

BILL NO. 2003-30

ORDINANCE NO. 5590

AN ORDINANCE CONCERNING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1484 – ALTA DRIVE (RANCHO DRIVE TO VALLEY VIEW BOULEVARD); PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF SAID IMPROVEMENTS; ASSESSING A PORTION OF THE COST OF SAID IMPROVEMENTS AGAINST THE ASSESSABLE LOTS, TRACTS, AND PARCELS OF LAND BENEFITED BY SAID IMPROVEMENTS; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN; PRESCRIBING DETAILS IN CONNECTION THEREWITH.

Summary: Levy Ordinance

WHEREAS, the City Council of the City of Las Vegas (hereinafter the "City Council" and "City", respectively) in the County of Clark and State of Nevada, has heretofore, pursuant to the requisite preliminary proceedings, created Las Vegas, Nevada, Special Improvement District No. 1484 – Alta Drive (Rancho Drive to Valley View Boulevard) (hereinafter the "District"), for the purpose of acquiring a Street Project and a Street Beautification Project as defined in Chapter 271, Nevada Revised Statutes (hereinafter the "Project") and has provided that a portion of the entire cost and expense of the Project shall be paid by special assessments, according to benefits, levied against the benefited lots, tracts and parcels of land in the District; and

WHEREAS, the District has been properly created by an ordinance heretofore adopted under the provisions of the Consolidated Local Improvement Law; and

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

WHEREAS, in accordance with NRS 271.360, the City Council has heretofore determined, and does hereby declare, that the net cost of all improvements in the District (including all necessary incidentals which either have been or will be incurred in connection with the District) is \$1,720,714.20, of which, \$1,596,591.29 is available from other sources and of which \$124,122.91 is to be assessed upon the benefited lots, tracts and parcels of land in the District which the City Council has determined will receive special benefits (and corresponding market value increases) from the improvements of the Project; and

WHEREAS, the City Council, by resolution heretofore adopted and directed the Director of Public Works of the City (hereinafter the "Engineer") to make out a final assessment roll; and

WHEREAS, after a determination of the portion of the costs of such work to be paid by the property specially benefited, the City Council, together with the Engineer (with the assistance of the Engineering Integration Division) made out a final assessment roll containing, among other things, the names and addresses of the last known owners of the property to be assessed, a description of each lot, tract, or parcel of land to be assessed, and the amount of the assessment thereon. The Engineer has reported the final assessment roll to the City Council and the Engineer has filed the final assessment roll with the City Clerk; and

WHEREAS, the City Council thereupon fixed a time and place, to wit: Wednesday, March 5, 2003, at 1:00 p.m., at the Las Vegas City Council Chambers, 400 Stewart Avenue, in Las Vegas, Nevada, when all complaints, protests and objections to the final assessment roll, to the amount of the assessments, and to the regularity of the proceedings in making such assessments, by the owners of the property specially benefited by, and proposed to be assessed for, the improvements in the District, by any person interested, and by any parties aggrieved by such assessments, would be heard and considered by the City Council; and

WHEREAS, the Engineer (with the assistance of Engineering Integration Division) has, in accordance with the provisions of law relating thereto, given the requisite legal notice by both mail and publication that complaints, protests and objections to assessments for improvements in the District should be filed with the City Clerk, and that the City Council would hear and consider any and all complaints, protests or objections on Wednesday, March 5, 2003, at 1:00 p.m., at the Las Vegas City Council Chambers, 400 Stewart Avenue, in Las Vegas, Nevada; and

WHEREAS, the City Council caused the final assessment roll ("Tabulation of Parcels") to be filed in the records of the office of the City Clerk on February 5, 2003. The City Clerk, by publication and by mail, gave the requisite notice of the time and place of such hearing, of the filing of the final assessment roll in her office, of the date of filing the same, and of the right of any such person to object specifically in writing and of the waiver of any objection in the absence of such objection; and

WHEREAS, at the time and place so designated, the City Council met to hear and determine all objections filed or made orally by any interested party; and

WHEREAS, all complaints, protests and objections, both written and oral, were found to be without sufficient merit and overruled, except as provided in the District No. 1484 Assessment Protest Resolution; and

WHEREAS, by the District No. 1484 Assessment Protest Resolution, the City Council modified, corrected and revised the final assessment roll and modified, corrected, revised and confirmed the final assessment roll to be in final form; and

WHEREAS, the assessments do not exceed the benefits to the property assessed nor that portion of the total cost of the Project payable from assessments as heretofore determined; and

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

WHEREAS, the City Council has determined, and does hereby determine, that the City shall pay the costs of the Project, in part, with funds derived from the levy of assessments, and the City will pay one-half or more of the costs of the Project with monies derived from other than the levy of special assessment, and that the exception provided by NRS 271.306(2)(a) does exist with respect to the Project; and

WHEREAS, the owners of certain property to be located within the District have requested the City to include as part of the improvements to be constructed within the District, for such property, sewer improvements and such owners have executed an affidavit of waiver and consent (hereinafter the "Affidavit"), consenting to the construction of such improvements and the assessment of the cost of such improvements on such property.

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

Section 1. This Ordinance shall be known as, and may be cited by, the short title "District No. 1484 Levy Ordinance" (hereinafter the "Ordinance").

Section 2. The City Council has heretofore determined, and does hereby declare, that each and every complaint, protest and objection made in connection with the District is without sufficient merit

and the same be, and the same hereby is, overruled, and finally passed on by the City Council, except as provided in the District No. 1484 Assessment Protest Resolution.

Section 3. All actions, proceedings, matters and things heretofore taken, had and done by the City and the officers thereof (not inconsistent with the provisions of this Ordinance) concerning Special Improvement District No. 1484 – Alta Drive (Rancho Drive to Valley View Boulevard), including, but not limited to, the creation of the District, the acquisition of the Project, the amount of the construction contract, the levy of assessments for those purposes, the determination that the tracts in the District will receive special benefits and market value increases, and the validation and confirmation of the final assessment roll and the assessments therein, be, and the same hereby is, ratified, approved and confirmed.

Section 4. For the purpose of paying a portion of the costs and expenses of the Project, the amounts and assessments shown in the final assessment roll (as so filed, modified and confirmed) are hereby levied and assessed against the lots, tracts and parcels of land in the District (being all those specially benefited by said improvements) and described in the final assessment roll for the District, as filed in the office of the City Clerk on February 5, 2003, and as modified and confirmed by the District No. 1484 Assessment Protest Resolution duly adopted by the City Council on March 19, 2003.

Section 5. The assessments shall be due and payable at the office of the City Treasurer within 30 days after this Ordinance becomes effective, without interest and without demand, provided that all or any part of such assessments may, at the election of the owner, be paid in installments, with interest, as hereinafter provided. Failure to pay the whole assessment within said period of 30 days shall be conclusively considered and held an election on the part of all persons interested, whether under disability or otherwise, to pay in installments, the amount of the assessment then unpaid. In case of such election to pay in installments, the unpaid assessments shall be payable in twenty (20) 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 shall not exceed by more than one percent (1%) the highest rate of interest on the assessment 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, 2003. After

the effective date of this Ordinance and before assessment bonds are issued (or if bonds are not issued), the City Council shall by resolution provide the rate of interest on the unpaid and deferred installments of assessments. If assessment bonds are sold the rate will not exceed by more than one percent (1%) the highest rate of interest on the assessment bonds for the district. The effective interest rate on the assessment bonds of the District will not exceed the statutory maximum rate, i.e., will not exceed by more than three per cent (3%) the "Index of Twenty Bonds", which is most recently published before the bids for such bonds are received, or at the time a negotiated offer for the sale of such bonds is accepted. Failure to pay any installment, whether of principal or interest, when due, shall cause the whole amount of the unpaid principal to become due and payable immediately, at the option of the City. The exercise of said option to be indicated by the commencement of foreclosure proceedings by the City. The whole amount of the unpaid principal and accrued interest shall, after such delinquency, whether or not said option is exercised, bear penalty interest at the rate of two percent (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) on the unpaid balance of the assessment and accrued interest, until the day of sale or until paid. At any time prior to the date of the sale, the owner may pay the amount of all delinquent installments originally becoming due on or before the date of said payment, with interest thereon, and all penalties 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 installment or payment, may at any time (at the option of such owner), pay the whole or any semiannual installment of the unpaid principal with interest accruing thereon to the next interest payment date. If such prepayment takes place after May 20, 2003, but before the adoption of the aforementioned resolution establishing the rate of interest on deferred installments of assessments, such interest accruing thereon to the next interest payment date shall be calculated at seven and 74/100th percent (7.74%) per annum (i.e., the presumed rate of interest on the assessment bonds for the District plus three percent).

Pursuant to NRS 271.357 and NRS 271.360, any assessment against property for which an application for Hardship Determination has been approved by the City Council shall be postponed, but the owner shall make payments of interest on the unpaid balance of previous and current assessments at the

same rate and terms as are established for other assessments in the manner provided. The assessment shall remain postponed until the earlier of the following occurrences: (a) the property is sold or transferred to a person other than one to whom a Hardship Determination has been granted; (b) the term of the bonds expire; (c) the property owner's application for renewal of the Hardship Determination is disapproved; (d) the property owner fails to pay interest on the unpaid balance of assessments in a timely manner; or (e) the property owner pays all previous and current assessments. The owner shall also be subject to the lien as provided in Section 6 hereof.

Section 6. The amounts assessed shall be a lien upon the owner's lots, tracts and parcels of land from the effective date of this Ordinance (i.e. April 20, 2003) until paid. The lien shall be co-equal with the latest lien thereon to secure the payment of general taxes and prior and superior to all other liens, claims, encumbrances and titles (other than the liens of assessments and general taxes). The sale of any such lot, tract or parcel of land for general or other taxes shall not relieve such lot, tract or parcel of land from such assessment or the lien therefor. Such amounts shall continue to be a lien upon the lots, tracts and parcels of land assessed until paid in full (including all principal and the interest thereon, and any penalties and collection costs).

Section 7. Should any lot, tract or parcel of land within the District be divided after the effective date of this Ordinance and before the collection of all the assessment installments, or if any property in the District makes a request to do so, the City Council may require the City Treasurer to apportion, combine or reapportion the uncollected amounts upon the several parts of land so divided or combined in accordance with the provisions of NRS 271.425. The report of such an apportionment, combination or reapportionment, when approved, shall be conclusive on all the parties, and all assessments thereafter made upon the tracts shall thereafter be according to the subdivision. The report, when approved, shall be recorded in the office of the County Recorder of Clark County, Nevada, together with a statement that the current payment status of any of the assessments may be obtained from the City Treasurer. Neither the failure to record the report, nor any defect in the report as recorded, shall affect the validity of the assessments, the lien for the payment thereof or the priority of that lien.

Section 8. In case any lot, tract or parcel of land so assessed is delinquent in the payment of the assessment or any installment of principal or interest, the City Council shall forthwith cause the owner

of such delinquent property, if known, to be immediately notified in writing of such delinquency, by first-class mail, postage prepaid, addressed to the addressee's last known address. If such delinquency is not paid within 10 days after such notice was given by deposit in the United States mail, then said assessment shall be enforced by the City Treasurer and other officers of the City, as provided in NRS 271.545 to NRS 271.630. Nothing herein shall be construed as preventing the City, at the direction of the governing body, from collecting any assessment by suit in the name of the governing body. The final assessment roll and the certified copy of this Ordinance shall be prima facie evidence of the regularity of the proceedings in making the assessment and of the right to recover judgment therefor. If a foreclosure is not promptly filed and prosecuted, then any bondholder may file and prosecute said foreclosure action in the name of the City. Any bondholder may also proceed against the City to protect and enforce the rights of the bondholders under this Ordinance by suit, action or special proceedings in equity or at law, either for the appointment of a receiver or for the specific performance of any provision contained herein or in an award of execution of any power herein granted for the enforcement of any proper, legal or equitable remedy as such bondholder or bondholders may deem most effective to protect and enforce the rights aforesaid. All such proceedings, at law or in equity, shall be instituted, had and maintained for the equal benefit of all owners of the bonds then outstanding. The failure of the bondholders to foreclose such delinquent assessments or to proceed against the City shall not relieve the City or any of its officers, agents or employees of any liability for its failure to foreclose such delinquent assessments.

Section 9. The City Clerk is hereby directed to deliver to the City Treasurer a copy of the final assessment roll containing a description of the lots, tracts and parcels of land being assessed, with the amount of the assessment levied upon each and the name and address of the owner or owners against whom the assessment was made. The final assessment roll is to be recorded in the office of the County Recorder together with the statement that the current payment status of any assessment may be obtained from the City Treasurer. The City Treasurer is additionally directed to collect the several sums so assessed as a tax upon the several tracts to which they were assessed.

Section 10. In accordance with NRS 271.405(7) the City Clerk shall give notice by publication in the Las Vegas Review-Journal, a newspaper of general circulation in the City, and such notice to be published at least once a week, for three consecutive publications, by three weekly insertions, the first

such publication to be at least 15 days prior to the end of the 30-day period stating that said assessments have been levied and are due and payable. The notice shall further state that payment must be made in full prior to the end of the 30 day period to avoid paying interest on the assessment. It shall not be necessary that the notice be published on the same day of the week, but not less than 14 days shall intervene between the first publication and the last publication. Service by publication shall be verified by the affidavit of the publisher and filed with the City Clerk of the City. In accordance with NRS 271.390(2), the City Clerk or Deputy City Clerk shall also give written notice of the levying of the assessments by mailing a copy of such notice, postage prepaid, at least 20 days prior to the end of said 30-day period, to the owner or owners of all property upon which the assessment was levied at his or her last known address or addresses. Proof of such mailing shall be made by the affidavit of the City Clerk or Deputy City Clerk and such proof shall be filed with the City Clerk. Failure to mail any such notice or notices shall not invalidate any assessment or any other proceedings concerning the District. Proof of the publication and proof of the mailing shall be maintained in the permanent records of the office of the City Clerk until all special assessments and special assessment bonds issued (if such special assessment bonds are hereafter issued) shall have been paid in full, both principal and interest, or until any claim is barred by an appropriate statute of limitations. The City Council hereby determines that the manner of giving notice herein provided by publication and by mail is reasonably calculated to inform the parties of the proceedings concerning the District and the levy of assessments which may directly and adversely affect their legally protected interests.

Section 11. The notice provided for in NRS 271.390(2) and NRS 271.405(7) and in Section 10 of this Ordinance shall be in substantially the following form:

(Form of Notice)

NOTICE TO PROPERTY OWNERS OF THE LEVY OF ASSESSMENTS FOR
IMPROVEMENTS IN CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT
DISTRICT NO. 1484 – ALTA DRIVE (RANCHO DRIVE TO VALLEY VIEW
BOULEVARD)

NOTICE IS HEREBY GIVEN to the owners of all property upon which an assessment has been levied, and other interested persons, that District No. 1484 Levy Ordinance (hereinafter the "Levy Ordinance") was duly passed, adopted, signed and approved on April 16, 2003. The Levy Ordinance levied and assessed a portion of the cost and expense of such improvements against the lots, tracts and parcels of land specially benefited by the local improvements in what is commonly designated as "City of Las Vegas, Nevada, Special Improvement District No. 1484 – Alta Drive (Rancho Drive to Valley View Boulevard)," (said lots, tracts and parcels of land being more specifically described in the final assessment roll designated in the ordinance).

Assessments are due and payable at the office of the City Treasurer, in Las Vegas, Nevada, on or before May 20, 2003, being 30 days after the effective date of the Levy Ordinance, without interest and without demand, provided that all, or any part of such assessments may, at the election of the owner, be paid in installments, with interest as hereinafter provided. Failure to pay the whole assessment within the 30-day period will be conclusively considered and held an election on the part of all persons interested, whether under disability or otherwise, to pay the unpaid assessment in installments. In case of such election to pay in installments, the unpaid assessments will be payable in twenty (20) substantially equal semi-annual installments of principal and interest until paid in full, with interest in all cases on the unpaid and deferred installments of principal from April 20, 2003 (i.e., the effective date of the Levy Ordinance) both principal and interest being payable semi-annually at the office of the City Treasurer, Las Vegas, Nevada, on April 1 and October 1 in each year, commencing on October 1, 2003. After the effective date of the Levy Ordinance and before assessment bonds are issued (or if bonds are not issued), the City Council shall by Resolution provide the rate of interest on the unpaid and deferred installments of assessments. If assessment bonds are sold, the rate will not exceed by more than one percent (1%) the highest rate of interest on the assessment bonds issued for the District. The effective interest rate on the assessment bonds of the District will not exceed the statutory maximum rate, i.e., will not exceed by more

than three percent (3%) the "Index of Twenty Bonds", which is most recently published before the bids for such bonds are received, or at the time a negotiated offer for the sale of such bonds is accepted. Failure to pay any assessment installment, whether principal or interest, when due will cause the whole of the unpaid principal of such assessment to become due and payable immediately at the City's option, and the whole amount of the unpaid principal and accrued interest will, after such delinquency, whether or not the City's option is exercised, bear penalty interest at the rate of two percent (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) on the unpaid balance of the assessment and accrued interest, until the day of sale or until paid. At any time prior to the date of the sale, the owner may pay the amount of all delinquent installments originally becoming due on or before the date of payment, with the interest thereon and all penalties accrued, and will thereupon be restored the right, thereafter, to pay in installments in the same manner as if default had not been suffered. The owner of any property not in default as to any assessment installment or payment may, at any time, pay the whole or any semi-annual installment of the unpaid principal with interest accruing thereon to the next interest payment date. If such prepayment takes place after May 20, 2003, but before the adoption of the aforementioned resolution establishing the rate of interest on deferred installments of assessments, such interest accruing thereon to the next interest payment date shall be calculated at seven and 74/100th percent (7.74%) per annum (i.e., the presumed rate of interest on the assessment bonds for the District plus three percent).

Pursuant to NRS 271.357 and NRS 271.360, any assessment against property for which an application for Hardship Determination has been approved by the City Council shall be postponed, but the owner shall make payments of interest on the unpaid balance of previous and current assessments at the same rate and terms as are established for other assessments in the manner provided. The assessment shall remain postponed until the earlier of the following occurrences: (a) the property is sold or transferred to a person other than one to whom a Hardship Determination has been granted; (b) the term of the bonds expires; (c) the property owner's application for renewal of a Hardship Determination is disapproved; (d) the property owner fails to pay interest on the unpaid balance of assessments in a

timely manner; or (e) the property owner pays all previous and current assessments. The owner shall also be subject to the lien as provided in Section 6 hereof.

Pursuant to NRS 271.395, within 15 days after the effective date of the Levy Ordinance, any person who has filed a complaint, protest or objection in writing, pursuant to NRS 271.380, shall have the right to commence an action or suit in any court of competent jurisdiction to correct or set aside such determination. Thereafter, all actions or suits attacking the regularity, validity and correctness of the proceedings, of the final assessment roll, of each assessment contained therein, of the amount of special benefits and market value increases, and of the amount thereof levied on each tract, including, without limiting the generality of the foregoing, the defense of confiscation shall be perpetually barred.

The amounts assessed as aforesaid constitute a lien upon said lots, tracts and parcels of land from April 20, 2003 (i.e., the effective date of the Levy Ordinance), which lien shall be co-equal with the latest lien thereon to secure the payment of general taxes and prior and superior to all other liens, claims, encumbrances and titles (other than the liens of assessments and general taxes). The sale of any such lot, tract or parcel of land for general taxes shall not relieve such lot, tract or parcel of land from such assessment or the lien therefor.

Dated this April 16, 2003.

BARBARA JO RONEMUS, City Clerk

(End of Form of Notice)

Section 12. The officers of the City be, and they hereby are, authorized and directed to take all action necessary and appropriate to effectuate the provisions of this Ordinance, including without limiting the generality of the foregoing, the preparation of all necessary documents, legal proceedings, the recording of the final assessment roll, and other items necessary or desirable for the completion of the levying of the assessments of the District and the issuance of the bonds therefor.

Section 13. All ordinances or resolutions, or parts thereof, in conflict with the provisions of this Ordinance, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or resolution, or part thereof, heretofore repealed.

Section 14. That in accordance with Section 2.110 of the City Charter, this Ordinance when first proposed is to be read by title to the City Council, immediately after which an adequate number of copies of the proposed Ordinance are to be deposited with the office of the City Clerk for public examination and distribution upon request; thereafter, the City Clerk is authorized and directed to give notice of the deposit together with the title of the Ordinance by publication at least once in the Las Vegas Review-Journal, i.e., a newspaper published and having general circulation in the City, at least ten (10) days before the adoption of the Ordinance, i.e., at least ten (10) days before April 16, 2003, such publication to be in substantially the following form:

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

ORDINANCE NO. _____

AN ORDINANCE CONCERNING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1484 – ALTA DRIVE (RANCHO DRIVE TO VALLEY VIEW BOULEVARD); PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF SAID IMPROVEMENTS; ASSESSING A PORTION OF THE COST OF SAID IMPROVEMENTS AGAINST THE ASSESSABLE LOTS, TRACTS, AND PARCELS OF LAND BENEFITED BY SAID IMPROVEMENTS; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN; PRESCRIBING DETAILS IN CONNECTION THEREWITH.

PUBLIC NOTICE IS HEREBY GIVEN that an adequate number of typewritten copies of the above-entitled proposed Ordinance were filed with and are available for public inspection and distribution at the office of the City Clerk of the City of Las Vegas, 400 Stewart Avenue, Las Vegas, Nevada, and that such ordinance was proposed on the 19th day of March, 2003, and will be considered for adoption at the regular meeting of the City Council of the City of Las Vegas on the 16th day of April, 2003.

/s/ Barbara Jo Ronemus
City Clerk

(End of Form)

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

(Form for Publication After Final Adoption of Ordinance)

ORDINANCE NO. _____

AN ORDINANCE CONCERNING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1484 – ALTA DRIVE (RANCHO DRIVE TO VALLEY VIEW BOULEVARD); PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF SAID IMPROVEMENTS; ASSESSING A PORTION OF THE COST OF SAID IMPROVEMENTS AGAINST THE ASSESSABLE LOTS, TRACTS, AND PARCELS OF LAND BENEFITED BY SAID IMPROVEMENTS; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN; PRESCRIBING DETAILS IN CONNECTION THEREWITH.

PUBLIC NOTICE IS HEREBY GIVEN that the above Ordinance was proposed on March 19, 2003, and was passed at a regular meeting held on April 16, 2003, by the following vote of the City Council of the City of Las Vegas, Nevada:

Those Voting Aye:

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

Those Voting Nay:

Those Absent:

This Ordinance shall be in full force and effect from and after April 20, 2003, i.e., the day after its publication by title only.

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

This 16th day of April, 2003.

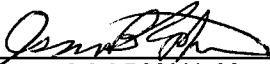
/s/ OSCAR B. GOODMAN
Mayor
City of Las Vegas, Nevada

(SEAL)

Attest:
/s/ BARBARA JO RONEMUS
City Clerk

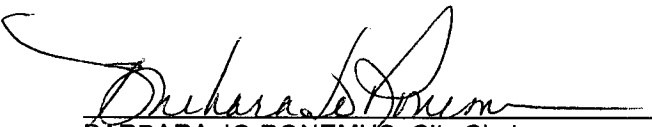
Section 16. That if any section, paragraph, clause or other provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or other provision shall not affect any of the remaining provisions of this Ordinance.

Introduced March 19, 2003, PASSED, ADOPTED AND APPROVED April 16, 2003.



OSCAR B. GOODMAN, Mayor

Attest:



BARBARA JO RONEMUS, City Clerk

Approved as to Form:

3-6-'03 
Date Deputy City Attorney

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

I, Barbara Jo Ronemus, the duly chosen, qualified City Clerk of the City of Las Vegas (hereinafter 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 City Council on March 19, 2003 and finally adopted and approved on April 16, 2003.

2. The following members of the City Council were present at the March 19, 2003 Council meeting:

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

3. The foregoing Ordinance was first proposed and read by title to the City Council on March 19, 2003, and referred to a committee composed of Councilmen Weekly and Mack for recommendation; thereafter the said committee reported favorably on said Ordinance on April 16, 2003, which was a regular meeting of said City Council; that at said regular meeting, the proposed Ordinance was again read by title to the City Council and adopted. The following members of the City Council were present at the April 16, 2003 meeting and voted upon the adoption of the Ordinance as follows:

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

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

5. All members of the City Council were given due and proper notice of the meetings held on March 19, and April 16, 2003. Pursuant to § 241.020, Nevada Revised Statutes, written notice of the meetings was given no later than 9:00 a.m. on the third working day before the meetings, including in the notice the time, place, location, and agenda of the meeting:

(a) By posting a copy of the notice by 9:00 a.m. at least three (3) working days before the meetings at the principal office of the City Council, or if there is no principal office, at the building in which the meeting is to be held, and at least three (3) other separate, prominent places within the jurisdiction of the City Council, to wit:

- (i) City Hall
City Hall Plaza
Special Outside Posting Bulletin Board
Las Vegas, Nevada
- (ii) Senior Citizens Center
Las Vegas, Nevada
- (iii) Clark County Government Center
500 South Grand Central Parkway
Las Vegas, Nevada
- (iv) Downtown Transportation Center
Las Vegas, Nevada

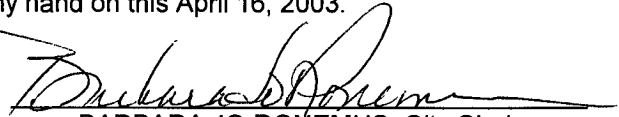
; and

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

6. A copy of such notice so given of the meeting of the City Council on March 19, 2003, is attached to this certificate as Exhibit A and a copy of the notice so given of the meeting of the City Council on April 16, 2003, is attached to this certificate as Exhibit B.

7. Upon request, the governing body provides, at no charge, at least one copy of the agenda for its public meetings, any proposed ordinance or regulation which will be discussed at the public meeting, and any other supporting materials provided to the members of the governing body for an item on the agenda, except for certain confidential materials and materials pertaining to the closed meetings, as provided by law.

IN WITNESS WHEREOF, I have hereunto set my hand on this April 16, 2003.



BARBARA JO RONEMUS, City Clerk

(SEAL)

EXHIBIT A

(Attach Copy of Notice of March 19, 2003 Meeting)

CITY COUNCIL AGENDA

MARCH 19, 2003
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CITY COUNCIL AGENDA

COUNCIL CHAMBERS • 400 STEWART AVENUE • PHONE 229-6011

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

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

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

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

MARCH 19, 2003

**Morning Session begins at 9:00 a.m.
Afternoon Session begins at 1:00 p.m.**

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

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

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

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

CEREMONIAL MATTERS

- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
- INVOCATION - REVEREND STEVEN KALAS, CHRIST EPISCOPAL CHURCH
- PLEDGE OF ALLEGIANCE
- RECOGNITION OF EMPLOYEE OF THE MONTH
- RECOGNITION OF MEMPHIS CHAMPIONSHIP BARBECUE COMPANY
- RECOGNITION OF HIGH SCHOOL BASKETBALL STATE CHAMPIONS
- RECOGNITION OF THE NEVADA SYNCHRONIZED SWIMMING CLUB TEAM

BUSINESS ITEMS

1. Any items from the morning session that the Council, staff and/or the applicant wishes to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time
2. Approval of the Final Minutes by reference of the Regular City Council Meeting of February 19, 2003

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.

CITY ATTORNEY - CONSENT

3. Approval of settlement in Felix and Rosa Carcamo v. City of Las Vegas, Eighth Judicial District Court Case No. A456185 (\$40,500 - Tort Self-Insurance Fund)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

4. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments
5. Approval to transfer funding from Pioneer Park to a Charleston Heights Neighborhood Preservation Park II capital project (\$100,000 - Parks and Leisure Activities Capital Projects Fund) - Ward 1 (M. McDonald)
6. Approval of a new Family Child Care Home License, Carol Elslager, dba Creative Recreation Enterprises, 7819 Autumn Gate, Carol Elslager, 100% - Ward 6 (Mack)
7. Approval of a new Family Child Care Home License, Mary Reber, dba Mary's Little Lambs, 5701 Heron Ave., Mary Reber, 100% - Ward 1 (M. McDonald)
8. Approval of a new Family Child Care Home License, Melody Vineyard, 7928 High Stream Ave., Melody Vineyard, 100% - Ward 6 (Mack)
9. Approval of Change of Licensee/License Holder for a Child Care Center/Nursery/Preschool License, Fellowship Christian Daycare, 6210 West Cheyenne Ave., From: James Green, Pres of Bd, To: John Staples, Pres of Bd - Ward 5 (Weekly)
10. Approval of a Special Event Liquor License for Gateway Arts Association, Location: Arts Factory Parking Lot, 107 East Charleston Blvd., Date: March 29, 2003, Type: Special Event General, Event: Outdoor Music and Arts Festival, Responsible Person in Charge: Catherine Dixon - Ward 1 (M. McDonald)
11. Approval of a Special Event Liquor License for Hispanic Broadcasting Corporation, Location: Lorenzi Park, 3333 West Washington Ave., Date: May 4, 2003, Type: Special Event General, Event: Cinco de Mayo, Responsible Person in Charge: Zulema Bash - Ward 5 (Weekly)
12. Approval of Change of Location for a Hypnotist License, Thomas H. Woods, dba Thomas H. Woods, From: 6848 West Charleston Blvd., To: 4750 West Sahara Ave., Suite 34, Thomas H. Woods, 100% - Ward 1 (M. McDonald)
13. Approval of a new Massage Establishment License, Chiropractic Healing Center, LLC, dba Chiropractic Healing Center, 2801 North Tenaya Way, Suite B, Cheree M. Sandness, Mgr, 100% - Ward 4 (Brown)
14. Approval of award of Bid Number 030205-KF, Annual Requirements Contract for Fire Fighting Tools & Equipment - Department of Fire & Rescue - Award recommended to: L. N. CURTIS & SONS, EQUIPMENT MANAGEMENT CO., and FIRST IN, INC. (Estimated annual aggregate amount of \$600,000 - General Fund)
15. Approval of use of State of Nevada Vehicle Fleet Price Agreement Number 6542 (DAR) for various 2002-2003 model year vehicles - Department of Fire & Rescue - Award recommended to: CHAMPION CHEVROLET (\$122,956 - Internal Service Fund)
16. Approval of issuance of purchase order for personal computers with CADVoice Software installed (TB) - Department of Fire & Rescue - Award recommended to: LOCUTION SYSTEMS (\$83,950 - Internal Service Fund)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

17. Approval of award of Bid Number 030221-DAR, Annual Requirements Contract for Heavy Duty Brake Parts - Department of Fire & Rescue - Award recommended to: PDSI, DBA, C.W. CARTER CO. (Estimated annual usage amount of \$35,000 - General Fund)
18. Approval of award of Bid Number 030222-LED, Wrought Iron Fence Installation, Ethel Pearson Park and approve the construction conflicts & contingency reserve set by Finance & Business Services - Department of Leisure Services - Award recommended to: DLC GENERAL CONTRACTING, INC. (\$44,544 - Capital Projects Fund) Ward 5 (Weekly)
19. Approval of use of State of Nevada Police Vehicle Fleet Price Agreement Number 6543 (DAR) for Police Vehicles - Department of Field Operations - Award recommended to: CHAMPION CHEVROLET (\$25,808 - Internal Service Fund)

HUMAN RESOURCES DEPARTMENT - CONSENT

20. Approval to create one regular full time Clean Water Coalition Program Administrator position to be funded by Clean Water Coalition (\$64,000 - Sanitation Enterprise Fund)
21. Approval of creating one regular full time Intake Technician position to be funded fully by U.S. Department of Labor to assist in the implementation of the DOL Earmark Program known as the Educational and Vocational Opportunities Leading to Valuable Experience (EVOLVE) Program (\$51,000 - Department of Labor Earmark Grant) - All Wards
22. Approval of creating three regular full time Case Worker positions to be funded fully by U.S. Department of Labor to assist in the implementation of the DOL Earmark Program known as the Educational and Vocational Opportunities Leading to Valuable Experience (EVOLVE) Program (\$194,400 - Department of Labor Earmark Grant) - All Wards
23. Approval of creating one regular full time Neighborhood Services Program Coordinator position to be funded fully by U.S. Department of Labor to assist in the implementation of the DOL Earmark Program known as the Educational and Vocational Opportunities Leading to Valuable Experience (EVOLVE) Program (\$78,800 - Department of Labor Earmark Grant) - All Wards

LEISURE SERVICES DEPARTMENT - CONSENT

24. Approval of donation of four computer systems to the Durango Hills YMCA (Local Access Places Lab) - Ward 4 (Brown)

NEIGHBORHOOD SERVICES DEPARTMENT - CONSENT

25. Approval of expending \$36,557 of Home Investment Partnership (HOME) funds for housing rehabilitation activities at 917 Balzar Avenue - Ward 5 (Weekly)

PUBLIC WORKS DEPARTMENT - CONSENT

26. Approval of an Engineering Design Service Agreement for PM10/CMAQ Shoulder Stabilization between the City of Las Vegas and CH2MHill for environmental services (\$64,294.80 - Regional Transportation Commission of Southern Nevada) - All Wards
27. Approval of a Sixth Supplemental Cooperative Agreement - Bond Project #51f between the City of Las Vegas, Clark County and the Regional Transportation Commission of Southern Nevada to change the scope of the 2nd Year Traffic Capacity and Safety Improvements - Wards 1 and 4 (M. McDonald and Brown)

PUBLIC WORKS DEPARTMENT - CONSENT

28. Approval of a Fifth Supplemental Interlocal Contract - Bond Project #51j between the City of Las Vegas, Clark County and the Regional Transportation Commission of Southern Nevada to extend the date of completion - Wards 1 and 5 (M. McDonald and Weekly)
29. Approval of a Contract Modification with Las Vegas Paving, for additional work necessary to complete the Smoke Ranch Road Improvements Project (\$400,000 - Regional Transportation Commission) - Ward 6 (Mack)
30. Approval of a Sewer Connection and Interlocal Contract with Clark County Sanitation District - R. Lucero & Associates, Inc. on behalf of Michael & Paula Gaughan, owners (6500 Rio Vista Street, APN 125-22-802-003) - County (near Ward 6 - Mack)

RESOLUTIONS - CONSENT

31. R-45-2003 - Approval of a Resolution directing the City Treasurer to prepare the Thirty-Fifth Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
32. R-46-2003 - Approval of a Resolution approving the Thirty-Fifth Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
33. R-47-2003 - Approval of a Resolution directing the City Treasurer to prepare the Thirty-Sixth Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
34. R-48-2003 - Approval of a Resolution approving the Thirty-Sixth Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
35. R-49-2003 - Approval of a Resolution Awarding Bid for Special Improvement District No. 1481- El Capitan Way (Centennial Parkway to US-95) (\$1,256,532.55 - Capital Projects Fund - Special Assessments) - Ward 6 (Mack)
36. R-50-2003 - Approval of a Resolution overruling complaints, protests, and objections and confirming the final assessment roll for Special Improvement District No. 1484 - Alta Drive (Rancho Drive to Valley View Boulevard) (\$124,122.91 - Capital Projects Fund - Special Assessments) - Ward 1 (M. McDonald)
37. R-51-2003 - Approval of a Resolution establishing a Fee Schedule for LVMC Title 13 and Chapter 11.50 (pertaining to public improvement work and temporary traffic control work)

REAL ESTATE COMMITTEE – CONSENT

38. Approval authorizing staff to auction a home located at 8660 Azure Drive and a home and a guesthouse located at 6240 Juliano Road to the highest qualified buyer(s) - Ward 6 (Mack)
39. Approval authorizing staff to sell the home located at 8690 Azure Drive to Albert and Nancy Lewis - for \$23,000 (incoming funds less closing costs to be applied towards Road Projects/Rights-of-Way acquisition) - Ward 6 (Mack)
40. Approval of a Bill of Sale from the City of Las Vegas to Albert and Nancy Lewis in conjunction with their purchase of a City-owned home located at 8690 Azure Drive - Ward 6 (Mack)
41. Approval of a Purchase Contract between Priority One Commercial (on behalf of the City of Las Vegas) and Legrand P. and Theresa Leavitt for real property known as Parcel Number 138-25-516-069 located at 1405 Laurelhurst Drive Units 1-4 for \$200,000 plus closing costs - Special Revenue Fund - Ward 1 (M. McDonald)
42. Approval of a Purchase Contract between Priority One Commercial (on behalf of the City of Las Vegas) and Legrand P. and Theresa Leavitt for real property known as Parcel Number 138-25-516-068 located at 1409 Laurelhurst Drive Units 1-4 for \$200,000 plus closing costs - Special Revenue Fund - Ward 1 (M. McDonald)

REAL ESTATE COMMITTEE – CONSENT

43. Approval of an Option To Purchase Real Property Agreement for 10 acres of City of Las Vegas land located in the vicinity of Silver Sky Drive and Roland Wiley for a senior assisted living project for developer Silver Sky Assisted Living Limited Partnership - Ward 2 (L.B. McDonald)

DISCUSSION / ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

44. Report from the City Manager on emerging issues
45. Report and possible action concerning the status of 2003 legislative issues
46. ABEYANCE ITEM - Discussion and possible action to authorize officers of City Parkways IV and V, Inc. to enter into Designated Services Agreements with Design Workshop, Inc. and Kimley-Horn and Associates, Inc. (APNs 139-34-110-002 & 003) (\$604,000 - Industrial Development Special Revenue Fund) - Ward 5 (Weekly)
47. Report on Meadows Village Task Force

CITY ATTORNEY - DISCUSSION

48. Discussion and possible action on Appeal of Work Card Denial: Held in Abeyance from March 5, 2003. Jonathan Karapondo, 7512 Jockey Avenue, Las Vegas, Nevada 89130
49. Discussion and possible action on Appeal of Work Card Denial: Stephen Vincent Basden, 3843 Ventura Lane, Las Vegas, Nevada 89121

FINANCE & BUSINESS SERVICES DEPARTMENT - DISCUSSION

50. Discussion and possible action regarding Temporary Approval of a new Beer/Wine/Cooler On-sale Liquor License subject to Health Dept. regulations, La Mojarra Loca, Inc., dba La Mojarra Loca, 821 North Lamb Blvd., Suite 14, Joaquin Barajas, Dir, Pres, 37.5%, Jesus Barajas, Dir, Secy, Treas, 37.5%, Gerardo Padilla, Dir, 25% - Ward 3 (Reese)
51. Discussion and possible action regarding a Six Month Review of a Package Liquor License, H & H Discount Liquor, dba H & H Discount Liquor, 1916 North Decatur Blvd., Falah E. Hamika, Ptnr, 50%, Maher Alsafar, Ptnr, 50% - Ward 5 (Weekly)
52. Discussion and possible action regarding Temporary Approval of a new Restricted Gaming License for 7 slots, Jocelyn Michelle Nixon, dba 7-Eleven Food Store #13695C, 1000 South Torrey Pines Drive, Suite A, Jocelyn M. Nixon, 100% - Ward 1 (M. McDonald)
53. Discussion and possible action regarding a Six Month Review of a Massage Establishment License, Xiao Ping Sun, dba Sunflower Massage, 2127 Paradise Road, Suite B, Xiao Ping Sun, 100% - Ward 3 (Reese)
54. Discussion and possible action regarding an Appeal of Denial of Business License for an Independent Massage Therapist, Hua Yin, dba Hua Yin, 309 Sunbeam Drive, Hua Kan Yin, 100% - Ward 2 (L.B. McDonald)
55. Discussion and possible action regarding Approval of Amendment to Franchise Agreement between Mercy, Inc., dba American Medical Response, 1130 S. Martin L. King Blvd., and The City of Las Vegas, 400 Stewart Ave., Mercy, Inc., a wholly owned subsidiary of Laidlaw Medical Transportation, Inc., Laidlaw Medical Transportation, Inc. a wholly owned subsidiary of American Medical Response, Inc., American Medical Response, Inc. a wholly owned subsidiary of Laidlaw Transit, Inc., Laidlaw Transit, Inc. a wholly owned subsidiary of Laidlaw, Inc., Laidlaw, Inc. a publicly traded company, 100%, [NOTE: Item to be trailed and heard following Item 68 (Ambulance Ordinance - Bill No. 2003-26)] - Ward 1 (M. McDonald)

NEIGHBORHOOD SERVICES DEPARTMENT - DISCUSSION

- 56. Discussion and possible action on an allocation of \$4,228,000 in Community Development Block Grant (CDBG) funds - All Wards
- 57. Discussion and possible action on an allocation of the estimated \$3,441,044 in FY2003 Federal and State Home Investment Partnership (HOME) funds and Low Income Housing Trust Funds (LIHTF) from the Clark County Consortium - All Wards
- 58. Discussion and possible action on an allocation of \$891,000 of FY 2003/2004 Housing Opportunities For Persons With Aids (HOPWA) grant funds and \$100,000 of FY 2002/2003 reprogrammed funds - All Wards
- 59. Discussion and possible action on an allocation of \$144,000 in Emergency Shelter Grant (ESG) grant funds - All Wards
- 60. Discussion and possible action on the Youth Neighborhood Association Partnership Program (YNAPP) Grant Review Board recommendations to allocate \$25,000 for 25 youth initiated projects and authorize the director of Neighborhood Services to execute the agreements - All Wards

RESOLUTIONS - DISCUSSION

- 61. R-52-2003 - Discussion and possible action regarding Resolution Supporting the Release of Federal Lands in the County of Clark, State of Nevada, For Small Business Growth, Job Creation, Economic Development and Diversification

BOARDS & COMMISSIONS - DISCUSSION

- 62. ABEYANCE ITEM - PARK & RECREATION ADVISORY COMMISSION – Charles D. Musser, Term Expiration 2-20-2003
- 63. ABEYANCE ITEM - HISTORIC PRESERVATION COMMISSION – Cathie Kelly, Term Expiration 3/6/2003
- 64. ABEYANCE ITEM - ANIMAL ADVISORY COMMITTEE – Susan Butche, Term Expiration 4-5-2003
- 65. SENIOR CITIZEN LAW PROJECT ADVISORY BOARD – Deborah Lippis, Term Expiration 4-14-2003

RECOMMENDING COMMITTEE REPORTS - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

- 66. Bill No. 2003-21 – Clarifies that certain condominium-related conversions require site development plan review. Sponsored by: Councilman Michael J. McDonald
- 67. Bill No. 2003-22 – Eliminates the requirement to file proof of permission to use private property for the operation of an outdoor pay telephone. Sponsored by: Councilman Michael J. McDonald
- 68. Bill No. 2003-26 – Adds categories of service and adjusts service fees that may be provided and charged by ambulance service providers. Proposed by: Mark Vincent, Director of Finance & Business Services

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.

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

RECOMMENDING COMMITTEE REPORTS - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT A LATER MEETING

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

70. Bill No. 2002-145 – Repeals and replaces LVMC Chapter 6.50, relating to liquor control, and revises related zoning provisions. Proposed by: Mark Vincent, Director, Finance and Business Services
71. Bill No. 2003-23 – Annexation No. A-0029-02(A) – Property location: On the southwest corner of Holly Avenue and Ferrell Street; Petitioned by: William & Mary Allan; Acreage: 5.53 acres; Zoned: R-E and H-2 (County zoning), to R-E and C-1 (City equivalents). Sponsored by: Councilman Lawrence Weekly
72. Bill No. 2003-24 – Annexation No. A-0031-02(A) – Property location: On the southeast corner of Severance Lane and Tee Pee Lane; Petitioned by: LM Las Vegas, LLC; Acreage: 5.06 acres; Zoned: R-E (County zoning), U (L) (City equivalent). Sponsored by: Councilman Michael Mack
73. Bill No. 2003-25 – Adopts the Population Element of the Las Vegas 2020 Master Plan. Proposed by: Robert S. Genzer, Director of Planning and Development

NEW BILLS

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

74. Bill No. 2003-27 – Annexation No. ANX-1069 – Property location: On the southeast corner of Hualapai Way and Grand Teton Drive; Petitioned by: Beazer Homes Holding Corporation; Acreage: 2.45 acres; Zoned: R-E (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Michael Mack
75. Bill No. 2003-28 – Annexation No. ANX-1343 – Property location: On the south side of Corbett Street, east and west of Bronco Street; Petitioned by: Bronco/Corbett LLC; Acreage: 4.54 acres; Zoned: R-E (County zoning), U (R) (City equivalent). Sponsored by: Councilman Michael Mack
76. Bill No. 2003-29 – Allows the uses “Recreational Vehicle and Boat Storage” and “Mini-warehouse” by means of special use permit in the N-S Zoning District. Sponsored by: Councilman Larry Brown
77. Bill No. 2003-30 – Levies Assessment for Special Improvement District No. 1484 - Alta Drive (Rancho Drive to Valley View Boulevard) Sponsored by: Step Requirement
78. Bill No. 2003-31 – Amends Ordinance No. 5291 (creating Special Improvement District No. 808 - Summerlin Area), and approves the First Amendment to the Development and Financing Agreement related thereto. Proposed by: Richard D. Goecke, Director of Public Works

CLOSED SESSION – To Be Held at Conclusion of Morning Session

Upon a duly carried Motion, a closed meeting is called in accordance with NRS 288.220 to discuss negotiations of the LVCEA contract

1:00 P.M. - AFTERNOON SESSION

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

PUBLIC HEARINGS - DISCUSSION

80. Public hearing to consider the report of expenses to recover costs for abatement of a dangerous building located at 604 Brush Street. PROPERTY OWNER: ALBERT K. & BRENDA L. MAYNARD - Ward 1 (M. McDonald)
81. Public hearing to consider the report of expenses to recover costs for abatement of a dangerous building located at 52 Madras Circle. PROPERTY OWNER: DALE R. LUCREZI - Ward 3 (Reese)
82. Public hearing to consider the report of expenses to recover costs for abatement of a dangerous building located at 804 Sunny Place. PROPERTY OWNER: THOMAS & THERESA ALBANESE - Ward 5 (Weekly)
83. Public hearing to consider the report of expenses to recover costs for abatement of a dangerous building located at 314 N. 16th Street. PROPERTY OWNER: YVONNE C. FUKUMOTO - Ward 5 (Weekly)

PLANNING & DEVELOPMENT DEPARTMENT

The items listed below, where appropriate, have been reviewed by the various City departments relative to requirements for storm drainage and flood control, connection to sanitary sewer, traffic circulation, and building and fire regulations. Their comments and/or recommendations and requirements have been incorporated into the action.

PLANNING & DEVELOPMENT DEPARTMENT – 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. EXTENSION OF TIME - SPECIAL USE PERMIT - EOT-1518 - GILDAY FAMILY TRUST - Request for an Extension of Time of an approved Special Use Permit (U-0193-00) to allow THE SALE OF PACKAGED LIQUOR FOR OFF-PREMISE CONSUMPTION IN CONJUNCTION WITH AN EXISTING MARKET (FIESTA DISCOUNT MARKET) at 7010 West Charleston Boulevard (APN: 138-34-402-001), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

85. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SDR-1393 - RONALD J. RICHARDSON - Request for a Site Development Plan Review FOR A PROPOSED 8,000 SQUARE FOOT RETAIL BUILDING (FAMILY DOLLAR); a Waiver of the parking lot landscape finger requirement; a waiver of the required landscape planter in BETWEEN THE PARKING AREA AND THE BUILDING; a waiver of the requirement to have all parking in the rear or sides of the lot; a waiver to allow an uncovered trash enclosure; and a reduction in the amount of required perimeter landscaping adjacent to the west side of Lamb Boulevard, approximately 500 feet south of Washington Avenue (APN: 140-30-701-013), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL
86. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SDR-1501 - GARY L. COLEMANSMITH - Request for a Site Development Plan Review FOR A PROPOSED 1,790 SQUARE FOOT OFFICE CONVERSION and Waivers of the perimeter and on-site Landscape Standards, the trash enclosure requirement, and to allow parking in front of the building on 0.16 acres at 420 South Jones Boulevard (APN: 138-36-210-021), R-1 (Single Family Residential) Zone under Resolution of Intent to P-R (Professional Office and Parking), Ward 1 (M. McDonald). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

87. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SDR-1527 - JERMAC, LIMITED LIABILITY COMPANY - Request for a Site Development Review and a Waiver of certain Commercial District Development Standards FOR AN ATHLETIC/FITNESS CLUB including a reduction of the perimeter and parking lot landscape requirements, elimination of the parking lot screening requirement; elimination of the open space/plaza requirement; to allow parking lot lights thirty-three feet tall where thirty-feet is the maximum permitted; to allow the parking area to abut the building where sub-area parking is required and to allow boxed tree planters where foundation landscaping is required on 7.36 acres adjacent to the northwest corner of Vegas Drive and Rainbow Boulevard (APN: 138-22-803-001), U (Undeveloped) [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 6 (Mack). The Planning Commission (5-1-1 vote) and staff recommend APPROVAL
88. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SDR-1548 - OFFICE DISTRICT PARKING I, INC. ON BEHALF OF CITY OF LAS VEGAS - Request for a Site Development Plan Review FOR A PROPOSED SEVEN LEVEL PARKING STRUCTURE WITH GROUND LEVEL RETAIL (405,000 Square Feet) on 1.28 acres adjacent to the east side of Third Street, between Bonneville Avenue and Garces Avenue (APN: 139-34-311-095 through 102), C-2 (General Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend APPROVAL
89. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SDR-1568 - CHARLESTON COMMONS ASSOCIATES LIMITED PARTNERSHIP - Request for a Site Development Plan Review and a Waiver of the ten-foot side setback requirement FOR A PROPOSED 6,545 SQUARE FOOT METAL CANOPY ADDITION on a portion of 10.51 acres located at 201 North Nellis Boulevard (APN: 140-32-701-003), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-0 vote) and staff recommend APPROVAL
90. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SDR-1582 - CITY OF LAS VEGAS - Request for a Site Development Plan Review FOR A PROPOSED CITY PARK INCLUDING SOCCER FIELDS, TENNIS COMPLEX AND RESTROOMS WITH CONCESSION FACILITIES on 107.8 acres adjacent to the southwest corner of Buffalo Drive and Washington Avenue (APN: 138-28-301-003 and 138-28-701-001), C-V (Civic) Zone, Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend APPROVAL
91. MAJOR DEVIATION OF THE SUMMERLIN DEVELOPMENT STANDARDS - PUBLIC HEARING - SCD-1390 - KB HOME NEVADA, INC. - Request for a Major Deviation of the Summerlin Development Standards to allow the detached garage setback a minimum of six feet from back of curb where eighteen feet is the minimum required on the corner lots within the Somerset Subdivision Units 1, 2 and 3 adjacent to the southwest corner of Vista Run Drive and Desert Sunrise Road (APN: 137-34-710-002), P-C (Planned Community) Zone, Ward 2 (L.B. McDonald). The Planning Commission (4-0-3 vote) and staff recommends APPROVAL
92. ABEYANCE ITEM - MASTER SIGN PLAN - PUBLIC HEARING - MSP-1409 - D. 2801 WESTWOOD, INC. - Request for a Master Sign Plan Review FOR AN APPROVED SEXUALLY ORIENTED BUSINESS (LE ROUGE GENTLEMEN'S CLUB) adjacent to the northwest corner of Westwood Drive and Red Oak Avenue (APN: 162-08-604-001 and 162-09-102-004), M (Industrial) Zone, Ward 1 (M. McDonald). Staff recommends DENIAL. The Planning Commission (5-1-1 vote) recommends APPROVAL
93. VACATION - PUBLIC HEARING - VAC-1546 - TOWN CENTER VENTURES, LIMITED LIABILITY COMPANY - Petition to vacate U.S. Government Patent Easements generally located south of Gilcrease Avenue, west of Fort Apache Road, Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
94. VACATION - PUBLIC HEARING - VAC-1576 - CONCORDIA HOMES NEVADA, INC. - Petition to vacate U.S. Government Patent Easements generally located north of Deer Springs Way, approximately 675 feet east of Fort Apache Road, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL
95. VACATION - PUBLIC HEARING - VAC-1578 - PULTE HOMES - Petition to vacate a ten-foot wide portion of a public drainage easement generally located on the south side of Iron Mountain Road, west of Rainbow Boulevard, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL
96. VACATION - PUBLIC HEARING - VAC-1584 - TROP-JONES, ET AL ON BEHALF OF U.S. HOME CORPORATION - Petition to vacate portions of Bullring Lane and Bronco Street generally located south of Azure Drive, west of Jones Boulevard, Ward 6 (Mack). The Planning Commission (4-0-2 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

97. VACATION - PUBLIC HEARING - VAC-1586 - CONCORDIA HOMES NEVADA, INC. ON BEHALF OF KB HOME NEVADA, INC. - Petition to vacate a portion of public right-of-way and U.S. Government Patent Easements generally located south of Deer Springs Way, east of Fort Apache Road, Ward 6 (Mack). The Planning Commission (3-0-3 vote) and staff recommend APPROVAL
98. VARIANCE - PUBLIC HEARING - VAR-1305 - CURTIS ALBERT - Request for a Variance TO ALLOW A PROPOSED DETACHED GARAGE (2,400 square feet) TO EXCEED THE FLOOR AREA OF THE MAIN DWELLING (1,850 square feet) AND TO ALLOW THE HEIGHT OF THE PROPOSED DETACHED GARAGE (19 FEET) TO EXCEED THE HEIGHT OF THE MAIN DWELLING (17 FEET) on property located at 7110 Jeanette Street (APN: 125-24-102-003), R-E (Residence Estates) Zone, Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
99. VARIANCE - PUBLIC HEARING - VAR-1550 - FLETCHER JONES JR. ON BEHALF OF BILL HEARD - Appeal filed by Hamelmann Communications, Inc. from the Denial by the Planning Commission of a Request for a Variance TO ALLOW A 120-FOOT TALL FLAGPOLE WHERE 40 FEET IS THE MAXIMUM HEIGHT ALLOWED at 5501 Drexel Road (Vista Chevrolet) (APN: 125-34-501-003), C-2 (General Commercial) zone, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend DENIAL
100. VARIANCE - PUBLIC HEARING - VAR-1549 - MASTER TELEVISION, INC. ON BEHALF OF CSK AUTO, INC. - Request for a Variance TO ALLOW 27 PARKING SPACES WHERE 31 PARKING SPACES ARE REQUIRED AND TO ALLOW THE PROPOSED BUILDING 40 FEET FROM ADJACENT RESIDENTIAL LOTS WHERE RESIDENTIAL ADJACENCY STANDARDS REQUIRE 60 FEET IN CONJUNCTION WITH A PROPOSED AUTO PARTS ESTABLISHMENT (CHECKER AUTO PARTS) at 1310 East Charleston Boulevard (APN: 162-02-110-006), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-1 vote) and staff recommend APPROVAL
101. SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-1549 - PUBLIC HEARING - SDR-1547 - MASTER TELEVISION, INC. ON BEHALF OF CSK AUTO, INC. - Request for a Site Development Plan Review and waivers of minimum landscape areas, minimum building setbacks on the north and east sides of the building, location of trash enclosure and loading zone FOR A PROPOSED 5,406 SQUARE FOOT AUTO PARTS ESTABLISHMENT (CHECKER AUTO PARTS) at 1310 East Charleston Boulevard (APN: 162-02-110-006), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-1 vote) and staff recommend APPROVAL
102. VARIANCE - PUBLIC HEARING - VAR-1554 - TEDDY ENTERPRISES & ASSOCIATES ON BEHALF OF LAMAR OUTDOOR ADVERTISING - Appeal filed by Lamar Outdoor Advertising from the Denial by the Planning Commission of a request for a Variance TO ALLOW A FIFTY-FOOT TALL OFF-PREMISE ADVERTISING (BILLBOARD) SIGN WHERE FORTY FEET IS THE MAXIMUM HEIGHT PERMITTED at 3421 West Sahara Avenue (APN: 162-08-110-001), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend DENIAL
103. SPECIAL USE PERMIT RELATED TO VAR-1554 - PUBLIC HEARING - SUP-1555 - TEDDY ENTERPRISES & ASSOCIATES ON BEHALF OF LAMAR OUTDOOR ADVERTISING - Appeal filed by Lamar Outdoor Advertising from the Denial by the Planning Commission of a request for a Special Use Permit FOR A PROPOSED 50-FOOT TALL, 14 FOOT BY 48 FOOT, OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 3421 West Sahara Avenue (APN: 162-08-110-001), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend DENIAL
104. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1422 - N V CENTRAL, LIMITED LIABILITY COMPANY, ET AL ON BEHALF OF KB HOME NEVADA, INC. - Request for a Special Use Permit FOR A GATED COMMUNITY WITH PRIVATE STREETS adjacent to the southeast corner of Fort Apache Road and Severance Lane (APN: 125-17-401-001), TC (Town Center) Zone, Ward 6 (Mack). The Planning Commission (4-0-3 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

105. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1499 - ARTISAN HOTEL & SPA, LIMITED LIABILITY COMPANY ON BEHALF OF CLEAR CHANNEL OUTDOOR - Request for a Special Use Permit FOR A PROPOSED 40-FOOT TALL, 24-FOOT BY 26-FOOT, OFF-PREMISE ADVERTISING (BILLBOARD) SIGN adjacent to the east side of Interstate 15, approximately 580 feet south of Sahara Avenue (APN: 162-09-102-005), M (Industrial) Zone, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend APPROVAL
106. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1516 - PACIFIC REALTY ASSOCIATES, L.P. ON BEHALF OF GROCERY OUTLET - Request for a Special Use Permit TO ALLOW THE SALE OF PACKAGED LIQUOR FOR OFF-PREMISE CONSUMPTION IN CONJUNCTION WITH A GROCERY STORE (AARON'S) at 703 North Rancho Drive (APN: 139-29-703-002), C-2 (General Commercial) Zone, Ward 5 (Weekly). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
107. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1523 - BILL HADEN, INC. ON BEHALF OF HERTZ LOCAL EDITION - Request for a Special Use Permit TO ALLOW AN AUTOMOBILE RENTAL FACILITY IN CONJUNCTION WITH AN EXISTING MOTOR VEHICLE DEALERSHIP (Signature Lincoln Mercury) at 3030 East Sahara Avenue (APN: 162-01-801-018 through 021), C-2 (General Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
108. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1557 - CRAIG MARKETPLACE, LIMITED LIABILITY COMPANY ON BEHALF OF G & F FOODS - Request for a Special Use Permit FOR A RESTAURANT SERVICE BAR IN CONJUNCTION WITH AN EXISTING RESTAURANT (Honey Tree Cafe) at 7121 West Craig Road, Suite 101 (APN: 138-03-701-018), C-1 (Limited Commercial) Zone, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
109. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1575 - SOLIMAN HABASHI & SHERIN BISHARA - Request for a Special Use Permit FOR A SECONDHAND DEALER at 1216 South Main Street (APN: 162-03-110-100), C-M (Commercial/Industrial) Zone, Ward 1 (M. McDonald). The Planning Commission (6-1 vote) and staff recommend APPROVAL
110. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1598 - DAVID B. OBER FAMILY TRUST, ET AL ON BEHALF OF DR HORTON, INC. - Request for a Special Use Permit FOR A GATED COMMUNITY WITH PRIVATE STREETS AND A WAIVER TO ALLOW ONE ACTIVE GATED ENTRANCE WHERE TWO IS THE MINIMUM REQUIRED BY THE TOWN CENTER DEVELOPMENT STANDARDS on 20.41 acres adjacent to the south side of Elkhorn Road, approximately 330 feet east of Fort Apache Road (APN: 125-20-101-002, 003, 010 and 011), U (Undeveloped) Zone [ML-TC (Medium-Low Density Residential - Town Center) General Plan Designation], PROPOSED: TC (Town Center) Zone], Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL
111. SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-1598 - PUBLIC HEARING - SDR-1353 - DAVID B. OBER FAMILY TRUST, ET AL ON BEHALF OF DR HORTON, INC. - Request for a Site Development Plan Review FOR A PROPOSED 249-UNIT MULTI-FAMILY RESIDENTIAL DEVELOPMENT AND A WAIVER OF THE PERIMETER WALL REQUIREMENTS OF THE TOWN CENTER DEVELOPMENT STANDARDS on 20.41 acres adjacent to the south side of Elkhorn Road, approximately 330 feet east of Fort Apache Road (APN: 125-20-101-002, 003, 010 and 011), U (Undeveloped) Zone [ML-TC (Medium-Low Density Residential - Town Center) General Plan Designation], PROPOSED: TC (Town Center) Zone, Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL
112. REZONING - PUBLIC HEARING - ZON-1507 - SIDER FAMILY PROPERTIES LIMITED PARTNERSHIP - Request for a Rezoning FROM: R-1 (Single Family Residential) TO: P-R (Professional Office and Parking) on 0.15 acres located at 523 South 8th Street (APN: 139-34-810-053), PROPOSED USE: OFFICE, Ward 1 (M. McDonald). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

113. REZONING - PUBLIC HEARING - ZON-1520 - SOUTHWEST DESERT EQUITIES, LIMITED LIABILITY COMPANY, ET AL ON BEHALF OF CLIFF'S EDGE, LIMITED LIABILITY COMPANY - Request for a Rezoning FROM: U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] TO: PD (Planned Development) Zone on 297.50 acres and to Establish a Master Plan for the Cliff's Edge Development adjacent to the south side of Grand Teton Drive, between Hualapai Way and Puli Road (APN: Multiple), Ward 6 (Mack). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL
114. REZONING - PUBLIC HEARING - ZON-1577 - U.S. HOME CORPORATION - Request for a Rezoning FROM: U (Undeveloped) Zone [DR (Desert Rural Density Residential) General Plan Designation] TO: R-PD2 (Residential Planned Development - 2 Unit per Acre) on 35.06 acres adjacent to the northwest and northeast corners of Rainbow Boulevard and Azure Drive (APN: 125-26-101-003, 125-27-502-005, and 125-26-101-002), PROPOSED USE: SINGLE FAMILY RESIDENTIAL DEVELOPMENT, Ward 6 (Mack). The Planning Commission (5-1-1 vote) and staff recommend APPROVAL
115. SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1577 - PUBLIC HEARING - SDR-1580 - U.S. HOME CORPORATION - Request for a Site Development Plan Review FOR A 66-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 35.06 acres adjacent to the northwest and northeast corners of Rainbow Boulevard and Azure Drive (APNs: 125-26-101-003, 125-27-502-005, and 125-26-101-002), U (Undeveloped) Zone [DR (Desert Rural Density Residential) General Plan Designation], [PROPOSED: R-PD2 (Residential Planned Development - 2 Unit per Acre) Zone], Ward 6 (Mack). The Planning Commission (5-1-1 vote) and staff recommend APPROVAL
116. REZONING - PUBLIC HEARING - ZON-1620 - WILLIAM & JENNIFER HITT - Request for a Rezoning FROM: U (Undeveloped) Zone [UC-TC (Urban Center Mixed-Use - Town Center) General Plan Designation] TO: T-C (Town Center) on 6.14 acres adjacent to northwest corner of Durango Drive and Deer Springs Way (APN: 125-20-201-016 and 019), PROPOSED USE: COMMERCIAL, Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
117. SPECIAL USE PERMIT RELATED TO ZON-1620 - PUBLIC HEARING - SUP-1569 - WILLIAM & JENNIFER HITT - Request for a Special Use Permit FOR A 6,622 SQUARE FOOT TAVERN on a portion of 5 acres adjacent to northwest corner of Durango Drive and Deer Springs Way (APN: 125-20-201-019), U (Undeveloped) Zone [UC-TC (Urban Center Mixed-Use - Town Center) General Plan Designation], [PROPOSED: T-C (Town Center)], Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
118. SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1620 AND SUP-1569 - PUBLIC HEARING - SDR-1741 - WILLIAM & JENNIFER HITT - Request for a Site Development Plan Review FOR A PROPOSED 6,622 SQUARE FOOT TAVERN on a portion of 5 acres adjacent to the southwest corner of El Capitan Way and Haley Avenue (APN: 125-20-201-019), U (Undeveloped) Zone [UC-TC (Urban Center Mixed-Use - Town Center) General Plan Designation], [PROPOSED: TC (Town Center)], Ward 6 (Mack). The Planning Commission (5-1-1 vote) and staff recommend APPROVAL
119. ABEYANCE ITEM - GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0035-02 - MARY BARTSAS, ET AL ON BEHALF OF CARTER & BURGESS, INC. - Request to amend a portion of the Centennial Hills Sector Plan FROM: ML (Medium-Low Density Residential) TO: SC (Service Commercial) on 34.43 acres adjacent to the northwest corner of Craig Road and Jones Boulevard (APN: 138-02-601-004), R-E (Residence Estates) Zone [PROPOSED: C-1 (Limited Commercial)], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
120. ABEYANCE ITEM - REZONING RELATED TO GPA-0035-02 - PUBLIC HEARING - Z-0081-02 - MARY BARTSAS, ET AL ON BEHALF OF CARTER & BURGESS, INC. - Request for a Rezoning FROM: R-E (Residence Estates) TO: C-1 (Limited Commercial) on 34.43 acres adjacent to the northwest corner of Craig Road and Jones Boulevard (APN: 138-02-601-004), Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

121. GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-1451 - PHILLIP LANGHAM ON BEHALF OF JOHN RADER - Request to amend a portion of the Centennial Hills Sector Plan FROM: L (Low Density Residential) TO: O (Office) on 3.21 acres adjacent to the northwest corner of Ann Road and Leggett Road (APN: 125-28-801-014, 016, and 018), Ward 6 (Mack). The Planning Commission (4-3 vote) and staff recommend DENIAL
122. REZONING RELATED TO GPA-1451 - PUBLIC HEARING - ZON-1528 - JOHN R. RADER, ET AL - Request for a Rezoning FROM R-E (Residence Estates) TO: O (Office) on 3.18 acres adjacent to the northwest corner of Ann Road and Leggett Road (APN: 125-28-801-014, 016 & 018), PROPOSED USE: PROFESSIONAL OFFICE, Ward 6 (Mack). The Planning Commission (4-3 vote) and staff recommend DENIAL
123. GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-1301 - CORONADO BAY/SAHARA, LIMITED LIABILITY COMPANY - Request to Amend a portion of the Southwest Sector Plan of the General Plan FROM: SC (Service Commercial) and R (Rural Density Residential) TO: O (Office) on 4.83 acres adjacent to the north side of Sahara Avenue, approximately 650 feet west of Buffalo Drive (APN: 163-04-805-003), Ward 1 (M. McDonald). The Planning Commission (3-0-4 vote on a motion for approval) failed to obtain a super majority vote, which is tantamount to DENIAL. Staff recommend APPROVAL
124. REZONING RELATED TO GPA-1301 - PUBLIC HEARING - ZON-1300 - CORONADO BAY/SAHARA, LIMITED LIABILITY COMPANY - Request for a Rezoning FROM: U (Undeveloped) Zone [R (Rural Density Residential) and SC (Service Commercial) General Plan Designations] TO: O (Office) and C-1 (Limited Commercial) on 4.83 acres adjacent to the north side of Sahara Avenue, approximately 650 feet west of Buffalo Drive (APN: 163-04-805-003), PROPOSED USE: OFFICE, Ward 1 (M. McDonald). The Planning Commission (3-0-4 vote) and staff recommend APPROVAL
125. SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-1301 AND ZON-1300 - PUBLIC HEARING - SDR-1299 - CORONADO BAY/SAHARA, LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review and a Reduction of the perimeter and parking lot landscape planter island requirements and a waiver of the front lot line setback requirements FOR A PROPOSED 55,400 SQUARE FOOT OFFICE COMPLEX on 4.83 acres adjacent to the north side of Sahara Avenue, approximately 650 feet west of Buffalo Drive (APN: 163-04-805-003), U (Undeveloped) Zone [R (Rural Density Residential) and SC (Service Commercial) General Plan Designations], PROPOSED: O (Office) and C-1 (Limited Commercial), Ward 1 (M. McDonald). The Planning Commission (3-0-4 vote) and staff recommend APPROVAL
126. NOT TO BE HEARD BEFORE 4:30 P.M. - ABEYANCE ITEM - DESIGNATION OF HISTORIC DISTRICT - PUBLIC HEARING - DIR-1208 - CITY OF LAS VEGAS - Request to designate parcels of land AS A HISTORIC DISTRICT IN THE CITY OF LAS VEGAS generally bound by Park Paseo in the north, Ninth Street in the east, Franklin Avenue in the south, and Fifth Place in the west (APN: Multiple), containing approximately 31 acres, Ward 3 (Reese). The Planning Commission (4-3 vote) and staff recommend APPROVAL
127. SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS, CENTENNIAL HILLS ARCHITECTURAL REVIEW COMMITTEE AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

ADDENDUM

CITIZENS PARTICIPATION

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

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

Las Vegas Library, 833 Las Vegas Boulevard North
Senior Citizen Center, 450 E. Bonanza Road
Clark County Government Center, 500 S. Grand Central Parkway
Court Clerk's Office Bulletin Board, City Hall Plaza
City Hall Plaza, Special Outside Posting Bulletin Board

EXHIBIT B

(Attach Copy of Notice of April 16, 2003 Meeting)

CITY COUNCIL AGENDA

APRIL 16, 2003
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CITY COUNCIL AGENDA

COUNCIL CHAMBERS • 400 STEWART AVENUE • PHONE 229-6011

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

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

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

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

APRIL 16, 2003

**Morning Session begins at 9:00 a.m.
Afternoon Session begins at 1:00 p.m.**

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

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

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

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

CEREMONIAL MATTERS

- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
- INVOCATION - PASTOR GEORGE KAMAKAHI, INTERNATIONAL FAITH CENTER
- PLEDGE OF ALLEGIANCE
- RECOGNITION OF THE EMPLOYEE OF THE MONTH
- RECOGNITION OF NATIONAL COMMUNITY DEVELOPMENT WEEK
- PRESENTATION BY THE JUNIOR LEAGUE OF LAS VEGAS

BUSINESS ITEMS

1. Any items from the morning session that the Council, staff and/or the applicant wishes to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time
2. Approval of the Final Minutes by reference of the Regular City Council Meeting of March 19, 2003

BUSINESS ITEMS

3. Discussion and possible action on the certification of canvassed election returns for the April 8, 2003 Primary Municipal Election

CONSENT AGENDA

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

ADMINISTRATIVE - CONSENT

4. Approval to authorize officers of City Parkways IV and V, Inc. to enter into a Designated Services Agreement with The Innova Group, Inc. (APNs 139-34-110-002 & 003) (\$67,810 - Industrial Development Special Revenue Fund) - Ward 5 (Weekly)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

5. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments
6. Approval of a new Family Child Care Home License, Pandora Eady, dba Big Sista Night and Day Childcare, 2100 Santiago Street, Pandora Eady, 100% - Ward 3 (Reese)
7. Approval of a Special Event Liquor License for St. Anne Catholic School, Location: St. Anne Catholic School Campus, 1813 South Maryland Parkway, Date: April 26-27, 2003, Type: Special Event General, Event: Annual Fun Fair, Responsible Person in Charge: Carol D. Rose - Ward 3 (Reese)
8. Approval of a Special Event Liquor License for Mexican Patriotic Committee, Location: Freedom Park, Mojave Road & Washington Ave., Date: May 4, 2003, Type: Special Event Beer/Wine/Cooler, Event: Family Picnic, Responsible Person in Charge: Eddie Escobedo - Ward 3 (Reese)
9. Approval of Change of Ownership and Change of Business Name for a Beer/Wine/Cooler On-sale Liquor License subject to Health Dept. regulations, From: Cervera-Gracia Enterprises, Ltd., dba Casa Veracruz, Andres M. Gracia, Mmbr and Eloina C. Gracia, Mmbr, 100% jointly as husband and wife, To: Ruben V. Gonzalez, DDS, Inc., dba La Choza No. 2, 1002 North Rancho Drive, Ruben V. Gonzalez, Dir, Pres, Secy, Treas, 100% - Ward 5 (Weekly)
10. Approval of Change of Location for a Burglar Alarm Service License subject to the provisions of the planning and fire codes, Hometronic, dba Hometronic, From: 3560 Polaris Ave., Suite 17, To: 101 South Rainbow Blvd., #6, Dean M. Poser, Dir, Pres, 100% - Ward 2 (L.B. McDonald)
11. Approval of Change of Location for a Burglar Alarm Service License, Alex Bustios, dba Absolute Security Systems, From: 3514 East Tropicana Ave., Suite 1C, To: 7235 Bermuda Road, Suite B, Alex Bustios, 100% - Clark County
12. Approval of a new Locksmith License, Jon M. Levig, dba American Bull Lock & Key, 1412 Silk Tassel Drive, Jonathan M. Levig, 100% - Ward 2 (L.B. McDonald)
13. Approval of rejection of bids for Lots 1 and 4 and award of Bid Number 030238-DAR, Open End Contract for Utility Trucks and Cargo Vans - Department of Field Operations - Award recommended to: VARIOUS SUPPLIERS (Aggregate amount of \$520,623.13 - Internal Service Fund)
14. Approval of award of Bid Number 02.15341.12-LED, Doolittle Concession & Restroom Building and approve the construction conflicts & contingency reserve set by Finance & Business Services - Department of Public Works - Award recommended to: DLC GENERAL CONTRACTING, INC. (\$270,000 - Special Revenue Fund) - Ward 5 (Weekly)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

15. Approval of Contract No. 030272 (LW) Loss Control Specialist for City of Las Vegas employees and assets - Department of Human Resources - Award recommended to: POMS & ASSOCIATES INSURANCE BROKERS, INC.(Estimated annual amount of \$112,752 - Internal Service Fund)
16. Approval of issuance of purchase order for an Annual Requirements Contract for Gasboy Automated Fuel System Parts and Service - Department of Field Operations - Award recommended to: SERCON (Estimated annual amount of \$75,000 - Internal Service Fund)
17. Approval of award of Bid Number 030024-JDF, Annual Requirements Contract for Mity-Lite Furniture - VARIOUS DEPARTMENTS - Award recommended to: MITY-LITE INC. (Estimated annual amount of \$50,000 - General Fund)
18. Approval of the issuance of a purchase order for Biological Chemical Suits and Masks for use by Fire & Rescue (KF) – Department of Fire & Rescue – Award Recommended to: GTXTREME (\$36,000 – Special Revenue Fund)
19. Approval of rejection of all bids for Lot 1, and award Lot 2 of Bid Number 030227-DAR, Annual Requirements Contract for Coatings, Sealants and Related Painting Supplies - Department of Field Operations - Award recommended to: ICI PAINTS (Estimated Annual Amount of \$30,000 - General Fund)
20. Approval of rejection of bid and award of Bid Number 03.15800.01-LED, Annual Speedhump Installation - Department of Public Works - Award recommended to: RESEARCH MANAGEMENT CORP. DBA SAGE CONSTRUCTION (\$199,187.30 - Capital Projects Fund) - All Wards

HUMAN RESOURCES DEPARTMENT - CONSENT

21. Approval to create one regular full time Intake Technician position to be funded fully by Southern Nevada Workforce Investment Board (SNWIB) to work with the DOL Earmark Program known as the Educational and Vocational Opportunities Leading to Valuable Experience (EVOLVE) Program (\$51,000 - SNWIB Grant) - All Wards
22. Approval to create two regular full time Caseworker positions to be funded fully by Southern Nevada Workforce Investment Board (SNWIB) to work with the DOL Earmark Program known as the Educational and Vocational Opportunities Leading to Valuable Experience (EVOLVE) Program (\$129,000 - SNWIB Grant) - All Wards
23. Approval to create one regular full time Deputy City Marshal position to be funded fully by Southern Nevada Workforce Investment Board (SNWIB) to work with the DOL Earmark Program known as the Educational and Vocational Opportunities Leading to Valuable Experience (EVOLVE) Program (\$69,000 - SNWIB Grant) - All Wards

NEIGHBORHOOD SERVICES DEPARTMENT - CONSENT

24. Approval of accepting the grant award and entering into a contract with the Southern Nevada Workforce Investment Board (SNWIB) in the amount of \$530,000 for the Department of Labor Earmark EVOLVE program - All Wards

PUBLIC WORKS DEPARTMENT - CONSENT

25. Approval of Interlocal Contract #434 between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada for a roadway improvement project at Industrial Arterial, Sahara Avenue to Wyoming Avenue (\$350,000 - Regional Transportation Commission of Southern Nevada) - Ward 1 (M. McDonald)
26. Approval of Interlocal Contract #435 between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada for a roadway improvement project at Martin L. King, Palomino Lane (north end of Martin L. King/Industrial Connector) to Carey Avenue (\$775,000 - Regional Transportation Commission of Southern Nevada) - Ward 5 (Weekly)

PUBLIC WORKS DEPARTMENT - CONSENT

27. Approval of a Third Supplemental Cooperative Agreement #48F between the City of Las Vegas, Clark County and the Regional Transportation Commission of Southern Nevada to close the Lake Mead II - Winwood Street to US 95 roadway improvement project - Wards 5 and 6 (Weekly and Mack)
28. Approval to appraise and purchase or condemn right-of-way parcels for the Montecito Parkway Project between Centennial Parkway and Elkhorn Road (\$375,000 - City Special Improvement District) - Ward 6 (Mack)
29. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Acclaim Materials Testing and Inspections, LLP on behalf of Chad Owens Smith and Karen Kuhn, owners (south of Lone Mountain Road, west of Cimarron Road, APN 138-04-103-003) - County (near Ward 4-Brown)
30. Approval of Amendment No. 2 to Highway Agreement No. P450-99-010 with the Nevada Department of Transportation which will allow them to design and construct road improvements at the Sahara Avenue - Teddy Drive intersection utilizing State funds - Ward 1 (M. McDonald)
31. Approval of an Engineering Design Services Agreement with Orth-Rodgers Associates, Inc. for miscellaneous design engineering services (\$250,000 - City of Las Vegas, Regional Transportation Commission, Clark County Regional Flood Control District) - All Wards
32. Approval of the City of Las Vegas portion of the Clean Water Coalition FY 2003-2004 Annual Operating and Capital budget for the Systems Conveyance and Operations Program, not to include previously approved capital budget items for professional service contracts (\$2,117,000 - Sanitation Fund) - Clark County
33. Approval of the Termination of a Cooperative Agreement to administer Phase IIIA of the Alternative Discharge Study - Clark County
34. Approval of the Termination of a Cooperative Agreement to administer Phase IIIA-EIS of the Alternative Discharge Study - Clark County

RESOLUTIONS - CONSENT

35. ABEYANCE ITEM - R-51-2003 - Approval of a Resolution establishing a Fee Schedule for LVMC Title 13 and Chapter 11.50 (pertaining to public improvement work and temporary traffic control work)
36. R-58-2003 - Approval of a Resolution directing the Engineer to prepare preliminary plans and an assessment plat for Special Improvement District No. 809 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
37. R-59-2003 - Approval of a Resolution directing the Engineer to prepare full and detailed plans, cost estimates and an assessment plat for Special Improvement District No. 809 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
38. R-60-2003 - Approval of a Resolution declaring necessity for creating and ordering the preparation of an assessment roll for Special Improvement District No. 809 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
39. R-61-2003 - Approval of a Resolution validating and confirming the assessment roll for Special Improvement District No. 809 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
40. R-62-2003 - Approval of a Resolution overruling complaints, protests, and objections and confirming the final assessment roll for Special Improvement District No. 1485 - Alta Drive (Landscape Maintenance FY2004) (\$38,736.00 - Capital Projects Fund - Special Assessments) - Ward 1 (M. McDonald)
41. R-63-2003 - Approval of a Resolution Amending Schedule 25-II, 35 MPH Speed Limits, to Change the Speed Limit on Alexander Road from 1500 Feet West of Tenaya Way to 750 Feet West of US 95 from 25 to 35 MPH - Wards 4 and 6 (Brown and Mack)
42. R-64-2003 - Approval of a Resolution Amending Schedule 25-II, 35 MPH Speed Limits, to Change the Speed Limit on Tropical Parkway from Tenaya Way to Decatur Boulevard from 25 to 35 MPH - Ward 6 (Mack)

RESOLUTIONS - CONSENT

- 43. R-65-2003 - Approval of a Resolution Amending Schedule 25-II, 35 MPH Speed Limits, to Change the Speed Limit on Cliff Shadows Parkway from the 215 Beltway to Lone Mountain Road from 25 to 35 MPH - Ward 4 (Brown)
- 44. R-66-2003 - Approval of a resolution of intent to issue Economic Development Revenue Bonds not to exceed \$15,000,000 to finance the construction of a building to be located on land leased by the Andre Agassi Charter School Development Foundation and fixing the time and place of the public hearing concerning such bonds - Ward 5 (Weekly)

REAL ESTATE COMMITTEE – CONSENT

- 45. Approval authorizing staff to relinquish a 15 acre Recreation and Public Purpose Lease from the Bureau of Land Management (BLM) commonly known as Parcel Numbers 163-03-302-004, -005 and -006 located on the northwest corner of O'Bannon Drive and Monte Cristo Way - Ward 1 (M. McDonald)
- 46. Approval of a Third Amendment to Lease Agreement for the Animal Shelter Facility located at 655 North Mojave Road - Ward 3 (Reese)
- 47. Approval designating City-owned property known as Parcel Number 139-25-303-014 located near the northwest corner of Harris and Mojave Avenues as site of the future Fire Station #8 - Ward 3 (Reese)
- 48. Approval authorizing staff to auction two homes located at 6280 Queen Irene Court and 8680 Azure Drive to the highest qualified buyer(s) - Ward 6 (Mack)
- 49. Approval of a Lease Agreement with Paintball Adventure for an outdoor paintball field operation to be located at the southwest corner of Cheyenne Avenue and Tenaya Way (\$1,500 monthly income - Real Estate/Flood Control/Parks) - Ward 4 (Brown)
- 50. Approval of a Memorandum of Understanding (MOU) 2003-1 between the City of Las Vegas (City), the Clark County School District (District) and Charleston Heights Community School regarding use of a modular building located at Garside Junior High School, 300 South Torrey Pines Drive - Ward 1 (M. McDonald)
- 51. Approval of an additional \$4,000 of Community Development Block Grant (CDBG) funds to augment the \$24,000 of CDBG funds allocated by City Council on February 5, 2003, for a total of \$28,000 for the purchase and installation of a modular trailer at 9th and Bridger to provide food storage space for the Jude 22 Senior Food Bank project currently located on the site - Ward 5 (Weekly)

DISCUSSION / ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

- 52. Report from the City Manager on emerging issues
- 53. Report and possible action concerning the status of 2003 legislative issues

CITY ATTORNEY - DISCUSSION

- 54. Discussion and possible action on Appeal of Work Card Denial: Jose Dennis Medrano-Arriola, 3756 Wynn Road #317, Las Vegas, Nevada 89103
- 55. Discussion and possible action on Appeal of Work Card Denial: Fabio Amaro Mejia, 5005 Chambliss Drive, Las Vegas, Nevada 89130

FINANCE & BUSINESS SERVICES DEPARTMENT - DISCUSSION

56. ABEYANCE ITEM - Discussion and possible action regarding a Six Month Review of a Restricted Gaming License for 7 slots subject to approval by the Nevada Gaming Commission, E-T-T, Inc., db at Texaco Star Mart, 9991 West Charleston Blvd., Mixed Nuts Hospitality Group, LLC, Participant in Gaming Revenue, William R. Phillips, Mmbr, Mgr, 100% - Ward 2 (L.B. McDonald)
57. Discussion and possible action regarding Change of Business Name and Approval of Officer/Stockholder for a Beer/Wine/Cooler On-sale Liquor License, JJ & DH, Inc., dba From: Hanabi Sushi Bar Japanese Restaurant, To: Tokyoto Sushi & Roll Japanese Restaurant, 1000 South Rampart Blvd., Suite 16, Do Yeun Kim, Dir, Pres, Secy, Treas, 75% - Ward 2 (L.B. McDonald)
58. Discussion and possible action regarding a Six Month Review of a Psychic Art and Science License, Marisol C. Sanchez, dba Lectura de Cartas Cecilia, 4530 East Charleston Blvd., Booth B-10, Marisol C. Sanchez, 100% - Ward 3 (Reese)
59. ABEYANCE ITEM - Discussion and possible action regarding Temporary Approval of a new Restricted Gaming License for 7 slots subject to approval by the Nevada Gaming Commission, Shoshani and Jarjees, dba Family Food II, 1602 H Street, Salar Shoshani, Ptnr, 50%, Thamer Jarjees, Ptnr, 50% - Ward 5 (Weekly)
60. Discussion and possible action regarding Change of Ownership and Business Name for a Beer/Wine/Cooler On-sale Liquor License subject to the provisions of the fire codes and Health Dept. regulations, From: Bertha Ramirez, dba Cordobes, Maria B. Ramirez, 100%, To: Gomez Entertainment, Inc., dba El Tapatio, 235 North Eastern Ave., Suites 130-133, Anabel Gomez, Dir, Pres, Secy, Treas, 100% - Ward 3 (Reese)
61. Discussion and possible action regarding a Moratorium on the Issuance of New Licenses and Change of Location to Existing Licenses for massage establishments - All Wards

NEIGHBORHOOD SERVICES DEPARTMENT - DISCUSSION

62. Discussion and possible action regarding the creation of a tenant based rental assistance program to provide rental assistance and utility payments to homeless families and individuals to be funded through \$300,000 of federal HOME funds and administered by Help of Southern Nevada - All Wards

BOARDS & COMMISSIONS - DISCUSSION

63. ABEYANCE ITEM - HISTORIC PRESERVATION COMMISSION – Cathie Kelly, Term Expiration 3/6/2003
64. Discussion and possible action on the Appointment and Reappointment of Members to the Neighborhood Partners Fund Board for Fiscal Year 2004

RECOMMENDING COMMITTEE REPORTS - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

65. Bill No. 2002-143 – Permits restricted gaming at supper club business establishments. Proposed by Mark Vincent, Director, Finance and Business Services
66. Bill No. 2003-27 – Annexation No. ANX-1069 – Property location: On the southeast corner of Hualapai Way and Grand Teton Drive; Petitioned by: Beazer Homes Holding Corporation; Acreage: 2.45 acres; Zoned: R-E (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Michael Mack
67. Bill No. 2003-28 – Annexation No. ANX-1343 – Property location: On the south side of Corbett Street, east and west of Bronco Street; Petitioned by: Bronco/Corbett LLC; Acreage: 4.54 acres; Zoned: R-E (County zoning), U (R) (City equivalent). Sponsored by: Councilman Michael Mack

RECOMMENDING COMMITTEE REPORTS - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

- 68. Bill No. 2003-29 – Allows the uses “Recreational Vehicle and Boat Storage” and “Mini-warehouse” by means of special use permit in the N-S Zoning District. Sponsored by: Councilman Larry Brown
- 69. Bill No. 2003-30 – Levies Assessment for Special Improvement District No. 1484 - Alta Drive (Rancho Drive to Valley View Boulevard) Sponsored by: Step Requirement
- 70. Bill No. 2003-31 – Amends Ordinance No. 5291 (creating Special Improvement District No. 808 - Summerlin Area), and approves the First Amendment to the Development and Financing Agreement related thereto. Proposed by: Richard Goecke, 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.

- 71. Bill No. 2002-145 – Repeals and replaces LVMC Chapter 6.50, relating to liquor control, and revises related zoning provisions. Proposed by: Mark Vincent, Director, Finance and Business Services
- 72. Bill No. 2003-32 – Ordinance Creating Special Improvement District No. 1487 - Jones Boulevard (Beltway to Elkhorn Road) Sponsored by: Step Requirement
- 73. Bill No. 2003-33 – Annexation No. ANX-1509 – Property location: On the south side of Tropical Parkway, 740 feet east of Rainbow Boulevard; Petitioned by: Eric M. Cheese; Acreage: 2.19 acres; Zoned: R-E (County zoning), U (DR) (City equivalent). Sponsored by: Councilman Michael Mack
- 74. Bill No. 2003-34 – Annexation No. A-0080-01(A) – Property location: On the north side of Vegas Drive, 520 feet east of Michael Way; Petitioned by: Temporary Assistance for Domestic Crises, Inc.; Acreage: 1.61 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Lawrence Weekly
- 75. Bill No. 2003-36 – Eliminates the exemption from double penalties for delinquent handicapped parking violations. Proposed by: Mark Vincent, Director of Finance and Business Services
- 76. Bill No. 2003-37 – Adopts for use by the City the provisions of NRS 484.408 relating to handicapped parking spaces that are designed for the use of a vehicle with a side-loading wheelchair lift or for the loading and unloading of a wheelchair. Proposed by: Michael Sheldon, Director of Detention and Enforcement
- 77. Bill No. 2003-38 – Amends the Town Center Development Standards Manual to add to the list of signs that are permitted in Town Center. Proposed by: Robert S. Genzer, Director of Planning and Development

NEW BILLS

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

- 78. Bill No. 2003-39 – Ordinance Creating Special Improvement District No. 809 - Summerlin Area - Sponsored By: Step Requirement
- 79. Bill No. 2003-40 – Levies Assessments for Special Improvement District No. 809 - Summerlin Area - Sponsored By: Step Requirement

NEW BILLS

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

- 80. Bill No. 2003-41 – Levies Assessment for Special Improvement District No. 1485 - Alta Drive (Landscape Maintenance FY2004) Sponsored by: Step Requirement
- 81. Bill No. 2003-43 – Authorizing the issuance of Local Improvement Bonds, Series 2003 for the City of Las Vegas, Nevada Special Improvement District No. 809 (Summerlin Area) not to exceed \$10,000,000 - Ward 2 (L.B. McDonald)

1:00 P.M. - AFTERNOON SESSION

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

HEARINGS - DISCUSSION

- 83. ABEYANCE ITEM - Hearing to consider the appeal regarding the Nuisance/Litter Abatement Notice and Order to Comply at 1304 Kari Lee Court. PROPERTY OWNER: JOHN M. & VALERIE J. BOSTROM - Ward 1 (M. McDonald)
- 84. ABEYANCE ITEM - Hearing to consider the appeal regarding the Nuisance/Litter Abatement Notice and Order to Comply at 1308 Kari Lee Court. PROPERTY OWNER: JOHN M. & VALERIE J. BOSTROM - Ward 1 (M. McDonald)
- 85. ABEYANCE ITEM - Hearing to consider the appeal regarding the Nuisance/Litter Abatement Notice and Order to Comply at 6012 Oceanside Way. PROPERTY OWNER: DENNIS & SHIRLEY NORDIN - Ward 6 (Mack)
- 86. Public hearing to consider the report of expenses to recover costs for abatement of a dangerous building located at 1077 Griffith Avenue. PROPERTY OWNER: AURORA LOAN SERVICES, INC. - Ward 3 (Reese)
- 87. Public hearing to consider the report of expenses to recover costs for abatement of a dangerous building located at 1401 E. Oakley Blvd. PROPERTY OWNER: MOLLY SCHIMEL - Ward 3 (Reese)
- 88. Public hearing to consider the report of expenses to recover costs for abatement of nuisance/litter located at 2308 Mariposa Ave. PROPERTY OWNER: WILLIAM J. CLARK - Ward 3 (Reese)
- 89. Hearing to renew the Ten-Day Notice and Order to Abate Dangerous Building/Demolition because of owner's failure to clean property located at 3340 N. Rainbow Blvd., as provided in his appeal presented at the December 4, 2002 City Council meeting. PROPERTY OWNER: MATRIX CONSTRUCTION CONSULTING, INC.; EDWARD LOVETT, PRESIDENT, MATRIX CONSTRUCTION CONSULTING, INC. - Ward 6 (Mack)

PLANNING & DEVELOPMENT DEPARTMENT

The items listed below, where appropriate, have been reviewed by the various City departments relative to requirements for storm drainage and flood control, connection to sanitary sewer, traffic circulation, and building and fire regulations. Their comments and/or recommendations and requirements have been incorporated into the action.

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

- 90. ABEYANCE ITEM - REZONING - PUBLIC HEARING - ZON-1520 - SOUTHWEST DESERT EQUITIES, LIMITED LIABILITY COMPANY, ET AL ON BEHALF OF CLIFF'S EDGE, LIMITED LIABILITY COMPANY -

Request for a Rezoning FROM: U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] TO: PD (Planned Development) Zone on 297.50 acres and to Establish a Master Plan for the Cliff's Edge Development adjacent to the south side of Grand Teton Drive, between Hualapai Way and Puli Road (APN: Multiple), Ward 6 (Mack). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL

91. REVIEW OF CONDITION - PUBLIC HEARING - ROC-1770 - RICHARD AND BEATRICE STURMAN ON BEHALF OF STEVE YONO - Request for a Review of Condition #2 of an Approved Special Use Permit (U-0154-98) which prohibited the sale of individual containers of any size of beer, wine coolers or screw cap wine for an existing market (Fremont Family Market and Deli) on 0.15 acres at 611 Fremont Street, #20 (APN: 139-34-611-019), C-2 (General Commercial) Zone, Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission vote (3-3-1 on a motion for approval) ended in a tie; which is tantamount to DENIAL
92. REVIEW OF CONDITION - PUBLIC HEARING - ROC-1928 - DISTINCTIVE HOMES, LIMITED LIABILITY COMPANY - Request for Review of Conditions #4, #6, and #12 of an approved Rezoning (Z-0079-98); Conditions #1, #2, and #3 of an approved Rezoning (Z-0057-99); and Conditions #10 and #14 of an approved Tentative Map (TM-0055-02) on 18.46 acres located adjacent to the south side of Tropical Parkway, approximately 170 feet east of Jones Boulevard (APNs: 125-25-301-004 and 005), U (Undeveloped) Zone [R (Rural Density Residential) General Plan Designation] under Resolution of Intent to R-PD2 (Residential Planned Development - 2 Units per Acre), Ward 6 (Mack). Staff recommends APPROVAL
93. REVIEW OF CONDITION - PUBLIC HEARING - ROC-2114 - DESERT LINCOLN MERCURY - Request for a Review of Condition Number 10 of an approved Rezoning (Z-0048-87) which prohibited body or fender work at 5700 West Sahara Avenue (APN: 163-01-405-001, 002 and 003), R-E (Residence Estates) Zone under Resolution of Intent to P-R (Professional Office and Parking) and C-2 (General Commercial), U (Undeveloped) Zone [GC (General Commercial) General Plan Designation] under Resolution of Intent to P-R (Professional Office and Parking) and C-2 (General Commercial) Zones, Ward 1 (M. McDonald). Staff has NO RECOMMENDATION
94. TABLED ITEM - SPECIAL USE PERMIT RELATED TO ROC-2114 - PUBLIC HEARING - SUP-1408 - DESERT LINCOLN MERCURY - Request for a Special Use Permit FOR AN AUTO PAINT & BODY SHOP IN CONJUNCTION WITH AN EXISTING NEW CAR DEALERSHIP (DESERT LINCOLN MERCURY) at 5700 West Sahara Avenue (APN: 163-01-405-001, 002 and 003), R-E (Residence Estates) Zone under Resolution of Intent to P-R (Professional Office and Parking) and C-2 (General Commercial), U (Undeveloped) Zone [GC (General Commercial) General Plan Designation] under Resolution of Intent to P-R (Professional Office and Parking) and C-2 (General Commercial) Zones, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

95. TABLED ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO ROC-2114 AND SUP-1408 - PUBLIC HEARING - SDR-1407 - DESERT LINCOLN MERCURY - Request for a Site Development Plan Review FOR AN AUTO PAINT AND BODY SHOP IN CONJUNCTION WITH AN EXISTING NEW CAR DEALERSHIP (DESERT LINCOLN MERCURY); A REDUCTION OF THE PERIMETER LANDSCAPING REQUIREMENTS; A WAIVER OF THE PARKING LOT LANDSCAPE FINGERS; A WAIVER OF THE REQUIRED LANDSCAPE PLANTER BETWEEN THE BUILDING AND THE PARKING AREA, AND A WAIVER OF THE PEDESTRIAN OPEN SPACE AND PLAZA REQUIREMENT on 7.75 acres at 5700 West Sahara Avenue (APN: 163-01-405-001, 002 and 003), R-E (Residence Estates) Zone under Resolution of Intent to P-R (Professional Office and Parking) and C-2 (General Commercial), U (Undeveloped) Zone [GC (General Commercial) General Plan Designation] under Resolution of Intent to P-R (Professional Office and Parking), C-2 (General Commercial) and C-2 (General Commercial) Zones, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend APPROVAL
96. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SDR-1667 - JANICE KRONICK GATH ON BEHALF OF CONCORDIA HOMES - Request for a Site Development Plan Review FOR A PROPOSED 24-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 5.50 acres adjacent to the south side of Stange Avenue, approximately 660 feet west of Cliff Shadows Parkway (APN: 137-01-201-013), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] [PROPOSED: PD (Planned Development)], Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend APPROVAL
97. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SDR-1776 - LB LVTC II, LIMITED LIABILITY COMPANY ON BEHALF OF THOMAS & MACK DEVELOPMENT GROUP, LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review FOR A PROPOSED TWO-STORY OFFICE COMPLEX (TWO 35,800 SQUARE FOOT BUILDINGS) on 4.9 acres adjacent to the southwest corner of Trinity Peak Drive and Fire Mesa Street (APN: 138-15-410-026), C-PB (Planned Business Park) Zone, Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend APPROVAL
98. SITE DEVELOPMENT PLAN REVIEW RELATED TO SDR-1776 - PUBLIC HEARING - SDR-1778 - LB LVTC II, LIMITED LIABILITY COMPANY ON BEHALF OF THOMAS & MACK DEVELOPMENT GROUP, LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review FOR A PROPOSED 23,000 SQUARE FOOT ONE-STORY OFFICE BUILDING on approximately 2.2 acres adjacent to the east side of Fire Mesa Street, approximately 660 feet south of Peak Drive (portion of APN: 138-15-310-023), C-PB (Planned Business Park) Zone, Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend APPROVAL
99. ABEYANCE ITEM - MASTER SIGN PLAN - PUBLIC HEARING - MSP-1409 - D. 2801 WESTWOOD, INC. - Request for a Master Sign Plan Review FOR AN APPROVED SEXUALLY ORIENTED BUSINESS (LE ROUGE GENTLEMEN'S CLUB) adjacent to the northwest corner of Westwood Drive and Red Oak Avenue (APN: 162-08-604-001 and 162-09-102-004), M (Industrial) Zone, Ward 1 (M. McDonald). Staff recommends DENIAL. The Planning Commission (5-1-1 vote) recommends APPROVAL
100. ABEYANCE ITEM - MASTER SIGN PLAN - PUBLIC HEARING - MSP-1717 - PECCOLE 1982 TRUST - Request for a Master Sign Plan FOR AN APPROVED 58,040 SQUARE FOOT RETAIL CENTER adjacent to the west side of Fort Apache Road, approximately 600 feet south of Charleston Boulevard (APN: 163-05-110-003), C-1 (Limited Commercial) Zone, Ward 2 (L.B. McDonald). The Planning Commission (7-0 vote) and staff recommend APPROVAL
101. VACATION - PUBLIC HEARING - VAC-1777 - HENRY AND JUDITH SMITH - Petition to vacate a portion of Lexington Street generally located north of Balzar Avenue, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
102. ABEYANCE ITEM - REQUIRED FIVE YEAR REVIEW - VARIANCE - PUBLIC HEARING - RQR-1704 - FERRIS INVESTMENTS, INC. ON BEHALF OF CLEAR CHANNEL OUTDOOR - Required Five Year Review of an approved Variance [V-0026-88(2)] WHICH ALLOWED A 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN AT A HEIGHT OF 65 FEET WHERE 40 FEET IS THE MAXIMUM HEIGHT ALLOWED at 2002 Highland Avenue (APN: 162-04-301-008), M (Industrial) Zone, Ward 1 (M. McDonald). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

- 103.ABEYANCE ITEM - REQUIRED FIVE YEAR REVIEW - VARIANCE - PUBLIC HEARING - RQR-1706 - MORDECHAI YERUSHALMI ON BEHALF OF CLEAR CHANNEL OUTDOOR - Required Five Year Review of an approved Variance [V-0025-88(2)] WHICH ALLOWED A 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN AT A HEIGHT OF 80 FEET WHERE 40 FEET IS THE MAXIMUM HEIGHT ALLOWED at 2130 Highland Avenue (APN: 162-04-402-001), M (Industrial) Zone, Ward 1 (M. McDonald). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL
- 104.ABEYANCE ITEM - REQUIRED FIVE YEAR REVIEW - VARIANCE - PUBLIC HEARING - RQR-1708 - O'ROURKE FAMILY, LIMITED PARTNERSHIP ON BEHALF OF CLEAR CHANNEL OUTDOOR - Required Five Year Review of an approved Variance [V-0024-88(2)] WHICH ALLOWED A 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN AT A HEIGHT OF 65 FEET, WHERE 40 FEET IS THE MAXIMUM HEIGHT ALLOWED AND TO ALLOW THE SIGN TO BE 730 FEET FROM ANOTHER OFF-PREMISE ADVERTISING (BILLBOARD) SIGN WHERE 750 FEET IS THE MINIMUM DISTANCE SEPARATION REQUIRED at 1716 South Highland Avenue (APN: 162-04-301-002), M (Industrial) Zone, Ward 1 (M. McDonald). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL
- 105.ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - VAR-1554 - TEDDY ENTERPRISES & ASSOCIATES ON BEHALF OF LAMAR OUTDOOR ADVERTISING - Appeal filed by Lamar Outdoor Advertising from the Denial by the Planning Commission of a request for a Variance TO ALLOW A FIFTY-FOOT TALL OFF-PREMISE ADVERTISING (BILLBOARD) SIGN WHERE FORTY FEET IS THE MAXIMUM HEIGHT PERMITTED at 3421 West Sahara Avenue (APN: 162-08-110-001), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend DENIAL
- 106.ABEYANCE ITEM - SPECIAL USE PERMIT RELATED TO VAR-1554 - PUBLIC HEARING - SUP-1555 - TEDDY ENTERPRISES & ASSOCIATES ON BEHALF OF LAMAR OUTDOOR ADVERTISING - Appeal filed by Lamar Outdoor Advertising from the Denial by the Planning Commission of a request for a Special Use Permit FOR A PROPOSED 50-FOOT TALL, 14 FOOT BY 48 FOOT, OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 3421 West Sahara Avenue (APN: 162-08-110-001), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend DENIAL
- 107.ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - VAR-1698 - CAR SPA WARM SPRINGS VALLEY VIEW - Appeal filed by Terrible Herbst Oil Company from the Denial by the Planning Commission of a request for a Variance TO ALLOW A 100-FOOT TALL FLAG POLE WHERE A 40-FOOT TALL FLAG POLE IS THE MAXIMUM HEIGHT PERMITTED at 3650 West Sahara Avenue (APN: 162-05-402-002), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (3-3-1 vote on a motion for approval) vote ended in a tie; which is tantamount to DENIAL. Staff recommends APPROVAL
- 108.VARIANCE - PUBLIC HEARING - VAR-1746 - JESUS DORAME - Request for a Variance TO ALLOW AN EXISTING CARPORT A 0.3 FEET SIDE YARD SETBACK WHERE FIVE FEET IS THE MINIMUM REQUIRED AND TO ALLOW A DETACHED ACCESSORY STRUCTURE ONE FOOT FROM THE SIDE PROPERTY LINE WHERE THREE FEET IS THE MINIMUM REQUIRED on 0.17 acres at 1615 Chapman Drive (APN: 162-02-116-021), R-1 (Single Family Residential) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
- 109.VARIANCE - PUBLIC HEARING - VAR-1753 - ALLEN TELES REVOCABLE TRUST ON BEHALF OF JOSEPH MILLER - Appeal filed by Jones Vargas from the Denial by the Planning Commission of a request for a Variance TO ALLOW A SIX-FOOT TALL SOLID BLOCK WALL WITH SEVEN-FOOT TALL COLUMNS IN THE FRONT YARD SETBACK WHERE FOUR FEET WITH THE TOP TWO VERTICAL FEET FIFTY PERCENT OPEN IS THE MAXIMUM ALLOWED on 0.99 acres at 3011 Pinto Lane (APN: 139-32-305-001), R-A (Ranch Acres), Ward 1 (M. McDonald). The Planning Commission vote (3-3-1 on a motion for denial) ended in a tie; which is tantamount to DENIAL. Staff recommends APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

- 110.VARIANCE - PUBLIC HEARING - VAR-1763 - MOVING FORWARD, INC. - Request for a Variance TO ALLOW 45 PARKING SPACES WHERE 61 PARKING SPACES ARE THE MINIMUM REQUIRED on 2 acres adjacent to the south side Smoke Ranch Road, between Avery Drive and Steinke Lane (APN: 138-23-110-034), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial), Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL
- 111.VARIANCE - PUBLIC HEARING - VAR-1772 - JAMES BURCHARD ON BEHALF OF PLASTER DEVELOPMENT - Request for a Variance TO ALLOW A 40-INCH TALL EXISTING RETAINING WALL IN THE FRONT YARD WHERE A 24-INCH TALL RETAINING WALL IS THE MAXIMUM ALLOWED on 0.26 acres located at 7726 Villa Gabriela Avenue (125-09-812-009), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] under Resolution of Intent to R-PD4 (Residential Planned Development - 4 Units per Acre), Ward 6 (Mack). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL
- 112.ABEYANCE ITEM - REQUIRED ONE YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - RQR-1689 - MICHELLE ARCHIARDI ON BEHALF OF VIACOM OUTDOOR - Appeal filed by the Skancke Company from the Denial by the Planning Commission of a Required One Year Review of an approved Special Use Permit [U-0025-96(1)] WHICH ALLOWED A 40 FOOT TALL, 12 FOOT X 24 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN adjacent to the west side of Rancho Drive, approximately 250 feet south of Alexander Road (APN: 138-02-803-001), C-2 (General Commercial) Zone, Ward 6 (Mack). The Planning Commission (4-3 vote) and staff recommend DENIAL
- 113.ABEYANCE ITEM - REQUIRED ONE YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - RQR-1701 - LEVY JEANNE FAMILY TRUST ON BEHALF OF CLEAR CHANNEL OUTDOOR - Appeal filed by Clear Channel Outdoor from the Denial by the Planning Commission of a Required One Year Review of an approved Special Use Permit [U-0107-90(3)] WHICH ALLOWED A 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 2921 West Sahara Avenue (APN: 162-08-501-001), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (4-2-1 vote) and staff recommend DENIAL
- 114.REQUIRED ONE YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - RQR-1955 - MISHA ENTERPRISES, LIMITED LIABILITY COMPANY ON BEHALF OF LEOBARDO McGARVIE - Required One Year Review of an approved Special Use Permit (U-0004-02) WHICH ALLOWED THE SALE OF BEER AND WINE FOR OFF-PREMISE CONSUMPTION IN CONJUNCTION WITH A FOOD STORE (LA MICHOACANA MARKET) at 1424 North Eastern Avenue (APN: 139-25-101-019), C-2 (General Commercial), Ward 5 (Weekly). Staff recommends APPROVAL
- 115.ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1499 - ARTISAN HOTEL & SPA, LIMITED LIABILITY COMPANY ON BEHALF OF CLEAR CHANNEL OUTDOOR - Request for a Special Use Permit FOR A PROPOSED 40-FOOT TALL, 24-FOOT BY 26-FOOT, OFF-PREMISE ADVERTISING (BILLBOARD) SIGN adjacent to the east side of Interstate 15, approximately 580 feet south of Sahara Avenue (APN: 162-09-102-005), M (Industrial) Zone, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 116.SPECIAL USE PERMIT - PUBLIC HEARING - SUP-1771 - MONTECITO TOWN CENTER ON BEHALF OF SBA HOLDINGS, LIMITED LIABILITY COMPANY - Request for a Special Use Permit FOR A PROPOSED 36,000 SQUARE FOOT PRE-SCHOOL AND ELEMENTARY SCHOOL within Montecito Town Center on 4.90 acres adjacent to the north side of Montecito Parkway and the south side of Rome Boulevard (APNs:125-20-704-002, 003, 004, and 125-20-803-004), T-C (Town Center) Zone, Ward 6 (Mack). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

117. SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-1771 - PUBLIC HEARING - SDR-1775 - MONTECITO TOWN CENTER ON BEHALF OF SBA HOLDINGS, LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review and a Reduction of the On-Site Landscape Requirements FOR A PROPOSED 36,000 SQUARE FOOT PRE-SCHOOL AND ELEMENTARY SCHOOL on 4.90 acres adjacent to the north side of Montecito Parkway and the south side of Rome Boulevard (APNs: 125-20-704-002, 003, 004, and 125-20-803-004), T-C (Town Center) Zone, Ward 6 (Mack). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL
118. REZONING - PUBLIC HEARING - ZON-1773 - ANTHONY MOSLEY ON BEHALF OF GOD IN ME MINISTRY - Request for a Rezoning FROM: R-2 (Medium-Low Density Residential) Zone TO: C-V (Civic) Zone on approximately 0.48 acres located at 845, 851 and 857 Hassel Avenue and 856 Hart Avenue (APN: 139-21-612-016, 017, 018 and 030), PROPOSED USE: RESCUE MISSION, Ward 5 (Weekly). The Planning Commission (6-1 vote) and staff recommend DENIAL
119. REZONING - PUBLIC HEARING - ZON-1490 - ALEXANDER MACKOVSKI - Request for a Rezoning FROM: U (Undeveloped) Zone [ML (Medium-Low Density Residential) General Plan Designation] TO: R-PD6 (Residential Planned Development - 6 Units per Acre) and a Waiver of minimum R-PD lot size requirements on 2.65 acres adjacent to the east side of Warm Meadows Street, approximately 340 feet south of Alexander Road (APN: 138-09-101-011), PROPOSED USE: Single-Family Development, Ward 4 (Brown). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
120. VARIANCE RELATED TO ZON-1490 - PUBLIC HEARING - VAR-1733 - ALEXANDER MACKOVSKI - Request for a Variance TO ALLOW NO OPEN SPACE WHERE 12,200 SQUARE FEET OF OPEN SPACE IS REQUIRED for a 16-lot single family development on 2.65 acres adjacent to the east side of Warm Meadows Street, approximately 340 feet south of Alexander Road (APN: 138-09-101-011), U (Undeveloped) Zone [ML (Medium-Low Density Residential) General Plan Designation], [PROPOSED: R-PD6 (Residential Planned Development - 6 Units per Acre)], Ward 4 (Brown). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
121. SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1490 AND VAR-1733 - PUBLIC HEARING - SDR-1734 - ALEXANDER MACKOVSKI - Request for a Site Development Plan Review and a Waiver of the Perimeter Landscape Requirement and to eliminate the requirement for a Homeowner's Association FOR A PROPOSED 16-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 2.50 acres adjacent to the east side of Warm Meadows Street, approximately 340 feet south of Alexander Road (APN: 138-09-101-011), U (Undeveloped) Zone [ML (Medium-Low Density Residential) General Plan Designation], [PROPOSED: R-PD6 (Residential Planned Development - 6 Units per Acre)], Ward 4 (Brown). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
122. REZONING - PUBLIC HEARING - ZON-1564 - ALBERT & EILEEN MASSI, ET AL ON BEHALF OF DISTINCTIVE HOMES - Request for a Rezoning FROM: R-A (Ranch Acres) and U (Undeveloped) Zone [DR (Desert Rural Density Residential) General Plan Designation] TO: R-PD2 (Residential Planned Development - 2 Units per Acre) on 15.00 acres adjacent to the northeast corner of El Capitan Way and Horse Drive (APN: 125-08-604-001 through 005), PROPOSED USE: SINGLE FAMILY RESIDENTIAL DEVELOPMENT, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
123. VARIANCE RELATED TO ZON-1564 - PUBLIC HEARING - VAR-1565 - ALBERT & EILEEN MASSI, ET AL ON BEHALF OF DISTINCTIVE HOMES - Request for a Variance TO ALLOW ZERO SQUARE FEET OF OPEN SPACE WHERE 21,167 SQUARE FEET IS REQUIRED on 15.00 acres adjacent to the northeast corner of El Capitan Way and Horse Drive (APN: 125-08-604-001 through 005), R-A (Ranch Acres) and U (Undeveloped) Zone [DR (Desert Rural Density Residential) General Plan Designation], [PROPOSED: R-PD2 (Residential Planned Development - 2 Units per Acre)], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

124. SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1564 AND VAR-1565 - PUBLIC HEARING - SDR-1566 - ALBERT & EILEEN MASSI, ET AL ON BEHALF OF DISTINCTIVE HOMES - Request for a Site Development Plan Review FOR A PROPOSED 30-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 15.00 acres adjacent to the northeast corner of El Capitan Way and Horse Drive (APN: 125-08-604-001 through 005), R-A (Ranch Acres) and U (Undeveloped) Zone [DR (Desert Rural Density Residential) General Plan Designation], [PROPOSED: R-PD2 (Residential Planned Development - 2 Units per Acre], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
125. VACATION RELATED TO ZON-1564, VAR-1565 AND SDR01566 - PUBLIC HEARING - VAC-1764 - ALBERT & EILEEN MASSI, ET AL ON BEHALF OF DISTINCTIVE HOMES - Petition to vacate a portion of Horse Drive and Four Views Street and U.S. Government Patent Easements generally located at the northwest corner of El Capitan Way and Horse Drive, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
126. REZONING - PUBLIC HEARING - ZON-1699 - EL DURANGO, LIMITED LIABILITY COMPANY, ET AL ON BEHALF OF PERMA-BILT HOMES - Request for a Rezoning FROM: U (Undeveloped) [PCD (Planned Community Development) General Plan Designation] TO: PD (Planned Development) on 5.0 acres adjacent to the south side of Gilcrease Avenue, approximately 330 feet west of Grand Canyon Drive (APN: 125-18-201-003), PROPOSED USE: SINGLE FAMILY RESIDENTIAL DEVELOPMENT, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
127. SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1699 - PUBLIC HEARING - SDR-1702 - EL DURANGO, LIMITED LIABILITY COMPANY, ET AL ON BEHALF OF PERMA-BILT HOMES - Request for a Site Development Plan Review FOR A PROPOSED 111-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 25.8 acres adjacent to the southwest corner of Grand Canyon Drive and Gilcrease Avenue (a portion of APN: 125-18-201-001 and 125-18-201-002, 003, 004, 005 and 009), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] [PROPOSED: PD (Planned Development) and U (Undeveloped) Zones [PCD (Planned Community Development) General Plan Designation] under Resolution of Intent to PD (Planned Development), Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
128. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SDR-1705 - EL DURANGO, LIMITED LIABILITY COMPANY, ET AL ON BEHALF OF PERMA-BILT HOMES - Request for a Site Development Plan Review FOR A PROPOSED 59-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 15.40 acres adjacent to the northeast corner of Farm Road and Hualapai Way (APN: 125-18-201-006, 007 and a portion of 125-18-201-001), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation under Resolution of Intent to PD (Planned Development), Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
129. REZONING - PUBLIC HEARING - ZON-1718 - NEVADA HOMES GROUP, INC. - Request for a Rezoning FROM: U (Undeveloped) [PCD (Planned Community Development) General Plan Designation] TO: R-PD6 (Residential Planned Development – 6 Units Per Acre) on 8.02 Acres adjacent to the east side of Durango Drive, approximately 340 feet north of Grand Teton Drive (APN: 125-09-401-005, 013 and 014), PROPOSED USE: Single Family Residential Development, Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
130. SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1718 - PUBLIC HEARING - SDR-1719 - NEVADA HOMES GROUP, INC. - Request for a Site Development Plan Review FOR A PROPOSED 50-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 8.02 acres adjacent to the east side of Durango Drive, approximately 340 feet north of Grand Teton Drive (APN: 125-09-401-005, 013 and 014), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] [PROPOSED: R-PD6 (Residential Planned Development – 6 Units Per Acre)] Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

131. REZONING - PUBLIC HEARING - ZON-1726 - BUREAU OF LAND MANAGEMENT ON BEHALF OF STANPARK CONSTRUCTION COMPANY - Request for a Rezoning FROM: U (Undeveloped) [ML (Medium-Low Density Residential) General Plan Designation] TO: R-PD8 (Residential Planned Development - 8 Units Per Acre) on 10.0 acres adjacent to the northeast corner of Grand Canyon Drive and Gilcrease Avenue (APN: 125-18-501-007), PROPOSED USE: SINGLE FAMILY RESIDENTIAL DEVELOPMENT, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
132. SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1726 - PUBLIC HEARING - SDR-1729 - BUREAU OF LAND MANAGEMENT ON BEHALF OF STANPARK CONSTRUCTION COMPANY - Request for a Site Development Plan Review FOR A PROPOSED 81-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 10.0 acres adjacent to the northeast corner of Grand Canyon Drive and Gilcrease Avenue (APN: 125-18-501-007), U (Undeveloped) Zone [ML (Medium-Low Density Residential) General Plan Designation] [PROPOSED: R-PD8 (Residential Planned Development - 8 Units Per Acre)], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
133. REZONING - PUBLIC HEARING - ZON-1761 - EL DURANGO, LIMITED LIABILITY COMPANY, ET AL ON BEHALF OF KIMBALL HILL HOMES - Request for a Rezoning FROM: U (Undeveloped) Zone [L (Low Density Residential) General Plan Designation] TO: R-PD6 (Residential Planned Development - 6 Units per Acre) on 15.3 acres adjacent to the northeast corner of Grand Canyon Drive and Farm Road (APN: 125-18-601-006, 007, 008 and portion of 125-18-601-001), PROPOSED: Single Family Development, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
134. SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1761 - PUBLIC HEARING - SDR-1762 - EL DURANGO, LIMITED LIABILITY COMPANY, ET AL ON BEHALF OF KIMBALL HILL HOMES - Request for a Site Development Plan Review FOR A PROPOSED 91-LOT SINGLE FAMILY DEVELOPMENT on 15.3 acres adjacent to the northeast corner of Grand Canyon Drive and Farm Road (APN: 125-18-601-006, 007, 008 and portion of 125-18-601-001), U (Undeveloped) Zone [L (Low Density Residential) General Plan Designation], [PROPOSED: R-PD6 (Residential Planned Development - 6 Unit per Acre)], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
135. REZONING - PUBLIC HEARING - ZON-1766 - KIMBALL T. STRATTON ON BEHALF OF RICHMOND AMERICAN HOMES OF NEVADA, INC. - Request for a Rezoning FROM: U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] TO: R-PD4 (Residential Planned Development - 4 Units per Acre) on 15.04 acres adjacent to southeast corner of Cimarron Road and Racel Street (APN: 125-09-801-001), PROPOSED USE: Single Family Development, Ward 6 (Mack). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL
136. SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-1766 - PUBLIC HEARING - SDR-1767 - KIMBALL T. STRATTON ON BEHALF OF RICHMOND AMERICAN HOMES OF NEVADA, INC. - Request for a Site Development Plan Review FOR A PROPOSED 59-LOT SINGLE FAMILY DEVELOPMENT on 15.04 acres adjacent to southeast corner of Cimarron Road and Racel Street (APN: 125-09-801-001), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation], [PROPOSED: R-PD4 (Residential Planned Development - 4 Units per Acre)], Ward 6 (Mack). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL
137. NOT TO BE HEARD BEFORE 4:00 P.M. - ABEYANCE ITEM - GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-1292 - DAYBREAK CHRISTIAN FELLOWSHIP, INC. - Request to Amend a portion of the Southwest Sector Plan of the General Plan FROM: L (Low Density Residential) TO: MLA (Medium-Low Attached Density Residential) on 4.09 acres adjacent to west side of Cimarron Road, approximately 650 feet south of Charleston Boulevard (APN: 163-04-101-011), Ward 1 (M. McDonald). The Planning Commission (6-1 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

138. NOT TO BE HEARD BEFORE 4:00 P.M. - ABEYANCE ITEM - REZONING RELATED TO GPA-1292 - PUBLIC HEARING - ZON-1291 - DAYBREAK CHRISTIAN FELLOWSHIP, INC. - Request for a Rezoning FROM: U (Undeveloped) Zone [L (Low Density Residential) General Plan Designation] TO: R-PD12 (Residential Planned Development - 12 Units per Acre) on 4.09 acres adjacent to the west side of Cimarron Road, approximately 650 feet south of Charleston Boulevard (APN: 163-04-101-011), PROPOSED USE: APARTMENT COMPLEX, Ward 1 (M. McDonald). The Planning Commission (6-1 vote) and staff recommend APPROVAL
139. NOT TO BE HEARD BEFORE 4:00 P.M. - ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-1292 AND ZON-1291 - PUBLIC HEARING - SDR-1289 - DAYBREAK CHRISTIAN FELLOWSHIP, INC. - Request for a Site Development Plan Review FOR A PROPOSED 52 UNIT APARTMENT COMPLEX on 4.09 acres adjacent to the west side of Cimarron Road, approximately 650 feet south of Charleston Boulevard (APN: 163-04-101-011), U (Undeveloped) Zone [L (Low Density Residential) General Plan Designation], [PROPOSED: R-PD12 (Residential Planned Development - 12 Units per Acre)], Ward 1 (M. McDonald). The Planning Commission (6-1 vote) and staff recommend APPROVAL
140. SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS, CENTENNIAL HILLS ARCHITECTURAL REVIEW COMMITTEE AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

ADDENDUM

CITIZENS PARTICIPATION

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

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

Las Vegas Library, 833 Las Vegas Boulevard North
Senior Citizen Center, 450 E. Bonanza Road
Clark County Government Center, 500 S. Grand Central Parkway
Court Clerk's Office Bulletin Board, City Hall Plaza
City Hall Plaza, Special Outside Posting Bulletin Board

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2003 APR 10 A 11:21

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
2697572

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 04/04/2003 to 04/04/2003, on the following days: APRIL 4, 2003

Signed: _____

Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE _____

7

day of _____ 2003

April

Notary Public

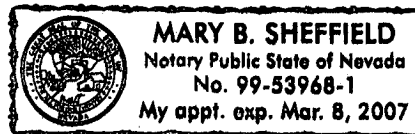
Mary B. Sheffield

BILL NO. 2003-30

AN ORDINANCE CONCERNING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1484 ALTA DRIVE (RANCHO DRIVE TO VALLEY VIEW BOULEVARD); PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF SAID IMPROVEMENTS; ASSESSING A PORTION OF THE COST OF SAID IMPROVEMENTS AGAINST THE ASSESSABLE LOTS, TRACTS, AND PARCELS OF LAND BENEFITED BY SAID IMPROVEMENTS; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN; PRESCRIBING DETAILS IN CONNECTION THEREWITH.

PUBLIC NOTICE IS HEREBY GIVEN that an adequate number of typewritten copies of the above-entitled proposed Ordinance were filed with and are available for public inspection and distribution at the office of the City Clerk of the City of Las Vegas, 400 Stewart Avenue, Las Vegas, Nevada, and that such ordinance was proposed on the 19th day of March, 2003, and will be considered for adoption at the regular meeting of the City Council of the City of Las Vegas on the 16th day of April, 2003.

/s/ Barbara Jo Ronemus
City Clerk
PUB: April 4, 2003
LV Review-Journal



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2003 APR 24 A 10: 53

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
2722526

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 04/19/2003 to 04/19/2003, on the following days: APRIL 19, 2003

BILL NO. 2003-30
ORDINANCE NO. 5590

AN ORDINANCE CONCERNING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1484 ALTA DRIVE (RANCHO DRIVE TO VALLEY VIEW BOULEVARD); PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF SAID IMPROVEMENTS; ASSESSING A PORTION OF THE COST OF SAID IMPROVEMENTS AGAINST THE ASSESSABLE LOTS, TRACTS, AND PARCELS OF LAND BENEFITED BY SAID IMPROVEMENTS; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN; PRESCRIBING DETAILS IN CONNECTION THEREWITH.

PUBLIC NOTICE IS HEREBY GIVEN that the above Ordinance was proposed on March 19, 2003, and was passed at a regular meeting held on April 16, 2003, by the following vote of the City Council of the City of Las Vegas, Nevada:

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

This Ordinance shall be in full force and effect from and after April 20, 2003, i.e., the day after its publication by title only.
IN WITNESS WHEREOF, the City Council of the City of Las Vegas, Nevada, has caused this Ordinance to be published by title only.
This 16th day of April, 2003.

/s/ OSCAR B. GOODMAN,
Mayor, City of Las Vegas,
Nevada
(SEAL)
Attest: /s/ BARBARA J. O'NEILL,
City Clerk
PUB: April 19, 2003
LV Review-Journal

Signed: _____

Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE _____

22

day of *April* 2003

Mary B. Sheffield

Notary Public



MARY B. SHEFFIELD
Notary Public State of Nevada
No. 99-53968-1
My appt. exp. Mar. 8, 2007