

RESOLUTION NO. R-28-2010

A RESOLUTION CONCERNING THE FINANCING OF ENERGY CONSERVATION AND RENEWABLE ENERGY PROJECTS; DIRECTING THE CITY CLERK TO NOTIFY THE CLARK COUNTY DEBT MANAGEMENT COMMISSION OF THE CITY'S PROPOSAL TO ISSUE AN INSTALLMENT-PURCHASE AGREEMENT FOR THAT PURPOSE; PROVIDING CERTAIN DETAILS IN CONNECTION THEREWITH; AND PROVIDING THE EFFECTIVE DATE HEREOF.

WHEREAS, the City Council (the "Council") of the City of Las Vegas (the "City") in the State of Nevada (the "State") proposes to enter into one or more installment-purchase agreements in the maximum aggregate principal amount of \$10,848,700 (the "Obligations") pursuant to NRS 350.087 to 350.095, inclusive, in order to finance all or a portion of the cost to acquire, improve and equip building projects as defined in NRS 268.676, including without limitation, energy retrofit and renewable energy projects to existing buildings, street projects as defined in NRS 268.722, qualified conservation purposes pursuant to Section 54D(f) of the Internal Revenue Code of 1986, as amended (the "Code") and qualified renewable energy facilities pursuant to Section 54C of the Code (collectively, the "Project"); and

WHEREAS, the Council has determined that legally available funds of the City will at least equal the amount required in each year for the payment of interest and principal on the Obligations; and

WHEREAS, the City desires to acquire, construct, equip and improve the Project; and

WHEREAS, the Council proposes to enter into the Obligations with terms of more than 10 years, requiring the Council, pursuant to NRS 350.014, to submit to the Clark County Debt Management Commission (the "Commission") for its approval or disapproval the following proposal:

INSTALLMENT-PURCHASE AGREEMENT PROPOSAL:
Shall the City Council of the City of Las Vegas in the State of Nevada, be authorized to incur an indebtedness on behalf of the City by the issuance at one time, or from time to time, of one or more installment-purchase agreements in the maximum aggregate principal amount of \$10,848,700 for the purpose of

financing, wholly or in part, the cost to acquire, improve and equip building projects as defined in NRS 268.676, street projects as defined in NRS 268.722, qualified conservation purposes pursuant to Section 54D(f) of the Internal Revenue Code of 1986, as amended (the "Code") and qualified renewable energy facilities pursuant to Section 54C of the Code, each one or more installment-purchase agreements to mature not less than 10 years and not greater than 20 years from the date each such agreement is entered into, to bear interest at a rate or rates not in excess of the statutory maximum rate in effect at the time the installment-purchase agreements are entered into, the installment-purchase agreements by their terms to be extinguished by failure of the Council to appropriate money for the ensuing fiscal year for payment of the amounts then due, to be payable from legally available funds of the City, to be secured by a security interest in property of the City as provided in NRS 350.800, and to be entered into upon such terms and conditions, and with such other detail as the Council may determine?

(the "Proposal"); and

WHEREAS, subsection 1 of NRS 350.014 provides, in relevant part, as follows:

"1. . . . before entering into an installment-purchase agreement with a term of more than 10 years, the proposed incurrence . . . must receive the favorable vote of two-thirds of the members of the [debt management] commission of each county in which the municipality is situated. . . ."; and

WHEREAS, subsection 1 of NRS 350.0145 provides, in relevant part, as follows:

"1. The governing body of the municipality proposing to . . . enter into an installment-purchase agreement with a term of more than 10 years. . . shall notify the secretary of each appropriate commission, and shall submit a statement of its proposal in sufficient number of copies for each member of the commission."

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

Section 1. This resolution shall be designated as the "2010 Installment-Purchase Agreement DMC Notice Resolution".

Section 2. The Council hereby requests that the Commission consider and approve the Proposal.

Section 3. All actions, proceedings, matters and things heretofore taken, had and done by the Council, and the officers thereof (not inconsistent with the provisions of this resolution) directed toward the Project and the financing thereof be, and the same hereby is, ratified, approved and confirmed.

Section 4. The City Clerk is authorized and directed to notify the Secretary of the Commission of the Proposal, and to submit to said Secretary a statement of the Proposal in sufficient number of copies for each member of the Commission.

Section 5. The Director of Finance and Business Services of the City is authorized and directed, if necessary, to file or amend the statements of current and contemplated debt, the debt management policy and the capital improvement plan of the City in accordance with the provisions of this resolution and NRS 350.013, and to file the statement, policy and plan with the State of Nevada Department of Taxation and the Commission.

Section 6. A public hearing is hereby authorized to be held before the Council on the Obligations. Notice of intention to adopt a resolution authorizing the Obligations and of a hearing thereon shall be given by one publication in a newspaper of general circulation in the City at least 10 days before the hearing in the form of notice below or as modified by the Director of Finance and Business Services of the City:

[Form of Notice of Publication]

**NOTICE OF INTENTION TO ACT UPON A RESOLUTION TO AUTHORIZE
INSTALLMENT-PURCHASE AGREEMENTS BY THE CITY OF LAS VEGAS,
NEVADA**

NOTICE is hereby given that the City Council of the City of Las Vegas, Nevada (the "Council" and "City", respectively) will hold a public hearing at a regular meeting to be held on Wednesday, May 19, 2010 at the hour of 9:00 a.m. in the Council Chambers, Las Vegas City Hall Complex, 400 Stewart Avenue, Las Vegas, Nevada, to act upon a resolution authorizing installment-purchase agreements, in one series or more, with a maximum term of 20 years in the maximum principal amount of \$10,848,700 to enable the Council to pay all or a portion of the cost to acquire, improve and equip building projects as defined in NRS 268.676, including without limitation, energy retrofit and renewable energy projects to existing buildings, street projects as defined in NRS 268.722, qualified conservation purposes pursuant to Section 54D(f) of the Internal Revenue Code of 1986, as amended (the "Code") and qualified renewable energy facilities pursuant to Section 54C of the Code.

The installment-purchase agreements are not proposed to be repaid in whole or in part by the levy of a tax which tax is exempt from the limitations on taxes ad valorem. The installment-purchase agreements are to be repaid from other legally available funds of the City, including, without limitation, monies in the City's General Fund in the estimated annual amount of \$500,000 to \$1,250,000 for a minimum period of 10 years and a maximum period of 20 years and other legally available monies, including ad valorem taxes levied within the limitations provided in Chapter 354 of the Nevada Revised Statutes.

The form of the resolution authorizing such installment-purchase agreements, to be considered by the Council after such hearing and other information concerning such installment-purchase agreements and the purpose for which it is proposed to be used, may be examined in the office of the City Clerk, 9:00 a.m. in the Council Chambers, Las Vegas City Hall Complex, 400 Stewart Avenue, Las Vegas, Nevada. All persons are invited to attend and to be heard regarding the proposed action. Prior to the hearing, written comments may be filed with the City Clerk at the aforementioned address.

BY ORDER of the City Council of the City of Las Vegas, Nevada.

DATED this May 5, 2010.

PUBLICATION DATE: May 7, 2010.

/s/ Beverly Bridges
City Clerk

[End of Form of Notice of Publication]

Section 7. The City hereby declares its intent to reimburse the costs of the Project out of the proceeds of the Obligations. This is a declaration of official intent under Section 1.150-2 of the Regulations promulgated under the Internal Revenue Code of 1986, as amended.

Section 8. In order to permit such reimbursement, the Council hereby determines and declares that:

(a) The City intends to incur expenditures with respect to the Project prior to the issuance of the Obligations and to reimburse those expenditures from the proceeds of the Obligations; and

(b) the maximum principal amount of the Obligations expected to be used to reimburse such expenditures is \$10,848,700; and

(c) The payment of costs related to the Project and the reimbursement of such costs from the proceeds of the Obligations is consistent with the City's budgetary and financial circumstances as of the date of this resolution. The City does not currently have moneys which are, nor does the City reasonably expect moneys to be, allocated on a long-term basis, reserved or otherwise available pursuant to the City's budget to pay the expenditures which the City intends to reimburse.

Section 9. All resolutions, or parts thereof, in conflict with the provisions of this resolution, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any resolution, or part thereof, heretofore repealed.

Section 10. If any section, paragraph, clause or other 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 other provision shall not affect any of the remaining provisions of this resolution.

Section 11. This resolution shall become effective and be in force immediately upon its adoption.

PASSED AND ADOPTED this May 5, 2010.

(SEAL)



Mayor
City of Las Vegas, Nevada

Attest:



City Clerk

Approved as to form:



Deputy City Attorney

4/21/10

STATE OF NEVADA)
)
CITY OF LAS VEGAS)

I, Beverly K. Bridges, the duly chosen and qualified City Clerk of Las Vegas, Nevada (the "City"), do hereby certify:

1. The foregoing pages constitute a true, correct, complete and compared copy of a resolution adopted by the City Council (the "Council") at a meeting held on May 5, 2010.

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 Council as follows:

Those Voting Aye:

Mayor:

Council members:

Oscar B. Goodman

Gary Reese

Steve Wolfson

Lois Tarkanian

Steven D. Ross

Ricki Y. Barlow

Stavros S. Anthony

Those Voting Nay:

None

Those Absent:

None

3. The original of the resolution has been approved and authenticated by the signatures of the Mayor of the City and myself as City Clerk and has been recorded in the regular official record of the Council kept for that purpose in my office, which record has been duly signed by the officers and properly sealed.

4. All members of the Council were given due and proper notice of the meeting. Pursuant to Nevada Revised Statutes ("NRS") 241.020, written notice of the meeting was given not later than 9:00 a.m. on the third working days before the meeting including in the notice the time, place, location, and agenda of the meeting:

(a) By posting a copy of the notice at least three working days before the meeting on the City's website, at the principal office of the Council, or if there is no principal office, at the building in which the

meeting is to be held, and at least three (3) other separate, prominent places within the jurisdiction of the Council, to wit:

- (i) City Clerk's Bulletin Board
City Hall Plaza
Las Vegas, Nevada;
- (ii) City Hall Plaza
Special Outside Posting Bulletin Board
Las Vegas, Nevada;
- (iii) Las Vegas Library
833 Las Vegas Boulevard North
Las Vegas, Nevada;
- (iv) Clark County Government Center
500 S. Grand Central Parkway
Las Vegas, Nevada; and
- (v) Grant Sawyer Building
555 E. Washington Avenue
Las Vegas, Nevada.

and

(b) Prior to 9:00 a.m. at least 3 working days before such meeting, such notice was mailed to each person, if any, who has requested notices of meetings of the Council in compliance with NRS 241.020(3)(b) by United States Mail, or if feasible and agreed to by the requestor, by electronic mail.

5. Upon request, the Council provides at no charge, at least one copy of the agenda for its public meetings, any proposed ordinance or regulation which will be discussed at the public meeting, and any other supporting materials provided to the Council for an item on the agenda, except for certain confidential materials and materials pertaining to closed meetings, as provided by law.

6. A copy of such notice so given of the meeting of the Council on May 5, 2010 is attached to this certificate as Exhibit A.

IN WITNESS WHEREOF, I have hereunto set my hand this May 5, 2010.


City Clerk

EXHIBIT A

(Attach Copy of Notice of Meeting held May 5, 2010)

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.

May 5, 2010

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 – CHAPLAIN STEVE SANSON, VETERANS IN POLITICS INTERNATIONAL
4. PLEDGE OF ALLEGIANCE
5. RECOGNITION OF THE CITIZEN OF THE MONTH
6. RECOGNITION OF MUNICIPAL CLERK'S WEEK
7. RECOGNITION OF THE NATIONAL ASSOCIATION OF LETTER CARRIERS FOOD DRIVE DAY
8. RECOGNITION OF THE KEEP AMERICA BEAUTIFUL PROGRAM
9. RECOGNITION OF THE STATE CHAMPION ARBOR VIEW HIGH SCHOOL GIRLS SOCCER TEAM
10. RECOGNITION OF THE STATE CHAMPION CENTENNIAL HIGH SCHOOL CHEERLEADERS

BUSINESS ITEMS - MORNING

11. 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
12. Approval of the Final Minutes by reference of the City Council meeting of April 7, 2010

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

13. Approval of the ratification of the Commission for the Las Vegas Centennial additional funding allocation of \$150,000 for the production of the 2010 Helldorado Rodeo located at the downtown rodeo grounds between Las Vegas Boulevard and 7th Street and Stewart Avenue to Mesquite Avenue - Ward 5 (Barlow)

ADMINISTRATIVE SERVICES - CONSENT

14. Approval of a grant agreement with the State of Nevada, Division of Emergency Management, as the funding agency; and the City of Las Vegas, Office of Emergency Management, as grant subrecipient; for the receipt of funds from the FY10 United States Department of Homeland Security Emergency Management Performance Grant (EMPG) to support the City of Las Vegas Emergency Management Program in the amount of \$391,886 (Multi-purpose Special Revenue Fund) - All Wards
15. Approval of a subgrant agreement with the State of Nevada, State Health Department, for receipt of funds to assist in the upgrade of software and equipment for the Emergency Notification System in the amount of \$24,496 - All Wards

FIELD OPERATIONS - CONSENT

16. Approval of a First Amendment to Property Conveyance and Construction Agreement between the City of Las Vegas and the Sun City Summerlin Community Association, Inc. for the construction of a fire station located at Del Webb Boulevard and Sundial Drive, APN 138-17-310-001 - Ward 4 (Anthony)

FINANCE & BUSINESS SERVICES - ADMINISTRATION CONSENT

17. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments

FINANCE & BUSINESS SERVICES - BUSINESS SERVICES CONSENT

18. Approval of a Special Event Alcoholic Beverage License for A Time in History Inc, Location: Helldorado, 713 Stewart Avenue, Dates: May 13 - 16, 2010, Type: Special Event Beer/Wine, Event: Helldorado Rodeo Event, Responsible Person in Charge: Lori Yerger - Ward 5 (Barlow)
19. Approval of a Special Event Alcoholic Beverage License for Gods Art Gallery, Location: 1302 South 3rd Street, Date: May 7, 2010, Type: Special Event General, Event: Gypsy Friday, Responsible Person in Charge: Hans Cewe - Ward 3 (Reese)
20. Approval of a Special Event Alcoholic Beverage License for Ricardo's Mexican Restaurant, Location: Richard Harris Law Firm, 801 South 4th Street, Date: May 7, 2010, Type: Special Event General, Event: Cinco de Mayo Event, Responsible Person in Charge: Carlos Gomez - Ward 3 (Reese)
21. Approval of a Special Event Alcoholic Beverage License for Southern Nevada Center for the Arts, Location: 1310 South 3rd Street, Date: May 7, 2010, Type: Special Event General, Event: Art and Music Exhibit, Responsible Person in Charge: Gaston Santos - Ward 3 (Reese)

22. Approval of a Special Event Alcoholic Beverage License for Southern Nevada Center for the Arts, Location: 1310 South 3rd Street, Date: May 21, 2010, Type: Special Event General, Event: Art and Music Exhibit, Responsible Person in Charge: Gaston Santos - Ward 3 (Reese)
23. Approval of a Special Event Alcoholic Beverage License for Southern Nevada Center for the Arts, Location: 1310 South 3rd Street, Date: May 31, 2010, Type: Special Event General, Event: Memorial Day Art & Music Exhibit, Responsible Person in Charge: Gaston Santos - Ward 3 (Reese)
24. Approval of a Special Event Alcoholic Beverage License for Southern Nevada Center for the Arts, Location: 1310 South 3rd Street, Dates: June 4 & 5, 2010, Type: Special Event General, Event: Art & Music Exhibit, Responsible Person in Charge: Gaston Santos - Ward 3 (Reese)
25. Approval of an extension of a Temporary Beer/Wine/Cooler On-sale License, Lil Vento's II, LLC, dba Carmine's Pizza Kitchen, 2211 South Maryland Parkway, Suite A, Carmine Vento and Ann M. Vento Revocable Family Trust, Mmbr, 100%, Carmine Vento, Trustee, Mgr and Ann M. Vento, Trustee - Ward 3 (Reese)
26. Approval of an extension of a Temporary Beer/Wine/Cooler On-sale License for a Change of Ownership, From: Food Express Inc., To: MA Food Express LLC, dba Food Express, 2003 South Decatur Boulevard, Suites B & C, Francis K. Leung, Mgr, 50% and Kon H. Ma, Mgr, 50% - Ward 1 (Tarkanian)
27. Approval of a Change of Ownership for a Package License subject to Health Dept. regulations, From: Lino and Antonette Croaro, To: Jones Feed and Tack, LLC, dba Jones Feed & Tack, 6515 West Lone Mountain Road, Lino Croaro, Mgr and Antonette Croaro, Mgr 100% jointly with spouse - Ward 6 (Ross)
28. Approval of a new Beer/Wine/Cooler On-sale License subject to the provisions of the fire code and Health Dept. regulations, Yeonmun, Inc., dba The Sushi, 8427 West Lake Mead Boulevard, Yeon Suk Mun, Pres, 100% - Ward 4 (Anthony)
29. Approval of an extension of a Temporary Package License and a Temporary Wine/Beer/Cordial/Liqueur Tasting License for a Change of Business Name, Change of Location, and Change of Ownership, From: The Vons Companies Inc., dba Vons 2195, 6000 West Cheyenne Avenue, To: Nevada Fine Wine & Spirits LLC, dba Total Wine & More, 730 South Rampart Boulevard, David Trone, Mgr, 5%, Robert Trone, 5%, SPT 2005 Trust, 45%, JET 2008 Receiving Trust, 11.25%, NRT 2008 Receiving Trust, 11.25%, and RJT 2008 Receiving Trust, 11.25% - Ward 2 (Wolfson)
30. Approval of an extension of a Temporary Locksmith License, A1 Fox Locksmith Inc, dba A1 Fox Locksmith Inc, 2222 West Bonanza Road, Suite C, Jackie Z. Baker, Pres, 100% - Ward 5 (Barlow)
31. Approval of an extension of a Temporary Class II Secondhand Dealer License, As They Grow, LLC, dba As They Grow, 3075 East Flamingo Road, Suite 110A, Lisa M. Deluca, Managing Mmbr, Lisa B. Renteria, Managing Mmbr, and Leslie Ann D. Stewart, Managing Mmbr - County
32. Approval of a new Wedding Chapel License, Ivy Grill, LLC, dba Lakeside Weddings, 2620 Regatta Drive, Suite 116, Erik R. Watts, Managing Mmbr, 100% - Ward 4 (Anthony)
33. Approval of an extension of a Temporary Wedding Chapel License, Las Vegas Wedding Palace LLC, dba Las Vegas Wedding Palace, 1431 South Las Vegas Boulevard, Sean West, Managing Mmbr, 100% - Ward 3 (Reese)
34. Approval of a new Wedding Chapel License, Rainbow Gardens Inc., dba Rainbow Gardens, 4125 West Charleston Boulevard, Kelly Husley, Pres, Treas, 100% and Iwona Husley, Dir, Secy - Ward 1 (Tarkanian)

FINANCE & BUSINESS SERVICES - PURCHASING & CONTRACTS CONSENT

35. Approval of award of Blanket Services Agreement No. 100210-LD, General Engineering Services - Department of Public Works - Award recommended to: G.C. WALLACE, INC. (not-to-exceed \$500,000 - Various Funds)
36. Approval of Purchase Order No. 280813, Annual Requirements Contract for Water Treatment Chemicals - Department of Public Works - Award recommended to: WATER ELEMENTS, LLC (\$2,500,000 - Sanitation Enterprise Fund)

37. Approval of award of Modification No. 5 to Contract No. 060266-DK, State Legislative Consulting Services - Office of Administrative Services - Award recommended to: OSTROVSKY AND ASSOCIATES (not-to-exceed \$228,600 - General Fund)
38. Approval of award of Contract No. 090056-CW, Banking Services (including indemnification provision) - Department of Finance and Business Services - Award recommended to: BANK OF AMERICA, N.A. (\$400,000 - General Fund)

FIRE & RESCUE - CONSENT

39. Approval of a Mutual Aid Agreement with Nellis Air Force Base for fire protection and hazardous materials incident response - All Wards

NEIGHBORHOOD SERVICES - CONSENT

40. Approval of agreement between the City of Las Vegas and the State of Nevada Department of Health and Human Services Division of Welfare and Supportive Services (DWSS) acting through Las Vegas, Clark County Urban League (LVCCUL), to oversee the performance of Before and After School Programs in the amount of \$95,000 for the Parents As Learning Support (PALS) Program - All Wards

PUBLIC WORKS - CONSENT

41. Approval of Amendment No 1 to Interlocal Agreement 113444 between the City of Las Vegas and the Las Vegas Valley Water District for the extension of water facilities for the Neon Boneyard Park project located east of Las Vegas Boulevard north and south of McWilliams Avenue (Southern Nevada Public Land Management Act [SNPLMA]) - Ward 5 (Barlow)
42. Approval of an encroachment request from Motivational Systems, Inc. on behalf of Providence Master Homeowners Association, owner (Grand Teton Drive at Hualapai Way, Shaumber Road at Centennial Parkway and Hualapai Way at Deer Springs Way) - Ward 6 (Ross)
43. Approval of Interlocal Agreement among the Clean Water Coalition, City of Las Vegas, City of Henderson, City of North Las Vegas, Clark County, Clark County Regional Flood Control District, Clark County Water Reclamation District and the Southern Nevada Water Authority to establish funding allocations and the budget for Las Vegas Wash activities in fiscal year 2010/2011 (\$102,001 - Sanitation Enterprise Fund) - County
44. Approval of Interlocal Agreement No 113862 between the City of Las Vegas and the Las Vegas Valley Water District for water services for the Bonneville Clark One Way Couplet project located along Bonneville Avenue and Clark Avenue from Main Street to Las Vegas Boulevard (\$29,556 - Regional Transportation Commission of Southern Nevada [RTC]) - Ward 3 (Reese)
45. Approval of an Interlocal Contract Agreement with Clark County for evaluation services relating to the Special Improvement District (SID) Hardship Determination Program (not to exceed \$1,350 annually - Special Assessment Revolving Loan Fund) - All Wards

RESOLUTIONS - CONSENT

46. R-26-2010 - 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 - Capital Projects Fund/Special Assessments) - Ward 5 (Barlow)
47. R-27-2010 - Approval of a Resolution to refund surplus amounts of \$18,156.98 in Special Improvement District (SID) 1448 - Wards 1, 5 and 6 (Tarkanian, Barlow and Ross)

DISCUSSION/ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

48. Report from various local business sectors/organizations on the current state of the economy in Southern Nevada and its effect on their industry and business operations - All Wards

49. Discussion and possible action on a report from the Financial Oversight Committee regarding the revenue forecast

BUSINESS DEVELOPMENT - DISCUSSION

50. Discussion and possible action regarding an Interlocal Agreement between the City of Las Vegas Redevelopment Agency and the City of Las Vegas to provide funding for the operations and maintenance of the Reed Whipple Cultural Center located at 821 North Las Vegas Boulevard (APN 139-27-708-016) (\$372,695 - RDA Special Projects Fund) - Ward 5 (Barlow) [NOTE: This item is related to RDA Item 5]
51. Discussion and possible action regarding an Interlocal Agreement between the City of Las Vegas Redevelopment Agency and the City of Las Vegas to provide for the operations and maintenance of the Historic Fifth Street School located at 401 South 4th Street (APN 139-34-303-001) by the City of Las Vegas Office of Cultural Affairs (\$419,029 - RDA Special Projects Fund) - Ward 3 (Reese) [NOTE: This item is related to RDA Item 6]

FINANCE & BUSINESS SERVICES - BUSINESS SERVICES DISCUSSION

52. Discussion and possible action regarding a Review of a Temporary Supper Club License, Marysol Montano and Gume Montano, dba La Sirena Mexican Seafood Restaurant, 2327 South Eastern Avenue, Marysol Montano, Owner, 50% and Gume Montano, Owner, 50% - Ward 3 (Reese)
53. Discussion and possible action regarding a Temporary Class III-A Secondhand Dealer License, Jewelry Manufactures Exchange, Inc., dba Jewelry Manufactures Exchange, Inc., 8550 West Charleston Boulevard, Suite 108, Sharon Tigert, Pres, Secy, Treas, Dir, 100% - Ward 2 (Wolfson)

LEISURE SERVICES - DISCUSSION

54. Discussion and possible action regarding an agreement between the City of Las Vegas and the United States Tennis Association to provide program funding at the Stacy and Amanda Darling Tennis Center - Ward 4 (Anthony)
55. Discussion and possible action regarding a proposed program participation fee increase for sports fields, Safekey and seasonal camps for children (estimated \$1,132,000 revenue increase) - All Wards

NEIGHBORHOOD SERVICES - DISCUSSION

56. Discussion and possible action on the submittal of the City of Las Vegas 2010-2015 Consolidated Plan to the U.S. Department of Housing and Urban Development (HUD) - All Wards
57. Discussion and possible action regarding the submittal of the City of Las Vegas 2010-2011 Action Plan that secures \$9,735,739 in U.S. Department of Housing and Urban Development (HUD) and State of Nevada funds - All Wards

PUBLIC WORKS - DISCUSSION

58. Discussion and possible action on a request to install speed humps on Sweeney Avenue between 8th Street and 11th Street (\$7,800 - Neighborhood Traffic Management Program) - Ward 3 (Reese)

RESOLUTIONS - DISCUSSION

59. R-28-2010 - Discussion and possible action regarding a Resolution to seek approval from the Clark County Debt Management Commission to issue one or more installment-purchase agreements in the maximum principal amount of \$10,848,804 to finance energy conservation projects - All Wards
60. R-29-2010 - Discussion and possible action regarding a Resolution consenting to the undertakings of the City of Las Vegas Redevelopment Agency (RDA) in connection with the Commercial Visual Improvement Program (CVIP) Agreement between the RDA and Decar Enterprises, LLC, located at 1205 South Las Vegas Boulevard (APN 162-03-112-027) to be in compliance with and in furtherance of the goals and objectives of the RDA - Ward 3 (Reese) [NOTE: This item is related to RDA Item 4 (RA-6-2010)]
61. R-30-2010 - Approval of a Resolution to Reduce Scheduled Cost of Living Adjustment ("COLA") for Classified Employees in the Bargaining Unit Represented by the Las Vegas City Employees Association, Inc.

BOARDS & COMMISSIONS - DISCUSSION

- 62. BUILDING AND SAFETY ENTERPRISE FUND ADVISORY COMMITTEE – Robert W. Potter, Term Expires 5/17/2010, Steve Quinn, Term Expires 5/17/2010 and Mark Vincent, Term Expires 5/17/2010
- 63. HISTORIC PRESERVATION COMMISSION – Claytee White, Term Expires 5/17/2010

RECOMMENDING COMMITTEE REPORT - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

- 64. Bill No. 2010-15 – Reduces the minimum amount of meal-service seating that must be provided by establishments with beer/wine/cooler on-sale and beer/wine/cooler on-off-sale licenses. Sponsored by: Councilman Gary Reese
- 65. Bill No. 2010-16 – Requires certain contractors and employers of employees hired to staff gaming hospitality operations to be signatory to collective bargaining agreements where the City or the City's Redevelopment Agency has a specified financial or proprietary interest. Proposed by: Bradford R. Jerbic, City Attorney

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.

- 66. Bill No. 2010-17 - Levies Assessment for Special Improvement District No. 1485 - Alta Drive (Rancho Drive to approximately 275 feet west of Lacy Lane) (Landscape Maintenance FY2011) 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.

- 67. Bill No. 2010-18 – Levies Assessment for Special Improvement District No. 1516 – Fremont Street Maintenance District (Las Vegas Boulevard to 8th Street) Sponsored by: Step Requirement
- 68. Bill No. 2010-19 – Corrects an error in the mandatory spay-neuter ordinance to set the required age for spay/neuter procedures at four months rather than six. Proposed by: Bradford R. Jerbic, City Attorney
- 69. Bill No. 2010-20 – Revises and updates zoning-related application and hearing procedures generally; provides that Planning Commission action on most special use permits is final, unless appealed or requested for review by a member of the City Council; and provides a procedure for Required Reviews of approved zoning applications. (TXT-37402) Proposed by: M. Margo Wheeler, Director of Planning and Development
- 70. Bill No. 2010-21 – Updates the hearing procedures of the Municipal Code relating to parking infractions. Proposed by: Bradford R. Jerbic, City Attorney

CLOSED SESSION

- 71. Closed Session - Upon duly carried Motion, a closed meeting is called in accordance with NRS 288.220 to discuss labor issues

1:00 P.M. - AFTERNOON SESSION

BUSINESS ITEMS - AFTERNOON

- 72. 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

HEARINGS - DISCUSSION

73. ABEYANCE ITEM - Public Hearing to consider the report of expenses to recover costs for abatement of nuisance located at 4312 Amethyst Avenue in the amount of \$3,466.50 (General Fund) and assess a maximum of \$41,550 in daily civil penalties. PROPERTY OWNER: JEANNE SENIUR - Ward 6 (Ross)
74. ABEYANCE ITEM - Public Hearing to consider the report of expenses to recover costs for abatement of nuisance regarding dangerous building located at 2200 Santa Paula Drive in the amount of \$5,091.35 (General Fund) and assess a maximum of \$36,550 in daily civil penalties. PROPERTY OWNER: GMAC MORTGAGE LLC - Ward 3 (Reese)
75. Public Hearing and possible action to consider the report of expenses to recover costs for abatement of nuisance located at 201 George Place in the amount of \$2,481 (General Fund) and assess a maximum of \$29,550 in daily civil penalties. PROPERTY OWNER: TRUSTEE CLARK COUNTY TREASURER C/O ELISEO C & EMILIO QUINTANA - Ward 5 (Barlow)
76. Public hearing and possible action to consider the report of expenses to recover costs for abatement of nuisance regarding dangerous building located at 1304 Purple Sage Avenue in the amount of \$1,898 (General Fund) and assess a maximum of \$38,550 in daily civil penalties. PROPERTY OWNER: FRANCIS M BOZARTH - Ward 5 (Barlow)
77. Public hearing and possible action to consider assessing a maximum of \$32,550 in daily civil penalties for nuisance abatement regarding dangerous building located at 1605 South 11th Street. PROPERTY OWNER: T F LIVING TRUST ETAL MCGEE MIMI TRS - Ward 3 (Reese)
78. ABEYANCE ITEM - Public Hearing to consider a request for a waiver and/or reduction of fees and/or daily civil penalties for the property located at 1389 Lawry Avenue in the amount up to \$180,796.17. PROPERTY OWNERS: NEW CENTURY HOME EQUITY LOAN TR - Ward 5 (Barlow)
79. Public hearing and possible action to consider a request for a waiver and/or reduction of fees and/or daily civil penalties for the property located at 222 West Van Buren Avenue in the amount up to \$37,767.88. PROPERTY OWNERS: DEUTSCHE NATIONAL BANK TR CO TRS - Ward 5 (Barlow)
80. Public hearing and possible action to consider a request for a waiver and/or reduction of fees and/or daily civil penalties for the property located at 2200 West Washington Avenue in the amount up to \$40,351.26. PROPERTY OWNERS: NEW YORK MELLON BANK TRS - Ward 5 (Barlow)
81. Public hearing and possible action to consider a request for a waiver and/or reduction of fees and/or daily civil penalties for the property located at 4701 Alpine Place in the amount up to \$27,647.29. PROPERTY OWNER: BANK DEUTSCHE NATIONAL TR CO TRS - Ward 1 (Tarkanian)
82. ABEYANCE ITEM - Hearing to consider the appeal regarding Ten (10) Day Vacate Nuisance Notice and Order to Comply located at 8149 Satin Carnation Lane. PROPERTY OWNER: JOHN S WATKINS - Ward 6 (Ross)
83. Hearing and possible action to consider the appeal regarding Thirty (30) Day Vacate Nuisance Notice and Order to Comply located at 615 East Carson Avenue. PROPERTY OWNER: LIG LAND DEVELOPMENT LLC - Ward 3 (Reese)

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 - DISCUSSION

84. DIR-37786 - WATER FEATURE EXEMPTION – NON-PUBLIC HEARING - APPLICANT: VINEYARDS VICE PRESIDENT - OWNER: VINEYARDS COMMUNITY ASSOCIATION - Request for a Water Feature Exemption FOR THREE (3) 225 SQUARE-FOOT WATER FEATURES (TOTALING 675 SQUARE FEET) at 1214 Moselle Court (APN 137-25-118-032), P-C (Planned Community) Zone, Ward 2 (Wolfson). Staff recommends APPROVAL

85. VAR-37379 - ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - APPLICANT: KEVIN KELLY - OWNER: DESERT FOREST, LLC - Request for a Variance TO ALLOW TWO EXISTING ACCESSORY STRUCTURES (CLASS II) TOTALING 5,516 SQUARE FEET AND A PROPOSED 1,360 SQUARE-FOOT ACCESSORY STRUCTURE (CLASS I) WHERE 1,598 SQUARE FEET IS THE MAXIMUM ALLOWED on 2.52 acres at 6832 Thom Boulevard (APN 125-24-602-011), R-E (Residence Estates) Zone, Ward 6 (Ross). The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
86. SUP-37415 - ABEYANCE ITEM - SPECIAL USE PERMIT RELATED TO VAR-37379 - PUBLIC HEARING - APPLICANT: KEVIN KELLY - OWNER: DESERT FOREST, LLC - Request for a Special Use Permit FOR A PROPOSED 1,360 SQUARE-FOOT ACCESSORY STRUCTURE (CLASS I) at 6832 Thom Boulevard (APN 125-24-602-011), R-E (Residence Estates) Zone, Ward 6 (Ross). The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
87. SDR-37363 - ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - APPLICANT/OWNER: LIED FOUNDATION TRUST – Council Review of a request for a Major Amendment to an approved Site Development Plan Review TO ALLOW ZERO-FOOT LANDSCAPE BUFFERS AND NO PLANTING MATERIALS ALONG THE NORTH AND EAST PERIMETERS WHERE THREE AND FOUR FEET WERE PREVIOUSLY APPROVED, RESPECTIVELY on 2.81 acres at 3901 West Charleston Boulevard (APN 162-06-502-003), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
88. RQR-37530 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT/OWNER: MARIO PENA PENA - Required Review of a previously approved Special Use Permit (SUP-31367) FOR AN AUTO REPAIR GARAGE, MINOR WITH SERVICE BAY DOORS FACING THE RIGHT-OF-WAY at 1550 North Rancho Drive (APN 139-29-112-120), C-1 (Limited Commercial) Zone, Ward 5 (Barlow). Staff recommends DENIAL.

SET DATE

89. 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

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

COUNCIL MEMBER RECOGNITION

91. 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