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RESOLUTION NO. R-65-2018

**A RESOLUTION APPROVING THE FORM OF AN
AMENDED AND RESTATED IMPROVEMENTS
REIMBURSEMENT AGREEMENT BETWEEN THE CITY,
KAG DEVELOPMENT WEST LLC, AND KAG PROPERTY
LLC**

WHEREAS, the City of Las Vegas, Nevada (the “City”) is organized and operating pursuant to the provisions of Chapter 517, Statutes of Nevada 1983, as amended, and the general laws of the State of Nevada; and

WHEREAS, KAG Development LLC, a Delaware limited liability company (“KAG Development”), and KAG Property LLC, a Delaware limited liability company and an affiliate of KAG Development (“KAG Property,” and together with KAG Development, the “Developer”), have informed the City that they may request that the City conduct proceedings pursuant to the provisions of Nevada Revised Statutes Chapter 271 to form two additional special improvement districts within the City (collectively, the “Future Districts”), to levy special assessments within each such special improvement district, and to issue one or more series of bonds with respect to each such special improvement district (collectively, the “Bonds”), to provide for the construction, acquisition, and/or furnishing of certain public improvements within such future special improvement districts; and

WHEREAS, the Developer has constructed, or will construct, certain public improvements (the “Improvements”) that will proportionally benefit the properties in the City’s Special Improvement District No. 609 (“SID No. 609”) and in the Future Districts; and

WHEREAS, the Developer intends to request that the City levy special assessments against the properties in the Future Districts to finance an allocable portion of the cost of the Improvements; and

WHEREAS, the Developer has dedicated, or desires to dedicate, the Improvements to the City or another applicable government prior to the formation of the Future Districts and the execution of a Development and Financing Agreement between the City and the Developer relating to each Future District; and

WHEREAS, the Developer has requested that the City reimburse the Developer for a portion of the costs of the Improvements from the proceeds of any Bonds issued by the City with respect to the Future Districts; and

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WHEREAS, the City desires to facilitate such reimbursement, subject to the conditions contained in an Amended and Restated Improvements Reimbursement Agreement (the “Agreement”) between the City and the Developer, which amends and restates in its entirety the Improvements Agreement dated as of August 16, 2017 (the “Prior Agreement”), between the City and KAG Property; and

WHEREAS, as indicated in the Agreement and for the avoidance of doubt, the “Detention Basin 1” and “Water Reservoir” described in Exhibit A to the Agreement were not both constructed by the Developer *and* acquired by the City prior to the execution and delivery of the Prior Agreement; and

WHEREAS, the proposed form of the Agreement is on file with the City Clerk;
and

WHEREAS, the City Council has reviewed the proposed form of the Agreement on file with the City Clerk and has found it to be satisfactory.

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

Section 1. The Agreement is hereby approved in substantially the form on file with the City Clerk, with only such changes therein as are not inconsistent herewith and are approved by the officers of the City executing the same. The officers of the City are hereby authorized to enter into, execute, and deliver the Agreement, and the execution and delivery of the same shall constitute conclusive evidence of the City’s approval thereof in accordance with the terms hereof.

Section 2. The officers of the City be, and they hereby are, authorized to take all action necessary to effectuate the provisions of this resolution.

Section 3. All bylaws, orders and resolutions, or parts thereof, in conflict with this resolution, are repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any bylaw, order, or resolution, or part thereof, previously repealed.

Section 4. If any section, paragraph, clause or provision of this resolution shall be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this resolution.

Section 5. The City Council has determined and does hereby declare that this resolution shall be in effect upon its passage in accordance with law.

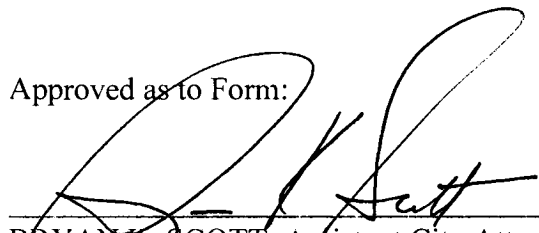
PASSED AND APPROVED December 5, 2018.

(SEAL)


CAROLYN G. GOODMAN, Mayor

Attest:


LUANN D. HOLMES, MMC, City Clerk

Approved as to Form:

BRYAN K. SCOTT, Assistant City Attorney

STATE OF NEVADA)
)
COUNTY OF CLARK) ss
)
CITY OF LAS VEGAS)

I am the duly chosen and qualified City Clerk of Las Vegas (the "City"), in the State of Nevada, do hereby certify:

1. The foregoing pages constitute a true, correct, complete and compared copy of a resolution adopted by the City Council of the City (the "City Council") at a meeting held on December 5, 2018.

2. The adoption of the resolution was duly moved and seconded and the resolution was adopted by an affirmative vote of a majority of the members of City Council as follows:

Mayor:	Carolyn G. Goodman
Council members:	Lois Tarkanian
	Stavros S. Anthony
	Bob Coffin
	Steven G. Seroka
	Michele Fiore
	Cedric Crear
Those Voting Nay:	None
Those Absent:	None

3. The original of the resolution has been approved and authenticated by the signatures of the Mayor of the City and myself as City Clerk and has been recorded in the regular official record of the Council kept for that purpose in my office, which record has been duly signed by the officers and properly sealed.

4. All members of the Council were given due and proper notice of the meeting. Pursuant to Nevada Revised Statutes ("NRS") 241.020, written notice of the meeting was given not later than 9:00 a.m. on the third working days before the meeting including in the notice the time, place, location, and agenda of the meeting:

(a) By posting a copy of the notice at least three working days before the meeting on the City's website, on the official website of the State of Nevada pursuant to NRS 232.2175, 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
Las Vegas, Nevada
- (ii) City of Las Vegas
333 N. Rancho Drive
Las Vegas, Nevada
- (iii) Clark County Government Center
500 S. Grand Central Parkway
Las Vegas, Nevada
- (iv) Grant Sawyer Building
555 E. Washington Avenue
Las Vegas, Nevada
- (v) The City of Las Vegas website

and

(b) Prior to 9:00 a.m. at least 3 working days before such meeting, such notice was mailed to each person, if any, who has requested notices of meetings of the Council in compliance with NRS 241.020(3)(b) by United States Mail, or if feasible and agreed to by the requestor, by electronic mail.

5. Upon request, the Council provides at no charge, at least one copy of the agenda for its public meetings, any proposed ordinance or regulation 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.

6. A copy of such notice so given of the meeting of the Council on December 5, 2018 is attached to this certificate as Exhibit A.

IN WITNESS WHEREOF, I have hereunto set my hand on this December 5, 2018.

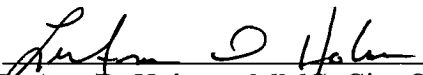
By: 
LuAnn D. Holmes, MMC, City Clerk

EXHIBIT A

(Attach Copy of Notice 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)

COUNCILWOMAN LOIS TARKANIAN, MAYOR PRO TEM (Ward 1)

STAVROS S. ANTHONY (Ward 4), BOB COFFIN (Ward 3)

STEVEN G. SEROKA (Ward 2), MICHELE FIORE (Ward 6), CEDRIC CREAR (Ward 5)

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.

NOTE: The regularly scheduled Las Vegas City Council meeting of Wednesday, January 2, 2019 is being vacated, due to New Year's Day holiday.

December 5, 2018

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 AND COX COMMUNICATIONS CAN VIEW THIS PROGRAM IN HIGH DEFINITION ON CHANNEL 1002. YOU CAN ALSO WATCH THIS MEETING LIVE ON APPLE TV, ROKU AND AMAZON FIRE TV ON THE GO-VEGAS APP. 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 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 - PASTOR JASON ADAMS, REFORMATION LUTHERAN CHURCH
4. PLEDGE OF ALLEGIANCE

5. RECOGNITION OF THE CITIZENS OF THE MONTH
6. RECOGNITION OF THE EMPLOYEE OF THE MONTH
7. RECOGNITION OF THE VALUES TEAM
8. RECOGNITION OF THE LOCAL WINNERS OF THE MAYOR'S CUP SOCCER TOURNAMENT
9. RECOGNITION OF ALPHA PHI ALPHA FRATERNITY, INC.

BUSINESS ITEMS - MORNING

PUBLIC COMMENT

10. 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

11. For Possible Action - Any items from the morning session 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
12. For possible action to approve the Final Minutes by reference of the October 17, 2018 Regular City Council Meeting

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

13. For possible action to approve an Interlocal Agreement between the City of Las Vegas and Clark County designating Clark County as the applicant and fiscal agent for purposes of the FY 2017/2018 Edward Byrne Memorial Justice Assistance Grant (JAG) Program in the amount of \$985,128 - All Wards
14. For possible action to approve an Amendment to Amended and Restated Declaration of Special Land Use Restriction, Option to Purchase and Infrastructure Agreement between City Parkway V, Inc. (CPV) and PQ Holdings, LLC (PQ) allowing a three-year extension of time to develop APN's 139-34-110-005 and -011, located on the southeast corner of West Ogden Avenue and South City Parkway in Symphony Park - Ward 5 (Crear)

ADMINISTRATIVE SERVICES - CONSENT

15. For possible action to approve the ratification of the Commission for the Las Vegas Centennial funding allocation for a historic documentary film, and to approve the ratification of the award of Contract 180382-PH, Historical Documentary Filmmaking Services - Award recommended to: Boyd Productions, LLC (\$199,908 - License Plate Revenue) - All Wards
16. For possible action to approve the ratification of Marady Leary in a Council support position as a Special Assistant to the Ward 2 office (\$60,000 annual salary + Benefits - General Fund) - Ward 2 (Seroka)

CITY ATTORNEY - CONSENT

17. For possible action to approve a business impact statement regarding a proposed ordinance to amend LVMC Titles 6 and 19 to adopt provisions establishing a business license category and land use regulations for social use venues (marijuana), together with accompanying requirements and limitations. (This item is related to Bill No. 2018-61, which is located later on this agenda under New Bills)

18. For possible action to approve a business impact statement regarding a proposed ordinance to establish additional licensing requirements and limitations for short-term residential rental units within multifamily residential developments and mixed-use developments, and remove the minimum distance separation requirement between short-term residential rental units within the same multifamily residential development or mixed-use development, establishing in its place a maximum percentage of units within the same development that may be used for short-term residential rentals. (This item is related to Bill No. 2018-62, which is located later on this agenda under New Bills)

CITY CLERK - CONSENT

19. For possible action to approve the Proclamation and Order declaring the 2019 City of Las Vegas Municipal Election

FINANCE - PURCHASING & CONTRACTS CONSENT

20. For possible action to approve award of Contract No. 190125-JH, Constructability Review Services Agreement for Flamingo-Boulder Highway North, Charleston-Maryland Storm Drain - Department of Public Works - Award recommended to: INNOVATIVE CONTRACTING & ENGINEERING, LLC dba ICE TEAMS, LLC (\$176,356.50 - Road and Flood Capital Projects Fund) - Ward 5 (Crear)
21. For possible action to approve award of Contract No. 190141-JH, Prime Design Services Agreement for 215 Beltway Channel - Durango Drive to Grand Montecito Parkway - Department of Public Works - Award recommended to: GCW, INC (\$375,000 - Parks and Leisure Capital Projects Fund) - Clark County and Ward 6 (Fiore)
22. For possible action to approve award of Contract No. 180037-JH, Prime Design Services Contract for Charleston Heights Community Center and Park located at 2221 Maverick Street - Department of Public Works - Award recommended to: SH ARCHITECTURE (\$458,000 - Parks and Leisure Capital Projects Fund) - Ward 5 (Crear)
23. For possible action to approve award of Contract No. 190079-DD, Blanket Services Contract for Professional Engineering Services - Department of Public Works - Award recommended to: CH2M HILL ENGINEERING, INC. (Not-to-Exceed \$500,000 - Various Funds) - All Wards

PLANNING - BUSINESS LICENSING CONSENT

24. For possible action to approve a Marijuana Cultivation Establishment License (Medical/Recreational) for a Change of Ownership FROM: THC NEVADA, LLC TO: THC NEVADA, LLC dba FLORAVEGA at 3840 East Craig Road - North Las Vegas, Nevada
25. For possible action to approve a Non-Operational Tavern License for a Change of Ownership FROM: DRT ENTERTAINMENT LLC TO: GOOD FRIES LLC dba SAGOS OSO BLANCA at 3103 North Rancho Drive [Lorena Godfrey, Managing Member] - Ward 5 (Crear)
26. For possible action to approve a request for a Tavern-Limited License (Outdoor Entertainment Complex) DT FERGUSONS, LLC dba FERGUSONS DOWNTOWN at 1028 Fremont Street - Ward 3 (Coffin)
27. For possible action to approve a Temporary Beer/Wine/Cooler Off-Sale License for a Change of Ownership FROM: CRAZY ELY WESTERN VILLAGE, LLC TO: CRAZY ELY WESTERN VILLAGE, LLC dba CRAZY ELY WESTERN VILLAGE at 321 Fremont Street - Ward 3 (Coffin)
28. For possible action to approve a Temporary Beer/Wine/Cooler On-Sale License for SIN FRONTERAS FOOD GROUP, LLC dba SIN FRONTERAS TACOS at 4016 North Tenaya Way [Daniel M. Gonzales, Managing Member] - Ward 4 (Anthony)
29. For possible action to approve a Temporary Beer/Wine/Cooler On-Sale License for LEMONGRASS & LIME, LLC dba LEMONGRASS & LIME at 8431 Farm Road, Suite #130 - Ward 6 (Fiore)

PUBLIC WORKS - CONSENT

30. For possible action to approve Supplemental Interlocal Contract No. 3 - 785c between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to reallocate project funding within the contract for the 6th Street, Bridger Avenue to Stewart Avenue project - Wards 3 and 5 (Coffin and Crear)

31. For possible action to approve Supplemental Interlocal Contract No. 9 - 758i between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to reallocate project funding within the contract for the Arterial Reconstruction Program - Package 2 project located at various locations more specifically shown in contract exhibit) - Wards 1 and 5 (Tarkanian and Crear)
32. For possible action to approve the Amended and Restated Retail Access Form of Service Agreement for Network Integration Transmission Service between the City of Las Vegas, Colorado River Commission and Nevada Power Company d/b/a NV Energy, to supply energy transmission service for the City's wastewater treatment facilities located at: 3271 North Durango Drive, 6005 and 6211 East Vegas Valley Drive - Ward 4 (Anthony) and County (near Ward 3 - Coffin)
33. For possible action to approve Interlocal Contract LAS29E18 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCD) for the construction of the Flamingo - Boulder Highway North - Boulder Highway, Sahara Avenue to Charleston Boulevard project (\$26,115,786 - Road and Flood Capital Project Fund [CPF]) - Ward 3 (Coffin)
34. For possible action to authorize staff to negotiate and purchase real property in furtherance of the Bearden Drive Realignment and Streetscape Project in the vicinity of Wellness Way and Shadow Lane, APN 139-33-406-006 (\$10,000 - City Facilities Capital Project Fund) - Ward 1 (Tarkanian)

RESOLUTIONS - CONSENT

35. R-65-2018 - For possible action to approve a Resolution concerning proposed Special Improvement Districts within the Skye Canyon area, an Amended and Restated Improvements Reimbursement Agreement and other related matters - Ward 6 (Fiore)

DISCUSSION/ACTION ITEMS

HEARINGS - DISCUSSION

36. Public hearing and discussion for possible action to consider a request for a waiver and/or reduction of fees totaling \$16,831.31 in outstanding out of pocket costs, and \$78,000.00 in outstanding civil penalties for a total of \$94,831.31 recorded against the property located at 1215 South 16th Street - PROPERTY OWNER: M T REAL ESTATE INVESTMENT, INC. - Ward 3 (Coffin)
37. Public hearing and discussion for possible action to consider a request for a waiver and/or reduction of fees totaling \$6,434.68 in outstanding out of pocket costs, and \$93,350.00 in outstanding civil penalties for a total of \$99,784.68 recorded against the property located at 1820 Cedar Avenue - PROPERTY OWNER: JAGUAR ASSOCIATED GROUP, LLC - Ward 3 (Coffin)
38. Public hearing and discussion for possible action regarding a Nuisance Notice and Order for failed inspection fees of \$1,428.00 and assess daily civil penalties up to \$96,000.00, and to authorize the recording of a lien against property located at 3665 North Campbell Road - PROPERTY OWNER: LUCCHESI STEVE JOHN - Ward 4 (Anthony)
39. Public hearing and discussion for possible action regarding a Nuisance Notice and Order for outstanding failed inspection fees of \$4,284.00 and assess daily civil penalties up to \$99,000.00, and to authorize the recording of a lien against property located at 150 North Las Vegas Boulevard, Unit 1806 - PROPERTY OWNER: MODI TULSI M - Ward 3 (Coffin)
40. Public hearing and discussion for possible action regarding a Nuisance Notice and Order to assess daily civil penalties up to \$10,000.00, and to authorize the recording of a lien against property located at 150 North Las Vegas Boulevard, Unit 2315 - PROPERTY OWNER: JOYNER PAMA L - Ward 3 (Coffin)

ADMINISTRATIVE - DISCUSSION

41. Report from Wes Henderson, Executive Director of the Nevada League of Cities and Municipalities, regarding the 2019 (80th) Session of the Nevada Legislature and current League activities - All Wards

ECONOMIC AND URBAN DEVELOPMENT - DISCUSSION

42. Discussion for possible action regarding a Fifth Amendment to Retail Lease between the City of Las Vegas and Eat Here LV, LLC dba MTO Café (Tenant) which extends the term of the Agreement for five years and resets the rent commencing on September 15, 2018 for the property located at 500 South Main Street, Las Vegas - Ward 3 (Coffin)

PLANNING - BUSINESS LICENSING DISCUSSION

43. ABEYANCE ITEM - Discussion for possible action regarding the suspension and revocation of a Temporary Massage Establishment License (No. P66-00185) and Denial of the request for a permanent Massage Establishment License for VEGAS SPRING INC. dba SARA MASSAGE SPA at 7871 West Charleston Boulevard, Suite #150 [Laimin Li, President, Secretary, Treasurer, Director, Shareholder] - Ward 1 (Tarkanian)
44. Discussion for possible action regarding a request for a Temporary Massage Establishment License L & S GROUP LLC dba PARADISE MASSAGE at 2221 Paradise Road [Guirong Li, Managing Member] - Ward 3 (Coffin)
45. Discussion for possible action regarding a request for Temporary Massage Establishment License JIANMIN LI dba AAA MASSAGE at 3201 West Sahara Avenue, Suite B [Jianmin Lin, Owner] - Ward 1 (Tarkanian)

BOARDS & COMMISSIONS - DISCUSSION

46. Discussion for possible action regarding the reappointment of Melanie Rollo to the Audit Oversight Committee
47. Discussion for possible action regarding the reappointment of Councilwoman Michele Fiore as the City of Las Vegas representative on the Oversight Panel for School Facilities
48. Discussion for possible action regarding the appointment of nominee Brent Buffone to the Civil Service Board of Trustees
49. Discussion for possible action regarding the reappointment of John Trimble to the Arts Commission
50. Discussion for possible action regarding the appointment of nominee Mia Palencar to the Historic Preservation Commission

RECOMMENDING COMMITTEE REPORT - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

51. Bill No. 2018-47 - ABEYANCE ITEM - For possible action - Amends various provisions of the Unified Development Code to establish additional bases and standards for determining whether or not a use has been abandoned or may be deemed abandoned, and therefore required to cease operation, and to clarify when use-related approvals expire or become void. Proposed by: Robert Summerfield, Director of Planning
52. Bill No. 2018-55 - For possible action - Ordinance creating City of Las Vegas Special Improvement District No. 610 - Skye Canyon - Ward 6 (Fiore). Proposed by: Mike Janssen, Director of Public Works
53. Bill No. 2018-56 - For possible action - Ordinance concerning City of Las Vegas Special Improvement District No. 610 - Skye Canyon - Ward 6 (Fiore) and assessing the cost of local improvements against the assessable property benefited by the local improvements. Proposed by: Mike Janssen, Director of Public Works
54. Bill No. 2018-57- For possible action - Ordinance authorizing the issuance and sale by the City of Las Vegas Special Improvement District No. 610 (Skye Canyon) Local Improvement Bonds, Series 2018, approving the form of certain documents with respect to such bonds, and ratifying action taken by City officers toward the issuance of such bonds (\$12,500,000 - Capital Projects Fund - Special Assessments) - Ward 6 (Fiore). Proposed by: Venetta Appleyard, Director of Finance
55. Bill No. 2018-58 - For possible action - Amends LVMC 19.12.070 to limit short-term residential rentals to dwelling units that are owner-occupied, have no more than three bedrooms, and are not closer than 660 feet to another short-term residential rental; eliminate the ability to obtain relief from those limitations by means of a special use permit application; and provide for the continuation of existing uses that do not conform to the new limitations, subject to the licensing requirements of LVMC Title 6 and the nonconforming use provisions of LVMC Title 19. Sponsored by: Councilwoman Lois Tarkanian

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.

56. Bill No. 2018-59 - Adopts that certain document entitled "Fourth Amendment and Restatement to the Development Agreement for Skye Canyon Master Planned Community," regarding property generally located at the northwest corner of Grand Teton Drive and Grand Canyon Drive. Proposed by: Robert Summerfield, Director of Planning
57. Bill No. 2018-60 - Adopts that certain document entitled "Development Agreement for Eastland Master Planned Community," regarding property generally located at the southwest corner of North Skye Canyon Park Drive and Moccasin Road. Proposed by: Robert Summerfield, Director of Planning
58. Bill No. 2018-61 - Amends LVMC Titles 6 and 19 to adopt provisions establishing a business license category and land use regulations for social use venues (marijuana), together with accompanying requirements and limitations. Sponsored by: Councilman Bob Coffin
59. Bill No. 2018-62 - Establishes additional licensing requirements and limitations for short-term residential rental units within multifamily residential developments and mixed-use developments, and removes the minimum distance separation requirement between short-term residential rental units within the same multifamily residential development or mixed-use development, establishing in its place a maximum percentage of units within the same development that may be used for short-term residential rentals. Sponsored by: Councilman Bob Coffin

1:00 P.M. - AFTERNOON SESSION

BUSINESS ITEMS - AFTERNOON

60. 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.

61. SUP-74305 - ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT/OWNER: CITIBANK NEVADA NATIONAL ASSOCIATION - For possible action on a request for a Special Use Permit FOR A CAR WASH, FULL SERVICE OR AUTO DETAILING USE on the south side of Sahara Avenue approximately 413 feet west of Lake Sahara Drive (APN 163-08-513-002), C-1 (Limited Commercial) Zone, Ward 2 (Seroka) [PRJ-74253]. The Planning Commission (6-0-1 vote) and Staff recommend APPROVAL.
62. SDR-74306 - ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-74305 - PUBLIC HEARING - APPLICANT/OWNER: CITIBANK NEVADA NATIONAL ASSOCIATION - For possible action on a request for a Site Development Plan Review FOR A PROPOSED 844 SQUARE-FOOT GENERAL RETAIL STORE, OTHER THAN LISTED [COFFEE SHOP] AND A 4,617 SQUARE-FOOT CAR WASH, FULL SERVICE WITH A WAIVER TO ALLOW A FOUR-FOOT LANDSCAPE BUFFER ALONG THE WEST PROPERTY LINE WHERE EIGHT FEET IS REQUIRED on 2.82 acres on the south side of Sahara Avenue, approximately 413 feet west of Lake Sahara Drive (APN 163-08-513-002), C-1 (Limited Commercial) Zone, Ward 2 (Seroka) [PRJ-74253]. The Planning Commission (6-0-1 vote) and Staff recommend APPROVAL.

63. EOT-74800 - EXTENSION OF TIME - NON-CONFORMING - PUBLIC HEARING - APPLICANT: PJ ENTERPRISES, LLC. - OWNER: ARISTOTLE HOLDING, LTD. - For possible action on a request for an Extension of Time FOR A NONCONFORMING USE (TAVERN) at 1531 South Las Vegas Boulevard (APNs 162-03-202-005 and 162-03-210-090), C-2 (General Commercial) Zone, Ward 3 (Coffin). Staff recommends APPROVAL.
64. EOT-74808 - EXTENSION OF TIME - NON-PUBLIC HEARING - SITE DEVELOPMENT PLAN REVIEW - APPLICANT: OPPORTUNITY VILLAGE - OWNER: STATE OF NEVADA DIVISION OF LANDS - For possible action on a request for an Extension of Time of an approved Site Development Plan Review (SDR-64479) FOR A PROPOSED 22,720 SQUARE-FOOT EXPANSION OF AN EXISTING SOCIAL SERVICE PROVIDER, REVISED BUILDING ELEVATIONS AND OTHER SITE IMPROVEMENTS, WITH A WAIVER TO ALLOW A FOUR-FOOT PERIMETER LANDSCAPE BUFFER ALONG PORTIONS OF THE SOUTH PROPERTY LINE WHERE 15 FEET IS REQUIRED on 6.94 acres at 6300 West Oakey Boulevard (APN 163-02-601-005), C-V (Civic) Zone, Ward 1 (Tarkanian) [PRJ-74784]. Staff recommends APPROVAL.
65. EOT-74898 - EXTENSION OF TIME - NON-PUBLIC HEARING - SPECIAL USE PERMIT - APPLICANT/OWNER: NEVADA POWER CO. - For possible action on a request for an Extension of Time of an approved Special Use Permit (U-119-98) FOR TWO ELECTRIC SUBSTATIONS AND OVERHEAD TRANSMISSION LINES located on the northeast corner of Far Hills Avenue and Fox Hill Drive (APN 137-27-601-002), P-C (Planned Community) Zone, Ward 2 (Seroka). Staff recommends APPROVAL.
66. SUP-75047 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT/OWNER: 18 FREMONT STREET ACQUISITION, LLC - For possible action on a request for a MAJOR AMENDMENT TO AN APPROVED SPECIAL USE PERMIT (SUP-72998) FOR A 480-FOOT TALL BUILDING WITHIN THE AIRPORT OVERLAY DISTRICT WHERE A 459-FOOT TALL BUILDING WAS PREVIOUSLY APPROVED at the southeast corner of Ogden Avenue and Main Street (APN 139-34-113-001), C-2 (General Commercial) Zone, Ward 5 (Crear) [PRJ-75041]. Staff recommends APPROVAL.

PLANNING - DISCUSSION

67. SUP-74048 - ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT/OWNER: BLOCK ENTERPRISES, LLC - For possible action on a request for a Special Use Permit FOR A PROPOSED SHORT-TERM RESIDENTIAL RENTAL USE at 7705 Seagull Avenue (APN 138-33-711-023), R-1 (Single Family Residential) Zone, Ward 2 (Seroka) [PRJ-74019]. The Planning Commission (5-0 vote) and Staff recommend APPROVAL. NOTE: THE CORRECT APPLICANT/OWNER IS BLOCKER ENTERPRISES, LLC.
68. ROC-74590 - ABEYANCE ITEM - REVIEW OF CONDITION - PUBLIC HEARING - APPLICANT: MINDY SAWALHA - OWNER: SWAN FOUNDATION, LLC - For possible action on a request for a Review of Condition of an approved Special Use Permit (SUP-61698) TO MODIFY CONDITION #1 WHICH STATES, "THE VISITING HOURS SHALL BE LIMITED TO 7AM TO 9PM" AND TO MODIFY CONDITION #5 WHICH STATES "THIS SPECIAL USE PERMIT SHALL BE LIMITED TO THE CONVALESCENT CARE OF CHILDREN UNDER THE AGE OF 18 YEARS" on 1.82 acres at 2496 West Charleston Boulevard (APN 139-32-802-036), O (Office) Zone, Ward 1 (Tarkanian) [PRJ-74349]. Staff recommends APPROVAL.
69. GPA-73548 - ABEYANCE ITEM - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT/OWNER: CITY OF LAS VEGAS - For possible action on a request for a General Plan Amendment to amend portions of the Southeast Sector Land Use Map of the General Plan FROM: C (COMMERCIAL), LI/R (LIGHT INDUSTRY/RESEARCH), LVMD (LAS VEGAS MEDICAL DISTRICT), M (MEDIUM DENSITY RESIDENTIAL), MXU (MIXED USE) AND SC (SERVICE COMMERCIAL) TO: FBC (FORM-BASED CODE) on approximately 307 acres in the Las Vegas Medical District generally located south of U.S. Highway 95, west of Interstate 15, north of Charleston Boulevard, and east of Rancho Drive (APNs Multiple), Wards 1 and 5 (Tarkanian and Crear). The Planning Commission (6-1 vote) and Staff recommend APPROVAL.
70. SUP-74208 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT/OWNER: HEATHER ESCUIN - For possible action on a request for a Special Use Permit FOR A PROPOSED SHORT-TERM RESIDENTIAL RENTAL USE at 1901 East St. Louis Avenue (APN 162-02-714-025), R-1 (Single Family Residential) Zone, Ward 3 (Coffin) [PRJ-74112]. The Planning Commission (6-0 vote) and Staff recommend APPROVAL.

71. SUP-74215 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT/OWNER: FENGYING LI AND HUIFANG LI - For possible action on an Appeal of the Denial by the Planning Commission on a request for a Special Use Permit FOR A PROPOSED SHORT-TERM RESIDENTIAL RENTAL USE at 3909 San Bernardino Avenue (APN 162-07-514-017), R-1 (Single Family Residential) Zone, Ward 1 (Tarkanian) [PRJ-73928]. The Planning Commission (6-0- vote) recommends DENIAL. Staff recommends APPROVAL.
72. SUP-74225 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT/OWNER: NUCLEUS INVESTMENTS, INC. - For possible action on a request for a Special Use Permit FOR A PROPOSED 4,442 SQUARE-FOOT BEER/WINE/COOLER OFF-SALE ESTABLISHMENT USE WITH A WAIVER TO ALLOW A 260-FOOT DISTANCE SEPARATION FROM A CHURCH/HOUSE OF WORSHIP WHERE 400 FEET IS REQUIRED at 1600 North Martin Luther King Boulevard (APN 139-21-804-006), C-1 (Limited Commercial) Zone, Ward 5 (Crear) [PRJ-74169]. The Planning Commission (6-0 vote) and Staff recommend APPROVAL.
73. SUP-74259 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: CFME, LLC - OWNER: PAUL C. GALLO TRUST, ET AL - For possible action on an Appeal of the Denial by the Planning Commission on a request for a Special Use Permit FOR AN EXISTING 6,897 SQUARE-FOOT HEALTH CLUB USE at 2411 Tech Center Court, Suite #101 (APN 138-15-410-014), C-PB (Planned Business Park) Zone, Ward 1 (Tarkanian) [PRJ-74191]. The Planning Commission (6-0 vote) and Staff recommend APPROVAL.
74. SUP-74281 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT/OWNER: NEGEST TSEGAYE - For possible action on an Appeal of the Denial by the Planning Commission on a request for a Special Use Permit FOR A PROPOSED SHORT-TERM RESIDENTIAL RENTAL USE WITH A WAIVER TO ALLOW A 374-FOOT DISTANCE SEPARATION FROM A SIMILAR USE WHERE 660 FEET IS REQUIRED at 1807 South 8th Street (APN 162-03-711-002), R-1 (Single Family Residential) Zone, Ward 3 (Coffin) [PRJ-74212]. The Planning Commission (6-0 vote) and Staff recommend DENIAL.

SET DATE

75. 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

76. 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

77. 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