

Summary - An ordinance authorizing the issuance of a registered interim warrant in connection with the City of Las Vegas, Nevada Special Improvement District No. 1481-El Capitan Way (Centennial Parkway to US 95) and providing other matters relating thereto.

**BILL NO. 2003-8
ORDINANCE NO. 5562**

AN ORDINANCE CONCERNING THE CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT NO. 1481-EL CAPITAN WAY (CENTENNIAL PARKWAY TO US 95), AUTHORIZING AND DIRECTING THE ISSUANCE OF A GENERAL OBLIGATION INTERIM WARRANT FOR THE PAYMENT OF THE COSTS AND EXPENSES WITHIN SUCH DISTRICT; AND PROVIDING OTHER MATTERS RELATING THERETO.

WHEREAS, the City Council (the "Council") of the City of Las Vegas (the "City"), Nevada, pursuant to an ordinance (the "District Ordinance") previously adopted, created the City of Las Vegas, Nevada Special Improvement District No. 1481-El Capitan Way (Centennial Parkway to US 95) (the "District") and ordered the acquisition of street, sanitary sewer and water projects for the District (the "Projects"); and

WHEREAS, the District has been created by the District Ordinance in accordance with Chapter 271 of Nevada Revised Statutes ("NRS"), i.e., the Consolidated Local Improvement Law (the "Project Act"); and

WHEREAS, the Council has authorized the proper officers of the City to advertise for a construction contract for the Projects on behalf of the City and District; and

WHEREAS, the City has in addition, in the manner provided by law, incurred obligations in connection with the District; and

WHEREAS, § 271.355, NRS, provides that the Council may issue interim warrants for the purpose of paying any contractor or otherwise defraying any costs of the Projects as the same become due from time to time until moneys are available therefor from the levy and collection of assessments to the benefited lots, tracts and parcels of land (and any issuance of bonds), and that such interim warrants may be general obligation interim warrants to which the full faith and credit of the City is pledged, subject to the limitations set forth in NRS 361.453 and section 2 of article 10 of the Nevada constitution, and shall be issued in such manner, in such form, with such recitals, terms, covenants and conditions and with such other details as may be provided by the Council by ordinance; and

WHEREAS, the Council now desires to issue a general obligation interim warrant for the purpose of paying a contractor (the "Contractor") and otherwise defraying the costs and expenses of the Projects until moneys are available from the levy and collection of assessments or the issuance of any special assessment bonds; and

WHEREAS, the Council has determined and does hereby determine to issue an interim warrant (the "Warrant"), upon estimates of the City Engineer (the "Engineer"), to provide funds to pay the Contractor or other proper persons, which Warrant, together with the interest

038940



thereon, shall be a general obligation of the City to which the full faith and credit of the City shall be pledged, subject to the limitations set forth in NRS 361.453 and section 2 of article 10 of the Nevada constitution; and

WHEREAS, the Council intends to pay the Warrant from special assessments to be levied to pay a portion of the cost of the Projects in the District and from the proceeds of special assessment bonds to be hereafter sold and delivered; and

WHEREAS, the Debt Management Commission of Clark County, Nevada, has heretofore approved the issuance of the Warrant; and

WHEREAS, after notice inviting bids for their purchase, the City Director of Finance and Business Services (the "Finance Director"), as the chief financial officer of the City, or the City Manager, as the chief administrative officer of the City, is hereby authorized to receive and publicly open bids and sell the Warrant to the best bidder therefor (the "Purchaser") and the City Finance Director or the City Manager is hereby authorized to accept a binding bid for the Warrant, the Warrant to bear interest at the rates per annum provided in the purchase proposal submitted by the Purchaser (the "Purchase Proposal"), such rates not to exceed 3 percent over the Index of Twenty Bonds most recently published in The Bond Buyer prior to the time bids were received for the Warrant, at a price equal to the principal amount thereof plus accrued interest to the date of delivery of the Warrant, plus a premium or less a discount not to exceed 9 percent of the principal amount of the Warrant, all as specified by the City Finance Director or the City Manager in a certificate dated on or before the date of delivery of the Warrant (the "Certificate of the Finance Director").

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

Section 1. This ordinance shall be known as, and may be cited by, the short title "District No. 1481 Interim Warrant Ordinance" (the "Ordinance").

Section 2. For the purpose of providing for the payment to the Contractor or other proper person of the costs and expenses of the improvements and for the purpose of defraying the other costs (incidental or otherwise) heretofore incurred or to be incurred in the District, there shall be issued, and the Council hereby authorizes the issuance (pursuant to NRS § 271.355) of, the fully registered "City of Las Vegas, Nevada, Special Improvement District No. 1481, General Obligation Interim Warrant, Series 2003A" in an aggregate principal amount specified in the Certificate of the Finance Director (not to exceed \$3,900,000 or such lesser sum as is advanced by the Purchaser) which shall not exceed the Engineer's present estimate of construction costs and incidental costs to be assessed in each of the Districts. Each advance (the "Advance") by the Purchaser shall be requested by the City by submitting a signed original requisition in the form set forth in Section 14 hereof by the City. The Warrant shall bear interest at the rate specified in the Certificate of the Finance Director, which shall not exceed by more than 3% the "Index of Twenty Bonds" most recently published before bids are received or a negotiated offer to purchase the Warrant is accepted from the date of its issuance until its maturity, and shall mature on the date specified in the Certificate of the Finance Director not to

exceed 5 years from the date of the issuance thereof. The Warrant shall bear interest from the date of each Advance and interest shall be payable quarterly commencing on the first day of the month which is at least 3 full calendar months from the date of issuance thereof but no greater than 4 full calendar months thereafter and on the first day of the month every three full calendar months thereafter; provided that if the Warrant is reissued upon transfer, exchange or other replacement it shall bear interest at the rate set forth in the Certificate of the Finance Director from the most recent interest payment date to which interest has been paid or duly provided for, or if no interest has been paid, from the date of the Warrant. The Warrant shall be subject to redemption prior to maturity as set forth in the Certificate of the Finance Director. Both principal and interest shall be payable solely to the registered owner thereof in lawful money of the United States of America, without deduction for exchange or collection charges, at the office of the City Treasurer in Las Vegas, Nevada (the "Paying Agent") upon maturity. If upon presentation at maturity or prior redemption by the City, payment of any of the Warrant is not made as therein provided, interest thereon shall continue at the same rate stated therein until the principal thereof is paid in full.

Section 3. The Warrant shall be fully registered in the name of the owner for the payment of both principal and interest in the office of the Paying Agent and any transfer thereof must likewise be registered in said office. The City Treasurer is hereby appointed the registrar (the "Registrar") and shall maintain records in the office of the Registrar showing at all times that the Warrant is registered as to both principal and interest, and the name and address of the owner thereof. The Registrar shall register or permit to be transferred the Warrant subject to such reasonable regulations as the Registrar may prescribe. The City Treasurer, shall note such registration on his registration records and on the registration panel on the back of the Warrant showing that the Warrant is registered as to both principal and interest. The City and its officers may treat the person in whose name any Warrant is registered as the absolute owner, whether or not such Warrant shall be overdue. All payments made as provided in this Ordinance shall be valid and effectual to discharge the liability upon the Warrant to the extent of the amounts so paid.

Section 4. The Warrant, together with the interest due thereon from the date of issue until paid, shall be redeemed and retired in regular numerical order from any legally available City funds, and the full faith and credit of the City is pledged to such payment, subject to the limitations set forth in NRS 361.453 and section 2 of article 10 of the Nevada constitution.

Section 5. The payment of the Warrant is not secured by an encumbrance, mortgage or other pledge of property of the City, except for the assessments, the general fund and general tax proceeds pledged for the payment of the Warrant. No property of the City, subject to such exceptions, shall be liable to be forfeited or taken in payment of the Warrant.

Section 6. No recourse shall be had for the payment of the principal of and interest on the Warrant or for any claim based thereon or otherwise upon this Ordinance authorizing their issuance or any other instrument relating thereto, against any individual member of the City or any officer or other agent of the City, past, present or future, either directly or indirectly through the City or otherwise, whether by virtue of any constitution, statute

or rule of law, or by the enforcement of any penalty or otherwise, all such liability, if any, being by the acceptance of the Warrant and as a part of the consideration of its issuance specially waived and released.

Section 7. The Finance Director or City Manager is authorized to sell the Warrant and sign a binding contract therefor with the Purchaser pursuant to the terms set forth herein and in the Certificate of the Finance Director. All action heretofore taken by the Council and the officers and employees of the City directed toward the Projects and toward the issuance, sale and delivery of the Warrant is ratified, approved and confirmed including, without limitation, if deemed necessary by the Finance Director, the Official Notice of Sale, and the distribution of the Preliminary and Final Official Statements for the Bonds. If deemed necessary by the Finance Director, the distribution and use of a Preliminary Official Statement for the Warrant is hereby authorized; the distribution, use of and execution of the Final Official Statement for the Warrant in substantially the form of the Preliminary Official Statement, with such amendments, additions and deletions as are consistent with the facts and not inconsistent herewith as may be approved by the Finance Director, is hereby authorized. The Finance Director is authorized to deem the Preliminary Official Statement to be "final" for the purposes of Rule 15c2-12 of the United States Securities Exchange Commission.

Section 8. The Warrant shall be issued pursuant to the laws of the State, and shall be fully registered in the name of the owner thereof, and the amount advanced for the Purchaser pursuant to the Warrant, shall not exceed the estimates of the Engineer of the costs to be assessed in the District, made on or before the date of issuing the Warrant.

Section 9. The Warrant shall be executed as follows:

A. Filings with Secretary of State. Pursuant to the Project Act, and to the act cited as the Uniform Facsimile Signatures of Public Officials Act, cited as chapter 351 of NRS, and prior to the execution of the Warrant, the Mayor of the City Council of the City, the City Clerk and the City Treasurer shall each file with the Secretary of State of the State of Nevada his or her manual signature certified by him or her under oath.

B. Manner of Execution. The Warrant shall be approved, signed and executed in the name of and on behalf of the City with the manual or facsimile of the signature of the Mayor shall be countersigned and executed with the manual or facsimile of the signatures of the City Treasurer and shall be authenticated with the manual or facsimile impression of the official seal of the City; and shall be signed, executed, and attested with such a manual or facsimile signature of the City Clerk.

C. Authentication. The Warrant shall not be valid or obligatory for any purpose unless the certificate of authentication thereon, substantially in the form hereinafter provided has been duly manually executed by the Registrar. The Registrar's certificate of authentication shall be deemed to have been duly executed by it if manually signed by an authorized officer or employee of the

Registrar, but it shall not be necessary that the same officer or employee sign the certificate of authentication on the Warrant. By authenticating the Warrant, the Registrar shall be deemed to have assented to all of the provisions of this Ordinance.

Section 10. The Warrant bearing the signatures of the officers in office at the time of the signing thereof shall be the valid and binding obligation of the City, notwithstanding that before the delivery thereof and the payment therefor any or all of the persons whose signatures appear thereon shall have ceased to fill their respective offices. Each the Mayor, the City Treasurer and City Clerk, at the time of the execution of the Warrant and of a signature certificate pertaining thereto by the Mayor, the Treasurer and the City Clerk, respectively, may adopt as and for his or her own facsimile signature the facsimile signature of his or her predecessor in office if such facsimile signature appears upon any of the Warrant.

Section 11. Pursuant to NRS § 271.505, the Warrant shall recite that it is issued under the authority of the Project Act, which recital shall conclusively impart full compliance with the provisions of the Project Act and all such Warrant containing such recital shall be incontestable for any cause whatsoever after their delivery for value.

Section 12. Pursuant to § 271.520, the Warrant, its transfer, and the income therefrom shall forever be and remain free and exempt from taxation by the State or any subdivision thereof, except for the tax on estates imposed pursuant to chapter 375A of NRS and the tax on generation-skipping transfers imposed pursuant to chapter 375B of NRS.

Section 13. After such registration of the Warrant by the registrar and after its execution and authentication and other provisions herein supplemental thereto, the Treasurer shall cause the Warrant to be delivered to the Purchaser thereof, upon payment being made therefor on the terms of the sale of the Warrant.

Section 14. Subject to the provisions of this Ordinance, the Warrant shall be in substantially the following form with such omissions, insertions, endorsements, and variations as to any recitals of fact or other provisions as may be required by the circumstances, be required or permitted by this Ordinance, or be consistent with this Ordinance and necessary or appropriate to conform to the rules and requirements of any governmental authority or any usage or requirement of law with respect thereto:

(Form of Interim Warrant)

Transfer of This Warrant Other Than By Registration is not Effective

**CITY OF LAS VEGAS, NEVADA
SPECIAL ASSESSMENT DISTRICT NO. 1481
GENERAL OBLIGATION INTERIM WARRANT
SERIES 2003A**

NO. _____

\$3,900,000

Interest Rate
_____% per annum

Maturity Date
_____, 1,

Dated As Of
_____, 2003

CUSIP

REGISTERED OWNER:

MAXIMUM PRINCIPAL AMOUNT: THREE MILLION NINE HUNDRED THOUSAND DOLLARS

The City of Las Vegas in the County of Clark and in the State of Nevada (the "City" the "County," and the "State", respectively), for value received hereby acknowledges itself to be indebted and promises to pay to the Registered Owner specified above the Principal Amount specified above or such lesser amount as is advanced by the Registered Owner, on the Maturity Date specified above (unless called for earlier redemption), and to pay interest thereon on the Maturity Date specified above at the Interest Rate per annum specified above, until the principal sum is paid or payment has been provided therefor. Advances hereunder (an "Advance") shall be requested by submitting a signed original requisition in the form attached hereto to the Registered Owner. This interim warrant will bear interest from the date of each Advance. The principal of and redemption premium, if any, on this interim warrant are payable to the Registered Owner hereof upon presentation and surrender hereof at the principal office of the City's paying agent for this interim warrant or any successor (the "Paying Agent"), presently the Treasurer of the City of Las Vegas, Nevada, which is also now acting as the City's registrar for this interim warrant (the "Registrar") by the Paying Agent. Interest on this interim warrant will be paid quarterly on _____ 1, _____ 1, _____ 1 and _____ 1 commencing on _____ 1, 20__ and on the Maturity Date (or, if such date is not a business day, on the next succeeding business day), by check or draft mailed to the person in whose name this interim warrant is registered (the "Registered Owner") in the registration records of the City maintained by the Registrar. The principal amount advanced to the City is redeemable, in whole or in part, at any time prior to the Maturity Date upon payment of the principal amount so redeemed plus accrued interest thereon to the date of redemption. All payments of the principal of, interest on and redemption premiums, if any, due in connection with this interim warrant (the "Warrant Requirements") shall be made in lawful money of the United States of America without deduction for the services of the Paying Agent, as provided in the City's ordinance adopted and approved on January 22, 2003 authorizing the issuance of this Warrant (the "Ordinance") and the Certificate of the Director of Finance pertaining thereto (the "Certificate").

This fully registered interim warrant and the interest thereon is a general obligation of the City for the payment of which the City Council (the "Council") of the City has pledged the City's full faith and credit, subject to the limitations set forth in NRS 361.453 and section 2 of article 10 of the Nevada constitution. The City intends to pay the principal of and interest on this interim warrant from special assessments to be hereafter levied to pay the cost of the street, sanitary sewer and water improvements in the City of Las Vegas, Nevada Special Improvement District No. 1481 (the "District") and the proceeds of the special assessment bonds of the District to be hereafter sold and delivered, as provided by NRS § 271.355.

This interim warrant is issued pursuant to the laws of the State and City, and this interim warrant, together with all other interim warrants heretofore issued in connection with the District, does not exceed the estimate of the City Engineer of the costs to be assessed in the District, made on or before the date of the issuance of this interim warrant.

This interim warrant is fully registered in the name of the owner for the payment of both principal and interest in the office of the City Treasurer and any transfer thereof must likewise be registered in said office and may be transferred by registered assignment only and noted on the back hereof. This interim warrant must be registered only as to both principal and interest.

This fully registered interim warrant is issued by the City for the purpose of paying for a portion of the costs of certain street, sanitary sewer and water improvements in the District under the authority of and in full conformity with the provisions of Chapter 271, Nevada Revised Statutes.

It is hereby certified, recited and warranted that all of the requirements of law have been fully complied with by the proper officers of the City in the issuance of this interim warrant.

IN WITNESS WHEREOF, the City has caused this interim warrant to be signed and executed in its name and upon its behalf with the manual or facsimile signature of the Mayor, to be countersigned and executed with the manual or facsimile signature of the City Treasurer and has caused a manual impression or a facsimile of the seal of the City to be affixed hereon; and has caused this interim warrant to be signed, executed and attested with the manual or facsimile signature of the City Clerk, all as of the date written above.

CITY OF LAS VEGAS, NEVADA

(Manual or Facsimile Signature)

Mayor
Las Vegas, Nevada

Countersigned:

(Manual or Facsimile Signature)

City Treasurer

(Manual or Facsimile Seal)

Attest:

(Manual or Facsimile Signature)

City Clerk

(End of Form of Interim Warrant)

(Form of Certificate of Authentication)

Date of authentication
and registration: _____

This the interim warrant described in the within-mentioned Ordinance, and this interim warrant has been duly registered on the registration records kept by the undersigned as Registrar for such interim warrant.

CITY OF LAS VEGAS, NEVADA,
CITY TREASURER
as Registrar

By: (Manual Signature)
Authorized Officer

(End of Form of Certificate of Authentication)

(Form of Assignment)

For value received, the undersigned hereby sells, assigns and transfer unto _____ the within interim warrant and hereby irrevocably constitutes and appoints _____ attorney, to transfer the same on the books kept for registration of the within interim warrant, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

Name and address of transferee:

Social Security or other tax
identification number of
transferee:

NOTE: The signature to this Assignment must correspond with the name as written on the face of the within interim warrant in every particular, without alteration or enlargement or any change whatsoever. Signature(s) must be guaranteed by an eligible guarantor institution as defined in 17 CFR § 240.17Ad-15(a)(2).

(End of Form of Assignment)

(Form of Principal Advance Request)

Date: _____, _____

Re: City of Las Vegas, Nevada
Special Assessment District No. 1481
General Obligation Interim Warrant
No. R-1, dated _____, _____

Gentlemen:

The undersigned hereby requests that you make a principal advance in the amount of \$ _____, on the above-captioned Warrant to the order of the City of Las Vegas, Nevada on or before _____, 2002.

The undersigned hereby certifies and warrants that:

1. The aggregate of principal advances requested from you under the above-captioned Warrant, including the advance requested in this letter, do not exceed the maximum principal amount of the Warrant of \$3,900,000;
2. All representations, warranties and expectations of the City contained in the Warrant and the documents accompanying the Warrant, including, without limitation, the Federal Tax Exemption Certificate dated _____, 2002, remain true and correct on this date as if made on this date, and are hereby re-made as of this date. No law has been adopted which would in any way adversely affect the City's authority to obtain and repay this advance. The City covenants to advise you immediately if any such law is adopted.
3. Please deposit the amount advanced into our account No. _____.

Respectfully submitted,

CITY OF LAS VEGAS, NEVADA

By: _____
(Must be City Manager or Chief Financial Officer)

(End Form of Principal Advance Request)

Section 15. Upon the issuance of the Warrant, the Treasurer shall cause the proceeds of the Warrant to be applied as follows:

A. First, the proceeds, if any, received from the sale of the Warrant as accrued interest on the Warrant, if not needed to defray the cost of the Projects, shall be used to pay the principal of and interest on the applicable series of the Warrant, when due.

B. The balance of the proceeds received from the sale of the Warrant shall be used solely to defray wholly or in part the cost of the Projects including, without limitation, all costs of issuing the Warrant, and the costs of rebates to the United States under § 148 of the Internal Revenue Code of 1986, as amended to the date of delivery of the Warrant (the "Tax Code"), which the Council hereby determines are necessary and desirable and pertain to the Projects. After the Projects are complete and after all expenses have been paid or adequate provision therefor is made, any unexpended balance of Warrant proceeds (or, unless otherwise required by law, any other moneys) remaining shall be to be used to pay the principal of and interest on the applicable series of the Warrant.

Section 16. All action, proceedings, matters and things heretofore taken, had and done by the City and the officers thereof (not inconsistent with the provisions of this Ordinance) concerning the District, including, but not limited to, the performance of all prerequisites to the creation of the District, the acquisition of the Projects, the specially benefited property therein, the sale and issuance of the Warrant, and the levy of assessments for that purpose be, and the same hereby are, ratified, approved, and confirmed.

Section 17. The City covenants for the benefit of the owners of the Warrant that it will not take any action or omit to take any action with respect to the Warrant, the proceeds thereof, any other funds of the City or any project financed with the proceeds of the Warrant, if such action or omission (i) would cause the interest on the Warrant to lose its exclusion from gross income for federal income tax purposes under Section 103 of the Tax Code or (ii) would cause interest on the Warrant to lose its exclusion from alternative minimum taxable income as defined in Section 55(b)(2) of the Tax Code except to the extent such interest is required to be included in the adjusted current earnings adjustment applicable to corporations under Section 56 of the Tax Code in calculating corporate alternative minimum taxable income. The foregoing covenant shall remain in full force and effect notwithstanding the payment in full or defeasance of the Warrant until the date on which all obligations of the City in fulfilling the above covenant under the Tax Code have been met.

Section 18. The officers of the City be, and they hereby are, authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Ordinance, including, without limiting the generality of the foregoing, the preparation of the Warrant and other items necessary or desirable for the completion of the levying of the assessments for the District and the issuance of the Warrant therefor.

Section 19. All ordinances or resolutions, 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 or resolution, or part thereof, heretofore repealed.

Section 20. 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 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. 1481-EL CAPITAN WAY (CENTENNIAL PARKWAY TO US 95), AUTHORIZING AND DIRECTING THE ISSUANCE OF A GENERAL OBLIGATION INTERIM WARRANT FOR THE PAYMENT OF THE COSTS AND EXPENSES WITHIN SUCH DISTRICT; AND PROVIDING OTHER MATTERS RELATING THERETO.

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 January 8, 2003, and will be considered for adoption at the a regular meeting of the City Council of the City of Las Vegas held on January 22, 2003.

/s/ Barbara Jo Ronemus
City Clerk

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

Section 21. 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 Councilmembers 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. 1481-EL CAPITAN WAY (CENTENNIAL PARKWAY TO US 95), AUTHORIZING AND DIRECTING THE ISSUANCE OF A GENERAL OBLIGATION INTERIM WARRANT FOR THE PAYMENT OF THE COSTS AND EXPENSES WITHIN SUCH DISTRICT; AND PROVIDING OTHER MATTERS RELATING THERETO.

PUBLIC NOTICE IS HEREBY GIVEN, and that such Ordinance was proposed on January 8, 2003, and was passed at the meeting held on January 22, 2003, by the following vote of the City Council:

Those Voting Aye:

Those Voting Nay:

Those Absent:

This Ordinance shall be in full force and effect from and after the ____ day of _____, 2003, 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 January 22, 2003.

/s/ Oscar Goodman
Mayor

Attest:

/s/ Barbara Jo Ronemus
City Clerk

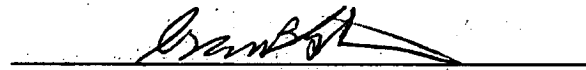
(End of Form of Publication)

Section 22. If the Registrar or Paying Agent initially appointed hereunder shall resign, or if the Council shall reasonably determine that said Registrar or Paying Agent has become incapable of performing its duties hereunder, the Council may, upon notice mailed to each owner of any Warrant at his or her address last shown on the registration records, appoint a successor Registrar or Paying Agent, or both. No resignation or dismissal of the Registrar or Paying Agent may take effect until a successor is appointed. It shall not be required that the same institution serve as both Registrar and Paying Agent hereunder, but the City shall have the right to have the same institution serve as both Registrar and Paying Agent. Any successor by merger with the Registrar and Paying Agent is automatically appointed as Registrar and Paying Agent hereunder without any further action of the Council, as long as the successor otherwise is qualified to act as Registrar and Paying Agent pursuant to this section. Any bank, trust company or national banking association into which the Registrar and/or Paying Agent or its successor may be converted, merged or with which it may be consolidated, or to which it may sell or otherwise transfer all or substantially all of its corporate trust business shall be the successor of the Registrar and/or Paying Agent under this Ordinance with the same rights, powers, duties and obligations and subject to the same restrictions, limitations, and liabilities as its predecessor, all without the execution or filing of any papers or any further act on the part of any of the parties hereto, anything herein to the contrary notwithstanding.

Section 23. 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.

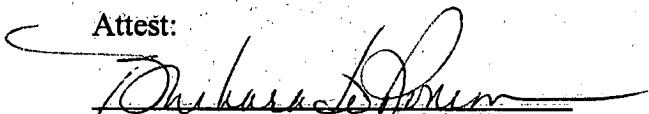
Adopted January 22, 2003.

(SEAL)



Mayor

Attest:


City Clerk

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 8, 2003 and finally adopted and approved on January 22, 2003.

2. The following members of the Council were present at the January 8, 2003 Council meeting:

Mayor:	Oscar Goodman
Councilmembers:	Gary Reese
	Michael J. McDonald
	Larry Brown
	Lynette Boggs-McDonald
	Lawrence Weekly
	Michael Mack
Those Absent:	NONE

3. The foregoing Ordinance was first proposed and read by title to the City Council on January 8, 2003, and referred to a committee composed of councilmen Weekly and Mack for recommendation; thereafter the said committee reported favorably on said Ordinance on January 22, 2003, 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 January 22, 2003 meeting and voted upon the adoption of the Ordinance as follows:

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

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 8, 2003 and January 22, 2003. 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) Court Clerk's Office Bulletin Board
City Hall Plaza
Las Vegas, Nevada
- (ii) City Hall
City Plaza
Special Outside Posting Bulletin Board
Las Vegas, Nevada
- (iii) Clark County Government Center
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 8, 2003 is attached to this certificate as Exhibit A and a copy of the notice so given of the meeting of the Council on January 22, 2003 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 January 22, 2003.


City Clerk

(SEAL)

EXHIBIT A

(Attach Copy of Notice of January 8, 2003 Meeting)

CITY COUNCIL AGENDA

JANUARY 8, 2003 TABLE OF CONTENTS

Ceremonial Matters	Pg 1
Business Items	Pg 1

CONSENT		DISCUSSION	
Administrative	Pg 2	Administrative	Pg 6
City Attorney	Pg 2	City Attorney	Pg 7
Field Operations Department	Pg 2	Finance & Business Services	Pg 7
Finance & Business Services	Pg 2 – 4	Leisure Services Department	Pg 7
Information Technologies Department	Pg 4	Boards & Commissions	Pg 7
Leisure Services Department	Pg 4	Recommending Committee Reports <i>(Bills eligible for adoption at this meeting)</i>	Pg 8
Public Works Department	Pg 5		
Resolutions	Pg 5		
Real Estate Committee	Pg 6	Recommending Committee Reports <i>(Bills eligible for adoption at a later meeting)</i>	Pg 8
		New Bills	Pg 8 - 9

AFTERNOON

Afternoon Session	Pg 9
Public Hearings	Pg 9
Planning & Development	Pg 9 – 13
Addendum <i>(Item heard by Department)</i>	Pg 14
Citizens Participation	Pg 14



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 8, 2003

**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, AND ARE CLOSED CAPTIONED FOR OUR HEARING IMPAIRED VIEWERS. THE COUNCIL MEETING, AS WELL AS ALL OTHER KCLV PROGRAMMING, CAN BE VIEWED ON THE INTERNET AT www.kclv.tv. THE PROCEEDINGS WILL BE REBROADCAST ON KCLV CHANNEL 2 AND THE WEB THE WEDNESDAY OF THE MEETING AT 8:00 PM, AND ALSO ON FRIDAY AT 4:00 AM, SATURDAY AT 7:00 PM, SUNDAY AT 7:00 AM AND THE FOLLOWING MONDAY AT 1:00 PM.

DUPLICATE AUDIO TAPES ARE AVAILABLE AT A COST OF \$3.00 PER TAPE AND DUPLICATE VIDEO TAPES ARE AVAILABLE AT A COST OF \$5.00 PER TAPE THROUGH THE CITY CLERK'S OFFICE.

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

CEREMONIAL MATTERS

- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
- INVOCATION - GARTH RASMUSSEN, CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS
- PLEDGE OF ALLEGIANCE
- RECOGNITION OF CITIZEN OF THE MONTH
- RECOGNITION OF "BE AN ANGEL TO AN ANGEL" DEPARTMENT CHALLENGE

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 4, 2002
3. Discussion and possible action to appoint a Municipal Court Judge, Department 6 (\$67,742 – General Fund)

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

4. 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 Education Television Station - (Enterprise Fund)

CITY ATTORNEY - CONSENT

5. Approval of Cooperative Agreement between the Las Vegas Convention and Visitors Authority and the City of Las Vegas awarding the City a grant of \$7,000,000 for the purpose of making capital improvements to recreational facilities within the City
6. Approval of an Agreement to submit the resolution of Pekrul v. City of Las Vegas to private binding arbitration (Not To Exceed \$50,000 plus arbitrator's fees - Self Insurance Fund)

FIELD OPERATIONS DEPARTMENT - CONSENT

7. Approval of a Professional Services Agreement with Harris & Associates, Inc. for on-call civil engineering services in conjunction with the street rehabilitation projects (\$200,000 - Capital Improvement Fund) - All Wards

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

8. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments
9. Approval of an increase in the City's required letter of credit (from \$9,747,000 to \$10,185,000) for workers compensation claims (Estimated \$49,906.50 - Workers Compensation Internal Service Fund)
10. Approval of Change of Ownership, Location and Business Name for a Package Liquor License subject to the provisions of the planning codes and Health Dept. regulations, From: D & W, Inc., dba Tob's Country Market, 5831 West Craig Road (Non-operational), Wendell E. Tobler, Dir, Pres and Golda Tobler, Dir, Secy, Treas, 100% jointly as husband and wife, To: Fremont Place, LLC, dba Royal Hand Car Wash and Deli, 228 Las Vegas Blvd., North, Neissan J. Koroghli, Mmbr, Mgr, 50%, Ray Koroghli, Mmbr, Mgr, 50% - Ward 5 (Weekly)
11. Approval of Change of Ownership and Business Name for a Beer/Wine/Cooler Off-sale Liquor License subject to Health Dept. regulations, From: Galaxy Shores, Inc., dba Desert Shores Texaco, Robert Harris, Dir, Pres, Treas, 33 1/3%, Debra Palmucci, Secy, 33 1/3%, Kwong C. Lum, Dir, 33 1/3%, To: Terrible Herbst, Inc., dba Terrible's #255, 2021 North Buffalo Drive, Jerry E. Herbst, Dir, Pres, 100%, Maryanna A. Herbst, Secy, Treas, Edward J. Herbst, VP, Timothy P. Herbst, VP, Troy D. Herbst, VP, Michael J. Roop, VP - Ward 4 (Brown)
12. Approval of Change of Ownership and Business Name for a Beer/Wine/Cooler Off-sale Liquor License subject to Health Dept. regulations, From: Prestige Stations, Inc., dba AM/PM Mini Market #5060, Stephen M. Rullo, Dir, Pres, Terry P. Firestone, VP, Robert A. Milliken, Jr., VP, Cheryl L. Clary, Controller, To: BP West Coast Products, LLC, dba Arco AM/PM Mini Market #5060, 1625 South Decatur Blvd., Daniel M. Hennessy, Mgr, VP, Donald G. Strenk, Mgr, VP, Julia F. Jackson, Mgr, VP, Linda S. Prestige, Area Mgr, BP Products North America, Inc., Mmbr, 100% - Ward 1 (M. McDonald)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

13. Approval of Change of Ownership and Business Name for a Beer/Wine/Cooler Off-sale Liquor License subject to Health Dept. regulations, From: Prestige Stations, Inc., dba AM/PM Mini Market #5307, Stephen M. Rullo, Dir, Pres, Terry P. Firestone, VP, Robert A. Milliken, Jr., VP, Cheryl L. Clary, Controller, To: BP West Coast Products, LLC, dba Arco AM/PM Mini Market #5307, 551 North Lamb Blvd., Daniel M. Hennessy, Mgr, VP, Donald G. Strenk, Mgr, VP, Julia F. Jackson, Mgr, VP, Linda S. Prestige, Area Mgr, BP Products North America, Inc., Mmbr, 100% - Ward 3 (Reese)
14. Approval of Franchise Manager for a Beer/Wine/Cooler Off-sale Liquor License, 7-Eleven of Nevada, Inc., dba 7-Eleven Food Store #13698E, 431 Rue 13, Ashok K. Israni, Franchise Mgr, Mallika A. Israni, Franchise Mgr - Ward 5 (Weekly)
15. Approval of Request to Allow Another Business on Premises for a Tavern Liquor License subject to the provisions of the planning and fire codes, M & L, Inc., dba Woody's Bar & Grill, 3101 West Sahara Ave., To Allow: Ruiz & Ruiz, dba El Faro De Mazatlan Mexican Restaurant, Miguel A. Ruiz and Maria Ruiz, 100% jointly as husband and wife - Ward 1 (M. McDonald)
16. Approval of Trustee for a Tavern Liquor License and a Non-restricted Limited Gaming License for 35 slots, Big Dog's Café & Casino, Inc., dba Big Dog's Café & Casino, 6390 West Sahara Ave., Wiesner Gaming Trust, 100%, Lynn F. Wiesner, Trustee - Ward 1 (M. McDonald)
17. Approval of Trustee for a Brew Pub/Tavern Liquor License and a Non-restricted Limited Gaming License for 35 slots, Wiesner Gaming Trust, dba Draft House Barn & Casino, 4543 North Rancho Drive, Wiesner Gaming Trust, 100%, Lynn F. Wiesner, Trustee - Ward 6 (Mack)
18. Approval of Trustee for a Tavern Liquor License and a Non-restricted Limited Gaming License for 35 slots, Bucky's, Inc., dba Big Dog's Bar & Grill, 1511 North Nellis Blvd., Wiesner Gaming Trust, 100%, Lynn F. Wiesner, Trustee - Ward 3 (Reese)
19. Approval of a new Hypnotist License, A. Goen Seminars Institute, Inc., dba A. Goen Seminars Institute, Inc., 8 Ridgedale Ave., Cedar Knolls, New Jersey, Walter M. Szynalski, Dir, Pres, Jeffrey S. Lynn, Hypnotist - Out of State
20. Approval of a new Hypnotist License, Myra T., Inc., dba Myra T. Inc., 8871 West Sahara Ave., Suite D, Myra T. Taigman-Farrell, Dir, Pres, Secy, Treas, 100% - Ward 2 (L.B. McDonald)
21. Approval of Change of Business Name for a Locksmith License, From: Moses and Moses, dba Charlie's Lock & Key, To: Charlie's Lock & Key, LLC, dba Charlie's Lock & Key, LLC, 232 North Jones Blvd., #186, Susan M. Moses, Mgr, 51%, Charles M. Moses, Mgr, 49% - Ward 2 (L.B. McDonald)
22. Approval of Change of Location for a Pawnbroker License, Class II Secondhand Dealer License and Pistol Permit subject to the provisions of the planning and fire codes, Camico, Inc., dba Super Pawn, From: 2300 East Bonanza Road, To: 1150 South Rainbow Blvd., Steven A. Mack, COB, CEO, Thomas K. Haas, Pres, COO, Marco A. Herrera, VP, Secy, Steven Mack Revocable Trust, 100%, Steven A. Mack, Trustee - Ward 1 (M. McDonald)
23. Approval of a new Pistol Permit, Jan van Oosten, dba Vans Guns, 1717 South Decatur Blvd., Booth J33H, Jan van Oosten, 100% - Ward 1 (M. McDonald)
24. Approval of a new Class I-B Secondhand Dealer License, Jose R. Gonzalez, dba J & G Auto Parts, 600 West Bonanza Road, Jose R. Gonzalez, 100% - Ward 5 (Weekly)
25. Approval of Bid Number 030175-JDF, Annual Requirements Contract for firefighter turnout gear - Department of Fire & Rescue - Award recommended to: FIRST IN, INC. (Estimated annual amount of \$450,000 - General Fund)
26. Approval of the issuance of a purchase order for the upgrade of 24 LifePak 12 monitor/defibrillators for use by Fire & Rescue (KF) - Department of Fire & Rescue - Award Recommended to: MEDTRONIC PHYSIO-CONTROL (\$215,100 - General Fund)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

27. Approval of award of Software Support Agreement (KF) - Department of Fire & Rescue - Award recommended to: TRITECH SOFTWARE SYSTEMS (\$187,371.11 - Internal Service Fund)
28. Approval of issuance of purchase orders for copier machine maintenance (CW) - Various Departments - Award recommended to: XEROX CORPORATION (Estimated annual amount of \$175,000 - General Fund)
29. Approval of Bid Number 030165-JDF, Annual Requirements Contract for Workrite and other brand firefighter clothing - Department of Fire & Rescue - Award recommended to: SKAGGS COMPANIES, INC. (Estimated annual amount of \$90,000 - General Fund)
30. Approval of issuance of a purchase order for a Scotty Fire Safety House (KF) - Department of Fire & Rescue - Award recommended to: MOBILE CONCEPTS BY SCOTTY (\$42,732 - Special Revenue Fund)
31. Approval of Letter of Understanding (LOU) Modification for Contract Administration Support for Stewart Avenue Parking Garage (LED) - Department of Field Operations - Award recommended to: ROGER L. DRUMM dba DRUMM DEVELOPMENT (\$15,500 - Capital Projects Fund) - Ward 5 (Weekly)
32. Approval of a Memorandum of Understanding (MOU) between the City of Las Vegas and Global Environmental & Technology Foundation (GETF) and issuance of a purchase order for services in the development of environmental management system initiatives through January 2005 (WVJ) - Department of Public Works - Award Recommended to: GLOBAL ENVIRONMENTAL & TECHNOLOGY FOUNDATION (\$30,000 - Enterprise Fund)
33. Approval of Bid Number 030182-DAR, Annual Requirements Contract for Alta Drive West Landscape Maintenance - Department of Public Works - Award recommended to: PARK LANDSCAPE MAINTENANCE (\$29,750 - Capital Projects Fund) - Ward 1 (M. McDonald)
34. Approval of agreement for Fire Permit Fees Billing Services (CW) - Department of Fire & Rescue - Award recommended to: ASSESSMENT MANAGEMENT GROUP, INC.
35. Approval of the contract assignment of an Annual Requirements Contract for Original Equipment Manufacturer (OEM) parts for Tymco Regenerative Air Street Sweeper Parts (DAR) - Department of Field Operations - Award recommended to: H & E EQUIPMENT SERVICES, LLC
36. Approval of issuance of a purchase order for Class Software maintenance for the period 1/21/03 through 1/20/04 (CW) - Department of Information Technologies - Award recommended to: CLASS SOFTWARE SOLUTIONS (\$64,080 - General Fund/Capital Projects Fund)
37. Approval of addendum to technical service support agreement for Lifepak 12 monitor/defibrillators - Department of Fire & Rescue - Award recommended to: MEDTRONIC PHYSIO-CONTROL (\$30,000 - Internal Service Fund)

INFORMATION TECHNOLOGIES - CONSENT

38. Approval to donate retired analog cellular telephones with an estimated value of \$630 to Alexander Dawson School for the benefit of Lied Animal Shelter - All Wards

LEISURE SERVICES DEPARTMENT - CONSENT

39. Approval of the operating agreement between the City of Las Vegas and the Gibson Community School Board which will authorize entering into a renewable contract with the existing Board

PUBLIC WORKS DEPARTMENT - CONSENT

40. Approval of a Declaration of Utilization from the Bureau of Land Management for a portion of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of Section 32, Township 19 South, Range 60 East, M.D.M., for sewer purposes located on the south side of the Rosada Way alignment east of Durango Drive - APNs 125-32-704-011 and -012 - County
41. Approval of the First Amendment to the Professional Services Agreement with Baughman and Turner, Inc. for engineering services for the design of hardscape and landscape elements to be added to 1st Street between Fremont Street and to Stewart Avenue from Main Street to 4th Street (\$100,000 - Parks Capital Project Funds) - Ward 5 (Weekly)
42. Approval of an Engineering Design Services Agreement with Parsons Brinckerhoff Quade and Douglas for engineering services for the Downtown Street Rehabilitation Phase 3 and 2003-2004 Street Rehabilitation - Mayfair Neighborhood Phase 2 (\$294,000 - Street Rehabilitation Funds/\$35,000 - City of Las Vegas Sanitation Funds) - Ward 5 (Weekly)
43. Approval of an Encroachment Request from D R Horton, Incorporated, owner (northeast corner of Bradley Road and Deer Springs Way) - Ward 6 (Mack)
44. Approval of an Encroachment Request from Stantec Consulting, Incorporated, on behalf of Southwest Homes, LTD, owner (northeast corner of Elkhorn Road and Campbell Road) - Ward 6 (Mack)
45. Approval of an Encroachment Request from Carter Burgess on behalf of Richmond American Homes Nevada, owner (Ackerman Avenue east of El Capitan Way) - Ward 6 (Mack)
46. Approval of a Sewer Connection and Interlocal Contract with Clark County Sanitation District - Todd Runnells and Julie Runnells, owners (southside of Tropical Parkway, between Chieftain Street and Tee Pee Lane, APN 125-30-703-003) - County (near Ward 6 - Mack)
47. Approval of a Sewer Connection and Interlocal Contract with Clark County Sanitation District - Sunbelt Engineering, Inc. on behalf of St Mary Coptic Orthodox Church, owner (6170 West Cartier Avenue, northeast corner of Maverick Street and Cartier Avenue, APN 138-14-703-009) - County (near Ward 5 - Weekly)
48. Approval of a Request For Quotation for construction and repairs at Bonanza/Mojave Water Resource Facility and approval of the construction conflicts and contingency reserve - Department of Public Works - Award recommended to: MMC INC. (\$93,900 - Sanitation Fund) - Ward 3 (Reese)
49. Approval of a Construction Management Agreement with TJ Consulting for management services for the construction of the West Service Center - Field Operations Buildings-West Yard located at Cheyenne Avenue and Buffalo Drive (\$171,206 - Enterprise Funds Capital Improvement Projects) - Ward 4 (Brown)

RESOLUTIONS - CONSENT

50. R-1-2003 - Approval of a Resolution Determining the Cost and Directing the City Engineer to Prepare the Final Assessment Roll for Special Improvement District No. 1479 - Mayfair Area (\$70,328.08 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)
51. R-2-2003 - Approval of a Resolution fixing the time and place when complaints, protests, and objections to the final assessment roll will be heard for Special Improvement District No. 1479 - Mayfair Area (\$70,328.08 - Capital Projects Fund/Special Assessments) - Ward 5 (Weekly)

REAL ESTATE COMMITTEE – CONSENT

52. Approval authorizing staff to apply to lease 11.25 acres of land from the Bureau of Land Management (BLM) previously leased to the Clark County Library District (CCLD) located at the northwest corner of Tropical Parkway and Durango Drive for public use (\$100 - Public Works/Real Estate/Rental of Land) - Ward 6 (Mack)
53. Approval of an Agreement for the Purchase of Real Property for the City of Las Vegas to purchase approximately 2.5 acres of land known as Parcel Number 138-07-101-002 located near the southeast corner of Alexander Road and Hualapai Way from Southwest Desert Equities LLC (\$445,000 plus closing costs - Parks Capital Improvement Projects) - County (near Ward 4 - Brown)
54. Approval of a Parking Lot Lease Agreement to lease twenty (20) parking spaces for \$75 per space per month in a paved parking lot located at the southeast corner of Clark Avenue and Las Vegas Boulevard to Pahor Air Conditioning, Inc. (Maximum Gain of \$18,000/year) - Parking Enterprise Fund) - Ward 1 (M. McDonald)
55. Approval of an Interlocal Contract between the City of Las Vegas and the Board of Regents of the University and Community College System of Nevada, on behalf of the University of Nevada, Las Vegas, School of Architecture (UNLV) for the lease of approximately 975 square feet of property located at 400 South Las Vegas Boulevard - Ward 1 (M. McDonald)
56. Approval of an Interlocal Contract between the City of Las Vegas and the Board of Regents of the University and Community College System of Nevada, on behalf of the University of Nevada, Las Vegas, Division of Educational Outreach (UNLVDEO) for the lease of approximately 4,700 square feet of property located at 400 South Las Vegas Boulevard - Ward 1 (M. McDonald)
57. Approval of designating the City-owned property known as Parcel Number 139-25-801-003 and portions of 139-25-405-007 and 139-25-801-002, located at the southeast corner of Harris Avenue and Manning Street, as the future site of the potential Animal Care Campus - Ward 3 (Reese)
58. Approval of an Easement and Rights-of-Way between the City of Las Vegas (City) and the Las Vegas Valley Water District (LVVWD) for a 15' wide Easement to LVVWD to service Mirabelli Senior Center located at 6208 Hargrove Avenue - Ward 1 (M. McDonald)
59. Approval of a Temporary Right-of-Way Grant for Ingress and Egress Purposes regarding Parcel Numbers 138-35-599-016, -017 and -021 to Westbridge Associates, a Nevada General Partnership during the construction of the Mirabelli Senior Center, located at the corner of Hargrove Avenue and Garwood Avenue - Ward 1 (M. McDonald)
60. Approval of a Dedication on Parcel Number 138-35-501-003 for a public drainage easement in relation to the Mirabelli Senior Center located at 6208 Hargrove Avenue - Ward 1 (M. McDonald)
61. Approval of a Dedication on Parcel Number 138-35-501-003 for the public use as a roadway, street and for public utility purposes in relation to the Mirabelli Senior Center located at 6208 Hargrove Avenue - Ward 1 (M. McDonald)

DISCUSSION / ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

62. Report from the City Manager on emerging issues
63. Discussion and possible action to direct staff regarding development of the 61 acres located at 100 Grand Central Parkway (APNs 139-34-110-003 and 139-34-110-002) - Ward 5 (Weekly)
64. Report and possible action on the interim solution for veterans' services by the Department of Veterans Affairs

CITY ATTORNEY - DISCUSSION

65. Discussion and possible action on Appeal of Work Card Denial: Robert Barragan, 1105 Princess Katy, Las Vegas, Nevada 89119

FINANCE & BUSINESS SERVICES DEPARTMENT - DISCUSSION

66. Discussion and possible action regarding Temporary Approval of Change of Ownership and Business Name for a Package Liquor License subject to the provisions of the fire codes and Health Dept. regulations, From: Raley's a California Corporation, dba Raley's Store #142, William J. Coyne, Dir, Pres, COO, Secy, William W. Anderson, Treas, CFO, Joyce N. Raley Teel, Dir, Co-COB, James E. Teel, Dir, Co-COB, Charles L. Collings, Dir, James L. Baska, Dir, Jerry E. Cook, Dir, Teel Family Trust, 100%, James E. Teel, Trustor, Trustee, Joyce N. Teel, Trustor, Trustee, To: Ralph's Grocery Company, dba Food 4 Less #515, 3864 West Sahara Ave., Ernest J. Burgon, Pres, Patrick Barber, SVP, Asst Secy, Paul W. Heldman, Secy, Mary L. Kasper, VP, Asst Secy - Ward 1 (M. McDonald)
67. Discussion and possible action regarding Temporary Approval of a Change of Ownership and Business Name for a Package Liquor License subject to the provisions of the fire codes and Health Dept. regulations, From: Raley's a California Corporation, dba Raley's Store #145, William J. Coyne, Dir, Pres, COO, Secy, William W. Anderson, Treas, CFO, Joyce N. Raley Teel, Dir, Co-COB, James E. Teel, Dir, Co-COB, Charles L. Collings, Dir, James L. Baska, Dir, Jerry E. Cook, Dir, Teel Family Trust, 100%, James E. Teel, Trustor, Trustee, Joyce N. Teel, Trustor, Trustee, To: Ralph's Grocery Company, dba Food 4 Less #516, 120 South Rainbow Blvd., Ernest J. Burgon, Pres, Patrick Barber, SVP, Asst Secy, Paul W. Heldman, Secy, Mary L. Kasper, VP, Asst Secy - Ward 2 (L.B. McDonald)
68. Discussion and possible action regarding a Six Month Review of a Package Liquor License, MNSNV, LLC, dba ABC Stores, 23 Fremont Street, MNS, Ltd., Mmbr, 100%, Paul J. Kosasa, Dir, Pres, CEO, Minnie Kosasa, Dir, Treas, Vice Chair, Riki S. Morimoto, Dir, EVP, CFO, NHC, Inc., 100%, Paul J. Kosasa, Dir, Pres, CEO, Minnie Kosasa, Dir, Treas, Vice Chair, Riki S. Morimoto, Dir, EVP, CFO - Ward 1 (M. McDonald)
69. Discussion and possible action regarding Temporary Approval of a new Restricted Gaming License for 7 slots, Station Acquisitions, LLC, dba Desert Food Mart, 6100 West Charleston Blvd., Akhtar P. Farmanali, Mgr, Mmbr, 100% - Ward 1 (M. McDonald)
70. Discussion and possible action regarding a Six Month Review of an Independent Massage Therapist License, Larisa Hochstetter, dba Larisa Therapist of Massage, 1009 Transom Drive, Larisa Hochstetter, 100% - Ward 2 (L.B. McDonald)

LEISURE SERVICES DEPARTMENT - DISCUSSION

71. Discussion and possible action on naming a park and a baseball complex located at Bonanza Road and Sandhill Road - Ward 3 (Reese)

BOARDS & COMMISSIONS - DISCUSSION

72. ABEYANCE ITEM - PARK & RECREATION ADVISORY COMMISSION - Thomas Pfundstein, Term Expiration 12-11-2002 (Resigned)
73. ABEYANCE ITEM - PARK & RECREATION ADVISORY COMMISSION - Walter Sapling, Term Expiration 1-8-2003

RECOMMENDING COMMITTEE REPORTS - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

74. Bill No. 2002-137 – Annexation No. A-0030-02(A) – Property location: On the south side of Grand Teton Drive, 1,030 feet east of Puli Road; Petitioned by: Charles Koras and Vangel Dimanin; Acreage: 5.20 acres; Zoned: R-U (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Michael Mack
75. Bill No. 2002-138 – Annexation No. A-0036-02(A) – Property location: On the northeast corner of Craig Road and Puli Road; Petitioned by: Mr. & Mrs. Slavko Brzica; Acreage: 5.53 acres; Zoned: R-U (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Larry Brown
76. Bill No. 2002-139 – Annexation No. A-0039-02 (A) – Property location: On the northeast corner of Fort Apache Road and Rome Boulevard; Petitioned by: George Lee Reynolds Estate; Acreage: 5.07 acres; Zoned: R-E (County zoning), U (M-TC) (City equivalent). Sponsored by: Councilman Michael Mack

BILLS ELIGIBLE FOR ADOPTION AT A LATER MEETING

THERE IS NO PUBLIC COMMENT ON THESE ITEMS AND NO ACTION WILL BE TAKEN BY THE COUNCIL AT THIS MEETING, EXCEPT THOSE ITEMS WHICH MAY BE STRICKEN OR TABLED. PUBLIC TESTIMONY TAKES PLACE AT THE RECOMMENDING COMMITTEE MEETING HELD FOR THAT PURPOSE.

77. Bill No. 2002-140 – Revises the licensing requirements and regulations pertaining to erotic dance establishments and entertainers who perform therein. Proposed by: Mark Vincent, Director of Finance and Business Services
78. Bill No. 2002-142 – Amends the zoning regulations to provide a mechanism for the approval of uses that, because of an applicant's inability to meet certain conditions, cannot be approved as a matter of right. Proposed by: Robert S. Genzer, Director of Planning and Development
79. Bill No. 2002-143 – Permits restricted gaming at supper club business establishments. Proposed by Mark Vincent, Director, Finance and Business Services
80. Bill No. 2002-144 – Revises the zoning requirements for various types of financial institutions and businesses. Sponsored by: Councilman Michael J. McDonald
81. Bill No. 2002-145 – Repeals and replaces LVMC Chapter 6.50, relating to liquor control, and revises related zoning provisions. Proposed by: Mark Vincent, Director, Finance and Business Services

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 OR THOSE ITEMS TO BE STRICKEN OR TABLED.

82. Bill No. 2003-1 – Requires a separation of one thousand feet between properties where alcoholic beverages are being consumed or possessed in open containers and properties where religious, school, hospital, drug treatment or shelter services are being offered. Proposed by: Mark Vincent, Director of Finance and Business Services
83. Bill No. 2003-2 – Allows the use “Astrologer, Hypnotist, or Psychic Art and Science” as a permitted use in the C-1, C-2, C-M and M Zoning Districts. Proposed by: Robert S. Genzer, Director of Planning and Development
84. Bill No. 2003-3 – Allows mixed-use development in the Downtown Redevelopment Area by means of special use permit. Proposed by: Robert S. Genzer, Director of Planning and Development
85. Bill No. 2003-4 – Establishes standards for outdoor dining in the Downtown Overlay District. Proposed by: Robert S. Genzer, Director of Planning and Development

NEW BILLS

86. Bill No. 2003-5 – Establishes a process for obtaining a waiver of certain fees related to parade permits. Proposed by: Doug Selby, City Manager
87. Bill No. 2003-6 – Annexation No. A-0035-02 – Property location: Bounded by Grand Teton Drive to the north, Puli Road to the west, Hualapai Way to the east, and Centennial Parkway and the I-215 Beltway to the south; Petitioned by: Southwest Desert Equities, LLC, et al.; Acreage: 1,056.84 acres; Zoned: R-U (County zoning), U (PCD) (City equivalent); Sponsored by: Councilman Michael Mack
88. Bill No. 2003-7 – Annexation No. A-0038-02(A) – Property location: Various locations, generally in the north and west areas of the City; Petitioned by: City of Las Vegas; Acreage: 675.6 acres; Zoned: Various zoning designations. Sponsored by: Councilman Michael Mack
89. Bill No. 2003-8 - Interim warrant ordinance providing for the issuance of a General Obligation Interim Warrant for Special Improvement District #1481 not to exceed \$3,900,000 - Ward 6 - (Mack)

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 annexation report for the proposed annexation area bounded by Grand Teton Road to the north, Hualapai Way to the east, Puli Road to the west, and Centennial Parkway and the 215 Beltway to the south (Case #A-0035-02) - Ward 6 (Mack)

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

92. REVIEW OF CONDITION - PUBLIC HEARING - ROC-1142 - CORNADO BAY/SAHARA LIMITED LIABILITY COMPANY - Request for a Review of Condition of an Approved Site Development Plan Review [Z-0038-02(1)] for condition #4, WHICH REQUIRED A THREE FOOT BERM at 7872 West Sahara Avenue (APN: 163-04-806-001), U (Undeveloped) Zone [R (Rural Density Residential) General Plan Designation] under Resolution of Intent to O (Office) Zone, Ward 1 (M. McDonald). The Planning Commission (3-0-3 vote) and staff recommend APPROVAL
93. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SDR-1120 - SOUTHWEST DESERT EQUITIES, LIMITED LIABILITY COMPANY ON BEHALF OF CONCORDIA HOMES - Request for a Site Development Plan Review FOR A 77-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 22.18 acres adjacent to the northwest and northeast corners of Cliff Shadows Parkway and Hickam Avenue (APN: 137-01-301-010 and a portion of 137-01-301-003), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] [PROPOSED: PD (Planned Development)], Ward 4 (Brown). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

94. SITE DEVELOPMENT PLAN REVIEW RELATED TO SDR-1120 - PUBLIC HEARING - SDR-1128 - SOUTHWEST DESERT EQUITIES, LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review FOR A 147-LOT SINGLE FAMILY ATTACHED RESIDENTIAL DEVELOPMENT on 16.74 acres adjacent to the northeast corner of Cliff Shadows Parkway and Alexander Road (a portion of APN: 137-01-301-003), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation and U (Undeveloped) [PCD (Planned Community Development) General Plan Designation under Resolution of Intent to PD (Planned Development) [PROPOSED: PD (Planned Development)], Ward 4 (Brown). Staff recommends DENIAL. The Planning Commission (5-0-1 vote) recommends APPROVAL
95. MASTER SIGN PLAN - PUBLIC HEARING - MSP-1194 - HEYER LIVING TRUST 1996 ON BEHALF OF TERRIBLE HERBST - Request for a Master Sign Plan FOR A PROPOSED CONVENIENCE STORE, GAS CANOPY AND CAR WASH on 4.65 acres located at 2401 West Bonanza Road (APN: 139-29-801-004), C-2 (General Commercial) Zone, Ward 5 (Weekly). The Planning Commission (2-2-1 vote on a motion for approval) has NO RECOMMENDATION. Staff recommends APPROVAL
96. ABEYANCE ITEM - VACATION - PUBLIC HEARING - VAC-1098 - TALON JONES, LIMITED LIABILITY COMPANY - Petition to vacate a portion of Red Rock Street generally located east of Jones Boulevard, south of Charleston Boulevard, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend APPROVAL
97. VACATION - PUBLIC HEARING - VAC-1147 PN II, INCORPORATED ON BEHALF OF PULTE HOMES - Petition to vacate Public Utility, Sewer, Ingress and Egress Easements generally located west of Broad Peak Drive and north of Mountain Spa Drive, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
98. VACATION - PUBLIC HEARING - VAC-1185 - MONTECITO TOWN CENTER LIMITED LIABILITY COMPANY - Petition to vacate a portion of Bath Avenue located between Riley Avenue and Durango Drive, a portion of Rome Boulevard located between Riley Avenue and Durango Drive, and a portion of Bonita Vista Street located between Bath Avenue and Rome Boulevard, Ward 6 (Mack). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL
99. VACATION - PUBLIC HEARING - VAC-1187 - MONTECITO TOWN CENTER LIMITED LIABILITY COMPANY - Petition to vacate a portion of Durango Drive located between Deer Springs Way and Centennial Parkway, Ward 6 (Mack). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL
100. VACATION - PUBLIC HEARING - VAC-1188 - JACK BINION AND PHYLLIS COPE - Petition to vacate a portion of Dorrell Lane located between Riley Street and Durango Drive, a portion of Haley Avenue located between Riley Street and Durango Drive, and a portion of Bonita Vista Avenue located between Dorrell Lane and Haley Avenue, Ward 6 (Mack). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL
101. VARIANCE - PUBLIC HEARING - VAR-1182 - PARDEE CONSTRUCTION COMPANY ON BEHALF OF PARDEE HOMES - Request for a Variance TO ALLOW NO OPEN SPACE WHERE 1.37 ACRES IS REQUIRED FOR A PROPOSED 84-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT east of Tee Pee Lane, between Farm Road and Severance Lane (APNs: 125-18-702-001, 002 and 003 and 125-18-701-012, 013 and 014), L-TC (Low Density Residential-Town Center) General Plan Designation under Resolution of Intent to TC (Town Center), Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL
102. SPECIAL USE PERMIT RELATED TO VAR-1182 - PUBLIC HEARING - SUP-1183 - PARDEE CONSTRUCTION COMPANY ON BEHALF OF PARDEE HOMES - Request for a Special Use Permit for PRIVATE STREETS WITHIN A PROPOSED 84-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT on 20.3 acres east of Tee Pee Lane, between Farm Road and Severance Lane (APNs: 125-18-702-001, 002 and 003, and 125-18-701-012, 013 and 014), U (Undeveloped) Zone [L-TC (Low-Density Residential-Town Center) General Plan Designation] under Resolution of Intent to T-C (Town Center) Zone, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

103. VARIANCE - PUBLIC HEARING - VAR-1204 - KENT SCOW - Request for a Variance TO ALLOW A DETACHED ACCESSORY STRUCTURE ONE FOOT SIX INCHES FROM THE REAR PROPERTY LINE WHERE THREE FEET IS REQUIRED AND SEVEN FEET FROM THE CORNER SIDE PROPERTY LINE WHERE FIFTEEN FEET IS REQUIRED on 0.16 acres located at 1201 Ralph Circle (APN: 139-26-610-003), R-1 (Single Family Residential) Zone, Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (3-2 vote) recommends APPROVAL.
104. ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1047 - PECCOLE NEVADA CORPORATION - Request for a Special Use Permit FOR A TAVERN and a Waiver of Separation for the distance between taverns located on the southwest corner of Charleston Boulevard and Fort Apache Road, (APN: 163-05-110-003), C-1 (Limited Commercial), Ward 2 (L.B. McDonald). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL.
105. ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-1047 - PUBLIC HEARING - SDR-1048 - PECCOLE NEVADA CORPORATION - Request for a Site Development Plan Review FOR A 6,472 SQUARE-FOOT TAVERN located on the southwest corner of Charleston Boulevard and Fort Apache Road, (APN: 163-05-110-003), C-1 (Limited Commercial), Ward 2 (L.B. McDonald). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL.
106. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1144 - ARAM AND ARPY KOUTNOUYAN ARMENIAN REVOCABLE LIVING TRUST ON BEHALF OF NEGESSE GASHAW - Request for a Special Use Permit FOR A GENERAL BUSINESS-RELATED GAMING ESTABLISHMENT (Restricted Gaming; Limited to 4-slot Machines) Located at 4425 E. Stewart Avenue Suites 11,12,13 & 14 (APN:140-32-201-001),C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-0 vote) and staff recommend APPROVAL.
107. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1146 - ARTS FACTORY LIMITED LIABILITY COMPANY ON BEHALF OF TINOCO'S BISTRO - Request for a Special Use Permit FOR A RESTAURANT SERVICE BAR located at 103 East Charleston Boulevard (APN: 139-33-811-017), C-2 (General Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL.
108. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1164 - BOCA PARK PARCELS, LIMITED LIABILITY COMPANY ON BEHALF OF HIGCO - Request for a Special Use Permit FOR A TAVERN AND A WAIVER OF THE 1500 FOOT SEPARATION RADIUS REQUIREMENT BETWEEN TAVERNS, located at 8820 W. Charleston Blvd. (APN: 138-32-412-027), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 2 (L.B. McDonald). The Planning Commission (4-1 vote) and staff recommend APPROVAL.
109. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1186 - BOB STUPAK ON BEHALF OF SANDY BLUMEN AND NICOLE JENSEN - Request for a Special Use Permit FOR A SECONDHAND DEALER (USED CLOTHING AND ACCESSORIES) located at 2029 Paradise Road (APN:162-03-413-011), C-1 (Limited Commercial) Zone Ward 3 (Reese). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL.
110. REZONING - PUBLIC HEARING - Z-0071-02 - FRE-AL, LIMITED LIABILITY COMPANY AND ALBERT FLANGAS ON BEHALF OF FRED LESSMAN - Request for a Rezoning FROM: U (Undeveloped) [TC (Town Center) General Plan Designation] TO: TC (Town Center) of 2.35 acres adjacent to the north side of Deer Springs Way, approximately 330 feet west of El Capitan Way [proposed Durango Drive alignment] (APN: 125-20-201-017 and 018), PROPOSED USE: TAVERN, Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL.

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

111. REZONING - PUBLIC HEARING - ZON-1053 - ROMNEER, LIMITED PARTNERSHIP - Request for a Rezoning FROM: U (Undeveloped) Zone [R (Rural Density Residential) General Plan Designation] TO: R-PD3 (Residential Planned Development - 3 Units per Acre) on 10 acres adjacent to the southeast corner of Rome Boulevard and Tioga Way (APNs: 125-22-402-003 through 006), PROPOSED USE: SINGLE-FAMILY RESIDENTIAL DEVELOPMENT, Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL of R-PD2
112. SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1053 - PUBLIC HEARING - SDR-1054 - ROMNEER, LIMITED PARTNERSHIP - Request for a Site Development Plan Review FOR A 31-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT on 10 acres adjacent to the southeast corner of Rome Boulevard and Tioga Way (APNs: 125-22-402-003 through 006), U (Undeveloped) Zone [R (Rural Density Residential) General Plan Designation] [PROPOSED: R-PD3 (Residential Planned Development - 3 Units per Acre)], Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL of 24 units
113. REZONING - PUBLIC HEARING - ZON-1189 - PETER V. ROJAS - Request for a Rezoning FROM: C-2 (General Commercial) Zone and R-4 (High Density Residential) Zone TO: C-1 (Limited Commercial) Zone on 1.14 acres located on the north side of Searles Avenue, approximately 200 feet east of Eastern Avenue (APN: 139-25-101-018), PROPOSED USE: CATERING SERVICE, Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL
114. VARIANCE RELATED TO ZON-1189 - PUBLIC HEARING - VAR-1192 - PETER V. ROJAS - Request for a Variance TO ALLOW A TEN-FOOT REAR YARD SETBACK WHERE TWENTY FEET IS THE MINIMUM SETBACK REQUIRED for a proposed building on property located on the north side of Searles Avenue, approximately 200 feet east of Eastern Avenue (APN: 139-25-101-018), C-2 (General Commercial) and R-4 (High Density Residential) Zones, [PROPOSED: C-1 (Limited Commercial) Zone], Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL
115. SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1189 AND VAR-1192 - PUBLIC HEARING - SDR-1190 - PETER V. ROJAS - Request for a Site Development Plan Review FOR A PROPOSED CATERING SERVICE on 1.14 acres adjacent to the north side of Searles Avenue, approximately 200 feet east of Eastern Avenue (APN: 139-25-101-018), C-2 (General Commercial) and R-4 (High Density Residential) Zones, [PROPOSED: C-1 (Limited Commercial) Zone], Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL
116. REZONING - PUBLIC HEARING - ZON-1193 - BUFFALO PFD LIMITED PARTNERSHIP, ET AL ON BEHALF OF KB HOME NEVADA INC. - Request for a Rezoning FROM: U (Undeveloped) Zone [L (Low-Density Residential) General Plan Designation] and U (Undeveloped) Zone [L (Low-Density Residential) General Plan Designation] under Resolution of Intent to R-PD5 (Residential Planned Development - 5 Units per Acre) TO: R-PD5 (Residential Planned Development - 5 Units per Acre) on 7.90 acres adjacent to the northwest corner of Buffalo Drive and Gilmore Avenue (APNs: 138-09-501-017 & 031), PROPOSED USE: 43-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT, Ward 4 (Brown). The Planning Commission (4-0-2 vote) and staff recommend APPROVAL
117. VARIANCE RELATED TO ZON-1193 - PUBLIC HEARING - VAR-1195 - - BUFFALO PFD LIMITED PARTNERSHIP, ET AL ON BEHALF OF KB HOME NEVADA INC. - Request for a Variance TO ALLOW NO OPEN SPACE WHERE 0.70 ACRES IS REQUIRED FOR A PROPOSED 43-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT adjacent to the northwest corner of Buffalo Drive and Gilmore Avenue, (APNs: 138-09-501-031 and 138-09-501-017) U (Undeveloped) Zone [L (Low-Density Residential) General Plan Designation] and (Undeveloped) Zone [L (Low-Density Residential) General Plan Designation] under Resolution of Intent to R-PD5 (Residential Planned Development - 5 Units per Acre) [PROPOSED: R-PD5 (Residential Planned Development - 5 Units per Acre) Zone], Ward 4 (Brown). Staff recommends DENIAL. The Planning Commission (3-1-2 vote) recommends APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

118. SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1193 AND VAR-1195 - PUBLIC HEARING - SDR-1196 - - BUFFALO PFD LIMITED PARTNERSHIP, ET AL ON BEHALF OF KB HOME NEVADA INC. - Request for a Site Development Plan Review FOR A 43-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT on 7.9 acres adjacent to the northwest corner of Buffalo Drive and Gilmore Avenue (APNs: 138-09-501-031 and 138-09-501-017), U (Undeveloped) Zone [L (Low-Density Residential) General Plan Designation] and U (Undeveloped) Zone [L (Low-Density Residential) General Plan Designation] under Resolution of Intent to R-PD5 (Residential Planned Development - 5 Units per Acre) [PROPOSED: R-PD5 (Residential Planned Development - 5 Units per Acre)], Ward 4 (Brown). The Planning Commission (3-1-2 vote) and staff recommend APPROVAL
119. GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0033-02 - APACHE CHEYENNE, LIMITED LIABILITY COMPANY - Request to amend a portion of the Centennial Hills Sector Plan FROM: ML (Medium-Low Density Residential) TO: SC (Service Commercial) on 5.0 acres adjacent to the northwest corner of Cheyenne Avenue and Grand Canyon Drive (APN: 138-07-401-008), Ward 4 (Brown). Staff recommends DENIAL of SC (with a recommendation to change the application to O). The Planning Commission (6-0 vote) recommends APPROVAL of a portion to SC and a portion to O
120. REZONING RELATED TO GPA-0033-02 - PUBLIC HEARING - Z-0079-02 - APACHE CHEYENNE, LIMITED LIABILITY COMPANY - Request for a Rezoning FROM: R-CL (Single Family Compact-Lot) TO: C-1 (Limited Commercial) on 5.0 acres adjacent to the northwest corner of Cheyenne Avenue and Grand Canyon Drive (APN: 138-07-401-008), Ward 4 (Brown). Staff recommends DENIAL. The Planning Commission recommends APPROVAL
121. SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-0033-02 AND Z-0079-02 - PUBLIC HEARING - SDR-1020 - APACHE CHEYENNE, LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review and for a Reduction in the Amount of Perimeter Landscaping FOR A PROPOSED 15,000 SQUARE FOOT OFFICE BUILDING AND A 67,210 SQUARE FOOT MINI STORAGE DEVELOPMENT on 5.0 acres adjacent to the northwest corner of Cheyenne Avenue and Grand Canyon Drive (APN: 138-07-401-008), R-CL (Single Family Compact-Lot) [PROPOSED: C-1 (Limited Commercial)], Ward 4 (Brown). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL
122. SPECIAL USE PERMIT RELATED TO GPA-0033-02, Z-0079-02 AND SDR-1020 - PUBLIC HEARING - SUP-1105 - APACHE CHEYENNE, LIMITED LIABILITY COMPANY - Request for a Special Use Permit FOR A MINI-WAREHOUSE FACILITY adjacent to the north side of Cheyenne Avenue, approximately 250 feet west of Grand Canyon Drive (APN: 138-07-401-008), R-CL (Single Family Compact-Lot) [PROPOSED: C-1 (Limited Commercial)], Ward 4 (Brown). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL
123. VARIANCE RELATED TO GPA-0033-02, Z-0079-02, SDR-1020 AND SUP-1105 - PUBLIC HEARING - VAR-1106 - APACHE CHEYENNE, LIMITED LIABILITY COMPANY - Request for a Variance TO ALLOW A ZERO FOOT REAR SETBACK WHERE 20 FEET IS THE MINIMUM ALLOWED AND A ZERO FOOT SIDE SETBACK WHERE 10 FEET IS THE MINIMUM SETBACK ALLOWED IN CONJUNCTION WITH A PROPOSED MINI-WAREHOUSE FACILITY adjacent to the north side of Cheyenne Avenue, approximately 250 feet west of Grand Canyon Drive (APN: 138-07-401-008), R-CL (Single Family Compact-Lot) [PROPOSED: C-1 (Limited Commercial)], Ward 4 (Brown). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL
124. SPECIAL USE PERMIT RELATED TO GPA-0033-02, Z-0079-02, SDR-1020, SUP-1105 AND VAR-1106 - PUBLIC HEARING - SUP-1107 - APACHE CHEYENNE, LIMITED LIABILITY COMPANY - Request for a Special Use Permit FOR A RECREATIONAL VEHICLE AND BOAT STORAGE IN CONJUNCTION WITH A PROPOSED MINI-WAREHOUSE DEVELOPMENT adjacent to the north side of Cheyenne Avenue, approximately 250 feet west of Grand Canyon Drive (APN: 138-07-401-008), R-CL (Single Family Compact-Lot) [PROPOSED: C-1 (Limited Commercial)], Ward 4 (Brown). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL
125. SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS, CENTENNIAL HILLS ARCHITECTURAL REVIEW COMMITTEE AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

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:

Las Vegas Library, 833 Las Vegas Boulevard North
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

(Attach Copy of Notice of January 22, 2003 Meeting)

CITY COUNCIL AGENDA

JANUARY 22, 2003
TABLE OF CONTENTS

Ceremonial Matters Pg 1
Business Items Pg 2

CONSENT		DISCUSSION	
Finance & Business Services	Pg 2 - 3	Administrative	Pg 6
Human Resources Department	Pg 3	City Attorney	Pg 7
Neighborhood Services Department	Pg 3	City Clerk	Pg 7
Public Works Department	Pg 4 - 5	Finance & Business Services	Pg 7
Resolutions	Pg 5 - 6	Leisure Services Department	Pg 7
Real Estate Committee	Pg 6	Neighborhood Services Department	Pg 7
		Public Works	Pg 8
		Resolutions	Pg 8
		Boards & Commissions	Pg 8
		Real Estate Committee	Pg 8
		Recommending Committee Reports <i>(Bills eligible for adoption at this meeting)</i>	Pg 8
		Recommending Committee Reports <i>(Bills eligible for adoption at a later meeting)</i>	Pg 8 - 9
		New Bills	Pg 9

AFTERNOON

Afternoon Session Pg 9
Public Hearings Pg 10
Planning & Development Pg 10 - 16
Addendum *(Item heard by Department)* Pg 16
Citizens Participation Pg 16



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 22, 2003

**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, AND ARE CLOSED CAPTIONED FOR OUR HEARING IMPAIRED VIEWERS. THE COUNCIL MEETING, AS WELL AS ALL OTHER KCLV PROGRAMMING, CAN BE VIEWED ON THE INTERNET AT www.kclv.tv. THE PROCEEDINGS WILL BE REBROADCAST ON KCLV CHANNEL 2 AND THE WEB THE WEDNESDAY OF THE MEETING AT 8:00 PM, AND ALSO ON FRIDAY AT 4:00 AM, SATURDAY AT 7:00 PM, SUNDAY AT 7:00 AM AND THE FOLLOWING MONDAY AT 1:00 PM.

DUPLICATE AUDIO TAPES ARE AVAILABLE AT A COST OF \$3.00 PER TAPE AND DUPLICATE VIDEO TAPES ARE AVAILABLE AT A COST OF \$5.00 PER TAPE THROUGH THE CITY CLERK'S OFFICE.

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

CEREMONIAL MATTERS

- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
- INVOCATION - RABBI RICHARD SCHACHET, VALLEY OUTREACH SYNAGOGUE
- PLEDGE OF ALLEGIANCE
- RECOGNITION OF EMPLOYEE OF THE MONTH
- RECOGNITION OF SENIOR OF THE QUARTER
- RECOGNITION OF THE NEVADA YOUTH FOOTBALL LEAGUE CHAMPIONS
- RECOGNITION OF THE LAS VEGAS FIRE AND RESCUE 8-C PLATOON
- PRESENTATION BY THE LAKES PARADE OF LIGHT COMMITTEE

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 18, 2002

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 regarding donations and gifts in excess of \$25,000
5. Approval of a report by the City Treasurer of the December 3, 2002 sale of properties subject to the lien of a delinquent assessment in certain districts
6. Approval of a new Family Child Care Home License, Khema Perera, dba Khema Perera, 7553 Lorinda Ave., Khema Perera, 100% - Ward 4 (Brown)
7. Approval of a new Beer/Wine/Cooler On-sale Liquor License subject to the provisions of the planning and fire codes and Health Dept. regulations, Enrique Tinoco, dba Tinoco's Restorant, 103 East Charleston Blvd., Suite 107, Enrique L. Tinoco, 100% - Ward 1 (M. McDonald)
8. Approval of a new Beer/Wine/Cooler On-sale Liquor License subject to the provisions of the fire codes, Luis I. Pedemonte, dba Pollos Tumi, 2319 South Eastern Ave., Luis I. Pedemonte, 100% - Ward 3 (Reese)
9. Approval of a new Beer/Wine/Cooler On-sale Liquor License subject to the provisions of the planning codes, Giacomo & Giacomo, dba Giacomo's Classic Dinner Playhouse, 3231 North Decatur Blvd., Suite 140, Jennifer A. Giacomo and Gary E. Giacomo, 100% jointly as husband and wife - Ward 6 (Mack)
10. Approval of Change of Ownership for a Beer/Wine/Cooler On-sale Liquor License subject to the provisions of the fire codes, From: Saigon Restaurant, Inc., Ming C. Lim, Dir, Pres, 75%, Anh D. Tu, Dir, Secy, Treas, 25%, To: Sharp & Cao Group, Inc., dba Saigon Restaurant, 4251 West Sahara Ave., Suite C, David C. Sharp, Dir, Pres, Secy, Treas, 100% - Ward 1 (M. McDonald)
11. Approval of Change of Business Name for a Tavern Liquor License and a Restricted Gaming License for 15 slots, Grunt 'n Glory, Inc., dba From: Stock Exchange, To: The Escape Lounge, 4213 West Sahara Ave., Jeffrey Kesar, Dir, Pres, Secy, Treas, 100% - Ward 1 (M. McDonald)
12. Approval of a new Psychic Art and Science License, Kathleen J. Harms, dba Kathleen J. Harms, 6848 West Charleston Blvd., Kathleen J. Harms, 100% - Ward 1 (M. McDonald)
13. Preapproval of award of Bid Number 03.1730.11-LED, Durango Drive Road Improvements, I-215 to US-95 to the lowest responsive and responsible bidder or best bidder and approve the construction conflicts & contingency reserve set by Finance and Business Services - Department of Public Works (monetary range \$4,000,000 to \$4,500,000 - Regional Transportation Commission) - Ward 6 (Mack)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

14. Approval to use Western States Contracting Alliance (WSCA) Master Pricing Agreement #11-00115 for Wireless Communication Services (KF) - Department of Information Technologies - Award recommended to: CELLO PARTNERSHIP DBA VERIZON WIRELESS (\$600,000 - Various Funds)
15. Approval of the issuance of a purchase order for database subscription and published legal materials for the City Attorney's Office (CW) - Office of the City Attorney - Award recommended to: WEST GROUP (Estimated amount of \$121,451 - General Fund)
16. Approval of award of Bid Number 030192-DAR, Annual Requirements Contract for Street Sweeper Brooms - Department of Field Operations - Award recommended to: NATIONWIDE WIRE & BRUSH MFG. CO. (Estimated annual usage amount of \$60,000 - Internal Service Fund)
17. Approval of award of Bid Number 030194-LED, Roof Replacement at Dula Gym and approve the construction conflicts & contingency reserve set by Finance & Business Services - Department of Field Operations - Award recommended to: COMMERCIAL ROOFERS, INC. (\$98,800 - Capital Projects Fund) - Ward 5 (Weekly)
18. Approval of issuance of revision number one to purchase order number 215028 for the annual requirements contract for Fire Fighting Foam (KF) - Department of Fire & Rescue - Award recommended to: CHEMGUARD, INC (\$24,000 - General Fund)
19. Approval to remove Reiger Construction from the City of Las Vegas listing of Qualified Contractors and disqualify Reiger Construction from bidding on City of Las Vegas public work projects through July 29, 2007 - Department of Finance & Business Services
20. Approval of the issuance of a purchase order for the repair of a Quantum Platform Truck EB231 (KF) - Department of Fire & Rescue - Award recommended to: PIERCE WEST (\$43,494 - General Fund)

HUMAN RESOURCES DEPARTMENT - CONSENT

21. Approval to contract with Fidelity Security for reinsurance (\$339,150 - Self-Insurance Internal Service Fund)

NEIGHBORHOOD SERVICES DEPARTMENT - CONSENT

22. Approval of expending \$2,462 of Home Investment Partnership (HOME) funds for additional housing rehabilitation activities at 2117 Shadow Mountain Place, James Liefke, owner - Ward 6 (Mack)
23. Approval of the Department of Justice sponsored City of Las Vegas Weed and Seed Initiative Interlocal Agreement in the amount of \$63,168 with the Las Vegas Metropolitan Police Department Downtown Area Command - Wards 1 and 5 (M. McDonald and Weekly)
24. Approval of the Department of Justice sponsored City of Las Vegas Weed and Seed Initiative Interlocal Agreement in the amount of \$53,280 with the Las Vegas Metropolitan Police Department Gang Crimes Section - Wards 1 and 5 (M. McDonald and Weekly)
25. Approval of an Interlocal Agreement with Clark County to receive up to \$50,000 of Clark County CDBG funds for the procurement of professional services relating to the annual Continuum of Care grant application process aiding homeless services in Southern Nevada - All Wards

PUBLIC WORKS DEPARTMENT - CONSENT

26. Approval to file an amendment to Right-of-Way Grant No. N-37212 with the Bureau of Land Management for roadway, sewer and drainage purposes on portions of land lying within the Southeast Quarter (SE1/4) of Section 19, T19S, R60E, M.D.M., generally located on the west side of Fort Apache Road north of Rome Boulevard, east side of Chieftain Street north of Rome Boulevard, north and south sides of Bath Drive west of Fort Apache Road - Ward 6 (Mack)
27. Approval to appraise and purchase or condemn right-of-way parcels and two billboard signs, or relocate the billboard signs, if feasible, for the Elkhorn Road/US 95(Rancho Drive) Overpass Project between El Capitan Way and Cimarron Road (\$3,850,000 - Nevada Department of Transportation and Regional Transportation Commission of Southern Nevada) - Ward 6 (Mack)
28. Approval of a Dedication from the City of Las Vegas, a Municipal Corporation for portions of Sections 18 and 19, T19S, R61E, and Section 24, T19S, R60E, M.D.M., being the right-of-way of Decatur Boulevard from Grand Teton, south to Rome Boulevard to include portions of adjoining side streets; and portions of Deer Springs Way and Thom Boulevard 125-13-501-005, 125-13-601-003, 125-13-701-003, 125-13-803-013, 125-24-502-003, 125-25-603-007, 125-24-701-031 - Ward 6 (Mack)
29. Approval of a Quitclaim Deed from the City of Las Vegas, a Municipal Corporation to the adjoining property owner of a remnant parcel of the Decatur Boulevard Realignment Lands lying within the abandoned alignment of Jarrett Avenue and Decatur Boulevard being a portion of Government Lot 21, Section 19, T19S, R61E, M.D.M. 125-24-603-007 - Ward 6 (Mack)
30. Approval of an Engineering Design Services Agreement with Carter Burgess for engineering services for the Decatur Boulevard Street Rehabilitation (\$332,951- Street Rehabilitation Funds, \$28,612 - City of Las Vegas Sanitation Funds) - Wards 1 and 5 (M. McDonald and Weekly)
31. Approval of the First Amendment to the Professional Services Agreement with JE Jacobs (successor in interest to Sverdrup Civil, Inc.) for engineering services for the design of additional storm drain and street improvements as part of the Rainbow Boulevard Improvement Project, Phase I: Silverstream Avenue to Smoke Ranch Road and Phase II: Rancho Road to Ann Road (\$280,040 - Regional Transportation Commission) - Wards 2 and 6 (L.B. McDonald and Mack)
32. Approval of an Engineering Design Services Agreement with G.C. Wallace, Inc. for the design of Durango Drive from Westcliff Drive to Vegas Drive (\$674,000 - Regional Transportation Commission) - Ward 2 (L.B. McDonald)
33. Approval of an Engineering Design Services Agreement with CH2M Hill for the design of the Discovery Drive, Martin Luther King Boulevard to Grand Central Parkway project (\$280,000 - Regional Transportation Commission) - Ward 5 (Weekly)
34. Approval of a Professional Services Agreement with Geotechnical & Environmental Services, Inc. for material testing and construction inspection services on various projects (\$50,000 - City of Las Vegas Capital Improvement Fund and Regional Transportation Commission) - All Wards
35. Approval of an Encroachment Request from Grand Canyon Investors, LLC, owner (Tee Pee Lane north of Grand Teton Drive) - Ward 6 (Mack)
36. Approval of an Encroachment Request from WRG Design, Incorporated, on behalf of R. L. Homes, LLC, owner (southwest corner of El Capitan Way and Brent Lane) - Ward 6 (Mack)
37. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - James and Darliene Thompson, owners (north of Hickam Avenue, between Tomsik Street and Cimarron Road, APN 138-04-305-007, 138-04-305-008 and 138-04-305-009) - County (near Ward 4 - Brown)
38. Approval of an Encroachment Request to allow shading structures to encroach ten feet into the public right of way on the south side of Bonneville Avenue from 3rd Street east to the mid block alley - Ward 1 (M. McDonald)
39. Approval of an Encroachment Request to allow shading structures to encroach ten feet into the public right of way on the north side of Garces Avenue from 3rd Street east to the mid block alley - Ward 1 (M. McDonald)

PUBLIC WORKS DEPARTMENT - CONSENT

40. Approval of a Professional Services Agreement with Jacobs Civil Inc. for Construction Management Services on the Rainbow Boulevard - Silverstream Avenue to Smoke Ranch Road project (\$407,400 Regional Transportation Commission, \$12,600 City of Las Vegas Special Improvements District - \$420,000 Total) - Ward 6 (Mack)
41. Approval of First Amendment to the Professional Services Agreement with Post, Buckley, Schuh & Jernigan (PBS&J) for the design of the Town Center Loop Road, Northwest Quadrant, Durango Drive (Montecito Parkway) from Centennial Parkway to Elkhorn Road (\$65,000 Special Improvement District No. 1476) - Ward 6 (Mack)
42. Approval of an Interlocal Agreement with the University of Nevada, Las Vegas for research services to include a study of the existing scaling and future scaling potential at the Water Pollution Control Facility (\$35,069 - Sanitation Fund) - County
43. Approval of a reduction in the amount of funding for Expansion Construction Projects completed to date at the Water Pollution Control Facility (credit of \$1,189,391 - Sanitation Fund) - County
44. Approval of an amendment #1 to Consultant Agreement between HDR, Inc. and the City of Las Vegas for recommendations of a Vulnerability Assessment and Engineering Services at the Water Pollution Control Facility (\$1,168,137 - City of Las Vegas Sanitation Fund) - County
45. Approval of the Installation of Speed Humps on Tam Drive between Northbridge Lane and Boston Avenue (\$18,000 - Neighborhood Traffic Management Program) - Ward 1 (M. McDonald)

RESOLUTIONS - CONSENT

46. R-3-2003 - Approval of a Resolution directing the City Treasurer to prepare the Twenty-Sixth Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
47. R-4-2003 - Approval of a Resolution approving the Twenty-Sixth Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
48. R-5-2003 - Approval of a Resolution directing the City Treasurer to prepare the Twenty-Seventh Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
49. R-6-2003 - Approval of a Resolution approving the Twenty-Seventh Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
50. R-7-2003 - Approval of a Resolution directing the City Treasurer to prepare the Twenty-Eighth Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
51. R-8-2003 - Approval of a Resolution approving the Twenty-Eighth Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
52. R-9-2003 - Approval of a Resolution directing the City Treasurer to prepare the Twenty-Ninth Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
53. R-10-2003 - Approval of a Resolution approving the Twenty-Ninth Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
54. R-11-2003 - Approval of a Resolution directing the City Treasurer to prepare the Thirtieth Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)

RESOLUTIONS - CONSENT

55. R-12-2003 - Approval of a Resolution approving the Thirtieth Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
56. R-13-2003 - Approval of a Resolution directing the City Treasurer to prepare the Thirty-First Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
57. R-14-2003 - Approval of a Resolution approving the Thirty-First Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
58. R-15-2003 - Approval of a Resolution Awarding Bid regarding: Special Improvement District No. 1485 - Alta Drive (Landscape Maintenance) (\$21,000 - Capital Projects Fund - Special Assessments) - Ward 1 (M. McDonald)
59. R-16-2003 - Approval of a Resolution overruling complaints, protests, and objections and confirming the final assessment roll for Special Improvement District No. 1485 - Alta Drive (Landscape Maintenance) (\$15,448.55 - Capital Projects Fund - Special Assessments) - Ward 1 (M. McDonald)

REAL ESTATE COMMITTEE – CONSENT

60. Approval authorizing staff to relinquish a 20 acre Recreation and Public Purpose Lease from the Bureau of Land Management (BLM) commonly known as Parcel 125-31-101-003 located on the southwest corner of Ann Road and Jensen Street - County (near Wards 4 and 6 - Brown and Mack)
61. Approval of a Release of Right to Refund No. 3 between the City of Las Vegas and the Las Vegas Valley Water District in association with a 12-inch water line at the Doolittle Community Center located on Parcel Number 139-21-703-014 - Ward 5 (Weekly)
62. Approval to rescind the previous action to designate City-owned property known as Parcel Number 139-36-603-001 located on the northwest corner of Stewart and Mojave Avenues as the future site of the East Las Vegas Business/Incubator Center - Ward 3 (Reese)
63. Approval designating City-owned property known as Parcel Number 139-36-603-001 located on the northwest corner of Stewart and Mojave Avenues as site of the future Fire Station #8 - Ward 3 (Reese)
64. Approval of a Purchase Contract between Priority One Commercial (on behalf of the City of Las Vegas) and Mary Dungan for real property known as Parcel Number 138-25-516-013 located at 1413 Westmoreland Drive Unit 1 for \$55,000 plus closing costs - Special Revenue Fund - Ward 1 (M. McDonald)
65. Approval of a Purchase Contract between Priority One Commercial (on behalf of the City of Las Vegas) and Kenneth E. and Peggy S. Mader for real property known as Parcel Number 138-25-515-011 located at 1505 Laurelhurst Drive Unit 11 for \$56,000 plus closing costs - Special Revenue Fund - Ward 1 (M. McDonald)

DISCUSSION / ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

66. Report from the City Manager on emerging issues
67. Discussion and possible action authorizing the City Attorney to prepare a resolution approving a Ballot Advisory Question for the 2003 City General Election seeking voter direction on: Increasing the compensation of the Mayor and City Council; providing a vehicle allowance; and/or consideration of the Mayor and City Council as part-time or full-time positions

CITY ATTORNEY - DISCUSSION

68. Discussion and possible action on Appeal of Work Card Denial: James Phillip Armijo, 318 Steelhead Lane #104, Las Vegas, Nevada 89110
69. Discussion and possible action on Appeal of Work Card Denial: Michael A. Hays, 3960 Sagewood, Las Vegas, Nevada 89117
70. Discussion and possible action on Appeal of Work Card Denial: Jasonia C. Martin, 3112 E. Carey #4, North Las Vegas, Nevada 89030
71. Discussion and possible action on Appeal of Work Card Denial: Briana W. Susarret, 1874 Sheldon Avenue, Cleveland, OH 44112

CITY CLERK - DISCUSSION

72. Discussion and possible action regarding the Proclamation and Order declaring the 2003 City of Las Vegas Municipal Election and introduction of the City's "Election2003" website

FINANCE & BUSINESS SERVICES DEPARTMENT - DISCUSSION

73. Report and possible action on the City of Las Vegas Comprehensive Annual Financial Report (CAFR) for Fiscal Year 2002
74. ABEYANCE ITEM - Discussion and possible action regarding a Six Month Review of a Package Liquor License, MNSNV, LLC, dba ABC Stores, 23 Fremont Street, MNS, Ltd., Mmbr, 100%, Paul J. Kosasa, Dir, Pres, CEO, Minnie Kosasa, Dir, Treas, Vice Chair, Riki S. Morimoto, Dir, EVP, CFO, NHC, Inc., 100%, Paul J. Kosasa, Dir, Pres, CEO, Minnie Kosasa, Dir, Treas, Vice Chair, Riki S. Morimoto, Dir, EVP, CFO, [NOTE: Item to be heard in the afternoon session in conjunction with Item #126 -Case #RQR-1485] - Ward 1 (M. McDonald)
75. Discussion and possible action regarding Temporary Approval of Change of Ownership for a Tavern Liquor License and a new Non-restricted Gaming License subject to the provisions of the fire codes, Health Dept. regulations and approval by the Nevada Gaming Commission, From: Bauchman Gaming Ventures, LLC, John W. Bauchman, Mmbr, Mgr, 66.667%, James P. Bauchman, Mmbr, Mgr, 33.333%, To: Rancho Station, LLC, dba Wildfire Casino, 1901 North Rancho Drive, Stephen L. Cavallaro, Pres, Glenn C. Christenson, SVP, Treas, Asst Secy, CFO, Scott M. Nielson, SVP, General Counsel, Secy, John J. James, VP, Gen Mgr, Station Casinos, Inc., Mgr, Mmbr, 100%, Stephen L. Cavallaro, EVP, COO, Glenn C. Christenson, Dir, EVP, CFO, CAO, Treas, Asst Secy, Scott M. Nielson, EVP, General Counsel, Secy - Ward 5 (Weekly)

LEISURE SERVICES DEPARTMENT - DISCUSSION

76. Discussion and possible action to approve the Amendment to the Health Plan of Nevada, Inc., Senior Dimensions Fitness Program Agreement for calendar year 2003
77. Report and possible action on the Skate Park Safety Coalition

NEIGHBORHOOD SERVICES DEPARTMENT - DISCUSSION

78. Report on the implementation and progress of the Shopping Carts and Abandoned Building Ordinances

PUBLIC WORKS DEPARTMENT - DISCUSSION

79. Public hearing and possible action for the City of Las Vegas to proceed with development of a parking structure located on 3rd Street, between Bonneville Avenue and Garces Avenue by method of contract with a design-build team - Ward 1 (M. McDonald)

RESOLUTIONS - DISCUSSION

80. R-17-2003 - Discussion and possible action regarding a Resolution consenting to the undertakings of the City of Las Vegas Redevelopment Agency in connection with the Owner Participation Agreement (OPA) with PH GSA, LLC and consenting to the undertakings of City Parkway IV-A, Inc. in connection with the Disposition and Development Agreement for the development of the project located 700 feet west of Main and Bonanza, and 1,100 feet south of D Street and Bonanza - Ward 5 (Weekly) [NOTE: This item is a companion item to Council Item #83 [Real Estate] and related to Redevelopment Agency Item #2]

BOARDS & COMMISSIONS - DISCUSSION

81. ABEYANCE ITEM - PARK & RECREATION ADVISORY COMMISSION - Thomas Pfundstein, Term Expiration 12-11-2002 (Resigned)
82. PARK & RECREATION ADVISORY COMMISSION - William McCurdy, Term Expiration 2-20-2003; Charles D. Musser, Term Expiration 2-20-2003

REAL ESTATE COMMITTEE - DISCUSSION

83. Discussion and possible action to direct staff regarding a Disposition and Development Agreement with PH GSA LLC proposal for an office development located 700 feet west of Main St. and Bonanza, and 1,100 feet south of D St. and Bonanza (139-27-410-002) - Ward 5 (Weekly) [NOTE: This item is a companion to Council Item #80 [R-17-2003] and related to Redevelopment Agency Item #2]

RECOMMENDING COMMITTEE REPORTS - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

84. Bill No. 2002-142 - Amends the zoning regulations to provide a mechanism for the approval of uses that, because of an applicant's inability to meet certain conditions, cannot be approved as a matter of right. Proposed by: Robert S. Genzer, Director of Planning and Development
85. Bill No. 2002-144 - Revises the zoning requirements for various types of financial institutions and businesses. Sponsored by: Councilman Michael J. McDonald
86. Bill No. 2003-8 - Interim warrant ordinance providing for the issuance of a General Obligation Interim Warrant for Special Improvement District #1481 not to exceed \$3,900,000 - Ward 6 (Mack)

BILLS ELIGIBLE FOR ADOPTION AT A LATER MEETING

THERE IS NO PUBLIC COMMENT ON THESE ITEMS AND NO ACTION WILL BE TAKEN BY THE COUNCIL AT THIS MEETING, EXCEPT THOSE ITEMS WHICH MAY BE STRICKEN OR TABLED. PUBLIC TESTIMONY TAKES PLACE AT THE RECOMMENDING COMMITTEE MEETING HELD FOR THAT PURPOSE.

87. Bill No. 2002-143 - Permits restricted gaming at supper club business establishments. Proposed by Mark Vincent, Director, Finance and Business Services

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, EXCEPT THOSE ITEMS WHICH MAY BE STRICKEN OR TABLED. PUBLIC TESTIMONY TAKES PLACE AT THE RECOMMENDING COMMITTEE MEETING HELD FOR THAT PURPOSE.

88. Bill No. 2002-145 – Repeals and replaces LVMC Chapter 6.50, relating to liquor control, and revises related zoning provisions. Proposed by: Mark Vincent, Director, Finance and Business Services
89. Bill No. 2003-1 – Requires a separation of one thousand feet between properties where alcoholic beverages are being consumed or possessed in open containers and properties where religious, school, hospital, drug treatment or shelter services are being offered. Proposed by: Mark Vincent, Director of Finance and Business Services
90. Bill No. 2003-2 – Allows the use “Astrologer, Hypnotist, or Psychic Art and Science” as a permitted use in the C-1, C-2, C-M and M Zoning Districts. Proposed by: Robert S. Genzer, Director of Planning and Development
91. Bill No. 2003-3 – Allows mixed-use development in the Downtown Redevelopment Area by means of special use permit. Proposed by: Robert S. Genzer, Director of Planning and Development
92. Bill No. 2003-4 – Establishes standards for outdoor dining in the Downtown Overlay District. Proposed by: Robert S. Genzer, Director of Planning and Development
93. Bill No. 2003-5 – Establishes a process for obtaining a waiver of certain fees related to parade permits. Proposed by: Doug Selby, City Manager
94. Bill No. 2003-6 – Annexation No. A-0035-02 – Property location: Bounded by Grand Teton Drive to the north, Puli Road to the west, Hualapai Way to the east, and Centennial Parkway and the I-215 Beltway to the south; Petitioned by: Southwest Desert Equities, LLC, et al.; Acreage: 1,056.84 acres; Zoned: R-U (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Michael Mack
95. Bill No. 2003-7 – Annexation No. A-0038-02(A) – Property location: Various locations, generally in the north and west areas of the City; Petitioned by: City of Las Vegas; Acreage: 675.6 acres; Zoned: Various zoning designations. Sponsored by: Councilman Michael Mack

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 OR THOSE ITEMS TO BE STRICKEN OR TABLED.

96. Bill No. 2003-9 – Updates the City’s temporary traffic control regulations. Proposed by: Charles Kajkowski, Deputy Director, Department of Public Works
97. Bill No. 2003-10 – Updates the provisions of Title 13 that pertain to public improvements, and authorizes the adoption of a fee schedule for public improvement-related work. Proposed by: Charles Kajkowski, Deputy Director, Department of Public Works
98. Bill No. 2003-11 - Levies Assessment for Special Improvement District No. 1485 - Alta Drive (Landscape Maintenance) Sponsored by: Step Requirement

1:00 P.M. - AFTERNOON SESSION

99. 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

100. Public hearing on proposed local improvement district for Special Improvement District No. 1499 - Alexander Road (US-95 to Rancho Drive) (\$74,652.28 - Capital Projects Fund - Special Assessments) - Ward 6 (Mack)

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.

101. EXTENSION OF TIME - SPECIAL USE PERMIT - EOT-1227 - JAMES AND ELIZABETH BRACY, JR. - Request for an Extension of Time of an approved Special Use Permit (U-0072-00) WHICH ALLOWED A CHURCH/HOUSE OF WORSHIP at 330 North 9th Street (APN: 139-35-112-001), R-4 (High Density Residential), Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT - DISCUSSION

102. TENTATIVE MAP - TMP-1255 - SILVERSTONE RANCH - PARCEL 8 - PN II, INC. - Request for a Tentative Map FOR 80 LOTS and a Waiver from Title 18 TO ALLOW 20-FOOT WIDE PRIVATE DRIVES WHERE 24-FOOT IS THE MINIMUM REQUIRED, TO ALLOW PRIVATE DRIVES TO BE LONGER THAN THE 200-FOOT MAXIMUM, AND 33-FOOT PRIVATE STREETS WHERE 37-FOOT IS THE MINIMUM REQUIRED on 30.66 acres adjacent to the north and south sides of Monte Viso Drive, approximately 300 feet east of Mountain Spa Drive (APN: 125-10-211-001 through 012, 125-10-313-001 through 017, 125-10-711-001 through 008, and 125-10-610-001, 002, 003 and 004), R-PD3 (Residential Planned Development - 3 Units Per Acre) Zone, Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (5-0-1 vote) recommends APPROVAL

103. TENTATIVE MAP - TMP-1256 - SILVERSTONE RANCH PARCEL 7C - PN II, INC. - Request for a Tentative Map FOR 64 LOTS and a Waiver from Title 18 TO ALLOW 33-FOOT WIDE PRIVATE STREETS WHERE 37-FOOT IS THE MINIMUM REQUIRED on 22.09 acres approximately 625 feet west of Rainbow Boulevard, 660 feet north of Grand Teton Drive (APN: 125-10-710-023 through 046 and 125-10-810-007 through 026), R-PD3 (Residential Planned Development - 3 Units Per Acre), Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL

104. CLARK COUNTY INTERLOCAL REFERRAL - PUBLIC HEARING - DIR-1502 - THE HELEN L. THOMAS TRUST ON BEHALF OF JEFFREY SPECIAL - Consideration and action on a Request for a Non-conforming Zone Boundary Amendment FROM: R-E (Rural Estates/Residential District) TO: C-2 (General Commercial); a Special Use Permit with a waiver to allow a Tavern to be within 200 feet of residential property; and a waiver of development standards on 4.48 acres located adjacent to the east side of Rio Vista Street, approximately 244 feet north of Azure Drive (APN: 125-27-502-003), PROPOSED USE: TAVERN. Staff recommends DENIAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

105. TABLED ITEM - SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - Z-0048-02(1) - WILLARD R. AND MARY VIRGINIA JONES 1990 TRUST - Request for a Site Development Plan Review FOR A 66-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION on 21.25 acres adjacent to the northeast corner of Durango Drive and La Madre Way (APN: 125-33-301-001, 004, 125-33-302-001 and 007), R-E (Residence Estates) Zone [PROPOSED: R-PD3 (Residential Planned Development – 3 Units Per Acre)], Ward 6 (Mack). The Planning Commission (5-1-1 vote) and staff recommend DENIAL
106. ABEYANCE ITEM - MASTER SIGN PLAN - PUBLIC HEARING - MSP-1194 - HEYER LIVING TRUST 1996 ON BEHALF OF TERRIBLE HERBST - Request for a Master Sign Plan FOR A PROPOSED CONVENIENCE STORE, GAS CANOPY AND CAR WASH on 4.65 acres located at 2401 West Bonanza Road (APN: 139-29-801-004), C-2 (General Commercial) Zone, Ward 5 (Weekly). The Planning Commission (2-2-1 vote on a motion for approval) has NO RECOMMENDATION. Staff recommends APPROVAL
107. MASTER SIGN PLAN - PUBLIC HEARING - MSP-1245 - CORONADO BAY/SAHARA, LIMITED LIABILITY COMPANY - Request for a Master Sign Plan FOR AN APPROVED 52,800 SQUARE FOOT OFFICE DEVELOPMENT on the north side of Sahara Avenue, approximately 280 feet west of Buffalo Drive (APN: 163-04-806-001), U (Undeveloped) Zone [R (Rural Density) General Plan Designation] and U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to O (Office), Ward 1 (M. McDonald). The Planning Commission (4-0-2 vote) and staff recommend APPROVAL
108. MASTER SIGN PLAN - PUBLIC HEARING - MSP-1258 - TRIPLE A, LIMITED LIABILITY COMPANY - Request for a Master Sign Plan FOR AN APPROVED 45,309 SQUARE FOOT RETAIL COMMERCIAL CENTER on the northwest corner of Washington Avenue and Lamb Boulevard (APN: 140-30-601-016), R-MHP (Residential Mobile/Manufactured Home Park) Zone under Resolution of Intent to C-1 (Limited Commercial), Ward 3 (Reese). The Planning Commission (6-0 vote) and staff recommend APPROVAL
109. STREET NAME CHANGE - PUBLIC HEARING - SNC-1228 - CITY OF LAS VEGAS - Request for a Street Name Change FROM: Haley Avenue TO: Hitt Center Court located west of Durango Drive, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL
110. ABEYANCE ITEM - VACATION - PUBLIC HEARING - VAC-0063-02 - SCHOOL BOARD OF TRUSTEES - Petition to vacate a portion of Ninth Street located between Lewis Avenue and Clark Avenue, Ward 5 (Weekly). The Planning Commission (6-0-1 vote) and staff recommend DENIAL
111. VACATION - PUBLIC HEARING - VAC-1231 - NEVADA HOMES GROUP - Petition to vacate excess public right-of-way, public ingress and egress easements and Government Patent Reservations generally located west of Buffalo Drive, north of Gowan Road, Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL
112. VACATION - PUBLIC HEARING - VAC-1235 - ALLEN TELES REVOCABLE TRUST - Petition to vacate a portion of an unnamed right-of-way, generally located between Pinto Lane and Arabian Road, Ward 1 (M. McDonald). The Planning Commission (6-0 vote) and staff recommend APPROVAL
113. VACATION - PUBLIC HEARING - VAC-1243 - CENTENNIAL 95, LIMITED PARTNERSHIP - Petition to vacate a portion of Ranch House Road, generally located south of Azure Drive, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL
114. VACATION - PUBLIC HEARING - VAC-1249 - PN II, INC. - Petition to vacate public utility, drainage easements, and rights-of-way generally located within the Silverstone Ranch Master Planned Community (formerly Mountain Spa) adjacent to the northeast corner of Buffalo Drive and Racel Street, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL
115. VACATION - PUBLIC HEARING - VAC-1264 - SOUTHWEST DESERT EQUITIES, LIMITED LIABILITY COMPANY - Petition to vacate U.S. Government Patent Reservations, Rights-of-Way, and Public Sewer, Landscape and Right-of-Way Easements generally located between Gowan Road and the Buckskin Avenue alignment, approximately 700 feet east of Cliff Shadows Parkway, Ward 4 (Brown). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

116. ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - V-0062-02 - CITY OF LAS VEGAS ON BEHALF OF LAS VEGAS METRO POLICE DEPARTMENT - Request for a Variance TO ALLOW A 100-FOOT TALL TWO-WAY RADIO, TV, MICROWAVE COMMUNICATION TOWER A REAR SETBACK OF 244 FEET WHERE RESIDENTIAL ADJACENCY STANDARDS REQUIRE A 300 FOOT REAR SETBACK at 1851 Stella Lake Street (APN: 139-21-416-005), C-PB (Planned Business Park) Zone, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend DENIAL
117. ABEYANCE ITEM - SPECIAL USE PERMIT RELATED TO V-0062-02 - PUBLIC HEARING - U-0116-02 - CITY OF LAS VEGAS ON BEHALF OF LAS VEGAS METROPOLITAN POLICE DEPARTMENT - Appeal filed by KGA Architecture on behalf of the Las Vegas Metropolitan Police Department from the denial by the Planning Commission on a request for a Special Use Permit for a Radio, TV, Microwave, Communication Tower at 1851 Stella Lake Street (APN: 139-21-416-005), C-PB (Planned Business Park) Zone, Ward 5 (Weekly). The Planning Commission (7-0 vote) recommends DENIAL. Staff recommends APPROVAL subject to redesign
118. ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - VAR-1121 - PETE K. LEHR - Request for a Variance TO ALLOW AN EXISTING DETACHED GARAGE WITHIN THE FRONT YARD OF AN EXISTING SINGLE FAMILY DWELLING WHERE A DETACHED ACCESSORY STRUCTURE IS NOT PERMITTED AND TO BE SET BACK 3 FEET FROM THE FRONT PROPERTY LINE WHERE 20 FEET IS THE MINIMUM REQUIRED AND 3 FEET 10 INCHES FROM THE SIDE PROPERTY LINE WHERE 5 FEET IS THE MINIMUM REQUIRED at 400 Princeton Street (APN: 138-25-713-118), R-1 (Single Family Residential) Zone, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend DENIAL
119. ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - VAR-1204 - KENT SCOW - Request for a Variance TO ALLOW A DETACHED ACCESSORY STRUCTURE ONE FOOT SIX INCHES FROM THE REAR PROPERTY LINE WHERE THREE FEET IS REQUIRED AND SEVEN FEET FROM THE CORNER SIDE PROPERTY LINE WHERE FIFTEEN FEET IS REQUIRED on 0.16 acres located at 1201 Ralph Circle (APN: 139-26-610-003), R-1 (Single Family Residential) Zone, Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (3-2 vote) recommends APPROVAL
120. VARIANCE - PUBLIC HEARING - V-0054-02 - SEA BREEZE VILLAGE, LIMITED LIABILITY COMPANY, ET AL - Request for a Variance TO ALLOW 652 PARKING SPACES WHERE 729 PARKING SPACES ARE REQUIRED on property located adjacent to the northeast corner of Buffalo Drive and Vegas Drive (APN: 138-22-418-002, 003 and 004), C-1 (Limited Commercial) Zone, Ward 4 (Brown). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL
121. VARIANCE - PUBLIC HEARING - VAR-1206 - JUDY DAWSON - Request for a Variance TO ALLOW AN EXISTING CARPORT 4 FEET 9 INCHES FROM THE FRONT PROPERTY LINE WHERE 20 FEET IS THE MINIMUM SETBACK REQUIRED at 1509 Franklin Avenue (APN: 162-02-201-001), R-1 (Single Family Residential) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (5-1 vote) recommends APPROVAL
122. VARIANCE - PUBLIC HEARING - VAR-1223 - LAMPE CONSTRUCTION, INC. - Request for a Variance TO ALLOW AN EIGHT FOOT TALL FENCE ALONG THE FRONT PROPERTY LINE WHERE A FOUR FOOT TALL FENCE IS THE MAXIMUM HEIGHT ALLOWED; AND TO ALLOW AN EIGHT FOOT TALL SOLID BLOCK WALL WITHIN THE FRONT YARD AREA WHERE THE MAXIMUM WALL HEIGHT IS FOUR FOOT TALL adjacent to the east side of Tomsik Street, between Oakey Boulevard and El Parque Avenue (APN: 163-04-304-001), R-E (Residence Estates) Zone, Ward 1 (M. McDonald). Staff recommends DENIAL. The Planning Commission (5-0-1 vote) recommends APPROVAL
123. VARIANCE - PUBLIC HEARING - VAR-1303 - MARY BARTSAS ON BEHALF OF FOOD COURTS OF NEVADA, LIMITED LIABILITY COMPANY - Request for a Variance TO ALLOW 16 PARKING SPACES WHERE 23 PARKING SPACES ARE REQUIRED FOR A PROPOSED RESTAURANT adjacent to the northwest corner of Cheyenne Avenue and Rancho Drive (APN: 138-12-801-011), C-2 (General Commercial) Zone, Ward 6 (Mack). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL, subject to conditions

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

124. VARIANCE - PUBLIC HEARING - VAR-1309 - LONE MOUNTAIN BUFFALO PARTNERSHIP - Appeal filed by Kummer Kaempfer Bonner & Renshaw on behalf of Lone Mountain Buffalo Partnership from the denial by the Planning Commission on a request for a Variance to ALLOW NO OPEN SPACE WHERE 0.63 ACRE OF OPEN SPACE IS REQUIRED on the southwest corner of Lone Mountain Road and Buffalo Drive (APN: 138-04-503-002 and 003), U (Undeveloped) Zone [R (Rural Density Residential) General Plan Designation] under Resolution of Intent to R-PD2 (Residential Planned Development - 2 Units Per Acre), Ward 4 (Brown). The Planning Commission (3-2-1 vote) and staff recommend DENIAL
125. REQUIRED SIX MONTH REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - RQR-1476 - ABRHAM SCHIFF - Required Six Month Review of an approved Special Use Permit (U-0036-02) which allowed the sale of package liquor for off-premise consumption in conjunction with a 5,200 square foot gift shop at 25 Fremont Street (APN: 139-34-111-038), C-2 (General Commercial) Zone, Ward 1 (M. McDonald). Staff has NO RECOMMENDATION
126. REQUIRED SIX MONTH REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - RQR-1485 - SMK, INC. ON BEHALF OF MNSNV, LIMITED LIABILITY COMPANY - Required Six Month Review of an approved Special Use Permit (U-0147-01) FOR THE SALE OF BEER AND WINE FOR OFF-PREMISE CONSUMPTION IN CONJUNCTION WITH A CONVENIENCE STORE (ABC STORE) located at 23 Fremont Street (APN: 139-34-111-037), C-2 (General Commercial) Zone, Ward 1 (M. McDonald). [NOTE: This item is to be heard in conjunction with morning session Item #74]. Staff has NO RECOMMENDATION
127. REQUIRED SIX MONTH REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - RQR-1497 - JACQUELINE SEDLACK - Required Six Month Review of an approved Special Use Permit (U-0014-02) FOR A TRANSITIONAL LIVING GROUP HOME on 0.18 acres located at 132 North Lamb Boulevard (APN: 140-32-310-057), R-1 (Single Family Residential) Zone, Ward 3 (Reese). Staff recommends APPROVAL
128. REQUIRED ONE YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - RQR-1222 - AMBER INVESTMENTS ON BEHALF OF LAMAR OUTDOOR ADVERTISING - Required One Year Review of an approved Special Use Permit (U-0052-95) WHICH ALLOWED A 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 336 West Sahara Avenue (APN: 162-04-807-002), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
129. REQUIRED TWO YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - RQR-1102 - RICHARD ATTISANI ON BEHALF OF CLEAR CHANNEL OUTDOOR - Required Two Year Review on an approved Special Use Permit (U-0155-96) WHICH ALLOWED A 40 FOOT TALL, 12 FOOT X 24 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 1217 South Commerce Street (APN: 162-03-110-120), C-M (Commercial/Industrial) Zone, Ward 1 (M. McDonald). The Planning Commission (5-0 vote) and staff recommend APPROVAL
130. REQUIRED TWO YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - RQR-1229 - SYUFY ENTERPRISES ON BEHALF OF CLEAR CHANNEL OUTDOOR - Required Two Year Review on an approved Special Use Permit (U-0136-90) WHICH ALLOWED A 40 FOOT TALL, 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 5183 West Charleston Boulevard (APN: 163-01-502-008), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (4-2 vote) and staff recommend APPROVAL
131. ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - U-0121-02 - MELVIN AND DARLA TURNER ON BEHALF OF TELOS ENTERPRISES INC. - Request for a Special Use Permit FOR RECREATIONAL VEHICLE/BOAT STORAGE on property located at 1721 North Decatur Boulevard (APNs: 138-24-804-005, 006 and 017), U (Undeveloped) Zone [GC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, and R-E (Residence Estates) Zone under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

132. ABEYANCE ITEM - VARIANCE RELATED TO U-0121-02 - PUBLIC HEARING - V-0101-01 - TELOS ENTERPRISES, INCORPORATED, ET AL - Request for a Variance TO ALLOW A SIX FOOT FRONT SETBACK WHERE TWENTY FEET IS THE MINIMUM FRONT YARD SETBACK REQUIRED; TO ALLOW A ZERO FOOT REAR SETBACK WHERE TWENTY FEET IS THE MINIMUM REAR YARD SETBACK REQUIRED; AND TO ALLOW A ZERO FOOT SIDE YARD SETBACK WHERE TEN FEET IS THE MINIMUM SIDE YARD SETBACK REQUIRED on 2.0 acres adjacent to the east side of Fairhaven Street, approximately 300 feet north of Vegas Drive (APN: 138-24-804-005, 006, and 017), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) and R-E (Residence Estates) Zone under Resolution of Intent to C-1 (Limited Commercial), Ward 5 (Weekly). The Planning Commission (6-1 vote) and staff recommend DENIAL
133. ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO U-0121-02 AND V-0101-02 - PUBLIC HEARING - Z-0107-01(1) - TELOS ENTERPRISES, INCORPORATED, ET AL - Request for a Site Development Plan Review and Reduction in the Perimeter Landscape Requirements FOR AN AUTOMOBILE/RV STORAGE FACILITY on 2.0 acres adjacent to the east side of Fairhaven Street, approximately 300 feet north of Vegas Drive (APN: 138-24-804-005, 006, and 017), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) and R-E (Residence Estates) Zone under Resolution of Intent to C-1 (Limited Commercial), Ward 5 (Weekly). The Planning Commission (6-1 vote) and staff recommend DENIAL
134. ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1164 - BOCA PARK PARCELS, LIMITED LIABILITY COMPANY ON BEHALF OF HIGCO - Request for a Special Use Permit FOR A TAVERN AND A WAIVER OF THE 1500 FOOT SEPARATION RADIUS REQUIREMENT BETWEEN TAVERNS, located at 8820 W. Charleston Blvd. (APN: 138-32-412-027), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 2 (L. B. McDonald). The Planning Commission (4-1 vote) and staff recommend APPROVAL
135. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1207 - WORLD ENTERTAINMENT CENTER, LIMITED LIABILITY COMPANY ON BEHALF OF PATRICIA MARKS - Request for a Special Use Permit FOR A PSYCHIC ARTS BUSINESS WITHIN NEONOPOLIS at 450 Fremont Street (APN: 139-34-513-002), C-2 (General Commercial) Zone, Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL
136. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1237 - SANTA FE STATION, INC. ON BEHALF OF US RENT-A-CAR - Request for a Special Use Permit FOR AN AUTOMOBILE RENTAL FACILITY WITHIN AN EXISTING HOTEL/CASINO (Santa Fe Station) at 4949 North Rancho Drive (APN: 125-34-801-001), C-2 (General Commercial) Zone, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL
137. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1274 - CHETAK DEVELOPMENT CORPORATION ON BEHALF OF JONES MEDIA - Appeal filed by Chetak Development Corporation from the Denial by the Planning Commission on a request for a Special Use Permit FOR A 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN TO BE 55 FEET TALL WHERE 40 FEET TALL IS THE MAXIMUM ALLOWED adjacent to the northwest corner of Sahara Avenue and Paradise Road (APN: 162-03-411-011), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (5-0-1 vote) recommends DENIAL. Staff recommends APPROVAL
138. REZONING - PUBLIC HEARING - Z-0068-02 - GEOFFREY COMMONS - Request for a Rezoning FROM: U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] TO: C-1 (Limited Commercial) on 3.58 acres located adjacent to the west side of Jones Boulevard, approximately 300 feet north of Cheyenne Avenue (APN: 138-11-804-019), PROPOSED USE: 8,000 SQUARE FOOT COMMERCIAL BUILDING (DOLLAR STORE), Ward 6 (Mack). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL
139. SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0068-02 - PUBLIC HEARING - Z-0068-02(1) - GEOFFREY COMMONS - Request for a Site Development Plan Review FOR A 8,000 SQUARE FOOT COMMERCIAL BUILDING (DOLLAR STORE) on 3.58 acres located adjacent to the west side of Jones Boulevard, approximately 300 feet north of Cheyenne Avenue (APN: 138-11-804-019), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation], [PROPOSED: C-1 (Limited Commercial)], Ward 6 (Mack). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

140. REZONING - PUBLIC HEARING - ZON-1025 - MICELI FAMILY TRUST, ET AL ON BEHALF OF AMERICAN PREMIERE - Request for a Rezoning FROM: U (Undeveloped) Zone [DR (Desert Rural Density Residential) General Plan Designation] TO: R-PD2 (Residential Planned Development - 2 Units per Acre) on approximately 40 acres adjacent to the northwest corner of Jones Boulevard and Meisenheimer Avenue (APN: 125-11-604-009 and 010, 125-11-702-001 and 002), PROPOSED USE: SINGLE-FAMILY RESIDENTIAL DEVELOPMENT, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend DENIAL
141. SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1025 - PUBLIC HEARING - SDR-1026 - MICELI FAMILY TRUST, ET AL, ON BEHALF OF AMERICAN PREMIERE - Request for a Site Development Plan Review FOR AN 80-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT on approximately 40 acres adjacent to the northwest corner of Jones Boulevard and Meisenheimer Avenue (APN: 125-11-604-009 and 010, 125-11-702-001 and 002), U (Undeveloped) Zone [DR (Desert Rural Density Residential) General Plan Designation], [PROPOSED: R-PD2 (Residential Planned Development - 2 Units per Acre)], Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend DENIAL
142. REZONING - PUBLIC HEARING - ZON-1156 - TIGHI FAMILY TRUST LIMITED PARTNERSHIP AND GEORGE LEE REYNOLDS ESTATE ON BEHALF OF CHARTERED DEVELOPMENT - Request for a Rezoning FROM: U (Undeveloped) Zone [M-TC (Medium Density Residential - Town Center) General Plan Designation] TO: T-C (Town Center) Zone on 10.2 acres adjacent to the southeast corner of Bath Boulevard and Fort Apache Road (APN: 125-20-301-010 and 011), PROPOSED USE: MULTI-FAMILY DEVELOPMENT, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
143. SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1156 - PUBLIC HEARING - SDR-1157 - TIGHI FAMILY TRUST LIMITED PARTNERSHIP AND GEORGE LEE REYNOLDS ESTATE ON BEHALF OF CHARTERED DEVELOPMENT - Request for a Site Development Plan Review FOR A 198-UNIT MULTI-FAMILY DEVELOPMENT on 10.2 acres adjacent to the southeast corner of Bath Boulevard and Fort Apache Road (APN: 125-20-301-010 and 011), U (Undeveloped) Zone [M-TC (Medium Density Residential - Town Center) General Plan Designation], [PROPOSED: T-C (Town Center) Zone], Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
144. VACATION RELATED TO ZON-1156 AND SDR-1157 - PUBLIC HEARING - VAC-1197 - TIGHI FAMILY TRUST LIMITED PARTNERSHIP AND GEORGE LEE REYNOLDS ESTATE ON BEHALF OF CHARTERED DEVELOPMENT - Petition to vacate U. S. Government Patents generally located at the northeast corner of Rome Boulevard and Fort Apache Road, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
145. REZONING - PUBLIC HEARING - ZON-1214 - LESTER L. AND KATHLEEN HOLMES - Request for a Rezoning FROM: R-E (Residence Estates) TO: R-D (Single Family Residential-Restricted) and R-1 (Single Family Residential) of 3.23 acres adjacent to the north side of Kraft Avenue, approximately 580 feet east of Torrey Pines Drive (APN: 138-02-501-015, 016 and 017), Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
146. REZONING - PUBLIC HEARING - ZON-1218 - JOE J. AND HEIDI SERRE 1991 LIVING TRUST ON BEHALF OF TEN PLUS, INC. - Request for a Rezoning FROM: R-E (Residence Estates) TO: R-D (Single Family Residential-Restricted) of 2.5 acres adjacent to the west side of Maverick Street, approximately 670 feet south of La Madre Way (APN: 125-35-805-003), Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
147. VARIANCE RELATED TO ZON-1218 - PUBLIC HEARING - VAR-1219 - JOE J AND HEIDI SERRE 1991 LIVING TRUST ON BEHALF OF TEN PLUS, INC. - Request for a Variance TO ALLOW A REDUCTION IN THE R-D (SINGLE FAMILY RESIDENTIAL-RESTRICTED) ZONING STANDARDS TO ALLOW LOT WIDTHS RANGING FROM 72.7 FEET TO 81.75 FEET WHERE 90 FEET IS THE MINIMUM ALLOWED adjacent to the west side of Maverick Street, approximately 670 feet south of La Madre Way (APN: 125-35-805-003), R-E (Residence Estates) Zone [PROPOSED: R-D (Single Family Residential-Restricted)], Ward 6 (Mack). The Planning Commission (4-1 vote) and staff recommend DENIAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

148. REZONING - PUBLIC HEARING - ZON-1257 - MARY KAY ROBINSON LIVING TRUST - Request for a Rezoning FROM: R-E (Residence Estates) and C-2 (General Commercial) TO: C-1 (Limited Commercial) of 51.21 acres on the southeast corner of Craig Road and Rancho Drive (APN: 138-02-702-001 and 002; 138-02-802-001), PROPOSED USE: COMMERCIAL DEVELOPMENT, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

149. SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS, CENTENNIAL HILLS ARCHITECTURAL REVIEW COMMITTEE AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

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:

Las Vegas Library, 833 Las Vegas Boulevard North
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 C

(Attach Affidavit of Publication of Deposit of Ordinance)

RECEIVED
CITY CLERK

2003 JAN 22 A 11:03

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
2579455

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 01/12/2003 to 01/12/2003, on the following days: JANUARY 12, 2003

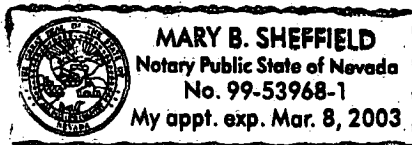
Signed: Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE 16

day of January 2003

Mary B. Sheffield

Notary Public



BILL NO. 2003-8

AN ORDINANCE CONCERNING THE CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT NO. 1481-EL CAPITAN WAY (CENTENNIAL PARKWAY TO US 95), AUTHORIZING AND DIRECTING THE ISSUANCE OF A GENERAL OBLIGATION INTERIM WARRANT FOR THE PAYMENT OF THE COSTS AND EXPENSES WITHIN SUCH DISTRICT, AND PROVIDING OTHER MATTERS RELATING THERETO.

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 Stewart Avenue, Las Vegas, Nevada, and that such Ordinance was proposed on January 8, 2003, and will be considered for adoption at the regular meeting of the City Council of the City of Las Vegas held on January 22, 2003.

/s/ Barbara Jo Ronemus
PUB: Jan. 12, 2003
LV Review Journal

EXHIBIT D

(Attach Affidavit of Publication of Adoption of Ordinance)

AFFP DISTRICT COURT
Clark County, Nevada

RECEIVED
CITY CLERK

AFFIDAVIT OF PUBLICATION

2003 JAN 30 P 12: 17

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
2595302

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 01/25/2003 to 01/25/2003, on the following days: JANUARY 25, 2003

Signed: _____

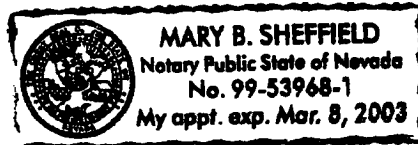
Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE 27

day of January 2003

Mary B. Sheffield

Notary Public



BILL NO. 2003-8
ORDINANCE NO. 5562

AN ORDINANCE CONCERNING THE CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT NO. 3481-EL CAPITAN WAY (CENTENNIAL PARKWAY TO US 95), AUTHORIZING AND DIRECTING THE ISSUANCE OF A GENERAL OBLIGATION INTERIM WARRANT FOR THE PAYMENT OF THE COSTS AND EXPENSES WITHIN SUCH DISTRICT; AND PROVIDING OTHER MATTERS RELATING THERETO.

PUBLIC NOTICE IS HEREBY GIVEN, and that such Ordinance was proposed on January 8, 2003, and was passed at the meeting held on January 22, 2003, by the following vote of the City Council:

Those Voting Aye: Mayor Goodman and Councilmembers Reese, M. McDonald, L.B. McDonald, Weekly, and Mack
Those Voting Nay: NONE
Those Absent: Councilman Brown

This Ordinance shall be in full force and effect from and after the 26th day of January, 2003, 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 January 22, 2003.
/s/ Oscar Goodman
Mayor
Attest:
/s/ Barbara Jo Ronemus
City Clerk
PUB: Jan. 25, 2003
LV Review-Journal

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

**GENERAL AND NO-LITIGATION
CERTIFICATE AND CROSS-RECEIPT**

IT IS HEREBY CERTIFIED by the undersigned, the duly chosen, qualified and acting Mayor of the City of Las Vegas, in the State of Nevada (the "City," and the "State," respectively), the City Clerk, the City Treasurer, and the City Attorney or a Deputy City Attorney:

1. The City was duly organized and is operating as a city under the provisions of a special act of the Legislature of the State, Chapter 517, Statutes of Nevada 1983, as amended (the "Charter"), and of the general laws of the State, and the validity of its organization has never been questioned.

2. During the course of proceedings of the City up to and including the date of this certificate, the following were and now are the duly chosen, qualified and acting officers and members of the City Council (the "Council") and other officers of the City:

Mayor:	Oscar B. Goodman
Council Members:	Gary Reese
	Michael J. McDonald
	Larry Brown
	Lynette Boggs-McDonald
	Lawrence Weekly
	Michael Mack
City Manager:	Douglas A. Selby
City Clerk:	Barbara Jo Ronemus
Director of Finance:	Mark Vincent
City Treasurer:	Michael K. Olson
City Attorney:	Bradford R. Jerbic

and each of the foregoing officers has duly filed his or her oath of office; and each of them legally required to give bond or undertaking has given or filed such bond or undertaking in form and amount as required by law, and has otherwise duly qualified.

3. The total levy for all public purposes, including levies for bonds, within the State or any subdivision thereof, for all the area within the City does not exceed, and has not

exceeded \$.05 on \$1.00 of the assessed valuation, and does not now exceed \$3.64 on each \$100.00 of assessed valuation.

4. The City of Las Vegas, Nevada, Special Improvement District No. 1481, General Obligation Interim Warrant, Series 2003A (the "Warrant") is authorized to defray wholly or in part the cost of acquiring and improving local improvement projects (the "Project") in City of Las Vegas, Nevada, Special Improvement District No. 1481, El Capitan Way (Centennial Parkway to US 95) (the "District").

5. The Warrant is authorized to be issued pursuant to an Ordinance of the City adopted by the Council (the "Ordinance") pursuant to Nevada Revised Statutes ("NRS") chapter 271 (the "Project Act"); pursuant to NRS 350.011 to NRS 350.0165, and pursuant to NRS Chapter 348 (the "Supplemental Bond Act"); and to all laws amendatory thereof and supplemental thereto.

6. No action, suit, proceeding, inquiry or investigation, at law or in equity, before any court, public board, or body, is pending or, to the best of our knowledge, threatened against the City:

a. Affecting the corporate existence of the City or the titles of its members or officers to their respective offices, except for a proceeding pending against Councilman Mack which would result in a vacation of his office if judgment is entered against him;

b. Seeking to prohibit, restrain or enjoin the issuance, execution, delivery or sale of the Warrant or the levying and collection of general ad valorem taxes ("General Taxes") to pay the principal of and interest on the Warrant, if necessary, or the application of any revenues or funds of the City to the payment of the principal of or interest on the Warrant, or affecting in any way the right or authority of the City to pay the Warrant or otherwise to carry out the terms and provisions of the Ordinance, or otherwise concerning the Warrant, or the Project;

c. In any way questioning, contesting or otherwise affecting the validity or enforceability of the Warrant or Ordinance;

d. Contesting the powers of the City or any authority for the acquisition of the Project, the issuance of the Warrant, the adoption of the Ordinance, or the sale of the Warrant to the purchaser thereof.

7. No proceedings or authority for the issuance, sale, execution, or delivery of the Warrant, including the preliminary proceedings thereto, or the Ordinance have been repealed, rescinded, revoked, modified, changed, or altered in any manner.

8. Pursuant to Section 2.050 of the Charter, and as fixed by ordinance of the Council duly adopted as provided therein, the regular meetings of the Council are held in the Council Chambers, 400 Stewart Avenue, Las Vegas, Nevada, on the first and third Wednesdays of each calendar month at 9:00 a.m.

9. All meetings of the Council relating to the Warrant, the Project, and the General Taxes have been open to the public at all times.

10. To the best of our knowledge, neither the Mayor nor any other member of the Council, nor any other officer, employee, or agent of the Council or the City is interested (except in the performance of his or her official rights, privileges, powers and duties), directly or indirectly, in the profits of any contract, job for work or services to be performed and pertaining to the issuance of the Warrant, or to the Project.

11. The Las Vegas Review Journal is a daily and qualified newspaper under the provisions of NRS §§ 238.020 and 238.030, printed and published, and of general circulation in the City.

12. No referendum petition has been filed concerning any of the ordinances, resolutions or other proceedings concerning the Warrant, the Project, or the General Taxes, including the Ordinance, and to the best of our knowledge no such petition is being circulated or planned for circulation.

13. There is no reason within our knowledge why the City may not deliver the Warrant.

14. The effective interest rate on the Warrant does not exceed by more than 3% the "Index of Twenty Bonds" which was most recently published in The Bond Buyer before January 22, 2003, the date the bids were received for the Warrant. A copy of an excerpt from The Bond Buyer showing that Index on that date is attached as Exhibit A.

15. Attached hereto as Exhibit B is a true and correct specimen of the Warrant.

16. The signature of the undersigned Mayor, whose facsimile or manual signature appears on each of the Bonds, has been affixed thereto with his knowledge and consent and is hereby adopted.

17. The signature of the undersigned City Clerk, whose facsimile or manual signature appears on each of the Bonds, has been affixed thereto with her knowledge and consent and is hereby adopted.

18. The signature of the undersigned City Treasurer, whose facsimile or manual signature appears on each of the Bonds, has been affixed thereto with his knowledge and consent and is hereby adopted.

19. The seal of the City which has been printed or impressed on all of the Bonds is a true, perfect, and complete facsimile of the legally adopted, proper, and only official corporate seal of the City and is hereby adopted.

20. On dates which were prior to the date of this certificate and prior to the manual authentication of any of the Bonds by the Registrar, each of the undersigned, the Mayor, City Treasurer and City Clerk, pursuant to the Uniform Facsimile Signatures of Public Officials Act, being Ch. 351, NRS, caused to be filed in the records in the office of the Secretary of State his or her manual signature certified by him or her under oath, as further evidenced by the "Affidavit of Filing of Certified Signatures with Secretary of State", attached hereto as Exhibit C.

21. The undersigned City Treasurer hereby certifies that:

a. he has full authority under the laws of the State to act as Registrar/Paying Agent for the Warrant; and


b. he has accepted, and does ratify and confirm his acceptance of, all duties and responsibilities of Registrar/Paying Agent under the Ordinance.

c. on the date hereof, he caused the Warrant to be delivered to Wells Fargo Brokerage Services, LLC ("Purchaser"), the lawful purchaser thereof, being in all respects as authorized by the proceedings pertaining to the Warrant including the Ordinance authorizing their issuance;

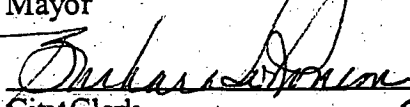
22. On the date hereof, the City received from the Purchaser \$1,149,639.76 for the Warrant, such amount being the first advance of principal on the Warrant delivered to the Purchaser on this date.

23. This certificate is for the benefit of each owner from time to time of the
Warrant.

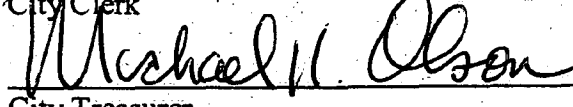
WITNESS our hands and the corporate seal of Las Vegas, Nevada, on this
January 27, 2003.



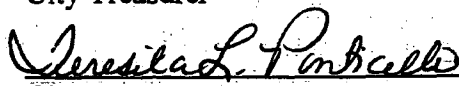
Mayor



City Clerk



City Treasurer



City Attorney

(CITY SEAL)

EXHIBIT A

**(Attach copy of Index of Twenty Bonds from The Bond Buyer
published on January 17, 2003)**

EXHIBIT B

(Attach Specimen Warrant)

**TRANSFER OF THIS WARRANT OTHER THAN BY REGISTRATION IS NOT
EFFECTIVE**

**CITY OF LAS VEGAS, NEVADA
SPECIAL ASSESSMENT DISTRICT NO. 1481
GENERAL OBLIGATION INTERIM WARRANT
SERIES 2003A**

NO. R-1

\$3,900,000

<u>Interest Rate</u>	<u>Maturity Date</u>	<u>Dated As Of</u>
1.75% per annum	January 27, 2005	January 27, 2003

REGISTERED OWNER: WELLS FARGO BROKERAGE SERVICES, LLC

MAXIMUM PRINCIPAL AMOUNT: THREE MILLION NINE HUNDRED THOUSAND DOLLARS

The City of Las Vegas in the County of Clark and in the State of Nevada (the "City" the "County," and the "State", respectively), for value received hereby acknowledges itself to be indebted and promises to pay to the Registered Owner specified above the Principal Amount specified above or such lesser amount as is advanced by the Registered Owner, on the Maturity Date specified above (unless called for earlier redemption), and to pay interest thereon on the Maturity Date specified above at the Interest Rate per annum specified above, until the principal sum is paid or payment has been provided therefor. Advances hereunder (an "Advance") shall be requested by submitting a signed original requisition in the form attached hereto to the Registered Owner. This interim warrant will bear interest from the date of each Advance. The principal of and redemption premium, if any, on this interim warrant are payable to the Registered Owner hereof upon presentation and surrender hereof at the principal office of the City's paying agent for this interim warrant or any successor (the "Paying Agent"), presently the Treasurer of the City of Las Vegas, Nevada, who is also now acting as the City's registrar for this interim warrant (the "Registrar") by the Paying Agent. Interest on this interim warrant will be paid quarterly on January 1, April 1, July 1, and October 1 commencing on April 1, 2003 and on the Maturity Date (or, if such date is not a business day, on the next succeeding business day), by check or draft mailed to the person in whose name this interim warrant is registered (the "Registered Owner") in the registration records of the City maintained by the Registrar. The principal amount advanced to the City is redeemable, in whole or in part, at any time prior to the Maturity Date upon payment of the principal amount so redeemed plus accrued interest thereon to the date of redemption. All payments of the principal of, interest on and redemption premiums, if any, due in connection with this interim warrant (the "Warrant Requirements") shall be made in lawful money of the United States of America without deduction for the services of the Paying Agent, as provided in the City's ordinance adopted and approved on January 22, 2003 authorizing the issuance of this Warrant (the "Ordinance") and the Certificate of the Director of Finance pertaining thereto (the "Certificate").

This fully registered interim warrant and the interest thereon is a general obligation of the City for the payment of which the City Council (the "Council") of the City has pledged the City's full faith and credit, subject to the limitations set forth in NRS 561.453 and section 2 of article 10 of the Nevada constitution. The City intends to pay the principal of and interest on this interim warrant from special assessments to be hereafter levied to pay the cost of the street, sanitary sewer and water improvements in the City of Las Vegas, Nevada Special Improvement District No. 1481 (the "District") and the proceeds of the special assessment bonds of the District to be hereafter sold and delivered, as provided by NRS § 271.355.

This interim warrant is issued pursuant to the laws of the State and City, and this interim warrant, together with all other interim warrants heretofore issued in connection with the District, does not exceed the estimate of the City Engineer of the costs to be assessed in the District, made on or before the date of the issuance of this interim warrant.

This interim warrant is fully registered in the name of the owner for the payment of both principal and interest in the office of the City Treasurer and any transfer thereof must likewise be registered in said office and may be transferred by registered assignment only and noted on the back hereof. This interim warrant must be registered only as to both principal and interest.

This fully registered interim warrant is issued by the City for the purpose of paying for a portion of the costs of certain street, sanitary sewer and water improvements in the District under the authority of and in full conformity with the provisions of Chapter 271, Nevada Revised Statutes.

It is hereby certified, recited and warranted that all of the requirements of law have been fully complied with by the proper officers of the City in the issuance of this interim warrant.

IN WITNESS WHEREOF, the City has caused this interim warrant to be signed and executed in its name and upon its behalf with the manual or facsimile signature of the Mayor, to be countersigned and executed with the manual or facsimile signature of the City Treasurer and has caused a manual impression or a facsimile of the seal of the City to be affixed

hereon; and has caused this interim warrant to be signed, executed and attested with the manual or facsimile signature of the City Clerk, all as of the date written above.

CITY OF LAS VEGAS, NEVADA



[Handwritten Signature]

Mayor
Las Vegas, Nevada

Countersigned:

[Handwritten Signature]

City Treasurer

Attest:

[Handwritten Signature]

City Clerk

SPECIMEN

CERTIFICATE OF AUTHENTICATION

Date of authentication
and registration: _____

This the interim warrant described in the within-mentioned Ordinance, and this interim warrant has been duly registered on the registration records kept by the undersigned as Registrar for such interim warrant.

CITY OF LAS VEGAS, NEVADA,
CITY TREASURER
as Registrar

SPECIMEN

By _____
Authorized Officer

ASSIGNMENT

For value received, the undersigned hereby sells, assigns and transfer unto _____ the within interim warrant and hereby irrevocably constitutes and appoints _____ attorney, to transfer the same on the books kept for registration of the within interim warrant, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

Name and address of transferee:

Social Security or other tax
identification number of
transferee:

SPECIMEN

NOTE: The signature to this Assignment must correspond with the name as written on the face of the within interim warrant in every particular, without alteration or enlargement or any change whatsoever. Signature(s) must be guaranteed by an eligible guarantor institution as defined in 17 CFR § 240.17Ad-15(a)(2).

EXHIBIT C

(Attach Affidavit of Filing of Certified Signatures with Secretary of State)

STATE OF NEVADA)
) ss.
CLARK COUNTY)

AFFIDAVIT OF FILING OF CERTIFIED
SIGNATURE WITH SECRETARY OF STATE

Oscar B. Goodman affirms:

That he is the Mayor of the City of Las Vegas, Nevada and the following signature designated by his official title is his own manually executed signature; and that pursuant to § 350.638, Local Government Securities Law and the Uniform Facsimile Signatures of Public Officials Act, being Chapter 351, Nevada Revised Statutes, he caused a copy of this affidavit, including the designated signature, to be filed in the records of the Secretary of State.

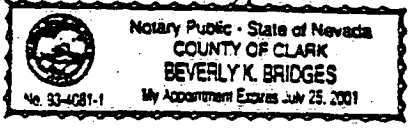
Further deponent saith not.

Oscar B. Goodman

Oscar B. Goodman, Mayor

Subscribed and affirmed this
this 1st day of September, 1999.

Beverly K. Bridges
Notary Public



FILED
IN THE OFFICE OF THE
SECRETARY OF STATE OF THE
STATE OF NEVADA

SEP 03 1999

Beverly K. Bridges

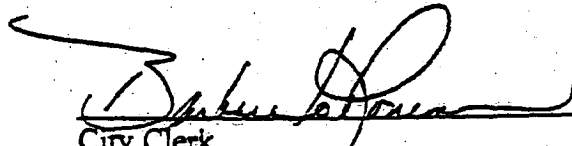
STATE OF NEVADA)
) ss.
CLARK COUNTY)

AFFIDAVIT OF FILING OF CERTIFIED
SIGNATURE WITH SECRETARY OF STATE

Barbara Jo Ronemus hereby swears under penalty of perjury:

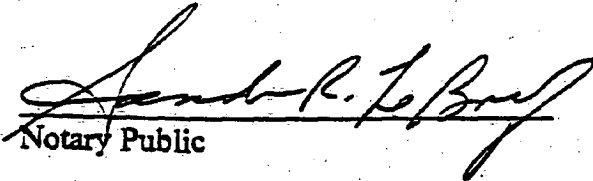
That she is the City Clerk for the City of Las Vegas, Nevada and the following signature designated by her official title is her own manually executed signature; and that pursuant to § 350.638, Local Government Securities Law and the Uniform Facsimile Signatures of Public Officials Act, being Chapter 351, Nevada Revised Statutes, she caused a copy of this affidavit, including the designated signature, to be filed in the records of the Secretary of State.

Further deponent saith not.

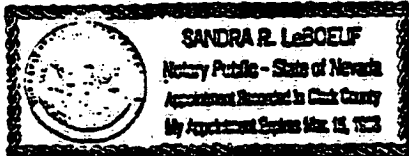


City Clerk
City of Las Vegas, Nevada

Subscribed and sworn to before me
this 10th day of February, 1997.



Notary Public



FILE
FEB 13 1997
DEAN HELLER
SECRETARY OF STATE *Quig*

FILED

STATE OF NEVADA)
) ss.
COUNTY OF CLARK)

SEP 22 1992

AFFIDAVIT OF FILING OF
CERTIFIED SIGNATURE

Cheryl A. Lau
Secretary of State

I, Michael K. Olson, being by me first duly sworn, upon oath deposes and says:

He hereby certifies that he is the City Treasurer of the City of Las Vegas, Nevada, and that the following signature designated by his official title is his own manually executed signature, and that he caused a copy of this Affidavit including his signature to be filed with the Secretary of State of the State of Nevada.

Further affiant saith not.

DATED this 18TH day of September, 1992.

Michael K. Olson
City Treasurer
City of Las Vegas, Nevada

SUBSCRIBED AND SWORN, to before me on this September 18th 1992.

Kathleen M. Fisher
Notary Public

(NOTARIAL STAMP)



AGAVEN
3752 to
as the
most
of ni ber as
30: 22 1992

RECEIVED

SEP 22 1992

Secretary of State