S.✓

RESOLUTION NO. R-39-2019

A RESOLUTION MAKING CERTAIN WRITTEN FINDINGS AND DETERMINATIONS PURSUANT TO NRS 271A.080(2), (3) AND (5) AND NRS 360.855(3) RELATING TO A PROPOSED TOURISM IMPROVEMENT DISTRICT IN THE CITY OF LAS VEGAS AND OTHER MATTERS PROPERLY RELATING THERETO.

WHEREAS, the City Council (the "**City Council**") of the City of Las Vegas, Nevada (the "**City**"), in the State of Nevada (the "**State**") desires to consider adopting an ordinance pursuant to NRS 271A.070 creating a Tourism Improvement District (the "**District**") as further described herein; and

WHEREAS, under Nevada Revised Statutes Chapter 271A (the "**Tourism Act**"), the City has the power if certain conditions are satisfied to create a tourism improvement district (the "**District**") for the development of property within the jurisdiction of the City including real or personal property suitable for retail, tourism or entertainment purposes and any real or personal property necessary, useful or desirable in connection with any of the projects set forth in NRS 271A.050; and

WHEREAS, the City Council desires to proceed with the steps necessary for the creation of the district (the "**District**") described in the resolution adopted by the Council on June 19, 2019 calling a hearing on the District to be held on August 7, 2019 to consider making certain findings and determinations; and

WHEREAS, there has been filed with the City Clerk a report entitled "Area 15-Las Vegas, NV Preponderance Study and Related Analysis" prepared by C.H. Johnson Consulting, Inc., dated June, 2019 (the "**Report**") which is a report of an independent consultant addressing the fiscal effect of the project proposed for the District and the financing thereof under Chapter 271A of NRS on the provision of local governmental services (the "**Fiscal Effect**") as required in Subsection 3 of NRS 271A.080 (the "**Filed Information**"); and

WHEREAS, the Council desires to construct a project (the "**Project**") to be located in the District as further described in the Report as provided in NRS 271A.050; and

50071716

25✓

WHEREAS, pursuant to the Tourism Act, the City desires to finance a portion of the Project through the issuance of agreements pursuant to the Tourism Act which shall be repaid through the pledge of the sales and use taxes collected in the District and distributed to the City pursuant to NRS 271A.070(1)(c) of the Tourism Act; and

WHEREAS, the Tourism Act requires, among other things, that before the District may be created, the City Council shall make a written finding at a public hearing, based upon reports from independent consultants, as to whether the Project and the financing thereof will have a positive fiscal effect on the provision of local governmental services (the "**Fiscal Effect Finding**"), after considering the factors described in NRS 271A.080(3); and

WHEREAS, pursuant to the Tourism Act, at least 45 days before making the Fiscal Effect Finding, the Council must have provided and has provided, to the Board of County Commissioners of Clark County (the "**County BCC**"), written notice of the time and place of the meeting at which the Council will consider making the Fiscal Effect Finding and the Filed Information which consists of each analysis prepared by or for or presented to the Council regarding the fiscal effect of the Project and the use of any money proposed to be pledged pursuant to the Tourism Act on the provision of local governmental services, including without limitation, services for education, including operational and capital costs, and services for police protections and fire protection, as a result of the properties and businesses expected to be located in the District; and

WHEREAS, the Filed Information, among other things, addresses the fiscal effect on the provision of local governmental services and the estimated amount and source of sales and use taxes generated in the District; and

WHEREAS, the City desires:

(i) to approve and authorize and

(ii) to seek approval of

the use of money received pursuant to subsection 1 of NRS 360.855 (that is not needed to make payments due during a fiscal year under any agreements made pursuant to NRS 271A.120) to make prepayments of any amounts due under any agreements entered into pursuant to NRS 271A.120 with respect to the District; and

WHEREAS, the City has provided at least 15 days' notice by publication of a public hearing held on the date hereof pursuant to the Tourism Act.

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

Section 1. Written Findings Pursuant to NRS 271A.080(2) and (3).

The Council has provided the materials and notices required by NRS 271A.080(4) and (5) to the County BCC. The County Board conducted a public hearing and the County BCC has provided comments to the Council. The Council has considered the comments provided by the County BCC in making the written Fiscal Effect Finding set forth below. Pursuant to NRS 271A.080(2) and (3) as part of the process of establishing the proposed District, the Council must make a written finding at a public hearing, based upon the Filed Information as to whether the proposed Project and the financing thereof pursuant to the Tourism Act will have a positive fiscal effect on the provision of local governmental services and that the Project will benefit the proposed District. For purposes of NRS 271A.080(2) and (3), at a public hearing on the date hereof, the Council hereby finds and determines that based upon the Filed Information and after considering the factors listed in NRS 271A.080(3)(a) through (d), inclusive, and all written and oral information presented at the public hearing held on this date: (i) the Project will have a positive fiscal effect on the provision of local governmental services and (ii) the Project will benefit the District.

Section 2. Written Finding Pursuant to NRS 271A.080(5).

For purposes of NRS 271A.080(5), at a public hearing on the date hereof, based upon the Filed Information, and all written and oral information presented at the public hearing held on this date the Council hereby finds and determines that: (a) as a result of the Project (1) retailers will locate their businesses as such in the District; and (2) there will be a substantial increase in the proceeds from sales and use taxes remitted by retailers with regard to tangible personal property sold at retail, or stored, used or otherwise consumed in the District; and (b) a preponderance of that increase in the proceeds from the sales and use taxes will be attributable to transactions with tourists who are not residents of the State of Nevada.

Section 3. Approval of Use of Monies Under NRS 360.855(3).

Pursuant to NRS 360.855(3) the City Council hereby approves and authorizes the use of money received pursuant to subsection 1 of NRS 360.855 (that is not needed to make payments due during a fiscal year under any agreements made pursuant to NRS 271A.120) to make prepayments of any amounts due under any agreements entered into pursuant to NRS 271A.120 with respect to the District.

Section 4. Providing Notice and Materials to the Commission on Tourism. City staff is hereby authorized and directed to provide notice and materials required by NRS 271A.080(6) and NRS 360.855(3) to the Commission on Tourism necessary to effectuate the provisions of this resolution.

Section 5. Conclusive Determinations. Pursuant to NRS 271A.090, the determinations and written findings made by the Council in this Resolution are conclusive in the absence of fraud or gross abuse of discretion.

Section 6. Effective Date. This resolution shall be effective upon passage.

[LEFT BLANK INTENTIONALLY AND CONTINUED ON NEXT PAGE]

Section 7. Repealer and General Provisions. Any resolution which conflicts with this resolution is hereby repealed. The officers of the City are hereby authorized and directed to take all action necessary to effectuate the provisions of this resolution. The provisions of this resolution shall be liberally construed to effectively carry out its purposes. In the event that any provision in this resolution is deemed void, invalid or unenforceable by a court of competent jurisdiction, then such offending provision shall be severed from this resolution and all the remaining provisions (including the repealer provision) shall remain in full force and effect.

PASSED, ADOPTED AND APPROVED this August 7, 2019.

CITY OF LAS VEGAS

By: CG Goodman

Carolyn G. Goodman, Mayor

ATTEST:

By: LuAnn D. Holmes

LuAnn D. Holmes, MMC
City Clerk

APPROVED AS TO FORM:

By: John S. Ridilla 7/25/19

Deputy City Attorney Date

John S. Ridilla
Deputy City Attorney

50071716

STATE OF NEVADA)
)
CITY OF LAS VEGAS)

I, LuAnn D. Holmes, MMC, 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 (the "**Council**") at a meeting held on August 7, 2019.

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 Council as follows:

Those Voting Aye:		
	Mayor:	Carolyn G. Goodman
	Council members:	Brian P. Knudsen
		Stavros S. Anthony
		Olivia Diaz
		Michele Fiore
Those Voting Nay:		None
Those Excused:		Cedric Crear

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 Statues ("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, 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, on the official website of the State of Nevada pursuant to NRS 232.2175 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 August 7, 2019 is attached to this certificate as Exhibit A.

IN WITNESS WHEREOF, I have hereunto set my hand on this August 7, 2019.

LuAnn D. Holmes

LuAnn D. Holmes, MMC, City Clerk

EXHIBIT A

(Attach Copy of Notice of Meeting)

Carolyn G. Goodman, Mayor (At-Large)
Michele Fiore, Mayor Pro Tem (Ward 6)
Brian Knudsen (Ward 1)
Victoria Seaman (Ward 2)
Olivia Diaz (Ward 3)
Stavros S. Anthony (Ward 4)
Cedric Crear (Ward 5)

City Manager Scott Adams
City Attorney Bradford R. Jerbic
City Clerk LuAnn D. Holmes

City Council Agenda

Council Chambers · 495 South Main Street · Phone 702-229-6011
City of Las Vegas Internet Address: www.lasvegasnevada.gov

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.

August 7, 2019
9:00 AM
A lunch break may be taken at the discretion of the Mayor.

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 and in Standard Definition on Channel 2. 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 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 Regarding: Compliance with Open Meeting Law

3. Invocation - Pastor Barry Vennard, Unity of Las Vegas

4. Pledge of Allegiance

5. Recognition of the Citizens of the Month

6. Recognition of Sam Henry for Work at the Las Vegas Community Healing Garden

7. Recognition of the Vegas Rollers Professional Tennis Team

BUSINESS ITEMS - 9 A.M. SESSION

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 A.M. Session

9. For Possible Action - Any items from the 9 A.M. 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.

10. For possible action to approve the Final Minutes by reference of the July 3, 2019 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

11. For possible action to approve a grant agreement with the State of Nevada, Division of Emergency Management, as the funding agency; and the City of Las Vegas, Office of Emergency Management, as grant subrecipient; for the receipt of $20,000 from the FY18 United States Department of Homeland Security Emergency Management Performance Grant (EMPG) to support the City of Las Vegas Emergency Management Program - All Wards

CITY ATTORNEY - CONSENT

12. For possible action to approve continued funding for Kolesar & Leatham to represent the City of Las Vegas in actions filed against it by 180 Land Company, LLC, Case No. A-18-771389-C, in the Eighth Judicial District Court, concerning the City's failure to act on the Lowie group's applications within the time mandated by law, and Case No. 2:18-cv-0547-JCM-CWH, in the United States District Court, alleging due process and equal protection claims relating to the development of a portion of the former Badlands Golf Course for an amount not to exceed $100,000 (General Fund) - Ward 2 (Seaman)

13. For possible action to approve the authorization for Eglet Adams, the City's outside legal counsel for opioid-related litigation, to file a complaint in state court on behalf of the City of Las Vegas against manufacturers, distributors, and prescribers of opioids - All Wards

CITY CLERK - CONSENT

14. For possible action to approve the notification of filing of Declarations of Interest in property located in the existing Redevelopment Area and/or Redevelopment Area 2

ECONOMIC AND URBAN DEVELOPMENT - CONSENT

15. For possible action to approve a Second Amendment to Parking Lease Agreement between the City of Las Vegas and Proview Series 17, LLC granting a three-year extension to the existing agreement for the parking lot located at 201 South 4th Street and 200 South Las Vegas Boulevard - Ward 3 (Diaz)

16. For possible action to approve a Parking Lease Agreement between the City of Las Vegas and RR Properties, LLC where the City will operate a parking lot located at the northeast corner of Hoover Avenue and 4th Street with the terms of the lease payments as described in the agreement (APN's 139-34-410-142, -143 and -144) - Ward 3 (Diaz)

17. For possible action to approve a Reimbursement Agreement and to authorize the City Manager to sign for the costs incurred for the establishment of the Area 15 Tourist Improvement District (TID) for the Area 15 entertainment project located at the southwest corner of Rancho Road and Sirius Avenue, Assessor Parcel Number 162-08-418-002 (Not-to-Exceed $50,000 - City Parkway V, Inc.) - Ward 1 (Knudsen)

FINANCE - PURCHASING AND CONTRACTS - CONSENT

18. For possible action to approve award of Modification No. 2 to Contract No. 140114-TB, Water Pollution Control Facility and Remote Sites Scada Rewrite located at 6005 East Vegas Valley Drive - Department of Public Works - Award recommended to: WUNDERLICH-MALEC ENGINEERING, INC. (Not-to-Exceed $2,500,000 - Sanitation Enterprise Fund) - Clark County

19. For possible action to approve award of Contract No. 190295-DD, Prime Design Services Contract for Medical District Park located on the north side of Wellness Way between Martin Luther King Drive and Shadow Lane - Department of Public Works - Award recommended to: LGA ARCHITECTURE ($114,812.89 - Parks and Leisure Activities Capital Projects Fund) - Ward 1 (Knudsen)

20. For possible action to approve an amendment to Consulting Services for East Fremont Street Revitalization relating to architecture and revitalization of East Fremont Street - Las Vegas Boulevard to Fourteenth Street - Department of Public Works - Award recommended to CIVICVISIONS LP (Not-to-Exceed $110,000 - Road and Flood Capital Projects Fund) - Wards 3 and 5 (Diaz and Crear)

LEGISLATIVE AFFAIRS - CONSENT

21. For possible action to approve the ratification of Brianna Ramirez in a Council support position as a Special Assistant to Council in the Ward 2 office ($63,203 annual salary + Benefits - General Fund) - Ward 2 (Seaman)

OPERATIONS AND MAINTENANCE - CONSENT

22. For possible action to approve a Ground Lease Agreement between the City of Las Vegas (City) and the Boys & Girls Club of Southern Nevada (Club) for the Andre Agassi Boys and Girls Club located on City owned land at 800 North Martin Luther King Boulevard, APN 139-28-701-001 - Ward 5 (Crear)

23. For possible action to approve a Ground Lease Agreement between the City of Las Vegas (City) and Southern Nevada Regional Housing Authority (SNRHA) for the activity center building and related uses on City owned land located at 800 North Martin Luther King Boulevard, APN 139-28-701-001 - Ward 5 (Crear)

PLANNING - BUSINESS LICENSING - CONSENT

24. For possible action to approve a New Compliance Permit for a Retail Marijuana Store for CIRCLE S FARMS, LLC dba CANNA STARZ at 631 South Las Vegas Boulevard - Ward 3 (Diaz)

25. For possible action to approve a Tavern-Limited License for CATS MEOW OF VEGAS, LLC dba CATS MEOW at 450 Fremont Street, Suite #201 - Ward 5 (Crear)

26. For possible action to approve a Tavern-Limited License for CHEAPSHOT, LLC dba CHEAPSHOT, LLC at 517 Fremont Street, Suite #110 [Ryan Doherty, Managing Member] - Ward 3 (Diaz)

27. For possible action to approve a Temporary Beer/Wine/Cooler On-Sale License for AF & RR GROUP, LLC dba LUI'S COCINA at 1745 South Rainbow Boulevard, Suite C [Luis A. Contreras, Jr., Managing Member] - Ward 1 (Knudsen)

28. For possible action to approve a Temporary Beer/Wine/Cooler On-Sale License for a Change of Ownership FROM: THAI TASTE RESTAURANT, LLC TO: THAI CHILI, LLC dba THAI TASTE at 240 South Rainbow Boulevard, Suite #1 [Slisa Phurisat, Managing Member] - Ward 1 (Knudsen)

29. For possible action to approve a Restricted Gaming License for RAFMAN, INC. dba FREMONT MARKET at 1404 Fremont Street [Rafel Jibrial Mansoor, President, Secretary, Treasurer, Director, Shareholder] - Ward 3 (Diaz)

30. For possible action to approve a Restricted Gaming License for JETT GAMING, LLC dba JETT GAMING, LLC db at TERRIBLE'S #383 at 6660 Vegas Drive - Ward 5 (Crear)

31. For possible action to approve a Restricted Gaming License for JETT GAMING, LLC dba JETT GAMING, LLC db at TERRIBLE'S #384 at 7600 Westcliff Drive - Ward 2 (Seaman)

32. For possible action to approve a Massage Accessory License for PROJECT WELLBEING, LLC dba PROJECT WELLBEING at 1700 Village Center Drive - Ward 2 (Seaman)

33. For possible action to approve a Temporary Massage Establishment License for THAI HEALING SOLUTIONS SPA, LLC dba THAI MASSAGE at 6710 North Hualapai Way, Suite #140 - Ward 6 (Fiore)

PUBLIC WORKS - CONSENT

34. For possible action to approve Interlocal Contract 1095 between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to fund the Entity Non-Project Specific Expenses (FY20) project ($250,000 - Road and Flood Capital Project Fund [CPF]) - All Wards

35. For possible action to approve Interlocal Contract 1091 between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to fund the Neighborhood Rehabilitation: Fiscal Year 2020 City of Las Vegas Maintenance program ($350,000 - Traffic Improvements Capital Project Fund [CPF]) - All Wards

36. For possible action to approve Interlocal Contract 1098 between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to fund the Safety Upgrade Program: Fiscal Year 2020 City of Las Vegas ($2,250,000 - Traffic Improvements Capital Project Fund [CPF]) - All Wards

37. For possible action to approve Interlocal Contract 1093 between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to fund the Americans with Disabilities Act (ADA) Upgrade Program: Fiscal Year 2020 City of Las Vegas ($275,000 - Traffic Improvements Capital Project Fund [CPF]) - All Wards

38. For possible action to approve Interlocal Contract 1096 between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to fund the Intersection Improvement Program: Fiscal Year 2020 City of Las Vegas ($2,150,000 - Traffic Improvements Capital Project Fund [CPF]) - All Wards

39. For possible action to approve Interlocal Contract 1092 between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to fund the Colorado Avenue, Commerce Street to 4th Street project ($700,000 - Road and Flood Capital Project Fund [CPF]) - Ward 3 (Diaz)

40. For possible action to approve Interlocal Contract 1094 between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to fund the Citywide Traffic Engineering Design Services project ($1,100,000 - Traffic Improvements Capital Project Fund [CPF]) - All Wards

41. For possible action to approve Third Supplemental Interlocal Contract LAS22T15 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCD) to extend the contract expiration date from December 31, 2019 to December 31, 2020 for construction of the Brent Drainage System - Floyd Lamb Park to Durango Drive Project - Ward 6 (Fiore)

42. For possible action to approve the dedication of right-of-way of City owned property that was purchased as part of the Martin Luther King Boulevard/Industrial Road Connector Project, Oakey Boulevard to Alta Drive, APNs 162-04-606-003, -004 and -005 - Ward 3 (Diaz)

43. For possible action to approve Interlocal Contract 1097 between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to fund the Iron Mountain Road, Bradley Road to Thom Boulevard project ($500,000 - Road and Flood Capital Project Fund [CPF]) - Ward 6 (Fiore)

YOUTH DEVELOPMENT AND SOCIAL INNOVATION - CONSENT

44. For possible action to approve Interlocal Cooperative Agreement between the City of Las Vegas and the Clark County School District to provide funding for nutritional snacks to the City of Las Vegas Safekey Sites at various locations around the City ($90,000 - Community Recreation Services Special Revenue Fund) - All Wards

RESOLUTIONS - CONSENT

45. R-35-2019 - For possible action to approve a Resolution directing the State Department of Business and Industry to transfer $6,411,324.16 in 2019 State Private Activity Bond Volume Cap to Nevada H.A.N.D., Inc. for the construction of a 420-unit affordable multi-family housing development at 400 South Decatur Boulevard - Ward 1 (Knudsen)

46. R-36-2019 - For possible action to approve a Resolution directing the State Department of Business and Industry to transfer $16,273,016.84 in 2017 State Private Activity Bond Volume Cap to Nevada H.A.N.D., Inc. for the construction of a 420-unit affordable multi-family housing development at 400 South Decatur Boulevard - Ward 1 (Knudsen)

47. R-37-2019 - For possible action to approve a Resolution consenting to the undertakings of the City of Las Vegas Redevelopment Agency (RDA) in connection with the Multifamily Residential Unit Incentive Program (MFR-UIP) Agreement between the RDA and KLA Capital Series, LLC and BK Nevada, LLC (Owner) located at 322 North 14th Street (APN 139-35-212-028), to be in compliance with and in furtherance of the goals and objectives of the RDA - Redevelopment Area Ward 5 (Crear) [NOTE: This item is related to RDA Item 6 (RA-8-2019)]

48. R-38-2019 - For possible action to approve a Resolution consenting to the undertakings of the City of Las Vegas Redevelopment Agency (RDA) in connection with the Multifamily Residential Visual Incentive Program (MFR-VIP) Agreement between the RDA and KLA Capital Series, LLC and BK Nevada, LLC (Owner) located at 322 North 14th Street (APN 139-35-212-028), to be in compliance with and in furtherance of the goals and objectives of the RDA - Redevelopment Area Ward 5 (Crear) [NOTE: This item is related to RDA Item 7 (RA-9-2019)]

DISCUSSION/ACTION ITEMS

HEARINGS - DISCUSSION

49. Public hearing to determine the advisability of granting a telecommunications service franchise to Zayo Group, LLC, pursuant to the purpose, character, term, time and conditions of the proposed franchise agreement - All Wards

ADMINISTRATIVE - DISCUSSION

50. Report by Craig Raborn, Director of Metropolitan Planning Organization at the Regional Transportation Commission of Southern Nevada (RTC), on the On Board - Your Future Mobility Plan Study and the Boulder Highway Multimodal Corridor Study - All Wards

51. Report from Scott D. Adams, City Manager, on Emerging Issues - All Wards

52. Report by Staff regarding the 2019 (80th) Session of the Nevada Legislature - All Wards

FINANCE - PURCHASING AND CONTRACTS - DISCUSSION

53. Discussion for possible action to select an Offeror, including presentations by the top two Offerors, regarding an exclusive negotiation agreement to serve as the basis for entering into a development agreement for RSOQ No. 190211-JH, Development Partner Master Plan Northwest Las Vegas - Department of Economic and Urban Development - Ward 6 (Fiore)

FIRE AND RESCUE - DISCUSSION

54. Discussion for possible action regarding an Interlocal Agreement between the Southern Nevada Water Authority and the cities of Las Vegas, Henderson, and North Las Vegas and the County of Clark for the reimbursement of up to $70,000 for a fire-fighting pump simulator, which provides effective training and testing ($70,000 - Fire Services Capital Projects Fund) - All Wards

PLANNING - BUSINESS LICENSING - DISCUSSION

55. Discussion for possible action regarding the revocation or suspension of an Erotic Dance Establishment License CRAZY HORSE TOO GENTLEMEN'S CLUB LLC dba SIN CITY TEASERS GENTLEMEN'S CLUB at 2476 Industrial Road - Ward 3 (Diaz)

RESOLUTIONS - DISCUSSION

56. R-39-2019 - Public hearing and discussion for possible action regarding a Resolution relating to a proposed Tourism Improvement District in the City of Las Vegas and other matters properly relating thereto for the project known as Area 15, an approximate 15-acre parcel bordered by Desert Inn Road to the south, Rancho Drive to the east, Sirius Avenue to the north and approximately 604 feet from Polaris Avenue to the west (Assessor Parcel Number 162-08-418-002) - Ward 1 (Knudsen)

BOARDS AND COMMISSIONS - DISCUSSION

57. Discussion for possible action regarding the reappointments of Jack Levine and Colleen Beck to the Historic Preservation Commission

58. Discussion for possible action regarding the appointment of nominee Sheila Collins to the Historic Preservation Commission

59. Discussion for possible action regarding the reappointments of Lisa Sherman and Malcolm White to the Parks and Recreation Advisory Board

60. Discussion for possible action regarding the reappointment of Trinity Haven Schlottman to the Ward 3 seat of the Planning Commission

61. Discussion for possible action regarding the appointment of nominee Robin Camacho to the Citizens Advisory Committee to the Las Vegas Redevelopment Agency

RECOMMENDING COMMITTEE REPORT - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

62. Bill No. 2019-24 - For possible action - Adopts that certain document entitled "Fifth 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

63. Bill No. 2019-25 - For possible action - Adopts that certain document entitled "Amended and Restated Development Agreement for Sunstone 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

64. Bill No. 2019-26 - For possible action - Amends LVMC Chapter 6.39 to exempt from licensing and regulation as a nightclub any establishment with a tavern-limited license within the Downtown Entertainment Overlay District, and amends LVMC 6.50.250 to authorize conditions to be imposed on such establishments regarding outdoor patron lines and outdoor speakers. Proposed by: Bradford R. Jerbic, City Attorney [NOTE: This item will come forward to the City Council as a Proposed First Amendment, with a change in the bill's title and summary. The summary has been changed to read: "Amends various provisions of LVMC Titles 6 and 19 to exempt from licensing and regulation as a nightclub any establishment with a tavern-limited license within the Downtown Entertainment Overlay District, subject to certain conditions."]

65. Bill No. 2019-27 - For possible action - Grants to Zayo Group, LLC a non-exclusive franchise for the purpose of installing, operating and maintaining a telecommunications service within the City, subject to and in accordance with the terms and conditions of the Franchise Agreement incorporated by reference into this Ordinance. Proposed by: Gary Ameling, Chief Financial Officer

NEW BILLS

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.

66. Bill No. Z-2019-1 - Amends the City's Official Zoning Map by changing the zoning designations of certain parcels of land to reflect and formalize rezoning applications previously approved by the City Council. Proposed by: Robert Summerfield, Director of Planning

CLOSED SESSION

67. Closed Session - A closed meeting is called in accordance with NRS 288.220 to discuss labor issues

NOT TO BE HEARD BEFORE 11 A.M. - 68 THROUGH 93

BUSINESS ITEMS - 11 A.M. Session

68. Any items from the 11 A.M. 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 the requirements for storm drainage and flood control, connection to sanitary sewer, traffic circulation, and Building and Fire regulations. Their comments and/or requirements have been incorporated into the action.

PLANNING - CONSENT

PM Session – All items listed on the Consent Agenda are considered to be routine and have been recommended "for approval". 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.

69. EOT-76368 - EXTENSION OF TIME - SITE DEVELOPMENT PLAN REVIEW - APPLICANT - POB LAS VEGAS, LLC - OWNER: CITY OF LAS VEGAS - For possible action on a request for a first Extension of Time of an approved Site Development Plan Review (SDR-68470) FOR A PROPOSED SINGLE-STORY, 34,782 SQUARE-FOOT SHOPPING CENTER on 3.48 acres at 300 North Casino Center Boulevard and 350 Stewart Avenue (APNs 139-34-501-004 and 008), C-2 (General Commercial) Zone, Ward 5 (Crear) [PRJ-76348]. The Planning Commission (6-0 vote) and Staff recommend APPROVAL.

PLANNING - ONE MOTION/ONE VOTE

The following are items that may be considered in one motion/one vote. They are considered to routine non-public and public hearing items. All public hearing and non-public hearing items 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.

70. VAC-76391 - VACATION - PUBLIC HEARING - APPLICANT/OWNER: VICTORY MISSIONARY BAPTIST CHURCH - For possible action on a request for a Petition to Vacate a 20-foot wide alley between "E" Street and "F" Street, south of Jackson Avenue, Ward 5 (Crear) [PRJ-76390]. The Planning Commission (6-0 vote) and Staff recommend APPROVAL.

71. VAC-76442 - VACATION - PUBLIC HEARING - APPLICANT/OWNER: THE HOWARD HUGHES COMPANY, LLC - For possible action on a request for a Petition to Vacate public right-of-way generally located on Crossbridge Drive, west of Suncreek Drive, Ward 2 (Seaman) [PRJ-76399]. The Planning Commission (6-0 vote) and Staff recommend APPROVAL.

72. SNC-76185 - STREET NAME CHANGE - PUBLIC HEARING - APPLICANT/OWNER: RICHMOND AMERICAN HOMES OF NEVADA, INC. - For possible action on a request for a Street Name Change FROM: ALBATROSS LINKS AVENUE TO: SKY BLUFF COURT, generally located west of Crossbridge Drive, south of Suncreek Drive, Ward 2 (Seaman) [PRJ-76136]. The Planning Commission (5-0 vote) and Staff recommend APPROVAL.

PLANNING - DISCUSSION

73. SUP-75722 - ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: CWNEVADA - OWNER: L CHAIM 24 FREMONT PROPERTIES, LLC - For possible action on a request for a Special Use Permit FOR A PROPOSED 3,600 SQUARE-FOOT MARIJUANA DISPENSARY USE in a portion of 2424 South Las Vegas Boulevard (APN 162-04-812-002), C-2 (General Commercial) Zone, Ward 3 (Coffin) [PRJ-75666]. The Planning Commission (4-0-2 vote) and Staff recommend APPROVAL.

74. VAR-76335 - ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: PATRON INVESTMENTS, LLC - For possible action on a request for a Variance TO ALLOW A ZERO-FOOT SIDE YARD SETBACK WHERE 10 FEET IS REQUIRED on 0.39 acres at 1618 and 1622 East Charleston Boulevard (APNs 162-02-113-001 and 002), C-1 (Limited Commercial) Zone, Ward 3 (Coffin) [PRJ-76284]. Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL.

75. VAR-76336 - ABEYANCE ITEM - VARIANCE RELATED TO VAR-76335 - PUBLIC HEARING - APPLICANT/OWNER: PATRON INVESTMENTS, LLC - For possible action on a request for a Variance TO ALLOW 30 PARKING SPACES WHERE 32 PARKING SPACES ARE REQUIRED on 0.39 acres at 1618 and 1622 East Charleston Boulevard (APNs 162-02-113-001 and 002), C-1 (Limited Commercial) Zone, Ward 3 (Coffin) [PRJ-76284]. Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL.

76. SDR-76337 - ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-76335 and VAR-76336 - PUBLIC HEARING - APPLICANT/OWNER: PATRON INVESTMENTS, LLC - For possible action on a request for a Site Development Plan Review FOR A PROPOSED 871 SQUARE-FOOT ADDITION TO AN EXISTING BUILDING WITH A WAIVER TO ALLOW A ZERO-FOOT LANDSCAPE BUFFER ALONG THE NORTH PERIMETER WHERE 15 FEET IS REQUIRED AND A ZERO-FOOT LANDSCAPE BUFFER ALONG THE EAST PERIMETER WHERE EIGHT FEET IS REQUIRED on 0.39 acres at 1618 and 1622 East Charleston Boulevard (APNs 162-02-113-001 and 002), C-1 (Limited Commercial) Zone, Ward 3 (Coffin) [PRJ-76284]. Staff recommends DENIAL.The Planning Commission (4-1 vote) recommends APPROVAL.

77. VAR-76222 - ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: RRA HOLDINGS, LLC - For possible action on a request for a Variance TO ALLOW TWO PROPOSED NINE SQUARE-FOOT WALL SIGNS WHERE ONE, TWO SQUARE-FOOT WALL SIGN IS ALLOWED on 2.03 acres at 1876 South Buffalo Drive (APN 163-03-301-012), R-E (Residence Estates) Zone, Ward 1 (Knudsen) [PRJ-76168]. The Planning Commission (5-0) vote and Staff recommend APPROVAL.

78. SUP-76233 - ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT/OWNER: JUAN PULIDO - For possible action on a request for a Special Use Permit FOR AN EXISTING ACCESSORY STRUCTURE (CLASS I) [CASITA] USE at 804 Lacy Lane (APN 139-32-401-002), R-E (Residence Estates) Zone, Ward 1 (Knudsen) [PRJ-76215]. The Planning Commission (5-0 vote) and Staff recommend APPROVAL.

79. VAR-76198 - ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: STEPHANIE PANG - For possible action on a request for a Variance TO ALLOW A FOUR-FOOT SEPARATION FROM THE MAIN BUILDING WHERE SIX FEET IS REQUIRED FOR AN EXISTING ACCESSORY STRUCTURE (CLASS II) [SHED] on 0.19 acres at 2109 Linda Vista Street (APN 162-06-810-031), R-1 (Single Family Residential) Zone, Ward 1 (Knudsen) [PRJ-76197]. The Planning Commission (5-0 vote) and Staff recommend DENIAL.

80. GPA-75668 - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT/OWNER: ZION LOVINGIER - For possible action on a request for a General Plan Amendment FROM: PCD (PLANNED COMMUNITY DEVELOPMENT) TO: SC (SERVICE COMMERCIAL) on 1.50 acres at 8311 Farm Road (APN 125-16-301-003), Ward 6 (Fiore) [PRJ-75621]. Staff recommends DENIAL. The Planning Commission (5-0-1 vote) recommends APPROVAL.

81. ZON-75669 - REZONING RELATED TO GPA-75668 - PUBLIC HEARING - APPLICANT/OWNER: ZION LOVINGIER - For possible action on a request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: C-1 (LIMITED COMMERCIAL) on 1.50 acres at 8311 Farm Road (APN 125-16-301-003), Ward 6 (Fiore) [PRJ-75621]. Staff recommends DENIAL. The Planning Commission (5-0-1 vote) recommends APPROVAL.

82. ZON-76236 - REZONING- PUBLIC HEARING - APPLICANT: WHEELER ARVILLE MINI STORAGE - OWNER: STEPHANIE EVANS, ET AL - For possible action on a request for a Rezoning FROM: P-R (PROFESSIONAL OFFICE AND PARKING) TO: C-1 (LIMITED COMMERCIAL) on 1.04 acres at 1333 Arville Street (APN 162-06-510-016), Ward 1 (Knudsen) [PRJ-75670]. The Planning Commission (6-0 vote) and Staff recommend APPROVAL.

83. SUP-76310 - SPECIAL USE PERMIT RELATED TO ZON-76236 - PUBLIC HEARING - APPLICANT: WHEELER ARVILLE MINI STORAGE - OWNER: STEPHANIE EVANS, ET AL - For possible action on a request for a Special Use Permit FOR A PROPOSED MINI-STORAGE FACILITY USE at 1333 Arville Street (APN 162-06-510-016), Ward 1 (Knudsen) [PRJ-75670]. The Planning Commission (6-0 vote) and Staff recommend APPROVAL.

84. SDR-76250 - SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-76236 AND SUP-76310 - PUBLIC HEARING - APPLICANT: WHEELER ARVILLE MINI STORAGE - OWNER: STEPHANIE EVANS, ET AL - For possible action on a request for a Site Development Plan Review FOR A PROPOSED THREE-STORY, 292-UNIT MINI-STORAGE FACILITY CONSISTING OF TWO BUILDINGS FOR A TOTAL OF 57,900 SQUARE FEET WITH WAIVERS TO ALLOW A ZERO-FOOT LANDSCAPE BUFFER ADJACENT TO THE NORTH AND SOUTH PROPERTY LINE, AND A ZERO-FOOT LANDSCAPE BUFFER ADJACENT TO PORTIONS OF THE EAST PROPERTY LINE WHERE EIGHT FEET IS REQUIRED on 1.04 acres at 1333 Arville Street (APN 162-06-510-016), P-R (Professional Office and Parking) Zone [PROPOSED: C-1 (Limited Commercial)], Ward 1 (Knudsen) [PRJ-75670]. The Planning Commission (6-0 vote) and Staff recommend APPROVAL.

85. ZON-76110 - REZONING - PUBLIC HEARING - APPLICANT/OWNER: ALBERTO E. AND MERICIA G. ACHAVAL - For possible action on a request for a Rezoning FROM: P-R (PROFESSIONAL OFFICE AND PARKING) TO: C-1 (LIMITED COMMERCIAL) on 0.45 acres at 820, 826 and 830 East Charleston Boulevard (APN 162-03-501-007), Ward 3 (Diaz) [PRJ-76067]. The Planning Commission (6-0 vote) and Staff recommend APPROVAL.

86. WVR-76111 - WAIVER RELATED TO ZON-76110 - PUBLIC HEARING - APPLICANT/OWNER: ALBERTO E. AND MERICIA G. ACHAVAL - For possible action on a request for a Waiver TO ALLOW A FOUR-FOOT SIDE YARD SETBACK WHERE 10 FEET IS REQUIRED on 0.45 acres at 820, 826 and 830 East Charleston Boulevard (APN 162-03-501-007), P-R (Professional Office and Parking) Zone [PROPOSED: C-1 (Limited Commercial)], Ward 3 (Diaz) [PRJ-76067]. The Planning Commission (6-0 vote) and Staff recommend APPROVAL.

87. ZON-76475 - REZONING - PUBLIC HEARING - APPLICANT/OWNER: JORGE CRUZ DIAZ - For possible action on a request for a Rezoning FROM: C-1 (LIMITED COMMERCIAL) TO: C-2 (GENERAL COMMERCIAL) on 0.57 acres at 400 West Owens Avenue (APN 139-22-403-003), Ward 5 (Crear) [PRJ-74190]. The Planning Commission (5-1 vote) and Staff recommend DENIAL.

88. SUP-76476 - SPECIAL USE PERMIT RELATED TO ZON-76475 - PUBLIC HEARING - APPLICANT/OWNER: JORGE CRUZ DIAZ - For possible action on a request for a Special Use Permit FOR AN AUTO REPAIR GARAGE, MAJOR USE at 400 West Owens Avenue (APN 139-22-403-003), C-1 (Limited Commercial) Zone [PROPOSED: C-2 (General Commercial)], Ward 5 (Crear) [PRJ-74190]. The Planning Commission (5-1 vote) and Staff recommend DENIAL.

89. SDR-76477 - SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-76475 AND SUP-76476 - PUBLIC HEARING - APPLICANT/OWNER: JORGE CRUZ DIAZ - For possible action on a request for a Site Development Plan Review FOR THE PROPOSED 2,053 SQUARE-FOOT EXPANSION OF AN EXISTING 1,050 SQUARE-FOOT BUILDING on 0.57 acres at 400 West Owens Avenue (APN 139-22-403-003), C-1 (Limited Commercial) Zone [PROPOSED: C-2 (General Commercial)], Ward 5 (Crear) [PRJ-74190]. The Planning Commission (5-1 vote) and Staff recommend DENIAL.

90. VAR-76400 - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: ALDEGUNDA DURAN MENDOZA - For possible action on a request for a Variance TO ALLOW A SIX-FOOT CORNER SIDE YARD SETBACK WHERE 15 FEET IS REQUIRED FOR A PROPOSED ATTACHED ACCESSORY STRUCTURE [COVERED BARBEQUE] AND TO ALLOW A ZERO-FOOT SEPARATION FROM THE MAIN BUILDING WHERE SIX FEET IS REQUIRED on 0.70 acres at 1400 Comstock Drive (APN 139-28-110-081), R-E (Residence Estates) Zone, Ward 5 (Crear) [PRJ-76286]. Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL.

SET DATE

91. 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

92. 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

93. 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 A

NOTICE OF PUBLIC HEARING

NOTICE is hereby given that the City Council of the City of Las Vegas, Nevada (the "Council" and "City", respectively) will hold a public hearing at a regular meeting to be held on Wednesday, August 7, 2019 at the hour of 9:00 a.m. in the Council Chambers, Las Vegas City Hall Complex, 495 South Main Street, Las Vegas, Nevada to consider (i) making a written finding at a public hearing that the project (the "Project") consisting of real or personal property suitable for retail, tourism or entertainment purposes and any real or personal property necessary, useful or desirable in connection with any of the projects set forth in NRS 271A.050, to be located in the District, proposed to be constructed and acquired for a Tourism Improvement District on approximately 15 acres located in the City whose boundaries are generally described below (the "District") will benefit the District (ii) making a written finding at a public hearing, based upon the report entitled "Area 15-Las Vegas, NV Preponderance Study and Related Analysis" prepared by C.H. Johnson Consulting, Inc. dated June, 2019 (the "Report") as to whether the proposed Project and the financing thereof pursuant to Chapter 271A of Nevada Revised Statutes ("Chapter 271A") will have a positive fiscal effect on the provision of local governmental services (the "Fiscal Effect Finding"); (iii) making determinations that (a) as a result of the Project: (1) retailers will locate their businesses as such in the District; and (2) there will be a substantial increase in the proceeds from sales and use taxes remitted by retailers with regard to tangible personal property sold at retail, or stored, used or otherwise consumed in the District; and (b) a preponderance of that increase in the proceeds from the sales and use taxes will be attributable to transactions with tourists who are not residents of the State of Nevada; and (iv) approving the use of amounts received from the District Sales Taxes described in the next paragraph of this notice, which are not needed to make payments due during a fiscal year under any agreements made pursuant to NRS 271A.120, for the purpose of prepaying amounts due under any agreements entered into pursuant to NRS 271A.120, or any combination thereof, with respect to the District.

The public hearing is required by NRS 271A.080(2), (3) and (6) and NRS 360.855(3) as part of the process of establishing the proposed District. If the proposed District is established, 75% of certain sales and use taxes generated in the proposed District (the "District Sales Taxes") are expected to be pledged to the payment the cost of acquisition, improvement and equipment of the Project and to pay amounts under an agreement to reimburse a governmental entity or person pursuant to NRS 271A.120 for the cost of acquisition, improvement and equipment of the Project. The proposed District's boundaries are generally described as an approximate 15 acre parcel in the City, bordered by Desert Inn Road to the South, Rancho Drive to the East and Sirius Avenue to the North (Assessor's Parcel Number 162-08-418-002). Further information on the District, the District Sales Taxes and the Project is in the Report.

The Report will be considered, among other things, at the public hearing on August 7, 2019. A copy of the Report, and other information concerning the Project and the proposed District may be examined in the office of the City Clerk, 495 South Main Street, Las Vegas, Nevada. All persons are invited to attend and to be heard regarding the proposed action. Prior to the hearing, written comments may be filed with the City Clerk at the aforementioned address.

EXHIBIT B

(Attach Minutes of Public Hearing on August 7, 2019 Meeting)

MR. ROSIER clarified that Fire and Rescue had made several visits to the site, and on some visits, they have had water to the sprinkler system and at other times they have not. He could not confirm or deny on a day-to-day basis whether or not water service was being supplied; however, he could obtain this information very quickly. MAYOR GOODMAN asked if it would be possible to find out this information through the Las Vegas Valley Water District. MR. ROSIER noted that staff would have to verify this information on the fire gauges on the fire riser to see if there was water on the fire sprinkler system. MAYOR GOODMAN asked if this inspection would verify that the water pressure was strong enough to take care of the needs to control a fire.

MR. ROSIER indicated that on most fire sprinkler risers, there is a calculation plate that will indicate how much water is required to make the system work. Staff would be able to tell by looking at the cage whether or not there was sufficient water pressure to combat a fire. He indicated that Fire and Rescue felt pretty comfortable that if the water was turned on and the hydraulics work, then they can control a fire inside the building.

MAYOR GOODMAN said she wanted to revoke the license, as the City does not want to put anyone in jeopardy.

COUNCILWOMAN DIAZ saw this as a public safety concern that has not been addressed for the past five years. She felt that it was disrespectful and disingenuous to come and say this was not the owners fault. She did not feel that any good faith had been received in terms of keeping up the building, and that the license should be revoked.

Motion made by Olivia Diaz to Approve the Revocation

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 1

For-Victoria Seaman, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz; Excused-Cedric Crear;

RESOLUTIONS - DISCUSSION

56. R-39-2019 - Public hearing and discussion for possible action regarding a Resolution relating to a proposed Tourism Improvement District in the City of Las Vegas and other matters properly relating thereto for the project known as Area 15, an approximate 15-acre parcel bordered by Desert Inn Road to the south, Rancho Drive to the east, Sirius Avenue to the north and approximately 604 feet from Polaris Avenue to the west (Assessor Parcel Number 162-08-418-002) - Ward 1 (Knudsen)

Minutes:
MAYOR GOODMAN declared the Public Hearing open.

BILL ARENT, Economic and Urban Development Director, explained the project known as Area 15, proposed by Fisher Brothers, is an approximately 15-acre parcel located within Ward 1, just south of the Palace Station Casino in the Resort Corridor. It will be experienced based and will include retail elements such as Meow Wolf. Other amenities noted can be found on Slide 2 of the presentation, which is included in the backup. He noted that the consultant, Charles Johnson, was present to answer technical questions, as well as outside legal counsel, Kendra Follett, to answer any related legal questions.

MR. ARENT explained that state law allows projects that are tourist based; meaning the majority of on-site spending will be made by non-Nevada residents, to take advantage of an economic incentive benefit known as a Tourism Improvement District (TID). This allows for a portion of the future sales tax revenue generated from the project, through on-site spending, to be captured and returned to the project to offset costs. Projects like this, that are being done in tough areas that need support, benefit from this redevelopment benefit and it helps them to get up and running.

The purpose of the public hearing is for the Council to make two determinations. First, whether the project would have a positive fiscal impact on local government services and would benefit the district. Second, Council must determine whether the project would result in retailers locating in the district, creating a substantial increase in sales tax revenue, with a preponderance of that increase being attributable to non-Nevada residents.

MR. ARENT clarified that the Local School Support Tax will not be impacted in any way. He stated a cap is being proposed of the lesser of either 3.13 percent of gross sales tax revenue or $688,000 annually. If revenues were less than the projections, the developer would receive less benefit; however, if the revenues exceed projections, the cap would apply. MR. ARENT continued by saying the City does have the ability to issue bonds to pledge the future sales tax and offer a lump sum up front to the developer; however, this TID would be on a pay-go basis, meaning the TID revenue would be distributed to the developer once distributed to the City.

Slide 8 of the presentation, created by Johnson Consulting, outlines the economic and fiscal impact methodology utilized and Slide 9 shows the findings of the review. In conclusion, the consultant found that the preponderance of the sales tax revenues from on-site spending expected to be generated by non-Nevada residents is 57.2%, which over a 10-year period will be approximately $4 million dollars. The findings also show the total estimated spending and tax benefits, such as entertainment taxes, would be a great benefit to the community.

MR. ARENT concluded his presentation by requesting approval of the resolution and explaining the current and next steps as outlined on Slide 15. These steps include a hearing before the Clark County Commission on July 16th and returning to the City Council with an ordinance creating the TID scheduled for October.

COUNCILMAN KNUDSEN stated he was in full support of the project and felt there was a lot of local benefit even though it is intended for those from out-of-state. He thinks it can connect to Ward 3, the Arts and Medical Districts somehow, and he plans to bring in Cultural Affairs staff to tour and look for opportunities to show visitors how inventive and creative Las Vegans can be when it comes to art and culture.

There being no one else present to speak, MAYOR GOODMAN declared the Public Hearing closed.

Motion made by Brian Knudsen to Approve

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 1

For-Victoria Seaman, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz; Excused-Cedric Crear;

BOARDS AND COMMISSIONS - DISCUSSION

57. Discussion for possible action regarding the reappointments of Jack Levine and Colleen Beck to the Historic Preservation Commission

Minutes:
This item was heard subsequent to Item 79.

Motion made by Carolyn Goodman to Approve the reappointments

Passed For: 6; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 1

For-Victoria Seaman, Stavros Anthony, Carolyn Goodman, Michele Fiore, Brian Knudsen, Olivia Diaz; Excused-Cedric Crear;

58. Discussion for possible action regarding the appointment of nominee Sheila Collins to the Historic Preservation Commission

EXHIBIT C

(Attach Copy of Comments from County BCC)

EXHIBIT C

Office of the County Manager

500 S Grand Central Pky 6th Fl • Box 551111 • Las Vegas NV 89155-1111
(702) 455-3530 • Fax (702) 455-3558

Yolanda T. King, County Manager
Kevin Schiller, Assistant County Manager • Randall J. Tarr, Assistant County Manager • Jeffrey M. Wells, Assistant County Manager
Jessica L. Colvin, Chief Financial Officer
Les Lee Shell, Chief Administrative Officer

July 23, 2019

The Honorable Carolyn Goodman
Mayor of Las Vegas
495 S. Main St.
Las Vegas, NV 89101

RE: City of Las Vegas Recommendation to Establish a Tourist Improvement District

Dear Mayor Goodman:

On July 16, 2019, Mr. Bill Arent, Director of the City of Las Vegas Economic and Urban Development team provided the Board of County Commissioners (Board) an overview of a potential Tourist Improvement District (TID) for the Area 15 project located on Assessor's Parcel Number 162-08-418-002. In accordance with NRS 217A.080, the Board is authorized to submit comments to the City regarding the impacts of the proposed TID. This letter officially represents those comments.

The Board remains concerned about the amount of revenues needed for the proper function of government, and voiced frustration that a fair share of revenue generated here does not stay here. As such, the Board is cautious of any request to reallocate revenue which could negatively impact the County's ability to provide services. Despite this concern, the majority of the Board was generally supportive of the Area 15 project. In particular, members of the Board were encouraged by the City's inclusion of an incentive cap as well the "pay go" mechanism which would not allow for bonds to be issued on the project. Members of the Board did express concern that they were not involved earlier in discussions surrounding the project, and would appreciate that courtesy should there be future projects. Additionally, there was a request that the City and the developer remain cognizant of any displacement of low income residents the project may cause either in the short or long-term.

On behalf of my Board, I would like to reiterate Clark County's commitment to support the City in its endeavors that are beneficial to our constituents. We look forward to continuing to work together to improve the relationship between the City and County and to commit to find ways to collaboratively improve our Southern Nevada community.

Sincerely,

Yolanda King

YOLANDA T. KING
County Manager

cc: Las Vegas City Council
Board of County Commissioners
Scott Adams, City of Las Vegas
Bill Arent, City of Las Vegas