

AN EMERGENCY ORDINANCE TO AMEND SECTION 15 OF EMERGENCY ORDINANCE NO. 758 ENTITLED: "AN EMERGENCY ORDINANCE CREATING STREET IMPROVEMENT ASSESSMENT DISTRICT NO. 100-35; PROVIDING FOR THE IMPROVEMENT OF A CERTAIN DESIGNATED STREET THEREIN; PROVIDING FOR SPECIAL ASSESSMENTS ACCORDING TO BENEFITS TO DEFRAID 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; TOWARDS ITS CREATION AND TOWARD LEVYING AND EFFECTING SPECIAL ASSESSMENTS; PROVIDING OTHER MATTERS RELATING THERETO; AND DECLARING AN EMERGENCY." BY ESTABLISHING APRIL 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 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. 100-35 was created by Emergency Ordinance No. 758; and

WHEREAS, Section 15 of said ordinance contemplated that the Assessment Roll would be confirmed during February, 1958, and that the unpaid assessments would be paid on the 1st day of March of each year until completely paid off; and

WHEREAS, the assessment roll cannot be confirmed until some time during the month of March, 1958; and

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

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

SECTION 1. Section 15 of Ordinance 758 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

CITY CLERK'S FILE

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 April, 1959, 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 April, 1958, 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 April, 1959, and the remainder of said annual installments of interest being due and payable on the 1st day of April 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 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 East Charleston Boulevard by the laying of oil bound gravel pavement thereon, and by constructing on both sides thereof concrete curbs and gutters and concrete valley gutters wherever necessary, and installing sidewalks and street lighting along the same in the said Street Improvement Assessment District No. 100-35, 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 3. 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 4. That by reason of the fact that the street of the City of Las Vegas are 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 5. That the City Clerk and Clerk of the Board of Commissioners of the City of Las Vegas shall cause this ordinance to be

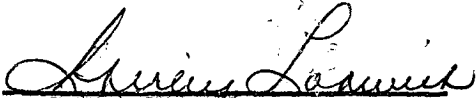
published once a week for two successive weeks immediately following its final reading and adoption, in the Las Vegas Review Journal, a daily newspaper published in said City, and this ordinance shall become effective immediately following the second publication hereof.

PASSED, ADOPTED AND APPROVED this 5th day of March, 1958.

APPROVED:


MAYOR

ATTEST:


CITY CLERK

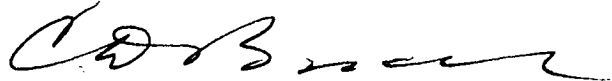
Those voting in favor of the foregoing ordinance:

Voting "Aye": Commissioners Bunker, Fountain, Whipple and Mayor Baker

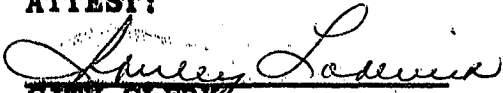
Voting "Nay": None

Absent: Commissioner Sharp

APPROVED:


MAYOR

ATTEST:


CITY CLERK

EMERGENCY ORDINANCE NO. 762
 AN EMERGENCY ORDINANCE TO
 AMEND SECTION 15 OF EMERGENCY
 ORDINANCE NO. 758 ENTITLED: AN
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 NOW, THEREFORE, the Board of
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 gas does ordain as follows:
 SECTION 1. Section 15 of Ordinance
 758 is hereby amended to read as fol-
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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 March 9, 1958 to March 16, 1958

inclusive, being the issues of said newspaper for the following dates, to-wit:
March 9, 16, 1958

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 11 day of March, 1958

W. J. ...
 NOTARY PUBLIC IN AND FOR CLARK COUNTY, NEVADA
 My Commission Expires April 14, 1958.

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 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 April, 1958, 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 April, 1958, 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 April, 1959, and the remainder of said annual installments of interest being due and payable on the 1st day of April 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.

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SECTION 2. 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 East Charleston Boulevard by the laying of oil bound gravel pavement thereon, and by constructing on both sides thereof concrete curbs and gutters and concrete valley gutters wherever necessary, and installing sidewalks and street lighting along the same in the said Street Improvement Assessment District No. 100-35, 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 3. 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 4. That by reason of the fact that the street of the City of Las Vegas are 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 5. That the 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 5th day of March, 1958.

APPROVED:

C. D. BAKER
Mayor

ATTEST:
SHIRLEY LODWICK
City Clerk

Those voting in favor of the foregoing ordinance:

Voting "Aye": Commissioners Bunker, Fountain, Whipple and Mayor Baker
Voting "Nay": None
Absent: Commissioner Sharp.

APPROVED:

C. D. BAKER
Mayor

ATTEST:
SHIRLEY LODWICK
City Clerk
Mar. 5, 1958