

Summary - An ordinance authorizing the issuance of the City of Las Vegas, Nevada, General Obligation (Limited Tax) Fire Refunding Bonds, Series 2002C, and providing other matters related thereto.

**BILL NO. 2002-110
ORDINANCE NO. 5530**

AN ORDINANCE DESIGNATED BY THE SHORT TITLE "2002 FIRE REFUNDING BOND ORDINANCE"; PROVIDING FOR THE ISSUANCE BY THE CITY OF LAS VEGAS OF ITS NEGOTIABLE, GENERAL OBLIGATION (LIMITED TAX) FIRE REFUNDING BONDS, SERIES 2002C; PROVIDING THE FORM, TERMS AND CONDITIONS OF THE BONDS, THE MANNER AND TERMS OF THEIR ISSUANCE, THE USE OF THEIR PROCEEDS, THE METHOD OF PAYING THEM, THE SECURITY THEREFOR AND PROVIDING FOR THE SALE THEREOF; PROVIDING FOR THE LEVY AND COLLECTION OF ANNUAL GENERAL (AD VALOREM) TAXES FOR THE PAYMENT OF THE BONDS; PROVIDING OTHER DETAILS CONCERNING THE BONDS; RATIFYING ACTION PREVIOUSLY TAKEN AND PERTAINING TO THE FOREGOING BY THE CITY AND ITS OFFICERS; AND PROVIDING THE EFFECTIVE DATE HEREOF.

WHEREAS, the City of Las Vegas in the State of Nevada (the "City" and "State," respectively) is a political subdivision of the State, organized and operating as a city under the provisions of an act entitled "AN ACT incorporating the City of Las Vegas, in Clark County, Nevada, under a new charter; defining the boundaries thereof; and providing other matters properly relating thereto," cited as Chapter 517, Statutes of Nevada 1983, and all laws amendatory thereof (the "Charter"); and

WHEREAS, the Charter and Chapter 268 of Nevada Revised Statutes (the "Project Act" and "NRS," respectively) provide that the City Council of the City (the "Council") has the power to borrow money for corporate purposes and to evidence such borrowing by the issuance of bonds, upon the submission of the proposal to the registered voters of the City; and

WHEREAS, after approval by the Clark County Debt Management Commission and by the City's registered voters, and pursuant to the Project Act and NRS 350.500 through 350.720, and all laws amendatory thereof, cited in 350.500 thereof as the Local Government Securities Law (the "Bond Act"), the City issued its "City of Las Vegas, Nevada, General Obligation (Limited Tax)



Fire Protection Bonds, Series March 1, 1993" in the aggregate principal amount of \$9,700,000 (the "1993 Bonds"); and

WHEREAS, interest rates have declined since the issuance of the 1993 Bonds; and

WHEREAS, NRS 350.684 provides that the City may issue refunding bonds to refund, pay and discharge all or any part of the outstanding bonds of any one or more issues for the purpose of reducing interest costs or effecting other economies; and

WHEREAS, if it is determined by the City's Director of Finance and Business Services (the "Finance Director"), the City's chief financial officer, that the City will achieve interest rate savings, the Finance Director is hereby authorized to specify in the Certificate of the Finance Director (defined below) which maturities of the 1993 Bonds, if any, will be refunded (the "Refunded Bonds"); and

WHEREAS, if after receiving bids for the purchase of the City's General Obligation (Limited Tax) Fire Refunding Bonds, Series 2002C (the "Bonds" or "2002 Bonds") herein authorized to be issued for the purpose of refunding, paying and discharging the Refunded Bonds (the "Refunding Project"), it is determined that interest rate savings will be effected, the Finance Director is authorized to accept a binding bid for the Bonds from the best bidder therefor (the "Purchaser"); the Bonds to bear interest at the rates per annum provided in the bond purchase proposal submitted by the Purchaser (the "Bond Purchase Proposal") and accepted by the Finance Director, at a purchase price equal to the principal amount thereof, plus accrued interest to the date of delivery of the Bonds, less a discount or plus a premium not to exceed 9 percent of the principal amount of the Bonds, all as specified by the Finance Director in a certificate dated on or before the date of delivery of the Bonds (the "Certificate of the Finance Director"), which purchase price does not result in an effective interest rate on the Bonds in excess of 3% over the index of Twenty Bonds most recently published in The Bond Buyer prior to the time bids were received for the Bonds; and

WHEREAS, there have been filed with the City Clerk:

(i) the form of an escrow agreement (the "Escrow Agreement") between the City and BNY Western Trust Company (the "Escrow Bank"); and

(ii) the form of the Official Statement (the "Official Statement") for the Bonds; and

WHEREAS, the Council hereby elects to have the provisions of Chapter 348 of NRS (the "Supplemental Bond Act") apply to the Bonds; and

WHEREAS, the Council has determined and does hereby declare that each of the limitations and other conditions to the issuance of the Bonds in the Bond Act, and in any other relevant act of the State or the Federal Government, has been met; and pursuant to Section 350.708, Bond Act, this determination of the Council that the limitations in the Bond Act have been met shall be conclusive in the absence of fraud or arbitrary or gross abuse of discretion.

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

Section 1. Short Title. This Ordinance shall be known and may be cited as the "2002 Fire Refunding Bond Ordinance."

Section 2. Bid From Financial Advisor; Acceptance of Bond Purchase Proposal. The City's Finance Director is authorized to execute the Bond Purchase Proposal for the Bonds submitted by the Purchaser in accordance with the provisions of this Ordinance. Pursuant to NRS 350.810 and MSRB Rule G-23, the Council hereby consents to receiving a bid on the Bonds from Zions Bank, and this consent shall constitute a written agreement required by NRS 350.810.

Section 3. Approval of Official Statement and Escrow Agreement. The Official Statement and the Escrow Agreement in substantially the forms now on file with the City Clerk are hereby approved and the Finance Director is hereby authorized to execute and deliver the Official Statement and the Escrow Agreement in substantially the forms now on file with the City Clerk with such changes as may be required by the circumstances and are not inconsistent herewith.

Section 4. Ratification. All consistent action taken previously by the Council and the officers of the City directed toward the Refunding Project and toward the sale and issuance of the Bonds, including, without limitation, the distribution of the Official Notice of Bond Sale and the Official Statement is ratified, approved and confirmed. The designation of such Official Statement by the Finance Director of the City as a "nearly final Official Statement" for purposes of Rule 15c2-12 of the Securities and Exchange Commission is hereby ratified, approved and confirmed.

Section 5. Necessity of Refunding Project and Bonds. It is necessary and in the best interests of the Council, the officers of the City and the inhabitants of the City that the City effect the Refunding Project and defray wholly or in part the cost thereof by the issuance of the Bonds therefor; and it is hereby so determined and declared.

Section 6. Ordinance to Constitute Contract. In consideration of the purchase and the acceptance of the Bonds by those who shall own the same from time to time, the provisions hereof shall be deemed to be and shall constitute contracts between the City and the owners from time to time of the Bonds.

Section 7. Bonds Equally Secured. The covenants and agreements herein set forth to be performed on behalf of the City shall be for the equal benefit, protection and security of the owners of any and all of the outstanding Bonds, all of which, regardless of the time or times of their issue or maturity, shall be of equal rank without preference, priority or distinction of any of the Bonds over any other thereof, except as otherwise expressly provided in or pursuant to this Ordinance.

Section 8. General Obligation. All of the Bonds, as to the principal thereof, any prior redemption premiums due in connection therewith, and the interest thereon (the "Bond Requirements"), shall constitute general obligations of the City, which hereby pledges the full faith and credit of the City for their payment. The Bonds as to all Bond Requirements shall be payable from general (ad valorem) taxes (the "General Taxes") (except to the extent that other moneys are available therefor) as herein provided.

Section 9. Limitations upon Security. The payment of the Bonds is not secured by an encumbrance, mortgage or other pledge of property of the City, except for the proceeds of General Taxes and any other moneys pledged for the payment of the Bonds. No property of the City, subject to such exception, shall be liable to be forfeited or taken in payment of the Bonds.

Section 10. Authorization of Bonds. For the purpose of providing funds to pay, wholly or in part, the cost of the Refunding Project, the City shall issue the "City of Las Vegas, Nevada, General Obligation (Limited Tax) Fire Refunding Bonds, Series 2002C" in the aggregate principal amount as set forth in the Certificate of the Finance Director (not to exceed the amount necessary to effect the Refunding Project plus the cost of issuance of the Bonds).

Section 11. Bond Details. The Bonds shall be issued in fully registered form, i.e., registered as to both principal and interest. The Bonds shall be dated as of the first of the month of the date of delivery of the Bonds, and shall be issued in denominations of \$5,000 or any integral multiple thereof (provided that no Bond may be in a denomination which exceeds the principal coming due on any maturity date and no individual Bond will be issued with more than one maturity). The Bonds shall bear interest (calculated on the basis of a 360-day year consisting of twelve 30-day months) from their date until their respective maturity dates (or, if redeemed prior to maturity as provided below, their redemption dates) at the respective rates set forth in the Certificate of the Finance Director, payable on March 1 and September 1 in each year, commencing on September 1, 2003; provided that those Bonds which are reissued upon transfer, exchange or other replacement shall bear interest at the rates shown below from the most recent interest payment date to which interest has been paid or if no interest has been paid, from the date of the Bonds. The Bonds shall bear interest and shall mature on the designated dates in each of the designated amounts of principal, as set forth in the Certificate of the Finance Director (not to exceed 10 years).

Except as provided in Section 16 hereof, the principal of and redemption premium, if any, on any Bond shall be payable to the owner thereof as shown on the registration records kept at the office of the City Treasurer, Las Vegas, Nevada, as paying agent and registrar for the Bonds (the "Paying Agent" and the "Registrar"), upon maturity or prior redemption thereof and upon presentation and surrender at the office of the Paying Agent. If any Bond shall not be paid upon such presentation and surrender at or after maturity, it shall continue to draw interest at the interest rate borne by said Bond until the principal thereof is paid in full. Payment of interest on any Bond shall be made to the owner thereof by check mailed by the Paying Agent, on each interest payment date (or, if such interest payment date is not a business day, on the next succeeding business day), to the owner thereof at its address as shown on the registration records kept by the Registrar as of the close of business on the 15th day of the calendar month next preceding each interest payment date (the "Regular Record Date"); but any such interest not so timely paid shall cease to be payable to the owner thereof as shown on the registration records of the Registrar as of the close of business on the Regular Record Date and shall be payable to the owner thereof at its address as shown on the registration records of the Registrar as of the close of business on a date fixed to determine the names

and addresses of owners for the purpose of paying defaulted interest (the "Special Record Date"). Such Special Record Date shall be fixed by the Registrar whenever moneys become available for payment of the defaulted interest, and notice of the Special Record Date shall be given to the owners of the Bonds not less than ten days prior thereto by first-class mail to each such owner as shown on the Registrar's registration records as of a date selected by the Registrar, stating the date of the Special Record Date and the date fixed for the payment of such defaulted interest. The Paying Agent may make payments of interest on any Bond by such alternative means as may be mutually agreed to between the owner of such Bond and the Paying Agent. All such payments shall be made in lawful money of the United States of America without deduction for any service charges of the Paying Agent or Registrar.

Section 12. Prior Redemption.

A. Optional Redemption. Bonds, or portions thereof, maturing on or after the dates set forth in the Certificate of the Finance Director are subject to redemption prior to their respective maturities at the option of the City on and after the dates set forth in the Certificate of the Finance Director, in whole or in part (\$5,000 or any integral multiple thereof), at any time from such maturities as are selected by the City and by lot within a maturity (giving proportionate weight to Bonds in denominations larger than \$5,000) or in such other manner in which the Registrar deems fair, at a price equal to 100% of the principal amount of each Bond, or portion thereof, so redeemed, accrued interest thereon to the redemption date, and a premium, if any, computed in accordance with the schedule set forth in the Certificate of the Finance Director.

B. Mandatory Redemption. The Bonds maturing on the dates set forth in the Certificate of the Finance Director (the "Term Bonds") shall be subject to mandatory sinking fund redemption at a redemption price equal to 100% of the principal amount thereof and accrued interest to the redemption date. As and for a sinking fund for the redemption of the Term Bonds there shall be deposited into the Bond Fund on or before the dates set forth in the Certificate of the Finance Director, a sum which, together with other moneys available therein, is sufficient to redeem on the dates set forth in the Certificate of the Finance Director the principal amounts of Term Bonds set forth in the Certificate of the Finance Director.

Not more than 60 days nor less than 30 days prior to the sinking fund payment dates for the Term Bonds, the Registrar shall proceed to select for redemption (by lot or in such other manner as the Registrar deems fair) from all outstanding Term Bonds, a principal amount of the Term Bonds equal to the aggregate principal amount of Term Bonds redeemable with the required sinking fund payments, and shall call such Term Bonds, or portions thereof, for redemption from the sinking fund on the next principal payment date, and give notice of such call as provided in Section 13 of this Ordinance.

At the option of the City to be exercised by delivery of a written certificate to the Registrar not less than 60 days next preceding any sinking fund redemption date, it may (i) deliver to the Registrar for cancellation Term Bonds, or portions thereof (\$5,000 or any integral multiple thereof), in an aggregate principal amount desired by the City or, (ii) specify a principal amount of Term Bonds, or portions thereof (\$5,000 or any integral multiple thereof), which prior to said date have been redeemed (otherwise than through the operation of the sinking fund) and canceled by the Registrar and not theretofore applied as a credit against any sinking fund redemption obligation. Each Term Bond, or portion thereof, so delivered or previously redeemed shall be credited by the Registrar at 100% of the principal amount thereof against the obligation of the City on the sinking fund redemption dates and any excess shall be so credited against future sinking fund redemption obligations in such manner as the City determines. In the event the City shall avail itself of the provisions of clause (i) of the first sentence of this paragraph, the certificate required by the first sentence of this paragraph shall be accompanied by the respective Term Bonds, or portions thereof, to be canceled, or in the event the Bonds are registered in the name of Cede & Co. as provided in Section 16 of this Ordinance, the certificate required by the first sentence of this paragraph shall be accompanied by such direction and evidence of ownership as is satisfactory to The Depository Trust Company.

C. Partial Redemption. If any Bond is in a denomination larger than \$5,000, a portion of such Bond (\$5,000 or any integral multiple thereof) may be redeemed pursuant to subsection A or B hereof, in which case the Registrar shall, without charge to the owner of such Bond, authenticate and issue a replacement Bond or Bonds for the unredeemed portion thereof. In the case of a partial redemption of Bonds of a single maturity, the Registrar shall select the Bonds to

be redeemed by lot or in such other manner as the Registrar deems fair at such time as directed by the City (but at least 30 days prior to the redemption date).

Section 13. Redemption Notice. Notice of prior redemption shall be given by the Registrar, by registered or certified mail as long as the nominee of The Depository Trust Company or a successor depository is the registered owner of the Bonds, and otherwise by first class, postage prepaid mail, at least 30 days but not more than 60 days prior to the redemption date, to the Municipal Securities Rulemaking Board and the owner of any Bond all or a part of which is called for prior redemption at its address as it last appears on the registration records kept by the Registrar. The notice as so mailed shall identify the Bonds or portions thereof to be redeemed, specify the redemption date, specify that the principal thereof and redemption premium, if any, thereon will become due and payable at the Paying Agent (accrued interest to the redemption date being payable by mail or as otherwise provided in this Ordinance), and that after such redemption date interest will cease to accrue. After such notice and presentation of the Bonds, the Bonds called for redemption will be paid. Actual receipt of mailed notice by the Municipal Securities Rulemaking Board and any owner of Bonds shall not be a condition precedent to redemption of such Bonds. Failure to give such notice by mailing to the owner of any Bond designated for redemption, or any defect therein, shall not affect the validity of the proceedings for the redemption of Bonds as to which no such failure has occurred. A certificate by the Registrar that notice of redemption has been given as provided in this Section shall be conclusive as against all parties; and no owner whose Bond is called for redemption or any other owner of any Bond or any other person may object thereto or may object to the cessation of interest on the redemption date on the ground that he or she failed actually to receive such notice of redemption.

Notwithstanding the provisions of this section, any notice of redemption may contain a statement that the redemption is conditioned upon the receipt by the Paying Agent of funds on or before the date fixed for redemption sufficient to pay the redemption price of the Bonds so called for redemption, and that if such funds are not available, such redemption shall be canceled by written notice to the owners of the Bonds called for redemption in the same manner as the original redemption notice was mailed.

Section 14. Negotiability. Subject to the registration provisions herein provided, the Bonds shall be fully negotiable within the meaning of and for the purpose of the Uniform Commercial Code - Investment Securities and each owner shall possess all rights enjoyed by holders of negotiable instruments under the Uniform Commercial Code - Investment Securities.

Section 15. Registration, Transfer and Exchange of Bonds. Except as otherwise provided in Section 16 hereof:

A. Records for the registration and transfer of the Bonds shall be kept by the Registrar. Upon the surrender of any Bond at the office of the Registrar, duly endorsed for transfer or accompanied by an assignment in form satisfactory to the Registrar duly executed by the owner or his or her attorney duly authorized in writing, the Registrar shall authenticate and deliver in the name of the transferee or transferees a new Bond or Bonds of a like aggregate principal amount and of the same maturity, bearing a number or numbers not previously assigned. Bonds may be exchanged at the Registrar for an equal aggregate principal amount of Bonds of the same maturity of other authorized denominations, as provided in Section 11 hereof. The Registrar shall authenticate and deliver a Bond or Bonds which the owner making the exchange is entitled to receive, bearing a number or numbers not previously assigned. For every exchange or transfer of Bonds requested by the owner thereof, the City or the Registrar may make a sufficient charge to reimburse it for any tax, fee, or other governmental charge required to be paid with respect to such exchange or transfer, and except for the first exchange or transfer of a Bond (other than its registration for payment upon its issuance), may charge a sum sufficient to pay the cost of preparing and authenticating each new Bond. No such charge shall be levied in the case of an exchange resulting from an optional or mandatory prior redemption of a Bond.

B. The Registrar shall not be required to transfer or exchange (i) any Bond subject to redemption during a period beginning at the opening of business 15 days before the date of mailing by the Registrar of a notice of prior redemption of Bonds and ending at the close of business on the date of such mailing, or (ii) any Bond after the mailing of notice calling such Bond, or any portion thereof, for redemption as herein provided.

C. The person in whose name any Bond shall be registered on the registration records kept by the Registrar shall be deemed and regarded as the absolute owner thereof for the

purpose of payment and for all other purposes (except to the extent otherwise provided in Section 11 hereof with respect to interest payments); and payment of or on account of either principal or interest on any Bond shall be made only to or upon the written order of the owner thereof or his or her legal representative. All such payments shall be valid and effectual to discharge the liability upon such Bond to the extent of the sum or sums so paid.

D. If any Bond shall be lost, stolen, destroyed or mutilated, the Registrar shall, upon receipt of such evidence, information or indemnity relating thereto as it or the City may reasonably require, and upon payment of all expenses in connection therewith, authenticate and deliver a replacement Bond or Bonds of a like aggregate principal amount and of the same maturity, bearing a number or numbers not previously assigned. If such lost, stolen, destroyed or mutilated Bond shall have matured or shall have been called for redemption, the Registrar may direct that such Bond be paid by the Paying Agent in lieu of replacement.

E. Whenever any Bond shall be surrendered to the Paying Agent upon payment thereof, or to the Registrar for transfer, exchange or replacement as provided herein, such Bond shall be promptly canceled by the Paying Agent or Registrar.

Section 16. Custodial Deposit.

A. Notwithstanding the foregoing provisions of Sections 11 to 15 of this Ordinance, the Bonds shall initially be evidenced by one Bond for each year in which the Bonds mature in denominations equal to the principal amount which matures in each such year or, in the case of Bonds subject to mandatory sinking fund redemption, the Bonds shall initially be evidenced by one Bond for each term in denominations equal to the aggregate principal amount of the Bonds maturing in that term. Such initially delivered Bonds shall be registered in the name of "Cede & Co.," as nominee for The Depository Trust Company, the securities depository for the Bonds. The Bonds may not thereafter be transferred or exchanged except:

(1) To any successor of The Depository Trust Company, or its nominee, which successor must be both a "clearing corporation" as defined in subsection 3 of NRS 104.8102 and a qualified and registered "clearing agency" under Section 17A of the Securities Exchange Act of 1934, as amended;

(2) Upon the resignation of The Depository Trust Company or a successor or new depository under clause (1) hereof or this clause (2) or upon a determination by the City that The Depository Trust Company or such successor or new depository is no longer able to carry out its functions and the designation by the City of another depository institution acceptable to the depository then holding the Bonds, which new depository institution must be both a "clearing corporation" as defined in subsection 3 of NRS 104.8102 and a qualified and registered "clearing agency" under Section 17A of the Securities Exchange Act of 1934, as amended, to carry out the functions of The Depository Trust Company or such successor or new depository; or

(3) Upon the resignation of The Depository Trust Company or a successor or new depository under clause (1) hereof or clause (2) hereof or upon a determination by the City that The Depository Trust Company or such successor or new depository is no longer able to carry out its functions and the failure by the City, after reasonable investigation, to locate another qualified depository institution under clause (2) to carry out the functions of The Depository Trust Company or such successor or new depository.

B. In the case of a transfer to a successor of The Depository Trust Company or its nominee as referred to in clause (1) of subsection A hereof or in the case of designation of a new depository pursuant to clause (2) of subsection A hereof, upon receipt of the outstanding Bonds by the Registrar, together with written instructions for transfer satisfactory to the Registrar, a new Bond for each then outstanding maturity of the Bonds or, in the case of Bonds subject to mandatory sinking fund redemption, for each term of the Bonds then outstanding, shall be issued to such successor or new depository, as the case may be, or its nominee, as is specified in such written transfer instructions. In the case of a resignation or determination under clause (3) of subsection A hereof and the failure after reasonable investigation to locate another qualified depository institution

for the Bonds as provided in clause (3) of subsection A hereof, and upon receipt of outstanding Bonds by the Registrar, together with written instructions for transfer satisfactory to the Registrar, new Bonds shall be issued in the denominations of \$5,000 or any integral multiple thereof, as provided in and subject to the limitations of Section 11 hereof, registered in the names of such persons, and in such denominations as are requested in such written transfer instructions; however, the Registrar shall not be required to deliver such new Bonds within a period of less than 60 days from the date of receipt of such written transfer instructions.

C. The City, the Registrar and the Paying Agent shall be entitled to treat the registered owner of any Bond as the absolute owner thereof for all purposes hereof and any applicable laws, notwithstanding any notice to the contrary received by any or all of them and the City, the Registrar and the Paying Agent shall have no responsibility for transmitting payments to the beneficial owners of the Bonds held by The Depository Trust Company or any successor or new depository named pursuant to subsection A hereof.

D. The City, the Registrar and the Paying Agent shall endeavor to cooperate with The Depository Trust Company or any successor or new depository named pursuant to clause (1) or (2) of subsection A hereof in effectuating payment of the Bond Requirements of the Bonds by arranging for payment in such a manner that funds representing such payments are available to the depository on the date they are due.

E. Upon any partial redemption of any maturity of the Bonds, Cede & Co. (or its successor) in its discretion may request the City to issue and authenticate a new Bond or shall make an appropriate notation on the Bond indicating the date and amount of prepayment, except in the case of final maturity, in which case the Bond must be presented to the Paying Agent prior to payment.

Section 17. Execution and Authentication.

A. Prior to the execution of any Bond by facsimile signature, pursuant to Section 350.638, Bond Act, to the act known as the Uniform Facsimile Signatures of Public Officials Act, cited as Chapter 351, NRS, and to the Supplemental Bond Act, the Mayor of the City (the "Mayor"), City Treasurer (the "Treasurer"), and the City Clerk (the "Clerk") shall each file with the Secretary of State of Nevada his or her manual signature certified by him or her under oath.

B. The Bonds shall be signed and executed in the name of and on behalf of the City with the manual or facsimile signature of the Mayor, shall be countersigned and executed with the manual or facsimile signature of the Treasurer, and shall bear a manual impression or a facsimile of an impression of the official seal of the City attested with the manual or facsimile signature of the Clerk.

C. No Bond shall be valid or obligatory for any purpose unless the certificate of authentication thereon, substantially in the form hereinafter provided, has been duly manually executed by the Registrar. The Registrar's certificate of authentication shall be deemed to have been duly executed by it if manually signed by an authorized officer or employee of the Registrar, but it shall not be necessary that the same officer sign the certificate of authentication on all of the Bonds issued hereunder. By authenticating any of the Bonds initially delivered pursuant to this Ordinance, the Registrar shall be deemed to have assented to all of the provisions of this Ordinance.

Section 18. Use of Predecessor's Signature. The Bonds bearing the signatures of the officers in office at the time of their execution shall be valid and binding obligations of the City, notwithstanding that before the delivery thereof and payment therefor any or all of the persons whose signatures appear thereon shall have ceased to fill their respective offices. The Mayor, the Treasurer and the Clerk, at the time of the execution of a signature certificate relating to the Bonds, may each adopt as and for his or her own facsimile signature the facsimile signature of his or her predecessor in office if such facsimile signature appears upon any of the Bonds.

Section 19. Incontestable Recital. Pursuant to Section 350.628 of the Bond Act, the Bonds shall contain a recital that they are issued pursuant to the Bond Act, which recital shall be conclusive evidence of the validity of the Bonds and the regularity of their issuance.

Section 20. State Tax Exemption. Pursuant to Section 350.710 of the Bond Act, the Bonds, their transfer and the income therefrom shall forever be and remain free and exempt from taxation by the State or any subdivision thereof except the tax on estates imposed pursuant to Chapter 375A of NRS and the tax on generation-skipping transfers imposed pursuant to Chapter 375B of NRS.

Section 21. Bond Execution. The Mayor, the Clerk and the Treasurer are hereby authorized and directed to prepare and to execute the Bonds as herein provided.

Section 22. Initial Registration. The Registrar shall maintain in a separate record the registration records of the City for the Bonds, showing the name and address of the owner of each Bond authenticated and delivered, the date of authentication, the maturity of the Bond, and its interest rate, principal amount and Bond number.

Section 23. Bond Delivery. After such registration by the Registrar, the Treasurer shall cause the Bonds to be delivered to the Purchaser, upon payment being made in accordance with the terms of their sale.

Section 24. Bond Form. Subject to the provisions of this Ordinance, the Bonds shall be in substantially the following form, with such omissions, insertions, endorsements and variations as may be required by the circumstances, be required or permitted by this Ordinance, or be consistent with this Ordinance or necessary or appropriate to conform to the rules and requirements of any governmental authority or any usage or requirement of law with respect thereto:

(Form of Bond)

TRANSFER OF THIS BOND OTHER THAN BY REGISTRATION IS NOT EFFECTIVE

CITY OF LAS VEGAS, NEVADA
GENERAL OBLIGATION (LIMITED TAX)
FIRE REFUNDING BOND, SERIES 2002C

No. _____ \$ _____

<u>Interest Rate</u>	<u>Maturity Date</u>	<u>Dated As of</u>	<u>CUSIP</u>
____ % per annum	_____ 1, _____	_____ 1, 2002	

REGISTERED OWNER: CEDE & CO.

PRINCIPAL AMOUNT: _____ DOLLARS

The City of Las Vegas in the State of Nevada (the "City" and the "State," respectively) for value received hereby acknowledges itself to be indebted and promises to pay to the registered owner specified above the principal amount specified above on the maturity date specified above (unless called for earlier redemption), and to pay interest thereon on March 1 and September 1 of each year, commencing on September 1, 2003, at the interest rate per annum specified above, until the principal sum is paid or payment has been provided for. This bond will bear interest from the most recent interest payment date to which interest has been paid or, if no interest has been paid, from the date of this bond. The principal of and redemption premium, if any, on this bond are payable upon presentation and surrender hereof at the principal office of the City's paying agent for the Bonds (the "Paying Agent"), presently the City Treasurer, Las Vegas, Nevada, who is also now acting as the City's registrar for the Bonds (the "Registrar"), or such other office as is designated by the Paying Agent. Interest on this bond will be paid on each interest payment date (or, if such date is not a business day, on the next succeeding business day), by check mailed to the person in whose name this bond is registered (the "registered owner") in the registration records of the City maintained by the Registrar, at the address appearing therein, as of the close of business on the 15th day of the calendar month next preceding such interest payment date (the "Regular Record Date"). Any such interest not so timely paid shall cease to be payable to the person who is the registered owner as of the close of business on the Regular Record Date and shall be payable to the person who is the registered owner as of the close of business on a Special Record Date for the payment of any defaulted interest. Such Special Record Date shall be fixed by the Registrar whenever moneys become available for payment of the defaulted interest, and notice of the Special Record Date shall be given to the registered owner not less than ten days prior thereto. Alternative means of payment of interest may be used if mutually agreed to by the registered owner and the Paying Agent, as

provided in the ordinance of the City Council of the City (the "Council") authorizing the issuance of the bonds of the series of which this bond is one (the "Bonds") and designated in Section 1 thereof as the "2002 Fire Refunding Bond Ordinance" (the "Ordinance"), duly adopted by the Council prior to the issuance of the Bonds. All such payments shall be made in lawful money of the United States of America without deduction for any service charges of the Paying Agent or Registrar.

The Bonds are issuable solely as fully registered Bonds in denominations of \$5,000 each or any integral multiple thereof, and are exchangeable for fully registered Bonds of the same maturity in equivalent aggregate principal amounts and in authorized denominations at the aforesaid office of the Registrar but only in the manner, subject to the limitations and on payment of the charges provided in the Ordinance.

This Bond is fully transferable by the registered owner in person or by his or her duly authorized attorney on the registration records kept by the Registrar upon surrender of this Bond together with a duly executed written instrument of transfer satisfactory to the Registrar. Upon such transfer a new fully registered Bond of authorized denomination or denominations of the same aggregate principal amount and maturity will be issued to the transferee in exchange for this Bond, on payment of the charges and subject to the terms and conditions as set forth in the Ordinance.

The Registrar will not be required to transfer or exchange (i) any Bond subject to redemption during the period beginning at the opening of business 15 days before the day of mailing by the Registrar of a notice of prior redemption of Bonds and ending at the close of business on the day of such mailing, or (ii) any Bond after the mailing of a notice calling such Bond or any portion thereof for prior redemption.

The Bonds shall not be transferable or exchangeable, except as set forth in the Ordinance.

The City, the Registrar and the Paying Agent may deem and treat the person in whose name this bond is registered as the absolute owner hereof for the purpose of payment and for all other purposes, except to the extent otherwise provided hereinabove and in the Ordinance with respect to Regular and Special Record Dates for the payment of interest.

[The Bonds maturing on and after the date set forth in the Certificate of the Finance Director are subject to redemption prior to their respective maturities at the option of the City on and after the date set forth in the Certificate of the Finance Director in whole or in part (\$5,000 or any integral multiple thereof) at any time from such maturities as are selected by the City and by lot within a maturity (giving proportionate weight to Bonds in denominations larger than \$5,000), or in such other manner in which the Registrar deems fair, at a price equal to 100% of the principal amount of each Bond, or portion thereof, so redeemed, accrued interest thereon to the redemption date.]

Certain of the Bonds shall be subject to mandatory sinking fund redemption

In the case of Bonds in a denomination larger than \$5,000, a portion of such Bonds (\$5,000 or any integral multiple thereof) may be redeemed, in which case the Registrar, without charge to the owner of such Bond, will authenticate and issue a replacement Bond or Bonds for the unredeemed portion thereof. Redemption shall be made upon not less than thirty (30) days' prior notice as provided in the Ordinance.

****Upon any partial prior redemption of this Bond, Cede & Co., in its discretion, may request the Registrar to authenticate a new Bond or shall make an appropriate notation on this Bond indicating the date and amount of prepayment, except in the case of final maturity, in which case this bond must be presented to the Paying Agent prior to payment.****

****Unless this certificate is presented by an authorized representative of The Depository Trust Company, a New York corporation ("DTC"), to the City or its agent for registration of transfer, exchange, or payment, and any certificate issued is registered in the name of Cede & Co. Or in such other name as is requested by an authorized representative of DTC (and any payment is made to Cede & Co or to such other entity as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE, OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, Cede & Co., has an interest herein.****

This Bond must be registered in the name of the owner as to both principal and interest on the registration records kept by the Registrar in conformity with the provisions stated herein and endorsed hereon and subject to the terms and conditions set forth in the Ordinance. No transfer of this Bond shall be valid unless made on the registration records maintained at the principal office of the Registrar by the registered owner or his or her attorney duly authorized in writing.

This Bond is one of a series of Bonds issued by the City upon its behalf and upon the credit thereof for the purpose of defraying wholly or in part the cost of refunding, paying and discharging a portion of the series of bonds of the City designated as its "City of Las Vegas, Nevada, General Obligation (Limited Tax) Fire Protection Bonds, Series March 1, 1993" under the authority of and in full compliance with the Constitution and laws of the State, and pursuant to the Ordinance.

It is hereby certified and recited that all the requirements of law have been fully complied with by the proper officers of the City in the issuance of this Bond; that the total indebtedness of the City, including that of this Bond, does not exceed any limit of indebtedness prescribed by the Constitution, the City's Charter or by the laws of the State; that provision has been made for the levy and collection of annual general (ad valorem) taxes against all the taxable property within the City sufficient to pay the principal of, premium, if any, and interest on this Bond when the same become due (except to the extent other funds are available therefor), subject to the limitations imposed by the Constitution and by the statutes of the State; and that the full faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and the interest on this bond according to its terms.

The Bonds are issued pursuant to Sections 350.500 through 350.720, Nevada Revised Statutes, and all laws amendatory thereof, designated in Section 350.500 thereof as the Local Government Securities Law (the "Bond Act"); pursuant to Section 350.628 of the Bond Act, this recital is conclusive evidence of the validity of the Bonds and the regularity of their issuance; and pursuant to Section 350.710 of the Bond Act the Bonds, their transfer, and the income therefrom shall forever be and remain free and exempt from taxation by the State or any subdivision thereof except the tax on estates imposed pursuant to Chapter 375A of Nevada Revised Statutes and the tax on generation-skipping transfers imposed pursuant to Chapter 375B of Nevada Revised Statutes.

No recourse shall be had for the payment of the principal of or the interest on this bond or for any claim based thereon or otherwise upon the Ordinance or other instrument pertaining thereto, against any individual member of the Council, or any officer or other agent of the City, past, present, or future, either directly or indirectly through the Council, or otherwise, whether by virtue of any constitution, statute or rule of law, or by the enforcement of any penalty or otherwise, all such liability, if any, being by the acceptance of this Bond and as a part of the consideration of its issuance specially waived and released.

This Bond shall not be valid or obligatory for any purpose until the Registrar shall have manually signed the certificate of authentication hereon.

IN WITNESS WHEREOF, the City Council of the City of Las Vegas, Nevada has caused this bond to be signed and executed in the corporate name of the City with the manual or facsimile signature of the Mayor of the City, to be attested, signed and executed with a manual or facsimile signature of its City Clerk, and to be signed, subscribed and executed by the manual or facsimile signature of its City Treasurer; and has caused a manual or facsimile impression of the seal of the City to be affixed hereon, all as of _____ 1, 2002.

CITY OF LAS VEGAS, NEVADA

(Manual or Facsimile Signature)
Mayor

(MANUAL OR FACSIMILE CITY SEAL)

Attest:

(Manual or Facsimile Signature)
City Clerk

(Manual or Facsimile Signature)
City Treasurer

(End of Form of Bond)

- * Insert only if Bonds are delivered pursuant to Section 16A(3).
- ** Insert only if Bonds are initially delivered to DTC.
- *** Insert only if the Certificate of the Finance Director designates any of the Bonds as Term Bonds.

(Form of Registrar's Certificate of Authentication for Bonds)

Date of authentication
and registration _____

This is one of the Bonds described in the within-mentioned Ordinance, and this bond has been duly registered on the registration records kept by the undersigned as Registrar for such Bonds.

TREASURER, CITY OF LAS VEGAS, as Registrar

By (Manual Signature)
Authorized Officer

(End of Form of Registrar's Certificate of Authentication for Bonds)

(Form of Assignment for Bonds)

For value received, the undersigned hereby sells, assigns and transfers unto _____ the within Bond and hereby irrevocably constitutes and appoints _____ attorney to transfer the same on the records kept for registration of the within Bond, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

Address of transferee:

Social Security or other tax identification
number of transferee:

NOTE: The signature to this Assignment must correspond with the name as written on the face of the within bond in every particular, without alteration or enlargement or any change whatsoever. The signature must be guaranteed by an eligible guarantor institution as defined in 17 CFR § 240.17 Ad-15(a)(2).

NOTE: TRANSFER FEES MUST BE PAID WHEN THIS BOND IS TRANSFERRED OR EXCHANGED EXCEPT AS OTHERWISE PROVIDED IN THE ORDINANCE AUTHORIZING THE ISSUANCE OF THIS BOND

(End of Form of Assignment for Bonds)

**** (Form of Prepayment Panel)**

PREPAYMENT PANEL

The following installments of principal (or portions thereof) of this Bond have been prepaid by the City of Las Vegas, Nevada in accordance with the terms of the Ordinance authorizing the issuance of this bond.

<u>Date of Prepayment</u>	<u>Principal Amount Prepaid</u>	<u>Signature of Authorized Representative of DTC</u>

(End of Form of Prepayment Panel)**

** Insert only if Bonds are initially delivered to DTC.

Section 25. Use of Bond Proceeds. Pursuant to Section 350.648, Bond Act, upon the issuance of the Bonds, the Bond proceeds received as accrued interest on the Bonds, if not needed for the Refunding Project, shall be deposited into the Interest Account hereafter created. Bond proceeds, together with other available moneys of the City, in an amount sufficient to establish an initial cash balance and to purchase the Federal Securities (as hereinafter defined) designated in the Escrow Agreement, shall be deposited into a special and separate trust fund held by the Escrow Bank designated as the "City of Las Vegas, Nevada, General Obligation (Limited Tax) Fire Refunding Bonds, Series 2002C Escrow Account" (the "Escrow Account") and used as provided in Sections 38 and 39 hereof. All remaining proceeds of the Bonds shall be accounted for by deposit into a special account hereby created in the treasury of the City and designated as the "City of Las Vegas, Nevada, General Obligation (Limited Tax) Refunding Bonds, Series 2002C Expense Account" (the "Expense Account") and shall be applied solely to defray wholly or in part the costs of issuing the Bonds and establishing the Escrow Account, including any premium for insuring the Bonds, which the Council hereby determines are necessary and desirable and pertain to the Refunding Project. After the payment of such costs, any unexpended moneys remaining in the Expense Account shall be deposited into the Principal Account hereinafter created for the payment of the principal of the Bonds as the same becomes due. The Purchaser shall in no manner be responsible for the application of the proceeds of the Bonds by the City, or by any of its officers, agents and employees.

Section 26. Investments; Use of Investment Gain. Pursuant to Section 350.658, Bond Act, and the Charter of the City, the Treasurer shall invest sums accounted for in the Expense Account, the Interest Account and the Principal Account only in obligations which are direct obligations of the United States ("Federal Securities") or other investments to the extent permitted by the laws of the State including the Charter (Federal Securities and any such other investments "Permitted Investments"). Any gain from any investment and any reinvestment of any proceeds of the Bonds in the Escrow Account, Interest Account or Principal Account in Permitted Investments pursuant to Section 350.658, Bond Act, shall be deposited promptly upon the receipt of such gain at any time or from time to time into the Escrow Account to defray, in part, the cost of the Refunding Project or, if adequate provision has been made for the Refunding Project, into the Principal Account or the Interest Account for the respective payment of the principal of or interest on the Bonds. As

provided in Section 35 hereof, annual general (ad valorem) taxes ("General Taxes") for the payment of the principal of or interest on the Bonds levied after such deposit may be diminished to the extent of the availability of such deposit for the payment of such principal or interest. Investments of amounts in the Escrow Account shall be made only as provided in the Escrow Agreement.

Section 27. Tax Covenant. The City covenants for the benefit of the owners of the Bonds that it will not take any action or omit to take any action with respect to the Bonds, the proceeds thereof, any other funds of the City or any facilities financed with the proceeds of the 1993 Bonds if such action or omission (i) would cause the interest on the 1993 Bonds or the 2002 Bonds to lose its exclusion from gross income for federal income tax purposes under Section 103 of the Internal Revenue Code of 1986, as amended (the "Tax Code") or (ii) would cause interest on the 1993 Bonds or the 2002 Bonds to lose its exclusion from alternative minimum taxable income as defined in Section 55(b)(2) of the Tax Code except to the extent such interest is required to be included in the adjusted current earnings adjustment applicable to corporations under Section 56 of the Tax Code in calculating corporate alternative minimum taxable income. The foregoing covenant shall remain in full force and effect notwithstanding the payment in full or defeasance of the 2002 Bonds until the date on which all obligations of the City in fulfilling the above covenant under the Tax Code have been met.

Section 28. Payment of Bonds. The City covenants and agrees with each and every owner that the City will make the principal and interest payments on the Bonds at the place, on the dates and in the manner specified according to the true intent and meaning thereof.

Section 29. Prevention of Bond Default. Subject to the provisions of Sections 31 and 34 hereof, the Treasurer shall use any Bond proceeds credited to the Expense Account, without further order or warrant, to pay the Bond Requirements as the same become due whenever and to the extent moneys otherwise available therefor are insufficient for that purpose, unless such Bond proceeds shall be needed to defray obligations accrued and to accrue under any contracts then existing and pertaining to the Refunding Project.

Section 30. Purchaser Not Responsible. The validity of the Bonds shall not be dependent on nor be affected by the validity or regularity of any proceedings relating to the Refunding Project, or any part thereof, or to the completion of the Refunding Project. The Purchaser

and any subsequent owner of any Bond shall in no manner be responsible for the application by the City or by any of its officers, agents and employees of the moneys derived from the sale of the Bonds or of any other moneys herein designated.

Section 31. General Tax Levies. Pursuant to Section 350.596, Bond Act, the principal and interest falling due on the Bonds at any time when there are not on hand sufficient funds to pay same shall be paid out of the general fund of the City or out of any other funds that may be available for such purpose, including, without limitation, any proceeds of General Taxes. For the purpose of repaying any moneys so paid from any such fund or funds (other than any moneys available without replacement for the payment of such Bond Requirements on other than a temporary basis) and for the purpose of creating funds for the payment of the Bond Requirements, there are hereby created separate accounts designated respectively as the "City of Las Vegas, Nevada, General Obligation (Limited Tax) Fire Refunding Bonds, Series 2002C Principal Account" (the "Principal Account") and the "City of Las Vegas, Nevada, General Obligation (Limited Tax) Fire Refunding Bonds, Series 2002C Interest Account" (the "Interest Account"; and together with the Principal Account, the "Bond Fund"). Pursuant to Sections 350.592 and 350.594, Bond Act, there shall be duly levied immediately after the issuance of the Bonds and annually thereafter, until all of the Bond Requirements shall have been fully paid, satisfied and discharged, a General Tax on all property, both real and personal, subject to taxation within the boundaries of the City fully sufficient together with the revenue which will result from application of the rate to the net proceeds of minerals to reimburse such fund or funds for any such amounts temporarily advanced to pay such initial installments of interest and principal, and to pay the interest on the Bonds becoming due after such initial installments, and to pay and retire the Bonds as they thereafter come due at maturity or pursuant to any mandatory redemption provisions for the Bonds, after there are made due allowances for probable delinquencies. The proceeds of such annual levies shall be duly credited to such separate accounts for the payment of such Bond Requirements. In the preparation of the annual budget or appropriation resolution or ordinance for the City, the Council shall first make proper provisions through the levy of sufficient General Taxes for the payment of the interest on and the retirement of the principal (at maturity or pursuant to any mandatory redemption requirements) of the bonded indebtedness of the City, including, without limitation, the Bonds, subject to the limitation

imposed by NRS 361.453 and Section 2, Article 10, State Constitution, and the amount of money necessary for this purpose shall be a first charge against all the revenues received by the City.

Section 32. Priorities for Bonds. As provided in NRS 361.463 in any year in which the total General Taxes levied against the property in the City by all overlapping units within the boundaries of the City may exceed the limitation imposed by NRS 361.453, and it shall become necessary for that reason to reduce the levies made by any of those units, the reduction so made shall be in General Taxes levied by those units (including, without limitation, the City and the State) for purposes other than the payment of their bonded indebtedness, including interest thereon. The General Taxes levied for the payment of such bonded indebtedness and the interest thereon shall always enjoy a priority over General Taxes levied by each such unit (including, without limitation, the City and the State) for all other purposes where reduction is necessary in order to comply with the limitation of NRS 361.453.

Section 33. Correlation of Levies. Such General Taxes shall be levied and collected in the same manner and at the same time as other taxes are levied and collected, and the proceeds thereof for the Bonds shall be kept in the Principal Account and in the Interest Account, which accounts shall be used for no other purpose than the payment of principal and interest, respectively, as the same fall due.

Section 34. Use of General Fund. Any sums becoming due on the Bonds at any time when there are not on hand from such General Taxes (and any other available money) sufficient funds to pay the same shall be promptly paid when due from general funds on hand belonging to the City, reimbursement to be made for such general funds in the amounts so advanced when the General Taxes herein provided for have been collected, pursuant to NRS 350.596.

Section 35. Use of Other Funds. Nothing in this Ordinance prevents the City from applying any funds (other than General Taxes) that may be available for that purpose to the payment of the Bond Requirements and upon such payments, the levy or levies herein provided may thereupon to that extent be diminished, pursuant to NRS 350.598.

Section 36. Legislative Duties. In accordance with NRS 350.592, it shall be the duty of the Council annually, at the time and in the manner provided by law for levying other General Taxes of the City, if such action shall be necessary to effectuate the provisions of this Ordinance, to

ratify and carry out the provisions hereof with reference to the levy and collection of General Taxes; and the Council shall require the officers of the City to levy, extend and collect such General Taxes in the manner provided by law for the purpose of creating funds for the payment of the principal of the Bonds and the interest thereon. Such General Taxes, when collected, shall be kept for and applied only to the payment of the principal of and the interest on the Bonds as hereinbefore specified.

Section 37. Appropriation of General Taxes. In accordance with NRS 350.602, there is hereby specially appropriated the proceeds of such General Taxes to the payment of such principal of and interest on the Bonds; and such appropriations will not be repealed nor the General Taxes postponed or diminished (except as herein otherwise expressly provided) until the principal of and the interest on the Bonds have been wholly paid.

Section 38. Maintenance of Escrow Account. The Escrow Account shall be maintained by the City in an amount at the time of those initial deposits therein and at all times subsequently at least sufficient, together with the known minimum yield to be derived from the initial investment and any temporary reinvestment of the deposits therein or any part thereof in Federal Securities, to pay the interest due in connection with the Refunded Bonds, both accrued and not accrued, as the same become due up to and including March 1, 2003 and to redeem on March 1, 2003 all of the Refunded Bonds at a redemption price equal to the principal amount thereof, accrued interest to the redemption date and a premium of 1% of the principal amount so redeemed.

Section 39. Use of Escrow Account. Moneys shall be withdrawn by the Escrow Bank from the Escrow Account in sufficient amounts and at such times to permit the payment of the principal and interest requirements of the Refunded Bonds on and before March 1, 2003, and on March 1, 2003 the City shall call for prior redemption of all the Refunded Bonds. Any moneys remaining in the Escrow Account after provision shall have been made for the redemption in full of the Refunded Bonds shall be applied to any lawful purpose of the City as the Council may hereafter determine.

Section 40. Insufficiency of Escrow Account. If for any reason the amount in the Escrow Account shall at any time be insufficient for the purposes of Sections 38 and 39 hereof, the City shall forthwith from the first moneys available therefor deposit in such account such additional

moneys as shall be necessary to permit the payment in full of the principal, interest and redemption premium due in connection with the Refunded Bonds as herein provided.

Section 41. Exercise of Option. The Council has elected and does hereby declare its intent to exercise on the behalf and in the name of the City its option to redeem on March 1, 2003 all of the Refunded Bonds. The Council is hereby obligated so to exercise such option, which option shall be deemed to have been exercised when notice is duly given and completed forthwith after the issuance of the Bonds as herein provided in Sections 42 and 43 hereof.

Section 42. Notice of Prior Redemption and Defeasance. The Treasurer, upon issuance of the Bonds, is authorized and directed to give a notice of prior redemption and defeasance of all the Refunded Bonds, in accordance with the provisions of the ordinance authorizing the issuance of the Refunded Bonds.

Section 43. Manner of Giving Notice. The notice of prior redemption and defeasance shall be given by certified mail to the registered owner of each of the Refunded Bonds, Financial Guaranty Insurance Company, the Municipal Securities Rulemaking Board and one or more national information repositories.

Section 44. Defeasance. When all Bond Requirements of any Bond have been duly paid, the pledge and lien and all obligations hereunder as to that Bond shall thereby be discharged and the Bond shall no longer be deemed to be outstanding within the meaning of this Ordinance. There shall be deemed to be due payment of any outstanding Bond when the City has placed in escrow or in trust with a trust bank located within or without the State, an amount sufficient (including the known minimum yield available for such purpose from Federal Securities in which such amount wholly or in part may be initially invested) to meet all Bond Requirements of such Bond as the same become due to the final maturity of such Bond, or upon any redemption date as of which the City shall have exercised or shall have obligated itself to exercise its prior redemption option by a call of such Bond for payment. The Federal Securities shall become due before the respective times on which the proceeds thereof shall be needed in accordance with a schedule established and agreed upon between the City and the bank at the time of the creation of the escrow or trust, or the Federal Securities shall be subject to redemption at the option of the holders thereof to assure availability as so needed to meet the schedule. For the purpose of this Section, the term

"Federal Securities" shall include only Federal Securities as defined in Section 350.522 of the Bond Act which are not callable for redemption prior to their maturities except at the option of the holder thereof.

Section 45. Replacement of Registrar or Paying Agent. If the Registrar or Paying Agent initially appointed hereunder shall resign, or if the Council shall reasonably determine that said Registrar or Paying Agent has become incapable of performing its duties hereunder, the Council may, upon notice mailed to each owner of any Bond at his or her address last shown on the registration records, appoint a successor Registrar or Paying Agent, or both. No resignation or dismissal of the Registrar or Paying Agent may take effect until a successor is appointed. It shall not be required that the same institution or person serve as both Registrar and Paying Agent hereunder, but the City shall have the right to have the same institution or person serve as both Registrar and Paying Agent.

Any successor corporation or association into which the Registrar or Paying Agent may be converted or merged, or with which they may be consolidated, or to which they may sell or transfer their corporate trust business and assets as a whole or substantially as a whole, or any corporation or association resulting from any such conversion, sale, merger, consolidation or transfer, to which they are a party, shall be and become the successor Registrar or Paying Agent under this Ordinance, without the execution or filing of any instrument or any further act, deed, or conveyance on the part of any of the parties hereto, anything in this Ordinance to the contrary notwithstanding.

Section 46. Continuing Disclosure. The City covenants for the benefit of the holders and beneficial owners of the Bonds to comply with the provisions of the final Continuing Disclosure Certificate substantially in the form now on file with the Clerk, to be executed by the City Finance Director and delivered in connection with the delivery of the Bonds.

Section 47. Delegated Powers. The officers of the City are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Ordinance, including, without limitation:

- (a) The printing of the Bonds, including, without limitation, if appropriate, a statement of insurance;

(b) The execution of such certificates as may be reasonably required by the Purchaser relating to the signing of the Bonds, the tenure and identity of the officials of the City, the assessed valuation of the taxable property in and the indebtedness of the City, the exclusion of interest on the Bonds from gross income for federal income tax purposes to the extent provided in Section 27 hereof, the delivery of the Bonds and the receipt of the Bond purchase price, if it is in accordance with fact, the absence of litigation, pending or threatened, affecting the validity of the Bonds or affecting the completeness or accuracy of the Official Statement and the custodial deposit of the Bonds with The Depository Trust Company;

(c) The printing, distribution and execution of a final Official Statement for the Bonds in substantially the form of the Official Statement now before the Council, but with such amendments, additions and deletions as are in accordance with the facts and not inconsistent herewith;

(d) The execution of appropriate agreements with the Registrar and Paying Agent as to their services hereunder;

(e) The execution of the Continuing Disclosure Certificate; and

(f) The sale and issuance of the Bonds pursuant to the provisions of this Ordinance and the Official Notice of Sale.

Section 48. Publication of Proposed Ordinance. When first proposed, this Ordinance shall be read to the Council by title, after which an adequate number of copies of this Ordinance shall be filed with the City Clerk for public distribution. Notice of the filing shall be published once in a newspaper published and having general circulation in the City, at least 10 days before the adoption of this Ordinance, such publication to be in substantially the following form:

(Form of Publication of Notice of Filing of Ordinance)

BILL NO. ____

AN ORDINANCE DESIGNATED BY THE SHORT TITLE "2002 FIRE REFUNDING BOND ORDINANCE"; PROVIDING FOR THE ISSUANCE BY THE CITY OF LAS VEGAS OF ITS NEGOTIABLE, GENERAL OBLIGATION (LIMITED TAX) FIRE REFUNDING BONDS, SERIES 2002C; PROVIDING THE FORM, TERMS AND CONDITIONS OF THE BONDS, THE MANNER AND TERMS OF THEIR ISSUANCE, THE USE OF THEIR PROCEEDS, THE METHOD OF PAYING THEM, THE SECURITY THEREFOR AND PROVIDING FOR THE SALE THEREOF; PROVIDING FOR THE LEVY AND COLLECTION OF ANNUAL GENERAL (AD VALOREM) TAXES FOR THE PAYMENT OF THE BONDS; PROVIDING OTHER DETAILS CONCERNING THE BONDS; RATIFYING ACTION PREVIOUSLY TAKEN AND PERTAINING TO THE FOREGOING BY THE CITY AND ITS OFFICERS; AND PROVIDING THE EFFECTIVE DATE HEREOF.

PUBLIC NOTICE IS HEREBY GIVEN that an adequate number of typewritten copies of the above-numbered and entitled proposed Ordinance are available for public inspection and distribution at the office of the City Clerk of the City of Las Vegas at her office in the City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, and that such Ordinance was proposed on October 2, 2002 and will be considered for adoption at the regular meeting of the City Council to be held on October 16, 2002.

/s/ Barbara Jo Ronemus
City Clerk

(End of Form of Publication of Notice of Filing of Ordinance)

Section 49. Effective Date; Publication of Adoption of Ordinance. This Ordinance shall be in effect on the date of publication as hereinafter provided. After this Ordinance is adopted and signed by the Mayor and attested and sealed by the Clerk, this Ordinance shall be published once by its title only, together with the names of the Council members voting for or against its passage, such publication to be made in a newspaper published and having a general circulation in the City, and such publication to be in substantially the following form:

(Form of Publication)

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE DESIGNATED BY THE SHORT TITLE "2002 FIRE REFUNDING BOND ORDINANCE"; PROVIDING FOR THE ISSUANCE BY THE CITY OF LAS VEGAS OF ITS NEGOTIABLE, GENERAL OBLIGATION (LIMITED TAX) FIRE REFUNDING BONDS, SERIES 2002C; PROVIDING THE FORM, TERMS AND CONDITIONS OF THE BONDS, THE MANNER AND TERMS OF THEIR ISSUANCE, THE USE OF THEIR PROCEEDS, THE METHOD OF PAYING THEM, THE SECURITY THEREFOR AND PROVIDING FOR THE SALE THEREOF; PROVIDING FOR THE LEVY AND COLLECTION OF ANNUAL GENERAL (AD VALOREM) TAXES FOR THE PAYMENT OF THE BONDS; PROVIDING OTHER DETAILS CONCERNING THE BONDS; RATIFYING ACTION PREVIOUSLY TAKEN AND PERTAINING TO THE FOREGOING BY THE CITY AND ITS OFFICERS; AND PROVIDING THE EFFECTIVE DATE HEREOF.

PUBLIC NOTICE IS HEREBY GIVEN that the above-numbered and entitled Ordinance was proposed on October 2, 2002 and that such Ordinance was passed at a regular meeting of the City Council on October 16, 2002 by the following vote of the City Council:

Those Voting Aye:	Mayor:	Oscar Goodman
	Councilmembers:	Michael J. McDonald
		Gary Reese
		Larry Brown
		Lynette Boggs-McDonald
		Lawrence Weekly
		Michael Mack
Those Voting Nay:		_____
Those Absent:		

This Ordinance shall be in full force and effect from and after the _____ day of October, 2002 i.e., the date of the publication of such Ordinance by its title only.

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

DATED this October 16, 2002.

/s/ Oscar Goodman
Mayor

Attest:

/s/ Barbara Jo Ronemus
City Clerk

(End of Form of Publication)

Section 50. Ordinance Irrepealable. After any of the Bonds are issued, this Ordinance shall constitute an irrevocable contract between the City and the owner or owners of the Bonds; and this Ordinance shall be and shall remain irrepealable until the Bonds, as to all Bond Requirements, shall be fully paid, canceled and discharged as herein provided.

Section 51. Repealer. All ordinances, resolutions, bylaws and orders, or parts thereof, inconsistent herewith are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance, resolution, bylaw or order, or part hereof, heretofore repealed.

Section 52. Severability. If any section, paragraph, clause or 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 provision shall not affect any of the remaining provisions of this Ordinance.

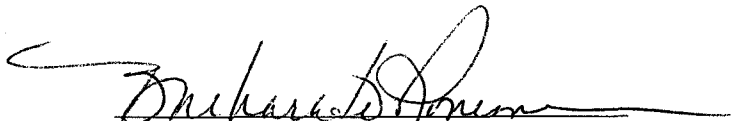
PASSED, ADOPTED AND APPROVED this ^{November 6}~~October 16~~, 2002.



OSCAR B. GOODMAN, Mayor

(SEAL)

Attest:



BARBARA JO RONEMUS, City Clerk

APPROVED AS TO FORM:

 9-19-02

Date

STATE OF NEVADA)
) ss.
CITY OF LAS VEGAS)

I, Barbara Jo Ronemus, am the duly chosen and qualified City Clerk of the City of Las Vegas, and in the performance of my duties as City Clerk do hereby certify:

1. The foregoing pages are a true, correct, complete and compared copy of an ordinance which was introduced at the meeting of the City Council on October 2, 2002, and adopted and approved at the meeting of the City Council on November 6, 2002.

2. The following members of the City Council were present at the October 2, 2002 Council meeting:

Those present:

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

3. The foregoing Ordinance was first proposed and read by title to the City Council on October 2, 2002, and referred to a committee for recommendation; thereafter the said committee reported favorably on said ordinance on November 6, 2002, which was a regular meeting of said Council; that at said regular meeting, the proposed ordinance was again read by title to the City Council and adopted. The members of the City Council were present at the November 6, 2002 meeting and voted upon the adoption of the Ordinance as follows:

Those Voting Aye:

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

Those Voting Nay: NONE

Those Absent: Lynette Boggs-McDonald

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 minutes of the Council kept for that purpose in my office, which record has been duly signed by such officers and properly sealed.

5. All members of the Council were given due and proper notice of the meetings held on October 2, 2002 and November 6, 2002. Pursuant to § 241.020, Nevada Revised Statutes, written notice of the meetings were given no later than 9:00 a.m. on the third working day before the meeting including the notice of time, place, location, and agenda of the meeting:

(a) By posting a copy of the notice not later than 9:00 a.m. on the third working day before the meeting at the principal office of the Council, or if there is no principal place, 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 Council, to wit:

- (i) City Hall
Las Vegas, Nevada
- (ii) Senior Citizens Center
Las Vegas, Nevada
- (iii) Clark County Government Center
Las Vegas, Nevada
- (iv) Downtown Transportation Center
Las Vegas, Nevada

and

(b) By mailing a copy of the notice to each person, if any, who has requested notice of the meetings of the Council in the same manner in which notice is required to be mailed to a member of the Council. Such notice, if mailed, was delivered to the postal service no later than 9:00 a.m. on the third working day prior to the meeting.

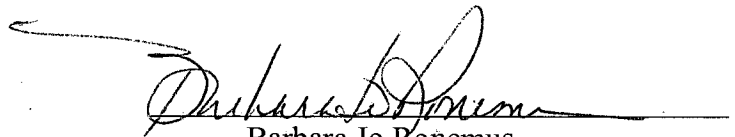
6. Upon request, the Council provides at no charge, at least one copy of the agenda for its public meetings, any proposed resolution or regulation which will be discussed at the public meeting, and any other supporting materials provided to the Council for an item on the

agenda, except for certain confidential materials and materials pertaining to closed meetings, as provided by law.

7. A copy of the notices so given of the meetings of the Council held on October 2, 2002 and November 6, 2002 are attached as Exhibits A and B, respectively.

IN WITNESS WHEREOF, I have hereunto set my hand this November 6, 2002.

(SEAL)



Barbara Jo Ronemus
City Clerk

EXHIBIT A

(Attach Copy of Notice of Meeting held October 2, 2002)

CITY COUNCIL AGENDA

OCTOBER 2, 2002
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CITY COUNCIL AGENDA

COUNCIL CHAMBERS • 400 STEWART AVENUE • PHONE 229-6011

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

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

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

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

OCTOBER 2, 2002

Morning Session begins at 9:00 a.m.

Afternoon Session begins at 1:00 p.m.

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

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

DUPLICATE AUDIO TAPES ARE AVAILABLE AT A COST OF \$3.00 PER TAPE AND DUPLICATE VIDEO TAPES 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 THE COUNCIL MEETING.

CEREMONIAL MATTERS

- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
- INVOCATION - REVEREND JOHN PAUL WARREN, VOICE OF THE NATIONS
- PLEDGE OF ALLEGIANCE
- RECOGNITION OF CITIZEN OF THE MONTH

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 September 4, 2002

CONSENT AGENDA

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

ADMINISTRATIVE - CONSENT

3. Approval of the waiver of City clean-up and staging equipment fees for the October 12, 2002 Hispanic Day Parade (Not to exceed \$2,500 – Special Revenue Fund)

CITY ATTORNEY - CONSENT

4. Approval to pay the Plaintiff \$92,500 to settle Leavitt v. City of Las Vegas and Union Pacific Railroad, Eighth Judicial District Court Case No. A392180 (Tort Liability Fund)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

5. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments
6. Approval of a Special Event Liquor License for Rich, Wightman & Co., Location: 1301 South Jones Blvd., Date: October 4, 2002, Type: Special Event Beer/Wine, Event: 20th Anniversary/Ground Breaking Ceremony, Responsible Person in Charge: Bridget Chapman - Ward 1 (M. McDonald)
7. Approval of a Special Event Liquor License for Castaways Casino, Location: 2800 Fremont Street Parking Lot, Date: October 3-6, 2002, Type: Special Event Beer/Wine, Event: Zelzah Shrine Center Circus, Responsible Person in Charge: Laura Svihula - Ward 3 (Reese)
8. Approval of a Special Event Liquor License for Northshore Entertainment Group, LLC, Location: Steiner's A Nevada Style Pub, 8410 West Cheyenne Ave. Parking Lot, Date: October 4, 2002, Type: Special Event General, Event: 5th Annual Oktoberfest Party, Responsible Person in Charge: Linda Gagliardi - Ward 4 (Brown)
9. Approval of a Special Event Liquor License for Latin American Enterprises, Location: Lorenzi Park, 3333 West Washington Ave., Date: October 20, 2002, Type: Special Event General, Event: Hispanic Heritage Celebration, Responsible Person in Charge: Mike Johnson - Ward 5 (Weekly)
10. Approval of a new Tavern Liquor License subject to the provisions of the planning and fire codes and Health Dept. regulations, Jillian's Management Company, Inc., dba Jillian's Management Company, Inc., 450 Fremont Street, #130, Ronald D. Widman, Dir, Pres, Secy, Treas, Jillian's, Inc., 100%, Ronald D. Widman, Asst Treas - Ward 5 (Weekly)
11. Approval of Franchise Manager for a Beer/Wine/Cooler Off-sale Liquor License subject to the provisions of the fire codes and Health Dept. regulations, 7-Eleven of Nevada, Inc., dba 7-Eleven Food Store #20687G, 1600 North Rancho Drive, Jay S. Petty, Franchise Mgr - Ward 5 (Weekly)
12. Approval of Key Employee for a Tavern Liquor License, Cornerstone Productions, Inc., dba TGI Friday's, 4570 West Sahara Ave., Richard A. Olivas, Gen Mgr - Ward 1 (M. McDonald)
13. Approval of Key Employee for a Tavern Liquor License, Power Company, Inc., dba Crazy Horse Too, 2476 Industrial Road, Albert J. Rapuano, Gen Mgr - Ward 1 (M. McDonald)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

14. Approval of Key Employee for a Beer/Wine/Cooler Off-sale Liquor License, Mighty Mart, Inc., dba Mighty Mart, 515 East Oakley Blvd., Danny A. Moreau, Mgr - Ward 3 (Reese)
15. Approval of Key Employee for a Package Liquor License, 7-Eleven of Nevada, Inc., dba 7-Eleven Food Store #29667A, 30 West Wyoming Ave., Sandra M. Britton, Mgr - Ward 1 (M. McDonald)
16. Approval of Key Employee for a Tavern Liquor License, Lone Star Steakhouse & Saloon of Las Vegas, Inc., dba Lone Star Steakhouse & Saloon, 3131 North Rainbow Blvd., Joey D. Nelson, Gen Mgr - Ward 6 (Mack)
17. Approval of Change of Ownership and Change of Business Name for a Tavern Liquor License and a new Restricted Gaming License for 15 slots subject to the provisions of the fire codes and Health Dept. regulations, From: Charles Eric Von Goerken, dba Spirits Lounge and Grill, Charles E. Von Goerken, 100%, To: Da Silva-Brammall, Inc., dba Beefy's, 4601 West Sahara Ave., Suites W,X,Y & Z, Christina M. da Silva Brammall, Dir, Pres, Secy, Treas, 98%, Peter H. H. Brammall, Dir, 2% - Ward 1 (M. McDonald)
18. Approval of a Special Event Liquor License for Las Vegas Founders' Club, Location: 1700 Village Center Circle, Date: October 7-13, 2002, Type: Special Event General, Event: PGA Golf Tournament, Responsible Person in Charge: David Roush - Ward 2 (L.B. McDonald)
19. Approval of Officer for a Tavern Liquor License and a Non-restricted Gaming License, Stratosphere Gaming Corporation, dba Stratosphere Tower, Casino & Hotel, 2000 Las Vegas Blvd., South, Richard P. Brown, EVP, CFO - Ward 1 (M. McDonald)
20. Approval of Officer for a Tavern Liquor License and a Non-restricted Gaming License, GNLV Corporation, dba Golden Nugget, 129 Fremont Street, Bryan L. Wright, Asst Secy - Ward 1 (M. McDonald)
21. Approval of Key Employee for a Tavern Liquor License and a Restricted Gaming License for 15 slots, Red Rock Properties, Incorporated, dba Club Barajas Bar & Grille, 5350 West Charleston Blvd., Esau M. Barajas, Mgr - Ward 1 (M. McDonald)
22. Approval of Key Employee for a Tavern Liquor License and a Non-restricted Limited Gaming License for 20 slots, Loose Caboose-Nellis, Inc., dba Loose Caboose Saloon, 15 North Nellis Blvd., Suite A1, Michele D. Richardson, Gen Mgr - Ward 3 (Reese)
23. Approval of Key Employee for a Tavern Liquor License and a Non-restricted Limited Gaming License for 35 slots, Golden - PT's Pub Stewart-Nellis 2, LLC, dba PT's Slot Casino, 347 North Nellis Blvd., Charles H. Rush, Bar Mgr - Ward 3 (Reese)
24. Approval of Key Employee for a Tavern Liquor License and a Restricted Gaming License for 15 slots, Hoosiers, Inc., dba Club 50, 865 North Lamb Blvd., Suites 6, 7, 8 & 9, David W. Francum, Mgr - Ward 3 (Reese)
25. Approval of Key Employee for a Tavern Liquor License and a Restricted Gaming License for 15 slots, Buffalo Investments, Inc., dba Roadrunner Saloon Buffalo, 921 North Buffalo Dr., Bobbie S. Rihel, Gen Mgr - Ward 4 (Brown)
26. Approval of Key Employee for a Tavern Liquor License and a Restricted Gaming License for 15 slots, Golden - PT's Pub Summerlin 6, LLC, dba PT's Pub, 8584 West Lake Mead Blvd., Gary A. Berger, Bar Mgr - Ward 4 (Brown)
27. Approval of Key Employee for a Tavern Liquor License and a Non-restricted Limited Gaming License for 22 slots, 49er, Inc., dba 49er Saloon & Casino, 1556 North Eastern Ave., Terry J. Bradshaw, Mgr - Ward 5 (Weekly)
28. Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 4 slots, Sunset Coin, Inc., db at Northside Nathan's, 7531 West Lake Mead Blvd., Suite 300 - Ward 4 (Brown)
29. Approval of a new Locksmith License, Kenneth L. Albright, dba Albright Lock & Key, 7201 William Anders Ave., Kenneth L. Albright, 100% - Ward 1 (M. McDonald)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

30. Approval of a new Massage Establishment License, Herbal Works, dba Herbal Works, 5900 West Charleston Blvd., Suite 13, Nadia D. Gross, Dir, Pres, Secy, Treas, 100% - Ward 1 (M. McDonald)
31. Preapproval of Bid Number 02.15341.10-LED, Mirabelli Senior Center to the lowest responsive & responsible bidder and approve the construction conflicts and contingency reserve set by Finance & Business Services - Department of Public Works (monetary range \$1,400,000 to \$1,900,000 - Special Revenue Fund) - Ward 1 (M. McDonald)
32. Approval of award of Bid Number 03.1730.05-RC, Downtown Streets Rehabilitation, Phase 2 and approve the construction conflicts & contingency reserve set by Finance and Business Services - Department of Public Works - Award recommended to: DARBY NEAGLE ENTERPRISES (\$1,281,688 - Special Revenue Fund) - Ward 5 (Weekly)
33. Approval of Contract Modification Number One to Bid Number 01.1762.05-RC, Annual AC Pavement Reconstruction - Department of Field Operations - Award recommended to: SOUTHERN NEVADA PAVING, INC. (\$350,000 - Capital Projects Fund) - All Wards
34. Approval of the issuance of a purchase order for replacement of communications hardware and software (JDF) - Department of Fire & Rescue - Award recommended to TRITECH SOFTWARE SYSTEMS (\$289,728 - Internal Service Fund)
35. Approval of rejection of bid and award of Bid Number 020080-DAR, Annual Requirements Contract for White Traffic Zone Paint - Department of Public Works - Award recommended to: TMT PATHWAY, LLC (Estimated annual amount of \$50,000 - General Fund)
36. Approval of award of Bid Number 030025-DAR, Annual Requirements Contract for Automotive Batteries - Department of Field Operations - Award Recommended to: STANDARD BATTERIES OF LAS VEGAS - (Estimated annual amount of \$50,000 - General Fund)
37. Approval of the issuance of a purchase order and agreement for bi-annual professional monitoring and maintenance of sewer system flow monitors - Department of Public Works - Award recommended to: ADS CORPORATION (\$49,356 - General Fund)
38. Approval of award of Bid Number 030006-CW, Annual Requirements Contract for Audio Equipment - Department of Leisure Services - Award recommended to: THE LENZ GROUP (Estimated annual amount of \$43,000 - General Fund)
39. Approval of the issuance of a purchase order for an Annual Requirements Contract for Hayward Gordon equipment and parts (TB) - Department of Public Works - Award recommended to: GOBLE SAMPSON ASSOCIATES (Estimated annual amount of \$100,000 - Sanitation Fund)
40. Approval of award of Bid Number 01.1762.08-RC, CMAQ Paving Project, Federal Project No. CM-003 (73) and approve the construction conflicts and contingency reserve set by Finance & Business Services - Department of Field Operations - Award recommended to: WELLS CARGO, INC. (\$995,500 - Capital Projects Fund) - Wards 1, 3 and 5 (M. McDonald, Reese and Weekly)

HUMAN RESOURCES DEPARTMENT - CONSENT

41. Approval of payment for a permanent partial disability award - Claim #WC01050154, as required under the workers' compensation statutes (\$34,344 - Workers' Compensation Internal Service Fund)
42. Approval to create the position of Senior ITS Technician (\$76,800 - Special Revenue/NDOT Reimbursement)
43. Approval to create the position of Senior Systems Analyst (\$81,900 - Special Revenue/NDOT Reimbursement)

NEIGHBORHOOD SERVICES DEPARTMENT - CONSENT

44. Approval of an agreement with the Las Vegas Housing Authority (HUD) authorizing use of Payment In Lieu of Taxes (PILOT) for \$80,037 annually for 5 years toward the purpose of repayment of loan taken to satisfy HUD Repayment Agreement - All Wards

PUBLIC WORKS DEPARTMENT - CONSENT

45. Approval of an Engineering Design Services Agreement with Martin & Martin, Inc. for engineering services for the Charleston Boulevard Sewer Rehabilitation Phase II and the Bruce Street Sanitary Sewer Diversion Construction (\$539,246 - Sanitation Funds) - Ward 3 (Reese)
46. Approval of an Engineering Design Services Agreement with Black & Veatch for engineering services for the Sahara Avenue Sewer, Phase III (\$305,192 - Sanitation Funds) - Ward 3 (Reese)
47. Approval of a Bill of Sale to the Las Vegas Valley Water District for transfer of ownership of water distribution facilities installed in conjunction with the Elkhorn Springs Neighborhood Park - Ward 6 (M. Mack)
48. Approval to appraise and purchase or condemn traffic easement parcels for the Oakey/Community College Drive Traffic Improvements Project located at the intersection of Oakey Boulevard and Community College Drive/Verdinal Drive (\$10,000 - Traffic Improvements Capitol Project Fund) - Ward 1 (M. McDonald)
49. Approval of Supplemental Interlocal Contract #288b between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada for the construction of Buffalo Drive, Cheyenne Avenue to Lone Mountain Road (\$6,967,000 - Regional Transportation Commission of Southern Nevada) - Ward 4 (Brown)
50. Approval of a Declaration of Covenants, Conditions and Restrictions, Grant of Easements for Parks in Pine Meadows and Parks Construction and Maintenance Agreement - Ward 6 (Mack)
51. Approval of a Professional Services Agreement with Carpenter Sellers Associates for the design services of Huntridge Circle Park located at Maryland Parkway and Francis Avenue (\$105,610 - Las Vegas Convention and Visitors Authority) - Ward 3 (Reese)

RESOLUTIONS - CONSENT

52. R-97-2002 - Approval of a Resolution directing the City Treasurer to prepare the First Assessment Lien Apportionment Report for Special Improvement District No. 1482 - Gowan Road (Metro Park) from Hualapai Way to Jensen Street (Levy Assessments) - Ward 4 (Brown)
53. R-98-2002 - Approval of a Resolution approving the First Assessment Lien Apportionment Report for Special Improvement District No. 1482 - Gowan Road (Metro Park) from Hualapai Way to Jensen Street (Levy Assessments) - Ward 4 (Brown)
54. R-99-2002 - Approval of a Resolution directing the City Treasurer to prepare the Nineteenth Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
55. R-100-2002 - Approval of a Resolution approving the Nineteenth Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
56. R-101-2002 - Approval of a Resolution directing the City Treasurer to prepare the Twentieth Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
57. R-102-2002 - Approval of a Resolution approving the Twentieth Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)

RESOLUTIONS - CONSENT

- 58. R-103-2002 - Approval of a Resolution directing the City Treasurer to prepare the Twenty-First Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
- 59. R-104-2002 - Approval of a Resolution approving the Twenty-First Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
- 60. R-105-2002 - Approval of a Resolution directing the City Treasurer to prepare the Seventy-First Assessment Lien Apportionment Report for Special Improvement District No. 707 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
- 61. R-106-2002 - Approval of a Resolution approving the Seventy-First Assessment Lien Apportionment Report for Special Improvement District No. 707 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
- 62. R-107-2002 - Approval of a Resolution Fixing Parking Meter Fees

DISCUSSION / ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

- 63. Report from the City Manager on emerging issues
- 64. Discussion and possible action on ratification of the non-supervisory contract between the City of Las Vegas and the International Association of Firefighters (IAFF) Local 1285 (\$3,823,000 - General Fund & Communication Internal Service Fund)

CITY ATTORNEY - DISCUSSION

- 65. Discussion and possible action on Appeal of Work Card Denial: Kimberli Marie Bautista, 1109 Emerywood Court #B, Las Vegas, Nevada 89117
- 66. Discussion and possible action to pay the State of Nevada \$985,347 in unclaimed property for parking ticket overpayments (Parking Enterprise Fund)

FINANCE & BUSINESS SERVICES DEPARTMENT - DISCUSSION

- 67. ABEYANCE ITEM - Discussion and possible action regarding Temporary Approval of Change of Ownership and Business Name for a Package Liquor License subject to Health Dept. regulations, From: Van Lee, dba X. O. Liquor, Van Lee, 100%, To: Allan Tran, dba 2000 X O Liquor, 1616 Las Vegas Blvd., South, Allan Tran, 100% - Ward 1 (M. McDonald)
- 68. ABEYANCE ITEM - Discussion and possible action regarding a Review of a Supper Club Liquor License, Lightcoin, Inc., dba Club 2100, 2100 Fremont Street, Lawrence D. Rosales, Dir, Pres, Secy, Treas, 100% - Ward 3 (Reese)
- 69. Discussion and possible action regarding Approval of Franchise Manager for a Beer/Wine/Cooler Off-sale Liquor License subject to Health Dept. regulations, 7-Eleven of Nevada, Inc., dba 7-Eleven Food Store #13681G, 4950 West Charleston Blvd., Harold J. Spickler, Franchise Mgr - Ward 1 (M. McDonald)
- 70. Discussion and possible action regarding Approval of Key Employee for a Tavern Liquor License and a Restricted Gaming License for 15 slots, Pacific Rainbow, LLC, dba Timbers, 2200 North Rainbow Blvd., Timothy W. McCullough, Gen Mgr - Ward 6 (Mack)

FINANCE & BUSINESS SERVICES DEPARTMENT - DISCUSSION

71. Discussion and possible action regarding a One-Year Review of a Restricted Gaming License for 7 slots, E-T-T, Inc., db at Texaco Star Mart, 9991 West Charleston Blvd., Mixed Nuts Hospitality Group, LLC, Participant in Gaming Revenue, William R. Phillips, Mmbr, Mgr, 100% - Ward 2 (L.B. McDonald)
72. Discussion and possible action regarding Temporary Approval of Change of Ownership and Business Name for a Beer/Wine/Cooler On-sale Liquor License subject to the provisions of the fire codes and Health Dept. regulations, From: CFL Enterprises, LLC, dba A Taste of Italy Restaurant, Carmine M. Ferrara, Mmbr, 100%, To: Caramella, Inc., dba Marco's Taste of Italy, 4343 North Rancho Drive, Suite 124, Candis S. Armour, Dir, Pres, Secy, Treas, 100% - Ward 6 (Mack)
73. ABEYANCE ITEM - Discussion and possible action regarding a new Massage Establishment License subject to the provisions of the fire codes, Hai Bin Liu, dba Asian Princess Spa, 2212 Paradise Road, Hai Bin Liu, 100% - Ward 3 (Reese)
74. Discussion and possible action regarding a new Massage Establishment License subject to the provisions of the planning and fire codes, Cathay Massage, Inc., dba Cathay Massage, Inc., 7450 West Cheyenne Ave., Suite 113, Chen H. Liu, Dir, Pres, Secy, Treas, 100% - Ward 4 (Brown)

PUBLIC WORKS DEPARTMENT - DISCUSSION

75. Discussion and possible action on a request to install Speed Humps on 11th Street between St. Louis Avenue and Griffith Avenue (\$18,000 - Neighborhood Traffic Management Program) - Ward 3 (Reese)

RESOLUTIONS - DISCUSSION

76. R-108-2002 - Discussion and possible action on a Resolution expressing the City Council's support for passage of the Fair Share Funding for Transportation question - All Wards
77. R-109-2002 - Discussion and possible action regarding a Resolution supporting the passage of statewide question No. 1 regarding the issuance of state bonds for conservation and resource protection

BOARDS & COMMISSIONS - DISCUSSION

78. 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; Louis Johnson, Term Expiration 9-5-2005 (Resigned)
79. 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

RECOMMENDING COMMITTEE REPORTS - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

80. Bill No. 2002-96 - Expands the grounds for denial of a privileged license, adds temporary licensing provisions and amends the waiver of suitability provisions. Proposed by: Mark Vincent, Director, Finance and Business Services
81. Bill No. 2002-97 - Updates the portion of the Town Center Development Standards Manual that pertains to signs. Proposed by: Robert S. Genzer, Director of Planning and Development

RECOMMENDING COMMITTEE REPORTS - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

- 82. Bill No. 2002-98 – Expands the boundaries of the Special Signage Sub-district within the Downtown Casino Overlay District. Proposed by: Robert S. Genzer, Director of Planning and Development
- 83. Bill No. 2002-100 – Amends Ordinance No. 3992 (creating Special Improvement District No. 707 - Summerlin Area), and approves the First Amendment to the Development and Financing Agreement related thereto. Proposed by: Richard D. Goecke, Director of Public Works
- 84. Bill No. 2002-102 – Establishes the Downtown Entertainment Overlay District and corresponding regulatory provisions, and establishes a “tavern-limited” liquor license pertaining to the District. Sponsored by: Mayor Oscar B. Goodman

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.

- 85. Bill No. 2002-95 – Repeals and replaces LVMC Chapter 6.50, relating to liquor control, and revises related zoning provisions. Proposed by: Mark Vincent, Director, Finance and Business Services
- 86. Bill No. 2002-101 – Annexation No. A-0013-02(A) – Property location: 330 feet north of Buckskin Avenue and 640 feet east of Cliff Shadows Parkway; Petitioned by: Donald and Beth Sylvester; Acreage: 2.54 acres; Zoned: R-U (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Larry Brown
- 87. Bill No. 2002-103 – Ordinance Creating Special Improvement District No. 1481 - El Capitan Way (Centennial Parkway to US-95) Sponsored by: Step Requirement (\$3,824,708.11 - Capital Projects Fund/Special Assessments)
- 88. Bill No. 2002-104 – Ordinance Creating Special Improvement District No. 1495 – Buffalo Drive (Cheyenne Avenue to Lone Mountain Road) Sponsored by: Step Requirement (\$161,922.91 - Capital Projects Fund/Special Assessments)

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.

- 89. Bill No. 2002-105 – Adopts the 2003 Edition of the Southern Nevada Pool Code. Proposed by: Paul K. Wilkins, Director of Building and Safety
- 90. Bill No. 2002-106 – Adopts the 2000 Edition of the Uniform Plumbing Code, together with amendments thereto, as the City's Plumbing Code. Proposed by: Paul K. Wilkins, Director of Building and Safety
- 91. Bill No. 2002-107 – Adopts the 2002 Edition of the National Electrical Code, together with amendments and supplementary material. Proposed by: Paul K. Wilkins, Director of Building and Safety
- 92. Bill No. 2002-108 – Adopts the 2000 Edition of the Uniform Mechanical Code and certain Appendices, together with amendments thereto, as the City's Mechanical Code. Proposed by: Paul K. Wilkins, Director of Building and Safety

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.

93. Bill No. 2002-109 – Adopts the Conservation Element of the Las Vegas 2020 Master Plan. Proposed by: Robert S. Genzer, Director of Planning and Development
94. Bill No. 2002-110 – Bond Ordinance providing for the issuance by the City of Las Vegas of its Registered, Negotiable, General Obligation (Limited Tax) Fire Refunding Bonds, Series 2002C, not to exceed the amount necessary to effect the Refunding Project plus the cost of issuance of the Bonds, for the purpose of achieving interest rate savings - Various wards
95. Bill No. 2002-111 – Bond Ordinance providing for the issuance by the City of Las Vegas of its Registered, Negotiable, General Obligation (Limited Tax) Sewer Refunding Bonds (Additionally Secured by Pledged Revenues), Series 2002B, not to exceed the amount necessary to effect the Refunding Project, for the purpose of achieving interest rate savings - Various wards
96. Bill No. 2002-112 – Bond Ordinance providing for the issuance by the City of Las Vegas of its Registered, Negotiable, General Obligation (Limited Tax) Transportation Refunding Bonds (Additionally Secured by Pledged Revenues), Series 2002D, not to exceed the amount necessary to effect the Refunding Project, for the purpose of achieving interest rate savings - Various wards
97. Bill No. 2002-113 – Bond Ordinance providing for the issuance by the City of Las Vegas of its Registered, Negotiable, General Obligation (Limited Tax) Parking Bonds (Additionally Secured by Pledged Revenues), Series 2002A, not to exceed \$25,000,000, for the purpose of defraying wholly or in part the cost of acquiring, constructing, reconstructing, improving and equipping building projects in the City, including without limitation, buildings to accommodate offstreet parking projects - Ward 3 (Reese)

CLOSED SESSION – To Be Held at Conclusion of Morning Session

Upon a duly carried Motion, a closed meeting is called in accordance with NRS 288.220 to discuss negotiations on the CEA, LVPOA, PPA, IAFF Non-Supervisory and IAFF Supervisory contracts

1:00 P.M. - AFTERNOON SESSION

98. 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

99. Public hearing to consider the report of expenses to recover costs for abatement of nuisance/litter located at 4550 East Washington Avenue. PROPERTY OWNER: AZRA INVESTMENTS CORPORATION - Ward 3 (Reese)
100. Public hearing to consider the report of expenses to recover costs for abatement of a dangerous building located at 3104 Merritt Avenue. PROPERTY OWNER: HILARIO TRINIDAD AND FREDY MORALES LUNA - Ward 1 (M. McDonald)
101. Public hearing to consider the report of expenses to recover costs for abatement of a dangerous building located at 340 Arnold Street. PROPERTY OWNER: GILBERT AND SANDRA M. O. PEREZ - 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

- 102.ABEYANCE ITEM - EXTENSION OF TIME - REZONING - Z-0045-94(7) - J AND K VILLANI TRUST - Request for an Extension of Time on an approved Rezoning (Z-0045-94) FROM: U (Undeveloped) [SC (Service Commercial) General Plan Designation] TO: C-1 (Limited Commercial) on 1.05 acres on the north side of Lake Mead Boulevard, approximately 640 feet west of Torrey Pines Drive (APN: 138-23-201-003), PROPOSED USE: MINOR AUTOMOTIVE REPAIR GARAGE FACILITY, Ward 6 (Mack). The Planning Commission (3-2 vote) recommends DENIAL. Staff recommends APPROVAL
- 103.MAJOR MODIFICATION TO THE LONE MOUNTAIN WEST MASTER PLAN - PUBLIC HEARING - Z-0024-99(43) - SOUTHWEST DESERT EQUITIES, LIMITED LIABILITY COMPANY - Request for a Major Modification to the Lone Mountain West Master Development Plan to add approximately 15 acres into the Plan and have the subject area designated as Medium Low Density Residential on the south side of Lone Mountain Road, approximately 330 feet west of Cliff Shadows Parkway (APN: 137-01-101-002, 003, and 004), Ward 4 (Brown). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
- 104.ABEYANCE ITEM - MASTER PLAN OF STREETS AND HIGHWAYS - PUBLIC HEARING - MSH-0005-02 - SPRING MOUNTAIN RANCH, LIMITED LIABILITY COMPANY ON BEHALF OF RICHMOND AMERICAN HOMES OF NEVADA, INC. - Request to amend the Master Plan of Streets and Highways to designate Frontage Road as a 70-foot wide Secondary Collector Roadway between Ackerman Avenue and approximately 1000 feet south of Horse Drive, Ward 6 (Mack). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
- 105.ABEYANCE ITEM - VACATION RELATED TO MSH-0005-02 - PUBLIC HEARING - VAC-0060-02 - SPRING MOUNTAIN RANCH, LIMITED LIABILITY COMPANY ON BEHALF OF RICHMOND AMERICAN HOMES - Petition to vacate a portion of Ackerman Avenue located east of Rancho Drive (U.S. Highway 95), Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 106.ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - V-0037-02 - I AND K HOLDINGS, LIMITED LIABILITY COMPANY - Request for a Variance to allow three parking spaces where the proposed uses require 14 parking spaces on property located at 2111 South Maryland Parkway (APN: 162-02-410-072), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-1 vote) and staff recommend APPROVAL
- 107.ABEYANCE ITEM - VARIANCE RELATED TO V-0037-02 - PUBLIC HEARING - V-0038-02 - I AND K HOLDINGS, LIMITED LIABILITY COMPANY - Request for a Variance to allow an existing building zero feet from the side property line, where five feet is the minimum setback required on property located at 1205 Exley Avenue (APN: 162-02-410-071), R-2 (Medium-Low Density Residential) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (5-2 vote) recommends APPROVAL
- 108.ABEYANCE ITEM - SPECIAL USE PERMIT RELATED TO V-0037-02 AND V-0038-02 - PUBLIC HEARING - U-0073-02 - I AND K HOLDINGS, LIMITED LIABILITY COMPANY - Request for a Special Use Permit TO ALLOW A PSYCHIC ARTS BUSINESS on property located at 2111 South Maryland Parkway (APN: 162-02-410-072), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-1 vote) and staff recommend APPROVAL
- 109.REQUIRED ONE YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - U-0170-00(1) - COSTCO WHOLESALE CORPORATION - Required One Year Review of an approved Special Use Permit which allowed gasoline sales in conjunction with a Costco Wholesale Store on 16.95 acres at the northwest corner of the intersection of Charleston Boulevard and Pavilion Center Drive (APN: 137-35-714-001), PC (Planned Community) Zone, Ward 2 (L.B. McDonald). Staff recommends APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

110. REQUIRED ONE YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - U-0171-00(1) - COSTCO WHOLESALE CORPORATION - Required One Year Review of an approved Special Use Permit which allowed the sale of Package Liquor in conjunction with a Costco Wholesale Store on 16.95 acres at the northwest corner of the intersection of Charleston Boulevard and Pavilion Center Drive (APN: 137-35-714-001), PC (Planned Community) Zone, Ward 2 (L.B. McDonald). Staff recommends APPROVAL
111. REQUIRED ONE YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - U-0172-00(1) - COSTCO WHOLESALE CORPORATION - Required One Year Review of an approved Special Use Permit which allowed minor auto repair in conjunction with a Costco Wholesale Store on 16.95 acres at the northwest corner of the intersection of Charleston Boulevard and Pavilion Center Drive (APN: 137-35-714-001), PC (Planned Community) Zone, Ward 2 (L.B. McDonald). Staff recommends APPROVAL
112. ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - U-0167-01 - GILBERT LEVY ON BEHALF OF REAGAN NATIONAL ADVERTISING - Appeal filed by Reagan National Advertising from the Denial by the Planning Commission of a request for a Special Use Permit FOR A PROPOSED 24-FOOT BY 28-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 401 West Bonanza Road (APN: 139-27-401-016), M (Industrial) Zone, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend DENIAL
113. ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - U-0086-02 - DECATUR SHOPPING CENTER ASSOCIATION ON BEHALF OF JUAN JOSE DIAZ - Request for a Special Use Permit TO ALLOW A BANQUET FACILITY on property located at 1401 North Decatur Boulevard, Suite 13 (APN 138-25-503-007), C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend APPROVAL
114. ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - U-0089-02 - KRISHNA INC. ON BEHALF OF BAHRAM-GANJEI - Appeal filed by Bahram Ganjei from the denial by the Planning Commission on a request for a Special Use Permit FOR THE SALE OF BEER AND WINE FOR OFF-PREMISE CONSUMPTION IN CONJUNCTION WITH AN EXISTING MARKET on property located at 124 South 6th Street (APN: 139-34-611-051), C-2 (General Commercial), Ward 5 (Weekly). The Planning Commission (5-1-1 vote) and staff recommend DENIAL
115. ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - U-0092-02 - JOSE E. ARAGON ON BEHALF OF CINGULAR WIRELESS - Appeal filed by Cingular Wireless from the Denial by the Planning Commission of a request for a Special Use Permit FOR A 63 FOOT TALL WIRELESS COMMUNICATION MONOPOLE on property located at 808 South First Street (APN: 139-34-310-009) C-M (Commercial/Industrial) Zone, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend DENIAL
116. ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - U-0095-02 - WENDY'S LAS VEGAS INC. ON BEHALF OF CINGULAR WIRELESS - Appeal filed by Cingular Wireless from the Denial by the Planning Commission of a request for a Special Use Permit FOR A 63 FOOT TALL WIRELESS COMMUNICATION MONOPOLE on property located at 4400 West Sahara Avenue (APN: 162-06-402-007) C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend DENIAL
117. ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - U-0045-02 - BRIAN AND JULIE LEE & GARY LICKER - Request for a Special Use Permit FOR A LIQUOR ESTABLISHMENT (TAVERN) adjacent to the southeast corner of Alexander Road and Cliff Shadows Parkway (APN: 137-12-101-003), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] under Resolution of Intent to PD (Planned Development) Zone, Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend APPROVAL
118. ABEYANCE ITEM - SPECIAL USE PERMIT RELATED TO U-0045-02 - PUBLIC HEARING - U-0047-02 - BRIAN AND JULIE LEE & GARY LICKER - Request for a Special Use Permit FOR AN OFF-PREMISE LIQUOR ESTABLISHMENT IN CONJUNCTION WITH A PROPOSED DRUG STORE adjacent to the southeast corner of Alexander Road and Cliff Shadows Parkway (APN: 137-12-101-003), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] under Resolution of Intent to PD (Planned Development), Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

- 119.ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO U-0045-02 AND U-0047-02 - PUBLIC HEARING - Z-0068-01(1) - BRIAN AND JULIE LEE & GARY LICKER - Request for a Site Development Plan Review and a Reduction in the Amount of Landscape Planter Finger Islands FOR A 22,920 SQUARE FOOT COMMERCIAL CENTER adjacent to the southeast corner of Alexander Road and Cliff Shadows Parkway (APN: 137-12-101-003), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] under Resolution of Intent to PD (Planned Development), Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 120.ABEYANCE ITEM - REZONING - PUBLIC HEARING - Z-0034-02 - GRAND TETON THOM, LIMITED LIABILITY COMPANY ET AL ON BEHALF OF THOMAS W. FEHRMAN - Request for a Rezoning FROM: R-E (Residence Estates) TO: R-PD3 (Residential Planned Development - 3 Units per Acre) of 7.49 acres located adjacent to the west side of Thom Boulevard, approximately 660 feet north of Grand Teton Road (APN's: 125-12-801-018 & 019), PROPOSED USE: SINGLE-RESIDENTIAL, Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL
- 121.ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0034-02 - PUBLIC HEARING - Z-0034-02(1) - GRAND TETON THOM, LIMITED LIABILITY COMPANY ET AL ON BEHALF OF THOMAS W. FEHRMAN - Request for a Site Development Plan Review FOR A PROPOSED 26-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT on 7.49 acres located adjacent to the west side of Thom Boulevard, approximately 660 feet north of Grand Teton Road (APN's: 125-12-801-018 & 019), R-E (Residence Estates) Zone [PROPOSED: R-PD3 (Residential Planned Development - 3 Units per Acre)], Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL
- 122.ABEYANCE ITEM - REZONING - PUBLIC HEARING - Z-0066-02 - CAMINAR - LAS VEGAS - Request for a Rezoning FROM: U (Undeveloped) [M (Medium Density Residential) General Plan Designation TO: R-3 (Medium Density Residential) on 1.26 acres at 2140 Vegas Drive (APN: 139-20-802-007), [PROPOSED USE: CONVALESCENT CARE FACILITY ADDITION TO AN EXISTING GROUP HOME], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 123.ABEYANCE ITEM - SPECIAL USE PERMIT RELATED TO Z-0066-02 - PUBLIC HEARING - U-0088-02 - CAMINAR - LAS VEGAS - Request for a Special Use Permit FOR A CONVALESCENT CARE FACILITY at 2140 Vegas Drive (APN: 139-20-802-007), U (Undeveloped) Zone [M (Medium Density Residential) General Plan Designation], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 124.ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0066-02 AND U-0088-02 - PUBLIC HEARING - SD-0033-02 - CAMINAR - LAS VEGAS - Request for a Site Development Plan Review FOR AN 8-UNIT CONVALESCENT CARE FACILITY ADDITION TO AN EXISTING GROUP HOME on 1.26 acres at 2140 Vegas Drive (APN: 139-20-802-007), U (Undeveloped) Zone [M (Medium Density Residential) General Plan Designation] [PROPOSED: R-3 (Medium Density Residential)], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 125.SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS, CENTENNIAL HILLS ARCHITECTURAL REVIEW COMMITTEE AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

ADDENDUM

CITIZENS PARTICIPATION

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

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

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

EXHIBIT B

(Attach Copy of Notice of Meeting held November 6, 2002)

CITY COUNCIL AGENDA

NOVEMBER 6, 2002
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CITY COUNCIL AGENDA

COUNCIL CHAMBERS • 400 STEWART AVENUE • PHONE 229-6011

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

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

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

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

NOVEMBER 6, 2002

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

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

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

DUPLICATE AUDIO TAPES ARE AVAILABLE AT A COST OF \$3.00 PER TAPE AND DUPLICATE VIDEO TAPES 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 THE COUNCIL MEETING.

CEREMONIAL MATTERS

- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
- INVOCATION - REVEREND TOM UNMACHT, THE LAKES LUTHERAN CHURCH
- PLEDGE OF ALLEGIANCE
- RECOGNITION OF CITIZEN OF THE MONTH
- SPECIAL PRESENTATION RELATED TO THE CITY'S CANINE PROGRAM
- RECOGNITION OF CENTENNIAL HILLS IDOL CONTEST PARTICIPANTS
- PRESENTATION BY THE LAS VEGAS PHILHARMONIC

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 2, 2002

CONSENT AGENDA

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

ADMINISTRATIVE SERVICES - CONSENT

3. Approval of an agreement with Embeck Media to place media on City of Las Vegas parking meters

BUSINESS DEVELOPMENT - CONSENT

4. Approval to accept and authorization for the Mayor to execute the Grant Funding Agreement for a \$150,000 grant from the Nevada Commission on Cultural Affairs for the renovation and adaptive re-use of the Downtown Heritage Center (Federal Building-Post Office) at 301 Stewart Avenue (APN#139-34-501-002) - Ward 5 (Weekly)
5. Approval to accept and authorization for the Mayor to execute the Grant Funding Agreement for a \$20,000 grant from the Historic Preservation Fund for the renovation and adaptive re-use of the Downtown Heritage Center (Federal Building-Post Office) at 301 Stewart Avenue (APN#139-34-501-002) - Ward 5 (Weekly)

FIELD OPERATIONS DEPARTMENT - CONSENT

6. Approval of Third Amendment to a Professional Services Agreement with Kitchell Contractor's Inc. for construction management and review of construction bid documents for the construction of the Stewart Avenue Parking Garage (\$75,000 - Capital Projects Fund) - Ward 5 (Weekly)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

7. Approval of Service and Material Checks/Payroll Checks/Wire Transfers/Other Checks and Investments
8. Approval to appropriate funding in the amount of \$290,000 (City Facilities Capital Projects Fund) for the remodel of the facilities at 416 N. 7th Street to meet occupancy requirements - Ward 5 (Weekly)
9. Approval to transfer funding in the amount of \$200,000 (Parks & Leisure Activities Capital Projects Fund) from the Arbor Hills project to the Bonanza-Sandhill Ballfield project, and to increase prior pre-approved contract award from \$2,200,000 to \$2,232,000 plus conflicts and contingency reserve as set by Purchasing and Contracts Division - Ward 3 (Reese)
10. Approval to transfer up to \$200,000 (Parks & Leisure Activities Capital Projects Fund) to the Community College of Southern Nevada (CCSN) towards paving the parking lot adjacent to and for the joint benefit of Opportunity Village, subject to an agreement to be executed by the City Manager - Ward 1 (M. McDonald)
11. Approval of the fourth quarterly approval of Qualified Contractors for the period November 6, 2002 through January 1, 2004 pursuant to City of Las Vegas Qualification Plan
12. Approval of a Special Event Liquor License for Mission of St. Charbel, Location: Our Lady of Las Vegas Catholic Church, 3050 Alta Drive, Date: November 9, 2002, Type: Special Event General, Event: Fund-raising Dinner, Responsible Person in Charge: Antoine Abi-Nader - Ward 1 (M. McDonald)
13. Approval of a new Package Liquor License subject to the provisions of the planning and fire codes and Health Dept. regulations, The Vons Companies, Inc., dba Vons #2613, 6450 Sky Pointe Drive, Thomas Keller, Pres, David J. Zylstra, VP, Thomas B. Acevedo, Secy, Bradley S. Fox, Treas - Ward 6 (Mack)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

14. Approval of Change of Ownership for a Beer/Wine/Cooler On-sale Liquor License, From: Cholwon Lee, 100%, To: L & C Investment Co., dba Shogun Japanese Restaurant, 4941 West Craig Road, Cholwon Lee, Dir, Treas, 50%, Bo Sun Lee, Pres, Secy, 50% - Ward 6 (Mack)
15. Approval of a new Slot Operator Space Lease Location Restricted Gaming License for 4 slots subject to approval by the Nevada Gaming Commission, United Coin Machine Co., db at Mojave Plaza Laundromat, 27 North Mojave Road - Ward 3 (Reese)
16. Approval of a new Hypnotist License, John Gatesman, dba John Gatesman, 416 South Jones Blvd., John R. Gatesman, 100% - Ward 1 (M. McDonald)
17. Approval of a new Martial Arts Instruction Business License, Fernando Villalpando, dba Wolf School of Tae Kwon Do, 7024 West Charleston Blvd., Fernando Villalpando, 100% - Ward 1 (M. McDonald)
18. Approval of a new Massage Establishment License, Touch of Life, LLC, dba Touch of Life, 911 North Buffalo Drive, Suite 208, Sharon I. Padilla, Mmbr, 50%, Heather R. Criswell, Mmbr, 50% - Ward 4 (Brown)
19. Approval of a new Pistol Permit License, Kent G. Wagner, dba Kent's, 26 South Water Street, Suite A, Kent G. Wagner, 100% - Henderson
20. Approval of award of Bid Number 02.1730.26-RC, Vegas Drive/Owens Avenue, Rancho Drive to I-15 and approve the construction conflicts and contingency reserve set by Finance & Business Services - Department of Public Works - Award recommended to: FREHNER CONSTRUCTION COMPANY (\$11,588,472 - Regional Transportation Commission, Clark County Regional Flood Control District, Sanitation Fund, SID 1478) - Ward 5 (Weekly)
21. Approval to Award Bid Number 03.1730.03-RC, Durango Drive - Phase 2, Lone Mountain Road to Tropical Parkway and approve the construction conflicts & contingency reserve set by Finance & Business Services - Department of Public Works - Award recommended to: LAS VEGAS PAVING CORPORATION (\$3,534,129 - Regional Transportation Commission) - Ward 6 (Mack)
22. Approval of award of Bid Number 030027-DAR, Open End Contract for Miscellaneous Vehicles - Department of Fire & Rescue - Award recommended to: FAIRWAY CHEVROLET for Lots 1, 2, 3, 6 & 7; BILL HEARD CHEVROLET for Lot 5; and GAUDIN FORD for Lot 4 (Aggregate amount of \$628,857 - Fire Equipment Acquisition Fund)
23. Approval of change order to Bid Number 01.15301.18-LED, Doolittle Community Center Renovation for additional equipment & additional work and increase the conflicts & contingency reserve - Department of Public Works - Award recommended to: RICHARDSON CONSTRUCTION, INC. (\$550,000 - Parks Capital Improvements Projects and 99 Parks Bonds) - Ward 5 (Weekly)
24. Approval of issuance of a purchase order for twelve (12) one-ton heavy duty utility trucks under the open end provision of Bid Number 020011-TC (DAR) - Department of Field Operations - Award recommended to: FAIRWAY CHEVROLET (\$349,512 - Internal Service Fund)
25. Approval of award of Contract CLV-03-0002 (LR) for Security and Operations Support Services at the Neonopolis Garage - Department of Field Operations - Award recommended to: FREMONT STREET EXPERIENCE PARKING CORPORATION (\$222,830 - Parking Enterprise Fund) - Ward 5 (Weekly)
26. Approval of revision number one to purchase order number 212909 (DAR) for the annual requirements contract for custodial services - Department of Field Operations - Award recommended to: BEST JANITORIAL SERVICES (\$200,000 - General Fund)
27. Approval of rejection of bid and award of Bid Number 030148-DAR, Open End Contract for one Asphalt Patch Truck - Department of Field Operations - Award recommended to: TRUCK CENTER OF NEVADA (\$106,253 - Internal Service Fund)

FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

28. Approval of award of Bid Number 030157-DAR, Annual Requirements Contract for Automotive Parts - Department of Field Operations - Award recommended to: CLARK COUNTY WHOLESALE (\$200,000 - General Fund) and CHARLESTON AUTO PARTS (\$100,000 - General Fund)
29. Approval of change order to Bid No. 01.15301.24-LED, Garehime Heights Park for skatepark components and additional landscaping - Department of Public Works - Award recommended to: LAS VEGAS PAVING CORP. (\$100,000 - Capital Projects Fund) - Ward 4 (Brown)
30. Approval of award of Bid Number 030010-CW, Annual Requirements Contract for Exercise Equipment - Various Departments - Award recommended to: ADVANTAGE FITNESS for Lots I-V; NEVADA FITNESS for Lot VI; ADVANCED EXERCISE EQUIPMENT for Lots VII and VIII (Estimated aggregate annual amount of \$85,000 - General Fund)
31. Approval of issuance of a blanket purchase order for an annual requirements contract for Custodial and Landscape Maintenance of the Downtown Post Office Building (DAR) - Department of Field Operations - Award recommended to: OPPORTUNITY VILLAGE (Estimated annual amount of \$80,000 - General Fund) - Ward 5 (Weekly)
32. Approval of revision number one to purchase order number 215173 to provide for contingency funding for an automatic fueling dispensing and key processing system under the terms and conditions of Request for Proposals 010029-JDF - Department of Field Operations - Award recommended to: SER-CON Inc. (\$50,000 - Internal Service Fund)
33. Approval of award of Bid Number 030149-DAR, James Gay Park Fescue Sod Installation - Department of Field Operations - Award recommended to: VALLEY SOD FARMS (\$32,400 - General Fund) - Ward 5 (Weekly)
34. Approval of revision number one to purchase order number 214372 for Loss Control Management Services (LR) to assist the City in developing and implementing an enhanced safety/loss control program - Department of Human Resources - Awarded recommended to: OHMS, A BLUE CROSS/BLUE SHIELD SUBSIDIARY (\$30,000 - Internal Service Fund)
35. Approval of rejection of all bids received for Bid Number 030014-DAR, Annual Requirements Contract for Alta Drive West Landscape Maintenance - Department of Public Works - Ward 1 (M. McDonald)

FIRE AND RESCUE DEPARTMENT - CONSENT

36. Approval of the Federal Emergency Management Agency (FEMA) Emergency Management Preparedness Grant in the amount of \$129,006 (\$64,503 FEMA/\$64,503 City contribution - General Fund) - All Wards

HUMAN RESOURCES DEPARTMENT - CONSENT

37. Approval to create one regular full time Customer Service Representative (CSR) position (\$19,200 - General Fund)

NEIGHBORHOOD SERVICES DEPARTMENT - CONSENT

38. Approval of allocating Community Development Block Grant (CDBG) funds to BBC Research and Consulting to conduct an Analysis of Impediments to Fair Housing Study for compliance with Housing and Urban Development (HUD) federal regulations (\$55,250 - Community Development Block) - All Wards
39. Approval of the transfer of FY2002 HOPWA grant funds in the amount of \$41,815 from Pahrump Family Resource Center to Salvation Army - Ward 1 (M. McDonald)

PUBLIC WORKS DEPARTMENT - CONSENT

40. Approval of a Declaration of Utilization from the Bureau of Land Management for portions of the Southwest Quarter (SW 1/4) of Section 18, the Northeast Quarter (NE 1/4) of Section 19 and the Northwest Quarter (NW 1/4) of Section 20, Township 19 South, Range 60 East, M.D.M., for road, sewer and drainage purposes generally located on the south side of Elkhorn Road between the Grand Canyon Drive alignment and the El Capitan Way alignment, and on the west side of Grand Canyon north of the Elkhorn Road alignment – APNs 125-18-403-003, 125-19-501-001, -002, -005, -007 and 125-20-101-001 through -005 – Ward 6 (Mack)
41. Approval to file an amendment to Right-of-Way Grant No. N-74862 with the Bureau of Land Management for an access road on portions of land lying within the Southeast Quarter (SE 1/4) of Section 2, T20S, R59E, M.D.M., generally located on north side of the Alexander Road alignment, west of the Puli Road alignment – APN 137-02-000-001 - Ward 4 (Brown)
42. Approval to file a Right-of-Way Grant with the Bureau of Land Management for road, sewer and drainage purposes on portions of land lying within the Southwest Quarter (SW 1/4) of Section 6, the Northwest Quarter (NW 1/4) of Section 7 and the Northeast Quarter (NE 1/4) of Section 8, Township 20 South, Range 60 East, M.D.M., generally located on the north and south sides of Alexander Road between Hualapai Way and Durango Drive and the new Hualapai Way alignment between Alexander Road and Cheyenne Avenue (Alexander Road/Hualapai Way Road Improvements Project) - APNs 138-06-301-001, -401-006, -801-009, 138-07-201-010 and 138-08-501-005 - Ward 4 (Brown)
43. Approval of a Dédication from the City of Las Vegas, a Municipal Corporation for a portion of the Southeast Quarter (SE ¼) of Section 27, T20S, R61E, M.D.M., for street right-of-way and a sewer easement located on the northwest corner of Bonanza Road and 9th Street - APN 139-27-805-001 – Ward 5 (Weekly)
44. Approval of a Dedication from the City of Las Vegas, a Municipal Corporation for a portion of the Southeast Quarter (SE ¼) of Section 21, T20S, R61E, M.D.M., for street right-of-way, drainage easement and a pedestrian walkway easement located on the south side of Lake Mead Boulevard, east of Martin L. King Boulevard - APN 139-21-701-002-003 – Ward 5 (Weekly)
45. Approval of a Bill of Sale to the Las Vegas Valley Water District (LVVWD) for transfer of ownership of water distribution facilities installed in conjunction with the Lewis Avenue Corridor Improvements - Ward 5 (Weekly)
46. Approval of a task-oriented Professional Services Agreement with Stantec Consulting, Inc. for Engineering Services, Professional Surveying and Underground Utility Potholing (\$100,000 - City of Las Vegas, Regional Transportation Commission, Clark County Regional Flood Control District) - All Wards
47. Approval of a Sewer Connection and Interlocal Contract with Clark County Sanitation District - Acclaim Materials Testing & Inspection, LLP on behalf of William J. Papineau, owner (northwest corner of Cimarron Road and Red Coach Avenue, APN 138-04-103-012) - County (near Ward 4 - Brown)
48. Approval of a Sewer Connection and Interlocal Contract with Clark County Sanitation District - Christopher and Jessica Cave, owners (5975 North Campbell Road, APN 125-29-302-003) - County (near Ward 6 - Mack)
49. Approval of a Sewer Connection and Interlocal Contract with Clark County Sanitation District - CivilWorks, Inc. on behalf of Las Vegas Valley Water District, owner (southwest corner of Butler Street and Tropical Parkway, APN 125-28-303-001) - County (near Ward 4 - Brown)
50. Approval of an Encroachment Request from VTN Nevada, Incorporated, on behalf of Quarterhorse Falls II, LLC, owner (El Capitan Way between O'Hare Avenue and Log Cabin Way) - Ward 6 (Mack)
51. Approval of a Sewer Connection and Interlocal Contract with Clark County Sanitation District - Michael J. and Robin L. Gramly, owners (southwest corner of Butler Street and Helena Avenue, APN 138-04-301-018) - County (near Ward 4 - Brown)

PUBLIC WORKS DEPARTMENT - CONSENT

52. Approval of a Sewer Connection and Interlocal Contract with Clark County Sanitation District - G.C. Wallace, Inc. on behalf of Silverstone I, L.P., c/o Pinnacle Homes, Inc., owners (southeast corner of El Capitan Way and Ann Road, APN 125-32-501-001, 125-32-501-002, 125-32-501-012, 125-32-501-013, 125-32-501-024 and 125-32-501-025) - County (near Ward 6 - Mack)
53. Approval of Contract Modification #1 with Capriati Construction, to install fifty additional water laterals as part of the Mayfair Neighborhood - Phase 2 project (\$70,000 - Las Vegas Valley Water District) - Ward 5 (Weekly)
54. Approval of Interlocal Agreement No. 108656 with the Las Vegas Valley Water District for water service for the Bonanza - Sandhill Park (\$208,667 - Residential Construction Tax) - Ward 3 (Reese)
55. Approval of a Designated Services Agreement with Western Technologies Inc. for the Special Inspection Services for the new Mirabelli Senior Center located at Hargrove and Garwood, within the existing Mirabelli Park site (\$35,168 - Clark County Interlocal Agreement) - Ward 1 (M. McDonald)
56. Approval of a Fifth Amendment to the Professional Services Agreement with VTN Nevada for professional services related to the continuation of engineering services in support of the construction of the Durango Drive Improvements - Lone Mountain Road to US-95 (\$150,000 - Regional Transportation Commission) - Ward 6 (Mack)
57. Approval of a Designated Services Agreement with KGA Architecture for preliminary design phases for the Office District Parking Garage located at 3rd Street, between Bonneville Avenue and Garces Avenue (\$446,000 - General Obligation Parking Bonds) - Ward 1 (M. McDonald)

RESOLUTIONS - CONSENT

58. TABLED ITEM - R-105-2002 - Approval of a Resolution directing the City Treasurer to prepare the Seventy-First Assessment Lien Apportionment Report for Special Improvement District No. 707 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
59. TABLED ITEM - R-106-2002 - Approval of a Resolution approving the Seventy-First Assessment Lien Apportionment Report for Special Improvement District No. 707 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
60. R-112-2002 - Approval of a Resolution directing the City Treasurer to prepare the Twenty-Second Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
61. R-113-2002 - Approval of a Resolution approving the Twenty-Second Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
62. R-114-2002 - Approval of a Resolution directing the City Treasurer to prepare the Twenty-Third Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
63. R-115-2002 - Approval of a Resolution approving the Twenty-Third Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
64. R-116-2002 - Approval of a Resolution directing the City Treasurer to prepare the Twenty-Fourth Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
65. R-117-2002 - Approval of a Resolution approving the Twenty-Fourth Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)

RESOLUTIONS - CONSENT

- 66. R-118-2002 - Approval of a Resolution directing the City Treasurer to prepare the Twenty-Fifth Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
- 67. R-119-2002 - Approval of a Resolution approving the Twenty-Fifth Assessment Lien Apportionment Report for Special Improvement District No. 808 Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
- 68. R-120-2002 - Approval of a Resolution Awarding Bid for Special Improvement District No. 1478 - Vegas Drive (Rancho Drive to Interstate 15) (\$206,361.87 - Capital Projects Fund - Special Assessment) - Ward 5 (Weekly)

REAL ESTATE COMMITTEE - CONSENT

- 69. Approval authorizing staff to amend a current lease application to be submitted to the Bureau of Land Management (BLM) for a Fire Training Center on the southwest corner of Deer Springs Way and Alpine Ridge Way to include an additional 30 acres - County (near Ward 6 - Mack)
- 70. Approval authorizing staff to apply for a land lease for a public park located on a portion of Parcel Number 126-13-701-001 in the vicinity of Hualapai Way and Farm Road with the Bureau of Land Management (BLM) (\$100 - Public Works/Real Estate/Rental of Land) - County (near Ward 6 - Mack)
- 71. Approval authorizing staff to apply for a land lease for a public park located on a portion of Parcel Number 126-24-201-002 in the vicinity of Deer Springs Way and Shaumber Road with the Bureau of Land Management (BLM) (\$100 - Public Works/Real Estate/Rental of Land) - County (near Ward 6 - Mack)
- 72. Approval of an Easement and Rights-of-Way between the City of Las Vegas (City) and the Las Vegas Valley Water District (LVVWD) for a fire hydrant to be located on Sandhill Road to serve the Bonanza Sandhill Ballfields, APN 140-31-102-002 - Ward 3 (Reese)
- 73. Approval of an Easement and Rights-of-Way between the City of Las Vegas (City) and the Las Vegas Valley Water District (LVVWD) for a fire hydrant to be located on Bonanza Road to serve the Bonanza Sandhill Ballfields, APN 140-31-102-002 - Ward 3 (Reese)
- 74. Approval of an Easement and Rights-of-Way between the City of Las Vegas (City) and the Las Vegas Valley Water District (LVVWD) for water lines and appurtenance(s) to serve the Bonanza Sandhill Ballfields, APN 140-31-102-002 - Ward 3 (Reese)
- 75. Approval authorizing staff to sell the home located at 8690 Azure to the highest qualified buyer - Ward 6 (Mack)
- 76. Approval of an Agreement for the Purchase and Sale of Real Property between The Arts Factory, LLC, and the City of Las Vegas for the sale of City owned parcel number 139-34-410-046 located at 123 East Charleston Boulevard - Ward 1 (M. McDonald)
- 77. Approval of a lease agreement with The Neon Museum, for lease of approximately 587 square feet of office space located at Reed Whipple Cultural Center, 821 Las Vegas Boulevard North - Ward 5 (Weekly)

DISCUSSION / ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

- 78. Report from the City Manager on emerging issues

CITY ATTORNEY - DISCUSSION

- 79. Discussion and possible action on Appeal of Work Card Denial: Robert Barragan, 1105 Princess Katy, Las Vegas, Nevada 89109
- 80. Discussion and possible action on Appeal of Work Card Denial: Dienesia Denice Paynes, 1001 W. McWilliams Avenue #52, Las Vegas, Nevada 89106
- 81. Discussion and possible action on Appeal of Work Card Denial: David S. Manes, 320 South 1st Street, Las Vegas, Nevada 89101
- 82. Discussion and possible action on Appeal of Work Card Denial: Bruce Joe Bolden, 1904 Holmes Street, Las Vegas, Nevada 89106
- 83. Hearing, discussion and possible action regarding disciplinary complaint against Abraham Ogbamichael and Mohamed Nagi Obeid al Dhali d/b/a Kings Market, 2333 North Martin Luther King Boulevard, Las Vegas, Clark County, Nevada, for violations of Title 6 of the Las Vegas Municipal Code – Ward 5 (Weekly)

FINANCE & BUSINESS SERVICES DEPARTMENT - DISCUSSION

- 84. Discussion and possible action regarding Temporary Approval of Change of Ownership and Business Name for a Beer/Wine/Cooler On-sale Liquor License subject to the provisions of the planning and fire codes and Health Dept. regulations, From: KT Restaurants, Inc., LLC, dba Godfather's Pizza, Pat L. Kelley, Mmbr, 50%, Darren L. Taylor, Mmbr, 50%, To: Core Associates, Inc., dba Red Apple Grill, 3051 North Rainbow Blvd., John P. Baietti, Dir, Pres, Secy, Treas, 83% - Ward 6 (Mack)
- 85. Discussion and possible action regarding Temporary 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: Gemini, Inc., dba Lady Luck Casino, John M. Gallaway, Dir, Pres, Secy, Treas, LL Holding Corporation, 100%, a wholly owned subsidiary of Isle of Capri Casinos, Inc., PTC, Bernard Goldstein, Dir, COB, CEO, John M. Gallaway, Dir, Pres, COO, Allan B. Solomon, Dir, EVP, General Counsel, Secy, Rexford A. Yeisley, SVP, CFO, Treas, Timothy M. Hinkley, SVP Operations, To: Hospitality Systems, LLC, dba Lady Luck, 206 North 3rd Street, Martin R. Gross, VP, COO, Hospitality Systems Management, LLC, Mmbr, 24.5%, Investment Advisory Consultants, LLC, Mmbr, 24.5%, Beacon Bay Holdings, LLC, Mmbr, 51% - Ward 5 (Weekly)
- 86. Discussion and possible action regarding a Six Month Review of an Independent Massage Therapist License, Rogelio M. Blanco, Jr., dba Rogelio M. Blanco, Jr., 217 Fig Court, Rogelio M. Blanco, Jr., 100% - Ward 2 (L.B. McDonald)
- 87. Discussion and possible action regarding a moratorium on the issuance of new licenses and change of location to existing licenses for payday loan, check cashing and auto title loan businesses

LEISURE SERVICES DEPARTMENT - DISCUSSION

- 88. ABEYANCE ITEM - Report on the status of the Community Schools Transition Plan

NEIGHBORHOOD SERVICES DEPARTMENT - DISCUSSION

- 89. Discussion and possible action regarding an Agreement between the Economic Opportunity Board of Clark County's Child Care Assistance Division (EOB CCAD) and the City of Las Vegas awarding the City \$280,000 in Child Care Improvement Grant (CCIG) funds - All Wards

PLANNING & DEVELOPMENT DEPARTMENT - DISCUSSION

90. Discussion and possible action on the recommendation of lands to be disposed of by the Bureau of Land Management (BLM) in the November 2003 Public Sale - Wards 4 and 6 (Brown and Mack)
91. Discussion and possible action on the Agreement regarding Conformity of City of Las Vegas Plans With the Southern Nevada Regional Policy Plan - All Wards

PUBLIC WORKS DEPARTMENT - DISCUSSION

92. ABEYANCE ITEM - Report on the Bonneville/Clark and Casino Center/Fourth Street One-Way Couplet Project - Wards 1 and 5 (M. McDonald and Weekly)

RESOLUTIONS - DISCUSSION

93. R-121-2002 - Discussion and possible action regarding a Resolution reestablishing the Traffic Signal Capital Improvements Advisory Committee in conjunction with the City's Traffic Signal Capital Improvements Plan
94. R-122-2002 - Public hearing and possible action regarding a temporary interfund loan from the City Facilities Capital Projects Fund (CPF) to the City's Affordable Housing Special Revenue Fund in an amount not to exceed \$2,000,000 for a period not to exceed one year - Ward 1 (M. McDonald)

BOARDS & COMMISSIONS - DISCUSSION

95. ABEYANCE ITEM - PARK & RECREATION ADVISORY COMMISSION – Cedric Cole, Term Expiration 3-24-2003 (Resigned)
96. Discussion and possible action on the appointment of nine committee members to the Traffic Signal Capital Improvements Advisory Committee - All Wards

REAL ESTATE COMMITTEE - DISCUSSION

97. Discussion and possible action on a Purchase Contract between Priority One Commercial (on behalf of the City of Las Vegas) and Diane and Stanley Kloza for real property consisting of 40 separate parcels depicted on Exhibit "B" on purchase contract located within Shalimar Gardens, in the vicinity of Laurelhurst Drive and Westmoreland Drive, for \$1,600,000 plus closing costs - Affordable Housing Special Revenue Fund (SRF) - Ward 1 (M. McDonald)
98. Discussion and possible action on a Purchase Contract between Priority One Commercial (on behalf of the City of Las Vegas) and Felice and Tara M. Baldasarro, Co-Trustees of the Baldasarro 2000 Community Property Trust for real property known as Parcel Number 138-25-515-007 located at 1509 Laurelhurst Drive Unit 7 for \$54,000 plus closing costs - Affordable Housing Special Revenue Fund (SRF) - Ward 1 (M. McDonald)
99. Discussion and possible action on a Purchase Contract between Priority One Commercial (on behalf of the City of Las Vegas) and Charles E. and Sharon Sinky for real property known as Parcel Number 138-25-515-005 located at 1509 Laurelhurst Drive Unit 5 for \$52,000 plus closing costs - Affordable Housing Special Revenue Fund (SRF) - Ward 1 (M. McDonald)
100. Discussion and possible action to direct staff to proceed with the process of amending the Covenants, Conditions and Restrictions for the Las Vegas Technology Center to permit the sale of the open space common areas totaling approximately 7.0 acres (APN#138-15-710-028, APN#138-15-810-013) - Ward 4 (Brown)

RECOMMENDING COMMITTEE REPORTS - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

101. Bill No. 2002-105 – Adopts the 2003 Edition of the Southern Nevada Pool Code. Proposed by: Paul K. Wilkins, Director of Building and Safety
102. Bill No. 2002-106 – Adopts the 2000 Edition of the Uniform Plumbing Code, together with amendments thereto, as the City's Plumbing Code. Proposed by: Paul K. Wilkins, Director of Building and Safety
103. Bill No. 2002-107 – Adopts the 2002 Edition of the National Electrical Code, together with amendments and supplementary material. Proposed by: Paul K. Wilkins, Director of Building and Safety
104. Bill No. 2002-108 – Adopts the 2000 Edition of the Uniform Mechanical Code and certain Appendices, together with amendments thereto, as the City's Mechanical Code. Proposed by: Paul K. Wilkins, Director of Building and Safety
105. Bill No. 2002-109 – Adopts the Conservation Element of the Las Vegas 2020 Master Plan. Proposed by: Robert S. Genzer, Director of Planning and Development
106. Bill No. 2002-110 – Bond Ordinance providing for the issuance by the City of Las Vegas of its Registered, Negotiable, General Obligation (Limited Tax) Fire Refunding Bonds, Series 2002C, not to exceed the amount necessary to effect the Refunding Project plus the cost of issuance of the Bonds, for the purpose of achieving interest rate savings - Proposed by: Mark Vincent, Director of Finance & Business Services - Various Wards
107. Bill No. 2002-111 – Bond Ordinance providing for the issuance by the City of Las Vegas of its Registered, Negotiable, General Obligation (Limited Tax) Sewer Refunding Bonds (Additionally Secured by Pledged Revenues), Series 2002B, not to exceed the amount necessary to effect the Refunding Project, for the purpose of achieving interest rate savings - Proposed by: Mark Vincent, Director of Finance & Business Services - Various Wards
108. Bill No. 2002-112 – Bond Ordinance providing for the issuance by the City of Las Vegas of its Registered, Negotiable, General Obligation (Limited Tax) Transportation Refunding Bonds (Additionally Secured by Pledged Revenues), Series 2002D, not to exceed the amount necessary to effect the Refunding Project, for the purpose of achieving interest rate savings - Proposed by: Mark Vincent, Director of Finance & Business Services - Various Wards
109. Bill No. 2002-113 – Bond Ordinance providing for the issuance by the City of Las Vegas of its Registered, Negotiable, General Obligation (Limited Tax) Parking Bonds (Additionally Secured by Pledged Revenues), Series 2002A, not to exceed \$25,000,000, for the purpose of defraying wholly or in part the cost of acquiring, constructing, reconstructing, improving and equipping building projects in the City, including without limitation, buildings to accommodate offstreet parking projects - Proposed by: Mark Vincent, Director of Finance & Business Services - Ward 3 (Reese) NOTE: The correct Ward designation is Ward 1 (M. McDonald)
110. Bill No. 2002-116 – Annexation No. A-0014-02(A) – Property location: On the south side of Lone Mountain Road, 670 feet east of Puli Road; Petitioned by: Southwest Desert Equities, LLC; Acreage: 5.38 acres; Zoned: R-U (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Larry Brown
111. Bill No. 2002-117 – Annexation No. A-0021-02(A) – Property location: On the southwest corner of Fort Apache Road and Deer Springs Road; Petitioned by: SPKQL8R, LLC; Acreage: 5.05 acres; Zoned: R-E (County zoning), U (L-TC) (City equivalent). Sponsored by: Councilman Michael Mack
112. Bill No. 2002-119 – Annexation No. A-0027-02(A) – Property location: On the south side of Lone Mountain Road, 330 feet east of Puli Road; Petitioned by: William Parker; Acreage: 5.39 acres; Zoned: R-U (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Michael Mack
113. Bill No. 2002-121 - Bond Ordinance providing for the issuance by the City of Las Vegas of its Taxable General Obligation (Limited Tax) Fremont Street Experience Refunding Bonds (Additionally Secured with Pledged Revenues) Series 2002, not to exceed the amount necessary to effect the Refunding Project, for the purpose of achieving interest rate savings - Proposed by: Mark Vincent, Director of Finance & Business Services - Ward 1 (M. McDonald) NOTE: The correct Ward designation is Wards 1 and 5 (M. McDonald and Weekly)

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.

114. Bill No. 2002-114 – Annexation No. A-0010-02(A) – Property location: 330 feet south of Alexander Road and 1,400 feet west of Hualapai Way; Petitioned by: Southwest Desert Equities, LLC; Acreage: 2.64 acres; Zoned: R-U (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Larry Brown
115. Bill No. 2002-115 – Annexation No. A-0012-02(A) – Property location: 290 feet south of Alexander Road and 300 feet west of Cimarron Road; Petitioned by: Alexander and Phillip Mackovski; Acreage: 2.66 acres; Zoned: R-E (County zoning), U (ML) (City equivalent). Sponsored by: Councilman Larry Brown
116. Bill No. 2002-118 – Annexation No. A-0026-02(A) – Property location: On the east side of Fort Apache Road, 660 feet south of Elkhorn Road; Petitioned by: David B. Ober Family Trust, et al.; Acreage: 5.09 acres; Zoned: R-E (County zoning), U (ML-TC) (City equivalent). Sponsored by: Councilman Michael Mack
117. Bill No. 2002-120 – Annexation No. A-0028-02(A) – Property location: On the northwest corner of Jones Boulevard and Horse Drive; Petitioned by: Miceli Family Trust, et al.; Acreage: 10.56 acres; Zoned: R-E / RNP 1 (County zoning), U (DR) (City equivalent). Sponsored by: Councilman Michael Mack

NEW BILLS

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

118. Bill No. 2002-122 - Bond Ordinance providing for the issuance by the City of Las Vegas of its Registered Local Improvement District Bonds Series 2002, for Special Improvement District (SID) numbers 1463, 1470, 1471, 1473, 1477 in an amount not to exceed \$4,750,500 - Various Wards
119. Bill No. 2002-123 – Annexation No. A-0003-02(A) – Property location: On the west side of Jones Boulevard, approximately 1,300 feet north of Cheyenne Avenue; Petitioned by: Kenneth and Myrna Christensen; Acreage: 0.74 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Michael Mack
120. Bill No. 2002-124 – Annexation No. A-0004-02(A) – Property location: On the south side of Oakey Boulevard, 600 feet east of Jones Boulevard; Petitioned by: John Rohay; Acreage: 0.72 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Michael McDonald
121. Bill No. 2002-125 – Annexation No. A-0006-02(A) – Property location: On the northwest corner of Rainbow Boulevard and Farm Road; Petitioned by: Ralph L. and Marcella V. Cooper 1992 Living Trust; Acreage: 2.52 acres; Zoned: R-E/RNP-1 (County zoning), R-E (City equivalent). Sponsored by: Councilman Michael Mack
122. Bill No. 2002-126 – Annexation No. A-0007-02(A) – Property location: Near the southeast corner of O'Bannon Drive and Mohawk Street; Petitioned by: Charlene Williams, et al.; Acreage: 1.27 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Michael McDonald
123. Bill No. 2002-127 – Annexation No. A-0022-02(A) – Property location: On the east side of Queen Irene Court, 200 feet south of Regena Avenue; Petitioned by: City of Las Vegas, as previous owner; Acreage: 0.46 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Michael Mack

NEW BILLS

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

124. Bill No. 2002-128 – Annexation No. A-0023-02(A) – Property location: On the north side of Wittig Avenue, 660 feet east of Grand Canyon Drive; Petitioned by: Pardee Homes of Nevada; Acreage: 2.52 acres; Zoned: R-E (County zoning), U (L) (City equivalent). Sponsored by: Councilman Michael Mack
125. Bill No. 2002-129 – Designates Neighborhood Services as the departmental liaison for the Senior Citizens Advisory Board. Proposed by: Elizabeth Fretwell, Deputy City Manager
126. Bill No. 2002-130 – Updates various design standards adopted as part of the Downtown Centennial Plan and applicable to the Downtown Overlay District. Proposed by: Robert S. Genzer, Director of Planning and Development
127. Bill No. 2002-131 – Updates the zoning regulations pertaining to temporary commercial uses. Proposed by: Robert S. Genzer, Director of Planning and Development
128. Bill No. 2002-132 – Allows the sale of motorcycles and motor scooters in the C-1 Zoning District by means of special use permit. Proposed by: Robert S. Genzer, Director of Planning and Development
129. Bill No. 2002-133 – Adopts the latest revision to the Uniform Regulations for the Control of Drainage. Proposed by: Richard D. Goecke, Director of Public Works

1:00 P.M. - AFTERNOON SESSION

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

PUBLIC HEARINGS - DISCUSSION

131. Public hearing to consider the report of expenses to recover costs for abatement of a dangerous building located at 3936 Alameda Avenue. PROPERTY OWNER: JASON DUCKSWORTH - 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.

132. EXTENSION OF TIME - VARIANCE - V-0032-00(1) - CITY OF LAS VEGAS HOUSING AUTHORITY - Request for an Extension of Time of an approved Variance (V-0032-00) which allowed a reduction of the minimum residential lot size on 8.88 acres located adjacent to the northeast corner of 28th Street and Sunrise Avenue (APN: 139-36-303-003), R-2 (Medium-Low Density Residential) Zone, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL
133. EXTENSION OF TIME - VARIANCE - V-0034-00(1) - CITY OF LAS VEGAS HOUSING AUTHORITY - Request for an Extension of Time of an approved Variance (V-0034-00) which allowed a reduction in required setbacks on 8.88 acres located adjacent to the northeast corner of 28th Street and Sunrise Avenue (APN: 139-36-303-003), R-2 (Medium-Low Density Residential) Zone, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

134. SITE DEVELOPMENT PLAN REVIEW - SD-0046-02 - REVIEW REQUESTED BY THE CITY COUNCIL FOR THE APPLICATION OF MARY BARTSAS ON BEHALF OF SUBWAY OF NEVADA LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review and a Reduction of the On-Site Landscape Requirements FOR A PROPOSED FAST FOOD RESTAURANT WITH DRIVE THROUGH on 0.55 acres located on property at 3201 North Rancho Road (APN: 138-12-801-011), C-2 (General Commercial) Zone, Ward 6 (Mack). The Planning Commission (5-1 vote) and staff recommended APPROVAL
135. WAIVER OF THE SUBDIVISION STANDARDS (TITLE 18) - PUBLIC HEARING - WVR-0005-02 - PARDEE HOMES OF NEVADA - Request for a Waiver of the Subdivision Standards (Title 18) TO ALLOW FOR EIGHT MODEL HOMES WHERE SIX ARE THE MAXIMUM ALLOWED AND TO ALLOW A TEMPORARY TRELLIS STRUCTURE TO OCCUPY TWO ADJOINING PARCELS on property located adjacent to the northeast corner of Tee Pee Lane and Severance Lane (APNs: 125-18-701-012 and 014), U (Undeveloped) Zone [(TC (Town Center) General Plan Designation)] under Resolution of Intent to T-C (Town Center) Zone, Ward 6 (Mack). The Planning Commission (5-0 vote) and staff recommend APPROVAL
136. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - Z-0137-94(5) - RONALD AND JUDITH VITTO, ET AL ON BEHALF OF JAMES E. STROH, ARCHITECTS, INC. - Request for a Site Development Plan Review and a Reduction in Parking Lot Landscaping Requirements FOR A MIXED USE DEVELOPMENT CONSISTING OF 72,171 SQUARE FEET OF OFFICE SPACE AND 29,440 SQUARE FEET OF RETAIL SPACE on 7.86 acres adjacent to the west side of Rancho Drive approximately 600 feet south of Craig Road (APN: 138-02-701-009), R-E (Residence Estates) and C-2 (General Commercial) Zones under Resolution of Intent to C-2 (General Commercial), Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

137. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - Z-0072-00(2) - CITY OF LAS VEGAS ON BEHALF OF CHARTER SCHOOL DEVELOPMENT FOUNDATION - Request for a Site Development Plan Review FOR A 57,838 SQUARE FOOT ADDITION TO THE ANDRE AGASSI COLLEGE PREPARATORY ACADEMY CONSISTING OF A 4,406 SQUARE FOOT ADDITION TO AN EXISTING ELEMENTARY SCHOOL, A 26,203 SQUARE FOOT MIDDLE SCHOOL, AND A 27,229 SQUARE FOOT MULTI-PURPOSE BUILDING on 7.96 acres at 1201 Lake Mead Boulevard (APN: 139-21-702-001, 002, 003, 004, 005, and 139-21-701-003), R-E (Residence Estates) Zone under Resolution of Intent to C-V (Civic), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
138. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - Z-0044-01(1) - BUFFALO WASHINGTON, LIMITED LIABILITY COMPANY ON BEHALF OF THE LONGFORD GROUP - Request for a Site Development Plan Review and a Reduction in the Amount of On-site Landscape Requirements FOR A 110,282 SQUARE FOOT MEDICAL OFFICE COMPLEX on 5.06 acres adjacent to the east side of the Buffalo Drainage Channel, approximately 1,500 feet south of Washington Avenue (APN: 138-27-301-012 and a portion of 138-27-301-013), U (Undeveloped) Zone [O (Office) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial), Ward 2 (L.B. McDonald). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
139. MASTER SIGN PLAN - PUBLIC HEARING - MSP-0008-02 - MONEYTREE, INC. ON BEHALF OF ROBERT BALLEW - Request for a Master Sign Plan FOR AN APPROVED FINANCIAL INSTITUTION at 2950 West Sahara Avenue (APN: 162-05-816-006), R-1 (Single Family Residential) under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 1 (M. McDonald). The Planning Commission (7-0 vote) and staff recommend APPROVAL
140. VACATION - PUBLIC HEARING - VAC-0064-02 - U.S. HOME CORPORATION - Petition to vacate a portion of Maverick Street between Elkhorn Road and Eisner Drive and Severance Lane from Jones Boulevard to Maverick Street, Ward 6 (Mack). The Planning Commission (4-0-2 vote) and staff recommend APPROVAL
141. VACATION - PUBLIC HEARING - VAC-0065-02 - EL CAPITAN ASSOCIATES, LIMITED LIABILITY COMPANY - Petition to vacate U.S. Government Patent Reservations generally located west of El Capitan Way, approximately 660 feet north of Deer Springs Way, Ward 6 (Mack). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL
142. VACATION - PUBLIC HEARING - VAC-0066-02 - McNAMEE FAMILY PARTNERSHIP - Petition to vacate a portion of Al Carrison Street (Silk Purse Road) and an unnamed right-of-way generally located south of Racel Street, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL
143. VACATION - PUBLIC HEARING - VAC-0067-02 - LOG CABIN WAY, LIMITED PARTNERSHIP - Petition to vacate a portion of Leon Avenue between Iron Mountain Road and Gilbert Lane, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL
144. VACATION - PUBLIC HEARING - VAC-0068-02 - M.B. HOLDINGS, LIMITED LIABILITY COMPANY ON BEHALF OF KB HOME NEVADA, INC. - Petition to vacate U.S. Government Patent Reservations generally located adjacent to the north side of Alexander Road, approximately 700 feet west of Vegas Vista Trail, Ward 4 (Brown). The Planning Commission (4-0-2 vote) and staff recommend APPROVAL
145. VACATION - PUBLIC HEARING - VAC-0069-02 - P N II, INC. - Petition to vacate public utility easements generally located north of Grand Teton Drive, west of Rainbow Boulevard, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL
146. VACATION - PUBLIC HEARING - VAC-0070-02 - CORNERSTONE COMPANY ON BEHALF OF CHETAK DEVELOPMENT - Petition of Vacation to vacate a public alley generally located north of Sahara Avenue, west of Paradise Road, Ward 3 (Reese). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
147. VACATION - PUBLIC HEARING - VAC-0071-02 - SALVATION ARMY - Petition of Vacation to vacate a portion of Public Right-Of-Way located on the south side of Owens Avenue, east of the Union Pacific Railroad, Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

148. REQUIRED TWO YEAR REVIEW - VARIANCE - PUBLIC HEARING - V-0086-95(2) - RANDY BLACK, SR. ON BEHALF OF SUSA PARTNERSHIP - Required Two Year Review of an approved Variance WHICH ALLOWED AN OFF-PREMISE ADVERTISING (BILLBOARD) SIGN TO BE RAISED TO A HEIGHT OF 55 FEET, AND ALLOWED THE SIGN TO BE 150 FEET FROM RESIDENTIAL ZONING DISTRICT WHERE 300 FEET IS THE MINIMUM SEPARATION ALLOWED at 1399 North Rainbow Boulevard (APN: 138-27-502-007), C-1 (Limited Commercial) Zone, Ward 2 (L.B. McDonald). Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL
149. REQUIRED FIVE YEAR REVIEW - VARIANCE - PUBLIC HEARING - V-0066-97(1) - REESE FAMILY TRUST - Required Five Year Review of an approved Variance WHICH ALLOWED AN EXISTING 55 FOOT HIGH NON-CONFORMING OFF-PREMISE ADVERTISING (BILLBOARD) SIGN TO BE RAISED TO A HEIGHT OF 85 FEET WHICH IS 60 FEET ABOVE THE ELEVATED FREEWAY GRADE WHERE 30 FEET ABOVE THE ELEVATED GRADE IS THE MAXIMUM HEIGHT ALLOWED; AND TO ALLOW THE BILLBOARD 520 FEET FROM AN EXISTING OFF-PREMISE ADVERTISING (BILLBOARD) SIGN AND 30 FEET FROM AN "R" DESIGNATED DISTRICT WHERE 750 FEET AND 300 FEET ARE THE MINIMUM DISTANCE SEPARATIONS REQUIRED at 616 "H" Street (APN: 139-27-310-069), C-1 (Limited Commercial) Zone, Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
150. ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - V-0037-02 - I AND K HOLDINGS, LIMITED LIABILITY COMPANY - Request for a Variance to allow three parking spaces where the proposed uses require 14 parking spaces on property located at 2111 South Maryland Parkway (APN: 162-02-410-072), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-1 vote) and staff recommend APPROVAL
151. ABEYANCE ITEM - VARIANCE RELATED TO V-0037-02 - PUBLIC HEARING - V-0038-02 - I AND K HOLDINGS, LIMITED LIABILITY COMPANY - Request for a Variance to allow an existing building zero feet from the side property line, where five feet is the minimum setback required on property located at 1205 Exley Avenue (APN: 162-02-410-071), R-2 (Medium-Low Density Residential) Zone, Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (5-2 vote) recommends APPROVAL
152. ABEYANCE ITEM - SPECIAL USE PERMIT RELATED TO V-0037-02 AND V-0038-02 - PUBLIC HEARING - U-0073-02 - I AND K HOLDINGS, LIMITED LIABILITY COMPANY - Request for a Special Use Permit TO ALLOW A PSYCHIC ARTS BUSINESS on property located at 2111 South Maryland Parkway (APN: 162-02-410-072), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-1 vote) and staff recommend APPROVAL
153. VARIANCE - PUBLIC HEARING - V-0057-02 - ROBERT AND VIRGINIA GOOD - Request for a Variance TO ALLOW 82 PARKING SPACES WHERE 138 PARKING SPACES ARE REQUIRED FOR A MIX OF EXISTING AND PROPOSED USES on property located at 901 South Rancho Drive (APN: 139-32-804-001), PD (Planned Development) Zone, Ward 5 (Weekly). Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL
154. VARIANCE - PUBLIC HEARING - V-0063-02 - RAFAEL RUIZ - Appeal filed by Rafael Ruiz from the Denial by the Planning Commission on a Request for a Variance TO ALLOW CONSTRUCTION OF AN ADDITION EIGHT FEET FROM THE REAR PROPERTY LINE, WHERE 15 FEET IS THE MINIMUM SETBACK REQUIRED on property located at 1230 South Seventh Street (APN: 162-03-515-007), R-1 (Single Family Residential) Zone, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend DENIAL
155. VARIANCE - PUBLIC HEARING - V-0067-02 - VALERIE L JUICK - Appeal filed by Valerie Juick from the denial by the Planning Commission on a request for a Variance TO ALLOW A 28-FOOT FRONT YARD SETBACK, WHERE 50 FEET IS THE MINIMUM SETBACK REQUIRED for a proposed attached garage addition on property located at 5112 Royer Ranch Road (APN: 125-33-302-005), R-E (Residence Estates) Zone, Ward 6 (Mack). The Planning Commission (5-1 vote) and staff recommend DENIAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

- 156.VARIANCE - PUBLIC HEARING - V-0068-02 - SCHNIPPEL FAMILY LIMITED PARTNERSHIP ON BEHALF OF NEVADA HAND - Request for a Variance TO ALLOW 80 PARKING SPACES, WHERE 116 SPACES ARE THE MINIMUM REQUIRED in conjunction with a proposed high density residential senior housing development (Bonanza Pines) on 3.14 acres, located adjacent to the north side of Bonanza Road, approximately 1,000 feet east of Sandhill Road (APN: 140-30-802-006), R-E (Residence Estates) Zone under Resolution of Intent to R-PD25 (Residential Planned Development - 25 Units per Acre), Ward 3 (Reese). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL
- 157.VARIANCE - PUBLIC HEARING - V-0070-02 - JOHN AMORE - Request for a Variance TO ALLOW FOR A FOUR-FOOT FRONT YARD SETBACK WHERE TWENTY FEET IS THE MINIMUM REQUIRED AND A 4.5-FOOT SIDE YARD SETBACK WHERE FIVE FEET IS THE MINIMUM REQUIRED for an existing carport on 0.11 acres located at 620 Princeton Street (APN: 138-25-713-135), R-1 (Single Family Residential) Zone, Ward 1 (M. McDonald). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL
- 158.REQUIRED TWO YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - U-0027-95(2) - STEVEN AND RAYNELL PHILLIPS ON BEHALF OF LAMAR OUTDOOR ADVERTISING - Required Two Year Review on an approved Special Use Permit WHICH ALLOWED A 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN adjacent to the southeast corner of Charleston Boulevard and Redwood Street (APN: 163-02-104-001), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation], Ward 1 (M. McDonald). The Planning Commission (4-3 vote) and staff recommend APPROVAL
- 159.REQUIRED TWO YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - U-0041-95(2) - BOYS CLUB OF CLARK COUNTY, INC. ON BEHALF OF LAMAR OUTDOOR ADVERTISING - Required Two Year Review of an approved Special Use Permit WHICH ALLOWED A 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 2800 Marlin Avenue (APN: 139-36-213-001), R-4 (High Density Residential) Zone, Ward 3 (Reese). The Planning Commission (5-2 vote) and staff recommend APPROVAL
- 160.SPECIAL USE PERMIT - PUBLIC HEARING - U-0115-02 - DANA KANNE, ET AL ON BEHALF OF PMD ASSOCIATES, LIMITED LIABILITY COMPANY - Request for a Special Use Permit FOR PRIVATE STREETS WITHIN A PROPOSED SINGLE FAMILY DEVELOPMENT adjacent to the west side of Torrey Pines Drive, approximately 600 feet north of Ann Road (APN: 125-26-403-013), R-E (Residence Estates) Zone, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 161.SPECIAL USE PERMIT - PUBLIC HEARING - U-0117-02 - LODGE LAS VEGAS SHRINE ON BEHALF OF LUIS PEDEMONTE - Request for a Special Use Permit FOR A WAIVER OF THE MINIMUM 400-FOOT SEPARATION REQUIREMENT FROM A CITY PARK FOR A RESTAURANT SERVICE BAR IN CONJUNCTION WITH AN EXISTING RESTAURANT at 2319 South Eastern Avenue (APN: 162-01-401-003), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL
- 162.SPECIAL USE PERMIT - PUBLIC HEARING - U-0119-02 - I RENT B & E, LIMITED LIABILITY COMPANY - Request for a Special Use Permit FOR A PAWN SHOP on property located at 520 North Eastern Avenue (APN: 139-36-110-004), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (4-2 vote) and staff recommend APPROVAL
- 163.SITE DEVELOPMENT PLAN REVIEW RELATED TO U-0119-02 - PUBLIC HEARING - SD-0041-02 - I RENT B & E, LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review and a Reduction of the On-Site Landscape Requirements FOR A PROPOSED RETAIL BUILDING ADDITION on 0.55 acres, located at 520 North Eastern Avenue (APN: 139-36-110-004), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (4-2 vote) and staff recommend APPROVAL
- 164.SPECIAL USE PERMIT - PUBLIC HEARING - U-0121-02 - MELVIN AND DARLA TURNER ON BEHALF OF TELOS ENTERPRISES INC. - Request for a Special Use Permit FOR RECREATIONAL VEHICLE/BOAT STORAGE on property located at 1721 North Decatur Boulevard (APNs: 138-24-804-005, 006 and 017), U (Undeveloped) Zone [GC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial) Zone, and R-E (Residence Estates) Zone under Resolution of Intent to C-1 (Limited Commercial) Zone, Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

165. REZONING - PUBLIC HEARING - Z-0061-02 - KB HOME NEVADA, INC., ET AL - Request for a Rezoning FROM: U (Undeveloped) [L (Low Density Residential) and ML (Medium-Low Density Residential) General Plan Designations] TO: R-PD5 (Residential Planned Development - 5 Units Per Acre) and R-PD8 (Residential Planned Development - 8 Units Per Acre) on approximately 20.0 acres adjacent to the southwest corner of Tenaya Way and Craig Road (APN: 138-03-303-003), Ward 4 (Brown). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL
166. REZONING RELATED TO Z-0061-02 - PUBLIC HEARING - Z-0078-02 - KB HOME NEVADA, INC. - Request for a Rezoning FROM: U (Undeveloped) [ML (Medium-Low Density Residential) General Plan Designation] under Resolution of Intent to R-PD7 (Residential Planned Community – 7 Units Per Acre) TO: R-PD8 (Residential Planned Community – 8 Units Per Acre) of approximately 29 acres adjacent to the west side of Tenaya Way between Craig Road and Alexander Road (a portion of APN: 138-03-402-002), Ward 4 (Brown). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL
167. VARIANCE RELATED TO Z-0061-02 AND Z-0078-02 - PUBLIC HEARING - V-0051-02 - KB HOME NEVADA, INC., ET AL - Request for a Variance TO ALLOW 4.71 ACRES OF OPEN SPACE WHERE 9.75 ACRES IS THE MINIMUM REQUIRED on approximately 80 acres at the southwest corner of Tenaya Way and Craig Road (APN: 138-03-303-003 and a portion of 138-03-402-002), U (Undeveloped) Zone [L (Low Density Residential) and ML (Medium-Low Density Residential) General Plan Designations] under Resolution of Intent to R-PD5 (Residential Planned Development - 5 Units Per Acre), R-PD7 (Residential Planned Development - 7 Units Per Acre) and U (Undeveloped) Zone [L (Low Density Residential) and ML (Medium-Low Density Residential) General Plan Designations] [PENDING: R-PD5 (Residential Planned Development - 5 Units Per Acre) and R-PD8 (Residential Planned Development - 8 Units Per Acre)] Ward 4 (Brown). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL
168. SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0061-02, Z-0078-02 AND V-0051-02 - PUBLIC HEARING - Z-0061-02(1), Z-0076-01(2) and Z-0078-02(1) - KB HOME NEVADA, INC., ET AL - Request for a Site Development Plan Review FOR A SINGLE-FAMILY RESIDENTIAL SUBDIVISION on approximately 60 acres adjacent to the southwest corner of Tenaya Way and Craig Road (APN: 138-03-303-003 and a portion of 138-03-402-001), U (Undeveloped) Zone [L (Low Density Residential) and ML (Medium-Low Density Residential) General Plan Designations] under Resolution of Intent to R-PD5 (Residential Planned Development - 5 Units Per Acre) and R-PD7 (Residential Planned Development - 7 Units Per Acre) and U (Undeveloped) Zone [L (Low Density Residential) and ML (Medium-Low Density Residential) General Plan Designations] PENDING: R-PD5 (Residential Planned Development - 5 Units Per Acre) and R-PD8 (Residential Planned Development - 8 Units Per Acre), Ward 4 (Brown). The Planning Commission (5-0-2 vote) and staff recommend APPROVAL
169. ABEYANCE ITEM - REZONING - PUBLIC HEARING - Z-0054-02 - NELLIS LAND COMPANY - Request for a Rezoning FROM: R-E (Residence Estates) TO: R-PD5 (Residential Planned Development, 5 Units per Acre) of 7.65 acres adjacent to the northeast corner of Bonanza Road and Marion Drive (APN: 140-29-801-004), Ward 3 (Reese). The Planning Commission (5-2 vote) and staff recommend APPROVAL
170. ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0054-02 - PUBLIC HEARING - Z-0054-02(1) - NELLIS LAND COMPANY - Request for a Site Development Plan Review FOR A PROPOSED 37-LOT RESIDENTIAL SUBDIVISION on 7.65 acres adjacent to the northeast corner of Bonanza Road and Marion Drive (APN: 140-29-801-004), PROPOSED R-PD5 (Residential Planned Development - 5 Units per Acre) Zone, Ward 3 (Reese). The Planning Commission (5-2 vote) and staff recommends APPROVAL
171. REZONING - PUBLIC HEARING - Z-0065-02 - SHIRON CORPORATION - Request for a Rezoning FROM: U (Undeveloped) [DR (Desert Rural Density Residential) General Plan Designation] TO: R-PD2 (Residential Planned Development - 2 Units Per Acre) on approximately 10 acres adjacent to the southwest corner of Rome Boulevard and Tenaya Way (APN: 125-22-404-002), PROPOSED USE: 20-LOT SINGLE FAMILY SUBDIVISION, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

172. SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0065-02 - PUBLIC HEARING - Z-0065-02(1) - SHIRON CORPORATION - Request for a Site Development Plan Review FOR A 20-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION on approximately 10 acres adjacent to the southwest corner of Rome Boulevard and Tenaya Way (APN: 125-22-404-002), U (Undeveloped) Zone [DR (Desert Rural Density Residential) General Plan Designation] [PROPOSED: R-PD2 (Residential Planned Development - 2 Units Per Acre)], Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
173. ABEYANCE ITEM - REZONING - PUBLIC HEARING - Z-0069-02 - CONCORDIA HOMES NEVADA, INC. - Request for a Rezoning FROM: U (Undeveloped) Zone [ML-TC (Medium Low Density Residential - Town Center) General Plan Designation] TO: TC (Town Center) on approximately 20.27 acres located adjacent to the northwest and southeast corners of Deer Springs Way and Campbell Road (APNs: 125-20-301-006 and 007, 125-20-201-011 and 012), PROPOSED USE: 142-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION, Ward 6 (Mack). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL
174. ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0069-02 - PUBLIC HEARING - Z-0069-02(1) - CONCORDIA HOMES NEVADA, INC. - Request for a Site Development Plan Review FOR A 142-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION on approximately 20.27 acres located adjacent to the northwest and southeast corners of Deer Springs Way and Campbell Road (APNs: 125-20-301-006 and 007, 125-20-201-011 and 012), U (Undeveloped) Zone [ML-TC (Medium Low Density Residential - Town Center) General Plan Designation], [PROPOSED: T-C (Town Center)], Ward 6 (Mack). The Planning Commission (4-0-1 vote) and staff recommend APPROVAL
175. REZONING - PUBLIC HEARING - Z-0070-02 - GREATER NEW JERUSALEM MISSIONARY BAPTIST CHURCH - Request for a Rezoning FROM: R-4 (High Density Residential) TO: C-V (Civic) on 1.3 acres at 302, 306, 308, and 400 Jefferson Avenue and 1100 and 1122 "D" Street (APN: 139-27-211-024, 025, 027, 028, 029, 030 and 031), PROPOSED USE: FAMILY LIFE CENTER IN CONJUNCTION WITH AN EXISTING CHURCH, Ward 5 (Weekly). The Planning Commission (5-2 vote) and staff recommend APPROVAL
176. SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0070-02 - PUBLIC HEARING - Z-0070-02(1) - GREATER NEW JERUSALEM MISSIONARY BAPTIST CHURCH - Request for a Site Development Plan Review and a Reduction in the Perimeter Landscaping Requirements FOR A 1,300 SQUARE FOOT FAMILY LIFE CENTER WITHIN AN EXISTING BUILDING on 0.17 acres at 308 Jefferson Avenue (APN: 139-27-211-029), R-4 (High Density Residential) Zone [PROPOSED: C-V (Civic)], Ward 5 (Weekly). The Planning Commission (5-2 vote) and staff recommend APPROVAL
177. REZONING - PUBLIC HEARING - Z-0076-02 - ROSE GRAVANTE ON BEHALF OF RL HOMES - Request for a Rezoning FROM: U (Undeveloped) Zone [ML (Medium-Low Density Residential) General Plan Designation] TO: R-PD7 (Residential Planned Development - 7 Units per Acre) on 5.0 acres located adjacent to the south side of Gilmore Avenue, approximately 950 feet east of Grand Canyon Drive (APN: 138-07-601-003), PROPOSED USE: 34-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION, Ward 4 (Brown). The Planning Commission (7-0 vote) and staff recommend APPROVAL
178. VARIANCE RELATED TO Z-0076-02 - PUBLIC HEARING - VAR-1006 - ROSE GRAVANTE ON BEHALF OF RL HOMES - Request for a Variance TO ALLOW NO OPEN SPACE WHERE 0.56 ACRES IS REQUIRED FOR A PROPOSED 34-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION adjacent to the south side of Gilmore Avenue, approximately 950 feet east of Grand Canyon Drive (APN: 138-07-601-003) [PROPOSED: R-PD7 (Residential Planned Development - 7 Units per Acre) Zone], Ward 4 (Brown). The Planning Commission (6-1 vote) and staff recommend APPROVAL
179. SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0076-02 AND VAR-1006 - PUBLIC HEARING - SDR-1022 - ROSE GRAVANTE ON BEHALF OF RL HOMES - Request for a Site Development Plan Review and a Waiver of the six-foot Perimeter Landscape Requirement FOR A 34-LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 5.0 acres adjacent to the south side of Gilmore Avenue, approximately 950 feet east of Grand Canyon Drive (APN: 138-07-601-003) [PROPOSED: R-PD7 (Residential Planned Development - 7 Units per Acre) Zone], Ward 4 (Brown). The Planning Commission (6-1 vote) and staff recommend APPROVAL

PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

180. REZONING - PUBLIC HEARING - Z-0080-02 - PATRICK AND CECILIA DIFFER - Request for a Rezoning FROM: R-2 (Medium-Low Density Residential) TO: R-3 (Medium Density Residential) on 1.25 acres located adjacent to the south side of Van Buren Avenue, approximately 307 feet east of Lamb Boulevard (APN: 140-29-101-009), PROPOSED USE: 10-UNIT APARTMENT COMPLEX, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL
181. SITE DEVELOPMENT PLAN REVIEW RELATED TO Z-0080-02 - PUBLIC HEARING - SD-0037-02 - PATRICK AND CECILIA DIFFER - Request for a Site Development Plan Review FOR A PROPOSED 10 UNIT APARTMENT DEVELOPMENT on 1.25 acres located adjacent to the south side of Van Buren Avenue, approximately 307 feet east of Lamb Boulevard (APN: 140-29-101-009), R-2 (Medium-Low Density Residential) Zone, [PROPOSED: R-3 (Medium Density Residential)], Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend APPROVAL
182. GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0031-02 - JOHNSON FAMILY TRUST ON BEHALF OF JOE RISNER - Request to amend a portion of Southeast Sector Plan FROM: SC (Service Commercial) TO: GC (General Commercial) on approximately 0.52 acres located at 2834 East Charleston Boulevard (APN: 139-36-402-013), Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend DENIAL
183. REZONING RELATED TO GPA-0031-02 - PUBLIC HEARING - Z-0074-02 - JOHNSON FAMILY TRUST ON BEHALF OF JOE RISNER - Request for a Rezoning FROM: C-1 (Limited Commercial) TO: C-2 (General Commercial) on approximately 0.52 acres located at 2834 East Charleston Boulevard (APN: 139-36-402-013), PROPOSED USE: INDOOR/OUTDOOR STORAGE, Ward 3 (Reese). The Planning Commission (7-0 vote) and staff recommend DENIAL
184. NOT TO BE HEARD BEFORE 3:00 P.M. - GENERAL PLAN AMENDMENT - PUBLIC HEARING - GPA-0023-02 - WILLARD R. AND MARY VIRGINIA JONES 1990 TRUST - Request to amend a portion of the Centennial Hills Sector Plan FROM: DR (Desert Rural Density Residential) TO: R (Rural Density Residential) on 21.25 acres adjacent to the northeast corner of Durango Drive and La Madre Way (APN: 125-33-301-001, 004, 125-33-302-001 and 007), Ward 6 (Mack). The Planning Commission (5-1-1 vote) and staff recommend DENIAL
185. NOT TO BE HEARD BEFORE 3:00 P.M. - REZONING RELATED TO GPA-0023-02 - PUBLIC HEARING - Z-0048-02 - WILLARD R. AND MARY VIRGINIA JONES 1990 TRUST - Request for a Rezoning FROM: R-E (Residence Estates) TO: R-PD3 (Residential Planned Development – 3 Units Per Acre) on 21.25 acres adjacent to the northeast corner of Durango Drive and La Madre Way (APN: 125-33-301-001, 004, 125-33-302-001 and 007), PROPOSED USE: SINGLE FAMILY RESIDENTIAL SUBDIVISION, Ward 6 (Mack). The Planning Commission (5-1-1 vote) and staff recommend DENIAL
186. NOT TO BE HEARD BEFORE 3:00 P.M. - VARIANCE RELATED TO GPA-0023-02 AND Z-0048-02 - PUBLIC HEARING - V-0071-02 - WILLARD R. AND MARY VIRGINIA JONES 1990 TRUST - Request for a Variance TO ALLOW 0.52 ACRES OF OPEN SPACE WHERE 0.91 ACRES ARE REQUIRED FOR A 55 LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION on 21.25 acres adjacent to the northeast corner of Durango Drive and La Madre Way (APN: 125-33-301-001, 004, 125-33-302-001 and 007), Ward 6 (Mack). The Planning Commission (5-1-1 vote) and staff recommend DENIAL
187. NOT TO BE HEARD BEFORE 3:00 P.M. - SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-0023-02, Z-0048-02 AND V-0071-02 - PUBLIC HEARING - Z-0048-02(1) - WILLARD R. AND MARY VIRGINIA JONES 1990 TRUST - Request for a Site Development Plan Review FOR A 66-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION on 21.25 acres adjacent to the northeast corner of Durango Drive and La Madre Way (APN: 125-33-301-001, 004, 125-33-302-001 and 007), R-E (Residence Estates) Zone [PROPOSED: R-PD3 (Residential Planned Development – 3 Units Per Acre)], Ward 6 (Mack). The Planning Commission (5-1-1 vote) and staff recommend DENIAL
188. SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS, CENTENNIAL HILLS ARCHITECTURAL REVIEW COMMITTEE AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

ADDENDUM

CITIZENS PARTICIPATION

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

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

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

EXHIBIT C

(Attach Affidavit of Publication of Filing of Bond Ordinance)

RECEIVED
CITY CLERK

2002 OCT 29 A 11: 57

AFFP DISTRICT COURT
Clark County, Nevada

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

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

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

LV CITY CLERK
2465967

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 10/24/2002 to 10/24/2002, on the following days: OCT. 24, 2002

BILL NO. 2002-110

AN ORDINANCE DESIGNATED BY THE SHORT TITLE "2002 FIRE REFUNDING BOND ORDINANCE"; PROVIDING FOR THE ISSUANCE BY THE CITY OF LAS VEGAS OF ITS NEGOTIABLE, GENERAL OBLIGATION (LIMITED TAX) FIRE REFUNDING BONDS, SERIES 2002C; PROVIDING THE FORM, TERMS AND CONDITIONS OF THE BONDS, THE MANNER AND TERMS OF THEIR ISSUANCE, THE USE OF THEIR PROCEEDS, THE METHOD OF PAYING THEM, THE SECURITY THEREFOR AND PROVIDING FOR THE SALE THEREOF; PROVIDING FOR THE LEVY AND COLLECTION OF ANNUAL GENERAL (AD VALOREM) TAXES FOR THE PAYMENT OF THE BONDS; PROVIDING OTHER DETAILS CONCERNING THE BONDS; RATIFYING ACTION PREVIOUSLY TAKEN AND PERTAINING TO THE FOREGOING BY THE CITY AND ITS OFFICERS; AND PROVIDING THE EFFECTIVE DATE HEREOF.

PUBLIC NOTICE IS HEREBY GIVEN that an adequate number of typewritten copies of the above-numbered and entitled proposed Ordinance are available for public inspection and distribution at the office of the City Clerk of the City of Las Vegas at her office in the City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, and that such Ordinance was proposed on October 2, 2002 and will be considered for adoption at the regular meeting of the City Council to be held on November 6, 2002.

/s/ Barbara Jo Ronemus
City Clerk
PUB: October 24, 2002
LV Review-Journal

Signed: Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE 25

day of October 2002

Mary B. Sheffield
Notary Public

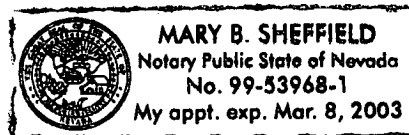


EXHIBIT D

(Attach Affidavit of Publication of Adoption of Bond Ordinance)

RECEIVED
CITY CLERK

2002 NOV 15 P 12: 32

AFFP DISTRICT COURT
Clark County, Nevada

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

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

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

LV CITY CLERK
2493408

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 11/09/2002 to 11/09/2002, on the following days: NOV. 9, 2002

Signed: _____

Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE _____

11

day of November 2002

Mary B. Sheffield

Notary Public

BILL NO. 2002-110
ORDINANCE NO. 5530

AN ORDINANCE DESIGNATED BY THE SHORT TITLE "2002 FIRE REFUNDING BOND ORDINANCE"; PROVIDING FOR THE ISSUANCE BY THE CITY OF LAS VEGAS OF ITS NEGOTIABLE, GENERAL OBLIGATION (LIMITED TAX) FIRE REFUNDING BONDS, SERIES 2002C; PROVIDING THE FORM, TERMS AND CONDITIONS OF THE BONDS, THE MANNER AND TERMS OF THEIR ISSUANCE, THE USE OF THEIR PROCEEDS, THE METHOD OF PAYING THEM, THE SECURITY THEREFOR AND PROVIDING FOR THE SALE THEREOF; PROVIDING FOR THE LEVY AND COLLECTION OF ANNUAL GENERAL (AD VALOREM) TAXES FOR THE PAYMENT OF THE BONDS; PROVIDING OTHER DETAILS CONCERNING THE BONDS; RATIFYING ACTION PREVIOUSLY TAKEN AND PERTAINING TO THE FOREGOING BY THE CITY AND ITS OFFICERS; AND PROVIDING THE EFFECTIVE DATE HEREOF.

PUBLIC NOTICE IS HEREBY GIVEN that the above-numbered and entitled Ordinance was proposed on October 2, 2002 and that such Ordinance was passed at a regular meeting of the City Council on November 6, 2002 by the following vote of the City Council:

Those Voting Aye:
Mayor: Oscar Goodman
Councilmembers:
Gary Reese
Michael J. McDonald
Larry Brown
Lawrence Weekly
Michael Mack
Those Voting Nay: NONE
Those Absent: Lynette Boggs-McDonald

This Ordinance shall be in full force and effect from and after the 10th day of November 2002, i.e., the day after the publication of such Ordinance by its title only.

IN WITNESS WHEREOF, the City Council of the City of Las Vegas, Nevada has caused this Ordinance to be published by title only. DATED this November 6, 2002.

/s/ Oscar Goodman,
Mayor
Attest:
/s/ Barbara Jo Ronemus,
City Clerk
PUB: November 9, 2002
LV Review-Journal

