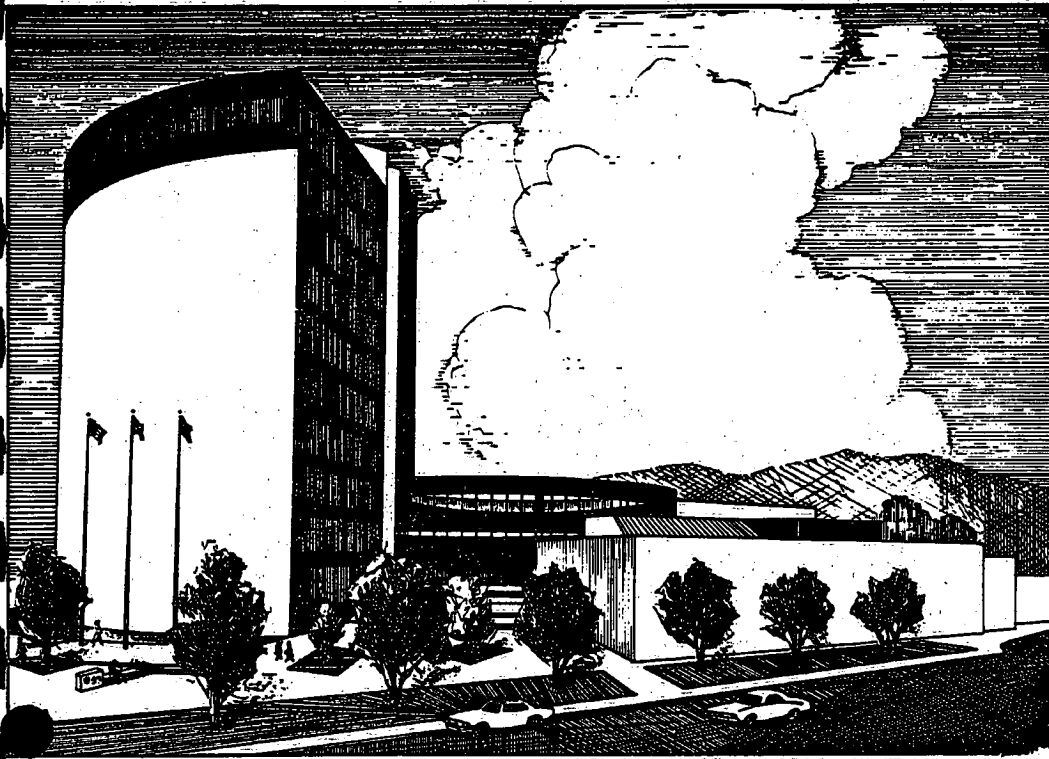




MINUTES

City of Las Vegas

CITY COUNCIL

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

DATE: September 5, 1984

TIME: 9:45 A.M.

INVOCATION: Major Jim Sullivan, Salvation Army

PLEDGE OF ALLEGIANCE: Given

CITY COUNCIL

MAYOR BILL BRIARE

COUNCILMAN PAUL J. CHRISTENSEN

COUNCILMAN RON LURIE
MAYOR PRO-TEM

COUNCILMAN AL LEVY

COUNCILMAN BOB NOLEN

PRESENT

ABSENT

EXCUSED

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CITY ATTORNEY

GEORGE F. OGILVIE

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☐

APPROVED BY REFERENCE February 20, 1985

ATTEST:

Carol A. Hawley

CITY CLERK

William H. Briare

MAYOR

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

AGENDA*City of Las Vegas*

September 5, 1984

Page 1

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

ITEM	Council Action	Department Action
I. 9:45 A.M. A. <u>COMMUNITY RELATIONS</u> B. <u>SPECIAL EVENTS</u>	FULL BOARD PRESENT NONE NONE MAYOR BRIARE CONGRATULATED COUNCILMAN CHRISTENSEN ON WINNING THE 9-4-84 PRIMARY ELECTION AS A CANDIDATE FOR CLARK COUNTY COMMISSION.	
II. 10:00 A.M. A. <u>ANNOUNCEMENT RE COMPLIANCE WITH OPEN MEETING LAW</u> B. <u>INVOCATION</u> Major Jim Sullivan Salvation Army C. <u>PLEDGE OF ALLEGIANCE</u>	ANNOUNCEMENT MADE INVOCATION GIVEN BY MAJOR JIM SULLIVAN. MAYOR BRIARE LED AUDIENCE IN PLEDGE.	

APPROVED AGENDA ITEM

mp Core

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984
AFFIDAVIT OF POSTING

(Posting required under the provisions of NRS CHAPTER 241)

0002

STATE OF NEVADA }
COUNTY OF CLARK } ss

Donna Perry, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the 30th day of August, 1984, at the hour of 9:30 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 5th day of September, 1984, at 400 East Stewart Avenue, Las Vegas, Nevada; to be posted on Public Bulletin Board at the following locations:

1. In the Bradley Building, State of Nevada, 2501 East Sahara Avenue;
2. In the Senior Citizens Center, 450 E. Bonanza Road;
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)

Donna Perry
SIGNATURE

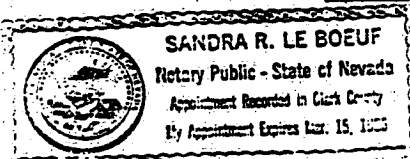
City Clerk
DEPARTMENT

Subscribed and sworn to before me this

30th day of August, 1984

Sandra R. LeBoeuf
NOTARY PUBLIC in and for said County
and State.

My Commission expires: 3-15-86



~~AFFIDAVIT OF MAILING~~

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984
(Mailing required under the provisions of NRS CHAPTER 241)

0003

STATE OF NEVADA)
COUNTY OF CLARK) ss

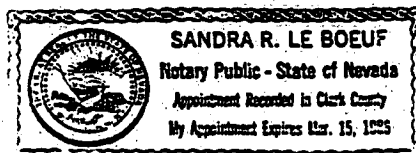
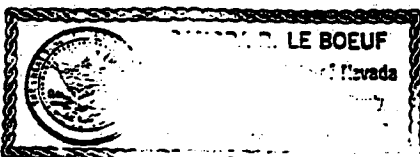
Donna Perry, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the 30th day of August, 1984, a copy of an AGENDA (NOTICE), the attached of which is a true and correct copy, of a REGULAR MEETING of the CITY COUNCIL of the CITY OF LAS VEGAS, NEVADA, to be held on the 5th of September, 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).

Donna Perry
SIGNATURE (an employee in the Office of
the CITY CLERK)

Subscribed and sworn to before me this

30th day of August 1984

Sandra R. Le Boeuf
NOTARY PUBLIC in and for said County
and State.
My Commission expires: 3-15-86



AGENDA*City of Las Vegas*

September 5, 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.

*A. GAMING -- Additional1. INTERNATIONAL SPORTS
MANAGEMENT, INC.

People's Choice
805 West Owens
6 slots

2. GREEN & CURTIS

New Town Tavern
600 Jackson
10 slots

3. COHEN & COHEN

Downtowner Motel
129 North 8th Street
2 slots

4. B.D.S., INC.

Friendly Liquors
1602 North "H" Street
1 slot

Lurie -
APPROVED Items 1
thru 15.
Unanimous with the
exception that
Lurie abstained on
Item 12.

Staff to proceed

APPROVED AGENDA ITEM

mp car

AGENDA*City of Las Vegas*

September 5, 1984

Page 3

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

ITEM

Council Action

Department Action

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

5. S & B MANAGEMENT, INC.

Jerry's Liquor/Beer Bar
1604 West Oakey
1 slot

6. KELLY'S LIQUORS, INC.

The Lift
3045 South Valley View
3 slots

7. CONSTANCE KOPLow

Lucky Pierre's
1243 East Sahara
2 slots

8. LAWRENCE HENDEL

Philly Pub
2202 West Charleston
1 slot

9. 1422 CORPORATION

Tovi's Italian Restaurant &
Lounge
808 South Decatur
1 slotLurie -
APPROVED Items 1
thru 15.
Unanimous with the
exception that
Lurie abstained on
Item 12.

Staff to proceed

APPROVED AGENDA ITEM

mp Coe

0006

AGENDA*City of Las Vegas*

September 5, 1984

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

ITEM

Council Action

Department Action

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

10. J R & G, INC.

Twin Lakes Liquor
1032 North Rancho
2 slots

11. AMERICAN COIN MACHINE COMPANY

Sundowner Tavern
1418 Fremont
1 slotThe Westhill Pub
3601 West Sahara
3 slots

12. CASINO SERVICES

Tovi's Italian Restaurant &
Lounge
808 South Decatur
4 slots

13. GAMES OF NEVADA

Hotel Nevada & Casino
235 South Main
5 slotsLurie -
APPROVED Items 1
thru 15.
Unanimous with the
exception that
Lurie abstained on
Item 12.

Staff to proceed

APPROVED AGENDA ITEM

mp Carr

AGENDA*City of Las Vegas*

September 5, 1984

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

Page 5

ITEM

Council Action

Department Action

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

14. J. J. PARKER COMPANY

Cooler
1903-1905 North Decatur
1 slotVegas Lounge
2216 East Fremont
1 slot

15. UNITED COIN MACHINE COMPANY

A King Meats & Deli Market
713 Ogden
4 slotsNicholas & Osvaldo Nemesis
Antiques
2020 East Charleston
2 slotsPoe's Pizza Too
850 South Rancho, #8
4 slots7-Eleven Food Store #13682
1602 West Oakey
1 slot7-Eleven Food Store #13701
515 East Oakey
1 slotSnick's Place
1402 South 4th Street
1 slotLurie -
APPROVED Items 1
thru 15.
Unanimous with the
exception that
Lurie abstained on
Item 12.

Staff to proceed

APPROVED AGENDA ITEM

mp Carr

AGENDA*City of Las Vegas*

September 5, 1984

Page 6

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

ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)*A. GAMING -- Additional
(cont'd)15. UNITED COIN MACHINE COMPANY
(cont'd)Stop 'N Go Market #596
3001 Valley View
1 slotTwin Lakes Liquor
1032 North Rancho
2 slotsLurie -
APPROVED Items 1
thru 15.
Unanimous with the
exception that
Lurie abstained on
Item 12.

Staff to proceed

B. LIQUOR -- New1. *FIESTA FOODS, INC.
dba
PISTOL PETE'S PIZZA
710 South Decatur

Beer/Wine On-Sale

Stanford W. Nielson, Pres,
Dir, 50%
David B. Jones, V.P., Dir,
50%, ManagerLurie -
APPROVED, subject
to the provisions.
Unanimous

Staff to proceed

*Subject to the provisions of
the Fire codes

APPROVED AGENDA ITEM

mp

AGENDA*City of Las Vegas*

September 5, 1984

Page 7

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

10:07

C. LIQUOR -- Change of Ownership

1. From: Rancho Plaza, Inc. --
The Richard Tam
Living Trust
Richard Tam, Trustee
79.4% stockholder
Richard Tam, Pres,
Dir, 5.556%
et al

TO: *MURRAY ROBINSON, JR.
dba
GALLERIA LIQUOR BARN
2160 West Charleston

General Off-Sale

Murray K. Robinson, Jr.,
100%

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

D. LIQUOR -- Request for Preliminary
Approval on Transfer of Liquor
License

1. From: Leandrew McDaniel
dba
Henry's Liquor
632 North "H" Street

TO: SIDNEY RUDICH, 100%

General On-Off Sale
License

Lurie -
APPROVED, subject
to the provisions.
Unanimous

Staff to proceed

Nolen -
Motion to extend
the time for
automatic revoca-
tion of license
(as established on
June 6, 1984) until
9-19-84 carried
with Christensen
voting "No."

9/19/84 Agenda

APPROVED AGENDA ITEM

mp Core

A VERBATIM TRANSCRIPT MADE A
PART OF THE FINAL MINUTES.

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984
City of Las Vegas

0010

AGENDA DOCUMENTATION

Date: August 27, 1984

TO:
The City Council

FROM:
MIKE COOL, DEPUTY CITY MANAGER

SUBJECT: DEPARTMENT OF BUSINESS ACTIVITY -- SEPTEMBER 5, 1984 CITY COUNCIL AGENDA
LIQUOR -- Request for Preliminary Approval on Transfer of Liquor License

PURPOSE/BACKGROUND

Item, "D", 1.

Appearing on the Department of Business Activity portion of the agenda is a request from Sidney Rudich for preliminary approval of the transfer of the liquor license currently held by Leandrew Lamar McDaniel, dba Henry's Liquor, 632 North "H" Street.

This application is made pursuant to action taken by the City Council, whereby on June 6, 1984 a prior Order to revoke the liquor license of Henry's Liquor was rescinded, and the license suspended with the condition that it be sold or transferred within 90 days.

Applicant Sidney Rudich is requesting preliminary approval for a one-year period in order to allow sufficient time to find a suitable location for conducting business under this license (see letter dated 8/6/84).

If preliminary approval of the transfer of the license to Mr. Rudich is granted, it is recommended that the following requirements be imposed:

That upon securing a location which satisfies the requirements of the Liquor Control Ordinance, the applicant submit the necessary application and documentation to staff for investigation and subsequent presentation to the City Council for approval of said location and business name.

NOTE: Information was recently received which reveals this license is listed as an asset in bankruptcy filed by Leandrew McDaniel. The City Attorney's office is reviewing the bankruptcy documentation to determine what effect that proceeding has on the City's action to transfer this license.

FISCAL IMPACT


Jerry J. Cahill, Director
Department of Business Activity

RECOMMENDATIONS

Agenda Item

III "D" 1

RUJO, INC.

2301 EAST SUNSET ROAD, SUITE 20 LAS VEGAS, NEVADA 89119
(702) 381-0902

PAGER 389-4567

8-6-84

City of Las Vegas
Las Vegas, NV.

RE: Liquor License Transfer (Mr. Daniel To Rudich)

Pursuant to City of L.V. regulations, I am hereby requesting preliminary approval of subject license. One year would be helpful to allow me sufficient time to find a suitable location for conducting business under this license.

Sincerely,

Sidney Rudich
Sidney Rudich

TRANSCRIPT - LAS VEGAS CITY COUNCIL - SEPTEMBER 5, 1984

III-D -- LIQUOR -- REQUEST FOR PRELIMINARY APPROVAL ON TRANSFER OF LIQUOR
LICENSE -- LEANDREW McDANIEL dba HENRY'S LIQUOR TO SIDNEY RUDICH

Page

MAYOR BRIARE:

We have a request to withdraw Item D. If there are no objections by anyone, Item D will be withdrawn.

COUNCILMAN NOLEN:

Your Honor, I'd like to comment on Item D. We've got some problem. There's some litigation involved in this thing. I understand that Mr. Ogilvie was going to make some representations on that. The timeframe I believe that we allocated for the transfer or sale of this license expires tomorrow. I would like for us to continue this at least until our next meeting and that will give us time to talk with Mr. Ogilvie.

COUNCILMAN LURIE:

Extend the time.

COUNCILMAN NOLEN:

Extend the time.

MAYOR BRIARE:

Extend the time limit?

COUNCILMAN NOLEN:

Until our next meeting.

MAYOR BRIARE:

Why don't you put that in the form of a motion.

COUNCILMAN NOLEN:

That will be in the form of a motion, Your Honor.

MAYOR BRIARE:

Are there any comments? This is on Item D. Cast your votes. Post. The motion's APPROVED.

(VOTING "YES": Nolen, Lurie, Briare & Levy.
VOTING "NO": Christensen)

AGENDA*City of Las Vegas*

September 5, 1984

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

ITEM

Council Action

Department Action

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

1. From: Boston Pizza #7

TO: LARRY R. PAYNE
dba
BETTER PIZZA
1501 Las Vegas Blvd. No.

Beer/Wine On-Sale

Larry Randolph Payne,
100%Lurie -
APPROVED
Unanimous

Staff to proceed

F. LIQUOR & GAMING -- Approval of Supervisor1. FREMONT HOTEL & CASINO
200 East FremontGeneral On-Off Sale License
Nonrestricted GamingDel E. Webb Hotel Management
Corporation --

James O'Brien, President,

Del E. Webb Hotels

William B. Bolivar, General
ManagerLurie -
APPROVED
Unanimous

Staff to proceed

APPROVED AGENDA ITEM

mp Coe

AGENDA*City of Las Vegas*

September 5, 1984

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

ITEM

Council Action

Department Action

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

1. From: Larry's Fireside Inn

TO: LARRY'S LARIAT, INC.
dba
RANCHO LOUNGE
3535 North Rancho, #A
General On-Sale LicenseLawrence A. LaPenta,
sole officer,
stockholderWITHDRAWN FROM
AGENDA AT THE
REQUEST OF
LARRY LAPENTA.H. GAMING -- New1. PORT TACK, INC.
dba
PORT TACK
3190 West Sahara

Restricted Gaming: 11 slots

(Starboard Tack of Nevada, Inc.,
parent corporation of wholly-
owned subsidiary Port Tack,
Inc.)Starboard Tack of Nevada,
Inc. --Robert Kostelecky, Pres.
Treas
William Kostelecky,
Exec V. P.

Port Tack, Inc. --

Robert Kostelecky, Pres.
Treas
William Kostelecky,
Exec V. P.Lurie -
APPROVED
Unanimous

Staff to proceed

APPROVED AGENDA

MP

AGENDA*City of Las Vegas*

September 5, 1984

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

ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)I. BURGLAR ALARM LICENSE -- New/
LOCKSMITH LICENSE -- Change of
Ownership

1. From: Tom J. Newton, Sr., 100%

TO: *THOMAS J. NEWTON, JR.
dba
A-ACE LOCK & KEY SERVICE
1201 South Casino CenterThomas J. Newton, Jr.,
100%*Subject to the provisions of the
Planning, and Fire codesJ. FIREARMS PERMIT -- New1. OSHMAN SPORTING GOODS CO.,
NEVADA
dba
OSHMAN SPORTING GOODS CO.,
NEVADA #1801
4300 Meadows Lane, #1238(Oshman Sporting Goods Co.,
Nevada, a wholly-owned
subsidiary of Oshman's
Sporting Goods, Inc.)Charles Rosemond, Sr. Vice
PresStore Manager:
Melanie F. McNealLurie -
APPROVED, subject
to the provisions.
Unanimous

Staff to proceed

Lurie -
APPROVED
Unanimous

Staff to proceed

APPROVED AGENDA ITEM

mp Cool

AGENDA*City of Las Vegas*

September 5, 1984

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)K. SPECIAL EVENT LIQUOR LICENSE

1. NEVADA LIQUOR & WINE, LTD.

Locations:

Albertson's

3600 West Sahara

120 South Rainbow

840 North Decatur

1570 North Eastern

The Brothers

1000 North Rancho

Brothers Market

1221 East Sahara

Gary's Discount Liquors

1006 East Charleston

Lucky Discount Center

1501 North Decatur

2400 East Bonanza

1200 South Decatur

610 North Nellis

3121 North Rancho Road

Safeway

3535 West Sahara

1100 East Charleston

700 South Decatur

701 North Rancho Road

Sav-On Drug

4600 Meadows Lane

562 North Eastern

Skaggs-Alpha Beta

4420 East Bonanza

Lurie -
APPROVED Items 1,
2, 3 and 4.
Unanimous

Staff to proceed

APPROVED AGENDA ITEM

MP Core

AGENDA*City of Las Vegas*

September 5, 1984

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

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ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)K. SPECIAL EVENT LIQUOR LICENSE
(cont'd)1. NEVADA LIQUOR & WINE, LTD.
(cont'd)

Locations: (cont'd)

Skaggs Drug Center
1798 East Charleston
268 North Jones
3550 West SaharaSmith's Food King
3830 West Sahara
22 East Oakey
232 North Jones
574 North Eastern
850 South RanchoVon's
4440 East Charleston
390 South Decatur
6000 West CheyenneDates: September 7, 14, 21,
and 28, 1984Responsible Licensee:
Ray Norvell, V.P., General Mgr.
Nevada Liquor & Wine Ltd.Lurie -
APPROVED Items 1,
2, 3 and 4.
Unanimous

Staff to proceed

APPROVED AGENDA ITEM

mp Coe

AGENDA*City of Las Vegas*

September 5, 1984

Page 13

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

ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)K. SPECIAL EVENT LIQUOR LICENSE
(cont'd)

2. MINT GUN CLUB

Location: Floyd Lamb Park

Dates: September 25, 26,
27, 28, 29, and
30, 1984Responsible Licensee:
Sahara Nevada Corporation
dba
Mint Hotel & CasinoLurie -
APPROVED Items 1,
2, 3 and 4.
Unanimous

Staff to proceed

3. MEXICAN ASSOCIATION OF NEVADA

Location: 850 Las Vegas
Boulevard North

Date: September 16, 1984

Responsible Licensee:
Frank Canul
Las Vegas TroubadourAPPROVED
See Above

See Above

4. THE CATHEDRAL OF RICHARD ALLEN

Location: 2100 Fremont

Dates: September 7 and 8,
1984Responsible Licensee:
Danny Curtis
New Town TavernAPPROVED
See Above

See Above

APPROVED AGENDA ITEM

MP Coe

0019

AGENDA*City of Las Vegas*

September 5, 1984

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

ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)L. LIQUOR -- Request for Extension of Preliminary Approval

1. TERRIBLE HERBST, INC.
dba
TERRIBLE HERBST, INC.
333 South Main Street

Beer/Wine Off-Sale

Jerry E. Herbst, Pres, Dir,
Chief Exec Officer, 100%(Preliminary approval granted
3/7/84 for six-month period.
Request for approval of extension
for additional one-year period:
9/7/84 to 9/7/85.)Lurie -
APPROVED
Unanimous

Staff to proceed

M. PRIVATE PATROLMAN LICENSE -- New

1. WHO PRODUCTIONS, INC.
dba
PAPILLON SECURITY
3175 South Eastern Avenue

Domizio Melchiorre, Pres
Donna Gummelt, V. P., Secy,
Treas, Qualifying AgentLurie -
APPROVED
Unanimous

Staff to proceed

N. COMMUNICATION ITEM

1. Request for waiver of
licensing fees for JDG, Inc.
(John D. Gaughan) at the
Sundance Hotel & Casino

Lurie -
APPROVED as recom-
mended.
Unanimous

Staff to proceed

Atty. Frank Schrec
and John D.
Gaughan appeared.

APPROVED AGENDA

MP Co.

City of Las Vegas
CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

0020

AGENDA DOCUMENTATION

Date: August 24, 1984

TO:
The City Council

FROM:
MIKE COOL, DEPUTY CITY MANAGER

SUBJECT: DEPARTMENT OF BUSINESS ACTIVITY -- SEPTEMBER 5, 1984 CITY COUNCIL AGENDA
LIQUOR -- Request for Extension of Preliminary Approval

PURPOSE/BACKGROUND

Item, "L", 1.

Appearing on the Department of Business Activity portion of the agenda is a request for extension of preliminary approval submitted by Jerry Herbst, President of Terrible Herbst, Inc.

On March 7, 1984, the City Council granted preliminary approval for a six-month period to Terrible Herbst, Inc. for a new Beer/Wine Off-Sale license to be located at 333 South Main Street.

Due to the need of additional time to evaluate alternatives for this location, whether to tear down the existing building or re-model, the licensee is unable to commence business at this location prior to the expiration of the six-month preliminary approval period. Therefore, the licensee is requesting an extension for an additional one-year period (9/7/84 to 9/7/85).

Attached is a copy of a letter dated August 15, 1984, from Jerry Herbst regarding this request.

FISCAL IMPACT


Jerry J. Cahill, Director
Department of Business Activity

RECOMMENDATIONS

Agenda Item

III "L" 1

0021



"the best bad guy in the west"

August 15, 1984

Mayor Bill Briare and City Council
City of Las Vegas
c/o Jerry Cahill, Director
Department of Business Activity
City Hall
400 East Stewart Avenue
Las Vegas, Nevada 89101

Re: Terrible Herbst, Inc.
333 South Main Street
Beer/Wine Off-Sale License

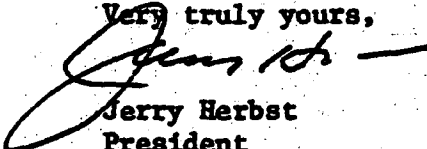
Honorable Mayor Briare and City Council Members,

On March 7, 1984 preliminary approval for the period March 7 through September 7, 1984 was granted by the City Council for a new Beer/Wine Off-Sale Liquor License at the above referenced location of Terrible Herbst, Inc.

We respectfully request an extension of one year in order to further evaluate our alternatives for this location, whether to tear down the existing building or re-model.

Thanking you in advance for your cooperation in this matter.

Very truly yours,


Jerry Herbst
President

JH:mmm

LAW OFFICES

SCHRECK, SLOAN, BERNHARD & JONES
CHARTERED600 EAST CHARLESTON BOULEVARD
LAS VEGAS, NEVADA 89104
(702) 382-2101FRANK A. SCHRECK
MIKE SLOAN
PETER C. BERNHARD
LESLIE T. JONES
KENNETH A. WOLOSONOF COUNSEL:
HOWARD W. CANNON
SHANNON L. BYBEE

August 21, 1984

ASSOCIATED FIRMS

JAMES E. RITCHIE AND ASSOCIATES*
SUITE 400499 SOUTH CAPITOL ST. S.W.
WASHINGTON, D. C. 20003
(202) 484-2100

GIRARDI, KEESE & CRANE**

UNION BANK BUILDING
445 SOUTH FIGUEROA, SUITE 1750
LOS ANGELES, CA 90017
(213) 489-5330* ADMITTED D. C., CALIFORNIA AND OKLAHOMA
** ADMITTED CALIFORNIAJerry J. Cahill, Director
Department of Business Activity
City of Las Vegas
400 East Stewart Avenue
Las Vegas, Nevada 89101Re: Sundance Hotel & Casino/Waiver of Gaming and
Liquor License Fees

Dear Jerry:

In accordance with my recent conference with you and City Attorney George Ogilvie, I hereby submit a formal request for a waiver from the City Commission with respect to the payment of additional gaming and liquor license fees by the Sundance Hotel & Casino. The basis for this request is set forth in the following written presentation.

A. HISTORICAL PROSPECTIVE

The Sundance Hotel and Casino is owned by the M. B. Dalitz Revocable Trust. It was leased to Sundance Hotel and Casino, Inc., a Nevada corporation, whose principals were Allan D. Sachs, Herbert L. Tobman and Jay E. Hechtman. The Sundance Hotel and Casino, Inc. in turn, subleased the hotel and casino facilities to Sundance Associates, a Nevada limited partnership. Sundance Associates consisted of the following general and limited partners:

1. Sundance Hotel and Casino, Inc. - General Partner
2. Allan D. Sachs - General Partner
3. Herbert L. Tobman - General Partner
4. Jay E. Hechtman - General Partner
5. Trans-Sterling, Inc. - Limited Partner

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Sundance Associates was the licensed operator of the gaming and liquor business at the Sundance Hotel and Casino. Without going into unnecessary detail, suffice it to say that because of a disciplinary proceeding involving the Nevada Gaming Commission and the principals of Sundance Associates, a new gaming licensee had to be found to replace Sundance Associates. The new licensee had to be approved by both State and City authorities before the expiration of Sundance Associates' gaming licenses on July 19, 1984. The owner of the property, M. B. Dalitz Revocable Trust, with M. B. Dalitz as Trustee, submitted its application to the state and city for licensing. Because of the scope of the investigation and the restricted time period, it was decided between Mr. Dalitz and the State Gaming authorities that the only certain way to keep the Sundance Hotel and Casino open was to find a respected, presently licensed operator to lease the facility. Mr. Dalitz and the State agreed that John D. ("Jackie") Gaughan would be an acceptable Lessee to replace Sundance Associates until Mr. Dalitz could sell the Hotel-Casino property.

On July 16, 1984, the M. B. Dalitz Revocable Trust centered into a lease agreement with JDG, Inc., a Nevada corporation formed by Jackie Gaughan for the specific purpose of leasing the Sundance Hotel and Casino. A copy of the Lease Agreement is attached hereto as Exhibit "A." The purpose of the Lease Agreement was to install a caretaker at the Sundance to avoid its being closed. The Lease Agreement was carefully drafted to satisfy State gaming authorities. The following are some of the unique provisions found in the Lease Agreement:

1. Article III - Rent (pages 2-3): Article 3.1 provides for a maximum rent of \$346,000 per month. This rental figure was chosen since it represents the landlord's monthly payment to the Public Employees Retirement System of Nevada ("PERS"). However, Article 3.2 allows the Lessee (JDG, Inc.) to reduce this amount at its sole discretion. Thus, if the Lessee so decides, no rent has to be paid at all. It is understood between the parties, that if the casino operation does not generate sufficient revenues, no rent will be paid.

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2. Article IV - Operating Expenses (page 3): Article 4.1 states that the Lessee shall pay all the operating expenses of the Sundance Hotel and Casino. Article 4.2 defines operating expenses as, in essence, all expenses excluding the PERS payment and the installment contract payments due Bally. However, in Article XIII - Indemnification (13.1 - page 14), the parties agree that Lessee only has to use his best efforts to pay the "operating expenses" and if Lessee does not pay the "operating expenses" defined in Article 4.2, Lessee is not liable.

3. Article XIV - Inventory (pages 15-16): Lessee is even leasing all the cash funds utilized in the operation of the Sundance. In accordance with Article 14.1, Lessee's obligation to the Landlord at the termination of this Lease is to return whatever cash is there on hand. If the cash inventory is less than that amount "rented" at the commencement of the Lease, Lessee has no obligation to make up the difference. However, if there is more cash, Lessee retains the excess.

The general thrust of the Lease Agreement is to install JDG, Inc. as a Lessee without any financial risk whatsoever. The Lease Agreement also insures that the Landlord will make no profit from the operations of the Sundance if business improves. The maximum benefit to the Landlord under the Lease Agreement is the payment of all overhead costs of the Sundance, with the exception of the Bally contracts.

In addition to the Lease Agreement relative to the Hotel and Casino, the parties also entered into a Lease Agreement with respect to the gaming equipment. This Lease Agreement was required because of State gaming statutes that mandate the licensing of the Lessor of gaming equipment when that equipment is leased for consideration. To avoid the licensing of the Lessor (M. B. Dalitz Revocable Trust), the Lease was drafted to reflect that the Lessor was not charging Lessee any consideration for the use of the gaming equipment. This Lease Agreement, like the other, reflects the "caretaker" status of the Lessee. A copy of this Lease Agreement is attached hereto as Exhibit B.

Pursuant to the referenced Lease Agreement, JDG, Inc. and Jackie Gaughan were licensed by the State and City

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to operate the Sundance Hotel and Casino on July 18, 1984. To the credit of everyone involved, the Sundance remained open and continues to employ hundreds of people and pay city, state and federal taxes and fees.

B. City of Las Vegas Gaming and Liquor Fees

Prior to the licensing of JDG, Inc. and Jackie Gaughan, Sundance Associates paid to the City of Las Vegas the required semi-annual gaming taxes and the appropriate liquor license fees. City ordinances provide that when a new licensee takes over an operation, that new licensee has to pay, on a prorated basis, gaming and liquor license fees even though they had already been paid by the prior licensee.

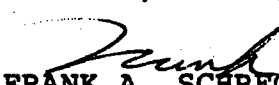
This written request is for a waiver of that obligation to repay the gaming and liquor license fees.

This waiver request is based on the unique fact situation presented in this specific case. The new licensee, JDG, Inc., is in fact only a caretaker standing in the shoes of the Landlord until a sale of the Sundance Hotel and Casino can be consummated. Jackie Gaughan, through his corporation, JDG, Inc., has volunteered to operate the Sundance so that it would not have to be closed. In keeping the Sundance open, Jackie Gaughan has done the State and City a great service. By remaining open, the Sundance will continue to generate tax, license and related revenues for the City and State. Additionally, the employees at the Sundance will remain working. To require JDG, Inc. to pay the gaming and liquor license fees which have already been paid by Sundance Associates would be unfair and contrary to the public interest.

Based upon the previously stated information, I would respectfully request that the Las Vegas City Commission waive the payment by JDG, Inc. of those semi-annual gaming taxes and liquor license fees already paid to the City by Sundance Associates on behalf of the Sundance Hotel and Casino.

Sincerely,

SCHRECK, SLOAN, BERNHARD & JONES


FRANK A. SCHRECK, ESQ.

City of Las Vegas

0026

AGENDA DOCUMENTATION

Date: August 27, 1984

TO:
The City CouncilFROM:
MIKE COOL, DEPUTY CITY MANAGERSUBJECT: DEPARTMENT OF BUSINESS ACTIVITY -- SEPTEMBER 5, 1984 CITY COUNCIL AGENDA
COMMUNICATION ITEMPURPOSE/BACKGROUND

Item, "N", 1.

Attached is a copy of a letter dated August 21, 1984 from Frank A. Schreck, Esquire, submitted on behalf of JDG, Inc., dba Sundance Hotel & Casino.

JDG, Inc. (John D. Gaughan, sole officer, director, stockholder) was approved for licensing at the Sundance Hotel & Casino on July 18, 1984. City Code provisions state that applicants who receive approval for gaming shall pay initial fees prorated monthly (from date of approval to next billing date); and for liquor, one year's fees in advance. Mr Schreck, however, is requesting that these initial fees from Mr. Gaughan be waived based on the unique situation of this specific licensing case.

Following is a breakdown of the fees paid by prior owner Sundance Associates (Allan Sachs and Herbert Tobman); and amounts due if initial fees imposed on new owner JDG, Inc. (John D. Gaughan).

SUNDANCE ASSOCIATES			JDG, INC.	
LICENSE	PERIOD	AMOUNT	PERIOD	AMOUNT
Gaming	4-1-84 to 10-1-84	\$53,420.00	7-18-84 to 10-1-84	\$26,710.00
Convention Hall Gaming Tax	7-1-84 to 10-1-84	\$ 965.25	7-18-84 to 10-1-84	\$ 965.25
Liquor	4-1-84 to 10-1-84	\$ 2,700.00	7-18-84 to 7-1-85	\$ 5,400.00
	All fees (\$57,085.25) paid and current to next billing cycle 10-1-84.		Total additional amount due if initial fees imposed: \$33,075.25.	

James J. Cahill
James J. Cahill, Director
Department of Business Activity

Agenda Item

III "N" 1

AGENDA

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

City of Las Vegas

0027

September 5, 1984

CITY COUNCIL

COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

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ITEM

Council Action

Department Action

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

10:10

- A. DISCUSSION AND POSSIBLE ACTION ON
THE STATUS OF INTERLOCAL AGREEMENTS.

Lurie -
Motion APPROVED to
allow Clark County
to continue utiliza-
tion of the City's
Animal Shelter
services until 2/1/85.
carried with Nolen
and Levy voting "No."

Staff to proceed

10:33

- B. SELECTION OF MANAGEMENT CONSULTANT
FOR THE SUPER-SPEED TRAIN PROJECT
AND APPROVAL OF THE CONTRACT.

SEE VERBATIM TRANSCRIPT-FINAL MINUTES

Nolen -
APPROVED as recom-
mended by staff
(enter into a
contract with
Robert Parsons).
Unanimous

Staff to proceed

10:38

- C. SELECTION OF LOCATION FOR THE
NORTHWEST INTERCEPTOR SANITARY
SEWER PROJECT.

Christensen -
ABEYANCE until next
meeting.
Unanimous

9/19/84 Agenda

TRANSCRIPT - CITY COUNCIL MEETING - SEPTEMBER 5, 1984 - 10:00 A.M. - PAGE 1
IV.(a) ADMINISTRATIVE AGENDA, ASHLEY HALL, CITY MANAGER. ITEM A. DISCUSSION AND
POSSIBLE ACTION ON THE STATUS OF INTERLOCAL AGREEMENTS.

MAYOR BRIARE:

On Council's page 15, the next, Administrative Agenda, Mr. Hall.

CITY MANAGER
ASHLEY HALL:

Yes, Your Honor. Item A is discussion and possible action on the status of Interlocal Agreements between the City of Las Vegas and the County particularly. I was notified yesterday by Mr. Joe Denny, the County Manager, that the County had opted to go with an RFP to contract out privately, if they could, their animal control services. Based on that, it is my recommendation that we give the County a reasonable length of time to withdraw from the City of Las Vegas Animal Shelter. In the meantime, I might indicate to you that we are in progress of updating and enhancing and remodeling the animal shelter that would be required anyway. That does save the City some money in the capital expense that we had for expansion of the animal shelter should the County stay. Being as the County has opted to go their own direction, it's my recommendation, as the City Manager, that we again grant them sufficient time, a reasonable length of time, which to render RFP's, and hopefully, find someone that will pick them up on a private basis.

COUNCILMAN LEVY:

I'd like to ask a couple of questions. Dr. Williams, I don't think anybody has asked you in the care of the animals -- I'd like to ask you -- Where do we stand now with our shelter? How bad off are we?

DR. LESLIE WILLIAMS:

In some areas we're 100% overcrowded; overall, probably 80% overcrowded, almost twice what we should be.

MAYOR BRIARE:

Do you mean hundred percent occupied?

COUNCILMAN LEVY:

No.

MAYOR BRIARE:

You mean twice as many animals as you should, as you are capable?

COUNCILMAN LURIE:

You are supposed to have two in a cage; you might have six in a cage.

COUNCILMAN LEVY:

What are you talking about, reasonable time, Mr. Hall?

CITY MANAGER
ASHLEY HALL:

Reasonable time, my consideration, would be 30 to 60 days. Thirty days may be short, 60 days I think would be a reasonable length of time.

COUNCILMAN LEVY:

The County has been playing games with us for almost a

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COUNCILMAN LEVY:

year now and I resent it; as a dog owner, I resent it. Dr. Williams is trying to do an excellent job and I think we all resent it. I'd like to know when this thing is going to come to a head and get it over with. I don't care what the County does as long as I as a taxpayer of the City of Las Vegas does not pay any more. I'm not going to pay any more.

CITY MANAGER
ASHLEY HALL:

I've informed Mr. Denny in private conversation before that should the General Fund of the County be used on any taxes that would come from the City of Las Vegas to support a new animal shelter that the City of Las Vegas -- I would recommend to you as a Council that we would pursue that in court. I don't believe it's fair for the City of Las Vegas to be doubly taxed.

COUNCILMAN LURIE:

What you have is a duplication of services and what they're establishing is a situation in that people who have to find their dog or cat that is lost are going to have to go to the City animal shelter, the County animal shelter. You're going to have to have two staffs, two operating expenses, and I agree that if the County spends any taxpayers dollars, there should be a taxpayers suit filed against the County, if the City of Las Vegas in any way is charged any fees for that facility because I think that the taxpayers spoke at the election last year and the County should have got the message about spending money on duplication of services. I think the City is doing an excellent job in providing animal care and that the expansion that we want to do will handle the population, say, for the next ten years. If we have to expand after that, we can look at it ten years from now, but in no way do I want the City involved with any dollars being put in that facility, and I'm sure you'll watch that Dr. Williams, and I'm sure that the staff will also watch that.

CITY MANAGER
ASHLEY HALL:

I might say to you, Councilman Lurie, that after reviewing five private kennels in the Las Vegas valley, the City of Las Vegas' charge is below the private sector cost and I might say to you as a Council and to the public that the City of Las Vegas for years has provided the most cost effective animal control service we possibly could, not only to our residents, but to the residents of the County and to the residents of North Las Vegas.

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COUNCILMAN LURIE:

Even in the Humane Society I think they have certain regulations and recommendations on where shelters should be located for the convenience of the public, good access, traffic signals to get people in and out safely. This facility is hidden off of -- south of Tropicana. I went out and looked at it one day and it took me forty-five minutes to find that building.

COUNCILMAN LEVY:

I'd just like to make a comment. It's interesting that the Humane Society, ala Dart Anthony, is not even complaining about how we are taking care of our animals today.

MAYOR BRIARE:

He can't.

COUNCILMAN LEVY:

He can't because he wants this deal.

CITY MANAGER
ASHLEY HALL:

I might say to you, Mr. Levy, that the City is in progress of going through the accreditation process with the National Humane Society to accredit our facility with them. I spent some time with their regional representative of Sacramento. He looked at our facility. He spent some time with Dr. Williams; maybe Dr. Williams would like to comment on that, but we do have a timeframe in motion that we'll be accredited by that organization.

DR. LESLIE WILLIAMS:

That accreditation is expected soon, or if not having it soon, minor modifications of our program or our facility would qualify us for accreditation. They have an accreditation meeting in September and it's possible that we could be voted on at the September meeting.

COUNCILMAN LURIE:

Mayor, if I could ask a question, I know the timeframe for RFP's. Margaret, I know you're here. You don't know what the County's plans are as far as RFP's because I know it takes time to develop the RFP: you have to send it out, you have to give thirty days to evaluate them, and maybe take another thirty days, and then by the time they make a decision on who they're going to award the RFP to, then it's going to take time to put that RFP into motion to get the facility ready. In my estimation, you're looking at at least 60 or 90 days just for the RFP, and it's going to take them that long to get the facility in any kind of shape to open it up for people to come in there and occupy it, so I think you're looking at at least 6 months, Ashley, before they could be out of our facility and into their own facility, if that's what they're going to do. Now, when they do their RFP's, what happens if nobody responds to the RFP's?

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CITY MANAGER
ASHLEY HALL:

We continue to bill the County on a month-to-month basis on the same charge we've been billing them. They've been paying their bill. I would go on record, I think, as the manager to you as a Council indicating that if any problems arise as a result of additional animals coming into our unit, if overcrowding became a significant pronounced problem community-wide --

COUNCILMAN LEVY:

We already have that now.

CITY MANAGER
ASHLEY HALL:

Al, Councilman Levy, we know that. It is a problem. We've been trying to address it. The City has had plans in work since last winter to expand that facility. We've been in conversation now for almost a year with the County in trying to come to some conclusion. I think we've been run around the bush.

COUNCILMAN LEVY:

I think you should give them their notice that we're cancelling our agreement with them and then we'll take care of our animals and North Las Vegas' animals, which we have a contract with, and we'll take care of those animals first, Ashley. Then we'll see if we have room for the County animals. Let them worry about it.

COUNCILMAN CHRISTENSEN:

What are you going to do to put them out?

COUNCILMAN LEVY:

We won't take them; we won't keep them.

COUNCILMAN LURIE:

Where are you going to put them?

COUNCILMAN LEVY:

What are we going to do with them? They're not our animals. This has been going on for a year, Paul.

COUNCILMAN CHRISTENSEN:

I'm aware of that, but what you have here is that you have a situation where you have to look at the animals; I mean, you can't --

COUNCILMAN LEVY:

That's exactly what I'm worried about.

COUNCILMAN CHRISTENSEN:

Do you think it's wise to give them 30 days? After 30 days, if they haven't got anything worked out, just take all the animals that were brought in from the County and take them over to Sahara and kick them out? I'm trying to figure the mechanics.

COUNCILMAN LEVY:

No, I said we won't accept any more. We won't accept them after, say, 90 days.

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- COUNCILMAN CHRISTENSEN: So then what are you going to do?
- COUNCILMAN LEVY: We're not doing a thing; that'll be their problem. They'll have the animals in their carts.
- COUNCILMAN CHRISTENSEN: Except that they don't know where the city boundaries are and it becomes all of our problem.
- COUNCILMAN LEVY: I know, but it will be in their carts and they'll worry about it.
- MAYOR BRIARE: Mr. Hall.
- COUNCILMAN CHRISTENSEN: How much time have they asked for?
- CITY MANAGER
ASHLEY HALL: A reasonable length of time.
- COUNCILMAN CHRISTENSEN: What's reasonable? Have they given you a number on it?
- CITY MANAGER
ASHLEY HALL: About 60 or 90 days.
- COUNCILMAN LURIE: They'll never do it in 60 or 90 days, Ashley. I think that we should give the County the letter that we're going to go ahead with the expansion to take care of the City of Las Vegas' animal control and North Las Vegas and that we will take care of their animals for a period of time that they need in order to do their RFP's not to exceed February 1st of 1985. That should give them sufficient time to put the whole package together. In the meantime, they're paying us for the services of us taking care of their animal control until such time as they're ready to open their own facility. If they don't open their own facility, then we're going to have to go back to square one. We're going to have to add to the expansion of our facility to take care of them, if that's what's going to happen, but I think we just can't turn the animals away. My concern is for the safety of the community because you're not going to have packs of dogs running loose like in some areas we have and just turning animals loose and not picking them up; that's not fair to the community. I think we have an obligation there and I'm willing to support that timeframe that they need if that's what they want to do. I think it's probably unprofessional on their part to even consider and the accountability that they're going to have to go through to establish the reasons why they're opting to do this and not go with us just doesn't make any common sense to me.

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CITY MANAGER
ASHLEY HALL:

There's no doubt in my mind that in looking at the facility and looking at the problem that we face and the problem that Dr. Williams particularly faces, is that the County has put us in a very bad situation. That situation goes beyond just the public perception. It goes down to the facility itself. The overcrowding that is there, the other problems that are there, we've been waiting, holding in abeyance, any action until such time as they indicated what they would do with us or without us. I think it's important for us to proceed. I intend on sitting down with Mr. Denny and indicating to him that the unit price that we have now for dogs, six dollars and some odd cents a day, may be subject to raising.

COUNCILMAN NOLEN:

I have a question on that item. Is that sufficient? Is that -- are we charging them enough to at least break even for housing their animals?

DR. LESLIE WILLIAMS:

Well, it depends on what you call "breaking even." There's no overhead expense.

COUNCILMAN NOLEN:

We have an obligation to the citizens of the City of Las Vegas not to run it as we're running it if it's running at a deficit from what the County is costing us, if the County is costing us more money. I happen to agree with Councilman Levy, I think we should tell them "goodbye." Councilman Lurie says we have an obligation. I think the County Commissioners have an obligation to the residents of Clark County to provide adequate animal protection and housing for those animals and we don't have that obligation. We were elected by the citizens of the City of Las Vegas and we have an obligation to them. They have an obligation to the entire county and I think they're falling down on that obligation. I happen to agree with Councilman Levy, it's time to tell them "get with us or get out." I said it last time, I'm saying it now, I don't want them there if they don't want to be with us. I think 30 days is plenty a notice. We've had over a year -- fish or cut bait or whatever you want to call it, but we've been playing with this since I can recall, since last fall sometime.

CITY MANAGER
ASHLEY HALL:

October.

COUNCILMAN NOLEN:

October is when it was; that's eleven months, and they're still playing games and I'll guarantee you that in my opinion in February, if your motion passes, in February they'll come back and say "No, we're not going to go with the Dewey Center, we're going to stick with you," and we're going to be stuck with them still.

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COUNCILMAN CHRISTENSEN: They do run a substantial risk -- cost of the expansion because if they do opt to stay with us, which I think they will, then I think that the cost of construction will probably have risen and their cost is going to be more.

COUNCILMAN LEVY: So is ours.

MAYOR BRIARE: Mr. Hall, if your communication from the County Manager yesterday was that they have decided to go ahead and build a new facility out in the County, what would your recommendation then have been to us?

CITY MANAGER
ASHLEY HALL: My recommendation, Mayor, would be for the City to give the County a reasonable length of time to clear our facility. I don't know how quickly they can build a facility or how quickly they can upgrade the facility they've got or how quickly they can run an RFP -- as quickly as they can.

MAYOR BRIARE: I'm asking you to put a different scenario to this. He came in and said: "The decision of the County was to build a whole new facility." What then would be your recommendation, don't talk about RFP's? You would probably have come back to us and say: "We'd better proceed with our plans as originally laid out on the presumption that we're not going to have any more County animals in our shelter." Then why don't we do that? And, whatever the additional costs would be as a result of this further delay, we would let the County know that they're going to have to pay for it.

COUNCILMAN LEVY: It's not the cost, if I'm mistaken. It's not the cost as much as the fact that we don't have rooms.

CITY MANAGER
ASHLEY HALL: It's a very inconvenient situation.

COUNCILMAN LEVY: It's a dangerous situation. As the doctor has indicated, we're putting six animals to a kennel when there are only supposed to be two.

COUNCILMAN CHRISTENSEN: I appreciate that, Councilman Levy, and I don't want to sound like I'm arguing for the other side, but let's start thinking about the citizens and the animals.

COUNCILMAN LEVY: I am thinking about the citizens and the animals of the City of Las Vegas.

COUNCILMAN CHRISTENSEN: Well, I personally would not want to have to go out and all the stray dogs that come into Las Vegas have to check

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COUNCILMAN CHRISTENSEN: and see whether they originated in the County or the City of Las Vegas, so I could determine whether to put them in the shelter or leave them out, and I don't think you can do that and I don't think there's anybody here that can do that, so the bottom line is whether we like it or not, the citizens and the animals of the City of Las Vegas are impacted adversely if you put the dogs out or refuse to take them in, so I think you've got to look at the fact that you're talking about money, you're talking about keeping the dogs and so forth, the animals, but they've got to be kept somewhere.

COUNCILMAN LEVY: Why should we be responsible?

COUNCILMAN CHRISTENSEN: I thought I had explained it real plain.

COUNCILMAN LEVY: No. They're doing it now, the County's picking up animals now?

COUNCILMAN CHRISTENSEN: Yes, and putting them in our shelter.

COUNCILMAN LEVY: But who's paying for it?

COUNCILMAN CHRISTENSEN: They are.

COUNCILMAN LEVY: Okay. Then when the County comes with the animals that they've picked up, we don't have room for them in our shelter.

COUNCILMAN CHRISTENSEN: Okay. They they'll put them out on Colanthe, or what street do you live on?

COUNCILMAN LEVY: Mason.

COUNCILMAN CHRISTENSEN: Then put them out on Mason. How are you going to know where that dog came from? He doesn't carry a birth certificate.

COUNCILMAN LURIE: One of the reasons I mentioned February 1st is because once the County elections are over and the new Board is elected in the first meeting in January, I think you're going to see some major changes on that Board. The reason I said February 1st is for that reason that I think you're going to see some common sense and some decisions made that are going to be in the best interests of the public; and hopefully, that'll take place in January, and in my opinion, the County will vote to stick with the City and come into our shelter. That's how I personally feel. That's why I said February 1st to get these elections behind us, get a new Board, because I think you're going to see some changes. That's why I recommended that and Mayor I'll make that in the form of a motion and we'll see what happens with it.

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POSSIBLE ACTION ON THE STATUS OF INTERLOCAL AGREEMENTS.

COUNCILMAN LEVY: What is your motion?

COUNCILMAN LURIE: February 1st, 1985.

COUNCILMAN LEVY: What, that they get out?

COUNCILMAN LURIE: That they will have sufficient time to do their RFP's; they'll have sufficient time to make a decision whether or not they can go to a private sector to operate their shelter; if they can't, then I'm sure that in January they'll decide to go with the City's program.

COUNCILMAN LEVY: What if they don't.

COUNCILMAN LURIE: If February 1st they do not make that decision, then I'll vote to not accept any more animals from the County and they're going to have to be on their own. I think that gives them sufficient time to put their RFP's together, if that's what they opt to do; again, I don't think it's feasible and I think the accountability of it is not feasible, but if they feel they have to try that and not come with us now, I'm willing to give them that opportunity, just for the sake of having the animals being taken care of and not running loose on the streets whether they're in the City or the County.

MAYOR BRIARE: In order to put this in a motion where we all understand it, first, Mr. Hall, would you give us what your recommendation -- would you repeat what your recommendation was.

CITY MANAGER
ASHLEY HALL: Yes, Mayor. My recommendation is to allow the City a reasonable length of time, or the County, a reasonable length of time. If that's interpreted to be the first of February, so be it, for them to develop their RFP's, to execute those RFP's and to move their animals from their facility into our own facility by February 1st, 1985.

COUNCILMAN LEVY: They're not going to do it by February 1st. That's what I'm asking Councilman Lurie, what does he mean, that they have to get out by February 1st or that they -- ?

COUNCILMAN LURIE: Al, they have five months, four, October, November, December, January. Four months to do RFP's and get that facility in some type of condition to accept animals, if that's what they opt to do. I personally don't believe they can do it, but if they want to try they can. Again, my reasoning is I think you're going to see a big change come January with the new Board when it takes their seats, so in my own feeling, and

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COUNCILMAN LURIE:

I'll just tell you how I feel, I think they're going to end up with us. I don't think they're going to go ahead with their program because it's not feasible, but I think we ought to give them that opportunity to put it together. Right now you're playing politics with a lot of people that are --

COUNCILMAN LEVY:

It wasn't feasible to build an existing animal shelter on spec basis that the County might rent it, somebody did.

MAYOR BRIARE:

Councilman Lurie, if you feel they're not going to do it, then have we gained or lost between now and February 1st, we, the City of Las Vegas? Actually, what I would like to do, Mr. Hall --

COUNCILMAN LURIE:

What kind of a question is this?

MAYOR BRIARE:

I asked you what your feelings were as to what would we do between now and then. I was thinking that Mr. Hall was going to say that his recommendation would be that we would go ahead and proceed with our plans to enlarge the facility as if it were going to be designed to care for only the City of Las Vegas' animals.

CITY MANAGER
ASHLEY HALL:

Mayor, that's underway at the present time.

MAYOR BRIARE:

It is underway. Where are we on that?

CITY MANAGER
ASHLEY HALL:

We began remodeling on August 30th.

MAYOR BRIARE:

To only take care of the animals that we have projected and our professional staff has projected.

CITY MANAGER
ASHLEY HALL:

That's correct. That's already underway.

MAYOR BRIARE:

So we are not really falling behind in anything by adopting your proposal.

CITY MANAGER
ASHLEY HALL:

Except the enlargement of the animal shelter to the point that we could accommodate those animals that we presently house.

MAYOR BRIARE:

If that should come about, then at that time we should address it and charge accordingly, like a change order in our regular program. What I'm trying to get out here, and there's merit on both sides of the question, that we are proceeding as if we never heard of the County, is that a correct statement?

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CITY MANAGER
ASHLEY HALL:

Yes, that's correct.

MAYOR BRIARE:

Alright, so if something comes up next month, two months from then, February 1st, or whatever, if somebody wants to come forward to us and say "Would you be willing to put a change order in to change your plans so not only would you be able to take care of the people you're responsible for, the Las Vegas' people and their pets, but you could also take care of this." At that time we could address the question. Okay. I have it clear in my mind.

COUNCILMAN CHRISTENSEN:

I wonder if there's a way that we could get somebody from the County staff and come over and explain some things to us. I have a very sticky question in my mind. I represent a district that's spotted with County islands and City islands and I hope to represent the same district where I will include those County islands and City islands and it's going to be interesting to try and figure out when you pick up an animal out in that district whether he goes to the County Animal Shelter or the City Animal Shelter. It depends on where you start chasing and which side of the street you manage to pick him up on.

COUNCILMAN LEVY:

What have we been doing today?

COUNCILMAN NOLEN:

We've been trying to get the County to come and give us explanations for almost a year.

COUNCILMAN LEVY:

Commissioner, what are they doing today?

COUNCILMAN LURIE:

One thing that I kind of resent too is that whenever I need something from the County, I'll go to the County Commission meeting to make a presentation, whether it's on RTC or whether it's the City and I've yet to see the Chairman of the County Commission or any County Commissioners here asking us or explaining to us this process. I can see why we get upset is the fact that we're talking to nobody. If they don't even have a concern to come over, I don't know why I'm leading this fight to give them this extension when they don't have any real concerns themselves. I'm hoping that's going to change January 1st, I might be wrong.

COUNCILMAN CHRISTENSEN:

Because you're looking out for the animals and you're own constituents.

COUNCILMAN LEVY:

Doctor, what are we doing now on those islands?

DR. LESLIE WILLIAMS:

It's touchy, but there's pretty good cooperation between the animal control officers and knowing where our jurisdiction ends and where there's starts. Our girls are all

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DR. LESLIE WILLIAMS: trained for having maps on the wall. The islands are spotted on the maps and when the address comes in, they automatically know whether it's County or City.

COUNCILMAN LEVY: Aren't most of your -- don't you mostly go out on a phone call from a citizen?

DR. LESLIE WILLIAMS: Yes, and those phone calls are selected and analyzed and put on the map exactly where they are. If it is County, then the County is notified.

COUNCILMAN LEVY: Do you call them and tell them?

DR. LESLIE WILLIAMS: Yes.

MAYOR BRIARE: Further comments? Is the motion clear in the minds of all of the members of the Council? Cast your votes.
Post. Motion is APPROVED.

END OF TRANSCRIPT

VOTING WAS AS FOLLOWS:
"AYES" Briare, Lurie, Christensen
"NOES" Levy, Nolen
MOTION CARRIED BY A 3/2 VOTE.

City of Las Vegas

0040

AGENDA DOCUMENTATION

Date: September 5, 1984TO: _____
The City CouncilFROM: ASHLEY HALL
CITY MANAGERSUBJECT: SELECTION OF MANAGEMENT CONSULTANT FOR THE SUPER-SPEED TRAIN PROJECT AND
APPROVAL OF THE CONTRACTPURPOSE/BACKGROUND

We have reviewed six proposals, three local and three non-local. None of the three local respondents had any resource experience in rail transportation.

A copy of the responses was sent to the members of the Technical Advisory Committee to rank the top three. This was followed by an interview of the top three by the Committee. Those in attendance at the interviews are listed on the attachment. As a result of the interviews, Mr. Robert Parsons was unanimously selected by the Committee. Mr. Parsons has an extensive background in rail transportation. He has worked for the University of California as a Railroad Specialist; has spent five years with the Federal Railroad Administration; four years with the Department of Transportation; and four years with the Federal Aviation Administration and Department of Transportation. A more detailed description of his background is attached.

The City Attorney's office has prepared a contract which calls for Mr. Parsons to be on board September 10, 1984. He will immediately begin the drafting of RFP's for the four remaining studies in Phase II and will provide assistance in the selection of the firms to do the studies. He will further be responsible for the coordination of all of the study efforts culminating in the final report for Phase II.

FISCAL IMPACT \$150,000.00 - Funded in total from Federal Railroad Administration grant.

RECOMMENDATIONS City Manager's Office recommends that we accept the recommendation of the Technical Advisory Committee and authorize the City to enter into a contract with Mr. Robert Parsons.

Agenda Item

IV(a.) 8.

AGREEMENT

THIS AGREEMENT, made and entered into this 10th day of September, 1984, by and between the CITY OF LAS VEGAS, a municipal corporation of the State of Nevada (hereinafter referred to as the "CITY"), and ROBERT E. PARSONS, whose present address is 3130 Sugarberry Court, Walnut Creek, California 94598 (hereinafter referred to as the "CONSULTANT"), the CITY and the CONSULTANT being hereinafter sometimes referred to singly as a "Party" and collectively as the "Parties";

W I T N E S S E T H :

WHEREAS, the CITY is conducting a series of studies in order to obtain further preliminary analyses concerning the feasibility of constructing and operating a super-speed magnetic levitation ground transportation system which will provide an additional transportation link between the CITY and the Los Angeles, California, area, and, in connection therewith, a number of contractors will be retained through the process of requesting competitive proposals to conduct studies with respect to riderships, socio-economic impacts, technology, environmental impacts and methods of financing, and possibly other aspects of the proposed project; and

WHEREAS, the CITY desires to retain a consultant to act as the project manager to manage the process of the selection of the contractors and the negotiation of the contract and contract changes, to provide technical direction to the contract work when it is underway, to require that there is a proper interchange of the information which is developed by the various contractors in order to eliminate unnecessary duplication of effort, to assure that the work of the various contractors is coordinated in such a way that the various study products are available as and when they are needed and to edit and coordinate the writing of the final reports; and

WHEREAS, the Federal Railroad Administration also desires for the CITY to retain such a project manager and has agreed to provide the funding to pay for the same; and

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WHEREAS, the CONSULTANT has submitted a proposal to the CITY to act as the project manager, and, based upon such proposal, has been selected by the CITY to act as such.

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NOW, THEREFORE, for and in consideration of the premises, of the terms, conditions and mutual covenants hereinafter set forth and of other good and valuable considerations, the receipt of which are hereby acknowledged by both Parties, the Parties do hereby agreed as follows:

SECTION I: FINANCIAL PLAN DEVELOPMENT

The CONSULTANT agrees to act as the project manager in connection with the aforesaid studies concerning the feasibility of constructing and operating a super-speed magnetic levitation ground transportation system which will provide an additional transportation link between the CITY and the Los Angeles, California, area, in accordance with the CITY's request for proposals which is identified as "INVITATION FOR PROPOSALS," a copy of which is attached as Exhibit "A" hereto and by this reference made a part hereof, and in accordance with the CONSULTANT's proposal which was submitted to the CITY in response thereto in the form of a letter, dated July 15, 1984, from the CONSULTANT to James E. Park, CPPO, Chief of the CITY's Purchasing and Contracts Division, a copy of which is attached as Exhibit "B" hereto and by this reference made a part hereof, as said Exhibit "B" is amended by the second paragraph of the City Attorney's letter to the CONSULTANT, dated August 21, 1984, a copy of which is attached as Exhibit "C" hereto and by this reference made a part hereof. Although Exhibits "A" and "B" are incorporated into this Agreement by reference, to the extent that this Agreement adds to, modifies or is inconsistent with the terms of those documents, the terms of this Agreement shall prevail.

SECTION II: FEDERAL GRANT REQUIREMENTS

The services of the CONSULTANT are financed by a grant from the Federal Railroad Administration to the CITY. The CONSULTANT represents that it has read the grant agreement which

is identified as "LAS VEGAS RAIL PASSENGER CORRIDOR STUDY GRANT between the FEDERAL RAILROAD ADMINISTRATION and the CITY OF LAS VEGAS" and Amendments No. 1 and No. 2 thereto, copies of which are attached as Exhibit "D," Exhibit "E" and Exhibit "F", respectively, hereto and by this reference made parts hereof, is familiar with their terms and agrees to abide by their provisions insofar as compliance with those provisions depends on the CONSULTANT's performance, including without limitation the non-discrimination and minority business provisions.

SECTION III: TERM OF AGREEMENT

The term of this Agreement shall commence on September 10, 1984, and shall terminate on March 9, 1986, or on the submission of the final report, whichever shall last occur. During such term, the CONSULTANT shall diligently proceed with the performance of this Agreement to the final completion thereof and, in this connection, shall use its best efforts to assure that the work of the various contractors who are retained by the CITY to conduct the studies which will be monitored, assembled, edited and presented to the CITY by the CONSULTANT hereunder shall be pursued in a diligent and timely manner and that their respective studies shall be completed and presented within the time frames which are provided in their respective contracts.

SECTION IV: TERMINATION AT CITY'S CONVENIENCE

The CITY reserves the right to terminate this Agreement without cause or default on the part of the CONSULTANT immediately upon the CONSULTANT's receipt of written notification of such termination. Notification to the CONSULTANT shall be given by the deposit by the CITY of such written notification by certified mail, return receipt requested, with the United States Postal Service, postage prepaid, and addressed to the location which is designated by the CONSULTANT in or pursuant to SECTION XVI of this Agreement.

SECTION V: TERMINATION IN EVENT OF DEFAULT

The CITY may terminate this Agreement and be relieved of the obligation to pay any consideration to the CONSULTANT in the

event that the CONSULTANT shall fail to perform any of the terms, conditions or covenants which are contained herein within the time frames and in the manner which are provided herein. In the event of such termination, the CITY may proceed with the work in any manner which is deemed to be appropriate by the CITY, and the cost to the CITY in so doing shall be deducted from any sum which is due to the CONSULTANT for work or services which it had performed in a satisfactory manner prior to the date of termination. The balance, if any, which remains after such deduction shall be paid to the CONSULTANT upon demand.

SECTION VI: OWNERSHIP OF DOCUMENTS

All plans, drawings, specifications, reports and other data which are accumulated, prepared or assembled by the CONSULTANT or any of its subcontractors and all products used or developed in the preparation and editing of the final reports, including computer programs and data which are related to the performance of this Agreement, shall be deemed to be the property of the CITY and will remain in the public domain at the completion of such plan. Upon the completion or earlier termination of this Agreement, the CITY shall have the right to require delivery of any and all plans, drawings, specifications, reports and other data which have been so accumulated and are not already in its possession.

SECTION VII: INDEMNITY

The CONSULTANT shall protect, indemnify, defend and hold harmless the CITY and its officers and employees from and against any and all claims, damages, losses, expenses, suits, actions, decrees, judgments, attorney fees and court costs which may accrue or result to any contractor, subcontractor, materialman, laborer or any other person, firm or corporation which furnishes or supplies services, materials, supplies or labor in connection with the performance of this Agreement and from all claims, damages, losses, expenses, suits, actions, decrees, judgments, attorney fees and court costs which may accrue or result to any

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person, firm or corporation who might be injured or damaged by the CONSULTANT in the performance of this Agreement.

SECTION VIII: ASSIGNMENT

The CITY and the CONSULTANT each binds itself and its partners, successors, administrators and assigns to the other Party and to the partners, successors, executors, administrators and assigns of such other Party with respect to all of the covenants of this Agreement, except that neither the CITY nor the CONSULTANT may assign, sublet or transfer its interest in this Agreement without the prior written consent of the other. Nothing which is contained herein shall be construed as creating any personal liability on the part of any officer or agent of either Party.

SECTION IX: DESIGNATION OF CITY'S REPRESENTATIVE

Donald J. Saylor, Deputy City Manager of the CITY, or his authorized representative is hereby designated as the CITY's representative with respect to the work to be performed under this Agreement. Said representative, with the advice and approval of the CITY's Administrative Review Team and the Technical Advisory Committee, shall have complete authority to transmit instructions, receive information and interpret and define the CITY's policies and decisions with respect to the services of the CONSULTANT.

SECTION X: INDEPENDENT CONTRACTOR

It is hereby expressly understood and agreed that, in the performance of the services which are provided for herein, the CONSULTANT, and each person who is employed by it to perform work hereunder, shall be deemed to be an independent contractor and not an agent or employee of the CITY.

SECTION XI: APPLICABLE LAW

This Agreement shall be construed and interpreted in accordance with the laws of the State of Nevada.

SECTION XII: PROHIBITION AGAINST CONTINGENT FEES

The CONSULTANT warrants that no person or entity has been employed or retained by it to solicit or secure this

Agreement upon an agreement or understanding for a commission, percentage, brokerage or contingent fee. For breach or violation of this warranty, the CITY shall have the right to annul this Agreement without liability or, in its discretion, to deduct from the contract price or consideration, or otherwise recover, the full amount of such commission, percentage, brokerage or contingent fee.

SECTION XIII: PUBLICITY

Neither the CONSULTANT nor any agent of the CONSULTANT will release any publicity concerning the services of the CONSULTANT with respect to the performance of this Agreement without the prior written approval of the CITY.

SECTION XIV: ARBITRATION

All claims, disputes and other matters in question between the Parties which arise out of or relate to this Agreement or the breach thereof may, at the option of the aggrieved Party, be decided by arbitration in accordance with the Rules of the American Arbitration Association which then obtain, unless the Parties mutually agree otherwise. No arbitration which arises out of or relates to this Agreement shall include, by consolidation, joinder or in any other manner, any additional person who is not a party to this Agreement except by means of a written consent which contains a specific reference to this Agreement and is signed by the CITY, the CONSULTANT and the other person who is sought to be so joined. Any consent to arbitration which involves an additional person or persons shall not constitute consent to the arbitration of any dispute which is not described therein or with any person who is not named or described therein. The agreement to arbitrate which is contained herein and any agreement to arbitrate with an additional person or persons which has been duly consented to by the Parties shall be specifically enforceable under the prevailing arbitration law.

Notice of the demand by one Party for arbitration shall be filed in writing with the other Party and with the American

Arbitration Association. The demand shall be made within a reasonable time after the claim, dispute or other matter in question has arisen. In no event shall the demand for arbitration be made after the date on which the institution of legal or equitable proceedings which may be based upon such claim, dispute or other matter would be barred by the applicable statute of limitations.

In the event that either Party demands arbitration, it is agreed by the Parties that all means of discovery, including without limitation depositions and interrogatories, will be available to both Parties, and the appointed arbitrator shall have all authority to impose sanctions against either Party for failing to comply with the rules for discovery which are provided in the Nevada Rules of Civil Procedure.

The award which is rendered by the arbitrator shall be final, and judgment may be entered upon it in accordance with applicable law in any court having jurisdiction thereof.

SECTION XV: SUBCONTRACTS

A. The CONSULTANT agrees to include in all professional subcontracts in connection with performance of the terms and obligations of this Agreement the following:

1. A provision to the effect that the CONSULTANT agrees to pay the subcontractor when the CONSULTANT has been paid for that portion of the work by the CITY, that no liability will arise on the part of the CONSULTANT to the subcontractor for payment of the subcontracted work until payment has been made to the CONSULTANT by the CITY and that, if the CITY has paid the CONSULTANT for such subcontracted work, the subcontractor's only recourse is against the CONSULTANT and not against the CITY, either through the institution of legal or equitable action or the filing of any lien;

2. A provision to the effect that the subcontractor has no rights against the CITY other than those of the CONSULTANT; and

3. A provision to the effect that the subcontractor agrees to be bound by all of the terms, conditions and obligations of this Agreement.

B. It is understood and agreed, however, that none of the contractors which are retained directly by the CITY to conduct any of the studies which will be monitored, assembled, edited and presented to the CITY by the CONSULTANT hereunder shall be deemed to be a subcontractor of the CONSULTANT, and each such contractor shall, for all purposes, maintain the relationship of an independent contractor to the CITY.

SECTION XVI: NOTICES

Any notice which is required or appropriate under this Agreement shall be sent to the address which is set forth opposite the respective Parties' names or to the address which either Party may hereafter designate to the other in writing.

If to the CITY: Donald J. Saylor
Deputy City Manager
City Hall Complex
400 East Stewart Avenue
Las Vegas, Nevada 89101

If to the CONSULTANT: Robert E. Parsons

SECTION XVII: NONDISCRIMINATION

The CONSULTANT agrees not to discriminate by reason of the age, race, religion, color, sex, national origin or handicap, which is unrelated to the duties of a position, of any applicant for employment or of any of its employees with respect to the terms of employment, promotion, demotion or transfer, recruitment, layoff or termination, compensation, selection for training or participation in recreation and educational activities. Furthermore, the CONSULTANT must be in compliance with the Equal Opportunity Clause, as set forth in Executive Order No. 11246, as amended.

SECTION XVIII: MODIFICATION

No modification, amendment, alteration or variation to the terms of this Agreement shall be valid unless it has been

reduced to writing and signed by the Parties, and no oral understanding or agreement which is not incorporated herein shall be binding upon either Party.

SECTION XIX: COMPENSATION

The total amount of the fees, compensation and costs to be paid to the CONSULTANT hereunder shall not exceed One Hundred Fifty Thousand and no/100ths Dollars (\$150,000.00). The CONSULTANT shall submit to the CITY a monthly statement, accompanied by all supporting (including subcontractors') invoices which cover the costs, wages (hours) and other expenses of the CONSULTANT and the work which has been performed during that month.

SECTION XX: METHOD OF PAYMENT

Upon a review of the monthly statement, the CITY shall remit to the CONSULTANT the reasonable value of the costs and work which are included in such statement within 30 days after the CITY's receipt of that statement and the attached invoices, but not to exceed Twelve Thousand Five Hundred and no/100ths Dollars (\$12,500.00). In processing a monthly payment to the CONSULTANT, a CITY purchase order will be issued by the CITY's Department of General Services. In this connection, the CITY's purchase order number must be included on the face of each invoice which is submitted by the CONSULTANT as a part of the monthly statements. Upon the satisfactory completion of this Agreement, the total balance which is then owed to the CONSULTANT shall be paid to the CONSULTANT.

SECTION XXI: AUDIT

Before the final payment, however, the CITY may conduct an audit of the books and records of the CONSULTANT and its subcontractors, which audit may include all costs, salaries, wages and other expenses which are related to the work which has been performed under this Agreement. The CONSULTANT and its subcontractors shall provide access to such books and records during regular business hours for a period of three (3) years after the date of the final payment under this Agreement.

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SECTION XXII: ENTIRE AGREEMENT

This Agreement and the Exhibits hereto constitute the entire agreement between the Parties with respect to the matters which are covered hereby. All prior negotiations, representations and agreement with respect thereto which are not incorporated herein are hereby cancelled. This Agreement can be modified or amended only by a document duly executed on behalf of the Parties.

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

CITY OF LAS VEGAS, NEVADA,
a Municipal Corporation

By William H. Briare
WILLIAM H. BRIARE, Mayor
The "CITY" *9-10-84*

ATTEST:

Carol Ann Hawley
CAROL ANN HAWLEY, City Clerk

Robert E. Parsons
ROBERT E. PARSONS

The "CONSULTANT"

TECHNICAL ADVISORY COMMITTEE

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Deborah Barmack
San Bernardino Board of Supervisors

Larry Goldman
Southern California Association of Govts.

Henry Roberts
Ontario Chamber of Commerce

Wes McDaniel
San Bernardino Associated Govts.

Denny Barry
State of Nevada Department of Transportation

Jack Libby
Young American Homes (Nevada)

Rossi Ralencotter
Las Vegas Convention and Visitors Authority

Joe Sanchez
District 08 - CALTRANS

Richard Holmes
Clark County Planning

Don Saylor
Deputy City Manager
City of Las Vegas
* Project Manager for Super Speed Train

Ed Park
City of Las Vegas
Purchasing and Contracts Division

Address:

3130 Sugarberry Court
Walnut Creek, CA 94598

Personal

Age: 53, married (Beverly) with four grown children (Brian, Barry, Robert and Kimberly)

Education

M.E. University of Cincinnati, 1954
M.S.M.E. Drexel Institute of Technology, 1959

Graduate of numerous management and executive development courses sponsored by Martin Co., Department of Transportation, Civil Service Commission, and American Management Association.

Registration

Ohio, P.E. #25701
Maryland, P.E. #3398
California, P.E. # X21761

Professional Experience

11/62-present

University of California, Berkeley

Railroad Specialist at the Institute of Transportation Studies responsible to develop and implement a nationally recognized railroad research program at the Institute. Goal is attract and involve graduate students and key faculty in multi-disciplined research that has relevance to the rail industry. Also responsible to complete the development and conduct of the UCS Rail Transportation Certificate Program for Caltrans staff (this latter program is described below)

9/61-9/62*

University of California, Berkeley

Visiting scholar at the Institute of Transportation Studies - responsible for developing a comprehensive railway transportation extension program to be given to 50-100 Caltrans engineers, planners and operational specialists. Present responsibilities include structuring (detail course technical content/approach) a 15 course program, leading to either an engineering (about 75%) or planning/operations railway transportation certificate. Each certificate requires approximately 250 classroom hours of instruction.

6/60-11/62*

National Bureau of Standards/Department of Commerce, Washington, D.C.

As Director, Center for Field Methods, established a new staff research and policy office to generate, synthesize and provide information that the Assistant Secretary for

Productivity, Technology and Innovation needs to promote industrial technology, innovation and productivity of U.S. industrial sectors. This program was built in the Experimental Technology Incentives Program (ETIP) base and featured regulatory reform and technology development and transfer experiments.

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4/75-6/80

Federal Railroad Administration, Washington, D.C.
Associate Administrator for Research and Development of the Federal Railroad Administration (F.R.A.): planned, managed, executed and obtained Congressional authority and funding for a \$40 million/year R.&D. program aimed at increasing railroad productivity and energy effectiveness, establishing a sound technology base for FRA performance oriented, safety standards and developing flaw detection devices and inspection equipment to minimize federal standard enforcement costs. Personally supervised two P.E.'s and another office chief who in turn, supervised seven divisions of approximately forty civil, mechanical, electrical and industrial engineers. I was responsible for all technical R&D aspects of the FRA, including, but not limited to, annual testimony before Congressional committees, O.M.B. budget defenses, heading many delegations to foreign countries (3 to the U.S.S.R.) contract definition and administration and personnel management.

9/71-4/75

Office of the Secretary, Department of Transportation, Washington, D.C.
As Director, Office of R&D Plans and Resources supervised and directed the development and maintenance of the R&D Management System for the Department and had the primary responsibility for preparing program proposals and budget submissions for the Office of the Assistant Secretary for Systems Development and Technology. Developed and maintained such information systems (TRAIS and TRIS) as were required for the implementation of responsibilities. This position required a working knowledge of research, development, and engineering principles, experience or knowledge of government R&D contracting practices.

4/64-9/71

Federal Aviation Administration and Department of Transportation, Washington, D.C.
As Value Engineering Specialist, then Chief of Analysis and Control Division and later as Deputy Director of the Supersonic Transport Development Program, I had increasing duties and eventually shared responsibility for providing leadership, program definitions, contracting, and managing a technical staff of over 100 personnel to evaluate the contractor program. This was the largest single R&D development ever managed by the FAA or DOT (\$2 billion) and involved unique policy innovations to engage the government as a partner with industry in developing a commercial product of national interest. This was an extremely competent, professional staff, which was augmented upon my request, with special program reviews by key DOD and NASA aeronautical engineers.

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9/56-4/64

The Martin Company, Baltimore, MD
In the Aircraft and Electronic Systems and Products Division, obtained national recognition for pioneer work in developing novel value engineering and cost optimization techniques (e.g., target costing) developed to improve the company's productivity and product performance. Held progressive technical specialty assignments and then advanced into managerial assignment in both technical staff and line project organizations. Positions held included Engineer, Senior Engineer, Senior Technical Specialist, Group Engineer, Section Manager and finally Assistant Technical Director of the Mobile Mid-Range Ballistic Missile Program.

6/50-9/56*

Cincinnati Milling Machine Co. (Now Milacron), Cincinnati, OH
As a cooperative engineering student, completed a formal 4000 hour machine tool apprenticeship. Before and after military service did original research and development and some design on a new line of 42 x 50in. Hydro-Spin machinery to shear spin stainless steel aircraft engine turbine shafts.

9/54-6/56*

U.S. Army-Ordnance Corps, Wildflecken, FRG
Served as an Ordnance Maintenance Officer with the 373rd Armored Infantry Battalion in Germany after completing basic officers school and advanced automotive and armored vehicle maintenance schools in Aberdeen, MD.

Teaching Experience

Graduate Courses: - University of Maryland, 1960-1962

"Recent Technological Advances in Materials and Processes and Their Impact on Society"

- Institute of Transportation Studies, 1982

Taught rail portion of Civil Engineering courses:

CE253 - Transportation Engineering

CE255 - Transportation System Management

CE290W - Design of Mass Transportation Facilities

Undergraduate Courses:

- Baltimore City Junior College, 1963

"New Developments in Engineering Materials and Manufacturing Industry"

*Except for 21 month tour in U.S. Army

Publications, Papers and Presentations

"Target Cost Value Engineering", paper presented at American Management Association Procurement Seminar, New York City, August 1959.

"Cost Evaluation - An Important Phase of Value Engineering," paper presented at U.S. Signal Materiel Support Agency's Value Engineering Training Course, Fort Monmouth, NJ, October 1960.

"Why Not Cut Costs by Value Engineering" - Feature article and cover of Materials in Design Engineering - November 1961.

"The SST Age - What it Will Mean to America," Organizer and Moderator of session/panel - American Society of Mechanical Engineers Convention, Beverly Hills, CA, June 1968.

"Overview of Federal Railroad Administration's Research and Development Program," presentation at U.S./Mexican Railroad Seminar, Mexico City, Mex., June 1975.

"Railroad Research; The Changing Emphasis," presentation at the Rail Transportation Luncheon at the American Society of Mechanical Engineers' annual meeting, Houston, TX, December 1975. Later published in "Mechanical Engineering." April 1976.

"Lateral Buckling of Railroad Tracks Due to Constrained Thermal Expansion." author the preface of the conference proceedings by A.D. Kerr, Pergamon Press, 1976.

"A FAST Progress Report," paper presented and published in the proceedings of Joint American Railroad Engineering Association and the Railway Engineering Maintenance Suppliers Association Annual Conference, Chicago, IL, March 1977.

"The Federal Railroad Research and Development Approach," presentation to the joint IEEE/ASME Railroad Conference, Washington, D.C., March 1977

"Views on Intercity Rail Electrification," paper presented at the International Electric Vehicle Exposition, Chicago, IL, April 1977.

"Four Goals of Federal Railroad Research," feature article in Progressive Railroading, June 1977.

"Railroad Test and Evaluation Activities," presented at the annual Rapid Transit Conference, Washington, D.C., June 1977.

"The FRA Research and Development Program, 1977 Transportation Research and Development Briefing for Industry, proceedings, Transportation Systems Center, Cambridge, MA, 1977.

"FRA's Improved Freight R & D," Paper #3166 presented at the American Society of Civil Engineering Spring Convention and Exhibit, Pittsburgh, PA, April 1978.

"Advanced Technology Cost/Benefits in Track-Train Dynamics," panelist of conference proceedings of which were later published by Pergamon Press as Track-Train Dynamics and Design, Chicago, IL. Edited by Moyer & Pilky, 1978.

"The FRA Wheel Related R & D," paper presented at 6th International Wheelset Conference, Colorado Springs, CO, October 1978.

"Research and Development Aimed to Assist in the U.S. Railroad Rehabilitation and Revitalization Efforts," keynote address at U.S. Mexican Railroad Symposium, Mexico City, Mex., June 1979.

"The Department of Commerce's Technology Innovation Program," presented at the Association of Small Research and Development Companies meeting in Washington, D.C. September 1980.

"Processes and Issues in the Formulation of a National Industrial Strategy," co-chairman and panelist at session, American Association for the Advancement of Science annual meeting, Washington, D.C., January 1982.

"The Technology of the USSR Railroad," presentation at European Train Enthusiasts meeting, Sacramento, CA, March 1982.

Organized and presided at the FRA's 13, 14th and 15th annual "Railroad Engineering Conferences," 1975, 1976, and 1978, Pueblo, CO. NTIS #PB272948, PB283785; PB205206.

Organized and presented opening and closing remarks at FRA's 1st Railroad Foreign Technology Exchange Conference, New Orleans, LA, January 1977.

Testified before U.S. Congress Appropriation, Transportation and Science Committees as principal or support witness approximately 30 times during 1967-1980.

Testified before the California Assembly and Senate Transportation Committees in a successful attempt to restore Caltrans' railroad certificate training funds, 1982.

Organized and led 7 U.S. rail delegations abroad. Three visits were to USSR, 1975-1980.

Organized and moderated a "Heavy Rail Session" at the 34th California Transportation and Public Works Conference, Oakland, CA, April 1982.

"Gearing Up For Rail", article in ITS Review, November, 1983

AGENDA

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

0057

City of Las Vegas

September 5, 1984

CITY COUNCIL

Page 16

COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Council Action

Department Action

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

10:39

- D. REQUEST PERMISSION TO PETITION THE EXECUTIVE DIRECTOR OF THE NEVADA STATE DEPARTMENT OF TAXATION AND NEVADA TAX COMMISSION FOR SPECIAL DISTRIBUTION FROM THE RESERVE FUND FOR THE SUPPLEMENTAL CITY/COUNTY RELIEF TAX TO OFFSET EMERGENCY EXPENDITURES INCURRED BECAUSE OF FLOOD DAMAGE OCCURRING IN JULY AND AUGUST, 1984.

Lurie -
Resolution ADOPTED
petitioning the
NV Tax Commission
for reimbursement
from the reserve
fund in the amount
of \$1,488,000.
Unanimous

Staff to proceed.

AGENDA DOCUMENTATION

Date: September 4, 1984

TO:
The City Council

FROM:
ASHLEY HALL
CITY MANAGER

Ashley Hall

SUBJECT: REQUEST PERMISSION TO PETITION THE EXECUTIVE DIRECTOR OF THE NEVADA STATE DEPARTMENT OF TAXATION AND NEVADA TAX COMMISSION FOR SPECIAL DISTRIBUTION FROM THE RESERVE FUND FOR THE SUPPLEMENTAL CITY/COUNTY RELIEF TAX TO OFFSET EMERGENCY EXPENDITURES INCURRED

PURPOSE/BACKGROUND BECAUSE OF FLOOD DAMAGE OCCURRING IN JULY AND AUGUST 1984.

The severe rainstorms and resulting flash flooding which occurred in July and August 1984 caused considerable damage to certain road and drainage facilities belonging to and within the City of Las Vegas. Primary damage affected Washington Avenue and the Washington Avenue Channel west of Lamb Boulevard. In addition, substantial channel erosion occurred along the Las Vegas Wash and the railroad channel near Oakey.

Clark County has recently adopted a resolution declaring certain areas in the County as disaster areas. On July 31, the City of Las Vegas adopted a resolution joining the County in that declaration. This resolution will join the County in a request to the State Tax Commission for funding to address costs incurred for temporary and permanent repairs to roads and other structures damaged due to flooding.

The current preliminary estimated cost to the City of Las Vegas is \$1,488,000 in unbudgeted funds.

FISCAL IMPACT

To repair all needed flood control facilities, Citywide, approximately \$1,488,000 will be necessary out of unbudgeted contingency funds.

RECOMMENDATIONS

It is the recommendation of the City Manager that the Council adopt the resolution petitioning the Nevada Tax Commission for reimbursement from the reserve fund in the amount of \$1,488,000.

Agenda Item

IV.(a) D.

1 A RESOLUTION REQUESTING THE NEVADA TAX COMMISSION'S
2 ASSISTANCE IN THE IDENTIFICATION OF RESOURCES TO
3 REIMBURSE THE CITY OF LAS VEGAS FOR EXPENSES INCURRED
4 AS A RESULT OF RECENT FLOOD DAMAGE

5 WHEREAS, the Board of Commissioners of the County of Clark, Nevada
6 found that on July 26, 1984, due to heavy rains, windstorms, and floods, a
7 condition of extreme peril to life and property does exist in the community
8 of Moapa Valley, and in the metropolitan Las Vegas area along the Las Vegas
9 Wash; and

10 WHEREAS, the City Council of the City of Las Vegas, Nevada found on
11 August 1, 1984, due to heavy rains, windstorms, and floods, a condition of
12 extreme peril to life and property does also exist in the metropolitan Las
13 Vegas area along the Washington Channel which is a major tributary to the
14 Las Vegas Wash; and

15 WHEREAS, in accordance with State law, the Las Vegas City Council
16 declares an emergency exists throughout said area; and

17 WHEREAS, immediate action was required to repair damaged flood control
18 facilities and streets which place life and property in jeopardy, and restore
19 damaged, hazardous streets and roads to a safe condition; and

20 WHEREAS, the City of Las Vegas has, in an effort to correct the damage
21 caused during the flood emergency, incurred an expense of \$1,488,000; and

22 WHEREAS, the general clean-up, washouts, and repairs to the existing
23 flood control facilities have generated the following specific expenditures
24 not provided for in the 1984-85 City of Las Vegas budget:

25 Repairs by City staff	\$ 316,295
26 Repairs by outside contractors	1,171,705
27	
28	\$1,488,000

29 WHEREAS, the total projected costs for both temporary and permanent
30 repair due to flood damage is \$1,488,000, these expenses incurred due to ex-
31 cessive flooding in the City of Las Vegas have created a substantial burden
32 on the existing budget for the City; and

1 WHEREAS, the City has neither revenues nor fund balance available to
2 fund this unanticipated emergency without impairment to its basic responsi-
3 bility of providing for the public safety; and

4 WHEREAS, the City desires to be reimbursed for this expense; and

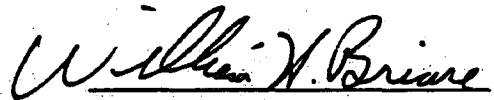
5 WHEREAS, it is found that local resources are insufficient to address
6 the future effects of said emergency; and

7 WHEREAS, the City desires to be included in any disaster funds which
8 are in existence, or which may become available in the future through
9 regional, state, or federal assistance.

10 NOW, THEREFORE, BE IT RESOLVED that this resolution is based upon
11 a finding of emergency; and

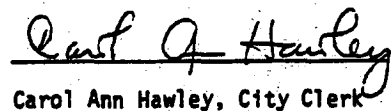
12 IT IS FURTHER DECLARED AND ORDERED that a copy of this resolution be
13 forwarded to the Chairman of the Nevada Tax Commission requesting that the
14 City of Las Vegas be included within the Clark County area of extreme peril.

15 PASSED, ADOPTED AND APPROVED this 5th day of September, 1984.

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17
18 

19 WILLIAM H. BRIARE, MAYOR

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21
22 ATTEST:

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24 
25 Carol Ann Hawley, City Clerk

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32

AGENDA*City of Las Vegas*

September 5, 1984

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

ITEM

Council Action

Department Action

IV(b) DEPARTMENT OF FINANCE AND COMPUTER
SERVICES
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.

10:40

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

1. Service and Material Warrants
In the amount of \$2,924,064.44
2. Payroll Warrants
In the amount of \$732,114.82
3. Other Warrants and Investments
In the amount of \$547,934.19

Lurie -
APPROVED Items 1,
2 and 3.
Unanimous

Staff to proceed

APPROVED AGENDA ITEM

mp Core

0062

AGENDA*City of Las Vegas*

September 5, 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

JAN TAIT, DIRECTOR

A. AUTHORIZATION TO FILL
POSITIONS (CRITICAL HIRES)

I. BUDGETED VACANT POSITIONS TO BE FILLED:

<u>POSITION(S)</u>	<u>DEPARTMENT</u>	<u>MONTHLY RANGE</u>	<u>FUNDING</u>
Principal Civil Engineer (3)	Design & Development	\$2,247- 2,732	General
Firefighter	Fire Services	\$1,585- 2,171	General

Lurie -
APPROVED Items A
and B as recom-
mended.
Unanimous

Staff to proceed

Councilman Levy requested Personnel
staff to provide more detail on
vacant positions.B. REPORT OF NEW HIRES PURSUANT TO PRIOR
COUNCIL APPROVAL

<u>POSITION(S)</u>	<u>DEPARTMENT</u>	<u>MONTHLY RANGE</u>	<u>FUNDING</u>
Jr. Office Assistant	Municipal Court	\$1,045- 1,271	General

APPROVED
See Above

See Above

A VERBATIM TRANSCRIPT MADE A PART
PART OF THE FINAL MINUTES.

APPROVED AGENDA ITEM

mp Core

City of Las Vegas

AGENDA DOCUMENTATION

Date: August 28, 1984

TO: The City Council

FROM: MICHAEL P. COOL
DEPUTY CITY MANAGER

SUBJECT: DEPARTMENT OF PERSONNEL & EMPLOYEE RELATIONS - AUTHORIZATION TO FILL POSITIONS

PURPOSE/BACKGROUND

Of the 1,618 positions in the City's 1984-85 Fiscal Budget, 10.2% (165 positions) are currently vacant.

The staff is recommending the filling of four (4) critical positions at this time.

The chart below gives you a summary of our current staffing, as well as showing the four (4) requests to fill positions.

STAFFING SUMMARY

	CURRENT STAFFING			REQUESTS TO BE FILLED		
	<u>AUTHORIZED POSITIONS</u>	<u>NUMBER FILLED</u>	<u>NUMBER VACANT</u>	<u>FILL EXISTING VACANCIES</u>	<u>FILL NEW POSITIONS</u>	<u>TOTAL REQUESTED</u>
Appointive	154	144	10	0	0	0
Classified	1146	1100	46	4	0	4
Contract	17	14	3	0	0	0
Flective	9	9	0	0	0	0
Hourly	<u>292</u>	<u>186</u>	<u>106</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	1618	1453	165	4	0	4

FISCAL IMPACT

The four vacant and budgeted positions shown above are included in the City's approved fiscal year '84-'85 budget. There are no additional non-budgeted expenses associated with these positions.

The total dollar savings realized through vacancies thus far in fiscal year 1984-'85 is \$209,556. If the positions that are currently vacant were to remain vacant for the remainder of the fiscal year 1984-'85, the estimated total savings for the year would be \$1,285,611.

RECOMMENDATION

Staff recommends the filling of four (4) positions indicated above.

RECOMMENDED

Jan Tait
Jan Tait, Director
Personnel & Employee Relations

Agenda Item

IV. (c)

TRANSCRIPT -- LAS VEGAS CITY COUNCIL -- SEPTEMBER 5, 1984
ITEM IV.(c) -- PERSONNEL & EMPLOYEE RELATIONS AGENDA

Page 1

MAYOR BRIARE: Page 18, Department of Personnel and Employee Relations. We have recommendations from the Director for budgeted vacant positions to be filled.

COUNCILMAN LURIE: Mayor, I'D MOVE THAT WE FOLLOW RECOMMENDATIONS ON ITEM A AND B.

COUNCILMAN LEVY: I'd like to make one comment. I'd like to have one other item on here explaining why we're hiring these -- are we replacing somebody? We usually have it on there. Are we replacing somebody, or why -- basically why we're --

CITY MANAGER HALL: The positions that are presently being replaced on Item A are Civil Engineers in the Department of Design and Development that are dedicated solely to projects. Through attrition and that, we simply had to go back and reconstitute that staff and Mr. Graham has requested that we fill those positions at this time.

COUNCILMAN LEVY: I'd like to have a breakdown on those three positions.

CITY MANAGER HALL: Fine. On the --

COUNCILMAN LEVY: I mean, I'm not going to hold this up today, but I want a breakdown on it.

CITY MANAGER HALL: Fine. On the Firefighter, that's simply a request to fill one of the Firefighter positions of an individual that didn't make the Rookie class.

DEP. CITY MANAGER COOL: I might add that on the second page of that Agenda -- the yellow page in the backup on the chart, it shows in the right hand three columns whether those are new positions or created positions. In another case, where it says "vacancy" --

COUNCILMAN LEVY: I see that, but that's not what I'm talking about, and I think you usually tell us that this -- you know, we're replacing the Firefighter or somebody retired, or we're replacing this because somebody moved to a different staff. You used to always tell us why.

DEP. CITY MANAGER COOL: Okay. You'd like that kind of detail?

COUNCILMAN LEVY: I sure do.

MAYOR BRIARE: Mrs. Hawley, do we have a motion on this.

COUNCILMAN LEVY: I'll move.

CAROL HAWLEY: Commissioner Lurie made a motion to approve Items A and B as recommended.

TRANSCRIPT -- LAS VEGAS CITY COUNCIL -- SEPTEMBER 5, 1984
ITEM IV.(c) -- PERSONNEL & EMPLOYEE RELATIONS AGENDA

Page 2

MAYOR BRIARE: Have we voted on it?

CAROL HAWLEY: No.

MAYOR BRIARE: Any further comments? Cast your votes. Post. THE
MOTION'S APPROVED.

(VOTE: UNANIMOUS APPROVAL BY FULL COUNCIL)

/ch

AGENDA*City of Las Vegas*0067
September 5, 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 ECONOMIC & URBAN
DEVELOPMENT
JACK THOMASON, DIRECTORA. A REQUEST TO SELECT FIRM TO
IMPLEMENT THE CITY'S BUS SHELTER
PROGRAM AND ENTER INTO CONTRACT
NEGOTIATIONS.Lurie -
APPROVED as recom-
mended.
Unanimous

Staff to proceed

10:42

APPROVED AGENDA ITEM

mp Core

AGENDA DOCUMENTATION

Date: August 27, 1984

TO:
The City Council

FROM:
MICHAEL P. COOL
DEPUTY CITY MANAGER

SUBJECT: REQUEST TO SELECT FIRM TO IMPLEMENT THE CITY'S BUS SHELTER PROGRAM AND
ENTER INTO CONTRACT NEGOTIATIONS

PURPOSE/BACKGROUND

From January 19 to March 30, 1984, responses to the City's Request For Proposals (RFP) regarding a Bus Shelter Program were accepted. Five proposals were received by the March 30 deadline.

An initial review of these five proposals was conducted by the Project Design Committee in April. However, the review process was held in abeyance until an amendment to the City Ordinance pertaining to advertising signage in the public right-of-way could be adopted. The amendment was adopted by the Council at the July 18 meeting.

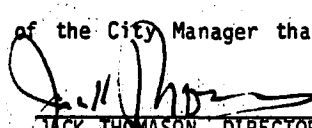
The second review and rating of the proposals was conducted by the Project Design Committee on August 20, 1984. Based on the information provided in the proposals (tally sheet attached), it was determined that Inter-City Shelters, Inc. of Newport Beach, California would provide the best program for the City's needs. Therefore, with Council's concurrence, staff will: 1) inform Inter-City Shelters, Inc. that they have been awarded a contract to implement the City's Bus Shelter Program and, 2) work with the City Attorney's Office on contract negotiations.

FISCAL IMPACT

None to the City. However, revenue for the City will be generated through Shelter advertisement at a minimum rate of \$50.00 per month per shelter.

RECOMMENDATIONS

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


JACK THOMASON, DIRECTOR
DEPT. OF ECONOMIC & URBAN DEVELOPMENT

Agenda Item

IV. (d) A.

BUS SHELTER PROPOSALS

- 1) Inter-City Shelters, Inc.
12 Corporate Plaza Drive
Suite 202
Newport Beach, Ca 92660

(714) 720-9477

Mr. Jean LeRoyer
- 2) Target Media
630 S. Glassell Street
Orange, Ca 92666

(714) 639-5901

Mr. Anthony Mollicone
- 3) Shelter Advertising of America, Inc.
3380 N. W. 78th Avenue
Miami, Florida 33122

(305) 591-2072

Mr. Thomas Neville
- 4) Acme-Wiley Corporation
2480 Greenleaf Avenue
Elk Grove Village, Il 60007

(312) 364-2250

Mr. Roger O'Neill
- 5) Transit Shelters, Inc.
550 Newport Center Drive
Suite 905
Newport Beach, Ca 92660

(714) 640-4433

Mr. John Hall

BUS SHELTER PROPOSALS

NAME OF COMPANY	INTER-CITY SHELTERS, INC.	TARGET MEDIA, INC.	SHELTER ADVERTISING OF AMERICA, INC.	ACME-WILEY CORP.	TRANSIT SHELTERS OF CALIFORNIA, INC.
IMPLEMENTATION	will require approx. 90 days to conduct site survey with installation of all shelters within six months.	Begin within 120 days after contract signed.	Begin within 120 days after contract signed. Install 100 shelters within six months.	Begin within 120 days (minimum 30 shelters).	Begin within 120 days (minimum 25 shelters).
SHELTER DIMENSIONS	Length: 17' Width: 5'6" Height: 8'4" Illuminated	Length: 17' Width: 5' Height: 8'6" Illuminated	Length: 12'9" Width: 4'10" Height: 7' Illuminated	Length: 13'10" Width: 4'7" Height: 6'5"	Length: 17'6" Width: 5'6" Height: 8'
MAINTENANCE	Minimum of twice weekly, more often if needed. Damaged shelters repaired immediately.	Twice Weekly	Not available	Regularly Scheduled	Twice Weekly
ESTIMATED REVENUE TO CITY	19.1% of NET advertising revenue but not less than \$50 per month per shelter. Effective one year after contract signed.	12% of gross advertising revenue or \$42 per month per shelter. Effective one year after receipt of revenues by contractor.	Negotiable.	10% of gross advertising revenue. To be paid within 30 days after 1st full calendar quarter.	10% of net advertising revenue or \$40 per month per shelter.
CONTRACT LENGTH (MINIMUM)	10 years	10 years	15 years	15 years	10 years
INSURANCE/BONDS	\$1,000,000 liability, \$500 removal bond posted for each shelter constructed.	\$1,000,000 liability	Not available	\$1,000,000 liability	\$1,000,000 liability
REFERENCES	YES	YES	YES	YES	YES
ELECTRICITY	Paid by contractor	Paid by contractor		Paid by contractor	Paid by contractor
SAMPLE AGREEMENT	YES	YES	NOT AVAILABLE	YES	NOT AVAILABLE
EXTRAS	For every 25 shelters built, one shelter without advertising will be provided for City use.	None	None	None	None

AGENDA*City of Las Vegas*

September 5, 1984

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

ITEM

Council Action

Department Action

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

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

PURCHASING & CONTRACTS DIVISION

10:43

*A. AWARD OF BIDS

1. Replacement Trauma Rescue Unit
Department of Fire Services
2. Replacement Municipal Court Vehicles
Department of General Services

*B. PURCHASE ORDER APPROVAL

1. Automated Fuel Dispensing System - Fire
Station #3
Department of General Services

*C. AWARD OF ANNUAL CONTRACTS AND AGREEMENTS

1. Expendable Waste Water Treatment Chemicals
Department of Public Services

Lurie -
APPROVED Items A-1,
A-2, B-1, and C-1
as recommended.
Unanimous

Staff to proceed

APPROVED AGENDA ITEM

mp Cor

City of Las Vegas

AGENDA DOCUMENTATION

Date: AUGUST 24, 1984TO:
The City CouncilFROM:
MICHAEL P. COOL,
DEPUTY CITY MANAGERSUBJECT: AGENDA - CITY COUNCIL MEETING - SEPTEMBER 5, 1984
IV (f) DEPARTMENT OF GENERAL SERVICESPURPOSE/BACKGROUND*A. AWARD OF BIDS

1. <u>BID TITLE:</u>	ONE (1) EACH TRAUMA RESCUE UNIT	<u>BID NUMBER:</u>	85.2100.2
<u>ITEM:</u>	CAPITAL EQUIPMENT	<u>ESTIMATE:</u>	\$45,000.00
<u>DEPARTMENT:</u>	FIRE SERVICES	<u>INVITATIONS MAILED:</u>	23
<u>FUNDING:</u>	CENTRAL FIRE STATION CAPITAL IMPROVEMENT FUND	<u>RESPONSES RECEIVED:</u>	3

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO REPLACE UNIT #1283, A 1976 TRAUMA RESCUE UNIT WHICH HAS BEEN WORN OUT IN SERVICE. SINCE 1976, THE TECHNICAL ADVANCEMENTS IN THE CONSTRUCTION OF TRAUMA RESCUE UNITS MAKES IT ECONOMICALLY UNFEASIBLE TO CONSIDER REBUILDING THE EXISTING UNIT.

BID ABSTRACT SUMMARY

BECKER FIRE EQUIPMENT	CASPER	WY	\$40,584.00
SUPERIOR TRANS-MED	SANTA FE SPRINGS	CA	\$43,813.22
MCPECK MOTOR COACH CO.	DENVER	CO	\$43,911.00

STAFF RECOMMENDATION OF AWARDTHAT THE LOW BID BE AWARDED TO:

BECKER FIRE EQUIPMENT	CASPER	WY	\$40,584.00
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FISCAL IMPACT

FUNDS BUDGETED FOR FISCAL YEAR 84-85. FUNDS ARE AVAILABLE IN THE CENTRAL FIRE STATION CAPITAL IMPROVEMENT 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 (f)

City of Las Vegas

0073

AGENDA DOCUMENTATION

Date: AUGUST 24, 1984TO:
The City CouncilFROM:
MICHAEL P. COOL,
DEPUTY CITY MANAGERSUBJECT: AGENDA - CITY COUNCIL MEETING - SEPTEMBER 5, 1984
IV (f) DEPARTMENT OF GENERAL SERVICESPURPOSE/BACKGROUND*A. AWARD OF BIDS

2. <u>BID TITLE:</u>	THREE (3) EACH SEVEN (7) PASSENGER MINI-VANS	<u>BID NUMBER:</u>	85.3460.2
<u>ITEM:</u>	CAPITAL EQUIPMENT	<u>ESTIMATE:</u>	\$36,000.00
<u>DEPARTMENT:</u>	GENERAL SERVICES	<u>INVITATIONS MAILED:</u>	9
<u>FUNDING:</u>	GENERAL SERVICES/ VEHICLE SERVICES	<u>RESPONSES RECEIVED:</u>	2

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO PROVIDE UPGRADED TRANSPORTATION VEHICLES TO BE USED BY MUNICIPAL COURT. THESE VEHICLES HAVE SIDE OPENING CARGO DOORS WHICH WILL ALLOW FOR THE SAFE, EFFICIENT LOADING AND UNLOADING OF PERSONS BEING TRANSPORTED TO MUNICIPAL COURT UNDER WARRANT.

THE VEHICLES BEING REPLACED ARE VINTAGE 1977 4-DOOR SEDANS WHICH ARE EXTREMELY HIGH FUEL CONSUMERS AND ARE CONSIDERED UNECONOMICAL FOR REBUILD OR RETENTION IN THE CITY'S FLEET.

BID ABSTRACT SUMMARY

DESERT CHRYSLER	LAS VEGAS	NV	\$32,709.71
LAS VEGAS DODGE	LAS VEGAS	NV	\$35,147.97

STAFF RECOMMENDATION OF AWARDTHAT THE LOW BID BE AWARDED TO:

DESERT CHRYSLER	LAS VEGAS	NV	\$32,709.72
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FISCAL IMPACT

FUNDS BUDGETED FOR FISCAL YEAR 84-85. 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
Dan R. Pilkington, Director
Department of General Services

Agenda Item

SECTION A PAGE 2
IV (f)

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984
City of Las Vegas

0074

AGENDA DOCUMENTATION

Date: AUGUST 24, 1984

TO: The City Council

FROM: MICHAEL P. COOL,
DEPUTY CITY MANAGER

SUBJECT: AGENDA - CITY COUNCIL MEETING - SEPTEMBER 5, 1984
IV (f) DEPARTMENT OF GENERAL SERVICES

PURPOSE/BACKGROUND

*B. PURCHASE ORDER APPROVAL

1. <u>ITEM:</u>	CAPITAL EQUIPMENT	<u>PURCHASE REQUEST:</u>	3462-6210
<u>DESCRIPTION:</u>	AUTOMATED FUEL DISPENSER FIRE STATION NO. 3	<u>FUNDING:</u>	CENTRAL FIRE STATION CAPITAL IMPROVEMENTS
<u>DEPARTMENT:</u>	GENERAL SERVICES	<u>ESTIMATE:</u>	\$15,000.00

NEED FOR PURCHASE

THE INSTALLATION OF AN AUTOMATED FUEL DISPENSING SYSTEM AT FIRE STATION NO. 3 WILL ALLOW THE CITY TO CLOSE FUEL DISPENSING SITES AT FIRE STATIONS NO. 2, 4, 5, 6, 7, AND 9, AND BRING THE ENTIRE FIRE SERVICES FUEL DISPENSING OPERATIONS UNDER TWO (2) CONTROLLED SITES. FUEL ACCOUNTABILITY AND INCREASED ECONOMICS DUE TO BULK ORDERING WILL BE ACCOMPLISHED AT A SUBSTANTIAL SAVINGS TO THE CITY. SOLE SOURCE

STAFF RECOMMENDATION

FOR PURCHASE ORDER APPROVAL

SERCON	LAS VEGAS	NV	\$14,673.00
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FISCAL IMPACT

FUNDS BUDGETED FOR FISCAL YEAR 84-85. FUNDS ARE AVAILABLE IN THE CENTRAL FIRE STATION CAPITAL IMPROVEMENT 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 B PAGE 1
IV (f)

City of Las Vegas

0075

AGENDA DOCUMENTATION

Date: AUGUST 24, 1984

TO: The City Council

FROM: MICHAEL P. COOL,
DEPUTY CITY MANAGERSUBJECT: AGENDA - CITY COUNCIL MEETING - SEPTEMBER 5, 1984
IV (f) DEPARTMENT OF GENERAL SERVICESPURPOSE/BACKGROUND*C. AWARD OF ANNUAL CONTRACTS AND AGREEMENTS

1. <u>BID TITLE:</u>	ANNUAL DRY ANIONIC POLYMER	<u>BID NUMBER:</u>	84.9999.64
<u>ITEM:</u>	EXPENDABLE SUPPLIES	<u>ESTIMATE:</u>	\$2.15 LB.
		<u>ANNUAL USAGE:</u>	\$105,000.00
<u>DEPARTMENT:</u>	PUBLIC SERVICES	<u>INVITATIONS MAILED:</u>	9
<u>FUNDING:</u>	SANITATION FUND	<u>RESPONSES RECEIVED:</u>	9

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO MEET THE CONSENT DECREE REQUIREMENT FOR REMOVAL OF SUSPENDED SOLIDS FROM WASTEWATER (1.0 MG/L OF PHOSPHORUS) THAT IS PROCESSED THROUGH THE CITY OF LAS VEGAS WASTEWATER TREATMENT PLANT.

BID ABSTRACT SUMMARY

CALGON CORP.	PITTSBURG	PA	\$ 74,400.00
DIATEC POLYMERS	BATAVIA	IL	\$ 77,400.00
AMERICAN CYANAMID	WAYNE	NJ	\$ 78,600.00
AQUA BEN CORP.	ORANGE	CA	\$ 84,000.00
ALLIED CORP.	MORRISTOWN	NJ	\$ 92,400.00
NALCO CHEMICAL CO.	PLEASANT HILL	CA	\$ 95,400.00
ALLIED COLLOIDS, INC.	SUFFOLK	VA	\$103,200.00
HERCULES, INC.	WILMINGTON	DE	\$144,000.00
TRI-SENTRY CHEMICAL	LENEXA	KS	\$150,600.00

STAFF RECOMMENDATION OF AWARDTHAT THE LOW BID BE AWARDED TO:

CALGON CORP.	PITTSBURG	PA	\$ 74,400.00
--------------	-----------	----	--------------

AUTHORIZE THE DEPARTMENT OF GENERAL SERVICES TO EXTEND THE CONTRACT ADDITIONAL TWELVE (12) MONTH PERIODS AT THE END OF THE ORIGINAL CONTRACT, NOT TO EXCEED TWO (2) EXTENSIONS, IF PRICES CAN BE NEGOTIATED THAT ARE NOT MORE THAN TEN PERCENT (10%) OF THE ORIGINAL CONTRACT PRICES. THE EXTENSION PROVISION WAS MADE A PART OF THE INVITATION FOR BID CONDITIONS TO WHICH ALL PROSPECTIVE BIDDERS AGREED.

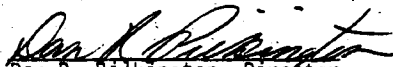
FISCAL IMPACT

FUNDS BUDGETED FOR FISCAL YEAR 84-85. FUNDS ARE AVAILABLE IN THE SANITATION FUND.

RECOMMENDATIONS

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

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


Dan R. Pilkington, Director
Department of General Services

Agenda Item

SECTION C PAGE 1
IV (f)

AGENDA

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

City of Las Vegas

0076
September 5, 1984

Page 21

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

ITEM

Council Action

Department Action

IV (g). DEPARTMENT OF PUBLIC SERVICES

DONALD E. DONOVAN, DIRECTOR

10:44 A. REPORTS/ACTION

1. Flood Damage - Las Vegas Wash
Emergency Repairs - Tab Construction
Company
2. School Sign Upgrade - Material
Agreement with Nevada Depart-
ment of Transportation

Nolen -
APPROVED Items 1
and 2 as recommended.
Unanimous

NOTE: Item A-2 was
amended prior to the
approving motion in that City's share
was reduced from \$14,870 to \$12,320.

VERBATIM TRANSCRIPT MADE A
PART OF THE FINAL MINUTES.

Staff to proceed

APPROVED AGENDA ITEM

mp Cole

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984
City of Las Vegas

0077

AGENDA DOCUMENTATION

Date: September 5, 1984

TO: The City Council

FROM: MICHAEL P. COOL
DEPUTY CITY MANAGER

SUBJECT: FLOOD DAMAGE - Las Vegas Wash
EMERGENCY REPAIRS - Tab Construction Company

PURPOSE/BACKGROUND

The heavy rains on Tuesday, August 14, 1984, caused additional and extensive erosion to the banks of the Las Vegas Wash. Downstream of Lamb Boulevard, the erosion was endangering existing improvements.

Tab Construction Company was called upon to accomplish emergency repairs to the bank on Wednesday, August 15, 1984 in view of forecasts of heavy rainstorms, high winds, and hail.

FISCAL IMPACT

It is anticipated that this emergency work will cost approximately \$30,000.00. Funds are available in the Sanitation Fund to cover the cost of the work.

RECOMMENDATIONS

The Director of Public Services recommends that the City Council ratify this emergency action of the City Manager.


DONALD E. DONOVAN
Director of Public Services

Agenda Item

IV(g). A.1.

City of Las Vegas

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

0078

AGENDA DOCUMENTATION

Date: August 22, 1984

TO: The City Council

FROM: MICHAEL P. COOL
DEPUTY CITY MANAGER

SUBJECT: SCHOOL SIGN UPGRADE - MATERIAL AGREEMENT WITH NEVADA DEPARTMENT OF TRANSPORTATION

PURPOSE/BACKGROUND

The U. S. Department of Transportation recently amended the manual on Uniform Traffic Control Devices regarding the posting of school zone and school crossing signs.

Since N.R.S. adopted the manual, all amendments are mandated to update or change. The Nevada Department of Transportation, aware of the added cost to the City, will assist the City in upgrading the necessary signs using "Highway Safety Program Funds." However, NDOT assisting funds will only provide 88% of the cost for materials used and the City must fund the labor, equipment and the balance of material cost.

Estimated cost of the project \$34,420. The City Attorney has reviewed and approves the form of the agreement.

FISCAL IMPACT

N.D.O.T. - Highway Safety Funds	\$19,550
City of Las Vegas - labor, equipment and materials	14,870

Funds are available in the 1984-1985 budget.

RECOMMENDATIONS

The Department of Public Services recommends that the City Councilmen approve the agreement and authorize the Mayor, City Clerk, and City Attorney to sign on behalf of the City.


DONALD E. DONOVAN
DIRECTOR OF PUBLIC SERVICES

Agenda Item

IV. (g) A. 2.

Highway Agreement No. P305-84-014

402 HIGHWAY SAFETY PROGRAM

THIS AGREEMENT, made and entered into by and between CITY OF LAS VEGAS, State of Nevada, hereinafter called CITY, and the STATE OF NEVADA, acting by and through its DEPARTMENT OF TRANSPORTATION, hereinafter called STATE.

WITNESSETH:

WHEREAS, Section 402 of Title 23, United States Code, as amended, "HIGHWAY SAFETY PROGRAM, and the Highway Safety Program Management Guide, Volume 3, Chapter III, dated February 18, 1975, provides Federal funds to install regulatory and warning signs off the Federal-aid highway system. Any toll-free road or street which is not on any Federal-aid System and which is under the jurisdiction of and maintained by a public authority and is open to public travel is eligible for improvement under this program.

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

STATE AGREES:

1. To provide expertise in the area of Federal laws, regulations and directives relating to the Federal Highway Administration to administer this program.
2. To assist the CITY in the selection of and the implementation of projects that are eligible under this program.
3. To review the CITY's plans and estimates and authorize the CITY to proceed with the project.
4. CITY forces will be utilized to accomplish the construction, and the STATE will reimburse the CITY one hundred percent (100%) of the actual costs incurred by the CITY in furnishing materials as specified in the plans. Upon authorization of the contract, total costs of the project will be compiled and payments shall be based upon invoiced materials. No payment shall be made, when in the judgement of the STATE, the work is not in accordance with the plans and/or specifications of the project.

PROJECT COSTS

Total project costs include but are not limited to:

- a. "Construction - Labor and equipment used to undertake the actual physical construction of the project in accordance with approved plans and specifications, shall be non-participating."
- b. Any loss or withholding or withdrawal of Federal funding, occasioned by any action or non-action of the STATE or its agents or employees shall be the responsibility of the STATE.

CITY AGREES:

1. All work contemplated by this agreement shall conform to STATE standard specifications, standard plans for Road and Bridge Construction, Design Manual and the Manual on Uniform Traffic Control Devices for Streets and Highways.
2. "To prepare the plans and estimates, and perform construction utilizing their forces; and certify to the STATE they are adequately staffed to undertake and satisfactorily complete the work. The Federal share, one hundred percent (100%), of the material costs, shall not exceed ~~\$19,550.00~~ ^{\$22,100.00}. Any costs exceeding this amount (as approved by the CITY) will not be reimbursable and payment thereof shall be the responsibility of the CITY.
3. The CITY will not commence work on any project until all applicable procedures have been completed, and written authorization or Notice to Proceed has been sent by the STATE to the CITY, and such written authorization or notice to proceed shall constitute a certification by the STATE that the federal funds with which to reimburse the CITY for the project costs have been received by the STATE.
4. Construction shall not be started on any project until the CITY has certified, and shall furnish, upon request from the STATE, evidence that the necessary rights-of-way are available for construction purposes. The CITY agrees to hold STATE harmless from any liability which may result in the event the right-of-way is not clear as certified.

5. Modifications of project plans during construction, shall require written approval, of the STATE, prior to actual construction.
6. When the work has been completed pursuant to the plans and specifications, the CITY shall certify to the STATE. Upon acceptance of the project the CITY shall maintain the same at its sole and separate expense.
7. Any loss or withholding or withdrawal of Federal funding, occasioned by any action or non-action of the CITY or its agents or employees shall be the responsibility of the CITY.
8. To abide by all of the E.E.O. provisions, more specifically, Parts II and III of Form PR-1273 attached hereto and made a part hereof.

STATE AND CITY MUTUALLY AGREE:

1. All work contemplated by this agreement shall be done in a good and workmanlike manner and to the satisfaction of all parties hereto and completed as scheduled in the plans and specifications.
2. All plans and specifications, and any supplement thereto, are hereby incorporated herein and made a part hereof by reference.
3. "Work accomplished under this agreement is subject to inspection both during and after construction by the CITY, STATE and Federal Highway Administration. The STATE will certify the project to the Federal Highway Administration upon satisfactory completion and acceptance by the State of the project(s), and request reimbursement from available highway Safety Program funds for one hundred percent (100%) of the material costs.
4. The accounts and records pertaining to the project(s) shall be subject to inspection and available for audit by representatives of the STATE and of the Federal Highway Administration during normal business hours for a period of three (3) years after final payment.
5. It is specifically understood and agreed that unavailability of Federal funds shall make this agreement null and void.

TRANSCRIPT - LAS VEGAS CITY COUNCIL MEETING - SEPTEMBER 5, 1984
ITEM IV(g)-A 1 & 2 -- Flood Damage/School Sign Upgrades

Page 1

MAYOR BRIARE:

On Page 21, under Department of Public Services, we have reports on the flood damage of the Las Vegas Wash and emergency repair services and also a school sign upgrade. We have backup material on this. Is Mr. Donovan, or, Mr. Hall, do you have any further comments on -- other than what we have in our recommendations?

CITY MANAGER HALL:

Only, Your Honor, that an emergency situation existed on the north side of the Las Vegas Wash east of Lamb Boulevard where we had a sewer line that was being undercut and it required emergency action. We took that action. I informed you all by letter and this simply is in conformance with the procedure that we must go through in informing you of the action that was taken and the approximate amount of money that was needed to shore up that line.

MAYOR BRIARE:

Comments from the Councilmen?

COUNCILMAN NOLEN:

I MOVE TO FOLLOW RECOMMENDATIONS OF STAFF.

MAYOR BRIARE:

Comments on the motion? (No response.) Cast your votes.

CITY MANAGER OGILVIE:

Excuse me. Was that on both A and B?

MAYOR BRIARE:

I beg your pardon. A, 1 and 2.

CITY MANAGER OGILVIE:

I do have a comment on No. 2 if I may. The State notified us this morning that they are willing to pick up more of the costs on the school signs. The previous amount the State was going to pick up was \$19,550. It is now willing to pick up \$22,100, reducing the City's share from \$14,870 to \$12,320 and also on Page 2 of the agreement under paragraph two, under "City agrees," the figure which is shown as \$19,550 should be increased to \$22,100.

MAYOR BRIARE:

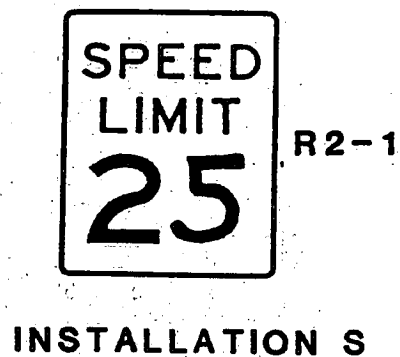
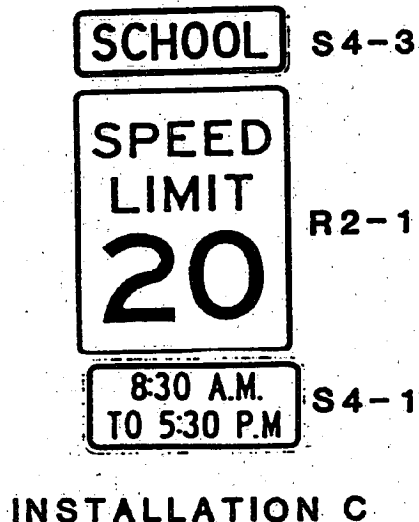
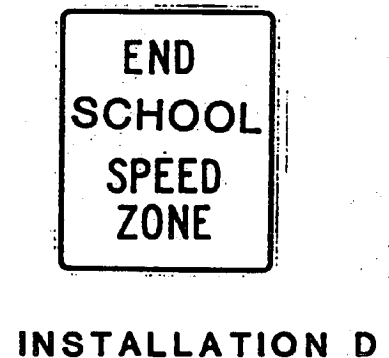
Thank you, Mr. Ogilvie. Further comments? Cast your votes. Post. The MOTION'S APPROVED.

(VOTE: UNANIMOUS APPROVAL BY FULL COUNCIL)

(END OF DISCUSSION ON THESE ITEMS.)

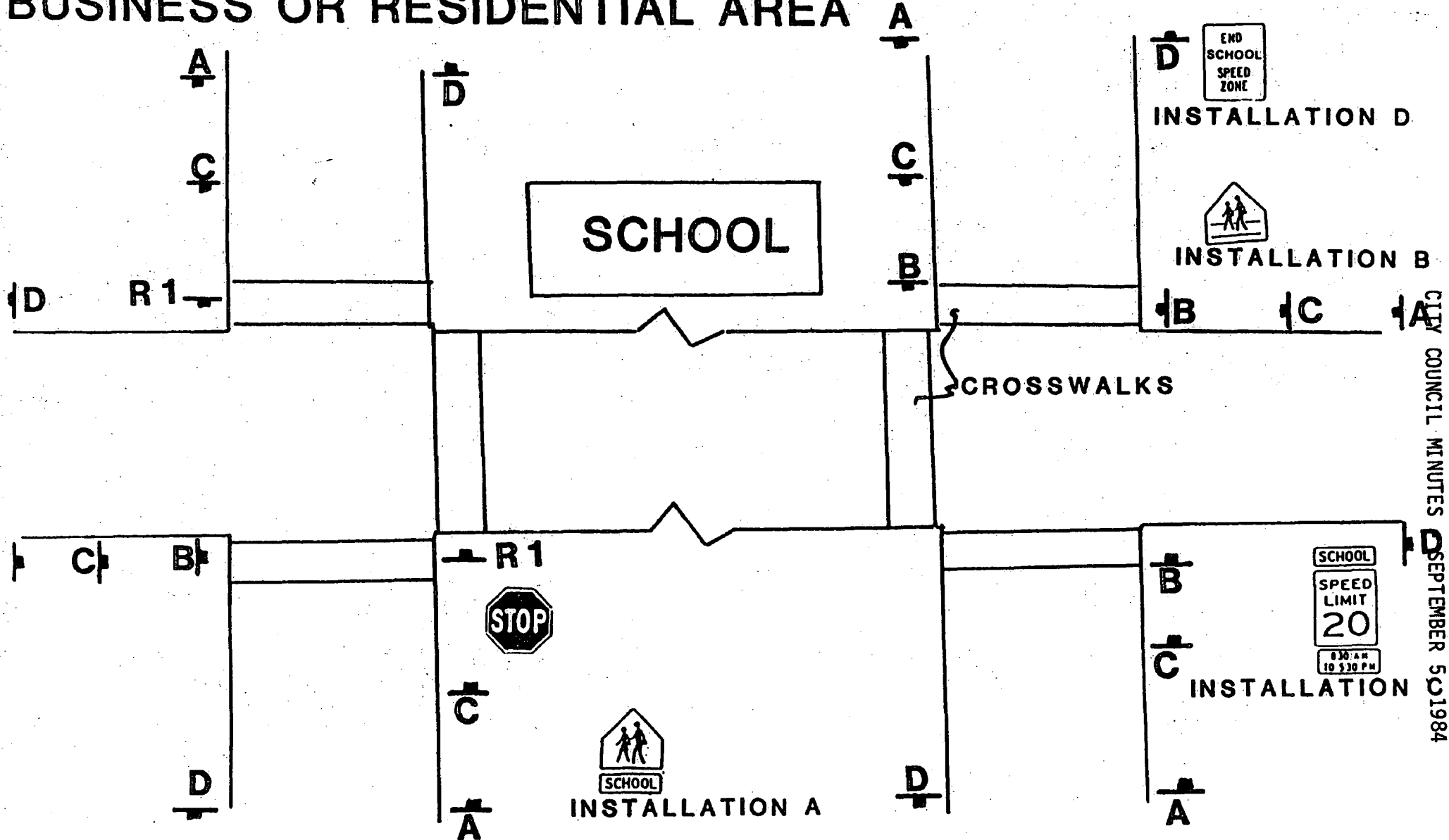
/ch

TYPICAL SCHOOL SIGN INSTALLATIONS



- NOTE:**
- (1) OMIT S4-3 WHEN S1-1 (INSTALLATION A) IS USED AWAY FROM SCHOOL ZONES
 - (2) ANY OF THE INSTALLATION SIGN ASSEMBLIES MAY BE FABRICATED AS A SINGLE UNIT

BUSINESS OR RESIDENTIAL AREA



NOTES:

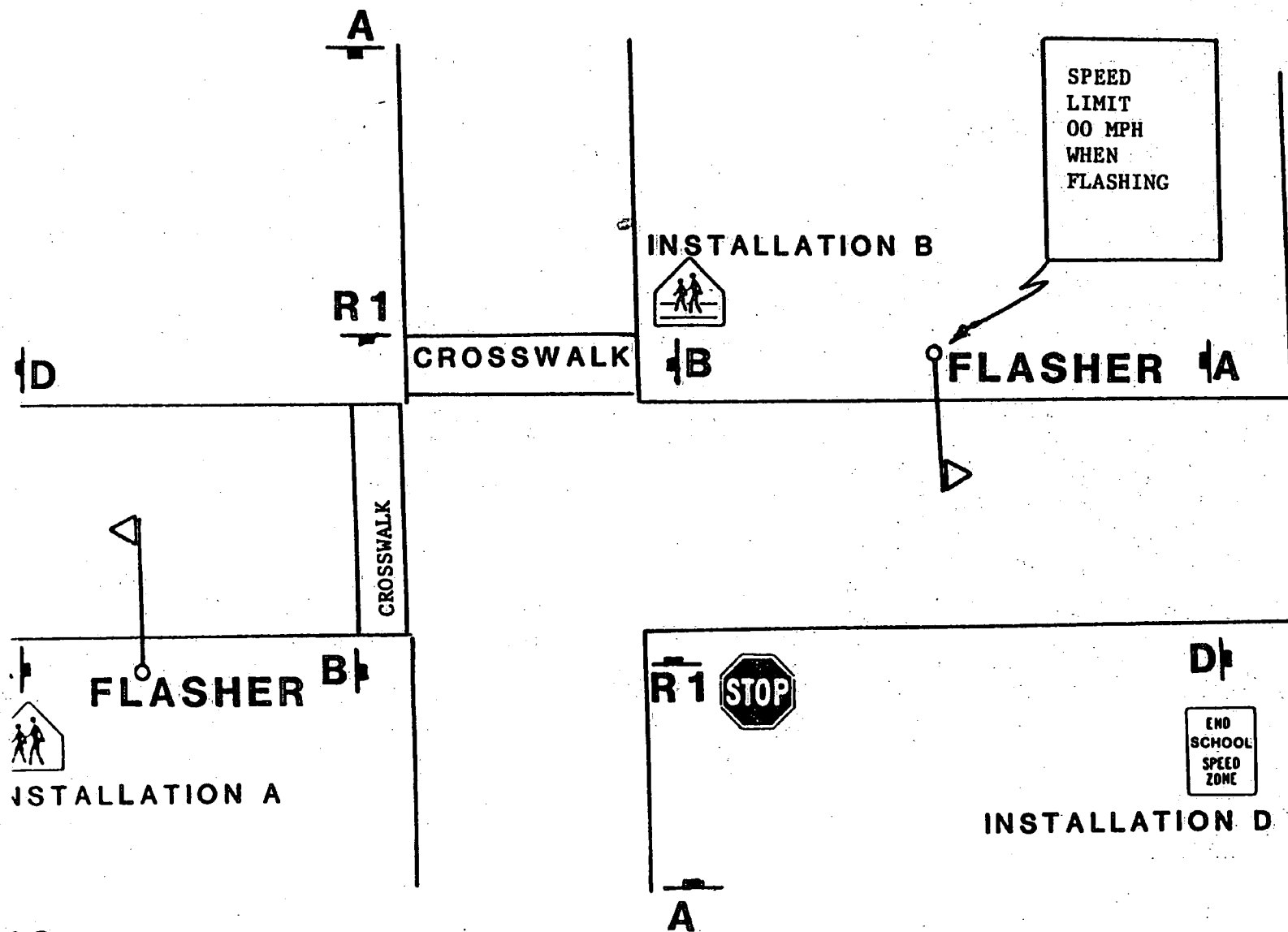
- (1) CROSSWALK DIAGONAL OR LONGITUDINAL MARKINGS
ARE OPTIONAL
- (2) IF STOP SIGN IS LOCATED AT INTERSECTION
DO NOT PLACE INSTALLATION B AT SAME LOCATIONS AS R1-1

CITY COUNCIL MINUTES SEPTEMBER 5, 1984

0085

FIGURE

~~SCHOOL CROSSING IN AN AREA~~ WITH SPEED LIMIT GREATER THAN 25 M.P.H.



MAJOR ST.

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

NOTE:

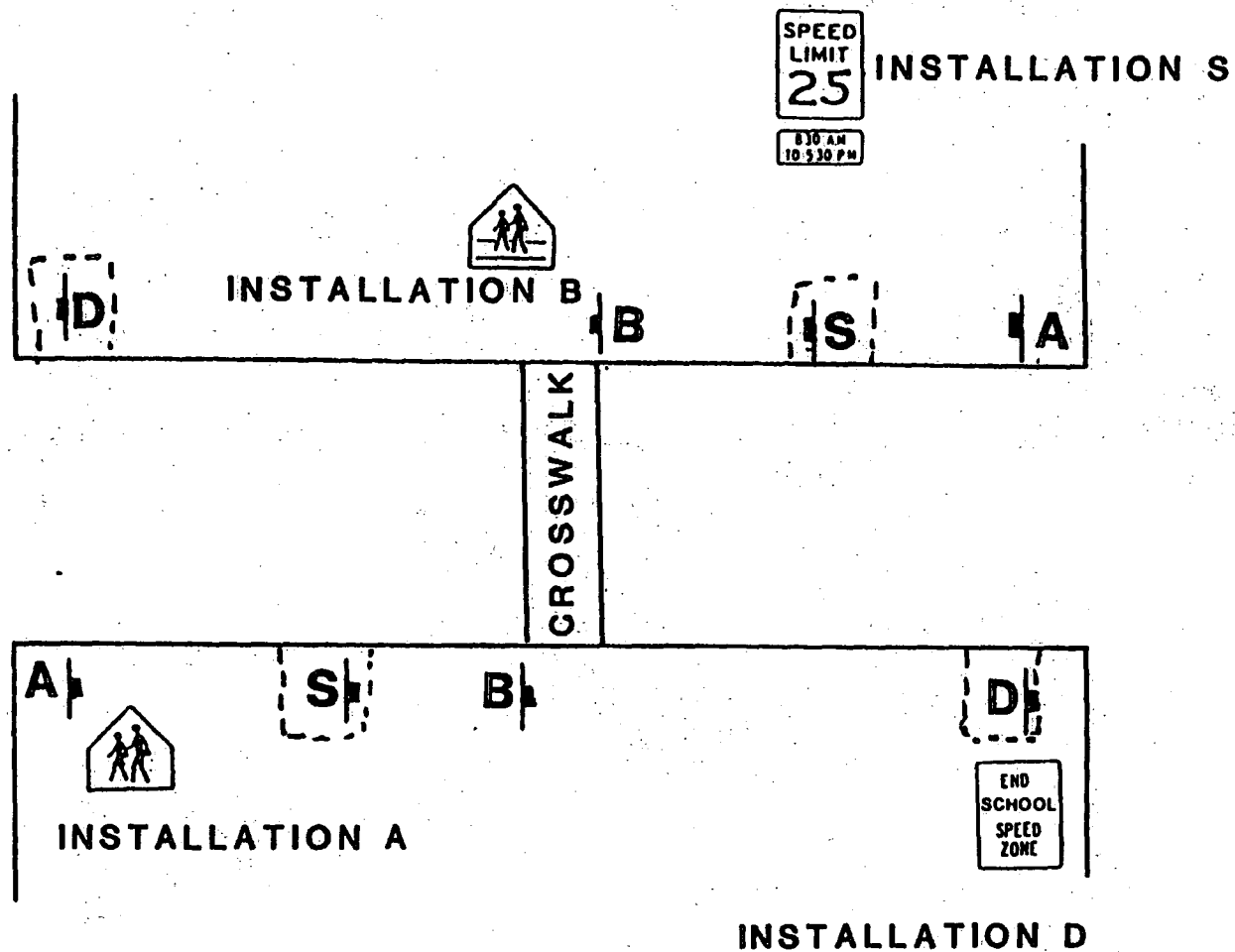
(1) CROSSWALK DIAGONAL
OR LONGITUDINAL MARKINGS
ARE OPTIONAL

(2) IF INTERSECTION HAS STOP SIGN
DO NOT USE INSTALLATION B
AT SAME LOCATIONS AS R1-1

FIGURE

0086

MID-BLOCK-CROSSWALK SCHOOL CROSSING



CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

NOTE:

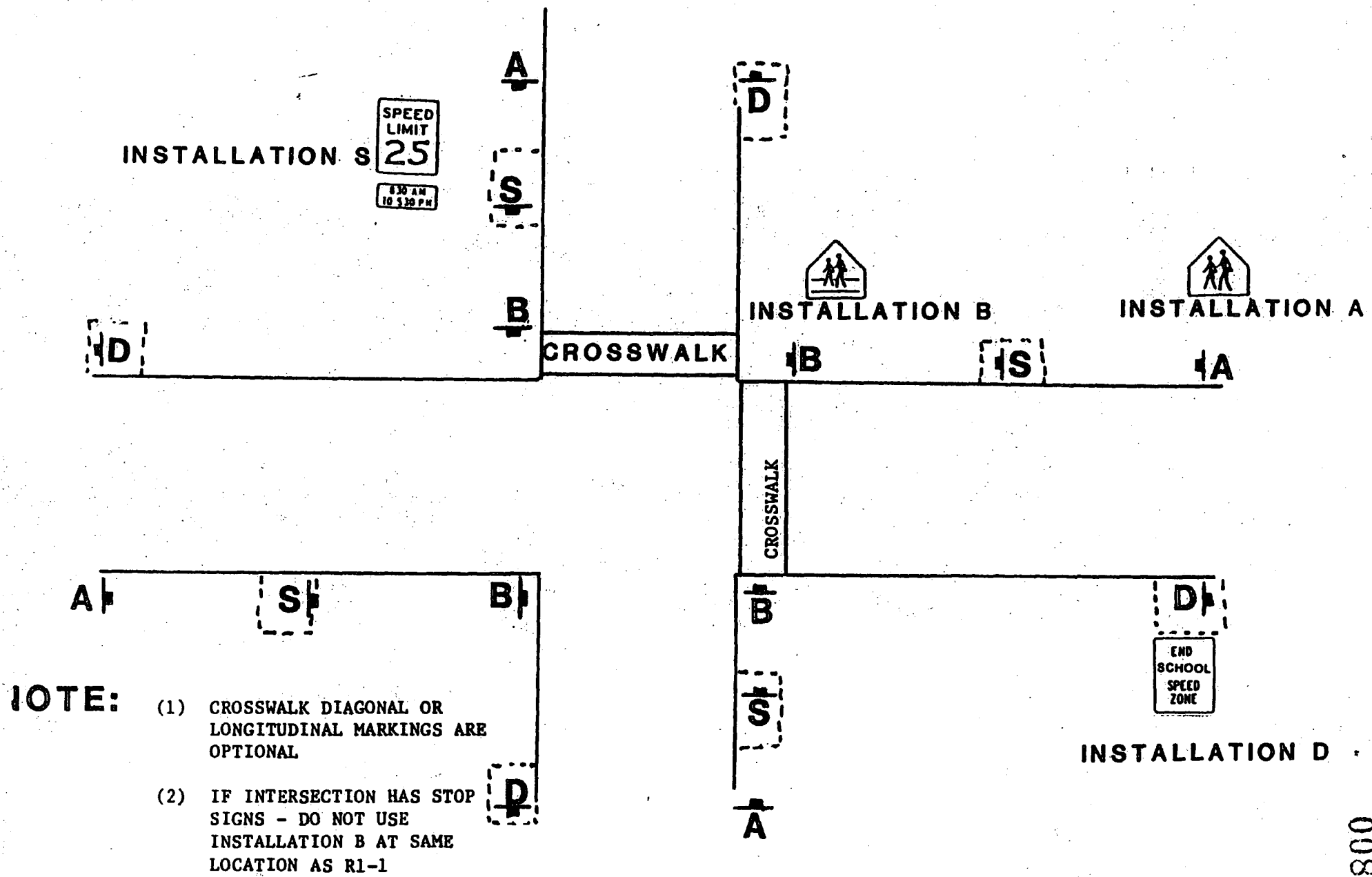
- (1) CROSSWALK DIAGONAL OR LONGITUDINAL MARKINGS ARE OPTIONAL
- (2) IF REDUCED SPEED SIGNS ARE INSTALLED - PLACE INSTALLATION C SIGNS AT LOCATIONS S WITH HOURS OF OPERATION
- (3) PLACE INSTALLATION D SIGNS WHEN SPEED IS REDUCED
- (4) INSTALLATIONS A MAXIMUM DISTANCE OF 200' FROM CROSSWALK

FIGURE

0087

UNCONTROLLED INTERSECTION CROSSWALKS

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984



FIGURE

City of Las Vegas

0089

AGENDA DOCUMENTATION

Date: August 23, 1984

TO: The City Council

FROM: MICHAEL P. COOL
DEPUTY CITY MANAGERSUBJECT: REQUEST BY TRAFFIC ENGINEER TO DESIGNATE ALEXANDER ROAD A THROUGH STREET FROM
RANCHO DRIVE TO THE ORAN K. GRAGSON HIGHWAYPURPOSE/BACKGROUND

Alexander Road is designated a primary arterial street. It provides a direct east-west link between the Oran K. Gragson Highway on the west and Rancho Drive on the east.

The traffic volume on Alexander Road east of the Oran K. Gragson Highway is about 2,300 v.p.d. There are over 1,100 residential units presently under development in the area, which will add several thousand more trips daily to Alexander Road. Just within the last month the traffic volumes have increased by 200 to 300 v.p.d. along most segments of Alexander Road. Radar spot speed studies indicate that the 85th percentile speed is about 40 m.p.h.

Due to the increasing traffic volumes on Alexander Road, more control is needed on cross-streets.

The Traffic Engineer has requested that Alexander Road be designated a through street so that stop signs can be installed to stop the traffic flow on the minor intersecting streets.

FISCAL IMPACT

The Department of Public Services will install the stop signs at an approximate cost of \$450. Funds are available in the F.Y. 1984-1985 department budget.

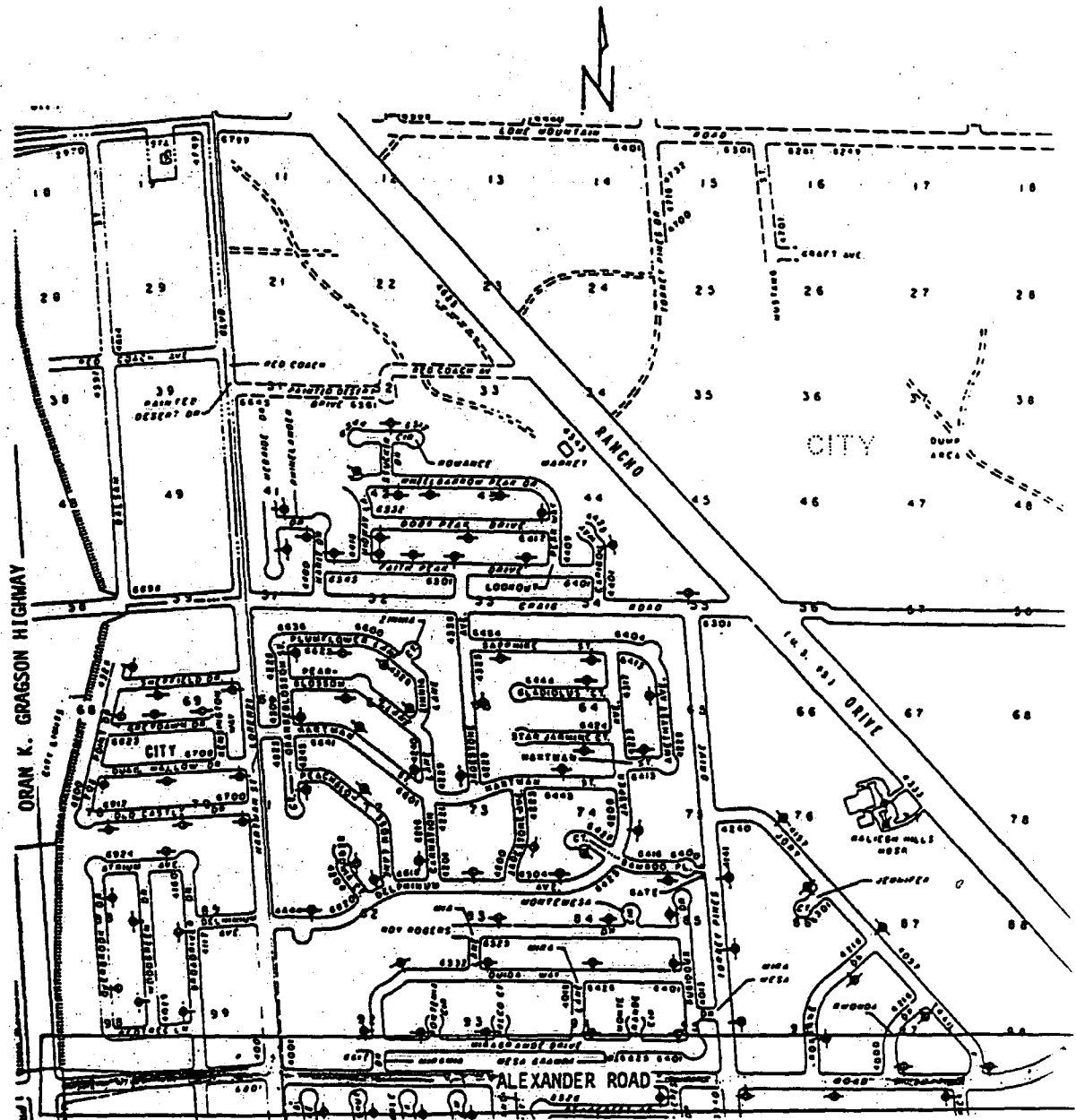
RECOMMENDATIONS

The Traffic and Parking Commission recommends approval of the designation of Alexander Road from Rancho Drive to the Oran K. Gragson Highway as a through street and that the City Council authorize the Mayor to sign the Resolution. Staff concurs.


THOMAS B. GRAHAM, AICP, RLA
DIRECTOR OF DESIGN AND DEVELOPMENT

Agenda Item 9/5/84

IV (h). B. 1



REQUEST BY TRAFFIC ENGINEER TO DESIGNATE ALEXANDER ROAD A THROUGH STREET FROM RANCHO DRIVE TO THE ORAN K. GRAGSON HIGHWAY.

RESOLUTION

WHEREAS, Ordinance 1589 allows for the additions and corrections of schedules pertaining to TITLE XI of the City Code to be done by Resolution; and

WHEREAS, it has been determined and recommended by the Traffic and Parking Commission and the Traffic Engineer that the following additions and corrections be made in said schedules; and

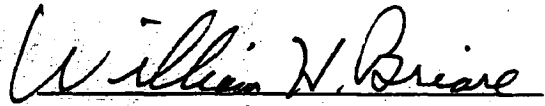
NOW, THEREFORE, be it resolved by the City Council of the City of Las Vegas, Nevada that the following schedules pertaining to TITLE XI of the City Code be amended as follows:

SCHEDULE 14-I be amended to include the following as a Designated Through Street:

Alexander Road - from Rancho Drive to Oran K. Gragson Highway

PASSED, ADOPTED AND APPROVED THIS 5th day of

September, 1984.


WILLIAM H. BRIARE, MAYOR


CAROL ANN HAWLEY, CITY CLERK

AGENDA*City of Las Vegas*

Sept. 5, 1984

Page 22

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

ITEM

Council Action

Department Action

IV (h). DEPARTMENT OF DESIGN AND DEVELOPMENTTHOMAS B. GRAHAM, AICP, RLA, DIRECTOR***CONSENT AGENDA**

All matters listed under Items A, 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.

10:46

*A. ACCEPTANCE OF RIGHT OF WAY ITEMS

1. Grant Deed
From:

John P. Piccoli, a married man, as his sole and separate property, as his interest may appear of record
City of Las Vegas
Portion of Block 1 of Clarks Las Vegas Townsite for radius at Southwest corner of Stewart and First (California Hotel) (7/6/84) Building Permit

To:
For:

Lurie -
APPROVED Items 1 thru 11.
Unanimous

Staff to proceed

2. Grant Deed
From:

Robert J. Peccole, as his interest may appear of record
City of Las Vegas
Portion of Block 1 of Clarks Las Vegas Townsite for radius at Southwest corner of Stewart and First (California Hotel) (7/20/84) Building Permit

To:
For:

APPROVED
See Above

See Above

APPROVED AGENDA ITEM

mp Carr

AGENDA*City of Las Vegas*0093
Sept. 5, 1984

Page 23

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

ITEM	Council Action	Department Action
IV (h). DEPARTMENT OF DESIGN AND DEVELOPMENT (Continued)		
*A ACCEPTANCE OF RIGHT OF WAY ITEMS (Continued)		
3. Grant Deed From: Robert N. Peccole, as his interest may ap- pear of record and Robert N. Peccole, Trustee U/A dated August 2, 1983, as its interest may appear of record To: City of Las Vegas For: Portion of Block 1 of Clarks Las Vegas Town- site for radius at Southwest corner of Stewart and First (California Hotel) (7/20/84) Building Permit	Lurie - APPROVED Items 1 thru 11. Unanimous	Staff to proceed
4. Grant Deed From: William Peccole, Trustee of the Peter Piccoli 1970 Trust, and William Peccole, Trustee of the William Peccole 1971 Trust, as their interest may appear To: City of Las Vegas For: Portion of Block 1 of Clarks Las Vegas Town- site for radius at Southwest corner of Stewart and First (California Hotel) (7/3/84) Building Permit	APPROVED See Above	See Above

APPROVED AGENDA ITEM

mp Carr

AGENDA*City of Las Vegas*

Sept. 5, 1984

0094

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

Page 24

ITEM

Council Action

Department Action

IV (h). DEPARTMENT OF DESIGN AND DEVELOPMENT
(Continued)*A ACCEPTANCE OF RIGHT OF WAY ITEMS
(Continued)5. Grant Deed
From:To:
For:William P. Peccole, as
his interest may
appear of record
City of Las Vegas
Portion of Block 1 of
Clarks Las Vegas Town-
site for radius at
Southwest corner of
Stewart and First
(California Hotel)
(7/20/84) Building
PermitLurie -
APPROVED Items 1
thru 11.
Unanimous

Staff to proceed

6. Grant Deed
From:To:
For:Mildred Hostetter, a
married woman, as her
sole and separate
property, as her
interest may appear of
record
City of Las Vegas
Portion of Block 1 of
Clarks Las Vegas Town-
site for radius at
Southwest corner of
Stewart and First
(California Hotel)
(7/6/84) Building
PermitAPPROVED
See Above

See Above

7. Grant Deed
From:To:
For:California Hotel and
Casino, a Nevada Cor-
poration
City of Las Vegas
Portions of Block 1 of
Clarks Las Vegas Town-
site for radii at the
Northeast corner of
Main and Ogden and
Northwest corner of
First and Ogden
(5/4/84) Building
PermitAPPROVED
See Above

See Above

APPROVED AGENDA ITEM

mp Core

AGENDA*City of Las Vegas*

Sept. 5, 1984

Page 25

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

ITEM

Council Action

Department Action

IV (h). DEPARTMENT OF DESIGN AND DEVELOPMENT
(Continued)*A ACCEPTANCE OF RIGHT OF WAY ITEMS
(Continued)8. Grant Deed
From:Samuel W. Morreale and
Donna Morreale,
husband and wife as
joint tenants
To:
For: City of Las Vegas
Portion of Government
Lot 79, Sec. 1, T. 21
S., R. 60 E., M.D.M.
for Hawk Street and El
Parque Rights of Way
with radius corner at
their intersection
(8/16/84) Building
PermitLurie -
APPROVED Items 1
thru 11.
Unanimous

Staff to proceed

9. Grant Deed
From:To:
For:Fletcher Jones, an
unmarried man
City of Las Vegas
Portion of NW-1/4,
Sec. 4, T. 21 S., R.
61 E., M.D.M. for
Rancho Drive Right of
Way. (5/29/84) pre-
viously recorded
August 7, 1984, as
Document No. 1927853
in Book 1968, office
of the Recorder, Clark
County, Nevada.
Regional Transporta-
tion Commission
project.APPROVED
See Above

See Above

APPROVED AGENDA ITEM

mp Carr

AGENDA*City of Las Vegas*

Sept. 5, 1984 0096

Page 26

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

ITEM

Council Action

Department Action

IV (h). DEPARTMENT OF DESIGN AND DEVELOPMENT
(Continued)*A ACCEPTANCE OF RIGHT OF WAY ITEMS
(Continued)10. Grant Deed
From:Dorothy L. Thomas, a
widow, who took title
as Dorothy L. Thomas,
a married woman as her
sole and separate
propertyTo:
For:City of Las Vegas
Portion of NW-1/4,
NW-1/4, Sec. 4, T. 21
S., R. 61 E., M.D.M.
for Rancho Drive Right
of Way (6/8/84) pre-
viously recorded as
Document No. 1933833
in Book 1974, office of
the Recorder, Clark
County, Nevada.
Regional Transportation
Commission project.Lurie -
APPROVED Items 1
thru 11.
Unanimous

Staff to proceed

11. Right of Way Grant

From:
To:
For:City of Las Vegas
Nevada Power Co.
A portion of
SW-1/4, SW-1/4,
Sec. 1, T. 21 S., R.
61 E., M.D.M. for
electrical lines into
Jaycee Park.APPROVED
See Above

See Above

APPROVED AGENDA ITEM

mp Core

AGENDA*City of Las Vegas*

Sept. 5, 1984

0097

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

Page 27

ITEM Council Action Department Action

IV (h). DEPARTMENT OF DESIGN AND DEVELOPMENT
(Continued)

10:46

B. APPROVAL OF TRAFFIC AND PARKING ITEMS

1. Request by Traffic Engineer to designate Alexander Road a through street from Rancho Drive to the Oran K. Gragson Highway.

Lurie -
APPROVED Items 1
and 2.
UnanimousStaff to proceed
Al Bossi, Traffic
Engineer, appeared

2. Intersection study at Alta Drive and Lorenzi Boulevard.

APPROVED
See Above

See Above

C. REPORTS/ACTION

1. Approval of Agreement for Engineering Services for improvements to Cory Place and Mohawk Street (S.I.D. 457).

Lurie -
APPROVED
Unanimous

Staff to proceed

APPROVED AGENDA ITEM

mp Coe

City of Las Vegas

0098

AGENDA DOCUMENTATION

Date: August 23, 1984

TO: The City Council

FROM: MICHAEL P. COOL
DEPUTY CITY MANAGER

SUBJECT: INTERSECTION STUDY AT ALTA DRIVE AND LORENZI BOULEVARD

PURPOSE/BACKGROUND

This intersection is presently controlled by four-way stop signs. Due to improved sight conditions, resulting from recent development on the southwest and northwest corners, the Traffic Engineer conducted a standard intersection study. The study data was compared to warrants established in the Manual on Uniform Traffic Control Devices, which the City of Las Vegas must follow according to Nevada Revised Statute 484.781. The warrants were not satisfied, indicating that the stop signs controlling the Alta Drive approaches should be removed.

The Traffic and Parking Commission considered this matter at its regular meeting of June 28, 1984.

FISCAL IMPACT

Not more than \$100
Funds are available in the F.Y. 1984-1985 budget.

RECOMMENDATIONS

The Traffic and Parking Commission recommends approval of the removal of stop signs on Alta Drive at Lorenzi Boulevard and that the City Council authorize the Mayor to sign the Resolution.

Staff concurs.

Thomas B. Graham
THOMAS B. GRAHAM, AICP, RLA
DIRECTOR OF DESIGN AND DEVELOPMENT

Agenda Item 9/5/84

IV (h) B. 2

RESOLUTION

WHEREAS, Ordinance 1589 allows for the additions and corrections of schedules pertaining to TITLE XI of the City Code to be done by Resolution; and

WHEREAS, it has been determined and recommended by the Traffic and Parking Commission and the Traffic Engineer that the following additions and corrections be made in said schedules; and

NOW, THEREFORE, be it resolved by the City Council of the City of Las Vegas, Nevada that the following schedules pertaining to TITLE XI of the City Code be amended as follows:

SCHEDULE 14-II be amended to include the following as stops deleted:

Alta Drive at Lorenzi Boulevard

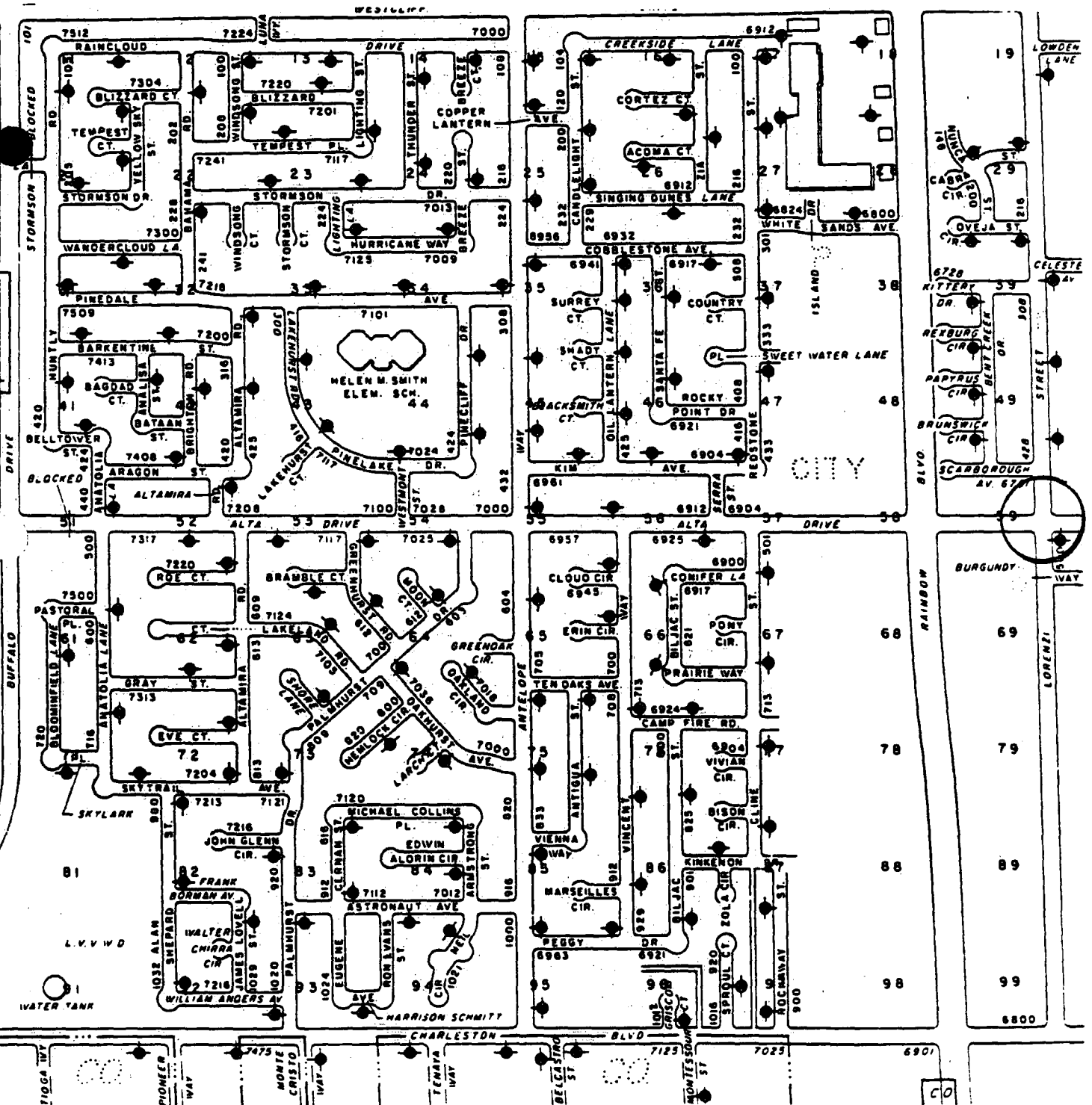
PASSED, ADOPTED AND APPROVED THIS 5th day of
September, 1984

William H. Briare
WILLIAM H. BRIARE, MAYOR

Carol Ann Hawley
CAROL ANN HAWLEY, CITY CLERK

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984
2. INTERSECTION STUDIES
Alta Drive and Lorenzi Boulevard

0100



City of Las Vegas

0101

AGENDA DOCUMENTATION

Date: August 24, 1984

TO: The City Council

FROM: MICHAEL P. COOL
DEPUTY CITY MANAGERSUBJECT: APPROVAL OF AGREEMENT FOR ENGINEERING SERVICES FOR IMPROVEMENTS TO CORY PLACE AND
MOHAWK ST. (S.I.D. 457)PURPOSE/BACKGROUND

In order to assist property owners in development of the area east of Jones Blvd. and north of Charleston Blvd., the City of Las Vegas established a Special Improvement District in 1977 for extension of sewer mains.

Since then, a great deal of residential development has taken place piecemeal, without coincident street improvements. Several inquiries have been made to the City regarding the possibility of further improvements, including pavement, curb and gutter, streetlights, sidewalk, sewer laterals and some additional sewer main extensions. The City is anxious to promote these improvements through the formation of another Special Improvement District.

Due to heavy in-house workload, the Department of Design and Development staff asked Alca Engineers, Inc., a local firm familiar with this area to submit a proposal to design, prepare contract documents and manage construction for this project.

We have reviewed the proposal and find it acceptable.

We have analyzed the manpower requirements to perform the work and recommend a force account agreement with a maximum fee allocation of \$102,000.

If this agreement is approved, the anticipated project expenditures are:

	<u>S.I.D. FUND</u>	<u>GENERAL FUND</u>	<u>TOTAL</u>
Alca Engineers (Design and Contract Documents)	\$ 50,000	-0-	\$ 50,000
City of Las Vegas (Engineering Administration)	8,000	6,000	14,000
Sub-Total	\$ 58,000	\$ 6,000	\$ 64,000
Construction Management			
Alca Engineers	52,000		52,000
City of Las Vegas	3,000	5,000	8,000
Construction (Not a part of this request)	700,000	-0-	700,000
Total	\$813,000	\$11,000	\$824,000

The City Attorney's office has reviewed the agreement and approves it as to form.

FISCAL IMPACT

S.I.D. FUND	\$113,000
GENERAL FUND	11,000
TOTAL	\$124,000

Funds are available in the S.I.D. Fund and the General Fund

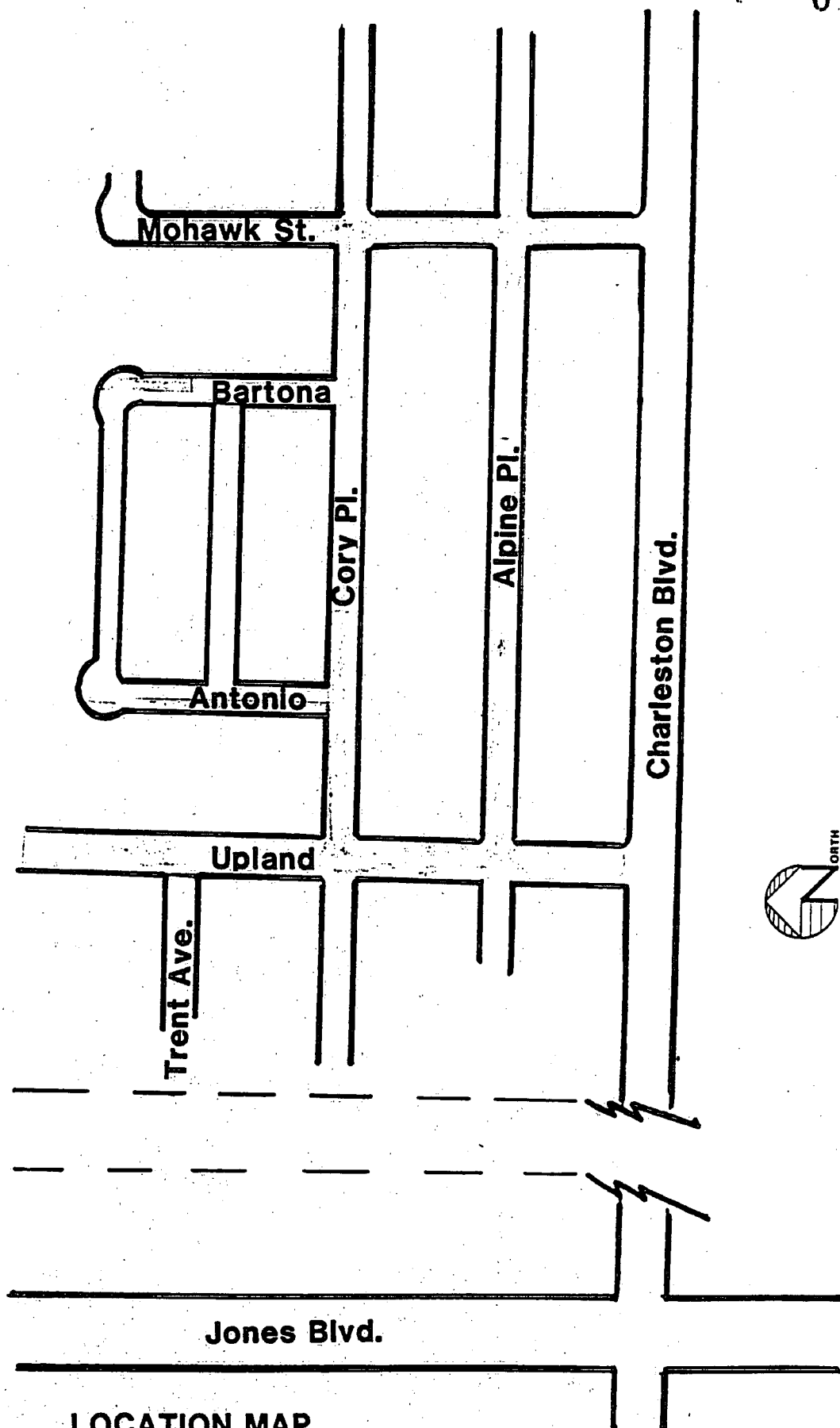
RECOMMENDATIONS

The Director of Design and Development recommends that the City Council authorize the Mayor to execute the agreement.

Thomas B. Graham
THOMAS B. GRAHAM, ALCA, RLA
DIRECTOR OF DESIGN AND DEVELOPMENT

Agenda Item 9/5/84

IV (h) C. 1



LOCATION MAP
PROPOSED S.I.D. NO. 457

Scale: 1"=250'

1 AGREEMENT FOR ENGINEERING SERVICES

2
3 THIS AGREEMENT, and accompanying Supplemental Terms,
4 made and entered into as of the 5th day of September, 1984
5 by and between the CITY OF LAS VEGAS, NEVADA, a municipal
6 corporation and political subdivision of the State of Nevada
7 (hereinafter referred to as the "CITY OF LAS VEGAS") and ALCA
8 ENGINEERING & SURVEYING, INC. (hereinafter referred to as
9 "CONSULTANT").

10
11 W I T N E S S E T H:

12 WHEREAS, it is agreed and understood by the parties
13 hereto that the CONSULTANT is to provide the required engineering
14 and related services to produce complete plans, specifications
15 and other contract documents for Cory Place Special Assessment
16 District S.I.D. 457 (hereinafter referred to as the "PROJECT");
17 and

18 WHEREAS, the CITY OF LAS VEGAS also desires the
19 CONSULTANT to provide, along with other project services, con-
20 tinuous inspection of the construction work in progress and all
21 necessary construction surveying so as to be able to assure to
22 the CITY OF LAS VEGAS that the Cory/Mohawk Project has been com-
23 pleted in accordance with the plans, specifications and other
24 contract documents; and

25 WHEREAS, the PROJECT consists of removal and reconstruc-
26 tion of street pavement, base and subbase; curbs, gutters and
27 sidewalks; sanitary sewer; street lights and other incidental
28 work on Cory Place and Alpine Place between Upland Boulevard and
29 Mohawk Street; Upland Boulevard and Mohawk Street between
30 Charleston Boulevard and Trent Street; and Antonio Drive and
31 Bartona Street between Cory Place and Kettering Place.

32 NOW, THEREFORE, in consideration of the foregoing

1 premises, the parties hereto agree to the following terms and
2 conditions set forth in Section I through VII and to the Supple-
3 mental Terms, Section I through XXI, set forth in Exhibit "A",
4 attached hereto and incorporated hereby by this reference as a
5 part of this Agreement. As used hereinafter, the term "Agreement"
6 refers both to Sections I through VII of this Agreement and to
7 the Supplemental Terms attached hereto as Exhibit "A".

8
9 SECTION I:
ENGINEERING PHASE SERVICES

10 A. ENGINEERING PHASE SERVICES. Upon receipt of written
11 authorization from the CITY OF LAS VEGAS, subsequent to the
12 execution of this Agreement, CONSULTANT shall provide the follow-
13 ing services:

14 1. Preliminary Design Services

- 15 a. Consult with the CITY OF LAS VEGAS to
16 clarify and define the PROJECT require-
17 ments, review available data and discuss
18 general scheduling requirements. Confer,
19 as necessary, with approving and regula-
20 tory agencies and with affected utilities.
21 b. Review existing topographic maps, surveys
22 and soils investigation data and make
23 recommendations as to the need to conduct
24 other field surveys to supplement or
25 confirm the existing data in the CITY OF
26 LAS VEGAS' files.
27 c. Prepare a hydrology study for existing
28 and proposed facilities and tributary
29 drainage areas affecting the PROJECT.
30 d. Prepare a statement concerning existing
31 soil conditions affecting the PROJECT
32 which will only include to the depth

1 of caliche.

2 2. Design Reports, Drawings, and Specifications
3 Services

- 4 a. Make recommendations and provide surveys
5 to supplement and confirm existing data
6 in the CITY OF LAS VEGAS' files (if any).
7 b. Prepare preliminary plans and cost esti-
8 mate for S.I.D. by October 3, 1984.
9 c. Submit monthly progress status reports
10 to the CITY OF LAS VEGAS which discuss
11 details of the project plans, review job
12 progress, review cost control information
13 and incorporate CITY OF LAS VEGAS require-
14 ments and needs.
15 d. Prepare the engineering plans and speci-
16 fications for all proposed PROJECT work,
17 subject to the following:
18 1. All engineering plans and/or draw-
19 ings shall be 24" x 36" in size,
20 and capable of reproduction by the
21 CITY OF LAS VEGAS.
22 2. All engineering plans and/or drawings
23 shall be drawn with the north indicator
24 pointing either to the top of the
25 page or to the right, with all
26 stationing increasing to the right
27 and on a scale of 1" = 20'.
28 3. One set of the progress plans,
29 drawings and specifications shall
30 be provided to the CITY OF LAS VEGAS
31 for review purposes at the 75% and
32 100% stage of design completion.

- 1 4. The CITY OF LAS VEGAS shall be
- 2 furnished with Seventy-five (75)
- 3 copies of the finished plans and/or
- 4 drawings and one (1) set of the
- 5 finalized specifications for dis-
- 6 tribution to prospective bidders
- 7 and regulatory agencies.
- 8 e. Provide all coordination required with
- 9 utility companies and regulatory agencies
- 10 or other engineers engaged on the PROJECT.
- 11 Assist the CITY OF LAS VEGAS with the
- 12 Special Assessment District process.
- 13 Meet with regulatory agencies as required
- 14 to insure project coordination.
- 15 f. Following completion of the plans and
- 16 specifications, prepare a detailed con-
- 17 struction cost estimate by funding
- 18 agencies.
- 19 g. Assist the CITY OF LAS VEGAS in advertis-
- 20 ing for and obtaining bids for the
- 21 PROJECT construction.
- 22 h. Be present at the bid opening and tabu-
- 23 late bids received. Analyze bids and
- 24 make recommendations to the CITY OF LAS
- 25 VEGAS for the award of the construction
- 26 contract.
- 27 i. Consult with and advise the CITY OF LAS
- 28 VEGAS as to the acceptability of subcon-
- 29 tractors and other persons and organiza-
- 30 tions proposed by the Prime Contractor
- 31 and as to the acceptability of substitute
- 32 materials and equipment proposed by the

Contractor.

- j. Consult with and advise the CITY OF LAS VEGAS during construction.
- k. Prepare elementary and supplementary sketches where required to resolve problems due to actual field conditions encountered during project construction.

3. Special Design Services

- a. Perform engineering survey necessary for the design of the PROJECT; establish centerline control and topographic survey as required to design the PROJECT.

B. CONSTRUCTION PHASE SERVICES. The construction phase services of CONSULTANT are fourfold: Project Services, Material Testing, Analysis Services and Survey Services.

- 1. Project Services: At the commencement of this project, to be initiated by the "Notice to Proceed" to the CONSULTANT, and throughout the construction phase of this PROJECT, CONSULTANT agrees to assume full and complete responsibility for the following PROJECT services:
 - a. CONSULTANT agrees to provide one on-site full-time project inspector under the supervision and control of the CONSULTANT'S Project Engineer with the following responsibilities:

- 1. Inspecting the progress and quality of the work in progress on the Project for the purpose of determining that the work is proceeding in a timely manner, according to the plans, specifications and other con-

1 tract documents and to protect the
2 City of Las Vegas against defects or
3 deficiencies in the work

- 4 2. Maintaining orderly files at the
5 job site for correspondence, on-site
6 conferences, shop drawings and
7 reproductions of the original con-
8 tract documents, including all
9 addenda, change orders, field orders
10 and additional draws issued subse-
11 quent to the execution of the con-
12 struction contract, progress reports
13 and any other Project-related
14 documents.

- 15 3. Maintaining a diary or logbook
16 which records the contractor and
17 subcontractor's hours on the job
18 site, weather conditions, data
19 relative to questions of extras or
20 deductions, causes of any delays
21 in the progress of the work, principal
22 visitors, daily activities, de-
23 cisions, observations in general,
24 and specific observations, as in the
25 case of observing test procedures.

- 26 4. Making a detailed record of all
27 progress meetings with the general
28 contractor and/or subcontractors.
29 5. Record the names and addresses of
30 all subcontractors and major suppliers
31 of equipment and materials.

32 The Inspector will be responsible for the

1 inspection of all the work in progress
2 on the PROJECT. Said inspection shall be
3 the purpose of determining if the work is
4 proceeding in a timely manner and accord-
5 ing to the plans, specifications and
6 other contract documents and to protect
7 the CITY OF LAS VEGAS against defects
8 or deficiencies in the work.

9 CONSULTANT agrees to conduct bi-weekly
10 progress meetings at the CONSULTANT'S
11 office, to review the Contractor's
12 progress of the work, and to help resolve
13 any issues and concerns regarding the
14 construction of the project. Minutes of
15 said on-site progress meetings shall be
16 prepared and distributed by the CONSULTANT.

17 b. CONSULTANT shall assist the CITY OF LAS
18 VEGAS, when necessary, in interpreting
19 the plans, specifications and other con-
20 tract documents, including all modifica-
21 tions or amendments thereof.

22 c. CONSULTANT shall prepare progress pay
23 estimates and final payments to the
24 contractors for the purpose of recommend-
25 ing approval or disapproval to the CITY
26 OF LAS VEGAS.

27 d. CONSULTANT, through its Project engineer
28 and Project inspectors, shall detail the
29 progress of the Project through written
30 daily reports which will be provided to
31 the CITY OF LAS VEGAS on a weekly basis.
32 In addition to the daily reports,

1 CONSULTANT through its Project engineer
2 and Project inspectors will provide
3 weekly summaries of quality control and
4 material testing to the CITY OF LAS VEGAS.

- 5 e. CONSULTANT agrees to perform a final
6 inspection, through its registered pro-
7 fessional Project engineer, with the CITY
8 OF LAS VEGAS at the completion of the
9 Project and, if necessary, develop, or
10 assist in its development, a punch list
11 of those items remaining to be performed
12 by the Contractor in order for the
13 Project to be fully completed and accepted
14 by the CITY OF LAS VEGAS. CONSULTANT
15 agrees to perform any subsequent inspec-
16 tion, if so requested, to determine if
17 the punch list items have been completed
18 by the contractor.

- 19 f. CONSULTANT agrees to assist in the pre-
20 paration thereof, of such "As-Built"
21 drawings as required by the CITY OF LAS
22 VEGAS.

- 23 g. CONSULTANT shall, with input from the
24 CITY OF LAS VEGAS, review the contractor's
25 proposed traffic detours and/or rerouting
26 methods and methods for maintaining the
27 safety of the public and egress and
28 ingress to businesses and residences.

- 29 h. CONSULTANT shall review all proposed
30 changes in the plans, specifications or
31 other contract documents for the purpose
32 of recommending approval or disapproval

1 of said changes. CONSULTANT shall assist
2 the CITY OF LAS VEGAS in negotiations
3 concerning said proposed changes with the
4 contractor, and shall prepare such docu-
5 mentation as required.

- 6 i. CONSULTANT agrees, upon final completion
7 of the Project, to issue a certificate
8 of substantial completion to the CITY OF
9 LAS VEGAS warranting to the CITY OF LAS
10 VEGAS that it has performed each and
11 every duty and obligation on its part to
12 be performed under this Agreement and
13 assuring to the CITY OF LAS VEGAS that
14 to the best of its knowledge, information
15 and belief, based upon its inspections
16 and observations during the course of
17 such performance, the Project has been
18 constructed without defect or deficiency
19 and according to the plans, specifica-
20 tions and other contract documents, or
21 any modification or amendment thereof,
22 approved by the CITY OF LAS VEGAS.

- 23 2. Quality Control Services: Throughout the
24 course of this Project and when determined
25 by CONSULTANT as necessary in order to assure
26 the quality of materials used for the con-
27 struction of Project, CONSULTANT agrees to
28 provide the following quality control services:

- 29 a. Perform field reviews and observations
30 after the placement of aggregate base
31 courses and after each lift of asphalt
32 pavement.

- 1 b. Perform soils and materials testing
- 2 consultation services as may be requested
- 3 by the CITY OF LAS VEGAS.
- 4 c. Coordinate the materials testing and
- 5 quality control services furnished by
- 6 CITY OF LAS VEGAS personnel under Section
- 7 II of this Agreement, and interpret the
- 8 results of said materials test results.
- 9 d. At the completion of the Project,
- 10 CONSULTANT shall provide to the CITY OF
- 11 LAS VEGAS a binder containing all of the
- 12 material testing data resulting from all
- 13 quality control tests performed during
- 14 the course of the Project, as well as any
- 15 written summaries or analysis of said
- 16 tests.

17 3. Survey Services:

- 18 a. CONSULTANT agrees to provide a land
- 19 survey crew that will be responsible for
- 20 control surveying and staking of location
- 21 and grade for the Project's construction,
- 22 the construction staking will consist of:
- 23 1. Maximum of 2 rough grade stakes at
- 24 50-foot intervals along the align-
- 25 ment of new street improvements,
- 26 including a stake at both ends of
- 27 each curb return. Stringline check
- 28 of subgrade as required to assure
- 29 proper gravel base material thick-
- 30 nesses and proper subgrade elevation.
- 31 2. One final grade stake (bluetops) at
- 32 50-foot intervals (approximately

1 25 foot intervals within the limits
2 of vertical curves) along the align-
3 ment of new street improvements.

4 3. Stakes at 50-foot intervals along
5 back of all curb and gutter to be
6 constructed, including a stake at
7 the ends of each curb return. Check
8 any forms prior to pouring.

9 4. Mark existing pavement for saw-cut
10 at all intersecting streets and at
11 driveway transitions.

12 5. One stake, containing horizontal
13 control only, at each new street
14 light.

15 6. Stakes, containing horizontal and
16 vertical control, at 50-foot inter-
17 vals for construction of sewer lines.

18 b. CONSULTANT shall prepare all calculations
19 necessary to perform the required survey
20 work and provide grade sheets.

21 c. CONSULTANT shall set reference points
22 to existing monuments and set 5/8"
23 rebars with alcap at completion of
24 Project.

25 SECTION II: CITY OF LAS VEGAS' SERVICES

26 A. ENGINEERING PHASE

27 1. The CITY OF LAS VEGAS shall provide to the
28 CONSULTANT a copy of the plans on any perti-
29 nent information in the files of the CITY OF
30 LAS VEGAS.

31 2. CITY OF LAS VEGAS agrees to perform the work
32 required to set up the Special Assessment

1 District. The CITY OF LAS VEGAS will provide
2 to the CONSULTANT all information they have
3 obtained concerning the Special Assessment
4 District.

5 B. CONSTRUCTION PHASE. The CITY OF LAS VEGAS agrees
6 to provide the following quality control services during the course
7 of the Project:

- 8 1. Obtain samples of materials and conduct sieve
9 analysis, laboratory maximum density and
10 optimum moisture tests, field density tests
11 and moisture content tests as directed by the
12 CONSULTANT to determine the suitability of
13 the subsurface soils and aggregate bases for
14 the Project's construction.
- 15 2. Conduct concrete slump tests, concrete com-
16 pression tests, sieve analyses on aggregates
17 for concrete, tests on asphaltic concrete
18 to determine oil content (also obtain daily
19 oil readings to correlate the percent asphalt
20 used), viscosity verification of each batch
21 of liquid asphalt, percent air voids, oil
22 grade, mineral content, aggregate graduation,
23 field density tests, straight edge verifica-
24 tion tests, and whatever tests as directed
25 by the CONSULTANT to determine the suitability
26 of the materials used in the Project's con-
27 struction.
- 28 3. Provide continuous asphalt plant inspection
29 during batching operations, and during
30 asphaltic concrete lay-down.
- 31 4. Provide to the CONSULTANT at the completion
32 of the Project, such data as is required to

1 prepare a binder containing all of the material
2 testing data resulting from all quality control
3 tests performed during the course of the
4 project, as well as any written summaries or
5 analyses of said tests.

6 SECTION III: COMPENSATION AND MANNER OF PAYMENT
7 ENGINEERING PHASE

8 A. Definitions: For purposes of this Agreement, the
9 following terms are defined as follows:

- 10 1. "Salary Expenses" are defined as the hourly
11 wage rate paid by the CONSULTANT to those
12 employees utilized in the performance of this
13 Agreement.
14 2. "Hourly Wage Rate" is defined as the hourly
15 wage paid to an employee and is determined by
16 dividing the gross annual salary of the
17 employee by 2080 hours. The hourly wage rates
18 for those employees anticipated by the
19 CONSULTANT to be utilized in the performance
20 of this Agreement are indicated on Exhibit
21 "B", attached hereto and incorporated herein
22 by this reference.

23 Any changes or modifications in the hourly
24 wage rate during the course of this Agreement
25 shall require the prior written approval of
26 the Director of Design and Development for
27 the CITY OF LAS VEGAS and shall not constitute
28 a modification of the Agreement within the
29 meaning of Section XXI of the Supplemental
30 Terms, Exhibit "A".

- 31 3. "Direct Non-Salary Expenses" are defined as
32 including the expenses listed on Exhibit "C"

1 attached hereto and incorporated herein by
 2 this reference as a part of this Agreement.
 3 The service charge mentioned in Exhibit "C"
 4 shall equal five percent (5%) of the actual
 5 invoice for such Direct Non-Salary Expense.

6 B. Compensation Formulas: The parties understand and
 7 agree that the CONSULTANT will be compensated according to
 8 different compensation formulas for the Engineering and Construc-
 9 tion Phases of the Project.

10 1. Engineering Phase: For the services provided
 11 under Section IA of this Agreement, the
 12 CONSULTANT shall be compensated on a cost plus
 13 fixed fee basis subject to the conditions and
 14 monetary limitations set forth below.

15 a. The CITY OF LAS VEGAS agrees to reimburse
 16 the CONSULTANT for its costs, to wit:
 17 (i) Salary Expenses times a multiplier of
 18 2.33 for office and union personnel and
 19 2.25 for field personnel, (ii) Direct
 20 Non-Salary Expenses, and to pay (iii) a
 21 fixed fee in the amount of Eight Thousand
 22 Seventy-four and 00/100ths Dollars
 23 (\$8,074.00).

24 b. The Salary Expenses, Direct Non-Salary
 25 Expenses and Fixed Fee to be paid to the
 26 CONSULTANT shall not exceed the following
 27 amounts unless specifically authorized
 28 in writing by the CITY OF LAS VEGAS

(a)	(b)	(c)	(d)
Salary Expenses +	Direct Non-Salary Expenses +	Fixed Fee =	Total Costs
40,370.00 +	2,500.00 +	8,074.00 =	50,944.00

0117

1 The CONSULTANT agrees to complete the
2 performance of this Agreement despite
3 having reached the payment limits set
4 forth above. It is understood and agreed
5 that the Fixed Fee is an amount guaranteed
6 to the CONSULTANT for the performance of
7 this Agreement, but that the limits
8 designated above for the Salary Expenses
9 and Direct Non-Salary Expenses may, or may
10 not, be reached by the CONSULTANT.
11 Although the CITY OF LAS VEGAS may authorize
12 and consent to higher Salary Expenses
13 (column (c)) or to higher Direct Non-
14 Salary Expenses (column (b)) set forth
15 above, it is agreed by the parties that
16 an increase shall not result to the fixed
17 fee limit (column (c)) unless there is
18 a major change in the scope of the
19 services required in this Agreement.

- 20 2. Construction Phase: For the services provided
21 under Section I.B of this Agreement, the CITY
22 OF LAS VEGAS shall reimburse the CONSULTANT
23 for its (i) Salary Expenses times a multiplier
24 of 2.80 for office personnel and union
25 personnel and 2.70 for field personnel, and
26 (ii) Direct Non-Salary Expenses, provided,
27 however, that the CONSULTANT shall not exceed
28 following monetary limitations without the
29 prior approval of the Director of the Depart-
30 ment of Design and Development:
31
32

	(a)	(b)	(c)
	Salary Expenses	Direct Non-Salary Expense	Total Costs
	49,000.00	+ 2,000.00	= 51,000.00

The total amount of compensation set forth above, to wit: Fifty-one Thousand and 00/100ths Dollars (\$51,000.00) is based upon the assumption that the need for the one on-site, full-time inspector (field personnel) will be for a period of four (4) man-months. In the event that construction time extends longer than this estimated time, the parties agree to renegotiate the maximum figure specified above based upon the difference that the actual period of construction inspection exceeds the estimated period of construction inspection.

C. Manner of Payment:

1. CONSULTANT, as a prerequisite to the obligation on the part of the CITY OF LAS VEGAS for payment of the compensation provided herein, shall submit monthly invoices which have been reviewed, approved and signed by the principal engineer in charge of the CONSULTANT requesting payment for services performed the preceding month. The submitted invoices shall reflect the following information.

- a. Salary Expenses: The amount of Salary Expenses for which compensation is sought by the CONSULTANT shall be shown on the invoice along with the name or position of the employee, the number of hours worked and the billing wage rate

1 of the employee.

2 b. Direct Non-Salary Expenses: The amount
3 of Direct Non-Salary Expenses for which
4 compensation is sought by the CONSULTANT.
5 Where possible, receipts shall be
6 attached to the monthly invoice.

7 c. Fixed Fee: The amount of Fixed Fee for
8 which compensation under Subsection B.1
9 of Section III is sought by the CONSUL-
10 TANT which shall equal the same percentage
11 that the Salary Expenses for that month
12 bear to the total amount reserved for
13 Salary Expenses.

14 Payment of such invoices shall be on or within
15 thirty (30) days of the date of receipt of
16 the CONSULTANT'S invoice by the CITY OF LAS
17 VEGAS.

18 SECTION IV: TIME OF PERFORMANCE

19 A. ENGINEERING PHASE. The CONSULTANT agrees to
20 commence performance of this Agreement upon receipt of a notice
21 to proceed from the CITY OF LAS VEGAS and to complete its per-
22 formance herein within sixty (60) calendar days, exclusive of any
23 review time by the CITY OF LAS VEGAS, from the date of the Notice
24 to Proceed.

25 It is understood and agreed by the parties hereto
26 that in the performance of this Agreement, time is of the essence.

27 B. CONSTRUCTION PHASE. Within three (3) calendar days
28 from delivery of notice from the CITY OF LAS VEGAS to the CON-
29 SULTANT ("Notice to Proceed"), the CONSULTANT shall commence
30 performance of this Agreement and thereafter diligently proceed
31 with the performance thereof until construction of the Project
32 has been completed and accepted by the CITY OF LAS VEGAS. With

1 respect to the performance of the CONSULTANT of the terms,
2 conditions and covenants herein provided it is expressly agreed
3 that time is of the essence.

4 SECTION V: INSURANCE

5 A. CONSULTANT shall provide and maintain during the
6 existence of this Agreement for the protection of the CONSULTANT
7 and the CITY OF LAS VEGAS, the following insurance coverage:

- 8 1. State Industrial Insurance System Insurance
9 covering its full liability under the State
10 Industrial laws of the State of Nevada as
11 required by the State Industrial Insurance
12 Commission, or equivalent coverage approved
13 by the CITY OF LAS VEGAS.
- 14 2. Automobile Liability Insurance, owned or non-
15 owned automobiles, Three Hundred Thousand
16 Dollars (\$300,000) each accident, combined
17 single limit, with the CITY OF LAS VEGAS
18 named as an additional insured party.
- 19 3. Professional Liability Insurance in the
20 amount of Five Hundred Thousand Dollars
21 (\$500,000) insuring against the negligent
22 acts or omissions committed by the performance
23 of this Agreement. Said insurance shall be
24 provided and maintained during the existence
25 of this Agreement, and for two years after
26 the date of acceptance by the CITY OF LAS
27 VEGAS of the constructed Project. A provision
28 shall be included in said coverage which makes
29 the carrier bound by any decision or judgment
30 rendered pursuant to, or in accordance with,
31 the arbitration provisions of Section XVII
32 of the Supplemental Terms, Exhibit "A".

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1 B. Prior commencement of this Agreement and as a
2 condition precedent thereto, the CONSULTANT will obtain the
3 insurance coverage required hereunder and will furnish Certificates
4 of Insurance to the CITY OF LAS VEGAS demonstrating the procure-
5 ment of such insurance.

6 C. The insurance coverage required herein must be
7 written by a company acceptable to the CITY OF LAS VEGAS and which
8 is licensed to do business in the State of Nevada. The Certifi-
9 cates of Insurance sent to the CITY OF LAS VEGAS must contain a
10 clause to the effect that cancellations, reductions or restric-
11 tions shall not become effective until thirty (30) days after
12 written notice to the CITY OF LAS VEGAS. In the event that any
13 of the insurance coverage required hereunder is cancelled, reduced
14 or restricted, the CITY OF LAS VEGAS reserves the right to
15 terminate this Agreement.

16 SECTION VI: DESIGNATION OF
17 PROJECT REPRESENTATIVE

18 The CONSULTANT designates the following individual as
19 the CONSULTANT'S representative and project engineer for this
20 Project:

21 RUSSELL R. SILLITOE, P.E.

22 SECTION VII: NOTICES

23 Any notice required under this Agreement shall be sent
24 to the following addresses:

25 CITY OF LAS VEGAS

CITY OF LAS VEGAS
Director of Engineering Services
400 E. Stewart Avenue
Las Vegas, Nevada 89101

28 CONSULTANT

ALCA ENGINEERING & SURVEYING, INC.
2765 So. Highland Dr., #103
Las Vegas, Nevada 89109

30 SECTION VIII: ENTIRE AGREEMENT

31 The foregoing Sections I through VII, along with
32 Sections I through XII of the Supplemental Terms (Exhibit "A")

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1 and any other attached hereto with respect to the matters covered
2 therein.

3 IN WITNESS WHEREOF, this Agreement is hereby executed
4 as of the date first above set forth.

5 CITY OF LAS VEGAS, NEVADA
6 a Municipal Corporation

7 By William H. Briare
8 WILLIAM H. BRIARE, MAYOR

9 ATTEST:

10 Carol Ann Hawley
11 Carol Ann Hawley, City Clerk

12
13 ALCA ENGINEERING & SURVEYING, INC.

14 By Kirk S. Anderson
15 KIRK S. ANDERSON
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EXHIBIT "A"

SUPPLEMENTAL TERMS

In addition to the foregoing terms, conditions and covenants, the Parties hereto agree to the following supplemental provisions:

SECTION I: COORDINATION

In reviewing any and all plans, specifications, maps or other documents related to the performance of this Agreement, CONSULTANT agrees to complete said review so as to not delay the performance of this Agreement, or any other agreement between the CITY OF LAS VEGAS and third parties. CONSULTANT agrees to notify the CITY OF LAS VEGAS of any and all documents in the possession of the CITY OF LAS VEGAS needed by the CONSULTANT in performing this Agreement.

SECTION II: TERMINATION

The CITY OF LAS VEGAS reserves the right to terminate this Agreement without cause or default on the part of the CONSULTANT immediately upon written notification to the CONSULTANT. Notification of the CONSULTANT is deemed to have occurred on that date that the CITY OF LAS VEGAS deposits the written notification with the United States Postal Service, postage prepaid, and addressed to the party and location contained in the Section entitled "Notices" of the Agreement to which these Supplemental Terms are attached thereto as Exhibit "A".

In the event of termination, without cause or default, the CITY OF LAS VEGAS agrees to pay to the CONSULTANT the reasonable value for all work and services performed to the date of termination.

SECTION III: DEFAULT

- A. The occurrence of any of the following events shall be a default by CONSULTANT hereunder (hereinafter called "Events of Default"):
1. If CONSULTANT shall default in the due observance and performance of any term, condition or covenant contained herein.
 2. If CONSULTANT shall (a) voluntarily terminate operations or consent to the appointment of a receiver, trustee or liquidator of CONSULTANT for all or a substantial portion of its assets, (b) be adjudicated bankrupt or insolvent or file a voluntary petition in bankruptcy, or admit in writing its inability to pay its debts as they become due, (c) make a general assignment for the benefit of creditors, (d) file a petition or answer seeking reorganization or an arrangement with creditors or take advantage of any insolvency law, or (3) if action shall be taken by CONSULTANT for the purpose of effecting any of the foregoing;
 3. If any warrant, execution or other writ shall be issued or levied upon any property or assets of CONSULTANT and shall continue unvacated and in effect for a period of thirty (30) days; or

4. If CONSULTANT should, in the judgment of CITY OF LAS VEGAS, neglect to prosecute the work hereunder properly and with proper dispatch in accordance with the time schedule which may have been agreed upon between the parties hereto:

Then, if any such Event of Default continues for three (3) working days after written notice to the CONSULTANT, CITY OF LAS VEGAS may, without prejudice to any other remedy it may have at law or in equity, (a) terminate this Agreement, suspend payment of all pending invoices otherwise due to CONSULTANT hereunder, finish the work by such means as CITY OF LAS VEGAS may see fit, deducting from any balance due CONSULTANT the cost of finishing the work if the CITY OF LAS VEGAS cannot complete the performance of this Agreement with the remaining funds originally set aside and budgeted for this project and paying the excess, if any, to CONSULTANT and in the event the cost of finishing CONSULTANT's work exceeds the balance due CONSULTANT, such excess shall be paid by CONSULTANT to CITY OF LAS VEGAS within five (5) days of invoicing by CITY OF LAS VEGAS, or (b) terminate this Agreement and all the obligations imposed hereunder, including the obligation of any further payment for the services of the CONSULTANT except for the reasonable value for all work and services performed to the date of termination. The costs and expenses of completing the work of CONSULTANT shall be computed and audited by CITY OF LAS VEGAS' designated representative, whose certification thereof shall be final and binding upon the parties. The audit shall be made in accordance with generally accepted accounting principles and CONSULTANT shall pay all costs of such audit.

- B. In the event CITY OF LAS VEGAS is required to perform or does perform or hires others to perform any work or services because of the default of the CONSULTANT, the cost thereof, plus an additional ten percent (10%) to cover CITY OF LAS VEGAS' overhead expenses, shall be promptly paid by CONSULTANT to CITY OF LAS VEGAS.
- C. It is expressly agreed that CITY OF LAS VEGAS reserves the right to offset any and all claims made by CONSULTANT for payment of its fees hereunder or the reimbursement of additional costs it incurred, with any claims that CITY OF LAS VEGAS might have against CONSULTANT for failure to comply with any of the terms and conditions of this Agreement.

SECTION IV: OWNERSHIP OF DOCUMENTS

All plans, drawings, specifications, calculations, report or other like documents given, prepared or assembled by the CONSULTANT or any subcontractors which are related to the performance of this Agreement are deemed to be the property of the CITY OF LAS VEGAS. In the event of completion or termination of this Agreement, the CITY OF LAS VEGAS reserves the right to require delivery of any and all plans, drawings, specifications, calculations, reports or other like documents not in its possession.

Notwithstanding this provision of this Section the CONSULTANT shall retain copyrights of his designs and these shall not be used for any other project without prior written consent and additional compensation.

SECTION V: INDEMNITY

Notwithstanding any of the insurance requirements hereinabove set forth or limits of liability set forth therein, CONSULTANT shall protect, indemnify and hold harmless the CITY OF LAS VEGAS.

its officers and employees from any and all claims, damages, losses, expenses, suits, actions, decrees, judgments, attorney fees and court costs which the CITY OF LAS VEGAS, its officers or employees may suffer, or which may be sought against, recovered from or obtainable against the CITY OF LAS VEGAS, its officers or employees as a result of, or by reason of, or arising out of the negligent acts or omissions of the CONSULTANT, its subcontractors or agents or anyone directly or indirectly employed by the subcontractor or agent, in fulfillment or performance of the terms, conditions or covenants of this Agreement.

It is expressly agreed that the CONSULTANT shall, at its own cost, defend any and all suits or actions that may be brought against the CITY OF LAS VEGAS, its officers or employees by reason of any negligent act or omission against which the CONSULTANT has agreed to indemnify the CITY OF LAS VEGAS. If the CONSULTANT shall fail to do so, the CITY OF LAS VEGAS shall have the right to defend same and to charge all direct and incidental costs of such defense to the CONSULTANT, including court costs and counsel fees.

SECTION VI: ASSIGNMENT

The CITY OF LAS VEGAS and the CONSULTANT each bind itself and its partners, successors, administrators and assigns to the other party of this Agreement and to the partners, successors, executors, administrators and assigns of such other party in respect to all covenants of this Agreement, except neither the CITY OF LAS VEGAS nor the CONSULTANT shall assign, sublet or transfer its interest in this Agreement without the written consent of the other. Nothing contained herein shall be construed as creating any personal liability on the part of any officer or agent of any public body which may be a party hereto.

SECTION VII: WAIVER

No consent or waiver, express or implied, by either party to this Agreement to or of any breach or default by the other in the performance of any obligations hereunder shall be deemed or construed to be a consent or waiver to or of any other breach or default by such party hereunder. Failure on the part of any party hereto to complain of any act or failure to act of the other party or to declare that other party in default hereunder, irrespective of how long such failure continues, shall not constitute a waiver of the rights of such party hereunder. Inspection by payment by, or tentative approval or acceptance by CITY OF LAS VEGAS or the failure of CITY OF LAS VEGAS to perform any inspection hereunder, shall not constitute a final acceptance of the work or any part thereof and shall not release CONSULTANT of any of its obligations hereunder.

SECTION VIII: DESIGNATION OF REPRESENTATIVE

The Director of Public Services or his authorized representative is hereby designated as the CITY OF LAS VEGAS' representative with respect to the work to be performed under this Agreement. Said representative shall have complete authority to transmit instructions, receive information, interpret and define CITY OF LAS VEGAS' policies and decisions with respect to the services of the CONSULTANT.

SECTION IX: CONSULTANT WARRANTIES

CONSULTANT represents and warrants:

- A. That it is financially solvent, able to pay its debts as they mature, and possessed of sufficient working capital to complete

this Agreement; that it is able to furnish the plant, tools, materials, supplies, equipment and labor, and is experienced in and competent to perform the work contemplated by this Agreement, and that it is qualified to do the work herein and is authorized to do business in the State of Nevada.

- B. That the CONSULTANT holds a license, permit or other special license to perform the services included in this Agreement, as required by law, or employs or works under the general supervision of the holder of such license, permit or special license.

SECTION X: CONSULTANT'S EMPLOYEES

The CONSULTANT shall be responsible for maintaining satisfactory standards of employee competency, conduct and integrity, and shall be responsible for taking such disciplinary action with respect to its employees as may be necessary. In the event the CONSULTANT fails to remove any employee from the contract work whom the CITY OF LAS VEGAS deems incompetent, careless or insubordinate, or whose continued employment on the work is deemed by the CITY OF LAS VEGAS to be contrary to the public interest, the CITY OF LAS VEGAS reserves the right to require such removal as a condition for the continuation of this Agreement.

SECTION XI: INDEPENDENT CONTRACTOR

It is hereby expressly agreed and understood that in the performance of the services provided herein, the CONSULTANT and any other person employed by him hereunder shall be deemed to be an independent contractor and not an agent or employee of the CITY OF LAS VEGAS.

SECTION XII: APPLICABLE LAW

This Agreement shall be construed and interpreted in accordance with the laws of the State of Nevada.

SECTION XIII: COMPLIANCE WITH LAWS

The CONSULTANT shall in the performance of its obligation hereunder comply with all applicable laws, rules and regulations of all governmental authorities having jurisdiction over the performance of this Agreement, including the Federal Occupational Health and Safety Act and all state and federal laws prohibiting and/or related to discrimination by reason of race, sex, age, religion or national origin.

SECTION XIV: SEVERABILITY

In the event that any provision of this Agreement shall be held to be invalid or unenforceable, the remaining provisions of this Agreement shall remain valid and binding on the parties hereto.

SECTION XV: PROHIBITION AGAINST CONTINGENT FEES

The CONSULTANT warrants that no person or entity has been employed or retained to solicit or secure this Agreement upon an agreement or understanding for a commission, percentage, brokerage or contingent fee. For breach or violation of this warranty, the CITY OF LAS VEGAS shall have the right to annul this Agreement without liability or, in its discretion, to deduct from the contract price or consideration, or otherwise recover, the full amount of such commission, percentage, brokerage or contingent fee.

SECTION XVI: PUBLICITY

All publicity concerning the services of the CONSULTANT with respect to the performance of this Agreement shall be approved by the CITY OF LAS VEGAS.

SECTION XVII: ARBITRATION

A. All claims, disputes and other matters in question between the parties to this Agreement arising out of or relating to this Agreement or the breach thereof, may, at the option of the aggrieved party, be decided by arbitration in accordance with the Construction Industry Arbitration Rules of the American Arbitration Association then obtaining unless the parties mutually agree otherwise. No arbitration arising out of or relating to this Agreement shall include, by consolidation, joinder or in any other manner, any additional person not a party to this Agreement except by written consent which contains a specific reference to this Agreement and which is signed by the CITY OF LAS VEGAS. Any consent to arbitration involving an additional person or persons shall not constitute consent to arbitration of any dispute not described therein or with any person not named or described therein. This agreement to arbitrate and any agreement to arbitrate with an additional person or persons duly consented to by the CITY OF LAS VEGAS shall be specifically enforceable under the prevailing arbitration law.

B. It is further expressly agreed and understood between the parties that in the event the CITY OF LAS VEGAS is named as a party to any arbitration action arising out of, or resulting from, the construction of the Project, the CONSULTANT agrees and irrevocably consents, at the option of the CITY OF LAS VEGAS, to be joined as a party in the arbitration proceeding and to be bound by any decision resulting therefrom and further irrevocably consents to the joinder, in any arbitration to which it is a party, of the contractor with respect to the Project.

None of the time provisions imposed under Subsection C and D apply to the joinder rights provided herein in such a way as to preclude the CITY OF LAS VEGAS from joining the CONSULTANT as a party to any arbitration proceeding in which it is named and which arises out of, or results from, the construction of the Project.

C. In order for the CONSULTANT to be able to arbitrate any claim, dispute or other matter in question between the parties, written notice must be given to the CITY OF LAS VEGAS within thirty (30) days after the claim, dispute or other matter arises. In order for the CITY OF LAS VEGAS to be able to arbitrate any claim, dispute or other matter in question between the parties, written notice must be given to the CONSULTANT within sixty (60) days after the claim, dispute or other matter arises. The purpose of such notification is to place the other party on notice so that proper measures can be taken to properly defend against such claim, dispute or other matter, and the failure to give such notice shall preclude the party desiring arbitration from subsequently arbitrating that particular claim, dispute or other matter.

D. The filing of the aforementioned written notice shall preserve that party's right to arbitrate, but shall not obligate the party to proceed with arbitration. In the event that either party desires to proceed with the arbitration of

any claim, dispute, or other matter with respect to which such notice has been given, a written demand for arbitration shall be filed in writing with the other party and with the American Arbitration Association within sixty (60) days after the filing of the Certificate of Substantial Completion with respect to the Project, and the failure to make such demand shall forever bar such claim, dispute or other matter from being arbitrated.

E. In the event of arbitration, it is agreed by the parties hereto that all means of discovery, including but not limited to, depositions and interrogatories will be afforded to the parties involved in the arbitration, and the appointed arbitrator shall have all authority to impose sanctions against either party for failing to comply with the rules for discovery provided under the Nevada Rules of Civil Procedure.

F. The award rendered by the arbitrators shall be final, and judgment may be entered upon it in accordance with applicable law in any court having jurisdiction thereof.

SECTION XVIII: CONFIDENTIALITY

CONSULTANT shall treat all information relating to the Project and all information supplied to the CONSULTANT by the CITY OF LAS VEGAS as confidential and proprietary information of the CITY OF LAS VEGAS and shall not permit its release to other parties or make any public announcement or publicity releases without the CITY OF LAS VEGAS' written authorization. CONSULTANT shall also require subcontractors and vendors to comply with this requirement.

SECTION XIX: SITE INSPECTION

CONSULTANT represents that it has inspected the location or locations of the Project and all data relating thereto, including, but not limited to, soil test reports and data, and location of adjacent structures and utilities, and has satisfied itself as to the condition thereof and that the CONSULTANT compensation as provided for in the Section entitled "Compensation" of the Agreement to which these Supplemental Terms are attached thereto as Exhibit "A", is just and reasonable compensation for performance hereunder, including all foreseen and foreseeable risks, hazards and difficulties in connection therewith.

SECTION XX: SUBCONTRACTS

CONSULTANT agrees to include in all professional engineering subcontracts in connection with performance of the terms and obligations imposed under this Agreement the following:

- A. A provision that CONSULTANT agrees to pay the subcontractor when paid for that portion of the work by the CITY OF LAS VEGAS, that no liability arises on the part of the CONSULTANT to the subcontractor for payment of the subcontracted work until payment has been made by the CITY OF LAS VEGAS, and that if the CITY OF LAS VEGAS has paid the CONSULTANT for said subcontracted work, then the subcontractors only recourse is against the CONSULTANT and not against the CITY OF LAS VEGAS, either through the institution of legal or equitable action or the attachment of any lien;
- B. A provision that the subcontractors have no more rights against the CITY OF LAS VEGAS than that of the CONSULTANT;

- C. A provision that the subcontractor agrees to be bound by all the terms, conditions and obligations of this Agreement unless the CITY OF LAS VEGAS has approved any deviations, changes or modifications in writing; and
- D. A provision that the subcontractor will obtain and maintain professional errors and omissions insurance coverage in connection with the subcontracted work in an amount equal to that required of the CONSULTANT as provided in Section IX of this Agreement.

SECTION XXI: MODIFICATION

All modifications or amendments to this Agreement are null and void unless reduced to writing and signed by the parties hereto.

EMPLOYEE HOURLY WAGE RATESOFFICE

1.	KIRK S. ANDERSON	\$27.77
2.	PHYLLIS C. BORDEN	10.03
3.	MARIANO R. PABLICO	16.70
4.	RUSSELL R. SILLITOE	20.50
5.	HERBERT R. CHAMPION	17.00
6.	ORLANDO FERNANDEZ	10.30
7.	JERRY E. PASCOE	10.50
8.	PHILLIP KLEMPNAUR	15.00
9.	ROBERT A. MCCORMICK JR.	17.00
10.	ROBERT J. HERMAN	15.50
11.	JERRY SLIGAR	24.40
12.	TAMMY L. ROYER	7.04
13.	JAMES W. BORDEN	3.52

FIELD SURVEY - UNION

14.	CERTIFIED CHIEF OF PARTY	18.71
15.	PARTY CHIEF	18.02
16.	SENIOR CHAINMAN	17.34
17.	CHAINMAN	17.00
18.	THREE (3) MAN SURVEY CREW	52.36

DIRECT NONSALARY EXPENSES

Direct Nonsalary Expenses shall include the following:

- a. Living and traveling expenses of principals and employees when away from the home office on business connected with the project.
- b. Identifiable communications expense, such as long-distance telephone, telegraph, cable, express charges, and postage, other than for general correspondence.
- c. Services directly applicable to the work, such as special legal and accounting expenses, special computer rental and programming costs, special consultants, borings, laboratory charges, commercial printing and binding, and similar costs that are not applicable to general overhead.
- d. Identifiable drafting supplies and stenographic supplies and expenses charged to the Client's work, as distinguished from such supplies and expenses applicable to two or more projects.
- e. Identifiable reproduction costs applicable to the work, e.g., blueprinting, photostating, mimeographing, and printing.

AGENDA*City of Las Vegas*

September 5, 1984

Page 28

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

ITEM

Council Action

Department Action

V. GEORGE F. OGILVIE - CITY ATTORNEY

0:50

A. Regional Transportation Commission
Cooperative Agreement No. 123 covers the
reconstruction of Stewart Avenue between
28th Street and Nellis Boulevard.Levy -
APPROVED Items A
and B as recom-
mended.
Unanimous

Staff to proceed

B. Regional Transportation Commission
Supplemental Cooperative Agreement No. 118b
covers the construction of Craig Road
between Decatur Boulevard and Las Vegas
Boulevard North.APPROVED
See Above

See Above

City of Las Vegas

AGENDA DOCUMENTATION

Date: August 31, 1984

TO: The City Council

FROM: *James P. Gilman*
CITY ATTORNEYSUBJECT: Regional Transportation Commission Cooperative Agreement No. 123 --
Stewart Avenue between 28th Street and Nellis BoulevardPURPOSE/BACKGROUND

Regional Transportation Commission Cooperative Agreement No. 123 provides for the design and construction of roadway improvements in Stewart Avenue between 28th Street and Nellis Boulevard. Since this project lies wholly within the corporate boundaries of the City of Las Vegas, it will be administered and paid for exclusively by this City, subject to reimbursement by the Regional Transportation Commission in an amount not to exceed \$2,600,000.

The Agreement also provides that the project must be completed by December 31, 1985.

FISCAL IMPACT

None, other than advancing the costs which will subsequently be reimbursed by the Regional Transportation Commission

RECOMMENDATIONS

It is recommended that Regional Transportation Commission Cooperative Agreement No. 123 be approved and that the Mayor be authorized to execute the same on behalf of the City of Las Vegas.

Agenda Item

V-A

#123

COOPERATIVE AGREEMENT

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

WITNESSETH

WHEREAS, pursuant to Chapter 373 of the Nevada Revised Statutes, a project to design and reconstruct the roadway improvements on Stewart Avenue between 28th Street and Nellis Boulevard, being located wholly within the City of Las Vegas, has been approved by the REGIONAL TRANSPORTATION COMMISSION of Clark County.

NOW THEREFORE, in consideration of the mutual terms, conditions and covenants hereinafter provided, the parties hereto do agree as follows:

SECTION I: AUTHORIZATION AND SCOPE OF THE PROJECT

The REGIONAL TRANSPORTATION COMMISSION of Clark County hereby authorizes the CITY to proceed with the following:

1. The design and construction of Stewart Avenue between 28th Street and Lamb Boulevard. The improvements authorized herein consist essentially of the excavation of existing pavement, the reconstruction of the asphalt concrete paving and portions of the curbs, gutters and sidewalks, reinstallation of existing traffic control devices, and adjustment of street lights.
2. The design and construction of Stewart Avenue between Lamb Boulevard and Nellis Boulevard. The improvements authorized herein consist essentially of excavating and reconstructing only the damaged sections of the base courses, asphalt concrete paving, and the curb, gutters and sidewalks.

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

0135

SECTION II: REIMBURSEMENT OF PROJECT COSTS

1. The REGIONAL TRANSPORTATION COMMISSION hereby agrees to provide the funding for the project costs incurred in connection with the project authorized under Section I. The funding shall be provided on a reimbursement basis, according to Section 6.1, entitled "Reimbursable Costs" of the REGIONAL TRANSPORTATION COMMISSION'S Policies and Procedures Manual subject to the following limit:
2. The total amount to be funded to the CITY for engineering design, construction, field staking, construction inspection, quality control testing and contract administration completed after March 8, 1984, pursuant to the terms of this Agreement shall not exceed \$2,600,000.
3. Special Condition: At the date of execution of this Agreement, the parties hereto recognize that the CITY was involved in litigation concerning the failure of the original construction of Stewart Avenue in order to recover damages suffered in connection therewith. In the event money is received as the result of a favorable judgement being awarded in the litigation, the CITY agrees to reimburse the REGIONAL TRANSPORTATION COMMISSION in proportion to its original participation in funding the costs of engineering and constructing Stewart Avenue, but not to exceed the total amount of funds provided to the CITY by the REGIONAL TRANSPORTATION COMMISSION.

The REGIONAL TRANSPORTATION COMMISSION shall not be responsible for any costs associated with this pending litigation because of this special condition.

SECTION III: TIME OF PERFORMANCE

The items, save and except for the Special Condition in paragraph 3 of Section II, covered herein must be completed to the satisfaction of the REGIONAL TRANSPORTATION COMMISSION of Clark County prior to December 31, 1985. The REGIONAL TRANSPORTATION COMMISSION may, at any time thereafter, grant time extensions, or terminate this Agreement and require all sums advanced to the CITY be repaid.

SECTION IV: GENERAL

0136

1. The title sheet of both the plans and specifications shall show the REGIONAL TRANSPORTATION COMMISSION as the funding agency.
2. The design, construction, and contract administration of the project shall comply with the requirements as set forth in the current Policies and Procedures Manual of the REGIONAL TRANSPORTATION COMMISSION.
3. Preliminary engineering, design, inspection, and contract administration shall be the responsibility of the CITY.
4. The construction of said project shall be by a private contractor except that the construction of thermoplastic pavement markings shall be a reimbursable cost to be completed by the CITY. Contracts for said project shall be awarded by the CITY after duly advertising for bids in accordance with N.R.S. 332, Local Government Purchasing Act.
5. Construction costs shall be paid directly to the contractor based on estimates by the CITY.
6. The CITY shall maintain said project in such a manner to protect the improvements after completion of construction.

APPROVED AS TO LEGALITY:

Melvin R. Whipple
 MELVIN R. WHIPPLE
 Deputy District Attorney

Date of Commission Action:

August 7, 1984

CLARK COUNTY

By: Thalia M. Dondero
 THALIA DONDERO, Chairman

ATTEST:

Loretta Bowman
 LORETTA BOWMAN, County Clerk

Date of Council Action:

August 20, 1984

CITY OF HENDERSON

By: Leroy Zike
 LEROY ZIKE, Mayor

ATTEST:

Dorothy Wendenbrink
 DOROTHY WENDENBRINK, City Clerk, CMC

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

Date of Council Action:

September 5, 1984

ATTEST:

Esther Borden
ESTHER BORDEN, City Clerk

Date of Council Action:

September 5, 1984

ATTEST:

Carol Ann Hawley
CAROL ANN HAWLEY, City Clerk

CITY OF NORTH LAS VEGAS

By: James Seastrand
JAMES SEASTRAND, Mayor

0137

CITY OF LAS VEGAS

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

City of Las Vegas

0138

AGENDA DOCUMENTATION

Date: August 31, 1984

TO: The City Council

FROM: *James F. Quinn*
CITY ATTORNEYSUBJECT: Regional Transportation Commission Cooperative Agreement No. 118b --
Craig Road between Decatur Boulevard and Las Vegas Boulevard NorthPURPOSE/BACKGROUND

In June of 1983, the participating members of the Clark County Regional Transportation Commission approved and executed a cooperative agreement which provides for the preliminary engineering, design, field staking, construction inspection, testing and preparation of right-of-way drawings and descriptions in connection with roadway improvements in Craig Road between Decatur Boulevard and Las Vegas Boulevard North. Since this project lies partially within the corporate boundaries of the City of North Las Vegas and partially within the unincorporated area of Clark County, North Las Vegas and the County agreed that it will be administered and paid for exclusively by that City, subject to reimbursement by the Regional Transportation Commission. The original agreement was subsequently amended in July of 1984.

The Supplemental Cooperative Agreement which is before you divides the project into two phases - Phase I, from Decatur Boulevard to Lamb Boulevard, and Phase II, from Lamb Boulevard to Las Vegas Boulevard, increases the total amount of reimbursement for preliminary engineering, design, field staking, construction inspection and testing from a maximum amount of \$385,000 (7% of the estimated construction cost), for both phases, to a maximum of \$571,300, for Phase I, and a maximum of \$117,200 for Phase II, allocates the \$220,000 which was previously authorized for right of way acquisition for both phases to right of way acquisition for Phase I only, provides for the construction of Phase I at a cost not to exceed \$3,808,700, for a maximum reimbursement of \$4,747,200, requires North Las Vegas and the County to maintain that portion of the project, after completion, which lies within their respective jurisdictions and extends the time for completion of the project from June 30, 1984, to January 1, 1986.

FISCAL IMPACT

None

RECOMMENDATIONS

It is recommended that Regional Transportation Commission Cooperative Agreement No. 118b 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 made and entered into by and between the County of Clark, a political subdivision hereinafter called "THE COUNTY," and the City of North Las Vegas, a municipal corporation hereinafter called "THE CITY," the City of Las Vegas, a municipal corporation, and the City of Henderson, a municipal corporation; and

WHEREAS, pursuant to Chapter 373 of the Nevada Revised Statutes, a project thereunder to construct Craig Road between Decatur Boulevard and Las Vegas Boulevard North located partially within the COUNTY, and partially within the CITY, has been approved by the Regional Transportation Commission; and

WHEREAS, pursuant thereto, a Cooperative Agreement was entered into during May, 1983 and a Supplemental Cooperative Agreement was entered into during July, 1984 between the County of Clark, the City of North Las Vegas, the City of Las Vegas, and the City of Henderson; and

WHEREAS, it is now desired to provide immediate funding for those sections of the project designated as "CRAIG ROAD, PHASE I". Funding is now required to negotiate and purchase right-of-way, fund project construction, relocate and/or adjust utilities, as needed, and to fund contract supervision.

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, the Regional Transportation Commission of Clark County authorizes the CITY to proceed with this project as it is mutually understood and agreed that the Cooperative Agreements for Craig Road be modified as follows:

SECTION 1 - SCOPE OF PROJECT

A. The following sections are to be designated as CRAIG ROAD, PHASE I:

1. That section of the project between Lamb Boulevard and I-15 situate wholly within the CITY; said improvements shall consist essentially of excavation, base courses, asphaltic concrete paving to provide four travel lanes, raised median islands, drainage structures to protect the construction, adjustment and relocation of utilities, removal and

replacement of existing curbs, gutters, sidewalks, and street lighting where necessary, and including the reconstruction of existing travel and parking lanes. The street light bases and conduit will be installed at the Regional Transportation Commission expense, the balance of street light adjustments will be repaid by the CITY.

2. That section of the project between I-15 and Losee Road situate wholly within the CITY; said improvements shall consist essentially of excavation, base courses, asphaltic concrete paving to provide four travel lanes, utility adjustments and relocations, drainage structures to protect the construction, and raised median islands.

3. That section of the project between Losee Road and Decatur Boulevard, situate wholly within the CITY; said improvements shall consist essentially of excavation, base courses, asphaltic concrete paving to provide two travel lanes, utility adjustments and relocations, and drainage structures to protect the construction. Drainage structures shall be constructed to the full width of the right-of-way.

B. That section of the project designated as CRAIG ROAD, PHASE II extends between Las Vegas Boulevard North and Lamb Boulevard situate wholly within the COUNTY; said improvements shall consist essentially of excavation, bases courses, asphaltic concrete paving to provide six travel lanes, traffic control devices, utility adjustments and relocations, drainage structures to protect the construction, raised median islands, and removal and replacement of curbs, gutters and sidewalks where necessary.

SECTION II - PROJECT COSTS

The Regional Transportation Commission of Clark County agrees to provide funding for the project costs according to Section 6.1 REIMBURSABLE COSTS of the Policies and Procedures Manual of the Regional Transportation Commission within the limits specified below:

1. The costs for preliminary engineering, design, field staking, construction inspection, and testing for CRAIG ROAD, PHASE I completed after the date of the original agreement shall not exceed 15% of the construction cost or

✓ \$571,300, whichever is less. A maximum of \$267,000, which is 7% of the estimated construction cost, may be reimbursed for preliminary engineering and design prior to the beginning of construction.

✓ The costs for preliminary engineering, design, field staking, construction inspection, and testing for CRAIG ROAD, PHASE II completed after the date of the original agreement shall not exceed 15% of the construction cost. A maximum of \$117,200, which is 7% of the estimated construction cost, may be reimbursed for preliminary engineering and design under the terms of this agreement. However, the aggregate engineering costs for CRAIG ROAD, PHASE I and PHASE II shall not exceed 15% of the aggregate construction costs funded by the Regional Transportation Commission for CRAIG ROAD, PHASE I and PHASE II.

Excess engineering costs for CRAIG ROAD, PHASE I can be applied to preliminary engineering, design, field staking, construction inspection, and testing for CRAIG ROAD, PHASE II.

2. The cost for preparation of right-of-way drawings, descriptions, appraisals, and expenses related to acquisition of right-of-way completed after the date of the original agreement shall not exceed \$30,000.
- ✓ 3. For CRAIG ROAD, PHASE I only: Acquisition of right-of-way within the CITY necessary for the project at the appraised value and not to exceed \$220,000 unless condemnation is necessary in which case reimbursement will be made in the amount of the award.
4. Relocation and/or adjustment of CITY owned water and sewer facilities to the extent that such is necessitated by project construction. No reimbursement will be made for any betterment to the water or sewer facilities, that is, additional fire hydrants, valves, manholes, laterals or main line extensions unless necessitated by the relocation or adjustment. Cost to relocate and/or adjust all other utilities will not be reimbursed unless the utility maintains a prior legal right. The actual cost for relocating utility poles will be reimbursed only when an easement exists for such utility poles.

5. Cost of construction for CRAIG ROAD, PHASE I only not to exceed \$3,808,700 including change orders and force accounts. Residual funds not used in other portions of the Agreement may be used for construction, as approved by the Regional Transportation Commission.
6. All expenditures prior to January 1, 1983 for drainage studies, design, and right-of-way acquisition on Craig Road west of Las Vegas Boulevard North shall apply to Cooperative Agreement No. 31, and shall not therefore be applied to the cost limitations stated herein.
7. The obligation of developers, individuals and others to dedicate needed right-of-way for and to construct road improvements, or parts thereof, to be improved as contemplated herein, as a condition for the approval of their developments shall remain in full force and effect and shall be enforced by the CITY. Likewise private funds deposited with the CITY by developers, individuals, or others, as an alternative to being required to construct any road improvements which are proposed to be installed hereunder will be used to supplement the proceeds of the Regional Transportation Commission funding in the construction of the project contemplated herein.
8. The total amount to be funded and reimbursed pursuant to this Agreement shall not exceed \$4,747,200 which includes all of the above items.

A written request must be made to the Regional Transportation Commission of Clark County and a Supplemental Cooperative Agreement approved to increase any of the amounts noted above prior to payment of any additional funds.

A written request must be made to the Regional Transportation Commission of Clark County and a Supplemental Cooperative Agreement approved for the construction and construction engineering of CRAIG ROAD PHASE II.

SECTION III - GENERAL

1. The title sheet of both the plans and specifications shall show the Regional Transportation Commission of Clark County as the funding agency.

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

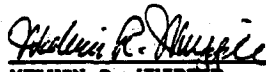
0143

2. The design, construction, and contract administration of the project shall comply with the requirements as set forth in the current Policies and Procedures of the Regional Transportation Commission of Clark County.
3. Preliminary engineering, design, and contract administration shall be performed by the CITY, or by a consultant employed by the CITY.
4. The construction of said project shall be made by private contractor. Contracts for said project shall be let by the CITY after duly advertising for bids in accordance with NRS 332, Local Government Purchasing Act.

Construction costs shall be paid directly to the contractor based on estimates prepared by the CITY.

5. The CITY and the COUNTY shall maintain said project within their respective jurisdictions in such a manner to protect the improvements after completion of construction.
6. The items covered must be completed to the satisfaction of the Regional Transportation Commission of Clark County prior to January 1, 1986. The Regional Transportation Commission may, at any time thereafter, grant time extensions, or terminate this agreement and require all sums advanced to the CITY be repaid.

APPROVED AS TO LEGALITY AND FORM:

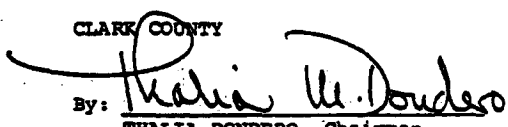

MELVIN R. WHIPPLE
Deputy District Attorney

Date of Commission Action:

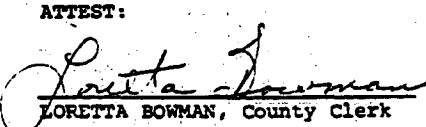
August 21, 1984

CLARK COUNTY

By:


THALIA DONDERO, Chairman

ATTEST:


LORETTA BOWMAN, County Clerk

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

Date of Council Action:

August 21, 1984

ATTEST:

Dorothy A. Vondenbrink
DOROTHY VONDENBRINK, City Clerk

CITY OF HENDERSON

0144

By: Le Roy Zike
LEROY ZIKE, Mayor

Date of Council Action:

September 5, 1984

ATTEST:

Esther J. Borden
ESTHER BORDEN, City Clerk

CITY OF NORTH LAS VEGAS

By: James K. Seastrand
JAMES SEASTRAND, Mayor

Date of Commission Action:

September 5, 1984

ATTEST:

Carol Ann Hawley
CAROL ANN HAWLEY, City Clerk

CITY OF LAS VEGAS

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

AGENDA*City of Las Vegas*

September 5, 1984

Page 29

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Council Action

Department Action

VI. REPORTS FROM RECOMMENDING COMMITTEES

0:50

- A. BILL NO. 84-44 - PROVIDES DEFINITION OF
"SADOMASOCHISTIC ABUSE."
Committee: Councilmen Lurie and Levy

First Publication: SUN - 8/15/84

Committee Recommendation:Adoption at the City Council meeting
of 9/5/84.Lurie -
Second Reading and
Bill ADOPTED.
UnanimousClerk to proceed
with second
publication.

- B. BILL NO. 84-45 - ANNEXATION NO. A-10-84(A),
PROPERTY LOCATED ON THE SOUTHEAST CORNER
OF CHARLESTON BOULEVARD AND REDWOOD STREET;
PETITIONED BY: K. L. KELTNER, ET AL;
ACREAGE: APPROXIMATELY 5 ACRES; ZONED: R-E
(COUNTY CLASSIFICATION) N-U (CITY EQUIVALENT)
Committee: Councilmen Lurie and Levy

First Publication: SUN - 8/15/84

Committee Recommendation:Adoption at the City Council meeting
of 9/5/84.Lurie -
Second Reading and
Bill ADOPTED.
UnanimousClerk to proceed
with second
publication.

APPROVED AGENDA ITEM

mp Cole

City of Las Vegas

0146

AGENDA DOCUMENTATION

Date: July 23, 1984TO:
The City CouncilFROM: *Sam A. Quinn*
CITY ATTORNEY

SUBJECT: Bill No. 84-44 -- Provides Definition of "Sadomasochistic Abuse"

PURPOSE/BACKGROUND

Section 10.34.030 of the Las Vegas Municipal Code provides that it is unlawful to conduct a business for sadomasochistic abuse as "herein defined". However, nowhere in Chapter 34 of the Code is "sadomasochistic abuse" defined, and the purpose of Bill No. 84-44 is to correct this omission.

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.

Agenda Item

VI - A

City of Las Vegas
CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

AGENDA DOCUMENTATION

Date: July 20, 1984

0147

TO:
The City Council

FROM:
Val Steed
Deputy City Attorney

SUBJECT: Bill No. 84-45
Annexation No. A-10-84(A)

PURPOSE/BACKGROUND

The proposed ordinance annexes certain real property located on the southeast corner of Charleston Boulevard and Redwood Street. The annexation process has now been completed in accordance with the NRS and the final date of annexation (September 14, 1984) is set by this ordinance.

The following is pertinent information:

Annexation No.:	A-10-84(A)
Property Located:	On the southeast corner of Charleston Boulevard and Redwood Street
Petitioned By:	K.L. Keltner, et al. 3000 West Charleston Boulevard Las Vegas, Nevada 89102
Acreage:	Approximately 5 acres
Zoned:	R-E (County classification) N-U (City equivalent)

FISCAL IMPACT

RECOMMENDATIONS

This Bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

Agenda Item

VI - B

INTER-OFFICE MEMORANDUM

0148

August 14, 1984

TO:	FROM:
FILE	CH CAROL ANN HAWLEY CITY CLERK
SUBJECT:	COPIES TO:
RECOMMENDING COMMITTEE MEETING AUGUST 13, 1984	8/15/84 and 9/5/84 City Council Books City Attorney Business Activity Director Community Planning and Development Director Public Services Director Building and Safety Director Metro Fire Services

MEETING HELD:

Monday, August 13, 1984, at 4:00 P.M. in the City Manager's Conference Room, 10th Floor, City Hall, 400 East Stewart Avenue, Las Vegas, Nevada. Meeting adjourned at 4:30 P.M.

PRESENT:

Councilman Ron Lurie
Councilman Al Levy
City Manager Ashley Hall
Deputy City Manager Mike Cool
Deputy City Manager Don Saylor
City Attorney George Ogilvie
City Clerk Carol Ann Hawley
Deputy City Clerk Linda Owens
Business Activity Director Jerry Cahill
Privilege License Chief Marge Hether
Fire Chief Clell West
Al Knudson, Fire Department
Robert Genzer, Community Planning and Development
Larry Childress, Smith's Food King
Bill McGarry, Urban League of Southern Nevada
Ralph Rainey, Sporting House Bar
Keith McClellan, Kayo Oil Company
Jack Doyle, Las Vegas Food & Beverage Association
Larrie Schmidt, Las Vegas Food & Beverage Association
Scott De Arman, Vietnam Veterans of America, Chapter 17
Randy Day, Vietnam Veterans of America, Chapter 17

A. BILL NO. 84-44 - PROVIDES DEFINITION OF "SADOMASOCHISTIC ABUSE."

Committee: Councilmen Lurie and Levy

Las Vegas Metropolitan Police Department representatives appeared in favor of this Bill. Committee recommended adoption at the September 5, 1984 Council Meeting.

RECOMMENDING COMMITTEE MEETING
AUGUST 14, 1984
PAGE 2

- B. BILL NO. 84-45 - ANNEXATION NO. A-10-84(A), PROPERTY LOCATED ON THE SOUTHWEST CORNER OF CHARLESTON BOULEVARD AND REDWOOD STREET; PETITIONED BY: K. L. KELTNER, ET AL; ACREAGE: APPROXIMATELY 5 ACRES; ZONED: R-E (COUNTY CLASSIFICATION) N-U (CITY EQUIVALENT).

Committee: Councilmen Lurie and Levy

No one appeared in opposition to this Bill. Committee recommended adoption at the September 5, 1984 Council Meeting.

- C. REAL ESTATE COMMITTEE - DISCUSSION ON THE LEASE AND/OR SALE OF THE OLD FIRE STATION #3.

Committee: Councilmen Levy and Lurie

Councilman Levy announced that various organizations were interested in this facility, and that in a discussion with Councilman Lurie, they had decided they would like to meet over the next week or two with the different organizations and then arrive at a recommendation. Councilman Levy instructed Deputy City Manager Don Saylor to notify all parties concerned and make arrangements for them to have appointments with Councilman Levy and Lurie. Interested organizations are the Urban League, Vietnam Veterans Association, Indian Center and Dalton Properties. The Committee indicated they were more in favor of leasing the facility rather than selling same.

- D. LIQUOR COMMITTEE - POLICY RE: LICENSING OF LIQUOR ESTABLISHMENTS IN AREAS ANNEXED TO CITY.

Committee: Councilmen Levy and Lurie

Councilman Levy recommended adoption of the policy as amended for licensing of liquor establishments in areas annexed into the city. Councilman Lurie did not make a recommendation at this meeting (see verbatim transcript).

AFFIDAVIT OF POSTING

0150

(Posting required under the provisions of NRS CHAPTER 241)

STATE OF NEVADA)

COUNTY OF CLARK) ss

Joanne Deser, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the 7th day of August, 1984, at the hour of 9:45 am there were posted copies of a NOTICE, the attached of which is a true and correct copy, of a NOTICE of a INFORMATION MEETING before various RECOMMENDING COMMITTEES relative to proposed ordinances to be held on the 13th day of August, 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 Chamber)

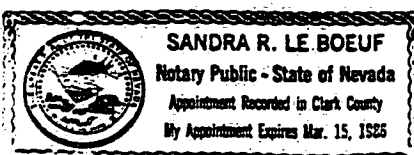
Joanne Deser
SIGNATURE

City Clerk
DEPARTMENT

Subscribed and sworn to before me this

7th day of August, 1984

Sandra R. LeBoeuf
NOTARY PUBLIC in and for said County
and State. My Commission expires: 3-15-86



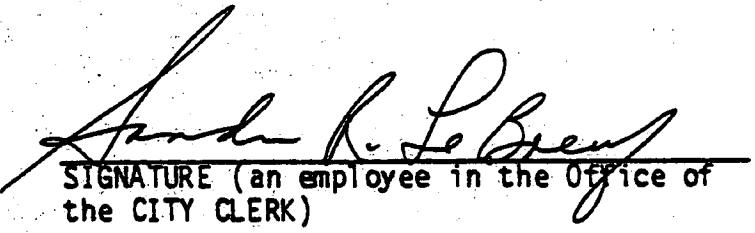
AFFIDAVIT OF MAILING

0151

(Mailing required under the provisions of NRS CHAPTER 241)

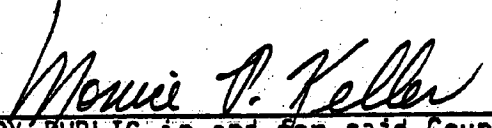
STATE OF NEVADA)
)
COUNTY OF CLARK) ss

Sandra R. LeBoeuf, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the 6th day of August, 1984, a copy of a NOTICE OF INFORMATION MEETING before various RECOMMENDING COMMITTEES relative to proposed ordinances, to be held at the hour of 4:00 P.M., on Monday August 13, 1984, 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).

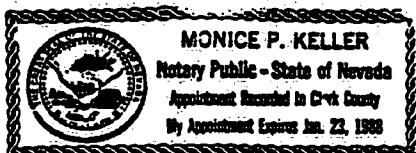

SIGNATURE (an employee in the Office of
the CITY CLERK)

Subscribed and sworn to before me this

6th day of August 1984


NOTARY PUBLIC in and for said County
and State.

My Commission expires: 1/23/88



N O T I C E

0152

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, August 13, 1984, in the City Manager's Conference Room, 10th Floor, City Hall, 400 East Stewart Avenue, Las Vegas, Nevada.

- A. BILL NO. 84-44 - PROVIDES DEFINITION OF "SADOMASOCHISTIC ABUSE".
Committee: Councilmen Lurie and Levy
- B. BILL NO. 84-45 - ANNEXATION NO. A-10-84(A), PROPERTY LOCATED ON THE SOUTHEAST CORNER OF CHARLESTON BOULEVARD AND REDWOOD STREET; PETITIONED BY: K. L. KELTNER, ET AL; ACREAGE: APPROXIMATELY 5 ACRES; ZONED: R-E (COUNTY CLASSIFICATION) N-U (CITY EQUIVALENT).
Committee: Councilmen Lurie and Levy

REAL ESTATE COMMITTEE

- C. DISCUSSION ON THE LEASE AND/OR SALE OF THE OLD FIRE STATION #3.
Committee: Councilmen Levy and Lurie

LIQUOR COMMITTEE

- D. POLICY RE: LICENSING OF LIQUOR ESTABLISHMENTS IN AREAS ANNEXED TO CITY
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.

September 5, 1984

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

AGENDA

City of Las Vegas

ITEM	Council Action	Department Action
VIII. NEW BILLS TO BE REFERRED TO A STUDY COMMITTEE OR RECOMMENDING COMMITTEE		
A. Bill No. Z-84-2 -- Amends the Land Use Plan Map of the City of Las Vegas by changing various zone designations Sponsored by: Councilman Ron Lurie	First Reading and referred - Lurie and Levy	9/17/84 Recommending Committee meeting.
B. Bill No. 84-46 -- Requires producers or promoters of special events to obtain a business license and to furnish evidence of a bond covering all prizes at least a month before the scheduled event. Sponsored by: Councilman Ron Lurie	First Reading and referred - Lurie and Levy	9/17/84 Recommending Committee meeting.
C. Bill No. 84-47 -- Requires applicants seeking permits for parades, processions or motion picture filming to produce proof of insurance and to reimburse the City and the Las Vegas Metropolitan Police Department for additional costs incurred as a result of the applicant's activity. Sponsored by: Councilman Ron Lurie	First Reading and referred - Lurie and Levy	9/17/84 Recommending Committee meeting.

MORNING SESSION RECESSED AT 10:52 A.M.

AGENDA*City of Las Vegas*

September 5, 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

- 2:08
to
2:25
- A. PUBLIC HEARING - Discussion and possible action on the reprogramming of \$250,000.00 of Tenth Year Community Development Block funds.

Public Hearing Held 9/19/84 Agenda

Nolen -
ABEYANCE until
9/19/84 Meeting in
order to review
requests.
Unanimous

APPEARANCES:

Richard Blue, Executive Assistant to
the City Manager
Gwen Brown Coleman, Executive Director,
Nevada Black Chamber of Commerce
Irma Garcia, SER
Dr. Avia Omega, Nevada Association of
Latin Americans
Richard Arnold, Las Vegas Indian
Center
Sylvia Staples, EOB
Clayton Bywater, Sara Allen Credit
Union
Tom Rodriguez, NALA
Vince Triggs, Nevada Association for
the Handicapped
Robert Rivas, Executive Director,
CET

NOTE: VERBATIM TRANSCRIPT MADE
PART OF FINAL MINUTES

THERE WAS A FIVE MINUTE RECESS
AFTER THIS ITEM.

APPROVED AGENDA ITEM

MP Carr

PUBLIC NOTICE

The City of Las Vegas will conduct a Public Hearing for discussion and possible action on the reprogramming of \$250,000.00 of Tenth Year Community Development Block Grant funds to be held on:

WEDNESDAY, SEPTEMBER 5, 1984

AT 2:00 P.M.

in the

COUNCIL CHAMBERS

OF

CITY HALL

400 EAST STEWART AVENUE

LAS VEGAS, NEVADA 89101

Interested parties are urged to attend and public comments are invited.

For further information, contact:

JACK THOMASON, DIRECTOR
DEPARTMENT OF ECONOMIC & URBAN DEVELOPMENT
CITY OF LAS VEGAS
400 E. STEWART AVENUE
LAS VEGAS, NEVADA 89101
(702) 386-6551

TRANSCRIPT - LAS VEGAS CITY COUNCIL - SEPTEMBER 5, 1984

IX-A - PUBLIC HEARING - TENTH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT

Page 1

MAYOR BRIARE:

The first public hearing this afternoon is for discussion and possible action on the reprogramming of \$250,000 of Tenth Year Community Development Block Grant funds. Before we begin, I would like to ask for a statement of the purpose of this public hearing because it is kind of at the tail end of some public hearings we've been holding over the past several months. So, Mr. Blue, would you please give us an explanation.

RICHARD BLUE:

Your Honor, and members of the Council, this public hearing is to provide the public with an opportunity to comment on the possible uses of the \$250,000 in reprogrammed Community Development Block Grant funds.

MAYOR BRIARE:

Ladies and Gentlemen, most of you who are here for this public hearing will recall the meetings that I referred to where we had several public hearings before a Community Development Block Grant Program Committee. We've had hearings before this Council, and then this Council finally, after all of the hearings that are required, allocated this year's monies for public grant funds. You're going to have another opportunity to give us a comment or two as a result of \$250,000 being brought back into the Community Development Block Grant Program for redistribution. I use this preface to urge you not to come forward and restate the whole case that we've already heard before. In fact, we just won't allow it. But what I would like to have you do, if you'd be so kind, is to come forward and give us your name and make what comments you wish with regard to your organization that is requesting funds, the amount that you're requesting, the purpose of the use of these funds. That's all we need to have and it's all that we're here this afternoon to discuss. I have no list of those of you who are in the audience today to be heard, so it's just going to be kind of a first come, first serve, and please be considerate of the other people that are behind you that are going to have to be having the same courtesy that we expect to give to you. Who wishes to be first? (No immediate response.) Well, maybe there's no one here who wanted to speak. Yes, ma'am.

GWEN BROWN COLEMAN:
NEVADA BLACK CHAMBER
OF COMMERCE

Good afternoon, Your Honor, City Councilmen, City Manager and Assistant City Manager. My name is Gwen Brown Coleman and I am currently the Executive Director for the Nevada Black Chamber of Commerce, and at this particular point in time, we would like to beg your indulgence in reference to a grant amount of approximately \$30,000 to be used as matching funds for a proposal for continued overall economic development planning within those special impact areas of West Las Vegas area of the City of Las Vegas. The total amount of that grant is

TRANSCRIPT - LAS VEGAS CITY COUNCIL - SEPTEMBER 5, 1984

IX-A - PUBLIC HEARING - TENTH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT

Page 2

GWEN BROWN COLEMAN:
NEVADA BLACK CHAMBER
OF COMMERCE

approximately \$93,000, and we beg your indulgence for \$30,000 for a 25% match.

MAYOR BRIARE:

Thank you, Mrs. Coleman.

GWEN BROWN COLEMAN:

Thank you.

ERMA GARCIA:
SER JOBS FOR PROGRESS

Good afternoon, Mr. Chairman and members of the City Council. My name is Erma Garcia and I'm Executive Director of SER Jobs for Progress. We also would like to ask you to be considered for the amount of \$147,000 to fund the diesel automotive training program. We submitted a proposal initially; however, it was only voted two to three, and at this time we'd also like to ask you to be reconsidered at this particular time. Thank you.

MAYOR BRIARE:

Thank you. Next, please. As a matter of fact, the person that wants to speak next can kind of follow up here. As soon as one gentleman steps down, we'll have the next.

DR. AVIA OMEGA
NEVADA ASSN. OF
LATIN AMERICANS

Your Honor, Councilmen, my name is Dr. Avia Omega. I'm the new Executive Director of Nevada Association of Latin Americans. We have asked for \$29,000 from this reallocation funds to support our positions for jobs which we had and which we are going to continue with your support.

MAYOR BRIARE:

Thank you, Mr. Omega. Yes, sir.

RICHARD ARNOLD:
LAS VEGAS INDIAN
CENTER

Thank you, Mr. Mayor, Council Members. My name is Richard Arnold and I'm the Executive Director for the Las Vegas Indian Center. We submitted an original request for a social economic and reinforcement project within the City of Las Vegas. The original amount was for \$55,411. We were recommended for funding for \$33,577, making a difference of \$21,834. With the amount of monies that we've received to date, we've been able to have an increase in our GED Program for American Indians of a 75% increase. Our placement rate with employers as well as employers just contacting us for that matter has doubled with and through the receipt of CDBG monies. I think that with this program it's going to allow us, if we are allowed to get the additional \$21,800 -- that will allow us to proceed at a much greater rate, I think, and with this grant, I think it has also added a lot of credibility to our organization by getting in contact with the media and also just by getting the word out about the Indian Center. I think when we first came up here, a lot of

TRANSCRIPT - LAS VEGAS CITY COUNCIL - SEPTEMBER 5, 1984

IX-A - PUBLIC HEARING - TENTH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT

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RICHARD ARNOLD:
LAS VEGAS
INDIAN CENTER

you were unfamiliar with the Las Vegas Indian Center and because of this program, we were able to hire a lot -- not a lot, but some qualified staff that were able to get the word out about our organization, and now I think we are becoming a much more credible organization because of CDBG.

MAYOR BRIARE:

Thank you, Mr. Arnold. Only just one question. Is there any other public entity at the present time locally contributing to the support of your projects?

RICHARD ARNOLD:

Locally, no.

MAYOR BRIARE:

So the City of Las Vegas so far has been the only one?

RICHARD ARNOLD:

Correct. We're federally funded, yes.

MAYOR BRIARE:

Did you have a question?

COUNCILMAN LEVY:

Yes. Are you doing anything to raise money in your own behalf?

RICHARD ARNOLD:

Yes, we participate in local fund-raising events. We participate in the Jaycee Fair, Hellsdorado and things of that nature. We sell fry bread. We've been also contacting some of the local hotels trying to get some private donations and contributions through them.

COUNCILMAN LEVY:

What percentage of your budget is in that regard?

RICHARD ARNOLD:

Actually a very minute portion because the majority of our funding comes from the Department of Labor, Department of Education and the CDBG grant.

COUNCILMAN LEVY:

Sir, I'd think that if we ever dried up with these federal funds that you'd have to dry up and go away, and I think that you need to work towards getting a little more self sufficient.

RICHARD ARNOLD:

I think with the Department of Labor, we're now under the section that we're funded under, Title Four of Section 401, that we're able to now have a four-year designation process which has just started by federal law. So now, we are funded for a minimum of four years under the Department of Labor. The Department of Education, the monies that we're funded under at the present time, it was under discretionary monies that they do have available and we are --

COUNCILMAN LEVY:

Well, I'm talking about these funds here that you're asking for today, you know. I can't promise you next year.

TRANSCRIPT - LAS VEGAS CITY COUNCIL - SEPTEMBER 5, 1984

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RICHARD ARNOLD: Sure. I think that's understood.

MAYOR BRIARE: Thank you, Mr. Arnold.

RICHARD ARNOLD: Thank you.

SYLVIA STAPLES:
ECONOMIC OPPORTUNITY
BOARD I'm Sylvia Staples with the Economic Opportunity Board. You have awarded us already \$165,000 a Senior Day Care Building and EOB plans to expand its Senior Day Care Program from 20 clients to 60 clients. We hope to have it completed next spring. We also asked you and would like reconsideration for an additional \$50,000 that would provide us the funding to furnish the building, to put in the carpeting and draperies for that building.

MAYOR BRIARE: Thank you, Sylvia.

COUNCILMAN LEVY: I'd like to ask what the Mayor asked. How much are you getting from the other agencies -- the other governmental entities in town?

SYLVIA STAPLES: We're getting \$75,000 from the County.

COUNCILMAN LEVY: And how much from us?

SYLVIA STAPLES: A Hundred and Sixty-Five Thousand Dollars.

COUNCILMAN LEVY: And you want us to give you some more?

SYLVIA STAPLES: Yes. Okay, I might add that in our transportation program that our funding, most of our funding comes from the County, so it kind of balances.

MAYOR BRIARE: Thanks, Sylvia. Yes, sir.

COUNCILMAN LEVY: Ma'am, I thought that the City participates in that through our Regional Transportation, and that's City dollars too that you're getting from the County.

SYLVIA STAPLES: Okay. In transportation, I don't believe we get any operating funds from the City.

COUNCILMAN LEVY: See, I'm going to do a Paul Christensen and tell you that those who live in the City also live in the County. Those who live in the County don't necessarily live in the City. So the money that the County has given you is the money from us also.

SYLVIA STAPLES: Okay.

MAYOR BRIARE: Good afternoon, sir.

CLAYTON BYWATER: Good afternoon. I'm Clayton Bywater. I'm on the Board of the Sara Allen Credit Union, which is a federal

TRANSCRIPT - LAS VEGAS CITY COUNCIL - SEPTEMBER 5, 1984

IX-A - PUBLIC HEARING - TENTH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT

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CLAYTON BYWATER:
SARA ALLEN CREDIT UNION

credit union designed specifically to assist the needs of the development of the community that it's located at, which is the west side community. I would like to continue our progress in becoming an independent financial institution, and our request is for operating expenses of \$153,466; property development loans of \$50,000; business loans of \$56,534. That comes to a total of \$260,000.

MAYOR BRIARE:

In other words, you want the whole pie, Mr. Bywater, plus another Ten. Thank you, sir.

CLAYTON BYWATER:

Those figures came from the original proposal.

MAYOR BRIARE:

Thank you, Mr. Bywater. Next, please. Yes, sir. Your name and organization.

TOM RODRIQUEZ:
NALA

My name is Tom Rodriquez and I'm here in support of the Nevada Association of Latin Americans of which I'm on the Board of Directors. We have a request in for \$25,000. Our basic reason for making that request is NALA is the oldest Hispanic organization in the County and the City and very frankly, due to the funding problems we've had, it is on the verge of possibly ceasing operation. We have received funding that's been a question from other organizations. In this case, United Way -- some State grants. We're at the point now where very possibly we're going to have to lay off some staff, and I think my concern as a board member and a member of this community is that I think that would be a very serious problem for the City of Las Vegas itself. I think it would lose some of its viability. We only have two Hispanic organizations, that's SER and NALA, and I think to lose the oldest one that provides services in the areas of child care and day care sitting and services the elderly, I think would be a real disservice to the people of this community and I think would leave a big void there that would not be addressed to Hispanic people. So I certainly would support the \$25,000. I don't think it's a lot of money and certainly, we can make good use of it. I also would support the funding for the SER Program, and I'll answer any questions if you have any.

MAYOR BRIARE:

Are there any questions? (No response) Thank you very much, Mr. Rodriquez. Next, please. Is there anyone else? Yes, sir.

VINCE TRIGGS:
NEVADA ASSN. FOR THE
HANDICAPPED

I'm Vince Triggs, Nevada Association for the Handicapped. We did not submit a tenth year proposal; however, at this time I would like for you to consider our current request for \$50,000 to build an addition to our regional handicapped center which was recently opened at 6200 West Oakey. We received \$125,000 in County CDBG monies and

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IX-A - PUBLIC HEARING - TENTH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT

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VINCE TRIGGS:

\$50,000 in City CDBG monies and \$25,000 in City Revenue Sharing money to build this project. What we're currently faced with is still the problem of not enough room to adequately service the number of people that we're serving. We feel that the addition of 1250 sq. ft. to the building that would serve as an intake and assessment center would allow us to serve an additional hundred disabled persons annually and lead to a meaningful employment for those persons utilizing the expanded Guide to Employment Program that is currently underway at 2401 West Bonanza.

MAYOR BRIARE:

Mr. Triggs, are there any organizations in town that duplicate in some way some of the efforts that you put forth?

VINCE TRIGGS:

Our agency is the only agency that serves all disabled persons regardless of type or degree of disability or their age.

MAYOR BRIARE:

Thank you. Good afternoon, sir.

ROBERT RIVAS:
CET

Good afternoon. My name is Robert Rivas, Executive Director for the Center for Employment Training. CET has been providing services to the Las Vegas residents since 1975. Under the authority of the governing board of directors that administers the activities of a skill training center located just down the street, 807 North Main Street, formerly the old Clark County Community College building, or more affectionately known as the old R-J building. CET has a total available foot space in that building of 10,000 sq. ft. and a potential to offer six classroom skill training programs. Currently, we offer three totally funded under the Community Block Grant Program administered by the City of Las Vegas. Last year was our first CDBG Program. We're currently in our second program year. You have awarded us a total of \$100,000. On February 23, a proposal was submitted to reduce in effect the stifling effect of structural unemployment among the unemployed and the unskilled who are of the low to moderate income in our community. The total request at that time was \$254,826 to conduct classroom skill training in six areas -- bookkeeping, clerical office skills, word processing, electronic training, computer training, shipping and receiving and retail cashiering. That total requested, you, through the advice of the Citizens Advisory Review Board recommended and approved as mentioned \$100,000 or 39% of that request. On behalf of CET, I have come today to recommend action that would be appropriate to the redistribution of available Community Development Block Grant dollars.. In consideration of reprogramming of

TRANSCRIPT - LAS VEGAS CITY COUNCIL - SEPTEMBER 5, 1984

IX-A - PUBLIC HEARING - TENTH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT

Page 7

ROBERT RIVAS:

CDBG dollars, it should be taken into consideration that the utilization within currently available dollars be awarded toward projects already funded and that have a demonstrated performance track record. This would minimize startup costs and loss of time due to that particular startup and in turn maximize performance and use of public dollars. If this concept is accepted, CET is requesting today that reprogrammable dollars be invested in the development of people through skills acquisition and an investment in humanity providing skills to the unemployed and needy of Las Vegas. Our fiscal request is in the amount of \$143,343 for the period October 1, '84 through June 30, 1985, which is a retroactive proration of what we had initially submitted to you and this would in fact put our level of funding to reactivate to CET its full capacity of its six-skill training center previously mentioned in our prior proposal. That, of course, would be available to Las Vegas residents, moderate to low income. The problems that have brought us here today were not created by the people who are in need. They were, in fact, unfortunately the recipients of this process and are paying the hugest price and that is time. And as time passes us by and so does opportunity for them. So in effect, I hope you will be able to act on this request, and thank you for your time.

MAYOR BRIARE:

Thank you, Mr. Rivas. Is there anyone else, ladies and gentlemen? Thank you very much, not only the conciseness of your presentations, but also of the background that you've given this Council which has to open up the project again for consideration of these requests. I had hoped that maybe someone might have added up the dollar values as we went along including Mr. Rivas, which was a new request and including Mr. Triggs which was a new request. At the moment how many dollars are we talking about? I know there's one request for the entire amount.

CITY MANAGER HALL:

Seven Hundred and Twenty-Seven Thousand, One Hundred and Forty-Three Dollars (\$747,143.)

MAYOR BRIARE:

We're just about a half a million dollars more than what we have.

COUNCILMAN LEVY:

Well, let me just add to your burden. We've got one other item on there that's been projected, and that was the City of Las Vegas and their problems with some of the roofs that they're having and that they are requesting money also. I don't know how much longer we can stall the leaky roofs within our City Hall and buildings within the community.

CITY MANAGER HALL:

That's approximately \$50,000.

MAYOR BRIARE:

If the Council is satisfied that the purpose of this Public Hearing has been accomplished and having the additional input that has been given, I will hereby close the public hearing and ask what action the Council wishes to take at this time.

COUNCILMAN NOLEN:

Your Honor, AT THIS TIME I'D LIKE TO MAKE A MOTION THAT WE TAKE THE TIME BETWEEN NOW AND THE NEXT REGULARLY SCHEDULED MEETING OF THE CITY COUNCIL AND REVIEW THE REQUESTS THAT HAVE BEEN MADE TO THIS COUNCIL AND HAVE STAFF AT THE SAME TIME REVIEW THEM AND COME UP WITH RECOMMENDATIONS AND AT THAT TIME THE AWARDS COULD BE MADE, AND THAT WOULD BE THE MEETING OF SEPTEMBER 19th.

MAYOR BRIARE:

Alright. In the event that Mr. Nolen's motion is approved, it might be well to tabulate the amount we have here and also recheck and review some of the new comments. Any other comments by the Council?

COUNCILMAN LURIE:

I was just going to add that I had mentioned to some people today that we were going to take action today on the allocation of these funds, but since we have some new applications, I think that we should hold it and review all of them and see how the money can be divided up amongst all the agencies, so I'll go along with the motion.

MAYOR BRIARE:

If not all, as many as we possibly can --

COUNCILMAN LEVY:

Or one.

MAYOR BRIARE:

-- to accomplish the purpose -- well, Mr. Bywaters -- where are you, Mr. Bywaters.

COUNCILMAN LEVY:

He only wanted --

MAYOR BRIARE:

You're shooting for a little bit more than you know you're going to get, don't you. Well, listen that's the way to go. Ask for everything. Further comments? (No response) Cast your votes. Post.
THE MOTION'S APPROVED.

AGENDA

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

City of Las Vegas

September 5, 1984

0164

CITY COUNCIL

COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

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ITEM

Council Action

Department Action

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

2:30

B. VAC-14-84 - Petition of Vacation submitted by R.A. HOMES, INC. to vacate Coran Lane, a 60' wide right-of-way, from the east right-of-way line of Decatur Boulevard easterly, approximately 350 feet and to vacate the approximately southerly 10 feet of Madeline Drive.

Planning Commission unanimously recommends approval subject to the following conditions:

1. If the Order of Vacation is not recorded within one 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, subject
to the condition.
Motion carried
with Levy abstaining.

Clerk to notify
and Planning to
proceed.

Gary Lake, R. A.
Homes, Inc.,
3430 E. Flamingo
Road, appeared
and represented
the application.

No one appeared
in opposition.

APPROVED AGENDA ITEM

mp Coe

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

To: The City Council
 Re: Public Hearing Agenda Item
 September 5, 1984 City Council Agenda

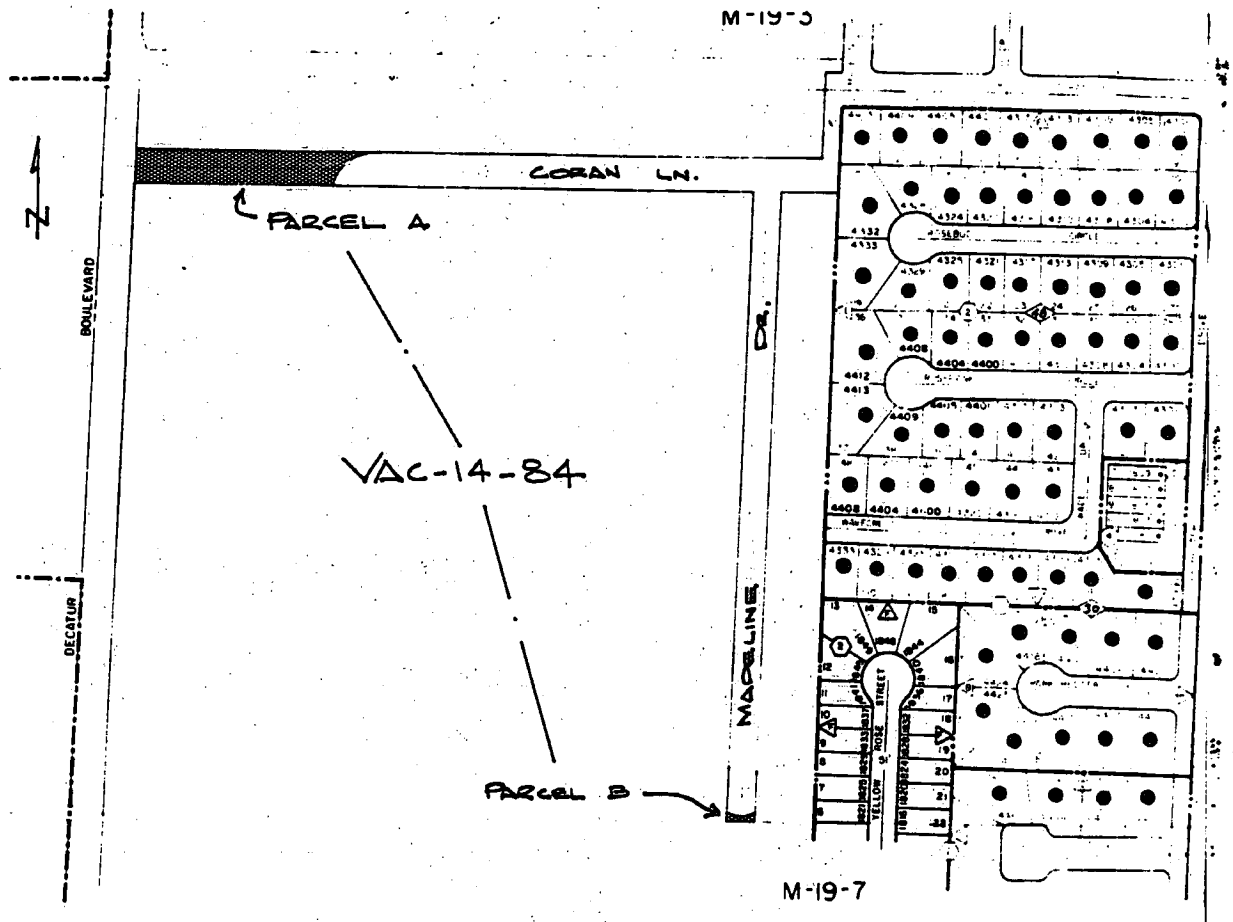
IX. 0165

B. VACATION - VAC-14-84 - R.A. HOMES, INC.

The request is to vacate a portion of the unimproved sixty foot (60') right-of-way on Coran Lane from Decatur Boulevard, east approximately 350'. At that easterly point, Coran is proposed to knuckle south into the R-CL development that was approved recently. Also, the request is to vacate the south ten feet (10') of Madeline Drive, which is southeast of the Vacation requested at Coran and Decatur. The applicant is proposing to subdivide the land on each side of the street and provide a cul-de-sac ten feet (10') from its south property line. This vacated strip would then be incorporated into the two lots south of the cul-de-sac. The vacation of these parcels was discussed at the time the zoning was approved on the surrounding property for the applicant and a condition required this Vacation action.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL



CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

NOTICE

0166

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:

To vacate Coran Lane, a 60 foot wide right-of-way, from the east right-of-way line of Decatur Boulevard easterly, approximately 350 feet and to vacate the approximately southerly 10 feet of Madeline Drive

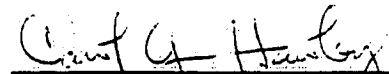
SUBJECT TO

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. Reservation of easements for the facilities of the various utility companies, together with reasonable ingress thereto and egress therefrom;
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 5th day of September, 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 15th day of August, 1984.


CAROL ANN HAWLEY, City Clerk

AGENDA

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

City of Las Vegas

September 5, 1984 0167

CITY COUNCIL

COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

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ITEM

Council Action

Department Action

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

2:31

C. PUBLIC HEARING - ANNEXATION NO. A-8-84 -
FARLEY M. ANDERSON, JR., ET AL

Property generally located on the northwest
and southwest corners of Lake Mead Boulevard
and Torrey Pines Drive.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

Levy -
APPROVED as recom-
mended by Planning
Commission and
Staff.
Unanimous

Planning to
proceed.

No one appeared
in favor or
opposition.

APPROVED AGENDA ITEM

mp Carr

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

0168

To: The City Council
Re: Public Hearing Agenda Item
September 5, 1984 City Council Agenda

IX.

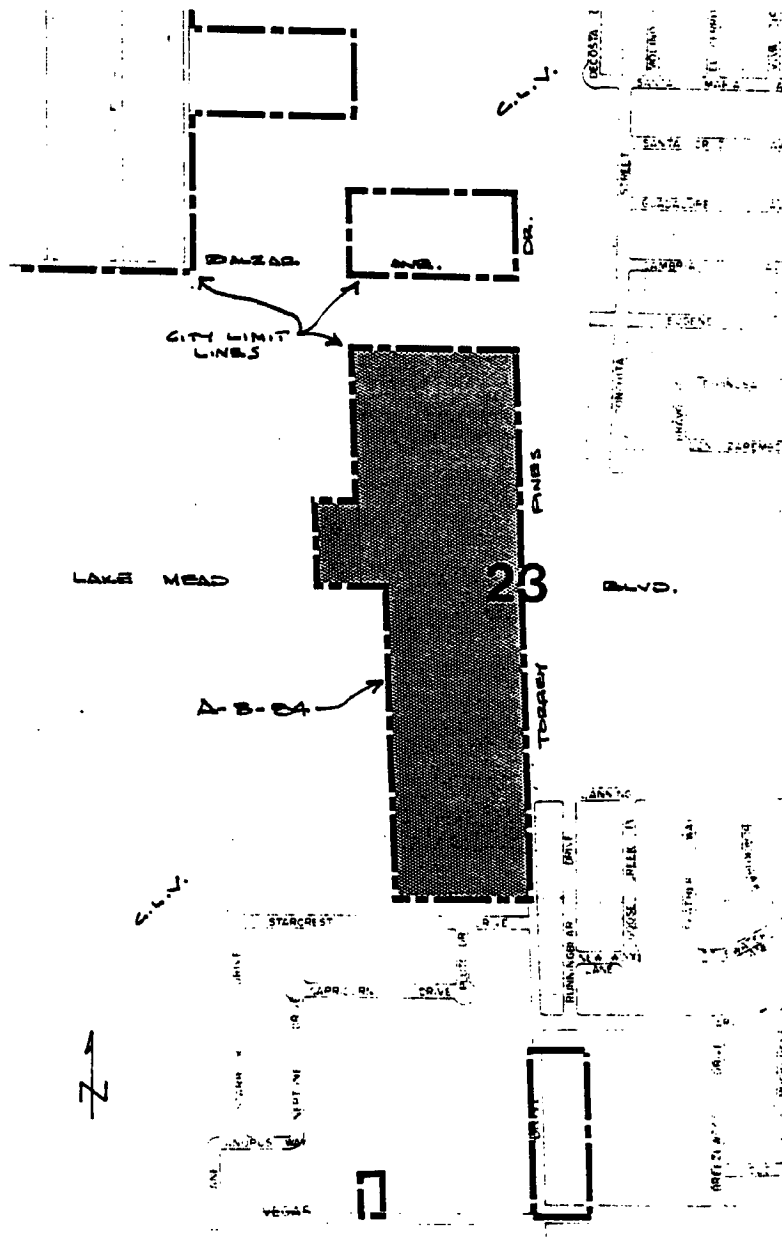
C. ANNEXATION - A-8-84 - FARLEY M. ANDERSON, JR., ET AL

This is a required public hearing on this annexation that contains approximately thirty three (33) acres and is generally located on both sides of Lake Mead Boulevard immediately west of Torrey Pines Drive. The annexation is presently a county island and consists of three property owners; two of the property owners have petitioned: Farley Anderson Et AL and the Las Vegas Valley Water District. One property owner did not petition, Made Bodell, Trs. The purpose of this public hearing is to determine if there are any protestants within the annexation area.

No action is needed at this hearing other than to hear any protests or comments.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL



NOTICE OF HEARING ON QUESTION OF ANNEXATION OF
TERRITORY WITHIN PROPOSED LAS VEGAS, NEVADA, BY ANNEXATION
A-8-84:

NOTICE IS HEREBY GIVEN to the property owners within
the area proposed to be annexed into the City of Las Vegas,
Nevada, by Annexation A-8-84, that:

1. The City Council of the City of Las Vegas, Nevada,
has by Resolution duly passed, adopted and approved on the 1st day
of August, 1984, declared its intention to annex to said City the
territory generally located on the northwest and southwest
corners of Lake Mead Boulevard and Torrey Pines Drive.

The territory proposed to be annexed is more particu-
larly described as follows:

That portion of the West Half (W 1/2) of Section
23, Township 20 South, Range 60 East, M.D.M.,
in the County of Clark, State of Nevada, described
as follows:

COMMENCING at the North Quarter (N 1/4) corner
of said Section 23; thence along the North-South
centerline of said Section 23, South 00°26'01"
West a distance of 1673.34 feet to the North-
east corner of the South Half (S 1/2) of the
Northeast Quarter (NE 1/4) of the Southeast
Quarter (SE 1/4) of the Northwest Quarter (NW 1/4)
of said Section 23, said Northeast corner being
the TRUE POINT OF BEGINNING; thence continuing
along said North-South centerline, South 00°26'01"
West a distance of 2335.73 feet to the Southeast
corner of the Northeast Quarter (NE 1/4) of the
Southwest Quarter (SW 1/4) of said Section 23;
thence along the South line of said Northeast
Quarter (NE 1/4) of the Southwest Quarter (SW 1/4),
North 89°26'33" West a distance of 550.00 feet
to the East line of that certain parcel of land
annexed to the City of Las Vegas under C.L.V.
Ordinance Number 2046; thence along the East
line of said annexed parcel, North 00°26'01"
East a distance of 1334.01 feet to the East-
West centerline of said Section 23; thence along
said East-West centerline, North 89°12'19" West
a distance of 299.68 feet to the Southwest
corner of the East Half (E 1/2) of the Southeast
Quarter (SE 1/4) of the Southwest Quarter (SW 1/4)
of the Southeast Quarter (SE 1/4) of the North-
west Quarter (NW 1/4) of said Section 23; thence
along the West line of said East Half (E 1/2) of
the Southeast Quarter (SE 1/4) of the Southwest
Quarter (SW 1/4) of the Southeast Quarter (SE 1/4)
of the Northwest Quarter (NW 1/4), North 00°26'01"
East a distance of 134.99 feet to the North
line of the Southeast Quarter (SE 1/4) of the
Southwest Quarter (SW 1/4) of the Southeast
Quarter (SE 1/4) of the Northwest Quarter (NW 1/4)
of said Section 23; thence along the North line
of said Southeast Quarter (SE 1/4) of the South-
west Quarter (SW 1/4) of the Southeast Quarter
(SE 1/4) of the Northwest Quarter (NW 1/4), South
89°12'00" East a distance of 170.12 feet to the

West line of the East Half (E 1/2) of the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4) of said Section 23; thence along the West line of said East Half (E 1/2) of the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4), North 00°18'22" East a distance of 669.85 feet to the Northwest corner of the South Half (S 1/2) of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4) of said Section 23; thence along the North line of said South Half (S 1/2) of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4), South 89°08'30" East a distance of 682.00 feet to the TRUE POINT OF BEGINNING.

2. That said City Council shall meet on Wednesday, September 5, 1984, at the hour of 2:00 o'clock p.m. in the Council Chambers, City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, to conduct a public hearing on the question of such annexation. Said public hearing shall be in lieu of the public hearing originally set and noticed for August 15, 1984, at the hour of 2:00 o'clock p.m. at the same location.

3. That a report setting forth the plans for the extension into said territory of all major municipal services presently furnished by the City to its residents and citizens will be available for examination by the public in the Office of the City Clerk, City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, twenty (20) days prior to the date of the public hearing. Such report shall include:

A. An accurate map or plat of the territory proposed to be annexed, prepared under the supervision of a competent surveyor or engineer;

B. A map or maps of the City and the adjacent territory to show the following information:

- (1) The present and proposed boundaries of the City;
- (2) The present streets and sewer interceptors and outfalls;
- (3) The proposed extension of the present streets and sewer interceptors and outfalls;
- (4) The present and proposed general land use pattern into the territory proposed to be annexed.

C. A statement showing that the territory proposed to be annexed is eligible for annexation under N.R.S. 268.570 to 268.608, inclusive.

4. The following is a list of the names and addresses of all record owners of real property within the said described territory and proposed to be annexed hereunder:

<u>NAME & ADDRESS</u>	<u>PARCEL NUMBER</u>
Farley M. Anderson, Jr., Trs 712 Glen Abbey Circle Las Vegas NV 89107	300-620-003
Bodell, Maude C. F. Tr Bodell, Maude Cameron Pulcher Trs 5737 Eldora Avenue Las Vegas, NV 89102	300-620-004
Las Vegas Valley Water District 3700 W. Charleston Boulevard Las Vegas, NV 89102	300-610-010

5. Any record owner of real property within the said described territory may appear and be heard either in favor of or in protest of the proposed annexation at such public hearing and/or may file with the City Clerk a written protest of such annexation at any time within fifteen (15) days after the conclusion of said public hearing.

Unless a majority of the property owners in the territory proposed to be annexed protest such annexation either orally or in writing at the public hearing or in writing within fifteen (15) days after the conclusion of such public hearing, the City Council shall have authority to adopt an ordinance extending the corporate limits of the City of Las Vegas to include all or any part of the territory described in this Notice.

By ORDER of the City Council of the City of Las Vegas,
Nevada.

DATED this 1st day of August, 1984.


CAROL ANN HAWLEY, CITY CLERK

AGENDA

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

City of Las Vegas

September 5, 1984 0172

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

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ITEM

Council Action

Department Action

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

2:32

D. PUBLIC HEARING - ANNEXATION NO. A-13-84 -
CITY OF LAS VEGAS

Property generally located north of Charleston
Boulevard and east of Durango Drive.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

Lurie -
APPROVED
Unanimous

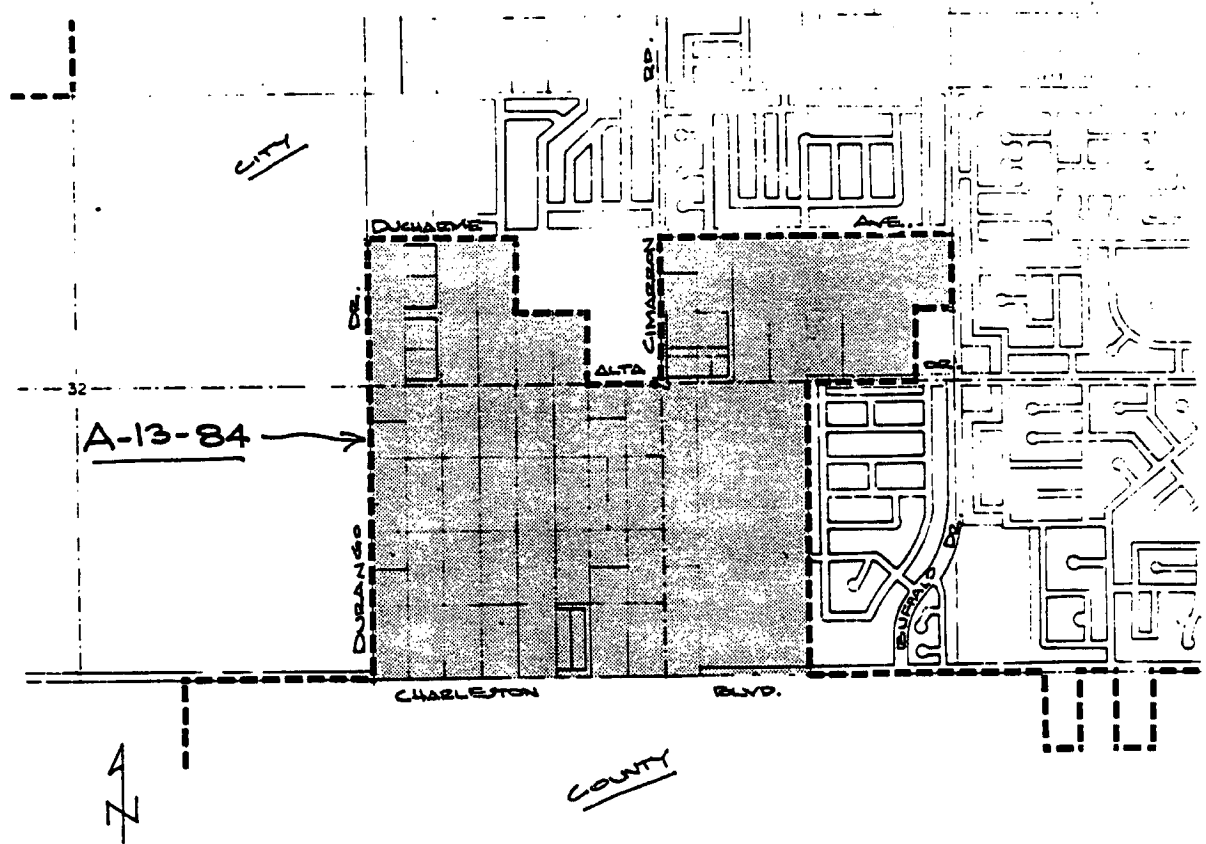
Planning to
proceed.

No one appeared
in favor or
opposition.

APPROVED AGENDA ITEM

mp Core

-IX. 0173



NOTICE OF HEARING ON QUESTION OF ANNEXATION OF TERRITORY WITHIN PROPOSED LAS VEGAS, NEVADA, ANNEXATION A-13-84:

NOTICE IS HEREBY GIVEN to the property owners within the area proposed to be annexed into the City of Las Vegas, Nevada, by Annexation A-13-84 that:

1. The City Council of the City of Las Vegas, Nevada, has by Resolution duly passed, adopted and approved on the 18th day of July, 1984, declared its intention to annex to said City the territory generally located north of Charleston Boulevard and east of Durango Drive.

The territory proposed to be annexed is more particularly described as follows:

Those portions of Section 33, Township 20 South, Range 60 East, M.D.M., in the County of Clark, State of Nevada, described as follows:

PARCEL 1

The South Half (S 1/2) of the Northeast Quarter (NE 1/4) of said Section 33.

EXCEPT THEREFROM Government Lot 32 in said Section 33.

PARCEL 2

Government Lots 21 and 22 in the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4) of said Section 33.

PARCEL 3

The Southwest Quarter (SW 1/4) of the Northwest Quarter (NW 1/4) of said Section 33.

PARCEL 4

The West Half (W 1/2) of the Southeast Quarter (SE 1/4) of said Section 33.

PARCEL 5

The Southwest Quarter (SW 1/4) of said Section 33.

2. That said City Council shall meet on Wednesday, September 5, 1984, at the hour of 2:00 o'clock p.m. in the Council Chambers, City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, to conduct a public hearing on the question of such annexation.

3. That a report setting forth the plans for the extension into said territory of all major municipal services presently furnished by the City to its residents and citizens will be available for examination by the public in the Office of the City Clerk, City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, twenty (20) days prior to the date of the public hearing. Such report shall include:

A. An accurate map or plat of the territory proposed to be annexed, prepared under the supervision of a competent surveyor or engineer;

B. A map or maps of the City and the adjacent territory to show the following information:

- (1) The present and proposed boundaries of the City;
- (2) The present streets and sewer interceptors and outfalls;
- (3) The proposed extension of the present streets and sewer interceptors and outfalls;
- (4) The present and proposed general land use pattern into the territory proposed to be annexed.

C. A statement showing that the territory proposed to be annexed is eligible for annexation under N.R.S. 268.570 to 268.608, inclusive.

4. The following is a list of the names and addresses of all record owners of real property within the said described territory and proposed to be annexed hereunder:

<u>NAME & ADDRESS</u>	<u>PARCEL NUMBER</u>
Rose, Joseph & Veronica Trs Rose, Carmen J. 2847 S. Redwood Street Las Vegas, NV 89102	450-190-003
Grounds, Sylvester Q Lt JG & M A 33 Sandalwood Drive Chula Vista, CA 92010	450-190-004
Mead, James S. 1638 Rotary Drive Los Angeles, CA 90026	450-190-005
Donart, John L. 805 E. St. Louis Avenue Las Vegas, NV 89105	450-190-006
Taylor, Lueen J. Trs 900 Donner Way #604 Salt Lake City, UT 84108	450-190-009
Auteri, Orlando & Mary 6912 Kinkenon Las Vegas, NV 89107	450-190-010
Draper, Donald S. 5701 W. Charleston #106 Las Vegas, NV 89102	450-190-011
Cote, George L. 1303 E. Bridger Las Vegas, NV 89101	450-190-012
Church L D S Pres Bishop 50 E. North Temple Street Salt Lake City, UT 84150	450-190-013
Phelps, T.E. Kraft Ryoko Saito 4535 Buena Vista Las Vegas, NV 89102	450-190-014

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

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<u>NAME & ADDRESS</u>	<u>PARCEL NUMBER</u>
Hursh, Dee & Roxanne 7115 Pinelake Road Las Vegas, NV 89128	450-190-015
Johnson, Charley R. & Susan K. et al. 3330 Fandanso Place Las Vegas, NV 89102	450-190-016
Gordon, Henry R. 800 Trotter Circle Las Vegas, NV 89107	450-190-019
Iacovetto, Sam Jr. & Billie Ann 2413 Rancho Bel Air Drive Las Vegas, NV 89107	450-190-020
Ursula & Alta Ltd. 333 North Rancho Drive #999 Las Vegas, NV 89106	450-190-021
Rose, Joseph & Veronica Trs Rose, Carmen J. 2847 S. Redwood Street Las Vegas, NV 89102	450-190-022
Corn, Ruth Trs Box 266 Pittman, Nevada 89044	450-190-023
Rose, Joseph & Veronica Trs Rose, Carmen J. 2847 Redwood Las Vegas, NV 89102	450-190-027
Morris, Jerad W. & Patricia C. 9621 Hickory Tree Place Tucson, AZ 85715	450-190-030
Hursh, Dee & Roxanne 7115 Pinelake Road Las Vegas, NV 89128	450-190-031
Temes, Marvin S. & Janet C. 904 Biljac Las Vegas, NV 89128	450-190-033
Hursh, Dee & Roxanne 7115 Pinelake Road Las Vegas, NV 89128	450-190-034
Rose, Carmen J. Rose, Joseph & Veronica Trs 2847 S. Redwood Street Las Vegas, NV 89102	450-190-036
Grauburger, Eldon & Carol et al. 4400 W. Charleston Las Vegas, NV 89102	450-190-026
Robison, Harold L. Fam. Tr et al. Robison, Harold L. & Joy C. Trs 3754 Cruise Drive Salt Lake City, UT 84109	450-190-024

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

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<u>NAME & ADDRESS</u>	<u>PARCEL NUMBER</u>
Fountain, Louise Fam. Tr Fountain, Louise Trs 4183 Del Rosa Court Las Vegas, NV 89121	450-200-002
Fountain, Louise Fam. Tr Fountain, Louise Trs 4183 Del Rosa Court Las Vegas, NV 89121	450-200-003
Lum, James Trs 1553 No. Decatur Blvd. Las Vegas, NV 89108	450-200-004
Zeiger, Wayne L. DDS Ltd Pen Tr Zeiger, Wayne L. Trs c/o Diversified Realty 3170 W. Sahara #D-25 Las Vegas, NV 89102	450-200-005
Hing, Helen & O.C. Box A Superior, AZ 85273	450-200-006
Storlazzi, Steven et al. c/o Diversified Realty 333 Rancho Road #999 Las Vegas, NV 89106	450-200-007
Schnell, John Edward & Marian A. 1824 Goldring Las Vegas, NV 89106	450-200-008
Yablin A.D. & B. 6534 N. Keating Avenue Lincolnwood, IL 60646	450-200-009
Searles, Ernest W. & Assoc. Invest. 605 No. 4th St. Las Vegas, NV 89101	450-200-011
Derryberry, Ray & Barbara A. et al. 1102 Eastridge Way Las Vegas, NV 89110	450-200-012
Rivera, Lyle & Mary Ann Rogich, Jan B. 1708 S. 15th St. Las Vegas, NV 89104	450-200-013
Western Office Supply Inc. 6891 S. Pecos Las Vegas, NV 89120	450-200-014
Black, Robert R. S & N Invest. 1000 E. Garces Avenue Las Vegas, NV 89101	450-200-015
Michl, Ron & Carolyn et al. 972 King Richard Dr. Las Vegas, NV 89119	450-200-016
Plaut, Richard & Lin Box 70330 Las Vegas, NV 89170	450-200-017

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

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<u>NAME & ADDRESS</u>	<u>PARCEL NUMBER</u>
Potere, James Box 19328 Las Vegas, NV 89119	450-200-018
Scruton, Gary D. & Brenda Adams, James D. & L. May 308 Yosemite Las Vegas, NV 89107	450-200-019
Nevada Escrow Serv. Inc. Box 1957 Las Vegas, NV 89125	450-200-020
Robinson, Bruce D. 2929 Ashby Avenue Las Vegas, NV 89102	450-200-021
Amante, Muriel et al. 720 Campbell Dr. Las Vegas, NV 89107	450-200-022
Moore, James W. & Lenora F. 1316 Paradise Court Anaheim, CA 92806	450-200-023
Capra, Merle L. & Marlys J. Box 184 Palisade, MN 56469	450-200-024
Parker, Robert H. Trs 2709 Pinto Lane Las Vegas, NV 89107	450-200-025
Parker, Robert H. & Colleen Trs 2709 Pinto Lane Las Vegas, NV 89107	450-200-026
Parker, Robert H. & Colleen Trs 2709 Pinto Lane Las Vegas, NV 89107	450-200-027
Gordon, Mike R. & Sandy A. 4000 W. Sahara Avenue Las Vegas, NV 89102	450-200-028
House, E. C. 1345 Lucerne Street Las Vegas, NV 89104	450-200-029
Durango Ltd c/o R Brinton 3165 S. Torrey Pines Las Vegas, NV 89102	450-200-030
Brodkin, Myer c/o Terry E. Brodtkin & Assoc. 5400 Lakeshore Dr. Tempe, AZ 85283	450-200-031
Dover Dev. Inc. c/o H. Lehmann No. 1 Rue De La Tour-De Boel 1204 Geneva, Switzerland	450-200-032

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

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<u>NAME & ADDRESS</u>	<u>PARCEL NUMBER</u>
Derryberry, Ray & Barbara A. et al. 1102 Eastridge Way Las Vegas, NV 89110	450-200-034
Morrill, La Rue 2731 Colanthe Avenue Las Vegas, NV 89102	450-200-036
USA Washington, DC 20025	450-200-037
Blake, Jerry Lee 348 N. 16th St. Las Vegas, NV 89101	450-200-038

5. Any record owner of real property within the said described territory may appear and be heard either in favor of or in protest of the proposed annexation at such public hearing and/or may file with the City Clerk a written protest of such annexation at any time within fifteen (15) days after the conclusion of said public hearing.

Unless a majority of the property owners in the territory proposed to be annexed protest such annexation either orally or in writing at the public hearing or in writing within fifteen (15) days after the conclusion of such public hearing, the City Council shall have authority to adopt an ordinance extending the corporate limits of the City of Las Vegas to include all or any part of the territory described in this Notice.

By ORDER of the City Council of the City of Las Vegas,
Nevada.

DATED this 18th day of July, 1984.

Carol Ann Hawley
Carol Ann Hawley, City Clerk

AGENDA*City of Las Vegas* September 5, 1984 0180CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

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ITEM

Council Action

Department Action

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

2:33 E. PUBLIC HEARING - ANNEXATION NO. A-14-84 -
THOMAS BEAM, ET ALProperty generally located north of Washing-
ton Avenue and east of Durango Drive.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

Levy -
APPROVED
UnanimousPlanning to
proceed.Darrell Dalton,
7108 W. Washington
appeared in
protest.

APPROVED AGENDA ITEM

mp Coe

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

0181

To: The City Council
Re: Public Hearing Agenda Item
September 5, 1984 City Council Agenda

IX.

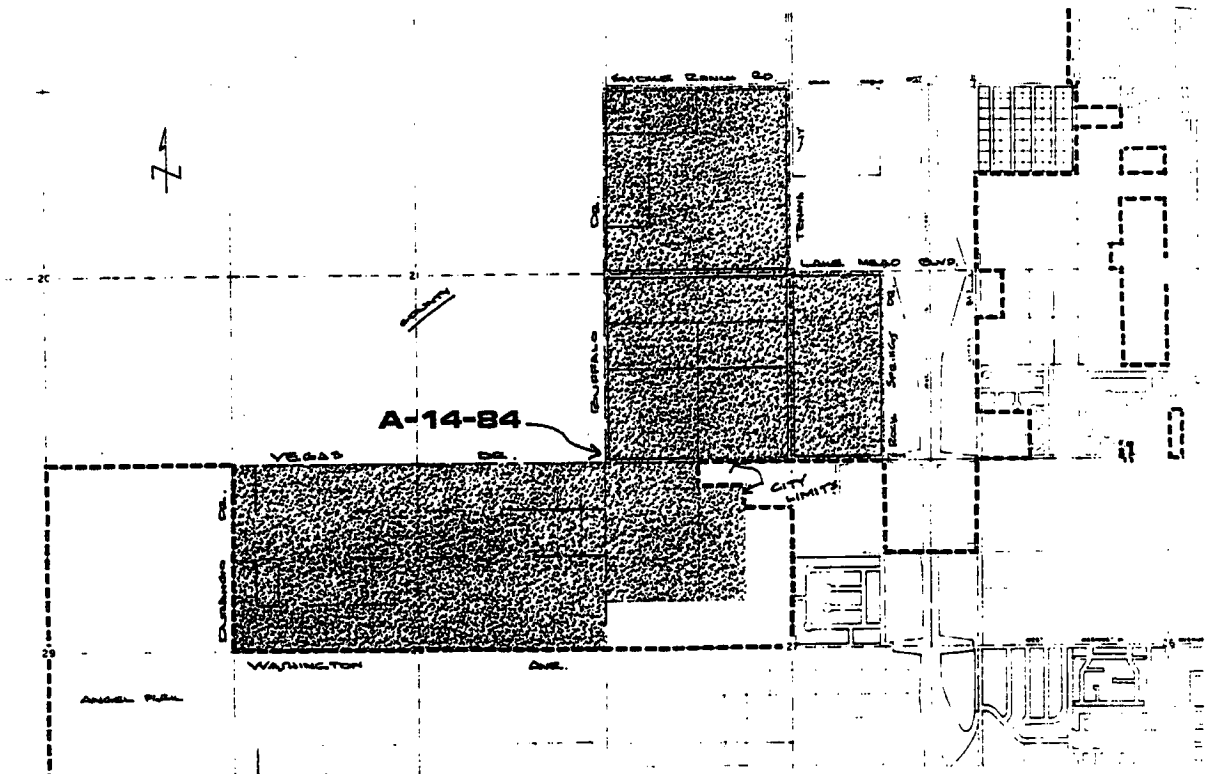
E. ANNEXATION - A-14-84 - THOMAS BEAM, ET AL

This is a required public hearing on this annexation that contains 805 acres and is generally located north of Washington Avenue and east of Durango Drive. Approximately 75 percent of the eighteen (18) property owners have petitioned for annexation. The purpose of this public hearing is to hear protests from within the annexation area.

No action is needed at this hearing other than to hear any protests or comments.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL



NOTICE OF HEARING ON QUESTION OF ANNEXATION OF TERRITORY WITHIN PROPOSED LAS VEGAS, NEVADA, ANNEXATION A-14-84:

NOTICE IS HEREBY GIVEN to the property owners within the area proposed to be annexed into the City of Las Vegas, Nevada, by Annexation A-14-84, that:

1. The City Council of the City of Las Vegas, Nevada, has by Resolution duly passed, adopted and approved on the 18th day of July, 1984, declared its intention to annex to said City the territory generally located north of Washington Avenue and east of Durango Drive.

The territory proposed to be annexed is more particularly described as follows:

Those portions of Sections 22, 27 and 28, Township 20 South, Range 60 East, M.D.M., in the County of Clark, State of Nevada, described as follows:

PARCEL 1

The West Half (W 1/2) of said Section 22.

PARCEL 2

The West Half (W 1/2) of the Southeast Quarter (SE 1/4) of said Section 22.

PARCEL 3

The South Half (S 1/2) of the Northwest Quarter (NW 1/4) of the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of said Section 27.

PARCEL 4

The Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of said Section 27.

PARCEL 5

The Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of said Section 27.

PARCEL 6

The North Half (N 1/2) of the Southwest Quarter (SW 1/4) of the Northwest Quarter (NW 1/4) of said Section 27.

PARCEL 7

The Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4) of said Section 27.

PARCEL 8

The North Half (N 1/2) of said Section 28.

2. That said City Council shall meet on Wednesday, September 5, 1984, at the hour of 2:00 o'clock p.m. in the Council

Chambers, City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, to conduct a public hearing on the question of such annexation.

3. That a report setting forth the plans for the extension into said territory of all major municipal services presently furnished by the City to its residents and citizens will be available for examination by the public in the Office of the City Clerk, City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, twenty (20) days prior to the date of the public hearing. Such report shall include:

A. An accurate map or plat of the territory proposed to be annexed, prepared under the supervision of a competent surveyor or engineer;

B. A map or maps of the City and the adjacent territory to show the following information:

- (1) The present and proposed boundaries of the City;
- (2) The present streets and sewer interceptors and outfalls;
- (3) The proposed extension of the present streets and sewer interceptors and outfalls;
- (4) The present and proposed general land use pattern into the territory proposed to be annexed.

C. A statement showing that the territory proposed to be annexed is eligible for annexation under N.R.S. 268.570 to 268.608, inclusive.

4. The following is a list of the names and addresses of all record owners of real property within the said described territory and proposed to be annexed hereunder:

<u>NAME & ADDRESS</u>	<u>PARCEL NUMBER</u>
Sorensen, Roger E. & Rose Marie 24245 Ocean Avenue Torrance, CA 90505	450-210-002
Delrosario, Letty c/o 3305 Spring Mountain Rd. #71 Las Vegas, NV 89102	450-210-009
Emmett, Jessie Trs 811 S. Decatur Blvd. Las Vegas, NV 89107	450-210-008
Guzzetta, Agatha M. 851 N. Citrus #2 La Habra, CA 90631	450-210-012
Burdell, Penelope & John W. 3290 Southridge Ave. Las Vegas, NV 89121	450-210-011
Silver State Holding Co. c/o McIntosh Realty 1900 E. Sahara #203 Las Vegas, NV 89104	450-210-010

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

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<u>NAME & ADDRESS</u>	<u>PARCEL NUMBER</u>
Downer, Harry A. & Joanne G. 3444 Mardon Las Vegas, NV 89118	450-210-007
Froistad, Stanley & A. L. 3817 W. Oakey Las Vegas, NV 89102	450-210-006
Schaffer, Robert & Sue 3716 Seneca Ave. Los Angeles, CA 90039	450-210-003
Tompkins, Andrew H. c/o Lady Luck Casino 206 N. 3rd Street Las Vegas, NV 89101	450-210-005
Beam, Thomas T. 1267 Strong Dr. Las Vegas, NV 89102	450-210-016
Beam, Thomas T. 1267 Strong Dr. Las Vegas, NV 89102	450-210-017
Beam, Thomas T. 1267 Strong Dr. Las Vegas, NV 89102	450-210-015
Silver State Holding Co. 1900 E. Sahara Ave. #203 Las Vegas, NV 89104	450-210-004
Beam, Thomas T. 1267 Strong Dr. Las Vegas, NV 89102	450-210-014
Dawson, Chester F. & Helen V. 3338 N. Mustang Ln. Las Vegas, NV 89108	290-590-005
Effinger, Rudolph P. & Evalyn J. 3447 S. Frontier St. Las Vegas, NV 89102	290-590-003
Miller, William G. & Marie T. 306 Parkway West Las Vegas, NV 89106	290-600-003
Beam, Donna F. 1267 Strong Dr. Las Vegas, NV 89102	300-630-024
USA Washington, DC 20260	310-130-027
Beam, Thomas T. 1267 Strong Dr. Las Vegas, NV 89102	310-130-030

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

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<u>NAME & ADDRESS</u>	<u>PARCEL NUMBER</u>
Frontier Savings Assn. P.O. Box 18405 CB Las Vegas, NV 89114	300-630-021
Frontier Savings Assn. P.O. Box 18405 CB Las Vegas, NV 89114	300-630-022
USA Washington, DC 20260	300-630-023
USA Washington, DC 20260	300-640-009
Beam, Thomas T. 1267 Strong Dr. Las Vegas, NV 89102	300-640-011
Foothill Invest. Co. Plaster, Richard H. P.O. Box 19297 Las Vegas, NV 89132	300-640-012
USA Washington, DC 20260	300-640-013
Beam, Donna F. 1267 Strong Dr. Las Vegas, NV 89102	300-640-014
Foothill Investment Company Plaster, Richard H. 5240 S. Polaris Las Vegas, NV 89118	300-640-015

5. Any record owner of real property within the said described territory may appear and be heard either in favor of or in protest of the proposed annexation at such public hearing and/or may file with the City Clerk a written protest of such annexation at any time within fifteen (15) days after the conclusion of said public hearing.

Unless a majority of the property owners in the territory proposed to be annexed protest such annexation either orally or in writing at the public hearing or in writing within fifteen (15) days after the conclusion of such public hearing, the City Council shall have authority to adopt an ordinance extending the corporate limits of the City of Las Vegas to include all or any part of the territory described in this Notice.

By ORDER of the City Council of the City of Las Vegas,
Nevada.

DATED this 18th day of July, 1984.

Carol A. Hawley
CAROL ANN HAWLEY, CITY CLERK

AGENDA*City of Las Vegas*

0186

September 5, 1984

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

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ITEM

Council Action

Department Action

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

F. PUBLIC HEARING - ANNEXATION NO. A-15-84 -
JAMES B. MCCALL, ET ALProperty generally located south of Cheyenne
Avenue and west of Lorenzi Boulevard.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

Lurie -
APPROVED as recom-
mended by the
Planning Commission
and Staff.
UnanimousPlanning to
proceed.Jay Downey
appeared and
represented
James B. McCall
and Mr. Tiberti.No one appeared
in opposition.

APPROVED AGENDA ITEM

mp Cole

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

0187

To: The City Council
Re: Public Hearing Agenda Item
September 5, 1984 City Council Agenda

IX.

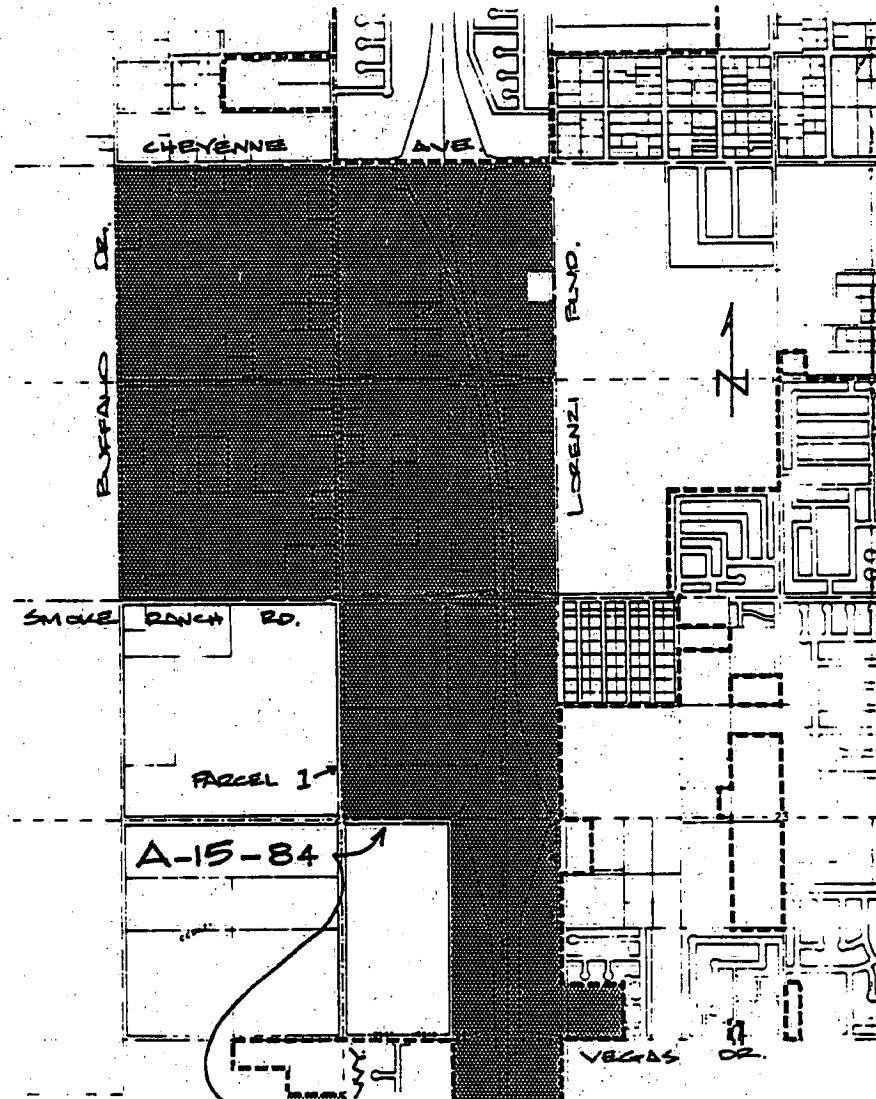
F. ANNEXATION - A-15-84 - JAMES B. MC CALL, ET AL

This is a required public hearing on this annexation that contains 987 acres and is generally bounded by Buffalo Drive, Cheyenne Avenue, Lorenzi Boulevard and Washington Avenue. Approximately 75 percent of the 13 property owners have petitioned for annexation. The purpose of this public hearing is to hear protests from within the annexation area.

No action is needed at this hearing other than to hear any protests or comments.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL



NOTICE OF HEARING ON QUESTION OF ANNEXATION OF TERRITORY WITHIN PROPOSED LAS VEGAS, NEVADA, ANNEXATION A-15-84:

NOTICE IS HEREBY GIVEN to the property owners within the area proposed to be annexed into the City of Las Vegas, Nevada, by Annexation A-15-84, that:

1. The City Council of the City of Las Vegas, Nevada, has by Resolution duly passed, adopted and approved on the 18th day of July, 1984, declared its intention to annex to said City the territory generally located south of Cheyenne Avenue and west of Lorenzi Boulevard.

The territory proposed to be annexed is more particularly described as follows:

Those portions of Township 20 South, Range 60 East, M.D.M., in the County of Clark, State of Nevada, described as follows:

PARCEL 1

Section 15 in Township 20 South, Range 60 East, M.D.M.

EXCEPT THEREFROM the Northeast Quarter (NE 1/4) of the Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) of said Section 15.

ALSO EXCEPT THEREFROM the Northwest Quarter (NW 1/4) of the Southeast Quarter (SE 1/4) of the Southeast Quarter (SE 1/4) of the Northeast Quarter (NE 1/4) of said Section 15.

PARCEL 2

The Northeast Quarter (NE 1/4) of Section 22, Township 20 South, Range 60 East, M.D.M.

PARCEL 3

The East Half (E 1/2) of the Southeast Quarter (SE 1/4) of Section 22, Township 20 South, Range 60 East, M.D.M.

PARCEL 4

The Southwest Quarter (SW 1/4) of the Southwest Quarter (SW 1/4) of the Southwest Quarter (SW 1/4) of Section 23, Township 20 South, Range 60 East, M.D.M.

PARCEL 5

The Northeast Quarter (NE 1/4) of the Northeast Quarter (NE 1/4) of Section 27, Township 20 South, Range 60 East, M.D.M.

PARCEL 6

The South Half (S 1/2) of the South Half (S 1/2) of the Northwest Quarter (NW 1/4) of Section 27, Township 20 South, Range 60 East, M.D.M.

PARCEL 7

The Northeast Quarter (NE 1/4) of the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4) of Section 27, Township 20 South, Range 60 East, M.D.M.

PARCEL 8

The Southeast Quarter (SE 1/4) of the Northeast quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of Section 27, Township 20 South, Range 60 East, M.D.M.

2. That said City Council shall meet on Wednesday, September 5, 1984, at the hour of 2:00 o'clock p.m. in the Council Chambers, City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, to conduct a public hearing on the question of such annexation.

3. That a report setting forth the plans for the extension into said territory of all major municipal services presently furnished by the City to its residents and citizens will be available for examination by the public in the Office of the City Clerk, City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, twenty (20) days prior to the date of the public hearing. Such report shall include:

A. An accurate map or plat of the territory proposed to be annexed, prepared under the supervision of a competent surveyor or engineer;

B. A map or maps of the City and the adjacent territory to show the following information:

- (1) The present and proposed boundaries of the City;
- (2) The present streets and sewer interceptors and outfalls;
- (3) The proposed extension of the present streets and sewer interceptors and outfalls;
- (4) The present and proposed general land use pattern into the territory proposed to be annexed.

C. A statement showing that the territory proposed to be annexed is eligible for annexation under N.R.S. 268.570 to 268.608, inclusive.

4. The following is a list of the names and addresses of all record owners of real property within the said described territory and proposed to be annexed hereunder:

<u>NAME & ADDRESS</u>	<u>PARCEL NUMBER</u>
Beam, Donna F. 1267 Strong Dr. Las Vegas, NV 89102	290-600-005
Beam, Donna F. 1267 Strong Dr. Las Vegas, NV 89102	290-600-006
USA Washington, DC 20260	290-590-004

Miller, William G. & Marie T. 306 Parkway West Las Vegas, NV 89106	290-600-003
USA Washington, DC 20260	290-600-004
Schooler, Eugene B. & Rowena L. Harris, Mack J. & Margaret Lavonne c/o EBS Land Co. Box 969 Del Mar, CA 92014	300-600-001
Schooler, Louis V. Box 986 Solana Beach, CA 92075	300-600-008
Las Vegas Valley Water Dist. Box 4427 Las Vegas, NV 89106	300-600-009
USA Washington, DC 20260	300-630-001
McCall, William A. Jr. & James Trs Silva, Geraldine Trs Box 2067-D Pasadena, CA 91105	300-630-002
McCall, Ethel M. Tr McCall, Ethel M. Trs Box 2067-D Pasadena, CA 91105	300-630-004
Gordon, Lillias M. & Lillian W. Gordon, William M. & Jacquelyn 2552 Palma Vista Las Vegas, NV 89121	300-630-005
Gordon, Lillias M. & Lillian W. Gordon, William M. & Jacquelyn 2552 Palma Vista Las Vegas, NV 89121	300-630-006
Nelson, Robert S. & Caril G. Nelson, Olof H. Jr. 7710 N. 3rd Ave. Phoenix, AZ 85021	300-630-007
McCall, William A. Jr. & James Trs Silva, Geraldine Trs Box 2067-D Pasadena, CA 91105	300-630-008
Nelson, Olof Henry Jr. 7710 N. 3rd Ave. Phoenix, AZ 85021	300-630-009
Silva, Geraldine E. McCall, James B. Box 1932 Las Vegas, NV 89125	300-630-014

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

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<u>NAME & ADDRESS</u>	<u>PARCEL NUMBER</u>
McCall, Ethel M. Tr McCall, Ethel M. Trs Box 2067-D Pasadena, CA 91105	300-630-016
McCall, Ethel M. Tr McCall, Ethel M. Trs Box 2067-D Pasadena, CA 91105	300-630-017
McCall, Ethel M. Tr McCall, Ethel M. Trs P.O. Box 1932 Las Vegas, NV 89125	300-630-018
Nelson, Olof Henry Jr. McCall, Ethel M. Tr P.O. Box 1932 Las Vegas, NV 89125	300-630-019
McCall, James B. Silva, Geraldine E. P.O. Box 1932 Las Vegas, NV 89125	300-640-002
Tiberti Blood & Co. et al. 316 E. Bridger Las Vegas, NV 89101	300-640-003
Nelson, Olaf Henry McCall, Ethel M. Tr Box 2067-D Pasadena, CA 91105	300-640-004
State of Nevada Transportation Hwy. Dept. Carson City, NV 89701	300-640-007
Silva, Geraldine E. McCall, James B. P.O. Box 1932 Las Vegas, NV 89125	300-640-008
McCall, James B. Silva, Geraldine E. P.O. Box 1932 Las Vegas, NV 89125	310-130-004
Kiehn, Ronald W. et al. c/o Charles L. Ruthe & Assoc. 701 E. Charleston Blvd. Las Vegas, NV 89104	310-130-005
Las Vegas Valley Water Dist. 3700 W. Charleston Las Vegas, NV 89102	310-130-010
Silva, Geraldine E. McCall, James B. Box 1932 Las Vegas, NV 89125	310-130-013
Silva, Geraldine E. McCall, James B. Box 1932 Las Vegas, NV 89125	310-130-014

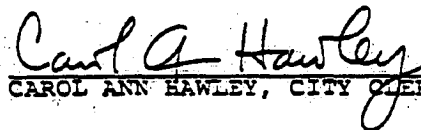
0192

5. Any record owner of real property within the said described territory may appear and be heard either in favor of or in protest of the proposed annexation at such public hearing and/or may file with the City Clerk a written protest of such annexation at any time within fifteen (15) days after the conclusion of said public hearing.

Unless a majority of the property owners in the territory proposed to be annexed protest such annexation either orally or in writing at the public hearing or in writing within fifteen (15) days after the conclusion of such public hearing, the City Council shall have authority to adopt an ordinance extending the corporate limits of the City of Las Vegas to include all or any part of the territory described in this Notice.

By ORDER of the City Council of the City of Las Vegas,
Nevada.

DATED this 18th day of July, 1984.


CAROL ANN HAWLEY, CITY CLERK

AGENDA*City of Las Vegas*

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September 5, 1984

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BOARD OF CITY COMMISSIONERS

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission 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, Department of Design and Development, 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

mp Coe

AGENDA*City of Las Vegas*

September 5, 1984

BOARD OF CITY COMMISSIONERS

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

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PHONE 386-6011

ITEM

Commission 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 Design and Development.
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. Reservation of easements for the facilities of the various utility companies together with reasonable ingress thereto and egress therefrom.

APPROVED AGENDA

mp Cool

AGENDA*City of Las Vegas*

September 5, 1984 0195

BOARD OF CITY COMMISSIONERS

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

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ITEM

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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

mp Cool

AGENDA

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

City of Las Vegas

0196
September 5, 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)

- * CONSENT ITEMS - A, B, C, AND D may be acted upon in one motion.

Staff recommends APPROVAL of all items. The Planning Commission has recommended approval on Items A and B (subdivision maps). Any item may be discussed at the Council's discretion.

* A. TENTATIVE MAP

1. QUAIL PARK I
(COMMERCIAL CONDOMINIUM)

Property generally located at 801 S.
Rancho Road, C-1 Zone.

Owner/Subdivider: Quail Park
No. of Acres: 6.3 No. of Units: 27

CONDITION:

1. Staff to approve CC & Rs relative to parking space allocation prior to recordation of final map.

Lurie -
APPROVED Items A-1,
B-1, C-1, C-2, D-1,
E-1, E-2, F-1 and
F-2 as recommended.
Unanimous

Clerk to notify
and Planning to
proceed.

APPROVED AGENDA ITEM

mp Cool

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

0197

To: The City Council
Re: Community Planning and Development Agenda Item
September 5, 1984 City Council Agenda

X.

A. TENTATIVE MAP - QUAIL PARK I (COMMERCIAL CONDOMINIUM)

The Tentative Map is to subdivide the Quail Park I Commercial complex into a condominium development. The map conforms to the subdivision regulations and to the existing development on this site.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

AGENDA

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

City of Las Vegas

0193

September 5, 1984

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COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

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ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)

* B. FINAL MAP

1. QUAIL PARK I
(COMMERCIAL CONDOMINIUM)

Property generally located at 801 S. Rancho
Road, C-1 Zone.

Owner/Subdivider: Quail Park

No. of Acres: 6.3 No. of Units: 27

CONDITIONS:

1. Approval of the tentative map.
2. Conformance to the tentative map.
3. Conformance to conditions of approval
of the tentative map.

Lurie -
APPROVED Items A-1,
B-1, C-1, C-2, D-1,
E-1, E-2, F-1 and
F-2 as recommended.
Unanimous

Clerk to notify
and Planning to
proceed.

APPROVED AGENDA ITEM

mp Cool

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

0199

To: The City Council
Re: Community Planning and Development Agenda Item
September 5, 1984 City Council Agenda

X.

B. FINAL MAPS - QUAIL PARK I (COMMERCIAL CONDOMINIUMS)

This Final Map is for the entire development under Item A, which is a commercial condominium, for the Quail Park I development. The Final Map conforms to the Tentative Map and if that map is approved, this map can also be approved.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

AGENDA

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

City of Las Vegas

0200

September 5, 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)

*C. RELEASE OF BOND

1. Location: 3701 Sirius Avenue
Use: Sidewalks, curbs,
paving
Builder: Storione, USA
Surety Co.: Aetna Casualty &
Surety Co.
Amount: \$6,734.00
Bond No.: 86-SB-033221 BCA

Staff Recommendation: APPROVAL

Lurie -
APPROVED Items A-1,
B-1, C-1, C-2, D-1,
E-1, E-2, F-1 and
F-2 as recommended.
Unanimous

Clerk to notify
and Planning to
proceed.

APPROVED AGENDA ITEM

mp Coe

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

0201

To: The City Council
Re: Community Planning and Development Agenda Item
September 5, 1984 City Council Agenda

X.

C. RELEASE OF BOND

1. STORIONE, USA

The installation of sidewalks, curbs and paving at 3701 Sirius Avenue have been completed, inspected and accepted. Therefore, this item is in order to release the bond for this work.

STAFF RECOMMENDATION: APPROVAL

AGENDA*City of Las Vegas*

September 5, 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)*C. RELEASE OF BOND (Continued)

2. Location: Southwest corner of
Rainbow Boulevard and
Westcliff Drive
Use: Sidewalk and wheel-
chair ramp
Builder: Rainbow-Fremont, Ltd.
Partnership
Surety Co.: Fidelity and Deposit
Co. of Maryland
Amount: \$5,044.00
Bond No.: (None) CLV Bond#21-82

Lurie -
APPROVED Items A-1
B-1, C-1, C-2, D-1,
E-1, E-2, F-1 and
F-2 as recommended.
Unanimous

Clerk to notify
and Planning to
proceed.

Staff Recommendation: APPROVAL

APPROVED AGENDA ITEM

mp Coe

To: The City Council
Re: Community Planning and Development Agenda Item
September 5, 1984 City Council Agenda

x.

C. RELEASE OF BOND

2. RAINBOW-FREMONT, LIMITED PARTNERSHIP

The installation of sidewalks, curbing and paving at the southwest corner of Rainbow Boulevard and Westcliff Drive have been completed, inspected and accepted. Therefore, this item is in order to release the bond for this work.

STAFF RECOMMENDATION: APPROVAL

AGENDA

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

City of Las Vegas

September 5, 1984 **0204**

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)

*D. ACCEPTANCE OF SUBDIVISION IMPROVEMENTS

1. Bedford Village #3 (R.A. Homes)

Property generally located on the south-east corner of Stewart Avenue and Sandhill, 4.6 acres, 31 lots, R-CL Zone.

Lurie -
APPROVED Items A-1,
B-1, C-1, C-2, D-1,
E-1, E-2, F-1 and
F-2 as recommended.
Unanimous

Clerk to notify
and Planning to
proceed.

APPROVED AGENDA ITEM

mp Core

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

0205

To: The City Council
Re: Community Planning and Development Agenda Item
September 5, 1984 City Council Agenda

X.

D. ACCEPTANCE OF SUBDIVISION IMPROVEMENTS

1. Bedford Village #3 (R.A. Homes)

All offsite improvements for this subdivision have been completed in accordance with the agreements and all City requirements. The improvements can be accepted subject to completion of the improvement correction list.

STAFF RECOMMENDATION: APPROVAL

CITY OF LAS VEGAS

Date

0206

INTER-OFFICE MEMORANDUM

September 11 1984

TO:

CITY CLERK

FROM:

C. E. GILPIN, CITY ENGINEER

SUBJECT:

RELEASE OF SUBDIVISION BOND

COPIES TO:

CHUCK TURK

On September 5, 1984 the City Council accepted the improvements for BEDFORD VILLAGE UNIT #3 subject to the completion of the improvement correction list items for this subdivision. Please be notified that these items have now been completed to the satisfaction of the Department of Engineering Services.

It is recommended that the Cash Deposit with Valley Bank of Nevada be released to the subdivider.

Kent Nash
KENT NASH

for
C. E. GILPIN, City Engineer

CEG:CT:bc

RECEIVED

SEP 11 3 42 PM '84

CITY CLERK

AGENDA*City of Las Vegas*

September 5, 1984 0207

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)E. ENCROACHMENT REQUESTS

1. Request of Bonneville Associates for
an Encroachment Agreement on Las Vegas
Boulevard South and Bonneville Avenue.

Staff Recommendation: APPROVAL

Lurie -
APPROVED Items A-1,
B-1, C-1, C-2, D-1,
E-1, E-2, F-1 and
F-2 as recommended.
UnanimousClerk to notify
and Planning to
proceed.

APPROVED AGENDA ITEM

mp Coe

To: The City Council
Re: ~~Community Planning and Development Agenda Item~~
September 5, 1984 City Council Agenda

X.

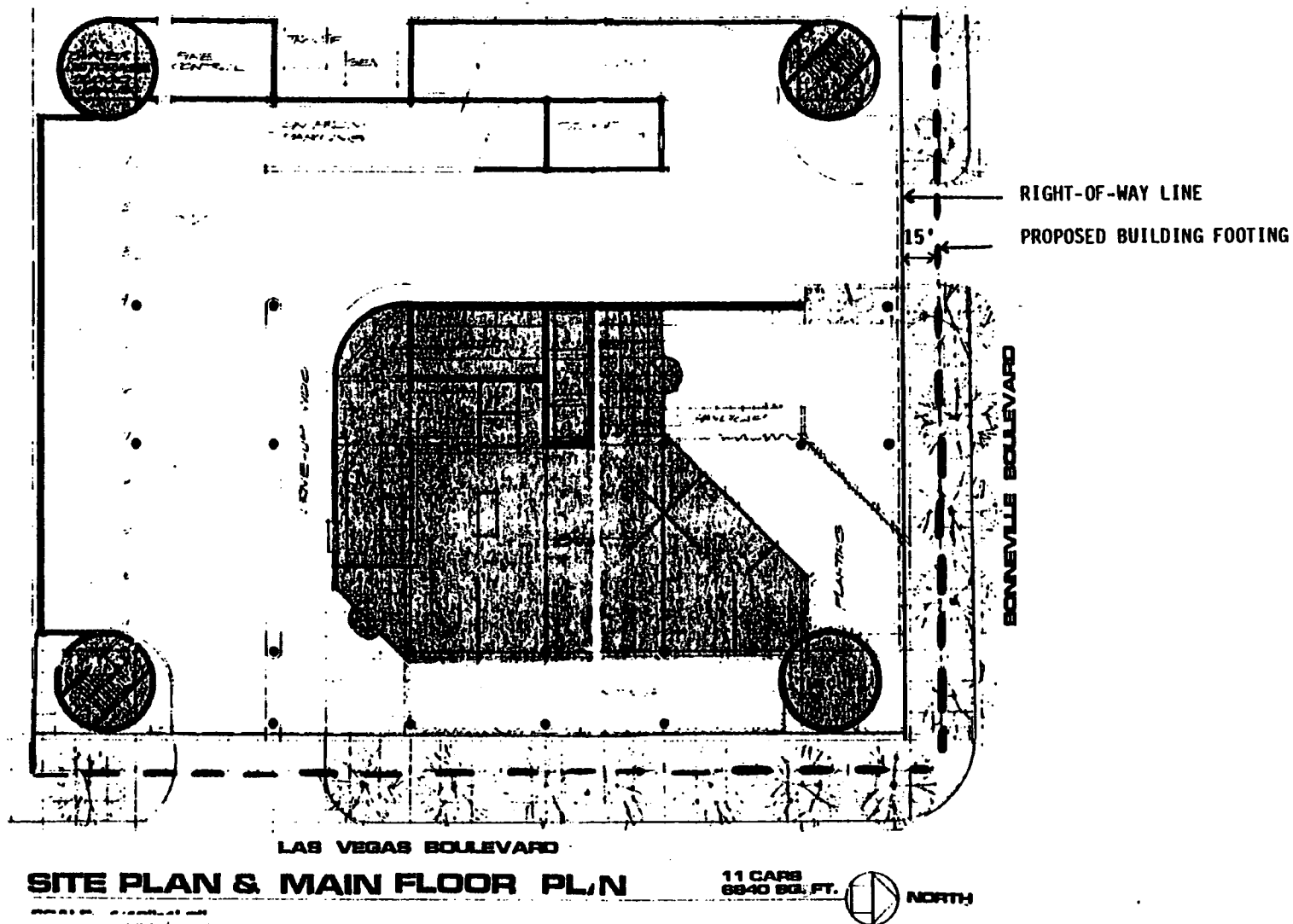
E. ENCROACHMENT REQUESTS

1. Bonneville Associates

The request is for an encroachment to allow a building footing and landscaping into the public right-of-way on Las Vegas Boulevard South and Bonneville Avenue in connection with a proposed high-rise office building at the southwest corner of the intersection. The footings will be ten feet (10') below the sidewalk and the landscaping will consist of trees and shrubs on both streets. In connection with this request, the applicant is proposing to construct the sidewalks of brick and concrete for aesthetic purposes. This deviation on the sidewalk is acceptable.

STAFF RECOMMENDATION: APPROVAL

Turn page for drawing



AGENDA

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

City of Las Vegas

September 5, 1984 0210

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM

Council Action

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X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)

E. ENCROACHMENT REQUESTS (Continued)

2. Request of Alpha Investments for an
Encroachment on Rancho Drive north of
Duncan Drive.

Staff Recommendation: APPROVAL

Lurie -
APPROVED Items A-1,
B-1, C-1, C-2, D-1,
E-1, E-2, F-1 and
F-2 as recommended.
Unanimous

Clerk to notify
and Planning to
proceed.

APPROVED AGENDA ITEM

mp Coe

To: The City Council
Re: Community Planning and Development Agenda Item
September 5, 1984 City Council Agenda

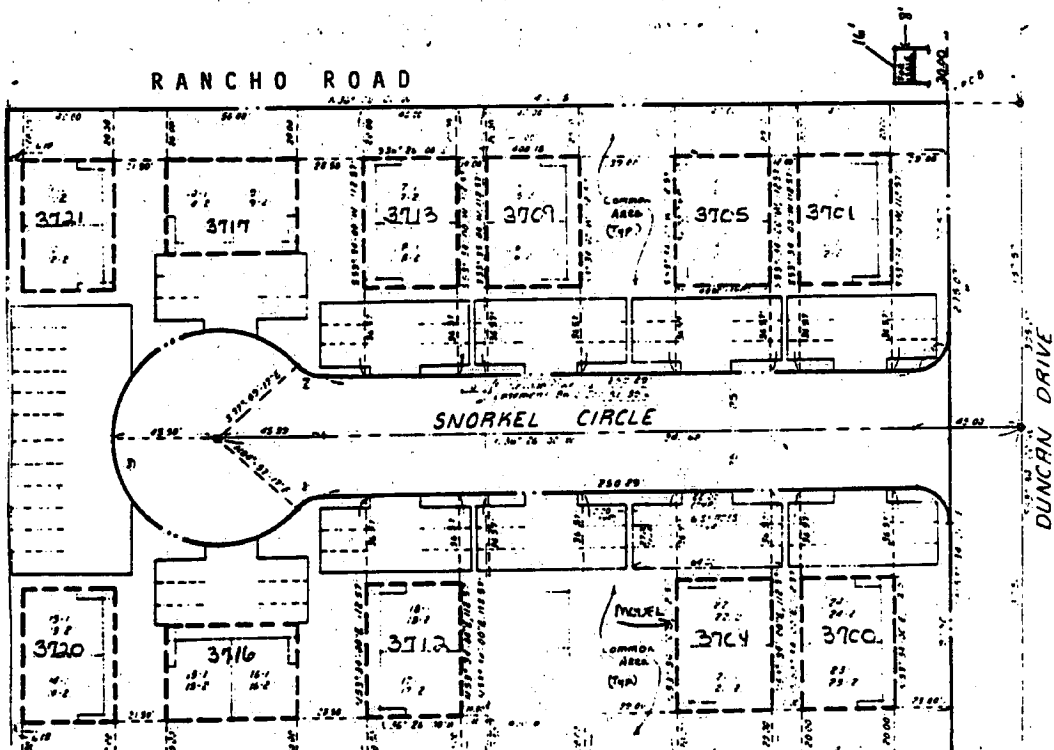
X.

E. ENCROACHMENT REQUESTS

2. Request of Alpha Investments

This request is for an encroachment to allow an 8' x 16' sales sign in the right-of-way on Rancho Drive adjacent to the condominium development north of Duncan Drive. The sign will be of wood construction and will be removed as soon as all the units in the project are sold. There appears to be no problem of allowing the sign on a temporary basis. There are eleven four-plexes in this development.

STAFF RECOMMENDATION: APPROVAL



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September 5, 1984

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CITY COUNCIL

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COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

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ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)F. REQUEST FOR SEWER CONNECTION

1. Request of Texaco, Inc. to connect to City sewer on property outside City limits at 6001 West Sahara Avenue

Staff Recommendation: APPROVAL

Lurie -
APPROVED Items A-1,
B-1, C-1, C-2, D-1,
E-1, E-2, F-1 and
F-2 as recommended.
Unanimous

Clerk to notify
and Planning to
proceed.

APPROVED AGENDA ITEM

mp Coe

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

0213

To: The City Council
Re: Community Planning and Development Agenda Item
September 5, 1984 City Council Agenda

X.

F. REQUESTS FOR SEWER CONNECTION

1. Request of Texaco, Inc.

The request is to connect to the City sewer at 6001 West Sahara Avenue at the southwest corner of Jones Boulevard and Sahara for a proposed service station. This property is located in the County.

There is an existing City ten inch (10") sewer main on Jones Boulevard. The applicant has signed a standard sewer connection agreement and a petition to annex. The applicant has also paid the sewer connection fee in the amount of \$4,111.25.

STAFF RECOMMENDATION: APPROVAL

AGENDA*City of Las Vegas*

September 5, 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 AND DEVELOPMENT DEPARTMENT
(CONTINUED)F. REQUEST FOR SEWER CONNECTION

2. Request of Alfred F. Swartz to connect to City sewer on property outside City limits at 2105-2121 North Decatur Boulevard.

Staff Recommendation: APPROVAL

Lurie -
APPROVED Items A-1,
B-1, C-1, C-2, D-1,
E-1, E-2, F-1 and
F-2 as recommended.
Unanimous

Clerk to notify
and Planning to
proceed.

APPROVED AGENDA ITEM

mp Coe

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

0215

To: The City Council
Re: Community Planning and Development Agenda Item
September 5, 1984 City Council Agenda

X.

F. REQUEST FOR SEWER CONNECTION

2. Request of Alfred F. Swartz

The request is for a sewer connection for a neighborhood commercial facility at 2105-2121 North Decatur Boulevard. There is an existing eight inch (8") line on Decatur. The applicant has signed the sewer connection agreement and a petition for annexation. The applicant has paid one-fifth of the sewer connection fee in the amount of \$9,424.25 (based on the prevailing County rate) and proposes to make four more equal annual payments in the amount of \$1,884.85.

STAFF RECOMMENDATION: APPROVAL

AGENDA

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

City of Las Vegas

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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)

3:58 G. PLOT PLAN REVIEWS

1. Z-51-73 - HIMANSU SHROFF

To construct an addition and remodel the existing building on property located 3009 West Charleston Boulevard, C-D Zone.

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

1. Conformance to the plot plan and elevations.

Staff Recommendation: APPROVAL

Lurie -
APPROVED
Unanimous

Clerk to notify
and Planning to
proceed.

Himansu Shroff
was present.

APPROVED AGENDA ITEM

mp Cool

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

0217

To: The City Council
Re: Community Planning and Development Agenda Item
September 5, 1984 City Council Agenda

X.

G. PLOT PLAN REVIEWS

1. Z-51-73 - HIMANSU SHROFF

The request is for a plot plan review to allow an addition to the existing building and for remodeling work at 3009 West Charleston Boulevard in a C-D zone. The addition and remodeling will be compatible with other commercial developments along this segment of Charleston Boulevard.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

AGENDA

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

City of Las Vegas

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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)

3:48 G. PLOT PLAN REVIEW (Continued)

2. Z-14-84 - WEST COAST HOLDINGS, INC.

Request for Plot Plan Review for an apartment development on property located south-east of Decatur Boulevard and Lake Mead Boulevard, R-E Zone (under Resolution of Intent to R-3).

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

1. Conformance to the plot plan and elevations.
2. Conformance to the conditions of approval of Z-14-84 pertinent to this site.

Staff Recommendation: APPROVAL, subject to developing the R-1 and R-CL first or concurrently with the R-3.

Lurie -
APPROVED, subject
to conditions.
Motion carried
with Levy abstaining.

Clerk to notify
and Planning to
proceed.

Ed Davis appeared
and represented
the application.

APPROVED AGENDA ITEM

mp Coe

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

To: The City Council
Re: Community Planning and Development Agenda Item
September 5, 1984 City Council Agenda

X.

0219

G. PLOT PLAN REVIEW

2. Z-14-84 - WEST COAST HOLDINGS, INC.

The request is for a plot plan review on the R-3 portion of this application that was approved subject to the development plans being approved by the City Council, prior to development. The plans indicate 240 apartment units are proposed on this ten acre site, approximately 660 feet south of Lake Mead on the east side of Decatur.

The developer of this project will be West Coast Holdings, Inc. The project will consist of thirty buildings in the form of two-story eight-plexes. All of the units will be two bedroom. There will be 305 parking spaces provided where 300 are required.

At the time the zoning was approved, a condition was included that required the R-1 and R-CL lots to the north and east to be developed prior to or concurrently with any construction of the R-3. Construction has not commenced on the R-1 and R-CL lots but the applicant is in agreement to conform with this condition.

PLANNING COMMISSION RECOMMENDATION: APPROVAL, subject to conforming to the conditions of Z-14-84, which are pertinent to this R-3 site.

STAFF RECOMMENDATION: APPROVAL, subject to developing the R-1 and R-CL first or concurrently with the R-3.

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COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)

3:57

G. PLOT PLAN REVIEW AND EXTENSION OF TIME3. Z-58-83 - LAS VEGAS RESCUE MISSION

Request for a Plot Plan Review to modify the proposed site plan, to install desert landscaping and for an Extension of Time on property located on the south side of Wilson Avenue, between "D" and "E" Streets, R-4 Zone (under Resolution of Intent to M Zone).

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

1. The Resolution of Intent shall expire on August 3, 1985.
2. Conformance to the plot plan and elevations.
3. Desert landscaping shall be permitted as determined by the Department of Community Planning and Development.

Staff Recommendation: APPROVAL

Lurie -
APPROVED, subject
to the conditions.
Unanimous

Clerk to notify
and Planning to
proceed.

Ed Compton,
Director, Las
Vegas Rescue
Mission, 414 W.
Bonanza Road,
appeared and
represented
the application.

APPROVED AGENDA ITEM

mp Cor

To: The City Council
Re: Community Planning and Development Agenda Item
September 5, 1984 City Council Agenda

X.

G. PLOT PLAN REVIEW AND EXTENSION OF TIME

3. Z-58-83 - LAS VEGAS RESCUE MISSION

The request is for an Extension of Time and to revise the approved development plan to allow a one thousand (1,000) square foot building on the northwest portion of this site and to allow desert landscaping on property located on the south side of Wilson Avenue, between "D" and "E" Streets.

The approved plan was for a building to be constructed on the entire site, however, funds have not been available for this construction but now a one thousand (1,000) square foot building has been donated that will be used as an office. The building has been moved on the site and will not be placed on a foundation until approval is granted. The remainder of the property is indicated for future building expansion.

The applicant is also requesting a one year extension of time. This is the applicant's first request for an extension.

PLANNING COMMISSION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

AGENDA*City of Las Vegas*0222
September 5, 1984CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)4:00 H. EXTENSION OF TIME1. Z-50-83 - VINCE LOBUE

Extension of time on property generally located east of Edmond between El Parque and O'Bannon, R-E and N-U Zones, (under Resolution of Intent to R-PD18).

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

1. This extension shall expire on August 17, 1985.
2. Conformance to all ordinance amendments enacted subsequent to the original approval.

Staff Recommendation: APPROVAL

Lurie -
APPROVED as recommended, subject to the conditions.
Unanimous

Clerk to notify and Planning to proceed.

APPROVED AGENDA ITEM

mp Core

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

TO: The City Council
RE: Community Planning and Development Agenda Item
September 5, 1984 City Council Agenda

X.

0223

H. EXTENSION OF TIME

1. Z-50-83 - VINCE LOBUE

This is the first request for extension of time for this property.
A new development plan was approved in June, 1984.

PLANNING COMMISSION RECOMMENDATION: APPROVAL, FOR A ONE YEAR
EXTENSION.

STAFF RECOMMENDATION: APPROVAL, FOR A ONE YEAR EXTENSION.

AGENDA

0224

City of Las Vegas

September 5, 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)****I. AESTHETIC REVIEW - AR-4-84 - MACHAN HAMPSHIRE
PROPERTIES, INC.**

Request of Machan Hampshire Properties, Inc.
for an Aesthetic Review of the proposed
development of property generally located on
the southwest corner of Bonneville Avenue
and Las Vegas Boulevard South, C-2 Zone.

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

1. Conformance to the plot plan and elevations.
2. Install off-site improvements as required by the Division of Land Development and Flood Control of the Department of Community Planning and Development.
3. Dedicate 5 feet (5') of right-of-way for Las Vegas Boulevard South and a 15 foot radius corner at the intersection of Las Vegas Boulevard South and Bonneville Avenue as required by the Department of Design and Development.

Staff Recommendation: APPROVAL

Levy -
APPROVED as recom-
mended.
Unanimous

Clerk to notify
and Planning to
proceed.

APPROVED AGENDA ITEM

mp Core

0225

To: The City Council
Re: Community Planning and Development Agenda Item
September 5, 1984 City Council Agenda

X.

I. AESTHETIC REVIEW - AR-4-84 - MACHAN HAMPSHIRE PROPERTIES, INC.

The request is for an aesthetic review for an eight story office building at the southwest corner of Bonneville Avenue and Las Vegas Boulevard South, C-2 zone. This site is where the former Marian's Furniture Store was located.

There will be one level of subterranean parking and a bank is proposed for the ground level with drive-in facilities. Above the bank will be an additional three levels of parking and above that will be four floors of office space. There will be 65,200 square feet of office space plus the 5,400 square feet for the bank and 1,150 square feet for the lobby. The parking levels will contain 217 spaces where 179 spaces are required.

The Plot Plan does not reflect the five foot dedication necessary along Las Vegas Boulevard South, however, the applicant will revise the plan. The elevations of the building are attractive.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

AGENDA

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

City of Las Vegas

0226
September 5, 1984

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)

J. REQUEST TO RECONSIDER ACTION ON ZONE CHANGE -
Z-6-84 - ANTHONY S. KASDAY, ET AL

Reclassification of property located at
6901 W. Charleston Boulevard.

From: R-E (Residence Estates)
To: C-2 (General Commercial)
Proposed Use: Commercial Storage Facility

Planning Commission recommends DENIAL (5-1
vote). If approved, following are the
recommended conditions:

1. Resolution of Intent shall be restricted
to a twelve (12) month time limit.
2. Install street improvements on Holmby
Avenue and Charleston Boulevard as
required by the Department of Design
and Development.
3. At the time of development of the central
portion of the property, provisions for
drainage from the westerly properties
must be made as required by the Depart-
ment of Design and Development.

Staff Recommendation: APPROVAL, subject to
amending the application to C-1 on the north
145' and the south 230' remaining R-E.

PROTESTS: 0

PREVIOUS ACTION:

March 21, 1984 - Motion by Councilman Lurie
to DENY; motion carried unanimously.

August 1, 1984 - Motion by Councilman Levy
to rescind previous action. Approved
unanimously.

Lurie -
APPROVED
as recommended by
staff and Planning
Commission.
Unanimous

Clerk to notify
and Planning to
proceed.

Anthony S. Kasday
was present.

No one appeared
in opposition.

APPROVED AGENDA ITEM

mp Core

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

To: The City Council
Re: Community Planning and Development Agenda Item
September 5, 1984 City Council Agenda

X.

0227

J. REQUEST TO RECONSIDER ACTION ON ZONE CHANGE -
Z-6-84 - ANTHONY S. KASDAY, ET AL

This involves a reconsideration item from R-E to C-2 for a proposed commercial storage facility at 6901 West Charleston Boulevard. Since the time this application was denied, there was an ordinance amendment allowing this type of use in a C-1 Zone with a Use Permit. The applicant is in agreement to amending the application to C-1 and the ordinance has exception provisions that if the use is advertised under the zoning action, a use permit is not necessary. The use has been advertised on this application. There is developed C-1 to the north for a printing business. The applicant is proposing a thirty foot (30') wide driveway to Charleston along the east side of the C-1 property to the north. The applicant is proposing to aesthetically treat the exterior of this commercial storage facility so it will be compatible with the R-E development to the south.

The Planning Commission and staff recommendations indicated below are on the previous action.

PLANNING COMMISSION RECOMMENDATION: DENIAL - not compatible zoning or use for this general area.

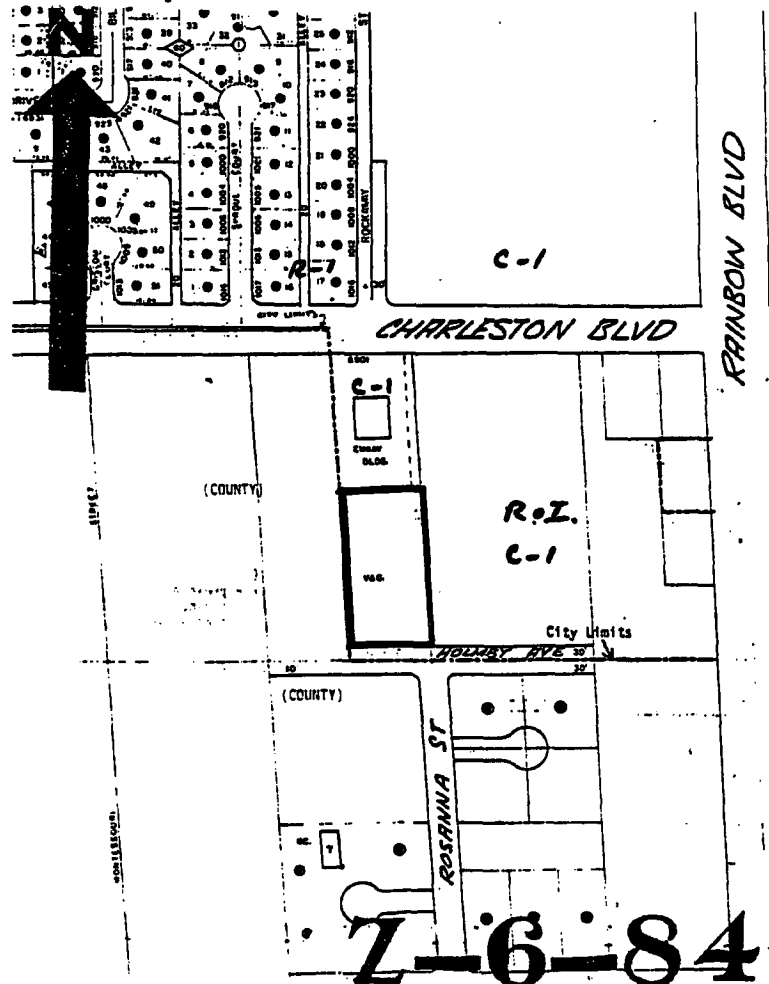
STAFF RECOMMENDATION: APPROVAL, subject to amending the application to C-1 on the north 145' and the south 230' remaining R-E.

PROTESTS: 0

PREVIOUS ACTION:

March 21, 1984 - Motion by Councilman Lurie to DENY; motion carried unanimously.

August 1, 1984 - Motion by Councilman Levy to rescind previous action; approved unanimously.



CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

TRANSCRIPT - CITY COUNCIL MEETING - SEPTEMBER 5, 1984 - 2:00 P.M. - PAGE 1
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT. ITEM J. REQUEST TO RECONSIDER 0228
ACTION ON ZONE CHANGE, Z-6-84, ANTHONY S. KASDAY, ET AL.

MAYOR BRIARE: The next is Item J, a request to reconsider action on Zone Change Z-6-84 for Anthony Kasday, property located at 6901 Charleston Boulevard.

COUNCILMAN LURIE: I'LL MOVE FOR APPROVAL FOR RECONSIDERATION. We don't hear it today.

COUNCILMAN LEVY: Wait a minute. This is the public hearing.

COUNCILMAN CHRISTENSEN: We reconsidered it the other day.

COUNCILMAN LURIE: I thought this is the day that we just -- we did that last week?

COUNCILMAN LEVY: Yes.

COUNCILMAN LURIE: Oh, okay.

COUNCILMAN CHRISTENSEN: Read on the yellow page after the white page number 54. It explains that to you.

MAYOR BRIARE: Any comments by the Councilmen on the motion?

COUNCILMAN LURIE: THE MOTION I'M GOING TO MAKE ^{IS} TO APPROVE IT, SUBJECT TO CONDITIONS.

MAYOR BRIARE: Comments? Cast your votes. Post.

END OF TRANSCRIPT

Voting was as follows;

"AYES" Briare, Christensen, Levy, Lurie, Nolen
"NOES" None

Motion carried unanimously.

AGENDA

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

City of Las Vegas

September 5, 1984

0229

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. REQUEST TO RESCIND ACTION ON ZONE CHANGE -
Z-43-84 - LLOYD E. & DOROTHY M. CLARK

Reclassification of property generally
located 670' east of Decatur Boulevard
between Lake Mead Boulevard and Coran Lane.

From: R-E (Residence Estates)

To: R-PD9 (Residential Planned Development)

Proposed Use: Medium Density Residential
(Condominiums)

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 a 4' decorative block wall along
the east and south sides of Parcel 1
with landscaping between the wall and
the sidewalk as required by the Depart-
ment of Community Planning and Develop-
ment.
3. Provide for landscaping and irrigation
and perpetual maintenance of Parcel 2
in the Conditions, Covenants and
Restrictions.
4. Provide thru access on Coran Lane to
connect to the east.
5. Dedication of right-of-way and
installation of off-site improvements
as required by the Department of
Design and Development.
6. Conformance to the plot plans amended
to reverse the north/south layout
of the development.

Lurie -
APPROVED Request
to Rescind Action
on Zone Change.
Motion carried
with Briare voting
"No."

9-19-84 Agenda

Clerk to notify
applicants and
Planning to
notify property
owners of rehearing

Billy Sloat
appeared and
represented
the applicants.

APPROVED AGENDA ITEM

mp Core

AGENDA*City of Las Vegas*

September 5, 1984

0230

CITY COUNCIL

COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

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ITEM**Council Action****Department Action****X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)****K. REQUEST TO RESCIND ACTION ON ZONE CHANGE -
Z-43-84 (Continued)**

See Page 55

See Page 55

7. Conformance to the elevations amended to provide the aesthetics of the buildings as required by the Department of Community Planning and Development.

Staff Recommendation: APPROVAL, subject to the application being amended to R-CL because the predominant use in this area is single family homes.

PROTESTS: 0

PREVIOUS ACTION:

August 1, 1984 - Motion by Councilman Lurie to amend application to R-CL; APPROVED with Councilman Christensen voting NO.

APPROVED AGENDA ITEM

mp Case

To: The City Council
Re: Community Planning and Development Agenda Item
September 5, 1984 City Council Agenda

X.

K. REQUEST TO RESCIND ACTION ON ZONE CHANGE -
Z-43-84 - LLOYD E. & DOROTHY M. CLARK

This item was placed on the agenda at the request of Councilman Lurie for the Council to consider rescinding its previous action, which amended the request from a condominium development to an R-CL project on property located 670' east of Decatur between Lake Mead Boulevard and Coran Lane. The R-CL will allow approximately 25 single family residences whereas the applicant's request was for a thirty-two (32) unit, two-story condominium project that consists of a row of eight four-plexes.

If the Council rescinds its action on this application, it must then be held in abeyance until your next meeting so that the surrounding property owners can be notified.

The request is to rezone this property from R-E to R-PD9 for a 32-unit two-story condominium project on Coran Lane approximately 670' east of Decatur Boulevard. There is developed R-1 to the north with a portion developed as a church and there is R-1 development to the east. There is approved R-CL zoning to the south across Coran where the lots will front that street. To the west is vacant R-E which has frontage on both Lake Mead Boulevard and Coran Lane. The predominant use surrounding this 3.5 acre site is single family. The development plan indicates a row of 8 fourplex buildings are proposed along Coran Lane with a relatively large recreation and open space area to the north. At the Planning Commission meeting staff recommended this application be amended to R-CL for approximately 25 lots because there will be R-CL lots across Coran and there is an R-1 pattern to the north and east. The applicant was not in agreement to this amendment and indicated he had contacted the surrounding residents regarding his condominium development and they were not opposed.

The Planning Commission and staff recommendations indicated below are on the previous action.

PLANNING COMMISSION RECOMMENDATION: APPROVAL, subject to reversing the layout so that the common open area is along Coran Lane.

STAFF RECOMMENDATION: APPROVAL, subject to the application being amended to R-CL because the predominant use in this area is single family homes.

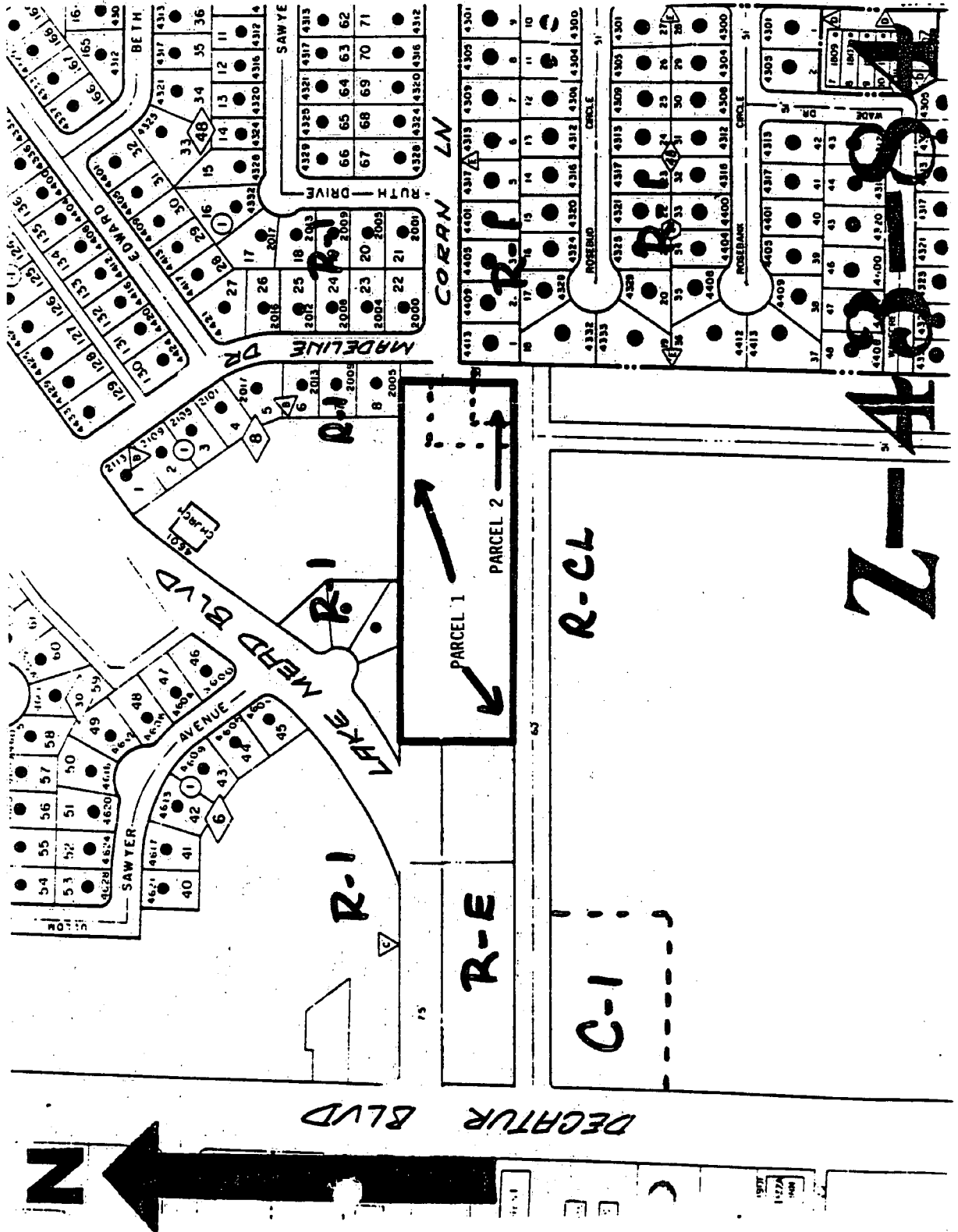
PROTESTS: 0

PREVIOUS ACTION:

August 1, 1984 - Motion by Councilman Lurie to amend application to R-CL; APPROVED with Councilman Christensen voting NO.

SEE ATTACHED LOCATION MAP

K. Z-43-84 - LOCATION MAP



AGENDA

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

City of Las Vegas September 5, 1984 0233

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM	Council Action	Department Action
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X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
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4:08

L. <u>ZONE CHANGE</u>		
-----------------------	--	--

1. <u>Z-45-84 - MIKE BOGICH</u>		
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Reclassification of property located at
211 S. 11th Street.

From: R-4 (Apartment Residence)

To: R-5 (Downtown Apartment)

Proposed Use: High Density Apartments
Three-Stories

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

1. Resolution of Intent with a twelve (12) month time limit.
2. Install sidewalks and street lights on 11th Street and pave the alley as required by the Department of Design and Development.
3. Provide 20' rear yard and 5' side yard setbacks and limit the project to 45 units as provided in the R-5 district.

Staff Recommendation: APPROVAL

PROTESTS: 0

Levy -
APPROVED as recom-
mended.
Unanimous

Clerk to notify
and Planning to
proceed.

Allen Stewart,
Tennis Court,
appeared and
represented the
applicant.

No one appeared
in opposition.

APPROVED AGENDA ITEM

MP Core

To: The City Council
 Re: Community Planning and Development Agenda Item
 September 5, 1984 City Council Agenda

X.

L. ZONE CHANGE

1. Z-45-84 - MIKE BOGICH

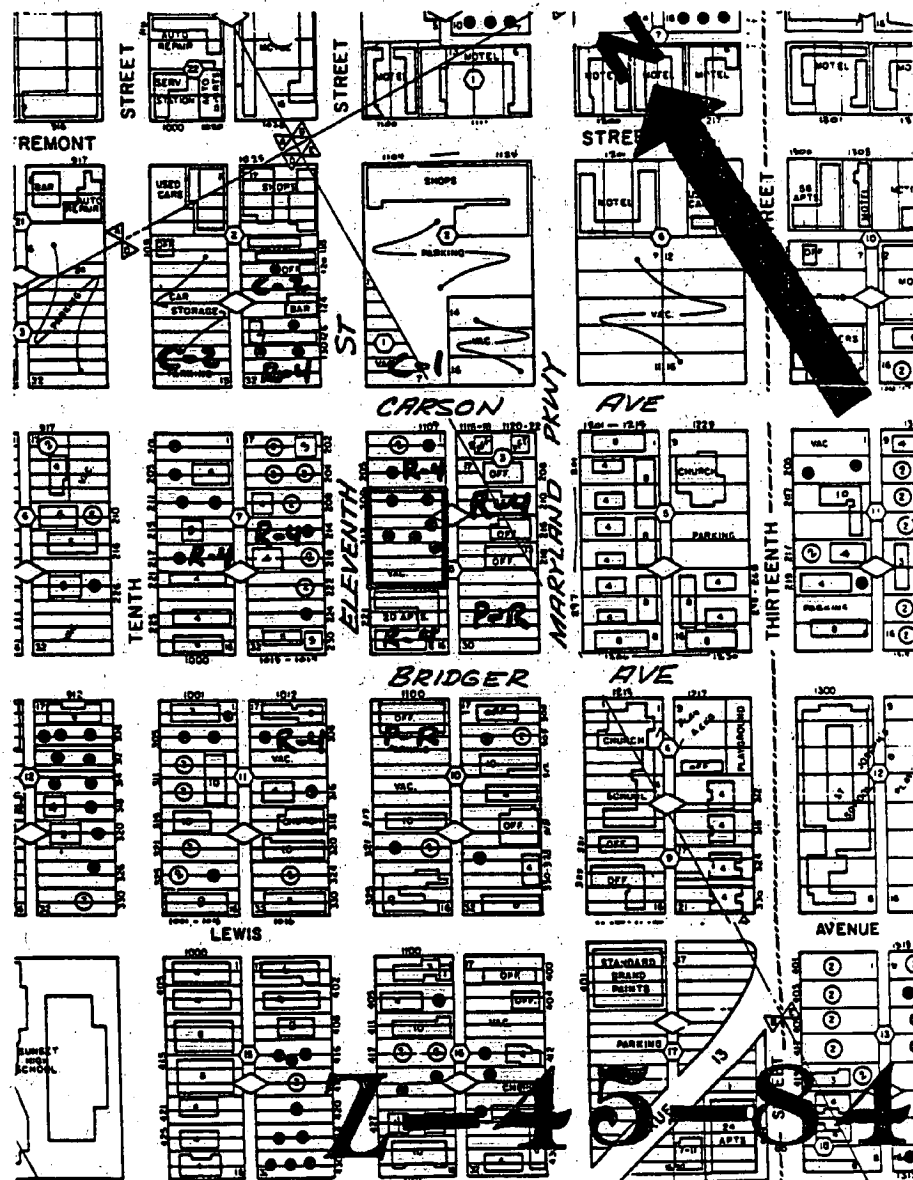
The request is to rezone this property at 211 S. 11th Street from R-4 to R-5 for a forty-eight (48) unit apartment project. The building will be three stories in height, consisting of two floors of apartments and the ground level for parking, that will be partly subterranean. The R-5 zone will only allow forty-five (45) units. The applicant had a variance approved for the three additional units and stairway encroachments at the last BZA meeting.

All of the units will be one bedroom and there will be fifty-five (55) parking spaces where forty-eight (48) spaces are required. The requested R-5 zoning is compatible with the zoning pattern in the area.

PLANNING COMMISSION RECOMMENDATION: APPROVAL.

STAFF RECOMMENDATION: APPROVAL.

PROTESTS: 0



AGENDA

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

City of Las Vegas

0235

September 5, 1984

CITY COUNCIL

COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

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ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)

L. ZONE CHANGE

2. Z-55-84 - SOUTHERN NEVADA MEMORIAL
HOSPITAL

Reclassification of property located at
1800 West Charleston Boulevard.

From: R-E (Residence Estates)
To: C-V (Civic)

Proposed Use: Parking Lot

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

1. Conformance to the plot plan.
2. Install street improvements on Rose Street as required by the Division of Land Development and Flood Control of the Department of Community Planning and Development.

Staff Recommendation: APPROVAL

PROTESTS: 0

Lurie -
APPROVED, subject
to the conditions.
Unanimous

Clerk to notify
and Planning to
proceed.

No one appeared
in favor or
opposition.

APPROVED AGENDA ITEM

MP Core

To: The City Council
 Re: Community Planning and Development Agenda Item
 September 5, 1984 City Council Agenda

X.

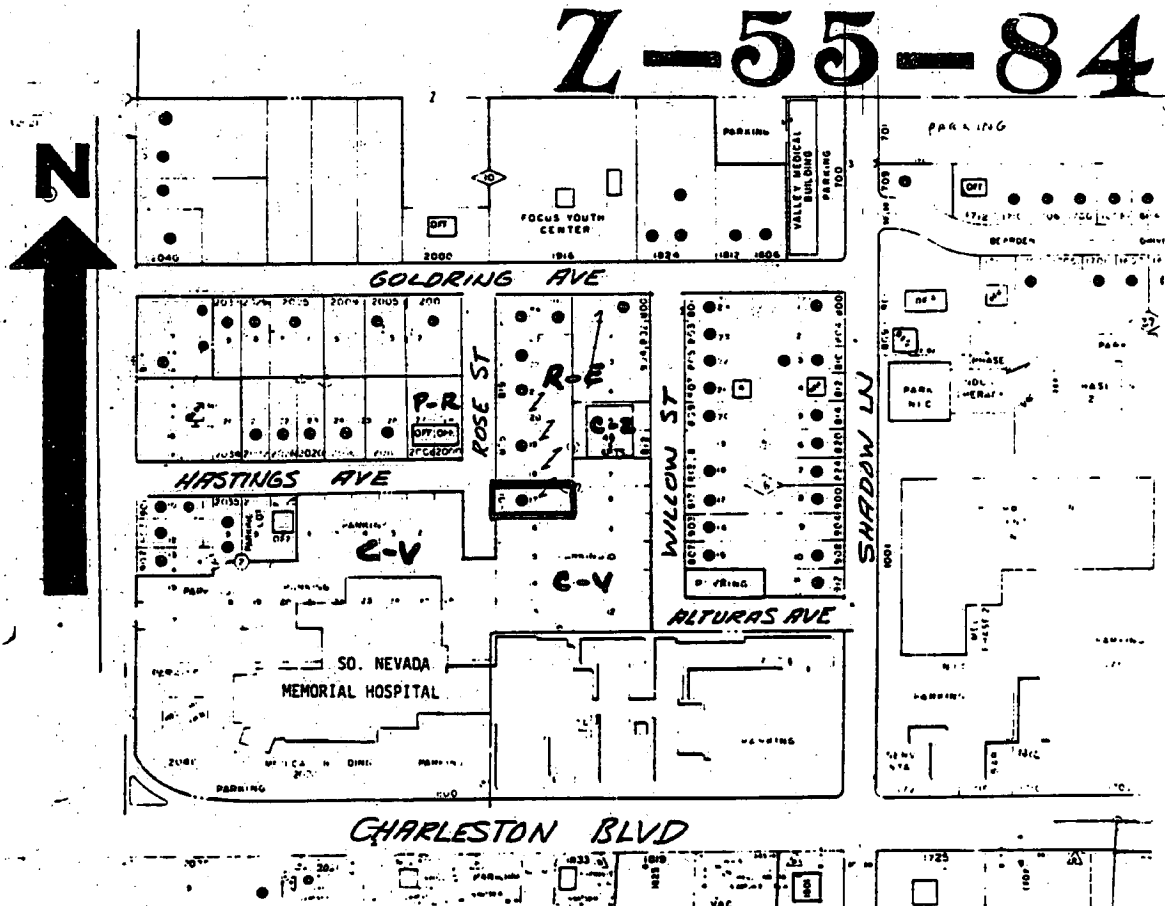
L. ZONE CHANGE (Continued)2. Z-55-84 - SOUTHERN NEVADA MEMORIAL HOSPITAL

The request is to rezone another lot for parking purposes in connection with the Southern Nevada Memorial Hospital at 1800 West Charleston Boulevard. The request is from R-E to C-V. The lot is located on the north side of the hospital property, southeast of Hastings Avenue and Rose Street.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

PROTESTS: 0



AGENDA

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

City of Las Vegas

0237
September 5, 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)

L. ZONE CHANGE

3. Z-56-84 - ADELE B. ROBERTS

Reclassification of property located generally south of Johnson Avenue between Pecos Road and Gold Bar Court.

From: R-1 (Single 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 with a twelve (12) month time limit.
2. Provision of a means of access for two-way traffic to this site approved by City Council if it is for joint use.

Staff Recommendation: ABEYANCE, until access is provided to the property.

PROTESTS: 0

Levy -
ABEYANCE until the next meeting and the applicant to obtain access to the property.
Unanimous

9-19-84 Agenda

Charles Tarr, adjacent property owner, appeared.

The applicant was not present.

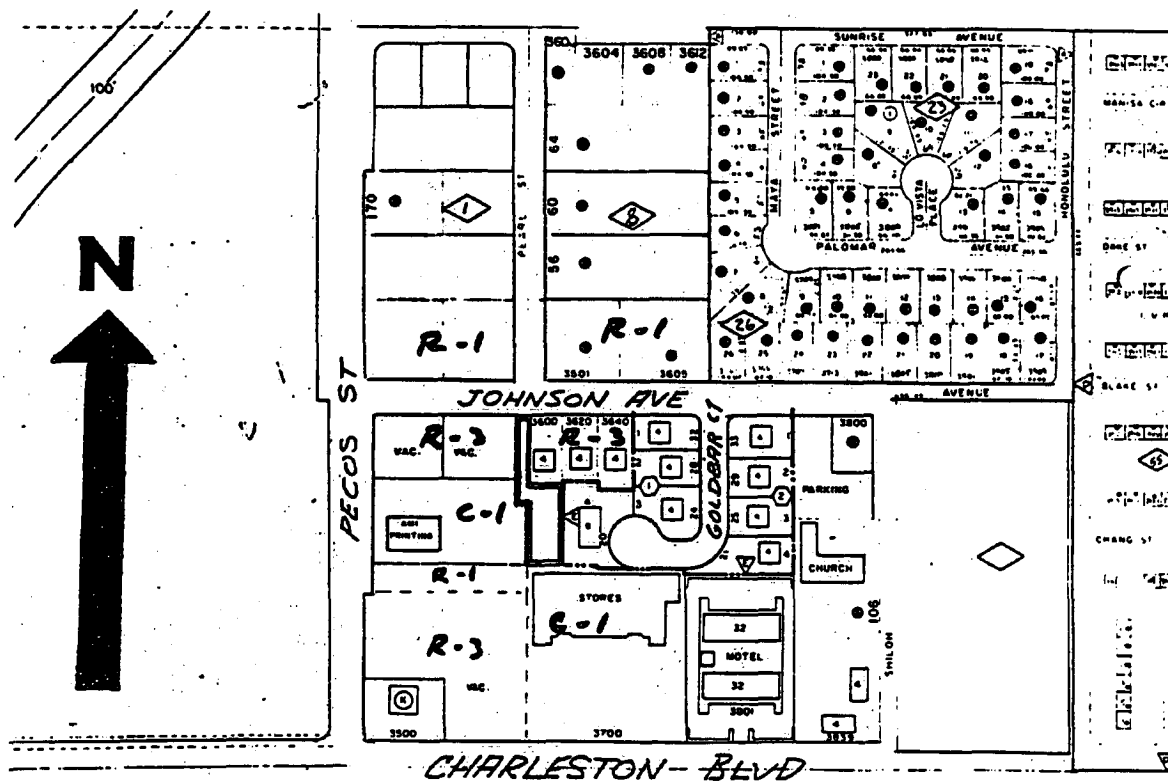
APPROVED AGENDA ITEM

mp Core

X.

3. Z-56-B4 - ADELE B. ROBERTS

PROTESTS: 0



7-56-84

AGENDA

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

City of Las Vegas

September 5, 1984 **0239**

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)

4:12 L. ZONE CHANGE

4. Z-58-84 - MARY WILEY

Reclassification of property located at 2021 West Charleston.

From: R-1 (Single Family Residence)
To: C-1 (Limited Commercial)

Proposed Use: Florist Shop

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

1. Resolution of Intent with a twelve (12) month time limit.
2. Construct a six foot (6') block wall along the south property line stepped down to four feet (4') maximum with the top two feet (2') 50% open from the side of the building to Pahor Drive.

Staff Recommendation: APPROVAL

PROTESTS: 0

Levy -
APPROVED as recommended.
Unanimous

Clerk to notify and Planning to proceed.

No one appeared in favor or opposition.

APPROVED AGENDA ITEM

MP Core

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

0240

To: The City Council
Re: Community Planning and Development Agenda Item
September 5, 1984 City Council Agenda

X.

L. ZONE CHANGE - (Continued)

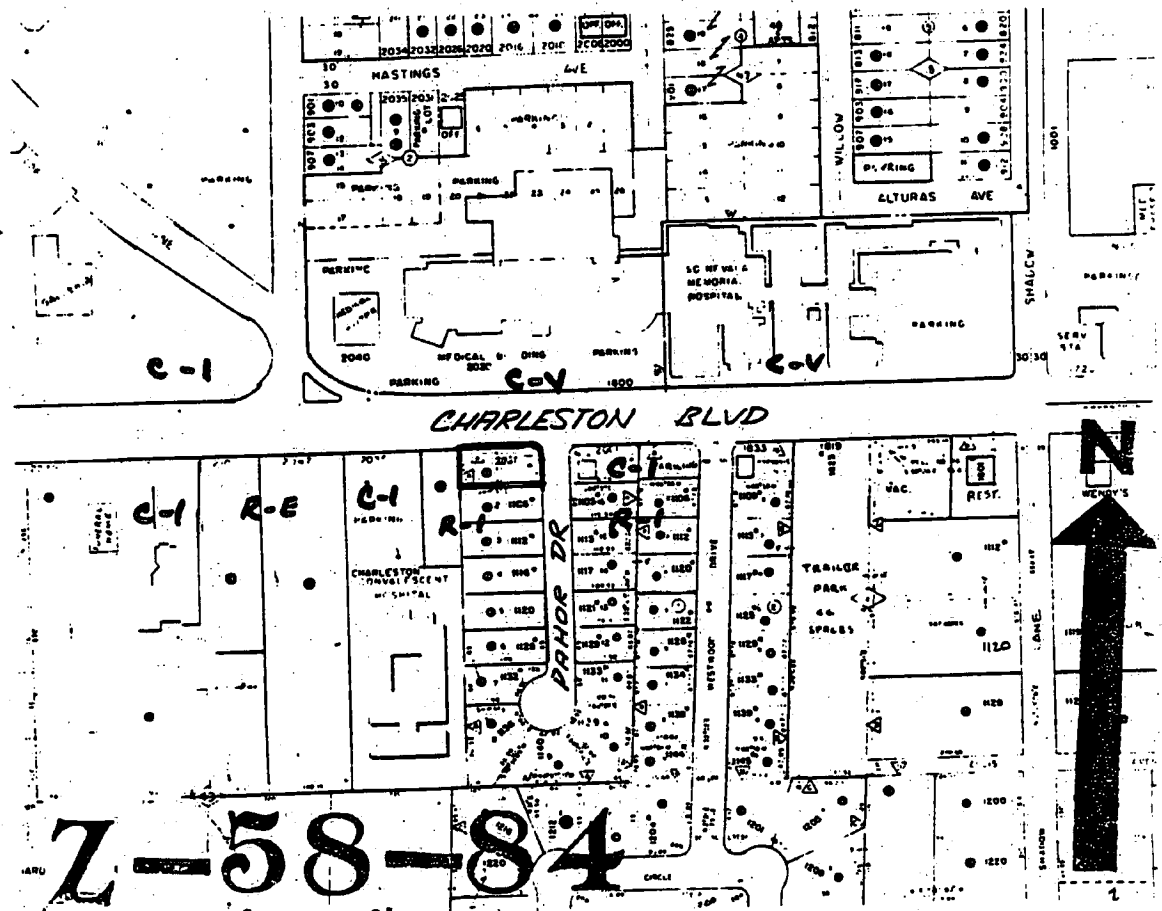
4. Z-58-84 - MARY WILEY

The request is to rezone this property from R-1 to C-1 at 2021 West Charleston Boulevard, which is at the southwest corner of Charleston and Pahor Drive. The applicant is proposing to convert the house to a commercial florist shop. There will be adequate off-street parking and landscaping provided. A C-1 zoning pattern exists on this segment of West Charleston Boulevard.

PLANNING COMMISSION RECOMMENDATION: APPROVAL

STAFF RECOMMENDATION: APPROVAL

PROTESTS: 0



AGENDA

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

City of Las Vegas

September 5, 1984 0241

CITY COUNCIL

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COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)

4:13 L. ZONE CHANGE

5. Z-59-84 - HENRY SOBEL

Request for reclassification of property generally located on the east side of Jones Boulevard between Charleston Boulevard and Del Rey Avenue.

From: R-E (Residence Estates)
To: P-R (Professional Offices & Parking)

Proposed Use: Offices

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

1. Resolution of Intent with a twelve (12) month time limit.
2. Provision of a 6-foot block wall along the south property line and provision of a 6-foot block wall along the east property line set back ten feet (10') for landscaping and provide interwoven slats in the chain-link fence extending above the block wall along the east property line.
3. All lighting for the tennis court shall be directed away from the south and east property lines.
4. Install street improvements on Red Rock Street and sidewalk on Jones Boulevard as required by the Division of Land Development and Flood Control of the Department of Community Planning and Development.

Staff Recommendation: APPROVAL

PROTESTS: 0

APPROVED AGENDA ITEM

mp Coe

Lurie -
APPROVED, subject
to the conditions.
Unanimous

Clerk to notify
and Planning to
proceed.

Henry Sobel
appeared and
represented
the application.

No one appeared
in opposition.

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

0242

To: The City Council
Re: Community Planning and Development Agenda Item
September 5, 1984 City Council Agenda

X.

L. ZONE CHANGE (Continued)

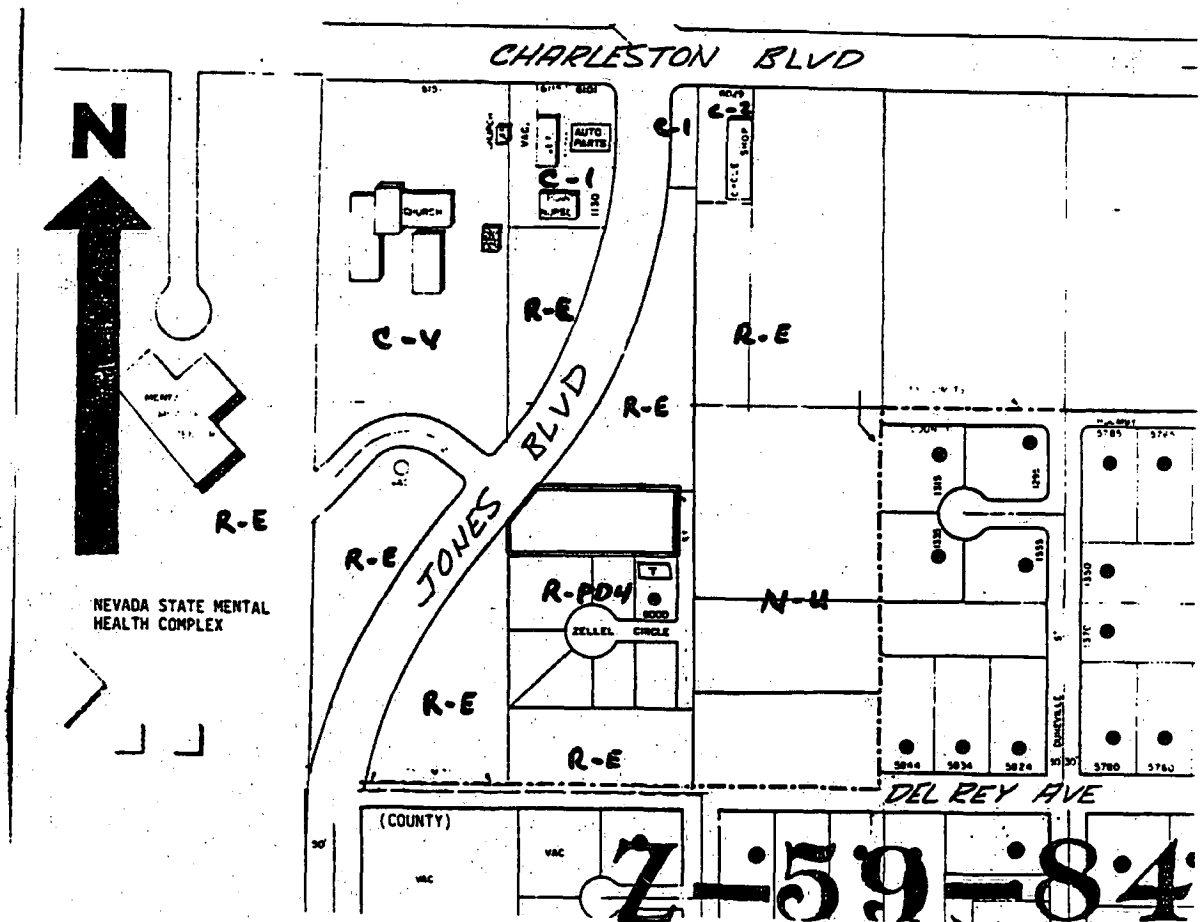
5. Z-59-84 - HENRY SOBEL

The request is to rezone the property from R-E to P-R that is located on the east side of Jones Boulevard between West Charleston and Del Rey Avenue. There is a residential zoning pattern existing to the south and east. A Resolution of Intent was approved for C-1 and P-R on the west side of Jones but it expired. The applicant is proposing a two-story office building with ample parking and landscaping. All access will be to Jones Boulevard and there will be a six foot (6') block wall separating this property from the residential to the east and south.

PLANNING COMMISSION RECOMMENDATION: APPROVAL, compatible with the zoning pattern for this area.

STAFF RECOMMENDATION: APPROVAL

PROTESTS: 0



ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)

L. ZONE CHANGE

6. Z-57-84 - THOMAS T. BEAM AND FOOTHILL
INVESTMENT CO.

Request for reclassification of property generally located north of Westcliff Drive, south of Washington Avenue, west of Rainbow Boulevard and east of Buffalo Drive.

From: N-U (Non-Urban)

To: C-1 (Limited Commercial)

R-CL (Single Family Compact Lot)

R-PD16 (Residential Planned Development)

R-PD20 (Residential Planned Development)

R-PD22 (Residential Planned Development)

R-PD24 (Residential Planned Development)

Planning Commission recommends APPROVAL (3-2 vote), subject to the following conditions:

1. Resolution of Intent with a twelve (12) month time limit.
2. The plot plans and elevations of the R-PD16, R-PD20, R-PD22, R-PD24 shall be approved by the Planning Commission and the City Council.
3. The plot plans and elevations of the R-CL and C-1 shall be approved by the Planning Commission.
4. Some modifications of the proposed street plan shall be required at the time of the subdivision.
5. Dedicate 60 feet of right-of-way for Westcliff Drive, 40 feet of right-of-way for Tenaya Way and 25 foot property line radius corners at the intersections of Westcliff Drive and Tenaya Way and at Washington Avenue as required by the Department of Design and Development.

FINAL ACTION:

1. All except Parcel No.1 (North Parcel) APPROVED, subject to the following conditions:

(a) Provision of a Flood Control Map for the entire project;

(b) Homes on the R-CL Lots to be 1100 to 1700 sq. ft. in size;

(c) Subject to all other conditions recommended by the Planning Commission. Motion carried with Lurie and Nolen voting "No."

2. Parcel No.1 (North Parcel) APPROVED as amended to R-1 Unanimous

APPEARANCES:

In favor of application:

Atty. George Dickerson representing applicants

Richard Plaster, Developer

In opposition of application:

Darrell Dalton

7108 W. Washington Ave.

Vince Martinez

7100 Alamosa Way

Carol Asedac

SEE VERBATIM TRANSCRIPT OF MOTIONS MADE AFFECTING THIS APPLICATION AND RESULTING IN THE FINAL ACTION AS SHOWN ABOVE. TRANSCRIPT MADE PART OF FINAL MINUTES.

APPROVED AGENDA ITEM

mp Cool

AGENDA

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

City of Las Vegas

0244

September 5, 1984

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)

L. ZONE CHANGE

6. Z-57-84 - Continued

SEE PAGE 62

6. Construct street improvements on Westcliff Drive, Tenaya Way and Washington Avenue as required by the Division of Land Development and Flood Control of the Department of Community Planning and Development.
7. Submit a hydrology study to the Division of Land Development and Flood Control of the Department of Community Planning and Development for each proposed parcel.
8. The north 140 feet of Parcel 1 shall be amended to R-1.
9. Provide an east-west collector between Tenaya Way and Buffalo Drive.
10. Provide a 30' paved access along Tenaya Way across the proposed Expressway to Westcliff, if authorized by the owners.

Staff Recommendation: APPROVAL, subject to the north 140' of the parcel at Tenaya Way and Washington Avenue being amended from R-CL to R-1; the R-PD20 parcel and the west 140' of the R-PD22 parcel being amended to R-CL and the remainder of the R-PD22 parcel being amended to R-PD20.

PROTESTS: 34

APPROVED AGENDA ITEM

mp Cox

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

To: The City Council
Re: Community Planning and Development
September 5, 1984 City Council Agenda

X.

0245

L. ZONE CHANGE (Continued)

6. Z-57-84 - THOMAS T. BEAM AND FOOTHILL INVESTMENT CO.

This request is to rezone three (3) separate parcels of land, comprising approximately 85 acres that is located west of Rainbow Boulevard, between Washington and Westcliff, as follows:

From: N-U (Non-Urban)
To: C-1 (Limited Commercial)
R-CL (Single Family Compact Lot)
R-PD16 (Residential Planned Development)
R-PD20 (Residential Planned Development)
R-PD22 (Residential Planned Development)
R-PD24 (Residential Planned Development)

All of this land was annexed into the City recently. The five (5) acre parcel where C-1 is being requested north of Westcliff, 600' west of Rainbow Boulevard is across from commercial to the south. The remaining 80 acres is in two parcels and is proposed for approximately 1,140 units at a density of 14.2 units per gross acre. The applicant is proposing R-CL on the north side of Westcliff Drive and north of that is where the R-PD16, R-PD20, R-PD22 and R-PD24 is being requested. There is also R-CL proposed on a separate parcel to the north at Washington and Tenaya Drive. The westerly extension of a proposed freeway from Oran K. Gragson Highway to the Husite property borders several of these parcels in this application.

At the Planning Commission meeting, staff recommended the north 140' of the parcel at Tenaya Drive and Washington be amended to R-1 because there is developed R-1 fronting on Washington immediately to the north. Also, staff recommended the westerly R-PD20 parcel and the west 140' of the R-PD22 parcel be amended to R-CL with the remainder of the R-PD22 parcel being amended to R-PD20. Staff indicated the amount of medium density residential exceeds the recommendations of the General Plan in the range of 226 units.

The applicants indicated they preferred to have the zoning as requested and the Planning Commission felt it would be acceptable with only the north 140' of the parcel at Washington and Tenaya being amended to R-1. The Planning Commission did require an east-west collector street between Tenaya Drive and Buffalo Drive to separate the multi-family traffic from the single family traffic proposed in the R-CL portions to the south. Further, a 30' wide paved access was required on Tenaya to connect the R-CL and R-1 parcel at Washington Avenue with the R-PD and R-CL parcels at Westcliff Drive, if the easements or dedications can be obtained. There were no development plans submitted for any of the parcels because of the size of this project and this is similar to how the zoning was handled on the Peccole property. The plot plans for the parcels are subject to Planning Commission and City Council approval and the layout of the R-CL parcels will be finalized under the subdivision process.

PLANNING COMMISSION RECOMMENDATION: APPROVAL, subject to the north 140' of the parcel at Tenaya and Washington being amended from R-CL to R-1.

STAFF RECOMMENDATION: APPROVAL, subject to the north 140' of the parcel at Tenaya and Washington being amended from R-CL to R-1; the R-PD20 parcel and the west 140' of the R-PD22 parcel being amended to R-CL and the remainder of the R-PD22 parcel being amended to R-PD20.

PROTESTS: 34 - 28 petitions
6 protestants at the Planning Commission meeting

SEE ATTACHED LOCATION MAP

246

N

Z-57-84

CITY LIMITS

WASHINGTON AVE

N-U

N-U

R-CL

N-U

N-U

PROPOSED FREEWAY

TELEGRAPH DR

ORAN K. GRACSON EXPRESSWAY

BUFFALO DR

RPD-20

RPD-22

RPD-24

N-U

RPD-36

R-CL

R-1

N-U

C-1

N-U

WESTCLIFF DR

R-1

R-1

R-1

C-1

RAINBOW BLVD

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ITEM X-L-6 -- Z-57-84 -- THOMAS T. BEAM AND FOOTHILL INVESTMENT COMPANY Page 1

MAYOR BRIARE:

If it does not meet with any objections from any Council members, by request we have a suggestion, and I think Mr. Dalton will appreciate this, to put on the top of the agenda for this afternoon Item No. 6 on Council's page 62, which is a Zone Change request by Thomas Beam and Foothill Investment Company to reclassify property generally located on the north of Westcliff Drive, south of Washington Avenue, west of Rainbow Boulevard and east of Buffalo Drive. Planning Commission's recommendation was for approval. The staff recommendation was for approval. Both Planning Commission and staff had conditions and there were protests of record at that time of 34. Unlike the annexation hearings, we first, in this instance, we first hear from the applicant who will present his proposal and then we will hear from anyone that's present to protest and then following a review of the matters that are brought up by the protestants, then the applicant is given an opportunity to offer any rebuttal to the protests and it's as simple as that and that's the way we'll proceed. The applicant is first.

ATTY. GEORGE DICKERSON:

Thank you, Mr. Mayor, and Councilmen. For the record, George M. Dickerson, 630 South Third Street, for and on behalf of the applicant, Tom Beam and the developer, Richard Plaster. When this matter was first conceived by Mr. Plaster, he obtained your Community Profile No. 9 for the purpose of determining this area with which you are very much concerned as far as its development in the city is concerned. It lies to the west of the Oran Gragson Expressway and it is bounded by Washington Street and Westcliff. Perhaps what I could show you in a photograph would be more demonstrative. What we're dealing with is the property here where primarily the protestants appeared -- well, this is to the west, of course, of the Oran Gragson Expressway that's demonstrated here. The major protestants that appeared had their complaint respecting this property. When we first presented the proposal to staff, it contemplated this as the development with which the people were primarily concerned. Staff recommended that as far as Washington Avenue is concerned that we have the development fronting Washington be of the same development as across the street so that it would not affect those properties; in other words, you'd have one single row of single family. We developed and prepared a proposal to show you that we have conformed with staff's request in this regard by providing the single family on the Washington frontage where it would front across the street from those properties. What we've done with the balance of the property is develop it just as the property to the north was developed by the Lewis Home development

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ATTY. GEORGE DICKERSON:

in that area. The primary concern seems to be, however, that by the development as proposed, although we contend that we're strictly within the limitations provided as far as density for the total acreage for which we are dealing here in accordance with your Community Profile No. 9 and we'll demonstrate how ours varies from the staff and from what would be allowable under Profile 9. The primary concern seems to be: How are you going to handle transportation of the residents? They were concerned because of the crossover of the Oran Gragson Expressway at Washington Street. As we understood from staff, that is already a matter that is being considered by the City for the purpose of another crossover for handling of the traffic, making it four lanes rather than the two lanes. Further, what Mr. Plaster indicated that he was willing to do is he would put in a temporary street that would connect then through the property and across the proposed expressway, which is going to extend to the Hughes site. At the meeting at that time it was indicated that we could perhaps, through staff, obtain the consent of BLM as far as that road was concerned so that it would relieve that congestion. The balance of the development and approved by the Planning Commission, was in the densities being immediate adjacency to that expressway proposed so that the transition gives you your higher density in the immediate adjacency to the expressway with the lower density, of course, on the streets which service the entire area which is Westcliff. This property was by Mr. Plaster already developed and you can see that the lower density on Westcliff has been provided by that reclassification. Immediately adjacent to that property is a 7-Eleven store, which is already in place. This is the least impacted of all of the areas because what you're dealing with, as we'll show again on our aerial photo, these properties all have the block wall and what we are really dealing with is the back yards. We too will have a block wall and there will be the back yards of the development, as far as these properties immediately adjacent to Westcliff is concerned. In our presentation to the Planning Commission their only recommendations that we would abide by and we see no objection to is that we in some way accommodate the residents of the area that were complaining, and as I indicated, that was the one parcel of property and immediately adjacent to the already developed, so that you can see on the photograph what I was talking about is the Lewis Homes has been developed precisely in the same manner as we're proposing with the single-family dwellings and immediately adjacent to and fronting

- ATTY. GEORGE DICKERSON: the properties across the street to the north of this property. I'll reserve any comments and Mr. Plaster is here, of course, to respond to any questions that you may have.
- COUNCILMAN LEVY: First of all, I'd like to tell you, George, the Profile No. 9 is neither been approved by our advisory group, our staff, our City Planning Commission, or us.
- ATTY. GEORGE DICKERSON: We understand.
- COUNCILMAN LEVY: I'd just as soon you didn't make that indication. Number two, did you figure out those -- what is the overall density of his properties?
- ATTY. GEORGE DICKERSON: If I can give you these figures that we have, we have the density that is allowed by the maximum of your Profile 9 of 1379.
- COUNCILMAN LEVY: How many per acre?
- ATTY. GEORGE DICKERSON: Eighty-five point thirty-six acres are involved.
- COUNCILMAN LEVY: How many is that per acre?
- HAROLD FOSTER: There's about eighty acres of residential. There's five acres of C-1 being requested. It comes out to about fourteen point two units per gross acre.
- COUNCILMAN LEVY: And you're going to tell me that you're going to average out fourteen point two overall in this area? I'm asking you, Harold. Would that be the right number?
- HAROLD FOSTER: That's what the applicant's request is.
- COUNCILMAN LEVY: That's what his application is, but what is the overall density application for that area?
- COUNCILMAN LURIE: Al, are you talking about not only their property, but the higher area?
- COUNCILMAN LEVY: Yes. What would be Profile No. 9's overall density?
- HAROLD FOSTER: A little over seven units per acre overall. In fairness to the applicant, he has certain parcels due to their location and proximity to the freeway and so forth, that some of them do merit some increased density.
- COUNCILMAN LEVY: Fine, but what I'm afraid of is you're going to come to me, and you've done it at different meetings, and say

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COUNCILMAN LEVY:

"Hey, we can only have so much per acre density in this area." If we give them all the R-3, then we certainly can't do much more for anybody else.

HAROLD FOSTER:

Staff's recommendation, as indicated on the agenda, would bring it down to about eleven units per gross acre.

MAYOR BRIARE:

Any other questions at this time? Mr. Dickerson, is there going to be anyone else to speak on the application?

ATTY. GEORGE DICKERSON:

Mr. Plaster is available and probably will choose to respond to any complaints that may be made by the protestants.

MAYOR BRIARE:

Then, ladies and gentlemen, now is the time for anyone that is here to speak in opposition to this zone change request to come forward and do so now. Mr. Dalton, you made a presentation a little bit ago, do you want to take off on first crack? This is Mr. Darrell Dalton. Your home address once again, Mr. Dalton.

DARRELL DALTON:

I live at 7108 West Washington Avenue. I have a petition here from at least seventy local residents; I haven't counted them. I have a neighbor that went by here and went by my subdivision to each house and I might note that every house that she stopped at, everyone did sign this petition with a "yes." The only people that did not sign were the people that were not home. We, the following list of property owners and residents, do hereby oppose the proposed rezoning of a portion of the south half (S 1/2) of Section 27, Township 20 South, Range 60 East, NDM, from N-U (Non-Urban) to R-CL (Single-Family Compact Lot) for the following reasons: 1. The proposed zoning will constitute spot zoning and will not be consistent with the overall existing Master Plan of the area, 2. The proposed zoning will change the economic hardship, or excuse me, will constitute an economic hardship on neighboring adjacent property owners because of the potential devaluation of improved properties resulting from small lot dwellings, 3. Increased numbers of dwellings per acre will impose a burden on existing services and public facilities at the time of-- like you pointed out, sir, they are showing this expressway here, but that is completely proposed and that has not been approved or we have no guarantee that that expressway will be built to alleviate this burden of traffic. One other thing, he mentioned 7-Eleven--

MAYOR BRIARE:

Mr. Dalton, excuse me, have you concluded reading the

MAYOR BRIARE: petition?

DARRELL DALTON: Yes, I have.

MAYOR BRIARE: Okay. Would you be kind enough to pass it up to us.

DARRELL DALTON: Okay. I sure will.

MAYOR BRIARE: Forgive my interrupting you. I just wanted to get to that response to the question that was asked of you. Then you can go right ahead and proceed, Mr. Dalton.

DARRELL DALTON: Okay. For one thing, it's menial, but that is not a Stop N' Go, it's a 7-Eleven and that is on the east side of Interstate 95 now, so that really is --

COUNCILMAN LURIE: Darrell, he was talking about the one over on Westcliff and Tenaya. I know where the Stop N' Go is that you're talking about over the bridge.

DARRELL DALTON: Right.

COUNCILMAN LURIE: This is over on Westcliff.

DARRELL DALTON: Okay, I'm sorry. I assumed that was the one he was talking about; that's what I get for assuming. I also have an article, it's according to you, Mr. Christensen, regarding the election. It came out the Second of September and it stated some of your views and I hope other people do share these views about being a consistent winner who has been highly critical of County policies governing the growth patterns of the valley. I think most people share this view as you and your opponent about protesting what he sees as lax enforcement of zoning ordinance by the County Commissioners in which they say it has resulted in City residents seeing their property values fall because of the County permitting mixed zoning. One of the goals of both the opponents is to start exercising leadership in controlling direction of the valley's growth. These are just some of the articles that I picked up and this article.

COUNCILMAN LEVY: Did you do this?

DARRELL DALTON: No. My address is 7112 West Washington.

COUNCILMAN LEVY: Mr. Miles. Are they here tonight?

DARRELL DALTON: No, they're not. They had to work. They work during the day so they sent me on their behalf.

COUNCILMAN CHRISTENSEN: Is that the Miles?

- DARRELL DALTON: Yes, Greg and Alice Miles. I'd like to point out too that --
- COUNCILMAN CHRISTENSEN: Excuse me just a second. The reason I wanted to see this is because -- and I don't want to appear like I'm against you because I'm probably consistent with your views, but you made a mistake here of reading a quote to me and then adding some other quotes that were some of my opposition. The guy that said he's been protesting what he sees as a lax enforcement of the zoning ordinance by the County Commissioners which has resulted in the city residents seeing their property values fall because the County Committee makes zoning with Paul Holder who ran three.
- DARRELL DALTON: I thought you both shared those views, sorry. I might point out too that the previous meeting, the Planning meeting, it was a fairly close 3 to 2 and there has been many people that called in and recorded against these votes, but I thought for sure you shared those views. You say in the front paragraph that "I hope you do."
- COUNCILMAN CHRISTENSEN: Well, you know, you keep getting on me and I guess I'm going to have to clarify my situation. I've been highly critical of County policies governing growth patterns in the valley.
- DARRELL DALTON: That is you, right?
- COUNCILMAN CHRISTENSEN: That's right. Those policies that I'm critical of are those that the County does not allow the City of Las Vegas to expand; that's what I was referring to. In other words, they don't want to see us annex anything. I noticed in your protesting the annexation you mentioned the City costs of running power lines and water lines, and so forth, out there. The City bears no cost in running power lines anywhere. The developer runs all the power lines. He runs his own electricity. He pays the power company to do that. There is not one City dollar spent for that. The same thing with the water mains. The same thing for the sewer mains. That is something that this person from the County Planning Department that objected to the city growing beat that drum about all over that district; how it was going to cost millions in taxes of city residents to furnish the services for that piece that was annexed by the Collins Brothers and it was an out-and-out fabrication of the truth. I just want to clarify that. That's what I was referring to in this paragraph. I happen to question a lot of petitions that say our property is going to be devalued. If somebody came to my door with a petition that said: "If I don't sign this petition, you're going to reduce the value of my property," I can get you 100% signatures. But, the fact that it says on a petition doesn't make it so.

- COUNCILMAN CHRISTENSEN: That's somebody's idea that it might make it so. Don't misquote me and lose my vote on this issue.
- DARRELL DALTON: That's right, I don't have any intentions of misquoting you. In the first place, whether the developer has to run these pipelines for the City, the result is going to be the same. The individual is going to say: "Well, we're going to have to build close in to the city to save ourselves money before we can go out toward Durango, which is 2½ miles past."
- COUNCILMAN CHRISTENSEN: That's very true, and if they hadn't said that, you wouldn't be living in your house because the residential area would have stopped at 4th and Fremont where it was when I moved here.
- DARRELL DALTON: Right.
- COUNCILMAN CHRISTENSEN: So it has to expand.
- DARRELL DALTON: Another thing, okay, that's all I want to say. I just hope that, you know, for once I see this building going on all over the place and there's really no stop to it. For once I'd like to see the needs and the well-being of the many would for once go ahead -- you know, the wealth and greed of the few.
- COUNCILMAN LEVY: May I just make a couple of comments to you, sir?
- DARRELL DALTON: Yes, sir.
- COUNCILMAN LEVY: Number one, Councilman Lurie and I, I guess, Labor Day, drove out and looked at the property. We looked at all the junk and filth growing across the street from your home--I'm not blaming you, but I mean, to me a nice home across the street that you'd be looking at, to me, would certainly be well worthwhile than have what you're looking at today, if you particularly have small children. Number two, in this petition, again, I'd like to take a point with the first one. It says: "The proposed zoning will constitute spot zoning and will not be consistent with the overall existing Master Plan of the area." What is the existing Master Plan of the area?
- DARRELL DALTON: I just delivered the petition, sir. I didn't draw it up. The attorney with, I believe, Southwest Gas, which is the relatives father-in-law, did draw that up and he must be familiar with the overall Master Plan of the area. I would assume that the Master Plan would be the Plan of the individuals out there that moved out there in the first place basically to get away from the congestion.
- COUNCILMAN LEVY: Let me ask you one more question. Right on the east of you before you get to the freeway is a development. Did you ask those people to sign this petition, your neighbors

COUNCILMAN LEVY: to the east?

DARRELL DALTON: The development?

COUNCILMAN LEVY: Yes, just before you get to the freeway, the condominium project?

DARRELL DALTON: Once again, I did not have the petition signed. I did not walk around and do it. My neighbors did it at 7112.

COUNCILMAN LEVY: Was that project there when you moved into your home?

DARRELL DALTON: East of myself?

COUNCILMAN LEVY: Yes, that condominium project. That was there first, wasn't it?

DARRELL DALTON: No, it was not, but, however, I never did get a notification stating that they were going to reclassify and build condos there in the first place.

COUNCILMAN LEVY: Okay, let me make a comment regarding that. Those people were living there. They live in what they call a "14 to the acre development." An R-CL development is about half that. R-CL is just a small lot. It's a homeowner. The person buys their home. It's a single-family residence. It's just a way that young people will have an opportunity to buy a home and the only difference between your home and an R-CL home is that it's on a smaller lot; that's it. We find it a very successful nice way of living and it will not lower the cost of your home.

DARRELL DALTON: Right. Okay, thank you very much.

MAYOR BRIARE: Anyone else wishes to speak in opposition to this request? Yes, sir. Please come forward. Give us your name and your home address.

VINCE MARTINEZ: My name is Vince Martinez. I live at 7100 Alamosa Way. It seems like most of the people here are complaining about the lot size and also the homes that are possibly going to be put on it. I took the trouble to go down to Lewis Homes, which is just north of us, our subdivision. A large typical lot is running approximately 42' x 114' deep. On ours the typical is about 71' x 110'. Now, if you put that in square footage, you've got on the large one on Washington, which the gentleman, Mr. Dalton, lives on has got about 7,810 square feet where versus 4,811 on the large typical lot of the R-CL, which is just north of us there, which is about 38% smaller than the home we built on, our lots are on.

COUNCILMAN LEVY:

The lot, not the home.

VINCE MARTINEZ:

Lot, excuse me. For the home size, and so forth, the houses vary anywhere from 961 square foot home to -- this is referring to Lewis Homes here and I have the brochure -- up to about 1,740. Three of the homes are two bedrooms and the third one is possibly a three bedroom. They have a lot of that nowadays. In our area, the houses that Mr. Dalton and I live in vary from 1,360 to 2,224. The one that is the smallest is considerably different from the one that is smallest that Lewis Homes has, you see. The largest is a considerably large difference between their large one, 1,740, compared to our large one which is about 2,224 square footage. I'm talking about. It also applies to the lots; they're also different. To me, we put these R-CL's around the house, and I have nothing against the people that live in the R-CL's, don't misunderstand me, but we have these homes on bigger lots and the houses are on the average larger and now we're squeezing these smaller homes on small lots and we've become surrounded now. Most of the people are wondering when this is going to stop.

COUNCILMAN LEVY:

They're not.

VINCE MARTINEZ:

People want something comparable to what they're used to, what we have in our area. This is what the big complaint is.

COUNCILMAN LEVY:

Have you asked Mr. Plaster what he is going to be building?

VINCE MARTINEZ:

One of the ladies on the Council meeting asked and they didn't have a plan. They didn't give us any idea what type of homes were going in.

COUNCILMAN LEVY:

You're making a little bit of sense here and I think that's where I would be concerned.

VINCE MARTINEZ:

Okay. I am concerned about that. That has not been brought to my attention. I've seen some of the Foothill homes. I used to be a Sears truck driver and I used to deliver inside the homes so I know what the quality is in the house and I sincerely believe, without putting the people down who own the homes, are not the same as ours, do you see what I'm saying? I've been in almost every single house in this city because I used to be a truck driver for four years and I used to deliver into people's homes.

MAYOR BRIARE:

I think you delivered a broken package to me.

VINCE MARTINEZ:

Okay. Also what concerns me is that we had a big opposition against this. On the other side of that bridge there was an apartment complex put there. The people in that area -- Ron Lurie, I think you live in that area, I'm not sure, don't quote me on that, please. You're close to that area,

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VINCE MARTINEZ:

right? There was a lot of opposition there. They gave us this big plan of how neat this place was going to look, you know, and they told us this was going to happen, this was going to happen, this is going to look really beautiful. Well, the landscaping looks great. I really do like the landscaping for an apartment complex, but the kind of bilt they put there, you know, as far as the sheeting they put there, to me it looks like a barracks. It just looks so plain. I've seen other apartment complexes built throughout the city that look a heck of a lot nicer than that, I mean, much nicer, so getting back to where we are at, that's what I'm concerned about. Sure, they might stick a 2,000 square foot home up there, but is it going to look similar to what we're used to living in? Where I live at, is it going to look like that or are we going to have a sheeting-type look in front of our area with it's compressed lots; now that's a big concern for me?

COUNCILMAN LEVY:

You won't be looking at them. They want to put R-1's --

VINCE MARTINEZ:

Well, I do look at them, sir, because I can look down Cody Pass.

COUNCILMAN LEVY:

They are talking about putting R-1's on that.

VINCE MARTINEZ:

But also too, just looking around and seeing those consolidated areas kind of bothers me. I'd like to see that whole area R-1, I really would because I think --

COUNCILMAN CHRISTENSEN:

How long have you lived in your house?

VINCE MARTINEZ:

I've lived there for five years, sir. I built it. The gentleman that bought his house first, there wasn't a condominium complex there, but when I moved in they were in the process of building it and I accepted that.

COUNCILMAN CHRISTENSEN:

The reason I asked the question wasn't that. There's another factor. You make some good points. There's another factor that you have to consider that frightens me sometimes. I've lived in my house for twenty-four or twenty-five years. I couldn't afford to buy it today; I couldn't make the payments on it. If I had to buy it at today's prices, I couldn't buy it. I've often compared some of these. It's interesting, you've lived in a house five years. The lesser quality houses than yours that somebody has talked about building on smaller lots, and so forth, you may not be able to qualify to buy that size of a house if you had it again. It kind of like somebody described to me once that the treehouse syndrome, which is, I'm in the treehouse so let's pull up the ladder and don't let anybody else in. You have to consider that. There is that hardship on the next person that comes along. The purpose of the change to the R-CL-type zoning is because a lot of people can't afford what it costs to build that house on an R-1 lot today. They can't sell

- COUNCILMAN CHRISTENSEN: it because you can't buy it until you force those people into apartments, which is tighter yet and where they really don't have the care for their home as they do if they're living in a bought and paid-for home.
- VINCE MARTINEZ: I understand that, Mr. Christensen, but when I bought my house in 1979, when the interest rate went up to 10% to 10½%, I stuck my neck out, way out, nineteen. I was going to school part time, I was going to college. I had a child on the way. I had two cars, the whole nine yards. I've done without a lot of things just to have this house. I stuck my neck out.
- COUNCILMAN CHRISTENSEN: That's very true.
- VINCE MARTINEZ: This has been a problem since way back, since the 1930's. I imagine this has been a problem since this has been moving up. It will continue to be a problem all the way up, but what are we going to do, make the lots even smaller and smaller and smaller to the point where you just stick a house on a pad?
- COUNCILMAN CHRISTENSEN: This is one of the things I'm getting at and I agree with you. Don't think I'm arguing in favor of the developer because I'm not, but I'm pointing out a couple of the realities.
- VINCE MARTINEZ: Hasn't this been a reality since they've been building homes?
- COUNCILMAN CHRISTENSEN: Not as much as it is now because the inflation, the salaries, have kept pace with the inflationary cost of housing, but in the last ten years, it hasn't. The cost of housing has gone up. You reach a point wherein some places you have people that don't buy houses and don't live in houses, they just live under the trees or wherever. If they find a vacant house, they move into it and live in it, and so forth, and then you have real problems and I guess it gets down to everybody thinks they've got a right to a piece of the American dream and that means I should be able to buy a home to live in and the best home that I can afford to buy to live in and what you're basically saying to me that I'm hearing is that, that's fine, if you want to live in a house like that, don't put it in my neighborhood, put it in a neighborhood with a bunch of other houses just like that and then what you do is you end up with segregated neighborhoods again, which I don't think we need that action either.
- VINCE MARTINEZ: I understand that, sir. This is my second house I've bought. The first house I bought it --
- MAYOR BRIARE: I'd like to get back to the public hearing -- it's a very interesting dialogue here, philosophy.

VINCE MARTINEZ:

I understand the contractors and I understand everybody else is having a problem just buying these homes, and so forth, but the reason I'm in that area is because it's what I'm used to now and I'd like to see kind of the same thing. A lot of people say -- we also have a problem as far as traffic, the bridge, and so forth, and it's going to be a trouble area in there. I actually believe that Westcliff and Washington is going to end up being one big giant Maryland Parkway, you know, between Sahara and Tropicana. That place is a mess! It had a series of reports that that street is taking more traffic than it was designed to hold.

COUNCILMAN LEVY:

Westcliff?

VINCE MARTINEZ:

No, this is Maryland Parkway. I'm using it as an analogy, which I believe sincerely --

COUNCILMAN LEVY:

Well, Westcliff will be like Maryland Parkway; I agree with you.

VINCE MARTINEZ:

I also believe that since that's going to be that way, Washington is going to be sort of like the alternate.

COUNCILMAN LEVY:

Washington is planned to be that way, sir.

VINCE MARTINEZ:

But also they are putting in those high-density homes, condominiums, apartments, no one has given me a true of what they are going to be there. No one really knows yet because it's all in the planning stage.

COUNCILMAN LEVY:

Maybe we should make it subject to finding out what they're going to do.

VINCE MARTINEZ:

Yes, that's right. It seems like all that traffic will start moving itself down and that's my concern.

MAYOR BRIARE:

I'd like to see if we have some other people that want to make some comments. We are spending an awful lot of time having a dialogue back and forth.

COUNCILMAN LURIE:

I was going to say, Mr. Martinez, it's funny how he's saying where he lives it's at the end of the desert area and doesn't want anything built there. When I bought my house twenty years ago, I was at the edge of the desert and I didn't want anything else built there.

VINCE MARTINEZ:

I didn't say nothing about building anything there. I just want --

COUNCILMAN LURIE:

That's basically what you're saying is that you want your lifestyle to stay the same and you don't want anything else around you that's going to create more traffic and change your lifestyle a little bit.

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VINCE MARTINEZ: Around my area I'd just like to have something comparable that's what is in that particular area; that's what I'm after.

MAYOR BRIARE: Thank you, Mr. Martinez. Is there someone else that wishes to make a comment? Yes, ma'am. While the lady is coming up, are there any other folks here that are here for the purpose of speaking in opposition to this? Okay, it looks like you're going to be the last.

CAROLYN ASEDAC: My name is Carolyn Asedac. I live at 7100 West Washington. I agree with all of the problems, the traffic problems. I am concerned about that, but I do want to say, I want something built across the street. I've been looking at desert for almost six years now and I'd love to see some nice homes built across the street. Lewis Homes could build across the street. I don't want Foothill's homes across the street from my house. Have you ever seen a Foothill's home? They're side by side on compact lots and they are all identical.

COUNCILMAN LEVY: They won't build those, I promise you.

CAROLYN ASEDAC: How can I be sure?

COUNCILMAN LEVY: They've already promised us they're not going to build -- I didn't know what you meant. Now I know what you're talking about.

COUNCILMAN LURIE: One of the conditions that we would place on this application is architectural review because one of the things that I've always requested and will request on this is before any building permits are taken out or plans are submitted, those plans have to come back to us. What happened out at Foothills is not going to happen across from your house.

CAROLYN ASEDAC: I certainly hope not; I don't want to have to move.

COUNCILMAN LURIE: Or what some people did behind my house is not going to happen to anybody else.

CAROLYN ASEDAC: That's wonderful because I'm not one of those people who couldn't move, but I don't want to have to move.

COUNCILMAN LEVY: You won't have to.

CAROLYN ASEDAC: I want to stay where I am, but I would love to see something built across the street, but not those homes.

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MAYOR BRIARE: Thank you very much. It has been determined, Mr. Dickerson, that she was the last one to speak in opposition, so please address your comments only as rebuttal, not to re-present the application.

ATTY. GEORGE DICKERSON: Exactly. I think Mr. Levy did it for me when he pointed out that immediately to the east of the property -- as you can see, all of the objections have been from the yellow colored area that is now being pointed to. Immediately to the east you can see what I'm talking about. When you're adjacent to and fronting upon an expressway, you must go into higher density and Mr. Levy pointed out that that density is greater than what we are asking for and we are going to be adjacent to an expressway. You see on the other side, the orange, which is immediately adjacent to the expressway --

COUNCILMAN LURIE: George, would you back up a little bit?

ATTY. GEORGE DICKERSON: Yes.

COUNCILMAN LURIE: You said you're asking for less density than is already there, fronting an expressway? Are you talking about the pink area?

ATTY. GEORGE DICKERSON: I'm talking about that brown that was immediately to the east of the yellow.

COUNCILMAN LURIE: East of the yellow, that's R-PD14, and you're asking for a lot higher than R-PD14.

ATTY. GEORGE DICKERSON: I stand corrected then.

COUNCILMAN LEVY: That is where our problem lies. My problem --

ATTY. GEORGE DICKERSON: I stand corrected because I was under the impression that was a much higher density than we are requesting.

COUNCILMAN LEVY: In that one little piece.

ATTY. GEORGE DICKERSON: But the thing about it that we pointed out to the people that are objecting, they're going to be buffered not only by the property which we will develop, but they're going to be buffered by an expressway, so that we're going to be immediately adjacent to the expressway and what the Planning Commission deemed to be appropriate was that Mr. Plaster's concept of zoning was just as viable as was that recommended by staff as to the density.

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COUNCILMAN LEVY: You know, George, I'd like you to break this up a little bit. There's a piece of property that you -- first, you started to talk about the property that these people got up and spoke against --

ATTY. GEORGE DICKERSON: Yes.

COUNCILMAN LEVY: -- which is on the north side of this proposed freeway, but in your discussion and your rebuttal, you're talking about all the property on the south side of the proposed freeway.

ATTY. GEORGE DICKERSON: No.

COUNCILMAN LEVY: This piece does not adjoin the freeway.

ATTY. GEORGE DICKERSON: I understand that. That's the only parcel of all that we're developing that is affected by the protestants.

COUNCILMAN LEVY: Right, let's talk about that. Don't mention the other.

ATTY. GEORGE DICKERSON: Alright. Lewis Homes, as I pointed out to you, developed precisely this way. The density that we're asking is in that particular area and we made the adjustments that staff requested. It's not greater than that of the Lewis Homes development to the north. Mr. Plaster is here, Mr. Levy, to answer your problems with reference to what kind of a development are you going to have here. He did work for Lewis Homes and he's here to respond.

MAYOR BRIARE: Mr. Dickerson, if he's asked to respond, then, of course, he may, but we're going to leave it up to you to make any further rebuttal.

ATTY. GEORGE DICKERSON: I would ask him to comment to Mr. Levy's concern about what is going to be developed.

MAYOR BRIARE: Mr. Levy, are you requesting his comment?

COUNCILMAN LEVY: I sure would like to hear it. I think those people in the audience certainly would like to hear about it.

RICHARD PLASTER: Certainly. I'm Richard Plaster. I'm the developer.

COUNCILMAN LEVY: We're just going to talk about the one piece.

RICHARD PLASTER: The R-CL. What I was trying to do with this is be sensitive to the issues that the people have raised here and try and be responsive to their needs because

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RICHARD PLASTER:

I had intended -- predominantly what I have been building has been the R-CL and I think they have reference to the Foothill Homes must have been to Timberline, which I'm not going to apologize for that, it was a very successful project, but it was the first time that type of property had ever been developed. It was the first of the small lot developments. It was done even before the existence of the R-CL zoning.

COUNCILMAN LEVY:

But you promised you'd never build that again.

RICHARD PLASTER:

I'm not going to build one like that again.

COUNCILMAN LURIE:

Was that your development, you and Becker built that?

RICHARD PLASTER:

That was a joint venture between myself and the Beckers and since then we -- I have a lot of crosses I have to carry (laughter) -- since then I think our product has evolved quite significantly. We're predominantly building houses that are in the 1,200 to 1,700 square foot range using quite extensive volume ceilings within them and they give a very good feeling of spaciousness and they have sold quite well. The people in the marketplace have responded well to them.

MAYOR BRIARE:

Has he answered your question, Councilman? I don't want you to review all of your history.

COUNCILMAN LEVY:

I just want those people to have an opportunity to see the product that you're building today.

COUNCILMAN CHRISTENSEN:

There seems to be, Mayor, a difference of opinion on whether we're talking about Timberline or Foothill and I think we should clarify that. The protestors seem to have a difference of opinion.

RICHARD PLASTER:

We're currently building in that immediate area and the finished houses can be seen just off Cimarron and Ducharme. They will have tile roofs. They've got very attractive elevations. People can see what they look like. That is what -- if I build in that area on R-CL, if this zoning application is approved, that is what will be built there with the exception of on the R-1 buffer we'll have to develop plans specifically to meet that requirement.

COUNCILMAN LURIE:

What are the square footages of the homes up off Cimarron and Ducharme?

RICHARD PLASTER:

Those range -- the smallest one there is 1,150 and the largest is 1,711 square feet.

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- COUNCILMAN LURIE: And you'd build the same type of house and the same conditions that you built the minimum 1,150 and up to the 1,711?
- RICHARD PLASTER: I can live with that type of condition, yes. We are building these same houses in different parts of town, not as good locations, but we don't use the tile roof.
- COUNCILMAN LURIE: I was just going to say, I happen to be up and I went through some of those homes. They're very nice. That project is nice. Timberline, they can scratch that one.
- RICHARD PLASTER: I hope I'm learning.
- MAYOR BRIARE: Are there any other comments from Mr. Plaster? Thank you, Mr. Plaster. Mr. Dickerson, does that conclude your comments?
- ATTY. GEORGE DICKERSON: No, I have nothing further, Your Honor, unless you have some questions.
- COUNCILMAN LEVY: I'm not through. Excuse me, Mayor. I thought we just got through with this R-CL piece. I'd like to address the problem that Mr. Foster presented to us and that is the density on this adjoining the proposed freeway. You're suggesting what?
- HAROLD FOSTER: Essentially these three parcels, the R-PD20, the 22 and the 24 parcels be reduced to about 220 units. This would put them at about an R-PD15 and would reduce it to that amount.
- COUNCILMAN LEVY: Then you are suggesting no R-3, multi-family?
- HAROLD FOSTER: They would be multi-family, but at 15 units per acre rather than at 24, 22 and 20.
- COUNCILMAN LEVY: Where could he have an opportunity to do that type of development adjoining the freeway? Is that out of line?
- HAROLD FOSTER: We feel that the 15 density would be appropriate. Actually, staff's recommendation was a little bit different than that. It was the westerly parcel be R-CL and then there be a strip of R-CL on that street and then the balance of it be R-PD20.
- COUNCILMAN LURIE: My concern was the fact that you're talking about a long-range proposed access with say Westcliff or the extending of the Gragson Expressway. My concern is when you look at the Profile No. 9 that Mr. Dickerson brought up with the General Plan, which we haven't approved yet, is the fact that you take in one developer and give him all the densities and then you have other parcels within that, say, two mile square area, they're going to come in and want higher densities and are not going to be able to get them because we gave it all to one developer and, in my opinion, it

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COUNCILMAN LURIE: should be spread out and not be concentrated in one particular area. That's my problem I have with the 20, 22 and 24. I asked Harold to do some figures for me on the average of the R-PD15, which does reduce this to 225 units, which would allow other developers to come in with their plans to complete development of that particular profile in that area.

MAYOR BRIARE: Further comments by the Council members? What action does the Board wish to take? This is on the request of Tom Beam.

COUNCILMAN LURIE: Can I see the other plan, Harold, of the parcel up on top where it shows the buffer zone and then the R-CL? I think you have it, George. Do you have a copy of it. Harold?

COUNCILMAN LEVY: How many lots are there?

HAROLD FOSTER: Fourteen R-1 lots and ninety-three R-CL, almost fifteen acres.

COUNCILMAN LURIE: How many was there, Harold?

HAROLD FOSTER: Fourteen R-1 and ninety-three R-CL.

COUNCILMAN LEVY: That's about seven to the acre, average about seven.

COUNCILMAN CHRISTENSEN: It looks to me like the biggest problem is that one piece of R-CL; that's the one that has generated all the protests. I recognize a lot of those people's fears and feelings. What would happen if we amended that and made that piece all R-1 and then left the other alone? There's been no protests on the other, nothing at all.

COUNCILMAN LEVY: That your motion?

COUNCILMAN CHRISTENSEN: Well, I hate to make it right out in the form of a motion. I'd kind of like to sound you guys out first.

COUNCILMAN LEVY: I know two people over there would be happy.

COUNCILMAN LURIE: How many units, Harold?

HAROLD FOSTER: About sixty-eight units.

COUNCILMAN CHRISTENSEN: What's that going to do to increase the price of that lot? In other words, my question is, that's going to take the price of that house from where to where?

COUNCILMAN LEVY: Mr. Plaster.

COUNCILMAN CHRISTENSEN: I realize you can't tell me exactly, but with your

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COUNCILMAN CHRISTENSEN: experience you can give me a rough.

RICHARD PLASTER: We've been looking at the development costs because that's really the only difference. The cost of the house is basically the square footage of the house. The land development and the land has a cost and we estimate it's about \$200 a front foot. It may be somewhere between \$150 and \$200, but if you said \$200 a front foot that is a pretty good rough ballpark number; the difference it makes. The difference between a 35-foot frontage and a 70-foot frontage --

COUNCILMAN CHRISTENSEN: Seven thousand bucks.

RICHARD PLASTER: Yes. There is a chunk of money that gets tied up in there.

COUNCILMAN CHRISTENSEN: So you're going to increase the cost of the house and lot by \$7,000 roughly.

RICHARD PLASTER: The unfortunate thing is you're dealing with a budgetary constraint on the part of the buyer and so that causes a certain problem there in terms of affordability.

COUNCILMAN CHRISTENSEN: Let me be totally realistic with you. I recognize that you have to deal with the marketplace. Contrary to what a lot of people think, a developer doesn't build houses to destroy the land values; he builds a house to make a dollar. If he doesn't have someone to buy those houses, he's not going to build those houses, so now if we were to approve this zoning on an R-1 basis, and you couldn't see a market for the homes, it would remain vacant.

RICHARD PLASTER: I can't honestly say that I don't think there's a market for R-1. There is a market for R-1. It's just somewhat more limited. My hope is, and I don't know if this is just wishful thinking, is that over the next couple of years we're going to see interest rates which are slightly lower or lower than they are today, maybe that's wrong. That could be wishful thinking. If interest rates rise, I say R-1 probably wouldn't be developed for a long time.

COUNCILMAN CHRISTENSEN: Well, that's what I'm getting at. It's going to depend on the market conditions whether or not you develop it.

RICHARD PLASTER: Right. It probably would defer the development of that property.

COUNCILMAN CHRISTENSEN: So you could conceivably by holding out for R-1 development there you could conceivably be saying that you're denying the zoning.

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RICHARD PLASTER: That's true, but then --

COUNCILMAN CHRISTENSEN: A worst-case scenario.

RICHARD PLASTER: That's true.

COUNCILMAN LURIE: I think personally, not interrupting you, Paul, the buffer zone -- we've dealt with many developers and they've worked with us to try to be compatible with zoning in other areas, like Lewis Homes when they did the development on Rainbow and Alta. We worked with them and the neighbors there and finally approved the plan that buffered the R-1 with R-1 and then R-CL in the center. R-1 is selling, R-CL is selling. Metropolitan built in all R-CL over on Rainbow; it's selling. They're beautiful homes. I think that basically when you have a neighborhood already established and you're willing to put a buffer zone in so that they'll have something comparable across the street from them and the people moving in know what's behind them, I personally don't see any problem. I think the R-CL lots started the housing industry moving again. It gave people opportunities, couples starting out, to buy a house that they can afford.

COUNCILMAN CHRISTENSEN: But the buffer zone only solves one problem and that's what you see across your fence. It does not solve the problem of the increased traffic and congestion and pressure on the facilities, and so forth. You're talking about the difference between -- how many lots was it. Harold?

COUNCILMAN LEVY: Approximately 65 to 100.

COUNCILMAN CHRISTENSEN: You're talking in a subdivision one hundred less families.

HAROLD FOSTER: It's thirty-nine less lots.

COUNCILMAN CHRISTENSEN: Thirty-nine less families.

COUNCILMAN NOLEN: Was it your intention to build the R-1 at the same time you did the R-CL?

COUNCILMAN LURIE: That could be a condition.

COUNCILMAN NOLEN: I just wondered what his intentions are?

RICHARD PLASTER: Basically the development of the R-1 buffer evolved from the Planning Commission meeting and so there has been no firm plans.

COUNCILMAN NOLEN: My only concern on that is if that front program right there were granted today, I would not want to see someone go and level the land and leave it, which has happened to us before. It happened to the people that live in the area. They decide it's not profitable to develop the R-1 or, in some cases, where we made an R-E buffer zone, they

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COUNCILMAN NOLEN: just left it vacant and then they were left with dust, so that would definitely be one concern of mine.

RICHARD PLASTER: If the plan, as we have requested, is approved, I will commit to build the R-1 no later than we start development of the rest of it.

COUNCILMAN NOLEN: We'd also make it a condition. I was just wondering what your intentions were.

COUNCILMAN LURIE: Our conditions are better than yours. I still have a problem with the other side of the freeway there, or the proposed freeway, on the density in all fairness to anyone else that's planning on doing any development up there, and in conjunction with the overall General Plan, I'll make a motion, Mayor, if one is in order.

COUNCILMAN LEVY: I'd just like to make one comment, Ron. You know, I look at this map and there's really not much of the Plan left up there between Buffalo and the expressway after you take out his property; probably about only thirty acres left, just a little bit on the end here that isn't zoned. In other words, all that's left is this right in here. He's got everything else between Buffalo and --

COUNCILMAN LURIE: How about the other side of the street?

COUNCILMAN LEVY: Right here.

COUNCILMAN LURIE: Across on the other side of the freeway?

COUNCILMAN LEVY: I have no idea what that is.

COUNCILMAN CHRISTENSEN: Let me ask another question, Councilman Lurie, that might -- another angle you might consider. What if you just took the R-CL piece right out of it? That's all part of a package, I understand that, but that's totally separate and if you took that R-CL piece clear out, then that would give the developer the opportunity to go back and try and sell the homeowners, the protestors, and if they come back without any protests, then I'm sure you could get it on, but if you couldn't, then you'd have to change a lot of things.

COUNCILMAN LEVY: You're talking about the piece --

COUNCILMAN CHRISTENSEN: I'm talking about the piece up next to Washington.

COUNCILMAN LURIE: Do you want to just hold it and let them come back at the next meeting?

COUNCILMAN CHRISTENSEN: I'm thinking out loud, You know, this is an open meeting and we don't discuss these things amongst each other

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COUNCILMAN CHRISTENSEN:

beforehand and so forth and the only time we can discuss this is right now. I'm trying to figure a way to satisfy these people's concerns who I know they're very real concerns and I've had those same concerns before myself and it might give him an opportunity so that -- you hate to kill a whole project for one-tenth of it and it would be much superior to release the project where there isn't any problem and hold it where there is a problem until that problem is worked out. I guess that's basically what I'm saying.

MAYOR BRIARE:

I can see what Councilman Lurie is saying, however, because it would seem, just from listening to Councilman Christensen and others that if this disputed area, R-CL, on the top of the map there that the folks are complaining about, if that were to be R-1, they would be happy and then we have no other arguments. Is there anyone else present today that was going to come and speak in objection to R-PD20, 22 and R-PD24? No. Were there any at the Planning Commission meeting, Mr. Foster, that spoke in opposition to the density of those three areas adjoining the proposed freeway?

HAROLD FOSTER:

Yes.

MAYOR BRIARE:

There were some there, okay. We haven't heard it today.

ATTY. GEORGE DICKERSON:

One lived across the street, but I think we solved their problem by the ingress streets, the streets that we were going to provide.

MAYOR BRIARE:

However, I think Councilman Lurie has a real good point, Mr. Dickerson, with respect to saturating an area to the exclusion of other developers. It's not fair because if Mr. Plaster comes in here and says "I want to do it." Why didn't the other developers come in here and say that? Have we denied, Mr. Foster, have we denied any R-PD20's or 15's in that area for other developers? If we're going to ration spaces, then --

HAROLD FOSTER:

Yes, I believe there was one further west on Westcliff west of Buffalo where it's now being developed on an R-CL basis.

COUNCILMAN LEVY:

That's all R-CL up there.

HAROLD FOSTER:

This is closer in right around the freeway interchange on the easterly part which justifies maybe some.

MAYOR BRIARE:

We have professional people here this afternoon representing other clients that would represent people up in these areas. I'm torn, Mr. Dickerson. I'm convinced of that area where Mr. Martinez and the lady live up there that that should be R-1.

COUNCILMAN CHRISTENSEN: You see, Mayor, that's the reason that I made the comment and was thinking out loud of the R-1. It comes back to economics. If he can sell one line of R-1 homes mixed with that R-CL, and his marketing research indicates he can sell that, that's one thing, but if his marketing research indicates he can't sell R-1 because he's going to bump the price, that many people, there's not that many of them that's going to spend \$7,000 more for the house, he's not going to build it. It's kind of like making cookies. If peanut butter cookies are liked by 6 people, but they're expensive, you can't afford to turn your whole production into peanut butter cookies because they're going to sit there on the shelf and never sell.

MAYOR BRIARE: So when do you expect to sell these peanut butter cookies? (Laughter) I'm serious. What is your plan for -- I'm just kind of curious because you can tell what we're doing here is we're trying to find out how each of us are going to vote on some kind of a motion if one is made. You're making a request here for these R-PD's that could very well, if it were to be approved, could very well be used as an excuse to deny some other developer.

RICHARD PLASTER: Well, alright, if I could address that specific issue. This is a question that I've been in discussion with Mr. Foster and the Planning Department and admittedly we are dealing with a proposed Master Plan and I know that hasn't been accepted. It has gone through a certain amount of discussion. Quite frankly, the way we came up with this development plan was taking what would be permissible under that proposed Master Plan. Mr. Foster, I recognize, is in a difficult position because he's dealing with an existing Master Plan, which I guess has proven not to be meeting the growth needs of the city and that's why a new Master Plan is developed, so he's reconciling two things. The whole concept of the allocation of densities within specific sections is a function of the old Master Plan. Within the new Master Plan each specific location on those profile sheets has a stipulated density. We have moved those densities around. In some areas we have reduced them. I was trying to address the political considerations of people who are existing in R-1 houses.

COUNCILMAN LEVY: Do you mean we Master Planned property that was not in the city?

RICHARD PLASTER: Yes, that Master Plan existed prior to this land coming into the city.

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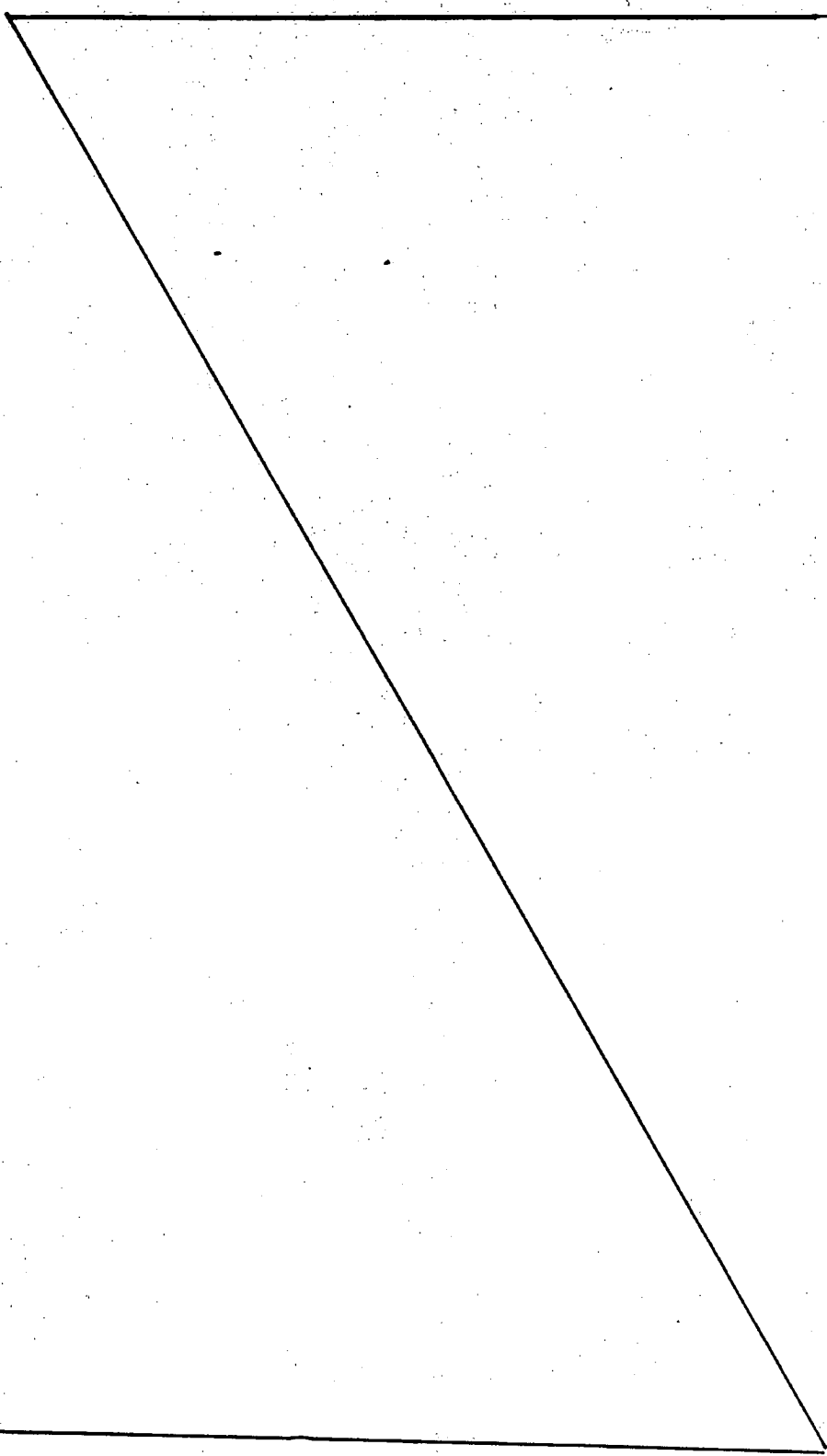
- COUNCILMAN LEVY: I'm talking about the new one; the one we haven't voted on yet.
- RICHARD PLASTER: The new one does include properties that weren't in the city at the time it was -- is that correct, Harold?
- HAROLD FOSTER: Yes.
- RICHARD PLASTER: I don't know if this mirrors the thinking of the Council or would be acceptable to the thinking of the Council, but the issues of greatest concern to me have to do with the areas south of the expressway. If, you know, in the Council in its wisdom would see fit to approve the balance of the Plan as we have submitted. I believe I can live with and make it work a n R-1 development south of Washington which deals with the public protestants and, in fact, the 75 petitioners on the petition that was brought forward, if that's amenable to the Council.
- MAYOR BRIARE: Thank you, gentlemen. Mr. Lurie has reserved the floor for a motion. Do you still want that privilege?
- COUNCILMAN LURIE: Unless someone wants to make a motion to table this item, I'm ready to make a motion and see how it goes.
- MAYOR BRIARE: You started to make one and then you were --
- COUNCILMAN LURIE: I was interrupted.
- MAYOR BRIARE: So you have first crack. Do whatever you want, Councilman.
- GENTLEMAN FROM AUDIENCE: Your Honor.
- MAYOR BRIARE: Have you been here? Sir, I believe we're too far along on this. I've asked several times if there's any more. We've gone through all of the rebuttal.
- GENTLEMAN FROM AUDIENCE: Well, it's changed from the Planning Commission's recommendation.
- MAYOR BRIARE: Well, we don't know. It's before the Council. We are here to hear testimony. Everybody had an opportunity to be heard and you didn't choose to come forward then. It's too late now.
- GENTLEMAN FROM AUDIENCE: It was decided at the last Planning meeting that there would be R-1 in the first strip on Washington.
- COUNCILMAN CHRISTENSEN: It may still be.
- GENTLEMAN FROM AUDIENCE: The way I interpret it now is that Mr. Plaster is going to reduce that to R-1 lots, rather compact lots. Then he would start building those projects first in line. If that's R-1, he's got 15 or 20 or 22 units on the south part of the project.

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MAYOR BRIARE:

Well, sir, we can't hear this right now. The hearing was over and we have it before the Council right now and it's totally out of order and now to reopen it, unless some Council member wants to reopen it.



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MAYOR BRIARE:

Councilman Lurie.

COUNCILMAN LURIE:

Okay. I think I have what motion I'd like to make, because I think that whether we have a protest on the higher density or not, I think it's still our obligation to review the Master Plan and the overall development of the area that's going to take place over a period of five or ten or twenty years. Most people won't protest something if it's not in their particular area because it doesn't have any affect on them so that's probably why the people that live on the other side of Westcliff aren't here. I did get a couple of calls from some people that had some concerns and I took care of those myself, but I THINK THE ZONING APPLICATION SHOULD BE APPROVED WITH THE PARCEL ON THE TOP, WITH THE CHANGES, WITH THE R-1 BUFFER ZONE ON WASHINGTON, AND THEN THE REMAINDER OF THE PROPERTY R-CL, AND THAT THE CONDITION WOULD BE THAT THEY ALL BE BUILT CONCURRENTLY, THE R-1 AND THE R-CL. THE OTHER ITEM IS ON THE R-PD20 AND R-PD22 AND R-PD24, THAT WE ALLOW AN R-PD18 ON THOSE PARCELS AND THAT THE THIRD ITEM IS THAT I WANT TO SEE, OR THE BOARD, OR, HAROLD, YOU CAN HANDLE THIS -- A FLOOD CONTROL MAP OF THE AREA ON THE PROJECT, WHICH I'M SURE FALLS UNDER OUR FLOOD CONTROL ORDINANCE, WHICH BRINGS UP ONE OTHER ITEM THAT WAS MENTIONED. I DON'T WANT THIS TO CONFLICT WITH THE MOTION, SO I'M GOING TO STOP THE MOTION RIGHT THERE, SUBJECT TO ALL OTHER CONDITIONS SET FORTH BY THE PLANNING COMMISSION. THE OTHER ITEM I WANT TO BRING UP IS THE FACT THAT THE DEVELOPER DID SAY THAT HE WAS GOING TO EXTEND THE ROAD TENAYA. THAT SHOULD BE ONE OF THE CONDITIONS. ALSO, THE R-CL LOT SIZES OR HOME SIZES WILL BE THE SAME AS HIS PROJECT UP ON LEDGER WHICH IS 1100 TO 1700 SQUARE FOOT HOMES ON THOSE R-CL LOTS. NOW, TO GET BACK TO THE FLOOD CONTROL, HAROLD, ON THE DURANGO DRIVE -- EXCUSE ME -- BUFFALO, I WANT YOU TO REVIEW THE BUFFALO CHANNEL AND BRING BACK TO THIS BOARD ANY GOVERNMENT EASEMENTS OR AREAS WHERE WE CAN SET ASIDE THAT LAND FOR THAT CHANNEL SOME DAY TO BE BUILT TO TAKE CARE OF THE WEST END OF TOWN FOR FLOOD CONTROL. Now, that ends the motion.

MAYOR BRIARE:

You'll notice that Condition No. 7 is to submit a hydrology study. Is that the same things that Councilman Lurie's asking for?

COUNCILMAN LURIE:

The same thing. I want to emphasize it.

MAYOR BRIARE:

Right. Are there any questions on Councilman Lurie's motion?

COUNCILMAN LURIE:

Don't ask me to repeat it.

- MAYOR BRIARE: If there's a difference of opinion by any Councilman now, they can amend or speak in opposition or speak in favor or whatever they want to do.
- COUNCILMAN LEVY: I think Councilman Lurie got carried away a little bit and I'm afraid I'm going to have to vote against the motion for different parts of his major speech. One, of course, is the house size, and I'm not sure we shouldn't allow some RPD-20 or 22 or in that area adjoining the freeway.
- MAYOR BRIARE: Well, Councilman Levy, I share your thoughts a little bit, but do you want to offer an amendment to that portion which pertains to the R-PD20, 22, 24?
- COUNCILMAN LEVY: Well, I think that would take the whole meaning of his motion out, Mayor. You know, if I start amending the R-PD20, 22 and 24, like Councilman Lurie has said 18, I think then I would be absolutely changing his motion completely.
- MAYOR BRIARE: Well, no, you wouldn't. I would think this -- if you wanted to discuss that, and I'm not trying to sabotage your motion here, but if you disagree with him with respect to one part of that motion, you can suggest as an amendment that his request be amended from 18 to whatever you want to amend it to. We would vote on that item and then it's over with.
- COUNCILMAN LEVY: Okay. I'LL MOVE THAT WE AMEND HIS MOTION REGARDING THE 18 BACK TO THE REQUEST OF THE DEVELOPER AS WELL AS THE -- WE WILL LOOK AT HIS DRAWINGS WHEN HE COMES IN WITH HIS FINAL.
- MAYOR BRIARE: Fine. I think we've all discussed enough. Is there any further need to discuss that proposed amendment? (No response.) Then we're voting on Councilman Levy's proposed amendment. Cast your votes. Post.
- (VOTING "YES": Briare, Levy and Christensen
VOTING "NO": Nolen and Lurie)
- The proposed amendment is carried. So now Councilman Lurie's motion reads that the R-1 up in the upper corner and it currently being built with the R-CL's, that the lots be -- pardon me -- that the square footages be between 1100 and 1700. However, in accordance with the vote that was just taken, as amended, to allow the R-PD20, 22 and 24.
- COUNCILMAN LEVY: No, Mayor. I think we told them -- I think my amendment also said that they'll -- we will discuss or request that the applicant bring in his plans as to -- in other words, architectural supervision.

TRANSCRIPT - LAS VEGAS CITY COUNCIL MEETING - SEPTEMBER 5, 1984
ITEM X-L-6 -- Z-57-84 -- THOMAS T. BEAM AND FOOTHILL INVESTMENT COMPANY Page 28

COUNCILMAN LURIE: You want architectural review.

COUNCILMAN LEVY: And not have sizes.

COUNCILMAN LURIE: And so Councilman Levy understands when I mentioned 1100, 1700 sq. ft., the developer said that he would build those houses and that's why I put that in there. When the developer says he's going to do something and you make it part of the motion, then he's going to do it.

MAYOR BRIARE: I'm sorry. I was trying to make everything be pertinent to the main motion, and that -- if you'd make another motion then to tackle that 1100 sq. ft.

COUNCILMAN LEVY: No, that's fine.

MAYOR BRIARE: Is there anyone that's dissatisfied with the manner in which I have stated the motion that's now before us? (No response.) Very well. Let's vote on the motion that's now before us which is the amended motion of Councilman Lurie.

COUNCILMAN LURIE: Mayor, since there's so many amendments, so many changes in asking for the R-1 and the R-CL, I'LL MOVE THIS ITEM BE TABLED AND SENT BACK TO THE PLANNING COMMISSION.

MAYOR BRIARE: Cast your votes on the motion to table. Post. The motion fails.

(VOTING "YES": Lurie
VOTING "NO": Nolen, Briare, Levy and Christensen)

Councilman Lurie's motion is still before us as amended. Are there any further amendments?

COUNCILMAN CHRISTENSEN: Now, let me see if I understand this correctly. It's been amended back to the original motion -- it's been amended back to the original request except that now we have a request for one row of R-1 houses?

MAYOR BRIARE: That's my understanding, Councilman Christensen.

COUNCILMAN CHRISTENSEN: And the size is strictly to reflect in the conditions what he's already agreed to?

MAYOR BRIARE: Right. And that was a verbal statement of the developer.

COUNCILMAN LURIE: I know. What did you get for the sizes?

COUNCILMAN LEVY: What you said.

TRANSCRIPT - LAS VEGAS CITY COUNCIL MEETING - SEPTEMBER 5, 1984
ITEM X-L-6 -- Z-57-84 -- THOMAS T. BEAM AND FOOTHILL INVESTMENT COMPANY Page 29

MAYOR BRIARE: Eleven hundred to 1700.

COUNCILMAN CHRISTENSEN: Okay. I WOULD MOVE TO AMEND THE MOTION TO DELETE THE PIECE, THE NORTHERN MOST PIECE THAT THEY WANT R-CL UNTIL SUCH TIME AS WE GET THE AGREEMENT OF THE HOME OWNERS.

MAYOR BRIARE: Oh, now, Councilman Christensen, the northern most part, as I see it, is to be R-1.

COUNCILMAN CHRISTENSEN: I'm talking about that parcel (indicating).

MAYOR BRIARE: The whole parcel?

COUNCILMAN CHRISTENSEN: The whole parcel.

MAYOR BRIARE: Okay, that's the motion to delete the parcel -- the only way that I can describe is the --

COUNCILMAN CHRISTENSEN: The northern most parcel.

MAYOR BRIARE: The northern most parcel.

COUNCILMAN LEVY: Until when?

HAROLD FOSTER: It's identified as Parcel 1 on the Plot Plan.

MAYOR BRIARE: Alright. We're following along. At least I think five of us are and our City Attorney.

COUNCILMAN LURIE: What is the motion?

MAYOR BRIARE: He wants to amend your motion by deleting this entire parcel, which will end up leaving us just with this.

COUNCILMAN LEVY: Excuse me, Mayor. What do you mean by -- what is deleting mean? It's been turned down?

MAYOR BRIARE: It will be deleted from the motion.

COUNCILMAN NOLEN: Take it out of the application. We're not -- it's not --

MAYOR BRIARE: No, it will still be pending, if it's deleted from the motion, it will still be before us.

COUNCILMAN LEVY: And the man deserves an answer.

MAYOR BRIARE: He'll have it. It depends on what happens on this vote now. You see, in clarification, and, Councilman Christensen, correct me if I'm wrong. If your motion passes, the entire parcel with the pencil that's lying right now, will be taken out of Councilman Lurie's

TRANSCRIPT - LAS VEGAS CITY COUNCIL MEETING - SEPTEMBER 5, 1984
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MAYOR BRIARE: motion, but it will still be before us for some disposition after we take care of this, and I'd love to see it, because we're debating --

COUNCILMAN CHRISTENSEN: That's correct.

MAYOR BRIARE: -- two different questions here, and it's getting --

COUNCILMAN CHRISTENSEN: It splits the motion.

MAYOR BRIARE: -- confusing and we shouldn't do it that way.

COUNCILMAN LURIE: Well, I want to make it easy on you. I'M GOING TO WITHDRAW MY MOTION.

MAYOR BRIARE: No, please don't.

COUNCILMAN LURIE: I'M GOING TO WITHDRAW MY MOTION.

MAYOR BRIARE: Well, we can vote against that.

COUNCILMAN LURIE: Okay, you can vote against it. I'M WITHDRAWING MY MOTION because I don't like all these amendments.

MAYOR BRIARE: Well, Councilman Lurie, I'm sorry. You cannot withdraw a motion after it's been acted upon. You can move to indefinitely postpone your motion or something, but you can't withdraw it now. Ron, you cannot withdraw a motion after it's been --

COUNCILMAN LURIE: Well, my motion's gone. I mean, you've chopped it up so bad now it don't make any sense. (Laughter)

MAYOR BRIARE: Paul, you and I know what we're doing.

COUNCILMAN CHRISTENSEN: It's the way the cookie crumbles.

COUNCILMAN LURIE: You win some; you lose some, don't you.

MAYOR BRIARE: Alright. Well, we have a motion to DELETE THAT PARCEL. That motion is in order. It's a motion to amend, and it could be -- there's instances sometimes where you won't even recognize the thing by the time we get through.

COUNCILMAN LURIE: I sure don't. This is like the Legislature.

MAYOR BRIARE: Well, I'm going to call for my own question.

COUNCILMAN LEVY: Call for the question.

TRANSCRIPT - LAS VEGAS CITY COUNCIL MEETING - SEPTEMBER 5, 1984

ITEM X-L-6 -- Z-57-84 -- THOMAS T. BEAM AND FOOTHILL INVESTMENT COMPANY Page 31

MAYOR BRIARE:

Would you please vote on Councilman Christensen's Amendment. Post. The motion is APPROVED.

(VOTING "YES": Nolen, Lurie, Briare, Levy & Christensen.
VOTING "No": None)

So that parcel is still on the table, and we have now -- Councilman Lurie's motion looks like this:

COUNCILMAN NOLEN:

It's been amended.

MAYOR BRIARE:

R-PD20, R-PD22, R-PD24 and the --

COUNCILMAN LEVY:

No, R-CL and R-PD.

MAYOR BRIARE:

AND R-CL AND R-PD16.

COUNCILMAN LURIE:

It's not what I started with. It's not my motion.

MAYOR BRIARE:

Okay. Are you ready for the question? (No response.) Cast your votes. Post. The motion is APPROVED.

(VOTING "YES": Briare, Levy & Christensen
VOTING "NO": Nolen and Lurie)

Now, we have before us what action the Council wishes to take on the northern parcel.

COUNCILMAN LURIE:

I'LL MOVE THAT THE NORTHERN PARCEL BE R-1.

MAYOR BRIARE:

Are there comments on the motion? (No response.) Cast your votes. Post. The motion's APPROVED.

(VOTING "YES": Nolen, Lurie, Briare, Levy & Christensen
VOTING "NO": None)

This application has been disposed with. If anybody understands it, we'll be very pleased. We understand it and we're going to be in recess for about 5 minutes.

(END OF DISCUSSION ON THIS ITEM.)

AGENDA

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

City of Las Vegas

September 5, 1984 0278

CITY COUNCIL

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COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)

M. SET DATE FOR PUBLIC HEARING ON ANY ITEM
REQUIRING A PUBLIC HEARING THAT WAS ACTED
UPON BY THE CITY PLANNING COMMISSION AT ITS
AUGUST 9, 1984 MEETING.

None

None

N. SET DATE ON ANY APPEALS FILED OR REQUIRED
PUBLIC HEARINGS FROM THE BOARD OF ZONING
ADJUSTMENT MEETING HELD AUGUST 23, 1984.

V-90-84

9-19-84 Agenda

AGENDA*City of Las Vegas*

0279

September 5, 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

None

APPROVED AGENDA ITEM

MP Carl

September 5, 1984

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

AGENDA

City of Las Vegas

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.

David L. Furniss appeared in regard to his application for a job as a City Firefighter. City Manager Hall will meet with Mr. Furniss in an attempt to resolve the problem.

MEETING ADJOURNED AT 4:25 P.M.

APPROVED AGENDA ITEM

mp *Coor*

AGENDA

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984

City of Las Vegas

September 12, 1984
4:00 P.M. 0281

Page 1

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

ITEM	Council Action	Department Action
Iv.(a) ADMINISTRATIVE AGENDA ASHLEY HALL, CITY MANAGER	FULL BOARD PRESENT NOTE: COUNCILMAN LEVY DID NOT VOTE BECAUSE HE ARRIVED AFTER THE VOTE WAS TAKEN.	
A. DISCUSSION AND POSSIBLE ACTION ON A RESOLUTION REQUESTING ASSISTANCE FROM THE ARMY CORPS OF ENGINEERS TO MEET FLOOD CONTROL NEEDS IN LAS VEGAS.	Lurie - ADOPTED Resolution. Unanimous with the exception Levy arrived after the vote was taken.	Staff to proceed
	MEETING ADJOURNED AT 4:02 P.M.	

City of Las Vegas

AGENDA DOCUMENTATION

Date: September 12, 1984TO:
The City CouncilFROM:
ASHLEY HALL
CITY MANAGER

0282

SUBJECT: DISCUSSION AND POSSIBLE ACTION ON A RESOLUTION REQUESTING ASSISTANCE FROM THE
ARMY CORPS OF ENGINEERS TO MEET FLOOD CONTROL NEEDS IN LAS VEGAS.PURPOSE/BACKGROUND

The severe flooding which has plagued Southern Nevada during the past two and one-half months has caused over \$1.4 million in damages to City-owned facilities and infrastructures. In addition, homes and businesses have suffered water-related damages; roadways were impassable which stranded motorists, and neighborhoods were virtually isolated because of rising water levels.

Although the City has committed over \$13 million since 1970 for flood control mechanisms, this amount has not kept pace with the rapid growth and development of the City. The unpredictability of the weather, when combined with increased urbanization, has created the need for a much greater commitment of money to safeguard the life and property of our residents from future flood disasters.

To adequately protect the citizens of the City of Las Vegas and adjacent entities, it has been estimated that \$200 million or even more will be necessary. Clearly, such costs exceed the financial ability of local governments. The Resolution before you today, therefore, requests that the Nevada Congressional Delegation seek a financial commitment in the amount of \$200 million from the federal government to adequately protect Southern Nevada from flooding.

FISCAL IMPACTRECOMMENDATIONS

It is the City Manager's recommendation that the Resolution before you today be adopted and that the City vigorously pursue all viable avenues towards securing adequate funding to prevent further destruction caused by flooding.

Agenda Item

IV.(a) A.

0283

RESOLUTION

WHEREAS, the City of Las Vegas has experienced severe flooding over a number of years, the most immediate events occurring in July and August, resulting in over \$1.4 million in damages to public facilities and an undetermined amount of damage to private properties; and

WHEREAS, on September 6, 1984, President Ronald Reagan signed a bill declaring Clark County a disaster area as a result of said flooding events; and

WHEREAS, flooding will continue to be a problem in the future, endangering the safety and property of the citizens of Las Vegas due to topographic and rapid development; and

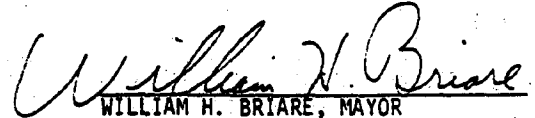
WHEREAS, the U.S. Army Corps of Engineers has initiated a planning study for the Las Vegas Valley to determine flood control needs and provide assistance in the implementation of a flood control program; and

WHEREAS, the City of Las Vegas has expended in excess of \$13 million to plan and construct flood control facilities; and

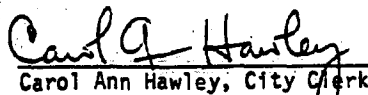
WHEREAS, the City of Las Vegas, in conjunction with Clark County, is in the process of developing a funding program to operate and maintain flood control facilities, provide for emergency response, and match federal contributions.

NOW, THEREFORE, BE IT RESOLVED that the Las Vegas City Council requests that the Nevada Congressional Delegation pursue federal appropriations of \$200 million to resolve the severe flood control problems of Clark County, to include the City of Las Vegas.

PASSED, ADOPTED and APPROVED this 12th day of September, 1984.


WILLIAM H. BRIARE, MAYOR

ATTEST:


Carol Ann Hawley, City Clerk

CITY COUNCIL MINUTES - SEPTEMBER 5, 1984
AFFIDAVIT OF MAILING

0284

(Mailing required under the provisions of NRS CHAPTER 241)

STATE OF NEVADA)
COUNTY OF CLARK) ss

Joanne Perry, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the 7th day of September, 1984, a copy of an AGENDA (NOTICE), the attached of which is a true and correct copy, of a SPECIAL MEETING of the CITY COUNCIL of the CITY OF LAS VEGAS, NEVADA, to be held on the 12th of September, 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).

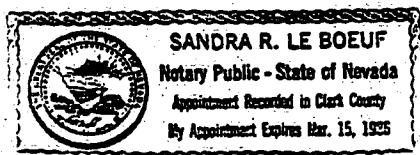
Joanne Perry
SIGNATURE (an employee in the Office of
the CITY CLERK)

Subscribed and sworn to before me this

7th day of September 1984

Sandra R. Le Boeuf
NOTARY PUBLIC in and for said County
and State.

My Commission expires: 3-15-86



CITY COUNCIL MINUTES - SEPTEMBER 5, 1984
AFFIDAVIT OF POSTING

(Posting required under the provisions of NRS CHAPTER 241)

0285

STATE OF NEVADA

COUNTY OF CLARK

ss

Joanne Perry, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the 7th day of September, 1984, at the hour of 11:00 Am there were posted copies of a NOTICE, the attached of which is a true and correct copy, of an SPECIAL MEETING of the CITY COUNCIL, of the CITY OF LAS VEGAS, NEVADA, to be held on the 12th day of September, 1984, at 400 East Stewart Avenue, Las Vegas, Nevada; to be posted on Public Bulletin Board at the following locations:

1. In the Bradley Building, State of Nevada, 2501 E. Sahara Avenue;
2. In the Senior Citizens Center, 450 East Bonanza Road;
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)

Joanne Perry
SIGNATURE

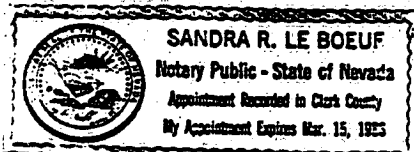
City Clerk
DEPARTMENT

Subscribed and sworn to before me this

7th day of September, 1984

Sandra R. Le Boeuf
NOTARY PUBLIC in and for said County
and State.

My Commission expires: 3-15-86



City of Las Vegas

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

SPECIAL MEETING LAS VEGAS CITY COUNCIL

THE LAS VEGAS CITY COUNCIL WILL HOLD A SPECIAL MEETING ON WEDNESDAY, SEPTEMBER 12, 1984, AT THE HOUR OF 4:00 P.M. IN THE CITY MANAGER'S CONFERENCE ROOM, 10TH FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA, TO CONSIDER THE FOLLOWING AGENDA.

AGENDA

ADMINISTRATIVE AGENDA

- A. DISCUSSION AND POSSIBLE ACTION ON A RESOLUTION REQUESTING ASSISTANCE FROM THE ARMY CORPS OF ENGINEERS TO MEET FLOOD CONTROL NEEDS IN LAS VEGAS.