

BILL NO. 2009-11
ORDINANCE NO. 6035

AN ORDINANCE CREATING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1513 – VIA OLIVERO AVENUE AND VALADEZ STREET (EAST OF CIMARRON ROAD) PRESCRIBING DETAILS IN CONNECTION THEREWITH AND OTHER MATTERS RELATING THERETO.

Summary: Creation Ordinance

WHEREAS, the City Council of the City of Las Vegas (hereinafter the "City Council" and "City", respectively) in the County of Clark, State of Nevada, has determined and does hereby declare that the public convenience and necessity require, and the City Council deems it necessary to create, the City of Las Vegas, Nevada, Special Improvement District No. 1513 Via Olivero Avenue and Valadez Street (east of Cimarron Road) (hereinafter the "District"), for the purpose of constructing and improving or acquiring and improving a Street Project as defined in NRS 271.225, and a Water Project as defined in NRS 271.250, (hereinafter the "Project"), and to defray a portion of the entire cost and expense of such Project by special assessments, according to benefits, against the benefited lots, tracts and parcels of land within the District; and

WHEREAS, by a resolution heretofore passed and approved (the "Provisional Order Resolution"), the City Council declared its determination to create the District for the purpose of making the Project, stating therein the character and location of the Project, what portion of the entire expense thereof shall be paid by special assessments, and that the assessments are to be made according to benefits, by apt description designating the District, including the lands to be so assessed and definitely locating the improvements to be made; and

WHEREAS, the City Council has heretofore determined that a portion of the cost and expense of the Project is to be paid by special assessments levied against the benefited lots, tracts and parcels of land in the District which the City Council has determined will receive special benefits (and corresponding market value increases) from in the Project; and

WHEREAS, among other documents, the City Engineer together with the City Engineer Division (hereinafter the "Engineer", collectively) made out a preliminary assessment roll and an assessment plat for the District which contains, among other things, the names and addresses of the last known owners of the property to be assessed, or if not known, stating the name is "unknown"; a description of each lot,



tract, or parcel of land to be assessed; the market value of each lot; the amount of the estimated assessment to be levied thereon; and the amount of maximum special benefits (and corresponding market value increases); and the Engineer has reported the preliminary assessment roll and assessment plat to the City Council and has prepared and reported the "Engineer's Report to the City Council on Benefits," and has filed the assessment plat, preliminary assessment roll and the Engineer's Report with the City Clerk; and

WHEREAS, pursuant to the Provisional Order Resolution, the City Council gave notice (in the manner specified by NRS 271.305) of the filing of the preliminary plans, assessment plat, preliminary assessment roll, typical section of the contemplated improvements, preliminary estimate of cost, and estimate of maximum benefits (and corresponding market value increases), and of the time and place of a hearing thereon; and

WHEREAS, the manner of giving such notice by mail, publication and posting was reasonably calculated to inform the parties of the proceedings concerning the District which might directly and adversely affect their legally protected interests; and

WHEREAS, all owners of property to be assessed and interested persons so desiring were permitted to file a written complaint, protest or objection on or before Friday, January 30, 2009, and to appear before the City Council on Wednesday, February 4, 2009, to be heard as to the propriety and advisability of acquiring and improving the Project provisionally ordered, as to the estimated cost thereof, the manner of payment therefor, and as to the amount thereof to be assessed, the benefits estimated to be conferred against each tract, and the corresponding market value increases expected for each tract in the District; and

WHEREAS, the City Council has determined, and does hereby determine, that there are not more than 2,640-feet between existing improvements and that the exception provided by NRS 271.306(2) (b) does exist with respect to the Project; and

WHEREAS, the written and oral objections and protests received were duly considered, and the City Council has determined that it is in the best interests of the City, and the inhabitants thereof, to create the District as theretofore proposed; and

WHEREAS, every written protest and other objection was found to be without sufficient merit and was overruled by the City Council by the Special Improvement District No. 1513 Protest Disposal Resolution; and

WHEREAS, any person filing a written complaint, protest or objection shall have the right, within 30 days after the City Council has finally passed on such complaint, protest or objection to commence an action or suit in any court of competent jurisdiction to correct or set aside such determination; and

WHEREAS, the City Council and the Engineer have done all things necessary and preliminary to the creation of the District, by filing with the City Clerk an accurate estimate of cost, full and detailed, final revised plans and specifications, revised assessment plat, revised final map, and a report on benefits by the Engineer. The City Council desires now to authorize such improvements and work and to create the District by this Ordinance.

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

Section 1. That this Ordinance shall be known as, and may be cited by, the short title "Special Improvement District No. 1513 Creation Ordinance" (the "Ordinance").

Section 2. That the City Council has heretofore determined and does hereby determine that each and every protest and objection made in connection with the District is without sufficient merit and the same be, and the same heretofore have been, by the Special Improvement District No. 1513 Protest Disposal Resolution, overruled, and finally passed upon by the City Council.

Section 3. That the City Council has also determined and does hereby declare as follows:

- (a) The public convenience and necessity require the creation of the District.
- (b) The creation of the District is economically sound and feasible.
- (c) The market value of each of the benefited lots, tracts and parcels of land in the District will be increased by an amount directly attributable to the Project for which the assessment is made.

Section 4. That there hereby is created in the City an improvement district designated as the "City of Las Vegas, Nevada, Special Improvement District No. 1513 – Via Olivero Avenue and Valadez Street (east of Cimarron Road)" for the purpose of acquiring a Project as more particularly described

below. The boundaries of the District, which include the location of the Project and the lots, tracts and parcels of land to be assessed, shall be the exterior boundary of each parcel of property fronting a street to be improved by the improvements (as described below). The streets to be improved by the improvements are:

Via Olivero Avenue (NORTH SIDE) - from the centerline of Cimarron Road east along Via Olivero Avenue to the centerline of Valadez Street (60-foot right-of-way).

Valadez Street (WEST SIDE) – from the centerline of Via Olivero Avenue north approximately 346 feet. (60-foot right-of-way).

Section 5. That the Project, which is hereby ordered to be acquired, shall be located within the boundaries of the District, and shall be as shown in the final plans and specifications heretofore filed in the City Clerk's office, without minor details being described. The character of the improvements shall be described more particularly as follows:

The project will consist of the grading, regrading, graveling, and asphalt paving as necessary for approximately 23 feet of roadway width, "L" type curb and gutter, sidewalks, and residential driveway approaches. At the request of the owners of property in the District water and sewer laterals will be installed from existing or proposed main lines in Via Olivero Avenue and Valadez Street to such property (hereinafter collectively referred to as the "Improvements"). Sewer lines within the District are owned and maintained by the City. The City will require that properties connecting to the sewer line pay a connection fee and are annexed to the City at the time of hookup. THE CITY HAS NO OBLIGATION TO PROVIDE WATER OR SEWER SERVICE TO ANY PROPERTY WITHIN THE DISTRICT REGARDLESS OF WHETHER THE CITY COUNCIL PROCEEDS WITH ALL OR ANY PART OF THE PROJECT.

The City Council has determined that a portion of the cost of the Project is of special benefit and shall be paid by special assessments against the lots, tracts and parcels of land so benefited.

Section 6. That the estimated total cost of the Project shall be apportioned and assessed as follows:

Total Cost	Estimated Amount of Special Assessments	Amount Available from Other Sources
\$ 319,107.49	\$ 319,107.49	\$ 0.00

The amounts to be assessed for the Project will be levied upon all tracts in the District, i.e., upon all abutting tracts in proportion to the special benefits derived (as shown by the estimated benefits and corresponding market value increases); provided, however, that an equitable adjustment will be made for assessments to be levied against wedge or "V" or other irregularly shaped lots or lands, if any, and for any lot, tract or parcel not specially benefited by the improvements so that assessments according to benefits are equal and uniform.

The assessments will be levied on a front foot method for the installation of pavement, curb, gutter, sidewalk, and residential driveways. Each property owner will be assessed for the cost of a pavement section, curb, gutter, sidewalks, and driveway approaches, where not already existing. The owners of property who elect to have water or sewer installed will be assessed on a per service or unit lot method for the installation of sewer laterals or water laterals.

Such basis of assessments has been designated by the City Council in the Special Improvement District No. 1513 Provisional Order Resolution.

Section 7. That the portion of the costs to be assessed against, and the maximum amount of benefits estimated (and corresponding market value increases) to be conferred upon, each piece or parcel of property in the District is stated in the assessment plat and addendum thereto, as designated preliminary assessment roll. In cases of wedge or "V" or any other irregularly-shaped tracts, the amount apportioned thereto shall be in proportion to the special benefits thereby derived.

Section 8. That the City Engineer, in cooperation with the City, is hereby authorized to advertise for performing the work and making the Improvements in the Las Vegas Review-Journal, a daily newspaper published in Las Vegas, Nevada, and of general circulation in the City. Such notice shall be published at least once, not less than seven days before the opening of bids. The notice shall be in substantially the form provided by the plans, specifications and contract documents.

Section 9. That after the award of the contract, the City Council shall determine the total cost of the work performed, including incidentals, and assessments shall be levied in accordance with the laws of the State, and the City Council shall provide that the assessments may be payable without interest or demand at the election of the owner during a specified cash payment period, or in forty (40) substantially equal semi-annual installments of principal and interest. The City Director of Finance and

Business Services shall provide the rate of interest on unpaid installments of assessments which will not exceed the maximum rate of interest permitted under the Nevada Revised Statutes. If assessment bonds are issued, such rate will not exceed more than one percent (1%) of the highest rate of interest on any of the assessment bonds for the District. The effective interest rate on the assessment bonds of the District will not exceed the statutory maximum rate, i.e., will not exceed more than three percent (3%) the "Index of Twenty Bonds", which shall have been most recently published at the time bids for the bonds are received, or at a time a negotiated offer for the sale of such bonds is accepted. If assessment bonds are not issued, such rate will not exceed 9%.

Section 10. That 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 performing of all prerequisites to the creation of the District, the acquisition of the Improvements, the specially benefited property therein, the determination that the lots, tracts and parcels of land in the District will receive special benefits and market value increases, and the levy of assessments for that purpose be, and the same hereby are, ratified, approved and confirmed.

Section 11. That 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 all necessary documents, legal proceedings, construction contracts, engineering specifications, contract addenda, and other items necessary or desirable for the completion of the levying of the assessments for the District and the issuance of the bonds.

Section 12. That in accordance with NRS 271.325 (6), upon the final adoption of this Ordinance, the City Clerk is hereby authorized and directed to immediately file in the office of the Clark County Recorder a certified copy of the preliminary assessment roll (the list of the tracts to be assessed). The County Recorder is to record such assessment roll for the purpose of establishing the record of lien or liens against the lots, tracts, and parcels of land and the amounts of maximum benefits estimated to be assessed against each tract in the assessment area as set forth in this Ordinance.

Section 13. That 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 14. That in accordance with Section 2.110 of the Charter, this Ordinance when first proposed is to be read by title to the City Council, immediately after which an adequate number of copies of the proposed Ordinance are to be deposited with the office of the City Clerk for public examination and distribution upon request. Thereafter, the City Clerk is authorized and directed to give notice of the deposit together with the title of the Ordinance by publication at least once in the Las Vegas Review-Journal, i.e., a newspaper published and having general circulation in the City, at least ten (10) days before the adoption of the Ordinance, i.e., at least ten (10) days before the adoption of this Ordinance, such publication to be in substantially the following form:

(Form of Publication of Notice of Filing)

Notice of Filing Of:

ORDINANCE NO. _____

AN ORDINANCE CREATING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1513 – VIA OLIVERO AVENUE AND VALADEZ STREET (EAST OF CIMARRON ROAD) PRESCRIBING DETAILS IN CONNECTION THEREWITH AND OTHER MATTERS RELATING THERETO.

PUBLIC NOTICE IS HEREBY GIVEN that an adequate number of typewritten copies of the above-entitled proposed Ordinance were filed with and are available for public inspection and distribution at the office of the City Clerk of the City of Las Vegas, 400 Stewart Avenue, Las Vegas, Nevada, and that such ordinance was proposed on the 4th day of March, 2009, and will be considered for adoption at the regular meeting of the City Council of the City of Las Vegas on the 1st day of April, 2009.

/s/ Beverly K. Bridges
City Clerk

(End of Form of Publication of Notice of Filing)

Section 15. That this Ordinance shall be in effect on the day after its publication, as hereinafter provided. After this Ordinance is signed by the Mayor and attested and sealed by the City Clerk, this Ordinance shall be published by title only, together with the names of the City Council voting for and against its passage, and with a statement that typewritten copies of the Ordinance are available for inspection by all interested parties at the office of the City Clerk, such publication to be made in the Las Vegas Review-Journal, a newspaper published and having general circulation in the City, at least once, pursuant to Section 2.110 of the City of Las Vegas Charter and all laws thereunto enabling. Such publication shall be in substantially the following form:

(Form for Publication After Final Adoption of Ordinance)

ORDINANCE NO. _____

AN ORDINANCE CREATING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1513 – VIA OLIVERO AVENUE AND VALADEZ STREET (EAST OF CIMARRON ROAD) PRESCRIBING DETAILS IN CONNECTION THEREWITH AND OTHER MATTERS RELATING THERETO.

PUBLIC NOTICE IS HEREBY GIVEN that the above Ordinance was proposed on March 4, 2009, and was passed at a regular meeting held on April 1, 2009, by the following vote of the City Council of the City of Las Vegas, Nevada:

Those Voting Aye:

Oscar B. Goodman
Gary Reese
Steve Wolfson
Lois Tarkanian
Steven D. Ross
Ricki Y. Barlow
David W. Steinman (Interim)

Those Voting Nay:

Those Absent:

This Ordinance shall be in full force and effect from and after April 5, 2009, i.e., the day after its publication by 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.

This _____ day of _____, 2009.


/s/ OSCAR B. GOODMAN
Mayor
City of Las Vegas, Nevada

(SEAL)

Attest:
/s/ BEVERLY K. BRIDGES
City Clerk


Section 16. That 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.

Introduced March 4, 2009, PASSED, ADOPTED AND APPROVED April 1, 2009.

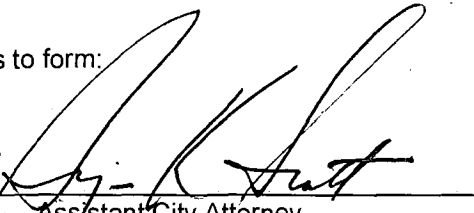


OSCAR B. GOODMAN, Mayor

Attest:



Beverly K. Bridges, CMC
City Clerk

Approved as to form:


Date: 2/10/09 Assistant City Attorney

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

I, Beverly K. Bridges, the duly chosen, qualified City Clerk of the City of Las Vegas (hereinafter the "City Clerk" and "City", respectively), 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 City Council on March 4, 2009, and finally adopted and approved on April 1, 2009.

2. The following members of the City Council were present at the March 4, 2009, Council meeting:

Mayor: Oscar B. Goodman
 Councilmembers: Gary Reese
 Steve Wolfson
 Steven D. Ross
 Ricki Y. Barlow
 David W. Steinman (Interim)

Those Voting Nay: None

Those Absent: Lois Tarkanian

3. The foregoing Ordinance was first proposed and read by title to the City Council on March 4, 2009, and referred to a committee for recommendation; thereafter the said committee reported favorably on said Ordinance on April 1, 2009, which was a regular meeting of said City 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 April 1, 2009, meeting and voted upon the adoption of the Ordinance as follows:

Those Voting Aye: Oscar B. Goodman
 Gary Reese
 Steve Wolfson
 Lois Tarkanian
 Steven D. Ross
 Ricki Y. Barlow
 David W. Steinman (Interim)

Those Voting Nay: None

Those Absent: None

4. The original of the Ordinance has been approved and authenticated by the signatures of the Mayor of the City and myself, as Clerk of the City, and sealed with the seal of the City, and has been recorded in the journal of the City 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 City Council were given due and proper notice of the meetings held on March 4, 2009, and April 1, 2009. 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 (3) working days before the meetings at the principal office of the City Council, or if there is no principal office, at the building in which the meeting is to be held, and at least three (3) other separate, prominent places within the jurisdiction of the City Council, to wit:

- (i) City Clerk's Bulletin Board
City Hall Plaza
2nd Floor Skybridge
Las Vegas, Nevada
- (ii) Bulletin Board
City Hall Plaza (next door to Metro Records)
Las Vegas, Nevada
- (iii) Las Vegas Library
833 Las Vegas Boulevard North
Las Vegas, Nevada
- (iv) Clark County Government Center
500 South Grand Central Parkway
Las Vegas, Nevada
- (v) Grant Sawyer Building
555 E. Washington Avenue
Las Vegas, Nevada
- (vi) The City of Las Vegas website

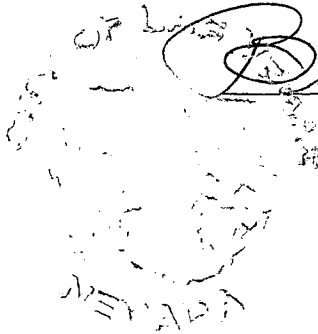
; and

(b) By mailing a copy of the notice by 9:00 a.m. no later than three (3) working days before the meetings to each person, if any, who has requested notice of the meetings of the City Council in the same manner in which notice is required to be mailed to a member of the City Council.

6. A copy of such notice so given of the meeting of the City Council on March 4, 2009, is attached to this certificate as Exhibit A and a copy of the notice so given of the meeting of the City Council on April 1, 2009, 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 April 1, 2009.



Beverly K. Bridges
BEVERLY K. BRIDGES, CMC
City Clerk

(SEAL)

EXHIBIT A

(Attach Copy of Notice of March 4, 2009 Meeting)

CITY COUNCIL AGENDA

COUNCIL CHAMBERS · 400 STEWART AVENUE · PHONE 229-6011

CITY OF LAS VEGAS INTERNET ADDRESS: www.lasvegasnevada.gov

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

COUNCILMAN GARY REESE, MAYOR PRO TEM (Ward 3)

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

RICKI Y. BARLOW (Ward 5), DAVID W. STEINMAN (Ward 4 – Interim)

Facilities are provided throughout City Hall for convenience of persons with disabilities. For meetings held in the Council Chambers, sound equipment is available for persons with hearing impairments. If you need an accommodation to attend and participate in this meeting, please call the City Clerk's office at 229-6311 and advise of your need at least 48 hours in advance of the meeting. The City's TDD number is 386-9108.

March 4, 2009

Morning Session begins at 9:00 a.m.

Afternoon Session begins at 1:00 p.m.

ALL ITEMS ON THIS AGENDA ARE SCHEDULED FOR ACTION UNLESS SPECIFICALLY NOTED OTHERWISE.

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

DUPLICATE AUDIO CD'S AND DUPLICATE AUDIO/VIDEO DVD'S MAY BE AVAILABLE AT A COST OF \$5.00 EACH THROUGH THE CITY CLERK'S OFFICE.

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

CEREMONIAL MATTERS

1. CALL TO ORDER
2. ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
3. INVOCATION – REVEREND BONNIE POLLEY, CHRIST EPISCOPAL CHURCH
4. PLEDGE OF ALLEGIANCE
5. RECOGNITION OF THE CITIZEN OF THE MONTH
6. RECOGNITION OF THE TEAM OF THE QUARTER
7. RECOGNITION OF FIRE & RESCUE EMPLOYEE TIM SZYMANSKI FOR RECEIVING A LIBERTY MUTUAL FIREMARK AWARD
8. RECOGNITION OF WOMEN'S HISTORY MONTH
9. RECOGNITION OF LORI HARTIG AND SPREAD THE WORK NEVADA
10. RECOGNITION OF JOSHUA ORTEGA FOR EARNING A NATIONAL LEGION OF VALOR BRONZE CROSS FOR ACHIEVEMENT

BUSINESS ITEMS - MORNING

11. Any items from the morning session that the Council, staff and/or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time
12. Approval of the Final Minutes by reference of the regular City Council meeting of February 4, 2009

CONSENT AGENDA

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

ADMINISTRATIVE SERVICES - CONSENT

13. Approval of a grant agreement with the State of Nevada, Department of Public Safety for the Emergency Management Performance Grant (EMPG) in the amount of \$222,738 (Multi-Purpose Special Revenue Fund) - All Wards

CITY CLERK - CONSENT

14. ABEYANCE ITEM - Approval of the Certificates of Results declaring the petitions submitted for The Las Vegas Taxpayer Accountability Act Initiative and The Las Vegas Redevelopment Reform Referendum as sufficient - All Wards

FIELD OPERATIONS - CONSENT

15. Approval of a Bill of Sale from the City of Las Vegas to the Las Vegas Valley Water District for the purpose of providing water services for the Durango Riley Park Phase I, located in the vicinity of Durango Drive, west of Grand Montecito Parkway - Ward 6 (Ross)

FINANCE & BUSINESS SERVICES - ADMINISTRATION CONSENT

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

FINANCE & BUSINESS SERVICES - BUSINESS SERVICES CONSENT

17. ABEYANCE ITEM - Approval of a Change of Business Name and a Change of Ownership for a Tavern License and a Restricted Gaming License, From: Buffalo Investments, Inc., dba Roadrunner Saloon Buffalo, To: Golden RR Buffalo 1, LLC, dba Roadrunner Saloon, 921 North Buffalo Drive, Golden Tavern Group, LLC, 100%, Golden Gaming, Inc., 100%, Blake L. Sartini, Pres, CEO, Rod S. Atamian, EVP, Treas, Secy, Matthew Flandermeyer, CFO, VP, The Blake L. Sartini and Delise F. Sartini Family Trust, 100%, Delise F. Sartini, Trustee, Beneficiary and Blake L. Sartini, Trustee, Beneficiary - Ward 4 (Steinman)
18. ABEYANCE ITEM - Approval of a Change of Business Name and a Change of Ownership for a Tavern License and a Restricted Gaming License, From: True West Investments, Inc., dba Roadrunner Centennial, To: Golden RR Centennial 4, LLC, dba Roadrunner Saloon, 5990 Centennial Center Boulevard, Golden Tavern Group, LLC, 100%, Golden Gaming, Inc., 100%, Blake L. Sartini, Pres, CEO, Rod S. Atamian, EVP, Treas, Secy, Matthew Flandermeyer, CFO, VP, The Blake L. Sartini and Delise F. Sartini Family Trust, 100%, Delise F. Sartini, Trustee, Beneficiary and Blake L. Sartini, Trustee, Beneficiary - Ward 6 (Ross)
19. Approval of a Special Event Alcoholic Beverage License for Higco, Inc., dba Three Angry Wives Pub, Location: Three Angry Wives Pub, 8820 West Charleston Boulevard, Suite 105, Date: March 17, 2009, Type: Special Event General, Event: St. Patrick's Day, Responsible Person in Charge: Erin O'Hayer - Ward 2 (Wolfson)
20. Approval of a new Tavern License subject to the provisions of the planning and fire codes and Health Dept. regulations, Edge of Town, LLC, dba Edge of Town, 10490 West Cheyenne Avenue, Philip H. Davis, Managing Mmbr, 66.66% and Richard A. Pollack, Managing Mmbr, 33.33% - Ward 4 (Steinman)

21. Approval of a new Restricted Gaming License subject to confirmation of approval by the Nevada Gaming Commission, Edge of Town, LLC, dba Edge of Town, 10490 West Cheyenne Avenue, Philip H. Davis, Managing Mmbr, 66.66% and Richard A. Pollack, Managing Mmbr, 33.33% - Ward 4 (Steinman)

FINANCE & BUSINESS SERVICES - PURCHASING & CONTRACTS CONSENT

22. Approval of revision to Purchase Order No. 261478, Annual Requirements Contract for Liquid Ferric Chloride - Department of Public Works - Award recommended to: KEMIRON COMPANIES, INC. (\$1,500,000 - Sanitation Enterprise Fund)
23. Approval of award of Contract No. 090087-TF, Task Order Contract for General and Civil Engineering Services - Department of Field Operations - Award recommended to: GC WALLACE, INC. (\$350,000 - Street Maintenance Special Revenue Fund) - All Wards
24. Approval of award of Bid No. 09.1762.01-TRF, Annual Contract for Slurry Seal - Department of Field Operations - Award recommended to: AMERICAN ASPHALT AND GRADING COMPANY (\$3,000,000 - Street Maintenance Special Revenue Fund) - All Wards

NEIGHBORHOOD SERVICES - CONSENT

25. Approval of list of middle school and high school students to be nominated by the City of Las Vegas for the Nevada League of Cities and Municipalities Youth Awards Program - All Wards

PLANNING & DEVELOPMENT - CONSENT

26. Approval of the Funding Agreement for the 2008 Historic Preservation Fund (HPF) grant from the United States Department of the Interior and National Park Service, administered by the State Historic Preservation Office (SHPO) in the amount of \$45,000 (Multi-Purpose Special Revenue Fund) for projects as identified in the Agreement

PUBLIC WORKS - CONSENT

27. Approval of Third Supplemental Interlocal Contract LAS05F03 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCD) to extend the project completion date for the Alta Parallel System located within Alta Drive between Rainbow Boulevard and Torrey Pines Drive, in Jones Boulevard south of Alta Drive to Evergreen Avenue, in Digger Street south of Alta Drive to Evergreen Avenue and in Alta Drive between Digger Street and Decatur Boulevard - Ward 1 (Tarkanian)
28. Approval of Sixth Supplemental Interlocal Contract LAS16E04 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCD) to extend the project completion date for design of the Rancho Detention Basin, Phase II located on the west side of Centennial Center Boulevard between Ann Road and Tropical Parkway - Ward 6 (Ross)
29. Approval of Second Supplemental Interlocal Contract LAS16G07 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCD) to extend the project completion date for construction of the Rancho Detention Basin, Phase II located on the west side of Centennial Center Boulevard between Ann Road and Tropical Parkway - Ward 6 (Ross)
30. Approval of Second Supplemental Interlocal Contract LAS22H07 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCD) to extend the project completion date to allow for project close out for the Las Vegas Wash - Elkhorn Road, Rainbow Boulevard to Torrey Pines Drive - Ward 6 (Ross)
31. Approval of Second Supplemental Interlocal Contract LAS22G07 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCD) to increase funding for design engineering and extend the project completion date for the Elkhorn Springs and Buffalo Storm Drain located north in Buffalo Drive to Donald Nelson Avenue and extends west in Farm Road from Buffalo Drive to Palm Grove Lane (\$40,000 - CCRFCD) - Ward 6 (Ross)

32. Approval of Second Supplemental Interlocal Contract LAS19C05 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCD) to extend the project completion date for the Owens Avenue System (Vegas Drive Storm Drain) - Michael Way to Rancho Drive located within Vegas Drive between Shadow Mountain Place and Rancho Drive - Ward 5 (Barlow)
33. Approval to Appraise and Purchase or Condemn real property for road improvements along Martin L. King Boulevard from approximately 350 feet south of Discovery Drive to the intersection of Martin L. King Boulevard and Alta Drive (\$1,100,000 - Regional Transportation Commission [RTC]) - Ward 5 (Barlow)
34. Approval of Supplemental Interlocal Contract 543a between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to extend the project completion date of the Las Vegas Boulevard, Owens Avenue to I-515 Corridor Study - Ward 5 (Barlow)
35. Approval of Supplemental Interlocal Contract 503b between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to extend the project completion date for construction of Deer Springs Drive, Conough Lane to Buffalo Drive - Ward 6 (Ross)
36. Approval of Supplemental Interlocal Contract 577a between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to increase right-of-way acquisition funding and extend the project completion date for Vegas Drive, Rancho Drive to Michael Way (\$50,000 - RTC) - Ward 5 (Barlow)
37. Approval of Supplemental Interlocal Contract 548a between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to extend the project completion date for Bus Turnout Project - Fiscal Year 2007 located along Lamb Boulevard at the Pecos Road and Bonanza Road intersection - Ward 3 (Reese)
38. Approval of the adoption of the Regional Water Quality Plan between the City of Las Vegas and the Las Vegas Valley Watershed Advisory Committee (LVVWAC) - All Wards

RESOLUTIONS - CONSENT

39. R-10-2009 - Approval of a Resolution Disposing of the Protests made at the hearing on the Provisional Order for Special Improvement District No. 1513 - Via Olivero Avenue and Valadez Street (East of Cimarron Road) - Ward 2 (Wolfson)
40. R-11-2009 - Approval of a Resolution Determining the Cost and Directing the City Engineer to prepare the Final Assessment Roll for Special Improvement District No. 1516 - Fremont Street Maintenance District (Las Vegas Boulevard to 8th Street) (\$252,402 - Capital Projects Fund-Special Assessments) - Ward 5 (Barlow)
41. R-12-2009 - 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. 1516 - Fremont Street Maintenance District (Las Vegas Boulevard to 8th Street) (\$252,402 - Capital Projects Fund/Special Assessments) - Ward 5 (Barlow)
42. R-13-2009 - Approval of a Resolution Determining the Cost and Directing the Director of Public Works to Prepare the Final Assessment Roll for Special Improvement District No. 1485 - Alta Drive (Rancho Drive to approximately 275 feet west of Lacy Lane) (Landscape Maintenance FY2010) (\$65,340 - Capital Projects Fund - Special Assessments) - Ward 1 (Tarkanian)
43. R-14-2009 - 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. 1485 - Alta Drive (Rancho Drive to approximately 275 feet west of Lacy Lane) (Landscape Maintenance FY2010) (\$65,340 - Capital Projects Fund - Special Assessments) - Ward 1 (Tarkanian)
44. R-15-2009 - Approval of a Resolution to Support the Development of a Governance Model and Plan in Regionalizing the Public Housing Authorities - All Wards

DISCUSSION/ACTION ITEMS

HEARINGS - DISCUSSION

45. Public hearing to determine the advisability of granting a telecommunications service franchise to Level 3 Communications, LLC, pursuant to the purpose, character, term, time and conditions of the proposed franchise agreement
46. ABEYANCE ITEM - Hearing to consider the appeal regarding Notice and Order to Abate Dangerous Building Demolition property located at 840 W. Bonanza Road. PROPERTY OWNER: MOULIN ROUGE PROPERTIES LLC - Ward 5 (Barlow)
47. ABEYANCE ITEM - Hearing to consider the appeal regarding Notice and Order to Abate Dangerous Building Demolition property located at 920 W. Bonanza Road. PROPERTY OWNER: MOULIN ROUGE PROPERTIES LLC - Ward 5 (Barlow)
48. ABEYANCE ITEM - Hearing to consider the appeal regarding the Notice and Orders Regarding Vacant or Abandoned Buildings located at 901 W. McWilliams Avenue, Units 902, 903, 904, 906 and 907. PROPERTY OWNERS: MOULIN ROUGE PROPERTIES, LLC - Ward 5 (Barlow)
49. ABEYANCE ITEM - Hearing to consider the appeal regarding Notice and Order to Abate Dangerous Building Demolition property located at 1001 W. McWilliams Avenue. PROPERTY OWNER: MOULIN ROUGE PROPERTIES LLC - Ward 5 (Barlow)
50. Public Hearing to consider the report of expenses to recover costs for abatement of nuisance located at 232 S. Crestline Drive in the amount of \$2,958.25 (General Fund) and assess a maximum of \$39,700 in daily civil penalties. PROPERTY OWNER: FREMONT INVESTMENT & LOAN - Ward 1 (Tarkanian)
51. Public Hearing to consider the report of expenses to recover costs for the vacant or abandoned building located at 4168 Silver Dollar Avenue Unit 1 in the amount of \$2,338 (General Fund) and assess a maximum of \$96,050 in daily civil penalties. PROPERTY OWNER: RFH LA PAZ LLC - Ward 1 (Tarkanian)
52. Public Hearing to consider the report of expenses to recover costs for the vacant or abandoned buildings located at 4152 Silver Dollar Avenue Units 5 and 7, 4168 Silver Dollar Avenue Units 2 - 8, 4186 Silver Dollar Avenue Units 1 - 4 and 7 in the amount of \$22,243 (General Fund) and assess a maximum of \$1,277,750 in daily civil penalties. PROPERTY OWNER: RFH LA PAZ LLC - Ward 1 (Tarkanian)

ADMINISTRATIVE - DISCUSSION

53. Discussion and possible action concerning the status of the 2009 legislative issues - All Wards
54. Report and possible action on the update on progress of the Fundamental Service Review
55. Discussion and possible action on the appointment of members to the Ballot Question Committees for The Las Vegas Taxpayer Accountability Act Initiative Petition and The Las Vegas Redevelopment Reform Referendum Petition

CITY ATTORNEY - DISCUSSION

56. ABEYANCE ITEM - Discussion and possible action regarding consideration and ballot placement of Initiative and Referendum Petitions for June 2, 2009 elections and other related matters

FINANCE & BUSINESS SERVICES - BUSINESS SERVICES DISCUSSION

57. Discussion and possible action regarding Temporary Approval of a new Massage Establishment License subject to the provisions of the planning and fire codes, Todd L. Schleusner D.C., P.C., dba Living Well Chiropractic Center, 10300 West Charleston Boulevard, Suite 10, Todd L. Schleusner, Pres, Secy, Treas, Dir, 100% - Ward 2 (Wolfson) [NOTE: This is an ancillary license to Living Well Chiropractic Center]

- 58. Discussion and possible action regarding a Change of Location for a Temporary Psychic Arts & Science License, April Stevens, dba Vegas Psychic, From: 5000 West Oakey Boulevard, Suite A3-4, To: 2217 Paradise Road, Suite A, April Stevens, Owner, 100% - Ward 3 (Reese)
- 59. Discussion and possible action regarding a Review of Temporary Approval of a Supper Club License, Caylix Fine Dining, LLC, dba Caylix Jazz Club, 4760 West Sahara Avenue, Suite 13, Regina Edwards, Managing Mmbr, 100% - Ward 1 (Tarkanian)
- 60. Discussion and possible action regarding a Review of a Temporary Locksmith License, 360 Locksmith LLC, dba 360 Lock & Key, 9557 Gibbon Avenue, Ronen Benkel, Pres, 100% - Ward 6 (Ross)
- 61. Discussion and possible action regarding an Appeal of Non-renewal of a Burglar Alarm Service License, Pinnacle Security, LLC, dba Pinnacle Security, LLC, 1290 South Sandhill Road, Grant C. Christofferson, Mgr, Mmbr, 29%, Steven P. Zolman, Mgr, Mmbr, 25%, Kelly E. Walker, Mgr, Mmbr, 23%, and Jared M. Chappell, Mgr, Mmbr, 23% - Utah
- 62. Discussion and possible action regarding an Appeal of Non-renewal of a Tanning Salon license, Hawaii Relax Tanning & Spa, 3053 South Valley View Blvd., Hoa Van Le, Owner, 100% - Ward 1 (Tarkanian)

RESOLUTIONS - DISCUSSION

- 63. R-16-2009 - Discussion and possible action regarding a Resolution consenting to the undertakings of the City of Las Vegas Redevelopment Agency (RDA) in connection with the Commercial Visual Improvement Program (CVIP) Agreement between the RDA and Fremont Street Experience Parking Corporation (Owner) and Hennessey's Las Vegas, Inc., d/b/a Las Vegas Country Saloon (Tenant and CVIP Participant) located at 425 Fremont Street (APN 139-34-610-045) to be in compliance with and in furtherance of the goals and objectives of the RDA - Ward 3 (Reese) [NOTE: This item is related to Redevelopment Agency Item 4 (RA-2-2009)]
- 64. R-17-2009 - Discussion and possible action regarding a Resolution consenting to the undertakings of the City of Las Vegas Redevelopment Agency (RDA) in connection with the Commercial Visual Improvement Program (CVIP) Agreement between the RDA and P.R.M.D., LLC, (Owner) located at 823 South Las Vegas Boulevard (APN 139-34-401-012) to be in compliance with and in furtherance of the goals and objectives of the RDA - Ward 3 (Reese) [NOTE: This item is related to RDA Item 5 (RA-3-2009)]

BOARDS & COMMISSIONS - DISCUSSION

- 65. ABEYANCE ITEM - Discussion and possible action on appointments of Council members to various City of Las Vegas and other jurisdictional Boards, Commissions and Authorities
- 66. PARK & RECREATION ADVISORY COMMISSION – Charles Foger and Laurie Buchman, Term Expirations 3-24-2009
- 67. HISTORIC PRESERVATION COMMISSION – Dorothy Wright, Term Expiration 3-24-2009; Mary Hausch, Term Expiration 3-6-2009

RECOMMENDING COMMITTEE REPORT - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

- 68. Bill No. 2009-4 – Grants to Level 3 Communications, LLC a non-exclusive franchise for the purpose of installing, operating and maintaining a telecommunications service within the City, subject to and in accordance with the terms and conditions of the Franchise Agreement incorporated by reference into this Ordinance. Proposed by: Bradford R. Jerbic, City Attorney
- 69. Bill No. 2009-5 – Revises and consolidates the review and approval procedures for signs within the Downtown Casino Overlay District, the Downtown Entertainment Overlay District, and the Las Vegas Boulevard Scenic Byway Overlay District. Sponsored by: Mayor Oscar B. Goodman
- 70. Bill No. 2009-8 – Repeals Ordinance No. 5830, relating to the adoption of an Amended and Restated Redevelopment Plan. Proposed by: Bradford R. Jerbic, City Attorney

BILLS ELIGIBLE FOR ADOPTION AT A LATER MEETING

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

71. Bill No. 2009-6 – Updates various administrative provisions pertaining to the Las Vegas Metropolitan Police Citizen Review Board. Sponsored by: Councilman Gary Reese
72. Bill No. 2009-7 – Amends the Downtown Centennial Plan to update and revise certain trail alignments within the downtown area. Sponsored by: Mayor Oscar B. Goodman

NEW BILLS - DISCUSSION

THERE IS NO PUBLIC COMMENT ON THESE ITEMS. NEW BILLS ARE READ INTO THE RECORD AND REFERRED TO RECOMMENDING COMMITTEE FOR A SEPARATE HEARING TO RECEIVE PUBLIC TESTIMONY BEFORE ACTION BY THE COUNCIL AT A LATER MEETING. EXCEPTION: EMERGENCY BILLS OR THOSE ITEMS TO BE STRICKEN OR TABLED.

73. Bill No. 2009-9 – Authorizes the administrative issuance of temporary business licenses for privileged businesses. Sponsored by: Councilman Steve Wolfson
74. Bill No. 2009-10 – Annexation No. ANX-27030 – Property location: In the vicinity of State Route 157 (Kyle Canyon Road), in the general area between Moccasin Road and Rocky Avenue, east and west of Shaumber Road; Petitioned by: Nevada Power Company (NV Energy); Acreage: Approximately 36.60 acres; Zoned: R-U (County zoning), C-V (City equivalent). Sponsored by: Councilman Steven D. Ross
75. Bill No. 2009-11 - Ordinance Creating Special Improvement District No. 1513 - Via Olivero Avenue and Valadez Street (East of Cimarron Road) Sponsored by: Step Requirement

CLOSED SESSION

76. Closed Session - To be held at the conclusion of the morning session. Upon duly carried Motion, a closed meeting is called in accordance with NRS 288.220 to discuss the City of Las Vegas labor strategies and labor negotiations.

1:00 P.M. - AFTERNOON SESSION

BUSINESS ITEMS - AFTERNOON

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

PLANNING & DEVELOPMENT

THE ITEMS LISTED BELOW, WHERE APPROPRIATE, HAVE BEEN REVIEWED BY THE VARIOUS CITY DEPARTMENTS RELATIVE TO REQUIREMENTS FOR STORM DRAINAGE AND FLOOD CONTROL, CONNECTION TO SANITARY SEWER, TRAFFIC CIRCULATION, AND BUILDING AND FIRE REGULATIONS. THEIR COMMENTS AND/OR RECOMMENDATIONS AND REQUIREMENTS HAVE BEEN INCORPORATED INTO THE ACTION.

PLANNING & DEVELOPMENT - CONSENT

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

78. EOT-33091 - EXTENSION OF TIME - REZONING - APPLICANT: DON F. AHERN - OWNER: DFA, LLC - Request for an Extension of Time of an approved Rezoning (ZON-13896) FROM: R-E (RESIDENCE ESTATES) TO: C-2 (GENERAL COMMERCIAL) on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), Ward 5 (Barlow). Staff recommends APPROVAL
79. EOT-33093 - EXTENSION OF TIME - VARIANCE - APPLICANT: DON F. AHERN - OWNER: DFA, LLC - Request for an Extension of Time of an approved Variance (VAR-18250) TO ALLOW A PROPOSED BUILDING TO BE FIVE FEET FROM THE CORNER SIDE PROPERTY LINE WHERE 15 FEET IS THE MINIMUM SETBACK REQUIRED on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), R-E (Residence Estates) Zone with a Resoution of Intent to C-2 (General Commercial) Zone, Ward 5 (Barlow). Staff recommends APPROVAL
80. EOT-33095 - EXTENSION OF TIME - VARIANCE - APPLICANT: DON F. AHERN - OWNER: DFA, LLC - Request for an Extension of Time of an approved Variance (VAR-13900) TO ALLOW A FRONT YARD SETBACK OF 10 FEET WHERE 20 FEET IS REQUIRED, A CORNER SIDE YARD SETBACK OF 10 FEET WHERE 15 FEET IS REQUIRED, AND A REAR YARD SETBACK OF 11 INCHES WHERE 20 FEET IS REQUIRED on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), R-E (Residence Estates) with a Resolution of Intent to C-2 (General Commercial) Zone, Ward 5 (Barlow). Staff recommends APPROVAL
81. EOT-33092 - EXTENSION OF TIME - SPECIAL USE PERMIT - APPLICANT: DON F. AHERN - OWNER: DFA, LLC - Request for an Extension of Time of an approved Special Use Permit (SUP-13903) FOR A PROPOSED 274 FOOT TALL BUILDING IN THE NORTH LAS VEGAS AIRPORT OVERLAY DISTRICT on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), R-E (Residence Estates) with a Resolution of Intent to C-2 (General Commercial) Zone, Ward 5 (Barlow). Staff recommends APPROVAL
82. EOT-33096 - EXTENSION OF TIME - SITE DEVELOPMENT PLAN REVIEW - APPLICANT: DON F. AHERN - OWNER: DFA, LLC - Request for an Extension of Time of an approved Site Development Plan Review (SDR-13904) FOR A COMMERCIAL DEVELOPMENT CONSISTING OF A 3,000 SQUARE FOOT, A 1,500 SQUARE FOOT, AND A 4,500 SQUARE FOOT RETAIL PAD; A 20 STORY BUILDING CONSISTING OF 3,700 SQUARE FEET OF RESTAURANT SPACE, 10,000 SQUARE FEET OF RETAIL SPACE, 150,000 SQUARE FEET OF OFFICE SPACE, AND A 4,500 SQUARE FOOT CHILD CARE FACILITY; AND A WAIVER OF THE PERIMETER LANDSCAPING REQUIREMENTS on 2.61 acres at the southwest corner of Bonanza Road and Martin L. King Boulevard (APN 139-28-401-033), R-E (Residence Estates) with a Resolution of Intent to C-2 (General Commercial) Zone, Ward 5 (Barlow). Staff recommends APPROVAL

83. EOT-33136 - EXTENSION OF TIME - REZONING - APPLICANT: DESERT CAPITAL GROUP - OWNER: CRAIG TENAYA, LLC - Request for an Extension of Time of an approved Rezoning (ZON-18819) FROM O (OFFICE) TO R-4 (HIGH DENSITY RESIDENTIAL) on 7.49 acres adjacent to the east side of Tenaya Way, approximately 970 feet south of Craig Road (APN 138-03-701-021), Ward 4 (Steinman). Staff recommends APPROVAL
84. EOT-33158 - EXTENSION OF TIME - VARIANCE - APPLICANT: DESERT CAPITAL GROUP - OWNER: CRAIG TENAYA LLC - Request for an Extension of Time of an approved Variance (VAR-18820) TO ALLOW A 72-FOOT HIGH BUILDING WHERE 35 FEET IS THE MAXIMUM HEIGHT ALLOWED on 7.49 acres adjacent to the east side of Tenaya Way, approximately 970 feet south of Craig Road (APN 138-03-701-021), O (Office) with a Resolution of Intent to R-4 (High Density Residential) Zoning, Ward 4 (Steinman). Staff recommends APPROVAL
85. EOT-33160- EXTENSION OF TIME - SPECIAL USE PERMIT - APPLICANT: DESERT CAPITAL GROUP - OWNER: CRAIG TENAYA LLC - Request for an Extension of Time of an approved Special Use Permit (SUP-18821) FOR A PROPOSED MIXED-USE DEVELOPMENT adjacent to the east side of Tenaya Way, approximately 970 feet south of Craig Road (APN 138-03-701-021), O (Office) with a Resolution of Intent to R-4 (High Density Residential) Zoning, Ward 4 (Steinman). Staff recommends APPROVAL
86. EOT-33159 - EXTENSION OF TIME - SITE DEVELOPMENT PLAN REVIEW - APPLICANT: DESERT CAPITAL GROUP - OWNER: CRAIG TENAYA LLC - Request for an Extension of Time of an approved Site Development Plan Review (SDR-18822) FOR A PROPOSED FIVE-STORY MIXED-USE DEVELOPMENT CONSISTING OF 213 CONDOMINIUM UNITS AND 29,717 SQUARE FEET OF COMMERCIAL SPACE on 7.49 acres adjacent to the east side of Tenaya Way, approximately 970 feet south of Criag Road (APN 138-03-701-021), O (Office) with a Resolution of Intent to R-4 (High Density Residential) Zoning, Ward 4 (Steinman). Staff recommends APPROVAL
87. EOT-33054 - EXTENSION OF TIME - VARIANCE - APPLICANT: LASCAL CORPORATION DBA TACO BELL - OWNER: MARIA FERRA, TRUSTEE - Request for an Extension of Time of an approved Variance (VAR-17998) TO ALLOW 15 PARKING SPACES WHERE 23 SPACES ARE REQUIRED FOR A PROPOSED RESTAURANT WITH DRIVE-THROUGH on 0.52 acres at 4717 West Charleston Boulevard (APN 162-06-102-001), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). Staff recommends APPROVAL
88. EOT-33055 - EXTENSION OF TIME - SITE DEVELOPMENT PLAN REVIEW - APPLICANT: LASCAL CORPORATION DBA TACO BELL - OWNER: MARIA FERRA TRUSTEE - Request for an Extension of Time of an approved Site Development Plan Review (SDR-17999) FOR A PROPOSED 2,227 SQUARE-FOOT RESTAURANT WITH DRIVE-THROUGH AND A WAIVER TO ALLOW A ZERO-FOOT LANDSCAPE BUFFER ALONG INTERIOR LOT LINES WHERE 8 FEET IS REQUIRED AND A 5-FOOT LANDSCAPE BUFFER WHERE 15 FEET IS REQUIRED ALONG PUBLIC RIGHT-OF-WAY on 0.52 acres at 4717 West Charleston Boulevard (APN 162-06-102-001), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). Staff recommends APPROVAL
89. EOT-32991 - EXTENSION OF TIME - SITE DEVELOPMENT PLAN REVIEW - APPLICANT: NEW VISTA COMMUNITY - OWNER: NEW VISTA RANCH, INC. - Request for an Extension of Time of an approved Site Development Plan Review (SDR-16581) FOR A PROPOSED TWO-STORY, 56-UNIT ASSISTED LIVING APARTMENT DEVELOPMENT WITH A 43,283 SQUARE-FOOT COMMERCIAL AMUSEMENT/RECREATION (INDOOR) FACILITY, 3,024 SQUARE FEET OF MEDICAL OFFICE SPACE, AND 1,382 SQUARE FEET OF RETAIL SPACE on 15.05 acres at 7875 North Rainbow Boulevard (APN 125-15-501-002), PD (Planned Development) Zone, Ward 6 (Ross). Staff recommends APPROVAL

PLANNING & DEVELOPMENT - DISCUSSION

90. GPA-32167 - ABEYANCE ITEM - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT: P'S AUTO SALES - OWNER: BEARD FAMILY TRUST - Request to Amend a portion of the Southeast Sector Plan of the General Plan FROM: SC (SERVICE COMMERCIAL) TO: GC (GENERAL COMMERCIAL) on 0.55 acres at 3920 West Sahara Avenue (APN 162-06-801-005), Ward 1 (Tarkanian). The Planning Commission (3-2 vote) and staff recommend DENIAL
91. ZON-32168 - ABEYANCE ITEM - REZONING RELATED TO GPA-32167 - PUBLIC HEARING - APPLICANT: P'S AUTO SALES - OWNER: BEARD FAMILY TRUST - Request for a Rezoning FROM: C-1 (LIMITED COMMERCIAL) TO: C-2 (GENERAL COMMERCIAL) on 0.55 acres at 3920 West Sahara Avenue (APN 162-06-801-005), Ward 1 (Tarkanian). The Planning Commission (3-2 vote) and staff recommend DENIAL

92. SUP-32548 - ABEYANCE ITEM - SPECIAL USE PERMIT RELATED TO GPA-32167 AND ZON-32168 - PUBLIC HEARING - APPLICANT: P'S AUTO SALES - OWNER: BEARD FAMILY TRUST - Request for a Special Use Permit FOR A PROPOSED MOTOR VEHICLE SALES (USED) ESTABLISHMENT WITH A WAIVER TO ALLOW A 23,900 SQUARE-FOOT PARCEL WHERE 25,000 SQUARE FEET IS THE MINIMUM REQUIRED at 3920 West Sahara Avenue (APN 162-06-801-005), C-1 (Limited Commercial) Zone [PROPOSED: C-2 (General Commercial)], Ward 1 (Tarkanian). The Planning Commission (3-2 vote) and staff recommend DENIAL
93. SDR-32549 - ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-32167, ZON-32168 AND SUP-32548 - PUBLIC HEARING - APPLICANT: P'S AUTO SALES - OWNER: BEARD FAMILY TRUST - Request for a Major Amendment to an approved Site Development Plan Review (SDR-1167) FOR A PROPOSED MOTOR VEHICLE SALES (USED) ESTABLISHMENT on 0.55 acres at 3920 West Sahara Avenue (APN 162-06-801-005), C-1 (Limited Commercial) Zone [PROPOSED: C-2 (General Commercial)], Ward 1 (Tarkanian). The Planning Commission (3-2 vote) and staff recommend DENIAL
94. SUP-31367 - ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: NOE ZUBIA - OWNER: MARIO PENA PENA - Appeal filed from the denial by the Planning Commission of a request for a Special Use Permit FOR AUTO REPAIR GARAGE, MINOR, WITH SERVICE BAY DOORS FACING THE RIGHT-OF-WAY at 1550 North Rancho Drive (APN 139-29-112-120), C-1 (Limited Commercial) Zone, Ward 5 (Barlow). The Planning Commission (6-1 vote) and staff recommend DENIAL
95. RQR-32710 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT/OWNER: TERRIBLE HERBST, INC. - Required Review of an approved Special Use Permit (SUP-18910) FOR A LIQUOR STORE IN CONJUNCTION WITH A CONVENIENCE STORE WITH FUEL PUMPS on 0.91 acres at 1051 Desert Foothill Drive (APN 137-34-818-003), P-C (Planned Community) Zone, Ward 2 (Wolfson). Staff recommends APPROVAL
96. SDR-32826 - SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - APPLICANT/OWNER: PROJECT ALTA, LLC AND PROJECT ALTA II, LLC - Request for a Site Development Plan Review FOR A PROPOSED OFFICE DEVELOPMENT CONSISTING OF TWO, FOUR-STORY 120,000 SQUARE-FOOT BUILDINGS; ONE FIVE-STORY 150,000 SQUARE-FOOT BUILDING; AND ONE SIX-STORY 1,679-SPACE PARKING STRUCTURE WITH A WAIVER OF THE BUILDING PLACEMENT AND ORIENTATION STANDARDS on 14.55 acres at the northwest corner of Alta Drive and Martin L King Boulevard (APNs 139-33-202-004 and 008), C-1 (Limited Commercial) Zone, Ward 5 (Barlow). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

SET DATE

97. SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

COUNCIL MEMBER RECOGNITION

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

CITIZENS PARTICIPATION

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

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

City Clerk's Bulletin Board, City Hall Plaza, 2nd Floor Skybridge
 Bulletin Board, City Hall Plaza, (next door to Metro Records)
 Las Vegas Library, 833 Las Vegas Boulevard North
 Clark County Government Center, 500 S. Grand Central Parkway
 Grant Sawyer Building, 555 E. Washington Avenue

EXHIBIT B

(Attach Copy of Notice of April 1, 2009 Meeting)

CITY COUNCIL AGENDA

COUNCIL CHAMBERS · 400 STEWART AVENUE · PHONE 229-6011

CITY OF LAS VEGAS INTERNET ADDRESS: www.lasvegasnevada.gov

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

COUNCILMAN GARY REESE, MAYOR PRO TEM (Ward 3)

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

RICKI Y. BARLOW (Ward 5), DAVID W. STEINMAN (Ward 4 – Interim)

Facilities are provided throughout City Hall for convenience of persons with disabilities. For meetings held in the Council Chambers, sound equipment is available for persons with hearing impairments. If you need an accommodation to attend and participate in this meeting, please call the City Clerk's office at 229-6311 and advise of your need at least 48 hours in advance of the meeting. The City's TDD number is 386-9108.

April 1, 2009

Morning Session begins at 9:00 a.m.

Afternoon Session begins at 1:00 p.m.

ALL ITEMS ON THIS AGENDA ARE SCHEDULED FOR ACTION UNLESS SPECIFICALLY NOTED OTHERWISE.

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

DUPLICATE AUDIO CD'S AND DUPLICATE AUDIO/VIDEO DVD'S MAY BE AVAILABLE AT A COST OF \$5.00 EACH THROUGH THE CITY CLERK'S OFFICE.

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

CEREMONIAL MATTERS

1. CALL TO ORDER
2. ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
3. INVOCATION – THE REVEREND ED LOVELADY, RECTOR, ALL SAINTS' EPISCOPAL CHURCH
4. PLEDGE OF ALLEGIANCE
5. RECOGNITION OF THE CITIZEN OF THE MONTH
6. RECOGNITION OF AMERICAN CITY QUALITY MONTH
7. RECOGNITION OF APRIL AS READING LAS VEGAS MONTH
8. RECOGNITION OF SONDRAS SCROGGINS AND THE SHOES FOR THE HOMELESS PROGRAM

BUSINESS ITEMS - MORNING

9. Any items from the morning session that the Council, staff and/or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time
10. Approval of the Final Minutes by reference of the regular City Council meeting of March 4, 2009

CONSENT AGENDA

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

ADMINISTRATIVE - CONSENT

11. Approval of the First Amendment to Parking License Agreement between Nevada Ready Mix Corporation and City Parkway IV A to provide for a rent commencement extension on certain real property located on the northeast portion of 301 West Mesquite Avenue (APN 139-27-401-031) - Ward 5 (Barlow)

FIELD OPERATIONS - CONSENT

12. Approval of a Bill of Sale from the City of Las Vegas to the Las Vegas Valley Water District for the purpose of providing water services for a fire station located at 9043 Ackerman Avenue - Ward 6 (Ross)

FINANCE & BUSINESS SERVICES - ADMINISTRATION CONSENT

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

FINANCE & BUSINESS SERVICES - BUSINESS SERVICES CONSENT

14. Approval of a Special Event Alcoholic Beverage License for Las Vegas Celtic Society, Location: Floyd Lamb Park, 9200 Tule Springs Road, Dates: April 18 - 19, 2009, Type: Special Event General, Event: Highland Games, Responsible Person in Charge: Jennifer Bedard - Ward 6 (Ross)
15. Approval of a Special Event Alcoholic Beverage License for Southern Nevada Association of Pride, Location: Rotary Park, 901 Hinson Street, Date: April 19, 2009, Type: Special Event General, Event: Fundraiser for Human Rights, Responsible Person in Charge: Anthony Clark - Ward 1 (Tarkanian)
16. Approval of a Change of Business Name for a Tavern License and a Restricted Gaming License subject to Health Dept. regulations and confirmation of approval by the Nevada Gaming Commission, Scotch 80's Ltd., dba From: Squiggy's, To: Shifty's Crows Nest, 3805 West Sahara Avenue, Danny R. Piper, Pres, Dir, Treas, Secy, 100% - Ward 1 (Tarkanian)
17. Approval of a Restricted Gaming License subject to the provisions of the planning and fire codes and confirmation of approval by the Nevada Gaming Commission, Eagle Rock Gaming, db at Kamar's Decatur, 1625 South Decatur Boulevard - Ward 1 (Tarkanian)
18. Approval of a Restricted Gaming License subject to the provisions of the planning and fire codes and confirmation of approval by the Nevada Gaming Commission, Nevada Restaurant Services, Inc., db at Big Kmart #3592, 5051 East Bonanza Road - Ward 3 (Reese)
19. Approval of a Restricted Gaming License subject to the provisions of the planning and fire codes and confirmation of approval by the Nevada Gaming Commission, Nevada Restaurant Services, Inc., db at Kmart #9389, 7501 West Washington Avenue - Ward 1 (Tarkanian)
20. Approval of a Restricted Gaming License subject to the provisions of the planning and fire codes and confirmation of approval by the Nevada Gaming Commission, Nevada Restaurant Services, Inc., db at Kmart #3719, 4500 North Rancho Drive - Ward 6 (Ross)

FINANCE & BUSINESS SERVICES - PURCHASING & CONTRACTS CONSENT

21. Approval of award to the best bidder of Bid No. 09.1730.20-DC, Las Vegas Boulevard Neon Signs and Median Island Improvements located at Las Vegas Boulevard between Bonanza Road and Adams Avenue and the construction conflicts and contingency reserve set by Finance and Business Services - Department of Public Works - Award recommended to: RAFAEL CONSTRUCTION, INC. (\$1,045,540 - Parks and Leisure Activities Capital Projects Fund) - Ward 5 (Barlow)

22. Approval of award of Bid No. 09.1730.29-LED, Las Vegas Wash Trail, Phase 1, Owens Avenue to Stewart Avenue and the construction conflicts and contingency reserve set by Finance and Business Services - Department of Public Works - Award recommended to: WILLIAMS BROTHER, INC. (\$2,019,784.50 - Parks and Leisure Activities Capital Projects Fund) - Ward 3 (Reese)
23. Approval of award of Modification No. 3 to Contract No. 060044-SB for Architect and Associated Services for the Post Office/Courthouse Rehabilitation Project located at 300 Stewart Avenue - Office of the City Manager - Award recommended to: WRL OF NEVADA (\$198,661.65 - Parks and Leisure Activities Capital Projects Fund) - Ward 5 (Barlow)

LEISURE SERVICES - CONSENT

24. Approval of the acceptance of a trust donation in the amount of \$39,000 to the Senior Citizens Law Project - All Wards

PUBLIC WORKS - CONSENT

25. Approval of an Encroachment Request from Aztec Engineering on behalf of DFA, LLC, owner (northeast corner of Bonanza Road and Clarkway Drive) - Ward 5 (Barlow)
26. Approval of a Rule 9 Line Extension Agreement with Nevada Energy for the extension of existing power facilities to provide power for trail lighting associated with the Las Vegas Wash Trail Phase 1 project, generally located along the Las Vegas Wash between Owens Avenue and Stewart Avenue (\$18,608 - Southern Nevada Public Land Management Act [SNPLMA]) - Ward 3 (Reese)
27. Approval of a dedication of right-of-way for a bus turnout and an easement for a shelter pad from the City of Las Vegas for a portion of the Northeast Quarter of the Northeast Quarter of Section 36, Township 20 South, Range 60 East, Mount Diablo Meridian, along the west side of Pecos Road south of Bonanza Road, APN 139-36-502-003 - Ward 3 (Reese)
28. Approval of a dedication from the City of Las Vegas for a portion of the Northwest Quarter of the Northwest Quarter of Section 36, Township 20 South, Range 61 East, Mount Diablo Meridian, for right-of-way along Upland Boulevard, APN 138-36-101-002 - Ward 1 (Tarkanian)
29. Approval to file an Amendment to Right-of-Way Grant N-41255 with the Bureau of Land Management for portions of land lying within the Southwest Quarter of the Southeast Quarter of Section 27, Township 20 South, Range 60 East, Mount Diablo Meridian, generally located east of Tenaya Way, APN 138-27-802-006 - Ward 1 (Tarkanian)
30. Approval of a Grant Deed from the City of Las Vegas to Genzano Family Trust for a portion of the Northeast Quarter, of the Southwest Quarter of Section 28, Township 20 South, Range 61 East, Mount Diablo Meridian, with regard to the Martin L. King Boulevard improvement project, APN 139-28-399-044 - Ward 5 (Barlow)
31. Approval of a Cooperative Agreement between the City of Las Vegas and the Nevada Department of Transportation for Intelligent Transportation System (ITS) improvements on Rancho Drive from Sahara Avenue to Rainbow Boulevard (\$5,480,000 - Congestion Mitigation and Air Quality Funds/\$274,000 - Regional Transportation Commission (RTC) Question 10 ITS Funds) - Wards 1, 5 and 6 (Tarkanian, Barlow and Ross)

DISCUSSION/ACTION ITEMS

HEARINGS - DISCUSSION

32. Public hearing on local improvement district for Special Improvement District No. 1516 - Fremont Street Maintenance District (Las Vegas Boulevard to 8th Street) (\$252,402 - Capital Projects Fund/Special Assessments) - Ward 5 (Barlow)
33. Public Hearing to consider the report of expenses to recover costs for abatement of vacant or abandoned dangerous building located at 222 W. Van Buren Avenue in the amount of \$3,613.75 (General Fund) and assess a maximum of \$34,050 in daily civil penalties. PROPERTY OWNER: Johnny C. Blankenship - Ward 5 (Barlow)
34. Public Hearing to consider the report of expenses to recover costs for abatement of dangerous building demolition located at 312 W. Van Buren Avenue in the amount of \$6,978.25 (General Fund) and assess a maximum of \$53,500 in daily civil penalties. PROPERTY OWNER: Phillip Hooker ETAL c/o D. Goldsmith - Ward 5 (Barlow)

35. Public Hearing to consider the report of expenses to recover costs for abatement of dangerous building demolition located at 513 N. 13th Street in the amount of \$6,711 (General Fund) and assess a maximum of \$150,050 in daily civil penalties. PROPERTY OWNER: 513 N 13-LLC – C/O M DEMICH - Ward 5 (Barlow)
36. ABEYANCE ITEM - Hearing to consider the appeal regarding the Ten (10) Day Vacate Nuisance Notice and Order to Comply located at 824 Langtry Drive. PROPERTY OWNERS: NOLEA J. VELASCO - Ward 5 (Barlow)

ADMINISTRATIVE - DISCUSSION

37. Discussion and possible action concerning the status of the 2009 legislative issues - All Wards

BUSINESS DEVELOPMENT - DISCUSSION

38. Discussion and possible action regarding a Second Amendment to Amended and Restated Disposition and Development Agreement between the City of Las Vegas (City) and the Urban Chamber of Commerce (UCC) for a 3.44 acre site in the Las Vegas Enterprise Park on the southwest corner of Mount Mariah Drive and Martin L. King Boulevard for the development of a multi-use business incubator and services center (APNs 139-21-313-007 and -008) - Ward 5 (Barlow)

FINANCE & BUSINESS SERVICES - BUSINESS SERVICES DISCUSSION

39. Discussion and possible action regarding Approval of a new Locksmith License, Armor Locksmith, LLC, dba Armor Locksmith, 6500 Vegas Drive, Unit 2162, Yair Refael, Owner, 100% - Ward 5 (Barlow)
40. Discussion and possible action regarding a Six Month Review of a Beer/Wine/Cooler Off-sale License, Sabah Shoshani, dba Bells Market, 720 West Owens Avenue, Sabah H. Shoshani, 100% - Ward 5 (Barlow)
41. Discussion and possible action regarding a Six Month Review of a Package License and a Restricted Gaming License, Shoshani and Jarjees, dba Family Food II, 1602 H. Street, Solar Shoshani, Ptnr, 50% and Thamer Jarjees, Ptnr, 50% - Ward 5 (Barlow)
42. ABEYANCE ITEM - Discussion and possible action regarding a Review of a Non Profit Club General License, IBPO Elks of the World, Tommy J. Stanton, dba IBPO Elks of the World, Tommy J. Stanton, 902 West Owens Avenue, Ernest Phillips, Secy - Ward 5 (Barlow)
43. Discussion and possible action regarding an Appeal of Work Card Denial for Ronald D. Smith, Marche Bacchus, 2620 Regatta Drive, Suite 106 - Ward 4 (Steinman)

PUBLIC WORKS - DISCUSSION

44. Discussion and possible action on a request to install speed humps on McWilliams Avenue between 20th Street and Eastern Avenue (\$5,200 - Neighborhood Traffic Management Program) - Ward 3 (Reese)

BOARDS & COMMISSIONS - DISCUSSION

45. ANIMAL ADVISORY COMMITTEE – Susan Butche, Term Expiration 4-5-2009
46. CONSERVATION DISTRICT OF SOUTHERN NEVADA (CDSN) BOARD – Dirick Van Gorp – Resigned
47. LAS VEGAS-CLARK COUNTY LIBRARY DISTRICT BOARD OF TRUSTEES – Ron Kirsh, Term Expiration 4-7-2009
48. SENIOR CITIZEN LAW PROJECT ADVISORY BOARD – Tracey Itts, Term Expiration 4-14-2009

RECOMMENDING COMMITTEE REPORT - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

49. Bill No. 2009-9 – Authorizes the administrative issuance of temporary business licenses for privileged businesses. Sponsored by: Councilman Steve Wolfson

- 50. Bill No. 2009-10 – Annexation No. ANX-27030 – Property location: In the vicinity of State Route 157 (Kyle Canyon Road), in the general area between Moccasin Road and Rocky Avenue, east and west of Shaumber Road; Petitioned by: Nevada Power Company (NV Energy); Acreage: Approximately 36.60 acres; Zoned: R-U (County zoning), C-V (City equivalent). Sponsored by: Councilman Steven D. Ross
- 51. Bill No. 2009-11 - Ordinance Creating Special Improvement District No. 1513 - Via Olivero Avenue and Valadez Street (East of Cimarron Road) Sponsored by: Step Requirement

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.

- 52. Bill No. 2009-12 – Amends the Town Center Development Standards Manual relating to the approval process and standards for car washes. Sponsored by: Councilman Steven D. Ross
- 53. Bill No. 2009-13 – Adopts the Transportation & Streets and Highways Element of the Las Vegas 2020 Master Plan. Proposed by: M. Margo Wheeler, Director of Planning and Development

CLOSED SESSION

- 54. Closed Session - Upon duly carried Motion, a closed meeting is called in accordance with NRS 288.220 to discuss the upcoming labor negotiations

1:00 P.M. - AFTERNOON SESSION

BUSINESS ITEMS - AFTERNOON

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

PLANNING & DEVELOPMENT

THE ITEMS LISTED BELOW, WHERE APPROPRIATE, HAVE BEEN REVIEWED BY THE VARIOUS CITY DEPARTMENTS RELATIVE TO REQUIREMENTS FOR STORM DRAINAGE AND FLOOD CONTROL, CONNECTION TO SANITARY SEWER, TRAFFIC CIRCULATION, AND BUILDING AND FIRE REGULATIONS. THEIR COMMENTS AND/OR RECOMMENDATIONS AND REQUIREMENTS HAVE BEEN INCORPORATED INTO THE ACTION.

PLANNING & DEVELOPMENT - CONSENT

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

- 56. EOT-33428 - EXTENSION OF TIME - REZONING - APPLICANT/OWNER: FALCON CREST PROPERTIES, LLC. - Request for an Extension of Time of an approved Rezoning (ZON-17242) FROM R-E (RESIDENCE ESTATES) TO R-PD2 (RESIDENTIAL PLANNED DEVELOPMENT - 2 UNITS PER ACRE) on 2.86 acres at the northwest corner of Bradley Road and Deer Springs Way (APN 125-24-203-022), Ward 6 (Ross). Staff recommends APPROVAL
- 57. EOT-33526 - EXTENSION OF TIME - VARIANCE - APPLICANT: JOSEPH GOLSHAN - OWNER: FALCON PROPERTIES, LLC - Request for an Extension of Time of an approved Variance (VAR-17244) TO ALLOW A RESIDENTIAL PLANNED DEVELOPMENT ON 2.86 ACRES WHERE FIVE ACRES IS THE MINIMUM REQUIRED at the northwest corner of Bradley Road and Deer Springs Way (APN 125-24-203-022), R-E (Residence Estates) with a Resolution of Intent to R-PD2 (Residential Planned Development- 2 Units per Acre) Zone, Ward 6 (Ross). Staff recommends APPROVAL

58. EOT-33528 - EXTENSION OF TIME - SITE DEVELOPMENT PLAN REVIEW - APPLICANT: JOSEPH GOLSHAN - OWNER: FALCON CREST PROPERTIES, LLC - Request for an Extension of Time of an approved Site Development Plan Review (SDR-17247) FOR A PROPOSED FIVE-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT AND A WAIVER OF THE STREETScape REQUIREMENTS on 2.86 acres at the northwest corner of Bradley Road and Deer Springs Way (APN 125-24-203-022), R-E (Residence Estates) with a Resolution of Intent to R-PD2 (Residential Planned Development- 2 Units per Acre) Zone, Ward 6 (Ross). Staff recommends APPROVAL
59. EOT-33429 - EXTENSION OF TIME - REZONING - APPLICANT/OWNER: FALCON CREST PROPERTIES, LLC - Request for an Extension of Time of an approved Rezoning (ZON-17250) FROM R-E (RESIDENCE ESTATES) TO R-PD2 (RESIDENTIAL PLANNED DEVELOPMENT - 2 UNITS PER ACRE) on 3.58 acres at the northwest corner of Jones Boulevard and Jo Marcy Drive (APN 125-14-504-006 through 008), Ward 6 (Ross). Staff recommends APPROVAL
60. EOT-33524 - EXTENSION OF TIME - VARIANCE - APPLICANT: JOSEPH GOLSHAN - OWNER: FALCON CREST PROPERTIES, LLC - Request for an Extension of Time of an approved Variance (VAR-17253) TO ALLOW A RESIDENTIAL PLANNED DEVELOPMENT ON 3.58 ACRES WHERE 5.00 ACRES IS THE MINIMUM SITE AREA REQUIRED at the northwest corner of Jones Boulevard and Jo Marcy Drive (APN 125-14-504-006 through 008), R-E (Residence Estates) with a Resolution of Intent to R-PD2 (Residential Planned Development- 2 Units per Acre) Zone, Ward 6 (Ross). Staff recommends APPROVAL
61. EOT-33525 - EXTENSION OF TIME - SITE DEVELOPMENT PLAN REVIEW - APPLICANT: JOSEPH GOLSHAN - OWNER: FALCON CREST PROPERTIES, LLC - Request for an Extension of Time of an approved Site Development Plan Review (SDR-17254) FOR A PROPOSED SIX-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT on 3.58 acres at the northwest corner of Jones Boulevard and Jo Marcy Drive (APN 125-14-504-006 through 008), R-E (Residence Estates) with a Resolution of Intent to R-PD2 (Residential Planned Development- 2 Units per Acre) Zone, Ward 6 (Ross). Staff recommends APPROVAL

PLANNING & DEVELOPMENT - ONE MOTION/ONE VOTE

THE FOLLOWING ARE ITEMS THAT MAY BE CONSIDERED IN ONE MOTION/ONE VOTE. THEY ARE CONSIDERED ROUTINE NON-PUBLIC AND PUBLIC HEARING ITEMS. ALL PUBLIC HEARINGS AND NON-PUBLIC HEARINGS WILL BE OPENED AT ONE TIME. ANY PERSON REPRESENTING AN APPLICATION OR A MEMBER OF THE PUBLIC OR A MEMBER OF THE CITY COUNCIL NOT IN AGREEMENT WITH THE CONDITIONS AND ALL STANDARD CONDITIONS FOR THE APPLICATION RECOMMENDED BY STAFF, SHOULD REQUEST TO HAVE THAT ITEM REMOVED FROM THIS PART OF THE AGENDA.

62. SDR-32837 - ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - APPLICANT/OWNER: WATER STREET CENTER, LLC - Request for a Site Development Plan Review FOR A 5,375 SQUARE-FOOT RESTAURANT WITH DRIVE-THROUGH AND RETAIL BUILDING on 2.59 acres generally located on the south side of Bonanza Road, approximately 450 feet east of Pecos Road (APN 140-31-121-007), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL
63. RQR-31809 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT/OWNER: CAROL PAPPAS - Required Review of an approved Special Use Permit (U-0319-94) FOR A 40-FOOT TALL, 14-FOOT BY 48-FOOT OFF-PREMISE SIGN at 840 North Rancho Drive (APN 139-29-702-002), C-1 (Limited Commercial) Zone, Ward 5 (Barlow). The Planning Commission (7-0 vote) and staff recommend APPROVAL
64. RQR-32901 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT/OWNER: SUN INVESTMENTS, LLC - Required Review of an approved Variance (V-0066-97) THAT ALLOWED AN EXISTING 55-FOOT TALL, NON-CONFORMING OFF-PREMISE SIGN TO BE RAISED TO A HEIGHT OF 85 FEET, WHICH IS 60 FEET ABOVE THE FREEWAY GRADE WHERE 30 FEET ABOVE THE ELEVATED GRADE IS THE MAXIMUM HEIGHT ALLOWED; AND TO ALLOW THE SIGN TO BE A DISTANCE OF 520 FEET FROM AN EXISTING OFF-PREMISE SIGN AND 30 FEET FROM AN "R" DESIGNATED ZONING DISTRICT WHERE 750 FEET AND 300 FEET ARE THE MINIMUM SEPARATION DISTANCE REQUIRED at 616 "H" Street (APN 139-27-310-069), C-1 (Limited Commercial) Zone, Ward 5 (Barlow). The Planning Commission (7-0 vote) and staff recommend APPROVAL

65. RQR-32902 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT: CLEAR CHANNEL OUTDOOR, INC. - OWNER: WILICK INVESTMENTS - Required Review of an approved Special Use Permit (U-0176-90) FOR A 40-FOOT TALL, 14-FOOT BY 48-FOOT OFF-PREMISE SIGN at 3551 East Bonanza Road (APN 140-31-121-006), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL
66. SUP-32992 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: NAPOLI PIZZARIA - OWNER: PK II SAHARA PAVILION NORTH, LLC - Request for a Special Use Permit FOR A BEER/WINE/COOLER ON-SALE ESTABLISHMENT WITHIN AN EXISTING 2,015 SQUARE-FOOT RESTAURANT at 4760 West Sahara Avenue, Suite #11 (APN 162-06-402-001), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and staff recommend APPROVAL
67. ZON-32974 - REZONING - PUBLIC HEARING - APPLICANT/OWNER: CITY OF LAS VEGAS - Request for a Rezoning FROM: R-4 (HIGH DENSITY RESIDENTIAL) AND C-2 (GENERAL COMMERCIAL)/R-4 (HIGH DENSITY RESIDENTIAL) TO: C-2 (GENERAL COMMERCIAL) on 5.01 acres generally between Las Vegas Boulevard and 8th Street and between Stewart Avenue and US-95 (APNs 139-34-501-011, 139-34-512-010 through 015, 018 through 025, 034 through 039, 048, 050 through 053, 099 and 100), Ward 5 (Barlow). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT - DISCUSSION

68. MOD-30617 - ABEYANCE ITEM - MAJOR MODIFICATION - PUBLIC HEARING - APPLICANT/OWNER: INTERNATIONAL CHURCH OF LAS VEGAS, INC. - Request for a Major Modification to the Lone Mountain West Plan to Amend the Land Use Designation FROM: L (LOW DENSITY RESIDENTIAL) and P (PARK/SCHOOL/RECREATION/OPEN SPACE) TO: PF (PUBLIC FACILITIES) on 5.07 acres located approximately 660 feet east of the southwest corner of Cliff Shadows Parkway and the 215 Beltway (APNs 137-12-401-011 and 137-12-410-003), PD (Planned Development) Zone [L (Low Density Residential) Lone Mountain West Land Use Designation] and U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] [P (Park/School/Recreation/Open Space) Lone Mountain West Land Use Designation], Ward 4 (Steinman). The Planning Commission (7-0 vote) and staff recommend APPROVAL
69. ZON-31062 - ABEYANCE ITEM - REZONING RELATED TO MOD-30617 - PUBLIC HEARING - APPLICANT/OWNER: INTERNATIONAL CHURCH OF LAS VEGAS, INC. - Request for Rezoning FROM: U (UNDEVELOPED) [PCD (PLANNED COMMUNITY DEVELOPMENT) GENERAL PLAN DESIGNATION] TO: PD (PLANNED DEVELOPMENT) on 0.08 acres at the southwest corner of Cliff Shadows Parkway and Novat Street (APN 137-12-410-003), Ward 4 (Steinman). The Planning Commission (7-0 vote) and staff recommend APPROVAL
70. VAR-30620 - ABEYANCE ITEM - VARIANCE RELATED TO MOD-30617 AND ZON-31062 - PUBLIC HEARING - APPLICANT/OWNER: INTERNATIONAL CHURCH OF LAS VEGAS, INC. - Request for a Variance TO ALLOW AN 85-FOOT TALL BUILDING WHERE TWO STORIES OR 35 FEET IS THE MAXIMUM PERMITTED AND TO ALLOW A SITE DISTURBANCE OF 3.78 ACRES WHERE 3.56 IS THE MAXIMUM PERMITTED on 4.99 acres located approximately 660 feet east of the southwest corner of Cliff Shadows Parkway and the 215 Beltway (APN 137-12-401-011), PD (Planned Development) Zone [L (Low Density Residential) Lone Mountain West Land Use Designation] [PROPOSED: PF (Public Facilities) Lone Mountain West Land Use Designation], Ward 4 (Steinman). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL
71. VAR-31394 - ABEYANCE ITEM - VARIANCE RELATED TO MOD-30617, ZON-31062 AND VAR-30620 - PUBLIC HEARING - APPLICANT/OWNER: INTERNATIONAL CHURCH OF LAS VEGAS, INC. - Request for a Variance TO ALLOW 175 PARKING SPACES WHERE 375 ARE REQUIRED on 4.99 acres located approximately 660 feet east of the southwest corner of Cliff Shadows Parkway and the 215 Beltway (APN 137-12-401-011), PD (Planned Development) Zone [L (Low Density Residential) Lone Mountain West Land Use Designation] [PROPOSED: PF (Public Facilities) Lone Mountain West Land Use Designation], Ward 4 (Steinman). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
72. VAC-30622 - ABEYANCE ITEM - VACATION RELATED TO MOD-30617, ZON-31062, VAR-30620 AND VAR-31394 - PUBLIC HEARING - APPLICANT/OWNER: INTERNATIONAL CHURCH OF LAS VEGAS, INC. - Petition to Vacate U.S. Government Patent Easements generally located approximately 63 feet southwest of the intersection of Cliff Shadows Parkway and Novat Street, Ward 4 (Steinman). The Planning Commission (7-0 vote) and staff recommend APPROVAL

73. SDR-30614 - ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO MOD-30617, ZON-31062, VAR-30620, VAR-31394 AND VAC-30622 - PUBLIC HEARING - APPLICANT: INTERNATIONAL CHURCH OF LAS VEGAS, INC. - OWNER: INTERNATIONAL CHURCH OF LAS VEGAS, INC. AND USA - Request for a Site Development Plan Review FOR A PROPOSED FIVE-STORY, 89,550 SQUARE-FOOT CHURCH/HOUSE OF WORSHIP WITH WAIVERS OF THE LONE MOUNTAIN WEST WALL AND LANDSCAPE STANDARDS on 9.12 acres at the southwest corner of Cliff Shadows Parkway and the 215 Beltway (APNs 137-12-401-001, 011, 040 and 137-12-410-003), PD (Planned Development) Zone [L (Low Density Residential) Lone Mountain West Land Use Designation], U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] [P (Park/School/Recreation/Open Space) Lone Mountain West Land Use Designation], and C-V (Civic) Zone [P (Park/School/Recreation/Open Space) Lone Mountain West Land Use Designation] [PROPOSED: PD (Planned Development)] [PF (Public Facilities) Lone Mountain West Land Use Designation and C-V (Civic) Zone [P (Park/School/Recreation/Open Space) Lone Mountain West Land Use Designation], Ward 4 (Steinman). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL
74. GPA-32167 - ABEYANCE ITEM - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT: P'S AUTO SALES - OWNER: BEARD FAMILY TRUST - Request to Amend a portion of the Southeast Sector Plan of the General Plan FROM: SC (SERVICE COMMERCIAL) TO: GC (GENERAL COMMERCIAL) on 0.55 acres at 3920 West Sahara Avenue (APN 162-06-801-005), Ward 1 (Tarkanian). The Planning Commission (3-2 vote) and staff recommend DENIAL
75. ZON-32168 - ABEYANCE ITEM - REZONING RELATED TO GPA-32167 - PUBLIC HEARING - APPLICANT: P'S AUTO SALES - OWNER: BEARD FAMILY TRUST - Request for a Rezoning FROM: C-1 (LIMITED COMMERCIAL) TO: C-2 (GENERAL COMMERCIAL) on 0.55 acres at 3920 West Sahara Avenue (APN 162-06-801-005), Ward 1 (Tarkanian). The Planning Commission (3-2 vote) and staff recommend DENIAL
76. SUP-32548 - ABEYANCE ITEM - SPECIAL USE PERMIT RELATED TO GPA-32167 AND ZON-32168 - PUBLIC HEARING - APPLICANT: P'S AUTO SALES - OWNER: BEARD FAMILY TRUST - Request for a Special Use Permit FOR A PROPOSED MOTOR VEHICLE SALES (USED) ESTABLISHMENT WITH A WAIVER TO ALLOW A 23,900 SQUARE-FOOT PARCEL WHERE 25,000 SQUARE FEET IS THE MINIMUM REQUIRED at 3920 West Sahara Avenue (APN 162-06-801-005), C-1 (Limited Commercial) Zone [PROPOSED: C-2 (General Commercial)], Ward 1 (Tarkanian). The Planning Commission (3-2 vote) and staff recommend DENIAL
77. SDR-32549 - ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-32167, ZON-32168 AND SUP-32548 - PUBLIC HEARING - APPLICANT: P'S AUTO SALES - OWNER: BEARD FAMILY TRUST - Request for a Major Amendment to an approved Site Development Plan Review (SDR-1167) FOR A PROPOSED MOTOR VEHICLE SALES (USED) ESTABLISHMENT on 0.55 acres at 3920 West Sahara Avenue (APN 162-06-801-005), C-1 (Limited Commercial) Zone [PROPOSED: C-2 (General Commercial)], Ward 1 (Tarkanian). The Planning Commission (3-2 vote) and staff recommend DENIAL
78. SUP-32492 - ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT/OWNER: MY CHARLESTON PLAZA, LLC - Request for a Special Use Permit FOR A PROPOSED PACKAGE LIQUOR OFF-SALE ESTABLISHMENT at 5100 West Charleston Boulevard (APNs 138-36-803-008 and 011), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (5-0 vote) and staff recommend APPROVAL
79. ZON-33283 - REZONING - PUBLIC HEARING - APPLICANT/OWNER: MARQUIS NAVE - Request for a Rezoning FROM: C-2 (GENERAL COMMERCIAL) TO: R-3 (MEDIUM DENSITY RESIDENTIAL) on 0.08 acres at the southeast corner of "C" Street and Jackson Avenue (APN 139-27-111-053), C-2 (General Commercial) Zone, Ward 5 (Barlow). The Planning Commission (7-0 vote) and staff recommend APPROVAL
80. VAR-32541 - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: MARQUIS NAVE - Request for a Variance TO ALLOW A FIVE-FOOT SIDE YARD SETBACK WHERE 10 FEET IS REQUIRED, TO ALLOW A 11-FOOT CORNER SIDE YARD SETBACK WHERE 15 FEET IS REQUIRED AND TO ALLOW A 10-FOOT REAR YARD SETBACK WHERE 20 FEET IS REQUIRED on 0.08 acres at the southeast corner of "C" Street and Jackson Avenue (APN 139-27-111-053), C-2 (General Commercial) Zone, Ward 5 (Barlow). NOTE: SIDE YARD VARIANCES WITHDRAWN. The Planning Commission (7-0 vote) and staff recommend APPROVAL

81. ZON-33021 - REZONING - PUBLIC HEARING - APPLICANT: CASINO CENTER MIDRISE, LLC - OWNER: MYTHIC MANAGEMENT, LLC - Request for a Rezoning FROM: R-4 (HIGH DENSITY RESIDENTIAL) TO: C-2 (GENERAL COMMERCIAL) on a 0.30 acre site at the southwest corner of Colorado Avenue and Casino Center Boulevard (APNs 162-03-110-135 and 162-03-110-136), Ward 3 (Reese). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL
82. SUP-33020 - SPECIAL USE PERMIT RELATED TO ZON-33021 - PUBLIC HEARING - APPLICANT: CASINO CENTER MIDRISE, LLC - OWNER: MYTHIC MANAGEMENT, LLC - Request for a Special Use Permit FOR A PROPOSED MIXED-USE DEVELOPMENT at the southwest corner of Colorado Avenue and Casino Center Boulevard (APNs 162-03-110-061, 162-03-110-135 and 136), R-4 (High Density Residential) and C-2 (General Commercial) Zone [PROPOSED: C-2 (General Commercial)], Ward 3 (Reese). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL
83. SDR-33019 - SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-33021 AND SUP-33020 - PUBLIC HEARING - APPLICANT: CASINO CENTER MIDRISE, LLC - OWNER: MYTHIC MANAGEMENT, LLC - Request for a Site Development Plan Review FOR A PROPOSED FOUR-STORY, 48.5-FOOT TALL MIXED-USE DEVELOPMENT CONSISTING OF 60 RESIDENTIAL UNITS AND 1,924 SQUARE FEET OF COMMERCIAL SPACE WITH A WAIVER OF DOWNTOWN CENTENNIAL PLAN STREETSCAPE REQUIREMENTS AND TO ALLOW NO UNDERGROUNDING OF POWER LINES on 0.48 acres at the southwest corner Colorado Avenue and Casino Center Boulevard (APNs 162-03-110-061, 162-03-110-135 and 136), R-4 (High Density Residential) and C-2 (General Commercial) Zone [PROPOSED: C-2 (General Commercial)], Ward 3 (Reese). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL
84. VAR-33016 - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: 11TH STREET HOLDINGS, INC. - Request for a Variance TO ALLOW 38 PARKING SPACES AND NO LOADING ZONE WHERE 96 PARKING SPACES AND ONE LOADING ZONE IS REQUIRED on 0.48 acres at the southeast corner of Stewart Avenue and 11th Street (APN 139-35-211-051), C-2 (General Commercial) Zone, Ward 5 (Barlow). Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL
85. VAR-33018 - VARIANCE RELATED TO VAR-33016 - PUBLIC HEARING - APPLICANT/OWNER: 11TH STREET HOLDINGS, INC. - Request for a Variance TO ALLOW A LOT COVERAGE OF 78% WHERE 50% IS THE MAXIMUM ALLOWED; TO ALLOW NO STEPBACK WHERE A 1:1 STEPBACK TO HEIGHT RATIO IS REQUIRED ALONG A STREET CLASSIFIED AS COLLECTOR OR LARGER; TO ALLOW A SEVEN-FOOT FRONT YARD SETBACK WHERE 20 FEET IS REQUIRED; TO ALLOW A SIX-FOOT SIDE YARD SETBACK WHERE 10 FEET IS REQUIRED; TO ALLOW A ZERO-FOOT REAR YARD SETBACK WHERE 20 FEET IS REQUIRED; AND TO ALLOW A ZERO-FOOT CORNER SIDE YARD SETBACK WHERE 15 FEET IS REQUIRED on 0.48 acres at the southeast corner of Stewart Avenue and 11th Street (APN 139-35-211-051), C-2 (General Commercial) Zone, Ward 5 (Barlow). Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL
86. SUP-33014 - SPECIAL USE PERMIT RELATED TO VAR-33016 AND VAR-33018 - PUBLIC HEARING - APPLICANT/OWNER: 11TH STREET HOLDINGS, INC. - Request for a Special Use Permit FOR A PROPOSED MIXED-USE DEVELOPMENT at the southeast corner of Stewart Avenue and 11th Street (APN 139-35-211-051), C-2 (General Commercial) Zone, Ward 5 (Barlow). Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL
87. SDR-33013 - SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-33016, VAR-33018, AND SUP-33014 - PUBLIC HEARING - APPLICANT/OWNER: 11TH STREET HOLDINGS, INC. - Request for a Site Development Plan Review FOR A PROPOSED FOUR-STORY, 48.5-FOOT TALL MIXED-USE DEVELOPMENT CONSISTING OF 60 RESIDENTIAL UNITS AND 1,924 SQUARE FEET OF COMMERCIAL SPACE WITH WAIVERS TO ALLOW A ZERO-FOOT LANDSCAPE BUFFER ALONG THE NORTH AND WEST PERIMETERS WHERE 15 FEET IS REQUIRED AND TO ALLOW A ZERO-FOOT BUFFER ALONG THE SOUTH PERIMETER WHERE EIGHT FEET IS REQUIRED on 0.48 acres at the southeast corner of Stewart Avenue and 11th Street (APN 139-35-211-051), C-2 (General Commercial) Zone, Ward 5 (Barlow). Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL

88. VAR-32995 - VARIANCE - PUBLIC HEARING - APPLICANT: AMVIN, LLC - OWNER: BECKER AND SONS, LLC - Request for a Variance TO ALLOW 119 PARKING SPACES WHERE 126 ARE REQUIRED ON A PARKING IMPAIRED SITE on 1.66 acres at the southeast corner of Rainbow Boulevard and Lake Mead Boulevard (APN 138-23-301-002), C-1 (Limited Commercial) Zone, Ward 5 (Barlow). Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL
89. SUP-32994 - SPECIAL USE PERMIT RELATED TO VAR-32995 - PUBLIC HEARING - APPLICANT: AMVIN, LLC - OWNER: BECKER AND SONS, LLC - Request for a Special Use Permit FOR A MAJOR AMENDMENT TO AN APPROVED SPECIAL USE PERMIT (U-0148-01) FOR A RESTAURANT WITH SERVICE BAR TO ALLOW A 1,000 SQUARE-FOOT EXPANSION OF AN EXISTING RESTAURANT at the southeast corner of Rainbow Boulevard and Lake Mead Boulevard (APN 138-23-301-002), C-1 (Limited Commercial) Zone, Ward 5 (Barlow). Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL
90. VAR-32998 - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: OSCAR SIGUENZA - Request for a Variance TO ALLOW A 9-FOOT REAR YARD SETBACK WHERE 30 FEET IS THE MINIMUM REQUIRED FOR THE CONVERSION OF AN EXISTING CARPORT INTO HABITABLE SPACE on 0.33 acres at 4460 Marlana Circle (APN 139-19-412-009), R-D (Single Family Residential-Restricted) Zone, Ward 5 (Barlow). The Planning Commission (7-0 vote) and staff recommend DENIAL
91. VAR-33025 - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: LOCAL UNION 525 - Request for a Variance TO ALLOW 285 PARKING SPACES WHERE 316 PARKING SPACES ARE REQUIRED on 4.41 acres at 750 Leigon Way (APN 140-30-803-013), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
92. SDR-33023 - SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-33025 - PUBLIC HEARING - APPLICANT/OWNER: LOCAL UNION 525 - Request for a Site Development Plan Review FOR A PROPOSED 16,000 SQUARE-FOOT ADDITION TO AN EXISTING 35,286 SQUARE-FOOT BUILDING AND FOR A PROPOSED 22,000 SQUARE-FOOT BUILDING WITH A WAIVER TO ALLOW A ZERO-FOOT LANDSCAPE BUFFER ALONG THE EAST PERIMETER WHERE EIGHT FEET IS REQUIRED on 4.41 acres at 750 Leigon Way (APN 140-30-803-013), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
93. SDR-33017 - SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - APPLICANT/OWNER: NECAL ASSOCIATES, LLC - Request for a Site Development Plan Review TO ADD A 1,718 SQUARE-FOOT SECOND FLOOR TO AN EXISTING 3,654 SQUARE-FOOT BUILDING WITH A WAIVER OF THE DOWNTOWN CENTENNIAL PLAN STREETScape AND PARKING LOT SCREENING STANDARDS on 0.18 acres at 1112 South Casino Center Boulevard (APN 162-03-110-072), C-2 (General Commercial) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL

SET DATE

94. SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

COUNCIL MEMBER RECOGNITION

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

CITIZENS PARTICIPATION

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

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

City Clerk's Bulletin Board, City Hall Plaza, 2nd Floor Skybridge
Bulletin Board, City Hall Plaza, (next door to Metro Records)
Las Vegas Library, 833 Las Vegas Boulevard North
Clark County Government Center, 500 S. Grand Central Parkway
Grant Sawyer Building, 555 E. Washington Avenue

EXHIBIT C

(Attach Affidavit of Publication of Notice of Filing of Creation Ordinance)

AFFP DISTRICT COURT
Clark County, Nevada

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

STACEY M. LEWIS, 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 2296311LV 5084308

was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 03/20/2009 to 03/20/2009, on the following days:

03/20/2009

ORDINANCE NO.---

AN ORDINANCE CREATING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1513 - VIA OLIVERO AVENUE AND VALADEZ STREET (EAST OF CIMARRON ROAD). PRE-

SCRIBING DETAILS IN CONNECTION THEREWITH AND OTHER MATTERS RELATING THERETO.

PUBLIC NOTICE IS HEREBY GIVEN that an adequate number of typewritten copies of the above-entitled proposed Ordinance were filed with and are available for public inspection and distribution at the office of the City Clerk of the City of Las Vegas, 400 Stewart Avenue, Las Vegas, Nevada, and that such ordinance was proposed on the 4th day of March, 2009, and will be considered for adoption at the regular meeting of the City Council of the City of Las Vegas on the 1st day of April, 2009.

/s/Beverly K. Bridges
City Clerk
PUB: March 20, 2009
LV Review-Journal

2009 APR -2 P 1:21

RECEIVED
CITY CLERK

Signed: Stacey M. Lewis

SUBSCRIBED AND SWORN BEFORE ME THIS, THE 20th day of March, 2009.

Linda Espinoza
Notary Public

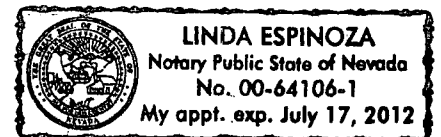


EXHIBIT D

(Attach Affidavit of Publication of Title of Creation Ordinance)

AFFP DISTRICT COURT
Clark County, Nevada

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

STACEY M. LEWIS, 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 2296311LV 5134547

was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 04/04/2009 to 04/04/2009, on the following days:

04/04/2009

RECEIVED
CITY CLERK

2009 APR 28 A 10:47

BILL NO. 2009-11
ORDINANCE NO.6035

AN ORDINANCE CREATING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1513 - VIA OLIVERO AVENUE AND VALADEZ STREET (EAST OF CIMARRON ROAD) PRESCRIBING DETAILS IN CONNECTION THEREWITH AND OTHER MATTERS RELATING THERETO.

PUBLIC NOTICE IS HEREBY GIVEN that the above Ordinance was proposed on March 4, 2009, and was passed at a regular meeting held on April 1, 2009, by the following vote of the City Council of the City of Las Vegas, Nevada:

Those Voting Aye:
Oscar B. Goodman
Gary Reese
Steve Wolfson
Lois Tarkanian
Steven D. Ross
Ricki Y. Barlow
David W. Steinman

Those Voting Nay: None
Those Absent: None

This Ordinance shall be in full force and effect from and after April 5, 2009, i.e., the day after its publication by 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: This 1st day of April, 2009.

/s/OSCAR B. GOODMAN
Mayor
City of Las Vegas, Nevada
(SEAL)

Attest:
/s/BEVERLY K. BRIDGES
City Clerk
PUB: April 4, 2009
LV Review-Journal

Signed:

Stacey M. Lewis

SUBSCRIBED AND SWORN BEFORE ME THIS, THE

6th day of April, 2009.

Notary Public

Linda Espinoza

