

RESOLUTION NO. R-81-2009

A RESOLUTION CONCERNING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1511 – FARM ROAD (VIRGINIA DALE STREET TO TULE SPRINGS ROAD); OVERRULING COMPLAINTS, PROTESTS AND OBJECTIONS MADE TO THE ASSESSMENTS AT THE HEARING OF SAID ASSESSMENT ROLL; 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.

Summary: Assessment Protest Resolution

WHEREAS, the City Council of the City of Las Vegas (hereinafter the "City Council" and "City", respectively) in the County of Clark and State of Nevada, pursuant to an ordinance heretofore adopted (hereinafter the "District Ordinance") created Las Vegas, Nevada, Special Improvement District No. 1511 – FARM ROAD (VIRGINIA DALE STREET TO TULE SPRINGS ROAD) (hereinafter the "District") and ordered the acquisition of certain local improvements (hereinafter the "Project") within the District in the City; and

WHEREAS, the City Council has heretofore determined that a portion of 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, the City Council heretofore determined and does hereby declare that the net cost of all improvements in the District (including all necessary incidentals which either have been or will be incurred in connection with the District) is \$76,002.20, of which \$0.00 is available from other sources and of which \$76,002.20 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 improvements in the Project; and

WHEREAS, the City Council by resolution heretofore adopted and directed the City Engineer (with the assistance of the City Engineer Division) to make out a final assessment roll; 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; 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; 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 (with the assistance of the City Engineer Division) 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 improvements in the District 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, November 18, 2009, 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 November 18, 2009, 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:

Parcel Number	Ownership	Revised Amount of Final Assessment
125-16-301-003	BERGSRUD RHONDA	\$76,002.20

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:

Parcel Number	Ownership	Assessment
None		

Parcel Number	Ownership	Assessment

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 improvements to be acquired in the District, and only property which is so specially benefited, is included on the assessment roll heretofore filed with the City Clerk on October 21, 2009, and

WHEREAS, the City Council has determined, and does hereby determine, that the notice, both mailed and published, for the hearing held on November 18, 2009, on said assessment roll was reasonably calculated to inform each interested person of the proceedings concerning the District, which may directly and adversely affect his or her legally protected rights and interests.

NOW, THEREFORE, BE IT RESOLVED BY THE LAS VEGAS CITY COUNCIL, 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. 1511 Assessment Protest Resolution" (herein 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 October 21, 2009, 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 Special Improvement District No. 1511 – FARM ROAD (VIRGINIA DALE STREET TO TULE SPRINGS ROAD), including, but not limited to, the acquisition of the improvements, 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 be, and they hereby are, 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.

Passed and approved on December 2, 2009.



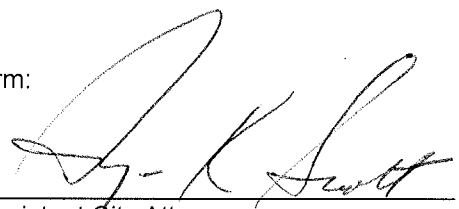
OSCAR B. GOODMAN, Mayor

Attest:



BEVERLY K. BRIDGES, CMC
City Clerk

Approved as to form:

11/18/09 

Date Assistant City Attorney

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

I, Beverly K. Bridges, MMC, the duly chosen and qualified City Clerk of the City of Las Vegas (hereinafter 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 (hereinafter the "City Council") at a meeting held on December 2, 2009.

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 Steve Wolfson Lois Tarkanian Steven D. Ross Ricki Y. Barlow Stavros S. Anthony
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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
2nd 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

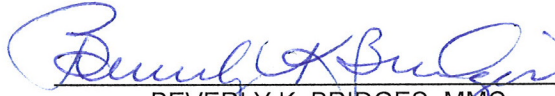
(b) By mailing a copy of the notice to each person, if any, who has requested notice of the meetings of the City Council in the same manner in which notice is required to be mailed to a member of the City Council. Such notice was delivered to the postal service no later than 9:00 a.m. on the third working 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 December 2, 2009, is attached to this certificate as Exhibit "A".

IN WITNESS WHEREOF, I have hereunto set my hand on this December 2, 2009.

(SEAL)



BEVERLY K. BRIDGES, MMC
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: www.lasvegasnevada.gov

COUNCIL MEMBERS: OSCAR B. GOODMAN, MAYOR (At-Large)

COUNCILMAN GARY REESE, MAYOR PRO TEM (Ward 3)

STEVE WOLFSON (Ward 2), LOIS TARKANIAN (Ward 1), STEVEN D. ROSS (Ward 6)

RICKI Y. BARLOW (Ward 5), STAVROS S. ANTHONY (Ward 4)

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.

December 2, 2009

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. 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 – FATHER DAVID REESON, CHAPLAIN, NELLIS AIR FORCE BASE
4. PLEDGE OF ALLEGIANCE
5. RECOGNITION OF THE CITIZEN OF THE MONTH
6. RECOGNITION OF THE TEAM OF THE QUARTER
7. RECOGNITION OF LAS VEGAS ACADEMY CHOIR DIRECTOR SHAUNANTHONY
8. RECOGNITION OF WARD 2 RESIDENT SHANE EMERICK FOR RENDERING MEDICAL AID

BUSINESS ITEMS - MORNING

9. 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
10. Approval of the Final Minutes by reference of the regular City Council meeting of November 4, 2009

CONSENT AGENDA

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

ADMINISTRATIVE - CONSENT

11. Approval of the Community Charter for Symphony Park, the master planned mixed-use community located at 100 South Grand Central Parkway (APN's 139-33-511-002, 008 to 010, 139-33-610-025 to 027, 139-34-110-005, 007 to 009, 139-34-211-001 and 002) - Ward 5 (Barlow)
12. Approval of the Symphony Park Founder Agreement between City Parkway V, Inc., a Nevada non-profit company, and Newland Communities, LLC, a Delaware limited liability company, to manage Symphony Park Master Association of Symphony Park, a master planned mixed-use community located at 100 South Grand Central Parkway (APN's 139-33-511-002, 008 to 010, 139-33-610-025 to 027, 139-34-110-005, 007 to 009, 139-34-211-001 and 002) - Ward 5 (Barlow)

BUSINESS DEVELOPMENT - CONSENT

13. Approval for the City of Las Vegas to accept the conveyance of title to parcels totaling approximately 3.34 acres in the Las Vegas Enterprise Park from the Urban Chamber of Commerce and authorize the payment of property taxes, penalties, interest and fees due to Clark County for said parcels (APNs 139-21-313-013 and -015) (\$45,000 – Industrial Development Revenue Fund) - Ward 5 (Barlow)

FIELD OPERATIONS - CONSENT

14. Approval authorizing staff to submit a Public Purpose Reservation to the Bureau of Land Management for 10-acres of land located west of Cliff Shadows Parkway, north of Hickam Avenue (APN 137-01-301-021) - Ward 4 (Anthony)
15. Approval of a First Amendment to Lease Agreement between the City of Las Vegas and Father Flanagan's Boy's Home for the property located at 821 North Mojave (APN 139-25-303-008) - Ward 3 (Reese)

FINANCE & BUSINESS SERVICES - ADMINISTRATION CONSENT

16. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments
17. Approval to reallocate \$400,000 of 1% Room Tax funding from the Public Works Capital Project Fund to Parks and Leisure Activity Capital Project Fund in order to provide additional funding needed for the Martin Luther King Median Landscape project - Ward 5 (Barlow)

FINANCE & BUSINESS SERVICES - BUSINESS SERVICES CONSENT

18. Approval of an extension of a Temporary Liquor Caterer License, Bonanza Mojave, LLC, dba Elegante Banquet Hall, 3020 East Bonanza Road, Suite 110, Sam Hamika, Owner, 100% - Ward 3 (Reese)
19. Approval of a Change of Location for a Liquor Caterer License, 6 Corona, Inc., dba El Oasis Salon de Fiestas, From: 3231 North Decatur Boulevard, Suite 134, To: 3100 East Lake Mead Boulevard, Victor Corona, Pres and Alma Corona, Secy, Dir - North Las Vegas

20. Approval of a Change of Ownership for a Supper Club License, From: Smallzl, Inc., dba Joey's Seafood and Grill, To: HAMOA, Inc., dba Melting Pot Restaurant, 8704 West Charleston Boulevard, Suite 102, Jonathon Heaton, Pres, Dir, 100% - Ward 2 (Wolfson)
21. Approval of a Change of Location for an Astrology License and a Psychic Arts and Science License, Kerry Fezza, dba Kerry Fezza, From: 7524 Tumbling Street, To: 8412 Haven Brook Court, Kerry Fezza, Owner - Ward 4 (Anthony)
22. Approval of a new Class II Secondhand Dealer License, Colleen & Tom Enterprises, Inc., dba Colleen's Classic Consignment, 1540 South Rainbow Boulevard, Colleen Aiken, Pres, Secy, Treas, Dir, 100% - Ward 1 (Tarkanian)

FINANCE & BUSINESS SERVICES - PURCHASING & CONTRACTS CONSENT

23. Approval of award of Agreement No. 100107-TF, Construction Management Agreement for North and South Environmental Enhancement Areas at Floyd Lamb Park located at 9200 Tule Springs Road - Department of Public Works - Award recommended to: VTN NEVADA (\$3,000,000 - Road and Flood Capital Projects Fund) - Ward 6 (Ross)
24. Approval of award of Blanket Services Agreement No. 100085-LD, Design and Construction Management located at the Water Pollution Control Facility, 6005 East Vegas Valley Drive - Department of Public Works - Award recommended to: HDR ENGINEERING, INC. (\$1,000,000 - Sanitation Enterprise Fund) - County
25. Approval of award of Blanket Services Agreement No. 100084-LD, Design and Construction Management located at the Water Pollution Control Facility, 6005 East Vegas Valley Drive - Department of Public Works - Award recommended to: CAROLLO ENGINEERS, P.C. (\$1,000,000 - Sanitation Enterprise Fund) - County
26. Approval of award of Bid No. 09.1762.02-LED, Federal Project Numbers ARRA-009(119), ARRA-003-(121) and ARRA-003(122), 2009 Asphalt Overlay located on Lamb Boulevard from Charleston Boulevard to Owens Avenue, Alexander Road from Cimmaron Road to U.S. 95, Durango Drive from Cheyenne Avenue to Alexander Road and Hills Center Drive from Village Center Circle to Lake Mead Boulevard and the construction conflicts and contingency reserve set by Finance and Business Services - Department of Field Operations - Award recommended to: SOUTHERN NEVADA PAVING, INC. (\$3,374,500 - Road and Flood Capital Projects Fund) - Wards 2, 3 and 4 (Wolfson, Reese and Anthony)
27. Approval of award of Amendment No. 1 to Agreement No. 100118-LD, Engineering Design Services Agreement for Bonneville/Clark One-way Couplet - Department of Public Works - Award recommended to: KIMLEY-HORN AND ASSOCIATES, INC. (\$250,000 - Road and Flood Capital Projects Fund) - Ward 3 (Reese)
28. Approval of award of Contract No. 090227-CW, Radiological Services - Department of Fire and Rescue - Award recommended to: DESERT RADIOLOGY (\$60,000 - General Fund)
29. Approval of award of Contract No. 080160-TB, Associated High Performance Tennis Professionals for the Amanda and Stacy Darling Tennis Center located at 7901 West Washington Avenue - Department of Leisure Services - Award recommended to: NEVADA ELITE TENNIS TRAINING, INC. (\$100,000 - General Fund) - Ward 4 (Anthony)

PUBLIC WORKS - CONSENT

30. Approval to appraise and negotiate for real property for the future widening of Bonneville Avenue located on the northeast corner of Bonneville Avenue and Main Street, commonly known as 2 East Bonneville Avenue, being a portion of the Northwest Quarter of the Southwest Quarter of Section 34, Township 20 South, Range 61 East, Mount Diablo Meridian, APNs 139-34-311-005 and -006 (\$25,000 Regional Transportation Commission (RTC)-Gas Tax) - Ward 3 (Reese)
31. Approval of a Cooperative Agreement with the State of Nevada Department of Transportation (NDOT) to define maintenance responsibility for the construction of multi-use path and pedestrian crossings at Rainbow Boulevard and Decatur Boulevard for the Bonanza Trail project located within portions of the US-95 right-of-way between Tenaya Way and Decatur Boulevard - Wards 1 and 5 (Tarkanian and Barlow)
32. Approval of a Cooperative (Local Public Agency) Agreement with the State of Nevada Department of Transportation (NDOT) to fund the Rainbow Boulevard Road Repaving project located on Rainbow Boulevard between Smoke Ranch Road and Gowan Road (\$1,910,537 - NDOT [Federal American Recovery and Reinvestment Act of 2009 Funding]) - Wards 4, 5 and 6 (Anthony, Barlow and Ross) and County

33. Approval of Interlocal Agreement 113779 between the City of Las Vegas and the Las Vegas Valley Water District for extension of water facilities for the Sandhill Owens Park and Trailhead (a.k.a. Douglas A. Selby Park and Trailhead) located at Sandhill Drive and Owens Avenue (\$107,718 - Southern Nevada Public Land Management Act [SNPLMA]) - Ward 3 (Reese)
34. Approval of a Cooperative Agreement between the City of Las Vegas and the Nevada Department of Transportation in conjunction with the widening of US-95 from Washington Avenue to Ann Road (\$173,548 - 1% Room Tax Fund/Sanitary Enterprise Fund) - Wards 1, 4, 5 and 6 (Tarkanian, Anthony, Barlow and Ross)

RESOLUTIONS - CONSENT

35. R-81-2009 - Approval of a Resolution overruling complaints, protests, and objections and confirming the Final Assessment Roll for Special Improvement District No. 1511 - Farm Road (Virginia Dale Street to Tule Springs Road) (\$76,002.20 - Capital Projects Fund - Special Assessments) - Ward 6 (Ross)
36. R-82-2009 - Approval of Resolution supporting pursuit of the competitive energy efficiency and conservation block grant program funding, as part of the American Recovery and Reinvestment Act of 2009, for performing energy efficient retrofits to buildings within the community – All Wards

DISCUSSION/ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

37. Discussion and possible action regarding a Memorandum of Understanding (MOU) between the Culinary Workers' Union, the City of Las Vegas, and the City of Las Vegas Redevelopment Agency(RDA) regarding labor matters within the City of Las Vegas and City of Las Vegas Redevelopment Area (\$25,000 - Special Revenue Funds) [NOTE: This item is related to RDA Item 4] - All Wards

CITY ATTORNEY - DISCUSSION

38. Hearing, discussion and possible action regarding complaint seeking disciplinary action against Admistca, Inc., a Nevada corporation; William L. Jacobs and Adela Jacobs, individuals and officers of Admistca, Inc., all doing business as Paradise Lounge, 530 South Martin Luther King Boulevard, Las Vegas, Clark County, Nevada, for violations of the Las Vegas Municipal Code - Ward 5 (Barlow)

FINANCE & BUSINESS SERVICES - BUSINESS SERVICES DISCUSSION

39. ABEYANCE ITEM - Discussion and possible action regarding a new Tavern Limited License subject to the provisions of the planning and fire codes and Health Dept. regulations, Las Palmas Entertainment, Inc., dba Azul Tequila Night Club, 115 North 7th Street, Francisco Lara, Pres, Secy, Treas, Dir, 100% - Ward 5 (Barlow)
40. Discussion and possible action regarding Temporary Approval of a Liquor Caterer License subject to Health Dept. regulations, Mundo, LLC, dba Mundo A Culinary Haute Spot, 495 South Grand Central Parkway, Suite 116, Irma Aguirre, Managing Mmbr, George Harris, Managing Mmbr, George Collaso, Interest, and Robert T. Beers, Interest - Ward 5 (Barlow) - [NOTE: Item to be heard in the afternoon session in conjunction with Item 91 - SUP-35838]
41. Discussion and possible action regarding Temporary Approval of a Change of Business Name, Change of Location, and Change of Ownership for a Tavern License subject to the provisions of the planning code and Health Dept. regulations, From: Pounders, Inc, dba Pounders Sports Lounge, 332 West Sahara Avenue, To: Mundo, LLC, dba Mundo A Culinary Haute Spot, 495 South Grand Central Parkway, Suite 116, Irma Aguirre, Managing Mmbr, George Harris, Managing Mmbr, George Collaso, Interest, and Robert T. Beers, Interest - Ward 5 (Barlow) [NOTE: Item to be heard in the afternoon session in conjunction with Item 91 - SUP-35838]
42. ABEYANCE ITEM - Discussion and possible action regarding an Appeal of Work Card Denial for Ivana Vela, db at Vinny Boy's Italian Market Place, 3620 West Sahara Avenue, Suite W02 - Ward 1 (Tarkanian)

BOARDS & COMMISSIONS - DISCUSSION

43. ABEYANCE ITEM - HISTORIC PRESERVATION COMMISSION – Janet Ruth White, Term Expiration 3-6-2011 (Resigned)

44. REGIONAL FLOOD CONTROL DISTRICT CITIZENS ADVISORY COMMITTEE - Terrence P. Kane, P.E., Term Expiration 12-3-2009
45. PARK & RECREATION ADVISORY COMMISSION – Michael R. Aker Sr., Term Expiration 12-3-2009
46. ANIMAL ADVISORY COMMITTEE – Charles Fitzgerald, Term Expiration 12-3-2009

RECOMMENDING COMMITTEE REPORT - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

47. Bill No. 2009-45 – Amends the City's regulations pertaining to alcoholic beverages, including updates to licensing categories, standards and definitions. Sponsored by: Councilman Steve Wolfson
48. Bill No. 2009-47 – Updates the City's drought conservation measures in accordance with revisions to the Southern Nevada Water Authority's Drought Plan. Sponsored by: Councilwoman Lois Tarkanian
49. Bill No. 2009-48 – Adopts the 2009 Edition of the International Energy Conservation Code, along with amendments thereto. Proposed by: Christopher Knight, Director of Building and Safety
50. Bill No. 2009-50 – Authorizes the execution and delivery of a lease purchase agreement and related agreements to effect the financing of a new City Hall proposed to be located in the area bounded by Lewis Avenue, Clark Avenue, Main Street and First Street. Proposed by: Mark R. Vincent, Director of Finance and Business Services.

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.

51. Bill No. 2009-49 – Updates Municipal Code provisions pertaining to the Department of Finance and Business Services. Proposed by: Elizabeth N. Fretwell, City Manager
52. Bill No. 2009-51 – Authorizes the City to execute the Fourth Amendment to the Amended and Restated Fremont Street Experience Project Development Agreement to provide terms for the repayment of a portion of the costs incurred by the City of Las Vegas Redevelopment Agency to acquire the Fremont Street Parking Garage. Sponsored by: Councilman Gary Reese

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.

53. Bill No. 2009-52 - Levies Assessment for Special Improvement District No. 1511 - Farm Road (Virginia Dale Street to Tule Springs Road). Sponsored by: Step Requirement
54. Bill No. 2009-53 – Adopts an amended development agreement with Cliffs Edge, LLC for the Cliffs Edge (Providence) Development, generally located adjacent to the south side of Grand Teton Drive between Hualapai Way and Puli Road. Sponsored by: Councilman Steven D. Ross

1:00 P.M. - AFTERNOON SESSION

BUSINESS ITEMS - AFTERNOON

55. 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.

56. EOT-36360 - EXTENSION OF TIME - REZONING - APPLICANT/OWNER: BUD HOLDINGS, LLC - Request for an Extension of Time of a previously approved Rezoning (ZON-6510) FROM R-1 (SINGLE FAMILY RESIDENTIAL) AND R-1 (SINGLE FAMILY RESIDENTIAL) UNDER RESOLUTION OF INTENT TO R-2 (MEDIUM-LOW DENSITY RESIDENTIAL) TO C-1 (LIMITED COMMERCIAL) on 0.89 acres adjacent to the east side of Dike Lane, approximately 150 feet north of Bonanza Road (APN 139-29-704-019 through 025), Ward 5 (Barlow). Staff recommends APPROVAL
57. EOT-36364 - EXTENSION OF TIME - VARIANCE - APPLICANT/OWNER: BUD HOLDINGS, LLC - Request for an Extension of Time of a previously approved Variance (VAR-11714) TO ALLOW A 6.8-FOOT REAR-YARD SETBACK WHERE 20 FEET IS THE MINIMUM SETBACK REQUIRED, TO ALLOW A 2.3-FOOT SIDE-YARD SETBACK WHERE TEN FEET IS THE MINIMUM SETBACK REQUIRED, TO ALLOW A FIVE-FOOT CORNER-YARD SETBACK WHERE 15 FEET IS THE MINIMUM SETBACK ALLOWED, TO ALLOW A MAXIMUM LOT COVERAGE OF 83.6 PERCENT WHERE 50 PERCENT IS THE MAXIMUM LOT COVERAGE ALLOWED, AND TO ALLOW A REDUCTION OF BUILDING STEP-BACK REQUIREMENTS FOR A PROPOSED MIXED-USE DEVELOPMENT on 1.88 acres at 2228 and 2230 West Bonanza Road; and 704, 706, 708, and 710 Dike Lane (APNs 139-29-704-019 through 025), C-1 (Limited Commercial) and R-1 (Single Family Residential) with a Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 5 (Barlow). Staff recommends APPROVAL
58. EOT-36365 - EXTENSION OF TIME - VARIANCE - APPLICANT/OWNER: BUD HOLDINGS LLC - Request for an Extension of Time of a previously approved Variance (VAR-11712) TO ALLOW 400 PARKING SPACES WHERE 493 SPACES ARE THE MINIMUM REQUIRED FOR A PROPOSED MIXED USE DEVELOPMENT on 1.88 acres at 2228 and 2230 West Bonanza Road; and 704, 706, 708, and 710 Dike Lane (APNs 139-29-704-019 through 025), C-1 (Limited Commercial) and R-1 (Single Family Residential) with a Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 5 (Barlow). Staff recommends APPROVAL
59. EOT-36361 - EXTENSION OF TIME - SPECIAL USE PERMIT - APPLICANT/OWNER: BUD HOLDINGS, LLC - Request for an Extension of Time of a previously approved Special Use Permit (SUP-6504) FOR A PROPOSED MIXED USE DEVELOPMENT adjacent to the northeast corner of Bonanza Road and Dike Lane (APNs 139-29-704-019 through 025), C-1 (Limited Commercial) and R-1 (Single Family Residential) with a Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 5 (Barlow). Staff recommends APPROVAL
60. EOT-36362 - EXTENSION OF TIME - SPECIAL USE PERMIT - APPLICANT/OWNER: BUD HOLDINGS LLC - Request for an Extension of Time of a previously approved Special Use Permit (SUP-8067) FOR A 350-FOOT TALL BUILDING WHERE 140 FEET IS THE MAXIMUM HEIGHT ALLOWED IN THE AIRPORT OVERLAY ZONE adjacent to the northeast corner of Bonanza Road and Dike Lane (APNs 139-29-704-019 through 025), C-1 (Limited Commercial) and R-1 (Single Family Residential) under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 5 (Barlow). Staff recommends APPROVAL
61. EOT-36358 - EXTENSION OF TIME - SITE DEVELOPMENT PLAN REVIEW - APPLICANT/OWNER: BUD HOLDINGS, LLC - Request for an Extension of Time of a previously approved Site Development Plan Review (SDR-11707) FOR A PROPOSED 12-STORY MIXED USE DEVELOPMENT CONSISTING OF 300 RESIDENTIAL UNITS AND 10,000 SQUARE FEET OF COMMERCIAL SPACE WITH WAIVERS TO ALLOW A 10-FOOT RESIDENTIAL ADJACENCY SETBACK WHERE 540 FEET IS THE MINIMUM SETBACK REQUIRED on 1.88 acres at 2228 and 2230 West Bonanza Road; and 704, 706, 708, and 710 Dike Lane (APNs 139-29-704-019 through 025), C-1 (Limited Commercial) and R-1 (Single Family Residential) with a Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 5 (Barlow). Staff recommends APPROVAL

62. EOT-36228 - EXTENSION OF TIME - VARIANCE - APPLICANT/OWNER: WAYWARD PROPERTIES INC. - Request for an Extension of Time of a previously approved Variance (VAR-18924) TO ALLOW SEVEN PARKING SPACES WHERE 11 ARE REQUIRED FOR A PROPOSED TWO STORY, 3,299 SQUARE-FOOT OFFICE BUILDING on 0.16 acres at 514 Seventh Street (APN 139-34-710-024), P-R (Professional Office and Parking Lot) Zone, Ward 3 (Reese). Staff recommends APPROVAL
63. EOT-36229 - EXTENSION OF TIME - VARIANCE - APPLICANT/OWNER: WAYWARD PROPERTIES, INC. - Request for an Extension of Time of a previously approved Variance (VAR-19609) TO ALLOW A 50-FOOT LOT WIDTH WHERE 60 FEET IS THE MINIMUM LOT WIDTH REQUIRED, AND A FOUR-FOOT SIDE YARD SETBACK WHERE FIVE FEET IS THE MINIMUM REQUIRED FOR A PROPOSED TWO STORY, 3,299 SQUARE-FOOT OFFICE BUILDING on 0.16 acres at 514 South Seventh Street (APN 139-34-710-024), P-R (Professional Office and Parking Lot) Zone, Ward 3 (Reese). Staff recommends APPROVAL
64. EOT-36227 - EXTENSION OF TIME - SITE DEVELOPMENT PLAN REVIEW - APPLICANT/OWNER: WAYWARD PROPERTIES, INC. - Request for an Extension of Time of a previously approved Site Development Plan Review (SDR-18925) FOR A TWO STORY, 3,299 SQUARE-FOOT PROFESSIONAL OFFICE BUILDING WITH WAIVERS TO ALLOW PERIMETER LANDSCAPE BUFFER WIDTHS OF FOUR FEET ON THE NORTH AND ZERO FEET ON THE SOUTH PROPERTY LINES WHERE EIGHT FEET IS THE MINIMUM REQUIRED on 0.16 acres at 514 Seventh Street (APN 139-34-710-024), P-R (Professional Office and Parking Lot) Zone, Ward 3 (Reese). Staff recommends APPROVAL
65. EOT-36105 - EXTENSION OF TIME - VARIANCE - APPLICANT/OWNER: BEAZER HOMES HOLDING CORPORATION, LLC - Request for an Extension of Time of a previously approved Variance (VAR-9078) TO ALLOW A 13-FOOT REAR YARD SETBACK WHERE 15 FEET IS THE MINIMUM REQUIRED ON THREE PROPOSED LOTS WITHIN AN APPROVED 313-LOT RESIDENTIAL DEVELOPMENT on 0.24 acres adjacent to the northeast corner of Farm Road and Puli Road (APN 126-13-212-007, 008 and 181), PD (Planned Development) Zone [ML (Medium-Low Density Residential) Cliff's Edge Special Land Use Designation], Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend 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.

66. GPA-36056 - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT/OWNER: CITY OF LAS VEGAS - Request to AMEND THE DOWNTOWN NORTH LAND USE PLAN on 772 acres, Ward 5 (Barlow). The Planning Commission (7-0 vote) and staff recommend APPROVAL
67. MOD-35911 - MAJOR MODIFICATION - PUBLIC HEARING - APPLICANT/OWNER: ANTHONY M. MARLON AND RENEE MARLON FAMILY PROTECTION TRUST AND LODEWIJK A. VAN GEMERT - Request for a Major Modification to the Summerlin Master Development Plan TO AMEND THE EXISTING LAND USE DESIGNATION FROM: COS (COMMUNITY OPEN SPACE) TO: SF1 (SINGLE FAMILY DETACHED) on 0.27 acres, a portion of 9021 and 9025 Greensboro Lane (APNs 138-29-110-058 and 059), P-C (Planned Community) Zone, Ward 2 (Wolfson). The Planning Commission (7-0 vote) and staff recommend APPROVAL
68. ZON-36119 - REZONING - PUBLIC HEARING - APPLICANT: HORVATH TOWERS, LLC - OWNER: SURETE SIETE, LLC - Request for a Rezoning FROM: U (UNDEVELOPED) [SC (SERVICE COMMERCIAL) GENERAL PLAN DESIGNATION] TO: C-1 (LIMITED COMMERCIAL) on 1.43 acres generally located on the west side of Jones Boulevard approximately 360 feet north of Smoke Ranch Road (APN 138-14-802-007), Ward 5 (Barlow). The Planning Commission (4-3 vote) and staff recommend APPROVAL

69. SUP-36117- SPECIAL USE PERMIT RELATED TO ZON-36119 - PUBLIC HEARING - APPLICANT: HORVATH TOWERS - OWNER: SURETE SIETE, LLC - Request for a Special Use Permit FOR A PROPOSED 85-FOOT TALL WIRELESS COMMUNICATION FACILITY, STEALTH DESIGN (MONOPINE) generally located on the west side of Jones Boulevard approximately 360 feet north of Smoke Ranch Road (APN 138-14-802-007), U (Undeveloped) [SC (Service Commercial) General Plan Designation] Zone, Ward 5 (Barlow). The Planning Commission (4-3 vote) and staff recommend APPROVAL
70. ZON-36092 - REZONING - PUBLIC HEARING - APPLICANT/OWNER: CITY OF LAS VEGAS - Request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: C-V (CIVIC) on 2.5 acres generally located at 5591 North Cimarron Road (APN 125-33-101-005), Ward 4 (Anthony). The Planning Commission (7-0 vote) and staff recommend APPROVAL
71. SUP-36136 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT/OWNER: UNITY BAPTIST CHURCH - Request for a Special Use Permit FOR A PROPOSED CHURCH/HOUSE OF WORSHIP at 545 Marion Drive (APN 140-32-501-001 and 002), R-E (Residence Estates) Zone, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL
72. SDR-36124 - SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-36136 - PUBLIC HEARING - APPLICANT/OWNER: UNITY BAPTIST CHURCH - Request for a Site Development Plan Review FOR A PROPOSED 48,816 SQUARE-FOOT ADDITION TO AN EXISTING 8,000 SQUARE-FOOT CHURCH/HOUSE OF WORSHIP WITH A WAIVER OF THE PERIMETER LANDSCAPE BUFFER REQUIREMENTS TO ALLOW A 10-FOOT LANDSCAPE BUFFER ALONG A PORTION OF THE WEST PERIMETER WHERE 15 FEET IS REQUIRED on 4.17 acres at 545 Marion Drive (APN 140-32-501-001 and 002), R-E (Residence Estates) Zone, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL
73. SUP-35909 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: SECOND CHANCES BOUTIQUE - OWNER: TRAILWOOD CENTER, LLC - Request for a Special Use Permit FOR A PROPOSED 1,549 SQUARE FOOT THRIFT SHOP at 9691 Trailwood Drive, Suite #101 (APN 138-19-420-004), P-C (Planned Community) Zone, Ward 2 (Wolfson). The Planning Commission (7-0 vote) and staff recommend APPROVAL
74. SUP-36072 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: FRANCISCO LUJAN - OWNER: HIMIDIAN NERCES SARKIS LIVING TRUST - Request for a Special Use Permit FOR A PROPOSED 988 SQUARE-FOOT THRIFTSHOP at 1412 East Charleston Boulevard (APN 162-02-110-007), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL
75. SUP-36147 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: BIG LEAGUE DREAMS LAS VEGAS, LLC - OWNER: CITY OF LAS VEGAS - Request for a Special Use Permit FOR A PROPOSED 12,664 SQUARE-FOOT LIQUOR ESTABLISHMENT (TAVERN) WITH WAIVERS TO ALLOW A DISTANCE SEPARATION OF ZERO FEET FROM A CITY PARK, 100 FEET FROM A SIMILAR USE, 100 FEET FROM A RELIGIOUS FACILITY AND 400 FEET FROM A SCHOOL WHERE 1500 FEET IS THE MINIMUM DISTANCE REQUIRED at 3151 East Washington Avenue (APN 139-25-701-002), C-V (Civic) Zone, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL
76. RQR-35792 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT: LAS VEGAS BILLBOARDS, LLC - OWNER: JONATHAN PARK, LLC - Request for a Required Review of a previously approved Special Use Permit (SUP-4811) FOR A 40-FOOT TALL, 12-FOOT X 24-FOOT OFF-PREMISE SIGN at 3319 Meade Avenue (APN 162-08-303-004), M (Industrial) Zone, Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and staff recommend APPROVAL
77. RQR-35793 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT: LAS VEGAS BILLBOARDS, LLC - OWNER: JONATHAN PARK, LLC - Request for a Required Review of a previously approved Special Use Permit (SUP-4812) FOR A 40-FOOT TALL, 12-FOOT X 24-FOOT OFF-PREMISE SIGN at 3542 Sirius Avenue (APN 162-08-303-027), M (Industrial) Zone, Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and staff recommend APPROVAL
78. RQR-35930 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT: MOUNTAIN VIEW ESTATES - OWNER: JOHN HERDA - Request for a Required Review of a previously approved Special Use Permit (SUP-4592) FOR A 40-FOOT TALL, 10-FOOT X 40-FOOT OFF-PREMISE SIGN at 2744 Highland Drive (APN 162-09-202-001), M (Industrial) Zone, Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and staff recommend APPROVAL

79. ROC-36349 - REVIEW OF CONDITION – PUBLIC HEARING - APPLICANT/OWNER: WMC III ASSOCIATES LLC - Request for a Review of Condition Number 5 of a previously approved Site Development Plan Review (SDR-4841) TO ALLOW AN ADDITIONAL FIVE YEARS FOR THE SITE PLAN FOR A 345,670 SQUARE-FOOT TEMPORARY EXHIBIT SPACE on 20.68 acres at 209 South Grand Central Parkway (APNs 139-33-511-004 and 139-27-410-005), PD (Planned Development) Zone, Ward 5 (Barlow). Staff recommends APPROVAL
80. VAC-36135 - VACATION - PUBLIC HEARING - APPLICANT: BLUE MARBLE DEVELOPMENT - OWNER: SHIRON DEVELOPMENT, LLC - Petition to Vacate an existing 20-foot wide drainage easement and public sewer easements generally located on the south side of Darling Road, 600 feet west of Tenaya Way, Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT - DISCUSSION

81. SUP-34016 - ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: CLEAR WIRELESS, LLC - OWNER: LXT4, LLC – Appeal filed from the denial by the Planning Commission of a request for a Special Use Permit FOR A PROPOSED 80-FOOT TALL WIRELESS COMMUNICATION FACILITY, STEALTH DESIGN (MONOPALM) approximately 560 feet north of Meadows Lane and approximately 530 feet east of Decatur Boulevard (APN 139-31-110-001), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (6-0 vote) recommends DENIAL. Staff recommends APPROVAL
82. VAR-36338 - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: CAROLINE'S COURT, LLC - Request for a Variance TO ALLOW ZERO LOADING ZONES WHERE ONE IS REQUIRED on a portion of 25.03 acres at the northwest corner of El Capitan Way and Durango Drive (APN 125-17-612-001), T-C (Town Center) Zone [SC-TC (Service Commercial - Town Center) Special Land Use Designation], Ward 6 (Ross). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
83. SUP-36111 - SPECIAL USE PERMIT RELATED TO VAR-36338 - PUBLIC HEARING - APPLICANT/OWNER: CAROLINE'S COURT, LLC - Request for a Special Use Permit FOR A PROPOSED 2,155 SQUARE-FOOT RESTAURANT WITH DRIVE-THROUGH at the northwest corner of El Capitan Way and Durango Drive (APN 125-17-612-001), T-C (Town Center) Zone [SC-TC (Service Commercial - Town Center) Special Land Use Designation], Ward 6 (Ross). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
84. SDR-36112 - SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-36338 AND SUP-36111 - PUBLIC HEARING - APPLICANT/OWNER: CAROLINE'S COURT, LLC - Request for a Major Amendment to a previously approved Site Development Plan Review (SDR-20496) FOR A PROPOSED 2,155 SQUARE-FOOT RESTAURANT WITH DRIVE-THROUGH WITH A WAIVER OF TOWN CENTER DEVELOPMENT STANDARDS TO ALLOW NO LANDSCAPING WITHIN THE ADDITIONAL 10-FOOT SETBACK AREA REQUIRED ALONG THE EAST PERIMETER FOR A FAST FOOD RESTAURANT, AND FOR A 72-FOOT TALL CLOCK TOWER WHERE A 39-FOOT TALL TOWER WAS PREVIOUSLY APPROVED on 25.03 acres at the northwest corner of El Capitan Way and Durango Drive (APN 125-17-612-001), T-C (Town Center) Zone [SC-TC (Service Commercial - Town Center) Special Land Use Designation], Ward 6 (Ross). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends DENIAL
85. ROC-36456 - REVIEW OF CONDITION - PUBLIC HEARING - APPLICANT/OWNER: CAROLINE'S COURT LLC - Request for a Review of Condition #21 of a previously approved Site Development Plan Review (SDR-20496) TO ALLOW 24-HOUR OPERATIONS FOR THE NORTHERNMOST BUILDING WHERE 6 A.M. TO 10 P.M. IS CURRENTLY ALLOWED on 25.03 acres at 7757 North El Capitan Way (APN 125-17-612-001), T-C (Town Center) Zoning, Ward 6 (Ross). Staff recommends DENIAL
86. VAR-35778 - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: CARR LIVING TRUST U/A - Request for a Variance TO ALLOW A FIVE-FOOT REAR YARD SETBACK WHERE 15 FEET IS REQUIRED FOR AN EXISTING 567 SQUARE-FOOT ADDITION TO A SINGLE FAMILY DWELLING on 0.19 acres at 6017 Cottontail Cove Street (APN 125-26-610-069), R-PD3 (Residential Planned Development - 3 Units Per Acre) Zone, Ward 6 (Ross). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL

87. VAR-35857 - VARIANCE - PUBLIC HEARING - APPLICANT: FIDENCIO GARCIA - OWNER: WETHERBEE PROPERTIES, LLC - Request for a Variance TO ALLOW 105 PARKING SPACES WHERE 113 SPACES ARE REQUIRED FOR A PROPOSED 800 SQUARE-FOOT RESTAURANT EXPANSION on 2.15 acres at 941 North Pecos Road (APN 139-25-601-004), C-1 (Limited Commercial) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
88. SUP-35932 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT/OWNER: FOUSTON JORDAN - Request for a Special Use Permit FOR A PROPOSED CHURCH/HOUSE OF WORSHIP at 1230 West Adams Avenue (APN 139-28-607-009), R-1 (Single Family Residential) Zone, Ward 5 (Barlow). The Planning Commission (4-3 vote) and staff recommend DENIAL
89. SDR-35931 - SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-35932 - PUBLIC HEARING - APPLICANT/OWNER: FOUSTON JORDAN - Request for a Site Development Plan Review FOR THE CONVERSION OF AN EXISTING 2,871 SQUARE-FOOT RESIDENCE TO A CHURCH/HOUSE OF WORSHIP WITH WAIVERS OF THE PERIMETER LANDSCAPE BUFFER REQUIREMENTS TO ALLOW BUFFER WIDTHS OF FIVE FEET, TWO FEET, AND SEVEN FEET ALONG THE EAST, WEST, AND NORTH PERIMETERS, RESPECTIVELY; WHERE EIGHT FEET IS REQUIRED AND SIX FEET ALONG THE FRONT PERIMETER WHERE 15 FEET IS REQUIRED on 0.60 acres at 1230 West Adams Avenue (APN 139-28-607-009), R-1 (Single Family Residential) Zone, Ward 5 (Barlow). The Planning Commission (4-3 vote) and staff recommend DENIAL
90. SUP-35891 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: LEE'S DISCOUNT LIQUOR - OWNER: THOMSON SUMMERLIN HOLDINGS, LLC - Appeal filed from the denial by the Planning Commission of a request for a Special Use Permit FOR A 10,565 SQUARE-FOOT PACKAGE LIQUOR OFF-SALE ESTABLISHMENT at 780 South Rampart Boulevard (APN 138-32-312-002), PD (Planned Development) Zone, Ward 2 (Wolfson). The Planning Commission (7-0 vote) and staff recommend DENIAL
91. SUP-35838 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: MUNDO, LLC - OWNER: WMCV PHASE 1, LLC - Request for a Special Use Permit TO ADD A PROPOSED LIQUOR ESTABLISHMENT (TAVERN) USE WITHIN AN EXISTING 6,621 SQUARE FOOT RESTAURANT WITH WAIVERS TO ALLOW A 660-FOOT DISTANCE SEPARATION FROM A SIMILAR USE WHERE 1,500 FEET IS REQUIRED AND AN 885-FOOT DISTANCE SEPARATION FROM A CHILD CARE CENTER WHERE 1,500 FEET IS REQUIRED at 495 South Grand Central Parkway, Suite #116 (APN 139-33-610-023), PD (Planned Development) Zone, Ward 5 (Barlow). Note: To be heard in conjunction with Morning Session Item Numbers 40 and 41. The Planning Commission (7-0 vote) and staff recommend APPROVAL
92. SUP-36130 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: WONDERFITS FASHION EXCHANGE, LLC - OWNER: TETON DURANGO 2008, LLC - Request for a Special Use Permit FOR A PROPOSED 1,355 SQUARE-FOOT SECONDHAND DEALER (WEARING APPAREL) USE at 8053 North Durango Drive, Suite #130 (APN 125-08-806-003), C-1 (Limited Commercial) Zone, Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL
93. ROC-36423 - REVIEW OF CONDITION - PUBLIC HEARING - APPLICANT/OWNER: BELL REAL ESTATE COMPANY - Request for a Review of Conditions #3 and #4 of a previously approved Major Modification (SDR-21141) to an approved Site Development Plan Review (SDR-11676) TO DELETE THE REQUIREMENTS FOR RIGHT-OF-WAY IMPROVEMENTS PER THE DOWNTOWN CENTENNIAL STREET STANDARDS IN CONDITION #3 AND DELETE THE REQUIREMENT FOR ALL TREES IN CONDITION #4 on 1.77 acres at 2030, 2112, 2100, and 2114 Industrial Road (APNs 162-04-704-008, 162-04-802-001, 002, 003 and 004), M (Industrial) Zone, Ward 3 (Reese). Staff recommends DENIAL
94. DIR-35476 - DIRECTOR'S BUSINESS - PUBLIC HEARING - APPLICANT: WESTLEIGH NEIGHBORHOOD ASSOCIATION - OWNER: PEDRO FLORES, ET AL - Request to designate the Westleigh Neighborhood as an Historic District on the city of Las Vegas Historic Property Register, as approved by Historic Preservation Commission (HPC-35007), generally bounded by a public alley approximately 160 feet south of Charleston Boulevard on the north, Valley View Boulevard on the west, Oakey Boulevard on the south and Cashman Drive on the east, (APNs Multiple), R-1 (Single Family Residential) Zone, Ward 1 (Tarkanian). The Planning Commission (6-0-1 vote) recommends DENIAL. Staff recommends APPROVAL

SET DATE

95. 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

96. CITIZENS PARTICIPATION: PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS WITHIN THE JURISDICTION OF THE CITY COUNCIL. NO SUBJECT MAY BE ACTED UPON BY THE CITY COUNCIL UNLESS THAT SUBJECT IS ON THE AGENDA AND IS SCHEDULED FOR ACTION. IF YOU WISH TO BE HEARD, COME TO THE PODIUM AND GIVE YOUR NAME FOR THE RECORD. THE AMOUNT OF DISCUSSION ON ANY SINGLE SUBJECT, AS WELL AS THE AMOUNT OF TIME ANY SINGLE SPEAKER IS ALLOWED, MAY BE LIMITED

COUNCIL MEMBER PARTICIPATION

97. COUNCIL MEMBER RECOGNITION: COMMENTS MADE BY INDIVIDUAL CITY COUNCIL MEMBERS DURING THIS PORTION OF THE AGENDA WILL NOT BE ACTED UPON BY THE CITY COUNCIL UNLESS THAT SUBJECT IS ON THE AGENDA AND SCHEDULED FOR ACTION

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

City Clerk's Bulletin Board, City Hall Plaza, 2nd 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