RESOLUTION NO. R-2-2020

A RESOLUTION CONCERNING A PROPOSED SPECIAL IMPROVEMENT DISTRICT; APPROVING THE FORM OF AN IMPROVEMENTS REIMBURSEMENT AGREEMENT BETWEEN THE CITY AND SC EAST LANDCO, 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, SC East Landco, LLC, a Delaware limited liability company (the "Developer"), has informed the City that, in the future, the Developer may request that the City conduct proceedings pursuant to the provisions of Nevada Revised Statutes Chapter 271 and the City's Developer Special Improvement District Guidelines (the "Guidelines") to form one or more special improvement districts within the City (the "Future Districts"), to levy special assessments therein, and to issue one or more series of bonds (hereinafter called "Bonds") to provide for the construction, acquisition, and/or furnishing of certain public improvements within the Future Districts; and

WHEREAS, the Developer has previously constructed, or will construct, certain public improvements (the "Improvements") that will proportionally benefit the properties 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 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 the Bonds; and

WHEREAS, the City desires to facilitate such reimbursement, subject to the conditions contained in an Improvements Reimbursement Agreement (the "Improvements Reimbursement Agreement") between the City and the Developer; and

WHEREAS, the proposed form of the Improvements Reimbursement Agreement is on file with the City Clerk and the City Council has reviewed the same 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 Improvements Reimbursement 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 Improvements Reimbursement 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 February 19, 2020.

(SEAL)

CAROLYN G. GOODMAN, Mayor

Attest:

LUANN D. HOLMES, MMC, City Clerk

Approved as to Form:

BRYAN K. SCOTT,
Senior 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 February 19, 2020.

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:	Michele Fiore
	Stavros S. Anthony
	Cedric Crear
	Brian Knudsen
	Victoria Seaman
	Olivia Diaz
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 February 19, 2020 is attached to this certificate as Exhibit A.

IN WITNESS WHEREOF, I have hereunto set my hand on this February 19, 2020.

By: ______________________________
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.

February 19, 2020
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 - Reverend Charlotte Parker, Community Spiritual Center

4. Pledge of Allegiance

5. Recognition of the Employee of the Month

6. Recognition of the Values Team

7. Recognition of the Mayor's Urban Design Award Winners

8. Recognition of the Annual CJ Watson Essay Contest Winners

9. Recognition of the Local Winners of the 2019 USA Track and Field National Junior Olympic Cross Country Championship

10. Recognition of Deanna Thompson

11. Recognition of Todd Kessler

BUSINESS ITEMS - 9 A.M. SESSION
PUBLIC COMMENT

12. 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

13. 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.

14. For possible action to approve the Final Minutes by reference of the January 15, 2020 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

15. For possible action to approve a grant award from the State of Nevada Division of Emergency Management for the receipt and appropriation of funds from the Department of Homeland Security (DHS), Federal Fiscal Year 2018 Emergency Management Performance Grant (EMPG) supplemental funds, in the amount of $44,830.68 to support the City of Las Vegas Emergency Management Program through June 30, 2020 - All Wards

16. For possible action to approve the acceptance of a donation in the amount of $49,000 from SC East Landco, LLC in support of improvements for the Haybarn at Floyd Lamb Park, 9200 Tule Springs Road - Ward 6 (Fiore)

CITY ATTORNEY - CONSENT

17. For possible action to approve settlement of Alicia Molina v. City of Las Vegas, Case No. A-18-769671-C in the Eighth Judicial District Court ($82,053.43 - Tort Liability Fund)

18. For possible action to approve a business impact statement regarding a proposed ordinance to amend LVMC Chapter 6.50, related to the licensing of alcoholic beverage establishments, to update provisions regarding the removal of bottles of wine from certain types of establishments. (This item is related to Bill No. 2020-5, which is located later on this agenda under New Bills)

19. For possible action to approve continued funding for McDonald Carano to represent the City of Las Vegas in an action filed against it by 180 Land Company, LLC, Case No. 2:19-cv-1467-KJD-DJA in the United States District Court, formerly Case No. A-17-758528-J, in the Eighth Judicial District Court, concerning the denial of several land use applications for the development of a portion of the former Badlands Golf Course for an amount not-to-exceed $100,000 (General Fund) - Ward 2 (Seaman)

ECONOMIC AND URBAN DEVELOPMENT - CONSENT

20. For possible action to approve a Second Amendment to Parking Lease Agreement between the City of Las Vegas and 208 Las Vegas Blvd, LLC regarding a parking lot located at 208 Las Vegas Boulevard to extend the term for one 3-year period expiring on January 31, 2023 (APN 139-34-511-004) - Ward 5 (Crear)

21. For possible action to approve a Termination of Parking Lease Agreement between Proview Series 22, LLC and the City of Las Vegas regarding the parking lot located at 704 South Las Vegas Boulevard (APN 139-34-410-154) - Ward 3 (Diaz)

FINANCE - PURCHASING AND CONTRACTS - CONSENT

22. For possible action to approve award of Modification No. 3 to Contract No. 170194-JL, Downtown Homeless Outreach HELP of Southern Nevada - Office of Community Services - Award recommended to: HELP OF SOUTHERN NEVADA ($58,933.33 Annually - Environmental Cleanup Activities Special Revenue Fund) - All Wards

23. For possible action to approve award of Modification No. 3 to Contract No. 170195-JL, Downtown Homeless Outreach Salvation Army - Office of Community Services - Award recommended to: SALVATION ARMY ($58,933.33 Annually - Environmental Cleanup Activities Special Revenue Fund) - All Wards

24. For possible action to approve award of Modification No. 3 to Contract No. 170196-JL, Downtown Homeless Outreach U.S. Vets - Office of Community Services - Award recommended to: UNITED STATES VETERANS INITIATIVE ($58,933.33 Annually - Environmental Cleanup Activities Special Revenue Fund) - All Wards

25. For possible action to approve award of Modification No. 3 to Contract No. 170197-JL, Downtown Homeless Outreach WestCare Foundation - Office of Community Services - Award recommended to WESTCARE NEVADA, INC. ($58,933.33 Annually - Environmental Cleanup Activities Special Revenue Fund) - All Wards

26. For possible action to approve Purchase Order No. 384871, Bus Tickets for the "Ticket to Home" Program - Department of Community Services - Award recommended to: GREYHOUND LINES, INC (Not-to-Exceed $150,000 Annually - General Fund - Homeless Initiative and Housing Program - Affordable Housing Special Revenue Fund) - All Wards

27. For possible action to approve award of Contract No. 200022-SK, Professional Services Contract for Cost Allocation Plan and Comprehensive Cost of Services and User Fee Study - Department of Finance - Award recommended to: MGT OF AMERICA CONSULTING, LLC (Not-to-Exceed $94,728 - Special Programs Special Revenue Fund)

28. For possible action to approve award of Contract No. 200142-SK, Prime Design Services Contract for School Safety Infrastructure Improvements, at multiple middle and elementary schools as outlined in the contract - Public Works - Award recommended to: ATKINS NORTH AMERICA, INC. (Not-to-Exceed $451,842 - Traffic Improvements Capital Projects Fund) - Wards 1, 2, 5 and 6 (Knudsen, Seaman, Crear and Fiore)

29. For possible action to approve award of Contract No. 200153-SK, Prime Design Services Contract for FY20 Pedestrian Safety Improvements Package 1, located at Buffalo Drive & Gilmore Avenue, Charleston Boulevard & Warbonnet Way, Deer Springs Avenue & Rosinwood Street to Buffalo Drive, Egan Crest Drive & Severence Lane, Gilmore Avenue & Seaforth Street and, Hualapai Way & Lake Bed Avenue - Department of Public Works - Award recommended to: HORROCKS ENGINEERS, INC. (Not-to-Exceed $100,000 - Traffic Improvements Capital Projects Fund) - Wards 1 and 4 (Knudsen and Anthony)

30. For possible action to approve award of Contract No. 200158-JH, Professional Services Contract for Business License Municipal Code and Fee Analysis - Alcohol - Department of Planning - Award recommended to: PARKER POE ADAMS AND BERNSTEIN LLP ($250,000 - General Capital Projects Fund)

31. For possible action to approve award of Contract No. 200164-JL, Professional Services Contract for Homeless Courtyard Operator, located at the Courtyard Homeless Resource Center, 1401 Las Vegas Boulevard North - Office of Community Services - Award recommended to: CPLC NEVADA, INC. (Not-to-Exceed $2,851,524 Annually - General Fund) - Ward 5 (Crear)

32. For possible action to approve award of Amendment No. 2 to Contract No. 200077-DD, Prime Design Services Contract for Floyd Lamb Haybarn - Public Works - Award recommended to: Architect Studio, LLC dba Bunnyfish Studio, LLC ($58,050 - Capital Projects Parks and Leisure) - Ward 6 (Fiore)

PLANNING - BUSINESS LICENSING - CONSENT

33. For possible action to approve a New Compliance Permit for a Medical Marijuana Cultivation Facility License for RG HIGHLAND ENTERPRISES, INC. dba RG HIGHLAND ENTERPRISES, INC. at 3020 and 3030 South Valley View Boulevard [Richard Ginocchi, President, Secretary, Treasurer, Director, Shareholder] - Ward 1 (Knudsen)

34. For possible action to approve a New Compliance Permit for a Marijuana Cultivation Facility License for RG HIGHLAND ENTERPRISES, INC. dba RG HIGHLAND ENTERPRISES, INC. at 3020 and 3030 South Valley View Boulevard [Richard Ginocchi, President, Secretary, Treasurer, Director, Shareholder] - Ward 1 (Knudsen)

35. For possible action to approve a Tavern License for a Change of Ownership FROM: GOLDEN GATE CASINO, LLC TO: GOLDEN GATE CASINO, LLC dba GOLDEN GATE HOTEL & CASINO at 1 Fremont Street - Ward 3 (Diaz)

36. For possible action to approve a Non-Restricted Gaming License for GOLDEN GATE CASINO, LLC dba GOLDEN GATE HOTEL & CASINO at 1 Fremont Street - Ward 3 (Diaz)

37. For possible action to approve a Tavern License for a Change of Ownership FROM: DROCK GAMING, LLC TO: DROCK GAMING, LLC dba THE D LAS VEGAS at 301 Fremont Street - Ward 3 (Diaz)

38. For possible action to approve a Non-Restricted Gaming License for DROCK GAMING, LLC dba THE D LAS VEGAS at 301 Fremont Street - Ward 3 (Diaz)

39. For possible action to approve an Alcoholic Beverage Caterer License for a Change of Ownership FROM: CHEF'S PANTRY, LTD TO: BIG SHOTS CATERING, LLC dba BIG SHOTS CATERING, LLC at 5449 South Eastern Avenue, Suite #3 [Nelandra Anselmo, Managing Member] - Clark County, Nevada

40. For possible action to approve a Massage Establishment License for a Change of Ownership FROM: YAN TANG, HONG FANG, WU LIU TO: YAN TANG HONG FANG WU LIU, LLC dba SAM'S SPA at 6340 West Charleston Boulevard, Suite #130 - Ward 1 (Knudsen)

41. For possible action to approve a Non-Profit Club General On-Sale License for AMERICAN LEGION POST #10, INC. dba AMERICAN LEGION POST #10, INC. at 1905 "H" Street - Ward 5 (Crear)

PUBLIC WORKS - CONSENT

42. For possible action to approve Supplemental Interlocal Contract No. 8 - 462h between the City of Las Vegas (CLV) and the Regional Transportation Commission of Southern Nevada (RTC) to increase total project funding for right-of-way for the Sheep Mountain Parkway, CC215 to Kyle Canyon Road Project ($900,000 - Road and Flood Capital Project Fund [CPF]) - Ward 6 (Fiore)

43. For possible action to approve Supplemental Interlocal Contract No. 1 - 1016a between the City of Las Vegas (CLV) and the Regional Transportation Commission of Southern Nevada (RTC) to increase total project funding for engineering for the California Street, Commerce Street to 3rd Street Project ($100,000 - Road and Flood Capital Project Fund [CPF]) - Ward 3 (Diaz)

44. For possible action to approve staff to initiate a condemnation action for the purchase of property rights for the Right Turn Intersection Improvements Project, APN 138-32-819-000 ($50,000 - Traffic Improvements Capital Project Fund [CPF]) - Ward 2 (Seaman)

45. For possible action to approve staff to negotiate and purchase property rights for the Ogden Avenue - Main Street to Las Vegas Boulevard Project, APNs 139-34-510-020, 139-34-111-012 and -014 ($25,000 - Road and Flood Capital Project Fund [CPF]) - Ward 5 (Crear)

46. For possible action to approve Fourth Supplemental Interlocal Contract LLD10B13 between the City of Las Vegas (CLV) and the Clark County Regional Flood Control District (CCRFCD) to extend the contract expiration date for the Local Drainage Improvements - Buckskin Avenue Storm Drain Project - Ward 4 (Anthony)

47. For possible action to approve Seventh Supplemental Interlocal Contract LAS14D14 between the City of Las Vegas (CLV) and the Clark County Regional Flood Control District (CCRFCD) to extend the contract expiration date for the Freeway Channel Washington, MLK to Rancho Drive Project - Ward 5 (Crear)

48. For possible action to approve Second Supplemental Interlocal Contract LAS29B15 between the City of Las Vegas (CLV) and the Clark County Regional Flood Control District (CCRFCD) to extend the contract expiration date for the Flamingo - Boulder Highway North, Boulder Highway, Sahara to Charleston Project - Ward 3 (Diaz)

49. For possible action to approve Sixth Supplemental Interlocal Contract LAS14C11 between the City of Las Vegas (CLV) and the Clark County Regional Flood Control District (CCRFCD) to extend the contract expiration date for the Freeway Channel - Washington, MLK to Rancho Drive Project - Ward 5 (Crear)

50. For possible action to approve Interlocal Contract 1161 between the City of Las Vegas (CLV) and the Regional Transportation Commission of Southern Nevada (RTC) to provide funding for construction for the Desert Inn Road, Nellis Boulevard to Hollywood Boulevard Project ($150,000 - Road and Flood Capital Project Fund [CPF]) - Clark County

<u>RESOLUTIONS - CONSENT</u>

51. R-2-2020 - For possible action to approve a Resolution concerning a proposed Special Improvement District; approving the form of an Improvements Reimbursement Agreement between the City and SC East Landco, LLC - Ward 6 (Fiore)

52. R-3-2020 - For possible action to approve a Resolution and a City of Las Vegas, Nevada Tourism Improvement District (Area 15) Cooperative Agreement for the Tourism Improvement District approved by Ordinance No. 6707 on October 16, 2019, within the area located at the southwest corner of Rancho Road and Sirius Avenue (APN 162-08-418-002) - Ward 1 (Knudsen)

DISCUSSION/ACTION ITEMS

<u>PLANNING - BUSINESS LICENSING - DISCUSSION</u>

53. Discussion for possible action regarding the approval of an Appeal of a Work Card Denial for Melody Kampas db at 7-Eleven Food Store #13690 at 2691 West Sahara Avenue - Ward 1 (Knudsen)

<u>RESOLUTIONS - DISCUSSION</u>

54. R-4-2020 - Discussion for possible action regarding a Resolution approving a Ground Lease Agreement between the City of Las Vegas and Zappos.com LLC, a Delaware limited liability company for the property bounded by East Mesquite Avenue, North 7th Street, Stewart Avenue and the alley for the purposes of developing a one of a kind tavern and special events facility (APN's 139-34-512-050 to -053, -055, -056, -099 and -100) - Ward 5 (Crear)

<u>BOARDS AND COMMISSIONS - DISCUSSION</u>

55. Discussion for possible action regarding the appointment of nominee John Curran to the Citizens Advisory Committee to the Las Vegas Redevelopment Agency

<u>RECOMMENDING COMMITTEE REPORT - DISCUSSION</u>

<u>BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING</u>

56. Bill No. 2020-1 - For possible action - Amends the Town Center Development Standards Manual to provide that the use "Motor Vehicle Sales (Used)" is allowed in the GC Land Use District only by means of special use permit, and to remove the provision limiting that use to the Automall Site located within the Centennial Centre Plan. Sponsored by: Councilwoman Michele Fiore

57. Bill No. 2020-3 - For possible action - Annexation No. ANX-77855 - Property location: On the north and south sides of La Mancha Avenue, approximately 315 feet west of Shaumber Road; Petitioned by: Precedent Properties, LLC, et al; Acreage: 7.73 acres; Zoned: R-U and R-A (County zoning), R-E (City equivalent). Sponsored by: Councilwoman Michele Fiore

<u>NEW BILLS</u>

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.

58. Bill No. 2020-4 - Annexation No. ANX-78110 - Property location: the southwest corner of Tee Pee Lane and Centennial Parkway; Petitioned by: Threshold Capital, LLC; Acreage: 5.06 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilwoman Michele Fiore

59. Bill No. 2020-5 - Amends LVMC Chapter 6.50, related to the licensing of alcoholic beverage establishments, to update provisions regarding the removal of bottles of wine from certain types of establishments. Sponsored by: Councilman Stavros S. Anthony

60. Bill No. 2020-6 - Continues to authorize, on a temporary basis, the waiver of certain business license-related fees and charges for qualifying new businesses to be established within the Las Vegas Medical District, and adds to the list of qualifying businesses an establishment with a tavern-limited alcoholic beverage license. Sponsored by: Councilman Brian Knudsen

61. Bill No. 2020-7 - Amends LVMC 6.50.250 to make tavern-limited alcoholic beverage licenses available throughout the Downtown Las Vegas Overlay District, and amends various provisions of the Uniform Development Code adopted as Title 19 to make corresponding land use-related adjustments. Sponsored by: Councilman Brian Knudsen

NOT TO BE HEARD BEFORE 10 A.M. - 62 THROUGH 92

BUSINESS ITEMS - 10 A.M. Session

62. Any items from the 10 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 - ONE MOTION/ONE VOTE

The following are items that may be considered in one motion/one vote. They are considered to be 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.

63. MOD-77751 - MAJOR MODIFICATION - PUBLIC HEARING - APPLICANT/OWNER: THE HOWARD HUGHES COMPANY, LLC - For possible action on a request for a Major Modification of the approved Summerlin Village 22 Development Plan (MDR-73901) TO AMEND THE SUMMERLIN LAND USE DESIGNATION OF VARIOUS PARCELS WITHIN VILLAGE 22 on 444.45 acres at the southwest corner of Lake Mead Boulevard and Clark County 215 (APNs 137-14-401-006 and 137-23-101-002), P-C (Planned Community) Zone, Ward 2 (Seaman) [PRJ-77582]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.

64. TMP-77752 - TENTATIVE MAP RELATED TO MOD-77751 - PUBLIC HEARING - APPLICANT/OWNER: THE HOWARD HUGHES COMPANY, LLC - For possible action on a request for a Tentative Map FOR A 37-PARCEL MASTER PLANNED VILLAGE WITH DEVIATIONS OF THE SUMMERLIN DEVELOPMENT STANDARDS on 444.45 acres at the southwest corner of Lake Mead Boulevard and Clark County 215 (APNs 137-14-401-006 and 137-23-101-002), P-C (Planned Community) Zone, Ward 2 (Seaman) [PRJ-77582]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.

65. EOT-78124 - EXTENSION OF TIME - NONCONFORMING - PUBLIC HEARING - APPLICANT: JACKPOT JOANIE'S, LLC - OWNER: LUCCA REAL PROPERTY II, LLC - For possible action on a request for a first Extension of Time FOR A NONCONFORMING LIQUOR ESTABLISHMENT (TAVERN) USE at 8450 Westcliff Drive (APN 138-28-401-010), C-1 (Limited Commercial) Zone, Ward 2 (Seaman) [PRJ-78079]. Staff recommends APPROVAL.

66. SUP-77915 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: PRESTIGE TATTOO AND BLADE - OWNER: SUMMERHILL PLAZA PARTNERS, LLC - For possible action on a request for a Special Use Permit FOR A TATTOO PARLOR/BODY PIERCING STUDIO USE at 7581 West Lake Mead Boulevard, Suite #140 (APN 138-22-316-015), C-1 (Limited Commercial) Zone, Ward 1 (Knudsen) [PRJ-77886]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.

67. VAC-77920 - VACATION - PUBLIC HEARING - APPLICANT/OWNER: THE HOWARD HUGHES COMPANY - For possible action on a request for a Petition to Vacate public right-of-way generally located along Carrage Hills Drive, between Redpoint Drive and Kindle Corner Avenue, Ward 2 (Seaman) [PRJ-77843]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.

68. VAC-77921 - VACATION - PUBLIC HEARING - APPLICANT/OWNER: THE HOWARD HUGHES COMPANY - For possible action on a request for a Petition to Vacate public right-of-way generally located along Desert Foothills Drive, between Redpoint Drive and Kindle Corner Avenue, Ward 2 (Seaman) [PRJ-77843]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.

PLANNING - DISCUSSION

69. DIR-78038 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: CITY OF LAS VEGAS - For possible action to clarify whether the City Council was aware that a newly-stated recommendation from the Department of Planning differed from what the Department originally recommended, and whether the City Council denied the appeal of Special Use Permit (SUP-75306) and corresponding waiver with full knowledge of that newly-stated recommendation. Proposed use: Massage Establishment. Location: 1600 South Las Vegas Boulevard, Suite # 120 (APN 162-03-210-058), C-2 (General Commercial) Zone, Ward 3 (Diaz). Staff has NO RECOMMENDATION.

70. GPA-77475 - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT/OWNER: RALLEIGH GRANDBERRY IV - For possible action on a request for a General Plan Amendment FROM: M (MEDIUM DENSITY RESIDENTIAL) TO: ML (MEDIUM LOW DENSITY RESIDENTIAL) on 0.24 acres at 1957 Simmons Street (APN 139-20-301-009), Ward 5 (Crear) [PRJ-77474]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

71. ZON-77476 - REZONING RELATED TO GPA-77475 - PUBLIC HEARING - APPLICANT/OWNER: RALLEIGH GRANDBERRY IV - For possible action on a request for a Rezoning FROM: R-3 (MEDIUM DENSITY RESIDENTIAL) TO: R-CL (SINGLE FAMILY COMPACT-LOT) on 0.24 acres at 1957 Simmons Street (APN 139-20-301-009), Ward 5 (Crear) [PRJ-77474]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

72. GPA-77917 - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT/OWNER: MOISES CARPIO - For possible action on a request for a General Plan Amendment FROM: O (OFFICE) TO: GC (GENERAL COMMERCIAL) on 0.19 acres at 1208 South Eastern Avenue (APN 162-02-517-019), Ward 3 (Diaz) [PRJ-77410]. The Planning Commission (7-0 vote) and Staff recommend DENIAL.

73. ZON-77919 - REZONING RELATED TO GPA-77917 - PUBLIC HEARING - APPLICANT/OWNER: MOISES CARPIO - For possible action on a request for a Rezoning FROM: P-R (PROFESSIONAL OFFICE AND PARKING) TO: C-1 (LIMITED COMMERCIAL) on 0.19 acres at 1208 South Eastern Avenue (APN 162-02-517-019), Ward 3 (Diaz) [PRJ-77410]. The Planning Commission (7-0 vote) and Staff recommend DENIAL.

74. VAR-78113 - VARIANCE RELATED TO GPA-77917 AND ZON-77919 - PUBLIC HEARING - APPLICANT/OWNER: MOISES CARPIO - For possible action on a request for a Variance TO ALLOW A 64-FOOT LOT WIDTH WHERE 100 FEET IS REQUIRED, A THREE-FOOT SIDE YARD SETBACK AND A FIVE-FOOT CORNER SIDE YARD SETBACK WHERE 10 FEET IS REQUIRED at 1208 South Eastern Avenue (APN 162-02-517-019), Ward 3 (Diaz) [PRJ-77410]. The Planning Commission (7-0 vote) and Staff recommend DENIAL.

75. ZON-77758 - REZONING - PUBLIC HEARING - APPLICANT: KB HOMES - OWNER: UNITED STATES OF AMERICA - For possible action on a request for a Rezoning FROM: U (UNDEVELOPED) [TC (TOWN CENTER) GENERAL PLAN DESIGNATION] TO: T-C (TOWN CENTER) on 10.00 acres at the southeast corner of Grand Teton Drive and Tee Pee Lane (APN 125-18-501-014), Ward 6 (Fiore) [PRJ-77723]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.

76. MOD-77759 - MAJOR MODIFICATION RELATED TO ZON-77758 - PUBLIC HEARING - APPLICANT: KB HOMES - OWNER: UNITED STATES OF AMERICA - For possible action on a request for a Major Modification of the Town Center Land Use Plan to amend the Special Land Use Designation FROM: PF-TC (PUBLIC FACILITIES - TOWN CENTER) TO: ML-TC (MEDIUM LOW DENSITY RESIDENTIAL - TOWN CENTER) on 10.00 acres at the southeast corner of Grand Teton Drive and Tee Pee Lane (APN 125-18-501-014), Ward 6 (Fiore) [PRJ-77723]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.

77. SUP-77761 - SPECIAL USE PERMIT RELATED TO ZON-77758 AND MOD-77759 - PUBLIC HEARING - APPLICANT: KB HOMES - OWNER: UNITED STATES OF AMERICA - For possible action on a request for a Special Use Permit FOR A PROPOSED GATED COMMUNITY WITH PRIVATE STREETS WITH A WAIVER TO ALLOW ONE GATED ENTRANCE WHERE TWO ENTRANCES ARE REQUIRED at the southeast corner of Grand Teton Drive and Tee Pee Lane (APN 125-18-501-014), U (Undeveloped) Zone [TC (Town Center) General Plan Designation] [PROPOSED: T-C (Town Center)], Ward 6 (Fiore) [PRJ-77723]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

78. VAC-77763 - VACATION RELATED TO ZON-77758, MOD-77759, SUP-77761 AND SDR-77762 - PUBLIC HEARING - APPLICANT: KB HOMES - OWNER: UNITED STATES OF AMERICA - For possible action on a request for a Petition to Vacate City of Las Vegas right-of-way, sewer, drainage, construction and trail easements at the southeast corner of Grand Teton Drive and Tee Pee Lane (APN 125-18-501-014), Ward 6 (Fiore) [PRJ-77723]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.

79. SDR-77762 - SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-77758, MOD-77759, SUP-77761 AND VAC-77763 - PUBLIC HEARING - APPLICANT: KB HOMES - OWNER: UNITED STATES OF AMERICA – For possible action on a request for a Site Development Plan Review FOR A PROPOSED 73-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT WITH A WAIVER OF TOWN CENTER STREETSCAPE, WALL HEIGHT AND SINGLE FAMILY RESIDENTIAL DEVELOPMENT STANDARDS on 10.00 acres at the southeast corner of Grand Teton Drive and Tee Pee Lane (APN 125-18-501-014), U (Undeveloped) Zone [TC (Town Center) General Plan Designation] [PROPOSED: T-C (Town Center)], Ward 6 (Fiore) [PRJ-77723]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

80. TMP-77764 - TENTATIVE MAP RELATED TO ZON-77758, MOD-77759, SUP-77761, VAC-77763 AND SDR-77762 - BREMERTON - PUBLIC HEARING - APPLICANT: KB HOMES - OWNER: UNITED STATES OF AMERICA - For possible action on a request for a Tentative Map FOR A PROPOSED 73-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION WITH A WAIVER TO ALLOW PRIVATE STUB STREETS THAT EXCEED ONE PER 660 FEET on 10.00 acres at the southeast corner of Grand Teton Drive and Tee Pee Lane (APN 125-18-501-014), U (Undeveloped) Zone [TC (Town Center) General Plan Designation] [PROPOSED: T-C (Town Center)], Ward 6 (Fiore) [PRJ-77723]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

81. VAR-76939 - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: LAND CAPITAL PARTNERS, LLC - For possible action on a request for a Variance TO ALLOW 23 PARKING SPACES WHERE 29 PARKING SPACES ARE REQUIRED on 0.37 acres at the southwest corner of Charleston Boulevard and Hillside Place (APNs 162-02-111-040 and 041), C-1 (Limited Commercial) Zone, Ward 3 (Diaz) [PRJ-75615]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

82. VAR-76940 - VARIANCE RELATED TO VAR-76939 - PUBLIC HEARING - APPLICANT/OWNER: LAND CAPITAL PARTNERS, LLC - For possible action on a request for a Variance TO ALLOW A 90-FOOT RESIDENTIAL ADJACENCY SETBACK FROM THE SOUTH PROPERTY LINE WHERE 138 FEET IS REQUIRED on 0.37 acres at the southwest corner of Charleston Boulevard and Hillside Place (APNs 162-02-111-040 and 041), C-1 (Limited Commercial) Zone, Ward 3 (Diaz) [PRJ-75615]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

83. SDR-76941 - SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-76939 AND VAR-76940 - PUBLIC HEARING - APPLICANT/OWNER: LAND CAPITAL PARTNERS, LLC - For possible action on a request for a Site Development Plan Review FOR A PROPOSED 5,031 SQUARE-FOOT COMMERCIAL SHELL BUILDING WITH WAIVERS OF THE PERIMETER LANDSCAPE BUFFER STANDARDS on 0.37 acres at the southwest corner of Charleston Boulevard and Hillside Place (APNs 162-02-111-040 and 041), C-1 (Limited Commercial) Zone, Ward 3 (Diaz) [PRJ-75615]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

84. VAR-77907 - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: SK USA, LLC - For possible action on a request for a Variance TO ALLOW A 10-FOOT FRONT YARD SETBACK WHERE 20 FEET IS REQUIRED AND A FOUR-FOOT CORNER SIDE YARD SETBACK WHERE FIVE FEET IS REQUIRED on 2.14 acres on the north side of Bonanza Road, approximately 1,550 feet east of Decatur Boulevard (APN 139-30-306-003), R-2 (Medium-Low Density Residential) Zone, Ward 5 (Crear) [PRJ-77784]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

85. VAR-77908 - VARIANCE RELATED TO VAR-77907 - PUBLIC HEARING - APPLICANT/OWNER: SK USA, LLC - For possible action on a request for a Variance TO ALLOW A 25-FOOT WIDE PRIVATE STREET WHERE 47 FEET IS THE MINIMUM ALLOWED, TO ALLOW A 47-FOOT WIDE ACCESS CONTROL GATE WHERE 50 FEET IS REQUIRED; TO ALLOW SIDEWALKS ON ONE SIDE WHERE SIDEWALKS ON BOTH SIDES ARE REQUIRED AND TO ALLOW A CONNECTIVITY RATIO OF 1.25 WHERE 1.30 IS REQUIRED on 2.14 acres on the north side of Bonanza Road, approximately 1,550 feet east of Decatur Boulevard (APN 139-30-306-003), R-2 (Medium-Low Density Residential) Zone, Ward 5 (Crear) [PRJ-77784]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

86. SDR-77909 - SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-77907 AND VAR-77908 - PUBLIC HEARING - APPLICANT/OWNER: SK USA, LLC - For possible action on a request for a Site Development Plan Review FOR A PROPOSED NINE-UNIT DUPLEX AND SINGLE-FAMILY RESIDENTIAL DEVELOPMENT on 2.14 acres on the north side of Bonanza Road, approximately 1,550 feet east of Decatur Boulevard (APN 139-30-306-003), R-2 (Medium-Low Density Residential) Zone, Ward 5 (Crear) [PRJ-77784]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

87. TMP-77910 - TENTATIVE MAP RELATED TO VAR-77907, VAR-77908 AND SDR-77909 - MONTAGE ESTATES - PUBLIC HEARING - APPLICANT/OWNER: SK USA, LLC - For possible action on a request for a Tentative Map FOR A ONE-LOT CONDOMINIUM SUBDIVISION on 2.14 acres on the north side of Bonanza Road, approximately 1,550 feet east of Decatur Boulevard (APN 139-30-306-003), R-2 (Medium-Low Density Residential) Zone, Ward 5 (Crear) [PRJ-77784]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

88. VAR-77932 - VARIANCE - PUBLIC HEARING - APPLICANT: KENT SCOW - OWNER: SCOW CLARK REVOCABLE LIVING TRUST AND SCOW CLARK TRUST - For possible action on a request for a Variance TO ALLOW A ZERO-FOOT SIDE AND REAR YARD SETBACK WHERE THREE FEET IS REQUIRED FOR AN EXISTING ACCESSORY STRUCTURE (CLASS II) [SHED]; AN EXISTING 720 SQUARE-FOOT ACCESSORY STRUCTURE (CLASS II) [SHED] WHERE 514 SQUARE FEET IS THE MAXIMUM ALLOWED; A FIVE-FOOT DISTANCE SEPARATION FROM THE MAIN BUILDING WHERE SIX FEET IS REQUIRED FOR AN EXISTING ACCESSORY STRUCTURE (CLASS II) [SHED]; AND TWO EXISTING ACCESSORY STRUCTURES (CLASS II) [SHED] THAT ARE NOT AESTHETICALLY COMPATIBLE WITH THE PRIMARY RESIDENCE WHERE SUCH IS REQUIRED on 0.14 acres at 1916 Constantine Avenue (APN 139-26-711-072), R-1 (Single Family Residential) Zone, Ward 3 (Diaz) [PRJ-77847]. The Planning Commission (7-0 vote) and Staff recommend DENIAL.

89. SUP-77896 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: DT FERGUSONS, LLC - OWNER: 11TH STREET TAVERN, LLC - For possible action on a request for a Special Use Permit FOR AN OPEN AIR VENDING/ TRANSIENT SALES LOT USE at 1031 Fremont Street (APN 139-34-715-001), T5-MS (T5 Main Street) Zone, Ward 3 (Diaz) [PRJ-77311]. The Planning Commission (6-0-1 vote) and Staff recommend APPROVAL.

90. SDR-77897 - SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-77896 - PUBLIC HEARING - APPLICANT: DT FERGUSONS, LLC - OWNER: 11TH STREET TAVERN, LLC - For possible action on a request for a Site Development Plan Review FOR A PROPOSED 9,000 SQUARE FOOT PLAZA at 1031 Fremont Street (APN 139-34-715-001), T5-MS (T5 Main Street) Zone, Ward 3 (Diaz) [PRJ-77311]. The Planning Commission (6-0-1 vote) and Staff recommend APPROVAL.

91. ROC-78044 - REVIEW OF CONDITION - PUBLIC HEARING - APPLICANT: WALMART STORES, INC. - OWNER: WAL-MART REAL ESTATE BUSINESS TRUST - For possible action on a request for a Review of Condition of an approved Special Use Permit (SUP-3815) TO REMOVE CONDITION NUMBER 6 WHICH STATES, "THE SALE OF ALCOHOLIC BEVERAGES SHALL BE LIMITED TO AN AREA NOT TO EXCEED 10% OF THE RETAIL FLOOR SPACE OF THE MARKET" AND TO REMOVE CONDITION NUMBER 7 WHICH STATES, "THE SALE OF INDIVIDUAL CONTAINERS OF ANY SIZE OF BEER, WINE COOLERS OR SCREW CAP WINE IS PROHIBITED. ALL SUCH PRODUCTS SHALL REMAIN IN THEIR ORIGINAL CONFIGURATIONS AS SHIPPED BY THE MANUFACTURER. FURTHER, NO REPACKAGING OF CONTAINERS INTO GROUPS SMALLER THAN THE ORIGINAL SHIPPING CONTAINER SIZE SHALL BE PERMITTED" on 4.31 acres at 6310 West Charleston Boulevard (APN 138-35-816-002), C-1 (Limited Commercial) Zone, Ward 1 (Knudsen) [PRJ-78041]. Staff recommends DENIAL.

92. SDR-77943 - SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - APPLICANT/OWNER: LAP INVESTMENT, LLC - For possible action on a request for a Site Development Plan Review FOR A PROPOSED 9,750 SQUARE-FOOT PARKING LOT WITH WAIVERS OF THE PERIMETER LANDSCAPE BUFFER REQUIREMENTS on 0.22 acres on the north side of Charleston Boulevard approximately 330 feet west of Moonlight Drive (APN 140-31-802-004), C-1 (Limited Commercial) Zone, Ward 3 (Diaz) [PRJ-77713]. The Planning Commission (7-0 vote) and Staff recommend DENIAL.

REPORTS AND PRESENTATIONS

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

94. Report from Scott D. Adams, City Manager, regarding an update on the City Council priorities from 2013 to present, and overview of the upcoming City Council Workshop - All Wards

95. Report by Robert Summerfield, Director of Planning, regarding an update on the City of Las Vegas 2050 Master Plan with regards to the findings from public outreach, draft actions on planning concepts and preliminary results - All Wards

SET DATE

96. 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

97. 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

98. 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