

BILL NO. 2001-117

ORDINANCE NO. 5394 **FIRST AMENDMENT**

AN ORDINANCE CONCERNING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1471 - JONES BOULEVARD (RANCHO DRIVE TO CENTENNIAL PARKWAY); 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. 1471 - Jones Boulevard (Rancho Drive to Centennial Parkway) (hereinafter the "District"), for the purpose of acquiring a Street Project, Sanitary Sewer Project, and a Water 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 \$9,958,516.06, of which, \$9,324,982.34 is available from other sources and of which \$633,533.72 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

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WHEREAS, the City Council, by resolution heretofore adopted, directed the City Engineer of the City (hereinafter the "City 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 City 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 City Engineer has reported the final assessment roll to the City Council and the City 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, October 17, 2001, 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 City 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, October 17, 2001, 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 September 19, 2001. 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. 1471 Assessment Protest Resolution; and

WHEREAS, by the District No. 1471 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 proposed District have requested the City to include as part of the improvements to be constructed within the District, for such property, water and/or 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; THAT:

Section 1. This Ordinance shall be known as, and may be cited by, the short title "District No. 1471 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. 1471 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. 1471 - Jones Boulevard (Rancho Drive to Centennial Parkway), 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 September 19, 2001, and as modified and confirmed by the District No. 1471 Assessment Protest Resolution duly adopted by the City Council on November 7, 2001.

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 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 June 10th and December 10th in each year, commencing on June 10, 2002. 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 principle and accrued interest shall, after such delinquency, whether or not said option is exercised, bear penalty interest at the rate of two percent (2%) per month on the unpaid balance, (or at any higher rate authorized by statute) 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, together with the payment of a penalty for such prepayment of three percent (3%) of the principal of the deferred installments so prepaid. If such prepayment takes place after January 9, 2002, 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 six and 5/100th percent (6.05%) per annum (i.e., the presumed rate of interest on the assessment bonds for the District plus one 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. December 10, 2001) 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; and if such delinquency shall not be paid within 10 days after such notice shall have been 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 effectual 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 and the last day for their payment. 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 or his designee 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 LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT NO. 1471 - JONES BOULEVARD (RANCHO DRIVE TO CENTENNIAL PARKWAY)

NOTICE IS HEREBY GIVEN to the owners of all property upon which an assessment has been levied, and other interested persons that, District No. 1471 Levy Ordinance (hereinafter the "Levy Ordinance") was duly passed, adopted, signed and approved on December 5, 2001. The Levy Ordinance levied and assessed 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. 1471 - Jones Boulevard (Rancho Drive to Centennial Parkway)," (said lots, tracts and parcels of land being more specifically described in the final assessment roll designated in the ordinance) a portion of the cost and expense of such improvements.

Assessments are due and payable at the office of the City Treasurer, in Las Vegas, Nevada, on or before January 9, 2002, 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 semiannual installments of principal until paid in full, with interest in all cases on the unpaid and deferred installments of principal from December 10, 2001 (i.e., the effective date of the Levy Ordinance) both principal and interest being payable semiannually at the office of the City Treasurer, Las Vegas, Nevada, on June 10th and December 10th in each year, commencing on June 10, 2002. 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%) per month on the unpaid balance, (or at any higher rate authorized by statute) 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 to 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 semiannual installment of the unpaid principal with interest accruing thereon to the next interest payment date and the payment of a penalty for such prepayment of three percent (3%) of the installment or installments of principal so prepaid. The City Council, by the Levy Ordinance has established a prepayment penalty or premium of three percent (3%) of the principal of deferred installments so prepaid. If such prepayment takes place after January 9, 2002, 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 six and 5/100th percent (6.05%) per annum (i.e., the presumed rate of interest on the assessment bonds for the District plus one 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.

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 December 10, 2001 (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 therefore.

Dated this December 5, 2001.


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 December 5, 2001, 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. 1471 – JONES BOULEVARD (RANCHO DRIVE TO CENTENNIAL PARKWAY); 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 7th day of November, 2001, and will be considered for adoption at the regular meeting of the City Council of the City of Las Vegas on the 5th day of December, 2001.

/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. 1471 - Jones Boulevard (Rancho Drive to Centennial Parkway); 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 November 7, 2001, and was passed at a regular meeting held on December 5, 2001, 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 December 9, 2001, i.e., the date of publication of such Ordinance by its title only.

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

This 5th day of December, 2001.

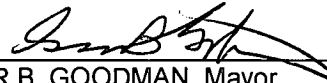
/s/ OSCAR B. GOODMAN
Mayor
City of Las Vegas, Nevada

(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.

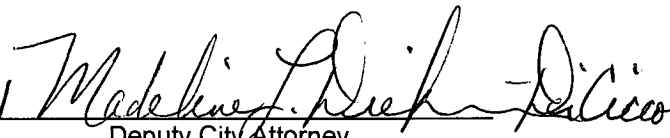
Introduced November 7, 2001, PASSED, ADOPTED AND APPROVED December 5, 2001.


OSCAR B. GOODMAN, Mayor

Attest:


BARBARA JO RONEMUS, City Clerk

Approved as to Form:

10-24-01 
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 November 7, 2001 and finally adopted and approved on December 5, 2001.

2. The following members of the City Council were present at the November 7, 2001 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 November 7, 2001, and referred to a committee composed of Councilmembers Weekly and L. B. McDonald for recommendation; thereafter the said committee reported favorably on said Ordinance on December 5, 2001, which was a regular meeting of said City Council; that at said regular meeting, the proposed Ordinance was again read by title to the City Council and adopted. The members of the City Council were present at the December 5, 2001 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
	Michael Mack

Those Voting Nay:	NONE
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Those Absent:	Lawrence Weekly
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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 November 7, and December 5, 2001. 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

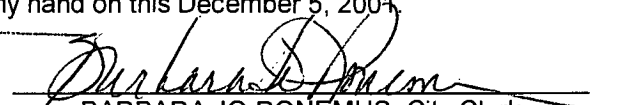
; and

(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 November 7, 2001 is attached to this certificate as Exhibit A and a copy of the notice so given of the meeting of the City Council on December 5, 2001 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 December 5, 2001.


BARBARA JO RONEMUS, City Clerk

(SEAL)

EXHIBIT A

(Attach Copy of Notice of November 7, 2001 Meeting)

CITY COUNCIL AGENDA

NOVEMBER 7, 2001
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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.

NOVEMBER 7, 2001

**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. THE PROCEEDINGS WILL BE REBROADCAST ON KCLV CHANNEL 2 THE WEDNESDAY OF THE MEETING AT 8:00 PM AND ARE ALSO REBROADCAST ON FRIDAY AT 4:00 AM, SATURDAY AT 7:00 PM, SUNDAY AT 7:00 AM AND THE FOLLOWING MONDAY AT 10:00 AM.

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

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

CEREMONIAL MATTERS

- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
- INVOCATION - PASTOR KEN LIEBER, FAITH COMMUNITY LUTHERAN CHURCH
- PLEDGE OF ALLEGIANCE
- RECOGNITION OF CITIZEN OF THE MONTH
- RECOGNITION OF 2001 AMATEUR SOFTBALL ASSOCIATION "B" CHAMPIONSHIP
- PROCLAMATION PRESENTATION TO THE NEVADA TOBACCO USERS' HELPLINE DECLARING NOVEMBER AS NoNic MONTH
- RECOGNITION OF EAGLE SCOUT TROOP FROM THE MIRABELLI COMMUNITY CENTER
- RECOGNITION OF PROSTATE AWARENESS MONTH
- RECOGNITION OF GEOGRAPHIC INFORMATION SYSTEMS DAY

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 October 3, 2001 and Special City Council Meeting of October 2, 2001

CONSENT AGENDA

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

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

3. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments
4. Approval of a new Package Liquor License; Costco Wholesale Corporation, dba Costco Wholesale #685, 801 South Pavilion Center Drive, James D. Sinegal, Dir, CEO, Pres, Jeffrey H. Brotman, Dir, Harold E. Kaplan, VP, Treas - Ward 2 (L.B. McDonald)
5. Approval of a new Beer/Wine/Cooler On-sale Liquor License, Marc's, Inc., dba Marc's, 7290 West Lake Mead Blvd., #1, Marcus T. Ritz, Dir, Pres, Secy, Treas, 100% - Ward 4 (Brown)
6. Approval of a new Beer/Wine/Cooler Off-sale Liquor License subject to the provisions of the planning and fire codes and Health Dept. regulations, Jamal Jeberaeel, dba Bells Market, 720 West Owens Ave., Jamal Jeberaeel, 100% - Ward 5 (Weekly)
7. Approval of Change of Business Name for a Beer/Wine/Cooler On-sale Liquor License, Ibarra & Ibarra, dba From: Taco Factory, To: El Borrego De Oro, 640 North Eastern Ave., Salvador R. Ibarra and Dora Ibarra, 100% jointly as husband and wife - Ward 3 (Reese)
8. Approval of Officer for Package Liquor Licenses, Raley's, a California Corporation, dba: Raley's Store #135, 1421 North Jones Blvd.; Raley's Store #139, 9200 West Sahara Ave.; Raley's Store #142, 3864 West Sahara Ave., Jerry E. Cook, Dir - Ward 1 (M. McDonald)
9. Approval of Officer for Package Liquor Licenses, Raley's, a California Corporation, dba: Raley's Store #140, 8570 West Lake Mead Blvd.; Raley's Store #145, 120 South Rainbow Blvd., Jerry E. Cook, Dir - Ward 2 (L.B. McDonald)
10. Approval of Officer for Package Liquor Licenses, Raley's, a California Corporation, dba: Raley's Store #136, 3160 North Rainbow Blvd.; Raley's Store #141, 4821 West Craig Rd., Jerry E. Cook, Dir - Ward 4 (Brown)
11. Approval of Manager for a Package Liquor License, Albertsons, Inc., dba Albertson's #6016, 10250 West Charleston Blvd., Tony A. Prey, Gen Mgr - Ward 2 (L.B. McDonald)
12. Approval of Manager for a Tavern Liquor License, Jim Colbert Golf, Inc., dba Colbert Fogler Golf Enterprises, 4300 West Washington Ave., Timothy S. Chew, Gen Mgr - Ward 5 (Weekly)
13. Approval of Manager for a Tavern Liquor License, Aramark Sports and Entertainment Services, Inc., dba Aramark Sports and Entertainment Services, Inc., 850 North Las Vegas Blvd., Christine M. Kendzora-Banghart, Gen Mgr - Ward 5 (Weekly)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

14. Approval of Change of Ownership and Business Name for a Tavern Liquor License and a new Restricted Gaming License for 15 slots subject to the provisions of the fire codes and Health Dept. regulations, From: Pre-Tul Nevada Restaurants Corp., dba Presutti's Tomatoes, Fausto Presutti, Dir, Pres, Neil J. D. Tulloch, Dir, Secy, Treas, 50%, Cavate Enterprise Ltd., 50%, Fausto Presutti, Sole Officer, 100%, To: Central Park West, Inc., dba Central Park West, 4760 West Sahara Ave., Suite 1, Ronald C. Smilow, Dir, Pres, Secy, Treas, 100% - Ward 1 (M. McDonald)
15. Approval of Change of Ownership and Business Name for a Tavern Liquor License and a new Restricted Gaming License for 15 slots subject to Health Dept. regulations, From: JRW, Inc., dba Boomers Restaurant & Lounge, Randy C. Miller, Dir, Pres, Secy, Treas, 100%, To: B.A.B., LLC, dba Boomers, 3200 Sirius Ave., Jon R. Huff, Mgr, Mmbr, 70%, Todd P. Wellman, Mgr, Mmbr, 30% - Ward 1 (M. McDonald)
16. Approval of a new Restricted Gaming License for 15 slots, E & T Produce Co., LLC, dba King Ranch Market #8, 755 North Nellis Blvd., Aner J. Iglesias, Mmbr, 50%, William P. Miguel, Mmbr, 25%, Constantino Miguel, Mmbr, 25% - Ward 3 (Reese)
17. Approval of a new Restricted Gaming License for 15 slots, E & T Produce Co., LLC, dba King Ranch Market #6, 840 North Decatur Blvd., Aner J. Iglesias, Mmbr, 50%, William P. Miguel, Mmbr, 25%, Constantino Miguel, 25% - Ward 5 (Weekly)
18. Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 5 slots, United Coin Machine Co., db at 7-Eleven Food Store #13681, 4950 West Charleston Blvd. - Ward 1 (M. McDonald)
19. Approval of Change of Location for a Slot Operator License, Heritage Coin, Inc., dba Heritage Coin, Inc., From: 2501 North Green Valley Pkwy., Suite 108, To: 198 North Pecos Rd., Michael Zarvian, Dir, Pres, Laretta D. Zarvian, Dir, VP - (Henderson)
20. Approval of a new Burglar Alarm Service License, Fox Security, Inc., dba Fox Security, Inc., 3167 West Tompkins Ave., Mark Fox, Pres, Secy, Treas, 100% - (County)
21. Approval of a new Burglar Alarm Service License, HP Media Group, dba HP Media Group, 3725 West Teco Ave., Suite 8, Michael Heck, Pres, Kevin D. Peltier, Secy, Treas - (County)
22. Approval of Change of Location for a Burglar Alarm License, Hometronic, dba Hometronic, From: 3725 West Teco Ave., Suite 8, To: 3560 Polaris Ave., Suite 17, Dean M. Poser, Dir, Pres, 100% - (County)
23. Approval of Change of Business Name for a Locksmith License, T&T Las Vegas, Inc., dba From: Pop-A-Lock, To: Express Roadside Assistance, 280 Greg Street, Suite 18, Eugene Temen, Dir, Pres, Secy, Treas, 100% - (Reno, Nevada)
24. Approval of a new Independent Massage Therapist License, Kristi J. Black, dba Kristi J. Black, 10234 James Harbin Ave., Kristi J. Black, 100% - Ward 4 (Brown)
25. Approval of a new Independent Massage Therapist License, Maria Maguire, dba Maria Maguire, 7310 Smoke Ranch Road, Suite M, Maria E. Maguire, 100% - Ward 4 (Brown)
26. Approval of a new Independent Massage Therapist License, Jacqueline L. Dunne, dba Positive Touch, 6320 Molino Street, Jacqueline L. Dunne, 100% - Ward 6 (Mack)
27. Approval of a new Independent Massage Therapist License, Evelyn A. Fanning, dba Evelyn A. Fanning, 6981 South Arville Street, Evelyn A. Fanning, 100% - (County)
28. Approval of a new Independent Massage Therapist License, Dawn M. Woeslaw, dba A Touch of Dawn, 8123 Alpine Fir Ave., Dawn M. Woeslaw, 100% - (County)
29. Approval of a new Independent Massage Therapist License, Tiffany Barney, dba Tiffany Barney, 6725 Barney Lane, Tiffany S. Barney, 100% - (County)
30. Approval of a new Independent Massage Therapist License, Everardo Banda, Jr., dba Everardo Banda, Jr., 5464 Northridge Lane, Everardo Banda, Jr., 100% - (County)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

31. Approval of a new Massage Establishment License, Complete Cosmetic Medical Spa, Inc., dba European Treatment Centers, 7720 West Sahara Ave., Suite 103, Vera F. Barnes-Gordon, Dir, Pres, Secy, Treas, 100% - Ward 1 (M. McDonald)
32. Approval of a new Massage Establishment License subject to the provisions of the fire codes, Yin Lai, dba Pearl of the Orient Acupressure and Massage, 3909 West Sahara Ave., Suite 6, Yin Lai, 100% - Ward 1 (M. McDonald)
33. Approval of a new Massage Establishment License subject to the provisions of the planning and fire codes, Sun City Spas, Inc., dba Sun City Spas, Inc., 2033 Paradise Road, James R. Ernsberger, Dir, Pres, Secy, Treas, 100% - Ward 3 (Reese)
34. Approval of Change of Ownership for a Pawnbroker License and Class II Secondhand Dealer License, From: Craig McCall, dba Pawn Plus IV, To: ASAP Auto Pawn, Inc., dba Pawn Plus IV, 1237 East Sahara Ave., Jerome L. Ryan, Mgr, 10% - Ward 3 (Reese)
35. Approval of Change of Location for a Class II Secondhand Dealer License, Jeff Robinson, Inc., dba Robinson's Used Furniture, From: 1050 South Main Street, To: 1054-1056 South Main Street, Jeff Robinson, Dir, Pres, VP, 50%, Carrie L. Robinson, Dir, Secy, Treas, 50% - Ward 3 (Reese)
36. Approval of award of Bid Number 01.1730.20-RC, Smoke Ranch Road Improvements - Jones Boulevard to Buffalo Drive and approve the construction conflicts and contingency reserve set by Finance and Business Services - Department of Public Works - Award recommended to: LAS VEGAS PAVING CORPORATION (\$4,497,497 - Regional Transportation Commission and Enterprise Fund) - Wards 4 and 6 (Brown and Mack)
37. Approval of award of Bid Number 01.15301.15-LED, Pioneer Park and approve the construction conflicts and contingency reserve set by Finance & Business Services - Department of Public Works - Award recommended to: LAS VEGAS PAVING CORPORATION (\$2,847,312 - Capital Projects Fund) - Ward 2 (L.B. McDonald)
38. Approval of a 90-day Agreement for Inmate Health Care Services (RC) - Department of Detention and Enforcement - Award recommended to: EMSA LIMITED PARTNERSHIP dba EMSA CORRECTIONAL CARE (\$270,000 - General Fund)
39. Approval of the issuance of a purchase order for software from State of Nevada's Microsoft Select Software Agreement 01S54800, a two year agreement administered by a Microsoft Large Area Reseller (LAR) (DGL) - Department of Information Technologies - Award recommended to: MICROSOFT LAR (\$150,000 annually - General Fund)
40. Approval of the award of Bid Number 020006-DAR, Annual Requirements Contract for Base Aggregates - Department of Field Operations - Award recommended to: VARIOUS SUPPLIERS (Estimated annual aggregate amount of \$100,000 - General Fund)
41. Approval of award of Bid Number 020005-KF, Annual Requirements Contract for Telephone & Data Communication Supplies - Department of Information Technologies - Award recommended to: ANIXTER (Estimated annual amount of \$80,000 - Various Funds)
42. Approval of the issuance of a purchase order for an annual requirements contract to repair microwave equipment used by Las Vegas Area Computer Traffic System (LVACTS) (KF) - Public Works - Award recommended to: AML WIRELESS SYSTEMS INC. (Estimated annual amount of \$75,000 - LVACTS Special Revenue Fund)
43. Approval of authorization to use State of Nevada RFP 1048 for Statewide VHF High-Band Radio System (KF) - Department of Detention & Enforcement - Award recommended to: MOTOROLA, INC (\$66,239 - Capital Projects Fund) - All Wards
44. Approval of the issuance of a purchase order for an annual requirements contract for LIFEPAK 500 Automated External Defibrillators - Department of Fire & Rescue - Award recommended to: MEDTRONIC PHYSIO-CONTROL (Estimated annual amount of \$60,000 - General Fund)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

45. Approval of the issuance of a purchase order for an annual requirements contract for radiological services for Fire & Rescue personnel (JDF) - Department of Fire & Rescue - Award recommended to: DESERT RADIOLOGISTS (Estimated annual amount of \$50,000 - General Fund)
46. Approval of award of Bid Number 020009-JDF, Annual Requirements Contract for Floor Mats, Utility Towels, Roll Towels and Dust Mops - Various Departments - Award recommended to: PRUDENTIAL OVERALL SUPPLY (Estimated annual amount of \$45,000 - General Fund)
47. Approval of the issuance of a purchase order for the purchase of three (3) Emission Analyzers (TC) - Department of Field Operations - Award recommended to: WORLDWIDE ENVIRONMENTAL PRODUCTS, INC. (\$38,850 - Capital Projects Fund)

HUMAN RESOURCES DEPARTMENT - CONSENT

48. Approval to contract with Behavioral Healthcare Options, Inc. (BHO) for an employee assistance plan for employees choosing Health Plan of Nevada as their insurance provider (\$5,900 - Self-Insurance Internal Service Fund)

LEISURE SERVICES DEPARTMENT - CONSENT

49. Approval of Family Resource Center Sub-Contract Agreement between Southern Nevada Family Resource Centers Local Governing Board and the City of Las Vegas Department of Leisure Services for operation of the grant funded Family Resource Center at Stupak Community Center (\$4,346 - 10% cash funds - General Fund) – Ward 3 (Reese)

PUBLIC WORKS DEPARTMENT - CONSENT

50. Approval to file an amendment to Right-of-Way Grant No. N-55999 with the Bureau of Land Management to add roadway and drainage purposes for the Ann Road Detention Basin outfall on portions of land lying within the West Half (W 1/2) of Section 25 and the East Half (E 1/2) of Section 26, T19S, R59E, M.D.M., located along the Tropical Parkway alignment from the Western Beltway to the westerly boundary of the Ann Road Detention Basin - 126-25-201-001, 401-006 and 126-26-000-001 - (County)
51. Approval of a Declaration of Utilization from the Bureau of Land Management for a portion of the Northwest Quarter (NW 1/4) of Section 20, T19S, R60E, M.D.M., for sewer and drainage purposes located on the north side of Dorrell Lane, east of Fort Apache Road and the west side of Campbell Drive, north of Dorrell Lane - 125-20-101-010, -011 and -012 - (County)
52. Approval of a Declaration of Utilization from the Bureau of Land Management for a portion of the Northeast Quarter (NW 1/4) of Section 5, T20S, R60E, M.D.M., for off-site sewer purposes located on the north side of Craig Road to the El Capitan alignment - 138-05-601-017, -019 and -020 - (County)
53. Approval of a Dedication from the City of Las Vegas, a Municipal Corporation for a portion of the Southwest Quarter (SW 1/4) of Section 15, T20S, R60E, M.D.M., for rights-of-way located at the southeast corner of Peak Drive and Buffalo Drive - 138-15-310-020 - Ward 4 (Brown)
54. Approval to file a Right-of-Way Grant with the Bureau of Land Management for road, sewer and drainage purposes on portions of land lying within the Southwest Quarter (SW 1/4) of Section 7, T20S, R60E, M.D.M., located on the east side of Conquistador Street, between Cheyenne Avenue and Atwood Avenue - 138-07-401-009 - Ward 4 (Brown)
55. Approval to file a Right-of-Way Grant with the Bureau of Land Management for road, sewer and drainage purposes on portions of land lying within the Southeast Quarter (SE 1/4) of Section 6 and the Northeast Quarter (NE 1/4) of Section 7, T19S, R60E, M.D.M., located on the west side of Fort Apache Road, between the Horse Drive alignment approximately 150 feet north of O'Hare Avenue - APN 125-06-002-009, 125-07-501-002 and -602-002 - Ward 6 (Mack)

PUBLIC WORKS DEPARTMENT - CONSENT

56. Approval of a Sewer Connection and Interlocal Contract with Clark County Sanitation District - G.H. Billingsley with Azimuth Engineering & Surveying, Inc on behalf of Sean Cassidy, owner (west of Rainbow Boulevard, north of Ann Road APN 125-27-803-005) (County) - Near Ward 6 (Mack)
57. Approval of an Encroachment Request from Lochsa Engineering on behalf of Clark County School District, owner ("D" Street between Alexander Avenue and Frederick Avenue) - Ward 5 (Weekly)
58. Approval of an Encroachment Request from Plaster Development Company, Incorporated, owner (Racel Street between Buffalo Drive and Conough Lane) - Ward 6 (Mack)
59. Approval of an Interlocal Agreement regarding Special Improvement District (SID) No. 1481 with Clark County for construction of road improvements on El Capitan Way (Centennial Parkway to US-95) - Ward 6 (Mack)
60. Approval of a First Amendment to a Professional Services Agreement between the City of Las Vegas and Greeley and Hansen LLP for additional design, start-up and warranty work at the Northwest Water Resource Center (NWWRC) - (\$428,722 - Sanitation Fund) - Ward 4 (Brown)

RESOLUTIONS - CONSENT

61. R-130-2001 - Approval of a Resolution amending Resolution R-87-2001 to correct the transfer for 2001/2002 Private Activity Bond Volume Cap to \$12,752,219 to Community Development Programs Center of Nevada to construct a new affordable senior housing project at Eastern and Searles and \$9,176,646 to the State Housing Division for the single family first time homebuyer loan program - Ward 5 (Weekly)
62. R-131-2001 - Approval of a Resolution Determining the Cost and Directing the City Engineer to Prepare the Final Assessment Roll re: Special Improvement District No. 1469 - 4th Street (Washington Avenue to Adams Avenue) (\$50,771.11 - Capital Projects Fund - Special Assessments) - Ward 5 (Weekly)
63. R-132-2001 - Approval of a Resolution fixing the time and place when complaints, protests, and objections to the final assessment roll will be heard for Special Improvement District No. 1469 - 4th Street (Washington Avenue to Adams Avenue) (\$50,771.11 - Capital Projects Fund - Special Assessments) - Ward 5 (Weekly)
64. R-133-2001 - Approval of a Resolution overruling complaints, protests and objections and confirming the final assessment roll for Special Improvement District No. 1470 - Craig Road (Buffalo Drive to US-95) (\$343,272.05 - Capital Projects Fund - Special Assessments) - Wards 4 and 6 (Brown and Mack)
65. R-134-2001 - Approval of a Resolution overruling complaints, protests and objections and confirming the final assessment roll for Special Improvement District No. 1471 - Jones Boulevard (Rancho Drive to Centennial Parkway) (\$633,533.72 - Capital Projects Fund - Special Assessments) - Ward 6 (Mack)
66. R-135-2001 - Approval of a Resolution directing the City Engineer to prepare preliminary plans regarding: Special Improvement District No. 1481 - El Capitan Parkway (Centennial Parkway to US-95 (Capital Projects Fund - Special Assessments) - Ward 6 (Mack)
67. R-136-2001 - Approval of a Resolution directing the City Treasurer to prepare the Ninth Assessment Lien Apportionment Report re: Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
68. R-137-2001 - Approval of a Resolution approving the Ninth Assessment Lien Apportionment Report regarding: Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
69. R-138-2001 - Approval of a resolution directing the City Treasurer to give notice of the sale of properties subject to the lien of a delinquent assessment in District 505 and in certain other districts; and providing other matters properly relating thereto. District 505 is in Ward 6 (Mack) and the other districts are in various wards

REAL ESTATE COMMITTEE – CONSENT

70. Approval of an Easement and Rights-of-Way between the City of Las Vegas (City) and the Las Vegas Valley Water District (LVVWD) for the construction of water lines to service Parcel Number 138-14-402-001, referred to as Fire Station #43, located near Smoke Ranch Road and Torrey Pines Drive - Ward 6 (Mack)
71. Approval of a Landlord Estoppel Certificate and Agreement between the City of Las Vegas (as Landlord) and Gemini, Inc. (as Tenant) relating to a parking garage lease located at 222 East Carson, commonly referred to as the Carson Parking Garage - Ward 3 (Reese)
72. Approval of authorization for staff to enter into negotiations with Nevada Power Company (NPC) to submit a letter to the Bureau of Land Management (BLM) requesting a modified-competitive sale of a portion of Parcel Number 125-17-401-007 (approximately 2.5 acres), located along the north side of Elkhorn Road, approximately 285 feet east of Fort Apache Road - Ward 6 (Mack)

DISCUSSION / ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

73. Report from the City Manager on emerging issues
74. Discussion and possible action on offering a Voluntary Separation Program to certain employee groups that have 20+ years of service with the City (\$1,800,000 - Multiple Funds)
75. Discussion and possible action on a proposed interlocal agreement between the City of Las Vegas and Clark County that would establish a joint position on corporate boundaries, future annexations, land use planning, transportation planning, parks and trails planning and urban services

CITY ATTORNEY - DISCUSSION

76. Discussion and possible action on Appeal of Work Card Denial: Malvin Ray Johnson, 2981 Country Manor Lane #123, Las Vegas, NV 89115
77. Discussion and possible action on Appeal of Work Card Denial: Jerrod Mack Wesley, 2317 El Cerrito Circle, Las Vegas, NV 89108
78. Discussion and possible action on Appeal of Work Card Denial: Shaun Kalen Wellborn, 207 Alaska Jade, Henderson, Nevada 89014

FINANCE & BUSINESS SERVICES DEPARTMENT - DISCUSSION

79. ABEYANCE ITEM - Discussion and possible action regarding a new Beer/Wine/Cooler Off-sale Liquor License subject to the provisions of the planning and fire codes and Health Dept. regulations, Albertson's, Inc., dba Albertson's Express #6061, 4800 West Craig Road, Peter L. Lynch, Pres, Kay L. O'Riordan, Secy, John F. Boyd, Treas, (NOTE: Item to be heard in the afternoon session in conjunction with Item #156 - Special Use Permit #U-0031-00) - Ward 6 (Mack)
80. ABEYANCE ITEM - Discussion and possible action regarding a new Slot Operator Space Lease Location Restricted Gaming License for 7 slots subject to the provisions of the planning codes, Cardivan Company, db at Albertson's Express #6061, 4800 West Craig Road, (NOTE: Item to be heard in the afternoon session in conjunction with Item #156 - Special Use Permit #U-0031-00) - Ward 6 (Mack)

FINANCE & BUSINESS SERVICES DEPARTMENT - DISCUSSION

81. Discussion and possible action regarding Temporary Approval of Gift Shop Limited Licenses subject to the provisions of the planning and fire codes and Health Dept. regulations, Tower Merchandise Management, LLC, dba: Stratosphere Gifts, 2000 Las Vegas Blvd. South, Space 52-3, Space 852, Space 853, Space D-04, Space 0107, Space 07-112, The Todd & Vivica Marshall Revocable Trust, Mgr, Mmbr, 70%, Todd Marshall, Trustee, Cari Marshall Trust, Mmbr, 30%, Cari Marshall, Trustee - Ward 3 (Reese)
82. Discussion and possible action regarding Temporary Approval of Change of Ownership and Business Name for a Massage Establishment License, Tavern Liquor License and a Liquor Caterer License subject to the provisions of the fire codes and Health Dept. regulations, From: The Resort at Summerlin, LP, dba Regent Las Vegas, The Resort at Summerlin, Inc., Gen Ptnr, 1% (a wholly owned subsidiary of Swiss Casinos of America, Inc.), Hans R. Jecklin, Dir, John J. Tipton, Dir, SVP, CFO, Christiane Jecklin, Dir, Jeffrey H. Smith, Secy, Treas, Swiss Casinos of America, Inc., Ltd Ptnr, 75.58%, Hans R. Jecklin, Dir, John J. Tipton, Dir, Pres, CFO, Jeffrey H. Smith, Secy, Treas, Seven Circle Resorts, Inc., Mgr, (a wholly owned subsidiary of Swiss Casinos of America, Inc.) Hans R. Jecklin, Dir, John J. Tipton, Dir, Pres, CFO, Christiane Jecklin, Dir, Jeffrey H. Smith, Asst Secy, To: Hotspur Resorts Nevada, Inc., dba The Resort on Rampart Blvd., 221 North Rampart Blvd., Thaddas L. Alston, Dir, Pres, Secy, Treas, Hotspur Global Limited, 100% - Ward 2 (L.B. McDonald)
83. Discussion and possible action regarding Temporary Approval of a new Massage Establishment License subject to the provisions of the planning and fire codes, Xiao Ping Wang, dba Far East Massage Center, 5000 West Oakey Blvd., Suite D-2, Xiao P. Wang, 100% - Ward 1 (M. McDonald)
84. Discussion and possible action regarding negotiation of a contract for the Operations and Management of the Northwest Family Golf Course with Evergreen Alliance Golf Limited, Request for Proposal No. 010070-LR - Finance & Business Services - Ward 4 (Brown)

LEISURE SERVICES DEPARTMENT - DISCUSSION

85. Discussion and possible action to amend the park naming policies and procedures
86. Discussion and possible action on naming a park at Buffalo and Oakey - Ward 1(M. McDonald)

NEIGHBORHOOD SERVICES DEPARTMENT - DISCUSSION

87. ABEYANCE ITEM - Report, discussion and possible action to direct staff regarding policy to address vacant, abandoned and blighted properties and possible City code changes - All Wards
88. Discussion and possible action regarding reallocation of \$1,038,662.13 of Community Development Block Grant (CDBG) funds from various completed projects and program income to the Downtown Community Center with Progress Report of Center Status - Ward 5 (Weekly)
89. Discussion and possible action on a Professional Services Agreement with JMA Architecture Studios for Architectural and Engineering design services to rehabilitate the Downtown Community Center located at 302 South 9th Street for \$177,090 of Community Development Block Grant funding - Ward 5 (Weekly)
90. Report on Homelessness Task Force activities with discussion and possible action on the allocation of \$100,000 in HOME funds to establish a Trust Fund to House the Homeless and \$200,000 in General Funds to support the provision of emergency shelter and supportive services - All Wards

PLANNING & DEVELOPMENT DEPARTMENT - DISCUSSION

91. ABEYANCE ITEM - Public hearing, discussion and possible action regarding a petition filed pursuant to NRS 463.3086(2) by City Parkway IV to designate the location for establishment of a proposed Gaming Enterprise District (GED) on property (approximately 56 acres) located along the east side of Grand Central Parkway between Bonneville Avenue and Ogden Avenue, east of I-15 and south of US95, also known as 100 Grand Central Parkway - Ward 5 (Weekly)

PUBLIC WORKS DEPARTMENT - DISCUSSION

92. ABEYANCE ITEM - Report on the status of Park projects

RESOLUTIONS - DISCUSSION

93. R-139-2001 - Discussion and possible action on a Resolution consenting to the relinquishment of portions of Eastern Avenue from Nevada Department of Transportation (NDOT) to the City of Las Vegas (Estimated \$14,000 annual maintenance cost - Motor Vehicle Gas Tax) - Wards 3 and 5 (Reese and Weekly)
94. R-140-2001 - Discussion and possible action on a Resolution authorizing the Mayor to execute all application, acceptance, and agreement documents; and authorizing the City Manager or Director of Field Operations to negotiate, execute, and submit all other documents necessary to secure grant funds from the National Park Service (NPS) to rehabilitate James Gay III Park (not to exceed \$182,100 - Capital Projects and General Funds) - Ward 5 (Weekly)
95. R-141-2001 - Discussion and possible action regarding a resolution consenting to certain undertakings of the City of Las Vegas Redevelopment Agency in connection with the Disposition and Development Agreement between the Agency and Pioneer Endeavors, LLC for the development of the parcel located at the southeast corner of 4th Street and Clark Street (APN 139-34-311-126, 127 & 128) (Tax Increment Funds - \$300,000) - Ward 3 (Reese) [NOTE: This item related to Redevelopment Agency Item #D]

BOARDS & COMMISSIONS - DISCUSSION

96. ABEYANCE ITEM - ETHICS REVIEW BOARD – Earle W. White, Jr., Term Expiration 4-14-2001; Robert J. Fleming, Term Expiration 4-14-2001; Linda Young, Term Expiration 5-12-2001
97. ABEYANCE ITEM - Discussion and possible action on the two or four year appointment of the Ward 6 representative on the Ethics Review Board in accordance with Ordinance No. 5436, adopted August 1, 2001
98. ABEYANCE ITEM - PARK & RECREATION ADVISORY COMMISSION – Jack Doyle, Term Expiration 4-1-2004 (Deceased)
99. ABEYANCE ITEM - SENIOR CITIZENS ADVISORY BOARD – Alberta Allen – Term Expiration 6-2003 (Moved Out of State)
100. ABEYANCE ITEM - CHILD CARE LICENSING BOARD – June Gilmore – Term Expiration 6-28-2003 (Resigned)
101. ABEYANCE ITEM - LAS VEGAS CENTENNIAL CELEBRATION COMMITTEE – Las Vegas Events Organization Representative, Term Expiration 2005
102. Discussion and possible action on the appointment of Councilman Weekly's representative to the Las Vegas Centennial Celebration Committee
103. PARK & RECREATION ADVISORY COMMISSION – Manny Abeyta, Term Expiration 2-20-2003 (Moved Out of State)

RECOMMENDING COMMITTEE REPORTS - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

104. Bill No. 2001-93 – Updates the City’s notification requirements for certain zoning hearings in conformance with State law. Proposed by: Robert S. Genzer, Director of Planning and Development
105. Bill No. 2001-94 – Amends the Zoning Code regarding the expansion and redevelopment of certain nonconforming uses. Proposed by: Robert S. Genzer, Director of Planning and Development
106. Bill No. 2001-95 – Amends the Zoning Code to provide for the forwarding of certain variance applications to the City Council for final action. Proposed by: Robert S. Genzer, Director of Planning and Development
107. Bill No. 2001-96 – Updates the annexation provisions of the Zoning Code to conform to State law. Proposed by: Robert S. Genzer, Director of Planning and Development
108. Bill No. 2001-97 – Amends the Zoning Code to allow the practice of hypnotherapy as a permitted use in all commercial and industrial districts. Proposed by: Robert S. Genzer, Director of Planning and Development
109. Bill No. 2001-98 – Amends the Zoning Code provisions relating to wheel stops in parking areas. Proposed by: Robert S. Genzer, Director of Planning and Development
110. Bill No. 2001-99 – Allows time-share condominiums in the C-2 Zoning District by means of special use permit. Sponsored by: Councilman Lawrence Weekly
111. Bill No. 2001-100 – Revises the Town Center Development Standards Manual in various respects. Proposed by: Robert S. Genzer, Director of Planning and Development
112. Bill No. 2001-101 – Makes unenforceable any covenant, condition, restriction or other regulation that prohibits or restricts the display of the American flag. Sponsored by: Mayor Oscar B. Goodman

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.

113. Bill No. 2001-83 – Establishes rules, regulations and business licensing requirements for farmers' markets. Proposed by: Mark Vincent, Director of Finance & Business Services
114. Bill No. 2001-102 – Annexation No. A-0006-99(A) – Property Location: On the northwest corner of Alexander Road and Grand Canyon Drive; Petitioned By: City of Las Vegas; Acreage: 4.96 acres; Zoned: R-E (County Zoning), U (DR) (City Equivalent); Sponsored by: Councilman Larry Brown
115. Bill No. 2001-103 – Annexation No. A-0004-01(A) – Property Location: On the southwest corner of Rainbow Boulevard and Grand Teton Drive; Petitioned By: New Vista Ranch, Inc.; Acreage: 17.75 acres; Zoned: R-A (County Zoning), U (DR) (City Equivalent); Sponsored by: Councilman Michael Mack
116. Bill No. 2001-104 – Annexation No. A-0031-01(A) – Property Location: On the southeast corner of Grand Canyon Drive and Farm Road; Petitioned By: Silver Saddle Investors Limited Liability Company; Acreage: 15.23 acres; Zoned: R-E (County Zoning), U (R) (City Equivalent); Sponsored by: Councilman Michael Mack
117. Bill No. 2001-105 – Annexation No. A-0036-01(A) – Property Location: On the southeast corner of Ackerman Avenue and Versimount Road; Petitioned By: R. B. Petersen Construction Co.; Acreage: 7.76 acres; Zoned: R-A (County Zoning), U (PCD) (City Equivalent); Sponsored by: Councilman Michael Mack
118. Bill No. 2001-106 – Annexation No. A-0038-01(A) – Property Location: On the southeast corner of Log Cabin Way and Dapple Gray Road; Petitioned By: Joan R. Sommers Living Trust; Acreage: 5.12 acres; Zoned: R-A (County Zoning), U (PCD) (City Equivalent); Sponsored by: Councilman Michael Mack

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.

119. Bill No. 2001-107 – Establishes a procedure regarding the creation of certain maintenance districts. Proposed by: Robert S. Genzer, Director of Planning and Development
120. Bill No. 2001-108 – Conforms the City's gaming enterprise district provisions to the requirements of State law. Proposed by: Bradford R. Jerbic, City Attorney
121. Bill No. 2001-109 – Eliminates work card requirements for several business license categories and related occupations. Proposed by: Mark Vincent, Director of Finance and Business Services

NEW BILLS

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

122. Bill No. 2001-110 – Annexation No. A-0024-00(A) – Property Location: On the southeast corner of Tenaya Way and Bilpar Road; Petitioned By: Mabuhay Commercial Investment, LLC; Acreage: 1.64 acres; Zoned: R-E (County Zoning), U (R) (City Equivalent); Sponsored by: Councilman Michael Mack
123. Bill No. 2001-111 – Annexation No. A-0030-01(A) – Property Location: On the south side of Madre Mesa Drive approximately 700 feet west of Decatur Boulevard; Petitioned By: Clair E. Cohick & Beverly J. Cohick Revocable Living Trust; Acreage: 2.77 acres; Zoned: County Zoning – R-E, City Equivalents – R-E, U (SC) and U (M); Sponsored by: Councilman Lawrence Weekly
124. Bill No. 2001-112 – Annexation No. A-0041-01(A) – Property Location: On the southeast corner of Grand Canyon Drive and Severance Lane; Petitioned By: Kevin M. Parkinson Separate Property Trust, et al; Acreage: 15.21 acres; Zoned: County Zoning – R-E; City Equivalents – U (R) and U (L); Sponsored by: Councilman Michael Mack
125. Bill No. 2001-113 – Annexation No. A-0047-01(A) – Property Location: On the east side of Durango Drive approximately 340 feet south of Racel Street; Petitioned By: H-Factor; Acreage: 2.64 acres; Zoned: R-E (County Zoning), U (City Equivalent); Sponsored by: Councilman Michael Mack
126. Bill No. 2001-114 – Expands the membership of the Arts Commission. Proposed by: Dr. Barbara Jackson, Director of Leisure Services
127. Bill No. 2001-115 – Requires certain disclosures in connection with the sale of a residence or residential lot. Sponsored by: Mayor Oscar B. Goodman
128. Bill No. 2001-116 – Levies Assessment re: Special Improvement District No. 1470 – Craig Road (Buffalo Drive to US-95) (\$343,272.05 - Capital Projects Fund - Special Assessments) – Wards 4 and 6 (Brown and Mack) Sponsored by: Step Requirement
129. Bill No. 2001-117 – Levies Assessment re: Special Improvement District No. 1471 – Jones Boulevard (Rancho Drive to Centennial Parkway) (\$633,533.72 – Capital Projects Fund – Special Assessments) – Ward 6 (Mack) Sponsored by: Step Requirement

1:00 P.M. - AFTERNOON SESSION

130. 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

131. Public hearing to consider the report of expenses to recover costs for abatement of nuisance/litter located at 9999 Simmons Street. PROPERTY OWNER: RANCHO CLASSIC L P - C/O E HORN - C/O HORN CO - Ward 5 (Weekly)
132. Public hearing on local improvement district regarding Special Improvement District No. 1482 - Gowan Road (Metro Park) from Hualapai Way to Jenson Street (\$65,331.88 - Levy Assessments) - Ward 4 (Brown)

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.

133. EXTENSION OF TIME - SPECIAL USE PERMIT - U-0081-00(1) - CRAIG J. NORTON - Request for an Extension of Time for on an Approved Special Use Permit and Site Development Plan Review FOR A PROPOSED PSYCHIC ARTS BUSINESS AND CONVERSION OF A 1,506 SQUARE FOOT RESIDENCE TO AN OFFICE on 0.14 Acres at 2210 East Bonanza Road (APN: 139-35-511-040), R-1 (Single Family Residential) Zone under Resolution of Intent to P-R (Professional Office and Parking), Ward 3 (Reese). The Planning Commission (5-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

134. ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - Z-0167-94(1) - STRATOSPHERE GAMING CORPORATION - Request for a Site Development Plan Review and a Waiver of The Downtown Centennial Plan Parking Lot Standards FOR A PROPOSED AMUSEMENT/THRILL RIDE located at 2000 and 2035 Las Vegas Boulevard South (APN's: 162-03-401-001, 162-03-301-016, and 162-03-410-001 through 004), C-2 (General Commercial) and R-4 (High Density Residential) Zones under Resolution of Intent to C-2 (General Commercial), Ward 3 (Reese). The Planning Commission (3-2-2 vote) recommends DENIAL. Staff recommends APPROVAL
135. EXTENSION OF TIME - SITE DEVELOPMENT PLAN REVIEW - Z-0068-85(58) - LAS VEGAS TECHNOLOGY CENTER LIMITED PARTNERSHIP ON BEHALF OF WESTWOOD STUDIOS - Request for an Extension of Time on an approved Site Development Plan Review FOR TWO (2) 24 FOOT BY 60 FOOT MODULAR OFFICE TRAILERS on 2.15 acres at 2400 North Tenaya Way (APN: 138-15-810-009), C-PB (Planned Business Park) Zone, Ward 4 (Brown). The Planning Commission (5-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

136. SITE DEVELOPMENT PLAN REVIEW - SD-0059-01 - CASSU INVESTMENT GROUP LIMITED, ET AL ON BEHALF OF McDONALD'S CORPORATION - Request for a Site Development Plan Review FOR A PROPOSED 3,960 SQUARE FOOT FAST FOOD RESTAURANT (McDONALD'S) located adjacent to the southwest corner of the intersection of Sahara Avenue and Arville Street (APN's: 162-07-101-011 through 013), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (5-1-1 vote) and staff recommend APPROVAL
137. ABEYANCE ITEM - MAJOR MODIFICATION TO THE PARKWAY CENTER DEVELOPMENT PLAN - PUBLIC HEARING - Z-0100-97(5) - UNION PACIFIC RAILROAD COMPANY ON BEHALF OF CHELSEA PROPERTY GROUP, INC. - Request for a Major Modification to amend or delete certain provisions of the Master Development Plan for Lot 1 of Parkway Center, generally located on the southwest corner of Bonneville Avenue and Grand Central Parkway (APN: 139-33-710-001), PD (Planned Development) Zone, Ward 5 (Weekly). Staff has no recommendation for this item. The Planning Commission (5-0 vote) recommends APPROVAL
138. ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0100-97(5) - PUBLIC HEARING - Z-0100-97(6) - UNION PACIFIC RAILROAD COMPANY ON BEHALF OF CHELSEA PROPERTY GROUP, INC. - Request for a Site Development Plan Review FOR A PROPOSED 478,028 SQUARE FOOT RETAIL MALL on 39.20 acres on the southwest corner of Bonneville Avenue and Grand Central Parkway (APN: 139-33-710-001), PD (Planned Development) Ward 5 (Weekly). Staff has no recommendation for this item. The Planning Commission (5-0 vote) recommends APPROVAL
139. ABEYANCE ITEM - MAJOR MODIFICATION - IRON MOUNTAIN RANCH RESIDENTIAL PLANNED DEVELOPMENT MASTER PLAN - PUBLIC HEARING - Z-0016-98(4) - WILLIAM LYON HOMES - Request for a Major Modification to the Iron Mountain Ranch Residential Planned Development Master Plan TO REMOVE APPROXIMATELY 40 ACRES FROM THE OVERALL PLAN AREA at the northeast corner of the intersection of Jones Boulevard and Grand Teton Drive (APN: 125-12-401-001), R-E (Residence Estates) Zone under Resolution of Intent to R-PD2 (Residential Planned Development - 2 Units Per Acre), [PROPOSED: R-PD2 (Residential Planned Development - 2 Units Per Acre)], Ward 6 (Mack). The Planning Commission (4-1-1 vote) and staff recommend DENIAL
140. VACATION - PUBLIC HEARING - VAC-0023-01 - SOUTHWEST DESERT EQUITIES, LIMITED LIABILITY COMPANY - Petition to vacate a public sewer easement generally located adjacent to the west side of the Las Vegas Beltway, six hundred ninety feet north of Alexander Road, Ward 4 (Brown). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL
141. VACATION - PUBLIC HEARING - VAC-0024-01 - SOUTHWEST DESERT EQUITIES, LIMITED LIABILITY COMPANY - Petition to vacate a portion of Hickam Street generally located west of the Las Vegas Beltway, Ward 4 (Brown). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL
142. VACATION - PUBLIC HEARING - VAC-0026-01 - CONCORDIA HOMES OF NEVADA - Petition to Vacate portions of Craig Road, Marla Street, and Helena Avenue and U.S. Government Patent Easements generally located south of the Craig Road Alignment, west of the future Beltway Alignment, Ward 4 (Brown). The Planning Commission (5-0 vote) and staff recommend APPROVAL
143. VACATION - PUBLIC HEARING - VAC-0027-01 - DEER SPRINGS/CONCOUGH, LIMITED LIABILITY COMPANY ON BEHALF OF BIG SKY DEVELOPMENT - Petition to vacate a public sewer easement generally located south Deer Springs Way, west of the Conough Lane Alignment, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
144. VACATION - PUBLIC HEARING - VAC-0028-01 - NORRIS SANDRA 1990 LIVING TRUST ON BEHALF OF BEAZER HOMES HOLDING CORPORATION - Petition to vacate a portion of Robin Street generally located north of Washington Avenue, Ward 5 (Weekly). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL
145. VACATION - PUBLIC HEARING - VAC-0029-01 - CARL L. WATSON & WANDA R. FOSTER - Petition to vacate a portion of Shelby Street generally located south of Harris Avenue, Ward 3 (Reese). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

146. VACATION - PUBLIC HEARING - VAC-0030-01 - SHEARING FAMILY TRUST, ET AL ON BEHALF OF KB HOME NEVADA, INC. - Petition to vacate public right of way and U.S. Government Patent Easements generally located on the northeast corner of Alexander Road and Fort Apache Road, Ward 4 (Brown). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL
147. FIVE YEAR REQUIRED REVIEW - VARIANCE - PUBLIC HEARING - V-0111-96(1) - PALM MORTUARY, INC. - Five Year Review on an approved Variance, which allowed upright headstones, crypts and mausoleums in conjunction with a cemetery where such uses were not allowed adjacent to the southwest corner of Jones Boulevard and Deer Springs Way (APN: 125-23-703-005), R-E (Residence Estates) Zone, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
148. FIVE YEAR REQUIRED REVIEW RELATED TO V-0111-96(1) - SPECIAL USE PERMIT - PUBLIC HEARING - U-0099-96(1) - PALM MORTUARY, INCORPORATED - Required Five Year Review on an approved Special Use Permit which allowed a cemetery with a single-story 10,548 square foot chapel adjacent to the southwest corner of Jones Boulevard and Deer Springs Way (APN: 125-23-703-005), R-E (Residence Estates) Zone, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
149. ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - V-0053-01 - WPI-OWENS, LIMITED LIABILITY COMPANY ON BEHALF OF WORLD PREMIER INVESTMENTS - Request for a Variance to ALLOW A 20 FOOT REAR AND SIDE YARD SETBACK WHERE RESIDENTIAL ADJACENCY REQUIRES A MINIMUM REAR AND SIDE YARD SETBACK OF 66 FEET on the southwest corner of the intersection of Pecos Road and Owens Avenue (APN: 139-25-501-001), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (4-2 vote) and staff recommend DENIAL
150. ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO V-0053-01 - PUBLIC HEARING - Z-0007-61(2) - WPI-OWENS, LIMITED LIABILITY COMPANY ON BEHALF OF WORLD PREMIER INVESTMENTS - Request for a Site Development Plan Review FOR A PROPOSED 19,326 square foot commercial retail center on the southwest corner of the intersection of Pecos Road and Owens Avenue (APN: 139-25-501-001), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (4-2 vote) and staff recommend DENIAL
151. ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - V-0061-01 - THE SALVATION ARMY - Request for a Variance TO ALLOW A ZERO FOOT SIDE SETBACK WHERE TEN FEET IS THE MINIMUM SETBACK ALLOWED FOR PROPOSED DORMITORY BUILDING at 35 West Owens Avenue (APN: 139-27-502-002), M (Industrial) Zone, Ward 5 (Weekly). The Planning Commission (4-3 vote) and staff recommend DENIAL
152. ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO V-0061-01 - PUBLIC HEARING - SD-0051-01 - THE SALVATION ARMY - Request for a Site Development Plan Review FOR A PROPOSED 39,180 SQUARE FOOT DORMITORY, A 3,120 SQUARE FOOT CHAPEL AND FOR A REDUCTION OF THE REQUIRED PERIMETER LANDSCAPING REQUIREMENTS on 5.44 acres at 35 West Owens Avenue (APN: 139-27-502-002), M (Industrial) Zone, Ward 5 (Weekly). The Planning Commission (4-3 vote) and staff recommend DENIAL
153. VARIANCE - PUBLIC HEARING - V-0065-01 - SMOKE FOUNTAIN, LIMITED - Appeal filed by TC Ayala Planning & Development on behalf of Smoke Fountain, Limited from the Denial by the Planning Commission of a request for a Variance TO ALLOW THREE (3) 50 FOOT TALL FLAGPOLES on 20.5 acres at 2300 Rock Springs Drive (APN: 138-22-502-001; 138-22-602-001; 138-22-502-002), R-3 (Medium Density Residential) Zone, Ward 6 (Mack). The Planning Commission (5-0 vote) recommends DENIAL. Staff recommends APPROVAL
154. FIVE YEAR REQUIRED REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - U-0075-96(1) - MINI-MASTERS, INC. ON BEHALF OF CLEAR CHANNEL OUTDOOR - Required Five Year Required Review on an approved Special Use Permit which allowed a 14 foot x 48 foot off-premise advertising (billboard) sign at 6900 West Craig Road (APN: 138-03-602-015), C-1 (Limited Commercial) Zone, Ward 6 (Mack). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

155. FIVE YEAR REQUIRED REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - U-0080-96(1) - WILLIAM S. BOYD TRUST II, ET AL ON BEHALF OF CALIFORNIA HOTEL AND CASINO - Required Five Year Review on an approved Special Use Permit which allowed four (4) 14 foot x 48 foot off-premise advertising (billboard) signs on the east side of Rancho Drive, south of Coran Lane (APN: 139-19-705-001), C-2 (General Commercial) Zone and U (Undeveloped)[SC (Service Commercial) General Plan Designation], Ward 5 (Weekly). The Planning Commission (5-0 vote) and staff recommends APPROVAL
156. ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - U-0031-00 - AMERICAN STORE PROPERTIES, INC. - Request for a Special Use Permit FOR THE OFF-PREMISE SALE OF BEER AND WINE IN CONJUNCTION WITH A PROPOSED ALBERTSON'S CONVENIENCE STORE on the northwest corner of Craig Road and Decatur Boulevard (APN: 138-01-619-001), C-1 (Limited Commercial) Zone, Ward 6 (Mack). (NOTE: This item to be heard in conjunction with Morning Session Item #79 and Item #80) The Planning Commission (4-0-1 vote) recommends APPROVAL. Staff recommends DENIAL
157. SPECIAL USE PERMIT - PUBLIC HEARING - U-0086-01 - LAMB BOULEVARD SELF-STORAGE, LIMITED LIABILITY COMPANY ON BEHALF OF CINGULAR WIRELESS - Request for a Special Use Permit FOR A PROPOSED 57 FOOT TALL WIRELESS COMMUNICATION MONOPOLE at 851 North Lamb Boulevard (APN: 140-29-301-004), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (5-0 vote) and staff recommend APPROVAL
158. SPECIAL USE PERMIT - PUBLIC HEARING - U-0122-01 - ARTHUR AND KATHY COLE - Request for a Special Use Permit FOR A PROPOSED CHURCH at 3000 Holly Avenue (APN's: 139-20-301-013 and 014), R-E (Residence Estates) Zone, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
159. SPECIAL USE PERMIT - PUBLIC HEARING - U-0116-01 - RONALD AND JUDITH VITTO, ET AL - Request for a Special Use Permit FOR A PROPOSED 396-UNIT RESIDENCE HOTEL at 4339 North Rancho Road (APN: 138-02-701-009), C-2 (General Commercial) and R-E (Residence Estates) Zones under Resolution of Intent to C-2 (General Commercial), Ward 6 (Mack). The Planning Commission (3-2 vote) and staff recommend APPROVAL
160. SITE DEVELOPMENT PLAN REVIEW RELATED TO U-0116-01 - PUBLIC HEARING - Z-0137-94(4) - RONALD AND JUDITH VITTO, ET AL - Request for a Site Development Plan Review FOR A PROPOSED 396-UNIT RESIDENCE HOTEL at 4339 North Rancho Road (APN: 138-02-701-009), C-2 (General Commercial) and R-E (Residence Estates) Zones under Resolution of Intent to C-2 (General Commercial), Ward 6 (Mack). The Planning Commission (3-2 vote) and staff recommend APPROVAL
161. REZONING - PUBLIC HEARING - Z-0061-01 - MURI AND ANGELINE MELWANI TRUST ON BEHALF OF RL HOMES - Request for a Rezoning FROM: R-E (Residence Estates) TO: R-1 (Single Family Residential) of 3.65 Acres on the east side of Torrey Pines Drive, between Hammer Lane and Fisher Avenue (APN: 125-35-601-001), PROPOSED USE: 18-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
162. SPECIAL USE PERMIT RELATED TO Z-0061-01 - PUBLIC HEARING - U-0123-01 - MURI AND ANGELINE MELWANI TRUST ON BEHALF OF RL HOMES - Request for a Special Use Permit FOR PRIVATE STREETS WITHIN A PROPOSED 18-LOT SUBDIVISION on the east side of Torrey Pines Drive, between Hammer Lane and Fisher Avenue (APN: 125-35-601-001), R-E (Residence Estates) Zone [PROPOSED: R-1 (Single Family Residential)], Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
163. REZONING - PUBLIC HEARING - Z-0062-01 - COLEMAN-TOLL, LIMITED PARTNERSHIP ON BEHALF OF PULTE HOMES - Request for a Rezoning FROM: U (Undeveloped) Zone [DR (Desert Rural Density Residential) General Plan Designation] TO: R-PD2 (Residential Planned Development - 2 Units per Acre) on 80.77 acres adjacent to the northwest corner of Elkhorn Road and Rainbow Boulevard (APN: 125-15-801-001), PROPOSED USE: SINGLE FAMILY RESIDENTIAL, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

164. SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0062-01 - PUBLIC HEARING - Z-0062-01(1) - COLEMAN-TOLL, LIMITED PARTNERSHIP ON BEHALF OF PULTE HOMES - Request for a Site Development Plan Review and Reduction of Required Minimum Street Width FOR 161 LOTS on 80.77 acres adjacent to the northwest corner of Elkhorn Road and Rainbow Boulevard (APN: 125-15-801-001); U (Undeveloped) Zone [DR (Desert Rural Density Residential) General Plan Designation [PROPOSED: R-PD2 (Residential Planned Development - 2 Units per Acre)], Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
165. REZONING - PUBLIC HEARING - Z-0063-01 - CONCORDIA HOMES OF NEVADA - Request for a Rezoning FROM: U (Undeveloped) Zone [L-TC (Low Density Residential) General Plan Designation] TO: TC (Town Center) Zone on 10.03 acres located adjacent to the northeast corner of the Deer Springs Way and Campbell Road alignments (APN: 125-20-201-013 and 014), PROPOSED USE: SINGLE FAMILY RESIDENTIAL, Ward 6 (Mack). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL
166. REZONING - PUBLIC HEARING - Z-0064-01 - CITY OF LAS VEGAS - Request for a Rezoning FROM: R-PD6 (Residential Planned Development - 6 Units per Acre) TO: C-V (Civic) on 9.00 Acres located adjacent to the southwest corner of Buffalo Drive and Sunny Springs Road (APN: 125-16-813-003), Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
167. ABEYANCE ITEM - GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0033-99 - NADER-NOOROZIAN - Request to Amend a portion of the West Las Vegas Plan FROM: P (Park/School) TO: SC (Service Commercial) on 0.27 acres on the southwest corner of Owens Avenue and "H" Street (APN: 139-27-110-001 and 004), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend DENIAL
168. SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS AND DANGEROUS BUILDINGS 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:

Downtown Transportation Center, City Clerk's Posting Board
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 December 5, 2001 Meeting)

CITY COUNCIL AGENDA

DECEMBER 5, 2001
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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.

DECEMBER 5, 2001.

**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 PROCEEDINGS WILL BE REBROADCAST ON KCLV CHANNEL 2 THE WEDNESDAY OF THE MEETING AT 8:00 PM AND ARE ALSO REBROADCAST ON FRIDAY AT 4:00 AM, SATURDAY AT 7:00 PM, SUNDAY AT 7:00 AM AND THE FOLLOWING MONDAY AT 10:00 AM.

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

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

CEREMONIAL MATTERS

- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
- INVOCATION - DR. ROBERT E. FOWLER, SR., VICTORY MISSIONARY BAPTIST CHURCH
- PLEDGE OF ALLEGIANCE
- RECOGNITION OF CITIZEN OF THE MONTH
- RECOGNITION OF THE PARK AMBASSADOR PROGRAM
- RECOGNITION TO KCLV CHANNEL-2 DEBUT OF CLOSED CAPTIONING

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 November 7, 2001

CONSENT AGENDA

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

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

3. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments
4. Approval of a Special Event Liquor License for Trader Joe's, Location: 2101 South Decatur Blvd., Suite 25, Date: December 18-23, 2001, Type: Special Event Beer/Wine, Event: Wine Tasting, Responsible Person in Charge: Marc Torrez - Ward 1 (M. McDonald)
5. Approval of Change of Ownership, Location and Business Name for a Tavern Liquor License subject to the provisions of the planning and fire codes and Health Dept. regulations, From: Shirley Galardi, dba Choices, 1729 East Charleston Blvd. (Non-operational), Shirley Galardi, 100%, To: Bola I, LLC, dba La Salsa Fresh Mexican Grill, 450 Fremont Street, Lawrence T. Simon, Mgr, Mmbr, and Monica A. Simon, Mgr, Mmbr, 15% jointly as husband and wife, Robert H. Whalen, Mgr, Mmbr, 15%, Laura A. Cunningham, Mgr, Mmbr, 15%, Nevada Franchise, LLC, Mmbr, 55%, Lawrence, T. Simon, Mgr, Pres, Secy, Treas, SFFG, LLC, Mmbr, 100%, Lawrence T. Simon, Mgr, Pres, Secy, Treas - Ward 5 (Weekly)
6. Approval of Manager for a Tavern Liquor License, Paragon of Nevada, Inc., dba Hungry Hunter, 2380 South Rainbow Blvd., Richard F. Greenis, Mgr - Ward 1 (M. McDonald)
7. Approval of a new Restricted Gaming License for 15 slots, Jonathan's, Inc., dba Hammerhead's Bar & Grill, 5310 West Sahara Ave., Suite D, Peter J. Mandas, Dir, Pres, Peter, M. Mandas, Secy, Treas, Peter J. Mandas Trust, 100%, Peter J. Mandas, Co-Trustee, Peter M. Mandas, Co-Trustee, Linda L. Mandas, Co-Trustee - Ward 1 (M. McDonald)
8. Approval to Participate in Operations for a Nonrestricted Gaming License, The Resort at Summerlin, LP, dba Regent Las Vegas, 221 North Rampart Blvd., William J. Paulos - Ward 2 (L.B. McDonald)
9. Approval of a new Auctioneer License subject to the provisions of the fire codes, Sidlow & McGuire, dba Victorian Casino Antiques, 1421 South Main Street, Peter J. Sidlow, Ptnr, 50%, Patrick S. McGuire, Ptnr, 50%, LaVern M. Eckles, Qualified Employee - Ward 3 (Reese)
10. Approval of a new Independent Massage Therapist License, Carisah D. Melville, dba Carisah D. Melville, 7310 Smoke Ranch Rd., Suite M, Carisah D. Melville, 100% - Ward 4 (Brown)
11. Approval of Change of Location for an Independent Massage Therapist License subject to the provisions of the planning and fire codes, Feng Xia Han, dba Feng Xia Han, From: 4601 West Sahara Ave., Suite G, To: 4507 West Sahara Ave., Suite 2, Feng X. Han, 100% - Ward 1 (M. McDonald)
12. Approval of Change of Location for an Independent Massage Therapist License, Sheri Chanel, dba Sheri Chanel, From: 2451 North Rainbow Blvd., Unit 2090, To: 128 Foxdale Way, Sheri L. Chanel, 100% - Ward 1 (M. McDonald)
13. Approval of Change of Location for an Independent Massage Therapist License, Kimberly Brooke Southard, dba Kimberly Brooke Southard, From: 3064 Yankee Clipper Dr., To: 2922 Lake East Dr., Kimberly B. Southard, 100% - Ward 2 (L.B. McDonald)
14. Approval of Change of Location for an Independent Massage Therapist License, Patrick Brittain, dba Patrick Brittain, From: 3064 Yankee Clipper Dr., To: 2922 Lake East Dr., Patrick Brittain, 100% - Ward 2 (L.B. McDonald)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

15. Approval of Change of Location for an Independent Massage Therapist License, Xiu Chun Qi, dba Xiu Chun Qi, From: 3552 Wynn Rd., To: 2880 South Las Vegas Blvd., Xiu C. Qi, 100% - County
16. Approval of a new Massage Establishment License subject to the provisions of the planning and fire codes, Shaw Enterprises, dba Centennial Hills Salon & Day Spa, 7991 Tropical Pkwy., Suite 120, Marvin R. Shaw, Dir, Pres, 50%, Jenny L. Shaw-Lockridge, Secy, Treas - Ward 6 (Mack)
17. Approval of rejection of bid and award of Bid Number 020011-TC, Open End Contract for Various Light Duty Vehicles - Department of Field Operations - Award recommended to: VARIOUS SUPPLIERS (\$1,091,786 - Capital Projects Fund)
18. Approval of the issuance of a purchase order for one (1) Pierce Saber Air Resource Unit (TG) - Department of Fire & Rescue - Award recommended to: PIERCE MANUFACTURING INC. (\$381,662 - Capital Projects Fund)
19. Approval of withdrawal of bid and award of Bid Number 020016-CW, Annual Requirements Contract for Printing Paper - various departments - Award recommended to: VARIOUS VENDORS (Estimated annual aggregate amount of \$225,000 - General Fund)
20. Approval of authorization to use State of Nevada Vehicle Fleet Price Agreement 6542 (TC) for the purchase of five (5) Chevrolet Tahoe CK 15706 SUVs - Department of Field Operations - Award recommended to: CHAMPION CHEVROLET (\$145,450 - Capital Projects Funds)
21. Preapproval of Bid Number 02.15241.06-DAR, Muni Pool Hand Hold Tile Replacement to the lowest responsive and responsible bidder and approve contingency amount of \$5,200 - Department of Field Operations (Estimated monetary amount of \$42,000 - Capital Projects Funds) - Ward 5 (Weekly)
22. Approval of the rejection of bid and award of Bid Number 020019-DAR, Anthracite Filter Media - Department of Public Works - Award recommended to: ANTHRACITE FILTER MEDIA COMPANY (\$28,140 - Enterprise Fund)
23. Approval of rejection of all bids received on Bid Number 01.1762.05-RC, 2001-2002 Annual Requirements AC Pavement Construction Contract

MUNICIPAL COURT - CONSENT

24. Approval to increase current Purchase Order (PO210338) for first party receivable management collection agency service agreement with NCO Financial Systems, Inc. beginning June 1, 2001 through December 31, 2001 (\$60,000 – General Fund)

NEIGHBORHOOD SERVICES DEPARTMENT - CONSENT

25. Approval of reprogramming \$45,000 in FY99 Federal HOME funds from City of Las Vegas housing projects to Habitat for Humanity to purchase parcel number 139-21-611-004 , 989 Lawry, and to subdivide the parcel into three lots to build single family homes for low income persons - Ward 5 (Weekly)
26. Approval of separating the City of Las Vegas Emergency Shelter Grant (ESG) administration and responsibility from the joint City-Clark County Interlocal Agreement for administering these funds and ratify all previous actions taken by City staff in this regard - All Wards
27. Approval of reprogramming \$113,478.72 in FY99 Low Income Housing Trust Funds from the Community Development Programs Center of Nevada (CDPCN) Sunset Park project to the CDPCN Louise Shell/Harmony Park project - Ward 5 (Weekly)
28. Approval of a Professional Services Agreement with Decker/Perich/Holmes/Sabatini for architectural and engineering design services for the new Mirabelli Senior Center located at 6208 Hargrove Avenue for \$115,100 of Community Development Block Grant funding - Ward 1 (M McDonald)

PUBLIC WORKS DEPARTMENT - CONSENT

29. Approval to appraise and purchase or condemn right-of-way parcels for a Sight Visibility Improvement Project on the south side of Lake Mead Boulevard between Sawyer Avenue and Madeline Drive (\$15,000 - CLV Traffic Improvements) - Ward 5 (Weekly)
30. Approval to file a Right-of-Way Grant with the Bureau of Land Management for road, sewer and drainage purposes on portions of land lying within the Southeast Quarter (SE 1/4) of Section 1, T19S, R60E, M.D.M., generally located on the west side of Decatur Boulevard, between Iron Mountain Road and Log Cabin Way, and along the new Iron Mountain Road alignment, between Decatur Boulevard and Bradley Road, along the old Iron Mountain road alignment, east of Bradley Road, and along the new Thom Boulevard alignment, south of the new Iron Mountain Road alignment - APN 125-01-701-001 - Ward 6 (Mack)
31. Approval of a Declaration of Utilization from the Bureau of Land Management for portions of the Southwest Quarter (SW 1/4) and the Southeast Quarter (SE 1/4) of Section 1, T20S, R59E, and for portions of the Northwest Quarter (NW 1/4) and the Northeast Quarter (NE 1/4) of Section 12, T20S, R59E, M.D.M., for road, sewer and drainage purposes for portions of Alexander Road, between Cliff Shadows Parkway and Vegas Vista Trails - 137-01-401-010, -801-006, 137-12-101-004 and -501-001 - County and Ward 4 (Brown)
32. Approval to file a Right-of-Way Grant with the Bureau of Land Management for road, sewer and drainage purposes on portions of land lying within the Northeast Quarter (NE 1/4) of Section 7, T19S, R60E, M.D.M., generally located along Iron Mountain Road, between Fort Apache Road and Tee Pee Lane; along Tee Pee Lane, between Iron Mountain Road and Brent Road; and along Brent Road, between Fort Apache Road and Tee Pee Lane - 125-06-002-009, 125-07-501-001, 125-07-501-002, 125-07-602-002 - Ward 6 (Mack)
33. Approval of a Sanitary Sewer refunding agreement with Kimball Hills Homes for Kimball Hills at Lone Mountain West (\$33,406 - Sanitation Fund) - Ward 4 (Brown)
34. Approval of Agreement (E.A.72697) by and between the City of Las Vegas and the Nevada Department of Transportation for the adjustment of sewer manholes on Sahara Avenue from Paradise Road to Fremont Street /Boulder Highway (\$44,400 - Sanitation Fund) - Ward 3 (Reese)
35. Approval of an Encroachment Request from Louise Helton on behalf of Junior League of Las Vegas Endowment Fund, owner (northwest corner of Bridger Avenue and Ninth Street) - Ward 5 (Weekly)
36. Approval of an Encroachment Request from Ernie Becker V, on behalf of Laule Becker II, owner (northeast corner of Decatur Boulevard and Alta Drive) - Ward 1 (McDonald)

RESOLUTIONS - CONSENT

37. ABEYANCE ITEM - R-148-2001 - Approval of a Resolution amending Schedule 25-II to change the speed limit from 25 mph to 35 mph on Cimarron Road between Sahara Avenue and Ducharme Avenue - Wards 1 and 2 (M. McDonald and L.B. McDonald)
38. R-149-2001 - Approval of a Resolution overruling complaints, protests and objections and confirming the final assessment roll for Special Improvement District No. 1471 – Jones Boulevard (Rancho Drive to Centennial Parkway) (\$633,533.72 - Capital Projects Fund - Special Assessments) – Ward 6 (Mack)
39. R-150-2001 - Approval of a Resolution Disposing of the Protests made at the hearing on the Provisional Order regarding: Special Improvement District No. 1474 - Rainbow Boulevard (Silverstream Avenue to Smoke Ranch Road) (\$251,133.01 - Capital Projects Fund - Special Assessments) - Wards 4 and 5 (Brown and Weekly)

REAL ESTATE COMMITTEE – CONSENT

40. Approval of a Lease Agreement to lease a portion of surface parking spaces located at 600 South Fourth Street known as Parcel Number 139-34-311-110 to Demsey, Roberts & Smith, Ltd. (Gain of \$11,760/year – Municipal Parking Enterprise Fund) – Ward 3 (Reese)

41. Approval of Memorandum of Understanding #2001-4 between the City of Las Vegas and the Clark County School District to establish a modular unit to be located at Gibson Middle School, 3900 West Washington, to provide recreational programs for the Department of Leisure Services - Ward 5 (Weekly)
42. Approval of a First Amendment to an Interlocal Agreement between the Board of Regents of the University and Community College of Southern Nevada on behalf of the Community College of Southern Nevada and the City of Las Vegas for the construction of soccer fields for location at the Charleston Campus, 6375 West Charleston - Ward 1 (M. McDonald)
43. Approval of a Development Agreement Second Amendment and Restrictive Covenant Running With The Land between the City of Las Vegas and Clark County to provide offsite improvements for the new Operations and Maintenance building at the City's Waste Water Treatment Plant located at 6005 Vegas Valley Drive – County - Near Ward 3 (Reese)
44. Approval of a Lease Agreement to lease a portion of surface parking spaces located on Parcel Numbers 139-34-311-106 and -107, in the vicinity of Bonneville Avenue and Fourth Street to Raleigh, Hunt, McGarry & Drizin, P.C. (Gain of \$5,280/year – Municipal Parking Enterprise Fund) – Ward 3 (Reese)

DISCUSSION / ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

45. Report from the City Manager on emerging issues

CITY ATTORNEY - DISCUSSION

46. Discussion and possible action on Appeal of Work Card Denial: Approved December 6, 2000 subject to one year review: Billy Ray Finks, 1317 Mezpah, Las Vegas, NV 89106
47. Discussion and possible action on Appeal of Work Card Denial: Approved December 6, 2000 subject to one year review: Kenneth Ray Louis, 5250 Stewart #2158, Las Vegas, Nevada 89110
48. Discussion and possible action on Appeal of Work Card Denial: Approved December 6, 2000 subject to one year review: Marta Colleen Meehan, 3008 Vegas Drive, Las Vegas, NV 89106
49. Discussion and possible action on Appeal of Work Card Denial: Approved December 6, 2000 subject to one year review: Frank B. Valencia, 137 South 15th Street, Las Vegas, NV 89101

FINANCE & BUSINESS SERVICES DEPARTMENT - DISCUSSION

50. Discussion and possible action regarding Temporary Approval of a new Supper Club Liquor License subject to the provisions of the planning and fire codes and Health Dept. regulations, Fleming's/Northwest-1, Limited Partnership, dba Fleming's Prime Steakhouse, 8721 West Charleston Blvd., Outback/Fleming's, LLC, Gen Ptnr, 88%, Chris T. Sullivan, Cmmtee Mmbr, Kevin M. Whattoff, Ltd Ptnr, Ops Dir, 4%, William J. Sullivan, Ltd Ptnr, Proprietor, 6% - Ward 1 (M. McDonald)

FINANCE & BUSINESS SERVICES DEPARTMENT - DISCUSSION

51. Discussion and possible action regarding a Six Month Review of a Beer/Wine/Cooler Off-sale Liquor License, KSH Enterprises, Inc., dba Allstar Minimart, 2339 North Jones Blvd., George H. Shawshani, Dir, Pres, Secy, Treas, 100% - Ward 6 (Mack)

PLANNING & DEVELOPMENT DEPARTMENT - DISCUSSION

52. Discussion and possible action regarding proposed amendments to the Town Center Development Standards Manual relating to residential development - Ward 6 (Mack)

PUBLIC WORKS DEPARTMENT - DISCUSSION

53. Report on the status of Street Rehabilitation projects

BOARDS & COMMISSIONS - DISCUSSION

54. ABEYANCE ITEM - CHILD CARE LICENSING BOARD – June Gilmore – Term Expiration 6-28-2003 (Resigned)
55. ABEYANCE ITEM - PARK & RECREATION ADVISORY COMMISSION – Manny Abeyta, Term Expiration 2-20-2003 (Moved Out of State)
56. ABEYANCE ITEM - Discussion and possible action on the appointment of remaining members to the Las Vegas Centennial Celebration Committee
57. PARK & RECREATION ADVISORY COMMISSION – Brent Blackburn, Term Expiration 1-6-2002
58. HISTORIC PRESERVATION COMMISSION – Patrick J. Klenk, Term Expiration 12/31/2001 and Bob Stoldal, Term Expiration 12/31/2001

RECOMMENDING COMMITTEE REPORTS - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

59. Bill No. 2001-110 – Annexation No. A-0024-00(A) – Property Location: On the southeast corner of Tenaya Way and Bilpar Road; Petitioned By: Mabuhay Commercial Investment, LLC; Acreage: 1.64 acres; Zoned: R-E (County Zoning), U (R) (City Equivalent); Sponsored by: Councilman Michael Mack
60. Bill No. 2001-112 – Annexation No. A-0041-01(A) – Property Location: On the southeast corner of Grand Canyon Drive and Severance Lane; Petitioned By: Kevin M. Parkinson Separate Property Trust, et al; Acreage: 15.21 acres; Zoned: County Zoning – R-E; City Equivalents – U (R) and U (L); Sponsored by: Councilman Michael Mack
61. Bill No. 2001-114 – Expands the membership of the Arts Commission. Proposed by: Dr. Barbara Jackson, Director of Leisure Services
62. Bill No. 2001-116 – Levies Assessment re: Special Improvement District No. 1470 – Craig Road (Buffalo Drive to US-95) (\$343,272.05 - Capital Projects Fund - Special Assessments) – Wards 4 and 6 (Brown and Mack) Sponsored by: Step Requirement
63. Bill No. 2001-117 – Levies Assessment re: Special Improvement District No. 1471 – Jones Boulevard (Rancho Drive to Centennial Parkway) (\$633,533.72 – Capital Projects Fund – Special Assessments) – Ward 6 (Mack) Sponsored by: Step Requirement

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.

64. Bill No. 2001-83 – Establishes rules, regulations and business licensing requirements for farmers' markets. Proposed by: Mark Vincent, Director of Finance & Business Services
65. Bill No. 2001-115 – Requires certain disclosures in connection with the sale of a residence or residential lot. Sponsored by: Mayor Oscar B. Goodman
66. Bill No. 2001-118 – Levies Assessment re: Special Improvement District No. 1482 – Gowan Road (Metro Park) from Hualapai Way to Jensen Street (\$65,331.88 - Capital Projects Fund - Special Assessments) – Ward 4 (Brown) 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.

67. Bill No. 2001-119 – Annexation No. A-0024-99(A) – Property Location: On the northwest corner of Lone Mountain Road and Hualapai Way; Petitioned By: City of Las Vegas; Acreage: 207.25 acres; Zoned: R-U (County Zoning), U (PCD) (City Equivalent); Sponsored by: Councilman Michael Mack
68. Bill No. 2001-120 – Annexation No. A-0025-99(A) – Property Location: On the northwest corner of Iron Mountain Road and Hualapai Way; Petitioned By: City of Las Vegas; Acreage: 5.29 acres; Zoned: R-U (County Zoning), U (SC) (City Equivalent); Sponsored by: Councilman Michael Mack
69. Bill No. 2001-121 – Annexation No. A-0005-01(A) – Property Location: 150 feet south of Brooks Avenue and 130 feet east of Maverick Street; Petitioned By: Christopher and Sandra Payan; Acreage: 0.51 acres; Zoned: R-E (County Zoning), R-E (City Equivalent); Sponsored by: Councilman Michael Mack
70. Bill No. 2001-122 – Annexation No. A-0018-01(A) – Property Location: On the west side of Smith Street, 250 feet south of Vegas Drive; Petitioned By: Keith Cole; Acreage: 0.49 acres; Zoned: R-E (County Zoning), R-E (City Equivalent); Sponsored by: Councilman Lawrence Weekly
71. Bill No. 2001-123 – Annexation No. A-0019-01(A) – Property Location: On the southwest corner of Durango Drive and Fisher Avenue; Petitioned By: Ray and Laurie Newmiller, et al; Acreage: 1.92 acres; Zoned: R-E (County Zoning), R-E (City Equivalent); Sponsored by: Councilman Michael Mack
72. Bill No. 2001-124 – Annexation No. A-0056-01(A) – Property Location: On the south side of Elkhorn Road, 700 feet east of Grand Canyon Drive; Petitioned By: Pardee Construction Company; Acreage: 2.52 acres; Zoned: R-E (County Zoning), U (L) (City Equivalent); Sponsored by: Councilman Michael Mack
73. Bill No. 2001-125 – Annexation No. A-0057-01(A) – Property Location: On the north side of Severence Lane, 330 feet west of Tee Pee Lane; Petitioned By: Perma-Bilt Homes; Acreage: 5.07 acres; Zoned: R-E (County Zoning), U (L) (City Equivalent); Sponsored by: Councilman Michael Mack

NEW BILLS

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

74. Bill No. 2001-126 – Annexation No. A-0072-01(A) – Property Location: On the northwest corner of Coke Street and Racel Street; Petitioned By: Zachary and Cara Clay; Acreage: 1.33 acres; Zoned: R-E (County Zoning), R-E (City Equivalent); Sponsored by: Councilman Michael Mack
75. Bill No. 2001-127 – Ordinance Creating Special Improvement District No. 1474 - Rainbow Boulevard (Silverstream Avenue to Smoke Ranch Road) Sponsored by: Step Requirement
76. Bill No. 2001-128 – Amends the Zoning Code to increase allowable wall heights in residential districts and eliminate the corresponding administrative deviation procedures. Proposed by: Robert S. Genzer, Director of Planning and Development
77. Bill No. 2001-129 - Provides for the removal and disposition of abandoned shopping carts. Sponsored by: Councilmen Michael J. McDonald and Michael Mack

1:00 P.M. - AFTERNOON SESSION

78. 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

79. Public hearing on local improvement district regarding: Special Improvement District No. 1469 - 4th Street (Washington Avenue to Adams Avenue) (\$50,771.11 - Capital Projects Fund -Special Assessments) - Ward 5 (Weekly)
80. Public hearing to consider the report of expenses to recover costs for abatement of dangerous building located at 4621 Montebello Avenue. PROPERTY OWNER: DAVID F. FARMER AND NANCY A. FARMER - Ward 3 (Reese)
81. Public hearing to consider the report of expenses to recover costs for abatement of nuisance/litter located at 920 East Bonanza Road. PROPERTY OWNER: LAUNDRYSHOP STORE #1 INS - JWM INVESTMENTS INC. - Ward 5 (Weekly)
82. Public hearing to consider the report of expenses to recover costs for abatement of dangerous building/demolition located at 1425 Hassell Avenue. PROPERTY OWNER: TRUSTEE CLARK COUNTY TREASURER % JESSIE & JOE SOTO - 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 – DISCUSSION

83. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - Z-0063-01(1) - CONCORDIA HOMES OF NEVADA - Request for a Site Development Plan Review and Waiver of Street Requirements FOR A PROPOSED 78-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 10.03 Acres located adjacent to the northeast corner of the Deer Springs Way and Campbell Road alignments (APN: 125-20-201-013 and 014), U (Undeveloped) Zone [ML-TC (Medium-Low Density Residential) General Plan Designation] [PROPOSED: TC (Town Center)], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
84. VACATION - PUBLIC HEARING - VAC-0032-01 - TRINITY UNITED METHODIST CHURCH - Petition to vacate an excess portion of Jones Boulevard generally located west of Jones Boulevard, north of Transverse Drive, Ward 1 (M. McDonald). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
85. VACATION - PUBLIC HEARING - VAC-0033-01 - WARMINGTON HOMES NEVADA - Petition to vacate U.S. Government Patent Easements generally located south of Alexander Road, west of Hualapai Way, Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend APPROVAL
86. VACATION - PUBLIC HEARING - VAC-0038-01 - CITY OF LAS VEGAS - Request for a Petition of Vacation to vacate a walkway and emergency roadway generally located east of Horn Street, between Hanford Avenue and Bonanza Road, APN: 139-30-410-029, Ward 5 (Weekly) (previously incorrectly identified as Ward 1 - M. McDonald). The Planning Commission (6-0 vote) and staff recommend APPROVAL
87. APPEAL OF DIRECTOR'S INTERPRETATION - DB-0016-01 - CATALYST REAL ESTATE SERVICES - An appeal of the Planning and Development Department Director's Interpretation to not accept an application for a Special Use Permit for a Social Services Provider at 1807 West Charleston Boulevard, located within the Ward 1 application moratorium area enacted by the City Council on July 5, 2001, Ward 1 (M. McDonald). Staff recommends DENIAL
88. REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - U-0182-00(1) - CRAIG MARKETPLACE ON BEHALF OF THG, INC. - Request for a Review of an Approved Special Use Permit and a Site Development Plan Review TO ALLOW A 7,004 sq. ft. TAVERN AND RESTAURANT located at 7081 West Craig Road, C-1 (Limited Commercial) Zone, Ward 6 (Mack). Staff recommends DENIAL
89. ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - U-0133-01 - MARK MINTZ - Request for a Special Use Permit FOR A PROPOSED SUPPER CLUB (On Fremont) at 2100 Fremont Street (APN: 139-35-803-015), C-2 (General Commercial) Zone, Ward 3 (Reese) (previously incorrectly identified as Ward 5 -Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
90. SPECIAL USE PERMIT - PUBLIC HEARING - U-0126-01 - WHISPERING SANDS, LIMITED LIABILITY COMPANY - Request for a Special Use Permit FOR GUEST HOUSES/CASITAS on 8.58 acres generally located south of Whispering Sands Drive and east of Leon Avenue (APN: 125-13-214-001 through 022), R-1 (Single Family Residential) Zone, Ward 6 (Mack). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL
91. SPECIAL USE PERMIT - PUBLIC HEARING - U-0132-01 - POKROY N&E 1993 LIVING TRUST, ET AL ON BEHALF OF LAMAR OUTDOOR ADVERTISING - Request for a Special Use Permit FOR ONE (1) 14 FOOT X 48 FOOT OFF PREMISE ADVERTISING SIGN (BILLBOARD) at 2395 N. Rancho Drive (APN: 139-19-102-001), C-2 (General Commercial) Zone, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

92. SPECIAL USE PERMIT - PUBLIC HEARING - U-0138-01 - CENTENNIAL CENTER, LIMITED LIABILITY COMPANY ON BEHALF OF JOLYN FUHRIMAN - Request for a Special Use Permit FOR A PROPOSED OUTDOOR SALES LOT FOR A FARMERS MARKET on property located adjacent to the southwest corner of Centennial Center Boulevard and Tropical Parkway (APN's: 125-28-713-003 & 005), T-C (Town Center) Zone [SC-TC (Service Commercial - Town Center) Land Use Designation], Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL
93. REZONING - PUBLIC HEARING - Z-0033-01 - PARDEE CONSTRUCTION COMPANY - Request for a Rezoning FROM: U (Undeveloped) [L (Low Density Residential) General Plan Designation] TO: R-PD5 (Residential Planned Development – 5 Units Per Acre) on approximately 10 Acres on the southwest corner of Farm Road and Teepee Lane (APN'S: 125-18-701-004, 009 through 011), PROPOSED USE: Single Family Residential, Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
94. VARIANCE RELATED TO Z-0033-01 - PUBLIC HEARING - V-0068-01 - PARDEE CONSTRUCTION COMPANY - Request for a Variance TO ALLOW ZERO SQUARE FEET OF OPEN SPACE WHERE 29,621 SQUARE FEET OF OPEN SPACE IS REQUIRED on property located adjacent to the west side of Tee Pee Lane, between Severance Lane and Farm Road (APN's: 125-18-701-004, 009, 010 & 011), U (Undeveloped) Zone [L (Low Density Residential) General Plan Designation], PROPOSED: R-PD5 (Residential Planned Development - 5 Units Per Acre), Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
95. SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0033-01 AND V-0068-01 - PUBLIC HEARING - Z-0033-01(1) AND Z-0034-01(1) - PARDEE CONSTRUCTION COMPANY - Request for a Site Development Plan Review FOR A PROPOSED 243-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION on 50.08 Acres on the south side of Farm Road, west of Fort Apache Road (APN's: 125-18-701-004 and 009 through 014; 125-18-702-001 through 003; 125-18-801-006 and 007), U (Undeveloped) Zone [L (Low Density Residential) General Plan Designation] [Proposed R-PD5 (Residential Planned Development - 5 Units Per Acre)]; and U (Undeveloped) Zone [L-TC (Low Density Residential) General Plan Designation] under Resolution of Intent to T-C (Town Center), Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
96. REZONING - PUBLIC HEARING - Z-0067-01 - JAE AND SHIN WEE - Request for a Rezoning FROM: P-R (Professional Office and Parking) TO: R-2 (Medium-Low Density Residential) Zone on 0.16 acres at 1217 San Pedro Street (APN: 162-02-410-086), PROPOSED USE: MULTI-FAMILY RESIDENTIAL, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL
97. REZONING - PUBLIC HEARING - Z-0068-01 – BRIAN AND JULIE LEE, AND GARY LICKER - Request for Rezoning FROM: U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] TO: PD (Planned Development) Zone on approximately 5.15 acres adjacent to the southeast corner of Cliff Shadows Parkway and Alexander Road (APN: 137-12-101-003), PROPOSED USE: COMMERCIAL, Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend APPROVAL
98. REZONING - PUBLIC HEARING - Z-0073-01 - KB HOME NEVADA, INC. - Request for a Rezoning FROM: U (Undeveloped) [L (Low Density Residential) General Plan Designation] TO: R-PD5 (Residential Planned Development - 5 Units Per Acre) on 5.31 acres adjacent to the southeast corner of Cimarron Road and Alexander Road (APN: 138-09-501-001 & 002), PROPOSED USE: SINGLE FAMILY RESIDENTIAL, Ward 4 (Brown). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL
99. VARIANCE RELATED TO Z-0073-01 - PUBLIC HEARING - V-0070-01 - KB HOME NEVADA, INC. - Request for a Variance TO ALLOW 10,642 SQUARE FEET OF OPEN SPACE WHERE A MINIMUM OF 19,083 SQUARE FEET OF OPEN SPACE IS REQUIRED FOR A PROPOSED 27 LOT SINGLE-FAMILY RESIDENTIAL SUBDIVISION on 5.31 acres adjacent to the southeast corner of Cimarron Road and Alexander Road (APN: 138-09-501-001 & 002), U (Undeveloped) Zone [Low Density Residential General Plan Designation], PROPOSED: R-PD5 (Residential Planned Development - 5 Units Per Acre), Ward 4 (Brown). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

100. SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0073-01 AND V-0070-01 - PUBLIC HEARING - Z-0073-01(1) - KB HOME NEVADA, INC. - Request for a Site Development Plan Review FOR A 27 LOT SINGLE-FAMILY RESIDENTIAL SUBDIVISION AND A WAIVER TO THE MINIMUM PUBLIC STREET WIDTH REQUIREMENTS on 5.31 acres adjacent to the southeast corner of Cimarrón Road and Alexander Road (APN: 138-09-501-001 & 002), U (Undeveloped) Zone [L (Low Density Residential) General Plan Designation], PROPOSED: R-PD5 (Residential Planned Development - 5 Units Per Acre, Ward 4 (Brown). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL
101. REZONING - PUBLIC HEARING - Z-0076-01 - J. COBLENTZ 1994 TRUST ET AL ON BEHALF OF KB HOME NEVADA, INC. - Request for a Rezoning FROM: R-E (Residence Estates) Zone, U (Undeveloped) Zone [ML (Medium-Low Density Residential) General Plan Designation], U (Undeveloped) Zone [L (Low Density Residential) General Plan Designation] TO: R-PD5 (Residential Planned Development - 5 Units Per Acre) and R-PD7 (Residential Planned Development – 7 Units Per Acre) on 63.28 acres adjacent to the southwest corner of Craig Road and Tenaya Way (APN: 138-03-303-001 and 138-03-402-001), PROPOSED USE: SINGLE FAMILY RESIDENTIAL, Ward 4 (Brown). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL
102. SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0076-01 - PUBLIC HEARING - Z-0076-01(1) - J. COBLENTZ 1994 TRUST, ET AL ON BEHALF OF KB HOME NEVADA - Request for a Site Development Plan Review FOR A 374-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 63.28 acres adjacent to the southwest corner of Craig Road and Tenaya Way (APN: 138-03-303-001 and 138-03-402-001), R-E (Residence Estates) Zone, U (Undeveloped) Zone [ML (Medium-Low Density Residential) General Plan Designation], U (Undeveloped) Zone [L (Low Density Residential) General Plan Designation], PROPOSED: R-PD5 (Residential Planned Development - 5 Units Per Acre) and R-PD7 (Residential Planned Development – 7 Units Per Acre), Ward 4 (Brown). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
103. GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0036-01 - APACHE 2000, LIMITED PARTNERSHIP ON BEHALF OF ASTORIA HOMES - Request to Amend a portion of the Centennial Hills Sector Plan FROM: SC-TC (Service Commercial - Town Center) TO: M-TC (Medium Density Residential - Town Center) on approximately 41.27 acres adjacent to the southeast corner of Fort Apache Road and Farm Road (APN: 125-17-301-001), Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (5-1-1 vote) recommends APPROVAL
104. GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0037-01 - CITY OF LAS VEGAS - Request to amend a portion of the Centennial Hills Sector Plan FROM: MLA-TC (Medium-Low Attached) TO: PF-TC (Public Facility) adjacent to the northwest corner of the northern Beltway alignment and Fort Apache Road, (APN: 125-19-701-007), Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
105. REZONING RELATED TO GPA-0037-01 - PUBLIC HEARING - Z-0069-01 - CITY OF LAS VEGAS - Request for a Rezoning FROM: U (Undeveloped) [MLA-TC Medium-Low Attached) General Plan Designation] TO: TC (Town Center) Zone, on approximately 10 acres adjacent to the northwest corner of the northern beltway alignment and Fort Apache Road (APN: 125-19-701-007), PROPOSED USE: Detention Basin and Park, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
106. SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-0037-01 AND Z-0069-01 - PUBLIC HEARING - Z-0069-01(1) - CITY OF LAS VEGAS - Request for Site Development Plan Review for a Detention Basin and City Park on approximately 10 acres at the northwest corner of the northern beltway alignment and Fort Apache Road (APN: 125-19-701-007), U (Undeveloped) Zone [MLA (Medium Low Attached) General Plan Designation], PROPOSED: TC (Town Center) Zone, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
107. GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0039-01 - SPRING MOUNTAIN RANCH, LIMITED LIABILITY COMPANY - Request to Amend a portion of the Centennial Hills Sector Plan FROM: SC (Service Commercial) TO: M (Medium Density Residential) on 3.22 acres adjacent to the west side of Fort Apache Road, approximately 950 feet south of Horse Drive (APN: 125-08-310-003), Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

108. GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0040-01 - EL CAPITAN-ACKERMAN, LIMITED LIABILITY COMPANY, ET AL ON BEHALF OF SPRING MOUNTAIN RANCH, LIMITED LIABILITY COMPANY - Request to Amend a portion of the Centennial Hills Sector Plan TO REALIGN A MULTI-USE TRAIL DESIGNATION generally located adjacent to the southeast corner of El Capitan Way and Ackerman Avenue (APN: 125-08-805-001, 002, 003, 004, 005, 006, and 007), Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
109. REZONING RELATED TO GPA-0040-01 - PUBLIC HEARING - Z-0071-01 - EL CAPITAN-ACKERMAN, LIMITED LIABILITY COMPANY, ET AL ON BEHALF OF SPRING MOUNTAIN RANCH, LIMITED LIABILITY COMPANY - Request for a Rezoning FROM: U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] TO: R-PD8 (Residential Planned Development - 8 Units Per Acre) on 20.67 acres located adjacent to the southeast corner of El Capitan Way and Ackerman Avenue (APN: 125-08-805-001, 002, 003, 004, 005, 006, and 007), PROPOSED USE: SINGLE FAMILY RESIDENTIAL, Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
110. SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-0040-01 AND Z-0071-01 - PUBLIC HEARING - Z-0071-01(1) - EL CAPITAN-ACKERMAN, LIMITED LIABILITY COMPANY, ET AL ON BEHALF OF SPRING MOUNTAIN RANCH, LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review FOR A 156-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 20.67 acres located adjacent to the southeast corner of El Capitan Way and Ackerman Avenue (APN: 125-08-805-001, 002, 003, 004, 005, 006, and 007), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation], PROPOSED: R-PD8 (Residential Planned Development – 8 Units Per Acre), Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
111. GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0041-01 - MATONOVICH FAMILY TRUST ON BEHALF OF KB HOME NEVADA, INC. - Request to amend a portion of the Centennial Hills Sector Plan FROM: L (LOW DENSITY RESIDENTIAL) TO: ML (MEDIUM-LOW DENSITY RESIDENTIAL) on 5.21 acres adjacent to the southeast corner of Campbell Road and Alexander Road (APN: 138-08-101-005 & 006), Ward 4 (Brown). The Planning Commission (5-0-2 vote) and staff recommend DENIAL
112. REZONING RELATED TO GPA-0041-01 - PUBLIC HEARING - Z-0072-01 - MATONOVICH FAMILY TRUST ON BEHALF OF KB HOME NEVADA, INC. - Request for a Rezoning FROM: U (Undeveloped) Zone [L (Low Density Residential) General Plan Designation] TO: RPD-6 (Residential Planned Development - 6 Units Per Acre) on 5.21 acres adjacent to the southeast corner of Campbell Road and Alexander Road (APN: 138-08-101-005 & 006), Ward 4 (Brown). Staff recommends DENIAL. The Planning Commission (5-0-2 vote) recommends APPROVAL
113. SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS AND DANGEROUS BUILDINGS 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:

Downtown Transportation Center, City Clerk's Posting Board
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

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
1980522

2296311LV

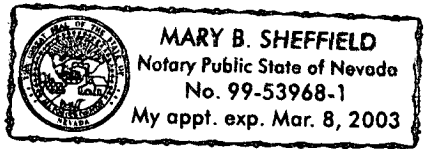
was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 11/23/01 to 11/23/2001, on the following days: NOV. 23, 2001

Signed: Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE 27

day of November 2001

Mary B. Sheffield
Notary Public



BILL NO. 2001-117
FIRST AMENDMENT
AN ORDINANCE CONCERNING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1471 - JONES BOULEVARD (RANCHO DRIVE TO CENTENNIAL PARKWAY); 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 7th day of November, 2001, and will be considered for adoption at the regular meeting of the City Council of the City of Las Vegas on the 5th day of December, 2001.
/s/ Barbara Jo Ronemus
City Clerk
PUB: Nov. 23, 2001
LV Review-Journal

AFFP DISTRICT COURT
Clark County, Nevada
AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

Beverlee Marrott, 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
2010444

2296311LV

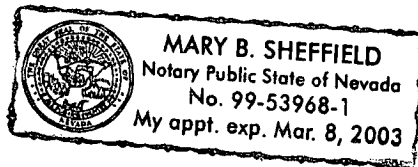
was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 12/16/01 to 12/16/2001, on the following days: DEC. 16, 2001

Signed: Beverlee Marrott

SUBSCRIBED AND SWORN BEFORE ME THIS THE 17

day of December 2001

Mary B. Sheffield
Notary Public



2002 JAN - 3 P 2: 10

RECEIVED
CITY CLERK

ORDINANCE NO. 5394
FIRST AMENDMENT
AN ORDINANCE CONCERNING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO.1471 - Jones Boulevard (Rancho Drive to Centennial Parkway); 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 November 7, 2001, and was passed at a regular meeting held on December 5, 2001, 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, Michael Mack
Those Voting Nay: None
Those Absent: Lawrence Weekly
This Ordinance shall be in full force and effect from and after December 9, 2001, i.e., the date of publication of such Ordinance by its title only.
IN WITNESS WHEREOF, the City Council of the City of Las Vegas, Nevada, has caused this Ordinance to be published by title only.
This 5th day of December, 2001.
/s/ OSCAR B. GOODMAN
Mayor, City of LV, NV (SEAL)
Attest: /s/ BARBARA JORONEMUS, City Clerk
PUB: December 16, 2001
LV Review-Journal