

Summary - An ordinance amending Ordinance No. 5293 concerning the levy of assessments in City of Las Vegas, Nevada, Special Improvement District No. 808 (The Summerlin Area).

**BILL NO. 2007-48**

**ORDINANCE NO. 5927**

AN ORDINANCE AMENDING ORDINANCE NO. 5293, AS AMENDED BY ORDINANCE NO. 5333 AND ORDINANCE NO. 5851, CONCERNING THE LEVY OF ASSESSMENTS IN THE CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT NO. 808 (THE SUMMERLIN AREA).

**WHEREAS**, the City Council (the "Council") of City of Las Vegas, Nevada (the "City") has heretofore, adopted Ordinance No. 5293, as amended by Ordinance No. 5333 and Ordinance No. 5851 (the "Assessment Ordinance"), levying special assessments in City of Las Vegas, Nevada, Special Improvement District No. 808 (The Summerlin Area) (the "District"); and

**WHEREAS**, the City intends to refund its "City of Las Vegas, Nevada, Special Improvement District No. 808 (The Summerlin Area), Local Improvement Bonds, Series 2001" (the "2001 Bonds") in order to achieve an interest rate savings which will be passed along to the owners of the property in the District by way of a reduced interest rate on the assessment installments due in connection with the District; and

**WHEREAS**, pursuant to NRS 271.710(2)(b), the owner of the property described in Schedule I to this Ordinance (the "Property") has requested that the City redistribute all of the outstanding assessment in the amount of \$638,741.90 from the tracts of real property identified in Schedule II hereto to the Property by increasing the assessment for each tract constituting part of the Property as described in Schedule I hereto (the "Redistribution").

**WHEREAS**, the owner of the Property has requested in writing that in connection with the refunding of the 2001 Bonds, the City extend the maturity of the assessments levied against the Property to April 1, 2031; and

**WHEREAS**, pursuant to NRS 271.488(7), the City may amend the Assessment Ordinance to extend the number of years over which unpaid assessments are due if the owners of the affected tracts consent in writing to such extension; and

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

094355



Section 1. This ordinance shall be known as and may be cited by the short title "District No. 808 2007 Assessment Amendment Ordinance" (this "Ordinance").

Section 2. All actions, proceedings and matters 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 acquisition and improvement of the Project, the levy of assessments for those purposes, and the validation and confirmation of the assessment roll and the assessments therein, are ratified, approved and confirmed.

Section 3. Section 4 of the Assessment Ordinance is hereby amended to read (omitted language in brackets and new matter italicized pursuant to Section 2.100(3) of the City Charter of the City):

The Developer pursuant to the Financing Agreement has elected to pay the assessments in installments, with interest as hereinafter provided. The unpaid assessments shall be payable in forty (40) substantially equal semiannual installments of principal and interest until paid in full, with interest in all cases on the unpaid and deferred installments of principal from the effective date of this Ordinance at a rate or rates which will not exceed by more than one percent (1%) the highest rate of interest on the Bonds issued for the District, both principal and interest on such assessments being payable semiannually at the office of the City Treasurer on April 1 and October 1 in each year, commencing on October 1, 2001 *and ending on April 1, 2021; except that the assessments on the Property (as described in Schedule I hereto) shall be payable in sixty (60) substantially equal semiannual installments of principal and interest until paid in full, with interest in all cases on the unpaid and deferred installments of principal from the effective date of this Ordinance at a rate or rates which will not exceed by more than one percent (1%) the highest rate of interest on the Bonds issued for the District, both principal and interest on such assessments being payable semiannually at the office of the City Treasurer on April 1 and October 1 in each year, commencing on October 1, 2001 and ending on April 1, 2031.* Before Bonds are issued, the Council shall by resolution fix the rate or rates of interest on the unpaid and deferred installments of the assessments. The effective interest rate on the Bonds will not exceed the statutory maximum rate, i.e., will not exceed by more than three percent (3%) the "Index of Twenty Bonds" which is most recently published in The Bond Buyer before a negotiated offer for the sale of the Bonds is accepted.

The installments of the assessments shall be payable at the office of the City Treasurer. Pursuant to NRS 271.415(5), the City Treasurer shall notify the owners of real property within the District of the amounts becoming due promptly after each March 1 and September 1; such notice shall state that the assessment installment is payable not later than the April 1 or October 1 next succeeding such notice. Except as hereinafter provided, failure to pay any installment, whether of principal or interest, when due shall cause the whole amount of the unpaid principal of such assessment to become due and payable immediately, at the option of the City, the exercise of said option shall be indicated by the commencement of foreclosure or sale proceedings by the City. The whole amount of the unpaid principal and the interest that has accrued thereon shall, commencing fifteen (15) days after the date on which the delinquent installment became due, whether or not the option to accelerate the due date for the payment of

the unpaid principal is exercised, bear a penalty at the rate of 2% (or at any higher rate authorized by statute, or any lower rate, which may be zero percent, for such period as determined by the City Treasurer) per month (not prorated for any portion of the month) until the day of the foreclosure sale, or until the whole amount of the unpaid principal plus accrued interest and penalties, if any, is paid; provided, however, that, in the event of the failure on the part of the Developer, or on the part of any merchant builder that has purchased property from the Developer or any of its successors in interest, to pay, on or before the date on which the same becomes due, any installment (either principal or interest) of the assessment against any lot or parcel that is then owned by it, but such delinquency is not cured within such fifteen (15) day period, the Developer or such merchant builder, as the case may be, shall pay, in addition to such delinquent installment, a penalty that is equal to 2% of the whole amount of the unpaid principal and the interest that has accrued thereon, prorated based upon a thirty day month, for the number of days during which such delinquency existed, and provided further that, at any time, prior to the day of such sale, the owner of any such lot or parcel, including without limitation the Developer, may pay the aggregate amount of all of the delinquent installments originally becoming due on or before the date of said payment, with accrued interest thereon and all penalties and costs of collection accrued, and shall thereupon be restored to the right thereafter to pay in installments in the same manner as if default had not been suffered.

The owner of any property assessed and not in default as to any assessment installment or payment may, at any time (at the option of such owner), pay the whole or any portion of the unpaid principal with interest accruing thereon to the next assessment payment date, together with a prepayment premium equal to 2% of the principal amount so prepaid. If the Bonds may then be redeemed without the payment of any premium, the City, in its sole discretion, may waive the requirement of payment of the redemption premium. No waiver for a particular prepayment premium shall be deemed to be a waiver for any other prepayment premium. The owner of any assessed property may, at any time, request the City to provide information as to the total amount which will be due in connection with a proposed prepayment of an assessment by such owner and the City will promptly (but in any event within five (5) business days) provide such information to the owner. After any partial prepayment of an assessment or refunding of the Bonds pursuant to NRS 271.488, the City Treasurer shall re-amortize the assessment installments due on the parcel on which the partial prepayment was made or, in the case of a refunding, on all parcels, so that the remaining installments are equal semiannual installments of principal and interest with a final due date of April 1, 2021 *or, in the case of assessments on the Property, April 1, 2031.*

Section 4. The Council approves the Redistribution of assessments as described in the preambles to this Ordinance and in Schedules I and II to this Ordinance.

Section 5. Section 3 of this Ordinance shall become applicable to assessments in the District only if the City issues bonds to refund the 2001 Bonds on or before January 1, 2008, and if no such bonds are issued on or before January 1, 2008, the provisions of Section 4 shall not apply to the assessments in the District and shall have no effect.

Section 6. 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 and other items necessary or desirable for the issuance of the Bonds.

Section 7. All ordinances, bylaws, resolutions and orders, or parts thereof, in conflict with the provisions of this Ordinance are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance, bylaw, resolution or order, or part thereof, heretofore repealed. Except as expressly amended hereby, the Assessment Ordinance remains in full force and effect.

Section 8. When first proposed, this Ordinance must be read to the Council by title and referred to a committee for consideration, after which an adequate number of copies of this Ordinance must be deposited with the City Clerk for public examination and distribution. Notice of the deposit must be published once in a newspaper, printed, published and having general circulation in the City at least 10 days before the adoption of the Ordinance, such publication to be in substantially the following form:

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

**BILL NO.** \_\_\_\_\_  
**ORDINANCE NO.** \_\_\_\_\_

AN ORDINANCE AMENDING ORDINANCE NO. 5293, AS AMENDED BY ORDINANCE NO. 5333 AND ORDINANCE NO. 5851, CONCERNING THE LEVY OF ASSESSMENTS IN THE CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT NO. 808 (THE SUMMERLIN AREA).

PUBLIC NOTICE IS HEREBY GIVEN, and that an adequate number of typewritten copies of the above-numbered and entitled proposed Ordinance are available for public inspection and distribution at the office of the City Clerk of the City of Las Vegas, at her office in City Hall, 400 Stewart Avenue, Las Vegas, Nevada, and that such Ordinance was proposed on the 1st day of August, 2007, and will be considered for adoption at the a regular meeting of the City Council of the City of Las Vegas held on the 15th day of August, 2007.

/s/ Beverly K. Bridges, CMC  
City Clerk

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


Section 9. After this Ordinance is signed by the Mayor and attested and sealed by the Clerk, this Ordinance shall be published once by its title only, together with the names of the Council members voting for or against its passage, such publication to be made in the Las Vegas Review-Journal, a newspaper printed, published and having a general circulation in the City, such publication to be in substantially the following form:

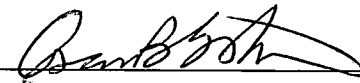


Section 10. If any section, paragraph, clause or other provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or other provision shall not affect any of the remaining provisions of this Ordinance.

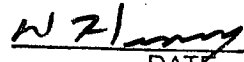
INTRODUCED AUGUST 1, 2007, PASSED, ADOPTED AND APPROVED  
August 15, 2007.

Attest:

  
City Clerk

  
Mayor

APPROVED AS TO FORM:

  
24 JULY 07  
DATE

This Ordinance shall be in force and effect from and after the 18th day of August, 2007, i.e., the date after the publication of such Ordinance by its title only.

SCHEDULE I

(Attach Description of Property in Village 23B and District 808)

SUMMERLIN VILLAGE 23B

THAT PORTION OF PARCEL 1 AS SHOWN BY MAP THEREOF ON FILE IN FILE 91, PAGE 28 OF PARCEL MAPS IN THE CLARK COUNTY, NEVADA RECORDER'S OFFICE, LYING WITHIN SECTIONS 27 AND 34, TOWNSHIP 20 SOUTH, RANGE 59 EAST, M.D.M., CITY OF LAS VEGAS, CLARK COUNTY, NEVADA, DESCRIBED AS FOLLOWS:

**BEGINNING** AT THE CENTERLINE INTERSECTION OF FOX HILL DRIVE AND ALTA DRIVE AS SHOW BY MAP THEREOF ON FILE IN BOOK 121, PAGE 12 OF PLATS IN THE CLARK COUNTY, NEVADA RECORDER'S OFFICE;

THENCE NORTH 82°41'35" WEST, 241.06 FEET;

THENCE CURVING TO THE LEFT ALONG THE ARC OF A 2500.00 FOOT RADIUS CURVE, CONCAVE SOUTHERLY, THROUGH A CENTRAL ANGLE OF 12°56'40", AN ARC LENGTH OF 564.81 FEET;

THENCE SOUTH 84°21'45" WEST, 486.07 FEET;

THENCE NORTH 10°38'15" WEST, 2027.33 FEET;

THENCE CURVING TO THE RIGHT ALONG THE ARC OF A 2500.00 FOOT RADIUS CURVE, CONCAVE SOUTHEASTERLY, THROUGH A CENTRAL ANGLE OF 34°35'15", AN ARC LENGTH OF 1509.16 FEET;

THENCE NORTH 23°57'00" EAST, 1748.71 FEET;

THENCE SOUTH 66°03'00" EAST, 42.84 FEET;

THENCE FROM A TANGENT BEARING SOUTH 23°57'00" WEST, CURVING TO THE LEFT ALONG THE ARC OF A 30.00 FOOT RADIUS CURVE, CONCAVE NORTHEASTERLY, THROUGH A CENTRAL ANGLE OF 93°00'00", AN ARC LENGTH OF 48.69 FEET;

THENCE SOUTH 69°03'00" EAST, 195.72 FEET;

THENCE CURVING TO THE RIGHT ALONG THE ARC OF A 300.00 FOOT RADIUS CURVE, CONCAVE SOUTHWESTERLY, THROUGH A CENTRAL ANGLE OF 09°46'54", AN ARC LENGTH OF 51.22 FEET TO A POINT OF REVERSE CURVATURE THROUGH WHICH A RADIAL LINE BEARS NORTH 30°43'54" EAST;

THENCE CURVING TO THE LEFT ALONG THE ARC OF A 300.00 FOOT RADIUS CURVE, CONCAVE NORTHEASTERLY, THROUGH A CENTRAL ANGLE OF 14°12'45", AN ARC LENGTH OF 74.42 FEET TO A POINT OF COMPOUND CURVATURE TO WHICH A RADIAL LINE BEARS SOUTH 16°31'10" WEST;

THENCE CURVING TO THE LEFT ALONG THE ARC OF A 1062.00 FOOT RADIUS CURVE, CONCAVE NORTHEASTERLY, THROUGH A CENTRAL ANGLE OF 06°01'28", AN ARC LENGTH OF 111.66 FEET;

THENCE SOUTH 79°30'18" EAST, 1147.69 FEET;

THENCE SOUTH 78°13'55" EAST, 225.05 FEET;

THENCE SOUTH 79°30'18" EAST, 69.63 FEET;

THENCE CURVING TO THE LEFT ALONG THE ARC OF A 30.00 FOOT RADIUS CURVE, CONCAVE NORTHWESTERLY, THROUGH A CENTRAL ANGLE OF 86°14'26", AN ARC LENGTH OF 45.16 FEET TO A POINT TO WHICH A RADIAL LINE BEARS SOUTH 75°44'44" EAST;

THENCE ALONG THE PROLONGATION OF SAID RADIAL LINE, SOUTH 75°44'44" EAST, 54.67 FEET;

THENCE NORTH 14°15'16" EAST, 36.42 FEET;

THENCE SOUTH 75°44'44" EAST, 40.00 FEET;

THENCE FROM A TANGENT BEARING SOUTH 14°15'16" WEST, CURVING TO THE LEFT ALONG THE ARC OF A 60.00 FOOT RADIUS CURVE, CONCAVE EASTERLY, THROUGH A CENTRAL ANGLE OF 29°55'35", AN ARC LENGTH OF 31.34 FEET TO A POINT OF COMPOUND CURVATURE TO WHICH A RADIAL LINE BEARS SOUTH 74°19'40" WEST;

THENCE CURVING TO THE LEFT ALONG THE ARC OF A 30.00 FOOT RADIUS CURVE, CONCAVE NORTHEASTERLY, THROUGH A CENTRAL ANGLE OF 63°49'58", AN ARC LENGTH OF 33.42 FEET;

THENCE SOUTH 79°30'18" EAST, 200.00 FEET;

THENCE CURVING TO THE RIGHT ALONG THE ARC OF A 300.00 FOOT RADIUS CURVE, CONCAVE SOUTHWESTERLY, THROUGH A CENTRAL ANGLE OF 10°59'17", AN ARC LENGTH OF 57.53 FEET TO A POINT OF REVERSE CURVATURE THROUGH WHICH A RADIAL LINE BEARS NORTH 21°28'59" EAST;

THENCE CURVING TO THE LEFT ALONG THE ARC OF A 300.00 FOOT RADIUS CURVE, CONCAVE NORTHEASTERLY, THROUGH A CENTRAL ANGLE OF 10°59'17", AN ARC LENGTH OF 57.53 FEET;

THENCE SOUTH 79°30'18" EAST, 118.05 FEET;

THENCE SOUTH 80°46'41" EAST, 225.05 FEET;

THENCE SOUTH 79°30'18" EAST, 604.08 FEET;

THENCE SOUTH 80°46'42" EAST, 426.75 FEET;

THENCE CURVING TO THE LEFT ALONG THE ARC OF A 25.00 FOOT RADIUS CURVE, CONCAVE NORTHERLY, THROUGH A CENTRAL ANGLE OF 12°55'42", AN ARC LENGTH OF 5.64 FEET;

THENCE NORTH 86°17'36" EAST, 35.31 FEET;

THENCE CURVING TO THE RIGHT ALONG THE ARC OF A 25.00 FOOT RADIUS CURVE, CONCAVE SOUTHERLY, THROUGH A CENTRAL ANGLE OF 14°12'06", AN ARC LENGTH OF 6.20 FEET;

THENCE SOUTH 79°30'18" EAST, 74.82 FEET;

THENCE CURVING TO THE RIGHT ALONG THE ARC OF A 25.00 FOOT RADIUS CURVE, CONCAVE SOUTHWESTERLY, THROUGH A CENTRAL ANGLE OF 09°27'44", AN ARC LENGTH OF 4.13 FEET;

THENCE SOUTH 70°02'34" EAST, 56.69 FEET;

THENCE CURVING TO THE LEFT ALONG THE ARC OF A 25.00-FOOT RADIUS CURVE, CONCAVE NORTHEASTERLY, THROUGH A CENTRAL ANGLE OF 09°27'44", AN ARC LENGTH OF 4.13 FEET;

THENCE SOUTH 79°30'18" EAST, 47.93 FEET;

THENCE CURVING TO THE LEFT ALONG THE ARC OF A 40.00 FOOT RADIUS CURVE, CONCAVE NORTHWESTERLY, THROUGH A CENTRAL ANGLE OF 66°41'27", AN ARC LENGTH OF 46.56 FEET TO A POINT OF COMPOUND CURVATURE TO WHICH A RADIAL LINE BEARS SOUTH 56°11'45" EAST;

THENCE CURVING TO THE LEFT ALONG THE ARC OF A 275.00 FOOT RADIUS CURVE, CONCAVE NORTHWESTERLY, THROUGH A CENTRAL ANGLE OF 21°47'42", AN ARC LENGTH OF 104.61 FEET TO A POINT TO WHICH A RADIAL LINE BEARS SOUTH 77°59'27" EAST;

THENCE SOUTH 77°30'18" EAST, 60.12 FEET;

THENCE SOUTH 12°29'42" WEST, 771.55 FEET;

THENCE CURVING TO THE RIGHT ALONG THE ARC OF A 3000.00 FOOT RADIUS CURVE, CONCAVE NORTHWESTERLY, THROUGH A CENTRAL ANGLE OF 03°48'48", AN ARC LENGTH OF 199.67 FEET;

THENCE SOUTH 16°18'30" WEST, 1310.50 FEET;

THENCE CURVING TO THE LEFT ALONG THE ARC OF A 3750.00 FOOT RADIUS CURVE, CONCAVE EASTERLY, THROUGH A CENTRAL ANGLE OF 25°23'11", AN ARC LENGTH OF 1661.54 FEET TO A POINT TO WHICH A RADIAL LINE BEARS SOUTH 80°55'19" WEST;

THENCE SOUTH 75°35'40" WEST, 805.93 FEET;

THENCE CURVING TO THE LEFT ALONG THE ARC OF A 6000.00 FOOT RADIUS CURVE, CONCAVE SOUTHEASTERLY, THROUGH A CENTRAL ANGLE OF 04°20'20", AN ARC LENGTH OF 454.37 FEET;

THENCE SOUTH 71°15'20" WEST, 219.22 FEET;

THENCE CURVING TO THE RIGHT ALONG THE ARC OF A 2160.00 FOOT RADIUS CURVE, CONCAVE NORTHERLY, THROUGH A CENTRAL ANGLE OF 26°03'05", AN ARC LENGTH OF 982.11 FEET;

THENCE NORTH 82°41'35" WEST, 209.09 FEET TO THE **POINT OF BEGINNING**.

CONTAINING 443.68 ACRES.

SCHEDULE II

(Attach description of property  
being released from assessment)

THAT PORTION OF SUMMERLIN VILLAGE 23B REMOVED FROM THE BOUNDARY OF  
S.I.D. #808

DESCRIPTION

A PORTION OF PARCEL 4 AS SHOWN BY MAP THEREOF IN FILE 112, PAGE 94 OF  
PARCEL MAPS IN THE CLARK COUNTY, NEVADA, RECORDER'S OFFICE, LYING WITHIN  
SECTION 27, TOWNSHIP 20 SOUTH, RANGE 59 EAST, M.D.M., CITY OF LAS VEGAS,  
CLARK COUNTY, NEVADA, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 27;

THENCE SOUTH 22°23'38" EAST, 2,217.63 FEET TO THE **POINT OF BEGINNING**;

THENCE SOUTH 23°57'00" WEST, 1,392.82 FEET;

THENCE CURVING TO THE LEFT ALONG AN ARC HAVING A RADIUS OF 2,500.00 FEET,  
CONCAVE EASTERLY, THROUGH A CENTRAL ANGLE OF 34°35'15", AN ARC LENGTH OF  
1,509.16 FEET;

THENCE NORTH 10°38'15" WEST, 517.20 FEET;

THENCE CURVING TO THE LEFT ALONG AN ARC HAVING A RADIUS OF 2,500.00 FEET,  
CONCAVE SOUTHWESTERLY, THROUGH A CENTRAL ANGLE OF 25°31'45", AN ARC  
LENGTH OF 1,113.92 FEET;

THENCE NORTH 36°10'00" WEST, 845.67 FEET;

THENCE NORTH 53°50'00" EAST, 38.00 FEET;

THENCE FROM A TANGENT BEARING SOUTH 36°10'00" EAST, CURVING TO THE LEFT  
ALONG AN ARC HAVING A RADIUS OF 30.00 FEET, CONCAVE NORTHERLY, THROUGH A  
CENTRAL ANGLE OF 85°00'00", AN ARC LENGTH OF 44.51 FEET TO A POINT TO WHICH  
A RADIAL LINE BEARS SOUTH 31°10'00" EAST;

THENCE NORTH 58°50'00" EAST, 286.06 FEET;

THENCE CURVING TO THE RIGHT ALONG AN ARC HAVING A RADIUS OF 2,438.00 FEET,  
CONCAVE SOUTHERLY, THROUGH A CENTRAL ANGLE OF 25°40'00", AN ARC LENGTH  
OF 1,092.15 FEET;

THENCE NORTH 84°30'00" EAST, 429.71 FEET TO THE **POINT OF BEGINNING**.

CONTAINING 38.06 ACRES.

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

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

1. The foregoing pages constitute a true, correct, complete and compared copy of an ordinance which was introduced at the meeting of the Council on August 1, 2007 and finally adopted and approved on August 15, 2007.

2. The following members of the Council were present at the August 1, 2007 Council meeting:

Mayor:	Oscar B. Goodman
Councilmembers:	Gary Reese
	Larry Brown
	Steve Wolfson
	Lois Tarkanian
	Steven D. Ross
	Ricki Y. Barlow

3. The foregoing Ordinance was first proposed and read by title to the City Council on August 1, 2007, and referred to a committee for recommendation; thereafter the said committee reported favorably on said Ordinance on August 15, 2007, which was a regular meeting of said Council; that at said regular meeting, the proposed Ordinance was again read by title to the City Council and adopted. The members of the City Council were present at the August 15, 2007 meeting and voted upon the adoption of the Ordinance as follows:

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

Those Voting Nay:	None
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Those Absent:	None
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4. The original of the Ordinance has been approved and authenticated by the signatures of the Mayor of the City and myself as Clerk of the City, and sealed with the seal of the City, and has been recorded in the journal of the Council kept for that purpose in my office, which record has been duly signed by such officers and properly sealed.

5. All members of the Council were given due and proper notice of each meeting. Pursuant to NRS § 241.020, written notice of the meeting including the time, place, location and agenda of the meeting was given by 9:00 a.m. at least three working days before the meeting.

a. By posting a copy of the notice at the principal office of the Council, or if there is no principal office, at the building in which the meeting is to be held, and at least three other separate, prominent places within the jurisdiction of the Council, to wit:

- (i) Bulletin Council (next door to Metro Records)  
City Hall Plaza  
Las Vegas, Nevada
- (ii) City Hall Plaza  
City Clerk's Bulletin Council, 2nd Floor Skybridge  
Las Vegas, Nevada
- (iii) Las Vegas Library  
833 Las Vegas Boulevard North  
Las Vegas, Nevada
- (iv) Clark County Government Center  
500 S. Grand Central Parkway  
Las Vegas, Nevada
- (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 to each person, if any, who has requested notice of the meetings of the Council in the same manner in which notice is required to be mailed to a member of the Council.

6. Copies of the notice of each such meeting as posted and mailed are attached hereto as Exhibits A and B.

7. A copy of the affidavit of publication of notice of deposit of the Ordinance is attached to this certificate as Exhibit C. A copy of the affidavit of publication of adoption of the Ordinance is attached to this certificate as Exhibit D.

8. 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 August 15, 2007.

  
\_\_\_\_\_  
City Clerk

(SEAL)

EXHIBIT A

(Attach Copy of Notice of August 1, 2007 Meeting)



## CITY COUNCIL AGENDA

COUNCIL CHAMBERS · 400 STEWART AVENUE · PHONE 229-6011

CITY OF LAS VEGAS INTERNET ADDRESS: <http://www.lasvegasnevada.gov>

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

COUNCIL MEMBERS: LARRY BROWN (Ward 4), STEVE WOLFSON (Ward 2),

LOIS TARKANIAN (Ward 1), STEVEN D. ROSS (Ward 6); RICKI Y. BARLOW (Ward 5)

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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.

**August 1, 2007**

**Morning Session begins at 9:00 a.m.**

**Afternoon Session begins at 1:00 p.m.**

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

THESE PROCEEDINGS ARE BEING PRESENTED LIVE ON KCLV, CABLE CHANNEL 2, AND ARE CLOSED CAPTIONED FOR OUR HEARING IMPAIRED VIEWERS. THE COUNCIL MEETING, AS WELL AS ALL OTHER KCLV PROGRAMMING, CAN BE VIEWED ON THE INTERNET AT [www.kclv.tv](http://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 LAS VEGAS FIRE & RESCUE DEPARTMENT'S 65TH ANNIVERSARY

### **BUSINESS ITEMS - MORNING**

7. 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

8. Approval of the Final Minutes by reference of the regular City Council meeting of June 20, 2007
9. Discussion and possible action to adjust the compensation for City Manager Douglas A. Selby (Fiscal Impact to be Determined – General Fund)
10. Discussion and possible action to adjust the compensation for City Attorney Bradford R. Jerbic (Fiscal Impact to be Determined - General Fund) (NOTE: To be trailed until the Afternoon Session, following the Closed Session)
11. Discussion and possible action to adjust the compensation for City Auditor Radford K. Snelding (Fiscal Impact to be Determined - General Fund) (NOTE: To be trailed until the Afternoon Session, following the Closed Session)

### **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**

12. Approval of the ratification of Gia Rodriguez in a Council support position as the Sr. Executive Assistant to the Ward 4 office (\$85,490 annual salary/\$34,196 benefits - General Fund) - Ward 4 (Brown)

#### **FIELD OPERATIONS - CONSENT**

13. Approval authorizing staff to apply for a Recreation and Public Purpose Lease from the Bureau of Land Management for 10 acres of land for a portion of APN 126-05-201-016 located in the vicinity of Moccasin Road and Puli Drive (\$100 - Rental of Land) - Ward 6 (Ross)
14. Approval of an Easement and Rights-of-Way from the City of Las Vegas to Las Vegas Valley Water District to allow Las Vegas Valley Water District access to the site for the purpose of construction, operation, maintenance, repair, renewal, reconstruction and removal of water pipelines and appurtenances to service APN 125-13-501-009, commonly known as Teton Trails located in the vicinity of Grand Teton and Decatur Boulevard - Ward 6 (Ross)
15. Approval of a Grant of Easement from the City of Las Vegas to Nevada Power Company to allow Nevada Power Company access to the site for electrical systems needs located at 6989 North Buffalo Drive commonly known as Fire Station 41, APN 125-21-601-008 - Ward 6 (Ross)
16. Approval of a Grant of Easement from the City of Las Vegas to Nevada Power Company to cancel and supersede the Right of Entry previously on record and continue to allow Nevada Power Company access to the sites for electrical systems needs located in the vicinity of Lake Mead and J Street, commonly known as Andre Agassi Charitable Foundation, APNs 139-21-702-001, 139-21-702-002, 139-21-702-003, 139-21-702-004, 139-21-702-005 and 139-21-701-003 - Ward 5 (Barlow)
17. Approval of a Grant of Easement from the City of Las Vegas to Nevada Power Company to cancel and supersede the Right-of-Entry previously on record and continue to allow Nevada Power Company access to the site for electrical systems needs located at 805 North Mojave Road commonly known as Fire Station 8, APN 139-25-303-014 - Ward 3 (Reese)

#### **FINANCE & BUSINESS SERVICES - ADMINISTRATION CONSENT**

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

#### **FINANCE & BUSINESS SERVICES - BUSINESS SERVICES CONSENT**

19. Approval of a Special Event Alcoholic Beverage License for Angel Padilla, Location: City of Las Vegas East Las Vegas Community Senior Center, 250 North Eastern Avenue, Date: August 11, 2007, Type: Special Event Beer/Wine, Event: Sweet 15 Birthday Party, Responsible Person in Charge: Jesus Padilla - Ward 3 (Reese)
20. Approval of a Special Event Alcoholic Beverage License for Charlie's Bar Down Under, Location: Parking Lot, 1950 North Buffalo Drive, Date: August 17, 2007, Type: Special Event General, Event: Summer BBQ, Responsible Person in Charge: Gary Heckethorn - Ward 1 (Tarkanian)
21. Approval of a Special Event Alcoholic Beverage License for Nora M. Formento, Location: Batter Beater Cafe, 222 South Decatur Boulevard, Date: August 5, 2007, Type: Special Event General, Event: Annual Quezonian Association Dinner, Responsible Person in Charge: Nora M. Formento - Ward 1 (Tarkanian)
22. Approval of Change of Ownership and Change of Business Name for Beer/Wine/Cooler On-Off sale License subject to Health Dept. regulations, From: Corner Store & Deli, Inc., dba Corner Store & Deli, To: Amer Ramo & Emad Binna, dba Corner Store, 2558 South Valley View, Amer A. Ramo, Ptnr, 50% and Emad Binna, Ptnr, 50% - Ward 1 (Tarkanian)
23. Approval of Change of Ownership and Change of Business Name for a Beer/Wine/Cooler Off-sale License subject to the provisions of the planning and fire codes and Health Dept. regulations, From: John Milk, LLC, dba MLK Bonanza Mini Mart, To: Terrible Herbst, Inc., dba Terrible's 293, 1500 West Bonanza Road, Jerry E. Herbst, Pres, 100%, Maryanna A. Herbst, Secy, Treas, Edward J. Herbst, VP, Timothy P. Herbst, VP, Troy D. Herbst, VP, and Michael J. Roop, VP - Ward 5 (Barlow)
24. Approval of Change of Ownership and Change of Business Name for a Beer/Wine/Cooler Off-sale License subject to Health Dept. regulations, From: Frekapel, LLC, dba Rainbow Craig Mini Mart, To: Terrible Herbst, Inc., dba Terrible's 296, 4401 North Rainbow Boulevard, Jerry E. Herbst, Pres, 100%, Maryanna A. Herbst, Secy, Treas, Edward J. Herbst, VP, Timothy P. Herbst, VP, Troy D. Herbst, VP, and Michael J. Roop, VP - Ward 4 (Brown)
25. Approval of a new Tavern Limited License subject to the provisions of the planning and fire codes and Health Dept. regulations, Choc'Let City, Inc., dba V's Choc'Let City, 115 North 7th Street, Vera K. Bucek, Dir, Pres, 51% jointly with spouse and Dennis C. Bucek, 49% jointly with spouse - Ward 5 (Barlow)
26. Approval of a new Liquor Caterer License subject to the provisions of the planning and fire codes, Wineaux, Inc., dba Wineaux, Inc., 7220 West Azure Drive, Suite 120, Natalie E. Buster, Pres, Secy, 50% and Teresa J. Berry, Dir, Treas, 50% - Ward 6 (Ross)
27. Approval of a new Slot Route Operator License, Nevada Gaming Partners, LLC, dba Nevada Gaming Partners, LLC, 4534 Hacienda Avenue, The Bruce I. Familian Trust, Mmbr, 100%, Bruce I. Familian, Trustee/Beneficiary - County

#### **FINANCE & BUSINESS SERVICES - PURCHASING & CONTRACTS CONSENT**

28. Approval of the First Amendment to Engineering Design Services Agreement No. 06-11552 for Additional Design Services in connection with Grand Central Parkway Widening project located on Grand Central Parkway from Charleston Boulevard to City Parkway - Department of Public Works - Award recommended to: PARSONS BRINCKERHOFF QUADE AND DOUGLAS, INC. (\$359,565 - Road and Flood Capital Projects Fund) - Ward 5 (Barlow)
29. Approval of Contract No. 070400-DK for City Hall Consulting Services - Office of the City Manager - Award recommended to: PIZZUTI SOLUTIONS, LLC (\$295,850 - General Fund)
30. Approval of Agreement No. 070413-DC, Engineering Design Services for Material Testing, Construction Inspections and Environmental Services - Department of Public Works - Award recommended to: CONVERSE CONSULTANTS (\$400,000 - Road and Flood Capital Projects Fund and Sanitation Enterprise Fund) - All Wards

#### **HUMAN RESOURCES - CONSENT**

31. Approval of Excess Workers' Compensation Insurance coverage for FY2008 with AON Risk Services, Inc. (\$631,741 - Workers' Compensation Self-Insured Fund)

32. Approval of City's property damage fire insurance policy on buildings, contents, outside equipment, boiler and machinery for FY2008 with AON Risk Services, Inc. (\$214,051 - Self-Insurance Liability Trust Fund)

### **NEIGHBORHOOD SERVICES - CONSENT**

33. Approval to allocate a total of \$60,911 to Catholic Charities of Southern Nevada to operate a Tenant-Based Rental Assistance (TBRA) Program using \$40,000 of HOME Investment Partnership/Low-Income Housing Trust Funds (HOME/LIHTF), \$12,366 of Community Development Block Grant (CDBG) Public Service funds and \$8,545 of Emergency Shelter Grant (ESG) funds – All Wards
34. Approval to allocate a total of \$267,566 to Help of Southern Nevada to operate a Tenant-Based Rental Assistance (TBRA) Program using \$200,000 of HOME Investment Partnership/Low-Income Housing Trust Funds (HOME/LIHTF), \$57,634 of Community Development Block Grant (CDBG) Public Service funds and \$9,932 of Emergency Shelter Grant (ESG) funds – All Wards
35. Approval to allocate a total of \$64,501 to the Neighborhood Services Department EVOLVE Program to operate a Tenant-Based Rental Assistance (TBRA) Program using \$60,000 of HOME Investment Partnership/Low-Income Housing Trust Funds (HOME/LIHTF) and \$4,501 of Emergency Shelter Grant (ESG) funds – All Wards
36. Approval to utilize \$800,000 in Community Development Block Grant (CDBG) funds for the demolition of two buildings owned by the Housing Authority of the City of Las Vegas (HACLV) located on the northeast corner of Comstock Drive and Balzar Avenue (2228 Comstock Drive and 1818 Balzar Avenue) – Ward 5 (Barlow)

### **PUBLIC WORKS - CONSENT**

37. Approval of an Encroachment Request from Beazer Homes Holdings Corporation, owner (southeast corner of Fort Apache Road and Elkhorn Road) - Ward 6 (Ross)
38. Approval of an Encroachment Request from Suzana Rutar Architect Limited on behalf of Towanda, LLC, owner (southeast corner of 6th Street and Gass Avenue) - Ward 3 (Reese)
39. Approval of an Encroachment Request from G. C. Wallace, Incorporated, on behalf of Great Wash Park, LLC, owner (northeast corner of Rampart Boulevard and Alta Drive) - Ward 2 (Wolfson)
40. Approval of a Dedication from the City of Las Vegas for a portion of the Southwest Quarter (SW 1/4) of Section 21, Township 20 South, Range 60 East, Mount Diablo Meridian, for roadway, street and public utility purposes generally located on the west side of Martin L. King Boulevard and the south side of Lake Mead Boulevard - APN 139-21-313-005 - Ward 5 (Barlow)
41. Approval of a Declaration of Utilization from the Bureau of Land Management for a portion of the Southwest Quarter (SW 1/4) of Section 4, Township 21 South, Range 60 East, Mount Diablo Meridian, for road, sewer and drainage purposes generally located on the west side of Cimarron Road and the north side of El Parque Avenue - APNs 163-04-304-003 and 004 - Ward 2 (Wolfson)
42. Approval of a Quitclaim Deed from the City of Las Vegas for a portion of the Southwest Quarter (SW 1/4) of Section 21, Township 20 South, Range 60 East, Mount Diablo Meridian, for a bus stop shelter pad generally located on the west side of Martin L. King Boulevard south of Lake Mead Boulevard - APN 139-21-313-005 - Ward 5 (Barlow)
43. Approval to file a Right-of-Way Grant with the Bureau of Land Management for a portion of the Southeast Quarter (SE 1/4) of Section 19, Township 19 South, Range 60 East, Mount Diablo Meridian, for road, sewer and drainage purposes generally located along the west side of Tee Pee Lane between Centennial Parkway and Darling Road alignment - APN 125-19-802-010 - Ward 6 (Ross)
44. Approval of a Memorandum of Understanding (MOU) between the Clark County School District and the City of Las Vegas to dedicate a construction easement and to designate responsibility of the construction, improvement, repair and maintenance of the pedestrian bridge east approach slab, railing and support piers as part of the multi-use path known as the Bonanza Trail located at Western High School, 4601 West Bonanza Road, APN 139-30-401-001 - Ward 5 (Barlow)

45. Approval of a Non-Refundable Contribution In Aid of Construction Agreement with Nevada Power Company (NPC) for power line relocation for the Martin L. King Boulevard, Alta Drive to Carey Avenue project (\$2,633,385 - Regional Transportation Commission [RTC]) - Ward 5 (Barlow)

## **DISCUSSION/ACTION ITEMS**

### **ADMINISTRATIVE - DISCUSSION**

46. Report from the City Manager on Emerging Issues
47. Discussion and possible action regarding the Memorandum of Understanding (MOU) between the City of Las Vegas and REI Neon, LLC, for the development of a full Development Agreement for the construction of a new arena located on the southwest corner of Main Street and Charleston Boulevard - Ward 3 (Reese)

### **BUSINESS DEVELOPMENT - DISCUSSION**

48. Discussion and possible action regarding the Real Property Purchase and Sale Agreement with I & A LAND, LLC, for real property generally located at 701 Stewart Avenue and 304 North 7th Street (APNs 139-34-512-056 and 139-34-512-055) (\$1,400,000 - City Facilities Capital Projects Fund) - Ward 5 (Barlow)

### **CITY ATTORNEY - DISCUSSION**

49. Discussion and possible action on Appeal of Work Card Denial: Monique E. Branch, 609 Maxley Court, Las Vegas, Nevada 89145
50. Discussion and possible action on Appeal of Work Card Denial: Approved February 7, 2007 subject to six-month review: Larry E. Walraven, 1521 Las Vegas Boulevard North #309, Las Vegas, Nevada 89101

### **FINANCE & BUSINESS SERVICES - ADMINISTRATION DISCUSSION**

51. Discussion and possible action to adopt the City of Las Vegas Developer Special Improvement District Guidelines - All Wards

### **FINANCE & BUSINESS SERVICES - BUSINESS SERVICES DISCUSSION**

52. Discussion and possible action regarding consideration of a permanent Tavern License, Concorde Gaming, LLC, dba Concorde Gaming, LLC, 235 South Main Street, Michael R. Treanor, Managing Mmbr, 100% - Ward 3 (Reese)
53. Discussion and possible action regarding a new Class III-A Secondhand Dealer License subject to the provisions of the planning and fire codes, Red Rock Jewelers, Inc., dba Red Rock Jewelers, 7175 West Lake Mead Boulevard, Suite 160, Julie Payne, Dir, Pres, Treas, Secy, 100% (NOTE: Item to be heard in the afternoon session in conjunction with Item 91 – SUP-21909) - Ward 1 (Tarkanian)
54. Discussion and possible action regarding a Six Month Review for a Beer/Wine/Cordial/Liqueur Tasting License, Wineaux, Inc., dba Vino 100, 7220 West Azure Drive, Suite 120, Natalie E. Buster, Pres, Secy, 50% and Teresa J. Berry, Dir, Treas, 50% (NOTE: Item to be heard in the afternoon session in conjunction with Items 132 and 133 - RQR-22768 and ROC-22769) - Ward 6 (Ross)

### **PUBLIC WORKS - DISCUSSION**

55. Discussion and possible action on a request to install speed humps on Marlborough Avenue between Pecos Road and Newport Street (\$7,000 - Neighborhood Traffic Management Program) - Ward 3 (Reese)
56. Discussion and possible action on a request to install speed humps on Arthur Avenue between Searles Avenue and Owens Avenue (\$7,000 - Neighborhood Traffic Management Program) - Ward 3 (Reese)

57. Discussion and possible action on a request to install speed humps on Newport Street between Valley Forge Avenue and Marlborough Avenue (\$7,000 - Neighborhood Traffic Management Program) - Ward 3 (Reese)

### **RESOLUTIONS - DISCUSSION**

58. ABEYANCE ITEM - R-57-2007 - Discussion and possible action regarding a Resolution Adopting an Updated Version of the Las Vegas Medical District Plan – Ward 5 (Barlow)
59. R-60-2007 - Discussion and possible action regarding a Resolution authorizing medium-term obligations in an amount of up to \$22,500,000, directing the officers of the City to forward materials to the Department of Taxation of the State of Nevada and authorizing the sale of the City of Las Vegas, Nevada, General Obligation Medium-Term obligations in the maximum aggregate principal amount of \$22,500,000 (\$12,500,000 demolition/construction of a recreational project - Stupak Community Center in Ward 3/\$10,000,000 - acquire and equip fire protection projects) - All Wards

### **BOARDS & COMMISSIONS - DISCUSSION**

60. ABEYANCE ITEM - CITIZENS PRIORITY ADVISORY COMMITTEE (CPAC) – Ronald L. Butters - Term Expiration 6-2007
61. ABEYANCE ITEM - REGIONAL TRANSPORTATION COMMISSION OF SOUTHERN NEVADA (RTC) ADVISORY COMMITTEE ON BUS BENCH/SHELTER CONSTRUCTION AND MAINTENANCE – Harry Furey, Deceased - Term Expires 1-04-2008

### **RECOMMENDING COMMITTEE REPORT - DISCUSSION**

### **BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING**

62. Bill No. 2007-28 – Annexation No. ANX-20735 – Property location: at 3829 Mountain Trail; Petitioned by: Louis and Vicki Richardson Trust; Acreage: .51 acres; Zoned: R-E (County zoning), U (R) (City equivalent). Sponsored by: Councilwoman Brenda J. Williams
63. Bill No. 2007-37 - Authorizes the issuance of the City of Las Vegas, Nevada Special Improvement District No. 808 (The Summerlin Area - Villages 20 and 23A) Senior Local Improvement Refunding Bonds, 2007 Series A and Subordinate Local Improvement Refunding Bonds, 2007 Series B - Proposed by Mark R. Vincent, Director of Finance and Business Services Department
64. Bill No. 2007-38 - Authorizes the issuance of the City of Las Vegas, Nevada Special Improvement District No. 808 and 810 (Summerlin Village 23B) Local Improvement and Refunding Bonds, Series 2007 - Proposed by Mark R. Vincent, Director of Finance and Business Services Department

### **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.**

65. Bill No. 2007-34 – Establishes the means of allowing the use “delivery and service vehicle storage” in certain commercial and industrial zoning districts. Sponsored by: Councilman Ricki Y. Barlow
66. Bill No. 2007-35 – Allows additional types of alcoholic beverage-related uses in the C-V (Civic) Zoning District by means of special use permit. Sponsored by: Councilwoman Lois Tarkanian
67. Bill No. 2007-36 – Adopts development standards and guidelines for hillside areas. Sponsored by: Councilman Larry Brown
68. Bill No. 2007-39 – Readopts LVMC 10.02.010 to make State misdemeanors City misdemeanors if committed within the City. Proposed by: Bradford R. Jerbic, City Attorney

69. Bill No. 2007-40 – Annexation No. ANX-20441 – Property location: On the southeast corner of Michael Way and Madre Mesa Drive; Petitioned by: American Wheelchair Veterans, et al.; Acreage: 12.13 acres; Zoned: R-E (County zoning), U (R) and R-D (City equivalents). Sponsored by: Councilman Ricki Y. Barlow

### **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**

70. Bill No. 2007-41 – Authorizes the issuance of the City of Las Vegas, Nevada Special Improvement District No. 811(Summerlin Village 24) Local Improvement Bonds, Series 2007. Proposed by Mark R. Vincent, Director of Finance and Business Services Department
71. Bill No. 2007-42 – Annexation No. ANX-21629 – Property location: South of West Azure Drive, between North Tenaya Way and Starlight Drive; Petitioned by: Tenaya Azure LLC, et al.; Acreage: 6.53 acres; Zoned: C-P and R-E (County zoning), P-R and U (R) (City equivalents). Sponsored by: Councilman Steven D. Ross
72. Bill No. 2007-43 – Annexation No. ANX-21949 – Property location: On the south side of Kyle Canyon Road, approximately 670 feet east of Shaumber Road; Petitioned by: Northwest Investments, LLC, et al.; Acreage: 16.80 acres; Zoned: R-U (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Steven D. Ross
73. Bill No. 2007-44 – Annexation No. ANX-21950 – Property location: On the south side of Kyle Canyon Road, approximately 330 feet east of the Alpine Ridge Way alignment; Petitioned by: Birgit Glaschke, et al.; Acreage: 6.72 acres; Zoned: R-U (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Steven D. Ross
74. Bill No. 2007-45 – Adopts the Historic Properties Preservation Plan Element of the Las Vegas 2020 Master Plan. Proposed by: M. Margo Wheeler, Director of Planning and Development
75. Bill No. 2007-46 – Establishes a sewer service surcharge in support of the City's financial obligation as a member of the Clean Water Coalition. Proposed by: Mark Vincent, Director of Finance and Business Services
76. Bill No. 2007-47– Amends Ordinance No. 5291, as amended (creating Special Improvement District No. 808 - Summerlin Area). Proposed by: Charles Kajkowski, Director of Public Works
77. Bill No. 2007-48 – Amends Ordinance No. 5293, as amended (concerning the levy of assessments in Special Improvement District No. 808 - Summerlin Area). Proposed by: Charles Kajkowski, Director of Public Works

### **CLOSED SESSION**

78. Upon a duly carried Motion, a closed meeting is called in accordance with NRS 241.030 to discuss the following items:
- A. Annual Performance Review - City Attorney Bradford R. Jerbic
  - B. Annual Performance Review - Radford K. Snelding

## **1:00 P.M. - AFTERNOON SESSION**

### **BUSINESS ITEMS - AFTERNOON**

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

### **HEARINGS - DISCUSSION**

80. Public Hearing to consider the report of expenses to recover costs for abatement of vacant or abandoned building located at 4552 Bingham Avenue. PROPERTY OWNER: HELENE L. LANE (\$3,000.14 – General Fund) – Ward 3 (Reese)

## **PLANNING & DEVELOPMENT**

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

### **PLANNING & DEVELOPMENT - 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**

81. EOT-22659 - APPLICANT/OWNER: CIELO VISTA LLC - Request for an Extension of Time of an approved Rezoning (ZON-6412) FROM: R-1 (SINGLE FAMILY RESIDENTIAL) TO: C-2 (GENERAL COMMERCIAL) on 1.11 acres adjacent to the southeast corner of Washington Avenue and Veterans Memorial Drive (APN 139-27-708-001), Ward 5 (Barlow). Staff recommends APPROVAL
82. EOT-22660 - APPLICANT/OWNER: CIELO VISTA LLC - Request for an Extension of Time of an approved Variance (VAR-6413) TO ALLOW A 38.66 FOOT SETBACK WHERE RESIDENTIAL ADJACENCY STANDARDS REQUIRE 936 FEET FOR A PROPOSED MIXED USE DEVELOPMENT on 2.8 acres adjacent to the southeast corner of Washington Avenue and Veterans Memorial Drive (APN 139-27-708-001 and 002), [R-1 (Single Family Residential) Zone under Resolution of Intent to C-2 (General Commercial) Zone] and C-2 (General Commercial) Zone, Ward 5 (Barlow). Staff recommends APPROVAL
83. EOT-22661 - APPLICANT/OWNER: CIELO VISTA LLC - Request for an Extension of Time of an approved Special Use Permit (SUP-6414) FOR A PROPOSED MIXED USE DEVELOPMENT on 2.8 acres adjacent to the southeast corner of Washington Avenue and Veterans Memorial Drive (APN 139-27-708-001 and 002), [R-1 (Single Family Residential) Zone under Resolution of Intent to C-2 (General Commercial) Zone] and C-2 (General Commercial) Zone, Ward 5 (Barlow). Staff recommends APPROVAL
84. EOT-22658 - APPLICANT/OWNER: CIELO VISTA LLC - Request for an Extension of Time of an approved Site Development Plan Review (SDR-6411) FOR A 312 FOOT TALL 1,300,455 SQUARE-FOOT, 414 RESIDENTIAL UNIT MIXED USE DEVELOPMENT on 2.8 acres adjacent to the southeast corner of Washington Avenue and Veterans Memorial Drive (APNs 139-27-708-001 and -002), [R-1 (Single Family Residential) Zone under Resolution of Intent to C-2 (General Commercial) Zone] and C-2 (General Commercial) Zone, Ward 5 (Barlow). Staff recommends APPROVAL

85. EOT-22720 - APPLICANT/OWNER: CHURCH BAPTIST HOLY CROSS INC - Request for an Extension of Time of an approved Variance (VAR-6597) TO ALLOW A FIVE-FOOT SETBACK WHERE RESIDENTIAL ADJACENCY STANDARDS REQUIRE 78 FEET FOR A PROPOSED CHURCH on 0.40 acres at 1328 West Lake Mead Boulevard (APN 139-21-610-293), R-2 (Medium-Low Density Residential) Zone, Ward 5 (Barlow). Staff recommends APPROVAL
86. EOT-22718 - APPLICANT/OWNER: CHURCH BAPTIST HOLY CROSS INC - Request for an Extension of Time of an approved Special Use Permit (SUP-6595) FOR A PROPOSED CHURCH at 1328 West Lake Mead Boulevard (APN 139-21-610-293), R-2 (Medium-Low Density Residential) Zone, Ward 5 (Barlow). Staff recommends APPROVAL
87. EOT-22719 - APPLICANT/OWNER: CHURCH BAPTIST HOLY CROSS INC - Request for an Extension of Time of an approved Site Development Plan Review (SDR-6596) FOR A PROPOSED 5,700 SQUARE-FOOT CHURCH AND WAIVERS TO ALLOW A 10-FOOT FRONT YARD SETBACK WHERE 20 FEET IS THE MINIMUM REQUIRED AND PERIMETER LANDSCAPE BUFFER REQUIREMENTS on 0.40 acres at 1328 West Lake Mead Boulevard (APN 139-21-610-293), R-2 (Medium-Low Density Residential) Zone, Ward 5 (Barlow). Staff recommends APPROVAL

### **PLANNING & DEVELOPMENT - DISCUSSION**

88. RQR-21510 - PUBLIC HEARING - APPLICANT: LAMAR OUTDOOR ADVERTISING - OWNER: Z J & R PROPERTIES - Appeal filed from the denial by the Planning Commission of a Required One Year Review of an Approved Special Use Permit (U-0043-94) WHICH ALLOWED A 55-FOOT TALL, 14-FOOT BY 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 3920 West Charleston Boulevard (APN 139-31-801-018), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (5-2 vote) and staff recommend DENIAL
89. RQR-21508 - PUBLIC HEARING - APPLICANT: LAMAR ADVERTISING - OWNER: GES FAMILY, LP - Required Five Year Review of an approved Special Use Permit (U-0065-92) WHICH ALLOWED A 55-FOOT HIGH, 14-FOOT X 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN on the west side of the Oran K. Gragson Highway (US-95), south of Vegas Drive (APN 138-27-501-001), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation], Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and staff recommend APPROVAL
90. RQR-21509 - PUBLIC HEARING - APPLICANT: LAMAR ADVERTISING - OWNER: ELDEN EQUITY FUND 17, LLC - Required Five Year Review of an approved Special Use Permit (U-0021-97) WHICH ALLOWED A 40-FOOT HIGH, 14-FOOT X 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 2401 North Rancho Drive (APN 139-18-403-002), C-2 (General Commercial) Zone, Ward 5 (Barlow). The Planning Commission (7-0 vote) and staff recommend APPROVAL
91. SUP-21909 - PUBLIC HEARING - APPLICANT: RED ROCK JEWELERS, INC. - OWNER: ROCK SPRINGS PLAZA, LLC - Request for a Special Use Permit FOR A PROPOSED SECOND-HAND DEALER at 7175 West Lake Mead Boulevard, Suite #160 (APN 138-22-701-007), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). (NOTE: To be heard in conjunction with morning session Item 53) The Planning Commission (7-0 vote) and staff recommend APPROVAL
92. SUP-21954 - PUBLIC HEARING - APPLICANT: JOSEPH ANTHONY PIERRO - OWNER: CENTENNIAL CENTRE, LLC - Request for a Special Use Permit FOR A PROPOSED BEER/WINE/COOLER ON-SALE ESTABLISHMENT at 7920 West Tropical Parkway, Suite #170 (APN 125-28-610-004), T-C (Town Center) Zone [GC-TC (General Commercial - Town Center) Special Land Use Designation], Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL
93. VAC-21906 - PUBLIC HEARING - APPLICANT/OWNER: D.R. HORTON - Petition to Vacate A 40-FOOT WIDE PUBLIC SEWER AND DRAINAGE EASEMENT generally located at the east end of Southern Comfort Avenue, Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL
94. VAC-21945 - PUBLIC HEARING - APPLICANT/OWNER: KB HOMES - Petition to Vacate SEWER AND DRAINAGE Easements generally located in portions of Oxford Commons, Units 1 & 2, Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL

95. ZON-21602 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: CRAIG WASSERMAN - Request for a Rezoning FROM: C-2 (GENERAL COMMERCIAL) TO: R-4 (HIGH DENSITY RESIDENTIAL) on 0.16 acres at 210 West Monroe Avenue (APN 139-27-111-067), Ward 5 (Barlow). The Planning Commission (6-0 vote) and staff recommend APPROVAL
96. ZON-19647 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: PLATINUM REALTY AND DEVELOPMENT - OWNER: CRAIG 95 LLC C/O ABRAR MANAGEMENT - Request for a Rezoning FROM: U (UNDEVELOPED) [SC (SERVICE COMMERCIAL) GENERAL PLAN DESIGNATION] TO: C-1 (LIMITED COMMERCIAL) on 3.53 acres on the south side of Craig Road, west of U.S. 95 (APN 138-03-701-003), Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL
97. SDR-19643 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: PLATINUM REALTY AND DEVELOPMENT - OWNER: CRAIG 95 LLC C/O ABRAR MANAGEMENT - Request for a Site Development Plan Review FOR A 37,925 SQUARE FOOT COMMERCIAL CENTER AND WAIVERS OF PERIMETER LANDSCAPE BUFFER STANDARD TO ALLOW NO LANDSCAPING ALONG THE SOUTH AND EAST PROPERTY LINES WHERE AN 8-FOOT WIDE BUFFER IS REQUIRED AND A 2-FOOT WIDE BUFFER ALONG A PORTION OF THE NORTH PROPERTY LINE WHERE AN 8-FOOT WIDE BUFFER IS REQUIRED on 3.53 acres on the south side of Craig Road, west of U.S. 95 (APN 138-03-701-003), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] [PROPOSED: C-1 (Limited Commercial)], Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL
98. ZON-19673 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: TCR-SOUTHWEST PROPERTIES, INC. - OWNER: COHEN 1969 TRUST - Request for a Rezoning FROM: C-1 (LIMITED COMMERCIAL) TO: R-PD25 (RESIDENTIAL PLANNED DEVELOPMENT - 25 UNITS PER ACRE) on 7.36 acres at 3132 North Jones Boulevard (APN 138-13-101-006), Ward 5 (Barlow). Staff recommends DENIAL. The Planning Commission (5-0-1 vote) recommends APPROVAL
99. VAR-19672 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: TCR-SOUTHWEST PROPERTIES, INC. - OWNER: COHEN 1969 TRUST - Request for a Variance TO ALLOW 68,875 SQUARE FEET OF OPEN SPACE WHERE 142,249 SQUARE FEET IS REQUIRED FOR A PROPOSED 161-UNIT MULTI-FAMILY RESIDENTIAL SUBDIVISION on 7.36 acres at 3132 North Jones Boulevard (APN 138-13-101-006), C-1 (Limited Commercial) Zone [PROPOSED: R-PD25 (Residential Planned Development - 25 Units Per Acre)], Ward 5 (Barlow). Staff recommends DENIAL. The Planning Commission (5-0-1 vote) recommends APPROVAL
100. SDR-19670 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: TCR-SOUTHWEST PROPERTIES, INC. - OWNER: COHEN 1969 TRUST - Request for a Site Development Plan Review FOR A 161-UNIT MULTI-FAMILY DEVELOPMENT on 7.36 acres at 3132 North Jones Boulevard (APNs 138-13-101-006), C-1 (Limited Commercial) Zone [PROPOSED: R-PD25 (Residential Planned Development - 25 Units Per Acre)], Ward 5 (Barlow). Staff recommends DENIAL. The Planning Commission (5-0-1 vote) recommends APPROVAL
101. ZON-21234 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: ASHTON-BOYD FAMILY TRUST, ET AL - Request for a Rezoning FROM: R-4 (HIGH DENSITY RESIDENTIAL) TO: R-5 (APARTMENT) on 1.38 acres on the north side of Bridger Avenue between 9th Street and 10th Street (APNs 139-34-712-026, 027, 028, 041, 042, and 043), Ward 5 (Barlow). Staff recommends DENIAL. The Planning Commission (4-2 vote) recommends APPROVAL
102. VAR-21238 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: ASHTON BOYD FAMILY TRUST, ET AL - Request for a Variance TO ALLOW 220 PARKING SPACES WHERE 253 IS THE MINIMUM REQUIRED FOR A PROPOSED 300-UNIT APARTMENT BUILDING on 1.38 acres on the north side of Bridger Avenue between 9th Street and 10th Street (APNs 139-34-712-026, 027, 028, 041, 042, and 043), R-4 (High Density Residential) Zone [PROPOSED: R-5 (Apartment)], Ward 5 (Barlow). NOTE: THE CORRECT PARKING VARIANCE IS TO ALLOW 220 PARKING SPACES WHERE 425 IS THE MINIMUM REQUIRED. Staff recommends DENIAL. The Planning Commission (4-2 vote) recommends APPROVAL
103. VAR-21239 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: ASHTON BOYD FAMILY TRUST - Request for a Variance TO ALLOW A BUILDING HEIGHT OF 62 FEET AND SIX STORIES WHERE 55 FEET AND 5 STORIES IS THE MAXIMUM ALLOWED, A ZERO-FOOT FRONT YARD SETBACK WHERE 10 FEET IS THE MINIMUM REQUIRED, A ZERO-FOOT REAR YARD SETBACK WHERE 20 FEET IS THE MINIMUM REQUIRED AND A ZERO FOOT CORNER SIDE SETBACK WHERE FIVE FEET IS THE MINIMUM REQUIRED FOR A

PROPOSED 300-UNIT APARTMENT BUILDING on 1.38 acres on the north side of Bridger Avenue between 9th Street and 10th Street (APNs 139-34-712-026, 027, 028, 041, 042, and 043), R-4 (High Density Residential) Zone [PROPOSED: R-5 (Apartment)], Ward 5 (Barlow). Staff recommends DENIAL. The Planning Commission (4-2 vote) recommends APPROVAL

104. VAC-21240 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: SDA, INC. - OWNER: ASHTON-BOYD FAMILY TRUST, ET AL - Petition to Vacate a 20-foot wide section of public right-of-way generally located north of Bridger Avenue, between Ninth Street and Tenth Street, Ward 5 (Barlow). Staff recommends DENIAL. The Planning Commission (4-2 vote) recommends APPROVAL
105. SDR-21236 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: ASHTON BOYD FAMILY TRUST, ET AL - Request for a Site Development Plan Review for a PROPOSED 300-UNIT, 62-FOOT HIGH, SIX-STORY APARTMENT BUILDING WITH A WAIVER TO ALLOW A RESIDENTIAL ADJACENCY SETBACK OF 10 FEET WHERE 162 FEET IS REQUIRED AND A WAIVER OF THE PERIMETER LANDSCAPE BUFFERING STANDARDS FOR ZERO FEET OF LANDSCAPING WHERE TEN FEET IS REQUIRED ALONG THE SOUTHERN, EASTERN, AND WESTERN PERIMETER AND TO ALLOW FIVE FEET OF LANDSCAPING WHERE SIX FEET IS REQUIRED ALONG A PORTION OF THE NORTHERN PERIMETER on 1.38 acres on the north side of Bridger Avenue between 9th Street and 10th Street (APNs 139-34-712-026, 027, 028, 041, 042, and 043), R-4 (High Density Residential) Zone [PROPOSED: R-5 (Apartment)], Ward 5 (Barlow). Staff recommends DENIAL. The Planning Commission (4-2 vote) recommends APPROVAL
106. VAR-21632 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: NEVADA POWER COMPANY - OWNER: CHARLES AND VIRGINIA GORMLEY - Request for a Variance TO ALLOW AN EXISTING COMMERCIAL BUILDING TO BE 10 FEET FROM THE REAR PROPERTY LINE WHERE A 20-FOOT SETBACK IS THE MINIMUM REQUIRED on 2.69 acres at 7185 West Charleston Boulevard (APN 163-03-501-003), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL
107. VAR-21724 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: NEVADA POWER COMPANY - OWNER: CHARLES AND VIRGINIA GORMLEY - Request for a Variance TO ALLOW A PERIMETER WALL TO BE 15 FEET HIGH WHERE 8 FEET IS THE MAXIMUM HEIGHT ALLOWED on 2.16 acres at 7175 West Charleston Boulevard (APN 163-03-501-003), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL
108. SDR-20282 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: NEVADA POWER COMPANY - OWNER: CHARLES AND VIRGINIA GORMLEY - Request for a Site Development Plan Review FOR A PROPOSED ELECTRIC UTILITY SUBSTATION AND A WAIVER OF THE PERIMETER LANDSCAPE BUFFER STANDARD TO ALLOW ZERO-FOOT WIDE LANDSCAPE BUFFERS WHERE EIGHT-FOOT WIDE LANDSCAPE BUFFERS ARE REQUIRED ALONG THE EAST AND WEST PROPERTY LINES on 2.16 acres at 7175 and 7185 West Charleston Boulevard (APN 163-03-501-003), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL
109. VAC-20284 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: NEVADA POWER COMPANY - OWNER: RMH TRUST - Petition to vacate a patent reservation generally located north of the Holmby Avenue alignment commencing at the centerline of the Holmby Avenue and Belcastro Street alignments, Ward 1 (Tarkanian). Staff recommends DENIAL. The Planning Commission (5-0 vote) recommends APPROVAL
110. ABEYANCE ITEM - RESCIND PREVIOUS ACTION - VAR-18973 - PUBLIC HEARING - APPLICANT/OWNER: MAX JONES PROFESSIONAL PLAZA - Request for a Variance TO ALLOW A FRONT SETBACK OF 15 FEET WHERE 20 FEET IS THE MINIMUM REQUIRED FOR A PROPOSED 21,551 SQUARE-FOOT OFFICE BUILDING on 0.85 acres at 1506 South Jones Boulevard (APN-163-01-201-006), O (Office) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and staff recommend APPROVAL
111. VAR-18973 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: MAX JONES PROFESSIONAL PLAZA - Request for a Variance TO ALLOW A FRONT SETBACK OF 15 FEET WHERE 20 FEET IS THE MINIMUM REQUIRED FOR A PROPOSED 21,551 SQUARE-FOOT OFFICE BUILDING on 0.85 acres at 1506 South Jones Boulevard (APN-163-01-201-006), O (Office) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and staff recommend APPROVAL

- 112.SUP-20485 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: MELISSA OHLSSON - OWNER: UHLER FAMILY TRUST-SURVIVORS TRUST - Request for a Special Use Permit FOR A HORSE CORRAL OR STABLE (COMMERCIAL) FOR 20 HORSES WITH A WAIVER TO ALLOW THE CORRAL AND STABLE TO BE SEVEN FEET FROM THE FRONT PROPERTY LINE WHERE 100 FEET IS THE MINIMUM REQUIRED at 8300 North Bradley Road, (APN 125-12-701-003), R-E (Residence Estates) Zone, Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 113.SUP-21008 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: CASHBACK - OWNER: CHEYENNE FAIRWAYS BUSINESS CENTER - Appeal from the denial by the Planning Commission of a request for a Special Use Permit FOR AN AUTO TITLE LOAN ESTABLISHMENT WITH A WAIVER TO ALLOW A DISTANCE SEPARATION OF ZERO FEET FROM A RESIDENTIAL USE WHERE 200 FEET IS REQUIRED AND A WAIVER TO ALLOW AN AUTO TITLE LOAN ESTABLISHMENT TO BE 1,250 SQUARE FEET WHERE 1,500 SQUARE FEET IS REQUIRED at 8670 West Cheyenne Avenue (APN 138-08-801-019), C-V (Civic) Zone under Resolution of Intent to C-1 (Limited Commercial), Ward 4 (Brown). The Planning Commission (4-0-1 vote) and staff recommend DENIAL
- 114.ROC-19273 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: AAG-LAS VEGAS - OWNER: MUSTANG MAN, LLC. - This is an appeal filed by the applicant from the denial by the Planning Commission of a request for a Review of Condition Number 18 of an approved Reclassification of Property (Z-0045-88) TO ALLOW AUTO DEALER INVENTORY STORAGE WHERE THE ORIGINAL CONDITION STATED THAT THERE SHALL BE NO OUTDOOR STORAGE OF ANY KIND on 1.61 acres at 6750 West Sahara Avenue (APN 163-02-415-012), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (3-2-1 vote) and staff recommend DENIAL
- 115.SUP-19103 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: AAG-LAS VEGAS, LLC - OWNER: MUSTANG MAN, LLC - This is an appeal filed by the applicant from the denial by the Planning Commission of a request for a Special Use Permit FOR A PROPOSED AUTO DEALER INVENTORY STORAGE LOCATION WITH A WAIVER OF THE REQUIREMENT THAT STORED VEHICLES BE EFFECTIVELY SCREENED SO AS NOT TO BE VISIBLE FROM ADJOINING PROPERTIES OR PUBLIC RIGHTS-OF-WAY at 6750 West Sahara Avenue (APN 163-02-415-012), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (3-2-1 vote) and staff recommend DENIAL
- 116.ZON-13854 - PUBLIC HEARING - APPLICANT/OWNER: WILLIAM LYON HOMES - Request for a Rezoning FROM: U (UNDEVELOPED) [RNP (RURAL NEIGHBORHOOD PRESERVATION) MASTER PLAN DESIGNATION] UNDER RESOLUTION OF INTENT TO R-PD2 (RESIDENTIAL PLANNED DEVELOPMENT - 2 UNITS PER ACRE) TO: R-PD2 (RESIDENTIAL PLANNED DEVELOPMENT - 2 UNITS PER ACRE) on 24.8 acres at the southwest corner of Horse Drive and Coke Street (APNs 125-09-602-004, 125-09-702-001, 002, 003, and 125-09-704-001), Ward 6 (Ross). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
- 117.VAR-13853 - PUBLIC HEARING - APPLICANT/OWNER: WILLIAM LYON HOMES - Request for a Variance TO ALLOW ZERO SQUARE FEET OF OPEN SPACE WHERE 35,293 SQUARE FEET ARE REQUIRED FOR A 49-LOT RESIDENTIAL SUBDIVISION on 24.8 acres at the southwest corner of Horse Drive and Coke Street (APNs 125-09-602-004, 125-09-702-001, 002, 003, and 125-09-704-001), U (Undeveloped) Zone under Resolution of Intent to R-PD2 (Residential Planned Development - 2 Units Per Acre) and R-E (Residence Estates) Zone [PROPOSED: R-PD2 (Residential Planned Development - 2 Units Per Acre)], Ward 6 (Ross). NOTE: THE EXISTING ZONING DESIGNATION IS U (UNDEVELOPED) [RNP (RURAL NEIGHBORHOOD PRESERVATION) MASTER PLAN DESIGNATION] AND U (UNDEVELOPED) [RNP (RURAL NEIGHBORHOOD PRESERVATION) MASTER PLAN DESIGNATION] UNDER RESOLUTION OF INTENT TO R-PD2 (RESIDENTIAL PLANNED DEVELOPMENT - 2 UNITS PER ACRE). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
- 118.SDR-13852 - PUBLIC HEARING - APPLICANT/OWNER: WILLIAM LYON HOMES - Request for a Site Development Plan Review FOR A 49-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 24.8 acres at the southwest corner of Horse Drive and Coke Street (APNs 125-09-602-004, 125-09-702-001, 002, 003, and 125-09-704-001), U (Undeveloped) Zone under Resolution of Intent to R-PD2 (Residential Planned Development - 2 Units Per Acre) and R-E (Residence Estates) Zone [PROPOSED: R-PD2 (Residential Planned Development - 2 Units Per Acre)], Ward 6 (Ross). NOTE: THE EXISTING ZONING DESIGNATION IS U (UNDEVELOPED) [RNP (RURAL NEIGHBORHOOD PRESERVATION) MASTER PLAN DESIGNATION] AND U (UNDEVELOPED) [RNP (RURAL NEIGHBORHOOD PRESERVATION) MASTER PLAN DESIGNATION] UNDER RESOLUTION OF INTENT TO R-PD2 (RESIDENTIAL PLANNED DEVELOPMENT - 2 UNITS PER ACRE). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
- 119.ZON-21948 - PUBLIC HEARING - APPLICANT: JOCELYN AND ERNESTO BENDICION - OWNER: JOCELYN D. BENDICION - Request for a Rezoning FROM: R-1 (SINGLE FAMILY RESIDENTIAL) TO: P-R (PROFESSIONAL

OFFICE AND PARKING) on 0.14 acres at 1410 South Maryland Parkway (APN 162-03-612-010), Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL

- 120.SDR-21947 - PUBLIC HEARING - APPLICANT: JOCELYN AND ERNESTO BENDICION - OWNER: JOCELYN D. BENDICION - Request for a Site Development Plan Review FOR THE PROPOSED CONVERSION OF A SINGLE-FAMILY RESIDENCE TO A 1,205 SQUARE-FOOT OFFICE BUILDING WITH WAIVERS OF PERIMETER LANDSCAPE BUFFER REQUIREMENTS TO ALLOW A ZERO-FOOT WIDE BUFFER ALONG A PORTION OF THE EAST PROPERTY LINE WHERE 15 FEET IS REQUIRED AND A ZERO-FOOT WIDE BUFFER ALONG THE NORTH, SOUTH, AND WEST PROPERTY LINES WHERE FIVE FEET IS THE MINIMUM REQUIRED on 0.14 acres at 1410 South Maryland Parkway (APN 162-03-612-010), R-1 (Single Family Residential) Zone [PROPOSED: P-R (Professional Offices and Parking)], Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 121.VAR-21993 - PUBLIC HEARING - APPLICANT/OWNER: CS4015, LLC - Request for a Variance TO ALLOW 123 PARKING SPACES WHERE 134 SPACES ARE REQUIRED FOR A PROPOSED 16,663 COMMERCIAL SHOPPING CENTER on 2.0 acres at the southwest corner of Lone Mountain Road and Cliff Shadows Parkway (APNs 137-01-101-023 and 024), P-D (Planned Development) Zone, Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend DENIAL
- 122.VAR-22100 - PUBLIC HEARING - APPLICANT/OWNER: CS4015, LLC - Request for a Variance TO ALLOW A 27.2-FOOT HIGH RETAIL BUILDING TO BE 20 FEET FROM RESIDENTIAL PROPERTY WHERE RESIDENTIAL ADJACENCY STANDARDS REQUIRE AN 81.6-FOOT SETBACK on 2.0 acres at the southwest corner of Lone Mountain Road and Cliff Shadows Parkway (APNs 137-01-101-023 and 024), P-D (Planned Development) Zone, Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend DENIAL
- 123.SDR-21992 - PUBLIC HEARING - APPLICANT/OWNER: CS4015, LLC - Request for a Site Development Plan Review FOR A PROPOSED 9,663 SQUARE-FOOT COMMERCIAL SHOPPING CENTER WITH A 3,500 SQUARE FOOT TAVERN AND 3,000 SQUARE FOOT CONVENIENCE STORE WITH WAIVERS OF LONE MOUNTAIN WEST LANDSCAPE STANDARDS AND WAIVERS TO ALLOW ZERO FOOT PERIMETER LANDSCAPE BUFFER ON A PORTION OF THE NORTH PROPERTY LINE WHERE 15 FEET IS REQUIRED, A THREE-FOOT PERIMETER LANDSCAPE BUFFER ON A PORTION OF THE EAST PROPERTY LINE WHERE 15 FEET IS REQUIRED, A ZERO FOOT PERIMETER LANDSCAPE BUFFER ON A PORTION OF THE SOUTH PROPERTY LINE WHERE EIGHT FEET IS REQUIRED AND A FOUR FOOT PERIMETER LANDSCAPE BUFFER ON A PORTION OF THE WEST PROPERTY LINE WHERE EIGHT FEET IS REQUIRED on 2.0 acres at the southwest corner of Lone Mountain Road and Cliff Shadows Parkway (APNs 137-01-101-023 and 024), P-D (Planned Development) Zone, Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend DENIAL
- 124.RESCIND PREVIOUS ACTION - RQR-20054 - PUBLIC HEARING - APPLICANT: LAS VEGAS DEVELOPMENT COMPANY - OWNER: CARDAN LINDELL NORTH, L.L.C. - Required Six Month Review of a Variance TO ALLOW A PROPOSED 100-FOOT TALL FLAGPOLE WHERE 40 FEET IS THE MAXIMUM HEIGHT ALLOWED at 5550 West Sahara Avenue (APN 163-01-404-022), C-2 (General Commercial) Zone, Ward 1 (Tarkanian). Staff recommends DENIAL
- 125.RQR-20054 - PUBLIC HEARING - APPLICANT: LAS VEGAS DEVELOPMENT COMPANY - OWNER: CARDAN LINDELL NORTH, L.L.C. - Required Six Month Review of a Variance TO ALLOW A PROPOSED 100-FOOT TALL FLAGPOLE WHERE 40 FEET IS THE MAXIMUM HEIGHT ALLOWED at 5550 West Sahara Avenue (APN 163-01-404-022), C-2 (General Commercial) Zone, Ward 1 (Tarkanian). Staff recommends DENIAL
- 126.RQR-21507 - PUBLIC HEARING - APPLICANT: LAMAR ADVERTISING - OWNER: ROCK SPRINGS ROAD, LLC - Required Five Year Review of an approved Special Use Permit (U-0061-92) WHICH ALLOWED A 40-FOOT TALL, 14-FOOT X 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 1910 Rock Springs Drive (APN 138-22-711-005), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL
- 127.SUP-21913 - PUBLIC HEARING - APPLICANT: 7-ELEVEN, INC. - OWNER: CAP II-FARM/DURANGO, LLC - Request for a Special Use Permit FOR A RETAIL ESTABLISHMENT WITH ACCESSORY PACKAGE LIQUOR OFF-SALE on the north side of Durango Drive, approximately 350 feet north of El Capitan Way (APN 125-17-611-001), T-C (Town Center) Zone [SC-TC (Service Commercial - Town Center) Land Use Designation], Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL

- 128.ROC-22596 - PUBLIC HEARING - APPLICANT: BRIAD RESTAURANT GROUP, LLC - OWNER: GEORGE SHERMAN - Request for a Review of Condition to remove Condition Number 5 of an approved Special Use Permit (U-0027-96) WHICH STATED THAT NO GAMING SHALL BE ALLOWED for an approved Tavern at 4570 West Sahara Avenue (APN 162-06-411-003), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). Staff recommends DENIAL
- 129.ROC-22800 - PUBLIC HEARING - APPLICANT: DRAKE REAL ESTATE SERVICES - OWNER: OUTPAR, LLC - Request for a Review of Condition to remove the portion of Condition Number Five of an approved Special Use Permit (SUP-20505) WHICH STATED THAT THE SALE OF SCREW CAP WINE IS PROHIBITED on the west side of Jones Boulevard, approximately 275 feet south of Cheyenne Avenue (APN 138-14-501-007), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 5 (Barlow). Staff recommends APPROVAL
- 130.ROC-22767 - PUBLIC HEARING - APPLICANT: CLEAR CHANNEL OUTDOOR - OWNER: REDROCK PLAZA, LLC - Request for a Review of Condition to remove Condition Number One of an approved Required Review (RQR-5682) WHICH STATED THAT THE BILLBOARD SHALL BE DEMOLISHED PRIOR TO THE ISSUANCE OF THE CERTIFICATE OF OCCUPANCY FOR NEW CONSTRUCTION PERMITTED BY THE SITE DEVELOPMENT PLAN REVIEW SDR-5556 at 5191 West Charleston Boulevard (APN 163-01-515-001), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). Staff recommends DENIAL
- 131.ROC-23231 - PUBLIC HEARING - APPLICANT/OWNER: REI NEON, LLC - Request for a Review of Condition to modify Condition Number One of an approved Vacation (VAC-21173) WHICH STATED, "THE LIMITS OF THIS PETITION OF VACATION SHALL BE DEFINED AS THE STREETS AND ALLEYS BOUNDED ON THE NORTH BY CHARLESTON BOULEVARD, ON THE EAST BY MAIN STREET, ON THE SOUTH BY WYOMING AVENUE, AND ON THE WEST BY THE UNION PACIFIC RAILROAD, EXCLUDING THOSE PORTIONS OF RIGHT-OF-WAY FOR INDUSTRIAL ROAD AS DEPICTED ON THE MASTER PLAN OF STREETS AND HIGHWAYS" TO READ "THE VACATION SHALL RECORD IN PHASES: PHASE 1 SHALL CONSIST OF VACATION OF THE PUBLIC RIGHTS-OF-WAY SUBJECT TO RETAINING PUBLIC EASEMENTS FOR DRAINAGE AND SEWER, AND ALONG COMMERCE STREET, PUBLIC ROADWAY EASEMENTS. PHASE 2 SHALL CONSIST OF VACATION OF THOSE REMAINING PUBLIC EASEMENTS UPON CONSTRUCTION OF THE REQUIRED TRAFFIC MITIGATION IMPROVEMENTS (TO COMPENSATE FOR THE ELIMINATION OF COMMERCE STREET), AND THE IMMINENT ISSUANCE OF BUILDING PERMITS FOR PHASE 1 OF THE PULSE PROJECT" for a Petition to Vacate the existing 80-foot rights-of-way of Commerce Street, Industrial Road, Utah Avenue, Imperial Street, Colorado Street, and California Street, the 60-foot right-of-way of Fairfield Avenue, a 25-foot right-of-way generally located between Fairfield Avenue and Commerce Street, and a 20-foot right-of-way generally located between Commerce Street and Main Street, all bounded by Main Street to the east, Charleston Boulevard to the north, the Union Pacific Railroad to the west and Wyoming Avenue to the south, Ward 3 (Reese). Staff recommends APPROVAL
- 132.RQR-22768 - PUBLIC HEARING - APPLICANT: WINEAUX, INC. - OWNER: TVC 707, LLC - Request for a Required Six Month Review of an approved Special Use Permit (SUP-15282) FOR A PACKAGE LIQUOR OFF-SALE ESTABLISHMENT at 7220 West Azure Drive, Suite 120 (APN 125-27-113-007), TC (Town Center) Zone, [GC-TC (General Commercial) Town Center Land Use Designation], Ward 6 (Ross). (NOTE: To be heard in conjunction with morning session Item 54) Staff recommends APPROVAL
- 133.ROC-22769 - PUBLIC HEARING - APPLICANT: WINEAUX, INC. - OWNER: TVC 707, LLC - Request for a Review of Condition to modify Added Condition "A" of an approved Special Use Permit (SUP-15282) WHICH STATED THAT THE HOURS OF OPERATION SHALL NOT EXCEED MONDAY THROUGH SATURDAY 11 A.M. TO 8 P.M. TO READ THAT THE HOURS OF OPERATION SHALL NOT EXCEED MONDAY THROUGH SUNDAY 9 A.M. TO 9 P.M. at 7220 West Azure Drive, Suite 120 (APN 125-27-113-007), TC (Town Center) Zone, [GC-TC (General Commercial) Town Center Land Use Designation], Ward 6 (Ross). (NOTE: To be heard in conjunction with morning session Item 54) Staff recommends APPROVAL
- 134.DIR-22243 - PUBLIC HEARING - APPLICANT: NEON MUSEUM BOARD OF TRUSTEES - OWNER: CITY OF LAS VEGAS - Request to designate the La Concha Motel Lobby as an Historic Property within the City of Las Vegas on 1.14 acres at 770 Las Vegas Boulevard North (APN 139-27-812-043), Ward 5 (Barlow). The Planning Commission (7-0 vote) and staff recommend APPROVAL

**SET DATE**

135. Set date on any appeals filed or required public hearings from the City Planning Commission Meetings, Centennial Hills Architectural Review Committee and Dangerous Building or Nuisance/Litter Abatements

**CITIZENS PARTICIPATION**

136. 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

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

- City Clerk's Bulletin Board, City Hall Plaza, 2<sup>nd</sup> 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 August 15, 2007 Meeting)



## CITY COUNCIL AGENDA

COUNCIL CHAMBERS · 400 STEWART AVENUE · PHONE 229-6011

CITY OF LAS VEGAS INTERNET ADDRESS: <http://www.lasvegasnevada.gov>

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

COUNCIL MEMBERS: LARRY BROWN (Ward 4), STEVE WOLFSON (Ward 2),

LOIS TARKANIAN (Ward 1), STEVEN D. ROSS (Ward 6); RICKI Y. BARLOW (Ward 5)

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.

August 15, 2007

**Morning Session begins at 9:00 a.m.**

**Afternoon Session begins at 1:00 p.m.**

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

THESE PROCEEDINGS ARE BEING PRESENTED LIVE ON KCLV, CABLE CHANNEL 2, AND ARE CLOSED CAPTIONED FOR OUR HEARING IMPAIRED VIEWERS. THE COUNCIL MEETING, AS WELL AS ALL OTHER KCLV PROGRAMMING, CAN BE VIEWED ON THE INTERNET AT [www.kclv.tv](http://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 MARY BREDLAU, PALM MORTUARY
4. PLEDGE OF ALLEGIANCE
5. RECOGNITION OF THE JULY AND AUGUST EMPLOYEES OF THE MONTH
6. RECOGNITION OF ELIZABETH FRETWELL FOR BEING NAMED PUBLIC ADMINISTRATOR OF THE YEAR
7. RECOGNITION OF CARLOS MARTINEZ FOR BEING NAMED TO THE U.S. UNDER-15 BOYS' NATIONAL SOCCER TEAM

### BUSINESS ITEMS - MORNING

8. 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

9. Approval of the Final Minutes by reference of the regular City Council meetings of July 11, 2007 and July 18, 2007

### **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**

10. Approval authorizing a Settlement Agreement from the Las Vegas Technology Center Owners Association for final settlement of the outstanding water bill regarding common areas at the Las Vegas Technology Center located in the vicinity of Cheyenne Avenue and Tenaya Way (\$32,190.65 – Industrial Revenue Fund) - Ward 4 (Brown)
11. Approval of grant funds from the State Historic Preservation Office Commission for Cultural Affairs (CCA) to the City of Las Vegas for the rehabilitation of the Federal Building – United States Post Office located at 301 Stewart Avenue (\$475,000 grant revenue - Post Office General Fund) - Ward 5 (Barlow)
12. Approval authorizing officers of City Parkway IV-A, Inc., (CPY) to enter into the First Amendment To Option to Acquire Real Property And Development Agreement with Parkway Center, LLC, located at 110 City Parkway (APN 139-27-410-008) - Ward 5 (Barlow)
13. Approval of a Grant of Easement from City Parkway V, Inc., to Nevada Power Company, Southwest Gas Company, and the Las Vegas Valley Water District for a utility easement for Union Park located north of Bonneville Avenue, south of Ogden Avenue underpass, east of Grand Central Parkway, and west of Union Pacific Railroad rail line (APN 139-34-110-004) - Ward 5 (Barlow)

#### **ADMINISTRATIVE SERVICES - CONSENT**

14. Approval of the ratification of Joshua Swackhamer in a Council support position as the Council Aide to the Ward 5 office (\$38,000 annual salary/\$15,200 benefits - General Fund) - Ward 5 (Barlow)

#### **FIELD OPERATIONS - CONSENT**

15. Approval to authorize staff to explore and acquire property for a potential City Service Center in the City of Las Vegas and to open escrow in the amount not to exceed \$330,000 (\$330,000 - City Facilities Fund)
16. Approval of an Easement and Rights-of-Way from the City of Las Vegas to Las Vegas Valley Water District to allow Las Vegas Valley Water District access to the site for a fire hydrant easement to service APN 137-12-401-001, commonly known as La Madre Mountain Park located in the vicinity of Buckskin Avenue and Cliff Shadows Parkway - Ward 4 (Brown)
17. Approval of a Grant of Easement from the City of Las Vegas to Nevada Power Company to cancel and supersede the Recorded Right-of-Entry previously on record and continue to allow Nevada Power Company access to the site for electrical systems needs located in the vicinity of Vegas Drive and Durango Drive, APN 138-29-501-007 - Ward 4 (Brown)

#### **FINANCE & BUSINESS SERVICES - ADMINISTRATION CONSENT**

18. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments
19. Approval of a report by the City Treasurer of the July 31, 2007 sale of properties subject to the lien of a delinquent assessment in Special Improvement Districts 404, 707, 808, 809 and various other districts - Wards 2, 3, 4 and 5 (Wolfson, Reese, Brown and Barlow)

## **FINANCE & BUSINESS SERVICES - BUSINESS SERVICES CONSENT**

20. Approval of a Special Event Alcoholic Beverage License for Creative Nightlife Concepts, LLC, Location: 503 Fremont Street, Date: August 28, 2007, Type: Special Event General, Event: Art Show & Block Party, Responsible Person in Charge: Michael Cornthwaite - Ward 5 (Barlow)
21. Approval of a Special Event Alcoholic Beverage License for Creative Nightlife Concepts, LLC, Location: 514 Fremont Street, Dates: August 24 and 28, 2007, Type: Special Event General, Event: Art Show & Block Party, Responsible Person in Charge: Michael Cornthwaite - Ward 5 (Barlow)
22. Approval of a Special Event Alcoholic Beverage License for Creative Nightlife Concepts, LLC, Location: 520 Fremont Street, Date: August 28, 2007, Type: Special Event General, Event: Art Show & Block Party, Responsible Person in Charge: Michael Cornthwaite - Ward 5 (Barlow)
23. Approval of a Special Event Alcoholic Beverage License for Creative Nightlife Concepts, LLC, Location: 525 Fremont Street, Dates: August 24, 26 and September 7, 2007, Type: Special Event General, Event: Art Show & Block Party, Responsible Person in Charge: Michael Cornthwaite - Ward 5 (Barlow)
24. Approval of a Special Event Alcoholic Beverage License for Nevada Gay Rodeo Association, Location: Blue Moon Resort, 2651 Westwood Drive, Date: September 21, 2007, Type: Special Event General, Event: Annual Charity Rodeo Reception, Responsible Person in Charge: Kevin Roth - Ward 1 (Tarkanian)
25. Approval of a Special Event Alcoholic Beverage License for Temple Sinai, Location: Temple Sinai, 9001 Hillpointe Road, Date: August 18, 2007, Type: Special Event Beer/Wine, Event: Installation of a new Rabbi, Responsible Person in Charge: Les Jacobs - Ward 2 (Wolfson)
26. Approval of Change of Location and Change of Business Name for a Liquor Caterer License subject to the provisions of the planning and fire codes and Health Dept. regulations, From: Events Catering, LLC, dba Events Catering, 231 South 3rd Street, To: Events Catering, LLC, dba Absolute Beverage & Spirits Service, 8170 West Sahara Avenue, Suite 103, Events Catering, LLC 100%, Lynn M. Barbarite, Managing Mmbr - Ward 2 (Wolfson)
27. Approval of Change of Business Name for a Beer/Wine/Cooler On-sale License, From: Tinoco's Bistro, LLC, dba Tinoco's Restorant, To: Tinoco's Bistro, LLC, dba Tinoco's Bistro, 103 East Charleston Boulevard, Enrique Tinoco, Owner, 85% and Michael Clark, Owner, 15% - Ward 3 (Reese)
28. Approval of Change of Ownership and Change of Business Name for a Tavern License subject to Health Dept. regulations, From: S & S Sports, LLC, dba Hammerheads Bar & Grill, To: J - F Hideaway, LLC, dba Johnny Fontane's Beach House, 5310 West Sahara Avenue, Suite D, Joseph Scropo, Jr., Mgr/Mmbr, 50% and Lawrence C. Minister, Mgr/Mmbr, 50% - Ward 1 (Tarkanian)
29. Approval of a new Restricted Gaming License for 15 slots subject to confirmation of approval by the Nevada Gaming Commission, J - F Hideaway, LLC, dba Johnny Fontane's Beach House, 5310 West Sahara Avenue, Suite D, Joseph Scropo, Jr., Mgr/Mmbr, 50% and Lawrence C. Minister, Mgr/Mmbr, 50% - Ward 1 (Tarkanian)
30. Approval of Change of Location and Change of Corporate Officers for a Slot Operator License, Casino Electronics, Inc., dba Casino Electronics, Inc., From: 600 Pilot Road, Stephen Greathouse, Pres and Alfred Wilms, Treas, To: 6601 South Bermuda Road, Richard Haddrill, Dir, Pres, Robert Caller, Dir, Treas, and Mark Lerner, Secy - Clark County
31. Approval of Change of Location for an Astrologer License and a Psychic Art and Science License, Annie Phillips, dba Annie Phillips, From: 2801 South Valley View Boulevard, Suite 1, To: 216 South 7th Street, Suite 13, Annie Phillips, 100% - Ward 3 (Reese)
32. Approval of a new Auctioneer License, Alexander & Associates, LLC, dba Cowan Alexander Equipment Group, 6603 Independence Avenue, Unit H, Adam F. Alexander, 100% - California

33. Approval of Change of Location for a Psychic Art and Science License, Corinne Gustafson, dba Direct Reconnect, From: 3321 North Buffalo Drive, Suite 201, To: 12049 Prada Verde Drive, Corinne Gustafson, 100% - Ward 2 (Wolfson)
34. Approval of a new Class II Secondhand Dealer License, David Family Liquidators, Inc., dba David Family Liquidators, Inc., 2800 Highland Drive, Meyer D. David, 100% - Ward 3 (Reese)

#### **FINANCE & BUSINESS SERVICES - PURCHASING & CONTRACTS CONSENT**

35. Approval of award of Modification No. 1 to Bid No. 06.1730.15-LED, St. Louis Avenue Beautification - Paradise to Maryland Parkway - Department of Public Works - Award recommended to: LAS VEGAS PAVING CORPORATION (\$227,628 - Road and Flood Capital Projects Fund) - Ward 3 (Reese)
36. Approval of the First Amendment to Engineering Design Services Agreement No. 06-12960 for Additional Engineering Services in connection with Oakey-Meadows Storm Drain and Street Rehabilitation Project located on Sahara Avenue and Decatur Boulevard northeasterly to the Meadows Detention Basin - Department of Public Works - Award recommended to: PBS & J (\$1,433,102 - Road and Flood Capital Projects Fund and Sanitation Enterprise Fund) - Ward 1 (Tarkanian)
37. Approval of Purchase Agreement No. 08005-TM for the purchase of four Tymco Volumetric Regenerative Street Sweepers - Department of Field Operations - Award recommended to: H & E EQUIPMENT SERVICES, INC. (\$568,000 - Automotive Operations Internal Service Fund)
38. Approval of Modification No. 1 to Bid No. 02.1762.03-RC, Annual Contract for Asphalt Overlay - Department of Field Operations - Award recommended to: SOUTHERN NEVADA PAVING, INC. (\$760,000 - Public Works Capital Projects Fund) - All Wards

#### **HUMAN RESOURCES - CONSENT**

39. Approval of creation of four regular full-time Communication Specialist positions for the Las Vegas Fire and Rescue Department (\$74,525.15 salary/\$29,810.06 benefits – Fire Communications Internal Service Fund)

#### **MUNICIPAL COURT - CONSENT**

40. Approval of international travel by Judge Bert Brown to Vancouver, British Columbia, Canada to attend the 2007 Annual Educational Conference on September 25-30, 2007 in his capacity as a member of the Board of Directors for the American Judges Association (\$2,606 - General Fund)

#### **NEIGHBORHOOD SERVICES - CONSENT**

41. Approval of Memorandum of Understanding between the City of Las Vegas and the Clark County School District (CCSD) to place a 500 square foot modular on the Clark High School Campus located at 4291 Pennwood Avenue - Ward 1 (Tarkanian)

#### **PUBLIC WORKS - CONSENT**

42. Approval of an Encroachment Request from Stantec on behalf of Centennial Hills Center, LLC, owner, Durango Drive at Grand Montecito Parkway - Ward 6 (Ross)
43. Approval of an Encroachment Request from DRC Engineering on behalf of Durango Structures, LLC, owner, northeast corner of Centennial Parkway and Durango Drive - Ward 6 (Ross)
44. Approval of an Encroachment Request from Lucchesi Galati on behalf of Catholic Charities of Southern Nevada, owner, Foremaster Lane at Main Street - Ward 5 (Barlow)
45. Approval of a Sewer Connection Agreement with Wright Engineers on behalf of the Habitat for Humanity Las Vegas, owner, southwest corner of Carey Avenue and Comstock Drive, APNs 139-21-110-001 thru -006 - North Las Vegas (near Ward 5 - Barlow)

46. Approval of a Sewer Connection Agreement with Dennis and Michelle Gutwald, owners and an Interlocal Contract with Clark County Water Reclamation District for sewer services south of O'Bannon Drive, east of Lindell Road, APN 163-01-801-006 - County (near Ward 1 - Tarkanian)
47. Approval of Third Supplemental Interlocal Agreement LAS05E03 between the City of Las Vegas and the Clark County Regional Control District (CCRFCD) for engineering for Oakey-Meadows Storm Drain (\$2,660,000 - CCRFCD) - Ward 1 (Tarkanian)
48. Approval of the City of Las Vegas entering into a Mutual Aid Agreement with various public water and wastewater agencies of Southern Nevada in support of the Nevada Water/Wastewater Agency Response Network (NVWARN) - All Wards
49. Approval of the permanent closure of Clarkway Drive, south of Washington Avenue (\$10,000 - Neighborhood Traffic Management Program) - Ward 5 (Barlow)

## **DISCUSSION/ACTION ITEMS**

### **ADMINISTRATIVE - DISCUSSION**

50. Report from the City Manager on Emerging Issues
51. Discussion and possible action on a proposed amendment to the Interlocal Agreement between the Las Vegas Convention & Visitors Authority (LVCVA), Las Vegas, North Las Vegas, Henderson, Boulder City, Mesquite and Clark County concerning redistribution of hotel room taxes (estimated revenue loss over 5 years - \$2,800,000) - All Wards

### **CITY ATTORNEY - DISCUSSION**

52. Discussion and possible action on Appeal of Work Card Denial: Jeffrey R. Arzola, 1200 West Cheyenne Avenue, Apt. 1010, North Las Vegas, Nevada 89030
53. Discussion and possible action on Appeal of Work Card Denial: Robert Keith Stewart, 744 North 9th Street, Las Vegas, Nevada 89101

### **FINANCE & BUSINESS SERVICES - BUSINESS SERVICES DISCUSSION**

54. Discussion and possible action regarding Temporary Approval of Change of Ownership for a Beer/Wine/Cooler Off-sale License subject to the planning and fire codes and Health Dept. regulations, From: Hugh Canady, dba Huey's Mart, Hugh N. Canady, 100%, To: Huey's Triple Seven, Inc., dba Huey's Mart, 1591 North Decatur Boulevard, Vincent P. Stephan, Pres, 50% and Martin V. Stephan, Vice Pres, 50% - Ward 5 (Barlow)
55. Discussion and possible action regarding a Ninety Day Review of Temporary Approval for a Tavern License, Just Jazz, Inc., dba Just Jazz, 1000 East Sahara Avenue, Suite 105, Robert L. Gresham, Jr., Pres, 50% and Brion S. Norris, Secy, Treas, 50% - Ward 3 (Reese)
56. Discussion and possible action regarding a Ninety Day Review of Temporary Approval for a Tavern License, Drejo Enterprises, LLC, dba Tom Peters Gaming Bar, 465 South Decatur Boulevard, Jocelyn M. Nixon, Mgr/Mmbr, 100% - Ward 1 (Tarkanian)
57. Discussion and possible action regarding a Review of Temporary Approval for a Restricted Gaming License for 15 slots, Drejo Enterprises, LLC, dba Tom Peters Gaming Bar, 465 South Decatur Boulevard, Jocelyn M. Nixon, Mgr/Mmbr, 100% - Ward 1 (Tarkanian)
58. Discussion and possible action regarding Temporary Approval of a new Martial Arts License subject to the provisions of the planning and fire codes, Striking Unlimited, LLC, dba Striking Unlimited, LLC, 7220 West Lake Mead Boulevard, Kenneth S. Hahn, Dir, Mgr, 100% jointly with spouse and Yoriko Washiyama, Dir, Mgr, 100% jointly with spouse - Ward 1 (Tarkanian)

## **PUBLIC WORKS - DISCUSSION**

59. Discussion and possible action on a request to install speed humps on Pinto Lane between Campbell Drive and Shetland Road (\$14,000 - Neighborhood Traffic Management Program) - Ward 1 (Tarkanian)

## **RESOLUTIONS - DISCUSSION**

60. R-60-2007 - Discussion and possible action to rescind the 8/1/2007 Council action regarding a Resolution authorizing medium-term obligations in an amount of up to \$22,500,000; directing the officers of the City to forward materials to the Department of Taxation of the State of Nevada and authorizing the sale of the City of Las Vegas, Nevada, General Obligation Medium-Term obligations in the maximum aggregate principal amount of \$22,500,000 - (\$12,500,000 demolition/construction of a recreational project -Stupak Community Center in Ward 3 / \$10,000,000 - acquire and equip fire protection projects) - All Wards
61. R-61-2007 - 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 Redevelopment Agency and Parkway Center, LLC, (as Owner) and 24 Hour Fitness USA, Inc., (as Tenant and CVIP Participant), located at 100 City Parkway (APN 162-03-110-082) to be in compliance with and in furtherance of the goals and objectives of the Redevelopment Agency - Ward 5 (Barlow) [NOTE: This item is related to RDA Items 4 (RA-12-2007) and 5]
62. R-62-2007 - 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 Redevelopment Agency and Parkway Center, LLC, (Owner) and Deli Planet, Inc., d/b/a Jason's Deli (Tenant and CVIP Participant), located at 100 City Parkway (APN 162-03-110-082) to be in compliance with and in furtherance of the goals and objectives of the Redevelopment Agency - Ward 5 (Barlow) [NOTE: This item is related to RDA Items 6 (RA-13-2007) and 7]
63. R-63-2007 - 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 Redevelopment Agency and Towanda, LLC, d/b/a Rebecca L. Burton Law Office, located at 801 South 6th Street (APN 139-34-410-209) to be in compliance with and in furtherance of the goals and objectives of the Redevelopment Agency - Ward 3 (Reese) [NOTE: This item is related to RDA Items 8 (RA-14-2007) and 9]

## **BOARDS & COMMISSIONS - DISCUSSION**

64. NEON MUSEUM BOARD OF TRUSTEES – Councilwoman Lois Tarkanian, Class I Trustee – Term Expiration 9-15-2007

## **RECOMMENDING COMMITTEE REPORT - DISCUSSION**

## **BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING**

65. Bill No. 2007-34 – Establishes the means of allowing the use “delivery and service vehicle storage” in certain commercial and industrial zoning districts. Sponsored by: Councilman Ricki Y. Barlow
66. Bill No. 2007-35 – Allows additional types of alcoholic beverage-related uses in the C-V (Civic) Zoning District by means of special use permit. Sponsored by: Councilwoman Lois Tarkanian
67. Bill No. 2007-36 – Adopts development standards and guidelines for hillside areas. Sponsored by: Councilman Larry Brown
68. Bill No. 2007-39 – Readopts LVMC 10.02.010 to make State misdemeanors City misdemeanors if committed within the City. Proposed by: Bradford R. Jerbic, City Attorney
69. Bill No. 2007-40 – Annexation No. ANX-20441 – Property location: On the southeast corner of Michael Way and Madre Mesa Drive; Petitioned by: American Wheelchair Veterans, et al.; Acreage: 12.13 acres; Zoned: R-E (County zoning), U (R) and R-D (City equivalents). Sponsored by: Councilman Ricki Y. Barlow

- 70. Bill No. 2007-47 – Amends Ordinance No. 5291, as amended (creating Special Improvement District No. 808 - Summerlin Area). Proposed by: Charles Kajkowski, Director of Public Works
- 71. Bill No. 2007-48 – Amends Ordinance No. 5293, as amended (concerning the levy of assessments in Special Improvement District No. 808 - Summerlin Area). Proposed by: Charles Kajkowski, Director of Public Works

**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.**

- 72. Bill No. 2007-42 – Annexation No. ANX-21629 – Property location: South of West Azure Drive, between North Tenaya Way and Starlight Drive; Petitioned by: Tenaya Azure LLC, et al.; Acreage: 6.53 acres; Zoned: C-P and R-E (County zoning), P-R and U (R) (City equivalents). Sponsored by: Councilman Steven D. Ross
- 73. Bill No. 2007-43 – Annexation No. ANX-21949 – Property location: On the south side of Kyle Canyon Road, approximately 670 feet east of Shaumber Road; Petitioned by: Northwest Investments, LLC, et al.; Acreage: 16.80 acres; Zoned: R-U (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Steven D. Ross
- 74. Bill No. 2007-44 – Annexation No. ANX-21950 – Property location: On the south side of Kyle Canyon Road, approximately 330 feet east of the Alpine Ridge Way alignment; Petitioned by: Birgit Glaschke, et al.; Acreage: 6.72 acres; Zoned: R-U (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Steven D. Ross
- 75. Bill No. 2007-45 – Adopts the Historic Properties Preservation Plan Element of the Las Vegas 2020 Master Plan. Proposed by: M. Margo Wheeler, Director of Planning and Development
- 76. Bill No. 2007-46 – Establishes a sewer service surcharge in support of the City's financial obligation as a member of the Clean Water Coalition. Proposed by: Mark Vincent, Director of Finance and Business Services

**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**

- 77. ABEYANCE ITEM - Bill No. 2007-41 – Authorizes the issuance of the City of Las Vegas, Nevada Special Improvement District No. 811(Summerlin Village 24) Local Improvement Bonds, Series 2007. Proposed by Mark R. Vincent, Director of Finance and Business Services Department
- 78. Bill No. 2007-49 – Amends Ordinance No. 5920 relating to the issuance of the City of Las Vegas, Nevada Special Improvement District No. 808 and 810 (Summerlin Village 23B) Local Improvement and Refunding Bonds, Series 2007 - Proposed by Mark R. Vincent, Director of Finance and Business Services Department
- 79. Bill No. 2007-50 – Amends the City zoning regulations to prohibit short-term vacation rentals in any residential zoning district. Sponsored by: Councilwoman Lois Tarkanian and Councilman Steve Wolfson
- 80. Bill No. 2007-51 – Updates various provisions of the City's subdivision and zoning regulations relative to map approvals, sight visibility restrictions, and landscape installation and maintenance. Sponsored by: Councilman Larry Brown

## 1:00 P.M. - AFTERNOON SESSION

### BUSINESS ITEMS - AFTERNOON

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

### HEARINGS - DISCUSSION

82. ABEYANCE ITEM - Hearing to consider the appeal regarding Ten (10) Day Vacate Nuisance Notice and Order to Comply located at 2228 Valley Drive. PROPERTY OWNER: KIM C. GOUSSE – Ward 5 (Barlow)
83. ABEYANCE ITEM - Hearing to consider the appeal regarding Nuisance Notice and Order to Comply located at 2232 Valley Drive. PROPERTY OWNER: KIM C. GOUSSE – Ward 5 (Barlow)

## 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**

84. EOT-22832 - APPLICANT/OWNER: RF HOLDINGS, LLC - Request for an Extension of Time of an approved Rezoning (ZON-6700) FROM: R-1 (SINGLE FAMILY RESIDENTIAL) TO: P-R (PROFESSIONAL OFFICE AND PARKING) on 0.16 acres at 620 South Seventh Street (APN 139-34-410-223), R-1 (Single Family Residential) Zone under Resolution of Intent to P-R (Professional Office and Parking) Zone, Ward 3 (Reese). Staff recommends APPROVAL
85. EOT-22834 - APPLICANT/OWNER: RF HOLDINGS, LLC - Request for an Extension of Time of an approved Site Development Plan Review (SDR-6699) FOR A PROPOSED 1,648 SQUARE FOOT PROFESSIONAL OFFICE CONVERSION; WAIVER OF THE MINIMUM LOT WIDTH TO 50 FEET WHERE 60 FEET IS THE MINIMUM REQUIRED; WAIVERS OF THE MINIMUM PERIMETER AND PARKING AREA LANDSCAPING REQUIREMENTS; AND A WAIVER OF THE FOUNDATION LANDSCAPING REQUIREMENTS on 0.16 acres at 620 South Seventh Street (APN 139-34-410-223), R-1 (Single Family Residential) Zone under Resolution of Intent to P-R (Professional Office and Parking) Zone, Ward 3 (Reese). Staff recommends APPROVAL
86. EOT-23028 - APPLICANT/OWNER: LIVEWORK, LLC - Request for an Extension of Time of an approved Special Use Permit (SUP-6505) FOR A PROPOSED MIXED USE DEVELOPMENT on 1.20 acres adjacent to the northwest corner of First Street and Bonneville Avenue (APNs 139-34-311-017 through 022), C-2 (General Commercial) Zone and R-4 (High Density Residential) Zone under Resolution of Intent to C-2 (General Commercial) Zone, Ward 3 (Reese). Staff recommends APPROVAL

87. EOT-23029 - APPLICANT/OWNER: LIVEWORK, LLC - Request for an Extension of Time of an approved Site Development Plan Review (SDR-6503) FOR A 25 STORY MIXED USE DEVELOPMENT TO INCLUDE 280 RESIDENTIAL UNITS AND 20,000 SQUARE FEET OF COMMERCIAL FLOORSPACE AND WAIVERS OF THE DOWNTOWN CENTENNIAL PLAN BUILDING STEP-BACK AND BUILD-TO REQUIREMENTS on 1.20 acres adjacent to the northwest corner of First Street and Bonneville Avenue (APNs 139-34-311-017 through 022), C-2 (General Commercial) Zone and R-4 (High Density Residential) Zone under Resolution of Intent to C-2 (General Commercial) Zone, Ward 3 (Reese). Staff recommends APPROVAL
88. EOT-22994 - APPLICANT: NEW ALBERTSON'S INC. - OWNER: THE HOWARD HUGHES CORPORATION - Request for an Extension of Time of an approved Special Use Permit (SUP-6500) FOR A PROPOSED LIQUOR STORE at 11720 West Charleston Boulevard (APN 137-34-818-002), P-C (Planned Community) Zone, Ward 2 (Wolfson). 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 THAT HAVE NO CONDITION CHANGES BY THE APPLICANT OR STAFF. 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**

89. RQR-22270 - PUBLIC HEARING - APPLICANT: LAMAR OUTDOOR ADVERTISING - OWNER: RHDH PROPERTIES, LLC - Required Two Year Review of an approved Special Use Permit (U-0314-94), WHICH ALLOWED A 40-FOOT TALL 14-FOOT x 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 1600 North Rancho Drive (APN: 139-20-411-005), C-2 (General Commercial) Zone, Ward 5 (Barlow). The Planning Commission (7-0 vote) and staff recommend APPROVAL
90. RQR-22271 - PUBLIC HEARING - APPLICANT: LAMAR OUTDOOR ADVERTISING - OWNER: 7-ELEVEN, INC - Required Two Year Review of an approved Special Use Permit (U-0315-94), WHICH ALLOWED A 40 FOOT-TALL 14-FOOT x 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 6070 West Sahara Avenue (APN: 163-01-401-010), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and staff recommend APPROVAL
91. SUP-22101 - PUBLIC HEARING - APPLICANT: OSA STRATEGIC ASSETS, LLC - OWNER: VIRGIN TERRITORY - Request for a Special Use Permit FOR A PROPOSED BEER/WINE/COOLER ON-SALE ESTABLISHMENT at 6010 West Craig Road, Suite 140 (APN 138-02-611-006), R-E (Residence Estates) Zone [SC (Service Commercial) General Plan Designation] Zone under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 6 (Ross). The Planning Commission (7-0 vote) and staff recommend APPROVAL
92. SUP-22261 - PUBLIC HEARING - APPLICANT/OWNER: GUADALUPE & JUANA VIZCARRA - Request for a Special Use Permit FOR A 1,186 SQUARE FOOT CLASS I (HABITABLE) ACCESSORY STRUCTURE on 0.75 acres located at 5059 East Monroe Avenue (APN 140-29-612-011), R-E (Residence Estates) Zone, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL

**PLANNING & DEVELOPMENT - DISCUSSION**

93. ZON-19673 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: TCR-SOUTHWEST PROPERTIES, INC. - OWNER: COHEN 1969 TRUST - Request for a Rezoning FROM: C-1 (LIMITED COMMERCIAL) TO: R-PD25 (RESIDENTIAL PLANNED DEVELOPMENT - 25 UNITS PER ACRE) on 7.36 acres at 3132 North Jones Boulevard (APN 138-13-101-006), Ward 5 (Barlow). Staff recommends DENIAL. The Planning Commission (5-0-1 vote) recommends APPROVAL

94. VAR-19672 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: TCR-SOUTHWEST PROPERTIES, INC. - OWNER: COHEN 1969 TRUST - Request for a Variance TO ALLOW 68,875 SQUARE FEET OF OPEN SPACE WHERE 142,249 SQUARE FEET IS REQUIRED FOR A PROPOSED 161-UNIT MULTI-FAMILY RESIDENTIAL SUBDIVISION on 7.36 acres at 3132 North Jones Boulevard (APN 138-13-101-006), C-1 (Limited Commercial) Zone [PROPOSED: R-PD25 (Residential Planned Development - 25 Units Per Acre)], Ward 5 (Barlow). Staff recommends DENIAL. The Planning Commission (5-0-1 vote) recommends APPROVAL
95. SDR-19670 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: TCR-SOUTHWEST PROPERTIES, INC. - OWNER: COHEN 1969 TRUST - Request for a Site Development Plan Review FOR A 161-UNIT MULTI-FAMILY DEVELOPMENT on 7.36 acres at 3132 North Jones Boulevard (APNs 138-13-101-006), C-1 (Limited Commercial) Zone [PROPOSED: R-PD25 (Residential Planned Development - 25 Units Per Acre)], Ward 5 (Barlow). Staff recommends DENIAL. The Planning Commission (5-0-1 vote) recommends APPROVAL
96. VAR-20487 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: THE ISLAND DEVELOPMENT LLC - OWNER: NEAR AND FAR LLC - Request for a Variance TO ALLOW A 15-FOOT SET BACK WHERE A 254.5-FOOT SET BACK IS REQUIRED FROM A COLLECTOR STREET FOR A PROPOSED MIXED-USE HIGH RISE on 2.92 acres at 401 South Maryland Parkway (APNs 139-34-811-047 and 052), C-1 (Limited Commercial) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL
97. VAR-20488 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: THE ISLAND DEVELOPMENT, LLC - OWNER: NEAR AND FAR, LLC - Request for a Variance TO ALLOW A LOT COVERAGE OF 60.57 PERCENT WHERE 50 PERCENT IS THE MAXIMUM ALLOWED FOR A PROPOSED MIXED-USE HIGH RISE on 2.92 acres at 401 South Maryland Parkway (APNs 139-34-811-047 and 052), C-1(Limited Commercial) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL
98. VAR-21263 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: THE ISLAND DEVELOPMENT, LLC - OWNER: NEAR AND FAR, LLC - Request for a Variance TO ALLOW TWO LOADING SPACES WHERE TEN ARE REQUIRED FOR A PROPOSED MIXED-USE HIGH RISE on 2.92 acres at 401 South Maryland Parkway (APNs 139-34-811-047 and 052), C-1(Limited Commercial) Zone, Ward 3 (Reese). NOTE: THIS APPLICATION IS FOR FOUR LOADING SPACES WHERE 10 ARE REQUIRED. Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL
99. SUP-20486 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: THE ISLAND DEVELOPMENT, LLC - OWNER: NEAR AND FAR, LLC - Request for a Special Use Permit FOR A PROPOSED MIXED-USE DEVELOPMENT at 401 South Maryland Parkway (APNs 139-34-811-047 and 052), C-1 (Limited Commercial) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL
100. SUP-20740 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: THE ISLAND DEVELOPMENT, LLC - OWNER: NEAR AND FAR, LLC - Request for a Special Use Permit FOR A PROPOSED RESTAURANT SERVICE BAR WITH A WAIVER TO ALLOW A 95-FOOT DISTANCE SEPARATION WHERE 400-FEET IS REQUIRED FROM A SCHOOL at 401 South Maryland Parkway (APNs 139-34-811-047 and 052), C-1 (Limited Commercial) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL
101. SDR-20484 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: THE ISLAND DEVELOPMENT, LLC - OWNER: NEAR AND FAR, LLC - Request for a Site Development Plan Review FOR A 544-FOOT HIGH, 50-STORY MIXED-USE DEVELOPMENT WITH 93,800 SQUARE FEET OF COMMERCIAL SPACE AND 497 RESIDENTIAL CONDOMINIUM UNITS on 2.92 acres at 401 South Maryland Parkway (APNs 139-34-811-047 and 052), C-1 (Limited Commercial) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL
102. RQR-21496 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: CBS OUTDOOR - OWNER: WMC III ASSOCIATES, LLC - Required One Year Review of an approved Rezoning (Z-0100-97) WHICH APPROVED ONE EXISTING OFF-PREMISE ADVERTISING (BILLBOARD) SIGN on property bounded by U.S. 95, I-15 and Grand Central Parkway (APN 139-33-511-004), PD (Planned Development) Zone, Ward 5 (Barlow). The Planning Commission (4-2 vote) and staff recommend APPROVAL

- 103.RQR-21507 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT: LAMAR ADVERTISING - OWNER: ROCK SPRINGS ROAD, LLC - Required Five Year Review of an approved Special Use Permit (U-0061-92) WHICH ALLOWED A 40-FOOT TALL, 14-FOOT X 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 1910 Rock Springs Drive (APN 138-22-711-005), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL
- 104.ROC-21911 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: SHELLEY JACKSON - Request for a Review of Condition to delete Condition Number 4 of an approved Variance (V-0139-89) WHICH STATED THAT THE APPROVAL OF THIS VARIANCE IS LIMITED TO ONLY THESE APPLICANTS. IF THE PROPERTY IS SOLD OR RENTED, THE GUEST HOUSE SHALL BE CONVERTED BACK TO A STORAGE ROOM OR GARAGE for an existing second dwelling where only one dwelling is permitted on 0.19 acres at 1247 Douglas Drive, (APN: 162-05-210-021), R-1 (Single Family Residential) Zone, Ward 1 (Tarkanian). Staff recommends APPROVAL
- 105.SDR-15747 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: TWIN LAKES BAPTIST CHURCH - Request for a Site Development Plan Review FOR A PROPOSED 31,126 SQUARE-FOOT CHURCH/HOUSE OF WORSHIP AND A WAIVER OF THE PERIMETER LANDSCAPING REQUIREMENTS on 8.55 acres at the northwest corner of Rainbow Boulevard and Westcliff Drive (a portion of APN 138-27-802-004), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
- 106.ARC-22117 - ABEYANCE ITEM - PUBLIC HEARING - APPLICANT/OWNER: CENTENNIAL RILEY DEVELOPMENT - Council Review of a request for a Master Sign Plan and Waivers of the Town Center Development Standards Manual to allow one 50' high pylon advertising one tenant sign where 24' high advertising multiple tenants is required, to allow one wall sign to be located above the second floor window where below the second floor window is the height permitted, and to allow one monument sign to have 113.6 square feet area where 75 square feet is allowed by code FOR A PROPOSED MEDICAL OFFICE BUILDING at the northeast corner of Centennial Parkway and Riley Street (APN 125-20-803-006), SC-TC (Service Commercial Town Center) Zone, Ward 6 (Ross). Staff recommends APPROVAL
- 107.GPA-22501 - PUBLIC HEARING - APPLICANT: KELLER WILLIAMS REALTY- OWNER: PECCOLE 1982 TRUST - Request to Amend a portion of the Southwest Sector Plan of the General Plan FROM: SC (SERVICE COMMERCIAL) TO: PF (PUBLIC FACILITIES) on 4.90 acres adjacent to the northeast corner of Alta Drive and Hualapai Way (APN 138-31-210-004 and 009), Ward 2 (Wolfson). NOTE: THE CORRECT APPLICANT IS HERE WE GROW, INC. The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
- 108.SDR-22502 - PUBLIC HEARING - APPLICANT: KELLER WILLIAMS REALTY- OWNER: PECCOLE 1982 TRUST - Request for a Site Development Plan Review FOR A 23,544 SQUARE FOOT PRIVATE SCHOOL, PRIMARY on 4.90 acres adjacent to the northeast corner of Alta Drive and Hualapai Way (APN 138-31-210-004 and 009), C-V (Civic) Zone, Ward 2 (Wolfson). NOTE: THE CORRECT APPLICANT IS HERE WE GROW, INC. The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
- 109.MOD-22589 - PUBLIC HEARING - APPLICANT/OWNER: KYLE ACQUISITION GROUP, LLC - Request for a Major Modification TO THE KYLE CANYON DEVELOPMENT STANDARDS AND DESIGN GUIDELINES TO REALIGN IRON MOUNTAIN ROAD BETWEEN HUALAPAI WAY AND GRAND CANYON DRIVE AND TO ADD STREET CROSS SECTIONS, (APNs 125-06-001-001 and 002; 125-06-002-001, 002, 003 and 009; 125-07-101-001 and 002; 125-07-201-001 and 002; 125-07-301-001 and 002; 125-07-401-001 and 002; 125-07-501-001 and 002; 125-07-601-001 and 002; and 126-12-000-001), T-D (Traditional Development) Zone, Ward 6 (Ross). The Planning Commission (5-0 vote) and staff recommend APPROVAL
- 110.TMP-22586 - PUBLIC HEARING - KYLE CANYON GATEWAY (PARENT TENTATIVE MAP) - APPLICANT/OWNER: KYLE ACQUISITION GROUP, LLC - Request for a Tentative Map FOR A 213-LOT MIXED-USE SUBDIVISION on 1,712 acres generally located north of Grand Teton Drive, south of the Moccasin Road Alignment, between Shaumber Road on the west and Fort Apache Road on the east (APNs 125-06-001-001, 002; 125-06-002-001, 002, 003, 009; 125-07-101-001, 002; 125-07-201-001, 002; 125-07-301-001, 002; 125-07-401-001, 002; 125-07-501-001; 125-07-602-001, 002; 126-12-000-001), T-D (Traditional Development) Zone, Ward 6 (Ross). The Planning Commission (5-0 vote) and staff recommend APPROVAL

111. ZON-21991 - PUBLIC HEARING - APPLICANT/OWNER: CLOUDBREAK LAS VEGAS, LLC - Request for a Rezoning FROM: R-1 (SINGLE FAMILY RESIDENTIAL) TO: C-2 (GENERAL COMMERCIAL) on 0.21 acres at 602 Encanto Drive (APN 139-27-812-017), Ward 5 (Barlow). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
112. WVR-19668 - PUBLIC HEARING - APPLICANT/OWNER: CLOUDBREAK LAS VEGAS, LLC - Request for a Waiver of Title 18.12.130 TO ALLOW ENCANTO DRIVE TO CONTINUE TO END IN A DEAD END STREET WHERE A CUL-DE-SAC IS REQUIRED at 525 East Bonanza Road and 602 Encanto Drive (APNs 139-27-805-003 and 139-27-812-017), C-2 (General Commercial) and R-1 (Single Family Residential) Zones [PROPOSED: C-V (Civic)], Ward 5 (Barlow). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
113. VAR-19665 - PUBLIC HEARING - APPLICANT/OWNER: CLOUDBREAK LAS VEGAS, LLC - Request for a Variance TO ALLOW A TEN FOOT SETBACK FROM A PRIMARY ARTERIAL STREET WHERE 44 FEET IS THE MINIMUM SETBACK REQUIRED; TO ALLOW A FRONT YARD SETBACK OF TEN FEET WHERE 20 FEET IS REQUIRED AND A SIDE YARD SETBACK OF 8.5 FEET WHERE 10 FEET IS REQUIRED; TO ALLOW A RESIDENTIAL ADJACENCY SETBACK OF 66.42 FEET TO THE FOURTH FLOOR WHERE 127.5 FEET IS THE MINIMUM SETBACK REQUIRED ON THE NORTH SIDE OF THE PROPERTY FOR A PROPOSED EXPANSION OF AN EXISTING MULTI-FAMILY RESIDENTIAL/SINGLE ROOM OCCUPANCY ESTABLISHMENT on 2.77 acres at 525 East Bonanza Road and 602 Encanto Drive (APNs 139-27-805-003 and 139-27-812-017), C-2 (General Commercial) and R-1 (Single Family Residential) Zones [PROPOSED: C-2 (General Commercial)], Ward 5 (Barlow). The Planning Commission (7-0 vote) and staff recommend APPROVAL
114. VAR-19666 - PUBLIC HEARING - APPLICANT/OWNER: CLOUDBREAK LAS VEGAS, LLC - Request for a Variance TO ALLOW 158 PARKING SPACES WHERE 394 IS THE MINIMUM NUMBER OF SPACES REQUIRED FOR A PROPOSED EXPANSION OF AN EXISTING MULTI-FAMILY RESIDENTIAL/SINGLE ROOM OCCUPANCY ESTABLISHMENT AND SOCIAL SERVICE PROVIDER on 2.77 acres at 525 East Bonanza Road and 602 Encanto Drive (APNs 139-27-805-003 and 139-27-812-017), C-2 (General Commercial) and R-1 (Single Family Residential) Zones [PROPOSED: C-2 (General Commercial)], Ward 5 (Barlow). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
115. SUP-19661 - PUBLIC HEARING - APPLICANT/OWNER: CLOUDBREAK LAS VEGAS, LLC - Request for a Special Use Permit FOR A PROPOSED EXPANSION OF A SINGLE ROOM OCCUPANCY RESIDENCE at 525 East Bonanza Road and 602 Encanto Drive (APNs 139-27-805-003 and 139-27-812-017), C-2 (General Commercial) and R-1 (Single Family Residential) Zones [PROPOSED: C-V (Civic)], Ward 5 (Barlow). NOTE: C-2 (GENERAL COMMERCIAL) IS REQUESTED. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
116. SUP-20052 - PUBLIC HEARING - APPLICANT: UNITED STATES VETERANS INITIATIVE - OWNER: CLOUDBREAK LAS VEGAS, LLC - Request for a Special Use Permit FOR A PROPOSED SOCIAL SERVICE PROVIDER at 525 East Bonanza Road and 602 Encanto Drive (APNs 139-27-805-003 and 139-27-812-017), C-2 (General Commercial) and R-1 (Single Family Residential) Zones [PROPOSED: C-V (Civic)], Ward 5 (Barlow). NOTE: C-2 (GENERAL COMMERCIAL) IS REQUESTED. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
117. SUP-20822 - PUBLIC HEARING - APPLICANT: UNITED STATES VETERANS INITIATIVE - OWNER: COBLENTZ ALEXANDER & T LIVING TRUST - Request for a Special Use Permit FOR A PROPOSED SOCIAL SERVICE PROVIDER at 610 Las Vegas Boulevard North (APN 139-27-812-007), C-2 (General Commercial) Zone, Ward 5 (Barlow). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
118. VAC-19669 - PUBLIC HEARING - APPLICANT/OWNER: CLOUDBREAK LAS VEGAS, LLC - Petition to vacate the southern 101 feet of Encanto Drive, commencing approximately 97 feet south of the intersection of Encanto Drive and Wilson Avenue, Ward 5 (Barlow). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL

- 119.SDR-19659 - PUBLIC HEARING - APPLICANT/OWNER: CLOUDBREAK LAS VEGAS, LLC - Request for a Site Development Plan Review FOR A PROPOSED EXPANSION OF AN EXISTING MULTI-FAMILY RESIDENTIAL/SINGLE ROOM OCCUPANCY ESTABLISHMENT on 2.77 acres at 525 East Bonanza Road and 602 Encanto Drive (APNs 139-27-805-003 and 139-27-812-017), C-2 (General Commercial) and R-1 (Single Family Residential) Zones [PROPOSED: C-V (Civic)], Ward 5 (Barlow). NOTE: C-2 (GENERAL COMMERCIAL) IS REQUESTED AND WAIVERS OF THE PERIMETER LANDSCAPE BUFFER STANDARD TO ALLOW A ONE-FOOT WIDE BUFFER ALONG A PORTION OF THE SOUTH PROPERTY LINE WHERE A 15-FOOT WIDE BUFFER IS REQUIRED; A SIX-FOOT WIDE BUFFER ALONG A PORTION OF THE EAST PROPERTY LINE WHERE AN EIGHT FOOT WIDE BUFFER IS REQUIRED; A THREE FOOT WIDE BUFFER ALONG A PORTION OF THE NORTH PROPERTY LINE WHERE AN EIGHT-FOOT WIDE BUFFER IS REQUIRED; AND A SIX-FOOT WIDE BUFFER ALONG THE WEST PROPERTY LINE WHERE AN EIGHT-FOOT WIDE BUFFER IS REQUIRED. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
- 120.ZON-22673 - PUBLIC HEARING - APPLICANT/OWNERS: CARDINAL GLOBAL HOLDING CORP AND HR HERITAGE, LLC - Request for a Rezoning FROM: R-2 (MEDIUM-LOW DENSITY RESIDENTIAL) TO: R-3 (MEDIUM DENSITY RESIDENTIAL) on 1.97 acres on the south side of Owens Avenue, approximately 570 feet west of Nellis Boulevard (APNs 140-29-510-017 and 018), Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
- 121.VAR-22675 - PUBLIC HEARING - APPLICANT/OWNERS: CARDINAL GLOBAL HOLDING CORP AND HR HERITAGE LLC - Request for a Variance TO ALLOW A 22-FOOT RESIDENTIAL ADJACENCY SETBACK WHERE 75 FEET IS REQUIRED FOR A PROPOSED TWO-STORY, 32-UNIT MULTI-FAMILY RESIDENTIAL DEVELOPMENT on 1.97 acres on the south side of Owens Avenue, approximately 570 feet west of Nellis Boulevard (APNs 140-29-510-017 and 018), R-2 (Medium-Low Density Residential) Zone [PROPOSED: R-3 (Medium Density Residential) Zone], Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
- 122.SDR-22674 - PUBLIC HEARING - APPLICANT/OWNERS: CARDINAL GLOBAL HOLDING CORP AND HR HERITAGE LLC - Request for a Site Development Plan Review FOR A PROPOSED TWO-STORY, 32-UNIT MULTI-FAMILY RESIDENTIAL DEVELOPMENT on 1.97 acres on the south side of Owens Avenue, approximately 570 feet west of Nellis Boulevard (APNs 140-29-510-017 and 018), R-2 (Medium-Low Density Residential) Zone [PROPOSED: R-3 (Medium Density Residential) Zone], Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
- 123.VAR-21980 - PUBLIC HEARING - APPLICANT: WINGATE MARKETING GROUP - OWNER: DAVID WILLDEN - Request for a Variance TO ALLOW A ZERO SIDE YARD SETBACK ON THE EASTERN PORTION OF THE SITE WHERE A 10 FOOT SIDE YARD SETBACK IS REQUIRED FOR A PROPOSED FULL SERVICE CAR WASH on 0.76 acres on the south side of West Sahara Avenue, approximately 1,400 feet east of Decatur Boulevard (APN 162-07-101-005 and 006), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). Staff recommends DENIAL. The Planning Commission (4-3 vote) recommends APPROVAL
- 124.SUP-21979 - PUBLIC HEARING - APPLICANT: WINGATE MARKETING GROUP - OWNER: DAVID WILLDEN - Request for a Special Use Permit FOR A PROPOSED FULL SERVICE CAR WASH AND DETAIL on the south side of West Sahara Avenue, approximately 1,400 feet east of Decatur Boulevard (APNs 162-07-101-005 and 006), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). Staff recommends DENIAL. The Planning Commission (4-3 vote) recommends APPROVAL
- 125.SDR-21982 - PUBLIC HEARING - APPLICANT: WINGATE MARKETING GROUP - OWNER: DAVID WILLDEN - Request for a Site Development Plan Review FOR A PROPOSED FULL SERVICE CAR WASH WITH WAIVERS TO ALLOW A 4.5 FOOT BUFFER ALONG A PORTION OF THE SOUTH PROPERTY LINE WHERE EIGHT FEET IS REQUIRED AND A ZERO FOOT BUFFER ALONG A PORTION OF THE EAST AND WEST PROPERTY LINES WHERE EIGHT FEET IS REQUIRED on 0.76 acres on the south side of West Sahara Avenue, approximately 1,400 feet east of Decatur Boulevard (APNs 162-07-101-005 and 006), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). Staff recommends DENIAL. The Planning Commission (4-3 vote) recommends APPROVAL

- 126.VAR-21621 - PUBLIC HEARING - APPLICANT/OWNER: LARRY BUCHANAN – Appeal of the denial by the Planning Commission of a request for a Variance TO ALLOW ZERO FOOT SIDE AND REAR YARD SETBACKS FOR AN EXISTING GARAGE (CLASS II ACCESSORY STRUCTURE) WHERE THREE FOOT SETBACKS ARE THE MINIMUM REQUIRED AND TO ALLOW A ZERO FOOT REAR YARD SETBACK FOR AN EXISTING CARPORT (CLASS II ACCESSORY STRUCTURE) WHERE A THREE FOOT SETBACK IS THE MINIMUM REQUIRED AND TO ALLOW THE TOTAL FLOOR AREA OF ALL ACCESSORY STRUCTURES TO BE 202 PERCENT OF THE FLOOR AREA OF THE PRINCIPAL DWELLING UNIT ON THE LOT WHERE 50 PERCENT IS THE MAXIMUM ALLOWED FOR ALL EXISTING ACCESSORY STRUCTURES (CLASS II) on 0.47 acres at 715 Clarkway Drive (APN 139-28-301-021), R-E (Residence Estates) Zone, Ward 5 (Barlow). NOTE: The Applicant requests this item be held in abeyance to the 10/17/07 City Council Meeting. The Planning Commission (5-0 vote) and staff recommend DENIAL
- 127.SUP-21620 - PUBLIC HEARING - APPLICANT/OWNER: TIMOTHY & ALISANDRA VOLZ – Appeal of the denial by the Planning Commission of a request for a Special Use Permit TO ALLOW A PROPOSED 55-FOOT HIGH RETRACTABLE AMATEUR RADIO ANTENNA TOWER at 325 Santa Fe Street (APN 138-34-613-028), R-1 (Single Family Residential) Zone, Ward 1 (Tarkanian). The Planning Commission (4-3 vote) recommends DENIAL. Staff recommends APPROVAL
- 128.SUP-22151 - PUBLIC HEARING - APPLICANT: CRICKET COMMUNICATIONS - OWNER: CHEYENNE STORAGE DEPOT, LLC - Request for a Special Use Permit TO EXTEND AN EXISTING 80 FOOT WIRELESS COMMUNICATION FACILITY TO 100 FEET at 8650 West Cheyenne Avenue (APN 138-08-801-016), C-1 (Limited Commercial) Zone, Ward 4 (Brown). Staff recommends DENIAL. The Planning Commission (3-3-1 tie vote on a motion for approval) therefore, NO RECOMMENDATION
- 129.ROC-22207 - PUBLIC HEARING - APPLICANT: DON F. AHERN - OWNER: DFA, LLC - Request for a Review of Condition #6 of an approved Rezoning (ZON-13837) WHICH REQUIRED CONSTRUCTION OF ALL HALF-STREET IMPROVEMENTS ON BONANZA ROAD AND CLARKWAY DRIVE ALONG WITH THE REMOVAL OF ALL SUBSTANDARD PUBLIC STREET IMPROVEMENTS AND UNUSED DRIVEWAY CUTS FOR REPLACEMENT WITH NEW IMPROVEMENTS CONSTRUCTED TO CURRENT CITY STANDARDS on 20.53 acres at the northeast corner of Bonanza Road and Clarkway Drive (APNs 139-28-302-013, 017 through 026, and 033), R-E (Residence-Estates) Zone under Resolution of Intent to C-2 (General Commercial) Zone, R-3 (Medium Density Residential) Zone under Resolution of Intent to C-2 (General Commercial) Zone, C-1 (Limited Commercial) Zone under Resolution of Intent to C-2 (General Commercial) Zone, Ward 5 (Barlow). Staff recommends DENIAL. The Planning Commission (4-3 vote) recommends APPROVAL
- 130.ROC-23430 - PUBLIC HEARING - APPLICANT/OWNER: CITY OF LAS VEGAS - Request for a Review of Condition to remove Condition Number Eight of an approved Rezoning (Z-0040-95) WHICH STATED THAT A DETAILED PLOT PLAN FOR THE SITE SHALL BE SUBMITTED TO THE PLANNING COMMISSION AND CITY COUNCIL FOR APPROVAL AT A PUBLIC HEARING PRIOR TO DEVELOPMENT on 27.5 acres at the southeast corner of Bradley Road and Grand Teton Drive (APNs 125-13-501-003 and 009), C-V (Civic) Zone and R-E (Residence Estates) Zone under Resolution of Intent to C-V (Civic) Zone, Ward 6 (Ross). Staff recommends APPROVAL

#### **SET DATE**

- 131.Set date on any appeals filed or required public hearings from the City Planning Commission Meetings, Centennial Hills Architectural Review Committee and Dangerous Building or Nuisance/Litter Abatements

#### **CITIZENS PARTICIPATION**

- 132.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

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

City Clerk's Bulletin Board, City Hall Plaza, 2<sup>nd</sup> 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 Deposit of the Bond Ordinance)

RECEIVED  
CITY CLERK

AFFP DISTRICT COURT  
Clark County, Nevada

AFFIDAVIT OF PUBLICATION

2007 AUG 20 A 10:54

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

2519343

was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 08/04/2007 to 08/04/2007, on the following days:

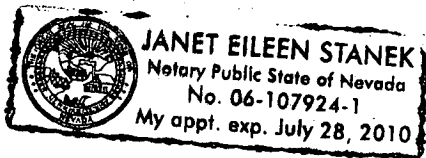
08/04/2007

BILL NO: 2007-48

AN ORDINANCE AMENDING ORDINANCE NO. 5293, AS AMENDED BY ORDINANCE NO. 5333 AND ORDINANCE NO. 5851, CONCERNING THE LEVY OF ASSESSMENTS IN THE CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT NO. 808 (THE SUMMERLIN AREA).

PUBLIC NOTICE IS HEREBY GIVEN, and that an adequate number of type-written copies of the above-numbered and entitled, proposed Ordinance are available for public inspection and distribution at the office of the City Clerk of the City of Las Vegas, at her office in City Hall, 400 Stewart Avenue, Las Vegas, Nevada, and that such Ordinance was proposed on the 1st day of August, 2007, and will be considered for adoption at the a regular meeting of the City Council of the City of Las Vegas held on the 15th day of August, 2007.

/s/ Beverly K. Bridges,  
CMC City Clerk  
PUB: August 4, 2007  
LV-Review-Journal



Signed: Stacey M. Lewis

SUBSCRIBED AND SWORN BEFORE ME THIS, THE

6th day of August, 2007.

Janet E. Stanek  
Notary Public

EXHIBIT D

(Attach Affidavit of Publication of Adoption of Bond Ordinance)

AFFP DISTRICT COURT  
Clark County, Nevada

RECEIVED  
CITY CLERK

AFFIDAVIT OF PUBLICATION

2007 AUG 27 A 11: 24

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 2592423

was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 08/18/2007 to 08/18/2007, on the following days:

08/18/2007

BILL No. 2007-48  
Ordinance No. 5927

AN ORDINANCE AMENDING ORDINANCE NO. 5293, AS AMENDED BY ORDINANCE NO. 5333 AND ORDINANCE NO. 5851, CONCERNING THE LEVY OF ASSESSMENTS IN THE CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT NO. 808 (THE SUMMERLIN AREA).

PUBLIC NOTICE IS HEREBY GIVEN, and that such Ordinance was proposed on the 1st day of August, 2007, and was passed at the meeting held on the 15th day of August, 2007, by the following vote of the City Council:

Those Voting Aye:  
Oscar B. Goodman  
Gary Reese  
Larry Brown  
Steve Wolfson  
Lois Tarkanian  
Steven D. Ross  
Ricki Y. Barlow  
Those Voting Nay: None  
Those Absent: None

This Ordinance shall be in full force and effect from and after the 19th day of August, 2007; i.e., the day after the publication of such Ordinance by its title only.

IN WITNESS WHEREOF, the City Council of the City of Las Vegas, Nevada, has caused this Ordinance to be published by title only. DATED this 15th day of August, 2007.


/s/ OSCAR B. GOODMAN  
Mayor  
Attest: /s/ BEVERLY K. BRIDGES, CMC  
City Clerk

PUB: August 18, 2007  
LV Review-Journal

Signed: Stacey M. Lewis

SUBSCRIBED AND SWORN BEFORE ME THIS, THE  
20 day of August, 2007.

Mary B. Sheffield  
Notary Public



**MARY B. SHEFFIELD**  
Notary Public State of Nevada  
No. 99-53968-1  
My appt. exp. Mar. 8, 2011