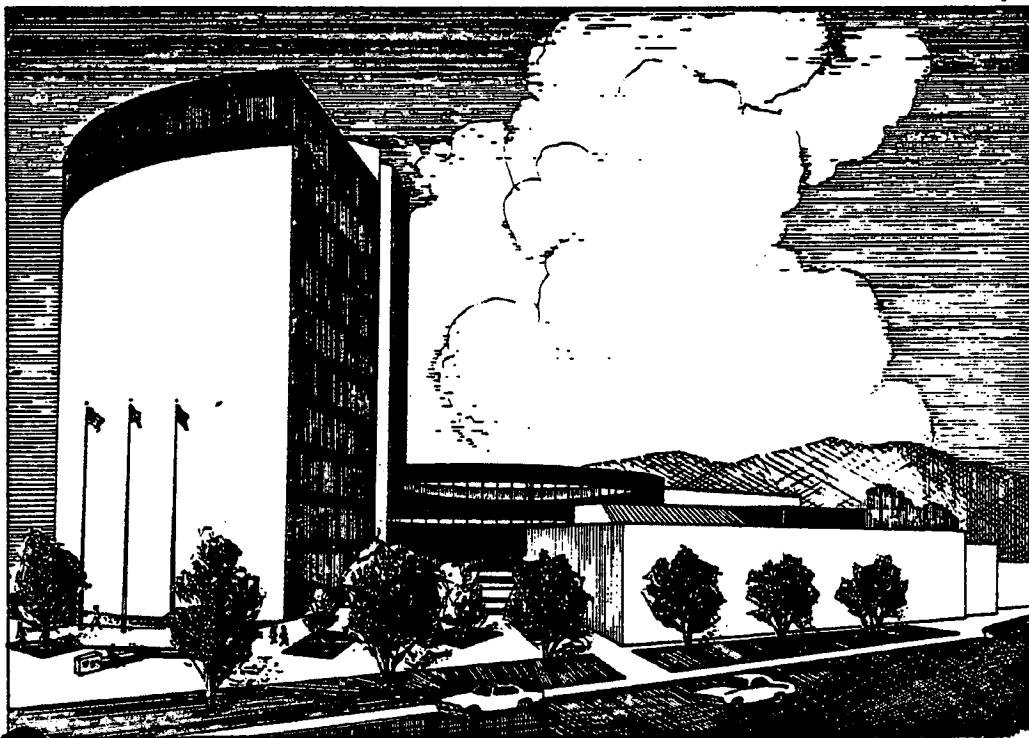




MINUTES

City of Las Vegas

CITY COUNCIL

COUNCIL CHAMBERS • 400 E. STEWART AVENUE • 386-6011

DATE: August 3, 1983

TIME: 9:45 A.M.

INVOCATION: Elder Robert J. McNutt
Westminster United Presbyterian Church

PLEDGE OF ALLEGIANCE: Given

BOARD OF CITY COMMISSIONERS

	PRESENT	ABSENT	EXCUSED
MAYOR BILL BRIARE	☒	☐	☐
COMM. PAUL J. CHRISTENSEN	☒	☐	☐
COMM. RON LURIE MAYOR PRO-TEM	☒	☐	☐
COMM. AL LEVY	☒	☐	☐
COMM. BOB NOLEN	☒	☐	☐

CITY ATTORNEY

GEORGE F. OGILVIE

☒ ☐ ☐

APPROVED BY REFERENCE Oct 19, 1983

ATTEST:

Carl A. Hawley
CITY CLERK

William A. Briare
MAYOR

**THIS MEETING
CONTAINS SOME
PAGE(S) THAT ARE
ILLEGIBLE/POOR
QUALITY**

TRANSCRIPT
RECOMMENDING COMMITTEE
JULY 18, 1983

ITEM E. - BILL NO. 83-36 - ADOPTS THE 1983 EDITION OF THE PERSONNEL POLICIES AND PROCEDURES MANUAL. Committee: Councilmen Lurie and Christensen.

COUNCILMAN CHRISTENSEN: Are all of these Bills in order?

GEORGE OGILVIE: Yes, sir.

COUNCILMAN CHRISTENSEN: There's no amendments on any of them?

GEORGE OGILVIE: No amendments on any of them.

COUNCILMAN CHRISTENSEN: Based on the fact that we have a large contingent of people here to discuss the pros and cons of these bills, I WOULD MOVE THAT WE, THAT WE . . .

COUNCILMAN LURIE: Recommend . . .

COUNCILMAN CHRISTENSEN: RECOMMEND TO THE FULL BOARD ADOPTION OF ITEMS A, B, C, D, AND E.

COUNCILMAN LURIE: Can I ask a question?

COUNCILMAN CHRISTENSEN: Yes, you can ask a question. I just put the Motion on the floor.

COUNCILMAN LURIE: We do have a Motion to have these all adopted at the the next regular, the meeting August 3rd.

COUNCILMAN CHRISTENSEN: You have a question?

COUNCILMAN LURIE: Well, just on the bill for DUI's.

(SOME DISCUSSION WAS HELD ON ITEM B.)

COUNCILMAN LURIE: Is there any other comments; any comments on the Personnel Policies and Procedures?

RUSS DORN: George might want to make some comments, and then I'd like to make some . . .

GEORGE OGILVIE: I think Mr. Cool is probably in a better position to make comments on it than I am. The changes which are in the Personnel Policies and Procedures Manual update the 1981 Edition, which was the last Edition that was adopted, by making the changes which are . . .

COUNCILMAN LURIE: What I want to do is I want to vote against Item "C" that changes the terminology to City Council from Commission. I don't particularly like that. I didn't get a chance to vote on it.

GEORGE OGILVIE: Your representative at the Legislature did.

COUNCILMAN LURIE: My representative, that's true.

RUSS DORN: Some general comments I'd like to add to George's. As the City Council's aware that we publish these Personnel Policies and Procedures Manual and every employee receives one. The last one was published in 81, and due to negotiations, changes in the State law from the 83 Legislative session, and various other changes were necessary to meet the current times. We updated this Manual and I think this is the most thorough Manual we have ever reduced and

has a cross-reference provision where people can quickly go to sections they are looking whether it's the benefits or acting pay, whatever, they need to be paid. The other thing I would like to state for the record would be the unions did receive a copy of this proposal six months ago and have gone over the proposal and they have not submitted any negative comments. This document is really a vehicle of management and labor working together as to the new collective bargaining contracts in these division . . contracts or pointed provisions. Mike, is there anything you want to add to it?

MIKE COOL: I'd just reiterate what we tried to use the best information in cross-references, putting into one document those references pertinent to the Civil Service Rules, the appropriate contracts with the Court Marshal's, Fire Fighters, CEA, and have one document they can refer to instead of having to look at this contract, this contract, this contract. So we haven't changed anything, contractual items. What we have done is put a document together that gives them a bible so-to-speak of all the current provisions that are in force right now.

COUNCILMAN CHRISTENSEN: Will this also make it easier for us if we have budget cutting to make it possible so that everybody knows what the rules are so that there is no . . .

MIKE COOL: It spells out in one place . . .

COUNCILMAN CHRISTENSEN: specifies which way you have, which kind of procedures you have to follow in terminations, and so forth.

MIKE COOL: Very definitely. It again . . .

COUNCILMAN CHRISTENSEN: And cross-references it so that the unions and everybody understands that the same as we do so that all the Statutes apply equally to everyone.

MIKE COOL: They looked at that provision very closely.

COUNCILMAN CHRISTENSEN: Good.

RUSS DORN: Personnel and the City Attorney's Office tried to combine not only the good Personnel Policies and Procedures, but all the legal ramifications that you mentioned, cognizant of all the Statutes and applicable Charters, and contracts that the employees will have to be aware of.

COUNCILMAN NOLEN: Good.

COUNCILMAN LURIE: Okay, WE HAVE A MOTION THEN TO RECOMMEND AT THE AUGUST 3rd MEETING THAT WE ADOPT THESE BILLS AS RECOMMENDED AND AS AMENDED. OKAY.

END OF DISCUSSION THIS ITEM.

kt

AGENDA

CITY COUNCIL MINUTES - AUGUST 3, 1983

City of Las Vegas

0001

August 3, 1983

Page 1

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

I. 9:45 A.M.

A. COMMUNITY RELATIONS

FULL BOARD IN ATTENDANCE

NONE

B. SPECIAL EVENTS

NONE

II. 10:00 A.M.

A. ANNOUNCEMENT RE COMPLIANCE WITH OPEN MEETING LAW

ANNOUNCEMENT MADE

B. INVOCATION

Elder Robert J. McNutt
Westminster United Presbyterian Church

INVOCATION GIVEN
BY ELDER McNUTT

C. PLEDGE OF ALLEGIANCE

PLEDGE GIVEN

D. APPROVAL OF CITY COMMISSION MEETING MINUTES

For the meetings January 19, 1983,
April 6, 1983, June 1, 1983, and
June 15, 1983.

Lurie -
APPROVED Minutes
as presented.
Unanimous

Clerk to proceed

APPROVED AGENDA ITEM

Ashley Hall

AFFIDAVIT OF POSTING

0002

(Posting required under the provisions of NRS CHAPTER 241)

STATE OF NEVADA }
 COUNTY OF CLARK } ss

Mildred Edwards
Bill Bradley, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the 29th day of July, 1983, at the hour of 9:00 AM there were posted copies of a NOTICE, the attached of which is a true and correct copy, of a REGULAR MEETING of the CITY COUNCIL of the CITY OF LAS VEGAS, NEVADA, to be held on 3rd day August, 1983, at 400 East Stewart Avenue, Las Vegas, Nevada; to be posted on Public Bulletin Board at the following locations:

1. In the United States Post Office (Downtown), 301 Stewart Avenue;
2. In the Federal Building, 300 Las Vegas Boulevard South;
3. In the Clark County Courthouse, 200 East Carson Avenue;
4. On the Public Bulletin Board at the Plaza Level of City Hall, 400 East Stewart Avenue (near the entrance to the Court Clerk's office); and
5. On the Special Public Bulletin Board at the Plaza Level of City Hall, 400 East Stewart Avenue (near the entrance to the City Council Chambers)

Mildred J. Edwards
Bill Bradley
 SIGNATURE

G. S. 1223
 DEPARTMENT

Subscribed and sworn to before me this

29th day of July, 1983

Linda M. Owens
 NOTARY PUBLIC in and for said County
 and State.

My Commission expires: 8-12-84



AFFIDAVIT OF MAILING

0003

(Mailing required under the provisions of NRS CHAPTER 241)

STATE OF NEVADA)
COUNTY OF CLARK) ss

Loretta A. Hall, an employee of the City of Las Vegas, Nevada
being first duly sworn, deposes and says that on the 29th day of
July, 83, a copy of an AGENDA (NOTICE), the attached of which is
a true and correct copy, of a REGULAR MEETING of the CITY COUNCIL of the CITY OF
LAS VEGAS, NEVADA, to be held on the 3rd of August, 83,
was deposited in the United States Mail, Postage prepaid, First Class Mail, to
each person and/or organization whose name appears in the Agenda Register main-
tained in the Office of the City Clerk as having requested, in writing, a copy
of said AGENDA (NOTICE).

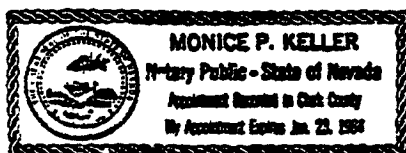
Loretta A. Hall
SIGNATURE (an employee in the Office of
the CITY CLERK)

Subscribed and sworn to before me this

2nd day of August, 1983

Monice P. Keller
NOTARY PUBLIC in and for said County
and State.

My Commission expires: 1/23/84



August 3, 1983

AGENDA*City of Las Vegas*

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

Page 2

ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITYJERRY J. CAHILL, DIRECTOR*CONSENT AGENDA

All matters listed under Item A are considered to be routine by the City Council and may be enacted by one motion. However, any item may be discussed if a Councilman or citizen so requests.

*A. GAMING -- Additional1. FOXY'S JACKPOT CITY, INC.

Foxy's Firehouse Casino
2423 Las Vegas Blvd South
12 slots

2. DOMMERMUTH ENTERPRISES, INC.

Orbit Inn Hotel & Casino
707 East Fremont
141 slots

3. RAINBOW VEGAS HOTEL,
A PARTNERSHIP

Rainbow Vegas Hotel
401 South Casino Center
6 slots

4. SCOTT PLAZA, INC.

Union Plaza Hotel & Casino
#1 Main Street
125 slots
10 Poker Tables
9 "21" Tables

Lurie -
APPROVED Items 1
thru 14.
Unanimous with the
exception that
Lurie abstained
from voting on
Item 13.

Staff to proceed

APPROVED AGENDA ITEM

AGENDA*City of Las Vegas*

August 3, 1983 0005

Page 3

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)*A. GAMING -- Additional
(cont'd)

5. EXBER, INC.

Western Hotel & Casino
899 East Fremont
3 slotsAPPROVED
See Page 2

See Page 2

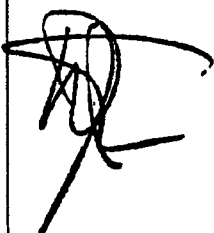
6. VRAN CORPORATION

Brothers Market
1000 North Rancho
2 slots

7. VRANESH & VRANESH, INC.

Brothers Market
1221 East Sahara
4 slots8. MAYFAIR DRUG COMPANY,
A GENERAL PARTNERSHIPDecatur Liquors
546 South Decatur
2 slotsHuntridge Tavern
1116 East Charleston
3 slots

APPROVED AGENDA ITEM



AGENDA

CITY COUNCIL MINUTES - AUGUST 3, 1983

City of Las Vegas

0006
August 3, 1983

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

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ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

*A. GAMING -- Additional
(cont'd)

APPROVED
See Page 2

See Page 2

9. KELLY'S LIQUORS, INC.

The Lift
3045 South Valley View
4 slots

10. MOJAVE PLAZA LAUNDROMAT,
A GENERAL PARTNERSHIP

Mojave Plaza Laundromat
27 North Mojave
2 slots

11. VRANESH ENTERPRISES, INC.

Stewart's Market
2021 East Stewart
6 slots

12. CASINO ELECTRONICS, INC.

Sunset Lounge
1027 South Main
9 slots

13. CASINO SERVICES

Lady Luck Casino
206 North 3rd Street
27 slots

Miss Kitty's
111 Las Vegas Blvd South
15 slots

APPROVED AGENDA ITEM

AGENDA*City of Las Vegas*

0007

August 3, 1983

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)*A. GAMING -- Additional
(cont'd)

14. WESTRONICS, INC.

El Cortez Hotel & Casino
600 East Fremont
2 slotsGolden Gate Casino
#1 East Fremont
2 slotsUnion Plaza Hotel & Casino
#1 Main Street
4 slotsAPPROVED
See Page 2

See Page 2

B. LIQUOR -- New1. *MONZULLA/KITCHEN, A
PARTNERSHIP
dba
ROUND TABLE PIZZA
804 North Decatur

Beer/Wine On-Sale License

Bruce & Donna Monzulla, 51%,
jointly as husband and wife
David & Diane Kitchen, 49%,
jointly as husband and wifeLurie -
APPROVED subject
to provisions.
Unanimous

Staff to proceed

*Subject to the provisions of the
Planning, Building, and Fire codes
and Health Department regulations

APPROVED AGENDA ITEM

AGENDA*City of Las Vegas*August 3, 1983 ⁰⁰⁰⁸

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)C. LIQUOR -- Change of Business Name

1. From: China Palace
TO: CHINA LOUNGE, INC.
dba
TONG'S PALACE
2211-A Las Vegas Blvd
South

General On-Sale
Restaurant Limited

William T. Tong, Pres,
100%

Lurie -
APPROVED
Unanimous

Staff to proceed

D. LIQUOR -- Approval of Manager

1. MARTIN COOPER
dba
LAS MARGARITAS
2101 South Decatur

General On-Sale Restaurant
Limited

Manager:
Antoinette Yacek
2. ARA LEISURE SERVICES, INC.
dba
ARA LEISURE SERVICES, INC.
850 Las Vegas Blvd North

General On-Sale License

Manager:
Marva Froelich, Division
Manager

Lurie -
APPROVED Items 1
and 2.
Unanimous

Staff to proceed

APPROVED AGENDA ITEM

AGENDA

CITY COUNCIL MINUTES - AUGUST 3, 1983

City of Las Vegas

August 3, 1983 ⁰⁰⁰⁹

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY (cont'd)

E. LIQUOR & GAMING -- Approval of Additional Officer/Director

1. CONSOLIDATED CASINO CORPORATION
and
SAHARA NEVADA CORPORATION
dba
MINT HOTEL & CASINO
100 Fremont

General On-Off Sale License
Nonrestricted Gaming

Additional Officer/Director:
James W. O'Brien, President
and Director

Lurie -
APPROVED
Unanimous

Staff to proceed

Andrew Zorne and
James O'Brien
were present in
audience.

F. GAMING -- New

1. WAGERING INFORMATION NETWORK COMPANY
dba
WINCO
4085 Nevso Drive

Race Book Information Service

Wagering Information Network Company, a partnership --
Swanson News Company, Inc.,
49%
Kenneth E. Swanson, Secy,
Treas, 50%
Kenneth C. Swanson, Pres,
Dir, 50%
Sports Form, Inc., 51%
Charles F. DiRocco, 100%

Lurie -
APPROVED
Unanimous

Staff to proceed

APPROVED AGENDA ITEM

AGENDA

CITY COUNCIL MINUTES - AUGUST 3, 1983

City of Las Vegas

0010
August 3, 1983

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

G. GAMING -- Change of Location

1. From: 3867 South Valley
View, #27

TO: B & B ENTERPRISES, INC.
dba
B & B ENTERPRISES, INC.
3111 South Valley
View, #A115

Slot Operator License

Robert Brooks, Pres.
Edwin Brooks, V.P.
Mildred Brooks, Treas.
Gary Miller, Secy.

Lurie -
APPROVED
Unanimous

Staff to proceed

H. SECONDHAND DEALERS LICENSE -- New

1. *JEFF ROBINSON
dba
ROBINSON'S USED FURNITURE
1052 South Main

Class II

Jeff Robinson, 100%

*Subject to the provisions of the
Planning, Building, and Fire codes

Lurie -
APPROVED subject
to provisions.
Unanimous

Staff to proceed

APPROVED AGENDA ITEM

AGENDA

CITY COUNCIL MINUTES - AUGUST 3, 1983

City of Las Vegas

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August 3, 1983

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

I. PRIVATE DETECTIVE LICENSE -- New

1. JAMES ASH
dba
ASH INVESTIGATIONS
2800 West Sahara, #6E

James J. Ash, 100%

Lurie -
APPROVED
Unanimous

Staff to proceed

J. BURGLAR ALARM LICENSE -- New

1. LIBERTY ALARMS
dba
LIBERTY ALARMS
1605 East Charleston, #3

Richard A. Metz, Sr., Pres,
Dir

Lurie -
APPROVED
Unanimous

Staff to proceed

K. SPECIAL EVENT LIQUOR LICENSE

1. GREENPEACE, PSW, LAS VEGAS
FIELD OFFICE

Location: 3190 West Sahara

Date: August 4, 1983

Responsible Licensee:
Bob Kostelecky
Port Tack

Lurie -
APPROVED
Unanimous

Staff to proceed

APPROVED AGENDA ITEM

AGENDA

CITY COUNCIL MINUTES - AUGUST 3, 1983

City of Las Vegas

0012

August 3, 1983

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

L. LIQUOR -- Request for Approval of
Nonoperational Status

1. MARGI KIDD
dba
MARGI'S FIESTA
1610 East Charleston

General On-Sale License

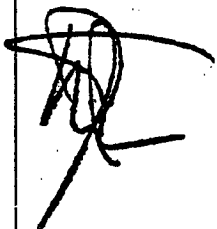
Margi Kidd, 100%

(Nonoperational status for period
2/15/83 to 5/15/83 approved
2/02/83. Nonoperational status
for period 5/15/83 to 8/15/83
approved 5/04/83. Request for
approval of extension for
additional three-month period:
8/15/83 to 11/15/83.)

Lurie -
APPROVED
Unanimous

Staff to proceed

APPROVED AGENDA ITEM



City of Las Vegas

0013

AGENDA DOCUMENTATION

Date: July 22, 1983

TO:
The City Council

FROM:
DON SAYLOR, DEPUTY CITY MANAGER

SUBJECT: DEPARTMENT OF BUSINESS ACTIVITY -- AUGUST 3, 1983 CITY COUNCIL AGENDA
LIQUOR -- Request for Approval of Nonoperational Status

PURPOSE/BACKGROUND

Item, "L", 1.

Request for approval of nonoperational status on liquor license
as follows:

1. Margi Kidd, 100%, dba Margi's Fiesta

Copy of letter dated July 20, 1983 from Charles M. Damus,
Counsel for licensee is attached.

FISCAL IMPACT


Jerry J. Cahill, Director
Department of Business Activity

RECOMMENDATIONS

Agenda Item

III L 1

0014

RECEIVED
BUSINESS ACTIVITY

Charles M. Damus, Esq. A PROFESSIONAL LAW CORPORATION
JUL 20 1983

July 20, 1983

Mayor Bill Briare
-and-
Board of City Commissioners
City of Las Vegas
400 East Stewart
Las Vegas, NV 89101

RE: Margi's Fiesta
1610 East Charleston Blvd.
Las Vegas, Nevada
General On-Sale License
License No. L04-030-4-00216

Request For Extension of Inactive Status

Honorable Mayor and Board of City Commissioners:

Pursuant to the letter from Jerry J. Cahill, Director of the Department of Business Activity, dated May 10, 1983, request is hereby made for an extension of the non-operational status of the above-referenced licensee for an additional period of ninety (90) days.

The licensee has diligently continued to relocate and negotiate a new lease with various landlords.

It is believed that the extension requested from August 15, 1983, to November 15, 1983, will assure the licensee time to negotiate a lease at a location acceptable to the Board.

Mayor Bill Briare
-and-
Board of City Commissioners
City of Las Vegas
July 20, 1983
Page Two

It is requested that you place this request on the agenda for the regular Commission meeting scheduled for August 3, 1983.

Very truly yours,



CHARLES M. DAMUS, ESQ.

CMD/psb

APPROVED:

Margi Kidd
MARGI KIDD

AGENDA*City of Las Vegas*0016
August 3, 1983

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

IV(a) ADMINISTRATIVE AGENDA
RUSSELL W. DORN, CITY MANAGER

- A. DISCUSSION AND POSSIBLE ACTION ON THE REQUEST OF NEVADA CATHOLIC WELFARE TO PURCHASE APPROXIMATELY 2.5 ACRES OF CITY-OWNED PROPERTY GENERALLY LOCATED SOUTH OF BONANZA ROAD BETWEEN MOJAVE ROAD AND 30TH STREET FOR THE CONSTRUCTION OF SENIOR CITIZEN HOUSING.
- B. CONTINUING DISCUSSION AND POSSIBLE ACTION ON A DETAILED REPORT OUTLINING THE IMPACTS AND RECOMMENDATIONS CONCERNING AFFECTED CITY SERVICES, PROGRAMS AND EMPLOYEES IF THE PROPERTY TAX IS ROLLED BACK BY A VOTE OF THE PEOPLE ON AUGUST 9, 1983.

Lurie -
Motion to table and refer to Real Estate Committee passed with Levy voting "No."

(NOTE: A motion by Levy to follow recommendations and approve request was not voted on due to the prevailing motion to table.)

Christensen -
Motion to follow the recommendations of City Manager were unanimously approved. (See backup documentation.)

Councilman Lurie publicly thanked the League of Women Voters and Channel 13 for making a forum available to debate the issues in the upcoming 8/9/83 tax election.

Agenda of Real Estate Committee, Monday, August 8, 1983.

City Manager to proceed.

City of Las Vegas

AGENDA DOCUMENTATION

Date: July 29, 1983

0017

TO: The City Council

FROM: *Russell W. Dorn*
RUSSELL W. DORN
CITY MANAGERSUBJECT: DISCUSSION AND POSSIBLE ACTION ON THE REQUEST OF NEVADA CATHOLIC WELFARE TO
PURCHASE APPROXIMATELY 2.5 ACRES OF CITY LAND LOCATED SOUTH OF BONANZA BETWEEN
MOJAVE ROAD AND 30TH STREET FOR SENIOR CITIZEN HOUSINGPURPOSE/BACKGROUND

Several months ago the City authorized the sale of approximately 2.5 acres of City-owned land to the Nevada Catholic Welfare Bureau for the development of 40 units of senior citizen housing. The purchase price was \$100,000 which was less than the appraised value but reflects the amount of money HUD would provide to the project.

The Nevada Catholic Welfare Bureau has been advised by HUD that there is additional funding available for 40 additional senior housing units if the land is obtainable from the City. Therefore, they are requesting that an additional approximately 2.5 acres of land be made available to accommodate 40 more senior citizen housing units.

At this point in time we do not know if HUD will pay the appraised value or limit its participation to \$100,000. In that we do not have a refined description of the exact amount involved, we cannot provide to you an exact figure at this time; however, I would suspect it would be approximately \$150,000 appraised value.

This project has been endorsed by the Las Vegas Housing Authority.

The plot plan of the proposed development excludes a small parcel at the southwest corner of Mojave and Bonanza which would remain City property and which could be sold at a later date for commercial purposes or used for some other City use.

FISCAL IMPACT

\$100,000 to \$150,000

RECOMMENDATIONS

The City Manager recommends that an Option to Purchase be given to the Nevada Catholic Welfare Bureau for the additional approximately 2.5 acres contingent upon the availability of HUD funding for the project and subject to a one-year time limit.

Agenda Item 8/3/83

IV(a) A.

TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 3, 1983 - 10:00 A.M. - PAGE 1018
IV(a). ADMINISTRATIVE AGENDA - RUSSELL W. DORN, CITY MANAGER - ITEM B.
CONTINUING DISCUSSION AND POSSIBLE ACTION ON A DETAILED REPORT OUTLINING THE IMPACTS
AND RECOMMENDATIONS CONCERNING AFFECTED CITY SERVICES, PROGRAMS AND EMPLOYEES IF
THE PROPERTY TAX IS ROLLED BACK BY A VOTE OF THE PEOPLE ON AUGUST 9, 1983.

MAYOR BRIARE:

The next item, Mr. Dorn.

CITY MANAGER
RUSS DORN:

Item B, Your Honor. At the Special City Council meeting of August 1, 1983, the City Manager and staff presented a detailed report outlining the impacts and recommendations concerning the affected City services, programs and employees if the property tax is rolled back by a vote of the people on August 9. The Council and public were presented a report on the City's financial conditions; i.e., the unique facts about Las Vegas; how the City has lived within its means over this difficult economic recession and shortfalls in the sales tax and various revenues; a tax history brief; revenue and expenditures, including the ending fund balances and how that has been eliminated or deteriorated to end this year with \$348,000; a detailed priority listing of City expenditures; and the potential revenue loss which includes shortfalls in this year's projections of sales tax, liquor tax and cigarette tax for 1.3 million dollars and the impact to the City's fiscal 83/84 final budget should the property tax issue be defeated totalling some 4.4 million dollars. The rollback of the property tax equaling 4.4 million dollars requires the City Council to authorize the City Manager the necessary actions needed to balance the City budget as required by State law. The City Manager recommends the following budget cuts: The termination of all hourly and temporary employees, 347. I might add that's an equivalent to 96 full-time positions. The reason for this action is by law Civil Service and labor contracts we must eliminate or terminate our temporary and hourly employees. The Recreation Department will be the most severely affected due to the seasonal and temporary employees we have in this department, such as the pools, the playgrounds, and the various utility maintenance workers for our summer and fall recreation programs. That saving would be 1.4 million dollars. Additional budget cuts from all departments in City government of the elimination of 51 budgeted positions, the elimination of 31 vehicles, the curtailment of supplies and the postponement of capital outlay programs as they relate to City services. That totals 2.2 million dollars in savings. The Metropolitan Police contribution: It was the intent of the City Council to give the Metropolitan Police Department a 2 million dollar increase, or a 11% increase of its budget from last year to the Metropolitan Police Department. Instead, the City can only afford a 1.5 million dollar increase, or still, a 9% increase over last year's budget, or the City's share. This will reduce the contribution to the Metropolitan Police Department 500 thousand dollars. In going over the budget, we went through projects and grant savings, through cost-saving ideas, proper construction management, and unallocated money or savings from grant accounts that the

TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 3, 1983 - 10:00 A.M. - PAGE 2
IV(a). ADMINISTRATIVE AGENDA - RUSSELL W. DORN, CITY MANAGER - ITEM B.
CONTINUING DISCUSSION AND POSSIBLE ACTION ON A DETAILED REPORT OUTLINING THE IMPACTS
AND RECOMMENDATIONS CONCERNING AFFECTED CITY SERVICES, PROGRAMS AND EMPLOYEES IF
THE PROPERTY TAX IS ROLLED BACK BY A VOTE OF THE PEOPLE ON AUGUST 9, 1983.

CITY MANAGER
RUSS DORN:

federal government or state government in the past year have added significant contributions, we saved 300 thousand dollars, so the total projected proposed budget cuts total 4.4 million dollars, or a 11% reduction in City services or department activities. The recommendation of the City Manager is, should the City receive a negative vote on the property tax question on August 9, the City Manager hereby requests the authorization from the Mayor and City Council to take the necessary actions needed to balance the budget.

MAYOR BRIARE:

Comments from the Council? I do wish to make a comment. I would like to compliment Councilman Lurie and the team that represented the proponents of a "yes" vote on August 9 for their very interesting debate-type program last night that was aired for an hour and a half on Channel 13. I thought all of you, Councilman Lurie, did an excellent job and I think there's one thing in here that Mr. Dorn has indicated and I would like to indicate it again to draw particular attention to the fact that the City Council was contemplating a 2 million dollar increase in new monies for the Metro Police and contemplating a million approximately for the firefighters. In the instance of Metro Police, instead of making it 2 million, it's making it a million and a half, and it's like going up to someone and saying "today I've got 2 million dollars for you." That person is going to feel pretty good. And then you go up to them the next day and say "I'm sorry, I've got a change in plans. Something happened that was unforeseen and we're only going to be able to give you a million and a half." Well, that's still, as the old saying goes, "it's better than a poke in the eye with a sharp stick." It's something the City feels very sensitive about and when a comment is made, and I don't recall whether this was made on the debate last night or whether it was reported in the newspaper, that one of the persons who wished to roll back and turn the clock back, so to speak, said that "we've never intended that any vital services should be cut out." Neither did we. In fact, I think we've demonstrated that indeed we did not intend to cut out any vital services, but the big problem, of course, is that in order to fund the vital services, something has to be cut out and we are explaining in the very best way we know how, not only at the public meeting Monday, perhaps in a short way this morning, but in a lengthy manner this evening we're trying to indicate to the general public what they could expect the City government to look like in the months and months ahead if we have to take the kind of action that is contemplated in the event of a rollback in taxes, but not to be confused with saying arbitrarily "Well, you know, we never intended to cut out any vital services." Indeed, that's to give the impression that we're zeroing in on one particular field. In the exercise of the City Manager's office and his staff, this recommendation would appear to me to be one of

TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 3, 1983 - 10:00 A.M. - PAGE 0020
IV(a). ADMINISTRATIVE AGENDA - RUSSELL W. DORN, CITY MANAGER - ITEM B.
CONTINUING DISCUSSION AND POSSIBLE ACTION ON A DETAILED REPORT OUTLINING THE IMPACTS
AND RECOMMENDATIONS CONCERNING AFFECTED CITY SERVICES, PROGRAMS AND EMPLOYEES IF
THE PROPERTY TAX IS ROLLED BACK BY A VOTE OF THE PEOPLE ON AUGUST 9, 1983.

MAYOR BRIARE:

spreading the shortfall and the possibility of a rollback of 4.4 millions of dollars. We're trying to distribute that in a manner which is, in the opinion of this Council, to be in the best interests of the citizens and the voters of the City of Las Vegas. So Councilman Lurie, you and Undersheriff Eric Cooper and Mayor Jim Seastrand from the City of North Las Vegas and County Commissioner Manny Cortez, I think, did an excellent job and I think you were quite convincing in your arguments. I'm not going to ask for a motion to that affect, but --

COUNCILMAN LEVY:

We'll find out soon.

COUNCILMAN LURIE:

I'd probably lose that motion by 3 to 2, but I appreciate your comments and I would like to publicly thank the League of Women Voters and Channel 13 for the opportunity to provide us with a forum where we could answer questions, and that is basically what we were trying to do last night is answer questions and convince the public that we do need this increase. The one thing that really concerns me is some of the discussions that have taken place about the City using scare tactics. We honestly -- my opinion is that we need the increase to maintain the high level and the quality of service that we're currently providing and we're basically doing this at 40% less in property tax than we were receiving in 1981 and '82 and I think this is an important item that we tried to get across to the public that if we're going to continue to grow and encourage new development and encourage new industry to come here to Las Vegas, we're going to have to provide good police protection, fire protection, new streets, signals, parks, work with the School District for new schools, and it's just a rippling affect that all these items fall into place. Everyone has been saying to us, "What exactly are you going to do?" Then, when we tell the people that when the tax is rolled back, this will happen, we have to be very cautious because we're dealing with an issue that affects people's lives and the health and welfare and safety of the general public, and the thing that concerns me with P.A.T.H. is that they're telling the public "don't believe what the elected officials are saying, it's just scare tactics." The tactics are not scary, but the prospects definitely are, and this is what concerns me. Members of P.A.T.H. have even went further when they have said that myself and other members of the Council have lied to the public, that the issue of pink slips was phony. I can assure the P.A.T.H. members that besides being totally inaccurate and noticeably lacking any documentation, that statement was very irresponsible. I'm sure that P.A.T.H. would not like to sit down with those 347 people and discuss with them being laid off. It would seem to me that they owe these people an apology for falsely raising their expectations that these pink slips are phony,

TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 3, 1983 - 10:00 A.M. - PAGE 4
IV(a). ADMINISTRATIVE AGENDA - RUSSELL W. DORN, CITY MANAGER - ITEM B.
CONTINUING DISCUSSION AND POSSIBLE ACTION ON A DETAILED REPORT OUTLINING THE IMPACTS
AND RECOMMENDATIONS CONCERNING AFFECTED CITY SERVICES, PROGRAMS AND EMPLOYEES IF
THE PROPERTY TAX IS ROLLED BACK BY A VOTE OF THE PEOPLE ON AUGUST 9, 1983.

COUNCILMAN LURIE: and they are not going to be implemented if we lose this issue on August 9. Hopefully, last night's debate would change many of the people who were undecided in seeing that the City of Las Vegas does need the increase to maintain our high quality of service that we're providing will not have to cut back because the recommendations the City Manager has made are all recommendations that I think we're going to have to adopt if we're not successful. Thank you.

MAYOR BRIARE: Councilman Christensen.

COUNCILMAN CHRISTENSEN: Well, Your Honor, what I've got to say is as near to this, but not directed strictly at the recommendations. I didn't watch the TV debate last night, but I know my name was mentioned prominently. The thing I value most in my political life especially, that I've tried to bring to this Commission or Council or whatever you want to call it, is my integrity. I'm frankly very sick and tired of a few people attacking my honesty right and left. I was accused last night of making a special deal with the firefighters that if they would vote for this election they would get a raise. That's an out and out blatant falsehood. I challenge anybody that can make that statement to prove that and to show me where that was done and anybody that knows me knows better than that. Now, I've sat quietly. I've tried to explain to the public what the requirements of the City are. I keep hearing these same people that are saying we're lying to the public and saying we make deals with the Fire Department and we've made deals with this and deals with, to come forth and show us those deals. Just as quickly I'd like them to come forth and say publicly to all of the citizens of this community the things they've all told us privately and that's "we're really not after the City, you're just caught in the backlash." But ask them to say that publicly and they all take a duck and run. Now, if these so-called would-be politicians and not electable candidates and defeated candidates want to continue making those comments, then I think maybe they should run for office and see how they could run the ship. I don't try to run Fairway Chevrolet. I don't try and run any of the other businesses and I'm tired of them trying to tell me what's going on in City Hall when they haven't even got the guts to read the budget. Not one of them will admit to having gone through the City's budget, yet they're all sniping at it, and sniping at me personally and I'm frankly very tired of it.

MAYOR BRIARE: Any other comments? What's the pleasure of the Council on the recommendation of the City Manager?

COUNCILMAN CHRISTENSEN: I'll move that we follow the recommendations.

MAYOR BRIARE: Comments on the motion to follow the recommendations? Cast your votes. Post. Motion is APPROVED.

City of Las Vegas

AGENDA DOCUMENTATION

0022

Date: August 2, 1983

TO:
The City CouncilFROM: *Russell W. Dorn*
RUSSELL W. DORN
CITY MANAGER

SUBJECT: CONTINUING DISCUSSION AND POSSIBLE ACTION ON A DETAILED REPORT OUTLINING THE IMPACTS AND RECOMMENDATIONS CONCERNING AFFECTED CITY SERVICES, PROGRAMS AND EMPLOYEES IF THE PROPERTY TAX IS ROLLED BACK BY A VOTE OF THE PEOPLE ON AUGUST 9, 1983.

PURPOSE/BACKGROUND

At the Special City Council meeting of August 1, 1983, the City Manager and staff presented a detailed report outlining the impacts and recommendations concerning affected City services, programs and employees, if the property tax is rolled back by a vote of the people on August 9, 1983. The Council and public were presented a report on the City's financial condition; i.e.:

1. unique facts about Las Vegas;
2. how the City has lived within its means over this difficult economic recession;
3. a tax history brief;
4. revenue and expenditures, including ending fund balances;
5. a detailed priority listing of City expenditures;
6. potential revenue losses which include shortfalls in sales, liquor and cigarette taxes and the impact to the City's FY 83/84 final budget should the property tax issue be defeated on August 9, 1983.

A rollback of property taxes equaling \$4.4 million requires the City Council to authorize the City Manager the necessary actions needed to balance the City budget as required by State law. The City Manager recommends the following budget cuts:

<u>PROPOSED BUDGET CUTS</u>	<u>AMOUNT</u>
- Termination of all Hourly/Temporary Employees - 347 (Equivalent to 96 Full-Time Employees)	\$ 1.4 M
- Additional Budget Cuts (Positions, Vehicles, Supplies & Capital Outlay)	\$ 2.2 M
- Metro Contribution Reduction (Instead of a \$2M increase, the City can only afford a \$1.5M increase.)	\$ 0.5 M
- Project/Grant Savings	\$ 0.3 M
PROPOSED CUTS	\$ 4.4 M

OR

REDUCTION 11%
(in City services)FISCAL IMPACT

\$4.4 Million.

RECOMMENDATIONS

Should the City receive a negative vote on the property tax question on August 9th, the City Manager hereby requests authorization from the Mayor and City Council to take the necessary actions needed to balance the City budget.

Agenda Item

IV(a) B.

AGENDA

CITY COUNCIL MINUTES - AUGUST 3, 1983

City of Las Vegas

0023

August 3, 1983

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

IV(b) DEPARTMENT OF FINANCIAL MANAGEMENT
MARVIN A. LEAVITT, CPA, DIRECTOR

*CONSENT AGENDA

All matters listed under Item A are considered to be routine by the City Council and may be enacted by one motion. However, any items may be discussed if a Council member or citizen so requests.

*A SERVICE AND MATERIAL WARRANTS/PAYROLL WARRANTS/OTHER WARRANTS AND INVESTMENTS

1. Service and Material Warrants
In the amount of \$2,555,281.21
2. Payroll Warrants
In the amount of \$882,450.78
3. Other Warrants and Investments
In the amount of \$360,865.64

Lurie -
APPROVED Items 1,
2 and 3.
Unanimous

Staff to proceed

APPROVED AGENDA ITEM

Ashley Hall

AGENDA*City of Las Vegas*

August 3, 1983 0025

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

Page 13

ITEM

Council Action

Department Action

IV. (c) DEPARTMENT OF PERSONNEL
& EMPLOYEE RELATIONS

MICHAEL P. COOL, DIRECTOR

AUTHORIZATION TO FILL BUDGETED
VACANCIES - CRITICAL HIRES - CITY
FUNDED - FULL TIME

NO ITEMS FOR CONSIDERATION

APPROVED AGENDA ITEM

Ashley Hall

City of Las Vegas

0026

AGENDA DOCUMENTATION

Date: August 3, 1983

TO:

The City Council

FROM:

MICHAEL P. COOL, DIRECTOR
PERSONNEL & EMPLOYEE RELATIONS

SUBJECT:

VACANCY REPORT

PURPOSE/BACKGROUND

The last vacancy report showed a total of seventy-three (73) vacancies. Since then four (4) of those vacancies have been filled and twelve (12) new vacancies incurred, making the total number of vacancies as of this report eighty-one (81).

FISCAL IMPACT

The total dollar savings realized through vacancies thus far in the new fiscal year is \$85,039. If the positions that are currently vacant were to remain vacant for the rest of fiscal year 1983-'84, the estimated total savings for the fiscal year would be \$1,658,403.

RECOMMENDATIONS

Agenda Item

IV(c)

AGENDA*City of Las Vegas*

0027

August 3, 1983

Page 14

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

IV (g) DEPARTMENT OF GENERAL SERVICESDAN R. PILKINGTON, DIRECTOR***CONSENT AGENDA**

All items listed under Items *A, *B, and *C are considered to be routine by the City Council and may be enacted by one motion. However, any item may be discussed if a Council member or citizen so requests.

PURCHASING & CONTRACTS DIVISION***A. AWARD OF BIDS**

1. Turf Care Equipment
Department of General Services
2. Traffic Lane Markers
Department of Engineering Services

***B. ANNUAL BID AWARDS**

1. Tree Trimming
Department of Recreation and Leisure Activities
2. Litter Abatement
Department of Engineering Services
3. Expendable Belts, Pulleys, and Hoses
Department of Public Services

***C. PURCHASE ORDER APPROVAL**

1. Driver/Vehicle Rental
Department of Recreation and Leisure Activities
2. Equipment Maintenance
Department of Management Information Services

Lurie -
APPROVED all items
under A, B and C
with item C-1
subject to cancellation
if the 8/9 election
results in the taxes
being rolled back.
Unanimous

Staff to proceed

APPROVED AGENDA ITEM

Ashley Hall

City of Las Vegas

0028

AGENDA DOCUMENTATIONDate: JULY 22, 1983TO: The City CouncilFROM: ASHLEY HALL,
DEPUTY CITY MANAGERSUBJECT: AGENDA - CITY COUNCIL MEETING AUGUST 3, 1983
IV (g) DEPARTMENT OF GENERAL SERVICESPURPOSE/BACKGROUND*A. AWARD OF BIDS

1. <u>BID TITLE:</u>	TURF CARE EQUIPMENT	<u>BID NUMBER:</u>	83.3460.5
<u>ITEM:</u>	CAPITAL EQUIPMENT	<u>ESTIMATE:</u>	\$78,000.00
<u>DEPARTMENT:</u>	GENERAL SERVICES	<u>INVITATIONS MAILED:</u>	10
<u>FUNDING:</u>	CONVENTION AUTHORITY GRANT	<u>RESPONSES RECEIVED:</u>	4

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO REPLACE EQUIPMENT WORN OUT IN SERVICE AND TO OBTAIN ADDITIONAL EQUIPMENT TO MAINTAIN BASEBALL DIAMONDS.

BID ABSTRACT SUMMARY

			<u>BID GROUP</u>				
			<u>I</u>	<u>II</u>	<u>III</u>	<u>IV</u>	<u>V</u>
NORTON CORP.	NORTH LAS VEGAS	NV	\$23,970.00	\$27,640.00	\$ 8,300.00	\$7,795.00	\$2,458.00
LYLES	LAS VEGAS	NV	NO BID	\$32,966.00	NO BID	NO BID	NO BID
A & A	LAS VEGAS	NV	NO BID	NO BID	\$12,300.00	NO BID	NO BID
B. HAYMAN	SANTA FE SPRINGS	CA	NO BID	\$33,216.00	NO BID	NO BID	NO BID

STAFF RECOMMENDATION OF AWARDTHAT THE LOW BID BE AWARDED TO:

NORTON CORP. NORTH LAS VEGAS NV \$70,163.00 (BID GROUPS I THROUGH V)

FISCAL IMPACT

FUNDS BUDGETED FOR FISCAL YEAR 83-84. FUNDS ARE AVAILABLE FROM A CONVENTION AUTHORITY GRANT.

RECOMMENDATIONS

THE DEPARTMENT OF GENERAL SERVICES HAS INDICATED THAT THIS ITEM IS IN ORDER BASED ON THE RECOMMENDATIONS OF THE USING AGENCIES.

IT IS THE RECOMMENDATION OF THE OFFICE OF THE CITY MANAGER THAT THIS ITEM BE AWARDED.

Dan R. Pilkington
Dan R. Pilkington, Director
Department of General Services

Agenda Item

SECTION A PAGE 1
IV (g)

City of Las Vegas

AGENDA DOCUMENTATION

Date: JULY 22, 1983TO:
The City CouncilFROM:
ASHLEY HALL,
DEPUTY CITY MANAGERSUBJECT: AGENDA - CITY COUNCIL MEETING AUGUST 3, 1983
IV (g) DEPARTMENT OF GENERAL SERVICESPURPOSE/BACKGROUND*A. AWARD OF BIDS

2. <u>BID TITLE:</u>	PAVEMENT MARKERS AND EPOXY	<u>BID NUMBER:</u>	83.1730.9
<u>ITEM:</u>	EXPENDABLE	<u>ESTIMATE:</u>	\$8,250.00
<u>DEPARTMENT:</u>	ENGINEERING SERVICES	<u>INVITATIONS MAILED:</u>	7
<u>FUNDING:</u>	GENERAL FUND	<u>RESPONSES RECEIVED:</u>	3

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO PROVIDE REPLACEMENTS FOR USE ON CITY STREETS AS REQUIRED BY THE TRAFFIC ENGINEERING DIVISION.

BID ABSTRACT SUMMARY

MARKER SUPPLY COMPANY	SOUTH EL MONTE	CA	\$ 9,075.00
BAUER COATINGS AND CHEMICALS	LOS ANGELES	CA	\$ 9,240.00
HIGHWAY CERAMICS	YUMA	AZ	\$11,575.00

STAFF RECOMMENDATION OF AWARDTHAT THE LOW BID BE AWARDED TO:

MARKER SUPPLY COMPANY	SOUTH EL MONTE	CA	\$ 9,075.00
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FISCAL IMPACT

FUNDS BUDGETED FOR FISCAL YEAR 83-84. FUNDS ARE AVAILABLE IN THE GENERAL FUND.

RECOMMENDATIONS

THE DEPARTMENT OF GENERAL SERVICES HAS INDICATED THAT THIS ITEM IS IN ORDER BASED ON THE RECOMMENDATIONS OF THE USING AGENCIES.

IT IS THE RECOMMENDATION OF THE OFFICE OF THE CITY MANAGER THAT THIS ITEM BE AWARDED.

Dan R. Pilkington
Dan R. Pilkington, Director
Department of General Services

Agenda Item

SECTION A PAGE 2
IV (g)

City of Las Vegas

0030

AGENDA DOCUMENTATION

Date: JULY 22, 1983TO:
The City CouncilFROM:
ASHLEY HALL,
DEPUTY CITY MANAGERSUBJECT: AGENDA - CITY COUNCIL MEETING AUGUST 3, 1983
IV (g) DEPARTMENT OF GENERAL SERVICESPURPOSE/BACKGROUND*B. ANNUAL BID AWARD

1. <u>BID TITLE:</u>	TREE TRIMING, HIGH RISE	<u>BID NUMBER:</u>	83.9999.55
<u>ITEM:</u>	SERVICES,	<u>ESTIMATE:</u>	\$30,000.00 ANNUALLY
<u>DEPARTMENT:</u>	RECREATION AND LEISURE ACTIVITIES	<u>INVITATIONS MAILED:</u>	13
<u>FUNDING:</u>	GENERAL FUND	<u>RESPONSES RECEIVED:</u>	2

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO PRUNE AND TRIM TREES ABOVE TWENTY (20) FEET HIGH WHICH HINDER LINE OF SIGHT AT TRAFFIC SIGNALS OR OTHER INFORMATIONAL DEVICES OR WHICH MAY PRESENT A HAZARDOUS SITUATION IF NOT PRUNED OR TRIMMED.

BID ABSTRACT SUMMARY

			<u>TOTAL UNIT PRICE</u>
DAVEY TREE SURGERY CO.	LAS VEGAS	NV	\$ 92.00
JOE GUSKI TREE SERVICE	LAS VEGAS	NV	\$145.00

STAFF RECOMMENDATION OF AWARDTHAT THE LOW BID BE AWARDED TO:

DAVEY TREE SURGERY CO.	LAS VEGAS	NV	\$ 92.00 UNIT PRICE (\$30,000.00 ANNUALLY)
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FISCAL IMPACT

FUNDS BUDGETED FOR FISCAL YEAR 83-84. FUNDS ARE AVAILABLE IN THE GENERAL FUND.

RECOMMENDATIONS

THE DEPARTMENT OF GENERAL SERVICES HAS INDICATED THAT THIS ITEM IS IN ORDER BASED ON THE RECOMMENDATIONS OF THE USING AGENCIES.

IT IS THE RECOMMENDATION OF THE OFFICE OF THE CITY MANAGER THAT THIS ITEM BE AWARDED.

Dan R. Pilkington
Dan R. Pilkington, Director
Department of General Services

Agenda Item

SECTION B PAGE 1
IV (g)

City of Las Vegas

0031

AGENDA DOCUMENTATION

Date: JULY 22, 1983TO:
The City CouncilFROM:
ASHLEY HALL,
DEPUTY CITY MANAGERSUBJECT: AGENDA - CITY COUNCIL MEETING - AUGUST 3, 1983
IV (g) DEPARTMENT OF GENERAL SERVICESPURPOSE/BACKGROUND*8. ANNUAL BID AWARD

2. <u>BID TITLE:</u>	ANNUAL LITTER ABATEMENT	<u>BID NUMBER:</u>	83.9999.81
<u>ITEM:</u>	SERVICES	<u>ESTIMATE:</u>	\$650.00 UNIT PRICE
		<u>ANNUAL ESTIMATE:</u>	\$46,875.00
<u>DEPARTMENT:</u>	ENGINEERING SERVICES	<u>INVITATIONS MAILED:</u>	9
<u>FUNDING:</u>	PUBLIC SERVICES REIMBURSEMENT	<u>RESPONSES RECEIVED:</u>	2

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO CLEAN UP PROPERTY LEFT UNATTENDED BY OWNERS. THE CITY OF LAS VEGAS, BY ORDINANCE, ESTABLISHED THAT OWNERS OF PROPERTY LOCATED WITHIN THE CITY OF LAS VEGAS SHALL MAINTAIN THAT PROPERTY EVEN IF IT IS UNOCCUPIED.

BID ABSTRACT SUMMARY

			<u>TOTAL UNIT PRICE</u>
WAYNE'S TRUCKING	LAS VEGAS	NV	\$ 442.00
R. C. BECKETT CONSTRUCTION	LAS VEGAS	NV	\$1,032.00

STAFF RECOMMENDATION OF AWARDTHAT THE LOW BID BE AWARDED TO:

WAYNE'S TRUCKING	LAS VEGAS	NV	\$ 442.00 UNIT PRICE
			ESTIMATED ANNUAL USAGE: \$46,875.00

AUTHORIZE THE DEPARTMENT OF GENERAL SERVICES TO EXTEND THE CONTRACT AN ADDITIONAL TWELVE (12) MONTHS AT THE END OF THE ORIGINAL CONTRACT IF PRICES CAN BE NEGOTIATED THAT ARE NOT MORE THAN TEN PERCENT (10%) OF THE ORIGINAL CONTRACT PRICES. THE EXTENSION PROVISION WAS MADE A PART OF THE INVITATION FOR BID CONDITIONS TO WHICH ALL PROSPECTIVE BIDDERS AGREED.

FISCAL IMPACT

FUNDS BUDGETED FOR FISCAL YEAR 83-84. FUNDS ARE AVAILABLE FROM PUBLIC SERVICES REIMBURSEMENT.

RECOMMENDATIONS

THE DEPARTMENT OF GENERAL SERVICES HAS INDICATED THAT THIS ITEM IS IN ORDER BASED ON THE RECOMMENDATIONS OF THE USING AGENCIES.

IT IS THE RECOMMENDATION OF THE OFFICE OF THE CITY MANAGER THAT THIS ITEM BE AWARDED.


Dan R. Pilkington, Director
Department of General Services

Agenda Item

SECTION 8 PAGE 2
IV (g)

City of Las Vegas

0032

AGENDA DOCUMENTATION

Date: JULY 22, 1983

TO:
The City CouncilFROM:
ASHLEY HALL,
DEPUTY CITY MANAGERSUBJECT: AGENDA - CITY COUNCIL MEETING - AUGUST 3, 1983
IV (g) DEPARTMENT OF GENERAL SERVICESPURPOSE/BACKGROUND*8. ANNUAL BID AWARD

3. <u>BID TITLE:</u>	ANNUAL BELTS, PULLEYS, HOSE AND HOSE FITTINGS	<u>BID NUMBER:</u>	83.9999.70
<u>ITEM:</u>	EXPENDABLE SUPPLIES	<u>ESTIMATE:</u>	\$5,000.00 ESTIMATED ANNUAL USAGE
<u>DEPARTMENT:</u>	PUBLIC SERVICES	<u>INVITATIONS MAILED:</u>	15
<u>FUNDING:</u>	MAINTENANCE	<u>RESPONSES RECEIVED:</u>	2

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO STOCK AND REPLACE VARIOUS HOSES AND HOSE FITTINGS
USED IN THE PROGRAMMED MAINTENANCE SCHEDULE FOR ALL CITY OWNED EQUIPMENT.

BID ABSTRACT SUMMARY

NEVADA HOUSE OF HOSE	LAS VEGAS	NV	7,450 POINTS
E & M INDUSTRIAL HARDWARE	LAS VEGAS	NV	3,550 POINTS

STAFF RECOMMENDATION OF AWARDTHAT THE HIGH POINT BID BE AWARDED TO:

NEVADA HOUSE OF HOSE	LAS VEGAS	NV	7,450 POINTS
	ESTIMATED ANNUAL USAGE:		\$5,000.00

FISCAL IMPACT

FUNDS BUDGETED FOR FISCAL YEAR 83-84. FUNDS ARE AVAILABLE IN THE GENERAL FUND.

RECOMMENDATIONS

THE DEPARTMENT OF GENERAL SERVICES HAS INDICATED THAT THIS ITEM IS IN ORDER BASED ON
THE RECOMMENDATIONS OF THE USING AGENCIES.

IT IS THE RECOMMENDATION OF THE OFFICE OF THE CITY MANAGER THAT THIS ITEM BE AWARDED.


Dan R. Pilkington, Director
Department of General Services

Agenda Item

SECTION 8 PAGE 3
IV (g)

0033

City of Las Vegas

AGENDA DOCUMENTATION

Date: JULY 22, 1983

TO: The City Council

FROM: ASHLEY HALL,
DEPUTY CITY MANAGERSUBJECT: AGENDA - CITY COUNCIL MEETING - AUGUST 3, 1983
IV (g) DEPARTMENT OF GENERAL SERVICESPURPOSE/BACKGROUND*C. PURCHASE ORDER APPROVAL

1. <u>ITEM:</u>	SERVICE	<u>PURCHASE REQUEST:</u>	2621-1947
<u>DESCRIPTION:</u>	DRIVER/VEHICLE RENTAL	<u>FUNDING:</u>	GENERAL
<u>DEPARTMENT:</u>	RECREATION AND LEISURE ACTIVITIES	<u>ESTIMATE:</u>	\$8,000.00

NEED FOR PURCHASE

THE NEED FOR THIS SERVICE STEMS FROM THE REQUIREMENT TO FURNISH QUALIFIED
TRANSPORTATION FOR THE CITY'S SUMMER RECREATION PROGRAMS.

STAFF RECOMMENDATIONFOR PURCHASE ORDER APPROVAL

CLARK COUNTY SCHOOL DISTRICT	LAS VEGAS	NV	\$8,000.00
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FISCAL IMPACT

FUNDS BUDGETED FOR FISCAL YEAR 83-84. FUNDS ARE AVAILABLE IN THE GENERAL FUND.

RECOMMENDATIONS

THE DEPARTMENT OF GENERAL SERVICES HAS INDICATED THAT THIS ITEM IS IN ORDER BASED ON
THE RECOMMENDATIONS OF THE USING AGENCIES.

IT IS THE RECOMMENDATION OF THE OFFICE OF THE CITY MANAGER THAT THIS ITEM BE AWARDED.


Dan R. Pilkington, Director
Department of General Services

Agenda Item

SECTION C PAGE 1
IV (g)

City of Las Vegas

AGENDA DOCUMENTATION

0034

Date: JULY 22, 1983TO:
The City CouncilFROM:
ASHLEY HALL,
DEPUTY CITY MANAGERSUBJECT: AGENDA - CITY COUNCIL MEETING - AUGUST 3, 1983
IV (g) DEPARTMENT OF GENERAL SERVICESPURPOSE/BACKGROUND*C. PURCHASE ORDER APPROVAL

2. <u>ITEM:</u>	SERVICE	<u>PURCHASE REQUEST:</u>	6091-489, 490, 491, AND 496
<u>DESCRIPTION:</u>	MAINTENANCE OF DATA PROCESSING EQUIPMENT	<u>FUNDING:</u>	SPECIAL REVENUE AND GENERAL FUND
<u>DEPARTMENT:</u>	MANAGEMENT INFORMATION SERVICES	<u>ESTIMATE:</u>	\$190,000.00

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO INSURE THAT PROPER MAINTENANCE AND SERVICE ARE PERFORMED ON THE CITY'S HIGHLY COMPLEX DATA PROCESSING EQUIPMENT SYSTEM. SOLE SOURCE

STAFF RECOMMENDATIONFOR PURCHASE ORDER APPROVAL

BURROUGHS CORPORATION	LAS VEGAS	NV	\$186,506.16
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FISCAL IMPACT

FUNDS BUDGETED FOR FISCAL YEAR 83-84. FUNDS ARE AVAILABLE IN THE GENERAL FUND AND THE SPECIAL REVENUE FUND.

RECOMMENDATIONS

THE DEPARTMENT OF GENERAL SERVICES HAS INDICATED THAT THIS ITEM IS IN ORDER BASED ON THE RECOMMENDATIONS OF THE USING AGENCIES.

IT IS THE RECOMMENDATION OF THE OFFICE OF THE CITY MANAGER THAT THIS ITEM BE AWARDED.

Dan R. Pilkington
Dan R. Pilkington, Director
Department of General Services

Agenda Item

SECTION C PAGE 2
IV (g)

AGENDA*City of Las Vegas*

0035

August 3, 1983

Page 15

CITY COUNCIL

COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Council Action

Department Action

IV (i). DEPARTMENT OF ENGINEERING SERVICESC. E. GILPIN, DIRECTOR*CONSENT AGENDA

All matters listed under Items A and B, recommended for approval by the staff, are considered to be routine by the City Council and may be enacted by one motion. However, any item may be discussed if a Council member or citizen so requests.

*A. APPROVAL OF SUBDIVISION MAPS

It is recommended that the following final maps be approved subject to posting of bonds and signing of agreements and plans within thirty days. All engineering designs are being processed.

1. West Meadows. (Chism Homes, Inc. - property generally located on the west side of Jones Blvd., north of Vegas Drive, No. of lots: 26, No. of acres: 4.59, Zoned R-CL)

2. Willowcrest Unit No. 2. (Collins Home Manufacturing - property generally located on the southeast corner of Westcliff Drive and Durango Drive, No. of lots: 139, No. of acres: 21.5, Zoned R-CL)

3. Breezewood Unit #1. (Nevada Escrow Services - property generally located on the north side of Monroe Ave., east of Lamb Blvd., No. of lots: 42, No. of acres: 5.7, Zoned R-CL)

4. Lewis Homes-Rainbow Vista #1. (Lewis Homes of Nevada - property generally located on the northwest corner of Jones Blvd. and Washington Ave. No. of lots: 116, No. of acres: 20.0, Zoned R-1 and R-CL)

Lurie -
APPROVED Items A-1,
A-2, A-3, A-5;
Items B-1 thru B-5
and Items C-1 thru
C-9.
Unanimous

Staff to proceed

Lurie -
APPROVED as
recommended.
Unanimous

NOTE: Action taken in PM Session
in conjunction with X-B.

APPROVED AGENDA ITEM

AGENDA*City of Las Vegas*0036
August 3, 1983
Page 16CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

IV (i). DEPARTMENT OF ENGINEERING SERVICES
(Continued)

*A. APPROVAL OF SUBDIVISION MAPS (Continued)

5. Sandhill Villas - Units 1-6. (Porter)
Construction - property generally
located on the east side of Sandhill Rd.,
south of Owens Ave., No. of lots: 88,
No. of acres: 5.8, Zoned R-PD 15)

Lurie -
APPROVED Items A-1,
A-2, A-3, A-5;
Items B-1 thru B-5
and Items C-1 thru
C-9.
Unanimous

Staff to proceed

*B. ACCEPTANCE OF RIGHT OF WAY ITEMS

1. Grant Deed

From: Sunkist Service Company
a Nevada Corporation
To: City of Las Vegas
For: Portion of SW-1/4,
Sec. 23, T20S, R60E
Marathon Drive
(7/12/83)

(See Approving
Motion above.)

Staff to proceed

2. Grant Deed

From: Jerome Mosley and
Delores V. Mosley, hus-
band and wife as joint
tenants
To: City of Las Vegas
For: Portion of NE-1/4,
Sec. 28, T20S, R61E
Highland Ave. (7/8/83)

3. Quit Claim Deed

From: Susan Anne Pinjuv,
Trustee for Christina
Marie Pinjuv, a minor
by judgement dated
October 11, 1971
To: City of Las Vegas
For: Portion of NE-1/4,
Sec. 28, T20S, R61E
Highland Ave. (5/25/83)

4. Right of Way Grant for Underground
Drainage Pipe Purpose

From: County of Clark
To: City of Las Vegas
For: Portion of SE-1/4,
Sec. 25, T20S, R61E
Pecos Rd. Project
(7/5/83)

AGENDA*City of Las Vegas*

0037

August 3, 1983

Page 17

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

IV (i). DEPARTMENT OF ENGINEERING SERVICES
(Continued)*B. ACCEPTANCE OF RIGHT OF WAY ITEMS
(Continued)

5. Right of Way Grant
 From: City of Las Vegas
 To: Nevada Power Company
 For: Portion of SE-1/4,
 Sec. 27, T20S, R61E
 New Fire Station #1
 Site

Lurie -
 APPROVED Items A-1,
 A-2, A-3, A-5;
 Items B-1 thru B-5
 and Items C-1 thru
 C-9.
 Unanimous

Staff to proceed

C. REPORTS/ACTION

1. Request for a sewer connection at
 7615 No. Decatur Blvd.

See Approving Motion
 above.

Staff to proceed

2. Request for a sewer connection at
 3165 Terry Street.

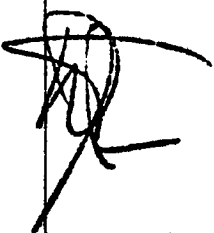
Staff to proceed

3. Request for an Encroachment Agree-
 ment at 401 So. 6th Street.

Staff to proceed

4. Agreement with Nevada Department of
 Transportation for installation of
 traffic signals at Eastern Avenue and
 I-515 (No. NM-210-83-012).

Staff to proceed

APPROVED AGENDA ITEM


City of Las Vegas

AGENDA DOCUMENTATION

0038

Date: July 21, 1983

TO: The City Council

FROM: DON J. SAYLOR
DEPUTY CITY MANAGER

SUBJECT: REQUEST FOR A SEWER CONNECTION AT 7615 N. DECATUR BLVD.

PURPOSE/BACKGROUND

Shell Oil Co. requests that it be allowed to connect an existing service station to the City sanitary sewer system. The station is located at the northwest corner of Decatur Blvd. and Vegas Drive, in the unincorporated area of Clark County.

There is an existing City of Las Vegas 18" sewer line available nearby in Vegas Drive.

The property is contiguous to the City Limits.

The representative of the firm has signed a Sewer Connection Agreement and an Annexation Petition.

FISCAL IMPACT

\$2616.25 connection fee, plus \$351.07 per year (City of Las Vegas service charge plus 50%) until annexation.

RECOMMENDATIONS

The Director of Engineering Services recommends that the City Council authorize the Mayor, on behalf of the City Council, to execute the agreement.

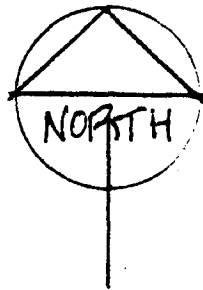

C. E. GILPIN
Director of Engineering Services

Agenda Item 8/3/83

IV (1). C. 1.

UNINCORPORATED

AREA



OF

CLARK

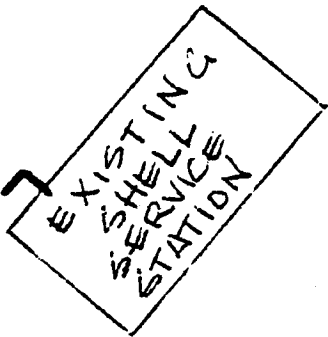
COUNTY

70' R/W

CITY
OF
LAS
VEGAS

LIMITS

150'



PROPOSED 4"
SEWER LATERAL

EXISTING
CURB

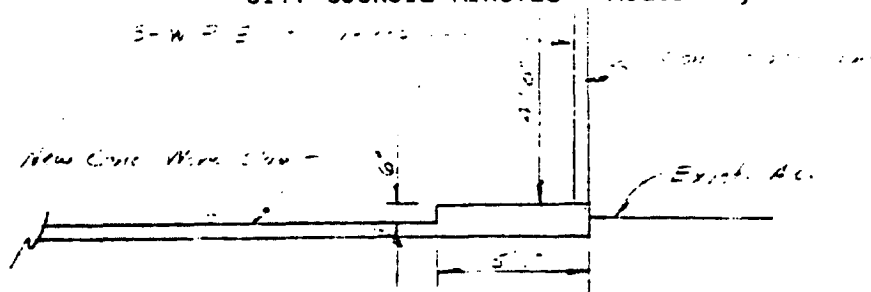
40' R/W

VEGAS DR.

EXISTING 18" SEWER

N(1) C.1

DECATUR BLVD.



WORK SLAB DETAIL

NO. 1010

NOTE: 1/2" NEW WORK SPACING REQUIRED

To C.L.V: Request sewer
connection to
VEGAS DR.

R.E. LARSEN, SHELL OIL

MARK	DATE	DESCRIPTION	APPROVED
10	9/1/83	2nd NEW CONC. TILE PIPE	
9			
8			
7			
6	1-29-83	25' BUILT	RCB
5		EXCAVATED	RCB
4			
3	8-26-83	REV. SEWER	RCB
2	5-16-83	25' BUILT	RCB
1	5-16-83	NEW CONC. LOG. S.F. 10' x 5' + REMOVAL OF PIPE	RCB

LIST OF CHANGES

SHELL OIL COMPANY

LOS ANGELES DIVISION

ENGINEERING DEPT.

LOS ANGELES

PLOT PLAN
DECATUR BLVD. & VEGAS DR.
CLARK COUNTY, NEVADA

SCALE 1" = 8'

DATE 4-5-83

DRAWN BY RCB/TRD BY

CHECKED BY

CHECK APPR.

APPROVED

Z-29138-10

C.V.I.C.1

City of Las Vegas

0041

AGENDA DOCUMENTATION

Date: July 21, 1983

TO: The City Council

FROM: DON J. SAYLOR
DEPUTY CITY MANAGER

SUBJECT: REQUEST FOR A SEWER CONNECTION AT 3165 TERRY STREET

PURPOSE/BACKGROUND

Mikkel and Terri Anderson request that they be allowed to connect an existing residence to the City sanitary sewer system. The residence is located south of Cheyenne Ave., east of Jones Blvd., in the unincorporated area of Clark County. There is an existing City of Las Vegas 8" sewer line nearby in Terry Street.

The property is contiguous to the City Limits.

The owners have signed a Sewer Connection Agreement and an Annexation Petition.

FISCAL IMPACT

\$575.00 connection fee, plus \$79.29 per year (City of Las Vegas service charge plus 50%) until annexation.

RECOMMENDATIONS

The Director of Engineering Services recommends that the City Council authorize the Mayor, on behalf of the City Council, to execute the agreement.



C. E. GILPIN
Director of Engineering Services

Agenda Item 8/3/83

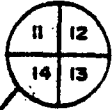
IV (1) C. 2.

0042

OF
VEGAS

EXISTING 8"
CLV SEWER

CITY LIMITS



CHEYENNE

50'

CITY
LAS

PROPOSED
CONNECTION

3165

ROWLAND
AVENUE

30'

HALEY

AVENUE

30'

UNINCORPORATED
AREA OF
CLARK
COUNTY

BLVD.

100' x 10' x 10'

JONES

TERRY

32
33
34
35
36
37
38
39
40

3025
3021
3017
3013
3009
3005
3001

DRIVE

CROSSWAY

CITY OF LAS VEGAS



CHARLESTON HEIGHTS TRACT NO. 55-A
" " " " " B
" " " " NO. 55-C

14(i) c.2

City of Las Vegas

AGENDA DOCUMENTATION

Date: July 21 1983

TO: The City Council

FROM: DON J. SAYLOR
DEPUTY CITY MANAGER

SUBJECT: REQUEST FOR AN ENCROACHMENT AGREEMENT AT 401 SO. 6th STREET

PURPOSE/BACKGROUND

Andre Rochat requests approval of landscaping and parking in the public right of way adjacent to Andre's Restaurant at 6th Street and Lewis Avenue.

Mr. Rochat proposes to:

1. Construct a 5' wide meandering sidewalk on Lewis Avenue in order to provide curbside access while preserving the existing mature Mulberry trees.
2. Construct a 3' wide paved parking strip on 7th Street between the property line and the existing sidewalk.

Mr. Rochat has signed an Encroachment Agreement which has conditions of removal, maintenance and liability.

FISCAL IMPACT

None.

RECOMMENDATIONS

The Director of Engineering Services recommends that the City Council authorize the Mayor, on behalf of the City Council, to execute the agreement.



C. E. GILPIN
Director of Engineering Services

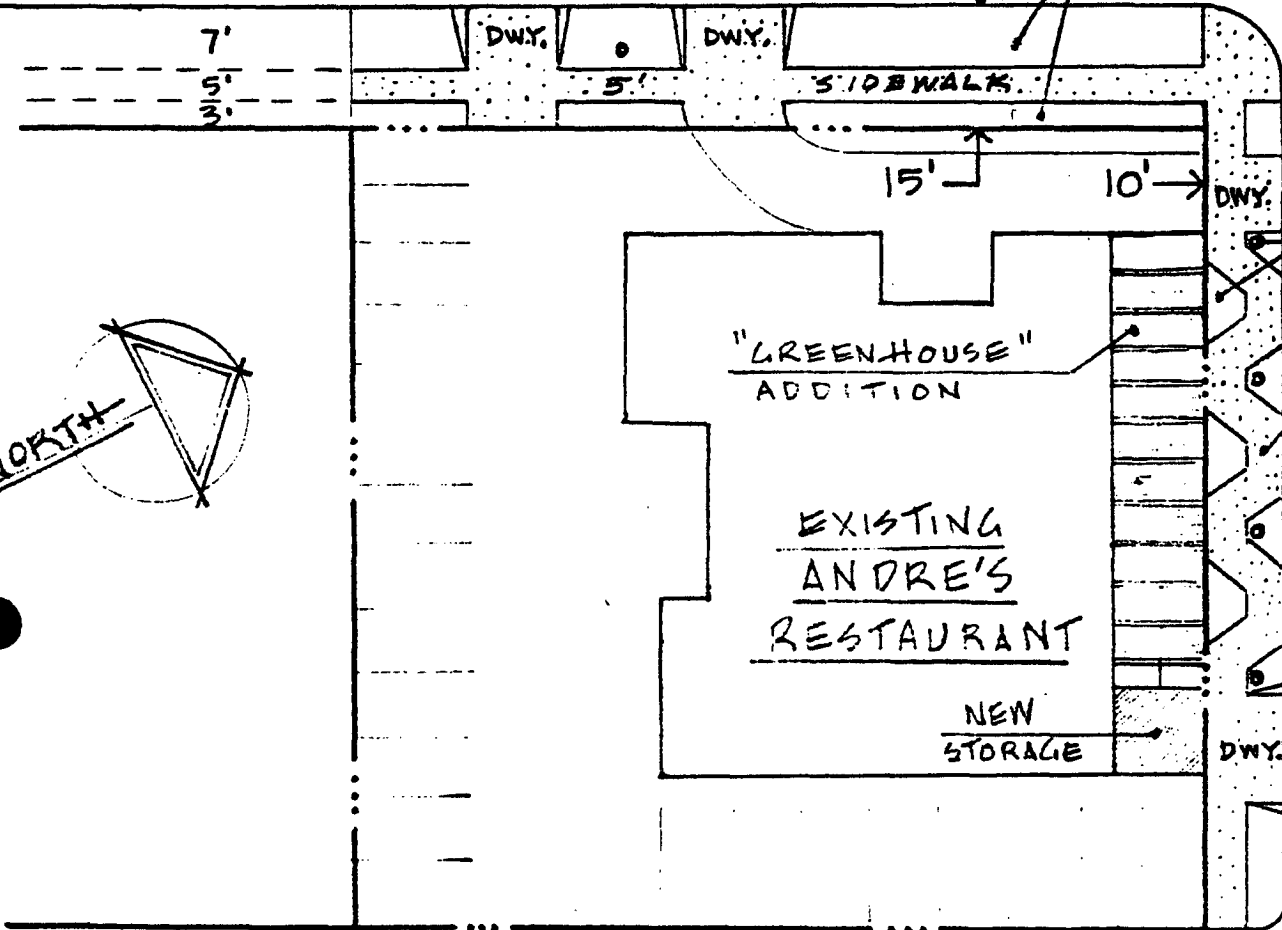
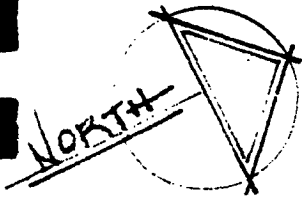
Agenda Item 8/3/83

IV (i). C. 3.

6 TH. STREET

TYPICAL LANDSCAPING
ENCROACHMENT AREAS

0044

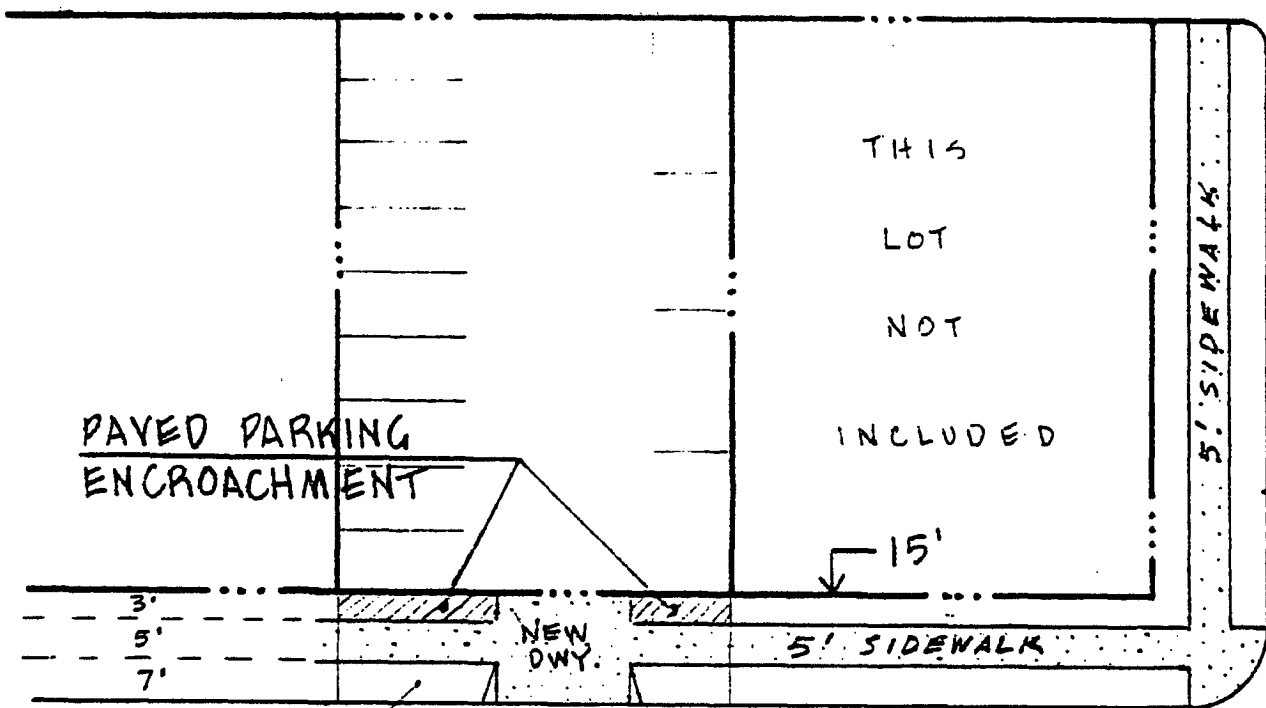


EXISTING
TREES &
LAWN

PROPOSED
5' SIDEWALK

A VENUE

A L L E Y



EXISTING
CURB

L E W I S

7 TH. STREET

0045

Dennis Dean, Contractor

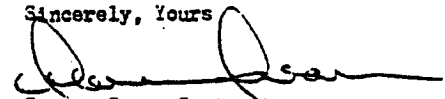
3463 Prosser Avenue
Las Vegas, Nevada 89102
(702) 362-4230

Engineering Services
City of Las Vegas

7/15/83

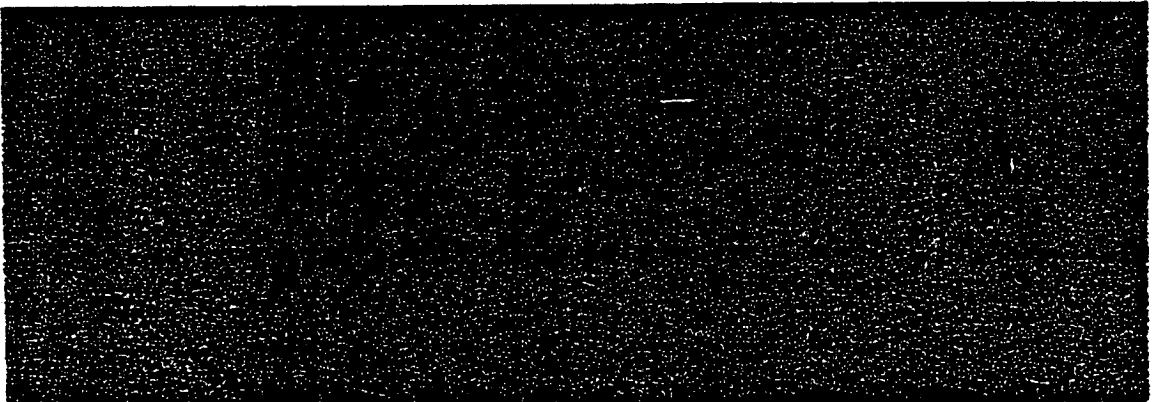
To Whom it may concern: We are requesting to encroach upon City of Las Vegas property for purposes of Landscaping (see attached deeds), and parking for Andre's Restaurant at 401 s. 6th. St.

Sincerely, Yours



Dennis Dean, Contractor

1v(i)c.3



City of Las Vegas

0046

AGENDA DOCUMENTATION

Date: July 21, 1983

TO: The City Council

FROM: DON J. SAYLOR
DEPUTY CITY MANAGER

SUBJECT: AGREEMENT WITH NEVADA DEPARTMENT OF TRANSPORTATION FOR INSTALLATION OF TRAFFIC SIGNALS AT EASTERN AVENUE AND I-515 (NO. NM-210-83-012)

PURPOSE/BACKGROUND

Nevada Department of Transportation plans to award a contract within three months to construct an interchange at I-515 and Eastern Avenue. Traffic Signals will be installed on Eastern Avenue at the on and off ramps.

Nevada Department of Transportation requests that the City of Las Vegas enter into the attached agreement, which provides that:

1. Nevada Department of Transportation will design, prepare specifications and install the signals at no cost to the City.
2. The City of Las Vegas will operate, maintain and provide power to the new signals at City of Las Vegas expense.
3. Nevada Department of Transportation will participate in the cost of major repairs, provided the cost is unrecoverable by insurance or other means.

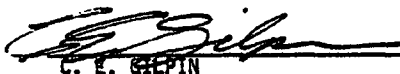
The City Attorney's office has reviewed the agreement.

FISCAL IMPACT

The estimated cost of operation, maintenance and power is \$7,630 per year. Funds are available in the Traffic Engineering budget.

RECOMMENDATIONS

The Director of Engineering Services recommends that the City Council authorize the Mayor, on behalf of the City Council, to execute the agreement.



C. E. GELPIN
Director of Engineering Services

Agenda Item 8/3/83

IV (1). C. 4.

INTEGRATED COOPERATIVE AGREEMENT

THIS AGREEMENT, made and entered into this 23rd day of AUGUST, 1983, by and between the STATE OF NEVADA, acting by and through its DEPARTMENT OF TRANSPORTATION, hereinafter referred to as STATE, and the CITY OF LAS VEGAS, a municipal corporation, hereinafter referred to as CITY.

WITNESSETH:

WHEREAS, pursuant to the provisions of NRS 277.180, STATE and CITY are authorized to enter into agreements for the performance of any governmental service which either STATE or CITY is authorized to perform and which includes, but is not limited to, the joint construction, maintenance and repair of street lighting and traffic signal systems; and

WHEREAS, STATE proposes to construct traffic signal systems at the intersections of Eastern Avenue with Ramps 1 and 2 and with Ramps 3 and 4 (I-515) in the City of Las Vegas, County of Clark, State of Nevada; and

WHEREAS, construction of said systems will greatly minimize and mitigate danger to pedestrian and vehicular traffic; and

WHEREAS, construction of said systems will be of great benefit to the citizens of CITY, STATE and to the traveling public in general.

NOW THEREFORE, in consideration of the premises and of the covenants herein contained, the parties hereto agree as follows:

STATE AGREES:

1. To construct traffic signal systems at the intersections of Eastern Avenue with Ramps 1 and 2 and with Ramps 3 and 4 (I-515) in the City of Las Vegas, County of Clark, State of Nevada, as developed on construction plans which are acceptable to the Director of Engineering Services of the City of Las Vegas.

2. To notify in writing, CITY, upon completion of construction of said signal systems.

3. To participate in the cost of replacement of equipment necessary for major repairs to the said signal systems provided the cost of said repair exceeds \$1,000.00 and is unrecoverable by insurance or other means. This participation to be One Hundred Percent (100%) of the cost of major equipment items replaced, said major equipment items to be limited to controller, poles, mast arms and signal heads.

Witness a true and correct copy of the original which is on file at the Headquarters office of the State of Nevada, Department of Transportation, Carson City, Nevada.

[Signature]
Administrative Services Officer

CITY AGREES:

1. To approve the plans for the proposed traffic signal systems as prepared by STATE, said plans being acceptable to the Director of Engineering Services of the City of Las Vegas.
2. To operate, maintain and provide energy for said signal systems in a manner satisfactory to STATE without cost to STATE except as set forth in paragraph 3 of STATE AGREES on page 1 of this Agreement, after completion of the construction of said signal systems.

IT IS MUTUALLY AGREED:

1. All work contemplated by this Agreement shall be done in a good and workmanlike manner and to the satisfaction of all the parties hereto.
2. Any necessary future modification shall be covered by this Agreement and approval shall be indicated by letter.
3. This agreement shall be null and void should Federal funding be unavailable to carry out STATE's obligation.

This Agreement shall inure to the benefit of and be binding upon the respective successors and assigns of the parties hereto.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their duly authorized officers the day and year first above written.

CITY OF LAS VEGAS

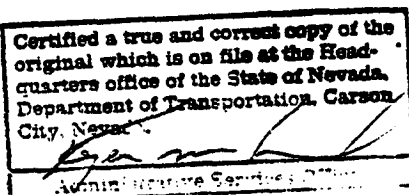
STATE OF NEVADA
DEPARTMENT OF TRANSPORTATION

Ron Lurie
Mayor Pro-Tem Ron Lurie

ATTEST:

Carol A. Hartley
City Clerk

Reviewed *Roger Laird*
Admin. Services 6-10-83



Gene Phelps
Director

ATTEST:

Ken L. P.
Administrative Officer

Approved:

Ron Phillips
Chief Traffic Engineer

Approved:

James F. Wright
District Engineer

Approved as to Legality and Form:

William W. Regan
Deputy Attorney General
Asst. Chief Counsel



AGENDA*City of Las Vegas*

August 3, 1983

0049

Page 18

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

IV (i). DEPARTMENT OF ENGINEERING SERVICES
(Continued)C. REPORTS/ACTION (Continued)

5. Agreement with Nevada Department of Transportation for installation of Traffic signals at Decatur Bouleyard and Smoke Ranch Road (NM-213-83-012).

Lurie -
APPROVED Items A-1,
A-2, A-3, A-5;
Items B-1 thru B-5
and Items C-1 thru
C-9.
Unanimous

Staff to proceed

6. Agreement with Nevada Department of Transportation for installation of traffic signals at Las Vegas Boulevard and I-515 (NM-209-83-012)..

Staff to proceed

7. Agreement with the Nevada Department of Transportation for relocation of landscape sprinklers and a fire hydrant on the Senior Citizens Center property (P220-83-010).

Staff to proceed

8. Agreement with the Nevada Department of Transportation for street improvements on Pecos Road and Stewart Avenue at I-515 (No. P-223-83-010).

Staff to proceed

APPROVED AGENDA ITEM

City of Las Vegas

AGENDA DOCUMENTATION

Date: July 21, 1983

0050

TO: The City Council

FROM: DON J. SAYLOR
DEPUTY CITY MANAGER

SUBJECT: AGREEMENT WITH NEVADA DEPARTMENT OF TRANSPORTATION FOR INSTALLATION OF TRAFFIC SIGNALS AT DECATUR BOULEVARD AND SMOKE RANCH ROAD (NM-213-83-012)

PURPOSE/BACKGROUND

A recent traffic study of Decatur Boulevard and Smoke Ranch Road shows a high warrant for placement of traffic signals.

Nevada Department of Transportation requests the City of Las Vegas enter into the attached agreement, which provides that:

1. Nevada Department of Transportation will design, prepare specifications and install the signals at no cost to the City.
2. The City of Las Vegas will operate, maintain and provide power to the new signals at City of Las Vegas expense.
3. Nevada Department of Transportation will participate in the cost of major repairs, provided the cost is unrecoverable by insurance or other means.

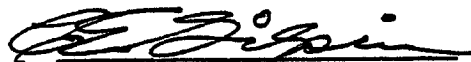
The City Attorney's office has reviewed the agreement.

FISCAL IMPACT

The estimated cost of operation, maintenance and power is \$3815 per year. Funds are available in the Traffic Engineering budget.

RECOMMENDATIONS

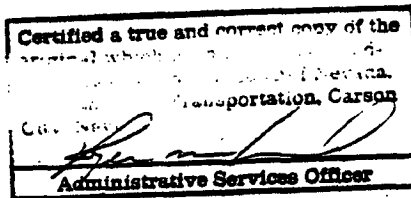
The Director of Engineering Services recommends that the City Council authorize the Mayor, on behalf of the City Council, to execute the agreement.



C. E. GILPIN
Director of Engineering Services

Agenda Item 8/3/83

IV (1). C. 5.



Hwy. Agreement No. NM 213-83-012

HRS-170(25)

EA 71103

INTEGRATED COOPERATIVE AGREEMENT

THIS AGREEMENT, made and entered into this 23rd day of AUGUST, 1983, by and between the STATE OF NEVADA, acting by and through its DEPARTMENT OF TRANSPORTATION, hereinafter referred to as STATE, and the CITY OF LAS VEGAS, a municipal corporation, hereinafter referred to as CITY.

WITNESSETH:

WHEREAS, pursuant to the provisions of NRS 277.180, STATE and CITY are authorized to enter into agreements for the performance of any governmental service which either STATE or CITY is authorized to perform and which includes, but is not limited to, the joint construction, maintenance and repair of street lighting and traffic signal systems; and

WHEREAS, STATE proposes to construct a new traffic signal system at the intersection of Decatur Boulevard with Smoke Ranch Road in the City of Las Vegas, County of Clark, State of Nevada; and

WHEREAS, construction of said system will greatly minimize and mitigate danger to pedestrian and vehicular traffic; and

WHEREAS, construction of said system will be of great benefit to the citizens of CITY, STATE and to the traveling public in general.

NOW THEREFORE, in consideration of the premises and of the covenants herein contained, the parties hereto agree as follows:

STATE AGREES:

1. To construct a new traffic signal system at the intersection of Decatur Boulevard with Smoke Ranch Road in the City of Las Vegas, County of Clark, State of Nevada, as developed on construction plans which are acceptable to the Director of Engineering Service of the City of Las Vegas.
2. To notify in writing, CITY, upon completion of construction of said signal system.
3. To participate in the cost of replacement of equipment necessary for major repairs to the said signal system provided the cost of said repair exceeds \$1,000.00 and is unrecoverable by insurance or other means. This participation to be One Hundred Percent (100%) of the cost of major equipment items replaced, said major equipment items to be limited to controller, poles, mast arms and signal heads.

CITY AGREES:

1. To approve the plans for the proposed traffic signal system as prepared by STATE, if said plans are acceptable to the Director of Engineering Service of the City of Las Vegas.
2. To operate, maintain and provide energy for said signal system in a manner satisfactory to STATE without cost to STATE except as set forth in paragraph 3 of STATE AGREES on page 1 of this Agreement, after completion of the construction of said signal system.

IT IS MUTUALLY AGREED:

1. All work contemplated by this Agreement shall be done in a good and workmanlike manner and to the satisfaction of all the parties hereto.
2. Any necessary future modification shall be covered by this Agreement and approval shall be indicated by letter.
3. This agreement shall be null and void should Federal funding be unavailable to carry out STATE's obligation.

This Agreement shall inure to the benefit of and be binding upon the respective successors and assigns of the parties hereto.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their duly authorized officers the day and year first above written.

CITY OF LAS VEGAS

STATE OF NEVADA
DEPARTMENT OF TRANSPORTATION

Thurman
Mayor Pro-Tem Ron Lurie

Gene Phelps
Director

ATTEST:

ATTEST:

Carol A. Hanley
City Clerk

[Signature]
Administrative Officer

Approved:

[Signature]
Chief Traffic Engineer

Approved:

[Signature]
District Engineer

Approved as to Legality and Form:

William W. Raymond
Deputy Attorney General
Asst. Chief Counsel

Reviewed Roger David
Admin. Services 6-10-83


Certified a true and correct copy of the original which is on file at the Headquarters office of the State of Nevada, Department of Transportation, Carson City, Nevada.
[Signature]
Administrative Services Officer

City of Las Vegas

0053

AGENDA DOCUMENTATION

Date: July 21, 1983

TO: The City Council

FROM: DON J. SAYLOR
DEPUTY CITY MANAGERSUBJECT: AGREEMENT WITH NEVADA DEPARTMENT OF TRANSPORTATION FOR INSTALLATION OF
TRAFFIC SIGNALS AT LAS VEGAS BOULEVARD NORTH AND I-515 (NM-209-83-012)PURPOSE/BACKGROUND

Nevada Department of Transportation plans to award a contract in September to construct an interchange at I-515 and Las Vegas Boulevard North. Traffic signals will be installed on Las Vegas Boulevard North at the on and off ramps.

Nevada Department of Transportation requests the City of Las Vegas enter into the attached agreement, which provides that:

1. Nevada Department of Transportation will design, prepare specifications and install the signals at no cost to the City.
2. The City of Las Vegas will operate, maintain and provide power to the new signals at City of Las Vegas expense.
3. Nevada Department of Transportation will participate in the cost of major repairs, provided the cost is unrecoverable by insurance or other means.

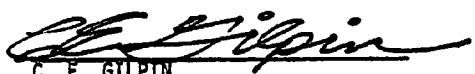
The City Attorney's office has reviewed the agreement.

FISCAL IMPACT

The estimated cost of operation, maintenance and power is \$7630 per year. Funds are available in the Traffic Engineering budget.

RECOMMENDATIONS

The Director of Engineering Services recommends that the City Council authorize the Mayor, on behalf of the City Council, to execute the agreement.


C. E. GILPIN
Director of Engineering Services

Agenda Item 8/3/83

IV (i). C. 6.

INTEGRATED COOPERATIVE AGREEMENT

THIS AGREEMENT, made and entered into this 23rd day of August, 1983, by and between the STATE OF NEVADA, acting by and through its DEPARTMENT OF TRANSPORTATION, hereinafter referred to as STATE, and the CITY OF LAS VEGAS, a municipal corporation, hereinafter referred to as CITY.

WITNESSETH:

WHEREAS, pursuant to the provisions of NRS 277.180, STATE ^{and} CITY ~~and County~~ are authorized to enter into agreements for the performance of any governmental service which either STATE or CITY is authorized to perform and which includes, but is not limited to, the joint construction, maintenance and repair of street lighting and traffic signal systems; and

WHEREAS, STATE proposes to construct traffic signal systems at the intersections of Las Vegas Boulevard with Ramps 1 and 2 and with Ramps 3 and 4 (I-515) in the City of Las Vegas, County of Clark, State of Nevada; and

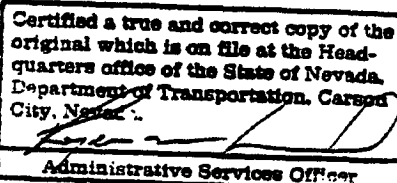
WHEREAS, construction of said systems will greatly minimize and mitigate danger to pedestrian and vehicular traffic; and

WHEREAS, construction of said systems will be of great benefit to the citizens of CITY, STATE and to the traveling public in general.

NOW THEREFORE, in consideration of the premises and of the covenants herein contained, the parties hereto agree as follows:

STATE AGREES:

1. To construct traffic signal systems at the intersections of Las Vegas Boulevard with Ramps 1 and 2 and with Ramps 3 and 4 (I-515) in the City of Las Vegas, County of Clark, State of Nevada, as developed on construction plans which are acceptable to the Director of Engineering Services of the City of Las Vegas.
2. To notify in writing, CITY, upon completion of construction of said signal systems.
3. To participate in the cost of replacement of equipment necessary for major repairs to the said signal systems provided the cost of said repair exceeds \$1,000.00 and is unrecoverable by insurance or other means. This participation to be One Hundred Percent, (100%) of the cost of major equipment items replaced, said major equipment items to be limited to controller, poles, mast arms and signal heads.



CITY AGREES:

1. To approve the plans for the proposed traffic signal system as prepared by STATE, said plans being acceptable to the Director of Engineering Services of the City of Las Vegas.
2. To operate, maintain and provide energy for said signal systems in a manner satisfactory to STATE without cost to STATE except as set forth in paragraph 3 of STATE AGREES on page 1 of this Agreement, after completion of the construction of said signal systems.

IT IS MUTUALLY AGREED:

1. All work contemplated by this Agreement shall be done in a good and workmanlike manner and to the satisfaction of all the parties hereto.
2. Any necessary future modification shall be covered by this Agreement and approval shall be indicated by letter.
3. This agreement shall be null and void should Federal funding be unavailable to carry out STATE's obligation.

This Agreement shall inure to the benefit of and be binding upon the respective successors and assigns of the parties hereto.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their duly authorized officers the day and year first above written.

CITY OF LAS VEGAS

Thom R. Lurte
Mayor Pro-Tem Ron Lurte

ATTEST:

Carl A. Hawley
City Clerk

Reviewed Roger L. Baird
Admin. Services 6-10-83



Certified a true and correct copy of the original which is on file at the Headquarters office of the State of Nevada, Department of Transportation, Carson City, Nevada.
William M. Ryan
Administrative Services

STATE OF NEVADA
DEPARTMENT OF TRANSPORTATION

Gene Phelps
Director

ATTEST:

Ken L.
Administrative Officer

Approved:

Ralph D. Phillips
Chief Traffic Engineer

Approved:

Cecilia F. Wright
District Engineer

Approved as to Legality and Form:

William M. Ryan
Deputy Attorney General
Asst. Chief Counsel

City of Las Vegas

0056

AGENDA DOCUMENTATION

Date: July 21, 1983

TO:
The City CouncilFROM: DON J. SAYLOR
DEPUTY CITY MANAGERSUBJECT: AGREEMENT WITH THE NEVADA DEPARTMENT OF TRANSPORTATION FOR RELOCATION OF
LANDSCAPE SPRINKLERS AND A FIRE HYDRANT ON THE SENIOR CITIZENS CENTER PROPERTY
(P220-83-010)PURPOSE/BACKGROUND

In December of 1982, the Nevada Department of Transportation purchased the necessary right of way from the City to construct the westerly portion of the interchange at Las Vegas Boulevard and I-515. Prior to construction it will be necessary for the State to relocate part of the existing lawn sprinkler systems adjacent to the City Hall parking garage and the Senior Citizens Center and a fire hydrant near the Senior Citizens Center.

By the attached agreement the City agrees to allow the State to do the necessary work and to provide a City employee to insure that the work is done in compliance with City requirements. The state agrees to make the necessary sprinkler system modifications, to relocate the fire hydrant and reimburse the City for employee time spent on the project.

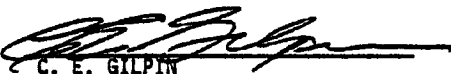
The City Attorney's office has reviewed the agreement.

FISCAL IMPACT

None

RECOMMENDATIONS

The Director of Engineering Services recommends that the City Council authorize the Mayor, on behalf of the City Council, to execute the agreement.


C. E. GILPIN

Director of Engineering Services

Agenda Item 8/3/83

IV (i). C. 7.

CITY COUNCIL MINUTES - AUGUST 3, 1983

Project ID-515-1(2)4

0057

E.A. 70936

MDOT AGREEMENT NO. P220-83-010

AGREEMENT

THIS AGREEMENT, made this 20th day of August, 1983, between the City of Las Vegas, a municipal corporation, hereinafter referred to as "CITY", and the State of Nevada acting by and through its Department of Transportation, hereinafter called "STATE".

WITNESSETH:

WHEREAS, the STATE desires to construct the westerly portion of an interchange at the intersection of Las Vegas Boulevard and I-515 Freeway; and

WHEREAS, said construction will require the adjustment of the existing sprinkler systems adjacent to the CITY'S Parking Garage to the south and the Senior Citizen's Center to the north; and

WHEREAS, said construction will also require the relocation of a fire hydrant in the vicinity of the Senior Citizen's Center;

NOW, THEREFORE, in consideration of the premises and mutual covenants hereinafter contained, the parties hereto agree as follows:

STATE AGREES

1. To adjust the sprinkler systems so as to maintain the integrity of the existing systems.
2. To relocate the fire hydrant to a point approximately 450' E. of Highway Engineer's Sta. "A" 1317+12, the exact location to be mutually agreed upon by the CITY and the STATE.
3. To furnish new materials for the sprinkler systems and fire hydrant only if existing materials cannot be utilized, as determined by the STATE'S engineer, with respect to the sprinkler system, and with the concurrence of the Director of the City's Department of Fire Services, with respect to the fire hydrant.
4. To pay for the above-mentioned work which will include the wages of CITY'S employee for the time involved in assisting the STATE'S Engineer.

CITY AGREES

1. To allow STATE to adjust the sprinkler systems and relocate the fire hydrant in the vicinity of the Senior Citizens Center.

CITY COUNCIL MINUTES - AUGUST 3, 1983

0058

2. To provide a CITY employee to be on hand to insure that the adjustments are done in compliance with CITY requirements.
3. That said employee will work through the STATE'S resident engineer only and not STATE'S contractor.
4. To provide STATE with City employees' payroll report for purposes of reimbursement.
5. The accounts and records pertaining to the project(s) shall be subject to inspection and available for audit by representatives of the STATE and of the Federal Highway Administration during normal business hours for a period of three (3) years after final payment.

IT IS MUTUALLY AGREED

1. If for any reason a contract for the construction of the contemplated work is not awarded, and the project is not constructed, this Contract shall be null and void.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement the day and year first above-written.

REVIEWED AND RECOMMENDED BY:

James F. Wright
District Engineer

REVIEWED AND RECOMMENDED BY:

Administrative Officer

APPROVED FOR LEGALITY AND FORM:

William W. Raymond
Deputy Attorney General
Assistant Chief Counsel



CITY OF LAS VEGAS,
A MUNICIPAL CORPORATION

BY: Thur
Mayor Pro-Tem Ron Lurie

ATTEST:

Carol A. Hawley
City Clerk

STATE OF NEVADA, acting by and
through its Department of
Transportation:

Gene Phelps
ant. Director

Reviewed Poger Lind
6-20-83

City of Las Vegas

AGENDA DOCUMENTATION

Date: July 21, 1983 0059

TO: The City Council

FROM: DON J. SAYLOR
DEPUTY CITY MANAGER

SUBJECT: AGREEMENT WITH THE NEVADA DEPARTMENT OF TRANSPORTATION FOR STREET IMPROVEMENTS
ON PECOS ROAD AND STEWART AVENUE AT I-515 (NO. P-223-83-010)

PURPOSE/BACKGROUND

Construction of I-515 in the area of Pecos Rd. and Stewart Ave. is underway. The contractor is using a portion of Pecos Rd. to store materials and a portion of Stewart Avenue as a haul route for off-highway earth movers. Because of the heavy wear expected from these uses, Nevada Department of Transportation has informally agreed to replace the asphalt pavement of both streets in the area of heaviest activity. The estimated cost for the replacement is \$140,300. However, the City of Las Vegas has plans to reconstruct both Pecos Rd. and Stewart Ave. and, therefore, staff suggests a lump sum monetary contribution by Nevada Department of Transportation rather than pavement replacement.

Representatives of Nevada Department of Transportation concur and have prepared an agreement providing for a lump sum payment of \$140,300 to the City of Las Vegas.

FISCAL IMPACT

\$140,300 from Nevada Department of Transportation to the City of Las Vegas.

RECOMMENDATIONS

The Director of Engineering Services recommends that the City Council authorize the Mayor, on behalf of the City Council, to execute the agreement.


C. E. GILPIN
Director of Engineering Services

Agenda Item 8/3/83

IV (1). C. 8.

CITY COUNCIL MINUTES - AUGUST 3, 1983

Wvy. Agreement No.

P223-83-010 0060

AGREEMENT

THIS AGREEMENT, made and entered into this 20th day of August, 1983, by and between the STATE OF NEVADA acting by and through its Department of Transportation, hereinafter referred to as "STATE" and the City of Las Vegas, hereinafter referred to as "CITY".

WITNESSETH

WHEREAS, STATE and CITY are authorized by Nevada Revised Statute 277.180 to enter into cooperative agreements for the purpose of jointly improving streets and highways within the STATE; and

WHEREAS, CITY presently controls and maintains Stewart Avenue and Pecos Street, located in the City of Las Vegas in the State of Nevada; and

WHEREAS, STATE and CITY desire to jointly participate in reconstructing a portion of said roads from a point 100 feet west of the center of the intersection of Stewart Avenue and Pecos Drive, to a point 850 feet east along the centerline of Stewart Avenue, and Pecos Street from the intersection of Stewart and Pecos to 300 feet north.

WHEREAS, STATE and CITY have previously entered into a mutual Letter of Understanding dated October 12, 1982, identified as Exhibit A and made a part hereof, and

WHEREAS, STATE is obligated to remove the existing plantmix and median island from inside edge of curb to inside edge and to reshape the base and replace existing plantmix section in kind, and

WHEREAS, CITY and STATE mutually desire to modify the Letter of Understanding dated October 12, 1982 to provide for a lump sum payment by STATE to CITY to relieve STATE'S obligation to perform aforementioned work.

NOW, THEREFORE, in consideration of the premises and mutual covenants hereinafter contained, the parties hereto agree as follows:

STATE AGREES

1. To pay the CITY a lump sum payment of One Hundred Forty Thousand Three Hundred (\$140,300.00) Dollars. Said payment is the estimated cost of reshaping the base and replacing the plantmix bituminous surface to a depth equal to that of the existing surface of Stewart Avenue from a point 100 feet west of the intersection of Stewart Avenue and Pecos Drive to a point 850-feet east along the centerline of Stewart Avenue and Pecos Street from the intersection of Stewart and Pecos to 300 feet north.

0061

IN WITNESS WHEREOF, the parties hereto set their hands the day and year first above written.

STATE OF NEVADA

By: Leve
Director of Transportation

RECOMMENDED BY:

District Engineer

Administrative Officer

APPROVED AS TO LEGALITY AND FORM:

Deputy Attorney General
Assistant Chief Counsel
Department of Transportation

CITY OF LAS VEGAS

By: Mayor Pro-Tem Ron Lurie

APPROVED AS TO FORM:

CITY ATTORNEY

ATTEST:

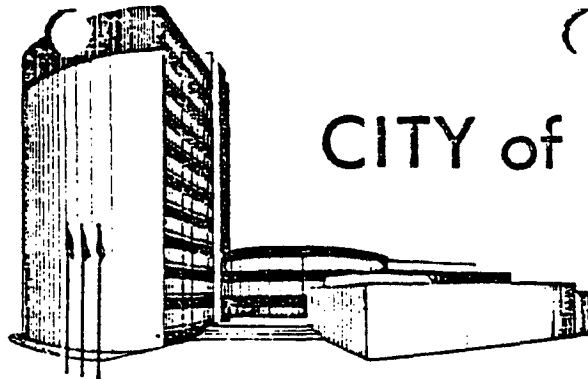
City Clerk

Reviewed 9/2/93
 J. J. Schmitt 7-11-93



0062

MAYOR BILL BRIARE

COMMISSIONERS
RON LURIE
PAUL J. CHRISTENSEN
ROY WOOPTEY
AL LEVYCITY ATTORNEY
GEORGE F. OGILVIECITY MANAGER
RUSSELL DORN

CITY of LAS VEGAS

October 12, 1982

Nevada Department of Transportation
P. O. Box 170
Las Vegas, NV 89101

EXHIBIT A

Att: Mr. Gene Weight

ENTRY PERMIT

Dear Mr. Weight:

By this letter permission is granted to the Nevada Department of Transportation and to its authorized Agents and Contractors, for entry upon land described as follows and as illustrated:

1. Portion of Stewart Avenue between Honolulu Street and I-515 Freeway right-of-way.
2. Portions of Stewart Avenue between the west right-of-way line of Pecos Road and 250 feet west of said right-of-way line of Pecos Road.
3. Portion of City of Las Vegas property, located north of Stewart Avenue and approximately 60 feet wide and 150 feet long located between west end of the portion of Stewart Avenue described above in paragraph 2, and the I-515 Freeway right-of-way.

This permission is granted to the Nevada Department of Transportation (NDOT) provided that the NDOT agrees to leave that portion of said tracts of land, described above, upon which entry is requested in as neat and presentable condition as existed prior to such entry, with all fences, structures, and other property belonging to the City which NDOT may find it necessary to remove and relocate in order to construct or reconstruct haul road, replaced as nearly in their original condition and position as is reasonably possible, removing the existing plant mix and median island from inside edge of curb to inside edge; reshaping the base and replacing in kind.

NDOT agrees, if requested by the City, to negotiate a contract modification

(Cont'd...)



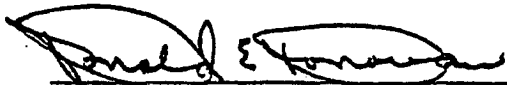
To: NDOT
October 12, 1982

with its contractor for the replacement of the base material in areas where the existing mix and other roadway appurtenances are removed. The cost of said replacement of the base material and roadway appurtenances is to be paid by the City of Las Vegas.

During NDOT's use of this entry permit, NDOT will be responsible for signing and barricading Stewart Avenue in accordance with Nevada Traffic Control Manual and allow, for public convenience, thru-traffic to use Stewart Avenue.

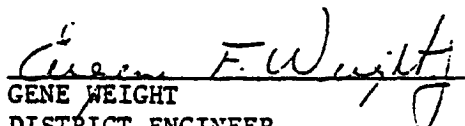
It is mutually agreed that NDOT will not be responsible for the maintenance of the improvements after construction. It is further agreed that this permission of entry expires April 30, 1984 which is the tentative start construction date for the City of Las Vegas construction project, Pecos Road between Charleston Boulevard and Owens Avenue, at which time NDOT and its authorized agents and contractors will vacate the right-of-way of Stewart Avenue and Pecos Road.

Very truly yours,



DONALD E. DONOVAN, P.E.
DIRECTOR OF PUBLIC SERVICES

APPROVED AND ACCEPTED:

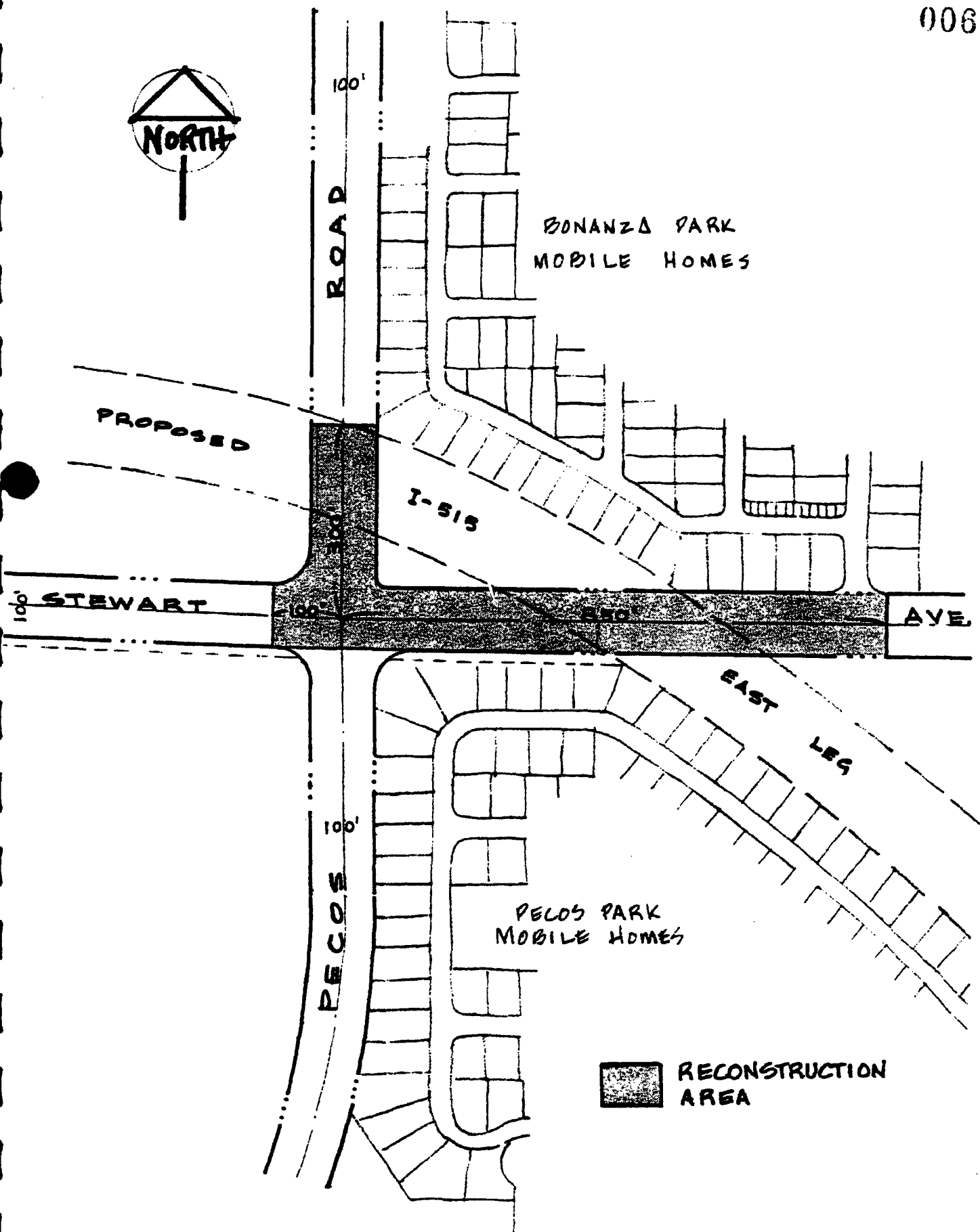


GENE WEIGHT
DISTRICT ENGINEER
NEVADA DEPARTMENT OF TRANSPORTATION

DED/CK/jb

ATTACHMENT - State of Nevada right-of-way plan, sheets 3 and 4 of 9,
illustrating properties described herein.

EXHIBIT A



AGENDA

CITY COUNCIL MINUTES - AUGUST 3, 1983

City of Las Vegas

0065

August 3, 1983
Page 19

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM	Council Action	Department Action
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IV (i). DEPARTMENT OF ENGINEERING SERVICES (Continued)		
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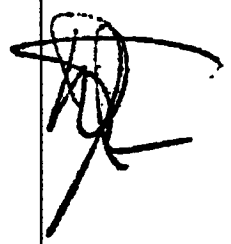
C. REPORTS/ACTION (Continued)		
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9. Agreement with the Nevada Department of Transportation for pavement markings at the intersections of Sahara Avenue, with Paradise Road and Las Vegas Boulevard South (No. P-196-83-012).		
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Lurie - APPROVED Items A-1, A-2, A-3, A-5; Items B-1 thru B-5 and Items C-1 thru C-9. Unanimous		
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		Staff to proceed
--	--	------------------

APPROVED AGENDA ITEM



0066

City of Las Vegas

AGENDA DOCUMENTATION

Date: July 21, 1983

TO: The City Council

FROM: DON J. SAYLOR
DEPUTY CITY MANAGER

SUBJECT: AGREEMENT WITH THE NEVADA DEPARTMENT OF TRANSPORTATION FOR PAVEMENT MARKINGS AT THE INTERSECTIONS OF SAHARA AVENUE, WITH PARADISE ROAD AND LAS VEGAS BOULEVARD SOUTH (NO. P-196-83-012)

PURPOSE/BACKGROUND

The Nevada Department of Transportation proposes to modify the design of the intersections of Sahara Avenue with Paradise Road and Las Vegas Boulevard South. The proposed project will provide new surfacing on Sahara Avenue and on the Paradise Road and Las Vegas Boulevard South approaches. Nevada Department of Transportation desires to have thermoplastic pavement marking materials placed on the new surface at and near the intersections. The City of Las Vegas has the only thermoplastic laydown machine in the area. Therefore, Nevada Department of Transportation is requesting an agreement with the City to place all pavement markings on the resurfaced areas. ("Pavement markings" are crosswalks, stop bars, arrows and word messages).

By the attached agreement the City of Las Vegas agrees to perform the work and bill Nevada Department of Transportation for the cost of labor and material. Upon completion City of Las Vegas will perform normal maintenance on the pavement markings within the City of Las Vegas only.

The City Attorney's office has reviewed the agreement.

FISCAL IMPACT

None

RECOMMENDATIONS

The Director of Engineering Services recommends that the City Council authorize the Mayor, on behalf of the City Council, to execute the agreement.


C. E. GILPIN
Director of Engineering Services

Agenda Item 8/3/83

IV (i). C. 9.

Mty. Agreement No.

P1910-83-012

RES-170(22)

E.A. 71092

Certified a true and correct copy of the original which is on file at the Headquarters office of the State of Nevada. Department of Transportation, Carson City, Nevada.

[Signature]
 ADJUTANT GENERAL OFFICER

INTEGRATED COOPERATIVE AGREEMENT

THIS AGREEMENT, made and entered into this 23rd day of August, 1983, by and between the STATE OF NEVADA, acting by and through its DEPARTMENT OF TRANSPORTATION, hereinafter referred to as STATE, and the CITY OF LAS VEGAS, a municipal corporation, hereinafter referred to as CITY.

WITNESSETH:

WHEREAS, pursuant to the provisions of NRS. 277.180, STATE and CITY are authorized to enter into agreements for the performance of any governmental service which either STATE or CITY is authorized to perform and which includes, but is not limited to, the joint construction, maintenance and repair of street lighting, traffic signal systems and pavement markings; and

WHEREAS, CITY proposes to replace pavement markings described as cross walks, stop bars, arrows and word messages as shown and described on exhibit "A", a part of this Agreement, on Sahara Avenue (FAU Route 589), on Las Vegas Boulevard (FAU Route 604) and on Paradise Road (FAU Route 605) in the City of Las Vegas, County of Clark, State of Nevada; and

WHEREAS, placement of said markings will greatly minimize and mitigate danger to pedestrian and vehicular traffic; and

WHEREAS, placement of said markings will be of great benefit to the citizens of CITY, STATE and to the traveling public in general.

NOW THEREFORE, in consideration of the premises and of the covenants herein contained, the parties hereto agree as follows:

STATE AGREES

1. To pay CITY:

- (a) \$0.65 per sq. ft. thermoplastic area placed on crosswalks and stop bars.
- (b) \$11.00 per each for painted arrows, in place.
- (c) \$11.00 per word "ONLY" painted, in place.

on Sahara Avenue (FAU Route 589), on Las Vegas Boulevard (FAU Route 604) and on Paradise Road (FAU Route 605) in the City of Las Vegas, County of Clark, State of Nevada, as developed on exhibit "A", a part of this Agreement, which is acceptable to the Director of Engineering Services of the City of Las Vegas and to the STATE.

CITY AGREES

1. To place pavement markings as shown on exhibit "A", a part of this Agreement, and as directed by the Resident Engineer, at the costs set forth in paragraph 1 of "STATE AGREES" on page 1 of this Agreement.
2. To bill STATE upon completion and acceptance of subject pavement marking project by both CITY and STATE.
3. To maintain said pavement markings that are within the Las Vegas City Limits, in a manner satisfactory to STATE without cost to STATE.

IT IS MUTUALLY AGREED

1. All work contemplated by this Agreement shall be done in a good and workmanlike manner and to the satisfaction of all the parties hereto.
2. Any necessary future modification shall be covered by this Agreement and approval shall be indicated by letter.

This Agreement shall inure to the benefit of and be binding upon the respective successors and assigns of the parties hereto.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their duly authorized officers the day and year first above written.

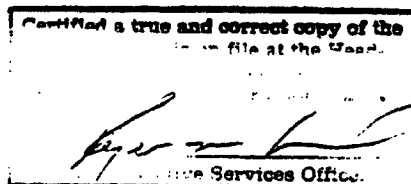
CITY OF LAS VEGAS

By: Thur
Mayor Pro-Tem Ron Lurie

ATTESTED:

Carol A. Hawley
City Clerk

Reviewed Rogers
Admin. Services C-10-83

STATE OF NEVADA-DEPARTMENT OF
TRANSPORTATION

By: Gene Phelps
Director

ATTESTED:

Gene Phelps
Administrative Officer

Approved as to Legality and Form

William W. Raymond
Deputy Attorney General
Assistant Chief Counsel

Approved:

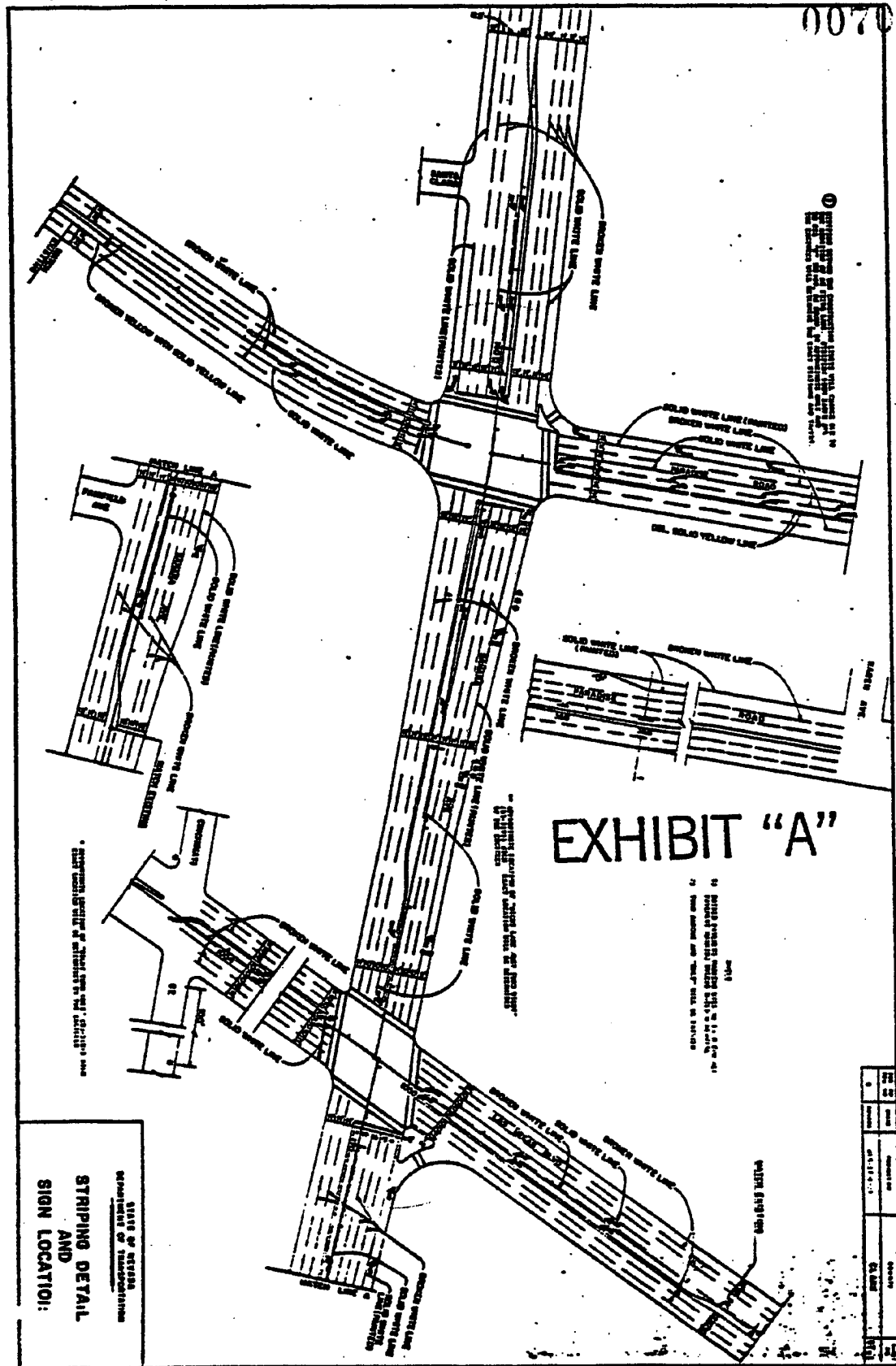
By: Ralph J. Phillips
Chief Traffic Engineer

REVIEWED AND RECOMMEND APPROVAL

Ernest F. Wright
District Engineer



0070



AGENDA*City of Las Vegas*

0071

Page 20

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

August 3, 1983

PHONE 386-6011

ITEM

Council Action

Department Action

V. GEORGE F. OGILVIE - CITY ATTORNEY

A. Appeal of Work Card Denial:

Monte Weslie Wilson, Jr.

NOTE: Report dtd. 8/1 from LVMPD to J. Cahill,
Bus. Act. and memo to Council dtd. 8/1/83 to
City Council re appellant made part of record
and on file at LVMPD.Nolen
DENIED
UnanimousClerk to notify
Appearances:
Monte Weslie
Wilson, Jr., Lynn
Baker, Dan Hill,
Lt. Ron NeimannB. Approval of Amendment to Agreement Between
City and Colbert-Fogler Golf Enterprises,
Inc., re: Operation of Las Vegas Municipal
Golf CourseLurie -
APPROVED Agreement
UnanimousC. Hearing on Disciplinary Action Against
License of Ultralight Flying Machines, Inc.
dba Ultralight Flying MachinesChristensen -
Motion to revoke
license and assess
fine to cover investi-
gative costs passed
unanimously.

Staff to proceed

Nolen directed staff to proceed
against flying club and investigate
allegations that other companies
selling these machines are not licensed.D. Regional Transportation Commission
Supplemental Cooperative Agreement No. 98a
Provides Funds for the Design and Right-of-Way
Acquisition on Gibson Road Between Warm
Springs Road and Boulder Highway.Nolen -
APPROVED as
recommended.
Unanimous
(Levy and Lurie
excused.)
(Action taken on
Item D in PM Session)

Staff to proceed

0072

July 15, 1983

Ms. Carol Ann Hawley
City Clerk
400 East Stewart
Las Vegas, Nevada 89101

Dear Ms. Hawley:

This letter constitutes my formal appeal of denial of a work card by the Metropolitan Police Department. I wish to appeal this denial before the City Council.

Sincerely,

Monie W. Wilson Jr.

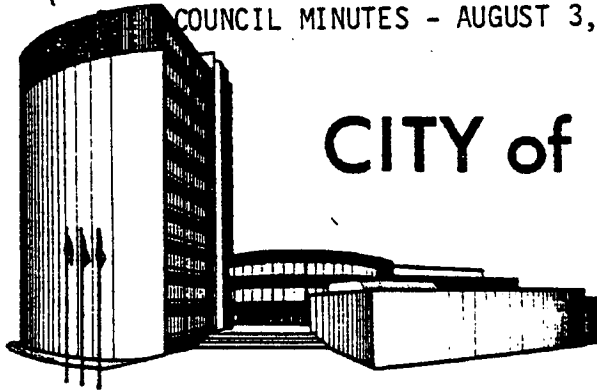
MR. MONIE WESLIE WILSON, JR.
605 Oak Mount Drive, Apt #1803
Las Vegas, Nevada 89109

meeting folder 8-3-83

COUNCIL MINUTES - AUGUST 3, 1983

0073

MAYOR BILL BRIARE
COMMISSIONERS
RON LURIE
PAUL J. CHRISTENSEN
AL LEVY
BOB NOLEN
CITY ATTORNEY
GEORGE F. OGILVIE
CITY MANAGER
RUSSELL W. DORN



CITY of LAS VEGAS

July 15, 1983

Mr. Monie Weslie Wilson, Jr.
605 Oak Mount Drive, Apt # 1803
Las Vegas, Nevada 89109

Dear Mr. Wilson:

I am in receipt of your formal appeal to the City Council regarding the denial of a work card. Please be advised that this matter will be heard on Wednesday, August 3, 1983, at the regularly scheduled City Council Meeting. This matter will be heard sometime between 10 A.M. and 12 Noon. I would advise you to be present at 10 A.M. and wait your turn. This meeting will be conducted in the Council Chambers at 400 East Stewart Avenue.

Occasionally, the City Council has been persuaded to grant a work card to an applicant through the intercession of the applicant's prospective employer. Therefore, if you think that your prospective employer would acknowledge, either in writing or personally before the City Council at your hearing, that he is aware of the reasons that your work card was originally denied and wishes to hire you anyway, I urge you to request him to do so. Also, you should bring to the hearing all other materials which you feel may assist you in your appeal.

Sincerely,

A handwritten signature in cursive script that reads "Linda M. Owens". The signature is written in dark ink and is positioned above the typed name of the signatory.

CAROL ANN HAWLEY
CITY CLERK

BY: LINDA M. OWENS
ACTING CITY CLERK

CC: City Attorney, Metropolitan Police Department SIB



Wm. D. Shealy

0074

1852 Arbol Verde Way

Las Vegas, Nev. 89109

To Whom It May Concern :

This is a letter of reference for Monte Wilson. I am fully aware of Monte's past and by no means do I approve of it, however, I do firmly believe that his past is over and done with.

I have worked with Monte for the past two years and have grown to greatly respect him as one who is dedicated to right his wrongs at all cost. Being forced to travel extensively in my business, I have seen many a talented man fail with his only handicap being a weak will. I have seen Monte press on inspite of his handicaps of weak limbs (due to multiple bullet wounds suffered in Viet Nam) and a constant self reminder of his past (spending large amounts of his free time helping others avoid a future similar to his past).

I suggest to you that a man with such a desire to learn and so willing to change in an effort to better himself will indeed find a way with or without my help. It does however give me great satisfaction to help someone who is willing to help himself.

Sincerely,

Wm. D. Shealy
Wm. D. Shealy

August 2, 1983

City Council of Las Vegas
400 E. Stewart Avenue
Las Vegas, Nevada 89101

Dear Members:

I am appealing the decision to deny my work card based on the past four years.

In May of 1979, a judge in Santa Rosa, California sentenced me to prison for burglary. He suspended the sentence and sent me to a drug and alcohol rehabilitation program. He said, "Some people need more than one chance." His understanding gave me the opportunity to turn my life around. I successfully completed the program at Pathways in San Jose, California, and have participated in the Twelve Step Recovery Programs of Alcoholics Anonymous and Narcotics Anonymous for the past four years. During this time, I have remained clean and sober, and have successfully completed my probation.

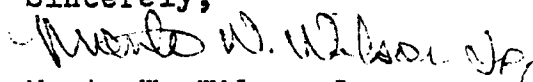
I have been employed as a door-to-door salesman for the past couple of years, and have had no problems or complaints with my performance or behavior.

Dimension Cable TV, my current employer, is supporting this appeal, based on my reputation in the field of sales and my candor and performance with their company.

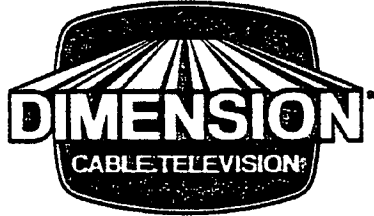
I plan to stay in Las Vegas, and would appreciate the opportunity to pursue this field of employment.

Thank you for your time and any consideration you may give me.

Sincerely,


Monte W. Wilson, Jr.

605 Oak Mount Drive Apt. 1803



0076

July 11, 1983

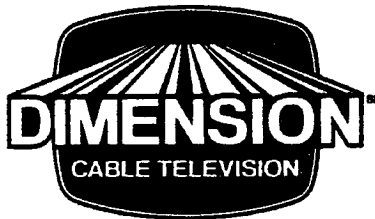
To City Council,

We, support Monte in his appeal for reconsideration and would welcome him as an employee in our Sales Department.

Monte Wilson has been honest with us about his previous problems and police record.

His candor about his past, coupled with his demonstrated ability to overcome his past transgressions through out the last 4 years, leads us to believe he would be a valuable employee.

[Handwritten signature]
[Handwritten signature]



0077

July 14, 1983

TO WHOM IT MAY CONCERN:

Mr. Monte Wilson has my full backing for employment with this organization. He has the ability and experience to make a strong contribution to our Direct Sales Force.

Mr. Wilson has been totally honest with me in terms of his past situations. It is my feeling that the past is the "past" and presents no problems to his employment with this company.

Sincerely,

(Miss) Marilyn L. Tyler
System Trainer

All City, Inc.
3352 MATHER FIELD ROAD
RANCHO CORDOVA, CALIFORNIA 95670

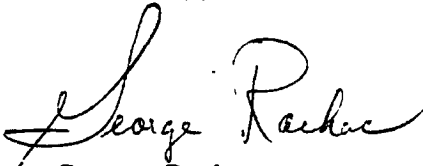
To Whom It May Concern:

Monte Wilson worked for our Company as an Independent Dealer for approximately 1½ years. During that time he was a very valuable asset. In the time Monte worked with us he was known to be very trust worthy.

Monte would always donate time to people who had troubles in drugs or alcohol to try and get them straightened out.

Monte would definately be as asset to any company in which he may seek employment.

Sincerely,

A handwritten signature in cursive script that reads "George Rachac". The signature is written in dark ink and is positioned above the printed name and title.

George Rachac
President

7/11/83

Kirby Vacuums

361-0215

All City, Inc.
3352 MATHER FIELD ROAD
RANCHO CORDOVA, CALIFORNIA 95670

To Whom It May Concern:

I have known Monte Wilson since he started working for All City, Inc. We met in the same training class and learned the business together.

During the time I have known Monte he has helped me in my sales goals, keeping my enthusiasm up, and has been there just as a friend. Monte has been interested in helping other people and giving them his time if it could benefit the other party.

Monte is a hard worker, honest, and a conscientious person. He will do any firm he goes to work for a good job.

Sincerely,

Bob Cheney

Bob Cheney
Finance Manager

7/11/83

August 2, 1983

Members of the Las Vegas City Commission:

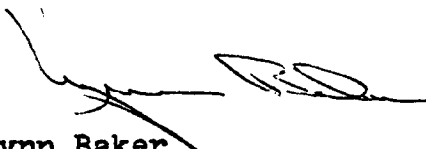
I'm writing to express my support for Monte Wilson in his request to obtain a work card.

I've known Monte for about one year. I am aware of the life he is presently living. I know of his past, and the steps he has taken over the last 4 years to change. He has gone from being a detriment of Society to a person with a spiritual conscience and an attitude of helpfulness to others.

His past and prospective employers have expressed confidence in him to represent them. He is well liked by those who know him and those he helps.

I have no reason to fear that Monte would return to the 'old' way of living. In fact, with his present standards, I feel assured that he will be helpful in our neighborhoods should such occasion arise.

Thank you for your consideration in this matter.



Lynn Baker



0080

AMERICAN COMMONWEALTH MORTGAGE COMPANY

Larry A. Sheeler
President

AUGUST 2, 1983

TO WHOM IT MAY CONCERN,

I HAVE KNOWN MONTE WILSON FOR A YEAR AND ONE
HALF. HE HAS IMPRESSED ME AS AN HONEST, SINCERE
MAN WHO IS AN ASSET TO OUR COMMUNITY. I HAVE
NO REASON TO QUESTION HIS INTEGRITY AND VALUE
HIS FRIENDSHIP.

SINCERELY,



LARRY A. SHEELER
PRESIDENT



City of Las Vegas

0081

AGENDA DOCUMENTATION

Date: July 29, 1983

TO:
The City CouncilFROM: *James H. Quinn*
CITY ATTORNEY

SUBJECT: Amendment to Agreement Between City and Colbert-Fogler Golf Enterprises, Inc., re: Operation of Las Vegas Municipal Golf Course

PURPOSE/BACKGROUND

The existing agreement between the City of Las Vegas and Colbert-Fogler Golf Enterprises, Inc. for the operation of the Las Vegas Municipal Golf Course provides for an initial term of ten years, of which seven and one half years remain, plus an unspecified number of five year extensions upon the mutual consent of the parties. Colbert-Fogler has explained that, in connection with its attempts to acquire financing for improvements to the golf course, it would be able to obtain a more beneficial interest rate if its lenders could be assured that Colbert-Fogler has the right to operate the golf course for a longer period than the seven and one half years which remain on the initial term of the contract.

The Amendment to Agreement which is before you, if it is approved, will provide that assurance. The proposed amendment provides for the same initial term as is provided in the existing agreement, but grants Colbert-Fogler the right unilaterally to extend such term for three successive five year periods. In exchange for this concession by the City, Colbert-Fogler has agreed to increase its annual percentage payments to the City from 5% (but not less than \$25,000) of the combined gross revenues which are derived from golf-related sources to 5.5% (but not less than \$50,000) for each of the years 1984 through 1990, 6% (but not less than \$60,000) for each of the years 1991 through 1995, 7% (but not less than \$70,000) for each of the years 1996 through 2000 and 8% (but not less than \$80,000) for each of the years 2001 through 2005. As before, all of the percentage payments which the City receives in respect of golf-related sources must be deposited to the credit of the City's Golf Enterprise Fund and may be expended only for capital improvements with respect to, or the operation or maintenance of, the golf course.

In addition, the proposed amendment, for the first time, requires Colbert-Fogler to make annual percentage payments to the City in respect of the gross revenues which are derived from the operation of the clubhouse, other than from sales of pro shop items. These percentage payments equal 5% of such revenues for each of the years 1984 through 1990, 6% of such revenues for each of the years 1991 through 1995, 7% of such revenues for each of the years 1996 through 2000 and 8% of such revenues for each of the years 2001 through 2005. The percentage payments which the City receives in respect of clubhouse revenues may be deposited to the credit of the City's general fund and may be expended for any purpose which the City desires.

FISCAL IMPACT:

The increase in the percentage payments in respect of golf-related sources and the addition of percentage payments in respect of clubhouse revenues under the proposed agreement will generate \$3,700,000 in additional revenues to the City.

RECOMMENDATIONS:

It is recommended that the City Council take the appropriate steps to adopt this Amendment to Agreement.

Agenda Item

V-8

AMENDMENT TO AGREEMENT

THIS AMENDMENT TO AGREEMENT, made and entered into this 3rd day of August, 1983, by and between the CITY OF LAS VEGAS, a municipal corporation of the State of Nevada (hereinafter referred to as the "CITY"), and COLBERT-FOGLER GOLF ENTERPRISES, INC., a Nevada corporation (hereinafter referred to as the "MANAGER");

W I T N E S S E T H:

WHEREAS, the parties hereto have heretofore, on the 5th day of November, 1980, made and entered into that certain agreement which is entitled "GOLF COURSE MANAGEMENT AGREEMENT" (the "Agreement" herein) and provides for the operation and maintenance by the MANAGER of that certain real property which is commonly known as the Las Vegas Municipal Golf Course, including all permanent buildings and all permanent structures which are situate thereon; and

WHEREAS, the parties desire, by this Amendment to Agreement, to amend those certain provisions of the Agreement which are hereinafter set forth with particularity;

NOW, THEREFORE, for and in consideration of the premises of the mutual promises and agreements which are hereinafter contained and of other good and valuable considerations, the receipt of which is hereby acknowledged by the respective parties, the parties do hereby agree as follows:

1. Paragraph 1 of the Agreement is hereby amended to read as follows:

1. General Provisions.

A. In accordance with the bid specifications for Bid No. 81.1230.4, for "Professional Management Contract for the Operations of the Las Vegas Municipal

0083

1 Golf Course and Club House Facilities," dated August 28,
2 1980, as supplemented by Addendum #1, dated September 18,
3 1980 (the "Specifications" and the "Addendum", respect-
4 ively, herein), copies of both of which documents are
5 attached as Exhibit "A" hereto and by this reference
6 made a part hereof, the City hereby accepts the proposal
7 (the "Proposal" herein) which was originally submitted
8 under the names of James J. Colbert, Jr. and Ron Fogler,
9 jointly and not severally, dated September 23, 1980, but
10 subsequently assigned to the MANAGER, a copy of which
11 proposal is attached as Exhibit "B" hereto and by this
12 reference made a part hereof.

13 B. Both the CITY and the MANAGER agree to perform
14 this Agreement according to all of the terms and con-
15 ditions which are contained in the Specifications, the
16 Addendum and the Proposal, except to the extent that
17 said documents are hereinafter expressly or by necessary
18 implication amended.

19 2. Paragraph 2 of the Agreement is hereby amended to
20 read as follows:

21 2. Term.

22 This Agreement shall commence on January 1, 1981.
23 The term of this Agreement is ten years, subject
24 to the termination provisions which are set forth
25 in Exhibit "A", with the right of the MANAGER to
26 extend said term for three successive five year
27 periods. If the MANAGER decides not to extend
28 this Agreement, either at the expiration of the
29 initial term hereof or at the expiration of either of
30 the first two five year extensions, notice of non-
31 extension must be given to the CITY at least
32 six months prior to the expiration date of such

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1 initial term or of such extension, as the case may
2 be.

3 3. Paragraph 6 of the Agreement is hereby amended to
4 read as follows:

5 6. Payment.

6 A. The MANAGER agrees to pay annually to the
7 CITY a percentage of the combined gross revenues which
8 were derived from (i) green fees, (ii) self-propelled
9 cart rentals and (iii) driving range fees during the
10 preceding year, equal to:

11 Years 1 through 3, 5%, but not less than
12 \$25,000.00 per year;

13 Years 4 through 10, 5.5%, but not less than
14 \$30,000.00 per year;

15 Years 11 through 15, 6%, but not less than
16 \$60,000.00 per year;

17 Years 16 through 20, 7%, but not less than
18 \$70,000.00 per year; and

19 Years 21 through 25, 8%, but not less than
20 \$80,000.00 per year.

21 The first payment shall be made on or before April 1,
22 1982, for the calendar year 1981, and each payment
23 thereafter shall be made on or before April 1st of the
24 year which follows the calendar year to which said pay-
25 ment applies. The payments which are received by the
26 City pursuant to this subparagraph 6(A) shall be deposited
27 to the credit of the CITY's Golf Course Enterprise Fund
28 and may be expended only for capital improvements with
29 respect to, or the operation or maintenance of, the
30 Las Vegas Municipal Golf Course or any other golf
31 course which may hereafter be owned by the City and
32 operated by the MANAGER.

1 B. The MANAGER also agrees to pay annually to
2 the City a percentage of the gross revenues which were
3 derived from the operation of the club house, other
4 than from sales of pro shop items, during the preceeding
5 year, equal to:

6 Years 1 through 3, 0%;

7 Years 4 through 10, 5%;

8 Years 11 through 15, 6%;

9 Years 16 through 20, 7%; and

10 Years 21 through 25, 8%.

11 The first payment shall be made on or before April
12 1, 1985, for the calendar year 1984, and each pay-
13 ment thereafter shall be made on or before April
14 1st of the year which follows the calendar year to which
15 said payment applies. The funds which are received
16 by the CITY pursuant to this subparagraph 6(B) may
17 be deposited to the credit of the CITY's General
18 Fund and may be expended for any purpose which the
19 CITY, in its sole and absolute discretion, desires.

20 4. Paragraph E (SCHEDULES) of Section V (PLAN OF
21 CONTINUED OPERATION) of the Proposal (see Proposal, page 21) is
22 hereby amended to read as follows:

23 E. SCHEDULES

- 24 1. Daily (see item V above)
25 2. Fees. Describe any surcharges to or
26 changes in the current established fee schedule
27 which you may advocate now or in the future
28 and how the receipts will be used. All fees
29 must be approved by specific action of the
30 City Commission of the City of Las Vegas.

31 See Exhibit "B" attached hereto and made a
32 part hereof.

33 5. EXHIBIT "B" to the Proposal is hereby amended to
34 read as follows:

35

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RATE SCHEDULE

EFFECTIVE JANUARY 1, 1984

(LAS VEGAS MUNICIPAL GOLF COURSE)

GREEN FEES:*

a)	Residents	
	18 holes	\$ 6.75
	9 holes	4.25
b)	Senior Citizens (65 and over)	
	Weekdays only per specified times	3.25
c)	Ladies Days (Resident)	
	Tuesdays	4.75
d)	Student's (Residents)	
	Weekdays only after 3:00	2.00
e)	Non-Residents	
	18 holes	8.75
	9 holes	5.25

SELF-PROPELLED CART RENTALS:*

	18 holes	11.50
	9 holes	7.25

*The foregoing green fees and cart rentals shall be adjusted in January of each year in accordance with the Consumer Price Index for All Urban Consumers (U.S. City Average) as of September 30th of the year which precedes the calendar year to which such adjustment applies. All green fees and cart rentals, after such adjustments, shall be rounded to the nearest 25 cents.

EXHIBIT "B"

6. For the purposes of this Amendment to Agreement, those paragraphs of the Special Conditions of the Specifications which are entitled "TERM" and "ECONOMIC PROPOSAL" (see Specifications, page 11), item #11 of the Addendum (see Addendum, page 4), item #18 of the Addendum (see Addendum, page 6) and paragraph F (AMOUNT OF ANNUAL REVENUE TO BE PAID TO THE CITY OF LAS VEGAS) of Section V (PLAN OF CONTINUED OPERATION) of the Proposal (see Proposal, page 22), are hereby deleted.

7. Except as hereinabove expressly or by necessary implication amended, the Agreement, and each of the provisions thereof, including without limitation Exhibit "A" and Exhibit "B"

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1 thereto, shall remain and be in full force and effect.

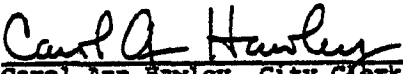
2 IN WITNESS WHEREOF, the parties hereto have caused this
3 Amendment to Agreement to be executed by their duly authorized
4 representatives the day and year first above written.

5 CITY OF LAS VEGAS, NEVADA

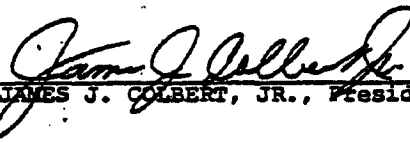
6
7 By 
8 WILLIAM H. BRIARE, MAYOR

RON LURIE, MAYOR PRO-TEM

9 ATTEST:

10
11 
12 Carol Ann Hawley, City Clerk

13 COLBERT-FOGLER GOLF ENTERPRISES, INC.

14
15 By 
16 JAMES J. COLBERT, JR., President

City of Las Vegas

0088

AGENDA DOCUMENTATION

Date: June 23, 1983

TO: The City Council

FROM: *J. Stewart*
Janson F. Stewart
Chief Civil Deputy Attorney

SUBJECT:

Request for Approval of Complaint and Hearing on License Disciplinary Action against Ultralight Flying Machines, Inc.

PURPOSE/BACKGROUND

Attached hereto is a proposed Complaint for your approval of a license disciplinary proceeding against Ultralight Flying Machines, Inc. The Complaint summarizes the infractions of the licensee which are more fully discussed in the investigative report prepared by the Department of Business Activity which is also supplied to you.

FISCAL IMPACT

NONE

RECOMMENDATIONS

It is recommended that the proposed Complaint for Disciplinary Action against Ultralight Flying Machines, Inc., dba Ultralight Flying Machines be approved by the City Council.

DISPOSITIONApproved ☐
Disapproved ☐
Held ☐

Status Due: _____

Agenda Item

V.C.

0089

THE CITY COUNCIL
OF THE CITY OF LAS VEGAS, NEVADA

In the Matter of)

The Department of Business)
Activity on behalf of the)
City of Las Vegas, Nevada.)

Petitioner,)

v.)

Ultralight Flying Machines,)
Inc., dba Ultralight Flying)
Machines,)

Respondent.)

COMPLAINT FOR
DISCIPLINARY ACTION

COMES NOW the Petitioner, The Department of Business Activity of the City of Las Vegas, Nevada, and makes this Complaint for Disciplinary Action against the Respondent as follows:

1. That Ultralight Flying Machines, Inc. dba Ultralight Flying Machines is the holder of a business license No. MD6-C45-4-23983 issued by the City of Las Vegas, Nevada, which permits the selling of ultralight aircraft.

2. That the only premises approved for such business is 872 East Sahara Avenue, Las Vegas, Nevada.

3. That notwithstanding the approved location, the Respondent, in violation of LVMC 6.02.100 and LVMC 6.02.140, conducts its business or portions thereof at 5500 Grand Teton, Las Vegas, Nevada.

4. That in addition to selling such aircraft, the Respondent conducts flying lessons or demonstrations, stores and services approximately 30 of such aircraft upon the premises and operates a flying club all upon or from the premises at 5500 Grand Teton.

5. That the actions of the Respondent causes great annoyance and disturbance to the residents in the surrounding area due to noise, invasion of privacy, disturbance to animals

1 and increased dust caused not only by ultralight aircraft taking
2 off and landing but also by increased traffic over dirt or gravel
3 roads in the area.

4 6. That the property at 5500 Grand Teton is zoned R-E
5 and that the activity conducted thereon is in violation of
6 LVMC 19.02.010.

7 7. That such actions of the Respondent constitute good
8 cause for disciplinary action pursuant to LVMC 6.02.330 which
9 states in part:

10 The licensee may be subject to disciplinary action by
11 the Board of Commissioners for good cause, which may
12 include, but is not limited to:

13 * * *

14 (B) The licensee or any of its principals fails to
15 satisfy any qualification or requirement imposed by this
16 Code, or other local, State or Federal law or regulation
17 pertaining to the particular license or approval for
18 suitability sought or held;

19 * * *

20 (I) The actual business activity constitutes a public
21 or private nuisance, or will be or is conducted in an
22 unlawful, illegal or improper manner;

23 8. That such actions of the Respondent constitute
24 cause for disciplinary action pursuant to LVMC 6.02.340 which
25 provides:

26 Whenever this Title requires any act to be done or pro-
27 hibits or makes unlawful the doing of any act, the
28 failure to do any such required act or the doing of any
29 such prohibited or unlawful act shall subject the person
30 who commits such violation to disciplinary action.

31 . . .

32 . . .

1 9. That it has been necessary for the Petitioner to
2 devote its attorneys to bring this complaint and conduct this
3 matter.

4 WHEREFORE, the Department of Business Activity respect-
5 fully requests the City Council as follows:

6 1. To approve this Complaint and order a disciplinary
7 hearing held either before said Council or before a Hearing
8 Examiner appointed by said Council to take disciplinary action
9 against the Respondent.

10 2. Following such disciplinary hearing, to suspend or
11 revoke the Respondent's license.

12 3. Following such disciplinary hearing, to impose a
13 fine upon the Respondent.

14 4. To award the Petitioner the actual costs incurred
15 together with reasonable attorney's fees.

16 5. For such other relief as the Council deems proper.

17 DATED this ____ day of June, 1983.

18
19 
20 JERRY J. CAHILL, Director
21 Department of Business Activity
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28
29
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31
32

CITY OF LAS VEGAS

Date 0092

INTER-OFFICE MEMORANDUM

June 1, 1983

TO: JERRY J. CAHILL, DIRECTOR DEPARTMENT OF BUSINESS ACTIVITY	FROM: KEN KESTERSON LICENSE INVESTIGATOR <i>KK per SD</i>
SUBJECT: ULTRALIGHT FLYING MACHINES 872 EAST SAHARA AVENUE LICENSE NO. M06-C45-4-23983 INVESTIGATIVE REPORT	COPIES TO:

Records on file in the Department of Business Activity reveal Ultralight Flying Machines, Inc., applied for a business license on November 5, 1982, to conduct business at 5500 Grand Teton Drive. The business operation was described as follows:

"Selling ultralights - (Powered Hand Glider). At this time we are not giving lessons. Instruction comes with purchase of plane at no additional cost. Mfg. in San Marcos, Calif., and shipped to us in a kit."

The applicants for the business license are Richard Wyatt, President; Betty Massey, Vice-President; and Mona Wyatt, Secretary-Treasurer. The business telephone is listed as 645-6901. The residence telephone of Richard and Mona Wyatt is listed as 643-9532. The application to operate from 5500 Grand Teton Drive was denied and a letter stating the reason for denial (property zoned RE, residential use only) was sent to the principals on November 29, 1982. On February 28, 1983, the application was amended to show a business address of 872 East Sahara Avenue. The business description was altered to include the following statement by Seth Nemeth in the Department of Community Planning and Development on March 3, 1983:

"Office use only - mail order business per conversation with applicant."

Final approval for the business license, located at 872 East Sahara Avenue, was granted on April 18, 1983. (See Attachment 1) Please note that 645-6901 is a published phone number listed to Ultralight Flying Machines at 5500 Grand Teton Drive; and 643-9532 is a published number listed to Richard Wyatt at 3440 Las Vegas Boulevard North.

The following is a chronological listing of incidents that have taken place in the business affairs of Ultralight Flying Machines:

CIV 7007

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Ultralight Flying Machines, Inc.
June 1, 1983
Page 2

- 2/14/83 Copy of a letter dated February 14, 1983, to Ultralight Flying Machines, Inc., from the U.S. Department of Interior, Bureau of Land Management, stating the business was violating federal laws and regulations by using the 5500 Grand Teton Drive address as an access road and landing strips. The business was given 15 days to cease the trespassing violation and given 30 days to appear at the Bureau of Land Management's Office to effect settlement. (See Attachment 2)
- 4/13/83 The Department of Community Planning and Development mailed a letter to Ultralight Flying Machines, 5500 Grand Teton Drive, on April 13, 1983, stating no business operation in connection with the vehicles may be conducted in a RE District (Residence Estates) nor a recreational use made of the property for the ultralight vehicle that constituted a nuisance to either the public or area residents, created a health or fire hazard, or had a detrimental effect on the neighborhood. (See Attachment 3)
- 4/18/83 The Bureau of Land Management's Office forwarded still another letter stating that field examinations revealed they were still using the subject property and no attempt had been made to contact their office to effect settlement. Therefore, a Notice to Remove Unauthorized Improvements and Cease Unauthorized Use on United States Land was issued to them. (See Attachment 4)
- 5/18/83 A complaint was taken from Lyn Wadsworth, 7217 North Jones Boulevard, phone no. 645-3703, regarding the business using the area known as 5500 Grand Teton Drive as a sales office and a demonstration/training area for its ultralight aircraft since it is zoned RE (Residence Estates; single family dwelling and light agricultural uses). Mr. Wadsworth contends that the use of the property in this manner creates excessive dust and noise pollution. The aircraft violates air pollution control regulations in that it loosens the top soil so that it blows during windy days and thereby creates even more dust pollution. This investigator informed Mr. Wadsworth this matter would be fully investigated and contact would be kept with him.

This same day, at 10:45 a.m., this investigator went to 872 East Sahara Avenue, the licensed business address of the business. This building has a sign on

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Ultralight Flying Machines, Inc.
June 1, 1983
Page 3

the left side stating "Ultralight Aviation". On the right side there are three signs: "Garlin Hahn, Dentist", "Dwyte Brooks, Dentist", and "Layton Theobald, Dentist". A person, who later identified himself as Dr. Hahn, going into the dental offices asked what I was looking for and I told him that I had been informed I could pick up a brochure on the ultralight aircraft at this location. Dr. Hahn invited me into what appeared to be his small private office. He gave me a three-page advertisement, and then drew a map to the 5500 Grand Teton Drive location. He stated I could call the phone number written on the map (645-6901) and then drive out to see the aircraft. (See Attachment 5)

At 2:15 p.m., Mr. Wadsworth came to this office and gave this investigator a copy of a permit issued by the Clark County Health District, Air Pollution Control Division, to disturb the top soil, and a copy of F.A.A. Regulations covering ultralight vehicles. (See Attachment 6)

5/19/83

An ad appeared in The Review Journal for Ultralight Flying Machines, Inc., with a phone number of 645-6901 located at 5500 Grand Teton Drive. (See Attachment 7)

At 1 p.m., this investigator arrived at the 5500 Grand Teton Drive address. Mr. Don "Hawk" Wyatt met me and said he would be glad to show me the aircraft; if it was not windy, he would take me for a demonstration ride. Included in a lengthy sales presentation, Mr. Wyatt stated they had sold 180 of the ultralight vehicles, they have a flying club operating from the 5500 Grand Teton Drive address, and they are not crowded due to having four landing strips which can be used at all times. There were 30 to 40 aircrafts in the hangar at this time which belong to the flying club members. Mr. Wyatt gave me his card and a brochure on the ultralight aircraft. (See Attachment 8)

5/20/83

An ad appeared in The Review Journal for Ultralight Flying Machines, Inc., with the same information from the previous day's ad. (See Attachment 9)

At 9:30 a.m., this investigator and Director Jerry Cahill, Department of Business Activity, met with City Attorney George Ogilvie and Deputy Attorney John Roethel. A decision was made to gather information for a Show Cause Hearing on the business of Ultralight Flying Machines, Inc. This investigator was instructed to check with the Building & Safety Department, Fire

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Ultralight Flying Machines, Inc.
June 1, 1983
Page 4

5/20/83
(cont'd)

Department, Department of Taxation, and the Secretary of State's Office to determine the status of Ultralight Flying Machines, Inc.

The Secretary of State's Office, Carson City, Nevada, stated the corporation was current and in good standing. The officers being Richard Wyatt, Betty Massey, and Mona Wyatt.

Bob Cochran, Department of Taxation, submitted a printout to this investigator showing Ultralight Flying Machines, Inc., as a Nevada corporation in good standing (Incorporate No. 524-82) with Paul Sorenson as the resident agent. However, there is no record of the company filing for a tax number. (See Attachment 10)

Ray Peoples, Las Vegas Fire Department, was contacted to determine the status of this corporation due to inflammables; i.e., gasoline being in the aircrafts and stored in the building used as a hangar at 5500 Grand Teton Drive. Mr. Peoples said he would have Rick Lazemby inspect the location and return my call.

Dave Semenza, Building & Safety Department, was contacted regarding a building permit for this company. After searching the department's records, a building permit could not be found for the 60 x 150 ft. building used as a hangar. Mr. Semenza explained that the building must have been on the location when it was annexed into the City. Mr. Semenza stated he had been at the location and brought all buildings, including the hangar, up to code as far as electrical requirements were concerned. A plot map of existing buildings, proposed development, and a copy of all building permits on record are included as Attachment 11.

5/23/83

This investigator contacted Rick Williams, Department of Community Planning and Development. Mr. Williams stated the building was used to conduct business and house the flying club's aircraft on location at the time application was made for a use permit. As far as he knew, a City building permit was not required. It was his opinion, however, that the company was in violation with regards to the flying club located at the 5500 Grand Teton Drive address.

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(cont'd)

Lyn Wadsworth called and stated Mr. Nader, Air Pollution Control, told him that when the aircraft were flying and stirring up the dust, he was to notify him and they would come out and issue a citation.

Don Tanner, Las Vegas Fire Department, contacted this investigator and informed me that he had inspected the property at 5500 Grand Teton Drive and found many fire code violations; i.e., storage of inflammables in a 2,000-gallon tank and 4,000-gallon tank underground with no permits, a 600- to 800-gallon tank on a trailer not properly marked, and several 13-gallon plastic drums with gas for aircraft. Mr. Tanner said he would talk to Ned Barker, Fire Marshal, and let this investigator know in the morning what they were going to do in regards to the violations.

5/24/83

Fire Marshal Ned Barker informed Jim DiFiore, License Investigator, that the only fire violations he noticed were the 15-gallon drums that must be painted red and that the aircraft must be fueled outside the hangar.

5/27/83

This investigator compiled a listing of residents in the 5500 Grand Teton Drive neighborhood with complaints regarding Ultralight Flying Machines, Inc. Each resident stated they may be contacted to verify their dislike of having the operation at this location. (See Attachment 12)

This investigative report is submitted for review.

KK:vh

Attachments (12)

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MAYOR BRIARE: Next, Mr. Ogilvie.

CITY ATTORNEY OGILVIE: The next item, Mr. Mayor, is the hearing on the complaint for disciplinary action against Ultralight Flying Machines, Inc., and my Chief Deputy Jan Stewart will conduct the hearing on this.

MAYOR BRIARE: Mr. Stewart, are you going to define specifically what we have under consideration at this meeting?

JAN STEWART, CHIEF
DEPUTY CITY ATTORNEY: I'd like to just briefly explain the nature of the complaint and then I need to call some witnesses, Your Honor. I'm Jan Stewart, Chief Deputy City Attorney, and I think Mr. Garner should introduce himself and his client.

ATTY. CHARLES GARNER: Mr. Don Wyatt, that's the Manager of Ultralight and President of Ultralight.

JAN STEWART: Your Honor, this complaint comes to the Board for two alleged violations of our code. The nature of the complaint is the revocation request of the business license of Ultralight Flying Machines. The City issued a business license to this company to operate at 872 East Sahara Avenue, Las Vegas, Nevada. We believe the evidence will show that he is also operating at a location 5500 Grand Teton Avenue which is an R-E Zone much to the objection of the neighbors and in violation of the City Code. So at that point, I think I need to call a few witnesses to establish that this company is doing business in a location not approved under the license.

MAYOR BRIARE: Mr. Garner, did you identify yourself as the counsel for Ultralight?

ATTY. CHARLES GARNER: Yes.

MAYOR BRIARE: Do they operate at 5500 Grand Teton?

ATTY. CHARLES GARNER: No, they do not, Your Honor. There is a flying club there, but it is not part of Ultralight. There are some eight or nine other dealers in this area. There are some 30 planes at the --

MAYOR BRIARE: Okay. Well, Charlie, rather than ask you to present your case, I just wanted to clarify if we have to go ahead and have witnesses to indicate that indeed this is being done when you say it's not being done. So I think we'd better have Mr. Stewart proceed.

JAN STEWART: Would you state your name, Mr. Cahill?

JERRY CAHILL: Jerry Cahill, Director of Department of Business Activity, City of Las Vegas.

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(AT THIS TIME JERRY CAHILL IS SWORN AS A WITNESS BY
CITY CLERK CAROL ANN HAWLEY)

JAN STEWART: Mr. Cahill, in your capacity as Director of Business Activity did you receive a license application on behalf of the Respondent Ultralight Flying Machines?

JERRY CAHILL: Yes, sir, I did.

JAN STEWART: Do you know when that license application was made?

JERRY CAHILL: It was received November 10, 1982.

JAN STEWART: And at that time -- do you have a copy of that license application?

JERRY CAHILL: Yes, sir.

JAN STEWART: Let me show you, Mr. Cahill, what has been marked as Petitioner's Exhibit A and ask you if you can identify that.

JERRY CAHILL: Yes, this is the license application that was submitted on that date.

JAN STEWART: Mr. Mayor, I ask that Petitioner's Exhibit A be admitted for the purpose of --

CHARLES GARNER: No objection.

JAN STEWART: Okay. What was the address listed -- initially listed on the license application, Mr. Cahill?

JERRY CAHILL: 5500 Grand Teton.

JAN STEWART: And did you approve that location?

JERRY CAHILL: No, we sent a -- this application was routed out to Planning. We subsequently received a letter for denial from Planning, and on November 29, 1982, the Ultralight Flying Company was notified of this denial.

JAN STEWART: Did you notify them by letter?

JERRY CAHILL: Yes, sir.

JAN STEWART: Let me show you what's been marked as Petitioner's Exhibit B and ask you if you can identify the letter.

JERRY CAHILL: This is the letter.

JAN STEWART: Mr. Garner.

CHARLES GARNER: No objection.

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JAN STEWART: With no objection, I'd ask that it be received. Mr. Cahill, what was the reason for denial? Would you explain that again to the Board?

JERRY CAHILL: This denial was based on a recommendation from the Community Planning and Development Department. The property is zoned R-E, residential only, at that location.

JAN STEWART: Okay. So you notified the applicant that his license was denied. Did you receive any further information or subsequent application?

JERRY CAHILL: Not at that point in time.

JAN STEWART: Well, later did the applicant come in to amend his application?

JERRY CAHILL: On 2/28 of '83 the application was amended to the address on the application of 872 East Sahara Avenue.

JAN STEWART: Were there any other changes at that time made in the application?

JERRY CAHILL: The only changes that I noticed on the application in the section giving the description was a note made by someone in the Department of Community Planning and Development that said that this would be a mail order business only.

JAN STEWART: Okay. Now, based on the new location, 872 East Sahara Avenue, was this license then approved?

JERRY CAHILL: That's correct.

JAN STEWART: That's all the questions I have of Mr. Cahill.

MAYOR BRIARE: Mr. Garner:

CHARLEST GARNER: No cross examination.

MAYOR BRIARE: Thank you, Mr. Garner.

JAN STEWART: Mr. Foster please.

(HAROLD FOSTER, DIRECTOR OF THE DEPARTMENT OF COMMUNITY PLANNING & DEVELOPMENT WAS SWORN IN BY CITY CLERK HAWLEY.)

JAN STEWART: State your name, Harold.

HAROLD FOSTER: Harold Foster, Director of Community Planning and Development.

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JAN STEWART: Mr. Foster, in your capacity as Director of Community Development, can you tell us what the zoning classification is at the property of 5500 Grand Teton Drive?

HAROLD FOSTER: It's R-E, Residence Estates.

JAN STEWART: And does that allow any commercial activity at that property?

HAROLD FOSTER: No.

JAN STEWART: Did you have an occasion in April of 1983 to send a letter to the property owner in reference to commercial activity carrying on at that property?

HAROLD FOSTER: Yes.

JAN STEWART: Let me show you what has been marked as Petitioner's Exhibit C.

HAROLD FOSTER: That's the letter I sent.

JAN STEWART: And that's addressed to a Mrs. West. Is she the listed property owner.

HAROLD FOSTER: That's correct.

JAN STEWART: Was there also a copy sent to Mr. Wyatt listed on the license application?

HAROLD FOSTER: Yes.

JAN STEWART: Mr. Garner?

CHARLES GARNER: I have no objection.

JAN STEWART: I ask it be received. Mr. Foster, was there also at one period in time an application for a Use Permit at this property?

HAROLD FOSTER: Yes.

JAN STEWART: And what was the purpose of that use permit?

HAROLD FOSTER: It was to apply for a flying club for the storage and flying of Ultralight Aircraft.

JAN STEWART: And was that subsequently withdrawn?

HAROLD FOSTER: Yes.

JAN STEWART: So that was never submitted to the Planning Commission?

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HAROLD FOSTER: The Board of Zoning Adjustment.

JAN STEWART: I have no further questions of Mr. Foster.

CHARLES GARNER: Is it not true in R-E Zoning, which has got the most restrictive use, that there is a provision that large parcels of land, 80 or more acres, may be included for future determination? Is that one of the things that you put in the R-E?

HAROLD FOSTER: We indicate, or the ordinance does indicate that larger parcels can be considered for other types of use, and what we were thinking of is something other than the residence estates, half acre development that's normally found in that zone.

CHARLES GARNER: Is it not true that the Hahn property which is the 80 acres at 5500 Teton backs up and is adjacent to approximately 200 square miles of land that is owned by BLM in which recreational vehicles makes use?

HAROLD FOSTER: I know it's federal land, but I'm not aware of the type of use.

CHARLES GARNER: Alright. Do you know whether or not when the uses may be made of BLM land is for the use of recreational vehicles? You either know or you don't know.

HAROLD FOSTER: I don't know.

CHARLES GARNER: There are no roads that go farther north in this area than Grand Teton, is that correct? There's no development to the north?

HAROLD FOSTER: There are dirt and possibly some surface roads north of Grand Teton. One that I'm familiar with would be Jones Boulevard.

CHARLES GARNER: Jones Boulevard becomes a dirt road about a half mile prior to this Grand Teton. It goes out a little bit farther into the desert. There are probably a thousand ranch estates to the east of this, but there's none to the north. Isn't that the state of the development?

HAROLD FOSTER: None immediately north of this property?

CHARLES GARNER: There's none immediately north, but there is a large number of developments to the east and west.

HAROLD FOSTER: Correct.

CHARLES GARNER: That's all.

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JAN STEWART: Mr. Foster, I think it was mentioned that that property was 80 acres. Do you know for a fact if the property is 80 acres?

HAROLD FOSTER: This particular site, it's 40 acres.

JAN STEWART: It's 40 acres.

CHARLES GARNER: Well, there's two 40 acres owned by the same people.

HAROLD FOSTER: Oh.

JAN STEWART: I have no further questions.

MAYOR BRIARE: Mr. Stewart, why was the application for a use permit withdrawn?

JAN STEWART: Apparently, they felt -- I don't know. You'll have to ask them.

MAYOR BRIARE: Mr. Garner, are you aware of that?

CHARLES GARNER: Well, if I had been handling it at that time, I would have --

MAYOR BRIARE: Can you get an answer for me?

CHARLES GARNER: Yes. It was withdrawn because they thought there was too much objection.

MAYOR BRIARE: That's interesting. Too much objection? Okay. Thanks, Mr. Garner. Mr. Stewart, proceed, unless there's a question.

JAN STEWART: Mr. Kesterson, please.

(KEN KESTERSON, LICENSE INVESTIGATOR, CITY OF LAS VEGAS WAS SWORN IN BY CITY CLERK HAWLEY.)

KEN KESTERSON: My name is Ken Kesterson. I'm a License Investigator for the City of Las Vegas.

JAN STEWART: Mr. Kesterson, in that capacity did you have occasion to make an investigation of this business?

KEN KESTERSON: I did.

JAN STEWART: Where did you start your investigation?

KEN KESTERSON: On the 872 Sahara address.

JAN STEWART: You went to that address?

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KEN KESTERSON: I went to that address and I contacted a man, a Dr. Hahn. I asked him -- I told him I was told I could pick up literature on the Ultralight flying machines there. He give me a small brochure and drew me a map, told me a phone number -- give me a phone number and told me I could go out to 5500 Grand Teton address and see them.

JAN STEWART: What was the phone number he gave to you?

KEN KESTERSON: 645-6901.

JAN STEWART: Okay. Then he referred you to the address of 5500 Grand Teton Avenue?

KEN KESTERSON: He did.

JAN STEWART: Did you go out to that address?

KEN KESTERSON: Yes.

JAN STEWART: And who did you see there?

KEN KESTERSON: Mr. Don Wyatt.

JAN STEWART: Would you relate to the Board what conversation took place at that time.

KEN KESTERSON: Well, I arrived there, and I told him that I had a partner and me and my partner was interested in possibly buying one of these flying machines. He showed me through the hanger. They had about 30 or 40 in there. He said, "If it wasn't so windy, I would take you for a demonstration ride." I said, "Well, I wasn't too interested in that anyway." So I asked him about price. I have brochures or you have brochures that I marked the prices that he give me for the Ultralight Aircraft on it. I asked him about assembly. He said, "We assemble them right here for you. It comes in a kit. We'll assemble it for you." I asked him about instructions, about how to fly the thing. He says, "We'll give you instruction." He gave me a lengthy sales talk on it. I told him I would contact my partner and see him later. I said, "With all these planes here, it would get kind of busy if I was" -- he told me also he had a flying club there. And I said, "Well, wouldn't it get kind of busy with all these planes out here," and he said, "Oh, no, we have four runways that can be used at any one time." He said, "We've sold 180 of these planes since we've been in business."

JAN STEWART: Did he give to you his business card?

KEN KESTERSON: Yes, and he give me this brochure here that explains their whole operation out there.

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JAN STEWART: I'll show you what's been marked as Petitioner's Exhibit D. Can you identify that as the one he gave to you?

KEN KESTERSON: I can.

JAN STEWART: Mr. Garner.

CHARLES GARNER: No objection.

JAN STEWART: I'll ask that this be received, Your Honor. Mr. Kesterson, I'll show you what's been marked as Petitioner's Exhibit E. Is this the material that he gave to you?

KEN KESTERSON: This is the other material, yes. And these prices marked on the bottom here is what he told me, he quoted me when he gave me one of them.

JAN STEWART: Now, was it on the premises of 5500 --

KEN KESTERSON: Grand Teton.

JAN STEWART: Mr. Garner.

(DISCUSSION NOT AUDIBLE HELD BY ATTORNEYS.)

JAN STEWART: Let me ask you so we can make sure that this is correct. Petitioner's Exhibit E -- did you received this at the dentist's office?

KEN KESTERSON: No, I received that at 5500 Grand Teton. I have some more here that I received at the dentist's office.

JAN STEWART: This is all I need. Now, in addition, Mr. Kesterson, did you have a chance to view in various locations throughout this valley a display of the Ultralight Flying Machine?

KEN KESTERSON: I did.

JAN STEWART: I'll show you what has been marked as Plaintiff's Exhibit F. Can you identify that photograph?

KEN KESTERSON: I can. It's at the Brewery on Paradise Road. The plane was sitting there. It has a phone number that is registered to Grand Teton on their side listing it as an airport.

JAN STEWART: And has the name of the company, Ultralight Flying Machines?

KEN KESTERSON: It does.

JAN STEWART: Mr. Garner?

CHARLES GARNER: Is there no address?

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JAN STEWART: No, he said at the Brewery. Do you know where that's located?

KEN KESTERSON: I don't have the exact number. It's on Paradise Lane.

CHARLES GARNER: Paradise and Sands Road.

JAN STEWART: I'd ask that this be received into evidence. Did you also have a chance to review various advertisements of this company?

KEN KESTERSON: I did.

JAN STEWART: Let me show you what's been marked as Plaintiff's Exhibit G, and ask you if you can identify that exhibit.

KEN KESTERSON: I can identify it. It's two pages out of the phone book which I took out which lists the 645-6901 number with their advertisement.

JAN STEWART: Does it list an address?

KEN KESTERSON: 5500 Grand Teton.

JAN STEWART: And is this the most recent phone book?

KEN KESTERSON: The most recent phone book.

JAN STEWART: Mr. Garner.

CHARLES GARNER: Was that prior to -- that would be the one that came out in January, is that right?

KEN KESTERSON: No. It would be the one that came out in July.

JAN STEWART: I'd ask that this be received into evidence.

CHARLES GARNER: No objection.

JAN STEWART: I'll show you what has been marked as Petitioner's Exhibit H and I and ask you if you can identify those exhibits.

KEN KESTERSON: I can identify them. One is an ad for Ultralight Flying Machines.

JAN STEWART: Are you referring to Exhibit H?

KEN KESTERSON: H.

JAN STEWART: Okay.

KEN KESTERSON: It came out in the Review Journal, May 20, 1983. The other one is an ad in the Sun. It came out June 28, 1983.

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JAN STEWART: And they are advertisements by this company?

KEN KESTERSON: Yes.

JAN STEWART: In the Review Journal ad, it does not refer to an address, but it does list a phone number, is that -- ?

KEN KESTERSON: No, but it still lists that 645-6901 phone number, which is their phone number at 5500 Grand Teton.

JAN STEWART: Okay. And the Petitioner's Exhibit I?

KEN KESTERSON: Same thing. It does not give an address, but it lists the 645-6901 phone number.

JAN STEWART: Okay. I'd ask that both these exhibits be received into evidence.

CHARLES GARNER: No objection.

JAN STEWART: Did he discuss -- Mr. Wyatt -- when you were on the premises this flying club at all?

KEN KESTERSON: Just that he had one.

JAN STEWART: Was that part of the sales presentation to you?

KEN KESTERSON: Yes, that you had a place to come and fly if you bought one of the aircraft.

JAN STEWART: I have no further questions.

MAYOR BRIARE: Mr. Garner.

CHARLES GARNER: Did he tell you where the contracts would be signed relative to the purchase?

KEN KESTERSON: No, he didn't tell me that. We didn't get that far.

CHARLES GARNER: Did he tell you he had an office at 872 Sahara?

KEN KESTERSON: I can't remember if he told me he had an office. I'd already been there so I knew they had an office there.

CHARLES GARNER: Did you see any of the unassembled Ultralights?

KEN KESTERSON: No. They were all assembled.

CHARLES GARNER: And did he represent that any of those Ultralights was owned by him?

KEN KESTERSON: What's that?

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CHARLES GARNER: That any of the Ultralights at 5500 Grand Teton was owned by Mr. Wyatt?

KEN KESTERSON: Yes, he said he had a couple of them.

CHARLES GARNER: Did he show you any particular one?

KEN KESTERSON: Yes. He showed me a two-seater that he used to take people for demonstration rides in.

CHARLES GARNER: Did he show you any others?

KEN KESTERSON: Oh, yes. He showed me all of them that was there. I could take a look at any of them -- very brief.

CHARLES GARNER: Did he say they were his machines or other people's?

KEN KESTERSON: No, he didn't get into that. He said, "There are a lot of other people's machines here. That's what's stored in the hanger." On the sales, it would be a kit deal and they would assemble it for me and then they would teach me how to fly.

CHARLES GARNER: I have no other questions.

MAYOR BRIARE: Thank you, Mr. Garner.

JAN STEWART: Mr. Kesterson, did he ask you -- did you discuss at all servicing the machines?

KEN KESTERSON: No, I didn't get that far.

JAN STEWART: Okay. I have no other questions.

COUNCILMAN NOLEN: I have a question.

MAYOR BRIARE: Councilman Nolen.

COUNCILMAN NOLEN: Mr. Kesterson, did you see any of the planes being utilized while you were out there -- any of these aircrafts being utilized while you were out there?

KEN KESTERSON: You mean flying or -- ?

COUNCILMAN NOLEN: Yes.

KEN KESTERSON: No, there wasn't any flying that day I was there because it was Wednesday -- windy -- but I have been there on other occasions which are not in my report and saw them flying out there.

COUNCILMAN NOLEN: Did you look at these four runways that he -- ?

KEN KESTERSON: No, I did not look at those.

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COUNCILMAN NOLEN: In the times that you've been out there or any of the other times, you say you have seen planes flying up?

KEN KESTERSON: Yes.

COUNCILMAN NOLEN: Where were they landing and taking off from?

KEN KESTERSON: As late as last Sunday, I went to breakfast south of town at the Union Truck Stop. There was a car, a trailer and an Ultralight with that same phone number on it sitting there. Four of them flew into there, had breakfast, took off, and headed back in the direction of Grand Teton. I drove out there Sunday, but I did not see any flying out there.

COUNCILMAN NOLEN: Where did they land when they -- you mean down at the Truck Stop, the 76 Truck Stop? Where did they land?

KEN KESTERSON: Right on that public road out there.

COUNCILMAN NOLEN: On the road itself?

KEN KESTERSON: Yes.

COUNCILMAN NOLEN: Alright. That was this past weekend?

KEN KESTERSON: Yes.

COUNCILMAN NOLEN: Alright. Thank you.

JAN STEWART: I'd like to call Mrs. Gorski.

(CHRISTINE GORSKI WAS SWORN IN BY CITY CLERK HAWLEY.)

JAN STEWART: Mrs. Gorski, would you state to the Council your full name.

CHRISTINE GORSKI: Christine G. Groski, and we live at 6141 West Rochelle That's 660 ft. west of Jones Boulevard on Rochelle.

JAN STEWART: Are you in the vicinity of 5500 Teton Avenue.

CHRISTINE GORSKI: Yes, we are.

JAN STEWART: About how far away are you?

CHRISTINE GORSKI: Well, they're probably as far east as we are west of Jones. About 1500 feet south.

JAN STEWART: Okay. Now, Mrs. Gorski, has there been any discomfort of your enjoyment of your property -- I take it, this is where you reside --

CHRISTINE GORSKI: That's right.

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JAN STEWART: -- as a result of the activity going on at this particular premises?

CHRISTINE GORSKI: Tremendous amount.

JAN STEWART: Would you describe to the Council what problems you've suffered?

CHRISTINE GORSKI: Well, the traffic, Number One. There's been several limousines, buses coming out through the area. The noise -- at 5:30, 6 o'clock in the morning on weekends when I can rest, and just all the aggravation. They're flying over our home. Some planes are even doing stunts, the up and down. That's to name a few, and the most important.

JAN STEWART: As a result of the traffic, is there any grease and any dust?

CHRISTINE GORSKI: Definitely. I can't even sit on my deck patio.

JAN STEWART: Okay. Did you have an occasion to make a log of the activity, the flying activity?

CHRISTINE GORSKI: Yes. Ever since April -- well, this has been going on even before, but I logged it from April 1.

JAN STEWART: Let me show you what has been marked as Petitioner's Exhibit J and ask you if you can identify that.

CHRISTINE GORSKI: Yes, that's my log.

JAN STEWART: Okay, and you've listed there the days they were flying and the number of planes that were flying?

CHRISTINE GORSKI: Well, I tried to keep pretty accurate account, right.

JAN STEWART: That's your own handwriting?

CHRISTINE GORSKI: Yes.

JAN STEWART: And did you make those entries at or about the time the events occurred?

CHRISTINE GORSKI: Yes. I've tried maybe an hour or so later, or if I happened to be going shopping then, when I'd come home I'd make a note of it.

JAN STEWART: Mr. Garner, I'd ask that this be admitted.

CHARLES GARNER: No objection.

JAN STEWART: Mr. Mayor, would that be received in evidence? On some occasions I notice from the log there would be upwards

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JAN STEWART: of three, four, maybe five aircraft?

CHRISTINE GORSKI: Definitely. Sometimes six.

JAN STEWART: Okay. Do you have occasion for these aircraft to in effect buzz your home?

CHRISTINE GORSKI: Pardon? To buzz over -- to go over our home, yes. Definitely. And low.

JAN STEWART: I have no other questions of Mrs. Gorski.

MAYOR BRIARE: Mr. Garner.

CHARLES GARNER: When they buzz your home, do you hear any noises?

CHRISTINE GORSKI: Yes, and I have a tape too. A video cassette of it.

CHARLES GARNER: Now, is your main objection the fact that there are people that go out that road?

CHRISTINE GORSKI: It's not for commercial use. It's residential. When you're talking buses and limousines coming out there and disturbing the ground. You can't even sit out and breathe.

CHARLES GARNER: But that's your main objection, is it not?

CHRISTINE GORSKI: And the buzzing over our homes, so nothing would crash into our home that we built.

CHARLES GARNER: Has any plane been very close to your home?

CHRISTINE GORSKI: Yes, and I have it on tape.

CHARLES GARNER: How far above the house were they?

CHRISTINE GORSKI: About 30 feet, 40 feet.

CHARLES GARNER: I have no further questions.

MAYOR BRIARE: Councilman Nolen.

COUNCILMAN NOLEN: On the landing and takeoff, where do they do that at out there? I'm trying to identify where these runways are.

CHRISTINE GORSKI: Well, they had been taking off and landing, I guess you'd say on Rochelle on the east side, in the back of BLM property, directly behind their property, but lately they've been, I guess, taking off from 55 Grand Teton -- the last week or so.

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COUNCILMAN NOLEN: On the public roads or dirt roads and things like that that they're landing and taking off on, or are they -- ?

CHRISTINE GORSKI: BLM property.

COUNCILMAN NOLEN: It's BLM property, but by property are you saying that they take and land off of a vacant lot, or do they use a roadway, or what do they use?

CHRISTINE GORSKI: Well, there's been a road cut or a runway cut or whatever you want to call it.

COUNCILMAN NOLEN: It's not something the public would be driving on, whether it's BLM on not.

CHRISTINE GORSKI: Public people have been driving on that to get there.

CHARLES GARNER: Councilman, I have a picture of the area which shows the runways on 5500 Grand Teton and I have an article which shows the landing strip on the BLM land.

COUNCILMAN LURIE: Hasn't the BLM notified Mr. Wyatt to cease and desist the use of their land for a landing strip and takeoff?

CHARLES GARNER: That's why we have been using the two runways at 5500 Grand Teton.

COUNCILMAN LURIE: It's just a street though. It's just a public street.

COUNCILMAN LEVY: No, no, no. It's on their property. They've got a runway on their property.

COUNCILMAN NOLEN: What did they do? Cut it in themselves?

COUNCILMAN LURIE: I need to see that book.

MAYOR BRIARE: When you're through with that, Mr. Garner, I need to interrupt and ask you a question. I perhaps misunderstood your answer to a question that I asked in the very beginning, "Do you deny that you're using this premises for a business" and you said, "Yes."

CHARLES GARNER: I do deny it because these are not the business. It is the keeping spot for the planes that are flying by this club which is not owned by the business.

MAYOR BRIARE: But landing and takeoff operations -- ?

CHARLES GARNER: Are not Ultralight itself.

MAYOR BRIARE: Do the members pay a membership fee?

CHARLES GARNER: They pay to Dr. Hahn who owns the property.

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MAYOR BRIARE: That's not a business when you collect a fee for the use of something?

CHARLES GARNER: But that isn't the one we got cited, and I think that as soon as we're through with here, we're going to apply for a use permit.

MAYOR BRIARE: I wish you would just stipulate to that and we would probably be through, wouldn't we?

CHARLES GARNER: Well.

MAYOR BRIARE: That was the only question, Mr. Garner. I misunderstood then the answers you gave.

JAN STEWART: I'm through with Mrs. Gorski.

MAYOR BRIARE: There are no further questions by Council. Thank you, Mrs. Gorski.

CHRISTINE GORSKI: Thank you.

JAN STEWART: Mr. Wadsworth.

(LEN E. WADSWORTH WAS SWORN IN BY CITY CLERK HAWLEY.)

JAN STEWART: Mr. Wadsworth, will you state your full name.

LEN WADSWORTH: Len E. Wadsworth.

JAN STEWART: And where do you reside?

LEN WADSWORTH: I live at 7217 North Jones Boulevard.

JAN STEWART: Is that in the vicinity of 5500 Grand Teton Avenue?

LEN WADSWORTH: Yes. It's in the next section.

JAN STEWART: What kind of problems have you noticed as a result of the activity over at this property?

LEN WADSWORTH: Well, these people started flying out there back in October of '82 and first they were landing and taking off on Grand Teton, and then a little later, I noticed they took a grader and they graded two runways on Dr. Hahn's 40 acres and they was landing and taking off there. And then they had a convention out there. They had desks all over Dr. Hahn's property trying to sell the planes and everything, and I guess they must have sold a few. That's before they ever applied for a license in October or November or December. I can't remember the exact month. And then later they went back,

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LEN WADSWORTH:

which Mrs. Gorski can testify to, and they cut a road from Jones back to 40 acres that belonged to the BLM. Then they had the blade cut these so-called runways on BLM land. They cut them; they rolled them and everything with no permission from BLM. And then when it's not windy or on a weekend sometimes they'd have -- well, when they had a convention sometimes, they'd have 40 and 50 of these planes in the air all at once. And one day I was out in my back yard and they absolutely had no respect for any of the home owners out there. They buzzed everybody's houses; they buzzed the girls' school; they don't have any numbers on their planes. It's a terrible mess. But anyway, see -- I lost my train of thought. But anyway, they've been flying out there in mass and it's not a commercial road for one thing from -- all the way from Rancho Road to where they fly, part of it is paved. It's a pressed land special. It's just to keep the dust down. That's the way the road is. And then for a little ways out where my house is, it was recently paved through the combined efforts of the City and County, and then from there it's dust. Now, there's a lady here that lives up on Farham, Mrs. Bennett -- they've been burying them in dust, and a lot of times those guys come out there and fly and they're in a hurry to go home. They pass my house doing 80 miles an hour. And when they go that fast on the dust, it puts the dust in the air on this uncommercial road -- it puts it 200 ft. in the air. So I had about six reasons why it shouldn't be out there. But anyway, they have really been disturbing to we people who live out there. Now, Mrs. Gorski lives a little bit north and west of Dr. Hahn's property, and she has seen -- you know, she has seen it all. She's seen them back on the BLM property.

MAYOR BRIARE:

Excuse me just a second. Mr. Stewart, is he responding to a question?

JAN STEWART:

Yes, he's kind of got -- I think we need to close it off.

LEN WADSWORTH:

Do you want me to close it off?

JAN STEWART:

Yes.

MAYOR BRIARE:

This is not a zoning meeting. I was almost thinking for a second we were talking about a zoning application. We're not.

LEN WADSWORTH:

And then we had Mr. Boyd here in back of me, towards this property. He's in the process of building some custom homes there, and all of this will make the custom homes harder to sell. See, there's been a lot of small people out there buy acreage -- you know, an acre, five

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LEN WADSWORTH: acres, with the dream that some day they'll build a ranch --

MAYOR BRIARE: And it's all zoned R-E?

LEN WADSWORTH: Yes.

MAYOR BRIARE: Mr. Stewart, correct me if I'm wrong. You're presenting a case to convince the Council that there's a business being conducted there?

LEN WADSWORTH: Yes, definitely.

JAN STEWART: Let me ask you a question--

MAYOR BRIARE: And the person to whom the complaint has been served is saying there is no business being conducted out there, and I think you've indicated from your testimony that you believe that there is a business being operated out there.

LEN WADSWORTH: Well, they tried to sell my son a plane out there at Grand Teton and they tried to sell Woody McIntosh a plane out there, and, you know, they've offered all over the neighborhood to teach people to fly. It's a flying school, an airport and a business combined.

MAYOR BRIARE: Thanks. Now, I think you've stated that very clearly.

JAN STEWART: Thank you very much, Mr. Wadsworth.

MAYOR BRIARE: Mr. Stewart hasn't dismissed you yet and Mr. Garner hasn't had a crack at you yet. I didn't mean for you to sit down.

JAN STEWART: Go ahead, Charlie.

CHARLES GARNER: Is your main objection automobile traffic that they have.

LEN WADSWORTH: Well, not just that. In my opinion, you know, and I've been in real estate for years, and that is not a proper place for an Ultralight airport. That's what it is.

CHARLES GARNER: Have you objected about the traffic?

LEN WADSWORTH: The car traffic--

CHARLES GARNER: Yes.

LEN WADSWORTH: -- or airplane traffic?

CHARLES GARNER: The car traffic.

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LEN WADSWORTH: Well, no, I haven't objected to it. It's not me that it's bothering so much now. The road in front of my house is paved. These people that are down the street on the gravel, they bury them in dust.

CHARLES GARNER: That's all I have.

MAYOR BRIARE: Is there anything else? Thank you very much, sir.

COUNCILMAN LURIE: Jan, can I ask you a question. This business that's being done out there at Grand Teton, is the property owned by somebody else?

JAN STEWART: Yes, it is.

COUNCILMAN LURIE: Well, has that person been cited also for allowing a business to be conducted on his property?

JAN STEWART: That would be another proceeding. What we have here, it's our contention that this business, although licensed on Sahara, is conducting a major portion of its business on Grand Teton. That's the issue.

COUNCILMAN LURIE: With also the knowledge of the property owner?

JAN STEWART: Yes, I'm sure.

COUNCILMAN LURIE: Well, he should be cited also.

JAN STEWART: I have no problem with that.

MAYOR BRIARE: Mr. Stewart, how much more time are you going to need?

JAN STEWART: I have some more residents in the neighborhood, if you'd like to hear from them. They have all experienced similar problems as to what we've heard here already.

MAYOR BRIARE: I don't know if the Council needs to hear more because this is not a zoning request.

JAN STEWART: I understand that.

MAYOR BRIARE: And we've just got to -- Mr. Stewart, I'm depending upon you, as the City Attorney's representative, to prosecute this complaint here, to make sure that we stick right to the subject that we have before us and don't consider it as a zoning matter. Furthermore, Mr. Garner, it would appear to me that we're not going to be able to hear from you this morning. Perhaps this afternoon.

CHARLES GARNER: I would like to present to the --

MAYOR BRIARE: Well, not yet, Charlie. What I'm trying to say is it looks like to me like we're going to have to recess when Mr. Stewart is through.

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CHARLES GARNER: It's alright with me.

MAYOR BRIARE: Could you come back this afternoon?

CHARLES GARNER: Yes, but I would like to give each member the feature story in National Geographic. I xeroxed a copy for you, and I have affidavits --

MAYOR BRIARE: Okay. I think we'd better continue with Mr. Stewart here, Charlie. We'll give you an opportunity to distribute that certainly before we leave this morning. Mr. Stewart, would you continue.

JAN STEWART: Your Honor, we have no other witnesses.

MAYOR BRIARE: No further witnesses. Then do you have a concluding comment that you --

JAN STEWART: I'll wait until Mr. Garner has presented his case.

MAYOR BRIARE: Okay. Mr. Garner, I would like for you to consider a maximum of 15 minutes. If that's going to -- would you want to get started now?

CHARLES GARNER: Yes, Your Honor.

MAYOR BRIARE: You're going to have as much time as you need, but I don't want you to get started and then all of a sudden, feel that you have to leave.

CHARLES GARNER: I have prepared a copy of the Bird Man which shows what the Ultralight is, a copy of an affidavit by myself giving the owner of the 24 planes that were on the premises approximately on July 30, and the regulation on --

MAYOR BRIARE: July 30 of '83?

CHARLES GARNER: July 31, 1983. And a copy of the FAA Regulations relative to Ultralights showing the size that they can be.

MAYOR BRIARE: Do you think anything from the FAA is going to have anything to do with the zoning of this property?

CHARLES GARNER: No, it's --

MAYOR BRIARE: Or the use of the property?

CHARLES GARNER: No, it just shows that it is a permissible use. I'd like to call Mr. Don Wyatt.

JAN STEWART: I don't see much relevance, but I have no objection.

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MAYOR BRIARE: Well, I think with the FAA indicating a licensing matter, I don't think they'd say anything in there, and I'm familiar with one of the documents Mr. Garner's handing to us here, that is that they don't talk about zoning.

(DON WYATT IS SWORN IN BY CITY CLERK HAWLEY.)

CHARLES GARNER: Will you please state your name.

DON WYATT: Don Wyatt. I live at 3440 North Las Vegas Boulevard.

CHARLES GARNER: And are your President of Ultralight Flying Machines in Las Vegas, Nevada?

DON WYATT: Yes, sir, I am.

CHARLES GARNER: Now, where is your business office?

DON WYATT: At 827 East Sahara. We have a secretary, a telephone, and that's where we run our mail orders.

CHARLES GARNER: Now, do you solicit businesses at places other than your main office?

DON WYATT: Yes, sir. I show airplanes at Lake Mead, Echo Bay. The plane that the man was talking about at the Brewery, Mike Hagen owns three of them. That was his airplane at the Brewery. Circus Circus has one that they've got at Circus Circus. Sam's Town owns one that they are putting in Sam's Town. We had a convention here. MGM had 57 of them on their floor when I brought a convention in for Piper Aircraft. Four hundred people throughout the world came here for a convention.

CHARLES GARNER: Now, does Ultralight as a corporation own any of the planes?

DON WYATT: No, sir. I own one two-seater personally and I am an ASF, an Air Safety Foundation Examiner, from the United States Government for the whole State of Nevada, and what I do is certify people and try to keep people from flying over houses. If I had known this was going to be a zoning today, I would have brought -- we have 120 names of people who live right around the area --

MAYOR BRIARE: This is not a zoning matter now, Mr. Garner.

CHARLES GARNER: Yes. But all your business is done on Sahara, is that right?

DON WYATT: Yes, sir. I go in the morning and if there's young pilots flying, everybody's told if they drive down the road -- there's a letter that went out to every one of the home

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DON WYATT: owners. It said, "Drive real slow down the road." The one man that stood up here, he has his road paved right in front of his house and it stops there. He has caused us trouble ever since we've been out there. There's no one that's flown over his house in a month. I haven't had five flyers up in the last three weeks because the wind's been blowing. Now, the people called me -- the FAA -- Mr. Shields and Mr. Tate -- love what we're doing. All these people, what they don't understand is that this is a big sport. It's an Eighty Million Dollar business last year. MGM had two conventions. I brought OAPA in.

MAYOR BRIARE: Mr. Garner, this is not --

DON WYATT: Okay.

MAYOR BRIARE: I don't want to get legal. You know, Charlie, this is not relevant to what we're talking about. Is it, Mr. Stewart?

JAN STEWART: It's a sales pitch on his machine, which I like, but I don't like it out there.

MAYOR BRIARE: We have a certain function to do here, Mr. Stewart. I'm trying to keep the matter on the proper thing.

CHARLES GARNER: Okay. Then it is your testimony that all of your corporate business and all of your sales business is done in your Sahara office?

DON WYATT: Yes.

CHARLES GARNER: And that all of the planes come in here in a kit?

DON WYATT: Yes.

CHARLES GARNER: And do you assemble the kit?

DON WYATT: I've never put a plane together in my life. I've never built one in my life.

CHARLES GARNER: Does the corporation assemble the kit?

DON WYATT: The people -- the planes come into Garrett Moving and Storage, about -- probably 10 or 12 a month. The people go down there and they come in C.O.D. Now, we have a man that lives on Lake Mead Boulevard that puts the planes together. I have never built an Ultralight in my life.

CHARLES GARNER: Now, after the people get their planes assembled, do you test the people out on the plane?

DON WYATT: I test the plane out personally. If it's at the dry lake, like Mike. We did his down at -- in Henderson. Henderson

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DON WYATT: City just opened a new airpark for Ultralights. And I test fly the plane. They go through a six hour ground school. It doesn't cost them a dime. They get certified. They know all the regulations with the FAA. They're told to stay out of the PCA at the airports, and then we go up. We spend about four or five days with them, so they don't get hurt. We've never had one accident in Nevada -- not one piece of property's been damaged.

CHARLES GARNER: Has some of this ground flight instruction been done at the principal hanger at 5500 Grand Teton?

DON WYATT: No, sir. Our last big course we had was at the Community College -- had 87 people. The one before that was at the Public Service. We had 187 people.

CHARLES GARNER: Have you given safety lessons at the -- Dr. Hahn's?

DON WYATT: Yes, sir. I give safety lessons all the time, like the people, we tell them not to fly over their houses. North Vegas, them had no problems with them. Mr. Shields loves us out there, you know, because that's the only place he can go.

CHARLES GARNER: And is your two-seater generally stationed at 5500 Grand Teton?

DON WYATT: Yes, sir, that's my own personal plane. That doesn't belong to Ultralight Flying Machines and it goes to Echo Bay or Boulder, Henderson. We go to Pahrump on Wednesdays. We go to Overton on Thursday, and now it's getting ready to go to Reno. We're having a big air show up there with 385 dealers at MGM. But all our advertisements -- if you'll look at every magazine in the United States does not say 5500 Grand Teton. We're in 65 books. Las Vegas, Nevada got 287 magazines on display that shows about Las Vegas. They took in over \$400,000 just from Ultralight people, with two conventions and also APA.

CHARLES GARNER: That's all I have.

MAYOR BRIARE: Mr. Stewart.

JAN STEWART: Mr. Wyatt, you mentioned that you haven't had five clients up in the last two weeks.

DON WYATT: Yes, sir.

JAN STEWART: That's because of wind?

DON WYATT: Yes, sir.

JAN STEWART: If there hadn't been any wind, you'd have had some flyers up?

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DON WYATT: It's not what I do. They own their airplanes. I have nothing to do with it.

JAN STEWART: Well, I'm just referring back to your testimony.

DON WYATT: It's not me. It's not me having them up.

JAN STEWART: Well, you testified that you hadn't had five flyers up in the last two weeks. That was your testimony. I was just asking you about that.

DON WYATT: Well, when the people say they're buzzing houses 8 foot, you couldn't get 8 foot because there's telephone lines above 8 foot off the houses, and that's impossible.

JAN STEWART: Unless they went under the telephone lines.

DON WYATT: Mr. Wadsworth called the LBM --

JAN STEWART: Let me ask you another question. You say you own at two-seater?

DON WYATT: Yes, sir.

JAN STEWART: And that is located at the premises of 5500 Grand Teton?

DON WYATT: Yes, sir.

JAN STEWART: Is that two-seater used for demonstration rides?

DON WYATT: It's used for demonstration rides.

JAN STEWART: Is it used for training rides?

DON WYATT: No. We train them in their own planes.

JAN STEWART: In their own planes?

DON WYATT: It belongs to me personally. I pay dues like everybody else does.

JAN STEWART: But you take potential customers up in the two-seater?

DON WYATT: Well, I don't know if they're potential customers. If they want to go up, we let them see what it's like before they buy an Ultralight.

JAN STEWART: You heard the testimony of Mr. Kesterson who said he went to your premises of 5500 Grand Teton and talked to you there --

DON WYATT: Yes, sir.

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JAN STEWART: Did you talk to him about buying one of these Ultralight machines?

DON WYATT: I show anywhere I go. I show at Sam's Town, Echo Bay -- anybody that wants to know, but we don't sell any there.

JAN STEWART: Did you quote prices to him?

DON WYATT: No, sir, I sure did not. There isn't a price on our brochure, if you'll look. There's not one price listed. Somebody could have told him. Now, I'm not saying one of my people couldn't.

JAN STEWART: But you didn't tell him any price?

DON WYATT: No, sir, I sure didn't.

JAN STEWART: What does the word "airpark" mean to you, Mr. Wyatt?

DON WYATT: Well, airpark is that there's -- this is the biggest going sport in the world. There's 40,000 Ultralights. They're at the Downing Police Department. Arizona just took on five.

MAYOR BRIARE: What is the definition of an airpark, Mr. Wyatt.

DON WYATT: Airpark is -- well, we just called it that -- the club members named it airpark.

MAYOR BRIARE: Describe it to us. You tell us what you think it is.

DON WYATT: Well, I think an airpark --

MAYOR BRIARE: If you don't know, who knows?

DON WYATT: I think an airpark is something -- and what's going to happen if Mr. Wadsworth gets, you know, been on us ever since we began. He thinks if we just ban the airpark --

MAYOR BRIARE: Would you tell us what an airpark is?

DON WYATT: An airpark is a place you put Ultralights. We have runways and that's where you take off.

MAYOR BRIARE: Okay.

DON WYATT: When they had the World Championship when he was talking about --

MAYOR BRIARE: You answered the question. Mr. Stewart, do you have any more questions?

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JAN STEWART: Yes. So airpark is where you park your Ultralight?

DON WYATT: Where the club members park their bird.

JAN STEWART: Where you fly?

DON WYATT: Yes, sir.

JAN STEWART: Let me show you what's been marked as Petitioner's Exhibit F. It says, "Ultralight Flying Machines." Is that your sign next to that flying machine?

DON WYATT: Yes, but that was at the Brewery. It belonged to Mike McCalla. That wasn't anywhere near the airpark. That came from the front of the brewery.

JAN STEWART: Okay. And this advertised on your --

DON WYATT: I could put it down there. It's his airplane. It's not mine. He wanted me to put it on because he was advertising.

JAN STEWART: But it's your sign, right?

DON WYATT: Oh, yes, sir. It's my sign. No question about it.

JAN STEWART: Ultralight Flying Machines is on the sign. It says, "Airpark, 645-6901."

DON WYATT: Yes, sir.

JAN STEWART: Is that your phone number?

DON WYATT: It's not mine. It's the club members' phone numbers. We have two FBI men, two railroad men that fly there that have to get calls out there.

JAN STEWART: Okay.

DON WYATT: The wives call if they aren't home.

JAN STEWART: But on your advertisement then you have Airpark written on it and you have a phone --

COUNCILMAN NOLEN: Mr. Mayor, would you instruct the witness just to answer the question and not elaborate on things. You know, this is ridiculous. "Yes" or "No" or give him a straight answer. Okay?

JAN STEWART: Let me show you what's been marked as Petitioner's Exhibit D. Do you recognize that business card?

DON WYATT: Yes, sir.

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JAN STEWART: Is that yours?

DON WYATT: Yes, sir.

JAN STEWART: It has your name -- Don Hawk Wyatt?

DON WYATT: Yes, sir.

JAN STEWART: Has "airpark" written on the card?

DON WYATT: It is an airpark, yes, sir.

JAN STEWART: And has the phone number 645-6901?

DON WYATT: Yes, sir.

JAN STEWART: And isn't that the phone number out at the airpark?

DON WYATT: Yes, sir, for all the members.

JAN STEWART: Okay, and that's on your business card.

DON WYATT: And the other one, my other business --

JAN STEWART: This is on your business card. Okay. And have you also advertised in the Yellow Pages your business?

DON WYATT: I don't -- boy, that was -- that was just the last number put in. The new number --

MAYOR BRIARE: Yes or no. Is that a question you can answer "yes" or "no?"

DON WYATT: Yes.

JAN STEWART: I'll show you what's been marked as Petitioner's Exhibit G, and in the white pages of the present telephone book it has "Ultralight Flying Machines." Is that your company?

DON WYATT: Yes, sir.

JAN STEWART: And it has an address "5500 Grand Teton Drive, Las Vegas, Nevada." Is that correct?

DON WYATT: Yes, sir.

JAN STEWART: And the phone number's 645-6901. Is that a listing of your company in the white pages?

DON WYATT: Yes.

JAN STEWART: And in the Yellow Pages it has the listing "Ultralight Flying Machines, 5500 Grand Teton Drive, Las Vegas." Is that your business?

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DON WYATT: Yes, sir.

JAN STEWART: And the phone number again 645-6901. Let me refer now to the ad that appeared in the Las Vegas Sun, Petitioner's Exhibit I. Is that an ad placed in the newspaper by your company?

DON WYATT: Yes, sir.

COUNCILMAN NOLEN: Date?

DON WYATT: This one's June 28.

JAN STEWART: June 28, 1983. And doesn't it list again that phone number out at the airpark, 645-6901?

DON WYATT: Yes, sir.

JAN STEWART: And doesn't the ad say we have our own park -- our own park -- your company?

DON WYATT: Yes, sir.

JAN STEWART: Okay. And likewise -- I believe that's all the questions I have.

MAYOR BRIARE: Thank you, Mr. Stewart. Any questions by counsel?

COUNCILMAN CHRISTENSEN: I have one question I'd like to ask.

MAYOR BRIARE: Councilman Christensen.

COUNCILMAN CHRISTENSEN: You maintain that your business is on Sahara Avenue.

DON WYATT: Yes, sir.

COUNCILMAN CHRISTENSEN: And that this belongs to the flying club and you mentioned that you had a secretary and so forth at that business?

DON WYATT: Yes, sir.

COUNCILMAN CHRISTENSEN: Does she not have a telephone?

DON WYATT: Yes, sir. This phone came -- when we put in for --

COUNCILMAN CHRISTENSEN: Why is not the phone listed on any of your correspondence or any of your business cards or anything else?

DON WYATT: It is. It's on all our new ones. It's 737 -- all the phone numbers on there -- there's another phone number he had mentioned. He just gave you the one he wanted you to hear. Our other number's on there, and also, 737-8757 is --

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COUNCILMAN CHRISTENSEN: I saw the card. You don't need to elaborate.

DON WYATT: Yes, sir.

COUNCILMAN CHRISTENSEN: I notice that all of your ads though that you've had in the past and that you have now that I've seen indicate the primary phone number to be the phone number at the so-called "airpark."

DON WYATT: Well, if you were out there flying quite a bit, and that's the reason that we were not --

COUNCILMAN LEVY: But you don't have anything to do with it?

DON WYATT: No, sir.

CHARLES GARNER: Can you conduct your entire business out of 872 Sahara?

DON WYATT: Yes, sir.

CHARLES GARNER: Is the airpark an efficient part of your business?

DON WYATT: All that does is just try to keep all the people from flying all over town and taking off on Sahara and down the main streets. That's all AOPA has tried to do is try to get all the Ultralights at one place where FAA has done the same thing. When you cut them loose, they go downtown; they fly everywhere, and that's the problem.

COUNCILMAN CHRISTENSEN: Does the FAA allow flight off of public streets?

DON WYATT: Yes, sir. The United States Government, Article 103 and 91 of the United States Government said --

MAYOR BRIARE: You answered the question. You said, "Yes."

COUNCILMAN NOLEN: I have a question. You say you can conduct all of your business from the Sahara address?

DON WYATT: Yes, sir.

COUNCILMAN NOLEN: How would you provide test flights or demonstration flights to those people from that address?

DON WYATT: There are 13 companies in town -- Ultralight companies -- and they all --

COUNCILMAN NOLEN: I'm just asking you. I don't care at this time. How would you conduct that phase of your business to give a demonstration flight from the Sahara address?

DON WYATT: Go to Henderson. They've got an airpark. The City of Henderson just opened an airpark.

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COUNCILMAN NOLEN: Then you could not conduct all of your business from the Sahara address?

DON WYATT: Oh, not the flying business.

COUNCILMAN NOLEN: Isn't that an integral part of the business?

DON WYATT: I don't have to. I just do it because of the safety and the Ultralight --

COUNCILMAN NOLEN: You mean people would buy these without flying them?

DON WYATT: Well, I wouldn't want them to buy it. I wouldn't sell them one without teaching them to fly -- no, sir.

COUNCILMAN NOLEN: So how could you give a demonstration flight from the Sahara address?

DON WYATT: Well, there's probably 300 over the weekend at the Dry Lake in Henderson. That's where they --

COUNCILMAN NOLEN: How could you give a demonstration flight from the Sahara address?

DON WYATT: Oh, I can't. I have to sell out of there.

MAYOR BRIARE: Mr. Stewart, any other questions?

CHARLES GARNER: Yes. There are 12 other Ultralight dealers in this area?

DON WYATT: Yes, sir.

CHARLES GARNER: To the best of your knowledge, none of them are licensed?

DON WYATT: No, sir. They --

CHARLES GARNER: You're the only one that came to this Commission and got a business license?

DON WYATT: And a corporation, and a business office, and paid \$5,585 sales tax last year, and I belong to the Chamber of Commerce --

MAYOR BRIARE: Thank you very much, Mr. Wyatt. Those are all interesting points. Mr. Garner, did you have anything else? Does that conclude your -- ?

CHARLES GARNER: Yes, Your Honor.

MAYOR BRIARE: Well, then --

COUNCILMAN CHRISTENSEN: Your Honor, I'd like to elaborate on one thing for just a moment.

MAYOR BRIARE: Councilman Christensen.

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COUNCILMAN CHRISTENSEN: Article 103 of the Federal Aviation Rules, Sub-part B Operating Rules, 103.9, Hazardous Operations says, and I quote, "No person may operate any ultralight vehicle in a manner that creates a hazard to other persons or property." Now, if you're going to takeoff an ultralight from a public street in the City of Las Vegas, it's going to create a hazard and if the FAA doesn't fault it, which they do in here, then I'm sure the Metropolitan Police Department would not allow it.

DON WYATT: Right. The City Police Department --

COUNCILMAN CHRISTENSEN: Fine, as long as we understand that.

MAYOR BRIARE: Mr. Stewart, are you --

JAN STEWART: That concludes the testimony. I do have a short few comments at the end.

MAYOR BRIARE: Okay. Then we might be able to actually conclude the hearing portion and then we can take up perhaps the comments by the Council this afternoon.

JAN STEWART: One minute and I'll be done.

MAYOR BRIARE: Fine.

JAN STEWART: Members of the Council, I believe the evidence clearly shows that business activity is going on at 5500 Teton by this particular company. Mr. Kesterson went to the address on Sahara; he was immediately referred to 5500 Grand Teton. When he arrived there, he was given a sales pitch by Mr. Wyatt. He was shown the park; he was given prices of the vehicle; he was shown where the hangers are and where they store the airplanes. The photograph we have introduced is an advertisement by this company. It lists a phone number which is listed at the address and it lists "airpark." The present telephone directory does not even given the address on Sahara. The only address it lists in both the Yellow Pages and the white pages is 5500 Grand Teton address. The business card has two numbers on it. It has the one on Sahara, but it also has the airpark number. It's clearly advertising the airpark, that that's a part of his business and this is the manner by which he sells his ultralight aircraft. I think that is conclusive evidence that he is carrying on business activities here and I think his license ought to be revoked and I think he ought to receive an administrative fine because of this activity. I have no objection to ultralights. I think they would be a lot of fun, but they should be in a location that's approved, that's licensed and complies with our zoning. Not only should it comply with our zoning, but in this case the

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JAN STEWART:

surrounding people. This is a very rural area. They want peace and quiet and that's been disturbed and it's been done by this commercial activity that goes on there at this premises.

MAYOR BRIARE:

Mr. Garner.

CHARLES GARNER:

Yes, Your Honor. Mr. Wyatt came; he applied for a license. He had this advertised and everything set up for 5500 Grand Teton. When you people decided the zoning had some problems, he went and got his office at 872 Sahara. I am the first to admit that the flying club which is not part of the respondent here, that's owned by Dr. Hahn should have the pros and cons of having the airpark on Grand Teton and I shall see that an application is brought up because I have studied the problem quite thoroughly. The danger of these planes are from habitations from streets, from houses where they do not have a -- where they may hit an obstacle when they come in to land. The article in National Geographics shows these planes land with approximately 1/16th the energy that it takes a light plane. They practically float down as a feather. They can land on any 65 feet. But we got 14,000 this year and probably going to have three or four times that many in the coming years. I believe it is something where there should be a proper licensing of a place where they can fly. Mr. Wyatt has been straight forward with you. He has attempted to adhere to your requirements. He has stated clearly that if it be the wish of the Board, that all of the business, the selling, the ordering and the distributing of these things can be done from the Sahara, and I do not believe that it's such a willful violation of any of the ordinances for the penalty of a loss of license of the only person who came forward and tried to be licensed should be taken away from him.

MAYOR BRIARE:

Thank you, Mr. Garner. Comments by the Council? Mr. Garner, I have to disagree with one statement you made. As a matter of fact, I don't believe that Hawk Wyatt has been straight forward. In my opinion since you both closed your cases, there's a business being conducted at 5500 Grand Teton and that's how I'll vote. There is a business there. And I made a comment which was properly reported in the newspapers when this came before us at a previous time that I'm very fond of this kind of activity. I'd like to get into it, but I'm not going to go out to 5500 Teton knowing that there's a business out there that's improperly licensed. And I just -- I don't know what else to say. That's the only matter that's before us, and I would hate to think that anyone that's construing any comments made here by myself or any members of the Council -- this has nothing to do with zoning, and I know you folks are here for zoning and I don't blame you. But you're here for a

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- MAYOR BRIARE: zoning matter and Mr. Garner's already indicated in the name of the flying club who deserve a little chastisements too. I don't think Mr. Wyatt is totally at fault here. He's combining his business with his hobby and his pleasure and something that's going to have a great future in the recreational field and other fields. Comments by the Council then?
- COUNCILMAN CHRISTENSEN: Your Honor.
- MAYOR BRIARE: Councilman Christensen.
- COUNCILMAN CHRISTENSEN: Nobody loves flying more than I do. I've probably been doing it longer than most people around here.
- COUNCILMAN LEVY: You're older (laughing).
- COUNCILMAN CHRISTENSEN: That's why I've been doing it longer. The -- I echo your sentiments that there's no question in my mind but what there's a business being operated out here, and I think that -- I have nothing against flying. I have nothing against Ultralight Flying Machines. I'd like to fly one sometime. I think it would be a kick, but I think you have to restrict things to the proper zoning. I think if someone sets aside a large parcel of ground out there and was able to secure the zoning for operation, I can understand that, but I think there's been a willful intent to do what you want to do regardless of the laws in tearing up the BLM land without their permission, not paying sales tax until you're forced to by the Sales Tax Commission, not getting a license until you're forced to get a license in the City and then moving the license because it wasn't the right place. Those are all to me willful violations. Therefore, I would move that we -- what's the proper motion, Jan?
- JAN STEWART: You have several alternatives. My request is to revoke the license period and impose an administrative fine. The Board also has other alternatives -- suspend the license, impose a fine only or any --
- COUNCILMAN CHRISTENSEN: I would move that we revoke the license.
- MAYOR BRIARE: Comments? Councilman Nolen.
- COUNCILMAN NOLEN: I would have to ask if the Commissioner would consider possibly including in that motion that we assess at the very minimum a fine that would cover the cost of this investigation.
- COUNCILMAN CHRISTENSEN: I'll include that as part of the motion -- the cost of the investigation.

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MAYOR BRIARE:

Good, and now I'd like to make a comment on that. Would it be, Mr. Ogilvie -- if other Councilmen would agree with me on this that we would amend perhaps to keep the matter of the fine in abeyance -- go ahead and revoke the license, but keep the matter of the fine in abeyance to see what kind of activities or what kind of actions go on out at 5500 Teton, indicate that they are going to do what's necessary as far as licensing is concerned, or whether they're just going to keep on perhaps thumbing their nose at the ordinances of the City. I'd kind of like to hold this fine over their head and --

COUNCILMAN NOLEN:

I'll have another motion in a minute.

MAYOR BRIARE:

-- see how they react in trying to do this thing in a manner that doesn't put us on the spot of joining with them in violation of an ordinance.

GEORGE OGILVIE:

I think that would be appropriate if that was Board's desire.

JAN STEWART:

I would say in the event you did decide to impose a fine, it would require another hearing.

COUNCILMAN CHRISTENSEN:

Your Honor, I've got a little problem with that in this respect too.

MAYOR BRIARE:

Well, I do too.

COUNCILMAN CHRISTENSEN:

Now, there is a possibility that if there's any increased activity, it's not this person's doing. It could be the owner of the property's doing it, and if that's the case, then I think the owner of the property is the person that should pay the fine.

MAYOR BRIARE:

Councilman Nolen has withdrawn the suggestion of the fine.

COUNCILMAN NOLEN:

No, not that. I would like to see him pay the cost of the investigation.

COUNCILMAN CHRISTENSEN:

Oh, I think so too.

COUNCILMAN NOLEN:

I had intended to make a motion that we request staff to proceed against the flying club and see what violations they're engaging in and let's not limit what we're doing now just to this particular operation. If they are running a flying club also out there, then I don't think they're licensed. I don't think they're running the right place, and I think we ought to be bringing them before us for some type of hearing and get this stopped. But I'll make that in a form of a motion after we've finished our business on this.

MAYOR BRIARE:

Your motion would be a general motion, not on this specific agenda item?

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COUNCILMAN CHRISTENSEN: No, this is a motion here to --

MAYOR BRIARE: Please repeat your motion, Councilman.

COUNCILMAN CHRISTENSEN: To revoke the license and assess a fine only in the amount that covers the cost of the investigation.

JAN STEWART: That includes the time of employees, or strictly out-of-pocket expenses?

COUNCILMAN LEVY: The total expenses.

MAYOR BRIARE: Comments by the Council? Cast your votes. Post. The motion's approved. Councilman Nolen.

COUNCILMAN NOLEN: Yes. At this time I'd make a motion, or if a motion is in order however we -- that we at this time instruct staff to do whatever's necessary to investigate the allegations that were brought before us regarding other businesses of a similar nature not being properly licensed. I would also request that we have staff investigate this alleged flying club that's operating at 5500 Grand Teton and if necessary, bring them before us for proper hearings.

MAYOR BRIARE: If there's no objection by the Council, that will be the order to the City Manager.

COUNCILMAN NOLEN: That will be fine with me.

MAYOR BRIARE: Is there anything else now on this matter? Does this conclude this agenda item? Okay, Mr. Ogilvie, we'll take up the other items on your agenda this afternoon beginning at 1:30.

(END OF DISCUSSION ON THIS AGENDA ITEM.)

/ch

LICENSE APPLICATION

NO. 1106-C45-4-236

CITY COUNCIL MINUTES - AUGUST 3, 1983

This application must be completely filled out and all applicable questions answered. Use back page and additional sheets necessary to complete all lists and schedules.

Name of Applicant and Business (as it is to appear on the license)

ULTRALight Flying Machines Inc dba ULTRALight Flying Machines

ULTRALight AIRCRAFT - SALES

645-6901 (B)

5500 GRAND TERN

3440 LAS VEGAS BLVD N 4th NLV NV 891

872 E. Sahara L.V. Nev

SUITE NO. MAILING ADDRESS

If new business in the City of Las Vegas, show anticipated date of opening or date the license is to begin: Oct. 1982

In addition to the appropriate departmental approvals, it may be necessary for you to comply with the following checks for compliance with City, County or State ordinances prior to issuance of a business license:

DO NOT WRITE IN THIS BOX

Bond: Type _____ Amount _____ Attached _____ Pending _____
State License No. _____ Health Permit No. _____
Number of Authorization Re: Premises _____ Additional Fees _____
Other _____

APPROVALS: Tentative

Final: 3/3/83 56m

PLANNING

DATE 3-8-83 BY [Signature]

DATE 3-9-83 BY [Signature]

BUILDING

DATE 3-8-83 BY [Signature]

DATE 4-7-83 BY [Signature]

FIRE

DATE 3-10-83 BY [Signature]

DATE 4/18/83 BY [Signature]

LICENSE

General Receipt No. 29119

Date 11-5-82

Amount 25.00

Date 4-01-83

Change of Ownership: License Fees Paid To _____ Amount _____ Owing _____

Sewer Cycle No. _____ Paid To _____ Owing _____

Referral to SIB: Date _____ Plate Card 4-20-83 OK License _____

Ordinance No. 1901 adopted by the Mayor and Board of City Commissioners on 11/23/77 provides for the issuance of a temporary business license to permit the applicant to engage in the business designated at the location stated on the application for a period up to, but not to exceed, 60 days. Provided, however, the preliminary inspections relating to the uniform fire code, proper zoning and structural building requirements have been made and tentatively approved by the proper department within the City of Las Vegas.

Business premises require inspection. Please show when someone will be on the premises to admit inspectors during the hours of 3:00 to dusk and Sat & Sun on _____. Applicant can be contacted at telephone: 643-9532 (R)

Understand that I cannot commence business until a temporary business license can be issued and that a regular license will not be issued until all requirements and conditions have been complied with.

Mona Wynd
Signature of Applicant

11/5/82
Date

1. PURPOSE OF APPLICATION: (

- ☒ New Business
☐ Change in Name (Show old name on page 4)
☐ Change in Ownership (in compliance with NRS 104, Bulk Sales Act)
- ☐ Change of Location (Show old location on page 4)
☐ Change in Corporate Officer

2. Give a concise description of the business to be conducted. Be certain that all phases of the business to be transacted are described. Any misrepresentation in the description of the business by the applicant will be sufficient cause for license to be rejected or revoked.

SELLING ULTRA LIGHTS - (POWERED HAND GLIDER)

AT THIS TIME WE ARE NOT GIVING LESSONS.

INSTRUCTION COMES WITH PURCHASE OF PLANE AT NO

ADDITIONAL COST. MFG. IN SAN MARINO CALIF AND

SHIPPED TO US IN A KIT. OFFICE USE ONLY - MAIL ORDER BUSINESS
PER CONVERSATION w/ APPLICANT 8/3/83

3. Describe the premises in or on which business is to be conducted. (Type of building, description of rooms in which business is to be transacted, include all physical properties to be used in conducting the business; for example, storage yards or equipment parking lots to be used in addition to the buildings and rooms.)

LARGE STRIP OF LAND FOR TAKE OFF AND LANDING OF ULTRA LIGHTS,
AND BUILDING FOR STORAGE
SLD

4. If applying as an INDIVIDUAL:

Name _____ Social Security No. _____

Birth Date _____ Phone Number _____

Residence Address _____

Time of Residence in Clark County? _____

If the applicant is the employee of another, give the following information:

Employer's Name _____ Address _____

5. If applying as (check one) PARTNERSHIP _____, ASSOCIATION _____, OR CORPORATION X

- A. List the following information for all members of Partnerships; or all Officers and Directors of Association or Corporations and all Stockholders owning 5% or more of the corporations capital stock:

Name RICHARD WYATT Title PRES Soc. Sec. No. 550-47-0

Birth Date 05/30/33 Residence 3440 LAS VEGAS BLVD NO Phone No. 643-9532

Name BETH MASSEY Title VP PRES. Soc. Sec. No. _____

Birth Date _____ Residence 1901 E. HASSETT Phone No. 457-7605

Name MARION WYATT Title SEC/TRES Soc. Sec. No. 522-80-0

Birth Date 05/20/52 Residence 3440 LAS VEGAS BLVD NO Phone No. 643-9532

B. Name of corporate resident agent RICHARD WYATT

Address 3440 LAS VEGAS BLVD NO

C. Is this a newly formed corporation? YES If not a Nevada Corporation, give the name of the State

Incorporation: NEV

D. Give the date the Articles of Incorporation were approved by the State of Nevada: MARCH

List the names and addresses of current and previous businesses in which the applicants have been involved during the previous five (5) years:

Business Name

Business Address

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NONE

PETITIONER'S EXHIBIT A
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7. If licensed outside the City of Las Vegas, give the name of jurisdiction:

A. City N/A County State

B. Current License Numbers Dates of Issue

8. Has the applicant, or any of the partners, association or corporation officers or directors ever:

A. Been refused a license of any type in the State of Nevada NONE Any other State?
If so, where? For what reason?

B. Been convicted of a crime, misdemeanor, or violation of any municipal ordinance, excluding minor traffic violations, where the fine is \$25.00 or less? Yes No If so, state the nature of such offense and and punishment assessed therefore.

C. Filed for bankruptcy? If so, where? N/A When?

9. List the names and addresses of four (4) persons of personal or business reference.

Name	Street	City	State	Zip Code
Philip Parslow	2152 NATALIE AVE	LAS VEGAS	NV	89121
KEN ADAMS				
DALE SWINN				
ROSE & MAT KNIGHT	3440 LAS VEGAS BLVD	NLU	NEV	89030

CERTIFICATION

I, the undersigned, have answered all questions in the above application, and to the best of my belief, all answers are true and correct. I further understand that disclosure of any false or misleading or incomplete answers in the above will result in automatic denial or revocation of the license if already issued.

I certify that: a) if a change in ownership was made, the change is in compliance with NRS 104 (Bulk Sales Act) and b) if engaged in business under a fictitious name that the provisions of NRS 602 have been complied with.

The undersigned understands and agrees that the Director of the Department of Business Activity and any other officer designated shall have the power and authority to enter any store, building or any other place in which such business is being conducted at any time during business hours and have access to the books of such business for the purpose of ascertaining the amount of sales made. The information received from the licensee under the provisions of this section shall be confidential and available only to those officials concerned in such matters as amended by the Las Vegas City Code.

Signature of Applicant

per

Subscribed and sworn to before me on , 1983

Jerry J. Cahill, Director
Department of Business Activity

By

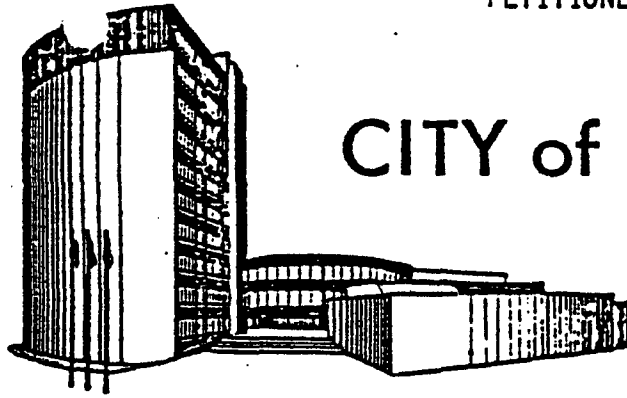
Michael L. Flynn, Jr. Sec

MAYOR BILL BRIARE

COMMISSIONERS
RON LURIE
PAUL J. CHRISTENSEN
ROY WOOFER
AL LEVY

CITY ATTORNEY
GEORGE F. OGBURN

CITY MANAGER
RUSSELL DORN



0135

CITY of LAS VEGAS

November 29, 1982

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Richard Wyatt, President
Ultralight Flying Machines
5500 Grand Teton Drive
Las Vegas, Nevada 89106

Reference: Business License Application

Dear Mr. Wyatt:

Your application for a business license has been denied by the Department of Community Planning & Development for the following reason:

"Property is zoned RE residential use only."

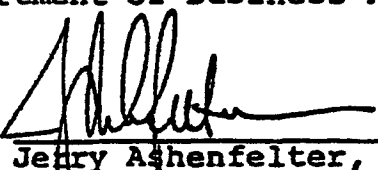
Title 5, Chapter 1, Section 2, Subsection C states in part:

"Upon the filing of a complete and accurate business license application and the payment of all fees relating thereto, the applicant may be issued a temporary business license by the Director. Provided, however, that all inspections relating to the Uniform Fire Code, proper zoning and structural building requirements have first been made and tentatively approved by the proper department within the City...."

This letter is your official notice that you must cease and desist from doing business as Ultralight Flying Machines at 5500 Grand Teton Drive immediately. Failure to comply may result in the issuance of a citation into Municipal Court for doing business without a license.

Sincerely,

Jerry J. Cahill, Director
Department of Business Activity

By: 
Jerry Ashenfelter, Deputy Director

JJC:JA:ss



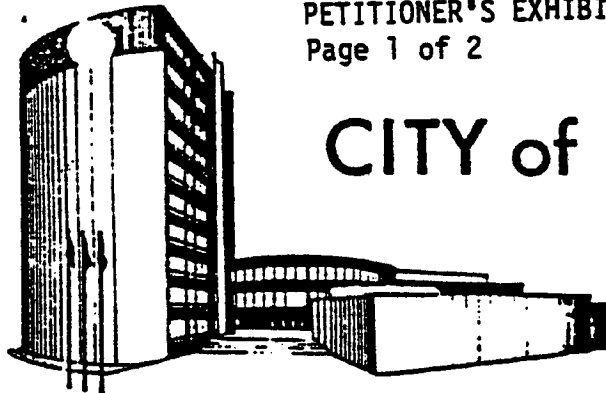
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MAYOR BILL BRIARE

COMMISSIONERS
RON LURIE
PAUL J. CHRISTENSEN
AL LEVY
WILLIAM U. PEARSON

CITY ATTORNEY
GEORGE F. OGILVIE

CITY MANAGER
RUSSELL W. DORN



CITY of LAS VEGAS

April 13, 1983

Ms. Hilda M. West
2015 Daley Street
North Las Vegas, Nevada 89030

RE: Ultralight Activity at
5500 Grand Teton Drive

Dear Ms. West:

The Department of Community Planning and Development has received numerous complaints recently concerning the operation of ultralight vehicles on your property located at 5500 Grand Teton Drive, legally described as the Southeast Quarter, Southwest Quarter, Section 12, Township 19 South, Range 60 East, M.D.B. & M. Most of these complaints are from surrounding property owners and relate to general noise levels and "buzzing" of their homes.

In response to earlier contact with this department, you filed an application for a Use Permit in connection with the operation of a flying club on this property. However, you have withdrawn this Use Permit application and it has not been refiled.

The purpose of this letter is to advise you of the position of the Department of Community Planning and Development as to ultralight vehicle activity on your property. As you are no doubt aware, this property is zoned R-E (Residence Estates). LVMC Chapter 19.14 contains the provisions relating to R-E districts which basically permit one-family dwellings and light agricultural uses. No commercial activities are permitted in an R-E district.

Zoning regulations relating to vehicles are set out in LVMC Chapter 19.78. These provisions basically permit storage or repair of only the property owner's vehicles on property located in a residential zoning district such as R-E. Again, no business operation in connection with vehicles may be conducted in an R-E district.



Ms. Hilda M. West

April 13, 1983

Page Two

Re: Ultralight Activity at
5500 Grand Teton Drive

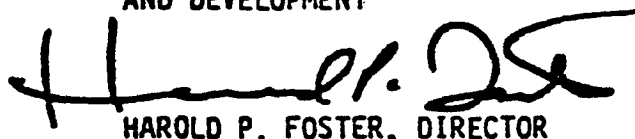
PETITIONER'S EXHIBIT C
Page 2 of 2

Because of these zoning regulations, we cannot permit you to conduct any commercial activity in connection with ultralight vehicles on your property located at 5500 Grand Teton Drive including selling, leasing, repairing, storing, training or giving flying lessons. Furthermore, whatever recreational use is made of your property for ultralight vehicle activity must not constitute a nuisance to either the public or area residents, create a health or fire hazard or have a detrimental effect on the neighborhood.

In order that your activity with ultralight vehicles is safely and properly conducted, your attention is further directed to the Federal Aviation Regulations, Part 103, Ultralight Vehicles (codified in 14 C.F.R., Subchapter F), effective October 4, 1982.

Sincerely,

DEPARTMENT OF COMMUNITY PLANNING
AND DEVELOPMENT



HAROLD P. FOSTER, DIRECTOR

HPF:cme

cc: Mr. Don Wyatt

**THE FOLLOWING
PAGE(S) ARE
ILLEGIBLE/POOR
QUALITY**

ULTRALIGHTS

PETITIONER'S EXHIBIT D
Page 1 of 7 0138

What is an Ultralight?

Ultralight is the name given to a class of aircraft that weigh under 220 lbs. (100 kg.) and have been shown to be foot launchable. These aircraft are not regulated or licensed by the Federal Aviation Administration (FAA) and require no formal license to operate. The only license required to operate an ultralight is good common sense.

How do I learn to fly one?

We have a ground school/flight training course which will have you safely, confidently, and correctly flying your Quicksilver ultralight in just a few weekends. Eipper Performance, Inc. the manufacturer, has produced an excellent ground school course of audio-visual materials and study manuals. We combine this with flight training and demo rides in the two-seater. Ultralight flight training is simple, fun, and easy. You'll be flying before you know it. And flying right!

How fast does it fly, how high?

The Quicksilver will cruise at about 43 mph for 30 miles in 1 1/2 hours. It will climb over two miles high (12,000 ft.) in about 20 mins. Performance will, of course, depend on weather and wind conditions, pilot weight, etc. We have found the figures to be conservative (they used a 220 lb. test pilot) and usually do better than the published numbers.

Where can I use it?

The Quicksilver can be used virtually anywhere except near airports (from a legal standpoint) and over heavily congested areas (from a safety standpoint). It's probably better to ask, "where can't it be used" considering:

- it needs only 50 ft. to takeoff.
- it will clear obstacles at 800 ft/min. (200 ft. to clear a 50 ft. obstacle)
- it lands at 20 mph (less with a headwind)
- it requires 100 feet to land and stop...without the optional brakes.

How safe are they?

The ultralight itself is totally safe (see "WHAT ARE THEY MADE OF"). The better question is: how safe is the pilot? Ultralights like the Quicksilver don't injure people—people injure themselves and their ultralights. Used with common sense, the quicksilver will give it's owner years and years of safe, enjoyable, exhilarating personal flight.

What are they made of?

The Quicksilver ultralight is constructed of the highest quality materials available. This gives it both its light weight and tremendous

strength. All tubing and hardware is "aircraft grade" - a designation given because of their special alloy content. The fabric is a durable 4.5 oz. stabilized dacron. The engine is built especially for use on ultralights by an American company in Minnesota. The Quicksilver is the product of nearly a decade of continuous refinement, engineering, and flying. Because of its construction and flying characteristics, it's probably the safest ultralight available.

PETITIONER'S EXHIBIT D
Page 2 of 7 0139

How long does it take to assemble one?

A recent survey in Ultralight magazine showed the average assembly time to be 28 hours. We stress that you assemble the Quicksilver, you don't build it. All the components are finished when they arrive in the kit, you just put them together like an erector set. We can assemble your ultralight for you, if you'd like.

Will they be regulated?

You bet and we hope so! The FAA does not want to restrict ultralights, it just wants to make sure that they are used in a sensible manner. So does the industry and so do we. Proposed regulations run from weight and fuel capacity restrictions, to a "sportsman's" pilot's license. Whatever it finally is, ultralights will continue to provide inexpensive, exhilarating, personal flight for years to come. Ultralights are here to stay.

Is it portable?

I live in the city, how would I use it? The Quicksilver ultralight disassembles into a 1'x5'x16" package that can be bagged and cartopped in less than 40 minutes. For even easier storage and transport, we like to keep "the pod" (engine/square root tube/seat/landing gear assembly) together and put it on a snowmobile trailer, with wings and tail in a bag on top of the car.

Why leave your Quicksilver at home - take it with you on the weekend or on your vacations. You'll have vacations you'll never forget.

What do I do with it in the winter?

Fly it! The Quicksilver quickly adapts to a simple pair of skis (we make ours out of discarded water skis for less than \$25). It can be flown all winter. Consider it an aerial snowmobile and dress accordingly.

Are there floats available?

Yes. In less than 10 minutes you can convert the Quicksilver into the most inexpensive fishing boat now flying. You can visit every lake within 30 miles and be home for breakfast. We don't list it as a feature, but the Quicksilver is the only ultralight set up for spin casting from the seat!

How many are there now flying?

Estimates run from 25,000 to 30,000. The industry is growing very fast now, and it is hard to estimate. The Quicksilver is the largest seller. 1 out of 3 ultralights sold last year was a Quicksilver.

What is it like to fly one - is it scary?

Peter Pan was a dream, a Quicksilver makes that dream come true. Imagine

cruising over your hometown in comfortable chair with complete control over where you want to go; how fast, how slow, how high, how low. You have only begun to understand the excitement and fun of ultralight flying! People are not scared of flying (else they wouldn't dream about it), they are scared of suddenly not flying... after takeoff. Once you have learned the basics of flight, how your ultralight flies, and why it won't stop flying, we guarantee you will love ultralight flying. You've already dreamed of it, an ultralight brings that dream alive.

PETITIONER'S EXHIBIT D
Page 3 of 7 0140

Are there two seaters?

Yes, but it is only available to dealers right now for demonstration. The production model will require conventional aircraft registration and pilot licensing to fly.

What if the engine stops?

Like any other aircraft, the Quicksilver will glide and perform regularly when the engine is stopped. And because of it's low-weight, large wing area, and wing design, it glides very well. It will glide 7 feet forward for every foot it descends. From 10,000 feet a pilot has a 15 mile glide ahead of him to find a landing area and descend to a safe, soft landing. We shut the engine off and restart it in flight frequently.

Will a Quicksilver soar?

Yes! With it's good glide angle and slow optimum speed, the Quicksilver can be used like a conventional sailplane. We do it frequently in the rising air thermals near the flight park. To be sitting comfortably in your Quicksilver gliding quietly and effortlessly above the beautiful Wisconsin countryside is an experience that can't be matched anywhere.

How much wind can I fly in?

An experinced ultralight pilot we know has flown in steady winds over 30 mph. We don't recommend it (you roll backwards when you land!) but it can be safely done. A Quicksilver pilot with some experience can cofidently fly in winds 10-15 mph, and up to 20 mph if they are steady. Flying in some wind is nice, especially for spectators. You can climb straight up without going forward over the ground and can land at a complete stop. If you do that a couple of times, you quickly lose the label of "another crazy ultralight pilot". We all suffer in the early goings from our ground-bound misinformed friends.

Please ask us if you have additional Questions

There are no dumb questions— only dumb answers. We hope you have chance to join the growing ranks of ultralight pilots. But if not, we still want you to have a good understanding of ultralights and ultralight flying when you leave the flight park. We think you'll enjoy watching them fly even more when you see them flying lazy circles over the upper midwest countryside.

**Compliments of QUICKSILVER &
Ultralight Flying Machine Air Park
(702) 645-6901**

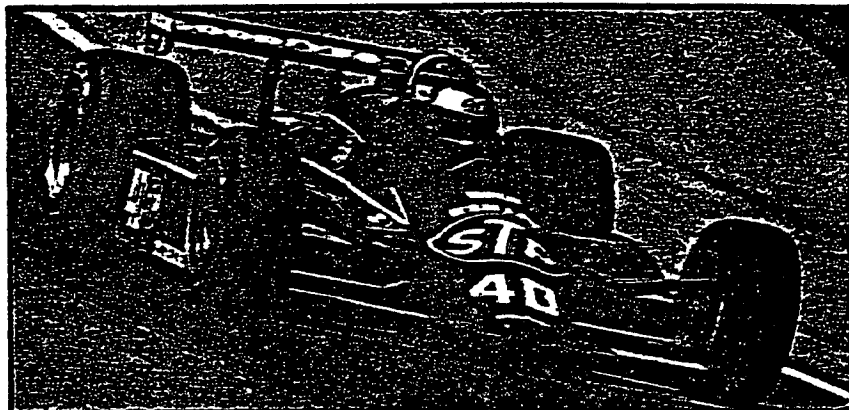
Happy Landings; Don "Hawk" Wyatt



QUICKSILVER MX

THE ORIGINAL

0141



**The choice of
world champion
Mario Andretti!**

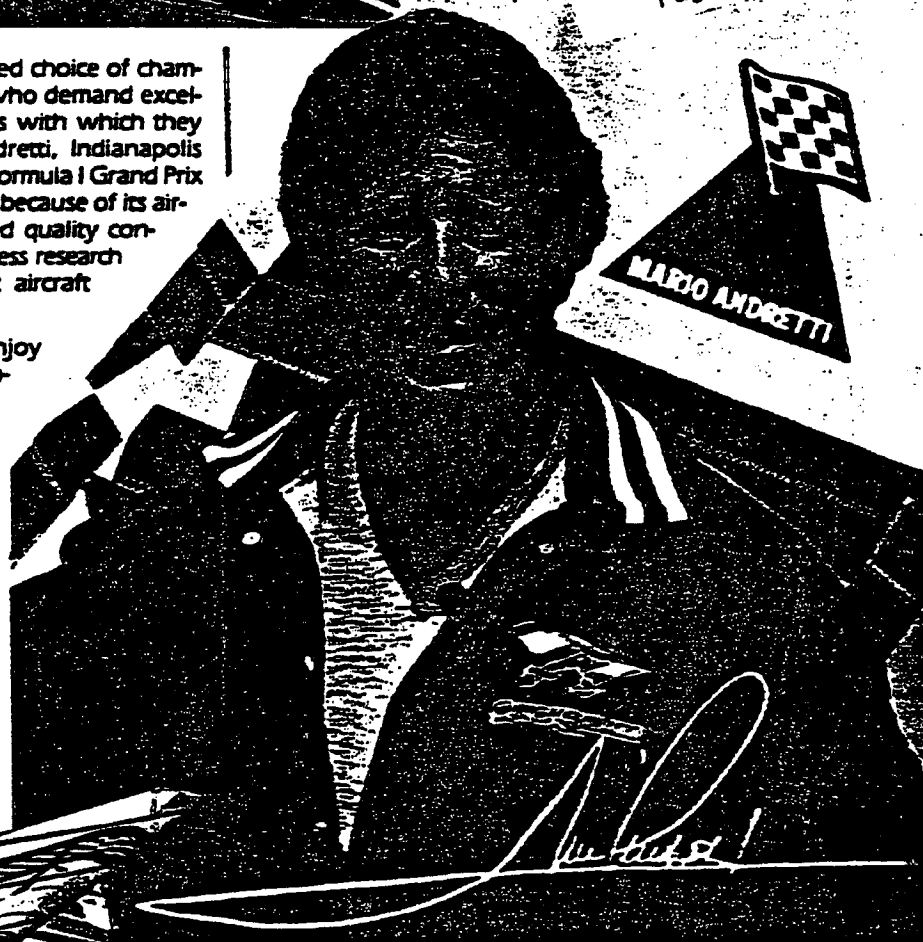
PETITIONER'S EXHIBIT D
Page 4 of 7

The Quicksilver MX is the unchallenged choice of champions around the world, champions who demand excellence of themselves and the products with which they compete. Champions like Mario Andretti, Indianapolis 500 winner and World Champion of Formula 1 Grand Prix Racing. Mario chose a Quicksilver MX because of its aircraft engineering and uncompromised quality construction, all developed through relentless research to provide the very finest ultralight aircraft available.

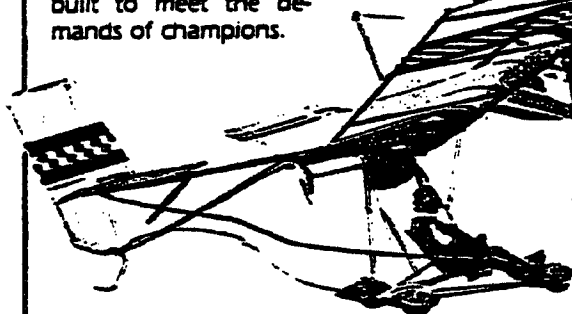
Find out today how you too can enjoy the same thrills of flying that Mario Andretti and other champions like him enjoy every day. Our worldwide network of dealers is there to answer your questions and provide assistance and training. State-of-the-art training aids are used to get newcomers through ground school quickly with confidence based on skill.

If you are like Mario Andretti and demand excellence in the things you own, champion or not, the Elpper Aircraft Quicksilver MX is built for you.

The Quicksilver MX...
built to meet the demands of champions.



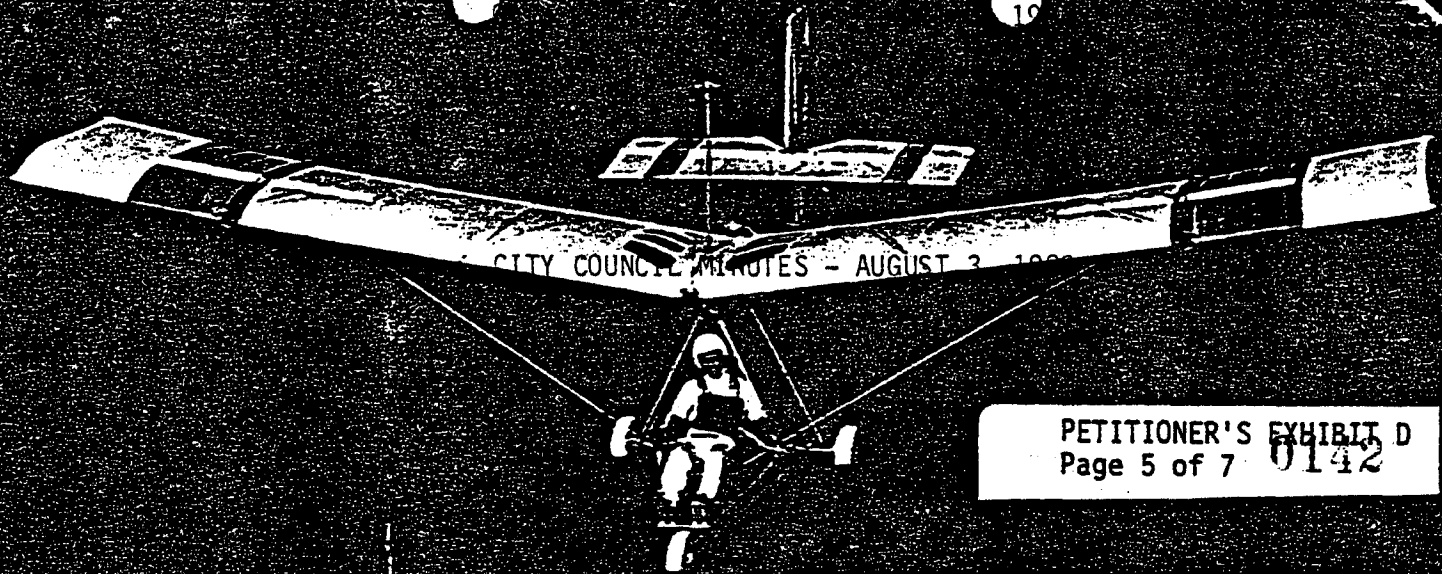
**"The Elpper Aircraft Quicksilver MX qualifies
for the 'pole position' in my book!"**



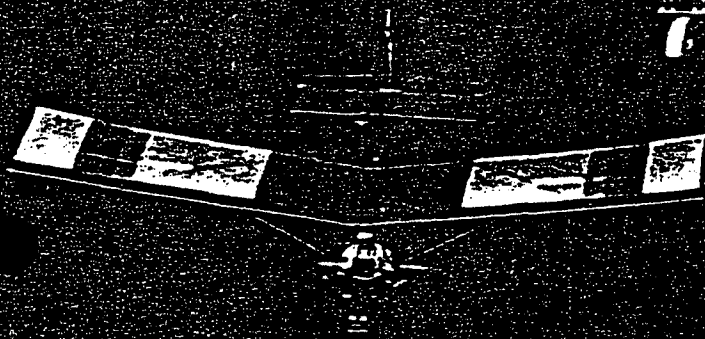
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PETITIONER'S EXHIBIT D
Page 5 of 7 0142



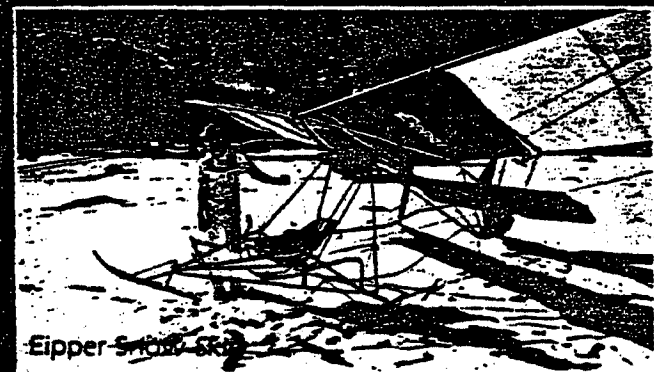
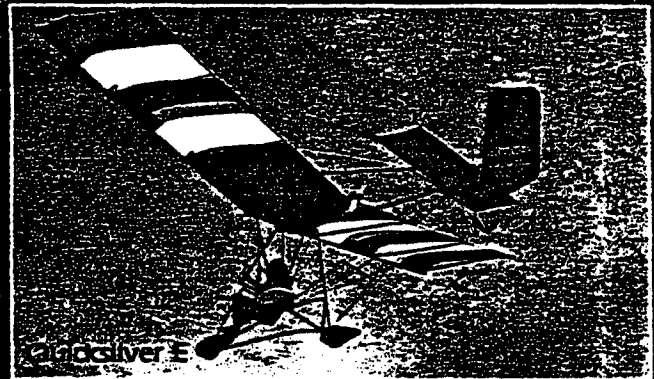
The sky IS NOT the limit ... it's just the beginning.

There is no real limit to the flying fun you can have when you own an Eipper Aircraft "Quicksilver" ultralight. That's because a Quicksilver is the original fly-anywhere family fun machine.

Whether you choose the sprightly Quicksilver E, with its easy-to-master "Variable C.G." weight-shift flight control system, or the Quicksilver MX, with conventional three-axis flight controls and superb performance, you're assured of getting a top-quality aircraft backed by a decade of proven design and development.

When you fly a Quicksilver, you fly year-round from all kinds of terrain. Our accessory "fun floats" let you turn rivers, bays and lakes into runways. And when winter comes, just bolt on your accessory snow skis.

Eipper guides you each step of the way to ensure that your introduction to ultralighting is safe and enjoyable. Remember, with a Quicksilver, the sky is not the limit. It's only the beginning.



Eipper aircraft inc.
World's Largest Manufacturer of Ultralight Aircraft

1080 Linda Vista Drive, San Marcos, CA 92069
(714) 744-1514 Telex: 499-0565

4950
4950

Every Eipper model is sold as a complete bolt-together kit with all parts pre-finished at the factory. And even if you've never built anything before, our unique packaging and easy-to-understand assembly instructions will take you from carton to cloud level in a single weekend of enjoyable building with just simple handtools.

Our worldwide network of dealers is there to answer your questions and to provide assistance with maintenance and parts purchases. State-of-the-art training aids are used to get newcomers through ground school and flight instruction quickly and with confidence based on skill. Though no FAA license is required to own and fly an ultralight, our policy includes mandatory training in the interest of safety.

All Eipper Ultralights give you these features: • All airframe tubing is 6061 T-6 or 2024 T-3 aircraft aluminum, anodized to prevent corrosion. • All structural cables are made of stainless steel aircraft cable, double-swaged and coated in a durable, weather-resistant vinyl. • All sails are constructed from the highest quality stabilized dacron sail cloth. All sewing and reinforcing are factory completed. • Engine is factory assembled with powerplant components ready to bolt into place. The propeller is a beautifully finished hardwood laminate.

CITY COUNCIL MINUTES AUGUST 3, 1983

0143



Our Quicksilver E is the fifth generation of Eipper's proven "Variable C.G." weight-shift flight control ultralight design. It features a single-cylinder, 20h.p. engine, a comfortably padded flight harness and a "trimavator" control to make this the easiest to fly weight-shift ultralight made today.

The trimavator is a special full-width elevator trim tab, linked to the flight harness and provides better pitch control as the pilot moves fore and aft. It's innovative and it's only available from Eipper Aircraft. The ultimate in flying machine simplicity, Quicksilver E is just right for the new pilot who wants to experience flight as the birds know it... easy, natural and the closest one can ever come to sprouting wings.

Each ultralight kit includes a comprehensive owner's manual, as well as easy to follow aircraft maintenance schedules and service bulletins... all designed to help you log years of trouble-free flying time.

Like the Quicksilver MX, the Quicksilver E features top quality materials throughout, stores and transports easily and accepts the full line of Eipper Aircraft accessories. There's no way you can buy more features, quality or dependability in a mid-priced ultralight than to buy a Quicksilver E.

A true classic in its own time, Quicksilver MX is the choice of pilots who want conventional three-axis flight controls, plenty of power and the quality and workmanship Eipper Aircraft is known for around the world.

The Quicksilver MX requires less than a 50-foot ground roll to become airborne. Once aloft, it will amaze you with its low-speed handling characteristics, as well as fast cruise capabilities and generally forgiving nature. The MX takes you skyward at 800 feet-per-minute and keeps you there for a long time because its husky 30 h.p., two-cylinder engine sips... not gulps... gasoline. Other powertrain components are the Eipper Drive reduction unit (patent pending), and a 52-inch-diameter hardwood propeller.

A sturdy, fully padded pilot's seat means hours of comfortable flying, while the MX's wing-mounted spoilers and single joystick flight control deliver pinpoint maneuverability. And when back to earth, the MX disassembles easily for transport to your favorite flying site and for easy storage in your garage or carport, so there's never a tiedown fee to worry about.

Quicksilver MX has brought a whole new meaning to the expression "airborne adventure." Fly it and you'll find out why.

PERFORMANCE SPECIFICATIONS (all specs full fuel, 165 lb. pilot)

STANDARD SPECIFICATIONS: Wing Span—32' (9.6 m), Wing Area—160 sq. ft. (14.87 sq. m), Aspect Ratio—6.4:1

	QUICKSILVER E	QUICK E/FLOATS	QUICKSILVER MX	MX/FLOATS
Power Plant	Cuyuna	Cuyuna	Cuyuna	Cuyuna
Horsepower	20 h.p.	20 h.p.	30 h.p.	30 h.p.
Displacement	215 cc	215 cc	430 cc	430 cc
Standard Weights				
Empty weight	195 lbs	245 lbs	220 lbs	270 lbs
Pilot weight range	120—220	120—190	120—240	150—190
Speed				
Top speed	42 mph	41 mph	50 mph	45 mph
Cruise speed 75% power	34 mph	32 mph	43 mph	39 mph
Stall speed, power off	19 mph	21 mph	23 mph	23 mph
V _{ne} (never exceed speed)	45 mph	40 mph	55 mph	50 mph
Range				
Cruise, 75% power	2.0 hr.	1.5 hr.	1.5 hr.	1.3 hr.
3.0 gals. no reserve	68 mi.	48 mi.	65 mi.	51 mi.
Take-off (wind calm)				
Ground run	50 ft.	125 ft.	50 ft.	75 ft.
Total distance over 50 ft. obstacle	500 ft.	625 ft.	200 ft.	435 ft.
Landing (wind calm)				
Ground roll	50 ft.	50 ft.	75 ft.	50 ft.
Total distance over 50 ft. obstacle	260 ft.	250 ft. (Spoilers Deployed)	230 ft.	250 ft.
Rate of Climb (sea level)	450 ft./min.	300 ft./min.	800 ft./min.	650 ft./min.
Service Ceiling	9,000 ft.	7,500 ft.	12,000 ft.	9,000 ft.
Wingloading	2.4 lbs./sq. ft.	2.7 lbs./sq. ft.	2.4 lbs./sq. ft.	2.8 lbs./sq. ft.
Power Loading pounds/hp	19	21.5	12.8	15.2
Fuel Capacity				
Standard tanks	3.4 gal.	3.4 gal.	3.4 gal.	3.4 gal.
	2.5 usable	2.5 usable	2.5 usable	2.5 usable
Rate of Sink (power off)	320 ft./min.	350 ft./min.	350 ft./min.	380 ft./min.

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World's Largest Manufacturer of Ultralight Aircraft

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(714) 744-1514 Telex: 499-0565



Why does Art Scholl fly the Quicksilver MX?

"Flying is a matter of making the right choice at the right time—whether it's precision aerobatics or selecting the right microlight aircraft," says Art Scholl.

Why does the world's greatest aerobatic pilot fly the Quicksilver MX?

"Because I think it's the best."

Art Scholl

PETITIONER'S EXHIBIT D
Page 7 of 7

QUICKSILVER MX

FAMA
MEMBER

The noise-dampened Cuyuna engine comes as standard equipment in a complete kit of precision-engineered components and hardware that goes together in a single weekend with simple hand tools. Its conventional 3-axis side-stick control system provides positive response from minimum to maximum airspeeds—throughout the pilot weight range. So exciting, even Art Scholl finds the rate of climb exhilarating. Quicksilver MX—the state of the art in lightweight aviation.

Eipperformance Inc.

For Colorful Information Packet Send \$3.00 to:
Eipperformance, Inc.
1070 Linda Vista Drive, San Marcos, CA 92069
(714) 744-1514

RELEASE AND WAIVER

0145

WHEREAS, the undersigned releasor is desirous that he be permitted to ride, fly and otherwise operate a certain motorized microlight aircraft, and

WHEREAS, in order to be permitted to ride, fly and otherwise operate such aircraft, he is willing to take upon himself, and release all others from, the full responsibility for any and all injuries, losses and damages which may occur to or be inflicted upon himself or his property, or the property or person of any other individual or entity, including the owner of such aircraft, and

WHEREAS, the undersigned releasor fully understands that any instructions which are given to him concerning the operation of such aircraft, and any permission to ride, fly or otherwise operate such aircraft, have been undertaken and permitted only because of his willingness to waive and release the claims and rights mentioned in this document.

THEREFORE, in consideration of the permission granted to him to ride, fly and otherwise operate such aircraft, and the instructions relating thereto, the undersigned releasor unconditionally agrees as follows:

1. He hereby waives and releases any and all claims, rights and/or causes of action which he now has or may have against Eipper Formance, Inc., a Texas Corporation, or Ultralight Flying Machines, for any and all injuries, losses or damages which may occur to or be influenced upon himself or his property, which relate to, or which may in any way arise out of, (A) any attempt by him, whether successful or not, to ride, fly or otherwise operate the heretofore mentioned aircraft, and (B) any instruction provided to him concerning such activity.

2. He hereby indemnifies and holds harmless those persons, firms or corporations listed above from any and all damage to the person or property of any individual or entity, which arise out of his operation or attempted operation of the hereinabove mentioned aircraft.

3. He acknowledges that he is in good physical condition, is physically able to operate the hereinabove mentioned aircraft, and has become sufficiently familiar with its characteristics and its operation, so that he is willing to undertake the operation of the same at his own risk.

4. He acknowledges that he is fully aware this flight involves travel in three dimensions, and that such activity is subject to mishap, injury, and possibly even death.

5. He acknowledges that no warranties, either expressed or implied, have been given him concerning the safety of the flight, nor the fitness of the aircraft, and that the flight is attempted solely at his own risk.

6. He is over eighteen (18) years of age, and if married, has executed this document on behalf of himself, his wife and the marital community which they comprise.

7. The contents of this document shall be forever binding upon the releasor, his dependents, heirs, personal representatives and estate.

8. HE HAS READ THIS ENTIRE DOCUMENT, UNDERSTANDS ITS CONTENTS, KNOWS OF THE TRUTHFULNESS THEREOF, AND HAS BEEN PROVIDED WITH A COPY OF THE SAME.

IN WITNESS OF MY AGREEMENT to the foregoing, I execute this document on the _____ day of _____, 19____.

Signature of Releasor

Printed Name and Address of Releasor

Witness to Signature

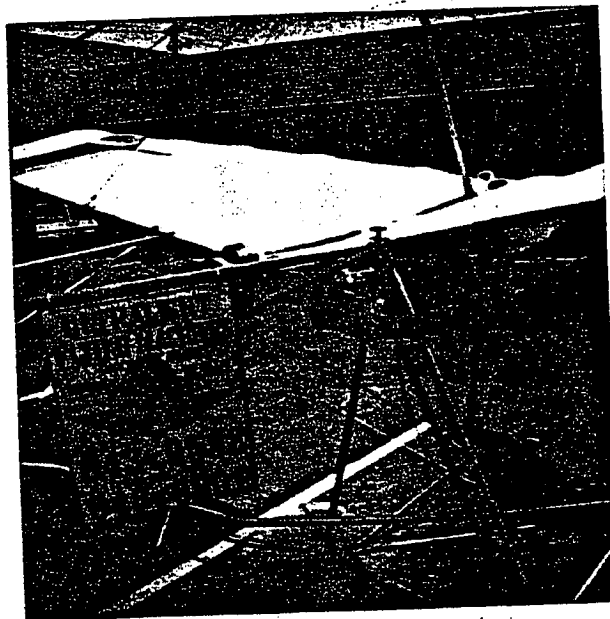


PHOTO TAKEN 6-1-83
IN FRONT PARKING LOT OF
THE BREWERY 3824 RANDOLPH
RD. AT 11 AM. JD.

PETITIONER'S EXHIBIT F

Tells You Where To Buy It

Aircraft Dealers & Distributors
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6005 Las Vegas St South

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6005 Las Vegas St South LV

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as Las Vegas Pacer Inc

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Steve's Flying Service Inc

(See Advertisement This Classification)

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Rancho Dr NV 647-3880

Hughes Flight Center

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Jimmy's Auto Upholstery

930 N Main LV 384-0086

LAS VEGAS PROPELLER SERVICE INC

2019 S Highland Dr LV 384-0830

North Las Vegas Air Terminal

Parts & Maintenance

MLV 647-3880

SCENIC AVIATION SERVICES

241 E Reno Av LV 736-6771

Don't close your

doors at noon

Listing only half

of what you sell or

do is like closing

your doors at noon.

Steve's Flying Service Inc

FLIGHT INSTRUCTION ALL RATINGS

FEATURING PIPER & CESSNA AIRCRAFT

MULTI-ENGINE TRAINING

AIRCRAFT RENTAL & SALES

BIENNIAL FLIGHT REVIEWS

FR PROFICIENCY CHECKS

MOUNTAIN FLYING COURSE

SINCE 1974

736-2276

Steve's Flying Service Inc

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FEATURING PIPER & CESSNA AIRCRAFT

MULTI-ENGINE TRAINING

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BIENNIAL FLIGHT REVIEWS

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Steve's Flying Service Inc

FLIGHT INSTRUCTION ALL RATINGS

FEATURING PIPER & CESSNA AIRCRAFT

MULTI-ENGINE TRAINING

AIRCRAFT RENTAL & SALES

BIENNIAL FLIGHT REVIEWS

FR PROFICIENCY CHECKS

MOUNTAIN FLYING COURSE

SINCE 1974

736-2276

Steve's Flying Service Inc

FLIGHT INSTRUCTION ALL RATINGS

FEATURING PIPER & CESSNA AIRCRAFT

MULTI-ENGINE TRAINING

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FEATURING PIPER & CESSNA AIRCRAFT

MULTI-ENGINE TRAINING

AIRCRAFT RENTAL & SALES

CLOSE-OUT
35' HOB
 Travel trailer made by Kings Highway Motor Homes.
 • Fully self-contained
 • Roof air
 • Double door refrigerator/freezer
 • Rear bedroom
 • Generator compartment
 • Plus more
 \$1199
 List Price \$13,995
\$9995
SUNLAND RV
 457-8046
 3333 E. Fremont

ULTRA-LIGHT FLYING MACHINES
 Offers you the thrill of a lifetime! Explore Lake Mead this summer on floats with retractable landing gear. Experience the fun of flying in one of our 5 different models by Elper Aircraft. Elper Aircraft is the largest manufacturer of Ultra-Lights in the world. For a demo ride in our 2 place Ultra-Light Flying Machine, call 645-6901 or 645-6332.
\$200 CASH REWARD for log books for 1964 Turbo 218 Centurians N6161R. Please return to new owner, 458-7771.
 62 BEECHCRAFT Traveler 855A. New Baron windshield & interior. Good paint, always hangered spectacular in appearance & priced for quick sale. 455-6001.
 PARTNER WANTED. 1956 Cessna 172, excellent shape. 678-3596.
 '59 PIPER Apache Twin, 180 h.p., full IFR, 5 seats, needs work, asking \$11,500. 361-2100 or 361-1502.

1450—Trucks
 1970 Ford Pickup with shell, CE, fully equipped for traveling. Excellent condition. 649-1727.
 '79 DODGE PROSPECTOR Pickup. V-4, stereo AM/FM, air, spare gas tank. \$4300. Call 332-3634.
 '80 CHEVY, cab, auto, /brakes, air, 573-7764.
 '70 INTER, box, power, 4 door, 6350.
 '77 DODGE good work.
 CASH or TR.
 1/4 ton pickup, Contractors Rack and tool box, Chrome rims and big tires. 3345, 564-5051.
 1977 DATSUN Pickup, deluxe cab, am/fm stereo, bucket seats, Fiberglass shell, 5250 or best offer. Call 671-4332, ask for Don.
 '79 DODGE "Little Red Express", 25,000 miles. 6753, Ph. 678-3433.
 '78 DATSUN King Cab, air, am/fm cassette have \$4000 invested, must sell this week of \$3450. 458-3648.
 '71 CHEVY pickup, V6 ton, automatic, 330 motor, good dependable work truck. \$750 or best. 671-6579.
 '81 TOYOTA Pickup, 5 speed, am/fm stereo, air, sliding rear window, deluxe bed floor, low mileage, light colored truck with light color interior/exterior, super clean truck. \$4795. ALLSTATE, 736-6246.
 '80 F150 Custom Ford Pickup, air, automatic, power steering, cloth seats & new carpet, new cab, custom wheel & tires, real nice truck of \$4895. ALLSTATE, 736-6246.
 '81 FORD Courier, air, low miles, super straight truck. \$3300. ALLSTATE, 736-6246.
 1973 Club Cab Dodge truck, automatic, power brakes, small tractor. Runs good. \$1800 firm. Trade Chevy van. Ph. 383-2788.
 SELL or trade for travel trailer.
 1969 Luv Pickup, low mileage, air, shell, excellent. 457-6943.
 '79 CHEVY LUV, air, shell, cost 12,700 miles. Immaculate showroom condition. Senior citizen owned. Call 646-3320.
 '70 FORD Courier, harvest gold, 4 speed, new engine, 1 owner, show room condition. \$1795. 564-3029.
 '59 GMC, work or classic, runs/needs work. \$480 or offer. 645-6543.
 1971 INTERNATIONAL Pickup, 1/2 ton, Air, camper optional. 648-6301.
 '73 CHEVY pickup, 4x4, 1/2 ton, dual tanks, \$2500 or best offer. 676-9026.
 1968 GMC PICKUP 1/2 ton, 4 speed, 6 cylinder, excellent running condition. 1900 or best offer. 452-6717.
 INTERNATIONAL 1962. Steel body, 14' moving van. Hot power lift gate. 47,000 miles. \$3600. 677-3444.
 '79 Dodge Power wagon, 4 wheel drive, shortbed, V8, automatic, power steering, good condition \$5900.
 '78 Dodge Power Wagon, 4 wheel drive, V8, automatic, power steering, air, very good mechanical condition, drivable, body damage. AS IS. \$2500.
 '79 FORD F150, automatic, steering, air, stereo, excellent condition. \$4600.
 '77 Chevy Surfer Van, automatic, steering, air, tilt, cruise, etc., very good condition. \$4400.
 '77 FORD, Courier pickup, 5 speed, good condition. \$2200.
 BANK REPOSSESSIONS, 369-0232.

WANT TO BUY late model travel trailer, not under 32' and in good condition. Have permanent job and good credit. Can pay \$500 mo. Trailer will be permanently parked in Las Vegas. 452-1261.
 SOLD: Trailer, have leveling stands, easy tow bars, power hose, side mirror, slumber bunn, electric cord, adapter, air pump, tow chains. Honda 200 generator. 736-6001.
 '76 ROAD RANGER 32', sleeps 4, immaculate, asking \$4100, 678-4234 offer 4 p.m.
 TRAVEL TRAILER, Kenolik Mark II, 32', also low-mileage International Traveler, sell both \$4200. May sell separately. Call 653-3188.

REDUCED
 32' SILVER STREAK: Luxury, excellent condition. Ph. 564-1666.
 18' TERRY, older model, 34' wood construction, good rubber, clean, partially contained. \$1600. 564-6870.
 '80 WILDERNESS 27', super clean, perfect operating condition, well-contained, low miles. \$6500. Jim Robertson 735-0353.
 ALJO, 29' self-contained trailer. Beautiful condition. \$4800. 648-6575.
 TRAVEL TRAILER, 30' Laveola, clean. \$1500. Call 458-6575.
 '79 AIRSTREAM International, 32', excellent. Call 457-2597.
 HOLIDAY Rambler Alaska Life 32, 30x35, all amenities, rotary air, like new. \$13,500. 451-5321.
 WANTED: Travel Trailer, any size. Please call, I'll come with cash to pay. Bill, 642-6301; Nights, 642-7152.

1325—Truck Campers
 FOR SALE: 6 foot shell for long, wide bed pickup. Good condition. \$150. Call 640-7459.
 CAMPER shell for '73 to '77 El Camino. Like new. \$200. 643-9176.
 CAMPER shell, shortbed, brown & white, almost new. \$200. 678-4571.
 CAB-OVER CAMPER - Toilet & ice box. \$400 or best offer. Call 678-3880.
 VW Sport Truck Camper Shell, \$300 or best offer. Call 384-1434.
 IF CAB-OVER Camper with tanks, \$550 or offer. 8' cab high shell, \$150 firm. Ph. 458-7626.

1390—Utility Trailers
 UTILITY TRAILER - 1963 model, 5'x8', new tires, new lights. \$425. Call 456-5972.
 NEWLY MADE 3 wheel trailer, oil metal, will haul three 3 wheelers. Ramp in rear for loading: tool box, spare tire. Removable railing. \$750 cash. Call 363-0864.
 DUMP BED utility trailer, 4x6, \$185. Ph. 645-3299.
 UTILITY TRAILER, 7' x 4' x 4', metal, \$495. Ph. 645-3796.
 30' FLATBED TRAILER - With 4 removable sides. Tandem axles, electric brakes. \$2100. Call 470-6538.

1395—Vans
 1976 VW CAMPER VAN, low mileage, 1 owner, immaculate, many extras. \$4900. Ph. 452-4450.
 '75 FORD ECONOLINE 350, 1 ton, good shape, twin gas tanks, a pleather's dream. \$2500 firm. Call 384-1251.
 '80 DODGE MAXI VAN - All power, custom wood interior, carpeted, tinted windows, air, 45,000 miles. \$7500 or best offer. Call 732-7692.
 '78 CHEVY SURFER VAN LOADED & NICE. \$2500. Ask for Latre. 737-1618.

SPECIALS
 1977 GMC R1500
 Spare carrier, hitch, roof rack & ladder, dash air, am/fm/tape, radio air.
\$7998
 1977 35' HOLIDAY RAMBLER
 bed maker, double bed, gen., 2 roof air, dash air, cruise, TV ant., AM/FM/tape deck, awning, hitch, roof rack ladder, spare tire, eye level oven, microwave, 1980 Dodge, low, low mileage. MUST SEE!
\$27,998

USED TRAILERS
 5TH WHEELS • PARK MODELS

PETITIONER'S EXHIBIT H

clean, aerodynamic design. #1728A.
\$5998
 1981 WINNEBAGO 27
 Awning, dead bolt lock, roof air, double door refrigerator, stereo system, TV antenna, double bed, spacious interior, monitor panel, telephone jack. #1328.
\$10,998

TV antenna, extra clean. #13702.
\$6998
 '81 COACHMEN 35TH WHEEL 35'
 Huge queen sized bed, interior system, roof air with heat strip, clock, eye-level oven, stereo with cassette, monitor system, dinette, couch, recliner chairs, generator. #1335.
\$14,998

• AD EXPIRES 5/26/83
 • OPEN 7 DAYS
 • UP TO 120 MO. FIN. AVAIL.
 • OVER 60 COACHES inside air conditioned showroom

LA MESA RV CENTER
 4631 S. INDUSTRIAL
 739-7488

Open 7 days Mon-Fri 8-9
 Sat 8-6 Sun 10-6
 North on I-15 off 110th Ave

0150

340 Airplanes

340 Airplanes

340 Alpha

Join us in the golden days of sports aviation



Explore Lake Mead this summer on floats with retractable landing gear. Experience the fun of flying in one of our 5 different models by EIPPER AIRCRAFT.

•FREE INSTRUCTION•

Sales (New & Used Birds) • Our Own Park

•FREE DEMO•

In Our 2 Place

Ultralight Flying Machine



• 645-6901 • 643-9532 •

336 Motorhomes & Campers

'81 Mini Motor Home.
\$12,995 DLR. 362-7654.
3590 W. Spring Mt. Rd.
TOYOTA DOLPHIN MINI MO-
HOME 20' Sleeps 4. Great gas
Just like new inside & out.
\$24,900 new Take \$19,995.
We Finance! WHEELER RV 3590
W. Spring Mtn. Rd. Open 7 days.
362-7654.

338 Rec. Vehicle Rentals

1979 ITASCA 20FT.
Full self contained. Free insurance
CALL 647-4818.

Best Rates & Service
20 FT & 25 FT MOTOR HOMES
Self contained, sleeps 6, roof air,
dawn, & power plant. 451-5966

MOTOR HOME

353 Heavy Duty Trucks

1951 OSHKOSH 6x6. Hydraulic
boom, power winch. Exc mechanical
cond. Priced to sell. 293-2537
HEAVY DUTY '78 CHEVY 4x4
1/4 T. Auto, Shell, Tanks, Good tires.
Call: 645-6786

356 Trucks, Vans & Buses

12' TRUCK BED
With Stake Sides. \$375.
(7) 372-5626.
1959 FORD C800 TRUCK Tractor
Tilt Cab, new motor, 100 gal. saddle
gas tank, new air line & front tires.
automatic transmission. \$4000.
Call 453-4338

1967 DODGE 1/2 TON PICK UP
Auto transmission, 6 cylinder
\$950 term Call 453-4338

356 Trucks, Vans & Buses

'75 FORD VAN
4T. Good tires, rubber & paint.
351W. C6 Transmission. Low miles.
\$2600. 677-1463 or 648-8503.
'76 CHEVY EL CAMINO. Auto, air.
2 tone paint, very clean, excellent
shape! Must see & drive to appreciate.
\$2850 or best offer. 453-3296.

'76 Kenworth & Reeler. Both in excellent
condition. New 400 Cummings
& tractor. Call 453-3904

'77 EL CAMINO LOADED. Excellent Condition.

\$3300 or make offer. 648-0506.
'76 CHEVY Camper Special 1/2 T
Pickup. Loaded, low mi., new
everything, w/8 1/4 R. '76 Coachman
camper, fully self contained,
w/shower & air. All in mint condition
\$8500. Call 453-5089

'78 CHEVY Silverado pickup
Camper Special package, loaded.
lots of extras. Call 453-5089

'82 DODGE RAM

Pickup, power steering, automatic,
air, tilt & cruise. Propane & gasoline.
#10007.
Steel at Wholesale. \$5000.
SUNLAND MOTORS
3121 E. Fremont 457-3014

INT'L TRACTOR w/350-DET 13
speed, 40' flat bed. Emergency sale!
\$10,000 cash. 454-4879

'73 FORD VAN
302 engine, automatic, good tires,
runs, \$675. Call 384-4802.

✓TRUCKS WANTED✓
Top cash paid. Don's Auto Mart.
By the Showboat, 385-7380

SEVEN TRUCKS ranging from 1960
international for \$500, to 1978's for
\$3,500. Call 384-6076.

357 Utility Trailers

408 CLOSED UTILITY
TRAILER. \$750.
CALL 457-8430 EVENINGS.
BALKO, 3 Rail Motor Cycle Trailer,
with ramp. Used once. \$395 or best
offer Call 293-4484

Utility Trailer \$150.
Call Eves 382-4527

358 4-Wheel Drive

1968 FORD 4 WHEEL DRIVE.
NEEDS MOTOR. \$600
•• 452-4857 ••

1979 GMC JIMMY, new 350 eng.
auto trans, all power, cruise, air,
new Tractor AT 10-15 tires. \$6600.
Call 452-3194.

1979 K-5 BLAZER
Air, AM/FM cassette, tilt kit, over-
sized tires, wheels, roll bar, loaded.
\$7200 negotiable ••• 645-4763.

'87 CHEVY STEPSIDE 4x4
Minus engine & trans. \$1800.
Call 732-7869 ask for AJ

'78 DODGE POWER WAGON
Chrome wheels, roll bar, camper
shell. Best offer. Eves 382-4527

✓POWER WAGON✓
1974 4x4, clean, \$2995.
Call 565-0130 after 4 pm.

363 Automobiles Wanted

'77 4x4 Dodge running gear. 4 Gab-
real shocks. Sheet metal for the
hood & snorthead, rear sliding glass
window. Make offer. Call 453-4478

BYCOOL Brand
Evaporative Cooler Wanted.
293-7335, 8-5 PM

◆ 1968 DATSUN ◆

4 Door model PL510, right front
end damaged. Good motor,
transmission, tires, etc. Buy all or
parts. Call 670-7870.

Used Tires. New Tire Warranty On
Retreads. Truck, Passenger, & RV.
Call John 452-7825.

362 Auto Leasing & Insurance

TAKE OVER my lease of '82 Mer-
cedes 240D. Available immediately.
Payments \$470mo. Call 736-3954.

363 Automobiles Wanted

1980-83 CARS. Out of state cars
cleared free. Call LES SCHWARTZ,
457-1060, Monday thru Fri, 10 to 6.

CASH NOW

Call Uncle Bud. CASH ADVANCE.
Out-of-State titles OK. TOP DOLLAR
for all Cars-Trucks-Boats. DLR.

385-7102

\$ CASH \$

A Rolls Royce price for your car,
truck, or van. Payoffs, out of state
titles, cash advances, all OK! Deal
with us or we both loose.

WHEEL WORLD INC. 456-8800

SECASH-CASHES WE BUY
CARS/TRUCKS ETC. TOP \$.
451-6000. DEALER.

CREW CAB TRUCK WANTED
Motor and transmission not impor-
tant. Cab and body must be in good
condition. 293-7335, 8-5 PM.

Immediate Cash
For Cars, Trucks, etc.
382-7600, 15th & Fremont
KENDALL CAR CO.

I NEED A GOOD Auto, Truck, Travel
Trailer also cash advanced on titles.
Please call I will come to you today.
Bill 642-6301, nites 642-1152.

I want to buy a cheap car or truck.
\$100-\$500 price range. Fixer upper
OK. Fast cash today! 671-4818.

★★★★ SELL ★★★★★ YOUR CAR AT AUCTION!

For information call
LAS VEGAS AUTO AUCTION

457-4774

3105 E. Sahara

Auction every Fri. Nite 7:30p.m.
Every Sat. Morn. 10:30a.m.

GUARANTEED CASH

Find out what your car (or) truck is worth in...

REAL MONEY NOW!

Open 8:30a.m. Mon-Sat. for inspection & appraisal.

364 Autos For Sale

364 Autos For Sale

Flying Log

- 4-16-83 - Sat. early 6:45 AM - all day
flying over house - 6 planes at a crack
- 4-17 - 5 planes AM - afternoon got windy ~~stopped~~
- 4-18 - Rain - called Rich Williams -
- 4-19 - 8:30 AM - 2 flying - 1 yellow
1 white + stripes
5 P.M. - red one flying
- 4-20 - Rain
- 4-21 - Rain
- 4-22 - 9 AM (called Rich Williams) - 5:45 PM - 6
planes in air at once
- 4-23 - 7 AM started + afternoon
- 4-24 - No flying
- 4-25 - No flying
- 4-26 - 3 flying 9:56 AM over house - called
Rich Williams
- 4-30 - 2 flying AM
- 5-1 - 2 flying AM
- 5-2 - 2 flying afternoon
- 5-3 - 3 flying - 8:30 AM + afternoon 3 flying
- 5-4 - 4 flying - AM
- 5-5 - 3 flying - 8 AM
- 5-6 - No flying

- 5-7 - 6 flying 8 AM
5-11 - 6 p.m. - 2 flying
5-12 - 6 pm - 4 flying (Black - T-Bird)
5-13 - 9 AM - 2 flying
5-14 - flying AM
5-15 - 6 AM - 4 flying
5-16 - no flying - windy
5-17 - 6 pm - 1 flying
5-20 - 4 flying at 6 pm
5-21 - 4 AM started at 6:30 AM
I skipped a week or so - started to write down
6-24 - 3 flying
6-25 - 4 flying - 6 AM & evening
6-26 - AM - 6 flying
6-27 - AM flying
6-28 - AM & P.M.
6-29 - AM & P.M. - 4 flying
6-30 - 6 AM
7-2 - 6:30 AM flying & P.M.
7-3 - 6:30 AM flying - 2 flying
7-4 - A.M. & P.M. - 2 flying
7-7 - AM flying
7-12 - P.M. flying
7-14 - 6:30 AM flying

CITY COUNCIL MINUTES - AUGUST 3, 1983

0153

7-19 - 6:45 AM - 1 unknown flying

4-1-83 - 2 flying AM - 4 flying P.M. - (T-Bird) ^{Black}

4-8 - 4 glaucous flying over house at 4 pm

4-9 - 6:38 AM - 5 flying

4-14 - AM + 4 pm - flew over house - one
white with red + blue wings

4-15 - 4 on ground + around house
all day + early evening -
yellow one flew over house

City of Las Vegas

AGENDA DOCUMENTATION

Date: July 29, 1983

TO: The City Council

FROM:

CITY ATTORNEY

SUBJECT: Regional Transportation Commission Supplemental Cooperative Agreement No. 98a -- Gibson Road Between Warm Springs Road and Boulder Highway

PURPOSE/BACKGROUND

In May of 1982, the participating members of the Regional Transportation Commission approved and executed a Cooperative Agreement for the design and right-of-way acquisition with respect to the construction of Gibson Road between Warm Springs Road and Boulder Highway. Since the project lies partially within the City of Henderson and partially within the unincorporated area of Clark County, the City of Henderson and the County agreed that that City would perform the design work and acquire the necessary rights-of-way.

The design of the project is nearing completion and it is now appropriate to allocate monies for the construction thereof. The Supplemental Agreement which is before you allocates those monies. For your information, the total cost of the project, including the work which was performed by the City of Henderson under the original agreement and the right-of-way acquisition, is limited to \$906,500.00, with the total construction and utility relocation costs not to exceed \$600,000.00.

Since the City of Las Vegas is not involved in this project, the only action required of it by this Supplemental Agreement is the approval thereof as a participating member of the Regional Transportation Commission.

FISCAL IMPACT

None

RECOMMENDATIONS

It is recommended that Regional Transportation Commission Supplemental Cooperative Agreement No. 98a be approved and that the Mayor be authorized to execute the same on behalf of the City of Las Vegas.

Agenda Item

V-D

SUPPLEMENTAL COOPERATIVE AGREEMENT

THIS AGREEMENT made and entered into by and between the County of Clark, a political subdivision hereinafter called "THE COUNTY," and the City of Henderson, a municipal corporation, and the City of North Las Vegas, a municipal corporation, and the City of Las Vegas, a municipal corporation.

WHEREAS, pursuant to Chapter 373 of the Nevada Revised Statutes, a project thereunder to construct roadway improvement for Gibson Road between Warm Springs Road and Boulder Highway, being located partially within the City of Henderson and partially within the County of Clark, has been approved by the Regional Transportation Commission.

WHEREAS, pursuant thereto, during May, 1982, a Cooperative Agreement was entered into between the County of Clark, the City of Henderson, the City of Las Vegas, and the City of North Las Vegas; and

WHEREAS, reevaluation of the project, completion of the preliminary design, and recent financial conditions of the participating governmental entities has shown that financial commitments of said entities to the project now require adjustment.

W I T N E S S E T H

NOW, THEREFORE, in consideration of the covenants, conditions, agreements, and promises of the parties hereto, it is mutually understood and agreed that:

1. Paragraph 1 of Section II of the Agreement shall be changed to read as follows:
 1. All preliminary engineering, design, field staking, construction inspection, and testing for said project completed after the date of this agreement, shall be performed by the City of Henderson and all costs for same shall be reimbursed by the Regional Transportation Commission of Clark County at a cost not to exceed 15% of the construction cost. A maximum of \$40,000 may be reimbursed for preliminary engineering and design prior to the beginning of construction.

0156

2. Paragraph 4 of Section II of the Agreement shall be changed to read as follows:

5. The total cost of this project shall not exceed \$906,500 which includes all of the above items in this Supplemental Cooperative Agreement and all of the items in the original Cooperative Agreement.

3. The following paragraph for construction shall be added to Section II of the Agreement:

4. The total construction and utility relocation costs not to exceed \$600,000 including change orders and force accounts.

4. Paragraph 5 of Section III of the Agreement shall be changed to read as follows:

7. The items covered must be completed to the satisfaction of the Regional Transportation Commission of Clark County prior to June 30, 1984. The Regional Transportation Commission may, at any time thereafter, terminate this agreement and require all sums advanced to the City of Henderson be repaid.

5. The following general paragraphs shall be added to Section III of the Agreement:

5. The construction of said project shall be by private contractor. Contracts for said project shall be let by the City of Henderson after duly advertising for bids in accordance with N.R.S. 332, Local Government Purchasing Act.

Construction costs shall be paid directly to the contractor based on estimates prepared by the City of Henderson.

Change orders not in excess of \$10,000 each may be authorized by the City of Henderson, not to exceed an aggregate of 10% of the base bid, whichever is less. The Regional Transportation Commission must approve for eligibility of funding.

6. The County of Clark and City of Henderson shall maintain said project in their respective jurisdictions in such a manner to protect the improvements after completion of construction.

APPROVED AS TO LEGALITY AND FORM:

0157

Melvin R. Whipple
MELVIN R. WHIPPLE
Deputy District Attorney

Date of Commission Action:

July 5, 1983

CLARK COUNTY

By: Thalia M. Dondero
THALIA DONDERO, Chairman

ATTEST:

Loretta Bowman
LORETTA BOWMAN, County Clerk

Date of Council Action:

July 5, 1983

CITY OF HENDERSON

By: Leroy Zike
LEROY ZIKE, Mayor

ATTEST:

Dorothy Wendenbrink
DOROTHY WONDENBRINK, City Clerk

Date of Council Action:

July 20, 1983

CITY OF NORTH LAS VEGAS

By: James K. Seastrand
JAMES SEASTRAND, Mayor

ATTEST:

Esther J. Borden
ESTHER BORDEN, City Clerk

Date of Commission Action:

August 3, 1983

CITY OF LAS VEGAS

By: William H. Briare
WILLIAM H. BRIARE, Mayor
RON LURIE, MAYOR PRO-TEM

ATTEST:

Carol Ann Hawley
CAROL ANN HAWLEY, City Clerk

AGENDA*City of Las Vegas*

August 3, 1983

Page 21

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

VI. REPORTS FROM RECOMMENDING COMMITTEES

- A. BILL NO. 83-32 - ADOPTS UNIFORM FIRE CODE, 1982 EDITION, WITH AMENDMENTS THERETO.
Committee: Councilmen Lurie and Christensen

First Publication: SUN - 7/20/83

Committee Recommendation:

Adoption at 8/3/83 City Council meeting.

Christensen -
Second Reading and
Bill ADOPTED.
UnanimousClerk to proceed
with second
publication.

- B. BILL NO. 83-33 - AMENDS LVMC TITLE II, CHAPTER 14, CORRESPONDING TO THE RECENTLY AMENDED STATE STATUTORY PENALTY PROVISIONS FOR DRIVING UNDER THE INFLUENCE OF ALCOHOL OR CONTROLLED SUBSTANCES.
Committee: Councilmen Lurie and Christensen

First Publication: SUN - 7/20/83

Committee Recommendation:

Adoption at 8/3/83 City Council meeting.

Christensen -
Second Reading and
Bill ADOPTED.
UnanimousClerk to proceed
with second
publication.

APPROVED AGENDA ITEM

Ashley Hall

AFFIDAVIT OF POSTING

0159

(Posting required under the provisions of NRS CHAPTER 241)

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

Frank Collins Thomas Young, an employee of the City of Las Vegas, Nevada, being first duly sworn, deposes and says that on the 8th day of July, 1983, at the hour of 11:30 AM there were posted copies of a NOTICE, the attached of which is a true and correct copy, of an INFORMATION MEETING before various RECOMMENDING COMMITTEES relative to proposed ordinances, to be held at the hour of 4:00 P.M. on Monday, July 18, 1983, in the City Manager's Conference Room, 10th Floor, City Hall, 400 East Stewart Avenue, Las Vegas, Nevada; to be posted on Public Bulletin Board at the following locations:

1. In the United States Post Office (Downtown), 301 Stewart Avenue;
2. In the Federal Building, 300 Las Vegas Boulevard South;
3. In the Clark County Courthouse, 200 East Carson Avenue;
4. On the Public Bulletin Board at the Plaza Level of City Hall, 400 East Stewart Avenue (near the entrance to the Court Clerk's office); and
5. On the Special Public Bulletin Board at the Plaza Level of City Hall, 400 East Stewart Avenue (near the entrance to the City Commission Chambers).

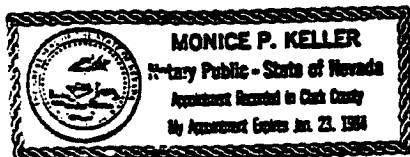
Frank Collins Thomas Young
Frank Collins
SIGNATURE

General Services 1233
DEPARTMENT OF DIVISION

Subscribed and sworn to before me this

11th day of July, 1983

Monice P. Keller
NOTARY PUBLIC in and for said County
and State. My Commission expires:



(Mailing required under the provisions of NRS CHAPTER 241)

0160

STATE OF NEVADA)
)
COUNTY OF CLARK) ss

Loretta A. Hall, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the 7th day of July, 1983, a copy of a NOTICE OF INFORMATION MEETING before various RECOMMENDING COMMITTEES relative to proposed ordinances, to be held at the hour of 4:00 PM, on Monday July 18th, 1983, in the City Manager's Conference Room, 10th Floor, City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, of which the attached is a true and correct copy, was deposited in the United States Mail, Postage prepaid, First Class Mail, to each person and/or organization whose name appears in the Agenda Register maintained in the Office of the City Clerk as having requested, in writing, a copy of said AGENDA (NOTICE).

Loretta A. Hall

SIGNATURE (an employee in the Office of
the CITY CLERK)

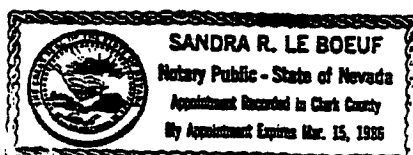
Subscribed and sworn to before me this

8th day of July, 1983

Sandra R. LeBoeuf

NOTARY PUBLIC in and for said County
and State.

My Commission expires: 3-15-86



JULY 6, 1983

0161

N O T I C E

The following Bills proposed for adoption by the City Council of the City of Las Vegas, Nevada, will be the subject of PUBLIC COMMENT before the respective Recommending Committees at the hour of 4:00 P.M., Monday, July 18, 1983, in the City Manager's Conference Room, 10th Floor, City Hall, 400 East Stewart Avenue, Las Vegas, Nevada.

- A. BILL NO. 83-32 - ADOPTS UNIFORM FIRE CODE, 1982 EDITION, WITH AMENDMENTS THERETO

Committee: Councilmen Lurie and Christensen

- B. BILL NO. 83-33 - AMENDS LVMC TITLE II, CHAPTER 14, CORRESPONDING TO THE RECENTLY AMENDED STATE STATUTORY PENALTY PROVISIONS FOR DRIVING UNDER THE INFLUENCE OF ALCOHOL OR CONTROLLED SUBSTANCES.

Committee: Councilmen Lurie and Christensen

- C. BILL NO. 83-34 - READOPTS LVMC 10.02.010 MAKING ALL STATE MISDEMEANORS LIKEWISE CITY MISDEMEANORS

Committee: Councilmen Lurie and Christensen

- D. BILL NO. 83-35 - ANNEXATION NO. A-5-83(A), PROPERTY LOCATED EAST OF RAINBOW BOULEVARD BETWEEN WEST CHARLESTON BOULEVARD AND DEL REY AVE., PETITIONED BY: CLIFFORD F. & JANE B. CARTER, ACREAGE: 10 ACRES, ZONED: R-E (COUNTY CLASSIFICATION) N-U (CITY EQUIVALENT)

Committee: Councilmen Lurie and Christensen

- E. BILL NO. 83-36 - ADOPTS THE 1983 EDITION OF THE PERSONNEL POLICIES AND PROCEDURES MANUAL

Committee: Councilmen Christensen and Lurie

ALL INTERESTED PERSONS ARE INVITED TO ATTEND: Attendance will be noted and a tape recording of the proceedings will be kept on file in the Office of the City Clerk until final disposition. A copy of the above Bills can be obtained through the Office of the City Clerk, Monday through Friday, 8 A.M. to 5 P.M.

CITY OF LAS VEGAS

Date

INTER-OFFICE MEMORANDUM

July 19, 1983

FILE	FROM: 0162 LINDA M. OWENS ACTING CITY CLERK
SUBJECT: RECOMMENDING COMMITTEE MEETING PROPOSED NEW BILLS JULY 18, 1983	COPIES TO: All Agenda Books for 7/20/83 City Council Mtg City Attorney Community Planning and Development Building and Safety Engineering Services Fire Services Metro Business Activity

MEETING HELD: 4:00 P.M., July 18, 1983, City Manager's Conference Room, 10th Floor, City Hall, 400 East Stewart Avenue, Las Vegas, Nevada. Meeting adjourned at 4:15 P.M.

PRESENT: Councilman Lurie
 Councilman Christensen
 Councilman Nolan
 City Manager Russ Dorn
 Deputy City Manager Ashley Hall
 Deputy City Manager Don Saylor
 City Attorney George Ogilvie
 Mike Cool, Personnel and Employee Relations Department
 Jan Tait, Personnel and Employee Relations Department
 Linda M. Owens, Acting City Clerk
 Sandra LeBoeuf, Deputy City Clerk

- A. BILL NO. 83-32 - ADOPTS UNIFORM FIRE CODE, 1982 EDITION, WITH AMENDMENTS THERETO.
 Committee: Councilmen Lurie and Christensen

No one appeared in opposition to this Bill. Committee recommended adoption at 8/3/83 City Council meeting.

- B. BILL NO. 83-33 - AMENDS LVMC TITLE II, CHAPTER 14, CORRESPONDING TO THE RECENTLY AMENDED STATE STATUTORY PENALTY PROVISIONS FOR DRIVING UNDER THE INFLUENCE OF ALCOHOL OR CONTROLLED SUBSTANCES.
 Committee: Councilmen Lurie and Christensen

No one appeared in opposition to this Bill. Committee recommended adoption at 8/3/83 City Council meeting.

RECOMMENDING COMMITTEE MEETING
JULY 18, 1983
PAGE 2

C. BILL NO. 83-34 - READOPTS LVMC 10.02.010 MAKING ALL STATE MISDEMEANORS LIKEWISE CITY MISDEMEANORS.

Committee: Councilmen Lurie and Christensen

No one appeared in opposition to this Bill. Committee recommended adoption at 8/3/83 City Council meeting.

D. BILL NO. 83-35 - ANNEXATION NO. A-5-83(A), PROPERTY LOCATED EAST OF RAINBOW BOULEVARD BETWEEN WEST CHARLESTON BOULEVARD AND DEL REY AVENUE, PETITIONED BY: CLIFFORD F. AND JANE B. CARTER, ACREAGE: 10 ACRES, ZONED: R-E (COUNTY CLASSIFICATION) N-U (CITY EQUIVALENT).

Committee: Councilmen Lurie and Christensen

No one appeared in opposition to this Bill. Committee recommended adoption at 8/3/83 City Council meeting.

E. BILL NO. 83-36 - ADOPTS THE 1983 EDITION OF THE PERSONNEL POLICIES AND PROCEDURES MANUAL.

Committee: Councilmen Lurie and Christensen

This manual updates the 1981 edition due to changes in contracts, state laws, etc. This manual has a cross-reference provision, which was not included in the previous manuals. No one appeared in opposition to this Bill. Committee recommended adoption at 8/3/83 City Council meeting. ~~(A verbatim transcript made part of final minutes on this Bill.)~~ ~~DONE~~

K.T. 2-28-90

VERBATIM NOT DONE PREVIOUSLY.

City of Las Vegas

0164

AGENDA DOCUMENTATION

Date: June 30, 1983

TO:
The City CouncilFROM: *Val Steed*
Val Steed
Deputy City AttorneySUBJECT:

Bill No. 83-32 Adopts the Uniform Fire Code and Uniform Fire Code Standards, 1982 Edition

PURPOSE/BACKGROUND

At the present time the Fire Code of the City of Las Vegas, codified in Title 16, Chapter 16 of the Las Vegas Municipal Code, consists of the 1979 Edition of the Uniform Fire Code, which incorporates by reference the 1979 Uniform Fire Code Standards, and a supplemental document which modifies, amends and deletes from the Code in accordance with local requirements.

The proposed bill would adopt the most recent editions of the Uniform Fire Code and Uniform Fire Code Standards, published in 1982, and an updated supplemental document. Although the 1979 Standards are incorporated in the 1979 edition of the Uniform Fire Code and therefore have been part of the City's Fire Code, this bill would specifically adopt the 1982 Standards, along with the 1982 Code, for purposes of clarification.

Under this bill, the Fire Prevention Bureau of the Department of Fire Services would continue as the enforcement authority. The supplemental document would reenact the City's current local requirements, with minor changes to reflect the updating which has occurred in the Uniform Fire Code itself. In addition, the bill would update and clarify requirements relating to fire hydrants and fire alarm systems.

FISCAL IMPACT

NONE

RECOMMENDATIONS

This Bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council of the City of Las Vegas for final action.

DISPOSITIONApproved ☐
Disapproved ☐
Held ☐

Status Due: _____

Agenda Item

VI -A

City of Las Vegas

0165

AGENDA DOCUMENTATION

Date: June 28, 1983

TO:
The City CouncilFROM: *John Edward Roethel*
John Edward Roethel
Deputy City AttorneySUBJECT:

Amend LVMC 11.14 to provide certain penalty provisions corresponding to State law for offenses relating to DUI

PURPOSE/BACKGROUND

The 1983 Nevada State Legislature has stiffened the penalties for driving a vehicle under the influence of alcohol or a controlled substance. This ordinance amends the City's penalty provisions to correspond to State law.

For a DUI conviction, with no prior DUI convictions in the past 7 years, the new penalty is a fine of at least \$200 and either at least 2 days in jail or 48 hours of community service.

For a second conviction within a 7-year period, the new penalty is a fine of at least \$500 and a jail sentence of at least 10 days.

This bill further provides that an optional 1-year court counseling treatment program can be selected by the defendant as an alternative to the mandatory sentences provided.

FISCAL IMPACT

NONE, other than that already mandated by AB 167.

RECOMMENDATIONS

This Bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council of the City of Las Vegas for final action.

DISPOSITIONApproved ☐
Disapproved ☐
Held ☐

Status Due: _____

Agenda Item

VI - B

AGENDA*City of Las Vegas*

August 3, 1983

Page 22

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

VI. REPORTS FROM RECOMMENDING COMMITTEES (Cont'd)

- C. BILL NO. 83-34 - READOPTS LVMC 10.02.010
MAKING ALL STATE MISDEMEANORS LIKEWISE
CITY MISDEMEANORS

Committee: Councilmen Lurie and Christensen

First Publication: SUN - 7/20/83

Committee Recommendation:

Adoption at 8/3/83 City Council Meeting.

Christensen -
Second Reading and
Bill ADOPTED.
UnanimousClerk to proceed
with second
publication.

- D. BILL NO. 83-35 - ANNEXATION NO. A-5-83(A),
PROPERTY LOCATED EAST OF RAINBOW BOULEVARD
BETWEEN WEST CHARLESTON BOULEVARD AND DEL
REY AVENUE, PETITIONED BY: CLIFFORD F. &
JANE B. CARTER, ACREAGE: 10 ACRES, ZONED:
R-E (COUNTY CLASSIFICATION) N-U (CITY
EQUIVALENT) FIRST AMENDMENT

Committee: Councilmen Lurie and Christensen

First Publication: SUN - 7/20/83

Committee Recommendation:

Adoption at 8/3/83 City Council meeting.

Christensen -
Second Reading and
Bill ADOPTED as per
First Amendment.
UnanimousClerk to proceed
with second
publication.

APPROVED AGENDA ITEM

Ashley Hall

City of Las Vegas

0167

AGENDA DOCUMENTATION

Date: June 21, 1983

TO:
The City CouncilFROM: *John Edward Roethel*
John Edward Roethel
Deputy City AttorneySUBJECT:Readopts LVMC 10.02.010 making all State misdemeanors likewise
City misdemeanors Bill No. 83-34PURPOSE/BACKGROUND

The purpose of this ordinance is to readopt LVMC 10.02.010 which makes all State misdemeanors likewise City misdemeanors. This permits prosecution of these offenses in Municipal Court. Any changes in State law enacted during the 1983 legislative session will automatically be picked up by this readoption.

FISCAL IMPACT

NONE

RECOMMENDATIONS

This Bill should be submitted to a Recommending Committee for review, hearing and recommendation to the Board of City Commissioners for final action.

DISPOSITIONApproved ☐
Disapproved ☐
Held ☐

Status Due: _____

Agenda Item

VI -C

0168

*City of Las Vegas***AGENDA DOCUMENTATION**Date: June 22, 1983**TO:**

The Board of City Commissioners

FROM:John Edward Roethel
Deputy City Attorney**SUBJECT:**Bill No. 83-35
Annexation No. A-5-83(A)**PURPOSE/BACKGROUND**

The proposed ordinance annexes certain real property located east of Rainbow Boulevard between W. Charleston Boulevard and Del Rey Avenue. The annexation process has now been completed in accordance with the NRS and the final date of annexation (July 29, 1983) is set by this ordinance.

The following is pertinent information:

Annexation No.:	A-5-83(A)
Property Located:	East of Rainbow Boulevard between W. Charleston Boulevard and Del Rey Avenue
Petitioned By:	Clifford G. & Jane B. Carter 3945 Acapulco Avenue Las Vegas, Nevada 89121
Acreage:	10 acres
Zoned:	R-E (County classification) N-U (City equivalent)

FISCAL IMPACT**RECOMMENDATIONS**

This Bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

Agenda Item

VI - D

AGENDA*City of Las Vegas*

August 3, 1983

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011Page 23
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ITEM

Council Action

Department Action

VI. REPORTS FROM RECOMMENDING COMMITTEES (Cont'd)

- E. BILL NO. 83-36 - ADOPTS THE 1983 EDITION OF THE PERSONNEL POLICIES AND PROCEDURES MANUAL
Committee: Councilmen Christensen and Lurie

First Publication: SUN - 7/20/83

Committee Recommendation:

Adoption at 8/3/83 City Council meeting.

Christensen -
Second Reading and
Bill ADOPTED.
UnanimousClerk to proceed
with second
publication.

The following Bills have received a recommendation as noted; however, no action may be taken at the 8/3/83 meeting:

- F. BILL NO. 83-37 - ADDS DEFINITION OF "CITY COUNCIL" AND "COUNCIL" TO LAS VEGAS MUNICIPAL CODE.

Committee: Councilmen Levy and Lurie

First Publication: SUN - 8/3/83

Committee Recommendation:

Adoption at 8/17/83 City Council meeting.

RECOMMENDATION
NOTED

APPROVED AGENDA ITEM

Ashley Hall

City of Las Vegas

0170

AGENDA DOCUMENTATION

Date: July 1, 1983

TO:
The City CouncilFROM:
Sam F. Quinn
CITY ATTORNEY

SUBJECT: Bill No. 83-36 -- Adopts the 1983 Edition of the Personnel Policies and Procedures Manual

PURPOSE/BACKGROUND

Since 1980, the City has utilized a Personnel Policies and Procedures Manual to set forth its general personnel policies and the necessary compensation and benefit plans for those of its employees who are not covered by any collective bargaining agreement. This manual has become a handy tool for city employees to use when the need arises to refer to a single source which gives a comprehensive description of the City's personnel rules and regulations:

As the contractual provisions which relate to the various employee organizations are changed (such as during recent negotiations) and the City upgrades its personnel policies, revisions are required in the Personnel Policies and Procedures Manual in order to assure compatibility with the agreements. The manual was last revised in 1981, and the changes proposed by the 1983 edition have been necessitated by negotiated contract provisions and by improvements in the City's personnel policies since that revision. In addition, changes in the format of the manual have been made in order to make it easier to use.

The major changes include:

1. Cross reference system - In order to simplify its use as the City's general personnel manual, all policies and regulations have been cross-referenced to any applicable federal or state statute, Civil Service Rule or collective bargaining agreement.
2. Compliance with the new City Charter - The 62nd Session of the Nevada Legislature enacted a new charter for the City. The changes to the manual which were made to correspond to the provisions in the new charter which relate to personnel policies are:
 - a. Defines the City Manager's responsibilities for establishing salary schedules;
 - b. Defines the City Council's responsibilities for approval of employee base salary changes; and
 - c. Changes terminology to "City Council" from Commission.
3. Administrative procedures for employee status changes - The revised manual defines the employee notification process which is required if contract provisions for employee status changes are approved by the City Council. It also explains the effect of employee status changes on employee benefits.
4. Employee Benefits - The provisions which relate to group insurance, holidays and sick and annual leave have been modified in order to make them compatible with the existing contracts with the various employee organizations and to assure general consistency and parity between classified and appointive employees.

FISCAL IMPACT

No fiscal impact is anticipated from the proposed changes.

RECOMMENDATIONS

This Bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

Agenda Item

VI -E

CITY OF LAS VEGAS

Date

0171

INTER-OFFICE MEMORANDUM

August 1, 1983

TO:

FILE

FROM:

Carol Ann Hawley
CAROL ANN HAWLEY
CITY CLERK

SUBJECT:

RECOMMENDING COMMITTEE MEETING
PROPOSED NEW BILLS AND REAL ESTATE ITEM
AUGUST 1, 1983

COPIES TO:

All Agenda Books for 8/3/83 City Council Mtg.
City Attorney
Community Planning and Development
Building and Safety
Engineering Services
Fire Services

Metro
Business Activity

MEETING HELD:

4:00 P.M., August 1, 1983, City Council Chambers,
Plaza Level, City Hall, 400 East Stewart Avenue,
Las Vegas, Nevada. Meeting adjourned at 4:20 P.M.

PRESENT:

Councilman Lurie
Councilman Levy
Councilman Nolen
City Attorney George Ogilvie
City Manager Russ Dorn
Deputy City Manager Ashley Hall
Deputy City Manager Don Saylor
Director of Business Activity Jerry Cahill
Director Building & Safety Clay Hymer
City Clerk Carol Ann Hawley
Deputy City Clerk Linda Owens
Ben Roscoe
Eli Welt, Bobby's Pawnshop
Grant L. Day, S.P.D. Office Equipment Company

A. BILL NO. 83-37 - ADDS DEFINITION OF "CITY COUNCIL" AND "COUNCIL" TO LAS VEGAS MUNICIPAL CODE.

Committee: Councilmen Levy and Lurie

No one appeared in opposition to this Bill. Committee recommended adoption at 8/17/83 City Council meeting.

B. BILL NO. 83-38 - AMENDS THE REQUIREMENTS FOR VERIFICATION OF A CHILD'S HEALTH IN CONNECTION WITH ADMISSION TO A CHILD CARE FACILITY.

Committee: Councilmen Lurie and Levy

No one appeared in opposition to this Bill. Committee recommended adoption at 8/17/83 City Council meeting.

RECOMMENDING COMMITTEE MEETING
AUGUST 1, 1983
PAGE 2

- C. BILL NO. 83-39 - ASSIGNS THE DUTY OF PREPARING AND ISSUING ORDERS RESPECTING THE ENFORCEMENT OF THE CITY'S LITTER ABATEMENT ORDINANCES TO THE DIRECTOR OF BUILDING AND SAFETY.

Committee: Councilmen Levy and Lurie

No one appeared in opposition to this Bill. Committee recommended adoption at 8/17/83 City Council meeting.

- D. BILL NO. 83-40, FIRST AMENDMENT - ANNEXATION A-6-83(A), PROPERTY LOCATED ON THE NORTHWEST CORNER OF EL PARQUE AVENUE AND DECATUR BOULEVARD, PETITIONED BY: WESTERN HOLDING COMPANY BY E. F. MUELLER, ACREAGE: APPROXIMATELY 5 ACRES, ZONED: R-E (COUNTY CLASSIFICATION) N-U (CITY EQUIVALENT).

Committee: Councilmen Lurie and Levy

No one appeared in opposition to this Bill. Committee recommended adoption at 8/17/83 City Council meeting as per First Amendment.

- E. BILL NO. 83-41 - DELETES FROM CHAPTER 6.64 THE REGULATIONS PERTAINING TO CANINE SECURITY TRAINERS TO BE CONSISTENT WITH NEWLY ENACTED STATE LAW.

Committee: Councilmen Lurie and Levy

No one appeared in opposition to this Bill. Committee recommended adoption at 8/17/83 City Council meeting.

- F. BILL NO. 83-42 - REPEALS LVMC CHAPTER 10.32 WHICH REGULATES AND PROHIBITS IMITATION CONTROLLED SUBSTANCES WHICH IS NOW THE SUBJECT OF STATE LAW.

Committee: Councilmen Lurie and Levy

No one appeared in opposition to this Bill. Committee recommended adoption at 8/17/83 City Council meeting.

- G. BILL NO. 83-43 - AMENDS LVMC CHAPTER 6.60 RELATING TO PAWNSHOPS TO CONFORM TO RECENTLY ENACTED STATE LAW.

Committee: Councilmen Lurie and Levy

No one appeared in opposition to this Bill. Committee recommended adoption at 8/17/83 City Council meeting.

- H. BILL NO. 83-44 - AMENDS SECTIONS OF LVMC CHAPTER 6.74 RELATING TO SECONDHAND DEALERS TO CONFORM WITH STATE LAW.

Committee: Councilmen Lurie and Levy

No one appeared in opposition to this Bill. Committee recommended adoption at 8/17/83 City Council meeting.

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RECOMMENDING COMMITTEE MEETING
AUGUST 1, 1983
PAGE 3

I. BILL NO. 83-45 - REPEALS LVMC CHAPTER 6.78 RELATING TO TIME-SHARE PROGRAMS AND PROJECTS BECAUSE OF A NEWLY ENACTED STATE LAW.

Committee: Councilmen Lurie and Levy

No one appeared in opposition to this Bill. Committee recommended adoption at 8/17/83 City Council meeting.

REAL ESTATE COMMITTEE:

J. REQUEST OF GRANT L. DAY (S.P.D. OFFICE EQUIPMENT COMPANY) TO LEASE CITY-OWNED PROPERTY AT CHARLESTON AND CASINO CENTER BOULEVARD FOR PARKING.

Real Estate Committee: Councilmen Levy and Lurie

Grant L. Day appeared stating S.P.D. Office Equipment Company would like to lease the property at Charleston and Casino Center Boulevard for employee and customer parking. It was felt the surrounding businesses should be notified of this request; therefore, this item was held in abeyance until the 8/15/83 Recommending Committee meeting.

AGENDA

CITY COUNCIL MINUTES - AUGUST 3, 1983

City of Las Vegas

0174

August 3, 1983

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

VI. REPORTS FROM RECOMMENDING COMMITTEES (Cont'd)

- G. BILL NO. 83-38 - AMENDS THE REQUIREMENTS FOR VERIFICATION OF A CHILD'S HEALTH IN CONNECTION WITH ADMISSION TO A CHILD CARE FACILITY.

Committee: Councilmen Lurie and Levy

First Publication: SUN - 8/3/83

Committee Recommendation:

Adoption at 8/17/83 City Council meeting.

RECOMMENDATION
NOTED

- H. BILL NO. 83-39 - ASSIGNS THE DUTY OF PREPARING AND ISSUING ORDERS RESPECTING THE ENFORCEMENT OF THE CITY'S LITTER ABATEMENT ORDINANCES TO THE DIRECTOR OF BUILDING AND SAFETY.

Committee: Councilmen Levy and Lurie

First Publication: SUN - 8/3/83

Committee Recommendation:

Adoption at 8/17/83 City Council meeting.

RECOMMENDATION
NOTED

APPROVED AGENDA ITEM

Ashley Hale

AGENDA*City of Las Vegas*

August 3, 1983

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

VI. REPORTS FROM RECOMMENDING COMMITTEES (Cont'd)

- I. BILL NO. 83-40 - ANNEXATION A-6-83(A), PROPERTY LOCATED ON THE NORTHWEST CORNER OF EL PARQUE AVENUE AND DECATUR BOULEVARD, PETITIONED BY: WESTERN HOLDING COMPANY BY E. F. MUELLER, ACREAGE: APPROXIMATELY 5 ACRES, ZONED: R-E (COUNTY CLASSIFICATION) N-U (CITY EQUIVALENT). FIRST AMENDMENT
Committee: Councilmen Lurie and Levy

First Publication: SUN - 8/3/83

Committee Recommendation:

Adoption at 8/17/83 City Council meeting as per First Amendment.

RECOMMENDATION
NOTED

- J. BILL NO. 83-41 - DELETES FROM CHAPTER 6.64 THE REGULATIONS PERTAINING TO CANINE SECURITY TRAINERS TO BE CONSISTENT WITH NEWLY ENACTED STATE LAW.

Committee: Councilmen Lurie and Levy

First Publication: SUN - 8/3/83

Committee Recommendation:

Adoption at 8/17/83 City Council meeting.

RECOMMENDATION
NOTED

APPROVED AGENDA ITEM

Ashley Hall

AGENDA

CITY COUNCIL MINUTES - AUGUST 3, 1983

City of Las Vegas

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August 3, 1983

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

VI. REPORTS FROM RECOMMENDING COMMITTEES (Cont'd)

- K. BILL NO. 83-42 - REPEALS LVMC CHAPTER 10.32 WHICH REGULATES AND PROHIBITS IMITATION CONTROLLED SUBSTANCES WHICH IS NOW THE SUBJECT OF STATE LAW.

Committee: Councilmen Lurie and Levy

First Publication: SUN - 8/3/83

Committee Recommendation:

Adoption at 8/17/83 City Council meeting.

RECOMMENDATION
NOTED

- L. BILL NO. 83-43 - AMENDS LVMC CHAPTER 6.60 RELATING TO PAWNSHOPS TO CONFORM TO RECENTLY ENACTED STATE LAW.

Committee: Councilmen Lurie and Levy

First Publication: SUN - 8/3/83

Committee Recommendation:

Adoption at 8/17/83 City Council meeting.

RECOMMENDATION
NOTED

APPROVED AGENDA ITEM

Ashley Hall

AGENDA*City of Las Vegas*

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August 3, 1983

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

VI. REPORTS FROM RECOMMENDING COMMITTEES (Cont'd)

- M. BILL NO. 83-44 - AMENDS SECTIONS OF LVMC CHAPTER 6.74 RELATING TO SECONDHAND DEALERS TO CONFORM WITH STATE LAW.

Committee: Councilmen Lurie and Levy

First Publication: SUN - 8/3/83

Committee Recommendation:

Adoption at 8/17/83 City Council meeting.

RECOMMENDATION
NOTED

- N. BILL NO. 83-45 - REPEALS LVMC CHAPTER 6.78 RELATING TO TIME-SHARE PROGRAMS AND PROJECTS BECAUSE OF A NEWLY ENACTED STATE LAW.

Committee: Councilmen Lurie and Levy

First Publication: SUN - 8/3/83

Committee Recommendation:

Adoption at 8/17/83 City Council meeting.

RECOMMENDATION
NOTED

APPROVED AGENDA ITEM

Ashley Hale

AGENDA*City of Las Vegas*

August 3, 1983

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

VI. REPORTS FROM RECOMMENDING COMMITTEES (Cont'd)REAL ESTATE COMMITTEE

- O. REQUEST OF GRANT L. DAY (S.P.D. OFFICE EQUIPMENT COMPANY) TO LEASE CITY-OWNED PROPERTY AT CHARLESTON AND CASINO CENTER BOULEVARD FOR PARKING.

Committee Recommendation:

Held in abeyance until 8/15/83 Recommending Committee meeting in order for surrounding businesses to be notified.

ABEYANCE

8/15/83 Agenda
Recommending
Committee Meeting

APPROVED AGENDA ITEM

Ashley Hall

City of Las Vegas

0179

AGENDA DOCUMENTATION

Date: July 18, 1983

TO: The City Council

FROM: *Russ Dorn*
RUSSELL W. BORN
CITY MANAGER

SUBJECT: DISCUSSION AND POSSIBLE ACTION REGARDING THE REQUEST OF GRANT L. DAY (S.P.D. OFFICE EQUIPMENT COMPANY) TO LEASE CITY-OWNED PROPERTY AT CHARLESTON AND CASINO CENTER FOR PARKING

PURPOSE/BACKGROUND

This request involves a small piece of land located on the west side of Casino Center just north of Charleston which the City presently uses as a metered parking lot. The lot was provided to satisfy in part the parking requirements of the businesses on Charleston due to the fact that the City removed parking on Charleston when it was widened. There has been very little use of the lot and the revenue from the lot is minimal amounting to approximately \$10.00 weekly of which \$4.00 is in meter money and \$6.00 in fines.

We have had a request from the owner of the building abutting the lot to lease it on a monthly basis. Our appraised lease value is \$75.00 a month which the owner, Mr. Grant Day, has indicated as being satisfactory.

Staff does not feel that the minimum use of the lot warrants continuance as a public parking lot and that more use would result from a lease arrangement; however, in that the lot was provided because of the removal of parking on Charleston when it was widened, there may be opposition from merchants in the near vicinity if we cease using it as a public lot.

We have had previous requests from the owners of businesses on Charleston to lease this lot. We have also had many complaints from businesses on Charleston indicating that the removal of parking on Charleston seriously hurt their business. Therefore, even though the continuance of the lot for public parking is not necessarily economically feasible, it appears that the City has a moral obligation to continue to operate it as such.

FISCAL IMPACT

\$75.00 per month income.

RECOMMENDATIONS

The City Manager recommends that the lot continue to be used as a public parking lot and that the request of Mr. Grant L. Day be denied.

Agenda Item 7/20/83

VI - 0

AGENDA*City of Las Vegas*August 3, 1983 ⁰¹⁸⁰

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

VII. BOARDS AND COMMISSIONSA. ANIMAL ADVISORY COMMITTEE
2-Year Term

1. Cecelia LeBoeuf - Term Expires 8/5/83

Christensen -
Motion to concur in
the Mayor's re-
appointment of
Cecelia LeBoeuf to
a new two-year term
on the Animal
Advisory Board and
Sharole Ireland to
a new three-year
term on the Las Vegas
Metropolitan
Beautification
Committee passed
unanimously.
(Levy and Lurie
excused)

Clerk to notify

B. LAS VEGAS METROPOLITAN BEAUTIFICATION
COMMITTEE - 3-Year Term

1. Sharole Ireland - Term Expires 8/3/83

See Motion Above

Clerk to notify

APPROVED AGENDA ITEM

Ashley Hall

INTER-OFFICE MEMORANDUM

July 13, 1983

TO:

DR. LESLIE WILLIAMS
ANIMAL CONTROL

FROM:

Carol Ann Hawley
CAROL ANN HAWLEY
CITY CLERK

SUBJECT:

ANIMAL ADVISORY COMMITTEE

COPIES TO:

CITY COUNCIL
DAVID SANCHEZ,
PERSONNEL DEPARTMENT

The two-year term will be expiring on 8/5/83 for Cecelia LeBoeuf on the Animal Advisory Committee. Please advise by Wednesday, July 27, 1983, if she desires to be reappointed, or whom you would recommend for appointment in her place, so this can be put on the August 3, 1983 City Council meeting agenda for consideration by the Council. Thank you for your cooperation.

July 18, 1983

Talked to Cecelia Leboeuf today. She would like to be reappointed to the Animal Advisory Committee for another term.

L.W.W.

88. No. 11 11 700

JUL 19 1983

INTER-OFFICE MEMORANDUM

July 17, 1983

TO:

CITY COUNCIL

FROM:

Carol Ann Hawley
CAROL ANN HAWLEY
CITY CLERK

SUBJECT:

LAS VEGAS METROPOLITAN BEAUTIFICATION
COMMITTEE

COPIES TO:

My office spoke with Sharole Ireland today and she expressed her desire to be considered for another term on the Las Vegas Metropolitan Beautification Committee.

INTER-OFFICE MEMORANDUM

TO: HAROLD P. FOSTER, DIRECTOR COMMUNITY PLANNING & DEVELOPMENT	FROM: <i>Carol Ann Hawley</i> CAROL ANN HAWLEY CITY CLERK
SUBJECT: LAS VEGAS METROPOLITAN BEAUTIFICATION COMMITTEE	COPIES TO: CITY COUNCIL DAVID SANCHEZ, PERSONNEL DEPARTMENT

The three-year term will be expiring on 8/3/83 for Sharole Ireland on the Las Vegas Metropolitan Beautification Committee. Please advise by Wednesday, July 27, 1983, if she desires to be reappointed, or whom you would recommend for appointment in her place, so this can be put on the August 3, 1983 City Council meeting agenda for consideration by the Council. Thank you for your cooperation.

AGENDA*City of Las Vegas*

0184

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011Page 30
August 3, 1983

ITEM

Council Action

Department Action

VIII. NEW BILLS TO BE REFERRED TO A STUDY
COMMITTEE OR RECOMMENDING COMMITTEE

- A. Bill No. 83-46 -- Amends the schedule of ERU's with respect to the AWT surcharge and sewer connection fees to reduce the ERU value of certain establishments.

Sponsored by: Councilman Christensen

First Reading and
Referred -
Christensen and
Levy

Recommending
Committee Agenda
of 8/15/83

AGENDA

CITY COUNCIL MINUTES - AUGUST 3, 1983

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City of Las Vegas

August 3, 1983

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

IX. 2:00 P.M. - PUBLIC HEARINGS (Cont'd)

- A. STREET NAME CHANGE - Request of the CITY OF LAS VEGAS on behalf of the UNITED STATES POSTAL SERVICE for a Street Name Change from Florence Avenue to Cool Valley Drive, between Lamb Boulevard on the west and Page Street on the east.

Planning Commission unanimously recommends APPROVAL, subject to the following condition:

1. The developer is to pay for providing standard street sign installations for that portion of Florence Avenue between Lamb Boulevard and Page Street.

Staff Recommendation: APPROVAL

PROTESTS: 0

Levy -
APPROVED as
recommended.
Unanimous

Clerk to notify
and Planning to
proceed.

No one appeared
in opposition
to this matter.

APPROVED AGENDA ITEM

Ashley Hall

0186

City of Las Vegas

AGENDA DOCUMENTATION

Date: July 25, 1983

TO: The City Council

FROM: DON J. SAYLOR, AICP
DEPUTY CITY MANAGERSUBJECT: PUBLIC HEARING AGENDA ITEMS
AUGUST 3, 1983 CITY COUNCIL AGENDAPURPOSE/BACKGROUNDSUMMARY OF ITEMS - SEE BACKUP MATERIAL

- Item A - Street Name Change - Florence Avenue to Cool Valley Drive
- Item B - Vacation - VAC-7-83 - The Las Vegas Rescue Mission
- Item C - V-56-83 - Appeal Filed by Mahlon Brown on Behalf of Belle Haven Realty to the Action of the Board of Zoning Adjustment in Denying the Application for a Variance To Allow an Automobile Towing Service and the Storage of Automobiles on Property Located at 200 W. Owens Avenue

FISCAL IMPACT No Funding RequiredRECOMMENDATIONS See Attachments
HAROLD P. FOSTER, DIRECTOR

Agenda Item

IX.

IX.

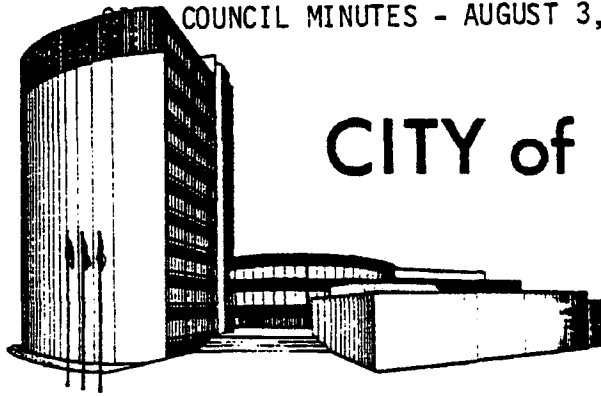
This street name change was initiated by the City at the request of the U.S. Postal Service. The change is to rename Florence Avenue to Cool Valley Drive on a two block long street east of Lamb Boulevard. The name Florence Avenue has existed for many years in this recorded subdivision and the conflict was not noticed until recently when addresses were assigned to the homes being constructed on a portion of this street. The developer has no objection to this street name change.

STAFF RECOMMENDATION: APPROVAL

STREET NAME CHANGE REQUEST
FROM: FLORENCE AVE.
TO: COOL VALLEY DRIVE

BOULDER HEIGHTS TRACT NO. 1
SUBDIVISION MAP NO. 1

MAYOR BILL BRIARE
COUNCILMEN
RON LURIE
PAUL J. CHRISTENSEN
AL LEVY
BOB NOLEN
CITY ATTORNEY
GEORGE F. OGILVIE
CITY MANAGER
RUSSELL W. DORN



CITY of LAS VEGAS

NOTICE OF PUBLIC HEARING

AUGUST 3, 1983

NOTICE IS HEREBY GIVEN THAT on Wednesday, August 3, 1983, at the hour of 2:00 P.M. in the Council Chambers of City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, the City Council will consider the following:

Request of CITY OF LAS VEGAS on behalf of the UNITED STATES POSTAL SERVICE for a Street Name Change from Florence Avenue to Cool Valley Drive, between Lamb Boulevard on the west and Page Street on the east.

LEGALLY DESCRIBED AS THAT PORTION OF FLORENCE AVENUE WHICH ADJOINS BLOCKS C, D, E AND F OF BOULDER HEIGHTS TRACT NO.1.

ANY AND ALL INTERESTED PERSONS may appear and be heard at said meeting, or prior thereto, may file written objections thereto or approvals thereof with the City Clerk, 10th Floor, City Hall.

LINDA M. OWENS
ACTING CITY CLERK



AGENDA*City of Las Vegas*

August 3, 1983

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

IX. 2:00 P.M. - PUBLIC HEARINGS (Cont'd)

- B. VAC-7-83 - Petition of Vacation submitted by THE LAS VEGAS RESCUE MISSION to vacate the south 10' of Wilson Avenue between "D" Street and "E" Street.

Planning Commission unanimously recommends APPROVAL, subject to the following condition:

1. If the Order of Vacation is not recorded within one (1) year after approval by the City Council, or an extension is not granted by the Planning Commission, then approval will terminate and a new petition must be submitted.

Staff Recommendation: APPROVAL

PROTESTS: 0

Levy -
APPROVED as
recommended.
Unanimous

Clerk to notify
and Planning to
proceed.

Al Searcy
Las Vegas Rescue
Mission appeared
on behalf of
Petition.

No one appeared
in opposition.

APPROVED AGENDA ITEM

Ashley Hall

To: The City Council
Re: Public Hearing Agenda Item
August 3, 1983 City Council Agenda

IX.

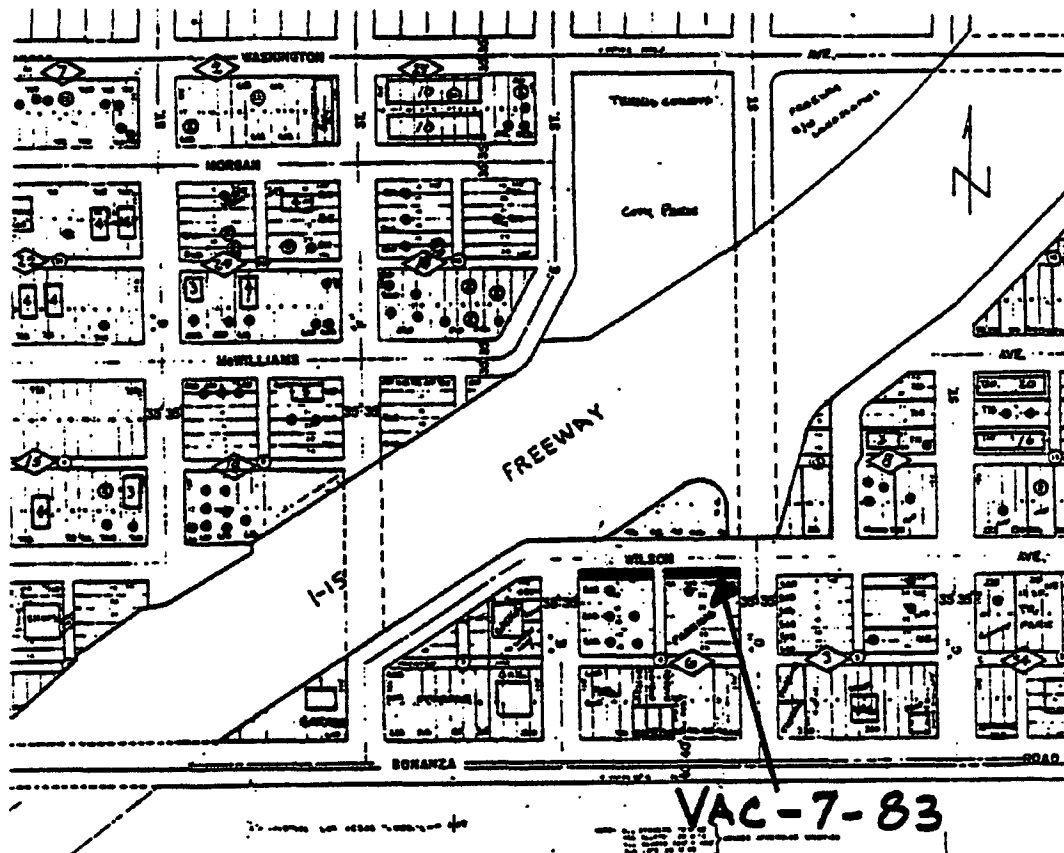
B. VACATION - VAC-7-83 - THE LAS VEGAS RESCUE MISSION

The request is to vacate the south 10' of Wilson Avenue between "D" and "E" Streets. The applicant would like to use this additional area as part of its development for a furniture and appliance repair shop facility that is being constructed on an adjoining parcel. This south 10' of right-of-way is presently unimproved and will not be needed for street purposes in the future.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

PROTESTS: 0



NOTICE

NOTICE IS HEREBY GIVEN that a petition has been filed with the Clerk of the City Council of the City of Las Vegas, Nevada, asking for the vacation of certain real property hereinafter described; that said petition has been referred to the Planning Commission of the City of Las Vegas; and that said Planning Commission has recommended that said petition be approved and that the following property be vacated, to-wit:

The south 10' of Wilson Avenue between "D" Street and "E" Street

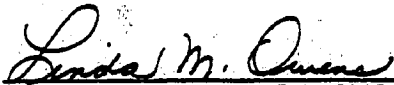
SUBJECT TO

1. If the Order of Vacation is not recorded within one (1) year after approval by the City Council, or an extension is not granted by the Planning Commission, then approval will terminate and a new petition must be submitted.
2. Satisfaction of the requirements of the various utility companies.
3. Conformance to code requirements and design standards of all City departments.
4. Vacation shall not be recorded until all of the above conditions have been met.

A PUBLIC HEARING on said petition and recommendation of the Planning Commission will be held on the 3rd day of August, 1983, at the hour of 2:00 p.m., in the City Council Chambers of City Hall, 400 East Stewart Avenue, Las Vegas, County of Clark, State of Nevada.

If, upon such hearing the City Council of the City of Las Vegas is satisfied that the public will not be materially injured by such proposed vacation, the above described property will be ordered vacated.

THIS NOTICE is given pursuant to an Order made by the City Council of the City of Las Vegas, Nevada, at a regular meeting thereof held on the 20th day of July, 1983.


CAROL ANN HAWLEY, CITY CLERK
BY: LINDA M. OWENS, ACTING CITY CLERK

AGENDA

CITY COUNCIL MINUTES - AUGUST 3, 1983

City of Las Vegas

0192

August 3, 1983

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

IX. 2:00 P.M. - PUBLIC HEARINGS (Cont'd)

- C. V-56-83 - APPEAL filed by MAHLON BROWN on behalf of BELLE HAVEN REALTY to the action of the Board of Zoning Adjustment in DENYING the application for a Variance to allow an automobile towing service and the storage of automobiles on property located at 200 West Owens Avenue in Zoning District C-2 (General Commercial).

The Board of Zoning Adjustment recommends DENIAL (3 - 1 vote). If approved, following are the recommended conditions:

1. Only the south 416.7' measured along the east property line shall be used for this purpose.
2. The maximum time the vehicles may be stored shall be 45 days.
3. Provision of a 6' block wall around the site except along Owens Avenue.
4. No access to "D" Street.
5. Vehicles shall not be stacked.
6. There shall be no sale of parts or metal salvage operations from this site.
7. Conformance to the requirements of the Department of Fire Services.
8. Dedication and improvement of right-of-way as required by the Department of Engineering Services.

Staff Recommendation: DENIAL

PROTESTS: 177

Nolen -
DENIED
Unanimous

(NOTE: Applicant contacted Councilman Lurie and requested that this item be withdrawn from agenda.)

Clerk to notify

No one appeared in favor or in opposition.

APPROVED AGENDA ITEM

Ashley Hall

To: The City Council
 Re: Public Hearing Agenda Item
 August 3, 1983 City Council Agenda

IX.

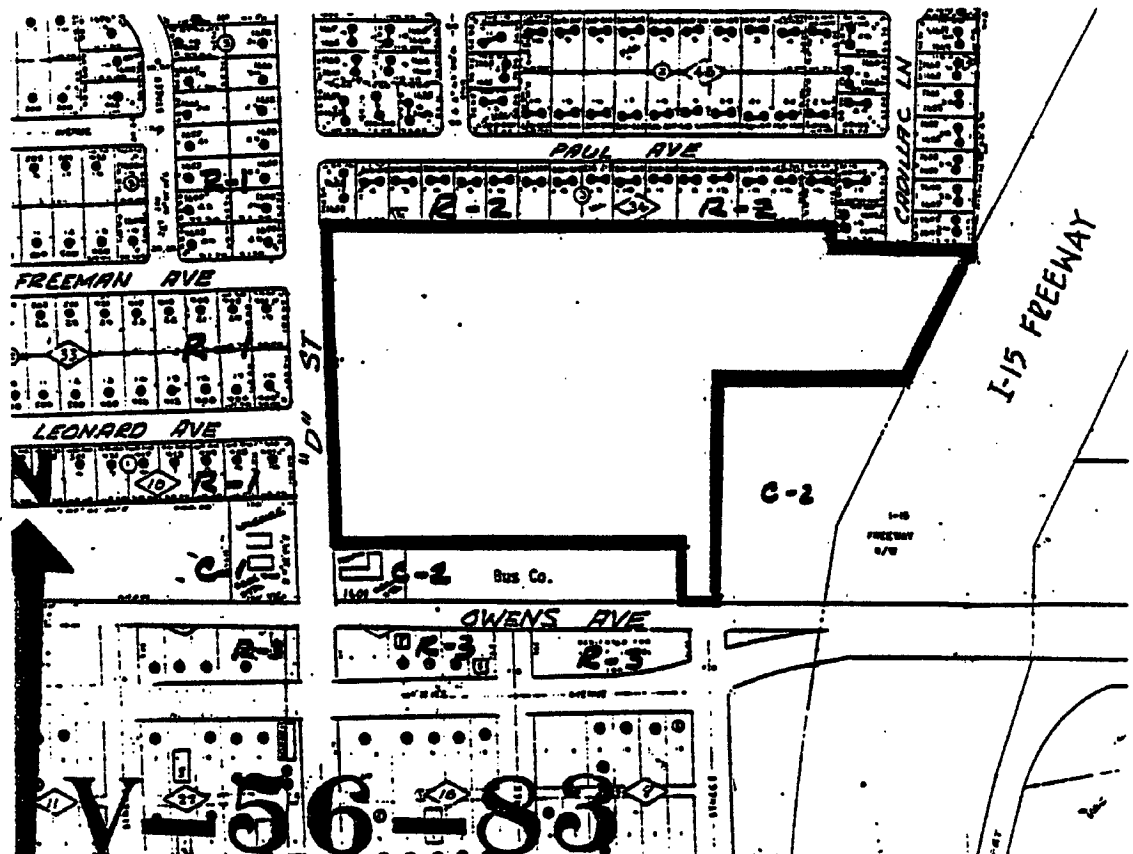
C. V-56-83 - APPEAL FILED BY MAHLON BROWN ON BEHALF OF BELLE HAVEN REALTY TO THE ACTION OF THE BOARD OF ZONING ADJUSTMENT IN DENYING THE APPLICATION FOR A VARIANCE TO ALLOW AN AUTOMOBILE TOWING SERVICE AND THE STORAGE OF AUTOMOBILES ON PROPERTY LOCATED AT 200 WEST OWENS AVENUE IN ZONING DISTRICT C-2 (GENERAL COMMERCIAL)

The request involves an appeal by the applicant on the BZA denying their variance application to allow an automobile towing service and the storage of automobiles on this parcel generally located northeast of "D" Street and Owens Avenue. This parcel is 13 acres in size with approximately 5 1/2 acres to be developed for this use during the first phase and the remainder at a later date. A variance application was approved previously for this applicant on a small strip of land to the south along Owens Avenue that was later converted to a bus parking facility. Presently the applicant operates a towing service from the service station at the northeast corner of "D" and Owens and there have been complaints on cars being parked on this property in the past. There is developed R-1 to the west and developed R-2 to the north. To the east is the I-15 Freeway and to the south is partially developed R-3. The site to be used for this operation is relatively large and could accommodate up to 2,500 vehicles that would be stored for various periods of time.

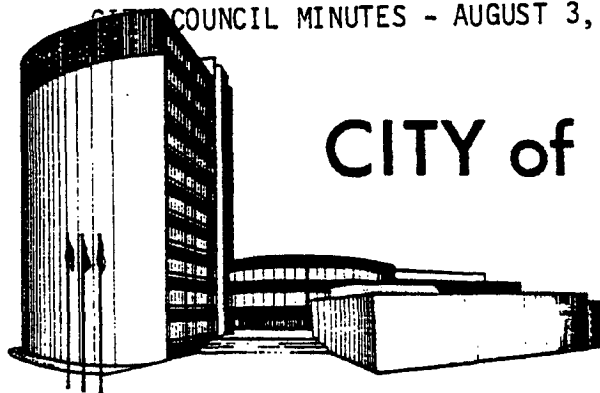
BOARD OF ZONING ADJUSTMENT DECISION: DENIAL - The use would not be compatible in this residential area.

STAFF RECOMMENDATION: DENIAL - Not a compatible use.

PROTESTS: 177 - Petition with 74 signatures
 Petition with 74 signatures
 23 Persons in audience at BZA meeting
 4 Letters
 2 Persons spoke at BZA meeting



MAYOR BILL BRIARE
COUNCILMEN
RON LURIE
PAUL J. CHRISTENSEN
AL LEVY
BOB NOLEN
CITY ATTORNEY
GEORGE F. OGILVIE
CITY MANAGER
RUSSELL W. DORN



CITY of LAS VEGAS

NOTICE OF PUBLIC HEARING

AUGUST 3, 1983

NOTICE IS HEREBY GIVEN THAT on Wednesday, August 3, 1983, at the hour of 2:00 P.M. in the Council Chambers of City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, the City Council will consider the following:

V-56-83 APPEAL filed by MAHLON BROWN on behalf of BELLE HAVEN REALTY to the action of the Board of Zoning Adjustment in DENYING the application for a Variance to allow an automobile towing service and the storage of automobiles on property located at 200 West Owens Avenue in Zoning District C-2 (General Commercial).

THE ABOVE PROPERTY IS LEGALLY DESCRIBED AS A PORTION OF
LOTS ONE (1) AND TEN (10) IN BLOCK 21 OF AMENDED PLAT OF
EASTLAND HEIGHTS NO. 1.

ANY AND ALL INTERESTED PERSONS may appear and be heard at said meeting, or prior thereto, may file written objections thereto or approvals thereof with the City Clerk, 10th Floor, City Hall.

Linda M. Owens
LINDA M. OWENS
ACTING CITY CLERK



JAMES K. SEASTRAND
Mayor

MICHAEL DYAL
City Manager



Councilmen

THERON H. GOYNES
JACOB DAVID BINGHAM
MARY J. KINCAID
WILLIAM E. ROBINSON

City of North Las Vegas

2200 Civic Center Drive • P.O. Box 4086
NORTH LAS VEGAS, NEVADA 89030

Telephone 649-5811

July 27, 1983

City Clerk
City of Las Vegas
400 E. Stewart
Las Vegas, Nevada 89101

This office has received notice that application V-56-83, Belle Haven Realty, is being appealed to the City Council. The hearing is scheduled for Wednesday, August 3, 1983, at 2:00 P.M.

This office is on record to the BZA as requesting denial of the application due to incompatibility with existing uses in both Las Vegas and North Las Vegas.

That objection is still considered valid and it would be appreciated if the record would reflect the concerns of this community.

Sincerely,

R. Jane Poulos, Director
Community Planning and Development

RJP/od

CITY CLERK

JUL 28 10 58 AM '83

RECEIVED

AGENDA*City of Las Vegas* August 3, 1983

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

X. COMMUNITY PLANNING & DEVELOPMENT DEPARTMENT
HAROLD P. FOSTER, DIRECTOR

The items listed below, where appropriate, have been reviewed by the various City departments including sanitary sewer, storm drainage, Traffic Engineering, Engineering Services, Fire and Building, and their comments and/or recommendations and requirements incorporated into the action.

All zoning items shall conform to the following general conditions:

1. Conformance to the plot plan and elevations;
2. Landscaping and a permanent underground sprinkler system shall be provided as required by the Planning Commission and shall be permanently maintained in a satisfactory manner. Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license;
3. Submittal of a landscaping plan prior to or at the same time application is made for a building permit, license, or prior to occupancy;
4. All mechanical equipment, air conditioners and trash areas shall be screened from view from the abutting streets. (Excluding single family development);
5. Satisfaction of City Code requirements and design standards of all City departments.
6. Approval of the parking and driveway plans by the Traffic Engineer.

APPROVED AGENDA ITEM


AGENDA*City of Las Vegas*

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August 3, 1983

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

**X. COMMUNITY PLANNING & DEVELOPMENT DEPARTMENT
HAROLD P. FOSTER, DIRECTOR (CONTINUED)**

7. Repair any damage to the existing street improvements resulting from this development as required by the Department of Engineering Services.
8. Provision of fire hydrants and water flow as required by the Department of Fire Services.

All subdivision items shall conform to the following general conditions:

Tentative Maps:

1. Approval of the tentative map shall be for no more than twelve (12) months. If a final map is not recorded on all or a portion of the area embraced by the tentative map within twelve (12) months of the approval of the tentative map, or an extension of time up to one year, is not granted for the tentative map, a new tentative map must be filed.
2. Street names to be provided in accord with the City's Street Name Policy.
3. Subject to all conditions of City departments and State Subdivision Statutes.

Final Maps:

1. Conformance with the tentative map.

All Vacations shall conform to the following general conditions:

1. Satisfaction of the requirements of the various utility companies.

APPROVED AGENDA ITEM


AGENDA*City of Las Vegas* August 3, 1983CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

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ITEM

Council Action

Department Action

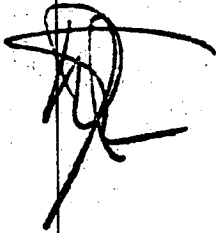
X. COMMUNITY PLANNING & DEVELOPMENT DEPARTMENT
HAROLD P. FOSTER, DIRECTOR (CONTINUED)

2. Conformance to code requirements and design standards of all City departments.
3. Vacation shall not be recorded until all of the above conditions have been met.

All Variances and/or Use Permits shall conform to the following general conditions:

1. Conformance to the plot plan and elevations;
2. Satisfaction of City Code requirements and design standards of all City departments.

APPROVED AGENDA ITEM



City of Las Vegas

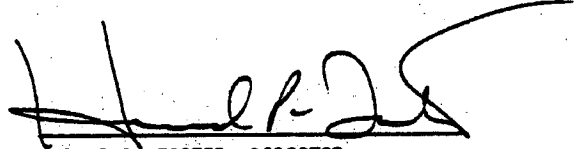
AGENDA DOCUMENTATION

Date: July 25, 1983

TO: The City Council

FROM: DON J. SAYLOR, AICP
DEPUTY CITY MANAGERSUBJECT: COMMUNITY PLANNING AND DEVELOPMENT AGENDA ITEMS
AUGUST 3, 1983 CITY COUNCIL AGENDAPURPOSE/BACKGROUNDSUMMARY OF ITEMS - SEE BACKUP MATERIAL

- Item A - Abeyance Item - Extension of Time - Z-63-79 - Daniel P. Fredlund
- Item B - Tentative Map - Lewis Homes Rainbow Vista #1
- Item C - Tentative Map - Duncan Acres
- Item D - Tentative Map - Woodcrest Units 2, 3 and 4
- Item E - Final Map - Woodcrest Unit #2
- Item F - Final Map - Woodcrest Unit #3
- Item G - Final Map - Woodcrest Unit #4
- Item H - Plot Plan Review - Z-59-82 - Time Development
- Item I - Zone Change - Z-58-83 - The Las Vegas Rescue Mission
- Item J - Zone Change - Z-62-83 - Fawn and Anthony Alston
- Item K - Zone Change - Z-59-83 - Lonnie Walston
- Item L - Zone Change - Z-57-83 - Vivinian O'Hare, Et Al
- Item M - Zone Change - Z-61-83 - Gary L. Hoover, Et Al
- Item N - Zone Change - Z-60-83 - Decatur Investments

FISCAL IMPACT No Funding RequiredRECOMMENDATIONS See Attachments
HAROLD P. FOSTER, DIRECTOR

Agenda Item

X.

AGENDA*City of Las Vegas*

August 3, 1983

0200

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

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ITEM**Council Action****Department Action****X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)****A. ABEYANCE ITEM - EXTENSION OF TIME - Z-63-79-
DANIEL P. FREDLUND**

Request for an extension of time on property generally located on the southeast corner of 11th Street and Marlin Avenue, R-2 Zone (under Resolution of Intent to R-3).

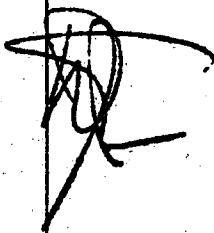
Planning Commission unanimously recommends APPROVAL, subject to the following conditions:

1. Extension of Time shall expire July 5, 1984.
2. Conformance to all ordinance amendments enacted subsequent to the original approval.

Staff Recommendation: APPROVAL

Lurie -
APPROVED as
recommended Items
A, C, D, E, F, G,
and H.
Unanimous

Clerk to notify
and Planning to
proceed.

APPROVED AGENDA ITEM


To: The City Council
Re: Community Planning and Development Agenda Item
August 3, 1983 City Council Agenda

X.

A. ABEYANCE ITEM - EXTENSION OF TIME - Z-63-79 - DANIEL P. FREDLUND

This item was held in abeyance at your last meeting because the applicant was not present. This is the fourth request for an extension of time for this proposed apartment project. The applicant indicates that building permits will be obtained in the near future.

PLANNING COMMISSION RECOMMENDATION: APPROVAL - Subject to a one-year time limit.

STAFF RECOMMENDATION: APPROVAL - Subject to a one-year time limit.

AGENDA*City of Las Vegas*

August 3, 1983 0202

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

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ITEM**Council Action****Department Action****X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)****B. TENTATIVE MAP - LEWIS HOMES RAINBOW VISTA #1**

Property generally located on the west side of Jones Boulevard, south of Vegas Drive, N-U Zone (under Resolution of Intent to R-1 and R-CL).

Owner/Subdivider: Lewis Homes of Nevada
No. of Acres: 20 No. of Lots: 116

Planning Commission unanimously recommends APPROVAL, subject to the following conditions:

1. Conformance to the conditions of approval for Z-49-83.
2. Minimum front yard setback to be 16' in Parcel 2.
3. Provide temporary paved access on Shifting Sands Drive to Washington Avenue.
4. Full width dedication of all interior streets.

Staff Recommendation: APPROVAL

Lurie -
APPROVED as
recommended Item B
and Item A-4 on
Page 15.
Unanimous

Clerk to notify
and Planning to
proceed.

James Russell
appeared on
behalf of Lewis
Homes.

APPROVED AGENDA ITEM

0203

To: The City Council
Re: Community Planning and Development Agenda Item
August 3, 1983 City Council Agenda.

X.

B. TENTATIVE MAP - LEWIS HOMES RAINBOW VISTA #1

This map substantially conforms to the Subdivision Regulations and the approved zoning plan. A secondary paved access to the Subdivision is being required to Washington Avenue because there is only one access street for the proposed 116 lots.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

AGENDA*City of Las Vegas*

August 3, 1983

0204

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

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ITEM Council Action Department Action

**X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)****C. TENTATIVE MAP - DUNCAN ACRES**

Property generally located on the northeast corner of Edward Avenue and Duncan Drive, R-E and C-2 Zones (under Resolution of Intent to R-3).

Owner/Subdivider: Keith and Kathy Galliher

No. of Acres: 1.26 No. of Lots: 6

Planning Commission unanimously recommends APPROVAL, subject to the following conditions:

1. Conformance to the conditions of approval for Z-44-83.
2. Conformance to the Flood Hazard Reduction Ordinance.
3. If a wall is constructed on an exterior boundary street, the Conditions, Covenants and Restrictions shall contain wording to the effect that each property owner of a lot backing up to said wall shall be responsible for the continued maintenance of the exterior side of the wall and the ground area at the exterior base of the wall.
4. Extend the 8" sewer line in Duncan Drive to Edward Avenue as required by the Department of Engineering Services.
5. Provide a hydrology study as required by the Department of Engineering Services.

Staff Recommendation: APPROVAL

Lurie -
APPROVED as
recommended Items
A, C, D, E, F, G,
and H.
Unanimous

Clerk to notify
and Planning to
proceed.

APPROVED AGENDA ITEM

To: The City Council
Re: Community Planning and Development Agenda Item
August 3, 1983 City Council Agenda

X.

C. TENTATIVE MAP - DUNCAN ACRES

The map substantially conforms to the Subdivision Regulations and to the approved zoning plan.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

AGENDA*City of Las Vegas*

August 3, 1983

0206

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

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ITEM

Council Action

Department Action

**X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)****D. TENTATIVE MAP - WOODCREST UNITS 2,3, AND 4**

Property generally located on the east side of Lorenzi Boulevard between Alexander Road on the north and Gowan Road on the south, R-E Zone (under Resolution of Intent to R-1, R-CL and R-D).

Owner: Nevada Savings and Loan Assoc.

Subdivider: Collins Brothers

No. of Acres: 109 No. of Lots: 587

Planning Commission unanimously recommends APPROVAL, subject to the following conditions:

1. Conformance to the conditions of approval for Z-64-82.
2. No vehicular access to Alexander Road, Lorenzi Boulevard and Gowan Road from the abutting lots.
3. If a wall is constructed on an exterior boundary street, the CC&R's shall contain wording to the effect that each property owner of a lot backing up to said wall shall be responsible for the continued maintenance of the exterior side of the wall and the ground area at the exterior base of the wall.
4. Provide a driveway location plan as required by the Department of Engineering Services.

Staff Recommendation: APPROVAL

Lurie -
APPROVED as recommended Items A, C, D, E, F, G, and H.
Unanimous

Clerk to notify and Planning to proceed.

APPROVED AGENDA ITEM

0207

To: The City Council
Re: Community Planning and Development Agenda Item
August 3, 1983 City Council Agenda

X.

D. TENTATIVE MAP - WOODCREST UNITS 2, 3 AND 4

The map substantially conforms to the Subdivision Regulations and the approved zoning plan.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

AGENDA*City of Las Vegas*

August 3, 1983

0208

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

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ITEM**Council Action****Department Action****X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)****E. FINAL MAP - WOODCREST UNIT #2**

Property generally located on the southeast corner of Lorenzi Boulevard and Alexander Road, R-E Zone (under Resolution of Intent to R-CL).

Owner: Nevada Savings and Loan Assoc.
Subdivider: Collins Brothers
No. of Acres: 38.6 No. of Lots: 224

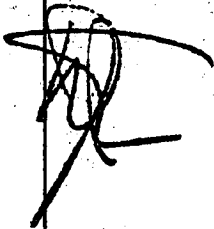
Planning Commission unanimously recommends APPROVAL, subject to the following conditions:

1. Approval of the tentative map.
2. Conformance to the conditions of approval for the tentative map.

Staff Recommendation: APPROVAL

Lurie -
APPROVED as recommended Items A, C, D, E, F, G, and H.
Unanimous

Clerk to notify and Planning to proceed.

APPROVED AGENDA ITEM


To: The City Council
Re: Community Planning and Development Agenda Item
August 3, 1983 City Council Agenda

X.

E. FINAL MAP - WOODCREST UNIT #2

This final map and the next two final maps under Items F and G are tied into the tentative map under Item D. If the tentative map is approved, then this final map is in order to be approved.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

AGENDA*City of Las Vegas*

0210

August 3, 1983

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)

F. FINAL MAP - WOODCREST UNIT #3

Property generally located on the northeast corner of Lorenzi Boulevard and Gowan Road, R-E Zone (under Resolution of Intent to R-CL).

Owner: Nevada Savings and Loan Assoc.

Subdivider: Collins Brothers

No. of Acres: 42 No. of Lots: 255

Planning Commission unanimously recommends APPROVAL, subject to the following conditions:

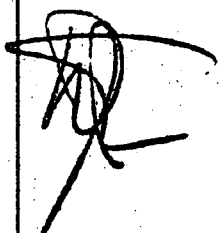
1. Approval of the tentative map.
2. Conformance to the conditions of approval for the tentative map.

Staff Recommendation: APPROVAL

Lurie -
APPROVED as recommended Items A, C, D, E, F, G, and H.
Unanimous

Clerk to notify and Planning to proceed.

APPROVED AGENDA ITEM



To: The City Council
Re: Community Planning and Development Agenda Item
August 3, 1983 City Council Agenda

X.

F. FINAL MAP - WOODCREST UNIT #3

This final map is tied into the tentative map under Item D. If the tentative map is approved, then this map can also be approved.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

AGENDA*City of Las Vegas*

August 3, 1983

0212

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011**ITEM****Council Action****Department Action****X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)****G. FINAL MAP - WOODCREST UNIT #4**

Property generally located on the north side of Gowan Road, west of Torrey Pines Drive, R-E Zone (under Resolution of Intent to R-1 and R-D).

Owner: Nevada Savings and Loan Assoc.

Subdivider: Collins Brothers

No. of Acres: 28.3 No. of Lots: 108

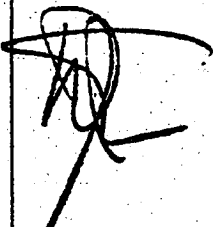
Planning Commission unanimously recommends APPROVAL, subject to the following conditions:

1. Approval of the tentative map.
2. Conformance to the conditions of approval for the tentative map.

Staff Recommendation: APPROVAL

Lurie -
APPROVED as recommended Items A, C, D, E, F, G, and H.
Unanimous

Clerk to notify and Planning to proceed.

APPROVED AGENDA ITEM


0213

To: The City Council
Re: Community Planning and Development Agenda Item
August 3, 1983 City Council Agenda

x.

G. FINAL MAP - WOODCREST UNIT #4

This final map is tied into the tentative map under Item D. If the tentative map is approved, then this map can also be approved.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

AGENDA*City of Las Vegas*

August 3, 1983 0214

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011**ITEM****Council Action****Department Action****X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)****H. PLOT PLAN REVIEW - Z-59-82 - TIME DEVELOPMENT**

Plot Plan Review on property generally located on the north side of Oakey Boulevard, between Arville Street and Decatur Boulevard, R-1 Zone (under Resolution of Intent to P-R).

Planning Commission recommends APPROVAL (5-0-1 vote), subject to the following conditions:

1. Conformance to the plot plan amended to provide six (6) additional parking spaces.
2. Conformance to the elevations.
3. Conformance to all of the remaining original conditions of Z-59-82 except that a Parcel Map will be allowed rather than a subdivision map.

Staff Recommendation: APPROVAL

Lurie -
APPROVED as recommended Items A, C, D, E, F, G, and H.
Unanimous

Clerk to notify and Planning to proceed.

APPROVED AGENDA ITEM

0215

To: The City Council
Re: Community Planning and Development Agenda Item
August 3, 1983 City Council Agenda

X.

H. PLOT PLAN REVIEW - Z-59-82 - TIME DEVELOPMENT

The applicant is requesting a plot plan review to change the building layout on this property. At the time the zoning was approved, six 84' wide parcels were proposed with one office on each parcel. The revised plan proposes a one-story building on the westerly four lots. This change will reduce the rear setback from the 110' shown on the original to 44' which does not appear to be a problem. Six additional parking spaces are required for a total of 70 on this development and there is adequate area to provide these six spaces.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

AGENDA*City of Las Vegas*

August 3, 1983

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM**Council Action****Department Action****X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)****I. ZONE CHANGE - Z-58-83 - THE LAS VEGAS
RESCUE MISSION**

Reclassification of property generally
located on the south side of Wilson Avenue,
between "D" Street and "E" Street.

From: R-4 (Apartment Residence)

To: M (Industrial)

Proposed Use: Workshop for Furniture
and Appliance Repair

Planning Commission unanimously recommends
APPROVAL, subject to the following conditions:

1. Resolution of Intent with a twelve (12)
month time limit.
2. Install sidewalks as required by the
Department of Engineering Services.
3. Pave the alley as required by the
Department of Engineering Services.
4. Dedicate a 25' radius corner at the
intersection of "D" Street and Wilson
Avenue as required by the Department
of Engineering Services.
5. Conformance to the plot plan and
elevations amended to provide for the
radius corner and provision of
landscaping along "D" Street.
6. Recording of the Order of Vacation
(VAC-7-83) of the portion of Wilson
Avenue proposed for redevelopment.

Staff Recommendation: APPROVAL

PROTESTS: 0

Lurie -
APPROVED subject to
conditions as
recommended.
Unanimous

Clerk to notify
and Planning to
proceed.

Al Searcy, Las
Vegas Rescue
Mission appeared
on behalf of
application.

APPROVED AGENDA ITEM

To: The City Council
 Re: Community Planning and Development Agenda Item
 August 3, 1983 City Council Agenda

X.

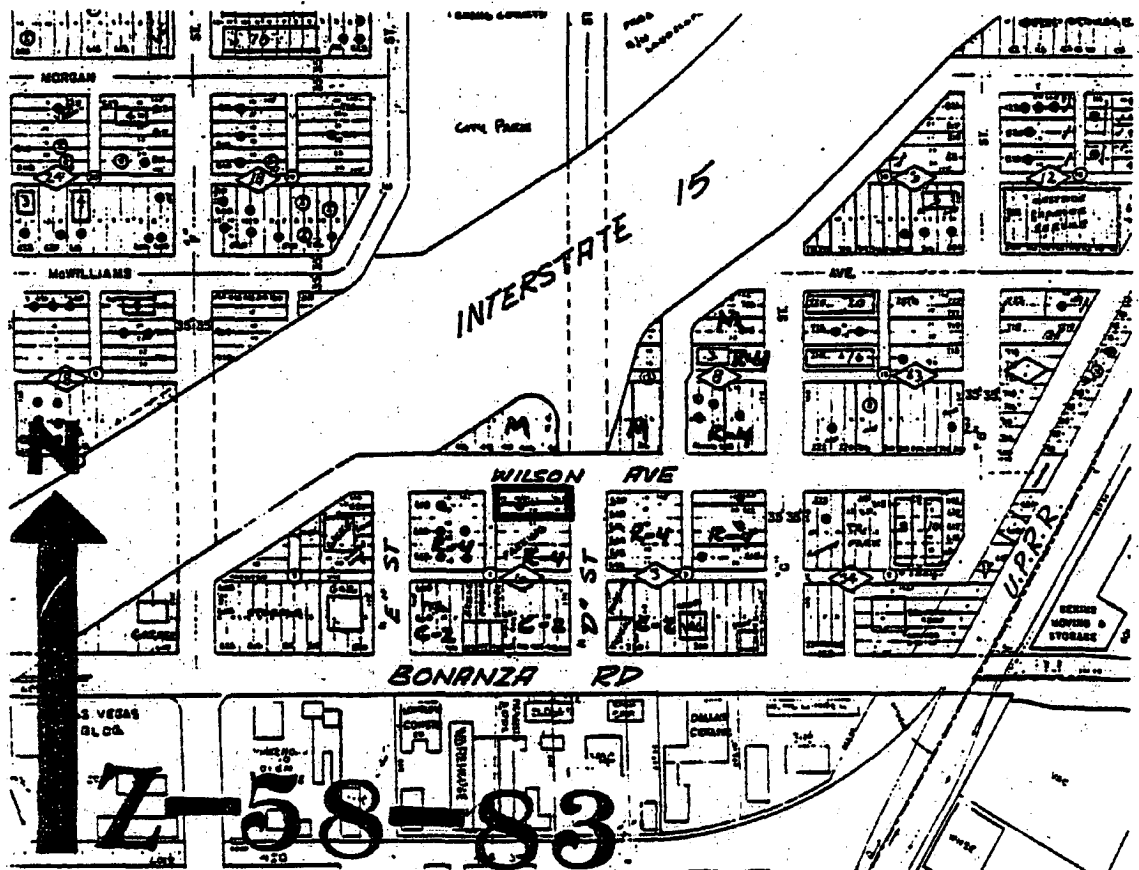
I. ZONE CHANGE - Z-58-83 - THE LAS VEGAS RESCUE MISSION

The Rescue Mission is proposing to rezone this property from R-4 to M for a workshop where it will repair furniture and appliances. The building will be two-stories and contain 16,200 square feet. Twelve employees will be involved in this operation but almost all of them will be housed at their residential facility on Bonanza at the south end of the block. There is no parking proposed on this site and because the employees will be housed in close proximity, it is felt there is justification for not requiring any parking on this site. The area is in transition to an industrial zoning pattern. On the public hearing portion of your agenda there is a vacation item involving the south 10' of Wilson Avenue which is proposed to be incorporated into this site.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

PROTESTS: 0



AGENDA

CITY COUNCIL MINUTES - AUGUST 3, 1983

City of Las Vegas

August 3, 1983

0218

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)

J. ZONE CHANGE - Z-62-83 - FAWN AND ANTHONY
ALSTON

Reclassification of property generally
located on the northwest corner of Desert
Lane and Pinto Lane.

From: P-R (Professional Offices & Parking)
and R-3 (Limited Multiple Residence)
To: R-3 (Limited Multiple Residence)
Proposed Use: Medium High Density
Residential (Apartments)

Planning Commission unanimously recommends
APPROVAL, subject to the following conditions:

1. Resolution of Intent with a twelve (12)
month time limit.
2. Conformance to the plot plan amended
to provide a maximum of four units
on proposed Parcel 3 and provision of
cross easements for joint parking.
3. Approval of the proposed building
elevations by the Department of
Community Planning and Development.
4. Recording of the Parcel Map.
5. Install street lights on Desert Lane
as required by the Department of
Engineering Services.

Staff Recommendation: APPROVAL

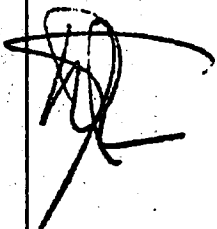
PROTESTS: 1

Levy -
APPROVED as
recommended.
Unanimous

Clerk to notify
and Planning to
proceed.

Anthony Alston
appeared on
behalf of
application.

APPROVED AGENDA ITEM



To: The City Council
 Re: Community Planning and Development Agenda Item
 August 3, 1983 City Council Agenda

X.

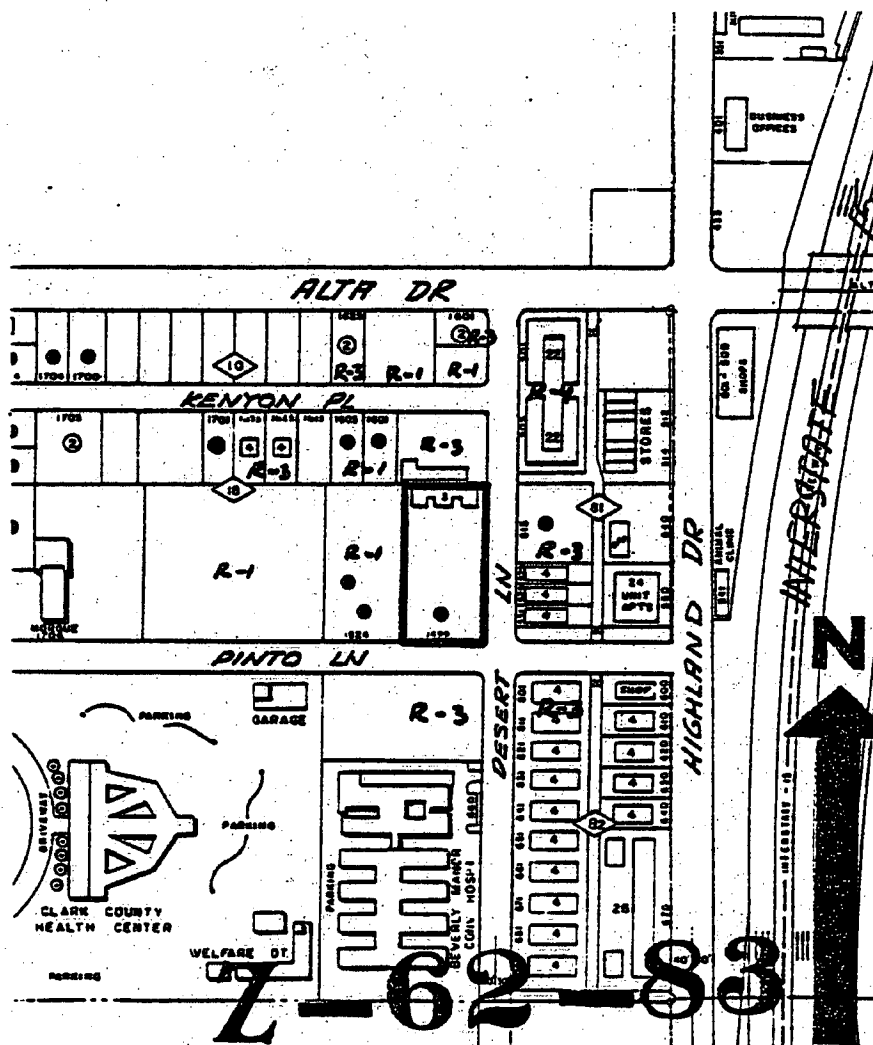
J. ZONE CHANGE - Z-62-83 - FAWN AND ANTHONY ALSTON

The applicants are requesting to rezone this property from R-3 and P-R to R-3 for a 16-unit apartment project. A portion of the property has been used for an architect's office in the past. The applicants are proposing to divide the property into four lots, however, based on the lot sizes only 13 units will be allowed. They are proposing a joint parking arrangement by easements across the lots, which is acceptable. The request for R-3 is in accordance with the adopted Special Activity Center Land Use Plan for this area.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

PROTESTS: 1 - Letter



AGENDA*City of Las Vegas*

August 3, 1983

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ITEM**Council Action****Department Action****X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)****K. ZONE CHANGE - Z-59-83 - LONNIE WALSTON**

ABEYANCE

8/17/83 Agenda

Reclassification of property generally located on the east side of Highland Drive, between Washington Avenue and Madison Avenue.

From: R-E (Residence Estates)

To: C-1 (Limited Commercial)

Proposed Use: Retail and Commercial Uses

Applicant was not present. Clerk to notify and request his presence at the 8/17/83 meeting.

Planning Commission unanimously recommends APPROVAL, subject to the following conditions:

1. Resolution of Intent with a twelve (12) month time limit.
2. Approval of the building elevations by the Department of Community Planning and Development.
3. Approval of any additional development by the Planning Commission.
4. Install sidewalk and street lighting on Highland Avenue as required by the Department of Engineering Services.
5. Conformance to the Flood Hazard Reduction provisions of the City Code as required by the Department of Engineering Services.
6. Construct a 6' block wall to connect to the existing 6' block wall at the south property line.

Staff Recommendation: APPROVAL

PROTESTS: 2

APPROVED AGENDA ITEM

To: The City Council
 Re: Community Planning and Development Agenda Item
 August 3, 1983 City Council Agenda

X.

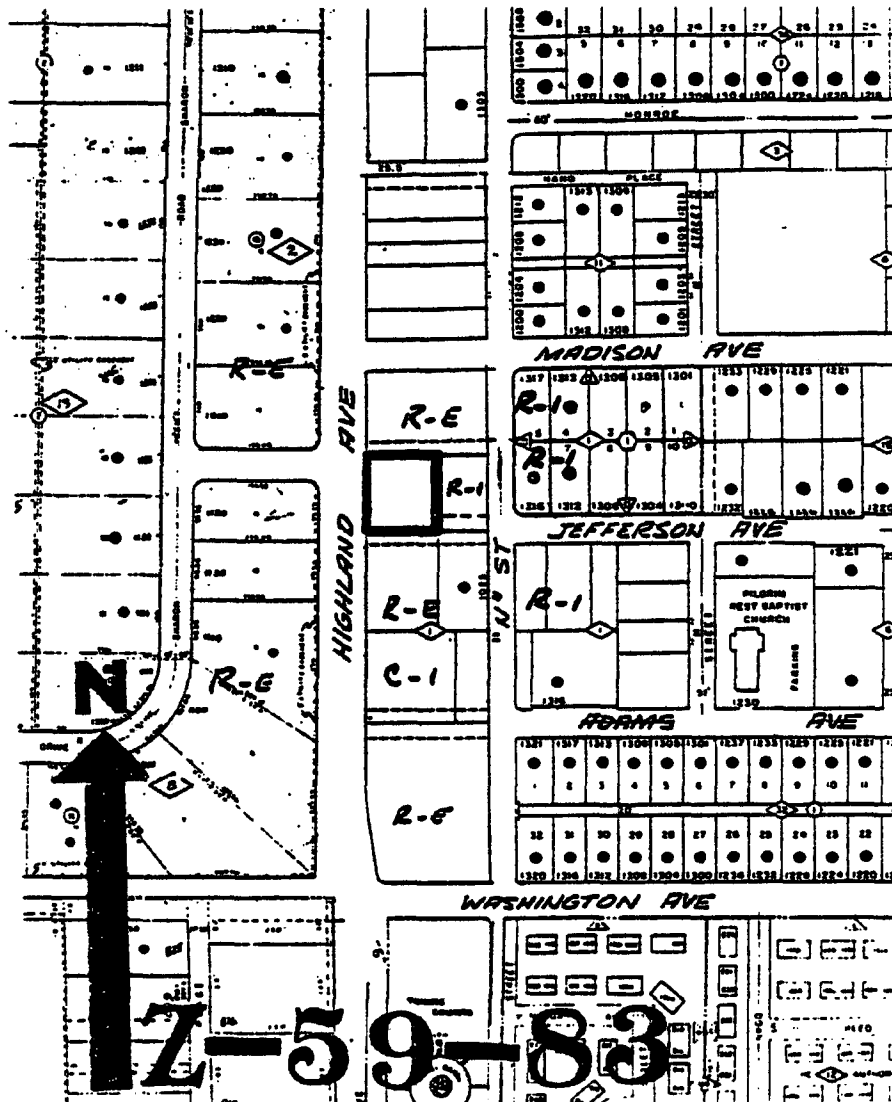
K. ZONE CHANGE - Z-59-83 - LONNIE WALSTON

The applicant is requesting to rezone this property from R-E to C-1 for a small commercial development. There is existing C-1 to the south on Highland. The Bonanza Village Subdivision exists on the west side of Highland and there is R-1 to the east. The request is in accordance with the C-1 pattern on this segment of Highland Drive.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

PROTESTS: 2 - Appeared at Planning Commission meeting



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ITEM

Council Action

Department Action

**X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)****L. ZONE CHANGE - Z-57-83 - VIVINIAN O'HARE ET AL**

Reclassification of property generally located on the southwest corner of Rancho Drive and Meade Avenue.

From: M (Industrial)

To: M (Industrial) and

R-PD39 (Residential Planned Development)

Proposed Use: High Density Residential (Condominiums)

Planning Commission recommends DENIAL (5-1 vote). If approved, following are the recommended conditions:

1. Resolution of Intent with a twelve (12) month time limit amended to R-PD39 for the 5.88 acre parcel, P-R for the east 50' of the six lots fronting Rigel Avenue and P-R for the north 50' of the east 200' of the lot on Sirius Avenue with the balance M Zoning.
2. Provision of an 8' block wall along the north, west and south lines of the R-PD39 site.
3. Recording of a deed restriction limiting the M and P-R zoned lots to office and warehouse uses only.
4. Dedicate a 15' radius corner at the intersection of Rancho Drive and Sirius Avenue and a 20' radius corner at the intersections of Sirius Avenue and Rigel Avenue and at Rigel Avenue and Meade Avenue as required by the Department of Engineering Services.
6. Install sidewalk on Meade Avenue, Rancho Drive and Sirius Avenue as required by the Department of Engineering Services.
7. Install street improvements on Rigel Avenue as required by the Department of Engineering Services.

Staff Recommendation: DENIAL
PROTESTS: 7

Lurie -
DENIED
Unanimous

(NOTE: An earlier motion by Levy to hold in abeyance until 9/15/83 was defeated with Nolen, Lurie, Briare and Christensen voting "No.")

Clerk to notify and Planning to proceed.

Appearances on behalf of application:

Ethel Ragsdale
Dick Carter
George Garnock

No one appeared in opposition.

To: The City Council
 Re: Community Planning and Development Agenda Item
 August 3, 1983 City Council Agenda

X.

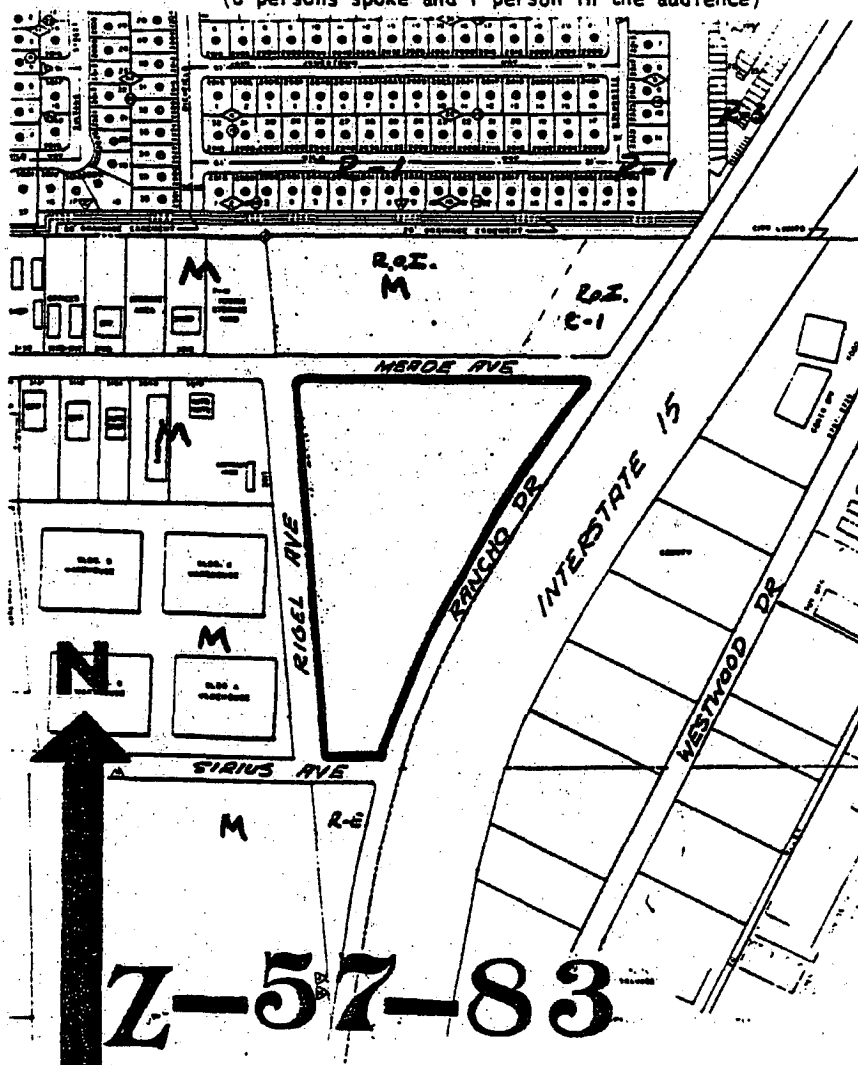
L. ZONE CHANGE - Z-57-83 - VIVINIAN O'HARE, ET AL

The applicants are requesting to rezone this property from M to M and R-PD39. The parcel is approximately 9 acres in size and 7 parcels are proposed for industrial development along the west and south and a 264 efficiency unit condominium project is proposed on the remainder of this site. East of Rancho Drive is the I-15 Freeway and there is commercial/industrial zoning and development existing or proposed to the north, west and south. The developer has offered to provide 50' of P-R zoning on the industrial lots to the west to protect the proposed residential and will construct an 8' block wall as well as insulate the residential units to decrease the noise factor from the industrial area. The proposed residential use is in an area that is all proposed for non-residential use which is not compatible. It is anticipated there may be future problems if the condominiums are allowed in this area because of noise, odors and heavy truck traffic.

PLANNING COMMISSION RECOMMENDATION: DENIAL - The residential use would not be compatible in this area surrounded by industrial development and the I-15 Freeway.

STAFF RECOMMENDATION: DENIAL

PROTESTS: 7 - Appeared at Planning Commission meeting
 (6 persons spoke and 1 person in the audience)



AGENDA*City of Las Vegas*

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August 3, 1983

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ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)

M. ZONE CHANGE - Z-61-83 - GARY L. HOOVER, ET AL

Reclassification of property generally
located on the southeast corner of East
Charleston Boulevard and Chapman Drive.

From: C-1 (Limited Commercial)

To: C-2 (General Commercial)

Proposed Use: Used Car Sales

Planning Commission unanimously recommends
DENIAL. If approved, following are the
recommended conditions:

1. Resolution of Intent with a twelve (12)
month time limit.
2. Conformance to the plot plan amended
to allow auto display and detailing
in the north 75' only.
3. No wholesale storage of vehicles is
permitted.
4. Approval of the elevations by the
Department of Community Planning and
Development.

Staff Recommendation: DENIAL

PROTESTS: 27

Levy -
DENIED
Unanimous

Clerk to notify
and Planning to
proceed.

Appearances on
behalf of
application:

Gina Sylvania
Don Reingo

Appearances in
opposition:

Jack Sloan
D. C. Buckles
Buck McElhone

APPROVED AGENDA ITEM

To: The City Council
 Re: Community Planning and Development Agenda Item
 August 3, 1983 City Council Agenda

X.

M. ZONE CHANGE - Z-61-83 - GARY L. HOOVER, ET AL

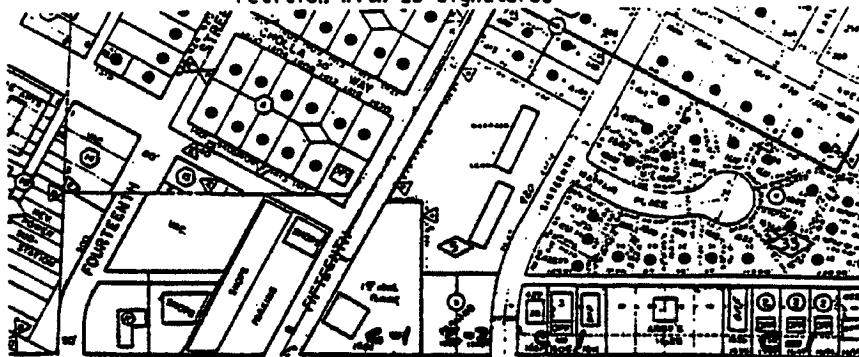
The request is for a used car lot which requires C-2 zoning. The predominant zoning pattern along this portion of Charleston Boulevard is C-1, however, there are two parcels zoned C-2, one to the north that is used for parking for a bank and the other being across Chapman to the west that was formerly an automobile leasing operation and now is a used car sales lot. There is one parcel zoned P-R to the south and all of the other parcels to the south along Chapman are zoned and developed on an R-1 basis. There is concern on where used car lot operations are allowed in the City and several areas have been relegated to this use such as along East Fremont, certain segments of Las Vegas Boulevard and on Rancho Drive where a predominant C-2 zoning pattern exists. The applicants propose to use the existing building on the property as the office and the display area will be along Charleston.

PLANNING COMMISSION RECOMMENDATION: DENIAL - Not a compatible use on this segment of Charleston which is predominantly zoned C-1.

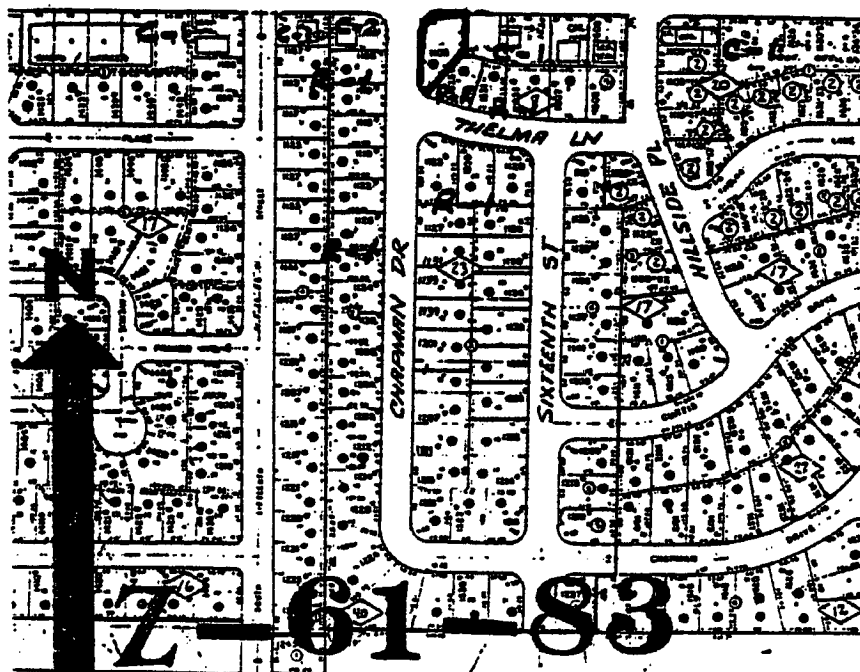
STAFF RECOMMENDATION: DENIAL

PROTESTS: 27 - 3 Letters

1 Person appeared at Planning Commission meeting
 Petition with 23 signatures



CHARLESTON BLVD



**First
Interstate
Bank**

First Interstate Bank
of Nevada, N.A.
Fifteenth and Charleston Office
P.O. Box 15188
Las Vegas, NV 89114
702 385-8326

Dorothy Frederick
Vice President
and Manager

August 3, 1983

Harold P. Foster
Department of Planning and Community Development

RE: Zoning change and/or variance #Z61-83

Dear Mr. Foster:

We would like to register our objection to the down-
grading of the subject property from C-1 to C-2.

Local businesses are doing their best to up-grade their
properties in this area and we feel that a junky car
lot would distract from the basic urban renewal currently
in progress. In addition, we have several used car lots
now which do nothing to improve the area.

Sincerely,



DAF/jw



The Official Bank of the 1984 Olympics



AGENDA*City of Las Vegas*

August 3, 1983

0227

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

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ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)N. ZONE CHANGE - Z-60-83 - DECATUR INVESTMENTS

Reclassification of property generally located on the east side of Decatur Boulevard between Eugene Avenue and Sawyer Avenue.

From: R-3 (Limited Multiple Residence)

and R-1 (Single Family Residence)

To: R-PD12 (Residential Planned Development)

Proposed Use: Medium Density Residential (Apartments)

Planning Commission recommends APPROVAL (4-2 vote), subject to the following conditions:

1. Resolution of Intent with a twelve (12) month time limit.
2. Provide decorative screens on the balconies facing east.

Staff Recommendation: APPROVAL

PROTESTS: 152

Lurie -
TABLED until 9/7/83
Council Meeting.
Levy and Christensen
voted "No."

(NOTE: On 9/7/83
Agenda this item
should appear
first.)

9/7/83 Agenda

Barry Becker
appeared on behalf
of application.

Appearing in
opposition:

Wayne Olsen
Dick Thomas
Ken Harkins
Scott Kallsen
Jerry Glaze
Marilyn Bailey
RoseAnn Wilkins
Helen Farmer
Lynn Bissent
Robert Gus

APPROVED AGENDA ITEM

To: The City Council
 Re: Community Planning and Development Agenda Item
 August 3, 1983 City Council Agenda

X.

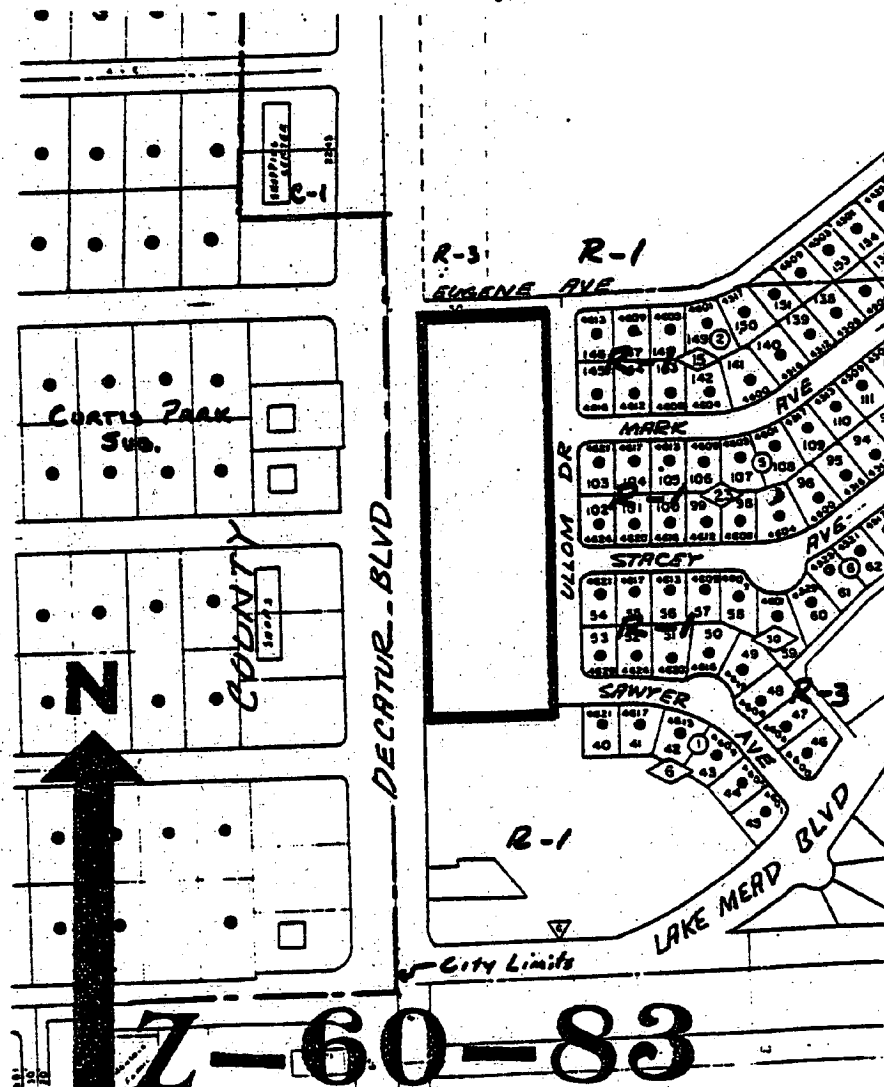
N. ZONE CHANGE - Z-60-83 - DECATUR INVESTMENTS

The applicant is requesting R-PD12 on this site which is presently zoned R-1 and R-3. An application for an R-PD35 for 140 condominium units at a density of 27 units per gross acre was denied on this site earlier this year. The developer is now requesting a density of 12 units per gross acre for a total of 72 units which is the same number of units the existing R-1 and R-3 zoning on the property will allow. There is no vehicular access to the east to Ullom where R-1 development exists. The buildings will be two story fourplexes and all units will be two bedroom. There will be adequate parking and landscaping provided with all access to Decatur. There was a protest factor at the Planning Commission meeting which was primarily from the Curtis Park Subdivision in the County on the west side of Decatur.

PLANNING COMMISSION RECOMMENDATION: APPROVAL - Compatible with the zoning pattern in the area.

STAFF RECOMMENDATION: APPROVAL

PROTESTS: 152 - 1 Person appeared at Planning Commission meeting
 28 Persons in audience at Planning Commission meeting
 Petition with 123 signatures



W 1/4 CDR.
SEC. 19-20-61

N. 02° 21' 00" E.

COLLEGE HEIGHTS NO. 3-A

PT. N² SEC. 19 T. 20S. R. 61E.

1251.24'

DECATUR

BLVD.

ALLEY REALIGNMENT
(C.R. 701:883926-27)

Reverted to acreage per Bk. 14 Pg. 93

See: OIA-110-003, OIA-110-004 & OIA-110-005

ULLOM

DRIVE

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PRINT NAME FIRST &
SIGN UNDER THAT.

2-60-83

101 0231

WE, THE UNDERSIGNED, DISAPPROVE OF THE APPLICATION 2-60-83 BY DECATUR INVESTMENTS FOR RECLASSIFICATION OF THE PROPERTY GENERALLY LOCATED BETWEEN EUGENE AVENUE AND SAWYER AVENUE - FRONTING DECATUR BOULEVARD FROM R-3 (LIMITED MULTIPLE FAMILY RESIDENTIAL) AND R-1 (SINGLE FAMILY RESIDENTIAL) TO RPD-12 (RESIDENTIAL PLANNED DEVELOPMENT).
PROPOSED USE - MEDIUM DENSITY RESIDENTIAL. (APARTMENTS)

NAME	ADDRESS	PHONE
1 Karyl Rider	4328 Stacy	648-2075
* Robert M. Lemons	4400 Stacy Ave.	646-2452
Robert M. Lemons	4400 Stacy Ave.	646-2452
KATHRYN R. Lemons	4400 Stacy Ave.	646-4529
3 Carlos L. Gonzalez	4404 Stacy Ave.	647-5632
4 Robert C. Decker	4628 Sawyer Ave.	647-5632
Marilyn R. Necker	4628 Sawyer Ave.	647-5632
5 Robert E. Bruins	4324 Stacy ave	648-5676
Marica V. Bruins	" "	" "
Shirley E. Price	4424 Stacy ave.	648-5627
Kevin E. Price	4424 Stacy Ave.	648-5627

APPROVED
AUG 2 1983
PLANNING AND
DEVELOPMENT

PRINT NAME FIRST &
SIGN UNDER THAT.

Z-60-83

0232

WE, THE UNDERSIGNED, DISAPPROVE OF THE APPLICATION Z-60-83 BY DECATUR INVESTMENTS FOR RECLASSIFICATION OF THE PROPERTY GENERALLY LOCATED BETWEEN EUGENE AVENUE AND SAWYER AVENUE - FRONTING DECATUR BOULEVARD FROM R-3 (LIMITED MULTIPLE FAMILY RESIDENTIAL) AND R-1 (SINGLE FAMILY RESIDENTIAL) TO RPD-12 (RESIDENTIAL PLANNED DEVELOPMENT).
PROPOSED USE - MEDIUM DENSITY RESIDENTIAL. (APARTMENTS)

	NAME	ADDRESS	PHONE
1	Patricia R Domschot	4624 Sawyer Ave	646-3332
	Patricia R Domschot	4624 Sawyer Ave	646-3332
	Erich W. Domschot	4624 Sawyer Ave	646-3332
	Erich W. Domschot		
2	Karen Bird	648-1139	11
	Dan Bird	4620	11
	Dan Bird	4614	11
3	Fumiko Meggyan	4608	648-0784
	MIKLOS MAGYAR	4608	648-0784
4	Steven R. Scott	4604 Sawyer Ave	648-8167
	Phoretta Scott	4604 Sawyer Ave	648-8167
5	Jill DeBuono	4600 Sawyer Ave	647-3566
	Jill DeBuono		
6	Tony DeBuono	4600 Sawyer Ave	647-3566
	Tony DeBuono		
7	Bill Halford	4609 Sawyer Ave	648-9687
8	Madison L. Mough	4617 Sawyer Ave	648-3539
	E. W. Mough	4617 Sawyer Ave	111 1111
9	Mark H. Rainey	4621 SAWYER AVE	648-9545
	Gayce Rainey	4621 Sawyer Ave	
10	Park & Prater	4325 Stacey Ave	646-1173
	Elizabeth W. Prater	4325 Stacey Ave	646-1173
	Paul J. Prater	4321 Stacey Ave	646-3594
	Paul J. Prater	4321 Stacey Ave	646-3594
	Robert J. Prater	4320 Stacey Ave	648-5016
	Robert J. Prater		

PRINT NAME FIRST &
SIGN UNDER THAT.

14/0233

Z-60-83

WE, THE UNDERSIGNED, DISAPPROVE OF THE APPLICATION Z-60-83 BY DECATUR INVESTMENTS FOR RECLASSIFICATION OF THE PROPERTY GENERALLY LOCATED BETWEEN EUGENE AVENUE AND SAWYER AVENUE - FRONTING DECATUR BOULEVARD FROM R-3 (LIMITED MULTIPLE FAMILY RESIDENTIAL) AND R-1 (SINGLE FAMILY RESIDENTIAL) TO RPD-12 (RESIDENTIAL PLANNED DEVELOPMENT).
PROPOSED USE - MEDIUM DENSITY RESIDENTIAL. (APARTMENTS)

NAME	ADDRESS	PHONE
1 Robert D. Jones	4425 Eugene	647-5687
2 Lynn M. Prindle	4505 Eugene	647-4764
3 Joe L. Hagwood	4517 Eugene	647-5768
4 Anita West	4621 Mark	647-4465
Randy West	4621 MARK AVE	647-4463
5 Jerome R. Wacławski	4508 MARK AVE	647-2666
Jane R. Wacławski		
6 JEFFREY A. JONES	4509 MARK AVE.	648-6749
MALEY A. JONES		
7 NANCY A. JONES	4509 Mark Avenue	647-6749
8 Sherry Hughes	4329 Eugene Ave	647-1400
9 Jeff Hughes	4513 Eugene Ave	646-39-29
10 Eka Sahadin	464 Eugene Ave	648-5094
CHARLIE SPRADIN		
11 Pam & Bryant Shurtliff	4605 Eugene Ave.	648-1965
12 Homer & Sandra Robbin	4609 Eugene	648-2397
13 Al & Cindy Cummings	4613 Mark	647-2512
Lucas & Eric Maresfeld	4505 Mark	648-3346

PRINT NAME FIRST &
SIGN UNDER THAT.

Z-60-83

14 0234

WE, THE UNDERSIGNED, DISAPPROVE OF THE APPLICATION Z-60-83 BY DECATUR INVESTMENTS FOR RECLASSIFICATION OF THE PROPERTY GENERALLY LOCATED BETWEEN EUGENE AVENUE AND SAWYER AVENUE - FRONTING DECATUR BOULEVARD FROM R-3 (LIMITED MULTIPLE FAMILY RESIDENTIAL) AND R-1 (SINGLE FAMILY RESIDENTIAL) TO RPD-12 (RESIDENTIAL PLANNED DEVELOPMENT).
PROPOSED USE - MEDIUM DENSITY RESIDENTIAL. (APARTMENTS)

NAME	ADDRESS	PHONE
Manuel Louis	2332 VALLEY DR.	6476701
Elyse Cain	2332 Valley Dr.	647-6701
2 Paul & Stan	22 9/8 Valley Dr.	6486000
3 Prithi Srinivas	2304 VALLEY DR.	647-1145
Dicky Symonians	2304 Valley Dr.	647-1145
Robert Santolucito	2312 Valley Dr.	648-9374
Ronald Eric Smith	2312 Valley Dr.	648-9374
Hermit Weor	2316 Valley Dr.	648-4233
John R. Perry	2212 Valley Dr.	648-1721
Sylvia Perry	2212 Valley Dr.	648-1721
Edward B. Graham	2216 Valley Dr.	648-0158
Kearna Tate	4333 Eugene Dr.	647-6995
Matt Taha	4333 W. Eugene	6471309
William E. Woodard	4401 Eugene	648-4447
Eleanor C. Woodward	4401 Eugene Ave.	648-4447
Jane Kastroff	4405 Eugene Ave.	648-0169
Jane Kastroff	" "	" "
Marlene Hall	4409 Eugene Ave.	646-0642
Jean Galligan	4417 Eugene	648-0743
John Galligan	4421 Eugene	648-1639
John Galligan	4427 Eugene	647-2100

PRINT NAME FIRST & 386-6405
SIGN UNDER THAT.

15 0235

2-60-83

WE, THE UNDERSIGNED, DISAPPROVE OF THE APPLICATION 2-60-83 BY DECATUR INVESTMENTS FOR RECLASSIFICATION OF THE PROPERTY GENERALLY LOCATED BETWEEN EUGENE AVENUE AND SAWYER AVENUE - FRONTING DECATUR BOULEVARD FROM R-3 (LIMITED MULTIPLE FAMILY RESIDENTIAL) AND R-1 (SINGLE FAMILY RESIDENTIAL) TO RPD-12 (RESIDENTIAL PLANNED DEVELOPMENT).
PROPOSED USE - MEDIUM DENSITY RESIDENTIAL. (APARTMENTS)

NAME	ADDRESS	PHONE
1. <i>Bill Greenman</i>	4500 Mark Ave	647-1501
<i>Donald L. Browne</i>	4500 Mark Ave	647-1501
<i>Laurence Browne</i>	4424 Mark Ave	648-6331
<i>Donald J. Burgos</i>	4424 Mark Ave	648-6331
<i>Janet Kallson</i>	4420 MARK AVE	648-8147
<i>Janet Kallson</i>	4504 Mark Ave	647-2214
<i>Clinton W. Caswell</i>	4412 Mark Ave.	648-6473
<i>Mr. Clinton Caswell</i>	4412 Mark Ave.	648-6473
<i>Scott Kallson</i>	4504 Mark Ave	647-2214
<i>Peter S. Letting</i>	4408 Mark Ave	647-2329
<i>Evelyn J. Letting</i>	4408 Mark Ave.	647-2329
<i>Bowen Boal</i>	4400 MARK AVE	648-1071
<i>Arnold Addison</i>	4321 Mark Ave	648-7513
<i>Nick Bogdanovich</i>	4321 Mark Ave	648-6538
<i>Callie Afferbach</i>	4329 Mark Ave	648-0862
<i>Robert Afferbach</i>	4329 Mark Ave	648-0862
<i>Brady Dwyer</i>	4333 MARK AVE	648-3985
<i>Lee Strick</i>	4401 Mark Ave	648-9223
<i>Sharon Dwyer</i>	4417 Mark Ave	647-1049
<i>John A. Wilson</i>	4421 Mark Ave	646-3495
<i>John A. Wilson</i>	4421 Mark Ave	647-2666

PRINT NAME FIRST &
SIGN UNDER THAT.

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0236

Z-60-83

WE, THE UNDERSIGNED, DISAPPROVE OF THE APPLICATION Z-60-83 BY DECATUR INVESTMENTS FOR RECLASSIFICATION OF THE PROPERTY GENERALLY LOCATED BETWEEN EUGENE AVENUE AND SAWYER AVENUE - FRONTING DECATUR BOULEVARD FROM R-3 (LIMITED MULTIPLE FAMILY RESIDENTIAL) AND R-1 (SINGLE FAMILY RESIDENTIAL) TO RPD-12 (RESIDENTIAL PLANNED DEVELOPMENT).
PROPOSED USE - MEDIUM DENSITY RESIDENTIAL. (APARTMENTS)

NAME	ADDRESS	PHONE
Michael Simpson	4013 Stacey	648-3260
Marilyn Simpson	4013 Stacey	648-3260
Eugene C George	4521 Stacey	647-1690
Deloris George	4521 Stacey	647-1690
Juan S. Lucero	4505 Stacey Ave.	647-3955
Deborah D Lucero	4505 STACEY AVE.	647-3955
CHARLES W. SPENCE	4501 STACEY AVE.	648-1831
DIANE SPENCE	4501 STACEY AVE.	648-1831
JULIE GELGER	4429 STACEY AVE	648-9021
JERRY GEIGEL	4429 STACEY AVE	648-9021
Robert D Gozdziwski	4420 STACEY AVE	648-2629
PAM J Gozdziwski	4420 STACEY AVE	648-2629
JOHN W DRUSHATZ	4421 STACEY AVE	648-3812
ANN T BISH	4421 STACEY AVE	648-3812
William F Smith	4416 Stacey Ave	648-5516
William F Smith	4416 Stacey Ave	648-5516
Robert Peralta	4617 Stacy Ave.	648-5853
Genovieve Peralta	4617 Stacy Ave	648-5853
Susan Zivotich	4504 Stacey Ave.	648-5551
Charles D. Zivotich	4504 Stacey Ave.	648-5551
Robert Caporaso	4425 Stacey Ave	647-2046
Michael C. Glose	4413 Stacey Ave	648-3428
Mary Lou Glose	" "	" "
Billy D. Humble	4409 Stacey	648-4913
Mary Humble	" "	" "
Barbara Bowler	4405 Stacey	648-4415
Kevin C. Bowler	" "	" "
John C. Bowler	4320 Stacey	645-8016

AUG 2 1983
PLANNING AND
DEVELOPMENT

PRINT NAME FIRST &
SIGN UNDER THAT.

AUG-3

386-6405
Comm_____

Z-60-83

16 0237

WE, THE UNDERSIGNED, DISAPPROVE OF THE APPLICATION Z-60-83 BY DECATUR INVESTMENTS FOR RECLASSIFICATION OF THE PROPERTY GENERALLY LOCATED BETWEEN EUGENE AVENUE AND SAWYER AVENUE - FRONTING DECATUR BOULEVARD FROM R-3 (LIMITED MULTIPLE FAMILY RESIDENTIAL) AND R-1 (SINGLE FAMILY RESIDENTIAL) TO RPD-12 (RESIDENTIAL PLANNED DEVELOPMENT).
PROPOSED USE - MEDIUM DENSITY RESIDENTIAL. (APARTMENTS)

NAME	ADDRESS	PHONE
1. Salazar, Abel Magdalena Salazar	4624 Stacey Ave	648-5740
2. Marilyn Chappman	4621 Stacey Ave	648-5740
3. Sara Dietz Harry Dietz	4620 STACEY	646-3162 647-4521 647-4521
4. MARK BRANT LESLIE BRANT	4616 STACEY	648-0836
5. Thomas Anita Tolano	4608 Stacey	648-1102
6. Warren Donna Gilley	4612 Stacey Ave	648-7243
7. Mike Carolyn Daly	4605 STACEY AVE	648-8578
8. David WRIGHT Shannon WRIGHT	4525 Stacey Ave	648-2093 648-2093
9. Emmett Bishop	4600 STACEY	648-1579
GAIL Bishop	4600 STACEY	648-1579
10. Richard E. Bishop	4614 Stacey	648-3820
11. ALBERT P. PHILLIPS Albert P. Phillips Rose Marie Phillips Paul Marie Phillips	4609 STACEY	648-8795
12. Dee James E Decker	4529 Stacey	648-8522
13. ALBERTO OLIVIA Garcia	4601 STACEY	648-7084
14. Keonno Shima	4517 Stacey	648-7866
15. Summa Shima	4517 STACEY	648-7866
16. Sylvia Mallory	4509 Stacey	648-0205
Brian Rowland	4509 Stacey	648-0205
17. Lisa Bradley	4512 STACEY	646-4377
	4513 STACEY	646-4377

PRINT NAME FIRST &
SIGN UNDER THAT.

Z-60-83

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0238

WE, THE UNDERSIGNED, DISAPPROVE OF THE APPLICATION Z-60-83 BY DECATUR INVESTMENTS FOR RECLASSIFICATION OF THE PROPERTY GENERALLY LOCATED BETWEEN EUGENE AVENUE AND SAWYER AVENUE - FRONTING DECATUR BOULEVARD (FROM R-3 (LIMITED MULTIPLE FAMILY RESIDENTIAL) AND R-1 (SINGLE FAMILY RESIDENTIAL) TO RPD-12 (RESIDENTIAL PLANNED DEVELOPMENT). PROPOSED USE - MEDIUM DENSITY RESIDENTIAL. (APARTMENTS)

RECEIVED
AUG 2 1983
PLANNED DEVELOPMENT

NAME	ADDRESS	
1 Henry D. Thompson	4501 Mark Ave	648-3879
2 William A. Bolin	435 Valley View 89108	648-4026
3 Nancy K. Kuyk	4409 Mark 89108	648-4855
4 Kenneth D. Crum	4332 Mark 89109	648-8203
5 Alice D. Crum	4501 Eugene 89108	648-8203
6 Joyce Harmon	4512 Mark 89108	646-1384
7 Mary Harmon	4512 Mark 89108	646-1384
8 Joseph Black	4516 Mark 89108	648-4557
9 Alan Black	4516 Mark 89108	648-9557
10 Norma L. Gieb	4612 Mark Ave	648-1081
11 Georgia Housenian	4616 Mark Ave	646-0273
12 Jack McVee	4617 Mark Ave	647-5669
13 K. L. Long	4609 Mark Ave	none
14 Donna Black	4605 Mark Ave	none
15 Robert D. Danna	4416 Mark Ave	647-2625
16 Linda Beale	4517 Mark Ave	648-3386
17 Eric Mamegold	4505 Mark	648-2040
18 Barbara Lucie	4425 Mark Ave	647-3173
19 Lorraine M. Clark	4325 Mark Ave	648-6538
20 Kay Engstrom	4321 Mark Ave	648-4189
21 Heidi Barrash	2208 Valley	648-4189
22 Thomas H. Kunk	2208 Valley	648-4189

AGENDA*City of Las Vegas*

August 3, 1983 0239

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

Page 51

ITEM**Council Action****Department Action****X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)**O. SET DATE FOR PUBLIC HEARING ON ANY ITEM
REQUIRING A PUBLIC HEARING THAT WAS ACTED
UPON BY THE CITY PLANNING COMMISSION AT
ITS JULY 26, 1983 MEETING.

VAC-10-83

8/17/83 Agenda

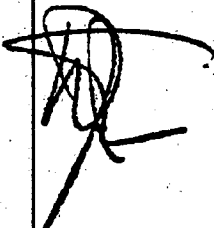
MASTER PLAN OF STREETS
& HIGHWAYS-TORREY PINES

8/17/83 Agenda

P. SET DATE ON ANY APPEALS FILED OR REQUIRED
PUBLIC HEARINGS FROM THE BOARD OF ZONING
ADJUSTMENT MEETING HELD JULY 28, 1983.

V-52-83

8/17/83 Agenda

APPROVED AGENDA ITEM

AGENDA

CITY COUNCIL MINUTES - AUGUST 3, 1983

City of Las Vegas

0240

August 3, 1983

Page 52

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

XI. ADDENDUM ITEMS

NONE

APPROVED AGENDA ITEM

Ashley Hall

0241

AGENDA*City of Las Vegas*

August 3, 1983

Page 53

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

XII. CITIZEN PARTICIPATION

Items raised under this portion of the Agenda cannot be acted upon by the City Council until the Notice provisions of the Open Meeting Law have been complied with. Therefore, action on such items will have to be considered at a later meeting.

NONE

MEETING ADJOURNED AT 3:40 P.M.

APPROVED AGENDA ITEM

Ashley Hall

AGENDA

SPECIAL MEETING

City of Las Vegas

August 1, 1983

0242
Page 1

CITY COUNCIL

COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Council Action

Department Action

IV(a). ADMINISTRATIVE AGENDA
RUSSELL W. DORN, CITY MANAGER - 2:00 PM

- A. DISCUSSION AND POSSIBLE ACTION ON A DETAILED REPORT OUTLINING THE IMPACTS AND RECOMMENDATIONS CONCERNING AFFECTED CITY SERVICES, PROGRAMS AND EMPLOYEES IF THE PROPERTY TAX IS ROLLED BACK BY A VOTE OF THE PEOPLE ON AUGUST 9, 1983.

FULL BOARD PRESENT

Discussion

No final action

(See Final Minutes for verbatim transcript of this item.)

MEETING ADJOURNED AT 3:55 P.M.

AFFIDAVIT OF POSTING

(Posting required under the provisions of NRS CHAPTER 241)

0243

STATE OF NEVADA)

COUNTY OF CLARK) ss

Francis Dalliver

Freddie Washington, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the 26th day of July, 1983, at the hour of 10:30 AM there were posted copies of a NOTICE, the attached of which is a true and correct copy, of a SPECIAL CITY COUNCIL MEETING to be held on the 1st day of August, 1983, at 400 East Stewart Avenue, Las Vegas, Nevada; to be posted on Public Bulletin Board at the following locations:

1. In the United States Post Office (Downtown), 301 Stewart Avenue;
2. In the Federal Building, 300 Las Vegas Boulevard South;
3. In the Clark County Courthouse, 200 East Carson Avenue;
4. On the Public Bulletin Board at the Plaza Level of City Hall, 400 East Stewart Avenue (near the entrance to the Court Clerk's office); and
5. On the Special Public Bulletin Board at the Plaza Level of City Hall, 400 East Stewart Avenue (near the entrance to the City Council Chamber)

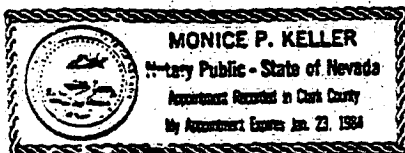
Freddie Washington
SIGNATURE

C-8-1223
DEPARTMENT OF DIVISION

Subscribed and sworn to before me this

26th day of July, 1983

Monice P. Keller
NOTARY PUBLIC in and for said County
and State. My Commission expires: 1/23/84



AFFIDAVIT OF MAILING

0244

(Mailing required under the provisions of NRS CHAPTER 241)

STATE OF NEVADA)
COUNTY OF CLARK) ss

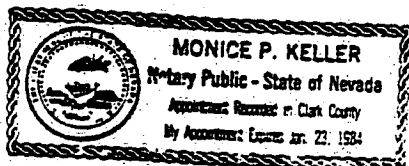
Loretta A. Hall, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the 26th day of July, 1983, a copy of an AGENDA (NOTICE), the attached of which is a true and correct copy, of a SPECIAL MEETING of the CITY COUNCIL of the CITY OF LAS VEGAS, NEVADA, to be held on the 1st of August, 1983, was deposited in the United States Mail, Postage prepaid, First Class Mail, to each person and/or organization whose name appears in the Agenda Register maintained in the Office of the City Clerk as having requested, in writing, a copy of said AGENDA (NOTICE).

Loretta A. Hall
SIGNATURE (an employee in the Office of
the CITY CLERK)

Subscribed and sworn to before me this

26th day of July, 1983

Monice P. Keller
NOTARY PUBLIC in and for said County
and State.
My Commission expires: 1/23/84



AGENDA

CITY COUNCIL MINUTES - AUGUST 3, 1983

City of Las Vegas

0245

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

SPECIAL MEETING

CITY COUNCIL

CITY OF LAS VEGAS, NEVADA

AUGUST 1, 1983

A SPECIAL MEETING OF THE LAS VEGAS CITY COUNCIL HAS BEEN CALLED TO BE HELD IN THE COUNCIL CHAMBERS, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA, ON MONDAY, AUGUST 1, 1983, AT THE HOUR OF 2:00 P.M. TO CONSIDER THE FOLLOWING MATTER:

ADMINISTRATIVE AGENDA - RUSSELL W. DORN, CITY MANAGER

- A. DISCUSSION AND POSSIBLE ACTION ON A DETAILED REPORT OUTLINING THE IMPACTS AND RECOMMENDATIONS CONCERNING AFFECTED CITY SERVICES, PROGRAMS AND EMPLOYEES IF THE PROPERTY TAX IS ROLLED BACK BY A VOTE OF THE PEOPLE ON AUGUST 9, 1983.

TRANSCRIPT - SPECIAL CITY COUNCIL MEETING - AUGUST 1, 1983
DISCUSSION AND POSSIBLE ACTION ON A DETAILED REPORT OUTLINING THE IMPACTS
AND RECOMMENDATIONS CONCERNING AFFECTED CITY SERVICES, PROGRAMS AND
EMPLOYEES IF THE PROPERTY TAX IS ROLLED BACK BY A VOTE OF THE PEOPLE
ON AUGUST 9, 1983

0246

PAGE 1

MAYOR BRIARE:

Good afternoon, Ladies and Gentlemen. Although our format is different today, this is a Special Meeting of the Las Vegas City Council. Mayor Pro-Tem, City Councilman Ron Lurie is here; Councilman Levy is here; Councilman Christensen in the back there, and Councilman Nolen standing right there. The reason for doing it in this way is for those of you who are interested in the charts and slides that are going to be shown today, it's much more convenient for you to have the charts in this manner so that you can see them, as opposed to having them look at the back of the charts, the same way we would have done if we're sitting up there. So we are looking at these things for the first time. We've gone over a great deal of the material that will be included in these charts and the format of the meeting today will be to have the City Manager direct the staff as to explaining the charts and to discuss a little bit of the things that the City Council at their last meeting asked the City Manager to do; namely, to present today, prior to the August 9 election date, for the benefit of anyone that wishes to attend this meeting, but more especially, those who will attend the Town Hall meeting on Wednesday night with all the possible material that we could think that would be of interest to the people when they go to the polls on Tuesday. Included would be the impact that would be involved in the community as a result of a negative response to the polls and -- pardon me -- at the polls, I should say -- a negative vote at the polls -- and also the format of government in the event of a positive vote at the polls. So then, without any further adieu, Ladies and Gentlemen, I'm going to turn the microphone over to Mr. Dorn who will then introduce his staff as they begin the presentation for today. Following the presentation which Mr. Dorn will then let us know at the conclusion, questions will first be directed at staff, or to staff, by the members of the City Council. Following the questions to staff by the City Council, then we would be more than happy to hear from anyone in the audience that wishes to make any comments. Russ.

CITY MANAGER DORN:

Thank you, Mayor. As the Mayor has indicated, the City Council have invited the public not only to our Town Hall Meeting, which will be our 6th Annual Town Hall Meeting on Wednesday night at 7:30 here in these Chambers, but they wanted to give a tour of City Hall, so to speak, City services and programs. So for the convenience of the public, we put a short slide presentation together to show some of the City programs that we service 24 hours a day for our citizens here in Las Vegas. So we'd like to show you this slide show and then get into the detailed presentation. Donn.

TRANSCRIPT - SPECIAL CITY COUNCIL MEETING - AUGUST 1, 1983
DISCUSSION AND POSSIBLE ACTION ON A DETAILED REPORT OUTLINING THE IMPACTS 0247
AND RECOMMENDATIONS CONCERNING AFFECTED CITY SERVICES, PROGRAMS AND
EMPLOYEES IF THE PROPERTY TAX IS ROLLED BACK BY A VOTE OF THE PEOPLE
ON AUGUST 9, 1983

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(A SLIDE PRESENTATION WAS PRESENTED AND IS ON FILE IN THE OFFICE OF THE CITY
MANAGER. SUCH PRESENTATION SHOWED SLIDES OF A WIDE VARIETY OF CITY SERVICES.)

CITY MANAGER DORN:

Thank you very much, Donn. Donn Blake put that slide show together in-house and Tony Thomas from our Fire Department is the narrator. As you can see, the City government provides a lot of quality service to our citizens on a 24-hour basis. We will point out in the presentation when the media, or your tax bills show that it is a city tax rate of a combined total tax of \$3, that the City of Las Vegas for the services that you just saw by the slide presentation receives only 86¢ or 28% of the total tax bill sent to you as a city resident. Now, I'd like Marvin Leavitt to come up and give a financial presentation about the tax history in the City of Las Vegas. I think the purpose of this presentation today is the public has been asking for facts for their consideration before they vote on August 9, and we hope today in the presentation to give them some of these facts to judge that vote on August 9.

MARVIN LEAVITT:
(DIR. OF FINANCIAL
MANAGEMENT, CLV)

To begin the presentation today, I'd like to point out some unique facts about Las Vegas for your consideration as you view the financial details of our current situation. The first point is that the taxes in Las Vegas, Nevada are among the very lowest in the nation. As a matter of fact, at the present time there are only five states in the nation that actually have taxes lower than we do. The second thing, according to a very recent survey, Las Vegas is the fastest growing area in the entire nation. So you combine low taxes and high growth and we get sort of a strange paradoxical situation. The third, something that we're very proud of, is that per capita, Las Vegas is the lowest city in the nation as relates to debt. This has an important consideration, especially at a time like now, when we're faced with a difficult tax and financial situation. If we actually had high debt, that would just further compound the situation, and so we're very proud that the Las Vegas Council has maintained a tradition over the years of very, very low debt. And last thing, of course, is that we are providing services 24 hours because of the great visitor population that we service here in the Las Vegas area. To get the whole question that's before us now in perspective, it's necessary almost to go back over the last several years and see what's happened to taxation in the State of Nevada. We've gone through some real changes in the last four or five years and I'd like to briefly rehearse these with you. In 1978, the voters approved what we called Question 6, which was a dramatic rollback of property taxes. This was done as a result of what had

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happened in California with Proposition 13, which was also a dramatic rollback of taxes. In Nevada it took two votes of the people to change the Constitution, this being a constitutional amendment, and the first vote which overwhelmingly passed was in 1978. In 1979, just several months after that when the Nevada Legislature met, they felt that they had a mandate from the people to substantially reduce property taxes which they did. Some people looking back on that now think maybe the legislature perhaps overreacted with the desires of the people and cut the taxes too much based on the economic situation that was developing. Another important thing however they did was they put the cap on government spending, and they related the growth in government spending to growth in two things; one, the Consumer Price Index, and two, the actual population growth of the community. Based upon the cuts of the Legislature, as well as the feeling by some people and the Legislature promising that even further property tax cuts were going to be made, when the issue came up for the second time in 1980, the voters rejected Question 6. In 1981 when the Legislature met, they felt that further property tax reductions were necessary. In 1979, they had a Two Hundred Million Dollar surplus they could call upon to reduce property taxes and still not lose any government services. However, when we came to 1981, that surplus had been given back to the people and was no longer available. Also, the economy had changed. We'd been used to 20% growth. That was no longer the case. And so the Legislature cut property tax, but in the same move increased sales tax. The total revenue from the two sources would not equal what the property tax did before, but there was a definite tie made between the sales tax and the property tax. In fact, the level of the property tax reduction was based upon the estimated sales tax receipts. That's a very important consideration because as we go to the next year, the first year of that new program, the sales tax receipts did not equal what they originally estimated to bring in. As a matter of fact, had their estimated projections been correct when they were originally made, the property tax reduction granted by the 1981 Legislature would not have been as great as it was. Based on incorrect estimates, the property tax was actually lowered more than it would have been had it been based on correct estimates. That brings us to 1983. As we go into the 1983 Legislature, the State is experiencing severe economic difficulties. In fact, they're almost reaching crisis proportions. The fund balance of the State is such that they have to -- looking to have to put money back into the State Budget they'd

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previously borrowed from other funds. Local governments have the same problem brought about largely as a result of the economic conditions that have had drastic reductions in the sales tax under what it was originally estimated. There's been a lot of misconception, I think, as people have discussed this issue currently as to what the 1983 Legislature actually did. There's been the feeling that the Legislature completely took the caps off of local government; the local government is now free to do exactly what they want; they can go out and raise the property taxes, licenses, fees, service charges, and anything else they might want to. That is simply not the case however. I might indicate that under the current legislation, there's still a cap on property tax. There's a cap on sales tax. There's a cap on the total of the property tax and sales tax. There's a separate limitation on licenses, fees and permits. For instance under the situation as it currently exists, with the amount of revenue that licenses, fees and permits are estimated to bring in during next fiscal year, the Las Vegas City Council cannot increase any licenses, fees or permits during this next fiscal year because of that situation. It has also been suggested by a number of people that the way to solve the City's financial problem is to start a whole bunch of new service charges. That way, the people that actually use the services can pay for them. However, there's also a problem with that. The legislation currently in law provides that no service charge can be enacted -- no new service charge can be enacted without approval of the Nevada Tax Commission. So as you can see, the City of Las Vegas is simply not in a position to unilaterally go out and increase service charges. All this has to be approved by the Nevada Tax Commission, which again, ties the City of Las Vegas' hands. As you can see from these, 97% of the total city revenues are controlled by the Nevada State Legislature with only 3% actually being left to the discretion of the local government. When they passed the legislation in 1983, there were some safeguards built into it for taxpayers. The main item is that this is a one-time tax increase. The plan is for 1983-84 fiscal year only. Increases after that time in taxes go back to the formula originally established in 1981. In fact, if the sales tax were to increase in the current year above projection, that money would actually -- instead of being able to be used by the City of Las Vegas or any other local government of the State, would not come into the city coffers, but would go into a reserve fund at state level, which would eventually force property taxes back down in subsequent years.

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This is the law as it currently exists. The second safeguard is that the budgets are monitored by the Nevada Tax Commission. Each revenue increase and each part of the budget is reviewed by the Nevada Tax Commission for compliance with the law. The third area is that we still have the caps on sales tax and property tax to guarantee the citizens that neither the city nor any other governmental entity are going to raise those beyond the prescribed limits. On this chart we have compared local government spending -- local government meaning the City of Las Vegas spending -- with what's happened to our community and the nation over the last several years. If we were to use 1978-79, that fiscal year as a base, and show increased spending -- this line right here -- based on two factors; one, the decrease in the value of money, which is the growth in the Consumer Price Index, the second, the growth of population in Las Vegas would be this line right here. So you can see the growth would be allowed -- this would be allowing growth for two things, the growth in the community which, of course, necessitates expanding the City's service capacity, and two, the reduction in the value of money, so that money is not as able to buy as many things as it was in 1978-79. If we compare actual City of Las Vegas spending, you can see it follows this second line which is substantially below where we -- the line up here. This line right here which shows a 37% increase is where the City would be without -- if the taxes are rolled back. This higher line which is still 29% less than -- the higher line is still -- is if the taxes are not rolled back. You can see that even with the higher tax level, the City still falls far short of being able to keep up with population growth as well as the reduction in the value of money. In this chart we compare what the property tax rates have been in the City of Las Vegas over the last several years. You can see the total rate started out in 1979 at \$5 per \$100 of assessed value of which the City received \$1.41. When the 1979 Legislature enacted their tax program, that rate in the subsequent year went down to \$3.60. In 1981 we picked up a slight increase in the school rate and it went up to \$3.71 and then when the tax switch between sales and property tax came along in 1982, it went to \$2.20. If the taxes are not rolled back for the current fiscal year, the total tax rate for all entities, which taxes are paid by the residents of the city, would be \$3.00. If we compare the \$5 rate and the \$3 rate, you'll notice we have a \$2 reduction or a 40% savings when you consider the property tax rate. One thing that we feel that probably not too many of the citizens of the City actually understand is what happens to your property taxes after you pay them. For instance, \$1.10 of the \$3 goes

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to the schools which represents 37% of the property tax. Ninety-nine cents (99%) representing 33% of the tax goes to the County for their general services; 5¢ goes to the State. So 72% of the \$3, or \$2.14, are received by entities other than the City of Las Vegas. So the total services the City provides from property taxes based on the \$3 rate is 86¢ or 28% of the total property taxes paid by the residents of the City. So you can see, the City is actually receiving a very small percentage of the total property taxes paid by our residents. This is perhaps the most important chart that I'm going to speak about today because it shows what's happened to our financial situation in recent years. This chart discusses what we call an ending balance, and for those of you who are not familiar with government finance and are not familiar with that term, let me explain what that is. An ending balance, you might compare if you were an individual, your checking account, or maybe your checking account and your savings account, based on what the situation is in the City. It's the money, in other words, that we have left over as we close out the year after we've paid all the bills, recorded all the revenues due us -- that's the money that we have left over. This money would be available for contingencies if we have emergencies or if we have a situation such as one of our taxes doesn't perform properly. In other words, it's our emergency fund that we can use. In 1980, as we ended 1980 fiscal year, we had -- 4.3 Million Dollars was available to us. Based on wise financial planning, this is probably just about where we should be. This puts us in good fiscal condition based on where we should be. As we went to the next year, we went to 4.1 Million, slightly less, but still not too bad, and then we come into the new tax plan and the sales tax problem starts to come upon us. The economy also goes bad and we have reductions in other revenues, such as building permits at this time had a great loss in them, and we go to 1.8 Million. As we come to 1983, this June 30 that's just barely ended, we are down to an ending balance of \$348,000. As you can see, that does not represent much of a fund balance. In fact, we're down to like a day or so of expenditures -- completely unwise for proper fiscal management of the City. Now, here's the problem. If in 1984, the taxes are rolled back and the City does not cut expenditures below the current projected level, the City will end 1983-84 with a 3.4 Million Dollar deficit. That means instead of having cash in the bank, we're in a deficit position now. What this is really intended to show is that we have no option. The City Council has no option other than to -- two or three things that could possibly happen. One is to increase

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revenues, but as you can see from what I've previously mentioned, 90% of ours are controlled and we can't increase them, even to the point of charging service for certain things. So really the only option available to us now and available to the City Council if we're going to bring this budget into balance is that we've got to reduce expenditures. The total of the tax rollback would be 4.4 Million Dollars. So essentially, what we're faced with now is an expenditure reduction equal to 4.4 Million Dollars coming from the City's general fund. That point is now going to be discussed by the City Manager and what the City proposes to do about it.

CITY MANAGER DORN:

Thank you, Marvin Leavitt. We continually get asked this question in City government about this issue. I think it's only fair that the people and the residents of the City of Las Vegas know the facts to base their vote "Yes" for an increase in property taxes on August 9 or "No" on August 9 to decrease property taxes. So please take into consideration the following facts: As highlighted here, the unique fact about Las Vegas. 1. Taxes -- among the lowest in the nation. Growth -- first in the nation in the last three years. Debt -- lowest in the nation of a city our size. But more unique is that the City of Las Vegas, of the numerous city governments in the United States, is the only government in the United States that provides 24-hour city services and protection for our visitors and residents. Here in the City of Las Vegas, we try to run the City government like a business, but unfortunately, you can't run the city government like a business. First, our business is service. Our bottom line, as Marvin pointed out, is a 40% reduction in your tax bill, and you'll see in my presentation more city services. But secondly, our hands are tied. The State Legislature controls 97% of our revenues, which is 65 Million Dollars out of a 67 Million Dollar Budget. We're restrained by various ways such as the federal mandates as mentioned in the slide show of EPA. Because the City fought EPA in the State and Federal Courts, we saved the City taxpayers 6 Million Dollars or 3 Million Dollars each year in fighting the AWT Plant and the removal of phosphorus. We get mandated, like the DUI Bill, the retrofitting and all the inspections from our tragedy as we experienced in the highrise fires. We're mandated by the courts. If we lose a decision, we have to go by the will of the court. So we're mandated. We can't go out of business always by a bottom line. But how in the past has the City lived within its means? How do we run government in the City like a business? Well, here are some of the ways that we've done that. We reduced 122 full-time employee positions.

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We've had no salary increases for employees in the last two years or cost of living adjustments. We've reduced employee benefits, both medical, dental and optical insurance. Reduction of capital purchases. Greater vehicle efficiency through size and reduction and less use of our fleet. We saved \$50,000 in fuel consumption just last year. We converted 70% of our fleet to compact cars. We improved purchasing procedures. In Building and Safety we streamlined a lot of our procedures. We improved productivity performance of employees by accomplishing more with less. As indicated on the chart, we've cut back in employees 122. We've improved productivity, but with growth, we should have added 122 just to keep up with the growth. The City which is the most important side of our bottom line -- the city government of Las Vegas has not increased property tax rates for operational needs in the last two years. That's a fact. We continue in the City of Las Vegas to bring our budget to town hall meetings. We've had public walking tours. We've had surveys, and we've tried to indicate with priority spending from you, the citizen, of where you would like your dollar spent. Here's just a highlight of some of the expanded services that the city resident has enjoyed in the past couple of years. Fire Service, we increased 9 Million Dollars. We've built the new downtown fire station; we've added 20 firefighters that specialize in highrise firefighting; we added equipment; we added a Bomb Squad and various other areas. In the Police Department, we added \$600,000 for building a helicopter facility and two sub-stations. In Senior Citizens, we added a million dollars which added an active recreation center out at Lorenzi Park and Dr. Derfelt Passive Recreation Center for Senior Citizens, and we added additional staff and programs. In Parks we added a highlight of 3.3 Million Dollars for Bob Baskin Park, the Freedom Park, the expansion of lighted softball and basefall fields and other amenities in the park. In Traffic, we added 26 major traffic intersections at a cost of 2.4 Million Dollars. Street Lights, we added 1257 street lights throughout the community. Streets -- what the public has told us through the vote of the bond issue on road repair -- we added 11 Million Dollars or 30.4 miles of new streets in the City of Las Vegas plus an annual overlay program. Flood Control -- the public also voted for a bond issue on flood control and told us we have to do a better job. We added the Angel Park Detention Basin which will control the flooding of the westside of Las Vegas, the entire geographical western area of the City of Las Vegas. We added the Washington Drain. We added also the Cedar Avenue Flood Control and Culvert Box Control. Utilities --

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the City of Las Vegas is a big consumer like we are in the family budget. Our utilities continually go up such as power, gas, telephone. The products that we use and the affect of the Arab world as it relates to gasoline and petroleum products, we face these same increases. Transportation -- we dedicated \$200,000 of City funds to purchase 17 brand new buses for our bus system. And to fight crime, to help Sheriff Moran out in the Metropolitan Police Department, we built a new detention facility housing 96 inmates, as mentioned in the slide show, the fastest built in American in 6 months at the cheapest cost of any facility in the nation. I'm happy to announce also it is the first city jail out of 3500 jails in America that was accredited by the National Accreditation Standard which means it has to pass 356 mandatory staffing operations and management procedures. Now, let's look at our 83-84 Final Budget adopted by the City Council in June. Revenues -- our total General Fund Revenues was 67.1 Million Dollars. Our opening balance was \$348,000. As earlier mentioned on that chart, that is 6/10ths of 1%. The State of Nevada Department of Taxation recommends to all governments as a guideline an ending fund balance of 4 to 8%. This indicates again 6/10ths of 1%. It pays approximately 2 hours of the morning bills of the first day of the fiscal year of July 1. Expenditures -- our total general fund expenditures amounted to 66.4 Million Dollars. Our ending fund balance was increased to One Million which is still 1.5%. It does not meet the guideline of 4 to 8%. This is fiscally dangerous and not an appropriate thing to do, but with the restraints, we have to. The grand total on expenditures is 67.4 Million Dollars. The most important question that the public asked and we have a handout -- does everybody have a handout? I just have a copy of the sheet that's before you, if you would follow along with me, please. Does anybody need one of these handouts? Okay. Everybody's concern is the revenue dollars -- where our money comes from -- but let me just highlight some of the areas that we receive in tax revenues. One, the largest percent of our dollar -- 37% -- comes from the sales tax. Property tax is 18¢. Intergovernmental revenues is 16¢. Some examples of these revenues is the motor vehicle privilege tax, the cigarette tax, the liquor tax, the gaming license tax. We have franchise and fees for 11¢. We have fines and fees from the various courts for a total of 3¢. We also have building and construction permits for 2¢. We have other revenues which is the sale of assets, the various miscellaneous revenues, and the transfer of real estate property tax and that's 2%. Interest earned on the investment program of our dollars is 1¢ and the reserve this year doesn't even indicate one cent. As you will notice, it's very small. That's where our money comes from.

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But now, where do we spent this money and on what services? First, the number one priority of the tax department is the Police Department. Thirty cents of every tax dollar is spent for the Police Department. The second is Fire -- 19¢ of each tax dollar. The third is general government of 12¢ -- excuse me -- Public Works of 17¢. The fourth is general government of 12¢; the fifth is the Recreation and Culture Department of 9¢; the sixth is Detention and Correction of 4¢. Other general expenditures, which are contributions to funds -- contributions to the operation of the Animal Control Facility, the Cemetery and various other programs, the sick and annual trust fund and self insurance, our Municipal Court for 3¢ and our Building and Safety for 2¢ and our Reserve for 1¢. If you would kindly flip over to the back side of this chart, you will see the exact appropriation. For example, the 37% out of the total revenue dollar of sales tax is 25 Million Dollars; property tax is 11 Million Dollars. If you wanted to know what the 30¢ of each tax dollar equals in police protection and what their budget is, the City's share is 19.9 Million Dollars; the fire service is 12.8. It's interesting to note the vote on the property tax. As you can see on the back sheet, that the projection for property tax is approximately 11.7 Million Dollars. That would not pay for the Fire Department by itself; it would not pay for the Police Department by itself; and this is only one source of our revenue, or 18% of our tax dollar. The City of Las Vegas besides receiving revenue faces other problems in this fiscal year. Potential revenue loss -- we have two major financial problems facing us. One is an estimated shortfall in revenues of 1.3 Million Dollars. We have a projected loss in sales tax of \$800,000, liquor tax, \$200,000, and cigarette tax, \$300,000, projected to be a Million Three shortfall in revenue. Where do we get these numbers from? We get a set of numbers by law that we have to work with from the Nevada Department of Taxation. Again, they have overestimated these revenues. Again, the economy is not strong enough, and again, we're projecting in this fiscal year, which, starting today we have just finished one month of the new fiscal year -- a Million point Three Dollars in projected revenue shortfall. If the taxes are rolled back, the question is asked, in the City a vote "Yes" is to increase the property tax 28¢ per hundred of assessed valuation, or a total of 4.4 Million Dollars. So the possible loss, if the vote is to roll back property tax, would be 4.4 Million Dollars, and when you combine the two figures of 1.3 Million Dollar shortfall in estimated revenues and a rollback in the taxes of 4.4 Million Dollars, you have a potential loss in revenue of 5.7 Million Dollars, and this is a very important chart to look at here. By law we cannot as the staff recommend to the City Council and the City

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Council has to balance its budget. We're not like the Federal Government. We must have a balanced budget or it's a gross misdemeanor. So if we do not cut back, that red line will continually grow and grow and grow. Many people have asked a good question. If I am to vote "Yes" on taxes on August 9, where will my money be spent? What are the priorities that you've dedicated to this tax increase? How can it help me? Well, let's look at where these priorities are in the final budget that the City Council has adopted. As we go back to the various town hall meetings, the various input from the citizens and walking tours, public safety is our number one priority in city government. We're recommending a Two Million Dollar increase in the Police Department. In Fire, we're recommending an increase of \$923,000. In Detention, we're recommending a \$237,000 increase. In Building and Safety, we're recommending a \$150 to \$200,000 increase. In Street Repairs, for an overlay program and pothole programs, we're asking \$372,000. Again, I mentioned, our utility costs, we have an increase projected this year of \$131,000. I'd like to add in the chart that you saw before, in the last three years the City of Las Vegas have experienced a 52.4% increase in its utility bills, which corresponds to a Million Dollars increase. We're increasing the ending fund balance \$584,000. That's where you see that projected One Million Dollars. So the priority in the City Final Budget of 4.4 Million Dollars or the tax increase is for those following items. Now, the next question that comes up and is a good question is if the taxes are rolled back and if I vote "No" to roll back the property tax, what will be the impact? To me as a citizen, what will be the impact on services? How will I be affected? What will happen to the complexion of the City Government? Let's look at the first area. Proposed Budget Cuts if the taxes are rolled back on August 9. We will terminate 347 hourly and temporary employees for a cost savings of 1.4 Million Dollars. These hourly employees and temporary employees equate to an equivalent of 96 full-time employees. Additional Budget Cuts -- as City Manager, I am recommending to the Mayor and City Council the deletion of 51 additional positions, the cutback of 31 vehicles, the cutback in supplies and the postponement of capital outlay, totaling a 2.2 Million Dollar reduction. The Metropolitan Police Contribution -- we had hoped to increase the Metropolitan Police Department Two Million Dollars. Instead of a Two Million Dollar increase or 11% increase to Police, we can only afford a 1.5 Million Dollar increase. That would

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reduce the police contribution of \$500,000. Some of the tough alternatives that have to be discussed with the Metropolitan Police Department, Sheriff Moran and the Fiscal Affairs Committee will be the following alternatives: In November the Metropolitan Police Department was scheduled to have a new Academy of 50 Police Officers to fight crime. With this cut back it appears that one of the alternatives might be that there will not be the hiring of 50 new Police Officers and the Academy will be cancelled. Second, that \$500,000 be cutback in capital outlay purchases. The third alternative that might be discussed is the reduction or the elimination of the Crossing Guard Program which spends about \$475,000 a year for 136 Crossing Guard intersections. Now, what will have to be decided there is, could we use a combination program with the School District--help of the older students helping the younger students in keeping some of these Crossing Guards at critical intersections, or should that money be used to hire or start that new 50 Police Academy that I mentioned in November. Another area that the Sheriff and Fiscal Affairs will have to look at is how this will affect our vacancy factors, and will we work with no vacancies. Again, in another category of project management and grant savings -- we have gone through our accounts and various projects and looked at how we saved money through good cost-saving ideas by bids coming in lower, by the Federal Government giving more money or the State Government, and we're saving \$300,000 here. I might add this fact that also we're experiencing fantastic cutbacks in Federal funding, State funding and foundations that the City used to work with the various agencies to provide needed service for our public. So those days are almost gone. So when you look at proposed budget cuts if the taxes are rolled back, I would recommend to the City Council for their consideration the following in summary: The termination of 347 employees for a 1.4 Million Dollar savings; additional budget cuts throughout the various City Government Departments of 2.2 Million Dollars; a Metropolitan contribution decrease of \$500,000, but still affording a 1.5 Million Dollar increase, Project Grant savings of a plus category of \$300,000 of savings. This combined list totals 4.4 Million Dollars which is equivalent to what the vote on August 9 will equal in the City of Las Vegas, for a reduction of City services, programs and department expenditures of 11%. That concludes our presentation this afternoon and now, we'd like to open the questions and answers by the Mayor and City Councilmen, if they'd like, and then the general public.

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COUNCILMAN CHRISTENSEN: If somebody died and left us 10 Million Dollars, we couldn't use that, if we lose the tax?

CITY MANAGER DORN: Well, that's correct. One of the problems that I mentioned to Marvin, that 97% of our revenues, or 65 Million of our revenues is controlled by the State Legislature and even if the property tax was increased, there are still caps on revenue, on property tax and sales tax, on licenses, permits and fees and service charges. So what we have to look at as it relates to sales tax and property tax is a combination of allowable maximum revenue caps. In the City's case that's 22.8 Million Dollars, and as Councilman Christensen just mention, that we would have to take that 10 Million Dollars generous offer before the Nevada Department of Taxation Commission which is represented by lay persons not working for the government -- businessmen, citizens, that have to evaluate this and see how the City could remove its cap. Marvin, do you want to add anything on to that?

COUNCILMAN CHRISTENSEN: I guess what I'm getting to is if the revenue picture turns around and the sales tax is increased and we have a better business climate, and if the sales tax is increased and, of course, our gross business taxes will increase and all those things happen, then we won't need the additional property tax? What I understand from what Marvin said, and this is where it is a little hazy in my mind, what you're telling me is that even if that takes place, that will adjust the property taxes to go into a fund that the State holds to decide what to do with it at the next Legislative Session?

CITY MANAGER DORN: Yes.

COUNCILMAN CHRISTENSEN: And by the same token, if we decided that our licenses were too low, because I believe they're lower than the County's right now, if I'm not mistaken, and if our licenses were too low, we can't raise them either. We're not allowed to raise them.

CITY MANAGER DORN: Well, there's a couple of observations that I'd like to comment on first and then Marvin can follow up. One is if you vote "Yes" on taxes on August 9, there's still some safeguards as Councilman Christensen mentioned. One, it's a one-time tax increase. Two, if the economy gets better in sales tax, as we hope it will, you will receive a proportionate reduction of property tax reduction the following year. There's still safeguards, for example, that no election official, no City Manager

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CITY MANAGER DORN:

or City staff can change that law. That law is just what it is, a State law. The excess money in sales tax will go into a reserve fund and proportionately your money will be reduced the following year in property tax. Another safeguard in that manner is that we still have those caps on those various fees as also you mentioned. So you can see that there are safeguards and various caps. Another point that I think that should be made is that as I mention, the sales tax projected loss -- as we receive some encouraging news about our economy and how it affects our local revenues here in Las Vegas and the State of Nevada lost money -- we had an increase of approximately 5% in sales tax, but in order to make up an \$800,000 project loss in sales tax, you must hear on the radio and read in the media and see on the tv, a sales tax increase of 10 to 12% per month to just make us even of that \$800,000. So we have a long way to go as a better economy -- what is projected right now. Marvin, do you want to add something?

MARVIN LEAVITT:

The most important thing, I think, is there's a -- as you can see, there's a direct relationship between sales taxes and property taxes. So that once the estimates are made on sales tax, if for some reason the economy improves and receives more sales tax than that that was collected by the State, then that money cannot come to local government in that year. That goes in a reserve fund for the express purposes of reducing property taxes in subsequent years.

CITY MANAGER DORN:

Councilman Lurie, you had a question?

COUNCILMAN LURIE:

The question is -- you have that we are among the lowest in the nation, where did you get the figures that we're say No. 46 in the nation in taxes and also first in the nation in growth.

CITY MANAGER DORN:

Okay. I'd like to say they are my numbers but they are not. We got those figures, two sources: the 1980 Census and Data Reporting. That is the National Census Survey and second in U. S. News and World Report, July 12 of 1983, there was a comparison of all the various tax situations of the various states and that's where taxes come from. The growth issue was published in the Las Vegas Sun and it comes from -- just two weeks ago -- from a recent Dunn and Bradstreet Report that surveys growth in America and Las Vegas leads the nation the last three years. The debt, the lowest in the nation, comes from the comparative study of various cities our size and our debt position. And visitors, we all know, we have 12 million visitors or more a year that enjoy our town and our community 24 hours a day.

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COUNCILMAN LURIE:

I have one more question. I've been asked by numerous individuals on why we can't raise our license fees and building permits, and maybe for the audience you can tell us when was the last time that we raised these fees?

CITY MANAGER DORN:

Well, I would like to bring out a point here. The City of Las Vegas has been very fiscally conservative. The elected officials have been watching every penny and cutting back and cutting back, but they've also watched the economy and the businessmen in the community, and why do I say that? Well, we haven't raised business licenses in 23 years. We looked at raising business license two years ago, and what happened? The City Council and Mayor decided that it wasn't the right time that the economy was bad and we didn't want to put more business -- as we all know, since the recession, there are numerous businesses that have gone bellyup, so to speak. Second, in the gaming fees we still stayed at a flat rate. The City Commission gave at that time two years ago its money by cutting other departments and gave 2 Million Dollars to Metro to match the County expenditure which provided 100 new Police Officers on the streets, but the County Government raised their gaming tax to a gross tax, which is a percentile of everything they take in. The City of Las Vegas was fiscally conservative again and stayed with old flat fee based on 1960 numbers. Then when times got better and the suggestion of the public says to raise fees, taxes, we got faced with the 1979 Legislature that put on caps on expenditures. The '81 Legislature put caps on revenue and expenditures. The '83 Legislature who took 97% control out of your local officials hands and controlled and still keep caps on government and still said that you cannot raise property tax, sales tax, license fees and permits, and then gave us a bone, so to speak, and said, "Well, you go out and take care of all the growth in Las Vegas and you go out and take care of your employees and your citizens needs by working on this complicated formula," and basically, it's 80% of the Consumer Price Index or inflation to us on the street and a population factor. So when you have an inflation factor that's 3.9% or lower and you combine that with population, you can see that there's not much growth in that. Marvin, is there anything you want to add?

MARVIN LEAVITT:

That's essentially what it is. It allows increases only for those factors and as we've reviewed our own revenue picture, we cannot increase those at all. Another

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MARVIN LEAVITT:

important thing is this whole service fee area, is that if a service fee was not in existence in 1981, a new one cannot be enacted now without the direct approval of the Nevada Tax Commission.

COUNCILMAN LEVY:

Russ, I have a question. As you know, I've been gone. I just got back a few minutes, but are you ready to break down that 2.2 Million for us.

CITY MANAGER DORN:

Are we ready to break it down? Yes, we are. If you would like, I'll give you the dollar amounts by department if you'd like.

COUNCILMAN LEVY:

I'm ready.

CITY MANAGER DORN:

I will give this presentation by department in alphabetical order, starting off with Architectural Services, a cut of \$1250; Budget and Management, a cut of \$1690; Building and Safety, a cut of \$1840; Business Activity, a cut of \$7,250; City Attorney, a cut of \$1070; City Clerk's Office, a cut of \$375; City Council, a cut of \$1550; City Facilities, a cut of \$10,000; City Manager -- oh, excuse me -- I have so many fact sheets here, you'll just have to go back with those cuts. The cuts that I just talked to you about, I was going to say -- I know the public's going to say, "Boy, you didn't cut too much." As you see, we cut 11%. But I was reading from the wrong chart and I beg your indulgence. I was reading from a summary of the Capital Outlay Projects. Now, let's get back to the department summaries. We'll go back to Architectural Services, and their total cuts -- let me explain this. It's personnel; it's vehicles; supplies and capital outlay -- four general categories. Architectural Services received a cut of \$76,791; Budget and Management, \$2,190; Building & Safety, \$21,636; Business Activity, \$51,839; City Attorney, \$41,501; City Clerk, \$17,024; City Council, \$2,550; City Facilities, \$149,652; City Manager, \$38,491; Community Planning, \$21,525; Community Support Fund, \$20,156; Contributions and Advances, \$60,000; Detention and Correction, \$174,625; Economic Development, \$530; Engineering Services, \$180,314; Financial Management, \$24,713; Fire Service, \$497,300; General Services, \$171,474; Metropolitan Police Department, \$497,565; Management Information Services, \$27,060; Municipal Court, \$262,222; Personnel & Employee Relations, \$25,503; Public Services, \$442,877; Recreation and Leisure Activities, \$1,119,225; Senior Citizens Center, \$115,737; Training and Seminars, \$7,500; Unallocated Expenses, \$50,000 -- total expenditure cuts comes to a total of \$4,100,000. As you see by this chart, the projected grant savings which is a plus in cash is

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CITY MANAGER DORN: \$300,000, so you put 4.1 Million Dollars in budget cuts to various departments, or 11% plus the \$300,000 in cash savings, you come to total cuts equaling the tax rollback of 4.4 Million Dollars.

COUNCILMAN LEVY: Along those lines, Russ, I heard you had cuts in Building and Safety, and right now our Building Department -- the builders are finally getting back in action and things are starting to be moving -- we're starting to build. What does this mean to our building department when you're going to be cutting personnel and we need more because we're getting some more action, and also in the City Planning Department?

CITY MANAGER DORN: Well, what does it mean? Like everybody knows, if you cut -- this major surgery -- or this amount of money from the City budget or family budget, there has to be an impact on services. There will be, Councilman Levy, an impact on services and let me tell you why. Presently now, we try -- builders call us for inspections whether it's electrical, mechanical and various other building inspections the night before, and we have in the past tried to serve them immediately the next day to go to the field. Let's take this one area. We have a responsibility in Building and Safety to the public. We are the regulator of the Building Code. We must have these buildings safe to latest codes. How does this affect us? As an example, we only have three electrical inspectors doing the entire City. Mr. Clay Hymer, our Building Director, and I were going over some results of surveys just last month. One inspector did some 351 inspections. Thirty eight in one day. That's an average of 3 minutes per inspection. Immediately that came as a red flag to us and we ceased immediate service of a 24-hour basis and said that is not fair, we cannot keep up with this pace. I was just told on Friday, unfortunately, one of our electrical inspectors cut his foot and might be out for three months, so we have two electrical inspectors in the City of Las Vegas to keep up electrical inspections with this boom of growth, or this -- the new permits, plan checks that are going through our system. What will have to happen? The developers, the builders, unfortunately, will have to have an impact in services; they'll have to take a number and we'll have to tell them when we'll be at their site. We've already had conflicts with the Homebuilders already where they have threatened and said, "If you don't have an inspector on site today. I have carpenters, laborers and lathers and I'm going to close up that wall," and we say, "I'm sorry, you can't do that. According to the code, and if you do that we're going to come down and inspect and you're going to have to rip that wall out." So we're going to continually --

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CITY MANAGER DORN:

because if there were ever a fire or there's ever a tragedy like we experienced in the past, the first liability that comes back is -- or one of the first, I should say, was that an improper electrical box there, and did that cause the fire, and then the City is brought in to numerous litigations and lawsuits and we as a City Government will not let that happen. So I don't know if I've addressed those impacts, but it's going to be a lot more slower service. We understand that we will try our best to service these homebuilders because they're putting people back to work, but I might add when you're talking about building inspectors, these are specialty professions -- electrical inspectors. You just can't hire them off the street. They have to be trained. They have to be updated to the latest code and these are some of the problems that we will experience in Building and Safety. Plus, in Councilman Levy's area we might want to add -- commonly referred to as a portion of the city called "The Naked City" -- last year we spent numerous hours going out to ensure the tenants, to ensure the property owners and the safety of the public that these facilities were up to code and Councilman Levy might want to comment on that because he along with the other members of the Council and the Mayor had insisted that we inspect every multi-family dwelling there and every shabby type improvements. We've had the assistance of the Metropolitan Police Department and foot patrol and we're starting to get a handle on improvement in that neighborhood.

COUNCILMAN LEVY:

I'd just like to ask one more question, and then I'll shut up. I know that you checked with California in regard to their reduction of taxes and what is the impact in their government? I think we talked a little bit about that, but you might want to make it to the rest of the Councilmen and the public. What has happened basically and what is happening in California to their governments there?

CITY MANAGER DORN:

I think it's important to note about Prop 13, which was tax cuts in property tax to our Question 6 here in Nevada. Many times when I mention this conflict our public says, "Well, we're not California and we don't care." And we're not California because we're not overtaxed. We're one of the lowest, as mentioned, in the nation, but what was the biggest disservice to us, the citizens, and to the government in California in my personal opinion was five years ago they, the people, voted for property tax reduction. Immediately, city and county governments went to the State of California and got bailed out every year to the tune of 6 to 7 Billion Dollars. So the people said, "See. They had fat in government. See. They didn't cut these services. See. We still got lower property tax,

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CITY MANAGER DORN:

and we didn't have to suffer for it." The problem facing California is now what we're facing in Nevada -- revenue shortfalls to a tune of 900 Million Dollar deficit. As you recall, a couple of months ago California sent paper IOU's out to rebates in taxes. Second, their bond rating has just dropped a grade and that's going to cost some capital outlay projects, they tell me from the California League of Cities -- some 70 to 80 Million Dollars in additional costs to the taxpayers. Again, the Governor of the State of California is fighting with the Legislature for increased taxes to balance his budget. Some of the areas they are looking at is a standby increase in property tax, a standby increase and 1% increase in sales tax. So when people say, "How is California?" You'll start seeing the cutbacks in California this year because the surplus in the State of California, as I mentioned -- the 6 to 7 Billion Dollars -- is exhausted.

MAYOR BRIARE:

Russ, I don't have a question, but I do wish to make a comment based on the Councilmen's comments here already that we should consider -- we talked only about one industry here because it was specifically brought up, and that is the homebuilding industry, and, however, I think everyone should give some thought to the rippling effects -- the so-called domino theory that happens here. Four point Four Million Dollars when you're talking about national budgets and when you're talking about State budgets doesn't seem to be that great, but nevertheless, the effects that you've pointed out here today, Russ, and incidentally, I think the Council will join with me in extending our appreciation to you for the hard hours and long hours and overtime hours that you didn't get paid for incidentally in trying to put this together in some kind of a form that would be understandable, and I compliment you and your staff on doing a good job of making it so that it can be understood. But one of these rippling effects that I talk about is that 347 hourly or temporary employees that are going to be laid off, that was announced two weeks ago, is not a threat; it's a fact, and the 96 equivalent full-time employees that would be laid off means a lot of money in this economy of ours. It means that Number One, they're going to be collecting unemployment insurance, a lot of them, and I wonder what the effect, and we haven't had time to do this, but a real impact statement would talk about the amount of groceries that would not be purchased by these employees who are no longer employed. It doesn't talk about the unemployment insurance they'll collect. But the thing that's so ironic that if you really think about it, the Nevada Development Authority has a pretty

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MAYOR BRIARE:

good staff and a lot of people, but mostly they have a lot of volunteers of businessmen in the community, some of who are sitting in this room right now, who donate their time to do everything they can to go out and bring industry so that we can diversify the economy here in Las Vegas. But isn't it ironic that if there were to be a prospective employer in San Jose, California or Silicone Valley or anyplace else, that the NDA would be out romancing to try to come to Las Vegas, and if they could bring 346 employees or even 96 employees into Las Vegas, we would all be stumbling over each other to try to welcome them into our community, and here we are right here today talking about doing away with employees in the area, and it just seems like we're not working together. We're not going along in some kind of common area that the community can understand that these things have effects that are hard to realize. John Moran's column this morning for those of you who might have read it in the Las Vegas Sun Newspaper indicated some of the rippling effects that would happen in his department with respect to having to close services down. And, Russ, you mentioned it right earlier and I would like to re-emphasize it, and then I will conclude my comments, and that is unfortunately, when you were reading off those lists that Councilman Levy asked you to do, it just about hit you in the nose when you read of over a Million Dollars in Recreation and Leisure Activities and yet, determined by five -- five previous town hall meetings -- and it will be interesting on Wednesday night's town hall meeting whether we hear the same thing from people whose priorities are police and fire protection and then as the priority list gets to that which is the least priority are the areas of recreation and leisure activities. And what kind of a sterile community are we going to become if we're going to have to do away with the essence of the good life that we've become so accustomed to? So it's without question, Russ, you've pointed out some real startling facts and figures here and I think that if the news media gets this message across to the voters that are going to vote and it's my feeling and my gut vibes that there's going to be a big turnout -- a lot greater than what we thought -- and if people realize some of the things they're going to be giving up, I think they're going to use good judgment and decide that the best thing to do on Tuesday is to continue this way of life and understand that just like the costs of everything else have gone up, so have the cost of government, but I think it's been demonstrated here today, certainly to my satisfaction as the Mayor of the City of Las Vegas -- certainly to my satisfaction -- that it's been demonstrated that the City has exercised good stewardship over the budgets in the last

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MAYOR BRIARE:

years and have enjoined to do everything they can to make the least burden on people and now, it's time for the citizens to recognize that we just went too far, the State Legislature went too far, and we've got to play catchup.

ASHLEY HALL:

Any more questions?

RUSS DORN:

Councilman Christensen.

COUNCILMAN CHRISTENSEN:

I would just like to expand a little on what the Mayor talked about as far as the trickle down, rippling effect. We talked about one industry, building, but we missed the largest industry we have which is tourism in the community, and I think if you look around you, you can start to see the effect of some of the budget cuts that we've had to make in the past and we've made a lot of them down the line. This isn't the first time we've made budget cuts. We've made budget cuts in the City of Las Vegas every time our budget has been more than the projected incomes and this 122 positions, we're already cut out, we cut out a long time ago. We cut them out and carried them as unfilled positions on the agenda so long, we got so tired of looking at them, we started taking that page out of the book, and then we started a new set, and then we took that page out of the book, and I think we're up to almost 200 positions now over the last couple of years, but you're starting to see it. You know, when I first came on this City Council we had a very strong lobby in the form of the Las Vegas Beautification Committee that wanted us to plant everywhere. The plants are dying. They are not being replaced when they're knocked out by cars. I see it on Sahara Avenue in front of my business, large gaps in the greenery that used to be there. I was never too much of a fan of this, but I can see the effects now when it starts deteriorating. I've been to the East Coast. I've been around and I've seen what happens when a city deteriorates and they stop maintaining the streets and they stop keeping up the buildings and people stop sweeping the streets, then if we don't care and the home owner doesn't care, nobody cares and the city goes straight down the tubes. I hate to see that come about. I hate to see a few complaints that are complaints against taxation in general, government in general, come back to haunt the only government that's close enough for the citizens to really reach. I think you'll find that most of the people that are anti-tax are normal people, like you and I. I'm anti-tax and I'd rather not pay any taxes. I'd rather get along with no taxes are all, but unfortunately, you can't do that. Every day I'm besieged with calls to lower taxes, but I get just as many calls asking for someone to intervene to get a special service out of City Hall that they haven't been able to get through the normal channels.

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COUNCILMAN CHRISTENSEN: I try and accomplish both, but I think in the long run we have to be careful not to just hit local government because that's the one we can reach because we're mad at the Federal Government, the State Government or the County Government or someone else. It's almost like children with toys. It doesn't go right so they slam it on the floor or hit their buddy that's standing next to them instead of the guy that really perpetrated the problem, and that's what I think we're looking at today. For every nickel of tax problem you can find in the City of Las Vegas, you can look to the Federal Government for a Million Dollars or more, and yet, we don't seem to be able to do anything about that and so we hit the guy that we're closest to. Frankly, I'm a little tired of taking the knocks unless you can show me a reason for them -- a solid reason for them -- and I haven't heard many lately, and I just hope that you all really understand that once you lay people off, and I'm not above laying people off. I've laid a few off, and I don't get their votes anymore either, but once you lay people off, if they're good people and if they're people that have trained to do a certain job, you don't put them back on next week -- they're gone. Somebody else paid them more money. You may have the finest assistant to the Manager you've ever seen in your life, but if they get a job worth \$10,000 a year more across the river, where are they going to go? I mean, people are just the same people anywhere -- you television crewmen, city managers, budget people, carpenters, automobile salesmen, builders, anybody. They have to look at the bottom line and I think we've got to start looking at the bottom line. You can't replace those people next week. If we determine that we've made a mistake by cutting all these people and cutting these positions, we're going to be years replacing some of the lost people. In fact, we'll be many months getting any kind of replacement and some of the caliber, we'll be years replacing and some we never will.

CITY MANAGER DORN: To add to those comments, this is a unique factor. Number One in growth and then instead of adding government services and employees, we're cutting back. As the Mayor mentioned, the rippling to terminate or lay off 347 employees, the City has to come out of its other pocket \$206,000 in unemployment insurance benefits to pay these people, the 347, for being laid off. So you can see that with every decision you make in government, there is a rippling effect and you won't see it immediately in some areas, but some you'll see in the future.

COUNCILMAN NOLEN: Russ, I have a comment.

CITY MANAGER DORN: Councilman Nolen and then Rod Jack from Channel 13.

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COUNCILMAN NOLEN:

I have a question and a comment. My comment, of course, relates to some of the things the Mayor said in the recreation and leisure activities. I realize that in town hall meetings, you're well aware that I have attended a few of those and voiced my opinion several times, but my experience and knowledge on the street tells me if you run these kids out of the parks and put them back on the streets, you're going to pay a lot more than that in police enforcement, detention services out through the Juvenile Court, so that doesn't seem like a lot of money to provide a place for these kids to occupy their hands and their minds. You put them on the streets unoccupied and they'll find something to do and generally speaking, it's against the law. In addition to that, I'd like for you to give me a breakdown, if possible, on what services would be cut in relation to \$493,000 in Fire Services. What impact would that have?

CITY MANAGER DORN:

Okay. Can I address one at a time.

COUNCILMAN NOLEN:

Yes. --

CITY MANAGER DORN:

First about Recreation. The City of Las Vegas' Recreation Department sponsors some 75,000 recreation activities programs, satellite programs, show mobiles, cultural arts and recreation activities to the public. We have 48 parks. We have 48 lighted baseball fields. We have 354 teams in the softball league or 5200 softball players in the City League. We have 35,000 youngsters and adults that use our recreation facilities just in the summer alone, so the question that you're raising is a fact. The City unfortunately had to close down three parks prior to this from gatherings from alcohol abuse, drug trafficking and things like this. This is a fact. It's unfortunate, but it is. We have yearly over a Hundred Thousand Dollars of vandalism in our parks. So we will be faced with these things of not providing the activities for the youth to keep them involved and what will happen is that will be a greater impact in the Metropolitan Police Department. Presently now, we only have one part-time security person in our parks. We have 48 parks. The Metropolitan Police Department will have to go more into the parks and help us with those problems that I mentioned. Now, if I may, I'll look in my sheets here on the question that you asked on Fire Services. The recommended cuts by the City Manager and staff in Fire Service are the following: the termination of a temporary Junior Clerk, 1 position, \$7,258; Permanent positions: Firefighters, 7, in the respect that we will maintain a vacancy of 7 fire positions as a result of early retirement. In the Fire Services we expect 18 to 20 to retire early and a new bill was passed in the State

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CITY MANAGER DORN:

Legislature that will give them an increase in their retirement benefits if they retire August 31. The average age of the Fire Department is 43 years old. The Metropolitan Police Department is much younger. Firefighters, Paramedics, we will still leave three vacancies. Presently, we run thousands of runs in paramedics. We go to the scene both in residential areas and downtown to take care of various patients and stabilize them before treatment right there on the spot or transporting to our various hospitals. Fire Prevention Inspector, or these numbers -- the Firefighter savings in keeping 7 vacancies of \$207,973. The Firefighters/ three Paramedics savings will be \$86,082. The elimination of a Fire Prevention Inspector is \$36,300. A Community Relations Specialist in Fire Education, \$24,843. I'd like to comment on that program. Throughout the year, we go to the various schools and put on a fire education program. Every time that you see a fire in a residence or commercial area in our City, as a service to the public we go with our Fire Prevention and Fire Inspection people within a two block radius to tell the people what happened in that fire, are they prepared for a similar emergency, do they have the fire detection devices they need and fire exiting plans. We're looking at a Fire Liaison Officer of \$39,180; and Assistant Fire Chief of \$48,486 -- that's the elimination of 14 positions, totaling \$442,864. We're talking about Fire Education because we'll do away with that program saving supplies of \$14,031. Radio and pagers, \$1,008, totaling \$15,039. We're talking about the elimination of five city vehicles for a savings of \$14,500 and the replacement of various equipment such as nozzles, hoses and hat masks, which is the hazardous material used in equipment of a hazardous material fire -- \$17,639, or a total grand savings of \$497,300.

ASHLEY HALL:

For any of you who now ask a question, please state your name and if you're a City resident, your address.

ROD JACK

Rod Jack, News 13. Two questions for you in the essence of time and a succinct answer, if possible. Question Number One, why is Parks and Recreation hit twice as badly as any other City department?

CITY MANAGER DORN:

That's a good question, Rod. Basically, the Parks Department has some 325 temporary, hourly and seasonal workers. We have found in the past years in reviewing productivity that it is more important that we first serve the public at the heavy use of our recreation facilities, i.e. in the summertime and the springtime when they use the recreation facilities such as the softball fields, the soccer fields, the football fields, the baseball diamonds, and we have found that our public

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CITY MANAGER DORN:

would like a clean park and deserve a clean park. So when the park gets heavy use in the summertime on picnics and various activities and fishing and all these various activities that occur in our 48 parks, that we have crews coming in on the weekend that will clean that you will never see at 6 o'clock in the morning, some crews starting at 5 o'clock in the morning that will come in and take all the garbage and debris and rake up any debris that exists in our parks. So the other point, we have a spring and summer season with heavy demand. We also have fall time and early winter. For about two months of the year, we found that we didn't want to keep permanent employees on the City Recreation Department of watching the grass come up, so we have switched to seasonal and hourly employees, not only for greater productivity for more cleanliness in the parks and for the various programs. For example, we have 18 summer playground programs. We maintain 7 pool programs. We have 7 community pools that are open at 9 o'clock in the morning and close at 9 P.M. at night. So you see with our need to have more productivity and cheaper cost to the taxpayer and more importantly, to hire more people in the economy, we decided to go to temporary and seasonal. So those employees will have to go first, and why? To follow up on the second thought on that question, according to our Civil Service Procedures and our labor contracts, temporary and hourly and seasonal employees just mean that. When they are hired, they are hired and sign a paper understanding that they are temporary, hourly or seasonal, and by our laws and by Civil Service, it is only proper and I think morally right to cut back in hourly, temporary and seasonal employees to avoid future litigation with our collective bargaining units.

ROD JACK:

Okay. Question Number Two, taking a look at your figures for revenue shortfall, you say you're going to be a Million and Three short in addition to the Four point Four from a property tax reduction. How do you plan -- this is a two-part question. How do you plan to make up that Million Three, and the second part of that question, why is the City of Las Vegas a Million Three short when North Las Vegas and the County of Clark are dead on on their projections of revenue?

CITY MANAGER DORN:

Well, I can't speak for them. I can speak for our budget staff and from the State numbers that we have, and we are projecting an \$800,000 loss in sales tax, liquor tax, we're projecting a \$200,000 loss in cigarette tax. I'd like to maybe just comment in general about those taxes. First, the sales tax, as I mentioned, has to be 10 to 12% of the City's

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CITY MANAGER DORN:

revenue because we receive a very large amount, with 25 Million in sales tax which is 37% of our budget. We're a larger government to serve, so we have a larger population base to service, so we get a larger amount from those taxes. We increased the liquor tax in the State Legislature. We -- the State Legislature did. We have found correspondingly that, believe it or not, there has been less purchase of liquor supplies, and how is that affected? A lot of it is affected in the Lake Tahoe area and that's happened to cigarette tax. We raised the cigarette tax and there were various outlets in Lake Tahoe where people visiting from California -- and there are some outlets here -- people visiting from Southern California that would see, say a \$2 savings, a \$2.50 savings on cigarette tax and liquor tax, because as we know, California is the most taxed state in the United States. So they had purchased these supplies of liquor and cigarettes and took them back to California. Our early numbers project that as the cost of taxes were increased, the rate of revenue for the State of Nevada, actually, it hurt our economy that these people don't bother with carrying because they'll only save minimal dollars. So that's one. The other projection of the One point Three Million, we are going to make that savings throughout the year and cut back continually.

ROD JACK:

So none of these cuts then will deal with the 1.3 Million shortfall?

CITY MANAGER DORN:

That's correct. Well, it's correct in this respect that the cuts that I'm proposing for 4.4 Million Dollars, we know that we have this revenue projection, so that means we'll still have a critical hiring freeze that we've had for two years; we will still continually monitor our budget on month to month and sit down with the department directors and see additional ways how we can save money and that by June 30, 1984, when we end the fiscal year, two things we hope to happen. One is for the economy to get better and there won't be a shortfall in that 1.3 Million Dollars, and two, for good fiscal management, we will institute over an 11-month period now, cost saving ideas as we have done in the past to make up that 1.3 projected shortfall.

Yes, Bill -- Bill Heinrich.

BILL HEINRICH:

I'm Bill Heinrich and I'm a resident of the City of Las Vegas and I'd like to first off echo the Mayor's remarks. I think that the booklet that you prepared is probably the most intelligent thing that I've seen in the last -- well, since the discussion of the thing came up, and I'm hoping that perhaps some of those that seem to be a little bit more overly interested in this thing than some other people will have access to that. I'd like to have a copy

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BILL HEINRICH:

book. The question that I had, and this is more confusion on my part, I suppose, than anything else. In looking at your tentative budget and your final budget and the arrangements that you've made for Metro Police, I don't see any difference in the budgets that you've made for Metro all the way along, and now, we're talking about perhaps giving Metro Two Million, or we're going to give Metro \$500,000. Is that a voluntary contribution over and above the agreed amount that you have with Metro because your tentative and your final budget didn't reflect a difference?

CITY MANAGER DORN:

Okay, that's a good observation. Let me address that in many ways, if I may. One is by the budget process in the State of Nevada. We in the fall prepare our budgets and they are submitted to the Office of Budget and Management Director Dave Parks, and then the Deputy City Managers and City Manager go over it. The tentative budget by the State of Nevada law is just that -- tentative, and it forecasts revenue some 14 months in advance, and if I were to show you our tentative budget today, I would have -- could I have those press statements because sometimes the written statement -- is Mike Hayes there?

ASHLEY HALL:

Mike's getting it.

CITY MANAGER DORN:

I would like to read a comment on our tentative budget, if I may, in what I said to the City Council. This is a quote from the R-J and it quotes from the Sun and I know it quotes from the tv, and I'll just make a point on this to show what the budget means by being tentative. "In drawing up this new tentative budget, City Manager Russell Dorn said, 'City staff was able to balance the current year's budget, but no way can the City continue to operate and provide all the services that are either demanded or mandated without the City receiving tax relief from the Legislature.'"

ASHLEY HALL:

What day was that, Russ?

CITY MANAGER DORN:

That date was the R-J Saturday, April 2, 1983; correspondingly, the Sun, April 7, 1983. And the point I'd like to make to the public on that is the tentative budget because you're projecting so far in the future is on tentative revenues, i.e. that I said to the City Council at the time that we needed tax relief. We prepared testimony and testified to the State Legislature for revenues. We asked for 5.8 Million Dollars. They gave as a vehicle A.B. 449 which, as I mentioned in our presentation, is a 2B¢ increase in the City's property tax which would gain 4.4 Million Dollars.

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CITY MANAGER DORN:

That still was not enough money to work with the priorities and demands of services and this is why you see these cutbacks if the taxes are rolled back. The other thing that complicates the budget process in the State of Nevada is one, that the budget must be submitted to the Dept. of Taxation by March 15 -- the tentative budget. Two, the Fiscal Affairs, which is the composing of a layman from the community, two City Commissioners, two County Commissioners, who evaluate with the Metropolitan Police Department and Sheriff Moran their budget, which has to be submitted by March 1, so that tentative budget reflected a 2 Million Dollar increase because that has always been a priority of the City Council. Third, in the 1981 Legislature the final budget was changed four times in the month of June because of various Legislative changes and tax proposals. So what you see here is still a priority of 2 Million Dollars and the priority, as I mentioned, of \$923,000 by the Fire Department. But these are still priorities. If the vote is turned down in the tax increase, we will still have to go back and see from the City Council--do they still want that 2 Million Dollar increase to go to Metro, and so when you're working with the numbers -- in conclusion, when you're working with State-given numbers, that have been very overestimated, and very enthusiastic, but the economy hasn't followed to these numbers, and as I mentioned, we didn't expect in our review of the budget -- what we do, we have to close at the end of the year, as we mentioned on that chart. We closed the end of this fiscal year, June 30, 1983, with \$348,000 in cash. That is 6/10ths of 1%. First, you have to do that, and then second, starting the fiscal year, you have to project all the State numbers and we have historical documents so I can show you that we tried to correspond with the State in our own revenue collection and we came up with a Million Three shortfall. So when you put all these problems together, this is why a tentative budget is just that -- very tentative.

COUNCILMAN CHRISTENSEN:

You're a tad on the bureaucratic side and let me answer that in a layman's language for Bill. Two things, Number One, when you submit the tentative budget and the Legislature's in session and you know that there's going to be some changes in the tax legislature. We went to the legislatures, the heads of those committees and so forth and said, "What do we do?" And they said, "Well, you can't change the law that gives you the date we have to submit the facts, so submit just anything you can come up with, because we all know it's fictitious and phony anyhow." So we did. Now, we try and keep as accurate as we can, even if we're given the latitude that we're not going to have to live with it, die with it or anything

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- COUNCILMAN CHRISTENSEN: else because it's not going to be a budget that's considered. So we submitted the best budget we could. Now, I think your question was how come the tentative budget shows the same amount for Metro as the final budget -- how do we get off saying that Metro's going to suffer if we don't get the taxes. Isn't that kind of the gist of the question?
- BILL HEINRICH: Yes. Can this be an arbitrary thing that you're going to reduce Metro's budget? Isn't that a predetermined amount?
- COUNCILMAN CHRISTENSEN: No.
- BILL HEINRICH: Aren't you obligated to give them so much money?
- COUNCILMAN CHRISTENSEN: No, we are not until after we adopt the final budget. When we adopt the final budget, the only restraint you have on the Metropolitan Police Department -- the City Council has -- is through the fiscal appropriation to their budget. The only legal restraint is whenever we adopt, the County has -- what is it now, Ron, 52½% --
- CITY MANAGER DORN: Fifty-five.
- COUNCILMAN CHRISTENSEN: Fifty-five percent the County and 45% the City. So whatever happens, the one triggers the other entity. So for every 2 Million Dollars we cut out at the City level, then there's 2 Million plus cut out at the County level and the net loss to the Sheriff is 4 Million plus.
- BILL HEINRICH: So it's the chicken and the egg then, which comes first. I mean, you adopt the budget --
- COUNCILMAN CHRISTENSEN: You're talking to the wrong guy about the Metropolitan Police Department. I have my own views on that and the way it's funded and so forth. But the thing I'm getting at is that the tentative budget was really a kind of a tentative budget. This was a guess at what we were going to guess later on literally. Okay, now, the final budget having the same amount of money in it was just an indication that we felt that law enforcement was high enough on the priority of things to do that we were going to take that money from somewhere else. Now, we're pinned down to the point where it's come down to a half million dollars perhaps, suggested at this point. That means that for the other -- what was it -- Two Million Dollars going to go in and now it's down to a Half Million Dollars. So the Million and a Half Dollars is going to come out of somewheres else. It's just going to come out of some-
wheres else.

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BILL HEINRICH: That answers my question.

COUNCILMAN CHRISTENSEN: Well, I thought that's what you were getting at.

CITY MANAGER DORN: To follow up on that point. To give Metro that increase, we have to cut the budgets in the departments someplace else, and which comes first? The Fiscal Affairs Committee adopted the budget on March 1, but they cannot commit the County Commission or the City Commission because they are only two members. So when it becomes finalized it's the final budget and that was passed in June, but now because of the uniqueness in the law of the public voting on this tax increase, this budget is in limbo also -- this final budget -- to the outcome on August 9, and then we'll have to go back and look at those priorities again and see if the City Council agrees with my recommendation.

RUBY BENSON: My name is Ruby Benson. I'm a property owner. I've been here for 40 years and I have some property here, and a year ago I got a bill for \$7,000 for a piece of property for roads for curbs and gutters. Now, I voted for the gasoline tax and I believe that we should have good roads, and I like to see everything nice and proper in the City of Las Vegas, but we have been a long time paying for this property. We have it paid for now -- about 30 years. Along comes the City Planning Department and tells me that I have to come up with \$57,000 for curbs and gutters around my property that is not even developed. Nobody walks on the sidewalks. Nobody uses the curbs and gutters. I thought that the tax was for fixing the chugholes in the roads and doing the things that had to be done, but we only paid \$50,000 for that land. Now, I have to pay \$7,000 for 7 years, which is \$35,000, when we only paid \$50,000 for the land. It just doesn't make sense to me.

CITY MANAGER DORN: Would you give me that address please, and what block it's on.

RUBY BENSON: It's on Procyon Road -- let's see -- Procyon Road and Desert Inn.

CITY MANAGER DORN: That happens to be the County. That's why I asked that question because I can assure you, the City, we never raise the assessment district \$7,000 for a year.

RUBY BENSON: Well, I have another problem now since the gasoline tax went into effect. I have a piece of property on Smoke Ranch Road and I got a letter from the City the other day stating that they were going to put sidewalks and curbs and gutter along that piece of property and that

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- RUBY BENSON: they were going to put 8 ft. sidewalks along there, that they were going to tax the property owners. Now, I don't think we paid over -- well, \$20,000 for the piece of land. Our property assessment is going to be again around \$50,000.
- CITY MANAGER DORN: Let me address your problem and see if I can help you.
- RUBY BENSON: Now, couldn't you kind of sometimes see the bark for the trees, or couldn't you maybe make these assessments someplace reasonable, or couldn't you take some of this money to take care of these other things that you've been talking about today that money is so badly needed.
- CITY MANAGER DORN: Let me address that, if I may, ma'am. Your SID in the County -- SID means a Special Improvement District -- and this is how the City works from it's inception some 78 years ago that major builders in this community put in by City ordinances and codes sidewalks, street lights and various improvements, and so that price, what they pay, is tacked onto the price that you pay for a home. Now, if you have vacant property, to get a special improvement district in the City, and I'll just relate to the City, first the neighborhood usually gets together and the individuals go sign a petition and say, "I would like to have street lights. I would like to have curbing and gutters so my children are safe when they come home from school, or I'm having flooding because the water's going into my lawn and eroding it." What happens is there's a set procedure and it comes before the Planning Commission, but it has to be the majority of the property owners. Then there's public hearings on this, and then it's discussed and then the City Councilmen and Mayor have to make the best determination of if 60, 70, 80% of the people want these improvements, then they will have to pay a proportionate share over the life of the property and that's how that's developed, and that's the only fair way to put those improvements because people paid in the past and if you want to do that now in the future, in the present, we have to try to do it as equitably as possible at the lowest cost. But it's the public coming to us. We don't go to the individual street and say, "We think you should have sidewalks or street lights," if you're following what I'm saying.
- RUBY BENSON: I do.
- CITY MANAGER DORN: It's the neighborhood getting together and saying, "By golly, I want street lights because we have crime. I don't want flooding any more. I want curbs. I want sidewalks so my children when they get off the school bus or walk home Johnny or Jane can skate on the sidewalk." And we just assess those criteria.

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RUBY BENSON: In these hards times, do we need these curbs and gutters?

CITY MANAGER DORN: But it's not us. We don't ask that. It's the neighbors. I agree with you that maybe you would want to postpone these things and these improvements to the --

RUBY BENSON: And what about the 8 feet sidewalks? Do you need eight feet for people to walk on a sidewalk?

CITY MANAGER DORN: We don't do 8 feet sidewalks.

RUBY BENSON: This latest thing hasn't even come up yet. You are proposing 8 foot sidewalks.

CITY MANAGER DORN: Well, when they propose that, you will be noticed by letter and would you please come down and make your thoughts known to the City Council or County Commission and bring up some of these good points so they can assess that decision. But that doesn't relate to our topic today.

UNIDENTIFIED CITIZEN: Where is the money coming from to give these unpublicized extra paychecks to the teachers this month?

CITY MANAGER DORN: I'm sorry, sir, but I don't understand that question, could you please try it again.

UNIDENTIFIED CITIZEN: These unpublicized extra paychecks that the teachers are going to get this month.

ASHLEY HALL: Oh, he's talking about the teachers paychecks.

CITY MANAGER DORN: That, I think, is a good illustration of the graph here. Marvin, would you find it for me. That is a topic that we are not responsible for in City Government, and I want to show you why. Of the \$3 property tax that's collected in the City, \$1.10 goes to the School District, or 37%. That is a different board, and it's the Clark County School District that generates that. Of the 28¢ increase per \$100 of assessed valuation, or the 4.4 Million Dollars, none of that goes to the School District. It goes to the operation and this is City services, 86¢.

ROBERT TOLFREE: I'm Robert Tolfree, the Pastor of Ebenezer Church of God in Christ, and myself and Pastor here are here to gather information for the Church of God in Christ. I heard you say 347 employees will be laid off if the tax rollback would be in effect.

CITY MANAGER DORN: Yes, sir. That's correct.

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ROBERT TOLFREE:

Would these employees have been working for the City some time or are these new employees that have been hired recently?

CITY MANAGER DORN:

Most of them have been working in the summer programs this summer, for example -- new hires or continuing hires that work their way through high school, college. Some of these people, seasonal work, have worked a few years, but the majority of them are temporary and when they do accept employment in the City, we say, "You are a temporary employee and pending funding, you will continue to be hired if you do a good job." But if we have shortfalls like we're projecting today, Reverend, and a rollback in property taxes, then we'll have to lay these people off to balance our budget so we don't have one of those red lines you saw over there.

VICTOR KEZER:

My name is Victor Kezer. I'm a property owner and a resident of the City of Las Vegas. Has your budget taken into consideration the proposed 3½% inflation rate this year?

CITY MANAGER DORN:

Yes, it has, through the various estimates from the State of Nevada and unfortunately, the State of Nevada numbers have even taken a greater number than 3½ in inflation. This is why we have some of those problems in sales tax, liquor and cigarette tax.

VICTOR KEZER:

One more question. These temporary employees, how much longer would they be working past August 10 this year?

CITY MANAGER DORN:

Well, these temporary employees work throughout the year. Their annual salary is approximately \$3,500 which relates to -- we pay them about \$4 to \$5 in that range. The majority of them would have been working through the various high seasons such as the fall and summer leagues, etc. and the spring and the fall, but a good share of those people work for seven pool programs and our 18 playground programs that if the taxes are rolled back, unfortunately, will be terminated on August 12, which will cut about 3 weeks to a month out of the summer recreational programs for our youth and will delay the pools from opening next year if we still stay in these projected deficits in revenues of maybe opening sometime in July versus June 5.

VICTOR KEZER:

Thank you.

RONALD DUVAN:

Ronald Duvan. I'm a native Las Vegan, and going through the figures that you presented there like they reiterated there earlier, you really have shown a good scope of what's

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RONALD DUVAN:

going to happen to the City and how it happened and the deterioration and the trickle effect, but the trickle effect, everybody's concerned about, but one I want to ask you is with the cuts that you've made in the past and the cuts you've made now and the ones that you're projecting to have to make, how is the City going to handle any emergency or disaster that takes place? I know that that's kind of hard to talk about and some people can look at it as scare tactics, but what are you going to do if you have one major highrise fire, or we have one situation that the Police Department has to handle with something like that? Aren't the cuts then going to be tenfold to what we're looking at now? Is that going to put us into a deficit, bankrupt situation complete?

CITY MANAGER DORN:

That's an excellent question. One of the problems here -- let's just use Fire Services. It's a good example due to the last tragedy. First of all, those tragic events that happened to our hotels, we learned a lot from that. For example, our Firefighters went in and tried to save lives and got injured themselves. We found out that we needed new equipment. Take, for example, we had never fought a highrise fire. We had Scott Air Packs which is an apparatus of about 25 minutes of oxygen that the Firefighter puts on his back and goes up the flight of stairs. As you know, in a fire you cannot use an elevator, and they go up to the various floors to extinguish the fire and to remove our guests, or residents, from their houses or from the hotel. We found out by the time they got halfway up, they ran out of oxygen. So we learned from that fire that we had to go out and purchase new emergency equipment. We had to get two sets of air packs. We had to buy an air compressor on the fire scene to continually pump oxygen when we sent emergency services up. We also found out that the extreme heat from the chemicals and plastics from the fire burned and melted the firefighters old leather helmets. To protect the firefighter, we had to get new helmets. We found out in a fire like that they needed asbestos gloves. We found out various other things about equipment that had to be advanced in firefighting equipment. We also decided to hire 19 firefighters to specialize in the downtown new fire station/communications that would specialize in fire evacuation, fire prevention/suppression services and highrise buildings of the downtown. We added additional equipment that was needed in the bomb squad area. So when the gentleman addresses that problem, what happens is, this money here -- the \$348,000 was supposed to be for those contingencies like the Moapa

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CITY MANAGER DORN:

Flood. In the City of Las Vegas we spent \$97,000 in overtime for both the MGM and Hilton Fire. We didn't ask Clark County for reimbursement or overtime. We felt that was our government duty to help them at the fire and so we learned about things like this. But if a contingency happens and it's unforeseen and a tragedy happens, we will be there to the best of our ability fighting these things. But we continually can't put our head in the sand and say -- the retrofitting law -- the retrofitting, for example, in the City Hall cost \$352,000. The numerous thousands of hours our fire-fighters and fire inspectors went out to help in retrofitting for a highrise fire, and what is the result? I'm happy to say that we have the best fire protection and safety in the United States for any hotels or any visiting facilities here in our community. But we had to add 9 Million Dollars to that. We had to go out and spend that. The same thing in Police. You don't see the reduction in crime in 26%. That just didn't happen overnight. We had to build a jail. We had to put on more prosecutors. We had to expand our municipal courts. We had to put over 100 police officers on the streets and we had to pay for those things because crime -- the people wanted to reduce crime. So we do not have a good contingency for those unforeseen tragedies unfortunately.

MAYOR BRIARE:

Ladies and Gentlemen, we allocated about two hours for this meeting, and the City has another meeting at 4 o'clock. May I suggest, Mr. Dorn, would you like to stay around during that meeting --

CITY MANAGER DORN:

Yes, sir.

MAYOR BRIARE:

-- and after that meeting, if there are any other ladies and gentlemen that would like to ask questions or learn a little bit more about this, I think that probably you might be better served. We have another advertised meeting at 4 o'clock, so if it meets with the Council's approval, we will recess this -- pardon me -- we'll adjourn this Special Meeting and then if anybody would like to stay around and question the City Manager further, he would be happy to stay.

END OF MEETING