RESOLUTION NO. R-39-2021

A RESOLUTION APPROVING THE FORM OF A FIRST SUPPLEMENT TO DEVELOPMENT AND FINANCING AGREEMENT BETWEEN THE CITY AND PN II, INC., RELATED TO THE CITY'S SPECIAL IMPROVEMENT DISTRICT NO. 813 (SUMMERLIN VILLAGE 26)

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, the City has previously entered into a Development and Financing Agreement dated as of May 3, 2017(the "Original Financing Agreement"), with PN II, Inc., a Nevada corporation (the "Developer"), relating to the City's Special Improvement District No. 813 (Summerlin Village 26); and

WHEREAS, capitalized terms used in this resolution have the meanings given to such terms in this Original Financing Agreement; and

WHEREAS, pursuant to the Original Financing Agreement, the Developer has agreed to construct and acquire certain improvements set forth in Exhibit D attached to the Original Financing Agreement; and

WHEREAS, due to underruns on certain projects listed in Exhibit D to the Original Financing Agreement, there remains $913,931 of available Bond proceeds for reimbursement to the Developer for eligible costs; and

WHEREAS, the actual cost of Project No. 2 listed in Exhibit D to the Original Reimbursement Agreement exceeded the estimated total cost by more than $913,931; and

WHEREAS, the City and the Developer desire to amend the total cost in Exhibit D to the Original Reimbursement Agreement from $1,681,369 to $2,595,300 so that the City can exhaust the remaining Bond proceeds and reimburse the Developer for additional actual costs incurred for Project No. 2; and

WHEREAS, for the purpose of making the foregoing amendment to the Original Financing Agreement, there has been presented a First Supplement to Development and Financing

Agreement dated as of October 6, 2021 (the "First Supplement"), between the City and the Developer.

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

Section 1. The form, terms and provisions of the First Supplement is hereby approved in substantially the form thereof 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 First Supplement, 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. 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 October 6, 2021.

(SEAL)

CAROLYN G. GOODMAN, Mayor

Attest:

LUANN D. HOLMES, MMC, City Clerk

Approved as to Form:

JAMES B. LEWIS, Deputy 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 October 6, 2021.

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
	Cedric Crear
	Brian Knudsen
	Victoria Seaman
	Olivia Diaz
Those Voting Nay:	None
Those Absent:	None
Those Abstaining:	Stavros S. Anthony

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) Grant Sawyer Building
555 E. Washington Avenue
Las Vegas, Nevada

(iii) Clark County Government Center
500 S. Grand Central Parkway
Las Vegas, Nevada

(iv) 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 October 6, 2021 is attached to this certificate as Exhibit A.

IN WITNESS WHEREOF, I have hereunto set my hand on this October 6, 2021.

By: LuAnn D. Holmes
LuAnn D. Holmes, MMC, City Clerk

EXHIBIT A

(Attach Copy of Notice of Meeting)

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

City Manager Jorge Cervantes
City Attorney Bryan K. Scott
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.

October 6, 2021
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.

Online comments can also be submitted via the City's website at www.lasvegasnevada.gov/councilcomment prior to the City Council meeting. The schedule for the Comments Period can be found on the above website.

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. Please note customers of 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 City 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 City Council Meeting.

CEREMONIAL MATTERS

1. Call to Order

2. Announcement Regarding: Compliance with Open Meeting Law

3. Invocation - Reverend Gordon Bailey, Unitarian Universalist Congregation of Las Vegas

4. Pledge of Allegiance

5. Recognition of the Citizen of the Month

6. Recognition of Sandpipers of Nevada's Olympic Swimmers

BUSINESS ITEMS - 9 A.M. SESSION

PUBLIC COMMENT

7. 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

8. For Possible Action - Any items from the 9:00 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.

9. For possible action to approve the Final Minutes by reference of the August 18 and September 1, 2021 Regular City Council Meetings

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.

COMMUNITY SERVICES - CONSENT

10. For possible action to approve the Assignment and Assumption Agreement between the City of Las Vegas, Sunset Palms/Park Apartments L.L.C. and Balzar 48 LLC for the Sunset Park Apartments, located at 1555 Balzar Avenue, APN 139-21-202-002 - Ward 5 (Crear)

ECONOMIC AND URBAN DEVELOPMENT - CONSENT

11. For possible action to approve a Third Amendment to Parking Lease Agreement between 128 7th Street, LLC, and the City of Las Vegas granting a three (3) year extension through and including July 31, 2024 on the Parking Lease Agreement regarding the management and operation of a parking lot located at 128, 118 and 102 South 7th Street (APN's 139-34-611-021, -022 and -023) - Ward 3 (Diaz)

12. For possible action to approve a Second Amendment to Parking Lease Agreement between 110 8th Street, LLC, and the City of Las Vegas granting a three (3) year extension through and including September 30, 2024 on the Parking Lease Agreement regarding the management and operation of a parking lot located at 100 North 7th Street (APN 139-34-612-009) - Ward 3 (Diaz)

13. For possible action to approve a First Amendment to Parking Lease Agreement between POB Las Vegas, LLC, and the City of Las Vegas granting a one (1) year extension through and including July 31, 2022 on the Parking Lease Agreement regarding the management and operation of a parking lot located at the southeast corner of Stewart Avenue and North Casino Center Boulevard (a portion of APN 139-34-501-023) - Ward 5 (Crear)

14. For possible action to approve a Parking Lease Agreement between 1621 South Main Street, LLC (Landlord), and the City of Las Vegas (City) whereby the City will manage and operate a sixty (60) space parking lot located at 1621 South Main Street with the terms of the lease payments described in the agreement (APN 162-03-210-033) - Ward 3 (Diaz)

15. For possible action to approve a Parking Lease Agreement between Iconium Corporation, LLC, and the City of Las Vegas (City) where the City will construct, manage and operate a fifty-one (51) space parking lot located at 1311, 1315 and 1321 South Casino Center Boulevard with the terms of the lease payments described in the agreement (APN 162-03-110-056, -057 and -058) ($22,547 - Parking Enterprise Fund) - Ward 3 (Diaz)

FINANCE - PURCHASING AND CONTRACTS - CONSENT

16. For possible action to approve award of Modification No. 1 to Contract No. 19.53541.02-DD, WPCF - Filtration Building Miscellaneous Improvements, located at 6005 East Vegas Valley Drive - Department of Public Works - Award recommended to: MMC, INC. ($2,497,977 - Sanitation Enterprise Fund) - Clark County

17. For possible action to approve award of Modification No. 1 to Contract No. 210128-SK, Professional Services for Aligning For Equity - Office of Community Services - Award recommended to: CONSILIENCE GROUP, LLC (Not-to-Exceed $100,000 - H.U.D./Community Development Block Grant Special Revenue Fund) - All Wards

18. For possible action to approve award of Contract No. 220055-JH, Prime Design Services Contract for 215 Beltway Trail Pedestrian Bridges at Summerlin Parkway - Final Design - Department of Public Works - Award recommended to: POGGEMEYER DESIGN GROUP, INC. ($880,362.80 - Road and Flood Capital Projects Fund) - Ward 2 (Seaman)

19. For possible action to approve award of Contract No. 220047-JL, Information Technologies Master Services Contract for IT Application Development and Support - Department of Information Technologies - Award recommended to: QSS TECHNOSOFT PVT. LTD. (Not-to-Exceed $100,000 Annually/Total Contract Amount Not-to-Exceed $300,000 - Various Funds) - All Wards

20. For possible action to approve award of Contract No. 220037-JH, Prime Design Services Contract for Symphony Park Pedestrian Bridge at Lewis Alignment - Department of Public Works - Award recommended to: GCW, INC. ($479,136 - Road and Flood Capital Projects Fund) - Ward 5 (Crear)

21. For possible action to approve award of Contract No. 210281-SK, Prime Design Services Contract for City of Las Vegas Flashing Yellow Arrow Operations and Safety Analysis - Department of Public Works - Award recommended to: HDR ENGINEERING, INC. (Not-to-Exceed $282,987.07 - Traffic Improvements Capital Projects Fund) - All Wards

22. For possible action to approve award of Contract No. 210274-JL, Information Technologies Master Services Contract for Masterworks Software Enhancements - Department of Public Works - Award recommended to: AURIGO SOFTWARE TECHNOLOGIES, INC. (Not-to-Exceed $200,000 - Various Funds) - All Wards

23. For possible action to approve award of Contract No. 210193-JH (Federal Project No. 07-79-07620), Prime Design Services Contract for Westside Education and Training Center, located at Jefferson Avenue and D Street - Department of Public Works - Award recommended to: CARPENTER SELLERS DEL GATTO ARCHITECTS ($860,000 - City Facilities Capital Projects Fund) - Ward 5 (Crear)

24. For possible action to approve award of Mutual Use Contract No. 210176-HM, Sodium Hypochlorite, for the Water Pollution Control Facility located at 6005 East Vegas Valley Drive - Department of Public Works - Award recommended to: OLIN CORPORATION DBA OLIN CHLOR ALKALI PRODUCTS AND VINYLS (Not-to-Exceed $2,500,000 Annually/Total Contract Amount Not-to-Exceed $7,500,000 - Sanitation Enterprise Fund) - Clark County

25. For possible action to approve award of Contract No. 210186-JH, Prime Design Services Contract for Downtown Civic Center Building and Plaza, located on the southeast corner of Main Street and Clark Avenue, across from Las Vegas City Hall - Department of Public Works - Award recommended to: LGA ARCHITECTS ($1,807,500 - General Capital Projects Fund) - Ward 3 (Diaz)

26. For possible action to approve award of Contract No. 220050-JL, Professional Services for Oracle Cloud Infrastructure Migration and EBS Upgrade - Department of Information Technologies - Award recommended to: ARISANT, LLC ($799,640 - IT Capital Improvement Projects Internal Service Fund) - All Wards

HUMAN RESOURCES - CONSENT

27. For possible action to approve the City's 2022 (calendar year) employee vision plan premium rates with Vision Service Plan (VSP) - ($484,098 - Internal Service Fund)

28. For possible action to approve the City's 2022 (calendar year) employee dental, life insurance, and long term disability insurance premium rates with MetLife ($4,365,916 - Internal Service Fund)

29. For possible action to approve the City's 2022 (calendar year) health insurance premium rates with Health Plan of Nevada and Sierra Health and Life ($24,298,615 - Internal Service Fund)

OPERATIONS AND MAINTENANCE - CONSENT

30. For possible action to approve a Second Amendment to Lease Agreement between the City of Las Vegas and Red Rock Search and Rescue to extend the primary term through September 17, 2025 for office and training space located at 330 and 340 Villa Monterey Drive - Ward 2 (Seaman)

PARKS AND RECREATION - CONSENT

31. For possible action to approve the acceptance of a donation in the amount of $200,000 from the US Soccer Foundation (Foundation) and an agreement between the City of Las Vegas and the Foundation for the construction of four (4) mini pitches at Gary Reese Freedom Park, located at 850 North Mojave Road (with a City match contribution of $250,000 - General Fund) - Ward 3 (Diaz)

PLANNING - BUSINESS LICENSING - CONSENT

32. For possible action to approve a Cannabis Cultivation Establishment License (Medical/Recreational) for CLOVER CREEK ORGANICS, LLC dba CLOVER CREEK ORGANICS, LLC at 5750 Denali Lane - Caliente, Nevada

33. For possible action to approve a Cannabis Production Establishment License (Medical/Recreational) for a Change of Ownership FROM: LIVFREE WELLNESS, LLC TO: LIVFREE WELLNESS, LLC dba LIVFREE WELLNESS, LLC at 3900 Ponderosa Way - Clark County, Nevada

34. For possible action to approve a Cannabis Production Establishment License (Medical/Recreational) for a Change of Ownership FROM: TAHOE-RENO EXTRACTIONS, LLC TO: TAHOE-RENO EXTRACTIONS, LLC dba KYND CANNABIS COMPANY at 1645 Crane Way - Sparks, Nevada

35. For possible action to approve a Cannabis Cultivation Establishment License (Medical/Recreational) for a Change of Ownership FROM: TAHOE-RENO BOTANICALS, LLC TO: TAHOE-RENO BOTANICALS, LLC dba KYND CANNABIS COMPANY at 1645 Crane Way - Sparks, Nevada

36. For possible action to approve a Cannabis Production Establishment License (Medical/Recreational) for GREENMART OF NEVADA NLV, LLC dba GREENMART OF NEVADA NLV, LLC at 1605 West Brooks Avenue - North Las Vegas, Nevada

37. For possible action to approve a Cannabis Cultivation Establishment License (Medical/Recreational) for GREENMART OF NEVADA NLV, LLC dba GREENMART OF NEVADA NLV, LLC at 1605 West Brooks Avenue - North Las Vegas, Nevada

38. For possible action to approve a Cannabis Cultivation Establishment License (Medical/Recreational) for ZENWAY CORP. dba DOJO CANNACO at 4224 Losee Road [Joseph Donatacci, Sr., President, Treasurer, Secretary, Director, Shareholder] - North Las Vegas, Nevada

39. For possible action to approve a Tavern-Limited License for WISEGUYS COMEDY, INC. dba WISEGUYS COMEDY CLUB at 1511 South Main Street [Keith Stubbs, President, Secretary, Treasurer, Director, Shareholder] - Ward 3 (Diaz)

40. For possible action to approve a Tavern-Limited License for a Change of Ownership FROM: LE PHO, LLC TO: BOCHO, LLC dba BOCHO at 124 South 6th Street, Suite #150 - Ward 3 (Diaz)

41. For possible action to approve a Tavern License for a Change of Ownership FROM: GOLDEN - PT'S BREW 63, LLC TO: LVBC, LLC dba LAS VEGAS BREWING COMPANY at 3101 North Tenaya Way [Kyle Dolder, Managing Member] - Ward 1 (Knudsen)

42. For possible action to approve a Liquor Manufacturer License for LVBC, LLC dba LAS VEGAS BREWING COMPANY at 3101 North Tenaya Way [Kyle Dolder, Managing Member] - Ward 1 (Knudsen)

43. For possible action to approve a Package License for a Change of Ownership FROM: BUY LOW VEGAS, INC. TO: HBIBC CORPORATION dba FRESH AND LESS MARKET at 1061 West Owens Avenue [Ahmed Nashir, President, Secretary, Treasurer, Shareholder] - Ward 5 (Crear)

44. For possible action to approve a Beer/Wine/Cooler On-Sale License for ZANE VEGAS, LLC dba YUMMY GRILL & SUSHI at 7331 West Lake Mead Boulevard, Suite #105 [Jennel Molde, Managing Member] - Ward 1 (Knudsen)

45. For possible action to approve a Banquet Establishment - Liquor License for a Change of Ownership FROM: VIVA LAS VEGAS CENTER, INC. TO: THE VEGAS EVENT CENTER.COM, LLC dba THE VEGAS EVENT CENTER at 1201 South Las Vegas Boulevard, Suite #110 - Ward 3 (Diaz)

46. For possible action to approve a One-Day Opening for a Non-Restricted Gaming License for UNITED COIN MACHINE CO dba CENTURY GAMING TECHNOLOGIES db at CASTAWAYS HOTEL & CASINO at 2700 Fremont Street - Ward 3 (Diaz)

PUBLIC WORKS - CONSENT

47. For possible action to approve an Encroachment Agreement between the City of Las Vegas (CLV) and Kern River Gas Transmission Company to acquire encroachment permission from a Kern River easement area to install improvements for the Gowan North - El Capitan Branch, Ann Road to Centennial Project, APNs 125-20-499-008 and -017 - Ward 6 (Fiore)

48. For possible action to approve Interlocal Contract 1300 between the Cities of Las Vegas (CLV), North Las Vegas (NLV), Henderson, Boulder and Mesquite, Clark County, and the Regional Transportation Commission of Southern Nevada (RTC) to allow the RTC to fund and conduct the Intelligent Transportation System (ITS) Data Analytics within the entities' jurisdictions - All Wards

49. For possible action to approve Interlocal Contract 1015 - Supplemental No. 2 between the City of Las Vegas (CLV) and the Regional Transportation Commission of Southern Nevada (RTC) to increase total funding for the Rancho Drive, Sahara Avenue to Mesquite Avenue Project ($1,500,000 - Road and Flood Capital Project Fund [CPF]) - Wards 1 and 5 (Knudsen and Crear)

50. For possible action to approve Interlocal Contract 918 - Supplemental No. 5 between the City of Las Vegas (CLV) and the Regional Transportation Commission of Southern Nevada (RTC) to increase project funding for Symphony Park Infrastructure: Phase 2, with project limits to Promenade Place, Symphony Park Avenue to Carson Avenue, Bridger Avenue, Grand Central Parkway to Promenade Place, and a northbound right turn lane on Grand Central Parkway at Symphony Park ($600,000 - Road and Flood Capital Project Fund [CPF]) - Ward 5 (Crear)

51. For possible action to approve Interlocal Contract 1194 - Supplemental No. 1 between the City of Las Vegas (CLV) and the Regional Transportation Commission of Southern Nevada (RTC) to increase total funding for the Cheyenne Avenue Bus Turnouts, Decatur Boulevard to Hualapai Way Project ($750,000 - Road and Flood Capital Project Fund [CPF]) - Wards 1, 4 and 5 (Knudsen, Anthony and Crear)

52. For possible action to approve Cooperative Agreement P363-20-063 - Amendment No. 1 between the City of Las Vegas (CLV) and the State of Nevada Department of Transportation (NDOT) to remove D Street from I-15 to Washington Avenue from the scope of the transfer and replace it with the north one-half (1/2) of Cheyenne Avenue from Rancho Drive to Decatur Boulevard and increase the roadway transfer monetary contribution for the change, as specified by the amendment ($265,909.09 - Road and Flood Capital Project Fund [CPF]) - Ward 5 (Crear)

53. For possible action to approve Interlocal Contract 1304 between the Cities of Las Vegas (CLV), North Las Vegas (NLV), Henderson, Boulder and Mesquite, Clark County, and the Regional Transportation Commission of Southern Nevada (RTC) to allow Freeway Arterial System of Transportation (FAST) to fund the Advanced Transportation and Congestion Management Technologies Deployment (ATCMTD) US-95 Integrated Safety Technology Corridor Project along US-95 between I-515 and Summerlin Parkway - Wards 1 and 5 (Knudsen and Crear)

54. For possible action to approve Interlocal Contract 1301 between the Cities of Las Vegas (CLV), North Las Vegas (NLV), Henderson, Boulder and Mesquite, Clark County, and the Regional Transportation Commission of Southern Nevada (RTC) to allow the RTC to fund and develop plans for backup power and cooling systems at the Freeway and Arterial System of Transportation (FAST) communication hubs within the entities' jurisdictions - All Wards

55. For possible action to approve the Facilities Extension Agreement W.R. 4235380 between the City of Las Vegas (CLV) and Southwest Gas Corporation to cover the fees associated with the installation of gas facilities along portions of Carson Avenue for the Symphony Park - West Carson Avenue Offsite Improvement Project ($25,351 - Redevelopment Agency Special Revenue Fund [SRF]) - Ward 5 (Crear)

YOUTH DEVELOPMENT AND SOCIAL INNOVATION - CONSENT

56. For possible action to approve a grant award in the amount of $1,662,216 from the Economic Development Administration (EDA) to the City of Las Vegas (City) for the Advanced Connectivity for Community and Economic Development (ACCED) project, which will provide Wi-Fi internet access at no charge to individuals living in low-income areas (with a City match contribution of $531,729 - RDA, CDBG and General Funds) - Wards 1, 3 and 5 (Knudsen, Diaz and Crear)

RESOLUTIONS - CONSENT

57. R-39-2021 - For possible action to approve a Resolution approving the form of an agreement between the City of Las Vegas (CLV) and the owner of a supplement to a project with a Special Improvement District (SID No. 813, Summerlin Village 26) - Ward 4 (Anthony)

58. R-40-2021 - For possible action to approve a Resolution finding the proposed office lease by the Las Vegas Redevelopment Agency at The Herbert office complex located at 801 South Main Street (APN 139-34-301-015) to be in compliance with and in furtherance of the goals and objectives of the Redevelopment plan - Ward 3 (Diaz) [NOTE: This item is related to RDA Item 5(RA-13-2021)]

59. R-41-2021 - For possible action to approve a Resolution consenting to the undertakings of the City of Las Vegas Redevelopment Agency (RDA) in connection with an Owner Participation Agreement between the RDA and Proview Series LLC (Owner) to participate in a public/private partnership with the developer on land located at 2019 Fremont Street (APN 139-35-802-004) to be in compliance with and in furtherance of the goals and objectives of the RDA - Ward (Diaz) [Note: This item is related to RDA Item 6 (RA-14-2021)]

60. R-42-2021- For possible action to approve a Resolution consenting to the undertakings of the City of Las Vegas Redevelopment Agency (RDA) in connection with the Commercial Visual Improvement Program (CVIP) Agreement between the RDA and DMAK Holdings LLC (Owner) located at 1330 South 3rd Street (APN 162-03-210-070), to be in compliance with and in furtherance of the goals and objectives of the RDA - Redevelopment Area - Ward 3 (Diaz) [NOTE: This item is related to RDA Item 7(RA-15-2021)]

61. R-43-2021 - For possible action to approve a Resolution Supporting a Regional Application for the Build Back Better Challenge through the Department of Commerce Economic Development Administration - All Wards

DISCUSSION/ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

62. Discussion for possible action regarding the ratification of Susan Heltsley as the Director of Finance ($160,000 + Benefits - General Fund)

PLANNING - BUSINESS LICENSING - DISCUSSION

63. Discussion for possible action regarding an Appeal of a Work Card Denial for Casey Lynn Cairns db at Precious Slut Tattoo Company at 1013 East Charleston Boulevard - Ward 3 (Diaz)

64. Discussion for possible action regarding a Review of Conditions for a Banquet or Event Establishment-Liquor License for ELKS LODGE #1508 I B P O E OF W, INC. dba ELKS PARAN LODGE #1508 at 600 West Owens Avenue - Ward 5 (Crear)

65. Discussion for possible action regarding a Review of Conditions for a Nonprofit Club General On-Sale License for ELKS LODGE #1508 I B P O E OF W, INC. dba ELKS PARAN LODGE #1508 600 West Owens Avenue - Ward 5 (Crear)

BOARDS AND COMMISSIONS - DISCUSSION

66. Discussion for possible action regarding the appointment of nominee Suzanne Hackett-Morgan to the Ward 1 seat of the Arts Commission

67. Discussion for possible action regarding the reappointment of members to the Community Development Recommending Board from the following list of nominees: Karmen La'Shaun Miller (Mayor's Designee), David Marlon and Mack McKnight (Ward 1), Ignacio Prado, Patricia Haddad and Erika Washington (Ward 3), Richie Box, Wesley Harper and Sydni Sayles (Ward 5), and Jimmi Mckee (Ward 6) and the appointment of nominees Peter Whittingham (Ward 1), Trevor Burris (Ward 2), and David Klein (Ward 4)

68. Discussion for possible action regarding the appointment of nominee Ronald Calderone to the Ward 6 seats of the Traffic and Parking Commission and the Traffic Signal Capital Improvements Advisory Committee

RECOMMENDING COMMITTEE REPORT - DISCUSSION

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.

69. Bill No. 2021-33 - Annexation No. 21-0250-ANX1 - Property location: On the west side of Apricot Lane, approximately 180 feet south of Roberta Lane; Petitioned by: Porfirio and Luis Jose Mora; Acreage: 2.50 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Cedric Crear

70. Bill No. 2021-34 - Amends the document entitled "City of Las Vegas Amendments to the 2018 International Building Code," adopted by LVMC 16.04.010(C), to require that any single-stall restroom made available to the public which is contained in a permanent building or facility used by the public that is constructed on or after October 1, 2021, meet inclusivity and accessibility requirements established by State law. Proposed by: Kevin McOsker, Director of Building and Safety

CLOSED SESSION

71. Closed Session - A closed meeting is called in accordance with NRS 241.015(3)(b)(2) to receive information from the City Attorney about potential and existing litigation

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

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.

72. 21-0390 - APPLICANT/OWNER: LADY KYLE, LLC - For possible action on the following Land Use Entitlement project requests on 1.66 acres on the east side of Oso Blanca Road, approximately 660 feet north of Kyle Canyon Road (APN 126-01-601-016), C-1 (Limited Commercial) Zone, Ward 6 (Fiore). Staff recommends APPROVAL on the entire Land Use Entitlement project.

    72a. 21-0390-EOT1 - EXTENSION OF TIME - SPECIAL USE PERMIT - FOR THE FIRST EXTENSION OF TIME OF AN APPROVED SPECIAL USE PERMIT (SUP-76234) FOR A PROPOSED 6,000 SQUARE-FOOT LIQUOR ESTABLISHMENT (TAVERN) USE

    72b. 21-0390-EOT2 - EXTENSION OF TIME - SITE DEVELOPMENT PLAN REVIEW - FOR THE FIRST EXTENSION OF TIME FOR AN APPROVED SITE DEVELOPMENT PLAN REVIEW (SDR-76235) FOR A PROPOSED COMMERCIAL CENTER CONSISTING OF A 6,000 SQUARE-FOOT TAVERN, A 5,100 SQUARE-FOOT RETAIL BUILDING AND AN 80-FOOT TALL FREESTANDING SIGN [WIRELESS COMMUNICATION FACILITY, STEALTH DESIGN] WITH WAIVERS TO ALLOW A FIVE-FOOT WIDE LANDSCAPE BUFFER ADJACENT TO A PORTION OF SOUTH PROPERTY LINE WHERE EIGHT FEET IS REQUIRED AND A 10-FOOT WIDE LANDSCAPE BUFFER ADJACENT TO THE EAST PROPERTY LINE WHERE 15 FEET IS REQUIRED

73. 21-0423-EOT1 - EXTENSION OF TIME - VARIANCE - APPLICANT/OWNER: CYPRUS SUB 2, LLC - For possible action on a Land Use Entitlement project request for the First Extension of Time of an approved Variance (VAR-76293) TO ALLOW A FIVE-FOOT FRONT YARD SETBACK WHERE 20 FEET IS REQUIRED; A 10-FOOT REAR YARD AND A 12-FOOT CORNER SIDE YARD SETBACK WHERE 15 FEET IS REQUIRED FOR A PROPOSED SINGLE FAMILY DWELLING on 0.14 acres at the northeast corner of Ogden Avenue and 18th Street (APN 139-35- 711-013), R-1 (Single Family Residential) Zone, Ward 3 (Diaz). Staff recommends APPROVAL.

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 with a Planning Commission and/or Staff recommendation of approval. All public hearings and non-public hearings 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.

74. 21-0305-RQR1 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT: LAMAR CENTRAL OUTDOOR, LLC - OWNER: SAW, LLC - For possible action on a Land Use Entitlement project request for a Required Review of an approved Special Use Permit (U-0052-95) WHICH ALLOWED A 40-FOOT TALL, 14-FOOT X 48-FOOT OFF-PREMISE SIGN at 336 West Sahara Avenue (APN 162-04-807-002), C-1 (Limited Commercial) Zone, Ward 3 (Diaz). Staff recommends APPROVAL.

75. 21-0306-RQR1 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT: LAMAR CENTRAL OUTDOOR, LLC - OWNER: S & SC HOLDINGS, LLC - For possible action on a Land Use Entitlement project request for a Required Review of an approved Special Use Permit (SUP-2467) FOR AN EXISTING 40-FOOT TALL, 14-FOOT BY 48-FOOT OFF-PREMISE SIGN at 208 East Sahara Avenue (APN 162-03-413-023), C-1 (Limited Commercial) Zone, Ward 3 (Diaz). Staff recommends APPROVAL.

76. 21-0307-RQR1 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT: LAMAR CENTRAL OUTDOOR, LLC - OWNER: BELL REAL ESTATE, LLC - For possible action on a Land Use Entitlement project request for a Required Review of an approved Special Use Permit (U-0223-90) FOR A 40-FOOT TALL, 12-FOOT BY 24-FOOT OFF-PREMISE SIGN at 1719 Industrial Road (APN 162-04-705-001), C-M (Commercial Industrial) Zone, Ward 3 (Diaz). Staff recommends APPROVAL.

77. 21-0308-RQR1 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT: LAMAR CENTRAL OUTDOOR, LLC - OWNER: BOYS CLUBS OF CLARK COUNTY, INC. - For possible action on a request for a Land Use Entitlement project request for a Required Review of an approved Special Use Permit (U-0041-95) FOR AN EXISTING 55-FOOT TALL, 14-FOOT BY 48-FOOT OFF-PREMISE SIGN at 2800 Marlin Avenue (APN 139-36-213-001), R-4 (High Density Residential) Zone, Ward 3 (Diaz). Staff recommends APPROVAL.

78. 21-0309-RQR1 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT: LAMAR CENTRAL OUTDOOR, LLC - OWNER: MER-CAR CORPORATION - For possible action on a Land Use Entitlement project request for a Required Review of an approved Special Use Permit (SUP-2290) FOR A 40-FOOT TALL, 14-FOOT BY 48-FOOT OFF-PREMISE SIGN at 4506 East Charleston Boulevard (APN 140-32-401-006), C-1 (Limited Commercial) Zone, Ward 3 (Diaz). Staff recommends APPROVAL.

79. 21-0491-RQR1 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT: CLEAR CHANNEL OUTDOOR - OWNER: McELHOSE SURVIVOR'S TRUST - For possible action on the following Land Use Entitlement project request for a Required Review of an approved Special Use Permit (U-0006-90) FOR A 40-FOOT TALL, 14-FOOT BY 48-FOOT OFF-PREMISE SIGN at 1535 North Eastern Avenue (APN 139-26-505-004), C-1 (Limited Commercial) Zone, Ward 3 (Diaz). Staff recommends APPROVAL.

80. 21-0492-RQR1 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT: CLEAR CHANNEL OUTDOOR, LLC - OWNER: FIRST FINANCIAL COLLATERAL, INC. - For possible action on a Land Use Entitlement project request for a Required Review of an approved (SUP-4521) FOR A 40-FOOT TALL, 14-FOOT BY 48-FOOT OFF-PREMISE SIGN at 820 South Valley View Boulevard (APN 139-31-801-002), C-1 (Limited Commercial) Zone, Ward 1 (Knudsen). Staff recommends APPROVAL.

81. 21-0493-RQR1 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT: CLEAR CHANNEL OUTDOOR - OWNER: GEORGE A. BOUKATHER TRUST AND GEORGE A. BOUKATHER AND REBECCA NUANEZ CO-TRS - For possible action on a Land Use Entitlement project request for a Required Review of an approved Special Use Permit (U-0003-91) FOR AN EXISTING 50-FOOT TALL, 14-FOOT BY 48-FOOT OFF-PREMISE SIGN at 1901 South Decatur Boulevard (APN 162-06-301-004), C-2 (General Commercial) Zone, Ward 1 (Knudsen). Staff recommends APPROVAL.

82. 21-0494-RQR1 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT: CLEAR CHANNEL OUTDOOR - OWNER: SHOSHONE CATTLE AND LAND DEVELOPMENT COMPANY - For possible action on a Land Use Entitlement project request for a Required Review of an approved Special Use Permit (U-0023-95) FOR AN EXISTING 40-FOOT TALL, 14-FOOT BY 48-FOOT OFF-PREMISE SIGN at 3200 South Valley View Boulevard (APN 162-08-410-018), C-1 (Limited Commercial) Zone, Ward 1 (Knudsen). Staff recommends APPROVAL.

83. 21-0495-RQR1 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT/OWNER: LWH PROPERTIES, LLC - For possible action on a Land Use Entitlement project request for a Required Review of an approved Special Use Permit (U-0029-87) FOR A 75-FOOT TALL, 14-FOOT X 48-FOOT OFF-PREMISE SIGN at 2421 Stewart Avenue (APN 139-35-612-044), C-1 (Limited Commercial) Zone, Ward 3 (Diaz). Staff recommends APPROVAL.

84. 21-0496-RQR1 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT: CLEAR CHANNEL OUTDOOR, INC. - OWNER: RICHARD T. CRAWFORD - For possible action on a Land Use Entitlement project request for a Required Review of an approved Special Use Permit (U-0028-96) FOR AN EXISTING 40-FOOT TALL, 14-FOOT BY 48-FOOT OFF-PREMISE SIGN at 251 North Nellis Boulevard (APN 140-32-701-005), C-1 (Limited Commercial) Zone, Ward 3 (Diaz). Staff recommends APPROVAL.

85. 21-0521-EOT1 - EXTENSION OF TIME - NONCONFORMING - PUBLIC HEARING - APPLICANT/OWNER: INDUSTRIAL ROAD 2440-2497, LLC - For possible action on a Land Use Entitlement project request for the Seventh Extension of Time FOR A NONCONFORMING LIQUOR ESTABLISHMENT (TAVERN) USE at 2476 Industrial Road (APN 162-04-407-001), M (Industrial) Zone, Ward 3 (Diaz). Staff recommends APPROVAL.

86. 21-0522-RQR1 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT: PLAZA HOTEL AND CASINO - OWNER: T-UPR II, LLC - For possible action on a Land Use Entitlement project request for a Required Review of an approved Special Use Permit (SUP-76219) FOR A HORSE CORRAL OR STABLE (COMMERCIAL) USE at 222, 310, 324 and 432 South Main Street (APNs 139-34-201-003, 007 and 016; and 139-34-101-009), C-M (Commercial/Industrial) and M (Industrial) Zones, Ward 5 (Crear). Staff recommends APPROVAL.

PLANNING - DISCUSSION

87. 21-0116-SDR1 - ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - APPLICANT/OWNER: ST. JOSEPH CATHOLIC CHURCH, INC. - For possible action on a Land Use Entitlement request FOR A 9,851 SQUARE-FOOT ADDITION TO AN EXISTING 3,060 SQUARE-FOOT CHURCH/HOUSE OF WORSHIP WITH WAIVERS OF TITLE 19.09 FORM BASED CODE DEVELOPMENT STANDARDS on 0.48 acres at the southwest corner of Ogden Avenue and 9th Street (APNs Multiple), T5-MS (T5 Main Street) Zone, Ward 3 (Diaz). The Planning Commission (6-0-1 vote) and Staff recommend DENIAL.

88. 21-0252 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: MARIA G. PEREZ DETORRES - For possible action on the following Land Use Entitlement project requests on 0.53 acres at 4830 Irene Avenue (APN 140-29-810-028), R-E (Residence Estates) Zone, Ward 3 (Diaz). The Planning Commission (7-0 vote) and Staff recommend DENIAL on the Land Use Entitlement project.

  88a. 21-0252-VAR1 - ABEYANCE ITEM - VARIANCE - TO ALLOW A THREE-FOOT SIDE YARD SETBACK WHERE FIVE FEET IS REQUIRED FOR AN EXISTING ACCESSORY STRUCTURE (CLASS II) [SHED] AND A THREE-FOOT REAR YARD SETBACK WHERE FIVE FEET IS REQUIRED FOR AN EXISTING ACCESSORY STRUCTURE (CLASS II) [STABLE]

  88b. 21-0252-SUP1 - ABEYANCE ITEM - SPECIAL USE PERMIT - FOR AN EXISTING ANIMAL KEEPING AND HUSBANDRY USE TO ALLOW FIVE COWS, FIVE HORSES, AND SEVEN GOATS

89. 21-0469-EOT1 - EXTENSION OF TIME - NONCONFORMING - PUBLIC HEARING - APPLICANT: AMERICA ISHIN, LLC - OWNER: COMETT LV, LLC - For possible action on a Land Use Entitlement project request for the Ninth Extension of Time FOR A NONCONFORMING LIQUOR ESTABLISHMENT (TAVERN) USE at 600 Jackson Avenue (APN 139-27-110-076), C-2 (General Commercial) Zone, Ward 5 (Crear). Staff recommends APPROVAL.

REPORTS AND PRESENTATIONS

90. Report by Kelvin Watson, Executive Director, Las Vegas-Clark County Library District, regarding an overview of accomplishments and projects - All Wards

91. Report by Melissa Gutierrez, Region Superintendent, on the current educational operations in schools within the Clark County School District (CCSD) in the City of Las Vegas - All Wards

92. Report by Michael Sherwood, Chief Innovation Officer, regarding an overview of operations and current/future projects in the Information Technologies department - All Wards

SET DATE

93. 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

94. 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 EMERGING ISSUES

Comments made by Council members during this portion of the agenda must refer solely to proposals for future agenda item topics to be brought before the Council for consideration and action at a later date. Any discussion must be limited to whether or not such proposed items shall be placed on a future agenda and no discussion regarding the substance of any such proposed topic shall occur. No action shall be taken.

95. Discussion regarding potential items for future City Council agendas - All Wards

COUNCIL MEMBER RECOGNITION

96. 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.

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THIS MEETING WAS PROPERLY NOTICED AND POSTED AT THE FOLLOWING LOCATIONS
IN ACCORDANCE WITH THE NOTICING STANDARDS AS OUTLINED IN NRS 241.020:
The City of Las Vegas website – www.lasvegasnevada.gov
The Nevada Public Notice website – notice.nv.gov
City Hall, 495 South Main Street, 1st Floor

FIRST SUPPLEMENT TO DEVELOPMENT AND FINANCING AGREEMENT

This First Supplement to Development and Financing Agreement (this "First Supplement"), dated as of October 6, 2021, is between the **CITY OF LAS VEGAS, NEVADA** (the "City"), a municipal corporation of the State of Nevada (the "State") and **PN II, INC.**, a Nevada corporation (the "Developer").

WITNESETH:

WHEREAS, the City and the Developer have heretofore entered into a Development and Financing Agreement dated as of May 3, 2017 (the "Original Financing Agreement"); and

WHEREAS, capitalized terms used in this First Supplement have the meanings given to such terms in this Original Financing Agreement; and

WHEREAS, pursuant to the Original Financing Agreement, the Developer has agreed to construct and acquire certain improvements set forth in Exhibit D attached to the Original Financing Agreement; and

WHEREAS, due to underruns on certain projects listed in Exhibit D to the Original Financing Agreement, there remains $913,931 of available Bond proceeds for reimbursement to the Developer for eligible costs; and

WHEREAS, the actual cost of Project No. 2 listed in Exhibit D to the Original Financing Agreement exceeded the estimated total cost by more than $913,931; and

WHEREAS, the City and the Developer desire to amend the total cost in Exhibit D from $1,681,369 to $2,595,300 so that the City can exhaust the remaining Bond proceeds and reimburse the Developer for additional actual costs incurred for Project No. 2.

NOW, THEREFORE, IN CONSIDERATION OF THE MUTUAL COVENANTS AND CONDITIONS CONTAINED HEREIN, THE PARTIES HERETO AGREE AS FOLLOWS:

Section 1. The "Total Cost" of Project No. 2 in Exhibit D to the Original Financing Agreement is hereby amended to be $2,595,300." For the avoidance of doubt, the Developer shall be entitled to be reimbursed a total of $2,595,300 for actual costs incurred with respect to such Project No. 2.

Section 2. Except as modified by Section 1, all of the the terms and provisions of the Original Financing Agreement are hereby ratified and confirmed.

IN WITNESS WHEREOF the City and the Developer have caused this First Supplement to Development and Financing Agreement to be executed as of the day and year first mentioned above.

CITY OF LAS VEGAS, NEVADA

CAROLYN G. GOODMAN, Mayor

(SEAL)

LUANN D. HOLMES, MMC, City Clerk

Approved as to Form:

JAMES B. LEWIS, Deputy City Attorney

PN II, INC.

By

Its VICE PRESIDENT, LAND