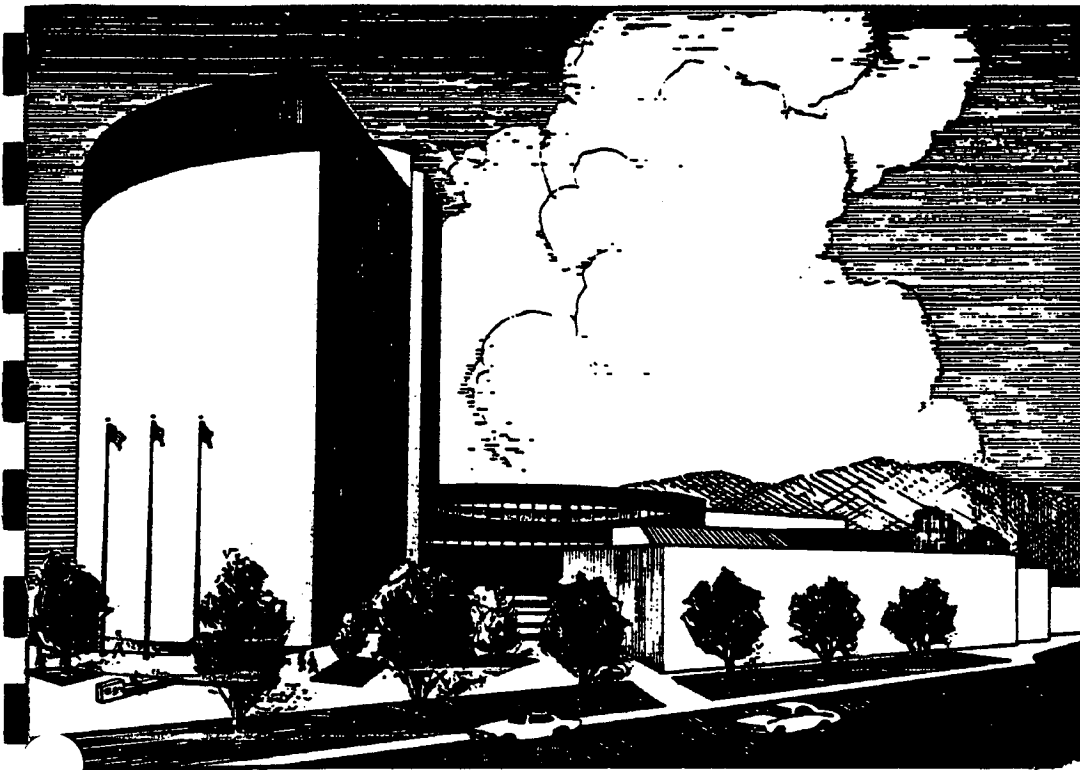




MINUTES

CITY COUNCIL MINUTES - JANUARY 4, 1984

City of Las Vegas

CITY COUNCIL

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

DATE: January 4, 1984

TIME: 9:45 A.M.

INVOCATION: Reverend Joel Rivers
Southside Christian 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	☒	☐	☐
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APPROVED BY REFERENCE _____, 19____

ATTEST:

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

0001

AGENDA*City of Las Vegas*

January 4, 1984

Page 1

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

ITEM

Council Action

Department Action

I. 9:45 A.M.

PRESENT: MAYOR BRIARE, COUNCILMEN
LURIE, LEVY AND NOLEN.
EXCUSED: COUNCILMAN CHRISTENSEN

A. COMMUNITY RELATIONS

NONE

B. SPECIAL EVENTS

NONE

II. 10:00 A.M.

A. ANNOUNCEMENT RE COMPLIANCE WITH OPEN
MEETING LAW

ANNOUNCEMENT MADE

B. INVOCATION

Reverend Joel Rivers
Southside Christian Church

INVOCATION GIVEN BY
REV. RIVERS

C. PLEDGE OF ALLEGIANCE

MAYOR LED AUDIENCE
IN PLEDGE

D. MAYOR'S STATE OF THE CITY ADDRESS

MAYOR DELIVERS ADDRESS. THIS WAS
BROADCAST LIVE ON K-DAWN RADIO.
(SEE COPY MADE PART OF FINAL MINUTES)

APPROVED AGENDA ITEM

Ashley Hall

CITY COUNCIL MINUTES - JANUARY 4, 1984
AFFIDAVIT OF POSTING

(Posting required under the provisions of NRS CHAPTER 241)

0002

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 December, 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 4th day January, 1984, 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)

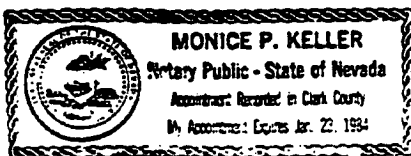
Loretta A. Hall
SIGNATURE

Clerk
DEPARTMENT

Subscribed and sworn to before me this

29th day of December, 1983

Monice P. Keller
NOTARY PUBLIC in and for said County
and State.
My Commission expires: 1/23/84



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 December, 1983, 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 4th of January, 1984, 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).

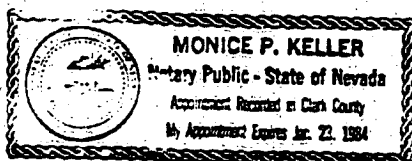
Loretta A. Hall
SIGNATURE (an employee in the Office of
the CITY CLERK)

Subscribed and sworn to before me this

29th day of December 1983

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

My Commission expires: 1/23/84



CITY OF LAS VEGAS

STATE OF THE CITY MESSAGE — 1984

A Report to the Citizens
From Their City Council

by

William H. Briare

Mayor of Las Vegas

January 4, 1984

1984 STATE OF THE CITY MESSAGE

CITY OF LAS VEGAS

Mayor William H. Briare

Councilman Ron Lurie

Councilman Paul J. Christensen

Councilman Al Levy

Councilman Bob Nolen

City Manager

Ashley Hall



CITY COUNCIL MINUTES - JANUARY 4, 1984
A MESSAGE FROM THE MAYOR

0006

William H. Briare
Las Vegas, Nevada
January 4, 1984



Five days ago I was asked to autograph a book purchased by a visitor who lives in South Africa. I was happy to do so. It also gave me the opportunity to glance through a book about Las Vegas which I had not seen before.

It was entitled BEAUTIFUL LAS VEGAS AND SOUTHERN NEVADA. We who live here are prone, sometimes, to forget how lucky we are. The author compares the name recognition of Las Vegas with world stature cities like New York and San Francisco.

"It's easy to get the impression that there are two Las Vegases, a pair of cities that operate under the same name, in the same place. The city of the visitor, the media, the nightlife and

the high rollers is one side of Las Vegas, full of people who fly in for a few days to have some fun and go a round or two with Lady Luck.

A community of nearly a half-million people who live there year-around, enjoy the desert climate, the natural and recreational resources of Southern Nevada, and the dynamic atmosphere of this improbable boomtown. They call it home, and in a great many ways, some of the nicest things about Las Vegas are the people who live there."

This is what we should think about as we move into the beginning of a fresh, new year. The author of the book's introduction said it best. Some of the nicest things about Las Vegas are the people who live here.

And **PEOPLE** are what a city is all about.

Last August the citizens of Las Vegas involved themselves directly in their local government by making their wishes known loud and clear in the greatest American tradition and by the strongest method known in our society - - the voting booth!

There were many accomplishments in '83 -- a few changes -- a lot of challenges met head on -- and in spite of several unexpected financial problems, we're looking forward to '84 with optimism.

The State Legislature changed the name of the city's governing body, effective July 1st, from "Board of City Commissioners" to "City Council". Although the name is different our intent is the same -- to work closely together as a team with a total commitment to our city.

In September, City Manager Russ Dorn resigned. Last month the Mayor and City Council selected Ashley Hall as the new City Manager. Ashley is an experienced, qualified and capable administrator and will serve the city well.

As you read through this "State of the City" message describing 1983 you will note that we have again kept public safety -- fire, police, traffic and streets as our number one priority but at the same time we have taken strides in the areas of economic development, mass transportation and cultural arts.

We are committed to listening and working with businessmen, community organizations and individuals in identifying what the city can do to foster a more beneficial economic climate. We intend to use every tool available to create the groundwork conducive to improving business and job opportunities.

1984 will be a good year. We welcome this fresh start and are dependent more than ever on knowing our citizens' wishes. We want and need community involvement so that the taxpayers of our community are confident that their dollars are spent wisely.

No "State of the City" message in the past -- nor this one in particular -- is complete without a comment about city employees. As Mayor, I'm proud to be a city employee. The old fashioned and totally inaccurate perception of government employees not working just as hard, just as conscientiously and just as loyally as employees in the so called "private sector" is nonsense. Times have changed. As far as I'm concerned, we should take whatever efforts are necessary to dispel this unfair and untrue notion.

We are a good team and I'm hoping 1984 will see all of us working as one.

William H. Briere

1984 STATE OF THE CITY MESSAGE

0008

A MESSAGE FROM THE MAYOR OF LAS VEGAS

PART I: HIGHLIGHTS OF 1983 AND THE CHALLENGES OF 1984

Introduction

Public Safety

Metropolitan Police Department

Detention Center

Fire Services

Super-Speed Ground Transportation (Maglev)

Mass Transportation

Economic Development

Streets, Highways and Traffic Control

Environmental Quality

Senior Citizens

Cultural Arts

Parks and Recreation

General Government

Conclusion

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Department/Division Telephone Directory

Boards and Commissions Meetings

1983 Budget Allocation

PART I: HIGHLIGHTS OF 1983 AND THE CHALLENGES OF 1984

INTRODUCTION

1983 represented a year when tremendous change occurred in the City of Las Vegas. Physical improvements were much in evidence as we look back over the year. The skyline of downtown continued to grow upward; the Cashman Field Sports, Cultural and Convention Center enhanced the recreational, artistic and business needs of our community. The soon to be completed downtown Central Fire Station adds additional fire protection facilities for both residents and visitors.

Major street improvements, flood control mechanisms and economic and community development projects have strengthened the community, improved our quality of life and enhanced our urban environment.

1983 was also a year in which the Nevada Legislature met in Carson City. The City of Las Vegas spent a considerable amount of time and energy discussing with legislators our community's needs and explaining our citizens' expectations. We succeeded in helping with the passage of some key legislative bills which would benefit our citizens and were able to mitigate the impact a few bills might have on us as a city. We are disappointed in some measures but these might be corrected in future sessions.

The Mayor and City Councilmen worked diligently throughout 1983 to convert the high values and expectations of our citizens into reality. In many respects, we were very successful.

1983 brought one more major change to the City of Las Vegas and the significance of this change will affect the role the City assumes for our citizens in the years ahead. City residents clearly stated in 1983 that the City could not and should not try to be all things to all people. There was a firm expression that our local government should reevaluate the broad range of services we provided to the community and commit our financial resources to providing basic services that benefit all citizens.

The Mayor and City Councilmen, elected to serve the people, respect this collective thinking and have actively sought to bring about a change in the scope and range of City services available to City residents.

The accomplishments chronologized in the 1984 State of the City Message, therefore, include a number of changes the Mayor and Councilmen have initiated citywide. We have initiated programs aimed at increasing the productivity of City staff, sought new methods of sharing resources among departments, convinced some sectors of private industry that their involvement in community projects is needed (and beneficial to them as well as our citizens), all in an attempt to identify better, more efficient and effective ways of getting the job done.

We are encouraged by our starts and also by the support and assistance given to us by numerous individuals, groups and businesses in the community.

The Mayor and Councilmen recognize the dynamic nature of our community and the need for the City and community to march in unison if we are to maintain our celebrity status in the world community.

The following report on our efforts to serve the community and respond to our residents' needs is provided for your review; your comments are welcome.

PUBLIC SAFETY

METROPOLITAN POLICE DEPARTMENT

The Mayor and City Councilmen have always emphasized the public safety needs of our community and have been in the forefront of Southern Nevada's fight against crime. We have made the sacrifices and provided the financial resources necessary to reduce crime and make our streets safe.

In 1983, when City revenues were down and City departments were hard-pressed to meet their budget needs, the City Council provided the Metropolitan Police Department with a \$1.5 million increase in operating money. This represented an 8.6% increase over the prior year's commitment and is an indication of the Mayor and City Councilmen's priority and emphasis on reducing crime.

The willingness of the City to provide Metro with the resources it needs to reduce crime was a significant factor in causing the major crime rate in Las Vegas to drop 18% in 1983. We are pleased that Metro has put our money to such good service and we will continue to be actively involved and supportive of Metro in 1984.

DETENTION CENTER

The City Council has also taken other steps to protect the homes, property and lives of our residents and visitors. When the City of Las Vegas determined that our best means of contributing to the reduction of our crime rate was to incarcerate criminals in a Las Vegas-operated misdemeanor detention facility, perhaps the most difficult immediate problem facing the Council was where to locate the facility.

The eventual location of the Misdemeanant Detention Center at Stewart Avenue and Mojave Road caused some alarm and concern on the part of the neighborhood residents. Such apprehensions on the part of area residents were natural, human reactions and the City worked hard to design a facility which would blend into the environment and not cause undue attention to its location. The City Council also believed that given the time, the City would be able to demonstrate to the immediate neighborhood that there was no reason to be apprehensive about a

misdemeanant facility if that center was operated on the highest level of professional ethics.

The responses that I and the other City Council members have received over the past year from the press and area residents demonstrate that we have succeeded beyond even our own expectations.

Although many people do not even know that a detention facility lies behind the 10-foot high decorative block wall, the City has incarcerated over 2,900 misdemeanor offenders since the facility opened. Even more importantly, during the first year of operation, no major incidents took place at the Center. We would like to believe that this record contributed to the reduction of Southern Nevada's crime rate.

The fact that few incidents have occurred at the facility is a credit to its administrative staff and its corrections officers. As if to underscore the competence and professionalism of the Detention Center staff, on April 27, 1983, the Department of Detention and Correctional Services received accreditation from the Commission on Accreditation for Correction. The City of Las Vegas is justifiably proud of this national recognition not only because accreditation was achieved in a remarkably short time (8 months as opposed to the national average of 17 months) but also because Las Vegas was the first municipal jail in the nation, the first correctional facility in Nevada and only the seventh jail out of 3,500 city and county jails nationwide to earn this prestigious award.

Despite this remarkable accomplishment, City leaders are well aware that a detention center is one area where constant vigilance and attention to detail are required. To keep and maintain the Center's high level of competence, the Department of Correctional Services, in conjunction with Clark County Community College, designed a Peace Officer's Standards Training curriculum. Eight corrections officers received 240 hours of training and became P.O.S.T. certified in 1983.

Since there will always be a need to train and certify new corrections officers and given the City's present financial situation, the Department of Correction sought and received authorization from the State of Nevada to be certified as a Peace Officer's Standards Training Center. The training of corrections officers will now be taught at the Detention Center by the staff's own experts at no additional cost to the City of Las Vegas. This farsightedness on the part of the Mayor and City Council is an important consideration in these days of escalating costs.

In the same professional manner in which the Center addressed the question of how to train without additional costs, the staff also approached the business community to help share the cost of developing an outdoor contact visitation area. Aware that reestablishing family ties, especially with one's children, can be an important motivating factor in rehabilitating an inmate's life, the City approached McDonald's Restaurants in the hope that they would assist in this project. McDonald's enthusiastically supported the concept and donated playground equipment for an outdoor contact area, which incidentally was the first such

contribution by McDonald's to any penal institution in America. The area was dedicated in October and the visitation program, the first of its kind in Nevada, began November 5, 1983.

In an effort to further reduce the City's detention associated costs, the Mayor and Council approved a department project to transport individuals being held in the Las Vegas Jail Annex by the Metropolitan Police Department. A 24-hour transport program began in August of 1983 and saved the City of Las Vegas \$21,000 in the first two months of operation. The program is expected to save approximately \$126,000 annually in unnecessary Jail Annex holding costs.

The ability of the Department of Detention and Corrections to initiate highly cost effective programs without compromising professional standards is but one example of the City Council's determination to provide excellent service within the confines of present manpower resources. The Department has plans to implement numerous new and innovative programs and training techniques in the upcoming year and will continue its efforts to keep its status as the model jail facility in the United States.

FIRE SERVICES

Protecting the life and property of Las Vegas residents and the millions of visitors who come to Las Vegas annually is of the utmost concern to the Mayor and City Council. To adopt the most modern technology, to improve the fire protection coverage of our expanding downtown, and to maintain the highest quality of fire fighting capability of any city in the State of Nevada, construction has taken place throughout 1983 on the new downtown Central Fire Station at Fourth Street and Casino Center Boulevard.

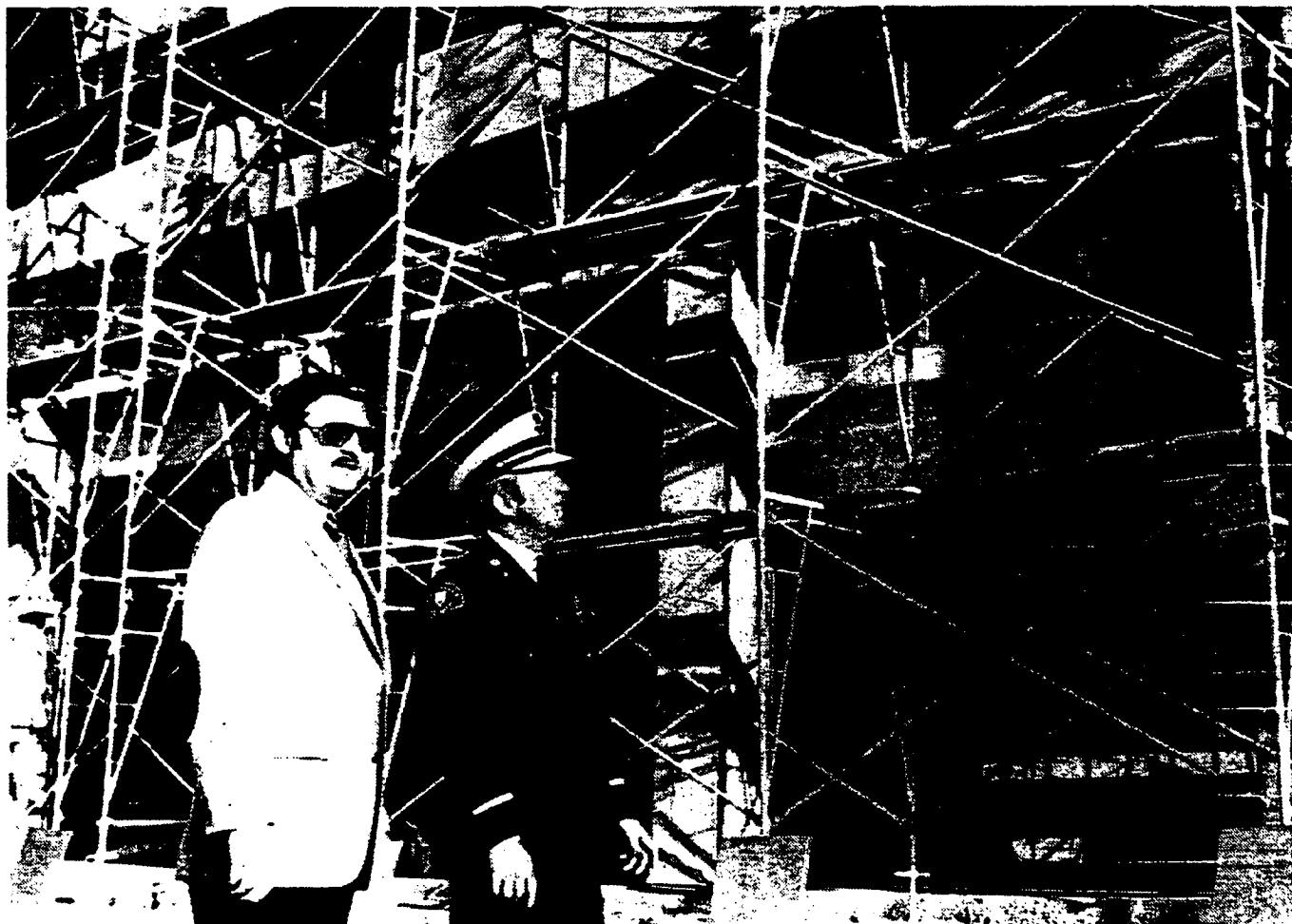
The 40,000 square foot complex will boost the number and type of fire fighting vehicles available for immediate response to the busy downtown tourist industries as well as the new Cashman Field Sports, Convention and Cultural Complex. The building was constructed with the future in mind and as such will also house the City's new Fire Dispatch Communication Center. The new Communication Center was designed to handle the fire dispatching needs of the City, North Las Vegas and Clark County well into the 21st Century.

The integration of current dispatching equipment with other sophisticated hardware, plus having designed the Center in such a manner that new machinery may be added in the future, assures residents that the emergency needs of the community will be handled in the quickest, most cost-efficient manner possible. Although the Communication Center is operated by the City of Las Vegas, it really represents one of the many functional areas in the City where resources are jointly shared with other local governments. For example, the Computer Aided Dispatch System used by the Center is provided by Clark County Data Processing. This arrangement provides greater cost effectiveness while improving services to all the residents of the Las Vegas Valley. The City has also been working with the

County for the past year in developing a back-up Computer Aided Dispatch System so that communication needs will be available no matter what type or size emergency.

Because a great many responses to calls deal with medical emergencies, the City has moved to strengthen our critical emergency responses by installing an Emergency Medical Microwave System. This system, controlled by the Communication Center, handles telemetry calls between paramedic field units and a major hospital. Saving precious seconds in a medical emergency situation by having direct communication with doctors and key medical personnel saves time and undoubtedly lives. Last year, 7,820 field units to hospital calls were handled.

The Mayor and City Councilmen are well aware of the need to provide quality fire protection and emergency medical service; but, in these days of limited resources, the question of how to balance the needs with the resources is an issue



Councilman Bob Nolen and Fire Chief Sam Cooper inspect construction on the new downtown Central Fire Station.

the City Council has had to address. When the need arose to train additional paramedics but the cost of providing this training was unbudgeted, the City leaders sought a solution which would permit the training yet not create budget problems.

The solution, pioneered by the Mayor and Councilmen, was to come up with the necessary funds by reducing fire fighters overtime and thereby keep the department on budget.

Since fire services represent a large portion of the City of Las Vegas' overall operating budget, the City Council has instructed the Fire Department to explore avenues to improve and expand on its operations within its funding level. The Fire Department has acted in a number of areas and plan more changes as we progress into 1984. There are numerous examples in the Fire Department of the City's commitment to improving our services by using our present level of resources. In the area of fire protection, a new hydrant service and maintenance program has been implemented which includes a coordinated effort between fire suppression personnel, hydrant mechanics and management information services. Firemen will now examine and test hydrants in areas around their station, the hydrant division personnel will repair or replace faulty hydrants and Management Information Services will computerize the results from both divisions. This reallocation of personnel and services will improve the City's fire fighting productivity, get the maximum use out of present equipment and reduce the costs associated with replacing equipment that in the past may have been neglected for long periods of time.

The Fire Prevention Bureau has also taken a highly active role in increasing its productivity within the constraints of limited resources. The Fire Prevention Bureau and the Department of Building and Safety in the past performed joint, final inspections on new structures. We have changed that operation for the better. Since building inspectors are on any new construction site continuously, there appeared little need for them to accompany fire inspectors on a final inspection. The two departments worked out an arrangement where Fire Services is responsible for the final inspection and signing off on licensing requirements. Building and Safety provides the plan checking responsibility and inspection throughout the construction phase. The result has been the freeing up of two building inspectors who previously had been involved almost exclusively in final inspections.

The Fire Department has also begun computerizing its records on all structures in the City. When this project is completed, the community will benefit in three ways. First, time spent on reinspecting structures will be reduced; second fire safety will be improved since potentially dangerous situations can be "seen" via computerization before they reach a critical point, and, third and most importantly, fire fighters responding to a fire will have instant, detailed and accurate information about the structure, allowing them to act more quickly to combat and contain the situation.

Although we all seek to live in a peaceful environment, we must be prepared to cope with the potentially deadly behavior of a few deviant individuals. The discovery of numerous bombs planted on the Las Vegas Strip and the explosion of four pipe bombs in a local high school last year underscore the need for the City of

Las Vegas to be prepared to deal with such potentially disastrous situations. The City of Las Vegas has the only bomb disposal team in Southern Nevada and the advancements the team has made in the area of blast damage mitigation have given the City national and even international recognition. The techniques and methods pioneered by the City's bomb squad have received such notice that requests for information have been received by the Federal Aviation Administration and the British Army.

The City has also taken advantage of technological advances and the proliferation of cable television to bring training programs to the fire stations. This approach provides uniform training classes to a large number of participants while saving travel expenses and, most importantly, keeps the fire fighters free to respond to emergencies.

The Mayor and City Councilmen are committed to improving our fire fighting capabilities but not at an unlimited cost. Measures have been taken and further measures are being prepared which will increase the City's ability to minimize fire damage, provide essential emergency medical services and respond to the unexpected within the financial resources presently available to the City of Las Vegas.

SUPER-SPEED GROUND TRANSPORTATION (MAGLEV)

For the past two years, I have used the State of the City message to inform the citizens of Las Vegas about the progress we have made in developing a super-speed ground transportation system that will link the greater Los Angeles area with Las Vegas. The City has actively pioneered this bold, innovative project and I am pleased to announce that 1983 brought forth some exciting new developments.

In January 1983 a feasibility study by the Budd Company, a leader in the development of passenger rail cars since the 1900's, concluded that not only was a super-speed train between Los Angeles and Las Vegas feasible, but also that such a project could be operational by 1991. The recommendation centered around developing an electro-magnetic levitation (MAGLEV) system, which is in the technological forefront of advanced ground transportation systems. The Maglev vehicles are magnetically lifted above the guideway and are propelled at speeds averaging 250 miles per hour. Since the system has no contact with the guideway while moving, noise and friction are greatly reduced and operating and maintenance costs are minimized. Astonishingly, the 238 mile trip between the Southern California terminal and Las Vegas will take only 70 minutes.

The thoroughness and soundness of the study proved to be a major element in eliminating what little doubt remained on the part of former skeptics. They are now friends whose work and cooperation will be needed to implement the recommendations of the study.

Before actual construction on a Maglev system can begin (1986 is a tentative starting date), a number of essential tasks must be completed. As outlined in the study's recommendation, ridership verification, a financing plan, establishment of a legal counsel, a government liaison and a socio-economic and environmental impact analysis are needed.

Aware of our needs and armed with the approval of all parties involved in funding the feasibility project, the City applied for and received a \$1.25 million grant from the United States Department of Transportation's Federal Railroad Administration. The grant will allow the City of Las Vegas to retain the services of internationally known engineering firms to provide the needed private sector support in the crucial design/development phase of the project.

The economic benefits from the project will be tremendous. The construction phase alone will provide thousands of new jobs and expand and create employment in Southern California and Nevada as well as other areas in the nation. Once operational, the Maglev train is expected to attract 3.5 million passengers to Las Vegas annually, generating over \$170 million to our local economy.

The prospects are exciting and the \$1.25 million grant from the Federal Railroad Administration will carry Las Vegas one step closer to becoming the world leader in super-speed ground transportation.

MASS TRANSPORTATION

The unique life-style associated with Las Vegas and our heavy dependence upon the automobile as the chief method of mobility within the City has stymied the growth of an efficient mass transportation system in the Valley. The voters' rejection of a 1/4¢ sales tax increase to be used to fund a bus system last June, coupled with the fact that numerous federally-imposed requirements must be met before additional buses may be acquired, has created a temporary impasse in developing a better bus transportation system.

The City leaders, when faced with the numerous obstacles in this area, began aggressively pursuing other options in the area of public transportation. The City is presently exploring the feasibility of developing a prototype "Maglev" people mover system to run from downtown to the Cashman Field Sports, Cultural and Convention Complex. Although the project is still in the development stage, a number of high-tech firms have expressed serious interest in the project and have submitted their own proposals. The project, as it is currently being developed, would require the successful company to build the people mover without the use of City money. In return, the City would assist in the removal of governmental red tape and grant the firm exclusive rights to operate the system for a predetermined number of years.

As we have pursued the mass transportation issue for the past few years, 0017
is becoming clear that if the City of Las Vegas is to improve our mass
transportation capability, a successful public/private partnership will be needed.

ECONOMIC DEVELOPMENT

Although the City of Las Vegas has been very active in promoting a super-speed ground transportation system which would create a labor boom in Southern Nevada, we have not neglected the need to develop and implement short-range economic development plans.

The City of Las Vegas worked with the Nevada Development Authority, the Nevada Congressional Delegation and other community-based organizations in seeking approval of a license to operate a Foreign Trade Zone in Southern Nevada. Besides extending the economy of Las Vegas into the world market of international trade, a unique element in the Foreign Trade Zone proposal was to have the Las Vegas Convention Center and the New Cashman Field Complex designated as Foreign Trade Zone sites on an as-needed basis for international trade shows. This factor may well increase the number of foreign visitors coming to Las Vegas and have a side benefit of helping our tourism industry.



Councilman Al Levy responding to questions at a Downtown Progress Association Meeting.

The City of Las Vegas was also instrumental in securing an \$895,000 grant from the Federal Development Association. The grant will be used to develop a light industrial facility in the Nucleus Plaza Shopping Center at 900 West Owens Avenue. The facility will house non-polluting light industrial manufacturing goods and is expected to improve the employment needs of area residents.

In addition, the City of Las Vegas used \$1.1 million in Community Development Block Grant funds to improve our community in such areas as: housing rehabilitation, street lighting projects and economic revitalization projects. Community Development Block Grant funding was also made available to numerous community-based organizations that provided important social services to our residents, especially the disadvantaged and elderly.

The opening of the Cashman Field Sports Center in April of 1983, followed by the completion of the Cultural and Convention Center in October of the same year, is a positive force in the continued prosperity of Las Vegas and the downtown area.

The success on the field for the Las Vegas Stars, our Triple A professional baseball team, assured the team's financial success, the growth of service industries associated with the facility and has contributed to the economic vitality of the downtown business district. As the Cashman Field Convention Center hosts an increased number of trade shows, conventions and special events, the economic benefits associated with Cashman Field will become more and more evident.

STREETS, HIGHWAYS AND TRAFFIC CONTROL

The attention paid to expanding, improving and repairing the street and highway system in a city is an indication of the city leaders' commitment to improving the quality of life of its residents. The problems of developing an excellent street network is compounded if the city is not only growing rapidly but also if its major industry is tourist oriented. Las Vegas is confronted by both of these problems and the Mayor and City Council have demonstrated the leadership that is needed if our road system is to keep pace with our community's growth and development.

The City has aggressively pursued a program of upgrading major thoroughfares in the older, more established areas of Las Vegas while seeing that sufficient rights-of-way and planning are being developed in areas undergoing new construction projects. Expansion plans are presently in the design stage for 1984 and a number of present projects are under construction. After completing the \$2.3 million Phase I of the Bonanza Road Project in 1983, construction on the \$2.9 million Phase II expansion of Bonanza Road from Pecos Road to the Las Vegas Wash is already underway. The project, which will make access to the downtown area easier, is scheduled to be completed in the early summer of this year.

Construction on Pecos Road from Charleston Boulevard to Owens Avenue will begin in January, 1984 and the Highland Drive Road Project from Charleston Boulevard to Carey Avenue is in the final review stages. Construction bids for this project should be announced in the very near future. Both of these projects will improve the north-south flow of traffic within the City. 0019

The City is also in the design phase of two major road improvement projects which include widening and rebuilding Owens Avenue from Pecos Road to Nellis Boulevard and Jones Boulevard from Smoke Ranch Road to Rancho Road. Stewart Avenue from 28th Street to Nellis Boulevard has already been designed and is awaiting funding to begin construction.

In addition to major street construction projects, the City expended \$421,400 during the first 9 months of 1983 to repair and improve existing City roadways.

Another high-priority project in the area of streets and traffic control last year was to plan and develop an efficient street and traffic control network around the Cashman Field Complex. The City completely resurfaced Maryland Parkway from Bonanza Road to Owens Avenue, enclosed the Washington Avenue drainage channel and installed four traffic signals around the Cashman Field Complex to facilitate the rapid arrival and departure of visitors.

The need for traffic lights at Cashman Field was easy to predict but the increased growth of our City has created demands for new traffic lights at numerous other intersections. We have tried to keep up with this increased use by securing funding sources well in advance of the actual need to install traffic lights. In 1982 the City secured funding for 10 new traffic signals and those funds were put to good use in 1983 as five signals were installed on Lamb Boulevard at Owens Avenue and Washington Avenue, Mojave Road and Owens Avenue, Charleston Boulevard and Arville Street and Alta Drive and Torrey Pines Drive.

The success of downtown attracting more and more visitors cannot only be verified by the number of new construction projects in the downtown area but also by the ever increasing volume of traffic making its way to our internationally recognized Fremont Street. Additional visitors and a corresponding increase in workers in the downtown area required the City to place new traffic signals on Carson Avenue at 13th Street and Maryland Parkway, Ogden Avenue at 13th Street and Maryland Parkway and at the intersection of Bridger Avenue and Main Street.

Aside from the installation of 14 new traffic signals, 40 signalized intersections throughout the City were updated and modernized. Funding was also used through the federal government's "High Hazard" program to modify six traffic signals at high accident-prone intersections.

The Mayor and City Councilmen will continue to monitor our traffic needs for the safety of our citizens because the economic vitality of our City is dependent upon maintaining an excellent road network.

ENVIRONMENTAL QUALITY

WASTEWATER

The influx of new people, increased construction and expansion of business in Las Vegas creates an ever increasing demand for the City to adequately dispose of wastewater. Our sewage collection system must keep pace with the growth of our community, our wastewater treatment plant must be able to handle the increasing loads and discharge from the facility must meet strict guidelines to insure that the environment is protected.

Not only was the City able to accomplish these tasks in 1983 and plan for future expansion of the sewage disposal system but also we accomplished these actions while keeping the lowest sewage fees in the Las Vegas Valley.

Last year the City sold \$20.5 million of sanitary sewer bonds to expand and improve our sewage collection system. Construction on the Sahara/Oakey line and the downtown interceptor has already begun at a cost of approximately \$11 million. The Decatur Interceptor, a \$5 million project, and the \$100,000 Tenaya/Vegas Drive Interceptor are in the final stages of design. An additional \$1.5 million will be used for critical relief and oversizing projects.

The sewer collection system projects will allow for expanded economic activities in our community.

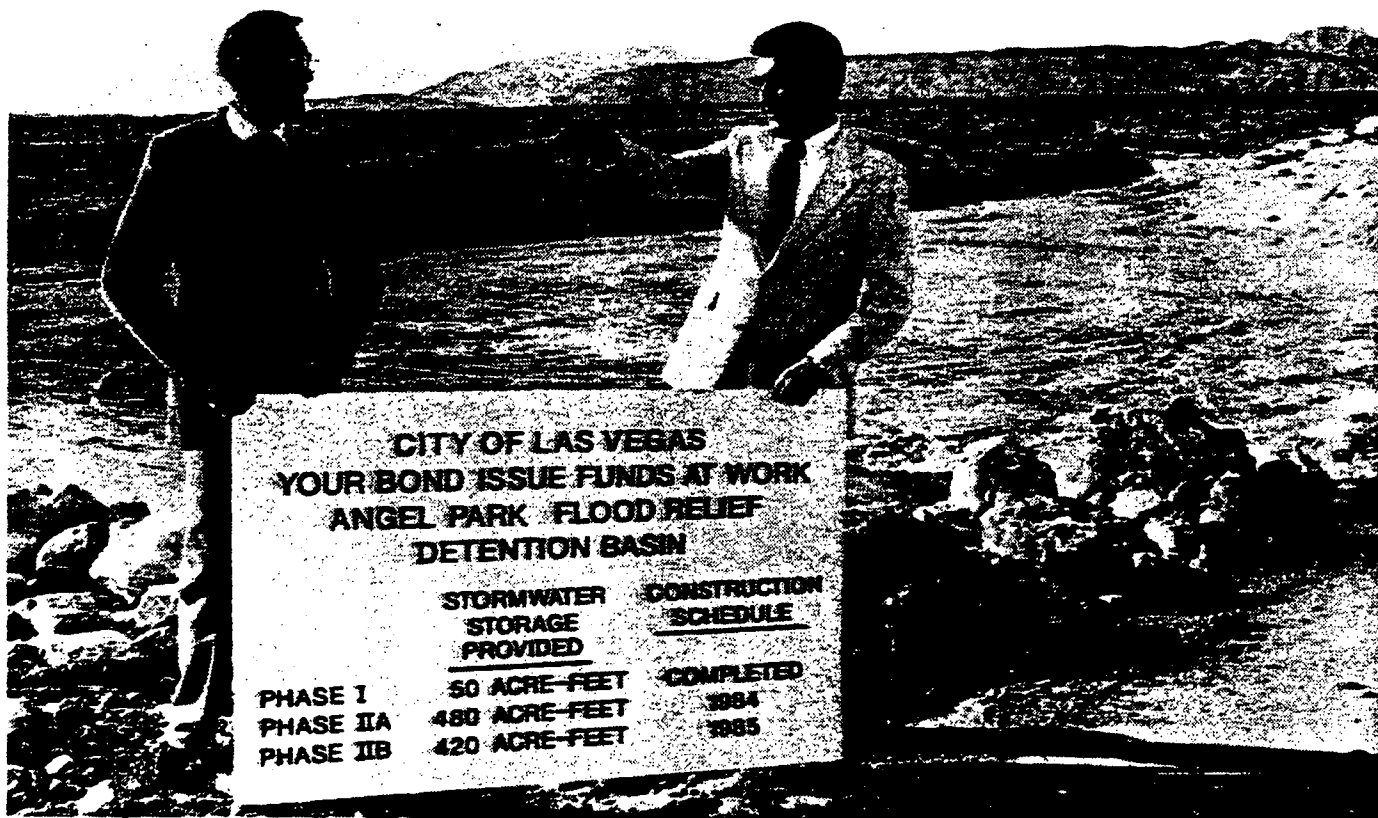
The City has also begun a major expansion project for the wastewater treatment plant. The design phase will be completed in late 1984 and construction will begin in 1985. The project will increase the plant's processing capacity by 25 million gallons per day and should meet the wastewater treatment needs of the City into the 21st Century.

Besides allowing for the continued growth of our community, we have taken the action necessary to protect our fragile desert environment as well as the ecosystem of Lake Mead. During 1983, the City's Wastewater Treatment Plant met all environmental safety standards, including the removal of phosphorus.

FLOOD CONTROL

The sudden cloudburst and resulting damage from flooding that occurred in August last year dramatically illustrates the need for a flood control management system. In 1983, the City progressed in its development of an overall master plan of drainage for the City of Las Vegas. The master plan should be completed in 1984 and will become an important tool in prioritizing flood control projects as well as identifying areas where development should not take place.

The design phase of Angel Park Detention Phase IIA and B has been completed and construction on Phase IIA is scheduled for early 1984. When completed, the flood detention capabilities of Angel Park will mitigate some of the downstream flooding within the City.



Councilman Ron Lurie points out progress being made to Dennes Jensen at the Angel Park Detention Basin.

Construction began in December of 1983 on the Cedar Avenue channel improvements and the Marion Drive bridge. The completion of this joint project will improve the drainage of excess water in the eastern section of Las Vegas and improve the flow of traffic during times of heavy rainfall.

In spite of our efforts to handle flooding within the jurisdiction of the City limits, the City Council is aware that flooding respects no boundaries. Development in other areas of the County can have a direct impact upon our community by diverting flood water and creating new channels that create costs for the City. A perfect example of this problem happened last year when our main sewer line to the City's Wastewater Treatment Plant was undercut by floodwater originating in the County. The City had to expend \$143,000 to prevent the line from collapsing and spewing millions of gallons of sewage into the desert.

We must work with all the entities in the Las Vegas Valley in 1984 to coordinate our flood control system to prevent future occurrences of this nature.

SENIOR CITIZENS

0022

As reported last year, the City of Las Vegas opened a Satellite Senior Citizens Center in Lorenzi Park. Since the Center has been open a little over a year, senior citizens attendance at the Center has averaged over 500 individuals per month. The high level of use by seniors, the willingness of seniors to volunteer their time to make programs work and the contribution of dollars by seniors to pay for classes have demonstrated conclusively to the City Council that there existed a true need for this type of neighborhood senior center.

Although budget constraints have affected the operation at both the senior centers, the seniors of our community have responded to this challenge by devoting their time and energy through extensive volunteer help to continue the wide number of diversified programs begun by the City. The Mayor and City Council commend the perseverance of our senior citizens for taking the initiative and making the centers work to their advantage despite limited resources.

Even though the total budget for the Senior Center decreased this year, Las Vegas still ranks in the top 6% nationwide in the funding and support of senior citizen activities.

One of the Center's most popular programs has been the trips and tour program. This program has been enthusiastically received by seniors as over 4,000 individuals have visited spots of local interest, participated in hikes and picnics in nearby state parks and have gone on extended trips throughout the southwest.

The Center was also active in its desire to improve the living conditions of seniors. To this end, the Social Services Division assisted 600 seniors in person and received over 12,600 telephone calls relating to such broad areas as landlord-tenant disputes, social security problems, insurance problems and even domestic conflicts.

The City enlisted 450 new applicants in the State of Nevada's Low Income Energy Assistance Program and continued the utility franchise tax rebate program for City seniors 60 years of age living on limited income. The number of individuals requesting rebates from this program has increased steadily every year and, not surprisingly, 1983 saw 25% more seniors taking advantage of this program.

The City Council has always recognized the hardship rising utility rates have on limited-income seniors. We also understand that the gain seniors realize through the rebate program can seriously be negated if utility costs continue to escalate. With this thought in mind, the City has firmly opposed any rate increase that is not absolutely essential for the provision of utilities to meet our citizens' power demands.

In 1983, the Older American Health Fair had 1,600 seniors participate in health lectures and receive health screenings. The City hopes to screen 2,000

individuals next year. This ambitious goal would not be possible if it were not for the large number of volunteers from the Senior Center and health professionals who donate their services each year.

The City has increasingly contributed more to the highly successful Senior Citizens Law Project. This joint project between the City and the State's Department of Aging Services provides non-criminal legal services for the seniors of Southern Nevada. Over 2,800 seniors received legal assistance in 1983.

Although the City has had to reexamine its efforts to provide quality services to the senior citizens in our community, we are as determined as ever to meet the essential needs of this important segment of our population. We are also resolved to work with seniors in helping them develop programming they want and work out arrangements that will provide them with the type of facilities they need to meet their recreational, cultural and social needs.

CULTURAL ARTS

The Mayor and City Councilmen strongly believe in the increased enhancement of the human spirit through the expression of artistic endeavor. The recently-completed Cashman Field Cultural Center's auditorium is one of the steps



Councilman Paul J. Christensen and Chief of Security, George Surber, outside the recently completed auditorium at the Cashman Field Convention Complex.

the City has taken to improve the availability of facilities to showcase the artistic talents of our community. In addition, Las Vegas now has the type of facility needed to attract national and international theater and cultural art productions.

The Charleston Heights Library and Arts Center was busy again in 1983 as over 100,000 people attended film series, concerts, theater productions and a variety of special events. Some of the well-received programs at the Arts Center last year were Gus Giordano Jazz Dance Chicago, Las Vegas Chamber Symphony Orchestra with guest flutist Louise DiTullo, the Wilde Spirit one-man show and the productions of Beauty and the Beast and Charlotte's Web. The movie series, especially the children's summer movie series, was well attended and there were also 13 gallery exhibits and two opening receptions.

The Reed Whipple Cultural Center was also a beehive of artistic activity. The Center had an exceptionally good year in involving local artists and production companies in producing fine quality, well-received programs. Highlighted programs of 1983 included Opera Highlights III, Reed Whipple Center's No Place to Be Somebody and Division Street, Theater Exposed's Elephant Man and Black History Month programs and film series.

In addition to hosting movies, concerts and theater, eleven gallery exhibits and seven opening receptions were also well attended. The total attendance record for 1983 exceeded 50,000.

The nationally-recognized Rainbow Company continued its quest for excellence in children's theater. The Rainbow Company, the only statewide, non-profit performing arts organization, received two grants totaling over \$32,000 to continue its growing involvement as a statewide force in the arts community. \$19,300 was granted from the Nevada State Council on the Arts to begin expansion in Northern Nevada towards the formulation of a Rainbow Company North. The National Committee on Arts for the Handicapped also provided the Company with a \$12,855 grant. The purpose of this grant was to have the Rainbow Company serve as the State center for all organization of arts activities for the handicapped.

The Outreach Program continued to spread the beauty and grace of the arts by bringing concerts, live music and special acts and craft events to the City residents. Over 31,000 people attended events sponsored by the Outreach Program in 1983.

The City of Las Vegas recognizes the importance of the performing arts in the increased development of human talent and creativity. The ability to inspire and uplift receives a special place in any society and the City Council will continue, within the confines of our financial ability, to offer facilities and technical support to local cultural organizations.

The City also would like to acknowledge the untiring efforts of the Allied Arts Council and other organizations in the Las Vegas Valley which are dedicated to stimulating the support of the arts in all its various forms. These organizations

share a common interest in the development of the cultural climate of community, and the City Council is appreciative of their work in furthering the arts in Southern Nevada. 0025

PARKS AND RECREATION

The Mayor and City Councilmen of Las Vegas have always been mindful of the important role recreation plays in the urban environment. With that consideration, the City has always tried to provide and improve the type of recreational facilities and programs needed by a community which has such diverse recreational interests as our citizens.

1983 brought a redirection of the City's thinking about how the recreational needs of our community could best be provided. Necessity dictated that the participants in recreational activities take a greater role in providing those programs they desired. The cooperation and commitment on the part of the community have been very encouraging.

Active community organizations have come forward with a myriad of suggestions and recommendations on how recreational activities can be provided. Continued community support is necessary if we are to maintain our excellent recreational standards.

This is not to say that some excellent recreational gains were not achieved last year. It is highly probable that 1983 will be remembered as the year of the Stars — the Las Vegas Stars professional baseball team, that is! The success of the Stars exceeded the imagination of even the most ardent fans. From the opening events at the new Cashman Field Sports Complex to the final play of the season, the citizens of Las Vegas showed their support for this great spectator sport. Cashman Field rewrote the attendance record for the Pacific Coast League in 1983, showing conclusively that there was a want and need in Las Vegas for this type of family recreational activity.

Besides supporting professional baseball in Las Vegas, the City completed some projects designed to involve citizens in their own physical conditioning. The lights at Squires Park (where the new fire station complex is being built) were moved to Fountain Park where a multi-purpose sand area for "over the line" softball, volleyball and other sports activities may be enjoyed. By using existing lighting equipment and having outside agencies donate much of their work and equipment, the cost of improving this area was \$10,000. The fourth and final lighted athletic field was also completed in 1983 at Freedom Park.

The City also received a National Park Services funds grant in the amount of \$82,000 to construct a jogging track at Jaycee Park.

The City has also recognized the need to provide recreational opportunities to disabled individuals whose participation in these programs contribute to an

improved image of themselves and in the development of lifetime social skills. The Adaptive Water Skiing Program is perhaps the most popular of our adaptive services programs and has received a great deal of support from our business community. Last year, the Lake Mead Marina donated all the boats needed for this program and all of the instructors and support personnel donated their time.

To meet the organized recreational desires of the community in the future years will require increased cooperation and commitments from the numerous organizations throughout Las Vegas who are interested in promoting their favorite recreational activity.

GENERAL GOVERNMENT

Contained throughout this report to our citizens have been programs and projects which have required the coordination and sharing of resources among City departments. The City spent considerable effort in 1983 to improve interdepartmental communications and make a more effective use of our present manpower expertise.

The Purchasing Division of General Services has successfully negotiated and developed contract agreements aimed at reducing the costs of annual contracts of equipment required to run the City of Las Vegas. The City recently installed new copier machines while reducing copy costs by \$30,000 annually even if we had kept our 5-year old machines. In addition, despite the annual inflation rate being about 5% over the past year, we successfully negotiated over 100 annual contracts with fixed prices that averaged an increase of less than 1%. This represents a significant savings when you realize that the City's annual contracts and agreements covers equipment and services that cost over \$6 million. This means the City realized a savings of nearly \$320,000.

In addition, the City has made a concerted effort toward reducing our overall fleet of vehicles and motorized equipment and is committed to sharing specialized equipment among the Valley's local governments. In 1983, our total fleet size was reduced 5% and 24-hour vehicles were slashed by 16%. The City Council is determined to reduce our vehicle requirements yet maintain the ability to respond to emergency situations in the fastest time possible.

The City's Management Information Service (MIS) has worked with numerous departments to computerize their manual records, thereby freeing staff to perform more vital services. To date, MIS has computerized our capital improvement projects that automatically highlight programs not on schedule. By identifying these projects when they first begin slipping behind schedule, corrective action can be taken immediately which can result in the saving of thousands of dollars.

The Medical Insurance Information System which tracks the City's medical insurance program has allowed the City to update and change insurance coverage

immediately upon notification rather than on a monthly basis as was done with the manual card file system.

MIS also reduced the manpower requirements of the City by working with Nevada Power Company. Instead of receiving literally hundreds of individual power bills which had to be hand processed as they were received, the City now receives one billing on magnetic tape which can be processed by our computers in one easy step.

The Financial Management Department now has an on-line system for the entry of data necessary to write accounts payable and payroll checks. This automated system has reduced paper requirements, improved the use of personnel and allowed for a better control over the data being processed. This is a significant step forward because the City issues over 55,000 checks annually.

In 1983 we also divided the Department of Public Services into two separate departments. The new Department of Engineering Services assumed responsibility for engineering design, traffic engineering design, quality control and land development and flood control. The creation of two medium-sized departments out of one very large department has improved upper management's communication with field operations and also has improved accountability within the divisions.

Business Activity instituted a new three-part mailer last year for business licenses paying on a flat fee basis. The form enables easier processing, provides for simple file documentation and reduces the time spent by employees in mailing the billings. Business Activity's success with the mailer has stimulated the Department to begin designing mailer-type forms for all their billings.

A new license application form also has been developed which replaces seven other forms. The new application form will save on paper and printing costs. By mid-1984 the business licensing procedure at the City should be fully computerized which will improve the tracking of license applicants and the collection of revenues.

The Mayor and Councilmen have begun an intensive review of all the departments within the City to see how our present manpower can be redistributed to more effectively meet the needs of our citizens.

CONCLUSION

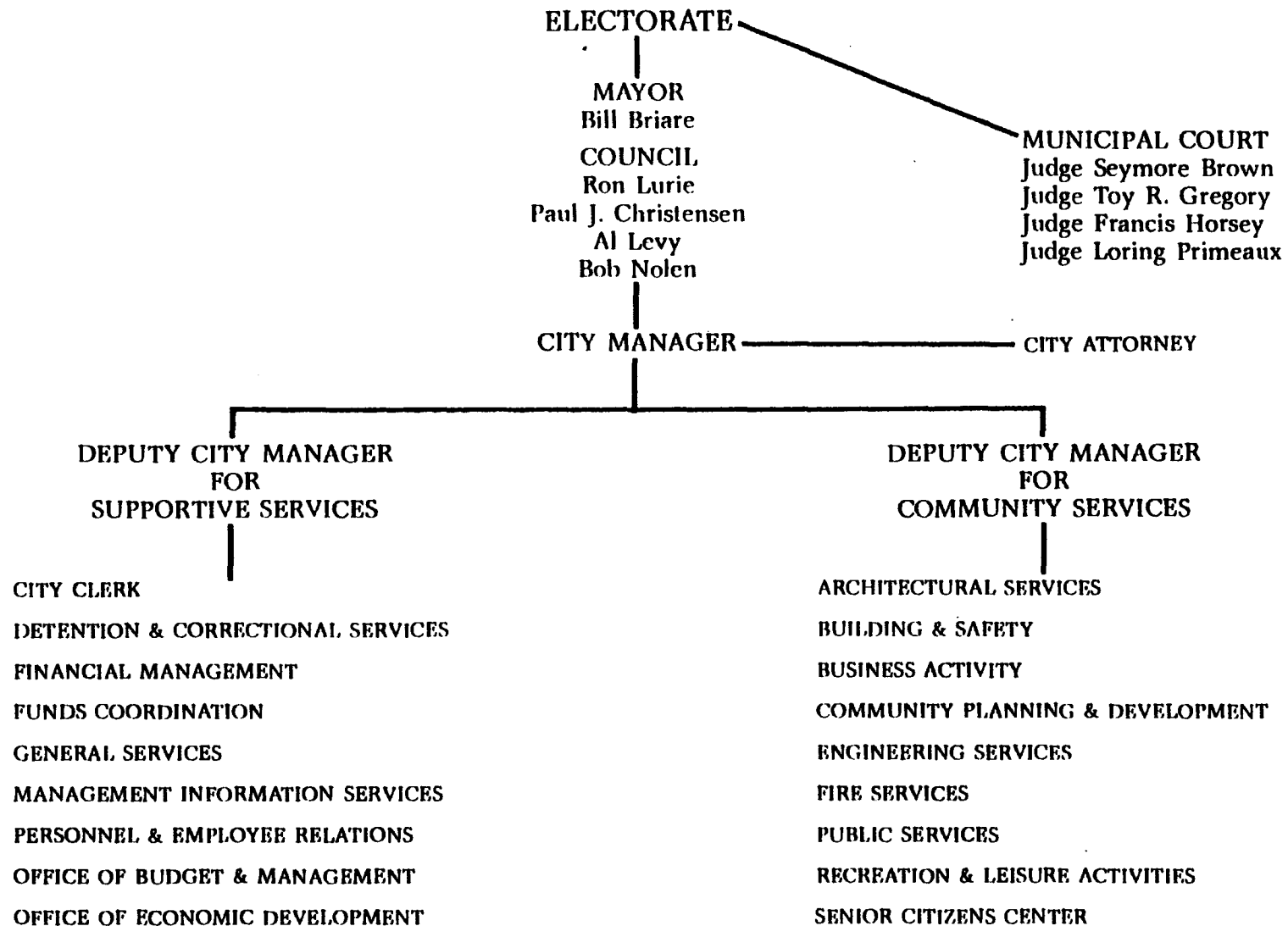
1983 witnessed some very desirable gains for the City of Las Vegas. It was also a year in which there was an emerging perception by the public on what duty and role the City of Las Vegas should provide to our community. It was the beginning of the end of an economic recession that had plagued Southern Nevada for nearly two years and fortunately, the return of better economic times.

Last year I stated that the City was prepared to face the challenges of 1983 and meet the demands of our citizens. We confronted those challenges with a firm resolve to fulfill our residents' desires. Difficult decisions were made as the City struggled to bring our level of services in line with our residents' expectations. We have learned much during this time of turbulence and uncertainty.

As we focus our thoughts on 1984, the Mayor and City Councilmen are determined to make this year a great year for Las Vegas residents and our visitors. We have already begun an extensive process aimed at streamlining our operations. We have redoubled our efforts to discover new approaches to old tasks, reevaluated manpower requirements and reexamined our priorities.

The future prospects of the City of Las Vegas are bright. With the continued support and confidence of our residents, 1984 promises to be a year in which we will continue to provide the basic principles and services that make Las Vegas one of the most livable, desirable metropolitan communities in America.

**CITY OF LAS VEGAS
TABLE OF ORGANIZATION**



PART II: REFERENCES**CITY OF LAS VEGAS TELEPHONE DIRECTORY****EMERGENCY CALLS**

FIRE DEPARTMENT	382-3000
PARAMEDICS	382-3000
POLICE	386-3411

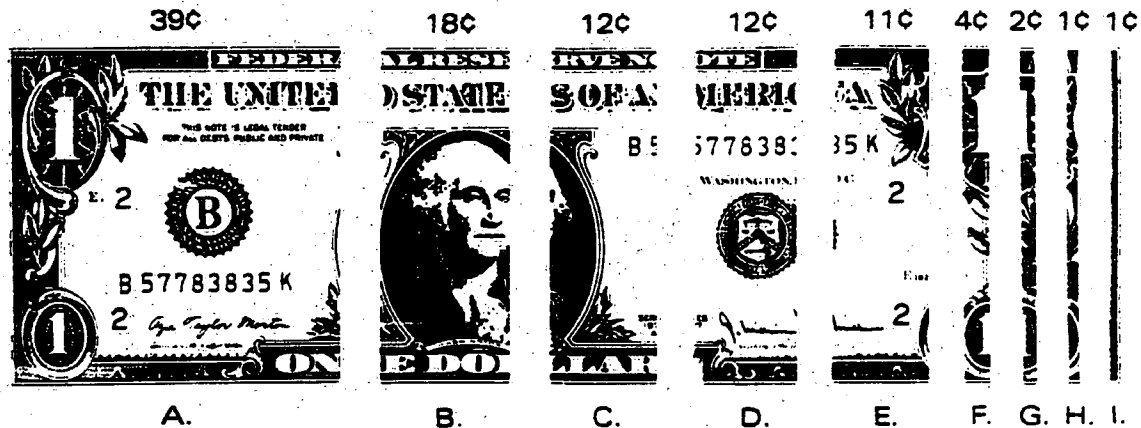
DEPARTMENTAL/DIVISION LISTINGS

Architectural Services & Project Control	386-6535
Architectural Design Division	
Landscape Design Division	
Special Services Division	
Technical Services Division	
Budget & Management Services, Office of	386-6591
Budget Division	
Management Services Division	
Building & Safety, Department of	386-6251
Business Activity, Department of	386-6281
License and Revenue Division	
Privilege License Division	
City Attorney	386-6201
Civil Division	
Criminal Division	
City Clerk	386-6311
City Councilmen	386-6405
City Manager	386-6501
Community Planning & Development, Department of	386-6301
Detention & Correctional Services, Department of	386-6617
Economic Development, Department of	386-6551
Engineering Services, Department of	386-6272
Engineering Design Division	
Land Development & Flood Control Division	
Quality Control Division	
Traffic Engineering Division	
Financial Management, Department of	386-6321
Accounting Control Division	
Financial Analysis Division	
Internal Audit Division	
Treasury Division	

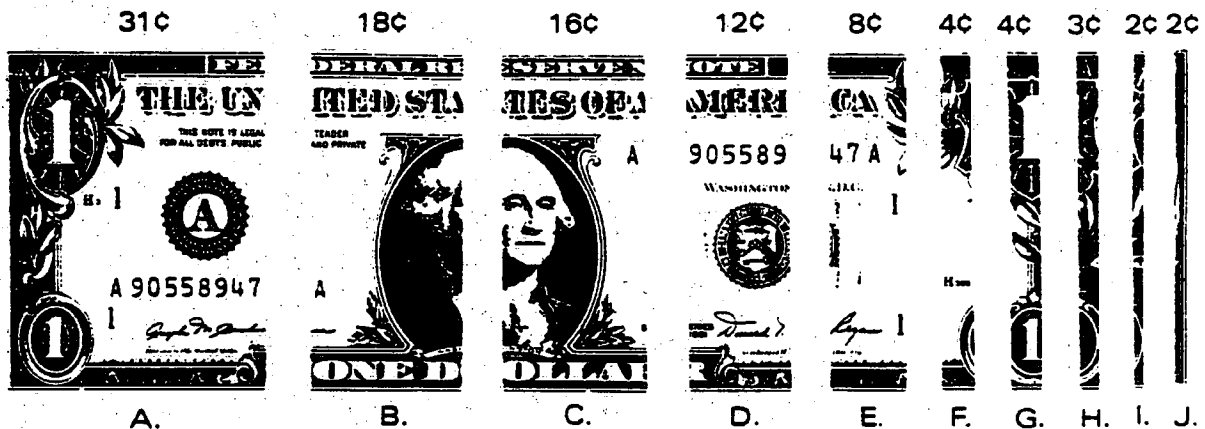
Fire Services, Department of	386-6361
Fire Prevention Division	
Communications Division	
Funds Coordination, Department of	386-6462
Project Administration Division	
Planning & Evaluation Division	
Federal Aids Division	
Developmental Programs Division	
General Services, Department of	386-6234
Facilities Support Division	
Graphic Arts Services Division	
Purchasing & Contracts Division	
Vehicle Services Division	
Management Information Services, Department of	386-6291
Systems Support Division	
Systems & Programming Division	
Computer Operations Division	
Mayor	386-6241
Municipal Court	386-6421
Lower Court Counseling	
Personnel & Employee Relations, Department of	386-6315
Classification & Development Division	
Labor Relations Division	
Records Division	
Recruiting & Selection Division	
Public Services, Department of	386-6276
Animal Control Division	
Electrical Division	
Environmental Control Division	
Maintenance Division	
Sanitation Division	
Street Division	
Recreation & Leisure Activities, Department of	386-6533
Cultural & Community Affairs Division	
Parks & Open Spaces Division	
Recreation Division	
Sports Division	
Youth Affairs Division	
Senior Citizens Center	386-6454
Senior Citizens Center, Lorenzi Park	386-6601
Senior Citizens Coordinator	386-6402
Senior Citizens Law Project	386-6596

YOUR BUDGET DOLLAR FOR FISCAL YEAR 1983-1984

0032



A.	SALES TAX	\$0.39
B.	INTERGOVERNMENTAL REVENUE	.18
C.	PROPERTY TAX	.12
D.	FRANCHISE FEES	.12
E.	LICENSES, PERMITS AND FEES	.11
F.	FINES AND FORFEITURES	.04
G.	BUILDING PERMITS	.02
H.	INTEREST INCOME	.01
I.	RESERVE FROM PRIOR YEAR	.01
TOTAL		\$1.00

THE REVENUE DOLLAR

A.	POLICE	\$0.31
B.	FIRE SERVICES	.18
C.	PUBLIC WORKS	.16
D.	GENERAL GOVERNMENT	.12
E.	RECREATION AND CULTURE	.08
F.	DETENTION AND CORRECTION	.04
G.	OTHER GENERAL EXPENSES	.04
H.	MUNICIPAL COURT	.01
I.	BUILDING AND SAFETY	.01
J.	RESERVE	.02
TOTAL		\$1.00

THE EXPENDITURE DOLLAR

AGENDA*City of Las Vegas*

January 4, 1984

Page 2

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

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.

023

*A. GAMING -- Additional

1. BINGO PALACE CASINO, INC.

Bingo Palace Casino
2411 West Sahara
214 slots

2. GAUGHAN SOUTH, INC.

Gold Spike Hotel & Casino
400 Ogden Avenue
7 slots

3. CARDIVAN COMPANY

7-Eleven Food Store #20084
225 North Lamb
3 slots

4. UNITED COIN MACHINE COMPANY

7-Eleven Food Store #13699
2409 Tam Drive
1 slot

Lurie -
APPROVED
Items 1 thru 4
Unanimous
(Christensen excused)

Staff to proceed

APPROVED AGENDA ITEM

AGENDA*City of Las Vegas*

January 4, 1984

Page 3

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

ITEM		Council Action	Department Action
	<u>III. DEPARTMENT OF BUSINESS ACTIVITY</u> (cont'd)		
023	B. <u>LIQUOR -- New</u>		
	1. ARCAMO & ESPINUEVA dba PHILIPPINE ARISTOCRAT RESTAURANT 1012 East Charleston, #A Beer/Wine On-Sale License Esterlita Maratas Arcamo, Partner, 50% Miguel Quilon Espinueva, Partner, 50%	Lurie - APPROVED Items 1 & 2 Unanimous (Christensen excused)	Staff to proceed
	2. JOHN LAMENDOLA dba VILLA PIZZA 4300 Meadows Lane Beer/Wine On-Sale License John Lamendola, 100%	See Above	John Lamendola appeared Jerry Cahill appeared
026	C. <u>LIQUOR -- Change of Ownership</u>		
	1. From: Martin F. Kay, 50% Gerry G. Kay, 50%	Lurie - APPROVED, subject to provisions Unanimous (Christensen excused)	Staff to proceed Cal Potter, Atty., represented the applicant.
	APPROVED AGENDA ITEM TO: *ANTHONY J. MAZZUCA dba ANTONIO'S ITALIAN RESTAURANT 910 Las Vegas Blvd South General On-Sale License Anthony Mazzuca, 100%		
	*Subject to the provisions of the Planning, and Fire codes and Health Department regulations		

0035

AGENDA*City of Las Vegas*

January 4, 1984

Page 4

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

ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)1026 D. SECONDHAND DEALER LICENSE -- New

1. LARRY WATSON
dba
CREATIVE HOME FURNITURE
1120 South Main Street

Class II

Larry Watson, 100%

*Subject to the provisions of the
Planning, and Fire codesLurie -
APPROVED, subject
to provisions
Unanimous
(Christensen excused)

Staff to proceed

1027 E. PRIVATE PATROLMAN LICENSE -- Change
from Sole Proprietorship to
Corporation/Change of Location/
Change of Business Name

1. From: Gary R. Holman
dba
Holman Security
555 Kitty Hawk Way

Gary R. Holman, 100%

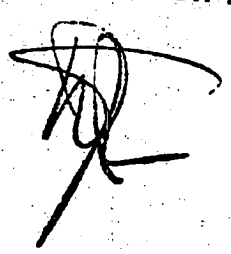
TO: HOLMAN SECURITY
CORPORATION
dba
HOLMAN SECURITY
CORPORATION
2200 East Patrick Lane,
Suite 7

Lurie -
APPROVED
Unanimous
(Christensen excused)

Staff to proceed

APPROVED AGENDA ITEM

Gary R. Holman, Pres,
Secy, Treas, 100%



AGENDA*City of Las Vegas*

January 4, 1984

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

ITEM

Council Action

Department Action

IV(a). ADMINISTRATIVE AGENDA
ASHLEY HALL, CITY MANAGER

- 027 A. DISCUSSION AND POSSIBLE APPOINTMENT OF
DEPUTY CITY MANAGER, SUPPORTIVE SERVICES.

Lurie - Clerk to administer
APPROVED City Manager's oath.
recommendation to appoint
Michael P. Cool.
Unanimous
(Christensen excused)

- 1028 B. DISCUSSION AND POSSIBLE ACTION ON SELECTION
AND RATIFICATION OF DIRECTOR OF SUPER-SPEED
TRAIN DEVELOPMENT.

Lurie - Manager to proceed.
APPROVED City Manager's
recommendation to
appoint Mike Daly.
Unanimous
(Christensen excused)

- 1029 C. DISCUSSION AND POSSIBLE ACTION ON SELECTION
AND RATIFICATION OF DIRECTOR OF ECONOMIC
DEVELOPMENT.

Lurie - Manager to proceed.
APPROVED City Manager's
recommendation to
appoint Jack Thomason.
Unanimous
(Christensen excused)

MAYOR BRIARE:

The next is the Administrative Agenda on Council's Page 6,
Roman Numeral IV. Mr. Hall.

ASHLEY HALL,
CITY MANAGER:

Yes, Mayor, members of the Council, Item A is discussion
and possible appointment of a Deputy City Manager for
Supportive Services in making a selection for, or recommenda-
tion for, appointment as Deputy City Manager to replace
myself. I felt it very necessary to review the talent and
abilities we had in the City at the present time. I inter-
viewed four individuals. One individual I will recommend
to you today is an employee of the City of Las Vegas and
has been since 1978. He came to the City as a Financial
Analyst in the Department of Financial Services. He served
in that capacity for over a year and then became Administrative
Assistant to the City Manager from '79 through '80 and from
1981 has been the Director of Personnel & Employee Relations.
The gentleman I recommend to you as the Deputy City Manager
for Supportive Services is Mr. Mike Cool.

MAYOR BRIARE:

Comments by the Council?

COUNCILMAN LURIE:

I move that we follow the recommendation of the City Manager.

MAYOR BRIARE:

Any comments on the motion? Cast your votes. Post. Motion
is APPROVED. Mr. Hall, congratulations on your -- is that
your first appointment?

ASHLEY HALL,
CITY MANAGER:

That is.

MAYOR BRIARE:

Well, you're batting 100% so far.

COUNCILMAN LEVY:

I don't know about that now (laughter).

COUNCILMAN LURIE:

What we could have done is made it 2/2 and let Paul be the
tie breaker next time (laughter).

ASHLEY HALL,
CITY MANAGER:

Mike, would you come up and take your position, please.

END OF TRANSCRIPT

Voting was as follows:

"AYES" Briare, Levy, Lurie, Nolen

"NOES" None

"EXCUSED" Christensen

0037

AGENDA*City of Las Vegas*

January 4, 1984

Page 6

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.

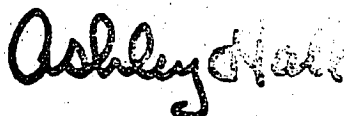
A. SERVICE AND MATERIAL WARRANTS/PAYROLL
WARRANTS/OTHER WARRANTS AND INVESTMENTS

1. Service and Material Warrants
In the amount of \$1,483,129.26
2. Payroll Warrants
In the amount of \$620,448.93
3. Other Warrants and Investments
In the amount of \$75,400.59

Lurie -
APPROVED
Items 1 thru 3
Unanimous
(Christensen excused)

Staff to proceed

APPROVED AGENDA ITEM



1030

Carl A. Hunter
CITY CLERK

AGENDA*City of Las Vegas*

January 4, 1984

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

ITEM

Council Action

Department Action

IV(c). DEPARTMENT OF PERSONNEL &
EMPLOYEE RELATIONS

MICHAEL P. COOL, DIRECTOR

AUTHORIZATION TO FILL
POSITIONS (CRITICAL HIRES)

NONE

NONE

NO ITEMS FOR CONSIDERATION

APPROVED AGENDA ITEM

Ashley Hall

AGENDA*City of Las Vegas*

January 4, 1984

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

ITEM

Council Action

Department Action

IV. (d) DEPARTMENT OF FUNDS COORDINATION -
RICHARD B. BLUE, JR., DIRECTOR

030

A. DISCUSSION AND POSSIBLE ACTION
CONCERNING REQUESTS FOR PROPOSALS
FOR THE PROVISION OF BUS SHELTERS
IN THE CITY OF LAS VEGAS

Lurie -
APPROVED Requests
for proposals with
additional compon-
ents as follows:

Staff to proceed
Richard Blue
appeared

1. The Service Provider will be required to submit design schedules for the City of Las Vegas' approval which will include shelters that provide shade at a minimum and wind protection if possible.

2. The Service Provider will conduct a survey of existing rights-of-way and the City of Las Vegas will coordinate the acquisition or lease of rights-of-way when needed.

3. The Service Provider will investigate the feasibility of utilizing street light illumination for the shelters.

4. The City will reserve the right of review of advertisers.

5. The Service Provider will be required to submit a repair and maintenance schedule prior to approval.

6. The Service Provider must be able to demonstrate its ability to secure performance, maintenance, and surety bonds.

7. The Service Provider will be required to submit an implementation schedule which delineates the time required to install all shelters.

Unanimous
(Christensen excused)

AGENDA DOCUMENTATION

Date: December 27, 1983

TO: The City Council

FROM: ASHLEY HALL
CITY MANAGER

SUBJECT: DISCUSSION AND POSSIBLE ACTION CONCERNING REQUESTS FOR PROPOSALS FOR THE PROVISION OF BUS SHELTERS IN THE CITY OF LAS VEGAS

PURPOSE/BACKGROUND

At the December 7, 1983 meeting of the City Council, a report was given regarding the practicality and feasibility of introducing revenue-generating bus shelters within the corporate bounds of the City of Las Vegas. The report was the result of extensive investigation into the positive and negative aspects of such a bus shelter project. Specifically addressed were the responsibilities that the City would have to assume to ensure proper management and operation of a bus shelter project.

As a result, staff was directed to prepare a draft Request for Proposals (RFP) for the purpose of soliciting proposals from firms who would provide bus shelters at no cost to the City. Attached is a copy of said draft. Staff is prepared to proceed with the solicitation process once concurrence is received from the Council.

APPROVED AGENDA ITEM

Ashley Hall

FISCAL IMPACT

None at this time.

RECOMMENDATIONS

It is the recommendation of the Office of the City Manager that this item be approved.

Richard B. Blue, Jr.
RICHARD B. BLUE, JR., DIRECTOR
DEPARTMENT OF FUNDS COORDINATION

Agenda Item

IV. (d) A.

REQUEST FOR PROPOSALS

BUS SHELTERS

The City of Las Vegas is seeking proposals from qualified firms to implement a revenue generating Bus Shelter Project within the corporate bounds of the City.

Currently, there are approximately _____ bus stops within the boundaries of the City of Las Vegas. At a number of these stops, there are bus benches and at others there exist only a sign. However, none of the stops have the protective element of bus shelters. Because of the extremes in weather that exist in Las Vegas, the City is desirous of providing for the convenience of its bus riding citizens and visitors an environment in which to wait for a bus in comfort. Unfortunately, recent reductions in tax revenues have all but precluded the City from providing such a service. Therefore, the City is requesting proposals for the provision of such services at no cost to the City.

The duties and responsibilities of the firm selected will be to:

- 1) Assume all costs and expenses associated with the design, construction, installation, maintenance, illumination and removal of shelters.
- 2) Identify acceptable shelter locations.
- 3) Solicit and obtain acceptable advertisers.
- 4) Guarantee a percentage of gross advertising revenues payable to the City.
- 5) Provide the City with acceptable design components of the bus shelters.
- 6) Demonstrate the overall profitability of the bus shelter program.

Any firm that would be interested in undertaking the bus shelter project is requested to submit the following:

- 1) A proposal outlining a scope of services for the aforementioned duties and responsibilities;
- 2) a statement of qualifications delineating experience and knowledge;
- 3) a list of references;
- 4) an estimate of revenues to be generated; and

REQUEST FOR PROPOSALS - Bus Shelters - Page Two

- 5) any suggestions or recommendations related to the implementation of the described services.

Proposals regarding this project should be received by _____, 1984. If there are any questions, please direct them to:

Richard B. Blue, Jr., Director
Department of Funds Coordination
City of Las Vegas
400 E. Stewart Avenue
Las Vegas, Nv 89101

702-386-6462

AGENDA*City of Las Vegas*

January 4, 1984

Page 9

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 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 Council member or citizen so requests.

PURCHASING & CONTRACTS DIVISION*A. AWARD OF BIDS

1. Replacement Vehicular Equipment
Department of General Services

Lurie -
APPROVED as
recommended
Unanimous
(Christensen excused)

Staff to proceed

APPROVED AGENDA ITEM

Anthony Hall

032

AGENDA DOCUMENTATION

Date: December 27, 1983

TO: The City Council

FROM: ASHLEY HALL,
CITY MANAGER

SUBJECT: AGENDA - CITY COUNCIL MEETING - JANUARY 4, 1984
IV (g) DEPARTMENT OF GENERAL SERVICES

PURPOSE/BACKGROUND

*A. AWARD OF BIDS

<u>BID TITLE:</u>	VEHICLES AND EQUIPMENT	<u>BID NUMBER:</u>	84.3460.3
<u>ITEM:</u>	CAPITAL EQUIPMENT	<u>ESTIMATE:</u>	\$114,000.00
<u>DEPARTMENT:</u>	GENERAL SERVICES	<u>INVITATIONS MAILED:</u>	29
<u>FUNDING:</u>	VEHICLE SERVICES	<u>RESPONSES RECEIVED:</u>	7

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO REPLACE EQUIPMENT WHICH IS BEYOND ECONOMICAL REPAIR AND SCHEDULED FOR REPLACEMENT.

BID ABSTRACT SUMMARY

		<u>BID GROUP I</u>	<u>BID GROUP II</u>	<u>BID GROUP III</u>	<u>BID GROUP IV</u>
MCCANDLESS	LAS VEGAS NV	\$25,344.00	NO BID	NO BID	NO BID
GAUDIN FORD	LAS VEGAS NV	\$30,029.00	\$18,724.00	\$17,887.00	NO BID
WELD-BUILT	VERNON CA	NO BID	NO BID	\$15,419.59	NO BID
BLAINE EQUIPMENT	LAS VEGAS NV	NO BID	NO BID	NO BID	\$42,354.00
ASPHALT PRODUCTS	LAS VEGAS NV	NO BID	NO BID	NO BID	\$42,459.00
DESERT EQUIPMENT	LAS VEGAS NV	NO BID	NO BID	NO BID	(P) \$33,800.00
FLETCHER JONES	LAS VEGAS NV	NO BID	\$19,360.00	\$18,180.00	NO BID

STAFF RECOMMENDATION OF AWARD

THAT THE LOW BID BE AWARDED TO:

MCCANDLESS INTERNATIONAL	LAS VEGAS	NV	\$25,344.00	BID GROUP I
GAUDIN FORD	LAS VEGAS	NV	\$18,724.00	BID GROUP II
WELD-BUILT BODY	VERNON	CA	\$15,419.59	BID GROUP III
BLAINE EQUIPMENT	LAS VEGAS	NV	\$42,354.00	BID GROUP IV

FISCAL IMPACT

FUNDS BUDGETED FOR FISCAL YEAR 83-84. FUNDS ARE AVAILABLE IN THE VEHICLE SERVICES 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 A PAGE 1
IV (g)

AGENDA DOCUMENTATION

Date: January 3, 1984

TO:
The City Council

FROM:
ASHLEY HALL
CITY MANAGER

SUBJECT: AGENDA - CITY COUNCIL MEETING - JANUARY 4, 1984
IV (g) DEPARTMENT OF GENERAL SERVICES

PURPOSE/BACKGROUND

A. AWARD OF BIDS (CONTINUED)

THE VEHICLES AND EQUIPMENT RECOMMENDED HERE FOR PURCHASE ARE ALL WORN OUT AND ARE NO LONGER ECONOMICAL TO REPAIR OR MAINTAIN. THEY ARE CRITICALLY NEEDED TO PERFORM NEEDED FUNCTIONS FOR THE CITY.

1 DUMP TRUCK MCCANDLESS INTERNATIONAL \$25,344.00

REPLACES 1974 CHEV DUMP TRUCK, #720, 42,000 MILES.
USED BY THE SANITATION DIVISION TO HAUS SLUDGE. THE
EXISTING TRUCK IS RUSTED OUT DUE TO CONTINUAL EXPOSURE
TO CHEMICALS AND SLUDGE.

2 CAB & CHASIS GAUDIN FORD \$18,724.00

REPLACES 1973 CHEV, #309, 104,000 MILES AND 1976 FORD,
#706, 85,000 MILES.
USED BY THE SANITATION DIVISION TO CLEAR SEWER LINES.
THE EXISTING BODIES ON THE EXISTING TRUCKS WILL BE
REUSED BY REMOUNTING THEM ON THE NEW TRUCKS.

1 WRECKER WELD-BUILT BODY \$15,419.59

REPLACES 1957 CHEV, #307, 85,000 MILES.
USED BY THE VEHICLE SERVICES DIVISION TO TRANSPORT
VEHICLES AND EQUIPMENT THAT BREAKS DOWN.

3 TRACTORS BLAINE EQUIPMENT \$42,354.00

REPLACES 1971 FORD, #417; 1972 IHC, #526; and
1973 JOHN DEERE, #548.
USED BY THE PARKS DIVISION IN THE MAINTENANCE OF
CITY PARKS.

TOTAL \$101,841.59

FISCAL IMPACT

FUNDS BUDGETED FOR FISCAL YEAR 83-84. FUNDS ARE AVAILABLE IN THE VEHICLE SERVICES 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 A PAGE 2
IV (g)

January 4, 1984

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AGENDA*City of Las Vegas*

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

ITEM**Council Action****Department Action**IV. (h). DEPARTMENT OF PUBLIC SERVICES

DONALD E. DONOVAN, DIRECTOR

A. REPORTS/ACTION

- 1033 1. Approval of Supplemental Contract for Clark County Bond Issue Storm Drain Project - Improvements to Las Vegas Wash - Construction of 45" Sanitary Sewer Trunk Line Siphon.

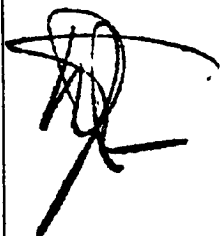
Lurie -
APPROVED agreement
Unanimous
(Christensen excused)

Staff to proceed
Gene Donovan
appeared

- 1033 2. Award of Contract for Construction of 45" Sanitary Sewer Trunk Line Siphon.

Lurie -
APPROVED award of contract to lowest bidder as recommended by Director of Public Services with City Manager being authorized to approve up to \$10,000 change order.
Motion carried with Nolen abstaining and Christensen excused.

Staff to proceed
Gene Donovan
appeared

APPROVED AGENDA ITEM


City of Las Vegas

0048

Date: December 16, 1983

AGENDA DOCUMENTATION

TO:

The City Council

FROM:

DON J. SAYLOR
DEPUTY CITY MANAGER

SUBJECT: APPROVAL OF SUPPLEMENTAL CONTRACT FOR CLARK COUNTY BOND ISSUE STORM DRAIN PROJECT -
IMPROVEMENTS TO LAS VEGAS WASH - CONSTRUCTION OF 45" SANITARY SEWER TRUNK LINE SIPHON

PURPOSE/BACKGROUND

During the recent rainstorms, the City of Las Vegas' existing forty-five inch (45") sanitary sewer trunk line to the City's Wastewater Treatment Plant was undermined by flood waters. The County of Clark Public Works Department has future plans to construct an improved channel through the area of the City's forty-five inch line. At that time, it will be necessary for the line to be relocated beneath the bottom of the channel. This can be accomplished by the construction of a siphon now.

Clark County representatives have indicated this as an eligible storm drain bond issue project. The attached agreement provides \$350,000 for this project.

The City Attorney's office has reviewed and approved the attached supplemental agreement.

FISCAL IMPACT

It is estimated the total project will cost approximately \$360,000. Funds are available in the Sanitation Fund to cover the costs not covered by bond issue funds.

RECOMMENDATIONS

The Director of Public Services recommends that the City Council approve the agreement and authorize the Mayor, on behalf of the City Council, to execute the agreement with Clark County.


DONALD E. DONOVAN, P.E.
Director of Public Services

Agenda Item 1/4/84

IV. (h) A.1

SUPPLEMENTAL COOPERATIVE AGREEMENT
FLOOD CONTROL PROJECT NO. BB10630
CEDAR AVENUE CHANNEL IMPROVEMENTS

This supplemental cooperative agreement is made and entered into as of this 7th day of February, 1984, by and between the County of Clark, a political subdivision of the State of Nevada (hereinafter referred to as "COUNTY") and the City of Las Vegas, a municipal corporation of the State of Nevada (hereinafter referred to as "CITY").

W I T N E S S E T H:

WHEREAS, the CITY and COUNTY previously entered into a Cooperative Agreement dated June 1, 1982, which provides for funding of the design and construction of improvements to the Cedar Avenue Channel between the terminous points of Pecos Road and the Las Vegas Wash (alternately referred to as the "Cedar Avenue Channel Improvements"), from the proceeds of the sale of bonds approved by the voters on June 2, 1981; and

WHEREAS, the CITY desires to amend that Agreement to include the funding of certain improvements to the Las Vegas Wash in the vicinity of Sloan Lane, to-wit: the removal of an exposed sewer line which restricts the flow of water within the channel, the excavation of a portion of the channel and the construction of a sewer siphon to replace the previously exposed sewer line (alternately referred to as the "Las Vegas Wash Improvements"); and

WHEREAS, this supplemental cooperative agreement provides for an increase from \$2,070,000.00 to \$2,420,000.00 the maximum amount to be funded by the COUNTY under the original Cooperative Agreement; and

WHEREAS, this increase of \$350,000 provided for herein consists of the following: \$65,000 is for the cost of engineering design and construction supervision of the sewer siphon improve-

1 ments near Sloan Lane and \$285,000 is for the cost of con-
2 structing said improvements.

3 NOW, THEREFORE, in consideration of the covenants, con-
4 ditions, agreements and promises of the parties hereto, it is
5 mutually understood and agreed to amend the Cooperative Agreement
6 as noted below:

7 1. The language of SECTION I - SCOPE OF PROJECT con-
8 tained on Page 1 of the Cooperative Agreement is hereby deleted
9 in its entirety and the following language is inserted in lieu
10 thereof:

11 This agreement applies to flood control improve-
12 ments to be constructed on the Cedar Avenue Channel bet-
13 tween the terminous points of Pecos Road and the Las
14 Vegas Wash and to sewer line and channel improvements to
15 be constructed on the Las Vegas Wash at Sloan Lane
16 (identified as project number B810630). The basic
17 improvements are to be paid for by the COUNTY from the
18 proceeds derived from the sale of flood control bonds.
19 The Cedar Avenue Channel Improvements consist of
20 increasing the depth of the channel, placing a concrete
21 lining, and constructing bridge structures at the
22 crossings of Honolulu Street, Lamb Boulevard and
23 Sandhill Road. The Las Vegas Wash Improvements consist
24 of removing an existing sewer line which presently
25 obstructs the flow of water within the channel, the
26 excavation of a portion of the channel in that vicinity
27 and the construction of a sewer siphon to replace the
28 previously exposed sewer line. These improvements will
29 increase the flow carrying capacity of both the Cedar
30 Avenue Channel and the Las Vegas Wash.

31 2. The language at paragraph 2, SECTION II - PROJECT
32 COSTS contained on page 1 of the Cooperative Agreement is hereby

1 deleted in its entirety and the following language inserted in
2 lieu thereof:

3 2. Engineering design, drafting and preparation
4 of contract documents for the Cedar Avenue Channel
5 Improvements at a cost not to exceed \$159,000, or 8% of
6 the actual cost of construction, whichever is less.

7 Engineering design, drafting and preparation of
8 contract documents for the Las Vegas Wash Improvements
9 are not to exceed \$28,000 in costs.

10 3. The language of paragraph 5, SECTION II - PROJECT
11 COSTS contained on page 2 of the Cooperative Agreement is hereby
12 deleted in its entirety and the following language is inserted in
13 lieu thereof:

14 5. Cost of Construction for both projects not to
15 exceed \$1,973,000.00 including change orders and supple-
16 mental agreements.

17 4. The language at paragraph 6, SECTION II - PROJECT
18 COSTS contained on page 2 of the Cooperative Agreement is hereby
19 deleted in its entirety and the following language inserted in
20 lieu thereof:

21 6. Contract supervision, field staking, construc-
22 tion inspection and testing for the Cedar Avenue Channel
23 Improvements to ensure compliance with contract docu-
24 ments at a cost not to exceed \$139,000, or 7% of the
25 actual costs of construction, whichever is less.

26 Contract supervision, field staking, construction
27 inspection and testing for the Las Vegas Wash Improve-
28 ments are not to exceed \$37,000 in costs.

29 5. The language of the last paragraph of SECTION II -
30 PROJECT COSTS contained on page 2 of the Cooperative Agreement is
31 hereby deleted in its entirety and the following language is
32 inserted in lieu thereof:

1 If it becomes necessary to increase any of the
2 amounts specified above, a written request, with justifi-
3 cation, will be presented to the COUNTY. If approved,
4 a supplement to this agreement will be executed. In any
5 event, however, the maximum amount to be funded shall
6 not exceed the sum of \$2,420,000.00.

7 6. The language of paragraph 8, SECTION IV - OTHER
8 PROVISIONS contained on page 4 of the Cooperative Agreement is
9 hereby deleted in its entirety and the following language is
10 inserted in lieu thereof:

11 8. Following completion of construction of this
12 project, the CITY shall provide maintenance and/or
13 repairs that are necessary to protect the improvements
14 and to provide a safe and functional facility in the
15 Cedar Avenue Channel, and the sewer siphon itself in the
16 Las Vegas Wash near Sloan Lane.

17 7. The language of paragraph 9, SECTION IV - OTHER
18 PROVISIONS contained on page 5 of the Cooperative Agreement is
19 hereby deleted in its entirety and the following language is
20 inserted in lieu thereof:

21 9. In the event the items covered herein have
22 not been completed to the satisfaction of the COUNTY
23 prior to September 1, 1984, the COUNTY may at any time
24 thereafter terminate this agreement and the CITY agrees
25 to repay all funds advanced therefor.

26 8. The language of paragraph 11 of SECTION IV - OTHER
27 PROVISIONS contained on page 5 of the Cooperative Agreement is
28 hereby amended by deleting the last sentence and the following
29 language inserted in lieu thereof:

30 11. It is further understood and agreed that the
31 CITY accepts responsibility for the design and construc-
32 tion of the Cedar Avenue Channel Improvements and will

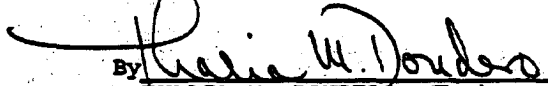
1 hold the County harmless for any liability therefor
2 except the funding provided by this agreement.

3 The CITY also accepts responsibility for the
4 design, construction and maintenance of the proposed
5 sewer siphon and will hold the COUNTY harmless for any
6 liability therefor in connection with said siphon except
7 the funding provided by this agreement. The CITY does
8 not accept any responsibility for, including main-
9 tenance of, any improvements to the Las Vegas Wash
10 Channel other than the sewer siphon.

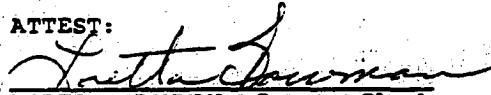
11 All other terms, conditions and provisions of the
12 Cooperative Agreement dated June 1, 1982, remain unchanged.

COUNTY OF CLARK

By


THALIA M. DONDERO, Chairman

ATTEST:


LORETTA BOWMAN, County Clerk

CITY OF LAS VEGAS

By


WILLIAM H. BRIARE, Mayor

ATTEST:


CAROL ANN HAWLEY, City Clerk

APPROVED AS TO LEGALITY AND FORM


MELVIN R. WHIPPLE
Deputy District Attorney

COUNTY

CITY

CITY - LIMITS

NORTH

DEL REY AVENUE

RAINBOW BLVD.

PASEO
DEL REY

MARGARITA AVENUE

6027Y

DAKEY BOULEVARD

PROPOSED
8" SEWER

EXISTING 8" SEWER

City of Las Vegas

0055

AGENDA DOCUMENTATION

Date: December 23, 1983TO:
The City CouncilFROM:
DON J. SAYLOR
DEPUTY CITY MANAGER

SUBJECT: AWARD OF CONTRACT FOR CONSTRUCTION OF 45" SANITARY SEWER TRUNK LINE SIPHON

PURPOSE/BACKGROUND

The City Council previously authorized the design and construction of a siphon on the existing 45" Sanitary Sewer Trunk Line to the City of Las Vegas Wastewater Treatment Plant at its intersection with the newly formed Las Vegas Wash Channel.

The design has been completed by G. C. Wallace Consulting Engineers, Inc., and sealed bids were solicited. Thirty-seven invitations to bid were sent out and six sealed bids were received. These bids were publicly opened in the conference room in the General Services Department on December 13, 1983. A summary of the bids is as follows:

			<u>LUMP SUM</u>
HURRICANE SAND AND GRAVEL	HURRICANE	UT	\$294,850.00
CONTRI CONSTRUCTION	RENO	NV	\$298,000.00
J. R. JACKS TRUCKING	LAS VEGAS	NV	\$307,000.00
TAB CONSTRUCTION	LAS VEGAS	NV	\$307,000.00
SILVERSTATE CONSTRUCTION	LAS VEGAS	NV	\$317,000.00
DORFMAN CONSTRUCTION	LOS ANGELES	CA	\$426,480.00

Because of the uncertainty of the exact nature of the existing soil twenty-five feet below the surface of the ground, it was anticipated at the time of preparation of the specifications that it might be necessary to over excavate beneath the pipe and place a more stable base. Provisions were included in the specifications for payment of this work on the basis of the unit prices as shown in the lump sum bid breakdown (twelve dollars (\$12) per cubic yard).

It will be necessary to excavate the trench and to observe the existing base-ment soil encountered before a decision can be made as to how much, if any, will have to be removed and replaced. Therefore, it is recommended that the City Council authorize the City Manager to approve by change order an amount not to exceed ten thousand dollars (\$10,000) additional to cover the costs for this work on a unit price basis of twelve dollars (\$12) per cubic yard as needed. If this approval is not given now it would require that the job be stopped for up to two weeks while awaiting Council action on a change order at a regular meeting.

This recommended procedure has been reviewed and approved by the Attorney's Office.

FISCAL IMPACT

It is estimated the total project will cost approximately \$360,000.

Sources of Funding

Clark County Bond Issue	\$350,000
CLV Sanitation Fund	10,000
Total Estimated Project Cost	\$360,000

RECOMMENDATIONS

The Director of Public Services recommends that the City Council award a contract to Hurricane Sand & Gravel, of Hurricane, Utah, for the construction of the siphon for a lump sum of \$294,850, authorize the City Manager to approve up to \$10,000 for additional excavation and backfill at a unit price of \$12 per cubic yard as needed, and also authorize the Mayor, on behalf of the City Council, to execute the agreement.


DONALD E. DONOVAN, P.E.
Director of Public Services

Agenda Item 1/4/84

IV. (h) A.2

Dec. 9, 1983

City of Las Vegas
400 Stewart Avenue
Las Vegas, NV 89101

Dear Sir or Madame:

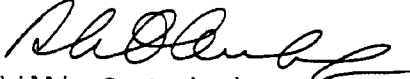
Please consider this letter a written request specifying the type of encroachment and the location of encroachment relative to City property.

The above law corporation does business at 629 South Sixth Street, at the Northeast corner of Sixth and Garces. There are eight elm trees on the City's property bordering the sidewalk which are currently dead or dying. We contemplate immediate removal of these trees and the addition of lawn with automatic sprinklers. Additionally, we contemplate installing additional trees and shrubs.

I have enclosed a notarized right-of-way encroachment agreement and the \$10.00 fee. Please advise me if you need anything further from us.

Sincerely,

COLUCCI, MINAGIL & AURBACH, LTD.


Phillip S. Aurbach

PSA:bh
Enclosure

AGENDA*City of Las Vegas*

0057

January 4, 1984
Page 11CITY 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, B, and C, 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. Metropolitan's Alta Meadows Unit No. 2. (Metropolitan Development - property generally located west of Lorenzi Street, south of Alta Dr., No. of acres: 7.7, No. of lots: 50, Zoned R-CL)

2. Lewis Homes-Stonegate No. 4A. (Lewis Homes of Nevada - property generally located at the southwest corner of Rainbow Blvd. and Alta Dr., No. of acres: 8.4, No. of lots: 43, Zoned R-1)

3. New Country Unit 7. (First Western Savings & Loan - property generally located at the northwest corner of Cheyenne Ave. and Miramar Dr., No. of acres: 6.7, No. of lots: 25, Zoned R-1)

Lurie -
APPROVED as
recommended Items
A, B, & C
Unanimous
(Christensen excused)

Staff to proceed

APPROVED AGENDA ITEM



AGENDA

CITY COUNCIL MINUTES - JANUARY 4, 1984

City of Las Vegas

0058

January 4, 1984
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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM	Council Action	Department Action
IV (1). DEPARTMENT OF ENGINEERING SERVICES (Continued)		
*B. <u>RELEASE OF BOND</u>		
All offsite improvements have been completed, inspected, and accepted. The bond may be released.	Lurie - APPROVED as recommended Items A, B, & C Unanimous (Christensen excused)	Clerk to notify & staff to proceed
1. Location: 1906 East Marlin Use: Offsite improvements Builder: Estaban Perez Surety Co.: Cash Deposit with Frontier Savings Amount: \$900.00 Bond No.: CLV-37-83		
2. Location: 723 So. Casino Center Blvd. Use: Offsite improvements (alley paving) Builder: Norman Ty Hilbrecht Surety Co.: Cash Deposit with City of Las Vegas Amount: \$1,000.00 Bond No.: CLV-16-83		
*C. <u>ACCEPTANCE OF RIGHT OF WAY ITEMS</u>		
1. Easement From: City of Las Vegas To: Las Vegas Valley Water District For: Northeasterly-south- westerly alley (20' wide) in Block 1 of Clark's Las Vegas Town- site	Lurie - APPROVED as recommended Items A, B & C Unanimous (Christensen excused)	Staff to proceed
2. Declaration of Utilization of BLM Right of Way From: Bureau of Land Management To: City of Las Vegas For: West 33 feet of W-1/2 NW-1/4 NW-1/4 NW-1/4, Sec. 28, T20S, R60E M.D.M. (Patent No. 121672) To install sewer line Durango Road		

APPROVED AGENDA ITEM

AGENDA*City of Las Vegas*January 4, 1984
Page 13CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

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

D. REPORTS/ACTION

1. Request by American Development Group I for a sewer connection to a proposed subdivision located at the southwest corner of Del Rey Ave. and Margarita Ave.

Lurie -
APPROVED Request as recommended by staff.
Unanimous
(Christensen excused)

Staff to proceed

2. Request from Colucci, Minagil & Aurbach, Ltd. for an Encroachment Agreement at 629 South Sixth Street.

Lurie -
APPROVED Request as recommended by staff.
Unanimous
(Christensen excused)

Staff to proceed

3. Approval of supplement No. 5 to City Hall and Ogden Avenue Parking Garage Repairs.

Lurie -
TABLED until report given to Council by Architect and Director of Engineering Svcs.
Unanimous
(Christensen excused)

To be placed back on Agenda by the Dir. of Eng. Svcs. Jim Clark, Arch. appeared

4. Appeal of City Policy requiring installation of street improvements on Rigel Avenue.

Levy -
TABLED until a determination is made relative to Rigel Avenue.
Unanimous
(Christensen excused)

To be placed back on Agenda by the Director of Eng. Svcs.

Todd Cram, Family Oasis, appeared

5. Permission to appraise, purchase or condemn for necessary right of way for improvements of Rancho Drive from Charleston Blvd. to Sahara Ave.

Lurie -
APPROVED as recommended by staff.
Unanimous
(Christensen excused)

Staff to proceed

APPROVED AGENDA ITEM

AGENDA DOCUMENTATION

Date: December 27, 1983 0060

TO:
The City CouncilFROM:
DON J. SAYLOR
DEPUTY CITY MANAGERSUBJECT: REQUEST BY AMERICAN DEVELOPMENT GROUP I FOR A SEWER CONNECTION TO A PROPOSED
SUBDIVISION LOCATED AT THE SOUTHWEST CORNER OF DEL REY AVE. AND MARGARITA AVE.PURPOSE/BACKGROUND

A request has been received from American Development Group I to allow connection to the city sewer system from a proposed subdivision located in the unincorporated area of Clark County at the southwest corner of Del Rey Avenue and Margarita Avenue. The Subdivision, known as "Paseo Del Rey", consists of 80 4-plex units and will be constructed in three phases.

The developer wishes to connect to the existing City of Las Vegas sewer at the intersection of Oakey Blvd. and Margarita Ave. The Clark County Sanitation District does not have a sewer line available to serve this project.

The developer has signed the sewer agreement and the property is currently in the process of being annexed.

The developer has paid the connection fees for Phase I (6 four-plexes). The annexation of the property will be completed prior to the construction of the subsequent phases.

FISCAL IMPACT

\$1610 per four-plex, connection fee = \$9660.00

RECOMMENDATIONS

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


C. E. GILPIN
Director of Engineering Services

Agenda Item 1/4/84

IV(i) D. 1

City of Las Vegas

AGENDA DOCUMENTATION

Date: December 22, 1983

TO: The City Council

FROM: DON J. SAYLOR
DEPUTY CITY MANAGERSUBJECT: REQUEST FROM COLUCCI, MINAGIL AND AURBACH FOR AN ENCROACHMENT AGREEMENT
AT 629 SOUTH SIXTH STREETPURPOSE/BACKGROUND

A request has been received from Colucci, Minagil, and Aurbach, Ltd. for an encroachment agreement to allow landscaping in the public right of way at 629 South Sixth Street.

There exists 10 feet of public right of way between the back of curb and the applicant's property line, of which 4 feet is sidewalk and 6 feet is "parkway". (see attached exhibit). There are eight elm trees in the parkway. The applicant desires to remove these elm trees and replace them with four pine trees, grass and shrubbery.

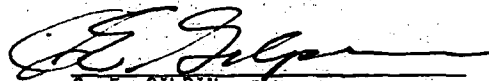
The applicant has signed our standard encroachment which defines liability and maintenance responsibility.

FISCAL IMPACT

None.

RECOMMENDATIONS

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


C. E. GILPIN
Director of Engineering Services

Agenda Item 1/4/84

IV(i) D. 2

627 S. 6TH STREET

NORTH

NOTE: THE AREA OF
ENCROACHMENT WILL BE
FROM EXISTING BACK OF CURB
TO EXISTING SIDEWALK (6').
WHICH WILL BE LANDSCAPED
AS INDICATED.

PROPOSED ONE TREE (TYP.)

EXISTING 4' SIDEWALK

GRASS &
SHRUBS

GRASS &
SHRUBS

EXISTING CURB

30'
BACK OF CURB

40'
EXISTING R/W

GARCES AVE

6TH STREET

40'
EXISTING R/W

30'
BACK OF CURB

GRASS &
SHRUBS

EXISTING 4' SIDEWALK

EXISTING CURB

GRASS &
SHRUBS

AGENDA DOCUMENTATION

Date: December 22, 1983

TO: The City Council

FROM: DON J. SAYLOR
DEPUTY CITY MANAGER

SUBJECT: APPROVAL OF SUPPLEMENT NO. 5 TO CITY HALL AND OGDEN AVENUE
PARKING GARAGE REPAIRS

PURPOSE/BACKGROUND

On December 15, 1982 the City Council awarded a contract for repair of the City Hall and Ogden Avenue Parking Garages. The firm of Daniel, Mann, Johnson and Mendenhall (DMJM) was retained by the City to design the repairs and prepare the specifications and bid documents. The plans prepared by DMJM for the Ogden Avenue garage did not contain certain construction details which are necessary for a complete repair. The general contractor, Empire Construction Co., claims that, as a consequence, certain work was not included in his original scope of work nor in his bid.

Empire Construction Co. is requesting a contract modification in the amount of \$11,526.33 for additional labor and material to perform this work. The Engineering Services Department staff has reviewed the contractor's request and finds it reasonable. Staff is further convinced that if the specific construction details were shown on the plans, the original bid price would have been increased to cover the additional work required. The second low bid was \$208,757.00.

This contract modification, combined with others previously approved, will exceed the original contract by 18%.

Original Contract Amount	\$149,300.00
Previous Supplement Nos. 1 through 4	16,312.35
Proposed Supplement No. 5	11,526.33

Total: \$177,138.68

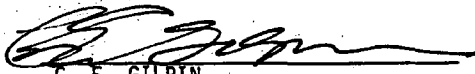
Representatives of the architect, the general contractor and his sub-contractor, Nevada Steel Corp., plan to be in the audience.

FISCAL IMPACT

\$11,526.33. Funds for the repair of the Ogden Avenue Garage are available in the Municipal Garages Parking Fund (a non-general fund source). Total allocation for this project was \$235,900.00

RECOMMENDATIONS

The Director of Engineering Services recommends approval of this contract modification.


C. E. GILPIN
Director of Engineering Services

Agenda Item 1/4/84

IV (i). D. 3.

EXCERPT - CITY COUNCIL MEETING - JANUARY 4, 1984

IV(i) DEPARTMENT OF ENGINEERING SERVICES

ITEM D.3 APPROVAL OF SUPPLEMENT NO. 5 TO CITY HALL AND OGDEN AVENUE PARKING
GARAGE REPAIRS.

PAGE 1

MAYOR BRIARE:

Item 3 is a request for an approval of a supplement to the City Hall and Ogden Avenue parking garages.

COUNCILMAN LURIE:

This addition is just the 11,526 to cover additional expenses on the repairs?

C. E. GILPIN:

That's correct.

COUNCILMAN LURIE:

I move that we follow the recommendation of Engineering Services.

MAYOR BRIARE:

Is there a representative of DMJM present? I have a question I'd like to ask. Would you please give us your name?

JIM CLARK:

Sure. Jim Clark.

MAYOR BRIARE:

Pardon.

JIM CLARK:

Jim Clark.

MAYOR BRIARE:

Are you the architect or the engineer in charge of this?

JIM CLARK:

I'm the architect, yes.

MAYOR BRIARE:

Mr. Clark, don't misunderstand my statement but I don't know how else to make it. You are by contract an employee of the City -- DMJM I mean. The material that we have before us here -- that we refer to as backup of material that goes into quite a bit more detail than sometimes is apparent. The plan prepared by DMJM for the Ogden Avenue garage did not contain certain construction details which are necessary for a complete repair and then I might put the offsetting part on here -- the general contractor, Empire Construction Co., claims that, as a consequence, certain work was not included in his original scope of work nor in his bid. I can understand Empire Construction Co., but I cannot understand in a repair job or in maintenance or upkeep or remodeling job, how there can be these kinds of differences.

JIM CLARK:

I feel that the area is kind of gray in terms of the technical aspects of the detailing but the original construction contract was intended to be three months. It's now gone on for over a year.

EXCERPT - CITY COUNCIL MEETING - JANUARY 4, 1984

IV(i) DEPARTMENT OF ENGINEERING SERVICES

ITEM D.3 APPROVAL OF SUPPLEMENT NO. 5 TO CITY HALL AND OGDEN AVENUE PARKING
GARAGE REPAIRS.

PAGE2

JIM CLARK:

There was a lot of other problems with the project also. The award was also delayed and which was the reason for some of the previous extras that were incurred. The award was delayed for almost a year also.

MAYOR BRIARE:

What was late?

JIM CLARK:

The award of the construction contract was also delayed for about a year.

MAYOR BRIARE:

I would sure like to be able to have a littler clearer establishment of our relationship with our professional service contractors. Mr. Hall, I don't know quite what to say or comment without a lot more investigation. Now, Mr. Clark indicated that this was a three-month job and it's now going on over a year. If the City was dragging its feet because we didn't have the money to pay or we didn't provide certain things that we were supposed to do, that's one thing that I think maybe we should know about, but if it's not, I would say why as our representative -- you are the representative of the City and, Mr. Clark, I don't mean you, I mean our engineering services DMJM. You're the ones that are charged with the responsibility and collect, I hope, a satisfactory fee for the work you do. Were you out there battling for us?

JIM CLARK:

Yes, sir. Absolutely.

MAYOR BRIARE:

You weren't very successful then?

JIM CLARK:

Well.

MAYOR BRIARE:

Because you're already saying, it was a three-month job and now it's been over a year.

JIM CLARK:

Well, sometimes it's not possible to get the contractor to perform. We did all kinds of things and the subcontractor was the one that finally performed on this and in the interest of just finishing the project.

MAYOR BRIARE:

Did DMJM leave out details or did the construction details not include these items that are being questioned by myself now?

EXCERPT - CITY COUNCIL MEETING - JANUARY 4, 1984

IV(i) DEPARTMENT OF ENGINEERING SERVICES

ITEM D.3 APPROVAL OF SUPPLEMENT NO. 5 TO CITY HALL AND OGDEN AVENUE PARKING GARAGE REPAIRS.

PAGE 3

JIM CLARK:

I think specifically they -- the area's a little gray in terms of --

MAYOR BRIARE:

In other words, you're not willing to admit that you left something out of the original documents or details?

JIM CLARK:

No, because I feel that the area is a little gray. In the interest of fairness to the contractor and completing the project and what the subcontractor has done, in order to finish the project finally, the best I can say is it's a little gray.

COUNCILMAN LEVY:

Why do you need the 20% over?

JIM CLARK:

Well, the project was deteriorating two years ago in terms of concrete and so on. It was flaking off. There was -- from the time it originally bid and the original investigation was made, it rebid. It was delayed for months and the contract was finally awarded in December of '82 which was a year after the investigation. Well, during the time between the original design and the award of the final contract, the building continued to decay thereby causing some additional costs which was not possible to anticipate. In other words, had the project gone right ahead, the contractor would have got on the project, made the repairs exactly as they were indicated and had it been timely in its completion there would have been limited problems. Since the project did get delayed for that time, there was some extra costs incurred and that's part of the whatever the percentage was -- 18.

COUNCILMAN LEVY:

Why did it get delayed for a year? I'll ask.

JIM CLARK:

I don't know exactly.

C. E. GILPIN:

Mayor, I'm not sure about the year. Councilmen, I'm not sure about the year. There was a considerable delay. There was a call for bids. The bids were far in excess of the budget and we took the plans back and made some modifications then. That delayed the actual advertising. The delays in work are a result of disagreements, I must say candidly, between the architects, the engineering staff and the contractor regarding shoring, regarding what the plans actually call for, and that's all I can

EXCERPT - CITY COUNCIL MEETING - JANUARY 4, 1984

IV(i) DEPARTMENT OF ENGINEERING SERVICES

ITEM D.3 APPROVAL OF SUPPLEMENT NO. 5 TO CITY HALL AND OGDEN AVENUE PARKING
GARAGE REPAIRS.

PAGE 4

C. E. GILPIN:

say. We'd be prepared to and encourage a full written report for review by the Manager and yourself if you'd like.

MAYOR BRIARE:

Also, Mr. Gilpin, I'd be interested in asking Mr. Clark as the representative of the City in a sense as I've established in the beginning, the employer on this project, do you recommend that this supplement be approved?

JIM CLARK:

Yes.

COUNCILMAN NOLEN:

Your Honor, I have to ask on that. He's previously stated, in fairness to the contractor. Is that recommendation based on fairness to the taxpayers of this community?

MAYOR BRIARE:

Amen.

COUNCILMAN NOLEN:

I think that's who we were elected to be fair to and I think, you know, the contractors saying that certain work was not included in the scope of work or in his bid. That leads me to believe either your firm left it out or you're saying it's a gray area. Well, that's not acceptable to me. I want to know, was it there because it was there and he was supposed to do the work -- I'm not willing to pay it. I'm not looking to be fair to the contractor over and above fairness to the taxpayer. If we owe it, I want to pay it. If it was not included, then I want to know why.

JIM CLARK:

Alright. Well, since it's a technical answer, I would be glad to respond in writing.

COUNCILMAN LURIE:

Well, Mayor, I made a motion previously to approve this. I'm going to move that we table this until we get a written report from Mr. Clark and also a written report from Mr. Gilpin. You know, our backup material has a recommendation that we approve this contract but I think it's too questionable now and Mr. Clark talks about gray areas and I think there are some gray areas here that we need to have some additional material. So, I'll move that it be tabled.

MAYOR BRIARE:

Is the job complete, Mr. Gilpin?

EXCERPT - CITY COUNCIL MEETING - JANUARY 4, 1984

IV(i) DEPARTMENT OF ENGINEERING SERVICES

ITEM D.3 APPROVAL OF SUPPLEMENT NO. 5 TO CITY HALL AND OGDEN AVENUE PARKING
GARAGE REPAIRS.

PAGE 5

C. E. GILPIN: Very near.

MAYOR BRIARE: In other words --

C. E. GILPIN: Very nearly completed, Your Honor.

MAYOR BRIARE: No notices of completion have not as yet been filed?

C. E. GILPIN: No, they've not.

MAYOR BRIARE: Do you have a breakdown on the \$11,526.33?

C. E. GILPIN: Yes, we have and that can be submitted.

MAYOR BRIARE: Does any of that amount include an engineering fee?

C. E. GILPIN: No, it does not.

MAYOR BRIARE: Okay. Further comments?

COUNCILMAN NOLEN: I would also question -- make note for the record that this is, in fact, the fifth proposed supplement to this contract. There's been four previous supplements in the amount of \$16,312 and it seems that if that was the same case in the past, there's something wrong with our engineering services or somewhere along the line something's not going right.

MAYOR BRIARE: Further comments? Cast your votes. Post. Motion's approved. (Motion carried unanimously with Christensen excused) This matter's been tabled. Mr. Clark, you'll get together with Mr. Gilpin, won't you?

JIM CLARK: Yes, sir.

END OF EXCERPT

Date: December 23, 1983

AGENDA DOCUMENTATION

TO: The City Council

FROM: DON J. SAYLOR
DEPUTY CITY MANAGER

SUBJECT: APPEAL OF CITY POLICY REQUIRING INSTALLATION OF STREET IMPROVEMENTS
ON RIGEL AVENUE

PURPOSE/BACKGROUND

On November 22, 1983 the Planning Commission reviewed a plot plan submitted by Oasis Family Resorts, Inc. for development on property located on Rancho Road between Sirius Avenue and Meade Avenue. The plan was approved subject to certain conditions.

One of the conditions was to construct pavement, curbs and gutters, sidewalks, streetlights and fire hydrants on Rigel Avenue. The developers feel that, since their property "backs" on Rigel Avenue, and they will not be using it for access, they should not be required to construct street improvements at this time. They would prefer to sign a Special Improvement District Agreement, or wait until the adjacent portions of Rigel Avenue are improved.

The Department of Engineering Services recommends that the improvements be installed at this time for the following reasons:

1. If the frontage on Rigel Avenue was small, say 100 feet or so, street improvements would create a patchwork situation and might be inappropriate. But that is not the case. The frontage on Rigel Avenue is approximately 760 feet long, or 80 percent of the total street length between Sirius and Meade Avenues. Thus, the frontage is a significant portion of a useable and useful section.
2. The portion of Rigel Avenue in question is located south of Meade Avenue and north of Sirius Avenue. Both of these cross-streets are fully improved, less sidewalks, in front of undeveloped parcels. Thus, the full half-street improvements being required for this development are consistent with the adjoining streets.
3. The proposed development fronts on three streets: Rigel Avenue on the west, Rancho Road on the east, and Sirius Avenue on the south. The Rancho Road and Sirius Avenue frontages, which are approximately 820 feet and 180 feet long respectively are fully improved, less sidewalks. The developer is being asked to provide full half-street improvements on only one street.

The developer has requested that this matter be placed before the City Council for consideration.

FISCAL IMPACT

None.

RECOMMENDATIONS

The Director of Engineering Services recommends that the appeal be denied.


C. E. GILPIN
Director of Engineering Services

Agenda Item 1/4/84

IV (i). D. 4.

Helen Doyle Enterprises

39 COUNTRY CLUB LANE
LAS VEGAS, NEVADA 89109
369-3445 • 734-2675

January 3, 1984

To whom it may concern,

*I am very much in favor of
relocation of Right - we have no use
for another road.*

Sincerely,

Helen E Doyle

IV(i)04

CITY OF LAS VEGAS
DEPT. OF ENGINEERING SERVICES
MR. C.E. GILPIN, DIRECTOR



DECEMBER 19, 1983

MR. GILPIN,

WE HEREBY REQUEST A HEARING BEFORE THE CITY COUNCIL TO DEAL WITH THE
SUBJECT OF WAIVING THE REQUIREMENT FOR IMPROVEMENTS ON RIGEL AVE. BE-
TWEEN SIRIUS AND MEADE. PLEASE REFER TO ZONING FILE Z-56-74. WE
ANTICIPATE SCHEDULING BEFORE THE CITY COUNCIL ON JAN. 4.

THANKYOU,

A handwritten signature in black ink, appearing to read 'Todd Cram', is written over a horizontal line.

TODD CRAM, V. PRES.

Pj/tc
cc: Mr. Charles Turk

IV(i) DEPARTMENT OF ENGINEERING SERVICES

ITEM D.4 APPEAL OF CITY POLICY REQUIRING INSTALLATION OF STREET IMPROVEMENTS ON
RIGEL AVENUE.

PAGE 1

MAYOR BRIARE:

The next then, Mr. Gilpin, where are we?
We're on item 4?

C. E. GILPIN:

Yes.

MAYOR BRIARE:

Street improvements on Rigel -- is that Rigel
or is that Regal? Rigel.

COUNCILMAN LEVY:

Right, Rigel.

MAYOR BRIARE:

Mr. Gilpin, we have a recommendation that
this request -- this appeal for improvements
be denied. Obviously, the applicant doesn't
agree with you. Yes, sir, are you the
petitioner?

TODD CRAM:

I'm Todd Cram and I represent the Oasis Family
Resorts and we're building a miniature golf
complex there.

COUNCILMAN LEVY:

Can we see that?

TODD CRAM:

This one's just to give you an idea of what's
going on. We're going to have water slides,
batting cage, miniature golf. In talking with
the Planning Department, it's my understanding
that they are opposing this just as a matter of record
since they've run up against a lot of flack from
the City Council for not opposing these things;
but we're going to have --

MAYOR BRIARE:

Hold on just a second. Would you restate your
comment that you just said? I missed something,
Todd.

TODD CRAM:

We've been dealing with the Planning Department and
they say that they must cate -- well, excuse me, it's
the Public Works that say they must categorically
oppose the vacation or an assessment on this street and
they would prefer it to go to City Council. We've
got --

DON SAYLOR:

May I clarify that? Perhaps --

MAYOR BRIARE:

I'm not sure if I heard the same thing twice.

DON SAYLOR:

Well, I heard it too and first of all, there's
no vacation involved here so somebody's utterly
confused there but let me try to clarify the other
part. We have asked that he put in the offsite

EXCERPT - CITY COUNCIL MEETING - JANUARY 4, 1984

IV(i) DEPARTMENT OF ENGINEERING SERVICES

ITEM D.4 APPEAL OF CITY POLICY REQUIRING INSTALLATION OF STREET IMPROVEMENTS ON
RIGEL AVENUE.

PAGE 2

DON SAYLOR: improvements. He doesn't want to do it, that's why he's appealing to you.

COUNCILMAN LEVY: There's no vacation involved here.

DON SAYLOR: No vacation involved. I don't know the question there.

COUNCILMAN LURIE: Wouldn't those improvements enhance the development by having curbs and gutters and sidewalks and street lights along Rigel?

DON SAYLOR: We feel it's vitally necessary that they be put in. The other side of the street is developed, was developed partially -- the land was developed in '72 and '77. Now they did not put in their offsites. They signed an assessment district agreement at that time because there were no improvements in the area. However, the map in the backup will show you that all of the streets around this property now are improved except Rigel and that's what we're asking him to improve as far as this development. It's got nothing to do with a vacation or anything else.

TODD CRAM: Initially we came into the Public Depart -- Public Works Department and asked for an assessment and they said, no, you cannot have it. You got to go to the City Council.

COUNCILMAN LEVY: Ask for a what?

TODD CRAM: An assessment which would delay putting the improvements in.

COUNCILMAN LURIE: You mean you would sign that assessment so that when all the property owners were ready to develop then you'd pay your proportionate share?

TODD CRAM: Right, right. We're more than willing to do that.

COUNCILMAN LEVY: You're putting in your development. The people across the street already got some of their development in and we're ready to go.

TODD CRAM: The problem is, we'll be forced to put in our half of the street and that's where it will sit.

COUNCILMAN LEVY: No, the other people will probably -- we'll probably do the other half now too.

EXCERPT - CITY COUNCIL MEETING - JANUARY 4, 1984

IV(i) DEPARTMENT OF ENGINEERING SERVICES

ITEM D.4 APPEAL OF CITY POLICY REQUIRING INSTALLATION OF STREET IMPROVEMENTS ON
RIGEL AVENUE.

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TODD CRAM:

That isn't what I was told.

C. E. GILPIN:

Let me clarify that. The objective as we see it is to get the full width street constructed and it is true -- many years ago on the west half because of circumstances, mostly lack of development, those people were allowed to sign a request for assessment. It's the Engineering Services view that now is the time to build and that we will begin immediately forming that S.I.D. for the western half of the street and the northern 200 feet on the east side shown above the improvement there.

COUNCILMAN LEVY:

Well, can't he join the assessment district too if he liked?

C. E. GILPIN:

He could. He could.

COUNCILMAN LEVY:

Would that satisfy you, sir?

TODD CRAM:

Well, that's initially what we went for and since we've researched this out further, we found that both sides of Rigel have been vacated. Ten feet on the west side of Rigel bordering our land has been vacated. All these people along here want to vacate the entire street.

COUNCILMAN LEVY:

Is Rigel on the north and south of Sirius and Meade? Are they going to --

DON SAYLOR:

It connects it to, yes.

COUNCILMAN LEVY:

He just said it's been vacated.

C. E. GILPIN:

That's not to our knowledge -- according to our information. Are you saying the street was vacated?

COUNCILMAN LEVY:

Yes, north of Meade and south of Sirius.

C. E. GILPIN:

Oh, I'm sorry. I misunderstood. I thought he meant all the City's property between Sirius and Meade. Well, yes, that may be so, however access to these warehouses and so forth is still required.

TODD CRAM:

However, the Doyles who own that property want to vacate. They use their own land for access.

MAYOR BRIARE:

Well, are we talking about vacating or dedication? There's a difference between vacating and dedication.

EXCERPT - CITY COUNCIL MEETING - JANUARY 4, 1984

IV(i) DEPARTMENT OF ENGINEERING SERVICES

ITEM D.4 APPEAL OF CITY POLICY REQUIRING INSTALLATION OF STREET IMPROVEMENTS ON
RIGEL AVENUE.

PAGE 4

DON SAYLOR: Right. I think what he's trying to say is that they want to vacate the street.

MAYOR BRIARE: Sure.

DON SAYLOR: But if that's so, they should, you know, file a petition of vacation and that should be considered as an action.

COUNCILMAN LEVY: There is no -- we don't have a vacation application here today.

TODD CRAM: Exactly and I tried to get that understanding through with Public Works and they said, you should come anyways and get the ball rolling here.

MAYOR BRIARE: Is the Family Oasis under bond for the improvements of any kind?

COUNCILMAN LEVY: Not yet.

C. C. GILPIN: The - it's a condition at their last presentation to the Planning Commission I believe, but at any rate, we would recommend that the matter be tabled and we can pursue this matter of vacation and the functional aspects of it.

MAYOR BRIARE: Well, again, I still have got to ask the question There's been a zoning approval or a use permit or something that originally the applicant must come in for and what I'm asking for -- normally the -- it seems to me it's normal that a requirement be made that certain improvements be made and a bond be posted to guarantee those improvements.

COUNCILMAN LEVY: There will be. I'm sure there will be.

MAYOR BRIARE: Well, that's why I want to first of all determine that that was a condition.

DON SAYLOR: Yes, there is a requirement on the offsite improvements. Obviously, the Council has the prerogative of waiving that if they so desire and that's why it's before you.

MAYOR BRIARE: But that hasn't been done. There's been no waivers or -- that application -- the request that we have before us -- that the improvements that are required that the Oasis doesn't want to do, at the moment until such further action is taken are guaranteed by a bond that they will be done at the proper time.

EXCERPT - CITY COUNCIL MEETING - JANUARY 4, 1984

IV(i) DEPARTMENT OF ENGINEERING SERVICES

ITEM D.4 APPEAL OF CITY POLICY REQUIRING INSTALLATION OF STREET IMPROVEMENTS ON
RIGEL AVENUE.

PAGE 5

DON SAYLOR:

Well, the bond has not been submitted, however, if -- the present situation is that before they will get a building permit, they will have to either bond or put the offsites in. One of the two.

MAYOR BRIARE:

Right.

COUNCILMAN LURIE:

I'm concerned about the comment of other properties along the street who supposedly, you said, have already been vacated.

COUNCILMAN LEVY:

North of Meade.

TODD CRAM:

They've vacated ten feet of the west side already -- reduced it from a -- what, 60 foot road to a 50 foot road?

COUNCILMAN LEVY:

Yes.

TODD CRAM:

And, now in researching it out further, the people all along here would like to vacate the entire street. At the very minimum, we would just like to get an assessment and the assurity that at such time that we put in our half of street, which we will never use, that the entire street be put in and it's used.

MAYOR BRIARE:

That's not an unreasonable request.

TODD CRAM:

My initial understanding was that we would put in half the street and since the others have an assessment, that's where it would stand and nobody would use it.

COUNCILMAN LEVY:

Well, if they got it as part of an assessment, they would have to put it it.

TODD CRAM:

That isn't what they told me.

COUNCILMAN NOLEN:

I have some comment on your remark, you will never use it. Maybe you individually, but what about customers that come to your facility? That's what the road is for -- access into the area.

TODD CRAM:

Our two main ~~ingresses~~ ^{ingresses} will be here and here and the rest of the area will be totally fenced. We will not use this at all, and this will be a decorative fence along here.

EXCERPT - CITY COUNCIL MEETING - JANUARY 4, 1984

IV(i) DEPARTMENT OF ENGINEERING SERVICES

ITEM D.4 APPEAL OF CITY POLICY REQUIRING INSTALLATION OF STREET IMPROVEMENTS ON
RIGEL AVENUE.

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COUNCILMAN LURIE:

You'd have better traffic flow to put people out on Rigel then having them out instead of on a busy street like Rancho is. Rancho is a very busy street right now with a lot of commercial.

TODD CRAM:

No, not where we're at.

COUNCILMAN NOLEN:

Don't you have --

COUNCILMAN LURIE:

Where you're at. You haven't been up that street too much.

COUNCILMAN NOLEN:

-- an ingress and egress there on Rigel? Isn't there an egress and ingress indicated there on Rigel?

TODD CRAM:

No, there's not. There's one on Sirius and we'll probably have a couple on Meade.

COUNCILMAN NOLEN:

What is that break in the greenery up there on Rigel? I can't see it that well.

COUNCILMAN LEVY:

Well, I think -- Mr. Mayor, I think Mr. Gilpin has the right idea. I think we should hold this until we make a determination if Rigel Avenue will be going on the west side of his property. You know, that determination -- if he wants to put in a request for getting the property back, I think, we can approach at that time and staff will make a determination if we're going to need that one block of Rigel and then they're going to give us their recommendation to it.

MAYOR BRIARE:

I'd like to know if this is the time to start that assessment?

COUNCILMAN LEVY:

Well, first of all, I want to know, do we need Rigel? I mean, in other words, I'm not asking you for an answer right now, but do we want to continue to have Rigel Avenue in a street and if we do, then I think it's time for that assessment district. If we don't, then let's give the property back to the both sides of the owners -- either way. Let's make the determination before this man has to go out and spend the money to pave the street and then say, hey, we don't really want that. I can understand that. I'll make a motion to hold this -- I guess, request or appeal until we can get some determination of what we're going to do with Rigel Street.

EXCERPT - CITY COUNCIL MEETING - JANUARY 4, 1984

IV(i) DEPARTMENT OF ENGINEERING SERVICES

ITEM D.4 APPEAL OF CITY POLICY REQUIRING INSTALLATION OF STREET IMPROVEMENTS ON
RIGEL AVENUE.

PAGE 7

MAYOR BRIARE:

Comments by the Council? Cast your votes.

COUNCILMAN LURIE:

Just one comment that I have that the street the way it presently is I don't really consider a street. Next to the warehouses over there it's like an alley. I mean, it's just like one layer of asphalt to get people in and out of those warehouses over on the west side of Rigel.

COUNCILMAN LEVY:

Well, that's what we're saying. We're going to determine if they want Rigel. If they do, then let's get the assessment district on.

COUNCILMAN LURIE:

That's right. We either do it or we don't do it. Okay.

MAYOR BRIARE:

Further comments? Cast your votes. Post. The motion's approved. (Motion carried unanimously with Christensen excused)

END OF EXCERPT

City of Las Vegas

0079

AGENDA DOCUMENTATION

Date: December 27, 1983

TO: The City Council

FROM: DON J. SAYLOR
DEPUTY CITY MANAGER

SUBJECT: PERMISSION TO APPRAISE, PURCHASE OR CONDEMN FOR NECESSARY RIGHT OF WAY FOR IMPROVEMENTS OF RANCHO DRIVE FROM CHARLESTON BLVD. TO SAHARA AVE.

PURPOSE/BACKGROUND

The City Council recently awarded a contract for constructing a major sewer from Oakey Blvd. at Westwood Drive to Sahara Ave. at Durango Drive (West Sahara Ave. Sewer Interceptor). Included in this project is a large sewer branch line in Rancho Drive from Oakey Blvd. to Alta Drive. Work on the Rancho Drive branch is scheduled to begin in April, 1984.

A strip of pavement approximately 12 feet wide must be removed and replaced in Rancho Drive to accommodate the branch line. Therefore, it is advisable to widen and improve Rancho Drive, a high priority Regional Transportation Commission project, in as close coordination with the sewer construction as possible. However, widening Rancho Drive will require an additional 10 feet of right of way from north of Oakey Blvd. to south of Charleston Blvd. Also, the flow of traffic on Rancho Drive during placement of the sewer would be improved if the additional right of way were available at that time. In order to obtain the additional right of way by April, 1984, it is necessary to immediately begin title searches, appraisals and other delivery tasks. Regional Transportation Commission approval of funding for these delivery tasks and the purchase of the right of way itself cannot be obtained before January 12, 1984.

The Department of Engineering Services desires to have formal approval to proceed from the City Council, contingent upon approval of funding by the Regional Transportation Commission.

FISCAL IMPACT

Requested Budget (Subject to Regional Transportation Commission approval):

Right of way Delivery:	\$ 16,000
Right of way Purchase:	<u>284,000</u>
TOTAL:	\$300,000

RECOMMENDATIONS

The Director of Engineering Services recommends that the City Council give permission to appraise and purchase or condemn the necessary right of way for improvements to Rancho Drive from Charleston Blvd. to Sahara Ave., subject to Regional Transportation Commission project approval and assurance of funding.


C. E. GILPIN

Director of Engineering Services

Agenda Item 1/4/84

IV (i). D. 5.

AGENDA*City of Las Vegas*

0080

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

Page 14

January 4, 1984

ITEM

Council Action

Department Action

V. GEORGE F. OGILVIE - CITY ATTORNEY

111

A. Appeal of Work Card Denial:

Johnny Mahone
713 Jefferson Street
Las Vegas, NevadaLurie -
DENIED
Unanimous
(Christensen excused)Clerk to notify
Appellant was not
present.

1111

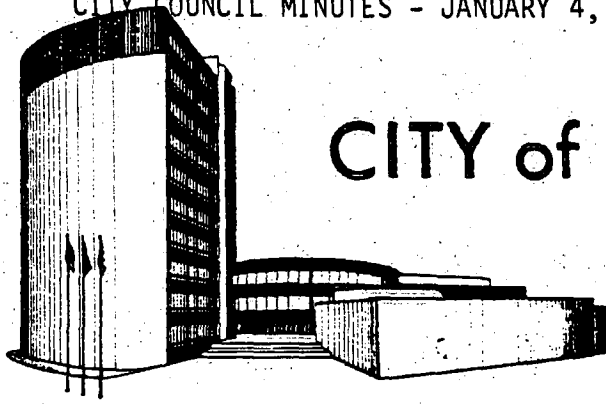
B. Regional Transportation Commission
Supplemental Cooperative Agreement No. 103b
which provides for funding for a median
modification on Decatur Boulevard at Meadows
Lane.Lurie -
APPROVED
Unanimous
(Christensen excused)

Staff to proceed

MAYOR BILL BRIARE
COUNCILMEN
RON LURIE
PAUL J. CHRISTENSEN
AL LEVY
BOB NOLEN

CITY ATTORNEY
GEORGE F. OGILVIE

ACTING CITY MANAGER
DON J. SAYLOR



CITY of LAS VEGAS

December 15, 1983

Mr. Johnny Mahone
713 Jefferson Street
Las Vegas, Nevada 89101

Dear Mr. Mahone:

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, January 4th, 1984, 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,

Carol Ann Hawley
CAROL ANN HAWLEY
CITY CLERK

CC: CITY ATTORNEY, METROPOLITAN POLICE DEPARTMENT - SIB

lah



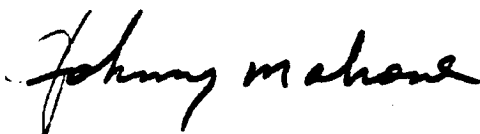
December 15, 1983

Carol Ann Hawley
City Clerk
City of Las Vegas
400 East Stewart Avenue
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,

A handwritten signature in cursive script that reads "Johnny Mahone".

MR. JOHNNY MAHONE
713 JEFFERSON STREET
LAS VEGAS, NEVADA 89101

City of Las Vegas

AGENDA DOCUMENTATION

Date: Dec. 29, 1983

TO:
The City CouncilFROM: *Jim Stewart*
CITY ATTORNEYSUBJECT: Regional Transportation Commission Supplemental Cooperative
Agreement No. 103bPURPOSE/BACKGROUND

In December of 1982 a Regional Transportation Cooperative Agreement was entered into which provided for traffic signal installations at 16 various intersections located mainly in the City of Las Vegas. This Supplemental Cooperative Agreement adds to the list of projects a median modification on Decatur at Meadows Lane. The estimated cost of this additional project is \$15,000.00, which is to be funded by the Regional Transportation Commission

FISCAL IMPACT

None

RECOMMENDATIONS

It is recommended that Regional Transportation Commission Supplemental Cooperative Agreement No. 103b be approved and that the Mayor be authorized to execute the same on behalf of the City of Las Vegas.

Agenda Item

V-B

SUPPLEMENTAL COOPERATIVE AGREEMENT

THIS AGREEMENT entered into by and between the City of Las Vegas, a municipal corporation hereinafter called "THE CITY," the County of Clark, a political subdivision, the City of North Las Vegas, a municipal corporation, and the City of Henderson, a municipal corporation.

WHEREAS, pursuant to Chapter 373 of the Nevada Revised Statutes, a project thereunder to design and install traffic signal devices and related equipment at the locations indicated on Exhibit "A", attached hereto, including minor related intersection improvements, being located at various locations primarily within "THE CITY" and partially within the County of Clark and the City of North Las Vegas, has been approved by the Regional Transportation Commission; and

WHEREAS, pursuant thereto, during October, 1982, a Cooperative Agreement and during March, 1983, a Supplemental Cooperative Agreement were entered into between the City of Las Vegas, the County of Clark, the City of North Las Vegas, and the City of Henderson; and

WHEREAS, reevaluation of the project and recent financial conditions of the participating governmental entities has shown that the scope of the project now requires adjustments.

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 as follows:

1. Exhibit "A" of the Agreement shall be changed as follows:

Add 17. Decatur Boulevard at Meadows Lane --Median Modification

0085

APPROVED AS TO LEGALITY AND FORM:

Melvin R. Whipple
MELVIN R. WHIPPLE
Deputy District Attorney

Date of Commission Action:

December 12, 1983

CLARK COUNTY

By: Thalia W. Dondero
THALIA DONDERO, Chairman

ATTEST:

Loretta Bowman
LORETTA BOWMAN, County Clerk

Date of Council Action:

January 3, 1984

CITY OF HENDERSON

By: Leroy Zike
LEROY ZIKE, Mayor

ATTEST:

Dorothy A. Wendenbrink
DOROTHY WENDENBRINK, City Clerk

Date of Council Action:

January 4, 1984

CITY OF NORTH LAS VEGAS

By: James K. Seastrand
JAMES SEASTRAND, Mayor

ATTEST:

Esther J. Borden
ESTHER BORDEN, City Clerk

BY:

EILEEN K. SEVIGNY, DEPUTY CITY CLERK

Date of Commission Action:

January 4, 1984

CITY OF LAS VEGAS

By: William H. Briare
WILLIAM H. BRIARE, Mayor

ATTEST:

Carol Ann Hanley
CAROL ANN HANLEY, City Clerk

AGENDA*City of Las Vegas*

January 4, 1984

Page 15

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

ITEM

Council Action

Department Action

VI. REPORTS FROM RECOMMENDING COMMITTEES

1112

- A. BILL NO. 83-69 - PROVIDES FOR THE
REGULATION OF CARNIVALS, CIRCUSES
AND TRAVELING SHOWS. (FIRST AMENDMENT)
Committee: Councilmen Lurie and Levy

First Publication: SUN - 12/24/83

Committee Recommendation:

Adoption at the January 4, 1984 meeting.

Lurie -
Second Reading and
Bill ADOPTED as per
First Amendment
Unanimous
(Christensen excused)

Clerk to proceed
with second
publication

1114

- B. BILL NO. 83-70 - PROVIDES FOR PUBLICLY-
OPERATED CONVENTION AND STADIUM FACILITIES
IN THE C-V ZONE BY MEANS OF USE PERMIT,
WITH FINAL ACTION BY THE CITY COUNCIL.
Committee: Councilmen Lurie and Levy

First Publication: SUN - 12/24/83

Committee Recommendation:

Adoption at the January 4, 1984 meeting.

Lurie -
Second Reading and
Bill ADOPTED
Unanimous
(Christensen excused)

Clerk to proceed
with second
publication

APPROVED AGENDA ITEM

Ashley Hall

City of Las Vegas

0087

AGENDA DOCUMENTATION

Date: December 23, 1983

TO:
The City CouncilFROM: *Janson F. Stewart*
Janson F. Stewart
Chief Civil Deputy AttorneySUBJECT:

First Amendment to Bill No. 83-69: Circus and Carnival Ordinance

PURPOSE/BACKGROUND

First Amendment to Bill No. 83-69 adds three additional sections which prohibits a carnival game known as razzle-dazzle which has been the subject of great abuse in some areas. It further prohibits games in which the player cannot win and games which can be adjusted during play to favor the owner or operator of the game.

FISCAL IMPACT

NONE

RECOMMENDATIONS

The Amendment to Bill No. 83-69 should be adopted by the City Council.

DISPOSITION

Approved ☐
Disapproved ☐
Held ☐

Status Due: _____

Agenda Item

VI. A.

City of Las Vegas

0088

AGENDA DOCUMENTATION

Date: November 29, 1983

TO:
The City CouncilFROM:
Val Steed *Val Steed*
Deputy City AttorneySUBJECT:

Bill No. 83-70 Provides for publicly-operated convention and stadium facilities in the C-V Zoning District by means of use permit, with final action by the City Council

PURPOSE/BACKGROUND

This bill would simplify the process by which the City, under its zoning power, approves uses within the Cashman Field Complex. Presently, the City Code requires that specific uses be approved, on an individual basis, as temporary uses which may not exceed six months' duration.

This bill would modify that procedure by allowing publicly-operated convention and stadium facilities to be operated in a C-V District by means of a use permit, with final action by the City Council. The approval of a use permit could carry such conditions and encompass such incidental or accessory uses as deemed appropriate, and therefore eliminate the need to review any and all uses on a "temporary-use" basis.

In order to provide clarity and consistency, the bill also contains minor technical changes and includes provisions to require final action by the City Council with respect to variances for publicly-operated convention and stadium facilities and variances from the C-V District regulations.

FISCAL IMPACT

NONE

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

CITY COUNCIL MINUTES - JANUARY 4, 1984
AFFIDAVIT OF MAILING

0089

(Mailing required under the provisions of NRS CHAPTER 241)

STATE OF NEVADA)
)
COUNTY OF CLARK) ss

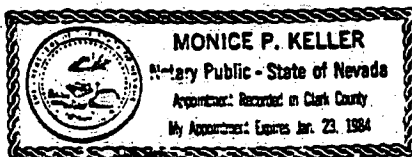
Loretta A. Hall, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the 8th day of December, 1983, a copy of a NOTICE OF INFORMATION MEETING before various RECOMMENDING COMMITTEES relative to proposed ordinances, to be held at the hour of 4PM, on Monday December 19, 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 December, 1983

Monice P. Keller
NOTARY PUBLIC in and for said County
and State.
My Commission expires: 1/23/84



(Posting required under the provisions of NRS CHAPTER 241) 0090

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

Loretta A. Hall

_____, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the 8th day of December, 1983, at the hour of 2 PM 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 PM on Monday, December 19, 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 Council Chamber)

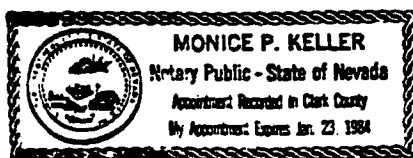
Loretta A. Hall
SIGNATURE

Clerk
DEPARTMENT OF DIVISION

Subscribed and sworn to before me this

8th day of December, 1983

Monice P. Keller
NOTARY PUBLIC in and for said County
and State. My Commission expires:



December 7, 1983

0091

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, December 19, 1983, in the City Manager's Conference Room, 10th Floor, City Hall, 400 East Stewart Avenue, Las Vegas, Nevada.

- A. BILL NO. 83-69 - PROVIDES FOR THE REGULATION OF CARNIVALS, CIRCUSES AND TRAVELING SHOWS.

Committee: Councilmen Lurie and Levy

- B. BILL NO. 83-70 - PROVIDES FOR PUBLICLY-ORIENTED CONVENTION AND STADIUM FACILITIES IN THE C-V ZONE BY MEANS OF USE PERMIT, WITH FINAL ACTION BY THE CITY COUNCIL.

Committee: Councilmen Lurie and Levy

- C. BILL NO. 83-71 - REQUIRES LICENSING OF TELEPHONE SOLICITORS. ESTABLISHES REQUIREMENTS FOR LICENSING, REGULATES SALES PRESENTATIONS, MAKES LICENSEE RESPONSIBLE FOR ACTS OF EMPLOYEES AND INDEPENDENT CONTRACTORS, AND GIVES CUSTOMER RIGHT OF REFUND.

Committee: Councilmen Lurie and Levy

REAL ESTATE COMMITTEE:

- D. REQUEST BY THE DISABLED AMERICAN VETERANS TO SECURE 40 ACRES OF CITY PROPERTY ADJACENT TO FREEDOM PARK

Committee: Councilmen Levy 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.

INTER-OFFICE MEMORANDUM

December 27, 1983

TO:

FILE

FROM:

CAROL ANN HAWLEY
CITY CLERK

SUBJECT:

RECOMMENDING COMMITTEE MEETING
DECEMBER 19, 1983

COPIES TO: Agenda Blue Books for
12/21/83 & 1/4/84 City Council Meetings
City Attorney
Business Activity
Community Planning & Development
Engineering Services
Building & Safety
Public Services
Fire Services
Metro

MEETING HELD:

Monday, December 19, 1983, 4:00 P.M., Council
Chambers, City Hall. Meeting adjourned at 5:30 P.M.

PRESENT:

Councilman Ron Lurie
Councilman Bob Nolen
Acting City Manager Don Saylor
Acting Deputy City Manager Richard Campbell
Jan Stewart, Deputy City Attorney
Harold Foster, Director of Community Planning & Development
Bob Yeargin, Deputy City Attorney
Val Steed, Deputy City Attorney
Jim DiFiore, Business Activity
Jerry Cahill, Director of Business Activity
Carol Ann Hawley, City Clerk
Sandra LeBoeuf, Deputy City Clerk
Jerry Rayla, Las Vegas SUN
John W. Zemblidge, U. S. Postal Inspector
Charles B. Jeronis, U. S. Postal Inspector
Katherine West, U. S. Postal Inspector
Dennis Shauver, Vita Plus Distributors
Gordon C. Richards, Atty, Vita Plus Distributors
John Kane, Consumer Affairs Commission
Shari Compton, Consumer Affairs Commission
Jan Nutter, Better Business Bureau
Earl Johnson, Las Vegas Review-Journal
Flip Fred Johnson, Joe Louis DAV Chapter #33
Charles Bicakus, Joe Louis DAV Chapter #33
Steve Sisolak, American Distributing Co.
Don Johnson, Publisher
Daniel S. Mosley, Direct Sales Association
Roy Woofter, Atty, Direct Sales Association
Bruce Whitely, President, Direct Sales Association
Linda Martin, Better Business Bureau
Cheryl Irley, Preferred Copy
Lt. Hash Hanief, LVMPD
Don Dibble, LVMPD
Ben Roscoe, Senior Citizens Advisory Board & "Rocket."

Recommending Committee Meeting
December 19, 1983
Page 2

0093

Charlie Rixse, General Manager, Cashman Field Complex
Richard Cox
Aubrey Goldberg, Atty, Southern Nevada Publishers

EXCUSED: Councilman Levy

A. BILL NO. 83-69 - PROVIDES FOR THE REGULATION OF CARNIVALS, CIRCUSES AND TRAVELING SHOWS.

Committee: Councilmen Lurie and Levy

No one appeared in opposition to this Bill. Committee recommendation is for adoption at the January 4, 1984 City Council meeting.

B. BILL NO. 83-70 - PROVIDES FOR PUBLICLY-ORIENTED CONVENTION AND STADIUM FACILITIES IN THE C-V ZONE BY MEANS OF USE PERMIT, WITH FINAL ACTION BY THE CITY COUNCIL.

Committee: Councilmen Lurie and Levy

Charlie Rixse, General Manager, Cashman Field Complex, wanted to know how this would affect the Cashman Field Complex. Jan Stewart stated that a use permit would be issued to the Las Vegas Convention and Visitor's Authority which would be in general terms and therefore, each Convention would not have to be brought before the Council for approval. Val Steed stated that this would be a one-time approval when the onvention Authority comes in for the permit. At that time, all the conditions and uses would be discussed and determined. Committee recommendation is for adoption at the January 4, 1984 City Council meeting.

C. BILL NO. 83-71 - REQUIRES LICENSING OF TELEPHONE SOLICITORS. ESTABLISHES REQUIREMENTS FOR LICENSING, REGULATES SALES PRESENTATIONS, MAKES LICENSEE RESPONSIBLE FOR ACTS OF EMPLOYEES AND INDEPENDENT CONTRACTORS, AND GIVES CUSTOMER RIGHT OF REFUND.

Committee: Councilmen Lurie and Levy

Councilman Lurie stated that no action would be taken at this time on this Bill, but that a meeting would be set up at 2:00 PM, Monday, January 9, 1984, in the City Manager's Conference Room between the Licensing Department, City Attorney's office, and the people that attended this meeting who are interested. A verbatim transcript is on file in the City Clerk's office.

REAL ESTATE COMMITTEE:

D. REQUEST BY THE DISABLED AMERICAN VETERANS TO SECURE 40 ACRES OF CITY PROPERTY ADJACENT TO FREEDOM PARK.

Committee: Councilmen Levy and Lurie

Charles E. Bicaclus, Joe Louis DAV Chapter #33, stated that they wanted to put a multi-purpose building on the property for senior citizens, handicapped and their youth program. Councilman Lurie recommended that Mr. Bicaclus get together all the information, as to support from other organizations and funding

Recommending Committee Meeting
December 19, 1983
Page 3

0094

and then bring it back to this Committee for consideration. No action will be taken at this time.

AGENDA*City of Las Vegas*

January 4, 1984

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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)

1115 C. BILL NO. 83-71 - REQUIRES LICENSING OF TELEPHONE SOLICITORS. ESTABLISHES REQUIREMENTS FOR LICENSING, REGULATES SALES PRESENTATIONS, MAKES LICENSEE RESPONSIBLE FOR ACTS OF EMPLOYEES AND INDEPENDENT CONTRACTORS, AND GIVES CUSTOMER RIGHT OF REFUND.

Committee: Councilmen Lurie and Levy

First Publication: NONE

Committee Recommendation:

Bill still remains in Study Committee. No recommendation made as yet.

RECOMMENDATION NOTED 1/9/84 Study
Committee meeting

APPROVED AGENDA ITEM

Ashley Hall

AGENDA*City of Las Vegas*

0096

January 4, 1984

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

ITEM

Council Action

Department Action

VII.. BOARDS AND COMMISSIONS

1116

A. SOUTHERN NEVADA COMMITTEE ON EMPLOYMENT
OF THE HANDICAPPED
2-Year Term (Terms Expire on 1/1/84)

1. Edith Williamson
2. Charles P. Williams
3. James Tirey Wilson (Alternate)
4. Hera Evans
5. Vivian Grimsley (Alternate)
6. Joan Adams
7. Fred Stuhff (Alternate)

Lurie - Clerk to notify
Motion to concur
in Mayor's reappoint-
ments of
Edith Williamson
Hera Evans
Vivian Grimsley (Alternate)
Joan Adams
Fred Stuhff (Alternate)
to new 2-year terms
and
Terry Kozlowski
709 Mallard
Las Vegas, NV 89107
to replace
Charles Williams to
a 2-year term
carried unanimously.
(Christensen excused)

(Note: This leaves
one vacancy to be
filled to replace
James Tirey Wilson
(Alternate))

APPROVED AGENDA ITEM

Ashley Hall

INTER-OFFICE MEMORANDUM

January 3, 1984 0097

TO:

CITY COUNCIL

FROM:

CAROL ANN HAWLEY
CITY CLERK

SUBJECT:

SOUTHERN NEVADA COMMITTEE ON THE
EMPLOYMENT OF THE HANDICAPPED

COPIES TO:

Chairperson Gwen Rahner informed me that the following persons wish to be reappointed to the Southern Nevada Committee on the Employment of the Handicapped for a two-year term:

1. Edith Williams
2. Hera Evans
3. Vivian Grimsley (Alternate)
4. Joan Adams
5. Fred Stuhff (Alternate)

Charles P. Williams and James Tirey Wilson (Alternate) do not wish to be reappointed because they are unable to attend any of the meetings.

At the present time, no recommendations are on file with my office for this Committee for the two positions held by Charles Williams and James Wilson.

CAH/s1

0098

January 4, 1984

Mayor William Briare
400 Stewart Avenue
Las Vegas, Nevada 89101

Dear Mayor Briare:

RE: Terry Kozlowski,
Appointment to:
So. Nev. Committee
for the Handicap

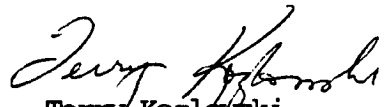
The City Clerks Office has notified me of an opening on the Southern Nevada Committee for the Handicap.

I would very much like you to consider my appointment to serve on this committee. At the present time, I am a student at UNLV enrolled in the Premed program. I expect to complete my Premed training in the next two (2) years and go on to medical school.

Problems faced by the handicapped and the possible medical and social solutions to them are one of my interests.

Your consideration of my request would be greatly appreciated.

Respectfully requested,



Terry Kozlowski
709 Mallard
Las Vegas, Nevada 89107
(702) 878-1594

RECEIVED
JAN 4 9 06 AM '84
JAN 4 9 06 AM '84
CITY CLERK
CITY CLERK

AGENDA*City of Las Vegas*

0099

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

Page 18
January 4, 1984

ITEM

Council Action

Department Action

VIII. NEW BILLS TO BE REFERRED TO A STUDY
COMMITTEE OR RECOMMENDING COMMITTEE

A. Bill No. 84-1 -- Annexation No. A-15-83(A)

Property Located: On the northeast corner of
Lorenzi Boulevard and Lake
Mead Boulevard

Petitioned By: J.A. Tiberti Construction
Co., Inc.

Acreage: Approximately 41.989 acres

Zoned: R-E (County classification)
N-U (City equivalent)

Sponsored by: Councilman Ron Lurie

First Reading and
referred -
Lurie and
Christensen

1/16/84 Agenda
Recommending
Committee

MORNING SESSION RECESSED AT 11:18 A.M.

AGENDA*City of Las Vegas*

0100

January 4, 1984

Page 19

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

ITEM

Council Action

Department Action

IX. 2:00 P.M. - PUBLIC HEARINGS

1404

- A. AMENDMENT TO THE MASTER PLAN OF STREETS AND HIGHWAYS to reduce the right-of-way width of the west half of Decatur Boulevard from sixty feet (60') to fifty feet (50') between Cheyenne Avenue and Moccasin Road.

Planning Commission unanimously recommends APPROVAL.

Staff Recommendation: APPROVAL

Lurie -
APPROVED to follow recommendations and amend the Master Plan of Streets and Highways.
Motion carried with Levy abstaining and Christensen excused.

Planning to proceed

No one appeared in favor or opposition

APPROVED AGENDA ITEM*Ashley Hall*

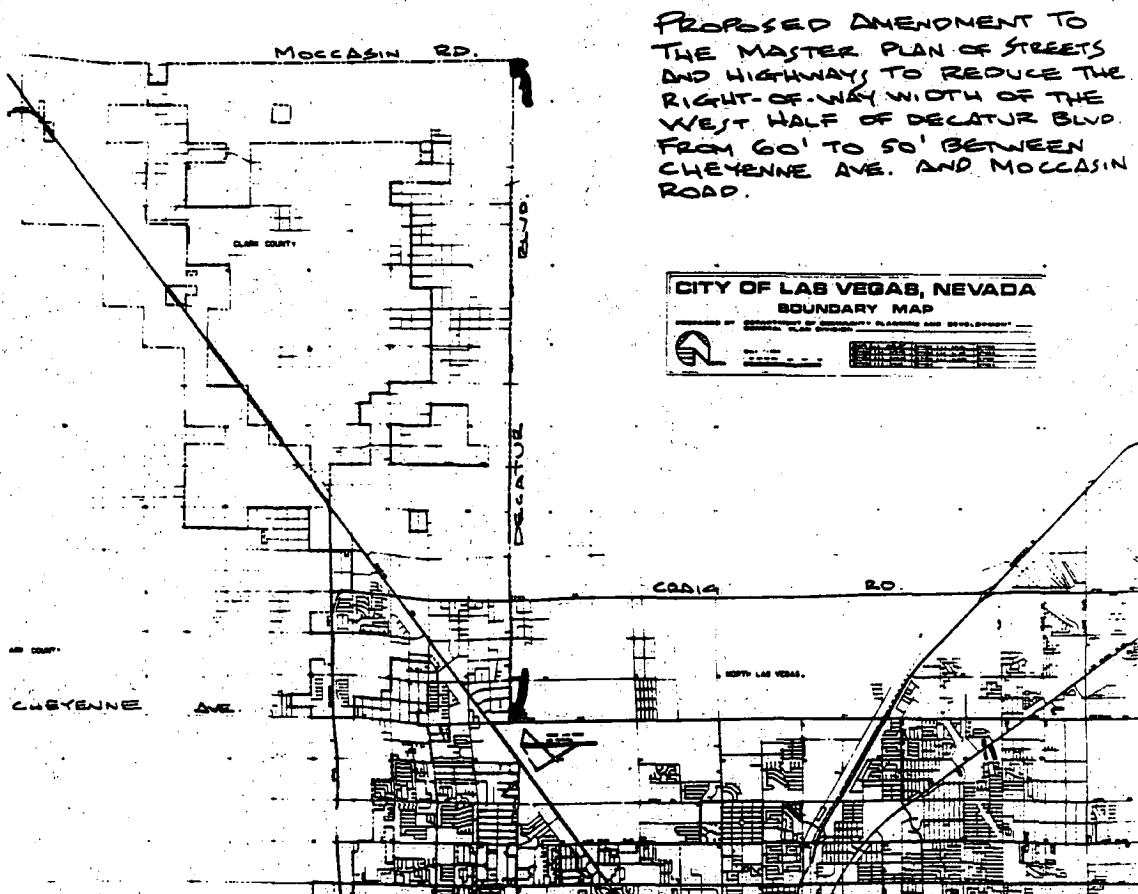
To: The City Council
Re: Public Hearing Agenda Item
January 4, 1984 City Council Agenda

A. MASTER PLAN OF STREETS AND HIGHWAYS AMENDMENT - DECATUR BOULEVARD

This proposed amendment to the Master Plan of Streets and Highways is to reduce the right-of-way width on the west half of Decatur Boulevard from 60' to 50'. The City of North Las Vegas amended its plan recently to reduce the west half from 60' to 50' on the basis that most of the land in this general area will be developed on a low density basis and anticipated traffic flows will not warrant a 120' wide street. City staff also concurs with these findings.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

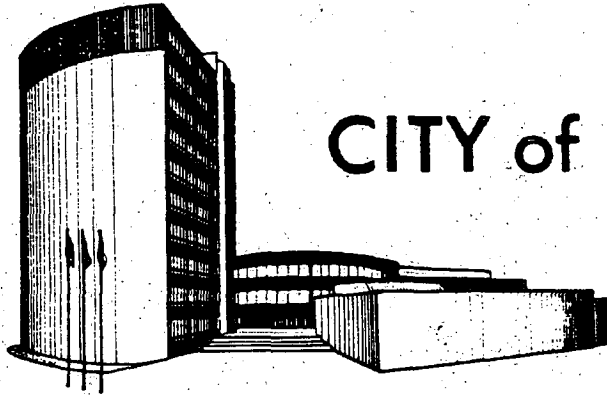
STAFF RECOMMENDATION: APPROVAL



MAYOR BILL BRIARE
COUNCILMEN
RON LURIE
PAUL J. CHRISTENSEN
AL LEVY
BOB NOLEN

CITY ATTORNEY
GEORGE F. OGILVIE

ACTING CITY MANAGER
DON J. SAYLOR



CITY of LAS VEGAS

JANUARY 4, 1984

NOTICE IS HEREBY GIVEN THAT on Wednesday, January 4, 1984, 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:

AMENDMENT TO THE MASTER PLAN OF STREETS AND HIGHWAYS TO
REDUCE THE RIGHT-OF-WAY WIDTH OF THE WEST HALF OF DECATUR
BOULEVARD FROM SIXTY FEET (60') TO FIFTY FEET (50') BETWEEN
CHEYENNE AVENUE AND MOCCASIN ROAD.

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.

A handwritten signature in cursive script that reads "Carol Ann Hawley". The signature is written in dark ink and is positioned above the printed name and title of the City Clerk.

CAROL ANN HAWLEY
CITY CLERK



AGENDA*City of Las Vegas*

January 4, 1984

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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)

- 1406
- B. VAC-18-83 - Petition of Vacation submitted by DONALD S. DRAPER to vacate a portion of the fifty-four foot (54') radius located on the northwest corner of Alta Drive and Buffalo Drive.

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

Lurie -
APPROVED as
recommended, subject
to conditions.
Unanimous
(Christensen excused)

Clerk to notify &
Planning to proceed

Charley Johnson
represented
applicant

No one appeared in
opposition

APPROVED AGENDA ITEM

Ashley Hale

To: The City Council
Re: Public Hearing Agenda Item
January 4, 1984 City Council Agenda

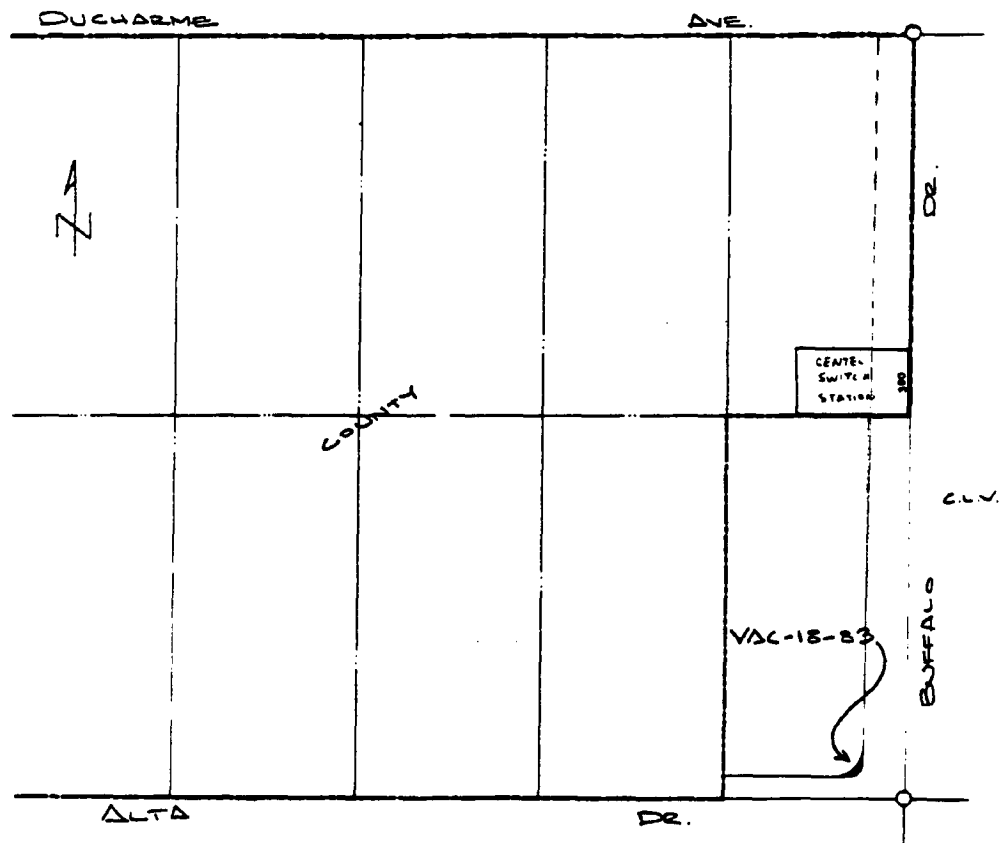
B. VACATION - VAC-18-83 - DONALD S. DRAPER

The request is to vacate a portion of the right-of-way for a 54' radius on the northwest corner of Alta and Buffalo Drives. The vacation would reduce the radius to 25' which is in conformance with the current standard for radius corners at the intersection of primary and secondary major streets. R-CL zoning was just approved on the adjoining property and the developer would like to accommodate the additional radius area into his development.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

PROTESTS: 0



NOTICE

0105

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 herein-after 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:

A portion of the fifty-four foot (54') radius located on the northwest corner of Alta Drive and Buffalo Drive

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 4th day of January, 1984, at the hour of 2:00 p.m., in the 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 21st day of December, 1983.


CAROL ANN HAWLEY, City Clerk

0106

January 4, 1984

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AGENDA*City of Las Vegas*

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)

- 1407 C. VAC-19-83 - Petition of Vacation submitted by THE STATE OF NEVADA DEPARTMENT OF TRANSPORTATION to vacate a 20 foot wide east/west alley located east of Interstate 15 Freeway and north of Wilson Avenue.

Planning Commission recommends APPROVAL (6-0-1), 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

Lurie -
APPROVED as
recommended by
Planning Commission
and staff, subject
to conditions.
Unanimous
(Christensen excused)

Clerk to notify &
Planning to proceed

No one appeared in
favor or opposition

APPROVED AGENDA ITEM
Ashley Hall

To: The City Council
Re: Public Hearing Agenda Item
January 4, 1984 City Council Agenda

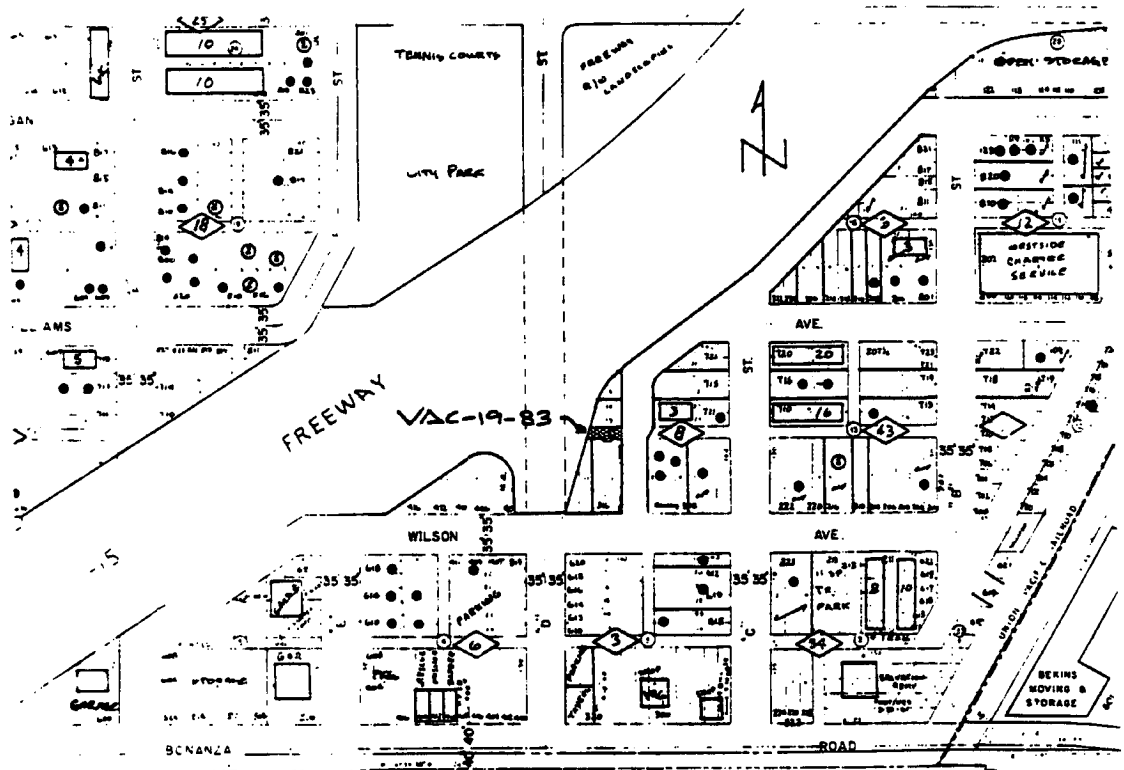
C. VACATION VAC-19-83 - THE STATE OF NEVADA DEPARTMENT OF TRANSPORTATION

The request is to vacate a 20' wide alley that bisects two small parcels of land that remained from the acquisition of the I-15 Freeway. The alley exists just north of Wilson and east of "D" Street as it goes under the freeway. The present alley serves no purpose and will make the two parcels one large building lot.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

PROTESTS: 0



NOTICE

0108

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 herein-after 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:

A 20' wide east/west alley located east of Interstate 15 Freeway and north of Wilson Avenue

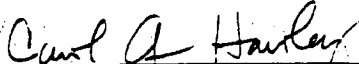
SUBJECT TO

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 4th day of January, 1984, at the hour of 2:00 p.m., in the 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 21st day of December, 1983.


CAROL ANN HAWLEY, City Clerk

AGENDA*City of Las Vegas*January 4, 1984 **0109**

CITY COUNCIL

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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* January 4, 1984 **0110**CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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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*

0111

January 4, 1984

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CITY COUNCIL

COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

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ITEM

Council Action

Department Action

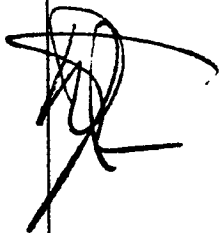
X. COMMUNITY PLANNING & DEVELOPMENT DEPARTMENT
HAROLD P. FOSTER, DIRECTOR (CONTINUED)

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



AGENDA*City of Las Vegas*

0112

January 4, 1984

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM

Council Action

Department Actio

**X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)****A. ABEYANCE ITEM - ZONE CHANGE - Z-60-83 -
DECATUR INVESTMENTS**WITHDRAWN BY
APPLICANTReclassification of property generally
located on the east side of Decatur Boulevard
between Eugene Avenue and Sawyer Avenue.

From: R-3 (Limited Multiple Residence)

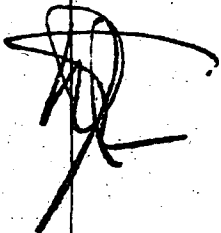
and R-1 (Single Family Residence)

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: 259

NOTE: This application has been withdrawn
by the applicant.**APPROVED AGENDA ITEM**

To: The City Council
Re: Community Planning and Development Agenda Item
January 4, 1984 City Council Agenda

A. ABEYANCE ITEM - ZONE CHANGE - Z-60-83 - DECATUR INVESTMENTS

This item was held in abeyance from the November 2, 1983 meeting to allow sufficient time to settle the litigation on whether the private deed restrictions limit the development to single family homes on this property. The litigation has not been resolved and the applicant now has requested its application be withdrawn. Consequently, this application should be stricken from the agenda.

The application involved a request for 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.

PLANNING COMMISSION RECOMMENDATION: APPROVAL - Compatible with the zoning pattern in the area.

STAFF RECOMMENDATION: APPROVAL (Application should be stricken because it has been withdrawn by the applicant.)

PROTESTS: 259 - 1 Person spoke at Planning Commission meeting
28 Persons in audience at Planning Commission meeting
Petitions with 224 signatures
6 Persons spoke at August 3, 1983 City Council meeting

AGENDA*City of Las Vegas*January 4, 1984 ⁰¹¹⁴

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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)B. TENTATIVE MAP - TONOPAH SPRINGS (CONDOMINIUM)

Property generally located on the southeast corner of Washington Avenue and Tonopah Drive, R-3 Zone.

Owner/Subdivider: Robert L. Conn
No. of Acres: 0.64 No. of Units: 16

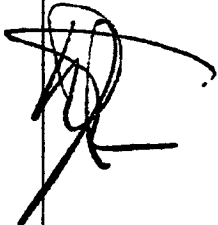
Planning Commission unanimously recommends APPROVAL, subject to the following conditions:

1. Conformance to the Flood Hazard Reduction Ordinance.
2. Conformance to the conditions of approval for Plot Plan Review Z-63-78.

Staff Recommendation: APPROVAL

Lurie -
APPROVED, subject to
conditions.
Unanimous
(Christensen excused)Clerk to notify &
Planning to
proceedBob Conn
appearedNo one appeared
in opposition

APPROVED AGENDA ITEM



CITY COUNCIL MINUTES - JANUARY 4, 1984

x. 0115

To: The City Council
Re: Community Planning and Development Agenda Item
January 4, 1984 City Council Agenda

B. TENTATIVE MAP - TONOPAH SPRINGS (CONDOMINIUM)

The tentative map is to divide an approved apartment project for a condominium development. A total of 16 units are proposed. The map conforms to the subdivision regulations and a plot plan that was approved under the zoning action.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

AGENDA*City of Las Vegas*0116
January 4, 1984CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM Council Action Department Action

**X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)****409 C. EXTENSION OF TIME - ZC-203-78 - GRACE LAND
DEVELOPMENT CORPORATION**

Extension of Time on property generally located on the southwest corner of Charleston Boulevard and Rainbow Boulevard, R-E Zone (under Resolution of Intent to C-1).

Planning Commission unanimously recommends APPROVAL, subject to the following conditions:

1. Extension of Time shall expire December 5, 1984.
2. Conformance to all ordinance amendments enacted subsequent to the original approval.

Staff Recommendation: APPROVAL

Lurie -
APPROVED as
recommended by
Planning Commission,
subject to conditions
Unanimous
(Christensen excused)

Clerk to notify &
Planning to
proceed

Betty Chappell
represented
applicant

No one appeared i
opposition

APPROVED AGENDA ITEM

CITY COUNCIL MINUTES - JANUARY 4, 1984

0117

To: The City Council
Re: Community Planning and Development Agenda Item
January 4, 1984 City Council Agenda

C. EXTENSION OF TIME - ZC-203-78 - GRACE LAND DEVELOPMENT CORPORATION

This is the fourth request for an extension of time on the approved C-1 zoning for a proposed shopping center. The applicants have not been able to construct this development due to economic conditions.

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*

January 4, 1984

0118

CITY COUNCIL
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ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)409 D. ONE-YEAR REVIEW - U-75-82 - HOOPER INDUSTRIES
LTD., A NEVADA CORPORATION

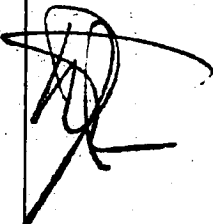
One-year review of the Class III secondhand dealership for the buying and selling of new and used jewelry and precious metals on property located at 427-B Las Vegas Boulevard South in Zoning District C-2 (General Commercial).

Staff Recommendation: The use be terminated.

Lurie -
Motion to follow
recommendations and
terminate Use Permit
carried unanimously.
(Christensen excused)

Clerk to notify
No one appeared

APPROVED AGENDA ITEM



0119

To: The City Council
Re: Community Planning and Development Agenda Item
January 4, 1984 City Council Agenda

X.

D. ONE-YEAR REVIEW - U-75-82 - HOOPER INDUSTRIES LTD., A NEVADA CORPORATION

A one-year review was required as a condition of approval by the Council on this use permit for a Class III secondhand dealership for the buying and selling of new and used jewelry and precious metals at 427-B Las Vegas Boulevard South. The concern was relative to the type of sign and general aesthetics of this business operation. This business was never started because the business license was not approved by the Council for the proposed lessee. It is unknown if this type of operation will ever be at this location, however, the use permit does not have a time limit and will continue in perpetuity. Consequently, staff is of the opinion this use permit should be terminated at this time and if a new operator wishes to locate at this property, a new use permit should be filed.

STAFF RECOMMENDATION: The use permit be terminated because this use was not started during the past year.

AGENDA*City of Las Vegas*

January 4, 1984

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CITY COUNCIL
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ITEM

Council Action

Department Action

**X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)****E. C-D USE REVIEW AND PLOT PLAN REVIEW -
Z-18-68(25) - ELIZABETH KROLAK**

C-D Use Review and Plot Plan Review to allow the University of Humanistic Studies on property located at 3124 W. Charleston Boulevard, C-D Zone.

Planning Commission unanimously recommends APPROVAL, subject to the following condition:

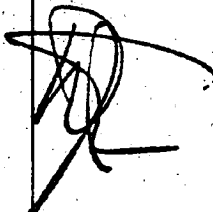
1. Conformance to the plot plan and elevations amended to provide screening of the cooler and repainting the building and aesthetically improving its appearance as required by the Department of Community Planning and Development.

Staff Recommendation: APPROVAL

Lurie -
APPROVED as
recommended, subject
to conditions.
Motion carried with
Levy abstaining and
Christensen excused.

Clerk to notify &
Planning to
proceed

APPROVED AGENDA ITEM



To: The City Council
Re: Community Planning and Development Agenda Item
January 4, 1984 City Council Agenda

E. C-D USE REVIEW AND PLOT PLAN REVIEW - Z-18-68(25) - ELIZABETH KROLAK

Two items are involved in this request; one is for a use review to allow a university in the C-D zone and the other is for a plot plan review to convert this property to commercial use. A university of humanistic studies is proposed which will offer adult education courses. Only one or two classes will be conducted each day between the hours of 9:00 A.M. and 9:00 P.M. The student enrollment will be approximately 18 and most classes have 10 to 12 students in attendance. Additionally, counseling classes may be added in the future and appointments would be scheduled on an hourly basis. There will be one full-time secretary during the day and one instructor for each class. The plot plan indicates the existing residences will be converted for this use with landscaping and off-street parking to be installed on the front portions of the property and the rear portion will remain undeveloped. The home is relatively old and exists in a deteriorated condition.

PLANNING COMMISSION RECOMMENDATION: APPROVAL - With aesthetic improvements.

STAFF RECOMMENDATION: APPROVAL - Subject to upgrading the structure.

AGENDA*City of Las Vegas*January 4, 1984 **0122**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. ZONE CHANGE - Z-103-83 - CODY BOB BYRD**

Reclassification of property generally located on the south side of Owens Avenue, between Marion Drive and Nellis Boulevard.

From: R-2 (Two Family 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 shall be restricted to a twelve (12) month time limit.
2. Approval of AV-7-83.
3. All lots shall contain a minimum of 7,000 square feet.
4. Install street improvements on Owens Avenue as required by the Department of Engineering Services.

Staff Recommendation: APPROVAL

PROTESTS: 0

Lurie -
APPROVED as recommended by Planning Commission and staff, subject to conditions.
Unanimous
(Christensen excused)

Clerk to notify & Planning to proceed

No one appeared in favor or opposition

APPROVED AGENDA ITEM


To: The City Council
Re: Community Planning and Development Agenda Item
January 4, 1984 City Council Agenda

X.

F. ZONE CHANGE - Z-103-83 - CODY BOB BYRD

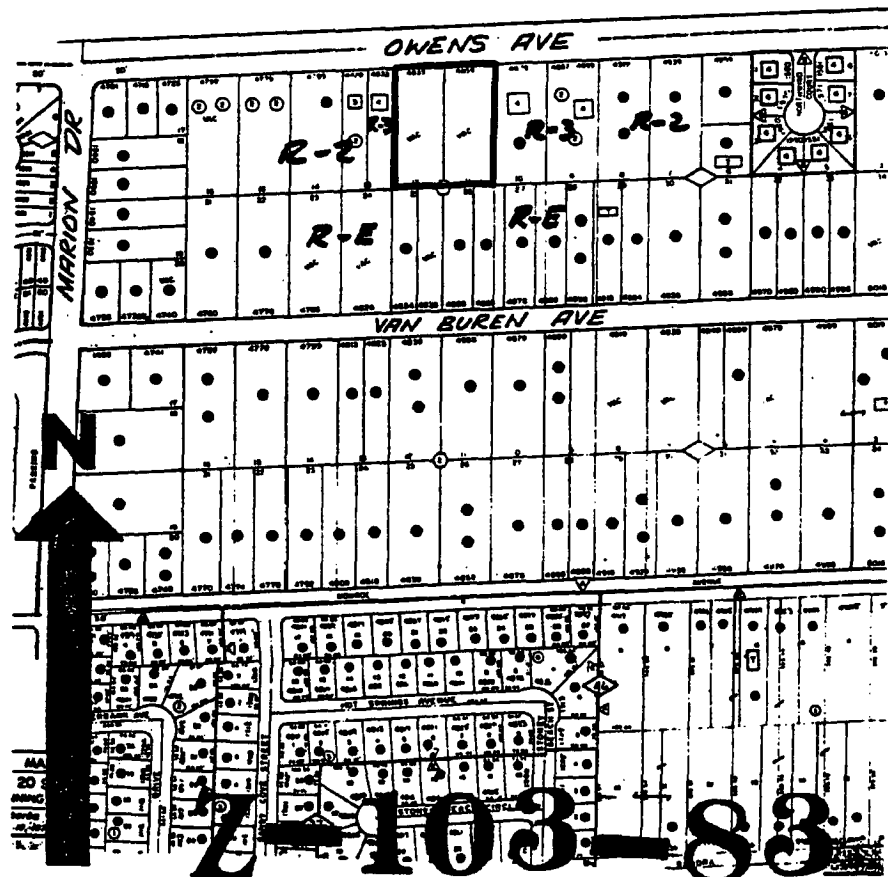
The request is to rezone this 1.97 acre site from R-2 to R-3 to allow a 32 unit apartment development. The building will two stories in height. Eight lots are proposed with a fourplex on each lot. An administrative variance was approved by the Planning Commission to allow a slight encroachment into the front setback area on two lots for the stairways. There is an R-3 zoning pattern on this segment of Owens Avenue.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

PROTESTS: 0

COUNTY



AGENDA*City of Las Vegas* January 4, 1984 **0124**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)****G. TENTATIVE MAP - DESERTWIND**

Property generally located on the south side of Owens Avenue, west of Nellis Boulevard, R-2 Zone (proposed R-3).

Owner/Subdivider: Cody Bob Byrd
No. of Acres: 1.75 No. of Lots: 8

Planning Commission unanimously recommends APPROVAL, subject to the following conditions:

1. Approval of the zoning application Z-103-83.
2. Conformance to the conditions of approval for Z-103-83.
3. No vehicular access to Owens Avenue from the abutting lots.
4. 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.
5. Conformance to all drainage requirements of the Department of Engineering Services.

Staff Recommendation: APPROVAL

Lurie -
APPROVED as recommended by Planning Commission and staff.
Unanimous
(Christensen excused)

Clerk to notify & Planning to proceed

APPROVED AGENDA ITEM

CITY COUNCIL MINUTES - JANUARY 4, 1984

0125

To: The City Council
Re: Community Planning and Development Agenda Item
January 4, 1984 City Council Agenda

X.

G. TENTATIVE MAP - DESERTWIND

This is the tentative map for the proposed development under Item F.
If that zoning is approved, then this map is in order to be approved.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

AGENDA*City of Las Vegas* January 4, 1984 **0126**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)

411 H. ZONE CHANGE - Z-104-83 - CARL PON

Reclassification of property generally located on the north side of Lake Mead Boulevard, 800' west of Torrey Pines Drive.

From: N-U (Non-Urban)

To: R-PD14 (Residential Planned Development)

Proposed Use: Medium Density Residential

Planning Commission unanimously recommends APPROVAL, subject to the following conditions:

1. Application be amended to R-PD12.
2. Resolution of Intent shall be restricted to a twelve (12) month time limit.
3. Conformance to the plot plan and elevations amended to:
 - a. Provide two means of access to Lake Mead Boulevard.
 - b. Provide a 20' building setback from Lake Mead Boulevard.
 - c. Install a row of trees, minimum 15 gallon size, along Lake Mead Boulevard as required by the Department of Community Planning and Development.
 - d. Aesthetically enhance rear building elevations along Lake Mead Boulevard as required by the Department of Community Planning and Development.
 - e. Provide additional common open space as required by the Department of Community Planning and Development.
4. Provide adequate paved and dedicated access to the City thoroughfare system as required by the Department of Engineering Services.

Lurie -
APPROVED as
recommended by
Planning Commission,
subject to conditions.
Unanimous
(Christensen excused)

Clerk to notify &
Planning to
proceed

Carl Pon
appeared

APPROVED AGENDA ITEM

AGENDA*City of Las Vegas*January 4, 1984 **0127**CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

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ITEM

Council Action

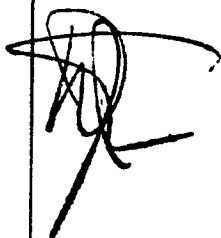
Department Action

**X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)****H. ZONE CHANGE - Z-104-83 - CARL PON (CONTINUED)**APPROVED
See Page 32

See Page 32

5. Dedicate 50' of right-of-way for Lake
Mead Boulevard as required by the
Department of Engineering Services.6. Install street improvements on Lake
Mead Boulevard as required by the
Department of Engineering Services.Staff Recommendation: ABEYANCE for a revised
development plan.

PROTESTS: 0

APPROVED AGENDA ITEM

To: The City Council
 Re: Community Planning and Development Agenda Item
 January 4, 1984 City Council Agenda

X.

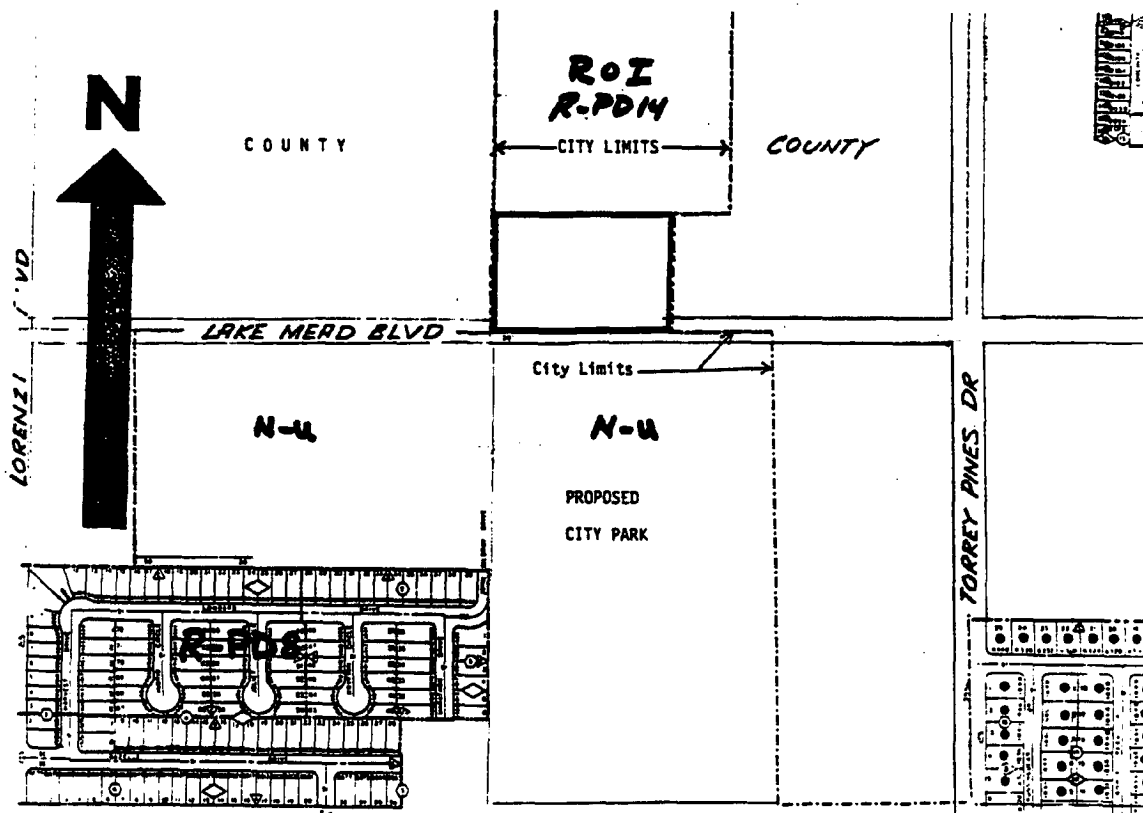
H. ZONE CHANGE - Z-104-83 - CARL PON

The request is to rezone this 3.92 acre site for a 56-unit condominium development. The applicant is requesting a rezoning from N-U to R-PD14 for this medium density residential project. A minimum of five acres is required by ordinance for a planned development unless waived by the Council. There is approved R-PD14 to the north that is presently undeveloped. To the east and west is vacant land in the County and to the south is a 20 acre park site that is presently undeveloped. To the southwest of the park site is an R-CL development. There is no paved access to the applicant's property that fronts on Lake Mead Boulevard. Staff recommended the plot plan be revised to provide two accesses to Lake Mead and to increase the building setback along Lake Mead from 10' to approximately 20'. In addition, staff recommended the rears of the buildings along Lake Mead be aesthetically improved. The development is also in need of more open space which will slightly decrease the density of this project. The applicant was in agreement to amending the application to an R-PD12. Staff preferred to have the application held in abeyance until these changes were incorporated into the plan, however, the applicant requested they be placed as conditions of approval because he lives out of town (Stateline, Nevada).

PLANNING COMMISSION RECOMMENDATION: APPROVAL - With staff's recommended changes.

STAFF RECOMMENDATION: ABEYANCE for revised development plans.

PROTESTS: 0



Z-104-83

AGENDA*City of Las Vegas*

January 4, 1984

0129

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)****I. ZONE CHANGE - Z-105-83 - JAMES GARRETT
MATHIS, ET AL**

Reclassification of property generally located on the west side of 4th Street, between Charleston Boulevard and Colorado Street.

From: R-4 (Apartment Residence)

To: C-1 (Limited Commercial)

Proposed Use: Offices

Planning Commission unanimously recommends APPROVAL, subject to the following conditions:

1. Resolution of Intent shall be restricted to a twelve (12) month time limit.
2. Install sidewalk on 4th Street as required by the Department of Engineering Services.

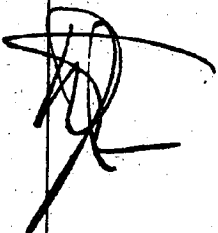
Staff Recommendation: APPROVAL

PROTESTS: 0

Lurie -
APPROVED as
recommended by
Planning Commission
and staff, subject
to conditions,
Unanimous
(Christensen excused)

Clerk to notify &
Planning to
proceed

Ken Flemming
represented the
applicant.

APPROVED AGENDA ITEM


To: The City Council
 Re: Community Planning and Development Agenda Item
 January 4, 1984 City Council Agenda

X.

I. ZONE CHANGE - Z-105-83 - JAMES GARRETT MATHIS, ET AL

The request is to rezone this property from R-4 to C-1 to allow a one-story office building on the west side of S. 4th Street 350' south of Charleston Boulevard. The building will be approximately 11,600 square feet in size and attractive in appearance. A use permit was approved on this site for customer and employee parking and for new car storage for Gaudin Ford when that dealership was located across the street. This area is in transition to commercial as a continuation of the downtown area. There will be ample off-street parking and landscaping provided.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

PROTESTS: 0



AGENDA*City of Las Vegas*January 4, 1984 **0131**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)****J. ZONE CHANGE - Z-91-83 - GARY A. SHERRILL, ETAL**

Reclassification of property generally
located on the north side of Tina Lane, 360'
east of Rebecca Road.

From: R-E (Residence Estates)

To: R-PD2 (Residential Planned
Development)

Proposed Use: Low Density Detached Single
Family Residential

Planning Commission recommends APPROVAL (6-1
vote), subject to the following conditions:

1. Resolution of Intent shall be restricted
to a twelve (12) month time limit.
2. Recording of a parcel map.
3. The lots shall front the private cul-de-sac
and the setbacks shall conform to the
R-D district. Accessory buildings and
uses, including corrals and stables,
shall conform to the R-E district
requirements.
4. Install pavement on Tina Lane as required
by the Department of Engineering Services.

Staff Recommendation: APPROVAL

PROTESTS: 11

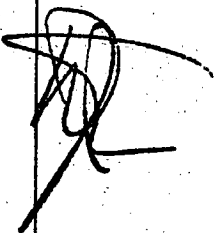
Nolen -
DENIED
Unanimous
(Christensen excused)

Clerk to notify

Gary A. Sherrill
appeared on
behalf of his
application.

Protestants:

Vera Sage
5517 Rebecca Rd.
Doug Lovegrove
6500 Hammer Lane
Bill Wauklin
5517 Rebecca Rd.

APPROVED AGENDA ITEM


To: The City Council
 Re: Community Planning and Development Agenda Item
 January 4, 1984 City Council Agenda

X.

J. ZONE CHANGE - Z-91-83 - GARY A. SHERRILL, ET AL

The request is to rezone this two acre site from R-E to R-PD2 to allow a four-lot subdivision with a private street. The R-PD zone requires a five-acre minimum site and a waiver is being requested. The lots will be half-acre in size including the private street area which is a cul-de-sac. There is existing R-PD2 zoning to the east that is undeveloped and the predominant zoning pattern in the general area is R-E. There was a protest factor from the R-E residents that were concerned about the size of these lots because many of the parcels in the surrounding area are one-acre in size or larger. Further, at the Planning Commission meeting staff recommended that horses not be allowed on these lots because it would be difficult in most instances to meet the required setback. However, the Planning Commission recommended horses be allowed as long as the corrals conform to the R-E setback requirements.

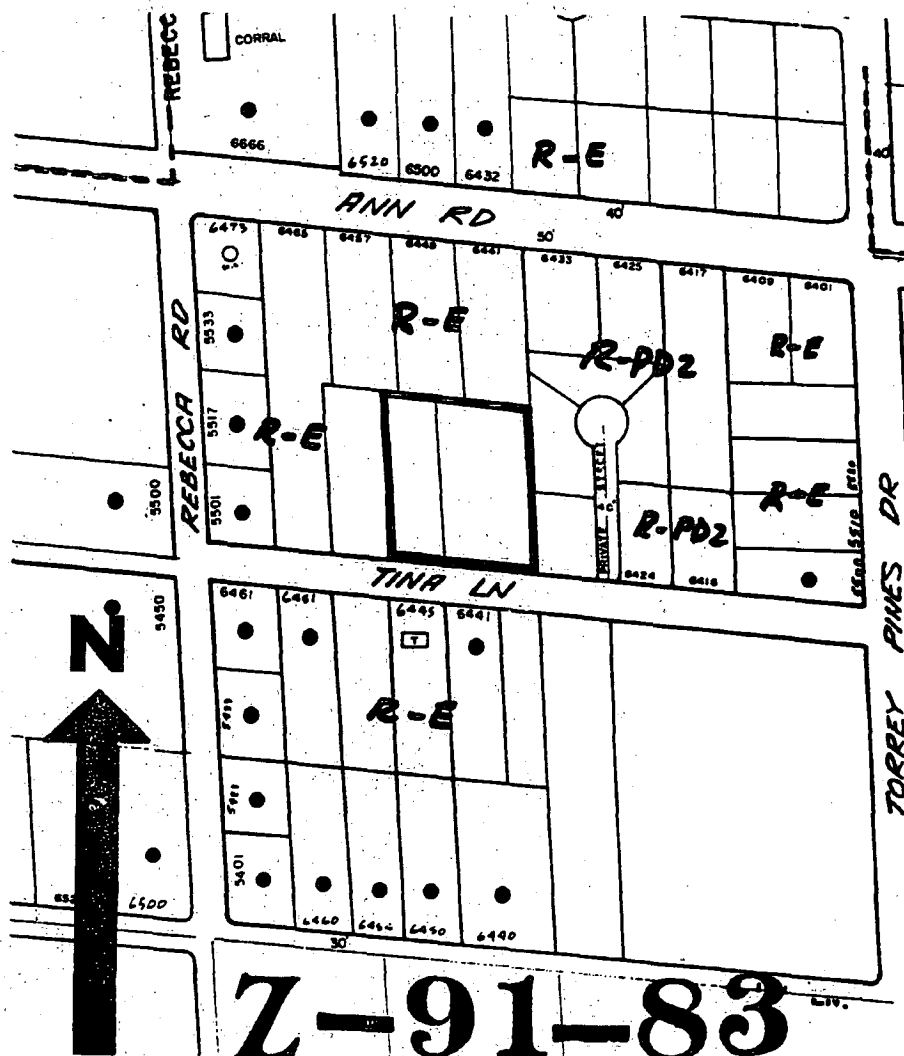
PLANNING COMMISSION RECOMMENDATION: APPROVAL - Compatible with the R-E density in the area.

STAFF RECOMMENDATION: APPROVAL - Compatible zoning.

PROTESTS: 11 - 6 Letters

3 Persons spoke at Planning Commission meeting

2 Persons in audience at Planning Commission meeting



0133

Dear Commissioners,

As one of the neighbors of horses and other animals in the Lind-Rebecca area, I wish to protest the recent passage of zoning changes which restrict horses on the property. Parcel maps with private drives serve a useful purpose in areas of subdivided acreage and no animal zoning. Our area does not fall into this category. We moved out into this area to enjoy our animals and acreage. Our enjoyment is threatened by the possible intrusion of non-animal owners into our neighborhood. I am against the process of rezoning land into such

the use and enjoyment of horses and other animals

Sincerely,

Jinda Nulken
6460 Hammer

RECEIVED

JAN 4 9 41 AM '84

CITY CLERK

Jan 3 1984 29/83

It is known it may concern
of profit on time & please read
from R. E. Richards & State
To: R P 2 Residential Planned
Development, we have
been living here for 14 years
+ came out here to get out of
the rat race in town.
This will be another not have
if you vote for that you
change. I have a note to
the police

Frank R. Parker

CITY CLERK

JAN 4 9 41 AM '84

RECEIVED

2-91-83

RECEIVED 0135

January 1, 1984

JAN 4 9 41 AM '84

Dear Sir,

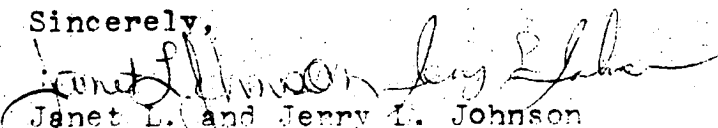
CITY CLERK

I am writing in regard to the property listed below (see the legal description below), concerning the re-zoning of such property. We are in complete protest to the proposed re-zoning. We moved out here 5 years ago because of the zoning. We have gone to all of the meetings in front of the Planning Commission, and were very dissappointed that the commission wasn't that interested in what the people in the neighborhood wanted. The man that owns the property to be re-zoned, doesn't even know what he wants to do with it yet. He said that he might sell it after he gets it re-zoned, which would make him more money. We all have too much at stake for this kind of "if-fy" proposition, and he really hasn't got as much at stake, yet the planning and re-zoning commission let it go through despite of our opposition.

The Home of the Good Sheppard owns property very close to where the said re-zoning would take place, and they are totally against it. I turned in a letter from Sister Elizabeth at the last meeting of the commission, which was a letter of opposition.

We feel that passing this will just be a start of something, and we do not like it, and feel that it should not be passed, it is not in the best interest of the whole neighborhood, but just in the best interest of the guy that wants it re-zoned. We hope that the voices of the people in the neighborhood will be heard this time. Thank you.

Sincerely,


Janet L. and Jerry I. Johnson
Property Owners
5423 Rebecca Road
Las Vegas, NV 89130
645-2953

2-9-83

Dec 20, 1983

RECEIVED
0136

JAN 4 9 41 AM '84

To The City Commissioners.

CITY CLERK

I the undersigned protest
the application of Gary G. Sherrill
to re-classify the property from
RE to ~~RPO2~~ ^{RPO2} this property is
identified as a portion of the south
half (S $\frac{1}{2}$) of the north (N $\frac{1}{2}$) of the north
east quarter (NE $\frac{1}{4}$) of the Northwest (NW $\frac{1}{4}$)
quarter of Section 35, Township 14 South,
Range 60 East NMB & M except the west
362'

I have bought property and moved
out here to get away from the
above situation and once again I
say repeatedly NO to the application.

Elmer H. Sage
5517 Rebecca Rd
Las Vegas, Nevada
89130

Rayne A. Giannotti
6500 Hammer Lane
Las Vegas, Nev 89130

Also Repre.
Mr. Bill Shoring
5533 Rebecca Rd
Las Vegas Nev.
89130

Also Repre.
Jo Wayne Whiting 645-1256
5501 Rebecca Rd
Las Vegas Nev.
89130

RECEIVED

2-9-83 Jan. 3, 1984

0137

Dear Sirs;

JAN 4 9 41 AM '84

In regards to the property owned by Gary A. Sherill located on the North side of Tina Lane, 360' East of Rebecca Rd. Legally known as:

A portion of the South Half ($5\frac{1}{2}$) of the North Half ($N\frac{1}{2}$) of the Northeast Quarter ($NE\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$) of section 35, Township 19 South, Range 60 East, M. D. B. + M., Except the West 362'

My husband, Allen Bruce Barclay, and myself, Autumn Barclay were not properly notified of the proposed zoning change, from R-E (residential estates) to R-PD2 (residential planned development) and in view of this do not feel you had the right to change it.

We live on and are improving upon our property in this zone, and moved here over two years ago because of the zoning. We do not feel that there is any good reason for changing this zone, when the person getting the change is not planning on living on this property, and there are many more resident landholders in this zone against this change (I understand) than for it!

Sincerely,

Autumn Barclay & Allen B. Barclay
property owners of 5401 Rebecca Rd.
Las Vegas, NV. 89130

AGENDA*City of Las Vegas*

0138

January 4, 1984

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)****K. ZONE CHANGE - Z-102-83 - CAROLYN THRESHER
AND GRETA STOLZLECHNER**

Reclassification of property generally located on the northeast corner of Buckskin Avenue and Lorenzi Boulevard.

From: R-E (Residence Estates)

To: R-D (Single Family Residence, Restricted)

Proposed Use: Low Density Detached Single Family Residences

Planning Commission unanimously recommends APPROVAL, subject to the following conditions:

1. Resolution of Intent shall be restricted to a twelve (12) month time limit.
2. Application be amended to exclude the south 14' and the south 67.75' of the east 129'.
3. The minimum floor area of the houses constructed on the R-E lots on the north side of Buckskin Avenue shall not be less than 1,500 square feet and the minimum floor area of the houses constructed on the R-D lots shall not be less than 1,362 square feet.
4. The houses on the R-E lots to the south shall be developed first or concurrently with this R-D development.
5. A deed restriction shall be recorded prohibiting horses on the R-E lots.

Staff Recommendation: APPROVAL

PROTESTS: 13

Lurie -
APPROVED subject to conditions.
Motion carried with Nolen voting "No" and Christensen excused.

Clerk to notify and Planning to proceed.

Karsten Bronken appeared on behalf of application.

Appearances:
R. E. "Curly" Schroeder
3340 Lorenzi in favor of Plan.
Cindy Dunlap
3410 N. Torrey Pines Ave.
in protest
Gail McQuary
3386 N. Garehime Ave.
in favor.
Pam Hardin
3235 N. Garehime Ave. in protest.

APPROVED AGENDA ITEM

To: The City Council
Re: Community Planning and Development Agenda Item
January 4, 1984 City Council Agenda

X.

K. ZONE CHANGE - Z-102-83 - CAROLYN THRESHER AND GRETA STOLZLECHNER

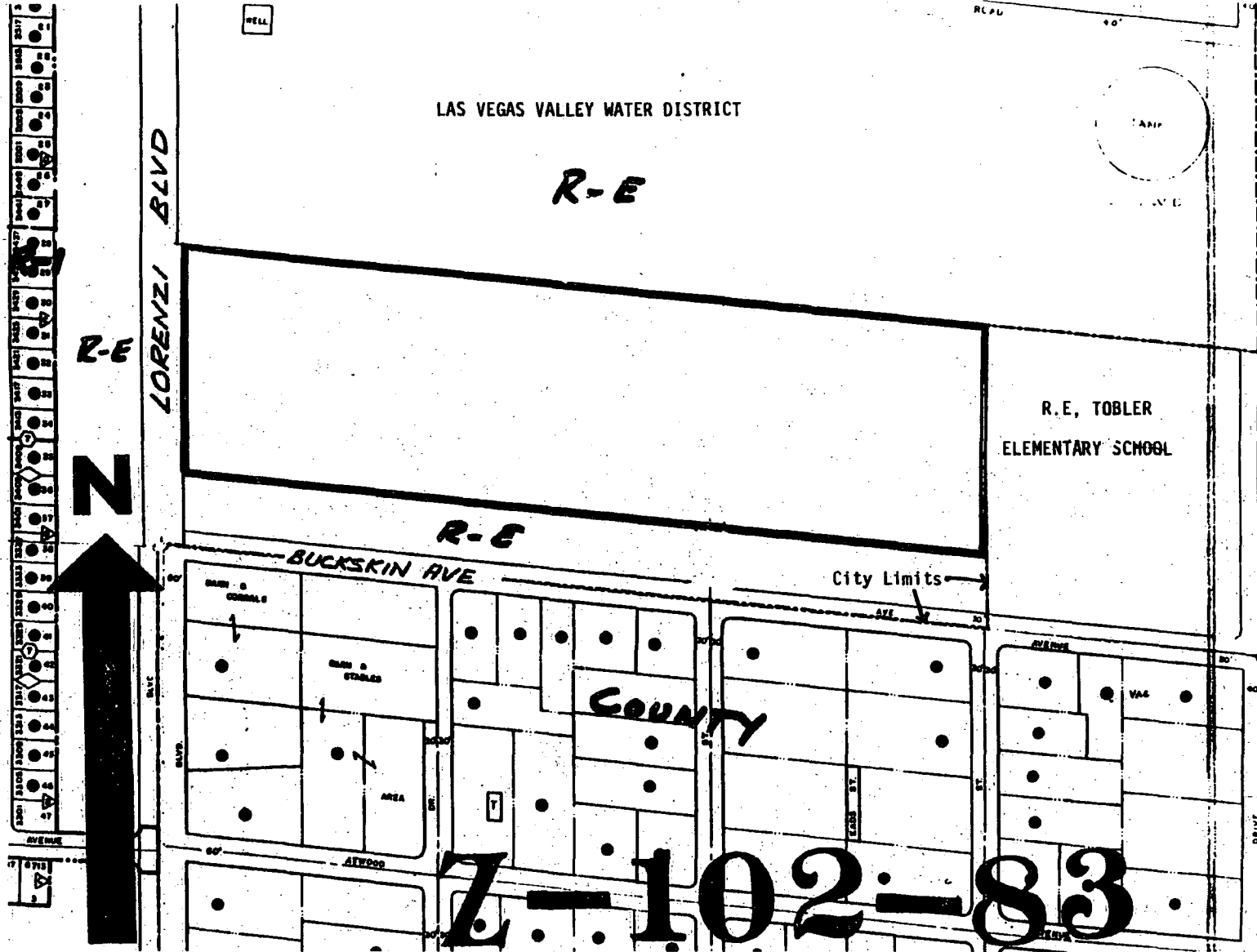
This application involves a request from R-E to R-D for a 63-lot subdivision. There will be a strip of R-E zoned land remaining to the south along the north side of Buckskin that will act as a buffer for the R-E development to the south. This R-E strip will be divided into 11 lots and with the proposed 63 lots in the requested R-D zone, there would be a total of 74 in this development. This is the third application this year on this property and on the R-E strip to the south. The first application was for R-1 and R-CL for a total of 193 lots that was denied in June and an application for R-D and R-1 for 123 lots was denied in September. The current application is for less than half the number of lots that were originally requested on this overall site of 28.5 acres. The average gross density for both the R-D and R-E to the south would be 2.6 units per acre. The site abuts the Tobler Elementary School to the east, the 40 acre Water District well site to the south and a strip of vacant R-E to the west along the west side of Lorenzi Boulevard. To the south in the County the area is substantially developed on an R-E basis. The property involved in this application is on the northwest fringe of the R-E area and R-D zoning could be considered as appropriate and was recommended by staff on the previous applications. The developer has submitted floor plans for homes ranging in size from 906 to 1,500 square feet. Staff recommended the two smaller floor plans be deleted and not less than 1,362 square feet be constructed on the R-D lots and a minimum 1,500 square foot home be required for the homes on the R-E to the south. Also, an administrative variance was granted by the Planning Commission that would allow the depth of the proposed R-D lots to be reduced from 103.5' to 100' and the additional area be added to the R-E lots to the south to increase them from the 125' depth to 139.5' that will provide more buildable area because the R-E requires a 50' front and a 50' rear setback. There were several protestants at the meeting objecting to the R-D sized lots and the fact that horses would not be allowed on them which would be out of character with the R-E area to the south.

PLANNING COMMISSION RECOMMENDATION: APPROVAL - Subject to the R-E lots to the south being developed first or concurrently with the R-D development.

STAFF RECOMMENDATION: APPROVAL - Compatible zoning in this zoning.

PROTESTS: 13 - 3 Persons spoke at Planning Commission meeting
10 Persons in audience at Planning Commission meeting

SEE ATTACHED LOCATION MAP



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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)****L. ZONE CHANGE - Z-93-83 - JAMES C. SMITH, ET AL**

Reclassification of property generally located 660' northwest of Tenaya Way and Cheyenne Avenue.

From: N-U (Non-Urban)

To: R-CL (Single Family Compact Lot)

Proposed Use: Medium Low Density Single Family Residential

Planning Commission recommends DENIAL (4-3 vote). If approved, following are the recommended conditions:

1. Resolution of Intent shall be restricted to a twelve (12) month time limit.
2. Recording of a final map.
3. Provision of a 6' block wall along the rear property lines abutting Tenaya Way and Pioneer Way.

Staff Recommendation: ABEYANCE - for General Plan to be completed

PROTESTS: 42

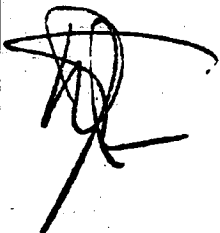
Lurie -
ABEYANCE until
3/7/84 Meeting in
order to review in
regard to proposed
General Plan.
Motion carried with
Briare voting "No"
and Christensen
excused.

Clerk to notify
3/7/84 Agenda

Appearing on behalf of Application:
G. C. Wallace, Consulting Engineer
1100 E. Sahara Ave.
Barry Becker, 50 S. Jones Ave.

Appearing in Protest:
Joan Bonnett, 6804 High Bluff Way
Glade Wilgar, 3355 N. Pioneer Way
Kristina A. Jenson, 7415 Buckskin Ave.
Nancy Kaster, 7410 N. Buckskin Ave.
Allen Ivie, 3441 N. Tioga Way
Lawrence Halle, 7470 Buckskin
Elizabeth Adams, 6505 Atwood
Paitaka Miyahira, 3421 N. Tioga Way
Tasey Miyahira, 3421 N. Tioga Way

NOTE: An earlier motion by Levy to hold in abeyance until 1/18/84 failed with Nolen, Lurie and Briare voting "No."

APPROVED AGENDA ITEM


To: The City Council
 Re: Community Planning and Development Agenda Item
 January 4, 1984 City Council Agenda

x. 0142

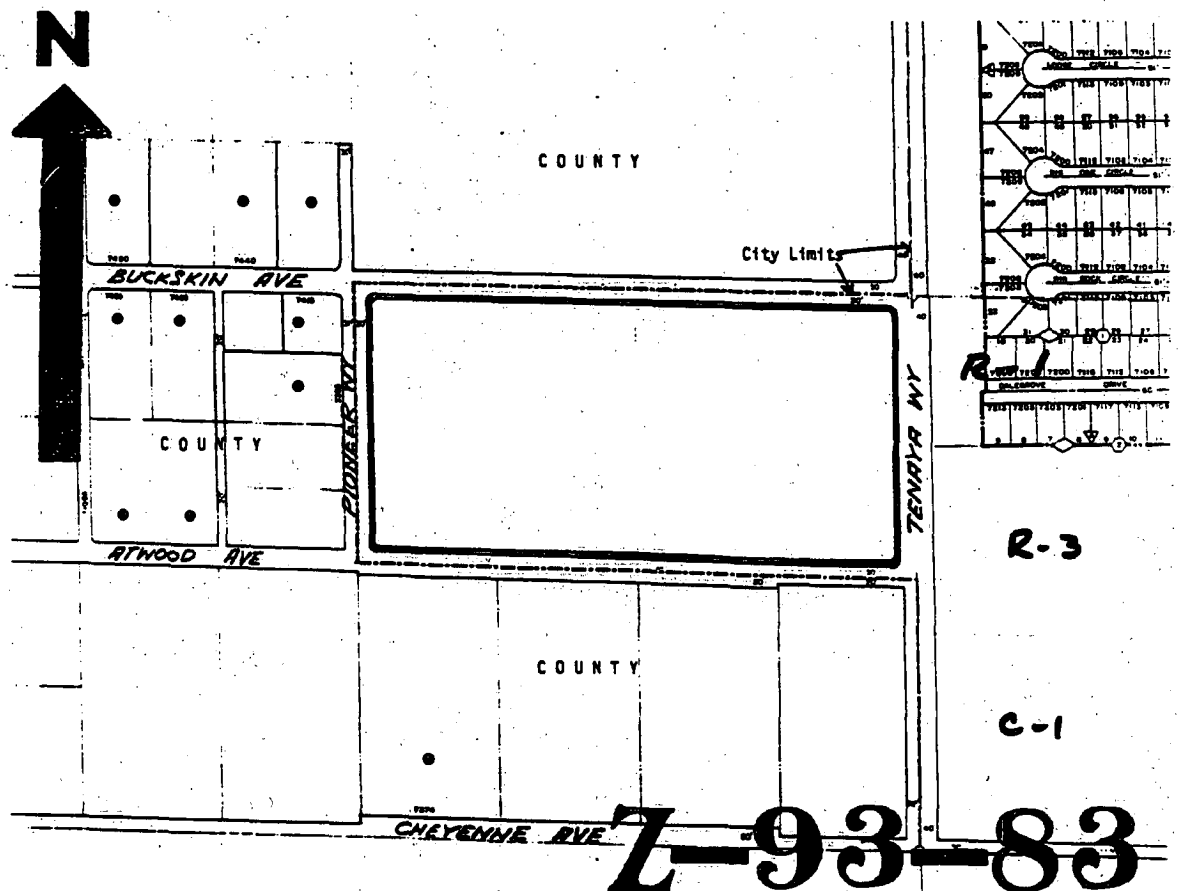
L. ZONE CHANGE - Z-93-83 - JAMES C. SMITH, ET AL

The request is to rezone this 20.8 acre site from N-U to R-CL for a 124-lot subdivision. The lots will be 50' to 100' in size and the density just under six units per gross acre. There is R-1 zoning to the northeast that is partially developed and vacant R-3 and C-1 to the southeast. To the south, west and north is R-E zoning in the County. To the west and southwest there are relatively large and expensive homes which indicates an R-E zoning pattern is already established in this area. The property extends approximately one-quarter mile west of Tenaya Way into the R-E area and there are homes fronting on the street to the west. The proposed homes range in price from \$85,000 to \$90,000. At the Planning Commission meeting staff pointed out if it was to make a recommendation at this time, it would be for denial because this is a transitioning parcel of land between the low density to the west and the higher density to the east. However, staff felt the application should be held in abeyance until the General Plan update is completed to determine what development pattern will be proposed for this area. Representatives of Metropolitan Homes who were at the meeting indicated they had just purchased the property and did not wish to wait until the update was completed and preferred a recommendation by the Planning Commission.

PLANNING COMMISSION RECOMMENDATION: DENIAL

STAFF RECOMMENDATION: ABEYANCE - For the General Plan update to be completed.

PROTESTS: 42 - Petitions with a total of 20 signatures
 13 Persons spoke at the Planning Commission meeting
 7 Persons in audience at Planning Commission meeting
 2 Letters



RECEIVED 0143

County master plan on growth to be discussed

JAN 4 12 46 PM '84
CITY CLERK

Clark County commissioners will hold their first public hearing Thursday on a proposed master plan to govern growth in the unincorporated Southern Nevada area.

The session is scheduled for 9 a.m. in the commission chambers of the Bridger Building, 225 E. Bridger Ave. The master plan won the approval of the county Planning Commission in late October.

The heart of the master plan is a new concept to Southern Nevada called "infilling."

"Infilling" calls for encouraging development within existing service areas — filling in before moving out — and putting a larger financial burden on developers who choose not to do so.

More than 50 percent of the land in

unincorporated Clark County already served by water, sewers and streets is vacant, according to county officials.

Under the proposed master plan, developers who build outside existing service areas would be required to pay for extending those services and perhaps a share of their maintenance costs.

On the other hand, incentives to fill in islands of undeveloped land would be offered, such as allowing higher density levels and mixing residential with commercial projects.

Once adopted, the master plan will be implemented through a series of ordinances that also will go through the public hearing process.

The master plan took about 3½ years to develop.

RE: James C. Smith et al reclassification of property generally located 660' North West of TENAYA WAY and Cheyenne Ave

An article from local Newspaper regarding the County's Master Plan. Their idea of development seems to coincide with the City. We as a community therefore, cannot understand why just the 20 acres was annexed into County- (undeveloped County) property. Again, we plead to the Council to recognize that an unfair encroachment of an urban development into a rural area.

We sincerely thank you for your attention to this matter.

Kristina E. Jensen
W. Scott Jensen

AGENDA*City of Las Vegas*

January 4, 1984

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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)M. PRESENTATION BY STATE PLANNING OFFICE ON
SB 40.N. SET DATE FOR PUBLIC HEARING ON ANY ITEM
REQUIRING A PUBLIC HEARING THAT WAS ACTED
UPON BY THE CITY PLANNING COMMISSION AT
ITS DECEMBER 8, 1983 MEETING.O. SET DATE ON ANY APPEALS FILED OR REQUIRED
PUBLIC HEARINGS FROM THE BOARD OF ZONING
ADJUSTMENT MEETING HELD DECEMBER 22, 1983.P. CONSIDERATION OF RECOMMENDATION OF PLANNING
COMMISSION AND POSSIBLE DATE FOR A PUBLIC
HEARING ON 1/18/84 RELATIVE TO THE LEASING
OF THE CARSON AVENUE PARKING FACILITY.Item MPamela B. Wilcox, Administrator,
Division of State Lands, Carson City
reported to the Council on plans to
conduct public hearings and utilize
the provisions that require federal
land use plans be consistent with
state and local entities.Item N

NONE

NONE

Item O

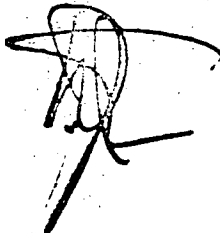
U-90-83

1/18/84 Agenda

Item PRecommendation noted
and 1/18/84 public
hearing date
approved.

1/18/84 Agenda

APPROVED AGENDA ITEM



To: The City Council
Re: Community Planning and Development Agenda Item
January 4, 1984 City Council Agenda

X.

M. PRESENTATION BY STATE PLANNING OFFICE ON SB 40

A request has been received from the State Land Use Planning Agency to give a brief presentation to the City Council on Senate Bill 40 which relates to the preparation of plans or policy statements concerning the use of federal land in the state. The Agency representatives will be providing a brief explanation of how it intends to proceed on this matter as it relates to the Las Vegas area. Workshops in Clark County are proposed and the state will be asking for City concurrence to advertise them as being state and locally sponsored. The final plan or statement of policy that will be ultimately developed regarding uses of federal land must be approved by all governing bodies of the County and cities affected by it and by the Governor before it is put into effect.

Division of State Lands
State Land Office
State Land Use Planning Agency
(702) 885-4363



0146
Address: Bureau
Division of State Lands
201 S. Fall Street
Capitol Complex
Carson City, Nevada 89710

STATE OF NEVADA
DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Division of State Lands

December 23, 1983

Don Saylor
Deputy City Manager
City of Las Vegas
400 East Stewart Avenue
Las Vegas, Nevada 89101

Dear Mr. Saylor:

We have asked for the opportunity to meet with the County Commissioners so that we can brief them on SB 40 and our plans on carrying out this legislative mandate.

We will be in Clark County on January 3 and 4 and would be happy to touch base with you prior to our meeting with the Commissioners, if you have the time.

Enclosed is a copy of the packet sent to each commissioner that includes: a letter; a copy of SB 40; a copy of the Energy Pipeline Newsletter that explains the importance of SB 40; and a copy of FLPMA Section 202, the BLM Land Use Planning Regulations. We have also enclosed some additional background information for your use.

As a courtesy to other interested members of your community, we have sent a press release to the local news media, and letters to the Planning Commission, the School Board, the Conservation District, the State Legislators and major federal land managers, informing them of our meeting with the county commissioners.

We look forward to meeting with you. We will call to confirm a date and time. Please do not hesitate to call if we can get you any additional information.

Sincerely,

A handwritten signature in dark ink, appearing to read "P.B. Wilcox".

Pamela B. Wilcox
Administrator

PBW:js

Enclosures (3)

X-M

CHAPTER.....

AN ACT relating to lands in Nevada which are under federal management; providing for the preparation of plans or policy statements concerning the use of those lands; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Chapter 321 of NRS is hereby amended by adding hereto a new section which shall read as follows:

1. *The state land use planning agency shall prepare, in cooperation with appropriate state agencies and local governments throughout the state, plans or policy statements concerning the use of lands in Nevada which are under federal management. The plans or policy statements must not include matters concerning zoning or the division of land and must be consistent with local plans and regulations concerning the use of private property.*

2. *The state land use planning agency shall encourage public comment upon the various matters treated in a proposed plan or policy statement throughout its preparation and shall submit its work on a plan or statement of policy periodically for review and comment by the land use planning advisory council, the state multiple use advisory committee on federal lands, the board of review created pursuant to NRS 321.5967 and any committees of the legislature or subcommittees of the legislative commission which deal with matters concerning the public lands.*

3. *A plan or statement of policy must be approved by the governing bodies of the county and cities affected by it, and by the governor, before it is put into effect.*

Sec. 2. NRS 321.5967 is hereby amended to read as follows:

321.5967 1. There is hereby created a board of review composed of the:

(a) Director of the state department of conservation and natural resources;

(b) Administrator of the division of environmental protection of the state department of conservation and natural resources;

(c) Administrator of the division of mineral resources of the state department of conservation and natural resources;

(d) Administrator of the division of state parks of the state department of conservation and natural resources;

(e) State engineer;

(f) State forester firewarden;

(g) Chairman of the state environmental commission;

(h) Director of the department of energy;

(i) Executive director of the state department of agriculture;

(j) The chairman of the board of wildlife commissioners; and
(k) Administrator of the division of historic preservation and archeology of the state department of conservation and natural resources.

2. The chairman of the state environmental commission shall serve as chairman of the board.

3. The board shall meet at such times and places as are specified by a call of the chairman. Six members of the board constitute a quorum. The affirmative vote of a majority of the board members present is sufficient for any action of the board.

4. Except as provided in this subsection, the members of the board serve without compensation. The chairman of the state environmental commission and the chairman of the board of wildlife commissioners are entitled to receive a salary of \$60 for each day's attendance at a meeting of the board and the travel expenses and subsistence allowances provided by law for state officers.

5. The board:

(a) Shall review and approve or disapprove all regulations proposed by the state land registrar under NRS 321.597.

(b) May review any decision of the state land registrar made pursuant to NRS 321.596 to 321.599, inclusive, if an appeal is taken pursuant to NRS 321.5987, and affirm, modify or reverse the decision.

(c) Shall review any plan or statement of policy concerning the use of lands in Nevada under federal management which is submitted by the state land use planning agency.

Sec. 3. NRS 321.735 is hereby amended to read as follows:

321.735 The state land use planning agency [shall review and evaluate land use policies and activities for lands in Nevada which are under federal management, and] may represent the interests of the state, its local or regional entities, or its citizens as these interests are affected by [federal land use] policies and activities [.] involving the use of federal land.

Sec. 4. The state land use planning agency shall report the progress and any results of its work under section 1 of this act to the 63rd session of the legislature.

Division of State Lands
State Land Office
State Land Use Planning Agency
(702) 885-4363



0148
Division of State Lands
201 S. Fall Street
Capital Corridor
Carson City, Nevada 89601

STATE OF NEVADA
DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Division of State Lands

December 23, 1983

Mayor William H. Briare
City of Las Vegas
400 East Stewart Avenue
Las Vegas, Nevada 89101

Dear Mayor Briare:

We have asked for the opportunity to meet with you so that we can coordinate our plans for carrying out Senate Bill 40 of the last legislative session.

In case you are not familiar with the bill, we have enclosed a copy. SB 40 calls for the development of "plans or policy statements" for the federal lands in Nevada.

You are probably aware that FLPMA (the Federal Land Policy and Management Act) requires the Bureau of Land Management to make sure that their land use plans are consistent with state and local plans to the maximum extent possible. Other federal land management agencies have similar requirements. The legislature, after hearings and considerable discussion, decided that it is time for the state to make sure we are doing all we can to develop our own plans and policies for these federal lands.

We know that each county already deals with the federal land management agencies on almost a daily basis, and each has developed its own set of procedures and its own ideas about those agencies and the lands they manage. The State Land Use Planning Agency has been asked by the legislature to assist you in reviewing these matters and setting down in writing the plans and policies that should apply to the federal lands in Clark County.

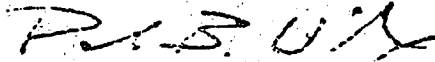
We have also been charged to encourage public comment upon each proposed plan or policy statement throughout its preparation. We feel that this can best be done by holding a series of public workshops in each county. We hope that you agree with this approach, and will co-sponsor these workshops with us.

December 23, 1983
Page 2

We are pleased to have the opportunity to work with you in the development of plans and policies for the federal lands in your county. We hope that we will be joined in this effort by all those members of the public who use the public lands: the ranchers, miners, hunters, hikers, rockhounds, and others who should have a voice in determining the future of these lands that make up 87 percent of our state and 89 percent of your county.

We look forward to meeting with you. Please do not hesitate to call if we can get you any additional information.

Sincerely,



Pamela B. Wilcox
Administrator

PBW:JHM:js

Enclosures (3)

PUBLIC LAW 94-579—OCT. 21, 1976

90 STAT. 2747

(3) contains such other provisions relating to livestock grazing and other objectives found by the Secretary concerned to be consistent with the provisions of this Act and other applicable law.

(l) The term "principal or major uses" includes, and is limited to, domestic livestock grazing, fish and wildlife development and utilization, mineral exploration and production, rights-of-way, outdoor recreation, and timber production.

(m) The term "department" means a unit of the executive branch of the Federal Government which is headed by a member of the President's Cabinet and the term "agency" means a unit of the executive branch of the Federal Government which is not under the jurisdiction of a head of a department.

(n) The term "Bureau" means the Bureau of Land Management.

(o) The term "eleven contiguous Western States" means the States of Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, Washington, and Wyoming.

(p) The term "grazing permit and lease" means any document authorizing use of public lands or lands in National Forests in the eleven contiguous western States for the purpose of grazing domestic livestock.

TITLE II—LAND USE PLANNING; LAND ACQUISITION AND DISPOSITION

INVENTORY AND IDENTIFICATION

SEC. 201. (a) The Secretary shall prepare and maintain on a continuing basis an inventory of all public lands and their resource and other values (including, but not limited to, outdoor recreation and scenic values), giving priority to areas of critical environmental concern. This inventory shall be kept current so as to reflect changes in conditions and to identify new and emerging resource and other values. The preparation and maintenance of such inventory or the identification of such areas shall not, of itself, change or prevent change of the management or use of public lands.

43 USC 1711

(b) As funds and manpower are made available, the Secretary shall ascertain the boundaries of the public lands; provide means of public identification thereof including, where appropriate, signs and maps; and provide State and local governments with data from the inventory for the purpose of planning and regulating the uses of non-Federal lands in proximity of such public lands.

LAND USE PLANNING

SEC. 202. (a) The Secretary shall, with public involvement and consistent with the terms and conditions of this Act, develop, maintain, and, when appropriate, revise land use plans which provide by tracts or areas for the use of the public lands. Land use plans shall be developed for the public lands regardless of whether such lands previously have been classified, withdrawn, set aside, or otherwise designated for one or more uses.

43 USC 1712.

(b) In the development and revision of land use plans, the Secretary of Agriculture shall coordinate land use plans for lands in the National Forest System with the land use planning and management programs of and for Indian tribes by, among other things, considering the policies of approved tribal land resource management programs.

90 STAT. 2748

PUBLIC LAW 94-579—OCT. 21, 1976

(c) In the development and revision of land use plans, the Secretary shall—

(1) use and observe the principles of multiple use and sustained yield set forth in this and other applicable law;

(2) use a systematic interdisciplinary approach to achieve integrated consideration of physical, biological, economic, and other sciences;

(3) give priority to the designation and protection of areas of critical environmental concern;

(4) rely, to the extent it is available, on the inventory of the public lands, their resources, and other values;

(5) consider present and potential uses of the public lands;

(6) consider the relative scarcity of the values involved and the availability of alternative means (including recycling) and sites for realization of those values;

(7) weigh long-term benefits to the public against short-term benefits;

(8) provide for compliance with applicable pollution control laws, including State and Federal air, water, noise, or other pollution standards or implementation plans; and

(9) to the extent consistent with the laws governing the administration of the public lands, coordinate the land use inventory, planning, and management activities of or for such lands with the land use planning and management programs of other Federal departments and agencies and of the States and local governments within which the lands are located, including, but not limited to, the statewide outdoor recreation plans developed under the Act of September 3, 1964 (78 Stat. 897), as amended, and of or for Indian tribes by, among other things, considering the policies of approved State and tribal land resource management programs. In implementing this objective, the Secretary shall, to the extent he finds practical, keep apprised of State, local, and tribal land use plans; assure that consideration is given to those State, local, and tribal plans that are germane in the development of land use plans for public lands; assist in resolving, to the extent practical, inconsistencies between Federal and non-Federal Government plans, and shall provide for meaningful public involvement of State and local government officials, both elected and appointed, in the development of land use programs, land use regulations, and land use decisions for public lands, including early public notice of proposed decisions which may have a significant impact on non-Federal lands. Such officials in each State are authorized to furnish advice to the Secretary with respect to the development and revision of land use plans, land use guidelines, land use rules, and land use regulations for the public lands within such State and with respect to such other land use matters as may be referred to them by him. Land use plans of the Secretary under this section shall be consistent with State and local plans to the maximum extent he finds consistent with Federal law and the purposes of this Act.

16 USC 460l-4
note.

(d) Any classification of public lands or any land use plan in effect on the date of enactment of this Act is subject to review in the land use planning process conducted under this section, and all public lands, regardless of classification, are subject to inclusion in any land use plan developed pursuant to this section. The Secretary may modify or terminate any such classification consistent with such land use plans.

(e) The Secretary may issue management decisions to implement

WORK PROGRAM - PLANNING THE FEDERAL LANDS IN NEVADA**I. AUTHORIZATION**

The Division of State Lands was mandated by the 1983 Legislature (Senate Bill 40) to "prepare, in cooperation with appropriate state agencies and local governments throughout the state, plans or policy statements concerning the use of lands in Nevada which are under federal management." This process will provide opportunities for the state and its political subdivisions to develop positive alternatives to present or proposed federal land management programs. Section 202 (c) (9) of the Federal Land Policy and Management Act of 1976 (FLPMA) provides in part that federal land use plans "shall be consistent with state and local plans to the maximum extent he (the Secretary of the Interior) finds consistent with federal law and the purposes of this Act." There are similar consistency requirements in other federal acts and regulations.

The Division will be developing these plans in cooperation with the governing bodies of the counties and cities affected, the public, the various interest groups, the land use planning advisory council, the state multiple use advisory committee on federal lands, the state board of review, the legislature's committee on public lands, and the governor.

The plans must be approved by the governing bodies of the county and cities affected, and by the governor, before they are put into effect.

The plans will not intrude into such local planning matters as zoning or the division of land, will be consistent with state and local plans and regulations, be resource based, and be consistent with all laws governing the administration of public lands.

II. OBJECTIVES

1. Utilize the provisions of federal land planning laws that require the federal land use plans be consistent with state and local plans.
2. Bring interest groups and governmental agencies together to develop a consensus on federal land issues.
3. Articulate state and local positions on federally managed lands.
4. Assist with planning for identification and transfer of federal lands, SJR 14, SJR 15, and Good Neighbor Policy.
5. Assist local governments to extend their plans to include federal lands.
6. Develop plans for beneficial and economic uses of federal lands for Nevada.

III. APPROACH

The plans will be done in five phases. All phases of work will be accomplished by the staff of the Nevada Division of State Lands, in cooperation with local planning staffs when feasible. The plans will be developed on a statewide and county basis, as appropriate.

Plan development is scheduled to be completed in two years. It is anticipated that most work tasks will be completed by January 1985 with the final plan adopted and approved by June 30, 1985.

The phases of work include the following, and are subject to change:

Phase 1 - Work Program Development

The Division's staff that is to be involved in plan preparation will meet to develop the work plan, time schedules, and estimate costs of each phase. The work program will be reviewed periodically, particularly after each geographical region has been completed.

Phase 2 - Information Collection

This phase will include the evaluation and collection of available maps, existing plans, data and other pertinent information which may be usable for plan development. Information collection will continue throughout the planning process.

The plan will require an initial analysis of natural resources, relevant resource plans, resource issues, existing laws pertaining to federal-state plans, and other factors that will be needed to develop viable plans and policy statements.

Task 2.1 - Inventory

The inventory will identify and give a brief profile analysis of existing natural resources and characteristics including but not limited to: air, soil, vegetation, agriculture, mining, energy, and population. It is anticipated that adequate information and data will be available.

Existing statewide plans, such as transportation plans, the Comprehensive Outdoor Recreation Plan, air quality plans, which could be included by reference in the federal land planning effort, will be evaluated.

There will also be an inventory of federal and state laws that relate to state and local involvement in federal land planning.

Phase 3 - Initial Public Information and Involvement

Task 3.1 - Program Information Development

An important part of the public and governmental involvement will be the understanding of the background and work program of the plan. Press releases, handouts, and appropriate communication aids will be developed for informing those involved in or interested in the plan.

Task 3.2 - Federal Agency Contacts

Contacts will be initiated with the federal land management agencies to establish appropriate working relationships for the project.

Task 3.3 - State Agency Participation

Workshops or meetings with state agencies will be held to gather input into the planning process. This task will consist of a presentation by the Division and a discussion of state agency issues, needs and problems related to the public lands.

Task 3.4 - Interest Group Participation

Meetings and workshops will be held at the state level to gather citizen interest group and professional association input. This task will include contacting and meeting with a wide cross-section of interest groups to determine problems, issues, and needs.

Phase 4 - County or Regional Analysis

The plan will require an analysis of county or regional (multi-county) natural resources, settlement patterns, existing plans, and issues pertaining to federal lands. Seventeen county plans are anticipated. The following tasks will be done for each county plan:

Task 4.1 - Inventory

This task will involve the collection of base data and maps, background information, and existing plans. The federal land management agencies, state and local governmental agencies, interest groups, and the general public will be the source for the inventory. The inventory information will be compiled and summarized.

Task 4.2 - Local Government Involvement

Meetings will be held with local governments to establish working relationships, including assistance with resource inventories, identification of problems, time schedules, etc.

Task 4.3 - County Workshops

The plan will be developed at the local level by workshop participants. All interested parties will be invited to participate.

One or more workshops will be held to:

1. Define problems and issues
2. Develop planning objectives
3. Develop plan and policy recommendations

Task 4.4 - Draft County Report

Prepare a draft plan and policy statement for the federal lands in each county.

Task 4.5 - Local Government Review and Approval

Each county plan must be approved by the governing bodies of the county and cities affected. The Division will assist units of local government with plan review and analysis upon request. Public hearings will be held within each county prior to local government approval.

Phase 5 - Report Compilation

Task 5.1 - Draft Plan

Utilizing the county plans generated throughout the course of the process, a draft report will be developed. Copies of the draft will be delivered to the four review boards and will be available for public review and circulated for comment.

Task 5.2 - Final Plan

Following review of the draft, the final report will be prepared, incorporating comments gathered during review where appropriate. This task will include printing of the text and distribution.

Task 5.3 - Governor's Approval

The report must be approved by the governor.

IV. REVIEW AND COMMENT

The Division shall submit status reports periodically for review and comment by (1) the land use planning advisory council; (2) the state multiple use advisory committee on federal lands; (3) the board of review (NRS 321.5967); and (4) the legislative committee on public lands.

V. FINAL PLAN FORMAT

The report Plans and Policy Statements for the Federal Lands in Nevada will be one document.

The internal format will be 1 to 5 chapters dealing with general and statewide characteristics including: methodology, federal regulations that require consistency, statewide plans, statewide issues, and statewide synthesis. There will be one chapter for each county, dealing with background, resources and characteristics, land ownership, local plans, local issues, local synthesis, and the plans approval by the county and cities affected.

The Plans will be bound in a manner to allow for future revisions and updates, and to allow for extraction of portions, i.e., a particular county or the chapter on federal regulations.

OUTLINE FOR PLAN FOR FEDERAL LANDS IN NEVADA

I. Introduction

- Authorization
- Objectives

II. Methodology

- Process/Plan Approach
- Work Program
- Public Involvement

III. Background Programs and Studies

- State Plans and Programs
- Existing laws pertaining to federal-state plan

IV. General Description of Nevada Resources and Their Uses

- Introduction
- Air Related Resources
 - Climate and Weather Profile
 - Air Quality Profile
- Land/Biological Resources
 - Land Profile
 - Soil Profile
 - Vegetation Profile
 - Wild Horse Profile
 - Wildlife Profile
- Water Related Resources
 - Designated Basins
 - Non-Designated Basins
- Major Resource Uses
 - Agriculture Profile
 - Mining Profile
 - Tourism/Recreation Profile
 - Energy Development Profile
- Human Resources Profile

V. Statewide Plan for Federal Lands

- History of problems because of federal land ownership
- Statewide Problems and Issues
- Summary of Local Government Issues
- Statewide Plan and Policy Recommendations
 - Wildlife
 - Parks and Recreation
 - Transportation
 - Utilities
 - Indians
 - Other

VI. Carson City Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

VII. Churchill County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

VIII. Clark County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

IX. Douglas County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

X. Elko County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XI. Esmeralda County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XII. Eureka County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XIII. Humboldt County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XIV. Lander County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XV. Lincoln County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XVI. Lyon County Plan For Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XVII. Mineral County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XVIII. Nye County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XIX. Pershing County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XX. Storey County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XXI. Washoe County Plan for Federal Lands

0160

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XXII. White Pine County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XXIII. Appendices

Bibliography

PROJECT SCOPE:

Work program for Plans and Policies for the Federal Lands in Nevada

DESCRIPTION:

- A. General task of statewide planning
- B. First group of county plans - three counties
- C. Second group of county plans - four counties
- D. Third group of county plans - four counties
- E. Fourth group of county plans - six counties
- F. General task of plans compilation, approval

	1983						1984												1985								
	JULY	AUG	SEPT	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEPT	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEPT
1.0 Work Program Development		A	A																								
2.0 Information Collection			A	A	A																						
2.1 Inventory			A	A	A																						
3.0 Initial Public Information			A	A	A																						
3.1 Program Information Development			A																								
3.2 Federal Agency Contacts			A	A																							
3.3 State Agency Participation			A	A																							
3.4 Interest Group Participation			A	A																							
4.0 County or Regional Analysis																											
4.1 Inventory				B			C		D					E													
4.2 Local Government Involvement					B		C			D					E												
4.3 County Workshop					B	B	C	C		D	D				E	E											
4.4 Draft County Report							B		C				D				E										
4.5 Local County Review & Approval							B			C				D				E									
5.0 Report Compilation																											
5.1 Draft Plan															F	F	F	F									
5.2 Final Plan																		F	F	F							
5.3 Governor's Approval																				F	F						

WESTERN STATES ENERGY PIPELINE

Western Interstate Energy Board/WNEB
2500 Stapleton Plaza • 3333 Quebec Street • Denver, CO 80207
303/377-9459

Alaska
Arizona
California
Colorado
Hawaii
Idaho
Montana
Nebraska
Nevada
New Mexico
North Dakota
Oregon
South Dakota
Utah
Washington
Wyoming

Issue 83-67
July 29, 1983

NEVADA TO UNDERTAKE LAND USE PLANNING FOR FEDERAL LANDS: A COMING TEST OF CONSISTENCY UNDER FLPMA?

Introduction

The State of Nevada enacted three resolutions and two bills which aim toward increasing both state authority on federal land and state participation in federal land use management. The five pieces of legislation are SJR 14, SJR 15, SJR 19, SB 33 and SB 40. They are all related and each of the five will be described below, but the central piece, and the subject of this Pipeline, is SB 40. It provides for the preparation of state plans and/or policy statements concerning the use of lands under federal management in the State of Nevada. The bill was written with Section 202 of the Federal Land Policy and Management Act (FLPMA; 43 USC 1712) in mind. Section 202 of FLPMA governs Bureau of Land Management (BLM) land use planning. The BLM, within the federal Department of the Interior (DOI), manages much of the federal land in the West and most of the federal land in Nevada. Section 202, as will be described below, provides for consistency of BLM land use plans with state and local land use plans. Nevada's SB 40, therefore, stands as a unique state attempt to meet a federal land use statute's explicit standard for allowing state involvement in federal land use decision-making. The land use planning program established in Nevada is unique among western public land states.

SB 40 Alongside the Other Pieces of Legislation in the 63rd Session

SB 40 is, in many ways, a culmination of efforts over at least the last two decades by the Nevada legislature to increase state influence over federal land use decision-making. In addition to meeting the consistency test of Section 202 of FLPMA, SB 40 would also further other specific state goals. These goals are specified in the other four relevant pieces of legislation passed in the 63rd session. These four are outlined below, as described in Nevada state legislative council summaries.

Senate Joint Resolution No. 14 - SJR 14 memorializes Congress to sell public lands within the "checkerboard" area of northern Nevada, excluding mineral interests, to the State of Nevada for \$2.50 per acre. The checkerboard area refers to that federal land which is interspersed with railroad land in a checkerboard fashion. In the last century, the federal government granted railroads every other section of land along proposed rail lines as an incentive to build the line. Such grants helped to spur rail lines, but they also pose difficult modern day land management problems due to the lack of ownership of consolidated lands in the checkerboard regions, such as northern Nevada. SJR 14 provides that such federal lands once granted to the state could then be sold by the state, except for those lands indentified by state and local planning agencies for retention as parks or for wildlife, recreation or other public purposes. The proceeds from such sales would be used by the state to eliminate grade crossings of railroads over streets and highways in Nevada. The proposal could apparently be accomplished without actual appropriation of federal or state money.

Senate Joint Resolution No. 15 - SJR 15 memorializes Congress to grant an additional 6.2 million acres of land to Nevada for the benefit of public schools. The 1965 session of the state legislature developed a program for articulating a state position on federal lands for presentation to the Federal Land Law Review Commission. A report was issued in 1970 by a state committee on federal land laws. The report suggested that an additional 6.2 million acres of land be granted to the state. The state still supports that report and it is thus renewing its request.

Senate Joint Resolution No. 19 - SJR 19 proposes a state constitutional amendment to govern management and disposal of state lands. It would guarantee that the state manage its publiclands in the public interest under a multiple use concept providing for beneficial uses of natural resources and protection of renewable resources. It would also provide that the proceeds from the sale of state lands, following certain deductions, go into the permanent school fund. Revenue from the lease or use of public lands acquired by the state before July 1, 1983 would also go into the school fund. Revenues from lands acquired after that date, following deductions for payments in lieu of taxes to localities, could be used by the state without restriction. In addition, the public would be guaranteed access to federal and state lands in the event that lands were disposed of by the state. Also, no lands could be disposed of by the state unless so provided by the legislature. In essence, SJR 19 would amend the state constitution to allow the state to better manage additional lands which it hopes to acquire within the next ten years.

Senate Bill No. 33 - SB 33 creates a combined committee to be known as the "legislative committee on public lands" from the ongoing select committee on public lands and the existing legislative committee for the review of federal public lands regulations. The bill updates the statement of committee responsibilities, and broadens legislative findings to include concerns related to interstate cooperation and state sovereignty, as it is limited by federal ownership of land. It also provides for membership of the committee to consist of six legislators and at

least one elected local official.

0164

SB 40: Its Importance to Nevada
and to the Rest of the Western States

What Does the Bill Provide?

Senate Bill 40 - SB 40 takes existing Nevada law one additional step. Under existing law (Nevada Revised Statutes 321.640-770), the state land use planning agency, within the division of state lands (which is in the Department of Conservation and Natural Resources), is required to help local governments in their land use planning efforts. The state agency is also required to review federal land use policies and activities and to represent the state and local interest of Nevada therein. The additional step which SB 40 takes is to direct the state land use planning agency to work together with local planning entities to actually prepare state plans and policy statements regarding the use of federal land in Nevada. Following public review and comment, each plan or policy statement would have to be reviewed and approved by the governor and the governing bodies of affected counties and cities. The bill thus provides, according to state legislative council summaries, for cooperative land use planning by state and local governments concerning federal lands in Nevada (that is, 37 percent of the state). The bill is specifically designed to take advantage of the consistency language in Section 202(c)(9) of FLPMA (43 USC 1712(c)(9)). Section 202(c)(9) governs BLM planning. BLM manages much of the federal land in the West and most of the federal land in Nevada. Section 202(c)(9) requires that such BLM land use plans be consistent with state and local land use plans to the maximum extent that the Secretary of the Interior finds consistent with federal law and the purposes of FLPMA. Given this handle in FLPMA, SB 40 is intended, according to legislative council summaries, to give the State of Nevada and its localities an opportunity to positively address federal land use management issues directly and beforehand and thereby offer an alternative to relying solely on after-the fact reactions.

SB 40 and the Importance of BLM Use Planning

The federal government directly owns about 740 million acres of land in the United States, about one-third of the country, most of which is located in the West, including Alaska. Of that 740 million acres, about half is managed directly by the Department of the Interior through the Bureau of Land Management (BLM). Moreover, the driving force behind BLM land management is, and will continue to be, BLM land use planning under FLPMA. Land use plans under FLPMA are known as Resource Management Plans (RMPs). BLM, of course, did land use planning prior to FLPMA, using a system of plans known as Management Framework Plans (MFPs). FLPMA, enacted in 1976, however, has required that RMPs replace prior systems and all RMPs will be subject to the

consistency section of FLPMA, 202(c)(9). Moreover, recently promulgated land use planning regulations, 43 CFR 1601 et seq., favorably implement the consistency language of FLPMA.

The regulations define "consistent" to mean that "the Bureau of Land Management will adhere to the terms, conditions and decisions of officially approved and adopted resource related plans..." 43 CFR 1601.05(c). In turn, "officially approved and adopted resource related plans" is generously defined to mean "plans, policies, programs and processes prepared and approved pursuant to and in accordance with authorization provided by Federal, State or local constitutions, legislation or charters which have the force and effect of State law." 43 CFR 1601.0-5(g). Moreover, the regs stipulate specific consistency requirements. Where state land use plans exist, the regs require that:

(a) Guidance and resource management plans and amendments to management framework plans shall be consistent with officially approved or adopted resource related plans, and the policies and programs contained therein, of other Federal agencies, State and local governments and Indian tribes, so long as the guidance and resource management plans are also consistent with the purposes, policies and programs of Federal laws and regulations applicable to public lands, including Federal and State pollution control laws as implemented by applicable Federal and State air, water, noise, and other pollution standards or implementation plans. 43 CFR 1610.3-2.

SB 40 takes full advantage of these planning regulations.

The importance of BLM land use plans should not be underestimated. RMPs will be both the logical and the legal lynch pin in BLM land use management decisionmaking. To the extent that states can take advantage of the consistency requirement in FLPMA and influence RMPs at an early stage, then they will truly have a positive, beforehand effect on a significant chunk of federal land use decisionmaking.

As a single example, consider federal coal leasing. Under the Coal Leasing Amendments, 30 USC 201(a)(3)(A)(i), no federal coal may be leased "unless the lands containing the coal deposits have been included in a comprehensive land use plan and such sale is compatible with such plan." Given this requirement together with the consistency requirement of FLPMA, states with land use planning laws such as SB 40, may reasonably expect to directly influence land use planning and coal leasing decisions which flow therefrom.

The Importance of SB 40

0166

in Terms of Federal Preemption of State Law Generally

It is also important to take advantage of the consistency section of FLPMA because recent court decisions have severely limited state authority over federal land within state borders. The Supreme Court in Kleppe v. New Mexico, 426 U.S. at 542 (1976), held that Congress' power under the Property Clause of the U.S. Constitution (Art. 4, Sec. 3, cl. 2) was indeed a preemptory power, the exercise of which superceded conflicting state law. Moreover, subsequent cases have established that a state law need not actually contradict a federal Property Clause enactment (such as the Mineral Leasing Act) in order to constitute a "conflict" sufficient to trigger preemption under Kleppe. In Ventura County v. Gulf Oil, 601 F. 2d 1030 (9th Cir., 1979), 442 U.S. 947 (1980), a case decided by the Ninth Circuit Court of Appeals and affirmed without opinion by the Supreme Court, it was held that a locality's mere attempt to regulate, let alone prohibit, activity which is merely authorized, let alone required, by the Mineral Leasing Act constituted sufficient federal-state law conflict to require a judicial finding of preemption. In Ventura, a California county sought to require a federal oil and gas lessee to simply apply for a county zoning permit, but the court held that the county law was preempted under Kleppe, without even reaching the question of whether the lessee could meet the terms of the local law.

Moreover, this narrow view of state authority over federal land has been strengthened by western state courts. In Brubaker v. El Paso County, No. 81SAS6, Slip Op. (Colo. Sup. Ct., September 13, 1982) the Colorado Supreme Court under the strength of Ventura held a county powerless to regulate the activity of a federal mining claimant operating under a Forest Service drilling permit even though a Forest Service operating plan required that the

operator shall, while conducting operations authorized by the Operating Plan, comply with the regulations of the U.S. Department of Agriculture and all Federal, State, County, and Municipal laws, ordinances, or regulations applicable to the area or operations covered by this plan.

After finding a basis of preemption per Ventura, the Court dismissed this clause by noting that

...the provision only allows for the operation of 'applicable' state and local regulations. Since a state law is not applicable if it is preempted, the scope of the provision is dependent upon, rather than determinative of, the proper resolution of the preemption issue. (Brubaker, p. 14.)

Given the courts' readiness to loosely define federal-state law conflict and find preemption, states must stand on firm ground when asserting state authority on federal land. Such ground exists, at least vis-a-vis BLM lands, in the consistency language of Section 202(c)(9) of FLPMA. The very language of the statute expresses clear congressional intent that state law be recognized and followed unless to do so would violate federal law. FLPMA is thus different from other federal Property Clause enactments which are silent on the question of the applicability of state law. Indeed, FLPMA stands as example of congressional consent to the applicability of state law. Given the consistency language of FLPMA and a state or local land use plan, courts would be hard pressed to find conflict requiring preemption on BLM lands given facts similar to Ventura and Brubaker. It is crucial to recognize that in Brubaker the court held that the Forest Ranger who issued the drilling plan had no authority under the relevant federal statutes to require compliance with state and local law in the operating plan. Such authority could be found, however, in FLPMA. Indeed, instead of looking for conflict, a court would instead be required to look for consistency with state law, provided that the state in question met the terms of Section 202(c)(9), i.e., promulgated state plans. SB 40 in Nevada should serve to meet the terms of Section 202(c)(9) and give the state a strong handle in asserting state authority on federal land in Nevada.

SB 40's real virtue, however, may lie in avoiding, rather than winning, Ventura type confrontations. In fact, the real advantage of the consistency section of FLPMA may be that it allows states to influence federal land use decisionmaking at an early stage, the land use planning stage, presumably before specific land management commitments, such as lease sales, have occurred. This way, the states and federal land managers can accommodate each other and avoid conflicts beforehand, bringing federal land management out of the courts and back to the ground. As the Nevada legislative council summary states, Senate Bill 40 gives Nevada and its local governments the opportunity to positively address federal land matters rather than always rely on reactive or 'after-the-fact' approaches.

One Caveat

SB 40 must certainly be applauded as a positive state attempt to take advantage of opportunity in federal law to participate in federal land management. However, there is one caveat in the scope of SB 40. By its terms, SB 40 provides for state plans and policy statements regarding "the use of lands in Nevada which are under federal management." There is evidence to suggest that the authors of FLPMA contemplated consistency with state plans covering non-federal lands, not state plans for federal lands.

For instance, FLPMA now provides that:

Land use plans of the Secretary under this section shall be consistent with State and local plans to the maximum extent he finds consistent with Federal law and the purposes of this Act. 43 USC 1712(c)(9). (Emphasis added.)

One of the original versions of FLPMA (HR. 13777, 2d Sess., 94th Cong.), however, provided that:

Land use plans under this section shall conform to State and local plans to the maximum extent consistent with Federal law and the purposes of this Act. Congressional Record, July 22, 1976, H 7591.

This version of the consistency section, absent secretarial oversight, was deemed to be simply too open ended. The objections were articulated by Congressman Morris Udall:

I think "federal consistency" with state and local planning is an admirable goal, but in this case may be too open ended, for the requirement of consistency is not tied to any criteria as to what local and state land and state land use plans are to include.

Despite the fact that the Congress has not yet passed a land use planning assistance bill, the need for a comprehensive land use program still exists. And I am convinced that coordination between federal agencies and state and local land use agencies can only be effectively carried out when there are comprehensive state and local land use programs...

Federal consistency is a good concept and I strongly support it, but only where there is some review of the adequacy of the state and local program. For example, under the Coast Zone Management Act, as under the proposed land use bill, Federal actions must be consistent with Management Programs developed by the State--but only after the program is approved by the Secretary pursuant to the criteria of the Act. I therefore hesitate to approve the broad language of section 202 that will require federal conformance until such time as we have comprehensive land use planning for our non-federal lands. House Report No. 94-1163, at 222, 223. (Emphasis added.)

Mr. Udall's concern was that few states, if any, had comprehensive state land use plans or programs by which BLM land use planning consistency could be gauged. Moreover, unlike state coastal zone management plans under the Coastal Zone Management Act, where state plans receive prior approval by the federal government, there was no way of ensuring in the original version of HR 13777 that national interests would not be sacrificed to state consistency. For this reason, the maximum acceptable amount of consistency was ultimately left to the discretion of a federal official, the Secretary of the Interior, though that discretion was not to be exercised arbitrarily, but rather the Secretary "is expected...to make every reasonable effort to achieve consistency." House Report No. 94-1163 at 5.

The point here is that, as Mr. Udall's comment indicates, Congress may have been considering consistency with state plans for non-federal lands, not state plans for federal lands. This may or may not be an issue in the success of SB 40. In fact, the stringent defense for the SB 40 approach is the current language of FLPMA itself. As quoted above, the final version of the consistency section of FLPMA simply states that BLM plans be "consistent with State and local plans..." No distinction is made between plans covering federal lands and plans covering non-federal lands. In fact, given that Mr. Udall specifically raised the issue, the absence of such distinction could be construed to mean that Congress considered the distinction and chose to ignore it. In any case, state plans which failed to consider federal lands of the magnitude found in Nevada (87 percent) would clearly lack the breath of scope to adequately assess the issues.

Finally, SB 40 addresses the comprehensive concern expressed by Mr. Udall. SB 40 would apply to all counties in the state and the state plans and policy statements it contemplates would require approval from localities as well as the governor, in addition to the oversight role assigned to the Secretary of the Interior in FLPMA. Such plans would certainly be comprehensive.

WORK PROGRAM - PLANNING THE FEDERAL LANDS IN NEVADA**I. AUTHORIZATION**

The Division of State Lands was mandated by the 1983 Legislature (Senate Bill 40) to "prepare, in cooperation with appropriate state agencies and local governments throughout the state, plans or policy statements concerning the use of lands in Nevada which are under federal management." This process will provide opportunities for the state and its political subdivisions to develop positive alternatives to present or proposed federal land management programs. Section 202 (c) (9) of the Federal Land Policy and Management Act of 1976 (FLPMA) provides in part that federal land use plans "shall be consistent with state and local plans to the maximum extent he (the Secretary of the Interior) finds consistent with federal law and the purposes of this Act." There are similar consistency requirements in other federal acts and regulations.

The Division will be developing these plans in cooperation with the governing bodies of the counties and cities affected, the public, the various interest groups, the land use planning advisory council, the state multiple use advisory committee on federal lands, the state board of review, the legislature's committee on public lands, and the governor.

The plans must be approved by the governing bodies of the county and cities affected, and by the governor, before they are put into effect.

The plans will not intrude into such local planning matters as zoning or the division of land, will be consistent with state and local plans and regulations, be resource based, and be consistent with all laws governing the administration of public lands.

II. OBJECTIVES

1. Utilize the provisions of federal land planning laws that require the federal land use plans be consistent with state and local plans.
2. Bring interest groups and governmental agencies together to develop a consensus on federal land issues.
3. Articulate state and local positions on federally managed lands.
4. Assist with planning for identification and transfer of federal lands, SJR 14, SJR 15, and Good Neighbor Policy.
5. Assist local governments to extend their plans to include federal lands.
6. Develop plans for beneficial and economic uses of federal lands for Nevada.

III. APPROACH

The plans will be done in five phases. All phases of work will be accomplished by the staff of the Nevada Division of State Lands, in cooperation with local planning staffs when feasible. The plans will be developed on a statewide and county basis, as appropriate.

Work Program for Federal Lands
in Nevada
Page 2

Plan development is scheduled to be completed in two years. It is anticipated that most work tasks will be completed by January 1985 with the final plan adopted and approved by June 30, 1985.

The phases of work include the following, and are subject to change:

Phase 1 - Work Program Development

The Division's staff that is to be involved in plan preparation will meet to develop the work plan, time schedules, and estimate costs of each phase. The work program will be reviewed periodically, particularly after each geographical region has been completed.

Phase 2 - Information Collection

This phase will include the evaluation and collection of available maps, existing plans, data and other pertinent information which may be usable for plan development. Information collection will continue throughout the planning process.

The plan will require an initial analysis of natural resources, relevant resource plans, resource issues, existing laws pertaining to federal-state plans, and other factors that will be needed to develop viable plans and policy statements.

Task 2.1 - Inventory

The inventory will identify and give a brief profile analysis of existing natural resources and characteristics including but not limited to: air, soil, vegetation, agriculture, mining, energy, and population. It is anticipated that adequate information and data will be available.

Existing statewide plans, such as transportation plans, the Comprehensive Outdoor Recreation Plan, air quality plans, which could be included by reference in the federal land planning effort, will be evaluated.

There will also be an inventory of federal and state laws that relate to state and local involvement in federal land planning.

Phase 3 - Initial Public Information and Involvement

Task 3.1 - Program Information Development

An important part of the public and governmental involvement will be the understanding of the background and work program of the plan. Press releases, handouts, and appropriate communication aids will be developed for informing those involved in or interested in the plan.

Task 3.2 - Federal Agency Contacts

Contacts will be initiated with the federal land management agencies to establish appropriate working relationships for the project.

Work Program for Federal Lands
in Nevada
Page 3

Task 3.3 - State Agency Participation

Workshops or meetings with state agencies will be held to gather input into the planning process. This task will consist of a presentation by the Division and a discussion of state agency issues, needs and problems related to the public lands.

Task 3.4 - Interest Group Participation

Meetings and workshops will be held at the state level to gather citizen interest group and professional association input. This task will include contacting and meeting with a wide cross-section of interest groups to determine problems, issues, and needs.

Phase 4 - County or Regional Analysis

The plan will require an analysis of county or regional (multi-county) natural resources, settlement patterns, existing plans, and issues pertaining to federal lands. Seventeen county plans are anticipated. The following tasks will be done for each county plan:

Task 4.1 - Inventory

This task will involve the collection of base data and maps, background information, and existing plans. The federal land management agencies, state and local governmental agencies, interest groups, and the general public will be the source for the inventory. The inventory information will be compiled and summarized.

Task 4.2 - Local Government Involvement

Meetings will be held with local governments to establish working relationships, including assistance with resource inventories, identification of problems, time schedules, etc.

Task 4.3 - County Workshops

The plan will be developed at the local level by workshop participants. All interested parties will be invited to participate.

One or more workshops will be held to:

1. Define problems and issues
2. Develop planning objectives
3. Develop plan and policy recommendations

Task 4.4 - Draft County Report

Prepare a draft plan and policy statement for the federal lands in each county.

Work Program for Federal Lands
in Nevada
Page 4

Task 4.5 - Local Government Review and Approval

Each county plan must be approved by the governing bodies of the county and cities affected. The Division will assist units of local government with plan review and analysis upon request. Public hearings will be held within each county prior to local government approval.

Phase 5 - Report Compilation

Task 5.1 - Draft Plan

Utilizing the county plans generated throughout the course of the process, a draft report will be developed. Copies of the draft will be delivered to the four review boards and will be available for public review and circulated for comment.

Task 5.2 - Final Plan

Following review of the draft, the final report will be prepared, incorporating comments gathered during review where appropriate. This task will include printing of the text and distribution.

Task 5.3 - Governor's Approval

The report must be approved by the governor.

IV. REVIEW AND COMMENT

The Division shall submit status reports periodically for review and comment by (1) the land use planning advisory council; (2) the state multiple use advisory committee on federal lands; (3) the board of review (NRS 321.5967); and (4) the legislative committee on public lands.

V. FINAL PLAN FORMAT

The report Plans and Policy Statements for the Federal Lands in Nevada will be one document.

The internal format will be 1 to 6 chapters dealing with general and statewide characteristics including: methodology, federal regulations that require consistency, statewide plans, statewide issues, and statewide synthesis. There will be one chapter for each county, dealing with background, resources and characteristics, land ownership, local plans, local issues, local synthesis, and the plans approval by the county and cities affected.

The Plans will be bound in a manner to allow for future revisions and updates, and to allow for extraction of portions, i.e., a particular county or the chapter on federal regulations.

OUTLINE FOR PLAN FOR FEDERAL LANDS IN NEVADA

I. Introduction

Authorization
Objectives

II. Methodology

Process/Plan Approach
Work Program
Public Involvement

III. Background Programs and Studies

State Plans and Programs
Existing laws pertaining to federal-state plan

IV. General Description of Nevada Resources and Their Uses

Introduction
Air Related Resources
 Climate and Weather Profile
 Air Quality Profile
Land/Biological Resources
 Land Profile
 Soil Profile
 Vegetation Profile
 Wild Horse Profile
 Wildlife Profile
Water Related Resources
 Designated Basins
 Non-Designated Basins
Major Resource Uses
 Agriculture Profile
 Mining Profile
 Tourism/Recreation Profile
 Energy Development Profile
Human Resources Profile

V. Statewide Plan for Federal Lands

History of problems because of federal land ownership
Statewide Problems and Issues
Summary of Local Government Issues
Statewide Plan and Policy Recommendations
 Wildlife
 Parks and Recreation
 Transportation
 Utilities
 Indians
 Other

VI. Carson City Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

VII. Churchill County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

VIII. Clark County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

IX. Douglas County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

X. Elko County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XI. Esmeralda County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XII. Eureka County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XIII. Humboldt County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XIV. Lander County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XV. Lincoln County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XVI. Lyon County Plan For Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XVII. Mineral County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XVIII. Nye County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XIX. Pershing County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XX. Storey County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XXI. Washoe County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XXII. White Pine County Plan for Federal Lands

Background
Physical Characteristics
Climate
Land Ownership
Population
Land Uses - Existing Plans
Problems and Issues
Plan and Policy Recommendations
Commission Approval

XXIII. Appendices

Bibliography

WORK PROGRAM - Planning & Development

PROJECT SCOPE:

Work program for Plans and Policies for the Federal Lands in Nevada

DESCRIPTION:

- A. General task of statewide planning
- B. First group of county plans - three counties
- C. Second group of county plans - four counties
- D. Third group of county plans - four counties
- E. Fourth group of county plans - six counties
- F. General task of plans compilation, approval

	1983						1984												1985								
	JULY	AUG	SEPT	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEPT	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUNE	JULY	AUG	SEPT
1.0 Work Program Development		A	A																								
2.0 Information Collection			A	A	A																						
2.1 Inventory			A	A	A																						
3.0 Initial Public Information			A	A	A																						
3.1 Program Information Development			A																								
3.2 Federal Agency Contacts			A	A																							
3.3 State Agency Participation			A	A																							
3.4 Interest Group Participation			A	A																							
4.0 County or Regional Analysis																											
4.1 Inventory				B			C		D					E													
4.2 Local Government Involvement					B		C			D					E												
4.3 County Workshop					B	B	C	C		D	D				E	E											
4.4 Draft County Report							B		C				D				E										
4.5 Local County Review & Approval							B			C				D				E									
5.0 Report Compilation																											
5.1 Draft Plan															F	F	F	F									
5.2 Final Plan																		F	F	F							
5.3 Governor's Approval																				F	F						

CITY OF LAS VEGAS

Date

0180

INTER-OFFICE MEMORANDUM

December 13, 1983

TO:

CAROL ANN HAWLEY
CITY CLERK

FROM:

HAROLD P. FOSTER, DIRECTOR
DEPARTMENT OF COMMUNITY PLANNING
AND DEVELOPMENT

SUBJECT:

PLANNING COMMISSION RECOMMENDATION -
CARSON AVENUE GARAGE

COPIES TO:

DON J. SAYLOR
RICHARD CAMPBELL
JAN STEWART

This is to advise the Planning Commission recommended approval of the City leasing the Carson Avenue Parking Garage at its meeting on December 8, 1983. It is assumed that your office will handle the matter of setting the date for the public hearing, legal notices, and other necessary coordination with the City Attorney's office on this City Council agenda item.

HPF:cme

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AGENDA

City of Las Vegas

January 4, 1984

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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

AGENDA*City of Las Vegas*

January 4, 1984

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

ITEM

Council Action

Department Action

XII. CITIZENS 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 APPROXIMATELY
4:00 P.M.

APPROVED AGENDA ITEM
Quillley Hall