

RESOLUTION NO. R-25-2023

**A RESOLUTION RELATING TO A TOURISM
IMPROVEMENT DISTRICT IN THE CITY OF LAS VEGAS;
AND PROVIDING OTHER MATTERS PROPERLY
RELATED THERETO.**

WHEREAS, the City Council (the "City Council") of the City of Las Vegas, Nevada (the "City"), in the State of Nevada (the "State") desires to consider adopting an ordinance pursuant to NRS 271A.070 creating a Tourism Improvement District (the "TID" or "District") as further described as parcels adjacent to and generally bounded by Kings Way and Teddy Drive to the north, Rancho Drive to the east, Wyandotte Street and Rigel Avenue to the west, and Sirius Avenue to the South; and

WHEREAS, NRS 271A.080 provides in part as follows:

"NRS 271A.080. The governing body of a municipality shall not adopt an ordinance pursuant to NRS 271A.070 unless:

1. If the ordinance:
 - (a) Creates a district, the governing body has determined that no retailers will have maintained or will be maintaining a fixed place of business within the district on or within the 120 days immediately preceding the date of the adoption of the ordinance; or
 - (b) Amends the boundaries of the district to add any additional area, the governing body has determined that no retailers will have maintained or will be maintaining a fixed place of business within that area on or within 120 days immediately preceding the date of the adoption of the ordinance.
2. The governing body has made a written finding at a public hearing that the project will benefit the district.
3. The governing body has made a written finding at a public hearing, based upon reports from independent consultants which were addressed to the governing body and to the board of county commissioners, if the governing body is not the board of county commissioners for the county in which the tourism improvement district is or will be located, as to whether the project and the financing thereof pursuant to this chapter will have a positive fiscal effect on the provision of local governmental services, after considering:
 - (a) The amount of the proceeds of all taxes and other governmental revenue projected to be received as a result of the properties and businesses expected to be located in the district;
 - (b) The use of any money proposed to be pledged pursuant to NRS 271A.070;
 - (c) Any increase in costs for the provision of local governmental services, including, without limitation, services for education, including operational and capital costs, and services for police protection and fire protection, as a result of the project and the development of land within the district; and
 - (d) Estimates of any increases in the proceeds from sales and use taxes collected by retailers located outside of the district and of any displacement of the proceeds from sales and use taxes collected by those retailers, as a result of the properties and businesses expected to be located in the district.

→ The reports required from independent consultants pursuant to this subsection must be obtained from independent consultants selected by the governing body from a list of independent consultants provided by the Commission on Tourism. For the purposes of this subsection, the Commission shall, upon the request of a governing body, provide the governing body with a list of at least three qualified independent consultants, each of whom must be located outside of this State.
4. If the governing body is not the board of county commissioners for the county in which the tourism improvement district is or will be located, the governing body has, at least 45 days before making the written finding required by subsection 3, provided to the board of county commissioners in the county in which the tourism improvement district is or will be located:

(a) Written notice of the time and place of the meeting at which the governing body will consider making that written finding; and

(b) Each analysis prepared by or for or presented to the governing body regarding the fiscal effect of the project and the use of any money proposed to be pledged pursuant to NRS 271A.070 on the provision of local governmental services.

➔ After the receipt of the notice required by this subsection and before the date of the meeting at which the governing body will consider making the written finding required by subsection 3, the board of county commissioners may conduct a hearing regarding the fiscal effect on local governmental services, if any, of the project and the use of any money proposed to be pledged pursuant to NRS 271A.070, and may submit to the governing body of the municipality any comments regarding that fiscal effect. The governing body may consider those comments when making any written finding pursuant to subsection 3 and shall consider those comments when considering the terms of any agreement pursuant to NRS 271A.110.

5. The governing body has determined, at a public hearing conducted at least 15 days after providing notice of the hearing by publication, that:

(a) As a result of the project:

(1) Retailers will locate their businesses as such in the district; and

(2) There will be a substantial increase in the proceeds from sales and use taxes remitted by retailers with regard to tangible personal property sold at retail, or stored, used or otherwise consumed, in the district; and

(b) A preponderance of that increase in the proceeds from sales and use taxes will be attributable to transactions with tourists who are not residents of this State.

6. The Commission on Tourism has determined, at a public hearing conducted at least 15 days after providing notice of the hearing by publication, that a preponderance of the increase in the proceeds from sales and use taxes identified pursuant to subsection 5 will be attributable to transactions with tourists who are not residents of this State.

7. If any property within the boundaries of the district is also included within the boundaries of any other tourism improvement district or any improvement district for which any money has been pledged pursuant to NRS 271.650, all of the governing bodies which created those districts have entered into an interlocal agreement providing for:

(a) The apportionment of any money pledged pursuant to NRS 271.650 and 271A.070 with respect to such property; and

(b) The priority of the application of that money between:

(1) Bonds issued pursuant to chapter 271 of NRS; and

(2) Bonds and notes issued, and agreements entered into, pursuant to NRS 271A.120.

➔ Any such agreement for the priority of the application of that money may be made irrevocable during the term of any bonds issued pursuant to chapter 271 of NRS to which all or any portion of that money is pledged, or during the term of any bonds or notes issued or any agreements entered into pursuant to NRS 271A.120 to which all or any portion of that money is pledged."

; and

WHEREAS, Subsections 1 through 3 of NRS 360.855 provide as follows:

"1. The State Controller, acting upon the collection data furnished by the Department, shall remit to the governing body of a municipality that adopts an ordinance pursuant to NRS 271A.070, in the manner provided pursuant to an agreement made pursuant to NRS 271A.100:

(a) From the State General Fund the amount of money pledged pursuant to the ordinance in accordance with subparagraph (1) of paragraph (c) of subsection 1 of NRS 271A.070, which amount is hereby appropriated for that purpose; and

(b) From the Sales and Use Tax Account in the State General Fund the amount of the proceeds pledged pursuant to the ordinance in accordance with subparagraphs (2) and (3) of paragraph (c) of subsection 1 of NRS 271A.070.

2. Except as otherwise provided in subsection 3, the governing body of a municipality that adopts an ordinance pursuant to NRS 271A.070 shall at the end of each fiscal year remit to the State Controller any amount received pursuant to this section in excess of the amount required to make payments due during that fiscal year of the

principal of, interest on, and other payments or security-related costs with respect to, any bonds or notes issued pursuant to NRS 271A.120 and payments due during that fiscal year under any agreements made pursuant to NRS 271A.120. The State Controller shall deposit any money received from a governing body of a municipality pursuant to this subsection in the appropriate account in the State General Fund for distribution and use as if the money had not been pledged by an ordinance adopted pursuant to NRS 271A.070, in the following order of priority:

(a) First, to the credit of the county school district fund for the county in which the improvement district is located to the extent that the money would have been transferred to that fund, if not for the pledge of the money pursuant to that ordinance, pursuant to paragraph (e) of subsection 3 of NRS 374.785 for the fiscal year in which the State Controller receives the money;

(b) Second, to the State General Fund to the extent that the money would not have been appropriated, if not for the pledge of the money pursuant to that ordinance, pursuant to paragraph (a) of subsection 1 for the fiscal year in which the State Controller receives the money; and

(c) Third, to the credit of any other funds and accounts to which the money would have been distributed, if not for the pledge of the money pursuant to that ordinance, for the fiscal year in which the State Controller receives the money.

3. The provisions of subsection 2 do not require a governing body to remit to the State Controller any money received pursuant to this section and expended for the purpose of prepaying, defeasing or otherwise retiring all or a portion of any bonds or notes issued pursuant to NRS 271A.120 or of prepaying amounts due under any agreements entered into pursuant to NRS 271A.120, or any combination thereof, with respect to a tourism improvement district if that use of the money has been:

(a) Authorized by the governing body in the ordinance creating the district pursuant to NRS 271A.070, or in an amendment thereto; and

(b) Approved by the governing body and the Commission on Tourism in the manner required to satisfy the requirements of subsections 5 and 6 of NRS 271A.080,

↪ and after the provision of notice to and an opportunity to make comments by the board of county commissioners of the county in which the tourism improvement district is located in accordance with subsection 4 of NRS 271A.080.

4. The Nevada Tax Commission may adopt such regulations as it deems appropriate to ensure the proper collection and distribution of any money pledged by an ordinance adopted pursuant to NRS 271A.070."

; and

WHEREAS, the City desires to consider approving and authorizing and to seek approval of the use of money received pursuant to subsection 1 of NRS 360.855 that is not needed to make payments due during a fiscal year of the principal of, interest on, and other payments or security-related costs with respect to, any bonds or notes issued pursuant to NRS 271A.120 and payments due during that fiscal year under any agreements made pursuant to NRS 271A.120 for the purpose of prepaying, defeasing or otherwise retiring all or a portion of any bonds or notes issued pursuant to NRS 271A.120 or of prepaying amounts due under any agreements entered into pursuant to NRS 271A.120, or any combination thereof, with respect to the TID; and

WHEREAS, the City desires to select an independent consultant selected by the governing body from a list of independent consultants provided by the Commission on Tourism for the purposes of providing a report or reports for the Council to consider (i) making the findings specified in Subsections 2, 3 and 6 of NRS 271A.080, and (ii) approving the use of monies pursuant to paragraph (a) of Subsection 3 of NRS 360.855.

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

Section 1. 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.

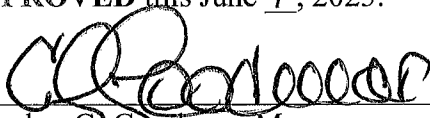
Section 2. All resolutions, or parts thereof, in conflict herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be constructed to revive any resolution or part of any resolution heretofore repealed.

Section 3. 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 in no way affect any remaining provisions of this Resolution.

Section 4. This Resolution shall take effect immediately upon its passage and adoption.

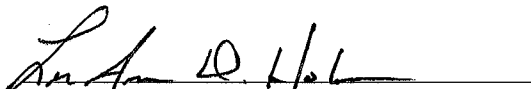
PASSED, ADOPTED AND APPROVED this June 7, 2023.

(SEAL)



Carolyn G. Goodman, Mayor

Attest:



LuAnn D. Holmes, MMC, City Clerk

Approved as to form:



City Attorney or Deputy City Attorney

STATE OF NEVADA)
)
CITY OF LAS VEGAS)

I, LuAnn D. Holmes, MMC, am the duly chosen and qualified City Clerk of Las Vegas (the "City"), in the State of Nevada, do hereby certify:

1. The foregoing pages constitute a true, correct, complete and compared copy of a resolution adopted by the City Council (the "Council") at a meeting held on June 7, 2023.

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 Goodman
and Councilmembers: Knudsen, Crear,
Seaman, Diaz, Allen-Palenske and Brune

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, on the official website of the State of Nevada pursuant

to NRS 232.2175 and at least three (3) other separate, prominent places within the jurisdiction of the Council, to wit:

- (i) City Hall
495 S. Main Street
Las Vegas, Nevada
- (iii) Clark County Government Center
500 S. Grand Central Parkway
Las Vegas, Nevada
- (iv) Grant Sawyer Building
555 E. Washington Avenue
Las Vegas, Nevada
- (v) The City of Las Vegas website

and

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

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

6. A copy of such notice so given of the meeting of the Council on June 7, 2023 is attached to this certificate as Exhibit A.

IN WITNESS WHEREOF, I have hereunto set my hand on this June 7, 2023.



LuAnn D. Holmes, MMC, City Clerk

EXHIBIT A

(Attach Copy of Notice of Meeting)

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Carolyn G. Goodman, Mayor (At-Large)
Brian Knudsen, Mayor Pro Tem (Ward 1)
Victoria Seaman (Ward 2)
Olivia Diaz (Ward 3)
Francis Allen-Palenske (Ward 4)
Cedric Crear (Ward 5)
Nancy E. Brune (Ward 6)



City Manager Jorge Cervantes
City Attorney Bryan K. Scott
City Clerk LuAnn D. Holmes

City Council Agenda

Council Chambers · 495 South Main Street · Phone 702-229-6011
City of Las Vegas Internet Address: www.lasvegasnevada.gov

Facilities are provided throughout City Hall for convenience of persons with disabilities. For meetings held in the Council Chambers, sound equipment is available for persons with hearing impairments. Reasonable efforts will be made to assist and accommodate persons with disabilities or impairments. If you need an accommodation to attend and participate in this meeting, please call the City Clerk's office at 702-229-6311 and advise of your need at least 48 hours in advance of the meeting. Dial 7-1-1 for Relay Nevada.

June 7, 2023
9:00 AM

A lunch break may be taken at the discretion of the Mayor.

NOTE: A City Council meeting will not be scheduled for Wednesday, July 5, 2023 due to the 4th of July holiday.

Items listed on the agenda may be taken out of the order presented; two or more agenda items for consideration may be combined; and any item on the agenda may be removed or related discussion may be delayed at any time. Backup material for this agenda may be obtained from LuAnn D. Holmes, City Clerk, at the City Clerk's Office at 495 South Main Street, 2nd Floor or on the City's webpage at www.lasvegasnevada.gov.

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

The Mayor and City Council welcome your attendance, public comment related to the items on the agenda and citizen participation on items under the jurisdiction of the City Council at this meeting. If you wish to speak, we respectfully ask you to complete and submit a speaker card to the City Clerk. Cards are available online, in the Clerk's Office or at the front of the Chambers as you enter.

These proceedings are being video recorded as well as presented live on KCLV, Cable Channel 2. You can also watch this meeting live on Apple TV, Roku and Amazon Fire TV on the Go-Vegas app. The City Council Meeting, as well as all other KCLV programming, can be viewed on the internet at www.kclv.tv/live. The proceedings will be rebroadcast on KCLV Channel 2 and the web the Wednesday of the meeting at 8:00 PM, and also on Friday at 4:00 AM, Saturday at 7:00 PM, Sunday at 7:00 AM and the following Monday at 5:00 PM.

Note: Cellular phones are to be turned off during the City Council Meeting.

CEREMONIAL MATTERS

1. Call to Order
2. Announcement Regarding: Compliance with Open Meeting Law
3. Invocation - Rabbi Yitz Wyne, Young Israel Aish of Las Vegas
4. Pledge of Allegiance
5. Recognition of the Citizen of the Month
6. Recognition of the Human Rights Campaign of Nevada

BUSINESS ITEMS - 9:30 A.M. SESSION

PUBLIC COMMENT

7. Public comment during this portion of the Agenda must be limited to matters on the Agenda for action. If you wish to be heard, come to the podium and give your name for the record. The amount of discussion, as well as the amount of time any single speaker is allowed, may be limited.

BUSINESS ITEMS - 9:30 A.M. Session

8. For Possible Action - Any items from the morning session that the Council, staff and/or the applicant wish to be stricken, tabled, withdrawn or held in abeyance to a future meeting may be brought forward and acted upon at this time.
9. For possible action to approve the Final Minutes by reference of the May 3, 2023 Regular City Council Meeting

CONSENT AGENDA

Matters listed on the Consent Agenda are considered to be routine and have been recommended for approval by the Submitting Departments. All items on the Consent Agenda may be approved in a single motion. However, if a Council Member so requests, any consent item may be moved to the discussion portion of the agenda and other action, including postponement or denial of the item, may take place.

COMMUNITY DEVELOPMENT - BUSINESS LICENSING - CONSENT

10. For possible action to approve a Restricted Gaming license for KARTAR SOHI, INC dba 7-ELEVEN STORE #38840A at 5620 North Rainbow Boulevard (Tanvir Sohi, Director, Treasurer, Secretary, President, Shareholder) - Ward 6 (Brune)
11. For possible action to approve a Temporary Retail Cannabis Dispensary license for Essence Tropicana, LLC dba Rise at 871 North Nellis Boulevard, Suite 9 - Ward 3 (Diaz)
12. For possible action to approve a new Pawnbroker license CASH AMERICA WEST INC dba SUPERPAWN at 2300 East Bonanza Road - Ward 3 (Diaz)

ECONOMIC AND URBAN DEVELOPMENT - CONSENT

13. For possible action to approve the Parking Lease Agreement between Corner of Main Street, LLC, and the City of Las Vegas (City) where the City will manage and operate a parking lot located at 1501 South Main Street with the terms of the lease payments described in the agreement (APN 162-03-210-027) - Ward 3 (Diaz)

FINANCE - CONSENT

14. For possible action to approve a Notice of Intent to Augment and Amend the Fiscal Year 2023 annual budget of the City of Las Vegas General Fund in the amount of \$105,000,000

FINANCE - PURCHASING AND CONTRACTS - CONSENT

15. For possible action to approve award of Bid No. 22.MWA193-JH, Pinto Lane Streetscape Improvements Phase 2 - Rancho Drive to Shadow Lane, to the lowest responsive and responsible bidder - Department of Public Works - Award recommended to: WADLEY CONSTRUCTION, INC. (\$7,302,488.26 - Road and Flood Capital Projects Fund) - Ward 1 (Knudsen)
16. For possible action to approve award of Contract No. 22.MWA830.C2-JH, Construction Manager at Risk for Symphony Park L Garage Expansion and Vehicle Bridge, located at 350 South City Parkway - Department of Public Works - Award recommended to: MCCARTHY BUILDING COMPANIES, INC. (\$29,731,406 - City Facilities Capital Projects Fund) - Ward 3 (Diaz)
17. For possible action to approve award of Bid No. 23.69111.04-JH, Doolittle Active Adult Center Remodel, located at 1930 North J Street, and the construction conflicts and contingency reserve, to the lowest responsive and responsible bidder - Department of Public Works - Award recommended to: RAFAEL CONSTRUCTION, INC. (\$1,440,700 - City Facilities Capital Projects Fund) - Ward 5 (Crear)
18. For possible action to approve award of Modification No. 1 to Contract No. 23.69111.10-JH, 605 Las Vegas Blvd North Demolition - Department of Public Works - Award recommended to: BALDWIN DEVELOPMENT LLC DBA BALDWIN DEMOLITION (\$170,420.92 - Road and Flood Capital Projects Fund) - Ward 5 (Crear)
19. For possible action to approve award of Contract No. 23.MWB024-DD, Prime Design Services for Floyd Lamb Park - Historic Area Assessment, located at 9200 Tule Springs Road - Department of Public Works - Award recommended to: RICHARDSON WETZEL ARCHITECTS, LLC (Not-to-Exceed \$87,800 - Parks & Leisure Activity Capital Projects Fund) - Ward 6 (Brune)
20. For possible action to approve award of Contract No. 23.MWB031.D1-DD, Prime Design Services for 1201 Miller Avenue Building Condition Assessment - Department of Public Works - Award recommended to: KME ARCHITECTS, LLC (Not-to-Exceed \$59,400 - General Capital Projects Fund) - Ward 5 (Crear)
21. For possible action to approve award of Mutual Use Contract No. 230117-MC, LSI Playground Equipment & Parts - Department of Parks, Recreation and Cultural Affairs - Award recommended to: EXERPLAY, INC (Initial Contract Term Amount Not-to-Exceed \$1,010,000/Total Contract Amount Not-to-Exceed \$3,010,000 - Parks & Leisure Activity Capital Project Fund) - All Wards
22. For possible action to approve award of Contract No. 220097-PH-J, Professional Services for Public Attorney - Department Twenty - Las Vegas Municipal Court - Award recommended to: JONES & LOBELLO, PLLC (Not-to-Exceed \$63,000 Annually/Total Contract Amount Not-to-Exceed \$252,000 - General Fund) - All Wards
23. For possible action to approve award of Modification No. 1 to Mutual Use Contract No. 220186-BW, Aerial Lift Trucks - Department of Public Works - Award recommended to: ALTEC INDUSTRIES, INC. (Not-to-Exceed \$705,239 - City Equipment Acquisition Internal Service Fund) - All Wards
24. For possible action to approve award of Modification No. 1 to Mutual Use Contract No. 180121-MC, Toro Equipment and OEM Parts - Department of Public Works - Award recommended to: SIMPSON NORTON CORPORATION (Not-to-Exceed \$760,000 - City Equipment Acquisition Internal Service Fund) - All Wards

HUMAN RESOURCES - CONSENT

25. For possible action to approve the addition of a Terrorism Insurance policy on buildings and contents for the Fiscal Year 2024 with Ironshore Insurance Company (\$57,145 - Self-Insurance Liability Trust Fund), effective July 1, 2023 - All Wards
26. For possible action to approve the City's High Retention Public Entity Liability Insurance policy for Fiscal Year 2024 with Safety National (\$426,147 - Self-Insurance Liability Trust Fund), effective July 1, 2023 - All Wards
27. For possible action to approve the City's Excess Workers' Compensation Insurance policy for Fiscal Year 2024 with Safety National Casualty (\$571,212 - Workers' Compensation Self-Insurance Trust Fund), effective July 1, 2023 - All Wards

28. For possible action to approve the City's Property Damage Insurance policy on buildings, contents, outside equipment, boiler, and machinery for the Fiscal Year 2024 with Liberty Mutual Insurance Company (\$1,183,100 - Self-Insurance Liability Trust Fund), effective July 1, 2023 - All Wards

MUNICIPAL COURT - CONSENT

29. For possible action to approve an Interlocal Agreement between the City of Las Vegas and Clark County, Nevada designating the County as the applicant and fiscal agent for purposes of administering the FFY2021 Edward Byrne Memorial Justice Assistance Grant (JAG) program in the amount of \$834,481 with an allocation to the City of \$138,500 which will be used for some Municipal Court Special Court programs (\$115,000), the West Las Vegas Arts Center (\$20,000) and for grant administration which includes management and training (\$3,500) - All Wards

NEIGHBORHOOD SERVICES - CONSENT

30. For possible action to approve the 2022-2023 Interlocal Agreement for Shared Funding of the Homeless Census and Evaluation between the cities of Las Vegas, North Las Vegas, Boulder City and Clark County with the City of Las Vegas' contribution of \$6,854.70 (CDBG/General Fund) - All Wards
31. For possible action to approve the 2022-2023 Interlocal Agreement for Shared Funding of the Homeless Management Information System (HMIS) between the cities of Las Vegas, North Las Vegas, Boulder City and Clark County with the City of Las Vegas' contribution of \$65,984.62 (CDBG/General Fund) - All Wards
32. For possible action to approve the 2022-2023 Interlocal Agreement for Shared Funding of Inclement Weather Shelter between the cities of Las Vegas, North Las Vegas, Boulder City and Clark County with City of Las Vegas' contribution of \$1,643,337.66 (CDBG-CV) - All Wards

PUBLIC WORKS - CONSENT

33. For possible action to approve drainage easements from AG Construction, Inc. to the City of Las Vegas for drainage easement purposes, located in the vicinity of Poplar Avenue and 16th Street, APNs 139-35-212-072, -076 and -077 - Ward 5 (Crear)
34. For possible action to approve the Las Vegas Interlocal Agreement Fiscal Year (FY) 2023-2024 among the cities of Henderson, Las Vegas (CLV) and 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 the Las Vegas Wash's (Wash) long-term operating plan actions in FY 2023-2024 (\$176,900 - Sanitation Enterprise Fund [EF]) - All Wards and Clark County

RESOLUTIONS - CONSENT

35. R-22-2023 - For possible action to approve a Resolution consenting to the undertakings of the City of Las Vegas Redevelopment Agency (RDA) in connection with the Commercial Visual Improvement Program (CVIP) Agreement between the RDA and Escape Resorts, Inc., (Owner), located at 207 North 11th Street (APNs 139-35-211-052 through -054), to be in compliance with and in furtherance of the goals and objectives of the RDA - Redevelopment Area - Ward 5 (Crear) [NOTE: This item is related to RDA Item 5 (RA-10-2023)]
36. R-23-2023 - For possible action to approve a Resolution directing the State Department of Business and Industry to transfer \$6,860,000 in 2023 State Private Activity Bond Volume Cap to Neighborhood Housing Services of Southern Nevada, Inc. for the construction of The Golden Rule Senior Apartments Phase II which will consist of 60 units of affordable senior housing located at 820 North Eastern Avenue - Ward 3 (Diaz)
37. R-24-2023 - For possible action to approve a Resolution directing the State Department of Business and Industry to transfer \$16,500,000 in 2023 State Private Activity Bond Volume Cap to Blue Ridge Atlantic Development, LLC for the rehabilitation of Desert Rose Apartments which will consist of 237 units of affordable housing located at 29 North 28th Street - Ward 3 (Diaz)

DISCUSSION/ACTION ITEMS

HUMAN RESOURCES - DISCUSSION

38. Discussion for possible action regarding the various processes for the recruitment and/or appointment of a City Attorney, including possible authorization to the Human Resources Director to execute a contract with an executive search firm (Not-to-Exceed \$50,000 - General Fund) - All Wards
39. Discussion for possible action regarding the various processes for the recruitment and/or appointment of a City Manager, including possible authorization to the Human Resources Director to execute a contract with an executive search firm (Not-to-Exceed \$50,000 - General Fund) - All Wards

RESOLUTIONS - DISCUSSION

40. R-25-2023 - Discussion for possible action regarding a Resolution related to a Tourism Improvement District (TID) and providing other matters properly related thereto for parcels generally bordered by Kings Way and Teddy Drive to the north, Rancho Drive to the east, Wyandotte Street and Rigel Avenue to the west, and Sirius Avenue to the South - Ward 3 (Diaz)

BOARDS AND COMMISSIONS - DISCUSSION

41. Discussion for possible action regarding the reappointment of Colleen Beck to the Historic Preservation Commission
42. Discussion for possible action regarding the reappointment of Dr. Alain Bengochea (Ward 1 Designee) to the Board of Directors of CLV Strong Start Academy Elementary Schools, Inc. for a two-year term

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.

43. Bill No. 2023-13 - Amends various provisions of LVMC Chapter 6.82 and Title 19.12 relating to smoking and vaping lounges and smoke or vape shops; to regulate hemp and hemp derived products, and revise related zoning provisions. Sponsored by: Councilman Cedric Crear

NEW BILLS

There is no public comment on these items and no action will be taken by the Council at this meeting, except those items which may be stricken or tabled. Public testimony takes place at the Recommending Committee Meeting held for that purpose.

44. Bill No. 2023-14 - Amends LVMC Chapter 4.24 regarding the residential construction tax for park construction to update the provisions for determining the amount of the tax for each residential dwelling unit. Proposed by: Jorge Cervantes, City Manager
45. Bill No. 2023-15 - Authorizes, on a temporary basis, the waiver of business license application fees for certain types of new alcoholic beverage licenses for qualifying businesses to be located within a downtown area referred to as Las Vegas Brewery Row. Sponsored by: Councilwoman Olivia Díaz

COMMUNITY DEVELOPMENT

The items listed below, where appropriate, have been reviewed by the various City departments relative to the requirements for storm drainage and flood control, connection to sanitary sewer, traffic circulation, and Building and Fire regulations. Their comments and/or requirements have been incorporated into the action.

COMMUNITY DEVELOPMENT - CONSENT

All items listed on the Consent Agenda are considered to be routine and have been recommended "for approval". All items on the consent agenda may be approved in a single motion. However, if a Council Member so requests, any consent item may be moved to the Discussion portion of the agenda and other action, including postponement or denial of the item, may take place.

46. 23-0185-EOT1 - EXTENSION OF TIME - APPLICANT/OWNER: FEM, LLC - For possible action on a Land Use Entitlement project request for the first Extension of Time of a previously approved Site Development Plan Review (21-0009-SDR1) FOR A PROPOSED 23,304 SQUARE-FOOT COMMERCIAL DEVELOPMENT WITH WAIVERS OF THE PERIMETER LANDSCAPE BUFFER DEVELOPMENT STANDARDS AND TO NOT ORIENT THE BUILDINGS TO THE CORNER WHERE SUCH IS REQUIRED on 4.45 acres at the northwest corner of Sahara Avenue and Maryland Parkway (APNs 162-03-812-002 and 003), C-1 (Limited Commercial) Zone, Ward 3 (Diaz). Staff recommends APPROVAL.

COMMUNITY DEVELOPMENT - DISCUSSION

47. 22-0561 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: AMG AUTO SALES - OWNER: CAPELLA CENTER, LLC - For possible action on the following Land Use Entitlement project requests on 0.45 acres at 3730 Capella Avenue, Suites #1 through #6 (APN 162-08-410-009), M (Industrial) Zone, Ward 1 (Knudsen). The Planning Commission (6-0) vote recommends APPROVAL on the entire Land Use Entitlement project. Staff recommends DENIAL on the entire Land Use Entitlement project. [NOTE: The correct Ward is Ward 3 (Diaz).]
- 47a. 22-0561-VAR1 - ABEYANCE ITEM - VARIANCE - TO ALLOW ZERO ADDITIONAL PARKING SPACES WHERE 28 ADDITIONAL SPACES ARE REQUIRED FOR AN EXISTING PARKING IMPAIRED DEVELOPMENT
- 47b. 22-0561-VAR2 - ABEYANCE ITEM - VARIANCE - TO ALLOW NO OUTDOOR STORAGE SCREENING WHERE SUCH IS REQUIRED AND TO ALLOW CHAIN LINK FENCING WHERE SUCH MATERIAL IS PROHIBITED
- 47c. 22-0561-SUP1 - ABEYANCE ITEM - SPECIAL USE PERMIT - FOR A PROPOSED AUTO REPAIR GARAGE, MAJOR USE

SET DATE

48. Set Date: 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

49. Citizens Participation: Public comment during this portion of the agenda must be limited to matters within the jurisdiction of the City Council. No subject may be acted upon by the City Council unless that subject is on the agenda and is scheduled for action. If you wish to be heard, come to the podium and give your name for the record. The amount of discussion on any single subject, as well as the amount of time any single speaker is allowed, may be limited.

COUNCIL EMERGING ISSUES

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

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

COUNCIL MEMBER RECOGNITION

- 51. 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 WAS PROPERLY NOTICED AND POSTED AT THE FOLLOWING LOCATIONS
IN ACCORDANCE WITH THE NOTICING STANDARDS AS OUTLINED IN NRS 241.020:

The City of Las Vegas website – www.lasvegasnevada.gov
The Nevada Public Notice website – notice.nv.gov
City Hall, 495 South Main Street, 1st Floor