

Summary - An ordinance authorizing the issuance by the City of Las Vegas, Clark County, Nevada, of its General Obligation (Limited Tax) Short-Term Bonds, Series November 1, 1989, in the aggregate principal amount of \$5,000,000 and providing other matters relating thereto.

BILL NO. __89-68

EMERGENCY ORDINANCE NO. __ 3465

AN ORDINANCE DESIGNATED BY THE SHORT TITLE "11-1-89 SHORT-TERM BOND ORDINANCE"; PROVIDING FOR THE ISSUANCE BY THE CITY OF LAS VEGAS OF ITS REGISTERED, NEGOTIABLE, GENERAL OBLIGATION (LIMITED TAX) SHORT-TERM BONDS, SERIES NOVEMBER 1, 1989, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$5,000,000 PREVIOUSLY AUTHORIZED BY THE CITY COUNCIL OF THE CITY OF LAS VEGAS AND THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF TAXATION OF THE STATE OF NEVADA; PROVIDING THE FORM, TERMS AND CONDITIONS OF THE BONDS, THE MANNER AND TERMS OF THEIR ISSUANCE, THE MANNER OF THEIR EXECUTION, 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 COVENANTS, AGREEMENTS AND OTHER DETAILS CONCERNING THE BONDS, THE PROJECT AND THE GENERAL TAX PROCEEDS; RATIFYING ACTION PREVIOUSLY TAKEN AND PERTAINING TO THE FOREGOING BY THE CITY AND ITS OFFICERS AND EMPLOYEES; BY DECLARING THAT THIS ORDINANCE PERTAINS TO THE SALE, ISSUANCE AND PAYMENT OF THE BONDS, PROVIDING FOR ITS ADOPTION AS IF AN EMERGENCY EXISTS; AND PROVIDING THE EFFECTIVE DATE HEREOF.

(1) WHEREAS, the City of Las Vegas, Clark County, in the State of Nevada (the "City, the "County" and "State," respectively), is a city organized and operating under the laws of the State, including, without limitation, Chapter 517, Statutes of Nevada, 1983, as amended (the "Charter"); and

(2) WHEREAS, pursuant Section 2.140 of the Charter, the City, acting through the City Council (the "Council" or the "Governing Body") is authorized to acquire and improve real property for the benefit of the City, (the "Project"); and

(3) WHEREAS, pursuant to Nevada Revised Statutes ("NRS") §§ 354.430 through 354.460 and § 354.618 (the "Note Act"), the City is authorized to enter into short-term financing to finance the Project and to issue, as evidence thereof, negotiable short-term notes or bonds payable from annual general (ad valorem) taxes ("General Taxes") (subject to certain Constitutional and statutory tax limitations), which must mature not later than 10 years after the date of issuance and must bear interest at a rate or rates which do not exceed by more than 3 percent the "Index of Twenty Bonds" which was most recently published before bids for their purchase are received; and

(4) WHEREAS, pursuant to NRS § 354.618, the Council published a notice (the "Notice") of its intention to authorize and to issue short-term bonds in the maximum principal amount of \$5,000,000 and of a public hearing to be held on the matter on November 1, 1989 (the "Hearing") in a newspaper of general circulation in the City at least 10 days prior the Hearing, and an affidavit of such publication is on file in the office of the City Clerk; and

(5) WHEREAS, on November 1, 1989, the Council conducted the Hearing and, after considering all comments offered, adopted, by at least a two-thirds majority, a resolution authorizing short-term financing in the principal amount of \$5,000,000 to finance the Project (the "Authorizing Resolution") which contained a finding by the Council that the public interest requires short-term financing and a statement of the facts upon which the finding was based; and

(6) WHEREAS, pursuant to NRS § 354.430 and relevant provisions of the Nevada Administrative Code, the Council caused a certified copy of the Authorizing Resolution and supporting documents to be submitted to the Executive Director of the Department of Taxation of the State of Nevada (the "Department of Taxation") for his approval; and

(7) WHEREAS, the City has received the approval of the Executive Director of the Department of Taxation for such short-term financing, such approval, in words and figures, being as follows:

(Attach Department of Taxation Approval)

11/09/89

15:24

002



STATE OF NEVADA
DEPARTMENT OF TAXATION

Capitol Complex
Carson City, Nevada 89710-0003
Telephone (702) 885-4892
In-State Toll Free 800-992-0900
Fax (702) 885-5981

BOB MILLER
Acting Governor

JOHN P. COMEAUX
Executive Director

November 9, 1989

Mayor Ron Lurie
City of Las Vegas
400 East Stewart Avenue
Las Vegas, NV 89101

Dear Mayor Lurie:

Re: Short-term Financing

The request of the City Council of the City of Las Vegas for short-term financing for the purchase and improvement of property for public use in the amount of \$5,000,000 has been received. The request has been reviewed as required by NRS 354.430 and is approved.

Pursuant to NRS 354.430 the approval must be recorded in the minutes of the governing body.

Sincerely,

Janice A. Wright
Deputy Executive Director

JAW:nc

(8) **WHEREAS**, the approval of the Department of Taxation as set forth in the preambles hereof is hereby spread upon the minutes of the Council as required by § 354.340; and

(9) **WHEREAS**, the City has not previously utilized any of the authority so approved by the Department of Taxation; and

(10) **WHEREAS**, the Council by a resolution adopted on November 1, 1989, and designated in § 1 thereof by the short title "11-1-89 Short-Term Bonds Public Sale Resolution" ordered all of the approved \$5,000,000 short-term financing to be publicly offered for sale in the form of short-term bonds, authorized the distribution of an Official Notice of Bond Sale, and authorized the City Finance Director (the "Finance Director") to change the Official Notice of Bond Sale subject to ratification by the Council; and

(11) **WHEREAS**, the Council hereby ratifies any and all changes in the Official Notice of Bond Sale approved by the Finance Director from the form appearing in the 11-1-89 Short-Term Bonds Public Sale Resolution; and

(12) **WHEREAS**, the Council hereby determines that the bonds herein authorized to be issued shall be designated the "City of Las Vegas, Nevada, General Obligation (Limited Tax) Short-Term Bonds, Series November 1, 1989" in the aggregate principal amount of \$5,000,000 (the "Bonds" or the "11-1-1989 Bonds"); and

(13) **WHEREAS**, the Council has determined and hereby declares and determines that legally available funds of the City will at least equal the amount required in each year for the payment of interest on and the principal of the Bonds; and

(14) **WHEREAS**, the Council has heretofore elected to and hereby determines to issue the Bonds in accordance with the provisions of NRS §§ 350.500 through 350.720, and all laws amendatory thereof, designated in § 350.500 thereof by the short title "Local Government Securities Law" (the "Bond Act"); and

(15) **WHEREAS**, the Council is not authorized to levy General Taxes to pay the principal of or interest on the Bonds exempt from the limitations of any statutes of the State; any General Taxes levied for the purpose of paying principal or interest on the Bonds will be subject to the limitations contained in the Constitution and the statutes of the State, including, without limitation, the limitations on ad valorem taxes contained in NRS §§ 354.59811, 354.5982 and 361.453 and Sections 3 and 4 of Chapter 861 of 1989 Statutes of Nevada; and

(16) **WHEREAS**, the Council is therefore authorized and empowered by the Project Act, by the Note Act, by the approval of the Executive Director of the Department of Taxation, and by the Bond Act, without any further preliminaries:

A. To issue and sell the City's Bonds; and

B. To exercise the incidental powers provided in the Bond Act in connection with the powers authorized therein or as otherwise expressly provided therein; and

(17) **WHEREAS**, after public advertisement the Council caused to be received and to be opened publicly on this Wednesday, November 15, 1989, sealed bids for the purchase of all of the bonds herein authorized, i.e., the 11-1-1989 Bonds; and

(18) WHEREAS, the best bid was submitted by Dean Witter Reynolds, Inc. (the "Purchaser"), which bid offered to purchase the Bonds bearing interest and upon the other terms provided below, for a purchase price consisting of their principal amount, plus accrued interest from the date of the Bonds to the date of their delivery, less a discount of \$ 47,500 (the "Purchase Proposal"); and

(19) WHEREAS, the Council hereby determines and declares that it is necessary and for the best interests of the City and its inhabitants to acquire the Project and to issue and sell the Bonds in the aggregate principal amount of \$5,000,000, with principal maturing in the years and in the amounts as provided below, to defray wholly or in part the cost of the Project; and

(20) WHEREAS, the effective interest rate on the Bonds herein authorized does not exceed by more than 3% the "Index of Twenty Bonds" which was most recently published in The Bond Buyer before bids for the Bonds were received; and

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

(22) WHEREAS, the Bonds shall be evidenced by serial registered bonds in the denomination 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 maturing and bearing interest as provided herein; and

(23) WHEREAS, the Council has determined and hereby declares that each of the limitations and other conditions to the issuance of the Bonds in the Project Act, the Note Act, the Bond Act, the Supplemental Bond Act, and in any other relevant act of the State or the Federal Government, has been met; and pursuant to § 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.

(24) WHEREAS, the Council has determined and does hereby declare:

(i) This Ordinance pertains to the sale, issuance and payment of the Bonds; and

(ii) Such declaration shall be conclusive in the absence of fraud or gross abuse of discretion in accordance with the provisions of subsection 2, § 350.579, Bond Act; and

(iii) This Ordinance may accordingly be adopted as if an emergency exists and may become effective at any time when an emergency ordinance of the City may go into effect.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAS VEGAS, OF THE COUNTY OF CLARK, IN THE STATE OF NEVADA, DO ORDAIN:

SECTION 1. Short Title. This Ordinance shall be known and may be cited as the "11-1-1989 Short-Term Bond Ordinance."

SECTION 2. Acceptance of Purchase Proposal. The Purchase Proposal submitted by the Purchaser for the purchase of the Bonds in the aggregate principal amount of \$5,000,000 as set forth in the preambles hereof is hereby formally approved and accepted.

SECTION 3. **Ratification.** All action heretofore taken by the Council and the officers and employees of the City directed toward the Project and toward the issuance, sale and delivery of the Bonds is ratified, approved and confirmed including, without limitation, any revisions to the Official Notice of Bond Sale, and the distribution of the official statement for the Bonds.

SECTION 4. **Necessity of Project and Bonds.** It is necessary and in the best interests of the Council, its officers, and the inhabitants of the City, that the City effect the 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 5. **Authorization of Project.** The Council hereby authorizes the Project.

SECTION 6. **Authorization of Bonds.** For the purpose of providing funds to pay all or a portion of the cost of the Project, the City shall issue the "City of Las Vegas, Nevada, General Obligation (Limited Tax) Short-Term Bonds, Series November 1, 1989" in the aggregate principal amount of \$5,000,000. The Bonds shall be in the form substantially as set forth in § 25 hereof.

SECTION 7. **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 a contract between the City and the registered owners from time to time of the Bonds.

SECTION 8. **Bonds Equally Secured.** The covenants and agreements herein set forth to be performed 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 maturity, shall be of equal rank without preference, priority or distinction except as otherwise expressly provided in or pursuant to this Ordinance.

SECTION 9. **General Obligations.** All of the Bonds, as to the principal thereof and the interest thereon (the "Bond Requirements") shall constitute general obligations of the City, which hereby pledges its full faith and credit for their payment.

SECTION 10. **Payment of the Bonds.** The Bond Requirements of the Bonds shall be payable from any monies legally available therefor, and provision for the payment of the Bond Requirements of the Bonds shall be made as provided in §§ 354.450 and 354.460, Note Act, provided, however, that ad valorem taxes levied for the purpose of paying the principal of or interest on the Bonds shall be subject to the limitations contained in the Constitution and statutes of the State, including, without limitation, the limitations on the levy of ad valorem taxes imposed by NRS §§ 354.59811, 354.5982 and 361.453 and Sections 3 and 4 of Chapter 861 of 1989 Statutes of Nevada. The City is not authorized to levy ad valorem taxes exempt from the limitations of any of said statutes to pay the Bond Requirements of the Bonds. The City hereby irrevocably covenants with the registered owners of the Bonds from time to time that it will make sufficient provisions annually in its budget to pay the Bond Requirements of the Bonds, when due.

SECTION 11. 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 12. No Recourse Against Officers and Agents. No recourse shall be had for the payment of the Bond Requirements of the Bonds or for any claim based thereon or otherwise upon this Ordinance authorizing their issuance or any other instrument relating thereto, against any individual member of the Council or any officer or other agent of the Council or City, past, present or future, either directly or indirectly through the Council or the City, 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 the Bond and as a part of the consideration of its issuance specially waived and released.

SECTION 13. Bond Details. Except as otherwise provided in Section 18 hereof, the Bonds shall be issued in fully registered form. The Bonds shall be dated as of November 1, 1989, 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 from their date until their respective maturity dates at the respective rates set forth below, payable on May 1 and November 1 of each year commencing on May 1, 1990; 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 duly provided for, or if no interest has been paid, from the date of the Bond. The Bonds shall mature in regular order of maturity on the date in each of the designated amounts of principal and designated years, as follows:

Interest Rate (Per Annum)	Principal Maturing	Dates Maturing
<u>5.9 %</u>	\$ 350,000	11-01-90
<u>6.0 %</u>	380,000	11-01-91
<u>6.1 %</u>	410,000	11-01-92
<u>6.25%</u>	440,000	11-01-93
<u>6.40%</u>	470,000	11-01-94
<u>6.50%</u>	510,000	11-01-95
<u>6.60%</u>	545,000	11-01-96
<u>6.70%</u>	585,000	11-01-97
<u>6.75%</u>	630,000	11-01-98
<u>6.75%</u>	680,000	11-01-99

The principal of any Bond shall be payable to the owner thereof as shown on the registration books kept by the City Treasurer, in Las Vegas, Nevada, as registrar for the Bonds (the "Registrar"), upon maturity and upon presentation and surrender at the office of the City

Treasurer, in Las Vegas, Nevada, as paying agent for the Bonds (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. Except as otherwise provided in Section 18 hereof, payment of interest on any Bond shall be made to the owner thereof by check or draft mailed by the Paying Agent, on or before each interest payment date (or, if such interest payment date is not a business day, on or before the next succeeding business day), to the owner thereof, at his or her address as shown on the registration books kept by the Registrar as of the close of business on the last day of the calendar month next preceding each interest payment date (other than a special interest payment date hereafter fixed for payment of defaulted interest) (the "Regular Record Date"); but any such interest not so timely paid or duly provided for shall cease to be payable to the owner thereof as shown on the registration books of the Registrar as of the close of business on the Regular Record Date and shall be payable to the owner thereof, at his or her address, as shown on the registration books 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 books 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 14. A. Optional Redemption. The Bonds maturing on or after November 1, 1994 will be subject to redemption prior to their respective maturities at the option of the City on or after November 1, 1993 in whole or in part at any time, from any maturities selected by the City and by lot within a maturity (giving proportionate weight to bonds in denominations larger than \$5,000), at a price equal to the principal amount of each Bond, or portion thereof, so redeemed, accrued interest thereon to the redemption date, plus a premium computed in accordance with the following schedule:

1.00% of the principal amount of each Bond, or portion thereof, so redeemed if redeemed on or before October 31, 1994;
No premium if redeemed thereafter.

B. Partial Redemption. In the case of Bonds of 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 of this Section, in which case the Registrar, except as provided in Section 18 hereof, 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 pursuant to Subsection A of this Section, the Registrar shall select the Bonds to be redeemed by lot at such time as directed by the Council.

SECTION 15. Redemption Notice. Unless waived by any owner of a Bond to be redeemed, notice of prior redemption shall be given by the Registrar on direction of the City (which direction shall be given by the City to the Registrar and Paying Agent in writing not less than 60 days prior to the redemption date), by notice mailed by the Registrar by first class, postage prepaid mail, at least thirty days but not more than sixty days prior to the redemption date, to the Purchaser, to Howarth and Associates (the "Financial Consultant") and to the owner of any Bond all or a portion of which is called for prior redemption at its address as it last appears on the registration books kept by the Registrar. The notice shall identify the Bonds or portions thereof to be redeemed, specify the redemption date, and state that on such date the principal amount thereof and premium 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 upon presentation of Bonds so called for redemption, such Bonds will be paid. Actual receipt of mailed notice by the Purchaser, the Financial Consultant or 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 any other Bonds. A certificate by the Registrar that notice of call and redemption has been given as provided in this Section shall be conclusive as against all parties; and no holder whose Bond is called for redemption or any other holder of any Bond may object thereto or may object to the cessation of interest on the redemption date on the ground that he failed actually to receive such notice of redemption.

SECTION 16. 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 17. Registration, Transfer and Exchange of Bonds. Except as otherwise provided in Section 18 hereof:

A. Books for the registration and transfer of the Bonds shall be kept by the Registrar. Upon the surrender of any Bond at 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 § 13 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 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 may charge a sum sufficient to pay the cost of preparing and authenticating a new Bond.

B. The person in whose name any Bond shall be registered, on the registration books 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 § 13 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.

C. 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, the Registrar may direct that such Bond be paid by the Paying Agent in lieu of replacement.

D. 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, and counterparts of a certificate of such cancelation shall be furnished by the Paying Agent or Registrar to the Council.

SECTION 18. Book Entry.

A. Notwithstanding the foregoing provisions of Sections 13 to 17 hereof, the Bonds shall initially be evidenced by one Bond for each year in which the Bonds mature in denominations equal to the aggregate principal amount of the Bonds maturing in that year. 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; or

(2) upon the resignation of The Depository Trust Company or a successor or new depository under clause (1) or this clause (2) of this Subsection A, or a determination by the Council 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 Council of another depository institution acceptable to the Council and 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) or clause (2) of this Subsection A, or a determination of the Council 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 Council, after reasonable investigation, to locate another qualified depository institution under clause (2) to carry out such depository functions.

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 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 maturity 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 the 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 any subject to the limitations of Section 13 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 Council, 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 Council, 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 Council, 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 19. Execution and Authentication.

A. Prior to the execution of any Bonds and pursuant to § 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 of Las Vegas (the "Mayor"), the City Treasurer (the "Treasurer") and the City Clerk (the "Clerk") shall have each filed with the Secretary of State of Nevada his or her manual signature certified by him or her under oath.

B. The Bonds shall be approved, signed and executed in the name of and on behalf of the City with the manual or facsimile signature of the Mayor, shall be signed 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.

D. The Mayor, the Treasurer and the Clerk are hereby authorized and directed to prepare and to execute the Bonds as herein provided.

SECTION 20. Use of Predecessor's Signature. The Bonds bearing the signatures of the officers in office at the time of the execution of the Bonds shall be valid and binding obligations of the City, notwithstanding that before their delivery any or all of the persons who executed them 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 own facsimile signature the facsimile signature of his predecessor in office if such facsimile signature appears upon any of the Bonds.

SECTION 21. Incontestable Recital. Pursuant to § 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 22. State Tax Exemption. Pursuant to § 350.710, 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 for the State estate tax.

SECTION 23. Initial Registration. The Registrar shall maintain in a separate book 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 24. Bond Delivery. After such registration by the Registrar and after their execution and authentication as provided herein, 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 25. 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 and 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

UNITED STATES OF AMERICA
STATE OF NEVADA
CITY OF LAS VEGAS, CLARK COUNTY, NEVADA
GENERAL OBLIGATION (LIMITED TAX)
SHORT-TERM BONDS
SERIES NOVEMBER 1, 1989

No. _____

\$ _____

Interest Rate

Maturity Date

Dated As of

CUSIP

November 1, 1989

REGISTERED OWNER:

PRINCIPAL AMOUNT:

DOLLARS

The City of Las Vegas, Clark County, in the State of Nevada (the "City", the "County" and the "State", respectively) for value received, hereby acknowledges itself to be indebted and promises to pay to the registered owner specified above, or registered assigns, the principal amount specified above, on the maturity date specified above, and to pay interest thereon on May 1 and November 1 of each year, commencing on May 1, 1990, at the interest rate per annum specified above, until the principal sum is paid or payment has been provided for. This Bond (being one of the "Bonds", as hereinafter defined) shall 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 this Bond is 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, in Las Vegas, Nevada, who is also now acting as the City's Registrar for the Bonds (the "Registrar"). Interest on this Bond will be paid on or before each interest payment date (or, if such date is not a business day, on or before the next succeeding business day) by check or draft 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 thereon, as of the close of business on the last day of the calendar month next preceding such interest payment date (the "Regular Record Date"). Any such interest not so timely paid or duly provided for 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 (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 registered owner not less than ten (10) 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 of Las Vegas (the "Council") authorizing the issuance of the Bonds of the series of which this Bond is one (the "Bonds" or the "11-1-1989 Bonds") and designated in § 1 thereof as the "11-1-1989 Short-Term Bond Ordinance" (the "Ordinance"), duly adopted by the Council on November 15, 1989. 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 (subject to certain conditions) 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 charges provided in the Ordinance.

The Registrar will 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 day of the publication by the Registrar of a notice of prior redemption of bonds and ending at the close of business on the day of such publication, or (ii) any bond after the publication of notice calling such bond or any portion thereof for prior redemption.

This Bond is fully transferable by the registered owner in person or by his or her duly authorized attorney on the registration books 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.

This Bond must be registered in the name of the owner as to both principal and interest on the registration books 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 books maintained at the principal office of the Registrar by the registered owner or his or her attorney duly authorized in writing.

The City and the Registrar and 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 shall not be transferable or exchangeable except as set forth in the Ordinance.****

The Bonds, or portions thereof, maturing on and after November 1, 1994, are subject to redemption prior to maturity at the option of the State on and after November 1, 1993, in whole or in part at any time from any maturities selected by the Board and by lot within a maturity (giving proportionate weight to bonds in denominations larger than \$5,000) at a price equal to the principal amount of each bond, or portion thereof, so redeemed, accrued interest to the redemption date, and a premium computed on accordance with the following schedule:

1.00% of the principal amount of each bond, or portion thereof, so redeemed if redeemed on or before October 31, 1994;
and

No premium if redeemed thereafter.

In the case of bonds of a denomination larger than \$5,000, a portion of such bond (\$5,000 or any integral multiple thereof) may be redeemed, in which case the Registrar will, without charge to the owner of such bond, authenticate and issue a replacement bond or bonds for the unredeemed portion thereof. Redemption shall be made upon not more than sixty (60) nor less than thirty (3) days' prior notice as provided in the Ordinance.

****Upon any partial prior redemption of this bonds, 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 prepayment**.**

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 improving and acquiring real property for the benefit of the City under the authority of and in full compliance with the Constitution and laws of the State, and pursuant to the Ordinance.

This Bond is issued pursuant to Chapter 517, Statutes of Nevada, 1983, as amended (the "Charter") pursuant to Nevada Revised Statutes ("NRS") §§ 354.430 through 354.460 and § 354.618 (the "Note Act"), pursuant to NRS §§ 350.500 through 350.720, and all laws amendatory thereof, designated in § 350.500 thereof as the "Local Government Securities Law" (the "Bond Act"), and pursuant to the Ordinance; pursuant to § 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 § 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 for the State estate tax.

The Bonds, as to all Bond Requirements, shall be payable from any moneys of the City legally available for the purpose of making such payment and the full faith and credit of the City are hereby irrevocably pledged for making such payment. Provision for the payment of the Bonds shall be made as provided in §§ 354.450 and 354.460, Note Act, provided, however, that ad valorem taxes levied for the purpose of paying the principal of and interest on the Bonds

are subject to the limitations contained in the Constitution and the statutes of the State, including, without limitation, the limitations on ad valorem taxes contained in NRS §§ 354.59811, 354.5982 and 361.453 and Sections 3 and 4 of Chapter 861 of 1989 Statutes of Nevada. The City is not authorized to levy ad valorem taxes to pay the principal of or interest on the Bonds exempt from the limitations of any such statutes, but the City has covenanted in the Ordinance to make sufficient provision annually in its budget to pay the Bond Requirements of the Bonds, when due.

The City covenants and agrees with the owner of this Bond and with each and every person who may become the owner hereof that it will keep and will perform all of the covenants of the Ordinance.

The obligations of the City under the Ordinance may be discharged at or prior to the respective maturities of the Bonds upon the making of provisions for the payment thereof on the terms and conditions set forth in the Ordinance.

No recourse shall be had for the payment of the Bond Requirements of this Bond or for any claim based thereon or otherwise in respect to 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.

It is hereby certified, recited, declared and warranted that all actions required to be taken prior to the issuance hereof have been had and taken by the City; that the issuance of the Bonds has been approved by the Executive Director of the Department of Taxation of the State of Nevada as required by the Note Act, and that the principal of the Bonds, when added to other City indebtedness, does not exceed the limits on indebtedness of the City provided in the Constitution and statutes of the State.

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, Clark County, State of Nevada, has caused this Bond to be executed in the name and on behalf 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 the City Clerk and to be signed, subscribed and executed by the manual or facsimile signature of the City Treasurer, and has caused a manual or facsimile impression of the seal of the City to be affixed hereon, all as of November 1, 1989.

CITY OF LAS VEGAS

(Manual or Facsimile Signature)

Mayor

(Manual or Facsimile Signature)

City Treasurer

(MANUAL OR FACSIMILE
CITY SEAL)

Attest:

(Manual or Facsimile Signature)

City Clerk

Las Vegas, Nevada

* Insert only if Bonds are delivered pursuant to Section 18(A)(3) of this Ordinance.

** Insert only if Bonds are delivered pursuant to Section 18(A) of this Ordinance.

(End of Form of Bond)

(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 books kept by the undersigned as Registrar for such Bonds.

CITY OF LAS VEGAS
as Registrar

By _____ Manual Signature
Treasurer

(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 books kept for registration of the within Bond, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

Bank

Name of Transferee:

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.

NOTICE: TRANSFER FEES MUST BE PAID TO THE REGISTRAR IN ORDER TO TRANSFER OR EXCHANGE THIS BOND AS PROVIDED IN THE WITHIN-MENTIONED ORDINANCE.

(End of Form of Assignment for Bonds)

(Form of Legal Opinion Certificate)

STATE OF NEVADA)
) ss.
COUNTY OF CLARK)

LEGAL OPINION CERTIFICATE

I, the undersigned City Clerk of Las Vegas, Nevada, do certify that the following approving opinion of Hill, Cassas, de Lipkau & Erwin, Attorneys at Law, Reno, Nevada, a partner in Sherman & Howard, to wit:

(Attorney's approving opinion to be inserted in
submargins, including complimentary closing and
"/s/ Hill, Cassas, de Lipkau & Erwin")

is a true, perfect and complete copy of a manually executed and dated copy thereof on file in the records of the City in my office; and that the opinion was dated and issued as of the date of the initial delivery of and payment to the issuer for the Bonds of the series of which this Bond is one.

IN WITNESS WHEREOF, I have caused to be hereunto affixed my manual or facsimile signature.

(Facsimile Signature)

City Clerk
Las Vegas, Nevada

(End of Form of Legal Opinion Certificate)

SECTION 26. Use of Bond Proceeds. Upon the issuance of the Bonds, the City Treasurer shall cause the proceeds of the Bonds to be applied as follows:

A. First, pursuant to § 350.648, Bond Act, the bond proceeds received from the sale of the Bonds as accrued interest on the Bonds and as any premium shall be deposited into the Short-Term Debt Service Fund, hereinafter created.

B. The balance of the proceeds received from the sale of the Bonds shall be deposited into a special account hereby created and designated as the "City of Las Vegas, Nevada, General Obligation (Limited Tax) Short-Term Bonds, Series November 1, 1989, Acquisition Account" (the "Acquisition Account") to be held by the City. Moneys in the Acquisition Account shall be used solely to defray wholly or in part the cost of the Project including, without limitation, as provided in § 350.516, Bond Act, all costs of issuing the Bonds, and the costs of rebates to the United States under § 148 of the Internal Revenue Code of 1986, as amended (the "Tax Code"), which the Council hereby determines are necessary and desirable and pertain to the Project. After the Project is complete and after all expenses have been paid or adequate provision therefor is made, pursuant to § 350.650 Bond Act, any unexpended balance of Bond proceeds (or, unless otherwise required by law, any other moneys) remaining in the Acquisition Account shall be deposited into the Short-Term Debt Service Fund hereinafter created to be used to pay the principal of and interest on the Bonds.

SECTION 27. Use of Investment Gain. Pursuant to § 350.658, Bond Act, any gain from any investment and any reinvestment of any proceeds of the Bonds shall be deposited promptly upon the receipt of such gain at any time or from time to time into the Acquisition Account to defray, in part, the cost of the Project or, if adequate provision has been made for the Project, into the Short-Term Debt Service Fund, hereinafter created, for the respective payment of the principal of or interest on the Bonds or any combination thereof. As provided in § 35 hereof, any annual General Taxes for the payment of the principal of or interest on the Bonds levied after such deposits of any such investment or reinvestment gain, may be diminished to the extent of the availability of such deposit for the payment of such principal or interest.

SECTION 28. Completion of Project. The City, with the proceeds derived from the sale of the Bonds, shall proceed to complete the Project without delay and with due diligence to the best of the City's ability, as hereinabove provided. A contract or contracts for the acquisition of the Project shall be executed as soon as practicable after the delivery of any Bonds.

SECTION 29. Prevention of Bond Default. Subject to the provisions of §§ 31 and 35 hereof, the Treasurer shall use any Bond proceeds credited to the Acquisition Account, without further order or warrant, to pay the Bond Requirements of the Bonds 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 relating to the Project. The Treasurer shall promptly notify the Council of any such use.

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 Project, or any part thereof, or to the completion of the Project. The Purchaser, any associate thereof, and any subsequent owner of any Bond shall in no manner be responsible for the application or disposal 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 § 350.596, Bond Act, the interest falling due on the Bonds and the principal amount of Bonds maturing on May 1, 1990 shall be paid out of the Acquisition Account or out of a 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 legally available therefor. 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 is hereby created a separate account designated as the "City of Las Vegas, Nevada, General Obligation (Limited Tax) Short-Term Bonds, Series November 1, 1989, Short-Term Debt Service Fund" (the "Short-Term Debt Service Fund"). Pursuant to §§ 350.592 and 350.594, Bond Act, and § 354.460, Note Act, except to the extent other funds are legally available therefor, 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, including the net proceeds of mines, fully sufficient to reimburse such fund or funds for any such amounts temporarily advanced to pay such initial installment of interest, and to pay the interest on the Bonds becoming due after such initial installment, and to pay and retire the Bonds as they thereafter become due at maturity as herein provided, after there are made due allowances for probable delinquencies. The proceeds of such annual levies shall be duly credited to the Short-Term Debt Service Fund 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 of the bonded indebtedness of the City, including, without limitation, the Bonds, subject to the limitation imposed by NRS §§ 354.59811, 354.5982, and § 361.453, Sections 3 and 4 of Chapter 861 of 1989 Statutes of Nevada, and Section 2, art. 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 exceeds the limitation imposed by NRS § 361.453, or a lesser or greater amount fixed by the State Board of Examiners in any fiscal year, and it becomes

necessary by reason thereof to reduce the levies made by any and all such units, the reductions so made shall be in General Taxes levied by such unit or 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 herein authorized shall be kept in the Short-Term Debt Service Fund, 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 on hand from such General Taxes (and any other legally available moneys) insufficient 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 § 350.596, Bond Act.

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 as the same, respectively, mature, and upon such payments, the levy or levies herein provided may thereupon to that extent be diminished, pursuant to § 350.598, Bond Act.

SECTION 36. Legislative Duties. In accordance with § 350.592, Bond Act, 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 § 350.602, Bond Act, 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 Bond Requirements the Bonds have been wholly paid or provided for.

SECTION 38. Protective Covenants. The City covenants and agrees with each and every owner from time to time of the Bonds, that:

A. The Project shall be completed without delay; and

B. The City will make the Bonds principal and interest payments at the place, on the date, and in the manner specified according to the true intent and meaning hereof.

SECTION 39. **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 Bonds if such action or omission (i) would cause the interest on the Bonds to lose its exclusion from gross income for federal income tax purposes under § 103 of the Tax Code, (ii) would cause interest on the Bonds to lose its exclusion from alternative minimum taxable income as defined in § 55(b)(2) of the Tax Code except to the extent such interest is required to be included in the adjusted net book income and adjusted current earnings adjustments applicable to corporations under § 56 of the Tax Code in calculating corporate alternative minimum taxable income, or (iii) would subject the City to any penalties under § 148 of the Tax Code. The foregoing covenant shall remain in full force and effect notwithstanding the payment in full or defeasance of the Bonds until the date on which all obligations of the City in fulfilling the above covenant under the Tax Code have been met.

SECTION 40. **Defeasance.** When all Bond Requirements of the Bonds have been duly paid, the pledge, the lien, and all obligations hereunder shall thereby be discharged and the Bonds shall no longer be deemed to be outstanding within the meaning of this Ordinance. There shall be deemed to be such due payment 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 bills, certificates of indebtedness, notes, bonds or similar securities which are direct obligations of, or the principal of and interest on which are unconditionally guaranteed by the United States ("Federal Securities") in which such amount may be initially invested wholly or in part) to meet all Bond Requirements of the Bonds, as the same become due. 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 needed to meet the schedule. For the purpose of this section "Federal Securities" shall include only Federal Securities which are not callable for redemption prior to their maturities except at the option of the owner thereof.

SECTION 41. **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 books, 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 serve as both Registrar and Paying Agent hereunder, but the City shall have the right to have the same institution serve as both Registrar and Paying Agent.

SECTION 42. **Delegated Powers.** The officers and employees 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, and if appropriate, a statement of insurance, if any;

B. The execution of such certificates as may be reasonably required by the Purchaser, relating, inter alia,

- (1) the signing of the Bonds,
- (2) the tenure and identity the officials of the City,
- (3) the assessed valuation of the taxable property in and the indebtedness of the City,
- (4) the rate of General Taxes levied against taxable property in the City,
- (5) the exemption of interest on the Bonds from federal income taxation,
- (6) the delivery of the Bonds and the receipt of the Bond purchase price,
- (7) the accuracy and completeness of any information provided in connection with the Bonds, including information contained in the official statement for the Bonds,
- (8) if it is in accordance with the fact, the absence of litigation, pending or threatened, affecting the validity of the Bonds; and

C. The assembly and dissemination of financial and other information concerning the City and the Bonds.

SECTION 43. **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, if any Bonds are in fact issued, 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 44. **Implied Repealer.** All ordinances, resolution 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, resolutions, bylaw or order, or part hereof, heretofore repealed.

SECTION 45. **Emergency.** The Council has expressed in the preambles of this Ordinance that it pertains to the sale, issuance and payment of the Bonds, that this Ordinance may accordingly be adopted as if an emergency now exists, and may become effective at any time when an emergency ordinance of the City may go into effect. Consequently, pursuant to

NRS § 350.579 final action shall be taken immediately, and this Ordinance shall be in effect from and after its publication by title as herein provided.

SECTION 46. **Publication and Effective Date.** After this Ordinance is signed by the Mayor and attested and sealed by the Clerk, this Ordinance shall be in effect on the day after its publication once by its title only, together with the names of the Councilmembers voting for or against its passage and a statement that typewritten copies of this Ordinance are available for inspection by all interested parties at the office of the City Clerk, 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:

BILL NO. ____
ORDINANCE NO. ____

AN ORDINANCE DESIGNATED BY THE SHORT TITLE "11-1-89 SHORT-TERM BOND ORDINANCE"; PROVIDING FOR THE ISSUANCE BY THE CITY OF LAS VEGAS OF ITS REGISTERED, NEGOTIABLE, GENERAL OBLIGATION (LIMITED TAX) SHORT-TERM BONDS, SERIES NOVEMBER 1, 1989, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$5,000,000 PREVIOUSLY AUTHORIZED BY THE CITY COUNCIL OF THE CITY OF LAS VEGAS AND THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF TAXATION OF THE STATE OF NEVADA; PROVIDING THE FORM, TERMS AND CONDITIONS OF THE BONDS, THE MANNER AND TERMS OF THEIR ISSUANCE, THE MANNER OF THEIR EXECUTION, 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 COVENANTS, AGREEMENTS AND OTHER DETAILS CONCERNING THE BONDS, THE PROJECT AND THE GENERAL TAX PROCEEDS; RATIFYING ACTION PREVIOUSLY TAKEN AND PERTAINING TO THE FOREGOING BY THE CITY AND ITS OFFICERS AND EMPLOYEES; BY DECLARING THAT THIS ORDINANCE PERTAINS TO THE SALE, ISSUANCE AND PAYMENT OF THE BONDS, PROVIDING FOR ITS ADOPTION AS IF AN EMERGENCY EXISTS; AND PROVIDING THE EFFECTIVE DATE HEREOF.

PUBLIC NOTICE IS HEREBY GIVEN, that an adequate number of typewritten copies of the above-numbered and entitled 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 City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, and that such Ordinance was proposed by Councilmember _____ on the 15th day of November, 1989, and was passed and adopted at a regular meeting of the City Council of the City of Las Vegas at the same meeting on the 15th day of November, 1989, by the following vote of the City Council:

Those Voting Aye:

Those Voting Nay:

Those Absent:

This Ordinance shall be in full force and effect from and after the ____ day of November, 1989, i.e., the day after the publication of such Ordinance by title only.

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

DATED this 15th day of November, 1989.

/s/ Ron Lurie
Mayor
Las Vegas, Nevada

(SEAL)

Attest:

/s/ Kathleen Tighe
City Clerk

(End of Form of Publication)

SECTION 47. 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 the 15th day of November, 1989.

Vote:

Those Voting Aye:

Ron Lurie

Bob Nolen

Steve Miller

Arnie Adamsen

Scott Higginson

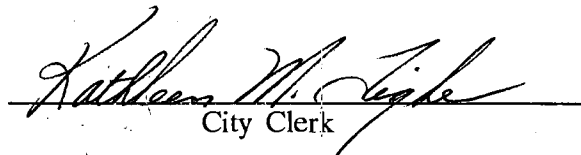
None

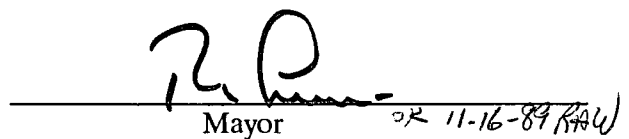
Those Voting Nay:

Absent:

None

Attest:


City Clerk


Mayor *OK 11-16-89 RAL*

This Ordinance shall be in force and effect from and after the 19th day of November, 1989, i.e, the day after the publication of such Ordinance by its title only.

No. 82647
BILL NO. 89-68
Ordinance No. 3465

AN ORDINANCE DESIGNATED BY THE SHORT TITLE "11-1-89 SHORT-TERM BOND ORDINANCE," PROVIDING FOR THE ISSUANCE BY THE CITY OF LAS VEGAS OF ITS REGISTERED, NEGOTIABLE, GENERAL OBLIGATION (LIMITED TAX) SHORT-TERM BONDS, SERIES NOVEMBER 1, 1989, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$5,000,000 PREVIOUSLY AUTHORIZED BY THE CITY COUNCIL OF THE CITY OF LAS VEGAS AND THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF TAXATION OF THE STATE OF NEVADA; PROVIDING THE FORM, TERMS AND CONDITIONS OF THE BONDS, THE MANNER, AND TERMS OF THEIR ISSUANCE, THE MANNER OF THEIR EXECUTION, 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 COVENANTS, AGREEMENTS AND OTHER DETAILS CONCERNING THE BONDS, THE PROJECT AND THE GENERAL TAX PROCEEDS; RATIFYING ACTION PREVIOUSLY TAKEN AND PERTAINING TO THE FOREGOING BY THE CITY AND ITS OFFICERS AND EMPLOYEES; BY, DECLARING THAT THIS ORDINANCE PERTAINS TO THE SALE, ISSUANCE AND PAYMENT OF THE BONDS, PROVIDING FOR ITS ADOPTION AS IF AN EMERGENCY EXISTS; AND PROVIDING THE EFFECTIVE DATE HEREOF.

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA,
COUNTY OF CLARK

{ ss.

DEC 1 12 27 PM '89

Joan Pollack

CITY CLERK

being first duly sworn,

deposes and says: That he is _____ Legal Clerk _____ of the LAS VEGAS SUN, a daily newspaper of general circulation, printed and published at Las Vegas, in the County of Clark, State of Nevada, and that the attached was continuously published in said newspaper for a period of 1 time

from November 18, 1989 to November 18, 1989

inclusive, being the issues of said newspaper for the following dates, to-wit:

November 18

That said newspaper was regularly issued and circulated on each of the dates above named.

Signed

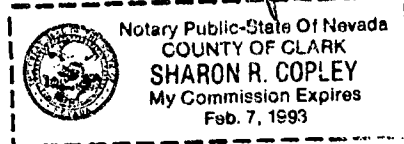
Joan Pollack

Subscribed and sworn to before me this 18th
day of November, 1989

Sharon R. Copley

Notary Public in and for Clark County, Nevada

My Commission Expires



PUBLIC NOTICE IS HEREBY GIVEN, that an adequate number of typewritten copies of the above-numbered and entitled 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 City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, and that such Ordinance was proposed by Councilmember Mayor Ron Lurie on the 15th day of November, 1989, and was passed and adopted at a regular meeting of the City Council of the City of Las Vegas at the same meeting on the 15th day of November, 1989, by the following vote of the City Council:

Those Voting Aye:
Mayor Ron Lurie
Councilman Bob Nolen
Councilman Steve Miller
Councilman Arnie Adamsen
Councilman Scott Higginson

Those Voting Nay:
NONE

Those Absent:
NONE

This Ordinance shall be in full force and effect from and after the 19th day of November, 1989, i.e., the day after the publication of such Ordinance by title only.

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

DATED this 15th day of November, 1989.

/s/ Ron Lurie
Mayor
Las Vegas, Nevada

(SEAL)

Attest:
/s/ Kathleen Tighe
City Clerk

PUB: November 18, 1989
Las Vegas SUN

No. 82647

CORRECTED NOTICE

BILL NO. 89-68
Ordinance No. 3485

AN ORDINANCE DESIGNATED BY THE SHORT TITLE "11-1-89 SHORT-TERM BOND ORDINANCE;" PROVIDING FOR THE ISSUANCE BY THE CITY OF LAS VEGAS OF ITS REGISTERED, NEGOTIABLE, GENERAL OBLIGATION (LIMITED TAX) SHORT-TERM BONDS, SERIES NOVEMBER 1, 1989, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$5,000,000 PREVIOUSLY AUTHORIZED BY THE CITY COUNCIL OF THE CITY OF LAS VEGAS AND THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF TAXATION OF THE STATE OF NEVADA; PROVIDING THE FORM, TERMS AND CONDITIONS OF THE BONDS, THE MANNER AND TERMS OF THEIR ISSUANCE, THE MANNER OF THEIR EXECUTION, 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 COVENANTS, AGREEMENTS AND OTHER DETAILS CONCERNING THE BONDS, THE PROJECT AND THE GENERAL TAX PROCEEDS; RATIFYING ACTION PREVIOUSLY TAKEN AND PERTAINING TO THE FOREGOING BY THE CITY AND ITS OFFICERS AND EMPLOYEES; BY DECLARING THAT THIS ORDINANCE PERTAINS TO THE SALE, ISSUANCE AND PAYMENT OF THE BONDS, PROVIDING FOR ITS ADOPTION AS IF AN EMERGENCY EXISTS; AND PROVIDING THE EFFECTIVE DATE HEREOF.

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA, { ss.
COUNTY OF CLARK

Joan Pollack

RECEIVED

DEC 1 12 28 PM '89

CITY CLERK

_____, being first duly sworn,
deposes and says: That he is _____ legal clerk of the
LAS VEGAS SUN, a daily newspaper of general circulation, printed and published
at Las Vegas, in the County of Clark, State of Nevada, and that the attached was
continuously published in said newspaper for a period of 2 times

from November 18, 1989 to November 21, 1989

inclusive, being the issues of said newspaper for the following dates, to-wit:
November 18, 21

That said newspaper was regularly issued and circulated on each of the dates
above named.

Signed

Subscribed and sworn to before me this 21st
day of November, 1989

Notary Public in and for Clark County, Nevada

My Commission Expires



Notary Public-State Of Nevada
COUNTY OF CLARK
SHARON R. COPLEY
My Commission Expires
Feb. 7, 1993

PUBLIC NOTICE IS HEREBY GIVEN, that an adequate number of typewritten copies of the above-numbered and entitled 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 City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, and that such Ordinance was proposed by Councilmember Mayor Ron Lurie on the 15th day of November, 1989, and was passed and adopted at a regular meeting of the City Council of the City of Las Vegas at the same meeting on the 15th day of November, 1989, by the following vote of the City Council:

Those Voting Aye:
Mayor Ron Lurie
Councilman Bob Nolen
Councilman Steve Miller
Councilman Arnie Adamsen
Councilman Scott Higginson

Those Voting Nay:
NONE

Those Absent:
NONE

This Ordinance shall be in full force and effect from and after the 19th day of November, 1989, i.e., the day after the publication of such Ordinance by title only.

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

DATED this 15th day of November, 1989.

/s/ Ron Lurie
Mayor
Las Vegas, Nevada

(SEAL)

Attest:
/s/ Kathleen Tighe
City Clerk

PUB: November 18, 21, 1989
Las Vegas SUN

No. 82647
BILL NO. 89-68
Ordinance No. 3465

AN ORDINANCE DESIGNATED BY THE SHORT TITLE "11-1-89 SHORT-TERM BOND ORDINANCE;" PROVIDING FOR THE ISSUANCE BY THE CITY OF LAS VEGAS OF ITS REGISTERED, NEGOTIABLE, GENERAL OBLIGATION (LIMITED TAX) SHORT-TERM BONDS, SERIES NOVEMBER 1, 1989, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$5,000,000 PREVIOUSLY AUTHORIZED BY THE CITY COUNCIL OF THE CITY OF LAS VEGAS AND THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF TAXATION OF THE STATE OF NEVADA; PROVIDING THE FORM, TERMS AND CONDITIONS OF THE BONDS, THE MANNER AND TERMS OF THEIR ISSUANCE, THE MANNER OF THEIR EXECUTION, 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 COVENANTS, AGREEMENTS AND OTHER DETAILS CONCERNING THE BONDS, THE PROJECT AND THE GENERAL TAX PROCEEDS; RATIFYING ACTION PREVIOUSLY TAKEN AND PERTAINING TO THE FOREGOING BY THE CITY AND ITS OFFICERS AND EMPLOYEES; BY DECLARING THAT THIS ORDINANCE PERTAINS TO THE SALE, ISSUANCE AND PAYMENT OF THE BONDS, PROVIDING FOR ITS ADOPTION AS IF AN EMERGENCY EXISTS; AND PROVIDING THE EFFECTIVE DATE HEREOF.

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA, } ss.
COUNTY OF CLARK }

Joan Pollack, being first duly sworn,

deposes and says: That he is Legal Clerk of the
LAS VEGAS SUN, a daily newspaper of general circulation, printed and published
at Las Vegas, in the County of Clark, State of Nevada, and that the attached was
continuously published in said newspaper for a period of 29 days

from November 18, 1989 to November 18, 1989

inclusive, being the issues of said newspaper for the following dates, to-wit:
November 18

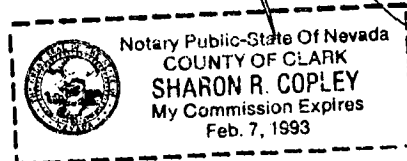
That said newspaper was regularly issued and circulated on each of the dates
above named.

Signed Joan Pollack

Subscribed and sworn to before me this 18th
day of November, 1989

Sharon R. Copley
Notary Public in and for Clark County, Nevada

My Commission Expires



PUBLIC NOTICE IS HEREBY GIVEN, that an adequate number of typewritten copies of the above-numbered and entitled 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 City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, and that such Ordinance was proposed by Councilmember Mayor Ron Lurie on the 15th day of November, 1989, and was passed and adopted at a regular meeting of the City Council of the City of Las Vegas at the same meeting on the 15th day of November, 1989, by the following vote of the City Council:

Those Voting Aye:
Mayor Ron Lurie
Councilman Bob Nolen
Councilman Steve Miller
Councilman Arnie Adamsen
Councilman Scott Higginson

Those Voting Nay:
NONE

Those Absent:
NONE

This Ordinance shall be in full force and effect from and after the 19th day of November, 1989, i.e., the day after the publication of such Ordinance by title only.

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

DATED this 15th day of November, 1989.

/s/ Ron Lurie
Mayor
Las Vegas, Nevada

(SEAL)

Attest:
/s/ Kathleen Tighe
City Clerk

PUB: November 18, 1989
Las Vegas SUN

AN ORDINANCE DESIGNATED BY THE SHORT TITLE "11-1-89 SHORT-TERM BOND ORDINANCE;" PROVIDING FOR THE ISSUANCE BY THE CITY OF LAS VEGAS OF ITS REGISTERED, NEGOTIABLE, GENERAL OBLIGATION (LIMITED TAX) SHORT-TERM BONDS, SERIES NOVEMBER 1, 1989, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$5,000,000 PREVIOUSLY AUTHORIZED BY THE CITY COUNCIL OF THE CITY OF LAS VEGAS AND THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF TAXATION OF THE STATE OF NEVADA; PROVIDING THE FORM, TERMS AND CONDITIONS OF THE BONDS, THE MANNER AND TERMS OF THEIR ISSUANCE, THE MANNER OF THEIR EXECUTION, 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 COVENANTS, AGREEMENTS AND OTHER DETAILS CONCERNING THE BONDS, THE PROJECT AND THE GENERAL TAX PROCEEDS; RATIFYING ACTION PREVIOUSLY TAKEN AND PERTAINING TO THE FOREGOING BY THE CITY AND ITS OFFICERS AND EMPLOYEES; BY DECLARING THAT THIS ORDINANCE PERTAINS TO THE SALE, ISSUANCE AND PAYMENT OF THE BONDS, PROVIDING FOR ITS ADOPTION AS IF AN EMERGENCY EXISTS; AND PROVIDING THE EFFECTIVE DATE HEREOF.

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA, { ss.
COUNTY OF CLARK

Joan Pollack, being first duly sworn,

deposes and says: That he is Legal Clerk of the
LAS VEGAS SUN, a daily newspaper of general circulation, printed and published
at Las Vegas, in the County of Clark, State of Nevada, and that the attached was
continuously published in said newspaper for a period of time

from November 18, 1989 to November 18, 1989

inclusive, being the issues of said newspaper for the following dates, to-wit:

November 18, 1989

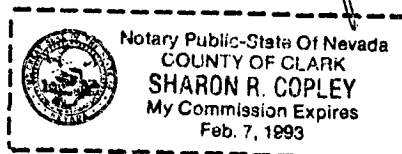
That said newspaper was regularly issued and circulated on each of the dates
above named.

Signed Joan Pollack

Subscribed and sworn to before me this 18th
day of November, 1989

Sharon R. Copley
Notary Public in and for Clark County, Nevada

My Commission Expires



PUBLIC NOTICE IS HEREBY GIVEN, that an adequate number of typewritten copies of the above-numbered and entitled 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 City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, and that such Ordinance was proposed by Councilmember Mayor Ron Lurie on the 15th day of November, 1989, and was passed and adopted at a regular meeting of the City Council of the City of Las Vegas at the same meeting on the 15th day of November, 1989, by the following vote of the City Council:

Those Voting Aye:
Mayor Ron Lurie
Councilman Bob Nolen
Councilman Steve Miller
Councilman Arnie Adamsen
Councilman Scott Higginson

Those Voting Nay:
NONE

Those Absent:
NONE

This Ordinance shall be in full force and effect from and after the 19th day of November, 1989, i.e., the day after the publication of such Ordinance by title only.

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

DATED this 15th day of November, 1989.

/s/ Ron Lurie
Mayor
Las Vegas, Nevada

(SEAL)

Attest:
/s/ Kathleen Tighe
City Clerk

PUB: November 18, 1989
Las Vegas SUN

No. 82647
BILL NO. 89-68
Ordinance No. 3465

AN ORDINANCE DESIGNATED BY THE SHORT TITLE "11-1-89 SHORT-TERM BOND ORDINANCE," PROVIDING FOR THE ISSUANCE BY THE CITY OF LAS VEGAS OF ITS REGISTERED, NEGOTIABLE, GENERAL OBLIGATION (LIMITED TAX) SHORT-TERM BONDS, SERIES NOVEMBER 1, 1989, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$5,000,000 PREVIOUSLY AUTHORIZED BY THE CITY COUNCIL OF THE CITY OF LAS VEGAS AND THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF TAXATION OF THE STATE OF NEVADA; PROVIDING THE FORM, TERMS AND CONDITIONS OF THE BONDS, THE MANNER AND TERMS OF THEIR ISSUANCE, THE MANNER OF THEIR EXECUTION, 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 COVENANTS, AGREEMENTS AND OTHER DETAILS CONCERNING THE BONDS, THE PROJECT AND THE GENERAL TAX PROCEEDS; RATIFYING ACTION PREVIOUSLY TAKEN AND PERTAINING TO THE FOREGOING BY THE CITY AND ITS OFFICERS AND EMPLOYEES; BY DECLARING THAT THIS ORDINANCE PERTAINS TO THE SALE, ISSUANCE AND PAYMENT OF THE BONDS, PROVIDING FOR ITS ADOPTION AS IF AN EMERGENCY EXISTS; AND PROVIDING THE EFFECTIVE DATE HEREOF.

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Those Voting Aye:
Mayor Ron Lurie
Councilman Bob Nolen
Councilman Steve Miller
Councilman Arnie Adamsen
Councilman Scott Higginson

Those Voting Nay:
NONE

Those Absent:
NONE

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA,
COUNTY OF CLARK

{ ss.

DEC 1 12 27 PM '89

Joan Pollack

CITY CLERK, being first duly sworn,

deposes and says: That he is Legal Clerk of the LAS VEGAS SUN, a daily newspaper of general circulation, printed and published at Las Vegas, in the County of Clark, State of Nevada, and that the attached was continuously published in said newspaper for a period of 1 time

from November 18, 1989 to November 18, 1989

inclusive, being the issues of said newspaper for the following dates, to-wit:
November 18

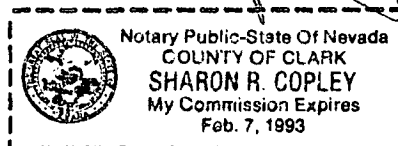
That said newspaper was regularly issued and circulated on each of the dates above named.

Signed

Subscribed and sworn to before me this 18th
day of November, 1989

Notary Public in and for Clark County, Nevada

My Commission Expires



This Ordinance shall be in full force and effect from and after the 19th day of November, 1989, i.e., the day after the publication of such Ordinance by title only.

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

DATED this 15th day of November, 1989.

/s/ Ron Lurie
Mayor
Las Vegas, Nevada

(SEAL)

Attest:
/s/ Kathleen Tighe
City Clerk

PUB: November 18, 1989
Las Vegas SUN



085073

No. 82647

CORRECTED NOTICE

BILL NO. 89-68
Ordinance No. 3465

AN ORDINANCE DESIGNATED BY THE SHORT TITLE "11-1-89 SHORT-TERM BOND ORDINANCE;" PROVIDING FOR THE ISSUANCE BY THE CITY OF LAS VEGAS OF ITS REGISTERED, NEGOTIABLE, GENERAL OBLIGATION (LIMITED TAX) SHORT-TERM BONDS, SERIES NOVEMBER 1, 1989, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$5,000,000 PREVIOUSLY AUTHORIZED BY THE CITY COUNCIL OF THE CITY OF LAS VEGAS AND THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF TAXATION OF THE STATE OF NEVADA; PROVIDING THE FORM, TERMS AND CONDITIONS OF THE BONDS, THE MANNER AND TERMS OF THEIR ISSUANCE, THE MANNER OF THEIR EXECUTION, 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 COVENANTS, AGREEMENTS AND OTHER DETAILS CONCERNING THE BONDS, THE PROJECT AND THE GENERAL TAX PROCEEDS; RATIFYING ACTION PREVIOUSLY TAKEN AND PERTAINING TO, THE FOREGOING BY THE CITY AND ITS OFFICERS AND EMPLOYEES; BY DECLARING THAT THIS ORDINANCE PERTAINS TO THE SALE, ISSUANCE AND PAYMENT OF THE BONDS, PROVIDING FOR ITS ADOPTION AS IF AN EMERGENCY EXISTS; AND PROVIDING THE EFFECTIVE DATE HEREOF.

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Those Voting Aye:
Mayor Ron Lurie
Councilman Bob Nolen
Councilman Steve Miller
Councilman Arnie Adamsen
Councilman Scott Higginson

Those Voting Nay:
NONE

Those Absent:
NONE

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA, { ss.
COUNTY OF CLARK

Joan Pollack

Dec 1 12 23 PM '89

CITY CLERK,
being first duly sworn,

deposes and says: That he is legal clerk of the
LAS VEGAS SUN, a daily newspaper of general circulation, printed and published
at Las Vegas, in the County of Clark, State of Nevada, and that the attached was
continuously published in said newspaper for a period of 2 times

from November 18, 1989 to November 21, 1989

inclusive, being the issues of said newspaper for the following dates, to-wit:

November 18, 21

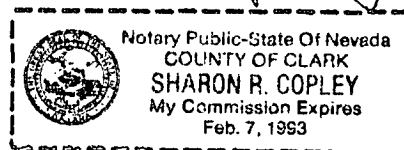
That said newspaper was regularly issued and circulated on each of the dates
above named.

Signed

Subscribed and sworn to before me this 21st
day of November, 1989

Notary Public in and for Clark County, Nevada

My Commission Expires



This Ordinance shall be in full
force and effect from and after
the 19th day of November,
1989, i.e., the day after the
publication of such Ordinance
by title only.

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

DATED this 15th day of No-
vember, 1989.

/s/ Ron Lurie
Mayor
Las Vegas, Nevada

(SEAL)

Attest:
/s/ Kathleen Tighe
City Clerk

PUB: November 18, 21, 1989
Las Vegas SUN



085069

entitled Councilmember Bob Nolen then moved that the Ordinance

BILL NO 89-68
EMERGENCY ORDINANCE NO 3465

AN ORDINANCE DESIGNATED BY THE SHORT TITLE "11-1-89 SHORT-TERM BOND ORDINANCE"; PROVIDING FOR THE ISSUANCE BY THE CITY OF LAS VEGAS OF ITS REGISTERED, NEGOTIABLE, GENERAL OBLIGATION (LIMITED TAX) SHORT-TERM BONDS, SERIES NOVEMBER 1, 1989, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$5,000,000 PREVIOUSLY AUTHORIZED BY THE CITY COUNCIL OF THE CITY OF LAS VEGAS AND THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF TAXATION OF THE STATE OF NEVADA, PROVIDING THE FORM, TERMS AND CONDITIONS OF THE BONDS, THE MANNER AND TERMS OF THEIR ISSUANCE, THE MANNER OF THEIR EXECUTION, 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 COVENANTS, AGREEMENTS AND OTHER DETAILS CONCERNING THE BONDS, THE PROJECT AND THE GENERAL TAX PROCEEDS, RATIFYING ACTION PREVIOUSLY TAKEN AND PERTAINING TO THE FOREGOING BY THE CITY AND ITS OFFICERS AND EMPLOYEES, BY DECLARING THAT THIS ORDINANCE PERTAINS TO THE SALE, ISSUANCE AND PAYMENT OF THE BONDS, PROVIDING FOR ITS ADOPTION AS IF AN EMERGENCY EXISTS, AND PROVIDING THE EFFECTIVE DATE HEREOF

introduced and read by title at this meeting, be now finally passed and adopted as read as an Ordinance of the City, as if an emergency exists The question being upon the final passage and adoption of such bill as an Ordinance, the roll was called with the following result

Those Voting Aye

Ron Lurie

Bob Nolen

Steve Miller

Arnie Adamsen

Scott Higginson

Those Voting Nay

None

Those Absent

None

The presiding officer thereupon declared the members of the Council having voted UNANIMOUSLY in favor thereof, such motion was carried and such bill was duly passed and adopted as an Ordinance of the City of Las Vegas

Such Ordinance is to be approved and authenticated by the signature of the Mayor, sealed with the seal of the City of Las Vegas, attested by the City Clerk, recorded in the minute book of such Council, such record to be signed by such officers and property sealed, and numbered and published by title therein provided

Thereupon, after considering other matters not concerning the foregoing matters, upon motion duly made, seconded and adopted, such meeting was adjourned

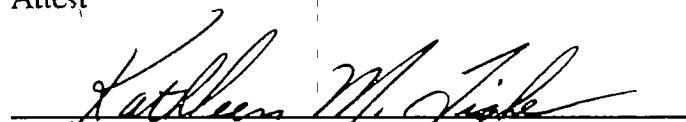


Mayor
Las Vegas, Nevada

OK-11-16-84


(SEAL)

Attest



City Clerk
Las Vegas, Nevada

STATE OF NEVADA)
)
COUNTY OF CLARK) ss

I, Kathleen Tighe, am the duly chosen and qualified Clerk of the City of Las Vegas, and in the performance of my duties as Clerk do hereby certify

1 The foregoing pages -1- through -32-, excerpts from the minutes of a regular meeting of the City Council of the City of Las Vegas (herein the "Council"), held on November 15, 1989, constitute a true, correct, complete and compared copy of the proceedings of the Council so far as such minutes relate to the introduction and passage of an Ordinance designated in § 1 thereof by the short title "11-1-1989 Short-Term Bond Ordinance", a copy of which is set forth in such excerpts of those minutes

2 The copy of that Ordinance designated above and contained in those minutes is a true, correct, complete and compared copy of the original proposed, passed and adopted by the Council at such meeting

3 The original of the ordinance has been approved and authenticated by the signatures of the Mayor of the City of Las Vegas and myself as Clerk of the City and the Council, and sealed with the seal of the City, and has been recorded in the minute book of the Council kept for that purpose in my office which record has been duly signed by such officers and properly sealed

4 All of the members of the Council present at the meeting voted on the passage of the Ordinance as in those minutes set forth

5 All members of the Council were given due and proper notice of the meeting

6 Pursuant to § 241 020, Nevada Revised Statutes, written notice of the meeting was given on November 9 __, 1989, i e, given at least three working days before the meeting, including in the notice the time, place, location and agenda of the meeting

(a) By mailing a copy of the notice to each member of the Council,

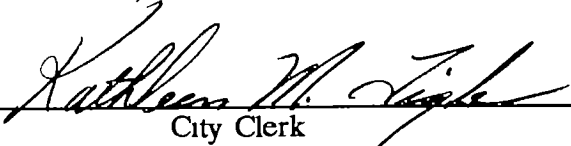
(b) By posting a copy of the notice at the principal office of the Council, or if there is not principal office, at the building in which the meeting is to be held, and at least three other separate, prominent places within the jurisdiction of the Council, to wit

- (i) City Hall
 Las Vegas, Nevada
- (ii) Senior Citizens Center
 Las Vegas, Nevada
- (iii) Clark County Courthouse , Election Department
 Las Vegas, Nevada
- (iv) State of Nevada Office Building
 Las Vegas, Nevada

(c) By mailing a copy of the notice to each person, if any, who has requested notice of the meeting of the Council in the same manner in which notice is required to be mailed to a member of the Council

7 A copy of the notice so given of the meeting of the Council held on November 15, 1989 is attached to this certificate as Exhibit A.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the City of Las Vegas, in Clark County, Nevada, this November 15, 1989



City Clerk

(SEAL)

EXHIBIT B

(Attach Affidavit of Publication)

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA, { ss.
COUNTY OF CLARK

Joan Pollack, being first duly sworn,

deposes and says: That he is Legal Clerk of the LAS VEGAS SUN, a daily newspaper of general circulation, printed and published at Las Vegas, in the County of Clark, State of Nevada, and that the attached was continuously published in said newspaper for a period of 1 time

from November 18, 1989 to November 18, 1989

inclusive, being the issues of said newspaper for the following dates, to-wit:
November 18, 1989

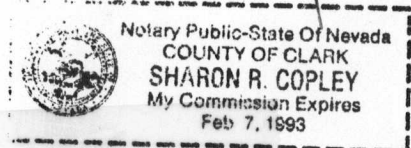
That said newspaper was regularly issued and circulated on each of the dates above named.

Signed

Subscribed and sworn to before me this 18th
day of November, 1989

Notary Public in and for Clark County, Nevada

My Commission Expires



No. 82647
BILL NO. 89-68
Ordinance No. 3465

AN ORDINANCE DESIGNATED BY THE SHORT TITLE "11-1-89 SHORT-TERM BOND ORDINANCE;" PROVIDING FOR THE ISSUANCE BY THE CITY OF LAS VEGAS OF ITS REGISTERED, NEGOTIABLE, GENERAL OBLIGATION (LIMITED TAX) SHORT-TERM BONDS, SERIES NOVEMBER 1, 1989, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$5,000,000 PREVIOUSLY AUTHORIZED BY THE CITY COUNCIL OF THE CITY OF LAS VEGAS AND THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF TAXATION OF THE STATE OF NEVADA; PROVIDING THE FORM, TERMS AND CONDITIONS OF THE BONDS, THE MANNER AND TERMS OF THEIR ISSUANCE, THE MANNER OF THEIR EXECUTION, 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 COVENANTS, AGREEMENTS AND OTHER DETAILS CONCERNING THE BONDS, THE PROJECT AND THE GENERAL TAX PROCEEDS; RATIFYING ACTION PREVIOUSLY TAKEN AND PERTAINING TO THE FOREGOING BY THE CITY AND ITS OFFICERS AND EMPLOYEES; BY DECLARING THAT THIS ORDINANCE PERTAINS TO THE SALE, ISSUANCE AND PAYMENT OF THE BONDS, PROVIDING FOR ITS ADOPTION AS IF AN EMERGENCY EXISTS; AND PROVIDING THE EFFECTIVE DATE HEREOF.

PUBLIC NOTICE IS HEREBY GIVEN, that an adequate number of typewritten copies of the above-numbered and entitled 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 City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, and that such Ordinance was proposed by Councilmember Mayor Ron Lurie on the 15th day of November, 1989, and was passed and adopted at a regular meeting of the City Council of the City of Las Vegas at the same meeting on the 15th day of November, 1989, by the following vote of the City Council:

Those Voting Aye:
Mayor Ron Lurie
Councilman Bob Nolen
Councilman Steve Miller
Councilman Arnie Adamsen
Councilman Scott Higginson

Those Voting Nay:
NONE

Those Absent:
NONE

This Ordinance shall be in full force and effect from and after the 19th day of November, 1989, i.e., the day after the publication of such Ordinance by title only.

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

DATED this 15th day of November, 1989.

/s/ Ron Lurie
Mayor
Las Vegas, Nevada

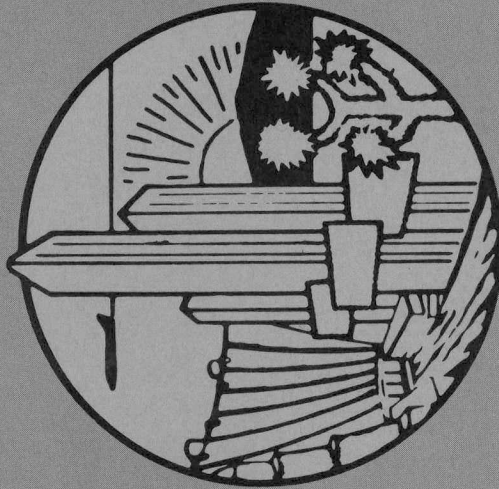
(SEAL)

Attest:
/s/ Kathleen Tighe
City Clerk

PUB: November 18, 1989
Las Vegas SUN

City of Las Vegas

400 E. STEWART AVE.
LAS VEGAS, NV 89101



AGENDA

TO:

POSTMASTER:
CONTAINS DATED MATERIAL
REQUESTED BY ADDRESSEE

AGENDA

City of Las Vegas

CITY COUNCIL

COUNCIL CHAMBERS • 400 EAST STEWART AVENUE • PHONE 386-6011

RON LURIE, MAYOR • COUNCILMEN: BOB NOLEN, STEVE MILLER, ARNIE ADAMSEN, SCOTT HIGGINSON

* CONSENT ITEM: All those matters preceded by one asterisk (*) are considered to be routine by the City Council and may be enacted by one motion. However, any item may be discussed if a Council member or citizen so desires.

** Those matters preceded by two asterisks (**) are to be set for Public Hearing only and no discussion will take place at this time.

November 15, 1989

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

I. 9:45 A.M.

A. COMMUNITY RELATIONS

1. Proclamation proclaiming the month of December 1989 as "MADD RED RIBBON MONTH"

B. SPECIAL EVENTS

1. Presentation to the Las Vegas City Council from the Las Vegas Jaycees

II. 10:00 A.M.

A. ANNOUNCEMENT RE COMPLIANCE WITH OPEN MEETING LAW

B. INVOCATION

Reverend Robert Douglas, West Valley Assembly of God Church

C. PLEDGE OF ALLEGIANCE

D. APPROVAL OF CITY COUNCIL MINUTES

Approval of the Regular City Council meeting of September 20, 1989 Final Minutes

III. DEPARTMENT OF BUSINESS ACTIVITY - JERRY J. CAHILL, DIRECTOR

- *A. CHILD CARE FACILITY APPLICATIONS (Approved by the Child Welfare Board) - Family Child Care Homes (1) NANETTE BAME, 6220 Arlington, 3 children days (2) SANDY COLLINGHAM, 1101 Marion Drive, 6 children days (3) SYLVIA MOFFETT, 4000 Miramia Drive, 4 children days Child Care Centers (1) HALLMARK INDUSTRIES, INC. dba HALLMARK ACADEMY, 4929 East Bonanza Road, 120 children days, Sandra Kay Wright, Dir., Pres., Preschool Director; Ronald B. Wright, Dir., Secy., Treas.; Tracie Malburg, Center/Infant & Toddler Nursery Director (2) BLACKWELL & WILLIAMS dba KIDS R SMART LEARNING CENTER, 1001 Tonopah, 37 children days, Lolanda Blackwell, Partner and Center Director; Wendell Williams, Partner
- B. LIQUOR -- New (1) ROY YAMAGUCHI dba KIFUNE JAPANESE RESTAURANT - SUSHI BAR, 2202 West Charleston, Beer/Wine/Cooler On-Sale License, Roy Ryokai Yamaguchi, 100%, Subject to the provisions of the Fire codes and Health Department regulations
- C. LIQUOR -- New/Request for Preliminary Approval (1) FIZZER'S, INC. dba FIZZER'S, NW corner Smoke Ranch/Lorenzi, Tavern License, Frank C. Fisbeck, Dir., Pres., 51%; Craig M. Meade, Dir., Secy., Treas., 49%, Subject to the provisions of the Planning and Fire codes and Health Department regulations
- D. LIQUOR -- New/Requests for Waiver of 1500' Distance Requirement and Preliminary Approval (1) OFFICE 5 LOUNGE & RESTAURANT, INC. dba OFFICE 8 BAR & GRILL, 6848 West Charleston, Tavern License, Steven J. Thielman, Dir., Pres., 50%; Clarence H. Rademacher, Dir., V.P. and Phyllis A. Rademacher, Dir., Secy., Treas., 50% jointly as husband and wife, Subject to the provisions of the Planning and Fire codes and Health Department Regulations (2) GENERAL MILLS RESTAURANTS, INC. dba THE OLIVE GARDEN #183, 1361 South Decatur, Tavern License, Jeffrey J. O'Hara, Executive V.P., Dir.; David C. Sevig, V.P.; Ronald G. Gates, Assistant Secretary, Subject to the provisions of the Planning and Fire codes and Health Department regulations
- E. LIQUOR -- Approval of Managers (1) DESERT CLUBS, INC. dba MICKEY RATS PUB, 6720 West Cheyenne, Tavern License, Michael M. McGuire, General Manager (2) PRESTIGE STATIONS, INC. dba AM/PM MINI MARKET #5057, 1619 Las Vegas Boulevard South, Beer/Wine/Cooler Off-Sale License, Valerie V. Jackson, Store Manager (3) LUCKY STORES, INC. dba LUCKY DISCOUNT CENTER, 1200 South Decatur, Package License, Daniel S. Cross, Store Manager
- F. GAMING APPLICATIONS (Slot Operator Space Lease Locations) (1) J. J. PARKER COMPANY, Survivors Plaza Liquors, 1324 North "D" Street, 9 slots, Subject to final State Gaming approval on November 16, 1989 (2) P & M COIN, Venetian Pizzeria, 3713 West Sahara, 11 slots, Subject to final State Gaming approval on November 16, 1989

- G. LOCKSMITH LICENSE -- New (1) DARREN BORLASE dba SECURITY SPECIALISTS, 3114 Meade Avenue, Darren C. Borlase, 100%
- H. SECONDHAND DEALERS LICENSES -- New (1) ROSEMARIE PIFER dba THE GOLD EXCHANGE, 729 Las Vegas Boulevard South, (C-2 Zone with Use Permit), Class III-A (jewelry), Rosemarie Pifer, 100%, Subject to the provisions of Fire codes (2) CHARLES D. BURDEN dba VALLEY APPLIANCE, 1206-1208 Western (M-Zone), Class II (appliances), Charles D. Burden, 100%
- I. SECONDHAND DEALERS LICENSE -- Change of Location/Change of Business Name (1) From: Billy's Buy & Sell, 427 Las Vegas Boulevard South, To: STEVEN R. GIBSON dba STEVE'S BUY & SELL, 510 Las Vegas Boulevard South, (C-2 Zone with Use Permit), Class III-A (jewelry), Steven R. Gibson, 100%, Subject to the provisions of the Planning and Fire codes, **NOTE: To be considered in the afternoon session following action on Department of Community Planning and Development Item #J. 3 on Use Permit (U-152-89).**
- J. APPEAL ON DENIAL OF APPLICATION FOR CHARITABLE SOLICITATIONS PERMIT (1) CHRISTIAN FRIENDSHIP SOCIETY - Application to solicit used merchandise left over from church bazaars, garage and yard sales; solicit out-of-date merchandise from businesses and damaged building materials from construction outlets to be refurbished, cleaned and/or sold from 322 Wall Street

ITEM FOR RECONSIDERATION

- K. LIQUOR -- New/Request for Waiver of 1500' Distance Requirement (1) TRI-BAR ENTERPRISES, INC. dba AMARILLO BAR & GRILL, 4604 West Sahara, #10, Tavern License, Walter G. Swall, Dir., Pres., Treas., 95%; Steven C. McLaughlin, Dir., V.P., Secy., 5%, Subject to the provisions of the Planning and Fire codes and Health Department regulations
- L. CITY COUNCIL TO SET DATE, TIME AND PLACE OF THE PUBLIC HEARING FOR BILL #89-52

IV (a) ADMINISTRATIVE AGENDA - ASHLEY HALL, CITY MANAGER

- A. Consideration and possible appointment of a Complete Count Committee To Promote the 1990 Census
- B. Resolution supporting National League of Cities Designation of December 3-9 as National Cities Fight Back Against Drugs Week
- C. Discussion and possible action regarding the recommendations from the West Las Vegas Street Name Change Committee
- D. Discussion and possible action regarding the allocation of funds designated for the Winter Emergency Shelter Program
- E. ABEYANCE ITEM - Discussion and possible action to enter into a contract with Melvin Simon & Associates
- F. Discussion and possible action on the request of Angel Park Golf Club, Ltd. (Golf Club) that the City consent to the assumption by Golf Club of the Management Agreement pursuant to Bankruptcy Code Section 365 (a), 11 U.S.C. § 365(a)
- G. Discussion and possible action to resolve unused vacation leave for City Manager

IV (b) DEPARTMENT OF FINANCE & COMPUTER SERVICES - MARVIN A. LEAVITT, CPA, DIRECTOR

- *A. SERVICE AND MATERIAL WARRANTS/PAYROLL WARRANTS/OTHER WARRANTS AND INVESTMENTS
- B. Consideration of and acceptance of Bond Purchase Proposal or rejection of all proposals for \$5,000,000 City of Las Vegas, Nevada short-term financing

IV (c) DEPARTMENT OF PERSONNEL AND EMPLOYEE RELATIONS - DAVID M. SANCHEZ, DIRECTOR

- A. REQUEST TO FILL EXISTING BUDGETED POSITIONS (CRITICAL HIRES)
Video Production Assistant, Fire Services
- B. POSITIONS TO BE ESTABLISHED AND FILLED
Custodian, General Services
- C. REPORT OF NEW HIRES PURSUANT TO BLANKET APPROVAL
October 23 - November 6, 1989
None

IV (d) DEPARTMENT OF ECONOMIC AND URBAN DEVELOPMENT - JACK THOMASON, DIRECTOR

- A. Discussion and possible action approving a loan from the City Economic Development Loan Fund to Mirimar Systems, Inc.
- B. Discussion and possible action approving a Grant Deed for the sale of a portion of City-owned property to Lewis Properties, Inc., developer of the Spectrum of Las Vegas
- C. Discussion and possible approval of a Resolution by the Las Vegas City Council to establish a Community Participation Plan and Process for the 16th Year (FY 1990-91) Community Development Block Grant (CDBG) Program

IV (e) DEPARTMENT OF PARKS AND LEISURE ACTIVITIES - DAVE KUIPER, DIRECTOR

- A. Discussion and possible action on a request for a grant by the Doolittle Tutorial Board in the amount of \$10,000 from the Department of Human Resources, Bureau of Alcohol and Drug Abuse, for the Doolittle Tutorial Program
- B. Discussion and possible action on a request for a grant by the Doolittle Tutorial Board in the amount of \$4,000 from the Department of Human Resources, State Youth Services Division, for the Doolittle Tutorial Program

IV (f) DEPARTMENT OF GENERAL SERVICES - J.E. PARK, DIRECTOR

PURCHASING AND CONTRACTS DIVISION

- *A. AWARD OF BIDS - (1) CAPITAL IMPROVEMENTS-ELEVATOR, Department of Economic & Urban Development (2) NEW FIRE STATION LOCKERS, Department of Fire Services (3) NEW FIRE STATION SEATING, Department of Design & Development (4) NEW FIRE STATION FURNISHINGS, Department of Design & Development
- *B. AWARD OF ANNUAL CONTRACTS AND AGREEMENTS (1) TELECOMMUNICATIONS, Department of General Services
- *C. PURCHASE ORDER APPROVALS - (1) SURVEY DRAWINGS, Department of City Attorney

IV (g) DEPARTMENT OF PUBLIC WORKS - RICHARD D. GOECKE, DIRECTOR

- *A. ACCEPTANCE OF RIGHT-OF-WAY ITEMS - (1) GRANT DEED - From: TENTH & BONNEVILLE GENERAL PARTNERSHIP, A NEVADA GENERAL PARTNERSHIP, To: City of Las Vegas, For: Portion of the Southeast Quarter (SE $\frac{1}{4}$) of Section 34, T20S, R61E, M.D.M. in the City of Las Vegas, County of Clark, State of Nevada, also being a portion of Block 20 of WARDIE ADDITION as shown by map thereof on file in Book 1 of Plats, Page 13, Clark County, Nevada Records, for dedication of a 20' radius corner at the Southwest corner of 10th & Bonneville (10-31-89) 040-153-001 (2) GRANT DEED - From: CHERYL MARIE CAVIGLIA, A MARRIED WOMAN, AS TO AN UNDIVIDED ONE-HALF INTEREST; AND DAVID C. HECKETHORN, AN UNMARRIED MAN AS TO AN UNDIVIDED ONE-HALF INTEREST, To: City of Las Vegas, For: Portions of Government Lot 53 in Section 4, T21S, R60E, M.D.M., for 50' of right-of-way on Durango Drive and a 25' radius corner at the northeast corner of Durango Drive and O'Bannon Avenue required for the Durango Drive Project, Charleston to Sahara (previously recorded in the Office of the Recorder, Clark County, Nevada in Book 890911 as Instrument No. 00324 (8-25-89) 440-630-016 (3) RIGHT-OF-WAY GRANT - From: SAXTON PROPERTIES, A GENERAL PARTNERSHIP, To: City of Las Vegas, For: Portions of the Southwest Quarter (SW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section 20, T20S, R61E, M.D.M. for streetlight easements north of East Vegas Drive, east of East Allen Lane (10-20-89) 01A-161-003 & 004 (4) RIGHT-OF-WAY GRANT - From: BRADLEY, A NEVADA GENERAL PARTNERSHIP, To: City of Las Vegas, For: Portion of the Southwest Quarter (SW $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section 20, T20S, R61E, M.D.M. for a streetlight easement north of East Vegas Drive, east of East Allen Lane (10-20-89) 01A-161-002
- *B. ACCEPTANCE OF SUBDIVISION IMPROVEMENTS - (1) STONESTHROW UNIT #2 (Nevada General Development, Inc.), Property generally located on the east side of Buffalo Drive, north of Westcliff Drive, 32 Lots, 4.7951 Acres, Zoned R-CL
- *C. SUBSTITUTION OF SUBDIVISION BONDS - (1) COVINGTON TECHNOLOGIES, "MOONLIGHT BAY UNIT #2" (located in the Desert Shores Community), Request to substitute the original cash deposit agreement with Continental National Bank in the amount of \$143,780.00 for a bond with Amwest Surety Insurance Company in a like amount
- D. ENCROACHMENT REQUESTS - (1) WESTCLIFF LIMITED PARTNERSHIP, Northeast Corner of Westcliff Drive and Rock Springs Road, Request to allow landscaping in the public right-of-way adjacent to the proposed "Valley Bank West" eight story bank building at the northeast corner of Westcliff Drive and Rock Springs Road (2) BOB STUPAK - DBA VEGAS WORLD HOTEL-CASINO, Southwest Corner of Commerce Street and St. Louis Avenue, Request to allow an overhead walkway between buildings across Commerce Street. The walkway will join the existing casino with the proposed thirty story Tower #3 at the third floor level (3) NATIONAL KIDNEY FOUNDATION, Casino Center at Fremont Street, Request to allow 9" X 12" bronze plaques in the sidewalk area on each corner of the intersection of Casino Center and Fremont Street
- E. TRAFFIC AND PARKING COMMISSION ITEMS - (1) DESIGNATE HANDICAPPED SPACES AT THE ST. JAMES THE APOSTLE CATHOLIC CHURCH, Request from Pastor Flynn of the St. James the Apostle Catholic Church at 740 McWilliams to officially designate 2 handicapped parking spaces on "H" Street at the church for enforcement by the City of Las Vegas' Parking Enforcement (2) CHANGE PARKING DESIGNATION ON BOTH SIDES OF LAS VEGAS BOULEVARD FROM OAKLEY BOULEVARD TO MAIN STREET/ST. LOUIS AVENUE, Request from the Nevada Department of Transportation (NDOT) to prohibit parking on both sides of Las Vegas Boulevard from Oakley Boulevard to Main Street/St. Louis Avenue to allow for the addition of one travel lane, northbound and southbound, to reduce the congestion at the Main Street/Las Vegas Boulevard intersection (3) CHANGE PARKING DESIGNATION IN FRONT OF 1555 S. RAINBOW BOULEVARD, Request from James Duddleston, Vice President of G. C. Wallace, Inc., to establish a No Parking Anytime Zone in front of 1555 S. Rainbow Boulevard (4) INTERSECTION STUDY: GOWAN ROAD AND DALECREST DRIVE, Request to install a two-way stop control on the Dalecrest Drive approaches to Gowan Road (5) INTERSECTION STUDY: GOWAN ROAD AND TENAYA WAY, Request to install stop signs on the Gowan Road approaches to Tenaya Way because of limited sight distance (6) INTERSECTION STUDY: ODETTE LANE AND PAVIA DRIVE, Request to install stop signs on the Pavia Drive approaches to Odette Lane (7) INTERSECTION STUDY: SADLER DRIVE AND STORMY HILLS DRIVE, Request to install yield signs on the Stormy Hills Drive approaches to Sadler Drive (8) INTERSECTION STUDY: BROCADO LANE AND SONETO LANE, Request to install yield signs on the eastbound approach of Soneto Lane to Brocado Lane (9) INTERSECTION STUDY: CREMONA DRIVE AND MERIALDO LANE, Request to install yield signs on the Cremona Drive approaches to Merialdo Lane (10) STOP SIGN INSTALLATION AT FORT APACHE AND MARINER COVE - Request to ratify the installation of stop signs at Fort Apache and Mariner Cove
- F. REPORTS/ACTION ITEMS - (1) Request to cut pavement - Southwest Gas Corporation - Polaris Avenue and Desert Inn Road (2) Request for underground utility waiver - Dunmore Homes of Southern California, Inc. - on the east side of Jones Boulevard from Craig Road to Lone Mountain Road

IV.(j) DEPARTMENT OF FIRE SERVICES - CLELL WEST, CHIEF

- A. Discussion and possible action to begin contract negotiations with Kennedy/Jenks/Chilton Consulting Engineers for engineering design services for the Central Fire Station

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT - HAROLD P. FOSTER, AICP, DIRECTOR

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.

In addition, all items shall conform to the following standard conditions:

ZONING APPLICATIONS: (1) Resolution of Intent with a twelve month time limit. (2) Conformance to the plot plan and elevations. (3) Landscaping and a permanent underground sprinkler system shall be provided as required by the Planning Commission and shall be permanently maintained in a satisfactory manner. Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license. (4) Submittal of a landscaping plan prior to or at the same time application is made for a building permit or license, or prior to occupancy, whichever occurs first. (5) All mechanical equipment, air conditioners and trash areas shall be screened from view from the abutting streets (excluding single family development). (6) Satisfaction of City Code requirements and design standards of all City departments. (7) Approval of the parking and driveway plans by the Traffic Engineer. (8) Repair any damage to the existing street improvements resulting from this development as required by the Department of Public Works. (9) Remove all unused driveway cuts and replace with "L" curb and new sidewalk as required by the Department of Public Works. (10) A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the issuance of a building or grading permit, whichever may occur first. (11) Provision of fire hydrants and water flow as required by the Department of Fire Services. (12) The required fence heights shall be measured from the side of the fence with the least vertical exposure above the finished grade as required by the Department of Community Planning and Development.

VARIANCE AND SPECIAL USE PERMIT APPLICATIONS: (1) Conformance to the plot plan and elevations. (2) Landscaping and a permanent underground sprinkler system shall be provided as required by the Board of Zoning Adjustment and shall be permanently maintained in a satisfactory manner. Failure to properly maintain required landscaping and underground sprinkler system shall be cause for revocation of a business license. (3) Submittal of a landscaping plan prior to or at the same time application is made for a building permit, license, or prior to occupancy, whichever occurs first. (4) All mechanical equipment, air conditioners, and trash areas shall be screened from view from the abutting streets. (5) Satisfaction of City Code requirements and design standards of all City departments. (6) Approval of the parking and driveway plans by the Traffic Engineer. (7) Repair any damage to the existing street improvements resulting from this development as required by the Department of Public Works. (8) Provision of fire hydrants and water flow as required by the Department of Fire Services.

SUBDIVISION APPLICATIONS: Tentative Maps: (1) Approval of the tentative map shall be for no more than twelve months. If a final map is not recorded on all or a portion of the area embraced by the tentative map within twelve months of the approval of the tentative map, or an extension of time up to one year, is not granted for the tentative map, a new tentative map must be filed. (2) Street names to be provided in accord with the City's Street Name Policy. (3) Subject to all conditions of City departments and State Subdivision Statutes. (4) A Drainage Plan and Technical Drainage Study must be submitted to and approved by the Department of Public Works prior to the approval of a Final Map.

Final Maps: (1) Conformance with the tentative map. VACATION APPLICATIONS: (1) Reservation of easements for the facilities of the various utility companies together with reasonable ingress thereto and egress therefrom. (2) Conformance to code requirements and design standards of all City departments. (3) The Reconveyance shall not be recorded until all of the above conditions have been met. (4) If the Reconveyance is not recorded within one year after approval by the City Council or an extension is not granted by the Planning Commission, then approval will terminate and a new petition must be submitted.

A. REINSTATEMENT AND EXTENSION OF TIME

1. Z-9-86 - Dominic P. Gentile, Ltd. - Request for Reinstatement and Extension of Time on property located on the east side of Michael Way, north of Madre Mesa Drive, N-U Zone (under Resolution of Intent to R-1 and R-D)

EXTENSION OF TIME

2. Z-100-87 - James B. McCall - Request for an Extension of Time on property located on the west side of Lorenzi Boulevard, between Lake Mead Boulevard and Smoke Ranch Road, N-U Zone (a portion under Resolution of Intent to R-3 and C-1)

REINSTATEMENT AND EXTENSION OF TIME

3. Z-18-88 - Hillside Residential, Inc. - Request for Reinstatement and Extension of Time on property located on the north side of Alexander Road, between Cimarron Road and Buffalo Drive, R-E Zone (under Resolution of Intent to R-1)

EXTENSION OF TIME

4. Z-48-69 - 901 Associates - Request for a 60 day Extension of Time to remove the canopy of the West Charleston Tower located at 1701 West Charleston Boulevard, P-R and C-1 Zone

B. WAIVER OF CONDITIONS

1. CV-1-74 - Echoes of Faith - Request for temporary waiver of required off-site improvements on property located at the northeast corner of Washington Avenue and Fantasy Lane, C-V Zone

C. REVERSIONARY MAP

1. Lakeside Village - Request for a Reversionary Map for a portion of Lakeside Village located on the north side of Charleston Boulevard, between Cimarron Road and Buffalo Drive, N-U Zone (under Resolution of Intent to R-PD5)

D. VARIANCE - SIX MONTH REVIEW

1. V-130-88 - Douglas B. and Adelina Applegate - Required six month review of an approved Variance to allow a residential facility for adult care for four adults, approximately 560 feet from another residential care facility where a 1,000 foot separation is required on property located at 4609 Gretel Circle, in Zoning District R-1

E. SPECIAL USE PERMIT - THREE YEAR REVIEW

1. ABEYANCE ITEM - U-88-86 - Brown and Company - Required three year review of an approved Special Use Permit to allow an existing used car sales lot on property located at 800 E. Fremont Street, C-2 Zone

V. CITY ATTORNEY - ROY A. WOOFER

- A. Appeal of Work Card Denial: Mr. James E. Freeman
- B. Appeal of Work Card Denial: Mr. Donald Ray Jones
- C. Discussion and Possible Action Re: Requesting Prime Cable to Put a Public, Educational, Governmental (PEG) Access Channel into Operation in Compliance with LVMC 6.20.030
- D. Regional Transportation Commission Supplemental Cooperative Agreement No. 142b Which Allocates Funds for Construction, Construction Engineering and Utility Relocation on Lake Mead Boulevard Between Pecos Road and Nellis Boulevard
- E. Regional Transportation Commission Supplemental Cooperative Agreement No. 146a Which Revises the Limits on the Project and Allocates Additional Funds for Engineering, Utility Relocation and Construction on Decatur Boulevard between Craig Road and Rancho Drive
- F. Approval of Resolution Accepting Bids re: Special Improvement District No. 496 (Cheyenne Avenue East of Rancho Drive)
- G. Approval of Resolution Accepting Bids re: Special Improvement District No. 497 (Durango Drive North of Charleston Boulevard)
- H. Documents Relating to Summerlin Special Improvement District (SID No. 404): (1) Approval of Development and Financing Agreement with Howard Hughes Properties, Limited Partnership (2) Approval of Agreement with Nevada Department of Transportation re: Summerlin Parkway and Interchange (3) Approval of Agreements with Las Vegas Valley Water District re: Water Distribution Facilities (4) Resolution Directing City Engineer to Prepare Preliminary Plans and Specifications (5) Resolution Directing City Engineer to Prepare Final Plans and Specifications (6) Resolution Declaring Necessity of Creating District (7) Resolution Confirming Assessment Roll

VI. REPORTS FROM RECOMMENDING COMMITTEES

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

- A. BILL NO. 89-61 - ANNEXATION NO. A-12-89(A), PROPERTY LOCATED AT THE SOUTHWEST CORNER OF SUNSET DRIVE AND MOUNTAIN TRAIL; PETITIONED BY: L. SOLOMON & VICKI D. RICHARDSON; ACREAGE: APPROXIMATELY 0.5 ACRES; ZONED: R-E (COUNTY ZONING) R-E (CITY EQUIVALENT)
- B. BILL NO. 89-62 - ANNEXATION NO. A-13-89(A), PROPERTY LOCATED WEST OF HUALPAI WAY BETWEEN WESTCLIFF DRIVE AND CHEYENNE AVENUE; PETITIONED BY: HOWARD HUGHES PROPERTIES, LIMITED PARTNERSHIP; ACREAGE: APPROXIMATELY 616.5 ACRES; ZONED R-U (COUNTY ZONING) N-U (CITY EQUIVALENT)
- C. BILL NO. 89-63 - ANNEXATION NO. A-15-89(A), PROPERTY LOCATED AT THE NORTHEAST CORNER OF VEGAS DRIVE AND TORREY PINES DRIVE; PETITIONED BY: FRANK F. COZZALIO, ET AL; ACREAGE: APPROXIMATELY 3.33 ACRES; ZONED: R-E (COUNTY ZONING) N-U (CITY EQUIVALENT)

BILLS ELIGIBLE FOR ADOPTION AT A LATER MEETING

- D. BILL NO. 89-64 - AMENDS MASTER PLAN OF STREETS AND HIGHWAYS BY DELETING BRADLEY ROAD BETWEEN LONE MOUNTAIN ROAD AND CRAIG ROAD
- E. BILL NO. 89-65 - AMENDS LVMC 11.60.060 TO ALLOW SIX TO EIGHT TAXIS TO OCCUPY CAB STANDS IN DOWNTOWN LAS VEGAS
- F. BILL NO. 89-52 - ESTABLISHES A GAMING ENTERPRISE DISTRICT, LIMITS NONRESTRICTED GAMING TO SAID DISTRICT AS OF JANUARY 1, 1990, AND PROVIDES THE MEANS OF AMENDING SAID DISTRICT AND ADDING PROPERTY THERETO

VIII. NEW BILLS TO BE REFERRED TO A STUDY COMMITTEE OR RECOMMENDING COMMITTEE

- A. Bill No. 89-66 -- Annexation No. A-14-89(A), Property Located: On the east side of Buffalo Drive and the north side of Tropical Parkway, Petitioned by: A. M. Levy, Trustee, et al, Acreage: Approximately 120 acres, Zoned: H-2 and R-E (County classifications), C-2 and N-U (City equivalents)
- B. Bill No. 89-67 -- Annexation No. A-17-89(A), Property Located: On the east side of Pioneer Way, between Craig Road and Red Coach Avenue, Petitioned by: M & A General Partnership, et al, Acreage: Approximately 20.4 acres, Zoned: R-E (County zoning), R-E (City equivalent)
- C. Bill No. 89-68 -- Emergency Ordinance Authorizing Issuance of Not to Exceed \$5,000,000 in City of Las Vegas, Nevada Short-Term Financing Bonds
- D. Bill No. 89-69 -- Provides for a Comprehensive Revision of Title 6, Chapter 24, Relating to Child Care
- E. Bill No. 89-70 -- Creates Special Improvement District No. 404 (Summerlin Area) - May be adopted at this meeting upon unanimous vote of all members of the City Council
- F. Bill No. 89-71 -- Levies Special Assessments re: Special Improvement District No. 404 (Summerlin Area) - May be adopted at this meeting upon unanimous vote of all members of the City Council

IX. 2:00 P.M. - PUBLIC HEARINGS

- A. Public Hearing to Consider the Report of Expenses to Recover Costs of Demolition Abatement on Property Located at 811 N. Tonopah, Property Owner - Twin Lakes Terrace, Inc.
- B. Public Hearing to Reconsider Costs of Demolition Abatement on Property Located at 950 West Bonanza Road, Property Owner - Trustee Clark County Treasurer, **ITEM TO BE HELD IN ABEYANCE UNTIL 12/6/89 AT THE REQUEST OF STAFF**

F. REVIEW

1. Desert Shores Design Guideline - Request for a review to change the design guidelines to allow bay windows to extend into rear and side setback areas on property located south of Cheyenne Avenue, between Buffalo Drive and Rampart Boulevard, N-U Zone (under Resolution of Intent to R-PD5)

G. PLOT PLAN REVIEW - PUBLIC HEARING

1. Z-109-87 - The Ribeiro Corporation - Appeal to the denial action of the Planning Commission for a Plot Plan Review for a carport on property located on the southwest corner of Rancho Drive and Alta Drive, P-R Zone

PLOT PLAN AND BUILDING ELEVATION REVIEW

2. Z-111-88 - DKS Development - Request for a Plot Plan and Building Elevation Review of proposed apartments located on the northeast corner of Pecos Road and Charleston Boulevard, C-1 Zone (under Resolution of Intent to R-3)

H. VACATION - PUBLIC HEARING

1. VAC-37-89 - Jan Rogich, Et Al - Petition of Vacation submitted by Jan Rogich, Et Al, to vacate U. S. Government Patent Reservations generally located between Boseck Drive and James Grayson Drive, west of Cimarron Road
2. VAC-36-89 - Minami Development, Inc. - Petition of Vacation submitted by Minami Development, Inc., to vacate Lewis Avenue between Las Vegas Boulevard and Sixth Street, and the north/south alleys between Bridger Avenue and Lewis Avenue and between Lewis Avenue and Clark Avenue

I. VARIANCE - PUBLIC HEARING

1. ABEYANCE ITEM - V-101-89 - Cragin & Pike, Inc. - Appeal to the denial action of the Board of Zoning Adjustment for a Variance to allow a 63 square foot property identification sign to a height of 9½ feet where 15 square feet in size and 5 feet in height is the maximum allowed, on property located at 2603 West Charleston Boulevard, in Zoning District C-D
2. V-112-89 - Brett P. and Mary K. Hansen - Application of BRETT P. and MARY K. HANSEN for a Variance to allow an existing room addition three feet six inches (3' 6") from the side property line where five feet (5') is the minimum setback required, on property located at 909 Upland Boulevard, in Zoning District R-1
3. V-123-89 - H & GG Properties Co., A Partnership, on behalf of Barbara Derryberry - APPEAL filed by H & GG PROPERTIES CO., A PARTNERSHIP, on behalf of BARBARA DERRYBERRY on the action of the Board of Zoning Adjustment in DENYING her application for a Variance to allow a secondhand dealership and pawnshop, on property located at 119 North Fourth Street, in Zoning District C-2
4. V-106-89 - James and Willie Lee McNeal - Application of JAMES AND WILLIE LEE MCNEAL for a variance to allow an existing carport eight feet (8') from the front property line where twenty feet (20') is the minimum setback required, on property located at 600 Freeman Avenue, in Zoning District R-1
5. V-109-89 - Cayman Bay Apartments - APPEAL filed by YOUNG ELECTRIC SIGN COMPANY on behalf of CAYMAN BAY APARTMENTS on the action of the Board of Zoning Adjustment in DENYING their application for a Variance to allow three illuminated signs (totalling 90 square feet), where only one non-illuminated 32 square foot sign is allowed, on property located at 2701 North Lorenzi Boulevard, in Zoning District N-U (under Resolution of Intent to R-3)
6. V-119-89 - Clark County Imaging Center Limited Partnership - APPEAL filed by SIGN SYSTEMS on behalf of CLARK COUNTY IMAGING CENTER LIMITED PARTNERSHIP on the action of the Board of Zoning Adjustment in DENYING their application for a Variance to allow a proposed 52.5 square foot ground sign 10 feet in height, where 15 square feet is the maximum permitted, on property located at 800 Shadow Lane, in Zoning District P-R
7. V-105-89 - Linda and James D. Zeimet - Appeal filed by LINDA ZEIMET and JAMES D. ZEIMET on the action of the Board of Zoning Adjustment in DENYING their application for a Variance to allow a proposed accessory structure in the side yard area where accessory structures are not allowed; and to allow it one foot (1') from the side property line where a fifteen (15') minimum setback is required, and three feet (3') from the rear property line where a five foot (5') minimum setback is required, on property located at 4001 Paseo de Oro Avenue, in Zoning District R-1
8. V-116-89 - Charles M. and Razelle J. Hecht - APPEAL filed by CHARLES M. AND RAZELLE J. HECHT on the action of the Board of Zoning Adjustment in DENYING their application for a Variance to allow the existing block walls along the east and south property lines to be raised to a height of eight feet (8'); and to allow wire fencing to be installed on top of the existing wall along the west property line for an overall height of eight feet (8'), where a maximum height of six feet (6') is permitted, on property located at 3021 Campbell Circle, in Zoning District R-E

J. SPECIAL USE PERMIT - PUBLIC HEARING

1. U-147-89 - Paul Robarts, Et Al - Appeal filed by DONREY OUTDOOR ADVERTISING COMPANY on behalf of PAUL ROBARTS, et al, on the action of the Board of Zoning Adjustment in DENYING his application for a Special Use Permit for a proposed 40 foot high, 14' x 48' off-premise advertising (billboard) sign, on property located on the southeast corner of Sahara Avenue and Las Verdes Street, in Zoning District C-1
2. U-148-89 - Hooper Industries, Ltd. - Appeal filed by DONREY OUTDOOR ADVERTISING COMPANY on behalf of HOOPER INDUSTRIES, LTD., on the action of the Board of Zoning Adjustment in DENYING their application for a Special Use Permit to allow a proposed 40 foot high, 14' x 48' off-premise advertising (billboard) sign, on property located at 1712 West Charleston Boulevard, in Zoning District C-1
3. U-152-89 - Farmers Thrift Stores - Application of FARMERS THRIFT STORES for a Class III secondhand dealership for the buying and selling of used gold, silver and jewelry, on property located at 510 Las Vegas Boulevard South, in Zoning District C-2

4. U-159-89 - The Four Amigos - Application of the Four Amigos, a California Limited Partnership, for a Special Use Permit to remove and replace with an existing 14' x 48' off-premise advertising (billboard) sign, on property located at 291 S. Martin L. King Boulevard, in Zoning District M
5. U-157-89 - Bob Stupak - APPEAL filed by GERTRUDE TAVES on the action of the Board of Zoning Adjustment in APPROVING the application of BOB STUPAK for a Special Use Permit to allow a proposed 30 story, 408 room hotel tower on property located on the southwest corner of St. Louis Street and Commerce Street, in Zoning District C-1

K. ZONE CHANGE - PUBLIC HEARING

1. Z-108-89 - Honolulu-Charleston Partnerships, on behalf of Public Storage, Inc. - Request for reclassification of property located on the east side of Shiloh Street, between Charleston Boulevard and Johnson Avenue, From: R-1 (Single Family Residence) and R-2 (Two Family Residence), To: C-1 (Limited Commercial), Proposed Use: MINI-STORAGE FACILITY
2. Z-105-89 - E. Kelley Cawley and Patricia K. Riley - Request for reclassification of property located at 3100 E. St. Louis Avenue, From: R-1 (Single Family Residence), To: P-R (Professional Offices and Parking), Proposed Use: PROFESSIONAL OFFICE
3. Z-104-89 - Nest Featherings, Inc. - Request for reclassification of property located on the southwest corner of Decatur Boulevard and Bevvie Drive, From: R-E (Residence Estates), To: C-1 (Limited Commercial), Proposed Use: RETAIL CENTER
4. Z-106-89 - Bank Building, Inc., Et Al, on behalf of Robert V. Jones Corporation - Request for reclassification of property located on the west side of Decatur Boulevard, north of Vegas Drive, From: N-U (Non-Urban)(under Resolution of Intent to R-3), To: R-3 (Limited Multiple Residence), Proposed Use: APARTMENTS
5. Z-107-89 - Ann Road 20 - Request for reclassification of property located on the northeast corner of Calverts Street and Ann Road, From: R-E (Residence Estates), To: R-CL (Single Family Compact Lot), Proposed Use: SINGLE FAMILY DWELLINGS

VACATION RELATED TO ZONE CHANGE Z-110-89 - PUBLIC HEARING

6. VAC-38-89 - Becker & Sons - Petition of Vacation submitted by Becker and Sons to vacate Don Diego Court (a partially dedicated right-of-way) generally located east of Maverick Street, between Eugene Avenue and Rosalita Avenue

ZONE CHANGE - PUBLIC HEARING

7. Z-110-89 - Becker and Sons, Et Al - Request for reclassification of property located north of Eugene Avenue, between Maverick Street and San DeLuna Street; and the southwest corner of Eugene Avenue and Jones Boulevard, From: R-E (Residence Estates), R-1 (Single Family Residence), To: R-CL (Single Family Compact Lot), Proposed Use: SINGLE FAMILY DWELLINGS
8. Z-14-89 - Westland Mall Development Company, on behalf of Falcon Development Corporation - Request for reclassification of property located on the west side of Arville Street, approximately 1,200 feet south of Charleston Boulevard, From: C-1 (Limited Commercial), To: R-PD18 (Residential Planned Development), Proposed Use: APARTMENTS
9. Z-103-89 - James W. and Anna M. McFadden - Request for reclassification of property located on the north side of Craig Road and the east side of the Oran K. Gragson Highway, From: N-U (Non-Urban), To: C-1 (Limited Commercial), Proposed Use: MINI-STORAGE FACILITY
10. Z-91-89 - Christina M. Hixson, on behalf of Westar Development Corporation - Request for reclassification of property located on the west side of Valley View Boulevard, south of Charleston Boulevard, From: R-E (Residence Estates)(under Resolution of Intent to R-PD5, R-2 and P-R), To: R-2 (Two Family Residence), P-R (Professional Offices and Parking) and C-1 (Limited Commercial), Proposed Use: CONVALESCENT/CONGREGATE CARE FACILITY, OFFICES, RETAIL AND MINI-STORAGE
11. Z-116-89 - Clark County School District - Request for reclassification of property located on the south side of Oakey Boulevard, between Lisa Lane and Al Garrison Street, From: N-U (Non-Urban), To: C-V (Civic), Proposed Use: ELEMENTARY SCHOOL

L. Set Date for Public Hearing on any item requiring a Public Hearing that was acted upon by the City Planning Commission.

M. Set Date on any appeals filed or required Public Hearings from the Board of Zoning Adjustment Meeting.

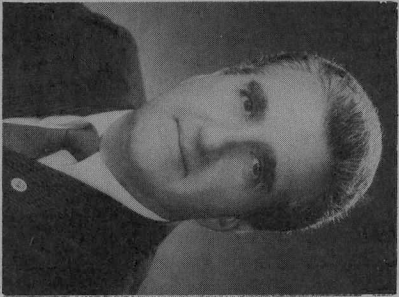
XI ADDENDUM ITEMS

XII CITIZENS PARTICIPATION

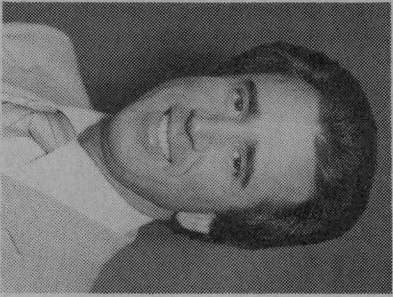
Items raised under this portion of the Agenda cannot be acted upon by the City Council until the notice provisions of the Open Meeting Law have been complied with. Therefore, action on such items will have to be considered at a later time

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

Bradley Building, State of Nevada, 2501 E. Sahara Avenue
 Senior Citizen Center, 450 E. Bonanza Road
 Election Department, 400 Las Vegas Boulevard South
 Court Clerk's Office Bulletin Board, City Hall Plaza
 City Hall Plaza, Special Outside Posting Bulletin Board



Mayor
RON LURIE
Elected At Large

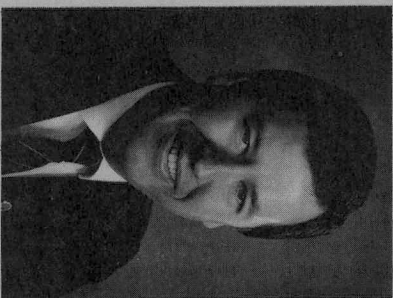


Councilman
STEVE MILLER
WARD 1
Southeast Area of the City

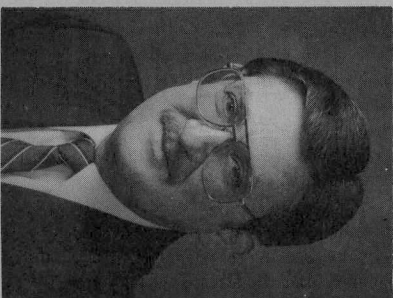
- The Mayor and City Council welcome your attendance and participation at this meeting. Should you wish to speak on an Agenda item, please feel free to do so. However, in fairness to others, we respectfully ask your observance of the following:
1. Please state your name and home address for the record.
 2. Groups or organizations wishing to make a presentation are asked to designate one spokesperson in the interest of time and to avoid repetition.
 3. When more than one citizen is heard on any matter, please avoid repetition in your comments. Careful attention to the previous speaker's remarks will be helpful in this regard.
 4. Your City Council carefully considers all the facts before a decision is made. Brief statements, therefore, are most helpful in reaching a decision based on sound judgment.

FACILITIES ARE PROVIDED THROUGHOUT CITY HALL FOR THE CONVENIENCE OF HANDICAPPED PERSONS

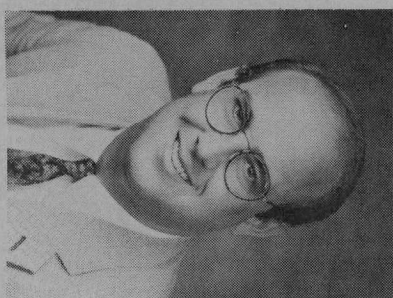
ASHLEY HALL
City Manager



ROY WOOFER
City Attorney



KATHY TIGHE
City Clerk



Councilman
ARNIE ADAMSEN
WARD 2
Southwest Area of the City

Councilman
BOB NOLEN
WARD 3
Northeast Area of the City

Councilman
SCOTT HIGGINSON
WARD 4
Northwest Area of the City