

Senate

COMMITTEE ON FEDERAL, STATE AND LOCAL GOVERNMENTS

Minutes of Meeting -- March 22, 1973

The twenty-eighth meeting of the Committee on Federal, State and Local Governments was held on the 22nd day of March, 1973.

Committee members present: Lee Walker
Stan Drakulich
Carl Dodge
Coe Swobe

Also present were:

Clint Wooster, Legislative Counsel Bureau
Bill Adams, City of Las Vegas
Paul Carrington
Stan Warren, Telephone Company
Vaughn Smith, Carson City Clerk
Milton Weiss, Finance Director, City of North Las Vegas
Press

Vice-Chairman Walker called the meeting to order at 8:45 A.M. The first bill to be considered by the committee was SB-483.

SB-483 Includes negligent violation of or disregard for certain laws or regulations as grounds for disciplinary action against licensed contractors.

Senator Walker explained the purpose of this bill. It was decided that they would have to wait for further testimony before taking any action.

SB-494 Clarifies provisions relating to issuance of surety bonds of public officers and employees.

Senator Walker clarified for the committee the intent of this legislation. Following discussion it was decided to "recommend approval."

SB-208 Amends procedure for creating underground electric and communication service districts.

SB-346 Empowers cities to use chapter 704A of NRS to construct or convert to or authorize construction or conversion to underground electric and communication facilities.

Mr. Wooster testified that these bills had resulted from the study of a subcommittee. The bonding attorneys had indicated that without some legislative modification they could not approve bond issues for projects for underground utilities for Henderson and Boulder City. Mr. Adams of Las Vegas said the cities are supporting this legislation. It was decided that the committee would wait for further testimony before taking action.

SB-319 Authorizes incorporated cities and towns to acquire, improve, equip, operate and maintain public improvements and to issue bonds to acquire, improve and equip public improvements.

SB-419 Provides alternative procedure for issuance of bonds by incorporated cities and expands financial provisions of charter of City of North Las Vegas.

Mr. Wooster and Mr. Adams both testified on these bills. Mr. Weiss, Director of Finance for North Las Vegas, testified in opposition to SB-419 and submitted material to the committee which is attached hereto as Exhibit "A". Mr. Vaughn Smith, Clerk of Carson City, stated that he didn't believe there were adequate safeguards for the taxpayers and Mr. Paul Carrington of Carson City said that he felt this invested too much power in a board and deprives individual citizens of their rights. Several amendments were proposed.

Following discussion it was decided that the committee should hear from Mr. Brooks of the City of Sparks on SB-319, and wait to see what happens on AB-8 before taking action on SB-419.

There being no further business, the meeting was adjourned.

Respectfully submitted,

Mary Jean Fondi,
Committee Secretary

CITY OF NORTH LAS VEGAS
BONDS OUTSTANDING-- MARCH 1, 1973

BOND PROJECT DESCRIPTION

CONSTRUCTION & RESERVE FUNDS

City Hall Bldg.	\$2,234,170
Police Bldg.	666,221
Fire Bldg.	1,039,538
Street & Utility Improv.	160,000
Park Improv.	2,870,857
Library Bldg.	171,000
Storm Sewer Constr.	553,665
Community Center Bldg.	80,000
Animal Shelter Bldg.	86,457
Community College Land	280,478
Court Bldg.	<u>444,115</u>
Sub Total	\$8,586,501

\$1,223,914
520,775
551,811
-0-
2,029,987
-0-
247,755
68,878
75,675
152
<u>386,624</u>
\$5,105,571
<u>576,531</u>
\$5,682,102

Water Construction	\$6,022,000
Sewer System Construction	<u>1,743,000</u>
Sub-Total	\$7,765,000

\$3,125,612
<u>945,575</u>
\$4,071,187
<u>364,814</u>
\$4,436,001

Assessment Districts	<u>\$6,957,238</u>
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Reserve Funds	<u>\$1,969,519</u>
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OUTSTANDING BONDS \$23,308,739

\$12,087,622

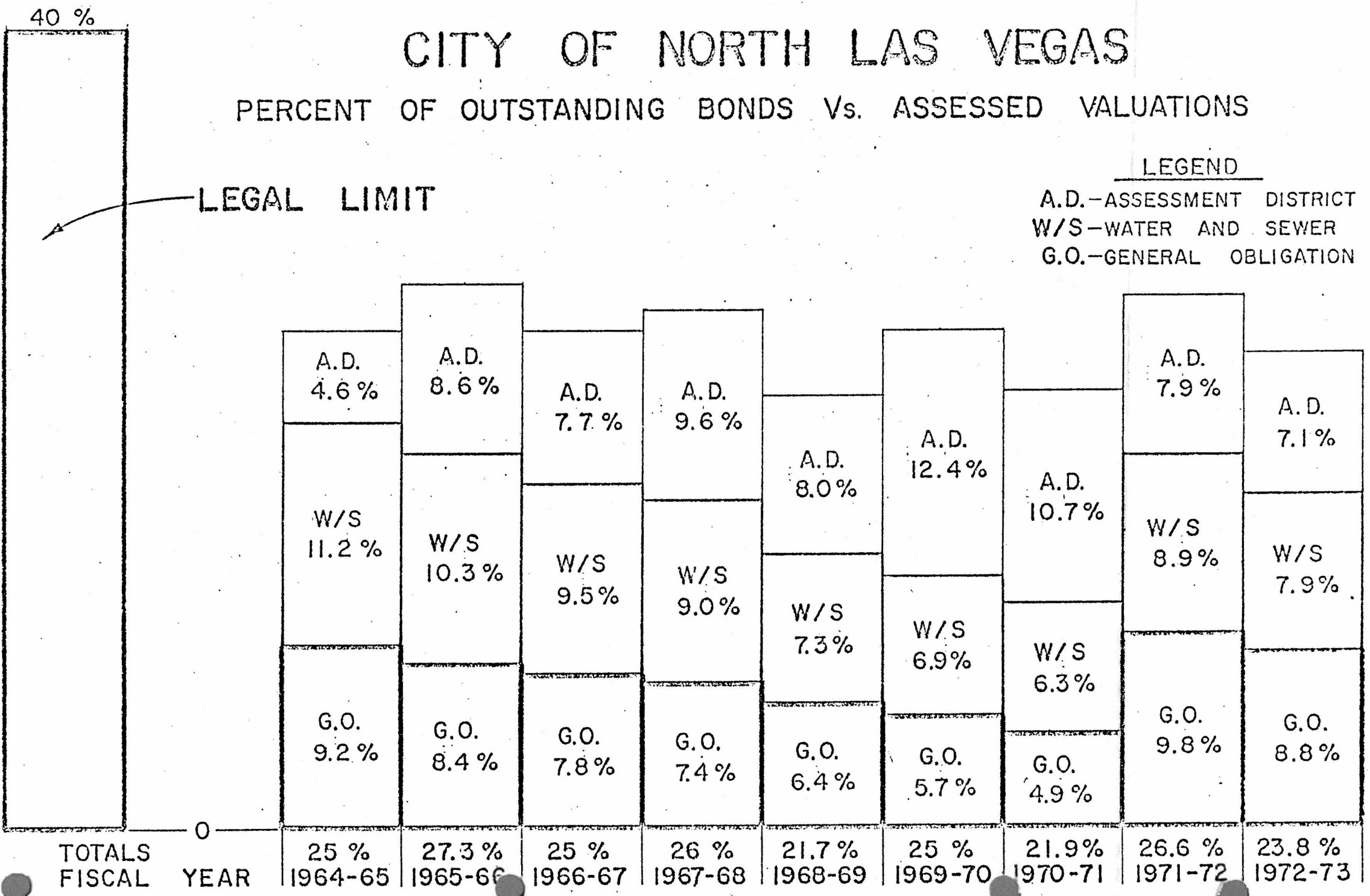
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Exhibit "A"

CITY OF NORTH LAS VEGAS

PERCENT OF OUTSTANDING BONDS Vs. ASSESSED VALUATIONS

LEGEND

A.D.—ASSESSMENT DISTRICT
 W/S—WATER AND SEWER
 G.O.—GENERAL OBLIGATION

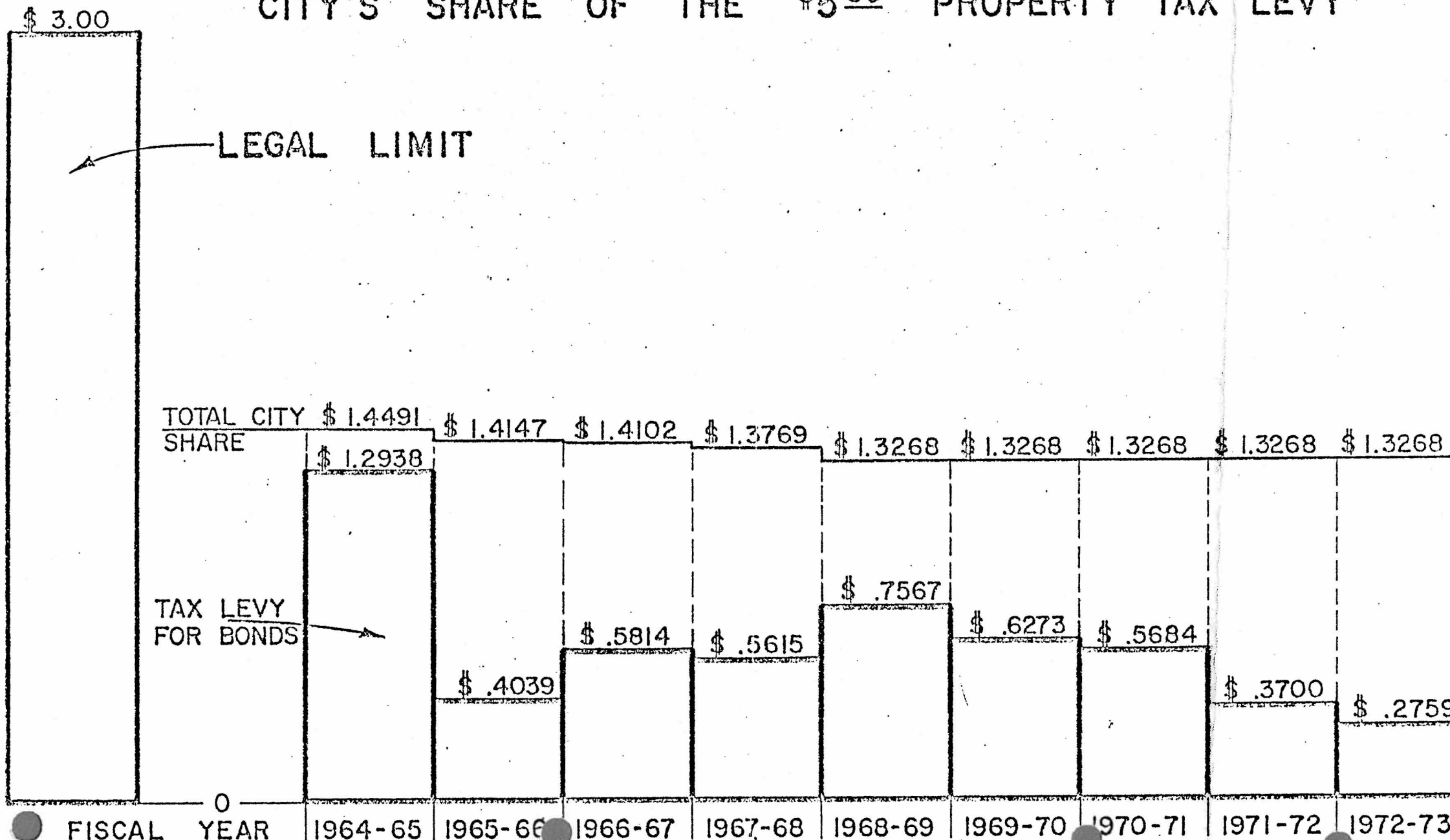


CITY OF NORTH LAS VEGAS

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CITY'S SHARE OF THE \$5⁰⁰ PROPERTY TAX LEVY

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through construction, purchase, gift, condemnation, installation or other acquisition, or any combination thereof, of storm sewers and drains, with all necessary facilities, equipment and appurtenances, said bonds to bear interest at a rate or rates not exceeding six per centum (6%) per annum, maturing serially commencing not later than three (3) years and extending not more than thirty (30) years from their date, payable from general tax levies, and containing, at the city's option, such terms, covenants and other provisions including but not limited to provisions for the redemption of bonds prior to their maturity without or with a premium not exceeding three per centum (3%) of the principal amount thereof?

and

WHEREAS, the boards of election for each precinct of said election have duly submitted to the City Council of said City returns showing the results of said election in each of the wards in said City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTH LAS VEGAS, NEVADA:

Section 1. That the returns of said boards of election for each precinct of said election be, and the same hereby are, accepted and approved.

Section 2. That said election was, and it hereby is declared to have been, held and conducted in accordance with law.

Section 3. That said Sewer Bond question submitted to the qualified voters at said election, and the same hereby is declared to have, carried by the following vote:

<u>FOR SEWER BONDS</u>			<u>AGAINST SEWER BONDS</u>		
<u>WHITE</u> <u>BALLOTS</u>	<u>COLORED</u> <u>BALLOTS</u>	<u>TOTAL</u>	<u>WHITE</u> <u>BALLOTS</u>	<u>COLORED</u> <u>BALLOTS</u>	<u>TOTAL</u>
268	1067	1335	87	596	683

Section 4. That said Water Bond question submitted to the qualified voters at said election, and the same hereby is declared to have, carried by the following vote:

<u>FOR WATER BONDS</u>			<u>AGAINST WATER BONDS</u>		
<u>WHITE</u> <u>BALLOTS</u>	<u>COLORED</u> <u>BALLOTS</u>	<u>TOTAL</u>	<u>WHITE</u> <u>BALLOTS</u>	<u>COLORED</u> <u>BALLOTS</u>	<u>TOTAL</u>
285	1254	1539	69	436	505

Section 5. That said City Hall Building Bond question submitted to the qualified voters at said election, and the same hereby is declared to have, carried by the following vote:

<u>FOR CITY HALL</u> <u>BUILDING BONDS</u>			<u>AGAINST CITY HALL</u> <u>BUILDING BONDS</u>		
<u>WHITE</u> <u>BALLOTS</u>	<u>COLORED</u> <u>BALLOTS</u>	<u>TOTAL</u>	<u>WHITE</u> <u>BALLOTS</u>	<u>COLORED</u> <u>BALLOTS</u>	<u>TOTAL</u>
225	868	1093	115	745	860

Section 6. That said Police Building Bond question submitted to the qualified voters at said election, and the same hereby is declared to have, carried by the following vote:

<u>FOR POLICE BUILDING BONDS</u>			<u>AGAINST POLICE BUILDING BONDS</u>		
<u>WHITE BALLOTS</u>	<u>COLORED BALLOTS</u>	<u>TOTAL</u>	<u>WHITE BALLOTS</u>	<u>COLORED BALLOTS</u>	<u>TOTAL</u>
247	977	1224	99	667	766

Section 7. That said Fire Building Bond question submitted to the qualified voters at said election, and the same hereby is declared to have, carried by the following vote:

<u>FOR FIRE BUILDING BONDS</u>			<u>AGAINST FIRE BUILDING BONDS</u>		
<u>WHITE BALLOTS</u>	<u>COLORED BALLOTS</u>	<u>TOTAL</u>	<u>WHITE BALLOTS</u>	<u>COLORED BALLOTS</u>	<u>TOTAL</u>
270	1105	1375	82	551	633

Section 8. That said Street and Utility Building Bond question submitted to the qualified voters at said election, and the same hereby is declared to have, carried by the following vote:

<u>FOR STREET AND UTILITY BUILDING BONDS</u>			<u>AGAINST STREET AND UTILITY BUILDING BONDS</u>		
<u>WHITE BALLOTS</u>	<u>COLORED BALLOTS</u>	<u>TOTAL</u>	<u>WHITE BALLOTS</u>	<u>COLORED BALLOTS</u>	<u>TOTAL</u>
253	969	1222	93	659	752

Section 9. That said Library Building Bond question submitted to the qualified voters at said election, and the same hereby is declared to have, carried by the following vote:

<u>FOR LIBRARY BUILDING BONDS</u>			<u>AGAINST LIBRARY BUILDING BONDS</u>		
<u>WHITE BALLOTS</u>	<u>COLORED BALLOTS</u>	<u>TOTAL</u>	<u>WHITE BALLOTS</u>	<u>COLORED BALLOTS</u>	<u>TOTAL</u>
243	1004	1247	100	627	727

Section 10. That said Park Bond question submitted to the qualified voters at said election, and the same hereby is declared to have, carried by the following vote:

<u>FOR PARK BONDS</u>			<u>AGAINST PARK BONDS</u>		
<u>WHITE BALLOTS</u>	<u>COLORED BALLOTS</u>	<u>TOTAL</u>	<u>WHITE BALLOTS</u>	<u>COLORED BALLOTS</u>	<u>TOTAL</u>
261	1067	1328	95	580	675

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Section 11. That said Storm Sewer and Drainage Bond question submitted to the qualified voters at said election, and the same hereby is declared to have, carried by the following vote:

FOR STORM SEWER AND
DRAINAGE BONDSAGAINST STORM SEWER AND
DRAINAGE BONDS

<u>WHITE BALLOTS</u>	<u>COLORED BALLOTS</u>	<u>TOTAL</u>	<u>WHITE BALLOTS</u>	<u>COLORED BALLOTS</u>	<u>TOTAL</u>
279	1089	1368	90	572	662

Section 11. That the officers of said City be, and they hereby are, authorized and directed to take all action necessary or appropriate to effectuate the provisions of said questions and this resolution.

PASSED AND ADOPTED this 8th day of May, 1963, by the following vote of the City Council:

Those Voting Aye: Boyd C. Bulloch
James B. Kelly
John E. Myers
Jack R. Petitti
William L. Taylor

Those Voting Nay: None
 Those Absent: None

APPROVED this 8th day of May, 1963.

/s/ William L. Taylor
 Mayor

(SEAL)

Attest:
 /s/ Helen G. Pivoda
 City Clerk

Councilman Bulloch then MOVED that said resolution be passed and adopted as read. Councilman Myers SECONDED the Motion.

The question being upon the passage and adoption of said resolution, the roll was called with the following result:

Those Voting Aye: Boyd C. Bulloch
James B. Kelly
John E. Myers
Jack R. Petitti 358
William L. Taylor

Those Voting Nay: None.
 Those Absent: None.

The Mayor thereupon declared that all the Councilmen elected and present having voted in favor thereof, the Motion was CARRIED and the said resolution was duly passed and adopted.

AS SUBMITTED BY THE
SPECIAL CHARTER COM-
MITTEE AND PASSED BY
THE SENATE IN '71
SESSION.

1 Sec. 7.030 Water, sewer and electric light and power revenue bonds.
2 1. The city council may issue bonds to obtain revenue for acquiring
3 or constructing systems, plants, works, instrumentalities and properties
4 needed in connection with:

5 (a) The obtaining of a water supply.

6 (b) The conservation, treatment and disposal of sewage waste and
7 storm water.

8 (c) The generation and transmittal of electricity for light and power
9 for public and private uses.

10 2. In issuing bonds pursuant to subsection 1, the city council shall
11 follow procedures established in the Local Government Securities Law,
12 as amended from time to time.

13 Sec. 7.040 Borrowing money.

14 1. Subject to the limitations imposed by this article, the city may
15 borrow money for any corporate purpose, including without limitation
16 any purpose expressly authorized by this charter or by Nevada Revised
17 Statutes for a city, and for such purpose may issue bonds or other securi-
18 ties. The Local Government Securities Law, as amended from time to
19 time, applies to all securities so issued, except for securities issued under
20 section 6.020.

21 2. The city council shall submit any proposal to borrow money,
22 except an emergency loan as defined and authorized by chapter 354 of
23 NRS, as amended from time to time, and except for securities issued
24 under section 6.020, but including securities payable from pledged rev-
25 enues, to the registered voters of the city in the manner provided by
26 NRS 350.010 to 350.070, inclusive, as amended from time to time.

27 3. Any property tax levied to pay the principal of or interest on
28 such indebtedness authorized under subsection 2 shall be levied upon all
29 taxable property within the city, as provided in NRS 350.590 to 350.602,
30 inclusive, as amended from time to time.

31 4. Any ordinance pertaining to the sale or issuance of bonds or other
32 securities, including, without limitation, securities issued under section
33 6.020, may be adopted in the same manner as is provided for cases of
34 emergency. A declaration by the city council in any ordinance that it is
35 of this kind shall be conclusive in the absence of fraud or gross abuse of
36 discretion.

37 5. The city may borrow money on the credit of the city for corporate
38 purposes in the manner and to the extent allowed by the statutes and
39 the laws, and may issue warrants and bonds therefor in such amounts
40 and forms and on such conditions as the city council shall determine.
41 The city council may secure the payment of any bonds of the city by
42 making them a preferred lien against the real or other property of the
43 city; but the city shall not issue or have outstanding at any time bonds
44 to an amount in excess of 20 percent of the total valuation of the taxable
45 property within its limits as shown by the last preceding tax list or within
46 its limits as shown by the last preceding tax list or assessment roll, nor
47 warrants, certificates, scrip or other evidences of indebtedness, excepting
48 the bonded indebtedness, in excess of 10 percent of the assessed valu-
49 ation. Nothing contained in this section shall be construed to restrict the

1 powers of the city as to taxation, assessment, borrowing money, con-
2 tracting debts or loaning its credit for procuring water, light and heat.
3 The city council shall provide for the payment of interest on such bonds
4 as it becomes due and for a sinking fund for the payment of the principal
5 within 30 years after issuing the bonds. The city council shall issue a
6 proclamation, which shall set forth briefly:

7 (a) The public improvements proposed to be acquired, established or
8 constructed;

9 (b) The estimated cost thereof as shown by the report provided by
10 the council and mayor, or an engineer or party theretofore appointed by
11 the city council for that purpose;

12 (c) The proposed bonded indebtedness to be incurred therefor;

13 (d) The terms, amount, rate of interest and time within which redeem-
14 able and on what fund.

15 Such proclamation shall be published in full at least once a week for
16 4 consecutive weeks in some newspaper of general circulation published
17 in the city, and shall state the date of the meeting at which the council
18 will pass an ordinance providing for the bond issue. At the first regular
19 meeting of the city council, or any adjournment thereof, after the com-
20 pletion of the publication, the city council shall proceed to enact an
21 ordinance for such purpose, which shall conform in all respects to the
22 terms and conditions of the previously published proclamation, and with-
23 out submitting the question to a vote of the electors of the city. If a
24 petition is presented to the city council signed by not less than 10 percent
25 of the qualified electors of the city, as shown by the last preceding regis-
26 tration list and representing not less than 5 percent of the taxable prop-
27 erty of the city as shown by the last preceding tax list or assessment roll
28 (corporate signatures by authorized officers shall be accepted in esti-
29 mating such 10 percent), asking for a special election upon the question
30 of whether or not the proposed ordinance shall be passed, then no such
31 ordinance shall be enacted except pursuant to a special election called
32 and held for such purpose and carried by a majority of the votes cast
33 under subsection 2. Any ordinance thus passed providing for the issuance
34 of bonds shall be valid if passed by the city council in the absence of the
35 filing of a petition and election, or if such petition is filed and election had,
36 then if passed by the city council pursuant to a majority vote in favor of
37 such ordinance. The petition for an election referred to in this section
38 may be filed with the city council at any time prior to the date of meeting
39 set in the published note.

40 Sec. 7.050 Franchises.

41 1. Before granting any franchise the city council shall first adopt a
42 resolution setting forth fully and in detail the applicant for, purpose
43 and character of, terms and time and conditions of the proposed fran-
44 chise. Such resolution shall be published in full in a newspaper qualified
45 pursuant to the provisions of chapter 238 of NRS, as amended from
46 time to time, and published in the city for at least two publications in
47 the 2 weeks succeeding its adoption.

48 2. On the first regular meeting of the council after the expiration of
49 the period of such publication, the council shall proceed to pass an
50 ordinance for the granting of the franchise; but such franchise shall be