

Summary - an ordinance authorizing the issuance of the City of Las Vegas, Nevada, Sales Tax Increment Revenue Bonds, Series 2016.

**BILL NO. 2016-40**

**ORDINANCE NO. 6533**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAS VEGAS, NEVADA AUTHORIZING THE ISSUANCE OF ITS "CITY OF LAS VEGAS, NEVADA, SALES TAX INCREMENT REVENUE BONDS, SERIES 2016" FOR THE PURPOSE OF FINANCING PROJECTS IN THE CITY OF LAS VEGAS, NEVADA, TOURISM IMPROVEMENT DISTRICT (SYMPHONY PARK); PROVIDING THE FORM, TERMS AND CONDITIONS OF THE BONDS, AND THE SECURITY THEREFOR, AND OTHER DETAILS IN CONNECTION THEREWITH; PROVIDING OTHER MATTERS RELATING THERETO; AND PROVIDING THE EFFECTIVE DATE HEREOF.**

**WHEREAS**, the City of Las Vegas in the County of Clark and State of Nevada (the "City," the "County" and the "State," respectively) is a political subdivision of the State duly organized and operating as a city under the provisions of Nevada Revised Statutes ("NRS") chapter 268 and an act entitled "AN ACT incorporating the City of Las Vegas in Clark County, Nevada, under a charter; defining the boundaries thereof; and providing other matters properly relating thereto," cited as chapter 517, Statutes of Nevada, 1983, as amended (the "Charter"); and

**WHEREAS**, under NRS Chapter 271A, Tourism Improvement District Law (the "Tourism Act"), the City of Las Vegas (the "City") has the power to create a tourism improvement district to be known as the "City of Las Vegas, Nevada Tourism Improvement District (Symphony Park)" (the "District") for the development of property within the jurisdiction of the City; and

**WHEREAS**, the City Council of the City (the "Council") desires to construct a project (the "Project") to be located in the District as further described in the report entitled "An Assessment of the Proposed Symphony Park Tourism Improvement District in Las Vegas, NV" prepared by Civitas and Tourism Economics, dated November 20, 2014 (the "2014 Report"); and

**WHEREAS**, the Tourism Act requires, among other things, that before the District may be created, the Council must make a written finding at a public hearing, based upon reports from independent consultants, as to whether the Project and the financing thereof will

have a positive fiscal effect on the provision of local governmental services (the "Fiscal Effect Finding"), after considering:

(a) the amount of proceeds of all taxes and other governmental revenue projected to be received as a result of the properties and businesses expected to be located in the District;

(b) the use of any money proposed to be pledged pursuant to the Tourism Act;

(c) any increase in costs for the provision of local governmental services, including, without limitation, services for education, including operational and capital costs, and services for police protection and fire protection, as a result of the Project and the development of land within the District; and

(d) estimates of any increases in the proceeds from sales and use taxes collected by retailers located outside of the District and of any displacement of the proceeds from sales and use taxes collected by those retailers, as a result of the properties and businesses expected to be located in the District; and

**WHEREAS**, pursuant to the Tourism Act, at least 45 days before making the Fiscal Effect Finding, the Council provided to the Board of County Commissioners of Clark County, written notice of the time and place of the meeting at which the Council will consider making the Fiscal Effect Finding and each analysis prepared by or for or presented to the Council regarding the fiscal effect of the Project and the use of any money proposed to be pledged pursuant to the Tourism Act on the provision of local governmental services, including education; and

**WHEREAS**, the City commissioned the 2014 Report regarding, among other things, the fiscal effect on the provision of local governmental services and the estimated amount and source of sales and use taxes generated in the District; and

**WHEREAS**, the City provided at least 15 days' notice of a public hearing held on February 4, 2015 by publication pursuant to NRS 271A.080(5); and

**WHEREAS**, the Council held a public hearing on February 4, 2015 and pursuant to a resolution adopted on February 4, 2015 at the public hearing, the Council made written findings pursuant to NRS 271A.080(2), (3) and (5), including the Fiscal Effect Finding; and

**WHEREAS**, the City provided materials to the Nevada Commission on pursuant to NRS 271A.080(5); and

**WHEREAS**, pursuant to a resolution adopted on March 21, 2015, the Commission on Tourism made the determination pursuant to NRS 271A.080(5) that a preponderance of the increase in the proceeds from sales and use taxes identified pursuant to NRS 271A.080(5) will be attributable to transactions with tourists who are not residents of this State and approved the use of monies under NRS 360.855(3); and

**WHEREAS**, no portion of any of the Property in the District is also included within any boundaries of any other tourism improvement district or any improvement district for which any money has been pledged pursuant to NRS 271.650; and

**WHEREAS**, having met all of the prerequisites to creation of the District pursuant to NRS 271A.080, the Council created the District pursuant to Ordinance No. 6412 adopted by the Council on April 15, 2015, and the Tourism Act; and

**WHEREAS**, the City has entered into a Cooperative Agreement dated June 3, 2015, with the State of Nevada Department of Taxation (the "Cooperative Agreement") specifying the dates and procedure for distribution to the City of the Sales Tax Revenues (as defined in in that certain Indenture of Trust (the "Indenture") dated as of June 1, 2016, between the City and The Bank of New York Mellon Trust Company, N.A., as trustee (the "Trustee")); and

**WHEREAS**, the Charter and the Tourism Act provide that the City may borrow money to acquire, improve, equip, operate and maintain a project permitted under the Act, funding of the Reserve Fund and the Supplemental Reserve Fund (as such terms are defined in the Indenture) and the payment of the costs of issuance of the Bonds (the "Project") and for such purpose may issue bonds or other securities, and the Council determines and declares that the Project is a corporate and municipal purpose within the meaning of such provisions; and

**WHEREAS**, pursuant to the Charter, the Tourism Act and the Local Government Securities Law, being NRS Sections 350.500 through 350.720, and all laws amendatory thereof (the "Bond Act"), the City is authorized to borrow money and to issue special revenue bonds of the City for the purpose of defraying wholly or in part the cost of the Project, in the manner and on the conditions provided in the Tourism Act; and

**WHEREAS**, the Council hereby authorizes the issuance of the City of Las Vegas, Nevada, Sales Tax Increment Revenue Bonds, Series 2016 (the "Bonds") for the purpose of defraying wholly or in part the cost of the Project payable from and secured by Net Sales Tax

Revenues and the Pledged Parking Revenues (as such terms are defined in the Indenture) pursuant to the Indenture; and

**WHEREAS**, the City has determined and hereby determines that it is necessary and in the best interests of the City and its citizens to finance the Project with proceeds of the Bonds; and

**WHEREAS**, the Council has determined, and does hereby declare its intention:

- i) To effect the Project, and
- ii) To issue the Bonds to defray in part the cost of the Project, pursuant to the Tourism Act and Bond Act; and

**WHEREAS**, the payment of the principal of and interest on the Bonds will be secured by the Net Sales Tax Revenues and the Pledged Parking Revenues; and

**WHEREAS**, the City has not pledged the Net Sales Tax Revenues and the Pledged Parking Revenues for the payment of any securities payable from the Net Sales Tax Revenues and the Pledged Parking Revenues, or otherwise, with the result that the Net Sales Tax Revenues and the Pledged Parking Revenues may be pledged lawfully and irrevocably to secure the payment of the Bonds; and

**WHEREAS**, the City Chief Financial Officer is hereby authorized to arrange for the sale of the Bonds in accordance with NRS 350.105 to 350.195, inclusive (the "Bond Sale Act"), including, without limitation, negotiate the terms of the sale of the Bonds with Stifel, Nicolaus & Company, Incorporated (the "Underwriter"); and

**WHEREAS**, after negotiation for the sale of the Bonds with the Underwriter, the City Chief Financial Officer (the "City Chief Financial Officer"), or in his absence, the City Manager, is hereby authorized to sell the Bonds to the Underwriter, and the City Chief Financial Officer, or in his absence, the City Manager, is hereby authorized to accept a binding bid for the Bonds, the Bonds to bear interest at fixed rates per annum as provided herein, at a price equal to the principal amount thereof, and otherwise as specified by the City Chief Financial Officer, or in his absence, the City Manager, in the Bond Purchase Contract (the "Bond Purchase Contract") between the City and the Underwriter; and

**WHEREAS**, the Council hereby elects to have the provisions of chapter 348 of NRS (the "Supplemental Bond Act") apply to the Bonds; and

**WHEREAS**, the Council has determined and does hereby declare that the Bond is issued pursuant to the Bond Act and in accordance with the provisions of Section 350.628 of the Bond Act, such recital shall be conclusive evidence of its validity and regularity of its issuance.

**WHEREAS**, pursuant to NRS 271A.120, prior to the issuance of any bonds, the City must obtain the results of a feasibility study (the "Bond Feasibility Study"), commissioned by the City which shows that a sufficient amount will be generated from money pledged pursuant to NRS 271A.070 to make timely payment on the Bonds; and

**WHEREAS**, the City has commissioned the Bond Feasibility Study from Peckham Guyton Albers & Viets, Inc. doing business as PGAV Planners and such Bond Feasibility Study shall be obtained by and addressed to the City prior to the issuance of the Bonds;

**WHEREAS**, there are on file with the City Clerk, (a) a proposed form of the Indenture, (b) a proposed form of the Bond Purchase Contract, (c) the Preliminary Official Statement (the "Preliminary Official Statement") and (d) the proposed form of a Continuing Disclosure Certificate (the "Disclosure Certificate");

**WHEREAS**, the City hereby elects to have the provisions of Chapter 348 of NRS (the "Supplemental Bond Act") apply to the Bonds; and

**WHEREAS**, the Council has found and determined and hereby declares:

(a) It is necessary and for the best interests of the City to effect the Project and to issue the Bonds;

(b) Each of the limitations and other conditions to the issuance of the Bonds in the Project Act, the Bond Act, the Supplemental Bond Act, and in any other relevant act of the State or the Federal Government, has been met; and pursuant to NRS 350.708, this determination of the Council that the limitations in the Bond Act have been met shall be conclusive in the absence of fraud or arbitrary or gross abuse of discretion; and

(c) This ordinance pertains to the sale, issuance and payment of the Bonds; this declaration shall be conclusive in the absence of fraud or gross abuse of discretion.

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

Section 101. All Actions Ratified, Approved and Confirmed. All actions not inconsistent with the provisions of this Resolution heretofore taken by any of the officials of the City and the efforts of the City directed toward the issuance, sale and delivery of the Bonds are, ratified, approved and confirmed.

Section 102. Authorization of the Indenture. The forms, terms and provisions of the Indenture are authorized and approved, and the City shall enter into the Indenture substantially in the form of the Indenture as on file with the City Clerk, but with such changes therein as shall be consistent with this Ordinance and as the Mayor of the City shall approve, the execution thereof being deemed conclusive of the approval of any such changes. The Mayor of the City is authorized and directed to execute and deliver the Indenture for and on behalf of the City in substantially the form of such document on file with the City Clerk as so changed. The City Clerk is authorized and directed to affix the seal of the City to, and to attest, the Indenture in substantially the form of such documents on file with the City Clerk as so changed. The appointment of The Bank of New York Mellon Trust Company, N.A., as trustee, paying agent and registrar under the Indenture is authorized and approved.

Section 103. Authorization of the Bond Purchase Contract. The form, terms and provisions of the Bond Purchase Contract are authorized and approved, and the City shall enter into the Bond Purchase Contract substantially in the form of such document on file with the City Clerk, but with such changes therein as shall be consistent with this Ordinance and as the Chief Financial Officer of the City shall approve, the execution thereof being deemed conclusive of the approval of such changes. The Chief Financial Officer of the City is authorized and directed to execute and deliver the Bond Purchase Contract for and on behalf of the City in substantially the form of said document on file with the City Clerk as so changed.

Section 104. Authorization of the Preliminary Official Statement. The Preliminary Official Statement, in the form on file with the City Clerk, is authorized and approved. The officials of the City are authorized to prepare a final Official Statement (the "Official Statement") in the substantially the form of the Preliminary Official Statement, but with such changes therein as shall be consistent with this Resolution and as the Finance Officer of the City shall approve, the execution thereof being deemed conclusive of the approval of any such changes. The Chief Financial Officer of the City is authorized and directed to execute and deliver the Official Statement for and on behalf of the City. The distribution by the Underwriter

of the Preliminary Official Statement and the Official Statement to prospective purchasers of the Bonds is approved.

Section 105. Authorization of the Disclosure Certificate. The Disclosure Certificate, in the form on file with the City Clerk, is authorized and approved. The Finance Officer of the City is authorized and directed to execute and deliver the Disclosure Certificate for and on behalf of the City in substantially the form of such document on file with the City Clerk.

Section 106. Issuance of the Bonds. The issuance of the Bonds, in the principal amounts, with the payment dates, and bearing interest at the rates set forth in the Indenture, and the form, terms and provisions of the Bonds, in substantially the form set forth in the Indenture, is approved; and the Mayor and the City Treasurer are authorized and directed to execute the Bonds, and the Clerk of the City is authorized and directed to attest the Bonds, in substantially the form set forth in the Indenture, but with such changes therein as shall be consistent with the Indenture and this Ordinance and which the officers of the City executing the Bonds shall approve, the execution thereof being deemed conclusive of the approval of any such changes. The seal of the City is authorized and directed to be affixed to or imprinted on the Bonds.

Section 107. Delegation to Officers. The officers of the City shall take all action which they deem necessary or reasonably required in conformity with the Act to accomplish the transactions contemplated by the Indenture, the Bond Purchase Contract, the Disclosure Certificate and the Preliminary Official Statement, including the paying of incidental issuance expenses, which are authorized to be paid, and the officers of the City are authorized and directed to execute all requisitions to pay issuance expenses, and for carrying out, giving effect to and consummating the transactions contemplated by this Resolution, the Indenture, the Bond Purchase Contract, the Disclosure Certificate and the Preliminary Official Statement, including, without limitation, the execution and delivery of any necessary or appropriate closing documents to be delivered in connection with the issuance, sale and delivery of the Bonds.

Section 108. Successors. Whenever herein the City is named or is referred to, such provision shall be deemed to include any successors of the City, respectively, whether so expressed or not. All of the covenants, stipulations, obligations and agreements by or on behalf of and other provisions for the benefit of the City contained herein shall bind and inure to the benefit of any officer, board, district, commission, authority, agent or instrumentality to whom or to which there shall be transferred by or in accordance with law any right, power or duty of the

City or of their respective successors, if any, the possession of which is necessary or appropriate in order to comply with any such covenants, stipulations, obligations, agreements or other provisions hereof.

Section 109. Parties Interested Herein. Except as herein otherwise expressly provided, nothing herein expressed or implied confers upon or gives to any Person (other than the Trustee, the owners from time to time of the Bonds, and the owners of any other securities payable from Net Sales Tax Revenues and Pledged Parking Revenues when reference is expressly made thereto, as well as the City) any right, remedy or claim under or by reason hereof or any covenant, condition or stipulation hereof. All the covenants, stipulations, promises and agreements herein contained by and on behalf of the City shall be for the sole and exclusive benefit of the City, the Trustee, any owner of any Bonds and any owner of any such other security in the event of such a reference.

Section 110. Ratification. All action heretofore taken (not inconsistent with the provisions of this Ordinance) by the City, the officers of the City, and otherwise by the City directed toward the Project and toward the sale of the Bonds to the Underwriter for that purpose, hereby is ratified, approved and confirmed.

Section 111. Ordinance Irrepealable. After any of the Bonds are issued, this Ordinance shall constitute an irrevocable contract between the City and the owner or owners of the Bonds; and this Ordinance (subject to the provisions of Section 1001 and of Article XII hereof), if any Bonds are in fact issued, shall be and shall remain irrepealable until the Bonds, as to all Bond Requirements, shall be fully paid, canceled and discharged, except as herein otherwise expressly provided.

Section 112. Repealer. All bylaws, orders and other instruments, or parts thereof, inconsistent herewith are hereby repealed to the extent only of the inconsistency. This repealer shall not be construed to revive any bylaw, order or other instrument, or part thereof, heretofore repealed.

Section 113. Severability. If any section, subsection, 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, subsection, paragraph, clause or other provision shall not affect any of the remaining provisions of this Ordinance.



Section 114. Publication of Proposed Ordinance. When first proposed, this Ordinance must be read to the Council by title, after which an adequate number of copies of this Ordinance must be deposited with the City Clerk for public examination and distribution. Notice of the deposit must be published once in a newspaper published and having general circulation in the City at least 10 days before the adoption of the Ordinance, such publication to be in substantially the following form:

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

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

**ORDINANCE NO.**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAS VEGAS, NEVADA AUTHORIZING THE ISSUANCE OF ITS "CITY OF LAS VEGAS, NEVADA, SALES TAX INCREMENT REVENUE BONDS, SERIES 2016" FOR THE PURPOSE OF FINANCING PROJECTS IN THE CITY OF LAS VEGAS, NEVADA, TOURISM IMPROVEMENT DISTRICT (SYMPHONY PARK); PROVIDING THE FORM, TERMS AND CONDITIONS OF THE BONDS, AND THE SECURITY THEREFOR, AND OTHER DETAILS IN CONNECTION THEREWITH; PROVIDING OTHER MATTERS RELATING THERETO; AND PROVIDING THE EFFECTIVE DATE HEREOF.**

PUBLIC NOTICE IS HEREBY GIVEN, and that an adequate number of typewritten copies of the above-numbered and entitled proposed Ordinance are available for public inspection and distribution at the office of the City Clerk of the City of Las Vegas, in City Hall, 495 South Main Street, Las Vegas, Nevada, and that such Ordinance was proposed on the May 18, 2016, and will be considered for adoption at the a regular meeting of the City Council of the City of Las Vegas held on June 1, 2016.

/s/ LuAnn D. Holmes, MMC  
City Clerk

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

Section 115. Publication After Adoption of Ordinance; Effective Date. After this Ordinance is signed by the Mayor and attested and sealed by the Clerk, this Ordinance shall be published by title only, together with the names of the members of the Council who voted for or against its adoption. This Ordinance shall be in effect on and after the publication of adoption of this Ordinance. Such publication of adoption of this Ordinance shall be made at least once in a newspaper published and having general circulation in the City and such publication shall be in substantially the following form:

(Form of Publication of Adoption of Ordinance)

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

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

(of Las Vegas, Nevada)

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAS VEGAS, NEVADA AUTHORIZING THE ISSUANCE OF ITS "CITY OF LAS VEGAS, NEVADA, SALES TAX INCREMENT REVENUE BONDS, SERIES 2016" FOR THE PURPOSE OF FINANCING PROJECTS IN THE CITY OF LAS VEGAS, NEVADA, TOURISM IMPROVEMENT DISTRICT (SYMPHONY PARK); PROVIDING THE FORM, TERMS AND CONDITIONS OF THE BONDS, AND THE SECURITY THEREFOR, AND OTHER DETAILS IN CONNECTION THEREWITH; PROVIDING OTHER MATTERS RELATING THERETO; AND PROVIDING THE EFFECTIVE DATE HEREOF.**

PUBLIC NOTICE IS HEREBY GIVEN, and that such Ordinance was proposed on May 18, 2016, and was passed at the meeting held on June 1, 2016, by the following vote of the City Council:

Those Voting Aye: \_\_\_\_\_

Those Voting Nay: \_\_\_\_\_

Those Absent: \_\_\_\_\_

This Ordinance shall be in full force and effect from and after the \_\_\_\_ day of June, 2016, i.e., the day after the publication of such Ordinance by its title only.

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

DATED this June 1, 2016.

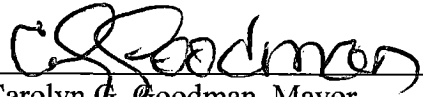
Attest: \_\_\_\_\_  
/s/ Carolyn G. Goodman  
Mayor

/s/ \_\_\_\_\_  
LuAnn D. Holmes, MMC  
City Clerk

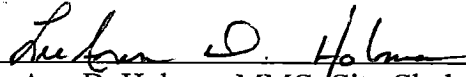
(End of Form of Publication)

Adopted June 1, 2016.

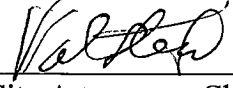
(SEAL)

  
Carolyn G. Goodman, Mayor

Attest:

  
LuAnn D. Holmes, MMC, City Clerk

Approved as to form:

 5-4-16  
City Attorney or Chief Deputy City Attorney

This Ordinance shall be in full force and effect from and after June 5, 2016, i.e., the day after the publication of such Ordinance by its title only.

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

I, LuAnn D. Holmes, MMC, the duly chosen and qualified City Clerk of Las Vegas (the "City"), in the State of Nevada, do hereby certify:

(1) The foregoing pages constitute a true, correct, complete and compared copy of an ordinance which was introduced on May 18, 2016 and finally adopted and approved on June 1, 2016.

(2) The following members of the Council were present at the May 18, 2016 Council meeting:

|                  |                    |
|------------------|--------------------|
| Mayor:           | Carolyn G. Goodman |
| Council members: | Stavros S. Anthony |
|                  | Lois Tarkanian     |
|                  | Steven D. Ross     |
|                  | Bob Coffin         |
|                  | Bob Beers          |

|                |                 |
|----------------|-----------------|
| Those Excused: | Ricki Y. Barlow |
|----------------|-----------------|

(3) The foregoing Ordinance was first proposed and read by title to the City Council on May 18, 2016, and referred to a committee for recommendation; thereafter the committee reported favorably on the Ordinance on June 1, 2016, which was a regular meeting of said Council; that at said regular meeting, the proposed Ordinance was again read by title to the City Council and adopted. The members of the City Council were present at the June 1, 2016 meeting and voted upon the adoption of the Ordinance as follows:

Those Voting Aye:

Mayor:

Council members:

Carolyn G. Goodman

Lois Tarkanian

Steven D. Ross

Ricki Y. Barlow

Bob Coffin

Those Voting Nay:

Stavros S. Anthony

Bob Beers

Those Absent:

None

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

(5) All members of the Council were given due and proper notice of the meetings held on May 18, 2016 and June 1, 2016. Pursuant to NRS 241.020, written notice of the meetings was given no later than 9:00 a.m. on the third working day before the meetings including in the notice the time, place, location, and agenda of the meeting:

(a) By posting a copy of the notice by 9:00 a.m. at least three working days before the meetings at the principal office of the Council, or if there is no principal office, at the building in which the meeting is to be held, on the City's website, on the official website of the State of Nevada pursuant to NRS 232.2175, and at least three (3) other separate, prominent places within the jurisdiction of the Council, to wit:

- (i) City Hall  
495 S. Main Street  
Las Vegas, Nevada
- (ii) City of Las Vegas  
333 N. Rancho Drive  
Las Vegas, Nevada
- (iii) Clark County Government Center  
500 S. Grand Central Parkway  
Las Vegas, Nevada

(iv) Grant Sawyer Building  
555 E. Washington Avenue  
Las Vegas, Nevada

(v) The City of Las Vegas website

and

(b) By mailing a copy of the notice to each person, if any, who has requested notices of meetings of the Council in compliance with NRS 241.020(3)(b) by United States Mail, or if feasible and agreed to by the requestor, by electronic mail.

(6) A copy of such notice so given of the meeting of the Council on May 18, 2016 is attached to this certificate as Exhibit A, and a copy of such notice so given of the meeting of the Council on June 1, 2016 is attached to this certificate as Exhibit B.

(7) A copy of the affidavit of publication of the notice of deposit of ordinance is attached to this certificate as Exhibit C. A copy of the affidavit of publication of the 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 June 1, 2016.

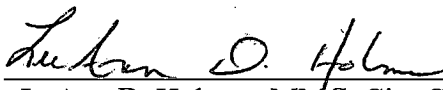
  
\_\_\_\_\_  
LuAnn D. Holmes, MMC, City Clerk



EXHIBIT A

(Attach Copy of Notice of May 18, 2016 Meeting)



## **CITY COUNCIL AGENDA**

**COUNCIL CHAMBERS · 495 SOUTH MAIN STREET · PHONE 702-229-6011**

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

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

**COUNCILMAN STEVEN D. ROSS, MAYOR PRO TEM (Ward 6)**

**LOIS TARKANIAN (Ward 1), RICKI Y. BARLOW (Ward 5), STAVROS S. ANTHONY (Ward 4)**

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

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. Reasonable efforts will be made to assist and accommodate persons with disabilities or impairments. If you need an accommodation to attend and participate in this meeting, please call the City Clerk's office at 702-229-6311 and advise of your need at least 48 hours in advance of the meeting. Dial 7-1-1 for Relay Nevada.

**NOTE: The regularly scheduled Las Vegas City Council meeting of Wednesday, July 6, 2016 is being cancelled due to the Fourth of July holiday.**

**May 18, 2016**

**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. BACKUP MATERIAL FOR THIS AGENDA MAY BE OBTAINED FROM LUANN D. HOLMES, CITY CLERK, AT THE CITY CLERK'S OFFICE AT 495 SOUTH MAIN STREET, 2<sup>ND</sup> FLOOR OR ON THE CITY'S WEBPAGE AT [www.lasvegasnevada.gov](http://www.lasvegasnevada.gov).

**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 CUSTOMERS OF CENTURYLINK CAN VIEW THIS PROGRAM IN HIGH DEFINITION ON CHANNEL 1002, AND SOME CUSTOMERS OF COX COMMUNICATIONS WHO DO NOT HAVE A CABLE BOX CAN VIEW THIS MEETING ON DIGITAL CHANNEL 69.9. THE COUNCIL MEETING, AS WELL AS ALL OTHER KCLV PROGRAMMING, CAN BE VIEWED ON THE INTERNET AT [www.lasvegasnevada.gov](http://www.lasvegasnevada.gov). 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 5:00 PM.

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 - CHAPLAIN VICTORIA CRAMPE, MESSAGES OF FAITH MINISTRY
4. PLEDGE OF ALLEGIANCE

5. RECOGNITION OF THE EMPLOYEE OF THE MONTH
6. RECOGNITION OF THE HISTORIC PRESERVATION AWARD WINNERS
7. RECOGNITION OF THE APPLECORE READING PROGRAM WINNERS

### **BUSINESS ITEMS - MORNING**

#### **PUBLIC COMMENT**

8. 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**

9. 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
10. For possible action to approve the Final Minutes by reference of the April 20, 2016 Regular City Council Meeting

### **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**

11. For possible action to approve the ratification of Sally Christensen in a Council support position as a Special Assistant to the Ward 4 office (\$44,000 + Benefits - General Fund) - Ward 4 (Anthony)
12. For possible action to approve Contract No. P20-BCPESC-D between the City of Las Vegas and the Colorado River Commission of Nevada for the Sale of Electric Power from the Boulder Canyon Project, which provides for the utilization of Schedule D hydropower generated at Hoover Dam beginning on October 1, 2017, and expiring on September 30, 2032 (2,054 kW) and September 30, 2067 (1,054 kW) and the related First Amended Agreement to Share the Costs of Implementation of the Lower Colorado River Multi-Species Conservation Program - All Wards

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

13. For possible action to approve a Special Event Land Use Licensing Agreement between Maktub Marketing, LLC, (Maktub) and the City of Las Vegas for the Punk Rock Bowling Music Festival on property owned by the City of Las Vegas, bound by Stewart Avenue on the south, the alley between 7th Street and 8th Street on the east, 6th Street on the west, and East Mesquite Avenue on the north - Ward 5 (Barlow)

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

14. For possible action to approve award of Modification No. 2 to Contract No. 110151-PH, Federal Lobbying Services - Office of Administrative Services - Award recommended to: SQUIRE PATTON BOGGS (\$154,000 - General Fund) - All Wards
15. For possible action to approve award of Modification No. 8 to Contract No. 060266-DK, State Legislative Consulting Services - Office of Administrative Services - Award recommended to: FERRARO GROUP (\$117,700 - General Fund) - All Wards

16. For possible action to approve revision to Purchase Order No. 351277, Fire Turnout Gear to replace aging product and new supply for Fire Academy Graduates - Department of Fire and Rescue - Award recommended to: FISHER SCIENTIFIC COMPANY, LLC (\$400,000 - Fire Services Capital Projects Fund)
17. For possible action to approve award of Bid No. 15.53541.07-DC, Water Pollution Control Facility Thickened Waste Activated Sludge (TWAS) Rehabilitation, located at 6005 East Vegas Valley Drive and the construction conflicts and contingency reserve set by Finance - Department of Public Works - Award recommended to: THE WHITING-TURNER CONTRACTING COMPANY (\$3,940,808 - Sanitation Enterprise Fund) - Clark County
18. For possible action to approve award of Contract No. 160206-DC, Prime Design Services for Gowan Box Canyon - Lone Mountain Road located between Lone Mountain Road and Gowan Road and I-215 - Department of Public Works - Award recommended to: STANLEY CONSULTANTS, INC. (\$600,000 - Road and Flood Capital Projects Fund) - Ward 4 (Anthony)

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

19. ABEYANCE ITEM - For possible action to authorize staff to condemn for the purchase of right of way and a utility easement for the Main-Commerce One-Way Couplet Project on Oakey Boulevard between Main Street and Commerce Street, APN 162-03-210-012 - Ward 3 (Coffin) [NOTE: The item no longer requires a request regarding the utility easement]
20. For possible action to grant a permanent easement and a temporary construction easement to the Las Vegas Valley Water District (LVVWD) for maintenance of existing LVVWD facilities on City of Las Vegas (CLV) owned property located on the north side of Foremaster Lane, east of Las Vegas Boulevard, commonly known as Woodlawn Cemetery, APN 139-26-101-003 - Ward 5 (Barlow)

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

21. ABEYANCE ITEM - For possible action to approve a Medical Marijuana Dispensary Establishment License NATUREX II, LLC dba NATUREX at 1860 Western Avenue - Ward 3 (Coffin)
22. For possible action to approve a Tavern License for a Change of Ownership FROM: PRIME ENTERPRISES 2001, LLC TO: P & M HOLDINGS, LLC dba GOLDEN STEER STEAKHOUSE at 308 West Sahara Avenue - Ward 3 (Coffin)
23. For possible action to approve a Tavern-Limited License LE PHO, LLC dba LE PHO at 353 Bonneville Avenue, Suite #115 - Ward 3 (Coffin)
24. For possible action to approve a Package Liquor License for a Change of Ownership FROM: TVCL, LLC TO: ALBERTSON'S, LLC dba ALBERTSON'S 3333 at 1940 Village Center Circle - Ward 2 (Beers)
25. For possible action to approve an Ancillary Tasting License ALBERTSON'S, LLC dba ALBERTSON'S 3333 at 1940 Village Center Circle - Ward 2 (Beers)
26. For possible action to approve an Ancillary Internet Alcohol Sales License for ALBERTSON'S, LLC dba ALBERTSON'S 3333 at 1940 Village Center Circle - Ward 2 (Beers)
27. For possible action to approve a Beer/Wine/Cooler Off-Sale License MORAN FOODS, LLC dba SAVE-A-LOT at 4440 East Charleston Boulevard, Suite #150 - Ward 3 (Coffin)
28. For possible action to approve a Temporary Beer/Wine/Cooler On-Sale License for a Change of Ownership FROM: MA FOOD EXPRESS, LLC TO: BROTHER FOOD EXPRESS, LLC dba FOOD EXPRESS at 2003 South Decatur Boulevard, Suite B - Ward 1 (Tarkanian)
29. For possible action to approve a Beer/Wine/Cooler Off-Sale License for a Change of Ownership FROM: 7 ELEVEN OF NEVADA, INC. TO: GILL ENTERPRISES, INC. dba 7 ELEVEN STORE #20826D at 1600 North Decatur Boulevard [Harvinder Gill, President, Secretary, Treasurer, Director] - Ward 5 (Barlow)

30. For possible action to approve a Beer/Wine/Cooler Off-Sale License for a Change of Ownership FROM: 7 ELEVEN OF NEVADA, INC. TO: GILL ENTERPRISES, INC. dba 7 ELEVEN FOOD STORE #21478F at 200 West Boston Avenue [Harvinder Gill, President, Secretary, Treasurer, Director] - Ward 3 (Coffin)
31. For possible action to approve a Beer/Wine/Cooler On-Sale License for a Change of Ownership FROM: ADMISTCA, INC. TO: BIYU, LLC dba LA CABANA MEXICAN RESTAURANT at 526 South Martin Luther King Boulevard [William Lewis Jacobs, Managing Member] - Ward 1 (Tarkanian)
32. For possible action to approve a Temporary Beer/Wine/Cooler Off-Sale License for a Change of Ownership FROM: PROVIDENCE C-STORE, LLC TO: PROVIDENCE FS, LLC dba DESERT PIT STOP at 7161 North Hualapai Way - Ward 6 (Ross)
33. For possible action to approve a Beer/Wine/Cooler On-Sale License for a Change of Ownership FROM: GEORGE L.B.Y.2, INC. TO: CHI MEI, LLC dba SOHO SUSHIBURRITO at 2600 West Sahara Avenue, Suite #115 [Chien Yu Lee, Managing Member] - Ward 1 (Tarkanian)
34. For possible action to approve a Non-Operational Package Liquor License for a Change of Ownership FROM: HAGGEN OPCO SOUTH, LLC TO: SF MARKETS, LLC dba SPROUTS FARMERS MARKET at 7530 West Lake Mead Boulevard, Suite #120 - Ward 4 (Anthony)
35. For possible action to approve a Restricted Gaming License NEVADA GAMING PARTNERS, LLC dba CHARLESTON MART 2 at 4708 West Charleston Boulevard - Ward 1 (Tarkanian)
36. For possible action to approve a One-Day Opening for a Non-Restricted Gaming License for CENTURY GAMING TECHNOLOGIES db at the former MOULIN ROUGE at 840 West Bonanza Road - Ward 5 (Barlow)
37. For possible action to approve a Temporary Ancillary Massage Establishment License M WINNICK, INC. dba MASSAGE BY MICHAEL at 7131 West Craig Road, Suite #107 [Mieczyslaw Antoni Winnik, President, Secretary, Treasurer, Director] - Ward 4 (Anthony)

#### **PUBLIC WORKS - CONSENT**

38. For possible action to approve Cooperative (Local Public Agency) Agreement P234-16-063 between the City of Las Vegas and the State of Nevada Department of Transportation (NDOT) to provide funding for design and construction of the Harris Avenue Safe Routes to School project located along East Harris Avenue from North Bruce Street to North Wardelle Street (\$1,052,632 - Road and Flood Capital Project Fund [CPF]) - Ward 3 (Coffin)
39. For possible action to approve Supplemental Interlocal Contract No. 3 - 758c between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to change the scope of the project for engineering and construction of Arterial Reconstruction Program - Package 2 project located at various locations more specifically shown in contract exhibit - Wards 1 and 5 (Tarkanian and Barlow)
40. For possible action to approve Amendment No. 3 to Cooperative (Local Public Agency) Agreement P194-12-063 between the City of Las Vegas and State of Nevada Department of Transportation (NDOT) to revise the scope of the project and extend the project completion date to December 31, 2021 for the Nellis and Eastern Bus Turnouts, twelve bus turnouts located along Nellis Boulevard and Eastern Avenue from Owens Avenue to Sahara Avenue - Ward 3 (Coffin)

#### **RESOLUTIONS - CONSENT**

41. R-22-2016 - ABEYANCE ITEM - For possible action to approve a Resolution consenting to an Owner Participation Agreement between the City of Las Vegas Redevelopment Agency and 1025 Main St LLC, to participate in a public/private partnership with the developer on land located at 1027 South Main Street (APN 139-33-801-022) - Ward 3 (Coffin) [NOTE: This item is related to Redevelopment Agency Item 5 (RA-5-2016)]
42. R-24-2016 - For possible action to approve a Resolution directing the City Treasurer to give notice of the sale of properties subject to the lien of a delinquent assessment in the Special Improvement Districts 607, 707, 808 and 809 in certain other districts and providing other matters properly relating thereto - Wards 2, 4 and 6 (Beers, Anthony and Ross)

## **DISCUSSION/ACTION ITEMS**

### **HEARINGS - DISCUSSION**

43. Public hearing for possible action regarding Fiscal Year 2017 City of Las Vegas Tentative Budget and Fiscal Year 2017 City of Las Vegas Final Budget, including the Five-Year Capital Improvement Plan - All Wards [NOTE: This item will not be heard before 1:00 P.M.]

### **ADMINISTRATIVE - DISCUSSION**

44. Report by the Nevada Department of Public Safety, Division of Emergency Management (Division), regarding the mission and capabilities of the Division - All Wards
45. Report by Downtown Las Vegas Alliance staff regarding the status of the organization and a six month progress report - Wards 1, 3 and 5 (Tarkanian, Coffin and Barlow)
46. Presentation by the Department of Planning regarding an update on the status of the Las Vegas Downtown Master Plan
47. Report by the Planning Department and discussion regarding the possible creation of Energy Improvement Districts and formation of an Energy Advisory Committee, with direction to staff if necessary - All Wards
48. Report by the Department of Public Works and discussion for possible action regarding the adoption of the Las Vegas Mobility Master Plan - All Wards

### **RESOLUTIONS - DISCUSSION**

49. R-25-2016 - Discussion for possible action to approve a Resolution adopting the Downtown Las Vegas Vision 2045 Master Plan - Wards 1, 3 and 5 (Tarkanian, Coffin and Barlow)

### **BOARDS & COMMISSIONS - DISCUSSION**

50. ABEYANCE ITEM - Discussion for possible action regarding the replacement of the Ward 4 and Ward 5 Staff Designees to the Neighborhood Partners Fund Board for Fiscal Year 2016-17 - Wards 4 and 5 (Anthony and Barlow)
51. For Possible Action - TRAFFIC & PARKING COMMISSION - Greg Clemenson, Term Expiration 12-19-2016
52. Discussion for possible action on the appointment of a Council member to the Southern Nevada Enterprise Community Advisory (SNEC) Board

### **RECOMMENDING COMMITTEE REPORT - DISCUSSION**

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

53. Bill No. 2016-27 - For Possible Action - Levies assessments for Special Improvement District No. 1485 - Alta Drive (Rancho Drive to approximately 275 feet west of Lacy Lane) (Landscape Maintenance FY2017) Proposed by: David N. Bowers, Director of Public Works
54. Bill No. 2016-28 - For Possible Action - Levies assessments for Special Improvement District No. 1516 - Fremont Street Maintenance District FY2017 (Las Vegas Boulevard to 8th Street) Proposed by: David N. Bowers, Director of Public Works
55. Bill No. 2016-29 - For Possible Action - Annexation No. ANX-62186 - Property location: at the northeast corner of West Tropical Parkway and North Shaumber Road; Owner: United States of America; Acreage: 5.17 acres; Zoned: R-U (County zoning), U (City equivalent). Sponsored by: Councilman Steven D. Ross
56. Bill No. 2016-30 - For Possible Action - Annexation No. ANX-62364 - Property location: north and south of Centennial Parkway, approximately 650 feet west of the North Alpine Ridge Way alignment; Owner: United States of America; Acreage: 19.62 acres; Zoned: R-U (County zoning), U (City equivalent). Sponsored by: Councilman Steven D. Ross

57. Bill No. 2016-31 - For Possible Action - Annexation No. ANX-62380 - Property location: at Clark County 215, east of North Campbell Road; Owner: United States of America; Acreage: 10.11 acres; Zoned: R-2 (County zoning), R-2 (City equivalent). Sponsored by: Councilman Steven D. Ross

**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.

58. Bill No. 2016-25 - Updates the Unified Development Code (LVMC Title 19) to clarify land use regulations and definitions regarding nightclubs by amending the land use table to allow nightclubs as permitted uses in the Downtown Entertainment Overlay District, permitting a waiver of distance separation requirements between nightclubs and protected uses and striking distance separation requirements between nightclubs and protected uses within the Downtown Casino Overlay District. Sponsored by: Councilman Ricki Y. Barlow
59. Bill No. 2016-32 - Annexation No. ANX-63265 - Property location: 5640 North Rainbow Boulevard; Petitioned by: Debra J. Reoch; Acreage: 0.95 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Steven D. Ross
60. Bill No. 2016-33 - Amends the Downtown Centennial Plan to authorize additional uses within the Arts District. (TXT-63263) Proposed by: Tom Perrigo, Director of Planning
61. Bill No. 2016-34 - Authorizes the establishment and operation of an occasional program by which fines for qualifying parking infractions may be paid by means of the donation of food items or children's toys in lieu of the payment of money. Sponsored by: Councilman Bob Beers
62. Bill No. 2016-35 - Annexation No. ANX-58981 - Property location: generally located on the north side of West Lone Mountain Road, 325 feet west of Janell Drive; Petitioned by: PN II, Inc., predecessors-in-interest to current owners; Acreage: 5.47 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Stavros S. Anthony

**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.

63. Bill No. 2016-36 - Annexation No. ANX-62383 - Property location: 6645 West El Campo Grande Avenue; Petitioned by: Michael A. Valente, predecessor-in-interest to current owner; Acreage: 1.50 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Steven D. Ross
64. Bill No. 2016-37 - Annexation No. ANX-62386 - Property location: 4980 Ghost Dance Circle; Petitioned by: Corey and Mary Joyce Newcome; Acreage: 0.68 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Steven D. Ross
65. Bill No. 2016-38 - Annexation No. ANX-63179 - Property location: 5686 North Rainbow Boulevard; Petitioned by: Aqua Bamboo, LLC; Acreage: 0.95 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Steven D. Ross
66. Bill No. 2016-39 - Annexation No. ANX-63953 - Property location: generally located on the north side of Craig Road, approximately 350 feet east of El Capitan Way; Owner: United States of America; Acreage: 2.58 acres; Zoned: R-E (County zoning), U (City equivalent). Sponsored by: Councilman Stavros S. Anthony
67. Bill No. 2016-40 - Authorizes the issuance of City of Las Vegas, Nevada, Sales Tax Increment Revenue Bonds, Series 2016, in an amount not to exceed \$25,000,000, for the purpose of financing projects in the Symphony Park Tourism Improvement District. Proposed by: Venetta Appleyard, Director of Finance

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

### **BUSINESS ITEMS - AFTERNOON**

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

### **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 - CONSENT**

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

69. EOT-64015 - EXTENSION OF TIME - VARIANCE - APPLICANT/OWNER: CAMBRIDGE COMPANIES, INC - For possible action on a request for an Extension of Time of an approved Variance (VAR-53197) FOR A RESIDENTIAL ADJACENCY SETBACK OF 41 FEET WHERE 83 FEET IS REQUIRED on 2.29 acres located approximately 597 feet north of Washington Avenue on the east side of Sandhill Road (APN 140-30-601-006), R-3 (Medium Density Residential) Zone, Ward 3 (Coffin). Staff recommends APPROVAL.
70. EOT-64017 - EXTENSION OF TIME RELATED TO EOT-64015 - SITE DEVELOPMENT PLAN REVIEW - APPLICANT/OWNER: CAMBRIDGE COMPANIES, INC - For possible action on a request for an Extension of Time of a Site Development Plan Review (SDR-53040) FOR A PROPOSED TWO-STORY 40 UNIT APARTMENT COMPLEX on 2.29 acres located approximately 597 feet north of Washington Avenue on the east side of Sandhill Road (APN 140-30-601-006), R-3 (Medium Density Residential) Zone, Ward 3 (Coffin). Staff recommends APPROVAL.
71. EOT-64057 - EXTENSION OF TIME - SPECIAL USE PERMIT - APPLICANT: CLARK NMSD, LLC DBA NUVEDA - OWNER: 2113 INVESTORS, LLC - For possible action on a request for an Extension of Time of an approved Special Use Permit (SUP-55264) FOR A PROPOSED 2,800 SQUARE-FOOT MEDICAL MARIJUANA DISPENSARY at 1324 South 3rd Street (APN 162-03-110-137), C-2 (General Commercial) Zone, Ward 3 (Coffin). Staff recommends APPROVAL.
72. EOT-64059 - EXTENSION OF TIME - SPECIAL USE PERMIT - APPLICANT: NATUREX II, LLC - OWNER: WAPP, LLC - For possible action on a request for an Extension of Time of an approved Special Use Permit (SUP-55182) FOR A PROPOSED 2,800 SQUARE-FOOT MEDICAL MARIJUANA DISPENSARY at 1860 Western Avenue (APN 162-04-302-008), M (Industrial) Zone, Ward 3 (Coffin). Staff recommends APPROVAL.
73. EOT-64067 - EXTENSION OF TIME - VARIANCE - APPLICANT: TOUCHSTONE DEVELOPMENT - OWNER: THM ENTERPRISES, INC. - For possible action on a request for an Extension of Time of an approved Variance (VAR-47609) TO ALLOW 40-FOOT WIDE PRIVATE STREETS WITH NO SIDEWALKS WHERE 47-FOOT WIDE STREETS WITH SIDEWALKS AND AMENITY ZONES ON BOTH SIDES ARE REQUIRED on 55.00 gross acres at the southeast corner of Lone Mountain Road and Puli Road (APNs 137-01-101-001, 009, 010 and 011; 137-01-201-001, 002, 003, 011 and 012; and 137-01-301-001 and 002), PD (Planned Development) Zone, Ward 4 (Anthony). Staff recommends APPROVAL.
74. EOT-64069 - EXTENSION OF TIME RELATED TO EOT-64067 - VARIANCE - APPLICANT: TOUCHSTONE DEVELOPMENT - OWNER: THM ENTERPRISES, INC. - For possible action on a request for an Extension of Time of an approved Variance (VAR-47607) WHICH ALLOWED SIX-FOOT PERIMETER RETAINING WALLS WHERE 3.5 FEET IS THE MAXIMUM ALLOWED on 55.00 gross acres at the southeast corner of Lone Mountain Road and Puli Road (APNs 137-01-101-001, 009, 010 and 011; 137-01-201-001, 002, 003, 011 and 012; and 137-01-301-001 and 002), PD (Planned Development) Zone, Ward 4 (Anthony). Staff recommends APPROVAL.



75. EOT-64090 - EXTENSION OF TIME - VACATION - APPLICANT/OWNER: CHARLESTON TOWERS, LLC - For possible action on a request for an Extension of Time of an approved Vacation (VAC-48465) TO VACATE THE PUBLIC ALLEYS generally located south of Garces Avenue, between 9th Street and 10th Street, Ward 3 (Coffin). Staff recommends APPROVAL.
76. EOT-64091 - EXTENSION OF TIME RELATED TO EOT-64090 - SPECIAL USE PERMIT - APPLICANT/OWNER: CHARLESTON TOWERS, LLC - For possible action on a request for an Extension of Time of an approved Special Use Permit (SUP-48462) 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). Staff recommends APPROVAL.
77. EOT-64092 - EXTENSION OF TIME RELATED TO EOT-64090 AND EOT-64091 - SITE DEVELOPMENT PLAN REVIEW - APPLICANT/OWNER: CHARLESTON TOWERS, LLC - For possible action on a request for an Extension of Time of an approved Site Development Plan Review (SDR-48464) 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). Staff recommends APPROVAL.
78. EOT-64093 - EXTENSION OF TIME RELATED TO EOT-64090, EOT-64091 AND EOT-64092 - VARIANCE - APPLICANT/OWNER: CHARLESTON TOWERS, LLC - For possible action on a request for an Extension of Time of an approved Variance (VAR-48460) 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). Staff recommends APPROVAL.
79. EOT-64105 - EXTENSION OF TIME - SPECIAL USE PERMIT - APPLICANT: SAMANTHA, INC. - OWNER: I RENT B&E, LLC - For possible action on a request for an Extension of Time of an approved Special Use Permit (SUP-54969) FOR A PROPOSED 5,892 SQUARE-FOOT MEDICAL MARIJUANA DISPENSARY at 3500 West Sahara Avenue (APN 162-05-402-007), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). Staff recommends APPROVAL.
80. EOT-64125 - EXTENSION OF TIME - SPECIAL USE PERMIT - APPLICANT: NEVADA WELLNESS PROJECT, LLC - OWNER: TLDT HOLDINGS, LLC - For possible action on a request for an Extension of Time of an approved Special Use Permit (SUP-55282) FOR A PROPOSED 1,960 SQUARE-FOOT MEDICAL MARIJUANA DISPENSARY at 823 South 3rd Street (APN 139-34-410-105), C-2 (General Commercial) Zone, Ward 3 (Coffin). Staff recommends APPROVAL.

#### **PLANNING - ONE MOTION/ONE VOTE**

THE FOLLOWING ARE ITEMS THAT MAY BE CONSIDERED IN ONE MOTION/ONE VOTE. THEY ARE CONSIDERED ROUTINE NON-PUBLIC AND PUBLIC HEARING ITEMS. ALL PUBLIC HEARINGS AND NON-PUBLIC HEARINGS WILL BE OPENED AT ONE TIME. ANY PERSON REPRESENTING AN APPLICATION OR A MEMBER OF THE PUBLIC OR A MEMBER OF THE CITY COUNCIL NOT IN AGREEMENT WITH THE CONDITIONS AND ALL STANDARD CONDITIONS FOR THE APPLICATION RECOMMENDED BY STAFF, SHOULD REQUEST TO HAVE THAT ITEM REMOVED FROM THIS PART OF THE AGENDA.

81. VAC-63486 - VACATION - PUBLIC HEARING - APPLICANT: DR HORTON - OWNER: INVESTOR EQUITY HOMES, LLC - For possible action on a request for a Petition to Vacate a 10-foot wide portion along the west side of the Tenaya Way right-of-way, south of Racel Street, Ward 6 (Ross) [PRJ-63412]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
82. ROC-64110 - REVIEW OF CONDITION - PUBLIC HEARING - APPLICANT: EL COMPA - OWNER: STEWART SQUARE, LLC - For possible action on a request for a Review of Condition of an approved Special Use Permit (SUP-3128) TO DELETE CONDITION #1 WHICH STATES "THE HOURS OF OPERATION SHALL BE FROM 8:00 A.M. TO 6:00 P.M." at 4401 Stewart Avenue (APN 140-32-201-002), C-1 (Limited Commercial) Zone, Ward 3 (Coffin) [PRJ-63850]. Staff recommends APPROVAL.

83. ZON-63222 - REZONING - PUBLIC HEARING - APPLICANT: BARNES LAW GROUP - OWNER: CAROL BARNES - For possible action on a request for a Rezoning FROM: R-1 (SINGLE FAMILY RESIDENTIAL) TO: P-O (PROFESSIONAL OFFICE) on 0.14 acres at 712 South Jones Boulevard (APN 138-36-316-008), Ward 1 (Tarkanian) [PRJ-63219]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
84. SDR-63223 - SITE DEVELOPMENT PLAN REVIEW RELATED TO ZON-63222 - PUBLIC HEARING - APPLICANT: BARNES LAW GROUP - OWNER: CAROL BARNES - For possible action on a request for a Site Development Plan Review FOR THE CONVERSION OF AN EXISTING 1,680 SQUARE-FOOT DETACHED SINGLE FAMILY RESIDENCE TO AN OFFICE BUILDING WITH WAIVERS TO ALLOW A SEVEN-FOOT WIDE FRONT LANDSCAPE BUFFER WHERE 15 FEET IS THE MINIMUM REQUIRED AND A ZERO-FOOT WIDE LANDSCAPE BUFFER ALONG A PORTION OF THE NORTH AND SOUTH PERIMETER WHERE EIGHT FEET IS THE MINIMUM REQUIRED on 0.14 acres at 712 South Jones Boulevard (APN 138-36-316-008), R-1 (Single Family Residential) Zone [PROPOSED: P-O (Professional Office)], Ward 1 (Tarkanian) [PRJ-63219]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.

#### **PLANNING - DISCUSSION**

85. RQR-62203 - ABEYANCE ITEM - REQUIRED REVIEW - PUBLIC HEARING - APPLICANT/OWNER: ZARBOD ZANGANEH - For possible action on a required review of Variance (VAR-57690) TO ALLOW A ZERO-FOOT SIDE YARD SETBACK WHERE 15 FEET IS REQUIRED AND A ZERO-FOOT DISTANCE SEPARATION FROM THE MAIN DWELLING WHERE SIX FEET IS REQUIRED FOR AN EXISTING ACCESSORY STRUCTURE (CLASS II) [SHED I]; AND A ZERO-FOOT SIDE YARD SETBACK FOR AN EXISTING CARPORT WHERE 15 FEET IS REQUIRED; A ZERO-FOOT SIDE YARD SETBACK FOR AN EXISTING ACCESSORY STRUCTURE (CLASS II) [SHED II] AND AN EIGHT-FOOT SIDE YARD SETBACK FOR AN EXISTING ACCESSORY STRUCTURE (CLASS II) [SHED III] WHERE TEN FEET IS REQUIRED at 520 Campbell Drive (APN 139-32-311-015), R-E (Residence Estates) Zone, Ward 1 (Tarkanian). Staff recommends DENIAL.
86. GPA-63487 - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT: DR HORTON - OWNER: GREENDALE PROPERTIES, LLC - For possible action on a request for a General Plan Amendment FROM: DR (DESERT RURAL DENSITY RESIDENTIAL) TO: R (RURAL DENSITY RESIDENTIAL) on 37.35 acres on the southeast corner of Elkhorn Road and Tenaya Way (APN 125-22-501-001), Ward 6 (Ross) [PRJ-63442]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
87. ZON-63488 - REZONING RELATED TO GPA-63487 - PUBLIC HEARING - APPLICANT: DR HORTON - OWNER: GREENDALE PROPERTIES, LLC - For possible action on a request for a Rezoning FROM: U (UNDEVELOPED) [DR (DESERT RURAL DENSITY RESIDENTIAL) GENERAL LAND USE DESIGNATION] TO: R-D (SINGLE FAMILY RESIDENTIAL-RESTRICTED DISTRICT) on 37.35 acres on the southeast corner of Elkhorn Road and Tenaya Way (APN 125-22-501-001), Ward 6 (Ross) [PRJ-63442]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
88. GPA-63531 - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT: FIRST TERRA FUND INC. - OWNER: TIMOTHY RONALD HIPPI AND ROBERT G. PARK FAMILY TRUST - For possible action on a request for a General Plan Amendment FROM: DR (DESERT RURAL DENSITY RESIDENTIAL) TO: ML (MEDIUM LOW DENSITY RESIDENTIAL) on 3.15 acres on the east side of Edmond Street, 290 feet south of Oakey Boulevard and on the southeast corner of Oakey Boulevard and Mohawk Street (APNs 163-01-702-001 and 006), Ward 1 (Tarkanian) [PRJ-63407]. The Planning Commission (7-0 vote) and Staff recommend DENIAL.
89. ZON-63533 - REZONING RELATED TO GPA-63531 - PUBLIC HEARING - APPLICANT: FIRST TERRA FUND INC. - OWNER: TIMOTHY RONALD HIPPI - For possible action on a request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: R-SL (RESIDENTIAL SMALL LOT DISTRICT) on 1.14 acres on the east side of Edmond Street, 290 feet south of Oakey Boulevard (APN 163-01-702-006), Ward 1 (Tarkanian) [PRJ-63407]. The Planning Commission (7-0 vote) and Staff recommend DENIAL.
90. ZON-63536 - REZONING RELATED TO GPA-63531 - PUBLIC HEARING - APPLICANT: FIRST TERRA FUND INC. - OWNER: ROBERT G. PARK FAMILY TRUST - For possible action on a request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: R-SL (RESIDENTIAL SMALL LOT DISTRICT) on 2.01 acres on the southeast corner of Oakey Boulevard and Mohawk Street (APN 163-01-702-001), Ward 1 (Tarkanian) [PRJ-63407]. The Planning Commission (7-0 vote) and Staff recommend DENIAL.

91. GPA-63547 - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT/OWNER: IGLESIA EL GRAN YO SOY - For possible action on a request for a General Plan Amendment FROM: PR-OS (PARKS/RECREATION/OPEN SPACE) AND SC (SERVICE COMMERCIAL) TO: PF (PUBLIC FACILITIES) on 0.80 acres at 4955 and 4965 Bevvie Drive (APNs 138-13-801-030, 031 and 032), Ward 5 (Barlow) [PRJ-63446]. The Planning Commission (6-1 vote) and Staff recommend APPROVAL.
92. ZON-63548 - REZONING RELATED TO GPA-63547 - PUBLIC HEARING - APPLICANT/OWNER: IGLESIA EL GRAN YO SOY - For possible action on a request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: C-V (CIVIC) on 0.80 acres at 4955 and 4965 Bevvie Drive (APNs 138-13-801-030, 031 and 032), Ward 5 (Barlow) [PRJ-63446]. The Planning Commission (6-1 vote) and Staff recommend APPROVAL.
93. WVR-63549 - WAIVER RELATED TO GPA-63547 AND ZON-63548 - PUBLIC HEARING - APPLICANT/OWNER: IGLESIA EL GRAN YO SOY - For possible action on a request for a Waiver TO NOT INSTALL HALF-STREET IMPROVEMENTS (CURB, GUTTER, SIDEWALK, STREETLIGHTS, STREETSCAPE AND AMENITIES) WHERE SUCH ARE REQUIRED on 0.80 acres at 4955 and 4965 Bevvie Drive (APNs 138-13-801-030, 031 and 032), R-E (Residence Estates) Zone [PROPOSED: C-V (Civic)], Ward 5 (Barlow) [PRJ-63446]. The Planning Commission (7-0 vote) and Staff recommend DENIAL.
94. SDR-63550 - SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-63547, ZON-63548 AND WVR-63549 - PUBLIC HEARING - APPLICANT/OWNER: IGLESIA EL GRAN YO SOY - For possible action on a request for a Site Development Plan Review FOR A PROPOSED 2,220 SQUARE-FOOT CHURCH/HOUSE OF WORSHIP AND A 2,787 SQUARE-FOOT OFFICE BUILDING WITH WAIVERS TO ALLOW A ZERO-FOOT WIDE LANDSCAPE BUFFER ON PORTIONS OF THE EAST AND SOUTH PROPERTY LINES WHERE EIGHT FEET IS REQUIRED AND A FOUR-FOOT WIDE LANDSCAPE BUFFER ON A PORTION OF THE NORTH PROPERTY LINE WHERE 15 FEET IS REQUIRED on 0.80 acres at 4955 and 4965 Bevvie Drive (APNs 138-13-801-030, 031 and 032), R-E (Residence Estates) Zone [PROPOSED: C-V (Civic)], Ward 5 (Barlow) [PRJ-63446]. The Planning Commission (6-1 vote) and Staff recommend DENIAL.
95. GPA-63593 - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT: JET DEVELOPMENT, INC. - OWNER: HANG CHU, LLC - For possible action on a request for a General Plan Amendment FROM: M (MEDIUM DENSITY RESIDENTIAL) TO: H (HIGH DENSITY RESIDENTIAL) on 7.86 acres at 4800 East Charleston Boulevard (APN 140-32-801-001), Ward 3 (Coffin) [PRJ-63419]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.
96. SDR-63596 - SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-63593 - PUBLIC HEARING - APPLICANT: JET DEVELOPMENT, INC. - OWNER: HANG CHU, LLC - For possible action on a request for a Site Development Plan Review FOR A PROPOSED 40-UNIT ADDITION TO AN EXISTING 197-UNIT MULTI-FAMILY RESIDENTIAL DEVELOPMENT on 7.86 acres at 4800 East Charleston Boulevard (APN 140-32-801-001), R-3 (Medium Density Residential) Zone, Ward 3 (Coffin) [PRJ-63419]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.
97. ZON-63475 - REZONING - PUBLIC HEARING - APPLICANT/OWNER: BALLE CENTER, LLC - For possible action on a request for a Rezoning FROM: C-D (DESIGNED COMMERCIAL) TO: O (OFFICE) on 0.57 acres at 2801 West Charleston Boulevard (APN 162-05-510-006), Ward 1 (Tarkanian) [PRJ-63360]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
98. VAR-61046 - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: KIM J LECLAIR - For possible action on a request for a Variance TO ALLOW AN EXISTING DETACHED ACCESSORY STRUCTURES (CLASS II) [HORSE CORRALS] TO BE LOCATED IN THE FRONT YARD WHERE SUCH IS NOT PERMITTED, TO ALLOW A ONE-FOOT DISTANCE SEPARATION FROM THE MAIN DWELLING FOR AN EXISTING DETACHED ACCESSORY STRUCTURES (CLASS II) [SHADE STRUCTURE] WHERE SIX FEET IS REQUIRED, TO ALLOW A ONE-FOOT SIDE YARD SETBACK FOR EXISTING ACCESSORY STRUCTURES (CLASS II) [A 192 SQUARE-FOOT HAY BARN AND A 48 SQUARE-FOOT WELL HOUSE] WHERE 10 FEET IS REQUIRED, TO ALLOW AN EIGHT-FOOT REAR YARD SETBACK FOR AN ACCESSORY STRUCTURE CLASS II [ANIMAL SHADE STRUCTURE] WHERE 10 FEET IS REQUIRED, AND TO ALLOW A 12-FOOT CORNER SIDE YARD SETBACK FOR ACCESSORY STRUCTURES [ANIMAL SHADE STRUCTURE AND TACK ROOM] WHERE 15 FEET IS REQUIRED on 1.29 acres at 5525 West Rome Boulevard (APN 125-24-403-001), R-E (Residence Estates) Zone, Ward 6 (Ross) [PRJ-59862]. Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL.

99. SUP-61047 - SPECIAL USE PERMIT RELATED TO VAR-61046 - PUBLIC HEARING - APPLICANT/OWNER: KIM J LECLAIR - For possible action on a request for a Special Use Permit FOR AN EXISTING ANIMAL KEEPING & HUSBANDRY USE TO ALLOW 22 HORSES, ONE ALPACA AND 10 GOATS WHERE A MAXIMUM OF SEVEN HORSES AND SEVEN GOATS ARE ALLOWED at 5525 West Rome Boulevard (APN 125-24-403-001), R-E (Residence Estates) Zone, Ward 6 (Ross) [PRJ-59862]. Staff recommends DENIAL. The Planning Commission (5-2-1 vote) recommends APPROVAL.
100. SUP-61183 - SPECIAL USE PERMIT RELATED TO VAR-61046 AND SUP-61047 - PUBLIC HEARING - APPLICANT/OWNER: KIM J LECLAIR - For possible action on a request for a Special Use Permit FOR A PROPOSED HORSE CORRAL OR STABLE (COMMERCIAL) USE TO PROVIDE INSTRUCTIONAL OR RECREATIONAL ACTIVITIES FOR OTHER THAN OCCUPANTS OF THE PREMISES at 5525 West Rome Boulevard (APN 125-24-403-001), R-E (Residence Estates) Zone, Ward 6 (Ross) [PRJ-59862]. Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL.
101. VAR-63080 - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: MA. G. RODRIGUEZ AND MERARI BERRONES-LANDA - For possible action on an Appeal of the Planning Commission Denial of a request for a Variance TO ALLOW A 22-FOOT FRONT YARD SETBACK FOR A PORTE COCHERE WHERE 30 FEET IS REQUIRED, TO ALLOW A 27-FOOT FRONT YARD SETBACK FOR THE PRINCIPAL DWELLING WHERE 50 FEET IS REQUIRED, AND TO ALLOW A 23-FOOT REAR YARD SETBACK WHERE 35 FEET IS REQUIRED FOR A PROPOSED SINGLE-FAMILY DETACHED DWELLING on 0.46 acres at 1110 Strong Drive (APN 162-05-512-009), R-E (Residence Estates) Zone, Ward 1 (Tarkanian) [PRJ-63072]. The Planning Commission (7-0 vote) and Staff recommend DENIAL.
102. VAR-63098 - VARIANCE - PUBLIC HEARING - APPLICANT: DR HORTON, INC. - OWNER: BUREAU OF LAND MANAGEMENT OF THE UNITED STATES GOVERNMENT - For possible action on a request for a Variance TO ALLOW A 1.13 STREET CONNECTIVITY RATIO WHERE 1.30 IS THE MINIMUM REQUIRED on 25.00 acres at the southwest corner of Tropical Parkway and Michelli Crest Way (APN 126-25-701-001), R-D (Single Family Residential-Restricted) Zone, Ward 6 (Ross) [PRJ-63042]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.
103. VAR-63259 - VARIANCE RELATED TO VAR-63098 - PUBLIC HEARING - APPLICANT: DR HORTON INC. - OWNER: BUREAU OF LAND MANAGEMENT OF THE UNITED STATES GOVERNMENT - For possible action on a request for a Variance TO ALLOW NO CURB, GUTTER OR SIDEWALKS ON MICHELLI CREST WAY, ANTIQUE RIDGE COURT, SHRINE RIDGE COURT, EL CAMPO GRANDE AVENUE, TROPICAL PARKWAY EAST OF ALPINE RIDGE WAY AS WELL AS NON-STANDARD CURBS IN THE PUBLIC RIGHT-OF-WAY TO ALLOW THREE FOOT VALLEY GUTTERS INSTEAD OF L-CURBS ON ANTIQUE RIDGE COURT AND SHRINE RIDGE COURT WHERE COMPLETE STREET STANDARDS ARE REQUIRED on 25.00 acres at the southwest corner of Tropical Parkway and Michelli Crest Way (APN 126-25-701-001), R-D (Single Family Residential-Restricted) Zone, Ward 6 (Ross) [PRJ-63042]. Staff recommends DENIAL. The Planning Commission (6-1 vote) recommends APPROVAL.
104. WVR-63099 - WAIVER RELATED TO VAR-63098 AND VAR-63259 - PUBLIC HEARING - APPLICANT: DR HORTON - OWNER: BUREAU OF LAND MANAGEMENT OF THE UNITED STATES GOVERNMENT - For possible action on a request for a Waiver TO ALLOW A 177-FOOT AND 218-FOOT EXTERNAL INTERSECTION OFF SETS WHERE 220 FEET IS THE MINIMUM DISTANCE SEPARATION REQUIRED AND TO ALLOW NO STREETLIGHTS ON MICHELLI CREST WAY, ANTIQUE RIDGE COURT, SHRINE RIDGE COURT, EL CAMPO GRANDE AVENUE AND TROPICAL PARKWAY, EAST OF ALPINE RIDGE WAY on 25.00 acres at the southwest corner of Tropical Parkway and Michelli Crest Way (APN 126-25-701-001), R-D (Single Family Residential-Restricted) Zone, Ward 6 (Ross) [PRJ-63042]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.
105. TMP-63100 - TENTATIVE MAP RELATED TO VAR-63098, VAR-63259 AND WVR-63099 - BLM SITE 11 - PUBLIC HEARING - APPLICANT: DR HORTON, INC. - OWNER: BUREAU OF LAND MANAGEMENT OF THE UNITED STATES GOVERNMENT - For possible action on a request for a Tentative Map FOR A 49-LOT SINGLE-FAMILY RESIDENTIAL SUBDIVISION on 25.00 acres at the southwest corner of Tropical Parkway and Michelli Crest Way (APN 126-25-701-001), R-D (Single Family Residential-Restricted) Zone, Ward 6 (Ross) [PRJ-63042]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

106. SUP-63555 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: MARICARMEN SORIA - OWNER: BONANZA SUNRISE, LLC - For possible action on a request for a Special Use Permit FOR A 2,500 SQUARE-FOOT EXPANSION OF AN EXISTING 1,460 SQUARE-FOOT RESTAURANT FOR A RESTAURANT WITH SERVICE BAR TO BE LOCATED 180 FEET FROM A CHILD CARE FACILITY WHERE 400 FEET IS THE MINIMUM REQUIRED at 4800 East Bonanza Road, Suite #8 (APN 140-29-801-011), C-1 (Limited Commercial) Zone, Ward 3 (Coffin) [PRJ-63554]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
107. SUP-63568 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT/OWNER: MEI LING CHEN PAN - For possible action on a request for a Special Use Permit FOR A PROPOSED SHORT-TERM RESIDENTIAL RENTAL USE WITH A WAIVER TO ALLOW A 492-FOOT DISTANCE SEPARATION FROM A SIMILAR USE WHERE 660 FEET IS REQUIRED at 2105 Bonnie Brae Avenue (APN 162-04-310-018), R-1 (Single Family Residential) Zone, Ward 1 (Tarkanian) [PRJ-63524]. The Planning Commission (4-3 vote) and Staff recommend DENIAL.
108. SDR-63111 - SITE DEVELOPMENT PLAN REVIEW - PUBLIC HEARING - APPLICANT/OWNER: DROCK 3RD STREET, LLC - For possible action on a request for a Site Development Plan Review FOR A PROPOSED PERMANENT PARKING LOT WITH VALET PARKING ONLY AT AN EXISTING COMMERCIAL RECREATION/AMUSEMENT (OUTDOOR) FACILITY WITH WAIVERS OF DOWNTOWN CENTENNIAL PLAN ARCHITECTURAL DESIGN, STREETScape AND PERMANENT PARKING LOT DESIGN AND SCREENING STANDARDS on 2.76 acres at 200 South 3rd Street (APN 139-34-210-047), C-2 (General Commercial) Zone, Ward 3 (Coffin) [PRJ-62980]. Staff recommends DENIAL. The Planning Commission (7-0 vote) recommends APPROVAL.

#### **SET DATE**

109. 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**

110. 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**

111. 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 June 1, 2016 Meeting)



## **CITY COUNCIL AGENDA**

**COUNCIL CHAMBERS · 495 SOUTH MAIN STREET · PHONE 702-229-6011**

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

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

**COUNCILMAN STEVEN D. ROSS, MAYOR PRO TEM (Ward 6)**

**LOIS TARKANIAN (Ward 1), RICKI Y. BARLOW (Ward 5), STAVROS S. ANTHONY (Ward 4)**

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

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. Reasonable efforts will be made to assist and accommodate persons with disabilities or impairments. If you need an accommodation to attend and participate in this meeting, please call the City Clerk's office at 702-229-6311 and advise of your need at least 48 hours in advance of the meeting. Dial 7-1-1 for Relay Nevada.

**NOTE: The regularly scheduled Las Vegas City Council meeting of Wednesday, July 6, 2016 is being cancelled due to the Fourth of July holiday.**

**June 1, 2016**

**9:00 AM**

**There may be a lunch break at the noon hour for this meeting.**

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. BACKUP MATERIAL FOR THIS AGENDA MAY BE OBTAINED FROM LUANN D. HOLMES, CITY CLERK, AT THE CITY CLERK'S OFFICE AT 495 SOUTH MAIN STREET, 2<sup>ND</sup> FLOOR OR ON THE CITY'S WEBPAGE AT [www.lasvegasnevada.gov](http://www.lasvegasnevada.gov).

**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 CUSTOMERS OF CENTURYLINK CAN VIEW THIS PROGRAM IN HIGH DEFINITION ON CHANNEL 1002, AND SOME CUSTOMERS OF COX COMMUNICATIONS WHO DO NOT HAVE A CABLE BOX CAN VIEW THIS MEETING ON DIGITAL CHANNEL 69.9. THE COUNCIL MEETING, AS WELL AS ALL OTHER KCLV PROGRAMMING, CAN BE VIEWED ON THE INTERNET AT [www.lasvegasnevada.gov](http://www.lasvegasnevada.gov). 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 5:00 PM.

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 - REVEREND BONNIE POLLEY, CHRIST EPISCOPAL CHURCH
4. PLEDGE OF ALLEGIANCE
5. RECOGNITION OF THE CITIZEN OF THE MONTH

6. RECOGNITION OF THE ACTION TEAM WINNERS
7. RECOGNITION OF THE NATIONAL MISSING CHILDREN'S DAY POSTER CONTEST WINNERS
8. RECOGNITION OF PARADISE RANCH

### **BUSINESS ITEMS**

#### **PUBLIC COMMENT**

9. 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**

10. 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
11. For possible action to approve the Final Minutes by reference of the May 4, 2016 Regular City Council Meeting

### **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**

12. For possible action to approve the Fiscal Year 2017 Budget for the City's nonprofit 495 Main Corporation (\$1,189 - Existing 495 Main Corporation Fund balance) - Ward 5 (Barlow)
13. For possible action to approve the ratification of the Commission for the Las Vegas Centennial funding allocation of \$100,000 to Vegas PBS in collaboration with a partnership with University of Nevada Las Vegas to produce the documentary, African-Americans: The Las Vegas Experience (License Plate Revenue) - All Wards

#### **CITY ATTORNEY - CONSENT**

14. For possible action to approve the Retainer Letter Agreement between Michael C. Niarchos, Ltd. and City Parkway V, Inc. for Professional Services to be rendered by Michael C. Niarchos for twelve (12) months beginning July 1, 2016 through June 30, 2017 for City Parkway V, Inc., the Department of Economic and Urban Development and any other related business matters (\$152,000 annually - City Parkway V, Inc.) - All Wards

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

15. For possible action to approve an Amended and Restated Cooperation Agreement between the City of Las Vegas (City) and the City of Las Vegas Redevelopment Agency (Agency) in which the City will provide the Agency staff assistance, supplies and services and the Agency will reimburse the City for all costs incurred for services - Wards 1, 3 and 5 (Tarkanian, Coffin and Barlow) [NOTE: This item is related to Redevelopment Agency Item 5]

#### **FINANCE - CONSENT**

16. For possible action to approve a Notice of Intent to Augment and Amend the Fiscal Year 2016 annual budget of the City of Las Vegas General Fund



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

17. For possible action to approve award of Modification No. 5 to Contract No. 110083-TB, Telephone System with Support and Maintenance - Department of Information Technologies - Award recommended to: SCOTTEL VOICE AND DATA, INC dba BLACK BOX NETWORK SERVICES (\$242,569.67 - Computer Services Internal Service Fund) - All Wards
18. For possible action to approve award of Contract No. 160186-TF, Prime Design Services Contract WPCF 2MW Solar Expansion located at 6005 East Vegas Valley Drive - Department of Public Works - Award recommended to: BLACK & VEATCH CORP (\$878,856 - Sanitation Enterprise Fund) - Clark County
19. For possible action to revise Purchase Order No. 354603 to accommodate additional funding for Contract No. 13.48691-TB-C, Construction Manager at Risk Agreement for Detention and Enforcement Isolation Cell Addition Construction located at 3300 Stewart Avenue - Department of Public Works - Award recommended to: SLETTEN CONSTRUCTION OF NEVADA, INC. (\$156,720 - Detention and Enforcement Capital Projects Fund) - Ward 3 (Coffin)
20. For possible action to approve award of Contract No. 160208-DC, Prime Design Services for 3rd Street Multi-Modal Improvements Charleston To Bonneville located at Third Street between Charleston Boulevard and Hoover Avenue - Department of Public Works - Award recommended to: VTN NEVADA (\$269,340 - Road and Flood Capital Projects Fund) - Ward 3 (Coffin)
21. For possible action to approve award of First Amendment to Contract No. 160015-JH, Prime Design Services Contract for Sewer Rehabilitation Group A located on Sandhill Road, Charleston Boulevard, Broadalbin Drive, Wyoming Avenue and Arden Street between Bonanza Road and Sahara Avenue - Department of Public Works - Award recommended to: BLACK & VEATCH (\$69,014 - Sanitation Enterprise Fund) - Ward 3 (Coffin)
22. For possible action to approve award of Contract No. 160214-JH, Blanket Services Contract for On-Call Independent Cost Estimating, Biddability, and Constructability Review, CPM Scheduling, and Change Order Review - Department of Public Works - Award recommended to: CMWORKS, INC. (Not-to-Exceed \$149,000 - Various Funds) - All Wards
23. For possible action to approve award of Contract No. 160018-JH, Blanket Services Contract for Environmental Consulting, Environmental Testing, Geotechnical Engineering, Material Testing and Special Inspection Services located at Symphony Park, 100 South Grand Central Parkway - Department of Public Works - Award recommended to: CONVERSE CONSULTANTS (Not-to-Exceed \$200,000 - Various Funds) - Ward 5 (Barlow)
24. For possible action to approve award of the Second Amendment to Agreement No. 110161-TF, Prime Design Services Agreement for Downtown Pedestrian and Bicycle Improvements located on First Street, Garces Avenue, Sixth Street, Third Street and Bridger Avenue - Department of Public Works - Award recommended to: VTN NEVADA (\$399,420 - Road and Flood Capital Projects Fund) - Ward 3 (Coffin)

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

25. For possible action to approve a conveyance of easement in favor of the City of Las Vegas from Summerlin North Community Association on the west side of South Pavilion Center Drive at Greenmoor Lane, APN 137-36-197-003 - Ward 2 (Beers)
26. For possible action to approve a Right-of-Way Dedication from Summerlin North Community Association to the City of Las Vegas (CLV) on Canyon Run Drive, west of North Rampart Boulevard, APN 138-29-497-010, 012 - Ward 2 (Beers)

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

27. For possible action to approve a Medical Marijuana Cultivation Establishment License MEDICAL MARIJUANA GROUP, INC. dba MMG AGRICULTURE, LLC at 7754 Security Circle - Reno, Nevada
28. For possible action to approve a Temporary Restricted Gaming License for GOLDEN BAR & GAMING, LLC dba GOLDEN LIQUOR & GAMING at 2520 Arville Street - Ward 1 (Tarkanian)
29. For possible action to approve a Temporary Tavern License for a Change of Ownership FROM: B.W. CORP TO: GOLDEN BAR & GAMING LLC dba GOLDEN LIQUOR & GAMING at 2520 Arville Street - Ward 1 (Tarkanian)

30. For possible action to approve a Restricted Gaming License for MUDDY MUTTS, LLC dba WASH N SAVE LAUNDROMAT at 235 North Eastern Avenue, Suite #124 [Benjamin Rudnitsky, Owner] - Ward 3 (Coffin)

#### **PUBLIC WORKS - CONSENT**

31. For possible action to approve Seventh Supplemental Interlocal Contract LAS24E07 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCDD) to extend the project completion date for the Gowan Outfall - Lone Mountain Branch, Rancho Drive to Decatur Boulevard - Wards 4 and 6 (Anthony and Ross)
32. For possible action to approve Fifth Supplemental Interlocal Contract LAS22K08 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCDD) to extend the project completion date for the Las Vegas Wash - Grand Teton, Mountain Spa to Durango Drive - Ward 6 (Ross)
33. For possible action to approve Fourth Supplemental Interlocal Contract LAS16J09 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCDD) to extend the project completion date for the Rancho System - Beltway to Elkhorn located in CC-215 from Campbell Road to Fort Apache and in Fort Apache Road from CC-215 to Elkhorn Road - Ward 6 (Ross)
34. For possible action to approve Ninth Supplemental Interlocal Contract LAS05E03 between the City of Las Vegas and the Clark County Regional Flood Control District (CCRFCDD) to extend the project completion date for the Oakey - Meadows Storm Drain from Sahara Avenue to Meadows Detention Basin along Valley View Boulevard, Edmond Street and Arville Street - Ward 1 (Tarkanian)
35. For possible action to approve a Copyright Assignment Agreement between Zak Ostrowski, Drew Gregory and Clemente Cicoria, all individuals (collectively, the Artists) and the City of Las Vegas to acquire all rights, title, and interest in and to the Artwork and the Copyright for the Artwork known as Found Font to be constructed on the southwest corner of Grand Central Parkway and Charleston Boulevard as part of the City's portion of the Nevada Department of Transportation's Project Neon - Ward 1 (Tarkanian)

#### **DISCUSSION/ACTION ITEMS**

##### **ADMINISTRATIVE - DISCUSSION**

36. ABEYANCE ITEM - Report by LuAnn D. Holmes, City Clerk, regarding the status of the reimbursement structure for future elections proposed by Clark County and discussion for possible action regarding available options for upcoming election cycles - All Wards
37. Discussion for possible action regarding a Special Event Licensing and Temporary Land Use agreement with Life is Beautiful, LLC for the temporary use of land and right-of-way for the Life is Beautiful Festival to be held September 23-26, 2016, in downtown Las Vegas - Wards 3 and 5 (Coffin and Barlow)

##### **FINANCE - DISCUSSION**

38. Discussion for possible action to approve the transfer of Fiscal Year 2016 Budget Appropriations to adjust for expenditures and adjustments between functions within the General Fund for cost overruns in the Public Safety function totaling \$3,900,000 - (General Fund)

##### **HUMAN RESOURCES - DISCUSSION**

39. Report and discussion for possible action regarding the status of negotiations between the City of Las Vegas and the International Association of Fire Fighters (IAFF Local 1285)

##### **BOARDS & COMMISSIONS - DISCUSSION**

40. For Possible Action - SENIOR CITIZENS ADVISORY BOARD - Mickey Lee Moore - Term Expiration 6-2017 (Resigned)
41. For Possible Action - BUILDING AND SAFETY ENTERPRISE FUND ADVISORY COMMITTEE - Steve Quinn and Robert W. Potter, Term Expirations 5-17-2016

## **RECOMMENDING COMMITTEE REPORT - DISCUSSION**

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

42. Bill No. 2016-25 - For Possible Action - Updates the Unified Development Code (LVMC Title 19) to clarify land use regulations and definitions regarding nightclubs by amending the land use table to allow nightclubs as permitted uses in the Downtown Entertainment Overlay District, permitting a waiver of distance separation requirements between nightclubs and protected uses and striking distance separation requirements between nightclubs and protected uses within the Downtown Casino Overlay District. Sponsored by: Councilman Ricki Y. Barlow
43. Bill No. 2016-32 - For Possible Action - Annexation No. ANX-63265 - Property location: 5640 North Rainbow Boulevard; Petitioned by: Debra J. Reoch; Acreage: 0.95 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Steven D. Ross
44. Bill No. 2016-33 - For Possible Action - Amends the Downtown Centennial Plan to authorize additional uses within the Arts District. (TXT-63263) Proposed by: Tom Perrigo, Director of Planning
45. Bill No. 2016-35 - For Possible Action - Annexation No. ANX-58981 - Property location: generally located on the north side of West Lone Mountain Road, 325 feet west of Janell Drive; Petitioned by: PN II, Inc., predecessors-in-interest to current owners; Acreage: 5.47 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Stavros S. Anthony
46. Bill No. 2016-40 - For Possible Action - Authorizes the issuance of City of Las Vegas, Nevada, Sales Tax Increment Revenue Bonds, Series 2016, in an amount not to exceed \$25,000,000, for the purpose of financing projects in the Symphony Park Tourism Improvement District. Proposed by: Venetta Appleyard, 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.

47. Bill No. 2016-34 - Authorizes the establishment and operation of an occasional program by which fines for qualifying parking infractions may be paid by means of the donation of food items or children's toys in lieu of the payment of money. Sponsored by: Councilman Bob Beers
48. Bill No. 2016-36 - Annexation No. ANX-62383 - Property location: 6645 West El Campo Grande Avenue; Petitioned by: Michael A. Valente, predecessor-in-interest to current owner; Acreage: 1.50 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Steven D. Ross
49. Bill No. 2016-37 - Annexation No. ANX-62386 - Property location: 4980 Ghost Dance Circle; Petitioned by: Corey and Mary Joyce Newcome; Acreage: 0.68 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Steven D. Ross
50. Bill No. 2016-38 - Annexation No. ANX-63179 - Property location: 5686 North Rainbow Boulevard; Petitioned by: Aqua Bamboo, LLC; Acreage: 0.95 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Steven D. Ross
51. Bill No. 2016-39 - Annexation No. ANX-63953 - Property location: generally located on the north side of Craig Road, approximately 350 feet east of El Capitan Way; Owner: United States of America; Acreage: 2.58 acres; Zoned: R-E (County zoning), U (City equivalent). Sponsored by: Councilman Stavros S. Anthony

### **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.

52. Bill No. 2016-41 - Annexation No. ANX-64020 - Property location: on the north side of West El Campo Grande Avenue, west of North Alpine Ridge Way; Petitioned by: Elaine Kahn Shapiro; Acreage: 5.18 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Steven D. Ross

53. Bill No. 2016-42 - Annexation No. ANX-64021 - Property location: on the north side of West El Campo Grande Avenue, 340 feet west of North Alpine Ridge Way; Petitioned by: Estelle Kahn; Acreage: 5.18 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Steven D. Ross
54. Bill No. 2016-43 - Annexation No. ANX-64360 - Property location: at the southwest corner of Craig Road and Riley Street; Petitioned by: Clark County Investors, LLC; Acreage: 2.58 acres; Zoned: R-E (County zoning), R-E (City equivalent). Sponsored by: Councilman Stavros S. Anthony
55. Bill No. 2016-44 - Annexation No. ANX-64386 - Property location: at the northwest corner of Centennial Parkway and Alpine Ridge Way; Petitioned by: Roaring Folk Management, LLC; Acreage: 4.79 acres; Zoned: R-U (County zoning), U (City equivalent). Sponsored by: Councilman Steven D. Ross
56. Bill No. 2016-45 - Amends Ordinance No. 6260 and authorizes a First Amendment to Continuing Covenant Agreement in connection with the outstanding City of Las Vegas, Nevada, General Obligation (Limited Tax) Adjustable Rate Various Purpose Bonds (Additionally Secured by Pledged Revenues), Series 2013 in the amount of \$30,025,000. Proposed by: Venetta Appleyard, Director of Finance

### **CLOSED SESSION**

57. Closed Session - A closed meeting in accordance with NRS 288.220 to discuss labor issues

### **HEARINGS - DISCUSSION**

58. Public hearing and discussion for possible action regarding a Nuisance Notice and Order for failed inspection fees of \$2,880 and assess daily civil penalties up to \$94,500, to authorize the recording of a lien against all parcels, and approval to assess future failed inspection fees, daily civil penalties for all parcels located at 8600 Cupp Drive, APNs 125-10-510-007, 125-10-811-011, 125-10-811-020, 125-10-110-009, 125-10-712-005 and 125-10-110-014 - PROPERTY OWNER: STONERIDGE PARKWAY, LLC - Ward 6 (Ross)

### **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**

59. GPA-63547 - ABEYANCE ITEM - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT/OWNER: IGLESIA EL GRAN YO SOY - For possible action on a request for a General Plan Amendment FROM: PR-OS (PARKS/RECREATION/OPEN SPACE) AND SC (SERVICE COMMERCIAL) TO: PF (PUBLIC FACILITIES) on 0.80 acres at 4955 and 4965 Bevvie Drive (APNs 138-13-801-030, 031 and 032), Ward 5 (Barlow) [PRJ-63446]. The Planning Commission (6-1 vote) and Staff recommend APPROVAL.
60. ZON-63548 - ABEYANCE ITEM - REZONING RELATED TO GPA-63547 - PUBLIC HEARING - APPLICANT/OWNER: IGLESIA EL GRAN YO SOY - For possible action on a request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: C-V (CIVIC) on 0.80 acres at 4955 and 4965 Bevvie Drive (APNs 138-13-801-030, 031 and 032), Ward 5 (Barlow) [PRJ-63446]. The Planning Commission (6-1 vote) and Staff recommend APPROVAL.
61. SDR-63550 - ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-63547, ZON-63548 AND WVR-63549 - PUBLIC HEARING - APPLICANT/OWNER: IGLESIA EL GRAN YO SOY - For possible action on a request for a Site Development Plan Review FOR A PROPOSED 2,220 SQUARE-FOOT CHURCH/HOUSE OF WORSHIP AND A 2,787 SQUARE-FOOT OFFICE BUILDING WITH WAIVERS TO ALLOW A ZERO-FOOT WIDE LANDSCAPE BUFFER ON PORTIONS OF THE EAST AND SOUTH PROPERTY LINES WHERE EIGHT FEET IS REQUIRED AND A FOUR-FOOT WIDE LANDSCAPE BUFFER ON A PORTION OF THE NORTH PROPERTY LINE WHERE 15 FEET IS REQUIRED on 0.80 acres at 4955 and 4965 Bevvie Drive (APNs 138-13-801-030, 031 and 032), R-E (Residence Estates) Zone [PROPOSED: C-V (Civic)], Ward 5 (Barlow) [PRJ-63446]. The Planning Commission (6-1 vote) and Staff recommend DENIAL.

62. WVR-63549 - ABEYANCE ITEM - WAIVER RELATED TO GPA-63547 AND ZON-63548 - PUBLIC HEARING - APPLICANT/OWNER: IGLESIA EL GRAN YO SOY - For possible action on a request for a Waiver TO NOT INSTALL HALF-STREET IMPROVEMENTS (CURB, GUTTER, SIDEWALK, STREETLIGHTS, STREETSCAPE AND AMENITIES) WHERE SUCH ARE REQUIRED on 0.80 acres at 4955 and 4965 Bevvie Drive (APNs 138-13-801-030, 031 and 032), R-E (Residence Estates) Zone [PROPOSED: C-V (Civic)], Ward 5 (Barlow) [PRJ-63446]. The Planning Commission (7-0 vote) and Staff recommend DENIAL.
63. EOT-64273 - EXTENSION OF TIME - SITE DEVELOPMENT PLAN REVIEW - NON-PUBLIC HEARING - APPLICANT/OWNER: PROVIEW SERIES 17, LLC - For possible action on a request for an Extension of Time of an approved Site Development Plan Review (SDR-49986) FOR A TEMPORARY PARKING LOT on 0.84 acres at 201 South 4th Street and 200 South Las Vegas Boulevard (APNs 139-34-610-023 and 139-34-610-031), C-2 (General Commercial) Zone, Ward 3 (Coffin). Staff recommends APPROVAL.
64. EOT-64310 - EXTENSION OF TIME - NONCONFORMING - PUBLIC HEARING - APPLICANT/OWNER: FREMONT PROPERTIES, LLC - For possible action on a request for an Extension of Time FOR A NONCONFORMING LIQUOR ESTABLISHMENT (TAVERN) at 1930 Fremont Street (APN 139-35-803-005), C-2 (General Commercial) Zone, Ward 3 (Coffin). Staff recommends APPROVAL.

#### **SET DATE**

65. 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**

66. 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**

67. 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

\*\*\*\*\*

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 Deposit of Ordinance)

**AFFIDAVIT OF PUBLICATION**

STATE OF NEVADA)  
COUNTY OF CLARK) SS:

RECEIVED  
CITY CLERK

2016 MAY 23 P 12:01

LV CITY CLERK  
495 S MAIN ST  
LAS VEGAS NV 89101

Account # 22515  
Ad Number 0000797172

Eileen Gallagher, 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, was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 05/19/2016 to 05/19/2016, on the following days:

05 / 19 / 16

**BILL NO. 2016-40**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAS VEGAS, NEVADA, AUTHORIZING THE ISSUANCE OF ITS "CITY OF LAS VEGAS, NEVADA, SALES TAX INCREMENT REVENUE BONDS, SERIES 2016" FOR THE PURPOSE OF FINANCING PROJECTS IN THE CITY OF LAS VEGAS, NEVADA, TOURISM IMPROVEMENT DISTRICT (SYMPHONY PARK); PROVIDING THE FORM, TERMS AND CONDITIONS OF THE BONDS, AND THE SECURITY THEREFOR, AND OTHER DETAILS IN CONNECTION THEREWITH; PROVIDING OTHER MATTERS RELATING THERETO; AND PROVIDING THE EFFECTIVE DATE HEREOF.

PUBLIC NOTICE IS HEREBY GIVEN, and that an adequate number of typewritten copies of the above-numbered and entitled proposed Ordinance are available for public inspection and distribution at the office of the City Clerk of the City of Las Vegas, in City Hall, 495 South Main Street, Las Vegas, Nevada, and that such Ordinance, was proposed on May 18, 2016, and will be considered for adoption at the regular meeting of the City Council of the City of Las Vegas held on June 1, 2016.

/s/ LuAnn D. Holmes, MMC  
City Clerk  
PUB: May 19, 2016  
LV Review-Journal

/s/ Eileen Gallagher  
LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 18th day of May, 2016

Notary Mary Lee

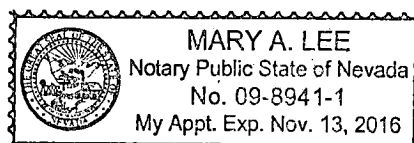


EXHIBIT D

(Attach Affidavit of Publication of Adoption of Ordinance)



**AFFIDAVIT OF PUBLICATION**

STATE OF NEVADA)  
COUNTY OF CLARK) SS:

LV CITY CLERK  
495 S MAIN ST  
LAS VEGAS NV 89101

Account # 22515  
Ad Number 0000808629

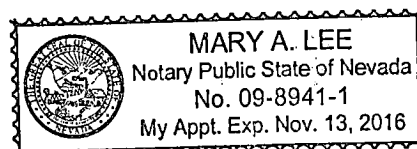
Eileen Gallagher, being 1st duly sworn, deposes and says: That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for, was continuously published in said Las Vegas Review-Journal and / or Las Vegas Sun in 1 edition(s) of said newspaper issued from 06/04/2016 to 06/04/2016, on the following days:

06 / 04 / 16

*Eileen Gallagher*  
LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 6th day of June, 2016

*Mary Lee*  
Notary



BILL NO. 2016-40  
ORDINANCE NO. 6533

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAS VEGAS, NEVADA, AUTHORIZING THE ISSUANCE OF ITS "CITY OF LAS VEGAS, NEVADA, SALES TAX INCREMENT REVENUE BONDS, SERIES 2016" FOR THE PURPOSE OF FINANCING PROJECTS IN THE CITY OF LAS VEGAS, NEVADA, TOURISM IMPROVEMENT DISTRICT (SYMPHONY PARK); PROVIDING THE FORM, TERMS AND CONDITIONS OF THE BONDS, AND THE SECURITY THEREFOR, AND OTHER DETAILS IN CONNECTION THEREWITH; PROVIDING OTHER MATTERS RELATING THERETO; AND PROVIDING THE EFFECTIVE DATE HEREOF.

PUBLIC NOTICE IS HEREBY GIVEN, and that such Ordinance was proposed on May 18, 2016, and was passed at the meeting held on June 1, 2016, by the following vote of the City Council:

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

This Ordinance shall be in full force and effect from and after the 5th day of June, 2016, i.e., the day after the publication of such Ordinance by its title only. IN WITNESS WHEREOF, the City Council of the City of Las Vegas, Nevada, has caused this Ordinance to be published by title only.  
DATED this June 1, 2016.  
Attest:

/s/ Carolyn G. Goodman  
Mayor  
/s/ LuAnn D. Holmes, MMC  
City Clerk  
PUB: June 4, 2016  
LV Review-Journal