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Summerlin & Multi Districts

RESOLUTION NO. R-49-2016

A RESOLUTION DIRECTING THE CITY TREASURER TO GIVE NOTICE OF THE SALE OF PROPERTIES SUBJECT TO THE LIEN OF A DELINQUENT ASSESSMENT; AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO.

WHEREAS, the City has heretofore created Special Improvement District Nos. 607, 707, 808, 809, and various other districts as identified in the Notice below (the "Districts"); and

WHEREAS, the City Council has directed and hereby reaffirms its direction to the City Treasurer to collect and enforce the assessments in the Districts in the manner provided by the Consolidated Local Improvements Law; and

WHEREAS, the assessment installments on certain properties in the Districts have not been made and are delinquent; and

WHEREAS, the City Council desires that the City Treasurer proceed with a notice of sale of the delinquent property as provided in Nevada Revised Statutes ("NRS") 271.545.

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

Section 1. The City Council hereby directs the City Treasurer to give notice of the sale of the properties subject to the lien of delinquent assessments in the Districts. The City Council hereby exercises its option to cause the whole amount of the unpaid principal of the assessments to become due and payable as provided in NRS 271.410. The sale shall take place at 2:00 p.m. on January 23, 2017 in the City Council Chambers, Las Vegas City Hall Complex 495 S. Main Street-2nd Floor Las Vegas, Nevada, 89101 which the Council hereby finds is a convenient location.

21 ✓

Section 2. The notice of sale shall be substantially as follows:
(Form of Notice of Sale)

Notice is hereby given that the City Treasurer of the City of Las Vegas will at the hour of 2:00 p.m. on January 23, 2017, at the City Council Chambers, Las Vegas City Hall, 495 S Main St – 2nd Floor, Las Vegas, Nevada, sell the following parcels which are delinquent in the payment of assessments in the City's Special Assessment District Nos. 607, 707, 808, 809, and various others to the City of Las Vegas:

<u>Name of Owner</u>	<u>Description of Property</u>	<u>District No.</u>	<u>Total Amount Due to Date of Sale*</u>
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[insert in notice as published as mailed a list containing the information described in the above table headings for each delinquent parcel.]

* Includes the whole assessment, accrued interest upon the whole amount of unpaid principal to the date of delinquency, interest upon unpaid principal and accrued interest from the date of delinquency to January 23, 2017 at rate not exceeding 2 percent per month, penalties and collection costs, including attorney's fees.

Each property described above will be sold to satisfy the total amount due thereon as is stated above, to the first person at the sale offering to pay the amount due on that property as is listed above. The sale shall be held, and purchasers at the sale shall receive certificates of sale, as provided in NRS 271.555 to NRS 271.575 and ordinances adopted by the City Council. The sale shall be continued from day to day as provided in NRS 271.555. The property sold is subject to redemption as provided in NRS 271.595. If not redeemed as provided in that Section, after expiration of the period of redemption, the City Treasurer will issue a deed to the property on demand of the certificate holder in the manner provided in NRS 271.595.

The City Council has exercised its option to have the whole amount of the unpaid principal of the assessment be due and payable immediately with respect to the above parcels, as provided in NRS 271.410. As provided in that section, at any time prior to the date of sale the

owner may pay the amount of delinquent installments with accrued interest, all penalties and costs of collection accrued including but not necessarily limited to any attorney's fees, and shall thereupon be restored the right to thereafter pay in installments in the same manner as if default had not been made. A property owner may obtain from the Las Vegas City Treasurer the amount that he/she is required to pay to the City in order to be restored to the right to pay his/her assessments in installments pursuant to NRS 271.410(2).

****PLEASE TAKE NOTICE** that according to records available to the City of Las Vegas, you are the owner of or have an interest in a mortgage, deed of trust, or other lien or other interest in one of the properties listed above. The City intends to conduct a sale of these properties in accordance with the provisions of the above notice and Nevada Revised Statutes. The sale is being held because the special assessments levied against the subject property have not been paid. Your ownership of or mortgage, deed of trust, other lien or other interest in the property could be adversely affected by the sale. Under Nevada law, deeds to property sold, which are issued after the period of redemption specified in NRS 271.595, convey the entire fee simple title to the property described, stripped of all liens and claims except the liens of other special assessments and general taxes. See NRS 271.600.**

IN WITNESS WHEREOF, I have affixed my signature as of December 21, 2016.

/s/ VENETTA APPELYARD

Director of Finance

**Insert in mailed notice only.

(End of Form of Notice of Sale)

Section 3. The Notice provided in Section 2 above shall be published once a week for 3 consecutive weeks prior to the date of sale and shall be mailed by first class mail, postage prepaid, at least 20 days before the sale to each owner of a parcel which is subject to sale as provided in the Notice, and to each person who has a property interest in any of that property that is recorded, if that property interest could be adversely affected by the sale. The City Clerk is directed to make such publication and mailing. An affidavit of publication is hereby required to be filed with the City Clerk. The City Clerk shall also make out an affidavit that the mailing as described above has been made and file that affidavit in his/her records.

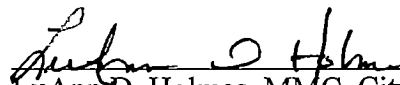
Section 4. The City Treasurer is directed to obtain the names and addresses of the property for which there is a delinquent assessment from the records of the County Assessor or such other source or sources as the City Clerk deems reliable. The list of names and addresses must have been revised within 12 months prior to the date of sale.

Section 5. The officers of the City are hereby authorized to take all action necessary to effectuate the provisions of this resolution.

Section 6. This resolution is effective on passage and approval.

PASSED, ADOPTED AND APPROVED this December 21, 2016.

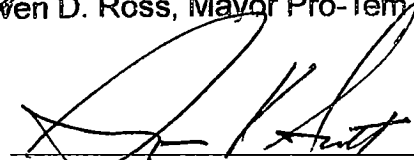
(SEAL)


LuAnn D. Holmes, MMC, City Clerk



Mayor Carolyn G. Goodman

Steven D. Ross, Mayor Pro-Tem



Approved as to Form

(a) By posting a copy of the notice not later than 9:00 a.m. on the third working day before the meeting at the principal office of the Council, or if there is no principal office, at the building in which the meeting is to be held, and at least three (3) other separate, prominent places within the jurisdiction of the Council, to wit:

- i. City Hall
495 S. Main Street, 2nd Floor
Las Vegas, Nevada
- ii. Clark County Government Center
500 S. Grand Central Parkway
Las Vegas Nevada
- iii. Grant Sawyer Building
555 E. Washington Avenue
Las Vegas, Nevada
- iv. City of Las Vegas Development Services Center
333 N. Rancho Drive
Las Vegas, Nevada

and

(b) By mailing a copy of the notice to each person, if any, who has requested notice of the meetings of the Council in the same manner in which notice is required to be mailed to a member of the Council. Such notice was delivered to the postal service no later than 9:00 a.m. on the third working day prior to the meeting.

6. A copy of the notice of each meeting was posted on the City's website no later than 9:00 a.m. on the third working day prior to each meeting.

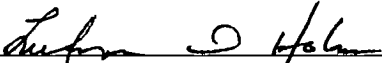
7. Upon request, the Council provides at no charge, at least one copy of the agenda for its public meetings, any proposed resolution which will be discussed at the public meeting, and any other supporting materials provided to the Council for an item on the agenda, except for certain confidential materials and materials pertaining to closed meetings, as provided by law.

8. A copy of the notice so given of the meeting of the Council held on December 21, 2016 is attached to this certificate as Exhibit A.

9. Attached hereto as Exhibit B is the Affidavit of Publication of Notice of Sale required by Section 3 of the Resolution.

10. Attached hereto as Exhibit C (including Exhibits I and II thereto) is the Affidavit of Mailing of Notice of Sale required by Section 3 of the Resolution.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the City this May 18, 2016.



LuAnn D. Holmes, MMC, City Clerk

(SEAL)

EXHIBIT A
(Attach Notice and Agenda of Meeting)



CITY COUNCIL AGENDA

COUNCIL CHAMBERS · 495 SOUTH MAIN STREET · PHONE 702-229-6011

CITY OF LAS VEGAS INTERNET ADDRESS: www.lasvegasnevada.gov

COUNCIL MEMBERS: CAROLYN G. GOODMAN, MAYOR (At-Large)

COUNCILMAN STEVEN D. ROSS, MAYOR PRO TEM (Ward 6)

LOIS TARKANIAN (Ward 1), RICKI Y. BARLOW (Ward 5), STAVROS S. ANTHONY (Ward 4)

BOB COFFIN (Ward 3), BOB BEERS (Ward 2)

Facilities are provided throughout City Hall for convenience of persons with disabilities. For meetings held in the Council Chambers, sound equipment is available for persons with hearing impairments. Reasonable efforts will be made to assist and accommodate persons with disabilities or impairments. If you need an accommodation to attend and participate in this meeting, please call the City Clerk's office at 702-229-6311 and advise of your need at least 48 hours in advance of the meeting. Dial 7-1-1 for Relay Nevada.

December 21, 2016

Morning Session begins at 9:00 a.m.

Afternoon Session begins at 1:00 p.m.

ITEMS LISTED ON THE AGENDA MAY BE TAKEN OUT OF THE ORDER PRESENTED, TWO OR MORE AGENDA ITEMS FOR CONSIDERATION MAY BE COMBINED, AND ANY ITEM ON THE AGENDA MAY BE REMOVED OR RELATED DISCUSSION MAY BE DELAYED AT ANY TIME. BACKUP MATERIAL FOR THIS AGENDA MAY BE OBTAINED FROM LUANN D. HOLMES, CITY CLERK, AT THE CITY CLERK'S OFFICE AT 495 SOUTH MAIN STREET, 2ND FLOOR OR ON THE CITY'S WEBPAGE AT www.lasvegasnevada.gov

THE MAYOR AND CITY COUNCIL WELCOME YOUR ATTENDANCE, PUBLIC COMMENT RELATED TO THE ITEMS ON THE AGENDA AND CITIZEN PARTICIPATION ON ITEMS UNDER THE JURISDICTION OF THE CITY COUNCIL AT THIS MEETING. IF YOU WISH TO SPEAK, WE RESPECTFULLY ASK YOU TO COMPLETE AND SUBMIT A SPEAKER CARD TO THE CITY CLERK. CARDS ARE AVAILABLE ONLINE, IN THE CLERK'S OFFICE OR AT THE FRONT OF THE CHAMBERS AS YOU ENTER.

THESE PROCEEDINGS ARE BEING VIDEO RECORDED AS WELL AS PRESENTED LIVE ON KCLV, CABLE CHANNEL 2, AND ARE CLOSED CAPTIONED FOR OUR HEARING IMPAIRED VIEWERS. PLEASE NOTE CUSTOMERS OF CENTURYLINK CAN VIEW THIS PROGRAM IN HIGH DEFINITION ON CHANNEL 1002. THE COUNCIL MEETING, AS WELL AS ALL OTHER KCLV PROGRAMMING, CAN BE VIEWED ON THE INTERNET AT www.KCLV-TV/Live. THE PROCEEDINGS WILL BE REBROADCAST ON KCLV CHANNEL 2 AND THE WEB THE WEDNESDAY OF THE MEETING AT 8:00 PM, AND ALSO ON FRIDAY AT 4:00 AM, SATURDAY AT 7:00 PM, SUNDAY AT 7:00 AM AND THE FOLLOWING MONDAY AT 5:00 PM.

NOTE: CELLULAR PHONES ARE TO BE TURNED OFF DURING THE COUNCIL MEETING

CEREMONIAL MATTERS

1. CALL TO ORDER
2. ANNOUNCEMENT RE COMPLIANCE WITH OPEN MEETING LAW
3. INVOCATION - REVEREND DAVID DENDY, MOUNTAIN VIEW PRESBYTERIAN CHURCH
4. PLEDGE OF ALLEGIANCE
5. RECOGNITION OF THE EMPLOYEE OF THE MONTH
6. RECOGNITION OF THE LAS VEGAS 55's
7. RECOGNITION OF THE STATE CHAMPION ARBOR VIEW HIGH SCHOOL GIRLS SOCCER TEAM

BUSINESS ITEMS - MORNING

PUBLIC COMMENT

- 8 PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS ON THE AGENDA FOR ACTION IF YOU WISH TO BE HEARD, COME TO THE PODIUM AND GIVE YOUR NAME FOR THE RECORD THE AMOUNT OF DISCUSSION, AS WELL AS THE AMOUNT OF TIME ANY SINGLE SPEAKER IS ALLOWED, MAY BE LIMITED

BUSINESS ITEMS

- 9 For Possible Action - Any items that the Council, staff and/or the applicant wish to be stricken, tabled, withdrawn or held in abeyance to a future meeting may be brought forward and acted upon at this time

CONSENT AGENDA

MATTERS LISTED ON THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE AND HAVE BEEN RECOMMENDED FOR APPROVAL BY THE SUBMITTING DEPARTMENTS ALL ITEMS ON THE CONSENT AGENDA MAY BE APPROVED IN A SINGLE MOTION HOWEVER, IF A COUNCIL MEMBER SO REQUESTS, ANY CONSENT ITEM MAY BE MOVED TO THE DISCUSSION PORTION OF THE AGENDA AND OTHER ACTION, INCLUDING POSTPONEMENT OR DENIAL OF THE ITEM, MAY TAKE PLACE.

ADMINISTRATIVE - CONSENT

- 10 For possible action to approve an Interlocal Agreement between the City of Las Vegas and Clark County to establish collaborative and compatible land use planning in areas of joint jurisdiction - Wards 4 and 6 (Anthony and Ross)

CITY ATTORNEY - CONSENT

- 11 For possible action to approve a business impact statement regarding a proposed ordinance to continue to authorize, on a temporary basis, a partial waiver of the origination charge for new restaurant service bar licenses (This item is related to Bill No 2016-74, which is located later on this agenda under New Bills)

COMMUNITY SERVICES - CONSENT

- 12 For possible action to approve an allocation of \$500,000 in Home Investment Partnership Program (HOME)/Low Income Housing Trust (LIHTF) funds to Baltimore Gardens and Cleveland Gardens LP (BGGC LP), Community Development Partner, Managing Member for the rehabilitation of Baltimore Gardens, located at 316 West Baltimore Avenue, and Cleveland Gardens Apartments, located at 311 West Cleveland Avenue - Ward 3 (Coffin)
- 13 For possible action to approve the federally mandated Interlocal Agreement for Shared Funding of the Homeless Management Information System (HMIS) that shares funding between the cities of Las Vegas, North Las Vegas, Henderson, Boulder City and Clark County with the City of Las Vegas' contribution of \$65,984 62 (General Fund) - All Wards
- 14 For possible action to approve the federally mandated Interlocal Agreement for Shared Funding of the Homeless Census and Evaluation that shares funding between the cities of Las Vegas, North Las Vegas, Henderson, Boulder City and Clark County with the City of Las Vegas' contribution of \$6,854 70 (General Fund) - All Wards
- 15 For possible action to approve the Interlocal Agreement for Shared Funding of Inclement Weather Shelter between the cities of Las Vegas, North Las Vegas, Henderson, Boulder City and Clark County with the City of Las Vegas' contribution of \$179,027 70 (Redevelopment Set Aside Funds for Affordable Housing) - All Wards

ECONOMIC AND URBAN DEVELOPMENT - CONSENT

16. For possible action to approve a First Amendment to Parking Lease Agreement between the City of Las Vegas and 208 Las Vegas Blvd, LLC, granting a three-year extension of time on a parking lot located at 208 Las Vegas Boulevard (APN 139-34-511-004) - Ward 5 (Barlow)

- 17 For possible action to approve a Second Amendment to Parking Lease Agreement between the City of Las Vegas and 900 Fremont, LLC, granting a three-year extension of time on a parking lot located at 910 Fremont Street (APN 139-34-601-008) - Ward 3 (Coffin)

FINANCE - PURCHASING & CONTRACTS CONSENT

- 18 For possible action to approve award of Agreement No. 16.59807-TF B, Owner CMAR Agreement for construction of Doolittle Community Center Roof and HVAC Replacement located at 1650 North J Street and the construction conflicts and contingency reserve set by Finance - Department of Public Works - Award recommended to THE WHITING TURNER CONTRACTING COMPANY (\$3,038,323.78 - Parks and Leisure Activity Capital Projects Fund) - Ward 5 (Barlow)
- 19 For possible action to approve award of Bid No 17 50681-TF BOMO Force Main Phase 2, located along the Flamingo Wash, Sandhill Avenue, Honolulu Street, Sunrise Avenue, Stewart Avenue and Mojave Road and the construction conflicts and contingency reserve set by Finance - Department of Public Works - Award recommended to MOUNTAIN CASCADE OF NEVADA (\$7,513,065 - Sanitation Operation Enterprise Fund) - Ward 3 (Coffin)
- 20 For possible action to approve award of Contract No 170089-DC, Construction Manager as Agent for BOMO Force Main - Phase 2, located along the Flamingo Wash, Sandhill Avenue, Honolulu Street, Sunrise Avenue, Stewart Avenue and Mojave Road - Department of Public Works - Award recommended to Stanley Consultants, Inc (\$1,061,690 - Sanitation Operation Enterprise Fund) - Ward 3 (Coffin)
- 21 For possible action to approve award of Contract No 160237-TF, Professional Service Contract for Ogden Avenue Enhancement Panels. located on Ogden Avenue between Main Street and Grand Central Parkway - Department of Public Works - YESCO LLC (\$539,833 - Parks and Leisure Activity Capital Projects Fund) - Ward 5 (Barlow)
- 22 For possible action to approve award of Contract No 170088-TF, Prime Design Services Contract for Teton Trails Lacrosse Fields located at 7850 North Bradley Road - Department of Public Works - Award recommended to SOUTHWICK LANDSCAPE ARCHITECTS (\$176,000 - Parks and Leisure Activity Capital Projects Fund) - Ward 6 (Ross)
- 23 For possible action to approve the ratification of Modification No 3 to Contract No 160194-FL, Legislative Tracking Software Consulting Services - Department of Information Technologies - Award recommended to ENTERPRISE TECHNOLOGY SERVICES, LLC DBA ENTERPRISE TECHNOLOGIES (\$29,900 - Computer Services Internal Service Fund)

OPERATIONS AND MAINTENANCE - CONSENT

- 24 For possible action to approve a Las Vegas Valley Water District (LVVWD) Exclusive Easement from the City of Las Vegas to LVVWD to service the Dexter Park improvements located at 800 Upland Boulevard, APN 138-36-402-008 - Ward 1 (Tarkanian)
- 25 For possible action to approve a Real Property Purchase Contract for the sale of real property between the City of Las Vegas and James Marsh located near the intersection of North Durango Drive and North Juliano Road, APN's 125-29-502-020 and -025 - Ward 6 (Ross) [NOTE This item is related to Item 35 (R-48-2016)]

PLANNING - BUSINESS LICENSING CONSENT

- 26 For possible action to approve a Package Liquor License for a Change of Ownership FROM CARDENAS MARKETS, INC TO CARDENAS MARKETS, LLC dba CARDENAS at 4700 Meadows Lane - Ward 1 (Tarkanian)
- 27 For possible action to approve a Package Liquor License for a Change of Ownership FROM CARDENAS MARKETS, INC TO: CARDENAS MARKETS, LLC dba CARDENAS at 2400 East Bonanza Road - Ward 3 (Coffin)
- 28 For possible action to approve a Package Liquor License for a Change of Ownership FROM CARDENAS MARKETS, INC TO CARDENAS MARKETS, LLC dba CARDENAS at 4421 East Bonanza Road - Ward 3 (Coffin)
- 29 For possible action to approve a Temporary Tavern-Limited Liquor License with Erotic Dance Entertainment I K M J JOINT, LLC dba GIRL COLLECTION at 2580 Highland Drive [Deltricia Howard, Managing Member] - Ward 1 (Tarkanian)

- 30 For possible action to approve an Appeal of a Work Card Denial for Hugo Romero db at New Heights Laboratory, 3310 Sirius Avenue - Ward 1 (Tarkanian)

PUBLIC WORKS - CONSENT

- 31 For possible action to approve Supplemental Interlocal Contract No 1 - 843a between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to extend the project completion date to June 30, 2019 for Martin L King Boulevard/Industrial Road Connector, Oakey Boulevard to Alta Drive - Wards 1 and 3 (Tarkanian and Coffin)
- 32 For possible action to approve Supplemental Interlocal Contract No. 2 - 793b between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to extend the project completion date to June 30, 2017 for the Hualapai Way, Dorrell Lane to Severence Lane project - Ward 6 (Ross)
- 33 For possible action to approve Supplemental Interlocal Contracts No 8 - 475h and No. 17 - 435r between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to extend the project completion dates to June 30, 2018 for design and construction of Martin L King Boulevard, Palomino Lane to Carey Avenue - Wards 1 and 5 (Tarkanian and Barlow)
- 34 For possible action to approve Interlocal Contract 913 between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to fund the Entry Non-Project Specific Expenses (FY17) project (\$100,000 - Road and Flood Capital Project Fund [CPF]) - All Wards

RESOLUTIONS - CONSENT

- 35 R-48-2016 - For possible action to approve a Resolution of the Las Vegas City Council pursuant to NRS 268 declaring that it is in the best interest of the City to sell City-owned remnant properties located along Durango Drive, APN's 125-29-502-020 and -025 - Ward 6 (Ross) [NOTE This item is related to Item 25]
- 36 R-49-2016 - For possible action to approve a Resolution directing the City Treasurer to give notice of the sale of properties subject to the lien of a delinquent assessment in the Special Improvement Districts 607, 707, 808 and 809 in certain other districts and providing other matters properly relating thereto - Wards 2, 4 and 6 (Beers, Anthony and Ross)

DISCUSSION/ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

- 37 Report by Economic and Urban Development (EUD) staff regarding EUD's current and planned projects - All Wards

CITY ATTORNEY - DISCUSSION

- 38 Discussion for possible action to approve settlement of Lyft, Inc v City of Las Vegas, Case No A-16-732411-C, and Rasier, LLC v City of Las Vegas, et al , Case No A-16-732895-C in the Eighth Judicial District Court - All Wards

RESOLUTIONS - DISCUSSION

- 39 R-50-2016 - Discussion for possible action to approve a Resolution establishing rates pertaining to sewer service for properties located outside the City's sewer service area - All Wards
- 40 R-51-2016 - Discussion for possible action regarding a Resolution accepting the Quitclaim Deed from the City of Las Vegas Redevelopment Agency (RDA) conveying to the City of Las Vegas (City), the Neonopolis Parking Garage located at 450 Fremont Street (APN 139-34-513-003), the related Assignment and Assumption Agreement and other agreements and obligations related thereto, ratifying actions previously taken and pertaining to the foregoing by the City, its officers and employees and providing for other matters relating thereto - Redevelopment Area 1 - Ward 5 (Barlow) [NOTE This item is related to Redevelopment Agency Item 7 (RA-12-2016)]
- 41 R-52-2016 - Discussion for possible action regarding a Resolution finding the Tenant Parking Program at Neonopolis parking garage located at 450 Fremont Street (APN 139-34-513-003) to be in compliance with and in furtherance of the goals and objectives of the City of Las Vegas (City) - Ward 5 (Barlow)

BOARDS & COMMISSIONS - DISCUSSION

- 42 For Possible Action - Appointment and Reappointment of Members to the Youth Neighborhood Association Partnership Program (YNAPP) Grant Review Board
- 43 For Possible Action - CITY OF LAS VEGAS CITIZENS ADVISORY COMMITTEE TO THE LAS VEGAS REDEVELOPMENT AGENCY - James Bonaventure (Ward 3), Term Expiration 11-2-2018 (Resigned)
- 44 For Possible Action - OVERSIGHT PANEL FOR SCHOOL FACILITIES - Councilman Bob Beers, Term Expiration 12-31-2016
- 45 For Possible Action - Appointment and Reappointment of members to the Community Development Recommending Board (CDRB)

RECOMMENDING COMMITTEE REPORT - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

- 46 Bill No. 2016-57 - ABEYANCE ITEM - For Possible Action - Annexation No ANX-65810 - Property location Designer Way, between Lone Mountain Road and Red Coach Avenue, Petitioned by Michael G and Sherie C Delfante, predecessors-in-interest to current owners, Acreage. 10.54 acres, Zoned R-E (County zoning), R-E (City equivalent). Sponsored by Councilman Stavros S Anthony
- 47 Bill No. 2016-58 - ABEYANCE ITEM - For Possible Action - Annexation No ANX-65811 - Property location on the west side of Riley Street, south of Stange Avenue, Petitioned by NW Land LLC, predecessor-in-interest to current owners, Acreage 7.73 acres, Zoned R-E (County zoning), R-E (City equivalent) Sponsored by Councilman Stavros S Anthony
- 48 Bill No. 2016-64 - ABEYANCE ITEM - For Possible Action - Authorizes new connections to the City's municipal sewage disposal system from properties located outside the system's service area under certain circumstances Sponsored by Councilman Steven D Ross

BILLS ELIGIBLE FOR ADOPTION AT A LATER MEETING

THERE IS NO PUBLIC COMMENT ON THESE ITEMS AND NO ACTION WILL BE TAKEN BY THE COUNCIL AT THIS MEETING, EXCEPT THOSE ITEMS WHICH MAY BE STRICKEN OR TABLED. PUBLIC TESTIMONY TAKES PLACE AT THE RECOMMENDING COMMITTEE MEETING HELD FOR THAT PURPOSE.

- 49 Bill No. 2016-70 - Amends the Unified Development Code to adjust the locational restrictions pertaining to the nightclub use. Sponsored by Councilman Bob Coffin
- 50 Bill No. 2016-71 - Amends the Unified Development Code to reinstate the Designed Commercial (C-D) Zoning District, establish standards therefor, and relocate and adjust standards pertaining to the P-O and O Districts. Sponsored by Councilwoman Lois Tarkanian
- 51 Bill No. 2016-72 - Annexation No ANX-67313 - Property location. Areas adjacent to and near the Tule Springs Fossil Beds National Monument and the Red Rock National Conservation Area, including portions of public lands lying within Sections 7, 8, 9, 10, 14, 15, 16, 17, and 21 of Township 18 South, Range 59 East, and areas adjacent to and near the Red Rock National Conservation Area, including portions of public lands lying within Sections 11, 14, 23, 26, 34 and 35 of Township 19 South, Range 59 East, and within Sections 2 and 3 of Township 20 South, Range 59 East, in each case with reference to Mount Diablo Meridian and Baseline, County of Clark, State of Nevada, Owner. United States of America, Acreage 4,503 acres, Zoned. P-F, H-2 and R-U (County zoning), P-F, C-2 and U (City equivalents). Sponsored by Councilman Steven D Ross and Councilman Stavros S Anthony

NEW BILLS

THERE IS NO PUBLIC COMMENT ON THESE ITEMS NEW BILLS ARE READ INTO THE RECORD AND REFERRED TO RECOMMENDING COMMITTEE FOR A SEPARATE HEARING TO RECEIVE PUBLIC TESTIMONY BEFORE ACTION BY THE COUNCIL AT A LATER MEETING EXCEPTION. EMERGENCY BILLS OR THOSE ITEMS TO BE STRICKEN OR TABLED

- 52 Bill No. 2016-73 - Updates the description of certain City ward boundaries to reflect the addition of precinct numbers by the Clark County Election Department, as a result of annexations or otherwise. Proposed by. LuAnn D. Holmes, City Clerk
- 53 Bill No. 2016-74 - Continues to authorize, on a temporary basis, a partial waiver of the origination charge for new restaurant service bar licenses. Sponsored by Councilman Stavros S Anthony
- 54 Bill No. 2016-75 - Amends the business license fee applicable to transportation network companies. Proposed by. Bradford R, Jerbic, City Attorney
- 55 Bill No. 2016-76 - Adopts an additional tax on the rental of transient lodging in support of facilities operated by the Las Vegas Convention and Visitors Authority, as required by Senate Bill 1 of the 30th (2016) Special Session of the Nevada Legislature Proposed by Elizabeth N Fretwell, City Manager

1:00 P.M. - AFTERNOON SESSION

BUSINESS ITEMS - AFTERNOON

- 56 Any items from the afternoon session that the Council, staff and /or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time

PLANNING

THE ITEMS LISTED BELOW, WHERE APPROPRIATE, HAVE BEEN REVIEWED BY THE VARIOUS CITY DEPARTMENTS RELATIVE TO REQUIREMENTS FOR STORM DRAINAGE AND FLOOD CONTROL, CONNECTION TO SANITARY SEWER, TRAFFIC CIRCULATION, AND BUILDING AND FIRE REGULATIONS THEIR COMMENTS AND/OR RECOMMENDATIONS AND REQUIREMENTS HAVE BEEN INCORPORATED INTO THE ACTION

PLANNING - ONE MOTION/ONE VOTE

THE FOLLOWING ARE ITEMS THAT MAY BE CONSIDERED IN ONE MOTION/ONE VOTE. THEY ARE CONSIDERED ROUTINE NON-PUBLIC AND PUBLIC HEARING ITEMS ALL PUBLIC HEARINGS AND NON-PUBLIC HEARINGS WILL BE OPENED AT ONE TIME ANY PERSON REPRESENTING AN APPLICATION OR A MEMBER OF THE PUBLIC OR A MEMBER OF THE CITY COUNCIL NOT IN AGREEMENT WITH THE CONDITIONS AND ALL STANDARD CONDITIONS FOR THE APPLICATION RECOMMENDED BY STAFF, SHOULD REQUEST TO HAVE THAT ITEM REMOVED FROM THIS PART OF THE AGENDA

- 57. ROC-67727 - REVIEW OF CONDITION - PUBLIC HEARING - APPLICANT/OWNER WMC PAVILLION, LLC - For possible action on a request for a Review of Condition of an approved Review of Condition (ROC-61485) TO AMEND THAT PORTION OF CONDITIONS #3, 4, AND 5 THAT INDICATES THE DATE OF AN ADMINISTRATIVE REVIEW BY ADJUSTING "2016" TO "2017," "2017" TO "2018," AND "2018" TO "2019" on 20.68 acres at 209 South Grand Central Parkway (APNs 139-33-511-004 and 139-27-410-005), PD (Planned Development) Zone, Ward 5 (Barlow). Staff recommends APPROVAL.
- 58 SDR-66808 - SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - APPLICANT SIMONCRE CARP VII, LLC - OWNER MARY BARTSAS 22, LLC - For possible action on a request for a Site Development Plan Review FOR A PROPOSED 7,428 SQUARE-FOOT AUTO PARTS (NEW & REBUILT) RETAIL STORE WITH WAIVERS OF THE DOWNTOWN CENTENNIAL PLAN SETBACK, ARCHITECTURAL DESIGN AND SCREENING STANDARDS on 2.68 acres at 2100 Fremont Street (APN 139-35-803-015), C-2 (General Commercial) Zone, Ward 3 (Coffin) [PRJ-66574] The Planning Commission (4-0 vote) and Staff recommend APPROVAL

PLANNING - DISCUSSION

- 59 GPA-66496 - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT/OWNER MABUHAY COMMERCIAL INVESTMENT 4, LLC - For possible action on a request for a General Plan Amendment FROM R (RURAL DENSITY RESIDENTIAL) TO SC (SERVICE COMMERCIAL) on 1.21 acres at the northeast corner of Centennial Parkway and Tenaya Way (APN 125-22-804-001), Ward 6 (Ross) [PRJ-66417] Staff recommends DENIAL. The Planning Commission failed to obtain a super majority vote which is tantamount to a recommendation of DENIAL.
- 60 ZON-66497 - REZONING RELATED TO GPA-66496 - PUBLIC HEARING - APPLICANT/OWNER MABUHAY COMMERCIAL INVESTMENT 4, LLC - For possible action on a request for a Rezoning FROM U (UNDEVELOPED) [R (RURAL DENSITY RESIDENTIAL) GENERAL PLAN DESIGNATION] TO C-1 (LIMITED COMMERCIAL) on 1.21 acres at the northeast corner of Centennial Parkway and Tenaya Way (APN 125-22-804-001), Ward 6 (Ross) [PRJ-66417] Staff recommends DENIAL. The Planning Commission (4-0 vote) recommends APPROVAL.
- 61 VAR-66498 - VARIANCE RELATED TO GPA-66496 AND ZON-66497 - PUBLIC HEARING - APPLICANT/OWNER MABUHAY COMMERCIAL INVESTMENT 4, LLC - For possible action on a request for a Variance TO ALLOW AN TEN-FOOT RESIDENTIAL ADJACENCY SETBACK WHERE 81 FEET IS REQUIRED on 1.21 acres at the northeast corner of Centennial Parkway and Tenaya Way (APN 125-22-804-001), U (Undeveloped) Zone [R (Rural Density Residential) General Plan Designation] Zone [PROPOSED C-1 (Limited Commercial)] Ward 6 (Ross) [PRJ-66417] Staff recommends DENIAL. The Planning Commission (4-0 vote) recommends APPROVAL.
- 62 SDR-66499 - SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-66496, ZON-66497 AND VAR-66498 - PUBLIC HEARING - APPLICANT/OWNER MABUHAY COMMERCIAL INVESTMENT 4, LLC - For possible action on a request for a Site Development Plan Review FOR A PROPOSED 8,800 SQUARE-FOOT MEDICAL CLINIC AND MEDICAL OFFICE DEVELOPMENT WITH WAIVERS TO ALLOW A ZERO-FOOT LANDSCAPE BUFFER ALONG THE SOUTH PERIMETER, AN 11-FOOT BUFFER ALONG THE NORTH PERIMETER WHERE 15 FEET IS REQUIRED AND TO NOT ORIENT THE BUILDING TO THE CORNER WHERE SUCH IS REQUIRED on 1.21 acres at the northeast corner of Centennial Parkway and Tenaya Way (APN 125-22-804-001), U (Undeveloped) Zone [R (Rural Density Residential) General Plan Designation] Zone [PROPOSED C-1 (Limited Commercial)] Ward 6 (Ross) [PRJ-66417] Staff recommends DENIAL. The Planning Commission (4-0 vote) recommends APPROVAL.
- 63 MOD-66820 - MAJOR MODIFICATION - PUBLIC HEARING - APPLICANT/OWNER PROMETHEUS AND ATLAS REAL ESTATE DEVELOPMENT, LLC - For possible action on a request for a Major Modification of the Lone Mountain West Land Use Plan FROM L (LOW DENSITY RESIDENTIAL) TO ML (MEDIUM LOW DENSITY RESIDENTIAL) on 5.00 acres on the north side of Buckskin Avenue, approximately 350 feet west of Cliff Shadows Parkway (APN 137-12-301-009), Ward 4 (Anthony) [PRJ-66760] Staff recommends DENIAL. The Planning Commission (4-0 vote) recommends APPROVAL.
- 64 VAR-66821 - VARIANCE RELATED TO MOD-66820 - PUBLIC HEARING - APPLICANT/OWNER PROMETHEUS AND ATLAS REAL ESTATE DEVELOPMENT, LLC - For possible action on a request for a Variance TO ALLOW A PROPOSED FOUR-STORY, 64-FOOT TALL BUILDING WHERE TWO STORIES AND 35 FEET IS THE MAXIMUM ALLOWED, TO ALLOW A SITE DISTURBANCE OF 44 PERCENT ON SLOPES GREATER THAN 25 PERCENT WHERE 35 PERCENT IS THE MAXIMUM DISTURBANCE ALLOWED, AND TO ALLOW A 100 PERCENT SITE DISTURBANCE ON SLOPES BETWEEN 15 AND 25 PERCENT WHERE 50 PERCENT IS THE MAXIMUM DISTURBANCE ALLOWED on 5.00 acres on the north side of Buckskin Avenue, approximately 350 feet west of Cliff Shadows Parkway (APN 137-12-301-009), PD (Planned Development) Zone [L (Low Density Residential) Lone Mountain West Land Use Designation] [PROPOSED ML (Medium-Low Density Residential) Lone Mountain West Land Use Designation], Ward 4 (Anthony) [PRJ-66760] Staff recommends DENIAL. The Planning Commission (4-0 vote) recommends APPROVAL.
- 65 SDR-66761 - SITE DEVELOPMENT PLAN REVIEW RELATED TO MOD-66820 AND VAR-66821 - PUBLIC HEARING - APPLICANT/OWNER PROMETHEUS AND ATLAS REAL ESTATE DEVELOPMENT, LLC - For possible action on a request for a Site Development Plan Review FOR A PROPOSED 42-UNIT CONDOMINIUM DEVELOPMENT WITH WAIVERS TO ALLOW 16-FOOT RETAINING WALLS WHERE THREE FEET, SIX INCHES IS THE MAXIMUM ALLOWED, AND TO ALLOW A ZERO-FOOT PERIMETER LANDSCAPE BUFFER ALONG THE EAST AND WEST PROPERTY LINES WHERE SIX FEET IS REQUIRED on 5.00 acres on the north side of Buckskin Avenue, approximately 350 feet west of Cliff Shadows Parkway (APN 137-12-301-009), PD (Planned Development) Zone [L (Low Density Residential) Lone Mountain West Land Use Designation] PROPOSED. [ML (Medium-Low Density Residential) Lone Mountain West Land Use Designation], Ward 4 (Anthony) [PRJ-66760] Staff recommends DENIAL. The Planning Commission (4-0 vote) recommends APPROVAL.

- 66 VAR-66733 - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: CYNTHIA MOTA - For possible action on a request for a Variance TO ALLOW A ZERO-FOOT REAR AND SIDE YARD SETBACK WHERE THREE FEET IS REQUIRED FOR TWO EXISTING ACCESSORY STRUCTURES (CLASS II) [SHEDS] AND TO ALLOW ACCESSORY STRUCTURES THAT ARE NOT AESTHETICALLY COMPATIBLE WITH THE PRINCIPAL DWELLING UNIT on 0.16 acres located at 1801 Cochran Street (APN 162-02-313-013), R-1 (Single Family Residential) Zone, Ward 3 (Coffin) [PRJ-66589] The Planning Commission (4-0 vote) and Staff recommend DENIAL
- 67 WVR-66692 - WAIVER - PUBLIC HEARING - APPLICANT/OWNER TOUCHSTONE LONE MOUNTAIN, LLC - For possible action on a request TO ALLOW NO EXTERNAL STREETLIGHTS FOR A PROPOSED FOUR-LOT RESIDENTIAL SUBDIVISION on 2.50 acres at the southeast corner of Hickam Avenue and Juliano Road (APN 138-05-801-006), U (Undeveloped) Zone [DR (Desert Rural Density Residential) General Plan Designation], Ward 4 (Anthony) [PRJ-66677] Staff recommends DENIAL The Planning Commission (3-1 vote) recommends APPROVAL.
- 68 WVR-67096 - WAIVER - PUBLIC HEARING - APPLICANT. SUMMIT HOMES OF NEVADA, LLC - OWNER ROARING FORK MANAGEMENT, LLC - For possible action on a request for a Waiver TO ALLOW NO STREETLIGHTS ALONG ALPINE RIDGE WAY AND ON THE INTERIOR OF A PROPOSED 22-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION on 4.79 acres at the northwest corner of Centennial Parkway and Alpine Ridge Way (APN 126-24-401-016), Ward 6 (Ross) [PRJ-67084] Staff recommends DENIAL The Planning Commission (3-1 vote) recommends APPROVAL
- 69 SUP-66544 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT/OWNER MAIN STREET INVESTMENTS III, LLC - For possible action on a request for a Special Use Permit FOR A PROPOSED DRIVE-THROUGH at 1311 South Main Street (APN 162-03-110-131), C-M (Commercial/Industrial) Zone, Ward 3 (Coffin) [PRJ-66201] The Planning Commission (3-0-1 vote) and Staff recommend APPROVAL
- 70 SDR-66545 - SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-66544 - PUBLIC HEARING - APPLICANT/OWNER MAIN STREET INVESTMENTS III, LLC - For possible action on a request for a Site Development Plan Review FOR A PROPOSED RESTAURANT WITH DRIVE-THROUGH WITH A WAIVER OF THE DOWNTOWN CENTENNIAL PLAN PARKING LOT SCREENING REQUIREMENTS on 0.46 acres at 1311 South Main Street (APN 162-03-110-131), C-M (Commercial/Industrial) Zone, Ward 3 (Coffin) [PRJ-66201] The Planning Commission (3-0-1 vote) and Staff recommend APPROVAL
- 71 SUP-66838 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: KAI'S LASH AND FOOT SPA - OWNER: WEST SAHARA ASSOCIATES - For possible action on a request for a Special Use Permit FOR A PROPOSED 1,350 SQUARE-FOOT MASSAGE ESTABLISHMENT WITH A WAIVER TO ALLOW A DISTANCE SEPARATION OF 80 FEET FROM A RESIDENTIAL USE WHERE 400 FEET IS THE MINIMUM DISTANCE REQUIRED at 6340 West Sahara Avenue (APN 163-02-816-001), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian) [PRJ-66634]. Staff recommends DENIAL The Planning Commission (4-0 vote) recommends APPROVAL
- 72 ROC-67688 - REVIEW OF CONDITION - PUBLIC HEARING - APPLICANT/OWNER: DR HORTON, INC. - For possible action on a request for a Review of Condition of an approved Tentative Map (TMP-63989) TO DELETE CONDITION #2 WHICH STATES, "IN CONJUNCTION WITH CREATION, DECLARATION, AND PRIOR TO RECORDATION OF THE COVENANTS, CODES AND RESTRICTIONS ('CC&R'), OR CONVEYANCE OF ANY UNIT WITHIN THE COMMUNITY, THE DEVELOPER IS REQUIRED TO RECORD A DECLARATION OF PRIVATE MAINTENANCE REQUIREMENTS ('DPMR') AS A COVENANT ON ALL ASSOCIATED PROPERTIES, AND ON BEHALF OF ALL CURRENT AND FUTURE PROPERTY OWNERS. THE DPMR IS TO INCLUDE A LISTING OF ALL PRIVATELY OWNED AND/OR MAINTAINED INFRASTRUCTURE IMPROVEMENTS, ALONG WITH ASSIGNMENT OF MAINTENANCE RESPONSIBILITY FOR EACH TO THE COMMON INTEREST COMMUNITY OR THE RESPECTIVE INDIVIDUAL PROPERTY OWNERS, AND IS TO PROVIDE A BRIEF DESCRIPTION OF THE REQUIRED LEVEL OF MAINTENANCE FOR PRIVATELY MAINTAINED COMPONENTS THE DPMR MUST BE REVIEWED AND APPROVED BY THE CITY OF LAS VEGAS DEPARTMENT OF FIELD OPERATIONS PRIOR TO RECORDATION, AND MUST INCLUDE A STATEMENT THAT ALL PROPERTIES WITHIN THE COMMUNITY ARE SUBJECT TO ASSESSMENT FOR ALL ASSOCIATED COSTS SHOULD PRIVATE MAINTENANCE OBLIGATIONS NOT BE MET, AND THE CITY OF LAS VEGAS BE REQUIRED TO PROVIDE FOR SAID MAINTENANCE ALSO, THE CC&R ARE TO INCLUDE A STATEMENT OF OBLIGATION OF COMPLIANCE WITH THE DPMR. FOLLOWING RECORDATION, THE DEVELOPER IS TO SUBMIT COPIES OF THE RECORDED DPMR AND CC&R DOCUMENTS TO THE CITY OF LAS VEGAS DEPARTMENT OF FIELD OPERATIONS " on 15.47 acres at the northeast corner of La Madre Way and Maverick Street (APNs 125-35-701-001 through 003 and 005 through 010) R-D (Single Family Residential-Restricted) Zone, Ward 4 (Anthony) [PRJ-67559] Staff recommends DENIAL.

SET DATE

73 SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

CITIZENS PARTICIPATION

74 CITIZENS PARTICIPATION PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS WITHIN THE JURISDICTION OF THE CITY COUNCIL. NO SUBJECT MAY BE ACTED UPON BY THE CITY COUNCIL UNLESS THAT SUBJECT IS ON THE AGENDA AND IS SCHEDULED FOR ACTION IF YOU WISH TO BE HEARD, COME TO THE PODIUM AND GIVE YOUR NAME FOR THE RECORD THE AMOUNT OF DISCUSSION ON ANY SINGLE SUBJECT, AS WELL AS THE AMOUNT OF TIME ANY SINGLE SPEAKER IS ALLOWED, MAY BE LIMITED

COUNCIL MEMBER RECOGNITION

75. COUNCIL MEMBER RECOGNITION COMMENTS MADE BY INDIVIDUAL CITY COUNCIL MEMBERS DURING THIS PORTION OF THE AGENDA WILL NOT BE ACTED UPON BY THE CITY COUNCIL UNLESS THAT SUBJECT IS ON THE AGENDA AND SCHEDULED FOR ACTION

THIS MEETING HAS BEEN PROPERLY NOTICED AND POSTED AT THE FOLLOWING LOCATIONS

- City Hall, 495 South Main Street, 1st Floor
- Clark County Government Center, 500 South Grand Central Parkway
- Grant Sawyer Building, 555 East Washington Avenue
- City of Las Vegas Development Services Center, 333 North Rancho Drive

EXHIBIT B

(Attach Affidavit of Publication of Notice of Sale)

EXHIBIT C

STATE OF NEVADA)
: ss.
COUNTY OF CLARK)

AFFIDAVIT OF MAILING
NOTICE OF SALE
DISTRICTS 607, 707 808, 809 and
VARIOUS OTHER DISTRICTS

The undersigned, LuAnn D. Holmes, City Clerk of the City of Las Vegas, Nevada, hereby swears on oath or affirmation:

1. Pursuant to Section 3 of the resolution attached hereto, as evidenced by the affidavit attached as Exhibit 1 hereto, I caused to be mailed a Notice in substantially the form attached hereto as Exhibit 2 to the persons described in paragraph 2 hereof on January 3, 2017 being at least 20 days before the sale, which was held on January 23, 2017.

2. The Notice was mailed by certified mail to each owner of a parcel which was subject to the sale, and to each person who has a property interest in any of the property subject to the sale that is recorded in the records of the County Recorder.

3. Receipts from the certified mailing and this affidavit will be retained in the records of the City for Districts 607, 707, 808, 809, and various other districts until all of the assessments for those Districts and all bonds pertaining thereto have been paid in full.

Dated this ____ day of _____, 2016.

City Clerk

SUBSCRIBED AND SWORN TO before me this ____ day of _____, 2016, by LuAnn D. Holmes, City Clerk, City of Las Vegas, Nevada.

Notary Public

(SEAL)

EXHIBIT I

STATE OF NEVADA)
:ss.
COUNTY OF CLARK)

AFFIDAVIT OF MAILING
NOTICE OF SALE

The undersigned _____, the _____ of Assessment Management Group of the City of Las Vegas, Nevada, hereby swears on oath or affirmation:

1. Pursuant to Section 3 of the resolution attached hereto, I mailed a Notice in substantially the form attached on the attachment hereto marked Exhibit 2 to the persons described in paragraph 2 hereof on January 3, 2017, being at least 20 days before the sale, which was held on January 23, 2017.

2. The Notice was mailed by certified mail to each owner of a parcel which was subject to the sale, and to each person who has property interest in any of the property subject to the sale that is recorded in the records of the County Recorder.

3. Receipts from the certified mailing and this affidavit will be retained in the records of the City for Districts 607, 707, 808, 809, and various other districts until all of the assessments for those Districts and all bonds pertaining thereto have been paid in full.

Dated this ___ day of _____, 2016.

ASSESSMENT MANAGEMENT GROUP

Title: _____

SUBSCRIBED AND SWORN TO before me this ___ day of _____, 2016, by _____, _____ of Assessment Management Group.

Notary Public

(SEAL)

EXHIBIT II

(Attach Copy of Notice as Mailed)