

BILL NO. 2001-118

ORDINANCE NO. 5395

AN ORDINANCE CONCERNING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1482 – GOWAN ROAD (METRO PARK); 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. 1482 – Gowan Road (Metro Park) (hereinafter the "District"), for the purpose of acquiring a Street Project and a Sanitary Sewer 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 \$363,400.00, of which, \$298,068.12 is available from other sources and of which \$65,331.88 is to be assessed upon the benefited lots, tracts and parcels of land in the District which the City Council has determined will receive special benefits (and corresponding market value increases) from the improvements of the Project; and

WHEREAS, the City Council, by resolution heretofore adopted, 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, November 7, 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, November 7, 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 October 3, 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. 1482 Assessment Protest Resolution; and

WHEREAS, by the District No. 1482 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:

Section 1. This Ordinance shall be known as, and may be cited by, the short title "District No. 1482 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. 1482 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. 1482 – Gowan Road (Metro Park) 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 October 3, 2001, and as modified and confirmed by the District No. 1482 Assessment Protest Resolution duly adopted by the City Council on November 21, 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 24 and December 24 in each year, commencing on June 24, 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 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 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 23, 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 five and 96/100<sup>th</sup> percent (5.96%) 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 24, 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. If such delinquency is not be paid within 10 days after such notice was given by deposit in the United States mail, then said assessment shall be enforced by the City Treasurer and other officers of the City, as provided in NRS

271.545 to NRS 271.630. Nothing herein shall be construed as preventing the City, at the direction of the governing body, from collecting any assessment by suit in the name of the governing body. The final assessment roll and the certified copy of this Ordinance shall be prima facie evidence of the regularity of the proceedings in making the assessment and of the right to recover judgment therefor. If a foreclosure is not promptly filed and prosecuted, then any bondholder may file and prosecute said foreclosure action in the name of the City. Any bondholder may also proceed against the City to protect and enforce the rights of the bondholders under this Ordinance by suit, action or special proceedings in equity or at law, either for the appointment of a receiver or for the specific performance of any provision contained herein or in an award of execution of any power herein granted for the enforcement of any proper, legal or equitable remedy as such bondholder or bondholders may deem most effective to protect and enforce the rights aforesaid. All such proceedings, at law or in equity, shall be instituted, had and maintained for the equal benefit of all owners of the bonds then outstanding. The failure of the bondholders to foreclose such delinquent assessments or to proceed against the City shall not relieve the City or any of its officers, agents or employees of any liability for its failure to foreclose such delinquent assessments.

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

Section 10. In accordance with NRS 271.405(7) the City Clerk shall give notice by publication in the Las Vegas Review-Journal, a newspaper of general circulation in the City, and such notice to be published at least once a week, for three consecutive publications, by three weekly insertions, the first such publication to be at least 15 days prior to the end of the 30-day period stating that said assessments have been levied and are due and payable. The notice shall further state that payment must be made in full prior to the end of the 30 day period to avoid paying interest on the assessment. It shall not be necessary that the notice be published on the same day of the week, but not less than 14 days shall

intervene between the first publication and the last publication. Service by publication shall be verified by the affidavit of the publisher 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 CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT NO. 1482 – GOWAN ROAD (METRO PARK)

NOTICE IS HEREBY GIVEN to the owners of all property upon which an assessment has been levied, and other interested persons that, District No. 1482 Levy Ordinance (hereinafter the "Levy Ordinance") was duly passed, adopted, signed and approved on December 19, 2001. The Levy Ordinance levied and assessed a portion of the cost and expense of such improvements against the lots, tracts and parcels of land specially benefited by the local improvements in what is commonly designated as "City of Las Vegas, Nevada, Special Improvement District No. 1482 – Gowan Road (Metro Park)," (said lots, tracts and parcels of land being more specifically described in the final assessment roll designated in the ordinance).

Assessments are due and payable at the office of the City Treasurer, in Las Vegas, Nevada, on or before January 23, 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 24, 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 24 and December 24 in each year, commencing on June 24, 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 23, 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 five and 96/100<sup>th</sup> percent (5.96%) 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 24, 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 19, 2001.

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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 19, 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. 1482 – GOWAN ROAD (METRO PARK); 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 21<sup>st</sup> 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 19<sup>th</sup> 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. 1482 – GOWAN ROAD (METRO PARK); 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 21, 2001, and was passed at a regular meeting held on December 19, 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  
Lynette-Boggs McDonald  
Larry Brown  
Lawrence Weekly  
Michael Mack

Those Voting Nay:

\_\_\_\_\_  
\_\_\_\_\_

Those Absent:

\_\_\_\_\_  
\_\_\_\_\_

This Ordinance shall be in full force and effect from and after December 23, 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 19<sup>th</sup> 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.

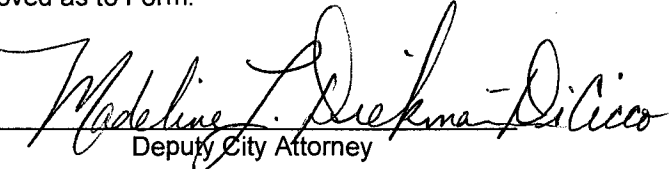
Introduced November 21, 2001, PASSED, ADOPTED AND APPROVED December 19, 2001.

  
OSCAR B. GOODMAN, Mayor

Attest:

  
BARBARA JO RONEMUS, City Clerk  
By: Beverly K. Bridges  
Chief Deputy City Clerk

Approved as to Form:

11-8-01   
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 21, 2001 and finally adopted and approved on December 19, 2001.

2. The following members of the City Council were present at the November 21, 2001 Council meeting:

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

3. The foregoing Ordinance was first proposed and read by title to the City Council on November 21, 2001, and referred to a committee composed of Councilmembers L. B. McDonald and Weekly for recommendation; thereafter the said committee reported favorably on said Ordinance on December 19, 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 following members of the City Council were present at the December 19, 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
	Lawrence Weekly
	Michael Mack

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

5. All members of the City Council were given due and proper notice of the meetings held on November 21, and December 19, 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 21, 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 19, 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 19, 2001.

  
\_\_\_\_\_  
BARBARA JO RONEMUS, City Clerk

(SEAL)

**By: Beverly K. Bridges**  
**Chief Deputy City Clerk**

**EXHIBIT A**

**(Attach Copy of Notice of November 21, 2001 Meeting)**

# CITY COUNCIL AGENDA

NOVEMBER 21, 2001  
TABLE OF CONTENTS

Ceremonial Matters Pg 1  
Business Items Pg 1

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CONSENT		DISCUSSION	
Detention & Enforcement Department	Pg 2	Administrative	Pg 7
Field Operations Department	Pg 2	Finance & Business Services	Pg 7
Finance & Business Services	Pg 2 – 5	Leisure Services Department	Pg 7
Leisure Services Department	Pg 5	Neighborhood Services Department	Pg 8
Planning & Development Department	Pg 5	Planning & Development Department	Pg 8
Public Works Department	Pg 5 – 6	Public Works Department	Pg 8
Resolutions	Pg 6 – 7	Boards & Commissions	Pg 8
Real Estate Committee	Pg 7	Recommending Committee Reports <i>(Bills eligible for adoption at this meeting)</i>	Pg 8 – 9
		Recommending Committee Reports <i>(Bills eligible for adoption at a later meeting)</i>	Pg 9
		New Bills	Pg 10

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## AFTERNOON

Afternoon Session Pg 10  
Public Hearings Pg 10  
Planning & Development Pg 10 – 12  
Addendum *(Item heard by Department)* Pg 12  
Citizens Participation Pg 13



## 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)

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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 21, 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 - GARTH RASMUSSEN, CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS
- PLEDGE OF ALLEGIANCE
- RECOGNITION OF EMPLOYEE OF THE MONTH
- RECOGNITION OF RON LABAR FOR HIS APPOINTMENT TO THE STATE OF NEVADA'S VETERANS AFFAIRS BOARD

### **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 17, 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.**

### DETENTION & ENFORCEMENT DEPARTMENT - CONSENT

3. Approval of an Interlocal Agreement between the Las Vegas Metropolitan Police Department and the City of Las Vegas Department of Detention and Enforcement which specifies that the Department of Detention and Enforcement will request assistance from the Las Vegas Metropolitan Police Department to investigate class A felonies that occur within City jurisdiction as dictated by Nevada Revised Statutes Assembly Bill 220
4. Approval of a grant award for funds from the U.S. Department of Justice, under the FY02 SCAAP (State Criminal Alien Assistance Program) to assist local agencies incurring the costs of incarcerating undocumented criminal aliens (\$132,866 award amount- no matching funds)

### FIELD OPERATIONS DEPARTMENT - CONSENT

5. Approval of the donation of two Ford Crown Victoria 4-door police-package sedans to White Pine County in accordance with NRS 332.185

### FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

6. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments
7. Approval of a new Family Child Care Home License, Kimberley Herman, 6100 Resort Ridge Street, Kimberley Herman, 100% - Ward 6 (Mack)
8. Approval of a new Family Child Care Home License, Tammy Riley, 8652 Honey Vine Ave., Tammy Riley, 100% - Ward 6 (Mack)
9. Approval of Change of Licensee/License Holder for a Child Care Center/Preschool License, Spring Meadows Presbyterian Preschool, 1600 East Oakey Blvd., From: Carl Robbins, Pastor, Licensee/License Holder, To: Ricky Marvin Pinchart, Bd Mmbr, Licensee/License Holder - Ward 3 (Reese)
10. Approval of Change of Name and Licensee/License Holder for a Child Care Center/Preschool License, From: Calvary Church Child Care, Donald Polaski, Administrator, Licensee/License Holder, To: Solid Rock Ministries, dba Solid Rock Childcare Center, 2929 Cedar Ave., Armida Rodriguez, Church Mmbr, Licensee/License Holder - Ward 3 (Reese)
11. Approval of a new Child Care Center License, Barbara D. Thomas, dba Treasure of Faith Child Care and Learning Center, 1915 Simmons St., Barbara D. Thomas, 100% - Ward 5 (Weekly)
12. Approval of a new Family Child Care Home License, Elizabeth I. Hughes, 8844 Pine Pitch Dr., Elizabeth I. Hughes, 100% - Ward 6 (Mack)
13. Approval of a new Supper Club Liquor License, Carrabba's/Arizona-I, Limited Partnership, dba Carrabba's Italian Grill - Summerlin, 8771 West Charleston Blvd., Carrabba's Italian Grill, Inc., Gen Ptnr, 81%, Steven T. Shlemon, Pres, Marco J. Caldana Ltd Ptnr, 10%, Thompson Restaurants 2000 Inc., Ltd Ptnr, 9%, Douglas W. Thompson, Dir, Pres, Secy, Treas - Ward 1 (M. McDonald)

## FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

14. 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, Terrible Herbst, Inc., dba Terrible's #239, 10490 West Charleston Blvd., Jerry E. Herbst, Dir, Pres, 100%, Maryanna A. Herbst, Secy, Treas, Edward J. Herbst, VP, Timothy P. Herbst, VP, Troy D. Herbst, VP, Michael J. Roop, VP - Ward 2 (L.B. McDonald)
15. Approval of a new Package Liquor License subject to the provisions of the planning and fire codes and Health Dept. regulations, Albertson's, Inc., dba Sav-On Drugs #9057, 9350 West Lake Mead Blvd., Peter L. Lynch, Pres, Kaye L. O'Riordan, Secy, John F. Boyd, Treas - Ward 4 (Brown)
16. Approval of Change of Ownership for a Wholesale General Liquor License, From: Alternative Beverage, Inc., Charles R. P. Clark, Jr., Dir, Pres, Secy, Treas, The Clark Business Trust, 100%, Charles R. P. Clark, Jr., Trustee, To: Johnson Brothers of Nevada, Inc., dba Alternative Beverage Distributors, 4409 McGuire St., Scott Belsaas, Dir, Pres, Michael Johnson, Dir, VP, Secy, 50%, Todd Johnson, Dir, VP, Treas, 50% - North Las Vegas
17. Approval of Change of Ownership and Business Name for a Tavern Liquor License subject to the provisions of the fire codes and Health Dept. regulations, From: Head, Inc., dba Keg-a-Brew (non-operational), Lamon DeVaughn Elder, Dir, Pres, 75%, William F. Albin, Dir, Secy, Treas, 25%, To: 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)
18. Approval of Change of Ownership, Location and Business Name for a Liquor Caterer License subject to the provisions of the planning and fire codes, From: The Lenz Group, Inc., dba The Lenz Group, Inc., 722 South 7th St., Tamara Lenz, Dir, Secy, 50%, Richard L. Lenz, Dir, Pres, 50%, To: Parti-Pak Productions, Inc., dba Parti-Pak Productions, Inc., 2800 West Sahara Ave., Suite 2C, Michael Hinden, Pres, 100% - Ward 1 (M. McDonald)
19. Approval of Manager for a Tavern Liquor License, La Fuente, Inc., dba Cheetah, 2112 Western Ave., Dean Claudy, Asst Gen Mgr - Ward 3 (Reese)
20. Approval of Manager for a Tavern Liquor License, La Fuente, Inc., dba Cheetah, 2112 Western Ave., Richard S. Buonantony, Gen Mgr - Ward 3 (Reese)
21. Approval of Manager for a Package Liquor License, Albertson's, Inc., dba Sav-On Drugs #2022, 1812 East Charleston Blvd., Matthew J. Gaston, Gen Mgr - Ward 3 (Reese)
22. Approval of Manager for a Package Liquor License, Albertson's, Inc., dba Albertson's #6061, 4850 West Craig Rd., John F. DuBois, Gen Mgr - Ward 6 (Mack)
23. Approval of Change of Ownership and Business Name for a Tavern Liquor License and a new Non-restricted Limited Gaming License for 25 slots subject to the provisions of the fire codes, Health Dept. regulations and approval by the Nevada Gaming Commission, From: Port Tack, Inc., dba Caribbean Cabana (Non-operational), Robert Kostelecky, Dir, Pres, Secy, Treas, William Kostelecky, Dir, To: TLC Gaming, Inc., dba Hurricane Harrys, 3190 West Sahara Ave., Terry L. Caudill, Dir, Pres, Secy, Treas, 95%, Timothy G. Lager, 5% - Ward 1 (M. McDonald)
24. Approval of Change of Business Name for a Tavern Liquor License and a Non-restricted Gaming License subject to the provisions of the planning and fire codes, Bauchman Gaming Ventures, LLC, dba From: Ernie's Casino, To: Wildfire Casino, 1901 North Rancho Dr., John W. Bauchman, Mmbr, Mgr, 50%, Scott M. Nielson, Mmbr, Mgr, 25%, James P. Bauchman, Mmbr, Mgr, 25%, George L. Thompson, Gen Mgr - Ward 5 (Weekly)
25. Approval of Manager for a Tavern Liquor License and a Restricted Gaming License for 15 slots subject to continued compliance with Gaming Control Board filing requirements, Nevada Restaurant Services, Inc., dba Dotty's, 821 North Lamb Blvd., Suites 11, 12 & 13, Carolyn K. Fornelli, Staffing Supervisor - Ward 3 (Reese)
26. Approval of Change of Location for a Burglar Alarm Service License, Dawson Enterprises, dba Sonitrol of Southern Nevada, From: 2834 East Charleston Blvd., To: 3520 East Charleston Blvd., Joyce A. Dawson, Dir, Pres, VP, Secy, Treas, 53.72%, Louis B. Johnson, 40% - County

## FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

27. Approval of a new Independent Massage Therapist License, Jinneth Guiang, dba Gigi's Therapeutic Massage, 7033 Edwin Aldrin Circle, Jinneth H. Guiang, 100% - Ward 1 (M. McDonald)
28. Approval of a new Independent Massage Therapist License, Julie A. Caccamo, dba Julie A. Caccamo, 6412 Titan Court, Julie A. Caccamo, 100% - Ward 5 (Weekly)
29. Approval of a new Independent Massage Therapist License, Maria Carlota B. Abriam, dba Maria Carlota B. Abriam, 2040 Bavington Dr., Unit D, Maria C. Borrromeo-Abriam, 100% - Ward 6 (Mack)
30. Approval of a new Independent Massage Therapist License, Simone M. Thompson, dba Simone M. Thompson, 1834 Sky Flower Court, Simone M. Thompson, 100% - County
31. Approval of a new Martial Arts License subject to the provisions of the planning and fire codes, Shelley Karsnok, dba A Academy of White Dragon Kenpo Karate, 4420 East Charleston Blvd., Suite 4, Shelley E. Karsnok, 100% - Ward 3 (Reese)
32. Approval of a new Massage Establishment subject to the provisions of the fire codes, Jinli Kaye, dba Oriental Angels, 2600 West Sahara Ave., Suite 115, Jinli Kaye, 100% - Ward 1 (M. McDonald)
33. Approval of a new Class II Secondhand Dealer License subject to the provisions of the planning and fire codes, G & S Hayford, Inc., dba Play It Again Sports, 6360 West Sahara Ave., Geoffrey R. Hayford, Dir, Pres, Secy, Treas, 100% - Ward 1 (M. McDonald)
34. Approval of a new Class II Secondhand Dealer License, Jennifer Diamond, dba Hi Desert Appliance, 1205 Western Ave., Jennifer L. Diamond, 100% - Ward 3 (Reese)
35. Approval of award of Bid No. 01.15301.24-LED, Garehime Heights Park and approve the construction conflicts & contingency reserve set by Finance and Business Services - Department of Public Works - Award recommended to: LAS VEGAS PAVING CORP. (\$1,809,289 - Capital Projects Fund) - Ward 4 (Brown)
36. Approval of award of Bid No. 01.15301.21-LED, Redwood/Oakey Park and approve the construction conflicts & contingency reserve set by Finance and Business Services - Department of Public Works - Award recommended to: RICHARDSON CONSTRUCTION, INC. (\$1,505,437 - Capital Projects) - Ward 1 (M. McDonald)
37. Approval of award of Bid Number 01.1730.17-RC, 2000/2001 Street Rehabilitation Biltmore Neighborhood - Phase 2 and approve the construction conflicts and contingency reserve set by Finance and Business Services - Department of Public Works - Award recommended to: CAPRIATI CONSTRUCTION CORP. INC. (\$729,213 - Capital Projects Fund) - Ward 5 (Weekly)
38. Approval of the rejection of bid and award of bid number 020013-TG, Annual Requirements Contract for L.E.D. Traffic Signal Retrofit Module Kits and Pedestrian Signal Face Modules - Department of Public Works - Award recommended to: PHOENIX HIGHWAY PRODUCTS INC. and U.S. TRAFFIC CORPORATION (Estimated annual amount of \$700,000 - General Fund)
39. Approval of the issuance of a purchase order for the purchase of four (4) 2002 Freightliner Type I Road Rescue Ultramedic rescue units (TG) - Department of Fire and Rescue - Award recommended to: LEADER INDUSTRIES (\$672,804 - Internal Service Fund)
40. Approval of 90-day Agreement for Inmate Health Care Services (RC) - Department of Detention and Enforcement - Award recommended to: EMSA LIMITED PARTNERSHIP dba EMSA CORRECTIONAL CARE (Not to exceed \$600,000 - General Fund)
41. Approval of Use Agreement to utilize Clark County Agreement for Bid No. 4933-01 for annual maintenance, repair, and replacement of traffic signals and street lights - PUBLIC WORKS - Award recommended to: ACME ELECTRIC (\$500,000 - Special Revenue Fund)

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

42. Approval of the issuance of a purchase order to secure Microsoft Enterprise Software for a three (3) year requirements period (DGL) - Department of Information Technologies - Award recommended to: MICROSOFT LAR (Large Area Reseller) & ESA (Enterprise Software Advisor) (\$350,000 annually - General Fund)
43. Approval of award of Bid Number 02.1730.13-RC, Valley View Storm Drain Phase 2 - Lower System and approve the construction conflicts and contingency reserve set by Finance and Business Services - Department of Public Works - Award recommended to: CKL, INC. (\$280,268 - Capital Projects) - Ward 1 (M. McDonald)
44. Approval of award of Request for Quotation for Manhole Reconstruction and approve the construction conflicts and contingency reserve set by Finance and Business Services - Department of Public Works - Award recommended to: R.K. RICKS CONSTRUCTION (\$54,350 - Enterprise Fund) - Various Wards
45. Approval of award of Bid Number 020017-CW, Annual Requirements Contract to print Spare Time magazine - Department of Leisure Services - Award recommended to: SOUTHWEST PRINTERS (Estimated annual amount of \$35,000 - Special Revenue Fund)
46. Approval of the issuance of a purchase order for a single purchase requirement for SE-400 positive pressure respirators and accessories for Fire & Rescue personnel (KF/CW) - Department of Fire & Rescue - Award recommended to: BAUER SAN FRANCISCO (\$32,000 - Special Revenue Fund)

## **LEISURE SERVICES DEPARTMENT - CONSENT**

47. Approval of grant award in the amount of \$25,000 from the State of Nevada Division for Aging Services to the Senior Citizens Law Project to supplement increased rent caused by an unforeseen move due to an environmental problem at the SCLP's former location - All Wards

## **PLANNING & DEVELOPMENT DEPARTMENT - CONSENT**

48. Approval of an agreement between the City of Las Vegas and the Nevada Historic Preservation Office for the purpose of undertaking historic preservation activities, including survey and inventory of historic properties (\$47,500 revenue - grant source) - Wards 3 and 5 (Weekly and Reese)

## **PUBLIC WORKS DEPARTMENT - CONSENT**

49. Approval of a Second Supplemental Interlocal Contract #320b, for construction of Tenaya Way, Sky Pointe Drive to Centennial Parkway (\$5,767,000 - Regional Transportation Commission) - Ward 6 (Mack)
50. Approval of a Supplemental Interlocal Contract #321a, for construction of Vegas Drive, Rancho Drive to I-15 (\$10,356,400 - Regional Transportation Commission) - Ward 5 (Weekly)
51. Approval of a Supplemental Interlocal Contract #360a, for reconstruction of Owens Avenue, Eastern Avenue to Pecos Road (\$2,297,700 - Regional Transportation Commission) - Wards 3 and 5 (Reese and Weekly)
52. Approval to appraise and purchase or condemn pedestrian walkway easements for the Stewart Avenue Infill Project between 15th Street and Cervantes Street (\$5,000 - Community Development Block Grant) - Wards 3 and 5 (Reese and Weekly)

## PUBLIC WORKS DEPARTMENT - CONSENT

53. Approval to file a Right-of-Way Grant with the Bureau of Land Management for roadway, sewer and drainage purposes on portions of land lying within the Northeast Quarter (NE 1/4) of Section 1, T20S, R59E, M.D.M., generally located on the south side of Lone Mountain Road, between Barden Road and Hualapai Way, APN 137-01-501-001 - Ward 4 (Brown)
54. Approval of a Declaration of Utilization from the Bureau of Land Management for a portion of the Northwest Quarter (NW 1/4) of Section 1, T20S, R59E, M.D.M., for road, sewer and drainage purposes located along the Cliff Shadows alignment, between Peaceful Dawn Avenue and Lone Mountain Road, APN 137-01-101-005 and -006 - Ward 4 (Brown)
55. Approval to file a Right-of-Way Grant with the Bureau of Land Management for roadway, sewer and drainage purposes on portions of land lying within the Northeast Quarter (NE 1/4) of Section 7, T20S, R60E, M.D.M., located on the west side of Fort Apache Road and the north side of Gilmore Avenue, APN 138-07-501-014 - Ward 4 (Brown)
56. Approval of an Encroachment request from The Keith Companies, Incorporated, on behalf of WPI-Ann Decatur, LLC, owner (northwest corner of Ann Road and Decatur Boulevard) - Ward 6 (Mack)
57. Approval of an Encroachment request from Taney Engineering on behalf of Carina Corporation, owner (southwest corner of Grand Teton Drive and Bradley Road) - Ward 6 (Mack)
58. Approval of a Sewer Connection and Interlocal Contract with Clark County Sanitation District - Joseph J. Provenzano and J.M. Provenzano owners (northwest corner of Jones Boulevard and Atwood Avenue, APN 138-11-804-008) - County, near Ward 6 (Mack)
59. Approval of an Encroachment request from KB Home Nevada, Incorporated, owner (Alexander Road Between Durango Drive and Cimarron Road) - Ward 4 (Brown)
60. Approval of a Sewer Connection and Interlocal Contract with Clark County Sanitation District- Ben Velasquez on behalf of Beatrice Zimmerman, owner (northwest corner of O'Bannon Drive and Westwind Road, APN 163-01-306-012 - County, near Ward 1 (M. McDonald)
61. Approval of a First Amendment to the Professional Services Agreement with Orion Engineering and Surveying Inc. for additional design services for Alta Drive West (\$38,800 - Street Rehabilitation Fund) - Ward 1 (M. McDonald)
62. Approval of an Interlocal Agreement with the Las Vegas Valley Water District to provide service for the Lewis Avenue Corridor Enhancement Project (\$16,197 - Transportation Efficiency Act-21 Enhancement Funds) - Ward 3 (Reese)

## RESOLUTIONS - CONSENT

63. R-142-2001 - Approval of a Resolution Determining the Cost and Directing the City Engineer to Prepare the Final Assessment Roll re: Special Improvement District No. 1463 - Bonanza Village Subdivision - Security Wall (\$824,698.56 - Capital Projects Fund - Special Assessments) - Ward 5 (Weekly)
64. R-143-2001 - 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. 1463 - Bonanza Village Subdivision - Security Wall (\$824,698.56 - Capital Projects Fund - Special Assessments) - Ward 5 (Weekly)
65. R-144-2001 - Approval of a Resolution overruling complaints, protests and objections and confirming Final Assessment Roll for 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)
66. R-145-2001 - Approval of a Resolution authorizing the City Manager to approve and execute certain contracts and authorizing the delegation of that authority - Department of Finance and Business Services

## RESOLUTIONS - CONSENT

67. R-146-2001 - Approval of a Resolution allowing the Manager of the Purchasing and Contracts Division to determine the use of mandatory pre-bid conferences - Department of Finance and Business Services
68. R-147-2001 - Approval of a Resolution amending Schedule 25-IV to change the speed limit from 25 mph to 45 mph on Alexander Road between Cimarron Road and Jensen Street - Ward 4 (Brown)
69. 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 from 25 mph to 35 mph - Wards 1 and 2 (M. McDonald and L. B. McDonald)

## REAL ESTATE COMMITTEE – CONSENT

70. Approval to authorize staff to submit a letter to the Bureau of Land Management (BLM) requesting a modified-competitive sale of a portion of Parcel Number 137-12-401-001 (approximately 2.5 acres), located near the intersection of Buckskin and Puli - Ward 4 (Brown)
71. Approval of a Boundary Line Adjustment and Improvements Agreement between the City of Las Vegas and WL Homes to provide off site improvements for Scottsdale Road by the development company – County, near Ward 3 (Reese)
72. Approval of a Quitclaim Deed from the City of Las Vegas to Richard Attisani for excess remnant acreage in association with Parcel Number 139-32-610-044 - Ward 5 (Weekly)
73. Approval of a Quitclaim Deed from the City of Las Vegas to the Jack Novak and Bonnie Novak Family Trust for excess remnant acreage in association with Parcel Number 139-32-610-021 - Ward 5 (Weekly)

## DISCUSSION / ACTION ITEMS

### ADMINISTRATIVE - DISCUSSION

74. Report from the City Manager on emerging issues
75. Report on the status of the beltway

### FINANCE & BUSINESS SERVICES DEPARTMENT - DISCUSSION

76. Discussion and possible action to reallocate funding for completion of Gowan South Detention Basin Park (\$600,000 – Parks & Leisure Activities Capital Projects Fund) - Ward 4 (Brown)
77. Discussion and possible action regarding Change of Location for a Class II Secondhand Dealer License subject to the provisions of the planning and fire codes, Just Kids Stuff, Inc., dba Just Kids Stuff, From: 5855 West Craig Rd., Suite 103, To: 4990 West Craig Rd., Suite 111, Holly D. Jensen, Pres, Treas, 50%, Terry R Jensen, Secy, 50% (NOTE: This item to be heard in the afternoon session in conjunction with Item #116 - Special Use Permit #U-0130-01) - Ward 5 (Weekly)
78. Discussion and possible action regarding Request to Allow Another Business on Premises From: Beer/Wine/Cooler On-sale License, Marc's, Inc., dba Marc's 7290 West Lake Mead Blvd., Suite 1, For: Tryst Events, LLC, dba Tryst, Peter R. Sorrenson, Mgng Mmbr, 100% - Ward 4 (Brown)

### LEISURE SERVICES DEPARTMENT - DISCUSSION

79. Discussion and possible action on the Leisure Services Department Community Needs Assessment Project - All Wards

## **NEIGHBORHOOD SERVICES DEPARTMENT - DISCUSSION**

80. ABEYANCE ITEM - 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)
81. ABEYANCE ITEM - 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)

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

82. Public hearing, discussion and possible action regarding a petition filed pursuant to NRS 463.3086(2) by the Union Pacific Railroad Company to designate the location for establishment of a proposed Gaming Enterprise District (GED) on property (approximately 34.21 acres) located along the west side of Grand Central Parkway between Bonneville Avenue and "F" Street, east of I-15 and south of US95 - Ward 5 (Weekly)

## **PUBLIC WORKS DEPARTMENT - DISCUSSION**

83. Discussion and possible action on a request for speed hump construction as a part of F Street Reconstruction - Bonanza Road to Washington Avenue (\$12,000 - Street Rehabilitation Fund) - Ward 5 (Weekly)

## **BOARDS & COMMISSIONS - DISCUSSION**

84. Appointment of Members to the Community Development Recommending Board

## **RECOMMENDING COMMITTEE REPORTS - DISCUSSION**

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

85. ABEYANCE ITEM - 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
86. 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
87. 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
88. 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
89. 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

## RECOMMENDING COMMITTEE REPORTS - DISCUSSION

### BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

90. 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
91. Bill No. 2001-107 – Establishes a procedure regarding the creation of certain maintenance districts. Proposed by: Robert S. Genzer, Director of Planning and Development
92. 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
93. 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
94. 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
95. 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

### 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.**

96. Bill No. 2001-83 – Establishes rules, regulations and business licensing requirements for farmers' markets. Proposed by: Mark Vincent, Director of Finance & Business Services
97. 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
98. 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
99. Bill No. 2001-114 – Expands the membership of the Arts Commission. Proposed by: Dr. Barbara Jackson, Director of Leisure Services
100. Bill No. 2001-115 – Requires certain disclosures in connection with the sale of a residence or residential lot. Sponsored by: Mayor Oscar B. Goodman
101. 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
102. 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

## 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.**

103. 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

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

104. 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

105. Public hearing on local improvement district regarding: Special Improvement District No. 1474 – Rainbow Boulevard from Silverstream Avenue to Smoke Ranch Road (\$251,133.01 - Capital Projects Fund - Special Assessments) – Wards 4 and 5 (Brown and Weekly)

106. Public hearing to consider the report of expenses to recover costs for abatement of nuisance/litter located at 4509 East Bonanza Road. PROPERTY OWNER: LAUNDRYSHOP STORE #2 INS - JWM INVESTMENTS INC. - Ward 3 (Reese)

107. Public hearing to consider the report of expenses to recover costs for abatement of nuisance/litter located at 9999 N. 15th Street, Vacant Lot South of 365 N. 15th Street. PROPERTY OWNER: ACVLB FAMILY TRUST - 90, AUGUSTINE AND VAUGHNIE BUSTO, TRS - 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

108. REVIEW OF CONDITION - PUBLIC HEARING - Z-0071-00(2), U-0145-00(1), U-0146-00(1) AND U-0147-00(1) - LENA PICCOLI-OSTUNIO ON BEHALF OF OUTBACK STEAKHOUSE, INC. - Request for a Review of Conditions of an approved Rezoning, Site Development Plan Review, and Special Use Permits WHICH REQUIRED RESTAURANT OPERATING HOUR RESTRICTIONS IN CONJUNCTION WITH A 58,683 SQUARE FOOT RETAIL SHOPPING CENTER on 8.26 Acres on the southeast corner of Charleston Boulevard and Odette Lane (APN: 163-05-502-001), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial), Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend APPROVAL

109. STREET NAME CHANGE - PUBLIC HEARING - SNC-0003-01 - CITY OF LAS VEGAS - Request for Street Name Changes FROM: Atwood Avenue TO: SHILOH SCHOOL LANE, and FROM: Conquistador Street TO: METRO ACADEMY WAY; and for a waiver of the addressing ordinance to allow non-standard street suffixes on public right-of-way alignments located north of Cheyenne Avenue, east of Hualapai Way, abutting Conquistador Plaza, Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend APPROVAL

**PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION**

- 110.VACATION - PUBLIC HEARING - VAC-0031-01 - CENTENNIAL PARKWAY/BUFFALO DRIVE NE CORNER LIMITED PARTNERSHIP - Request for a Petition of Vacation for Tioga Way between Darling Road and Sky Pointe Drive, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 111.APEAL OF DIRECTOR'S INTERPRETATION - DB-0014-01 - SAHARA RANCHO OFFICE CENTER, LIMITED LIABILITY COMPANY - Appeal filed by JMA Architecture Studios on behalf of Sahara Rancho Office Center, Limited Liability Company regarding a Director's Interpretation to reject acceptance of a Site Development Plan Review on property located within the Ward 1 Construction Moratorium (I-15 and Sahara/Rancho) (APN's: 162-04-401-001, 002, 003 and 004), Ward 1 (M. McDonald). Staff recommends DENIAL
- 112.THREE YEAR REQUIRED REVIEW - VARIANCE - PUBLIC HEARING - V-0045-98(1) - 601 BUILDING, LIMITED LIABILITY COMPANY - Required Three Year Review on an approved Variance WHICH ALLOWED A 22,155 SQUARE FOOT OFFICE BUILDING WHERE 10,000 SQUARE FEET IS THE MAXIMUM ALLOWED; A 10 FOOT FRONT YARD SETBACK WHERE 20 FEET IS THE MINIMUM SETBACK REQUIRED; A 38.5 FOOT HIGH BUILDING WHERE 35 FEET IS THE MAXIMUM HEIGHT ALLOWED; 56.5% LOT COVERAGE WHERE 50% IS THE MAXIMUM ALLOWED; AND REDUCE THE PARKING FROM 74 SPACES TO 64 SPACES on the southeast corner of 10th Street and Bonneville Avenue (APN: 139-34-810-120), R-1 (Single Family Residential) Zone under Resolution of Intent to P-R (Professional Office and Parking), Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 113.FIVE YEAR REQUIRED REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - U-0099-91(2) - STEPHEN AND SHARON HABERFELD ON BEHALF OF LAMAR OUTDOOR ADVERTISING COMPANY - Required Five Year Review of an approved Special Use Permit WHICH ALLOWED TWO (2) 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGNS on the east side of Rancho Drive, north of Rainbow Boulevard (APN's: 125-34-712-007 and 009), C-2 (General Commercial) Zone, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 114.FIVE YEAR REQUIRED REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - U-0040-96(1) - ANDREW S. FONFA - Required Five Year Review of an approved Special Use Permit WHICH ALLOWED A 50 FOOT TALL, 14 FOOT BY 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 3641 West Sahara Avenue (APN: 162-08-101-007), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 115.SPECIAL USE PERMIT - PUBLIC HEARING - U-0129-01 - TULE SPRINGS PLAZA, LIMITED LIABILITY COMPANY - Request for a Special Use Permit FOR PACKAGED LIQUOR SALES IN CONJUNCTION WITH A PROPOSED SUPERMARKET (SMITHS), located adjacent to the southwest corner of Tule Springs Road and Farm Road; and Request for a Waiver of the Minimum Separation Requirement from an existing church (APN: 125-17-702-002) T-C (Town Center) Zone, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 116.SPECIAL USE PERMIT - PUBLIC HEARING - U-0130-01 - RANCHO ALTA MIRA ON BEHALF OF HOLLY JENSEN - Request for a Special Use Permit FOR THE SECOND-HAND SALES OF CHILDREN'S CLOTHING, FURNITURE, TOYS AND RELATED ITEMS IN CONJUNCTION WITH A PROPOSED RETAIL STORE (JUST KID'S STUFF) at 4990 West Craig Road (APN's: 138-01-619-003 through 006), R-E (Residence Estates) Zone under Resolution of Intent to C-1 (Limited Commercial), Ward 6 (Mack). (NOTE: This item to be heard in conjunction with Morning Session Item #77.) The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 117.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

**PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION**

- 118.REZONING - PUBLIC HEARING - Z-0025-01 - WILLIAM LYON HOMES - Request for a Rezoning FROM: R-E (Residence Estates) under Resolution of Intent to R-PD2 (Residential Planned Development – 2 Units Per Acre) TO: R-PD2 (Residential Planned Development - 2 Units Per Acre) on approximately 40 acres at the northeast corner of the

intersection of Jones Boulevard and Grand Teton Drive, (APN: 125-12-401-001), PROPOSED USE: SINGLE FAMILY RESIDENTIAL SUBDIVISION, Ward 6 (Mack). Staff recommends APPROVAL if Z-0016-98(4) and GPA-0011-01 are approved; or if Z-0016-98(4) is approved and GPA-0011-01 is denied; or if Z-0016-98(4) is denied and GPA-0011-01 is approved; or STRIKE if Z-0016-98(4) and GPA-0011-01 are denied. The Planning Commission (4-1-1 vote) recommends DENIAL

119. REZONING - PUBLIC HEARING - Z-0066-01 - LAS VEGAS VALLEY WATER DISTRICT - Request for a Rezoning FROM: R-E (Residence Estates) TO: C-V (Civic) on 19.09 Acres located at 7800 West Charleston Boulevard (APN: 138-34-401-001), PROPOSED USE: Improvements to an existing above ground storage facility, Ward 1 (M. McDonald). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

120. GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0030-01 - OWENS STAR, LIMITED LIABILITY COMPANY - Request to amend a portion of the southeast sector of the General Plan FROM: O (Office) TO: SC (Service Commercial) on 3.13 Acres adjacent to the southwest corner of Owens Avenue and Sandhill Road (APN: 140-30-102-006), Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL

121. REZONING RELATED TO GPA-0030-01 - PUBLIC HEARING - Z-0057-01 - OWENS STAR, LIMITED LIABILITY COMPANY - Request for a Rezoning FROM: R-1 (Single-Family Residential) under Resolution of Intent to O (Office) TO: C-1 (Limited Commercial) on 3.13 Acres adjacent to the southwest corner of Owens Avenue and Sandhill Road (APN: 140-30-102-006), PROPOSED USE: 27,400 SQUARE FOOT COMMERCIAL CENTER, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL

122. GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0033-01 - LAS VEGAS VALLEY WATER DISTRICT - Request to amend a portion of the southwest sector of the General Plan FROM: L (Low Density Residential) TO: PF (Public Facility) on 0.49 Acres, located adjacent to the east side of Lorenzi Street, approximately 365 feet south of Alta Drive (APN'S: 138-35-312-077 through 079), Ward 1 (M. McDonald). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

123. REZONING RELATED TO GPA-0033-01 - PUBLIC HEARING - Z-0065-01 - LAS VEGAS VALLEY WATER DISTRICT - Request for a Rezoning FROM: R-1 (Single Family Residential) TO: C-V (Civic) on 0.49 Acres located adjacent to the east side of Lorenzi Street, approximately 365 feet south of Alta Drive (APN's: 138-35-312-077 through 079), PROPOSED USE: Improvement to an existing above ground storage facility, Ward 1 (M. McDonald). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL

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

<b>ADDENDUM</b>
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## 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.

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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 19, 2001 Meeting)**

# CITY COUNCIL AGENDA

DECEMBER 19, 2001  
TABLE OF CONTENTS

Ceremonial Matters Pg 1  
Business Items Pg 2

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CONSENT		DISCUSSION	
Finance & Business Services	Pg 2 – 3	Administrative	Pg 6
Human Resources Department	Pg 4	City Attorney	Pg 6
Information Technologies Department	Pg 4	Finance & Business Services	Pg 7
Municipal Court	Pg 4	Human Resources Department	Pg 7
Neighborhood Services Department	Pg 4	Neighborhood Services Department	Pg 7
Public Works Department	Pg 4 – 5	Resolutions	Pg 7
Resolutions	Pg 6	Boards & Commissions	Pg 8
Real Estate Committee	Pg 6	Recommending Committee Reports <i>(Bills eligible for adoption at this meeting)</i>	Pg 8
		Recommending Committee Reports <i>(Bills eligible for adoption at a later meeting)</i>	Pg 8 – 9
		New Bills	Pg 9 – 10

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## AFTERNOON

Afternoon Session Pg 10  
Public Hearings Pg 11  
Planning & Development Pg 11 – 14  
Addendum *(Item heard by Department)* Pg 14  
Citizens Participation Pg 14



## 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)

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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 19, 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 - REVEREND SUSAN YOUNG, GREEN VALLEY PRESBYTERIAN CHURCH
- PLEDGE OF ALLEGIANCE
- RECOGNITION OF EMPLOYEE OF THE MONTH
- RECOGNITION TO THE ESSAY WINNERS FROM THE BETSY RHODES ELEMENTARY SCHOOL
- RECOGNITION TO THE LAS VEGAS HIGH SCHOOL FOOTBALL TEAM, STATE CHAMPIONS
- SPECIAL PRESENTATION TO THE CITY COUNCIL FROM THE LONE MOUNTAIN LITTLE LEAGUE
- RECOGNITION TO THE BROWN'S GYMNASTIC TEAM, STATE CHAMPIONS
- RECOGNITION OF THE ANGEL TREE PROGRAM

## **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 21, 2001 and the Special City Council Meeting of August 19, 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 an increase in the City's required letter of credit (from \$7,433,000 to \$9,747,000) for workers compensation claims (\$11,500 - Workers Comp Internal Services Fund)
5. Approval of a report by the City Treasurer of the December 6, 2001 sale of properties subject to the lien of a delinquent assessment in SID District 505 and various other districts
6. Approval of a new Family Child Care Home License, Kisha Jules, 1924 H Street, Kisha Jules, 100% - Ward 5 (Weekly)
7. Approval of a new Family Child Care Home License, Lilia Pico, 8153 Spur Court, Lilia Pico, 100% - Ward 2 (L.B. McDonald)
8. Approval of a new Beer/Wine/Cooler Off-sale Liquor License subject to the provisions of the planning and fire codes, Rebel Oil Company, Inc, dba Rebel #88, 7191 West Craig Road, Jack E. Cason, Pres, 46%, Carl L. Bailey, Secy, Treas, 19%, Patrick J. Cason, Supervisor, 7% - Ward 6 (Mack)
9. Approval of Change of Ownership, Location and Business Name for a Tavern Liquor License subject to Health Dept. regulations, From: Nick Mallas, dba Blue Angel Restaurant and Cocktail Lounge, 2110 Fremont Street (Non-operational), Nick Mallas, 100%, To: Jose Arana, dba Pepe's Tavern, 1729 East Charleston Blvd., Suites A-B, Jose Arana, 100% - Ward 5 (Weekly)
10. Approval of Shareholder/Manager for a Beer/Wine/Cooler On-sale Liquor License, Rebel Oil Company, Inc., dba Rebel #73, 901 North Buffalo Dr., Patrick J. Cason, Supervisor, 7% - Ward 2 (L.B. McDonald)
11. Approval of Shareholder/Manager for a Beer/Wine/Cooler On-sale Liquor License, Rebel Oil Company, Inc., dba Rebel #77, 6400 West Lake Mead Blvd., Patrick J. Cason, Supervisor, 7% - Ward 6 (Mack)
12. Approval of a new Independent Massage Therapist License, Amy C. LaDuke, dba Amy C. LaDuke, 4013 Coriander Lane, Amy C. LaDuke, 100% - Ward 4 (Brown)
13. Approval of a new Independent Massage Therapist License, Cerissa Chavez, dba Cerissa Chavez, 7728 Antero Circle, Cerissa C. Chavez, 100% - Ward 4 (Brown)
14. Approval of a new Independent Massage Therapist License, Douglas Taylor, dba Douglas Taylor, 2221 West Bonanza Rd., #52, Zachary D. Taylor, 100% - Ward 5 (Weekly)

## FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

15. Approval of Change of Location for an Independent Massage Therapist License, Laurie Lee D'Andrea, dba Laurie Lee D'Andrea, From: 2620 Regatta Dr., Suite 112, To: 2636 Seahorse Drive, Laurie Lee D'Andrea, 100% - Ward 4 (Brown)
16. Approval of Change of Location for an Independent Massage Therapist License subject to the provisions of the fire codes, Patricia L. D'Alessio, dba Patricia L. D'Alessio, From: 2620 Regatta Dr., Suite 112, To: 8440 West Lake Mead Blvd., Suite 110, Patricia L. D'Alessio, 100% - Ward 4 (Brown)
17. Approval of Change of Location for an Independent Massage Therapist License, Angel Leigh Avalos, dba Angel Leigh, From: 4720 West Sahara Ave., To: 7616 Delaware Bay Lane, Angel L. Avalos, 100% - Ward 4 (Brown)
18. Approval of a new Massage Establishment License, Xiao Ping Wang, dba Far East Massage Center, 5000 West Oakey Blvd., Suite D-2, Xiao P. Wang, 100% - Ward 1 (M. McDonald)
19. Approval of a new Psychic Art and Science License, Corinne Haynie subject to the provisions of the planning and fire codes, dba, Direct Reconnect, 1833 West Charleston Blvd., Corrine M. Haynie, 100% - Ward 1 (M. McDonald)
20. Preapproval of Bid Number 01.15301.18-LED, Doolittle Community Center - Renovation & Addition to the lowest, responsive & responsible bidder and approve the construction conflicts & contingency reserve set by Finance and Business Services - Department of Public Works - (Estimated monetary range of \$6,100,000 - \$8,200,000 - Capital Projects Fund) - Ward 5 (Weekly)
21. Approval of award of Bid Number 020010-TC, Open End Contract for Various Heavy Duty Vehicles - Department of Field Operations - Award recommended to: FRIENDLY FORD and PACIFIC UTILITY (Aggregate amount of \$665,560 - Capital Projects Fund)
22. Approval of award of Bid Number 020001-LED, Annual Requirements Contract for Work Related to Dangerous Buildings - Department of Neighborhood Services & Real Estate Division - Award recommended to: Various Contractors (\$600,000 - Various funds)
23. Approval to award Bid Number 01.15301.19-LED, East Yard Transfer Station and approve the construction conflicts & contingency reserve set by Finance and Business Services - Department of Public Works - Award recommended to: B&H CONSTRUCTION, INC. (\$561,454 - Capital Projects Fund) - Ward 3 (Reese)
24. Approval of the issuance of a purchase order for one (1) Pierce 1000 GPM Pumper (TG) - Department of Fire & Rescue - Award recommended to: PIERCE MANUFACTURING, INC. - (\$302,646 - Capital Projects Fund)
25. Approval of the issuance of a purchase order for a single purchase requirement of pharmaceutical supplies (KF) - Department of Fire & Rescue - Award recommended to: U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES (\$136,000 - Special Revenue Fund)
26. Approval of award of Bid Number 020031-TC, Annual Requirements Contract for Traffic and Zone Paint - Department of Public Works - Award recommended to: TMT PATHWAY, LLC (Estimated annual amount of \$120,000 - General Fund).
27. Approval of the issuance of purchase order for the purchase of copier machine maintenance - Various Departments - Award recommended to: XEROX CORPORATION (Estimated annual amount of \$115,000 - General Fund)
28. Approval of authorization to use the State of Nevada Request for Proposal Number 6394 for the purchase and maintenance of one (1) Xerox copier (CW) - Department of Information Technologies - Award recommended to: XEROX CORPORATION (Estimated amount of \$54,000 - Internal Service Fund)
29. Approval of rejection of bid and award of Bid Number 020012-TC, Open End Contract for End Dump Trailer and Mowers - Department of Field Operations - Award recommended to: TRUCK PARTS & EQUIPMENT (\$27,950 - Capital Projects Fund)

## **HUMAN RESOURCES DEPARTMENT - CONSENT**

30. Approval to contract with Standard Life & Accident for reinsurance (\$315,000 - Self-Insurance Internal Service Fund)

## **INFORMATION TECHNOLOGIES - CONSENT**

31. Approval of the Infragard Agreement between the city of Las Vegas and the Federal Bureau of Investigations

## **MUNICIPAL COURT - CONSENT**

32. Approval to extend the current first party collection agency services agreement with NCO Financial Systems, Inc. for a period of 12 months beginning December 31, 2001 through December 31, 2002 (\$152,752 - General Fund)
33. Approval to extend the current third party collection agency services agreement with NCO Financial Systems, Inc. for a period of 12 months beginning December 31, 2001 through December 31, 2002 (\$15,107 - General Fund)
34. Approval to enter into a third party collection agency services agreement with OSI Collection Services, Inc., Government Services Division for a period of 12 months beginning December 31, 2001 through December 31, 2002 (\$76,400 - General Fund)

## **NEIGHBORHOOD SERVICES DEPARTMENT - CONSENT**

35. Approval of assigning Deeds of Trust and Note on 808 and 820 West Lake Mead which secure a business loan made to Louis Conner to Nevada Title Company in exchange for all principal, interest, and foreclosure fee charges currently owed by him to the city - Ward 5 (Weekly)

## **PUBLIC WORKS DEPARTMENT - CONSENT**

36. Approval to appraise and purchase or condemn sewer easement parcels for the Jones Boulevard Sewer Project between Centennial Parkway and Farm Road (\$40,000 - Sanitation Funds) - Ward 6 (Mack)
37. Approval of a Declaration of Utilization from the Bureau of Land Management for a portion of the Southeast Quarter (SE 1/4) of Section 5, T20S, R60E, M.D.M., for sewer purposes located along the south side of the Hickam Avenue alignment and the west side of the Juliano Road alignment, east of El Capitan Way - 138-05-801-005 and 138-05-801-006 (County) near Ward 4 (Brown)
38. Approval of Interlocal Contract #386 by and between the City of Las Vegas, Clark County and the Regional Transportation Commission of Southern Nevada for right-of-way and design of the Alexander Road, Durango Drive to Rancho Drive improvements (\$625,000 - Regional Transportation Commission) Wards 4 and 6 (Brown and Mack)
39. Approval of Interlocal Contract #387 by and between the City of Las Vegas, Clark County and the Regional Transportation Commission of Southern Nevada for right-of-way and design of Tenaya Way, Beltway to Elkhorn Road improvements (\$410,000 - Regional Transportation Commission) - Ward 6 (Mack)
40. Approval of Interlocal Contract #388 by and between the City of Las Vegas, Clark County and the Regional Transportation Commission of Southern Nevada for right-of-way and design of the Alexander/Hualapai, Cheyenne Avenue to Durango Road improvements (\$700,000 - Regional Transportation Commission) - Ward 4 (Brown)

## **PUBLIC WORKS DEPARTMENT - CONSENT**

41. Approval of Interlocal Contract #389 by and between the City of Las Vegas, Clark County and the Regional Transportation Commission of Southern Nevada for right-of-way and design of the Jones Boulevard, Beltway to Elkhorn Road improvements (\$400,000 - Regional Transportation Commission) - Ward 6 (Mack)

42. Approval of Supplemental Interlocal Contract #319a by and between the City of Las Vegas, Clark County, the City of North Las Vegas and the Regional Transportation Commission of Southern Nevada for construction of Ann Road, US-95 to Decatur Boulevard (\$12,461,000 - Regional Transportation Commission) - Ward 6 (Mack)
43. Approval of an Encroachment Request from David P. James on behalf of Centennial Court, LLC, owner (Skypointe Drive at Buffalo Drive) - Ward 6 (Mack)
44. Approval of an Encroachment Request from Rich Brown on behalf of Clark County School Board of Trustees, owner (southwest corner of Vegas Drive and Robin Street) - Ward 5 (Weekly)
45. Approval of an Encroachment Request from Mike Bellon on behalf of Nine Parked Place, LLC, and Logan Realty Nevada, LLC, owners (Sahara Avenue approximately 1000' west of Rainbow Boulevard) - Ward 1 (M. McDonald)
46. Approval of an Encroachment Request from Chad Vellinga, P.E., Civil Engineer, on behalf of Juan Raul Acosta, owner (northwest corner of Commerce Street and Utah Avenue) - Ward 3 (Reese)
47. Approval of an Encroachment Request from VTN Nevada on behalf of Astoria Homes, owner (El Capitan Way between O'Hare Avenue and Iron Mountain Road) - Ward 6 (Mack)
48. Approval of Sewer Connection and Interlocal Contract with Clark County Sanitation District - Elizabeth Raymond, owner (north of Cheyenne Avenue, east of Garehime Avenue, APN 138-11-407-010) - Near Ward 6 (Brown)
49. Approval of an Encroachment Request from Donald Campbell on behalf of Evangelista, LLC, owner (southwest corner of Garces Avenue and Seventh Street) - Ward 5 (Weekly)
50. Approval of an Encroachment Request from David P. James on behalf of Centennial Crossroads Plaza, LLC, owner (northwest corner of Skypointe Drive and John Herbert Boulevard) - Ward 6 (Mack)
51. Approval of an Encroachment Request from Brechler and Bell Consulting Engineers, Incorporated, on behalf of LT Enterprises, LLC, owner (Leon Avenue south of Alexander Road) - Ward 6 (Mack)
52. Approval of a Professional Services Agreement with Stantec Consulting Inc., to provide a Master Plan and Schematic Design for Washington and Buffalo Park (\$197,670 - Capital Project Fund)-Ward 2 (L.B. McDonald)
53. Approval of Interlocal Agreement #107811 with the Las Vegas Valley Water District for the Rainbow Boulevard Improvements - Northern Section, Rancho Drive to Ann Road - Ward 6 (Mack)
54. Approval of a payment to Sprint Central Telephone Nevada for facility relocation costs related to the Valley View Storm Drain Phase 2 Project (\$60,000 - City of Las Vegas Nominal Drainage Fund) - Ward 1 (M. McDonald)
55. Approval of a Professional Services Agreement with Consultant Domingo Cambeiro Corporation for Architectural and Civil Engineering Construction Management services for the Northwest Family Golf Course and Park located at the northwest corner of Durango Road and Cheyenne Road (\$106,100 - Capital Projects Fund-Enterprise Fund) - Ward 4 (Brown)
56. Approval of a First Amendment to a Professional Services Agreement with TJ Consulting for Construction Management services for the Northwest Family Golf Course and Park located at the northwest corner of Durango Road and Cheyenne Road (\$241,795 - Capital Projects Fund-Enterprise Fund) - Ward 4 (Brown)

<b>RESOLUTIONS - CONSENT</b>
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57. R-151-2001 - 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 districts 404 and 707 located in Wards 2 and 4 (L.B. McDonald, Brown)
58. R-152-2001 - Approval of a Resolution directing the City Treasurer to prepare the Tenth Assessment Lien Apportionment Report re: Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
59. R-153-2001 - Approval of a Resolution approving the Tenth Assessment Lien Apportionment Report regarding: Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)

60. R-154-2001 - Approval of a Resolution overruling complaints, protests and objections and confirming the final assessment roll for Special Improvement District No. 1469 – 4th Street (Washington Avenue to Adams Avenue) (\$50,771.11 – Capital Projects Fund – Special Assessments) – Ward 5 (Weekly)

### **REAL ESTATE COMMITTEE – CONSENT**

61. Approval authorizing staff to submit a letter to the Bureau of Land Management (BLM) amending the City's application for 600 acres of land to exclude 30 acres of BLM land located in the vicinity of Brent Lane and Fort Apache Road in favor of the Clark County School District (CCSD) - Ward 6 (Mack)
62. Approval of a Memorandum of Understanding (MOU) #2001-3 between the City of Las Vegas (City) and the Clark County School District (CCSD) which grants use of approximately 1-2 acres of land located at Gragson Elementary School, 555 North Honolulu Street to the City - Ward 3 (Reese)

### **DISCUSSION / ACTION ITEMS**

#### **ADMINISTRATIVE - DISCUSSION**

63. Report from the City Manager on emerging issues
64. Discussion and possible action concerning the payment of utility costs associated with the operation of the Northwest Leisure Services Center – Ward 4 (Brown)

#### **CITY ATTORNEY - DISCUSSION**

65. Discussion and possible action on Appeal of Work Card Denial: Kimberly Marie Cerillo, 2300 East Silverado Ranch Boulevard, Apt. 2144, Bldg. #17, Las Vegas, NV 89123
66. Discussion and possible action on Appeal of Work Card Denial: Approved December 20, 2001 subject to one year review: Ralph Eugene Gibson, Jr., 2200 South Fort Apache, Apt. 1195, Las Vegas, NV 89147
67. Discussion and possible action on Appeal of Work Card Denial: Leslie Ellen Bauer, 1250 American Pacific, Apt. 2814, Henderson, NV 89014
68. Discussion and possible action regarding Amended Four-Party Agreement to fund preliminary work regarding monorail project and accept request by Stratosphere Corporation to be removed from the Agreement and other matters pertaining thereto
69. Discussion and possible action to authorize the City Manager to approve refinancing of Fremont Street Experience Parking Corporation bank loan and to execute all necessary documents in connection therewith

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

70. Presentation and acceptance of the Comprehensive Annual Financial Report (CAFR) for the Fiscal Year Ended June 30, 2001
71. Discussion and possible action to amend the Parks Capital Project Fund (CPF) Priority List by re-allocating unobligated funds from completed or cancelled projects to new or adjusted project work scope
72. Discussion and possible action regarding 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, Health Dept. regulations and approval by the Nevada Gaming Commission, From: J.U.N.K., Inc., dba The Junkyard, Sandra L. Wright, Dir, Secy, 50%, Angela J. Urgitano, Pres, Treas, 48%, George A. Lohr, 2%, To: Cavalier, Inc., dba Junkyard Lounge, 2327 South Eastern Ave., Adam B. Corrigan, Dir, Pres, Secy, Treas, 100% - Ward 3 (Reese)

73. Discussion and possible action regarding a new Independent Massage Therapist License, Rebecca J. Affleck, dba Rebecca J. Affleck, 4480 East Charleston Blvd., Rebecca J. Affleck, 100% - Ward 3 (Reese)
74. Discussion and possible action regarding Change of Ownership and Business Name for a Beer/Wine/Cooler Off-sale Liquor License subject to Health Dept. regulations, From: Kurtis K. Killinsworth, dba Basic Bargain, Kurtis K. Killinsworth, 100%, To: Selv, Inc., dba Friendly Market, 823 East Ogden Ave., Basim Shabo, Dir, Pres, Secy, Treas, 100% - Ward 5 (Weekly)
75. Discussion and possible action regarding Approval of Member for a Tavern Liquor License and a Restricted Gaming License for 14 slots subject to approval by the Nevada Gaming Commission, Lightman-Gourmet, LLC, dba The Gourmet Café, 330 South 3rd Street, Suite 100, Daniel D. Gans, Mmbr, 50% - Ward 3 (Reese)

#### **HUMAN RESOURCES DEPARTMENT - DISCUSSION**

76. Discussion and possible action to allow consulting group OHMS, a Blue Cross/Blue Shield subsidiary, to assist the City in developing and implementing an enhanced safety/loss control program (\$70,879 - Internal Service Fund)

#### **NEIGHBORHOOD SERVICES DEPARTMENT - DISCUSSION**

77. ABEYANCE ITEM - 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)
78. ABEYANCE ITEM - 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)
79. Discussion and possible action regarding the Interlocal Agreement between the City of Las Vegas and the Community College of Southern Nevada for the Opportunities for Displaced Workers Program - All Wards

#### **RESOLUTIONS - DISCUSSION**

80. R-155-2001 - Discussion and possible action regarding a Resolution adopting The Historic John S. Park Neighborhood Plan as an Addendum to the Neighborhood Planning Process Component of the City of Las Vegas General Plan - Ward 3 (Reese)

## BOARDS & COMMISSIONS - DISCUSSION

81. 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
82. 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
83. SENIOR CITIZEN LAW PROJECT ADVISORY BOARD – Lisa Lubeck - Term Expires 1-17-2002
84. Appointment and Reappointment of Members to the Youth Neighborhood Association Partnership Program (YNAPP) Grant Review Board
85. COMMUNITY DEVELOPMENT RECOMMENDING BOARD (CDRB) – Cheryl Kight – Term Expires 5-21-2002 (Resigned)

## RECOMMENDING COMMITTEE REPORTS - DISCUSSION

### BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

86. 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

### 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.**

87. Bill No. 2001-83 – Establishes rules, regulations and business licensing requirements for farmers' markets. Proposed by: Mark Vincent, Director of Finance & Business Services
88. Bill No. 2001-115 – Requires certain disclosures in connection with the sale of a residence or residential lot. Sponsored by: Mayor Oscar B. Goodman
89. 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
90. 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
91. 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
92. 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
93. 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

## 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.**

94. 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
95. 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
96. 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
97. Bill No. 2001-127 – Ordinance Creating Special Improvement District No. 1474 - Rainbow Boulevard (Silverstream Avenue to Smoke Ranch Road) Sponsored by: Step Requirement
98. 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
99. Bill No. 2001-129 - Provides for the removal and disposition of abandoned shopping carts. Sponsored by: Councilmen Michael J. McDonald and 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.**

100. Bill No. 2001-130 – Annexation No. A-0025-00(A) – Property Location: On the southeast corner of Azure Drive and Tenaya Way; Petitioned By: Serene Investments; Acreage: 1.46 acres; Zoned: R-E (County Zoning), U (R) (City Equivalent); Sponsored by: Councilman Michael Mack
101. Bill No. 2001-131 – Annexation No. A-0006-01(A) – Property Location: On the south side of Brooks Avenue, approximately 100 feet west of Jones Boulevard; Petitioned By: Kenneth and Kathryn Cypert; Acreage: 1.12 acres; Zoned: R-E (County Zoning), R-E (City Equivalent); Sponsored by: Councilman Michael Mack
102. Bill No. 2001-132 – Annexation No. A-0016-01(A) – Property Location: On the west side of Rio Vista Street, approximately 210 feet south of Azure Drive; Petitioned By: Nannette Prlina; Acreage: 0.52 acres; Zoned: R-E (County Zoning), R-E (City Equivalent); Sponsored by: Councilman Michael Mack
103. Bill No. 2001-133 – Annexation No. A-0017-01(A) – Property Location: On the west side of Quadrel Street, approximately 170 feet north of Hickam Avenue; Petitioned By: John and Lorinda Fowler; Acreage: 0.63 acres; Zoned: R-E (County Zoning), R-E (City Equivalent); Sponsored by: Councilman Larry Brown
104. Bill No. 2001-134 – Annexation No. A-0048-01(A) – Property Location: On the southeast corner of Hickam Avenue and Juliano Road; Petitioned By: Fiona Roberts and Carl Pappalardo; Acreage: 2.58 acres; Zoned: R-E (ROI to RNP1) (County Zoning), U (DR) (City Equivalent); Sponsored by: Councilman Larry Brown

## 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.**

105. Bill No. 2001-135 – Annexation No. A-0050-01(A) – Property Location: On the south side of Ahey Road, 280 feet west of Buffalo Drive; Petitioned By: Nevada Homes Group; Acreage: 2.63 acres; Zoned: R-E (County Zoning), U (L) (City Equivalent); Sponsored by: Councilman Larry Brown
106. Bill No. 2001-136 – Annexation No. A-0053-01(A) – Property Location: On the south side of Farm Road, approximately 670 feet east of Grand Canyon Drive; Petitioned By: Mark Sharp, et al.; Acreage: 5.07 acres; Zoned: R-E (County Zoning), U (L) (City Equivalent); Sponsored by: Councilman Michael Mack
107. Bill No. 2001-137 – Annexation No. A-0055-01(A) – Property Location: On the north side of Deer Springs Way, approximately 660 feet west of Fort Apache Road; Petitioned By: Reginald and Alfrieda Scott; Acreage: 5.05 acres; Zoned: R-E (County Zoning), U (L-TC) (City Equivalent); Sponsored by: Councilman Michael Mack
108. Bill No. 2001-138 – Annexation No. A-0064-01(A) – Property Location: On the south side of Gowan Road, approximately 660 feet east of Durango Drive; Petitioned By: A & A Mountanos 1999 Revocable Living Trust; Acreage: 2.66 acres; Zoned: R-E (County Zoning), U (ML) (City Equivalent); Sponsored by: Councilman Larry Brown
109. Bill No. 2001-139 – Amends the Town Center Development Standards Manual as it relates to residential development. Proposed by: Robert S. Genzer, Director of Planning and Development
110. Bill No. 2001-140 – Conforms the City's campaign contribution and campaign expenditure reporting requirements to those of State law. Sponsored by: Councilwoman Lynette Boggs McDonald
111. Bill No. 2001-141 – Adopts the Transportation Trails Element of the Las Vegas 2020 Master Plan. Proposed by: Robert S. Genzer, Director of Planning and Development
112. Bill No. 2001-142 – Adopts the Recreation Trails Element of the Las Vegas 2020 Master Plan. Proposed by: Robert S. Genzer, Director of Planning and Development
113. Bill No. 2001-143 – Adopts special sign standards applicable to a portion of the Downtown Casino Overlay District. Sponsored by: Councilmen Lawrence Weekly and Gary Reese
114. Bill No. 2001-144 – Annexation No. A-0045-99(A) – Property Location: On the northeast corner of Lone Mountain Road and Valdez Street; Petitioned By: Eagle Dancer, L.L.C.; Acreage: 16.31 acres; Zoned: R-E (County Zoning), R-E (City Equivalent); Sponsored by: Councilman Michael Mack
115. Bill No. 2001-145 – Increases the compensation payable to members of the Planning Commission as authorized by State law. Proposed by: Robert S. Genzer, Director of Planning and Development
116. Bill No. 2001-146 – Levies Assessment re: Special Improvement District No. 1469 – 4<sup>th</sup> Street (Washington Avenue to Adams Avenue) (\$50,771.11 – Capital Projects Fund – Special Assessments) – Ward 5 (Weekly) Sponsored by: Step Requirement

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

117. 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

118. Public hearing on local improvement district regarding: Special Improvement District No. 1463 – Bonanza Village Subdivision – Security Wall (\$824,698.56 - Capital Projects Fund - Special Assessments) - Ward 5 (Weekly)

119.Public hearing to consider the report of expenses to recover costs for abatement of dangerous building located at 4840 West Charleston Blvd. PROPERTY OWNER: MCDONALDS CORP. c/o #027/0003 - Ward 1 (M. McDonald)

120.Public hearing to consider the report of expenses to recover costs for abatement of dangerous building located at 708 Delta Street. PROPERTY OWNER: EQUICREDIT CORPORATION OF NV - Ward 3 (Reese)

## **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.**

121.EXTENSION OF TIME - SPECIAL USE PERMIT - U-0133-99(2) - FARM & ALEXANDER PROPERTIES LIMITED LIABILITY COMPANY - Request for an Extension of Time of an approved Special Use Permit FOR THE SALE OF BEER AND WINE FOR OFF-PREMISE CONSUMPTION IN CONJUNCTION WITH A PROPOSED CONVENIENCE STORE on property located adjacent to the southeast corner of Alexander Road and Tenaya Way (APN: 138-10-516-001), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial), Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL

122.EXTENSION OF TIME - SPECIAL USE PERMIT - U-0134-99(2) - FARM & ALEXANDER PROPERTIES LIMITED LIABILITY COMPANY - Request for an Extension of Time of an approved Special Use Permit FOR GASOLINE SALES IN CONJUNCTION WITH A PROPOSED CONVENIENCE STORE on property located adjacent to the southeast corner of Alexander Road and Tenaya Way (APN: 138-10-516-001), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial), Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL

## **PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION**

123.DIRECTOR'S BUSINESS - PUBLIC HEARING - DB-0012-01 - CITY OF LAS VEGAS - Discussion and possible Action on the Rancho Charleston Land Use Study and Strategic Plan, Ward 1 (M. McDonald). The Planning Commission (3-0-2 vote) and staff recommend APPROVAL

124.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

## **PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION**

125.SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - Z-0025-01(1) - CHARLESTON AUTO PARTS PROFIT SHARING TRUST ON BEHALF OF WILLIAM LYON HOMES - Request for a Site Development Plan Review FOR A 70-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION on approximately 40 acres adjacent to the

northeast corner of Grand Teton Drive and Jones Boulevard (APN: 125-12-401-001), R-E (Residence Estates) Zone, PROPOSED: R-PD2 (Residential Planned Development - 2 Units per Acre), Ward 6 (Mack). The Planning Commission (4-0 vote) and staff recommend APPROVAL

126. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - Z-0072-01(1) - MATONOVICH FAMILY TRUST ON BEHALF OF KB HOME NEVADA, INC. - Request for a Site Development Plan Review FOR A 32-LOT SINGLE-FAMILY RESIDENTIAL SUBDIVISION on 5.21 Acres adjacent to the southeast corner of Campbell Road and Alexander Road (APN: 138-08-101-005 & 006), U (Undeveloped) Zone [L (Low Density Residential) General Plan Designation], PROPOSED: R-PD6 (Residential Planned Development - 6 Units per Acre), Ward 4 (Brown). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
127. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - Z-0014-62(1) - D & W INC. ON BEHALF OF NEXTEL COMMUNICATIONS - Request for a Site Development Plan Review FOR THE CO-LOCATION OF ANTENNA ARRAYS ON AN EXISTING 60 FOOT TALL WIRELESS COMMUNICATION MONOPOLE TOWER on property located at 232 North Jones Boulevard (APN: 138-25-404-001), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). Staff recommends DENIAL. The Planning Commission (5-1 vote) recommends APPROVAL
128. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - Z-0076-98(24) - MONTECITO DOWNTOWN, LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review FOR A PROPOSED 361,560 SQUARE FOOT RETAIL COMMERCIAL CENTER on 38.78 Acres adjacent to the southeast corner of El Capitan Way and Deer Springs Way (APN: 125-20-701-001), T-C (Town Center) Zone [UC-TC (Urban Center Mixed Use - Town Center) Land Use Designation], Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL
129. REQUIRED ONE YEAR REVIEW - VARIANCE - PUBLIC HEARING - V-0069-95(4) - K & C PROPERTY MANAGEMENT CORPORATION ON BEHALF OF LAMAR OUTDOOR ADVERTISING, INC. - Required One Year Review of an approved Variance WHICH ALLOWED A 672 SQUARE-FOOT, OFF-PREMISE ADVERTISING (BILLBOARD) SIGN 625 FEET FROM AN EXISTING OFF-PREMISE ADVERTISING (BILLBOARD) SIGN WHERE 750 FEET IS THE MINIMUM DISTANCE SEPARATION REQUIRED at 1501 West Sahara Avenue (APN: 162-09-110-003), M (Industrial) Zone, Ward 3 (Reese). The Planning Commission (6-0 vote) and staff recommend APPROVAL
130. VARIANCE - PUBLIC HEARING - V-0072-01 - PONCIANO AND MARGARITA VEGA - Request for a Variance TO ALLOW AN EXISTING CARPORT STRUCTURE SIX FEET FROM THE FRONT PROPERTY LINE WHERE 20 FEET IS THE MINIMUM SETBACK REQUIRED located at 1805 South Ninth Street (APN: 162-03-712-021), R-1 (Single Family Residential) Zone, Ward 3 (Reese). The Planning Commission (6-0 vote) and staff recommend APPROVAL
131. VARIANCE - PUBLIC HEARING - V-0073-01 - FREE ENTERPRISE INSTITUTE, LIMITED LIABILITY COMPANY ON BEHALF OF GREAT AMERICAN CAPITAL - Request for a Variance TO ALLOW 315 PARKING SPACES WHERE 405 PARKING SPACES ARE REQUIRED on property located adjacent to the southeast corner of Regatta Drive and Breakwater Drive (APN: 138-16-714-001), C-1 (Limited Commercial) Zone, Ward 4 (Brown). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL
132. SITE DEVELOPMENT PLAN REVIEW RELATED TO V-0073-01 - PUBLIC HEARING - Z-0121-87(1) - FREE ENTERPRISE INSTITUTE, LIMITED LIABILITY COMPANY ON BEHALF OF GREAT AMERICAN CAPITAL - Request for a Site Development Plan Review TO ALLOW A PROPOSED 8,325 SQUARE FOOT SYNAGOGUE on property located adjacent to the southeast corner of Regatta Drive and Breakwater Drive (APN: 138-16-714-001), C-1 (Limited Commercial) Zone, Ward 4 (Brown). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL

## PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

133. VARIANCE - PUBLIC HEARING - V-0078-01 - MBP INDUSTRIES LC ON BEHALF OF ULTIMATE COLLISION - Request for a Variance TO ALLOW 67 PARKING SPACES WHERE 88 PARKING SPACES ARE THE MINIMUM REQUIRED in conjunction with a proposed auto paint and body shop adjacent to the west side of Rancho Drive, approximately 265 feet north of Cheyenne Avenue (APN: 139-12-801-009), C-2 (General Commercial) Zone, Ward 6 (Mack). The Planning Commission (4-0 vote) and staff recommend APPROVAL

134. SITE DEVELOPMENT PLAN REVIEW RELATED TO V-0078-01 - PUBLIC HEARING - SD-0055-01 - MBP INDUSTRIES LC ON BEHALF OF ULTIMATE COLLISION - Request for a Site Development Plan Review FOR A PROPOSED 15,880 SQUARE FOOT AUTO PAINT & BODY REPAIR SHOP on 1.3 acres adjacent to the west side of Rancho Drive, approximately 265 feet north of Cheyenne Avenue, (APN: 138-12-801-009), C-2 (General Commercial) Zone, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
135. ABEYANCE ITEM - SPECIAL USE PERMIT RELATED TO V-0078-01 AND SD-0055-01 - PUBLIC HEARING - U-0124-01 - MBP INDUSTRIES, LC ON BEHALF OF ULTIMATE COLLISION - Request for a Special Use Permit FOR A PROPOSED AUTO PAINT & BODY REPAIR SHOP on 1.3 acres on the west side of Rancho Drive, approximately 265 feet north of Cheyenne Avenue (APN: 138-12-801-009), C-2 (General Commercial) Zone, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
136. REQUIRED SIX MONTH REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - U-0048-01(1) - PLAZA NORTH ON BEHALF OF DON AND CLAUDIA GLOUDE - Required Six Month Review on an approved Special Use Permit which allowed a Restaurant Service Bar in conjunction with an existing restaurant (Taste of N'Awlins) at 9320 Sun City Boulevard, #101 (APN: 138-18-614-001), PC (Planned Community) Zone, Ward 4 (Brown). Staff recommends APPROVAL
137. REQUIRED ONE YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - U-0052-95(2) - AMBER INVESTMENT COMPANY ON BEHALF OF LAMAR OUTDOOR ADVERTISING COMPANY - Required One Year Review of an approved Special Use Permit WHICH ALLOWED A 14 FOOT BY 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 336 West Sahara Avenue (APN: 162-04-807-002), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-0 vote) and staff recommend APPROVAL
138. REQUIRED ONE YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - U-0002-98(2) - SG PROPERTIES, LIMITED LIABILITY COMPANY ON BEHALF OF LAMAR OUTDOOR ADVERTISING COMPANY - Required One Year Review on a Special Use Permit WHICH ALLOWED A 55 FOOT TALL, DOUBLE-FACED 14 FOOT BY 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 845 West Bonanza Road (APN: 139-28-801-008), M (Industrial) Zone, Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL
139. SPECIAL USE PERMIT - PUBLIC HEARING - U-0135-01 - FARM & ALEXANDER PROPERTIES, LIMITED LIABILITY COMPANY - Request for a Special Use Permit FOR A PROPOSED 70,185 SQUARE FOOT MINI-STORAGE FACILITY located adjacent to the southeast corner of Alexander Road and Tenaya Way (APN: 138-10-516-001), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial), Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL
140. SPECIAL USE PERMIT - PUBLIC HEARING - U-0136-01 - FARM & ALEXANDER PROPERTIES, LIMITED LIABILITY COMPANY - Request for a Special Use Permit for a PROPOSED CAR WASH IN CONJUNCTION WITH A PROPOSED CONVENIENCE STORE on property located adjacent to the southeast corner of Alexander Road and Tenaya Way (APN: 138-10-516-001), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial), Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL
141. SPECIAL USE PERMIT - PUBLIC HEARING - U-0137-01 - JORGE MELENDEZ ON BEHALF OF ALPINE FIXTURES - Request for a Special Use Permit FOR A SECONDHAND DEALER OF USED RESTAURANT EQUIPMENT located at 1317 South Main Street (APN's: 162-03-110-085 and 086), C-M (Commercial Industrial) Zone, Ward 3 (Reese). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL

<b>PLANNING &amp; DEVELOPMENT DEPARTMENT – DISCUSSION</b>
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142. REZONING - PUBLIC HEARING - Z-0070-01 - LOVE FAMILY TRUST, 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] and R-E (Residence Estates) Zone TO: R-PD6 (Residential Planned Development - 6 Units per Acre) on 35.93 acres adjacent to southeast corner of the Fort Apache Road and Log Cabin Way alignments (APN: 125-05-301-001, 002, 003, 005, 006, 007, and 008), PROPOSED USE: SINGLE FAMILY RESIDENTIAL, Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (4-0-2 vote) recommends APPROVAL

- 143.SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0070-01 - PUBLIC HEARING - Z-0070-01(1) - LOVE FAMILY TRUST, ET AL ON BEHALF OF SPRING MOUNTAIN RANCH, LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review FOR A 208-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 35.93 acres adjacent to southeast corner of the Fort Apache Road and Log Cabin Way alignments (APN: 125-05-301-001, 002, 003, 005, 006, 007, and 008), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation) and R-E (Residence Estates) Zone, PROPOSED: R-PD6 (Residential Planned Development - 6 Units per Acre, Ward 6 (Mack). Staff has no recommendation. The Planning Commission (4-0-2 vote) recommends APPROVAL
- 144.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.

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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