



CONVENTION AND VISITORS AUTHORITY

Regular Meeting of the Board of Directors
Tuesday, April 10, 2007
Minutes

The Regular Meeting of the Board of Directors of the Las Vegas Convention and Visitors Authority ("LVCVA") was held the 10th day of April 2007 in the Las Vegas Convention Center Board Room, 3150 Paradise Road, Las Vegas, Nevada. This meeting had been properly noticed and posted in compliance with the "Nevada Open Meeting Law".

CALL TO ORDER Chairman Oscar Goodman called the meeting to order at 9:02 a.m. On roll call the following members were present, constituting a quorum thereof.

- Officers: Chairman: Mayor Oscar Goodman
 Vice Chairman: Mr. Keith Smith
 Secretary/Treasurer: Mayor James Gibson Entered the meeting after Roll Call
- Members: Mr. Charles Bowling
 Councilman Larry Brown
 Mr. Glenn Christenson
 Commissioner Tom Collins
 Ms Kara Kelley
 Mayor Michael Montandon
 Mayor Bill Nicholes
 Councilman Mike Pacini
 Mr. Andrew Pascal Entered the meeting after Roll Call
 Commissioner Rory Reid
- Member Tom Jenkin..... Absent

LVCVA President/CEO: Rossi Ralenkotter
Executive Senior Vice President – Operations Division: E. James Gans
Staff in Senior Vice President – Marketing Division: Terry Jicinsky
Attendance Legal Counsel: Luke Puschnig, Esq.

INVOCATION Rabbi Mel Hecht - Temple Beth Am, presented the invocation.
FLAG SALUTE The Flag Salute followed the invocation.

APPROVAL OF
THE AGENDA
and
APPROVAL OF
THE MINUTES

President/CEO Rossi Ralenkotter informed the Board that the April 10, 2007 Agenda was in order for approval with a request to change the order of the items to be presented, with Item 1, then Item 17, then Item 13, then Items 2, 3, 4, and so on. The Minutes of the March 13, 2007 Regular Meeting of the Board of Directors were in order for Board approval as presented.

Member Larry Brown moved to: 1) Approve the April 10, 2007 Agenda with the change in the order of items to be presented as requested by Staff (Item 1, then Item 17, then Item 13, then Items 2, 3, 4, and so on); and, 2) Approve the Minutes of the March 13, 2007 Regular Meeting of the Board of Directors as presented.

The motion carried by the following vote:

| | | | |
|-------------------------|-----|---------------------|--------|
| Charles Bowling..... | Aye | James Gibson | Absent |
| Larry Brown | Aye | Tom Jenkin..... | Absent |
| Glenn Christenson..... | Aye | Andrew Pascal | Absent |
| Tom Collins..... | Aye | | |
| Oscar Goodman | Aye | | |
| Kara Kelley | Aye | | |
| Michael Montandon | Aye | | |
| Bill Nicholes | Aye | | |
| Mike Pacini | Aye | | |
| Rory Reid..... | Aye | | |
| Keith Smith | Aye | | |

PRESENTATIONS

MOST VALUABLE
PLAYER PROGRAM

The Most Valuable Player (“MVP”) program recognizes and rewards excellence in delivering on the Mission and the Brand promise, exemplifying the core values and/or providing above and beyond service to LVCVA internal and/or external customers. Vice President of Human Resources Mark Olson introduced **Mr. Willie Banks, Client Services**, as the March 2007 MVP.

This is an information item. No Board action was required.

MEMBER JAMES GIBSON ENTERED THE MEETING.

MEMBER ANDREW PASCAL ENTERED THE MEETING.

STAFF REPORTS

(Items were taken in the following order:)

LVCVA AWARDS First Quarter 2007

The following awards were received by the Las Vegas Convention and Visitors Authority during the First Quarter 2007:

Adweek

- TV spot “Be Anyone” one of the 2006 Best Spots of the Year

American Psychological Association

- 2006 National Psychological Healthy Workplace
- Best Practices Honors

Facilities & Destinations

- Prime Site Award

Hospitality Sales & Marketing Association International (HSMIAI)

- Terry Jicinsky – one of the 2006 Top 24 Most Extraordinary Minds in Sales & Marketing

RV West

- Readers Choice Award: Platinum Award – Favorite Snowbird Destination

Shop America SASI Award (Shop America Salutes Innovation)

- Winner: *Elle Magazine* “Vegas Retail Therapy” online contest
- Winner: Alibi Print (Shopping)
- Winner: Wall painting at Hollywood & Vine (Los Angeles, California) “Shopping Can Be Your Alibi”

TravelAge West Magazine – Wave (Western Agents’ Vote of Excellence) Award

- Winner: “Favorite Three-Night Weekend Destination to Sell”

United States Department of Commerce

- Export Achievement Certificate

POLICY
COMMITTEE
REPORT

Committee Chairman Charles Bowling said the Policy Committee met on March 13, 2007 to discuss potential policy guidelines of the election of Board Officers. The Committee requested Staff provide additional information on the format used at other convention centers and public entities, and present it to the Committee at their next meeting for consideration.

During the March 13, 2007 Board of Directors' Meeting, the Board discussed the criteria used in the evaluation process of Bids relative to the Master Plan Enhancement Program (MPEP), and requested additional back-up documentation detailing the process that was used by the Evaluation Committee be provided to the Board of Directors to help them better understand the scoring process.

It was suggested that it may be the task of the Policy Committee to consider what information and back-up documentation the Board needs as projects come forward for approval in the future, and to determine if there is a need to set a policy for a process to be used in the evaluations.

During the March 13, 2007 Policy Committee Meeting, the Committee agreed that the overall process seemed to be appropriate, and requested that Staff look into this matter and bring this item back to the Committee at a future meeting for deliberation and possible action.

This report was added to the agenda as an information item only.

FISCAL YEAR 2008
TENTATIVE
BUDGET

On April 15, 2007, the Las Vegas Convention and Visitors Authority's Fiscal Year 2008 Tentative Budget will be filed with the Department of Taxation and filed for public record and inspection in the offices of the County Clerk and Secretary of the LVCVA Board, as provided for in NRS 354,596.

The LVCVA will hold a public hearing on May 17, 2007 to adopt the tentative budget, in accordance with NRS 345.598. At that time, interested persons will be given an opportunity to be heard.

Vice President of Finance Brenda Siddall presented a PowerPoint overview of the Las Vegas Convention and Visitors Authority Proposed Fiscal Year 2008 Budget. She reported a beginning fund balance, estimated '08 revenues, room taxes and inventory, expenditures, reserves, capital and debt, and estimated end balance.

This is an information item. No Board action required.

PROFESSIONAL
BULL RIDERS
TOUR SERIES AND
CHAMPIONSHIP
SPONSORSHIP
2007-2009

The Las Vegas Convention and Visitors Authority (LVCVA) has sponsored the Professional Bull Riders (PBR) Tour Series and Championship since 1997. The contract for 2007-2009 would designate Las Vegas as the “official resort destination” of the 28 regular season events and at least seven (7) performances from the finals for each contracted year. The Championship finals would be held in Las Vegas. The events would be broadcast on the Outdoor Life Network (OLN) or another national television network with a comparable audience level and target demographics. In addition, at least eight (8) series events each contract year would be broadcast on NBC or another national broadcast network (such as ABC, CBS or Fox).

Fiscal Impact:

FY 2007/2008 - Estimated expenditure \$1,454,219

FY 2008/2009 - Estimated expenditure \$1,541,471

FY 2009/2010 - Estimated expenditure \$1,633,960

Member Tom Collins moved to: 1) Approval an estimated expenditure of \$4,629,650 for a 3-year contract with the Professional Bull Riders beginning April 15, 2007 through December 31, 2009 to sponsor the Professional Bull Riders Tour Series and Championship; and, 2) Authorize the President/CEO of the Las Vegas Convention and Visitors Authority to execute the appropriate contracts.

The motion carried by the following vote:

| | | | |
|-------------------------|-----|------------------|--------|
| Charles Bowling | Aye | Tom Jenkin | Absent |
| Larry Brown | Aye | | |
| Glenn Christenson | Aye | | |
| Tom Collins | Aye | | |
| James Gibson | Aye | | |
| Oscar Goodman | Aye | | |
| Kara Kelley | Aye | | |
| Michael Montandon | Aye | | |
| Bill Nicholes | Aye | | |
| Mike Pacini | Aye | | |
| Andrew Pascal | Aye | | |
| Rory Reid | Aye | | |
| Keith Smith | Aye | | |

TRAVEL INDUSTRY
ASSOCIATION OF
AMERICA (TIA)
INTERNATIONAL
POW WOW

The Travel Industry Association of America (TIA) International Pow Wow is the premier forum to update international tour operators and media from around the world about the Las Vegas destination. LVCVA has participated in this event for 27 years. This year's event will at this year's show in Anaheim, California over the dates of April 21-25, 2007.

The format of the trade show includes one-on-one appointments to meet with the international tour operators. As in the past, the LVCVA foreign office representatives from Australia, France, Germany Japan, Korea, Mexico and the United Kingdom will attend this trade show. LVCVA will sponsor a dinner for approximately 80 international tour operators and media. Additionally, the LVCVA will sponsor the Visit USA luncheon, in which the LVCVA is given the opportunity to address representatives of over 30 Visit USA committees throughout the world.

Fiscal Impact:
FY 2006/2007 - Estimated Expenditure: \$144,400

Member James Gibson to approval of an estimated expenditure of \$144,400 for expenses associated with the Las Vegas Convention and Visitors Authority's exhibit, participation and promotion at the Travel Industry Association of America (TIA) International Pow Wow in Anaheim, California, April 21-25, 2007.

The motion carried by the following vote:

| | | | |
|-------------------------|-----|-----------------|--------|
| Charles Bowling | Aye | Tom Jenkin..... | Absent |
| Larry Brown | Aye | | |
| Glenn Christenson..... | Aye | | |
| Tom Collins | Aye | | |
| James Gibson | Aye | | |
| Oscar Goodman | Aye | | |
| Kara Kelley | Aye | | |
| Michael Montandon | Aye | | |
| Bill Nicholes..... | Aye | | |
| Mike Pacini | Aye | | |
| Andrew Pascal | Aye | | |
| Rory Reid | Aye | | |
| Keith Smith | Aye | | |

LAS VEGAS
HOSPITALITY GOLF
CLASSIC

Las Vegas will host of 200 clients at the 16th Annual Las Vegas Hospitality Golf Classic, October 3-5, 2007 at the Stallion Mountain Country Club and Royal Links Golf Club. The event will consist of an opening reception, two days of golf and a closing awards luncheon. This event continues to be the largest single client event held in Las Vegas by the Las Vegas Convention and Visitors Authority. The estimated expenditure is \$330,000, with approximately 36 local sponsors contributing and estimated sponsorship revenue of \$72,000, resulting in an estimated net budget impact of \$258,000 to the LVCVA.

Fiscal Impact:

| | | |
|--------------|--------------------------------|---------------|
| FY 2007/2008 | Estimated Expenditure: | \$330,000 |
| | Estimated Sponsorship Revenue: | <u>72,000</u> |
| | Total Estimated Expenditure: | \$258,000 |

Member James Gibson to approve an estimated expenditure of \$330,000 for sponsorship of the 16th Annual Las Vegas Hospitality Golf Classic, to be held October 3-5, 2007 at the Stallion Mountain Country Club and the Royal Links Golf Club.

The motion carried by the following vote:

| | | | |
|------------------------|-----|-----------------|--------|
| Charles Bowling | Aye | Tom Jenkin..... | Absent |
| Larry Brown | Aye | | |
| Glenn Christenson..... | Aye | | |
| Tom Collins | Aye | | |
| James Gibson | Aye | | |
| Oscar Goodman | Aye | | |
| Kara Kelley | Aye | | |
| Michael Montandon..... | Aye | | |
| Bill Nicholes..... | Aye | | |
| Mike Pacini..... | Aye | | |
| Andrew Pascal | Aye | | |
| Rory Reid | Aye | | |
| Keith Smith..... | Aye | | |

MASTER PLAN
ENHANCEMENT
PROGRAM
Update

Mr. Terry Franklin, Program Manager, updated the Board of Directors on the progress of the Master Plan Enhancement Program. He provided a PowerPoint presentation briefly reviewing the status of the schematic design, A&E Design Process, the Construction timeline 2007-2011, Procurement Strategy, pre-application to Clark County, early construction project, and the Metropolitan Police Department substation budget.

President Rossi Ralenkotter informed the Board that staff will be presenting a detailed overview of the Master Plan Enhancement Program at the May 8, 2007 Board of Directors' Meeting.

This is an information item. No Board action is required.

DESIGN-BUILD
CONTRACT
FOR THE
METROPOLITAN
POLICE
DEPARTMENT
SUBSTATION
(RFP #07-17560)

The Las Vegas Convention and Visitors Authority has concluded the design-build evaluation process for the Las Vegas Metropolitan Police Department Substation which will be located on the northwest corner of Sierra Vista Drive and Swenson Street.

Four Short-Listed Teams were selected by the Board of Directors in November 2006 and invited to submit final proposals that would further illustrate the proposed design for the facility and the team's project management approach. A separate submittal from each firm was also requested that would specify a not-to-exceed price for their proposed program. One Short-Listed Team respectfully declined to continue (*McCarthy Building Companies*) with three teams submitting final proposals and pricing at the end of January.

An Evaluation Team assessed each proposal and determined that *Clark & Sullivan Constructors, Las Vegas, Nevada* ranked highest overall.

Mr. Terry Franklin and Ms. Penny Marchell, Director of Materials Management, presented a PowerPoint overview of the key points of the evaluation process for the Design-Build Contract for the Metropolitan Police Department Substation. Ms. Marchell reviewed the Nevada Revised Statutes related to the two-step process used in consideration for the selection of the short-list by a public body.

Member Keith Smith asked about Change Orders, and Mr. Franklin explained that he did not believe there will be change orders coming to the Board, other than for change in scope or those for environmental type conditions.

Mr. Chris Caluya, Vice President - Clark & Sullivan, and Mr. Lynn Arrington, Architect - Clark & Sullivan, addressed the Board assuring them that they understand the conditions of the agreement and do not anticipate any scope changes, and that there will not be any dispute over what the drawings intended as they get into the construction phase.

DESIGN-BUILD
CONTRACT
FOR THE
METROPOLITAN
POLICE
DEPARTMENT
SUBSTATION
(RFP #07-17560
(Continued)

Member James Gibson stated that since the Board is in a learning mode about the Design-Build process and whether it can be used in other aspects of the Master Plan Enhancement Program, the Board needs to understand what the costs and commitments are as the project moves forward, therefore, he requested that these things be brought to the Board on a regular basis.

Staff assured the Board that a report of any additional expenses will be placed on the agenda as the project moves forward.

Fiscal Impact:

\$16,457,000, plus a 10% owner-controlled contingency.

Following discussion, James Gibson moved to: 1) Select the final proposal of the Design-Build Team of Clark & Sullivan and Arrington Watkins Architects, LLC, of Las Vegas, Nevada: 2) Award the Design-Build Contract for the Metropolitan Police Department Substation (RFP #07-1756), in the estimated amount of \$16,457,000; and, 3) Authorize the President/CEO to execute the contract documents.

The motion carried by the following vote:

| | | | |
|------------------------|-----|-----------------|--------|
| Charles Bowling | Aye | Tom Jenkin..... | Absent |
| Larry Brown | Aye | | |
| Glenn Christenson..... | Aye | | |
| Tom Collins | Aye | | |
| James Gibson | Aye | | |
| Oscar Goodman | Aye | | |
| Kara Kelley | Aye | | |
| Michael Montandon..... | Aye | | |
| Bill Nicholes..... | Aye | | |
| Mike Pacini | Aye | | |
| Andrew Pascal | Aye | | |
| Rory Reid | Aye | | |
| Keith Smith..... | Aye | | |

MEMBER KARA KELLEY LEFT THE MEETING.

MEMBER CHARLES BOWLING LEFT THE MEETING.

REGIONAL
TRANSPORTATION
COMMISSION
COOPERATIVE
AGREEMENT –
DEDICATION OF
REAL PROPERTY
(FILE #07-1621)

Staff proposed the dedication of approximately 12,000 square feet of real property to the *Regional Transit Commission of Southern Nevada (RTC)* to provide a designated right-turn lane/station lane to increase roadway capacity and minimize intersection congestion. Currently, *Citizens Area Transit (CAT)* has a single bus stop without a designated station lane located on the southbound lane of Paradise Road, prior Convention Center Drive.

The proposed Cooperative Agreement between the *RTC* and the *LVCVA* would be mutually beneficial to both parties and the Las Vegas Community. At *RTC's* sole expense, the expansion would include a designated station lane, right-turn lane and bus shelter. This enhancement would be capable of accommodating 5,000 passengers per hour, increase roadway capacity, minimize Paradise Road and Convention Center Drive intersection congestion and aid the ingress of Gold Lot parking.

Mr. Fred Ohene, Assistant General Manager of Planning Engineering for the Regional Transportation Commission, addressed the Board of Directors discussing the proposed schedule for the city-wide improvements.

During the discussion, the Board asked that the project located at the Convention Center be expedited so that it does not interfere with the upcoming expansion project. Mr. Ohene agreed to look into that possibility.

Following the discussion, Member Michael Montandon moved to:
1) Approve a Cooperative Agreement with the *Regional Transportation Commission of Southern Nevada, Las Vegas, Nevada (FILE #07-1621)*;
2) Approve the dedication of a portion of the Las Vegas Convention and Visitors Authority real property pursuant to the Cooperative Agreement;
and, 3) Authorize the President/CEO to execute the Agreement and all related documents.

The motion carried by the following vote:

| | | | |
|------------------------|-----|-----------------------|--------|
| Larry Brown | Aye | Charles Bowling | Absent |
| Glenn Christenson..... | Aye | Tom Jenkin..... | Absent |
| Tom Collins | Aye | Kara Kelley | Absent |
| James Gibson | Aye | | |
| Oscar Goodman | Aye | | |
| Michael Montandon..... | Aye | | |
| Bill Nicholes..... | Aye | | |
| Mike Pacini..... | Aye | | |
| Andrew Pascal | Aye | | |
| Rory Reid | Aye | | |
| Keith Smith..... | Aye | | |

MEMBER TOM COLLINS LEFT THE MEETING.

ANNUAL
UNIFORM RENTAL
(BID #07-1836)

The Las Vegas Convention and Visitors Authority rents employee uniforms for employee in various departments at the Convention Center and Cashman Center. In 2006, a Uniform Committee was formed committed to raise the bar on quality and appearance of all uniformed employees, making employees more visible to clients, and enable the employees to live the Las Vegas brand. The new uniforms include a more modern cargo pant, higher quality shirt and fire resistant pants, shirts and coveralls.

Based on the specifications provided by the Uniform Committee and the Facility Department, bids were received from four companies, with *UniFirst Corporation, Henderson, Nevada* being the lowest responsive and responsible bidder.

Member James Gibson to: 1) Reject the bids of Prudential Overall Supply, Las Vegas, Nevada, and G & K Services, North Las Vegas, Nevada; 2) Award the Annual Uniform Rental (BID #07-1836) to UniFirst Corporation, Henderson, Nevada, in the estimated amount of \$200,125.54 for the period of April 10, 2007 through April 9, 2009; 3) Authorize the Director of Materials Management to execute the contract documents; and, 4) Authorize the Director of Materials Management to execute one (1) additional 2-year contract extension according to the Bid documents, if mutually agreed.

The motion carried by the following vote:

| | | | |
|------------------------|-----|-----------------------|--------|
| Larry Brown | Aye | Charles Bowling | Absent |
| Glenn Christenson..... | Aye | Tom Collins | Absent |
| James Gibson | Aye | Tom Jenkin..... | Absent |
| Oscar Goodman | Aye | Kara Kelley | Absent |
| Michael Montandon..... | Aye | | |
| Bill Nicholes..... | Aye | | |
| Mike Pacini..... | Aye | | |
| Andrew Pascal | Aye | | |
| Rory Reid | Aye | | |
| Keith Smith..... | Aye | | |

TRANSFER OF
FUNDS
- INTEREST
EARNED

Governmental entities use funds accounting to aid management in demonstrating compliance with financial, legal and contractual provisions. A fund is an independent fiscal and accounting entity with a self-balancing set of accounts. Funds segregate revenues and expenditures according to their intended purpose.

The General Fund is the primary operating fund of the Las Vegas Convention and Visitors Authority. The Capital Projects Fund is used to account for the acquisition of capital assets and the construction of new facilities. The Debt Service Funds account for the accumulation of resources to pay principal and interest payments on the LVCVA's outstanding debt issues. All resources, both the Capital and Debt Service Funds are derived from transfers from the General Fund. The only revenues attributable directly to the Capital and Debt Service Funds are interest earnings in investments, and Budgetary Policy requires those earnings to be transferred to the General Fund.

Interest has been received for investments in the following funds and is pending transfer to the General Fund:

| | |
|------------------------|-----------------------|
| Capital Fund | \$ 775,182.90 |
| 1996 Bond Fund | 88,273.44 |
| 1998A Bond Fund | 33,559.89 |
| 1999 Bond Fund | 34,294.49 |
| 2003 Bond Fund | 201,730.51 |
| 2005 Bond Fund | 107,220.05 |
| MPEP Debt Service Fund | 7,733.84 |
| TOTAL | <u>\$1,247,995.12</u> |

Member James Gibson moved to approve the transfer of interest earned in the amount of \$1,247,995.12 from the Capital and Bond Funds to the General Fund.

The motion carried by the following vote:

| | | | |
|------------------------|-----|-----------------------|--------|
| Larry Brown | Aye | Charles Bowling | Absent |
| Glenn Christenson..... | Aye | Tom Collins | Absent |
| James Gibson | Aye | Tom Jenkin..... | Absent |
| Oscar Goodman | Aye | Kara Kelley | Absent |
| Michael Montandon..... | Aye | | |
| Bill Nicholes..... | Aye | | |
| Mike Pacini | Aye | | |
| Andrew Pascal | Aye | | |
| Rory Reid | Aye | | |
| Keith Smith | Aye | | |

MEMBER TOM COLLINS RETURNED TO THE MEETING.

MEMBER RORY REID LEFT THE MEETING.

APPOINTMENT OF
FINANCING TEAM
FOR PROPOSED
ISSUANCE OF
REFUNDING BONDS

In conjunction with the proposed refunding of the Series 1996 bonds, a financing team (consisting of both financial and legal professionals) has been assembled to assist the Las Vegas Convention and Visitors Authority. The financing team recommended for appointment is: Financial Advisors – *Hobbs, Ong & Associates, Inc.* and *Public Financial Management, Inc.*; Bond/Disclosure Counsel – *Swendseid & Stern*, a member in *Sherman & Howard, LLC*. The team will assist the LVCVA with the bond refunding, compliance with Federal and State laws, and other matters attendant to the refinancing of debt. The proposed financing team has extensive national, state and local experience in these areas.

Vice Chairman Keith Smith moved to: 1) Appoint *Hobbs, Ong & Associates, Inc.* and *Public Financial Management, Inc.* as financial advisors, and *Swendseid & Stern*, a member in *Sherman & Howard, LLC*, as Bond/Disclosure Counsel for the proposed Las Vegas Convention and Visitors Authority issuance of refunding bonds; and, 2) Authorize the President/CEO to execute the relevant documents.

The motion carried by the following vote:

| | | | |
|------------------------|-----|-----------------------|--------|
| Larry Brown | Aye | Charles Bowling | Absent |
| Glenn Christenson..... | Aye | Tom Jenkin..... | Absent |
| Tom Collins | Aye | Kara Kelley | Absent |
| James Gibson | Aye | Rory Reid | Absent |
| Oscar Goodman | Aye | | |
| Michael Montandon..... | Aye | | |
| Bill Nicholes..... | Aye | | |
| Mike Pacini | Aye | | |
| Andrew Pascal | Aye | | |
| Keith Smith | Aye | | |

SALE RESOLUTION
PERTAINING TO
THE ISSUANCE OF
REFUNDING BONDS
BY THE LVCVA
(Resolution 2007-28)

The 1996 bonds were originally issued in the amount of \$97,425,000. The current outstanding balance of the bonds is \$41,730, with a final maturity in 2022.

Interest rates have declined significantly since the bonds were issued, and a potential refunding opportunity exists. After a preliminary review of the Las Vegas Convention and Visitors Authority outstanding bonds, there appears to be an opportunity to refund certain maturities of the Series 1996 Bonds amounting to \$38 million, with a resulting savings of approximately \$4,500,000 over the next 15 years.

The sale resolution authorizes the President/CEO or his designee to arrange for the sale of refunding bonds to refinance existing LVCVA debt if interest rate savings can be affected.

Vice Chairman Keith Smith moved to: 1) Approve, adopt and authorize the Chairman to sign a resolution pertaining to the issuance of refunding bonds by the Las Vegas Convention and Visitors Authority; and, 2) Authorize the President/CEO or his designee to arrange for the sale of refunding bonds, and provide other details in connection therewith.

The motion carried by the following vote:

| | | | |
|-------------------------|-----|-----------------------|--------|
| Larry Brown | Aye | Charles Bowling | Absent |
| Glenn Christenson..... | Aye | Tom Jenkin..... | Absent |
| Tom Collins | Aye | Kara Kelley | Absent |
| James Gibson | Aye | Rory Reid | Absent |
| Oscar Goodman | Aye | | |
| Michael Montandon | Aye | | |
| Bill Nicholes..... | Aye | | |
| Mike Pacini..... | Aye | | |
| Andrew Pascal | Aye | | |
| Keith Smith..... | Aye | | |

MEMBER RORY REID RETURNED TO THE MEETING.

LVCVA BUDGET
AND STATISTICAL
REPORT

The LAS VEGAS CONVENTION AND VISITORS AUTHORITY BUDGET AND STATISTICAL REPORT for the period ending February 28, 2007 was included in the back-up documentation. Vice President of Finance Brenda Siddall reviewed a few key points in the report.

This is an information item. No Board action required.

LEGAL COUNSEL'S
REPORT
Application for
Trademark on the
Phrase "What
Happened at Derby,
Stays at Derby"
Ms. Michaelle Latas

Legal Counsel Luke Puschnig reported that on December 19, 2006, **Ms. Michaelle Latas** filed an application with the United States Patent and Trademark Office to obtain a trademark on the phrase "**What Happens at Derby, Stays at Derby**" ("Derby"). Ms. Latas has been contacted about the use of the "Derby" phrase and her application for a trademark. She initially agreed to drop the application for a trademark; however, she has since changed her mind.

The Las Vegas Convention and Visitors Authority has used the trademark and phrase "What Happens Here, Stays Here" ("WHHSH") and its associated campaigns for several years to promote Las Vegas as a travel destination, and is currently being used on LVCVA advertising and collateral materials. The use of the "Derby" phrase could dilute the use of the "WHHSH" and could cause confusion.

Following the discussion, Member James Gibson moved to approve the filing of an opposition and prosecution of that opposition to Ms. Michelle Latas' application for trademark.

The motion carried by the following vote:

| | | | |
|------------------------|-----|-----------------------|--------|
| Larry Brown | Aye | Charles Bowling | Absent |
| Glenn Christenson..... | Aye | Tom Jenkin..... | Absent |
| Tom Collins | Aye | Kara Kelley | Absent |
| James Gibson | Aye | | |
| Oscar Goodman | Aye | | |
| Michael Montandon..... | Aye | | |
| Bill Nicholes..... | Aye | | |
| Mike Pacini..... | Aye | | |
| Andrew Pascal | Aye | | |
| Rory Reid | Aye | | |
| Keith Smith..... | Aye | | |

LEGAL COUNSEL'S
REPORT
Tovar Case

Legal Counsel Luke Puschnig reported on the status of the **Tovar Case** stating that the LVCVA went to mediation late last month on this case, and the mediation failed. The next step is a mini-trial in the Federal District Court next week in Reno to prove damages and prosecute the action against Ms. Tovar.

SOC/ACLU Case

In 1992, Clark County adopted an ordinance which regulated the distribution of commercial handbills on the Strip and on Convention Center Drive. This ordinance was challenged by a company called **SOC** and the Nevada branch of the **American Civil Liberties Union**. The original ordinance was held to be constitutional by the Federal District Court. The Ninth Circuit Court of Appeals disagreed and reversed the District Court, and Clark County decided to rewrite the ordinance in 1997. The 1997 ordinance has been the subject of litigation with the same two litigants, SOC and the American Civil Liberties Union, for the last nine years. The LVCVA and the Nevada Resort Association intervened to support Clark County. In an order late last month the Federal District Court held the 1997 ordinance to be unconstitutional. As of this date, there was no decision as to whether Clark County is going to appeal this or they're going to rewrite the ordinance. The LVCVA is supporting Clark County in regards to this case.

LAS VEGAS
EVENTS'
REPORT

President of Las Vegas Events Pat Christenson presented a summary of the special events during October–December 2006, and listed the upcoming events for April - May 2007.

This is an information item. No Board action required.

DIRECTORS' RECOGNITION

Member Larry Brown commented on the events that took place at the Big League Weekend.
Member Tom Collins commented on the excitement of the Clark County Fair.

COMMENTS FROM THE FLOOR BY THE PUBLIC

Mr. Ted Russell, who identified himself as a resident of Las Vegas, commented on his personal feelings regarding the recent Las Vegas Grand Prix, and on the Design-Build contract item on this agenda.

ADJOURNMENT

The meeting was adjourned by Chairman Oscar Goodman at 10:34 a.m.

Respectfully submitted,

Date Approved: May 8, 2007

(s)

Carol Fergen
Executive Assistant to the Board

(s)

Oscar Goodman
Chairman of the Board of Directors