

1 RESOLUTION NO. R-59-2006

2 A RESOLUTION DIRECTING THE CITY TREASURER OF THE CITY OF  
3 LAS VEGAS TO APPORTION THE UNCOLLECTED AMOUNT OF THE  
4 SPECIAL ASSESSMENT AGAINST ANY LOT OR PARCEL OF  
5 PROPERTY WITHIN CITY OF LAS VEGAS, NEVADA, SPECIAL  
6 IMPROVEMENT DISTRICT NO. 607 (PROVIDENCE) THAT HAS BEEN  
7 DIVIDED SINCE SUCH SPECIAL ASSESSMENT WAS LEVIED  
8 THEREAGAINST AMONG THE SEVERAL PARTS INTO WHICH SUCH  
9 LOT OR PARCEL HAS BEEN DIVIDED AND TO PREPARE, SUBMIT  
10 AND FILE WITH THE CITY CLERK OF SAID CITY A REPORT OF SUCH  
11 APPORTIONMENT.

12 WHEREAS, the City of Las Vegas (hereinafter the "City"), in the County of Clark  
13 and State of Nevada, is organized and operating pursuant to the provisions of Chapter  
14 517, Statutes of Nevada 1983, as the same have been amended to the date hereof, and  
15 the general laws of the State; and

16 WHEREAS, by Ordinance No. 5697 and Amended Ordinance No. 5778 that were  
17 duly passed, adopted and approved by the City Council of the City (hereinafter the "City  
18 Council") on the 19th day of May, 2004, and the 6th day of July, 2005, respectively, the  
19 City Council created "City of Las Vegas, Nevada, Special Improvement District No. 607  
20 (Providence)" (hereinafter the "District") for the purposes of providing for the acquisition,  
21 construction and installation of street, road, sanitary sewer, storm sewer/drainage  
22 improvements, and water projects (hereinafter the "Project"), by defraying the entire cost  
23 and expense of the Project by special assessments, against the assessable lots and  
24 parcels of property within the District according to the benefits that would be derived from  
the Project by the respective lots and parcels that were to be so assessed, all in  
accordance with the provisions of Chapter 271, et seq., of the Nevada Revised  
Statutes (hereinafter "NRS") that provide therefor; and

///

1           WHEREAS, by Ordinance No. 5698 that was duly passed, adopted and approved  
2 by the City Council on the 19th day of May, 2004, the City Council assessed all of the  
3 cost and expense of acquiring, constructing, and installing the Project against the  
4 assessable lots and parcels of property within the District that were benefited by the  
5 Project; and

6           WHEREAS, NRS 271.425 provides that if any lot or parcel of property within a  
7 special improvement district, which has been created by a municipality in the State, is  
8 divided after a special assessment thereupon has been levied and divided into  
9 installments and before the collection of all of the installments, the governing body of the  
10 municipality may require the municipal treasurer to apportion the uncollected amount of  
11 such special assessment among the several parts into which such lot or parcel has been  
12 divided; and

13           WHEREAS, that certain lot or parcel of property, identified by the Clark County,  
14 Nevada, County Assessor's parcel number as Parcel 126-24-110-001, and is situate  
15 within the District, has been divided after the special assessments were levied and  
16 divided into installments, and not all of those installments have been collected or  
17 apportioned among other lots and parcels that may have been created out of said Parcel  
18 after the assessments were levied; and

19           WHEREAS, the City Council desires, by this Resolution, to direct the City  
20 Treasurer of the City (hereinafter the "City Treasurer") to apportion the uncollected and  
21 heretofore unapportioned amounts of the special assessments that have been levied  
22 upon the above-described Parcel among the several parts into which said Parcel has  
23 been divided;

24 ///

1 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Las  
2 Vegas, Nevada, at this regular meeting thereof being held on this 16th day of August,  
3 2006, as follows:

4 SECTION 1. That the City Treasurer be, and he hereby is, authorized,  
5 empowered and directed to apportion, on an equitable basis, the uncollected and  
6 unapportioned amounts of the special assessments that were, by virtue of the adoption  
7 by the City Council of Ordinance No. 5698, levied upon that certain lot or parcel of  
8 property and is situate within the District and is identified by the Clark County, Nevada,  
9 County Assessor's parcel number as Parcel 126-24-110-001, among the several parts  
10 into which said Parcel has been divided.

11 SECTION 2. That the City Treasurer be, and he hereby is, further  
12 authorized, empowered and directed to prepare, submit and file with the City Clerk of the  
13 City (hereinafter the "City Clerk") a Report of the apportionment that is required by  
14 Section 1 of this Resolution.

15 SECTION 3. That the City Clerk be, and she hereby is, authorized,  
16 empowered and directed to furnish a copy of this Resolution to the City Treasurer.

17 ///  
18 ///  
19 ///  
20 ///  
21 ///  
22 ///  
23 ///  
24 ///

1 SECTION 4. That all resolutions, or parts thereof, that are in conflict with  
2 the provisions of this Resolution be, and they hereby are, repealed.

3 PASSED, ADOPTED AND APPROVED this 16th day of August, 2006.

4  
5   
6 OSCAR B. GOODMAN, Mayor

7 Approved as to form:

8  
9 2 AUG 06 W Z   
10 Date Deputy City Attorney

11 ATTEST:

12  
13   
14 BARBARA JO RONEMUS, City Clerk