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BILL NO. 2019-14

ORDINANCE NO. 6688

AN ORDINANCE CONCERNING THE CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1516 – FREMONT STREET MAINTENANCE DISTRICT FY2020 (LAS VEGAS BOULEVARD TO 8TH STREET) PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF A NEIGHBORHOOD IMPROVEMENT PROJECT; ASSESSING THE COST OF THE PROJECT AGAINST THE ASSESSABLE LOTS, TRACTS, AND PARCELS OF LAND BENEFITED BY SAID IMPROVEMENTS; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN; PRESCRIBING DETAILS IN CONNECTION THEREWITH.

Summary: Levy Ordinance

WHEREAS, the City Council of the City of Las Vegas (the "City Council" and "City", respectively) in the County of Clark and State of Nevada, has heretofore, pursuant to the requisite preliminary proceedings, created Las Vegas, Nevada, Special Improvement District No. 1516 - Fremont Street Maintenance District (Las Vegas Boulevard to 8th Street) (the "District"), for the purpose of acquiring, improving and maintaining a Neighborhood Improvement Project (the "Project"), as defined in Chapter 271 of the Nevada Revised Statutes ("NRS"), and has provided that the cost and expense of the Project shall be paid by special assessments, according to benefits, levied against the benefited lots, tracts and parcels of land in the District; and

WHEREAS, the District has been properly created by an ordinance heretofore adopted under the provisions of NRS Chapter 271; and

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

WHEREAS, in accordance with NRS 271.360 and 271.377, the City Council has heretofore determined, and does hereby declare, that the net cost of the Project for FY2020 (including all necessary incidentals which either have been or will be incurred in connection with the District) is \$7,500.00, of which \$7,500.00 is available from other sources and \$-0- is to be assessed upon the benefited lots, tracts and parcels of land in the District which the City Council has determined will receive special benefits (and corresponding market value increases) from the Project; and

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WHEREAS, the City Council, by resolution heretofore adopted and directed the City Engineer, together with the City Engineer Division (the "Engineer") to make out a final assessment roll; and

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

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

WHEREAS, the City Council thereupon fixed a time and place, to wit: Wednesday, April 3, 2019, at 9:00 a.m., at the Las Vegas City Council Chambers, 495 South Main Street, in Las Vegas, Nevada, when all complaints, protests and objections to the final assessment roll, to the amount of the assessments, and to the regularity of the proceedings in making such assessments, by the owners of the property specially benefited by, and proposed to be assessed for, the Project, by any person interested, and by any parties aggrieved by such assessments, would be heard and considered by the City Council; and

WHEREAS, the Engineer has, in accordance with the provisions of law relating thereto, given the requisite legal notice by both mail and publication that complaints, protests and objections to assessments for the Project should be filed with the City Clerk, and that the City Council would hear and consider any and all complaints, protests or objections on Wednesday, April 3, 2019 at 9:00 a.m., at the Las Vegas City Council Chambers, 495 South Main Street, in Las Vegas, Nevada; and

WHEREAS, the City Council caused the final assessment roll for the District to be filed in the records of the office of the City Clerk on March 6, 2019; and

WHEREAS, the City Clerk, by publication and by mail, gave the requisite notice of the time and place of such hearing on April 3, 2019, of the filing of the final assessment roll in her office, of the date of filing the same, and of the right of any such person to object specifically in writing and of the waiver of any objection in the absence of such objection; and

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

WHEREAS, all complaints, protests and objections, both written and oral, were found to be without sufficient merit and overruled, except as provided in the District No. 1516 (FY2020) Assessment Protest Resolution; and

WHEREAS, by the District No. 1516 (FY2020) Assessment Protest Resolution, the City Council modified, corrected and revised the final assessment roll and modified, corrected, revised and confirmed the final assessment roll to be in final form; and

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

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

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

Section 1. This Ordinance shall be known as, and may be cited by, the short title "District No. 1516 (FY2020) Levy Ordinance" (the "Ordinance").

Section 2. The City Council has heretofore determined, and does hereby declare, that each and every complaint, protest and objection made in connection with the District is without sufficient merit and the same be, and hereby is, overruled, and finally passed on by the City Council, except as provided in the District No. 1516 (FY2020) Assessment Protest Resolution.

Section 3. All actions, proceedings, matters and things heretofore taken, had and done by the City and the officers thereof (not inconsistent with the provisions of this Ordinance) concerning the District, including, but not limited to, the creation of the District, the amount of the maintenance contract, the levy of assessments for those purposes, the determination that the tracts in the District will receive special benefits and market value increases, and the validation and confirmation of the final assessment roll and the assessments therein, be, and the same hereby is, ratified, approved and confirmed.

Section 4. For the purpose of paying the costs and expenses of the Project, the amounts and assessments shown in the final assessment roll (as so filed, modified and confirmed) are hereby

levied and assessed against the lots, tracts and parcels of land in the District (being all those specially benefited by the Project) and described in the final assessment roll for the District, as filed in the office of the City Clerk on March 6, 2019, and as modified and confirmed by the District No. 1516 (FY2020) Assessment Protest Resolution duly adopted by the City Council on April 17, 2019.

Section 5. The assessments shall be due and payable at the office of the City Treasurer within 30 days after this Ordinance becomes effective, without interest and without demand; provided that all or any part of such assessments may, at the election of the owner, be paid in installments, as hereinafter provided. Failure to pay the whole assessment within said period of 30 days shall be conclusively considered and held an election on the part of all persons interested, whether under disability or otherwise, to pay in installments the amount of the assessment then unpaid. In case of such election to pay installments, the unpaid assessments shall be payable in four (4) substantially equal quarterly installments of principal until paid in full, without interest, payable at the office of the City Treasurer on July 1, 2019, October 1, 2019, January 1, 2020 and April 1, 2020. Failure to pay any installment when due shall cause the whole amount of the unpaid principal to become due and payable immediately, at the option of the City, the exercise of said option to be indicated by the commencement of foreclosure proceedings by the City; and the whole amount of the unpaid principal shall, after such delinquency, whether said option is or is not exercised, bear penalty interest at the rate of two percent (2%) (or at any higher rate authorized by statute, or any lower rate, which may be zero percent, for such period as determined by the City Treasurer) per month (not prorated for any portion of the month) on the unpaid balance of the assessment and accrued interest until the day of sale or until paid, but at any time prior to the date of the sale the owner may pay the amount of all delinquent installments originally becoming due on or before the date of said payment, and all penalty interest accrued, and shall thereupon be restored to the right thereafter to pay in installments in the same manner as if default had not been suffered. The owner of any property assessed and not in default as to any installment or payment may, at any time (at the option of such owner), pay the whole or any installment of the unpaid principal.

Pursuant to NRS 271.357 and NRS 271.360, any assessment against property for which an application for Hardship Determination has been approved by the City Council shall be postponed, but the

owner shall make payments of interest on the unpaid balance of previous and current assessments at the same rate and terms as are established for other assessments in the manner provided. The assessment shall remain postponed until the earlier of the following occurrences: (a) the property is sold or transferred to a person other than one to whom a Hardship Determination has been granted; (b) the term of the bonds expire; (c) the property owner's application for renewal of the Hardship Determination is disapproved; (d) the property owner fails to pay interest on the unpaid balance of assessments in a timely manner; or (e) the property owner pays all previous and current assessments. The owner shall also be subject to the lien as provided in Section 6 hereof.

Section 6. The amounts assessed shall be a lien upon the owner's lots, tracts and parcels of land from the effective date of this Ordinance (i.e. May 19, 2019) until paid. The lien shall be co-equal with the latest lien thereon to secure the payment of general taxes and prior and superior to all other liens, claims, encumbrances and titles (other than the liens of assessments and general taxes). The sale of any such lot, tract or parcel of land for general or other taxes shall not relieve such lot, tract or parcel of land from such assessment or the lien therefor. Such amounts shall continue to be a lien upon the lots, tracts and parcels of land assessed until paid in full (including all principal, penalties, collection costs and the interest thereon).

Section 7. Should any lot, tract or parcel of land within the District be divided after the effective date of this Ordinance and before the collection of all the assessment installments, or if any property in the District makes a request to do so, the City Treasurer may apportion, combine or reapportion the uncollected amounts upon the several parts of land so divided or combined in accordance with the provisions of NRS 271.425. The report of such an apportionment, combination or reapportionment, when approved, shall be conclusive on all the parties, and all assessments thereafter made upon the tracts shall thereafter be according to the subdivision. The report, when approved, shall be recorded in the office of the County Recorder of Clark County, Nevada, together with a statement that the current payment status of any of the assessments may be obtained from the City Treasurer. Neither the failure to record the report, nor any defect in the report as recorded, shall affect the validity of the assessments, the lien for the payment thereof or the priority of that lien.

Section 8. In case any lot, tract or parcel of land so assessed is delinquent in the payment of the assessment or any installment of principal or interest, the City Council shall forthwith cause the owner of such delinquent property, if known, to be immediately notified in writing of such delinquency, by first-class mail, postage prepaid, addressed to the addressee's last known address. If such delinquency is not paid within 10 days after such notice was given by deposit in the United States mail, then said assessment shall be enforced by the City Treasurer and other officers of the City, as provided in NRS 271.545 to NRS 271.630. Nothing herein shall be construed as preventing the City, at the direction of the City Council, from collecting any assessment by suit in the name of the City Council. The final assessment roll and the certified copy of this Ordinance shall be prima facie evidence of the regularity of the proceedings in making the assessment and of the right to recover judgment therefor.

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

Section 10. In accordance with NRS 271.405(7) the City Clerk shall give notice by publication in the Las Vegas Review-Journal, a newspaper of general circulation in the City, and such notice to be published at least once a week, for three consecutive publications, by three weekly insertions, the first such publication to be at least 15 days prior to the end of the 30-day period stating that said assessments have been levied and are due and payable and the last day for their payment. It shall not be necessary that the notice be published on the same day of the week, but not less than 14 days shall intervene between the first publication and the last publication. Service by publication shall be verified by the affidavit of the publisher or his designee and filed with the City Clerk. In accordance with NRS 271.390(2), the City Clerk or Deputy City Clerk shall also give written notice of the levying of the assessments by mailing a copy of such notice, postage prepaid, at least 20 days prior to the end of said 30-day period, to the owner or owners of all property upon which the assessment was levied at his or her last known

address or addresses. Proof of such mailing shall be made by the affidavit of the City Clerk or Deputy City Clerk and such proof shall be filed with the City Clerk. Failure to mail any such notice or notices shall not invalidate any assessment or any other proceedings concerning the District. Proof of the publication and proof of the mailing shall be maintained in the permanent records of the office of the City Clerk until all special assessments have been paid in full, or until any claim is barred by an appropriate statute of limitations. The City Council hereby determines that the manner of giving notice herein provided by publication and by mail is reasonably calculated to inform the parties of the proceedings concerning the District and the levy of assessments which may directly and adversely affect their legally protected interests.

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

(Form of Notice)

NOTICE TO PROPERTY OWNERS OF THE LEVY OF ASSESSMENTS FOR
IMPROVEMENTS IN CITY OF LAS VEGAS, NEVADA SPECIAL IMPROVEMENT
DISTRICT NO. 1516 – FREMONT STREET MAINTENANCE DISTRICT FY2020
(LAS VEGAS BOULEVARD TO 8TH STREET).

NOTICE IS HEREBY GIVEN to the owners of all property upon which an assessment has been levied, and other interested persons, that District No. 1516 (FY2020) Levy Ordinance (the "Levy Ordinance") was duly passed, adopted, signed and approved by the City Council of the City of Las Vegas on May 15, 2019. The Levy Ordinance levied and assessed a portion of the cost and expense of certain local improvements against the lots, tracts and parcels of land specially benefited by the local improvements in what is commonly designated as "City of Las Vegas, Nevada, Special Improvement District No. 1516 - Fremont Street Maintenance District FY2020 (Las Vegas Boulevard to 8th Street)," (said lots, tracts and parcels of land being more specifically described in the final assessment roll designated in the Levy Ordinance).

Assessments are due and payable at the office of the City Treasurer, in Las Vegas, Nevada, on or before June 18, 2019, being 30 days after the effective date of the Levy Ordinance, without interest and without demand, provided that all, or any part of such assessments may, at the election of the owner, be paid in installments, without interest as hereinafter provided. Failure to pay the whole assessment within the 30-day period will be conclusively considered and held an election on the part of all persons interested, whether under disability or otherwise, to pay the unpaid assessment in installments. In case of such election to pay in installments, the unpaid assessments will be payable in four (4) substantially equal quarterly installments of principal until paid in full, being payable at the office of the City Treasurer in Las Vegas, Nevada, on July 1, 2019, October 1, 2019, January 1, 2020, and April 1, 2020. Failure to pay any assessment installment when due shall cause the whole amount of the unpaid principal of such assessment to become due and payable immediately, at the option of the City, the exercise of said option to be indicated by the commencement of foreclosure proceedings by the City; and the whole amount of the unpaid principal shall, after such delinquency, whether said option is or is not exercised, bear penalty interest at the rate of two percent (2%) (or at any higher rate authorized by statute, or any lower rate, which may be zero percent, for such period as determined by the City Treasurer) per month (not prorated for any portion of the month) on the unpaid balance of the assessment and accrued interest until the day of sale or until paid, but at any time prior to the date of the sale the owner may pay the amount of all delinquent installments originally becoming due on or before the date of said payment, and all penalty interest accrued, and shall thereupon be restored to the right thereafter to pay in installments in the same manner as if default had not been suffered. The owner of any property assessed and not in default as to any installment or payment may, at any time (at the option of such owner), pay the whole or any quarterly installment of the unpaid principal of such owner's assessment.

Pursuant to NRS 271.357 and NRS 271.360, any assessment against property for which an application for Hardship Determination has been approved by the City Council shall be postponed, but the

owner shall make payments of interest on the unpaid balance of previous and current assessments at the same rate and terms as are established for other assessments in the manner provided. The assessment shall remain postponed until the earlier of the following occurrences: (a) the property is sold or transferred to a person other than one to whom a Hardship Determination has been granted; (b) the term of the bonds expires; (c) the property owner's application for renewal of a Hardship Determination is disapproved; (d) the property owner fails to pay interest on the unpaid balance of assessments in a timely manner; or (e) the property owner pays all previous and current assessments. The owner shall also be subject to the lien as provided in Section 6 hereof.

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

The amounts assessed as aforesaid constitute a lien upon said lots, tracts and parcels of land from May 19, 2019 (i.e., the effective date of the Levy Ordinance), which lien shall be co-equal with the latest lien thereon to secure the payment of general taxes and prior and superior to all other liens, claims, encumbrances and titles (other than the liens of assessments and general taxes). The sale of any such lot, tract or parcel of land for general taxes shall not relieve such lot, tract or parcel of land from such assessment or the lien therefor.

Dated this May 15, 2019.

LuAnn D. Holmes, MMC
City Clerk

(End of Form of Notice)

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

Section 13. All ordinances or resolutions, or parts thereof, in conflict with the provisions of this Ordinance, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed to revive any ordinance or resolution, or part thereof, heretofore repealed.

Section 14. In accordance with Section 2.110 of the City Charter, this Ordinance when first proposed is to be read by title to the City Council, immediately after which an adequate number of copies of the proposed Ordinance are to be deposited with the office of the City Clerk for public examination and distribution upon request; thereafter, the City Clerk is authorized and directed to give notice of the deposit together with the title of the Ordinance by publication at least once in the Las Vegas Review-Journal, i.e., a newspaper published and having general circulation in the City, at least ten (10) days before the adoption of the Ordinance, i.e., at least ten (10) days before May 15, 2019, such publication to be in substantially the following form:

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

ORDINANCE NO. _____

AN ORDINANCE CONCERNING THE CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1516 – FREMONT STREET MAINTENANCE DISTRICT FY2020 (LAS VEGAS BOULEVARD TO 8TH STREET) PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF A NEIGHBORHOOD IMPROVEMENT PROJECT; ASSESSING THE COST OF THE PROJECT AGAINST THE ASSESSABLE LOTS, TRACTS, AND PARCELS OF LAND BENEFITED BY SAID IMPROVEMENTS; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN; PRESCRIBING DETAILS IN CONNECTION THEREWITH.

PUBLIC NOTICE IS HEREBY GIVEN that an adequate number of typewritten copies of the above-entitled proposed Ordinance were filed with and are available for public inspection and distribution at the office of the City Clerk of the City of Las Vegas, 495 South Main Street, Las Vegas, Nevada, and that such ordinance was proposed on the 17th day of April, 2019, and will be considered for adoption at the regular meeting of the City Council of the City of Las Vegas on the 15th day of May, 2019.

/s/ LUANN D. HOLMES, MMC

City Clerk

(End of Form)

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

(Form for Publication After Final Adoption of Ordinance)

ORDINANCE NO. _____

AN ORDINANCE CONCERNING THE CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1516 – FREMONT STREET MAINTENANCE DISTRICT FY2020 (LAS VEGAS BOULEVARD TO 8TH STREET) PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF A NEIGHBORHOOD IMPROVEMENT PROJECT; ASSESSING THE COST OF THE PROJECT AGAINST THE ASSESSABLE LOTS, TRACTS, AND PARCELS OF LAND BENEFITED BY SAID IMPROVEMENTS; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN; PRESCRIBING DETAILS IN CONNECTION THEREWITH.

PUBLIC NOTICE IS HEREBY GIVEN that the above Ordinance was proposed on April 17, 2019, and was passed at a regular meeting held on May 15, 2019, by the following vote of the City Council of the City of Las Vegas, Nevada:

Those Voting Aye:

Carolyn G. Goodman
Lois Tarkanian
Stavros S. Anthony
Bob Coffin
Michele Fiore
Cedric Crear

Those Voting Nay:

Those Absent:

This Ordinance shall be in full force and effect from and after May 19, 2019, i.e., the day after its publication by title only.

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

This 15th day of May, 2019.

/s/ CAROLYN G. GOODMAN

Mayor
City of Las Vegas, Nevada

(SEAL)

Attest:

/s/ LUANN D. HOLMES, MMC
City Clerk

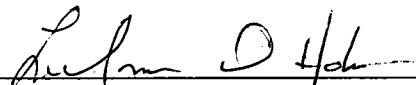
Section 16. That if any section, paragraph, clause or other provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or other provision shall not affect any of the remaining provisions of this Ordinance.

INTRODUCED April 17, 2019, PASSED, ADOPTED AND APPROVED May 15, 2019.



CAROLYN G. GOODMAN
Mayor

Attest:



LUANN D. HOLMES, MMQ
City Clerk

Approved as to Form:


Date 4/11/19 Assistant City Attorney

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

I, LuAnn D. Holmes, MMC, the duly chosen, qualified City Clerk of the City 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 at the meeting of the City Council on April 17, 2019, and finally adopted and approved on May 15, 2019.

2. The following members of the City Council were present at the April 17, 2019 Council meeting:

Mayor Pro Tem:	Stavros S. Anthony
Councilmembers:	Bob Coffin Michele Fiore Cedric Crear

The foregoing Ordinance was first proposed and read by title to the City Council on April 17, 2019, and referred to a committee for recommendation; thereafter the said committee reported favorably on said Ordinance on May 15, 2019, which was a regular meeting of said City Council; that at said regular meeting, the proposed Ordinance was again read by title to the City Council and adopted. The presence of members of the City Council at its meeting of May 15, 2019, and their votes upon the adoption of the Ordinance were as follows:

Those Present:	Carolyn G. Goodman Lois Tarkanian Stavros S. Anthony Bob Coffin Michele Fiore Cedric Crear
Those Voting Aye:	None
Those Voting Nay:	None
Those Absent:	None

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

4. All members of the City Council were given due and proper notice of the meetings held on April 17, 2019 and May 15, 2019. Pursuant to § 241.020, Nevada Revised Statutes, written notice of the

meetings was given no later than 9:00 a.m. on the third working day before the meetings, including in the notice the time, place, location, and agenda of the meeting:

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

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

and

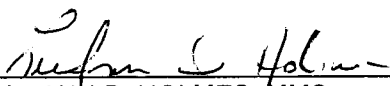
(b) By mailing a copy of the notice by 9:00 a.m. no later than three (3) working days before the meetings to each person, if any, who has requested notice of the meetings of the City Council in the same manner in which notice is required to be mailed to a member of the City Council.

6. A copy of such notice so given of the meeting of the City Council on April 17, 2019, is attached to this certificate as Exhibit A and a copy of the notice so given of the meeting of the City Council on May 15, 2019, is attached to this certificate as Exhibit B.

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

8. Upon request, the City Council 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 City Council for an item on the agenda, except for certain confidential materials and materials pertaining to the closed meetings, as provided by law.

IN WITNESS WHEREOF, I have hereunto set my hand on this May 15, 2019.



LUANN D. HOLMES, MMC
City Clerk

(SEAL)

EXHIBIT A

(Attach Copy of Notice of April 17, 2019 Meeting)

Carolyn G. Goodman, Mayor (At-Large)
Lois Tarkanian, Mayor Pro Tem (Ward 1)
Vacant (Ward 2)
Bob Coffin (Ward 3)
Stavros S. Anthony (Ward 4)
Cedric Crear (Ward 5)
Michele Fiore (Ward 6)



City Manager Scott Adams
City Attorney Bradford R. Jerbic
City Clerk LuAnn D. Holmes

City Council Agenda

Council Chambers · 495 South Main Street · Phone 702-229-6011
City of Las Vegas Internet Address: www.lasvegasnevada.gov

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.

**April 17, 2019
9:00 AM**

A lunch break may be taken at the discretion of the Mayor.

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, 2nd Floor or on the City's webpage at 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 and Cox Communications can view this program in High Definition on Channel 1002. You can also watch this meeting live on Apple TV, Roku and Amazon Fire TV on the Go-Vegas app. The Council Meeting, as well as all other KCLV programming, can be viewed on the internet at www.kclv.tv/live. 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 Regarding: Compliance with Open Meeting Law
3. Invocation - Rabbi Yitz Wyne, Young Israel Aish of Las Vegas

4. Pledge of Allegiance
5. Oath of Office Administered to Elected Officials - Mayor and Councilman, Ward 5
6. Recognition of the Employee of the Month
7. Recognition of the Chandler Explorer Competition Winners

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 A.M. Session

9. For Possible Action - Any items from the 9 A.M. session that the Council, staff and/or the applicant wish to be stricken, tabled, withdrawn or held in abeyance to a future meeting may be brought forward and acted upon at this time.

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.

ECONOMIC AND URBAN DEVELOPMENT - CONSENT

10. RESCIND - R-11-2019 - For possible action to approve a Resolution consenting to the undertakings of the City of Las Vegas Redevelopment Agency (RDA) in connection with the Commercial Visual Improvement Program (CVIP) Agreement between the RDA and The LaJolla Development Group LLC (Owner) located at 1924 Fremont Street (APN 139-35-803-004), to be in compliance with and in furtherance of the goals and objectives of the RDA - Redevelopment Area 1 Ward 3 (Coffin) [NOTE: This item is related to RDA Item 4 (RA-2-2019)]
11. RECONSIDER - R-11-2019 - For possible action to approve a Resolution consenting to the undertakings of the City of Las Vegas Redevelopment Agency (RDA) in connection with the Commercial Visual Improvement Program (CVIP) Agreement between the RDA and The LaJolla Development Group LLC (Owner) located at 1924 Fremont Street (APN 139-35-803-004), to be in compliance with and in furtherance of the goals and objectives of the RDA - Redevelopment Area 1 Ward 3 (Coffin) [NOTE: This item is related to RDA Item 4 (RA-2-2019)]

FINANCE - PURCHASING AND CONTRACTS - CONSENT

12. For possible action to approve award of Contract No. 190265-DC, Blanket Services Contract for Construction Manager as Agent and Staff Augmentation Services - Department of Public Works - Award recommended to: CM WORKS, INC. (\$800,000 - Various Funds)
13. For possible action to approve award of Contract No. 190256-JL, Prime Design Services Contract for Strong Start Academy @ Wardelle located at 2901 East Bonanza Road - Department of Public Works - Award recommended to: WELLES PUGSLEY ARCHITECTS dba SIMPSON COULTER STUDIO (\$624,460 - City Facilities Capital Projects Fund) - Ward 3 (Coffin)

MUNICIPAL COURT - CONSENT

14. For possible action to approve a grant award from the Nevada Department of Public Safety, Office of Criminal Justice Assistance, for the receipt of funds from the Byrne Memorial Justice Assistance Grant (JAG) program for fiscal year 2019 in the amount of \$20,000 for the purpose of revising Alternative Sentencing and Education curriculum materials - All Wards

PLANNING - BUSINESS LICENSING - CONSENT

15. For possible action to approve a New Compliance Permit for a Retail Marijuana Store License for CHEYENNE MEDICAL, LLC dba THRIVE CANNABIS MARKETPLACE at 3500 West Sahara Avenue - Ward 1 (Tarkanian)

16. For possible action to approve a Tavern-Limited License for ARTS DISTRICT EATERY, LLC dba DAVY'S at 1221 South Main Street - Ward 3 (Coffin)
17. For possible action to approve a Non-Operational Tavern License for a Change of Ownership FROM: MARMAT, LLC TO: CSI: ADVANCED SCREENING SERVICES, LLC dba NATIONAL LICENSING SERVICES at 1750 South Rainbow Boulevard, Suite #8 [Serina Choi, Managing Member] - Ward 1 (Tarkanian)
18. For possible action to approve a Beer/Wine/Cooler Off-Sale License for SPEEDEE MART, INC. dba SPEEDEE MART #125 at 6770 North Hualapai Way - Ward 6 (Fiore)
19. For possible action to approve a Restricted Gaming License for SPEEDEE MART, INC. dba SPEEDEE MART #125 at 6770 North Hualapai Way - Ward 6 (Fiore)
20. For possible action to approve a Temporary Beer/Wine/Cooler On-Sale License for a Change of Ownership FROM: LAS VEGAS FLIPPIN GOOD 1 LLC TO: LAS VEGAS MINI GRAN PRIX INC dba LAS VEGAS MINI GRAN PRIX at 1401 North Rainbow Boulevard [Gerald Barton, President, Secretary, Treasurer, Director, Shareholder] - Ward 5 (Crear)
21. For possible action to approve a Restricted Gaming License for MILLER'S TAVERN, LLC dba MILLER'S TAVERN AT PALM VALLEY at 9201 Del Webb Boulevard [Randy W. Miller, Managing Member] - Ward 4 (Anthony)

PUBLIC WORKS - CONSENT

22. For possible action to approve Interlocal Contract 1075 between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to provide funding for engineering design for the Ogden Avenue, Main Street to Las Vegas Boulevard project (\$850,000 - Road and Flood Capital Project Fund [CPF]) - Wards 3 and 5 (Coffin and Crear)
23. For possible action to approve Supplemental Interlocal Contract No. 1 - 965a between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to increase project funding in the amount of \$13,450,000 for engineering and right-of-way for the Las Vegas Boulevard, Stewart Avenue to Washington Avenue project (Road and Flood Capital Project Fund [CPF]) - Ward 5 (Crear)
24. For possible action to approve Supplemental Interlocal Contract No. 3 - 1027c between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to increase total project funding in the amount of \$1,550,000 and revise the project scope for engineering and construction for the Arterial Reconstruction: Fiscal Year 2019 City of Las Vegas Maintenance (Package 7) project located at various locations more specifically shown in the contract exhibit (Road and Flood Capital Project Fund [CPF]) - All Wards
25. For possible action to approve Supplemental Interlocal Contract No. 2 - 960b between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to increase total project funding in the amount of \$50,000 and revise project scope for engineering, right-of-way and construction for the Arterial Reconstruction Program - Package 5 project located at various locations more specifically shown in the contract exhibit (Road and Flood Capital Project Fund [CPF]) - Wards 2, 3 and 4 (Vacant, Coffin and Anthony)
26. For possible action to approve Supplemental Interlocal Contract No. 1 - 1037a between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to increase total project funding in the amount of \$185,200 to supplement the federally-funded Cimarron Road at Summerlin Parkway Pedestrian Bridge project (Traffic Improvements Capital Project Fund [CPF]) - Ward 2 (Vacant)
27. For possible action to approve Supplemental Interlocal Contract No. 1 - 1024a between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to increase funding for the Entity Non-Project Specific Expenses (FY19) project (\$100,000 - Road and Flood Capital Project Fund [CPF]) - All Wards

28. For possible action to approve Supplemental Interlocal Contract No. 1 - 1014a between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to increase total project funding in the amount of \$3,440,000 and revise the project scope for engineering, right-of-way and construction for the Traffic Signal Improvements Program Fiscal Year 2019 project located at various locations more specifically shown in the contract exhibit (Traffic Improvements Capital Project Fund [CPF]) - All Wards
29. For possible action to approve the acceptance of the assignment of BLM Right-of-Way Grant N-59744 from Clark County to the City of Las Vegas covering an area containing roadway and related facilities along west Centennial Parkway between North Hualapai Way and North Fort Apache Road, multiple APN's - Ward 6 (Fiore)
30. For possible action to approve Cooperative Agreement NM747-18-805 between the City of Las Vegas (City) and the State of Nevada Department of Transportation (NDOT) for roadway transfers including ownership, operations, and maintenance responsibilities between NDOT and the City, as specified by the agreement - Wards 1, 2, 3, 4 and 5 (Tarkanian, Vacant, Coffin, Anthony and Crear)
31. For possible action to approve staff to negotiate the application for and the acceptance of a permanent Bureau of Land Management (BLM) Right-of-Way grant and a temporary grant for construction covering an area containing future roadway, sewer, and related facilities along West Washburn Road between North Hualapai Way and North Chieftain Street, multiple APNs - Ward 6 (Fiore)

RESOLUTIONS - CONSENT

32. R-13-2019 - For possible action to approve a Resolution concerning the City of Las Vegas, Nevada, Special Improvement District No. 1485 - Alta Drive (Landscape Maintenance FY2020); overruling complaints, protests, and objections made to the assessments at the hearing of said assessment roll; and confirming the Final Assessment Roll - Ward 1 (Tarkanian)
33. R-14-2019 - For possible action to approve a Resolution concerning the City of Las Vegas, Nevada, Special Improvement District No. 1516 - Fremont Street Maintenance District FY2020 (Las Vegas Boulevard to 8th Street); overruling complaints, protests, and objections made to the assessments at the hearing of said assessment roll; and confirming the Final Assessment Roll - Ward 3 (Coffin)

DISCUSSION/ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

34. Report by Dale Keller and Jeff Lerud, Nevada Department of Transportation (NDOT), regarding NDOT's expansion of the High Occupancy Vehicle (HOV) and the new Active Traffic Management (ATM) systems coming online in May 2019, which will improve operations and safety on the freeways - All Wards

PLANNING - BUSINESS LICENSING - DISCUSSION

35. ABEYANCE ITEM - Discussion for possible action regarding an Appeal of the Director's Decision to Revoke a Short-Term Residential Rental License, GOLF CRIBS, LLC dba GOLF CRIBS, LLC at 8816 Tierra Hope Court [Cathy Burch, Managing Member] - Ward 6 (Fiore)
36. Discussion for possible action to approve a Temporary Medical Marijuana Dispensary License for a Change of Ownership FROM: NATUREX II, LLC TO: NATUREX II, LLC dba BLACKJACK COLLECTIVE at 1736 South Las Vegas Boulevard - Ward 3 (Coffin)
37. Discussion for possible action regarding the approval of a Temporary Retail Marijuana Store License for a Change of Ownership FROM: NATUREX II, LLC TO: NATUREX II, LLC dba BLACKJACK COLLECTIVE at 1736 South Las Vegas Boulevard - Ward 3 (Coffin)

PUBLIC WORKS - DISCUSSION

38. ABEYANCE ITEM - Discussion for possible action regarding the permanent closure of Shetland Road at Alta Drive (\$40,000 - Traffic Improvements Capital Project Fund ([CPF]) - Ward 1 (Tarkanian)

BOARDS AND COMMISSIONS - DISCUSSION

39. Discussion for possible action regarding the reappointment of members to the Neighborhood Partners Fund Board from the following list of nominees: Neighborhood Representatives - Greg Toussaint (Mayor's Designee), Shelly Walters (Ward 1), Sherese Holmes (Ward 2), Gail Qualey (Ward 4) and Larry Shultz (Ward 6) and Staff Designees - Anne Kilponen (Ward 1), Jordan Sandeck (Ward 2), Sally Christensen (Ward 4), Chance Bonaventura (Ward 6) and the appointment of nominees Esthela Silva (Ward 3) and David Kress (Ward 5) as Neighborhood Representatives and Ydoleena Yturalde (Ward 3) and Tanya Jackson-Renter (Ward 5) as Staff Designees - All Wards

RECOMMENDING COMMITTEE REPORT - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

40. Bill No. 2018-61 - ABEYANCE ITEM - For possible action - Amends LVMC Titles 6 and 19 to adopt provisions establishing a business license category and land use regulations for social use venues (marijuana), together with accompanying requirements and limitations. Sponsored by: Councilman Bob Coffin
41. Bill No. 2019-5 - For possible action - Amends LVMC 2.60.070 to adopt the most recent versions of the Nevada Local Government Records Management Program Manual and related Local Government Records Retention Schedules. Proposed by: LuAnn D, Holmes, City Clerk

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.

42. Bill No. 2019-7 - Amends LVMC 19.06.060 to reduce the minimum lot size for development within the R-E Zoning District from twenty thousand square feet to eighteen thousand square feet. Sponsored by: Councilwoman Michele Fiore
43. Bill No. 2019-12 - Amends the Town Center Development Standards Manual to allow the use "Marijuana Dispensary" in specified land use districts by means of special use permit, and adopts clarifying language regarding the waivability of certain special use permit requirements. Sponsored by: Councilwoman Michele Fiore

NEW BILLS

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.

44. Bill No. 2019-13 - Ordinance concerning the City of Las Vegas, Nevada, Special Improvement District No. 1485 - Alta Drive (Landscape Maintenance FY2020); providing for the payment of the costs and expenses of maintaining street beautification improvements; assessing the cost of maintenance against the assessable lots, tracts, and parcels of land benefited by said maintenance. Proposed by: Mike Janssen, Director of Public Works
45. Bill No. 2019-14 - Ordinance concerning the City of Las Vegas, Nevada, Special Improvement District No. 1516 - Fremont Street Maintenance District FY2020 (Las Vegas Boulevard to 8th Street); providing for the payment of the costs and expenses of a Neighborhood Improvement Project, assessing the cost of the project against the assessable lots, tracts, and parcels of land benefited by said improvements. Proposed by: Mike Janssen, Director of Public Works - Ward 3 (Coffin)

NOT TO BE HEARD BEFORE 11 A.M. - 46 THROUGH 60

BUSINESS ITEMS - 11 A.M. Session

46. Any items from the 11 A.M. 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.

HEARINGS - DISCUSSION

47. Public hearing and discussion for possible action to consider a request for a waiver and/or reduction of fees totaling \$5,606 in out of pocket costs, and \$39,000 in civil penalties for a total of \$44,606 recorded against the property located at 4513 Sunrise Avenue - PROPERTY OWNER: BANK DEUTSCHE NATIONAL TR CO TRS - Ward 3 (Coffin)
48. Public hearing and discussion for possible action to consider a request for a waiver and/or reduction of fees totaling \$1,272.25 in out of pocket costs, and \$19,500 in civil penalties for a total of \$20,772.25 recorded against the property located at 5009 Tropical Glen Court - PROPERTY OWNER: MICHAEL TOLLEFSON - Ward 6 (Fiore)

PLANNING

The items listed below, where appropriate, have been reviewed by the various City departments relative to the requirements for storm drainage and flood control, connection to sanitary sewer, traffic circulation, and Building and Fire regulations. Their comments and/or requirements have been incorporated into the action.

PLANNING - ONE MOTION/ONE VOTE

The following are items that may be considered in one motion/one vote. They are considered to routine non-public and public hearing items. All public hearing and non-public hearing items 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.

49. GPA-75732 - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT: TOUCHSTONE LIVING, INC. - OWNER: TOUCHSTONE ALEXANDER, LLC - For possible action on a request for a General Plan Amendment to Amend the Trails Element of the 2020 Master Plan and all related maps TO AMEND THE REQUIRED MULTI-USE NON-EQUESTRIAN TRAIL ALIGNMENT located on 2.81 acres along the east side of Hualapai Way extending approximately 960 feet south of Alexander Road (APN 138-07-103-006), Ward 4 (Anthony) [PRJ-75604]. The Planning Commission (5-0 vote) and Staff recommend APPROVAL.
50. VAC-75059 - VACATION - PUBLIC HEARING - APPLICANT/OWNER: UPGROWTH NV PARTNERS, LLC - For possible action on a request for a Petition to Vacate a 30-foot portion of Egan Crest Drive, a 30-foot portion of Stephens Avenue, and various right-of-way grants and patent easements on property generally located on the southwest and northeast sides of the Clark County 215, generally bounded by Ann Road, Hualapai Way, Washburn Road and Alpine Ridge Way, Ward 6 (Fiore) [PRJ-75301]. The Planning Commission (5-0 vote) and Staff recommend APPROVAL.

PLANNING - DISCUSSION

51. GPA-74265 - ABEYANCE ITEM - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT/OWNER: FAMILY PROMISE OF LAS VEGAS - For possible action on a request for a General Plan Amendment FROM: MLA (MEDIUM LOW ATTACHED DENSITY RESIDENTIAL) TO: GC (GENERAL COMMERCIAL) on 0.34 acres at 1437 Miller Avenue (APN 139-21-510-079), Ward 5 (Crear) [PRJ-73662]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
52. SUP-74267 - ABEYANCE ITEM - SPECIAL USE PERMIT RELATED TO GPA-74265 - PUBLIC HEARING - APPLICANT/OWNER: FAMILY PROMISE OF LAS VEGAS - For possible action on a request for a Special Use Permit FOR A SINGLE ROOM OCCUPANCY RESIDENCE USE at 1437 and 1485 Miller Avenue (APNs 139-21-510-078 and 079), C-2 (General Commercial) Zone, Ward 5 (Crear) [PRJ-73662]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
53. SUP-74268 - ABEYANCE ITEM - SPECIAL USE PERMIT RELATED TO GPA-74265 AND SUP-74267 - PUBLIC HEARING - APPLICANT/OWNER: FAMILY PROMISE OF LAS VEGAS - For possible action on a request for a Special Use Permit FOR AN ALTERNATIVE PARKING STANDARD TO ALLOW 15 PARKING SPACES WHERE 23 ARE REQUIRED at 1437 and 1485 Miller Avenue (APNs 139-21-510-078 and 079), C-2 (General Commercial) Zone, Ward 5 (Crear) [PRJ-73662]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.

54. SDR-74266 - ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-74265, SUP-74267 AND SUP-74268 - PUBLIC HEARING - APPLICANT/OWNER: FAMILY PROMISE OF LAS VEGAS - For possible action on a request for a Site Development Plan Review FOR A FIVE-UNIT SINGLE ROOM OCCUPANCY AND SOCIAL SERVICE PROVIDER FACILITY on 0.66 acres at 1437 and 1485 Miller Avenue (APNs 139-21-510-078 and 079), C-2 (General Commercial) Zone, Ward 5 (Crear) [PRJ-73662]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
55. SUP-75306 - ABEYANCE ITEM - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: BAAN THAI MASSAGE ESTABLISHMENT - OWNER: HERD PROPERTIES, LLC - For possible action on an Appeal of the Denial by the Planning Commission on a request for a Special Use Permit FOR A PROPOSED 2,400 SQUARE-FOOT MASSAGE ESTABLISHMENT USE WITH A WAIVER TO ALLOW A 178-FOOT SEPARATION FROM A RESIDENTIALLY ZONED PROPERTY WHERE 400 FEET IS REQUIRED at 1600 South Las Vegas Boulevard, Suite #120 (APN 162-03-210-058), C-2 (General Commercial) Zone, Ward 3 (Coffin) [PRJ-74762]. The Planning Commission (4-2 vote) recommends DENIAL. Staff recommends APPROVAL.
56. SUP-75311 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: KANGCHENG YIN - OWNER: DOWNTOWN CARSON, LLC - For possible action on a request for a Special Use Permit FOR A PROPOSED 767 SQUARE-FOOT MASSAGE ESTABLISHMENT USE WITH WAIVERS TO ALLOW A 364-FOOT DISTANCE SEPARATION FROM A RESIDENTIALLY ZONED PROPERTY WHERE 400 FEET IS REQUIRED AND A 368-FOOT DISTANCE SEPARATION FROM A SIMILAR USE WHERE 1,000 FEET IS REQUIRED at 124 South 6th Street #70 (APN 139-34-611-051), C-2 (General Commercial) Zone, Ward 3 (Coffin) [PRJ-75266]. The Planning Commission vote resulted in a TIE (2-2-1) which is tantamount to NO RECOMMENDATION. Staff recommends DENIAL.
57. ARC-75710 - (DDRC) - PUBLIC HEARING - APPLICANT/OWNER: PROVIEW SERIES 33, LLC - For possible action on an Appeal of the Approval by the Downtown Design Review Committee on a request for Signage Design Review FOR A PROPOSED MODIFICATION TO AN EXISTING ROOF SIGN WITH A WAIVER OF THE SCENIC BYWAY ILLUMINATION REQUIREMENTS at 2211 South Las Vegas Boulevard (APN 162-03-401-005), C-2 (General Commercial) Zone, Ward 3 (Coffin) [PRJ-75512]. The Downtown Design Review Committee and Staff recommend APPROVAL.

SET DATE

58. 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

59. 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

60. 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, 1st Floor

Clark County Government Center, 500 South Grand Central Parkway

Grant Sawyer Building, 555 East Washington Avenue

City of Las Vegas Development Services Center, 333 North Rancho Drive

EXHIBIT B

(Attach Copy of Notice of May 15, 2019 Meeting)

Carolyn G. Goodman, Mayor (At-Large)
Lois Tarkanian, Mayor Pro Tem (Ward 1)
Vacant (Ward 2)
Bob Coffin (Ward 3)
Stavros S. Anthony (Ward 4)
Cedric Crear (Ward 5)
Michele Fiore (Ward 6)



City Manager Scott Adams
City Attorney Bradford R. Jerbic
City Clerk LuAnn D. Holmes

City Council Agenda

Council Chambers · 495 South Main Street · Phone 702-229-6011
City of Las Vegas Internet Address: www.lasvegasnevada.gov

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.

May 15, 2019
9:00 AM

A lunch break may be taken at the discretion of the Mayor.

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, 2nd Floor or on the City's webpage at 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 and Cox Communications can view this program in High Definition on Channel 1002. You can also watch this meeting live on Apple TV, Roku and Amazon Fire TV on the Go-Vegas app. The Council Meeting, as well as all other KCLV programming, can be viewed on the internet at www.kclv.tv/live. 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 Regarding: Compliance with Open Meeting Law
3. Invocation - Mr. Rajan Zed, President, Universal Society of Hinduism

4. Pledge of Allegiance
5. Recognition of the Employee of the Month
6. Recognition of "The City of Las Vegas, The Early Years" Documentary
7. Recognition of the Great American Pride Award Recipients
8. Recognition of the National Missing Children's Day Poster Contest Winner

BUSINESS ITEMS - 9 A.M. SESSION

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 - 9 A.M. Session

10. For Possible Action - Any items from the 9 A.M. session that the Council, staff and/or the applicant wish to be stricken, tabled, withdrawn or held in abeyance to a future meeting may be brought forward and acted upon at this time.

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.

CITY ATTORNEY - CONSENT

11. For possible action to approve continued funding for McDonald Carano to represent the City of Las Vegas in an action filed against it by 180 Land Company, LLC, Case No. A-18-780184-C, in the Eighth Judicial District Court challenging the City's Parks/Recreation/Open Space designation on 65 acres generally located south of Alta Drive, east of Hualapai Way and north of Charleston Boulevard and alleging an action for inverse condemnation for an amount not-to-exceed \$100,000 (General Fund) - Ward 2 (Vacant)
12. For possible action to approve the ratification of 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, 2019 through June 30, 2020 for City Parkway V, Inc., the Department of Economic and Urban Development and any other related business matters (\$185,000 annually - City Parkway V, Inc.) - All Wards

COMMUNITY SERVICES - CONSENT

13. For possible action to approve the allocation of \$1,500,000 of HOME Investment Partnerships Program Grant Funds and Low Income Housing Trust Funds (LIHTF) to Affordable Housing Programs Inc. for the rehabilitation of Archie Grant Senior Apartments, located at 1720 East Searles Avenue - Ward 5 (Crear)

FINANCE - PURCHASING AND CONTRACTS - CONSENT

14. For possible action to approve award of Modification No. 2 to Contract No. 180031-SK, LVFR Community Health Improvement Program (CHIPS) - Department of Fire and Rescue - Award recommended to: LAS VEGAS CHIPS (Not-to-Exceed \$250,000 Annually - Fire Service Public Education Special Revenue Fund and Pass Through Grants Special Revenue Fund)

OPERATIONS AND MAINTENANCE - CONSENT

15. For possible action to approve an Organization Donation of Goods and Services Agreement between the City of Las Vegas and the Laborers Union Local 872 for the donation of improvement services of a hay barn located at 9200 Tule Springs Road, commonly known as Floyd Lamb Park at Tule Springs - Ward 6 (Fiore)

16. For possible action to approve an Operating Grant Agreement between the City of Las Vegas and The Neon Museum to support Neon Museum's operations, located at 770 Las Vegas Boulevard North (\$2,200,000 - Various Funds) - Ward 5 (Crear)

PLANNING - BUSINESS LICENSING - CONSENT

17. ABEYANCE ITEM - For possible action to approve a Retail Marijuana Store License for CHEYENNE MEDICAL, LLC dba THRIVE CANNABIS MARKETPLACE at 3500 West Sahara Avenue - Ward 1 (Tarkanian)
18. For possible action to approve a Medical Marijuana Dispensary License for a Change of Ownership FROM: INTEGRAL ASSOCIATES, LLC TO: INTEGRAL ASSOCIATES, LLC dba ESSENCE at 2307 South Las Vegas Boulevard - Ward 3 (Coffin)
19. For possible action to approve a Retail Marijuana Store License for a Change of Ownership FROM: INTEGRAL ASSOCIATES, LLC TO: INTEGRAL ASSOCIATES, LLC dba ESSENCE at 2307 South Las Vegas Boulevard - Ward 3 (Coffin)
20. For possible action to approve a Marijuana Production Establishment License (Medical/Recreational) for NV GREEN, INC. dba NV GREEN, INC. at 1475 Hymer Avenue - Sparks, Nevada
21. For possible action to approve a Marijuana Cultivation Establishment License (Medical/Recreational) for NV GREEN, INC. dba NV GREEN, INC. at 1475 Hymer Avenue - Sparks, Nevada
22. For possible action to approve a Tavern License for a Change of Ownership FROM: KELLY'S KASINO, INC. TO: LA CATRINA, LLC dba LA CATRINA BAR & GRILL at 1905 North Decatur Boulevard [Manuela Hernandez, Managing Member] - Ward 5 (Crear)
23. For possible action to approve an Ancillary Brew Pub License for HUDL BREWING COMPANY, LLC dba HUDL BREWING COMPANY at 1311 South Main Street - Ward 3 (Coffin)
24. For possible action to approve a Beer Wine Room License for HUDL BREWING COMPANY, LLC dba HUDL BREWING COMPANY at 1311 South Main Street - Ward 3 (Coffin)
25. For possible action to approve a Restaurant Service Bar License for DENNY'S, INC. dba DENNY'S #0002 1822 South Las Vegas Boulevard - Ward 3 (Coffin)
26. For possible action to approve a Temporary Banquet or Event Establishment Liquor License for a Change of Ownership FROM: LAS PALMAS ENTERTAINMENT, INC. TO: 100 FIRES, LLC dba FOREVER AMORE EVENTS AT THE LAKE at 2902 Lake East Drive - Ward 2 (Vacant)
27. For possible action to approve a Restricted Gaming License for ECLIPSE ROUTE OPERATIONS, LLC dba ECLIPSE GAMING db at US MARKET at 6100 West Charleston Boulevard [Ronald W. Winchell, Managing Member] - Ward 1 (Tarkanian)
28. For possible action to approve a Review of Condition to allow 15 (maximum) slots where 7 slots were approved for a Restricted Gaming License for NEVADA RESTAURANT SERVICES, INC. dba DOTTY'S #110 at 10000 West Sahara Avenue, Suite #100 - Ward 2 (Vacant)

PUBLIC WORKS - CONSENT

29. For possible action to approve an Interlocal Agreement among the City of Henderson, City of Las Vegas, City of North Las Vegas, Clark County, Clark County Regional Flood Control District, Clark County Water Reclamation District and the Southern Nevada Water Authority to establish funding allocations and the budget for Las Vegas Wash (Wash) activities in Fiscal Year 2019-2020
30. For possible action to approve staff to condemn for the purchase of property rights for the Charleston Boulevard Streetscape Improvements project, South Martin Luther King Boulevard to Rancho Drive, multiple APNs (\$9,000,000 - Road and Flood Capital Project Fund [CPF]) - Ward 1 (Tarkanian)

31. For possible action to approve staff to negotiate and purchase real property for the Right Turn Intersection Improvements project, multiple APNs (\$2,047,107 - Traffic Improvements Capital Project Fund [CPF]) - Wards 1, 2, 4 and 5 (Tarkanian, Vacant, Anthony and Crear)
32. For possible action to approve Interlocal Contract 1077 between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to provide funding for an engineering study for Industrial Road, Boston Avenue to Circus Circus Drive (\$150,000 - Road and Flood Capital Project Fund [CPF]) - Ward 3 (Coffin) and County
33. For possible action to approve Supplemental Interlocal Contract No. 2 - 846b between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to increase project funding and revise the scope for the Shadow Lane, Alta Drive to Charleston Boulevard project (\$550,000 - Road and Flood Capital Project Fund [CPF]) - Ward 1 (Tarkanian)
34. For possible action to approve Supplemental Interlocal Contract No. 3 - 918c between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to increase project funding for Symphony Park Infrastructure: Phase 2, with project limits Promenade Place, Symphony Park Avenue to Carson Avenue, Bridger Avenue, Grand Central Parkway to Promenade Place and Grand Central Parkway, and a northbound right turn lane at Symphony Park (\$35,000 - Road and Flood Capital Project Fund [CPF]) - Ward 5 (Crear)
35. For possible action to approve Supplemental Interlocal Contract No. 1 - 981a between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to increase project funding for the Safe Routes to School: Harris Avenue, Bruce Street to Wardelle Street project (\$500,000 - Road and Flood Capital Project Fund [CPF]) - Ward 3 (Coffin)
36. For possible action to approve Supplemental Interlocal Contract No. 1 - 1035a between the City of Las Vegas and the Regional Transportation Commission of Southern Nevada (RTC) to increase project funding for the Citywide Bottleneck Intersection Improvements: Decatur Boulevard at US95 project (\$100,000 - Road and Flood Capital Project Fund [CPF]) - Wards 1 and 5 (Tarkanian and Crear)
37. For possible action to approve the Resolution Consenting to Relinquishment and Land Transfer Agreement - Road Transfer No. RT 15-01A1, a portion of the north half of SR-159 (Charleston Boulevard) from CC-215 to west of Hualapai Way, from the State of Nevada Department of Transportation (NDOT) to the City of Las Vegas - Ward 2 (Vacant)
38. For possible action to approve the Resolution Consenting to Relinquishment and Land Transfer Agreement - Road Transfer No. RT 15-01A2, portions of SR-159 (Charleston Boulevard) from west of Hualapai Way to the westerly right-of-way line of Martin Luther King Boulevard, from the State of Nevada Department of Transportation (NDOT) to the City of Las Vegas - Wards 1 and 2 (Tarkanian and Vacant)
39. For possible action to approve the Resolution Consenting to Relinquishment and Land Transfer Agreement - Road Transfer No. RT 15-01A3, a portion of SR-159 (Charleston Boulevard) from west of Commerce Street to 25th Street, from the State of Nevada Department of Transportation (NDOT) to the City of Las Vegas - Ward 3 (Coffin)
40. For possible action to approve the Resolution Consenting to Relinquishment and Land Transfer Agreement - Road Transfer No. RT 15-01A4, the north half of SR-589 (Sahara Avenue) from SR-595 (Rainbow Boulevard) to east of Decatur Boulevard, from the State of Nevada Department of Transportation (NDOT) to the City of Las Vegas - Ward 1 (Tarkanian)
41. For possible action to approve the Resolution Consenting to Relinquishment and Land Transfer Agreement - Road Transfer No. RT 15-01A5, a portion of SR-589 (Sahara Avenue) from east of Decatur Boulevard to Rancho Drive, from the State of Nevada Department of Transportation (NDOT) to the City of Las Vegas - Ward 1 (Tarkanian)
42. For possible action to approve the Resolution Consenting to Relinquishment and Land Transfer Agreement - Road Transfer No. RT 15-01A6, a portion of the north half of SR-589 (Sahara Avenue) from Tam Drive west of SR-582 (Boulder Highway/Fremont Street), from the State of Nevada Department of Transportation (NDOT) to the City of Las Vegas - Ward 3 (Coffin)

43. For possible action to approve the Resolution Consenting to Relinquishment and Land Transfer Agreement - Road Transfer No. RT 15-01A7, a portion of SR-582 (Fremont Street) from southeast of 8th Street to SR-159 (Charleston Boulevard), from the State of Nevada Department of Transportation (NDOT) to the City of Las Vegas - Wards 3 and 5 (Coffin and Crear)

RESOLUTIONS - CONSENT

44. R-17-2019 - 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, 609, 610, 808, 809, 810, 812, 813 and in certain other districts and providing other matters properly relating thereto - Ward 2 (Vacant), Ward 4 (Anthony), Ward 6 (Fiore)

DISCUSSION/ACTION ITEMS

ADMINISTRATIVE - DISCUSSION

45. Report from Scott D. Adams, City Manager, on Emerging Issues - All Wards
46. Report by Staff and discussion for possible action regarding the Southern Nevada Plan to End Youth Homelessness, which will serve as a roadmap for partners working together to prevent and end youth homelessness in Southern Nevada - All Wards
47. Report by Public Works and City Attorney staff regarding the establishment and operations of High Occupancy Vehicle (HOV) lanes within the City of Las Vegas limits - All Wards
48. Report by Staff on the 2019 (80th) Session of the Nevada Legislature - All Wards

COMMUNITY SERVICES - DISCUSSION

49. Discussion for possible action regarding the submittal of the City of Las Vegas FY 2019-2020 Action Plan that secures approximately \$9,248,471 in United States Department of Housing and Urban Development (HUD) and approximately \$1,341,170 in State of Nevada Home Investment Partnership Funds and Low Income Housing Trust Funds (LIHTF) totaling \$10,589,641 - All Wards
50. Discussion for possible action regarding the FY2019-2020 grant funds allocation of \$1,712,967 for Housing Opportunities for Persons with AIDS (HOPWA) to the City of Las Vegas by the United States Department of Housing and Urban Development (HUD) - All Wards
51. Discussion for possible action regarding the FY2019-2020 allocation of \$441,833 in Emergency Solutions Grant (ESG) funds to the City of Las Vegas by the United States Department of Housing and Urban Development (HUD) - All Wards
52. Discussion for possible action regarding an estimated FY 2019-2020 allocation of \$2,019,021 in Home Investment Partnerships Program (HOME); \$963,169 in State Low Income Housing Trust Fund (LIHTF); \$378,001 in State HOME funds to the City of Las Vegas by the United States Department of Housing and Urban Development (HUD) and State of Nevada Department of Business and Industry Housing Division (NHD) - All Wards
53. Discussion for possible action regarding an allocation of \$5,074,650 in FY2019-2020 Community Development Block Grant (CDBG) funds to the City of Las Vegas by the United States Department of Housing and Urban Development (HUD) - All Wards

OPERATIONS AND MAINTENANCE - DISCUSSION

54. Discussion for possible action to approve a Lease Agreement between the City of Las Vegas and The Neon Museum for the lease of the building and improvements known as the Reed Whipple Cultural Center located at 821 Las Vegas Boulevard North - Ward 5 (Crear)

PLANNING - BUSINESS LICENSING - DISCUSSION

55. ABEYANCE ITEM - Discussion for possible action regarding an Appeal of the Director's Decision to Revoke a Short-Term Residential Rental License, GOLF CRIBS, LLC dba GOLF CRIBS, LLC at 8816 Tierra Hope Court [Cathy Burch, Managing Member] - Ward 6 (Fiore)
56. Discussion for possible action regarding the approval of an Appeal of a Work Card Denial for Joseph Magdaleno Elisarraras Jr. db at Nevada Wellness Center Inc. at 3200 South Valley View Drive - Ward 1 (Tarkanian)

BOARDS AND COMMISSIONS - DISCUSSION

57. Discussion for possible action regarding the appointment of nominee Caroline Mozdean to the Ward 6 seat of the Senior Citizens Advisory Board
58. Discussion for possible action regarding the appointment of nominee Brian M. Wilson to the Las Vegas-Clark County Library District Board of Trustees
59. Discussion for possible action regarding the appointment of nominee Eric Preiss to the Audit Oversight Committee
60. Discussion for possible action regarding the appointment of nominee Mark Brandenburg to the Commission for the Las Vegas Centennial
61. Discussion for possible action regarding the reappointment of Mayor Carolyn Goodman to the Las Vegas Convention and Visitors Authority
62. Discussion for possible action regarding the temporary appointment of nominee Gus Flangas to the Ward 2 seat of the Planning Commission

RECOMMENDING COMMITTEE REPORT - DISCUSSION

BILLS ELIGIBLE FOR ADOPTION AT THIS MEETING

63. Bill No. 2019-13 - For possible action - Ordinance concerning the City of Las Vegas, Nevada, Special Improvement District No. 1485 - Alta Drive (Landscape Maintenance FY2020); providing for the payment of the costs and expenses of maintaining street beautification improvements; assessing the cost of maintenance against the assessable lots, tracts, and parcels of land benefited by said maintenance. Proposed by: Mike Janssen, Director of Public Works
64. Bill No. 2019-14 - For possible action - Ordinance concerning the City of Las Vegas, Nevada, Special Improvement District No. 1516 - Fremont Street Maintenance District FY2020 (Las Vegas Boulevard to 8th Street); providing for the payment of the costs and expenses of a Neighborhood Improvement Project, assessing the cost of the project against the assessable lots, tracts, and parcels of land benefited by said improvements. Proposed by: Mike Janssen, Director of Public Works - Ward 3 (Coffin)

NEW BILLS

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.

65. Bill No. 2019-15 - Amends LVMC 16.16.030 and LVMC Chapter 9.28 to authorize the City to treat certain fireworks-related violations as civil violations subject to a civil penalty rather than proceeding by means of a misdemeanor prosecution. Proposed by: William L. McDonald, Chief of Fire and Rescue
66. Bill No. 2019-16 - Amends LVMC 6.40:150 to increase the number of slot machines that can be operated at certain tavern locations within the City. Sponsored by: Councilwoman Michele Fiore
67. Bill No. 2019-17 - An ordinance authorizing the issuance by the City of Las Vegas of its General Obligation (Limited Tax) Various Purpose Refunding Bonds (Additionally Secured by Pledged Revenues), Series 2019C, in an amount not to exceed \$26,000,000, and providing other matters relating thereto. Proposed by: Venetta Appleyard, Director of Finance

NOT TO BE HEARD BEFORE 11 A.M. - 68 THROUGH 113

BUSINESS ITEMS - 11 A.M. Session

68. Any items from the 11 A.M. 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.

HEARINGS - DISCUSSION

69. Public hearing and discussion for possible action to consider a request for a waiver and/or reduction of fees totaling \$2,796 in out of pocket costs, and \$19,500 in civil penalties for a total of \$22,296 recorded against the property located at 1000 Bracken Avenue - PROPERTY OWNER: S N V PROPERTIES, LLC - Ward 3 (Coffin)
70. Public hearing and discussion for possible action to consider a request for a waiver and/or reduction of fees totaling \$2,010 in out of pocket costs, and \$19,500 in civil penalties for a total of \$21,510 recorded against the property located at 1240 South 17th Street - PROPERTY OWNER: KATY CHEN - Ward 3 (Coffin)

PLANNING

The items listed below, where appropriate, have been reviewed by the various City departments relative to the requirements for storm drainage and flood control, connection to sanitary sewer, traffic circulation, and Building and Fire regulations. Their comments and/or 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.

71. EOT-76176 - EXTENSION OF TIME - SITE DEVELOPMENT PLAN REVIEW - APPLICANT: CITY OF LAS VEGAS - 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 031), C-2 (General Commercial) Zone, Ward 3 (Coffin) [PRJ-76036]. Staff recommends APPROVAL.

PLANNING - ONE MOTION/ONE VOTE

The following are items that may be considered in one motion/one vote. They are considered to routine non-public and public hearing items. All public hearing and non-public hearing items 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.

72. EOT-76209 - 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) [PRJ-76174]. Staff recommends APPROVAL.
73. EOT-76251 - EXTENSION OF TIME - NONCONFORMING - PUBLIC HEARING - APPLICANT: B & G EQUITIES, LLC - OWNER: JL & W, LLC - For possible action on a request for an Extension of Time FOR A NONCONFORMING LIQUOR ESTABLISHMENT (TAVERN) USE at 2425 North Rainbow Boulevard (APN 138-15-801-002), C-1 (Limited Commercial) Zone, Ward 5 (Crear) [PRJ-76099]. Staff recommends APPROVAL.

PLANNING - DISCUSSION

74. GPA-74265 - ABEYANCE ITEM - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT/OWNER: FAMILY PROMISE OF LAS VEGAS - For possible action on a request for a General Plan Amendment FROM: MLA (MEDIUM LOW ATTACHED DENSITY RESIDENTIAL) TO: GC (GENERAL COMMERCIAL) on 0.34 acres at 1437 Miller Avenue (APN 139-21-510-079), Ward 5 (Crear) [PRJ-73662]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
75. SUP-74267 - ABEYANCE ITEM - SPECIAL USE PERMIT RELATED TO GPA-74265 - PUBLIC HEARING - APPLICANT/OWNER: FAMILY PROMISE OF LAS VEGAS - For possible action on a request for a Special Use Permit FOR A SINGLE ROOM OCCUPANCY RESIDENCE USE at 1437 and 1485 Miller Avenue (APNs 139-21-510-078 and 079), C-2 (General Commercial) Zone, Ward 5 (Crear) [PRJ-73662]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.

76. SUP-74268 - ABEYANCE ITEM - SPECIAL USE PERMIT RELATED TO GPA-74265 AND SUP-74267 - PUBLIC HEARING - APPLICANT/OWNER: FAMILY PROMISE OF LAS VEGAS - For possible action on a request for a Special Use Permit FOR AN ALTERNATIVE PARKING STANDARD TO ALLOW 15 PARKING SPACES WHERE 23 ARE REQUIRED at 1437 and 1485 Miller Avenue (APNs 139-21-510-078 and 079), C-2 (General Commercial) Zone, Ward 5 (Crear) [PRJ-73662]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
77. SDR-74266 - ABEYANCE ITEM - SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-74265, SUP-74267 AND SUP-74268 - PUBLIC HEARING - APPLICANT/OWNER: FAMILY PROMISE OF LAS VEGAS - For possible action on a request for a Site Development Plan Review FOR A FIVE-UNIT SINGLE ROOM OCCUPANCY AND SOCIAL SERVICE PROVIDER FACILITY on 0.66 acres at 1437 and 1485 Miller Avenue (APNs 139-21-510-078 and 079), C-2 (General Commercial) Zone, Ward 5 (Crear) [PRJ-73662]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
78. GPA-75784 - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT: ASPECT HOMES - OWNER: CHARLESTON LAMB, LLC - For possible action on a request for a General Plan Amendment FROM: MLA (MEDIUM LOW ATTACHED DENSITY RESIDENTIAL) TO: ML (MEDIUM LOW DENSITY RESIDENTIAL) on 3.62 acres at the northwest corner of Wales Green Lane and Corwood Green Lane (APN 140-31-801-001), Ward 3 (Coffin) [PRJ-75766]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
79. ZON-75786 - REZONING RELATED TO GPA-75784 - PUBLIC HEARING - APPLICANT: ASPECT HOMES - OWNER: CHARLESTON LAMB, LLC - For possible action on a request for a Rezoning FROM: R-1 (SINGLE FAMILY RESIDENTIAL) TO: R-CL (SINGLE FAMILY COMPACT-LOT) on 3.62 acres at the northwest corner of Wales Green Lane and Corwood Green Lane (APN 140-31-801-001), Ward 3 (Coffin) [PRJ-75766]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
80. GPA-75827 - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT/OWNER: MARKS GARAGE ONE, LLC - For possible action on a request for a General Plan Amendment FROM: O (OFFICE) AND SC (SERVICE COMMERCIAL) TO: GC (GENERAL COMMERCIAL) on 2.60 acres at 1700 East Sahara Avenue (APNs 162-02-801-001 and 002), Ward 3 (Coffin) [PRJ-74677]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
81. ZON-75828 - REZONING RELATED TO GPA-75827 - PUBLIC HEARING - APPLICANT/OWNER: MARKS GARAGE ONE, LLC - For possible action on a request for a Rezoning FROM: P-R (PROFESSIONAL OFFICE AND PARKING) TO: C-2 (GENERAL COMMERCIAL) on 2.60 acres at 1700 East Sahara Avenue (APNs 162-02-801-001 and 002), Ward 3 (Coffin) [PRJ-74677]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
82. SDR-74835 - SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-75827 AND ZON-75828 - PUBLIC HEARING - APPLICANT/OWNER: MARKS GARAGE ONE, LLC - For possible action on a request for a Major Amendment to previously approved Plot Plan Reviews (Z-0071-80 and Z-71-86) FOR A PROPOSED 5,906 SQUARE-FOOT ADDITION TO AN EXISTING 28,969 SQUARE-FOOT MOTOR VEHICLE SALES (NEW) DEALERSHIP on 2.60 acres at 1700 East Sahara Avenue (APNs 162-02-801-001 and 002), C-2 (General Commercial) and P-R (Professional Office and Parking) Zones [PROPOSED: C-2 (General Commercial)], Ward 3 (Coffin) [PRJ-74677]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
83. GPA-75846 - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT/OWNER: SCHOOL BOARD OF TRUSTEES - For possible action on a request for a General Plan Amendment FROM: M (MEDIUM DENSITY RESIDENTIAL) TO: PF (PUBLIC FACILITIES) on 15.64 acres at 491 North Lamb Boulevard (APN 140-31-601-002), C-1 (Limited Commercial) Zone, Ward 3 (Coffin) [PRJ-75613]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
84. ZON-75847 - REZONING RELATED TO GPA-75846 - PUBLIC HEARING - APPLICANT/OWNER: SCHOOL BOARD OF TRUSTEES - For possible action on a request for a Rezoning FROM: C-1 (LIMITED COMMERCIAL) TO: C-V (CIVIC) on 15.64 acres at 491 North Lamb Boulevard (APN 140-31-601-002), C-1 (Limited Commercial) Zone, Ward 3 (Coffin) [PRJ-75613]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.

85. VAR-75848 - VARIANCE RELATED TO GPA-75846 AND ZON-75847 - PUBLIC HEARING - APPLICANT/OWNER: SCHOOL BOARD OF TRUSTEES - For possible action on a request for a Variance TO ALLOW DEVIATIONS FROM TITLE 19.10.020 C-V (CIVIC) DEVELOPMENT STANDARDS on 15.64 acres at 491 North Lamb Boulevard (APN 140-31-601-002), C-1 (Limited Commercial) Zone, Ward 3 (Coffin) [PRJ-75613]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
86. SDR-75849 - SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-75846, ZON-75847 AND VAR-75848 - PUBLIC HEARING - APPLICANT/OWNER: SCHOOL BOARD OF TRUSTEES - For possible action on a request for a Site Development Plan Review FOR A PROPOSED 22,927 SQUARE-FOOT BUILDING ADDITION TO AN EXISTING 69,315 SQUARE-FOOT PUBLIC SCHOOL, PRIMARY DEVELOPMENT on 15.64 acres at 491 North Lamb Boulevard (APN 140-31-601-002), C-1 (Limited Commercial) Zone, Ward 3 (Coffin) [PRJ-75613]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
87. GPA-74312 - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT: CENTURA DEVELOPMENT - OWNER: CHARLIE RAH RAH IRREVOCABLE BUSINESS TRUST, ET AL - For possible action on a request for a General Plan Amendment FROM: SC (SERVICE COMMERCIAL) TO: H (HIGH DENSITY RESIDENTIAL) on 4.62 acres at the southeast corner of Charleston Boulevard and Lindell Road (APNs 163-01-501-001 and 002), Ward 1 (Tarkanian) [PRJ-74089]. Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL.
88. ZON-74313 - REZONING RELATED TO GPA-74312 - PUBLIC HEARING - APPLICANT: CENTURA DEVELOPMENT - OWNER: CHARLIE RAH RAH IRREVOCABLE BUSINESS TRUST, ET AL - For possible action on a request for a Rezoning FROM: C-1 (LIMITED COMMERCIAL) TO: R-4 (HIGH DENSITY RESIDENTIAL) on 4.62 acres at the southeast corner of Charleston Boulevard and Lindell Road (APNs 163-01-501-001 and 002), Ward 1 (Tarkanian) [PRJ-74089]. Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL.
89. SDR-75858 - SITE DEVELOPMENT PLAN REVIEW RELATED TO GPA-74312 AND ZON-74313 - PUBLIC HEARING - APPLICANT/OWNER: CHARLIE RAH RAH IRREVOCABLE BUSINESS TRUST, ET AL - For possible action on a request for a Site Development Plan Review FOR A PROPOSED 144-UNIT SENIOR CITIZEN APARTMENTS DEVELOPMENT on 4.62 acres at the southeast corner of Charleston Boulevard and Lindell Road (APNs 163-01-501-001 and 002), C-1 (Limited Commercial) Zone [PROPOSED: R-4 (High Density Residential)], Ward 1 (Tarkanian) [PRJ-75792]. Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL.
90. GPA-75814 - GENERAL PLAN AMENDMENT - PUBLIC HEARING - APPLICANT/OWNER: CITY OF LAS VEGAS - For possible action on a request for a General Plan Amendment to amend portions of the Southeast Sector Land Use Map of the General Plan FROM: C (COMMERCIAL) AND MXU (MIXED USE) TO: FBC (FORM-BASED CODE) on approximately 226 acres in the Fremont East District generally located south of Interstate 515, west of Eastern Avenue, north of Carson Avenue, and east of Las Vegas Boulevard (APNs Multiple), Wards 3 (Coffin) and 5 (Crear) [PRJ-75868]. The Planning Commission (6-0 vote) and Staff recommend APPROVAL.
91. ZON-75886 - REZONING - PUBLIC HEARING - APPLICANT/OWNER: ROMAN CATHOLIC BISHOP LAS VEGAS - For possible action on a request for a Rezoning FROM: R-E (RESIDENCE ESTATES) TO: R-1 (SINGLE FAMILY RESIDENTIAL) on 55.52 acres at the southeast corner of Elkhorn Road and Jones Boulevard (APNs 125-24-101-001 and 125-24-201-001), Ward 6 (Fiore) [PRJ-75680]. The Planning Commission (6-0 vote) and Staff recommend APPROVAL.
92. VAR-75956 - VARIANCE RELATED TO ZON-75886 - PUBLIC HEARING - APPLICANT/OWNER: ROMAN CATHOLIC BISHOP LAS VEGAS - For possible action on a request for a Variance TO ALLOW A 1.09 CONNECTIVITY RATIO WHERE 1.30 IS REQUIRED on 55.52 acres at the southeast corner of Elkhorn Road and Jones Boulevard (APNs 125-24-101-001 and 125-24-201-001), R-E (Residence Estates) Zone [PROPOSED: R-1 (Single Family Residential)], Ward 6 (Fiore) [PRJ-75680]. Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL.
93. TMP-75888 - TENTATIVE MAP RELATED TO ZON-75886 AND VAR-75956 - JONES / ELKHORN - PUBLIC HEARING - APPLICANT/OWNER: ROMAN CATHOLIC BISHOP LAS VEGAS - For possible action on a request for a Tentative Map FOR A PROPOSED 199-LOT SINGLE FAMILY RESIDENTIAL SUBDIVISION WITH

WAIVERS TO ALLOW NON-STANDARD PUBLIC STREET IMPROVEMENTS INCLUDING NO CURB, GUTTER OR SIDEWALK AND NO EXTERIOR STREETLIGHTS FOR LEON AVENUE WHERE SUCH ARE REQUIRED FOR A PROPOSED SINGLE-FAMILY RESIDENTIAL SUBDIVISION on 55.52 acres at the southeast corner of Elkhorn Road and Jones Boulevard (APNs 125-24-101-001 and 125-24-201-001), R-E (Residence Estates) Zone [PROPOSED: R-1 (Single Family Residential)], Ward 6 (Fiore) [PRJ-75680]. Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL.

94. VAR-75819 - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: SK USA, LLC - For possible action on a request for a Variance TO ALLOW RESIDENTIAL BUILDINGS TO HAVE A HEIGHT OF THREE STORIES WHERE TWO STORIES IS THE MAXIMUM ALLOWED ON LOT ONE OF A TWO LOT PROPOSED RESIDENTIAL SUBDIVISION on 2.14 acres on the north side of Bonanza Road, approximately 1,550 feet east of Decatur Boulevard (APN 139-30-306-003), R-2 (Medium-Low Density Residential) Zone, Ward 5 (Crear) [PRJ-75700]. The Planning Commission (6-0 vote) and Staff recommend DENIAL.
95. VAR-75820 - VARIANCE RELATED TO VAR-75819 - PUBLIC HEARING - APPLICANT/OWNER: SK USA, LLC - For possible action on a request for a Variance TO ALLOW RESIDENTIAL BUILDINGS TO HAVE A HEIGHT OF THREE STORIES WHERE TWO STORIES IS THE MAXIMUM ALLOWED ON LOT TWO OF A TWO LOT PROPOSED RESIDENTIAL SUBDIVISION on 2.14 acres on the north side of Bonanza Road, approximately 1,550 feet east of Decatur Boulevard (APN 139-30-306-003), R-2 (Medium-Low Density Residential) Zone, Ward 5 (Crear) [PRJ-75700]. The Planning Commission (6-0 vote) and Staff recommend DENIAL.
96. VAR-75821 - VARIANCE RELATED TO VAR-75819 AND VAR-75820 - PUBLIC HEARING - APPLICANT/OWNER: SK USA, LLC - For possible action on a request for a Variance TO ALLOW A 47-FOOT WIDE ACCESS CONTROL GATE WHERE 50 FEET IS REQUIRED; TO ALLOW SIDEWALKS ON ONE SIDE WHERE SIDEWALKS ON BOTH SIDES ARE REQUIRED AND TO ALLOW A CONNECTIVITY RATIO OF 1.00 WHERE 1.30 IS REQUIRED on 2.14 acres on the north side of Bonanza Road, approximately 1,550 feet east of Decatur Boulevard (APN 139-30-306-003), R-2 (Medium-Low Density Residential) Zone, Ward 5 (Crear) [PRJ-75700]. The Planning Commission (6-0 vote) and Staff recommend DENIAL.
97. SDR-75822 - SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-75819, VAR-75820 AND VAR-75821 - PUBLIC HEARING - APPLICANT/OWNER: SK USA, LLC - For possible action on a request for a Site Development Plan Review FOR A PROPOSED 18-UNIT RESIDENTIAL SUBDIVISION on 2.14 acres on the north side of Bonanza Road, approximately 1,550 feet east of Decatur Boulevard (APN 139-30-306-003), R-2 (Medium-Low Density Residential) Zone, Ward 5 (Crear) [PRJ-75700]. The Planning Commission (6-0 vote) and Staff recommend DENIAL.
98. TMP-75823 - TENTATIVE MAP RELATED TO VAR-75819, VAR-75820, VAR-75821 AND SDR-75822 - MONTAGE ESTATES - PUBLIC HEARING - APPLICANT/OWNER: SK USA, LLC - For possible action on a request for a Tentative Map FOR A THREE-LOT RESIDENTIAL SUBDIVISION on 2.14 acres on the north side of Bonanza Road, approximately 1,550 feet east of Decatur Boulevard (APN 139-30-306-003), R-2 (Medium-Low Density Residential) Zone, Ward 5 (Crear) [PRJ-75700]. The Planning Commission (6-0 vote) and Staff recommend DENIAL.
99. VAR-75829 - VARIANCE - PUBLIC HEARING - APPLICANT: JASON MAHEU - OWNER: MICHAEL AND DIANA MOORE TRUST AND MATTHEWS FAMILY TRUST - For possible action on a request for a Variance TO ALLOW 20 PARKING SPACES WHERE 32 PARKING SPACES ARE REQUIRED on 0.42 acres at 1807 West Charleston Boulevard (APN 162-04-112-021), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian) [PRJ-75798]. Staff recommends DENIAL. The Planning Commission (5-1 vote) recommends APPROVAL.
100. VAR-75832 - VARIANCE RELATED TO VAR-75829 - PUBLIC HEARING - APPLICANT: JASON MAHEU - OWNER: MICHAEL AND DIANA MOORE TRUST AND MATTHEWS FAMILY TRUST - For possible action on a request for a Variance TO ALLOW A FIVE-FOOT SIDE YARD SETBACK WHERE 10 FEET IS REQUIRED AND TO ALLOW A SIX-FOOT REAR YARD SETBACK WHERE 20 FEET IS REQUIRED on 0.42 acres at 1807 West Charleston Boulevard (APN 162-04-112-021), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian) [PRJ-75798]. Staff recommends DENIAL. The Planning Commission (5-1 vote) recommends APPROVAL.
101. SDR-75833 - SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-75829 AND VAR-75832 - PUBLIC HEARING - APPLICANT: JASON MAHEU - OWNER: MICHAEL AND DIANA MOORE TRUST AND

MATTHEWS FAMILY TRUST - For possible action on a request for a Site Development Plan Review FOR A PROPOSED 4,860 SQUARE-FOOT MEDICAL OFFICE DEVELOPMENT WITH WAIVERS TO ALLOW A SIX-FOOT LANDSCAPE BUFFER ALONG A PORTION OF THE EAST PROPERTY LINE WHERE 15 FEET IS REQUIRED; TO ALLOW A ZERO-FOOT LANDSCAPE BUFFER ALONG THE NORTH, SOUTH AND WEST PROPERTY LINE WHERE EIGHT FEET IS REQUIRED; TO ALLOW BLANK FACADES WHERE SUCH IS NOT ALLOWED; AND TO ALLOW LESS PARKING LOT LANDSCAPING THAN WHAT IS ALLOWED on 0.42 acres at 1807 West Charleston Boulevard (APN 162-04-112-021), C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian) [PRJ-75798]. Staff recommends DENIAL. The Planning Commission (4-2 vote) recommends APPROVAL.

102. VAR-75869 - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: JEANNINE LEE, ET AL - For possible action on a request for a Variance TO ALLOW FIVE PARKING SPACES WHERE 12 ARE REQUIRED on 0.16 acres at 2517 Valley Street (APN 139-36-410-015), R-3 (Medium Density Residential) Zone, Ward 3 (Coffin) [PRJ-75270]. The Planning Commission (6-0 vote) and Staff recommend DENIAL.
103. SDR-75870- SITE DEVELOPMENT PLAN REVIEW RELATED TO VAR-75869 - PUBLIC HEARING - APPLICANT/OWNER: JEANNINE LEE, ET AL - For possible action on a request for a Site Development Plan Review FOR A PROPOSED SIX-UNIT MULTI-FAMILY RESIDENTIAL DEVELOPMENT WITH WAIVERS TO ALLOW A THREE-FOOT LANDSCAPE BUFFER WIDTH ALONG THE EAST AND WEST PROPERTY LINES WHERE SIX FEET IS REQUIRED AND A FOUR-FOOT LANDSCAPE BUFFER WIDTH ALONG THE SOUTH PROPERTY LINE WHERE 10 FEET IS REQUIRED on 0.16 acres at 2517 Valley Street (APN 139-36-410-015), R-3 (Medium Density Residential) Zone, Ward 3 (Coffin) [PRJ-75270]. The Planning Commission (6-0 vote) and Staff recommend DENIAL.
104. VAR-75818 - VARIANCE - PUBLIC HEARING - APPLICANT/OWNER: SERENITY BIRTH CENTER, LLC - For possible action on a request for a Variance TO ALLOW A ZERO-FOOT SETBACK WHERE A FIVE-FOOT SETBACK IS THE MINIMUM REQUIRED FOR A PROPOSED MONUMENT SIGN at 332 South Jones Boulevard (APN 138-36-210-008), O (Office) Zone, Ward 1 (Tarkanian) [PRJ-75764]. Staff recommends DENIAL. The Planning Commission (6-0 vote) recommends APPROVAL.
105. VAR-75834 - VARIANCE - PUBLIC HEARING - APPLICANT: OSEVENA NOEL - OWNER: MARIE GENISTE - For possible action on a request for a Variance TO ALLOW A TWO-FOOT CORNER SIDE YARD SETBACK WHERE 15 FEET IS REQUIRED FOR AN EXISTING ADDITION TO A SINGLE FAMILY DWELLING AND AN EXISTING NINE-FOOT TALL PERIMETER WALL WHERE EIGHT FEET IS THE MAXIMUM ALLOWED at 500 Vincent Way (APN 138-34-711-009), R-1 (Single Family Residential) Zone, Ward 1 (Tarkanian) [PRJ-75747]. The Planning Commission (5-0 vote) and Staff recommend DENIAL.
106. SUP-75757 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT: LAUREN OWENS - OWNER: CIM/116 N. 3RD LV, LLC - For possible action on a request for a Special Use Permit FOR A PROPOSED 90 SQUARE-FOOT OFF-PREMISE SIGN USE at 116 North 3rd Street (APN 139-34-510-021), C-2 (General Commercial) Zone, Ward 5 (Crear) [PRJ-75622]. The Planning Commission (7-0 vote) and Staff recommend APPROVAL.
107. SUP-75838 - SPECIAL USE PERMIT - PUBLIC HEARING - APPLICANT/OWNER: ROMMEL V. FAJARDO AND LORENA DE LIOS FAJARDO - For possible action on a request for a Special Use Permit FOR A COMMUNITY RESIDENCE USE WITH A WAIVER TO ALLOW A 455-FOOT DISTANCE SEPARATION FROM A SIMILAR USE WHERE 660 FEET IS REQUIRED at 125 Antelope Way (APN 138-34-514-001), R-1 (Single Family Residential) Zone, Ward 1 (Tarkanian) [PRJ-75806]. Staff recommends DENIAL. The Planning Commission (4-1 vote) recommends APPROVAL.
108. VAC-75859 - VACATION - PUBLIC HEARING - APPLICANT: BP HOLDINGS, INC. - OWNER: VFR-SOUTHWEST DESERT EQUITIES, LLC - For possible action on a request for a Petition to Vacate a U.S. Government Patent Easement located on the north and east perimeter of the site and a 30-foot portion of the north half of Darling Road located east of Hualapai Way, Ward 6 (Fiore) [PRJ-75736]. Staff recommends DENIAL. The Planning Commission (4-1 vote) recommends APPROVAL.
109. SDR-75860 - SITE DEVELOPMENT PLAN REVIEW RELATED TO VAC-75859 - PUBLIC HEARING - APPLICANT: BP HOLDINGS, INC. - OWNER: VFR-SOUTHWEST DESERT EQUITIES, LLC - For possible action on a request for a Major Amendment to a previously approved Site Development Plan Review (SDR-

73576) FOR THE PROPOSED EXPANSION OF THE SUBJECT SITE AND PARKING LOT RECONFIGURATION FOR A 9,043 SQUARE-FOOT COMMERCIAL DEVELOPMENT WITH A WAIVER TO ALLOW AN EIGHT-FOOT LANDSCAPE BUFFER ON THE SOUTH PERIMETER WHERE 15 FEET IS REQUIRED on 2.02 acres at 6840 North Hualapai Way (APN 125-19-401-002), C-1 (Limited Commercial) Zone, Ward 6 (Fiore) [PRJ-75736]. Staff recommends DENIAL. The Planning Commission (4-1 vote) recommends APPROVAL.

110. DIR-76328 - PUBLIC HEARING - For possible action on an Appeal of Director's decision regarding non-acceptance of an application based upon an interpretation of qualifying "public access" as it relates to a Marijuana Dispensary use located at the northwest corner of Craig Road and Tenaya Way (APN 138-03-611-014), C-1 (Limited Commercial) Zone, Ward 4 (Anthony) [PRJ-76330]. Staff recommends DENIAL.

SET DATE

111. 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

112. 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

113. 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, 1st Floor

Clark County Government Center, 500 South Grand Central Parkway

Grant Sawyer Building, 555 East Washington Avenue

City of Las Vegas Development Services Center, 333 North Rancho Drive

EXHIBIT C

(Attach Affidavit of Publication of Filing of Ordinance)

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

**LV CITY CLERK
495 S MAIN ST
LAS VEGAS NV 89101**

**Account # 22515
Ad Number 0001046925**

RECEIVED
CITY CLERK

2019 MAY -7 P 1:29

Leslie McCormick, 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 05/02/2019 to 05/02/2019, on the following days:

05 / 02 / 19

BILL NO. 2019-14

AN ORDINANCE CONCERNING THE CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1516 - FREMONT STREET MAINTENANCE DISTRICT FY2020 (LAS VEGAS BOULEVARD TO 8TH STREET) PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF A NEIGHBORHOOD IMPROVEMENT PROJECT; ASSESSING THE COST OF THE PROJECT AGAINST THE ASSESSABLE LOTS, TRACTS, AND PARCELS OF LAND BENEFITED BY SAID IMPROVEMENTS; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN; PRESCRIBING DETAILS IN CONNECTION THEREWITH.

PUBLIC NOTICE IS HEREBY GIVEN that an adequate number of typewritten copies of the above-entitled proposed Ordinance were filed with and are available for public inspection and distribution at the office of the City Clerk of the City of Las Vegas, 495 South Main Street, Las Vegas, Nevada, and that such ordinance was proposed on the 17th day of April, 2019, and will be considered for adoption at the regular meeting of the City Council of the City of Las Vegas on the 15th day of May, 2019.

/s/ LUANN D. HOLMES, MMC
City Clerk

PUB: May 2, 2019
LV Review-Journal

/s/ 
LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 2nd day of May, 2019

Notary 

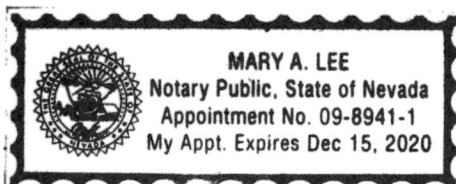


EXHIBIT D

(Attach Affidavit of Publication of Adoption of Ordinance)

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

RECEIVED
CITY CLERK

2019 MAY 22 A 11: 19

LV CITY CLERK
495 S MAIN ST
LAS VEGAS NV 89101

Account # 22515
Ad Number 0001049655

Leslie McCormick, 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 05/18/2019 to 05/18/2019, on the following days:

05 / 18 / 19

**BILL NO. 2019-14
ORDINANCE NO. 6688**

AN ORDINANCE CONCERNING THE CITY OF LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 1516 - FREMONT STREET MAINTENANCE DISTRICT FY2020 (LAS VEGAS BOULEVARD TO 8TH STREET) PROVIDING FOR THE PAYMENT OF THE COSTS AND EXPENSES OF A NEIGHBORHOOD IMPROVEMENT PROJECT; ASSESSING THE COST OF THE PROJECT AGAINST THE ASSESSABLE LOTS, TRACTS, AND PARCELS OF LAND BENEFITED BY SAID IMPROVEMENTS; RATIFYING, APPROVING AND CONFIRMING ALL ACTION PREVIOUSLY TAKEN; PRESCRIBING DETAILS IN CONNECTION THEREWITH.

PUBLIC NOTICE IS HEREBY GIVEN that the above Ordinance was proposed on April 17, 2019, and was passed at a regular meeting held on May 15, 2019, by the following vote of the City Council of the City of Las Vegas, Nevada:

Those Voting Aye:
Carolyn G. Goodman
Lois Tarkanian
Stavros S. Anthony
Bob Coffin
Michele Fiore
Cedric Crear

Those Voting Nay: None
Those Absent: None

This Ordinance shall be in full force and effect from and after May 19, 2019, i.e., the day after its publication by title only.
IN WITNESS WHEREOF, the City Council of the City of Las Vegas, Nevada, has caused this Ordinance to be published by title only.

This 15th day of May, 2019.

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

Attest:
/s/ LUANN D. HOLMES, MMC
City Clerk

PUB: May 18, 2019
LV Review-Journal


LEGAL ADVERTISEMENT REPRESENTATIVE

Subscribed and sworn to before me on this 20th day of May, 2019

Notary 

