

S.V.

City of Las Vegas

RECOMMENDING COMMITTEE MEETING
CITY HALL, 400 STEWART AVENUE
CITY MANAGER'S EIGHTH FLOOR CONFERENCE ROOM
CITY OF LAS VEGAS INTERNET ADDRESS: www.lasvegasnevada.gov
APRIL 20, 2010
9:00 A.M.

THE RECOMMENDING COMMITTEE WILL RECEIVE PUBLIC INPUT ON EACH ITEM OF LEGISLATION BEING CONSIDERED THE RECOMMENDING COMMITTEE MAY, THEREAFTER, CONTINUE THE HEARING TO A FUTURE DATE OR FORMULATE A RECOMMENDATION TO THE CITY COUNCIL FOR PASSAGE, REJECTION OR AMENDMENT OF THE PROPOSED BILL ANY MEMBER OF THE CITY COUNCIL MAY SUBSTITUTE FOR A MEMBER OF THE RECOMMENDING COMMITTEE AT ANY TIME.

DUPLICATE AUDIO CDS MAY BE AVAILABLE AT A COST OF \$5 00 EACH THROUGH THE CITY CLERK'S OFFICE

- 1 CALL TO ORDER
- 2. ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
- 3 Bill No 2010-15 – Reduces the minimum amount of meal-service seating that must be provided by establishments with beer/wine/cooler on-sale and beer/wine/cooler on-off-sale licenses. Sponsored by Councilman Gary Reese
- 4 Bill No 2010-16 – Requires certain contractors and employers of employees hired to staff gaming hospitality operations to be signatory to collective bargaining agreements where the City or the City's Redevelopment Agency has a specified financial or proprietary interest Proposed by. Bradford R. Jerbic, City Attorney
- 5. CITIZENS PARTICIPATION: Public comment during this portion of the agenda must be limited to matters within the jurisdiction of the committee No subject may be acted upon by the committee unless that subject is on the agenda and is scheduled for action If you wish to be heard, come to the podium and give your name for the record The amount of discussion on any single subject, as well as the amount of time any single speaker is allowed, may be limited
- 6 ADJOURNMENT

ALL INTERESTED PERSONS ARE INVITED TO ATTEND Copies of the above Bills may be obtained through the Office of the City Clerk, Monday through Friday, 8 00 A M to 5 00 P.M

Facilities are provided throughout City Hall for the convenience of disabled persons. Reasonable efforts will be made to assist and accommodate physically handicapped persons If you need an accommodation to attend and participate in this meeting, please call the City Clerk's office at 229-6311 and advise of your need at least 48 hours in advance of the meeting

THIS MEETING HAS BEEN PROPERLY NOTICED AND POSTED AT THE FOLLOWING LOCATIONS
City Clerk's Bulletin Board, City Hall Plaza, 2nd Floor Skybridge
Bulletin Board, City Hall Plaza, (next door to Metro Records)
Las Vegas Library, 833 Las Vegas Boulevard North
Clark County Government Center, 500 S. Grand Central Parkway
Grant Sawyer Building, 555 E. Washington Avenue

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AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: APRIL 20, 2010

DEPARTMENT: CITY CLERK

DIRECTOR: BEVERLY K. BRIDGES

SUBJECT:

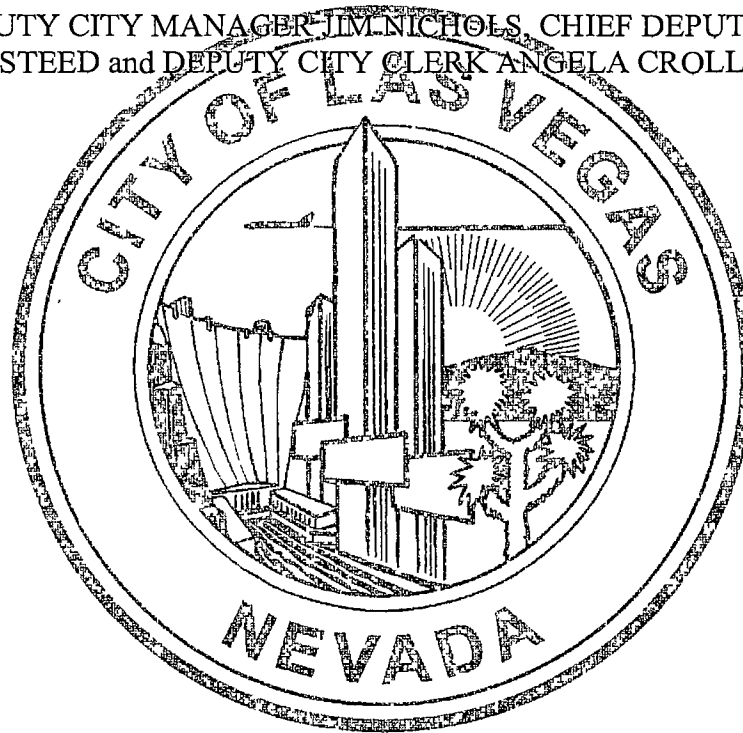
CALL TO ORDER

Minutes:

COUNCILMAN BARLOW called the meeting to order at 9:05 a.m.

PRESENT: COUNCILMAN BARLOW and COUNCILWOMAN TARKANIAN

Also Present: DEPUTY CITY MANAGER JIM NICHOLS, CHIEF DEPUTY CITY ATTORNEY VAL STEED and DEPUTY CITY CLERK ANGELA CROLLI



AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: APRIL 20, 2010

DEPARTMENT: CITY CLERK

DIRECTOR: BEVERLY K. BRIDGES

SUBJECT:

ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW

Minutes:

ANNOUNCEMENT MADE - Meeting noticed and posted at the following locations: City Clerk's Bulletin Board, City Hall Plaza, 2nd Floor Skybridge; Clark County Government Center, 500 South Grand Central Parkway; Las Vegas Library, 833 Las Vegas Boulevard North; Grant Sawyer Building, 555 East Washington Avenue; Bulletin Board, City Hall Plaza (next to Metro Records)



AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: APRIL 20, 2010

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

Consent Discussion

SUBJECT:

Bill No. 2010-15 – Reduces the minimum amount of meal-service seating that must be provided by establishments with beer/wine/cooler on-sale and beer/wine/cooler on-off-sale licenses.
Sponsored by: Councilman Gary Reese

Fiscal Impact

No Impact Augmentation Required
 Budget Funds Available

Amount:
Funding Source:
Dept./Division:

PURPOSE/BACKGROUND:

This bill will reduce from 45 to 30 the minimum number of meal-service seats that must be provided by establishments with beer/wine/cooler on-sale and beer/wine/cooler on-off-sale licenses.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

- 1. Bill No. 2010-15
- 2. Business Impact Statement

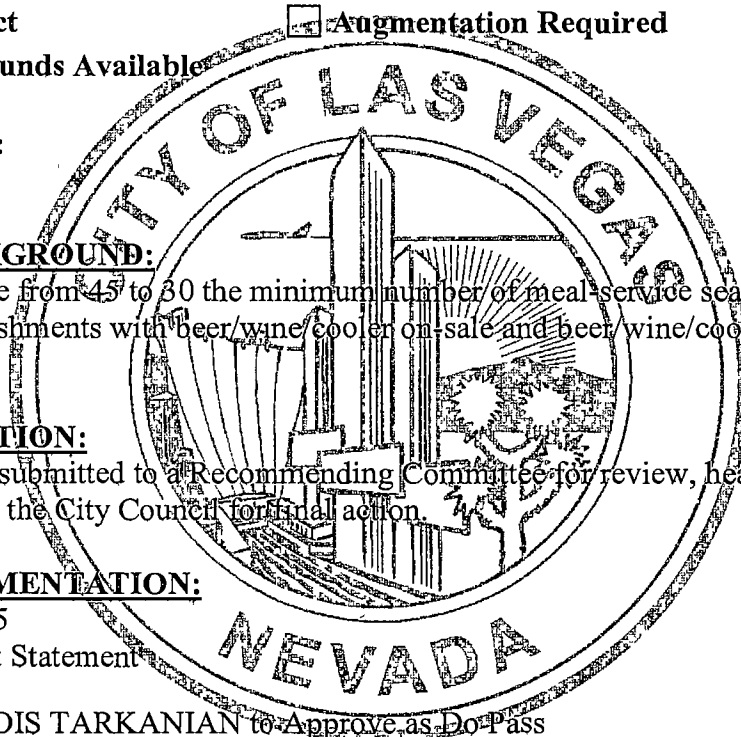
Motion made by LOIS TARKANIAN to Approve as Do Pass

Passed For: 2; Against: 0; Abstain: 0; Did Not Vote: 0, Excused: 0
LOIS TARKANIAN, RICKI Y. BARLOW; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

COUNCILMAN BARLOW declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY VAL STEED explained that the current license requirements require 45 meal serving seats for beer/wine/cooler on-sale and beer/wine/cooler on-off-sale establishments, as set forth in the licensing code and reflected in the zoning code. This bill would amend both codes and reduce the number of seats from 45 to 30.



RECOMMENDING COMMITTEE MEETING OF: APRIL 20, 2010

COUNCILMAN BARLOW asked the reason for the reduction of seats. CHIEF DEPUTY CITY ATTORNEY STEED clarified that in the past these were different types of establishments; those that focused on food and those that focused on alcohol and requiring a certain amount of seating. There has been a request to have the amount reduced to accommodate the facilities and retain the same licenses.

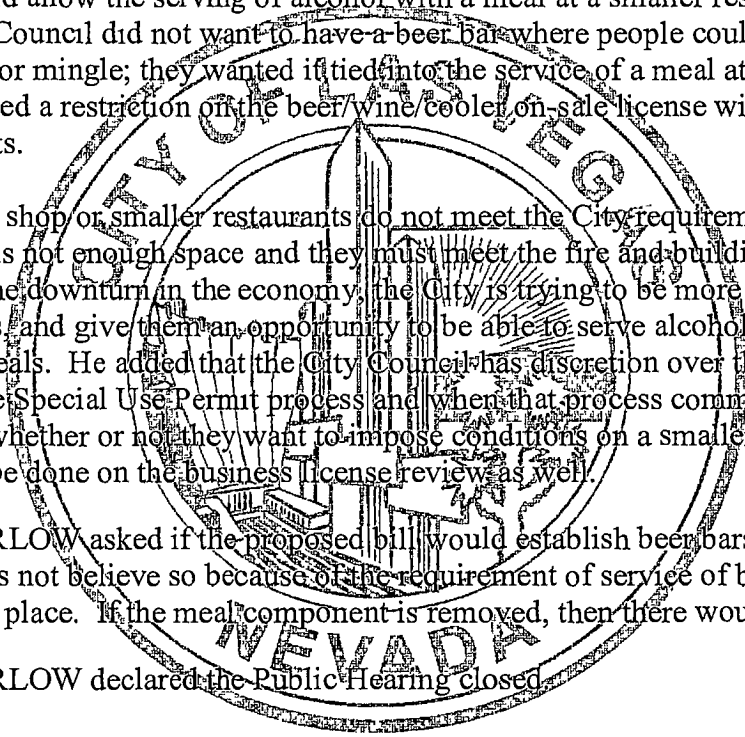
COUNCILWOMAN TARKANIAN stated that these types of establishments are having a difficult time due the downturn in the economy. This bill would help businesses remain open.

JIM DiFIORE, Manager of Business Services, explained that the difference between the beer/wine/cooler on-sale license and a supper club license is that the supper club is tied to a percentage of alcohol and food that is served and must be maintained during the course of the license. The bill would allow the serving of alcohol with a meal at a smaller restaurant. In the early 1980s, the City Council did not want to have a beer bar where people could only buy a beer and sit and watch TV or mingle; they wanted it tied into the service of a meal at that location. Therefore, they imposed a restriction on the beer/wine/cooler on-sale license with a minimum requirement of 45 seats.

Currently, a sandwich shop or smaller restaurants do not meet the City requirements for 45 seats, simply because there is not enough space and they must meet the fire and building and safety requirements. With the downturn in the economy, the City is trying to be more business friendly for smaller restaurants and give them an opportunity to be able to serve alcohol, in this case, beer and wine with meals. He added that the City Council has discretion over these types of operations through the Special Use Permit process and when that process commences, they will be able to determine whether or not they want to impose conditions on a smaller restaurant with 30 seats. This could be done on the business license review as well.

COUNCILMAN BARLOW asked if the proposed bill would establish beer bars. MR. DiFIORE responded that he does not believe so because of the requirement of service of beer and wine with a meal remain in place. If the meal component is removed, then there would be a beer bar.

COUNCILMAN BARLOW declared the Public Hearing closed.



1 **BILL NO. 2010-15**

2 **ORDINANCE NO. _____**

3 AN ORDINANCE TO REDUCE THE MINIMUM AMOUNT OF MEAL-SERVICE SEATING
4 THAT MUST BE PROVIDED BY ESTABLISHMENTS WITH BEER/WINE/COOLER ON-SALE
5 AND BEER/WINE/COOLER ON-OFF-SALE LICENSES, AND TO PROVIDE FOR OTHER
6 RELATED MATTERS.

7 Sponsored by: Councilman Gary Reese

8 Summary: Reduces the minimum amount of
9 meal-service seating that must be provided by
10 establishments with beer/wine/cooler on-sale
11 and beer/wine/cooler on-off-sale licenses.

12 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
13 AS FOLLOWS:

14 SECTION 1: Title 6, Chapter 50, Section 50, of the Municipal Code of the City of
15 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

16 **6.50.050:** A beer/wine/cooler on-sale license authorizes the sale only of beer, wine and coolers
17 for consumption only in connection with and during the consumption of a meal on the premises where
18 the same is sold, and where such beverages are served by the licensee or an authorized employee of
19 the licensee. Such a license may be issued only in connection with a restaurant, and the actual seating
20 available at all times for the service of meals (whether at tables, counters or booths) must
21 accommodate at least [forty-five] thirty persons.

22 SECTION 2: Title 6, Chapter 50, Section 70, of the Municipal Code of the City of
23 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows.

24 **6.50.070:** A beer/wine/cooler on-off-sale license authorizes:

25 (A) The sale only of beer, wine and coolers for consumption only in connection
26 with and during the consumption of a meal on the premises where the same is sold, and where such
27 beverages are served by the licensee or an authorized employee of the licensee; and

28 (B) The sale, to consumers only and not for resale, only of beer, wine and coolers,
in original sealed or corked containers, for consumption off the premises where the same are sold.

➔ Such a license may be issued only in connection with a restaurant, grocery store or convenience
store in which the actual seating available at all times for the service of meals (whether at tables,

1 counters or booths) must accommodate at least [forty-five] thirty persons.

2 SECTION 3: Table 2 of the Land Use Tables adopted in Title 19, Chapter 4, Section
3 10, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by
4 amending the description of the use "Beer/Wine/Cooler On-and Off-Sale Establishment," as found
5 in the "Retail and Personal Services" element of Table 2, to read as follows:

6 **Description:**

7 An establishment:

- 8 1. Whose license to sell alcoholic beverages is limited to:
 - 9 a. The sale of beer, wine and coolers for consumption only in connection with a
10 meal on the premises where the same is sold; and
 - 11 b. The sale of beer, wine and coolers to consumers only and not for resale, in
12 original sealed or corked containers, for consumption off the premises where the same are sold; and
- 13 2. Is operated in connection with a restaurant, grocery store or convenience store in which
14 [45] 30 or more people may be served with meals at any one time at tables or stools.

15 SECTION 4: Table 2 of the Land Use Tables adopted in Title 19, Chapter 4, Section
16 10, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by
17 amending the description of the use "Beer/Wine/Cooler On-Sale Establishment," as found in the
18 "Retail and Personal Services" element of Table 2, to read as follows:

19 **Description:**

20 An establishment whose license to sell alcoholic beverages is limited to the sale of beer, wine and
21 coolers for consumption only in connection with a meal on the premises where the same is sold, and
22 is operated in connection with a restaurant in which [45] 30 or more people may be served with meals
23 at any one time at tables or stools.

24 SECTION 5: Title 19, Chapter 20, Section 20, of the Municipal Code of the City of
25 Las Vegas, Nevada, 1983 Edition, is hereby amended by amending the definition of the use
26 "Beer/Wine/Cooler On- and Off-Sale Establishment" to read as follows:

27 "Beer/Wine/Cooler On- and Off-Sale Establishment" means an establishment:

- 28 (1) Whose license to sell alcoholic beverages is limited to:

1 (a) The sale of beer, wine and coolers for consumption only in connection with a
2 meal on the premises where the same is sold; and

3 (b) The sale of beer, wine and coolers to consumers only and not for resale, in
4 original sealed or corked containers, for consumption off the premises where the same are sold; and

5 (2) Is operated in connection with a restaurant, grocery store or convenience store in which
6 [forty-five] thirty or more people may be served with meals at any one time at tables or stools.

7 SECTION 6: Title 19, Chapter 20, Section 20, of the Municipal Code of the City of
8 Las Vegas, Nevada, 1983 Edition, is hereby amended by amending the definition of the use
9 "Beer/Wine/Cooler On-Sale Establishment" to read as follows:

10 "Beer/Wine/Cooler On-Sale Establishment" means an establishment whose license to sell alcoholic
11 beverages is limited to the sale of beer, wine and coolers for consumption only in connection with a
12 meal on the premises where the same is sold, and is operated in connection with a restaurant in which
13 [forty-five] thirty or more people may be served with meals at any one time at tables or stools.

14 SECTION 7: For purposes of Section 2.100(3) of the City Charter, LVMC 19.04.010
15 and 19.20.020 are deemed to be subchapters rather than sections.

16 SECTION 8: If any section, subsection, subdivision, paragraph, sentence, clause or
17 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or
18 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
19 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
20 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
21 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
22 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
23 invalid or ineffective.

24 SECTION 9: Whenever in this ordinance any act is prohibited or is made or declared
25 to be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is
26 required or the failure to do any act is made or declared to be unlawful or an offense or a
27 misdemeanor, the doing of such prohibited act or the failure to do any such required act shall
28 constitute a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than

1 \$1,000.00 or by imprisonment for a term of not more than six months, or by any combination of such
2 fine and imprisonment. Any day of any violation of this ordinance shall constitute a separate offense.

3 SECTION 10: All ordinances or parts of ordinances or sections, subsections, phrases,
4 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
5 1983 Edition, in conflict herewith are hereby repealed.

6 PASSED, ADOPTED and APPROVED this _____ day of _____, 2010.

7 APPROVED:
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9 By _____
OSCAR B. GOODMAN, Mayor

10 ATTEST:
11 _____
12 BEVERLY K. BRIDGES, MMC
City Clerk

13 APPROVED AS TO FORM:
14 Val Steed 3-26-10
Date

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1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 _____ day of _____, 2010, and referred to the following committee composed of
3 _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the _____ day of
5 _____, 2010, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council
7 as first introduced and adopted by the following vote:

8 VOTING "AYE": _____
9 VOTING "NAY": _____
10 ABSENT: _____

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12 APPROVED:

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14 By _____
OSCAR B. GOODMAN, Mayor

15 ATTEST:
16 _____
17 BEVERLY K. BRIDGES, MMC
City Clerk

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**BUSINESS IMPACT STATEMENT
BILL NO. 2010-15**

(Reduces the minimum amount of meal-service seating that must be provided by establishments with beer/wine/cooler on-sale and beer/wine/cooler on-off-sale licenses)

This business impact statement was prepared pursuant to NRS 237.090 to address the impact of a proposed ordinance, Bill No. 2010-15, that would reduce the minimum amount of meal-service seating that must be provided by establishments with beer/wine/cooler on-sale and beer/wine/cooler on-off-sale licenses.

1. The following constitutes a description of the number of the manner in which comment was solicited from affected businesses, a summary of their responses and an explanation of the manner in which other interested persons may obtain a copy of the summary.

Not applicable

2. The estimated economic effect of the proposed rule on businesses, including, without limitation, both adverse and beneficial effects, and both direct and indirect effects:

Adverse effects:

None

Beneficial effects:

Reduced seating requirements for licensees

Direct effects:

Reduced seating requirements for licensees

Indirect effects:

None

3. The following constitutes a description of the methods the local government considered to reduce the impact of the proposed rule on businesses and a statement regarding whether any, and if so which, of these methods were used:

Not applicable

4. The governing body estimates the annual cost to the local government for enforcement of the proposed rule is:

No additional cost

5. If the proposed rule provides for a new fee or increases an existing fee, the total annual amount expected to be collected is:

Not applicable

6. If the proposed rule provides for a new fee or increases an existing fee, the money generated by the new fee or increase in existing fee will be used by the local government to:

Not applicable

7. If the proposed rule includes provisions that duplicate or are more stringent than federal, state or local standards regulating the same activity, the following explains when such duplicative or more stringent provisions are necessary:

Not applicable

Date: March 24, 2010

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: APRIL 20, 2010

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

Consent Discussion

SUBJECT:

Bill No. 2010-16 – Requires certain contractors and employers of employees hired to staff gaming hospitality operations to be signatory to collective bargaining agreements where the City or the City’s Redevelopment Agency has a specified financial or proprietary interest. Proposed by: Bradford R. Jerbic, City Attorney

Fiscal Impact

No Impact Augmentation Required
 Budget Funds Available

Amount:
Funding Source:
Dept./Division:

PURPOSE/BACKGROUND:

This bill will require certain contractors and employers of employees hired to staff gaming hospitality operations to be signatory to collective bargaining agreements where the City or the City’s Redevelopment Agency has a specified financial or proprietary interest. The bill is in furtherance of the Memorandum of Understanding that the City and the Redevelopment Agency entered into with the Culinary Workers Union Local 226 last December.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

- 1. Bill No. 2010-16
- 2. Business Impact Statement

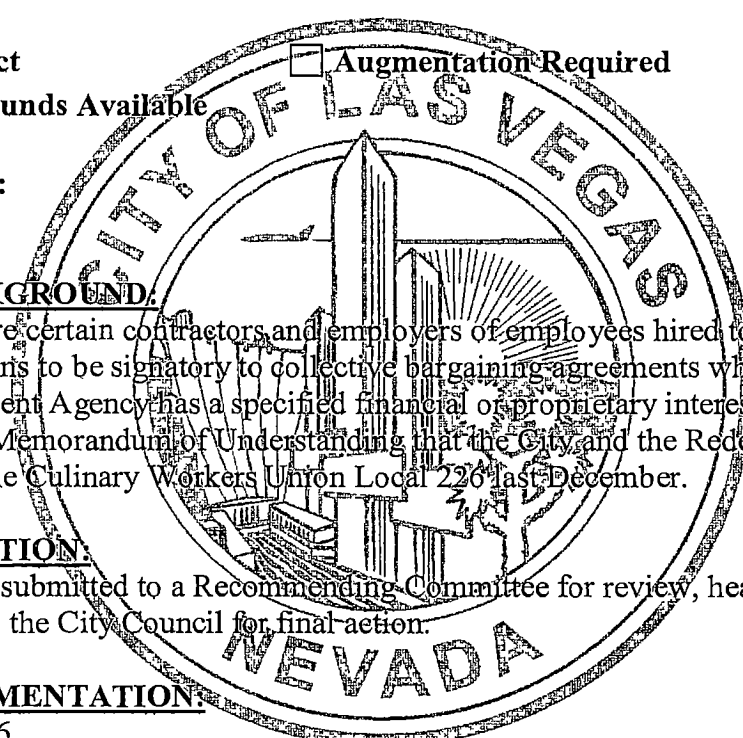
Motion made by LOIS TARKANIAN to Hold in abeyance to 5/4/2010

Passed For: 2, Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
LOIS TARKANIAN, RICKI Y. BARLOW; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

COUNCILMAN BARLOW declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY VAL STEED explained that last December the City Council approved a Memorandum of Understanding (MOU) with the Culinary Union, including



RECOMMENDING COMMITTEE MEETING OF: APRIL 20, 2010

the Redevelopment Agency. One of the elements of the agreement was that the City would bring forward an ordinance, when the City has a financial interest, requiring that the contractors and employers staffing a gaming hospitality operation would sign a collective bargaining agreement. The proposed bill implements that portion of the MOU.

CHIEF DEPUTY CITY ATTORNEY STEED indicated that CITY ATTORNEY BRAD JERBIC would present a more detailed background; therefore, he requested 2010-16 be held in abeyance to the 5/4/2010 Recommending Committee meeting but retain the adoption schedule of Bill 2010-15 so that both bills will be published to be eligible for adoption on 5/5/2010.

COUNCILMAN BARLOW declared the Public Hearing closed.



1 **BILL NO. 2010-16**

2 **ORDINANCE NO. _____**

3 AN ORDINANCE TO REQUIRE CERTAIN CONTRACTORS AND EMPLOYERS OF
4 EMPLOYEES HIRED TO STAFF GAMING HOSPITALITY OPERATIONS TO BE
5 SIGNATORY TO COLLECTIVE BARGAINING AGREEMENTS WHERE THE CITY OR
THE CITY'S REDEVELOPMENT AGENCY HAS A SPECIFIED FINANCIAL OR
PROPRIETARY INTEREST, AND TO PROVIDE FOR OTHER RELATED MATTERS.

6 Proposed by: Bradford R. Jerbic, City Attorney

7 Summary: Requires certain contractors and
8 employers of employees hired to staff gaming
9 hospitality operations to be signatory to
collective bargaining agreements where the
City or the City's Redevelopment Agency has
a specified financial or proprietary interest.

10 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN

11 AS FOLLOWS:

12 SECTION 1: Title 4 of the Municipal Code of the City of Las Vegas, Nevada, 1983
13 Edition, is hereby amended by adding thereto a new chapter, designated as Chapter 36, consisting of
14 Sections 10 to 30, inclusive, reading as follows:

15 **4.36.010:** The City is authorized by State law and by Charter authority to engage in
16 redevelopment activities. The City Council has the corresponding authority to establish limitations
17 and conditions on the use of redevelopment funds and other resources. It is the intent of this Chapter
18 to establish conditions on the use of redevelopment resources when they are used to assist in the
19 development of projects for gaming hospitality operations in which the City or the City's
20 Redevelopment Agency has a specified financial or proprietary interest in such operations in order to
21 protect such interest from jeopardy resulting from labor disputes.

22 **4.36.020:** As used in this Chapter and except as the context otherwise requires, the following
23 terms shall have the meanings ascribed to them:

24 "Capital project" means a project which is financed by debt or by other funds of the City or
25 the Redevelopment Agency and which meets all of the following:

26 (A) Is an undertaking to construct, repair, renovate, improve, equip, furnish or
27 acquire any:

28 (1) Building, structure, facility or physical public betterment or

1 improvement;

2 (2) Land or rights in land; or

3 (3) Furnishings, machinery, apparatus or equipment, for a building,
4 structure, facility or physical public betterment or improvement;

5 (B) Has an estimated useful life in excess of five years; and

6 (C) Has an estimated financial cost in excess of one hundred thousand dollars.

7 "Contract under 29 U.S.C. Section 185" means a labor contract to which 29 U.S.C. Section
8 185 (a) applies, as that provision has been interpreted by the United States Supreme Court.

9 "Contractor" means any person party to a qualifying contract.

10 "Employer" means an employer of employees hired to staff or work at a gaming hospitality
11 operation.

12 "Gaming hospitality operation" means a hotel or other establishment that:

13 (A) Provides lodging and other guest accommodations, or other hospitality services;

14 and

15 (B) Is licensed for nonrestricted gaming.

16 "Hospitality workers" means all full-time or part-time employees in a gaming hospitality
17 operation, except supervisors, managers and guards.

18 "No-strike pledge" means the prohibition described in Paragraph (1) of Subsection (A) of
19 Section 4.36.030.

20 "Qualifying contract" means:

21 (A) Any contract, lease or license:

22 (1) From the City or the Redevelopment Agency to use any property of the
23 City or Redevelopment Agency for the conduct of gaming hospitality operations; or

24 (2) Pursuant to which the City or the Redevelopment Agency is entitled to
25 receive as rents, royalties or other income a percentage of the revenues of an enterprise, or any
26 payments in connection with financing of a capital project provided by or through the City or the
27 Redevelopment Agency; or

28 (B) Any subcontract, sublease, sublicense or other transfer or assignment of any

1 right, title or interest received from the City or Redevelopment Agency pursuant to any qualifying
2 contract.

3 "Redevelopment Agency" means the Redevelopment Agency of the City of Las Vegas.

4 "Valid collective bargaining agreement" means a collective bargaining agreement entered into
5 between a contractor and a labor organization lawfully serving as the exclusive collective bargaining
6 representative for the employees who provide or will provide services pursuant to a qualifying
7 contract.

8 **4.36.030:** (A) As a condition precedent to any qualifying contract, each and every contractor
9 and employer of employees hired to staff a gaming hospitality operation shall be or become signatory
10 to a valid collective bargaining agreement or other contract under 29 U.S.C. Section 185 with any
11 labor organization seeking to represent hospitality workers employed in the gaming hospitality
12 operation. Each collective bargaining agreement or contract under 29 U.S.C. Section 185:

13 (1) Must contain a provision prohibiting the labor organization and its
14 members, and in the case of a collective bargaining agreement, all employees covered by the
15 agreement, from engaging from any picketing, work stoppages, boycotts or any other economic
16 interference with the hospitality operations of the contractor or any persons under contract to it for the
17 duration of the time required for the repayment of public indebtedness incurred to finance the
18 acquisition or development of such capital project, or for the duration of the qualifying contract or
19 contracts for the operation of such capital project, whichever period of time is more extensive.

20 (2) Must provide that, during this time period referred to in Paragraph (1)
21 above, all disputes relating to employment conditions or the negotiation thereof shall be submitted to
22 final and binding arbitration.

23 (B) Each and every contractor and employer of employees hired to staff a gaming
24 hospitality operation shall require that any work under its qualifying contract or contracts that is to be
25 done by the contractor's or employer's contractors, subcontractors, tenants or subtenants shall be done
26 under collective bargaining agreements or other contracts under 29 U.S.C. Section 185 containing the
27 same provisions as specified in Paragraph (1) of Subsection (A) above.

28 (C) A contractor or employer shall be relieved of the obligations of this Section

1 with respect to a labor organization if the labor organization places conditions upon its no-strike
2 pledge that the City Council finds, after notice and hearing, to be arbitrary or capricious.

3 SECTION 2: If any section, subsection, subdivision, paragraph, sentence, clause or
4 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or
5 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
6 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
7 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
8 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
9 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
10 invalid or ineffective.

11 SECTION 3: All ordinances or parts of ordinances or sections, subsections, phrases,
12 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
13 1983 Edition, in conflict herewith are hereby repealed.

14 PASSED, ADOPTED and APPROVED this ____ day of _____, 2010.

15 APPROVED:
16
17 By _____
OSCAR B. GOODMAN, Mayor

18 ATTEST:
19 _____
20 BEVERLY K. BRIDGES, MMC
City Clerk

21 APPROVED AS TO FORM:
22 Valsteel 3-29-10
Date

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1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 _____ day of _____, 2010, and referred to the following committee composed of
3 _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the _____ day of
5 _____, 2010, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council
7 as first introduced and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

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APPROVED:

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By _____
OSCAR B. GOODMAN, Mayor

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15 ATTEST:

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BEVERLY K. BRIDGES, MMC
City Clerk

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**BUSINESS IMPACT STATEMENT
BILL NO. 2010-16**

(Requires certain contractors and employers of employees hired to staff gaming hospitality operations to be signatory to collective bargaining agreements where the City or the City's Redevelopment Agency has a specified financial or proprietary interest)

This business impact statement was prepared pursuant to NRS 237.090 to address the impact of a proposed ordinance, Bill No. 2010-16, that would require certain contractors and employers of employees hired to staff gaming hospitality operations to be signatory to collective bargaining agreements where the City or the City's Redevelopment Agency has a specified financial or proprietary interest.

1. The following constitutes a description of the number of the manner in which comment was solicited from affected businesses, a summary of their responses and an explanation of the manner in which other interested persons may obtain a copy of the summary.

A copy of the proposed ordinance was sent to known businesses that might potentially be affected. Inquiries have been made regarding the impact of the proposed ordinance, but no written responses were received.

2. The estimated economic effect of the proposed rule on businesses, including, without limitation, both adverse and beneficial effects, and both direct and indirect effects:

Adverse effects:

None identified

Beneficial effects:

None identified

Direct effects:

None identified

Indirect effects:

None identified

3. The following constitutes a description of the methods the local government considered to reduce the impact of the proposed rule on businesses and a statement regarding whether any, and if so which, of these methods were used:

Not applicable. Any businesses that do not wish to be subject to the requirements of this ordinance have a choice not to enter into agreements of the type that would trigger the ordinance requirements.

4. The governing body estimates the annual cost to the local government for enforcement of the proposed rule is:

No additional cost

5. If the proposed rule provides for a new fee or increases an existing fee, the total annual amount expected to be collected is:

Not applicable

6. If the proposed rule provides for a new fee or increases an existing fee, the money generated by the new fee or increase in existing fee will be used by the local government to:

Not applicable

7. If the proposed rule includes provisions that duplicate or are more stringent than federal, state or local standards regulating the same activity, the following explains when such duplicative or more stringent provisions are necessary:

Not applicable

Date: March 29, 2010

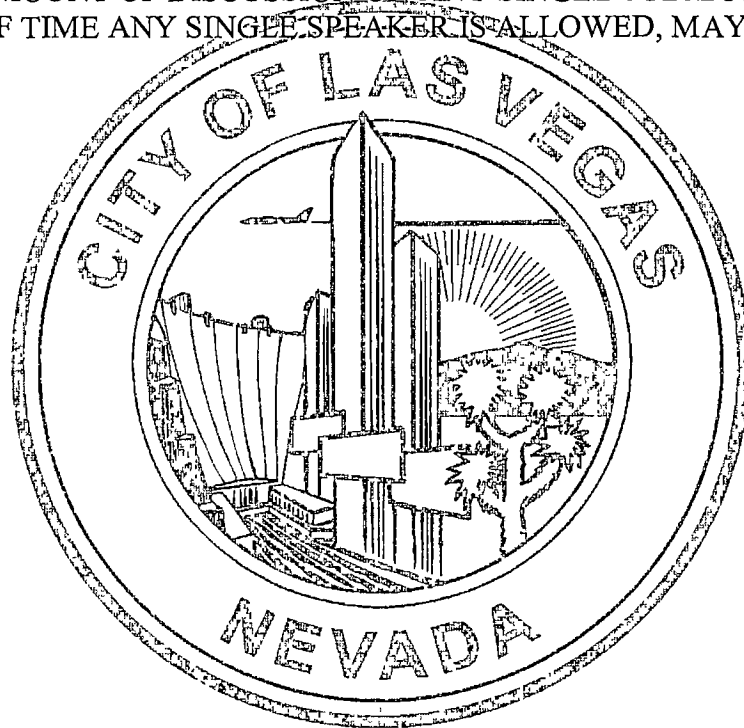
AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: APRIL 20, 2010

DEPARTMENT: CITY CLERK
DIRECTOR: BEVERLY K. BRIDGES

SUBJECT:

CITIZENS PARTICIPATION: PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS WITHIN THE JURISDICTION OF THE COMMITTEE. NO SUBJECT MAY BE ACTED UPON BY THE COMMITTEE UNLESS THAT SUBJECT IS ON THE AGENDA AND IS SCHEDULED FOR ACTION. IF YOU WISH TO BE HEARD, COME TO THE PODIUM AND GIVE YOUR NAME FOR THE RECORD. THE AMOUNT OF DISCUSSION ON ANY SINGLE SUBJECT, AS WELL AS THE AMOUNT OF TIME ANY SINGLE SPEAKER IS ALLOWED, MAY BE LIMITED

Minutes:
None.



AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: APRIL 20, 2010

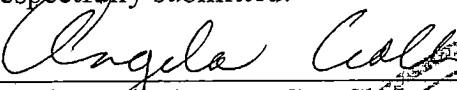
DEPARTMENT: CITY CLERK
DIRECTOR: BEVERLY K. BRIDGES

Consent Discussion

SUBJECT:
ADJOURNMENT

Minutes:
The meeting was adjourned at 9:10 a.m.

Respectfully submitted:



Angela Croft, Deputy City Clerk
April 20, 2010

