

Board of County Commissioners

CLARK COUNTY, NEVADA

JAMES B. GIBSON
Chair
JUSTIN JONES
Vice Chair
MARILYN K. KIRKPATRICK
WILLIAM MCCURDY II
ROSS MILLER
MICHAEL NAFT
TICK SEGERBLOM

COMMISSION CHAMBERS, GOVERNMENT CENTER
500 SOUTH GRAND CENTRAL PARKWAY
LAS VEGAS, NEVADA 89106
TUESDAY, SEPTEMBER 20, 2022

The Board of County Commissioners of Clark County, Nevada met in joint regular session with the Moapa Valley Fire Protection District Board of Fire Commissioners, the Mount Charleston Fire Protection District Board of Fire Commissioners, the Clark County Water Reclamation District Board of Trustees, the Clark County Liquor and Gaming Licensing Board, and the University Medical Center of Southern Nevada Board of Trustees, in full conformity with law and bylaws of said Boards, at the regular place of meeting in the Commission Chambers, Government Center, Las Vegas, Clark County, Nevada on Tuesday, the 20th day of September 2022 at the hour of 9:00 a.m. The meeting was called to order at the hour of 9:00 a.m. by Chair Gibson and, on roll call, the following members were present, constituting all of the members thereof:

CALL TO ORDER

CHAIR AND COMMISSIONERS:

Jim Gibson
Justin Jones
Marilyn K. Kirkpatrick
William McCurdy II
Ross Miller
Michael Naft
Tick Segerblom

Absent:
None

Also Present:

Randall Tarr, Deputy County Manager
Lisa Logsdon, Deputy District Attorney
Robert Warhola, Deputy District Attorney
Lynn Marie Goya, County Clerk
Jewel Gooden, Assistant Clerk, BCC
Tammy McMahan, Office Services Supervisor
Michelle Hinkson, Deputy Clerk

JIM GIBSON ... our meeting this morning. It's not on, huh? (crosstalk)

MARILYN KIRKPATRICK Maybe use the gavel.

GIBSON Yep. Good morning, we welcome you to our meeting this morning. The meeting will come to order. The first item of business is the invocation. Reverend Staci Hylton from the Las Vegas Center for Spiritual Living will offer the invocation. We'd invite all to stand and remain standing for the Pledge of Allegiance.

INVOCATION

REVEREND STACI HYLTON Good morning. If it's comfortable for you please close or lower your eyes and just take a deep breath, allowing that feeling of connection right where you are to be that which- which it is. That feeling of- of power, of presence, of love, of light. It is the truth of each of- each and all of us that are here. Each of us are connected to that one power, that one source, that one presence, which is peace and love and joy and light and life itself. It is beauty and harmony. And it is expressing through each one, right here and right now. And so, what I know for this meeting is that it is good and very good. I know that each and everything that needs to be expressed is expressed with clarity, with compassion. That which needs to be heard is heard with compassion. That which needs to be ratified, acknowledged, is done so with ease and grace.

I just d-declare the meeting good and very good. So with this, I'm just grateful. Grateful for each and every person here that's taken their time out of their day to make this- this place called Las Vegas, this cit- this state called Nevada the very best that it can be. I just am grateful. Well. And I just let this word go to that law which only ever says, "Yes, it is done." Amen.

GIBSON Amen.

PLEDGE OF ALLEGIANCE I pledge of allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation, under God, indivisible, with liberty and justice for all.

GIBSON Mister Tarr.

Commissioners'/County Managers Recognitions

ITEM NO. 1 In honor of 9/11, Commissioner Kirkpatrick and Commissioner Gibson would like to thank and recognize Clark County Fire Department, UMC, and the Las Vegas Metropolitan Police Department.

RANDALL TARR Moves us to, uh- the uh- Section Two, Commissioner County Manager Recognition, Item Number 1, in honor of 9/11, Commissioner Kirkpatrick and Commissioner Gibson would like to thank and recognize Clark County Fire Department, UMC, and the Las Vegas Metro- Metropolitan Police Department.

KIRKPATRICK Good morning and, uh- thank you. And it's nice to have a full room when we have our public safety folks in here and we're gonna really recognize all the things that they do.

Um- in honor of 9/11, uh- Commissioner Gibson and I hosted the Never Forget 9/11 Memorial Celebration and Car Show. And thank you to the Commissioners that made it. It was absolutely amazing to watch those F-16s fly over at the same time that they

KIRKPATRICK

finished – um - with their song.

But we wanted to make sure that we never forget - um - those that every single day put their lives on the line to save our community, to make our community a better place. But 9/11 in particular, is near and dear to so many of our hearts, um - because it's- it's the day that many of our local, um- and heroes across the Nation confirmed our resiliency. So, with that we hosted a show, I think we have video um- and today we'll start by recognizing those groups of our first responders.

VIDEO PRESENTATION

(presentation plays).

GIBSON

As a community, we're all proud of those who are our first responders. We're grateful for the sacrifices that these men and women have made over the course of their service and as a symbol of our appreciation and the community's appreciation, we'd like to present each agency with a hand-signed “thank you” banner. Let them serve as a reminder of the love and the appreciation that Clark County- uh - all of us in Clark County, have for you and your work. And I'd like to begin by calling up representatives from the University Medical Center, Mason Van Howeling and Danita Cohen and others.

UMC is the leading hospital for your medical care treatment and recovery. UMC's the only level one trauma center in the State of Nevada, the only verified burn center, and the only children's hospital of its kind. Please join me in thanking UMC and its staff for their outstanding work, day in, day out, through tough times, through normal times, and especially the crazy times that we've just been through.

Probably gonna need to do a picture now and then you can go-

JUSTIN JONES

(inaudible)

GIBSON

... to figure out maybe we could figure out (inaudible)

JONES

Switch places? Yeah.

AUDIENCE

(laughter) (crosstalk)

GIBSON

Now, this is interesting. Watch this County Commission choreograph Wow. Wow. Only those who could've done it. (laughter)

AUDIENCE

(laughter) (crosstalk)

GIBSON

Thank you all so much. Thank you for being here today. (crosstalk)

AUDIENCE

(applause) (crosstalk)

GIBSON

Oh, we've got - that gentleman is a doctor-

DR. DOUGLAS FRASER

The-

GIBSON

- go right ahead.

FRASER

Thank you so much. Um - we just wanna, you know- uh - thank you very much for the recognition and- uh - we're a proud partner of the community, and we couldn't do what we do without the men and women of Metro and Clark County and Las Vegas Fire Rescue who- uh - you know, put their life on the line in bringing us our patients to, uh- um- treat and- and help get better.

Um- we work with- uh - outstanding individuals. We have multiple trauma surgeons here today, nurse practitioners, nurses, trauma ICU, and everybody that's coming to represent. So, uh- we have a huge team, as you can imagine. Everyone's very important from our operator who takes those initial calls in telemetry all the way to our EVS crews who clean the hospital and get ready for the next patient. So, um - proud to work with such a great team and- and thank you very much for the recognition.

GIBSON

Thank you. Okay. You can go off either side. You wanna go off that way, you can. You wanna go off this way, you may.

KIRKPATRICK

Okay, and the next one that we wanna thank is – um - our Clark County Fire Department. So, the beauty of these banners are these have been signed by constituents of our community that come in to do business, employees, and it really is nice to know that so many, uh ... And if you read some of the - it's more than just thank you for so many. They - they really appreciate what we do.

So, Clark County Fire was established in 1953 with its tradition and history with the jurisdiction over the world famous Strip covering a total of over 8,000 square miles. Clark County provides extensive regional fire service to more than 2.3 million residents and estimated 46 million visitors, and I think that number's kinda up this year. Uh - we've seen an increase. So, we are lucky to have such a great fire department and Chief Steinbeck was a great host- uh - for when we- um - did the whole ceremony, so we thank him for that. And so, if I could ask Chief Steinbeck to come up and- um - give them a round of applause.

AUDIENCE

(applause) (crosstalk)

GIBSON

Y- you guys go-

CHIEF JOHN STEINBECK

Yes, sir. Uh - Commissioners, thank you very much. Uh- I just wanna say, uh- we appreciate the support of this Commission so much that, uh- definitely puts public safety first. Um- thank you to UMC, uh- incredible hospital, to our amazing Police Department that is, as far as I'm concerned, the best in the Nation. So, I- I wa- wanna say thank you to all of that.

Uh - the two gentlemen that I brought here with me today, I had the honor of going back to New York following- uh - 9/11. They're two amazing - uh - examples of - uh - what - uh - a fire officer needs to be. They're both battalion chiefs. So, this is Chief Trent Jenkins right here to my right and this is Chief John Grana right here to my left. And – uh - they've served this community – uh - for 30 years plus and – uh - I'm just honored to have- have been with them this entire time. So – uh - from the bottom of our hearts, thank you all very much. It's a pleasure.

AUDIENCE

(applause)

GIBSON You wanna say anything? (crosstalk) Thanks so much. (crosstalk). No, in- in order to run for public office, one needs to think about what you must be able to do.

AUDIENCE (laughter)

GIBSON You don't have to do it fast or even perfectly, but you gotta be able to do it.

AUDIENCE (laughter)

GIBSON Its mission is to fight crime and build community, uh- and build trust and using the best training, tactics, and personnel all the while to keep the County safe. Las Vegas Metropolitan Police Department was founded in 1973 and today our County Commission, uh- has the opportunity to work with – uh - on a daily basis the Area Command Leadership and other leaders in - in that department – uh - to do just that. In fact, Commissioner Naft and I serve on the Las Vegas Metropolitan Police Department Fiscal Affairs Committee together.

With over 5,800 brave men and women – uh - the guiding principle for every single one of those people is the acronym ICARE. The acronym represents the values of the Las Vegas Metro- Las Vegas Metropolitan Police Department. Integrity, Courage, Accountability, Respect for people, and Excellence. We could never thank them enough for the work they do. Please join me in thanking the Las Vegas Metropolitan Police Department, Sheriff Joe Lombardo and Director Chuck Callaway will be accepting the banner and we'd invite all of you to come forward.

AUDIENCE (applause) (crosstalk)

GIBSON So, we may- may have to have some of this later on (inaudible)

UNIDENTIFIED Come on, Chuck. Yeah, Chuck's gonna be front and center.

UNIDENTIFIED Yeah. (crosstalk)

CHUCK CALLAWAY I'm gonna have Chris talk (inaudible)

GIBSON Alright. Now's the moment. (crosstalk)

CHRIS Alrighty. Thank you, sir.

UNIDENTIFIED Surely you don't have people handling calls for service?

AUDIENCE (laughter)

CHRIS (laughs). Yeah, we actually do have people out there working right now, so just let the community know that.

AUDIENCE (laughter)

CHRIS But really – uh - I just wanna thank the community, because we couldn't do it without you and our partnership – um - with the County Commission, police, fire, medical, the entirety of the first responder network here in Las Vegas is the best in America and I

CALLAWAY (laughter)

KIRKPATRICK But- but it just really is a testament of who we have in our community, who puts forward every single day all the things that they do, and I will dearly miss you, but I know you're gonna do something fun, uh- I hope, and not work all the time. But- uh- on behalf of Clark County, we wanted to recognize you for all of your years of service, and we didn't know any other way to get you here but to invite all your friends.

CALLAWAY (laughs)

AUDIENCE (applause)

SHERIFF JOE LOMBARDO You gonna say something first?

CALLAWAY Well, thank you Commissioner, and I've- I enjoyed working with all of you over the years and most of you in the -

KIRKPATRICK (inaudible)

CALLAWAY - in the Legislature and – uh - it sticks firmly in my mind – uh - midnight, I think it was 2013 – uh - clock striking midnight and we had to call a special session to get the More Cops Legislation passed so that Sheriff Lombardo could put 600, 700 more officers on the street, and we couldn't've done that without you when you were the speaker. Uh - you led the charge on that and you've always been a very strong ally. In fact, I can't think of a stronger ally for law enforcement than you. You're one that goes out and when you do a ride-along, you're there the whole shift. You're not there for a couple hours and then you're gone. U- so-

KIRKPATRICK This is about you, stop talking about me. (laughs) (inaudible)

CALLAWAY I appreciate all you've done for law enforcement over the years. It's really been critical to public safety in Nevada, so thank you. This means a lot to me. A lot. Thank you.

AUDIENCE (applause)

KIRKPATRICK (inaudible) (laughs)-

LOMBARDO Well, apparently, I have to talk. Um -

AUDIENCE (laughter)

LOMBARDO No, I think this is an important – uh - endeavor and I appreciate the County Commission for stepping up and recognizing Chuck and all the efforts he's made for law enforcement and through the legislative process and the government process here locally. He has been the - the number one contact on my behalf and the department's behalf and law enforcement and totality throughout the State and he's gonna be duly missed and he's got big shoes to fill. Um - but I think we'll survive. Um - but I think it's important for everybody to recognize how much effort he's put in for the community, not just law enforcement, but for the community in totality to ensure that we have a- a safe environment for everybody to prosper in their lives and quality of

LOMBARDO life. So, thank you Chuck, thank you for your efforts, thank you County Commissioners, uh- for recognizing Chuck in this endeavor and his retirement and his career. So, I appreciate everybody. Thank you.

AUDIENCE (applause)

KIRKPATRICK (inaudible) (laughs)-

AUDIENCE (applause)

GIBSON (inaudible) Did you already-

LOMBARDO One more.

GIBSON Did you already get?

CHRIS One more

GIBSON (laughs). Oh yeah. We need one with him out front.

CALLAWAY Oh (laughs)

KIRKPATRICK Hold it straight up so it doesn't-

GIBSON So, it doesn't glare.

KIRKPATRICK So, it doesn't glare.

CALLAWAY Oh, I gotcha.

CHRIS wow.

PHOTOGRAPHER Awesome. Big smile. Three, two, and one. One more. Three- three, two ... Perfect.

CALLAWAY Thank you.

GIBSON Thank you, guys. Thanks.

UNIDENTIFIED Thanks so much.

GIBSON Thank you all very much. Good to see you.

UNIDENTIFIED OFFICER Thanks again. Thank you for all you do.

GIBSON Thank you. (crosstalk)

ACTION: No action was taken by the Board.

ITEM NO. 2 Present a proclamation to the Paseo Verde Little League Team in recognition of winning the Nevada State Title and their Little League Playoff run.

TARR Item 2 is present a proclamation to the Paseo Verde Little League Team in recognition of winning the Nevada State Title in their Little League Playoff run.

GIBSON So, I'd invite the team and the coaches to come up here. We're really proud of what you accomplished. You won the Nevada State Title for 11 and 12-year-olds, and you advanced to the finals of the Little League Mountain Regional Tournament. That's an incredible feat and we're excited that we could host you here today.

Team is led by Manager Bill Senne and Assistant Coaches Brian Gregorich and Jeff Portnoff. The team's all-stars include Caden Cadaval - did I say that right? Or - did I? Okay. Uh - Ryder Erickson, Hudson Fraidenberg, Ryland Gregorich, Broch Mabeus, Cade Meyer, Dylon Murphy, Wyatt Nakahara, Jake Nakahara, Roman Pinegar, Zach Portnoff, Dawson Schmitt, and Mason Cruz Zoller. You're a cool looking bunch of guys.

It's my pleasure to congratulate the coaches and the players on a fantastic year. You've made the community proud. Having been a Little League coach for many years and a parent of Little Leaguers, I – it - it w - I would be remiss if I didn't recognize also the parental role in all of this. I mean, the uniforms have to be cleaned up, right? The - they have to look like a team when they get there. They gotta be there on time. They're 11 and 12. Maybe they live next door to the park, most generally not, so they're having to get a ride there. And then, of course, they have to be cheered for. And so, it's a- it's a fun thing to do. It really includes an entire family- uh- but you play an important part, parents, for all of that.

We've ordered medals for each one of these players, but – uh - true to form, the – uh - medals didn't arrive on time.

AUDIENCE (laughter)

GIBSON So, we're promising you that we will get them to your coach, and he will distribute them to you. So, if something happens and you don't get a medal, it's not us, it's him. Okay?

AUDIENCE (laughter)

GIBSON So, we have a - we have an All-Star here who is ready to, uh- speak on behalf of his team. Tell us your name and the position you play and then talk a little bit about these guys and the experience.

ZACH PORTNOFF Uh- I'm Zach Portnoff and I play pitcher and catcher. Um- but I just- first off, I just wanna say thank you for inviting us here today. Um- uh- it's been an honor representing the State of Nevada for the past, uh- month or so, um- for Little League. And, uh- yeah. Just- yeah- heck of a ride.

AUDIENCE (laughter) (applause)

GIBSON Anything more?

PORTNOFF An – uh - um-

GIBSON Well, they told me they had fun while they were doing it all. Let's gather in here and- and get a picture and then - gonna let you guys right in the middle hold it right straight up. There you go. (silence) We know - we know it was a huge sacrifice to be here on a school day.

AUDIENCE (laughter)

GIBSON And so, thank - thank you so much for doing that and we're proud of what you did. You take care.

AUDIENCE (applause)

KIRKPATRICK The picture, you gotta be careful with your arms. (crosstalk)

GIBSON Segerblom

ACTION: No action was taken by the Board.

ITEM NO. 3 Recognize the Department of Environment and Sustainability for award-winning programs honored by the National Association of Counties.

TARR Item 3, recognize the Department of Environment and Sustainability for award-winning programs honored by the National Association of Counties.

KIRKPATRICK Good morning. At this time, and I'm - first, I wanna apologize to the Office of Sustainability because they got this award in July and I've been trying to remember to put it on the agenda so I'm late to doing that, but – um - it really is a testament to who they are, because they didn't ask for anything, as usual, but they're well deserving to be recognized.

So, the Department of Sustainability and Environment claimed two awards at National NACo and so as you know with National NACo, they're competing with 3,260 other counties and so for them to come up on top is a great, great, um- shows their great work. So, they got best in category for County Administration and Management for the online mineral processing tool for air quality and permitting. So, that was their first award. An achievement award in County Resiliency for the All-In Clark County Sustainability and Climate Action Plan. DES developed its online mineral processing tool for air quality permitting, to reduce times and effort associated with preparing and processing applications while still meeting the Clark County submittal standards. By moving to an online application, the tool automates highly complex calculations.

All-In Clark County Initiative started to create a sustainable and resilient community for today and for the future. The Sustainability and Climate Action Plan is a roadmap for increasing sustainability of the County's commitment to address climate changes and impacts while leading Southern Nevada, I - so, what I really wanna tell you is that – um - when you have – uh - when you go up for these awards – um - with the 3,000 and so other counties, then those counties take it back to their counties and they wanna implement it. So, it really, again, shows the leadership and how we'll help other communities do better. So, if I could invite – um - all of you up from Environment and Sustainability.

AUDIENCE (applause)

KIRKPATRICK There's a lot of 'em that we never even get to see or talk to because they're so busy out there, so ... (crosstalk)

TED LENDIS Awesome. Okay. (laughs).

GIBSON (inaudible)

LENDIS Uh- at least half (inaudible)

Uh- I'd like to first thank the Commission for having us here today. It's very much appreciated. Um - you know, we're very fortunate in our department to have the skill sets to- to pull off this project and – and - and to get national recognition, you know, from our permitting staff that- that knows all the methodologies and the processes, to our IT staff that was able to put all of that in the programming behind the scenes that no one ever gets to see, to our Small Business Assistance Program that really brought the customers' perspective into the design process. Without such a great team, we certainly wouldn't have been able to pull it off and – uh - and not at the level that we did.

So, thank you to- to all of them. And of course, our - our Director, who not only kept us moving forward, she convinced me that it was actually- uh- a good project to submit an application for and- and ultimately, um- she was right. So, thank you to everyone and- uh- I'll hand it off to- to Jodi so she can speak to the- uh- sustainability part.

JODI BECHTEL Thank you, Ted. Um - yeah, so our All-In - uh - Climate and Sustainability Action Plan is as- um- Marilyn Kirkpatrick mentioned, a roadmap to how we can be more sustainable in our County operations. And we developed that plan with four guiding principles of equity, transparency, resilience, and greenhouse gas reductions. So, uh- that plan will help us ensure that we can continue to provide the services that our citizens and community rely on. U- and- uh- we would not have been able to complete that plan or receive the award without the support of the Commission- um- County Executive Management, uh- leadership from Marci Henson, our Director, and other department heads, as well as County staff who have embraced the plan, are interested in learning more, and looking- um- forward to what they can do individually to help us continue to be resilient and sustainable.

So- uh - we've done a lot so far to be sustainable. We have a lot more to do. This is not a plan that we can just put on a shelf. But- uh - we look forward to working with all of you, um- going forward and thank you.

AUDIENCE (applause)

GIBSON Thank you. (inaudible) (crosstalk) Thank you all very much.

AUDIENCE (applause) (crosstalk)

GIBSON Tick.

TICK SEGERBLOM Does it say which one?

GIBSON (inaudible)

ACTION: No action was taken by the Board.

ITEM NO. 4 Present a proclamation to Ron Sumbang, Chair of "ECHO" for his pursuit of higher standards in care group homes for adults in Clark County.

TARR Item 4 is present a proclamation to Ron Sumbang, Chair of Echo, for his pursuit of higher standards in care group homes for adults in Clark County.

SEGERBLOM Thank you very much. Uh - Ron, can you come up? So, I had the privilege of attending a- an event a couple weeks ago to honor ECHO and the- the- the people who work for ECHO. Uh- this is Association of Residential Home Health Care, uh- and one of the things we haven't done, we've honored a lot of people for what they did for us during COVID, but we haven't honored this particular group. And they, of course, were at the forefront. They have these - these small group homes, they're, they're dealing with uh- Alzheimer's patients, people who are disabled, all kinds of people, but they were risking their lives daily the past two years uh- to help, help our community. So, I just wanted to honor them and thank them so much for all they've done for us for, for Clark County and, and for Nevada. So, thank you so much. Ron, you wanna say a few words?

RON SUMBANG First and foremost, good morning to everyone. And - uh- - congratulations to all those who were recognized today. Thank you very much to the Clark County Commission, thank you very much, Commissioner Tick Se - Segerblom. Uh - this is the very first for us. We know that - uh - most of the time it's the front liners who are being recognized. And we are so happy because, at least now, the home liners are being recognized. Home liners are caregivers in the care home facilities, 10 beds and below. And we are happy that our contribution is that we have the lowest statistics of death, lowest instances of infection in the care home. And thanks to all those who made the sacrifice, the caregivers. They didn't see their families from six months to a year. And sometimes, you know, it, it, it even created troubles for them. Like today, they're supposed to be here, but they'd rather be with the clients that they serve. This is supposed to be for them, and we are here to represent them. Thank you very much.

AUDIENCE (applause)

SEGERBLOM We're gonna get a couple on the other side of you. Get a couple of...ok.

CHRIS ERICKSON One more.

SEGERBLOM Thank you. (crosstalk) Thank you so much. Let's see... Thank you. Thank you.

GIBSON (inaudible)

ACTION: No action was taken by the Board.

ITEM NO. 5 Present a proclamation to the Marijuana Business Conference and Cannabis Expo (MJBizCon) in recognition of their continued commitment to bringing the largest cannabis conference in the world to Clark County, Nevada.

SEGERBLOM And last, but last least, we have- uh- Jess Tyler here from MJBizCon- um- I do this every year, but- um- this year is very special because, um- their convention is in November, they already have more pre-registrations- uh- than they had for the whole, for 2019 total. So, we're looking at almost 40,000 people... Jess, are you making your way up here? 40,000 people attending this convention, and this is one of those conventions where you can't do it online. You can't do it virtually, you need to be there and smell it, right? (laughter)

So, anyway, thank you so much for- for- for coming back to Las Vegas- uh- you're here at the perfect date because we're gonna hopefully introduce or adopt uh- marijuana lounges today, so very special. But... anyway, do you want to say a few words?

JESS TYLER Yes, I just want to thank Clark County for the partnership, the support- uh- definitely the recognition. What an honor. Uh- this is going to be our fifth, uh- conference at the Las Vegas Convention Center this year, and it's going to be our largest yet. So, um- you know, without your partnership, we really couldn't do as much for furthering the professionalism and- uh- just promoting the, the promise and the opportunity that the cannabis industry has. So, thank you so much. What an honor.

AUDIENCE (applause)

SEGERBLOM Thank you.

ERICKSON One...two...

SEGERBLOM Thank you so much. There you go.

TARR Commissioners, we have one more item on the recognitions. It would be uh- Commissioner Naft would like to recognize seniors from the West Flamingo Senior Center.

MICHAEL NAFT Thank you. If I could invite, uh- those here today from the Flamingo Senior Center to come join us on the dais here. Uh- Commissioner Jones and I were pleased to- uh- co-host a breakfast this morning and welcome them to Clark County. They're here on a Parks and Rec field trip spending the day with the County. Uh- si-sitting through a Board Meeting, I assured them we had a lot of important business to do today, uh- and that they would see some of that, and I know they will. Um- and then they're gonna be brought on a tour, um- by Meggan of the building and see, uh- what, uh- some of the architecture and history of this building. And just want to welcome them, and particularly thank and acknowledge uh- Jamie from Clark County Parks and Rec. She does an incredible job, uh- running the Flamingo Senior Center with, with a small but mighty team. They do a ton of programming there, and it's my privilege to welcome and host them today. Thank you very much.

UNIDENTIFIED Jamie. Jamie. (crosstalk)

NAFT Please join me in thanking our special guests and making them feel at home here today. Thank you.

AUDIENCE (applause) (crosstalk)

ACTION: No action was taken by the Board.

ITEM NO. 6 Public Comment

TARR Mister Chair, this takes us to the first section of public comment.

GIBSON So, this is the first time during this meeting that we'll entertain public comment. This is a public comment period for items on our agenda. So, if it's not a public hearing item, this is the time for you to make comment on it. Please come forward, give us your name, and, uh- limit your comments to three minutes. Thank you.

MARGARET ANN COLEMAN Good morning, my name is Margaret Ann Coleman. C-O-L-E-M-A-N. I brought my daughter, so she can, uh- address and give her opinion concerning- uh- the effort of the management- uh- Assistant Kevin Schizzler (Schiller). As, you know- uh- with you all talked about on the agenda, the sixth concerning- uh- \$3,646,254.97. As I told you before, that is my money.

Now, you guys put in a block grant that meant that I was supposed to receive. I gave, um- Mister Kevin four or five places that I could have moved, and they, uh in, uh- supposed to be in my care and ownership. As you know, I worked as a change person, uh- in the Golden Nugget, and given the opportunity to receive my workman's comp because I won it in a court of the law in the two-year statute of limitation to receive without any disrespect or discrimination. Since... for 43 years I have been discriminated against. Look at my daughter at this time. As you can see, I would like her to come up. Go over here and address yourself.

Her name is Kamilah. She was hit in the street by a car due to, number five, that you all want someone to be addicts. It disgusts me that you guys have to take on weed to perform a job. It makes you look loquacious. But it don't make you intelligent to give back what is created in due. And listen to what I'm saying, you put me on public comments, not to be heard. I'm gonna let her speak at this time because Kevin was supposed to gave us a place out of the street after I was ripped off.

KAMILAH MUHAMMAD My name Kamilah Muhammad, I don't know what she's talking about with some addict, I'm not no addict.

COLEMAN I'm not talking about you; I'm talking about the State.

MUHAMMAD I got hit in a car... uh- in the street as a pedestrian and dragged for half a mile, and now my arm is paralyzed. And when I went in, I didn't have a face, and they reconstructed my face. And we was told that it's too hot outside, I got extreme hypertension and my pills don't work for me, and we was told that we was gonna be able to be placed indoors and found a house...

COLEMAN It was supposed to have been a facility that Kevin send us, but it was torn down. How we supposed to go in?

MUHAMMAD (inaudible)

GIBSON It would be a lot easier if we could just hear from one of you at a time.

MUHAMMAD

(inaudible) I'm through talking, man.

COLEMAN

Well, I wanted to continue giving her the right information, it wasn't a house. I have four or five houses that are supposed to be in my care and Kevin was supposed to go in and investigate to see who was in it. That's the only reason why I gave it to him. Other than that, I wouldn't have even brought it up. But I don't think me and my daughter should be in the streets. I'm getting stung by bees and bugs and, and, uh- flies, and you name it. We need a bath, we should not... I should not be treated like that. Especially my daughter. All this started at two years of age, the discrimination. Because a white girl want the white world to win over the black world. I could've ran... I know how to spend money. That's no problem. I could have sit in that seat you have vacant, there, last time I was here. And I want to speak up on it. I only want to give my opinion of corrections, here, of what I see. And the danger and what you all not recognizing.

Because you want weed. You're not looking at the sky, you're not looking at around you, you're not in the parks and viewing the people, how they suffering. I'm suffering greatly for this. Of trying to be a part of you. And I gave, Weekly, three million, three million dollars to assist me on your Board so I can give you my opinion to help my black people, because I recognize the defaults. So, what I'm saying to you, is you all need to help me and my daughter get out of these streets, get into my home. Have these policemen that you say you have under control, go investigate on these places that I have ownership to and help me. It is not, it was civil, yes. When Shannon took my three million dollars and gave it to you all. And my 1% stock at the Golden Nugget. And I don't understand it, why you all not calling me and giving me the proper respect of a conversation. Marilyn did give me that uh- much respect once. But now, she hates me for some reason of achieving my goal of getting my point across, and hopefully -you guys need to pay attention to number five, you don't need weed.

GIBSON

Thank you, Miss Coleman. Is there anyone else who wishes to speak during this period? Let me just say, while you're walking up. Mister Uehling, the item that you, you're here on, according to your card, is not a public hearing item, but you're invited to come up and make comment upon it during the public comment period. Yes, ma'am.

BRIANA PADILLA

Good morning, Commissioners, uh- for the record, my name is Briana Padilla 280-sa-3 Tulip Court, 89074. Uh- my public comment today will touch upon Item Number 51 on the agenda, that is regulations surrounding cannabis consumption venues. First, I would like to thank County Commissioners and their teams for their work- uh- with not only, um- uh- the Commission but also with industry stakeholders. Uh- particularly chamber and cannabis lobbyist Scott Rutledge, as well as our industry for working to provide Commissioners with answers to your questions as well as avenues through which your concerns can be addressed.

While it might feel like cannabis lounges are suddenly upon us, I want to take a moment and remind those of us streaming in and seated um- that this conversation has actually been years in the making. Headlines announcing the legalization of venues in the City of Las Vegas in 2019, for example, precede the mandate of AB341 and the subsequent months of workshops that were a part of the CCB's regulations promulgation process. During these sessions, which I had the privilege to attend, along with Chamber of Cannabis members, industry leaders, and advocates, as well

PADILLA

as, uh- health experts, uh- and stakeholders, we tackled and addressed some of the following items.

First was the need for dynamism and the ability for these new licensees to operate with multiple permits. That is, not only as lounges, but also as restaurants, co-working spaces, or any other business model or consumer experience where they are able to creatively and compliantly pair with cannabis. And some, in the same way that millions of, and thousands of tourists are gonna be coming to Vegas for MJBizCon, to, they're gonna be seeking out cannabis to enhance their vacation. These venues will provide a legal and safe vehicle for that consumption. I also thought it was worth noting that health experts mention during multiple sessions that lounges that had smoking a part of the business model should actually have all smoking done outdoors, as smoking outdoors is preferred to smoking indoors at all times. Further, the option to smoke outdoors also provides an affordable way and a safe way for independent and social equity licensees to mitigate smoke without incurring the onerous cost of state-of-the-art HVAC systems.

I would also like to remind folks that cannabis is a license type, uh- these businesses are already being regulated and squeezed into corners of the County- um- and are required to be a minimum distance away from schools, community buildings, and casinos. These restrictions, in addition to the limitations on the first set of licenses, ensure that we won't see a sudden proliferation of cannabis venues or their smoke- uh- clouding up the streets.

Lastly, I want to iterate that our cannabis industry provides some of the most thoughtful and conscientious education to consumers out there. In contrast to a bar, where you're able to walk out of a building with an intoxicating substance with minimal warnings, every single patient and customer who comes out of a dispensary has been talked to about their product and gets sent home with pages of warnings and instructions. Our State and County are full of incredible operators, and our state-mandated approach to compliance- uh- ensures that we will take, continue to take this seriously, and we do so wholeheartedly. We deserve the opportunity to do that with these venues, consumer education... is also emphasized. Thanks, guys.

GIBSON

Thank you.

ED UEHLING

Good morning, my name is Ed Uehling. Uh- since I won't be allowed to uh- speak on the item when it comes up, let me just make a couple brief comments about, about that item. Which, uh- involves the, uh- business impact statement that was prepared eh- as a justification for the short-term rental bill that was passed, uh- I think in June of this year.

Uh- this, uh- business impact statement, I... in no way conforms to state law. Uh- it, uh- it, it... the state law requires that you, um- look at items that are...uh- uh- uh. You look at items that harm businesses. Uh- I know that your real purpose is weaponizing this- um- this- this- um- uh- this law to protect businesses. You're weaponizing it to be used against businesses. Your real intent is to destroy about 10,000 businesses. And- uh- so- I- and- and that's exactly what's- what's happening, and that's not permitted by the state law. And that's why I submitted a petition that outlines, uh- sp- specific areas uh- that were violated by the, uh- uh- by the- um- the- the- the way that the business impact statement was done.

UEHLING

Um- the- the- not only are you required to- uh- look at those areas, you're required to mitigate- uh- uh- uh- uh- when there is a problem. And the, the issue that specifically, uh- affects my- uh- short-term rental is that it's within 2,500-feet of a casino. The- the fact that- that you are eliminating all the casinos in, within 25... all the casinos (laughter)... all the short-term rentals within 2,500-foot radius of a casino, was never mentioned in the, in the uh- in the report. That's an important factor. And, uh- you're not only, uh- supposed to mention it, you're supposed to see what can be done to mitigate the damages that'll be created. Uh- there are- uh- there are other things that I outlined in my petition, and I hope you'll take those into account since you won't let me speak let me submit this letter that I would like included in the, in the minutes, in the minutes of the meeting. Thank you very much.

GIBSON

Thank you. Is there anyone else who wishes to speak during public comment period?

NICOLE BUFFONG

Good morning. Hello, Commissioners. Um- my name is Nicole Buffong, I'm representing Minorities for Medical Marijuana and the Chamber of Cannabis. And thank you for taking comment on today's discussion regarding the County's Cannabis Lounge ordinance. I understand that you are directing staff on several items that require your guidance, and I'm here today to provide some perspective for your consideration. I am a patient and plant medicine advocate, and I'm excited to see what unique and diverse business plans will fill our industry in Southern Nevada, with new and innovative concepts. Not everyone will want to create a cannabis lounge that only provides for smoking cannabis. I believe a number of cannabis lounges will want to include a mix of uses, which may require the co-location of different types of business licenses. I know many patients and non-patients alike would love a place to consume freshly juiced cannabis leaves before a yoga session. Or using an infused topical product during massage therapy. It's important to note that when cannabis is consumed in this way, it does not induce psychoactive effects. So, no high. Only medicinal properties such as antiviral and anti-inflammatory effects. With these specific types of businesses where consumption does not produce a high, there should be no concerns about public safety or intoxicated driving when considering granting them business licenses. There could also be a business concept that offers a space to get your nails or hair done while consuming infused products, and not allowing smoking. These types of businesses should be considered exempt from air quality requirements, as there will be no smoke or vapor produced by the consumption of cannabis.

Last week at the Benzina Cannabis Capital Conference in Chicago, the announcement of cannabis lounges coming to Southern Nevada was a hot topic. Be assured that the global cannabis industry is watching in great anticipation of how we execute on this exciting new business model. At that conference, the CEO of Curaleaf predicted that infused beverages will make up more than 50% of cannabis sales in the years to come. Our local regulations should be a welcome policy framework for that segment of the industry. Additionally, private cannabis culinary expe-experiences have been a thriving consumer experience for years, and cannabis chefs are thrilled to bring their magical creations to the legal marketplace. Social equity licensing is a key component of this new law. We hope that in your deliberations that you will consider the impact of any further restrictions or requirements on these social equity entrepreneurs. Not only will they be faced with complying with the challenges of heavy regulations by the State and access to capital to start their businesses, but by placing further restrictions on distance setbacks, you will limit many of the best

BUFFONG locations to existing retail store owners. This would place these new social equity business owners at a huge disadvantage.

I'm happy to meet with you in the coming weeks and provide more perspectives on these concerns. We have a unique opportunity to put Southern Nevada on the map as a global cannabis tourism destination. Thank you for your time and consideration.

GIBSON Thank you. Are there others? There being no one, the public comment period is closed.

ITEM NO. 7 Approval of Minutes of the Regular Meeting on August 16, 2022. (For possible action) (Available in the County Clerk's Office, Commission Division)

TARR Item 7, approval of the minutes of the regular meeting on August 16th, 2022.

JONES Move approval.

GIBSON Commissioner Jones has moved approval, any discussion on the motion? Please cast your votes. The motion carries.

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the minutes be approved.

ITEM NO. 8 Approval of Agenda with the Inclusion of Any Emergency Items and Deletion of Any Items. (For possible action)

TARR Item 8 is the approval of the agenda with the inclusion of any emergency items and deletion of any items. Uh- the staff has no changes at this time.

GIBSON Is there a motion?

JONES Move approval.

GIBSON Commissioner Jones has moved approval, any discussion on his motion? Please cast the- your votes. The motion carries. Thank you.

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the agenda be approved.

CONSENT AGENDA: Items No. 9 through No. 43

TARR We are just short of 10:00 for the public hearing item, that'll take us to the business agenda, Item 45, identify emerging issues to be addressed...

LISA LOGSDON Ra -Randy -Randy. Let's do -

TARR Oh, I'm sorry.

LOGSON -the consent agenda.

GIBSON We can do the consent agenda.

TARR Thank you.

GIBSON So there... The consent agenda, that is Items 9-43.

TARR 9-43. I'm sorry, Chair, comprise of the consent agenda.

GIBSON Are there any changes?

TARR No changes.

GIBSON Any changes at the pleasure of the Commission? I'll entertain a motion.

JONES Move for approval

GIBSON Commissioner Jones moved approval of the consent agenda, any discussion on his motion? Please cast your votes. The motion carries.

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the consent agenda be approved.

ITEM NO. 9 Ratify and approve the Contract with Nevada Partnership for Homeless Youth, for CBE No. 606263-22, for Joint Transitional Housing & Rapid Rehousing (TH-RRH) for Youth Program, contingent upon submission of the required insurance; and authorize the Chief Financial Officer or her designee to sign the Contract; or take other action as appropriate. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 10 Ratify and approve an Amendment to the Contracts with Journeys Community Services, Inc., REM Nevada, Inc., and the Master Contract, for CBE No. 604602-17, for Foster Care for Children with Developmental Disabilities; and authorize the Chief Financial Officer or her designee to sign the Amendment; or take other action as appropriate. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 11 Approve the Contracts with Apple Grove Treatment Center, LLC dba Apple Grove Foster Care Agency, The Center for Change, LLC dba Access Healthcare, and Shining Star Community Services, LLC for RFQ No. 605829-21, for Clinical Care Coordination, contingent upon submission of the required insurance; and authorize the Chief Financial Officer or her designee to sign the Contract; or take other action as appropriate. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 12 Ratify and authorize the Chair to sign the Interlocal Agreement with State of Nevada, Nevada Housing Division, for CBE No. 606214-22, for State of Nevada Home Inspections; or take other action as appropriate. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 13 Approve an Amendment to the Contract with Foundation for Positively Kids, A Nonprofit Corporation, for CBE No. 604572-17, Contract for Nursing Services; and authorize the Chief Financial Officer or her designee to sign the Amendment; or take other action as appropriate. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 14 Ratify and approve an Amendment to the Contracts with Amela Consulting LLC, APR Consulting, Inc., Aspire HR, Inc., AVIOR LLC, ECENTA America Inc., Enterprise Outcomes, Inc., EPI-USE America Inc., Millennium Franchise Group, LLC d.b.a. Hacking Solutions, IT Resonance Inc., Link Tech, LLC d.b.a Link Technologies, Labyrinth Solutions Inc. d.b.a LSI Consulting, Natsoft Corporation Inc., OpenMind Consulting Inc, Optima Consulting, LLC d.b.a. Optima ECM Consulting, Phoenix Business Inc. d.b.a. Phoenix Business Consulting, SolTech Apps Inc., Sterling Software, Inc., The Spearhead Group Inc. and Universal System Technologies, Inc., for RFQ No. 604520-17, for SAP Tier 1 Professional Services; and authorize the Chief Financial Officer or her designee to sign the Amendment; or take other action as appropriate. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 15 Approve the selection of and Contract awards with Access to Healthcare Network, Inc., Aid for AIDS of Nevada, Inc., AIDS Healthcare Foundation, Community Counseling Center, Community Outreach Medical Center, Dignity Health, Golden Rainbow of Nevada, Inc., John Phoenix APRN PLLC dba Huntridge Family Clinic, Impact Exchange, North Country Healthcare, Inc., and Interlocal Agreements with Board of Regents of Nevada System of Higher Education, University of Nevada Las Vegas (UNLV) School of Dental Medicine (SDM), Nye County, Southern Nevada Health District (SNHD), and University Medical Center of Southern Nevada Wellness Center for the categories of services listed in the attached Ranking Summary Sheet for the Conceptual Treatment of Project Work Plan Categories for RFQ No. 606010-21, for Core Medical & Support Services for HIV/AIDS Infected & Affected Clients, contingent upon submission of the required insurance; and authorize the Chief Financial Officer or her designee to sign the Contracts; or take other action as appropriate. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 16 Note for the record the following Town Advisory Board (TAB) and/or Citizens Advisory Council (CAC) Minutes: Enterprise TAB - August 10, 2022; Goodsprings CAC - July 26, 2022; Moapa TAB - May 31, 2022; Paradise TAB - August 9, 2022; Spring Valley TAB - August 9, 2022; Sunrise Manor TAB - August 11, 2022; and Winchester TAB - July 26, 2022.

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 17 Accept a donation of new and slightly used books from the Toys for Tots Literacy Program to the Clark County Department of Parks and Recreation for use in the Safekey program. Estimated value of this donation is \$31,000. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 18 Approve and authorize the Chair to sign Supplemental No. 1 to Interlocal Contract No. 1299 among Clark County, Regional Transportation Commission of Southern Nevada, City of Las Vegas, City of North Las Vegas, City of Henderson, City of Boulder City, and City of Mesquite for Fiscal Year 2023 funding for the Trail Maintenance

Volunteer Coordination - Fiscal Year 2022-2024 project. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 19 Approve and authorize the Chair to sign Supplemental No. 1 to Interlocal Contract No. 1340 between Clark County and Regional Transportation Commission of Southern Nevada to increase total funds for the Hacienda Avenue Intelligent Transportation System between Decatur Boulevard and Polaris Avenue project. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 20 Approve and authorize the County Manager or her designee to sign Supplemental No. 2 to the professional engineering services contract between Clark County and Kimley-Horn and Associates, Inc. (Kenneth Ackeret, P.E., PTOE, Ph.D., Principal) for additional design engineering services for the Hollywood Boulevard between Lake Mead Boulevard and Cheyenne Avenue project. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 21 Approve and authorize the County Manager or her designee to sign Supplemental 2 to the professional engineering services contract between Clark County and WSP USA, Inc. (Syndi Dudley, Senior Director) for additional engineering services for the Hollywood Boulevard Extension between Vegas Valley Drive and Galleria Drive project. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 22 Approve and authorize the County Manager or her designee to sign Supplemental No. 3 to the professional engineering services contract between Clark County and CA Group, Inc. (Shawn Meagher, Vice President/Authorized Representative) to extend the contract term for the Cactus Avenue between Fort Apache Road and Buffalo Drive project. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 23 Approve and authorize the County Manager or her designee to sign a professional surveying services contract between Clark County and Wallace Morris Kline Surveying, LLC (Craig Morris, Chief Operating Officer) for land surveying and aerial mapping services for the proposed Special Improvement District No. 164 project. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 24 Approve and authorize the County Manager or her designee to sign a professional project administration and construction management services contract between Clark County and CA Group, Inc. (Shawn Meagher, P.E., Vice President) for construction management services for the Sammy Davis Jr. Drive between Frank Sinatra Drive and Sahara Avenue project. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 25 Approve and authorize the County Manager or her designee to sign a professional project administration and construction management services contract between Clark County and Stantec Consulting Services Inc. (Brian Norris, P.E., Senior Vice President) for construction management services for the Cactus Avenue between Fort Apache Road and Buffalo Drive project. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 26 Appoint Valbridge Property Advisors to perform appraisal services for portions of parcels which are needed for rights-of-way for construction of the Maryland Parkway Bus Rapid Transit project; and authorize the acquisition of the necessary rights-of-way by negotiation. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 27 Accept the donation, on loan, of 30 flatbed trailers from Global Experience Specialists, Inc. (GES) to the Clark County Department of Public Works with an estimated value of \$6,930; and authorize the Director of Clark County Public Works or his designee to sign an in-kind donation agreement with GES acknowledging the donation and its purpose. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 28 Approve the naming of the new modular building constructed at the Von Tobel Park after Melvin Ennis located at 2436 North Pecos Road, Las Vegas, NV 89115 (Assessor's Parcel Number 140-18-401-001). (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 29 Approve and authorize the Director of Real Property Management or her designee to sign Property Marketing Agreements with Commercial Real Estate Exchange, Inc. for marketing and online auction services of twenty-seven (27) Department of Aviation individual sale units comprised of single or multiple parcels, to be sold at public auction; or take other action as appropriate. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 30 Approve and authorize the Chair to sign the Resolutions of Intent to Sell Real Property at Public Auction providing for the sale of ±148.44 acres of vacant Clark County owned real property in twenty-seven (27) individual sale units comprised of single or multiple parcels, specifying the minimum prices and terms of the sales, and setting a public 48-hour online auction for October 31, 2022 through November 2, 2022, with the final acceptance or rejection of any bids to take place at the next regularly scheduled meeting of the Board of County Commissioners on November 15, 2022. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation (including the adoption of Resolution Nos. R-9-20-22-1; R-9-20-22-2; R-9-20-22-3; R-9-20-22-4; R-9-20-22-5; R-9-20-22-6; R-9-20-22-7; R-9-20-22-8; R-9-20-22-9; R-9-20-22-10; R-9-20-22-11; R-9-20-22-12; R-9-20-13-5; R-9-20-22-14; R-9-20-22-15; R-9-20-22-16; R-9-20-22-17; R-9-20-22-18; R-9-20-22-19; R-9-20-22-20; R-9-20-22-21; R-9-20-22-22; R-9-20-22-23; R-9-20-22-24; R-9-20-22-25;

R-9-20-22-26; R-9-20-22-27) be approved.

ITEM NO. 31 In accordance with NRS 244.210 and 354.220 through 354.250, approve, adopt, and authorize the Chair to sign a resolution to authorize refunds as shown on Exhibit "A. " (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation (including the adoption of Resolution No. R-9-20-22-28) be approved.

ITEM NO. 32 Approve the settlement of the auto bodily injury claim of Fernando Corona in the amount of \$92,000. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 33 Approve, adopt, and authorize the Chair to sign a Resolution to Accept Federal Fiscal Year 2022 Secure Rural School Funding. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation (including the adoption of Resolution No. R-9-20-22-29) be approved.

ITEM NO. 34 Approve and authorize the grant resolution with The Country Strong Project, a non-profit organization; and authorize the Chief Financial Officer to execute the required grant resolution per NRS 244.1505; or take other action deemed appropriate. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation (including the adoption of Resolution No. R-9-20-22-30) be approved.

ITEM NO. 35 Approve and authorize the submission of a grant application for \$47,000 covering the time period January 1, 2023 to December 31, 2024, to the Nevada Division of Environmental Protection, to develop an outreach and advertising campaign to educate businesses and residents of Clark County on Nonpoint Source Pollution; authorize acceptance of funds, if awarded; and authorize the General Manager or his designee to execute any necessary documents relating thereto; or take other action as appropriate. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 36 Approve and authorize the submission of a grant application for \$59,109 covering the time period July 1, 2023, to June 30, 2025, to the Nevada Division of Environmental Protection, to develop a pilot project to evaluate the feasibility of the Coanda curb inlet filters at reducing Nonpoint Source Pollution; authorize acceptance of funds, if awarded; and authorize the General Manager or his designee to execute any necessary documents relating thereto. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 37 Approve the proposed amendments to the University Medical Center of Southern Nevada's ("UMC") Medical and Dental Staff Bylaws and Rules & Regulations; as approved and recommended by the Medical Executive Committee and UMC Governing Board. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 38 Approve and authorize the Chair to sign the correction of the 2021-2022 thru 2022-2023 Secured and the 2021-2022 thru 2022-2023 Unsecured Assessment Roll AR-0920-22-17 and order the corrections to be made. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 39 Pursuant to the Nevada Revised Statutes, note for the record that the Official Reports and Documents received from various County offices are on file in the County Clerk's Office, Commission Division.

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 40 Approve the 2023 scheduled meeting dates of the Board of County Commissioners, Clark County Redevelopment Agency, Moapa Valley Fire Protection District Board of Fire Commissioners, Mount Charleston Fire Protection District Board of Fire Commissioners, Clark County Water Reclamation District Board of Trustees, UMC Hospital Board of Trustees, Clark County Liquor and Gaming Licensing Board and BCC Zoning, as outlined in the 2023 meeting calendar; or take other action deemed appropriate. (Also sitting as the Clark County Redevelopment Agency, Moapa Valley Fire Protection District Board of Fire Commissioners, Mount Charleston Fire Protection District Board of Fire Commissioners, Clark County Water Reclamation District Board of Trustees, the UMC Hospital Board of Trustees, and the Clark County Liquor and Gaming Licensing Board) (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 41 Approve, adopt, and authorize the Chair to sign a resolution creating the Clark County Emergency Response Fund, a nonprofit corporation, adopting the Articles of Incorporations and Bylaws; and approving other matters related thereto. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation (including the adoption of Resolution No. R-9-20-22-31) be approved.

ITEM NO. 42 Approve, adopt, and authorize the Chair to sign a resolution appointing the Board of Directors of the Clark County Emergency Response Fund, a nonprofit corporation, and approving other matters related thereto. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation (including the adoption of Resolution No. R-9-20-22-32) be approved.

ITEM NO. 43 Approve and authorize the Chair to sign a Memorandum of Agreement between City of Boulder City and Clark County to allow City of Boulder City to participate with the Urban Search and Rescue Task Force currently being administered by the Clark County Fire Department. (For possible action)

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation be approved.

ITEM NO. 44 Conduct a public hearing to determine whether to approve and authorize the acquisition by eminent domain portions of Assessor's Parcel Numbers 162-12-601-007 (Miracle Mile Partners, A Nevada General Partnership) and 162-12-601-008 (Miracle Mile MHC, LLC, A Delaware Limited Liability Company), based on the necessity of the public purposes for rights-of-way and improvements to the Karen Avenue between Maryland Parkway and Flamingo Wash project that are essential for the maintenance and improvement of the public welfare of the residents of Clark County, and the fact that all other feasible alternative methods of acquiring the property were explored, including full good faith negotiations; and authorize the District Attorney or his selected counsel to commence and prosecute related legal actions; and take other action as appropriate. (For possible action)

TARR

Section Seven is our public hearing Item Number 44. Conduct a public hearing to determine whether to approve and authorize the acquisition by eminent domain, portions of Assessor's parcel numbers, 162-12-601-007, Miracle Mile Partners A Nevada General Partnership and 162-12-601-008, Miracle Mile MHC, LLC. Based on the necessity of the public purposes for rights of way and improvements to the Karen avenue between Maryland Parkway and Flamingo Wash project that are essential for the maintenance and improvement of the public welfare of the residents of Clark County. And the fact that all other feasible alternative methods of acquiring the property were explored, including full good faith negotiations and authorized the District Attorney or his selected counsel to commence and prosecute related legal actions and take other action as appropriate.

GIBSON

(Inaudible) Mister Cederburg. Good morning.

DENIS CEDERBURG

Good morning, Commissioners. Denis Cederburg, Department of Public Works. Uh- the parcels we're seeking to obtain your authorization to proceed with eminent domain are located on Vegas Valley Drive alignment, east of Mojave. They're part of the Karen Avenue, uh- improvements. Uh- we have a storm drain in Karen Avenue that runs down Karen Avenue from Maryland Parkway to Mojave, head south on Mojave and runs into the Flamingo Wash at this location. On this map, the area in blue is an area where we currently have a drainage easement and 20 feet wide along the south side of, uh- Vegas Valley Drive. The area in purple is where we currently have right-of- way, we obtained from the property owner when we did the improvements to Flamingo Wash. Uh- so now we've been negotiating or having conversations with the property owner's representative since July 2020. Uh- so that has kind of delayed our project and we're ready to proceed.

So, we proceeded to appraise the property and make an offer to the property owner of \$66,000, uh- for the two parcels, which should include about 29,000 square feet of property. Um- this is what the current condition of the property looks like today. It functions as a channel and inverted street. As you can see, there's larger curbs on this side, larger curbs on the south side with an inverted crown in a paved valley gutter down the middle. So, this is looking from Mojave, east of Flamingo Wash. So, we wanna take the water that's over the surface at this location and put it into an underground culvert and take it to the Flamingo Wash. Um- this is the roadway as it will, as it looks going look into the west, uh- we will fully, fully reconstruct the roadway and make improvements to the roadway and as part of the, the flood, the flood control portion of the project.

GIBSON

Thank you, Mister Cederburg. This is a public hearing, which is now open. Is there anyone here who wishes to speak on this item?

UEHLING I- it's great to see that the County's using legal means to go about- uh- their business. Um- and- uh- I- I- I'm surprised that we don't use eminent domain more often. My question in this- uh- situation is- uh- 29,000 square feet is almost, is about three quarters of an acre. And it seems like \$66,000 for three quarters of an acre virtually anywhere in the County is sort of a low figure. And I'd like to hear Denis's- uh- comments about that.

CEDERBURG Denis Cederburg. Uh- Commissioners were not purchasing the fee interest in the property, we're only purchased an easement into the property. So, the property's easement interest is an underground drainage easement. The property owner still maintains the surface rights. So, the appraiser determined that those underground rights would, and access rights would be about 25% of the value of the property.

GIBSON And then the- uh- improvements will also be done at the surface. There would be-

CEDERBURG By-

GIBSON ... improvements on the, on the surface as well.

CEDERBURG By the County. Yes.

GIBSON Yes. Is there anyone else who wishes to speak on this item? There being no one, the public hearing is closed. Uh- any discussion from Members of the Board?

JONES Move for approval.

GIBSON Commissioner Jones has moved approval of the item. Any discussion on the motion? There being none, please cast your votes. The motion carries.

ACTION: It was moved by Commissioner Justin Jones, and carried by unanimous vote, that the recommendation (including the authorization of acquisition by eminent domain, portions of Assessor's Parcel Numbers 162-12-60-007 and 162-12-60-008) be approved.

ITEM NO. 45 Identify emerging issues to be addressed by staff or by the Board at future meetings; receive updates on the activities of the various regional boards and commissions; and direct staff accordingly.

TARR Okay. Short of 10:00 takes us to the business items, I'm sorry Commissioners, Item 45 is identify emerging issues be addressed by staff or by the Board at future meetings, receive updates on the activities of the various regional boards and commissions, and direct staff accordingly.

GIBSON Good. On emerging issues, Commissioner McCurdy, would you like to lead off this morning?

WILLIAM MCCURDY II Uh- thank you, Mister Chairman. Uh- on September 15th, I attended the Communities in Schools Nevada ribbon cutting ceremony at Ed Von Tobel Middle School. Uh- this is a state-wide event, uh- where CIS celebrate their growth across Clark County, Elko and Washoe School Districts. I would like to thank them again for inviting me to come out, and I look forward to continuing to watch all their growth throughout our schools.

MCCURDY

Our office, along with Commissioner Segerblom's office hosted a Vocha-Virtual Hookah Town Hall on September 15th, as well. I want to thank all the local business owners that joined us, provide input, uh- regarding their business and the proposed, uh- ideas that we have- uh- coming forward. And, again, I want to thank them for expressing their concerns and asking really good questions of us.

Uh- my office celebrated Mexican Independence Day at two events on Friday, September 16th. I first stopped by El Grito Independencia, or Yell for Independence at Freedom Park. It was an amazing event- um- I was really happy to have, uh- Commissioner Segerblom, as well as co...Councilwoman Olivia Diaz there, as well, to celebrate the holiday and the rich culture that we have in our community. We had a parade and also delicious food and got a chance to see a lot of our young people perform during the day. And I did stop by Walnut Recreation Center, Mexican Independence Day Celebration as well. I, again want to thank all the vendors and everyone who participated- uh- for joining us in the day. It was a phenomenal event. I'd- I'd like to thank the Village Foundation and the Dr. Martin Luther King Jr. Committee for inviting us to participate in the first- uh- Historical West Las Vegas education and community parade on September 17th. Uh- we had an amazing time connecting with the community and celebrating the start of the school year and wishing our young people much success as they go through the school year.

Our office has two events coming up, and we would like to invite the public to them. Um- we have- uh- the uh- phenomenal opportunity of partnering with Caesars Entertainment and the Clark County School District and United College Action Network to host a 23rd annual U-CAN HBC Recruitment Fair this Saturday, September 24th, uh- from 10:00 a.m to 3:00 p.m. We ask all young people, uh- looking to attend to make sure that they have their transcripts and also a personal statement ready. Uh- this event typically gives out millions of dollars in scholarships, uh- to our young people, and we look forward to, uh- welcoming, welcome them into the event. Uh- you can contact our office, uh- at 702-455-3239, if you have any additional questions, or you can contact the U-CAN office at 916-896-3000 to register. We look forward to seeing our youth, uh- get college bound.

Um- we would like to invite everyone out to our Viva la Via Latina at 106 Event on Friday, September 30th, from 5:00 p.m. to 9:00 p.m. This is a free event in celebration of Hispanic Heritage munch- month, uh- which will have performers, music, games, and also food. So, we look forward to seeing you there, and that's all I have Mister Chairman.

GIBSON

Thank you, Commissioner. Commissioner Naft.

NAFT

Thank you, Mister Chairman. Believe we have a couple slides (crosstalk). I'm not sure what order they're in, so I'm just gonna roll the dice here by congratulating our Las Vegas Aces.

AUDIENCE

(Applause)

NAFT

Uh- I want to thank them for this incredible ride and for helping cement our reputation as the greatest arena on Earth. Their contributions to our economy and to our community are unsurpassed, and by bringing home the first ever championship to Las Vegas. I know all of us who have been here a long time are just so proud to, uh-

NAFT really be the sports capital of the world. We invite the entire community to join in celebrating, uh- this achievement, uh- starting together at 5:00 this afternoon, uh- in, uh- Chairman Gibson's District, in front of the Bellagio Fountains.

GIBSON (Laughs)

NAFT Um- I appreciate his partnership in his office's work along with Public Works and Metro for moving extremely quickly to make- uh- what I know will be a- uh- a- a well-deserved and appropriate celebration for this historic team.

Also want to highlight and thank- uh- our Clark County Parks and Recreation Department for hosting the Flamingo Senior Center's Grandparents Day. This was- uh- what I know will become a tradition for my office to host. It was such a special occasion, we invited grandparents to come, grandchildren to come, uh- either together or separately. That's my daughter's grandparents. Um- (laughter) And- uh- the team over at the center just did an incredible job, uh- making it a special occasion for everybody and- uh- I just want to thank them very much, and thank everybody who came and participated- uh- in the event.

And, uh- coming up very soon, believe it or not, we have goat yoga, a partnership with... (laughter) the Metropolitan Police Department, uh- at the Silverado Ranch Community Center, the 22nd of September, starting at 5:30. Um- our team will be out there along with Metro's, uh- Area Command. Enterprise Area Command for goat yoga, it is sure to be a very unique and interesting time. Look forward to seeing you there. Thank you, Chairman.

GIBSON Thank you, Commissioner. Commissioner Jones.

JONES Uh- thank you very much Mister Chair. Uh- we had a very unique opportunity- um- uh- last week to have- uh- the opening of Fire Station 35. Uh- they do it a little different there, instead of a boring ribbon and some giant scissors, they actually- uh- brought out a fire hose and the jaws of life. Definitely the coolest way to cut a ribbon, ever. Um- (laughter) huge thanks to Chief Steinbeck and Deputy Chief Blackman, uh- the Station 35 crew for, uh- taking us on a tour of their new facilities. Uh- thank you to Howard Hughes Corp., which built this- uh- facility for us and- and turned it over to us as part of their development agreement.

Uh- this last Saturday, I had the opportunity to join with one of our small business owners- uh- in District F, um- Party USA, uh- which is the largest party store in the southwest part of the valley. Uh. Monica Maney and Sanjay Saderra uh- uh- opened the store up and, um- really excited for, uh- this season, obviously with the holidays coming up, uh- for this kind of a business to really, uh- provide the, the resources that people in the southwest need for all their party needs.

Um- on Saturday, also, I had the opportunity to join the, uh- the Red Rock Chapter of the Daughters of the American Revolution, uh- for their first ever Bells Across America celebration. Um- and also to celebrate National Citizens Day, which was that very same day. Uh- they had a great, uh- bell choir there, that- uh- uh- that rang out at 1:00, when...which was, uh- across the entire country, um- there were bells ringing to celebrate Constitution Week. Um- I am - as I- as I spoke about, my mother-in-law is a member of the DAR, I spend a lot of time at the DAR museum- uh- doing, um-

JONES

genealogy research, and appreciate all the Daughters of the American Revolution have, uh- done for, for, our country.

We have very exciting, uh- tonight at Desert Breeze, w- we're teaming up with, uh- Asian Community Development corp- uh- Council, for National Voter Registration Day. Um- today, September 20th, is National Voter Registration Day. Uh- if you are, uh- needing to update your voter registration, please go to our Clark County, uh- website in order to update your voter registration information or get registered. They'll be a kids play zone, uh- at the, at the park, and then there will be a, uh- viewing of the movie "Everything, Everywhere, All at Once" which is a, a great film if you haven't seen it.

Uh- also, coming up on Wednesday, we have our Mountain's Edge Community Forum. Uh- very excited to, to roll out our, uh- maps, our update to our master plan for Mountain's Edge Regional Park. I've been working with RPM and our parks folks, on that for several months, and I'm excited to, to share that with the community out there. We'll also have our Public Works folks out there, uh- to talk about some of the projects that are coming up out in the southwest valley. That'll be Wednesday at 6:00 p.m. at the Mountain's Edge Master Association Office off of Blue Diamond, and we're gonna have, uh- food that is provided by small business owners in the uh- District F.

This Saturday, uh- we've got National Public Lands Day Clean-Up over at Desert Breeze Park. Um- please join my team, uh- and other partners out there. That'll be, uh- Saturday from 9:00 a.m. to 11:00 a.m. Um- the supplies will be provided, all you need to do is show up, um- and there, there'll be a QR code there, on the screen, if you're interested in, in registering. Um- and, uh- really excited for that opportunity to celebrate uh- National Public Lands Day, uh- as we do every year.

Also at Desert Breeze, coming up, um- also on Saturday, is the La Cultura Celebration, uh- where we're celebrating Hispanic Heritage Month. Uh- we'll be having food vendors, live cultural performances, arts and crafts and games, and, uh- lots of community resources. So, our, uh- our Desert Breeze team is, is working hard. I think they have an event that day out there since they (laughs), they seem to be celebrating on a daily basis.

Uh- and then finally, uh- we've got our Southwest Ridge Park grand opening on September 30th. That'll be from 3:30 to 5:30 p.m., out at, uh- the location on Grand Canyon and Wigwam. There'll be food trucks, drinks, farmer's market, live performances, uh- and really excited for, uh- this park, which not only has, uh- a lot of amenities out there, uh- but also direct access to a trail system, um-to-to-the southwest valley. So that's what I got.

GIBSON

Thank you, Commissioner. Commissioner Miller.

ROSS MILLER

Nothing.

GIBSON

Commissioner Segerblom.

SEGERBLOM

Thank you, Mister Chairman. Um- last week I was able to, um- attend right here in the Rotunda, the Clark County Recreation Department created their, um- had their

SEGERBLOM

annual Arts Fair, and so I was able to vis- visit there and present the awards. Um- and this picture was, is with Samantha Giddens, who won the Best of Show Award, um- but congratulations to everybody. Because of COVID, uh- this has been kind of on the back burner, but now we're back in full swing, so it's very exciting. And thanks to the staff of Clark County Recreation Department.

Next, uh- this weekend, among all the other celebrations we did, uh- at the Winchester Dondero Center, we had a Hildalgo Federation, uh- event, and this is where, where I was able to... they actually gave me a certificate of appreciation, so I thank, thank them (laughs). Uh- but also, um- I wanted to, they say that we, uh- we're honoring the Mexican Consulate. They've been here for 20 years this year, so it's their anniversary, so. And as you know, uh- those of you who went to these events, he's everywhere. He's the most amazing Console I've ever seen. So very exciting.

And then, um- yesterday... was it yesterday? Oh, wow. Just seemed like (laughs) time flies. Uh- oh, this was, looks like we skipped one, but. Alright, wait- wait, maybe you got one. Anyway, yesterday, you and, um- you- Mister Chairman (laughs), you're- not you Mister Gibson, Chairman Gibson and I were very honored to, uh- cut the ribbon for this gorgeous new bridge on, on Desert Inn. Now it's gonna connect Desert Inn to Hollywood. It's part of our Master Plan, which we're gonna connect East Las Vegas to the rest of the City. Now, as you know, it's been very landlocked. Um- thanks to Commissioner Kirkpatrick, Hollywood's been redone. And Commissioner Gibson is working on the bridge over the Wetlands Park. Um- but, but all in all, we're, we're gonna make sure that the people in East Las Vegas have a chance to, to get out and, and connect to the rest of the County. But this is, this is a very fundamental piece. So, I was very excited to see that.

And I'm not sure if you had any other... there we go. Okay. We had it out of order. So finally, um- Commissioner Kirkpatrick and I were, were proud to, to do the, um- opening, grand opening of the new Southern Nevada Health District office, um- Health Center on Boulder Highway where the old, um- Showboat used to be. Uh- this is fantastic because we're actually bringing resources into the community. Um- and this is a great area where it needs a lot of help. And also, it's on Boulder Highway. So, Commissioner Gibson and I have a lot of people that live on Boulder Highway that can take a bus back and forth to this new facility. So, it's gonna be very, very fantastic. So, I'm very proud that the Health District was able to locate this in East Las Vegas. Thank you. And thank you, Commissioner, um- Kirkpatrick, the Chair of the Health District for enabling this.

GIBSON

Thank you, Commissioner. Commissioner Kirkpatrick.

KIRKPATRICK

Uh- thank you, Mister uh- Chairman. Um- it has been a busy couple of weeks- um- but I wanted to highlight some of the things. You know, today we recognized our many first responders and all of the great things that they do. I'm sure that many of you're aware of, um- Overton had a flash flood, um- over the past weekend. Um- yep, Overton. And, um- it was a pretty scary thing at 2:30 in the morning, um- when, got the call that, um- the road had caved in very quickly. Um- unfortunately it's, um- the State that has, is, oversees that portion of it. But what I will tell you is, um- many of our rural departments, um- do a lot of training and they never get to use it. And I'm so thankful that we keep up with that training, um- because this is the first time that they had to use it. Um- as we continue to battle, um- the floods that we have out in

KIRKPATRICK

Overton, we're doing yoeman's work, um- with Public Works all the time. But they really, um- this was a first for them and it was very nerve-wracking for many, but, um- they did such a great job and I just wanted to really give the Moapa Valley Fire District, the Police Department and NHP a big shout out because, um- they did exactly what we trained them to do. And the community out there is pretty thankful for it.

Then, um- we had our Aliante Lunch and Learn, which is always fun, standing room only. Um- we work with Nellis. This is a time that many of the young airmen and women are looking for opportunities to volunteer. Um- 'cause they, they use it on their resumes for promotions. Um- so we had about, um- 150 people. We've been taking, uh- our County Assessor, Brianna Johnson, uh- out with us 'cause as you all remember, we received about 150,000 inquiries on, um- property tax. So, we really just try to educate folks. And so, as you can see, it's always busy and um- we have to cut 'em off after a little while. So, they're pretty consistent.

Um- this weekend is the 10th Annual Healthy Kids Festival at Bob Price. This is a partnership with Cooperative Extension. So, uh- every year they come out in the fall, they teach kids to get out and talk about nutrition and just have a good, um- old fashioned fun day for them. Um- this year it's at Bonnie, uh- Bob Price, um- which is on Bonnie Lane. So, we encourage people to come out and to support them. There'll be music, chef demos, gardening, a mini farmer's market and so much more.

Uh- upcoming events. Uh- September 27th, we'll be doing our, uh- family appreciation at Guy Elementary. So, what we try to do is appreciate the families for investing in the kids' education, getting them to school every day. And we really have about 400, um- that come out and, um- pancakes and sausage and- and yogurt is the biggest thing that they eat, yogurt and fruit. So, it's always fun to see what they, what they eat.

National Night Out is coming up October 4th. Uh- just so everyone's aware, um- uh- it's always a big night. On the East side, we get tons of folks out. And then we have, um- our art contests, which you'll be hearing more about. So, I encourage... Tule Springs, um- monument was a big part of what this Commission did along with so many community members. And so, their art contest is coming up. So, we encourage everybody to promote it within their schools. Um- the more that we can teach the kids there about our history and a lot of people fought to make sure those fossils actually stay here. Um- for so many years they went to San Bernardino. We're just trying to do our part to keep our own history here in our community. So, thank you Commissioner.

GIBSON

Thank you, Commissioner. On September 11, Commissioner Segerblom... Excuse me. Commissioner Kirkpatrick and I hosted the Remembrance Ceremony and Car Show for the 9/11 event. It was, it's always sobering to take yourself back to the time and the experience that all of us shared. The uh- ceremony, which was, uh- conducted by Chief Steinbeck was sobering and uplifting and reminded us of so much that is important to remember on a regular basis. Firefighter, New York Fire Department, Firefighter Frank Pizarro, who moved to Las Vegas several years ago was a- a speaker at the event. He was stationed at a fire station not far from Ground Zero. And, uh- when he heard of what had happened, he, like so many others, just ran to the station to see what they could do. And when they got there, the station was empty.

GIBSON

And so, he and all of those who came, found a vehicle that was not in use, they piled on it, I think he said there were 25 of them on the vehicle and they made their way to, uh- the- to Ground Zero. Uh- as they rolled up, they knew that there was going to be loss of life even among them, but they got off the truck and ran to provide service, to try and find and assist those who would've been injured or in despair. It was a- a wonderful reminder of the calling that these firefighters respond to when they take the job and sobering to hear. This is he on the screen now speaking to us. I want to thank all those who were a part of the ceremony that day.

We then went out into the parking lot, out here in front of this building at, where we had about 200 cars, over 200 cars, uh- situated, uh- at, for a car show. And- uh- we had, I think we had 500 hamburgers and 500 hot dogs when we started. I think we had none when we ended (laughs). I learned a little something about how Commissioner Kirkpatrick buys the love and attention of the community, because she feeds them. And, uh- but as it turns out, it was a, it was a wonderful event. It worked really well with the remembrance ceremony that we had. The cars were amazing. Um- you- you- you fight covetousness when you walk around and you see the beautiful restoration jobs that so many of these people had done. And we appreciate the various car clubs that were a part of, uh- that event. We appreciate the work that, uh- our staffs, but most particularly Commissioner Kirkpatrick's staff, uh- put in, uh- it was a lot of fun, but it was a sobering day when we were, we had cause to remember important things that have always mattered and that have, will continue to matter going forward.

On September 15th, which was Thursday, uh- I was a panelist on the Nevada Association of Real Estate Broker Economic Summit. A lot of topics were covered, including affordable housing, tourism, real estate, transportation, sports, our economy, and water resources. There was a lot of very useful information that was shared. You can go to their website at N-A-R-E-B.org.

Excuse me. On Friday, September 16th, we celebrated Mexican Independence Day as a part of the Hispanic Heritage Month celebrations. We were at Whitney Rec Center. There were, uh- more than, uh- 200 people that showed up, kids and families. The event was free to the public. We had a live mariachi music from the Mariachi Vegas International, dancing from the Sunrise Mountain High School, Ballet Folklorico Group, always delicious food from Abuela's Tacos, various arts and crafts and story time. Ice pops. Now this is, this is really fun. Ice pops were provided by, uh- Peace for Pops, which is a business that is owned by 10-year-old, Joshua Peace. Joshua started his company three years ago. He's- he's uh- long in the tooth in this job. And, uh- it was a hit. In fact, he was as busy as any other part of the entire event as he dished out the...or served up the ice pops that he had made and, uh- really knew what he was doing. Helped people understand which one would be the best for them. It was fun to listen to him talk. He's a true entrepreneur in the making. We had a great time. Actually, my script says we had over 300 people. I quit counting at 200, so it was a great night for all.

Uh- this coming Friday, the Clark County Museum will open its 1 October exhibit. The temporary exhibit, Five Years Later; Remembering 1 October and Becoming Vegas Stronger, is a retrospective look at how the local and global community united together to grieve, remember the victims and support the survivor- survivors in the community after 1 October. I'll be speaking at the exhibit's opening reception, that will be on September 23rd, this Friday at 5:00 p.m. at the museum located at 1830

GIBSON South Boulder Highway. And we invite the community to come see what is there.

On, uh- September 26th, we'll be doing Coffee and- uh- and Conversation with a Cop and the Commissioner. I'll be joining the Metro South Central Area Command for coffee and conversation event at Sunrise Cafe. It's at 3130 Sunset Road, between 8:00 a.m. and 10:00 a.m. We encourage you to use this time to voice any concerns, to ask questions and get clarity from someone who probably knows what the answer really is. I invite you all to come.

And finally on October 4th, Metro's National Night Out, uh- we'll be spending time attending the Convention Center Area Command's National Night Out, beginning at 5:00 in the evening and ending at 7:00. The event will be held at the Harmon at 370 Apartments, located at 370 East Harmon Avenue. There'll be free food, music, resource, information and fun, and we invite all to join us. And Mister Tarr, that concludes emerging issues this morning.

ACTION: No action was taken by the Board.

ITEM NO. 46 Authorize the Chair to appoint five (5) members to the Local Law Enforcement Advisory Committee (LLEAC), including three (3) Clark County Commissioners (Tick Segerblom, Chair; William McCurdy II, Vice-Chair; and Michael Naft) and two (2) Las Vegas City Council members (Stavros Anthony and Cedric Crear), for a one-year term expiring September 30, 2023. (For possible action)

TARR Takes us back to the business agenda. Item 46 has, uh- authorized the Chair to appoint five members to the Local Law Enforcement Advisory Committee, including three Clark County Commissioners. Uh- Tick Segerblom, Chair, William McCurdy, Vice Chair, Michael Naft, and two Las Vegas City Council Members, Stavros Anthony and Cedric Crear for one, for a one-year term expiring September 30th, 2023.

GIBSON Thank you. I will make those appointments if I'm authorized by a motion.

SEGERBLOM Move, move to make those appointments.

GIBSON Okay. There's a motion to, to approve the appointment of those individuals. Any discussion on the motion? Please cast your votes. The motion carries.

ACTION: It was moved by Commissioner Tick Segerblom, and carried by unanimous vote, that the recommendation be approved (including the appointment of three Clark County Commissioners: Tick Segerblom, Chair; William McCurdy II, Vice-Chair; and Michael Naft; and two Las Vegas City Council Members: Stavros Anthony and Cedric Crear for a one-year term expiring September 30, 2023)

ITEM NO. 47 Receive a presentation from Mothers Against Drunk Driving's Las Vegas office. (For possible action)

TARR Item 47. Receive a presentation from Mothers Against Drunk Driving's, Las Vegas office.

NAFT Mister Chairman, if I could just introduce our guests.

GIBSON Yes, Commissioner Naft.

NAFT

Thank you. Uh- just wanted to welcome and introduce our guests. And, uh- even more importantly, just point out that, uh- how enthusiastic I am to have you here in our community and to have a MADD presence here. Prior to this Board creating the Office of Traffic Safety, uh- that didn't exist. And it was in, uh- really, I believe the first week of that Office's existence that, uh- MADD National took notice, uh- realized our commitment to working towards a solution here and dedicated resources to this community. So, I'm, uh- grateful to get to point that out, uh- and appreciate you being here today, to turn it over to Director Bennett.

ANDREW BENNETT

Thank you. Uh- Chairman Gibson, Members of the Board. Uh- it's my privilege to introduce Mothers Against Drunk Driving. Uh- both in my previous career and here at the county, uh- there's been a no- noticeable gap, uh- in victim services across all spectrums of, uh- services. And one of the goals of this office was to bring as many of those, uh- victim services that we could, to traffic safety here in Nevada. Uh- the victim services unit of Mothers Against Drunk Driving to our knowledge has not been, uh- in Nevada or at least in Southern Nevada. And so, we're excited to hear the presentation about what services, uh- Mothers Against Drunk Driving is bringing to our community.

Uh- just as a reminder, we had 151 fatal crashes involving DUIs in Southern Nevada last year, which was a 32% increase from 2020 to 2021. Uh- and so I think their- their services are greatly needed and, uh- it's gonna be welcomed here in our community. So, I wanna pass it over, uh- to Brennan White, who's the victim services specialist for Mothers Against Drunk Driving in Nevada.

BRENNAN WHITE

Thank you. Um- how do I use this (laughs)?

GIBSON

Good morning. Welcome.

BENNETT

Move the microphone down a little bit.

WHITE

Sorry. This is my first time doing something like this. Um- hi everyone. I hope that you're having a great day. I'm honored to be here. Uh- again- as Andrew said, my name is Brenna White. I'm the Victim Service Specialist for MADD Nevada. Um- when I started back in March, there had only really been a couple of people in the State, um- and they were focusing heavily on our victim impact panels, which I'll talk about. But we now have three full-time staff, we're about to hire a fourth. Um- I am the only victim services for the entire state, so I'm lucky enough to be based out of Las Vegas, but I do help people all throughout the state as well. Um- so I wanted to talk to you today about what MADD is and what MADD can do. Uh- MADD's mission is to end drunk driving, help fight drugged driving and support the victims of these violent crimes and prevent underage drinking.

Um- since 1980, uh- our founder C- Candy Lightner, um- founded Mothers Against Drunk Driving when she lost her daughter to a drunk driving crash in California. Um- since then our non-profit is national. Um- our national office is based out of Dallas. We have offices in every state except for Arkansas at the current moment. And 2022 has been kind of a game changer because we were able to get services throughout all of those states. Um- since 1980 drunk driving deaths have been cut by 53%, 347 or 340,000 lives have been saved and counting and over 820,000 lives, um- have been helped by vic- with victims.

WHITE

Um- MADD campaign to eliminate drunk and drug impaired driving. Uh- so we have a couple of different things that we can do. And as I said, in Nevada, everything is kind of new. It's kind of fresh. So, we have the opportunity to improve things, to change things and to implement things. We have some different events. So, one is to Support our Heroes. Um- and that's just us giving high visibility to law enforcement partners. We have events called, um- Honoring Heroes or, um- it's also something, the law enforcement recognition events that we're hoping to do in 2023 or 2024. Uh- Sober to Start. We also, um- support ignition interlock devices for convicted drunk drivers, um- and securing their future and just supporting technology to en- end drunk driving. Um- and that's even those, uh- driverless cars and things such of that sorts that we're, um- encouraging.

So, what does MADD do? We have local initiatives, we raise awareness, we hope to end, uh- well, not hope to end, but we hope that there is a point where we have no more victims, that we can get to that point. Um- I always say that my goal would to not be ha- not to have a job, which of course I would love to have a job, but that's kind of the point is that we don't need to have these types of things implemented if we can do what we're asked to do. Uh- locally, we have victim services, victim impact panels, youth and underage drinking prevention, court monitoring and policy legislation. So, I'm gonna talk a little bit about each of those things now.

Victim Services, which I said is heavily my role. Um- I, I wanna also preface, we are all work from home. So, if you ever look up our, our agency, it is a PO Box. But the good thing about my role is that I can really meet people where they are. So, if I live in one part of town and somebody else is in another part of town, it's a way to ease that barrier, making sure that I can get to those victims and help them whenever they are in need. So, I support, um- emotionally and give guidance. I am not a lawyer. However, I can kind of say, this is what a preliminary hearing is, this is what a plea hearing looks like, this is what you have to do with the victim impact statement. So, I'm able to help them go through the court process. Um- we're able to help make meetings with the District Attorney's Office and with law enforcement and to kind of also bridge that gap and to sometimes give terms that are a little bit easier to understand, um- for any normal person who hasn't had to go through this before.

And then also informing and assisting with financial assistance. So, although MADD doesn't typically provide financial assistance, we know of the different resources and agencies in the community. And my job is to connect people with those places and especially the victims of crime, um- uh- reimbursement support that we can do. Um- outreach and referrals also. So, if anybody needs any type of therapy or they have any other type of barriers, um- maybe their crash took away from their financial resources and they can't pay their rent or they can't get food or they need help doing something else, I can always connect them to those as well.

Um- our victim impact panel is something that I do monthly. We currently have two victim impact panels set up in Southern Nevada, and that's one at North Las Vegas, Municipal Court and one at the Pahrump, um- Justice Court as well. So, our victim impact panels, we take victim healing and offender education. We push that through for community trans- transformation. Um- and our victim speakers are either victims of drunk or drug impaired driving crashes, um- or they have a direct cause, um- to that. So, they will speak to a panel of people who have been convicted of misdemeanor DUIs and just tell them their stories. And hopefully through that, those

WHITE

people that have been in that place recognize, "This isn't a victimless crime, although maybe I didn't hurt anyone in my crash, this could have been the outcome. These are why I should make better decisions." And then also we just talk about MADD, um- statistics, things like that. And so, it's really just a time for people to understand that, like, it is more than just having to go through the court process or having to pay fines, um- or recognizing that what you did was a bad decision. It's about really recognizing the impact it has on the community.

So, um- like I said, our demographic is impaired and repeat offenders. Um- we have a couple in, in Nevada. We are hoping to do more in Northern Nevada. And then as time goes by and we get more victim speakers, um- I want to continue to get more in Southern Nevada as well. Um- Mothers Against Drunk Driving services are all completely free, uh- to victims, to families, everyone. However, our victim impact panels are our only for-profit, um- service that we have. And that's actually because of, and, and each state does this, but it's written into state law that victim impact panels are for a cost. Um- so this in and of itself helps us to fund, um- different services that we're able to provide to our victims. We have an online victim impact panel that is put on by our national office. So that's something that people can do. It was really helpful through the pandemic, we actually didn't have it prior to that. Um- state law does say it needs to be in person, but through the pandemic, it's kind of been a little bit lax and judges are able to, um- let people continue to do it online. Uh- but we're kind of hoping to get back to a place where it's in person. I feel that it's a little bit more impactful in that sense, so that everyone can kind of feel more of the emotion of what's went into it. So, if anyone would like to see one in action, we can always invite you to one of our victim impact panels, do a mock victim impact panel, or send you an online link with a promo code to be able to see what that looks like. Um- we have Youth and Underage Drinking Prevention. So, as I said, we have a few staff in the state. Um- here in, in Southern Nevada, we have my co-worker, Jackie. She is a program specialist here. And then in Northern Nevada, we have Rebecca, she's the program specialist up in Reno. Um- and so what they do mostly is prevention work. They're going into schools and talking to youth or parents, um- also community agencies about the dangers of underage drinking.

Um- although Mothers Against Drunk Driving is not a prohibitionist agency, we don't, um- we're not, you know, condemning drinking or anything like that, we're encouraging smart and safe decisions. Uh- we do have a zero-tolerance policy on underage drinking. And so that's what we try to go in and talk about the effects that it could have, um- on everyone's overall life. So, Power of Youth, like I said, is specifically at youth and that's done a lot of times in schools. And then Power of Parents is specifically at parents talking to them about how to talk to their kids about, um- the dangers of underage drinking and drug use.

Um- Court Monitoring. So, this is kind of an interesting term, and I think it can be a little bit misleading. But really what we're doing, excuse me, what we're doing is we are just kind of looking at the trends that different courts, are, um- imposing with sentencing, with the time it takes for court cases to get through, um- with dismissals or continuing through it. So sometimes, um- DUIs can be pled down to reckless driving. Um- sometimes, uh- DUIs are, um- bumped up to felony cases instead of misdemeanors, depending on certain things. So, we're really just watching what's happening with that. Um- it's for the purpose of us to know what's going on in our community, it's not to target any one specific person, it's not to, um- to really like,

WHITE

hone-in and close and put too much pressure on any one person either. But it's enhancing transparency and accountability within the criminal justice system, promoting appropriate sentencing and reducing DWI recidivism and working with agencies to bring resources and develop strategies to increase efficiency and prosecution.

Um- so our court monitors are also our program specialists and they just, um- start at the beginning of the case. So that's at the arraignment or the pretrial conference. Um- the case is monitored through subsequent hearings until the final disposition and the case is closed. Uh- we can also have volunteers do court monitoring because although we can do this in person at the courts. If we're, um- able to be in the courtroom, we can also data mine and use the court dockets in different parts of our state as well. Because Nevada is large and I have learned that recently, so we kind of have those areas that we're not just necessarily able to get to every single time that there is a court hearing. Um- the gathered data can be used to identify trends for local DUI cases. Then data is entered into a MADD national database. So, we're able to see that throughout, um- all of our states that we serve. And studies have shown that the mere presence of a court monitor can have a positive effect on sentencing and keeping judicial infrastructures accountable. Although, like I said, that's not necessarily our goal, um- sometimes it can be a little bit helpful.

MADD also works with policy and legislation. Um- so we are... and especially in Nevada, I like to say this because again, it hasn't really been happening for a while, but we are trying to, um- have a positive impact and advocacy for us. Not only means helping the victims of these cases through the criminal justice process or connecting them with resources, but also being able to take the things that they're experiencing and affecting positive change for the future. Um- whether that's helping to change different, um- statutes on sentencing or it's trying to change wording so that things are a little bit, um- more maneuverable. That's something that we really support, um- our victims on and just try to get involved and help them with that and connect them with the right people in and of itself. So, some of those measures are in traffic safety, impaired driving deterrents, underage drinking prevention and victims' rights.

Um- again, like I said, we have some awareness events, so we have something walk, called, Walk Like MADD. Um- in 2023, 2024, we're really hoping to get, um- moving with that. I think that Walk Like MADD will happen in 2023. So that is a fundraising event, but it's a 5K walk, run. Um- and it's a way for us to get the- the word out about MADD.

Um- but also to make sure that our community comes together, and they realize what an issue this is. Especially in Las Vegas. Um- and then our law enforcement recognition events. Um- and being involved in Saturation Saturdays. The Walk Like MADD, um- increases awareness of impaired driving, um- and remembering those who are killed and injured. So, we do have a tribute. Um- there's been over 15 years of walks.

Saturation Saturday is a national high visibility enforcement campaign to promote safe driving and enforcement efforts. Um- it's usually the Saturday before Labor Day every year. Um- agencies across the Country, or across the state participate in saturation patrols and checkpoints. Um- and this is something that most states do. Um- we unfortunately were not involved in this last Saturation Saturday, but it was,

WHITE um- definitely something nice to be able to see that Metro's efforts have been, um- successful.

And um- this is our contact information if anyone has any questions, you can find us on social media. Facebook, Instagram, um- and there's our- our links to any electronic sources. If anyone has any questions, I'd be happy to try to answer them for you.

GIBSON Well thank you very much for being here. And are there questions or concerns?

KIRKPATRICK Well, I just I had one. Um- so, when you talked about the court monitoring. What are the trends that you're seeing?

WHITE I think that here in Las Vegas, specifically, and I- I won't speak highly on it because this isn't-

KIRKPATRICK You're in Clark- Clark County as a whole, right?

WHITE Yes-

KIRKPATRICK Because-

WHITE Mm-hmm

KIRKPATRICK -the Municipal Courts are different from the Justice Courts.

WHITE Yes, yeah, absolutely. Um- again, I'll try- I will try not to speak highly on it because court monitoring isn't my role. So, I don't want to give false information. However, something that we have been seeing is that they are being pled- the first time dis... first time misdemeanor DUIs are being plead down to reckless driving often. Um- and I mean that's something that's common everywhere. In other states, they're not allowed to do that, but here they are. So, I think that's probably just the biggest thing that we've been seeing.

KIRKPATRICK S- so I guess I would ask though, in order for... and I get what MADD does and I'm super thankful they've been around for a very long time. But, you know, um- things are changing, right? Now we're the sports capital of the world. Now we're bringing in younger au- I would like to see the data on who's getting the DUIs for one. Because I gotta believe that's it's mostly, uh- the 30-something folks.

WHITE Mm-hmm.

KIRKPATRICK Unless you tell me different. Just based on what I watch. And I would like to see the data on... you know, are we- are we truly making an impact because maybe we need to partner with you alongside at the Legislature to say this is adding up, there's a cost associated, there's this, this is the trend. But because what I would tell you, it's not. When I was a kid, dr- it was only drinking. Right?

WHITE Mm-hmm.

KIRKPATRICK But now there's everything else that they add to the drinking that makes it way worse, right?

WHITE Right.

KIRKPATRICK So, um- I would just like to see... so um- I would tell you, um- we monitor within our sewer system now where - COVID taught us a lot of things. And um- we monitor the drug use. And we're monitoring different stuff. So, it would be helpful to kind of know what those are because as I sit on the Health District and we- and I sit on National NACo or Nevada NACo. There's maybe some things we need to look at in that realm. So, I mean, uh- I just grew up in this town when drinking was a thing, right? So, but it's not. Now it's way worse. Right? So, I'd just be curious as to what the data is for the last... and it would be really... 'cause I'm data nerd. It'd be really cool to see... 'cause I'm, um- during COVID what it was, versus now. Um- and I could tell you watching the liquor tax, drinking was a lot during COVID. People were drinking a lot. So, um- I'd just be curious on the real data of what- what you have in our community.

WHITE Thank you. Yeah, absolutely I would be happy to work on that with my team and- and get that back to you. Um- I will say, and I was... I met with Metro recently, um- in their Traffic Safety Division. And, uh- back in 2020, I think the arrest rate for Metro specifically was like 5 thou- 5,250 people for the entire year. And it since hasn't really um- changed all that much. So, things are kind of staying consistent, but yet, fatalities are on the rise.

JONES Chair?

GIBSON Yes, Commissioner Jones.

JONES Thanks Chair and thank you for your presentation for all the work you're doing. You mentioned sort of the court system. And we do have DUI court here. Is MADD involved at all in- in that process with the Specialty Court?

WHITE Not necessarily, no. Um- typically the only time that I'm in court is just when I am with a victim, um- who's there to see what's happening at a specific court hearing. But we're not involved in the specialty courts and the process much. Um- we are trying to... because the judges are the ones that are, um- sentencing - as part of the sentencing agreement, they're having people come to our victim impact panels. We're trying to build those relationships, however, we're not really in the court rooms. Yeah.

JONES Alright, I'm happy to work with you and DeDe (DeDe Parker) over at the Specialty Courts if that's helpful.

WHITE Perfect, yeah that would be amazing. Thank you.

GIBSON Commissioner Naft.

NAFT Thank you. Uh- just to wrap up. Thank you very much for being here Miss White. And I- I hope you see you have very willing partners here in Clark County, so we're awfully glad that you have a- that MADD has a local presence. And if there are ways that, um- we can be useful and partner with you, um- certainly you have my commitment for that. Thank you.

WHITE Thank you.

GIBSON Thank you.

ACTION: No action was taken by the Board.

ITEM NO. 48 Discuss the joint exercise of redevelopment powers between the Clark County Redevelopment Agency and the City of Las Vegas Redevelopment Agency; or take other action as appropriate. (Also sitting as the Clark County Redevelopment Agency) (For possible action)

TARR Item 48 is discuss the joint exercise of redevelopment powers between Clark County Redevelopment Agency and the City of Las Vegas Redevelopment Agency or take other action as appropriate.

GIBSON Commissioner Segerblom. Turn this uh- item over to you to conduct.

SEGERBLOM Um. I'm not sure if, uh- Business Licensing is... oh, ch- I'm sorry. (crosstalk)

GIBSON Shani's out of town.

SEGERBLOM Shani's not here today. So, I'll go ahead and- and just, if it's okay, just talk about the issue myself. Um. You know, it's- um- right now, our primary... although we have several different locations for redevelopment, our primary piece of property is between Maryland Parkway and, uh- just past the Strip uh- where the new baseball stadium may be. And then between Karen and Sahara. And in looking at that area, uh- I discovered that the City has, uh co- coterminus, um- redevelopment area on the north side of the Sahara, from Maryland Parkway to, um- the Strip. So, the thought would be, um- uh- if the Board approved, is to reach out to the City and see if they would be interested in some kind of a joint, um cooperation. Just seeing how we could work together. Because if we can work on both sides of Sahara, um- we really would have a- a phenomenal piece of property to- to- to reach out to around the world and say, look at- come- come here and see what's going on. Um- and also, we don't wanna, like, build houses on one side and then have the other side, um- be- be- um- be left out. So, the thought would be to try and see if the City would work with us to- to- collectively to figure out the best way to do that whole piece of property. It- this is just a uh- preliminary concept, but in- in thinking about it, just seemed like it'd be worth pursuing and I wanted to see if the Board, um- supported me- me and the City... or the County reaching out to the City to see how we could work together.

GIBSON Uh- Commissioner, my- my understanding and maybe I'm not right about this. But, my understanding is that the City had an item similar to this on it's agenda this week. Pulled the item but had an MOU that was an exhibit as a part of the item. I wonder if- if we could get a copy of... or maybe, uh- Shani has a copy of the MOU, but we ought to see it. Exactly what it is. And then, do you know anything about the rationale for pulling the item?

SEGERBLOM Yeah, the- the- that- I think people got ahead of themselves, and that's why I just wanted to throw this out as a discussion item to see if we could start talking as opposed to already, we'd have an MOU where we're- we're- we're getting into the details. I mean, there's lots to be- lots involved here. Um- lots of moving pieces, but the thought would be, um- maybe an MOU, something down the road. But, preliminarily, just to see if the two staffs could talk to each other and see wh- what the possibility is to work together. Because, um- as I said, if you look at Sahara Avenue

SEGERBLOM as a totality, it would be a phenomenal uh- piece of just... could be the- the- the prospects would be phenomenal if you had both sides. But, the- but I think the MOU, the City kind of got ahead of itself and then they pulled back, but- but the reality is, I think we could... if we approve- if you approve it today, we could start that process and- and we would come back, obviously, to do anything further, but at least we would start the process.

GIBSON Okay.

JONES Mister Chair.

GIBSON Yes, Commissioner Jones?

JONES Ah, I think having those discussions makes a lot of sense. I think that's a great opportunity for (inaudible) there and there's already cooperation when it comes to the Maryland Parkway transit or development project over there. So, I mean, having both jurisdictions involved in the broader discussion, it makes a lot of sense.

GIBSON Obviously, the devil's in the details. And, um- the uh- we have uh- there's uh- an awful lot of opportunity for investment. Um- and it will be critical to us that we reach agreement on the things that we share in common. But I do think uh- a conversation, even an effort to work together in an area where we're thinking of expending dollars makes sense. Were there any other comments by anyone. Commissioner Kirkpatrick.

KIRKPATRICK I have- yep, I have some. So, I- I guess- so- um Commissioner Segerblom, I- I like to work together, but I want to make sure it's a 50-50 work together and not a 70-25, right? So, if they already had an MOU, that's means you must have had conversations with somebody else to get this far. And so, my only concern is this, is um- one, we gotta keep our money in our accounts and not share money because their Redevelopment Agency has been upside down for some time. And their dollars are different, and if it's a County project, I just think that our redevelopment dollars gotta stay with our Redevelopment Agency. Um- as you all remember... I don't, I'd rather just give the cash to go and get things done in our Districts, as opposed to working through all this. So, I guess for me, I- I would like to see the details. Um- I'm never opposed to working with anyone. We opened a beautiful building in Southern Nevada, uh- but no one ever puts in their fair share. We always do the 75, they do the press release, and we stand there and implement it. So, I just want to make sure that we, um- we have that real discussion because we are all members of the Redevelopment Agency and we all, um- that- that money comes out of our General Fund to keep it going. So, that's just my concern.

GIBSON Commissioner McCurdy.

MCCURDY Ah, yes Mister Chairman, I think that it makes a great deal of sense to, you know, begin the conversations. As we look at that entire corridor, if we were to drop a ping into a one-and-a-half-mile radius just around covering the two uh- redevelopment areas, I- I think that we would be able to leverage a lot of the tools in our tool belt, if you will, to enable us to do something really good in the area. Um- and I also agree uh- with Commissioner Kirkpatrick, is that we have to make sure that we get the notoriety, uh- for the investments that we're making. I think that that's totally reasonable. Uh- and I think that, you know, moving this discussion forward will allow

KOWAL-PAUL

Gutierrez. Uh- as you know, we are required by Nevada law to provide a quarterly report in person, uh- to this body and, um- all municipal bodies, um- related to the schools within, um- your municipality, within unincorporated Clark County. Um- we typically share with you reorganization updates. Uh- updates as to the implementation and, um- compliance with the reorganization. Um- and along those lines, I want to share with you some work that we've been doing with our, uh- Board of Trustees. Um- our Board requested a comprehensive district policy on the reorganization. Um- part of that um- it- it has gone to the Board, um- as a first draft uh- notice of intent already. It will go again for final approval, um- anticipated on October 13th. Part of that regulation, um- will bring a little bit more, um- structure to what we are to provide to you, um- in these meetings, so, I wanted to share with you what was included in- in that section of the reorganization regulation at the district level.

Um- there will be four topics that we, um- are re- will be required to include. Um- first the, uh- status of compliance of the reorganization with the law. Um- State, uh- administrative regulation's of NAC, and the district regulation. Number two, we will provide to you as reference material, um- student data aligned to our strategic plan, uh- disaggregated by our municipality. Um- that would not be a PowerPoint that we would anticipate going through, just a piece of reference material for you. Um- those would be provided after that same information was provided to our own board. Uh- number three, highlights and celebrations of schools in Clark County. And then, number four, if applicable, information about any investments made by, uh- Clark County in support of the District schools.

Um- in addition to that work with our board, we have continued work with State Department of Education and the State Board of Education. Um- they- the State Board has recently passed a policy that will assist us in gaining compliance with some of the staffing issues, um- the staffing requirements of the law. Um- there's a couple of conflicts, still, that we're working through with them. Uh- we are also continuing to work through the State boards, uh- AB469, which is the reorg initial bill subcommittee, um- towards conversations around our requirement that, um- the requirement that we provide 85% of unrestricted funds to school budgets. And also how, um- the schools are spending or not spending, rather, the, um- funds that we are required to allow them to carry forward year to year.

So that's kind of the topics of conversation, um- between us and the State at this point. Um- I think that pretty much covers where we're at, as- as- as far as an update goes. We'd be happy to answer any questions that you have.

GIBSON

Commissioner Se- Kirkpatrick.

KIRKPATRICK

I just have one. Can you put that in writing? I tried watching both the State Board and the Trustees and I couldn't tell, to be honest, what- what are the outstanding things and where- where's the disconnect. Um. So- and again, this goes back to rushing it along and not studying it like it was intended to, so that we could put it in place correctly. So, I'm just... if you could put it in... give me it in writing so that we can, at least on our side, track what- what's getting done. Because we get tons of calls from constituents after either of those meetings asking, "What are they talking about." And we don't- I can't- I'm trying to gauge it myself. So, I feel like they had a list of eight and that you guys made some progress towards some. And then, you're trying to work out the other details, which are the most contentious, right?

KOWAL-PAUL Right.

KIRKPATRICK Because it always has to do with money. Then it's super contentious. So, if you could just send me that list, it'd be helpful.

KOWAL-PAUL Sure. Um- Kellie Kowal-Paul for the record. In fact um- you're not alone in that feedback. Um (laughs), we argue amongst ourselves some days. Um- but the- the recent regula- another recent regulation that the State Board passed will require the Department of Education to provide us with a notice of non-compliance. So, right now, we are officially out of compliance with one item. Um- and that we have a corrective action plan already in place. We will be in compliance with the passing of this regulation on October 13th. Um- however, in our District regulation, we've also committed, uh- we're requiring ourselves to create a- a comprehensive compliance report, um- that outlines every aspect of the law and whether or not we believe we're in compliance. And whether or not the State has found us in compliance or out of compliance. And then, any corrective action, um- that's in place going. So, that conversation will get easier very shortly, yeah.

GIBSON Thank you. Any other comments? Thank you very much for being here today.

KOWAL-PAUL Thank you, sir.

MELISSA GUTIERREZ Thank you.

KOWAL-PAUL Have a great day.

ACTION: No action was taken by the Board.

ITEM NO. 50 Receive a recommendation from staff on the merit of a petition filed by Mister Edmund Uehling, pursuant to NRS 237.030 et. seq., and the County's February 1, 2000, Procedures for Filing Objections to Rules Adopted by the County Which May Impact Businesses; and take any action deemed appropriate. Commission District: All (For possible action)

TARR Item 50, receive a recommendation from staff on the merit of the petition file by Mister Edmund Uehling pursuant to NRS-237.030 and the County's February 1, 2000, procedures for filing objections to rules adopted by the County, which may impact businesses; and take any action deemed appropriate.

GIBSON Good morning.

VINCENT QUEANO Good morning, Mister Chair, members of the Commission. Vincent Queano, Director of Business License. On July 20, 2022, Mister Edmund Uehling filed a petition objecting to adoption of rule with the Clark County Clerk's Office. Mister Uehling type of business is a short-term rental. Mister Uehling's business location is at 444 East Naples Drive, Las Vegas, Nevada 89169. The address of Mister Uehling's short ter- short-term rental unit indicates that the property is less than 2,500-feet from a resort hotel with an unrestricted gaming license.

Commissioners, Assembly Bill 363 requires a minimum distance separation of 2,500-feet from an unrestricted gaming property. Mister Uehling is objecting that the June 21st, 2022, Ordinance Agenda Item Number 78 File ID 22-0896 will destroy his

QUEANO short-term rental. The basis of Mister Uehling objection is that the Business Impact Statement did not consider or significantly underestimated the economic effect of the adopted rule.

According to Mister Uehling, the nature of the impact of the above rule of Mister Uehling business is total destruction of business activity. Mister Chairman, Members of the Commission, the Department of Business License, and the District Attorney's Office reviewed the petition and recommend denial as the Business Impact Statement was prepared and considered by this Board under, in accordance with Nevada law. Thank you.

GIBSON Are there any questions of Mister Queano? Then, I'll, uh- entertain a motion. And- and so, the motion would be, what? To-

LOGSDON To-to deny the petition.

GIBSON To deny the petition, okay.

JONES Okay, make a motion to deny the petition.

GIBSON Okay, there's a motion to deny by Commissioner Jones. Any discussion on the motion? Please cast your votes. The motion carries.

ACTION: It was moved by Commissioner Justin Jones, and carried by the following vote, that the petition be denied as recommended.

Voting Aye:	Jim Gibson, Justin Jones, Marilyn Kirkpatrick Ross Miller, Michael Naft, Tick Segerblom
Voting Nay:	None
Absent:	William McCurdy II
Abstain:	None

ITEM NO. 51 Receive a presentation from the Clark County Business License Department and discuss proposed amendments to Clark County Code providing for the licensure of cannabis consumption lounges; providing for business license fees; and providing for other matters properly related thereto. (For possible action)

TARR Item 51, receive a presentation from the Clark County Business License Department and discuss proposed amendments to the Clark County Code providing for the licensure of cannabis consumption lounges; providing for business license fees and providing for other matters properly related thereto.

GIBSON Mister Queano. Go ahead Mister Queano.

QUEANO Hello again Mister Chair, members of the Commission. Vincent Queano, Director of Business License. Also, I have our Manager of Operations, Jennifer Willeford, to assist with answering any questions that the Board may have.

I'll start the presentation with the State requirements. For this round of the application process, there's not a statewide cap on the number of cannabis retail stores that can obtain lounge licenses. Also, for this initial phase of the application process, there will be a maximum of 10 licensees issued to independent owners. Meaning not current

QUEANO cannabis retail store licensees. There is also an additional 10 licenses that will be issued to social equity applicants, who again, are not current cannabis retail stores licensees and also have to meet the minimum requirements, uh- criteria of the Cannabis Compliance Board's, uh- equity, social equity criteria, sorry. Um- just wanted to remind the Board that this is not f- for... this is for the entire State and not just the unincorporated Clark County.

Commissioners, the first four recommendations are recommendations that staff feels that there was consensus by the Board, uh- from the previous discussion. Um- the first- the first recommendation is to allow for entertainment at cannabis consumption lounges and utilize the incidental activity permit that is al- already being implemented at liquor establishments. Number two is to require special use permit. Number three is to not limit the number of locations. And finally, number four is to maintain the current free structures in Title 8 for cannabis establishments. That includes, uh- non-refundable \$1,500 application fee and a three-tier quarterly licensing fee based on gross revenue.

JONES Mister Chair, can I ask a question?

GIBSON Yes, Commissioner Jones.

JONES Um- Mis- Mister Queano, with regards to the- the um- the quarterly licensing fees, some of the proposals have been not just a- a lounge, um- but food sales and you know, yo- do something before yoga or whatever. Is that separated out? The economic benefit of the cannabis associated item versus the food sales or yoga lessons sales and all that?

QUEANO No, it's not. It would be the total sale uh- coming from that business location.

JONES Okay.

KIRKPATRICK Can I ask you a question on that? Can-

GIBSON Commissioner Kirkpatrick.

KIRKPATRICK What does that mean? To follow up with Commissioner Jones. So, for instance, if you as we heard earlier, go to the salon, wouldn't they have to have these o- other licenses. Don't they have to have a regular general business license, plus this in addition? So, there should be two separate licenses at least at every location.

QUEANO Correct. For other business license types, if it's a... it depends on the type of license, but if it's, um- if certain licenses are gross licenses, then those, those gr- gross sales are combined. And then, we do have some that are, for example, alcohol licenses that are on a quarterly fixed amount. Those would be, um- submitted separately.

KIRKPATRICK Okay, just thought I was... got it.

GIBSON Is that clear enough? You get that? Okay. Go ahead. Yeah.

QUEANO Uh- Commissioners, the- um- the fifth recommendation is for the distance restrictions. I'll just go over the current uh- distance restrictions right now for State.

QUEANO

Um- cannabis establishments must not be within 1,500 feet of an establishment that holds a non-restricted gaming license. Cannabis establishments must not be within 1,000 feet of a public or private school that provides formal education traditionally associated with preschool or kindergarten through grade 12. And cannabis establishments must not be within 300 feet of a community facility such as public park, playground, or swimming pool.

Commissioners, if you look at the table, the first column lists the- displays the location type. The second column is the State required distance. And the recommended distance requirements is on the third column, which would be 1,500 feet from a non-restricted gaming facility, 1,500 feet from a school, and 1,500 feet from a community facility.

GIBSON

My understanding, uh- has been that this presentation is designed to get us to the end of a discussion about these kinds of things. So, what you need is feedback on this item to determine whether uh- we would agree that our ordinance would require a 1,500 foot separation from all of non-restricted gaming, schools, and community facilities. And so, we- we need to give some feedback, um- to him. I- I will say that, um- I- I do recall making the comment, um- earlier in our discussion, um- about the lounges that, um- the distance separation didn't make sense to me. Uh- when it comes to the retailing, none of us had- we had not experienced it here. I was not on this Board. Most of us were not. Maybe, uh- Commissioner Kirkpatrick was, but beyond that, none of us were.

Um- the distance separations that were recommended by the State were adopted. Is that correct? After having had some of the experience that we've had, um- at least that I've had in my District, I've felt that if it made sense to protect gaming, it felt to me that whatever that protection was ought to extend to schools and to public facilities, including parks, and swimming pools, and all of that. And so, it's my sense that, um- the, uh... and has been my sense, as I've expressed before, that I didn't see a good reason to have a different distance, uh- between them.

In this instance, we're now going to have the potential... the likelihood of consumption as opposed to just sale. And so, if there's a distinction, it is in that. And for that reason, um- it's my sense that a common recommended distance makes sense. Um- I- I invite others to share their views, because we need to try and get to the bottom of this. Commissioner Naft.

NAFT

Thank you, Chairman, I- I agree with your rationale there. I- I would support the recommended 1,500, simple 1,500-foot separation distance for all three categories. But could, Mister Queano, could you just, for the record, clarify community facility. What's included what's not? I believe that's an NRS definition.

QUEANO

It is. It is Commissioner. So, ex-examples of a community facility, examples would be a facility that provides daycare to children, public park, playground, public swimming pool, facility to provide recreational opportunities to children, or a place used for a religious purpose.

NAFT

And those are licensed. It would have to be a licensed daycare, or-

QUEANO

Correct.

NAFT Okay, thank you.

GIBSON Other thoughts? Commissioner Miller.

MILLER Uh- just a-a question. Uh- you know, I see- see this chart here with retail locations with parks within 1,500 feet. Have we done similar analysis of- with respect to all community facilities? Uh- because, uh- because if you start including churches and- uh- and, you know, all the daycares, all of these kinds of facilities. I'm not sure how many of these would actually be allowed to open a consumption lounge. Um- an- and when would be the effective date by which, uh- they would've had to- had a dispensary license in place in order to be eligible for a consumption lounge. Would these facilities be grandfathered in? Are we only talking about uh- facilities moving forward or- or how- how does it, what- what- how does the interplay work there?

QUEANO So, Commissioner, I'll start off with maps. Um- the- the- the parks and the schools displayed on the maps are what our GIS, um- portal displayed. There- they don't reflect all of the public- of the um- community facilities or parks that we have unincorporated Clark County. Um- those will be done... Um- those will be searched thoroughly through the SUP process. And going back to number five, um- so- I think maybe I should I- I left off the last two bullet points that are- I believe that are important. But, according to the State, um- uh- bullet point number four, says, "Does not apply to retail consumption lounges that are attached, or immediately adjacent- adjacent to a cannabis retail store that was in compliance with such requirements at the time it was issued in adult use, cannabis establishment license. And then the last bullet point is, although the State requires the above distance restrictions, the County may be more restrictive.

So, um- my question is, too, is if- if the recommended distance separations are- are adopted. Um- I would also ask if there is any additional waivers that the Board may consider, and what that criteria would be?

MILLER Can I ask a, a follow up question? Is that okay? S- s- so, you know, I see the language here. It says it doesn't a- apply to retail consumption lounges that were attached to a retail store, that was in compliance at the time uh- it was issued in an a-, issued an adult canna-, adult-use cannabis established license. A- are we intending to deviate from the language, uh- within State law, uh- uh- o- on that, or are we intending to, to largely mirror that?

Because the, the State Law, as I understand as it applies to this, this issue, uh- says that, uh- that it, it wouldn't apply to cannabis r- retail stores who had applied for an adult cannabis establishment retail license, uh- and, you know, th- that law went into effect in 2019, and all of the applications were submitted in 2018, uh- all of them up to the cap of 80 licenses in Clark County. So, if we simply follow the State law, it would apply to nobody, uh- uh- u- unless they ex...change the cap, uh- under my view. But, uh- are we intending to make it more restrictive?

GIBSON Well, I, I can comment on, on my thinking. Um- I had not looked at a map. Uh- I'm thinking more in terms of just, uh- the- uh- kind of feedback I'm getting from people in my own sense of what the separation meant at the time that it was issued. At the time it was issued, it was the sale of something, uh- but it was not the consumption. And if we're going to be, be talking about consumption, um- then we have people who

GIBSON

are there, right, they're situated at the consumption lounge, they're using whatever products they determine they wish to use, all legal. But, um- it doesn't make sense to me to have, uh- the distances be shrunk between cannabis consumption and schools, cannabis consumption and community facilities as defined here.

So, the parks and recreations of baseball teams that are playing, all the rest of it, uh- seems to me that there is too much, uh- opportunity for, um- impacts that are s-serious enough, that we should take, uh- become aware of them and take action on. Now, I had not thought about, because I had not seen the map. I don't know what is, how many there are that are, other than the ones who are too close to one of these facilities, but that's how I see it. I s-, that doesn't change things for me. I still think that the, um- consumption of the cannabis materials ought to happen at distance at least 1,500 feet away from these things, these uses.

KIRKPATRICK

Commissioner, um-

GIBSON

Commissioner Kirkpatrick?

KIRKPATRICK

I, I support the 1,500, and this is the reason why. So, when the intent of the original bill passing for marijuana said that one, the money was gonna go to education, which everybody thought it was gonna be a lot more than it is, but two, it was for people to consume it at home. The conversation around consumption lounges, as I heard today, that, oh, this has been talking in the works for the years. Well, yeah, maybe it has, but at the same time, it was only meant for the tourists. And if you look at this map, these are all local neighborhoods, that you're supposed to go home and consume it. You're supposed to buy it, that was always the conversation, that's what voters were told. And I get times have changed, but I want to be able to go to the park and choose whether or not I can, I have to smell the marijuana or not. I want to go to the track meet and, uh- be able to do what I want. I, I don't get to smoke cigarettes in any of these places. You don't get to drink beer at any of these places. So why wouldn't we stay with the 1,500 square f-, uh- the 1,500 feet around it? So, uh- uh- I support that and, you know, I'll struggle even trying to set regulations 'cause I just don't agree with having them, so.

JONES

Mister Chair?

GIBSON

Yes, uh- Commissioner Jones?

JONES

Uh- well, I'll, I'll just sort of piggyback on that. B- but personally, I think the whole idea of um- 1,500 feet from a gaming facility, uh- and a shorter distance to schools and community facilities is nonsensical. Um- that said, when we're talking about comparing it to cigarette smoke and, and alcohol, um- from my perspective, I don't see, uh- a cannabis consumption lounge ought to be treated differently than a bar, where you can consume beer and you can smoke.

So, if we're going to go down the pathway of highly restricting where these types of, uh- venues can be, then we gotta have a conversation about whether we do the same thing for bars. So, can you kinda go over a little bit, Mister Queano, as to what restrictions there are on, on bars, where you can smoke cigars, you can smoke, uh- cigarettes, uh- in proximity to schools and community facilities.

QUEANO Um- yes Commissioner. So, for, for bars, for licensed taverns, there's a s-, a distance separation between taverns of 2,000 feet. Um- we, there's a-

JONES I understand there's distance separation between the taverns, but is there any distance separation requirement between the taverns and a school or community facility?

QUEANO There is. Um- uh- for schools, it's, correct me if I'm wrong, but it's, uh- I believe it's 1,000 feet from schools and, um- places of worship. Uh-

JONES 1,000 feet from places of worship?

QUEANO And schools.

JONES Okay.

QUEANO Um- as far as, uh- the, the smoking, um- smoking is allowed, uh- depending on the, they just have to require ventilation in a separate area for those that, that do not smoke. So, it has to be ventilated, separate, totally separate area from the dining versus the bar area where they, where smoking is allowed.

KIRKPATRICK Mm-hmm. Uh- Mister Vice Chair, I'll take the cigarettes talk out of it, but it, 'cause it's passionate to me because I worked on the Indoor Smoking Clean Act, and I supported it, and worked on all that legislation. Uh- I just, so I'll just, I apologize to my Board Members, and I don't always mean to bring up the cigarette piece, but I mean, the consumption of marijuana was always talked about being done in your neighborhood, and then we said, "Oh, my goodness, we have a problem with the tourists. They can't go anywhere." And I thought that, that, and for me, that's what we ha-, we're addressing. And so, I am passionate. So, I will stand down, and I'll likely never support one (laughs), but there ha-, I just think that if it's good enough to be separated from gaming, it's good enough to be separated from our parks and our schools. So, I apologize. I will keep the cigarette and the drinking conversation out of it, but in my mind, they all go together. So, I apologize.

MCCURDY Mister Chair?

GIBSON Commissioner McCurdy?

MCCURDY Um- thank you. And, you know, I think all comments are relevant to, you know, what we're looking to do here. This is obviously, uh- something new for us here in Clark County, uh- with exceptions for NuWu, uh- which is down the street. Um- I am wondering, um- how this might disproportionately impact, uh- the applicants that were carved into the policy, um- by way of the social equity applicants. If we are saying that, um- folks who are existing, um- nearby, according to the map that we have here, looking at the radius from, you know, the schools and, and, and community facilities, and, and so forth, um- how might this disproportionately impact them from being able to participate, um- um- in this, this new and emerging industry?

Um- we know that, you know, when voters decided in 2016 to, you know, to- to- legalize the use of recreational cannabis and- and tax it, and put the dollars towards, you know, education, and, and, and other, um- you know, in- initiatives, um- minorities, uh- at large were, were left out of that conversation just by way of the, the,

MCCURDY

the, the way that we decided to do the business of, of legalizing them. Um- and, and while we can't go back and, and, and unravel that, I- I think we have to have, you know, a- a real discussion as to how we're going to allow, uh- for- for minorities and- and folks who have been directly impacted by the failed war on drugs to be able to participate in this industry. And if we move forward and- and go with the 1,500-foot, um- you know, distance requirement, that may impact them being able to participate again, which I don't believe is what this Board would seek to do. While I understand, um- of course, the- the need to protect our students and- and- and our, you know, our little leagues, and football teams, and, you know, folks who participate in track and field from being able to be exposed, um- you know, by, the, the smell and- and- and- and so forth, I, I think that, you know, we should really consider how social equity applicants could be, you know, negatively impacted. And I know that's a delicate balance with, you know, o- obviously trying to maintain, um- quality of life within our communities, but I have, have to bring that up as it relates to, you know, what we're considering today, um- while keeping in mind, that again, we have to protect the quality of life of all of our children, and our residents, alike.

Uh- but if, you know, you have 1,000-foot, you know, requirement amongst, you know, the, the taverns and bars from community centers and, and places of, um- uh- worship, uh- maybe we can look at 1,000-feet as opposed to, you know, 1,500-feet as a compromise, but, you know, to go 1,500-feet, I don't know, you know, if we should do that. Uh- but I just really want us to think, you know, really hard and, and be critical about how this policy could impact those who have already been left out of this industry that is raking in, you know, millions and millions of dollars while, you know, folks have been disproportionately impacted by this policy in the past.

GIBSON

Commissioner Miller.

MILLER

Uh- uh- I just want to apologize to Chairman. I'm still just a little unclear as to how this applies. So, you know, I certainly understand the concerns about, you know, expanding the, the distance requirements, um- and the need for that, but- but as a preliminary matter, I'm still unclear. Are we intending to grandfather in all of the marijuana facilities that had been issued marijuana licenses in 2018? Uh- m- my understanding is that the distance requirement law went in- into effect in 2019, uh- and in 2018, they issued all of the licenses that we had available, that is 80 retail stores, uh- in Clark County. Uh- a- and if, and if in-, if we're intending to grandfather all of those in and allow them to apply, uh- that then w- wouldn't this just apply to the 20 independent l- lounges, uh- that had become available, o- or is the intent different than that. Is the intent to- to- create a distinction here? Um- then, that, I guess, is the first point. And whether it's relevant or not, if some of these are not grandfathered in, I- I- I- I'd still like to understand, uh- before this is brought back, you know, where many of those lie or in relation to other community facilities?

GIBSON

Well, uh- my comment, um- and my thinking is that, uh- it should apply to all, uh- such uses. Uh- I- I don't know that, I mean, I have assumed that res-, more restrictive language, um- enables that kind of an approach too, but I- I'm- I'm happy to be instructed upon that by our legal counsel.

And, and let me just say also, I'm- I have no interest in doing something that adversely affects a special part of our, uh- community, particularly those who have no experience, uh- who are now enabled because of the availability of the additional

GIBSON licenses. Um- I'm not, I have no interest in being unfair about this. I think that the thing that I would like to know, uh- and maybe you have already given some thought and done some research on it, Vince, but, um- how does the, um- imposition of the, an additional distance requirement, um- adversely affect, uh- the social equity issue that we, we're, has been introduced and that we're talking about? Because that's a, I- I recognize that the Legislature intended something, uh- and the Cannabis Compliance, uh- Board also intended something here, uh- purposefully. I'm not interested in undoing all of that, but I, I am interested in understanding how, what the adverse effect is and how it affects them. Y-, have you studied that?

QUEANO So, Mister Chair, um- I'll probably defer to Director Amundsen. Since, since the State distance regu-, the, the County's distance requirements will be in Title 30, so this will be part of the special use permit, but as far as the social equity applicants and locations, those wouldn't affect, um- the existing retail consumption, uh- or retail stores right now that are allowed to operate a consumption lounge. Th- those would be brand new applications and... Um- but yes, I mean, definitely, increasing that distance restrictions will definitely limit their, the areas that they're able to operate.

GIBSON Good morning.

NANCY AMUNDSEN Good morning. Nancy Amundsen. I'm the Director of Comprehensive Planning. Um- we have not had a lot of inquiries from the social equity, um- folks to see where they would want to go, but it would, as, um- Vince noted, it would restrict where they could go. The one point that we always have to keep in mind is the State required distance. Even if we were allowed those existing cannabis establishments that might be within this distance to, um- be granted waivers to reduce it; for instance, the ones that Commissioner Miller's talking about that are closer than the 1,500 feet from gaming, the social equity, uh- applicants would still have to meet the minimum requirements because they cannot be grandfathered in, they're new.

Um- and I think that from our perspective, whatever the Board wants us to do, we're absolutely fine with. The, in the meetings that I've had in the past with the social equity, they would, it'd appear that they're going to be more of the joint type things, whether it be a restaurant that, that has cannabis infused, or whether it be cannabis with yoga, or something to that effect, so we have not been told by any of the social equity that any, uh- distances would be im- impactful, but whether they're what is, was recommended at the last meeting, or whether they are the State required distance, they would know up front whatever the, um- land use, whatever is adopted.

MCCURDY Mister Chairman?

GIBSON Commissioner McCurdy?

MCCURDY Thank you, Mister Chairman. So, it is true that existing establishments would be able to possibly request waivers if they're within the distance, because by nature, they are already, uh- in operation. But new businesses, or new business owners, who are looking to, um- to partake in this industry would not be allowed just by nature that they came to the game a little bit late, correct?

AMUNDSEN That's correct. And it, it, either w- either the State required distance or any recommended distance. It wouldn't matter which one, because the State allowed for

AMUNDSEN those that had licenses to have their, um- it, to allow the lounges, if the County decides to allow them to, you know, move forward with lounges with- lounges within the State distance. The, the State gave us, gave us that option.

MCCURDY And even if they, whether they decided to just have, you know, consumption or include, you know, um- dining, uh- with cannabis to be a part of their business model, they would still be subject to, to the, the, the minimum State requirements, as well?

AMUNDSEN That's correct.

MCCURDY Got it.

AMUNDSEN That's correct.

MCCURDY Okay. Thank you.

AMUNDSEN Mm-hmm.

SEGERBLOM Mister Chairman, can I ask a question?

GIBSON Commissioner Segerblom.

SEGERBLOM So, if we agreed to do the special use permits. So, if we do that, uh- with that, in that process, can't we, even if there is a minimum 1,500- feet or 300- feet, whatever it is, can't we require more distance, um- or, or say this is too close to something, on any particular application we want to?

AMUNDSEN Yes. The, um- the reduction and the State distance for any new application could not occur. However, when, if the Board so directs us the way it's written, if you have specific, um- things that we want to consider, the findings that we want to look at for any application, if the Board feels that X, Y, and Z should be in there, then that's what we would look at, if we have greater, if we have the recommended distance, or any distance in between the State required distance and the recommended distance.

SEGERBLOM But just hypothetically, if, if we went with the State rules and said 300 feet, and somebody came in, and there was a church 400 feet away, and- and we said, you know, "We don't like you being that close to that church," because it's a special use permit, we could decide it's too close to the church, right?

AMUNDSEN That's correct.

SEGERBLOM So-

AMUNDSEN Or- or a park, or a school, or-

SEGERBLOM Got it. So, personally, I don't see what's wrong with the State rules, as long as we can individually, when th-, when these come in, it's not gonna be a ton of them, but when they come in, each Commissioner can look at the one that the, in their district and say, "That's too close to this and, and I don't think that's an appropriate place." I just, I think anytime you- you mandate limits, then you just ask for- for problems, and you're gonna end up having to look for waivers, which, um- becomes problematic to me. But

SEGERBLOM that's just my own opinion.

AMUNDSEN And, and again, the reason, and it was noted for the recommended distance, is because that was what the discussion was at the last hearing we had on cannabis lounges.

GIBSON Anything more? Commissioner Naft.

NAFT Uh- I'm just looking for some clarification, make sure I heard that right. We can deny an SUP based on that notion and no other rationale, even though it's permitted?

ROBERT WARHOLA It would depend if it has an adverse impact on that other property you're talking about.

NAFT If it would...

WARHOLA And it's a tougher case because if you're talking about something that's more than 300 feet away, it's not an adjacent property.

NAFT Right.

WARHOLA It's possible. And that's something-

NAFT And - and it would open us to potential litigation.

WARHOLA Right. It's, it's possible, and then maybe you can make a case that it has an adverse impact on a community facility that's 400 feet away, but it's a more difficult case when they're arguing that they've satisfied the separation distance and you have something that's 400, 500-feet away. And how do you show there is an adverse impact?

NAFT Thank you.

GIBSON Commissioner McCurdy, did you have a thought?

MCCURDY No, I, I was actually going to ask a similar question, as Commissioner Naft. Um- but, uh- being that we have the ability to be less restrictive, I, I would just request that, uh- when it comes to the social equity applicants, that we have a little bit more leniency, um- with their applications, as from when it is presented to us, they would be the most impacted by this thing that, um- the, the, the current and existing, uh- establishments will essentially be grandfathered in.

AMUNDSEN May I, uh- note something. And I'm, I'm looking at my District Attorney. Um- from a zoning standpoint, we have to look at location separations, what the Board wanted us to put in our regulations. We can't separate out the social equity from other cannabis lounges unless we have a separate category that's, s-, maybe a standalone, um- cannabis lounge, if, if that makes sense.

MCCURDY Yeah, that makes sense. Well, if that's the case, then I just think that, um- you know, we just take a look at the c-, the recommended distance then to make sure that we allow more opportunity, uh- for, for all of the, uh- potential applicants to partake in, again, what we're getting ready to do here today.

GIBSON Mm-hmm. Did you have a comment, Rob?

WARHOLA I, I was gonna say that the social equity issue, I don't think would be a zoning question. The zoning question is more of a locational, uh- adverse impact issue. It's more of a licensing issue, than social equity question, and maybe the Cannabis Compliance Board issue for the Cannabis Compliance Board. I don't know how you look at social equity and the zoning, during zoning.

GIBSON Okay. Commissioner S-, Kirkpatrick, did you have a thought?

KIRKPATRICK Uh- I do. So, can I ask a question, Rob? Um- so, typically when we do SUPs, we have some standards that we do, because then, right, the courts have consistency on w- what we do, and sometimes when we do waivers, it's very minute things. It's things that, you know, whether or not you have the, in the bars, if you have the separated room, whether or not you have, um- the, um- the basic, um- finger plots, you know, for the parking, but I don't know that, I- I just don't, I'm trying to, I'm sitting here quietly trying to think to myself that I don't know that we waive a lot of distance components, um- because we try to be consistent, unless, of course, on it- on many things, right? Unless of course it's within 50 feet, or there's the weird property thing. It just seems like there's always a big reason why we waive some of that distance requirements, if we do. Is it, I mean, I thought we tried to be consistent.

WARHOLA So, it's a question of whether or not a waiver requirement w- would lead to inconsistencies. Is that...? It's possible, yes. So-

KIRKPATRICK Then so what happens, though? So how do you defend us-

WARHOLA Well, it's just kind of based-

KIRKPATRICK ...in that case?

WARHOLA Uh- each application is a fact-based application. So, it depends on the facts of that case. And, uh- it would depend, I guess, on the surrounding, uh- what surrounds that, uh- potential cannabis consumption lounge and then the facts based on that. So, it's all fact based, basically.

KIRKPATRICK S- so, but typically when that's the situation and you deny it, there's, like, four reasons that you have to prove that you deny it, correct?

WARHOLA Well-

KIRKPATRICK I mean, so you gotta have an inverse, (inaudible) there's, like, four different reasons. I mean, you gotta have something to stand on that's at least consistent for us, right?

WARHOLA Right, right. I guess it depends on how you set it up, uh- and if you set it up with a 1,500-foot separation for all those categories, including community facility, and then you had a waiver process for the existing retail cannabis establishments, I think then the burden of proof would be on the applicant and not upon us. I mean, they would have to show that it's justified that we're, they're waiving a 1,500-foot separation requirement.

WARHOLA Now, if you had a 300-foot separation requirement, then maybe we would have an, we're denying it because it, it satisfies the 300- feet but it's, it's a greater distance, you know, there's something 400- feet away, and we're denying it on that basis, I think the burden of proof would be on us. So, it's kind of a burden of proof shifting thing. If someone's asking for a waiver, the way I view it is the burden of proof is on the applicant to establish that it's justified.

GIBSON Uh- a question. Um- the last bullet point says all the State requires the above distance restrictions. The County may be more restrictive. In the case of the fourth bullet point, um- is there a conflict here with us being, uh- less restrictive when it comes to the f-, the, f-, if they didn't have a license by this time, and, and all of that? In other words, the social equity, uh- applicants, can we be less restrictive in some way with them than whatever the State has imposed?

WARHOLA Um-

GIBSON Less restrictive as opposed to more restrictive. Or do we have the option, when it comes to the distance separation?

WARHOLA I suppose. I don't know how you would set it up. To me, again, that's more of a licensing issue than a zoning issue. A zoning issue is just the location, and adverse impact, so the type of use on it, on the area. And the social equity thing, to me, is more of a licensing or Cannabis Compliance Board issue. I suppose you could set it up that way, because I think it's anticipated in this, in the r- in the statute.

GIBSON Well, I- let me just say, I don't know if we can bring this to a conclusion, but m- m- the reason I focused on 1,500- feet is it made absolutely no sense to me that the distance between gaming, uh- could be, had to be a lot further from the distance on, um- kids playing in a park, people going to a church, or kids coming in or going out of school. That made no sense to me. So, it ought to be the same. Now, if we allow, um- liquor within 1,000- feet of those kinds of a- a- activities, those kinds of, um- places, uh- I- I'm not opposed to making it 1,000- feet, it's just that my focus was on this 1,500- feet. And I know that we value the gaming industry and all of that. Um- the, we're obviously not enforcing the consumption of, uh- cannabis within 1,500 feet of those places (laughs) because all you gotta do is walk the Boulevard or drive it with your windows down.

It's, it's, there's obviously plenty of it out there. So, I, I don't know if it helps at all, but my, my focus on 1,500 feet was the, the inconsistency th- that I saw there. Um- 1,000- feet, uh- which would conform to what we do with, uh- uh- bars, and taverns, and the like, uh- I, I don't know that I have a problem. I think that the, when you start c-, talking about cigarettes versus, um- uh- marijuana, um- I think that that's the wrong comparison.

I think the c- comparison is in by being something that could influence your behavior. I, I, I just think that's what the comparison oughta be and if it's taverns and, and bars 1,000- feet, then I- I'm okay with that. I still think it makes no sense to have separated the industry further from, um- uh- families, and people, and all, but I'm willing to give up on that.

KIRKPATRICK Commissioner McCurdy has something.

GIBSON Yes? Commissioner McCur-

KIRKPATRICK Oh, I think McCurdy (inaudible)

GIBSON Oh, we got somebody else over there. See, I'm turning left. (laughs) Commissioner Jones? We haven't heard from you in a moment.

JONES S- sure, I mean I, I don't know if you want to kind of wrap this up, but I would support the, I see this, the distance separation is a public safety concept. I, other than gaming, which obviously has their own reasons for why they get to be, uh- further away from this product. Um- but I, I think that it makes sense to be consistent with what we do for bars. And so, I would support 1,000 feet from schools and community facilities.

GIBSON C- Commissioner McCurdy, did you have a thought?

MCCURDY Uh- yes, Mister Chairman. I completely agree that it's, that's it's, you know, it's pretty egregious that we would, you know, offer more protections, uh- for, for, you know, one establishment versus, you know, communities and- and- and- and our religious institutions. So, um- you know, a- as a compromise, I guess I, you know, could agree with the 1,000-foot, uh- what, uh- distance. Um- but, you know, again, just wanted to, you know, clearly, uh- state, you know, my concerns with, uh- the ability, uh- for social equity applicants to be able to, uh- fully participate, uh- in this, again, emerging industry.

GIBSON On the social equity, just one question- uh- to Miss Amundsen. Are you saying, y- you didn't say that a social equity applicant could not apply for a waiver. You didn't say that did you?

AMUNDSEN The social eq- equity applicant could not apply for a waiver to go below the State required distance.

GIBSON Okay.

AMUNDSEN They could r-, again, if the Board so directs-

GIBSON So-

AMUNDSEN ... they could r-, um- request if, for instance, if it's 1,000- feet for school, community facilities, churches, they could request a reduction for the community facility, churches. Again, we, they can't go below the thousand feet for-

GIBSON Alright.

AMUNDSEN ... schools.

GIBSON Now, we have, uh- Commissioner Segerblom.

SEGERBLOM Yeah. So, uh- but we still haven't clarified, so, are we saying that the existing dispensaries are grandfathered in, or they would still th- these, uh- these distance requirements would, would apply to them also, and then they'd have to seek waivers,

SEGERBLOM or are they saying that they can't seek waivers?

AMUNDSEN That is up to the Board. Um- the State gave the Board the option to determine whether the s-, um- existing facilities could put, uh- lounges adjacent to them if they're within the distances, but it's up to the Board.

SEGERBLOM So that should be either a separate motion on this motion, I think, or we should make it part of the motion. 'Cause I think the existing dispensaries, which is gonna be our bread and butter, they need to be allowed to- to have a lounge if- if the State gives them a- a permit.

GIBSON Commissioner Miller, did, did you have your light on there for a minute? You don't? Do you have a comment?

MILLER Uh- n- no. Th- th- th-, for me, is still c-, the critical question, are the 36 dispensaries that were all issued licenses in 2018, are they grandfathered in? In which case, are we just talking about these distance requirements only applying to the 20 potential new ones, or are we talking about, you know, that these distance requirements would apply to all of them as they come forward with the special use permit?

GIBSON And, and we don't know. This is 1,500- feet, we don't know about 1,000- feet.

QUEANO No.

GIBSON Why don't we go to the next item, unless there's something-

KIRKPATRICK Uh- m- may I ask a question?

TARR Mister Chair?

KIRKPATRICK In, uh- we funded, uh- Commissioner Segerblom, we funded that social equity program, the business licensing. W- why can we not reach out to them to see what their needs are, and...? I mean, we spent \$250,000, and I think they've had about 20 graduations. Can't we reach out to see what their needs are?

SEGERBLOM Sure.

KIRKPATRICK I- I just feel like they gotta be part of the conversation and we got-, maybe we gotta go find them.

SEGERBLOM Well, the truth is, they, you know, they could have a, a yoga place that was within 500 feet of a church, um- that, under the r- ru- ru- rules we're imposing, they might not be able to do it, um- wh- whereas the State would allow that. It just seems like... They're only 10 of them that, for the whole State, and if the State itself says, "This is a good location," I don't know why we would want to second guess that, personally. It just seems like, uh- they're gonna have enough problems without tr-... They have to pick a location; they have to pick it in the County. It's gonna really make it difficult, especially th- these huge distances.

TARR Mister Chair, if I may.

GIBSON Yes.

TARR If we can go back to page three, item two, it says, "Require special use permit," and this was discussed. This would apply, Commissioner Miller, to the 36 you referenced, I thought it was 48, but all of the retail facilities. If directed by the Board, the way this is written, all those applicants would have to go to zoning and get a special use permit. The discussion, most recently, is down to 1,000- feet, 1,500 by the State regulation for gaming, it's at 1,000 for schools, and then it's still by the discussion you're currently at, is 1,000- feet for community centers. The discussion would be, if that was a motion, would be is it - the discussion would be, if that was a motion, would be, is it waivable? And you- you are allowed to establish a more restrictive standard in the State. The State does say they could be grandfathered in, as I understand it. Does that clarify anything?

SEGERBLOM Well, it- it does. But the reality is there are several dispensaries that are currently grandfathered into these 1,500- feet. And the question would be whether they're grandfathered in under our 1,500-foot rule, 'cause they're- they're too close to the casinos at this point.

TARR And so, a motion today of not accepting a waiver would exclude them. If a motion today came to accept a waiver, you would address that facility specifically when they... if they were to come before you. And let me refer to Miss Amundsen or Mister Queano to make sure I am not misstating this.

AMUNDSEN You are correct. The... so, we have two- two different, um- points that we need to have direction on. One is the separation. If it's gonna be any greater than the State, the States for, well, the school would be 1,000, so it'd be for community facilities, if you're gonna go to 1,000. That would be the first request that you clarify for us. And then the second would be waivers. Would the waivers be to go down to the State requirements if you're adding additional or would the, um- waiver be to allow those that have existing facilities that are within these radiuses to be able to have, um- consumption lounges attached?

GIBSON Well, I think they need to be two separate, uh- motions.

AMUNDSEN That's correct. Th- those are the two, two things we need clarification on.

GIBSON And I'm not really sure, I mean, we can just show by raise of hands, I suppose. This is, um... Is this, is it appropriate for... required of us? Should we take a formal vote? I mean, this is a discussion.

LOGSDON It's agendized uh- for a presentation, but I mean, I think you can provide staff direction.

GIBSON Yeah. Okay. So, look, I... On the first question, I think 1,000- feet is fair. I think it is protective. It has been-

QUEANO (inaudible)

GIBSON -deemed protective when it comes to liquor and other things. What? Did you have a comment? Additional comment?

QUEANO I did. No, Mister Chair, I'm so sorry for interrupting you, but before you proceed further with the conversation, I would like to have Counsel confirm the distance separation between taverns and schools and places of worship.

GIBSON Okay.

QUEANO Uh- I stated it was 2,000 between taverns and 15- uh- 1,000 for churches and schools. But if I could have confirmation since I don't have that information in front of me.

GIBSON Is that right?

QUEANO Thank you.

LOGSDON It actually it's 1,500 feet. So, it's the same. (laughs)

GIBSON Is it? (laughs)

LOGSDON So, between, um-

SEGERBLOM Be- between establishments or from a bar and a school?

LOGSDON So, from-

GIBSON From a bar and a school.

LOGSDON ... from a bar and a school.

SEGERBLOM It's 1,500 feet?

LOGSDON It's 1,500 feet in your Code. There is a waiver process built in that code, so...

GIBSON Okay. Well, I guess my point was, I'm willing to do whatever the distance is between the school and the consumption of alcohol or, um- marijuana products in the same way. Um- so-

SEGERBLOM Maybe we could make a motion just to, to whether we agreed to allow the staff or a waiver process to adopt the rules and then allo- provide a waiver process.

GIBSON I-I don't have a problem. I mean, if, if it's an SUP there's a reason for, uh- the special use permit, right? It enables us to tailor to the need of the applicant and the effects on the community something that'll work, uh- protecting everyone. So, I- I have no problem with us doing what is standard in the processing of an SUP. So, I'm not saying, uh- 1,000- feet or 1,500- feet and nothing more or less, I'm saying that that ought to be the standard. And then if there's a deviation from that, let's see the good, the good rationale, the good argument for that. And it, it may be that it... the day is carried.

So, I, I... consistent with what I, I was doing before, um- I, I hate to put more on people, but the, the public safety argument is something that I think is a proven test. And so, I suggest we raise our hands if we're willing to adopt, uh- a standard, um- 1,500- feet, which is the same as a tavern and a bar from, uh- a consumption lounge.

GIBSON It is the same... It would be the same for a consumption lounge. If I don't stop, I'm gonna lose my own thought. But 15- is 1,500- feet agreeable? Raise your hand if it's agreeable to you.

SEGERBLOM With the pro- waiver process?

GIBSON With the waiver process. We're gonna take that up in a minute, but that would be a separate question. Okay. So, it looks like, it looks like we can go that far. We better hurry to the next item before there's a change in attitude here.

SEGERBLOM Hello. I want change-

GIBSON Okay. So, the next half of it, I guess we better talk about, do we... is there anything that we would do to otherwise modify a standard SUP application process? And, and that would enable... that would allow, specifically, for there to be waivers to the point we can waive. We can't make it less restrictive. So, we can't go under 300 and 500 or whatever those separation distances were.

SEGERBLOM Except, except there are grandfathered in dispensaries, which they're gonna get State licenses.

GIBSON Well, the grandfathering, I... if I'm correct... if I'm not mistaken was as to gaming, right? It wasn't grandfathering as to anything else.

AMUNDSEN That's correct. It was only to gaming.

SEGERBLOM Right. But, but, uh- they're gonna get, uh- the Reefs and the Planet Thirteens and places are gonna get a license from the State, so we're gonna have to waive something if we want-

GIBSON Well, I don't have a problem with waiving, I just think it's a matter of doing it as a part of the standard, um- use permit process.

AMUNDSEN And they would actually, as with any waiver, they would have to provide us with justification. And as Mister Warhola had noted, then the onus is on them to explain why and to prove why they can reduce the separations.

GIBSON That's the standard process. So, I- I... Let's raise our hand if we agree we would apply that process, which would allow for waivers. If you counted to four, we should move on to the next item. And then the final was what? Was there another issue that we needed to take care of?

AMUNDSEN Uh-uh-We haven't gotten to those yet.

GIBSON Yeah. He, he...so, we'll come back to those four. I think what happened is he had the sense that there was consensus on them, but we'll give very direct direction to you. What's the next item?

QUEANO Recommendation number six, there's no outdoor combustion consumption such as smoking, vaping but allow for non-combustion consumption such as topicals, edibles. Um- Commissioners, please be advised that any consumption will not be visible from

QUEANO the outside of its premise.

GIBSON Whether you're chewing it or smoking it, is that what you're saying?

QUEANO Correct.

GIBSON So, it's gotta be... Alright. So, I- I admit that my experience with, um- the production and the, um- cultivation facilities is unique. I have a high school that is near a couple of facilities. While there have been many arguments about what other causes there may be to the odors that are being experienced by the students, faculty, and the staff and the parents and everyone else, um- there's been nothing shown, and we can find no other source. That has influenced my feeling about outdoor use. Uh- there was a time when, uh- I think it was Section 15 of the fed- of the State, uh- the Compliance Board's, uh- regs... proposed regs, uh- that would've allowed outdoor, but it had to be controlled so that it didn't get across the property line. If that technology exists, then I don't really have a problem, uh- technology to control that, but I'm not aware of technology that would control that. Um- so, um- I- I am, I am a vote. I- I- I'm willing to just say it this way, I am a vote against allowing, uh- um- combustible consumption outdoors. That's, that's where I feel. And I- I... We need to hear, obviously, from everyone, Commissioner Jones.

JONES Thank you, Mister Chair. Uh- I will say with regards to vape pens, there's no odor that's emitted or extremely minor, um- odor that's emitted, so I don't really think you can put that in the same category as-

GIBSON Is that a combustible use? Vape pens? I don't know what-

JONES I'm not an expert in that.

GIBSON ... the technology is. Someone's saying yes, it is.

JONES Um- so I don't... I wouldn't support any restriction on, on vaping outside, and I think it sort of defeats the purpose of it. With regards to smoking of, uh- of marijuana or other combustible uses, again, I go back to my bar comparison. I have a hard time with the whole idea that we're going to restrict smoking outdoors, unless we're gonna also restrict smoking at bars and other cigar bars, etc. I don't like the smell of cigar smoke. I really don't. It's terrible. So, unless we're gonna talk about that kind of, uh- restrictions, then I don't really see the justification for restricting it at a cannabis consumption lounge. Certainly, I think this could be something that can be part of an SUP if there's some, uh- basis for it in an SUP where, uh- outdoor, uh- consumption outdoor smoking would create a specific harm to an adjacent property owner or something like that. I think that's definitely, uh- a part of consideration, but I- I- I don't support a restriction on outdoor consumption.

GIBSON So other thoughts?

SEGERBLOM Can we put... could you put into an SUP that it'll be, uh- granted, but it will be... has to be reviewed within a year to see if there's some type of adverse consequence or something like that?

WARHOLA Uh- I can answer. We, we can put criteria in, uh- to- to either justify approval or

WARHOLA denial of a consumption lounge outsou- outdoor. So, we can, we can add criteria and we can, uh... Nancy and Sami, and I can brainstorm and come up with criteria, so...

GIBSON So just by way of clarification, um- I, I'm not aware of, um- cigarette smoke that travels, you know, 1,000- feet, uh- and, uh- can influence activities at a school 1,000- feet away. I think it's a dramatically different kind of experience. I... If, uh- others, uh- on this Board... Um- if that's immaterial to others on this Board then that's fine, they can express their view. But to me, uh- the cannabis, uh- when I have a, an athletic director canceling track practice and canceling outdoor activities because of the odors, uh- emanating from a marijuana facility, um- that says it all for me. And I don't see... I... That's dramatically different. You can have a cigar bar and- uh- you'd have a hard time detecting much of anything 1,000- feet away.

So, in any case, um- the thing that is in front of us is restricting outdoor consumption of combustibles. I- I would exempt vaping 'cause I don't- I don't have the experience, but I think I've been around vaping, and I don't know that it's, it's the same. So, if you would favor, uh- limiting it to just indoor consumption, raise your hand and I'm one. And looks like-

MILLER C- c- can I ask a clarifying question? If you limit it to indoors, would it be waivable? I mean, would it be part of the review process that we could accept the waiver or not?

GIBSON Well, I, I suppose you can make anything...

WARHOLA I- I think the way I- I would structure it is I'd have a separate use permit. If someone wants outdoor consumption lounge, that would be a separate use permit. So, they'd ask for two use permits, indoor consumption and outdoor consumption. So, if you're against the outdoor consumption but okay with the indoor, then you'd deny the outdoor.

NAFT Mm-hmm.

AMUNDSEN That would be s-

GIBSON Tha- that sounds like a fair way to deal-

AMUNDSEN That would be similar to a restaurant.

GIBSON Yeah.

AMUNDSEN Sorry to interrupt.

GIBSON Yeah.

AMUNDSEN But a restaurant has the same thing. You get approved for a restaurant and if you out... have outside dining, it's a separate use permit.

GIBSON Alright. So, what's in front of us now is that. How many could accept that? Okay. Alright. That's four. The next item.

QUEANO Seven is not conduct sales two hours prior to closing, unless the cannabis

QUEANO consumption lounge operates 24 hours per day. Um- Commissioners, current State Regulations prohibit sales one half hour prior to closing, unless the consumption lounge operates 24 hours per day.

GIBSON Well, I'm open to whatever the suggestions are. Commissioner Naft, you look like you have a suggestion.

NAFT Uh- that would be my suggestion. Uh- as was pointed out by the Director. I think this, this is an intent to get at, um- basically avoiding the deadly hour where after a closing time or a last call, um- a lot of people hit the road at least to give an option to extend out two hours beyond service so that people have a safe place to stay and cool off during that period and aren't all forced to the door. Um- so it wouldn't apply if they are open 24 hours, obviously that wouldn't allow for a two-hour window, uh- but if anything, short of two hours, there'd be a requirement that they'd be open. I'm sorry, anything short of 24 hours, there'd be a requirement that they remain open two hours after service ends.

GIBSON And, uh- raise your hand if you agree with that. That's fine. That's four. Keep going.

QUEANO Require a no tow requirement for 24 hours so that customers will leave with a designated driver or rideshare can leave the vehicle in parking lot overnight without fear of the vehicle being towed. A written verification from the property owner that a 24 hour no tow is in place will be required.

GIBSON Raise your hand if you oppose that.

MCCURDY Just one clarifying question. Would that-

GIBSON Trying to keep us aw- I'm just trying to keep us awake. Yes.

MCCURDY Would that include some type of placard outside or out front so that, so that folks know that it can be towed?

NAFT Can-

GIBSON Yeah, there needs to be notice.

NAFT Can I make a suggestion that there be notice but there also be proof provided through the application process? That was... that, that's probably how you wrote it here, but, uh- uh- that the plaza consents from the ownership of the plaza so that you don't have an instance where the particular retailer agrees but then the neighbor next door has them towed.

GIBSON Okay. So, with that addition, raise your hand if you oppose that position. There's nobody raising their hand. We can move on.

QUEANO Did you want me to go back to the first four-

GIBSON Yeah. The first four we probably ought to... We've had ample time to think about whether we still agree with all of that. So first one is, um-

QUEANO Is to allow entertainment and-

GIBSON Live entertainment.

QUEANO Correct.

GIBSON Anyone oppose live entertainment? No one does.

QUEANO Number two is to require a special use permit.

GIBSON We've already agreed to that.

QUEANO Number three is to not limit the number of locations.

GIBSON So, is anyone wish to limit the number of locations? Okay.

QUEANO And number four is to maintain the current fee structure in Title eight.

GIBSON Anyone oppose that? Commissioner Jones.

JONES Yeah. I- I- just... This one with- with some of the new applications that, that might be coming in for creative, uh- types of businesses, I mean, if you're a hair salon and you're hair salon most of the week, and you decide that someone wants to light up for, you know, Friday nights or something like that, I'm a little concerned about how the revenue on something like that would be determined. I know in- in speaking to- to some of the people out there, there might limit it to just, uh- one day of the week or a couple hours of the week. And so, I- I think Vince, you're gonna have to come up with something a little more thoughtful in- in terms of how to judge a business that might not be dedicated 100% to just people smoking weed.

QUEANO Okay. We'll do. (crosstalk)

GIBSON Looks like there's, uh- support for that.

QUEANO Okay.

GIBSON Anything more?

QUEANO No, that was it. Mister Chair.

NAFT Mister Chairman-

GIBSON Uh- that was easy. (inaudible)

NAFT ... but with your indulgence, I, I committed to the Board that I would bring, um- at least an item concerning the potential for impairment coming out of here in addition to the two we discussed, I wanted to see if there could be consensus on along with the SUP process, an impaired driving plan be submitted, um- to include things like training for staff, uh- or description of training for staff, alternative transportation plans, uh- adequate signage, um- describing the NRS... citing NRS that it's illegal to consume and, uh- uh- to be impaired by cannabis and to drive in the State of Nevada,

NAFT um- and- uh- uh- to be approved through the SUP process, but by the Office of Traffic Safety would be my suggestion.

GIBSON Does anyone have an opposition to that?

JONES I, I don't have any opposition, but being consistent with my prior statements about bars. Um- you can walk out of a bar right now, drunk, um- and don't do anything about it. We had a presentation from Mothers Against Drunk Driving earlier today. So although not on the agenda today, and I'm not gonna make that, uh- type of a motion, um- definitely want to have further discussion once we sort of get this criteria, uh- laid out about how that might apply to, uh- bars and other alcohol serving, uh- type establishments so that we make sure that, again, it's consistent and we don't have people walking out impaired from a bar any more so than a, than a retail cannabis consumption lounge.

GIBSON Alright. So, you've, you understand the direction we've given you.

QUEANO I do. Mister Chair. Thank you.

GIBSON Thank you very much for your-

AMUNDSEN Can I ask one question, or can I make one request? When it comes to the application cost for Comprehensive Planning, cannabis is a little higher than everything else. And I would request that you allow us to just charge the basic special use permit cost... waiver cost, that sort of thing, as with any other application so that we're not dinging especially for the, um- social equity applicants making that as high as it can be, or as, as high as-

GIBSON What's the difference? Te- te- Help us out with...

AMUNDSEN It's a few thousand dollars difference-

GIBSON Per application?

AMUNDSEN ... per application. Yes.

GIBSON Anybody have a problem with that? Okay. Thank you very much.

QUEANO Thank you.

ACTION: Staff directed to proceed with proposed amendments regarding allowance of entertainment and the incidental activity process; Requirement of special use permit; No limit on number of locations; Maintenance of current fee structure in Title 8 for cannabis establishments; 1500-ft recommended distance requirement to include waiver allowances; Prohibition of outdoor combustion consumption (smoking) but allowance for vaping and non-combustion consumption (topicals/edibles); prohibition of sales two hours prior to close unless cannabis consumption lounge operates 24 hours per day; No tow requirement for 24 hours with written verification from the property that a 24-hour no tow arrangement is in place and related signage is posted.

ITEM NO. 52 Go into closed session, pursuant to NRS 241.015(3) (b) (2), to receive information from the District

Attorney regarding potential or existing litigation involving a matter over which the Board has supervision, control, jurisdiction or advisory power, and to deliberate toward a decision on the matter, and pursuant to NRS Chapter 288.220, to receive a report on the status of ongoing labor negotiations, and direct staff accordingly. (For possible action)

TARR Item 52 is closed session. We do not have any items for closed session. This concludes your agenda.

ACTION: No closed session was held – No action was taken by the Board.

PUBLIC COMMENT

LOGSDON (inaudible)

GIBSON This is the last time for public comment. Invite anyone who wishes to make comment, please come forward, state your name, please limit your comments to three minutes. Mister Uehling.

UEHLING Yes, my name is Ed Uehling. Um- thi-, this last discussion was really interesting because it shows the, um- how public law making has been turned over to one industry or one company here in, in Southern Nevada. Uh- everyone dances around this 1,500-foot limit. What is the logic of this 1,500-foot limit? What public, uh- good does the 1,500-limit serve? Yet no one is willing to discuss well, how do we get rid of that? In the same way with the, uh- with the 2,500-foot limit on the short-term rentals. What public service, what public, uh- good does the 2,500-foot rule, uh... um- the, the, the 2,500-foot distance requirement, uh- create for- uh- for- for- uh- Clark County or for, for the hotels themselves? If I were a hotel, I would want all the short-term rentals that are permitted right around my hotel, because then they would be most likely to go to my hotel and and do business. It- it just, uh- astounds me the lack of lo- l- logic, uh- involving both of these items, but it's not surprising that the Commission is refusing to, uh- discuss or approach either one of those. They're willing to discuss all sorts of regulations against the community, but not against their, uh- your, patrons.

I uh- the- uh... Also, um- I- I've been in discussions with, with, uh- social... um- people interested in social or that have ability to produce social, um- uh- social license. I don't know what you- (laughs) what you call it exactly, but, uh- for... in fact, for the location 444 East Naples, uh- it would be a very good location. What- what- what- in fact your map does is, is wipe out all the business in the Fruit Loop. That... Uh- eventually th- that will... right today, that's the number two, uh- entertainment location in the unincorporated part of the County. And now it's going to be turned over to the, uh- the two people to... that, uh- the two, uh- wealthy people that have the, uh- that have the, uh- the, uh- ability to establish the license, uh- the consumption lounges.

Uh- um- uh- in my last meeting, I was in Florida. Uh- the last meeting, uh- the... I-I spent a week in Florida. What a breath of fresh air. In, uh- in one week, one policeman tur- uh- stopped a car. This morning, as I took my, my partner to the airport, two... at five o'clock in the morning, a mile and a half, uh- in a period of half an hour, two people are pulled over by the police. We have a terrible, uh- thing of- of- of believing that we can force behavior on people.

GIBSON

Is there anyone else who wishes to speak during the public comment period?

DANIEL BRAISTED

Mister Chairman, Daniel Braisted, B-R-A-I-S-T-E-D. Um- just commenting on this, uh- discussion of DUIs. Oh, by the way, last time I mentioned that I was interested in, um- the funding of the airport, uh- renaming, and I see no comment on it here. And I also discussed... mentioned the discussion on removing the misdemeanor for sharing information about COVID. And I see no informations here so I'll follow up on that. The problem with the DUI is we have a zero fatalities program that we focus on zero fatalities, and it should be zero crashes. And yet we track that number because what about the people that are handicapped, that have lost their leg, can't see, and we've sort of just say, "Well, you didn't die. So, we don't really ca- you know, don't really care about you." And, and I know we do, but we should have some numbers to track that. And no mention of that in, in the lady's report.

Uh- I think we should, on a repeat DUI, we should track the attorneys involved and, uh- their name would be come up at election time, that these attorneys were clever, and they got Joe Doe off and he just killed somebody. I think that's... put some pressure on it. I like the idea of having a police blotter in the newspaper once a week, just it's not a convin-conviction, but it's... this has happened and it puts a little pressure on, uh- the public feeling of those. Uh- we have a high-profile DUI of a pro football player, Corvette, 125 miles an hour, fiery crash, and somebody dies and what's happening to that? These high-profile individuals should have a separate website so we can go in and see what is really happening.

Rumor has it, he's on house arrest. I, I'm sorry. If you have a car with a certain horsepower to weight, then you need to take a, a high-speed driving class and special licensing if you're gonna drive that off a track. And in that presentation, we say, you kill, we execute. Enough of this crap we just keep going on and on and on. I mean, you kill somebody doing stupid things with your car, and if you don't know medication, if you don't know alcohol and you don't know speed, then we don't need you in society. Let's get you... get rid of those people. So, thank you very much.

GIBSON

Thank you. Is there anyone else who wishes to speak during this public comment period? Hello.

CHANDLER COOKS

Good morning. My name is Chandler Cooks. Um- I am the Dean of the Pathway To Ownership certification program, uh- which you all have funded. I appreciate you all for that. Uh- my comments today, um- specifically are about how these cannabis consumption lounges are going to affect our community. Um- and the restrictions that you set forward, I ask that you don't, uh- restrict them any further than the State has set. Um- and for...a reason for that, uh it's because as of September 14th, you know, cannabis has been de-scheduled, um- and that's truly highlighting the medicinal value that this plant has.

Um- cannabis consumption may have been thought of at purchasing and taking it home to consume, but there are many Nevadans who don't have the privilege of consuming cannabis at home. These consumption lounges are so much more than a tourist spot for people to go and consume. This is a safe haven for people, for med-specifically medical patients to consume cannabis without facing the threats and consequences of being evicted from their homes.

COOKS

Also, uh- wanna let you know that on October 4th, uh- Tuesday, October 4th, our program, Pathway to Ownership will be having our graduation, where we have a handful of qualified social equity applicants who are prepared to take on the challenges, um- that this cannabis, um- industry has for them. Uh- but I want to thank you, um- for what you all are doing, but please- please consider that these restrictions... Uh- one- one consider the hurdles that these social equity applicants are going to have to go through, um- how expensive this industry is. And the 300 feet specifically, um- I like that you were considering a waiver. Um- the grandfathering process is in- is inapplicable to them, but restricting these, um- locations, it's just tough. So, thank you. Have a good one.

TIM

Hello. Excuse me. Good afternoon, Commissioners. My name is Tim.

GIBSON

Hi.

TIM

I am, um... I represent, um- I represent a community in regards to, um- being a medical cannabis patient. Uh- uh- contributed to the whole establishment that we call cannabis industry as of today. Um- back even when, um- today Commissioner Segerblom back was a Senator. And I say this to say that, we've come a long way to where we are currently, uh- in regards to, um- social equity. In regards to, um- uh- spacing, we, um- we basically want to advise that we still look at what the State has already put in place and not restrict it any further, and also want to acknowledge that, um- during, um- the CCB had already established that, um- I believe together with the State, there's a single serving used that needs to be, um- considered while you're making these, um- consideration. Is that unlike any other social e- um- um- lou- lounges that has already been established in anywhere in the U.S. we're considering, you know, single serving use in, in regards to dosing.

So that also, um- puts a whole difference, um- in- in- in regards to compliance in which, um- you know, um- the- uh- the social lounges have to comply with. So that could limit a lot of the, um... or at least bring some sort of conversation in regards to how it needs to be implemented. Um- so I would like for you to consider that as well. And also, um- I just also would like to say that, um- as a medical cannabis patient, and I would like to state that we've come a long way. I still have questions just like Commissioner had on Board, um- I believe, Marilyn, in regards to what the \$275,000, um- basically had... is done for the community.

Um- yes, I would like to know because for an applicant such as myself, I would like to include that I have been part of, been part of this establishment, you know, since the beginning and these funds have done nothing to help people like me. We have seen these, uh- social equity, um- organizations who really doesn't have a root in our community, have no understanding about the past history worrying around when we each eventually had the impact. And I say this to say that I had a cannabinoid- cannabinoid wellness, um- um- organizations back when we were first established.

Um- it was funded by the U.S. Pain Foundation and the only fir- um- hurdles that we faced back then was, um- um- the \$200,000... um- \$250,000, um- limit that Senator Seg- Segerblom plays, and also the banking. So now that we're talking about social equity, I would like to raise that subject again so that we can understand that having a certain group doesn't represent the community's concerns and needs. Thank you.

GIBSON

Thank you. Is there anyone else who wishes to speak this morning? There being no one then this meeting is recessed until 9:00 a.m. tomorrow morning.

There being no further business to come before the Board at this time, at the hour of 12:16 p.m., Chair Gibson recessed the meeting to the hour of 9:00 a.m. on Wednesday, September 21, 2022, for the Zoning agenda.

APPROVED:

/s/ James B. Gibson
JAMES B. GIBSON, CHAIR

ATTEST:

/s/ Lynn Marie Goya
LYNN MARIE GOYA, COUNTY CLERK