

SENATE BILL NO. 352—SENATOR HORSFORD

MARCH 19, 2007

Referred to Committee on Government Affairs

SUMMARY—Requires the City of North Las Vegas to develop a program to make certain improvements to infrastructure in and near the Southern Nevada Enterprise Community. (BDR S-1315)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: No.

CONTAINS UNFUNDED MANDATE (§§ 10, 11)
(NOT REQUESTED BY AFFECTED LOCAL GOVERNMENT)

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to the City of North Las Vegas; requiring the City to develop a program to make certain improvements to infrastructure in and near the Southern Nevada Enterprise Community; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 This bill enacts the North Las Vegas Infrastructure Improvement Act and
2 requires the City of North Las Vegas to develop a program to make certain
3 improvements to infrastructure in and near the Southern Nevada Enterprise
4 Community.

1 WHEREAS, On December 21, 1994, President William Jefferson
2 Clinton designated nine census tracts in the urban core of the Las
3 Vegas Valley as an “enterprise community”; and

4 WHEREAS, The designation was accompanied by an award of
5 \$2,950,000 in Title XX funds to be used for projects in the
6 enterprise community; and

7 WHEREAS, The Southern Nevada Enterprise Community so
8 created includes the target areas of West Las Vegas, East Las Vegas,
9 Meadows Village and North Las Vegas; and



WHEREAS, The Southern Nevada Enterprise Community involves a partnership among the cities of Las Vegas and North Las Vegas, and Clark County, working together to harness resources from the public, private and nonprofit sectors to provide programs, services and facilities to the target areas; and

WHEREAS, The empowerment of persons and neighborhoods within the Southern Nevada Enterprise Community includes “weed and seed” strategies to “weed” out violence, gangs, drug trafficking and drug-related crime, and to “seed” neighborhoods with social services and economic revitalization; and

WHEREAS, Efforts to revitalize neighborhoods economically, to be successful, require a certain minimum level of “infrastructure” in the form of the basic facilities, services and installations needed for the proper functioning of a community; now, therefore

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Sections 1 to 15, inclusive, of this act may be cited as the North Las Vegas Infrastructure Improvement Act.

Sec. 2. As used in sections 1 to 15, inclusive, of this act, unless the context otherwise requires, the words and terms defined in sections 3 to 7, inclusive, of this act have the meanings ascribed to them in those sections.

Sec. 3. “City” means the City of North Las Vegas.

Sec. 4. “Commission” means the North Las Vegas Infrastructure Improvement Commission created pursuant to section 8 of this act.

Sec. 5. “Community” means the Southern Nevada Enterprise Community, nine census tracts designated by President William Jefferson Clinton on December 21, 1994.

Sec. 6. “Infrastructure” means publicly owned or publicly supported facilities that are necessary or desirable to support intense habitation within a region, including, without limitation, parks, roads, schools, libraries, community centers, police and fire protection, sanitary sewers, facilities for mass transit and facilities for the conveyance of water and the treatment of wastewater.

Sec. 7. “Program” means the North Las Vegas Infrastructure Improvement Program developed pursuant to section 10 of this act.

Sec. 8. 1. The North Las Vegas Infrastructure Improvement Commission is hereby created.

2. The Commission consists of nine members, appointed in consultation with residents of the Community, as follows:

(a) Three members appointed by the Majority Leader of the Senate.



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(b) Three members appointed by the Speaker of the Assembly.

(c) Three members appointed by the Governor.

➔ At least seven of the nine members appointed to the Commission must be residents of the Community.

3. Each member of the Commission serves for a term of 3 years. A vacancy on the Commission must be filled in the same manner as the original appointment. A member may be reappointed to the Commission.

4. The members of the Commission shall elect a Chairman and Vice Chairman by majority vote. After the initial election, the Chairman and Vice Chairman shall hold office for a term of 1 year beginning on August 1 of each year. If a vacancy occurs in the chairmanship or vice chairmanship, the members of the Commission shall elect a Chairman or Vice Chairman, as appropriate, from among its members for the remainder of the unexpired term.

5. The members of the Commission may, upon written request, receive the per diem allowance and travel expenses provided for state officers and employees generally while engaged in the business of the Commission.

6. A member of the Commission who is an officer or employee of this State or a political subdivision of this State must be relieved from his duties without loss of his regular compensation so that he may prepare for and attend meetings of the Commission and perform any work necessary to carry out the duties of the Commission in the most timely manner practicable. A state agency or political subdivision of this State shall not require an officer or employee who is a member of the Commission to make up the time he is absent from work to carry out his duties as a member of the Commission or use annual vacation or compensatory time for the absence.

7. The City shall provide administrative support for the Commission.

Sec. 9. The primary purposes of the Commission are to:

1. Advise the governing body of the City with respect to the Program; and

2. Ensure that the needs and opinions of the residents of the Community are reflected adequately by the Program.

Sec. 10. The governing body of the City, in consultation with:

1. The Commission;

2. The governing body of Clark County;

3. Agencies of this State possessing expertise with respect to issues of land use and the development of communities; and

4. Agencies of the Federal Government possessing expertise with respect to issues of land use and the development of communities,



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1 ➤ shall develop or cause to be developed the North Las Vegas
2 Infrastructure Improvement Program.

3 **Sec. 11.** 1. On or before January 31, 2008, the governing
4 body of the City shall present to the Commission a written plan to
5 carry out the Program.

6 2. The Commission shall, within 120 days after receiving the
7 written plan:

8 (a) Hold at least two public hearings on the written plan, each of
9 which must be preceded by at least 30 days' notice; and

10 (b) Approve or reject the written plan.

11 3. The Commission shall approve or reject the written plan on
12 the basis of whether the written plan:

13 (a) Sets forth an adequate framework for carrying out the
14 Program;

15 (b) Sets forth a reasonable period in which to accomplish the
16 goals of the Program; and

17 (c) Incorporates each of the required elements of the Program, as
18 set forth in section 12 of this act.

19 4. If the Commission rejects the written plan, the Commission
20 shall:

21 (a) Provide to the governing body of the City a written
22 explanation of its reasons for the rejection;

23 (b) Request that the governing body of the City submit a revised
24 written plan; and

25 (c) Repeat the notice and hearings required by subsection 2
26 before approving or rejecting the revised written plan.

27 **Sec. 12.** The Program must include, without limitation, goals,
28 objectives and policies relating to, and feasible timeframes for
29 achieving:

30 1. The construction, repair and refurbishment of streets,
31 buildings and other facilities as necessary to attract and maintain the
32 viability of successful businesses within the Community;

33 2. The provision of adequate law enforcement, fire protection
34 and emergency medical services, including, without limitation,
35 particular means to ensure that such services are provided in a
36 manner that is responsive to the residents of the Community;

37 3. The incorporation within the Community of open space,
38 facilities for recreation, facilities for medical care and other
39 measures as necessary to ensure that the Community develops with
40 mixed uses;

41 4. The eradication of brownfields, the rehabilitation of
42 condemned properties and the removal of structures and facilities
43 that create a disincentive for development;

44 5. The identification of sources of money to carry out the
45 Program; and



1 6. Such other elements as the Commission may, in its
2 discretion, require.

3 **Sec. 13.** The City may accept any gifts, grants or donations for
4 the purpose of preparing, developing and carrying out the Program.

5 **Sec. 14.** The provisions of NRS 354.599 do not apply to any
6 additional expenses of a local government that are related to the
7 provisions of this act.

8 **Sec. 15.** This act becomes effective upon passage and
9 approval.

