

Assembly

GOVERNMENT AFFAIRS COMMITTEE
MINUTES OF THE MEETING
FEBRUARY 9, 1971

1 - 58
56 ASSEMBLY SESSION

ALL MEMBERS PRESENT: ASSEMBLYMAN BRYAN WAS LATE.

The meeting was called to order by Chairman Smith.

BDR 139-1122 was presented for committee introduction. This proposes the elimination of State Inspector of Mines as an elective office.

Assemblyman Hawkins moved for committee introduction.

Assemblyman Frazzini seconded the motion.

The motion carried unanimously.

AB 139 - Reduces residence requirements of North Las Vegas elective officials.

Assemblyman Branch, co-sponsor of the bill, stated that he had been assured that there was no opposition to this measure and he felt that the committee could act upon it. He gave a brief history of why he had introduced the bill and explained that many people move between the city and county and therefore although they have been active, interested citizens of the area for some they are not eligible to run for public office in the city. Assemblyman Branch explained that he had a court ruling on the matter which stated that the restrictions were a charter provision and not a legislative measure.

Assemblyman Bryan suggested that the summary be checked as he felt it was misleading and that the bill contained other reductions in requirements for elective officials.

Assemblyman Branch moved "DO PASS".

Assemblyman Getto seconded the motion.

The motion was carried.

AB 100 - Requires observance of Friday holiday when Saturday following is legal holiday.

AB 6 - Provides for observance of certain legal holidays on Fridays, permits Governor to declare legal holidays.

Chairman Smith expressed his personal opinion that he felt AB 100 was the better of the two bills and he did not feel that the Governor should have the power to declare holidays.

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Assemblyman Hawkins pointed out that AB 6 was a more liberal bill which had some leeway in it as to declaring holidays.

Assemblyman Frazzini stated that at present the Governor has the power to declare holidays but not the power to force observance of them.

Assemblyman Bryan explained that AB 6 was drafted to grant the Governor the power that some mayors have, and at present some cities observe certain days as holidays and the State does not.

Assemblyman Dini stated that he felt that the power to grant holidays was revoked because of the cost of observing a holiday.

Assemblyman Branch suggested that a copy of the minutes of the last session be obtained so that the committee could refresh their thinking on this matter.

The meeting was adjourned.

LAW OFFICES

LESTER H. BERKSON

1-60
POST OFFICE BOX 269, LAKE TAHOE

STATELINE, NEVADA 89449

AREA CODE 702-588-4555

8 February 1971

Mr. Perry Burnett
Legislative Council Bureau
Carson City, Nevada

Reference AB 160 Amending NRS 318.258 to
allow a 318 district to charge
an annexation fee

Dear Perry

This letter is to confirm the conference
Thursday afternoon with your office and
Hal Smith. It is my understanding that
you are preparing a revised bill which
will include only Section 10 of the present
AB 160. Hal Smith will sign such request.
Please forward to me a copy thereof when
ready.

Thank you for your cooperation in this
matter.

Cordially

Lester H. Berkson

LHB/ps

Copy / Mr. Hal Smith



Telegram

==PRB026 SSJ165

2-24-71

1971 FEB 12 (7:52) PM '69

PR LGA194 LA PD=LAS VEGAS NEV 12 127P PST

ASSEMBLYMAN HAL SMITH (MAIL COPY)=

STATE LEGISLATIVE BLDG CARSON ~~CITY~~ NEV=

= WE RESPECTFULLY REQUEST CONSIDERATION ON A.B. 184. THERE ARE A NUMBER OF LOCAL GOVERNMENTS THAT WOULD LIKE THE OPPORTUNITY TO BE HEARD PRIOR TO A FAVORABLE RECOMMENDATION ON THIS BILL OF YOUR COMMITTEE. RESPECTFULLY=

DAVID B HENRY COUNTY ADMINISTRATOR AND CHAIRMAN OF THE LOCAL GOV ADVISORY COMMITTEE=

notified

INCLINE VILLAGE GENERAL IMPROVEMENT DISTRICT

AREA CODE (702) 831-0717

POST OFFICE BOX 78

INCLINE VILLAGE, NEVADA

89450

February 4, 1971

W. W. WHITE
GENERAL MANAGER

2-17
160
notified
notified

Assemblyman Hal Smith
Government Affairs Committee
Nevada State Legislature
Carson City, Nevada 89701

Dear Mr. Smith:

AB 160 is legislation needed at Incline to extend sewer service to an area outside of our present District.

In that program to connect all housing presently on septic tanks the District itself can and is in the process of complying. However, there are areas on all of our boundaries who cannot obtain service excepting through this District. The policy of the District is they will not extend service unless the property to be served is annexed. I am sure that you have seen this on the outskirts of most of our towns where properties were extended service at double and triple the rates but that with growth it became necessary to extend service on the basis of annexation.

This bill is necessary for service; the interest should be by these outside people needing service and not by this District, who probably shouldn't care less excepting a recognition of a public responsibility and that our system is the only way service can be provided.

There could very well be things in that bill that are controversial but our principal interest is in correcting the inequity in Subsection 5 of Nevada Revised Statutes 318.258 wherein annexation of one of these properties means that we can't recover any of our costs for our sewer system or export facility because these improvements have been financed by special assessments and not by general obligation bonds. At this time we have an investment of \$14,417,000 in sewer system and believe it is only fair that its users pay a portion of those costs.

I believe it would be reasonable to say that all of these outside areas want the service and believe they should pay for it, but the problem is how they should do this. We believe that the best way this can be done is by this annexation procedure.

Assemblyman Hal Smith

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February 4, 1971

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I would like to be heard on this subject and have this bill passed as soon as possible so that we can get on with the problems of extending the sewer into these areas.

Would you please send me a copy of AB 160.

With kindest personal regards, I am

Yours very truly,

INCLINE VILLAGE GENERAL
IMPROVEMENT DISTRICT



W. W. White
General Manager

WWW/av

February 8, 1971

7-64-A

Amendment - AB 78

Amend section 1, page 1, by deleting lines 7 through 9 and inserting:

2. Notwithstanding any other provisions of the law, the State of Nevada and its political subdivisions, before commencing a new or changed use of lands under their respective control, shall give the planning commission having jurisdiction notice in writing of the proposed use. The planning commission shall investigate the proposed use, and, within thirty (30) days after receipt of the notice shall submit to the state or political subdivision of the state giving notice a written report of the investigation and its recommendations concerning the proposed use.

The state and its political subdivisions shall not commence the proposed use until the report of the planning commission has been received. If the report does not favor a use proposed by the state, the state shall not proceed with the proposed use without specific authorization of the Governor. If the report does not favor a use proposed by subdivision of the state, the proponent subdivision of the state shall not proceed with the proposed use without the specific authorization of its governing body. Said authorization, whether given by the Governor for state use, or by the governing body of a political subdivision of the state for use by that subdivision, shall be given no sooner than thirty (30) days following receipt of the commission's report by the state or its political subdivisions.

Amend the bill as a whole by deleting section 2.

Amend section 3, page 2, line 10, by deleting "section 3," and inserting "section 2."

Amend title by deleting "comply with local building and zoning laws "and by inserting" seek recommendations of local planning bodies."