

1 **BILL NO. 2006-5**

2 **ORDINANCE NO. 5814**

3 AN ORDINANCE TO AMEND ORDINANCE NO. 5726 (CREATING SPECIAL IMPROVEMENT  
4 DISTRICT NO. 1505 – SIERRA OESTE NEIGHBORHOOD STREETLIGHTS) TO REVISE THE  
5 MEANS OF INSTALLING THE IMPROVEMENTS, AND TO PROVIDE FOR OTHER RELATED  
6 MATTERS.

6 Proposed by: Charlie Kajkowski, Director of  
7 Public Works

Summary: Amends Ordinance No. 5726,  
creating Special Improvement District No. 1505  
– Sierra Oeste Neighborhood Streetlights,  
8 regarding the means of installing the  
improvements.

9 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN

10 AS FOLLOWS:

11 WHEREAS, the City Council previously adopted Ordinance No. 5726 (the “Creation  
12 Ordinance”) creating the City of Las Vegas, Nevada Special Improvement District No. 1505 – Sierra  
13 Oeste Neighborhood Streetlights (the “District”) for the purpose of acquiring and improving a street  
14 project (the “Project”), and to defray the entire cost and expense of the Project by special assessments,  
15 according to benefits levied against the benefitted lots, tracts and parcels of land in the District; and

16 WHEREAS, the Creation Ordinance contemplated that the improvement work (the  
17 “Improvements”) would be performed by means of a contract entered into between the City and a  
18 contractor; and

19 WHEREAS, it is now proposed that the improvement work be performed by the City  
20 itself, necessitating an amendment to the Creation Ordinance.

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

23 SECTION 1: Section 8 of the Creation Ordinance is hereby amended to read as  
24 follows:

25 Section 8. That the City Engineer, in cooperation with the City[,] and in the manner specified by  
26 NRS 271.340, is hereby authorized to [advertise for performing the work and making the  
27 Improvements in the Las Vegas Review-Journal, a daily newspaper published in Las Vegas, Nevada,  
28 and of general circulation in the City. Such notice shall be published at least once, not less than seven



1 days before the opening of bids. The notice shall be in substantially the form provided by the plans,  
2 specifications and contract documents.] cause the work to be performed and the Improvements to be  
3 made in accordance with the plans and specifications therefor.

4 SECTION 2: Section 9 of the Creation Ordinance is hereby amended to read as  
5 follows:

6 Section 9. That [after the award of the contract,] the City Council shall determine the total cost  
7 of the work performed, including incidentals, and assessments shall be levied in accordance with the  
8 laws of the State, and the City Council shall provide that the assessments may be payable without  
9 interest or demand at the election of the owner during a specified cash payment period, or in ten (10)  
10 substantially equal semi-annual installments of principal and interest. The City Council shall provide  
11 the time and terms of payment of such assessments and shall fix penalties (not to exceed two percent  
12 (2%) per month) to be collected upon delinquent payments. The City Council shall also provide the  
13 rate of interest on unpaid installments of assessments, which will not exceed the current maximum  
14 rate of interest permitted under the Nevada Revised Statutes. If assessment bonds are issued, such rate  
15 will not exceed more than one percent (1%) of the highest rate of interest on any of the assessment  
16 bonds for the District. The effective interest rate on the assessment bonds of the District will not  
17 exceed the statutory maximum rate, i.e., will not exceed more than three percent (3%) the "Index of  
18 Twenty Bonds," which shall have been most recently published at the time bids for the bonds are  
19 received, or at a time a negotiated offer for the sale of such bonds is accepted. If bonds are not issued  
20 for the District, the City Council shall by resolution establish the rate of interest on unpaid and  
21 deferred installments of assessments.

22 SECTION 3: All actions, proceedings, and matters concerning the District that have  
23 been previously taken, had and done by the Council and the officers of the City, not inconsistent with  
24 the provisions of this Ordinance, are ratified, approved and confirmed.

25 SECTION 4: The officers of the City are authorized and directed to take all action  
26 necessary or appropriate to effectuate the provisions of this Ordinance.

27 SECTION 5: Except as expressly amended hereby, the Creation Ordinance remains  
28 in full force and effect.

1 SECTION 6: If any section, subsection, subdivision, paragraph, sentence, clause or  
2 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or  
3 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or  
4 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the  
5 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,  
6 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,  
7 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,  
8 invalid or ineffective.

9 SECTION 7: All ordinances or parts of ordinances or sections, subsections, phrases,  
10 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,  
11 1983 Edition, in conflict herewith are hereby repealed.

12 PASSED, ADOPTED and APPROVED this 6<sup>TH</sup> day of February, 2006.

13 APPROVED:

14 By   
15 OSCAR B. GOODMAN, Mayor

16 ATTEST:

17   
18 BARBARA JO RONEMUS, City Clerk

19 APPROVED AS TO FORM:

20 Val Steed 1-4-06  
21 Date

1 The above and foregoing ordinance was first proposed and read by title to the City Council  
2 on the 18<sup>th</sup> day of January, 2006, and referred to a committee for recommendation;  
3 thereafter the committee reported favorably on said ordinance on the 1<sup>st</sup> day of February,  
4 2006, which was a regular meeting of said Council; that at said regular meeting, the  
5 proposed ordinance was read by title to the City Council as amended and adopted by the  
6 following vote:

7 VOTING "AYE": Mayor Goodman  
8 Councilmembers: Reese, Brown, Weekly, Wolfson, Tarkanian and  
9 Ross

10 VOTING "NAY": None

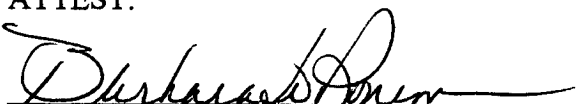
11 EXCUSED: None

12 ABSTAINED: None

13 APPROVED:

14   
15 OSCAR B. GOODMAN, Mayor

16 ATTEST:

17   
18 BARBARA JO RONEMUS, City Clerk  
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21  
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24  
25  
26

RECEIVED  
CITY CLERK

2006 JAN 26 A 10: 24

AFFP DISTRICT COURT  
Clark County, Nevada

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)  
COUNTY OF CLARK) SS:

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

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

LV CITY CLERK  
4459774

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 01/21/2006 to 01/21/2006, on the following days: JAN. 21, 2006

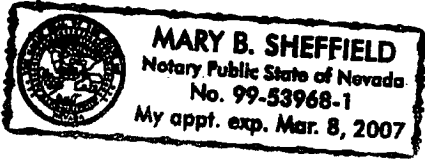
Signed: Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE 24

day of January 2006

Mary B. Sheffield

Notary Public



BILL NO. 2006-5

AN ORDINANCE TO AMEND ORDINANCE NO. 5726 (CREATING SPECIAL IMPROVEMENT DISTRICT NO. 1505 - SIERRA OESTE NEIGHBORHOOD STREETLIGHTS) TO REVISE THE MEANS OF INSTALLING THE IMPROVEMENTS, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Proposed by: Charlie Kalkowski, Director of Public Works  
Summary: Amends Ordinance No. 5726, creating Special Improvement District No. 1505 - Sierra Oeste Neighborhood Streetlights, regarding the means of installing the improvements.

At the City Council meeting of JANUARY 18, 2006

BILL NO. 2006-5 WAS READ BY TITLE AND REFERRED TO A RECOMMENDING COMMITTEE

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, 400 STEWART AVENUE, LAS VEGAS, NEVADA.

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CITY CLERK

2006 FEB 10 A 10:31

AFFP DISTRICT COURT  
Clark County, Nevada

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)  
COUNTY OF CLARK) SS:

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

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

LV CITY CLERK  
4485969

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 02/04/2006 to 02/04/2006, on the following days: FEB. 4, 2006

BILL NO. 2006-5  
Ordinance No. 5814  
AN ORDINANCE TO AMEND ORDINANCE NO. 5726 (CREATING SPECIAL IMPROVEMENT DISTRICT NO. 1505 - SIERRA OESTE NEIGHBORHOOD STREETLIGHTS) TO REVISE THE MEANS OF INSTALLING THE IMPROVEMENTS, AND TO PROVIDE FOR OTHER RELATED MATTERS.  
Proposed by: Charlie Kajkowski, Director of Public Works  
Summary: Amends Ordinance No. 5726, creating Special Improvement District No. 1505 - Sierra Oeste Neighborhood Streetlights, regarding the means of installing the improvements.  
The above and foregoing ordinance was first proposed and read by title to the City Council on the 18th day of January 2006 and referred to a committee for recommendation; thereafter the committee reported favorably on said ordinance on the 1st day of February 2006, which was a regular meeting of said City Council; and that at said regular meeting the proposed ordinance was read by title to the City Council as first introduced and adopted by the following vote:  
VOTING "AYE": Mayor Goodman and Councilmembers Reese, Brown, Weekly, Wolfson, Tarkanian, and Ross  
VOTING "NAY": NONE  
EXCUSED: NONE  
COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, 400 STEWART AVENUE, LAS VEGAS, NEVADA.  
PUB: February 4, 2006  
LV Review-Journal

Signed: Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE 7

day of February 2006

Mary B. Sheffield  
Notary Public

