

AN EMERGENCY ORDINANCE TO AMEND SECTIONS 14, 16, 17 AND 18 OF EMERGENCY ORDINANCE NO. 788 ENTITLED: "AN EMERGENCY ORDINANCE CREATING STREET IMPROVEMENT DISTRICT NO. 100-43; PROVIDING FOR THE IMPROVEMENT OF A CERTAIN DESIGNATED STREET BY INSTALLING A COMPLETE STREET LIGHTING SYSTEM THEREON; PROVIDING FOR SPECIAL ASSESSMENTS ACCORDING TO FRONTAGE TO DEFRAY THE STATED ENTIRE COST THEREOF; DIRECTING THE PREPARATION OF AN ASSESSMENT ROLL AND THE REPORTING OF THE SAME TO THE BOARD OF COMMISSIONERS; PROVIDING FOR FILING OF SAID ROLL WITH CITY CLERK; PROVIDING A TIME AND PLACE TO REVIEW SAID ASSESSMENTS AND NOTIFICATION THEREOF; PROVIDING FOR THE CORRECTION AND/OR CONFIRMATION AND APPROVAL OF SAID ROLL THEREAT OR THEREAFTER; PROVIDING FOR THE INDORSEMENT ON SAID ROLL OF SAID CONFIRMATION AND APPROVAL; PROVIDING FOR THE DELIVERY OF SAID APPROVED ROLL TO THE EX-OFFICIO CITY ASSESSOR; PROVIDING THAT SAID ASSESSMENTS SHALL CONSTITUTE A LIEN; PRESCRIBING THE METHOD OF PAYING SAID ASSESSMENTS AND THE INTEREST THEREON; PROVIDING FOR THE DISPOSITION OF SAID ASSESSMENTS; DIRECTING THE NOTIFICATION BY MAIL WHEN AND WHERE SAID ASSESSMENT IS DUE AND PAYABLE; RATIFYING, APPROVING AND CONFIRMING ALL ACTION HERETOFORE TAKEN TOWARD IMPROVING SAID STREET IN SAID DISTRICT; TOWARD ITS CREATION AND TOWARD LEVYING AND EFFECTING SPECIAL ASSESSMENTS; PROVIDING OTHER MATTERS RELATING THERETO; AND DECLARING AN EMERGENCY" BY PROVIDING FOR THE RENUMBERING OF SECTIONS 16, 17 AND 18 ON PAGE 7 OF EMERGENCY ORDINANCE NO. 788; BY ESTABLISHING JULY 1ST OF EACH YEAR AS THE DATE WHEN ANNUAL INSTALLMENTS OF UNPAID ASSESSMENTS SHALL BE DUE; RATIFYING, APPROVING AND CONFIRMING ALL ACTION HERETOFORE TAKEN TOWARD IMPROVING THAT CERTAIN STREET BY INSTALLING A COMPLETE STREET LIGHTING SYSTEM THEREON; IN SAID DISTRICT; TOWARD ITS CREATION AND TOWARD LEVYING AND EFFECTING SPECIAL ASSESSMENTS; PROVIDING OTHER MATTERS RELATING THERETO; AND DECLARING AN EMERGENCY.

WHEREAS, Street Improvement Assessment District No. 100-43 was created by Emergency Ordinance No. 788; and

WHEREAS, Section 14 of said ordinance contemplated that the Assessment Roll would be confirmed during May, 1959, and that the unpaid assessments would be paid on the 1st day of June of each year until completely paid off; and

WHEREAS, the assessment roll cannot be confirmed until some time during the month of June, 1959; and

WHEREAS, because of such circumstance the annual installments of principal and interest should not be paid until July 1st of each succeeding year.

NOW, THEREFORE, the Board of Commissioners of the City of Las Vegas does ordain as follows:

SECTION 1. Section 14 of Ordinance No. 788 is hereby amended to read as follows:

That said assessments shall be due and payable at the Office of the County Treasurer of Clark County, Nevada, Acting Ex-Officio City Treasurer and Ex-Officio Tax Collector of the City of Las Vegas, Nevada, within four weeks after said special assessment roll is confirmed and approved, without interest and without demand; provided, that all such assessments, or any part thereof, may, at the election of the owner, be

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paid in installments, with interest, as hereinafter provided. Failure to pay the whole assessment, or any part thereof, within said period of four weeks shall be conclusively considered and held an election on the part of all persons interested, whether under disability or otherwise, to pay in such installments. In case of such election to pay in installments, the unpaid assessments shall be payable at the office of said Ex-Officio City Treasurer in ten substantially equal annual installments of principal, the first of which installments of principal shall be due and payable on or before the 1st day of July, 1960, and the remainder of said installments shall be due and payable successively on or before the same day in each year thereafter until paid in full, with interest in all cases on the unpaid deferred installments of principal from the 1st day of July, 1959, at the same rate of interest as that provided for in the special assessment bond to be hereafter authorized, sold, issued and delivered, but not to exceed seven per centum (7%) per annum, payable annually at the office of said Ex-Officio City Treasurer, the first annual payment of interest being due and payable on the 1st day of July, 1960, and the remainder of said annual installments of interest being due and payable on the 1st day of July in each year thereafter. Failure to pay any installment, whether of principal or interest, when due, shall cause the whole of the unpaid principal to become due and payable immediately, and the whole amount of the unpaid principal and accrued interest shall thereafter bear penalty at the rate of ten per centum (10%) per annum, until the day of sale, but at any time prior to the day of the sale, the owner may pay the amount of all unpaid installments, with interest thereon at ten per centum (10%) per annum, and all penalties accrued, and shall thereupon be restored to the right thereafter to pay in installments in the same manner as if default had not been suffered. The owner of any property not in default as to any installment or payment, may, at any time, pay the whole of the unpaid principal with interest accruing thereon to the next interest paying date.

Each assessment, together with interest thereon, shall be placed on the tax roll of Clark County on and against the several owners and premises, and the County Assessor of Clark County, Acting Ex-Officio Assessor of the City of Las Vegas, is hereby authorized and directed to

enter the same on the tax roll of said County and to extend the same in a special column for special assessments on said tax roll, and the County Treasurer of said County, the Ex-Officio City Treasurer and Ex-Officio Tax Collector of the City of Las Vegas, is hereby authorized and directed to collect the same, all in the same manner and at the same time as other State and County taxes are collected.

SECTION 2. That Section 16, on Page 7 of Emergency Ordinance No. 788 is hereby amended to be numbered Section 15.

SECTION 3. That Section 17, on Page 7 of Emergency Ordinance No. 788 is hereby amended to be numbered Section 16.

SECTION 4. That Section 18, on Page 7 of Emergency Ordinance No. 788 is hereby amended to be numbered Section 17.

SECTION 5. That all action (not inconsistent with the provisions of this Ordinance) heretofore taken by the City of Las Vegas, and the officers of said City, directed toward the improving of North Main Street by constructing thereon street lighting facilities which include concrete bases, aluminum standards, mercury vapor luminaires and underground and single overhead wire and series lighting system, together with such appurtenances as may be required, in the said Street Improvement Assessment District No. 100-43, toward the creation of said District, and toward levying and effecting special assessments to defray the entire cost thereof, be, and the same is hereby ratified, approved and confirmed.

SECTION 6. That if any one or more sections, sentences, clauses or parts of this ordinance shall, for any reason, be questioned or be held invalid, such judgment shall not affect, impair or invalidate the remaining provisions of this ordinance, but shall be confined in its operation to the specific sections, sentences, clauses or parts of the ordinance so held unconstitutional and invalid, and the inapplicability and invalidity of any section, sentence, clause or part of this ordinance, in any one or more instances shall not affect or prejudice in any way the applicability and validity of this ordinance in any other instances.

SECTION 7. That by reason of the fact that this street in the City of Las Vegas is inadequate to meet the present and future needs of the City and its inhabitants and that it is necessary immediately to raise funds to improve said street, therefore, it is hereby declared that an emergency

exists, and that this ordinance is necessary for the immediate preservation of the public peace, health and safety.

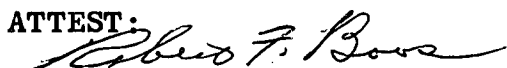
SECTION 8. That the Acting City Clerk and Clerk of the Board of Commissioners of the City of Las Vegas shall cause this ordinance to be published once a week for two successive weeks immediately following its final reading and adoption, in the Las Vegas Review Journal, a daily newspaper published in said City, and this ordinance shall become effective immediately following the second publication hereof.

PASSED, ADOPTED AND APPROVED THIS 20th day of May, 1959.

APPROVED:


s/ Reed Whipple
MAYOR PRO TEM

ATTEST:


s/ Robert F. Boos
ACTING CITY CLERK

Those voting in favor of the foregoing ordinance:

Voting "Aye": Commissioners Fountain and Sharp, and
Mayor Pro Tem Reed Whipple

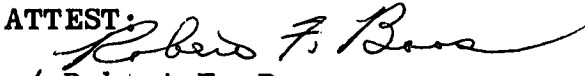
Voting "Nay": None

Absent: Mayor C. D. Baker

APPROVED:


s/ Reed Whipple
MAYOR PRO TEM

ATTEST:


s/ Robert F. Boos
ACTING CITY CLERK

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA, }
COUNTY OF CLARK } ss.

A.F. Schellack, being first duly sworn,
deposes and says, That he is Foreman of the LAS VEGAS REVIEW-JOURNAL,
a daily newspaper, of general circulation, printed and published at Las Vegas,
in the County of Clark, State of Nevada, and that the attached was continuously

published in said newspaper for a period of Two (2) insertions
from May 22, 1959 to May 29, 1959

inclusive, being the issues of said newspaper for the following dates, to-wit:
May 22, 29, 1959

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

SIGNED

A.F. Schellack

Subscribed and sworn to before me this 29th day of May, 1959

W. J. G. G. G.

NOTARY PUBLIC IN AND FOR CLARK COUNTY, NEVADA

My Commission Expires April 14, 1962.

EMERGENCY ORDINANCE NO. 784
AN EMERGENCY ORDINANCE TO
AMEND SECTIONS 14, 16, 17 AND 18
OF EMERGENCY ORDINANCE NO.
788, ENTITLED: "AN EMERGENCY
ORDINANCE CREATING STREET IM-
PROVEMENT DISTRICT NO. 100-43,
PROVIDING FOR THE IMPROVE-

MENT OF A CERTAIN DESIGNATED
STREET BY INSTALLING A COM-
PLETE STREET LIGHTING SYSTEM
THEREON; PROVIDING FOR SPE-
CIAL ASSESSMENTS ACCORDING TO
FRONTAGE TO DEFRAY THE STAT-
ED ENTIRE COST THEREOF; DI-
RECTING THE PREPARATION OF
AN ASSESSMENT ROLL AND THE
REPORTING OF THE SAME TO THE
BOARD OF COMMISSIONERS; PRO-
VIDING FOR FILING OF SAID ROLL
WITH CITY CLERK; PROVIDING A
TIME AND PLACE TO REVIEW SAID
ASSESSMENTS AND NOTIFICATION
THEREOF; PROVIDING FOR THE
CORRECTION AND/OR CONFIRMA-
TION AND APPROVAL OF SAID ROLL
THEREAT OR THEREAFTER; PRO-
VIDING FOR THE INDORSEMENT ON
SAID ROLL OF SAID CONFIRMATION
AND APPROVAL; PROVIDING FOR
THE DELIVERY OF SAID APPROVED
ROLL TO THE EX-OFFICIO CITY AS-
SESSOR; PROVIDING THAT SAID AS-
SESSMENTS SHALL CONSTITUTE A
LIEN; PRESCRIBING THE METHOD
OF PAYING SAID ASSESSMENTS AND
THE INTEREST THEREON; PROVID-
ING FOR THE DISPOSITION OF SAID
ASSESSMENTS; DIRECTING THE NO-
TIFICATION BY MAIL WHEN AND
WHERE SAID ASSESSMENT IS DUE
AND PAYABLE; RATIFYING, AP-
PROVING AND CONFIRMING ALL
ACTION HERETOFORE TAKEN TO-
WARD IMPROVING SAID STREET IN
SAID DISTRICT; TOWARD ITS CRE-
ATION AND TOWARD LEVYING AND
EFFECTING SPECIAL ASSESS-
MENTS; PROVIDING OTHER MAT-
TERS RELATING THERETO; AND
DECLARING AN EMERGENCY BY
PROVIDING FOR THE RENUMBER-
ING OF SECTIONS 16, 17, AND 18
ON PAGE 7 OF EMERGENCY ORD-
INANCE NO. 788; BY ESTABLISHING
JULY 1ST OF EACH YEAR AS THE
DATE WHEN ANNUAL INSTALL-
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SHALL BE DUE; RATIFYING, AP-
PROVING AND CONFIRMING ALL
ACTION HERETOFORE TAKEN TO-
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STREET BY INSTALLING A COM-
PLETE STREET LIGHTING SYSTEM
THEREON IN SAID DISTRICT; TO-
WARD ITS CREATION AND TOWARD
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ASSESSMENTS; PROVIDING OTHER
MATTERS RELATING THERETO;
AND DECLARING AN EMERGENCY.

WHEREAS, Street Improvement As-
sessment District No. 100-43 was cre-
ated by Emergency Ordinance No. 788;
and

WHEREAS, Section 14 of said ordi-
nance contemplated that the Assessment
Roll would be confirmed during May,
1959, and that the unpaid assessments
would be paid on the 1st day of June
of each year until completely paid off;
and

WHEREAS, the assessment roll can-
not be confirmed until some time dur-
ing the month of June, 1959; and

WHEREAS, because of such circum-
stance the annual installments of prin-
cipal and interest should not be paid
until July 1st of each succeeding year.

NOW, THEREFORE, the Board of
Commissioners of the City of Las Ve-
gas does ordain as follows:

SECTION 1. Section 14 of Ordinance
No. 788 is hereby amended to read as
follows:

That said assessments shall be due
and payable at the Office of the County
Treasurer of Clark County, Nevada,
Acting Ex-Officio City Treasurer and
Ex-Officio Tax Collector of the City of
Las Vegas, Nevada, within four weeks
after said special assessment roll is
confirmed and approved, without inter-
est and without demand; provided, that
all such assessments, or any part there-
of, may, at the election of the owner,
be paid in installments, with interest,
as hereinafter provided. Failure to pay
the whole assessment, or any part
thereof, within said period of four
weeks shall be conclusively considered
and held an election on the part of all
persons interested, whether under dis-
ability or otherwise, to pay in such in-
stallments. In case of such election to
pay in installments, the unpaid assess-
ments shall be payable at the office of

said Ex-Officio City Treasurer in ten
substantially equal annual installments
of principal, the first of which install-
ments of principal shall be due and
payable on or before the 1st day of
July, 1960, and the remainder of said
installments shall be due and payable
successively on or before the same
day in each year thereafter until paid
in full, with interest in all cases on
the unpaid deferred installments of
principal from the 1st day of July,
1959, at the same rate of interest as
that provided for in the special assess-
ment bond to be hereafter authorized,
sold, issued and delivered, but not to
exceed seven per centum (7%) per
annum, payable annually at the office
of said Ex-Officio City Treasurer, the
first annual payment of interest being
due and payable on the 1st day of
July, 1960, and the remainder of said
annual installments of interest being
due and payable on the 1st day of July
in each year thereafter. Failure to
pay any installment, whether of prin-
cipal or interest, when due, shall
cause the whole of the unpaid principal
to become due and payable immedi-
ately, and the whole amount of the unpaid
principal and accrued interest shall
thereafter bear penalty at the rate of
ten per centum (10%) per annum, until
the day of sale, but at any time prior
to the day of the sale, the owner may
pay the amount of all unpaid install-
ments, with interest thereon at ten
per centum (10%) per annum, and all
penalties accrued, and shall thereupon
be restored to the right thereafter to
pay in installments in the same man-
ner as if default had not been suffered.
The owner of any property not in de-
fault as to any installment or payment
may, at any time, pay the whole of
the unpaid principal with interest ac-
cruing thereon to the next interest pay-
ing date.

Each assessment, together with in-
terest thereon, shall be placed on the
tax roll of Clark County on and against
the several owners and premises, and
the County Assessor of Clark County,
Acting Ex-Officio Assessor of the City
of Las Vegas, is hereby authorized and
directed to enter the same on the tax
roll of said County and to extend the
same in a special column for special
assessments on said tax roll, and the
County Treasurer of said County, the
Ex-Officio City Treasurer and Ex-Of-
ficio Tax Collector of the City of Las
Vegas, is hereby authorized and direct-
ed to collect the same, all in the same
manner and at the same time as other
State and County taxes are collected.

SECTION 2. That Section 16, on Page
7 of Emergency Ordinance No. 788 is
hereby amended to be numbered Sec-
tion 15.

SECTION 3. That Section 17, on Page
7 of Emergency Ordinance No. 788 is
hereby amended to be numbered Sec-
tion 16.

SECTION 4. That Section 18, on Page
7 of Emergency Ordinance No. 788 is
hereby amended to be numbered Sec-
tion 17.

SECTION 5. That all action (not in-
consistent with the provisions of this
Ordinance) heretofore taken by the City
of Las Vegas, and the officers of said
City, directed toward the improving of
North Main Street by constructing
thereon street lighting facilities which
include concrete bases, aluminum stand-
ards, mercury vapor luminaries and
underground and single overhead wire
and series lighting system, together
with such appurtenances as may be
required, in the said Street Improve-
ment Assessment District No. 100-43,
toward the creation of said District,
and toward levying and effecting special
assessments to defray the entire
cost thereof, be, and the same is hereby
ratified, approved and confirmed.

SECTION 6. That if any one or more
sections, sentences, clauses or parts of
this ordinance shall, for any reason,
be questioned or be held invalid, such
judgment shall not affect, impair or
invalidate the remaining provisions of
this ordinance, but shall be confined
in its operation to the specific sections,
sentences, clauses or parts of the or-
dinance so held unconstitutional and
invalid, and the inapplicability and

invalidity of any section, sentence,
clause or part of this ordinance, in
any one or more instances shall not
affect or prejudice in any way the ap-
plicability and validity of this ordi-
nance in any other instances.

SECTION 7. That by reason of the
fact that this street in the City of Las
Vegas is inadequate to meet the pres-
ent and future needs of the City and
its inhabitants and that it is necessary
immediately to raise funds to improve
said street, therefore, it is hereby
declared that an emergency exists,
and that this ordinance is necessary
for the immediate preservation of the
public peace, health and safety.

SECTION 8. That the Acting City
Clerk and Clerk of the Board of Com-
missioners of the City of Las Vegas
shall cause this ordinance to be pub-
lished once a week for two successive
weeks immediately following its final
reading and adoption, in the Las Vegas
Review Journal, a daily newspaper
published in said City, and this ordi-
nance shall become effective immedi-
ately following the second publication
hereof.

PASSED, ADOPTED, AND APPROV-
ED THIS 20th day of May, 1959.

APPROVED:
s/ Reed Whipple
MAYOR PRO TEM

ATTEST:
s/ Robert F. Boos
ACTING CITY CLERK
Those voting in favor of the fore-
going ordinance:
Voting "Aye": Commissioners Foun-
tain and Sharp, and Mayor Pro
Tem Reed Whipple
Voting "Nay": None
Absent: Mayor C. D. Baker

APPROVED:
s/ Reed Whipple
MAYOR PRO TEM

ATTEST:
s/ Robert F. Boos
ACTING CITY CLERK
May 22, 59