, a new tentative map must be filed. If a final map is recorded within twelve (12) months of the original approval of the tentative map, or within the extension of time of the tentative map for only a portion of the area embraced by the tentative map, the Planning Commission may require that a new tentative map be filed and approved prior to any further final maps being approved.

- (2) Street names to be provided in accord

APPROVED AGENDA ITEM

City of Las Vegas

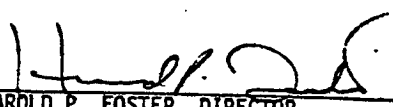
AGENDA DOCUMENTATION

Date: October 1, 1980

TO: The Board of City Commissioners

FROM: DON J. SAYLOR, AICP
DEPUTY CITY MANAGERSUBJECT: COMMUNITY PLANNING AND DEVELOPMENT AGENDA ITEMS
OCTOBER 15, 1980 CITY COMMISSION AGENDAPURPOSE/BACKGROUND

- Item A through C - New Zoning Applications (see backup material)
- Item D through F - Use Permit and Variance Applications (see backup material)
- Item G - Plot Plan Review - Z-15-70 - Dick Thompson's Home Realty (see backup material)
- Item H - Annexation - A-14-80 - Shayne Skipworth (see backup material)
- Item I - Waiver of Sidewalk - Final Map - Shadow Acres Unit No. 1 (see backup material)
- Item J - Review of Condition - Z-32-80 - Edd Becker (see backup material)

FISCAL IMPACT No Funding RequestedRECOMMENDATIONS See Attached

 HAROLD P. FOSTER, DIRECTOR
 COMMUNITY PLANNING AND DEVELOPMENT
DISPOSITION

Approved ☐

Disapproved ☐

Held ☐

Status Due: _____

79-3-10

Agenda Item

Item X.

AGENDA*City of Las Vegas*

October 15, 1980

BOARD OF CITY COMMISSIONERS
COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

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PHONE 386-6011

ITEM

Commission Action

Department Action

**X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)****A. ZONE CHANGE - Z-74-80 - JACKIE L. PEARSON
AND LUCRETIA PEARSON**

Property generally located on the west side
of Highland Drive between Charleston
Boulevard and Oakley Boulevard.

From: R-1 (Single Family Residence)

To: C-1 (Limited Commercial)

Proposed Use: Offices and Retail Sales

Planning Commission unanimously recommends
DENIAL.

If approved, following are the recommended
conditions:

1. Limited to a one story building.
2. Redesign parking and driveways as
requested by the Department of Public
Services.
3. Construct full improvements on Highland
Drive as requested by the Department
of Public Services.

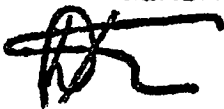
Staff recommends DENIAL.

PROTESTS: 5

Levy -
DENIED
Unanimous
(Briare excused)

Clerk to notify
and Planning to
proceed.

APPROVED AGENDA ITEM



To: The Board of City Commissioners
Re: Community Planning and Development Agenda Items
October 15, 1980 City Commission Agenda

A. ZONE CHANGE - Z-74-80 - JACKIE L. PEARSON AND LUCRETIA PEARSON

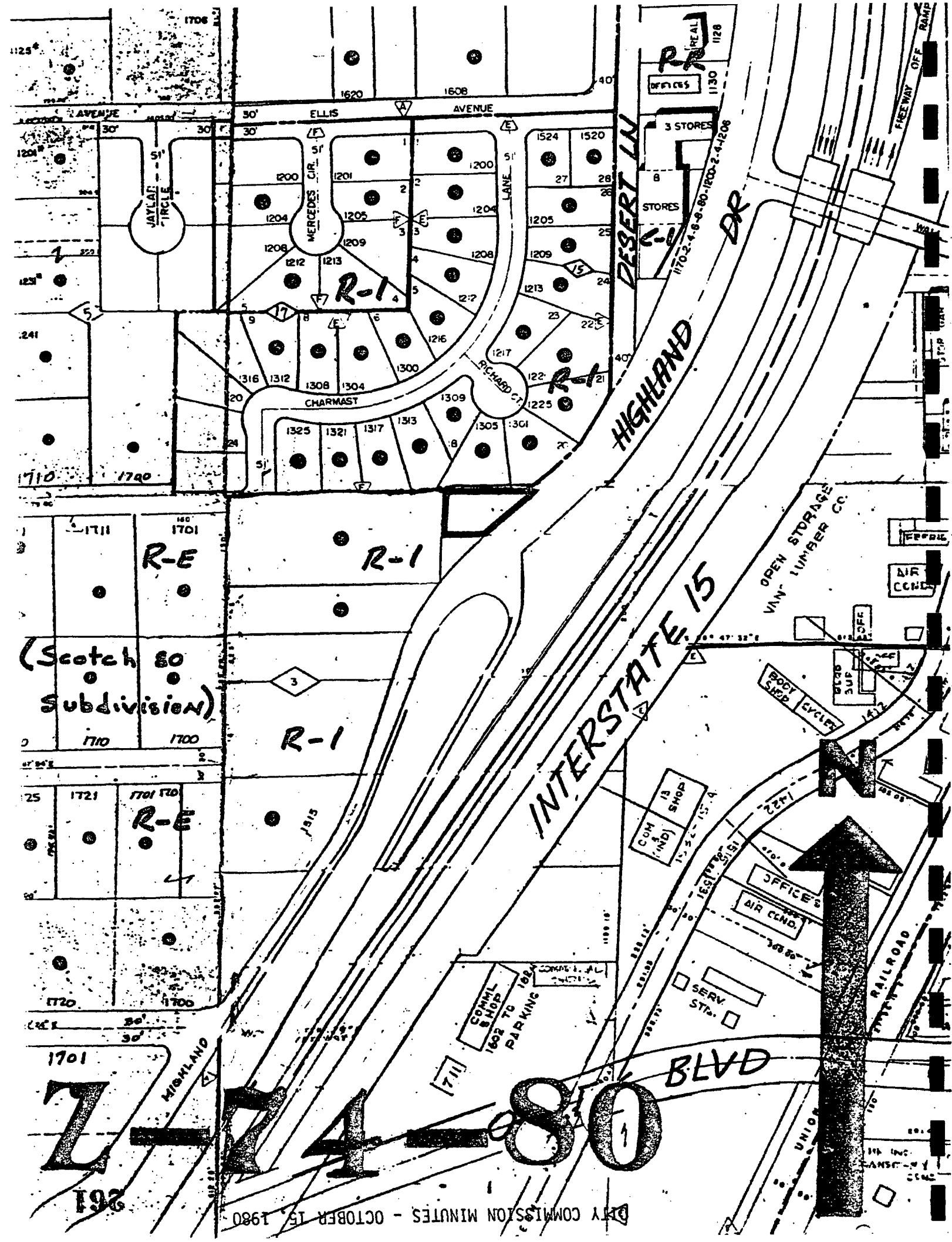
The property is located immediately south of the Saratoga Meadows Subdivision which is zoned R-1 and there is R-1 zoning and development immediately to the west. Further west is the Scotch 80 Subdivision which is zoned R-E. The property fronts on the curved portion of Highland Drive opposite the on-ramp to the I-15 Freeway. Several hundred feet to the north on the west side of Highland is developed P-R and C-1 property. The applicant is proposing a small retail and office building on the front of the property with parking to the rear. The parcel is 80' wide and irregular shaped. The property was larger at one time but the State acquired approximately half of the land for the Highland Drive extension when the I-15 Freeway was constructed.

PLANNING COMMISSION UNANIMOUSLY RECOMMENDS - DENIAL - Not compatible with surrounding residential zoning pattern.

STAFF RECOMMENDATION - DENIAL

PROTESTS: 5

(SEE ATTACHED LOCATION MAP)



AGENDA*City of Las Vegas*

October 15, 1980

BOARD OF CITY COMMISSIONERS

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COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)B. ZONE CHANGE - Z-72-80 - ANTONIO PALANCA,
LA TONDENA, INC.

Property generally located on the east side
of 6th Street between Lewis Avenue and Clark
Avenue.

From: R-4 (Apartment Residence)
To: P-R (Professional Offices and
Parking)

Proposed Use: Offices

Planning Commission unanimously recommends
APPROVAL, subject to the following conditions:

1. All buildings shall be limited to two stories.
2. Redesign of the parking as required by the Department of Community Planning and Development.

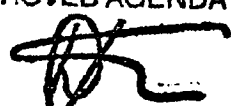
Staff recommends APPROVAL.

PROTESTS: 0

Woofter -
APPROVED as per
recommendations
of Planning
Commission.
Unanimous
(Briare excused)

Clerk to notify
and Planning
to proceed.

APPROVED AGENDA ITEM



To: The Board of City Commissioners
Re: Community Planning and Development Agenda Items
October 15, 1980 City Commission Agenda

B. ZONE CHANGE - Z-72-80 - ANTONIO PALANCA, LA TONDENA, INC.

The request is located on a segment of 6th Street that is in transition to P-R. The applicant is proposing a two story office building with an underground parking level.

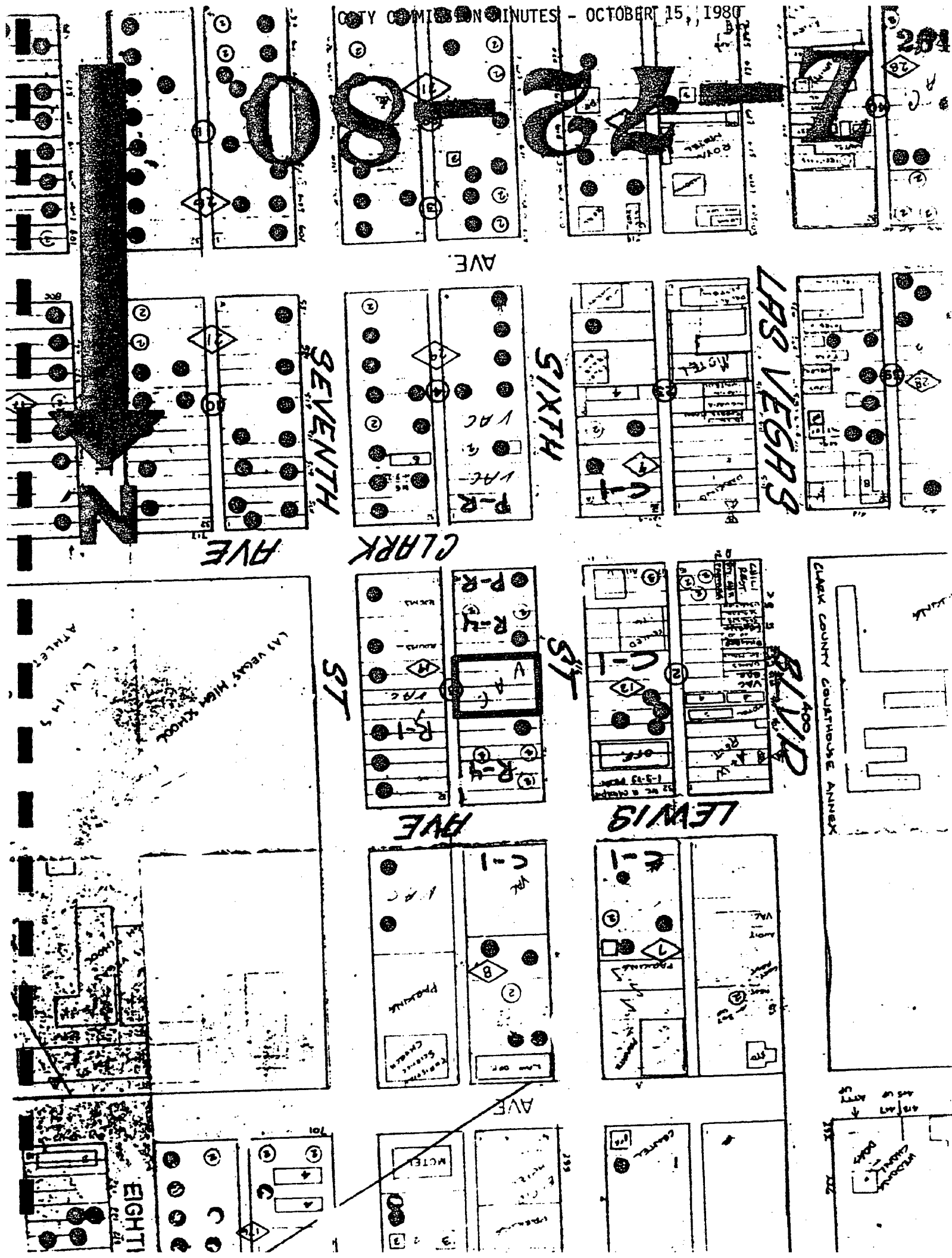
PLANNING COMMISSION UNANIMOUSLY RECOMMENDS - APPROVAL

STAFF RECOMMENDATION - APPROVAL

PROTESTS: 0

(SEE ATTACHED LOCATION MAP)

Item X.



AGENDA*City of Las Vegas*

October 15, 1980

BOARD OF CITY COMMISSIONERS

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COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)C. ZONE CHANGE - Z-73-80 - FRANK MITRANI

Property located at 1222 South Maryland
Parkway.

From: R-1 (Single Family Residence)

To: C-D (Designed Commercial)

Proposed Use: Photo Studio

Planning Commission unanimously recommends
APPROVAL, subject to the following conditions:

1. Redesign the parking as required by the
Department of Community Planning and
Development.
2. Installation of sidewalks and driveway
on Norman Avenue as required by the
Department of Community Planning and
Development.

Staff recommends APPROVAL.

PROTESTS: 0

D. USE PERMIT - U-53-80 - SYLVIA ANN GENEROSO

Use Permit to allow a child care facility
for a maximum of twelve (12) children on
property located at 1201 Arville Street in
Zoning District R-E (Residence Estates).

Board of Zoning Adjustment's Decision -
APPROVAL (4-yes, 1-no).

Staff recommends APPROVAL.

PROTESTS: 32

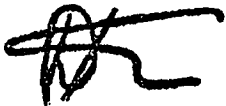
Levy -
APPROVED as per
recommendations
of Planning
Commission.
Unanimous
(Briare excused)

Clerk to notify
and Planning to
proceed.

Woofter -
DENIED
(Christensen
voted "no" and
Briare & Levy
excused)

Clerk to notify
and Planning to
proceed.

APPROVED AGENDA ITEM



To: The Board of City Commissioners
Re: Community Planning and Development Agenda Items
October 15, 1980 City Commission Agenda

C. ZONE CHANGE - Z-73-80 - FRANK MITRANI

This is another request for C-D zoning along Maryland Parkway where other C-D zoning has been approved. The property is opposite Circle Park. The applicant proposes to convert the existing residence to a photography studio.

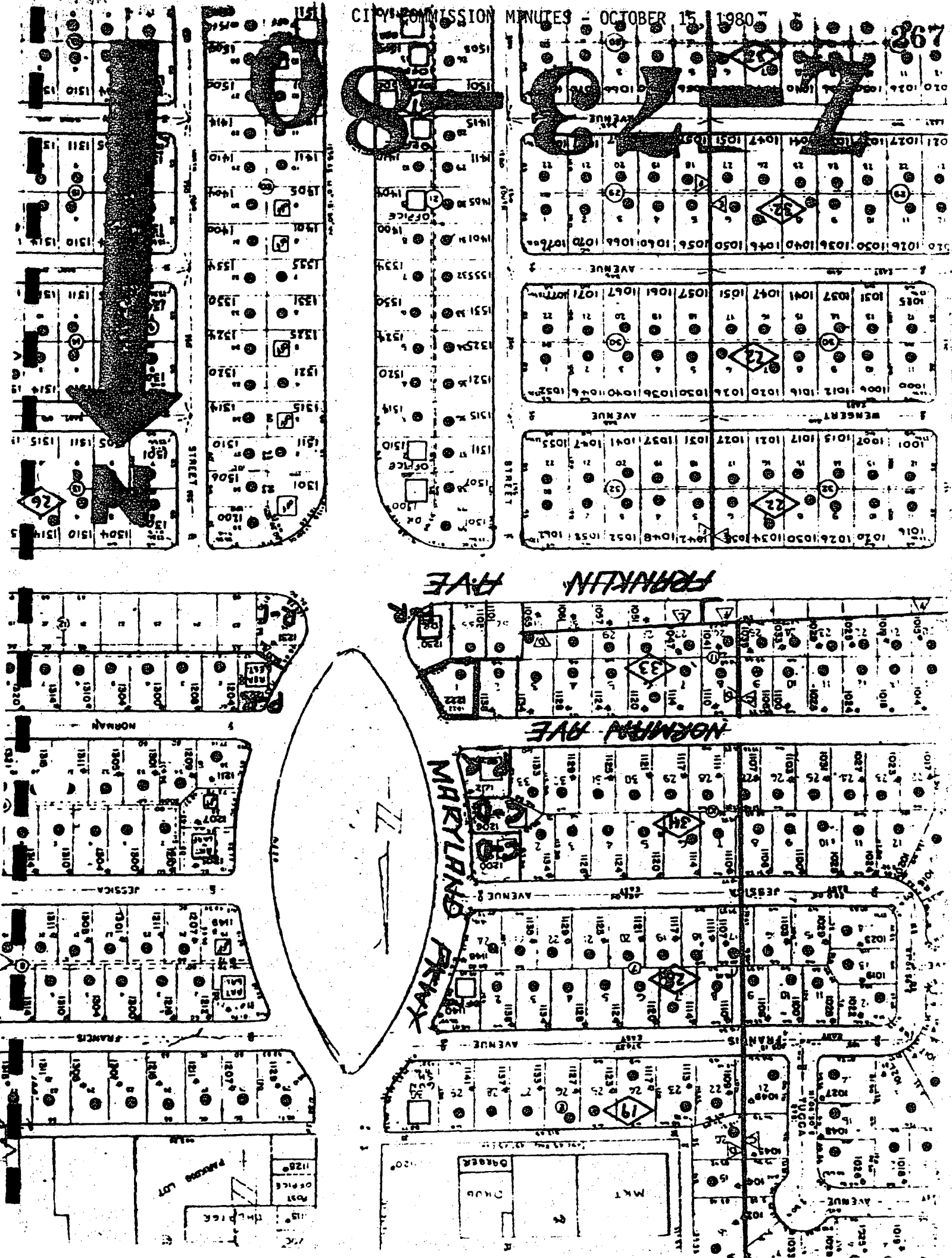
PLANNING COMMISSION UNANIMOUSLY RECOMMENDS - APPROVAL

STAFF RECOMMENDATION - APPROVAL

PROTESTS: 0

(SEE ATTACHED LOCATION MAP)

Item X.



To: The Board of City Commissioners
Re: Community Planning and Development Agenda Items
October 15, 1980 City Commission Agenda

D. USE PERMIT - U-53-80 - SYLVIA ANN GENEROSO

This application is being submitted for final decision because the Commission denied a request for C-1 zoning on this property to allow a child care nursery for 49 children in June 1980. The applicant was allowed to file this Use Permit for a maximum of 12 children because it was a more restrictive use. You will remember at the time the C-1 was being considered there was a protest factor from the abutting R-E residents who felt C-1 would not be compatible and they wanted to see the properties along Arville develop for P-R use. The ordinance provides for a child care facility in any residential zone for 12 children with a Use Permit provided it will be compatible with the area. There is commercial zoning to the north and to the west. To the south is R-E but will more than likely transition to a P-R in the future. To the east are developed R-E properties. After the BZA acted on this request, the four month waiting period expired and the applicant has applied for a variance to allow a commercial child care nursery for 49 children on this property. This is the same number that was requested on the previous C-1 application that was denied. The new variance application will also come before you for final action.

BOARD OF ZONING ADJUSTMENT DECISION - APPROVAL

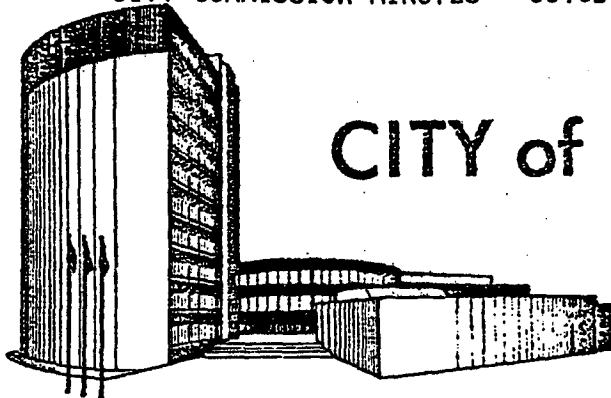
STAFF RECOMMENDATION - APPROVAL

PROTESTS: 32

(SEE ATTACHED LOCATION MAP)

Item X.

MAYOR BILL BRIARE

COMMISSIONERS
RON LURIE
PAUL J. CHRISTENSEN
ROY WOOFER
AL LEVYCITY ATTORNEY
GEORGE F. OGILVIECITY MANAGER
RUSSELL DORN

CITY of LAS VEGAS

October 9, 1980

Mr. and Mrs. John Arnold
1254 Vista Drive
Las Vegas, NV 89102

Dear Mr. and Mrs. Arnold:

Re: Appeal of U-53-80

I am in receipt of your letter of October 1, 1980, appealing the decision of the Board of Zoning Adjustment regarding their approval of Use Permit No. U-53-80 for a child care facility at 1201 Arville Street. This particular matter has been referred already for final decision by the Board of City Commissioners and will be heard on the agenda sometime after 2 P.M. on Wednesday, October 15, 1980, in the City Commission Chambers at 400 East Stewart Avenue.

Your letter with attached letters of protest will be passed on to the Commission prior to this meeting in order that they may be apprised of your views on this matter.

Sincerely,

CAROL ANN HAWLEY
City Clerk

CAH/sk

cc: Board of City Commissioners
Harold P. Foster
Jewele Bingham
John Martinez
Drew Stewart
Robert D. Vaughn
Glenda Tregnaghi

RECEIVED

271

Oct. 1 1 52 PM '80

October 1, 1980

CITY CLERK

City Clerk
400 Stewart St.
Las Vegas, Nevada

SUBJECT: U-53-80 - Use Permit for Child Care Facility at
1201 Arville Street

We wish to appeal the decision of the Planning & Zoning Board regarding the referenced Use Permit.

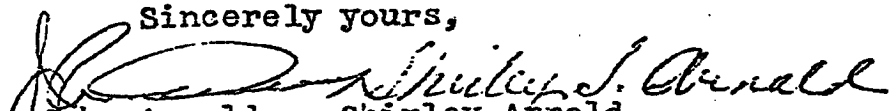
Attached are copies of six letters of protest, which to our recollection were not mentioned at the 9/25/80 meeting. Please review these letters and try to understand that the residents on Vista Dr. whose properties border Arville St. are concerned as to what type of businesses border their backyards.

Businesses conducting their activities inside buildings, not in the yards would not invade the privacy of the area residents so greatly. This type of change would be much more compatible to the existing zoning.

Since Commissioner Levy's Real Estate Co. sold Mrs. Generoso this property, we respectfully request that he abstain from voting on this item.

Thank you for taking the time to review the attached protests; please consider our views.

Sincerely yours,


John Arnold Shirley Arnold
1254 Vista Dr. 870-4635

Sept. 31 - 1953

City Clerk

I have been a resident of this area since 1953.

I'm writing to you in opposition to the rezoning of property at 1201 Grville St.

For years, we have been designated residential and now people are buying up available property not to become residents but for purely financial reasons.

We have vacant acreages on Vista Drive which I feel are being held for some type of rezoning with no concern for the residential area established for many years.

Could not this area be declared residential once & for all? If so, we would not be taking up your valuable time and at the same time relieve the residents of this

harassment.

When we were under County jurisdiction and before we were finally annexed to the City, we received correspondence telling us that by being in the City we would receive greater Police + fire protection.

Surely we also need zoning Protection and we oppose Spot zoning.

Thank you.

Jewele Dingham

1209 Vista Dr.

Las Vegas, Nev. 89102.

September 20, 1980

Dept. of Community Development
400 East Stewart
Las Vegas, Nevada 89101

SUBJECT: U-53-80 - Use Permit to Allow Child Care Facility at
1201 Arville St.

Commissioners:

Our house sits very close to the rear of our property and our lot joins the rear of 1201 Arville at the corner. Five feet from our rear wall is our pool area; we also have our croquet court, BB area and other recreational activities in the same area. We use our backyard regularly for personal relaxation and frequently for business entertaining. The noise these children would make, plus throwing things over the wall into the pool would not be acceptable.

ORDINANCE 972; 9-26-62 states, "The purpose of a Use Permit shall be to assure that the particular use proposed in the particular location requested, may be conducted in a manner harmonious and compatible with the adjacent uses of property, which are permitted as a matter of right in the same vicinity and zoning district." Certainly you could not call this harmonious nor compatible with our property.

The rear of our lot has always been approximately 3 feet higher than the lot at 1201 Arville. This means we can see the playground area very clearly from our backyard thus, they can also see us on our side of the wall. These are one acre lots and even if they put a fence up half way down their lot, we would still have invasion of privacy due to the elevation of our lot. If the rear of the lot did remain unoccupied, it would become a fire hazard if the brush and weeds were not kept cleared. The intended use of this property seems totally incompatible with the two adjacent lots on Vista Drive.

Three lots down from this proposed facility is New Horizons School with a capacity of 60 children; we can hear the children clearly all the way to our house and with the added group on Arville it would be like trying to relax in the middle of a playground.

We have spent a lot of time and money developing our property which now has a reasonably high market value and is a comfortable home to us. This would surely lessen the desirability and value of our property.

If the use of the property must be changed, PR zoning with businesses conducting their activities inside the building would be much more agreeable to the residents on Vista Dr. whose backyards are greatly affected by what is done on Arville St. Please consider our problem and do not approve this use permit.

Sincerely yours,

John Arnold
John Arnold
1254 Vista Drive
Shirley Arnold
Shirley Arnold

September 20, 1980

City of Las Vegas
Dept. of Community Development
400 East Stewart
Las Vegas, Nevada 89101

REFERENCE: Protest Against U-53-80 at 1201 Arville St.

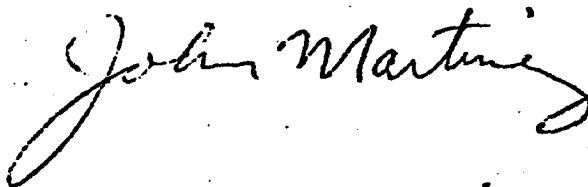
Gentlemen:

We are located at 1202 Vista, directly behind 1201 Arville St. I do not want to see this property used for the referenced purpose because I work nights and must sleep days most of the time. My house sits approximately 30 feet from the rear wall and the noise from this facility would intrude greatly on our privacy. PR zoning on this property with parking in the rear would be much more acceptable if the use must be changed.

We have put a lot of money into improving our property and believe this facility on the other side of the wall would greatly reduce its desirability and market value.

Sincerely,

John Martinez

A handwritten signature in cursive script that reads "John Martinez". The signature is written in dark ink and is positioned below the printed name "John Martinez".

9/22/80

MEMBERS OF THE BOARD OF ZONING ADJUSTMENT:

RE: LL-53-80 SILVIA ANN GENEZOSO

As a home owner on vista drive I am very concerned with the zoning that is being passed on the block behind us on anville. This is the second time in two months that this lot in question has been before you. Once again we ask for your consideration and support. The houses in the lots directly behind are very close. We don't feel it is being too unreasonable to ask that you deny this application.

WE REALIZE THAT EVENTUALLY THIS WILL GO COMMERCIAL, BUT WHEN IT DOES WE WOULD HOPE, YOU SEE TO IT THAT IT BE ZONED FOR PROFESSIONAL BLDG. THIS APPLICATION WOULD GREATLY HINDER THE PRIVACY OF HOMEOWNERS ON THE ADJACENT LOTS. THIS IS DEFINETLY NOT A GOOD LOCATION FOR A CHILD CARE CENTER.

Drew Stewart
Michelle Stewart
1425 VISTA DRIVE

Commissioner

On Thursday, Sept 25th
you will have before you
Item # 11-53-80.

It is not fair or
right to have this property
zoned for anything other than
professional offices.

The homes that
back up this property are
only 10 ft from the back
wall.

Our neighborhood
is not unrealistic about the
going as we realize there
will be something other
than homes on the property
but please, only professional

Paul D. Vaughn
Robert D. Vaughn
1312 Vista Dr.

Glenda Tregnaghi
4335 Del Rey Ave.
Las Vegas, Nev. 89102

J-53-80

September 22, 1980

To Whom it may concern:

In regards to the zoning adjustment for Sylvia Ann Generoso, 1201 Arville St. The zoning adjustment would not affect me directly however I do live right across from the New Horizon School located on Arville St., and the amount of disturbance from the play ground are quite alot and these are older children. I could imagine the distrubance from smaller children such as would be attending an all day child care facility. I know what I'm subjected to and I would hate to see the homeowners at the other end of Vista being subjected to even more disturbance.

Glenda Tregnaghi
GLENDA TREGNAGHI

AGENDA*City of Las Vegas*

October 15, 1980

BOARD OF CITY COMMISSIONERS
COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

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PHONE 386-6011

ITEM

Commission Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)E. VARIANCE - V-66-80 - REGINA M. HAUCK

To allow two 3 x 4 ft. free-standing signs where one free-standing sign is allowed; and to allow two 3 x 5 ft. roof signs where roof signs are not allowed on property located at 1201 Maryland Parkway in Zoning District C-D (Designed Commercial).

Board of Zoning Adjustment's Decision - DENIAL (Unanimous).

Staff recommends DENIAL.

PROTESTS: 1

F. VARIANCE - V-69-80 - FRANK AND JOSEPHINE
PROCOPIO

To allow the construction of a single family dwelling ten feet (10') from the side (north) property line where fifteen feet (15') is required, and to the rear property line where fifteen feet (15') is required; and to cover sixty-six percent (66%) of the lot where the maximum coverage is fifty percent (50%) on property generally located on the southwest corner of Austin Avenue and Ramsey Street in Zoning District R-1 (Single Family Residence).

Board of Zoning Adjustment's Decision - APPROVAL (Unanimous).

Staff recommends APPROVAL.

PROTESTS: 0

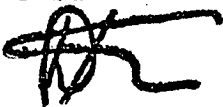
Christensen - Motion carried to follow recommendations of BZA and DENY. Unanimous (Briare excused)

Clerk to notify and Planning to proceed.

ABEYANCE
(Applicant had to leave meeting and Board requested item be held until 11/5 meeting in order that applicant could answer any questions Board might have.)

11/5/80 Agenda

APPROVED AGENDA ITEM



To: The Board of City Commissioners
Re: Community Planning and Development Agenda Items
October 15, 1980 City Commission Agenda

E. VARIANCE - V-66-80 - REGINA M. HAUCK

This item is before you because all requests for variances in the C-D zone must be acted upon by the City Commission. The request is for one additional free standing sign and two roof signs which are not permitted in the C-D zone. The applicant has a flower shop and several other businesses on the property and feels the signs are needed so that patrons can more easily find her property. The property is located opposite Circle Park and she feels it is more difficult to locate business establishments when driving on the curved portion of Maryland Parkway. She also pointed out that the Kazar Interior Decorating operation to the north of her property has signs above the roof and she was advised at the meeting that these are wall signs permitted within the ordinance and the signs are an intricate part of the walls of the structure.

BOARD OF ZONING ADJUSTMENT DECISION - DENIAL - Insufficient justification was presented to warrant a deviation from the sign requirements in the C-D zone.

STAFF RECOMMENDATION - DENIAL - Insufficient justification.

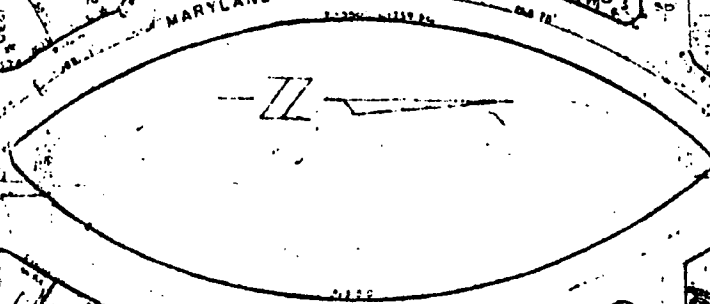
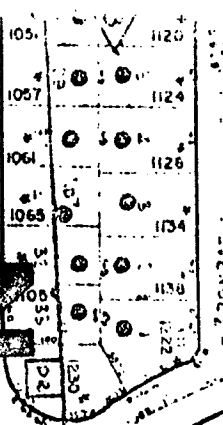
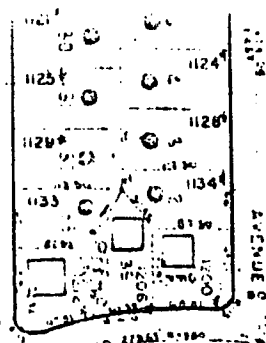
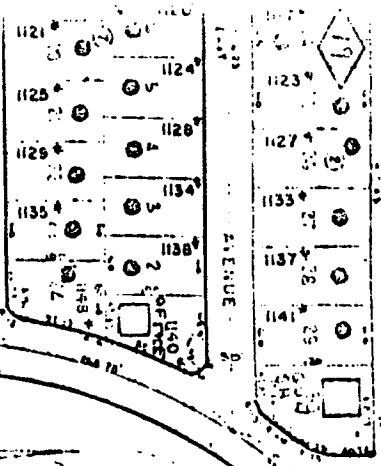
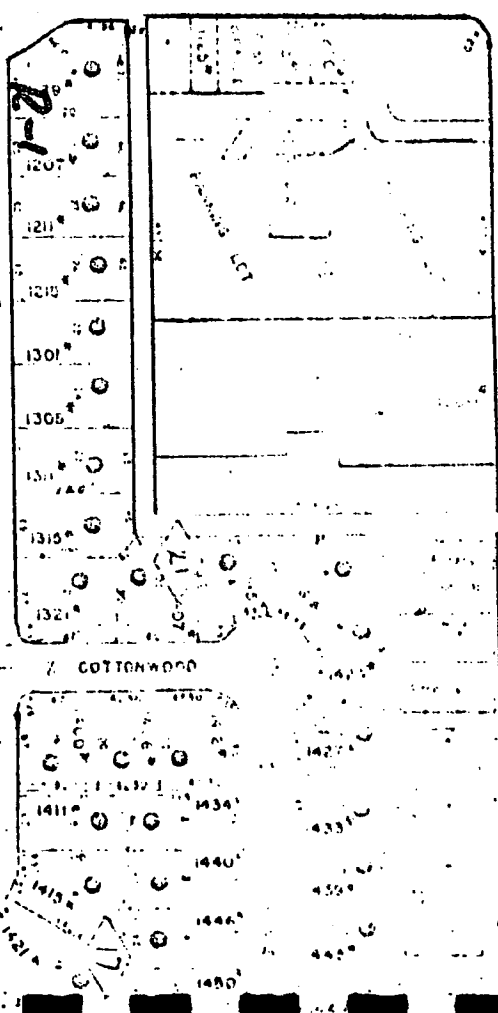
PROTESTS: 1 - The one protest was from the Las Vegas Metropolitan Beautification Committee.

(SEE ATTACHED LOCATED MAP)

Item X.

CHARLESTON BLVD

MAT
CRUS
SARAB

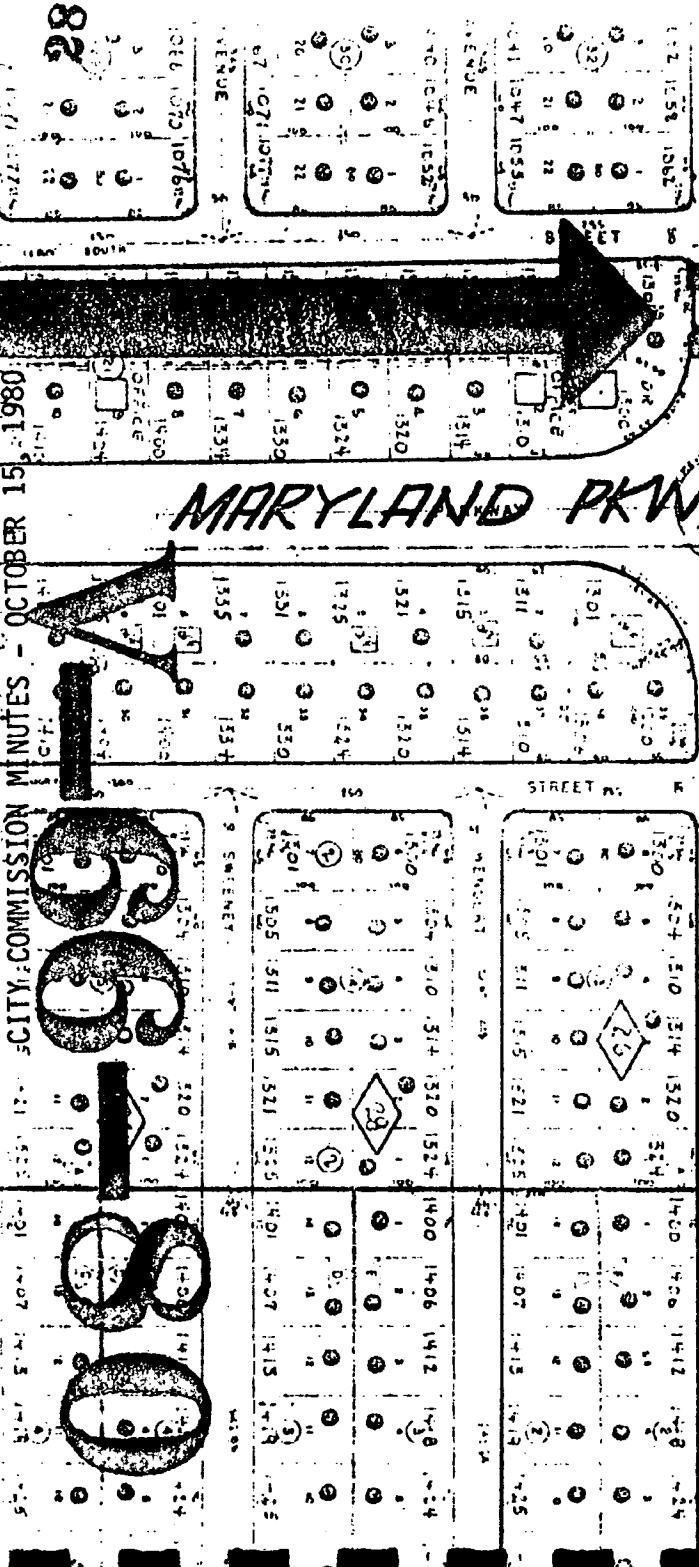


MARYLAND PKWY

JESSICA AVE

NORMAN AVE

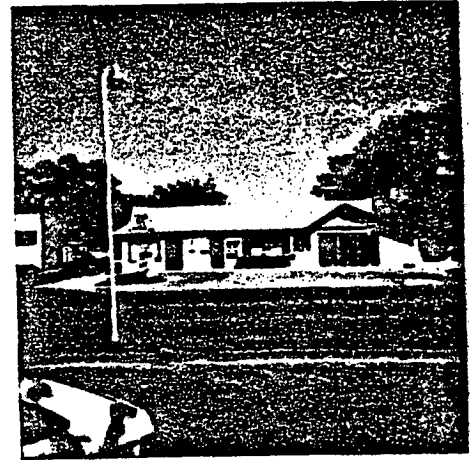
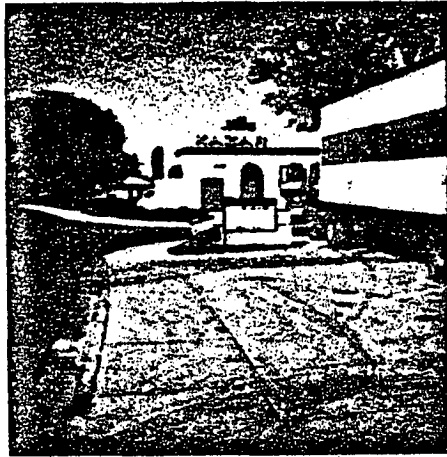
FRANKLIN AVE



CITY COMMISSION MINUTES - OCTOBER 15, 1980

180-166-1

181



V-66-80

To: The Board of City Commissioners
Re: Community Planning and Development Agenda Items
October 15, 1980 City Commission Agenda

F. VARIANCE - V-69-80 - FRANK AND JOSEPHINE PROCOPIO

This variance application is before you for final action because City Commission action on a previous variance request on this property was approved with the condition no building permit be issued on this site without City Commission approval. The previous variance application involved setback variances on this parcel and several other irregular shaped properties that were left after the State acquired land for the Las Vegas Expressway. The applicant is now requesting similar types of setback deviations to accommodate a relatively large two story home on this site. The parcel is triangular shaped and the dwelling will be constructed to the rear property line that abuts the Expressway right-of-way. The applicant wishes to cover more than 50% of the lot (66%) which was not part of the previous request. Homes have been constructed on the other parcels to the west that were approved by the previous variance application.

BOARD OF ZONING ADJUSTMENT DECISION - APPROVAL - The irregular shaped parcel justifies the requested deviations.

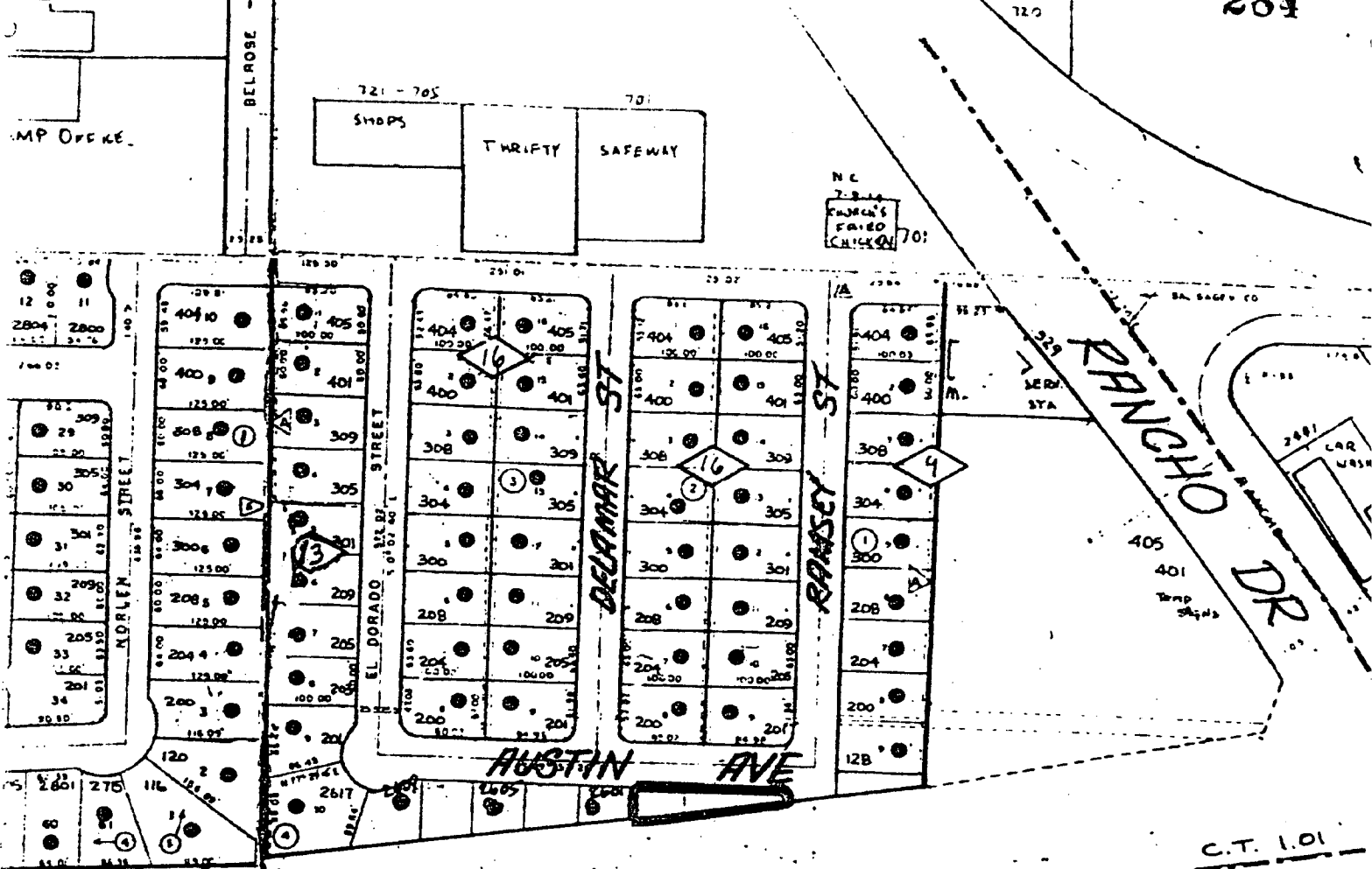
STAFF RECOMMENDATION - APPROVAL - There is a hardship involved from the irregular shaped lot.

PROTESTS: 0

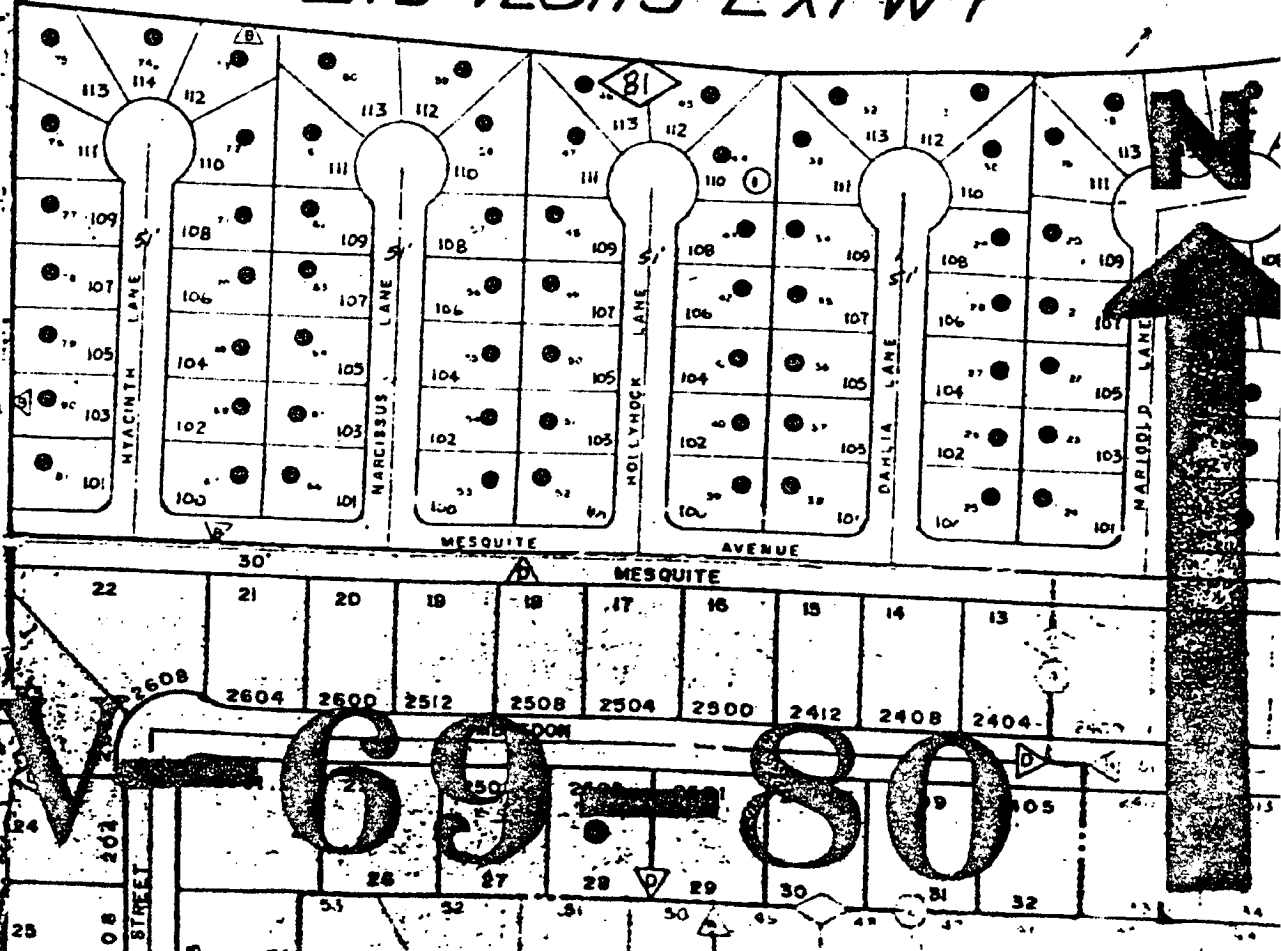
(SEE ATTACHED LOCATION MAP)

Item X.

CITY COMMISSION MINUTES



LAS VEGAS EXPWY



AGENDA*City of Las Vegas*

October 15, 1980

BOARD OF CITY COMMISSIONERS

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COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)G. PLOT PLAN REVIEW - Z-15-70 - DICK THOMPSON'S
HOME REALTY

Request for a Plot Plan Review on property
located at 1223 South Maryland Parkway,
P-R zone.

Planning Commission unanimously recommends
DENIAL.

If approved, following is the recommended
condition:

1. Redesign parking and driveways as
required by the Department of Public
Services.

Staff recommends DENIAL.

PROTESTS: 2

H. ANNEXATION - A-14-80 - SHAYNE SKIPWORTH

Petition to annex property generally
located on the north side of Vegas Drive,
west of Decatur Boulevard, approximately
1.10 acres of land.

Planning Commission unanimously recommends
APPROVAL.

Staff recommends APPROVAL.

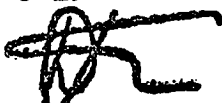
Woofter -
Motion to approve
FAILED with
Lurie, Levy &
Christensen voting
"no".
(Briare excused)

Clerk to notify
and Planning
to proceed

Woofter -
APPROVED as per
recommendations
of Planning
Commission.
Unanimous
(Briare excused)

Clerk to notify
and Planning
to proceed.

APPROVED AGENDA ITEM



To: The Board of City Commissioners
Re: Community Planning and Development Agenda Items
October 15, 1980 City Commission Agenda

G. PLOT PLAN REVIEW - Z-15-70 - DICK THOMPSON'S HOME REALTY

This same request for a second story addition was denied in March 1980. The applicant's property was partially destroyed by fire some time ago and he now wishes to construct a second story at the time he repairs the fire damage. The application was denied in March because the existing pattern along Maryland Parkway is for one story and when a number of the properties were originally placed under a Resolution of Intent to P-R, one of the stipulations that the property owners in the area requested was that all developments be limited to one story. There is a residential property immediately to the south which has a portion of the structure two story, but it is still used for residential purposes. The property owners in the area were notified of this request. The applicant submitted a petition with 36 signatures in favor of this proposal.

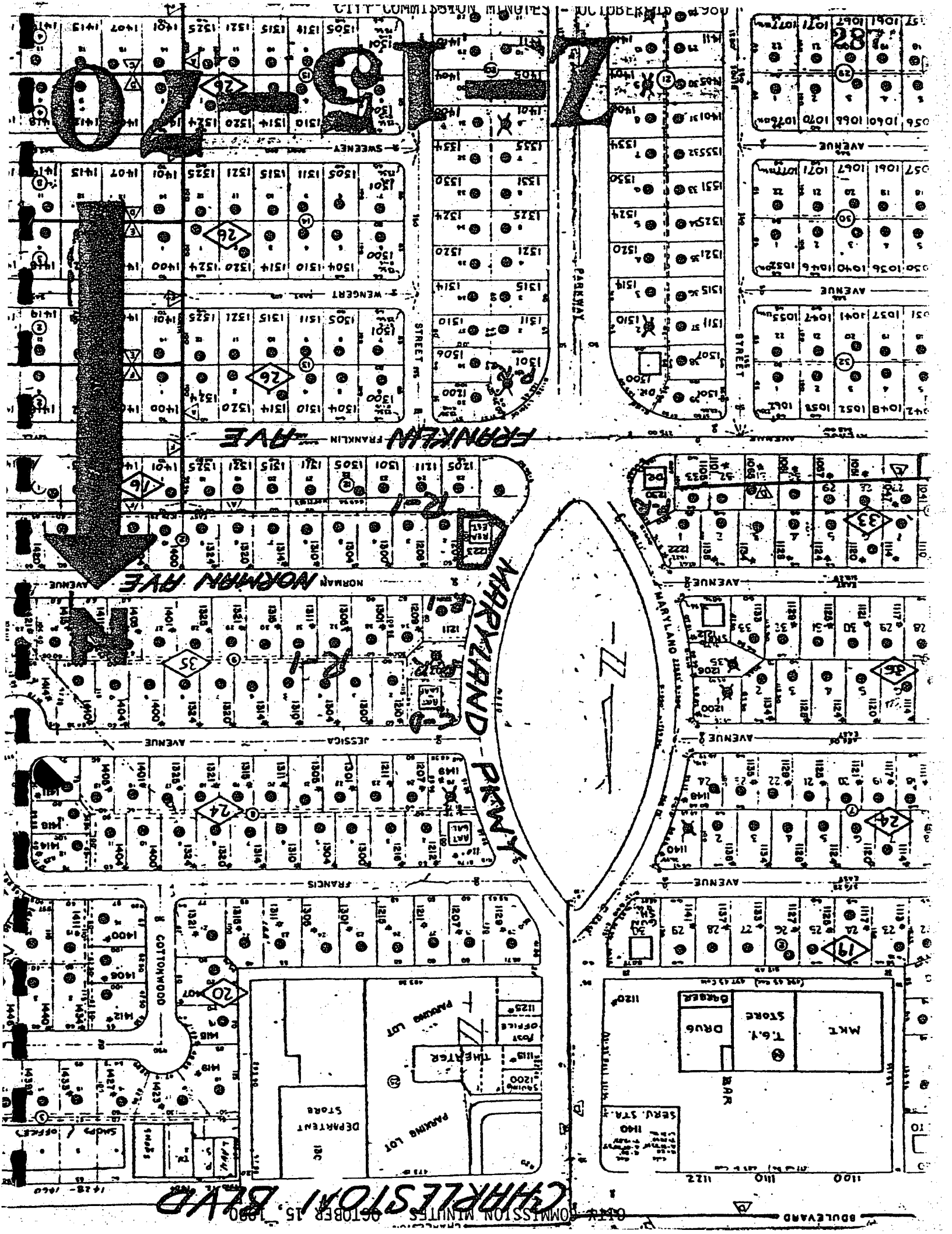
PLANNING COMMISSION UNANIMOUSLY RECOMMENDS - DENIAL - Not compatible with the one story pattern on Maryland Parkway.

STAFF RECOMMENDATION - DENIAL

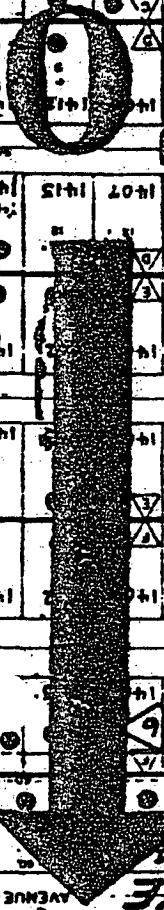
PROTESTS: 2

(SEE ATTACHED LOCATION MAP)

Item X.

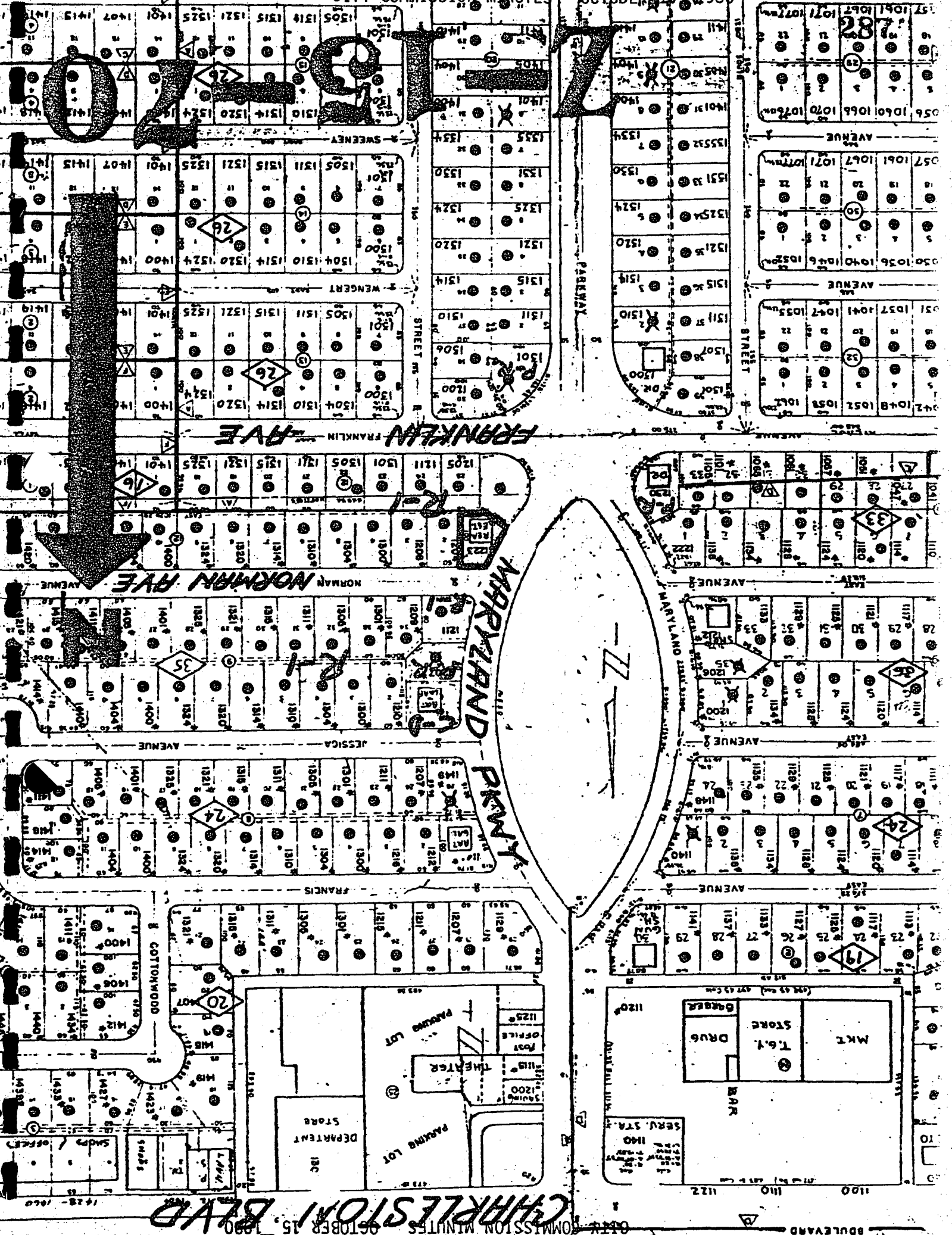


CHARLESTON BLVD
OCTOBER 15, 1990



Map section showing commercial buildings and streets:

- Streets: Boulevard, Francis Ave, Jessica Ave
- Buildings: MKT, T.G. STORE, DRUG, BAR, SERV. STA., POST OFFICE, THEATER, DEPARTMENT
- Other: PARKING LOT



L-25.2

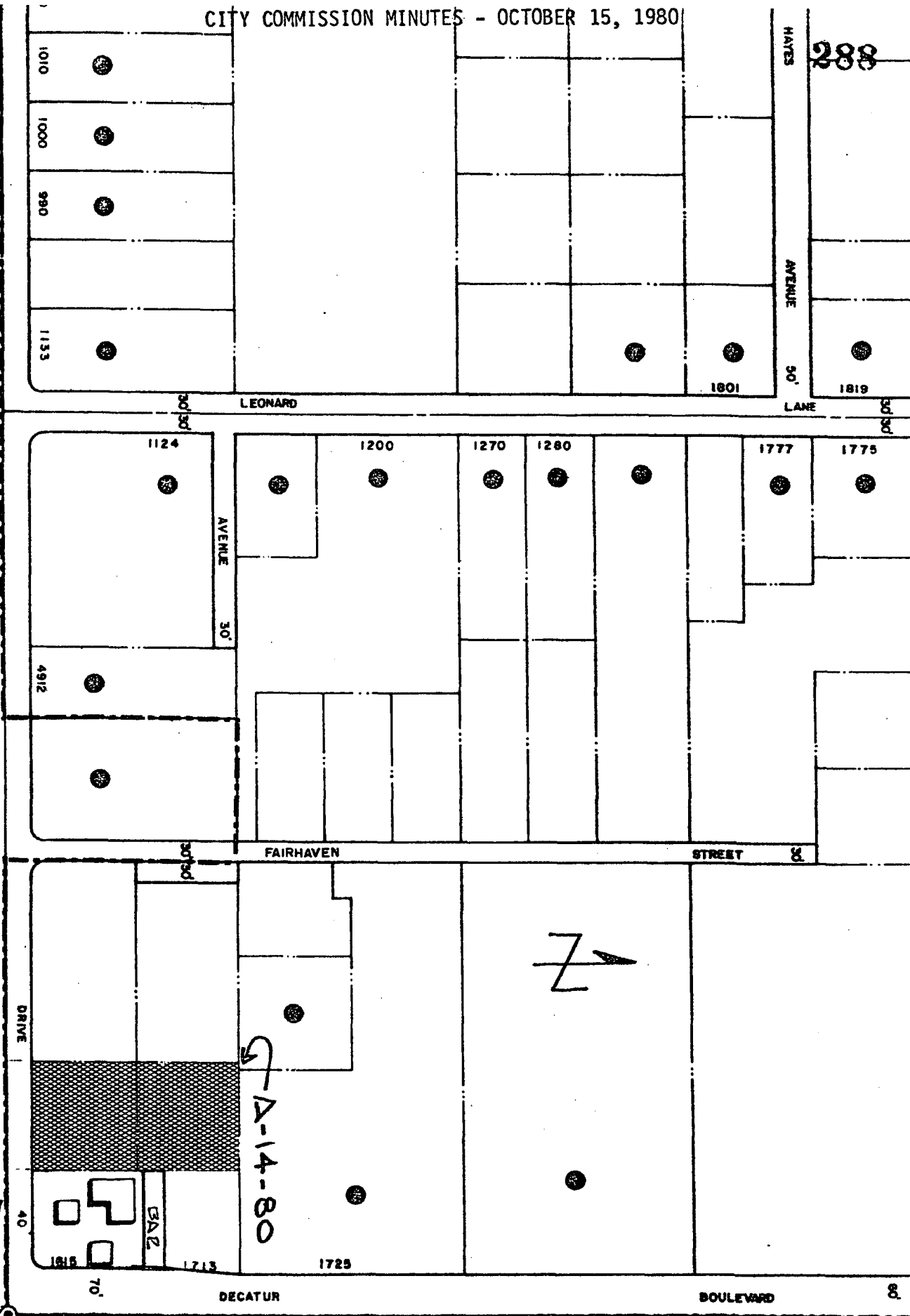
WONDER WORLD
SHOPPING CENTER

VEEDAS

DR.

CITY

Limits



DECATUR

BLVD.

M-19.7

AGENDA*City of Las Vegas*

October 15, 1980

BOARD OF CITY COMMISSIONERS
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PHONE 386-6011

ITEM

Commission Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)I. WAIVER OF SIDEWALK - FINAL MAP - SHADOW
ACRES UNIT NO. 1

Property generally located on the east side
of Thom Boulevard, south of Alexander Road,
R-E Zone (Under Resolution of Intent to
R-PD2).

Owner/Subdivider: C & S Enterprises

No. of Acres: 4.651 No. of Lots: 9

Planning Commission unanimously recommends
DENIAL.

Staff recommends DENIAL.

Levy -
APPROVED waiver,
with stipulation
that property
owners agree to
participate in
Assessment District
when and if required.
(This stipulation to
be in the deeds on
these properties.)
Unanimous
(Briere excused)

Clerk to notify
and Planning
to proceed.

J. REVIEW OF CONDITION - Z-32-80 - EDD BECKER

Request to change the location and height
of a required block wall on property
generally located on the northeast corner
of Spencer Street and Sahara Avenue, R-1 and
R-2 (under Resolution of Intent to P-R, C-1
and C-2).

This item should be removed from the agenda
until the Planning Commission makes a
recommendation.

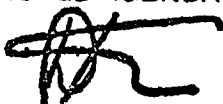
REMOVED FROM AGENDA
at request of
staff.

K. SET DATE FOR PUBLIC HEARING ON ANY ITEM
REQUIRING A PUBLIC HEARING THAT WAS ACTED
UPON BY THE PLANNING COMMISSION AT ITS
OCTOBER 9, 1980 MEETING.

VAC-16-80
VAC-17-80

11/19/80 Agenda
11/19/80 Agenda

APPROVED AGENDA ITEM



To: The Board of City Commissioners
Re: Community Planning and Development Agenda Items
October 15, 1980 City Commission Agenda

I. WAIVER OF SIDEWALK - FINAL MAP - SHADOW ACRES UNIT NO. 1

The applicant is requesting permission to waive the sidewalks on Thom Boulevard because he feels they are not needed adjacent to his half-acre residential development. Thom Boulevard is the only public street that abuts this subdivision. The subdivision is a planned development at two units per acre and all interior streets are private and sidewalks were not required on the private streets. The applicant pointed out that some of the sidewalks were waived on the R-E developments of Stage Coach Depot Subdivision that exists to the north and Homestead Estates Subdivision that exists to the south.

PLANNING COMMISSION RECOMMENDATION (6/1 vote) - DENIAL - Thom Boulevard serves as a collector street that will have substantial traffic on it and there should be a sidewalk area for pedestrians.

STAFF RECOMMENDATION: DENIAL - The Department of Public Services feels sidewalks will be needed along Thom Boulevard as the area develops.

(SEE ATTACHED LOCATION MAP)

NORTH LAS VEGAS

DECATUR

CITY LIMITS

BLVD.

RD.

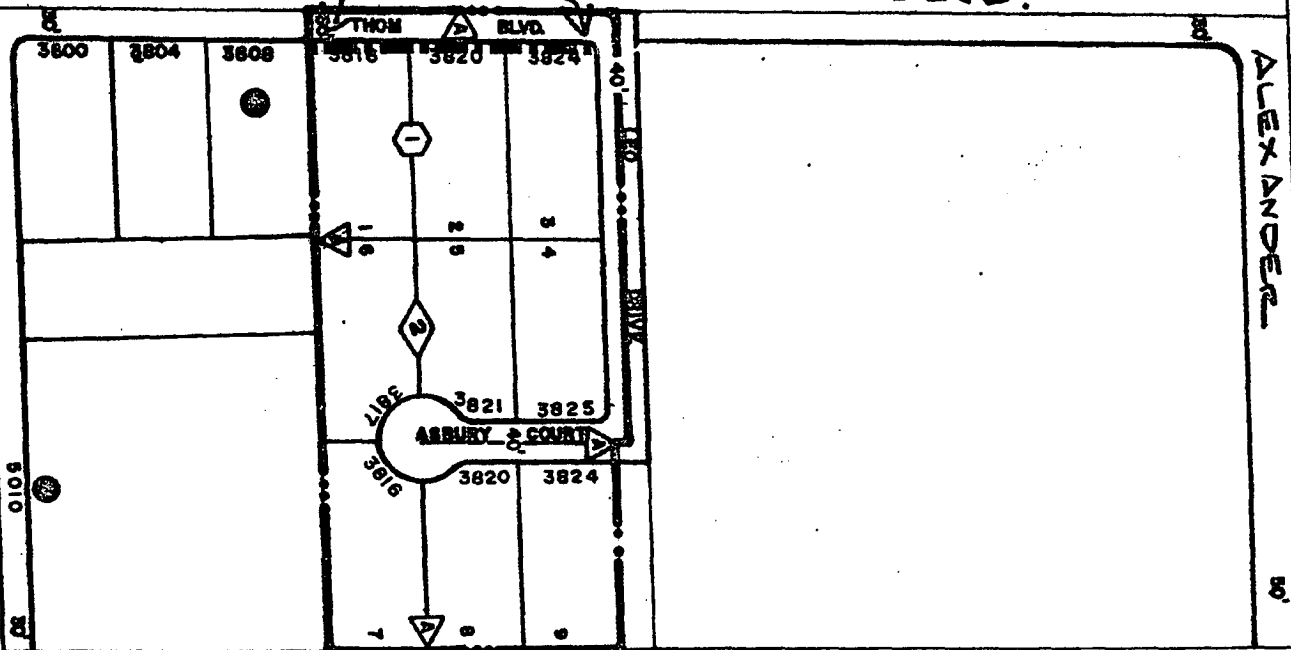
RD.

ALEXANDER

BLVD.

THOM

REQUEST FOR
SIDEWALK
WAIVER



To: The Board of City Commissioners
Re: Community Planning and Development Agenda Items
October 15, 1980 City Commission Agenda

J. REVIEW OF CONDITION - Z-32-80 - EDD BECKER

This item was placed on the agenda prior to the Planning Commission acting on it at last week's meeting. The Planning Commission held this request in abeyance so the surrounding property owners could be notified. Consequently, this item should be removed from the agenda until the Planning Commission makes a recommendation.

(LOCATION MAP ATTACHED)

Item X.

7-32-80

COUNTY

SPAHARR AVE

SPENCER ST

NEVADA POWER SUB STATION

SEVENTEENTH

STREET

1636	1632	1638
13	12	14
15	16	17
18	19	20

2308	2304	2300	2296	2292	2288	2284	2280	2276	2272	2268	2264	2260	2256	2252	2248	2244	2240	2236	2232	2228	2224	2220	2216	2212	2208	2204	2200	2196	2192	2188	2184	2180	2176	2172	2168	2164	2160	2156	2152	2148	2144	2140	2136	2132	2128	2124	2120	2116	2112	2108	2104	2100	2096	2092	2088	2084	2080	2076	2072	2068	2064	2060	2056	2052	2048	2044	2040	2036	2032	2028	2024	2020	2016	2012	2008	2004	2000	1996	1992	1988	1984	1980	1976	1972	1968	1964	1960	1956	1952	1948	1944	1940	1936	1932	1928	1924	1920	1916	1912	1908	1904	1900	1896	1892	1888	1884	1880	1876	1872	1868	1864	1860	1856	1852	1848	1844	1840	1836	1832	1828	1824	1820	1816	1812	1808	1804	1800	1796	1792	1788	1784	1780	1776	1772	1768	1764	1760	1756	1752	1748	1744	1740	1736	1732	1728	1724	1720	1716	1712	1708	1704	1700	1696	1692	1688	1684	1680	1676	1672	1668	1664	1660	1656	1652	1648	1644	1640	1636	1632	1628	1624	1620	1616	1612	1608	1604	1600	1596	1592	1588	1584	1580	1576	1572	1568	1564	1560	1556	1552	1548	1544	1540	1536	1532	1528	1524	1520	1516	1512	1508	1504	1500	1496	1492	1488	1484	1480	1476	1472	1468	1464	1460	1456	1452	1448	1444	1440	1436	1432	1428	1424	1420	1416	1412	1408	1404	1400	1396	1392	1388	1384	1380	1376	1372	1368	1364	1360	1356	1352	1348	1344	1340	1336	1332	1328	1324	1320	1316	1312	1308	1304	1300	1296	1292	1288	1284	1280	1276	1272	1268	1264	1260	1256	1252	1248	1244	1240	1236	1232	1228	1224	1220	1216	1212	1208	1204	1200	1196	1192	1188	1184	1180	1176	1172	1168	1164	1160	1156	1152	1148	1144	1140	1136	1132	1128	1124	1120	1116	1112	1108	1104	1100	1096	1092	1088	1084	1080	1076	1072	1068	1064	1060	1056	1052	1048	1044	1040	1036	1032	1028	1024	1020	1016	1012	1008	1004	1000	996	992	988	984	980	976	972	968	964	960	956	952	948	944	940	936	932	928	924	920	916	912	908	904	900	896	892	888	884	880	876	872	868	864	860	856	852	848	844	840	836	832	828	824	820	816	812	808	804	800	796	792	788	784	780	776	772	768	764	760	756	752	748	744	740	736	732	728	724	720	716	712	708	704	700	696	692	688	684	680	676	672	668	664	660	656	652	648	644	640	636	632	628	624	620	616	612	608	604	600	596	592	588	584	580	576	572	568	564	560	556	552	548	544	540	536	532	528	524	520	516	512	508	504	500	496	492	488	484	480	476	472	468	464	460	456	452	448	444	440	436	432	428	424	420	416	412	408	404	400	396	392	388	384	380	376	372	368	364	360	356	352	348	344	340	336	332	328	324	320	316	312	308	304	300	296	292	288	284	280	276	272	268	264	260	256	252	248	244	240	236	232	228	224	220	216	212	208	204	200	196	192	188	184	180	176	172	168	164	160	156	152	148	144	140	136	132	128	124	120	116	112	108	104	100	96	92	88	84	80	76	72	68	64	60	56	52	48	44	40	36	32	28	24	20	16	12	8	4	0

1636	1632	1638
13	12	14
15	16	17
18	19	20

ST LOUIS AVE

AGENDA

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BOARD OF CITY COMMISSIONERS

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

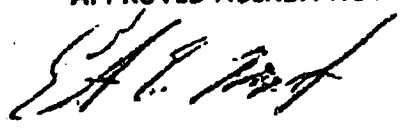
Commission Action

Department Action

XI. ADDENDUM ITEMS

NONE

APPROVED AGENDA ITEM



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XII. CITIZEN PARTICIPATION

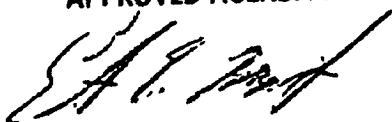
Items raised under this portion of the Agenda cannot be acted upon by the City Commission until the Notice provisions of the Open Meeting Law have been complied with. Therefore, action on such items will have to be considered at a later meeting.

NONE

MEETING RECESSED UNTIL 9 A.M.
FRIDAY, OCTOBER 24, 1980,
CITY COMMISSION CHAMBERS.

AFTERNOON SESSION ENDED AT
APPROXIMATELY 5:10 P.M.

APPROVED AGENDA ITEM



AGENDA*City of Las Vegas*

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Department Action

RECESSED MEETING FROM OCTOBER 15, 1980 - TO
BE RESUMED FRIDAY, OCTOBER 24, 1980 AT 9:00 A.M.
CITY COMMISSION CHAMBERS

ALL MEMBERS OF THE BOARD PRESENT
EXCEPT COMMISSIONER WOOFER WHO WAS
TEMPORARILY EXCUSED UNTIL 9:30 A.M.
MEETING BEGAN AT 9:10 A.M.

III. Department of Business Activity
Ila M. Britt, Director

F. LIQUOR - RECLASSIFICATION

3. *THE DRAGON RESTAURANT
1000 E. Sahara, Suite E, F

From: Restaurant Beverage
To: Service Bar

Thomas Sin Yee Kwok, 100%

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

Lurie -
APPROVED subject to
provisions.
Unanimous
(Woofter - temp.
excused)

Staff to proceed

IV(a) Administrative Agenda
Russell W. Dorn, City Manager

- C. DISCUSSION AND POSSIBLE ACTION ON A
RESOLUTION REGARDING QUESTION 6.

Levy -
ADOPTED resolution
opposing Question 6
as submitted.
Unanimous*

Mayor & Clerk
authorized to
sign. Staff to
proceed.

- D. DISCUSSION AND POSSIBLE ACTION ON A
RESOLUTION REGARDING THE TRANSPORTING AND
DISPOSAL OF NUCLEAR WASTE MATERIALS.

Lurie -
ADOPTED resolution
in favor of halting
such actions.
Unanimous

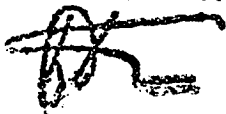
Mayor & Clerk
authorized to
sign. Staff to
proceed.

- E. DISCUSSION AND POSSIBLE ACTION ON THE
APPROVAL OF THE PROPOSED LEASE CONCERNING
THE USE OF FIVE DIESEL BUSES BY LAS VEGAS
TRANSIT SYSTEM.

Lurie -
APPROVED Lease
Agreement.
Unanimous

Mayor & Clerk
authorized to
sign. Staff to
proceed.

APPROVED AGENDA ITEM



*Levy -
Previous Motion
FAILED to delete
reference to SB204
with Woofter &
Briare voting "yes";
Lurie, Levy &
Christensen voting
"no."

AGENDA*City of Las Vegas*

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ITEM

Commission Action

Department Action

IV(g) Department of General Services
Dan R. Pilkington, Director

A. AWARD OF BIDS

2. Modifications to Waste Water Treatment Plant
 Department of Public Services
 Engineering Design Division

Christensen -
 APPROVED as per
 recommendation.
 Unanimous

Staff to proceed

V. George F. Ogilvie - City Attorney

- H. DISCUSSION AND POSSIBLE ACTION ON THE
 EXTENSION OF THE AGREEMENT WITH J.C.S.
 BENCH ADVERTISING COMPANY.

Woofter -
 APPROVED extension
 for six-month
 period.
 Unanimous

City Attorney
 and staff to
 proceed

MEETING WAS ADJOURNED AT 10:25 A.M.

APPROVED AGENDA ITEM

