

BILL NO. 92-66

ORDINANCE NO. 3684

AN ORDINANCE AUTHORIZING THE ISSUANCE OF A REGISTERED GENERAL OBLIGATION INTERIM WARRANT OR INTERIM WARRANTS FOR CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1427; PRESCRIBING THE FORM OF SAID WARRANT OR WARRANTS; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL THEREOF AND INTEREST THEREON; AND PRESCRIBING DETAILS IN CONNECTION THEREWITH.

Sponsored by:	Ordinance required by	Summary:
	step procedure.	Authorizes issuance of interim warrants.

WHEREAS, the City Council of the City of Las Vegas (the "City Council" and the "City", respectively, herein), in the County of Clark and State of Nevada, has taken the requisite legal action that is preliminary to and in the creation of "City of Las Vegas, Nevada, Special Improvement District No. 1427" (the "District" herein), consisting of six (6) separate and distinct assessment units, for the purposes of providing for the grading, gravelling, macadamizing, paving, draining and otherwise improving of Sahara Avenue, and portions thereof, as is more particularly described in the notice of hearing (the "Notice of Hearing" herein) that is provided for in Section 4 of the Provisional Order Resolution that was duly passed, adopted and approved by the City Council on the 20th day of May, 1992, as ASSESSMENT UNIT NO. I, providing for the installation of curbs and gutters along Sahara Avenue, and portions thereof, as is more particularly described in the Notice of Hearing as ASSESSMENT UNIT NO. II, providing for the installation of commercial driveway approaches along Sahara Avenue, and portions thereof, as is more particularly described in the Notice of Hearing as

ASSESSMENT UNIT NO. III, providing for the installation of a street lighting system and all facilities that are incidental thereto along Sahara Avenue, and portions thereof, as is more particularly described in the Notice of Hearing as ASSESSMENT UNIT NO. IV, providing for the installation of sanitary sewer laterals along Sahara Avenue, and portions thereof, as is more particularly described in the Notice of Hearing as ASSESSMENT UNIT NO. V, and providing for the installation of potable water laterals along Sahara Avenue, and portions thereof, as is more particularly described in the Notice of Hearing as ASSESSMENT UNIT NO. VI, and of defraying the entire costs and expenses thereof by special assessments against the assessable lots and parcels of property within each of the assessment units in the District according to the benefits that will be derived from such improvements by the respective lots and parcels that are to be so assessed; and

WHEREAS, the City Council, by Ordinance No. 3662 that was duly passed, adopted and approved on the 5th day of August, 1992, has provided for the creation of the District, ordered the construction and installation of such improvements and determined the basis for assessing the costs and expenses that will be incurred in such construction and installation against the several assessable lots and parcels of property in each assessment unit of the District that will be benefited thereby; and

WHEREAS, the City Council proposes to award contracts for the furnishing of the labor, materials, transportation and

services for the improvements that are proposed to be constructed and installed by way of the District in the following estimated amounts:

\$240,568.00 for the improvements that are proposed to be constructed and installed in ASSESSMENT UNIT NO. I,

\$100,848.00 for the improvements that are proposed to be constructed and installed in ASSESSMENT UNIT NO. II,

\$79,739.00 for the improvements that are proposed to be constructed and installed in ASSESSMENT UNIT NO. III,

\$253,329.00 for the improvements that are proposed to be constructed and installed in ASSESSMENT UNIT NO. IV,

\$50,005.00 for the improvements that are proposed to be constructed and installed in ASSESSMENT UNIT NO. V and

\$51,498.00 for the improvements that are proposed to be constructed and installed in ASSESSMENT UNIT NO VI

in the manner that is provided by law and has incurred and will incur other obligations in connection with the District; and

WHEREAS, the City Council has determined, and by this Ordinance does so determine, that, for the purpose of providing the funds to pay for the construction and installation of such improvements, together with the administrative costs that are allocable thereto, until the funds therefor are available from the levy and collection of the special assessments that are proposed to be levied in connection with, and the issuance of any special assessment bonds in respect of, the District, it would be in the best interests of the City to issue the City's fully registered (i.e., registered for payment only as to both

principal and interest) general obligation interim warrant or, if necessary, a series of general obligation interim warrants in the principal amount or in the aggregate principal amount, as the case may be, of SEVEN HUNDRED SEVENTY-FIVE THOUSAND NINE HUNDRED EIGHTY-SEVEN AND NO/100THS DOLLARS (\$775,987.00) (or such lesser amount as is actually advanced to the City by the purchaser thereof), such amount to be advanced to the City by such purchaser at one time or from time to time in installments, as and when the City requests the same, in such amount or amounts as may be needed, based upon the estimate or estimates of the City Engineer of the City ("City Engineer" herein), to make payment for the work that has been performed in connection with the District, together with the administrative costs that are allocable thereto. Such warrant or warrants (i) is or are to be in such form as to permit the purchaser thereof to make advances to the City against the total principal amount thereof during the period of the construction and installation of the improvements that have been ordered to be constructed and installed in the District, (ii) together with the interest that becomes due thereon from date of the advance, or from the respective dates of the advances, thereagainst until such warrant or warrants is or are paid in full, shall mature two years after the date of the warrant or the initial warrant, as the case may be, with the provision that the same may be redeemed and retired at any time that is prior to such maturity date from the money that is actually collected and is available for that purpose from the levy and collection of such assessments, and (iii) shall be

redeemed and retired at any time that is prior to such maturity date from the proceeds of the sale of such bonds, all in accordance with Section 271.355 of the Nevada Revised Statutes; and

WHEREAS, the City Council, through the introduction of Bill No. 92-52 at its meeting that was held on Wednesday, the 19th day of August, 1992, contemplated that, for the purpose of securing the best rate of interest that would be borne by such interim warrant or warrants, proposals for the purchase thereof would be solicited from the various financial institutions in the Southern Nevada area, but no such proposals were solicited and for that reason no action was taken with respect to said Bill No. 92-52 within the thirty (30) day period in which action with respect to a proposed ordinance is, by Section 2.110(2) of the City Charter of the City, required to be taken.

WHEREAS, for the purpose as aforesaid, the City Council has now caused proposals for the purchase of such interim warrant or warrants to be solicited, and, upon the opening, on the 15th day of October, 1992, at the Las Vegas City Hall, of the proposals that were received in response to such solicitation determined, and by this Ordinance does so determine, that the proposal of the FIRST INTERSTATE BANK OF NEVADA N.A. (the "Purchaser" herein), agreeing to purchase such interim warrant or warrants at an annual interest rate that is equal to EIGHTY-FOUR AND 42/100THS per centum (84.42%) of the prime rate that is published in the Wall Street Journal on the day that the City draws its initial advance against such warrant or warrants,

is the best responsive and responsible proposal and is hereby accepted.

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

SECTION 1. That the City Council hereby authorizes, empowers and directs the City Treasurer of the City (the "City Treasurer" herein) to issue the City's fully registered general obligation interim warrant or, if necessary, a series of general obligation interim warrants for City of Las Vegas, Nevada, Special Improvement District No. 1427, payable to the Purchaser in the principal amount or in the aggregate principal amount, as the case may be, of SEVEN HUNDRED SEVENTY-FIVE THOUSAND NINE HUNDRED EIGHTY-SEVEN AND NO/100THS DOLLARS (\$775,987.00) (or such lesser amount as is actually advanced to the City by the Purchaser), such amount to be advanced to the City by the Purchaser at one time or from time to time in installments, as and when the City requests the same, in such amount or amounts as may be needed, based upon the estimate or estimates of the City Engineer, to make payment for the work that has been performed in connection with the District, together with the administrative costs that are allocable thereto. The unpaid balance of the total outstanding principal amount of such warrant or warrants shall bear interest at an annual rate that is equal to EIGHTY-FOUR AND 42/100THS per centum (84.42%) of the prime rate that is published in the Wall Street Journal on the day that the City draws its initial advance against such warrant or warrants (but in no event shall such interest rate exceed by more than

three per centum (3%) the Index of Twenty Bonds that was most recently published before that day) from the date of such advance, or from the respective dates of the advances, thereagainst, as the same is or are recorded in the City Treasurer's Installment Loan Advances Certificate (the "Advances Certificate" herein), until such warrant or warrants is or are paid in full, and such warrant or warrants shall be approved by the Mayor and City Clerk of the City.

SECTION 2. That such warrant or warrants, together with the interest that becomes due thereon from the date of the advance, or from the respective dates of the advances, thereagainst, as the same is or are recorded in the Advances Certificate, until such warrant or warrants is or are paid in full, (i) shall mature two years after the date of the warrant or the initial warrant, as the case may be, (ii) may be redeemed and retired at any time that is prior to such maturity date, in regular numerical order if there be more than one warrant, from the money that is actually collected and is available for that purpose from the levy and collection of the special assessments that are levied in connection with the District and (iii) shall be redeemed and retired at any time that is prior to such maturity date, in regular numerical order if there be more than one warrant, from the proceeds of the sale of the special assessment bonds in connection with the District or, if necessary, from the City's general fund, and the full faith and credit of the City is hereby pledged to the payment thereof.

SECTION 3. That such warrant or each such warrant, as

the case may be, shall be issued pursuant to the laws of the State of Nevada and of the City, and such warrant or, as the case may be, each such warrant, together with all other interim warrants that may have theretofore been issued in connection with the District, shall not exceed the value of the work that is proposed to be performed in connection with the District, together with the administrative costs that are allocable thereto, based upon the estimate or estimates of the City Engineer that is or are made on or before the date or dates on which such warrant or warrants is or are issued.

SECTION 4. That such warrant or each such warrant, as the case may be, shall be registered for payment as to both principal and interest in the Office of the City Treasurer, who is hereby appointed as the Registrar for that purpose, and any transfer thereof must likewise be registered in said Office.

SECTION 5. That such warrant or warrants shall be, substantially, in the following form:

CITY OF LAS VEGAS
CLARK COUNTY, STATE OF NEVADA
SPECIAL IMPROVEMENT DISTRICT NO. 1427

INTERIM WARRANT

No. 1

Principal Amount \$775,987.00

Las Vegas, Nevada, _____

On the ____ day of _____, 19____, or upon call by the City of Las Vegas, Nevada (the "City" herein), on any date that is prior thereto after the date of the delivery of the special assessment bonds that are payable from the special assessments that are levied for the purpose of defraying the costs and expenses of constructing and installing the improvements in "City of Las Vegas, Nevada, Special Improvement District No. 1427" (the "District" herein), the City Treasurer of the City (the "City Treasurer" herein) will pay to the FIRST INTERSTATE BANK OF NEVADA N.A. (the "Purchaser" herein), the registered owner hereof, or its registered assigns, the sum of SEVEN HUNDRED SEVENTY-FIVE THOUSAND NINE HUNDRED EIGHTY-SEVEN AND NO/100THS DOLLARS (\$775,987.00), or such lesser sum as shall represent the aggregate amount of the advances that are made to the City by the Purchaser, as the same are recorded in the City Treasurer's Installment Loan Advances Certificate that appears on the reverse side hereof (but in no event more than the maximum principal amount of \$775,987.00), together with the interest that has accrued thereon at the rate of _____ / 100THS per centum (____%) per annum from the date on which each

such advance is made, payable quarterly. Interest shall accrue on the unpaid balance of the total principal amount hereof from the respective dates of the advances thereagainst, as the same are recorded in said Advances Certificate.

This warrant, together with the interest hereon, is a general obligation of the City, may be redeemed and retired at any time from the money that is actually collected and is available for that purpose from the levy and collection of the special assessments that are levied in connection with the District and shall be redeemed and retired from the proceeds of the sale of such special assessment bonds or, if necessary, from the City's general fund, and the City Council of the City has pledged the City's full faith and credit to the payment hereof.

This warrant is issued against the payment of the interim warrant purchase price at par, but such purchase price may be paid to the City in one or more advances in accordance with said Advances Certificate. Notwithstanding the principal amount of this warrant that is stated above, the actual principal amount hereof shall in no event exceed the aggregate amount of the advances that the Purchaser has actually made to the City, and interest shall accrue hereon only on the amount of each such advance and only from the respective dates on which such advances are made. In the event that the entire principal amount that is stated above is not advanced, the principal repayment requirement that is set forth above shall be reduced accordingly.

This warrant is fully registered in the name of the Purchaser for payment as to both principal and interest in the Office of the City Treasurer, and any transfer hereof must likewise be registered for payment as to both principal and interest in said Office. This warrant may be transferred only by way of a registered assignment, which such assignment must be noted on the reverse side hereof, and no purported transfer hereof, other than by way of a registered assignment that is so noted, shall be effective.

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proper officers of the City in the issuance of this warrant.

DATED the day, month and year, and numbered as, first
above written.

By Order of the City Council.

APPROVED:

MICHAEL K. OLSON, City Treasurer

JAN LAVERTY JONES, Mayor

KATHLEEN M. TIGHE, City Clerk

(Form of Registration Panel on Back of Warrant)

The City Treasurer of the City of Las Vegas, Nevada, as the duly appointed Registrar for the within and foregoing Interim Warrant No. 1, issued in connection with City of Las Vegas, Nevada, Special Improvement District No. 1427, has noted the registration of said Warrant for payment as to both principal and interest on the registration books of said City and in the registration blank below and acknowledges that the principal of and interest on said Warrant is to be paid to the registered owner thereof only upon such owner's proper acknowledgment of the receipt of such payment. Said Warrant may be transferred by the registered owner thereof or his legal representative only upon a duly executed assignment in a form that is satisfactory to said Registrar, such transfer to be made on such registration books and endorsed hereon.

Every privilege, registration and transfer shall be exercised only in accordance with the ordinance of said City that authorized the issuance of said Warrant and such reasonable rules and regulations as said Registrar may prescribe.

Date of
Registration

Name of
Registered Owner

Signature of
Registrar

(End of Form of Registration Panel)

(Form of Assignment on Back of Warrant)

The within and foregoing Interim Warrant No. 1, issued in connection with City of Las Vegas, Nevada, Special Improvement District No. 1427, is hereby sold, assigned, transferred and set over, without recourse, unto the assignee who is designated below, subject to the terms and conditions of said Warrant, and the undersigned hereby irrevocably appoints the City Treasurer of the City of Las Vegas, Nevada, as the attorney-in-fact of the undersigned to transfer said Warrant on the registration books of said City and in this Registration Panel.

Assignee

Signature of
Assignor-Owner

Date of
Assignment

Address: _____ Signature Guaranteed: _____

Tax Identification
Number: _____

Address: _____ Signature Guaranteed: _____

Tax Identification
Number: _____

Address: _____ Signature Guaranteed: _____

Tax Identification
Number _____

(End of Form of Assignment)

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BILL NO. 92-46
ORDINANCE NO. 3684

AN ORDINANCE AUTHORIZING THE ISSUANCE OF A REGISTERED GENERAL OBLIGATION INTERIM WARRANT OR INTERIM WARRANTS FOR CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1427; PRESCRIBING THE FORM OF SAID WARRANT OR WARRANTS; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL THEREOF AND INTEREST THEREON; AND PRESCRIBING DETAILS IN CONNECTION THEREWITH.

SPONSORED BY: Ordinance required by step procedure.

SUMMARY: Authorizes issuance of interim warrants.

The above and foregoing ordinance was first proposed and read by title to the City Council on the 6th day of October, 1992, and referred to the following committee composed of Councilman Adamsen and Mayor Jones, for recommendation; thereafter the said committee reported favorably on said ordinance on the 21st day of October, 1992, which was a regular meeting of said City Council; and that at said regular meeting the proposed ordinance was read by title to the City Council as first introduced and adopted by the following vote:

VOTING "AYE" Councilmen: Nolen, Adamsen, Higginson, Hawkins Jr. and Mayor Jones

VOTING "NAY" Councilmen: NONE

EXCUSED: Councilmen: NONE

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 10TH FLOOR, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA

PUB: October 24, 1992
Las Vegas Review-Journal

STATE OF NEVADA)
COUNTY OF CLARK)

SS:

CHRISTINE BICKERTON, being first duly sworn, deposes and says:

That she/he is a 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 of which is attached, was continuously published in the LAS VEGAS REVIEW-JOURNAL or THE LAS VEGAS SUN for a period of ONE insertions from the period of OCTOBER 24, 1992 to OCTOBER 24, 1992, on the following days:

OCTOBER 24, 1992

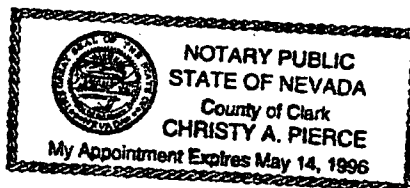
Signed:

Christine Bickerton

Subscribed and sworn to before me this

27th day of October, 19 92

Christy A. Pierce
Notary Public



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OCT 16 4 58 PM '92

CITY CLERK

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STATE OF NEVADA)
COUNTY OF CLARK)

SS:

CHRISTINE BICKERTON, being first duly
sworn, deposes and says:

That she/he is a legal clerk for the LAS VEGAS
REVIEW-JOURNAL and THE LAS VEGAS SUN, daily
newspapers regularly issued, published and circu-
lated in the City of Las Vegas, County of Clark, State
of Nevada, and that the advertisement, a true copy
of which is attached, was continuously published in
the LAS VEGAS REVIEW-JOURNAL or THE LAS
VEGAS SUN for a period of ONE insertions
from the period of OCTOBER 9, 1992
to OCTOBER 9, 1992, on the following
days:

OCTOBER 9, 1992

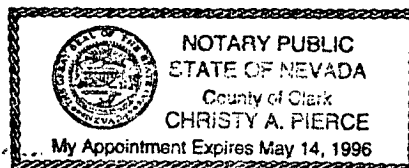
Signed:

Christine Bickerton

Subscribed and sworn to before me, this

12th day of October, 19 92

Christy A. Pierce
Notary Public



BILL NO. 92-66
AN ORDINANCE AUTHORIZING
THE ISSUANCE OF A REGIS-
TERED GENERAL OBLIGATION
INTERIM WARRANT OR INTER-
IM WARRANTS FOR CITY OF LAS
VEGAS, NEVADA. SPECIAL IM-
PROVEMENT DISTRICT NO. 1407;
PRESCRIBING THE FORM OF
SAID WARRANT OR WARRANTS;
PROVIDING FOR THE PAYMENT
OF THE PRINCIPAL THEREOF
AND INTEREST THEREON; AND
PRESCRIBING DETAILS IN CON-
NECTION THEREWITH.
SPONSORED BY: Ordinance re-
quired by step procedure.
SUMMARY: Authorizes issuance of
interim warrants.
At a City Council meeting
OCTOBER 6, 1992
BILL NO. 92-66 WAS READ BY
TITLE AND REFERRED TO REC-
COMMENDING COMMITTEE.
Councilman Adamsen AND Mayor
Jones
COPIES OF THE COMPLETE BILL
ARE AVAILABLE FOR PUBLIC
INFORMATION IN THE OFFICE
OF THE CITY CLERK, 10TH
FLOOR, CITY HALL, 400 EAST
STEWART AVENUE, LAS VEGAS,
NEVADA.
PUB: October 9, 1992
Las Vegas Review-Journal

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SUMMARY: Authorizes issuance of interim warrants.
The above and foregoing ordinance was first proposed and read by title to the City Council on the 6th day of October, 1992, and referred to the following committee composed of Councilman Adamsen and Mayor Jones, for recommendation; thereafter the said committee reported favorably on said ordinance on the 21st day of October, 1992, which was a regular meeting of said City Council; and that at said regular meeting the proposed ordinance was read by title to the City Council as first introduced and adopted by the following vote:
VOTING "AYE" Councilmen: Nolen, Adamsen, Higginson, Hawkins Jr. and Mayor Jones
VOTING "NAY" Councilmen: NONE
EXCUSED: Councilmen: NONE
COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 10TH FLOOR, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA
PUB: October 24, 1992
Las Vegas Review-Journal

STATE OF NEVADA)
COUNTY OF CLARK) SS:

CHRISTINE BICKERTON, being first duly sworn, deposes and says:

That she/he is a 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 of which is attached, was continuously published in the LAS VEGAS REVIEW-JOURNAL or THE LAS VEGAS SUN for a period of ONE insertions from the period of OCTOBER 24, 1992 to OCTOBER 24, 1992, on the following days:

OCTOBER 24, 1992

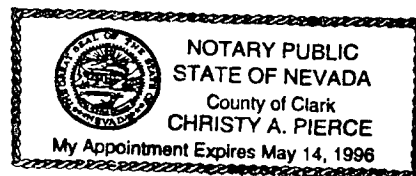
Signed: Christine Bickerton

Subscribed and sworn to before me this

27th day of October, 1992

Christy A. Pierce

Notary Public



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AFFIDAVIT OF PUBLICATION

OCT 16 4 58 PM '92

CITY CLERK

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STATE OF NEVADA)
COUNTY OF CLARK)

SS:

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OCTOBER 9, 1992

Signed:

Christine Bickerton

Subscribed and sworn to before me this

12th day of October, 19 92

Christy A. Pierce
Notary Public

BILL NO. 92-46
AN ORDINANCE AUTHORIZING THE ISSUANCE OF A REGISTERED GENERAL OBLIGATION INTERIM WARRANT OR INTERIM WARRANTS FOR CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1427; PRESCRIBING THE FORM OF SAID WARRANT OR WARRANTS; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL THEREOF AND INTEREST THEREON; AND PRESCRIBING DETAILS IN CONNECTION THEREWITH.
SPONSORED BY: Ordinance required by step procedure.
SUMMARY: Authorizes issuance of interim warrants.
At a City Council meeting OCTOBER 6, 1992
BILL NO. 92-46 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE.
Councilman Adamsen AND Mayor Jones
COPIES OF THE COMPLETE BILL ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 10TH FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.
PUB: October 9, 1992
Las Vegas Review-Journal

