

SW

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
OCTOBER 19, 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 2010-42 – Amends the Town Center Development Standards Manual to correct the Permitted Use Matrix regarding minor auto repair garages Proposed by: M. Margo Wheeler, Director of Planning and Development
4. Bill No 2010-43 – Amends the Downtown Centennial Plan to correct certain maps and revise the requirements for tree grates. (TXT-37903) Sponsored by Mayor Oscar B. Goodman
5. Bill No. 2010-44 – Amends the licensing regulations to replace the hotel lounge bar license with the ancillary lounge bar license, and makes a corresponding change to the zoning regulations (TXT-38337) Sponsored by: Mayor Oscar B Goodman
6. Bill No. 2010-45 – Repeals provisions of the Municipal Code relating to citizen complaints about City employees. Proposed by: Bradford R. Jerbic, City Attorney
7. 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
8. 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

49

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: OCTOBER 19, 2010

DEPARTMENT: CITY CLERK

DIRECTOR: BEVERLY K. BRIDGES

SUBJECT:

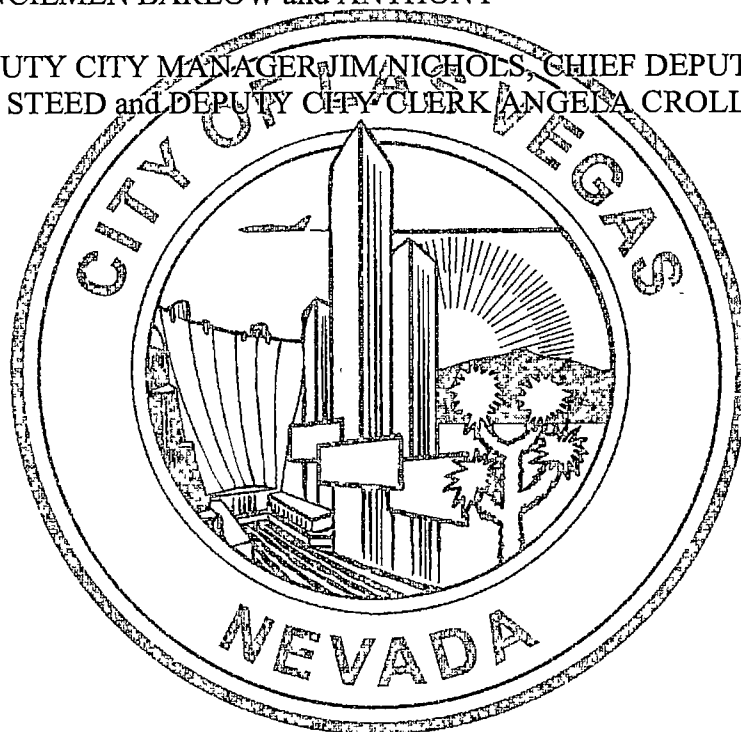
CALL TO ORDER

Minutes:

COUNCILMAN BARLOW called the meeting to order at 9:00 a.m. and noted that if the bills on this agenda are approved, they will be eligible for adoption on 11/3/2010.

PRESENT: COUNCILMEN BARLOW and ANTHONY

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: OCTOBER 19, 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: OCTOBER 19, 2010

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

Consent Discussion

SUBJECT:

Bill No. 2010-42 – Amends the Town Center Development Standards Manual to correct the Permitted Use Matrix regarding minor auto repair garages. Proposed by: M. Margo Wheeler, Director of Planning and Development

Fiscal Impact

No Impact

Augmentation Required

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

This bill will amend the Town Center Development Standards Manual regarding minor auto repair garages. It was intended that the use be a conditional use in the GC-TC District and subject to a special use permit in the SC-TC District. However, the treatment of the use in those two districts was inadvertently reversed when the Standards Manual was updated a few years ago. This bill will correct the error.

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

Bill No. 2010-42

Motion made by STAVROS S. ANTHONY to Approve as Do Pass

Passed For: 2; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

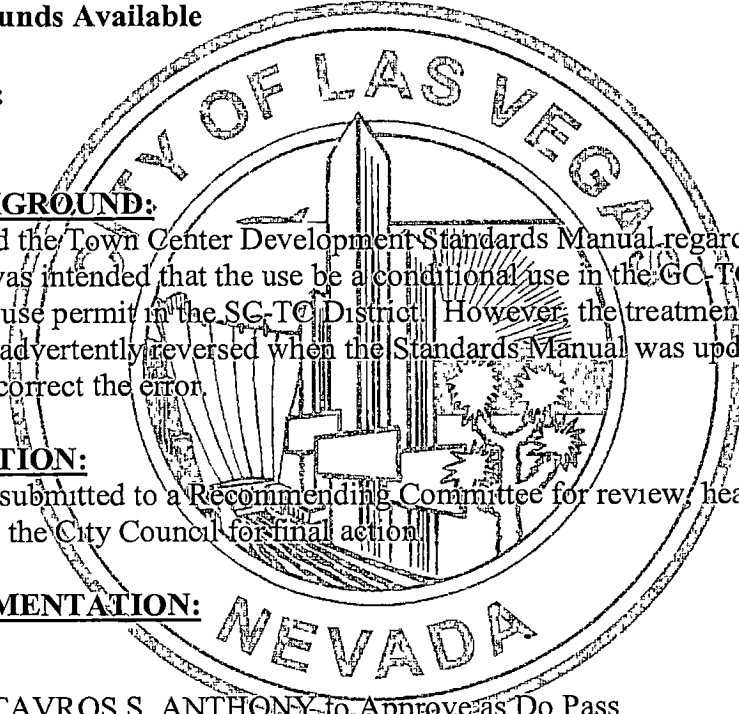
RICKI Y. BARLOW, STAVROS S. ANTHONY; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

COUNCILMAN BARLOW declared the Public Hearing open.

FLINN FAGG, Planning and Development, explained that this bill will correct the requirements for conditional use in the General Commercial District and for a special use permit in the Service Commercial District for auto repair garage/minor. Staff recommended approval.

COUNCILMAN BARLOW declared the Public Hearing closed.



1 **BILL NO. 2010-42**

2 **ORDINANCE NO. _____**

3 **AN ORDINANCE TO AMEND THE TOWN CENTER DEVELOPMENT STANDARDS MANUAL**
4 **TO CORRECT THE PERMITTED USE MATRIX REGARDING MINOR AUTO REPAIR**
5 **GARAGES, AND TO PROVIDE FOR OTHER RELATED MATTERS.**

6 Proposed by: M. Margo Wheeler, Director of
7 Planning and Development

Summary: Amends the Town Center
Development Standards Manual to correct the
Permitted Use Matrix regarding minor auto
repair garages.

8 **THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN**
9 **AS FOLLOWS:**

10 SECTION 1: The Town Center Development Standards Manual, adopted under
11 Section 19.06.110(B) of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is
12 hereby amended as set forth in Section 2 of this Ordinance. Deletions are shown by bracketing and
13 additions by underlining.

14 SECTION 2: Table 1 (the Permitted Uses Matrix), as found at the end of Section B.2
15 of the Manual, is amended by amending the entry for the use "Auto Repair Garage (Minor)" to read
16 as follows:

USES	GC	SC	UC	SX	MS	EC	L	ML	MLA	M	PF
Auto Repair Garage (Minor)	[S] <u>C</u>	[C] <u>S</u>									

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19 SECTION 3: The Planning and Development Department is authorized and directed
20 to incorporate into the Town Center Development Standards Manual the amendments made by this
21 Ordinance.

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

1 invalid or ineffective.

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

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

6 APPROVED:

7
8 By _____
9 OSCAR B. GOODMAN, Mayor

10 ATTEST:

11 _____
12 BEVERLY K. BRIDGES, MMC
13 City Clerk

14 APPROVED AS TO FORM:

15 Valsted 9-22-10
16 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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AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: OCTOBER 19, 2010

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

Consent Discussion

SUBJECT:

Bill No 2010-43 – Amends the Downtown Centennial Plan to correct certain maps and revise the requirements for tree grates. (TXT-37903) Sponsored by Mayor Oscar B. Goodman

Fiscal Impact

No Impact

Augmentation Required

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

This bill will amend the Downtown Centennial Plan to correct maps regarding 1) the boundaries of the 18b Las Vegas Arts District, and 2) the alignment of a multi-use trail. The bill will also revise the requirements for tree grates within the Plan area, allowing the use of crushed granite in tree wells as an alternative.

RECOMMENDATION:

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

BACKUP DOCUMENTATION:

Bill No. 2010-43

Motion made by STAVROS S. ANTHONY to Approve as Do Pass

Passed For: 2; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

RICKI Y. BARLOW, STAVROS S. ANTHONY; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

COUNCILMAN BARLOW declared the Public Hearing open.

FLINN FAGG, Planning and Development, stated that this bill will correct tree standards for tree grates to provide the option of using decomposed granite within the tree wells, correct the trails maps shown in the Downtown Centennial Plan to be consistent with the 2020 Las Vegas Master Plan trails map, and correct the southern boundary map of the Arts District. Staff requested approval

COUNCILMAN BARLOW declared the Public Hearing closed.

1 **BILL NO. 2010-43**

2 **ORDINANCE NO. _____**

3 AN ORDINANCE TO AMEND THE DOWNTOWN CENTENNIAL PLAN TO CORRECT
4 CERTAIN MAPS, REVISE THE REQUIREMENTS FOR TREE GRATES, AND PROVIDE FOR
OTHER RELATED MATTERS.

5 Sponsored by: Mayor Oscar B. Goodman

Summary: Amends the Downtown Centennial
Plan to correct certain maps and revise the
requirements for tree grates.

6
7 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
8 AS FOLLOWS:

9 SECTION 1: The Downtown Centennial Plan, as adopted by Ordinance No. 6051,
10 is hereby amended as set forth in Sections 2 to 14, inclusive, of this Ordinance, with text deletions
11 being shown by brackets and text additions by underlining.

12 SECTION 2: Section II(D) is amended by replacing Map 6 appearing therein with the
13 Map 6 that is attached to this Ordinance.

14 SECTION 3: Section VII(C) is amended by replacing Map 12 appearing therein with
15 the Map 12 that is attached to this Ordinance.

16 SECTION 4: Section VII(D) is amended by replacing Map 13 appearing therein with
17 the Map 13 that is attached to this Ordinance.

18 SECTION 5: Section VII(A)(4)(a) is amended by replacing Graphic 13 appearing
19 therein with the Graphic 13 that is attached to this Ordinance.

20 SECTION 6: Section VII(A)(4)(a) is amended by replacing Graphic 14 appearing
21 therein with the Graphic 14 that is attached to this Ordinance.

22 SECTION 7: Section VII(A)(4)(a) is amended by amending the fifth sentence thereof
23 to read as follows:

24 All new developments shall provide and install light fixtures, benches, trash receptacles and
25 tree grates or wells filled with crushed granite, all in accordance with the Las Vegas
26 Downtown Centennial Plan area models and specifications.

27 SECTION 8: Section VII(B)(4)(a) is amended by amending the fifth sentence thereof
28 to read as follows:

1 All new developments shall provide and install light fixtures, benches, trash receptacles and
2 tree grates or wells filled with crushed granite, all in accordance with the Las Vegas
3 Downtown Centennial Plan area models and specifications.

4 SECTION 9: Section VII(C)(4)(a) is amended by amending the fifth sentence thereof
5 to read as follows:

6 All new developments shall provide and install light fixtures, benches, trash receptacles and
7 tree grates or wells filled with crushed granite, all in accordance with the Las Vegas
8 Downtown Centennial Plan area models and specifications.

9 SECTION 10: Section VII(D)(4)(a) is amended by amending the fifth sentence thereof
10 to read as follows:

11 All new developments shall provide and install light fixtures, benches, trash receptacles and
12 tree grates or wells filled with crushed granite, all in accordance with the Las Vegas
13 Downtown Centennial Plan area models and specifications.

14 SECTION 11: Section VII(F)(4)(a) is amended by amending the fifth sentence thereof
15 to read as follows:

16 All new developments shall provide and install light fixtures, benches, trash receptacles and
17 tree grates or wells filled with crushed granite, all in accordance with the Las Vegas
18 Downtown Centennial Plan area models and specifications.

19 SECTION 12: Section VII(G)(4)(a) is amended by amending the fifth sentence thereof
20 to read as follows:

21 All new developments shall provide and install light fixtures, benches, trash receptacles and
22 tree grates or wells filled with crushed granite, all in accordance with the Las Vegas
23 Downtown Centennial Plan area models and specifications.

24 SECTION 13: Section VII(H)(4)(a) is amended by amending the fifth sentence thereof
25 to read as follows:

26 All new developments shall provide and install light fixtures, benches, trash receptacles and
27 tree grates or wells filled with crushed granite, all in accordance with the Las Vegas
28 Downtown Centennial Plan area models and specifications.

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SECTION 14: Section VII(I)(4)(a) is amended by amending the fifth sentence thereof

to read as follows:

All new developments shall provide and install light fixtures, benches, trash receptacles and tree grates or wells filled with crushed granite, all in accordance with the Las Vegas Downtown Centennial Plan area models and specifications.

SECTION 15: The Planning and Development Department is authorized and directed to incorporate into the Downtown Centennial Plan the amendments contained in this Ordinance, including an appropriate entry in the Table of Contents to show that Graphic 14 has been revised.

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

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SECTION 17: All ordinances or parts of ordinances or sections, subsections, phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, in conflict herewith are hereby repealed.

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

APPROVED:

By _____
OSCAR B. GOODMAN, Mayor

ATTEST:

BEVERLY K. BRIDGES, MMC
City Clerk

APPROVED AS TO FORM:

Val Steed 9-21-10
Date

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:

By _____
OSCAR B. GOODMAN, Mayor

ATTEST:

BEVERLY K. BRIDGES, MMC
City Clerk

City of Las Vegas

Map 6

Downtown Urban Pathways System

Downtown Trails

- | | | | |
|---|---------------------|---|--------------------------|
|  | Pioneer Trail |  | Multi-Use Transportation |
|  | Art Trail |  | Scenic Byway |
|  | Boulder Plaza |  | Cultural Corridor Trail |
|  | Entertainment Trail |  | Tortoise Trail |

Downtown Districts

-  Office Core (117.39 Acres)
-  Downtown Gateway (59.52 Acres)
-  Downtown South (203.28 Acres)
-  18b Las Vegas Arts District (82.14 Acres)
-  Parkway Center (210.14 Acres)
-  Central Casino Core (107.55 Acres)
-  Northern Strip Gateway (206.68 Acres)
-  East Village (104.67 Acres)
-  Fremont East District (25.16 Acres)
-  Symphony Park (74.25 Acres)

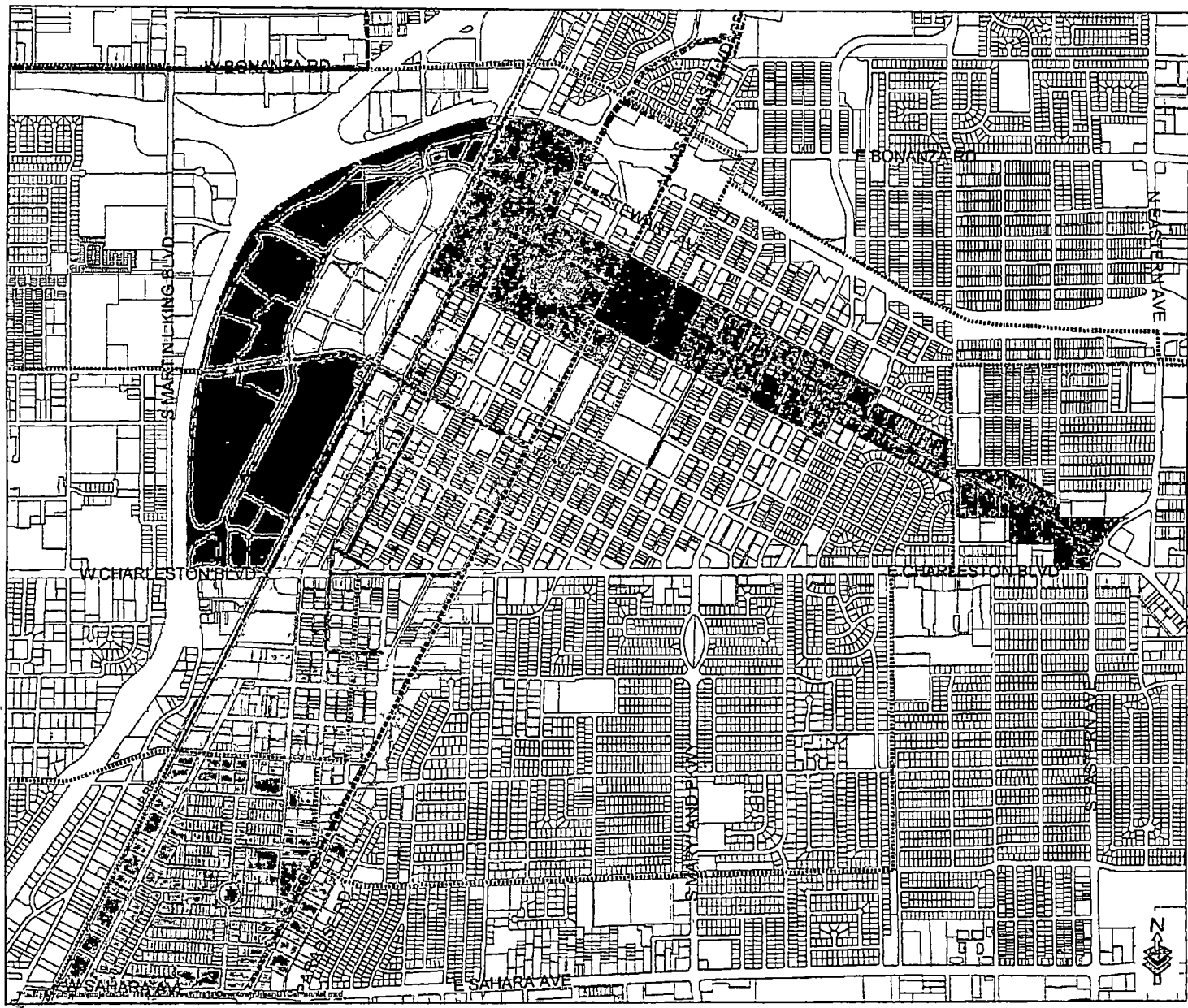
Adopted Ordinance #5238, July 5th, 2000
 Revised GPA-2591, August 13th, 2003
 Revised GPA-3130, November 5th, 2003
 Revised Ordinance #5874, January 3rd, 2007
 Revised GPA-32130, February 18, 2009
 Revised Ordinance #6051, August 5, 2009

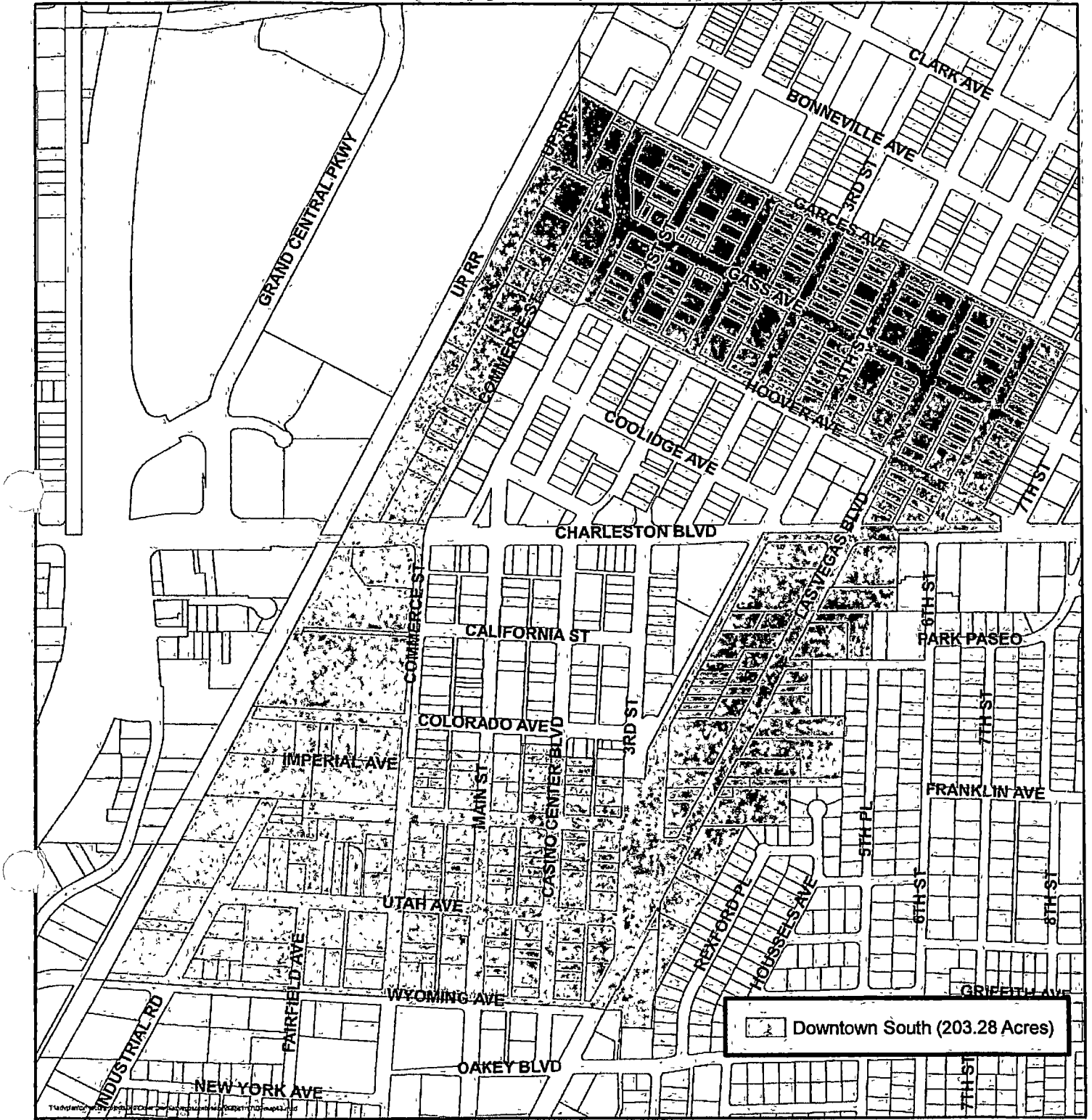


GIS maps are normally produced only to meet the needs of the City. Due to continuous development activity this map is for reference only.
 Geographic Information System
 Planning & Development Dept.
 702.228.6301

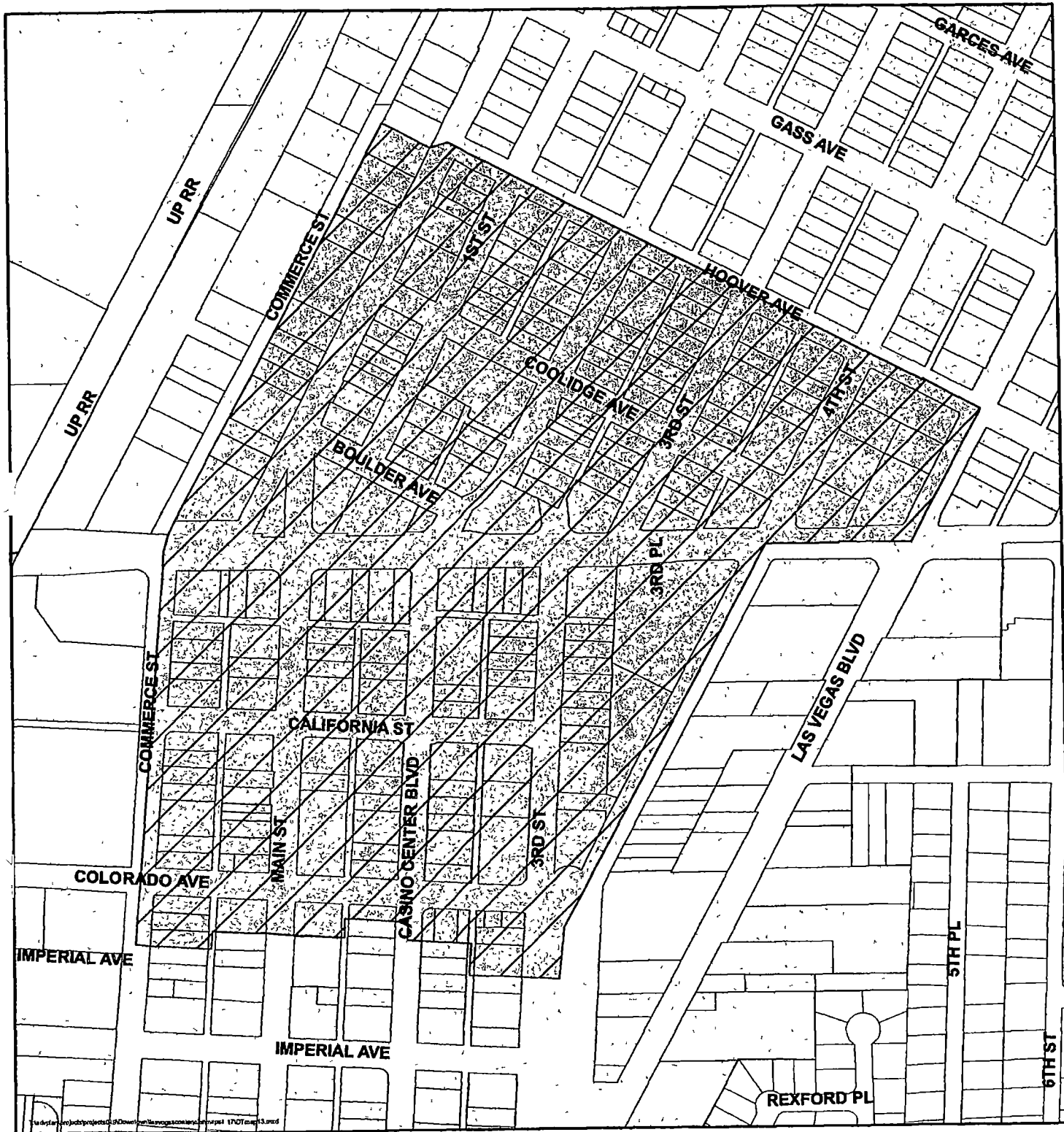


Plotted Date: September 8, 2010

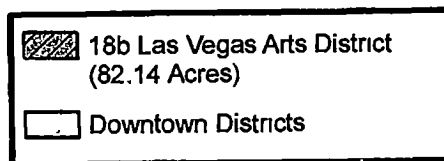




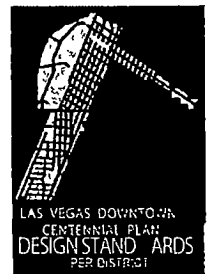
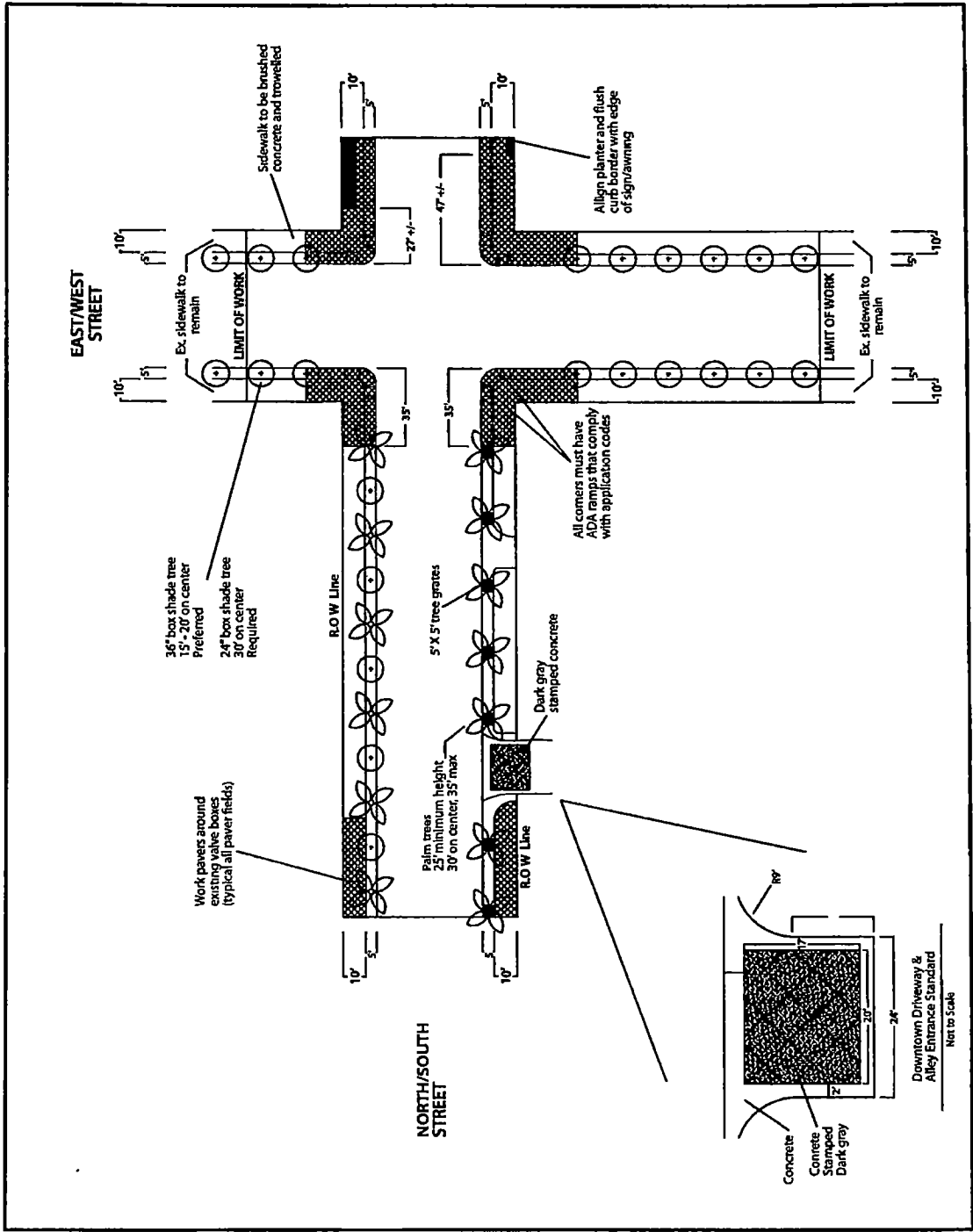
MAP 12: DOWNTOWN SOUTH DISTRICT

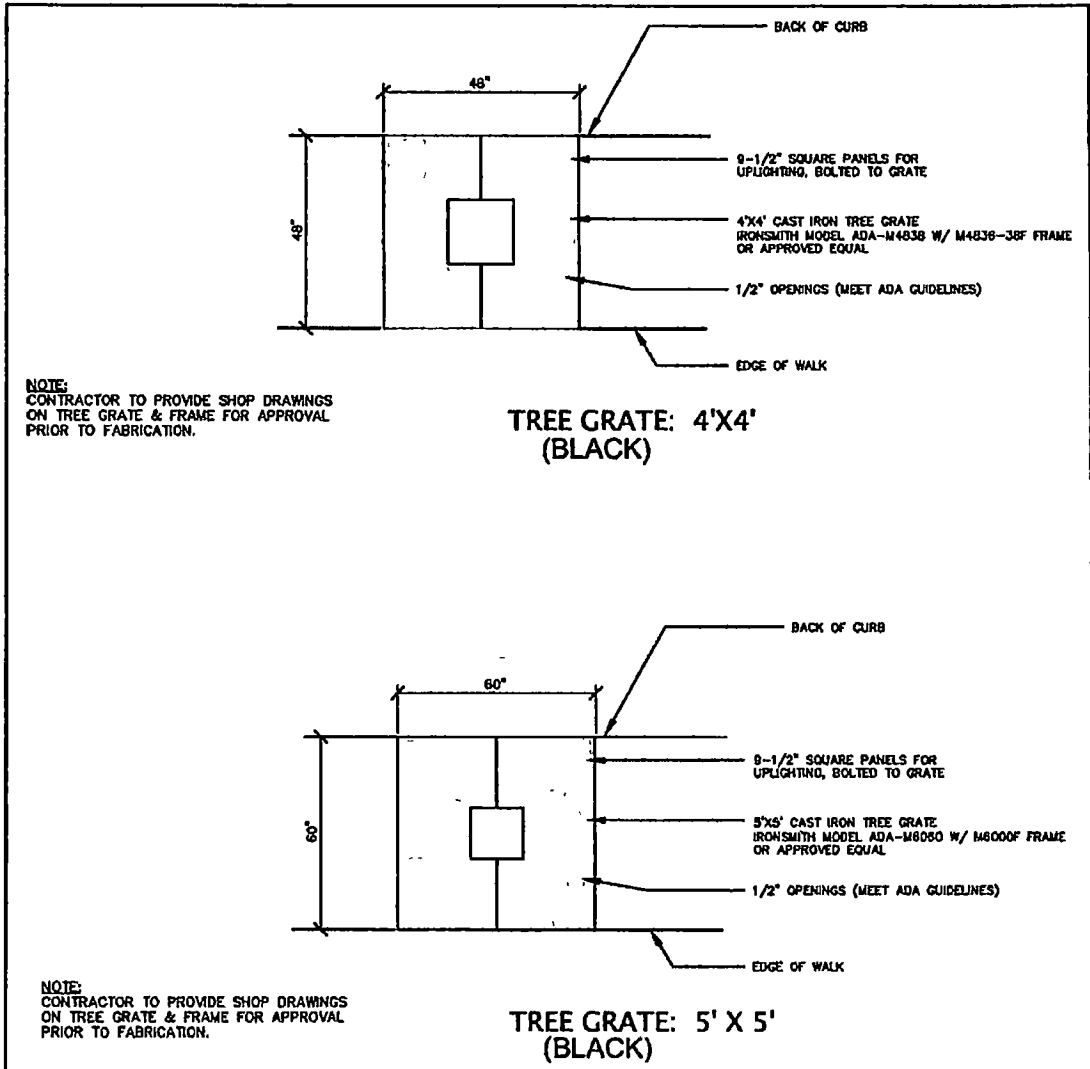


MAP 13: 18b THE LAS VEGAS ARTS DISTRICT



GRAPHIC 13 STREET HARDSCAPE TREATMENTS





* When required tree(s) that are larger than above openings, a similar designed tree grate may be used.

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: OCTOBER 19, 2010

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

Consent Discussion

SUBJECT:

Bill No. 2010-44 – Amends the licensing regulations to replace the hotel lounge bar license with the ancillary lounge bar license, and makes a corresponding change to the zoning regulations. (TXT-38337) Sponsored by: Mayor Oscar B. Goodman

Fiscal Impact

No Impact

Augmentation Required

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

This bill will amend the licensing regulations to replace the hotel lounge bar license with the ancillary lounge bar license, and make a corresponding change to the zoning regulations. The changes are intended to provide more flexibility for ancillary bar uses.

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. 2010-44
- 2. Business Impact Statement

Motion made by STAVROS S. ANTHONY to Approve as Do Pass

Passed For: 2; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

RICKI Y. BARLOW, STAVROS S. ANTHONY; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

COUNCILMAN BARLOW declared the Public Hearing open.

FLINN FAGG, Planning and Development, indicated that one issue with mixed-use developments, particularly in the downtown area, is the inability to lease the commercial space on the ground floor. This bill will expand the existing hotel/lounge/bar category to include mixed use developments that have 150 units or more. The 400-foot distance separation requirement from protective uses will remain the same. However, the seat count will be reduced to a maximum of 50 seats to keep the uses. Staff recommended approval.

COUNCILMAN BARLOW declared the Public Hearing closed.

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BILL NO. 2010-44

ORDINANCE NO. _____

AN ORDINANCE TO AMEND THE LICENSING REGULATIONS TO REPLACE THE HOTEL LOUNGE BAR LICENSE WITH THE ANCILLARY LOUNGE BAR LICENSE, MAKE A CORRESPONDING CHANGE TO THE ZONING REGULATIONS, AND PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Mayor Oscar B. Goodman

Summary: Amends the licensing regulations to replace the hotel lounge bar license with the ancillary lounge bar license, and makes a corresponding change to the zoning regulations.

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

AS FOLLOWS:

SECTION 1: Title 6, Chapter 50, Section 20, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

6.50.020: Unless the context otherwise requires, the scope of all words in this Chapter shall be liberally construed in order to effectuate the purpose of this Chapter, and, in particular, the following words shall have the meaning ascribed to them as follows:

“Alcoholic beverage” includes alcohol, spirits, liquor, wine and beer, and every liquid or solid which contains alcohol, spirits, liquor, wine or beer; and which contains one-half of one percent or more of alcohol by volume; and which is fit for beverage purposes, either alone or when diluted, mixed or combined with other substances. Any liquid or solid containing beer or wine in combination with any other alcoholic beverage shall not be construed to be beer or wine.

“Alcoholic beverage caterer” means a person who serves or sells alcoholic beverages only for consumption on the premises where the same are dispensed, served or sold during the times, dates and places specified by permit.

“Ancillary lounge bar” means a bar located in a lounge area of a hotel or mixed-use building where alcoholic beverages are sold for consumption in specified areas only.

“Art gallery or art studio” means a business establishment where the general public is invited to view artistic exhibitions, presentations and performances.

“Banquet or event establishment” means any establishment which is rented by individuals or groups to accommodate private or public events. Such establishment may or may not include:

1 (1) Kitchen facilities for the preparation or catering of food.

2 (2) Outdoor gardens or reception facilities.

3 “Beer” means any alcoholic beverage obtained by the fermentation of any infusion or
4 decoction of barley, malt, hops or similar product, or any combination thereof, in water.

5 “Commercial center” means a concentration of retail stores that:

6 (1) Contains at least eighty thousand square feet of retail space enclosed within a
7 building or buildings;

8 (2) Contains at least one anchor retail store of at least twenty thousand square feet;

9 (3) Includes a parking lot common to the retail stores; and

10 (4) Is situated on at least fifteen gross acres of land.

11 “Container,” except as the context otherwise requires, means a receptacle provided by an
12 establishment (or otherwise) from which alcoholic beverages are consumed on the premises of the
13 establishment.

14 “Convenience store” means a retail establishment other than a drugstore, which:

15 (1) Offers for sale prepackaged food products, household items and other goods
16 commonly associated with those products and items, provided that not more than thirty percent of its
17 physical retail inventory on the establishment premises is devoted to alcoholic beverages;

18 (2) Contains not less than one thousand two hundred square feet, nor more than five
19 thousand square feet of floor space devoted to retail sales display, exclusive of warehouse and office
20 areas; and

21 (3) Displays alcoholic beverages for sale no closer than ten feet from any public
22 entrance to the establishment.

23 “Convention facility” means a structure which has at least 100,000 square feet of floor space
24 utilized for scheduling, hosting or accommodating a convention, trade show or temporary event,
25 whether the activity is open or closed to the general public. For purposes of this Chapter, the term
26 includes a stadium facility that is operated in conjunction with a convention facility, but does not
27 include a permanent trade show facility.

28 “Cooler” means any prebottled alcoholic beverage, other than beer or wine, that is a distillate

1 obtained from the fermentation of the natural contents of fruits or other agricultural products
2 containing natural or added sugar, which contains not more than ten percent of alcohol by volume.

3 “Downtown entertainment overlay district” means that area of the City bounded by Ogden
4 Avenue on the north, Carson Avenue on the south, Las Vegas Boulevard on the west and 8th Street
5 on the east.

6 “Drugstore” means a business establishment which occupies the entire business premises of
7 a building, or a portion of the business premises of a building which is segregated physically or
8 spatially from the rest of the business premises, where a State licensed pharmacist is present at all
9 times the pharmacy operation is open for the purpose of compounding or dispensing, or both
10 compounding and dispensing of drugs and medicines, and where a grill and fountain service is
11 permitted as well as the retail sales of sundries, including stationery, magazines, cosmetics and health
12 items.

13 “Dues” means fees paid on a monthly, quarterly, semiannual or annual basis for the right to
14 participate in the planning of activities and the utilization of services offered by a nonprofit
15 corporation, association or organization. The term “dues” does not include fees paid for the purchase
16 of drinks, meals or other services offered by a nonprofit corporation, association or organization.

17 “Event” means private or public activity, including, but not limited to, weddings, birthdays,
18 ceremonials, commemorations, anniversaries, family reunions, fund raisers, political campaign
19 gatherings, and religious or other types of observances.

20 “Gift basket” means a receptacle or container that may be filled with food items or novelty
21 items, and alcoholic beverages in sealed or corked containers in quantities not greater than 25.4 ounces
22 (approximately 1.79 pints), measured in the English system of weights and measures, or in quantities
23 not greater than seven hundred fifty milliliters measured in the metric system of weights and measures.

24 “Groceries” means staple food stuffs, dairy products, meats and produce meant for human
25 consumption; articles used in the preparation of food; and household supplies.

26 “Grocery store” means a business establishment which occupies all of the business premises
27 of a building or a portion of the business premises of a building which is segregated physically or
28 spatially from the rest of the business premises, and which contains more than five thousand square

1 feet of floor space for the display and sale of groceries and alcoholic beverages, exclusive of
2 warehouse and office space. The term does not include an establishment in which more than thirty
3 percent of the physical retail inventory on the establishment premises consists of alcoholic beverages.

4 ["Hotel lounge bar" means a bar located in a lounge area of a hotel where alcoholic beverages
5 are sold for consumption in specified areas only.]

6 "Key employee" means an employee designated by a business licensee to oversee the
7 operations of the business in the absence of the licensee.

8 "Liquor store" means a specialty retail store which does not allow entry to minors and which
9 deals exclusively in alcoholic beverages and related items including magazines, newspapers and
10 packaged snack foods.

11 "Malt beverage" means beer, ale, porter, stout and other similar fermented beverages of any
12 name or description, brewed or produced from malt, wholly or in part.

13 "Meal" means an assortment of food listed on a menu which must include entrees, appetizers,
14 side items and desserts available for purchase at various hours of the day.

15 "Mega store" means a business which has in excess of twenty-five thousand square feet of
16 floor space devoted for the sale of a multiple line of products, including, but not limited to groceries,
17 electronics, pharmaceuticals, home decorating and improvement supplies, office supplies, clothing
18 and similar items.

19 "Nonprofit club" means any nonprofit corporation, association or organization which has been
20 in continual existence for at least two years prior to applying for a license under this Chapter, and:

- 21 (1) Is organized or qualified to do business and operate under the laws of the State;
- 22 (2) Has tax-exempt status granted by the United States Internal Revenue Service;
- 23 (3) Maintains a membership of at least one hundred active members who are
24 residents of Southern Nevada, who are twenty-one years of age or older and who pay dues to the
25 nonprofit corporation, association, or organization;
- 26 (4) Operates a clubhouse, clubroom or meeting room in a permanent location which
27 it owns or leases; and
- 28 (5) Maintains a sign-in log that each member and the member's guests must sign

1 upon entering the club house, clubroom or meeting room operated by the club.

2 "Off-sale" means the sale of alcoholic beverages in original sealed or corked containers for
3 consumption off the premises where the same are sold.

4 "On-sale" means the sale of alcoholic beverages for consumption on the premises where the
5 same are sold.

6 "Permanent trade show" means an event held at a permanent trade show facility where
7 products, goods or wares are displayed for the purpose of exhibitors demonstrating and soliciting
8 orders for the wholesale of or offering for wholesale of such products, goods or wares exclusively to
9 members of a specific industry or industries.

10 "Permanent trade show facility" means a parcel or contiguous parcels of land with one or more
11 buildings located thereon consisting of a minimum of two hundred fifty thousand square feet of floor
12 space that is designed and intended primarily to conduct one or more permanent trade shows annually,
13 at which members of the general public are not admitted. A "permanent trade show facility" may also
14 be used for events to which the general public is invited.

15 "Restaurant" means a place which is regularly and in a bona fide manner used and kept open
16 for the service of meals to guests for compensation; and which has suitable kitchen facilities connected
17 therewith, containing conveniences for cooking an assortment of foods which may be required for
18 ordinary meals.

19 "Restaurant service bar" means a bar wherein alcoholic beverage drinks are prepared for
20 service only at tables in a restaurant for consumption only in connection with a meal on the premises
21 where the same is sold.

22 "Sale" means the act of selling and, in connection therewith, "sell" means, for compensation
23 or any other private or public business purpose at a commercial location, to sell, serve, give away, or
24 distribute; or to cause or permit to be sold, served, given away or distributed or to possess with the
25 intent to sell, serve, permit consumption, give away or distribute; or to solicit or receive orders to sell,
26 serve, give away or distribute.

27 "Specialty merchandise store" means a retail store located within a commercial center that:

28 (1) Has at least eighteen thousand square feet of gross floor area;

1 (2) Has at least eleven thousand five hundred square feet of floor space dedicated
2 to the sale and display of furniture, glassware, kitchenware and other household goods;

3 (3) Has at least three thousand six hundred square feet of floor space dedicated to
4 the sale and display of gourmet foods and nonalcoholic beverages; and

5 (4) Maintains an inventory of beer, wine and coolers with a wholesale value of at
6 least twenty-five thousand dollars.

7 “Supper club” means a restaurant and bar operation with alcoholic beverage sales wherein the
8 bar area is separated from the restaurant area by a barrier sufficient to prevent access to the bar area
9 by minors and the restaurant operation is the principal portion of the business.

10 “Wedding chapel” means a business establishment that is licensed to perform marriages in
11 accordance with State law.

12 “Wholesale dealer” or “wholesaler” means a person who sells alcoholic beverages for the
13 purposes of resale.

14 “Wine” means any alcoholic beverage, other than beer, obtained by the fermentation of the
15 natural contents of fruits or other agricultural products containing natural or added sugar, which
16 contains not more than twenty-two percent of alcohol by volume.

17 SECTION 2: Title 6, Chapter 50, Section 120, of the Municipal Code of the City of
18 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

19 **6.50.120:** [A hotel] An ancillary lounge bar license authorizes the sale of alcoholic beverages for
20 consumption on the premises of [the] a hotel or mixed-use building subject to the following
21 conditions:

22 (A) The hotel or mixed-use building has a minimum of one hundred fifty rooms[,]
23 or residential units, unless the City Council determines the public safety, health and welfare will not
24 be compromised by a lesser number of rooms[;] or units;

25 (B) Alcoholic beverages are served and consumed only at tables and booths located
26 within the [hotel] lounge bar area, within a hotel pool area, or within hotel rooms as an incident to
27 room service;

28 [(C) Persons are not permitted to purchase or obtain alcoholic beverages directly

1 from the hotel lounge bar;

2 (D) No other business, trade, profession or entertainment that requires a license
3 under this Title is conducted or performed in the hotel lounge bar area; and]

4 (C) No gaming-related use may be allowed in the ancillary lounge bar area; and

5 [(E)] (D) The maximum available customer seating in the [hotel] lounge bar area does
6 not exceed [seventy-five] fifty seats.

7 SECTION 3: Title 6, Chapter 50, Section 360, of the Municipal Code of the City of
8 Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

9 **6.50.360:** Each licensee shall pay to the Department, in advance, the semiannual license fees set
10 forth in the following schedule, subject to the annual adjustment described in Subsection (B) of this
11 Section:

License Category	Semiannual License Fee (Dollars)
<u>Ancillary lounge bar</u>	<u>1,200</u>
Banquet or event establishment	500
Beer/wine/cooler art event on-sale	300
Beer/wine/cooler on-sale	300
Beer/wine/cooler off-sale	300
Beer/wine/cooler on-off sale	600
Brew/pub/tavern	1,200
Convention facility	1,200
General on-sale	1,200
General on-sale (beer and wine)	500
Gift basket limited	300
Gift shop limited	500
Grocery store or mega store internet sale	500
[Hotel lounge bar]	[1,200]
Instructional wine making facility	600
Keg beer	200
Alcoholic beverage caterer	500
Nonprofit club general on-sale	200
Nonprofit club restaurant service bar	100
Package	750
Permanent trade show facility	2,400

License Category	Semiannual License Fee (Dollars)
Restaurant service bar	600
Supper club	800
Plus: fee for each additional bar	750
Tavern (one bar)	1,200
Plus: fee for each additional bar	900
Tavern-limited	800
Plus: fee for each additional bar	500
Urban lounge	1,000
Plus: fee for each additional bar	750
Wholesale general	1,000
Wine, beer, cordial, liqueur tasting	600

Each special event general licensee shall pay a license fee of one hundred dollars per day.

Each special event beer/wine licensee shall pay a license fee of seventy-five dollars per day.

SECTION 4: Title 6, Chapter 50, Section 380, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

6.50.380: (A) The origination charge listed in this Section is a one time charge which is due and payable at the time of filing an application for an alcoholic beverage license. Origination charges are as follows:

License Category	Origination Charge (Dollars)
<u>Ancillary lounge bar</u>	<u>40,000</u>
Banquet or event establishment	20,000
Beer/wine/cooler art event on-sale	1,000
Beer/wine/cooler on-sale	2,500
Beer/wine/cooler off-sale	2,500
Beer/wine/cooler on-off sale	5,000
Brew/pub/tavern	75,000
Convention facility	75,000
General on-sale	75,000
General on-sale (beer and wine)	20,000
Gift basket limited	1,000
Gift shop limited	4,000
Grocery store or mega store internet sale	2,500

License Category	Origination Charge (Dollars)
[Hotel lounge bar]	[40,000]
Instructional wine making facility	2,500
Keg beer	4,000
Alcoholic beverage caterer	4,000
Nonprofit club general on-sale	2,000
Nonprofit club restaurant service bar	1,000
Package	40,000
Permanent trade show facility	60,000
Restaurant service bar	30,000
Supper club	40,000
Tavern	75,000
Tavern-limited	20,000
Urban lounge	50,000
Wholesale general	10,000
Wine, beer, cordial, liqueur tasting	2,000

(B) The transfer of an alcoholic beverage license from one licensee to another is exempt from the origination charge set forth in this Section.

(C) In connection with the issuance of an original new City alcoholic beverage license to an existing County alcoholic beverage licensee whose business premises have been annexed into the City, the Department shall waive the origination charge at the request of the applicant. However, a license concerning which such a waiver has been granted may not be sold, transferred to a third party, or transferred to a new location, notwithstanding any provision of this Title to the contrary.

SECTION 5: Table 2 of the Land Use Tables adopted in Title 19, Chapter 4, Section 10, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by deleting the entry for the use Hotel Lounge Bar, as found in the "Retail and Personal Services" element of Table 2.

SECTION 6: Table 2 of the Land Use Tables adopted in Title 19, Chapter 4, Section 10, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding to the "Retail and Personal Services" element of Table 2 an entry for the use "Ancillary Lounge

1 Bar," reading as follows:

2 USE: Ancillary Lounge Bar																					
3 RESIDENTIAL												4 COMMERCIAL						5 INDUSTRIAL			
6 U	7 R-A	8 R-E	9 R-D	10 R-1	11 R-CL	12 R-2	13 R-3	14 R-4	15 R-5	16 R-MH	17 R-MHP	18 P-R	19 N-S	20 O	21 C-D	22 C-1	23 C-2	24 C-PB	25 C-M	26 M	
																S	S	S	S	S	
<p>27 Description: "Ancillary Lounge Bar" means a bar located in a lounge area of a hotel or approved mixed-use building which has a minimum of one hundred-fifty rooms or residential units, unless the City Council determines that public health, safety and welfare are not compromised by a lesser number of rooms or units, where the lounge bar makes available alcoholic beverages for consumption in specified areas only. This use does not include a bar that is ancillary to a "Non-restricted Gaming Establishment," as defined in this Title.</p> <p>28 Minimum Special Use Permit Requirements:</p> <ol style="list-style-type: none"> 1. No ancillary lounge bar business use shall be located within 400 feet of any church, synagogue, school, child care facility licensed for more than 12 children or City park. 2. Except as otherwise provided in Requirement 3 below, the minimum distances referred to in Requirement 1 shall be determined with reference to the shortest distance between two property lines, one being the property line of the proposed ancillary lounge bar which is closest to the existing use to which the measurement pertains, and the other being the property line of that existing use which is closest to the proposed ancillary lounge bar. The distance shall be measured in a straight line without regard to intervening obstacles. For purposes of measurement, the term "property line" refers to property lines of fee interest parcels and does not include the property line of: <ol style="list-style-type: none"> a. Any leasehold parcel; or b. Any parcel which lacks access to a public street or has no area for on-site parking and which has been created so as to avoid the distance limitation described in Requirement 1. 3. In the case of a proposed ancillary lounge bar located on a parcel of at least 80 acres in size, the minimum distances referred to in Requirement 1 shall be measured in a straight line from the nearest property line of the existing use to the nearest portion of the structure in which the ancillary lounge bar will be located, without regard to intervening obstacles. 4. When considering a Special Use Permit application for an ancillary lounge bar which also requires a waiver of the distance limitation in Requirement 1, the Planning Commission shall take into consideration the distance policy and shall, as part of its recommendation to the City Council, state whether the distance requirement should be waived and the reasons in support of the decision. 5. The minimum distance requirement in Requirement 1 does not apply to an establishment which has a nonrestricted gaming license in connection with a hotel having 200 or more guest rooms on or before July 1, 1992, or in connection with a resort hotel having in excess of 200 guest rooms after July 1, 1992. 6. Where associated with a hotel use, alcoholic beverages shall be served and consumed only within the lounge bar area, within a pool area, or within hotel rooms as incident to room service. Where associated with a mixed-use building, alcoholic beverages shall be served and consumed only within the lounge bar area. 7. The maximum available customer seating in the lounge bar area shall not exceed 50 seats. *8. No gaming-related use may be allowed in the ancillary lounge bar area. *9. All businesses which sell alcoholic beverages shall conform to the provisions of LVMC Chapter 6.50. <p>29 On-site Parking Requirement: No additional parking required beyond that which is required for the principal use(s) on the site.</p>																					

30 SECTION 7: Title 19, Chapter 20, Section 20, of the Municipal Code of the City of
 31 Las Vegas, Nevada, 1983 Edition, is hereby amended by deleting therefrom the definition of "Hotel
 32 Lounge Bar."

33 SECTION 8: Title 19, Chapter 20, Section 20, of the Municipal Code of the City of
 34 Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto the following term, along with
 35 its corresponding definition:

1 "Ancillary Lounge Bar" means a bar located in a lounge area of a hotel or approved mixed-use
2 building which has a minimum of one hundred-fifty rooms or residential units, unless the City Council
3 determines that public health, safety and welfare are not compromised by a lesser number of rooms
4 or units, where the lounge bar makes available alcoholic beverages for consumption in specified areas
5 only. The term does not include a bar that is ancillary to a "Non-restricted Gaming Establishment,"
6 as defined in this Title.

7 SECTION 9: For purposes of Section 2.100(3) of the City Charter, LVMC 19.04.010
8 and 19.20.020 are deemed to be subchapters rather than sections.

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

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

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

APPROVED:

By _____
OSCAR B. GOODMAN, Mayor

ATTEST:

BEVERLY K. BRIDGES, MMC
City Clerk

APPROVED AS TO FORM:

ValHeed 9-21-10
Date

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 _____
15 OSCAR B. GOODMAN, Mayor

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

**BUSINESS IMPACT STATEMENT
BILL NO. 2010-44**

(Amends the licensing regulations to replace the hotel lounge bar license with the ancillary lounge bar license, and makes a corresponding change to the zoning regulations)

This business impact statement was prepared pursuant to NRS 237.090 to address the impact of a proposed ordinance, Bill No. 2010-44, that would amend the licensing regulations to replace the hotel lounge bar license with the ancillary lounge bar license, and make a corresponding change to the zoning regulations.

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 identified

Beneficial effects:

Broader licensing category made available

Direct effects:

Broader licensing category made available

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: September 22, 2010

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: OCTOBER 19, 2010

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

Consent Discussion

SUBJECT:

Bill No. 2010-45 – Repeals provisions of the Municipal Code relating to citizen complaints about City employees. 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 repeal Chapter 256 of the Municipal Code relating to citizen complaints about City employees. The chapter is outdated and no longer necessary.

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. 2010-45
2. Business Impact Statement
3. Written Comments by Charleston Neighborhood Preservation by Juanita Clark

Motion made by STAVROS S. ANTHONY to Approve as Do Pass

Passed For: 2; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

RICKI Y. BARLOW, STAVROS S. ANTHONY; (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 a 1970 City Code provision allows for citizens to issue complaints about City employees, have that complaint investigated by the City Attorney and brought forward to the City Council, who would then decide on the employee's discipline. However, this is in conflict with the current bargaining units' agreements and with personnel policy and procedures. Since the adoption of the 1970 provision, only one case is currently pending, which the City Attorney is in the process of resolving. The City Attorney has asked that this provision be repealed because it is outdated. Currently, citizens who

RECOMMENDING COMMITTEE MEETING OF: OCTOBER 19, 2010

have a complaint against a City employee can call a supervisor or Human Resources and obtain a faster result than following this outdated detailed process. Staff recommended that the bill be repealed.

JUANITA CLARK, Charleston Neighborhood Preservation, expressed concern that this ordinance does not have the requirement that a record be kept of all complaints. CHIEF DEPUTY CITY ATTORNEY STEED clarified that any written complaint will be a public record with the exception of personal information, such as a social security number.

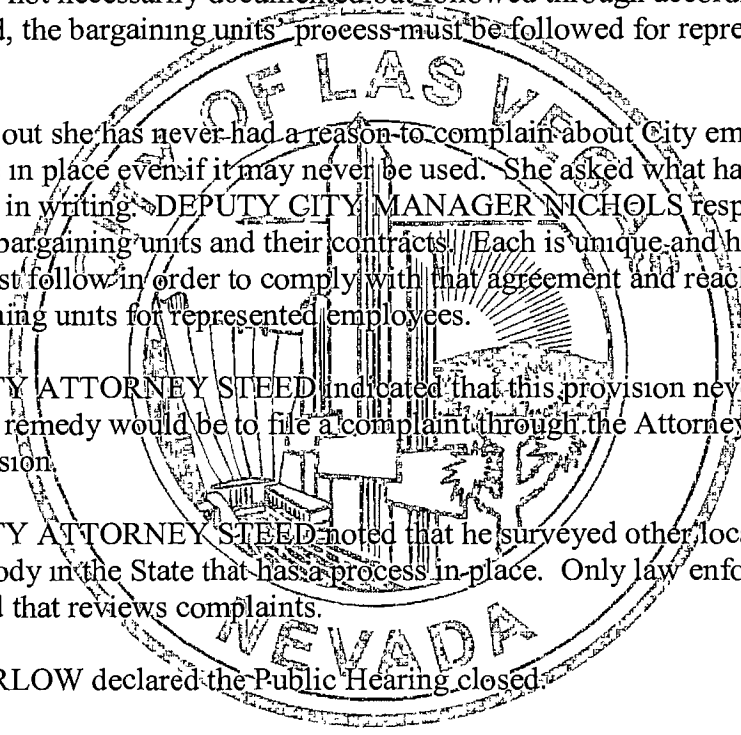
DEPUTY CITY MANAGER JIM NICHOLS added that citizens have called any level of supervisors on any issues regarding employee performance and behavior. Depending on the issue, severity and circumstances, an investigation will be conducted. Many complaints are usually verbal and are not necessarily documented but followed through accordingly. If a form of discipline is needed, the bargaining units process must be followed for represented employees.

MS. CLARK pointed out she has never had a reason to complain about City employees, but felt a procedure should be in place even if it may never be used. She asked what happens if she were to submit a complaint in writing. DEPUTY CITY MANAGER NICHOLS responded that it would depend on the bargaining units and their contracts. Each is unique and has strict rules and steps that the City must follow in order to comply with that agreement and reach a resolution. There are four bargaining units for represented employees.

CHIEF DEPUTY CITY ATTORNEY STEED indicated that this provision never applied to elected officials. The remedy would be to file a complaint through the Attorney General's Office or the Ethics Commission.

CHIEF DEPUTY CITY ATTORNEY STEED noted that he surveyed other local jurisdictions and did not find anybody in the State that has a process in place. Only law enforcement has a citizens' review board that reviews complaints.

COUNCILMAN BARLOW declared the Public Hearing closed.



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BILL NO. 2010-45

ORDINANCE NO. _____

AN ORDINANCE TO REPEAL IN ITS ENTIRETY CHAPTER 2.56 OF THE MUNICIPAL CODE RELATING TO CITIZEN COMPLAINTS ABOUT CITY EMPLOYEES, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Proposed by: Bradford R. Jerbic, City Attorney Summary: Repeals provisions of the Municipal Code relating to citizen complaints about City employees.

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

AS FOLLOWS:

SECTION 1: Title 2, Chapter 56, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby repealed in its entirety.

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

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

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

APPROVED:

By _____
OSCAR B. GOODMAN, Mayor

ATTEST:

BEVERLY K. BRIDGES, MMC
City Clerk

APPROVED AS TO FORM:

Val Heed 9-21-10
Date

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: _____

12 APPROVED:

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. 2010-45
(Repeals provisions of the Municipal Code relating to citizen complaints
about City employees)

This business impact statement was prepared pursuant to NRS 237.090 to address the impact of a proposed ordinance, Bill No. 2010-45, that would repeal provisions of the Municipal Code relating to citizen complaints about City employees.

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 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

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: September 22, 2010



CHARLESTON NEIGHBORHOOD PRESERVATION

"Doing things today that will improve tomorrow"

Phone/Fax 702-877-2438

TO: RECOMMENDING COMMITTEE
FROM: CNP
DATE: October 19, 2010
RE: Bill No. 2010-45 on Recommending Committee agenda for 19/19/2010

We ask that this Bill No. 2010-45 NOT be forwarded to the full CLV Council with a **DO RECOMMEND**.

Last Fri. , Oct. 15th we requested a written detailed layman-language interpretation of this bill with the affects and effects which the passage of such would have on city government/constituent relationships and interaction. No response was received.

IN ERROR, we had directed that communication to the 'Redevelopment Meeting' although the correct date and persons were named for this RECOMMENDING COMMITTEE.

We understand this proposed bill would remove "IN ITS ENTIRETY" any complaints about city employees by "citizens" ! Additionally it would remove the responsibility of the "Director/Secretary" of the Civil Service Board to file notices, "requests for hearings, complaints and other official documents" meaning any form of complaint would be eliminated. Included, would be the refusal by the city of the acknowledgement of any communication from constituents that was not complimentary.

"OTHER RELATED MATTERS" we also requested a written explanation in layman-language for this phrase with at least 3 different detailed examples. No response has been received.

Will this body and the attorney provide CNP with the intended results should this Bill No. 2010-45 be passed by the City of Las Vegas Council?

We declare that passage of this bill would give elected persons of this city dictatorial power over the constituents rather than serving power under their elected status.

Respectfully yours,
PRESIDENT, June Ingram and Board

BOARD & ADVISORY MEMBERS

Dennis Ardine-Vicki Arnold-Dick Bratton-Erna Clark-Juanita Clark-Miriam Een- Danielle Hanslip-Rose Honrath-June Ingram-Rick Johnson-Jolanta Krol-Rod & Betty Larsen- Geno & Pearl Lonardo-Flo Montalvo-Dorothy Orr-Jim Seward-Pamela Stancliffe-Tim Volz-Marcus Gobel-Ginger Norton-Denise Reutz-Layne Rushforth-Jeanne Sweeney-Julia Wham-Jean Withers-Orbax

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: OCTOBER 19, 2010

DEPARTMENT: CITY CLERK

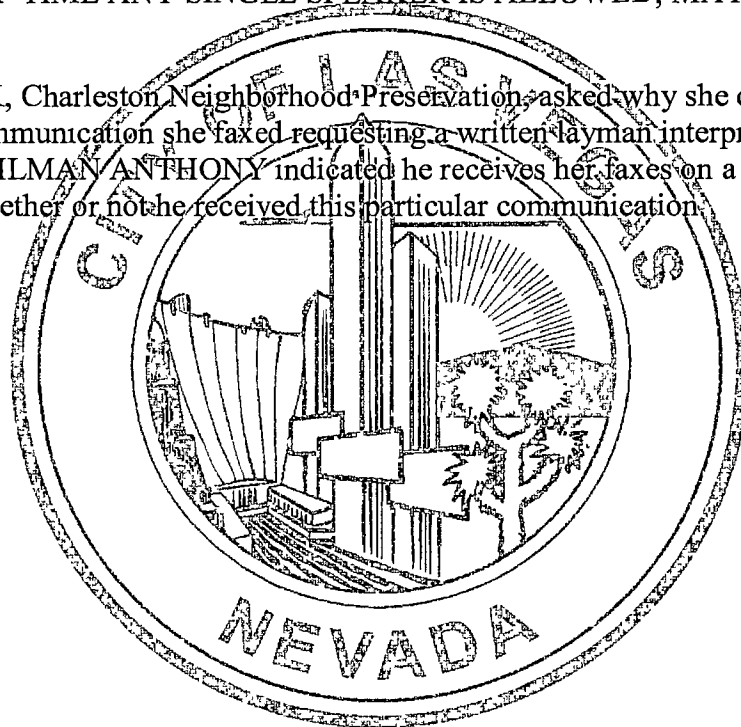
DIRECTOR: BEVERLY K. BRIDGES

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:

JUANITA CLARK, Charleston Neighborhood Preservation, asked why she did not receive a response to her communication she faxed requesting a written layman interpretation of Bill 2010-45. COUNCILMAN ANTHONY indicated he receives her taxes on a regular basis but could not recall whether or not he received this particular communication.



AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: OCTOBER 19, 2010

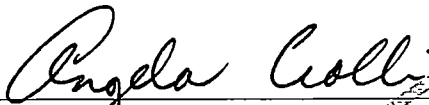
DEPARTMENT: CITY CLERK
DIRECTOR: BEVERLY K. BRIDGES

Consent Discussion

SUBJECT:
ADJOURNMENT

Minutes:
The meeting was adjourned at 9:20 a.m

Respectfully submitted:



Angela Colli, Deputy City Clerk
October 20, 2010

