

Summary - An ordinance levying assessments in City of Las Vegas, Nevada Special Improvement District No. 808 (Summerlin Area), ratifying action taken by City officers toward the levy of assessments, and providing other matters related thereto.

BILL NO. 2001-7
ORDINANCE NO. 5293

AN ORDINANCE CONCERNING THE CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT NO. 808 (SUMMERLIN AREA); PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF A STREET PROJECT, STORM SEWER PROJECT, SANITARY SEWER PROJECT AND WATER PROJECT IN THE DISTRICT AND ASSESSING THE COST OF SUCH PROJECT AGAINST THE ASSESSABLE LOTS, TRACTS AND PARCELS OF LAND BENEFITED BY SAID PROJECT.

WHEREAS, the City of Las Vegas, Nevada (the "City") is organized and operating pursuant to the provisions of Chapter 517, Statutes of Nevada 1983, as amended, and the general laws of the State of Nevada; and

WHEREAS, the City Council of the City of Las Vegas (the "Council") has heretofore, pursuant to the requisite preliminary proceedings, created the City of Las Vegas, Nevada Special Improvement District No. 808 (Summerlin Area) (the "District") for the purpose of acquiring and improving streets, sanitary sewers, storm sewers and water mains (the "Project") and has provided that the entire cost and expense of the Project shall be paid by special assessments, according to benefits levied against the benefited lots, tracts and parcels of land in the District; and

WHEREAS, there has heretofore been presented to the Council a written petition from The Howard Hughes Corporation, a Delaware Corporation (the "Developer"), requesting the City to initiate the acquisition and improvement of the Project, to issue bonds and levy assessments and requesting the City to proceed with certain actions required by Chapter 271, Nevada Revised Statutes and all laws amendatory thereof and supplemental thereto (the "Act"); and

WHEREAS, the Developer is the owner of 100% of the assessable property comprising the District (except for property owned by the City and except for State or other

government or privately owned property on which easements will be acquired); and

WHEREAS, the City and the Developer have, pursuant to such petition, entered into a Development and Financing Agreement (the "Financing Agreement") for the acquisition and improvement of the Project which contains the terms and conditions required by NRS 271.710 and 271.720; and

WHEREAS, the District has been created by an Ordinance designated as the "City of Las Vegas, Nevada Special Improvement District No. 808 (Summerlin Area) Creation Ordinance" heretofore approved by the Council under the provisions of the Act; and

WHEREAS, the Council has heretofore determined that the entire cost and expense to the City of the acquisition and improvement of the Project is to be paid by special assessments levied against the benefited lots, tracts and parcels of land in the District; and

WHEREAS, such cost and expense of the Project includes the costs and expenses of the City to be incurred in connection with the issuance of the bonds by the City (the "Bonds") to finance the cost of the acquisition and improvement of the Project and the amount of reserve and other funds for the Bonds; and

WHEREAS, the Council has heretofore determined and does hereby declare that the net cost to the City of the Project is \$46,000,000, of which \$-0- is available from other sources and \$46,000,000 is to be assessed upon the benefited lots, tracts and parcels of land in the District; and

WHEREAS, the Council, by resolution duly adopted, directed the City Engineer (the "Engineer") to make out a preliminary assessment roll; and

WHEREAS, after determination of the cost and expense of the acquisition and improvement of the Project to be paid by the property specially benefited, the Council, together with the Engineer, made out an assessment roll containing, among other things, the name and address of the last-known owner of the property to be assessed, a description of each lot, tract and parcel of land to be assessed, and the amount of the assessment thereon and has filed the assessment roll with the City Clerk; and

WHEREAS, the Council, by resolution duly adopted and confirmed the assessment roll to be in final form; and

WHEREAS, the assessments do not exceed the benefits to the property assessed nor the total cost and expense of the acquisition and improvement of the Project payable from

assessments as heretofore determined and do not exceed the reasonable market value of the lots, tracts and parcels of land to be assessed; and

WHEREAS, it is incumbent upon the Council to provide when said assessments shall become due and the penalties payable after any delinquency.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAS VEGAS, IN THE STATE OF NEVADA, DOES ORDAIN:

Section 1. 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 City of Las Vegas, Nevada Special Improvement District No. 808 (Summerlin Area) Assessment Ordinance (the "Ordinance")) concerning the District, including, but not limited to, the acquisition and improvement of the Project, the levy of assessments for those purposes, and the validation and confirmation of the assessment roll and the assessments therein, are ratified, approved and confirmed.

Section 2. For the purpose of paying the cost and expense of acquisition and improvement of the Project by the City, there are hereby levied and assessed against the lots, tracts and parcels of land in the District specially benefited by the Project and described in the assessment roll for the District, as filed in the office of the City Clerk on January 17, 2001 the amounts and assessments shown in the assessment roll (as so filed and confirmed). The Council hereby finds and determines that such assessments do not exceed the benefits to the property assessed nor the total cost and expense of the acquisition and improvement of the Project payable from assessments as heretofore determined and do not exceed the reasonable market value of the lots, tracts and parcels of land to be assessed.

Section 3. The Developer pursuant to the Financing Agreement has elected to pay the assessments in installments, with interest as hereinafter provided. The unpaid assessments shall be payable in forty (40) substantially equal semiannual installments of principal and interest until paid in full, with interest in all cases on the unpaid and deferred installments of principal from the effective date of this Ordinance at a rate or rates which will not exceed by more than one percent (1%) the highest rate of interest on the Bonds issued for the District, both principal and interest on such assessments being payable semiannually at the office of the City Treasurer on April 1 and October 1 in each year, commencing on October 1, 2001. Before Bonds are issued, the Council shall by resolution fix the rate or rates of interest on the unpaid and deferred installments of the

assessments. The effective interest rate on the Bonds will not exceed the statutory maximum rate, i.e., will not exceed by more than three percent (3%) the "Index of Twenty Bonds" which is most recently published in The Bond Buyer before a negotiated offer for the sale of the Bonds is accepted.

The installments of the assessments shall be payable at the office of the City Treasurer. Pursuant to NRS 271.415(5), the City Treasurer shall notify the owners of real property within the District of the amounts becoming due promptly after each March 1 and September 1; such notice shall state that the assessment installment is payable not later than the April 1 or October 1 next succeeding such notice. Except as hereinafter provided, failure to pay any installment, whether of principal or interest, when due shall cause the whole amount of the unpaid principal of such assessment to become due and payable immediately, at the option of the City, the exercise of said option shall be indicated by the commencement of foreclosure or sale proceedings by the City. The whole amount of the unpaid principal and the interest that has accrued thereon shall, commencing fifteen (15) days after the date on which the delinquent installment became due, whether or not the option to accelerate the due date for the payment of the unpaid principal is exercised, bear a penalty at the rate of 2% (or at any higher rate authorized by statute) per month (not prorated for any portion of the month) until the day of the foreclosure sale, or until the whole amount of the unpaid principal plus accrued interest and penalties, if any, is paid; provided, however, that, in the event of the failure on the part of the Developer, or on the part of any merchant builder that has purchased property from the Developer or any of its successors in interest, to pay, on or before the date on which the same becomes due, any installment (either principal or interest) of the assessment against any lot or parcel that is then owned by it, but such delinquency is not cured within such fifteen (15) day period, the Developer or such merchant builder, as the case may be, shall pay, in addition to such delinquent installment, a penalty that is equal to 2% of the whole amount of the unpaid principal and the interest that has accrued thereon, prorated based upon a thirty day month, for the number of days during which such delinquency existed, and provided further that, at any time, prior to the day of such sale, the owner of any such lot or parcel, including without limitation the Developer, may pay the aggregate amount of all of the delinquent installments originally becoming due on or before the date of said payment, with accrued interest thereon and all penalties and costs of collection accrued, and shall thereupon be restored to the right thereafter to pay in installments in the same manner as if default had not been suffered.

The owner of any property assessed and not in default as to any assessment installment or payment may, at any time (at the option of such owner), pay the whole or any portion of the unpaid principal with interest accruing thereon to the next assessment payment date, together with a prepayment premium equal to 2% of the principal amount so prepaid. If the Bonds may then be redeemed without the payment of any premium, the City, in its sole discretion, may waive the requirement of payment of the redemption premium. No waiver for a particular prepayment premium shall be deemed to be a waiver for any other prepayment premium. The owner of any assessed property may, at any time, request the City to provide information as to the total amount which will be due in connection with a proposed prepayment of an assessment by such owner and the City will promptly (but in any event within five (5) business days) provide such information to the owner. After any partial prepayment of an assessment or refunding of the Bonds pursuant to NRS 271.488, the City Treasurer shall re-amortize the assessment installments due on the parcel on which the partial prepayment was made or, in the case of a refunding, on all parcels, so that the remaining installments are equal semiannual installments of principal and interest with a final due date of April 1, 2011.

Section 4. The aforesaid amounts assessed shall be a lien upon said lots, tracts and parcels of land from the effective date of this Ordinance until paid, coequal with the latest lien thereon to secure the payment of general (ad valorem) taxes and prior and superior to all other liens, claims, encumbrances and titles (other than the liens of assessments and general (ad valorem) taxes). The sale of any such lot, tract or parcel of land for general or other taxes shall not relieve such lot, tract or parcel of land from such assessment or the lien therefor. Such amounts shall continue to be a lien upon the lots, tracts and parcels of land assessed until paid in full (including all principal and the interest thereon, and any penalties and collection costs).

Section 5. Should any lot, tract or parcel of land within the District be divided after the effective date of this Ordinance and before the collection of all the assessment installments, the Council may require the Treasurer of the City to apportion the uncollected amounts upon the several parts of land so divided. The report of such an apportionment, when approved, shall be conclusive on all the parties, and all assessments thereafter made upon the tracts shall thereafter be according to the subdivision. The report, when approved, shall be recorded in the office of the City Recorder of Clark County, Nevada, together with a statement that the current payment status of any

of the assessments may be obtained from the City Treasurer. Neither the failure to record the report nor any defect in the report as recorded shall affect the validity of the assessments, the lien for the payment thereof or the priority of that lien.

Section 6. In case any such lot, tract or parcel of land so assessed is delinquent in the payment of such assessment or any installment of principal or interest, the City Treasurer promptly shall mark the assessment installment delinquent on the assessment roll for the District and shall notify the owner of such delinquent property, if known, in writing of such delinquency, by first-class mail, postage prepaid, addressed to the addressee's last-known address. Unless such assessment installment plus accrued interest and penalties thereon are immediately paid in full, the City Treasurer shall enforce the collection of the delinquent assessment with the other taxes in the general assessment roll of the City and in the same manner. Unless otherwise directed by the Council, in the case of such a collection, the City Treasurer shall determine whether to cause the whole amount of the unpaid assessment with respect to such property to be immediately due and payable. Alternatively, at the direction of the Council, the City may proceed with the collection or enforcement of any delinquent assessment installment, or the whole amount of the unpaid assessment with respect to such property if the City has exercised its option to cause the whole amount of the unpaid assessment with respect to such property to become due and payable (i) by a foreclosure action brought in the district court located in and for the City or (ii) by directing the Treasurer of the City to give notice of the sale of the property subject to the lien of the delinquent assessment and to otherwise proceed to foreclose on the assessment as provided in NRS 271.540 to 271.630, inclusive. All proceedings supplemental to the judgment in any foreclosure action, including appeal, period of redemption, sale and the issuance of a deed, shall be conducted in accordance with the law relating to property sold upon foreclosure of mortgages or liens upon real property, except that there shall be no personal liability upon the defendants for any deficiency in the proceeds of such sale. If any such sale or foreclosure is not promptly filed and diligently prosecuted by the City, any bondholder may file and prosecute a foreclosure action in the name of the City. Any bondholder may also proceed against the City to protect and enforce the rights of the owners of the Bonds under this Ordinance and the Act by suit, action or special proceedings in equity or at law, either for the appointment of a receiver or for the specific performance of any provision contained herein or in the Act or in an award of execution of any power herein granted for the enforcement of

any proper legal or equitable remedy as such bondholder may deem most effectual to protect and enforce the rights aforesaid. All such proceedings at law or in equity shall be instituted, had and maintained for the equal benefit of all owners of the Bonds then outstanding. The failure of the bondholders so to foreclose upon the property which is the subject of such delinquent assessments or so to proceed against the City, or both, shall not relieve the City or any of its officers, agents or employees of any duty so to take the actions hereinabove set forth.

Section 7. The City Clerk is hereby directed to deliver to the County Assessor and the County Recorder of Clark County, Nevada, a copy of the final assessment roll containing a description of the lots, tracts and parcels of land being assessed, with the amount of the assessment levied upon each and the name and address of the owner against whom the assessment was made, together with a statement that the current payment status of any of the assessments may be obtained from the City Treasurer. Neither the failure to record the assessment roll as provided in this Section nor any defect in the roll as recorded shall affect the validity of the assessments, the lien for the payment thereof or the priority of that lien. The City Treasurer is hereby directed to collect the amounts assessed as a tax upon the lots, tracts and parcels of land to which they were assessed.

Section 8. In accordance with NRS 271.390(2), the City Clerk shall give written notice of the levy of assessments by mailing a copy of such notice, postage prepaid, promptly after the effective date of this Ordinance, to the owners of all property upon which the assessment was levied at their last-known address or addresses. Proof of such mailing shall be made by the affidavit of the City Clerk, provided, however, that failure to mail any such notice or notices shall not invalidate any assessment or any other proceedings concerning the District. Proof of the mailing shall be maintained in the permanent records of the office of the City Clerk until all special assessments and all Bonds shall have been paid in full, as to both principal and interest, or until any claim is barred by an appropriate statute of limitations. The Council hereby determines that the manner of giving notice herein provided by mail is reasonably calculated to inform the parties of the proceedings concerning the District and the levy of assessments which may directly and adversely affect their legally protected interests.

Section 9. The notice provided for in NRS 271.390(2) and in Section 8 of this Ordinance shall be in substantially the following form:

(Form of Notice)

NOTICE TO PROPERTY OWNERS OF THE LEVY OF ASSESSMENTS FOR
IMPROVEMENTS IN THE
CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT
NO. 808 (SUMMERLIN AREA)

NOTICE IS HEREBY GIVEN to the owners of all property upon which an assessment has been levied that, by an ordinance duly passed, adopted, signed and approved on February 7, 2001 (the "Ordinance"), there were levied and assessed against the lots, tracts and parcels of land specially benefited by the local improvements in what is designated as the "City of Las Vegas, Nevada Special Improvement District No. 808 (Summerlin Area)" (said lots, tracts and parcels of land being more specifically described in the assessment roll designated in the Ordinance), the costs and expenses of such improvements.

The assessments are payable at the times and in the amounts specified in the Ordinance. Failure to pay any installment, whether of principal or interest, when due shall cause the whole amount of the unpaid principal of such assessment to become due and payable immediately, at the option of the City, the exercise of said option shall be indicated by the commencement of foreclosure or sale proceedings by the City. The whole amount of the unpaid principal and the interest that has accrued thereon shall, commencing fifteen (15) days after the date on which the delinquent installment became due, whether or not the option to accelerate the due date for the payment of the unpaid principal is exercised, bear a penalty at the rate of 2% (or at any higher rate authorized by statute) per month (not prorated for any portion of the month) until the day of the foreclosure sale, or until the whole amount of the unpaid principal plus accrued interest and penalties, if any, is paid; provided, however, that, in the event of the failure on the part of the Developer (as defined in the Ordinance), or on the part of any merchant builder that has purchased property from the Developer or any of its successors in interest, to pay, on or before the date on which the same becomes due, any installment (either principal or interest) of the assessment against any lot or parcel that is then owned by it, but such delinquency is not cured within such fifteen day period, the Developer or such merchant builder, as the case may be, shall pay, in addition to such

delinquent installment, a penalty that is equal to 2% of the whole amount of the unpaid principal and the interest that has accrued thereon, prorated based upon a thirty day month, for the number of days during which such delinquency existed, and provided further that, at any time, prior to the day of such sale, the owner of any such lot or parcel, including without limitation the Developer, may pay the aggregate amount of all of the delinquent installments originally becoming due on or before the date of said payment, with accrued interest thereon and all penalties and costs of collection accrued, and shall thereupon be restored to the right thereafter to pay in installments in the same manner as if default had not been suffered.

Pursuant to NRS 271.395, within fifteen (15) days after the effective date of the Ordinance, any person who has filed a complaint, protest or objection in writing may commence an action or suit in any court of competent jurisdiction to correct or set aside such determination. Thereafter all actions or suits attacking the regularity, validity and correctness of the proceedings, of the assessment roll, of each assessment contained in the assessment roll, and of the amount of the assessment levied on each lot, tract and parcel of land including without limiting the generality of the foregoing, the defense of confiscation, are perpetually barred.

The amounts assessed as aforesaid constitute a lien upon said lots, tracts and parcels of land from February 7, 2001, which lien shall be coequal with the latest lien thereon to secure the payment of general (ad valorem) taxes and prior and superior to all other liens, claims, encumbrances and titles (other than the liens of assessments and general (ad valorem) taxes.) The sale of any such lot, tract or parcel of land for general (ad valorem) taxes shall not relieve such lot, tract or parcel of land from such assessment or the lien therefor.

DATED this February 7, 2001.

/s/ Barbara Jo Ronemus
City Clerk

Amount of assessment \$ _____

Description of property assessed _____

(End of Form of Notice)

Section 10. The officers of the City are authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Ordinance, including without limiting the generality of the foregoing, the preparation of all necessary documents, legal proceedings and other items necessary or desirable for the issuance of the Bonds.

Section 11. All ordinances, resolutions, bylaws and orders, or parts thereof, in conflict with the provisions of this Ordinance are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance, resolution, bylaw or order, or part thereof, heretofore repealed.

Section 12. When first proposed, this Ordinance must be read to the Council by title, after which an adequate number of copies of this Ordinance must be deposited with the City Clerk for public examination and distribution. Notice of the deposit must be published once in a newspaper published and having general circulation in the City at least ten (10) days before the adoption of the Ordinance, such publication to be in substantially the following form:

(FORM OF PUBLICATION OF NOTICE OF DEPOSIT OF AN ORDINANCE)

BILL NO. _____
ORDINANCE NO. _____

AN ORDINANCE CONCERNING THE CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT NO. 808 (SUMMERLIN AREA); PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF A STREET PROJECT, STORM SEWER PROJECT, SANITARY SEWER PROJECT AND WATER PROJECT IN THE DISTRICT AND ASSESSING THE COST OF SUCH PROJECT AGAINST THE ASSESSABLE LOTS, TRACTS AND PARCELS OF LAND BENEFITED BY SAID PROJECT.

PUBLIC NOTICE IS HEREBY GIVEN, and that an adequate number of typewritten copies of the above-numbered and entitled proposed Ordinance are available for public inspection and distribution at the office of the City Clerk of the City of Las Vegas, at her office in City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, and that such Ordinance was proposed on the 17th day of January, 2001, and will be considered for adoption at a regular meeting of the City Council of the City of Las Vegas held on the 7th day of February, 2001.

/s/ Barbara Jo Ronemus
City Clerk

(End of Form of Publication of Notice of Deposit of An Ordinance)

Section 13. After this Ordinance is signed by the Mayor and attested and sealed by the Clerk, this Ordinance shall be published once by its title only, together with the names of the Council members voting for or against its passage, such publication to be made in the Las Vegas Review-Journal, a newspaper published and having a general circulation in the City, such publication to be in substantially the following form:

(FORM OF PUBLICATION OF ADOPTION OF ORDINANCE)

ORDINANCE NO. _____
(of Las Vegas, Nevada)

AN ORDINANCE CONCERNING THE CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT NO. 808 (SUMMERLIN AREA); PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF A STREET PROJECT, STORM SEWER PROJECT, SANITARY SEWER PROJECT AND WATER PROJECT IN THE DISTRICT AND ASSESSING THE COST OF SUCH PROJECT AGAINST THE ASSESSABLE LOTS, TRACTS AND PARCELS OF LAND BENEFITED BY SAID PROJECT.

PUBLIC NOTICE IS HEREBY GIVEN, and that such Ordinance was proposed on the 17th day of January, 2001, and was passed at the meeting held on the 7th day of February, 2001, by the following vote of the City Council:

Those Voting Aye:

Oscar B. Goodman
Gary Reese
Michael J. McDonald
Larry Brown
Lynette Boggs-McDonald
Lawrence Weekly
Michael Mack

Those Voting Nay:

Those Absent:

This Ordinance shall be in full force and effect from and after the ____ day of February, 2001, i.e., the day after the publication of such Ordinance by its title only.

IN WITNESS WHEREOF, the City Council of the City of Las Vegas, Nevada, has caused this Ordinance to be published by title only.

DATED this ____ day of February, 2001.

/s/ Oscar B. Goodman
Oscar B. Goodman, Mayor

Attest:

/s/ Barbara Jo Ronemus
Barbara Jo Ronemus, City Clerk

(End of Form of Publication)

Section 14. If any section, paragraph, clause or other provision of this Ordinance 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 Ordinance.

Proposed on the 17th day of January, 2001.

Proposed by : Step Requirement.

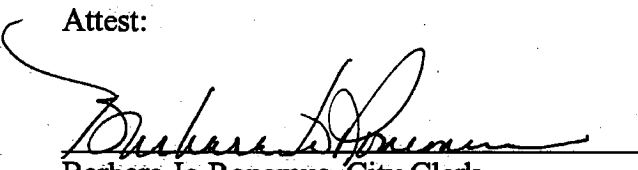
Vote:

Those Voting Aye:	Oscar B. Goodman
	Gary Reese
	Michael J. McDonald
	Larry Brown
	Lynette Boggs-McDonald
	Lawrence Weekly
	Michael Mack

Those Voting Nay:	NONE
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Those Absent:	NONE
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Attest:


Barbara Jo Ronemus, City Clerk


Oscar B. Goodman, Mayor

This Ordinance shall be in force and effect from and after the 10TH day of February, 2001, i.e., the date after the publication of such Ordinance by its title only.

STATE OF NEVADA)
)
COUNTY OF CLARK) SS.
)
CITY OF LAS VEGAS)

I, Barbara Jo Ronemus, 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 an ordinance which was introduced at the meeting of the Council on January 17, 2001 and finally adopted and approved on February 7, 2001.

2. The following members of the Council were present at the January 17, 2001 Council meeting:

Mayor:	Oscar Goodman
Councilmembers:	Gary Reese
	Michael J. McDonald
	Larry Brown
	Lynette Boggs-McDonald
	Lawrence Weekly
	Michael Mack

3. The foregoing Ordinance was first proposed and read by title to the City Council on January 17, 2001, and referred to a committee composed of Councilmembers Mack and Weekly for recommendation; thereafter the said committee reported favorably on said Ordinance on February 7, 2001, which was a regular meeting of said Council; that at said regular meeting, the proposed Ordinance was again read by title to the City Council and adopted. The members of the City Council were present at the February 7, 2001 meeting and voted upon the adoption of the Ordinance as follows:

Those Voting Aye:	Oscar Goodman
	Gary Reese
	Michael J. McDonald
	Larry Brown
	Lynette Boggs-McDonald
	Lawrence Weekly
	Michael Mack

Those Voting Nay:	NONE
Those Absent:	NONE

4. The original of the Ordinance has been approved and authenticated by the signatures of the Mayor of the City and myself as Clerk of the City, and sealed with the seal of the City, and has been recorded in the journal of the Council kept for that purpose in my office, which record has been duly signed by such officers and properly sealed.

5. All members of the Council were given due and proper notice of the meetings held on January 17, 2001 and February 7, 2001. Pursuant to § 241.020, Nevada Revised Statutes, written notice of the meetings was given no later than 9:00 a.m. on the third working day before the meetings including in the notice the time, place, location, and agenda of the meeting:

(a) By posting a copy of the notice by 9:00 a.m. at least three working days before the meetings 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 Hall
City Hall Plaza
Special Outside Posting Bulletin Board
Las Vegas, Nevada
- (ii) Senior Citizens Center
Las Vegas, Nevada
- (iii) Clark County Government Center
500 South Grand Central Parkway
Las Vegas, Nevada
- (iv) Downtown Transportation Center
Las Vegas, Nevada

; and

(b) By mailing a copy of the notice by 9:00 a.m. no later than three working days before the meetings to each person, if any, who has requested notice of the meetings of the Council in the same manner in which notice is required to be mailed to a member of the Council.

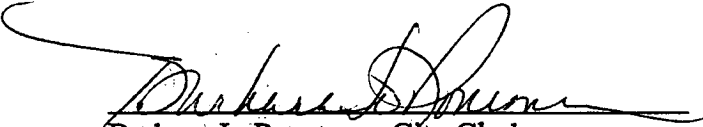
6. A copy of such notice so given of the meeting of the Council on January 17, 2001, is attached to this certificate as Exhibit A and a copy of the notice so given of the meeting of the Council on February 7, 2001 is attached to this certificate as Exhibit B.

7. Upon request, the governing body 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 members of the governing body for an item on the agenda, except for certain confidential materials and materials pertaining to the closed meetings, as provided by law.

IN WITNESS WHEREOF, I have hereunto set my hand on this Feb. 16,

2001.


Barbara Jo Ronemus, City Clerk

(SEAL)

EXHIBIT A

(Notice of January 17, 2001 City Council Meeting)

CITY COUNCIL AGENDA

JANUARY 17, 2001
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CITY COUNCIL AGENDA

COUNCIL CHAMBERS • 400 STEWART AVENUE • PHONE 229-6011

CITY OF LAS VEGAS INTERNET ADDRESS: <http://www.ci.las-vegas.nv.us>

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

**COUNCILMEMBERS: MICHAEL J. McDONALD (Ward 1), LARRY BROWN (Ward 4), LYNETTE BOGGS McDONALD (Ward 2),
LAWRENCE WEEKLY (Ward 5), MICHAEL MACK (Ward 6)**

Facilities are provided throughout City Hall for the 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.

JANUARY 17, 2001

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 PRESENTED LIVE ON KCLV, CABLE CHANNEL 2. THE PROCEEDINGS WILL BE REBROADCAST ON KCLV CHANNEL 2 THE WEDNESDAY OF THE MEETING AT 8:00 PM AND ARE ALSO REBROADCAST ON FRIDAY AT 4:00 AM, SATURDAY AT 7:00 PM, SUNDAY AT 7:00 AM AND THE FOLLOWING MONDAY AT 10:00 AM.

DUPLICATE AUDIO TAPES ARE AVAILABLE AT A COST OF \$5.00 PER TAPE AND DUPLICATE VIDEO TAPES ARE AVAILABLE AT A COST OF \$10.00 PER TAPE THROUGH THE CITY CLERK'S OFFICE.

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

CEREMONIAL MATTERS

- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
- INVOCATION – REVEREND KURT SORTLAND, THE LAKES LUTHERAN CHURCH
- PLEDGE OF ALLEGIANCE
- RECOGNITION OF THE EMPLOYEE OF THE MONTH
- SPECIAL PRESENTATION TO THE CLARK COUNTY HEALTH DISTRICT FOR HEALTH AWARENESS MONTH

BUSINESS ITEMS

1. Any items from the morning session that the Council, staff, and/or the applicant wishes to be stricken or held in abeyance to a future meeting, may be brought forward and acted upon at this time
2. Approval of the Final Minutes by reference of the Regular City Council Meeting of December 20, 2000

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

3. Approval of payment to University of Nevada Las Vegas (UNLV) in the amount of \$150,000 for the City's share of matching funds owed for support of an Educational Television Station

CITY CLERK - CONSENT

4. Preapproval of purchase order for imprinting services by Nevada Color Litho for the 2001 Municipal Primary and General Elections, amount not to exceed \$136,000 – General Fund
5. Preapproval of purchase order for voting machine transportation costs by All American Van & Storage for the 2001 Municipal Primary and General Elections, amount not to exceed \$25,000 – General Fund

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

6. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments
7. Approval of a new Family Child Care Home, Shannon Beck, dba The Clubb House, 6617 Joe Michael Way, Shannon Beck, 100% - Ward 6 (Mack)
8. Approval of a new Family Child Care Home, Alicia Gavaldon, 8700 Blooming Sands Avenue, Alicia Gavaldon, 100% - Ward 4 (Brown)
9. Approval of a new Family Child Care Home, Kathleen Lopez, 603 Palmhurst Drive, Kathleen Lopez, 100% - Ward 1 (M. McDonald)
10. Approval of Change of Licensee/License Holder for a Child Care Center/Nursery/Preschool, Fellowship Christian Day Care, 6210 West Cheyenne Avenue, From: John O'Keefe, Pastor, To: James Green, Pres of Bd of Dir - Ward 4 (Brown)
11. Approval of Change of Licensee/License Holder for a Child Care Center/Nursery/Preschool, Variety Day Home, 990 D Street, From: Sister Diane McGuire, To: Ruby Collins, Ex Dir - Ward 5 (Weekly)
12. Approval of a new Child Care Center/Nursery/Preschool, Sherlynn Overby, dba Tinker Town, 4320 East Bonanza Road and 549 North Lamb Blvd., Sherlynn Overby, 100% - Ward 3 (Reese)
13. Approval of a new Beer/Wine/Cooler On-sale Liquor License subject to the provisions of the fire codes and Health Dept. regulations, CFL Enterprises, LLC, dba A Taste of Italy Restaurant, 4343 North Rancho Drive, Suite 124, Carmine M. Ferrara, Mmbr, 100% - Ward 6 (Mack)
14. Approval of Officer for a Beer/Wine/Cooler On-sale Liquor License, Pick Up Stix Nevada, Inc., dba Stix, 9350 West Sahara Avenue, Unit 110, Steven L. Tanner, Dir, Secy, CFO - Ward 2 (L.B. McDonald)
15. Approval of Change of Location for an Escort Bureau, Bleu Limited, dba Bleu, From: 1027 South Rainbow Blvd., #H808, To: 652 Peachy Canyon Circle, Unit 103, Jeffery G. Schoor, Mmbr, 50%, Cynthia L. Steinman, Mmbr, 50% - Ward 2 (L.B. McDonald)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

16. Approval of a new Independent Massage Therapist License, Gail Berton, dba Gail Berton, 6701 Del Rey Avenue, #210, Gail K. Berton, 100% - Ward 1 (M. McDonald)
17. Approval of a new Independent Massage Therapist License, Jerome Vital, dba Jerome Vital, 909 Cambridge Cross Place, Jerome J. Vital, 100% - Ward 2 (L.B. McDonald)
18. Approval of a new Independent Massage Therapist License, Lisa Johnson, dba Lisa Johnson, 7401 West Washington Ave., Unit 2131, Lisa M. Johnson, 100% - Ward 2 (L.B. McDonald)
19. Approval of a new Independent Massage Therapist License, Rebecca A. Manor, dba Becca Kneads You, 8600 Starboard Drive, #1215, Rebecca A. Manor, 100% - Ward 2 (L.B. McDonald)
20. Approval of a new Independent Massage Therapist License, Angel L. Preston, dba Angel L. Preston, 8137 Hesperides Avenue, Angel L. Preston, 100% - Ward 6 (Mack)
21. Approval of a new Independent Massage Therapist License, Tina Merced, dba Tina Merced, 5884 Willard Street, Tina M. Merced, 100% - (County)
22. Approval of Change of Location for an Independent Massage Therapist License subject to the provisions of the planning and fire codes, Ladora Remy, dba Ladora Remy, From: 231 North Buffalo Dr., Suite A, To: 7331 West Lake Mead Blvd., Suite 103, Ladora M. Remy, 100% - Ward 4 (Brown)
23. Approval of Change of Location for an Independent Massage Therapist License, Jeanne E. Yerman, dba Jeanne E. Yerman, From: 923 South Rainbow Blvd., To: 5850 Sky Pointe Drive, Unit 1132, Jeanne E. Yerman, 100% - Ward 6 (Mack)
24. Approval of Change of Location for an Independent Massage Therapist License, Monica Yerman, dba Monica Yerman, From: 3630 North Rancho Dr., Suite 105, To: 5850 Sky Pointe Dr., Unit 1132, Monica J. Yerman, 100% - Ward 6 (Mack)
25. Approval of a new Massage Establishment subject to the provisions of the fire codes, L. P. Doyle, Inc., dba Euphoria Salons & Day Spas, 8850 West Charleston Blvd., Lawrence P. Doyle, Dir, Pres, 40%, Joseph L. Lamarca, Dir, Secy, Treas, 40%, Bonnie W. Chu, Dir, Exec VP, 16% - Ward 2 (L.B. McDonald)
26. Approval of a new Massage Establishment, L. P. Doyle, Inc., dba Euphoria Salons & Day Spas, 5855 West Craig Road, Suite 105, Lawrence P. Doyle, Dir, Pres, 40%, Joseph L. Lamarca, Dir, Secy, Treas, 40%, Bonnie W. Chu, Dir, Exec VP, 16% - Ward 6 (Mack)
27. Approval of a new Psychic Art and Science License, Alice Prem, dba Alice Prem, 6848 West Charleston Blvd., Alice D. Prem, 100% - Ward 1 (M. McDonald)
28. Approval of contract award resulting from Request For Proposals (RFP) No. 10015-LR, legislative and governmental relations consulting services - City Manager's Office - Award recommended to: BALL JANIK LLP (Estimated amount of \$171,600 - General Fund)
29. Approval of the agreement and issuance of a purchase order for a professional services agreement for the implementation of the Oracle Fixed Asset application module (LD) - Department of Finance and Business Services - Award recommended to: SOLBOURNE COMPUTER, INC. (Estimated amount \$124,000 - Capital Projects Fund)

PUBLIC WORKS DEPARTMENT - CONSENT

30. Approval of a Dedication from the City of Las Vegas, a Municipal Corporation for a portion of the Southwest Quarter (SW 1/4) of Section 26, T20S, R61E, M.D.M., for rights-of-way on 28th Street, south of Sunrise Avenue 139-36-499-036 - Ward 3 (Reese)

PUBLIC WORKS DEPARTMENT - CONSENT

31. Approval of a Supplemental Interlocal Contract to increase funding for engineering design for the Cam 10 Detention Basin (\$300,000 - Clark County Regional Flood Control District) - County
32. Approval of a Fourth Supplemental Interlocal Contract to extend the date of completion for the Freeway Channel System - Alta Drive to UPRR to allow time for receiving Nevada Department of Transportation final billings - Ward 5 (Weekly)
33. Approval of a Second Supplemental Interlocal Contract to encumber funding for right-of-way design for Owens Avenue System - Rancho Drive to I-15 (\$40,000 - Clark County Regional Flood Control District) - Ward 5 (Weekly)
34. Approval of an Interlocal Contract for construction of the Las Vegas Wash - Smoke Ranch System (Peak Drive from Torrey Pines Drive to Jones Boulevard) - (\$2,288,000 - Clark County Regional Flood Control District) - Ward 6 (Mack)
35. Approval of an Interlocal Contract for construction of the Las Vegas Wash - Rancho Drive System (Carey/Lake Mead Detention Basin to Rancho Drive Phase I) - (\$6,588,000 - Clark County Regional Flood Control District) - Ward 6 (Mack)
36. Approval of an Interlocal Contract for design and construction of paving of unpaved roads in the Clark County PM-10 non-attainment area within the City of Las Vegas (\$9,622,000 - Regional Transportation Commission) - All Wards
37. Approval of a Supplemental Interlocal Contract to increase funding for engineering design for the Gowan Outfall - Lone Mountain Branch (Allen Lane to Ferrell Street) - (\$70,000 - Clark County Regional Flood Control District) - Ward 6 (Mack)
38. Approval of Amendment No.1 to Highway Agreement No. PR 413-99-010 by and between the City of Las Vegas, Nevada Department of Transportation, Regional Transportation Commission and the City of Henderson for the construction and installation of bike route signs - All Wards
39. Approval of Nevada Department of Transportation's right-of-way permit requirement for Rancho Road Sewer Project to share the cost of a construction conflict with their storm drain (\$500,000 - Sanitary Sewer Enterprise Fund) - Ward 5 (Weekly)
40. Approve the issuance of a purchase order to pay Sprint for utility relocation on Jones Boulevard Improvements - Rancho Drive to Centennial Parkway (\$68,279 - Regional Transportation Commission) - Ward 6 (Mack)
41. Approval of Interlocal Agreement No. 106910 with the Las Vegas Valley Water District to modify existing water facilities, install new water facilities, and/or remove obsolete water facilities in conjunction with the Ann Road, US-95 to Ferrell Street Project - Ward 6 (Mack)
42. Approval of the Professional Services Agreement with The Louis Berger Group, Inc. for Design Services in conjunction with the CAM-10 (Ann Road) Detention Basin (\$410,000 - Clark County Regional Flood Control District) - Ward 6 (Mack)
43. Approval of a Professional Services Agreement with VTN Nevada for Construction Management for the US/95 Rancho Sewer Phase 1B from Redondo Lane to Coran Lane on Rancho Drive (\$494,806 - Sanitation Enterprise Fund) - Wards 1 and 5 (M. McDonald and Weekly)

RESOLUTIONS - CONSENT

44. R-4-2001 - Approval of a resolution of intent to issue general obligation (limited tax) golf course bonds (additionally secured by pledged revenues) not to exceed \$12,000,000, located in Ward 4 (Brown)
45. R-5-2001 - Approval of a resolution of intent to issue general obligation (limited tax) sewer and flood control bonds (additionally secured by pledged revenues) not to exceed \$55,000,000. Sewer portion to benefit entire city. The flood control project is located in Ward 5 (Weekly)

RESOLUTIONS - CONSENT

- 46. R-6-2001 - Approval of a Resolution directing the City Engineer to prepare preliminary plans and an assessment plat regarding: Special Improvement District No. 808 (Summerlin Area) (Levy Assessments) - Ward 2 (L. B. McDonald)
- 47. R-7-2001 - Approval of a Resolution directing the City Engineer to prepare full and detailed plans, cost estimates and an assessment plat regarding: Special Improvement District No. 808 (Summerlin Area) (Levy Assessments) - Ward 2 (L. B. McDonald)
- 48. R-8-2001 - Approval of a Resolution declaring necessity for creating and ordering the preparation of an assessment roll regarding: Special Improvement District No. 808 (Summerlin Area) (\$46,000,000 - Levy Assessments) - Ward 2 (L.B. McDonald)
- 49. R-9-2001 - Approval of a Resolution validating and confirming the assessment roll regarding: Special Improvement District No. 808 (Summerlin Area) (\$46,000,000 - Levy Assessments) - Ward 2 (L.B. McDonald)

REAL ESTATE COMMITTEE - CONSENT

- 50. Approval of authorization to sell seven vacant lots averaging 6,907 square feet, identified as Parcel Numbers 139-22-313-004 through 139-22-313-010, located on Gregory Street between Elliot Avenue and Alexander Avenue - Ward 5 (Weekly)
- 51. Approval to authorize staff to enter into negotiations with BLT Management Group, Inc. (on behalf of Westwood Studios) to discuss the possibility of utilizing approximately 80 acres on Parcel Number 138-31-101-002, for the construction of an office complex and park facility, located in the vicinity of Hualapai Way and Alta Drive - Ward 2 (L.B. McDonald)
- 52. Approval to authorize staff to enter into negotiations with Nevada Power Company (NPC) and to submit a letter to the Bureau of Land Management (BLM) requesting a non-competitive sale of a portion of Parcel Number 125-17-401-007 (approximately 2.5 acres), located along the north side of Elkhorn Road, approximately 285 feet east of Fort Apache Road - Ward 6 (Mack)
- 53. Approval of an Encroachment Agreement with the Clark County School District (CCSD) for approximately .5 acres of land located at Grand Teton and Whispering Sands (City has an application on file with the Bureau of Land Management) - Ward 6 (Mack)
- 54. Approval of an Amended Lease Agreement between the City of Las Vegas and Kee Dog, Clothing for the Pretty Tomboy in the Incubator Program at the Las Vegas Business Center (\$9,000 revenue - 15 months - Las Vegas Business Center Operations Fund) - Ward 5 (Weekly)
- 55. Approval of a Lease Agreement between the City of Las Vegas and My Intelliware in the Incubator Program at the Las Vegas Business Center (\$14,400 revenue - 24 months - Las Vegas Business Center Operations Fund) - Ward 5 (Weekly)

DISCUSSION / ACTION ITEMS

CITY ATTORNEY - DISCUSSION

- 56. Discussion and possible action on Appeal of Work Card Denial: Deborah Ann Cederoth, 1410 Third Street #7, Las Vegas, NV 89104
- 57. Discussion and possible action on Appeal of Work Card Denial: Nathan Fitzgerald, 3301 Willow Run Lane, Apt. #201, Las Vegas, NV 89117
- 58. Discussion and possible action on Appeal of Work Card Denial: Charles Edward Hipsak, 1399 S. Green Valley Parkway #621, Henderson, NV 89052

CITY ATTORNEY - DISCUSSION

59. Discussion and possible action on Appeal of Work Card Denial: Approved January 19, 2000 subject to one year review: Behzad Behroozian, Salvation Army, 33 W. Owens, North Las Vegas, NV 89030
60. Discussion and possible action on Appeal of Work Card Denial: Approved January 19, 2000 subject to one year review: Harry Spero, 2736 Mallard Landing, Henderson, NV 89014
61. Discussion and possible action regarding Complaint seeking disciplinary action against Guixia He d/b/a Quality Massage, 3909 West Sahara Avenue, Las Vegas, Clark County, Nevada, for violations of Title 6 of the Las Vegas Municipal Code – Ward 1 (M. McDonald)
62. Discussion and possible action regarding Complaint seeking disciplinary action against Armando Guajardo and Jaime Guajardo d/b/a El Potrero, 1243 South Maryland Parkway, Las Vegas, Clark County, Nevada, for violations of Title 6 of the Las Vegas Municipal Code – Ward 3 (Reese)
63. Discussion and possible action regarding Complaint seeking disciplinary action against John A. Bybel d/b/a Dylangers, Inc., a/k/a Day & Night Convenience Store, 1451 West Owens Avenue, Las Vegas, Clark County, Nevada, for violations of Title 6 of the Las Vegas Municipal Code – Ward 5 (Weekly)

CITY AUDITOR - DISCUSSION

64. Discussion and possible action on the City Auditor's Office Policy Statement as recommended by the Audit Oversight Committee on November 9, 2000

CITY CLERK - DISCUSSION

65. Discussion and possible action regarding the Proclamation and Order declaring the 2001 City of Las Vegas Municipal Election and introduction of the City's "election2001" website

FINANCE & BUSINESS SERVICES DEPARTMENT - DISCUSSION

66. Discussion and possible action regarding a new Package Liquor License subject to the provisions of the planning and fire codes and Health Dept. regulations, Wal-Mart Stores, Inc., dba Wal-Mart Supercenter #2884, 8060 West Tropical Parkway, H. Lee Scott, Jr., Dir, CEO, Pres, David L. Bullington, VP of Tax, Robert K. Rhoads, Sr VP, Secy, Gen Counsel, Rick W. Brazile, VP of Financial Analysis, [NOTE: Item to be heard in the afternoon session in conjunction with Item #129 - Special Use Permit U-0197-00] - Ward 6 (Mack)
67. Discussion and possible action regarding a new Package Liquor License subject to the provisions of the planning and fire codes and Health Dept. regulations, Sam's West, Inc., dba Sam's Club #6257, 8080 West Tropical Parkway, H. Lee Scott, Jr., Dir, CEO, Pres, David L. Bullington, VP of Tax, Robert K. Rhoads, Sr VP, Secy, Gen Counsel, Rick W. Brazile, VP of Financial Analysis, [NOTE: Item to be heard in the afternoon session in conjunction with Item #128 - Special Use Permit U-0196-00] - Ward 6 (Mack)
68. ABEYANCE ITEM - Discussion and possible action regarding Change of Ownership and Business Name for a Tavern Liquor License subject to the provisions of the fire codes and Health Dept. regulations, From: Ranger Building Corp., dba Ranger Building Corp., Jonna S. Foresta, Pres, Secy, Treas, Sigmund A. Rogich, Dir, Rogich Family Trust, 100%, Sigmund A. Rogich, Grantor, Trustee, To: D. Westwood, Inc., dba The Boardroom, 2801 Westwood Drive, Ali Davari, Dir, Pres, Treas, 50%, Hassan Davari, Dir, Secy, 50% - Ward 3 (Reese)
69. Discussion and possible action regarding a new Independent Massage Therapist License, Kimberly Schiffer-Gant, dba Kimberly Schiffer-Gant, 2298 Palora Avenue, Kimberly Schiffer-Gant, 100% - (County)

FINANCE & BUSINESS SERVICES DEPARTMENT - DISCUSSION

70. Discussion and possible action regarding a new Independent Massage Therapist License, Byron Bradley, dba The Masters Touch, 1973 Verbania Drive, Byron E. Bradley, 100% - Ward 4 (Brown)
71. Discussion and possible action regarding a new Outcall Entertainment Referral Service subject to the provisions of the planning codes, Brentwood Enterprises, dba Jezebels, 812 East Sahara Ave., Suites 1 & 2, Chadwick F. Smith, Dir, Treas, 50%, Kesha R. Brooks, Dir, Pres, Secy, 50% - Ward 3 (Reese)
72. ABEYANCE ITEM - Discussion and possible action regarding a One Year Review of a Burglar Alarm Service License, Intrusion Detection Systems, dba Intrusion Detection Systems, 3095 East Patrick Lane, Suite 10, Patrick J. Muns, Dir, Pres, 50%, Michael E. Hamm, Dir, Secy, Treas, 50% - (County)
73. ABEYANCE ITEM - Discussion and possible action regarding a new Teenage Dance License and Waiver of the 500-foot Distance Separation Requirement, The Lenz Group, Inc., dba The Lenz Group, Inc., 1208 East Charleston Blvd., Richard L. Lenz, Jr., Dir, Pres, Treas, 50%, Tamara L. Lenz, Dir, Secy, 50% - Ward 3 (Reese)
74. Discussion and possible action of award of Bid Number 01.1730.16-RC, Washington Avenue - Martin Luther King to I-15 Freeway to Owens; and approve the construction conflicts and contingency reserve set by Finance & Business Services - Department of Public Works - Award recommended to: LAS VEGAS PAVING CORPORATION (\$9,060,491- Capital Projects Fund) - Ward 5 (Weekly)
75. Discussion and possible action to amend the Parks & Leisure Activities Capital Projects Fund, and to report on the status of the projects currently prioritized and funded - (\$2,220,000 fiscal impact) - all Wards
76. Discussion and possible action of award of Bid Number 01.1739.01-LED, construction of Metro Park; and approve the construction conflicts and contingency reserve set by Finance and Business Services - Department of Public Works - Award recommended to: RICHARDSON CONSTRUCTION (\$3,137,862 - Capital Projects Fund) - Ward 4 (Brown)
77. Discussion and possible action on award of Bid Number 01.1739.03-LED, Baker Park Renovation, Phase II; and approve the construction conflicts and contingency reserve set by Finance and Business Services - Department of Public Works - Award recommended to: J A VAY & SONS, INC. (\$844,000 - Capital Projects Fund) - Ward 3 (Reese)
78. Discussion and possible action of award of Bid Number 01.1739.04-LED, construction of Buffalo Park; and approve the construction conflicts and contingency reserve set by Finance and Business Services - Department of Public Works - Award recommended to: AMERICAN ASPHALT & GRADING (\$7,144,260 - Capital Projects Fund) - Ward 1 (M. McDonald)

PUBLIC WORKS DEPARTMENT - DISCUSSION

79. Discussion and possible action on a request to install speed bumps on Gilmore Avenue between Beacon Point Street and Durango Drive (\$11,000 - Neighborhood Traffic Management Program) - Ward 4 (Brown)
80. Discussion and possible action on a request to install speed bumps on Sam Jonas Drive between Ducharme Avenue and Genzer Drive (\$7,000 - Neighborhood Traffic Management Program) - Ward 2 (L.B. McDonald)

RESOLUTIONS - DISCUSSION

81. R-10-2001 - Discussion and possible action regarding a Resolution Naming the Northwest Area of the City of Las Vegas (North of Lone Mountain Road)

BOARDS & COMMISSIONS - DISCUSSION

82. REGIONAL TRANSPORTATION COMMISSION AND REGIONAL FLOOD CONTROL DISTRICT – Discussion and possible action to replace Mayor Oscar Goodman with Councilman Michael Mack on these boards
83. Discussion and possible action on the appointment of a member of the City Council to serve on the Oversight Panel for School Facilities (AB353)

RECOMMENDING COMMITTEE REPORTS - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

84. Bill No. 2000-93 – Annexation No. A-0029-98(A) – Property Located: Between Hualapai Way and Grand Canyon Drive and between Moccasin Road and Log Cabin Way; Petitioned By: The City of Las Vegas; Acreage: 5.26 acres; Zoned: R-E (County Zoning), U (PCD) (City Equivalent). Sponsored by: Councilman Michael Mack
85. Bill No. 2000-94 – Annexation No. A-3-99(A) – Property Location: West of El Capitan Way and east of Grand Canyon Drive between Grand Teton Drive and Rome Boulevard. Petitioned By: Tighi Family Limited Partnership, et al.; Acreage: Approximately 619.46 acres; Zoned: R-E (County Zoning), U (DR), U (L), U (PF), U (PF-TC), U (EC-TC) and U (UC-TC) (City Equivalents). Sponsored by: Councilman Michael Mack
86. Bill No. 2000-95 – Annexation No. A-0015-00(A) – Property Located: on the north side of Cheyenne Avenue approximately 330 feet east of Fort Apache Road; Petitioned By: Susan Zacharski; Acreage: 2.67 acres; Zoned: R-E (County Zoning), U (ML) (City Equivalent). Sponsored by: Councilman Larry Brown
87. Bill No. 2000-96 – Allows auto dealer inventory storage in certain zoning districts by means of special use permit. Sponsored by: Councilman Michael Mack
88. Bill No. 2000-98 – Updates the City's licensing regulations and fees for outdoor pay telephones. Proposed by: Mark Vincent, Director of Finance and Business Services
89. Bill No. 2000-99 – Adopts by ordinance certain regulations applicable to City parks. Proposed by: Michael Sheldon, Director of Detention and Enforcement
90. Bill No. 2000-100 – Amends the liquor and zoning regulations to make them consistent regarding the discontinuation of nonconforming uses. Sponsored by: Councilman Michael J. McDonald
91. Public hearing to determine the advisability of granting a telecommunications service franchise to Sierra Pacific Communications, Inc., pursuant to the purpose, character, term, time and conditions of the proposed franchise agreement
92. Bill No. 2001-1 – Granting of a Franchise Agreement to Sierra Pacific Communications, Inc., and setting the purpose, character, term, time and conditions of the Franchise Agreement. Proposed by: Mark Vincent, Director of Finance and Business Services
93. Bill No. 2001-2 – Increases the maximum allowable lot coverage in the C-PB Zoning District from 35% to 50%. Proposed by: Bob Genzer, Acting Director of Planning and Development
94. Bill No. 2001-3 – Adds an election precinct to Ward 6. Proposed by Barbara Jo Ronemus, City Clerk
95. Bill No. 2001-4 – Revises Chapter 4.24 of the Municipal Code regarding the construction of park facilities as an alternative to the payment of the residential construction tax. Proposed by: Bob Genzer, Acting Director of Planning and Development

RECOMMENDING COMMITTEE REPORTS - 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. PUBLIC TESTIMONY TAKES PLACE AT THE RECOMMENDING COMMITTEE MEETING HELD FOR THAT PURPOSE.

96. Bill No. 2001-5 – Provides for the removal and disposition of abandoned shopping carts. Sponsored by: Councilman Michael J. McDonald

NEW BILLS

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.

97. Bill No. 2001-6 – Ordinance Creating Special Improvement District No. 808 (Summerlin Area) Sponsored By: Step Requirement
98. Bill No. 2001-7 – Levies Assessment regarding: Special Improvement District No. 808 (Summerlin Area) Sponsored By: Step Requirement
99. Bill No. 2001-8 – Allows for the expansion of certain types of nonconforming uses under limited circumstances. Sponsored by: Councilman Michael J. McDonald
100. Bill No. 2001-9 – Amends the Zoning Code to allow auto brokers as a conditional use in certain zoning districts. Proposed by: Bob Genzer, Acting Director of Planning and Development

1:00 P.M. - AFTERNOON SESSION

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

PUBLIC HEARINGS - DISCUSSION

102. Public hearing to consider the report of expenses to recover costs for abatement of nuisance/litter located at 8656 Trafalgar Drive. PROPERTY OWNER: JAMES L. AND ROBIN P. MCATEE - Ward 2 (L.B. McDonald)

PLANNING & DEVELOPMENT DEPARTMENT

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 DEPARTMENT - 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.

103. EXTENSION OF TIME - SPECIAL USE PERMIT - U-0090-99(1) - MARYLAND VILLAS, INC. - Request for an Extension of Time on an approved Special Use Permit FOR A PROPOSED 3,800 SQUARE FOOT CHILDCARE CENTER on the northeast corner of Maryland Parkway and Wilson Avenue (APN: 139-26-412-004), R-3 (Medium Density Residential) Zone, Ward 5 (Weekly). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
104. EXTENSION OF TIME - REZONING - Z-0047-99(1) - TETON INVESTMENTS - Request for an Extension of Time of an approved Rezoning FROM: R-E (Residence Estates) TO: R-1 (Single Family Residential) on 6.38 Acres located on the southeast corner of Whispering Sands Drive and Leon Avenue (APN: 125-13-203-001), Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT - DISCUSSION

105. SITE DEVELOPMENT PLAN REVIEW - Z-0003-89(26) - DR. SHAZIA KIRMANI - Request for a Site Development Plan Review FOR A PROPOSED 7,811 SQUARE FOOT MEDICAL OFFICE on the east side of Mariner Drive, approximately 265 feet north of Lake Mead Boulevard (APN: 138-21-622-012), C-1 (Limited Commercial) Zone, Ward 4 (Brown). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
106. SITE DEVELOPMENT PLAN REVIEW - Z-0140-89(11) - CONSTRUCTION GROUP, INC. - Request for a Site Development Plan Review and a Waiver of the Required Landscaping FOR A PROPOSED 6,800 SQUARE FOOT RETAIL BUILDING on a 0.65 Acre pad site on the southeast corner of Craig Road and Jones Boulevard (APN: 138-01-312-004), R-E (Residence Estates) Zone under Resolution of Intent to C-1 (Limited Commercial), Ward 6 (Mack). Staff recommends APPROVAL. The Planning Commission (6-0 vote) recommends DENIAL of the Waiver of Landscaping and APPROVAL of the Site Development Plan Review
107. ABEYANCE ITEM - RESCIND PREVIOUS ACTION - REVIEW OF CONDITION - PUBLIC HEARING - U-0140-97(1) - DIAMOND HAND, INC. - Request by the City Council to Rescind the Previous Action which approved the request for a Review of Condition to eliminate Condition Number 3 regarding landscaping along Fairhaven Street, Condition Number 4 regarding temporary fencing, and Condition Number 5 regarding construction of half-street improvements on an approved Special Use Permit which allowed a minor automotive garage at 1701 North Decatur Boulevard (APN's: 138-24-804-015, 017 and 018), Ward 5 (Weekly). Staff has no recommendation for this item

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

- 108.ABEYANCE ITEM - REVIEW OF CONDITION - PUBLIC HEARING - U-0140-97(1) - DIAMOND HAND, INC. - Request for a Review of Condition to eliminate Condition Number 3 regarding landscaping along Fairhaven Street, Condition Number 4 regarding temporary fencing, and Condition Number 5 regarding construction of half-street improvements on an approved Special Use Permit which allowed a minor automotive garage at 1701 North Decatur Boulevard (APN's: 138-24-804-015, 017 and 018), Ward 5 (Weekly). The Planning Commission (5-0 vote) and staff recommend APPROVAL
- 109.RESCIND PREVIOUS ACTION - REQUIRED ONE YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - U-0238-91(3) - UNION PACIFIC RAILROAD COMPANY ON BEHALF OF GENERAL OUTDOOR ADVERTISING COMPANY - Required One Year Review on an approved Special Use Permit which allowed a 14 foot x 48 foot off-premise advertising (billboard) sign on the south side of the Oran K. Gragson Highway (U.S. 95) between "F" Street and Main Street (APN: 139-27-401-025), M (Industrial) Zone, Ward 5 (Weekly). Staff has no recommendation for this item
- 110.REQUIRED ONE YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - U-0238-91(3) - UNION PACIFIC RAILROAD COMPANY ON BEHALF OF GENERAL OUTDOOR ADVERTISING COMPANY - Required One Year Review on an approved Special Use Permit which allowed a 14 foot x 48 foot off-premise advertising (billboard) sign on the south side of the Oran K. Gragson Highway (U.S. 95) between "F" Street and Main Street (APN: 139-27-401-025), M (Industrial) Zone, Ward 5 (Weekly). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
- 111.LONE MOUNTAIN WEST MASTER DEVELOPMENT PLAN MINOR MODIFICATION - Z-0024-99(13) - JOYCE L. LAGRANGE TRUST, ET AL ON BEHALF OF KIMBALL HILL HOMES - Request for a Minor Modification of the Lone Mountain West Master Development Plan to add 15.68 Acres located on the northeast corner of Alexander Road and the Puli Road Alignment; and to change the land use designation FROM: Neighborhood Commercial TO: Low Density Residential (up to 6 Dwelling Units per Acre) on 5.62 Acres on the north side of Alexander Road approximately 700 feet east of the Puli Road alignment (APN: 137-01-401-009), Ward 4 (Brown). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
- 112.VACATION RELATED TO Z-0024-99(13) - PUBLIC HEARING - VAC-0036-00 - JOYCE L. LAGRANGE TRUST ON BEHALF OF KIMBALL HILL HOMES - Petition for a Vacation of portions of Puli Road and Florine Avenue generally located north of Alexander Road west of the Beltway alignment, Ward 4 (Brown). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
- 113.SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SD-0066-00 - CHURCH GOD CHRIST EBENEZER - Request for a Site Development Plan Review and a Waiver of the Required Landscaping FOR A PROPOSED 10,864 SQUARE FOOT ADDITION TO AN EXISTING CHURCH at 1072 West Bartlett Avenue (APN's: 139-21-510-162, 163, 204 and 205), R-2 (Medium-Low Density Residential) Zone, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 114.SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - Z-0017-90(34) - PECCOLE 1982 TRUST - Request for a Site Development Plan Review FOR A PROPOSED 75,650 SQUARE FOOT COMMERCIAL CENTER on the northwest corner of Charleston Boulevard and Rampart Boulevard (APN: 138-32-411-003), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial), Ward 2 (L.B. McDonald). The Planning Commission (5-1-1 vote) and staff recommend APPROVAL
- 115.SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0017-90(34) - PUBLIC HEARING - Z-0034-81(11) - PECCOLE 1982 TRUST - Request for a Site Development Plan Review FOR A PROPOSED 152,500 SQUARE FOOT COMMERCIAL CENTER on the southeast corner of Charleston Boulevard and Fort Apache Road (APN: 163-05-101-001), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-2 (General Commercial), Ward 2 (L.B. McDonald). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

116. REVIEW OF CONDITION - PUBLIC HEARING - Z-0006-66(46) - ARAMESH AKHAVAN - Request for a Review of Condition to delete Condition of Approval #8 of Site Development Plan Review [Z-0006-66(42)] requiring Signage along Charleston Boulevard to be limited to one monument sign, not to exceed 15 feet in height and 150 square feet in sign face area at 5900 West Charleston Boulevard (APN: 138-36-406-006), R-1 (Single Family Residential) Zone under Resolution of Intent to C-1 (Limited Commercial), Ward 1 (M. McDonald). The Planning Commission (6-1 vote) and staff recommend DENIAL
117. VACATION - PUBLIC HEARING - VAC-0034-00 - MARTIN J. SCHWARTZ AND PHYLLIS R. SCHWARTZ REVOCABLE FAMILY TRUST - Petition for a Vacation of a portion of El Campo Grande Avenue between Buffalo Drive and Rancho Drive, Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
118. VACATION - PUBLIC HEARING - VAC-0035-00 - DURANGO WEST PROPERTIES, LIMITED LIABILITY COMPANY ON BEHALF OF FREMONT CONSTRUCTION - Petition for a Vacation of Government Patent Easements generally located on the south side of Charleston Boulevard, approximately 330' west of Buffalo Drive, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend APPROVAL
119. REQUIRED TWO YEAR REVIEW - PUBLIC HEARING - VARIANCE - V-0075-97(2) - CARMINE VENTO AND ANN M. VENTO REVOCABLE FAMILY TRUST - Required Two Year Review of an approved Variance which allowed 26 parking spaces where 45 spaces are the minimum required in conjunction with the interior expansion of an existing restaurant at 2211 South Maryland Parkway (APN: 162-02-410-089), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Hearings Officer and staff recommend APPROVAL
120. ABEYANCE ITEM - REQUIRED FIVE YEAR REVIEW - VARIANCE - PUBLIC HEARING - V-0136-95(1) - BEARD FAMILY TRUST ON BEHALF OF LAMAR OUTDOOR ADVERTISING - Five Year Required Review by the Beard Family Trust on behalf of Lamar Outdoor Advertising of an approved Variance to allow a 14 foot x 48 foot off-premise sign (billboard) where such use is not permitted at 3920 West Sahara Avenue (APN: 162-06-801-005), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). Staff recommends APPROVAL. This item is being forwarded to City Council without a recommendation by the Hearings Officer due to a conflict of interest
121. REQUIRED FIVE YEAR REVIEW - PUBLIC HEARING - VARIANCE - V-0164-95(1) - PAN PACIFIC RETAIL PROPERTIES - Required Five Year Review of an approved Variance which allowed an existing off-premise advertising (billboard) sign to be raised to 55 feet and to be relocated within 200 feet of a residential zone where 300 feet is the minimum separation required, on property located on the south side of Smoke Ranch Road, east of U.S. 95 (APN: 138-22-503-001), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial), Ward 6 (Mack). The Hearings Officer and staff recommend APPROVAL
122. ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - U-0153-00 - ADVANCE MANAGEMENT CORPORATION ON BEHALF OF PACIFIC BELL WIRELESS - Appeal filed by WFI from the Denial by the Planning Commission of a request by Advance Management Corporation on behalf of Pacific Bell Wireless for a Special Use Permit FOR A 60 FOOT HIGH WIRELESS COMMUNICATION MONOPOLE on 17.01 acres at 232 North Jones Boulevard (APN: 138-25-404-001), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). Staff recommends APPROVAL. The Planning Commission (5-1 vote) recommends DENIAL
123. SPECIAL USE PERMIT - PUBLIC HEARING - U-0184-00 - SOLI MUNAKASH AND ALEXANDRA MUNAKASH ON BEHALF OF DAVID JIMENEZ - Request for a Special Use Permit FOR A PROPOSED RESTAURANT SERVICE BAR IN CONJUNCTION WITH AN EXISTING RESTAURANT (MARISCUS EL PESCADOR) located at 4371 East Stewart Avenue; and a request for a Waiver of the 400 foot separation requirement from a child care facility [4301 East Stewart Avenue] and an Elementary School [William K. Moore Elementary School at 491 North Lamb Boulevard] (APN: 140-31-602-011) C-1 (Limited Commercial) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
124. SPECIAL USE PERMIT - PUBLIC HEARING - U-0186-00 - LAKE MEAD & BUFFALO PARTNERSHIP ON BEHALF OF NEXTEL COMMUNICATIONS - Request for a Special Use Permit FOR A PROPOSED 60 FOOT HIGH WIRELESS COMMUNICATION MONOPOLE at 7450 West Lake Mead Boulevard (APN: 138-22-211-009), C-1 (Limited Commercial) Zone, Ward 4 (Brown). The Planning Commission (6-1 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

125. SPECIAL USE PERMIT - PUBLIC HEARING - U-0187-00 - CHARLES COLE - Request for a Special Use Permit and Site Development Plan Review FOR A PROPOSED 2,400 SQUARE FOOT CHILDCARE CENTER at 5611 North Cimarron Road (APN: 125-28-801-015), R-E (Residence Estates) Zone, Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
126. SPECIAL USE PERMIT - PUBLIC HEARING - U-0188-00 - DEJORIA FAMILY, LIMITED PARTNERSHIP ON BEHALF OF AT&T WIRELESS SERVICES OF NEVADA, INC. - Appeal filed by Spectrum Surveying & Engineering from the Denial by the Planning Commission of a request by Dejoria Family, Limited Partnership on behalf of AT&T Wireless Services of Nevada, Inc. for a Special Use Permit FOR A 60 FOOT HIGH WIRELESS COMMUNICATION MONOPOLE at 7800 West Arin Road (APN: 125-28-803-001), C-2 (General Commercial) Zone, Ward 6 (Mack). Staff recommends APPROVAL. The Planning Commission (7-0 vote) recommends DENIAL
127. SPECIAL USE PERMIT - PUBLIC HEARING - U-0189-00 - M G K ASSOCIATES AND GOODMAN FAMILY TRUST ON BEHALF OF SUNSTATE EQUIPMENT - Request for a Special Use Permit FOR A 1,000 GALLON LIQUEFIED PETROLEUM GAS TANK at 4701 North Rancho Drive, (APN's: 138-02-101-007 and 008), C-2 (General Commercial) Zone, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
128. SPECIAL USE PERMIT - PUBLIC HEARING - U-0196-00 - CENTENNIAL CENTRE, LIMITED LIABILITY COMPANY ON BEHALF OF SAM'S WEST, INC. - Request for a Special Use Permit FOR PACKAGE LIQUOR SALES IN CONJUNCTION WITH AN APPROVED SAM'S CLUB STORE at 8080 West Tropical Parkway (APN: 125-28-610-001), TC (Town Center) Zone, Ward 6 (Mack). [NOTE: This item to be heard in conjunction with Morning Session Item #67] Staff recommends APPROVAL
129. SPECIAL USE PERMIT - PUBLIC HEARING - U-0197-00 - CENTENNIAL CENTRE, LIMITED LIABILITY COMPANY ON BEHALF OF WAL-MART STORES, INC. - Request for a Special Use Permit FOR PACKAGED LIQUOR SALES IN CONJUNCTION WITH AN APPROVED WAL-MART STORE at 8060 West Tropical Parkway (APN: 125-28-610-001), TC (Town Center) Zone, Ward 6 (Mack). [NOTE: This item to be heard in conjunction with Morning Session Item #66] Staff recommends APPROVAL
130. REZONING - PUBLIC HEARING - Z-0098-00 - ROBERT M. MURRAY, LIMITED LIABILITY COMPANY ON BEHALF OF NOSREDNA ENTERPRISES - Request for a Rezoning FROM: C-D (Designed Commercial) TO: O (Office) of 0.58 Acres at 2909 West Charleston Boulevard (APN: 162-05-510-003), PROPOSED USE: BUSINESS SCHOOL AND INSURANCE BROKERAGE, Ward 1 (M. McDonald). The Planning Commission (4-3 vote) and staff recommend DENIAL
131. SPECIAL USE PERMIT RELATED TO Z-0098-00 - PUBLIC HEARING - U-0183-00 - ROBERT M. MURRAY, LIMITED LIABILITY COMPANY ON BEHALF OF NOSREDNA ENTERPRISES - Appeal filed by Las Vegas School of Insurance from the Denial by the Planning Commission of a request by Robert M. Murray, Limited Liability Company on behalf of Nosredna Enterprises for a Special Use Permit FOR A PROPOSED 2,116 SQUARE FOOT BUSINESS SCHOOL located at 2909 West Charleston Boulevard (APN: 162-05-510-003), C-D (Designed Commercial) Zone, PROPOSED: O (Office), Ward 1 (M. McDonald). The Planning Commission (5-2 vote) and staff recommend DENIAL
132. REZONING - PUBLIC HEARING - Z-0106-00 - MICHELAS, LIMITED LIABILITY COMPANY - Request for a Rezoning FROM: R-E (Residence Estates) TO: R-PD8 (Residential Planned Development - 8 Units Per Acre) of 20 Acres on the southeast corner of Iron Mountain Road and Fort Apache Road (APN: 125-08-101-001), PROPOSED USE: 159 LOT SINGLE FAMILY SUBDIVISION, Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (4-1-2 vote) recommends APPROVAL
133. SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0106-00 - PUBLIC HEARING - Z-0106-00(1) - MICHELAS, LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review FOR A PROPOSED 159 LOT SINGLE-FAMILY RESIDENTIAL SUBDIVISION on the southeast corner of Iron Mountain Road and Fort Apache Road (APN: 125-08-101-001), R-E (Residence Estates) Zone PROPOSED: R-PD8 (Residential Planned Development - 8 Units Per Acre), Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (4-1-2 vote) recommends APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

134. REZONING - PUBLIC HEARING - Z-0107-00 - S C M E, LIMITED LIABILITY COMPANY - Request for a Rezoning FROM: R-E (Residence Estates) TO: C-1 (Limited Commercial) of 5.0 Acres on the southeast corner of Thom Boulevard and Rome Boulevard (APN's: 125-24-802-001 and 002), PROPOSED USE: COMMERCIAL CENTER, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL
135. GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0024-00 - ELIADES FAMILY TRUST - Request to Amend a portion of the Southeast Sector of the General Plan FROM: M (Medium Density Residential) TO: O (Office) of 0.50 Acres located 1502, 1506, and 1510 Rexford Place (APN's: 162-03-211-034 through 036), Ward 3 (Reese). The Planning Commission (4-3 vote) and staff recommend DENIAL
136. REZONING RELATED TO GPA-0024-00 - PUBLIC HEARING - Z-0078-00 - ELIADES FAMILY TRUST - Request for a Rezoning From: R-2 (Medium-Low Density Residential) To: P-R (Professional Office and Parking) of 0.50 Acres at 1502, 1506 and 1510 Rexford Place (APN's: 162-03-211-034 through 036), Ward 3 (Reese). The Planning Commission (4-3 vote) and staff recommend DENIAL
137. SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-0024-00 & Z-0078-00 - PUBLIC HEARING - SD-0061-00 - ELIADES FAMILY TRUST - Request for a Site Development Plan Review and a Waiver of the Required Landscaping FOR A PROPOSED PARKING LOT FOR USE BY THE OLYMPIC GARDEN CLUB on 0.50 Acres located at 1502, 1506 and 1510 Rexford Place (APN's: 162-03-211-034 through 036), R-2 (Medium-Low Density Residential) Zone proposed P-R (Professional Office and Parking), Ward 3 (Reese). The Planning Commission (4-3 vote) and staff recommend DENIAL
138. SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION AND HEARINGS OFFICER MEETINGS AND DANGEROUS BUILDINGS OR NUISANCE/LITTER ABATEMENTS

ADDENDUM

CITIZENS PARTICIPATION

Items raised under this portion of the City Council Agenda cannot be deliberated or acted upon until the notice provisions of the Open Meeting Law have been met. If you wish to speak on a matter not listed on the agenda, please step up to the podium and clearly state your name and address. In consideration of others, avoid repetition, and limit your comments to no more than three (3) minutes. To ensure all persons equal opportunity to speak, each subject matter will be limited to ten (10) minutes.

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

Downtown Transportation Center, City Clerk's Posting Board
Senior Citizen Center, 450 E. Bonanza Road
Clark County Government Center, 500 S. Grand Central Parkway
Court Clerk's Office Bulletin Board, City Hall Plaza
City Hall Plaza, Special Outside Posting Bulletin Board

EXHIBIT B

(Notices of February 7, 2001 Council Meeting)

CITY COUNCIL AGENDA

FEBRUARY 7, 2001
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CITY COUNCIL AGENDA

COUNCIL CHAMBERS • 400 STEWART AVENUE • PHONE 229-6011

CITY OF LAS VEGAS INTERNET ADDRESS: <http://www.ci.las-vegas.nv.us>

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

**COUNCILMEMBERS: MICHAEL J. McDONALD (Ward 1), LARRY BROWN (Ward 4), LYNETTE BOGGS McDONALD (Ward 2),
LAWRENCE WEEKLY (Ward 5), MICHAEL MACK (Ward 6)**

Facilities are provided throughout City Hall for the 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.

FEBRUARY 7, 2001

**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 PRESENTED LIVE ON KCLV, CABLE CHANNEL 2. THE PROCEEDINGS WILL BE REBROADCAST ON KCLV CHANNEL 2 THE WEDNESDAY OF THE MEETING AT 8:00 PM AND ARE ALSO REBROADCAST ON FRIDAY AT 4:00 AM, SATURDAY AT 7:00 PM, SUNDAY AT 7:00 AM AND THE FOLLOWING MONDAY AT 10:00 AM.

DUPLICATE AUDIO TAPES ARE AVAILABLE AT A COST OF \$5.00 PER TAPE AND DUPLICATE VIDEO TAPES ARE AVAILABLE AT A COST OF \$10.00 PER TAPE THROUGH THE CITY CLERK'S OFFICE.

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

CEREMONIAL MATTERS

- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
- INVOCATION - REVEREND JON IERLEY, CELEBRATION UNITED METHODIST CHURCH
- PLEDGE OF ALLEGIANCE
- RECOGNITION OF THE CITIZEN OF THE MONTH
- ACKNOWLEDGEMENT OF BLACK HISTORY MONTH
- RECOGNITION OF HISPANIC COMMUNITY CENSUS OUTREACH
- SPECIAL PRESENTATION BY MAYOR GOODMAN

BUSINESS ITEMS

1. Any items from the morning session that the Council, staff, and/or the applicant wishes to be stricken or held in abeyance to a future meeting, may be brought forward and acted upon at this time
2. Approval of the Final Minutes by reference of the Regular City Council Meeting of January 3, 2001

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.

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

3. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments
4. Approval of Special Event Liquor License, Applicant: The Solidarity Generation Foundation, Inc., Location: 2900 Stewart Avenue, Date: February 24, 2001, Type: Special Event General, Event: Charitable Event - Carnival, Responsible Person in Charge: Anna Niezgoda - Ward 3 (Reese)
5. Approval of new Tavern Liquor License, Race Rock of Las Vegas, LLC, dba Race Rock, 495 Fremont Street, Race Rock Holdings, Inc., Mmbr, 100%, Andrew E. Newman, COB, Asst Secy, Lawrence M. Scott, 10%, Andrew E. Newman Trust, 31.7%, Andrew E. Newman, Trustee, Craig E. Tribus, Gen Mgr - Ward 3 (Reese)
6. Approval of new Package Liquor License subject to the provisions of the fire codes and Health Dept. regulations, Albertson's, Inc., dba Albertson's #6011, 1650 North Buffalo Drive, Kaye L. O'Riordan, Secy, John F. Boyd, Treas - Ward 4 (Brown)
7. Approval of Change of Ownership/Change of Business Name for a Beer/Wine/Cooler On-sale Liquor License, From: Tammy Vuu, dba Xinh Xinh Restaurant, Tammy Vuu, 100%, To: Can Quach, dba Xinh Xinh, 220 West Sahara Ave., Can N. Quach, 100% - Ward 3 (Reese)
8. Approval of Officer/Stockholder for a Beer/Wine/Cooler On-sale Liquor License, Chicago Joe's, Ltd., dba Chicago Joe's, 820 South 4th Street, Mary S. Collura, Secy, Treas, 40% - Ward 3 (Reese)
9. Approval of Manager for a Supper Club Liquor License, Buca (Nevada), Inc., dba Buca Di Beppo, 7690 West Lake Mead Blvd., Steven A. Peate, Mgr - Ward 4 (Brown)
10. Approval of Key Employee for a Beer/Wine/Cooler On-sale Liquor License, Pizza Hut of Las Vegas, dba Pizza Huts of Las Vegas #104001, 825 N. Rancho Dr.; Pizza Huts of Las Vegas #104011, 3001 W. Sahara Ave.; Pizza Huts of Las Vegas #104014, 7000 W. Charleston Blvd., Gary M. Egelin, Key Employee - Ward 1 (M. McDonald)
11. Approval of Officer for a Tavern Liquor License and a Non-restricted Gaming License subject to approval by the Nevada Gaming Commission, Arizona Charlie's, Inc., dba Arizona Charlie's Hotel & Casino, 740 South Decatur Blvd., Ronald P. Lurie, EVP, Asst Secy, Gen Mgr - Ward 1 (M. McDonald)
12. Approval of Change of Ownership/Change of Business Name for a Tavern Liquor License and a new Restricted Gaming License for 15 slots subject to Health Dept. regulations and approval by the Nevada Gaming Commission, From: Cassell-Friedman, Inc., dba King of Clubs, Richard F. Ferrara, Dir, Pres, Secy, Treas, 100%, To: Clavir, Inc., dba King of Clubs Tavern, 1401 North Decatur Blvd., Leslie M. Clavir, Dir, Pres, Secy, Treas, 100% - Ward 5 (Weekly)
13. Approval of Change of Business Name for a Tavern Liquor License and a Non-restricted Limited Gaming License for 35 slots, NSLN, Inc., dba From: Castaways Casino, To: Alibi Casino, 1690 North Decatur Blvd., Ronald T. Coury, Dir, Pres, 40%, Daniel T. Hughes, Dir, Secy, Treas, 40%, Arthur S. Coury, Dir, VP, 20% - Ward 5 (Weekly)
14. Approval of a Slot Operator Space Lease Location Restricted Gaming License for 15 slots subject to approval by the Nevada Gaming Commission, Cardivan Company db at Albertson's #6011, 1650 North Buffalo Drive - Ward 4 (Brown)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

15. Approval of a new Liquor Caterer License, Gustav International Chartered, dba Speidini Ristorante, 221 North Rampart Blvd., Suite 7136, Gustav E. Mauler, Dir, Pres, and Denise M. Mauler, 50% jointly as husband and wife, Paul C. Steelman, Dir, Treas, and Maryann T. Steelman, Dir, Secy, 50% jointly as husband and wife - Ward 2 (L.B. McDonald)
16. Approval of Change of Location for a Burglar Alarm License subject to the provisions of the fire codes, Ultimate Alarm, dba Ultimate Alarm, From: 3401 Sirius Ave., Suite 5, To: 6532 Alta Dr., Angel J. Yumart, Ptnr, 37 1/2 %, Idalberto Yumart, Ptnr, 37 1/2 %, David J. Montgomery, Ptnr, 25% - Ward 1 (M. McDonald)
17. Approval of a new Independent Massage Therapist License, Lucy Wojcik, dba Desert Escape, 5158 South Jones Blvd., Unit 108, Lucy M. Wojcik, 100% - (County)
18. Approval of a new Independent Massage Therapist License, Eunice Stets, dba Eunice Stets, 6220 Parsifal Place, Eunice K. Stets, 100% - Ward 1 (M. McDonald)
19. Approval of a new Independent Massage Therapist License, Brian Potter, dba Brian Potter, 1000 East Sahara Ave., Suite 108, Brian K. Potter, 100% - Ward 3 (Reese)
20. Approval of a new Independent Massage Therapist License, Merly P. Justice, dba Better Body & Soul, 4480 East Charleston Blvd., Merly P. Justice, 100% - Ward 3 (Reese)
21. Approval of a new Independent Massage Therapist License, Dan C. Williams, dba Dan C. Williams, 2325 Homeland Street, Daniel C. Williams, 100% - Ward 4 (Brown)
22. Approval of a new Independent Massage Therapist License, Larry Gloyd, dba Larry Gloyd, 2228 Steinke Lane, Larry A. Gloyd, 100% - Ward 6 (Mack)
23. Approval of Change of Location for an Independent Massage Therapist License subject to the provisions of the planning and fire codes, Hans Zimmer, dba Hands by Hans Massage Therapy, From: 8600 Starboard Drive, Unit 1020, To: 4480 East Charleston Blvd., Hans J. Zimmer, 100% - Ward 3 (Reese)
24. Approval of Change of Location for an Independent Massage Therapist License, Xiu Chun Qi, dba Xiu Chun Qi, From: 3909 West Sahara Ave., Suite 6, To: 3552 Wynn Road, Xiu Chun Qi, 100% - (County)
25. Approval of a new Locksmith License, Jeffrey Thomas Kelly, dba Guardian Locksmith Service, 7928 Thorne Pine Ave., Jeffrey T. Kelly, 100% - Ward 6 (Mack)
26. Approval of Change of Location for a Locksmith License, Vegas Valley Locking Systems, Inc., dba Vegas Valley Locking Systems, From: 2969 Highland Drive, To: 6207 Industrial Road, Bruce D. Gwin, Dir, Pres, Secy, Treas, 100% - (County)
27. Approval of Change of Location for a Locksmith License subject to the provisions of the planning and fire codes, Tere Shannon-Robertson, dba Keyman, From: 3001 East Charleston Blvd., Suite H, To: 3001 East Charleston, Suite A, Tere S. Robertson, 100% - Ward 3 (Reese)
28. Approval of Change of Ownership and Change of Business Name for a Martial Arts Instruction Business License, From: Thomas Griffin, dba International Martial Arts & Boxing of Las Vegas, Nevada, Thomas M. Griffin, 100%, To: Robb & Robb, dba Bird's Super Kids Karate, 450 South Buffalo Drive, Suite 111 - Ward 2 (L.B. McDonald)
29. Approval of a new Psychic Art and Science License, Lisa A. Fiocco, dba Lisa A. Fiocco, 6848 West Charleston Blvd., Lisa A. Fiocco, 100% - Ward 1 (M. McDonald)
30. Approval of the substitution of a subcontractor for Bid Number 01.1739.02-RC, Stewart Avenue Parking Garage - Department of Public Works - Award recommended to: Triple J Trenching - Ward 5 (Weekly)
31. Approval of award of Bid Number 010013-DAR, annual requirements contract for air filter service-Department of Field Operations- Award recommended to: AFC AIR FILTER & FIRE EQUIPMENT (Estimated annual amount of \$100,000 - General Fund)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

32. Approval of the rejection of bids and award of bid number 010031-TG, End Dump Trailer-Field Operations-Award recommended to: Blaine Equipment Company Inc. (\$29,570-Internal Service Fund)
33. Approval of the award of bid number 010033-TG, annual requirements contract for street light poles & masts-Department of Public Works-Award recommended to: Crescent Electric Supply Company (Estimated annual amount of \$300,000-General Fund)
34. Approval of revision number two to Purchase Order 209288(TG) for Firefighters Laboratory Medical Testing-Department of Fire & Rescue-Award recommended to: Associated Pathologists Labs (\$31,000-General Fund)
35. Approval of revision number one to purchase order number 209932, annual requirements contract for fire fighting tools and equipment-Department of Fire Services-Award recommended to: L.N. CURTIS & SONS (\$40,000-General Fund)
36. Approval of revision number one to purchase order number 209953, annual requirements contract for original equipment manufacturer parts-Department of Fire Services-Award recommended to: FIRST IN INC. (Estimated annual amount of \$40,000-General Fund)
37. Approval of the issuance of a purchase order for the purchase of two (2) LifePak 12 defibrillator/monitors with 3D biphasic technology (TG)-Department of Fire Services-Award recommended to: MEDTRONIC PHYSIO-CONTROL (\$40,777.34-General Fund)
38. Approval of award of Annual Requirements Contract Bid Number 010002-TC (Lot I), to furnish playground equipment; and to reject Lot II - Department of Field Operations - Award for Lot I recommended to: BOYCE RECREATION (\$60,000 - General Fund)
39. Approval of award of Annual Requirements Contract Bid Number 010021-TC, to furnish park amenities to the City of Las Vegas - Department of Field Operations - Award recommend to: Lot I - MIRACLE PLAYGROUND (\$20,000 - General Fund); Lot II through V - BOYCE RECREATION (\$24,000 - General Fund)
40. Preapproval of award for the purchase of asphalt and paving material for work to be performed on "H Street - Owens to Lake Mead, to the lowest responsible bidder: and approve the construction conflicts and contingency reserve set by Finance and Business Services - Field Operations (Engineers Estimate - \$90,000)

HUMAN RESOURCES DEPARTMENT - CONSENT

41. Approval of Arthur Andersen Consultant Services to conduct an analysis of the City's health care coverage (\$35,000 - General Fund)

PUBLIC WORKS DEPARTMENT - CONSENT

42. Approval to file a Right-of-Way Grant application with the Bureau of Land Management for roadway, sewer and drainage purposes on portions of land lying within the Northwest Quarter (NW 1/4) of Section 28, and the Northeast Quarter (NE 1/4) of Section 29, T19S, R60E, M.D.M., located along Tropical Parkway, east of Bonita Vista Street; Durango Drive, north of Tropical Parkway; and Durango Drive "S" Curve alignment between Tropical Parkway and Centennial Parkway - Ward 6 (Mack)
43. Approval to appraise and purchase or condemn right-of-way and easement parcels for the Vegas Drive/Owens Avenue Improvements Project between Rancho Drive and I-15 Freeway (\$55,000 - Regional Transportation Commission and Clark County Regional Flood Control) - Ward 5 (Weekly)

PUBLIC WORKS DEPARTMENT - CONSENT

44. Approval of a Joint-Use Agreement with the State of Nevada, Department of Transportation that will allow use of State right-of-way for City of Las Vegas drainage facilities, as well as access to and maintenance of the facilities lying within the Southwest Quarter (SW 1/4) of Section 27, the Southeast Quarter (SE 1/4) of Section 28 and the Northeast Quarter (NE 1/4) of Section 33, T20S, R61E, M.D.M. along the east side of the I-15 Freeway, north of Alta Drive/Bonneville Avenue and on the south side of the I-515 Freeway between the I-15 Freeway and the Union Pacific Railroad main line tracks - Ward 5 (Weekly)
45. Approval of a Second Supplemental Interlocal Contract #236b to increase funding and reallocate line items for Gowan Road - US 95 to Decatur Boulevard (\$127,500 - Regional Transportation Commission) - Ward 6 (Mack)
46. Approval of a Third Supplemental Interlocal Contract #238c to increase total funding for Washington Avenue - Martin L. King Boulevard to I-15 (\$820,000 - Regional Transportation Commission) - Ward 5 (Weekly)
47. Approval of a Second Supplemental Interlocal Contract #296b to increase total project funding for Jones Boulevard - Rancho to Centennial Parkway (\$912,000 - Regional Transportation Commission) - Ward 6 (Mack)
48. Approval of a Supplemental Interlocal Contract to expand the scope of the project and increase total project funding for Sound Walls at I-15/Sahara Avenue and US 95/Ann Road (\$100,000 - Regional Transportation Commission) - Wards 1 and 6 (M. McDonald and Mack)
49. Approval of Contract Modification #2 with Wells Cargo, Inc. for additional work necessary to complete the Gowan Road - US 95 to Decatur Boulevard Project (\$270,000 - Regional Transportation Commission) - Wards 4 and 6 (Brown and Mack)
50. Approval of an Engineering Design Services Agreement with Montgomery Watson America, Inc. in conjunction with the Jones Boulevard Sewer from Centennial Parkway to Farm Road (\$180,000 - Sanitation Fund) - Ward 6 (Mack)
51. Approval of Interlocal Contracts with Clark County Sanitation District and Sewer Connection Agreements requested by Glen D. Hickey, owner (Southwest Corner of Haley Avenue and Tenaya Way) - (County)
52. Approval of an encroachment request from Kenneth J. Erlanger on behalf of Las Vegas Partners, LLC, owner (southwest corner of Garces Avenue and Casino Center Boulevard) - Ward 3 (Reese)

RESOLUTIONS - CONSENT

53. R-11-2001 - Approval of a Resolution Making Provisional Order and Directing that Notice of Hearing thereon be given regarding: Special Improvement District No. 1482 - Gowan Road (Metro Park) from Hualapai Way to Jenson Street (\$101,170.79 - Levy Assessments) - Ward 4 (Brown)

REAL ESTATE COMMITTEE - CONSENT

54. Approval authorizing staff to enter into negotiations with Lloyd M. Nelson to purchase Parcel Number 138-28-214-001, approximately .38 acres, located in the vicinity of Cimarron and Westcliff Drives - Ward 2 (L.B. McDonald)

DISCUSSION / ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

55. Discussion and possible action concerning requested changes to the Operating Agreement between the City of Las Vegas and the YMCA (\$135,500 annually - General Fund)

ADMINISTRATIVE - DISCUSSION

56. Discussion and possible ratification of Robert S. Genzer as Director of Planning & Development (\$97,000 + executive benefits - General Fund)
57. Discussion and possible action regarding potential impacts to the City's operating budget
58. Discussion and possible action to direct staff to enter into an agreement with Peccole Little League for the programming of fields, construction of a batting cage and other matters pertaining thereto at Rainbow Family Park - Ward 1 (M. McDonald)

BUSINESS DEVELOPMENT - DISCUSSION

59. Discussion and possible action to approve the engagement of Urban Land Institute for services in conjunction with 100 South Grand Central Parkway (\$35,000 - Land Fund) - Ward 5 (Weekly)

CITY ATTORNEY - DISCUSSION

60. Discussion and possible action to authorize the City Attorney to evaluate the filing of a lawsuit to enjoin the transportation of high level nuclear waste through Las Vegas to Yucca Mountain and to take any other appropriate legal action to protect the citizens of the City of Las Vegas from the transportation of high level nuclear waste
61. ABEYANCE ITEM - Discussion and possible action on Appeal of Work Card Denial: Held in Abeyance from January 17, 2001. Charles Edward Hipsak, 1399 S. Green Valley Parkway #621, Henderson, NV 89052
62. Discussion and possible action on Appeal of Work Card Denial: Adam Leslie Croom, 1724 Ryan, Las Vegas, NV 89101
63. Discussion and possible action on Appeal of Work Card Denial: Donald Russell Kelly Jr., 438 Don Pedro Circle, North Las Vegas, NV 89031
64. Discussion and possible action on Appeal of Work Card Denial: Rosemary Chirstina Payne, 2631 South Durango Drive #102, Las Vegas, NV 89117
65. Discussion and possible action on Appeal of Work Card Denial: Patsy Pitrello, 5815 West Oakey Boulevard, Las Vegas, NV 89146

FINANCE & BUSINESS SERVICES DEPARTMENT - DISCUSSION

66. Public hearing regarding the issuance of General Obligation (Limited Tax) Sewer and Flood Control Bonds (Additionally Secured by Pledged Revenues) in the maximum aggregate principal amount of \$55,000,000 for the purpose of financing improvements to the City's sewer and drainage system. Sewer portion to benefit entire city; flood control project to be located in Ward 5 (Weekly)
67. Public hearing regarding the issuance of General Obligation (Limited Tax) Golf Course Bonds (Additionally Secured by Pledged Revenues), Series 2001, in the amount of \$12,000,000, for the purpose of constructing a municipal golf course - Ward 4 (Brown)
68. Public hearing regarding the intent of the Las Vegas - Clark County Library District to seek Debt Management Commission approval and voter approval of a proposal to issue general obligations and levy a special elective tax (\$.0469) for library purposes

FINANCE & BUSINESS SERVICES DEPARTMENT - DISCUSSION

69. ABEYANCE ITEM - Discussion and possible action regarding Change of Ownership and Business Name for a Tavern Liquor License subject to the provisions of the fire codes and Health Dept. regulations, From: Ranger Building Corporation, dba Ranger Building Corporation, Jonna S. Foresta, Pres, Secy, Treas, Sigmund A. Rogich, Dir, Rogich Family Trust, 100%, Sigmund A. Rogich, Grantor, Trustee, To: D. Westwood, Inc., dba The Board Room, 2801 Westwood Drive, Ali Davari, Dir, Pres, Treas, 50%, Hassan Davari, Dir, Secy, 50% - Ward 3 (Reese)
70. Discussion and possible action regarding a Two-year Review for an Independent Massage Therapist License, Kathy Pearson Woods, dba Relax That Body, 6436 Plumcrest Road, Kathy P. Woods, 100% - Ward 6 (Mack)

LEISURE SERVICES DEPARTMENT - DISCUSSION

71. Discussion and possible action on the 2001 Community Schools Report and a request for fee increases for Community Schools classes, Track Break, Safekey, and Kids Kamp programs

PLANNING & DEVELOPMENT DEPARTMENT - DISCUSSION

72. Public hearing, discussion and possible action to ratify the Southern Nevada Regional Policy Plan

PUBLIC WORKS DEPARTMENT - DISCUSSION

73. Report on the status of projects for the Environmental Division
74. Discussion and possible action on a request to install speed bumps on Saylor Way between Washington Boulevard and Carmen Boulevard (\$7,000 - Neighborhood Traffic Management Program) - Ward 5 (Weekly)

RESOLUTIONS - DISCUSSION

75. R-12-2001 – Discussion and possible action regarding a Resolution supporting legislation that would allow for the extension of the terms of office for Municipal Court Judges

RECOMMENDING COMMITTEE REPORTS - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

76. Bill No. 2001-5 – Provides for the removal and disposition of abandoned shopping carts. Sponsored by: Councilman Michael J. McDonald
77. Bill No. 2001-6 – Ordinance Creating Special Improvement District No. 808 (Summerlin Area) Sponsored By: Step Requirement
78. Bill No. 2001-7 – Levies Assessment regarding: Special Improvement District No. 808 (Summerlin Area) Sponsored By: Step Requirement

RECOMMENDING COMMITTEE REPORTS - 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. PUBLIC TESTIMONY TAKES PLACE AT THE RECOMMENDING COMMITTEE MEETING HELD FOR THAT PURPOSE.

79. Bill No. 2001-8 – Allows for the expansion of certain types of nonconforming uses under limited circumstances.
Sponsored by: Councilman Michael J. McDonald
80. Bill No. 2001-9 – Amends the Zoning Code to allow auto brokers as a conditional use in certain zoning districts.
Proposed by: Bob Genzer, Acting Director of Planning and Development

NEW BILLS

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.

81. Bill No. 2001-10 - Bond ordinance providing for the issuance by the City of Las Vegas of its General Obligation (limited tax) Medium-Term Public Safety Bonds, Series 2001, in the amount of \$25,000,000, for the purpose of acquiring, constructing and improving fire protection projects of the City - Wards 2, 4 and 6 (L.B. McDonald, Brown and Mack)
82. Bill No. 2001-11 - Bond ordinance providing for the issuance by the City of Las Vegas of its General Obligation (Limited Tax) Golf Course Bonds (Additionally Secured by Pledged Revenues), Series 2001, in the amount of \$12,000,000, for the purpose of constructing a municipal golf course - Ward 4 (Brown)
83. Bill No. 2001-12 – Requires that a pawnbroker's description of pledged property contain manufacturer's as well as other inscribed markings of identification. Proposed by: Mark Vincent, Director of Finance and Business Services
84. Bill No. 2001-13 – Annexation No. A-0012-00(A) – Property Location: 330 feet east of Puli Road and 660 feet south of Lone Mountain Road; Petitioned By: Sierra Madre Visions; Acreage: Approximately 16.40 acres; Zoned: R-U (County Zoning), U (PCD) (City Equivalent). Sponsored by: Councilman Larry Brown
85. Bill No. 2001-14 – Replaces the Central Business District Overlay District with the Downtown Overlay District, and adopts design standards related thereto. Proposed by: Bob Genzer, Acting Director of Planning and Development
86. Bill No. 2001-15 – Amends the Zoning Code to establish standards for the placement and buffering of certain utility boxes and other utility installations. Sponsored by: Councilman Michael Mack
87. Bill No. 2001-16 – Transfers to the City's Zoning Code (Title 19A) various zoning provisions contained in Title 19. Proposed by: Bob Genzer, Acting Director of Planning and Development
88. Bill No. 2001-17 – Designates certain investigators of the Department of Fire and Rescue as peace officers. Proposed by: Virginia Valentine, City Manager
89. Bill No. 2001-18 - Bond ordinance providing for the issuance of General Obligation (Limited Tax) Sewer and Flood Control Bonds (Additionally Secured by Pledged Revenues) in the maximum aggregate principal amount of \$55,000,000 for the purpose of financing improvements to the City's sewer and drainage system. Sewer portion to benefit entire city; the flood control project to be located in Ward 5 (Weekly)

1:00 P.M. - AFTERNOON SESSION

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

PUBLIC HEARINGS - DISCUSSION

91. Public hearing on proposed local improvement district regarding: Special Improvement District No. 1473 - Ann Road (US-95 Freeway to Allen Lane) - (\$421,517.83 - Levy of Assessments Capital Projects Fund - Special Assessments) - Ward 6 (Mack)
92. Public hearing to consider the report of expenses to recover costs for abatement of dangerous building located at 1712 Lamplighter Lane. PROPERTY OWNER: MARIA DOLORES AND ROMEO J. FERRER - Ward 3 (Reese)
93. Public hearing to consider the report of expenses to recover costs for abatement of dangerous building located at 3520 Miramar Drive. PROPERTY OWNER: BERT GERALD - Ward 6 (Mack)
94. Public hearing to consider the report of expenses to recover costs for abatement of dangerous building located at 917 Hart Ave. PROPERTY OWNER: GLADYS L. REED - Ward 5 (Weekly)

PLANNING & DEVELOPMENT DEPARTMENT

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 DEPARTMENT - DISCUSSION

95. DEVELOPMENT AGREEMENT - DA-0001-01 - TRIAD DEVELOPMENT, LIMITED LIABILITY COMPANY - Request for a review of a Development Agreement pertaining to a parcel of land located on the southeast corner of Village Center Circle and Trails Center Drive (APN: 138-19-811-004), Wards 2 and 4 (L.B. McDonald and Brown). Staff recommends APPROVAL
96. SITE DEVELOPMENT PLAN REVIEW - Z-0068-85(55) - CITY OF LAS VEGAS ON BEHALF OF SWISHER & HALL - Request for a Site Development Plan Review FOR A PROPOSED 32,983 SQUARE FOOT OFFICE BUILDING on the southeast corner of Peak Drive and Crimson Canyon Drive (APN: 138-15-310-010), C-PB (Planned Business Park) Zone, Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL
97. VACATION - PUBLIC HEARING - VAC-0038-00 - JOHN MILK, LIMITED LIABILITY COMPANY - Petition for a Vacation to vacate a portion of the east half of Sunny Place, north of Bonanza Road, Ward 5 (Weekly). The Planning Commission (5-0 vote) and staff recommend APPROVAL
98. ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SD-0066-00 - CHURCH GOD CHRIST EBENEZER - Request for a Site Development Plan Review and a Waiver of the Required Landscaping FOR A PROPOSED 10,864 SQUARE FOOT ADDITION TO AN EXISTING CHURCH at 1072 West Bartlett Avenue (APN's: 139-21-510-162, 163, 204 and 205), R-2 (Medium-Low Density Residential) Zone, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

99. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - Z-0026-92(4) - LAS VEGAS VALLEY WATER DISTRICT - Request for a Site Development Plan Review of the Master Plan FOR A PROPOSED PUBLIC USE FACILITY (LAS VEGAS SPRINGS PRESERVE), INCLUDING APPROXIMATELY 266,100 SQUARE FEET OF BUILDING AREA FOR A VISITOR CENTER, INTERPRETIVE CENTER, MUSEUM, RESEARCH AREA, GARDEN SUPPORT, AND ADMINISTRATIVE OFFICES, on 175.58 acres located on the east side of Valley View Boulevard, between Alta Drive on the south and the US 95 Highway on the north (APN: 139-29-401-001, 139-30-804-001, 139-32-101-001, 139-31-602-003 and 004), C-V (Civic) Zone, Ward 1 (M. McDonald). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL
100. ABEYANCE ITEM - REQUIRED REVIEW - PUBLIC HEARING - Z-0100-97(2) - CITY OF LAS VEGAS - Required Review for 13 EXISTING OFF-PREMISE ADVERTISING (BILLBOARD) SIGNS on property bounded by U.S.-95, I-15, and Grand Central Parkway (APN: 139-33-710-001, 139-33-610-002, 139-33-511-002, and 139-33-410-002), PD (Planned Development) Zone, Ward 5 (Weekly). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL
101. REQUIRED TWO YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - U-0109-98(1) - OXFORD TECHNOLOGY, INC. ON BEHALF OF PACIFIC BELL MOBILE SERVICES - Required Two Year Review on an approved Special Use Permit at 2310 Las Vegas Boulevard South (APN: 162-04-813-069) which allowed a 50 foot high communication tower, R-4 (High Density Residential) Zone under Resolution of Intent to C-2 (General Commercial), Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (4-0-1 vote) recommends APPROVAL
102. REQUIRED TWO YEAR REVIEW - REZONING - PUBLIC HEARING - Z-0095-91(3) - BUREAU OF LAND MANAGEMENT - Required Two Year Review on an approved Review of Condition for 20 acres on the northwest corner of the intersection of Decatur Boulevard and Iron Mountain Road (APN: 125-01-701-001) which allowed the delay of the installation of the required landscaping, C-V (Civic) Zone, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
103. REQUIRED FIVE YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - U-0035-93(2) - FLETCHER JONES ON BEHALF OF LARSEN ELECTRIC SIGN COMPANY - Required Five Year Review on an approved Special Use Permit on the southeast corner of the intersection of Rancho Drive and Ann Road (APN: 125-34-501-003) which allowed a 40 foot high, 12 foot 6 inch x 17 foot 6 inch off-premise advertising (billboard) sign, C-2 (General Commercial) Zone, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
104. SPECIAL USE PERMIT - PUBLIC HEARING - U-0192-00 - WILD WEST II, LIMITED LIABILITY COMPANY - Request for a Special Use Permit FOR A PROPOSED RESTAURANT at 2650 Tenaya Way (APN: 138-15-710-024), C-PB (Planned Business Park) Zone, Ward 4 (Brown). The Planning Commission (5-0 vote) and staff recommend APPROVAL
105. SPECIAL USE PERMIT - PUBLIC HEARING - U-0193-00 - GILDAY TRUST - Request for a Special Use Permit FOR PACKAGED LIQUOR SALES IN CONJUNCTION WITH AN EXISTING CONVENIENCE STORE at 7010 West Charleston Boulevard (APN: 138-34-402-001), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (5-0 vote) and staff recommend APPROVAL
106. SPECIAL USE PERMIT - PUBLIC HEARING - U-0195-00 - SMITH-ENGLAND TRUST - Request for a Special Use Permit FOR A 270-UNIT MULTI-FAMILY RESIDENTIAL DEVELOPMENT located at 440 Hoover Avenue (APN: 139-34-410-141 and 163), C-2 (General Commercial) Zone, Ward 5 (Weekly). The Planning Commission (5-0 vote) and staff recommend APPROVAL
107. VACATION RELATED TO U-0195-00 - PUBLIC HEARING - VAC-0037-00 - SMITH-ENGLAND TRUST - Request for a Petition to vacate the public sewer easement generally located between Las Vegas Boulevard and 4th Street, south of Hoover Avenue, Ward 5 (Weekly). The Planning Commission (5-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

108. SITE DEVELOPMENT PLAN REVIEW RELATED TO U-0195-00 & VAC-0037-00 - PUBLIC HEARING - Z-0100-64(176) - SMITH-ENGLAND TRUST - Request for a Site Development Plan Review FOR A PROPOSED 120,330 SQUARE FOOT, 270 UNIT MIXED-USE MULTI-FAMILY RESIDENTIAL DEVELOPMENT; FOR A WAIVER OF THE DOWNTOWN CENTENNIAL PLAN STREETScape DESIGN AND LANDSCAPE STANDARDS; AND FOR A WAIVER OF THE OFF-STREET PARKING REQUIREMENTS on 0.70 acres located at 440 Hoover Avenue (APN:139-34-410-141 and 163), C-2 (General Commercial) Zone, Ward 5 (Weekly). The Planning Commission (5-0 vote) and staff recommend APPROVAL
109. REZONING - PUBLIC HEARING - Z-0108-00 - L. T. ENTERPRISES, LIMITED LIABILITY COMPANY - Request for a Rezoning FROM: R-E (Residence Estates) and C-2 (General Commercial) TO: C-1 (Limited Commercial) on 1.04 acres located on the west side of Leon Avenue, approximately 400 feet south of Alexander Road (APN: 138-12-110-020), PROPOSED USE: OFFICE, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
110. GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0031-00 - JESUS AND DALIA SANCHEZ - Request to Amend a portion of the Southeast Sector of the General Plan FROM: L (Low Density Residential) TO: O (Office) on 0.15 acres at 2412 East Ogden Avenue (APN: 139-35-718-009), Ward 3 (Reese). The Planning Commission (5-0 vote) and staff recommend APPROVAL
111. REZONING RELATED TO GPA-0031-00 - PUBLIC HEARING - Z-0089-00 - JESUS AND DALIA SANCHEZ - Request for a Rezoning FROM: R-2 (Medium-Low Density Residential) TO: P-R (Professional Office and Parking) on 0.15 acres at 2412 East Ogden Avenue (APN: 139-35-718-009), PROPOSED USE: OFFICE, Ward 3 (Reese). The Planning Commission (5-0 vote) and staff recommend APPROVAL
112. GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0043-00 - CLARK COUNTY SCHOOL DISTRICT - Request to Amend a portion of the Southeast Sector of the General Plan FROM: P (Park) TO: PF (Public Facility) of 13.65 Acres on the southwest corner of 28th Street and Stewart Avenue, (APN's: 139-36-302-001 and 002), Ward 3 (Reese). Staff recommends APPROVAL. The Planning Commission (4-0-2 vote) failed to obtain a super-majority vote on a motion for approval which is tantamount to DENIAL
113. SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-0043-00 - PUBLIC HEARING - SD-0071-00 - CLARK COUNTY SCHOOL DISTRICT - Request for a Site Development Plan Review FOR A PROPOSED 62,500 SQUARE FOOT ELEMENTARY SCHOOL AND 4.5 ACRE CITY PARK on 13.65 acres at the southwest corner of the intersection of Stewart Avenue and 28th Street (APN: 139-36-302-001 and 002), C-V (Civic) Zone, Ward 3 (Reese). The Planning Commission (4-0-2 vote) and staff recommend APPROVAL
114. SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION AND HEARINGS OFFICER MEETINGS AND DANGEROUS BUILDINGS OR NUISANCE/LITTER ABATEMENTS

ADDENDUM

CITIZENS PARTICIPATION

Items raised under this portion of the City Council Agenda cannot be deliberated or acted upon until the notice provisions of the Open Meeting Law have been met. If you wish to speak on a matter not listed on the agenda, please step up to the podium and clearly state your name and address. In consideration of others, avoid repetition, and limit your comments to no more than three (3) minutes. To ensure all persons equal opportunity to speak, each subject matter will be limited to ten (10) minutes.

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

**Downtown Transportation Center, City Clerk's Posting Board
Senior Citizen Center, 450 E. Bonanza Road
Clark County Government Center, 500 S. Grand Central Parkway
Court Clerk's Office Bulletin Board, City Hall Plaza
City Hall Plaza, Special Outside Posting Bulletin Board**

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2001 FEB 16 A 11:47

AFFP DISTRICT COURT
Clark County, Nevada

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK)

SS:

Donna Stark, being 1st duly sworn, deposes and says:

That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for,

LV CITY CLERK
1592830

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 02/10/01 to 02/10/2001, on the following days: FEB. 10, 2001

ORDINANCE NO. 5293
(of Las Vegas, Nevada)

AN ORDINANCE CONCERNING THE CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT NO. 808 (SUMMERLIN AREA), PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF A STREET PROJECT, STORM SEWER PROJECT, SANITARY SEWER PROJECT AND WATER PROJECT IN THE DISTRICT AND ASSESSING THE COST OF SUCH PROJECT AGAINST THE ASSESSABLE LOTS, TRACTS AND PARCELS OF LAND BENEFITED BY SAID PROJECT.

PUBLIC NOTICE IS HEREBY GIVEN, and that such Ordinance was proposed on

the 17th day of January, 2001, and was passed at the meeting held on the 7th day of February, 2001, by the following vote of the City Council:

Those Voting Aye:
Oscar B. Goodman
Gary Reese
Michael J. McDonald
Larry Brown
Lynette Boggs-McDonald
Lawrence Weekly
Michael Mack
Those Voting Nay:
NONE
Those Absent:
NONE

This Ordinance shall be in full force and effect from and after the 10th day of February, 2001, i.e. the day after the publication of such Ordinance by its title only.
IN WITNESS WHEREOF, the City Council of the City of Las Vegas, Nevada, has caused this Ordinance to be published by title only.
DATED this 7th day of February, 2001.

/s/ Oscar B. Goodman
Mayor
Attest:
/s/ Barbara Jo Ronemus
City Clerk
PUB: February 10, 2001
LV Review-Journal

Signed: _____

Donna Stark

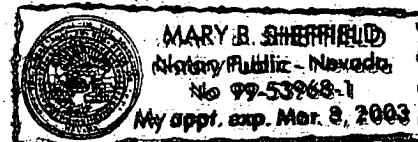
SUBSCRIBED AND SWORN BEFORE ME THIS THE _____

13

day of February 2001

Mary B. Sheffield

Notary Public



AFFP DISTRICT COURT
Clark County, Nevada

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

Donna Stark, being 1st duly sworn, deposes and says:

That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for,

LV CITY CLERK
1574929

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 01/27/01 to 01/27/2001, on the following days: JANUARY 27, 2001

Signed: Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE 29

day of January 2001

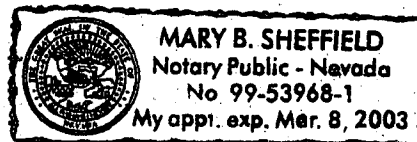
Mary B. Sheffield
Notary Public

BILL NO. 2001-6

AN ORDINANCE CREATING THE CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT NO. 808, (SUMMERLIN AREA) AND ORDERING A STREET PROJECT, STORM SEWER PROJECT, SANITARY SEWER PROJECT AND WATER PROJECT WITHIN THE CITY OF LAS VEGAS, NEVADA.

PUBLIC NOTICE IS HEREBY GIVEN, and that an adequate number of type-written copies of the above-numbered and entitled proposed Ordinance are available for public inspection and distribution at the office of the City Clerk of the City of Las Vegas, at her office in City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, and that such Ordinance was proposed on the 17th of January, 2001, and will be considered for adoption at a regular meeting of the City Council of the City of Las Vegas held on the 7th day of February, 2001.

/s/ Barbara Jo Ronemus
City Clerk
PUB: January 27, 2001
LV Review-Journal



2001 FEB - 8 A 10: 25

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