

Summary - An ordinance authorizing the issuance of a registered interim warrant in connection with the City of Las Vegas, Nevada Special Improvement District Nos. 1487, 1493 and 1503 and providing other matters relating thereto.

**BILL NO. 2004-22**

**ORDINANCE NO. 5687**

**AN ORDINANCE CONCERNING THE CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT NOS. 1487, 1493 AND 1503 AND AUTHORIZING AND DIRECTING THE ISSUANCE OF A GENERAL OBLIGATION INTERIM WARRANT FOR THE PAYMENT OF THE COSTS AND EXPENSES WITHIN SUCH DISTRICTS.**

**WHEREAS**, the City Council (the "Council") of the City of Las Vegas (the "City"), Nevada, pursuant to ordinances (the "District Ordinances") previously adopted, created following City of Las Vegas, Nevada Special Improvement Districts: No. 1487 (Jones-Beltway to Elkhorn), No. 1493 (Alexander/Hualapai-Cheyenne to Cimarron) and No. 1503 (Durango-Tropical to Centennial (S-Cure)) (the "Districts") and ordered the acquisition of local improvements for the Districts (the "Projects"); and

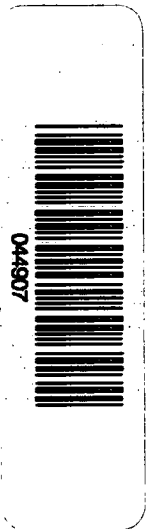
**WHEREAS**, the Districts have been created by the District Ordinances in accordance with Chapter 271 of Nevada Revised Statutes ("NRS"), i.e., the Consolidated Local Improvement Law (the "Project Act"); and

**WHEREAS**, the Council has authorized the proper officers of the City to advertise for a construction contract for the Projects; and

**WHEREAS**, NRS 271.355 provides that the Council may issue interim warrants for the purpose of paying any contractor or otherwise defraying any costs of the Projects as the same become due from time to time until moneys are available therefor from the levy and collection of assessments to the benefited lots, tracts and parcels of land (and any issuance of bonds), and that such interim warrants may be general obligation interim warrants to which the full faith and credit of the City is pledged, subject to the limitations set forth in NRS 361.453 and section 2 of article 10 of the Nevada constitution, and shall be issued in such manner, in such form, with such recitals, terms, covenants and conditions and with such other details as may be provided by the Council by ordinance; and

**WHEREAS**, the Council now desires to issue a general obligation interim warrant for the purpose of paying the contractors on the Projects (the "Contractors") and otherwise defraying the costs and expenses of the Projects until moneys are available from the levy and collection of assessments or the issuance of any special assessment bonds; and

**WHEREAS**, the Council has determined and does hereby determine to issue an interim warrant (the "Warrant"), upon estimates of the City Engineer (the "Engineer"), to provide funds to pay the Contractors or other proper persons, which Warrant, together with the interest thereon, shall be a general obligation of the City to which the full faith and credit of the City shall be



pledged, subject to the limitations set forth in NRS 361.453 and section 2 of article 10 of the Nevada constitution; and

**WHEREAS**, the Council intends to pay the Warrant from special assessments to be levied to pay a portion of the cost of the Projects in the Districts and from the proceeds of special assessment bonds to be hereafter sold and delivered; and

**WHEREAS**, the Debt Management Commission of Clark County, Nevada, has heretofore approved the issuance of the Warrant; and

**WHEREAS**, after notice inviting bids for their purchase, the City Director of Finance and Business Services (the "Finance Director"), as the chief financial officer of the City, or the City Manager, as the chief administrative officer of the City, is hereby authorized to receive and publicly open bids and sell the Warrant to the best bidder therefor (the "Purchaser") and the City Finance Director or the City Manager is hereby authorized to accept a binding bid for the Warrant, the Warrant to bear interest at the rates per annum provided in the purchase proposal submitted by the Purchaser (the "Purchase Proposal"), such rates not to exceed 3 percent over the Index of Twenty Bonds most recently published in The Bond Buyer prior to the time bids were received for the Warrant, at a price equal to the principal amount thereof plus accrued interest to the date of delivery of the Warrant, plus a premium or less a discount not to exceed 9 percent of the principal amount of the Warrant, all as specified by the City Finance Director or the City Manager in a certificate dated on or before the date of delivery of the Warrant (the "Certificate of the Finance Director").

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

Section 1. This ordinance shall be known as, and may be cited by, the short title "District Nos. 1487, 1493 and 1503 Interim Warrant Ordinance" (the "Ordinance").

Section 2. For the purpose of providing for the payment to the Contractors or other proper person of the costs and expenses of the Projects and for the purpose of defraying the other costs (incidental or otherwise) heretofore incurred or to be incurred in the Districts, there shall be issued, and the Council hereby authorizes the issuance (pursuant to NRS 271.355) of, the fully registered "City of Las Vegas, Nevada, Special Improvement District Nos. 1487, 1493 and 1503, General Obligation Interim Warrant, Series 2004A" in an aggregate principal amount specified in the Certificate of the Finance Director (not to exceed \$2,240,000 or such lesser sum as is advanced by the Purchaser) which does not exceed the Engineer's present estimate of construction costs and incidental costs to be assessed in each of the Districts. Each advance (the "Advance") by the Purchaser shall be requested by the City by submitting a signed original requisition in the form set forth in Section 14 hereof by the City. The Warrant shall bear interest at the rate specified in the Certificate of the Finance Director, which shall not exceed by more than 3% the "Index of Twenty Bonds" most recently published before bids are received or a negotiated offer to purchase the Warrant is accepted from the date of its issuance until its maturity, and shall mature on the date specified in the Certificate of the Finance Director not to exceed 3 years from the date of the issuance thereof. The Warrant shall bear interest from the date of each Advance and interest shall be payable quarterly commencing on the first day of the month which is at least 3 full calendar months from the date of issuance thereof but no greater than 4 full calendar months thereafter and on the first day of

the month every three full calendar months thereafter; provided that if a Warrant is reissued upon transfer, exchange or other replacement it shall bear interest at the rate set forth in the Certificate of the Finance Director 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 first Advance for the Warrant. Interest on the Warrant shall be calculated based on a 360-day year, consisting of twelve 30-day months. The Warrant shall be subject to redemption prior to maturity as set forth in the Certificate of the Finance Director. Both principal and interest shall be payable solely to the registered owner thereof in lawful money of the United States of America, without deduction for exchange or collection charges, at the office of the City Treasurer in Las Vegas, Nevada (the "Paying Agent") upon maturity. If upon presentation at maturity or prior redemption by the City, payment of any of the Warrant is not made as therein provided, interest thereon shall continue at the same rate stated therein until the principal thereof is paid in full.

Section 3. The Warrant shall be fully registered in the name of the owner for the payment of both principal and interest in the office of the Paying Agent and any transfer thereof must likewise be registered in said office. The City Treasurer is hereby appointed the registrar (the "Registrar") and shall maintain records in the office of the Registrar showing at all times that the Warrant are registered as to both principal and interest, and the name and address of the owner thereof. The Registrar shall register or permit to be transferred the Warrant subject to such reasonable regulations as the Registrar may prescribe. The City Treasurer, shall note such registration on his registration records and on the registration panel on the back of the Warrant showing that the Warrant is registered as to both principal and interest. The City and its officers may treat the person in whose name the Warrant is registered as the absolute owner, whether or not such Warrant shall be overdue. All payments made as provided in this Ordinance shall be valid and effectual to discharge the liability upon the Warrant to the extent of the amounts so paid.

Section 4. The Warrant, together with the interest due thereon from the date of issue until paid, shall be redeemed and retired in regular numerical order from any legally available City funds, and the full faith and credit of the City is pledged to such payment, subject to the limitations set forth in NRS 361.453 and section 2 of article 10 of the Nevada constitution.

Section 5. The payment of the Warrant is not secured by an encumbrance, mortgage or other pledge of property of the City, except for the assessments, the general fund and general tax proceeds pledged for the payment of the Warrant. No property of the City, subject to such exceptions, shall be liable to be forfeited or taken in payment of the Warrant.

Section 6. No recourse shall be had for the payment of the principal of and interest on the Warrant 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 City or any officer or other agent of the City, past, present or future, either directly or indirectly through 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 Warrant and as a part of the consideration of its issuance specially waived and released.

Section 7. The Finance Director or City Manager is authorized to sell the Warrant and sign a binding contract therefor with the Purchaser pursuant to the terms set forth herein and in the Certificate of the Finance Director. All action heretofore taken by the Council and the officers and employees of the City directed toward the Projects and toward the issuance, sale and

delivery of the Warrant is ratified, approved and confirmed including, without limitation, if deemed necessary by the Finance Director, the Official Notice of Sale, and the distribution of the Preliminary and Final Official Statements for the Bonds. If deemed necessary by the Finance Director, the distribution and use of a Preliminary Official Statement for the Warrant is hereby authorized; the distribution, use of and execution of the Final Official Statement for the Warrant in substantially the form of the Preliminary Official Statement, with such amendments, additions and deletions as are consistent with the facts and not inconsistent herewith as may be approved by the Finance Director, is hereby authorized. The Finance Director is authorized to deem the Preliminary Official Statement to be "final" for the purposes of Rule 15c2-12 of the United States Securities Exchange Commission.

Section 8. The Warrant shall be issued pursuant to the laws of the State, and shall be fully registered in the name of the owner thereof, and the amount advanced for the Purchaser pursuant to the Warrant, shall not exceed the estimates of the Engineer of the costs to be assessed in the Districts, made on or before the date of issuing the Warrant.

Section 9. The Warrant shall be executed as follows:

A. Filings with Secretary of State. Pursuant to the Project Act, and to the act cited as the Uniform Facsimile Signatures of Public Officials Act, cited as chapter 351 of NRS, and prior to the execution of the Warrant, the Mayor of the City, the City Clerk and the City Treasurer shall each file with the Secretary of State of the State of Nevada his or her manual signature certified by him or her under oath.

B. Manner of Execution. The Warrant shall be approved, signed and executed in the name of and on behalf of the City with the manual or facsimile of the signature of the Mayor shall be countersigned and executed with the manual or facsimile of the signatures of the City Treasurer and shall be authenticated with the manual or facsimile impression of the official seal of the City; and shall be signed, executed, and attested with such a manual or facsimile signature of the City Clerk.

C. Authentication. The Warrant shall not 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 or employee sign the certificate of authentication on the Warrant. By authenticating the Warrant, the Registrar shall be deemed to have assented to all of the provisions of this Ordinance.

Section 10. The Warrant bearing the signatures of the officers in office at the time of the signing thereof shall be the valid and binding obligation of the City, notwithstanding that before the delivery thereof and the payment therefor any or all of the persons whose signatures appear thereon shall have ceased to fill their respective offices. Each of the Mayor, the City Treasurer and City Clerk, at the time of the execution of the Warrant and of a signature certificate pertaining thereto by the Mayor, the Treasurer and the City Clerk, respectively, may adopt as and for his or her own facsimile signature the facsimile signature of his or her predecessor in office if such facsimile signature appears upon any of the Warrant.

Section 11. Pursuant to NRS 271.505, the Warrant shall recite that it is issued under the authority of the Project Act, which recital shall conclusively impart full compliance with the provisions of the Project Act and all such Warrant containing such recital shall be incontestable for any cause whatsoever after their delivery for value.

Section 12. Pursuant to NRS 271.520, the Warrant, its 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 tax on estates imposed pursuant to chapter 375A of NRS and the tax on generation-skipping transfers imposed pursuant to chapter 375B of NRS.

Section 13. After such registration of the Warrant by the Registrar and after its execution and authentication and other provisions herein supplemental thereto, the Treasurer shall cause the Warrant to be delivered to the Purchaser thereof, upon payment being made therefor on the terms of the sale of the Warrant.

Section 14. Subject to the provisions of this Ordinance, the Warrant shall be in substantially the following form with such omissions, insertions, endorsements, and variations as to any recitals of fact or other provisions 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 Interim Warrant)

Transfer of This Warrant Other Than By Registration is not Effective

**CITY OF LAS VEGAS, NEVADA SPECIAL ASSESSMENT DISTRICT NOS. 1487, 1493  
AND 1503 GENERAL OBLIGATION INTERIM WARRANT SERIES 2004A**

NO. \_\_\_\_\_  
Interest Rate \_\_\_\_\_ Maturity Date \_\_\_\_\_ Dated As Of \_\_\_\_\_, 2004  
\_\_\_\_\_ % per annum \_\_\_\_\_ CUSIP \_\_\_\_\_

REGISTERED OWNER:

MAXIMUM PRINCIPAL AMOUNT: TWO MILLION TWO HUNDRED FORTY THOUSAND  
DOLLARS \$2,240,000

The City of Las Vegas in the County of Clark and 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 the Principal Amount specified above or such lesser amount as is advanced by the Registered Owner, on the Maturity Date specified above (unless called for earlier redemption), and to pay interest thereon on the Maturity Date specified above at the Interest Rate per annum specified above, until the principal sum is paid or payment has been provided therefor. Advances hereunder (an "Advance") shall be requested by submitting a signed original requisition in the form attached hereto to the Registered Owner. This interim warrant will bear interest from the date of each Advance. The principal of and redemption premium, if any, on this interim warrant are payable to the Registered Owner hereof upon presentation and surrender hereof at the principal office of the City's paying agent for this interim warrant or any successor (the "Paying Agent"), presently the Treasurer of the City of Las Vegas, Nevada, which is also now acting as the City's registrar for this interim warrant (the "Registrar") by the Paying Agent. Interest on this interim warrant will be paid quarterly on \_\_\_\_\_ 1, \_\_\_\_\_ 1, \_\_\_\_\_ 1 and \_\_\_\_\_ 1 commencing on \_\_\_\_\_ 1, 20\_\_ and on the Maturity Date (or, if such date is not a business day, on the next succeeding business day), by check or draft mailed to the person in whose name this interim warrant is registered (the "Registered Owner") in the registration records of the City maintained by the Registrar. The principal amount advanced to the City is redeemable, in whole or in part, at any time prior to the Maturity Date upon payment of the principal amount so redeemed plus accrued interest thereon to the date of redemption. All payments of the principal of, interest on and redemption premiums, if any, due in connection with this interim warrant (the "Warrant Requirements") shall be made in lawful money of the United States of America without deduction for the services of the Paying Agent, as provided in the City's ordinance adopted and approved on April 21, 2004 authorizing the issuance of this Warrant (the "Ordinance") and the Certificate of the Director of Finance pertaining thereto (the "Certificate").

This fully registered interim warrant and the interest thereon is a general obligation of the City for the payment of which the City Council (the "Council") of the City has pledged the City's full faith and credit, subject to the limitations set forth in NRS 361.453 and section 2 of article 10 of the Nevada constitution. The City intends to pay the principal of and interest on this interim warrant from special assessments to be hereafter levied to pay the cost of certain local improvements in the City of Las Vegas, Nevada Special Improvement District Nos. 1487, 1493 and 1503 (the "Districts") and the proceeds of the special assessment bonds of the Districts to be hereafter sold and delivered, as provided by NRS § 271.355.

This interim warrant is issued pursuant to the laws of the State and City, and this interim warrant, together with all other interim warrants heretofore issued in connection with the Districts, does not exceed the estimate of the City Engineer of the costs to be assessed in the Districts, made on or before the date of the issuance of this interim warrant.

This interim warrant is fully registered in the name of the owner for the payment of both principal and interest in the office of the City Treasurer and any transfer thereof must likewise be registered in said office and may be transferred by registered assignment only and noted on the back hereof. This interim warrant must be registered only as to both principal and interest.

This fully registered interim warrant is issued by the City for the purpose of paying for a portion of the costs of certain local improvements in the Districts under the authority of and in full conformity with the provisions of Chapter 271, Nevada Revised Statutes.

It is hereby certified, recited and warranted that all of the requirements of law have been fully complied with by the proper officers of the City in the issuance of this interim warrant.

IN WITNESS WHEREOF, the City has caused this interim warrant to be signed and executed in its name and upon its behalf with the manual or facsimile signature of the Mayor, to be countersigned and executed with the manual or facsimile signature of the City Treasurer and has caused a manual impression or a facsimile of the seal of the City to be affixed hereon; and has caused this interim warrant to be signed, executed and attested with the manual or facsimile signature of the City Clerk, all as of the date written above.

CITY OF LAS VEGAS, NEVADA

(Manual or Facsimile Signature)

Mayor  
Las Vegas, Nevada

Countersigned:

(Manual or Facsimile Signature)

City Treasurer

(Manual or Facsimile Seal)

Attest:

(Manual or Facsimile Signature)

City Clerk

(End of Form of Interim Warrant)

(Form of Certificate of Authentication)

Date of authentication  
and registration: \_\_\_\_\_

This the interim warrant described in the within-mentioned Ordinance, and this interim warrant has been duly registered on the registration records kept by the undersigned as Registrar for such interim warrant.

CITY OF LAS VEGAS, NEVADA,  
CITY TREASURER  
as Registrar

By: \_\_\_\_\_ (Manual Signature)  
Authorized Officer

(End of Form of Certificate of Authentication)

(Form of Assignment)

For value received, the undersigned hereby sells, assigns and transfer unto \_\_\_\_\_ the within interim warrant and hereby irrevocably constitutes and appoints \_\_\_\_\_ attorney, to transfer the same on the books kept for registration of the within interim warrant, with full power of substitution in the premises.

Dated: \_\_\_\_\_

Signature Guaranteed:

Name and 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 interim warrant in every particular, without alteration or enlargement or any change whatsoever. Signature(s) must be guaranteed by an eligible guarantor institution as defined in 17 CFR Section 240.17Ad-15(a)(2).

(End of Form of Assignment)

(Form of Principal Advance Request)

Date: \_\_\_\_\_, \_\_\_\_\_

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

Re: City of Las Vegas, Nevada  
Special Assessment District Nos. 1487, 1493 and 1503  
General Obligation Interim Warrant  
No. R-1, dated \_\_\_\_\_, \_\_\_\_\_

Gentlemen:

The undersigned hereby requests that you make a principal advance in the amount of \$ \_\_\_\_\_, on the above-captioned Warrant to the order of the City of Las Vegas, Nevada on or before \_\_\_\_\_, 2004.

The undersigned hereby certifies and warrants that:

1. The aggregate of principal advances requested from you under the above-captioned Warrant, including the advance requested in this letter, do not exceed the maximum principal amount of the Warrant of \$2,240,000;

2. All representations, warranties and expectations of the City contained in the Warrant and the documents accompanying the Warrant, including, without limitation, the Federal Tax Exemption Certificate dated \_\_\_\_\_, 2004, remain true and correct on this date as if made on this date, and are hereby re-made as of this date. No law has been adopted which would in any way adversely affect the City's authority to obtain and repay this advance. The City covenants to advise you immediately if any such law is adopted.

3. Please deposit the amount advanced into our account No. \_\_\_\_\_.

Respectfully submitted,  
CITY OF LAS VEGAS, NEVADA

By: \_\_\_\_\_

(Must be City Manager or Chief Financial Officer)

(End Form of Principal Advance Request)

Section 15. Upon the issuance of the Warrant, the Treasurer shall cause the proceeds of the Warrant to be applied as follows:

A. First, the proceeds, if any, received from the sale of the Warrant as accrued interest on the Warrant, if not needed to defray the cost of the Projects, shall be used to pay the principal of and interest on the applicable series of the Warrant, when due.

B. The balance of the proceeds received from the sale of the Warrant shall be used solely to defray wholly or in part the cost of the Projects including, without limitation, all costs of issuing the Warrant, and the costs of rebates to the United States under Section 148 of the Internal Revenue Code of 1986, as amended to the date of delivery of the Warrant (the "Tax Code"), which the Council hereby determines are necessary and desirable and pertain to the Projects. After the Projects are complete and after all expenses have been paid or adequate provision therefor is made, any unexpended balance of Warrant proceeds (or, unless otherwise required by law, any other moneys) remaining shall be to be used to pay the principal of and interest on the applicable series of the Warrant.

Section 16. All action, proceedings, matters and things heretofore taken, had and done by the City and the officers thereof (not inconsistent with the provisions of this Ordinance) concerning the Districts, including, but not limited to, the performance of all prerequisites to the creation of the Districts, the acquisition of the Projects, the specially benefited property therein, the sale and issuance of the Warrant, and the levy of assessments for that purpose be, and the same hereby are, ratified, approved, and confirmed.

Section 17. The City covenants for the benefit of the owners of the Warrant that it will not take any action or omit to take any action with respect to the Warrant, the proceeds thereof, any other funds of the City or any Projects financed with the proceeds of the Warrant, if such action or omission (i) would cause the interest on the Warrant to lose its exclusion from gross income for federal income tax purposes under Section 103 of the Tax Code or (ii) would cause interest on the Warrant to lose its exclusion from alternative minimum taxable income as defined in Section 55(b)(2) of the Tax Code except to the extent such interest is required to be included in the adjusted current earnings adjustment applicable to corporations under Section 56 of the Tax Code in calculating corporate alternative minimum taxable income. The foregoing covenant shall remain in full force and effect notwithstanding the payment in full or defeasance of the Warrant until the date on which all obligations of the City in fulfilling the above covenant under the Tax Code have been met.

Section 18. The officers of the City are authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Ordinance, including, without limiting the generality of the foregoing, the preparation of the Warrant and other items necessary or desirable for the completion of the levying of the assessments for the Districts and the issuance of the Warrant.

Section 19. All ordinances or resolutions, or parts thereof, in conflict with the provisions of this Ordinance, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or resolution, or part thereof, heretofore repealed.

**Section 20.** When first proposed, this Ordinance must be read to the Council by title, after which an adequate number of copies of this Ordinance must be deposited with the City Clerk for public examination and distribution. Notice of the deposit must be published once in a newspaper published and having general circulation in the City at least 10 days before the adoption of the Ordinance, such publication to be in substantially the following form:

(Form of Publication of Notice of Deposit of an Ordinance)

BILL NO. \_\_\_\_\_

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE CONCERNING THE CITY OF LAS VEGAS,  
NEVADA SPECIAL IMPROVEMENT DISTRICT NOS. 1487,  
1493 AND 1503 AND AUTHORIZING AND DIRECTING THE  
ISSUANCE OF A GENERAL OBLIGATION INTERIM  
WARRANT FOR THE PAYMENT OF THE COSTS AND  
EXPENSES WITHIN SUCH DISTRICTS.**

PUBLIC NOTICE IS HEREBY GIVEN, and that an adequate number of typewritten copies of the above-numbered and entitled proposed Ordinance are available for public inspection and distribution at the office of the City Clerk of the City of Las Vegas, at her office in City Hall, 400 Stewart Avenue, Las Vegas, Nevada, and that such Ordinance was proposed on April 7, 2004, and will be considered for adoption at the a regular meeting of the City Council of the City of Las Vegas held on April 21, 2004.

/s/ Barbara Jo Ronemus  
City Clerk

(End of Form of Publication of Notice of Deposit of An Ordinance)

Section 21. After this Ordinance is signed by the Mayor and attested and sealed by the Clerk, this Ordinance shall be published once by its title only, together with the names of the Councilmembers voting for or against its passage, such publication to be made in the Las Vegas Review-Journal, a newspaper published and having a general circulation in the City, such publication to be in substantially the following form:

(Form of Publication of Adoption of Ordinance)  
**ORDINANCE NO.**  
**(of Las Vegas, Nevada)**

**AN ORDINANCE CONCERNING THE CITY OF LAS VEGAS,  
NEVADA SPECIAL IMPROVEMENT DISTRICT NOS. 1487,  
1493 AND 1503 AND AUTHORIZING AND DIRECTING THE  
ISSUANCE OF A GENERAL OBLIGATION INTERIM  
WARRANT FOR THE PAYMENT OF THE COSTS AND  
EXPENSES WITHIN SUCH DISTRICTS.**

PUBLIC NOTICE IS HEREBY GIVEN, and that such Ordinance was proposed on April 7, 2004, and was passed at the meeting held on April 21, 2004, 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 \_\_\_\_\_, 2004, i.e., the day after the publication of such Ordinance by its title only.

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

DATED this April 21, 2004.

/s/ Oscar Goodman  
Mayor

Attest:

/s/ Barbara Jo Ronemus

City Clerk

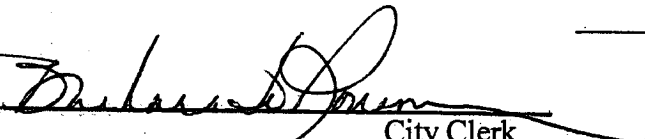
(End of Form of Publication)

Section 22. 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 the Warrant at his or her address last shown on the registration records, appoint a successor Registrar or Paying Agent, or both. No resignation or dismissal of the Registrar or Paying Agent may take effect until a successor is appointed. It shall not be required that the same institution 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. Any successor by merger with the Registrar and Paying Agent is automatically appointed as Registrar and Paying Agent hereunder without any further action of the Council, as long as the successor otherwise is qualified to act as Registrar and Paying Agent pursuant to this section. Any bank, trust company or national banking association into which the Registrar and/or Paying Agent or its successor may be converted, merged or with which it may be consolidated, or to which it may sell or otherwise transfer all or substantially all of its corporate trust business shall be the successor of the Registrar and/or Paying Agent under this Ordinance with the same rights, powers, duties and obligations and subject to the same restrictions, limitations, and liabilities as its predecessor, all without the execution or filing of any papers or any further act on the part of any of the parties hereto, anything herein to the contrary notwithstanding.

Section 23. If any section, paragraph, clause or other provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or other provision shall not affect any of the remaining provisions of this Ordinance.

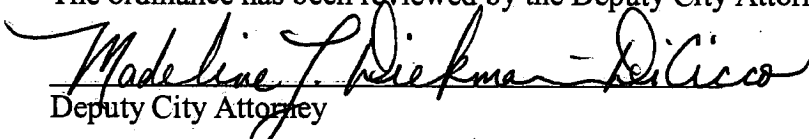
Adopted April 21, 2004.

(SEAL)

Attest:   
City Clerk

  
Mayor

The ordinance has been reviewed by the Deputy City Attorney:

  
Deputy City Attorney

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

I, Barbara Jo Ronemus, the duly chosen and qualified City Clerk of Las Vegas (the "City"), in the State of Nevada, do hereby certify:

1. The foregoing pages constitute a true, correct, complete and compared copy of an ordinance which was introduced at the meeting of the Council on April 7, 2004 and finally adopted and approved on April 21, 2004.

2. The following members of the Council were present at the April 7, 2004 Council meeting:

Mayor:	Oscar B. Goodman
Councilmembers:	Gary Reese
	Larry Brown
	Lawrence Weekly
	Michael Mack
	Janet Moncrief
Those Absent:	Lynette Boggs McDonald

3. The foregoing Ordinance was first proposed and read by title to the City Council on April 7, 2004, and referred to a committee for recommendation; thereafter the said committee reported favorably on said Ordinance on April 21, 2004, which was a regular meeting of said Council; that at said regular meeting, the proposed Ordinance was again read by title to the City Council and adopted. The members of the City Council were present at the April 21, 2004 meeting and voted upon the adoption of the Ordinance as follows:

Those Voting Aye:	Oscar B. Goodman
	Gary Reese
	Larry Brown
	Lawrence Weekly
	Michael Mack
Those Voting Nay:	NONE
Those Absent:	Janet Moncrief

4. The original of the Ordinance has been approved and authenticated by the signatures of the Mayor of the City and myself as Clerk of the City, and sealed with the seal of the City, and has been recorded in the journal of the Council kept for that purpose in my office, which record has been duly signed by such officers and properly sealed.

5. All members of the Council were given due and proper notice of the meetings held on April 7, 2004 and April 21, 2004. Pursuant to § 241.020, Nevada Revised Statutes, written notice of the meetings was given no later than 9:00 a.m. on the third working day before the meetings including in the notice the time, place, location, and agenda of the meeting:

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

- (i) Court Clerk's Office Bulletin Board  
City Hall Plaza  
Las Vegas, Nevada
- (ii) City Hall Plaza  
Special Outside Posting Bulletin Board  
Las Vegas, Nevada
- (iii) Las Vegas Library  
833 Las Vegas Boulevard North  
Las Vegas, Nevada
- (iv) Clark County Government Center  
500 South Grand Central Parkway  
Las Vegas, Nevada
- (v) Grant Sawyer Building  
555 E. Washington Avenue  
Las Vegas, Nevada

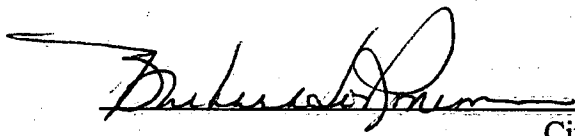
and

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

6. A copy of such notice so given of the meeting of the Council on April 7, 2004 is attached to this certificate as Exhibit A and a copy of the notice so given of the meeting of the Council on April 21, 2004 is attached to this certificate as Exhibit B.

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

**IN WITNESS WHEREOF**, I have hereunto set my hand on this April 21, 2004.

  
\_\_\_\_\_  
City Clerk

(SEAL)

**EXHIBIT A**  
**(Attach Copy of Notice of April 7, 2004 Meeting)**

# CITY COUNCIL AGENDA

APRIL 7, 2004

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## CITY COUNCIL AGENDA

COUNCIL CHAMBERS • 400 STEWART AVENUE • PHONE 229-6011

CITY OF LAS VEGAS INTERNET ADDRESS: <http://www.lasvegasnevada.gov>

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

COUNCILMEMBERS: LARRY BROWN (Ward 4), LYNETTE BOGGS McDONALD (Ward 2),

LAWRENCE WEEKLY (Ward 5), MICHAEL MACK (Ward 6), JANET MONCRIEF (Ward 1)

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

**APRIL 7, 2004**

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

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

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

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

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

### CEREMONIAL MATTERS

- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
- INVOCATION - MAJOR WILLIAM RAIHL, CLARK COUNTY COORDINATOR FOR SALVATION ARMY
- PLEDGE OF ALLEGIANCE
- RECOGNITION OF THE CITIZEN OF THE MONTH
- RECOGNITION OF FAIR HOUSING MONTH
- RECOGNITION OF THE CITY CENTRE DEVELOPMENT CORPORATION
- RECOGNITION OF THE WORLD CUP FLAG FOOTBALL CHAMPIONS
- RECOGNITION OF ENVIRONMENTAL AWARENESS MONTH

## **BUSINESS ITEMS**

1. Any items from the morning session that the Council, staff and/or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time
2. Approval of the Final Minutes by reference of the Regular City Council Meetings of February 18, 2004 and March 3, 2004 and the Recessed City Council Meeting of March 5, 2004

## **CONSENT AGENDA**

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

### **ADMINISTRATIVE SERVICES - CONSENT**

3. Approval of an amendment to the Interlocal Agreement with Clark County, Henderson, North Las Vegas, Boulder City and the City of Las Vegas to provide funds for the Community Triage Center (\$216,947 - General Fund)

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

4. Approval of Service and Material Checks/Payroll Checks/Wires Transfers/Other Checks and Investments
5. Approval of the Fiscal Year 2004 budget for the City Parkway IV A, Inc. (\$26,000 - Industrial Development Special Revenue Fund) - Ward 5 (Weekly)
6. Approval of the Fiscal Year 2004 operating budget for the City Parkway IV, Inc. and City Parkway V, Inc., combined (\$71,269 - Industrial Development Special Revenue Fund) - Ward 5 (Weekly)
7. Approval of the Fiscal Year 2004 operating budget for the Office District Parking I, Inc. (\$3,000 - Industrial Development Special Revenue Fund) - Ward 5 (Weekly)
8. Approval of a Special Event License for Whole Foods Market, Inc., Location: Whole Foods Market, 8855 West Charleston Boulevard, Date: April 15, 25, May 1, 8, 31, Type: Special Event Beer/Wine, Event: Wine Tastings, Responsible Person in Charge: Sandra Benton - Ward 2 (L.B. McDonald)
9. Approval of a Special Event License for St. Anne Parish Community, Location: St. Ann Catholic School, 1813 South Maryland Parkway, Dates: April 17-18, 2004, Type: Special Event General, Event: St. Anne Parish Community Fun Fair 2004 Fundraiser, Responsible Person in Charge: Carol Rose - Ward 3 (Reese)
10. Approval of a Supper Club License subject to the provisions of the planning and fire codes and Health Dept. regulations, Chicago America Holding, LLC, dba BJ's Restaurant & Brewhouse, 10840 West Charleston Boulevard, Paul A. Motenko, Mgr, Chicago Pizza & Brewery, Inc., a publicly traded company, Mmbr, 100%, Paul A. Motenko, COB, Co-CEO, VP, Secy - Ward 2 (L.B. McDonald)
11. Approval of a new Restricted Gaming License for 5 slots, HWEH, Inc., dba Arcø AM/PM Store #5313, 1550 North Rancho Drive, Heung S. Kim, Dir, Pres, Secy, Treas, 100% - Ward 5 (Weekly)
12. Approval of a new Restricted Gaming License for 4 slots, Aloha Laundry and Cleaners, Ltd., dba Aloha Laundry, 1404 South 3rd Street, Mary-Kay Pa, Mmbr, 100%, Gregory H. K. Pa, Mgr - Ward 1 (Moncrief)

## FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

13. Approval of a new Restricted Gaming License for 7 slots, Spickler-Olenak, LLC, dba Munchies, 6390 West Lake Mead Boulevard, Jason W. Olenak, Mmbr, 50%, Kimberly A. Olenak, Mmbr, 50% - Ward 6 (Mack)
14. Approval of a new Burglar Alarm Service License, Angela M. Gullotta, dba Alarm Specialists, 4202 Carrie Hills Avenue, Angela M. Gullotta, 100% - North Las Vegas
15. Approval of Change of Location for a Burglar Alarm Service License, All Protection Security, Inc., dba All Protection Security, Inc., From: 42217 Rio Nedo, Suite A-204, Temecula, California, To: 2000 South Jones Boulevard, Suite 230, John P. Haecker, Pres, 52.5%, David M. Ray, VP, 47.5% - Ward 1 (Moncrief)
16. Approval of Change of Business Name for a Massage Establishment License, Richard William Harris, dba From: Fitness Massage Therapy, To: The Massage Group, 7980 West Sahara Avenue, Richard W. Harris, 100% - Ward 1 (Moncrief)
17. Approval of award of contract for Request for Proposal No. 040072-CW, Oracle 11i Software Migration Implementation Service - Department of Information Technologies - Award recommended to: SOLBOURNE COMPUTER, INC. (\$2,187,172 - Computer Services Internal Service Fund)
18. Approval of award of Bid Number 03.1730.12-LED, Downtown Street Rehabilitation, Phase 3 and Street Rehabilitation - Mayfair Neighborhood, Phase 2 and the construction conflicts and contingency reserve set by Finance and Business Services - Department of Public Works - Award recommended to: LAS VEGAS PAVING CORPORATION (\$1,487,451 - Public Works Capital Projects Fund) - Ward 5 (Weekly)
19. Approval of award of Contracts 040275 and 040278, SPESCOM Software and Support and Maintenance - Department of Information Technologies - Award recommended to: SPESCOM SOFTWARE, INC. (\$944,162 - Computer Services Internal Service Fund)
20. Approval of award of Contract 040120, professional services contract for the Northwest Regional Open Space Plan - Department of Planning and Development - Award recommended to: GREENWAYS, INC. (\$235,780 - Parks and Leisure Activities Capital Projects Fund) - Wards 4 and 6 (Brown and Mack)
21. Approval of award of Contract 040269, annual audit services of the City of Las Vegas and the Redevelopment Agency for Fiscal Years 2004, 2005, and 2006 - Department of Finance and Business Services - Award recommended to: KPMG LLC (\$156,000 - General Fund)
22. Approval of Contract 030366-LW, Psychological Assessment Services for Fire and Rescue and Detention - Department of Human Resources - Award recommended to: HARRISON C. STANTON AND ASSOCIATES, LLC (\$100,000 - General Fund)
23. Approval of award of Bid Number 040193-KF, Annual Requirements Contract for Fire Hydrant Parts - Department of Fire and Rescue - Award recommended to: STANDARD WHOLESALE SUPPLY for Lots II & IV, NATIONAL WATERWORKS for Lot I, FERGUSON ENTERPRISES, INC. for Lots III and VII and UNITED STATES PIPE & FOUNDRY CO. for Lot VI (Estimated annual aggregate amount of \$82,000 - General Fund)
24. Approval of issuance of a purchase order for an annual requirements contract for Freightliner, Sterling Western Star and Ford L & C Series truck OEM parts and service - Department of Fire and Rescue - Award recommended to: LAS VEGAS FREIGHTLINER (Estimated annual amount of \$65,000 - General Fund)
25. Approval of award of Bid Number 040230-KF, Class 6 Truck - Department of Fire and Rescue - Award recommended to: LAS VEGAS FREIGHTLINER (\$54,092 - Fire Equipment Internal Service Fund)
26. Approval of issuance of a purchase order for four (4) auto-pulse resuscitation systems - Department of Fire and Rescue - Award recommended to: REVIVANT CORPORATION (\$49,745.84 - Public Education Special Revenue Fund)
27. Approval of award of Bid Number 03.19402.05-CW, Install Exterior Insulation Foam System at City Hall, 400 Stewart Avenue, and approve the construction conflicts and contingency reserve set by Finance and Business Services - Department of Field Operations - Award recommended to: M&H BUILDING SPECIALTIES, INC. (\$51,314 - City Facilities Capital Projects Fund) - Ward 5 (Weekly)

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

28. Approval of issuance of a purchase order for firefighters test preparation manuals and test booklets - Department of Human Resources - Award recommended to: FIREFIGHTER SELECTION, INC. (\$30,569.34 - General Fund)

## **FIRE AND RESCUE DEPARTMENT - CONSENT**

29. Approval authorizing Las Vegas Fire & Rescue to execute a Secondary User's Agreement with American Medical Response - Las Vegas for the transfer of interoperable radio equipment for public safety communications - All Wards
30. Approval of Temporary Access and Indemnification Agreement between the City of Las Vegas and the Vestin Group for conducting technical rescue training exercises at the Castaways Hotel Casino and Bowling Center between April and October 2004 - Ward 3 (Reese)
31. Approval of an Interlocal Agreement between the City of Las Vegas and the Las Vegas Paiute Tribal Police Department for the transfer of interoperable radio equipment for public safety communications - All Wards
32. Approval of an Interlocal Agreement between the City of Las Vegas and the Clark County School District for the transfer of interoperable radio equipment for public safety communications - All Wards
33. Approval authorizing Las Vegas Fire & Rescue to execute a Secondary User's Agreement with Southwest Ambulance for the transfer of interoperable radio equipment for public safety communications - All Wards
34. Approval of a contract renewal between the City of Las Vegas and Trauma Intervention Programs, Inc. (\$46,884 - General Fund) - All Wards

## **HUMAN RESOURCES DEPARTMENT - CONSENT**

35. Approval of the revised City Health Insurance Employee Benefit Plan Document

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

36. Approval of recommendation of lands to be disposed of by the Bureau of Land Management (BLM) in the Spring 2005 Public Sale - Ward 6 (Mack).

## **PUBLIC WORKS DEPARTMENT - CONSENT**

37. Approval of Second Supplemental Interlocal Contract 389b Jones Boulevard/Las Vegas Beltway to Elkhorn Road between the City of Las Vegas and the Southern Nevada Regional Transportation Commission to increase the amount of the Interlocal Contract (\$60,000 - Southern Nevada Regional Transportation Commission) - Ward 6 (Mack)
38. Approval of Interlocal Contract 388b Alexander Road/Hualapai Way - Cheyenne Avenue to Cimarron Road between the City of Las Vegas and the Southern Nevada Regional Transportation Commission for Engineering, Right-of-Way Other and Construction (\$6,341,047 - Southern Nevada Regional Transportation Commission) - Ward 6 (Mack)
39. Approval of Fourth Supplemental Interlocal Contract LAS.19.B.01 Owens Avenue System Rancho Drive to I-15 between the City of Las Vegas and the Clark County Regional Flood Control District to increase funding for Construction Management (\$96,000 - Clark County Regional Flood Control District) - Ward 5 (Weekly)
40. Approval of Interlocal Contract #461 - ITS Communication Infrastructure Project between the City of Las Vegas and the Southern Nevada Regional Transportation Commission for engineering design, contract administration, surveying, inspection, testing, utility relocation and construction (\$6,500,000 - Southern Nevada Regional Transportation Commission) - All Wards

## PUBLIC WORKS DEPARTMENT - CONSENT

41. Approval of a Seventh Supplemental Cooperative Agreement - Traffic Capacity and Safety Improvements - Second Program Year between the City of Las Vegas, Clark County and the Southern Nevada Regional Transportation Commission to reduce funding and close the project (\$-23,458.96 reduction - Clark County) - All Wards
42. Approval of Third Supplemental Interlocal Contract #321c Vegas Drive/Rancho Drive to I-15 between the City of Las Vegas and the Southern Nevada Regional Transportation Commission to purchase right-of-way, perform construction inspection and construct roadway improvements (\$104,000 - Southern Nevada Regional Transportation Commission) - Ward 5 (Weekly)
43. Approval to file an amendment to Right-of-Way Grant Number N-75757 with the Bureau of Land Management for roadway, sanitary sewer and drainage purposes for portions of land lying within the Northeast Quarter of Section 7, Township 19 South, Range 60 East, Mount Diablo Meridian, generally located on the southwesterly side of U.S. 95, approximately 1,320 feet west of the Fort Apache Road alignment, APN 125-07-601-003 - Ward 6 (Mack)
44. Approval of Contract Modification #1 with Frehner Construction for additional work necessary to complete the Vegas Drive/Owens Avenue - Rancho Road to I-15 project (\$287,560 - Regional Transportation Commission - \$265,440 - Clark County Regional Flood Control District) - Ward 5 (Weekly)
45. Approval of a Third Amendment to Professional Services Agreement with Kimley-Horn Associates, Inc. for additional engineering services for the Vegas Drive/Owens Avenue - Rancho Drive to Interstate 15 Project (\$19,200 - Clark County Regional Flood Control District - \$20,800 - Regional Transportation Commission) - Ward 5 (Weekly)
46. Approval of a Second Amendment to Professional Services Agreement with Ninyo and Moore for the continuation of the operation and maintenance of the Gateway Remediation System (\$71,978 - Sanitation Funds, 95% of which is to be reimbursed by the Nevada Division of Environmental Protection) - Ward 3 (Reese)
47. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - White 1998 Trust, Timothy L. and Susan A. White, Trustees, owners (southwest corner of Regena Avenue and Conquistador Street, APN 125-30-101-038) - County (near Ward 6 - Mack)
48. Approval of an Encroachment Request from Anthony Bock on behalf of Congregation Sharrei Tefilla, owner (area bound by Charleston Boulevard, 17th Street, Sahara Avenue, Santa Rosa Drive, Rexford Place, Oakley Boulevard, and Sixth Street) - Ward 3 (Reese)
49. Approval of an Encroachment Request from Tetra Tech, Incorporated, on behalf of Spinnaker Homes V, LLC, owner (northeast corner of Fort Apache Road and Deer Springs Way) - Ward 6 (Mack)
50. Approval of an Encroachment Request from Integrity Engineering on behalf of Desert Lincoln-Mercury, Incorporated, owner (Duneville Street and Westwind Road) - Ward 1 (Moncrief)
51. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Wright Engineers on behalf of Carina Corporation, owners (southwest corner of Washburn Road and Buffalo Drive, APNs 125-33-704-001, 125-33-704-002, 125-33-704-003, and 125-33-704-004) - County (near Ward 6 - Mack)
52. Approval of an Encroachment Request from G. C. Wallace, Incorporated, on behalf of Sunrise Mountainview Hospital, owner (southeast corner of Cheyenne Avenue and Tenaya Way) - Ward 4 (Brown)
53. Approval of an Encroachment Request from Wright Engineers on behalf of Kimball Hill Homes Nevada, Incorporated, owner (southeast corner of Racel Street and Cimarron Road) - Ward 6 (Mack)
54. Approval of Contract Modification #1 with Harris & Associates, Inc. for construction management services for the Vegas Drive/Owens Avenue - Rancho Drive to I-15 project (\$104,000 - Regional Transportation Commission - \$96,000 - Clark County Regional Flood Control District) - Ward 5 (Weekly)
55. Approval of City of Las Vegas' portion of the Clean Water Coalition (CWC) FY 2004-2005 Tentative Annual Operating Budget - Annual Capital budget for the Systems Conveyance and Operations Program (SCOP) - (\$3,814,600 - Sanitation Fund) - Clark County

## **PUBLIC WORKS DEPARTMENT - CONSENT**

56. Approval of an Interlocal Agreement between the Clean Water Coalition, the City of Las Vegas, the City of Henderson and the Clark County Water Reclamation District allowing these member agencies to provide different types of support services such as financial, legal, and human resources to the Clean Water Coalition - All Wards
57. Approval of a Second Amendment to a Professional Services Agreement with The WLB Group, Inc. for additional design services of a lighted tennis court and park signage for Parson Park (Patriot Community Park) located at 4050 Thom Boulevard (\$21,760 - Parks and Leisure Activities Capital Projects Fund) - Ward 6 (Mack)

## **RESOLUTIONS - CONSENT**

58. R-50-2004 - Approval of a Resolution supporting the Lincoln County Lands Act
59. R-51-2004 - Approval of a Resolution directing the City Treasurer to prepare the Fifty-Eighth Assessment Lien Apportionment Report for Special Improvement District No. 808 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
60. R-52-2004 - Approval of a Resolution approving the Fifty-Eighth Assessment Lien Apportionment Report for Special Improvement District No. 808 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
61. R-53-2004 - Approval of a Resolution directing the City Treasurer to prepare the Ninth Assessment Lien Apportionment Report for Special Improvement District No. 809 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
62. R-54-2004 - Approval of a Resolution approving the Ninth Assessment Lien Apportionment Report for Special Improvement District No. 809 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
63. R-55-2004 - Approval of a Resolution directing the City Engineer to prepare preliminary plans for Special Improvement District No. 1490 - Tenaya Way (Northern Beltway To Elkhorn Road) (Capital Projects Fund - Special Assessments) - Ward 6 (Mack)
64. R-56-2004 - Approval of a Resolution Awarding Bid for Special Improvement District No. 1501 - Downtown Street Rehabilitation Phase III (\$51,232.50 - Capital Projects Fund - Special Assessments) - Ward 5 (Weekly)
65. R-57-2004 - Approval of a Resolution concerning the City of Las Vegas, Nevada, Special Improvement District No. 607 (Cliff's Edge) and the District Financing Agreement with Cliffs Edge, LLC and similar agreements with other property owners - Ward 6 (Mack)

## **REAL ESTATE COMMITTEE - CONSENT**

66. Approval of Memorandum of Understanding #2004-03 with Lone Mountain Little League, a non-profit organization, for field modifications on five 60' fields located at Children's Memorial Park, 6601 West Gowan Road - Ward 6 (Mack)
67. Approval of a 3,400 square foot expansion to the existing Health Care and Dental Facility located at 1750 Wheeler Peak Drive in the Las Vegas Enterprise Business Park - Ward 5 (Weekly)
68. Approval of an Agreement for the Purchase and Sale of Real property between Priority One Commercial (on behalf of the City of Las Vegas) and David M. Litvak for real property known as APN 139-34-512-039 located in the vicinity of Mesquite Avenue and 7<sup>th</sup> Street (\$351,000 - City Facilities Capital Project Fund) - Ward 5 (Weekly)
69. Approval of Option Agreement for Parcel #1 with Help Las Vegas Housing Corporation II as the developer to purchase approximately 4.84 acres of City of Las Vegas land located in the vicinity of Main and Owens (currently located on a portion of Parcel #139-27-502-011) for development and construction of multi-family housing for low-income persons - Ward 5 (Weekly)
70. Approval of City Parkway IV executing a Quitclaim Deed and Assignment to transfer approximately 56 acres of APN 139-34-110-003 to City Parkway V and for City Parkway V to accept such transfer - Ward 5 (Weekly)

## **DISCUSSION / ACTION ITEMS**

### **ADMINISTRATIVE - DISCUSSION**

71. ABEYANCE ITEM - Discussion and possible action to establish an employment policy for state legislators and other elected or appointed government officials

### **CITY ATTORNEY - DISCUSSION**

72. Discussion and possible action regarding Complaint seeking disciplinary action against Carey Sam Anderson d/b/a Anderson Snack Shack, 516 Jackson Avenue, Las Vegas, Clark County, Nevada, for violations of Titles 6 and 9 of the Las Vegas Municipal Code and NRS Chapter 446 - Ward 5 (Weekly)

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

73. Discussion and possible action regarding Temporary Approval of Change of Ownership for a Beer/Wine/Cooler Off-sale License subject to Health Dept. regulations, From: Bells Market Partnership, Caroline Yousif, Ptnr, 50%, Jamal Jeberaeel, Ptnr, 50%, To: Sabah Shoshani, dba Bells Market, 720 West Owens Avenue, Sabah H. Shoshani, 100% - Ward 5 (Weekly)
74. Discussion and possible action regarding a Six Month Review of a Beer/Wine/Cooler Off-sale License, Melva Boyd, dba Lucky Champ, 1420 West Bonanza Road, Melva D. Boyd, 100% - Ward 5 (Weekly)
75. Discussion and possible action regarding a Six Month Review of a Package License and a Restricted Gaming License for 11 slots, Hirmis B. Haron, dba Stewart Market, 2021 Stewart Avenue, Hirmis B. Haron, 100% - Ward 3 (Reese)
76. Discussion and possible action regarding Temporary Approval of a New Martial Arts Instruction Business License subject to the provisions of the fire codes, American Taekwondo Federation, LLC, dba ATF Black Belt Academy, 3211 North Tenaya Way, #105, Mark L. Robb, Mgr, Mmbr, 49%, Allan S. Melatti, Mgr, Mmbr, 51% - Ward 4 (Brown)
77. Discussion and possible action regarding a Six Month Review of a Massage Establishment License, Princess Massage, LLC, dba Princess Massage, 2212 Paradise Road, Douglas R. Wingo, Mmbr, 100% - Ward 3 (Reese)
78. Discussion and possible action regarding a Six Month Review of a Massage Establishment License, Cathay Massage, Inc., dba Cathay Massage, Inc., 7450 West Cheyenne Avenue, Suite 113, Chen H. Liu, Dir, Pres, Secy, Treas, 100% - Ward 4 (Brown)
79. Discussion and possible action regarding an Appeal of Revocation of Business License for an Independent Massage Therapist License, Yi Li Liu, dba Yi Li Liu, 2120 Paradise Road, Suite 110, Yi Li Liu, 100% - Ward 3 (Reese)

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

80. Discussion and possible action on an allocation of \$200,000 in Federal HOME funds to Economic Opportunity Board to operate their Homebuyer Assistance Program - All Wards

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

81. Discussion and possible action on amendments to the Southern Nevada Water Authority Drought Plan - All Wards

## RESOLUTIONS - DISCUSSION

82. R-58-2004 - Discussion and possible action regarding a Resolution Adopting a Permit and Service Fee Schedule for the Department of Fire and Rescue
83. R-59-2004 - Discussion and possible action regarding a Resolution adopting the Las Vegas Boulevard Scenic Byway Corridor Management Plan as an addendum to the Neighborhood Revitalization Component of the City of Las Vegas 2020 Master Plan - All Wards

## BOARDS & COMMISSIONS - DISCUSSION

84. ABEYANCE ITEM - PARK & RECREATION ADVISORY COMMISSION – Malcolm D. White, Term Expiration 4-1-2004
85. ABEYANCE ITEM - CHILD CARE LICENSING BOARD – Lolanda Bunch, Term Expiration 6-2007 (Resigned)

## REAL ESTATE COMMITTEE - DISCUSSION

86. Discussion and possible action regarding a Real Property Conveyance Agreement with Stella Lake Partners, LLC, for the acquisition and development of a 120,000 square foot FBI headquarters on a 5.32-acre parcel located at the Southeast corner of Stella Lake Street and Lake Mead Boulevard, APN 139-21-313-002 (010-290-) - Ward 5 (Weekly)

## RECOMMENDING COMMITTEE REPORTS - DISCUSSION

### BILLS ELIGIBLE FOR ADOPTION AT A LATER MEETING

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

87. TABLED ITEM - Bill No. 2003-78 – Establishes locational restrictions for the uses “auto pawn,” “auto title loan,” and “specified financial institution.” Proposed by: Robert S. Genzer, Director of Planning and Development
88. Bill No. 2004-17 – Annexation No. ANX-3693 – Property location: On the northeast corner of Michelli Crest Way and Bath Drive; Petitioned by: Cliffs Edge, LLC; Acreage: 2.60 acres; Zoned: R-U (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Michael Mack
89. Bill No. 2004-18 – Annexation No. ANX-3714 – Property location: On the southwest corner of Chieftain Street and Bath Drive; Petitioned by: James and Lori Kibler; Acreage: 2.53 acres; Zoned: R-E (County zoning), U (TC) (City equivalent). Sponsored by: Councilman Michael Mack
90. Bill No. 2004-19 – Annexation No. ANX-3740 – Property location: On the east side of Fairhaven Street, 1,170 feet south of Lake Mead Boulevard; Petitioned by: Cytha Price, et al.; Acreage: 1.00 acres; Zoned: R-E (County zoning), U (GC) (City equivalent). Sponsored by: Councilman Lawrence Weekly
91. Bill No. 2004-20 – Revises the zoning standards and procedures for converting public streets into private streets in existing subdivisions. Sponsored by: Councilwoman Janet Moncrief
92. Bill No. 2004-21 – Updates the City’s emergency management provisions. Sponsored by: Mayor Oscar B. Goodman

## NEW BILLS

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

93. Bill No. 2004-22 - Interim warrant ordinance providing for the issuance of a General Obligation Interim Warrant for Special Improvement Districts #1487 (Jones - Beltway to Elkhorn) not to exceed \$1,200,000 - Ward 6 (Mack), #1493 (Alexander/Hualapai - Cheyenne to Cimarron) not to exceed \$740,000 - Ward 4 (Brown), and #1503 (Durango - Tropical to Clark County Highway 215) not to exceed \$300,000 - Ward 6 (Mack)
94. Bill No. 2004-23 - Annexation No. ANX-3835 - Property location: On the northeast corner of Cartier Avenue and Maverick Street; Petitioned by: Saint Mary Coptic Orthodox Church; Acreage: 2.42 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Lawrence Weekly
95. Bill No. 2004-24 - Annexation No. ANX-3871 - Property location: On the southwest corner of Buffalo Drive and Iron Mountain Road; Petitioned by: CCM Trust; Acreage: 10.75 acres; Zoned: R-E (County zoning), U (R-E) (City equivalent). Sponsored by: Councilman Michael Mack
96. Bill No. 2004-25 - Establishes zoning requirements for swap meets. Sponsored by: Councilman Gary Reese
97. Bill No. 2004-26 - Establishes the "Las Vegas Boulevard Scenic Byway Overlay District," together with related regulations governing signage. Proposed by: Robert S. Genzer, Director of Planning and Development
98. Bill No. 2004-27 - Authorizes the issuance of the City of Las Vegas, Nevada Special Improvement District No. 707 (Summerlin Area) Senior Local Improvement Refunding Bonds, Series 2004
99. Bill No. 2004-28 - Updates the description of the City ward boundaries to reflect annexations, as well as other changes made by the Clark County Election Department in the numbering and description of election precincts. Proposed by: Barbara Jo Ronemus, City Clerk
100. Bill No. 2004-29 - Authorizes the issuance of the City of Las Vegas General Obligation (Limited Tax) Sewer Refunding Bonds (Additionally Secured by Pledged Revenues), Series 2004 - Various Wards

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

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

## HEARINGS - DISCUSSION

102. Public hearing on local improvement district for Special Improvement District No. 1485 - Alta Drive (Landscape Maintenance - FY2005) - (\$41,902.50 - Capital Projects Fund - Special Assessments) - Ward 1 (Moncrief)
103. Required 30-day extension and review regarding the appeal of the Notice and Order to Abate Dangerous Building/Demolition at 880 E. Sahara Ave. PROPERTY OWNERS: DESERT PALMS INVESTMENT GROUP LLC - Ward 3 (Reese)
104. Public hearing to consider the report of expenses to recover costs for abatement of nuisance/litter located at 1733 N. Decatur Blvd. PROPERTY OWNER: TELOS ENTERPRISES, INC. - Ward 5 (Weekly)
105. Public hearing to consider the report of expenses to recover costs for abatement of nuisance/litter located at 740 N 11th St. PROPERTY OWNER: WASHINGTON MUTUAL BANK F A - Ward 5 (Weekly)

## PLANNING & DEVELOPMENT DEPARTMENT

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

### PLANNING & DEVELOPMENT DEPARTMENT – CONSENT

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

106. EXTENSION OF TIME - EOT-3962 - APPLICANT: STANPARK CONSTRUCTION - OWNER: KOLOB, LIMITED LIABILITY COMPANY - Request for an Extension of Time of an approved Special Use Permit (U-0156-99) FOR ALCOHOLIC BEVERAGE SALES adjacent to the northeast corner of Centennial Parkway and Durango Drive (APN: 125-20-801-002), T-C (Town Center) Zone [SC-TC (Service Commercial - Town Center) Land Use Designation], Ward 6 (Mack). Staff recommends APPROVAL
107. EXTENSION OF TIME - EOT-3963 - APPLICANT: STANPARK CONSTRUCTION - OWNER: KOLOB, LIMITED LIABILITY COMPANY - Request for an Extension of Time of an approved Special Use Permit (U-0154-99) FOR AN AUTO REPAIR GARAGE, MINOR adjacent to the northeast corner of Centennial Parkway and Durango Drive (APN: 125-20-801-002), T-C (Town Center) Zone [SC-TC (Service Commercial - Town Center) Land Use Designation], Ward 6 (Mack). Staff recommends APPROVAL
108. EXTENSION OF TIME - EOT-3964 - APPLICANT: STANPARK CONSTRUCTION - OWNER: KOLOB, LIMITED LIABILITY COMPANY - Request for an Extension of Time of an approved Special Use Permit (U-0149-99) FOR A SUPPER CLUB adjacent to the northeast corner of Centennial Parkway and Durango Drive (APN: 125-20-801-002), T-C (Town Center) Zone [SC-TC (Service Commercial - Town Center) Land Use Designation], Ward 6 (Mack). Staff recommends APPROVAL
109. EXTENSION OF TIME - EOT-3965 - APPLICANT: STANPARK CONSTRUCTION - OWNER: KOLOB, LIMITED LIABILITY COMPANY - Request for an Extension of Time of an approved Special Use Permit (U-0155-99) FOR A RESTAURANT WITH DRIVE THRU adjacent to the northeast corner of Centennial Parkway and Durango Drive (APN: 125-20-801-002), T-C (Town Center) Zone [SC-TC (Service Commercial - Town Center) Land Use Designation], Ward 6 (Mack). Staff recommends APPROVAL
110. EXTENSION OF TIME - EOT-3966 - APPLICANT: STANPARK CONSTRUCTION - OWNER: KOLOB, LIMITED LIABILITY COMPANY - Request for an Extension of Time of an approved Special Use Permit (U-0153-99) FOR AN AUTOMATIC CAR WASH adjacent to the northeast corner of Centennial Parkway and Durango Drive (APN: 125-20-801-002), T-C (Town Center) Zone [SC-TC (Service Commercial - Town Center) Land Use Designation], Ward 6 (Mack). Staff recommends APPROVAL
111. EXTENSION OF TIME - EOT-3967 - APPLICANT: STANPARK CONSTRUCTION - OWNER: KOLOB, LIMITED LIABILITY COMPANY - Request for an Extension of Time of an approved Special Use Permit (U-0152-99) FOR A CONVENIENCE STORE WITH FUEL PUMPS adjacent to the northeast corner of Centennial Parkway and Durango Drive (APN: 125-20-801-002), T-C (Town Center) Zone [SC-TC (Service Commercial - Town Center) Land Use Designation], Ward 6 (Mack). Staff recommends APPROVAL
112. EXTENSION OF TIME - EOT-3992 - APPLICANT/OWNER: GOOD EARTH ENTERPRISES, INC. - Request for an Extension of Time on an approved Special Use Permit (SUP-1531) FOR A 330-UNIT ASSISTED LIVING APARTMENT COMPLEX at 233 South Sixth Street and 232 South Seventh Street (APN: 139-34-611-034, 036, 037, and 039), C-2 (General Commercial) Zone, Ward 1 (Moncrief). Staff recommends APPROVAL

## PLANNING & DEVELOPMENT DEPARTMENT – CONSENT

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

- 113.EXTENTION OF TIME - EOT-3975 - APPLICANT/OWNER: KENNETH LONG - Request for an Extension of Time on an approved Rezoning (Z-0070-99) FROM: R-1 (Single-Family Residential) TO: P-R (Professional Office and Parking) on 0.25 acres located at 717 Clark Avenue (APN: 139-34-710-048), Ward 1 (Moncrief). Staff recommends APPROVAL

## PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

- 114.REQUIRED ONE YEAR REVIEW - REVIEW OF CONDITION - PUBLIC HEARING - RQR-3881 - APPLICANT: YONO ENTERPRISES - OWNER: RICHARD AND BEATRICE STURMAN - Required One-Year Review of an approved Review of Condition (ROC-1770) [WHICH DELETED CONDITION NO. 2] of an approved Special Use Permit (U-0154-98) PROHIBITING THE SALE OF INDIVIDUAL CONTAINERS OF ANY SIZE BEER, WINE COOLERS OR SCREW CAP WINE for an existing market (Fremont Family Market and Deli) at 611 Fremont Street, Suite 20 (APN: 139-34-611-019), C-2 (General Commercial) Zone, Ward 5 (Weekly). Staff recommends DENIAL
- 115.REVIEW OF CONDITION - PUBLIC HEARING - ROC-3761 - APPLICANT/OWNER: WESTVIEW, LIMITED LIABILITY COMPANY - Request FOR A REVIEW OF CONDITION NO. 5 OF AN APPROVED SITE DEVELOPMENT PLAN REVIEW [Z-0058-01(1)] WHICH ESTABLISHED MINIMUM SITE SETBACKS on property adjacent to the southwest corner of Wittig Avenue and Tee Pee Lane (APN: 125-19-501-011 thru 014; 125-19-601-002 and 003), U (Undeveloped) Zone [L (Low Density Residential) and R (Rural Density Residential) General Plan Designations] under Resolution of Intent to R-PD5 (Residential Planned Development - 5 Units per Acre), Ward 6 (Mack). Staff recommends APPROVAL
- 116.REVIEW OF CONDITION - PUBLIC HEARING - ROC-3797 - APPLICANT/OWNER: UNITED BROTHERS ENTERPRISES, INC. - Request for a Review of Condition No. 4 of an approved Special Use Permit (U-0088-01) WHICH PROHIBITED THE SALE OF INDIVIDUAL CONTAINERS OF ANY SIZE BEER, WINE COOLERS, OR SCREW CAP WINE on property located at 2320 East Fremont Street (APN: 139-35-805-001), C-2 (General Commercial) Zone, Ward 3 (Reese). Staff recommends DENIAL
- 117.REQUIRED TWO YEAR REVIEW - PUBLIC HEARING - RQR-3691 - APPLICANT/OWNER: LAS VEGAS VALLEY WATER DISTRICT - Required Two Year Review of an approved Site Development Plan Review [Z-0026-92(3)] FOR A 4,032 SQUARE FOOT CHILD CARE CENTER IN THREE MODULAR BUILDINGS on 0.97 acres adjacent to the east side of Valley View Boulevard, approximately 1,200 feet north of Charleston Boulevard (APN: 139-31-801-006), C-V (Civic) Zone, Ward 1 (Moncrief). The Planning Commission (6-0 vote) and staff recommend APPROVAL
- 118.SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SDR-3703 - APPLICANT/OWNER: SHARON KEA - IMPERIAL HEALTH SPA - Request for a Site Development Plan Review FOR A PROPOSED HEALTH SPA, RESTAURANT AND KARAOKE BAR AND WAIVERS TO THE PERIMETER LANDSCAPING REQUIREMENTS at 1070 East Sahara Avenue (APN: 162-03-801-034, 055, 132, 033, and 069), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-0 vote) and staff recommend APPROVAL
- 119.SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SDR-3787 - APPLICANT/OWNER: SILVER STATE BANK - Request for a Site Development Plan Review and Waivers of the parking lot landscaping and building foundation landscaping standards FOR A PROPOSED 5,000 SQUARE-FOOT OFFICE BUILDING on 0.46 acres located at 8901 West Sahara Avenue (APN: 163-08-120-036), C-1 (Limited Commercial) Zone, Ward 2 (L.B. McDonald). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL

## PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

120. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SDR-3795 - APPLICANT/OWNER: NORTHWEST 95 LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review and Waivers of the Town Center Development Standards requiring on-site open space features; parking spaces to be set back a minimum of 15 feet from property lines; parking lots to be located away from street front; and walkways between parking lots and rows of parking spaces FOR A PROPOSED 293,355 SQUARE-FOOT RETAIL CENTER on 46 acres adjacent to the northwest and northeast corners of Severence Lane and Oso Blanca Road (APN: 125-17-301-003 and a portion of 125-17-701-001) T-C (Town Center) Zone [SC-TC (Service Commercial – Town Center) land use designation], Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL
121. MAJOR MODIFICATION TO THE MONTECITO DEVELOPMENT AGREEMENT - PUBLIC HEARING - MOD-3735 - APPLICANT: RICHMOND AMERICAN HOMES - OWNERS: JAMES R. TUCKER FAMILY TRUST AND JAMES TUCKER TRUST - Request for a Major Modification to the Montecito Development Agreement TO ADD 10 ACRES TO THE OVERALL PLAN AREA adjacent to the southeast corner of Deer Springs Way and Grand Montecito Parkway (APN: 125-20-702-001), T-C (Town Center) Zone [PROPOSED: ML-TC (Medium-Low Density Residential - Town Center) General Plan Designation], Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (4-0-2 vote) recommends APPROVAL
122. SPECIAL USE PERMIT RELATED TO MOD-3735 - PUBLIC HEARING - SUP-3503 - APPLICANT: RICHMOND AMERICAN HOMES - OWNERS: JAMES R. TUCKER FAMILY TRUST AND JAMES TUCKER TRUST - Request for a Special Use Permit FOR A GATED SUBDIVISION WITH PRIVATE STREETS WITHIN TOWN CENTER adjacent to the southeast corner of Deer Springs Way and Grand Montecito Parkway (APN: 125-20-702-001), T-C (Town Center) Zone [PROPOSED: ML-TC (Medium-Low Residential - Town Center) General Plan Designation], Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (4-0-2 vote) recommends APPROVAL
123. SITE DEVELOPMENT PLAN REVIEW RELATED TO MOD-3735 AND SUP-3503 - PUBLIC HEARING - SDR-3505 - APPLICANT: RICHMOND AMERICAN HOMES - OWNERS: JAMES R. TUCKER FAMILY TRUST AND JAMES TUCKER TRUST - Request for a Site Development Plan Review FOR A PROPOSED 96 LOT SINGLE FAMILY RESIDENTIAL DEVELOPMENT on 10 acres adjacent to the southeast corner of Deer Springs Way and Grand Montecito Parkway (APN: 125-20-702-001), T-C (Town Center) Zone, Ward 6 (Mack). Staff recommends DENIAL. The Planning Commission (4-0-2 vote) recommends APPROVAL
124. MAJOR MODIFICATION TO THE MONTECITO TOWN CENTER DEVELOPMENT AGREEMENT - PUBLIC HEARING - MOD-3763 - APPLICANT: MONTECITO COMPANIES, LIMITED LIABILITY COMPANY - OWNER: MTC-118, INC. - Request for a Major Modification to the Montecito Town Center Development Agreement TO ADD 5.00 ACRES TO THE OVERALL PLAN UNDER THE “MONTECITO TOWN CENTER MIXED USE COMMERCIAL” SPECIAL LAND USE DESIGNATION AND TO MODIFY SECTION 4.1 TO INCREASE COMMERCIAL SQUARE FOOTAGES AND RESIDENTIAL UNITS ACCORDINGLY, adjacent to the northwest corner of Durango Drive and Dorrell Lane (APN: 125-20-101-017), U (Undeveloped) Zone [TC (Town Center) General Plan Designation], PROPOSED: T-C (Town Center) Zone [UC-TC (Urban Center Mixed Use – Town Center) Town Center Special Land Use Designation], Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
125. REZONING RELATED TO MOD-3763 - PUBLIC HEARING - ZON-3840 - APPLICANT: MONTECITO COMPANIES, LIMITED LIABILITY COMPANY - OWNER: MTC-118, INC. - Request for a Rezoning FROM: U (Undeveloped) [TC (Town Center) General Plan Designation] TO: T-C (Town Center) on 5.00 acres adjacent to the northwest corner of Durango Drive and Dorrell Lane (APN: 125-20-101-017), Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
126. SPECIAL USE PERMIT RELATED TO MOD-3763 AND ZON-3840 - PUBLIC HEARING - SUP-3765 - APPLICANT: MONTECITO COMPANIES, LIMITED LIABILITY COMPANY - OWNER: MTC-118, INC. - Request for a Special Use Permit FOR LIQUOR SALES on Pad A of the proposed Montecito Marketplace commercial development, adjacent to the southeast corner of Elkhorn Road and Durango Drive (A portion of APN: 125-20-501-001), T-C (Town Center) Zone [UC-TC (Urban Center Mixed Use - Town Center) and MS-TC (Main Street Mixed Use - Town Center) Town Center Land Use Designations], Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL

## PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

127. SPECIAL USE PERMIT RELATED TO MOD-3763, ZON-3840 AND SUP-3765 - PUBLIC HEARING - SUP-3767 - APPLICANT: MONTECITO COMPANIES, LIMITED LIABILITY COMPANY - OWNER: MTC-118, INC. - Request for a Special Use Permit FOR GAMING (INCIDENTAL) on Pad A of the proposed Montecito Marketplace commercial development, adjacent to the southeast corner of Elkhorn Road and Durango Drive (A portion of APN: 125-20-501-001), T-C (Town Center) Zone [UC-TC (Urban Center Mixed Use - Town Center) and MS-TC (Main Street Mixed Use - Town Center) Town Center Land Use Designations], Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
128. SPECIAL USE PERMIT RELATED TO MOD-3763, ZON-3840, SUP-3765 AND SUP-3767 - PUBLIC HEARING - SUP-3769 - APPLICANT: MONTECITO COMPANIES, LIMITED LIABILITY COMPANY - OWNER: MTC-118, INC. - Request for a Special Use Permit FOR A DRIVE-THROUGH FACILITY on Pad A of the proposed Montecito Marketplace commercial development, adjacent to the southeast corner of Elkhorn Road and Durango Drive (A portion of APN: 125-20-501-001), T-C (Town Center) Zone [UC-TC (Urban Center Mixed Use - Town Center) and MS-TC (Main Street Mixed Use - Town Center) Town Center Land Use Designations], Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
129. SPECIAL USE PERMIT RELATED TO MOD-3763, ZON-3840, SUP-3765, SUP-3767 AND SUP-3769 - PUBLIC HEARING - SUP-3770 - APPLICANT: MONTECITO COMPANIES, LIMITED LIABILITY COMPANY - OWNER: MTC-118, INC. - Request for a Special Use Permit FOR A DRIVE-THROUGH FACILITY on Pad O of the proposed Montecito Marketplace commercial development, adjacent to the southeast corner of Elkhorn Road and Durango Drive (A portion of APN: 125-20-501-001), T-C (Town Center) Zone [UC-TC (Urban Center Mixed Use - Town Center) and MS-TC (Main Street Mixed Use - Town Center) Town Center Land Use Designations], Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
130. SPECIAL USE PERMIT RELATED TO MOD-3763, ZON-3840, SUP-3765, SUP-3767 SUP-3769 AND SUP-3770 - PUBLIC HEARING - SUP-3771 - APPLICANT: MONTECITO COMPANIES, LIMITED LIABILITY COMPANY - OWNER: MTC-118, INC. - Request for a Special Use Permit FOR A TAVERN on Pad P of the proposed Montecito Marketplace commercial development, adjacent to the southeast corner of Elkhorn Road and Durango Drive (A portion of APN: 125-20-501-001), T-C (Town Center) Zone [UC-TC (Urban Center Mixed Use - Town Center) and MS-TC (Main Street Mixed Use - Town Center) Town Center Land Use Designations], Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
131. SPECIAL USE PERMIT RELATED TO MOD-3763, ZON-3840, SUP-3765, SUP-3767, SUP-3769, SUP-3770 AND SUP-3771 - PUBLIC HEARING - SUP-3773 - APPLICANT: MONTECITO COMPANIES, LIMITED LIABILITY COMPANY - OWNER: MTC-118, INC. - Request for a Special Use Permit FOR GAMING (INCIDENTAL) on Pad P of the proposed Montecito Marketplace commercial development, adjacent to the southeast corner of Elkhorn Road and Durango Drive (A portion of APN: 125-20-501-001), T-C (Town Center) Zone [UC-TC (Urban Center Mixed Use - Town Center) and MS-TC (Main Street Mixed Use - Town Center) Town Center Land Use Designations], Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
132. SPECIAL USE PERMIT RELATED TO MOD-3763, ZON-3840, SUP-3765, SUP-3767, SUP-3769, SUP-3770, SUP-3771 AND SUP-3773 - PUBLIC HEARING - SUP-3774 - APPLICANT: MONTECITO COMPANIES, LIMITED LIABILITY COMPANY - OWNER: MTC-118, INC. - Request for a Special Use Permit FOR GASOLINE SALES on Pad Q of the proposed Montecito Marketplace commercial development, adjacent to the southeast corner of Elkhorn Road and Durango Drive (A portion of APN: 125-20-501-001), T-C (Town Center) Zone [UC-TC (Urban Center Mixed Use - Town Center) and MS-TC (Main Street Mixed Use - Town Center) Town Center Land Use Designations], Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
133. SPECIAL USE PERMIT RELATED TO MOD-3763, ZON-3840, SUP-3765, SUP-3767, SUP-3769, SUP-3770, SUP-3771, SUP-3773 AND SUP-3774 - PUBLIC HEARING - SUP-3776 - APPLICANT: MONTECITO COMPANIES, LIMITED LIABILITY COMPANY - OWNER: MTC-118, INC. - Request for a Special Use Permit FOR A CAR WASH on Pad Q of the proposed Montecito Marketplace commercial development, adjacent to the southeast corner of Elkhorn Road and Durango Drive (A portion of APN: 125-20-501-001), T-C (Town Center) Zone [UC-TC (Urban Center Mixed Use - Town Center) and MS-TC (Main Street Mixed Use - Town Center) Town Center Land Use Designations], Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL

## PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

134. SPECIAL USE PERMIT RELATED TO MOD-3763, ZON-3840, SUP-3765, SUP-3767, SUP-3769, SUP-3770, SUP-3771, SUP-3773, SUP-3774 AND SUP-3776 - PUBLIC HEARING - SUP-3777 - APPLICANT: MONTECITO COMPANIES, LIMITED LIABILITY COMPANY - OWNER: MTC-118, INC. - Request for a Special Use Permit FOR GAMING (INCIDENTAL) on Pad Q of the proposed Montecito Marketplace commercial development, adjacent to the southeast corner of Elkhorn Road and Durango Drive (A portion of APN: 125-20-501-001), T-C (Town Center) Zone [UC-TC (Urban Center Mixed Use - Town Center) and MS-TC (Main Street Mixed Use - Town Center) Town Center Land Use Designations], Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
135. SPECIAL USE PERMIT RELATED TO MOD-3763, ZON-3840, SUP-3765, SUP-3767, SUP-3769, SUP-3770, SUP-3771, SUP-3773, SUP-3774, SUP-3776 AND SUP-3777 - PUBLIC HEARING - SUP-3778 - APPLICANT: MONTECITO COMPANIES, LIMITED LIABILITY COMPANY - OWNER: MTC-118, INC. - Request for a Special Use Permit FOR LIQUOR SALES on Pad Q of the proposed Montecito Marketplace commercial development, adjacent to the southeast corner of Elkhorn Road and Durango Drive (A portion of APN: 125-20-501-001), T-C (Town Center) Zone [UC-TC (Urban Center Mixed Use - Town Center) and MS-TC (Main Street Mixed Use - Town Center) Town Center Land Use Designations], Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
136. SPECIAL USE PERMIT RELATED TO MOD-3763, ZON-3840, SUP-3765, SUP-3767, SUP-3769, SUP-3770, SUP-3771, SUP-3773, SUP-3774, SUP-3776, SUP-3777 AND SUP-3778 - PUBLIC HEARING - SUP-3779 - APPLICANT: MONTECITO COMPANIES, LIMITED LIABILITY COMPANY - OWNER: MTC-118, INC. - Request for a Special Use Permit FOR A TAVERN on Pad Z of the proposed Montecito Marketplace commercial development, adjacent to the southeast corner of Elkhorn Road and Durango Drive (A portion of APN: 125-20-501-001), T-C (Town Center) Zone [UC-TC (Urban Center Mixed Use - Town Center) and MS-TC (Main Street Mixed Use - Town Center) Town Center Land Use Designations], Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
137. SPECIAL USE PERMIT RELATED TO MOD-3763, ZON-3840, SUP-3765, SUP-3767, SUP-3769, SUP-3770, SUP-3771, SUP-3773, SUP-3774, SUP-3776, SUP-3777, SUP-3778 AND SUP-3779 - PUBLIC HEARING - SUP-3780 - APPLICANT: MONTECITO COMPANIES, LIMITED LIABILITY COMPANY - OWNER: MTC-118, INC. - Request for a Special Use Permit FOR GAMING (INCIDENTAL) on Pad Z of the proposed Montecito Marketplace commercial development, adjacent to the southeast corner of Elkhorn Road and Durango Drive (A portion of APN: 125-20-501-001), T-C (Town Center) Zone [UC-TC (Urban Center Mixed Use - Town Center) and MS-TC (Main Street Mixed Use - Town Center) Town Center Land Use Designations], Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
138. SPECIAL USE PERMIT RELATED TO MOD-3763, ZON-3840, SUP-3765, SUP-3767, SUP-3769, SUP-3770, SUP-3771, SUP-3773, SUP-3774, SUP-3776, SUP-3777, SUP-3778, SUP-3779 AND SUP-3780 - PUBLIC HEARING - SUP-3781 - APPLICANT: MONTECITO COMPANIES, LIMITED LIABILITY COMPANY - OWNER: MTC-118, INC. - Request for a Special Use Permit FOR A DRIVE-THROUGH FACILITY on Pad F of the proposed Montecito Marketplace commercial development, adjacent to the southeast corner of Elkhorn Road and Durango Drive (A portion of APN: 125-20-501-001), T-C (Town Center) Zone [UC-TC (Urban Center Mixed Use - Town Center) and MS-TC (Main Street Mixed Use - Town Center) Town Center Land Use Designations], Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
139. SPECIAL USE PERMIT RELATED TO MOD-3763, ZON-3840, SUP-3765, SUP-3767, SUP-3769, SUP-3770, SUP-3771, SUP-3773, SUP-3774, SUP-3776, SUP-3777, SUP-3778, SUP-3779, SUP-3780 AND SUP-3781 - PUBLIC HEARING - SUP-3783 - APPLICANT: MONTECITO COMPANIES, LIMITED LIABILITY COMPANY - OWNER: MTC-118, INC. - Request for a Special Use Permit FOR LIQUOR SALES on Pad HH of the proposed Montecito Marketplace commercial development, adjacent to the northwest corner of Durango Drive and Dorrell Lane (APN: 125-20-101-017), U (Undeveloped) Zone [TC (Town Center) General Plan Designation], PROPOSED: T-C (Town Center) Zone [UC-TC (Urban Center Mixed Use - Town Center) Town Center Land Use Designation], Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL

## PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

140. SPECIAL USE PERMIT RELATED TO MOD-3763, ZON-3840, SUP-3765, SUP-3767, SUP-3769, SUP-3770, SUP-3771, SUP-3773, SUP-3774, SUP-3776, SUP-3777, SUP-3778, SUP-3779, SUP-3780, SUP-3781 AND SUP-3783 - PUBLIC HEARING - SUP-3785 - APPLICANT: MONTECITO COMPANIES, LIMITED LIABILITY COMPANY - OWNER: MTC-118, INC. - Request for a Special Use Permit FOR GAMING (INCIDENTAL) on Pad HH of the proposed Montecito Marketplace commercial development, adjacent to the northwest corner of Durango Drive and Dorrell Lane (APN: 125-20-101-017), U (Undeveloped) Zone [TC (Town Center) General Plan Designation], PROPOSED: T-C (Town Center) Zone [UC-TC (Urban Center Mixed Use – Town Center) Town Center Land Use Designation], Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
141. SPECIAL USE PERMIT RELATED TO MOD-3763, ZON-3840, SUP-3765, SUP-3767, SUP-3769, SUP-3770, SUP-3771, SUP-3773, SUP-3774, SUP-3776, SUP-3777, SUP-3778, SUP-3779, SUP-3780, SUP-3781, SUP-3783 AND SUP-3785 - PUBLIC HEARING - SUP-3786 - APPLICANT: MONTECITO COMPANIES, LIMITED LIABILITY COMPANY - OWNER: MTC-118, INC. - Request for a Special Use Permit FOR A DRIVE-THROUGH FACILITY on Pad HH of the proposed Montecito Marketplace commercial development, adjacent to the northwest corner of Durango Drive and Dorrell Lane (APN: 125-20-101-017), U (Undeveloped) Zone [TC (Town Center) General Plan Designation], PROPOSED: T-C (Town Center) Zone [UC-TC (Urban Center Mixed Use – Town Center) Town Center Land Use Designation], Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
142. SPECIAL USE PERMIT RELATED TO MOD-3763, ZON-3840, SUP-3765, SUP-3767, SUP-3769, SUP-3770, SUP-3771, SUP-3773, SUP-3774, SUP-3776, SUP-3777, SUP-3778, SUP-3779, SUP-3780, SUP-3781, SUP-3783, SUP-3785 AND SUP-3786 - PUBLIC HEARING - SUP-3788 - APPLICANT: MONTECITO COMPANIES, LIMITED LIABILITY COMPANY - OWNER: MTC-118, INC. - Request for a Special Use Permit FOR A DRIVE-THROUGH FACILITY on Pad DD of the proposed Montecito Marketplace commercial development, adjacent to the northwest corner of Durango Drive and Dorrell Lane (APN: 125-20-101-017), U (Undeveloped) Zone [TC (Town Center) General Plan Designation], PROPOSED: T-C (Town Center) Zone [UC-TC (Urban Center Mixed Use – Town Center) Town Center Land Use Designation], Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
143. SPECIAL USE PERMIT RELATED TO MOD-3763, ZON-3840, SUP-3765, SUP-3767, SUP-3769, SUP-3770, SUP-3771, SUP-3773, SUP-3774, SUP-3776, SUP-3777, SUP-3778, SUP-3779, SUP-3780, SUP-3781, SUP-3783, SUP-3785, SUP-3786 AND SUP-3788 - PUBLIC HEARING - SUP-3789 - APPLICANT: MONTECITO COMPANIES, LIMITED LIABILITY COMPANY - OWNER: MTC-118, INC. - Request for a Special Use Permit FOR A DRIVE-THROUGH FACILITY on Pad EE of the proposed Montecito Marketplace commercial development, adjacent to the northwest corner of Durango Drive and Dorrell Lane (APN: 125-20-101-017), U (Undeveloped) Zone [TC (Town Center) General Plan Designation], PROPOSED: T-C (Town Center) Zone [UC-TC (Urban Center Mixed Use – Town Center) Town Center Land Use Designation], Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
144. SITE DEVELOPMENT PLAN REVIEW RELATED TO MOD-3763, ZON-3840, SUP-3765, SUP-3767, SUP-3770, SUP-3771, SUP-3773, SUP-3774, SUP-3776, SUP-3777, SUP-3778, SUP-3779, SUP-3780, SUP-3781, SUP-3783, SUP-3785, SUP-3786, SUP-3788 AND SUP-3789 - PUBLIC HEARING - SDR-3764 - APPLICANT: MONTECITO COMPANIES, LIMITED LIABILITY COMPANY - OWNER: MTC-118, INC. - Request for a Site Development Plan Review FOR A PROPOSED 587,750 SQUARE-FOOT MIXED-USE COMMERCIAL DEVELOPMENT on 45.6 acres in Montecito Town Center, adjacent to the southeast corner of Elkhorn Road and Durango Drive (A portion of APN: 125-20-501-001 and 125-20-101-017), T-C (Town Center) Zone [UC-TC (Urban Center Mixed Use - Town Center) and MS-TC (Main Street Mixed Use - Town Center) Land Use Designations] and U (Undeveloped) Zone [TC (Town Center) General Plan Designation], PROPOSED: T-C (Town Center) Zone [UC-TC (Urban Center Mixed Use – Town Center) Town Center Land Use Designation], Ward 6 (Mack). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
145. MAJOR MODIFICATION TO THE LONE MOUNTAIN MASTER PLAN - PUBLIC HEARING - MOD-3758 - APPLICANT: FRED LESSMAN - Request for a Major Modification to the Lone Mountain Master Plan TO ALLOW A MINI-WAREHOUSE FACILITY AS A PERMITTED USE IN THE VILLAGE COMMERCIAL SPECIAL LAND USE DESIGNATION with the approval of a Special Use Permit, Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL

## PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

146. SPECIAL USE PERMIT RELATED TO MOD-3758 - PUBLIC HEARING - SUP-4009 - APPLICANT: FRED LESSMAN - OWNER: SHADOWS HILLS PLAZA, LIMITED LIABILITY COMPANY - Request for a Special Use Permit FOR A MINI-WAREHOUSE FACILITY on the west side of Shady Timber Street, 900 feet north of Cheyenne Avenue (APN: portions of 137-12-801-001 and 137-12-401-022) U (Undeveloped) [PCD (Planned Community Development) General Plan Designation] under Resolution of Intent to PD (Planned Development) Zone [VC (Village Commercial) Lone Mountain Special Land Use Designation], Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL
147. SITE DEVELOPMENT PLAN REVIEW RELATED TO MOD-3758 AND SUP-4009 - PUBLIC HEARING - SDR-3759 - APPLICANT: FRED LESSMAN - OWNER: SHADOWS HILLS PLAZA, LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review and a Reduction in the amount of required perimeter landscaping FOR A PROPOSED MINI-WAREHOUSE FACILITY on 3.57 acres on the west side of Shady Timber Street, 900 feet north of Cheyenne Avenue (APN: portions of 137-12-801-001 and 137-12-401-022), U (Undeveloped) Zone [PCD (Planned Community Development) General Plan Designation] Under Resolution of Intent to PD (Planned Development) Zone [VC (Village Commercial) Lone Mountain Special Land Use Designation], Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL
148. VACATION - PUBLIC HEARING - VAC-3664 - APPLICANT: STERLING S. DEVELOPMENT - OWNER: QUARTERHORSE FALLS ESTATES, LIMITED LIABILITY COMPANY - Request for a Petition to vacate all of Maverick Street, between Meisenheimer Avenue and Racel Street, Ward 6 (Mack). The Planning Commission (4-0-2 vote) and staff recommend APPROVAL
149. TENTATIVE MAP RELATED TO VAC-3664 - TMP-3639 - QUARTERHORSE ESTATES UNIT 1 - APPLICANT: STERLING S. DEVELOPMENT - OWNER: QUARTERHORSE FALLS ESTATES, LIMITED LIABILITY COMPANY - Appeal filed by the applicant from the approval of the Planning Commission of a request for a Tentative Map FOR A 17 LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION on 9.76 acres adjacent to the northeast corner of Maverick Street and Racel Street (APN: 125-11-704-001), R-E (Residence Estates) Zone, Ward 6 (Mack). The Planning Commission (4-0-2 vote) and staff recommend APPROVAL
150. VACATION - PUBLIC HEARING - VAC-3707 - APPLICANT: STERLING S. DEVELOPMENT - OWNER: QUARTERHORSE FALLS II, LIMITED LIABILITY COMPANY - Request for a Petition to vacate public sewer and drainage easements generally located south of Log Cabin Way, west of El Capitan Way, Ward 6 (Mack). The Planning Commission (4-0-2 vote) and staff recommend APPROVAL
151. VACATION - PUBLIC HEARING - VAC-3726 - APPLICANT: OLYMPUS GROUP, INC. - OWNER: O'BANNON-JONES, LIMITED LIABILITY COMPANY - Request for a Petition to vacate public sewer and drainage easements; and U. S. Government Patent Reservations generally located north of O'Bannon Drive, east of Jones Boulevard, Ward 1 (Moncrief). The Planning Commission (6-0 vote) and staff recommend APPROVAL
152. VACATION - PUBLIC HEARING - VAC-3760 - APPLICANT: AMERICAN PREMIER HOMES - OWNER: GRAND VIEW APARTMENTS, LIMITED LIABILITY COMPANY - Petition to Vacate U.S. Government Patent Easements generally located south of Grand Teton Drive, east of Grand Canyon Drive, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL
153. VACATION - PUBLIC HEARING - VAC-3782 - APPLICANT/OWNER: CONCORDIA HOMES NEVADA, INC. - Petition to Vacate U.S. Government Patent Easements generally located adjacent to the south side of Stange Avenue, east of Puli Road, Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL
154. VACATION - PUBLIC HEARING - VAC-3802 - APPLICANT: TANEY ENGINEERING - OWNER: UNIVEST I, LIMITED LIABILITY COMPANY - Petition to Vacate U.S. Government Patent Easements generally located north of Cheyenne Avenue, east of Hualapai Way, Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL

## PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

155. REQUIRED TWO YEAR REVIEW - VARIANCE - PUBLIC HEARING - RQR-3685 - APPLICANT: LAMAR OUTDOOR ADVERTISING - OWNER: JAMES AND LINDA SAPP - Required Two Year Review of an Approved Variance (V-0112-96) WHICH ALLOWED AN EXISTING NON-CONFORMING 14-FOOT BY 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN TO BE RELOCATED 513 FEET FROM ANOTHER OFF-PREMISE ADVERTISING (BILLBOARD) SIGN WHERE 750 FEET IS THE MINIMUM DISTANCE SEPARATION REQUIRED at 1109 Western Avenue (APN: 162-04-504-001), M (Industrial) Zone, Ward 1 (Moncrief). The Planning Commission (6-0 vote) and staff recommend APPROVAL
156. REQUIRED TWO YEAR REVIEW - VARIANCE - PUBLIC HEARING - RQR-3705 - APPLICANT: VIACOM OUTDOOR - OWNER: SAHARA RANCHO MEDICAL - Required Two Year Review of an Approved Variance (V-0154-94) WHICH ALLOWED A 14-FOOT BY 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 2320 South Rancho Drive (APN: 162-04-401-004), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (6-0 vote) and staff recommend APPROVAL
157. VARIANCE - PUBLIC HEARING - VAR-3711 - APPLICANT: RANCHO POINTE - OWNER: TRISISON, LIMITED LIABILITY COMPANY AND HELEN SLAVIN BALDWIN - Request for a Variance TO ALLOW 134 PARKING SPACES WHERE 199 SPACES ARE REQUIRED FOR A PROPOSED COMMERCIAL DEVELOPMENT on 2.55 acres adjacent to the east side of Rancho Drive, approximately 300 feet south of Alexander Road (APN: 138-12-110-011 and a portion of 138-12-102-001), C-2 (General Commercial) Zone, Ward 6 (Mack). The Planning Commission (4-2 vote) and staff recommend DENIAL
158. SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-3711 - PUBLIC HEARING - SDR-3452 - APPLICANT: RANCHO POINTE AND J. MARIO SANCHEZ - OWNER: TRISISON, LIMITED LIABILITY COMPANY AND HELEN SLAVIN BALDWIN - Request for a Site Development Plan Review FOR A 23,000 SQUARE FOOT COMMERCIAL DEVELOPMENT on 2.55 acres adjacent to the east side of Rancho Drive, approximately 300 feet south of Alexander Road (APN: 138-12-110-011 and a portion of 138-12-102-001), C-2 (General Commercial) Zone, Ward 6 (Mack). The Planning Commission (4-2 vote) and staff recommend DENIAL
159. VARIANCE - PUBLIC HEARING - VAR-3800 - APPLICANT/OWNER: RICHARD W. MINNEAR - Request for a Variance TO ALLOW A 45-FOOT BUILDING HEIGHT WHERE 35 FEET IS THE MAXIMUM HEIGHT ALLOWED, TO ALLOW A 10-FOOT REAR YARD SETBACK WHERE 15 FEET IS THE MINIMUM REQUIRED, AND TO ALLOW 50 PARKING SPACES WHERE 58 SPACES ARE REQUIRED on 0.34 acres located at 1711 Bearden Drive (APN: 139-33-402-014 & 015) PD (Planned Development) Zone [PO (Professional Office) Las Vegas Medical District Special Land Use Designation], Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL
160. SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-3800 - PUBLIC HEARING - SDR-3799 - APPLICANT/OWNER: RICHARD W. MINNEAR - Request for a Site Development Plan Review FOR A PROPOSED 20,400 SQUARE-FOOT MIXED-USE DEVELOPMENT consisting of 6,800 square feet of Medical Office space and 16 multi-family residential units on 0.34 acres at 1711 Bearden Drive (APN: 139-33-402-014 & 015) PD (Planned Development) Zone [PO (Professional Office) Las Vegas Medical District Special Land Use Designation], Ward 5 (Weekly). The Planning Commission (6-0 vote) and staff recommend APPROVAL
161. VARIANCE - PUBLIC HEARING - VAR-3880 - APPLICANT/OWNER: ASIE JAH - Request for a Variance TO ALLOW FIVE PARKING SPACES WHERE SIX ARE REQUIRED FOR A PROPOSED OFFICE on 0.18 acres at 2413 Maroney Avenue (APN: 162-02-410-096) R-2 (Medium-Low Density Residential) under Resolution of Intent to N-S (Neighborhood Service) Zone, Ward 3 (Reese). The Planning Commission (6-0 vote) and staff recommend APPROVAL
162. SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-3880 - PUBLIC HEARING - SDR-3710 - APPLICANT/OWNER: ASIE JAH - Request for a Site Development Review FOR A PROPOSED LAW OFFICE AND FOR A WAIVER OF THE PERIMETER PARKING LOT LANDSCAPING REQUIREMENTS on 0.18 acres at 2413 Maroney Avenue (APN: 162-02-410-096) R-2 (Medium-Low Density Residential) under Resolution of Intent to N-S (Neighborhood Service) Zone, Ward 3 (Reese). The Planning Commission (6-0 vote) and staff recommend APPROVAL

## PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

163. ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - SUP-3479 - LAMAR OUTDOOR ADVERTISING ON BEHALF OF NEWBERG-FIORELLO DEVELOPMENT - Appeal filed by Lamar Outdoor Advertising from the Denial by the Planning Commission of a request for a Special Use Permit FOR A PROPOSED 40 FOOT TALL, 14 FOOT BY 48 FOOT, OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 2475 South Jones Boulevard (APN: 163-02-802-006), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (4-0 vote) and staff recommend DENIAL
164. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-3545 - APPLICANT: SHOW MEDIA - OWNER: NEVADA SPACE, INC. - Request for a Special Use Permit FOR A PROPOSED 40-FOOT TALL, 14-FOOT BY 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 2798 Highland Drive (APN: 162-09-202-007), M (Industrial) Zone, Ward 1 (Moncrief). The Planning Commission (6-0 vote) and staff recommend APPROVAL
165. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-3716 - APPLICANT: AURELIO'S - OWNER: CHEYENNE INVESTMENTS, LIMITED LIABILITY COMPANY - Request for a Special Use Permit FOR A RESTAURANT SERVICE BAR AND A WAIVER FROM THE 400 FOOT DISTANCE SEPARATION REQUIREMENT FROM AN EXISTING CHURCH AND PARK at 7660 West Cheyenne Avenue, Suite #122 (APN: 138-09-821-003), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial), Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL
166. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-3712 - APPLICANT: CHURCH'S BAIL BONDS, INC. - OWNER: BONNEVILLE CENTER, LIMITED LIABILITY COMPANY - Request for a Special Use Permit FOR A BAILBOND SERVICE at 608 South Third Street (APN: 139-34-311-070), R-4 (High Density Residential) Zone under Resolution of Intent to C-2 (General Commercial), Ward 1 (Moncrief). The Planning Commission (6-0 vote) and staff recommend APPROVAL
167. SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-3712 - PUBLIC HEARING - SDR-3713 - APPLICANT: CHURCH'S BAIL BONDS, INC. - OWNER: BONNEVILLE CENTER, LIMITED LIABILITY COMPANY - Request for a Site Development Review FOR A PROPOSED BAILBOND OFFICE on 0.16 acres at 608 South Third Street (APN: 139-34-311-070), R-4 (High Density Residential) Zone under Resolution of Intent to C-2 (General Commercial), Ward 1 (Moncrief). The Planning Commission (6-0 vote) and staff recommend APPROVAL
168. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-3729 - APPLICANT: BAIL BOND AMERICA, INC. - OWNER: MICHAEL AND CHRISTINE ACCARDI - Request for a Special Use Permit FOR A BAILBOND SERVICE at 800 South Casino Center Boulevard (APN: 139-34-410-027), C-2 (General Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (5-1 vote) and staff recommend APPROVAL
169. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-3746 - APPLICANT: JEFFREY CAMPBELL - OWNER: PAN PACIFIC RETAIL PROPERTIES, INC. - Request for a Special Use Permit FOR A RESTAURANT SERVICE BAR at 2101 North Rainbow Boulevard, Suite 102 (APN: 138-22-603-001), C-1 (Limited Commercial) Zone, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL
170. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-3747 - APPLICANT: EXPRESS CASH & LOANS - OWNER: NERCES HIMIDIAN LIVING TRUST - Appeal filed by the applicant from the Denial by the Planning Commission on a request for a Special Use Permit FOR A FINANCIAL INSTITUTION, SPECIFIED at 1426 East Charleston Boulevard, Suite 110 (APN: 162-02-110-007), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-0 vote) and staff recommend DENIAL
171. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-3772 - APPLICANT: RICHARDSON PARTNERSHIP - OWNER: RANCHO WASHINGTON, LIMITED LIABILITY COMPANY - Appeal filed by the applicant from the Denial by the Planning Commission on a request for a Special Use Permit FOR A FINANCIAL INSTITUTION, SPECIFIED at 2801 West Washington Avenue (APN: 139-29-301-001), C-1 (Limited Commercial) Zone, Ward 5 (Weekly). The Planning Commission (5-1 vote) and staff recommend DENIAL

**PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION**

172. SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-3772 - PUBLIC HEARING - SDR-3766 - APPLICANT: RICHARDSON PARTNERSHIP - OWNER: RANCHO WASHINGTON, LIMITED LIABILITY COMPANY - Appeal filed by the applicant from the Denial by the Planning Commission on a request for a Site Development Plan Review, a Reduction in the amount of required Perimeter and Parking lot landscaping, and Waivers of the Commercial Development Standards to allow a zero rear yard setback where 20 feet is required and to allow no landscaping between the north façade of the building and the parking area, where a minimum of six feet is required FOR A PROPOSED 3,960 SQUARE-FOOT FINANCIAL INSTITUTION, SPECIFIED on 0.48 acres located at 2801 West Washington Avenue (APN: 139-29-301-001), C-1 (Limited Commercial) Zone, Ward 5 (Weekly). The Planning Commission (5-1 vote) and staff recommend DENIAL
173. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-3815 - APPLICANT: BULLSEYE COMMERCIAL REAL ESTATE - OWNER: PSA LAND INVESTMENTS, LIMITED LIABILITY COMPANY - Request for a Special Use Permit FOR LIQUOR SALES (OFF-PREMISE CONSUMPTION) adjacent to the north side of Charleston Avenue, approximately 375 feet east of Torrey Pines Drive (APN: 138-35-801-002; 138-35-803-001), C-1 (Limited-Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
174. SITE DEVELOPMENT PLAN REVIEW RELATED TO SUP-3815 - PUBLIC HEARING - SDR-3790 - APPLICANT: BULLSEYE COMMERCIAL REAL ESTATE - OWNER: PSA LAND INVESTMENTS, LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review and Waivers of perimeter buffering and landscaping standards FOR A PROPOSED 101,000 SQUARE-FOOT RETAIL CENTER on 9.74 acres adjacent to the north side of Charleston Avenue, approximately 375 feet east of Torrey Pines Drive (APN: 138-358-01-002; 138-358-03-001), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (5-0-1 vote) and staff recommend APPROVAL
175. REZONING - PUBLIC HEARING - ZON-3665 - APPLICANT/OWNER: DONNA J. CAPRI - Request for a Rezoning FROM: R-1 (SINGLE FAMILY RESIDENTIAL) TO: P-R (PROFESSIONAL OFFICE AND PARKING) on 0.16 acres adjacent to the southwest corner of Eastern Avenue and Canosa Avenue (APN: 162-02-713-114), Ward 3 (Reese). The Planning Commission (6-0 vote) and staff recommend APPROVAL
176. REZONING - PUBLIC HEARING - ZON-3678 - APPLICANT/OWNER: RUTH A. SHARRON - Request for a Rezoning FROM: R-1 (SINGLE FAMILY RESIDENTIAL) TO: P-R (PROFESSIONAL OFFICE AND PARKING) on 0.16 acres at 220 North Lamb Boulevard (APN: 140-32-310-002), Ward 3 (Reese). The Planning Commission (6-0 vote) and staff recommend APPROVAL
177. REZONING - PUBLIC HEARING - ZON-3775 - APPLICANT: FIESTA HOMES - OWNER: NEW YORK PLASTICS, LIMITED LIABILITY COMPANY - Request for a Rezoning FROM: R-E (Residence Estates) TO: R-PD5 (Residential Planned Development - 5 Units Per Acre) on 2.72 acres adjacent to the northwest corner of Bradley Road and Azure Drive (APN: 125-25-101-010 & 011; 125-25-101-014 & 015), Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL
178. VARIANCE RELATED TO ZON-3775 - PUBLIC HEARING - VAR-3946 - APPLICANT FIESTA HOMES - OWNERS: NEW YORK PLASTICS, LIMITED LIABILITY COMPANY - Request for a Variance TO ALLOW A PROPOSED R-PD (RESIDENTIAL PLANNED DEVELOPMENT) SITE TO DEVELOP ON 2.72 ACRES WHERE A MINIMUM OF FIVE ACRES ARE REQUIRED adjacent to the northwest corner of Bradley Road and Azure Drive (APN: 125-25-101-010 & 011; 125-25-101-014 & 015), R-E (Residence Estates) Zone [PROPOSED: R-PD5 (Residential Planned Development - 5 Units per Acre)], Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL
179. WAIVER OF TITLE 18 RELATED TO ZON-3775 AND VAR-3946 - PUBLIC HEARING - WVR-3793 - APPLICANT: FIESTA HOMES - OWNERS: NEW YORK PLASTICS, LIMITED LIABILITY COMPANY - Request for a Waiver of Title 18.12.160 TO ALLOW A 198 FOOT SEPARATION BETWEEN INTERSECTIONS WHERE A MINIMUM OF 220 FEET IS REQUIRED WHEN PROVIDING EXTERNAL ACCESS FROM A SUBDIVISION TO AN EXISTING STREET HAVING A RIGHT-OF-WAY WIDTH OF 60 FEET OR MORE, for a proposed subdivision adjacent to the northwest corner of Bradley Road and Azure Drive (APN: 125-25-101-010 & 011; 125-25-101-014 & 015), R-E (Residence Estates) Zone [PROPOSED: R-PD5 (Residential Planned Development – 5 Units per Acre)], Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL

**PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION**

180. SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-3775, VAR-3946 AND WVR-3793 - PUBLIC HEARING - SDR-3784 - APPLICANT: FIESTA HOMES - OWNER: NEW YORK PLASTICS, LIMITED LIABILITY COMPANY - Request for a Site Development Plan Review FOR A 14-LOT SINGLE-FAMILY RESIDENTIAL DEVELOPMENT on 2.72 acres adjacent to the northwest corner of Bradley Road and Azure Drive (APN: 125-25-101-010 & 011; 125-25-101-014 & 015), R-E (Residence Estates) Zone; [PROPOSED: R-PD5 (Residential Planned Development - 5 Units per Acre)], Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL
181. REZONING - PUBLIC HEARING - ZON-3919 - APPLICANT/OWNER: CORNERSTONE COMPANY - Request for a Rezoning FROM: R-4 (High Density Residential) TO: C-1 (Limited Commercial) on 0.46 acres adjacent to the northwest corner of Colorado Avenue and 4th Street (APN: 162-03-110-011), Ward 1 (Moncrief). The Planning Commission (4-0-2 vote) and staff recommend APPROVAL
182. SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-3919 - PUBLIC HEARING - SDR-3920 - APPLICANT/OWNER: CORNERSTONE COMPANY - Request for a Site Development Plan Review and Waivers of the Downtown Centennial Plan streetscape and parking standards FOR A PROPOSED MODULAR OFFICE on 0.46 acres adjacent to the northwest corner of Colorado Avenue and 4th Street (APN: 162-03-110-011), R-4 (High Density Residential) Zone [PROPOSED: C-1 (Limited Commercial) Zone], Ward 1 (Moncrief). The Planning Commission (4-0-2 vote) and staff recommend APPROVAL
183. SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS, CENTENNIAL HILLS ARCHITECTURAL REVIEW COMMITTEE AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

**ADDENDUM**

**CITIZENS PARTICIPATION**

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

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

- City Hall Plaza, Special Outside Posting Bulletin Board
- Court Clerk's Office Bulletin Board, City Hall Plaza
- Las Vegas Library, 833 Las Vegas Boulevard North
- Clark County Government Center, 500 S. Grand Central Parkway
- Grant Sawyer Building, 555 E. Washington Avenue

**EXHIBIT B**  
**(Attach Copy of Notice of April 21, 2004 Meeting)**

# CITY COUNCIL AGENDA

APRIL 21, 2004

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## CITY COUNCIL AGENDA

COUNCIL CHAMBERS • 400 STEWART AVENUE • PHONE 229-6011

CITY OF LAS VEGAS INTERNET ADDRESS: <http://www.lasvegasnevada.gov>

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

COUNCILMEMBERS: LARRY BROWN (Ward 4), LYNETTE BOGGS McDONALD (Ward 2),

LAWRENCE WEEKLY (Ward 5), MICHAEL MACK (Ward 6), JANET MONCRIEF (Ward 1)

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

**APRIL 21, 2004**

**Morning Session begins at 9:00 a.m.**

**Afternoon Session begins at 1:00 p.m.**

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

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

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

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

### CEREMONIAL MATTERS

- CALL TO ORDER
- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
- INVOCATION - REVEREND ROBERT FOWLER, VICTORY MISSION BAPTIST CHURCH
- PLEDGE OF ALLEGIANCE
- RECOGNITION OF THE EMPLOYEE OF THE MONTH
- RECOGNITION OF THE AWARD-WINNING DOOLITTLE COMMUNITY CENTER JAM SQUAD
- PRESENTATION BY THE VETERANS DAY PARADE COMMITTEE

### BUSINESS ITEMS

1. Any items from the morning session that the Council, staff and/or the applicant wish to be stricken or held in abeyance to a future meeting may be brought forward and acted upon at this time
2. Discussion and possible action to appoint a City Council member for Ward 2

## CONSENT AGENDA

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

### ADMINISTRATIVE - CONSENT

3. Approval to authorize the president of City Parkway IV and V to execute Modification No.1 to the Amended Designated Services Agreement for City Parkway Center Project with Design Workshop, Inc. to include the development of Design Guidelines and Development Standards (DGDS) for the Union Park development (61-acres site) (not to exceed \$300,000) Industrial Development SRF - Ward 5 (Weekly)

### FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

4. Approval of Service and Material Checks/Payroll Checks/Wires Transfers/Other Checks and Investments
5. Approval to renew the Interlocal Agreement for Coordination of Franchise-Related Activities with Clark County, Henderson, North Las Vegas and Boulder City (\$40,000-General Fund)- All Wards
6. Approval of a Special Event License for Univision Radio-Las Vegas, Location: Lorenzi Park, 3333 West Washington Avenue, Date: May 2, 2004, Type: Special Event General, Event: Cinco de Mayo 2004, Responsible Person in Charge: Zulema Benjamin - Ward 5 (Weekly)
7. Approval of a Special Event License for Grace in the Desert Episcopal Church, Location: Grace in the Desert Episcopal Church, 2004 Spring Gate Lane, Date: April 24, 2004, Type: Special Event Beer/Wine, Event: Church Spring Festival & BBQ, Responsible Person in Charge: Donald W. Pickell - Ward 4 (Brown)
8. Approval of Change of Ownership for a Beer/Wine/Cooler On-sale License From: Instant Impressions, Inc., Michael G. Maguire, Dir, Pres, 37.5%, Judy A. Maguire, Dir, Secy, 37.5%, Steven D. Gradwell, Dir, Treas, 10%, To: Garrett Equities Incorporated, LLC, dba The Wild Flower Cafe and Florist, 3818 Meadows Lane, Millicent Washington, Mgr, Mmbri, 100% - Ward 1 (Moncrief)
9. Approval of Change of Ownership and Business Name for a Beer/Wine/Cooler On-sale License, From: Pollos Tumi - Partnership, dba Pollos Tumi, Luis I. Pedemonte, Ptrn, 50%, Carlos A. Lazarte, Ptrn, 50%, To: Carlos Lazarte, dba Las Americas, 2319 South Eastern Avenue, Carlos A. Lazarte, 100% - Ward 3 (Reese)
10. Approval of Franchise Managers for a Beer/Wine/Cooler Off-sale License, 7-Eleven of Nevada, Inc., dba 7-Eleven Food Store #13699C, 2409 Tam Drive, Heon J. Kim, Franchise Mgr, Jeong M. Kim, Franchise Mgr - Ward 1 (Moncrief)
11. Approval of Change of Business Name for a Wholesale General License, Johnson Brothers of Nevada, Inc., dba From: Alternative Beverage Distributors, To: Johnson Brothers of Nevada, 4409 McGuire Street, Scott Belsaas, Dir, Pres, Michael Johnson, Dir, VP, Secy, 50%, Todd Johnson, Dir, VP, Treas, 50% - North Las Vegas
12. Approval of Change of Business Name for a Tavern License and a Non-restricted Limited Gaming License for 35 slots, TLC Gaming, Inc., dba From: Hurricane Harrys, To: José Hogs Casino & Cantina, 3190 West Sahara Avenue, Terry L. Caudill, Dir, Pres, Secy, Treas, 95%, Timothy G. Lager, 5% - Ward 1 (Moncrief)
13. Approval of Change of Business Name for a Tavern License and a Restricted Gaming License for 15 slots, Polonez Polish Deli & Restaurant, Inc., dba From: Polonez Polish Deli & Restaurant, To: Euro Place Ristorante, 1243 East Sahara Avenue, Boguslaw M. Sobol, Dir, Pres, Secy, Treas, 100% - Ward 3 (Reese)
14. Approval of Change of Location for a Burglar Alarm Service, Security Alarm Monitoring Service, Inc., dba Security Alarm Monitoring Service, Inc., From: 2421 Tech Center Court, #100, To: 5445 Royal Vista Lane, Martin J. Pollinger, Pres, 50%, Christopher L. Mullins, Secy, Treas, 50% - Ward 6 (Mack)

## FINANCE & BUSINESS SERVICES DEPARTMENT - CONSENT

15. Approval of new Martial Arts Instruction Business License, Marc Laimon, dba Cobra Kai Jiu Jitsu, 2104 Highland Avenue, Marc J. Laimon, 100% - Ward 1 (Moncrief)
16. Approval of Change of Location for a Martial Arts Instruction Business License subject to the provisions of the planning and fire codes, AKS Karate, Inc., dba AKS Karate, Inc., From: 6704 West Cheyenne Avenue, To: 2333 North Jones Boulevard, Suite 104, Robert I. Navoa, Dir, Pres, 60%, Raymond L. Mingo, Dir, VP, 40%, Arlene A. Navoa, Dir, Secy, Tamika K.R. Simmons, Dir, Treas - Ward 5 (Weekly)
17. Approval of Change of Location for a Class II Secondhand Dealer License subject to the provisions of the fire codes, Gilbert Levy, dba G & G Liquidators, From: 401 West Bonanza Road, To: 3021 Sheridan Street, Gilbert Levy, 100% - Ward 1 (Moncrief)
18. Preapproval of award of Bid No. 04.1730.07-LED, Grand Montecito Parkway - Centennial Parkway to Elkhorn Road to the lowest responsive and responsible or best bidder and the construction conflicts and contingency reserve set by Finance and Business Services - Department of Public Works (\$6,000,000 - Special Assessment Capital Projects Fund) - Ward 6 (Mack)
19. Approval of award of Bid No. 03.15341.16-LED, Firefighters Memorial Park, Phase II, 6401 West Oakley Boulevard and the construction conflicts and contingency reserve set by Finance and Business Services - Department of Public Works - Award recommended to: RAFAEL CONSTRUCTION, INC. (\$719,000 - Parks and Leisure Activities Capital Projects Fund) - Ward 1 (Moncrief)
20. Approval of rejection of all non-responsive bids and award of Bid Number 040086-TG, Annual Requirements Contract for Medical Supplies - Department of Fire and Rescue - Award recommended to: BOUNDTREE MEDICAL LLC (\$400,000 - General Fund)
21. Approval of Agreement Modification No. 2, Gaming Concession at Downtown Transportation Center, 300 N. Casino Center Blvd. - Department of Field Operations - Award to: UNITED COIN MACHINE COMPANY (\$297,000 revenue - General Fund) - Ward 5 (Weekly)
22. Approval of issuance of a purchase order for a mobile abrasive cutting system - Department of Fire and Rescue - Award recommended to: APPLIED NEW TECHNOLOGY AG (\$129,015 - Multi-Purpose Special Revenue Fund)
23. Approval of award of Bid No. 040227-DAR, Annual Requirements Contract for Fasteners - Various Departments - Award recommended to: FASTENAL COMPANY (Estimated annual amount of \$100,000 - Various Funds)
24. Approval of revision to purchase order 218380 for annual requirements contract for crack seal - Department of Field Operations - Award to: LAS VEGAS PAVING CORPORATION (\$124,000 - Public Works Capital Projects Fund) - All Wards
25. Approval of Amendment Number 1 to Automated Vehicle Fueling System Contract - Departments of Field Operations and Fire and Rescue - Award to: SER-CON, INC. (\$73,051.37 - Automotive Operations ISF and Fire and Rescue CPF)
26. Approval of Contract No. 040215-KF, Radiological Services - Department of Fire and Rescue - Award recommended to: DESERT RADIOLOGY (Estimated annual amount of \$60,000 - General Fund)
27. Approval of issuance of a purchase order for one Class 6 Cargo Truck under Bid No. 040030-DAR, Open End Contract for Class 6 Cargo Truck - Department of Field Operations - Award to: MCCANDLESS INTERNATIONAL TRUCKS, INC. (\$58,904 - Automotive Operations Internal Service Fund)
28. Approval of issuance of a purchase order for one Mid-Size Tractor Mower under Bid No. 040075-DAR, Open End Contract for Mid-Size Tractor Mower and Trailer - Department of Field Operations - Award recommended to: SIMPSON NORTON (\$36,982 - Automotive Operations Internal Service Fund)
29. Approval of issuance of a purchase order for a One-Ton Truck under Bid No. 040118-DAR, Open End Contract for One-Ton Trucks - Department of Field Operations - Award to: GAUDIN FORD (\$31,536.31 - Automotive Operations Internal Service Fund)

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

30. Approval of issuance of a purchase order for a One-Ton Dedicated CNG Fuel Extended Locksmith Van under Bid No. 040160-DAR, Open End Contract for One-Ton Dedicated CNG Fuel Extended Locksmith Van - Department of Field Operations - Award recommended to: BILL HEARD CHEVROLET (\$30,370.71 - Automotive Operations Internal Service Fund)
31. Approval of revision to purchase order 217174 for Hewlett Packard printer maintenance- Department of Information Technologies - Award to: INTERTECH COMPUTER PRODUCTS (\$10,000 - Computer Services Internal Service Fund)

## **NEIGHBORHOOD SERVICES DEPARTMENT - CONSENT**

32. Approval of a Third Amendment to Agreement To Grant Redevelopment Set Aside Housing Funds to East Las Vegas Community Development Corporation allowing subordinations of the City of Las Vegas Deeds of Trust to enable homeowners the ability to refinance homes under specific circumstances at Mi Casa en el Sol for 40 new townhomes located on the 2900 block of Cedar Avenue and Poplar Avenue - Ward 3 (Reese)
33. Approval of additional Home Investment Partnership Program (HOME) funds in the amount of \$4,000 for additional housing rehabilitation activities at 265 South 17th Street - Ward 5 (Weekly)

## **PUBLIC WORKS DEPARTMENT - CONSENT**

34. Approval of Supplemental Interlocal Contract for Durango Drive, Westcliff Drive to Vegas Drive between the City of Las Vegas and the Southern Nevada Regional Transportation Commission to increase funding and change the scope of the project (\$6,273,000 - Southern Nevada Regional Transportation Commission) - Ward 2 (L.B. McDonald)
35. Approval to file an amendment to Bureau of Land Management Right-of-Way Grant N-66120 for sewer purposes on portions of land lying within the Northwest Quarter of Section 12, Township 20 South, Range 59 East, Mount Diablo Meridian, generally located approximately 635 feet south of Alexander, west of Cliff Shadow Parkway, APN 137-12-101-008 - Ward 4 (Brown)
36. Approval to file a Right-of-Way Grant with the Bureau of Land Management for roadway, sanitary sewer, drainage, trail and streetscape amenity purposes on portions of land lying within Section 24, the Southwest Quarter and the East Half of Section 13, Township 19 South, Range 59 East, Mount Diablo Meridian, generally located between Hualapai Way and Puli Road on the east and west and by Grand Teton Drive and the Clark County Beltway on the north and south, APNs 126-13-401-014, -501-002, -701-006, 126-24-201-012, -301-011, -601-018 and -701-013 - Ward 6 (Mack)
37. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Brian G. Smith and Valerie C. Smith, owners (southeast corner of La Madre Way and Janell Drive, APN 125-33-402-010) - County (near Ward 6 - Mack)
38. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Aaron B. Hirschi, owner (southeast corner of Bonita Vista Street and Corbett Street, APN 125-29-708-001) - County (near Ward 6 - Mack)
39. Approval of a Sewer Connection and Interlocal Contract with Clark County Water Reclamation District - Richard Bennett, owner (north of Tropical Parkway, between Fort Apache Road and Dapple Gray Road, APN 125-29-201-025) - County (near Ward 6 - Mack)
40. Approval of a Professional Services Agreement with Southwick Landscape Architects for the design services of Gilmore Cliff Shadows Park and Trail Head located at Gilmore Drive and Cliff Shadows Parkway (\$376,200 - Southern Nevada Public Lands Management Act) - Ward 4 (Brown)

## **PUBLIC WORKS DEPARTMENT - CONSENT**

41. Approval of an Interlocal Agreement between the City of Las Vegas and the Las Vegas Valley Water District to allow the installation of fire protection water service for the Operation and Maintenance Building at the Water Pollution Control Facility (\$654 - Sanitation Fund) - Clark County

## **RESOLUTIONS - CONSENT**

42. R-60-2004 - Approval of a Resolution Adopting a Revised Fee Schedule for LVMC Title 13 and Chapter 11.50 (pertaining to public improvement work and temporary traffic control work)
43. R-61-2004 - Approval of a Resolution directing the Engineer to prepare preliminary plans and an assessment plat for Special Improvement District No. 607 - Cliff's Edge - Ward 6 (Mack)
44. R-62-2004 - Approval of a Resolution directing the Engineer to prepare full and detailed plans, cost estimates and an assessment plat for Special Improvement District No. 607 - Cliff's Edge - Ward 6 (Mack)
45. R-63-2004 - Approval of a Resolution declaring necessity for creating and ordering the preparation of an assessment roll for Special Improvement District No. 607 - Cliff's Edge - Ward 6 (Mack)
46. R-64-2004 - Approval of a Resolution validating and confirming the assessment roll for Special Improvement District No. 607 - Cliff's Edge - Ward 6 (Mack)
47. R-65-2004 - Approval of a Resolution directing the City Treasurer to prepare the Fifty-Ninth Assessment Lien Apportionment Report for Special Improvement District No. 808 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
48. R-66-2004 - Approval of a Resolution approving the Fifty-Ninth Assessment Lien Apportionment Report for Special Improvement District No. 808 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
49. R-67-2004 - Approval of a Resolution directing the City Treasurer to prepare the Tenth Assessment Lien Apportionment Report for Special Improvement District No. 809 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
50. R-68-2004 - Approval of a Resolution approving the Tenth Assessment Lien Apportionment Report for Special Improvement District No. 809 - Summerlin Area (Levy Assessments) - Ward 2 (L.B. McDonald)
51. R-69-2004 - Approval of a Resolution overruling complaints, protests, and objections and confirming the final assessment roll for Special Improvement District No. 1485 - Alta Drive (Landscape Maintenance FY2005) (\$41,902.50 - Capital Projects Fund - Special Assessments) - Ward 1 (Moncrief)
52. R-70-2004 - Approval of a Resolution Making Provisional Order and Directing that Notice of Public Hearing thereon be given regarding Special Improvement District No. 1490 - Tenaya Way (Northern Beltway To Elkhorn Road) (Capital Projects Fund - Special Assessments) - Ward 6 (Mack)
53. R-71-2004 - Approval of a Resolution to establish a twenty percent minimum fund balance for the Group Insurance Internal Service Fund (ISF) based on prior year expenditures
54. R-72-2004 - Approval of a Resolution Amending Schedule 25-I, 30 MPH Speed Limits, to Add a Speed Limit of 30 MPH on Greenmoor Lane between Pavilion Center Drive and Anasazi Way; Laurelglen Drive between Pavilion Center Drive and Sageberry Drive; Park Run Drive between Pavilion Center Drive and Town Center Drive; Pavilion Center Drive between Charleston Boulevard and Laurelglen Drive; and Sageberry Drive between Pavilion Center Drive and Laurelglen Drive - Ward 2 (L.B. McDonald)
55. R-73-2004 - Approval of a Resolution Amending Schedule 25-II, 35 MPH Speed Limits, to Add a Speed Limit of 35 MPH on Washington Avenue between Martin L. King Boulevard and D Street - Ward 5 (Weekly)
56. R-74-2004 - Approval of a Resolution Amending Schedule 25-IV, 45 MPH Speed Limits, to Add a Speed Limit of 45 MPH on Charleston Boulevard between the 215 Beltway and Hualapai Way - Ward 2 (L.B. McDonald)

## RESOLUTIONS - CONSENT

57. R-75-2004 - Approval of a Resolution Amending Schedule 25-II, 35 MPH Speed Limits, to Add a Speed Limit of 35 MPH on Azure Drive between US 95 and Tenaya Way; Bradley Road from the 215 Beltway to the north City limits; Centennial Center Boulevard between Ann Road and Durango Drive; Farm Road between Durango Drive and Tenaya Way; Farm Road between Jones Boulevard and Decatur Boulevard; Tenaya Way between Ann Road and Skypointe Drive; and Tropical Parkway between Durango Drive and US 95 - Ward 6 (Mack)

## REAL ESTATE COMMITTEE - CONSENT

58. Approval authorizing staff to apply for a Recreation and Public Purpose Lease from the Bureau of Land Management for 488 acres of land commonly known as APNs 125-01-001-001 and 125-01-701-001 located in the vicinity of Decatur Boulevard and Moccasin Road for use as a Public Park (\$100 - Public Works/Real Estate/Rental of Land) - Clark County (near Ward 6 - Mack)
59. Approval authorizing staff to apply for a Recreation and Public Purpose Lease from the Bureau of Land Management for 10 acres of land commonly known as APN 126-02-101-005 located south of Moccasin Road and west of Puli Drive for use as a Public Park (\$100 - Public Works/Real Estate/Rental of Land) - Clark County (near Ward 6 - Mack)
60. Approval authorizing staff to apply for a Recreation and Public Purpose Lease from the Bureau of Land Management for 8 acres of land commonly known as APNs 126-02-401-002 and 126-02-401-004 located in the vicinity of Iron Mountain Road and Puli Drive for use as a Public Park (\$100 - Public Works/Real Estate/Rental of Land) - Clark County (near Ward 6 - Mack)
61. Approval to authorize staff to purchase real property known as APN 139-34-612-026 located on the northeast corner of Carson Avenue and 8th Street from the State of Nevada Department of Conservation and Natural Resources Division of State Lands (\$323,049.80 plus closing costs - City Facilities Capital Project Fund) - Ward 5 (Weekly)
62. Approval authorizing staff to apply for a Recreation and Public Purpose Lease from the Bureau of Land Management for 10 acres of land commonly known as APN 126-01-801-002 located in the vicinity of Iron Mountain Road and Hualapai Way for use as a Public Park (\$100 - Public Works/Real Estate/Rental of Land) - Clark County (near Ward 6 - Mack)
63. Approval authorizing staff to apply for a Recreation and Public Purpose Lease from the Bureau of Land Management for 15 acres of land commonly known as portions of APNs 126-01-101-010 and 126-01-301-004 located off of Puli Drive between Moccasin Road and Iron Mountain Road for use as a Public Park (\$100 - Public Works/Real Estate/Rental of Land) - Clark County (near Ward 6 - Mack)
64. Approval authorizing staff to apply for a Recreation and Public Purpose Lease from the Bureau of Land Management for 12.5 acres of land commonly known as a portion of APN 126-01-401-003 located in the vicinity of Iron Mountain Road and Puli Drive for use as a Public Park (\$100 - Public Works/Real Estate/Rental of Land) - Clark County (near Ward 6 - Mack)
65. Approval authorizing staff to apply for a Recreation and Public Purpose Lease from the Bureau of Land Management for 5 acres of land commonly known as APN 126-01-501-001 located in the vicinity of Moccasin Road in between Puli Drive and Hualapai Way for use as a Public Park (\$100 - Public Works/Real Estate/Rental of Land) - Clark County (near Ward 6 - Mack)
66. Approval authorizing staff to apply for a Recreation and Public Purpose Lease from the Bureau of Land Management for 5 acres of land commonly known as APN 126-01-601-002 located in the vicinity of Moccasin Road and Hualapai Way for use as a Public Park (\$100 - Public Works/Real Estate/Rental of Land) - Clark County (near Ward 6 - Mack)

## DISCUSSION / ACTION ITEMS

### ADMINISTRATIVE - DISCUSSION

67. Discussion and possible action regarding final payment to Southwest Sports Realty, L.P. - (Not to exceed \$120,000 - Industrial Development Special Revenue Fund)
68. Report and possible action on a presentation by Clark County Health District staff concerning the "Urban Rodent Surveillance Project"

### CITY ATTORNEY - DISCUSSION

69. Discussion and possible action on Appeal of Work Card Denial: Held in Abeyance from March 17, 2004. Charles H. Lloyd, 301 Orland Street #25, Las Vegas, Nevada 89108
70. Discussion and possible action on Appeal of Work Card Denial: Jose Dennis Medrano-Arriola, 3756 Wynn Road #317, Las Vegas, Nevada 89103
71. Discussion and possible action on Appeal of Work Card Denial: Ms. Mielizabeth Fenstermaker, 1400 So. Casino Center #22, Las Vegas, Nevada 89104
72. Discussion and possible action on Appeal of Work Card Denial: Desiree Dawn Gordon, 2700 Sadie Lane, Henderson, Nevada 89074
73. Discussion and possible action on Appeal of Work Card Denial: Chanpheng Phromprakay, 5010 Indian River Drive #149, Las Vegas, Nevada 89103

### FINANCE & BUSINESS SERVICES DEPARTMENT - DISCUSSION

74. Discussion and possible action to fund the removal and relocation of skate element equipment from Patriot Park to Mountain Ridge Park (\$100,000 - Parks & Leisure Activities Capital Projects Fund) - Ward 6 (Mack)
75. ABEYANCE ITEM - Discussion and possible action regarding Temporary Approval of Change of Ownership for a Beer/Wine/Cooler Off-sale License subject to Health Dept. regulations, From: Bells Market Partnership, Caroline Yousif, Ptr, 50%, Jamal Jeberaeel, Ptr, 50%, To: Sabah Shoshani, dba Bells Market, 720 West Owens Avenue, Sabah H. Shoshani, 100% - Ward 5 (Weekly)
76. ABEYANCE ITEM - Discussion and possible action regarding an Appeal of Denial of Business License for an Independent Massage Therapist License, Nicholas A. Hoover, dba Nicholas A. Hoover, 4200 East Bonanza Road, #123, Nicholas A. Hoover, 100% - Ward 3 (Reese)
77. ABEYANCE ITEM - Discussion and possible action regarding a Six Month Review of a Beer/Wine/Cooler Off-sale License, Melva Boyd, dba Lucky Champ, 1420 West Bonanza Road, Melva D. Boyd, 100% - Ward 5 (Weekly)
78. Discussion and possible action regarding a Six Month Review of a Child Care Family Home License, Joyce Cathey, 1720 East Oakey Boulevard, Joyce Cathey, 100% - Ward 3 (Reese)
79. Discussion and possible action regarding Temporary Approval of a new Beer/Wine/Cooler On-sale License subject to the provisions of the fire codes, T & G Entertainment Investments, LLC, dba Peter Piper Pizza, 7981 West Tropical Parkway, TGEI, LLC, Managing Mmbr, 52%, Ted E. Kingston, Mmbr, 100%, John G. Barton, Mgr, John G. Barton Mmbr, 42% - Ward 6 (Mack)
80. Discussion and possible action regarding Temporary Approval of a new Beer/Wine/Cooler On-sale License subject to the provisions of the fire codes, Makino Premium Outlet LV, LLC, dba Makino Las Vegas Seafood Buffet, 775 South Grand Central Parkway, #1301, Las Vegas Kitchen, LLC, Mgr, 100%, Masako Ishitsuka, Mmbr, Mgr, 100% - Ward 5 (Weekly)

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

81. Discussion and possible action regarding Temporary Approval of a new Supper Club License subject to the provisions of the fire codes and Health Dept. regulations, Scottsdale Beverages, LLC, dba Escole, 1451 Center Crossing Road, John P. Graham, Mgr, Jennifer E. White, Mgr, Renee Brattin, Mgr, Scottsdale Group, LLC, Mmbr, 100%, John P. Graham, Mgr, Jennifer E. White, Mgr, Renee Brattin, Mgr - Ward 2 (L.B. McDonald)
82. Discussion and possible action regarding Temporary Approval of Change of Ownership for a Beer/Wine/Cooler On-sale License subject to Health Dept. regulations, From: Peter Piper, Inc., Daniel E. Rubin, Dir, COB, Joseph R. Pederson, Pres, CEO, John G. Jordan, VP, Don Gordon, VP, Neil R. Simon, Dir, Secy, William J. Hunckler, III, Dir, Robin P. Selati, Dir, To: T & G Entertainment Investments, LLC, dba Peter Piper Pizza, 560 South Decatur Boulevard, TGEI, LLC, Managing Mmbr, 52%, Ted E. Kingston, Mmbr, 100%, John G. Barton, Mgr, John G. Barton, Mmbr, 42% - Ward 1 (Moncrief)
83. Discussion and possible action regarding Temporary Approval of a Martial Arts Instruction Business License subject to the provisions of the planning and fire codes, Sentinel Combat Institute, LLC, dba Sentinel Combat Institute, LLC, 8450 West Sahara Avenue, Suite 112, Lance W. Burton, Mgr, Mmbr, 100% - Ward 1 (Moncrief)
84. Discussion and possible action regarding Temporary Approval of Change of Ownership and Business Name for a Martial Arts Instruction Business License subject to the provisions of the fire codes, From: Kicks, Inc., dba Collins Karate for Kids, David A. Riach, Jr., Dir, Pres, Secy, Treas, 66.66%, Andre Collins, VP, 33.33%, To: Karate for Kids of Green Valley and Henderson, Inc., dba Karate for Kids, 4840 East Bonanza Road, Suites 2 and 3, Leland R. Brandon, Dir, Pres, 50%, Marci D. Brandon, Secy, Treas, 50% - Ward 3 (Reese)
85. Discussion and possible action regarding a Six Month Review of a Restricted Gaming License for 7 slots, Shoshani and Jarjees, dba Family Food II, 1602 H Street, Salar Shoshani, Ptnr, 50%, Thamer Jarjees, Ptnr, 50% - Ward 5 (Weekly)
86. Discussion and possible action regarding amendment to Bid No. 03.15341.08-LED, Washington Buffalo Park, Phase 1A and 1B - located at the southwest corner of Washington Avenue and Buffalo Drive for issuance of a change order to Asphalt Products Corporation for installation of artificial turf in the amount of \$3,800,000 - Public Works (Parks & Leisure Activities CPF) Ward 4 (Brown)

## **NEIGHBORHOOD SERVICES DEPARTMENT - DISCUSSION**

87. Report and possible action on the City of Las Vegas' prototype Tenant Based Rental Assistance (TBRA) Program for Homeless and Near Homeless regarding allocating \$300,000 in Fiscal Year 2004-2005 Federal HOME funds and \$26,275 Fiscal Year 2004-2005 Community Development Block Grant Public Service (CDBG-PS) funds to HELP of Southern Nevada to operate the prototype TBRA Program for one additional year - All Wards
88. Report and possible action to proceed with a plan to abate vacant and abandoned property located within the City of Las Vegas - All Wards
89. Report and possible action on the Sky Vue Mobile Home Park 15 West Owens Avenue to provide monetary compensation to Clark County Social Services for temporary housing of displaced residents in an amount not to exceed \$40,000 (General Fund-Winter Shelter Fund) - Ward 5 (Weekly)

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

90. Discussion and possible action on a request by Thomas and Mack Co. for a Water Feature Exemption on property located at 2300 W. Sahara Avenue - Ward 1 (Moncrief)

## **RESOLUTIONS - DISCUSSION**

91. R-76-2004 - Discussion and possible action on a Resolution transferring 2002 Private Activity Bond Volume Cap of \$6,158,617 to George Gekakis Incorporated to construct new affordable senior housing located near the Southeast corner of West Cheyenne Avenue and Jones Boulevard - Ward 5 (Weekly)

## BOARDS & COMMISSIONS - DISCUSSION

92. ABEYANCE ITEM - CHILD CARE LICENSING BOARD – Lolanda Bunch, Term Expiration 6-2007 (Resigned)

## RECOMMENDING COMMITTEE REPORTS - DISCUSSION

### BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

93. TABLED ITEM - Bill No. 2003-78 – Establishes locational restrictions for the uses “auto pawn,” “auto title loan,” and “specified financial institution.” Sponsored by: Councilwoman Janet Moncrief
94. Bill No. 2004-17 – Annexation No. ANX-3693 – Property location: On the northeast corner of Michelli Crest Way and Bath Drive; Petitioned by: Cliffs Edge, LLC; Acreage: 2.60 acres; Zoned: R-U (County zoning), U (PCD) (City equivalent). Sponsored by: Councilman Michael Mack
95. Bill No. 2004-18 – Annexation No. ANX-3714 – Property location: On the southwest corner of Chieftain Street and Bath Drive; Petitioned by: James and Lori Kibler; Acreage: 2.53 acres; Zoned: R-E (County zoning), U (TC) (City equivalent). Sponsored by: Councilman Michael Mack
96. Bill No. 2004-20 – Revises the zoning standards and procedures for converting public streets into private streets in existing subdivisions. Sponsored by: Councilwoman Janet Moncrief
97. Bill No. 2004-21 – Updates the City’s emergency management provisions. Sponsored by: Mayor Oscar B. Goodman
98. Bill No. 2004-22 - Interim warrant ordinance providing for the issuance of a General Obligation Interim Warrant for Special Improvement Districts #1487 (Jones - Beltway to Elkhorn) not to exceed \$1,200,000 - Ward 6 (Mack), #1493 (Alexander/Hualapai - Cheyenne to Cimarron) not to exceed \$740,000 - Ward 4 (Brown), and #1503 (Durango - Tropical to Clark County Highway 215) not to exceed \$300,000 - Ward 6 (Mack)
99. Bill No. 2004-25 – Establishes zoning requirements for swap meets. Sponsored by: Councilman Gary Reese
100. Bill No. 2004-27 – Authorizes the issuance of the City of Las Vegas, Nevada Special Improvement District No. 707 (Summerlin Area) Senior Local Improvement Refunding Bonds, Series 2004
101. Bill No. 2004-28 – Updates the description of the City ward boundaries to reflect annexations, as well as other changes made by the Clark County Election Department in the numbering and description of election precincts. Proposed by: Barbara Jo Ronemus, City Clerk
102. Bill No. 2004-29 – Authorizes the issuance of the City of Las Vegas General Obligation (Limited Tax) Sewer Refunding Bonds (Additionally Secured by Pledged Revenues), Series 2004 - Various Wards

### BILLS ELIGIBLE FOR ADOPTION AT A LATER MEETING

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

103. Bill No. 2004-23 – Annexation No. ANX-3835 – Property location: On the northeast corner of Cartier Avenue and Maverick Street; Petitioned by: Saint Mary Coptic Orthodox Church; Acreage: 2.42 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Lawrence Weekly
104. Bill No. 2004-24 – Annexation No. ANX-3871 – Property location: On the southwest corner of Buffalo Drive and Iron Mountain Road; Petitioned by: CCM Trust; Acreage: 10.75 acres; Zoned: R-E (County zoning), U (R-E) (City equivalent). Sponsored by: Councilman Michael Mack
105. Bill No. 2004-26 – Establishes the “Las Vegas Boulevard Scenic Byway Overlay District,” together with related regulations governing signage. Proposed by: Robert S. Genzer, Director of Planning and Development

## NEW BILLS

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

106. Bill No. 2004-30 – Requires merchants to make certain disclosures in connection with the sale of motorized scooters and motorized skateboards. Sponsored by: Councilman Michael Mack
107. Bill No. 2004-31 – Prohibits the breeding or training of animals for the purpose of using them in an animal fighting venture. Sponsored by: Councilman Michael Mack
108. Bill No. 2004-32 – Ordinance Creating Special Improvement District No. 607 - Cliff's Edge. Sponsored By: Step Requirement
109. Bill No. 2004-33 – Levies Assessments for Special Improvement District No. 607 - Cliff's Edge. Sponsored By: Step Requirement
110. Bill No. 2004-34 – Levies Assessment for Special Improvement District No. 1485 - Alta Drive (Landscape Maintenance FY2005). Sponsored by: Step Requirement
111. Bill No. 2004-35 – Authorizing the issuance of Local Improvement Bonds, Series 2004 for the City of Las Vegas, Nevada Special Improvement District No. 607 Cliff's Edge not to exceed \$51,185,000. - Ward 6 (Mack)

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

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

## HEARINGS - DISCUSSION

113. ABEYANCE ITEM - Required 30-day extension and review regarding the appeal of the Notice and Order to Abate Dangerous Building /Demolition at 880 E. Sahara Ave. PROPERTY OWNERS: DESERT PALMS INVESTMENT GROUP LLC - Ward 3 (Reese)
114. Public hearing to consider the report of expenses to recover costs for abatement of a dangerous building located at 4550 E. Washington Avenue. PROPERTY OWNER: ASSISTED LIVING CENTER ETAL, C/O E COOK – Ward 3 (Reese)
115. Public hearing to consider the report of expenses to recover costs for abatement of a dangerous building located at 1611 Euclid Avenue. PROPERTY OWNER: GARY STEPHEN BLAKE – Ward 3 (Reese)
116. Public hearing to consider the report of expenses to recover costs for abatement of a dangerous building located at 3224 Brady Avenue. PROPERTY OWNER: SECRETARY VETERANS AFFAIRS – Ward 3 (Reese)

## PLANNING & DEVELOPMENT DEPARTMENT

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

## PLANNING & DEVELOPMENT DEPARTMENT – CONSENT

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

## PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

117. REVIEW OF CONDITION - ROC-3901 - APPLICANT/OWNER: PERMA-BUILT HOMES - Appeal filed by the applicant from the Denial by the Planning Commission of a request for a Review of Condition NO. 7 OF AN APPROVED TENTATIVE MAP FOR ELKHORN/GRAND CANYON UNIT TWO (TM-0034-02), WHICH REQUIRED PEDESTRIAN ACCESS AT THE END OF TWO CUL-DE-SACS adjacent to the southeast corner of Grand Canyon Drive and Severance Lane (APN 125-18-897-004), R-1 (Single Family Residential) Zone, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend DENIAL
118. REVIEW OF CONDITION - PUBLIC HEARING - ROC-4119 - APPLICANT/OWNER: CONCORDIA HOMES OF NEVADA - Request for a Review of Condition No. 3 of an approved Site Development Plan Review [Z-0069-02(1)], WHICH ESTABLISHED THE FRONT SETBACK TO GARAGE DOORS FOR A SINGLE FAMILY RESIDENTIAL DEVELOPMENT on property located adjacent to the southeast corner of Deer Springs Way and Campbell Road (APN 125-20-301-006 and 007), T-C (Town Center) Zone, Ward 6 (Mack). Staff recommends DENIAL (NOTE: To allow a 10' maximum setback to garage, where 5' maximum and 18' minimum is allowed)
119. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SDR-3817 - APPLICANT: ADVANCED HOUSE CALLS - OWNER: GREGORY AND MARY BRYAN - Request for a Site Development Plan Review FOR A PARKING LOT AND WAIVERS OF PERIMETER LANDSCAPE BUFFER AND PARKING LOT LANDSCAPE FINGERS on 0.34 acres adjacent to the east side of Jones Boulevard, approximately 300 feet south of Upland Boulevard (APN 138-36-112-005 and 006), R-1 (Single Family Residential) Zone under Resolution of Intent to P-R (Professional Office and Parking), Ward 1 (Moncrief). The Planning Commission (7-0 vote) and staff recommend APPROVAL
120. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SDR-3853 - APPLICANT: ARLT CORPORATION - OWNER: ARLT FAMILY TRUST - Request for a Site Development Plan Review FOR A 14,126 SQUARE FOOT OFFICE BUILDING on 1.10 acres adjacent to the southwest corner of Martin L. King Boulevard and Wheeler Peak Drive (APN 139-21-416-001), C-PB (Planned Business Park) Zone, Ward 5 (Weekly). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
121. SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - SDR-3923 - APPLICANT/ OWNER: SANTA FE STATION, INC. - Request for a Site Development Plan Review FOR A PROPOSED CASINO EXPANSION AND THEATER ADDITION on 34.1 acres at 4949 North Rancho Drive (APN 125-34-801-001), C-2 (General Commercial) Zone, Ward 6 (Mack). The Planning Commission (7-0 vote) and staff recommend APPROVAL
122. ABEYANCE ITEM - VARIANCE - PUBLIC HEARING - VAR-3288 - APPLICANT: PAUL AND SANDY BROSSEAU - Request for a Variance to ALLOW A 5 FOOT SIDE SETBACK WHERE 10 FEET IS REQUIRED FOR an addition to an existing single family dwelling at 304 Canyon Drive (APN 139-32-211-031), R-E (Residence Estates) Zone, Ward 1 (Moncrief). Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL
123. VARIANCE - PUBLIC HEARING - VAR-3762 - APPLICANT: STERLING S. DEVELOPMENT - OWNER: QUARTERHORSE FALLS ESTATES, LIMITED LIABILITY COMPANY - Appeal filed by the applicant from the Denial by the Planning Commission of a request for a Variance TO ALLOW 25 FOOT FRONT SETBACKS WHERE 30 FEET IS THE MINIMUM SETBACK REQUIRED AND TO ALLOW 30 FOOT REAR SETBACKS WHERE 35 FEET IS THE MINIMUM SETBACK REQUIRED on 9.32 acres adjacent to the northeast corner of Maverick Street and Racer Street (APN 125-11-704-001), R-E (Residence Estates) Zone, Ward 6 (Mack). The Planning Commission (5-0-2 vote) and staff recommend DENIAL

## PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

124. REQUIRED SIX MONTH REVIEW - PUBLIC HEARING - RQR-3930 - APPLICANT: NEISSAN KOROGHLI - OWNER: FREMONT PLACE, LIMITED LIABILITY COMPANY - Required Six Month Review of an approved Special Use Permit (U-0106-02) WHICH ALLOWED A LIQUOR ESTABLISHMENT (OFF-PREMISE CONSUMPTION) IN CONJUNCTION WITH AN EXISTING CONVENIENCE STORE/ DELICATESSEN at 228 Las Vegas Boulevard North (APN 139-34-511-001, 002 and 003), C-2 (General Commercial) Zone, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
125. REVIEW OF CONDITION RELATED TO RQR-3930 - PUBLIC HEARING - ROC-4121 - APPLICANT: NEISSAN KOROGHLI - OWNER: FREMONT PLACE, LIMITED LIABILITY COMPANY - Request for a Review of Conditions FOR AN APPROVED SPECIAL USE PERMIT (U-0106-02), TO REMOVE CONDITION NOS. 1 THROUGH 4 FOR A LIQUOR ESTABLISHMENT (OFF-PREMISES CONSUMPTION) IN CONJUNCTION WITH AN EXISTING CONVENIENCE STORE/DELICATESSEN at 228 Las Vegas Boulevard North (APN 139-34-511-001, 002 and 003), C-2 (General Commercial) Zone, Ward 5 (Weekly). Staff recommends DENIAL
126. REQUIRED FOUR YEAR REVIEW - SPECIAL USE PERMIT - PUBLIC HEARING - RQR-3732 - APPLICANT: CLEAR CHANNEL OUTDOOR - OWNER: STORAGE EQUITIES - Required Four Year Review of an approved Special Use Permit (U-0159-89) FOR A 14 FOOT X 48 FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN at 275 South Martin L. King Boulevard (APN 139-33-501-012), M (Industrial) Zone, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
127. ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - SUP-3394 - LAS VEGAS BILLBOARDS ON BEHALF OF WEST SAHARA ASSOCIATES, LIMITED PARTNERSHIP - Appeal filed by LAS Consulting, Inc. from the Denial by the Planning Commission of a request for a Special Use Permit FOR A PROPOSED 40-FOOT TALL, 14-FOOT BY 48-FOOT OFF-PREMISE ADVERTISING (BILLBOARD) SIGN adjacent to the northeast corner of Torrey Pines Drive and Sahara Avenue (APN 163-02-816-001), C-1 (Limited Commercial) Zone, Ward 1 (Moncrief). The Planning Commission (6-0 vote) recommends DENIAL. Staff recommends APPROVAL
128. ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - SUP-3716 - APPLICANT: AURELIO'S - OWNER: CHEYENNE INVESTMENTS, LIMITED LIABILITY COMPANY - Request for a Special Use Permit FOR A RESTAURANT SERVICE BAR AND A WAIVER FROM THE 400 FOOT DISTANCE SEPARATION REQUIREMENT FROM AN EXISTING CHURCH AND PARK at 7660 West Cheyenne Avenue, Suite #122 (APN 138-09-821-003), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] under Resolution of Intent to C-1 (Limited Commercial), Ward 4 (Brown). The Planning Commission (6-0 vote) and staff recommend APPROVAL
129. ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - SUP-3747 - APPLICANT: EXPRESS CASH & LOANS - OWNER: NERCES HIMIDIAN LIVING TRUST - Appeal filed by the applicant from the Denial by the Planning Commission on a request for a Special Use Permit FOR A FINANCIAL INSTITUTION, SPECIFIED at 1426 East Charleston Boulevard, Suite 110 (APN 162-02-110-007), C-1 (Limited Commercial) Zone, Ward 3 (Reese). The Planning Commission (6-0 vote) and staff recommend DENIAL
130. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-3844 - APPLICANT: JOSE AND ELIZA DIAZ - OWNER: MIGUEL FAMILY TRUST 1993, ET AL - Request for a Special Use Permit FOR A BANQUET FACILITY at 1520 North Eastern Avenue, Suite #101, 102 and 103 (APN 139-25-101-020), C-1 (Limited Commercial) and C-2 (General Commercial) Zones, Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
131. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-3748 - APPLICANT: CONTINENTAL CURRENCY OF NEVADA, INC. - OWNER: TONOPAH-CRAIG ROAD COMPANY, LIMITED PARTNERSHIP - Request for a Special Use Permit FOR A FINANCIAL INSTITUTION, SPECIFIED AND AUTO TITLE LOAN at 4458 North Rancho Drive (APN 138-02-601-001), C-1 (Limited Commercial) Zone, Ward 6 (Mack). The Planning Commission (6-0 vote) and staff recommend APPROVAL
132. SPECIAL USE PERMIT - PUBLIC HEARING - SUP-3875 - APPLICANT: HUGH CANADY - OWNER: CDS MEMBER, LIMITED LIABILITY COMPANY - Request for a Special Use Permit FOR GASOLINE SALES IN CONJUNCTION WITH A 4,500 SQUARE FOOT CONVENIENCE STORE at 1600 North Martin L. King Boulevard (APN 139-21-804-006), C-1 (Limited Commercial), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL

## PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

133. ABEYANCE ITEM - REZONING - PUBLIC HEARING - ZON-2457 - DONNA F. BEAM REVOCABLE TRUST - Request for a Rezoning FROM: U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] TO: C-1 (Limited Commercial) Zone on 3.88 acres adjacent to the northeast and southeast corners of Smoke Ranch Road and Buffalo Drive (APN 138-15-402-001 and 138-22-101-001) Ward 4 (Brown). The Planning Commission (4-2 vote) and staff recommend APPROVAL
134. SPECIAL USE PERMIT RELATED TO ZON-2457 - PUBLIC HEARING - SUP-3896 - APPLICANT: INVESTMENT EQUITY BUILDERS - OWNER: DONNA F. BEAM REVOCABLE TRUST - Request for a Special Use Permit FOR A LIQUOR ESTABLISHMENT (TAVERN) AND A WAIVER FROM THE 1,500 FOOT DISTANCE SEPARATION REQUIREMENT FROM AN EXISTING SCHOOL, CHURCH, AND CITY PARK adjacent to the northeast corner of Smoke Ranch Road and Buffalo Drive (APN 138-15-402-001), U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] [PROPOSED: C-1 (Limited Commercial)], Ward 4 (Brown). Staff recommends DENIAL. The Planning Commission (5-0-2 vote) recommends APPROVAL
135. ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-2457 AND SUP-3896 - PUBLIC HEARING - SDR-2458 - DONNA F. BEAM REVOCABLE TRUST - Request for a Site Development Plan Review FOR TWO PROPOSED COMMERCIAL BUILDINGS on 3.88 acres adjacent to the northeast and southeast corners of Smoke Ranch Road and Buffalo Drive (APN 138-15-402-001 and 138-22-101-001) U (Undeveloped) Zone [SC (Service Commercial) General Plan Designation] [PROPOSED: C-1 (Limited Commercial) Zone], Ward 4 (Brown). The Planning Commission (4-2 vote) and staff recommend APPROVAL
136. ABEYANCE ITEM - REZONING - PUBLIC HEARING - ZON-3665 - APPLICANT/OWNER: DONNA J. CAPRI - Request for a Rezoning FROM: R-1 (SINGLE FAMILY RESIDENTIAL) TO: P-R (PROFESSIONAL OFFICE AND PARKING) on 0.16 acres adjacent to the southwest corner of Eastern Avenue and Canosa Avenue (APN 162-02-713-114), Ward 3 (Reese). The Planning Commission (6-0 vote) and staff recommend APPROVAL
137. REZONING - PUBLIC HEARING - ZON-3825 - APPLICANT/OWNER: JAN PAUL KOCH - Request for a Rezoning FROM: R-1 (SINGLE FAMILY RESIDENTIAL) TO: P-R (PROFESSIONAL OFFICE AND PARKING) on 0.26 acres at 701 South 7th Street (APN 139-34-810-008 and 009), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
138. VARIANCE RELATED TO ZON-3825 - PUBLIC HEARING - VAR-3826 - APPLICANT/OWNER: JAN PAUL KOCH - Request for a Variance TO ALLOW 9 PARKING SPACES WHERE 12 PARKING SPACES ARE REQUIRED FOR A PROPOSED OFFICE BUILDING AND TO ALLOW A COVERED TRASH ENCLOSURE TO BE LOCATED WITHIN THE 50 FEET RESIDENTIAL ADJACENCY DISTANCE SEPARATION REQUIREMENT on 0.26 acres at 701 7th Street (APN 139-34-810-008 and 009), R-1 (Single Family Residential) Zone [PROPOSED: P-R (Professional Office and Parking)], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
139. SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-3825 AND VAR-3826 - PUBLIC HEARING - SDR-3824 - APPLICANT/OWNER: JAN PAUL KOCH - Request for a Site Development Plan Review FOR A PROPOSED LAW OFFICE AND A WAIVER OF LANDSCAPE AND COMMERCIAL STANDARDS on 0.26 acres at 701 7th Street (APN 139-34-810-008 and 009), R-1 (Single Family Residential) Zone [PROPOSED: P-R (Professional Office and Parking)], Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL
140. REZONING - PUBLIC HEARING - ZON-3888 - APPLICANT: CITY OF LAS VEGAS - OWNERS: MULTIPLE - Request for a Rezoning FROM: M (INDUSTRIAL), C-M (COMMERCIAL INDUSTRIAL), C-2 (GENERAL COMMERCIAL) AND C-V (CIVIC) TO: C-M (COMMERCIAL INDUSTRIAL), C-2 (GENERAL COMMERCIAL), C-1 (LIMITED COMMERCIAL), R-3 (MEDIUM DENSITY RESIDENTIAL), AND C-V (CIVIC) on properties generally located within the area bounded by Washington Avenue, Owens Avenue, the Union Pacific Railroad and Bruce Street (APN 139-26-102-002, 003, 139-26-201-015, 018, 139-27-502-004, 139-27-504-003, 006, 007, 008, 009 and 010, 139-27-602-003, 004, 139-27-603-001, 002, 008, and 018), Ward 5 (Weekly). The Planning Commission (7-0 vote) and staff recommend APPROVAL

## PLANNING & DEVELOPMENT DEPARTMENT – DISCUSSION

141. REZONING - PUBLIC HEARING - ZON-3909 - APPLICANT/OWNER: LEONARD KRYK - Request for a Rezoning FROM: R-1 (SINGLE FAMILY RESIDENTIAL) TO: P-R (PROFESSIONAL OFFICE AND PARKING) on 0.16 acres at 1007 Salem Drive (APN 138-35-804-001), Ward 1 (Moncrief). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
142. SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-3909 - PUBLIC HEARING - SDR-3911 - APPLICANT/OWNER: LEONARD KRYK - Request for a Site Development Plan Review FOR A PROPOSED OFFICE AND A WAIVER OF LANDSCAPE STANDARDS on 0.16 acres at 1007 Salem Drive (APN 138-35-804-001), R-1 (Single Family Residential) Zone [PROPOSED: P-R (Professional Office and Parking)], Ward 1 (Moncrief). The Planning Commission (6-0-1 vote) and staff recommend APPROVAL
143. REZONING - PUBLIC HEARING - ZON-3910 - APPLICANT/OWNER: CITY OF LAS VEGAS - Request for a Rezoning FROM: U (UNDEVELOPED) [ROW (RIGHT OF WAY) GENERAL PLAN DESIGNATION] TO: C-V (CIVIC) on 10.0 acres on the northeast corner of Tenaya Way and Summerlin Parkway (a portion of APN 138-27-301-019), Ward 2 (L.B. McDonald). The Planning Commission (7-0 vote) and staff recommend APPROVAL
144. SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS, CENTENNIAL HILLS ARCHITECTURAL REVIEW COMMITTEE AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

## ADDENDUM

## CITIZENS PARTICIPATION

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

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

City Hall Plaza, Special Outside Posting Bulletin Board  
Court Clerk's Office Bulletin Board, City Hall Plaza  
Las Vegas Library, 833 Las Vegas Boulevard North  
Clark County Government Center, 500 S. Grand Central Parkway  
Grant Sawyer Building, 555 E. Washington Avenue

**EXHIBIT C**  
**(Attach Affidavit of Publication of Deposit of Ordinance)**

**EXHIBIT D**

**(Attach Affidavit of Publication of Adoption of Ordinance)**

AFFP DISTRICT COURT  
Clark County, Nevada

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)  
COUNTY OF CLARK) SS:

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

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

LV CITY CLERK  
3317906

2296311LV

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 04/24/2004 to 04/24/2004, on the following days: APRIL 24, 2004

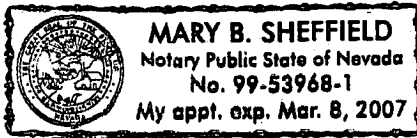
Signed: Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE 30

day of April 2004

Mary B. Sheffield

Notary Public



BILL NO. 2004-22  
ORDINANCE  
NO. 5687

AN ORDINANCE CONCERNING THE CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT NOS. 1487, 1493 AND 1503 AND AUTHORIZING AND DIRECTING THE ISSUANCE OF A GENERAL OBLIGATION INTERIM WARRANT FOR THE PAYMENT OF THE COSTS AND EXPENSES WITHIN SUCH DISTRICTS.

PUBLIC NOTICE IS HEREBY GIVEN, and that such Ordinance was proposed on April 7, 2004, and was passed, at the meeting held on April 21, 2004, by the following vote of the City Council:

Those Voting Aye: Mayor Goodman and Councilmembers Reese, Brown, Weekly, and Mack  
Those Voting Nay: None  
Those Excused: Councilwoman Moncrief

This Ordinance shall be in full force and effect from and after the 25th day of April, 2004, i.e., the day after the publication of such Ordinance by its title only.

IN WITNESS WHEREOF, the City Council of the City of Las Vegas, Nevada, has caused this Ordinance to be published by title only. DATED this April 21, 2004.

/s/ Oscar Goodman  
Mayor

ATTEST:  
/s/ BARBARA JD RONE  
MUS  
CITY CLERK  
PUB: April 24, 2004  
LV Review-Journal

2004 APR 30 A 10:20  
RECEIVED  
CITY CLERK

RECEIVED  
CITY CLERK

2004 APR 26 P 2:55

AFFP DISTRICT COURT  
Clark County, Nevada

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)  
COUNTY OF CLARK) SS:

Donna Stark, being 1st duly sworn, deposes and says:  
That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for,

LV CITY CLERK 2296311LV  
3294943

was continuously published in said Las Vegas Review Journal and/or Las Vegas Sun in 1 edition(s) of said newspaper issued from 04/10/2004 to 04/10/2004, on the following days: APRIL 10, 2004


Signed: Donna Stark

SUBSCRIBED AND SWORN BEFORE ME THIS THE 20

day of April 2004

Mary B. Sheffield  
Notary Public

**BILL NO. 2004-22**  
AN ORDINANCE CONCERNING THE CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT NOS. 1487, 1493 AND 1503 AND AUTHORIZING AND DIRECTING THE ISSUANCE OF A GENERAL OBLIGATION INTERIM WARRANT FOR THE PAYMENT OF THE COSTS AND EXPENSES WITHIN SUCH DISTRICTS.  
PUBLIC NOTICE IS HEREBY GIVEN, and that an adequate number of typewritten copies of the above-numbered and entitled proposed Ordinance are available for public inspection and distribution at the office of the City Clerk of the City of Las Vegas, at her office in City Hall, 400 Stewart Avenue, Las Vegas, Nevada, and that such Ordinance was proposed on April 7, 2004, and will be considered for adoption at the a regular meeting of the City Council of the City of Las Vegas held on April 21, 2004.  
/s/ Barbara Jo. Ronemus, City Clerk  
PUB: April 10, 2004  
LV Review-Journal

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