

RESOLUTION NO. R-1922008

A RESOLUTION CONCERNING THE CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1516 – FREMONT STREET MAINTENANCE DISTRICT (LAS VEGAS BOULEVARD TO 8TH STREET); OVERRULING COMPLAINTS, PROTESTS AND OBJECTIONS MADE TO THE ASSESSMENTS AT THE HEARING ON THE ASSESSMENT ROLL FOR THE DISTRICT; VALIDATING AND CONFIRMING THE ASSESSMENT ROLL; PRESCRIBING OTHER DETAILS IN CONNECTION THEREWITH; RATIFYING ALL ACTION TAKEN CONSISTENT WITH THE PROVISIONS HEREOF; AND PROVIDING THE EFFECTIVE DATE HEREOF.

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Summary: Assessment Protest Resolution

WHEREAS, the City Council of the City of Las Vegas (the “City Council” and “City,” respectively) in the County of Clark and State of Nevada, pursuant to an ordinance heretofore adopted (the “District Ordinance”) created the City of Las Vegas, Nevada, Special Improvement District No. 1516 – Fremont Street Maintenance District (Las Vegas Boulevard to 8th Street) (the “District”) and ordered the acquisition, improvement and maintenance of a Commercial Area Vitalization Project (the “Project”), as defined in Nevada Revised Statutes (“NRS”) 271.063, within the District in the City; and

WHEREAS, the City Council has heretofore determined that the cost and expense of the Project is to be paid by special assessments levied against the benefited lots, tracts and parcels of land in the District which the City Council has determined will receive special benefits (and corresponding market value increases) from the Project; and

WHEREAS, in accordance with NRS 271.360 and 271.377, the City Council heretofore determined and does hereby declare that the net cost of the Project (including all necessary incidentals which either have been or will be incurred in connection with the District) is \$252,402.00, of which \$0 is available from other sources and \$252,402.00 is to be assessed upon the benefited lots, tracts and parcels of land in the District, which the City Council has determined will receive special benefits (and corresponding market value increases) from the Project; and

WHEREAS, the City Council by resolution heretofore adopted and directed the City's Director of Public Works, together with the City Engineer Division of the City and certain consulting engineers (collectively, the "City Engineer"), to make out a final assessment roll for the District; and

WHEREAS, the City Council, together with the City Engineer, made out an assessment roll for the District which contains, among other things, the names and addresses of the last known owners of the property to be assessed, a description of each lot, tract, or parcel of land to be assessed, the amount of the proposed assessment to be levied thereon; and

WHEREAS, the City Engineer has reported the assessment roll to the City Council and the City Engineer has filed the assessment roll with the City Clerk of the City (the "City Clerk"); and

WHEREAS, the City Council, by resolution heretofore adopted, established a date, time and location at which the City Council would hear and consider any and all complaints, protests and objections to the assessment roll and to the assessments contained therein; and

WHEREAS, the City Engineer has, in accordance with the provisions of the law relating thereto, given the requisite legal notice by both mail and publication that complaints, protests and objections to assessments for the Project should be filed with the City Clerk, and that the City Council would hear and consider any and all complaints, protests, or objections on Wednesday, April 2, 2008, at 9:00 a.m., at the Las Vegas City Council Chambers, 400 Stewart Avenue, in Las Vegas, Nevada; and

WHEREAS, the City Council met at said place and time to hear and consider all complaints, protests and objections made or filed; and

WHEREAS, all complaints, protests and objections, both written and oral, were heard and considered by the City Council on April 2, 2008, and after extensive review and deliberation hereby are found to be without sufficient merit and hereby overruled. However, the City Council has, nevertheless, concluded that it is necessary and equitable that the assessment roll be corrected and revised as follows:

<u>Parcel Number</u>	<u>Ownership</u>	<u>Revised Amount of Final Assessment</u>
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and

WHEREAS, pursuant to NRS 271.357 and NRS 271.360 the City Council has considered all applications for hardship determinations and the recommendations of the Department of Social Services and hereby approves the following applications for hardship determination:

<u>Parcel Number</u>	<u>Ownership</u>	<u>Assessment</u>
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and

WHEREAS, the City Council has determined, and does hereby again determine, that all of the assessable property in the City, which is specially benefited by the Project, and only property which is so specially benefited, is included on the assessment roll heretofore filed with the City Clerk on March 5, 2008, and

WHEREAS, the City Council has determined, and does hereby determine, that the notice, both mailed and published, for the hearing held on April 2, 2008 on said assessment roll was reasonably calculated to inform each interested person of the proceedings concerning the District and the Project, which may directly and adversely affect his or her legally protected rights and interests.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAS VEGAS, IN THE COUNTY OF CLARK AND THE STATE OF NEVADA; THAT:

Section 1. This Resolution shall be known as and may be cited by the short title "District No. 1516 Assessment Protest Resolution" (the "Resolution").

Section 2. All complaints, protests and objections, both written and oral, hereby are found to be without sufficient merit and hereby overruled.

Section 3. The City Council hereby validates and confirms the assessment roll for the District, as made out by the City Council, together with the City Engineer, and filed in the records of the office of the City Clerk on March 5, 2008, as hereinabove modified, revised, corrected and made de novo.

Section 4. All actions, proceedings, matters and things heretofore taken, had and done by the City and the officers thereof (not inconsistent with the provisions of this Resolution) concerning the District, including, but not limited to, the acquisition, improvement and maintenance of the Project, and the levy of assessments for that purpose, the determination that the tracts in the District will receive special benefits and market value increases, and the validation and confirmation of the assessment roll and the assessments therein, be and the same hereby are, ratified, approved and confirmed.

Section 5. The officers of the City are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Resolution.

Section 6. All resolutions, or parts thereof, in conflict herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution or part of any resolution heretofore repealed.

Section 7. If any section, paragraph, clause or provision of this Resolution shall for any reason 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 8. The City Council has determined, and does hereby declare, that this Resolution shall be in effect immediately after its passage in accordance with law.



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

I, Beverly K. Bridges, CMC, the duly chosen and qualified City Clerk of the City 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 regular meeting of the City Council held on April 16, 2008.

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:

Those Voting Aye:	Oscar B. Goodman Gary Reese Larry Brown Steve Wolfson Lois Tarkanian Steven D. Ross Ricki Y. Barlow
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Those Voting Nay:	None
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Those Absent:	None
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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 City 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 City Council were given due and proper notice of the meeting. Pursuant to § 241.020, Nevada Revised Statutes, written notice of the meeting was given not later than 9:00 a.m. on the third working day 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 at the principal office of the City 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 City Council, to wit:

- (i) City Clerk's Bulletin Board  
City Hall Plaza  
2<sup>nd</sup> Floor Skybridge  
Las Vegas, Nevada
- (ii) Bulletin Board  
City Hall Plaza (next door to Metro Records)  
Las Vegas, Nevada
- (iii) Las Vegas Library  
833 Las Vegas Boulevard North  
Las Vegas, Nevada
- (iv) Clark County Government Center  
500 South Grand Central Parkway  
Las Vegas, Nevada
- (v) Grant Sawyer Building  
555 E. Washington Avenue  
Las Vegas, Nevada
- (vi) The City of Las Vegas website

(b) By mailing a copy of the notice to each person, if any, who has requested notice of the meetings of the City Council in the same manner in which notice is required to be mailed to a member of the City Council. Such notice was delivered to the postal service no later than 9:00 a.m. on the third working day prior to the meeting.

5. Upon request, the City 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 City 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 City Council on April 16, 2008, is attached to this certificate as Exhibit "A".

**IN WITNESS WHEREOF**, I have hereunto set my hand on this April 16, 2008.

(SEAL)



*Beverly K. Bridges*  
\_\_\_\_\_  
Beverly K. Bridges, CMC, City Clerk

**Exhibit "A"**

**(Attach Notice of Meeting and Agenda)**



## CITY COUNCIL AGENDA

COUNCIL CHAMBERS · 400 STEWART AVENUE · PHONE 229-6011

CITY OF LAS VEGAS INTERNET ADDRESS: <http://www.lasvegasnevada.gov>

OSCAR B. GOODMAN, MAYOR (At-Large) · COUNCILMAN GARY REESE, MAYOR PRO TEM (Ward 3)

COUNCIL MEMBERS: LARRY BROWN (Ward 4), STEVE WOLFSON (Ward 2),

LOIS TARKANIAN (Ward 1), STEVEN D. ROSS (Ward 6); RICKI Y. BARLOW (Ward 5)

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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. If you need an accommodation to attend and participate in this meeting, please call the City Clerk's office at 229-6311 and advise of your need at least 48 hours in advance of the meeting. The City's TDD number is 386-9108.

**April 16, 2008**

**Morning Session begins at 9:00 a.m.**

**Afternoon Session begins at 1:00 p.m.**

ALL ITEMS ON THIS AGENDA ARE SCHEDULED FOR ACTION UNLESS SPECIFICALLY NOTED OTHERWISE.

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. THE COUNCIL MEETING, AS WELL AS ALL OTHER KCLV PROGRAMMING, CAN BE VIEWED ON THE INTERNET AT [www.kclv.tv](http://www.kclv.tv). 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 1:00 PM.

DUPLICATE AUDIO CD'S AND DUPLICATE AUDIO/VIDEO DVD'S MAY BE AVAILABLE AT A COST OF \$5.00 EACH THROUGH THE CITY CLERK'S OFFICE.

NOTE: CELLULAR PHONES ARE TO BE TURNED OFF DURING THE COUNCIL MEETING.

### CEREMONIAL MATTERS

1. CALL TO ORDER
2. ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
3. INVOCATION – DOCTOR-PASTOR ANNE JONES, LIFE CHRISTIAN CENTER
4. PLEDGE OF ALLEGIANCE
5. RECOGNITION OF THE EMPLOYEE OF THE MONTH
6. RECOGNITION OF THE SENIOR OF THE QUARTER
7. RECOGNITION OF CHAMBER MUSIC MONTH
8. RECOGNITION OF NATIONAL START! WALKING DAY
9. RECOGNITION OF MOUNTAIN VIEW LUTHERAN SCHOOL FOR EARNING THE GREAT AMERICAN PRIDE AWARD
10. RECOGNITION OF THE UNLV NURSING PROGRAM FOR ITS WARD 5 HOMELESS CORRIDOR STUDY

11. REMEMBRANCE OF ISRAEL "CACHAO" LÓPEZ

**BUSINESS ITEMS - MORNING**

12. Any items from the morning 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
13. Approval of the Final Minutes by reference of the regular City Council meeting of March 19, 2008

**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**

14. Approval of a Parking License Agreement between City Parkway IV A, Inc., and Nevada Ready Mix Corporation for the purpose of parking Ready Mix staff personal vehicles and Ready Mix Cement Trucks on a portion of 301 West Mesquite Avenue (APN 139-27-401-031) - Ward 5 (Barlow)

**BUSINESS DEVELOPMENT - CONSENT**

15. Approval of the proposed Newland Fiscal 2009 Budget submitted by Newland Communities, LLC, for Union Park, located at 100 South Grand Central Parkway (APNs 139-34-110-004 and 002), and City Parkway V, Inc.'s, authorization of Newland Communities to spend said project budget on its behalf (\$1,779,200 - City Parkway V, Inc., Land Sales) - Ward 5 (Barlow)

**FIELD OPERATIONS - CONSENT**

16. Approval of an Interlocal Agreement among Clark County, the City of Henderson, the City of North Las Vegas and the City of Las Vegas to establish a process for joint selection of Federal lands for disposal as referenced in the Southern Nevada Public Land Management Act of 1998 - All Wards
17. Approval of an Agreement for the Purchase and Sale of Real Property between D I Hollywood LLC and the City of Las Vegas for vacant land consisting of approximately 20.78 acres located in the vicinity of Vegas Valley Drive and Tree Line Drive, APN 161-10-711-049 (\$8,300,000 Sanitation Enterprise Fund) - County (near Ward 3 - Reese)

**FINANCE & BUSINESS SERVICES - ADMINISTRATION CONSENT**

18. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments
19. Approval of and authorization for the Director of Finance to execute the City's required Letter of Credit (LOC) in the amount of \$13,374,000 for workers compensation claims with Bank of America (Estimated fee of \$39,000 - Employee Benefits Internal Service Fund)
20. Approval of a Second Amended and Restated Interlocal Agreement Regarding the Distribution of Taxes for a Performing Arts Center, located on Parcel H and Parcel I in Union Park, a portion of 53.6 acres generally located at the northeast corner of Bonneville Avenue and Grand Central Parkway (APN 139-34-110-004) - Ward 5 (Barlow)

## **FINANCE & BUSINESS SERVICES - BUSINESS SERVICES CONSENT**

21. Approval of a Special Event Alcoholic Beverage License for California Hotel & Casino, Location: Main Street Parking Lot, 100 Stewart Avenue, Dates: May 3 and 4, 2008, Type: Special Event Beer/Wine, Event: May Day Lei Day Festival, Responsible Person in Charge: Lane Conley - Ward 5 (Barlow)
22. Approval of a Special Event Alcoholic Beverage License for Chaldean Catholic Manor - Church, Location: Chaldean Catholic Manor - Church, 4514 Meadows Lane, Date: April 19, 2008, Type: Special Event General, Event: Church Party, Responsible Person in Charge: Bassam Mekha - Ward 1 (Tarkanian)
23. Approval of a Special Event Alcoholic Beverage License for Christ Church Episcopal, Location: Christ Church Episcopal, 2000 South Maryland Parkway, Date: April 26, 2008, Type: Special Event General, Event: Fundraiser Kick off Event, Responsible Person in Charge: Dennis Kesner or Kathy Kesner - Ward 3 (Reese)
24. Approval of a Special Event Alcoholic Beverage License for RA Management Group, LLC, Location: The Summit, 2480 North Decatur Boulevard, Suite 120, Dates: May 2 and May 9, 2008, Type: Special Event General, Event: Private Party, Responsible Person in Charge: Scott Darst - Ward 5 (Barlow)
25. Approval of a Special Event Alcoholic Beverage License for Richard Harris Law Firm, dba Cinco de Mayo Party, Location: Richard Harris Law Firm, 801 South 4th Street, Date: May 2, 2008, Type: Special Event General, Event: Cinco de Mayo Party, Responsible Person in Charge: Jim Ecklund - Ward 3 (Reese)
26. Approval of a Special Event Alcoholic Beverage License for Silverstone Ranch HOA Social Committee, Location: Silverstone HOA Community Park, Parkfield Community, 8503 Berkley Hall Street, Date: April 26, 2008, Type: Special Event Beer/Wine, Event: HOA BBQ, Responsible Person in Charge: Eileen Reimann - Ward 6 (Ross)
27. Approval of Change of Ownership for a Beer/Wine/Cooler On-sale License subject to Health Dept. regulations, From: King Se Jong Chong Restaurant Inc., To: Chong and Chong, dba King Se Jong Restaurant, 1500 South Las Vegas Boulevard, Duk N. Chong and Yong D. Chong, 100% jointly with spouse - Ward 3 (Reese)
28. Approval of Change of Ownership and Change of Business Name for a Tavern License subject to the provisions of the planning and fire codes and Health Dept. regulations, From: Golden PT's Pub Rancho 4, LLC, dba PT's Place, To: Silver Miners, LLC, dba Silver Miners Casino, 1631 North Rancho Drive, Jack M. Lenavitt, Mgr, 20%, Arnold W. Stansley, Mmbr, 20%, Richard B. Stansley, Mmbr, 20%, James A. Gulbrandsen, Mmbr, 20%, and Andrew P. Westmeyer, Option Mmbr, 20% - Ward 5 (Barlow)
29. Approval of a new Non-restricted Limited Gaming License subject to confirmation of approval by the Nevada Gaming Commission, Silver Miners, LLC, dba Silver Miners Casino, 1631 North Rancho Drive, Jack M. Lenavitt, Mgr, 20%, Arnold W. Stansley, Mmbr, 20%, Richard B. Stansley, Mmbr, 20%, James A. Gulbrandsen, Mmbr, 20%, and Andrew P. Westmeyer, Option Mmbr, 20% - Ward 5 (Barlow)
30. Approval of a new Beer/Wine/Cooler On-sale License subject to Health Dept. regulations, Calles De Suenos, dba Streets of New York Pizza, 7570 Norman Rockwell Lane, Jeff C. McBride and Stacy L. McBride, 100% jointly with spouse - Ward 6 (Ross)
31. Approval of a new Beer/Wine/Cooler Off-sale License, Terrible Herbst, Inc., dba Terrible's #278, 1051 Desert Foothills Drive, Jerry Herbst, President, Maryanna A. Herbst, Secy, Treas, Dir, Edward J. Herbst, V. P., Dir, Timothy P. Herbst, V. P., Dir, Troy D. Herbst, V. P., Dir, and Michael J. Roop, V. P., Dir - Ward 2 (Wolfson)
32. Approval of a new Restricted Gaming License for 7 slots subject to confirmation of approval by the Nevada Gaming Commission, E-T-T, Inc., db at Terrible's #278, 1051 Desert Foothills Drive - Ward 2 (Wolfson)
33. Approval of Change of Location for an Auctioneer License subject to the provisions of the planning codes, Robert Deiro & Associates, Inc., dba Robert Deiro & Associates, From: 4050 West Harmon Avenue, Suites 1 & 2, To: 7878 West Sahara Avenue, Guy R. Deiro, Dir, Pres, Secy, 50% and JoLynn Deiro, Dir, Treas, 50% - Ward 2 (Wolfson)

## **FINANCE & BUSINESS SERVICES - PURCHASING & CONTRACTS CONSENT**

34. Approval of award of First Amendment to Engineering Design Services Agreement No. 070012, Horse Drive at US 95 Interchange from Grand Canyon Drive to Brent Lane - Department of Public Works - Award recommended to: VTN NEVADA (\$685,546 - Road and Flood Capital Projects Fund) - Ward 6 (Ross)
35. Approval of Modification No. 4 to Contract No. 050003, Planning and Development Consulting Services for Post Modern Post Office located at 301 Stewart Avenue - Office of the City Manager - Award recommended to: CAROL GOLDSTEIN (\$50,000 - Parks and Leisure Activities Capital Projects Fund) - Ward 5 (Barlow)
36. Approval of award of Contract No. 080194-DK for Bond, Tax and Legal Counsel Services - Department of Finance and Business Services - Award recommended to: SWENDSEID & STERN, A MEMBER IN SHERMAN & HOWARD, LLC (\$300,000 - Various Funds)
37. Approval of award of Contract No. 080239-DK for Artwork Fabrication and Installation Services located in the Arts District on Casino Center between Charleston Boulevard and Colorado Street - Office of Government and Community Affairs - Award recommended to: THEMEING SOLUTIONS, INC. (\$278,238 - Public Art Special Revenue Fund) - Ward 3 (Reese)

## **FIRE & RESCUE - CONSENT**

38. Approval of an Interlocal Agreement with the State of Nevada Department of Public Safety for the transfer of homeland security funds from the FY07 State Homeland Security Program (SHSP) Exercise Grant - All Wards
39. Approval of an Agreement between the Fire Department and CDPCN, LLC, to permit destructive fire training at 800 - 900 Monroe Avenue, Emerald Breeze Apartments - Ward 5 (Barlow)

## **NEIGHBORHOOD SERVICES - CONSENT**

40. Approval to allocate Low Income Housing Trust Funds (LIHTF) and Redevelopment Set Aside (RDA) funds in the total amount of \$2,000,000 to replace HOME Investment Partnership (HOME) Program funds previously allocated to Community Development Programs Center of Nevada (CDPCN), LLC to assist with the purchase of Emerald Breeze Apartments (APN 139-28-503-023) located at 900 Monroe Avenue – Ward 5 (Barlow)
41. Approval to pursue foreclosure process and utilize \$10,000 Redevelopment 18% Set-Aside Funds to pay fees, taxes and liens associated with the property foreclosure located at 7054 Burcot Avenue, Unit L-45 (APN 140-23-118-013) – All Wards

## **PLANNING & DEVELOPMENT - CONSENT**

42. Approval of the Interlocal Contract between the Regional Transportation Commission of Southern Nevada (RTC), the State of Nevada (State) through the Department of Transportation (NDOT), the County of Clark (County) and the Cities of Boulder City, Henderson, Las Vegas, Mesquite and North Las Vegas for the metropolitan transportation planning process – All Wards

## **PUBLIC WORKS - CONSENT**

43. Approval of Fourth Supplemental Interlocal Contract for design of the Oakey - Meadows Storm Drain located on the Springs Preserve site from the northwest corner of Alta Drive and Valley View Boulevard to Fulton Place, west on Fulton Place from Valley View Boulevard to Hinson Street, south on Hinson Street to Charleston Boulevard, west on Charleston Boulevard to Decatur Boulevard and south on Decatur Boulevard to Sahara Avenue (\$4,720,354 - Clark County Regional Flood Control District [CCRFCD]) - Ward 1 (Tarkanian)
44. Approval of Third Supplemental Interlocal Contract for the Brent Lane and Tule Springs Detention Basins being constructed within the Floyd Lamb Park (northeast corner of Cimarron Road and Racel Street) along with a collection facility, extending west along Racel Street from Cimarron Road to El Capitan Way (\$1,653,600 - Clark County Regional Flood Control District [CCRFCD]) - Ward 6 (Ross)

45. Approval of Interlocal Contract LAS09W08 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCD) to provide funding for the construction of the Oakey Drain - Birch Street to Cahlan Drive (\$10,201,994 - CCRFCD) - Ward 1 (Tarkanian)
46. Approval of Interlocal Contract 581 between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to perform a planning study for a future interchange on I-15 at Owens Avenue and for eliminating the current Owens Avenue One-way couplet (\$300,000 - RTC) - Ward 5 (Barlow)
47. Approval of Interlocal Contract 582 between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to fund the design of bicycle facilities to be located along Tenaya Way - from Cheyenne Avenue to Craig Road and along Gowan Road - from Pioneer Road to Tenaya Way (\$64,000 - RTC Question 10 funds) - Ward 4 (Brown)
48. Approval of Third Supplemental Interlocal Contract 461c between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to revise the scope of project and approve a revised authorization to proceed for construction for Question 10 project 144A - Intelligent Transportation System (ITS) communication infrastructure - Alexander Road from Durango Road to US-95 (\$1,400,000 - RTC Question 10 funds) - Ward 4 (Brown)
49. Approval of Amendment Number 3 to the Interlocal Contract with Clark County for the Department of Social Services to assist in evaluating City-designated Special Improvement District hardship applications (\$35 an hour/estimated \$1,000 a year - Revolving Special Improvement District Fund) - All Wards
50. Approval of a Rule 9 Line Extension Agreement with Nevada Power Company (NPC) for the extension of NPC facilities to provide power for the trail lighting on the Rampart Drainage Trail Phase I project, located along the Angel Park Golf Course (Suncoast Drive and Durango Drive) from Alta Drive to Westcliff Drive (\$27,825 - Southern Nevada Public Land Management Act [SNPLMA]) - Ward 2 (Wolfson)
51. Approval of two Landscape Waivers from the City of Las Vegas for portions of the Northeast Quarter of Section 36, Township 20 South, Range 60 East and the Northwest Quarter of Section 6, Township 21 South, Range 61 East, Mount Diablo Meridian, to remove landscape requirements in affected areas for two properties located along Decatur Boulevard at the northwest corner of Decatur Boulevard and Alta Drive and the southwest corner of Decatur Boulevard and Charleston Boulevard, APNs 138-36-601-009 and 162-06-111-002 - Ward 1 (Tarkanian)
52. Approval of Easements and Rights-of-Way documents that will assign rights for five (5) Fire Hydrant easements from the City of Las Vegas to the Las Vegas Valley Water District for portions of the Northeast and Southwest Quarters of Section 28, the Northeast and Southeast Quarters of Section 21, and the Northeast Quarter of Section 33, Township 20 South, Range 61 East, Mount Diablo Meridian, with regard to the Martin L. King Boulevard improvement project, located along Martin L. King Boulevard at the northeast corner of Washington Avenue, the southwest corner of Bonanza Road and the southeast corner of Miller Avenue, APNs 139-28-604-008, 139-28-401-033, 139-21-510-078, 139-21-710-001 and 139-33-510-002 - Ward 5 (Barlow)
53. Approval to file a Right-of-Way Grant with the Bureau of Land Management for a portion of the east half of Section 1, Township 19 South, Range 60 East, Mount Diablo Meridian for roadway purposes on the west 65 feet of Decatur Boulevard (south of Moccasin Road and north of Gilbert Lane) APNs 125-01-701-001 and 125-01-001-001 - Ward 6 (Ross)

### **RESOLUTIONS - CONSENT**

54. R-17-2008 - Approval of a Resolution overruling complaints, protests, and objections and confirming the final assessment roll for Special Improvement District No. 1485 - Alta Drive (Rancho Drive to approximately 275 feet west of Lacy Lane) (Landscape Maintenance FY2009) (\$65,340.00 - Capital Projects Fund - Special Assessments) - Ward 1 (Tarkanian)
55. R-18-2008 - Approval of a Resolution Making Provisional Order and Directing that the Notice of Public Hearing thereon be given regarding: Special Improvement District No. 1511 - Farm Road (Virginia Dale Street to Tule Springs Road) - Ward 6 (Ross)
56. R-19-2008 - Approval of a Resolution overruling complaints, protests, and objections and confirming the Final Assessment Roll for Special Improvement District No. 1516 - Fremont Street Maintenance District (Las Vegas Boulevard to 8th Street) (\$252,402.00 - Capital Projects Fund/Special Assessments) - Ward 5 (Barlow)

57. R-20-2008 - Approval of the Resolution by the City of Las Vegas ("City") and the Las Vegas Convention and Visitors Authority (LVCVA) to accept a \$50,000 grant from the LVCVA to fund capital improvements to the Las Vegas Sculpture Park, located on Boulder Avenue between Main Street and First Street - Ward 3 (Reese)

## **DISCUSSION/ACTION ITEMS**

### **HEARINGS - DISCUSSION**

58. Public Hearing on annexation report for the proposed annexation area generally located within the area bounded by Witch Mountain Road on the west, Moccasin Road on the north, Shaumber Road on the east and Iron Mountain Road on the south (ANX-23103) – Ward 6 (Ross)
59. Public Hearing and possible action on the City of Las Vegas 2008-2009 Action Plan for the submittal to U.S. Department of Housing and Urban Development (HUD) - All Wards

### **CITY ATTORNEY - DISCUSSION**

60. Discussion and possible action on Appeal of Work Card Denial: Aricka Laniece Campbell, 5253 Summer Trout Street, North Las Vegas, Nevada 89031
61. Discussion and possible action on Appeal of Work Card Denial: Doraelia Annette Mckernan Borrego, 3070 S. Nellis Boulevard, Apt. 2138, Las Vegas, NV 89121
62. Discussion and possible action on Appeal of Work Card Denial: Mark Soro, 1442 Corsica Crest Court, Las Vegas, Nevada 89123

### **FINANCE & BUSINESS SERVICES - BUSINESS SERVICES DISCUSSION**

63. Discussion and possible action regarding Temporary Approval of a new Supper Club License subject to the provisions of the planning and fire codes and Health Dept. regulations, Caylix Fine Dining, LLC, dba Caylix Jazz Club, 4760 West Sahara Avenue, Suite 13, Regina Edwards, Managing Mmbr, 100% - Ward 1 (Tarkanian)
64. Discussion and possible action regarding Temporary Approval of a new Auctioneer License, Gene Munari, dba Munari Auctions, 6455 Dean Martin Drive, Suite L, Gene J. Munari, Owner 100% - County
65. ABEYANCE ITEM - Discussion and possible action regarding Change of Location for Temporary Approval of a Tavern License subject to Health Dept. regulations, Dominic L. Laino, dba Club 2100, From: 2025 East Charleston Boulevard, To: 2100 Fremont Street, Dominic L. Laino, 100% - Ward 3 (Reese)
66. ABEYANCE ITEM - Discussion and possible action regarding a Suspension of a Temporary Massage Establishment License, 5 Star Consumers Inc., dba Sunflower Massage, 2127 Paradise Road, Tony T. Tang, Pres 100% - Ward 3 (Reese)
67. Discussion and possible action regarding a Review of a Temporary Tavern License (Non-Operational), Sterling Venue Ventures Las Vegas, LLC, dba The Canyon Club, 202 Fremont Street, Sterling Worldwide Entertainment, Inc., Lance Sterling, Mmbr 33.3%, Jeffrey C. Lapin, Mmbr, 33.3%, and Block 16, LLC, Melissa L. Richardson and William R. Richardson, Mmbr, 33.3% - Ward 3 (Reese)

### **PLANNING & DEVELOPMENT - DISCUSSION**

68. Discussion and possible action on the 90-day update of Bill No. 2007-68 which updates the zoning regulations that govern off-premise signs - All Wards

## **PUBLIC WORKS - DISCUSSION**

69. Report by the Nevada Department of Transportation (NDOT) on the status of the I-15 North Design Build Project - Ward 5 (Barlow)

## **RESOLUTIONS - DISCUSSION**

70. R-21-2008 - Discussion and possible action regarding Resolution Amending Fee Schedule for LVMC Titles 18 and 19 – All Wards

## **BOARDS & COMMISSIONS - DISCUSSION**

71. BUILDING AND SAFETY ENTERPRISE FUND ADVISORY COMMITTEE – Mark Vincent, Steve Quinn and Brooks Williams, Term Expirations 5-17-2008

## **RECOMMENDING COMMITTEE REPORT - DISCUSSION**

## **BILLS ELIGIBLE FOR ADOPTION AT A LATER MEETING**

**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.**

72. Bill No. 2008-17 – Establishes new regulations for cable television operators and other video services providers, consistent with NRS Chapter 711, as amended. Proposed by: Mark R. Vincent, Director of Finance and Business Services
73. Bill No. 2008-18 – Annexation No. ANX-26436 – Property location: At 4871 Reiter Avenue; Petitioned by: Joel Hermosillo; Acreage: 0.53 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Ricki Y. Barlow
74. Bill No. 2008-19 – Annexation No. ANX-26466 – Property location: At 6424 West Cheyenne Avenue; Petitioned by: Vietnam Veterans America Chapter #17; Acreage: 0.63 acres; Zoned: C-P (County zoning), P-R (City equivalent). Sponsored by: Councilman Ricky Y. Barlow
75. Bill No. 2008-20 – Establishes additional licensing requirements and regulations applicable to wedding chapels. Sponsored by: Councilman Gary Reese
76. Bill No. 2008-21 - Ordinance Creating Special Improvement District No. 1507 - Jones Boulevard (Elkhorn Road to Horse Drive) and Grand Teton Drive (Maverick Street to Decatur Boulevard) Sponsored by: Step Requirement

## **NEW BILLS - DISCUSSION**

**THERE IS NO PUBLIC COMMENT ON THESE ITEMS. NEW BILLS ARE READ INTO THE RECORD AND REFERRED TO RECOMMENDING COMMITTEE FOR A SEPARATE HEARING TO RECEIVE PUBLIC TESTIMONY BEFORE ACTION BY THE COUNCIL AT A LATER MEETING. EXCEPTION: EMERGENCY BILLS OR THOSE ITEMS TO BE STRICKEN OR TABLED.**

77. Bill No. 2008-22 - Levies Assessment for Special Improvement District No. 1516 – Fremont Street Maintenance District (Las Vegas Boulevard to 8th Street) Sponsored by: Step Requirement
78. Bill No. 2008-23 - Levies Assessment for Special Improvement District No. 1485 - Alta Drive (Rancho Drive to approximately 275 feet west of Lacy Lane) (Landscape Maintenance FY2009) Sponsored by: Step Requirement
79. Bill No. 2008-24 – Amends the Town Center Development Standards Manual in various respects. Sponsored by: Councilman Steven D. Ross

80. Bill No. 2008-25 – Eliminates the requirement that a general business-related gaming establishment licensed to sell alcoholic beverages obtain a separate special use permit for the gaming use. Sponsored by: Mayor Oscar B. Goodman

### **1:00 P.M. - AFTERNOON SESSION**

#### **BUSINESS ITEMS - AFTERNOON**

81. Any items from the afternoon session that the Council, staff and /or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time

### **PLANNING & DEVELOPMENT**

**THE ITEMS LISTED BELOW, WHERE APPROPRIATE, HAVE BEEN REVIEWED BY THE VARIOUS CITY DEPARTMENTS RELATIVE TO REQUIREMENTS FOR STORM DRAINAGE AND FLOOD CONTROL, CONNECTION TO SANITARY SEWER, TRAFFIC CIRCULATION, AND BUILDING AND FIRE REGULATIONS. THEIR COMMENTS AND/OR RECOMMENDATIONS AND REQUIREMENTS HAVE BEEN INCORPORATED INTO THE ACTION.**

#### **PLANNING & DEVELOPMENT - CONSENT**

**PM SESSION - ALL ITEMS LISTED ON THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE AND HAVE BEEN RECOMMENDED "FOR APPROVAL". ALL ITEMS ON THE CONSENT AGENDA MAY BE APPROVED IN A SINGLE MOTION. HOWEVER, IF A COUNCIL MEMBER SO REQUESTS, ANY CONSENT ITEM MAY BE MOVED TO THE DISCUSSION PORTION OF THE AGENDA AND OTHER ACTION, INCLUDING POSTPONEMENT OR DENIAL OF THE ITEM, MAY TAKE PLACE.**

82. EOT-27229 - APPLICANT/OWNERS: THE DRASKOVICH BUILDING, LLC AND ELITE TOWER LLC - Request for an Extension of Time of an approved Special Use Permit (SUP-11249) FOR A PROPOSED 538-FOOT TALL BUILDING WITHIN THE A-O AIRPORT OVERLAY DISTRICT at 801, 805, 809 and 815 South Casino Center Boulevard (APNs 139-34-410-066 through 069), C-2 (General Commercial) Zone and R-4 (High Density Residential) Zone under Resolution of Intent to C-2 (General Commercial) Zone, Ward 3 (Reese). Staff recommends APPROVAL
83. EOT-27230 - APPLICANT/OWNERS: THE DRASKOVICH BUILDING, LLC AND ELITE TOWER LLC- Request for an Extension of Time of an approved Special Use Permit (SUP-11245) FOR A PROPOSED MIXED-USE DEVELOPMENT at 801, 805, 809 and 815 South Casino Center Boulevard (APNs 139-34-410-066 through 069), C-2 (General Commercial) Zone and R-4 (High Density Residential) Zone under Resolution of Intent to C-2 (General Commercial) Zone, Ward 3 (Reese). Staff recommends APPROVAL
84. EOT-27228 - APPLICANT/OWNERS: THE DRASKOVICH BUILDING, LLC and ELITE TOWER LLC - Request for an Extension of Time of an approved Site Development Plan Review (SDR-11240) FOR A PROPOSED 45-STORY MIXED USE DEVELOPMENT, CONSISTING OF 451 RESIDENTIAL UNITS AND 7,940 SQUARE FEET OF RETAIL FLOOR SPACE; AND WAIVERS OF THE STEPBACK AND BUILD-TO-LINE STANDARDS OF THE DOWNTOWN CENTENNIAL PLAN on 0.80 acres at 801, 805, 809 and 815 South Casino Center Boulevard (APNs 139-34-410-066 through 069), C-2 (General Commercial) Zone and R-4 (High Density Residential) Zone under Resolution of Intent to C-2 (General Commercial) Zone, Ward 3 (Reese). Staff recommends APPROVAL

**PLANNING & DEVELOPMENT - ONE MOTION/ONE VOTE**

**THE FOLLOWING ARE ITEMS THAT MAY BE CONSIDERED IN ONE MOTION/ONE VOTE. THEY ARE CONSIDERED ROUTINE NON-PUBLIC AND PUBLIC HEARING ITEMS. ALL PUBLIC HEARINGS AND NON-PUBLIC HEARINGS WILL BE OPENED AT ONE TIME. ANY PERSON REPRESENTING AN APPLICATION OR A MEMBER OF THE PUBLIC OR A MEMBER OF THE CITY COUNCIL NOT IN AGREEMENT WITH THE CONDITIONS AND ALL STANDARD CONDITIONS FOR THE APPLICATION RECOMMENDED BY STAFF, SHOULD REQUEST TO HAVE THAT ITEM REMOVED FROM THIS PART OF THE AGENDA.**

85. VAR-26747 - PUBLIC HEARING - APPLICANT/OWNER: MORTON FOX - Request for a VARIANCE TO ALLOW A 25-FOOT FRONT YARD SETBACK WHERE 30 FEET IS REQUIRED FOR A PROPOSED PORTE COCHERE on 0.64 acres at 2020 Silver Avenue (APN 162-04-210-063), R-E (Residence Estates) Zone, Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and staff recommend APPROVAL
86. SUP-26608 - PUBLIC HEARING - APPLICANT: ROSATI'S - OWNER: NS SOUTHWEST #4, LLC - Request for a Special Use Permit FOR A PROPOSED RESTAURANT WITH A BEER/WINE/COOLER ON-SALE ESTABLISHMENT at 8001 North Durango Drive, Suite #110 (APN 125-08-813-008), C-1 (Limited Commercial) Zone, Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL
87. SUP-25131 - PUBLIC HEARING - APPLICANT: MOUNTAIN VIEW ESTATES - OWNER: SEUNG HWAN HAN AND EUN JOO HAN - Request for a Special Use Permit FOR A PROPOSED 40-FOOT HIGH, 14-FOOT BY 48-FOOT OFF-PREMISE SIGN at 1550 West Oakey Boulevard (APN 162-04-605-008), M (Industrial) Zone, Ward 3 (Reese). NOTE: THIS APPLICATION IS FOR A 55-FOOT HIGH SIGN. The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
88. SUP-26576 - PUBLIC HEARING - APPLICANT: LUTHERAN SOCIAL SERVICES OF NEVADA - OWNER: HARSCH INVESTMENT PROPERTIES LLC - Request for a Special Use Permit FOR A SOCIAL SERVICE PROVIDER at 51 North Pecos Road, Suites #109-113 (APN 139-36-811-010), M (Industrial) Zone, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL
89. SUP-26624 - PUBLIC HEARING - APPLICANT: DRAKE DEVELOPMENTS, LLC - OWNER: WILLIAM A. AND LISA A. KAERCHER TRUST - Request for a Special Use Permit FOR A PROPOSED RETAIL ESTABLISHMENT WITH BEER/WINE/COOLER OFF-SALE on 1.65 acres located at 10 North Eastern Avenue (APN 139-35-815-003), C-2 (General Commercial) Zone, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL
90. SUP-26625 - PUBLIC HEARING - APPLICANT: DRAKE DEVELOPMENTS, LLC - OWNER: NEVADA HERITAGE INVESTMENTS - Request for a Special Use Permit FOR A PROPOSED RETAIL ESTABLISHMENT WITH BEER/WINE/COOLER OFF-SALE on 1.78 acres located at 6100 Vegas Drive (APN 138-23-801-002), C-1 (Limited Commercial) Zone, Ward 5 (Barlow). The Planning Commission (7-0 vote) and staff recommend APPROVAL
91. SUP-26774 - PUBLIC HEARING - APPLICANT: OUTDOOR SOLUTIONS - OWNER: FRED KAVLI - Request for a Special Use Permit FOR A 40-FOOT TALL, 14-FOOT BY 48-FOOT OFF-PREMISE SIGN at 4510 North Tenaya Way (APN 138-03-601-003), C-1 (Limited Commercial) Zone, Ward 4 (Brown). The Planning Commission (5-1-1 vote) and staff recommend APPROVAL
92. VAC-26611 - PUBLIC HEARING - APPLICANT/OWNER: BART MAYBIE - Petition to Vacate an existing 20-foot drainage easement generally located on the northeast corner of Maggie Avenue and Coke Street, Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL
93. VAC-26629 - PUBLIC HEARING - APPLICANT: GREAT AMERICAN CAPITAL - OWNER: SMOKE RANCH DEVELOPMENT, LLC - Petition to Vacate a 10-foot wide public drainage easement generally located 1,265 feet east of the southeast corner of North Buffalo Drive and Smoke Ranch Road, Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend APPROVAL

94. VAC-26687 - PUBLIC HEARING - APPLICANT: SOUTHWEST ENGINEERING - OWNER: DECATUR 215 OF NEVADA, LLC - Petition to Vacate portions of Decatur Boulevard, a 30-foot access, drainage and public sewer easement, a 43-foot public drainage, access, public sewer easement and a 56-foot public drainage easement generally located at the northwest corner of Decatur Boulevard and Tropical Parkway, Ward 6 (Ross). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

#### **PLANNING & DEVELOPMENT - DISCUSSION**

95. DIR-27454 - APPLICANT: WESTCARE NEVADA INC. - Appeal of the Director's decision to deny a Business License per 19.04.010 for a Convalescent Care Facility on property located at 401 South Martin L. King Boulevard (APN 139-33-601-004), M (Industrial) Zone, Ward 5 (Barlow). Staff recommends DENIAL
96. GPA-25969 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: SMOKE RANCH INVESTMENTS - Request to Amend a portion of the Southwest Sector Plan of the General Plan FROM: MLA (MEDIUM-LOW ATTACHED DENSITY RESIDENTIAL) TO: GC (GENERAL COMMERCIAL) on 5.33 acres adjacent to the south side of Smoke Ranch Road, approximately 175 feet east of Decatur Boulevard (APN 139-19-101-002), Ward 5 (Barlow). NOTE: The Planning Commission recommended approval of S-C (Service Commercial). Staff recommends DENIAL. The Planning Commission (5-2 vote) recommends APPROVAL
97. ZON-25970 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: SMOKE RANCH INVESTMENTS - Request for a Rezoning FROM: R-1 (SINGLE FAMILY RESIDENTIAL) UNDER RESOLUTION OF INTENT TO R-PD10 (RESIDENTIAL PLANNED DEVELOPMENT - 10 UNITS PER ACRE) TO: C-2 (GENERAL COMMERCIAL) on 5.33 acres adjacent to the south side of Smoke Ranch Road, approximately 175 feet east of Decatur Boulevard (APN 139-19-101-002), Ward 5 (Barlow). NOTE: The Planning Commission recommended approval of C-1 (Limited Commercial). Staff recommends DENIAL. The Planning Commission (5-2 vote) recommends APPROVAL
98. SDR-25247 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: SOKA GAKKAI INTERNATIONAL-USA - OWNER: NELS TRUST, ET AL - Request for a Site Development Plan Review FOR A PROPOSED 5,991 SQUARE FOOT, SINGLE STORY CHURCH/HOUSE OF WORSHIP AND COMMUNITY CENTER on 1.09 acres at the southeast corner of Charleston Boulevard and Cahlan Drive (APN 162-05-512-020), C-D (Designed Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (5-1 vote) and staff recommend APPROVAL
99. SUP-23285 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: METRO PCS NEVADA, LLC - OWNER: D&W, INC. - Appeal filed from the denial by the Planning Commission of a request for a Special Use Permit FOR A PROPOSED 10-FOOT EXTENSION TO AN EXISTING 60-FOOT TALL WIRELESS COMMUNICATION FACILITY, NON-STEALTH DESIGN at 120 North Jones Boulevard (APN 138-25-404-004), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (6-0-1 vote) and staff recommend DENIAL
100. SUP-25460 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: MIKE'S LIQUOR, LLC - OWNER: SAHARA-SAB NEVADA, LLC - Request for a Special Use Permit FOR A PROPOSED PACKAGE LIQUOR OFF-SALE ESTABLISHMENT at 2600 West Sahara Avenue, Suites #103 and #104 (APN 162-05-818-002), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (5-0 vote) and staff recommend APPROVAL
101. ZON-25758 - PUBLIC HEARING - APPLICANT: SOUTHWEST DESERT EQUITIES, LLC - OWNER: K R LAND COMPANY, LLC ET AL. - Request for a Rezoning FROM: U (UNDEVELOPED) [PCD (PLANNED COMMUNITY DEVELOPMENT)] TO: PD (PLANNED DEVELOPMENT) on 23.62 acres at the southeast corner of Hualapai Way and Deer Springs Way (APNs 125-19-301-001 through 005 and 013), Ward 6 (Ross). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL
102. SDR-25760 - PUBLIC HEARING - APPLICANT: SOUTHWEST DESERT EQUITIES, LLC - OWNER: K R LAND COMPANY, LLC ET AL. - Request for a Site Development Plan Review FOR A PROPOSED 200,300 SQUARE-FOOT RETAIL DEVELOPMENT on 23.62 acres at the southeast corner of Hualapai Way and Deer Springs Way (APNs 125-19-301-001 through 005 and 013), U (Undeveloped) [PCD (Planned Community Development)] Zone [PROPOSED: PD (Planned Development) Zone], Ward 6 (Ross). NOTE: ITEM HAS BEEN AMENDED TO A 205,000 SQUARE-FOOT RETAIL DEVELOPMENT. Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL

- 103.VAC-25759 - PUBLIC HEARING - APPLICANT: SOUTHWEST DESERT EQUITIES, LLC - OWNER: K R LAND COMPANY, LLC ET AL. - Petition to Vacate portions of U.S. Government Patent easements generally located east of Hualapai Way and south of Deer Springs Way, Ward 6 (Ross). The Planning Commission (6-1 vote) and staff recommend APPROVAL
- 104.ZON-25776 - PUBLIC HEARING - APPLICANT: EXCEED PROPERTIES, INC. - OWNER: EXCEED PROPERTIES, INC., ET AL. - Request for a Rezoning FROM: R-PD25 (RESIDENTIAL PLANNED DEVELOPMENT - 25 UNITS PER ACRE) AND R-1 (SINGLE FAMILY RESIDENTIAL) TO: C-1 (LIMITED COMMERCIAL) on 4.35 acres adjacent to the east side of 6th Street, approximately 360 feet north of Sahara Avenue (APNs 162-03-811-001 through 084; 162-03-801-011, 013, and 014), Ward 3 (Reese). The Planning Commission (5-2 vote) recommends DENIAL. Staff recommends APPROVAL
- 105.VAR-25778 - PUBLIC HEARING - APPLICANT: EXCEED PROPERTIES, INC. - OWNER: EXCEED PROPERTIES, INC., ET AL. - Request for a Variance TO ALLOW NO STEPBACK WHERE A 1:1 STEPBACK TO HEIGHT RATIO IS REQUIRED ALONG A STREET CLASSIFIED AS COLLECTOR OR LARGER FOR A PROPOSED MIXED-USE DEVELOPMENT on 7.02 acres adjacent to the northeast corner of Sixth Street and Sahara Avenue (APNs 162-03-801-011, 013, 014, and 099; 162-03-811-001 through 084), C-1 (Limited Commercial) Zone, R-PD25 (Residential Planned Development - 25 Units per Acre) Zone, and R-1 (Single Family Residential) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend DENIAL
- 106.SUP-25775 - PUBLIC HEARING - APPLICANT: EXCEED PROPERTIES, INC. - OWNER: EXCEED PROPERTIES, INC., ET AL. - Request for a Special Use Permit FOR A 500-FOOT BUILDING IN THE A-O (AIRPORT OVERLAY) DISTRICT WHERE THE HEIGHT LIMITATION IS 175 FEET on 7.02 acres adjacent to the northeast corner of Sixth Street and Sahara Avenue (APNs 162-03-801-011, 013, 014, and 099; 162-03-811-001 through 084), C-1 (Limited Commercial) Zone, R-PD25 (Residential Planned Development - 25 Units per Acre) Zone, and R-1 (Single Family Residential) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend DENIAL
- 107.SUP-25779 - PUBLIC HEARING - APPLICANT: EXCEED PROPERTIES, INC. - OWNER: EXCEED PROPERTIES, INC., ET AL. - Request for a Special Use Permit FOR A PROPOSED MIXED-USE DEVELOPMENT on 7.02 acres adjacent to the northeast corner of Sixth Street and Sahara Avenue (APNs 162-03-801-011, 013, 014, and 099; 162-03-811-001 through 084), C-1 (Limited Commercial) Zone, R-PD25 (Residential Planned Development - 25 Units per Acre) Zone, and R-1 (Single Family Residential) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend DENIAL
- 108.SDR-25773 - PUBLIC HEARING - APPLICANT: EXCEED PROPERTIES, INC. - OWNER: EXCEED PROPERTIES, INC., ET AL. - Request for a Site Development Plan Review FOR A PROPOSED 43-STORY MIXED-USE DEVELOPMENT INCLUDING 1,105 RESIDENTIAL UNITS AND 179,860 SQUARE FEET OF COMMERCIAL USES, WITH A WAIVER OF RESIDENTIAL ADJACENCY REQUIREMENTS TO ALLOW A 101-FOOT SETBACK WHERE 1,500 FEET IS REQUIRED AND WAIVERS OF PERIMETER LANDSCAPE BUFFER STANDARDS TO ALLOW A ZERO-FOOT BUFFER ALONG A PORTION OF THE NORTH PROPERTY LINE AND FIVE FEET ALONG THE EAST PROPERTY LINE WHERE EIGHT FEET IS REQUIRED on 7.02 acres adjacent to the northeast corner of Sixth Street and Sahara Avenue (APNs 162-03-801-011, 013, 014, and 099; 162-03-811-001 through 084), C-1 (Limited Commercial) Zone, R-PD25 (Residential Planned Development - 25 Units per Acre) Zone, and R-1 (Single Family Residential) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend DENIAL
- 109.SUP-26487 - PUBLIC HEARING - APPLICANT: LV INK - OWNER: SOLADA GROUP - Request for a Special Use Permit FOR A PROPOSED TATTOO PARLOR/BODY PIERCING STUDIO at 1501 South Las Vegas Boulevard (APN 162-03-210-081), C-2 (General Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
- 110.SUP-26569 - PUBLIC HEARING - APPLICANT/OWNER: CALVARY COMMUNITY ASSEMBLY OF GOD, INC - Request for a Special Use Permit FOR A PROPOSED SOCIAL SERVICE PROVIDER (DENTISTRY) at 2900 North Torrey Pines Drive (APN 138-14-601-005), C-V (Civic) Zone, Ward 5 (Barlow). The Planning Commission (5-2 vote) and staff recommend APPROVAL

- 111.SUP-26619 - PUBLIC HEARING - APPLICANT: DOLLAR LOAN CENTER - OWNER: DECATUR CROSSING CENTER, LLC - Request for a Special Use Permit FOR A PROPOSED FINANCIAL INSTITUTION, SPECIFIED AND A WAIVER TO ALLOW AN 81-FOOT RESIDENTIAL SEPARATION WHERE 200 FEET IS REQUIRED at 280 South Decatur Boulevard (APN 138-36-516-004), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 112.SUP-26626 - PUBLIC HEARING - APPLICANT: DRAKE DEVELOPMENTS, LLC - OWNER: THE PEYSER FAMILY REVOCABLE TRUST OF 1997 - Request for a Special Use Permit FOR A PROPOSED RETAIL ESTABLISHMENT WITH BEER/WINE/COOLER OFF-SALE on 1.77 acres located at 7595 Vegas Drive (APN 138-27-101-004), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 113.SDR-24242 - PUBLIC HEARING - APPLICANT/OWNER: BOCA PARK MARKETPLACE LV, LLC - Request for a Major Amendment to an approved Site Development Plan Review [(Z-0030-92(7))] FOR TWO PROPOSED SINGLE-STORY COMMERCIAL RETAIL BUILDINGS WITH A TOTAL FLOOR AREA OF 34,400 SQUARE FEET IN AN EXISTING SHOPPING CENTER on 6.29 acres located at northeast corner of Rampart Boulevard and Charleston Boulevard (APN 138-32-412-028), C-1 (Limited Commercial) Zone, Ward 2 (Wolfson) NOTE: RETAIL BUILDINGS HAVE BEEN AMENDED TO 36,800 SQUARE FEET IN TOTAL FLOOR AREA. The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 114.SDR-25253 - PUBLIC HEARING - APPLICANT/OWNER: INTERNATIONAL CHURCH OF LAS VEGAS - Request for a Site Development Plan Review FOR EIGHT EXISTING MODULAR BUILDINGS AND AN OUTSIDE STORAGE AREA FOR AN EXISTING CHURCH on 12.89 acres at 8100 Westcliff Drive (APN 138-28-401-013), C-V (Civic) Zone, Ward 2 (Wolfson). Staff recommends DENIAL. The Planning Commission (4-3 vote) recommends APPROVAL
- 115.SDR-25968 - PUBLIC HEARING - APPLICANT/OWNER: LAND CAPITAL PARTNERS, LLC - Appeal filed from the denial by the Planning Commission of a request for a Site Development Plan Review FOR A 276 SQUARE FOOT ADDITION TO AN EXISTING OFFICE BUILDING AND WAIVERS OF PERIMETER LANDSCAPE BUFFERS TO ALLOW A ZERO-FOOT LANDSCAPE BUFFER ALONG THE SOUTH PROPERTY LINE WHERE 15 FEET IS REQUIRED, TO ALLOW A ZERO FOOT LANDSCAPE BUFFER ALONG THE NORTH AND WEST PROPERTY LINES WHERE EIGHT FEET IS REQUIRED, AND TO ALLOW A ZERO FOOT LANDSCAPE BUFFER ALONG THE EAST PROPERTY LINE WHERE SIX FEET FIVE INCHES IS REQUIRED on 0.15 acres at 4704 West Charleston Boulevard (APN 139-31-410-127), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and staff recommend DENIAL
- 116.SDR-25990 - PUBLIC HEARING - APPLICANT/OWNER: AMRIK SINGH - Appeal filed from the denial by the Planning Commission of a request for a Site Development Plan Review FOR A PROPOSED THREE STORY, 31,000 SQUARE FOOT HOTEL AND WAIVERS TO ALLOW ZERO FEET OF LANDSCAPING ON THE NORTH AND SOUTH PROPERTY LINES on 0.69 acres on the west side of Rancho Drive, approximately 630 feet south of Lone Mountain Road (APN 138-02-101-006), C-2 (General Commercial) Zone, Ward 6 (Ross). The Planning Commission (6-1 vote) recommends DENIAL. Staff recommends APPROVAL
- 117.SDR-26163 - PUBLIC HEARING - APPLICANT/OWNER: IGLESIAS ANER TRUST 1997 - Appeal filed from the denial by the Planning Commission of a request for a Site Development Plan Review FOR THE CONVERSION OF A 110-UNIT APARTMENT COMPLEX TO A CONDOMINIUM DEVELOPMENT on 4.43 acres at 2850 South Decatur Boulevard (APN 162-07-201-002), R-3 (Medium Density Residential) Zone, Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and staff recommend DENIAL
- 118.ROC-27156 - PUBLIC HEARING - APPLICANT: LENNAR COMMUNITIES OF SOUTHERN NEVADA - OWNERS: US HOME CORPORATION AND MS RIALTO SKY RIDGE NV, LLC - Request for a Review of Condition to remove Condition Number 8 of an approved Site Development Plan Review (SDR-3320) WHICH STATED THAT THE SETBACKS SHALL BE A MAXIMUM OF 5 FEET OR 18 FEET AND GREATER TO THE FRONT OF THE GARAGE AND HOUSE AS MEASURED FROM THE BACK OF SIDEWALK OR BACK OF CURB on 23.40 acres adjacent to the northeast corner of Grand Teton Drive and Tee Pee Lane (multiple APNs), T-C (Town Center) Zone [(MLA-TC - Medium-Low Attached Residential - Town Center) land use designation], Ward 6 (Ross). Staff recommends DENIAL

**SET DATE**

119. Set date on any appeals filed or required public hearings from the City Planning Commission Meetings, Centennial Hills Architectural Review Committee and Dangerous Building or Nuisance/Litter Abatements

**CITIZENS PARTICIPATION**

120. 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

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THIS MEETING HAS BEEN PROPERLY NOTICED AND POSTED AT THE FOLLOWING LOCATIONS:

- City Clerk's Bulletin Board, City Hall Plaza, 2<sup>nd</sup> Floor Skybridge
- Bulletin Board, City Hall Plaza, (next door to Metro Records)
- Las Vegas Library, 833 Las Vegas Boulevard North
- Clark County Government Center, 500 S. Grand Central Parkway
- Grant Sawyer Building, 555 E. Washington Avenue