

BILL NO. 2013-18

ORDINANCE NO. 6251

AN ORDINANCE CONCERNING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1485 – ALTA DRIVE (LANDSCAPE MAINTENANCE FY2014); PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF MAINTAINING STREET BEAUTIFICATION IMPROVEMENTS; ASSESSING THE COST OF MAINTENANCE AGAINST THE ASSESSABLE LOTS, TRACTS, AND PARCELS OF LAND BENEFITED BY SAID MAINTENANCE; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN; PRESCRIBING DETAILS IN CONNECTION THEREWITH.

Summary: Levy Ordinance

WHEREAS, the City Council of the City of Las Vegas (hereinafter the "City Council" and "City", respectively) in the County of Clark and State of Nevada, has heretofore, pursuant to the requisite preliminary proceedings, created Las Vegas, Nevada, Special Improvement District No. 1485 – Alta Drive (Landscape Maintenance) (hereinafter the "District"), to defray the annual maintenance costs of a street beautification project within the District (hereinafter the "Maintenance Project") as defined in Chapter 271, Nevada Revised Statutes and has provided that the entire cost and expense of the Maintenance Project shall be paid by special assessments, according to benefits, levied against the benefited lots, tracts and parcels of land in the District; and

WHEREAS, the District has been properly created by an ordinance heretofore adopted under the provisions of the Consolidated Local Improvement Law; and

WHEREAS, the City Council has heretofore determined that the entire cost and expense of the Maintenance Project is to be paid by special assessments levied against the benefited lots, tracts and parcels of land in the District which the City Council has determined will receive special benefits (and corresponding market value increases) from the Maintenance Project; and

WHEREAS, in accordance with NRS 271.360 and NRS 271.378, the City Council has heretofore determined, and does hereby declare, that the net cost of the Maintenance Project for FY2014 (including all necessary incidentals which either have been or will be incurred in connection with the District) is \$75,800, of which, \$ -0- is available from other sources and of which \$75,800 is to be assessed upon the benefited lots, tracts and parcels of land in the District which the City Council has determined will receive special benefits (and corresponding market value increases) from the Maintenance Project; and

WHEREAS, the City Council, by resolution heretofore adopted and directed the Director of Public Works with the assistance of the City Engineer Division (hereinafter the "Engineer") to make out a final assessment roll; and

WHEREAS, after a determination of the costs of such work to be paid by the property specially benefited, the City Council, together with the Engineer made out a final assessment roll containing, among other things, the names and addresses of the last known owners of the property to be assessed, a description of each lot, tract, or parcel of land to be assessed, and the amount of the assessment thereon; and

WHEREAS, the Engineer has reported the final assessment roll to the City Council and has filed the final assessment roll with the City Clerk; and

WHEREAS, the City Council thereupon fixed a time and place, to wit: Wednesday, April 3, 2013, at 1:00 p.m., at the Las Vegas City Council Chambers, 495 South Main Street, in Las Vegas, Nevada, when all complaints, protests and objections to the final assessment roll, to the amount of the assessments, and to the regularity of the proceedings in making such assessments, by the owners of the property specially benefited by, and proposed to be assessed for, the Maintenance Project in the District, by any person interested, and by any parties aggrieved by such assessments, would be heard and considered by the City Council; and

WHEREAS, the Engineer has, in accordance with the provisions of law relating thereto, given the requisite legal notice by both mail and publication that complaints, protests and objections to assessments for the Maintenance Project in the District should be filed with the City Clerk, and that the City Council would hear and consider any and all complaints, protests or objections on Wednesday, April 3, 2013, at 1:00 p.m., at the Las Vegas City Council Chambers, 495 South Main Street, in Las Vegas, Nevada; and

WHEREAS, the City Council caused the final assessment roll ("Tabulation of Parcels") to be filed in the records of the office of the City Clerk on March 6, 2013; and

WHEREAS, the City Clerk, by publication and by mail, gave the requisite notice of the time and place of such hearing on April 3, 2013, of the filing of the final assessment roll in her office, of the date of

filing the same, and of the right of any such person to object specifically in writing and of the waiver of any objection in the absence of such objection; and

WHEREAS, at the time and place so designated, the City Council met to hear and determine all objections filed or made orally by any interested party; and

WHEREAS, all complaints, protests and objections, both written and oral, were found to be without sufficient merit and overruled, except as provided in the District No. 1485 (FY2014) Assessment Protest Resolution; and

WHEREAS, by the District No. 1485 (FY2014) Assessment Protest Resolution, the City Council modified, corrected and revised the final assessment roll and modified, corrected, revised and confirmed the final assessment roll to be in final form; and

WHEREAS, the assessments do not exceed the benefits to the property assessed nor the total cost of the Maintenance Project payable from assessments as heretofore determined; and

WHEREAS, it is incumbent upon the City Council to provide when said assessments shall become due and penalties payable after any delinquency; and

WHEREAS, the City Council has determined, and does hereby determine, that the City shall pay the costs of the Maintenance Project, with funds completely derived from the levy of assessments.

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

Section 1. This Ordinance shall be known as, and may be cited by, the short title "District No. 1485 (FY2014) Levy Ordinance" (hereinafter the "Ordinance").

Section 2. The City Council has heretofore determined, and does hereby declare, that each and every complaint, protest and objection made in connection with the District is without sufficient merit and the same be, and the same hereby is, overruled, and finally passed on by the City Council, except as provided in the District No. 1485 (FY2014) Assessment Protest Resolution.

Section 3. All actions, 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 Special Improvement District No. 1485 – Alta Drive (Landscape Maintenance FY2014) including, but not limited to, the creation of the District, the amount of the maintenance contract, the levy of assessments for

those purposes, the determination that the tracts in the District will receive special benefits and market value increases, and the validation and confirmation of the final assessment roll and the assessments therein, be, and the same hereby is, ratified, approved and confirmed.

Section 4. For the purpose of paying the costs and expenses of the Maintenance Project, the amounts and assessments shown in the final assessment roll (as so filed, modified and confirmed) are hereby levied and assessed against the lots, tracts and parcels of land in the District (being all those specially benefited by the Maintenance Project) and described in the final assessment roll for the District, as filed in the office of the City Clerk on March 6, 2013, and as modified and confirmed by the District No. 1485 (FY2014) Assessment Protest Resolution duly adopted by the City Council on April 17, 2013.

Section 5. The assessments shall be due and payable at the office of the City Treasurer within 30 days after this Ordinance becomes effective, without interest and without demand; provided that all or any part of such assessments may, at the election of the owner, be paid in installments, as hereinafter provided. Failure to pay the whole assessment within said period of 30 days shall be conclusively considered and held an election on the part of all persons interested, whether under disability or otherwise, to pay in installments the amount of the assessment then unpaid. In case of such election to pay in installments, the unpaid assessments shall be payable in four (4) substantially equal quarterly installments of principal until paid in full, without interest, payable at the office of the City Treasurer on July 1, 2013, October 1, 2013, January 1, 2014 and April 1, 2014. Failure to pay any installment when due shall cause the whole amount of the unpaid principal to become due and payable immediately, at the option of the City, the exercise of said option to be indicated by the commencement of foreclosure proceedings by the City; and the whole amount of the unpaid principal shall, after such delinquency, whether said option is or is not exercised, bear penalty interest at the rate of two percent (2%) (or at any higher rate authorized by statute, or any lower rate, which may be zero percent, for such period as determined by the City Treasurer) per month (not prorated for any portion of the month) on the unpaid balance of the assessment and accrued interest until the day of sale or until paid, but at any time prior to the date of the sale the owner may pay the amount of all delinquent installments originally becoming due on or before the date of said payment, and all penalty interest 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 assessed and not in default as to any installment or payment may, at any time (at the option of such owner), pay the whole or any installment of the unpaid principal.

Pursuant to NRS 271.357 and NRS 271.360, any assessment against property for which an application for Hardship Determination has been approved by the City Council shall be postponed. The assessment shall remain postponed until the earlier of the following occurrences: (a) the property is sold or transferred to a person other than one to whom a Hardship Determination has been granted; (b) the property owner's application for renewal of the Hardship Determination is disapproved; or (c) the property owner pays all previous and current assessments. The property owner shall file an application for renewal of the Hardship Determination each year when the Maintenance Project is levied. The owner shall also be subject to the lien as provided in Section 6 hereof.

Section 6. The amounts assessed shall be a lien upon the owner's lots, tracts and parcels of land from the effective date of this Ordinance (i.e. May 19, 2013) until paid. The lien shall be co-equal with the latest lien thereon to secure the payment of general taxes and prior and superior to all other liens, claims, encumbrances and titles (other than the liens of assessments and general taxes). The sale of any such lot, tract or parcel of land for general or other taxes shall not relieve such lot, tract or parcel of land from such assessment or the lien therefor. Such amounts shall continue to be a lien upon the lots, tracts and parcels of land assessed until paid in full (including all principal, penalties, and collection costs).

Section 7. Should any lot, tract or parcel of land within the District be divided after the effective date of this Ordinance and before the collection of all the assessment installments, or if any property in the District makes a request to do so, the City Council may require the City Treasurer to apportion, combine or reapportion the uncollected amounts upon the several parts of land so divided or combined in accordance with the provisions of NRS 271.425. The report of such an apportionment, combination or reapportionment, when approved, shall be conclusive on all the parties, and all assessments thereafter made upon the tracts shall thereafter be according to the subdivision. The report, when approved, shall be recorded in the office of the County Recorder of Clark County, Nevada, together with a statement that the current payment status of any of the assessments may be obtained from the

City Treasurer. Neither the failure to record the report, nor any defect in the report as recorded, shall affect the validity of the assessments, the lien for the payment thereof or the priority of that lien.

Section 8. In case any lot, tract or parcel of land so assessed is delinquent in the payment of the assessment or any installment of principal, the City Council shall forthwith cause the owner of such delinquent property, if known, to be immediately notified in writing of such delinquency, by first-class mail, postage prepaid, addressed to the addressee's last known address. If such delinquency is not paid within 10 days after such notice was given by deposit in the United States mail, then said assessment shall be enforced by the City Treasurer and other officers of the City, as provided in NRS 271.545 to NRS 271.625. Nothing herein shall be construed as preventing the City, at the direction of the governing body, from collecting any assessment by suit in the name of the governing body. The final assessment roll and the certified copy of this Ordinance shall be prima facie evidence of the regularity of the proceedings in making the assessment and of the right to recover judgment therefor.

Section 9. The City Clerk is hereby directed to deliver to the City Treasurer a copy of the final assessment roll containing a description of the lots, tracts and parcels of land being assessed, with the amount of the assessment levied upon each and the name and address of the owner or owners against whom the assessment was made. The final assessment roll is to be recorded in the office of the County Recorder together with the statement that the current payment status of any assessment may be obtained from the City Treasurer. The City Treasurer is additionally directed to collect the several sums so assessed as a tax upon the several tracts to which they were assessed.

Section 10. In accordance with NRS 271.405(7) the City Clerk shall give notice by publication in the Las Vegas Review-Journal, a newspaper of general circulation in the City, and such notice to be published at least once a week, for three consecutive publications, by three weekly insertions, the first such publication to be at least 15 days prior to the end of the 30-day period stating that said assessments have been levied and are due and payable and the last day for their payment. It shall not be necessary that the notice be published on the same day of the week, but not less than 14 days shall intervene between the first publication and the last publication. Service by publication shall be verified by the affidavit of the publisher or his designee and filed with the City Clerk of the City. In accordance with NRS 271.390(2) the City Clerk or Deputy City Clerk shall also give written notice of the levying of the

assessments by mailing a copy of such notice, postage prepaid, at least 20 days prior to the end of said 30-day period, to the owner or owners of all property upon which the assessment was levied at his or her last known address or addresses. Proof of such mailing shall be made by the affidavit of the City Clerk or Deputy City Clerk and such proof shall be filed with the City Clerk. Failure to mail any such notice or notices shall not invalidate any assessment or any other proceedings concerning the District. Proof of the publication and proof of the mailing shall be maintained in the permanent records of the office of the City Clerk until all special assessments have been paid in full or until any claim is barred by an appropriate statute of limitations. The City Council hereby determines that the manner of giving notice herein provided by publication and by mail is reasonably calculated to inform the parties of the proceedings concerning the District and the levy of assessments which may directly and adversely affect their legally protected interests.

Section 11. The notice provided for in NRS 271.390(2) and NRS 271.405(7) and in Section 10 of this Ordinance shall be in substantially the following form:

(Form of Notice)

**NOTICE TO PROPERTY OWNERS OF THE LEVY OF ASSESSMENTS FOR BOUNDARIES OF DISTRICT IN CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT DISTRICT NO. 1485 – ALTA DRIVE (LANDSCAPE MAINTENANCE FY2014)**

NOTICE IS HEREBY GIVEN to the owners of all property upon which an assessment has been levied, and other interested persons, that District No. 1485 (FY2014) Levy Ordinance (hereinafter the "Levy Ordinance") was duly passed, adopted, signed and approved on May 15, 2013. The Levy Ordinance levied and assessed the cost and expense of Boundaries of District against the lots, tracts and parcels of land specially benefited by the maintenance in what is commonly designated as "City of Las Vegas, Nevada, Special Improvement District No. 1485 – Alta Drive (Landscape Maintenance)," (said lots, tracts and parcels of land being more specifically described in the final assessment roll designated in the ordinance).

Assessments are due and payable at the office of the City Treasurer in Las Vegas, Nevada, on or before June 18, 2013, being 30 days after the effective date of the Levy Ordinance, without interest and without demand, provided that all, or any part of such assessments may, at the election of the owner, be paid in installments, without interest as hereinafter provided. Failure to pay the whole assessment within the 30-day period will be conclusively considered and held an election on the part of all persons interested, whether under disability or otherwise, to pay the unpaid assessment in installments. In case of such election to pay in installments, the unpaid assessments will be payable in four (4) substantially equal quarterly installments of principal until paid in full, being payable at the office of the City Treasurer in Las Vegas, Nevada, on July 1, 2013, October 1, 2013, January 1, 2014, and April 1, 2014. Failure to pay any assessment installment when due will cause the whole of the unpaid principal of such assessment to become due and payable immediately at the City's option, and the whole amount of the unpaid principal will, after such delinquency, whether the City's option is or is not exercised, bear penalty interest at the rate of two percent (2%) (or at any higher rate authorized by statute, or any lower rate, which may be zero percent, for such period as determined by the City Treasurer) per month (not prorated for any portion of the month) on the unpaid balance of the assessment and accrued interest, until the day of sale or until paid, but at any time prior to the date of the sale, the owner may pay the amount of all

delinquent installments originally becoming due on or before the date of payment, and all penalty interest accrued, and will 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 assessment installment or payment may, at any time, pay the whole or any installment of the unpaid principal.

Pursuant to NRS 271.357 and NRS 271.360, any assessment against property for which an application for Hardship Determination has been approved by the City Council shall be postponed. The assessment shall remain postponed until the earlier of the following occurrences: (a) the property is sold or transferred to a person other than one to whom a Hardship Determination has been granted; (b) the property owner's application for renewal of the Hardship Determination is disapproved; or (c) the property owner pays all previous and current assessments. The property owner shall file an application for renewal of the Hardship Determination each year when the Maintenance Project is levied. The owner shall also be subject to the lien as provided in Section 6 hereof.

Pursuant to NRS 271.395, within 15 days after the effective date of the Levy Ordinance, any person who has filed a complaint, protest or objection in writing, pursuant to NRS 271.380, shall have the right to commence an action or suit in any court of competent jurisdiction to correct or set aside such determination. Thereafter, all actions or suits attacking the regularity, validity and correctness of the proceedings, of the final assessment roll, of each assessment contained therein, of the amount of special benefits and market value increases, and of the amount thereof levied on each tract, including, without limiting the generality of the foregoing, the defense of confiscation shall be perpetually barred.

The amounts assessed as aforesaid constitute a lien upon said lots, tracts and parcels of land from May 19, 2013, (i.e., the effective date of the Levy Ordinance), which lien shall be co-equal with the latest lien thereon to secure the payment of general taxes and prior and superior to all other liens, claims, encumbrances and titles (other than the liens of assessments and general taxes). The sale of any such lot, tract or parcel of land for general taxes shall not relieve such lot, tract or parcel of land from such assessment or the lien therefor.

Dated this May 15, 2013.

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BEVERLY K. BRIDGES, MMC  
City Clerk

**(End of Form of Notice)**

Section 12. The officers of the City be, and they hereby are, authorized and directed to take all action necessary and appropriate to effectuate the provisions of this Ordinance, including without limiting the generality of the foregoing, the preparation of all necessary documents, legal proceedings, the recording of the final assessment roll, and other items necessary or desirable for the completion of the levying of the assessments of the District.

Section 13. 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 14. That in accordance with Section 2.110 of the City Charter, this Ordinance when first proposed is to be read by title to the City Council, immediately after which an adequate number of copies of the proposed Ordinance are to be deposited with the office of the City Clerk for public examination and distribution upon request; thereafter, the City Clerk is authorized and directed to give notice of the deposit together with the title of the Ordinance by publication at least once in the Las Vegas Review-Journal, i.e., a newspaper published and having general circulation in the City, at least ten (10) days before the adoption of the Ordinance, i.e., at least ten (10) days before May 15, 2013, such publication to be in substantially the following form:

**(FORM OF PUBLICATION OF NOTICE OF DEPOSIT OF AN ORDINANCE)**

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

AN ORDINANCE CONCERNING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1485 ALTA DRIVE (LANDSCAPE MAINTENANCE FY2014) PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF MAINTAINING STREET BEAUTIFICATION IMPROVEMENTS; ASSESSING THE COST OF MAINTENANCE AGAINST THE ASSESSABLE LOTS, TRACTS, AND PARCELS OF LAND BENEFITED BY SAID MAINTENANCE; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN; PRESCRIBING DETAILS IN CONNECTION THEREWITH.

PUBLIC NOTICE IS HEREBY GIVEN that an adequate number of typewritten copies of the above-entitled proposed Ordinance were filed with and are available for public inspection and distribution at the office of the City Clerk of the City of Las Vegas, 495 South Main Street, Las Vegas, Nevada, and that such ordinance was proposed on the 17th of April, 2013, and will be considered for adoption at the regular meeting of the City Council of the City of Las Vegas on the 15th of May, 2013.

/s/ Beverly K. Bridges  
City Clerk

(End of Form)

Section 15. That this Ordinance shall be in effect on the day after its publication, as hereinafter provided. After this Ordinance is signed by the Mayor and attested and sealed by the City Clerk, this Ordinance shall be published by title only, together with the names of the City Council voting for or against its passage, and with a statement that typewritten copies of said Ordinance are available for inspection by all interested parties at the office of the City Clerk, such publication to be made in the Las Vegas Review-Journal, a newspaper published and having general circulation in the City, at least once, pursuant to Section 2.110 of the Charter and all laws thereunto enabling, such publication is to be in substantially the following form:

(Form for Publication After Final Adoption of Ordinance)

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

AN ORDINANCE CONCERNING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1485 ALTA DRIVE (LANDSCAPE MAINTENANCE FY2014); PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF MAINTAINING STREET BEAUTIFICATION IMPROVEMENTS; ASSESSING THE COST OF MAINTENANCE AGAINST THE ASSESSABLE LOTS, TRACTS, AND PARCELS OF LAND BENEFITED BY SAID MAINTENANCE; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN; PRESCRIBING DETAILS IN CONNECTION THEREWITH.

PUBLIC NOTICE IS HEREBY GIVEN that the above Ordinance was proposed on April 17, 2013, and was passed at a regular meeting held on May 15, 2013, by the following vote of the City Council of the City of Las Vegas, Nevada:

Those Voting Aye:

Carolyn G. Goodman  
Stavros S. Anthony  
Lois Tarkanian  
Steven D. Ross  
Ricki Y. Barlow  
Bob Coffin  
Bob Beers

Those Voting Nay:

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

Those Absent:

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

This Ordinance shall be in full force and effect from and after May 19, 2013, i.e., the day after its publication by title only.

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

This 15th of May, 2013.


/s/ CAROLYN G. GOODMAN  
Mayor  
City of Las Vegas, Nevada

(SEAL)

Attest:  
/s/ BEVERLY K. BRIDGES  
City Clerk

Section 16. That 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.


Introduced April 17, 2013, PASSED, ADOPTED AND APPROVED May 15, 2013.

  
CAROLYN G. GOODMAN, Mayor

Attest:

  
BEVERLY K. BRIDGES, MMC  
City Clerk

Approved as to Form:

  
Date 4/2/13 Assistant City Attorney

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

I, Beverly K. Bridges, MMC, the duly chosen, qualified City Clerk of the City of Las Vegas (hereinafter 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 City Council on April 17, 2013, and finally adopted and approved on May 15, 2013.

2. The following members of the City Council were present at the April 17, 2013, Council meeting:

<b>Mayor:</b>	<b>Carolyn G. Goodman</b>
<b>Councilmembers:</b>	<b>Stavros S. Anthony</b>
	<b>Steven D. Ross</b>
	<b>Ricki Y. Barlow</b>
	<b>Bob Coffin</b>
	<b>Bob Beers</b>

3. The foregoing Ordinance was first proposed and read by title to the City Council on April 17, 2013, and referred to a committee for recommendation; thereafter the said committee reported favorably on said Ordinance on May 15, 2013, which was a regular meeting of said City Council; that at said regular meeting, the proposed Ordinance was again read by title to the City Council and adopted. The following members of the City Council were present at the May 15, 2013, meeting and voted upon the adoption of the Ordinance as follows:

<b>Those Voting Aye:</b>	<b>Carolyn G. Goodman</b>
	<b>Stavros S. Anthony</b>
	<b>Lois Tarkanian</b>
	<b>Steven D. Ross</b>
	<b>Bob Coffin</b>
	<b>Bob Beers</b>
<b>Those Voting Nay:</b>	<b>None</b>
<b>Those Absent:</b>	<b>None</b>
<b>Those Not Voting:</b>	<b>Ricki Y. Barlow</b>

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 City 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 City Council were given due and proper notice of the meetings held on April 17, 2013, and May 15, 2013. 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 (3) working days before the meetings at the principal office of the City 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 City Council, to wit:

- (i) City Hall  
495 South Main Street  
Las Vegas, Nevada
- (ii) City of Las Vegas Development Services Center  
333 North Rancho Drive  
Las Vegas, Nevada
- (iii) Clark County Government Center  
500 South Grand Central Parkway  
Las Vegas, Nevada
- (iv) Grant Sawyer Building  
555 E. Washington Avenue  
Las Vegas, Nevada
- (v) The City of Las Vegas website

(b) By mailing a copy of the notice by 9:00 a.m. no later than three (3) working days before the meetings to each person, if any, who has requested notice of the meetings of the City Council in the same manner in which notice is required to be mailed to a member of the City Council.

6. A copy of such notice so given of the meeting of the City Council on April 17, 2013, is attached to this certificate as Exhibit A and a copy of the notice so given of the meeting of the City Council on May 15, 2013, is attached to this certificate as Exhibit B.

7. A copy of the affidavit of publication of filing of the Ordinance is attached to this certificate as Exhibit C. A copy of the affidavit of publication of adoption of the Ordinance is attached to this certificate as Exhibit D.

8. 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 May 15, 2013.

  
\_\_\_\_\_  
BEVERLY K. BRIDGES, MMC  
City Clerk

(SEAL)

**EXHIBIT A**

**(Attach Copy of Notice of April 17, 2013 Meeting)**



## **CITY COUNCIL AGENDA**

**COUNCIL CHAMBERS · 495 SOUTH MAIN STREET · PHONE 229-6011**

**CITY OF LAS VEGAS INTERNET ADDRESS: [www.lasvegasnevada.gov](http://www.lasvegasnevada.gov)**

**COUNCIL MEMBERS: CAROLYN G. GOODMAN, MAYOR (At-Large)**

**COUNCILMAN STAVROS S. ANTHONY, MAYOR PRO TEM (Ward 4)**

**LOIS TARKANIAN (Ward 1), STEVEN D. ROSS (Ward 6), RICKI Y. BARLOW (Ward 5)**

**BOB COFFIN (Ward 3), BOB BEERS, (Ward 2)**

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Facilities are provided throughout City Hall for 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 17, 2013**

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

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

ITEMS LISTED ON THE AGENDA MAY BE TAKEN OUT OF THE ORDER PRESENTED; TWO OR MORE AGENDA ITEMS FOR CONSIDERATION MAY BE COMBINED; AND ANY ITEM ON THE AGENDA MAY BE REMOVED OR RELATED DISCUSSION MAY BE DELAYED AT ANY TIME.

**THE MAYOR AND CITY COUNCIL WELCOME YOUR ATTENDANCE, PUBLIC COMMENT RELATED TO THE ITEMS ON THE AGENDA AND CITIZEN PARTICIPATION ON ITEMS UNDER THE JURISDICTION OF THE CITY COUNCIL AT THIS MEETING. IF YOU WISH TO SPEAK, WE RESPECTFULLY ASK YOU TO COMPLETE AND SUBMIT A SPEAKER CARD TO THE CITY CLERK. CARDS ARE AVAILABLE ONLINE, IN THE CLERK'S OFFICE OR AT THE FRONT OF THE CHAMBERS AS YOU ENTER.**

THESE PROCEEDINGS ARE BEING VIDEO RECORDED AS WELL AS PRESENTED LIVE ON KCLV, CABLE CHANNEL 2, AND ARE CLOSED CAPTIONED FOR OUR HEARING IMPAIRED VIEWERS. PLEASE NOTE SOME CUSTOMERS OF COX COMMUNICATIONS WHO DO NOT HAVE A CABLE BOX CAN VIEW THIS MEETING ON DIGITAL CHANNEL 89.5. 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 CDS AND DUPLICATE AUDIO/VIDEO DVDS MAY BE AVAILABLE AT A COST OF \$5.00 EACH THROUGH THE CITY CLERK'S OFFICE.

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

### **CEREMONIAL MATTERS**

1. CALL TO ORDER
2. ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
3. INVOCATION - STEVE SANSON, VETERANS IN POLITICS INTERNATIONAL
4. PLEDGE OF ALLEGIANCE
5. OATH OF OFFICE ADMINISTERED TO ELECTED OFFICIALS - COUNCILMAN, WARD 2; COUNCILMAN, WARD 4 and COUNCILMAN, WARD 6
6. RECOGNITION OF THE EMPLOYEE OF THE MONTH

7. RECOGNITION OF THE SENIOR OF THE QUARTER
8. RECOGNITION OF RED ROCK SEARCH AND RESCUE
9. RECOGNITION OF NATIONAL LIBRARY WEEK
10. RECOGNITION OF THE ASSISTANCE LEAGUE

### **BUSINESS ITEMS - MORNING**

#### **PUBLIC COMMENT**

11. PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS ON THE AGENDA FOR ACTION. IF YOU WISH TO BE HEARD, COME TO THE PODIUM AND GIVE YOUR NAME FOR THE RECORD. THE AMOUNT OF DISCUSSION, AS WELL AS THE AMOUNT OF TIME ANY SINGLE SPEAKER IS ALLOWED, MAY BE LIMITED

#### **BUSINESS ITEMS**

12. For Possible Action - Any items that the Council, staff and/or the applicant wish to be stricken, tabled, withdrawn or held in abeyance to a future meeting may be brought forward and acted upon at this time
13. For possible action to approve the Final Minutes by reference of the regular City Council meeting of April 3, 2013

### **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**

14. For possible action to accept a donation of 1,200 Michael Jackson ONE tickets from MGM Resorts International for the U.S. Conference of Mayors in June 2013 - All Wards

#### **BUILDING AND SAFETY - CONSENT**

15. For possible action to approve a sewer connection agreement request from GC Wallace Companies on behalf of Hospice Properties VII, LLC, owner and Interlocal Contract with Clark County Water Reclamation District for sewer services (Craig Road and Conough Lane, APN 138-04-702-003) - near Ward 4 (Anthony)

#### **ECONOMIC AND URBAN DEVELOPMENT - CONSENT**

16. For possible action to approve a Special Event Licensing Agreement between Maktub Marketing, LLC, (Maktub) and the City of Las Vegas (City) for the Punk Rock Bowling Music Festival on property owned by the City of Las Vegas, bound by Stewart Avenue on the south, 6th Street on the east, the alley between Las Vegas Boulevard and 6th Street on the west, and East Mesquite Avenue on the north - Ward 5 (Barlow)
17. For possible action to approve a Special Event Licensing Agreement between Las Vegas, Nevada, B.P.O. Elks Number 1468 (Elks) and the City of Las Vegas (City) for the Helldorado Days PRCA Rodeo on property owned by the City, bound by Stewart Avenue on the south, the alley between 7th and 8th Streets on the east, the alley between Las Vegas Boulevard and 6th Street on the west, and East Mesquite Ave on the north - Ward 5 (Barlow)

## **FINANCE - PURCHASING & CONTRACTS CONSENT**

18. For possible action to approve award of Contract No. 130095-CW, Professional Annual Audit Services for the City of Las Vegas for Fiscal Years 2013,2014 and 2015 - Department of Finance - Award recommended to: PIERCY BOWLER TAYLOR AND KERN, CERTIFIED PUBLIC ACCOUNTANTS AND BUSINESS ADVISORS (PBTk) (\$394,250 - General Fund)
19. For possible action to approve award of Contract No. 130160-CW, Professional Annual Audit Services for the City's Redevelopment Agency for Fiscal Years 2013, 2014 and 2015 - Department of Finance - Award recommended to: PIERCY BOWLER TAYLOR AND KERN, CERTIFIED PUBLIC ACCOUNTANTS AND BUSINESS ADVISORS (PBTk) (\$75,750 - Las Vegas Redevelopment Agency General Fund)

## **PLANNING - BUSINESS LICENSING CONSENT**

20. For possible action to approve a Tavern License for a Change of Ownership subject to the provisions of the Planning code, FROM: Woofers Gaming Incorporated, TO: Woofers Gaming Inc. dba Five Star Tavern, 2425 North Rainbow Boulevard, , Jimmy Minchey, Pres, Dir, Owner 100% jointly with Stephanie Minchey, Secy, Treas, Dir - Ward 5 (Barlow)
21. For possible action to approve a Restricted Gaming License subject to confirmation of approval by the Nevada Gaming Commission, Once Again, Inc. dba 7-Eleven Food Store #29661D, 1201 East Sahara Avenue, Naveen Dadlani, Pres, Franchisee 100% - Ward 3 (Coffin)
22. For possible action to approve a Restricted Gaming License subject to confirmation of approval by the Nevada Gaming Commission, Golden Market, LLC dba Golden Market 4, 5700 Sky Pointe Drive, Amer Panou, Mngr 100% - Ward 6 (Ross)
23. For possible action to approve a Restricted Gaming License subject to confirmation of approval by the Nevada Gaming Commission, United Coin Machine Co. db at 7 Eleven Store 36011, 2202 South Paradise Road, Century Gaming Inc, Owner 100%, Steven W. Arntzen, Pres, CEO, Robert Woodson, VP - Ward 3 (Coffin)
24. For possible action to approve a Package Liquor License, Arelni LLC dba Viva Vegas Plaza, 1 South Main Street, Guido Akerman, Managing Mmbr 90%, Ariel Akerman, Managing Mmbr 10% - Ward 5 (Barlow)

## **PUBLIC WORKS - CONSENT**

25. For possible action to approve a Special Event Permit with alcohol for Handmade in Vegas FF at 201 East Charleston Boulevard, every First Friday from May 3, 2013 through April 4, 2014, Responsible Person in Charge: Marlene Stidham Reid - Ward 3 (Coffin)
26. For possible action to approve a Special Event Permit with alcohol for First Friday Las Vegas LLC in the public right of way on 4th Street, 3rd Street and Casino Center Boulevard, Charleston Avenue to Utah Avenue and California Street, Colorado Avenue, Imperial Avenue and Utah Avenue from Main Street to 4th Street, every First Friday from May 3, 2013 through April 4, 2014, Responsible Person in Charge: James Vanas - Ward 3 (Coffin)
27. For possible action to approve a Special Event Permit with alcohol for The Arts Factory LLC at 107 East Charleston Boulevard, every First Friday from May 3, 2013 through April 4, 2014, Responsible Person in Charge: Westley Isbutt - Ward 3 (Coffin)
28. For possible action to approve Seventh Supplemental Interlocal Contract LAS22E06 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCDD) to extend the project completion date to March 26, 2014 for the construction of the Las Vegas Wash - Decatur Boulevard (Centennial Parkway to Farm Road) project - Ward 6 (Ross)
29. For possible action to approve Second Supplemental Interlocal Contract LAS22N09 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCDD) to extend the project completion date to March 26, 2014 for the construction of the Las Vegas Wash - Decatur Boulevard and Elkhorn Road, Clark County (CC) 215 project - Ward 6 (Ross)

## **RESOLUTIONS - CONSENT**

30. R-20-2013 - For possible action to approve a Resolution overruling complaints, protests, and objections and confirming the Final Assessment Roll for Special Improvement District No. 1485 - Alta Drive (Rancho Drive to approximately 275 feet west of Lacy Lane) (Landscape Maintenance FY2014) - Ward 1 (Tarkanian)
31. R-21-2013 - For possible action to approve a Resolution overruling complaints, protests, and objections and confirming the Final Assessment Roll for Special Improvement District No. 1516 - Fremont Street Maintenance District (Las Vegas Boulevard to 8th Street) - Ward 3 (Coffin)

## **DISCUSSION/ACTION ITEMS**

### **FINANCE - PURCHASING & CONTRACTS DISCUSSION**

32. Discussion for possible action regarding award of Contract No. 130052-BR, Deferred Compensation Services - Department of Human Resources - Award recommended to: INTERNATIONAL CITY MANAGEMENT ASSOCIATION RETIREMENT CORPORATION (ICMA-RC)

### **PARKS, RECREATION AND NEIGHBORHOOD SERVICES - DISCUSSION**

33. Discussion for possible action regarding an estimated allocation of \$4,096,017 in FY 2013-2014 Community Development Block Grant (CDBG) funds to the city of Las Vegas by the Department of Housing and Urban Development (HUD) - All Wards
34. Discussion for possible action regarding an estimated allocation of \$381,054 in FY 2013-2014 Emergency Solutions Grant (ESG) funds to the City of Las Vegas by the Department of Housing and Urban Development (HUD) - All Wards
35. Discussion for possible action regarding an estimated allocation of \$1,066,263 in FY 2013-2014 and an additional \$84,484.70 from FY 2012-2013 for a total of \$1,150,747.70 in Housing Opportunities for Persons with AIDS (HOPWA) grant funds to the City of Las Vegas by the Department of Housing and Urban Development (HUD) - All Wards

### **PLANNING - BUSINESS LICENSING DISCUSSION**

36. Discussion for possible action regarding an Appeal of a Work Card Denial for Martha Chavez db at La Selva, 1401 North Decatur Boulevard, Suite 6 - Ward 5 (Barlow)
37. Discussion for possible action regarding a Package Liquor License subject to the provisions of the Planning code, Hayat Inc dba Hayat Market, 2558 South Valley View Boulevard, Klodia Alkassyonan, Pres 100% - Ward 1 (Tarkanian) [NOTE: Item to be heard in the afternoon session in conjunction with Item 73 - SUP-48177]

## **RESOLUTIONS - DISCUSSION**

38. R-17-2013 - ABEYANCE ITEM - Discussion for possible action regarding a Resolution in General Support of Efforts by the State of Nevada to Be Selected for One of the Six National Test Ranges for Unmanned Aircraft Systems - All Wards
39. R-22-2013 - Discussion for possible action regarding a Resolution consenting to the undertakings of the City of Las Vegas Redevelopment Agency (RDA) in connection with the Quick Start Program (QSP) Agreement between the RDA and Artemus W. Ham, III, (Owner) and Barolo's NV, LLC, (Tenant and QSP Participant) located at 508 Fremont Street, to be in compliance with and in furtherance of the goals and objectives of the RDA - Ward 3 (Coffin) [NOTE: This item is related to Redevelopment Agency Item 6 (RA-12-2013)]
40. R-23-2013 - Discussion for possible action regarding a Resolution consenting to the undertakings of the City of Las Vegas Redevelopment Agency (RDA) in connection with the Commercial Visual Improvement Program (CVIP) Agreement between the RDA and Artemus W. Ham, III, (Owner) and Barolo's NV, LLC, (Tenant and CVIP Participant) located at 508 Fremont Street, to be in compliance with and in furtherance of the goals and objectives of the RDA - Ward 3 (Coffin) [NOTE: This item is related to Redevelopment Agency Item 7 (RA-13-2013)]

41. R-24-2013 - Discussion for possible action regarding a Resolution consenting to the undertakings of the City of Las Vegas Redevelopment Agency (RDA) in connection with the Quick Start Program (QSP) Agreement between the RDA and Mission Spring Properties, LLC, (Owner) and PublicUS, LLC, (Tenant and QSP Participant) located at 1126 Fremont Street, to be in compliance with and in furtherance of the goals and objectives of the RDA - Ward 3 (Coffin) [NOTE: This item is related to Redevelopment Agency Item 8 (RA-14-2013)]
42. R-25-2013 - Discussion for possible action regarding a Resolution consenting to the undertakings of the City of Las Vegas Redevelopment Agency (RDA) in connection with the Commercial Visual Improvement Program (CVIP) Agreement between the RDA and Mission Spring Properties, LLC, (Owner) and PublicUS, LLC, (Tenant and CVIP Participant) located at 1126 Fremont Street, to be in compliance with and in furtherance of the goals and objectives of the RDA - Ward 3 (Coffin) [NOTE: This item is related to Redevelopment Agency Item 9 (RA-15-2013)]

**BOARDS & COMMISSIONS - DISCUSSION**

43. For Possible Action - BUILDING AND SAFETY ENTERPRISE FUND ADVISORY COMMITTEE - James Chachas, Term Expiration 5-2-2013 - Resigned

**RECOMMENDING COMMITTEE REPORT - DISCUSSION**

**BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING**

44. Bill No. 2013-13 - For Possible Action - Adopts an updated Housing Element of the Las Vegas 2020 Master Plan. Proposed by: Flinn Fagg, Director of Planning
45. Bill No. 2013-17 - For Possible Action - Authorizes local improvement refunding bonds for the City of Las Vegas, Nevada, Special Improvement District No. 607 (Providence) in an aggregate principal amount not to exceed \$35,700,000. Proposed by: Candace Falder, Director of Finance

**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.

46. Bill No. 2013-14 - Updates the City's licensing regulations by creating two new alcoholic beverage license categories (beer and wine room and ancillary brew pub) and prohibiting restricted gaming at an establishment where a beer and wine room alcoholic beverage license is held. Sponsored by: Councilman Bob Beers
47. Bill No. 2013-15 - Amends the Unified Development Code to clarify that the remedies available to the City for sign violations under LVMC 19.16.200 apply to sign violations under Chapters 19.06 and 19.08 as well. Proposed by: Flinn Fagg, Director of Planning
48. Bill No. 2013-16 - Authorizes supergraphic signage within the Downtown Centennial Plan Overlay District, and establishes standards and procedures relating thereto. (TXT-47630) Sponsored by Councilman Steven D. Ross

**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.

49. Bill No. 2013-18 - Levies Assessment for Special Improvement District No. 1485 - Alta Drive (Rancho Drive to approximately 275 feet west of Lacy Lane) (Landscape Maintenance FY2014) Proposed by: Jorge Cervantes, Director of Public Works
50. Bill No. 2013-19 - Levies Assessment for Special Improvement District No. 1516 - Fremont Street Maintenance District (Las Vegas Boulevard to 8th Street) Proposed by: Jorge Cervantes, Director of Public Works

51. Bill No. 2013-20 - Amends the Unified Development Code to authorize nonresidential uses above ground floor level in mixed-use developments and clarify the requirements for entryways to such uses. (TXT-47659) Proposed by: Flinn Fagg, Director of Planning
52. Bill No. 2013-21 - Amends the Unified Development Code to clarify the circumstances under which notice of public hearings regarding General Plan Amendment applications will be mailed to property owners and posted by means of signage. (TXT-45686) Proposed by: Flinn Fagg, Director of Planning
53. Bill No. 2013-22 - Amends LVMC Chapter 2.34 to make the City's Percent for the Arts Program optional rather than mandatory. Sponsored by: Councilman Bob Beers

### **CLOSED SESSION**

54. Closed Session - Upon duly carried Motion, a closed meeting is called in accordance with NRS 288.220 to discuss labor issues

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

#### **BUSINESS ITEMS - AFTERNOON**

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

#### **HEARINGS - DISCUSSION**

56. Public Hearing for possible action to consider the report of expenses to recover costs for abatement of nuisance located at 6244 Clarice Avenue for fees in the amount of \$2,642.50 (General Fund) and assess a maximum of \$20,450 in daily and failed inspection civil penalties for a total of \$23,092.50. PROPERTY OWNER: RICHARD RONALD BARTA - Ward 1 (Tarkanian)
57. Public Hearing for possible action to consider the report of expenses to recover costs for abatement of nuisance located at 1624 East Ogden Avenue for fees in the amount of \$2,521.35 (General Fund) and assess a maximum of \$19,500 in daily civil penalties for a total of \$22,021.35. PROPERTY OWNER: KENNETH E. PARRINGTON & ALICIA R. ANGUIANO - Ward 3 (Coffin)
58. Public Hearing for possible action to consider the report of expenses to recover costs for abatement of nuisance located at 1209 Norman Avenue for fees in the amount of \$1,240.25 (General Fund) and assess a maximum of \$19,500 in daily civil penalties for a total of \$20,740.25. PROPERTY OWNER: TRUSTEE CLARK COUNTY TREASURER C/O JACK D. & KATHY E. LAINO - Ward 3 (Coffin)
59. Public Hearing for possible action to consider assessing a maximum of \$19,500 in daily civil penalties for nuisance abatement located at 1816 Silver Birch Lane. PROPERTY OWNER: REYNALDO FIGUEROA - Ward 3 (Coffin)
60. Public Hearing for possible action to consider the report of expenses to recover costs for abatement of nuisance located at 4309 Carnation Lane for fees in the amount of \$2,157 (General Fund) and assess a maximum of \$19,650 in daily and failed inspection civil penalties for a total of \$21,807. PROPERTY OWNER: TRUSTEE CLARK COUNTY TREASURER C/O CROSBIE FAMILY TRUST ELEANOR J. CROSBIE TRS - Ward 4 (Anthony)
61. Public Hearing for possible action to consider a request for a waiver and/or reduction of fees totaling \$12,865.87 in out of pocket costs, and \$610,677.41 in daily and failed civil penalties for a total of \$623,543.28 recorded against the properties located at 4152 Silver Dollar Avenue Units 2, 4, 5, 7, 8, 4168 Silver Dollar Avenue Units 1-4, 6-8, 4186 Silver Dollar Avenue Units 1-7. PROPERTY OWNER: JOSEPH A. & MICHELLE M. RANDAZZO 50% LAWRENCE A. DEMATTEO 50% - Ward 1 (Tarkanian)

## PLANNING

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 - DISCUSSION

62. EOT-46998 - ABEYANCE ITEM - EXTENSION OF TIME - APPLICANT/OWNER: CHARLESTON TOWERS, LLC - For possible action on a request for an Extension of Time of an approved Variance (VAR-14345) TO ALLOW LOT COVERAGE OF 56 PERCENT WHERE 50 PERCENT IS THE MAXIMUM ALLOWED IN CONJUNCTION WITH A PROPOSED MIXED-USE DEVELOPMENT on 2.05 acres at the northwest corner of Charleston Boulevard and 10th Street (APNs 139-34-810-101 through 105, 074, 075; and 139-34-812-003), C-1 (Limited Commercial) Zone, Ward 3 (Coffin). Staff recommends DENIAL.
63. EOT-47000 - ABEYANCE ITEM - EXTENSION OF TIME RELATED TO EOT-46998 - APPLICANT/OWNER: CHARLESTON TOWERS, LLC - For possible action on a request for an Extension of Time of an approved Special Use Permit (SUP-14339) FOR A PROPOSED MIXED-USE DEVELOPMENT at the northwest corner of Charleston Boulevard and 10th Street (APNs 139-34-810-101 through 105, 074, 075; and 139-34-812-003), C-1 (Limited Commercial) Zone, Ward 3 (Coffin). Staff recommends DENIAL.
64. EOT-47001 - ABEYANCE ITEM - EXTENSION OF TIME RELATED TO EOT-46998 AND EOT-47000 - APPLICANT/OWNER: CHARLESTON TOWERS, LLC - For possible action on a request for an Extension of Time of an approved Site Development Plan Review (SDR-14349) FOR A PROPOSED MIXED-USE DEVELOPMENT CONSISTING OF 350 RESIDENTIAL CONDOMINIUM UNITS AND 18,000 SQUARE FEET OF COMMERCIAL FLOOR AREA WITHIN ONE 14-STORY AND ONE 17-STORY BUILDING, AND A WAIVER OF THE RESIDENTIAL ADJACENCY REQUIREMENTS on 2.05 acres at the northwest corner of Charleston Boulevard and 10th Street (APNs 139-34-810-101 through 105, 074, 075; and 139-34-812-003), C-1 (Limited Commercial) Zone, Ward 3 (Coffin). Staff recommends DENIAL.
65. EOT-47002 - ABEYANCE ITEM - EXTENSION OF TIME RELATED TO EOT-46998, EOT-47000 AND EOT-47001 - APPLICANT/OWNER: CHARLESTON TOWERS, LLC - For possible action on a request for an Extension of Time of an approved Variance (VAR-14342) TO ALLOW NO SETBACK BEYOND THE BUILDING SETBACK LINE WHERE A 1:1 SETBACK TO HEIGHT RATIO IS REQUIRED ALONG A STREET CLASSIFIED AS COLLECTOR OR LARGER IN CONJUNCTION WITH A PROPOSED MIXED-USE DEVELOPMENT on 2.05 acres at the northwest corner of Charleston Boulevard and 10th Street (APNs 139-34-810-101 through 105, 074, 075; and 139-34-812-003), C-1 (Limited Commercial) Zone, Ward 3 (Coffin). Staff recommends DENIAL.
66. EOT-47829 - ABEYANCE ITEM - EXTENSION OF TIME - NONCONFORMING - PUBLIC HEARING - APPLICANT: PLAY LV GAMING - OWNER: T-WHR, LLC - For possible action on a request for an Extension of Time FOR A NONCONFORMING TAVERN at 899 Fremont Street (APN 139-34-612-056 and 027) C-2 (General Commercial) Zone, Ward 3 (Coffin). Staff recommends APPROVAL.
67. ROC-48344 - REVIEW OF CONDITION - PUBLIC HEARING - APPLICANT: APOLLO MARKET - OWNER: JANKOSA INC. - For possible action on a request for a Review of Condition of an approved Special Use Permit (SUP-13847) TO DELETE CONDITION #5 WHICH STATES "THE SALE OF INDIVIDUAL CONTAINERS OF ANY SIZE OF BEER, WINE COOLERS OR SCREW CAP WINE IS PROHIBITED" at 1600 North Jones Boulevard (APN 138-24-401-002), C-1 (Limited Commercial) Zone, Ward 5 (Barlow). Staff recommends APPROVAL.
68. ROC-48412 - REVIEW OF CONDITION - PUBLIC HEARING - APPLICANT: NADA HAMIKA - OWNER: BONANZA LAMB BUSINESS PARK, LLC - For possible action on a request for a Review of Condition of an approved Special Use Permit (U-0121-96) TO DELETE CONDITION #3 WHICH STATES "THE HOURS OF OPERATION SHALL BE RESTRICTED TO 8:00 A.M. TO 10:00 P.M. DAILY AND ALL DELIVERIES SHALL BE LIMITED TO 10:00 A.M. TO 2:00 P.M. DAILY" AND CONDITION #4 WHICH STATES "THE SALE OF SINGLE SERVING CONTAINERS OF BEER AND WINE IS PROHIBITED" at 4550 East Bonanza Road, Suite #A (APN 140-29-411-217), C-1 (Limited Commercial) Zone, Ward 3 (Coffin). Staff recommends APPROVAL.

69. ROC-48430 - REVIEW OF CONDITION - PUBLIC HEARING - APPLICANT: NAHLA DAVID - OWNER: CONSTRUCTION GROUP, LLC - For possible action on a request for a Review of Condition of an approved Special Use Permit (SUP-9863) TO DELETE CONDITION #1 WHICH STATES "THE HOURS OF OPERATION SHALL BE RESTRICTED TO 9:00 A.M. TO 9:00 P.M." at 2187 North Decatur Boulevard, Suite #130 (APN 138-24-611-073), C-1 (Limited Commercial) Zone, Ward 5 (Barlow). Staff recommends APPROVAL.
70. SUP-48035 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT - HOOKAH MASTER'S LOUNGE - OWNER: CHARLESTON MARKETPLACE MALCAI, LLC - For possible action on a request for a Special Use Permit FOR A PROPOSED NIGHT CLUB WITHIN AN EXISTING 5,775 SQUARE-FOOT RESTAURANT at 5900 West Charleston Boulevard, Suite #8 (APN 138-36-406-006), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
71. SUP-48036 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT - HOOKAH MASTER'S LOUNGE - OWNER: CHARLESTON MARKETPLACE MALCAI, LLC - For possible action on a request for a Special Use Permit FOR A PROPOSED SUPPER CLUB WITHIN AN EXISTING 5,775 SQUARE-FOOT RESTAURANT at 5900 West Charleston Boulevard, Suite #8 (APN 138-36-406-006), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
72. SUP-48168 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: C-A-L RANCH STORES - OWNER: D & W, INC. - For possible action on a request for a Special Use Permit FOR A PROPOSED 19,000 SQUARE-FOOT BUILDING AND LANDSCAPE MATERIAL/ LUMBER YARD USE at 232 North Jones Boulevard (APN 138-25-404-004), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
73. SUP-48177 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: HAYAT MARKET - OWNER: THE T.D. JAK FAMILY, LP - For possible action on a request for a Special Use Permit FOR A PROPOSED RETAIL ESTABLISHMENT WITH ACCESSORY PACKAGE LIQUOR OFF-SALE USE WITHIN AN EXISTING 2,684 SQUARE-FOOT CONVENIENCE STORE at 2558 South Valley View Boulevard (APN 162-08-101-005), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and Staff recommend APPROVAL. [ NOTE: Item to be heard in conjunction with Morning Session Item 37]
74. SUP-48178 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: MARKET & SMOKES, INC. - OWNER: TP 1000, LLC - For possible action on a request for a Special Use Permit FOR A PROPOSED RETAIL ESTABLISHMENT WITH ACCESSORY PACKAGE LIQUOR OFF-SALE USE WITHIN AN EXISTING 2,340 SQUARE-FOOT CONVENIENCE STORE at 1000 South Torrey Pines Drive, Suite A (APN 138-35-402-011), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (6-0-1 vote) and Staff recommend APPROVAL.
75. DIR-48463 - DIRECTOR'S BUSINESS - PUBLIC HEARING - APPLICANT: CITY OF LAS VEGAS - OWNER: SHAPIRO FAMILY TRUST, ET AL - For possible action on a request for REVOCATION OF PREVIOUSLY APPROVED ENTITLEMENTS; SITE DEVELOPMENT PLAN REVIEW (SDR-11707), SPECIAL USE PERMITS (SUP-6504 AND SUP-8067), AND VARIANCES (VAR-11712 AND VAR-11714) on 1.88 acres at 2228 and 2230 West Bonanza Road; and 704, 706, 708, and 710 Dike Lane (APNs 139-29-704-019 through 025), C-1 (Limited Commercial) Zone, Ward 5 (Barlow). Staff recommends APPROVAL.

#### **SET DATE**

76. SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

#### **CITIZENS PARTICIPATION**

77. CITIZENS PARTICIPATION: PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS WITHIN THE JURISDICTION OF THE CITY COUNCIL. NO SUBJECT MAY BE ACTED UPON BY THE CITY COUNCIL UNLESS THAT SUBJECT IS ON THE AGENDA AND IS SCHEDULED FOR ACTION. IF YOU WISH TO BE HEARD, COME TO THE PODIUM AND GIVE YOUR NAME FOR THE RECORD. THE AMOUNT OF DISCUSSION ON ANY SINGLE SUBJECT, AS WELL AS THE AMOUNT OF TIME ANY SINGLE SPEAKER IS ALLOWED, MAY BE LIMITED

**COUNCIL MEMBER RECOGNITION**

78. COUNCIL MEMBER RECOGNITION: COMMENTS MADE BY INDIVIDUAL CITY COUNCIL MEMBERS DURING THIS PORTION OF THE AGENDA WILL NOT BE ACTED UPON BY THE CITY COUNCIL UNLESS THAT SUBJECT IS ON THE AGENDA AND SCHEDULED FOR ACTION

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

City Hall, 495 South Main Street, 1<sup>st</sup> Floor  
Clark County Government Center, 500 South Grand Central Parkway  
Grant Sawyer Building, 555 East Washington Avenue  
City of Las Vegas Development Services Center, 333 North Rancho Drive

**EXHIBIT B**

**(Attach Copy of Notice of May 15, 2013 Meeting)**



## **CITY COUNCIL AGENDA**

**COUNCIL CHAMBERS · 495 SOUTH MAIN STREET · PHONE 229-6011**

**CITY OF LAS VEGAS INTERNET ADDRESS: [www.lasvegasnevada.gov](http://www.lasvegasnevada.gov)**

**COUNCIL MEMBERS: CAROLYN G. GOODMAN, MAYOR (At-Large)**

**COUNCILMAN STAVROS S. ANTHONY, MAYOR PRO TEM (Ward 4)**

**LOIS TARKANIAN (Ward 1), STEVEN D. ROSS (Ward 6), RICKI Y. BARLOW (Ward 5)**

**BOB COFFIN (Ward 3), BOB BEERS, (Ward 2)**

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Facilities are provided throughout City Hall for 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.

**May 15, 2013**

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

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

ITEMS LISTED ON THE AGENDA MAY BE TAKEN OUT OF THE ORDER PRESENTED; TWO OR MORE AGENDA ITEMS FOR CONSIDERATION MAY BE COMBINED; AND ANY ITEM ON THE AGENDA MAY BE REMOVED OR RELATED DISCUSSION MAY BE DELAYED AT ANY TIME.

**THE MAYOR AND CITY COUNCIL WELCOME YOUR ATTENDANCE, PUBLIC COMMENT RELATED TO THE ITEMS ON THE AGENDA AND CITIZEN PARTICIPATION ON ITEMS UNDER THE JURISDICTION OF THE CITY COUNCIL AT THIS MEETING. IF YOU WISH TO SPEAK, WE RESPECTFULLY ASK YOU TO COMPLETE AND SUBMIT A SPEAKER CARD TO THE CITY CLERK. CARDS ARE AVAILABLE ONLINE, IN THE CLERK'S OFFICE OR AT THE FRONT OF THE CHAMBERS AS YOU ENTER.**

THESE PROCEEDINGS ARE BEING VIDEO RECORDED AS WELL AS PRESENTED LIVE ON KCLV, CABLE CHANNEL 2, AND ARE CLOSED CAPTIONED FOR OUR HEARING IMPAIRED VIEWERS. PLEASE NOTE SOME CUSTOMERS OF COX COMMUNICATIONS WHO DO NOT HAVE A CABLE BOX CAN VIEW THIS MEETING ON DIGITAL CHANNEL 89.5. 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 CDS AND DUPLICATE AUDIO/VIDEO DVDS MAY BE AVAILABLE AT A COST OF \$5.00 EACH THROUGH THE CITY CLERK'S OFFICE.

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

### **CEREMONIAL MATTERS**

1. CALL TO ORDER
2. ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW
3. INVOCATION - BISHOP JAMES ROGERS, GREATER NEW JERUSALEM BAPTIST CHURCH
4. PLEDGE OF ALLEGIANCE
5. RECOGNITION OF THE EMPLOYEE OF THE MONTH
6. RECOGNITION OF HISTORIC PRESERVATION MONTH

7. RECOGNITION OF NATIONAL WOMEN'S HEALTH WEEK
8. RECOGNITION OF THE GREAT AMERICAN PRIDE AWARD WINNERS
9. RECOGNITION OF THE WINNERS OF THE 2013 FUTURE CITY COMPETITION

### **BUSINESS ITEMS - MORNING**

#### **PUBLIC COMMENT**

10. PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS ON THE AGENDA FOR ACTION. IF YOU WISH TO BE HEARD, COME TO THE PODIUM AND GIVE YOUR NAME FOR THE RECORD. THE AMOUNT OF DISCUSSION, AS WELL AS THE AMOUNT OF TIME ANY SINGLE SPEAKER IS ALLOWED, MAY BE LIMITED

#### **BUSINESS ITEMS**

11. For Possible Action - Any items that the Council, staff and/or the applicant wish to be stricken, tabled, withdrawn or held in abeyance to a future meeting may be brought forward and acted upon at this time
12. For possible action to approve the Final Minutes by reference of the regular City Council meeting of May 1, 2013

### **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**

13. For possible action to approve a Staffing Agreement between the City of Las Vegas and the Nevada 150 Foundation, Inc., for the City to provide a designated staff member to assist in the planning and operations of Sesquicentennial celebratory events and projects in exchange for \$195,000 as compensation - All Wards
14. For possible action to approve an amendment to the Digital Parquee™ License Agreement with Option between the City of Las Vegas, the State of Nevada and Elite Media, Inc., to revise one of the proposed signage locations and extend the associated period of time for entitlement and construction regarding on- and off-premise advertising and sponsorship at City facilities at the following locations: Mike Morgan Family Park, 3951 East Bonanza Road; Ed Fountain Park, 1400 North Decatur Boulevard; Dula Center, 441 East Bonanza Road and the East Service Yard, 3128 East Bonanza Road - Wards 3 and 5 (Coffin and Barlow)

#### **BUILDING AND SAFETY - CONSENT**

15. For possible action to approve a sewer connection agreement request from Bhodhiyana Meditation Center, owner and Interlocal Contract with the Clark County Water Reclamation District for sewer services (1566 Westwind Road, APN 163-01-204-015) - near Ward 1 (Tarkanian)
16. For possible action to approve an encroachment request from Rietz Consulting Inc. on behalf of Harris Investments, LLC, owner (501 South Tonopah) - Ward 1 (Tarkanian)

#### **CITY CLERK - CONSENT**

17. For possible action to approve the use of the City seal by the Woofter family for the headstone of former City Councilman Roy Allen Woofter, who has been laid to rest at Woodlawn Cemetery, 1500 Las Vegas Boulevard North - Ward 5 (Barlow)

## **DETENTION & ENFORCEMENT - CONSENT**

18. For possible action to approve an Intrastate Interlocal Contract between the State of Nevada and the City of Las Vegas which allows the Department of Detention and Enforcement to participate in the Nevada Statewide Automated Victim Information and Notification Service (Nevada VINE) for a period of four years (Not-to-Exceed \$80,000 - General Fund) - All Wards

## **FINANCE - PURCHASING & CONTRACTS CONSENT**

19. For possible action to approve award of Bid No. 10.15341.05-EV, Stupak Park located at 300 West Boston Avenue and the construction conflicts and contingency reserve set by Finance - Department of Public Works - Award recommended to: TAND, INC. (\$929,900 - Parks and Leisure Activities Capital Projects Fund) - Ward 3 (Coffin)
20. For possible action to approve award of Agreement No. 130189-DC, Construction Manager as Agent for Las Vegas Wash - Grand Teton Storm Drain located on Grand Teton Drive from Mountain Spa to Durango Drive - Department of Public Works - Award recommended to: LOUIS BERGER GROUP, INC. (\$1,044,849.04 - Road and Flood Capital Projects Fund) - Ward 6 (Ross)
21. For possible action to approve award of Agreement No. 130172-DC, Blanket Services Agreement for Material Testing and Inspection Services for various projects related to the City's Capital Improvement Program - Department of Public Works - Award recommended to: TERRACON CONSULTANTS, INC. (Not-to-Exceed \$300,000 - Various Funds) - All Wards
22. For possible action to approve award of Agreement No. 130186-DC, Blanket Services Agreement for Partnering Facilitation Services for various projects related to the City's Capital Improvement Program - Department of Public Works - Award recommended to: TOTAL QUALITY RESOURCES (Not-to-Exceed \$200,000 - Various Funds) - All Wards
23. For possible action to approve Bid No. 13.53541.02-TB, Digester Gas Augmentation located at the Water Pollution Control Facility, 6005 East Vegas Valley Drive and the construction conflicts and contingency reserve set by Finance - Department of Public Works - Award recommended to: BOULDER CONSTRUCTION, INC. (\$1,377,373 - Sanitation Enterprise Fund) - County
24. For possible action to approve award of Contract No. 12.45002-TF, Construction Manager at Risk Construction Agreement for Sewer Rehabilitation Group H for 88 manholes in Lake Mead Boulevard from Rancho Drive to Hill Center Drive to Summerlin Parkway and the construction conflicts and contingency reserve set by Finance - Department of Public Works - Award recommended to: LAS VEGAS PAVING CORPORATION (\$7,132,000 - Sanitation Enterprise Fund) - Wards 1, 2, 4 and 5 (Tarkanian, Beers, Anthony and Barlow)
25. For possible action to approve award of Contract No. 130106-CW, Phase 0 Assessment and Scoping for INFOR 10 Upgrade - Department of Information Technologies - Award recommended to: SIERRA SYSTEMS, INC. (\$197,450 - Computer Services Internal Service Fund)
26. For possible action to approve award of Contract No. 130153-DD, Pierce Snuzzle Fire Vehicle - Department of Fire and Rescue - Award recommended to: PIERCE MANUFACTURING INCORPORATED (\$738,001 - Fire Services Capital Projects Fund)
27. For possible action to approve award of Agreement No. 130083-EV, Audit Engineering Services Agreement for City of Las Vegas Water Resource Audit - Department of Public Works - Award recommended to: G.C. WALLACE, INC. (\$60,000 - City Facilities Internal Services Fund and Sanitation Enterprise Fund) - All Wards
28. For possible action to approve award of Contract No. 130123-CB, Grant-Funded Consulting Services for the Access Control for Cyber Information Project - Department of Information Technologies - Award recommended to: PATHMAKER GROUP, LP (\$107,000 - Computer Services Internal Service Fund)
29. For possible action to approve Bid No. 13.4516-TB, All American Park Synthetic Turf Conversion located at 1651 South Buffalo Drive and the construction conflicts and contingency reserve set by Finance - Department of Public Works - Award recommended to: RICHARDSON CONSTRUCTION, INC. (\$2,338,961.25 - Parks and Leisure Activities Capital Projects Fund) - Ward 1 (Tarkanian)

30. For possible action to approve award of Agreement No. 12.15341.01-TF, Construction Manager at Risk Agreement for Garside Pool and Bathhouse Replacement located at 300 South Torrey Pines Drive and the construction conflicts and contingency reserve set by Finance - Department of Public Works - Award recommended to: CORE CONSTRUCTION SERVICES OF NEVADA (\$6,622,234 - Parks and Leisure Activities Capital Projects Fund) - Ward 1 (Tarkanian)

#### **OPERATIONS AND MAINTENANCE - CONSENT**

31. For possible action to approve an Easement from the City of Las Vegas to the Las Vegas Valley Water District to provide water services for the construction of a new public swimming pool and associated facilities located at Frank F. Garside Junior High School, 300 South Torrey Pines Drive, APN 138-35-101-003 - Ward 1 (Tarkanian)

#### **PLANNING - BUSINESS LICENSING CONSENT**

32. For possible action to approve a Tavern License (Non-Operational) for a Change of Ownership, FROM: Stoneys North Forty LLC, TO: Nevada Restaurant Services, Inc. dba Dotty's #98, 5643 Centennial Center Boulevard, Suites 160 & 165, Richard Craig Estey, Pres, Secy, Treas, Dir 100%, Allison M. Estey, VP - Ward 6 (Ross)
33. For possible action to approve a Package Alcohol License, Market & Smokes Inc dba Market & Smokes, 1000 South Torrey Pines Drive, Suite A, Ikbal Kajue, Pres 100% - Ward 1 (Tarkanian)
34. For possible action to approve an Urban Lounge License, Downtown Hipster, LLC dba Mingo Kitchen Lounge, 1017 South First Street, Suite 180, George Harris, Managing Mmbr 35%, George Balaban, Mgr 30%, Robert Solano, Mgr, Chef 17.5%, George Mingo Collaso, Mgr 17.5% - Ward 3 (Coffin).
35. For possible action to approve an Extension of a Temporary Supper Club License, GMRI, INC. dba The Olive Garden Italian Restaurant 4462, 6191 Centennial Center Boulevard, William R. White III, Pres, Treas, Dir, Joseph G. Kern, VP, Secy, Colleen M. Hunter, Assistant Secy - Ward 6 (Ross)
36. For possible action to approve a Beer/Wine/Cooler Off-Sale License, Sahara Green, LLC dba Tasti Market, 7790 West Sahara Avenue, Aliza Elazar-Higuchi, Mgr 100% - Ward 1 (Tarkanian)
37. For possible action to approve a Tavern License (Non-Operational) for a Change of Ownership, FROM: All Sports Pub & Poker, LLC TO: Suburban Restaurant & Gaming Group LLC-Series: Toros dba Toros, 11760 West Charleston Boulevard, ACORR Investments, LLC, Mmbr 100%, Adam Corrigan Gaming Trust, Mmbr, Adam B. Corrigan, Trustee - Ward 2 (Beers)
38. For possible action to approve a Tavern License for a Change of Ownership, FROM: KBT Enterprises LLC TO: Viola Entertainment Inc dba Viola's Tavern and Gaming, 4061 North Rancho Drive, Viola Entertainment Inc, Michael Viola, Pres, Secy, Treas, Dir 100% - Ward 6 (Ross)
39. For possible action to approve a Restricted Gaming License, Viola Entertainment Inc dba Viola's Tavern and Gaming, 4061 North Rancho Drive, Viola Entertainment Inc, Michael Viola, Pres, Secy, Treas, Dir 100% - Ward 6 (Ross)
40. For possible action to approve a Restricted Gaming License subject to confirmation of approval by the Nevada Gaming Commission, Woofers Gaming Inc. dba Five Star Tavern, 2425 North Rainbow Boulevard, Jimmy Minchey, Pres, Dir, Owner 100% jointly with Stephanie Minchey, Secy, Treas, Dir - Ward 5 (Barlow)
41. For possible action to approve a Wholesale General License, Core-mark International, Inc. dba Core-Mark International, Inc., 3950 West Harmon Avenue, Thomas B. Perkins, Pres, CEO, Gregory P. Antholzner, VP Finance, Secy, Treas, Stacy Loretz-Congdon, SVP, CFO - Clark County
42. For possible action to approve a Supper Club License for a Change of Ownership subject to the provisions of the Planning and Fire codes, FROM: Scottsdale Beverage LLC (Non-Operational), TO: Scottsdale Culinary Institute, Ltd dba Technique, 1451 Center Crossing Road, Daniel J. Hurdle, Pres, CEO, Colleen M. O'Sullivan, VP, CFO, Jeffrey D. Ayers, VP, Asst Secy, Gail B. Rago, Secy, James M. Sherwood, Treas, Kenneth R. Zilch, Asst Secy, Jon-Paul Hutchins, Asst Secy - Ward 2 (Beers)

43. For possible action to approve a Liquor Manufacturer License, Nevada Distilling Company, LLC dba Nevada H&C Distilling Co., 418 West Mesquite Avenue, Suite 140, Jonathan Hensleigh, Managing Mmbr 98.01%, Aaron Chepenik, Mmbr 1.99% - Ward 5 (Barlow)

**PUBLIC WORKS - CONSENT**

44. For possible action to approve an amendment to a Special Event Permit to include entertainment, food and alcohol at car show events at the Bonanza Lounge at 4301 East Bonanza Road, between May 16, 2013 and September 20, 2013, Responsible Person in Charge: Glen Van Tilborg - Ward 3 (Coffin)
45. For possible action to approve a Special Event Permit for Better Than New LLC dba Better Than New at 1216 South Main Street every First Friday from June 7, 2013 to May 2, 2014, Responsible Person in Charge: Julie Kamiyama - Ward 3 (Coffin)
46. For possible action to approve Amendment Number 3 to the Interlocal Contract with Clark County for the Department of Social Services to assist in evaluating City-designated special improvement district hardship applications (Not-to-Exceed \$1,350 annually - Special Assessment Special Revenue Fund[SRF]) - All Wards
47. For possible action to approve Amendment No. 1 to Highway Agreement No. P194-12-063, a Cooperative (Local Public Agency) Agreement with the State of Nevada Department of Transportation (NDOT) due to changes requested by NDOT to increase project funding in the amount of \$66,014 for the Nellis and Eastern Bus Turnouts, twelve bus turnouts located along Nellis Boulevard and Eastern Avenue from Charleston Boulevard to Owens Avenue; this Amendment No. 1, with funding, was previously approved by City Council on December 19, 2012, however, additional changes to Amendment No. 1 with no fiscal impact were required by NDOT subsequent to City Council approval - Ward 3 (Coffin)
48. For possible action to approve Amendment No. 1 to Highway Agreement No. P247-12-063, a Cooperative (Local Public Agency) Agreement with the State of Nevada Department of Transportation (NDOT) due to changes requested by NDOT to increase project funding in the amount of \$22,105 for the West Charleston Bus Turnouts, five bus turnouts on Charleston Boulevard from Hualapai Way to I-15; this Amendment No. 1, with funding, was previously approved by City Council on December 19, 2012, however, additional changes to Amendment No. 1 with no fiscal impact were required by NDOT subsequent to City Council approval - Wards 1 and 2 (Tarkanian and Beers)
49. For possible action to approve Amendment No. 1 to Highway Agreement No. P248-12-063, a Cooperative (Local Public Agency) Agreement with the State of Nevada Department of Transportation (NDOT) due to changes requested by NDOT to increase project funding in the amount of \$66,623 for the Buffalo Drive Congestion Mitigation and Air Quality (CMAQ) Project on Buffalo Drive from Sahara Avenue to Charleston Boulevard; this Amendment No.1, with funding, was previously approved by City Council on December 19, 2012, however, additional changes to Amendment No. 1 with no fiscal impact were required by NDOT subsequent to City Council approval - Wards 1 and 2 (Tarkanian and Beers)
50. For possible action to approve Construction Agreement No. 114550 between City Parkway V, Inc. and the Las Vegas Valley Water District to cover the water commitment expense associated with the installation of one water meter required for irrigation of landscaping, water meter to be placed at the intersection of Promenade Place and Clark Avenue for the Symphony Park Parcel B Temporary Parking Lot improvement project (\$13,599 - General Capital Project Fund [CPF]) - Ward 5 (Barlow)
51. For possible action to approve the Service Agreement for Network Integration Transmission Service Retail Access Transmission Service between the City of Las Vegas, Colorado River Commission and Nevada Power Company d/b/a NV Energy, to supply energy transmission service for the City's wastewater treatment facilities located at: 3271 North Durango Drive, 6005 and 6211 East Vegas Valley Drive - Ward 4 (Anthony) and County (near Ward 3 - Coffin)
52. For possible action to approve a Letter of Agreement and Transmission Reduction Plan between the City of Las Vegas, Colorado River Commission and Nevada Power Company d/b/a NV Energy, to define obligations and actions during a power related emergency event that may impact the City's wastewater treatment facilities located at: 3271 North Durango Drive, 6005 and 6211 East Vegas Valley Drive - Ward 4 (Anthony) and County (near Ward 3 - Coffin)

## **RESOLUTIONS - CONSENT**

53. R-31-2013 - For possible action to approve a Resolution concerning the City of Las Vegas, Nevada, Special Improvement District No. 607 (Providence) in the aggregate principal amount not to exceed \$35,700,000; establishing the rate of interest payable on deferred installments of assessments in the District; ratifying, approving and confirming all action previously taken by the City concerning the District and providing the effective date hereof - Ward 6 (Ross)

## **DISCUSSION/ACTION ITEMS**

### **ADMINISTRATIVE - DISCUSSION**

54. Report from Las Vegas Convention and Visitors Authority President and CEO, Rossi Ralenkotter, regarding the Las Vegas Global Business District - All Wards

### **FINANCE - PURCHASING & CONTRACTS DISCUSSION**

55. Discussion for possible action regarding the Protest of Request for Proposals No. 130052-BR, Deferred Compensation Provider - Protest submitted by: MASSACHUSETTS MUTUAL LIFE INSURANCE COMPANY

### **PLANNING - BUSINESS LICENSING DISCUSSION**

56. ABEYANCE ITEM - Discussion for possible action regarding an Appeal of a Work Card Denial for Jarrett Applewhite db at Pizza Lounge, 410 South Rampart Boulevard, Suite 120, Ward 2 (Beers)
57. Discussion for possible action regarding an Appeal of a Work Card Denial for Dawn M. Brandt db at Fraternal Order of Eagles #1213, 1601 East Washington Avenue, Ward 5 (Barlow)
58. Discussion for possible action regarding an Appeal of a Work Card Denial for Alexandre Lauren Freddes db at Marie Callenders Pie Shop 25, 600 East Sahara Avenue, Ward 3 (Coffin)
59. Discussion for possible action regarding an Appeal of a Work Card Denial for Noel Auner Hine db at 7 Eleven Food Store 29662, 2431 East Bonanza Road, Ward 5 (Barlow)

## **RESOLUTIONS - DISCUSSION**

60. R-32-2013 - Discussion for possible action regarding a Resolution consenting to the lease of a portion of the ground floor retail premises located at 500 South Main Street, Las Vegas, Nevada, commonly known as the Las Vegas Municipal Parking Garage - Ward 3 (Coffin)

## **RECOMMENDING COMMITTEE REPORT - DISCUSSION**

### **BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING**

61. Bill No. 2013-18 - For Possible Action - Levies Assessment for Special Improvement District No. 1485 - Alta Drive (Rancho Drive to approximately 275 feet west of Lacy Lane) (Landscape Maintenance FY2014) Proposed by: Jorge Cervantes, Director of Public Works
62. Bill No. 2013-19 - For Possible Action - Levies Assessment for Special Improvement District No. 1516 - Fremont Street Maintenance District (Las Vegas Boulevard to 8th Street) Proposed by: Jorge Cervantes, Director of Public Works
63. Bill No. 2013-20 - For Possible Action - Amends the Unified Development Code to authorize nonresidential uses above ground floor level in mixed-use developments and clarify the requirements for entryways to such uses. (TXT-47659) Proposed by: Flinn Fagg, Director of Planning
64. Bill No. 2013-21 - For Possible Action - Amends the Unified Development Code to clarify the circumstances under which notice of public hearings regarding General Plan Amendment applications will be mailed to property owners and posted by means of signage. (TXT-45686) Proposed by: Flinn Fagg, Director of Planning

65. Bill No. 2013-22 - For Possible Action - Amends LVMC Chapter 2.34 to make the City's Percent for the Arts Program optional rather than mandatory. Sponsored by: Councilman Bob Beers

**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.

66. Bill No. 2013-23 - Changes the billing and payment of sewer service charges from an annual basis to a quarterly basis, and increases the amount of the fee for releasing a sewer lien. Sponsored by: Councilman Steven D. Ross
67. Bill No. 2013-24 - Amends the City's version of the Southern Nevada Amendments to the 2009 International Energy Conservation Code to exempt certain activity regarding buildings constructed before 2009 from complying with energy conservation standards that otherwise would apply. Sponsored by: Councilman Bob Beers

**CLOSED SESSION**

68. Closed Session - Upon duly carried Motion, a closed meeting is called in accordance with NRS 288.220 to discuss labor issues

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

**BUSINESS ITEMS - AFTERNOON**

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

**HEARINGS - DISCUSSION**

70. Public Hearing for possible action to consider the report of expenses to recover costs for abatement of nuisance located at 1620 East Saint Louis Avenue for fees in the amount of \$5,478.25 (General Fund) and assess a maximum of \$19,500 in daily civil penalties for a total of \$24,978.25. PROPERTY OWNER: PEARL GORDON - Ward 3 (Coffin)
71. Public Hearing for possible action to consider the report of expenses to recover costs for abatement of nuisance located at 2230 West Bonanza Road for fees in the amount of \$2,023 (General Fund) and assess a maximum of \$29,250 in daily civil penalties for a total of \$31,273. PROPERTY OWNER: SHAPIRO FAMILY TRUST 30% BARNEY FAMILY TRUST 70% - Ward 5 (Barlow)
72. Public Hearing for possible action to consider a request for a waiver and/or reduction of fees totaling \$21,803.26 in outstanding, recorded, out-of-pocket expenses, and \$596,050 in daily civil penalties, for a total of \$617,853.26 for properties located at 4152 Silver Dollar Avenue Units 2, 4, 5, 7, 8, 4168 Silver Dollar Avenue Units 1-4, 6-8, 4186 Silver Dollar Avenue Units 1-7. PROPERTY OWNER: JOSEPH A. & MICHELLE M. RANDAZZO 50% LAWRENCE A. DEMATTEO 50% - Ward 1 (Tarkanian)
73. Public Hearing for possible action to consider a request for a waiver and/or reduction of fees totaling \$2,950.26 in out of pocket costs, and \$33,050 in daily civil penalties for a total of \$36,000.26 recorded against the property located at 568 Bonita Avenue. PROPERTY OWNER: DRU A. HICKS - Ward 3 (Coffin)
74. Public Hearing for possible action to consider a request for a waiver and/or reduction of fees totaling \$2,775.50 in out of pocket costs, and \$26,500 in daily civil penalties for a total of \$29,275.50 recorded against the property located at 1551 Northwind Court. PROPERTY OWNER: CHARLES V. ERNEST - Ward 3 (Coffin)

## PLANNING

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 - DISCUSSION

75. ROC-48412 - ABEYANCE ITEM - REVIEW OF CONDITION - PUBLIC HEARING - APPLICANT: NADA HAMIKA - OWNER: BONANZA LAMB BUSINESS PARK, LLC - For possible action on a request for a Review of Condition of an approved Special Use Permit (U-0121-96) TO DELETE CONDITION #3 WHICH STATES "THE HOURS OF OPERATION SHALL BE RESTRICTED TO 8:00 A.M. TO 10:00 P.M. DAILY AND ALL DELIVERIES SHALL BE LIMITED TO 10:00 A.M. TO 2:00 P.M. DAILY" AND CONDITION #4 WHICH STATES "THE SALE OF SINGLE SERVING CONTAINERS OF BEER AND WINE IS PROHIBITED" at 4550 East Bonanza Road, Suite #A (APN 140-29-411-217), C-1 (Limited Commercial) Zone, Ward 3 (Coffin). Staff recommends APPROVAL.
76. SUP-48035 - ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT - HOOKAH MASTER'S LOUNGE - OWNER: CHARLESTON MARKETPLACE MALCAI, LLC - For possible action on a request for a Special Use Permit FOR A PROPOSED NIGHT CLUB WITHIN AN EXISTING 5,775 SQUARE-FOOT RESTAURANT at 5900 West Charleston Boulevard, Suite #8 (APN 138-36-406-006), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
77. SUP-48036 - ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT - HOOKAH MASTER'S LOUNGE - OWNER: CHARLESTON MARKETPLACE MALCAI, LLC - For possible action on a request for a Special Use Permit FOR A PROPOSED SUPPER CLUB WITHIN AN EXISTING 5,775 SQUARE-FOOT RESTAURANT at 5900 West Charleston Boulevard, Suite #8 (APN 138-36-406-006), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
78. ROC-48952 - REVIEW OF CONDITION - PUBLIC HEARING - APPLICANT: RAFIE H. GOURIAL - OWNER: FARID MAHBOBIAN-FARD - For possible action on a request for a Review of Condition of an approved Special Use Permit (SUP-25032) TO DELETE CONDITION #4 WHICH STATES "THE SALE OF INDIVIDUAL CONTAINERS OF ANY SIZE OF BEER, WINE COOLERS OR SCREW CAP WINE IS PROHIBITED. ALL SUCH PRODUCTS SHALL REMAIN IN THEIR ORIGINAL CONFIGURATIONS AS SHIPPED BY THE MANUFACTURER. FURTHER, NO REPACKAGING OF CONTAINERS INTO GROUPS SMALLER THAN THE ORIGINAL SHIPPING CONTAINER SIZE SHALL BE PERMITTED" at 3140 South Valley View Boulevard, Suite #3 (APN 162-08-410-010), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). Staff recommends APPROVAL.
79. RQR-47135 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT: SHADOW MOUNTAIN MASSAGE NV, LLC - OWNER: SHADOW MOUNTAIN MARKETPLACE, LLC - For possible action on a Required Review of an approved Special Use Permit (SUP-23093) FOR A 3,270 SQUARE-FOOT MASSAGE ESTABLISHMENT WITH A WAIVER OF THE HOURS OF OPERATION LIMITATION TO ALLOW BUSINESS HOURS FROM 8:00 A.M. to 10:00 P.M. WHERE BUSINESS HOURS ARE RESTRICTED TO 8:00 A.M. to 9:00 P.M.; A WAIVER OF THE 400-FOOT MINIMUM DISTANCE SEPARATION REQUIREMENTS TO ALLOW A 67-FOOT DISTANCE SEPARATION FROM A CITY PARK; AND A WAIVER OF THE 1,000-FOOT DISTANCE SEPARATION REQUIREMENT TO ALLOW A 130-FOOT DISTANCE SEPARATION FROM ANOTHER MASSAGE ESTABLISHMENT at 6475 North Decatur Boulevard, Suite #160 and #165 (APN 125-24-811-003), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). Staff recommends APPROVAL.
80. RQR-48761 - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT: WALGREEN CO. - OWNER: LAKEWEST LAS VEGAS PROPERTIES, LLC - For possible action on a Required Review of an approved Special Use Permit (SUP-37605) FOR A 79 SQUARE-FOOT ACCESSORY PACKAGE LIQUOR OFF-SALE WITHIN AN EXISTING 15,048 SQUARE-FOOT RETAIL ESTABLISHMENT at 1101 South Las Vegas Boulevard (APN 162-03-114-002), C-2 (General Commercial) Zone, Ward 3 (Coffin). Staff recommends APPROVAL.

81. SUP-48146 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: OHJAH JAPANESE STEAKHOUSE SUSHI AND HIBACHI - OWNER: PK I RAINBOW PROMENADE, LLC - For possible action on a request for a Special Use Permit FOR A BEER/WINE/COOLER ON-SALE ESTABLISHMENT WITHIN AN EXISTING 4,992 SQUARE-FOOT RESTAURANT at 2051 North Rainbow Boulevard, Suite #102 (APN 138-22-603-001), C-1 (Limited Commercial) Zone, Ward 5 (Barlow). The Planning Commission (6-0 vote) and Staff recommend APPROVAL.
82. GPA-48408 - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT/OWNER: WEST, EAST, ASSET MANAGEMENT, LLC - For possible action on a request for a General Plan Amendment FROM: M (MEDIUM DENSITY RESIDENTIAL) TO: GC (GENERAL COMMERCIAL) on 1.4 acres at 3925 Coran Lane and 1881 Cypress Trail (APNs 139-19-703-002 and 007), Ward 5 (Barlow). The Planning Commission (5-1 vote) and Staff recommend APPROVAL.
83. GPA-48471 - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT/OWNER: DR HORTON, INC. - For possible action on a request for a General Plan Amendment FROM: R (RURAL DENSITY RESIDENTIAL) TO: L (LOW DENSITY RESIDENTIAL) on 4.14 acres at the southeast corner of Dorrell Lane and Hualapai Way (APNs 125-19-201-001 and 003), Ward 6 (Ross). The Planning Commission (6-0 vote) and Staff recommend APPROVAL.
84. ZON-48472 - REZONING RELATED TO GPA-48471 - PUBLIC HEARING - APPLICANT/OWNER: DR HORTON, INC. - For possible action on a request for a Rezoning FROM: R-PD3 (RESIDENTIAL PLANNED DEVELOPMENT - 3 UNITS PER ACRE) TO: R-1 (SINGLE FAMILY RESIDENTIAL) on 4.14 acres at the southeast corner of Dorrell Lane and Hualapai Way (APNs 125-19-201-001 and 003), Ward 6 (Ross). The Planning Commission (6-0 vote) and Staff recommend APPROVAL.
85. VAR-48460 - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: CHARLESTON TOWERS, LLC - For possible action on a request for a Variance TO ALLOW LOT COVERAGE OF 56 PERCENT WHERE 50 PERCENT IS THE MAXIMUM ALLOWED IN CONJUNCTION WITH A PROPOSED MIXED-USE DEVELOPMENT on 2.09 acres at the northwest corner of Charleston Boulevard and 10th Street (APNs 139-34-810-101 through 105, 074, and 075; and 139-34-812-003), C-1 (Limited Commercial) Zone, Ward 3 (Coffin). The Planning Commission (6-0 vote) and Staff recommend APPROVAL.
86. SUP-48462 - SPECIAL USE PERMIT RELATED TO VAR-48460 - PUBLIC HEARING - APPLICANT/OWNER: CHARLESTON TOWERS, LLC - For possible action on a request for a Special Use Permit FOR A PROPOSED MIXED-USE DEVELOPMENT WITH A WAIVER TO ALLOW A PARKING STRUCTURE TO BE LOCATED ALONG THE STREET FRONTAGE OF THE DEVELOPMENT SITE at the northwest corner of Charleston Boulevard and 10th Street (APNs 139-34-810-101 through 105, 074, and 075; and 139-34-812-003), C-1 (Limited Commercial) Zone, Ward 3 (Coffin). The Planning Commission (6-0 vote) and Staff recommend APPROVAL.
87. VAC-48465 - VACATION RELATED TO VAR-48460 AND SUP-48462 - PUBLIC HEARING - APPLICANT/OWNER: CHARLESTON TOWERS, LLC - For possible action on a request for a Petition to Vacate the public alleys generally located south of Garces Avenue, between 9th Street and 10th Street, Ward 3 (Coffin). The Planning Commission (6-0 vote) and Staff recommend APPROVAL.
88. SDR-48464 - SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-48460, SUP-48462 AND VAC-48465 - PUBLIC HEARING - APPLICANT/OWNER: CHARLESTON TOWERS, LLC - For possible action on a request for a Site Development Plan Review FOR A PROPOSED SIX-STORY MIXED-USE DEVELOPMENT CONSISTING OF 166 RESIDENTIAL UNITS AND 47,100 SQUARE FEET OF COMMERCIAL SPACE WITH WAIVERS TO ALLOW A ZERO-FOOT WIDE LANDSCAPE BUFFER ALONG THE INTERIOR PROPERTY LINE WHERE AN EIGHT-FOOT WIDE LANDSCAPE BUFFER IS REQUIRED AND TO ALLOW A 51-FOOT RESIDENTIAL ADJACENCY SETBACK WHERE A 279-FOOT SETBACK IS REQUIRED on 2.09 acres at the northwest corner of Charleston Boulevard and 10th Street (APNs 139-34-810-101 through 105, 074, and 075; and 139-34-812-003), C-1 (Limited Commercial) Zone, Ward 3 (Coffin). The Planning Commission (6-0 vote) and Staff recommend APPROVAL.

**SET DATE**

89. SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE CITY PLANNING COMMISSION MEETINGS AND DANGEROUS BUILDING OR NUISANCE/LITTER ABATEMENTS

**CITIZENS PARTICIPATION**

90. CITIZENS PARTICIPATION: PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS WITHIN THE JURISDICTION OF THE CITY COUNCIL. NO SUBJECT MAY BE ACTED UPON BY THE CITY COUNCIL UNLESS THAT SUBJECT IS ON THE AGENDA AND IS SCHEDULED FOR ACTION. IF YOU WISH TO BE HEARD, COME TO THE PODIUM AND GIVE YOUR NAME FOR THE RECORD. THE AMOUNT OF DISCUSSION ON ANY SINGLE SUBJECT, AS WELL AS THE AMOUNT OF TIME ANY SINGLE SPEAKER IS ALLOWED, MAY BE LIMITED

**COUNCIL MEMBER RECOGNITION**

91. COUNCIL MEMBER RECOGNITION: COMMENTS MADE BY INDIVIDUAL CITY COUNCIL MEMBERS DURING THIS PORTION OF THE AGENDA WILL NOT BE ACTED UPON BY THE CITY COUNCIL UNLESS THAT SUBJECT IS ON THE AGENDA AND SCHEDULED FOR ACTION

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

City Hall, 495 South Main Street, 1<sup>st</sup> Floor  
Clark County Government Center, 500 South Grand Central Parkway  
Grant Sawyer Building, 555 East Washington Avenue  
City of Las Vegas Development Services Center, 333 North Rancho Drive

**EXHIBIT C**

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

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

Stacey M. Lewis, 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 8484220

was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 05/02/2013 to 05/02/2013, on the following days:

05/02/2013

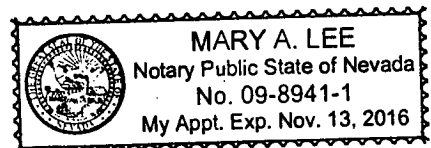
BILL NO. 2013:18
ORDINANCE NO. 1485
AN ORDINANCE CONCERNING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1485 ALTA DRIVE (LANDSCAPE MAINTENANCE FY2014) PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF MAINTAINING STREET BEAUTIFICATION IMPROVEMENTS; ASSESSING THE COST OF MAINTENANCE AGAINST THE ASSESSABLE LOTS, TRACTS, AND PARCELS OF LAND BENEFITED BY SAID MAINTENANCE; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN; PRESCRIBING DETAILS IN CONNECTION THEREWITH.
PUBLIC NOTICE IS HEREBY GIVEN: that an adequate number of typewritten copies of the above-entitled proposed Ordinance were filed with and are available for public inspection and distribution at the office of the City Clerk of the City of Las Vegas, 495 South Main Street, Las Vegas, Nevada, and that such ordinance was proposed on the 17th of April, 2013, and will be considered for adoption at the regular meeting of the City Council of the City of Las Vegas on the 15th of May, 2013.
/s/ Beverly K. Bridges
City Clerk
PUB: May 2, 2013
LV Review-Journal

2013-18 - Per the City Attorney's office, this publication for the deposit of this bill is acceptable without a reprint. The newspaper added an ordinance number incorrectly. The body of the publication is correct. The final ordinance was published with the correct ordinance number after adoption by the City Council.

Beverly K. Bridges
City Clerk, 6-12-2013

Signed: Stacey M. Lewis

SUBSCRIBED AND SWORN BEFORE ME THIS, THE 2nd day of May, 2013.



Mary A. Lee
Notary Public

**EXHIBIT D**

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

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

Stacey M. Lewis, 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 8510106

was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 05/18/2013 to 05/18/2013, on the following days:

05/18/2013

BILL NO. 2013-18
ORDINANCE NO. 6251
AN ORDINANCE CONCERNING CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1485 ALTA DRIVE (LANDSCAPE MAINTENANCE FY2014) PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF MAINTAINING STREET BEAUTIFICATION IMPROVEMENTS; ASSESSING THE COST OF MAINTENANCE AGAINST THE ASSESSABLE LOTS, TRACTS, AND PARCELS OF LAND BENEFITED BY SAID MAINTENANCE; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN; PRESCRIBING DETAILS IN CONNECTION THEREWITH.
PUBLIC NOTICE IS HEREBY GIVEN that the above Ordinance was proposed on April 17, 2013, and was passed at a regular meeting held on May 15, 2013, by the following vote of the City Council of the City of Las Vegas, Nevada:
Those Voting Aye: Carolyn G. Goodman, Stavros S. Anthony, Lois Tarkanian, Steven D. Ross, Bob Coffin, Bob Beers
Those Voting Nay: None
Those Absent: Ricki Y. Barlow
This Ordinance shall be in full force and effect from and after May 19, 2013; i.e., the day after its publication by title only.
IN WITNESS WHEREOF, the City Council of the City of Las Vegas, Nevada, has caused this Ordinance to be published by title only.
This 15th of May, 2013.
/s/ CAROLYN G. GOODMAN, Mayor
City of Las Vegas, Nevada (SEAL)
Attest:
/s/ BEVERLY K. BRIGGES, City Clerk
PUB: May 18, 2013
LV Review Journal

Signed: Stacey M. Lewis

SUBSCRIBED AND SWORN BEFORE ME THIS, THE

20th day of May, 2013

Mary A. Lee
Notary Public

