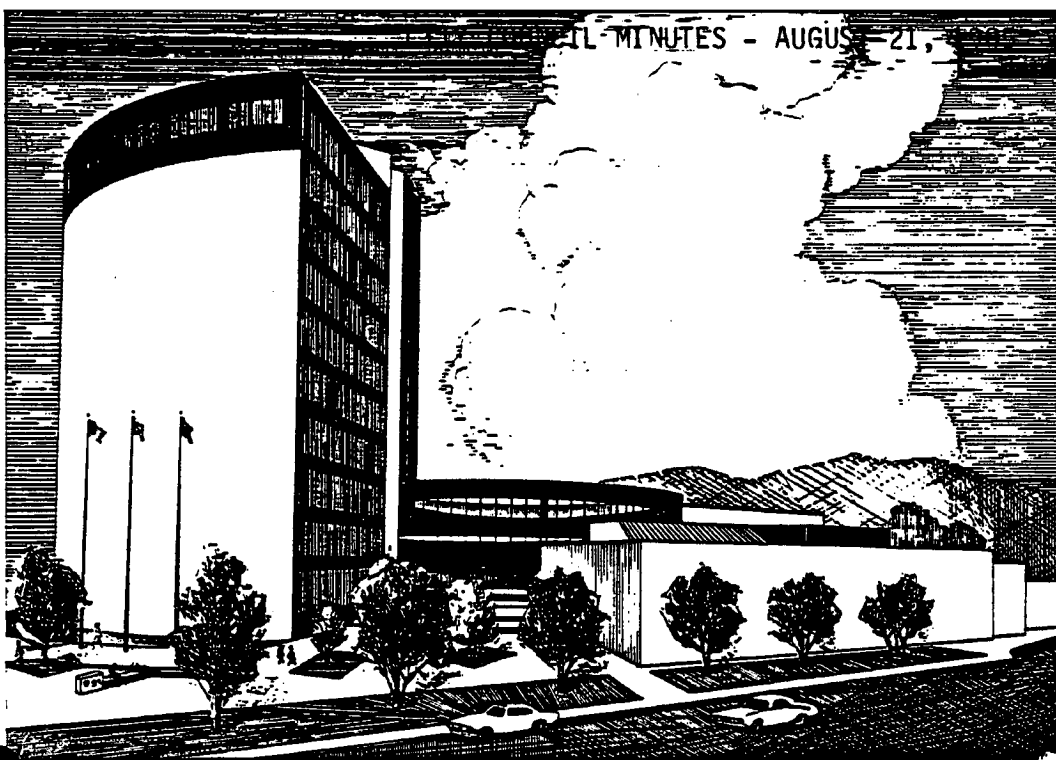




MINUTES

City of Las Vegas

CITY COUNCIL

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

DATE: Aug. 21, 1985

TIME: 9:45 A.M.

INVOCATION: Reverend Melvin Pekrul, Retired Baptist Minister

PLEDGE OF ALLEGIANCE: Mayor led audience in Pledge

CITY COUNCIL

PRESENT

ABSENT

EXCUSED

MAYOR BILL BRIARE

☒
☐

☐ Excused in PM Session

COUNCILMAN RON LURIE
MAYOR PRO-TEM

☒
☐
☐

COUNCILMAN AL LEVY

☒
☐
☐

COUNCILMAN BOB NOLEN

☒
☐
☐

COUNCILMAN W. WAYNE BUNKER

☒
☐
☐

CITY ATTORNEY

GEORGE F. OGILVIE

☒
☐
☐

APPROVED BY REFERENCE

October 2, 1985

ATTEST:

Carl A. Hawley
CITY CLERK

William H. Briare
MAYOR

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

AGENDA

City of Las Vegas

0001

August 21, 1985

Page 1

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

ITEM

Council Action

Department Action

I. 9:45 A.M.

FULL COUNCIL PRESENT
MAYOR BRIARE EXCUSED IN PM SESSION

A. COMMUNITY RELATIONS

MAYOR WELCOMED AS SPECIAL GUESTS
BOY SCOUT TROOP 332 AND THEIR GUIDE,
MRS. GARMEN. THE SCOUTS ARE WORKING
ON THEIR CITIZENSHIP SKILLS AWARD.

B. SPECIAL EVENTS

NONE

II. 10:00 A.M.

A. ANNOUNCEMENT RE COMPLIANCE WITH OPEN
MEETING LAW

Announcement made

B. INVOCATION

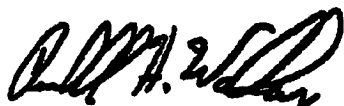
Reverend Melvin Pekrul
Retired Baptist Minister

Invocation given by
Reverend Pekrul

C. PLEDGE OF ALLEGIANCE

Mayor led audience
in Pledge

APPROVED AGENDA ITEM



CITY COUNCIL MINUTES - AUGUST 21, 1985
AFFIDAVIT OF MAILING

(Mailing required under the provisions of NRS CHAPTER 241)

0002

STATE OF NEVADA)

) SS
COUNTY OF CLARK)

Donna Perry, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the 16th day of August, 1985, a copy of the AGENDA (NOTICE), of Regular MEETING of the CITY COUNCIL of the CITY OF LAS VEGAS, NEVADA, to be held on the 21st day of August, 1985 was deposited in the United States Mail, Postage prepaid, First Class Mail, Postage prepaid, First Class Mail, to each 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).

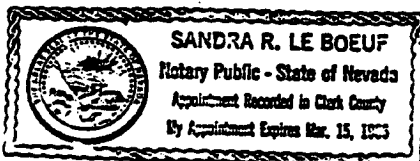
Donna Perry
SIGNATURE (an employee in the
Office of the City Clerk)

Subscribed and sworn to before me this

16th day of August, 1985

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

My Commission expires: 3-15-86



AFFIDAVIT OF POSTING

(Posting 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 16th day of August, 1985 at the hour of 9Am there were posted copies of the attached AGENDA (NOTICE), of a Regular Meeting of the CITY COUNCIL OF THE CITY OF LAS VEGAS, NEVADA, to be held on the 21st day of August, 1985, 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 East Bonanza;
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

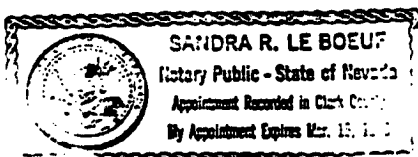
City Clerk's Office
DEPARTMENT

Subscribed and sworn to before me this

16th day of August, 1985

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

My Commission expires: 3-15-86



0004

AGENDA*City of Las Vegas*

August 21, 1985

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 -- Additional

1. EXBER, INC.

El Cortez Hotel & Casino
600 East Fremont
14 slots
1 Crap Table

2. FOUR QUEENS, INC.

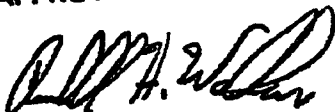
Four Queens Hotel & Casino
202 East Fremont
18 slots
1 Sports Book

3. GAUGHAN SOUTH, INC.

Gold Spike Hotel & Casino
400 Ogden
7 slots

4. HOTEL NEVADA CORPORATION

Hotel Nevada & Casino
235 South Main Street
20 slots

APPROVED AGENDA ITEM


Lurie -
APPROVED Items 1
thru 8.
Unanimous with the
exception of Lurie
abstaining on Item 6.

Staff to proceed

AGENDA*City of Las Vegas*

August 21, 1985

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)APPROVED
See Page 2

See Page 2

5. CASINO ELECTRONICS, INC.

Philly Pub
2202 West Charleston
2 slots

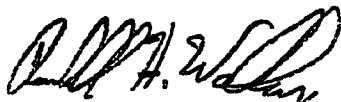
6. CASINO SERVICES

Tovi's Italian Restaurant &
Lounge
808 South Decatur
1 slot7. STATUS GAME CORPORATION
OF NEVADA, INC.Copper Penny Lounge
332 West Sahara
4 slots

8. UNITED COIN MACHINE COMPANY

Cooler
1903-1905 North Decatur
1 slotDowntown Drug
400 East Fremont
2 slotsLas Margaritas
2101 South Decatur
2 slotsSkinny Dugan's Pub
4127 West Charleston
1 slot

APPROVED AGENDA ITEM



AGENDA*City of Las Vegas*

0006

August 21, 1985

Page 4

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

ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

1005

B. LIQUOR -- New

1. THE PIT SPOT
dba
THE PIT SPOT
1451 West Owens

Beer/Wine Off-Sale

Wai Chun Ginn, Pres, Secy,
Treas, Dir, 100%

Lurie -
APPROVED with staff's
stipulations that
applicant's husband
have no involvement
in business.
Unanimous

Staff to proceed
Neil Beller, Atty.
and the applicant
appeared

NOTE: A verbatim transcript made part
of Final Minutes.

1006

C. LIQUOR -- Change of Location/
Change of Business Name/Change
of Corporate Structure

1. From: Smart & Final Iris
Corporation
dba
Thriftmart Public Food
Warehouse #55
1800 East Charleston

TO: LEASEHILLS CORPORATION
dba
SMART & FINAL IRIS
COMPANY
1503 North Main Street

General Off-Sale

(Leasehills Corporation,
a wholly-owned subsid-
iary of Smart & Final
Iris Corporation)

William R. Micka,
Pres, Dir

F. Gene Dupree, V.P.,
Dir

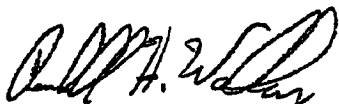
Roger M. Laverty, III,
Secy, Treas, Dir

Edward B. Smith, III,
Assistant Secy

Lurie -
APPROVED
Unanimous

Staff to proceed

APPROVED AGENDA ITEM



0007

TRANSCRIPT - LAS VEGAS CITY COUNCIL MEETING - AUGUST 21, 1985

III. DEPARTMENT OF BUSINESS ACTIVITY. ITEM B. LIQUOR - NEW - 1. THE PIT SPOT
dba THE PIT SPOT, 1451 West Owens, Beer/Wine Off-Sale, Wai Chun Ginn, Pres., Secy.,
Treas., Dir., 100% PAGE 1.

MAYOR BRIARE: The next item is a liquor license request for The Pit Spot, Wai Chun Ginn, President.

COUNCILMAN LURIE: Mayor, I'D MOVE FOR APPROVAL. ALSO, THERE WAS A CONCERN IN THIS REPORT CONCERNING THE HUSBAND, THAT HE HAS NO PART IN THE BUSINESS. THAT'S GOING TO BE PART OF THE MOTION THAT HE HAS NO ACTIVE PART IN THE BUSINESS.

MAYOR BRIARE: Good morning, folks.

ATTY. NEIL BELLER: Good morning. Neil Beller on behalf of the applicant, Chin Ginn, here. Commissioner, or Councilman Lurie, Mr. Ginn had proposed to do some cooking in the back room in the kitchen area and we would request that if there is a motion that it wouldn't be with that prohibition.

COUNCILMAN NOLEN: I would personally object to that, Mr. Beller. I would ask that he not be involved in any way. Let him hire a cook.

ATTY. NEIL BELLER: Well, if that is the motion, then he will not be involved insofar as the operation is concerned.

MAYOR BRIARE: Is the motion clear to the Council members? Any other comments? Cast your votes. Post. Motion is APPROVED.
(Motion carried unanimously)

END OF DISCUSSION

AGENDA*City of Las Vegas*

0008

August 21, 1985

Page 5

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

ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)D. LIQUOR -- Approval of District
Representatives

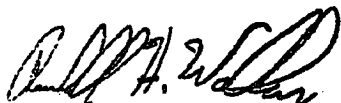
1. STOP 'N GO MARKETS OF
NEVADA, INC.
dba
STOP 'N GO MARKETS
(Various City of Las Vegas
Locations)

Beer/Wine Off-Sale Licenses

District Representatives:
Antonio Otero Suarez
Michael Joseph RogersLurie -
APPROVED
Unanimous

Staff to proceed

APPROVED AGENDA ITEM



0009

AGENDA*City of Las Vegas*

August 21, 1985

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)E. LIQUOR & GAMING -- Change of Ownership

1. From: Vega Coin, Inc. --
Rafael Vega, Pres,
Secy, Treas, 50%
Jeffrey Clontz, V. P.,
50%

TO: *CLAWSON & FERGUSON
dba
SIT 'N BULL LOUNGE
3220 North Jones, #1 & 2

General On-Off Sale
Restricted Gaming:
15 slots

Bobby Clawson, Partner,
85%
Jimmie Ferguson,
Partner, 15%

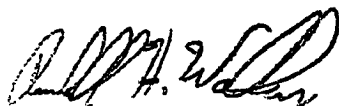
*Subject to the provisions of the
Fire codes and Health Department
regulations

Also subject to final State Gaming
approval of August 22, 1985

Lurie -
APPROVED, subject to
provisions and final
State Gaming approval.
Unanimous

Staff to proceed

APPROVED AGENDA ITEM



0010

August 21, 1985

Page 7

AGENDA*City of Las Vegas*

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

ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

1007 E. LIQUOR & GAMING -- Change of Ownership
(cont'd)

2. From: Blaine T. Yoho, 100%

TO: *BRIAN ALBISER
dba
MAYFAIR LIQUOR
1201 East Stewart

General On-Off Sale
Restricted Gaming:
10 slots

Brian Frederick Albiser,
100%

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

Also subject to final State Gaming
approval on August 22, 1985

1007 F. GAMING -- Change of Location

1. From: 2648 South Highland

TO: *MOSA & WICHINSKY
dba
CACO
1711 South Highland

Slot Operator License

Ralph Mosa, 50%
Mark Wichinsky, 50%

*Subject to the provisions of the
Fire codes

Lurie -
APPROVED, subject to
provisions and final
State Gaming approval.
Unanimous

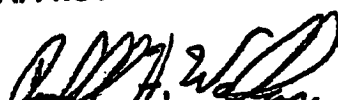
Staff to proceed

Lurie -
APPROVED, subject to
provisions.
Unanimous

Staff to proceed

Ralph Mosa was
present

APPROVED AGENDA ITEM



0011

AGENDA*City of Las Vegas*

August 21, 1985

Page 8

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

ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)008 G. PRIVATE INVESTIGATOR LICENSE --
Change of Location

1. From: 6075 South Eastern, #10

TO: THOMAS D. SHIMRACK
dba
SHIMRACK INVESTIGATIONS
1804 No. Parkchester Dr.Thomas Dennis Shimrack,
100%Lurie -
APPROVED
Unanimous

Staff to proceed

008 H. SECONDHAND DEALERS LICENSE -- New1. BARGAIN MART NEW & USED
FURNITURE, INC.
dba
LARRY'S FURNITURE
640 North Main Street

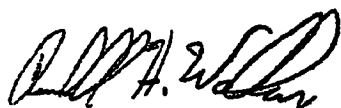
Class II

Larry Holland, Pres, Dir
Marilyn Holland, V.P., Secy,
Treas, DirLurie -
APPROVED
Unanimous

Staff to proceed

Jerry Cahill
appearedKayleen Webb
appeared on behalf
of the applicant.

APPROVED AGENDA ITEM



AGENDA*City of Las Vegas*

0012

August 21, 1985

Page 9

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

ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

1009

I. SECONDHAND DEALERS LICENSE/
FIREARMS PERMIT -- New

1. ALAN FELDMAN
dba
VEGAS ARMY SURPLUS
2421 East Bonanza

Class III-C

Alan Feldman, 100%

*Subject to the provisions of the
Fire codesLurie -
APPROVED, subject to
provisions.
Unanimous

Staff to proceed

1009

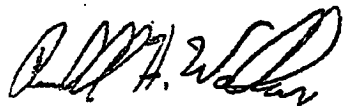
J. SPECIAL EVENT LIQUOR LICENSE

1. FOUR QUEENS HOTEL & CASINO
Location: 2222 West Mesquite
Date: September 25, 1985
Responsible Licensee:
Jeanne Hood
Four Queens Hotel & Casino

Lurie -
APPROVED
Unanimous

Staff to proceed

APPROVED AGENDA ITEM



AGENDA*City of Las Vegas*

0013

August 21, 1985

Page 10

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

ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)ITEMS FOR RECONSIDERATIONK. LIQUOR -- Change of Ownership

1. From: Beneva Smith, 100%

TO: CHARLES BROWN

dba

SOUL BROTHERS POOL HALL
2360 North Lexington

Beer/Wine On-Sale

Charles Edward Brown,
100%PREVIOUS ACTION: At the August 7,
1985 City Council meeting NOLEN
moved to reconsider and place back
on agenda; carried unanimously.PREVIOUS ACTION: At the June 5,
1985 City Council meeting, LURIE
moved to DENY, motion carried with
BRIARE voting no.Nolen -
APPROVED, subject to:1. Key employee to
be on premises when
applicant is not.

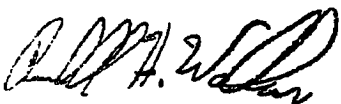
2. Six-month review.

3. Applicant's father
not be involved with
the business or be
allowed on the
premises.4. Key employee to
come forward for
approval by City
Council as to
suitability.
Unanimous

Staff to proceed

Jerry Cahill and
Lt. Hash Hanief,
LVMPD, appearedCharles Brown
appeared

APPROVED AGENDA ITEM



City of Las Vegas

CITY COUNCIL MINUTES - AUGUST 21, 1985

AGENDA DOCUMENTATION

0014

August 9, 1985

Date: _____

TO: The City Council

FROM: RANDALL H. WALKER
DEPUTY CITY MANAGER

SUBJECT: DEPARTMENT OF BUSINESS ACTIVITY -- AUGUST 21, 1985 CITY COUNCIL AGENDA
ITEMS FOR RECONSIDERATION -- LIQUOR -- Change of Ownership

PURPOSE/BACKGROUND

Item, "K", 1.

Appearing on the Department of Business Activity portion of the agenda is a request for a change of ownership on a Beer/Wine On-Sale liquor license from Charles Brown, dba Soul Brothers Pool Hall, located at 2360 North Lexington.

This item has received an "unfavorable" police report. A confidential investigative report will be submitted by the Special/Privileged Investigations Section of the Las Vegas Metropolitan Police Department to the City Council prior to the meeting.


Jerry A. Cahill, Director
Department of Business Activity

FISCAL IMPACT

RECOMMENDATIONS

Agenda Item

III K 1

AGENDA*City of Las Vegas*

August 21, 1985

Page 11

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

ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

ITEMS FOR RECONSIDERATION (cont'd)

019

L. APPEAL ON DENIAL OF BUSINESS LICENSE

1. LAS VEGAS TALENT & BOOKING, INC.
dba
LAS VEGAS TALENT & BOOKING, INC.
723 South Third Street

Gary M. Naseef, Pres, Secy
Robert Rubenstein, Treas

PREVIOUS ACTION: At the August 7,
1985 City Council meeting LURIE
moved to reconsider and place back
on agenda; carried unanimously.

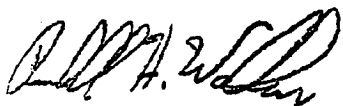
PREVIOUS ACTION: At the July 17,
1985 City Council meeting, NOLEN
moved to DENY, motion carried with
BRIARE and LEVY voting no.

Lurie -
APPROVED, subject
to one-year review.
Motion carried with
Nolen abstaining.

Staff to proceed

Lt. Hash Hanief,
LVMPD, appeared

APPROVED AGENDA ITEM



MAYOR BILL BRIARE

COUNCILMEN

RON LURIE

AL LEVY

BOB NOLEN

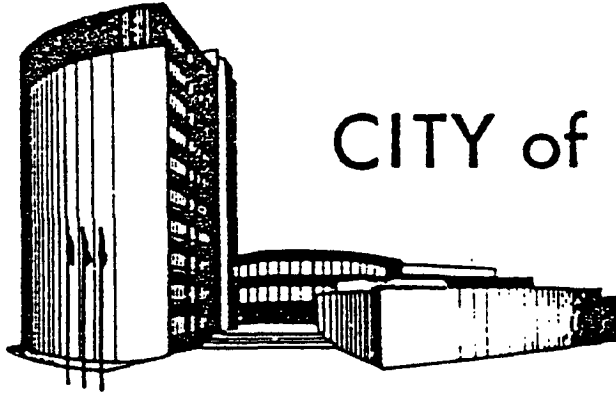
W. WAYNE BUNKER

CITY ATTORNEY

GEORGE F. OGILVIE

CITY MANAGER

ASHLEY HALL



CITY of LAS VEGAS

0016

June 24, 1985

CERTIFIED MAIL

AMENDED LETTER OF DENIAL

Mr. Gary M. Naseef
725 South Third Street
Las Vegas, Nevada 89101

Re: Las Vegas Talent & Booking, Inc.

Dear Mr. Naseef:

The above-referenced application for a business license was received in this office on May 17, 1985. This letter is to advise you that your application for a business license is denied pursuant to Las Vegas Municipal Code, Title 6, Chapter 2, Section 90, which states:

"The Director, after receipt of an application for a license, shall approve, deny or take such other action with respect to such application as he considers appropriate. The Director may deny or refuse to renew a license for good cause which includes, but is not limited to, the grounds for disciplinary action against a licensee as set forth in Section 6.02.330 et seq."

Specific grounds as set forth in Section 6.02.330, and cause for denial of your application, include the following:

1. "(A) The application is incomplete or contains false or fraudulent statements with respect to any information required in the application;"

Your application is incomplete and contains false information in that it states that you have not been arrested when, in fact, you have been arrested 13 times per police records.

2. "(D) The licensee or any of its principals is or has engaged in a business, trade or profession without a valid license, permit, approval for suitability or work card when the applicant or holder knew that one was required or under such circumstances that he reasonably should have known one was required;"



0017

Mr. Gary M. Naseef
June 24, 1985
Page 2

Mr. Naseef, you entered into an agreement with the Thomas & Mack Center to promote a concert on June 16, 1985, listing yourself as producer/booking agent for Concert Series, Ltd., 723 South Third Street. You are not licensed for this type of activity, nor have you applied for a license for this activity.

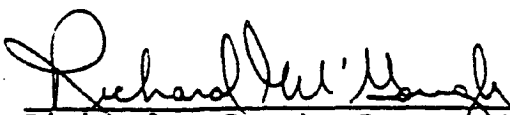
Because of the information set forth above, your business license application is denied. Please be advised of your right to appeal this decision as contained in Las Vegas Municipal Code, Title 6, Chapter 2, Section 110, as follows:

"Any person aggrieved by a decision of the Director denying or refusing to renew a license or denying, revoking or suspending a permit may appeal that decision within thirty days to the Board of Commissioners by filing written notice of appeal with the Department. The Board shall hear the applicant at the next regularly scheduled meeting following the expiration of ten days after the applicant filed a notice of appeal."

Sincerely,

Jerry J. Cahill, Director
Department of Business Activity

By:


Richard McGough, Deputy Director

JJC:RM:vh

AGENDA*City of Las Vegas*

August 21, 1985

Page 12

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

ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)1022 M. LIQUOR -- Request for Approval of Nonoperational Status

1. CHARLES GRANGAARD
dba
WAREHOUSE DINING & LOUNGE
950 West Bonanza

General On-Sale Restaurant
Limited

Charles D. Grangaard, 100%

(Nonoperational status for period
3/1/85 to 6/1/85 approved 2/20/85.
Nonoperational status for period
6/1/85 to 9/1/85 approved 5/15/85.
Request for approval of extension
for additional three-month period:
9/1/85 to 12/1/85.)

2. HOLIDAY INNS, INC.
dba
HOLIDAY INN - LAS VEGAS
DOWNTOWN
300 North Main Street

General On-Sale License

Roy E. Winegardner, Chmn of
the Board, Chief Exec Ofcr

(Nonoperational status for period
3/3/85 to 6/3/85 approved 2/20/85.
Nonoperational status for period
6/3/85 to 9/3/85 approved 5/15/85.
Request for approval of extension
for additional three-month period:
9/3/85 to 12/3/85.)

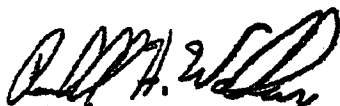
Lurie -
APPROVED Items 1 and
2.
Unanimous

Staff to proceed

APPROVED
See above

See above

APPROVED AGENDA ITEM



AGENDA DOCUMENTATION

Date: August 9, 1985

TO:
The City Council

FROM:
RANDALL H. WALKER
DEPUTY CITY MANAGER

0019

SUBJECT: DEPARTMENT OF BUSINESS ACTIVITY -- AUGUST 21, 1985 CITY COUNCIL AGENDA
LIQUOR -- Request for Approval of Nonoperational Status

PURPOSE/BACKGROUND

Items, "M", 1 & 2.

Standard requests for extension of nonoperational status on
liquor licenses as follows:

1. Charles Grangaard, dba Warehouse Dining & Lounge.
2. Holiday Inns, Inc., dba Holiday Inn - Las Vegas Downtown.

Copies of letters requesting extensions are attached.


Jerry J. Cahill, Director
Department of Business Activity

Agenda Item

III M 1 & 2

August 8, 1985

Mayor Briare
City Hall
Las Vegas, Nv.

Honorable Mayor and City Council:

Please extend the inactive status of my liquor license.
Hearings are still in process concerning the status of
the Warehouse Motor Inn. Attached are letters pertaining
to these hearings.

Thank you for your consideration in this matter.

Sincerely,

Charles D. Grangaard

Charles D. Grangaard

In re
CHARLES GRANGAARD
DBA WAREHOUSE MOTOR INN

BK-LV 80-01159

0021

Debtors)

ORDER FOR MEETING OF CREDITORS AND FIXING TIME FOR FILING OBJECTIONS TO DISCHARGE AND
FOR FILING COMPLAINTS TO DISCHARGEABILITY OR DISCHARGE WITH NOTICE THEREOF AND OF
AUTOMATIC STAY

TO THE DEBTOR, HIS CREDITORS, AND OTHER PARTIES IN INTEREST:

An Order for relief under 11 U.S.C. Chapter 7, having been entered on Order
of Conversion by the above-debtors, of 5646 IARNBARK, LAS VEGAS, NV 89107 on June 24
1985.

IT IS ORDERED, AND NOTICE IS HEREBY GIVEN, that

1. A Meeting of Creditors, pursuant to 11 U.S.C. 341(a), has been scheduled for
AUGUST 13, 1985 at 10:30 AM in the COUNTY BRIDGER BUILDING, COUNTY COMMISSIONER'S
CHAMBERS, 225 BRIDGER AVENUE, LAS VEGAS, NEVADA.
2. The debtors shall appear with their attorneys of record, in person, (or, if the
debtor is a partnership, by a general partner, or, if the debtor is a corporation, by
its president or other executive officer) at that time and place for the purpose of
being examined.
3. OCTOBER 14, 1985 is fixed as the last day for the filing of objections to the
discharge of said Debtors, and as the last day for the filing of a complaint to
determine dischargeability of a debt pursuant to 11 U.S.C. 523(a).
4. The debtor is directed to furnish the Trustee with a copy of his/her income tax
return, and when the income tax refund is received shall forthwith endorse the same
and deliver it to the trustee for disbursement, according to the provisions of the
Bankruptcy Code.

YOU ARE FURTHER NOTIFIED THAT:

The meetings may be continued or adjourned from time to time by notice at the
meetings without further written notice to creditors.

At the meetings the creditors may file their claims, (elect a trustee as
permitted by law, designate a person to supervise the meeting, elect a committee of
creditors) examine the debtor, and transact such other business as may properly come
before the meeting.

As a result of the filing of the petition, certain acts and proceedings against
the debtors and their property are stayed as provided in 11 U.S.C. 362(a).

If no objections to the discharge of the debtors are filed on or before the last
day fixed therefor as stated in subparagraph 3 above, the debtors will be granted
their discharges. If no complaint to determine the dischargeability of a debt under
clause (2), (4), or (6) of 11 U.S.C. 523(a) is filed within the time fixed therefor
as stated in subparagraph 3 above, the debt may be discharged, and the debtor will
be granted his discharge.

In order to have his claim allowed so that he may share in any distribution from
the estate, a creditor must file a claim whether or not he is included in the list
of creditors filed by the debtor. Claims which are not filed within 90 days after the
above date set for the Meeting of Creditors will not be allowed except as otherwise
provided by law. A claim must be filed in the office of the BANKRUPTCY COURT, FOLEY
FEDERAL BUILDING, 300 LAS VEGAS BOULEVARD SOUTH, PO BOX 16018, LAS VEGAS, NEVADA,
89101, on an official form prescribed for a proof of claim.

Unless the court extends the time, any objections to the debtors' claims of
exempt property (Schedule B-4) must be filed within 30 days after the conclusion of
the meeting of creditors.

BERKELEY BUNKER of 930 S 4th Street, #200, Las Vegas, NV 89101 has been
appointed (interim) trustee of the estate of the above-named debtors.

Dated this June 25, 1985.

PATRICIA GRAY-EDWARDS, CLERK
United States Bankruptcy Court


Holiday
Inn

0022

July 22, 1985

Jerry J. Cahill, Director
Department of Business Activity
City of Las Vegas
400 E. Stewart Avenue
Las Vegas, Nevada 89101

Re: Holiday Inn Hotel - Las Vegas Downtown
300 North Main Street
Las Vegas, Nevada
General On-Sale Liquor License: L04-021-4-00583

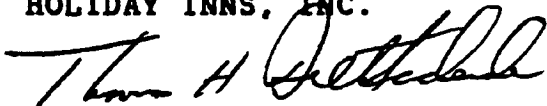
Dear Mr. Cahill:

The General On-Sale Liquor License # L04-021-4-00583 (the "License") issued to Holiday Inns, Inc. for use at the Holiday Inn Hotel at the above-referenced location was granted an extension of its non-operational status by the Las Vegas City Council at its regular meeting held on May 15, 1985. The extension was for the period from June 3, 1985 to September 3, 1985.

Holiday Inns, Inc. is currently negotiating an agreement for the sale of the License to an interested party. The sale is anticipated to close on or about October 15, 1985. In order to finalize the sale of the License, Holiday Inns, Inc. hereby requests approval by the City Council for an additional 90-day extension of the non-operational status of the License and requests that this matter be placed on the agenda for the regular Council meeting scheduled for August 21, 1985.

Sincerely,

HOLIDAY INNS, INC.



Thomas H. Brettschneider
Hotel Group Vice President
Property Management

/et
2602dev

0023

AGENDA*City of Las Vegas*

August 21, 1985

Page 13

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

ITEM

Council Action

Department Action

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

TIME CERTAIN 10:00 A.M.

A. PUBLIC HEARING TO CONSIDER THE REPORT OF
EXPENSES TO RECOVER THE COSTS FOR THE
ABATEMENT OF THE DANGEROUS BUILDING AND
CLEANING THE PROPERTY AT 2924 MARLIN AS
SET FORTH IN SECTION 902 OF THE UNIFORM
CODE FOR THE ABATEMENT OF DANGEROUS
BUILDINGS, 1982 EDITION.Lurie -
APPROVED as recom-
mended.
UnanimousStaff to proceed
Kathy Tighe appear
No one appeared in
favor or opposition

022

AGENDA DOCUMENTATION

Date: August 9, 1985

TO:
The City Council

FROM:
ASHLEY HALL
CITY MANAGER

0024

SUBJECT: PUBLIC HEARING TO CONSIDER THE REPORT OF EXPENSES FOR THE ABATEMENT OF THE DANGEROUS BUILDING AND CLEANING THE PROPERTY LOCATED AT 2924 MARLIN.

PURPOSE/BACKGROUND

The subject property is a vacant four-plex apartment structure. Being vacant, the property became an attractive nuisance for vagrants and vandals. The Department of Building and Safety declared the site a dangerous building in March of 1985, and began the legal notification process to have the owner correct the violations existing on the property. The property is under the ownership of a California corporation, and there is no phone listing.

Since due process of notification did take place, when the owner failed to take any type of action to correct the existing condition on the property, the Department of Building and Safety solicited bids and hired Building Dynamics to abate the dangerous building and clean the property. Work was completed on July 9, 1985 and accepted by the Department of Building and Safety.

Today's public hearing is to consider the Report of Expenses filed by the Department of Building and Safety and to hear any objections thereto. Under the "Uniform Code for the Abatement of Dangerous Buildings, 1982 edition," the City Council may make revisions or adjustments to the Report of Expenses as deemed proper. If the Report of Expenses is confirmed and accepted by the Council, the Council can then declare the charges to be a personal obligation on the part of the property owner or may order the charges assessed against the property by means of a Lien of Assessment. In this particular case, we recommend a Lien of Assessment. If the Lien of Assessment is approved by the Council, certified copies of the lien will be given to the County Treasurer's Office and the amount of the assessment shall be collected at the same time and in the same manner as ordinary property taxes. The amount of the assessment will be added to the next regular tax bill levied against the parcel and all laws applicable to the collection and enforcement of property taxes shall be applicable to such assessment. Attached for your information are the following:

1. Report of Expenses.
2. Notice of Public Hearing.
3. Chronological List of Events.
4. Copy of the Notice and Claim of Lien of Assessment.
5. Copy of the appropriate section of the Uniform Code for the Abatement of Dangerous Buildings.

FISCAL IMPACT

\$983.00 paid to Building Dynamics.

RECOMMENDATIONS

The City Manager recommends that the City Council:

1. Approve the Report of Expenses in the amount of \$983.00.
2. Order that the above charges be assessed against the property constituting a special assessment and lien.
3. Authorize the Notice and Claim of Lien of Assessment to be duly recorded and filed with the County Treasurer's Office.

CITY COUNCIL MINUTES - AUGUST 21, 1985
NOTICE AND CLAIM
OF
LIEN OF ASSESSMENT

0025

TO: Lambert T. Inc.
(Owner)
2040 Avenue of the Stars #400, Century City, CA 90067
(Owners Address)

On July 9, 1985, as provided in the Uniform Code for
(Date)

the Abatement of Dangerous Buildings, adopted by reference in Las Vegas Municipal Code 16.08.010, the City of Las Vegas caused the abatement of the following dangerous building(s):

Assessor's Parcel No.: 020-592-031
Commonly known as: 2924 Marlin, Las Vegas, Nevada
Owner of Record on the above date: Lambert T. Inc.
Legal: Lot 22, Block A, Shenandoah Square #2

Expenses in the amount of \$ 983.00 were incurred by the City of Las Vegas in the above abatement procedure.

The City Council at a duly noticed public hearing held on August 21, 1985 has ordered the above charges in the amount of \$ 983.00 shall be assessed against the property and that said assessment shall constitute a special assessment against and a lien upon the property as provided in the Uniform Code for the Abatement of Dangerous Buildings Section 905(c).

This lien shall be subordinate to all existing special assessment liens previously imposed upon the same property, and shall be paramount to all other liens except for state, county and municipal taxes, and it shall be on a parity with the Lien for those taxes.

All or any portion of this lien of assessment which remains unpaid after 30 days from the date of the recording thereof on the assessment roll shall become delinquent and shall accrue interest at the rate of 7 percent per annum from and after said date.

This lien shall continue until the assessment which forms the subject matter thereof, and all interest due and payable thereon, shall have been paid in full.

Carol Ann Hawley
CAROL ANN HAWLEY, City Clerk
400 East Stewart Avenue
Las Vegas, Nevada 89101
Telephone: (702) 386-6311

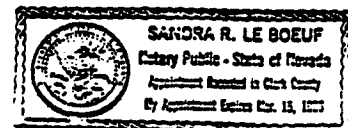
STATE OF NEVADA)
COUNTY OF CLARK) ss.

CAROL ANN HAWLEY, being duly sworn, deposes and says that she is the person who executed the foregoing instrument on behalf of the City of Las Vegas and that she has read the same and knows the contents thereof, that the matters stated therein are true of her own knowledge, except such matters as are stated to be on information and belief, and as to those matters, she believes them to be true.

Carol Ann Hawley
CAROL ANN HAWLEY

SUBSCRIBED and SWORN to before me
this 22nd day of August, 1985.

Sandra R. Le Boeuf
NOTARY PUBLIC, in and for said County and State



WHEN RECORDED, RETURN TO:

DEPT. OF BLDG. & SAFETY
CITY OF LAS VEGAS
400 E. STEWART STREET
LAS VEGAS, NEVADA 89101

CITY COUNCIL MINUTES - AUGUST 21, 1985

CHRONOLOGY OF EVENTS

0026

2924 MARLIN

March 12, 1985	Complaint received by the Department of Building and Safety.
March 13, 1985	Inspection verified that the four-plex structure was vacant and open to vagrants and vandals.
March 18, 1985	Thirty-day Notice and Order to Abate Dangerous Building sent certified mail to property owner.
March 21, 1985	Notice and Order received and certified card signed.
April 22, 1985	Property reinspected - no change.
April 26, 1985	Purchase request initiated to solicit contractor bids to secure and clean property.
May 23, 1985	Bid awarded to Building Dynamics.
June 4, 1985	Purchase Order issued to Building Dynamics.
July 9, 1985	Building secured and property cleaned by Building Dynamics at a cost of \$983.00.
July 19, 1985	Report of Expenses filed with City Clerk along with a request to place this item on the agenda for the City Council to set date for public hearing.
July 19, 1985	Property owner notified by City Clerk's Office of the set date meeting by certified and regular mail. Mail was returned as owner moved, left no forward.
August 7, 1985	City Council sets an August 21, 1985 date for a public hearing.
August 7, 1985	Notice and Order recorded in the Office of the County Recorder.
August 8, 1985	City Clerk's Office mailed Notice of Public Hearing to only known address of property owner.
August 9, 1985	Property posted with Notice of Public Hearing.
August 10, 1985	Notice of Public Hearing published in the Las Vegas Sun.

INTER-OFFICE MEMORANDUM

July 19, 1985

TO:

CAROL ANN HAWLEY
CITY CLERK

FROM:

Clay Bymer
CLAY BYMER, DIRECTOR
DEPARTMENT OF BUILDING & SAFETY

SUBJECT:

REPORT OF EXPENSES - 2924 MARLIN
ABATEMENT OF DANGEROUS BUILDING
REQUEST TO SET DATE FOR PUBLIC HEARING

COPIES TO:

After giving due process, notification, and an opportunity for an appeal hearing as specified in the "Uniform Code for the Abatement of Dangerous Buildings, 1982 edition," the Department of Building and Safety has caused the dangerous building at 2924 Marlin to be abated and the lot cleaned.

Work was performed by Building Dynamics on July 9, 1985 and accepted by the Department of Building and Safety at a cost of \$983.00.

Cost of Materials	\$214.04
Labor	529.00
Overhead & Profit	239.96
Total	<u>\$983.00</u>

Property Location: 2924 Marlin
Las Vegas, Nevada

Assessor's Parcel: 020-592-031

Legal Description: Lot 22, Block A, Shenandoah Square #2

Owner of Record: T. Lambert, Inc.
2040 Avenue of the Stars #400
Century City, CA 90067

You are hereby requested to present the above report to the City Council at their meeting on August 7, 1985, to set a time, date, and place for a public hearing to hear any protests or objections thereto for the recovery of costs.

KT

Attachment

Building Dynamics

708 So. 6th St. - Las Vegas, Nevada 89101

(702) 383-6036 Beeper 381-6353

General Contractor #19199

SOLD TO CITY OF LAS VEGAS SHIPPED TO _____
STREET & NO. 400 E. STEWART ST STREET & NO. 2924 MARLIN
CITY LAS VEGAS NV 89101 CITY L.V.
ATTN: CATHY TIGHE 384-6615

CUSTOMER'S ORDER	SALESMAN	TERMS	VIA	F.O.B.	DATE
<u>49348</u>					<u>7-10-85</u>

SECURE BLDG @ 2924 MARLIN983.00ITEMIZED BREAKDOWNMATERIAL 214.04LABOR 529.00OVERHEAD & PROFIT 239.96TOTAL 983.00TOTAL DUE983.00Clay Harmon 8/16/85**INVOICE**

MAYOR BILL BRIARE

COUNCILMEN

RON LURIE

AL LEVY

BOB NOLEN

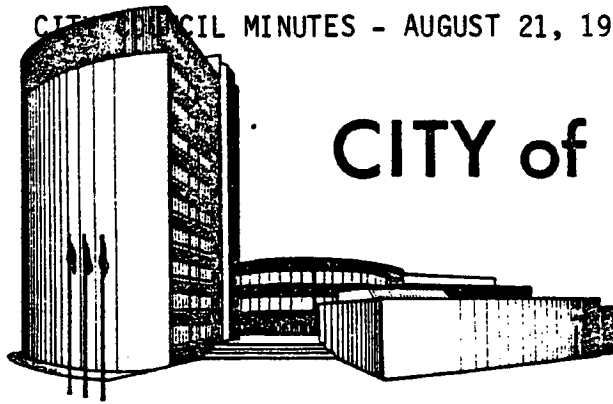
W. WAYNE BUNKER

CITY ATTORNEY

GEORGE F. OGILVIE

CITY MANAGER

ASHLEY HALL



CITY of LAS VEGAS 0029

NOTICE OF PUBLIC HEARINGAUGUST 21, 1985

NOTICE IS HEREBY GIVEN that on Wednesday, August 21, 1985, at the hour of 10:00 A.M. in the Council Chambers, City Hall Complex, 400 East Stewart Avenue, Las Vegas, Nevada, the City Council will consider a report by the Director of Building and Safety of the expense incurred by the City of Las Vegas to abate the dangerous building and clean the lot on property located at 2924 Marlin. This hearing is being scheduled pursuant to Section 902 of the Uniform Code for the Abatement of Dangerous Buildings, adopted as Section 16.08.010 of the Las Vegas Municipal Code.

The property referred to above is legally described as:

Lot 22, Block A, Shenandoah Square #2

The Director of Building and Safety certifies in the report that the sum of \$983.00 was expended to Building Dynamics for the abatement of the dangerous building and cleaning of the lot located at 2924 Marlin. If upon hearing the report, the City Council is satisfied with the correctness of the expenses incurred by the City, it may order the City Attorney to collect the same from the property owner on behalf of the City by the use of all appropriate legal remedies.

Any person interested in or affected by the proposed charge may file written protests or objections with the City Clerk at any time prior to the time set for the hearing on the report of the Director of Building and Safety. Each such protest or objection must contain a description of the property in which the signer thereof is interested and the grounds of such protest or objection. The City Clerk shall endorse on every such protest or objection the date it was received by her. She shall present such protests or objections to the City Council at the time set for the hearing, and no other protests or objections shall be considered.

Sandra R. LeBoeuf
Acting City Clerk



Chapter 7

ENFORCEMENT OF THE ORDER OF THE BUILDING OFFICIAL OR THE BOARD OF APPEALS

Compliance

Sec. 701. (a) General. After any order of the building official or the Board of Appeals made pursuant to this code shall have become final, no person to whom any such order is directed shall fail, neglect or refuse to obey any such order. Any such person who fails to comply with any such order is guilty of a misdemeanor.

(b) Failure to Obey Order. If, after any order of the building official or Board of Appeals made pursuant to this code has become final, the person to whom such order is directed shall fail, neglect or refuse to obey such order, the building official may (i) cause such person to be prosecuted under Subsection (a) of this section or (ii) institute any appropriate action to abate such building as a public nuisance.

(c) Failure to Commence Work. Whenever the required repair or demolition is not commenced within 30 days after any final notice and order issued under this code becomes effective:

1. The building official shall cause the building described in such notice and order to be vacated by posting at each entrance thereto a notice reading:

DANGEROUS BUILDING DO NOT OCCUPY

It is a misdemeanor to occupy this building,
or to remove or deface this notice.

Building Official
.....of.....

2. No person shall occupy any building which has been posted as specified in this subsection. No person shall remove or deface any such notice so posted until the repairs, demolition or removal ordered by the building official have been completed and a Certificate of Occupancy issued pursuant to the provisions of the Building Code.

3. The building official may, in addition to any other remedy herein provided, cause the building to be repaired to the extent necessary to correct the conditions which render the building dangerous as set forth in the notice and order; or, if the notice and order required demolition, to cause the building to be sold and demolished or demolished and the materials, rubble and debris therefrom removed and the lot cleaned. Any such repair or demolition work shall be accomplished and the cost thereof paid and recovered in the manner hereinafter provided in this code. Any surplus realized from the sale of any such building, or from the demolition thereof, over and above the cost of demolition and of cleaning the lot, shall be paid over to the person or persons lawfully entitled thereto.

Extension of Time to Perform Work

Sec. 702. Upon receipt of an application from the person required to conform to the order and an agreement by such person that he will comply with the order if allowed additional time, the building official may, in his discretion, grant an extension of time, not to exceed an additional 120 days, within which to complete said repair, rehabilitation or demolition, if the building official determines that such an extension of time will not create or perpetuate a situation imminently dangerous to life or property. The building official's authority to extend time is limited to the physical repair, rehabilitation or demolition of the premises and will not in any way affect the time to appeal his notice and order.

Interference with Repair or Demolition Work Prohibited

Sec. 703. No person shall obstruct, impede or interfere with any officer, employee, contractor or authorized representative of this jurisdiction or with any person who owns or holds any estate or interest in any building which has been ordered repaired, vacated or demolished under the provisions of this code; or with any person to whom such building has been lawfully sold pursuant to the provisions of this code, whenever such officer, employee, contractor or authorized representative of this jurisdiction, person having an interest or estate in such building or structure, or purchaser is engaged in the work of repairing, vacating and repairing, or demolishing any such building, pursuant to the provisions of this code, or in performing any necessary act preliminary to or incidental to such work or authorized or directed pursuant to this code.

Chapter 8

PERFORMANCE OF WORK OF REPAIR OR DEMOLITION

General

Sec. 801. (a) Procedure. When any work of repair or demolition is to be done pursuant to Section 701 (c) 3 of this code, the building official shall issue his order therefor to the director of public works and the work shall be accomplished by personnel of this jurisdiction or by private contract under the direction of said director. Plans and specifications therefor may be prepared by said director, or he may employ such architectural and engineering assistance on a contract basis as he may deem reasonably necessary. If any part of the work is to be accomplished by private contract, standard public works contractual procedures shall be followed.

(b) **Costs.** The cost of such work shall be paid from the repair and demolition fund, and may be made a special assessment against the property involved, or may be made a personal obligation of the property owner, whichever the legislative body of this jurisdiction shall determine is appropriate.

Repair and Demolition Fund

Sec. 802. (a) General. The legislative body of this jurisdiction shall establish a special revolving fund to be designated as the repair and demolition fund. Payments shall be made out of said fund upon the demand of the director of public works to defray the costs and expenses which may be incurred by this jurisdiction in doing or causing to be done the necessary work of repair or demolition of dangerous buildings.

(b) **Maintenance of Fund.** The legislative body may at any time transfer to the repair and demolition fund, out of any money in the general fund of this jurisdiction, such sums as it may deem necessary in order to expedite the performance of the work of repair or demolition, and any sum so transferred shall be deemed a loan to the repair and demolition fund and shall be repaid out of the proceeds of the collections hereinafter provided for. All funds collected under the proceedings hereinafter provided for shall be paid to the treasurer of this jurisdiction who shall credit the same to the repair and demolition fund.

Chapter 9

RECOVERY OF COST OF REPAIR OR DEMOLITION

Account of Expense, Filing of Report: Contents

Sec. 901. The director of public works shall keep an itemized account of the expense incurred by this jurisdiction in the repair or demolition of any building done pursuant to the provisions of Section 701 (c) 3 of this code. Upon the completion of the work of repair or demolition, said director shall prepare and file with the clerk of this jurisdiction a report specifying the work done, the itemized and total cost of the work, a description of the real property upon which the building or structure is or was located, and the names and addresses of the persons entitled to notice pursuant to Subsection (c) of Section 401.

Report Transmitted to Council—Set for Hearing

Sec. 902. Upon receipt of said report, the clerk of this jurisdiction shall present it to the legislative body of this jurisdiction for consideration. The legislative body of this jurisdiction shall fix a time, date and place for hearing said report and any protests or objections thereto. The clerk of this jurisdiction shall cause notice of said hearing to be posted upon the property involved, published once in a newspaper of general circulation in this jurisdiction, and served by certified mail, postage prepaid, addressed to the owner of the property as his name and address appear on the last equalized assessment roll of the county, if such so appear, or as known to the clerk. Such notice shall be given at least 10 days prior to the date set for hearing and shall specify the day, hour and place when the legislative body will hear and pass upon the director's report, together with any objections or protests which may be filed as hereinafter provided by any person interested in or affected by the proposed charge.

Protests and Objections—How Made

Sec. 903. Any person interested in or affected by the proposed charge may file written protests or objections with the clerk of this jurisdiction at any time prior to the time set for the hearing on the report of the director. Each such protest or objection must contain a description of the property in which the signer thereof is interested and the grounds of such protest or objection. The clerk of this jurisdiction shall endorse on every such protest or objection the date it was received by him. He shall present such protests or objections to the legislative body of this jurisdiction at the time set for the hearing, and no other protests or objections shall be considered.

Hearing of Protests

Sec. 904. Upon the day and hour fixed for the hearing the legislative body of this jurisdiction shall hear and pass upon the report of the director together with any such objections or protests. The legislative body may make such revision, correction or modification in the report or the charge as it may deem just; and when the legislative body is satisfied with the correctness of the charge, the report

(as submitted or as revised, corrected or modified) together with the charge, shall be confirmed or rejected. The decision of the legislative body of this jurisdiction on the report and the charge, and on all protests or objections, shall be final and conclusive.

Personal Obligation or Special Assessment

Sec. 905. (a) **General.** The legislative body of this jurisdiction may thereupon order that said charge shall be made a personal obligation of the property owner or assess said charge against the property involved.

(b) **Personal Obligation.** If the legislative body of this jurisdiction orders that the charge shall be a personal obligation of the property owner, it shall direct the attorney for this jurisdiction to collect the same on behalf of this jurisdiction by use of all appropriate legal remedies.

(c) **Special Assessment.** If the legislative body of this jurisdiction orders that the charge shall be assessed against the property it shall confirm the assessment, cause the same to be recorded on the assessment roll, and thereafter said assessment shall constitute a special assessment against and a lien upon the property.

Contest

Sec. 906. The validity of any assessment made under the provisions of this chapter shall not be contested in any action or proceeding unless the same is commenced within 30 days after the assessment is placed upon the assessment roll as provided herein. Any appeal from a final judgment in such action or proceeding must be perfected within 30 days after the entry of such judgment.

Authority for Installment Payment of Assessments with Interest

Sec. 907. The legislative body of this jurisdiction, in its discretion, may determine that assessments in amounts of \$500.00 or more shall be payable in not to exceed five equal annual installments. The legislative body's determination to allow payment of such assessments in installments, the number of installments, whether they shall bear interest, and the rate thereof shall be by a resolution adopted prior to the confirmation of the assessment.

Lien of Assessment

Sec. 908. (a) **Priority.** Immediately upon its being placed on the assessment roll the assessment shall be deemed to be complete, the several amounts assessed shall be payable, and the assessments shall be liens against the lots or parcels of land assessed, respectively. The lien shall be subordinate to all existing special assessment liens previously imposed upon the same property and shall be paramount to all other liens except for state, county and property taxes with which it shall be upon a parity. The lien shall continue until the assessment and all interest due and payable thereon are paid.

(b) **Interest.** All such assessments remaining unpaid after 30 days from the date of recording on the assessment roll shall become delinquent and shall bear interest at the rate of 7 percent per annum from and after said date.

Report to Assessor and Tax Collector: Addition of Assessment to Tax Bill

Sec. 909. After confirmation of the report, certified copies of the assessment shall be given to the assessor and the tax collector for this jurisdiction, who shall add the amount of the assessment to the next regular tax bill levied against the parcel for municipal purposes.

Filing Copy of Report with County Auditor

Sec. 910. If the county assessor and the county tax collector assess property and collect taxes for this jurisdiction, a certified copy of the assessment shall be filed with the county auditor on or before August 10th. The descriptions of the parcels reported shall be those used for the same parcels on the county assessor's map books for the current year.

Collection of Assessment: Penalties for Foreclosure

Sec. 911. The amount of the assessment shall be collected at the same time and in the same manner as ordinary property taxes are collected; and shall be subject to the same penalties and procedure and sale in case of delinquency as provided for ordinary property taxes. All laws applicable to the levy, collection and enforcement of property taxes shall be applicable to such assessment.

If the legislative body of this jurisdiction has determined that the assessment shall be paid in installments, each installment and any interest thereon shall be collected in the same manner as ordinary property taxes in successive years. If any installment is delinquent, the amount thereof is subject to the same penalties and procedure for sale as provided for ordinary property taxes.

Repayment of Repair and Demolition Fund

Sec. 912. All money recovered by payment of the charge or assessment or from the sale of the property at foreclosure sale shall be paid to the treasurer of this jurisdiction, who shall credit the same to the repair and demolition fund.

AGENDA*City of Las Vegas*

August 21, 1985

Page 14

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

ITEM

Council Action

Department Action

IV(b) DEPARTMENT OF FINANCE & 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.

1025

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

1. Service and Material Warrants
In the amount of \$3,647,765.66
2. Payroll Warrants
In the amount of \$1,428,504.18
3. Other Warrants and Investments
In the amount of \$226,251.63

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

Staff to proceed

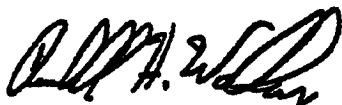
1026

B. CERTIFICATE OF CONFORMANCE AWARD

Award from the Government Finance Officers Association of the United States and Canada to the City was acknowledged by the Council.

Steve Gill appeared

APPROVED AGENDA ITEM



0034

CITY CLERK

2:00

AGENDA DOCUMENTATION

0035
Date: AUGUST 14, 1985

TO: The City Council

FROM: MARVIN A. LEAVITT
DIRECTOR
FINANCE & COMPUTER SERVICES

SUBJECT: DEPARTMENT OF FINANCE & COMPUTER SERVICES - AUGUST 21, 1985 CITY COUNCIL AGENDA -
CERTIFICATE OF CONFORMANCE AWARD

PURPOSE/BACKGROUND

The City Manager and the Department of Finance & Computer Services are proud to announce that the Government Finance Officers Association of the United States and Canada has again awarded the City of Las Vegas its prestigious Certificate of Conformance in Financial Reporting for our Comprehensive Annual Financial Report for the fiscal year ended June 30, 1984.

The Certificate of Conformance is the most valued recognition which can be received by a government and is awarded to only a small percentage of government entities in the United States.

The Certificate represents much more than the fact that a government has an attractive cover on their financial report. The Certificate means that the government has complied with substantially all of the promulgations and guidelines required by the Government Accounting Standards Board and our financial statements are fairly and accurately presented.

We are particularly proud of the fact that the City of Las Vegas has received the award for the past five years and look forward to continued success in the future.

I would like to thank my staff for their dedication and hard work in preparing our award-winning financial statements each year.

FISCAL IMPACT

None

RECOMMENDATIONS

None

Agenda Item

IV.(b) B.1.

AGENDA*City of Las Vegas*

August 21, 1985

Page 15

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. REQUESTS TO FILL POSITIONS1. REPLACEMENTS FOR EXISTING BUDGETED
POSITIONS (CRITICAL HIRES)

<u>POSITION(S)</u>	<u>DEPARTMENT</u>	<u>MONTHLY RANGE</u>	<u>FUNDING</u>
License Inspector	Business Activity	\$1,621- 2,069	General
License Investigator I	Business Activity	\$1,703- 2,174	General
Development Officer	Economic & Urban Development	\$1,941- 2,912	Special Revenue
Secretary I	City Manager	\$1,331- 1,698	General

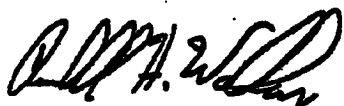
2. POSITIONS TO BE
ESTABLISHED AND FILLED

<u>POSITION(S)</u>	<u>DEPARTMENT</u>	<u>MONTHLY RANGE</u>	<u>FUNDING</u>
Jr. Office Assistant (2)	Municipal Court	\$1,092- 1,394	General

Lurie -
APPROVED Items 1
and 2.
Unanimous

Staff to proceed

APPROVED AGENDA ITEM



AGENDA DOCUMENTATION

Date: August 21, 1985 003.7

TO:
The City CouncilFROM:
JAN TAIT, DIRECTOR
PERSONNEL & EMPLOYEE RELATIONS

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

PURPOSE/BACKGROUND

Of the 1,663 positions in the City's 1985-86 Fiscal Budget, 8.3% (138 positions) are currently vacant.

The staff is recommending the filling of six (6) critical positions at this time.

The chart below gives you a summary of our current staffing, as well as showing the six (6) 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	169	160	9	1	0	1
Classified	1174	1133	41	3	2	5
Contract	19	13	6	0	0	0
Elective	9	9	0	0	0	0
Hourly	<u>292</u>	<u>210</u>	<u>82</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total	1663	1525	138	4	2	6

FISCAL IMPACT

The four vacant and budgeted positions shown above are included in the City's current budget, with funding available to support the establishment of the two positions in Municipal Court. There are no additional non-budgeted expenses associated with these positions.

The total dollar savings realized through vacancies thus far in fiscal year 1985-'86 is \$86,343. If the positions that are currently vacant were to remain vacant for the remainder of the fiscal year 1985-'86 the estimated total savings for the year would be \$1,456,016.

RECOMMENDATION

Staff recommends the filling of six (6) positions indicated above.

RECOMMENDED

Jan Tait
Jan Tait, Director
Personnel & Employee Relations

Agenda Item

IV. (c)

AGENDA

CITY COUNCIL MINUTES - AUGUST 21, 1985

City of Las Vegas

0038
August 21, 1985

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

ITEM

Council Action

Department Action

IV (e) DEPARTMENT OF PARKS, RECREATION & SENIOR
CITIZEN ACTIVITIES - CHRIS J. STANFILL,
DIRECTOR

- 029
- A. Request permission to enter into professional management agreement between the City of Las Vegas and Herb Rapp/Marty Hennessey (individuals) for management of the Lorenzi Park Tennis Complex.

Levy -
APPROVED as recommended.
Unanimous

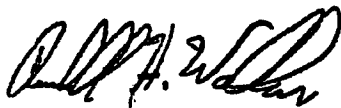
Staff to proceed

Chris Stanfill
appeared

Herb Rapp appeared

Lurie requested Director Stanfill to
check on lights at Western High School.

APPROVED AGENDA ITEM



AGENDA DOCUMENTATION

Date: August 21, 1985

0039

TO:
The City Council

FROM:
Granville Bowman
Deputy City Manager

SUBJECT:
Professional Management Agreement Regarding Tennis Complex at Lorenzi Park

PURPOSE/BACKGROUND

At its regular meeting on June 19, 1985, the City Council approved an award of a Professional Management Agreement to Herb Rapp and Martin Hennessey. The attached agreement formalizes this award into a written document.

FISCAL IMPACT

50% of the tennis court lighting (approximately \$2,000.00 per year) due to the current condition of the lights and the inability to individually light each court. (The system requires a minimum of two courts per turn on.)

RECOMMENDATIONS

It is recommended that the City Council approve this Professional Management Agreement and authorize the Mayor to sign on behalf of the City of Las Vegas.


Chris J. Stanfill, Director
Parks, Rec. & Sr. Cit. Act. Agenda Item

MANAGEMENT AGREEMENT FOR
TENNIS COMPLEX AT LORENZI PARK

0040

THIS AGREEMENT entered into this 21st day of August, 1985, between the CITY OF LAS VEGAS, NEVADA, a municipal corporation (hereinafter the "CITY") and HERB RAPP and MARTIN HENNESSEY, INC., a Nevada corporation (hereinafter the "MANAGER").

1: General Provisions

A. In accordance with the bid specifications for Bid No. 86.2620, which were prepared by the CITY and accepted by the MANAGER for "Professional Management Agreement for the Operations of the Tennis Facilities at Lorenzi Park", dated March 18, 1985, (attached hereto as Exhibit "A" and incorporated in their entirety herein by reference thereto), the CITY hereby accepts the proposal originally submitted under the name Herb Rapp and Martin Hennessey, jointly and not severally, dated May 14, 1985, (which proposal is attached hereto as Exhibit "B" and incorporated herein by reference thereto).

B. Both the CITY and the MANAGER agree to perform this Agreement according to all the terms and conditions contained in the bid specifications (Exhibit "A") and the proposal (Exhibit "B").

C. The MANAGER may not assign its interests nor delegate its duties under the Agreement without prior CITY approval.

D. The CITY will not grant any competing lease with respect to the Lorenzi Tennis Facility.

2: Term

A. This Agreement shall commence on _____, 1985. The term of this Agreement will be two years subject to the termination provisions set out in the bid specifications (Exhibit "A"), with the right to renew with mutual consent, for succeeding five year periods. If either party shall decide not to renew this Agreement, notice of non-renewal shall be given to the other party at least six months prior to the expiration date of this Agreement.

3: Premises

This Agreement relates to the management and operation of that certain real property commonly known as the Lorenzi Park Tennis Complex, located in the City of Las Vegas, Nevada including all permanent buildings and permanent structures thereon (collectively, the "Premises" herein).

4: Repairs

A. The CITY shall resurface the 8 tennis courts, erect and repair fences and provide new nets before occupancy by the MANAGER. The CITY shall continue to maintain the fence and surrounding park grounds. The MANAGER agrees to assume the cost of repairing any damage to any CITY property caused by any act or neglect, damage or use by the MANAGER or the MANAGER's agents, employees, guests or invitees.

B. Except as provided in subparagraph A above of this paragraph 4, the MANAGER shall keep and maintain in good order, condition, cleanliness and repair (including any replacement or restoration as may be required for that purpose), the Premises and every part thereof, and any and all appurtenances thereto, wherever located, including, the pro shop to be built on the Premises by the MANAGER, its equipment, machinery, heating, ventilation, air-conditioning systems, electrical systems, plumbing and work not specifically the obligation of the CITY pursuant to subparagraph A above.

C. If the MANAGER fails to perform its obligations set forth in this paragraph 4, the CITY may, in its sole discretion, do so and the MANAGER shall pay the CITY the costs thereof within ten days after receipt of an estimate of or invoice for such maintenance, repairs, restoration or replacements. The CITY may enter and inspect the Premises at all reasonable times and may make such repairs to the Premises as the CITY shall deem necessary or be required to do by governmental authority or judicial order.

A. The MANAGER shall occupy and use the Premises for the operation of a tennis complex; pro shop; club house facilities, including restaurants, snack bars, and any other adjunct business or activity normally and customarily related to the operation of a tennis complex. The MANAGER may sell alcoholic beverages on the Premises and may obtain any required licenses and permits for said purpose.

B. The MANAGER may also use the Premises for various special events such as tournaments.

C. The MANAGER shall have the right to exclude other persons from conducting any business on the Premises.

D. The MANAGER will construct and/or provide and maintain a building or suitable structure, the plans for which meet the approval of the CITY, to house a pro shop, soft drink and candy concession. All improvements affixed to the land shall become the property of the CITY at their appreciated cost at the CITY's option.

E. The MANAGER shall have the right to refuse service to any individual for good cause.

6: Revenues

The MANAGER agrees to submit an accurate detailed monthly report to the CITY reflecting the total daily receipts for the previous month's operation. The report should itemize each source of revenue including sales of professional lessons, sales at the pro shop and sale of court time and ball machine rental along with the total play, broken down by established fees. The monthly report form to be submitted by the successful proposer will be designed and provided by the CITY.

The MANAGER shall render a statement reflecting the total gross sales for each calendar month not later than the 10th day of the month following the calendar month to which it pertains. If an accounting after the first year of operation or thereafter warrants it, the MANAGER agrees to pay the CITY a percentage of the total gross revenues. That percentage which will be subject to negotiation will be added by amendment to this agreement at that

time. The amount and manner of payment shall be subject to adjustment by mutual consent for any renewal or extended term of this Agreement. 0043

7. Indemnification

The MANAGER agrees to hold and save the CITY harmless from any and all claims, losses, demands, obligations, liabilities, suits or causes of action made or brought by any person, firm or corporation which arise out of the operation of the Tennis Complex or the use or misuse of the described Premises by the MANAGER, its agents, employees, servants, invitees and permittees. The MANAGER agrees to indemnify the CITY for any and all claims, demands and causes of action arising out of its sale or distribution of food or beverages at the Tennis Complex. The MANAGER agrees to indemnify the CITY regardless of whether the occurrence which gave rise to the claim or cause of action was caused in part by the CITY. The MANAGER will at its own expense defend the CITY on any such claims, demands, liabilities or causes of action which may be brought against it. If the MANAGER should fail to do so, the CITY shall have the right, but not the obligation, to defend the same and charge all direct and incidental costs of such defense to the MANAGER.

8. Insurance

The MANAGER shall procure and maintain, at its own expense, during the period of this Agreement, the insurance described in the following 6 subparagraphs. Insurance shall be in a company or companies acceptable to the CITY. The MANAGER shall furnish the City of Las Vegas with certificates of insurance evidencing such insurance to be in effect. The CITY is to be listed as an additional insured on each policy.

1. Workman's Compensation Insurance and Employer's Liability Insurance, if the MANAGER has one or more employees. Aside from any state requirement as to the minimum number of employees, insurance coverage hereunder will comply with the requirements and benefits established by the State of Nevada.

2. Premises Bodily Injury and Property Damage Liability Insurance in minimum limits of \$1,000,000.00 0044 for injury to or death of one person, for each accident or occurrence.
3. Products Liability Insurance in minimum limits of \$1,000,000.00 for injury to or death of any one person, \$1,000,000.00 for each accident or occurrence, \$1,000,000.00 for aggregate products for bodily injury liability, \$1,000,000.00 for each accident or occurrence and \$1,000,000.00 aggregate products property damage liability.
4. Automobile Bodily Injury and Property Damage Liability Insurance with minimum limits of \$1,000,000.00 for injury to or death of any one person, \$1,000,000.00 for each accident or occurrence for bodily injury liability and \$1,000,000.00 for each accident or occurrence for property damage liability.
5. Bailee's Customer's Insurance to cover customer's property located in any of the Premises which are the subject matter of this solicitation, and while in the course of transportation, in the amounts equal to the variable maximum value of all customer's property in the case and custody of the contractor or his subcontractor at any time in any of the above cited Premises and while in transit. Each insurance contract shall provide that checks in payment of claims shall be made payable jointly to bailor and bailee.
6. The successful proposer shall be responsible for providing insurance on any temporary building or buildings and also the entire contents of any temporary or permanent building or buildings.

Each such policy or certificate shall contain a valid provision or endorsement that the policy may not be cancelled,

terminated, changed or modified without giving thirty (30) days written notice thereof to the CITY.

0045

Any renewal policy shall be delivered to the CITY at least fifteen (15) days prior to a policy's expiration date except for any policy expiring on the expiration date of this Agreement or thereafter.

9: Utilities

The MANAGER will pay at its own expense all utility services for the pro shop building. The CITY shall furnish water, to the Tennis Facility. The MANAGER will pay half of the electric utilities for the tennis courts and the CITY will pay the other half.

10: Termination

In the event either party defaults in the performance of any of the terms or conditions of this Agreement, and said default is not cured within thirty (30) days after notice thereof to the other party, then the other party, at its option, shall have the right to terminate this Agreement. In the event said default is of a nature which may not be cured within said thirty-day period, then the defaulting party shall have thirty (30) days after notice within which to commence to cure and remedy said default, and shall thereafter faithfully and diligently continue to proceed to the completion thereof.

11: Force Majeure

Either party shall be excused for the period or periods of delay in performance of any of said party's obligations hereunder when delayed, hindered or prevented from doing so by any cause or causes beyond said party's control, which shall include, without limitation, all delays caused by the other party, labor disputes, riots, civil commotion or insurrection, war or warlike operations, invasion, rebellion, military or usurped power, sabotage, governmental restrictions, regulations or controls, inability to obtain any materials, services or financing, fire or other casualties, or Acts of God. If, as a result of any of such events, either party shall be unable to exercise any right or option within any time limit provided

therefor in this Agreement, such time limit shall be deemed extended for a period equal to the duration of such event.

12: No Waiver

The failure of either party to insist upon the strict performance of any of the provisions of this Agreement, or the failure of either party to exercise any right, option or remedy hereby reserved, shall not be construed as a waiver for the future of any such provision, right, option, or remedy, or as a waiver of any subsequent breach thereof.

13: Bond

It being presently impossible for the MANAGER to post the performance bond, required in the specifications it is agreed that such bond may be subsequently required if the yearly assessments of gross revenues indicate its feasibility.

14: Independent Contractor

The MANAGER is an independent contractor and not an employee of the CITY for any purpose.

15: Notice

All notices, requests, demands or other communications hereunder shall be in writing, and shall be deemed to have been duly given if delivered in person, or when received if mailed by certified mail with return receipt requested, or otherwise actually delivered. Notice to the CITY shall be sent to:

CITY MANAGER
City of Las Vegas
400 East Stewart Avenue
Las Vegas, Nevada 89101

Notice to the MANAGER shall be sent to:

HERB RAPP
2400 Palomino Lane
Las Vegas, Nevada 89107

and a copy sent to:

AUBREY GOLDBERG, ESQ.
601 South Ninth Street
Las Vegas, Nevada 89101

0047

Either party hereto may change the address at which it receives written notice by so notifying the other party hereto in writing.

16: Partial Invalidity

Should any section or any part of any section of this Agreement be rendered void, invalid or unenforceable by any court of law, for any reason, such a determination shall not render void, invalid or unenforceable any other section or any other part of any section in this Agreement.

17: Choice of Law

This Agreement has been made and entered into in the State of Nevada, and the laws of the State of Nevada shall govern the validity and interpretation of this Agreement and the performance due hereunder.

18: Integration

The drafting, execution and delivery of this Agreement by the parties have been induced by no representations, statements, warranties or agreements other than those expressed herein. This Agreement embodies the entire understanding of the parties, and there are no further or other agreements or understandings, written or oral, in effect between the parties relating to the subject matter hereof unless expressly referred to herein or expressly incorporated herein by reference thereto.

19: Attorney's Fees

Should either party bring suit to enforce any of the terms of this Agreement, the prevailing party shall be entitled to recover court costs and reasonable attorney's fees.

20: Modification

The MANAGER will be required to correspond with the CITY once each year and indicate the exact status of the gross revenues from this Agreement and any pertinent information which may affect this Management Agreement. Any changes or modifications

to the best interests of the CITY must be documented by the exchange of letters between the MANAGER and the CITY and approved by the City Council. The exchange of letters must be made during the month of January, and each January thereafter during the life of the Agreement, and must include terminology whereby each agrees to continue the Agreement under the exact (or modified) terms hereof. Minor changes in the terms of each Agreement year may be effected informally but must be in writing and signed by both parties to this Agreement.

21: Effective

The parties agree that this Agreement becomes effective and binding on the parties from the date of its execution.

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

CITY OF LAS VEGAS, NEVADA

By

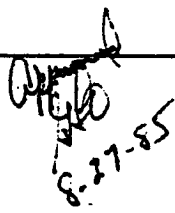

RON LURIE, MAYOR PRO-TEM

ATTEST:


CAROL ANN HAWLEY, City Clerk

HERB RAPP and MARTIN HENNESSEY

By


Martin E. Hennessey
8-27-85

0049

PROPOSAL

Place CITY OF LAS VEGAS, NEVADA

Date May 14, 1985

Project No. RFP 85.2620.1

Bid of Herb Rapp & Marty Hennessey (Hereinafter called "Proposer")*, a
Individuals*, organized and existing under the laws of the State
of Nevada, doing business as: Individuals.

To the CITY OF LAS VEGAS, NEVADA

Gentlemen:

The Proposer, in compliance with the invitation for proposals for: PROFESSIONAL
MANAGEMENT AGREEMENT FOR THE OPERATIONS OF THE TENNIS FACILITIES AT LORENZI
PARK, having examined the specifications with related documents, and being
familiar with all of the conditions of the specifications, including the
availability of materials and labor, hereby proposes to furnish all labor,
materials, and supplies necessary to furnish in accordance with the Invitation
for Proposals. These prices are to cover all expenses incurred under the
Invitation for Proposals.

Proposer acknowledges receipt of the following addenda:

none

Proposer agrees to supply all the requested material described in the
specifications, for the following prices:

*Insert the correct word: corporation, partnership, or individual, as
applicable.

MAXIMUM 1,000 POINTS

I. QUALIFICATIONS AND EXPERIENCE IN PROFESSIONAL TENNIS COURT OPERATIONS

Enumerate in detail the duration and extent of your business experience with special emphasis upon experience with regulation size tennis courts and the type which this proposal relates. Enumerate in detail the pertinent experience of the persons who will be directly involved in the management and maintenance of the tennis courts and proshop operation to which this proposal relates.

HERB RAPP

Since my graduation from Florida State University in 1970, I have been actively involved in developing tennis programs at tennis and country clubs. My first pro job was at the Killbuck Country Club in Tallahassee where I developed their first tennis facilities and program. I also worked to develop city tennis by forming the Tallahassee Tennis Boosters which is still in existence today. I taught clinics and ran tennis tournaments for the city as well as organized fund raisers to promote local tennis as well as university tennis programs. Seeing a need for a private club, I found three investors and with them built Forestmeadows Racquet Club. In one short year we built the club, developed over two hundred memberships, and televised Tallahassee's first professional tournament. The club is prospering today with twenty tennis courts, squash and racquetball courts, restaurant, pro shop, pool and health club.

In 1974, I moved to Las Vegas to open the Jockey Club tennis program. The club grew rapidly with many social activities as well as tournaments. After two years, I became tennis director at the Cambridge Racquet Club. Along with two new professionals, we developed the club to profitability with 685 members. This was an increase of two hundred members in just six months. Once again, quality activities and tournaments provided the winning results.

In December of 1977 I moved to the Las Vegas Country Club. In the eight years I spent at the Las Vegas Country Club, a strong junior program was developed. My summer camp trained nearly 150 juniors each summer for five years.

I am currently the director of tennis at the new Spanish Trail Tennis and Swim Club..

While always working at a private club, I have opened ten tennis shops since 1970. I opened the first tennis specialty shop in Florida and expanded to five stores. I have also had as many as five stores in Las Vegas.

I have been responsible for maintenance at all of the clubs I've directed and understand the importance of a good maintenance

-2-

HERB RAPP (continued)

program. I feel I am a good administrator and will establish a good program for maintenance of the Lorenzi court complex.

Our tennis director for Lorenzi Park will be a certified tennis professional with a strong playing background as well as a knowledge of club activity planning and operating procedure. Marty and I will establish all systems to meet the requirements of the city with regard to bookkeeping. Between Marty, our tennis director, and myself, I feel we can offer a very solid management team which can develop the Lorenzi center to its maximum potential.

Our director of tennis for the Lorenzi Center would be Mike Folks, who was a scholarship player at Trinity University in Texas. Mike has been a member of the U.S.P.T.A. for 9 years and has a good record as a competitive player. He is currently coaching with world-famous Australian Davis Cup coach, Harry Hopman in Bardmoor, Florida. Mike has been a tennis professional at the Bardmoor Country Club, Largo, Florida, as well as the Wimbledon Racquet Club in Houston, Texas. He has been responsible for tournament direction, shop management, instruction (both group and private), camps, and all facility maintenance. Mike has run pro shops and is able to string racquets and assist with all racquet repairs. The director of tennis will direct all staff working at the tennis center.

MARTY HENNESSEY

Upon graduation from Brigham Young University as a marketing major, I accepted an Assistant Pro position at Arden Hills Swim and Racquet Club in Sacramento, California - my home town. There I directed all junior programs for the club while co-ordinating the adult interclub and Junior Davis Cup - Wightman Cup for the Northern California Tennis Association.

A newly opening club in Lodi, California, Sun West Swim and Racquet Club, hired me next as their first pro. Since the club had not opened when I first arrived, I felt like I put it together hammer and nail. The Lodi Park and Recreation Department needed a physical fitness instructor so I was chosen.

In 1973 I relocated to Las Vegas as the Associate Tennis Pro at the Frontier Hotel.

In 1974, I accepted the Director of Tennis at the Desert Inn Country Club and Spa. The Desert Inn has the longest running junior and adult tennis clinics in the state, 4 sanctioned adult and junior tournaments, National Lipton Iced Tea mixed doubles and the Equitable Family tennis challenge.

0052

MAXIMUM 1,000 POINTS

II. QUALIFICATIONS AND EXPERIENCE IN TENNIS COURT OPERATION AND MAINTENANCE.

HERB RAPP

To operate and maintain a tennis facility, one must be attentive to the appearance of the facility and try to offer the widest variety of services possible to the patron. For my money, the best way to judge a persons qualifications as a manager is to look for growth in the program or club where he is working. I feel my best capability as a tennis professional is that of promotion. I really enjoy seeing growth in a club or taking an idea and making it happen. Marty and I both have had wonderful careers in tennis. We have been blessed with good jobs working for and with a lot of good people. We would really like to see a tennis center which would offer programs for all levels of players from the interested to the adept. Las Vegas has many talented juniors who would greatly benefit by our proposed center. The success of the Lorenzi Park center will hinge greatly on the programs offered as well as the facilities. Between our tennis director, Marty, and myself, we can offer nearly forty years of tennis experience in operation and maintenance of tennis facilities. The key ingredient to success at Lorenzi is caring about the people who come to learn and play tennis there. I believe we can offer that quality and our reputations in Las Vegas in the tennis community will bear this out.

MARTY HENNESSY

My experience in operating and maintaining a tennis facility date back to 1972 at the Sun West Swim and Racquet Club. The operation of all court related functions were under my direction. Tennis and racquetball, court reservations, clinics and club events were all supervised by me. The maintenance crew was indirectly under my observation.

From 1974, as the Director of Tennis for the Desert Inn Country Club and Spa, until now, all tennis related operations and maintenance of our 10 court complex, shop, restrooms, are under my management. We currently have three full time shop employees, one full time assistant, and one part time assistant.

Our motto, now as always, has been to make everyone feel welcome, whether a hotel guest, club member or a local tennis enthusiast. This is why the Desert Inn has maintained a strong following all these years.

0053

MAXIMUM 500 POINTS

III. CAPITAL IMPROVEMENT PROGRAMA. PRO-SHOP

We would like to open the TLRC with a temporary building (12' x 44'). This building would be rented for a period not to exceed 24 months. During the rental period the needs and potential of the club can be determined. The mobile unit will serve as a reservation center, pro shop, and concession area. The mobile unit would have wood siding and landscaping around it. (See picture enclosed.)

During our first twelve months we will try to raise funds from the private sector of Las Vegas to assist in construction of the clubhouse and additional courts. We feel four more courts are needed. As soon as we determine there is sufficient interest and financial support, we will begin construction of the shop. We will build the 30' x 60' pro shop as a minimum clubhouse. Our hope is for sufficient interest to warrant a two-story pro shop with locker rooms, a snack bar, and players' lounge. We should know what potential there is by the end of 1985.

We will bring in the temporary building and set it up at the west end of the tennis courts. We request that the city bring sewer, power, and water within five feet of the building site. We will landscape the building and build entrance and exit staircases. The temporary building would not provide public bathrooms.

The pro shop would handle phone reservations, stock minimal clothing, offer racket repairs, as well as sell balls and accessories. Our concession would sell soft drinks, candy, popcorn and any snack bar food not requiring a kitchen.

We request that the city put up a 6' fence from the north end of the tennis shop down to the fence by Washington Avenue and from the south end of the pro shop around to the entrance to the practice area. This will provide access to the facility only through the tennis shop. The seating area by the practice courts would also need to be fenced. This would allow us to check for proper attire and shoes as well as collect fees.

We would like the city to:

1. Convert the basketball court into two ball machine alleys (Supply power).
2. Repair both sides of practice walls.

8. PRO SHOP (continued)

3. Put lines and nets on ball machine alleys.
4. Put water fountains in good order.
5. Remove old starter shed.
6. Lower 40' of fence on courts 1 and 5 to 3' to create viewing areas.
7. Replace all net posts.
8. Install one water outlet for court washing per two courts

0055

MAXIMUM 1,000 POINTS

IV. PLAN OF CONTINUED OPERATION

A. TENNIS COURTS

B. PRO SHOP

SEE FOLLOWING PAGES

C. PERSONNEL

E. SCHEDULES

1. Daily
2. Fees. Describe any surcharges or changes and the fee schedule which you may advocate now or in the future and how the receipts will be used. All fees must be approved by specific action of the City Commission of the City of Las Vegas.

F. AMOUNT OF ANNUAL REVENUE (ECONOMIC PROPOSAL) TO BE PAID TO THE CITY OF LAS VEGAS.

A. Tennis Courts

The courts will be public however court fees will be charged for the use of the facilities. Patrons will have the choice of quarterly or annual memberships or by paying for the court time on an hourly basis, (see schedules.)

The director of tennis will regulate instruction both private and groups. Since reasonably priced clinics for adults and juniors will be critical to the programs success, we must have the latitude to utilize up to 4 courts. If limitations on group instruction must be made, 4 courts would suffice. Group instruction is an integral part of a growing program. It also creates higher court usage and lower costs. The lack of low cost group instruction in Las Vegas is a major contributing factor to the decline in growth of this sport.

Facility maintenance will be very important to insure a growth situation at the center. All windscreens and nets will be kept in good repair. The courts will be washed and blown clean on a regular basis. Trash receptacles will be placed throughout the complex to encourage cleanliness. The grounds will be picked up regularly.

B. Pro Shop

The pro shop will act as a service and sales center. The supervisor will make reservations for courts, book people for lessons, sell pro shop merchandise, and sell concession items. This person will become acquainted with the membership and assist with finding games for members. The supervisor will work forty hours weekdays from 8 a.m. to 4p.m. while the weekend assistants would only work the two 6-hour day shifts.

The director of tennis (and his assistant) will be in charge of the facility. He will direct all instruction, park programs, and tournaments. Rules for facility use will be posted and enforced. Our experience is that there are many adults willing to assist with activities within a city club situation.

We will be offering regular programs at no charge to different groups which we feel will most be benefited by cost-free activities, i.e. Boys and Girls Clubs, Senior Citizens Groups. We will commit 8 hours per month for cost-free activities directed by our staff. These groups will be selected upon recommendation of the city recreation dept. or at our discretion. Our city tennis development program would include instruction offerings at all parks. Low cost clinics would be offered for spring, summer, and fall seasons. Activities would center at TLRC with talented players finding competition at this facility. The director of tennis would remain at TLRC while assistants would do clinics at other city locations.

0057

C. Personnel-Opening Staffing

Our staff will be made aware that TLRC must be made as friendly and helpful as possible to its patrons. The following positions will be staffed:

Director of Tennis- Mike Folks

Salaried-\$5000 annually plus lesson percentage

Pro Shop Supervisor- Hourly \$4.50 plus shop sales incentives
Weekdays 8-4 p.m.

Assistant Shop Supervisor- \$4.50 hourly plus shop incentives
Weekdays 4p.m.-8p.m.

2 Weekend Front desk attendants- \$4.50 hourly
8a.m.-4p.m. and 4p.m.-8p.m.

Part-time Maintenance Manager- \$4.50 hourly, approx. 5 days, 2 hrs daily

D. SCHEDULES

1. TLRC Pro Shop will be open daily from 8a.m. to 8p.m. All programs which will use the courts will be posted for a full month. Our reservation system will be 48 hours in advance. Court reservations will be for 1 hr. 30 min. for singles or doubles. Court usage as far as adult priority or junior priority times would be developed as the facility begins to operate. We recommend junior development priority on 5 courts from 3p.m. to 6p.m. - Adults would have priority on 5 courts 6 p.m. until closing. If there is sufficient business the shop will stay open until 11p.m. Courts close at 11p.m.

2. The following fee schedule is recommended:

Day play-Hourly court rental \$1.00 per hr., \$1.50 per 1 1/2 hr.
Night Play- For the current quality of lighting we cannot justify an additional charge for night play. If the city needs a fee for night play, then the \$1.00 fee which is collected at Baskin Park is the most that should be charged. The Baskin Park courts are very well lighted for \$1.00 per hr. for night play. We would like to see upgraded lighting as a high priority of proposed improvements.

TLRC would also recommend fees for quarterly and annually payment. These fees would be as follows:

<u>Quarterly</u>		<u>Annual</u>
Individual	\$25.00	\$75.00
Family	45.00	160.00
Junior (under 18)	20.00	60.00
Sr. Citizens	20.00	60.00

These fees are recommended for the first 100 members in each category. Membership costs would go up after these memberships are sold. (\$5 quarterly, \$20.00 annually per membership.)

3. Tournaments

Tournaments and activities will be absolutely critical to the success of TLRC. We would like to run Junior, Adult, and Senior events throughout the year. We will submit a schedule of events to be run, but would like to reserve any limitations on tournaments to see the amount of use the courts are getting. Some courts would always be left for non-tournament play.

E. Amount of Annual Revenue (Economic Proposal) to be paid to the City of Las Vegas

For the first two years of the contract TLRC will be offsetting opening expenses. Our payroll will be high and we have no past performance record to estimate revenue levels. Our goal is to develop the facility over the first two years.

After two years we would need ten years option to justify the capital expenditure for the clubhouse at least. Any operating profits would go toward offsetting opening expenses as well as adding new facilities. We will pay for power to the pro shop.

After two years, we will pay 5% of all hourly and membership fees, concession sales (excluding tennis Shop), ball machine, and racquet rentals to the city.

0059

REFERENCES

List four (4) governmental agencies, private tennis clubs, or firms with whom you have conducted business transactions during the past three years. At least two of the references names are to have knowledge of your debt payment history.

REFERENCE NO. 1 (HERB RAPP)

Name: Pat MacBeth
Firm: Las Vegas Country Club
Address: 3000 Joe Brown Drive
Las Vegas, Nevada 89109
Telephone: 734-1122

Nature and Magnitude of Business Association, Etc.

Herb Rapp served under Pat MacBeth , General Manager of the
Las Vegas Country Club, for eight years.

REFERENCE NO. 2

Name: Martha Wiles-Mapstead
Firm: Valley Bank of Nevada
P.O. Box 15427, Las Vegas, Nevada 89114
Telephone: 386-1110

Nature and Magnitude of Business Association, Etc.

Martha Wiles-Mapstead is the Branch Manager with the Valley Bank
where I have done business for 12 years.

0060

REFERENCE NO. 3 (MARTY HENNESSY)

Name: Dave Johnson
Firm: Desert Inn Country Club & Spa
Address: 3145 Las Vegas Blvd. So.
Las Vegas, Nevada 89107
Telephone: 733-4290

Nature and Magnitude of Business Association, Etc.

Head Golf Professional at the club which Marty has worked for
the last 10 years.

REFERENCE NO. 4

Name: John Byron
Firm: Prince Manufacturing
Address: 5044 E. Oneida
Phoenix, Arizona 85044
Telephone: 602 - 893-9231

Nature and Magnitude of Business Association, Etc.

Account with Prince for 8 years.

0061

FINANCIAL DATA

FINANCIAL STATEMENT

Attach a complete report, prepared in accordance with acceptable accounting practice, reflecting your current financial condition. The report must include a balance sheet and an income statement. You must be prepared to substantiate all information shown.

SEE FOLLOWING PAGES

SURETY INFORMATION

Has any surety or bonding company ever been required to perform upon your default:

YES () NO (✓)

If yes, attach a statement naming the surety or bonding company, date, amount of bond, and the circumstances surrounding said default and performance.

BANKRUPTCY INFORMATION

Have you ever been declared bankrupt?

YES () NO (✓)

If yes, state date, court jurisdiction, amount of liabilities, and amount of asset. Provide this information on separate statement with heading "BANKRUPTCY INFORMATION".

PENDING LITIGATION

Provide detailed information regarding litigation, liens, or claims involving any participant in the proposal.

NOTE: ALL THE INFORMATION RECEIVED ON THIS FORM SHALL REMAIN CONFIDENTIAL AND SHALL NOT BE DISCLOSED TO ANY OTHER PROPOSER, AGENT OR INDIVIDUAL OTHER THAN THE AD HOC EVALUATION COMMITTEE.

0062

ESTIMATE OF GROSS RECEIPTS

1. Provide your estimate of the expected average annual gross receipts to be derived from court fees or other revenues you propose to generate.

1. During the first two operating years.

A. Membership/Court Time Sales

Annual	\$29,500
Quarterly	6,000
Hourly	<u>5,000</u>
	\$40,500

B. Pro Shop

Gross Sales	
Merchandise	\$24,000
Concession	<u>12,000</u>
	\$36,000

C. Ball Machine Rental	\$ 3,000
Racquet Rentals	<u>400</u>
	\$ 3400

D. Lesson Revenue	\$ 6,000
-------------------	----------

E. Tournament Revenue	\$ 4,000
-----------------------	----------

Gross Income First Year	\$89,900
-------------------------	----------

Estimated 10% increase
for 2nd year

0063

CASH FLOW ANALYSIS

Develop and attach a cash flow analysis demonstrating your thinking with regard to the projected ability of your proposal to provide sufficient revenue to recapture your investment, cover operating expenses, pay to the City the amount of compensation contemplated in your proposal, and yield an adequate return to you. This cash flow analysis should protect your anticipation through the first two operating years.

First Year Expenses

Shop Fixtures	\$ 3000
Opening Expense	4000
Advertising	3000
Inventory Purchases	25000
Telephone	600
Power	2000
Office Supplies	1000
Postage/Flyers	600
Rent	5500
Pro Services	5000
Shop Supervisors	17500
Maintenance	2600
Performance Bond	1000
Insurance	1500
Payroll Costs	2500
Reserve Account	8000
	<u>\$85800</u>

First Year Gross Income

See Page 27

\$89900

First year Operating Profit \$4100

Second Year Expenses

Shop Expenses	\$78800
(minus fixtures & opening expense)	
6% annual increase	4728
	<u>\$83528</u>

2nd Year Gross Income

10% increase/annual

\$98900

Second Year Operating Profit \$15392

OTHER INFORMATION

Please provide any other information you feel will be helpful in evaluating your ability to successfully maintain and operate the facilities at Lorenzi Park.

With our reputations in the tennis community, we feel we can develop a great deal of interest in the TLRC very quickly. Our commitment to tennis both as competitive players and coaches is well known. We meet people all the time who would like to play at a well-maintained, friendly club. With our many years of running tennis events in Las Vegas, we know what people want in a tennis club. We have visited the park and spoken to the players to get their ideas on fees and programs. We are both nationally-ranked members of the U.S. Professional Tennis Association.

The best reason to select us, beyond qualifications is that we have been interested in this project for over two years. We care about the great number of Las Vegans both young and old who would like an affordable, yet first-quality tennis facility. Whether we get this bid or not, we know that this project will be the best thing to happen for Las Vegas tennis in a long time.

We are also trying to bring a national junior tennis tournament to Las Vegas the week before Christmas. This tourney would bring national recognition to our city and its tennis players. We currently have two of the nations finest juniors in Andre Agassi and Joey Blake. Our own David Pate is currently among the top 32 players in the world. We would like to center the tournament at the TWRC.

Thank you for considering us for this great opportunity.

0065

The undersigned, as proposer, offers to enter into an agreement with the City of Las Vegas in accordance with the Invitation for Proposals, and it is expressly understood that provisions and all documents and standards required by each or any of them, shall be determined to be a part of this Invitation for Proposals and of the finalized agreement.

The undersigned hereby designates Herb Rapp & Marty Hennessy, 2400
Palomino Ln. L.V. 89187 his office to which notice may be delivered or
(address)
mailed.

Dated May 14, 1985

Herb M. Rapp
Name of Proposer, Corporation

Martin E. Hennessy
Firm, or Individual

By Martin E. Hennessy

Herbert M. Rapp

Typed or Printed

PHONE NUMBER (702) 878-0373
AREA CODE

CITY LICENSE NO.: _____

**INTERMOUNTAIN TENNIS ASSOCIATION**

1201 South Parker Road • Suite 102 • Denver, CO 80231 • (303) 895-4117

May 11, 1985

City of Las Vegas
Mr. Chris Stanfill, director
Parks, Recreation & Senior Citizen Activities
749 Veterans Memorial Drive
Las Vegas, Nevada 89101

Dear Mr. Stanfill:

I have been involved in the development of tennis in Las Vegas for the past twelve years. Specifically, I was the president for the last three years of a local nonprofit organization called the Southern Nevada Tennis Patrons Foundation (SNTPF) and am now president of the Intermountain Tennis Association, of which southern Nevada is a part of.

Because of our climate, it is possible to play tennis year round. We should produce the top tennis players in the world and considering our limited program we are doing well.

Until now, we have relied on SNTPF to generate junior and adult tennis activities. We are a hotel-oriented city and thank-goodness they have been very supportive of our programs. When the school system had to cut out all junior high athletics due to a budget situation, SNTPF picked up where they left off. We established teams at various hotels and the tennis professionals donated their time as coaches. But, there is a limit as to how much the hotels can do and that limit has been reached.

We need to offer tennis to the vast majority of juniors and adults who can't afford to join a country club or tennis club. They need a place to learn and to play at an affordable rate. In most areas, the city plays a large part in developing tennis programs and it is time that our city becomes involved too. With a public facility such as Herb Rapp mentions, we could offer a lot to the public as well as bring in national junior and adult tournaments.

Herb Rapp and Marty Hennessy have been an integral part in the development of tennis. They have donated a lot of time and supported our programs. I am excited to think that the city is taking an interest. With the city's involvement, I see a real boom in tennis in Las Vegas.

Sincerely,

Sandy Jueller, president ITA



A Section of the United States Tennis Association

0067


**BOYS & GIRLS CLUBS
OF LAS VEGAS**

Boys and Girls Clubs
of Las Vegas
P.O. Box 26689
Las Vegas, NV 89126
(702) 367-2582

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1st Vice President
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2nd Vice President
Robert Freedman
3rd Vice President
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Michael H. Meyer
Executive Director

9 May 1985

Mr. Herb Rapp
2400 Palomino Lane
Las Vegas, Nevada 89107

Dear Herb:

It was a pleasure talking with you today about your concept to have a working tennis program at Lorenzi Park. I feel that over the years you have been very supportive of the Boys Club tennis program to disadvantaged youth, as well as to other groups in our community. I'm sure that the City of Las Vegas will consider your professional capabilities and strong community oriented qualities when reviewing your application.

This type of program is needed within our community, and working together as we have in the Boys Club, I know that you will provide a much needed service along with a quality program that our community would be proud of.

If I can be helpful in any way, please feel free to use the Boys & Girls Clubs of Las Vegas as a reference. With the many volunteer hours you've given to this organization, I would be happy to endorse your proposed program to the City of Las Vegas.

Sincerely,

Michael H. Meyer
Executive Director

MMH:glp
cc: file

Remember the Boys and Girls Clubs of Las Vegas in your will.

HOURS:

- 8 AM to 8 PM
- SEVEN DAYS A WEEK

HOURLY RATES PER COURT:
● \$1.00 PER HOUR.

BALL MACHINE RATES:

	NON-MEMBERS	MEMBERS
● 1/2 HR.	\$4.00	\$3.00
● HOUR	\$8.00	\$6.00

MONTHLY UNLIMITED \$25.00

PROFESSIONAL INSTRUCTION:

- \$14.00 PER 1 1/2 HOUR
- GROUP CLINIC SERIES RATES AVAILABLE
- RACQUET RENTALS \$2.00 DAILY

**FOR RESERVATIONS OR
MEMBERSHIP INFORMATION
CALL:**



Twin Lakes
Racquet Club
& Junior Training Center



**Twin Lakes RACQUET CLUB
& JUNIOR TRAINING CENTER
CITY OF LAS VEGAS**

Twin Lakes
Racquet Club &
Junior Training Center

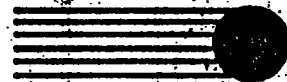


CITY OF LAS VEGAS

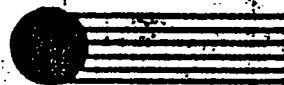
6900

THE CITY OF LAS VEGAS RECREATION DEPT.
PROUDLY PRESENTS... TLRC

* ALL TENNIS PLAYERS - FROM THE MOST CASUAL TO THE TRUE ENTHUSIAST - ARE WELCOME AT THE TLRC. OUR CLUB FEATURES A PRO SHOP WITH APPAREL, RACKETS, STRINGING AND ACCESSORIES AS WELL AS EIGHT LIGHTED COURTS. WE ARE PROUD OF OUR TRAINING CENTER WHICH IS THE ONLY ONE OF ITS KIND IN LAS VEGAS. WE HAVE TWO BALL MACHINE ALLEYS AND FOUR BACKBOARD PRACTICE AREAS. WE ALSO HAVE A MINI-TENNIS COURT (1/4 SCALE) FOR 3-5 YEAR OLD CLASSES. WE HAVE A COMPLETE SCHEDULE OF ACTIVITIES. YOU MAY PAY ANNUAL, QUARTERLY OR HOURLY RATES.

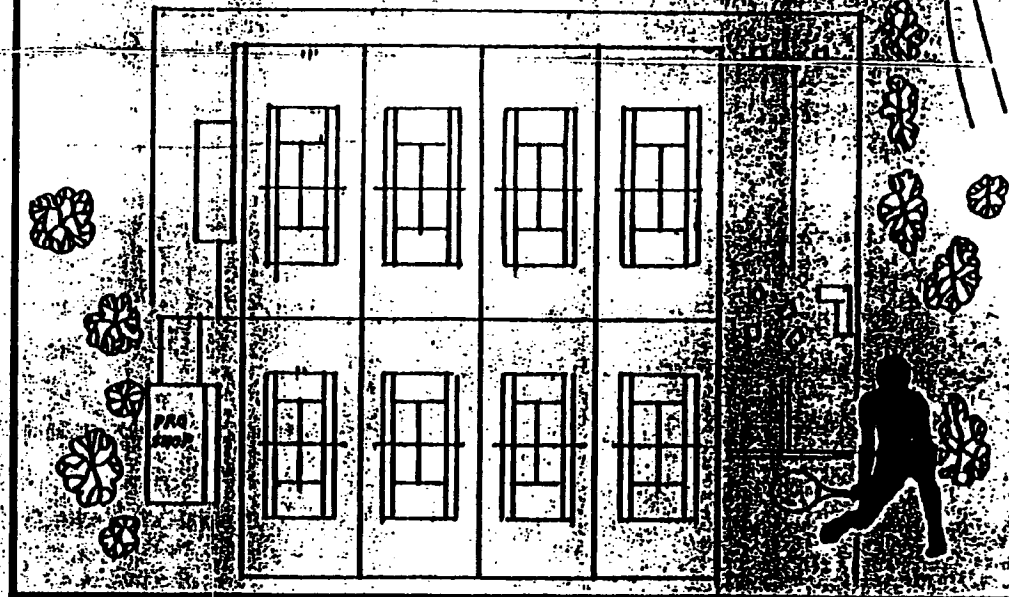


* OUR TENNIS DIRECTOR WILL ARRANGE A MATCH FOR YOU OR EVEN A TOURNAMENT FOR YOUR BUSINESS OR CLUB. BOTH SOCIAL SOCIAL AND COMPETITIVE EVENTS WILL BE OFFERED.



* THE TLRC IS LOCATED IN LORENZI PARK. EASILY ACCESSIBLE ON WASHINGTON ST. TLRC IS JUST MINUTES FROM THE RANCHO EXIT ON THE EAST-WEST FREEWAY.

THE FACILITIES AND SERVICE OF A PRIVATE TENNIS CLUB - BUT OPEN TO THE PUBLIC



- 8 CHAMPIONSHIP LIGHTED TENNIS COURTS
- 2 BALL MACHINE ALLEYS
- BEAUTIFUL CLUBHOUSE
- COMPLETE PRO SHOP
- 4 BACKBOARD AREAS
- SNACKS, REFRESHMENTS
- PATIO VIEWING AREAS
- CENTER COURT
- RESERVATIONS
- MATCHES ARRANGED
- ROUND ROBINS
- TOURNAMENTS



• MIKE FOLKS
A U.S.P.T.A. SINCE 1970, MIKE HAS DIRECTED TENNIS PROGRAMS IN TEXAS AND FLORIDA. HE IS A GRADUATE OF TRINITY UNIVERSITY WHERE HE PLAYED ON A NATIONALLY RANKED TEAM. MIKE HAS BEEN IN LAS VEGAS FROM TWO YEARS, COACHING AT THE WORLD FAMOUS NORMAN INTERNATIONAL TRAINING CAMP IN BROADVIEW, FLORIDA. GIVE MIKE A CALL FOR A FRIENDLY INTRODUCTION TO TLRC.

• PRO SHOP: THE PRO SHOP OFFERS TENNIS FASHIONS, ACCESSORIES AND EQUIPMENT. RACKET REPAIR, RACKET STRINGING, AND PERSONAL AND PROMPT SERVICE ARE PROVIDED AT A REASONABLE PRICE.

AGENDA*City of Las Vegas*

AUGUST 21, 1985

Page 17

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

ITEM**Council Action****Department Action****IV (f) DEPARTMENT OF GENERAL SERVICES****DAN R. PILKINGTON, DIRECTOR*****CONSENT AGENDA**

All items listed under Items *A and *B 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

1030

***A. AWARD OF BIDS**

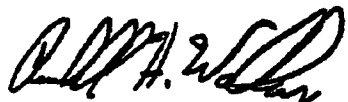
1. Traffic Signal Pole Foundations
Department of Public Services

Lurie -
APPROVED as recommended Items A & B.
Unanimous

Staff to proceed

***B. AWARD OF ANNUAL CONTRACTS & AGREEMENTS**

1. Expendable Belts, Pulleys, Sheaves & Bushings
Department of General Services
2. Expendable Bearings & Seals
Department of General Services

APPROVED AGENDA ITEM


AGENDA DOCUMENTATION

Date: AUGUST 12, 1985

TO: The City Council

FROM: RANDALL H. WALKER
DEPUTY CITY MANAGER

0071

SUBJECT: AGENDA - CITY COUNCIL MEETING - AUGUST 21, 1985
IV (f) DEPARTMENT OF GENERAL SERVICES

PURPOSE/BACKGROUND

*A. AWARD OF BIDS

1. <u>BID TITLE:</u>	NINETEEN (19) TRAFFIC SIGNAL POLE FOUNDATION HOLES	<u>BID NUMBER:</u>	86.1740.1
<u>ITEM:</u>	CAPITAL IMPROVEMENT	<u>ESTIMATE:</u>	\$15,000.00
<u>DEPARTMENT:</u>	PUBLIC SERVICES	<u>INVITATIONS MAILED:</u>	28
<u>FUNDING:</u>	NEVADA DEPARTMENT OF TRANSPORTATION	<u>RESPONSES RECEIVED:</u>	2

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO MODIFY TRAFFIC SIGNALS AT VARIOUS LOCATIONS IN ACCORDANCE WITH N.D.O.T AGREEMENT #P182-84-012.

BID ABSTRACT SUMMARY

DESERT CONSTRUCTION	LAS VEGAS, NV	\$14,725.00
ALLEN DRILLING INC.	LAS VEGAS, NV	\$17,575.00

STAFF RECOMMENDATION OF AWARD

THAT THE LOW BID BE AWARDED TO:

DESERT CONSTRUCTION	LAS VEGAS, NV	\$14,725.00
---------------------	---------------	-------------

FISCAL IMPACT

FUNDS BUDGETED FOR FISCAL YEAR 85-86. FUNDS ARE AVAILABLE FROM THE NEVADA DEPARTMENT OF TRANSPORTATION.

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)

AGENDA DOCUMENTATION

Date: AUGUST 12, 1985

TO: The City Council

FROM: RANDALL H. WALKER
DEPUTY CITY MANAGER

0072

SUBJECT: AGENDA - CITY COUNCIL MEETING - AUGUST 21, 1985
IV (f) DEPARTMENT OF GENERAL SERVICES

PURPOSE/BACKGROUND

*B. AWARD OF ANNUAL CONTRACTS AND AGREEMENTS

1. <u>BID TITLE:</u>	ANNUAL BELTS, PULLEYS, SHEAVES AND BUSHINGS	<u>BID NUMBER:</u>	86.NOV.1
<u>ITEM:</u>	EXPENDABLE SUPPLIES	<u>ESTIMATE:</u>	\$10,000.00 ANNUAL USAGE
<u>DEPARTMENT:</u>	GENERAL SERVICES	<u>INVITATIONS MAILED:</u>	8
<u>FUNDING:</u>	GENERAL	<u>RESPONSES RECEIVED:</u>	1

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO STOCK AND REPLACE VARIOUS BELTS, PULLEYS, SHEAVES, AND BUSHINGS USED IN THE PROGRAMMED SCHEDULED MAINTENANCE AND REPAIR FOR AIR CONDITIONERS AND SWAMP COOLERS OWNED BY THE CITY.

BID ABSTRACT SUMMARY

		<u>AVERAGE % OF DISCOUNT FROM JOBBER'S PRICE</u>
BEARING BELT CHAIN CO.	LAS VEGAS NV	42%

STAFF RECOMMENDATION OF AWARD

THAT THE HIGH POINT BID BE AWARDED TO:

		<u>AVERAGE % OF DISCOUNT FROM JOBBER'S PRICE</u>
BEARING BELT CHAIN CO.	LAS VEGAS, NV	42%
ESTIMATED ANNUAL USAGE:		\$10,000.00

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.

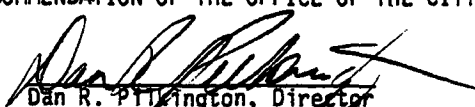
FISCAL IMPACT

FUNDS BUDGETED FOR FISCAL YEAR 85-86. FUNDS ARE AVAILABLE IN THE GENERAL FUND.

RECOMMENDATIONS

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

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


Dan R. Pittington, Director
Department of General Services

Agenda Item

SECTION B PAGE 1
IV (f)

AGENDA DOCUMENTATION

Date: AUGUST 12, 1985

TO: The City Council

FROM: RANDALL H. WALKER
DEPUTY CITY MANAGER

0073

SUBJECT: AGENDA - CITY COUNCIL MEETING - AUGUST 21, 1985
IV (f) DEPARTMENT OF GENERAL SERVICES

PURPOSE/BACKGROUND

*B. AWARD OF ANNUAL CONTRACTS AND AGREEMENTS

2. <u>BID TITLE:</u>	ANNUAL BEARING AND SEALS	<u>BID NUMBER:</u>	86.NOV.2
<u>ITEM:</u>	EXPENDABLE SUPPLIES	<u>ESTIMATE:</u>	\$10,000.00 ANNUAL USAGE
<u>DEPARTMENT:</u>	GENERAL SERVICES	<u>INVITATIONS MAILED:</u>	11
<u>FUNDING:</u>	VEHICLE SERVICES	<u>RESPONSES RECEIVED:</u>	4

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO STOCK AND REPLACE VARIOUS BEARINGS AND SEALS USED IN THE PROGRAMMED MAINTENANCE SCHEDULE FOR ALL VEHICLES AND MOTORIZED EQUIPMENT USED BY THE CITY.

BID ABSTRACT SUMMARY

BEARING BELT CHAIN CO.	LAS VEGAS NV	AVERAGE % OF DISCOUNT FROM JOBBER'S PRICE
CLARK COUNTY WHOLESALE	LAS VEGAS NV	23%
WESTERN TRUCK PARTS	LAS VEGAS NV	12%
CHARLESTON AUTO PARTS	LAS VEGAS NV	10%
		3%

STAFF RECOMMENDATION OF AWARD

THAT THE HIGH POINT BID BE AWARDED TO:

BEARING BELT CHAIN CO.	LAS VEGAS NV	AVERAGE % OF DISCOUNT FROM JOBBER'S PRICE
ESTIMATED ANNUAL USAGE:	\$10,000.00	23%

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 BUOGETED FOR FISCAL YEAR 85-86. FUNOS ARE AVAILABLE IN THE VEHICLE SERVICES FUND.

RECOMMENDATIONS

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

IT IS THE RECOMMENOATION OF THE OFFICE OF THE CITY MANAGER THAT THIS ITEM BE AWAROE.


Dan R. Pilkington, Director
Department of General Services

Agenda Item

SECTION B PAGE 2
IV (f)

0074

AGENDA*City of Las Vegas*

August 21, 1985

Page 18

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

ITEM

Council Action

Department Action

IV (g). DEPARTMENT OF PUBLIC WORKSRICHARD D. GOECKE, DIRECTOR***CONSENT AGENDA**

All matters listed under Item(s) 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.

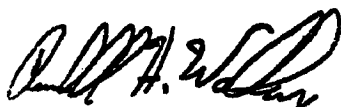
031

A. ACCEPTANCE OF RIGHT OF WAY ITEMS*1. Grant Deed**

From: Red Rock Swim Club
To: City of Las Vegas
For: Portion of Government Lot 12, Sec. 36, T20S, R60E, M.D.M. for completion of knuckle on Antonio Drive and Kettering Place for Special Improvement District 457 previously recorded in the office of the Recorder, Clark County, Nevada in Book 2151 as Instrument No. 2410085 on July 18, 1985 (2/4/85)

2. Addendum to Right of Way Grant for Drainage Purposes

From: James B. McCall and Geraldine E. Silva
To: City of Las Vegas
For: South ten (10) feet of the NW-1/4, NE-1/4, NE-1/4, Sec. 27, T20S, R60E, M.D.M. for Vegas Drive and Oran K. Gragson Highway, additional time in which to commence construction previously recorded in the office of the Recorder, Clark County, Nevada in Book 2159 as Instrument No. 2118936 on August 2, 1985 (5/30/85)

APPROVED AGENDA ITEM


Lurie -
APPROVED Items 1 & 2.
Unanimous

Staff to proceed

AGENDA*City of Las Vegas*

August 21, 1985

Page 19

CITY COUNCIL

COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Council Action

Department Action

IV (g). DEPARTMENT OF PUBLIC WORKS
(continued)B. APPROVAL OF TRAFFIC AND PARKING ITEMS

1. Change Twenty (20) Minute Time Limited Parking Zone to a Fifteen (15) Minute Loading Zone at 2114 South Highland Drive.

2. Remove Parking on Mojave Road at LTR Bus Facility.

3. Remove Parking From the 1300 Block of Griffith Avenue.

4. Tour Bus Zone On Fremont Street at The Golden Goose Casino.

5. Taxi Zone On Casino Center Boulevard at Carson Avenue.

6. Fifteen (15) Minute Loading Zone at 2110 South Highland Drive.

7. Remove The One (1) Hour Time Limited Parking From the South Side of Bonanza Road, From the Entrance Of The Review Journal To The Bonanza Post Office.

8. Remove Parking On Oakley Boulevard At Valley View Boulevard.

9. Handicapped Parking At The County Building At 309 South Third Street.

10. Driveway Variance At 1200 Charmast Lane.

11. 35 Mph Speed Limit On Stewart Avenue From 30th Street To Lamb Boulevard.

Items 1,2, 5 thru 10

Lurie -
APPROVED Items 1, 2,
5 thru 10.
Unanimous

Item 3

Levy
ABEYANCE
Unanimous

Item 4

Levy -
ABEYANCE
Unanimous

Staff to proceed

9/4/85 Agenda

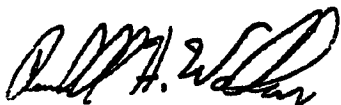
9/4/85 Agenda

Richard Goecke and
Bill Flaxa appeared

STRICKEN FROM AGENDA

Note: Item 3: Citizens living on this block to be invited to the 9/4/85 Council meeting and Item 4: Herb Pastor to be invited to the 9/4/85 Council meeting to give a status report. Public Works' staff responsible for notifications.

APPROVED AGENDA ITEM



AGENDA DOCUMENTATION

Date: August 6, 1985

TO: The City Council

FROM: GRANVILLE M. BOWMAN
DEPUTY CITY MANAGER

0076

SUBJECT: CHANGE TWENTY (20) MINUTE TIME LIMITED PARKING ZONE TO A
FIFTEEN (15) MINUTE LOADING ZONE AT 2114 SOUTH HIGHLAND DRIVE

PURPOSE/BACKGROUND

A Resolution was signed on May 3, 1978, approving a twenty (20) minute time limited parking zone at 2114 South Highland Drive, however it was posted as a twenty (20) minute loading zone. The City Code does not provide for twenty (20) minute loading zones; it only described fifteen (15) minute and twelve (12) minute loading zones.

During the investigation of a Traffic and Parking Commission item at 2110 South Highland Drive, the zone at 2114 South Highland Drive was observed and it was noted that City Code does not provide for twenty (20) minute zones, therefore this zone is not shown on the proper schedule. The owner of the business at 2114 South Highland Drive was contacted and concurs with a change to a fifteen (15) minute loading zone.

FISCAL IMPACT

City of Las Vegas personnel will change the existing sign to read fifteen (15) minutes. Funds are available in the F/Y 1985-86 budget.

RECOMMENDATIONS

The Traffic and Parking Commission recommends that the twenty (20) minute time-limited parking zone at 2114 South Highland Drive be changed to a fifteen (15) minute loading zone, and that the City Council authorize the Mayor to sign the Resolution. Staff concurs.


RICHARD GOECKE, DIRECTOR
DEPARTMENT OF PUBLIC WORKS

Agenda Item 8/21/85

IV.(g). B. 1.

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 0077

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 3-I be amended to delete the following meter zones:

<u>Street</u>	<u>Side</u>	<u>From</u>	<u>To</u>
Third Street	East	186' north of Lewis	246' north of Lewis
Third Street	East	268' north of Lewis	320' north of Lewis

Schedule 17-III be amended to include the following parking prohibited at all times on certain streets:

<u>Street</u>	<u>Side</u>	<u>From</u>	<u>To</u>
Oakey Boulevard	North	300' west of Valley View	400' east of Valley View
Oakey Boulevard	South	Valley View Boulevard	400' east of Valley View
Mojave Road	West	300' north of Sunrise St.	Sunrise Street

Schedule 17-VI be amended to delete the following parking time limited on certain streets:

<u>Location</u>	<u>Zone</u>	<u>From</u>	<u>To</u>	<u>Side</u>
Bonanza Road	1 hr	558' east of Highland	147' east of 'J'	South
Highland Drive	20 min	In front of 2114 S. Highland		West

Schedule 17-III be amended to include the following handicapped zone:

Third Street - east side - 186' north of Lewis to 211' north of Lewis

Third Street - east side - 268' north of Lewis to 320' north of Lewis

Schedule 18-III be amended to include the following time limited loading zone - 15 minutes:

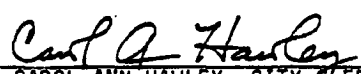
Highland Drive - west side - in front of 2110 S. Highland

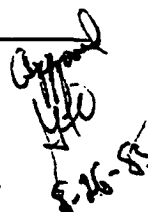
Highland Drive - west side - in front of 2114 S. Highland

PASSED, ADOPTED AND APPROVED THIS 21st day of August, 1985.


RON LURIE, MAYOR PRO-TEM

ATTEST:


CAROL ANN HAWLEY, CITY CLERK


8-26-85

AGENDA DOCUMENTATION

Date: August 6, 1985

TO:
The City Council

FROM: GRANVILLE M. BOWMAN
DEPUTY CITY MANAGER

0078

SUBJECT: REMOVE PARKING ON MOJAVE ROAD AT
LTR BUS FACILITY

PURPOSE/BACKGROUND

Mr. Richard L. Hunt of the LTR Bus Company has requested the removal of parking on the west side of Mojave Road, from eighty feet (80') north of the driveway into LTR south to Sunrise Street.

Sight distance for vehicles leaving the LTR bus facility is somewhat limited due to the parked vehicles on Mojave Road. Prohibition of parking would not affect traffic on Mojave Road.

FISCAL IMPACT

There will be no fiscal impact.

RECOMMENDATIONS

The Traffic and Parking Commission recommends that parking be prohibited on the west side of Mohave Road, from eighty feet (80') north of the driveway into LTR south to Sunrise Street, providing LTR pays the costs of installation, and that the City Council authorize the Mayor to sign the Resolution. Staff concurs.


RICHARD GOECKE, DIRECTOR
DEPARTMENT OF PUBLIC WORKS

Agenda Item 8/21/85

IV.(g).8.2.

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 3-I be amended to delete the following meter zones:

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Third Street	East	186' north of Lewis	246' north of Lewis
Third Street	East	268' north of Lewis	320' north of Lewis

Schedule 17-III be amended to include the following parking prohibited at all times on certain streets:

<u>Street</u>	<u>Side</u>	<u>From</u>	<u>To</u>
Oakey Boulevard	North	300' west of Valley View	400' east of Valley View
Oakey Boulevard	South	Valley View Boulevard	400' east of Valley View
Mojave Road	West	300' north of Sunrise St.	Sunrise Street

Schedule 17-VI be amended to delete the following parking time limited on certain streets:

<u>Location</u>	<u>Zone</u>	<u>From</u>	<u>To</u>	<u>Side</u>
Bonanza Road	1 hr	558' east of Highland	147' east of 'J'	South
Highland Drive	20 min	In front of 2114 S. Highland		West

Schedule 17-III be amended to include the following handicapped zone:

Third Street - east side - 186' north of Lewis to 211' north of Lewis
Third Street - east side - 268' north of Lewis to 320' north of Lewis

Schedule 18-III be amended to include the following time limited loading zone - 15 minutes:

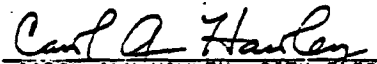
Highland Drive - west side - in front of 2110 S. Highland
Highland Drive - west side - in front of 2114 S. Highland

PASSED, ADOPTED AND APPROVED THIS 21st day of August, 1985.



RON LURIE, MAYOR PRO-TEM

ATTEST:



CAROL ANN HAWLEY, CITY CLERK

Approved
4/20
8-26-85

AGENDA DOCUMENTATION

TO:
The City Council

FROM: GRANVILLE M. BOWMAN
DEPUTY CITY MANAGER

SUBJECT: REMOVE PARKING FROM THE 1300 BLOCK
OF GRIFFITH AVENUE

PURPOSE/BACKGROUND

Commander Tom Crawford of the Las Vegas Metropolitan Police Department has requested that parking be prohibited on both sides of Griffith Avenue, from 13th Street to 15th Street, from 9:00 A.M. to 3:00 P.M.

Metro received numerous complaints during the school year that Gorman High School students park their cars on Griffith Avenue blocking traffic, parking on lawns, etc. Prohibition of parking from 9:00 A.M. to 3:00 P.M. would eliminate this problem and would improve the traffic conditions on Griffith Avenue.

At the Traffic and Parking Commission meeting, residents opposed the elimination of parking for the entire length and asked that the parking be prohibited only in the 1300 block of Griffith Avenue, on both sides, from 8:00 A.M. to 10:00 A.M., Monday through Friday.

FISCAL IMPACT

City of Las Vegas personnel will install signs. Funds are available in the F/Y 1985-86 budget.

RECOMMENDATIONS

The Traffic and Parking Commission recommends that parking be prohibited from 8:00 A.M. to 10:00 A.M., Monday through Friday, on both sides of the 1300 block of Griffith Avenue, and that the City Council authorize the Mayor to sign the Resolution. Staff concurs.


RICHARD GOECKE, DIRECTOR
DIRECTOR OF PUBLIC WORKS

Agenda Item 8/21/85

IV.(g).B.3.

AGENDA DOCUMENTATION

TO:
The City Council

FROM:
GRANVILLE M. BOWMAN
DEPUTY CITY MANAGER

SUBJECT: TOUR BUS ZONE ON FREMONT STREET AT
THE GOLDEN GOOSE CASINO

PURPOSE/BACKGROUND

Mr. Herb Pastor of the Golden Goose Casino has requested another time extension to allow the temporary tour bus zone on Fremont Street in front of the Golden Goose Casino to remain.

In October, 1983, the City Council approved a request by Mr. Pastor for a temporary tour bus zone. This request was to be reviewed in six months, however, it was not reviewed until November, 1984, at which time the City Council granted an additional six months. At that time, Mr. Pastor indicated that this would be ample time to complete negotiations with Ace Loan to purchase the space between Sassy Sally's Casino and the Golden Goose Casino and connect the two casinos. He now indicates that he needs an additional six months to complete those negotiations.

FISCAL IMPACT

There will be no fiscal impact.

RECOMMENDATIONS

The Traffic and Parking Commission recommends that the time extension be approved.


RICHARD GOECKE, DIRECTOR
DEPARTMENT OF PUBLIC WORKS

Agenda Item 8/21/85

IV.(g).B.4.

Date: August 6, 1985

AGENDA DOCUMENTATION

TO:
The City CouncilFROM: GRANVILLE M. BOWMAN
DEPUTY CITY MANAGERSUBJECT: TAXI ZONE ON CASINO CENTER BOULEVARD
AT CARSON AVENUEPURPOSE/BACKGROUND

The City Council, at their meeting of March 20, 1985, established a taxi zone on the east side of Casino Center Boulevard, in conjunction with the existing commercial loading zone, south of Carson Avenue for a sixty (60) day trial period. The zone was posted late in March, 1985, has been observed regularly, and is operating as planned. There have been no complaints, however, the Traffic Engineering Division feels that the location of this zone should be reassessed when the Las Vegas Transit Transfer Center is moved from Carson Avenue and Casino Center Boulevard to the Downtown Transportation Center to determine if there is a better location for the taxi zone in that area.

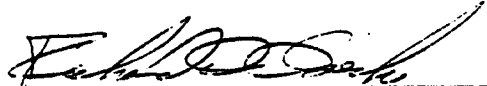
Since the sixty (60) days have expired, it is suggested that the taxi zone be continued on a temporary basis until the opening of the Downtown Transportation Center.

FISCAL IMPACT

There will be no fiscal impact.

RECOMMENDATIONS

The Traffic and Parking Commission recommends approval of the continuation of the combined taxi zone and commercial loading zone on the east side of Casino Center Boulevard south of Carson Avenue on a temporary basis until the opening of the Downtown Transportation Center.


RICHARD GOECKE, DIRECTOR
DEPARTMENT OF PUBLIC WORKS

Agenda Item 8/21/85

IV.(g).B.5.

AGENDA DOCUMENTATION

0083
Date: August 6, 1985

TO:
The City Council

FROM: GRANVILLE M. BOWMAN
DEPUTY CITY MANAGER

SUBJECT: FIFTEEN (15) MINUTE LOADING ZONE AT
2110 SOUTH HIGHLAND DRIVE

PURPOSE/BACKGROUND

Mr. Ralph D. Glass of Ralph's Mustang and Cougar Parts has requested a fifteen (15) minute time limited loading zone in front of his business at 2110 S. Highland Drive.

The establishment of a fifteen (15) minute loading zone would stop the all day parkers from using the space and allow parking for the customers of Ralph's Mustang and Cougar Parts. This should have no affect on traffic or parking in this area.

FISCAL IMPACT

There will be no fiscal impact.

RECOMMENDATIONS

The Traffic and Parking Commission recommends that a fifteen (15) minute time limited loading zone be established at 2110 S. Highland Drive in front of Ralph's Mustang and Cougar Parts, providing Mr. Glass pays the costs of installation and that the City authorize the Mayor to sign the Resolution. Staff concurs.


RICHARD GOECKE, DIRECTOR
DEPARTMENT OF PUBLIC WORKS

Agenda Item 8/21/85

IV.(g).B.6.

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 3-I be amended to delete the following meter zones:

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Third Street	East	186' north of Lewis	246' north of Lewis
Third Street	East	268' north of Lewis	320' north of Lewis

Schedule 17-III be amended to include the following parking prohibited at all times on certain streets:

<u>Street</u>	<u>Side</u>	<u>From</u>	<u>To</u>
Oakey Boulevard	North	300' west of Valley View	400' east of Valley View
Oakey Boulevard	South	Valley View Boulevard	400' east of Valley View
Mojave Road	West	300' north of Sunrise St.	Sunrise Street

Schedule 17-VI be amended to delete the following parking time limited on certain streets:

<u>Location</u>	<u>Zone</u>	<u>From</u>	<u>To</u>	<u>Side</u>
Bonanza Road	1 hr	558' east of Highland	147' east of 'J'	South
Highland Drive	20 min	In front of 2114 S. Highland		West

Schedule 17-III be amended to include the following handicapped zone:

Third Street - east side - 186' north of Lewis to 211' north of Lewis

Third Street - east side - 268' north of Lewis to 320' north of Lewis

Schedule 18-III be amended to include the following: time limited loading zone - 15 minutes:

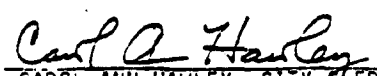
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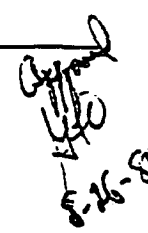
Highland Drive - west side - in front of 2114 S. Highland

PASSED, ADOPTED AND APPROVED THIS 21st day of August, 1985.


RON LURIE, MAYOR PRO-TEM

ATTEST:


CAROL ANN HAWLEY, CITY CLERK


8-26-85

AGENDA DOCUMENTATION

Date: August 8, 1985 0085

TO:
The City Council

FROM:
GRANVILLE M. BOWMAN
DEPUTY CITY MANAGER

SUBJECT: REMOVE THE ONE (1) HOUR TIME LIMITED PARKING FROM THE SOUTH SIDE OF BONANZA ROAD,
FROM THE ENTRANCE OF THE REVIEW JOURNAL TO THE BONANZA POST OFFICE

PURPOSE/BACKGROUND

Mr. Joseph A. Ryan of the U.S. Postal Service has requested the removal of the one (1) hour time limited parking on the south side of Bonanza Road, from the main entrance of the Review Journal east to the existing twelve (12) minute time limited loading zone at the Bonanza Station Post Office to provide additional employee parking.

The Post Office is an older building with very little off-street parking for employees. It was observed that there was very little utilization of the on-street parking and the removal of the one (1) hour time limited parking would have no effect on the traffic or parking on Bonanza Road.

FISCAL IMPACT

City of Las Vegas personnel will remove the signs. Funds are available in the F/Y 1985-86 budget.

RECOMMENDATIONS

The Traffic and Parking Commission recommends the removal of the one (1) hour time limited parking on the south side of Bonanza Road, from the main entrance of the Review Journal to the twelve (12) minute time limited loading zone at the Bonanza Station Post Office and that the City Council authorize the Mayor to sign the Resolution. Staff concurs.


RICHARD GOECKE, DIRECTOR
DEPARTMENT OF PUBLIC WORKS

Agenda Item 8/21/85

IV.(g).B.7.

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

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Oakey Boulevard	South	Valley View Boulevard	400' east of Valley View
Mojave Road	West	300' north of Sunrise St.	Sunrise Street

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Highland Drive	20 min	In front of 2114 S. Highland		West

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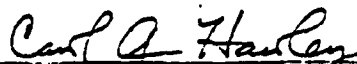
Highland Drive - west side - in front of 2110 S. Highland

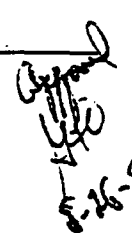
Highland Drive - west side - in front of 2114 S. Highland

PASSED, ADOPTED AND APPROVED THIS 21st day of August, 1985.


RON LURIE, MAYOR PRO-TEM

ATTEST:


CAROL ANN HAWLEY, CITY CLERK


8-26-85

AGENDA DOCUMENTATION

TO:
The City Council

FROM:
GRANVILLE M. BOWMAN
DEPUTY CITY MANAGER

SUBJECT: REMOVE PARKING ON OAKLEY BOULEVARD
AT VALLEY VIEW BOULEVARD

PURPOSE/BACKGROUND

In order to construct left turn pockets on Oakley Boulevard at Valley View Boulevard, it will be necessary to remove the parking on the north side of Oakley Boulevard, from approximately three hundred feet (300') west of Valley View Boulevard to Valley View Boulevard and from Valley View Boulevard to approximately four hundred feet (400') east of Valley View Boulevard on both sides of Oakley Boulevard.

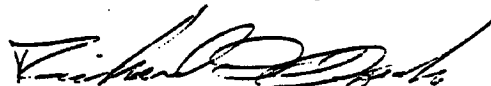
There are numerous left turn accidents at the intersection of Valley View Boulevard and Oakley Boulevard that could be corrected by constructing left turn lanes on Oakley Boulevard at Valley View Boulevard. This intersection is eligible for funding under the Nevada Department of Transportation's Accident Reduction Program for construction of the left turn pockets.

FISCAL IMPACT

City of Las Vegas personnel will install signs. Funds are available in the F/Y 1985-86 budget.

RECOMMENDATIONS

The Traffic and Parking Commission recommends that parking be prohibited on the north side of Oakley Boulevard from approximately three hundred feet (300') west of Valley View Boulevard to Valley View Boulevard and from Valley View Boulevard to approximately four hundred feet (400') east of Valley View Boulevard on both sides of Oakley Boulevard, and that the City Council authorize the Mayor to sign the Resolution. Staff concurs.



RICHARD GOECKE, DIRECTOR
DEPARTMENT OF PUBLIC WORKS

Agenda Item 8/21/85

IV.(g).B.8.

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:

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Bonanza Road	1 hr	558' east of Highland	147' east of 'J'	South
Highland Drive	20 min	In front of 2114 S. Highland		West

Schedule 17-III be amended to include the following handicapped zone:

Third Street - east side - 186' north of Lewis to 211' north of Lewis

Third Street - east side - 268' north of Lewis to 320' north of Lewis

Schedule 18-III be amended to include the following time limited loading zone - 15 minutes:

Highland Drive - west side - in front of 2110 S. Highland

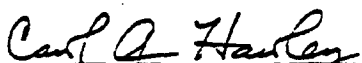
Highland Drive - west side - in front of 2114 S. Highland

PASSED, ADOPTED AND APPROVED THIS 21st day of August, 1985.

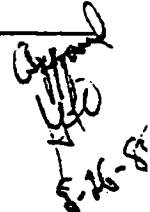


RON LURIE, MAYOR PRO-TEM

ATTEST:



CAROL ANN HAWLEY, CITY CLERK


8-26-85

AGENDA DOCUMENTATION

Date: 0089
August 6, 1985TO:
The City CouncilFROM:
GRANVILLE M. BOWMAN
DEPUTY CITY MANAGERSUBJECT: HANDICAPPED PARKING AT THE COUNTY BUILDING
AT 309 SOUTH THIRD STREETPURPOSE/BACKGROUND

Mr. Richard T. Romer of the Clark County Traffic Engineering Department has requested the removal of three parking meters in front of the County building at 309 South Third Street and replace them with three handicapped spaces.

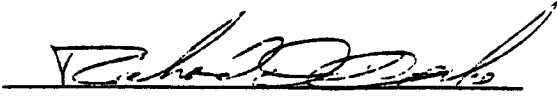
There is no handicapped parking in the vicinity of this County building and the spaces in front are the most convenient to use for this purpose.

FISCAL IMPACT

City of Las Vegas personnel will install signs and paint curb. Funds are available in the F/Y 1985-86 budget.

RECOMMENDATIONS

The Traffic and Parking Commission recommends that the three parking meters in front of the County building at 309 South Third Street be removed and three handicapped spaces be established, and that the City Council authorize the Mayor to sign the Resolution. Staff concurs.


RICHARD GOECKE, DIRECTOR
DEPARTMENT OF PUBLIC WORKS

Agenda Item 8/21/85

IV.(g).B.9.

R E S O L U T I O N CITY COUNCIL MINUTES - AUGUST 21, 1985

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

0090

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 3-I be amended to delete the following meter zones:

<u>Street</u>	<u>Side</u>	<u>From</u>	<u>To</u>
Third Street	East	186' north of Lewis	246' north of Lewis
Third Street	East	268' north of Lewis	320' north of Lewis

Schedule 17-III be amended to include the following parking prohibited at all times on certain streets:

<u>Street</u>	<u>Side</u>	<u>From</u>	<u>To</u>
Oakey Boulevard	North	300' west of Valley View	400' east of Valley View
Oakey Boulevard	South	Valley View Boulevard	400' east of Valley View
Mojave Road	West	300' north of Sunrise St.	Sunrise Street

Schedule 17-VI be amended to delete the following parking time limited on certain streets:

<u>Location</u>	<u>Zone</u>	<u>From</u>	<u>To</u>	<u>Side</u>
Bonanza Road	1 hr	558' east of Highland	147' east of 'J'	South
Highland Drive	20 min	In front of 2114 S. Highland		West

Schedule 17-III be amended to include the following handicapped zone:

Third Street - east side - 186' north of Lewis to 211' north of Lewis
Third Street - east side - 268' north of Lewis to 320' north of Lewis

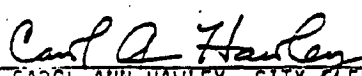
Schedule 18-III be amended to include the following time limited loading zone - 15 minutes:

Highland Drive - west side - in front of 2110 S. Highland
Highland Drive - west side - in front of 2114 S. Highland

PASSED, ADOPTED AND APPROVED THIS 21st day of August, 1985.


RON LURIE, MAYOR PRO-TEM

ATTEST:


CAROL ANN HAWLEY, CITY CLERK

Approved
4/10
8-26-85

AGENDA DOCUMENTATION

TO:
The City Council

FROM:
GRANVILLE M. BOWMAN
DEPUTY CITY MANAGER

SUBJECT: DRIVEWAY VARIANCE AT 1200 CHARMAST LANE

PURPOSE/BACKGROUND

Dr. Ronald F. Barton of 1200 Charmast Lane has requested a variance to construct a driveway twenty-eight feet (28') wide where the maximum allowable width is eighteen feet (18') at his residence, which is located on the corner of Charmast Lane and Ellis Street.

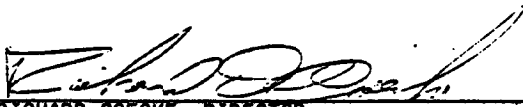
Property frontage is sufficient to allow for the twenty-eight foot (28') driveway.

FISCAL IMPACT

There will be no fiscal impact.

RECOMMENDATIONS

The Traffic and Parking Commission recommends approval of the request for a driveway variance at 1200 Charmast Lane twenty-eight feet (28') wide where the maximum allowable width is eighteen feet (18').


RICHARD GOECKE, DIRECTOR
DEPARTMENT OF PUBLIC WORKS

Agenda Item 8/21/85

IV.(g).B.10.

AGENDA DOCUMENTATION

Date: August 6, 1985

TO:
The City Council

FROM: GRANVILLE M. BOWMAN
DEPUTY CITY MANAGER

0092

SUBJECT: 35 MPH SPEED LIMIT ON STEWART AVENUE
FROM 30TH STREET TO LAMB BOULEVARD

PURPOSE/BACKGROUND

A Resolution dated February 17, 1982, with City Council approval, reduced the speed limit on Stewart Avenue from 45 mph to 25 mph, from 30th Street to Pecos Road, and from 45 mph to 30 mph, from Pecos Road to Lamb Boulevard due to the rough surface of the roadway. The surface has been repaired and a higher speed limit should be established on Stewart Avenue, from 30th Street to Lamb Boulevard.

A speed survey was completed on the completed portion of Stewart Avenue and showed that 45 mph should be the speed limit. The 85th percentile speed was 42 mph and no unusual conditions exist that would suggest the speed limit be lower than the 85th percentile speed.

FISCAL IMPACT

City of Las Vegas personnel will install speed limit signs. Funds are available in the F/Y 1985-86 budget.

RECOMMENDATIONS

The Traffic and Parking Commission recommends that the speed limit of 35 mph be established on Stewart Avenue from 30th Street to Lamb Boulevard and that the City Council authorize the Mayor to sign the Resolution.


RICHARD GOECKE, DIRECTOR
DEPARTMENT OF PUBLIC WORKS

Agenda Item 8/21/85

IV.(g).B.11.

AGENDA*City of Las Vegas*

0093

August 21, 1985

Page 20

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

ITEM Council Action Department Action

V. GEORGE F. OGILVIE - CITY ATTORNEY

040
to
044
A. Approval of Resolution Establishing Procedure
for Approval of Minor Contracts and Change
Orders

Nolen -
APPROVED revised
Resolution (as per
City Attorney's memo
of 8/20 which limits
City Manager to \$5,000
for contract approvals,
etc.)
Unanimous

Staff to proceed

MEETING RECESSED FOR SIX MINUTES

052
B. Approval of Resolution Adopting a Program of
Industrial Self-Insurance and Establishing
as Industrial Self-Insurance Trust Fund in
Connection Therewith

Bunker -
APPROVED Resolution
and that the City
acquire the excess
coverage as stated
in the backup, and
that first year's
trust fund amount be
pro-rated to fit
City's budget.

Staff to proceed

NOTE: A verbatim transcript made part
of Final Minutes.

055
C. Approval of Request for Authorization to
Participate in County's Cost of Retaining
Special Counsel and Expert Witnesses re:
City et al v. Union Pacific Railroad

Lurie -
ABEYANCE
Unanimous

9/4/85 Agenda

NOTE: City Attorney to provide Council
with a breakdown of attorney's
bill.

AGENDA

CITY COUNCIL MINUTES - AUGUST 21, 1985.

City of Las Vegas

0094

August 21, 1985

Page

BOARD OF CITY COMMISSIONERS

COMMISSION CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Commission Action

Department Action

BLANK PAGE TO ACCOUNT FOR PAGE NUMBER 94

MAYOR BRIARE: The next, Mr. Roethel, I guess -- you go ahead and introduce number C -- letter C.

DEPUTY CITY ATTY.. ROETHEL: A resolution establishing procedures for approval of minor contracts and minor contract modifications.

MAYOR BRIARE: I think the Council members have discussed this in the past and we've gone from 5 to 10. Is that the one?

COUNCILMAN NOLEN: Your Honor, personally I feel that this is something that I was elected to do and to be talking \$10,000 to modify a contract, I feel that I want to do that. I want to see it. I don't know how the different Council members feel about it, but --

COUNCILMAN LURIE: Was this changed at the Legislature -- the purchasing act to --

COUNCILMAN NOLEN: What changed at the Legislature was the minimum amount or the maximum amount that can be authorized without Council action, it was 5,000, but we're talking about contracts with the City and it just -- I think it's something that we should look at.

COUNCILMAN LURIE: What do you have -- do you have any comments on that, Ashley, as far your feelings toward it? How many maybe in the past have been over 5,000 that you had to bring back to us that could have created a problem?

CITY MANAGER HALL: Only that, you know, as time goes by, those will be numerous. Probably at the same time, we're certainly willing to bring back before the Council any modifications that you desire.

COUNCILMAN LURIE: Well I kind of agree with -- I kind of agree with Councilman Nolen. When you start getting up in the \$10,000 range in contract modification, I like to -- I was satisfied with the 5. I felt that was high at the time, but it gave you a little leeway in order not to have to keep bringing everything back to us. So I, Mayor, I MOVE THAT WE KEEP THE SAME AMOUNT AS PREVIOUSLY -- THE \$5,000 AND NOT RAISE IT AT THIS TIME.

TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 7, 1985

V. GEORGE F. OGILVIE - CITY ATTORNEY

0096

ITEM C. APPROVAL OF RESOLUTION ESTABLISHING PROCEDURE FOR APPROVAL OF MINOR
CONTRACTS AND CHANGE ORDERS.

PAGE 2

COUNCILMAN NOLEN: Well, I want to make it clear, I'm not questioning anybody's judgement or anything, I just feel that this amount of money is something that we should do as a Council.

COUNCILMAN LURIE: I don't like modifications anyway.

DEPUTY CITY ATTY. ROETHEL: Mayor.

MAYOR BRIARE: We're going back to -- you know, we're going back to -- you know, sometime back -- I don't know how far back the \$5,000 -- was that a legislative change? You know, who knows what the legislature does, but the \$5,000 figure back then is probably worth about 10,000 now and I'm not disputing what either Councilman Nolen or Councilman Lurie have to say on this score, but I certainly feel that the City Manager -- if he thinks there's anything wrong with it, he's sure going to tell us and nobody's suggested otherwise. But I suppose for the few times it occurs, we could stop the wheels of a contract until we get around here to put it on a agenda and notice it and all that, but \$10,000 is a lot of money, but it's probably worth about 5,000. I wish we could go ahead and streamline things and let the City Manager do it, but -- Counselor, do you want to make a comment?

DEPUTY CITY ATTY. ROETHEL: The only comment I'd like to make is that our office doesn't particularly -- it doesn't matter to our office one way or the other whether it's 5,000 or 10,000. However, there's some other language in the resolution that streamlines the process somewhat. It clarifies some ambiguities about that amount. If it's the pleasure of the Council to approve it at 10,000 in the manner of the way the resolution is worded, that's fine. If it's the pleasure of the Council to stay at the \$5,000 limit, we'd ask that the resolution be amended to indicate 5,000 so that we can also pick up the clarification language with regards to how the process works.

COUNCILMAN LURIE: Mayor, what I would suggest then, we'll hold this item until our next meeting and let them redo the language and the resolution and then have a chance to discuss the changes individually with us, two at a time, then bring it back at the next meeting.

TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 7, 1985

0097

V. GEORGE F. OGILVIE - CITY ATTORNEY

ITEM C. APPROVAL OF RESOLUTION ESTABLISHING PROCEDURE FOR APPROVAL OF MINOR
CONTRACTS AND CHANGE ORDERS.

PAGE 3

MAYOR BRIARE:

Is that going to cause a problem to anybody?
If there's no objection, then that's a good
way to do it.

END OF DISCUSSION

/s]

RESOLUTION

WHEREAS, the City Council of the City of Las Vegas, Nevada, at its regular meeting which was held on Wednesday, November 21, 1979, discussed the desirability of delegating to the City Manager the authority to approve and execute certain minor contracts and minor contract modifications and instructed the staff to prepare a recommendation concerning the dollar amount limitation on such authority; and

WHEREAS, at its meeting which was held on Wednesday, December 5, 1979, said City Council approved the following staff recommendation:

That the City Manager be authorized to approve:

1. Any contract modification up to \$5,000 or up to 5% of the contract amount, whichever is less, for any one specific change, provided that his cumulative authorization for any one particular project shall not exceed the contingency fund established for that project and that he shall report to the Board the aggregate amount of the contract modifications approved by him under this authorization for that project at the time the Board is asked to accept the project; and
 2. Any contract the amount of which does not exceed \$5,000, provided that he shall comply with NRS 332.035(2) with respect to any contract the estimated amount required to perform the same is more than \$2,500 but not more than \$5,000 and that he shall maintain a permanent record of all contracts approved by him under this authorization; and
- WHEREAS, the \$5,000 figure was predicated upon the fact that the Local Government Purchasing Act provided a similar figure

1 as the maximum amount of any contract which could be let by a
2 local government without complying with the requirement of com-
3 petitive bidding; and

4 WHEREAS, the Local Government Purchasing Act has been
5 amended to increase the maximum amount of any contract which may
6 be let by a local government without complying with the require-
7 ment of competitive bidding to \$10,000; and

8 WHEREAS, there has heretofore been established a Change
9 Order Committee for the purpose of advising the City Manager
10 concerning the desirability of approving any contract modification
11 pursuant to such authorization; and

12 WHEREAS, said City Council has determined, and by this
13 Resolution does so determine, that it is desirable to increase
14 the dollar amount limitation on the City Manager's authority to
15 approve minor contracts and minor contract modifications to
16 correspond to the maximum amount which is provided by the Local
17 Government Purchasing Act of any contract which may be let by a
18 local government without complying with the requirement of com-
19 petitive bidding, to provide further guidelines for the exercise
20 of that authority and to formalize the establishment of the
21 Change Order Committee;

22 NOW, THEREFORE, BE IT RESOLVED by the City Council of
23 the City of Las Vegas, Nevada, at this regular meeting thereof
24 which is held on Wednesday, August 7, 1985, that the City Manager
25 is hereby authorized to approve:

26 1. Any contract if the amount to perform such
27 contract does not exceed \$10,000 and the contract
28 does not require the City to indemnify any other
29 party thereto against any liability which may
30 arise thereunder; provided, however, that the
31 City Manager shall:

32 (a) Comply with NRS 332.035(2) with respect

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1 to any contract the estimated amount which is
2 required to perform the same is more than \$5,000
3 but not more than \$10,000; and

4 (b) Maintain a permanent record of all of the
5 contracts which are approved by him pursuant to
6 this authorization;

7 2. Any contract modification the amount of which does
8 not exceed \$10,000; provided, however, that:

9 (a) The aggregate amount of all contract
10 modifications which are approved by the City
11 Manager pursuant to this authorization with
12 respect to any one project does not exceed
13 5% of the contract amount for that project or
14 the contingency fund, if any, which has been
15 established for that project, whichever is less;

16 (b) Such contract modification does not include
17 the addition of any new item or the increase in
18 any existing item the cost of which or the
19 increase in the cost of which, as the case may
20 be, exceeds \$10,000;

21 (c) Such contract modification does not include
22 the deletion of any existing item or the
23 decrease in any existing item the amount of
24 which deletion or decrease, as the case may be,
25 exceeds \$10,000;

26 (d) Such contract modification does not entail an
27 extension of the time within which the project
28 must be completed the consequence of which results
29 in a product, when the number of days which are
30 involved in the requested time extension is multi-
31 plied by the amount per day of liquidated damages
32 which is provided in the contract for the late

0101

~~not adopted~~

1 completion of the project, which exceeds \$10,000;

2 (e) Such contract modification has been approved
3 by the Change Order Committee which is hereinafter
4 created; and

5 (f) The City Manager shall report to the City
6 Council, at the time the City Council is requested
7 to accept a project, the aggregate amount of the
8 contract modifications for that project which
9 are approved by him pursuant to this authorization.

10 BE IT FURTHER RESOLVED that there is hereby created a
11 Change Order Committee for the purpose of recommending to the
12 City Manager what action should be taken with respect to any
13 contract modification which he is requested to approve pursuant
14 to this authorization. The Change Order Committee shall consist
15 of the Manager of Special Projects, who shall act as chairman of
16 the Committee, the Director of the Department of General Services
17 or his designee, the Director, or his designee, of the Department
18 which is charged with the administration of the contract the
19 modification of which is requested and two employees who are
20 appointed by the City Manager and shall meet at the call of the
21 chairman upon such notice as the chairman shall deem appropriate
22 in view of all of the attendant circumstances.

23 BE IT FURTHER RESOLVED that no contract, other than a
24 purchase order, and no contract modification or other change in
25 any contract, authorized either in writing or verbally by whomso-
26 ever, which has not been approved by the City Council and signed
27 by the Mayor shall be valid or binding upon the City, unless

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not adopted

1 the same satisfies the criteria which are hereinabove stated and
2 has been approved by the City Manager pursuant to the foregoing
3 authorization.

4 PASSED, ADOPTED and APPROVED this ____ day of
5 _____, 1985.

6 APPROVED:

7
8 By _____
9 WILLIAM H. BRIARE, MAYOR

10 ATTEST:

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12 _____
13 Carol Ann Hawley, City Clerk
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0103

RESOLUTION

WHEREAS, the City Council of the City of Las Vegas, Nevada, at its regular meeting which was held on Wednesday, November 21, 1979, discussed the desirability of delegating to the City Manager the authority to approve and execute certain minor contracts and minor contract modifications and instructed the staff to prepare a recommendation concerning the dollar amount limitation on such authority; and

WHEREAS, at its meeting which was held on Wednesday, December 5, 1979, said City Council approved the following staff recommendation:

That the City Manager be authorized to approve:

1. Any contract modification up to \$5,000 or up to 5% of the contract amount, whichever is less, for any one specific change, provided that his cumulative authorization for any one particular project shall not exceed the contingency fund established for that project and that he shall report to the Board the aggregate amount of the contract modifications approved by him under this authorization for that project at the time the Board is asked to accept the project; and
2. Any contract the amount of which does not exceed \$5,000, provided that he shall comply with NRS 332.035(2) with respect to any contract the estimated amount required to perform the same is more than \$2,500 but not more than \$5,000 and that he shall maintain a permanent record of all contracts approved by him under this authorization; and

WHEREAS, there has heretofore been established a Change Order Committee for the purpose of advising the City Manager

1 concerning the desirability of approving any contract modification
2 pursuant to such authorization; and

3 WHEREAS, said City Council has determined, and by this
4 Resolution does so determine, that it is desirable to provide
5 further guidelines for the exercise of that authority and to
6 formalize the establishment of the Change Order Committee;

7 NOW, THEREFORE, BE IT RESOLVED by the City Council of
8 the City of Las Vegas, Nevada, at this regular meeting thereof
9 which is held on Wednesday, August 21, 1985, that the City Manager
10 is hereby authorized to approve:

- 11 1. Any contract if the amount to perform such
12 contract does not exceed \$5,000 and the contract
13 does not require the City to indemnify any other
14 party thereto against any liability which may
15 arise thereunder; provided, however, that the
16 City Manager shall maintain a permanent record
17 of all of the contracts which are approved by
18 him pursuant to this authorization;
- 19 2. Any contract modification the amount of which does
20 not exceed \$5,000; provided, however, that:

- 21 (a) The aggregate amount of all contract
22 modifications which are approved by the City
23 Manager pursuant to this authorization with
24 respect to any one project does not exceed
25 5% of the contract amount for that project or
26 the contingency fund, if any, which has been
27 established for that project, whichever is less;
- 28 (b) Such contract modification does not include
29 the addition of any new item or the increase in
30 any existing item the cost of which or the
31 increase in the cost of which, as the case may
32 be, exceeds \$5,000;

0105

1 (c) Such contract modification does not include
2 the deletion of any existing item or the
3 decrease in any existing item the amount of
4 which deletion or decrease, as the case may be,
5 exceeds \$5,000;

6 (d) Such contract modification does not entail an
7 extension of the time within which the project
8 must be completed the consequence of which results
9 in a product, when the number of days which are
10 involved in the requested time extension is multi-
11 plied by the amount per day of liquidated damages
12 which is provided in the contract for the late
13 completion of the project, which exceeds \$5,000;

14 (e) Such contract modification has been approved
15 by the Change Order Committee which is hereinafter
16 created; and

17 (f) The City Manager shall report to the City
18 Council, at the time the City Council is requested
19 to accept a project, the aggregate amount of the
20 contract modifications for that project which
21 are approved by him pursuant to this authorization.

22 BE IT FURTHER RESOLVED that there is hereby created a
23 Change Order Committee for the purpose of recommending to the
24 City Manager what action should be taken with respect to any
25 contract modification which he is requested to approve pursuant
26 to this authorization. The Change Order Committee shall consist
27 of the Manager of Special Projects, who shall act as chairman of
28 the Committee, the Director of the Department of General Services
29 or his designee, the Director, or his designee, of the Department
30 which is charged with the administration of the contract the
31 modification of which is requested and two employees who are
32 appointed by the City Manager and shall meet at the call of the

1 chairman upon such notice as the chairman shall deem appropriate
2 in view of all of the attendant circumstances.

3 BE IT FURTHER RESOLVED that no contract, other than a
4 purchase order, and no contract modification or other change in
5 any contract, authorized either in writing or verbally by whomso-
6 ever, which has not been approved by the City Council and signed
7 by the Mayor shall be valid or binding upon the City, unless
8 the same satisfies the criteria which are hereinabove stated and
9 has been approved by the City Manager pursuant to the foregoing
10 authorization.

11 PASSED, ADOPTED and APPROVED this 21st day of
12 August, 1985.

13 APPROVED:

14
15 By Ron Lurie
16 RON LURIE, MAYOR PRO-TEM

17 ATTEST:

18
19 Carol Ann Hawley
20 Carol Ann Hawley, City Clerk

9-5-85

AGENDA DOCUMENTATION

Date: August 16, 1985TO: The City CouncilFROM: ASHLEY HALL
CITY MANAGER

0107

SUBJECT: RESPONSE TO QUESTION RAISED AT THE LAST COUNCIL MEETING REGARDING THE OBTAINING OF EXCESS COVERAGE INSURANCE FOR WORKMEN'S COMPENSATION CLAIMSPURPOSE/BACKGROUND

In response to your request at the last Council meeting, we have investigated the possibility of obtaining excess coverage insurance to indemnify the City against large Workmen's Compensation claims.

There are two types of excess coverage that are available:

1. Specific Excess: (individual stop-loss) pays when a single claim or occurrence exceeds the per claim self-insured retention.
2. Aggregate Excess: (aggregate stop-loss) pays if the total of all claims exceed a certain amount during the policy year.

We have contacted several carriers who have provided us with estimates as to the cost of a policy which would include both the specific and aggregate excess coverage. Based on this information received, I am confident that we can receive this coverage for an annual premium of not more than \$50,000. These estimates given by the various companies do not constitute bids of course and the total cost may vary but this seems to be a reasonable estimate.

FISCAL IMPACT

Estimated cost \$50,000.

RECOMMENDATIONS

That the City obtain excess insurance coverage in conjunction with the establishment of the Workmen's Compensation Self-Insurance fund.

Agenda Item

V-B

TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 21, 1985

V. GEORGE F. OGILVIE, CITY ATTORNEY AGENDA

ITEM B. APPROVAL OF RESOLUTION ADOPTING A PROGRAM OF INDUSTRIAL SELF-INSURANCE
AND ESTABLISHING AS INDUSTRIAL SELF-INSURANCE TRUST FUND IN CONNECTION
THEREWITH.

PAGE 1

MAYOR BRIARE:

The next item on the agenda is a resolution adopting a industrial self-insurance and establishing a self-insurance trust fund. Councilman Bunker.

COUNCILMAN BUNKER:

At our last meeting, we had this on the agenda and I asked that it be held over until we could investigate the possibility of acquiring umbrella type or excess type coverage for potential losses in excess of the amount that we were able to initially place into the trust fund. The information now indicates to me that the cost of that coverage certainly is acceptable in light of the risks that we would take initially -- particularly, in the first several years of the contributions to the trust fund. Perhaps after we've had several years of experience and our trust fund increases and the interest that we can earn on it would add to it that we could consider again, at that time, dropping this excess coverage, but I think that it's mandatory, if we adopt self-insurance, that we also adopt the excess liability coverage.

MAYOR BRIARE:

So, Councilman, would you like to lay a motion on the table -- on the floor for us?

COUNCILMAN BUNKER:

I WOULD MAKE A MOTION THAT WE ADOPT A PROGRAM OF INDUSTRIAL SELF-INSURANCE AND ESTABLISHING AS INDUSTRIAL SELF-INSURANCE TRUST FUND IN CONNECTION THEREWITH AND THAT WE DO ACQUIRE THE EXCESSS COVERAGE AS RECOMMENDED IN THE MEMORANDUM THAT WE HAVE.

MAYOR BRIARE:

Mr. Hall.

CITY MGR. HALL:

Yes, I'd like to have Deputy Manager Randy Walker comment on one item, section 4, bottom sentence.

DEPUTY CITY MGR. WALKER:

Yes, in reviewing the resolution, I noticed that it indicates that in fiscal year '85/'86, which is the current fiscal year, under the resolution, we'd be required to deposit \$600,000 into the trust fund. The problem with that is that we won't be able to be self-insured until probably October. Our budget this year is \$600,000 for SIIS and the way the resolution reads, we'd have to deposit the 600,000 and then in addition to that, we'd also have to pay our premiums for three months to SIIS which would put us over budget in our SIIS fund. So, I guess,

TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 21, 1985

V. GEORGE F. OGILVIE, CITY ATTORNEY AGENDA

ITEM B. APPROVAL OF RESOLUTION ADOPTING A PROGRAM OF INDUSTRIAL SELF-INSURANCE
AND ESTABLISHING AS INDUSTRIAL SELF-INSURANCE TRUST FUND IN CONNECTION
THEREWITH.

PAGE 2

CITY MGR. WALKER: the recommendation, if the desire is not to put us over budget, then that would be to prorate the \$600,000 in the fiscal year '85/'86 to whatever the percentage of the fiscal year we're in at the time we're able to self-insure.

COUNCILMAN BUNKER: As long as we have excess coverage over the amount that we do put into the fund, I don't have a problem with that.

MAYOR BRIARE: Has anyone -- a representative of the State fund -- do they -- talk to anybody at the City Hall on this I wonder?

CITY ATTY. OGILVIE: It's my understanding, the only conversation was when they brought in a bill for about \$775,000 for the next fiscal year. That was within the last couple of weeks, but there was no official --

MAYOR BRIARE: There's no reluctance -- I mean, there's no resistance on their part?

CITY ATTY. OGILVIE: No comment to that.

COUNCILMAN LEVY: No comment. (laughter)

MAYOR BRIARE: Further comments on the motion.

COUNCILMAN LEVY: I think it's terrific.

MAYOR BRIARE: Cast your vote. Post. The motion's APPROVED. (Motion carried unanimously.)

END OF DISCUSSION

/s/

1 RESOLUTION

2
3 A RESOLUTION ADOPTING A PROGRAM OF SELF-INSURANCE TO
4 PROVIDE TO THE EMPLOYEES OF THE CITY OF LAS VEGAS, NEVADA, AND
5 THEIR BENEFICIARIES COMPENSATION FOR INDUSTRIAL ACCIDENTS AND
6 OCCUPATIONAL DISEASES WHICH RESULT FROM SUCH EMPLOYEES' EMPLOYMENT
7 WITH SAID CITY AND ESTABLISHING AN INDUSTRIAL SELF-INSURANCE TRUST
8 FUND TO PAY THE ANTICIPATED LOSSES UNDER SUCH PROGRAM; SETTING
9 FORTH THE PURPOSE OF SAID FUND; PROVIDING APPROPRIATIONS THEREFOR;
10 AND MAKING CERTAIN DETERMINATIONS IN CONNECTION THEREWITH.

11 WHEREAS, an analysis which was performed by the staff
12 of the City of Las Vegas, Nevada, of the relative costs of said
13 City's belonging to the Nevada State Industrial Insurance System
14 vis a vis a program of maintaining industrial self-insurance for
15 its employees indicates that said City would realize a significant
16 cost savings if it were to initiate and maintain such a program
17 of self-insurance; and

18 WHEREAS, NRS 616.272 provides that any employer in the
19 State of Nevada which is certified by the Nevada Commissioner of
20 Insurance as a self-insured employer directly assumes the respon-
21 sibility of providing compensation which is due to its employees
22 and their beneficiaries in accordance with Chapters 616 and 617
23 of the Nevada Revised Statutes; and

24 WHEREAS, the City Council of said City desires, by this
25 Resolution, to adopt a program of self-insurance to provide its
26 employees and their beneficiaries with compensation for industrial
27 accidents and occupational diseases which result from such
28 employees' employment with said City and to establish a formal
29 method of setting aside sufficient funds to pay the anticipated
30 losses which accrue under such program;

31 NOW, THEREFORE, BE IT RESOLVED by the City Council of
32 the City of Las Vegas, Nevada, at this regular meeting thereof
33 which is held on Wednesday, the 21st day of August, 1985, that:

34 SECTION 1. There is hereby adopted a program of self-
35 insurance to provide compensation to the employees of said City

0111

1 and their beneficiaries for industrial accidents and occupational
2 diseases which result from such employees' employment with said
3 City.

4 SECTION 2. There is hereby created a trust and agency
5 fund in accordance with NRS 354.580, which said fund shall be
6 entitled "City of Las Vegas Industrial Self-Insurance Expendable
7 Trust Fund".

8 SECTION 3. The purpose of said trust and agency fund is
9 to pay to the employees of said City and their beneficiaries
10 compensation for industrial accidents and occupational diseases
11 which result from such employees' employment with said City and
12 all other costs which properly relate thereto, including without
13 limitation attorney's fees, adjusting services and administration.

14 SECTION 4. Contributions to said trust and agency
15 fund shall be on a recurring monthly basis, and each fund of said
16 City shall be charged a portion thereof which bears the same
17 relationship to such contribution as the total annual payroll
18 which is charged against such fund bears to the total annual pay-
19 roll which is charged against all of the several funds of the City.
20 The annual contribution by the City to said trust and agency
21 fund shall be as follows:

22 (a) During the remainder of the 1985-'86 fiscal year,
23 the amount of \$450,000; and

24 (b) During each fiscal year thereafter until such
25 time as the balance in said fund shall equal or
26 exceed \$3,000,000, the amount of \$600,000.

27 SECTION 5. All interest which is earned by said trust
28 and agency fund shall be credited thereto until such time as
29 the balance therein shall equal or exceed \$3,000,000.00, and
30 thereafter all interest which is earned by said fund may be
31 credited to the General Fund of said City.

32 SECTION 6. The method of controlling revenues, expendi-

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1 tures, reserves and surpluses in connection with said trust and
2 agency fund shall be in accordance with generally accepted
3 accounting principles and in accordance with the laws of the
4 State of Nevada and the ordinances and policies of said City.

5 SECTION 7. An appropriation in the amount of \$600,000.00,
6 as is set forth in the attached forms which have been prescribed by
7 the Nevada Department of Taxation, are, by this reference, made
8 a part hereof and is hereby established for the 1985-'86 fiscal
9 year:

10 SECTION 8. The City Manager is hereby authorized,
11 empowered and directed to carry out the provisions of this
12 Resolution and to take such other and further actions as may be
13 necessary or appropriate in order to implement and carry out the
14 program of self-insurance which is created hereby.

15 PASSED, ADOPTED and APPROVED this 21st day of August,
16 1985.

APPROVED:

17
18
19 By Ron Lurie
20 RON LURIE, MAYOR PRO-TEM

21 ATTEST:

22
23 Carol Ann Hawley
24 Carol Ann Hawley, City Clerk
25
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Approved
8/25
8-22-85

AGENDA*City of Las Vegas*

0113

August 21, 1985

Page 21

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

ITEM	Council Action	Department Action
V. GEORGE F. OGILVIE - CITY ATTORNEY (cont.)		
104 D. Approval of Reconsideration of Variance Application V-146-84 -- Jacques H. Clemente	Levy - Motion to reconsider application carried unanimously.	9/4/85 Agenda Property owners to be notified by City Clerk
104 E. Contract Renewal for Automobile Ambulance Vehicle Transportation	Lurie - APPROVED contract with Mercy Ambulance as recommended. Unanimous	Staff to proceed Bob Forbus, Vice- President, Mercy Ambulance, appeared

AGENDA DOCUMENTATION

TO: The City Council

FROM: *al. [signature]*
DEPUTY CITY ATTORNEY

SUBJECT: Approval of Reconsideration of Variance Application V-146-84 --
Jacques H. Clemente

PURPOSE/BACKGROUND

At its meeting of February 20, 1985, the City Council denied an appeal by Jacques Clemente from a decision by the Board of Zoning Adjustment to deny his application for a variance (V-146-84). He had sought the variance to allow a partially-constructed patio cover to be located 6" from his side property line. Mr. Clemente did not appear at the February 20th meeting and the Council decided to follow the BZA's "recommendation" for denial.

In April, 1985, Mr. Clemente filed suit against the City Council, seeking "judicial review" of the Council's action. Mr. Clemente, a practicing attorney, alleges that his secretary called the City Clerk's office on the morning of February 20th to request a continuance because Mr. Clemente was due to be tied up in court during the afternoon. Mr. Clemente's secretary supposedly was informed by the Clerk's office that the request would be passed on to the City Council. No one in the Clerk's office has any record or recollection of such a conversation.

Mr. Clemente obtained a restraining order on August 6, 1985, to prevent the City from citing him until the case is resolved. He is asking that the Council hear his application again so that he can be present.

It has been proposed that the matter be resolved by scheduling another hearing before the City Council to consider Mr. Clemente's variance appeal. This office recommends that the Council approve reconsideration of the appeal and set a date for the hearing thereon.

FISCAL IMPACT

None

RECOMMENDATIONS

It is recommended that the City Council approve the reconsideration of variance application V-146-84 and set a date for the hearing thereon.

Agenda Item

V-D

AGENDA DOCUMENTATION

TO: The City Council

FROM: *Veronica A. Anderson*
DEPUTY CITY ATTORNEY

SUBJECT: Contract Renewal for Automobile Ambulance Vehicle Transportation

PURPOSE/BACKGROUND

This is an agreement between the City and Mercy Ambulance, Inc. to provide automobile ambulance vehicle transportation. MERCY will respond to all requests for ambulance service which come into the Fire Alarm Office from locations within the City limits.

MERCY agrees to charge no more than the rates for service which are set forth in Exhibit "A" of the agreement for those requests which are referred to MERCY through the Fire Alarm Office. The City will not be liable to MERCY for any requests for ambulance services coming through the Fire Alarm Office.

The present agreement is scheduled to expire on August 31, 1985. The term of the new agreement is for three years commencing on September 1, 1985, with an option to extend the agreement for an additional two years. MERCY may request an annual rate increase provided that the proposed annual rate increase is no greater than the average of the Transportation and Medical Care Indices of the National Consumer Price Index for the preceding calendar year. MERCY's proposed annual rate increase shall be verified by the City Manager's office. Upon verification, the proposed annual rate increase shall be effective on April 1 of each year.

FISCAL IMPACT

None

RECOMMENDATIONS

It is recommended that the City Council take the appropriate steps to adopt this Agreement and that the Mayor be authorized to execute the same on behalf of the City of Las Vegas.

Agenda Item

V-E

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AGREEMENT

THIS AGREEMENT, made and entered into this 21st day of August, 1985, by and between the City of Las Vegas, Nevada, a municipal corporation, organized and existing under and by virtue of the laws of the State of Nevada (hereinafter "CITY"), and MERCY, INC., a Nevada Corporation, d/b/a MERCY AMBULANCE SERVICES (hereinafter "MERCY").

W I T N E S S E T H:

WHEREAS, CITY requires and desires to contract for all "emergency" and "non-emergency" paramedic Advanced Life Support and Basic Life Support ambulance services; and

WHEREAS, MERCY has requested and desires to have an exclusive contract to perform all the ambulance services within the City of Las Vegas; and

WHEREAS, MERCY operates an ambulance service and operates in the City of Las Vegas, Nevada, pursuant to a special need and necessity license and holds permits from the Clark County Health District endorsed for Advanced Life Support Services, and has all the necessary emergency vehicle permits issued by the Nevada Highway Patrol and the State of Nevada, and employs ambulance technicians who are duly licensed by the State of Nevada and the Clark County Health District to operate an ambulance service; and

WHEREAS, MERCY has been providing efficient service to the City of Las Vegas with regular emergency and non-emergency ambulance services as an integral part of the pre-hospital care services system; and

WHEREAS, CITY hereby finds and determines that MERCY owns and operates suitable certified equipment and employs qualified, licensed personnel to meet the public need and necessity in connection with its said emergency and non-emergency ambulance

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1 operations; and

2 WHEREAS, MERCY as a consequence of the terms and con-
3 ditions of this Contract, is required to render ambulance transport
4 service to a substantial number of visitors and tourists as well
5 as the citizens and residents of the County of Clark, without
6 discrimination and to all persons regardless of economic level;
7 and

8 WHEREAS, in the performance of the terms of this contract
9 MERCY is required to purchase, finance and maintain suitable
10 vehicles and equipment; and

11 NOW, THEREFORE, both CITY and MERCY mutually agree as
12 follows:

13 1. SERVICE

14 MERCY shall provide and furnish automobile ambulance
15 vehicle transportation whenever requested to do so by the CITY.
16 The CITY will use MERCY exclusively for requests for service as
17 defined in this paragraph, except that the CITY reserves the
18 right to provide automobile ambulance transportation itself in
19 any instance in which MERCY does not have equipment or personnel
20 available to respond to a request for service within a reasonable
21 time. The Las Vegas Fire Department operates a consolidated
22 dispatch center known as the Fire Alarm Office as a public service
23 to the community. The CITY or the Fire Alarm Office at all times
24 reserves complete discretion to determine whether a particular
25 situation necessitates requesting automobile ambulance transporta-
26 tion. Requests for Service shall include those calls which
27 originate from any department or agency of the CITY and those
28 calls which are referred from the Las Vegas Metropolitan Police
29 Department only through the Fire Alarm Office and only regarding
30 a location within the City limits of the City of Las Vegas.
31 Additionally, Requests for Service shall include those calls from
32 a third party located within the city limits of the City of Las

1 Vegas to the Fire Alarm Office, unless such third party
2 specifically requests the services of another licensed ambulance
3 company. Requests for Service also include calls placed by any
4 third party to the Las Vegas Metropolitan Police Department which
5 are referred through the Fire Alarm Office to MERCY. Requests
6 for service do not include calls by the Las Vegas Metropolitan
7 Police Department through the Fire Alarm Office requesting ambu-
8 lance transportation for Las Vegas Metropolitan Police Department
9 personnel, for jail inmates or prisoners, or for persons located
10 outside the boundaries of the City of Las Vegas. The intent of
11 this agreement is to cover only Requests for Services which are
12 either included or not included in this Agreement as set out
13 above in this paragraph.

14 MERCY will ensure that automobile ambulance transporta-
15 tion and personnel will be available twenty-four (24) hours of
16 each day, 365 days a year, holidays included, and will without
17 undue delay, respond to requests for service as required by the
18 terms of this Agreement and will promptly dispatch to pick up
19 the injured or sick persons in a reasonable time, having due
20 regard for the safety of the people traveling upon the streets of
21 the City of Las Vegas and the County of Clark. MERCY will
22 cooperate to the fullest extent practicable with physicians,
23 paramedics and hospital personnel engaged in rendering emergency
24 treatment to the sick or injured persons.

25 2. TERM

26 This Agreement shall remain in full force and effect
27 for a three (3) year term commencing on September 1, 1985 to and
28 including August 31, 1988, subject, however, to the default and
29 cancellation provisions included herein below.

30 3. OPTION

31 It is agreed and understood by the parties that at the
32 end of the three (3) year term, the CITY shall have the option to

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1 extend this Agreement upon the same terms and conditions as here-
2 inafter set forth for a period of two (2) years, from the date of
3 expiration of this Agreement, provided, however, that CITY shall
4 give notice of its intention to exercise the option at least
5 one hundred and eighty (180) days prior to the expiration of
6 this agreement by submitting a written notice to exercise the
7 option to MERCY. Said option being subject to the mutual agree-
8 ment between CITY and MERCY as to billing rates to be charged
9 for the extended term.

10 4. VEHICLES

11 MERCY shall provide no less than five (5) automobile
12 ambulance vehicles, staffed and equipped to provide automobile
13 ambulance transportation within the City of Las Vegas. Two (2)
14 of the five (5) vehicles shall be staffed and equipped to
15 provide Advanced Life Support Services or Paramedic Services, as
16 defined and described by regulations of the Clark County Health
17 District and the State of Nevada.

18 MERCY shall also maintain at least two (2) additional
19 automobile ambulance vehicles over and above the five (5)
20 automobile ambulance vehicles required by the foregoing para-
21 graphs, in a reserve or available status in order to guarantee
22 the availability of service on a twenty-four (24) hour per day
23 basis.

24 Each automobile ambulance vehicle shall contain the
25 appropriate first aid equipment as required by the ordinances of
26 the City of Las Vegas, by the regulations of the Clark County
27 Health District, by the Nevada Revised Statutes, or by any rule
28 or regulation of any other appropriate agency governing the
29 operation and equipment of automobile ambulance vehicles within
30 the City of Las Vegas.

31 Each automobile ambulance vehicle shall be inspected
32 by the Clark County Health District. Any automobile ambulance

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1 vehicle which fails to meet the inspection requirements of the
2 Clark County Health District shall not be placed in service until
3 the deficiency is corrected by MERCY and the vehicle is approved
4 by the Clark County Health District. MERCY shall submit annually
5 to the licensing department of the City of Las Vegas a copy of
6 its certificate issued by the Clark County Health District
7 showing that each automobile vehicle ambulance has met the
8 minimum Clark County Health District requirements.

9 Each automobile ambulance vehicle shall have a valid
10 authorized vehicle permit issued by the Nevada Highway Patrol
11 and shall comply with all authorized automobile ambulance vehicle
12 rules and regulations as required by applicable provisions of the
13 Nevada Revised Statutes.

14 Each automobile ambulance vehicle shall be equipped
15 with mobile radios and communication systems as prescribed by the
16 Emergency Medical Services plan of the State of Nevada, as
17 adopted by the State Comprehensive Health Planning, Southern
18 Nevada. The radios and other communication systems are to be
19 part of a radio network, with a twenty-four (24) hour manned
20 radio dispatch operation on a frequency assigned by the Federal
21 Communication Commission exclusively to MERCY for emergency
22 purposes. MERCY must have its own radio frequency and not be
23 dependent upon a MED frequency and shall have the capacity to
24 broadcast throughout the City of Las Vegas without interruption.
25 All radios and other communications equipment will be properly
26 and carefully maintained and kept in good operating condition at
27 all times.

28 MERCY shall have a reasonable opportunity to withdraw
29 from operation vehicles which from time to time require repairs
30 and preventative maintenance, but in any event at least seven (7)
31 vehicles shall be mechanically operational and available for
32 services hereunder at all times.

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5. PERSONNEL

MERCY shall provide not less than eighteen (18) attendant-drivers which shall be Emergency Medical Technicians (hereinafter "EMT") as certified by the State of Nevada Health Division. Each of these individuals shall also be required to have a valid ambulance attendant license as issued by the Clark County Health District. Additionally, MERCY shall provide not less than twelve (12) attendant-drivers which shall be Advanced Emergency Medical Technician Ambulance (EMT/A), also known as Emergency Medical Technician/Paramedic (EMT/P), as certified by the State of Nevada Health Division each of whom shall hold a valid EMT/A or EMT/P ambulance attendant's license as issued by the Clark County Health District. The thirty (30) employees required by these specifications shall be full-time paid employees of MERCY.

Any automobile ambulance vehicle operated by MERCY shall be driven, staffed and operated in connection with the services to be performed under these specifications by not less than two (2) drivers-attendants which shall individually hold a:

- (A) Class III Drivers License, or its equivalent, issued by the State of Nevada, Department of Motor Vehicles.
- (B) An Emergency Medical Technician/Ambulance Certificate, or any Emergency Medical Technician/Paramedic Certificate, issued by the State of Nevada, Health Division.
- (C) An ambulance attendant license issued by the Clark County Health District.
- (D) An ambulance attendant permit issued by the City of Las Vegas.

Any authorized or specially designated official of the Clark County District Board of Health may require the ambu-

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1 lance driver or attendant to exhibit to him their respective
2 credentials or licenses.

3 6. COMPENSATION

4 Whenever a Request for Service results in a transport,
5 MERCY will seek compensation from the person transported or from
6 anyone responsible for the person transported. MERCY will not
7 seek compensation from the CITY for any request for service
8 resulting in a transport solely on the basis that CITY originated
9 the call for Request for Service. CITY shall not be liable for
10 any service provided pursuant to a Request for Service which is
11 being referred to or made of MERCY through the Fire Alarm Office
12 by any third party. MERCY shall not seek reimbursement from the
13 CITY for any requests for service which do not result in a
14 transport.

15 MERCY agrees to charge no more than the rates for
16 service set forth in the rate schedule in Exhibit "A", attached
17 hereto and by this reference incorporated herein as part of this
18 Agreement, for the various services, defined in Exhibit "A",
19 provided subject to any permissible rate increase authorized by
20 the provisions of this Agreement. It is understood by the parties
21 that non-emergency transport within the City of Las Vegas not
22 originating through the Fire Alarm Office are an integral part
23 of the rate structure as set forth in Exhibit "A".

24 The rate schedule may be adjusted annually on April 1,
25 of each year, commencing April 1, 1986. Any annual rate increase
26 proposed by MERCY shall be no greater than the average of the
27 Transportation Index and the Medical Care Index of the National
28 Consumer Price Index compiled by the United States Bureau of
29 Labor Statistics, Monthly Labor Review for the twelve (12) month
30 period of the preceding calendar year.

31 Any proposed annual rate increase shall be submitted in
32 writing to the City Manager of the City of Las Vegas within

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1 sixty (60) days prior to the effective date of the proposed
2 annual rate increase. The City Manager shall have thirty (30)
3 days after receipt of MERCY's written notice to verify that the
4 proposed annual rate increase is in compliance with the above
5 paragraph.

6 CITY reserves the right to audit and inspect MERCY's
7 records at any and all reasonable times during the term of this
8 Agreement.

9 7. MONTHLY REPORT

10 MERCY will be required to submit a monthly statement
11 reflecting all services rendered by MERCY during that month on
12 all calls received throughout the Fire Alarm Office. The report
13 must be submitted to the Las Vegas Fire Department on or before
14 the tenth (10th) calendar day of the month following that month
15 in which service was performed. The following information shall
16 be included in each monthly report:

- 17 (A) Total number of responses;
18 (B) Number of responses that did not result in a
19 transport;
20 (C) Itemized cost per response;
21 (D) Number of persons transported; and
22 (E) Destination and number of persons transported
23 for each response.

24 8. SEMIANNUAL MEETINGS

25 CITY and MERCY agree to meet once every six (6) months
26 to discuss the terms and conditions of this Agreement and relevant
27 matters thereto. CITY shall inform MERCY of the date, time, and
28 place of meeting by written notice deposited by CITY with the United
29 States Postal Office, postage prepaid and addressed to MERCY as
30 provided in Paragraph Fifteen (15) thereof.

31 9. INDEMNITY

32 A. MERCY shall protect, indemnify and hold the CITY,

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1 its officers, employees, agents, servants and retained consultants
2 harmless from and against any and all claims, damages, losses,
3 suits, actions, decrees, judgments, attorney's fees, court costs
4 and other expenses of any kind or character which the CITY, its
5 officers, employees, agents, servants or retained consultants may
6 suffer, or which may be sought against, recovered from or obtain-
7 able against the City of Las Vegas, its officers, employees,
8 agents, servants or retained consultants (i) as a result of, or
9 by reason of, or arising out of, or on account of or in conse-
10 quence of the operations of MERCY, its employees, contractors
11 or agents, or anyone directly or indirectly employed by MERCY,
12 its employees, contractors, or agents, in the fulfillment or
13 performance of the terms of this Agreement, regardless of whether
14 or not the occurrence which gave rise to such claim, damage, loss,
15 suit, action, judgment or expense was caused, in part, by the
16 CITY; or (ii) as a result of, or by reason of, or arising out of,
17 or on account of, or in consequence of, any neglect in performing
18 this Agreement; or (iii) because of any claim or amount recovered
19 under the "Nevada Industrial Insurance Act", or any other statute,
20 law, ordinance, order or decree. Any money due MERCY under and
21 by virtue of this Agreement which is considered necessary by the
22 CITY for such purpose, may be retained by the CITY for its
23 protection.

24 B. In this connection, it is expressly agreed that
25 MERCY shall, at its own expense, defend the CITY, its officers,
26 employees, agents, servants and retained consultants against any
27 and all claims, suits or actions which may be brought against
28 them, or any of them, as a result of, or by reason of, or arising
29 out of, or on account of, or in consequence of any act or
30 omission against which mercy has indemnified the City. If MERCY
31 shall fail to do so, the City may undertake to do the same and
32 to charge all direct and incidental costs of such defense to

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1 MERCY, including attorney's fees and court costs.

2 10. INSURANCE

3 MERCY shall carry and have in force and effect a policy
4 or policies of public liability and property damage insurance,
5 written by a casualty insurance carrier qualified and licensed
6 to do business in the State of Nevada, insuring, covering, and
7 protecting from all loss and liability of any kind whatsoever,
8 MERCY and the CITY, their officers, agents and employees, arising
9 from or in connection with the services to be performed under this
10 Agreement. The policy or policies of insurance required are to be
11 in an amount of not less than One Million Dollars (\$1,000,000)
12 for the injury or death of any one (1) person, and in an amount
13 of not less than One Million Dollars (\$1,000,000) for property
14 damage, injury or death of any two (2) or more persons, per any
15 occurrence, combined single limits. The policy or policies shall
16 name the CITY as an additionally insured party.

17 11. COMPLIANCE WITH REGULATIONS

18 At all times during the term of this Agreement, MERCY
19 shall fully and faithfully employ and observe: (i) all statutes,
20 laws and regulations whether local, state or federal, relating to
21 authorized emergency vehicles, including, but not limited to, the
22 Motor Vehicle Laws of the State of Nevada; (ii) regulations for
23 Ambulance Operation of the State of Nevada and County of Clark;
24 and (iii) the Las Vegas Municipal Code, and the County of Clark
25 Fire Department, Metropolitan Police and/or Nevada Highway Patrol
26 Department Rules and Regulations for Contractual Ambulance
27 Services, if any.

28 12. DEFAULT AND TERMINATION

29 In the event MERCY at any time during the term of this
30 Agreement or extension thereof, shall fail, refuse or neglect to
31 render ambulance services, to respond promptly to ambulance calls
32 requested by the CITY, or maintain its equipment at a proper level

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1 of mechanical efficiency or provide the personnel required here-
2 under, or conduct itself in any manner not conducive to the best
3 interests of sick or injured persons requiring ambulance services,
4 then in such or either of such events, CITY may give MERCY at
5 least ten (10) days' written notice to correct any such default or
6 deficiency and upon the failure, refusal, or neglect of MERCY
7 to correct such default or deficiency within said notice period
8 the CITY shall have the right to terminate this Agreement.

9 13. ASSIGNMENT

10 MERCY hereby promises not to assign this Agreement or
11 any interest thereunder, without the written consent of the CITY.
12 Consent by the CITY to one assignment shall not be deemed to
13 constitute a consent to any subsequent assignment. Any assignment
14 without such consent shall be void, and shall, at the option of
15 the CITY, terminate this Agreement.

16 14. ADMINISTRATION

17 The City Manager of the City of Las Vegas shall adminis-
18 trate or direct the administration of this Agreement, and shall
19 have full authority to audit the terms and conditions contained
20 herein.

21 MERCY shall not discriminate in rendering ambulance
22 service because of race, creed, color, sex, age, or economic status
23 of the person or persons responsible for paying for ambulance
24 service.

25 15. NOTICES

26 Any notice, request, or demand, which may be, or is
27 required to be, given under this Agreement shall be delivered in
28 person at the address stated below or may be deposited with the
29 United States Postal Service, certified or registered mail,
30 postage prepaid, to the party and address stated below:

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1 CITY: City Manager's Office
2 City of Las Vegas
3 City Hall Complex, 10th Floor
400 East Stewart
Las Vegas, Nevada 89101

4 MERCY: Robert Forbuss
5 Executive Director
6 Mercy Ambulance Inc.
7 Mercy Plaza Building I
1130 South Highland Drive
Las Vegas, Nevada 89102

8 and Thomas G. Bell, Esq.
9 President
10 Mercy Ambulance, Inc.
630 S. Fourth Street, Suite 300
Las Vegas, Nevada 89101

12 16. SUCCESSORS AND ASSIGNS

13 The covenants and conditions herein contained shall,
14 subject to the provisions as to assignment, apply to and bind
15 the heirs, successors, executors, administrators, and assigns of
16 all parties hereto.

17 17. PARTIAL INVALIDITY

18 Should any section or any part of any section of this
19 Agreement be rendered void, invalid or unenforceable by any court
20 of law, for any reason, such a determination shall not be rendered
21 void, invalid or unenforceable any other section or any other
22 of any section in this Agreement.

23 18. INTEGRATION

24 The drafting, execution and delivery of this Agreement
25 by the parties have been induced by no representations, state-
26 ments, warranties or agreements other than those expressed herein.
27 This Agreement embodies the entire understanding of the parties,
28 and there are no further or other agreements or understandings,
29 written or oral, in effect between the parties relating to the
30 subject matter hereof unless expressly referred to herein or
31 expressly incorporated herein by reference thereto.

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19. MODIFICATION

This Agreement may not be modified unless such modification is in writing and signed by both parties to this Agreement.

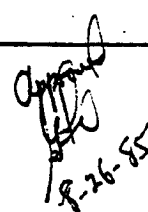
IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be legally executed in duplicate this 21st day of August, 1985.

CITY OF LAS VEGAS, NEVADA

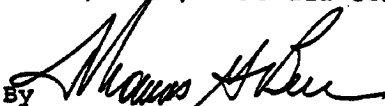
By 
RON LURIE, MAYOR PRO-TEM

ATTEST:


Carol Ann Hawley, City Clerk


8-26-85

MERCY, INC., a Nevada Corporation

By 
THOMAS G. BELL, PRESIDENT

ATTEST:

MERCY AMBULANCE SCHEDULE OF BILLING RATES CITY OF LAS VEGAS

0129

<u>DESCRIPTION</u>	<u>RATES</u>
BASE RATE	\$120.00
MILEAGE	5.50
EMERGENCY	27.50
NIGHT CHARGE	12.50
OXYGEN	13.50
SPECIAL HANDLING	16.25
ORTHOPEDIC	15.00
FIRST AID	7.50
WAITING TIME (Per Hour)	50.00
STANDBY (Per Hour)	50.00

EXPLANATION

BASE RATE	Basic charge for ambulance transportation.
NIGHT CHARGE	Differential charged between the hours of 6 p.m. and 8 a.m.
EMERGENCY: CODE 3	Charged when we are requested to respond using lights and sirens enroute to the call.
ORTHOPEDIC SERVICE	Charged for the use/application/service of any orthopedic equipment carried aboard the ambulance as well as the use of orthopedic medical techniques used at the scene or enroute to the hospital.
SPECIAL HANDLING	Special services provided patients who's medical condition requires special observation, movement or medical intervention during transport or transfer.
FIRST AID	Charged for the use/application/service of any first aid equipment carried aboard the ambulance, or the use of first aid medical techniques at the scene or enroute to the hospital.
WAITING TIME	Charged when the ambulance is requested to wait for any reason for the patient prior to transport. The initial 15 minutes of any waiting time is not charged.
STANDBY	Charged when an ambulance is requested to be available on scene at a special event or situation in case of the need for medical attention or transport.

EXHIBIT A

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August 21, 1985

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AGENDA*City of Las Vegas*CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

ITEM

Council Action

Department Action

VI. REPORTS FROM RECOMMENDING COMMITTEES

1109

- A. BILL NO. 85-32 - REQUIRES SPECIAL USE PERMITS FOR TRANSIENT SALES LOTS IN THE C-M AND M ZONING DISTRICTS.

Committee: Councilmen Lurie and Levy

First Publication: SUN - 8/22/85

Committee Recommendation:

Adoption at 9/4/85 City Council meeting.

Recommendation
noted

9/4/85 Agenda

- B. BILL NO. 85-33 - AMENDS THE MASTER PLAN OF STREETS AND HIGHWAYS WITH RESPECT TO CERTAIN PRIMARY AND SECONDARY STREETS WITHIN THE CITY.

Committee: Councilmen Lurie and Levy

First Publication: SUN - 8/22/85

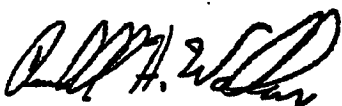
Committee Recommendation:

Adoption at 9/4/85 City Council meeting.

Recommendation
noted

9/4/85 Agenda

APPROVED AGENDA ITEM



August 29, 1985

INTER-OFFICE MEMORANDUM

TO:

FILE

FROM:

CAROL ANN HAWLEY
CITY CLERK

SUBJECT:

RECOMMENDING COMMITTEE MEETING
AUGUST 19, 1985

COPIES TO:

CITY COUNCIL MTGS. - 8/21/85 and 9/4/85
BUSINESS ACTIVITY
METRO
COMMUNITY PLANNING AND DEVELOPMENT

MEETING HELD:

Monday, August 19, 1985, City Manager's Conference Room,
10th Floor, City Hall, 400 East Stewart Avenue, Las Vegas,
Nevada. Meeting began at 4:00 P.M. and adjourned at
5:05 P.M.

ATTENDANCE:

Councilman Ron Lurie
Councilman Al Levy
City Manager Ashley Hall
Executive Assistant to City Manager Richard Blue
City Attorney George Ogilvie
Deputy City Attorney John Roethel
Deputy City Attorney Bob Yeargin
Director Community Planning and Development Harold Foster
Chief Traffic Engineering John Bartels
Analyst Rose McKinney
City Clerk Carol Ann Hawley
Deputy City Clerk Linda Owens
Norman Semmler, Rainbow Vegas Hotel
Van Heffner, Nevada Hotel and Motel Association
Betty Harrold, Frontier Girl Scout Council
Joyce Taylor, Frontier Girl Scout Council
Frank Heidbe, Resident
Betty Shults, Frontier Girl Scout Council
Daniel Gasparo, Boulder Dam Area Council of Boy Scouts
Juanita Wilson, Koala Motel
Doreen Hillman, Mini-Price, Inns
Howard Emigh, Mini-Price, Inns
Bob Kuptz, Las Vegas Review-Journal
Judy Dobson, Las Vegas Area Council of Camp Fire
Barney Hallis, Great Western Hotels
Ron Griffis, Rainbow Vegas Hotel
Jim Miller, Rainbow Vegas Hotel

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- A. BILL NO. 85-32 - REQUIRES SPECIAL USE PERMITS FOR TRANSIENT SALES LOTS AND OPEN SALES LOTS IN THE C-M AND M ZONING DISTRICTS.

Committee: Councilmen Lurie and Levy

No one appeared in opposition. Committee recommended adoption at the 9/4/85 City Council meeting.

- B. BILL NO. 85-33 - AMENDS THE MASTER PLAN OF STREETS AND HIGHWAYS WITH RESPECT TO CERTAIN PRIMARY AND SECONDARY STREETS WITHIN THE CITY.

Committee: Councilmen Lurie and Levy

No one appeared in opposition. Committee recommended adoption at the 9/4/85 City Council meeting.

- C. BILL NO. 85-34 - REGULATES AND RESTRICTS THE TRANSPORTATION OF HAZARDOUS MATERIAL WITHIN THE CITY OF LAS VEGAS (FIRST AMENDMENT).

Committee: Councilmen Lurie and Bunker

Councilman Lurie requested the City Attorney to draft a First Amendment to include various types of hazardous materials, the Fire Chief designated as authorized agent to collect information, 180 days notification to local agent prior to transportation, route plan, certification by municipality for one year and a fee for this certificate. No one appeared in opposition. Committee recommended this bill be brought back before the Recommending Committee on 9/3/85 for review of the First Amendment.

- D. BILL NO. 85-35 - ANNEXATION NO. A-5-85(A), PROPERTY LOCATED ON THE NORTH-WEST CORNER OF JONES BOULEVARD AND SMOKE RANCH ROAD; PETITIONED BY: SMOKE RANCH - JONES PARTNERSHIP "A", ET AL; ACREAGE: APPROXIMATELY 4.90 ACRES; ZONES: R-E (COUNTY CLASSIFICATION) N-U (CITY EQUIVALENT).

Committee: Councilmen Lurie and Levy

No one appeared in opposition. Committee recommended adoption at the 9/4/85 City Council meeting.

- E. BILL NO. 85-35 - PROVIDES FOR THE OATH OF OFFICE FOR APPOINTIVE BOARDS, COMMISSIONS AND COMMITTEES.

Committee: Councilmen Lurie and Levy

This bill provides that a person serving on a board, commission or committee that has been reappointed to the same board, commission or committee will only have to take the Oath of Office when that person is initially appointed. No one appeared in opposition. Committee recommended adoption at the 9/4/85 City Council meeting.

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- F. BILL NO. 85-37 - PROHIBITS DOOR-TO-DOOR SOLICITATIONS BY MINORS UNDER 10. REQUIRES THAT MINORS UNDER 16 OBTAIN APPROVAL TO WORK, RECEIVE ADEQUATE ADULT SUPERVISION AND WORK ONLY DURING SPECIFIED HOURS. EXEMPTS CERTAIN NEWSPAPER AND MAGAZINE-RELATED SOLICITATIONS AND CERTAIN CHARITABLE SOLICITATIONS (SECOND AMENDMENT).
Committee: Councilmen Lurie and Levy

This bill does not apply to minors soliciting for charitable organizations, such as the Boy Scouts, Girl Scouts, etc. who have obtained a solicitation permit for their troupe, pack, etc., nor does it apply to newspaper soliciting. However, the time restriction does apply to all organizations from 9 A.M. to 8 P.M. It was agreed to change the time from 9 A.M. to 8:30 P.M. during standard time and 9 P.M. during daylight savings time. Solicitations Review Board is to study whether charitable organizations can obtain a blanket permit for their organization. Committee recommended adoption at the 9/4/85 City Council meeting as per Second Amendment.

- G. BILL NO. 85-38 - INCREASES CIVIL FINE FOR HANDICAPPED PARKING VIOLATIONS FROM \$25 to \$100; PROVIDES THAT PENALTIES OF FIVE TIMES THE ORIGINAL FINE SHALL NOT BE ASSESSED AGAINST HANDICAPPED PARKING VIOLATIONS.
Committee: Councilmen Lurie and Levy

This bill updates the City Code to coincide with the state law that was recently passed at the last session of the Nevada Legislature. No one appeared in opposition. Committee recommended adoption at the 9/4/85 City Council meeting.

- H. BILL NO. 85-39 - AMENDS ORDINANCE NO. 3173 TO PROHIBIT PARKING OF TOUR BUSES ON PRIVATE PROPERTY (FIRST AMENDMENT).
Committee: Councilmen Levy and Lurie

This bill states the Board of Zoning Adjustment may grant a Variance to park busses in designated areas. Hotel and motel operators are concerned that this bill will deter tour busses from patronizing their establishment as they feel Cashman Field is too inconvenient for bus drivers to park their busses. Committee recommended adoption at the 9/4/85 City Council meeting as per First Amendment.

- I. BILL NO. Z-85-1 - AMENDS THE LAND USE PLAN MAP OF THE CITY OF LAS VEGAS BY CHANGING VARIOUS ZONE DESIGNATIONS.
Committee: Councilmen Lurie and Levy

No one appeared in opposition. Committee recommended adoption at the 9/4/85 City Council meeting.

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MONDAY, AUGUST 19, 1985, CITY MANAGER'S CONFERENCE ROOM, CITY HALL. ITEM C.
BILL NO. 85-34 - REGULATES AND RESTRICTS THE TRANSPORTATION OF HAZARDOUS MATERIAL
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COUNCILMAN LURIE:

Item C is Bill No. 85-34. It regulates -- this bill regulates and restricts transportation of hazardous material within the city of Las Vegas. I did ask for this bill to be drafted and brought before this committee and also before the City Council. As mentioned previously, no offense to the City Attorney's office, I think the bill was very weak. It didn't have much in it to protect us from having these materials brought to our city, so what I have done is I've received a copy of the ordinance that's going to be introduced into the County. This ordinance, in my opinion, gives us some guidelines to draft an ordinance, George and John, that's going to give us some protection in allowing certain materials to come into the city. What it includes is hazardous types of material in addition to radioactive and staff, with the Fire Chief as authorized agent to collect information, the certification requires 100 days, 180 days notification of local agent, prior to transportation, a route plan certification form, and documentation showing proper training and continued suitability that would be required and certification by municipality would be for one year and a fee for this certificate would be collected and it has some other things in there. I'd like George to give you this copy and this is from Councilman Bunker and myself, and Councilman Levy, I can't really say it's from him because we haven't had a chance to discuss it yet, but I'd like your office to review this, along with the recommendations that you have, and bring this back to us at the next meeting.

CITY ATTORNEY
GEORGE OGILVIE:

The next Recommending?

COUNCILMAN LURIE:

Yes, the next Recommending Committee because the County is going to introduce a similar ordinance. I think we have to have ordinances in this line that protects both City and County and then our lines of communication have been very good in this effort to prevent this type of shipment from coming into the City and we're going to talk about a lot of different types of shipments, not just low-waste material, but the high-level material, and also the toxic materials. In reading some of the comments in the newspapers about the amount of shipments that are being done throughout the United States, whether they're trains or common carrier, and the number of accidents, especially in railroads. With like 90,000 shipments, they have like over 5,000 accidents throughout the United States. I think it's time that we take a

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COUNCILMAN LURIE:

look at what is taking place in our state and in our city with the transportation of these types of materials. I think this ordinance, modeled after the one passed in Boston, is the type of ordinance I think we have to look at for this city.

CITY ATTORNEY
GEORGE OGILVIE:

We are aware of the ordinance. As a matter of fact, the County got the model ordinance from our office. However, the model ordinance that they plan to introduce, it is my understanding that it has been held to be invalid, isn't it?

DEPUTY CITY ATTORNEY
JOHN ROETHEL:

That's correct. It has been held to be inconsistent with the federal requirements. Not much left of it after the Department of Transportation analyzed it in regards to federal regulations. The City of Tucson adopted an ordinance very similar to the model ordinance. Since it really was stopped in the Department of Transportation in March of '85, the Department of Transportation pretty much threw out, at least in their opinion, threw out the bulk of that type of ordinance. Our problem would be is that if we adopt an ordinance like that, we will find ourselves in Washington at the Department of Transportation or in court defending the ordinance.

COUNCILMAN LURIE:

That's good. That's exactly what I think we have to do in this instance. If we have to go to Washington or if we have to go to Federal Court, then that's the position I think we have to take.

COUNCILMAN LEVY:

I think another thing, Ron, is that we have to scout the League of Cities meeting. I think we will be able to get some good information from our other cities and, in fact, what they're having their problems.

COUNCILMAN LURIE:

I have written the National League of Cities to get information from the network they have set up on similar ordinance and legislation that other cities have. Thalia has done the same with the county association to get more information that we can draft a model ordinance for Nevada for this city and for Clark County. I think this is one step that the City and County are working very closely, along with North Las Vegas, in adopting such a plan. I know sometimes being an attorney you have certain obligations in having to go and defend us, but I think in this particular case

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COUNCILMAN LURIE: we need to find something that is going to give us that protection that I think we all want.

CITY ATTORNEY
GEORGE OGILVIE: But if the ordinance has been declared invalid, there's not much point in adopting the same thing here.

COUNCILMAN LURIE: Well, I don't think we have to adopt the same ordinance that I just gave you, but there's parts of that ordinance that I think are very good in establishing certain criteria and municipalities should have the right to adopt that would make certain requirements be available to companies that say are legally licensed and have to transport through our cities and if they want to try to fight us on those things, then I think it's time that we go on the offensive.

COUNCILMAN LEVY: I think, you know, we have been on the defense. The whole time we have had this problem with UP Railroad and the shipment from New Jersey. I think exactly the same way. I think if we pass some ordinance that they'll take us to court with, I think then they'll be on the defense and it will be time for them to be the -- the transportation as well as the different companies, let them be on the defense and let them start defending their position, rather than us defending ours. I agree wholeheartedly, we should be on the offense. Let them tell us what's wrong with it.

COUNCILMAN LURIE: Will you prepare that for the next meeting?

CITY ATTORNEY
GEORGE OGILVIE: We can -- yes, I will, but on the other hand, when the ordinance has been thrown out, I don't see much point in doing so.

COUNCILMAN LEVY: Well, let's see what they throw out and what they didn't throw out.

CITY ATTORNEY
GEORGE OGILVIE: It's a choice really of an ordinance that might appear weak, but it will accomplish something. One might appear a little stronger, which is held to be

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CITY ATTORNEY -
GEORGE OGILVIE:

invalid doesn't accomplish anything.

COUNCILMAN LURIE:

Well, I think there are things in here that we can include in ours that aren't included at the present time, so what I'm asking you to do is take the ordinance that you drafted with certain precautions based on the federal regulations, amended to add some of these items that I mentioned that I think are very important and I don't need to go through all of them again because I kind of outlined them here for you so that you can take a look at them, but I know it's a similar ordinance that's going to be introduced by the County. I think we have to be consistent in this particular instance.

COUNCILMAN LEVY:

We'll have that back at our next regular meeting.

COUNCILMAN LURIE:

And Ashley, the committee would like to instruct you to follow through to make sure that we get this back on the necessary agenda so we can adopt the ordinance for the City of Las Vegas.

CITY CLERK
CAROL HAWLEY:

Councilmen, do you want this published so that you could take action --

COUNCILMAN LURIE:

I don't think that we can get it published at this time. I wouldn't want to do it until such time as we have a chance to look and see what George is going to write so that we might want to do it along with the County so that we're consistent.

CITY CLERK
CAROL HAWLEY:

Okay. I'll wait then. Just wanted to be sure.

COUNCILMAN LURIE:

We would waste a little bit of money if we did that, publish it and have to let it die and republish it again. Is there anyone here that wanted to speak on this ordinance at this time? (no response) Okay, then George, I'll appreciate you following through with that, and Ashley, you do the same.

END OF DISCUSSION

TRANSCRIPT - RECOMMENDING COMMITTEE MEETING - CITY OF LAS VEGAS - 4:00 P.M.
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BILL NO. 85-37. PROHIBITS DOOR-TO-DOOR SOLICITATIONS BY MINORS UNDER 10. REQUIRES
THAT MINORS UNDER 16 OBTAIN APPROVAL TO WORK, RECEIVE ADEQUATE ADULT SUPERVISION AND
WORK ONLY DURING SPECIFIED HOURS. EXEMPTS CERTAIN NEWSPAPER AND MAGAZINE-RELATED
SOLICITATIONS AND CERTAIN CHARITABLE SOLICITATIONS. PAGE 1

COUNCILMAN LURIE:

Item F is Bill No. 85-37. It prohibits door-to-door solicitations by minors under 10. It requires that minors under 16 obtain approval to work, receive adequate adult supervision and work only during specified hours. It exempts certain newspaper and magazine-related solicitations and certain charitable solicitations. Mr. Yeargin, do you want to give us your comments on this?

DEPUTY CITY ATTORNEY
BOB YEARGIN:

If you please, Councilman. Would you like me to summarize the --

COUNCILMAN LURIE:

First, is there anyone here to speak on this ordinance?

BETTY HARROLD:

Yes, there are several of us.

COUNCILMAN LURIE:

Okay. That's what I thought. I could tell. Why don't -- maybe, why don't we get some questions first and get some discussion on the ordinance. Then you could answer some of those questions.

DEPUTY CITY ATTORNEY
BOB YEARGIN:

Okay. Perhaps before we start, I'd like to propose a First Amendment here that would clean up the language in Section 10.65.060 which is the exemptions, which I think will speak to a lot of the concerns the people have.

COUNCILMAN LURIE:

Okay. Why don't you speak to that. Did they get a copy, the people here in attendance, get a copy of the amendment?

DEPUTY CITY ATTORNEY
BOB YEARGIN:

No, I don't believe so. Do your copies say First Amendment on the first page?

COUNCILMAN LURIE:

I think the amendment might address some of the concerns the Boy Scouts and Girl Scouts have and the Camp Fire Girls. I want to please the Camp Fires and everyone else. Go ahead. If you have any questions --

DEPUTY CITY ATTORNEY
BOB YEARGIN:

The Clerk is making some other copies, but I think I can explain it so that -- in a nutshell, this ordinance is not going to apply to any organization that is already registering with the City under the charitable solicitations ordinance. As I understand it in my discussions with the people from the various

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DEPUTY CITY ATTORNEY
BOB YEARGIN:

youth organizations, I believe the Boy Scouts register for Scout-A-Rama The Girl Scouts register for their cookies sales and I believe the Camp Fire registers for some of their stuff, too.

COUNCILMAN LEVY:

You mean you don't know? Make sure he knows next time.

DEPUTY CITY ATTORNEY
BOB YEARGIN:

So, the first language in the first subsection there says that "the provisions will not apply to persons who comply with the provisions of Chapter 622 of this Code regarding charitable solicitations"; that's what that means. If the Boy Scouts, Girl Scouts and Camp Fire register with the City for their various programs, there are --

COUNCILMAN LEVY:

They come in every year.

COUNCILMAN LURIE:

That would exempt you all from falling under this ordinance.

DEPUTY CITY ATTORNEY
BOB YEARGIN:

The second thing, the second section, says "provisions do not apply to persons who engage or employ minors to solicit or sell subscriptions to newspapers or magazines from door-to-door when such newspapers or magazines are delivered by carriers who take title to and deliver them on established routes." There, we're talking about daily newspapers. It would not apply to magazines that are delivered through the mail. The third section --

CITY ATTORNEY
GEORGE OGILVIE:

I think what you said is a little ambiguous. You said it would not apply to newspapers that are delivered by carriers. Your next statement was, you said it would not apply to magazines that are delivered through the mail. What you mean to say in the second part is that the exemption, or the newspapers, does not apply to magazines which are delivered through the mail.

DEPUTY CITY ATTORNEY
BOB YEARGIN:

That's correct. Then finally, the ordinance does not apply to minors who make solicitations or sales on behalf of the persons described in Subsections A and B, which are people who are making charitable solicitations such as Boy Scouts, Girl Scouts. Now, the only section of this ordinance that would apply to the groups I've just described is the one -- is the time restriction in Section 10.65.050. It provides that these door-to-door solicitations may be made only between 9 A.M. and

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DEPUTY CITY ATTORNEY
BOB YEARGIN:

8 P.M. That would apply even to youth organizations
and to the newspapers.

COUNCILMAN LURIE:

I think that's good because I wouldn't want anybody
coming to my house before 9 o'clock or after 8 o'clock
at night. I don't think that there's any problem there.
Just state your name and who you represent.

BOB KUPTZ:

Bob Kuptz, K-U-P-T-Z, Circulation Director of the Las
Vegas Review Journal. First, I'd like to thank the
Deputy City Attorney for the way he's kept us up to
date on how this has been proceeding, providing us with
the ordinance, etc. I've given him a suggested wording
change to 10.65.060 A for a possible matter of clarifi-
cation based on our conversation that we had a week or
so ago. It's a minor item, but it does clarify in my
mind an item, and just one other point from our point
of view, and that is the time that you refer to,
Councilman, as being a prime time of 8 P.M. I would
ask you to realize that when our door-to-door people
go off selling they don't get on the street usually until
around 5, or thereafter, whether it be carriers
out selling or whether it be professional sales
crews out selling, which we contract with. The
consideration we're asking for here is that most
of the time a heavy percentage of their total daily
sales occurs after 7 P.M. Right now they go until
about 9 P.M. and what I am suggesting is a compromise
on this is that during standard time here in Las Vegas
that the cutoff time be 8:30 P.M. and during daylight
savings time that the cutoff time be 9 P.M. As you
can appreciate newspapers as far as gaining new subscribers,
one of the most substantial ways in which they do that
is through door-to-door sales and cutting the time
off earlier would affect our sales in the long run,
that does affect our circulation and our advertising,
and that affects our bottom lines, so we ask that
consideration. Those are really the only two points
I had. It's suggested wording change to Paragraph A
and --

COUNCILMAN LURIE:

What was the wording change again on the --

BOB KUPTZ:

Well, the suggested ordinance here says under 10.65.060,
I guess it's called "B" now --

DEPUTY CITY ATTORNEY
BOB YEARGIN:

Yes.

BOB KUPTZ:

Okay, under B it says, "persons who engage or employ
minors to solicit or sell subscriptions to newspapers or

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BOB KUPTZ:

magazines from door to door when such newspapers or magazines are delivered by carriers who take title to and deliver them on established routes" and I'm suggesting that that be changed to say "persons who engage or employ minors to solicit subscriptions to or sell newspapers or magazines from door to door and such minors when the newspapers or magazines are primarily delivered to residents in the city of Las Vegas by carriers who take title to and deliver them on pre-established routes, whether or not the solicitation occurs within a carriers designated route." And let me point out the distinction is that not only does a carrier sell in his own route, but he has a distributor, independent, who will take him and a group of other youngsters --

COUNCILMAN LURIE:

That's when you have a contest.

BOB KUPTZ:

Exactly and they will go on other routes, not necessarily their own.

COUNCILMAN LURIE:

I don't have any problem with that. We could use that.

CITY ATTORNEY
GEORGE OGILVIE:

I'm not sure that I buy all of his language, but I think --

COUNCILMAN LURIE:

We have to put it in our own language.

DEPUTY CITY ATTORNEY
BOB YEARGIN:

I think we could do it. If you'll look at Subsection B of the First Amendment there and add on Line 30 where it says "when such newspapers or magazines are delivered by carriers who take title to and deliver them on established routes" and then something like "whether or not such solicitations occur within a carriers designated route."

CITY ATTORNEY
GEORGE OGILVIE:

That language --

BOB KUPTZ:

That would help clarify it for us, right, because the way it looks now, my impression, as I indicated to Deputy Attorney, was that it means only the carrier on that route can sell on that route and I wanted to clarify that. And the other point is the impact of the time, the time cutoff.

COUNCILMAN LURIE:

I'd incorporate that in with the hours. As long as

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COUNCILMAN LURIE: you like to compromise a little bit. I sold papers too and I went door to door. I appreciate those kids; they're working hard. We have no problem with those amendments.

DEPUTY CITY ATTORNEY
BOB YEARGIN: Okay. So you'd like to change that then, 8:30 on standard time and 9 o'clock on daylight time.

COUNCILMAN LURIE: The other amendment is okay, too. Is there anything else you have?

BOB KUPTZ: Okay, that's fine. Have a good day.

COUNCILMAN LURIE: Sure.

LARRY VILLNOW: I'm Larry Villnow from the Juvenile Court. I have no problem with the newspapers or the charitable solicitations or anything like that. The concern we have involves a work permit. At the present time it has been our practice not to issue work permits for juveniles under the age of fourteen. We feel that we should protect children. They shouldn't have to work at that age. We've had several children be used and abused by some of the private corporations coming in using them to sell door to door. They'd work for three days during the summer and said "This is the program. We're not going to pay you for this. We're not going to pay you anyhow." Left them no recourse, that kind of thing, especially some of the younger children, so for that reason, we just have not been issuing work permits for eleven and twelve year olds. We see it's possibly a problem. If the ordinance goes through, we wouldn't have to worry about it. They must have a work permit because we normally do not issue work permits to children under the age of fourteen.

CITY ATTORNEY
GEORGE OGILVIE: The state law prohibits people from under the age of fourteen from working without a work permit, so I guess what you are suggesting isn't going to assist anybody because without a work permit, whether you won't issue it or whether the ordinance requires it, they can't work under state law. This is just a restatement of state law.

LARRY VILLNOW: That's fine. I just wanted to make sure we understood the situation. That's the way we see it.

COUNCILMAN LURIE: Do you get a lot of requests from children under the age of fourteen for permits?

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LARRY VILLNOW: Generally not. We do get a few. Usually they are working with a family or a family friend type of situation where the parents know them and will request a special permit, that kind of thing. Somebody will be especially monitoring it.

CITY ATTORNEY
GEORGE OGILVIE: Whether it is or not, they can't work--

COUNCILMAN LURIE: Are there any other comments on the ordinance?

DAN GESPARO: I'm Dan Gesparo representing the Boulder Dam Area Council of Boy Scouts. I perceive Mr. Yeargin's explanation of Section 10.65.060. I do have a question on Section C, or Sub-paragraph C. "Minors who make solicitations or sales on behalf of the persons described, etc." Yes, we do file a permit for our Scout-A-Rama Sale every year, however, we've got somewhere in the number of 500 boy scouts troupes and cub scout packs that some of which will do individual fund raisers during the year, such as door-to-door solicitation of, or selling of Hefty bags, whatever. Are you saying that each of those must necessarily file for a permit also, or are you saying that under C, because they represent an organization that is designated under Item A that they can, therefore, do that. I --

COUNCILMAN LURIE: Usually under a solicitation permit with an organization, usually that one permit handles all the solicitations for all the troupes. They usually list if they have a Scout-A-Rama and then they have different things throughout the year.

DAN GESPARO: We file for the Scout-A-Rama, Councilman, but we don't file for every individual pack and troupe that goes out and sells Hefty bags and that's the problem I've got.

COUNCILMAN LURIE: They all have --

CITY ATTORNEY
GEORGE OGILVIE: Yes, but I think under the solicitation ordinance, they are probably all required to get solicitation permits.

BETTY HARROLD: Councilman Lurie, I'm Betty Harrold with Frontier Girl Scout Council and we do, you know, take solicitation permit for our calendar sales and our cookie sales, but we have been told by the City here

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BILL NO. 85-37. PROHIBITS DOOR-TO-DOOR SOLICITATIONS BY MINORS UNDER 10. REQUIRES
THAT MINORS UNDER 16 OBTAIN APPROVAL TO WORK, RECEIVE ADEQUATE ADULT SUPERVISION AND
WORK ONLY DURING SPECIFIED HOURS. EXEMPTS CERTAIN NEWSPAPER AND MAGAZINE-RELATED
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BETTY HARROLD: that when a troupe does, and we don't have very many troupe sales, but when they do, they have come down and taken out an individual solicitation permit for that particular troupe.

COUNCILMAN LURIE: Yes, but that's been the policy all along with solicitations, so I'd have to go along with the solicitation committee to recommend what the City has always recommended and that's what we control what's been solicited in the city.

DAN GESPARO: I wasn't complaining, Councilman. I was trying to get a clear picture.

COUNCILMAN LURIE: Maybe we'll look at that, too. Maybe there's a way that we can look at that so each individual troupe or scout troupe, or pack, doesn't have to come in every time for a solicitation permit where they can maybe get a general one.

DAN GESPARO: That would be great.

COUNCILMAN LURIE: We'll take a look at that. Maybe we can take a look at that and see what kind of a situation that is. There's a lot of them and I know that sometimes it creates an -- it's overburdensome on the troupes. We'll take a look at that.

JUDY DOBSON: Judy Dobson, Las Vegas Area Council of Camp Fire. I'd first like to comment on that. We require licensing within our own organization; in other words, when a club wants to have an individual fund raiser, they are required to file information as to what they're planning on doing, what the money is going for, who's involved, who the chaperones are, the whole bit, with our Council before they are even allowed to write in that fund raiser, so perhaps there could be something worked out whereby we could be designated, you know, on a year-round use permit of some kind for that -- for certain types of --

COUNCILMAN LURIE: Maybe that could be an item that could be discussed at the Solicitation Review Board and maybe come up with a different policy for these organizations to work on them to help us police it and yet still give us the protection that we need.

JUDY DOBSON: Yes, because our concern is the children, too, of course.

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THAT MINORS UNDER 16 OBTAIN APPROVAL TO WORK, RECEIVE ADEQUATE ADULT SUPERVISION AND
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COUNCILMAN LURIE:

Maybe put that on the next agenda.

JUDY DOBSON:

I had a comment that I wanted to make and official statement to make concerning the ordinance. After reading Section 622, I was still not completely comfortable with the fact that Camp Fire, Boy Scouts, Girl Scouts, would be exempt, so we have issued the statement and I would like to present it to you at this time and make it a part of the record. It is to the City Council of the City of Las Vegas regarding Bill 85-37. Here are copies of it. "The Las Vegas Area Council of Camp Fire, Inc. is concerned that the annual sales conducted by Boy Scouts, Boulder Dam Area Council; Girl Scouts, Frontier Area Council; and Camp Fire Boys and Girls, Las Vegas Area Council be considered exempt from the ramifications of the above bill. I thereby request that the definition of 'charitable solicitations' be entered into the record of this proceeding as specifically including the afore-mentioned youth agencies. Respectfully submitted: Judith Dobson, Executive Director."

COUNCILMAN LURIE:

We'll enter that into the -- for our records.

CITY ATTORNEY
GEORGE OGILVIE:

For your information, Mrs. Dobson, the charitable solicitation ordinance does have a definition of charitable solicitations.

JUDY DOBSON:

I read it, but it does not list us by name. It's kind of ambiguous in that two years from now someone might interpret it differently, that's our concern.

BETTY HARROLD:

We are all concerned about that.

COUNCILMAN LURIE:

Are you concerned with the definition of charitable solicitation?

BETTY HARROLD:

I'm Betty Harrold, again. For us and for Camp Fire and for Boy Scouts, as well, our manual that comes down from the National Organization who charters us says that we are an informal educational organization. Now, is that adequate so that if we ran into a problem, all we would need to do would be to bring this and that would clear up the fact that we are educational? That's my concern.

DAN GASPARO:

Councilman, the ordinance reads 6.22.010 says "A. Charitable means it includes the words patriotic, philanthropic, religious, social service, welfare, benevolent, educational, civic, fraternal, either acts or purported." We know we fall under that, but will

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the people who sit there three years from now
know that we fall under that?

COUNCILMAN LURIE:

I'm still going to be here (laughter).

JOYCE TAYLOR:

Councilman, Joyce Taylor. I'm President of Frontier
Girl Scouts Council. Who determines what ages these
fall under these categories? Is that the City Council
or is it the Solicitations?

COUNCILMAN LURIE:

Solicitations Review Board right now and if there is
anything appealed from the Solicitations Review Board,
then it comes to the City Council. I can't remember
too many times there has ever been an appeal by the
Solicitation Board recommendation to our Board. They
pretty much do a good job and handle it and if any of
you would like to put your name in for a seat on that
Board, we'd like to have you.

BETTY HARROLD:

It would be a conflict of interest (laughter).

COUNCILMAN LURIE:

You would just have to abstain. We will -- the
Committee will recommend that this bill be adopted
on September 4 as a Second Amendment. We appreciate
your time and input into this. We think it is very
important that we do have something that will protect
the youth, as well as the residents of the City.
Thank you.

END OF DISCUSSION

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COUNCILMAN LURIE:

I believe there's many people here on one particular item this afternoon and I'd like to go to that bill first. It's Bill No. 85-39. It amends the Ordinance No. 3173 to prohibit parking of tour busses on private property. Councilman Levy introduced this ordinance so I'll let him conduct that part of the meeting.

COUNCILMAN LEVY:

Thank you. The reason for this ordinance that I have proposed here before the City Council is that we are having a lot of problems with busses that are parking either on the street or the neighborhoods and continue to run their motors and not taking care of the people who live around the area; and this is particularly in the downtown area. This ordinance calls for having a permit to be able to do this and we will take in consideration of where the property is and what it's surrounding. I guess I should ask for anybody who would like to speak against that motion at this -- item at this time. If you do, would you please give us your name and your address and if you represent a particular company, I'd like to hear from them.

VAN HEFFNER:

Would you prefer that I use the microphone?

COUNCILMAN LURIE:

No. That just records the meeting.

VAN HEFFNER:

My name is Van Heffner and I'm Executive Vice President of the Nevada Hotel/Motel Association and I've received a number of calls and concerns in opposition to this proposed ordinance because a number of properties within the city, in fact, are on very tight schedules with their busses and it could make for, let's say, some not competitive abilities for some of these hotels and motels to accommodate the bus driver also, the escort. We are supportive of the fact that busses should not be parking in residential private areas. However, this is not a formal position of the Nevada Hotel/Motel Association. Our board will be in session next week.

COUNCILMAN LEVY:

I don't quite understand, what are you objecting to?

VAN HEFFNER:

We are opposing to this the way it's currently written, Councilman, where it -- it's questionable whether the busses could park on their private hotel properties or the motel properties, or not.

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COUNCILMAN LEVY: But I don't understand, what's your problem? In other words, what I'm saying to you is that if the particular hotel comes in and asks for a variance to be -- or a -- the approval to be able to do this.

VAN HEFFNER: Then it could be accepted.

COUNCILMAN LEVY: Then it will be accepted.

VAN HEFFNER: Okay. That is not stated in here is what I was responding to. I don't see in this notice -- I haven't received a copy of that notice.

COUNCILMAN LEVY: They must be able to do that; I mean, don't they have a -- be able to get a variance or the ability to park in there?

CITY ATTORNEY
GEORGE OGILVIE: Not the way this is written.

COUNCILMAN LEVY: We will amend it so that they will have to come before the Board in that regard to.

VAN HEFFNER: As long as there is a Variance, then I think that would certainly probably meet the properties.

JUANITA WILSON: Does that mean that everybody individually would have to come before the Board and make applications?

COUNCILMAN LEVY: Yes, ma'am. We'd like each individual property. Each individual property, yes, ma'am. And that's basically what we're trying to do, since we are not getting the cooperation from some of the companies that -- some of the businesses downtown or the bus companies that will come down and park their busses and then go down the side streets. I'm sure some of the neighbors are here today. The ones I have been talking to week in -- day in and day out -- I shouldn't even say week in and week out, day, week out, who are having the problem of busses parking under the window of them and their tenants, taking care of -- you know, not being able to sleep and the gas and the noise and the fumes, it's just too much, and I don't blame them and I don't think it's fair. Yet, I'm not trying to say the bus business, of course, is very instrumental for successful -- a lot of our hotels, and I'm certainly not trying to penalize them.

VAN HEFFNER: That was our main concern.

COUNCILMAN LEVY: And I certainly know that.

VAN HEFFNER: The variance was not there when there's proper parking facilities, as well as accommodations where we could

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VAM HEFFNER: rapidly supply the necessary transportation.

COUNCILMAN LEVY: You do realize that we have set up a parking situation for --

VAN HEFFNER: Absolutely, and many of our hotels, many of the members, commented on that.

COUNCILMAN LEVY: They are and I really appreciate it.

VAN HEFFNER: And they are supportive of it.

COUNCILMAN LEVY: Yes. Is there anybody else that would like to address the Council, the committee?

BARNEY C. HALLIS: Yes. My name is Barney C. Hallis. I'm here representing Great Western Hotels and my address is 300 South 4th Street, Suite 1500.

COUNCILMAN LEVY: Where is the hotel that you represent, sir?

BARNEY C. HALLIS: That is located at 401 Casino Center Drive. You had indicated that your primary concern was obnoxious fumes and noise and disturbance and I feel that the proposed amendment before the Council at this time is overbroad for those purposes and I further feel that, in fact, there's maybe going to be some constitutional infirmities of some kind of prohibition of utilizing private property to this extent necessary to curtail these problems or alleged abuses by certain bus operators. I think an amendment addressed to that specific problem would be more beneficial to the business climate of Las Vegas, as well as being fair to the operators because the way you've stated it right now, each individual property is going to have to make application, go through the time, energy and expense of asking for a separate variance when it could be easily drafted in ordinance form as to the particular problems we have as maybe running the busses too long, or at inopportune hours.

COUNCILMAN LEVY: Sir, your hotel is one of the main reasons we are having this ordinance here today and their non-cooperation.

BARNEY C. HALLIS: My understanding is, we have attempted to appease all the residents who have been objecting to specific operators who are running their vehicles and there's really just one individual left that wasn't made happy at that particular residence that I'm sure you are aware of.

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COUNCILMAN LEVY: No, wrong. I received a call this morning again from a different individual than the first time.

BARNEY C. HALLIS: So that's my primary concern is that if this is a problem, the running of the busses at inopportune hours or disturbing the surrounding residents, why can't the specific ordinance be addressed to that specific problem as running busses at specific hours of the day or for specific lengths.

COUNCILMAN LEVY: What hours would you like -- what hours would you like the bus under your window?

BARNEY C. HALLIS: Well, if it's during the day, I don't think there's too much of a problem. I think the running of a bus without any unloading or disembarking, that probably could be the problem addressed.

COUNCILMAN LEVY: That's one of the problems addressed that's being done in your area.

BARNEY C. HALLIS: Well, I think they've tried to accommodate the -- I think this is going one step too far, is what I'm saying.

COUNCILMAN LEVY: Well, I thought when we had the ordinance drawn the last time, the last ordinance that we had, and to have this type of situation just a few weeks ago would have been sufficient, but it wasn't. And the continuation of trying to get around that ordinance causes us to be here today.

COUNCILMAN LURIE: May I ask you one question? If we were to establish what Van says where they could come in and apply for the permit, number one, would there be a fee? Number two, would there have to be notification of other property owners so that all of this could be put into the ordinance at such time as they apply for a variance.

COUNCILMAN LEVY: I would think the ones that are now existing and being used wouldn't have a fee, but they certainly would be notified by the surrounding neighbors and then after that period of time then, of course, we would -- anything new after say the first sixty days we would then go into a regular fee situation when they make the application.

COUNCILMAN LURIE: Most of the time when we charge a fee for a use permit or for a variance is because of the cost involved in the application so --

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COUNCILMAN LEVY: Because of the fact that this is coming in after I would think, Ron, that we would have to let these people have an opportunity to submit and there wouldn't be a fee.

COUNCILMAN LURIE: So basically the recommendation then would be for Van as --

COUNCILMAN LEVY: I have no problems with Van.

COUNCILMAN LURIE: Any property owner presently receiving busses that would like to apply for a variance to allow those busses to park on their property could do so.

COUNCILMAN LEVY: That's right. A variance, apply for a variance. Is there anybody else that would like to speak on this ordinance, for or against?

RON GRIFFIS Councilman.

COUNCILMAN LEVY: Yes, sir.

BOB GRIFFIS I would like to state one --

COUNCILMAN LEVY: Would you please state your name.

BOB GRIFFIS Bob Griffis, Rainbow Vegas Hotel.

COUNCILMAN LEVY: Thank you.

BOB GRIFFIS You made a broad statement, we were not cooperating with whom?

COUNCILMAN LEVY: With, yes, the neighbors. I certainly am still getting phone calls, Bob. I got one this morning from a woman who says she has lived in her home --

BOB GRIFFIS We only have one neighbor that I'm aware of. Daily we go over and talk to them.

COUNCILMAN LEVY: Well, the neighbors on the back side.

BOB GRIFFIS We just submitted a bus parking procedure with the neighbor, they're well aware of it. They called us at 8 o'clock last night. We had a bus that was running. We turned it off at 8 o'clock. This neighbor is a little hard to keep calm,

COUNCILMAN LEVY: But she would have been here today, except she's ill.

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COUNCILMAN LEVY: That isn't the only one.

BOB GRIFFIS: How can you regulate busses coming into Las Vegas by timeframes?

COUNCILMAN LEVY: What do you mean by timeframes?

BOB GRIFFIS: I think you will find most of the busses arrive in Las Vegas in the nighttime. How can you say a bus cannot come into your property after 8 o'clock at night or 9 o'clock at night?

COUNCILMAN LEVY: I don't think anybody is suggesting that.

BOB GRIFFIS: You referred to that.

COUNCILMAN LEVY: When?

BOB GRIFFIS: Just a few minutes ago.

COUNCILMAN LEVY: No, I didn't, he did. No, or somebody else down here did.

BARNEY C. HALLIS: I think the question that I raised, you asked what time --

COUNCILMAN LEVY: Well, I was just being sarcastic to your remarks, sir. What time would you want that to be under your window. I was being a little sarcastic there.

BOB GRIFFIS: I can assure you the Rainbow Vegas will cooperate 100% in any way that we can and we always have. Nobody has really called us up, to be honest with you. You haven't called us. You haven't contacted us one time. You stopped parking at our hotel 5 minutes to 5 on a Friday night. I don't think that's cooperation, is it? Is that cooperation?

COUNCILMAN LEVY: Doing what?

BOB GRIFFIS: You stopped our hotel parking at 5 o'clock on a Friday night.

COUNCILMAN LEVY: I stopped it? I'm not sure I understand you. Is there anybody else that would like to speak for or against this? Yes.

FRANK HEIDBE: I'm a resident at 414 South Casino Center.

COUNCILMAN LEVY: Would you please give us your name.

FRANK HEIDBE: My name is Frank Heidbe and these people that are saying that they have met with the requirements and that they've heard no complaints, they say a picture is worth a thousand words and I would like anybody to look at these

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FRANK HEIDBE: pictures and tell me that the Rainbow Vegas has been cooperating and I'd like them to tell me that they wouldn't mind this happening outside their window.

COUNCILMAN LURIE: Do you want to pass those down so we can see them?

FRANK HEIDBE: Sure. And it is a matter of 365 days a year that we have to hear the busses coming in and out of their parking lot like a terminal. Now it only just started when the other ordinance was passed to take them off the street which the other ordinance did. It did take the busses off the street and it put it right under our window. The lady underneath me, she could never come to this meeting. She has very serious medical problems and she's constantly complaining about the fumes. Now, with the busses parked where they are, coming through her air conditioning into her home and I can't see how anybody could say that "okay, fine, let's make a certain time, let's make a certain place for these busses to come." Is it okay at 2 o'clock in the morning to get fumes through your air conditioner? I just see it as totally unacceptable.

COUNCILMAN LEVY: You're across the street?

FRANK HEIDBE: Yes. And to hear someone say from the Rainbow Vegas that they have cooperated and that there is only one person left who hasn't been appeased, that's just a total untruth. There's no truth to that.

JIM MILLER: Councilmen, I'm the General Manager for the company that operates the Rainbow Vegas.

COUNCILMAN LEVY: And what is your name, sir?

JIM MILLER: Miller.

COUNCILMAN LEVY: Miller.

JIM MILLER: We are getting a permit to pave the lot at Casino Center and Clark Streets at the September 12th meeting. This will take the power of the busses away from the parking lot next to Casino Center Apartments. That parking lot is next there is the parking lot that was used with the construction crews for the jail that is on the corner and they certainly made a lot more noise and a lot more confusion than we have. As Mr. Griffis said, Casino Center is the only apartment neighbor we

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JIM MILLER: -

have. The corner of Casino Center and Clark Street on the southwest and southeast corners are substandard housing. Colwell Banker has them up for sale. If they are sold, they will certainly be commercial properties going there rather than residential. UNLV owns the northwest corner of Casino Center and Clark. They certainly aren't going to put residential property there. The people from the jail, administrators there, tell me that they are going to try and expand the jail area across the street, across Lewis Street. They already own the property on the corner of First and Lewis, which they are using for truck parking now. I don't know, will they try a Golden Nugget and come across Carson Street -- as Golden Nugget did across Carson Street -- put the jail across Lewis Street. To mention the Golden Nugget, they are now -- when they come across Carson Street will be one block from the Rainbow Vegas. The next is the Clark County Parking Garage. The next is the jail. That whole area is becoming more and more commercial and where it isn't becoming commercial it is depreciating. I have pictures here of the corner of 3rd and Clark where County employees are parking twenty or thirty cars on a dirt lot all the time. There are burned out buildings on two of the corners. There are shacks and closed up buildings behind the attorney's office. We would hope to think that coming down 3rd Street, coming down Casino Center, it would be the same type of properties that are coming down 4th Street now.

COUNCILMAN LEVY:

They are. That burned down shack will be -- supposed to be starting construction in mid-September.

JIM MILLER:

There is a big sign at 3rd and Clark for a multi-story office building going in there, so it probably is a matter of time before we are surrounded by office buildings. I know that we have been approached by realtors for the area from 3rd Street, along from Lewis to Clark on 3rd Street on the west side of the street where Chicago Title was, where Mr. Pike has two parking lots. Kay's building has a parking lot. They would like to put a full development in there, hopefully. I don't know what it would be, but it would be a large one. We have contacted many people at Casino Center. They have pool privileges at the Rainbow Vegas. Many of them use it free. We have passed out the usual hamburger or hot dog and soft drink. They come over and use our coffee shop. We think -- we've just spent \$800,000 on the Rainbow Vegas trying to make it a nicer looking building and a nicer place and many of the tenants, obviously not all, but many of the tenants from the apartment house come over and use our facilities.

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COUNCILMAN LEVY: You know, this is the speech that you will be giving us when you come in for your variance, if this ordinance passes.

JIM MILLER: Well, at least we'll be taking -- well, alright, the variance, but normally we come in for our zoning approval change for the parking lot on the south end of the building, which will take the busses away from Casino Center Apartments.

COUNCILMAN LEVY: So you look at it. Is there anybody else that would like to speak for or against?

JUANITA WILSON: I would just like to ask you a question.

COUNCILMAN LEVY: If you'll give us your name and address, ma'am.

JUANITA WILSON: My name is Juanita Wilson and I own the Koala Motel on Casino Center, 520 South. The only thing that I'm concerned about is naturally I have a small property so I only have one bus to contend with. I have already lost a bus contract of drivers. They are now after the King 8 because they had to park in the streets and there was no parking. The thing that does concern me is in the future when you're considering asking the neighbors if I park a bus on my property, it's pretty restricted, and I'm just wondering what type of input you're going to get from minding your neighbors.

COUNCILMAN LEVY: I don't quite follow.

JUANITA WILSON: Are they going to be able to tell me that I can't park a bus on my property?

COUNCILMAN LEVY: The neighbors?

JUANITA WILSON: The neighbors.

COUNCILMAN LEVY: No, but I imagine this Council might.

JUANITA WILSON: Well, you know, it's quite serious and I'd like to, you know, get a little bit more information about what you're going to ask the neighbors in the future.

COUNCILMAN LEVY: I'm not going to ask them; they're going to be telling me, ma'am. I think one of the ideas of what we're trying to accomplish is if you've got a bus and they come in and unload at your place and the bus moves on, we have no problem with that. The problem is that they do not.

TRANSCRIPT - RECOMMENDING COMMITTEE MEETING - CITY OF LAS VEGAS - 4:00 P.M.
MONDAY, AUGUST 19, 1985, CITY MANAGER'S CONFERENCE ROOM, CITY HALL. ITEM H. 0156
BILL NO. 85-39 - AMENDS ORDINANCE NO. 3173 TO PROHIBIT PARKING OF TOUR BUSES ON
PRIVATE PROPERTY. PAGE 10

JUANITA WILSON: I know, but I have to provide a parking facility for that bus. The only way --

COUNCILMAN LEVY: No you don't. You know where it can go?

JUANITA WILSON: Yes, but you see, I -- I mean, I don't know if you are aware of the fact that what happens in Cashman when you put a bus in Cashman. I mean, a lot of these busses come on turnarounds. Do you understand that? They have twenty or twenty-four hour turnarounds, and the bus driver, he takes a whole group of forty-six people, he takes them to the Tropicana or he takes them to the Flamingo or downtown to the Four Queens. Inbetween time the guy has got to park that bus at Cashman, get a cab back to town, go back and get the bus again, and get his people. He is going to do four times turnaround to park at Cashman? You see, they, I mean, I can only tell you when I was -- the bus driver beefed to me last week. He said, "I can't afford it." He said, "Maybe I'm going to look somewhere else." He said, "I think I'll take my busses to Laughlin or take them somewhere else" because he said, "this is not right. I can't do five to twenty-five dollars for a cab to start with. I'm pooped and I can't do it."

COUNCILMAN LEVY: Well, maybe you could run them over there.

JUANITA WILSON: Pardon?

COUNCILMAN LEVY: Never mind.

JUANITA WILSON: That's not very nice.

COUNCILMAN LEVY: What ma'am, for you to take them over there?

JUANITA WILSON: Pardon?

COUNCILMAN LEVY: Could you take them over to the -- pick them up at the Cashman Field?

JUANITA WILSON: I don't have that type of money. This is just a small fifty unit motel.

COUNCILMAN LEVY: What kind of money?

JUANITA WILSON: Well, I can't afford twenty-five dollars every time the bus comes to town to take the driver there and back; I mean, I'm a mom and dad operation.

COUNCILMAN LEVY: I appreciate that. Anybody else like to make a

TRANSCRIPT - RECOMMENDING COMMITTEE MEETING - CITY OF LAS VEGAS - 4:00 P.M.
MONDAY, AUGUST 19, 1985, CITY MANAGER'S CONFERENCE ROOM, CITY HALL. ITEM-H. 0157
BILL NO. 85-39 - AMENDS ORDINANCE NO. 3173 TO PROHIBIT PARKING OF TOUR BUSES ON
PRIVATE PROPERTY. PAGE 11

COUNCILMAN LEVY: comment?

JIM MILLER: Councilman Levy.

COUNCILMAN LEVY: Yes.

JIM MILLER: Bus business is very competitive, so I mean, it's really competitive. For a small property, we struggle day in and day out. To tell a tour company that they can come to our hotel, the tour guest overnight, they must move their transportation to a different area. It's very unfair to that tour company. In fact, many of the companies we deal with are the bottom of the economy. They deal in nickels and dimes as far as making a profit. I'm sure with a lot of our operators that we deal with, if we were to tell them that they would have to depart from the hotel with their bus, 90% of the bookings would be out at the Ramada, King 8, any place in the county that they could take them. Now when I say they go out to the county, we do not have a large percentage. The people who come to our property go downtown. In other words, we're not ashamed to say that we furnish probably several thousand guests to the downtown locations because they don't gamble with us. We aren't a big casino, so this would in effect hurt many of the casinos downtown to some effect because if they aren't there and they're in the Strip area, they're going to go to the Strip, but to know how competitive this is, I just wish you could spend a day with me trying to sell bus companies coming into our property. I can tell you for sure that many times it's a difference of 50¢ a room and you lose them. They are that tight. They fight this nickel and dime. It's just unbelievable, so I can definitely say without any qualms whatsoever that to force us into this type of action you're going to put us in real real bad straits. There's no doubt in my mind. Now, if this is what you're trying to do, or what the City Council is trying to promote, less tourism downtown, this is a good bill for you. The ordinance is good. Your City ordinance is very good because it takes away turnaround busses. We are not a turnaround property. We are an overnight property. People come in, they stay at our rooms, they get up and leave the next day. They don't run in and out, in and out. Your ordinance took care of the turnarounds, which is very good, but I can assure you it will affect us, no doubt whatsoever.

COUNCILMAN LEVY: Does anybody else like to make a comment?

TRANSCRIPT - RECOMMENDING COMMITTEE MEETING - CITY OF LAS VEGAS - 4:00 P.M.
MONDAY, AUGUST 19, 1985, CITY MANAGER'S CONFERENCE ROOM, CITY HALL. ITEM H.
BILL NO. 85-39 - AMENDS ORDINANCE NO. 3173 TO PROHIBIT PARKING OF TOUR BUSES ON
PRIVATE PROPERTY.

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CONCERNED CITIZEN:

I would just like to address the disgruntled resident. I appreciate his concerns but I think this amendment, I mean, this ordinance, will not alleviate the fumes and noise because the busses coming and going will continue. If we have an ordinance addressing the problem of standing with the ignitions on, then that would address the problem of additional fumes, but there's going to be a certain amount of commotion surrounding these properties that this bill, or any bill, will be unable to stop and that's the problem. If that's going to be a problem, that's just something that when you have the residential in the commercial areas and that's just a problem of zoning. That's just a problem that's not going to be remedied by this ordinance, although I think, you know, the intent behind it may be noble, but I don't think that it is well thought out, Councilmen. I don't think it's going to be effective, is what I'm saying.

COUNCILMAN LEVY:

The last one sure wasn't.

NORM SEMMLER:

Councilmen, my name is Norm Semmler. I'm the manager of Rainbow Vegas. I've lived in this town twenty-nine years. I've worked for major Strip properties. I've been with Great Western Hotels sixteen months. Let me assure you from the bottom of my heart that the bus overnight business is our lifeblood.

COUNCILMAN LEVY:

I understand.

NORM SEMMLER:

It is our lifeblood, sir. If we lose that business, it will be a disaster for our property, for our employees, and one thing Mr. Griffis did mention that is very true, we furnish customers to Fremont Street. We do not have dice tables, twenty-one tables, wheels, we have slot machines. People hit our front door, they go to their rooms, they come downstairs, maybe they get a sandwich, but most of them head down to Fremont Street. We get spinoff. We don't buy bus business. We don't do the things that many properties do, and that is, pay so much a head to have the people stop at Rainbow Vegas. We're in the room business and it will devastate us, and I mean that from the bottom of my heart.

COUNCILMAN LEVY:

But we're not trying to stop your bus business.

TRANSCRIPT - RECOMMENDING COMMITTEE MEETING - CITY OF LAS VEGAS - 4:00 P.M. 0159
MONDAY, AUGUST 19, 1985, CITY MANAGER'S CONFERENCE ROOM, CITY HALL. ITEM H.
BILL NO. 85-39 - AMENDS ORDINANCE NO. 3173 TO PROHIBIT PARKING OF TOUR BUSES ON
PRIVATE PROPERTY. PAGE 13

NORM SEMMLER: Well, you're going a long way towards doing it, sir.

COUNCILMAN LEVY: Yes, ma'am.

DOREEN STILLMAN: My name is Doreen Stillman. I'm with the Mini-Price Inns. You mentioned a variance. I should also say that it will greatly affect our business if this goes through, too. If we can get a variance, that's fine. What would preclude a hotel from getting a variance if we applied for one?

COUNCILMAN LEVY: I would think, but I'm not speaking for the Council, of course, you know, they all have their own reasons; one, of course, would be the situation of the neighbors, and the courtesy and the problems that they're having.

COUNCILMAN LURIE: Your property doesn't have a problem. The way you park your busses behind the Mini-Price on the parking lot where Palace Station is. Where there's a problem is where a hotel property interferes with a residential area, is where the problem is. That's what we're trying to address here. The majority of the properties said they have no problem at all. We can work out the problem that's being discussed with the Great Western. I think that will eliminate many of the objections that we have here before us today.

COUNCILMAN LEVY: I know that -- I've talked to some of the hotels. I see Mr. Pullian is here from the Nevada, and that would, of course, park in the railroad property across the street. I, you know, it's certainly not a -- That type of situation and I think that applies to yours also. Is there anybody else that would like to make a comment? We will call this closed and I guess, Ron, that we will recommend to them with the amendments that we have, if you agree with me, that that'll be the recommendation to the full board, which will be September 4. September 4, the first Wednesday in September, will be the full Council. We will get to those who like, a copy of the amendment, and being able to review the ordinance as presented to the full Council. Thank you all for coming and appreciate all your comments, particularly the Rainbow Vegas. I know your problem. We'll certainly work, maybe we can work towards a satisfactory situation in the future. Thanks.

COUNCILMAN LURIE: Thank you.

END OF DISCUSSION

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

ITEM

Council Action

Department Action

VI. REPORTS FROM RECOMMENDING COMMITTEES (Cont'd)

- C. BILL NO. 85-34 - REGULATES AND RESTRICTS THE TRANSPORTATION OF HAZARDOUS MATERIAL WITHIN THE CITY OF LAS VEGAS.

Committee: Councilmen Lurie and Bunker

First Publication: None

Committee Recommendation:

Referred back to Recommending Committee meeting on 9/3/85 to review bill after it is amended by the City Attorney's office.

Recommendation noted

9/3/85 Recommending Committee meeting

NOTE: A verbatim transcript made a part of the final minutes.

- D. BILL NO. 85-35 - ANNEXATION NO. A-5-85(A), PROPERTY LOCATED ON THE NORTHWEST CORNER OF JONES BOULEVARD AND SMOKE RANCH ROAD; PETITIONED BY: SMOKE RANCH - JONES PARTNERSHIP "A" ET AL; ACREAGE: APPROXIMATELY 4.90 ACRES; ZONED: R-E (COUNTY CLASSIFICATION) N-U (CITY EQUIVALENT).

Committee: Councilmen Lurie and Levy

First Publication: SUN - 8/22/85

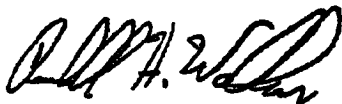
Committee Recommendation:

Adoption at 9/4/85 City Council meeting.

Recommendation noted

9/4/85 Agenda

APPROVED AGENDA ITEM



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

ITEM

Council Action

Department Action

VI. REPORTS FROM RECOMMENDING COMMITTEES (Cont'd)

- E. BILL NO. 85-36 - PROVIDES FOR THE OATH OF OFFICE FOR APPOINTIVE BOARDS, COMMISSIONS AND COMMITTEES.

Committee: Councilmen Lurie and Levy

First Publication: SUN - 8/22/85

Committee Recommendation:

Adoption at 9/4/85 City Council meeting.

Recommendation
noted

9/4/85 Agenda

- F. BILL NO. 85-37 - PROHIBITS DOOR-TO-DOOR SOLICITATIONS BY MINORS UNDER 10. REQUIRES THAT MINORS UNDER 16 OBTAIN APPROVAL TO WORK, RECEIVE ADEQUATE ADULT SUPERVISION AND WORK ONLY DURING SPECIFIED HOURS. EXEMPTS CERTAIN NEWSPAPER AND MAGAZINE-RELATED SOLICITATIONS AND CERTAIN CHARITABLE SOLICITATIONS.(2nd Amend)

Committee: Councilmen Lurie and Levy

First Publication: SUN - 8/22/85

Committee Recommendation:

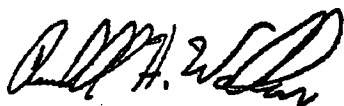
Adoption at 9/4/85 City Council meeting
as per Second Amendment.

Recommendation
noted

9/4/85 Agenda

NOTE: A verbatim transcript made a part of the final minutes.

APPROVED AGENDA ITEM



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

ITEM

Council Action

Department Action

VI. REPORTS FROM RECOMMENDING COMMITTEES (Cont'd)

- G. BILL NO. 85-38 - INCREASES CIVIL FINE FOR HANDICAPPED PARKING VIOLATIONS FROM \$25 TO \$100; PROVIDES THAT PENALTIES OF FIVE TIMES THE ORIGINAL FINE SHALL NOT BE ASSESSED AGAINST HANDICAPPED PARKING VIOLATIONS.

Committee: Councilmen Lurie and Levy

First Publication: SUN - 8/22/85

Committee Recommendation:

Adoption at 9/4/85 City Council meeting.

Recommendation
noted

9/4/85 Agenda

- H. BILL NO. 85-39 - AMENDS ORDINANCE NO. 3173 TO PROHIBIT PARKING OF TOUR BUSES ON PRIVATE PROPERTY.

Committee: Councilman Levy and Lurie

First Publication: SUN - 8/10/85

Committee Recommendation:

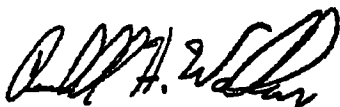
Adoption at 9/4/85 City Council meeting.

Recommendation
noted

9/4/85 Agenda

NOTE: A verbatim transcript made a part of the final minutes.

APPROVED AGENDA ITEM



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

ITEM

Council Action

Department Action

VI. REPORTS FROM RECOMMENDING COMMITTEES (Cont'd)

I. BILL NO. Z-85-1 - AMENDS THE LAND USE PLAN
MAP OF THE CITY OF LAS VEGAS BY CHANGING
VARIOUS ZONE DESIGNATIONS.

Committee: Councilmen Lurie and Levy

First Publication: SUN - 8/22/85

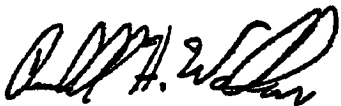
Committee Recommendation:

Adoption at 9/4/85 City Council meeting.

Recommendation
noted

9/4/85 Agenda

APPROVED AGENDA ITEM



August 21, 1985

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AGENDA*City of Las Vegas*

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

ITEM

Council Action

Department Action

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

1110
&
400

A. Bill No. 85-40 -- Amends LVMC 2.46.010 by changing the reference to the Director of the Senior Citizens Center to the Director of the Department of Parks, Recreation and Senior Citizen Activities or his designee.

Sponsored by: Councilman Ron Lurie

First Reading
and referred -
Councilmen Lurie
and Bunker

9/3/85 Recommending
Committee meeting

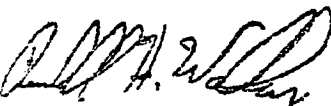
MORNING SESSION RECESSED AT 11:15 A.M.

AGENDA*City of Las Vegas*

August 21, 1985

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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		
1401 & 435 to 448 A. V-8-85 - REVIEW requested by the CITY COUNCIL of the action of the Board of Zoning Adjustment in APPROVING the application of RICHARD M. THORNTON, ET AL., on BEHALF OF LAS VEGAS SUZUKI for a Review of Condition to allow the outside display of recreational vehicles on property generally located at 860 South Valley View Boulevard in Zoning District C-1. Board of Zoning Adjustment voted (3-1) to recommend APPROVAL, subject to the following condition. 1. The display area shall be limited to an area immediately in front of the building and not within the existing parking lot. Staff recommendation: DENIAL PROTESTS: 0	Bunker - Motion to DENY application ended in a TIED VOTE. (Briere excused) NOTE: A verbatim transcript made part of Final Minutes.	9/18/85 Agenda Mike Hughes appeared No one appeared in opposition
APPROVED AGENDA ITEM		
		

MEETING RECESSED FOR FIVE MINUTES

CITY COUNCIL MINUTES - AUGUST 21, 1985

TO: The City Council
 RE: Public Hearing Agenda Item
 August 21, 1985 City Council Agenda

IX.

0166

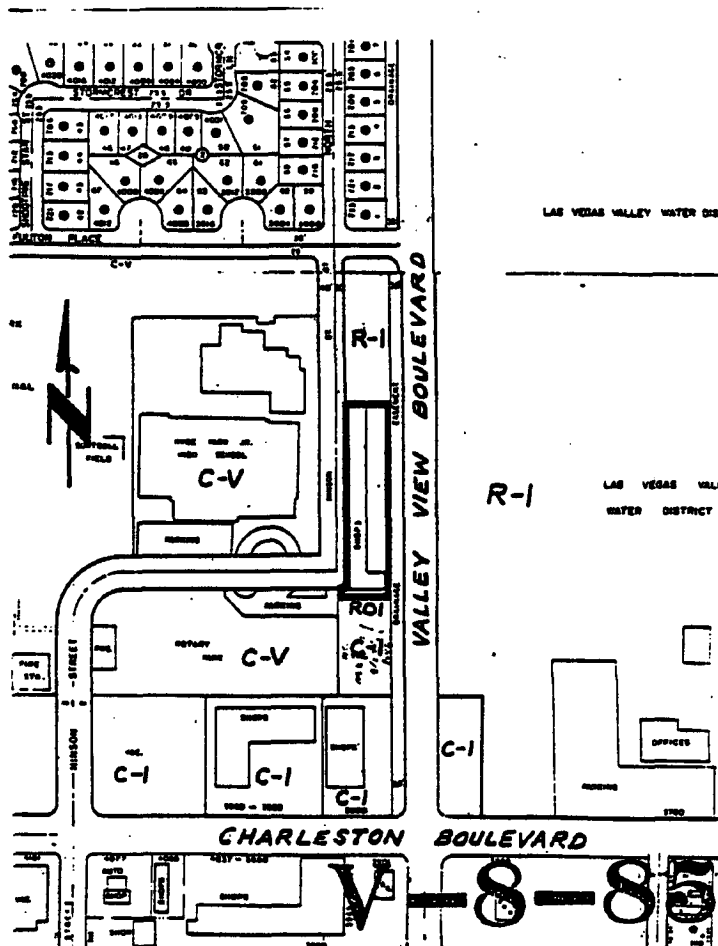
A. V-8-85 - RICHARD M. THORNTON ET AL

This item involves a review that was requested by Councilman Bunker to the action of the Board of Zoning Adjustment in approving a Review of Condition to allow the outside display of recreational vehicles at 860 South Valley View Boulevard in a C-1 zone. The variance allowed the Suzuki dealership of various types of recreational vehicles in a C-1 zone where the ordinance requires a C-2 or higher zoning classification for this use. A condition was imposed on the variance that prohibited the outside storage, display or parts on the premises. The applicant feels it is necessary to have approximately 6 of the vehicles on display in front of his business to assist in the sale of this merchandise. The items on display are 3 and 4 wheel recreation vehicles which generally do not exceed an engine size of 250 cc.

Board of Zoning Adjustment recommendation: APPROVAL--compatible based on the small size and number of vehicles to be displayed.

Staff recommendation: DENIAL--all displaying activities should be conducted in an enclosed building in the C-1 zone.

Protests: 0

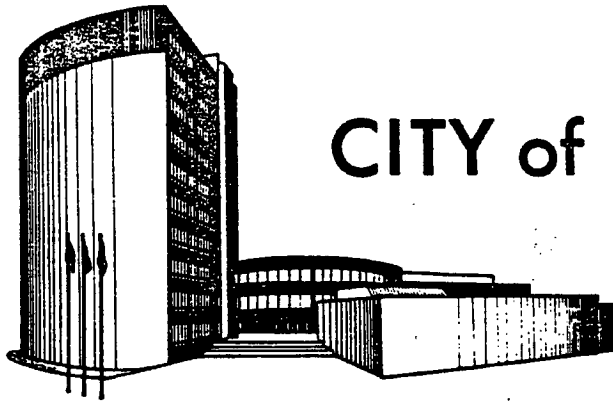


MAYOR BILL BRIARE

COUNCILMEN
RON LURIE
AL LEVY
BOB NOLEN
W. WAYNE BUNKER

CITY ATTORNEY
GEORGE F. OGILVIE

CITY MANAGER
ASHLEY HALL



CITY of LAS VEGAS⁰¹⁶⁷

NOTICE OF PUBLIC HEARING

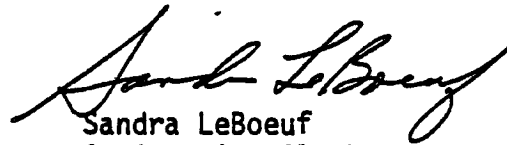
AUGUST 21, 1985

NOTICE IS HEREBY GIVEN THAT on Wednesday, August 21, 1985, at the hour of 2:00 P.M., in the Council Chambers of City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, the City Council will consider the following:

V-8-85 REVIEW requested by the City Council of the action of the Board of Zoning Adjustment in APPROVING the application of RICHARD M. THORNTON, ET AL., ON BEHALF OF LAS VEGAS SUZUKI for a Review of Condition to allow the outside display of recreational vehicles on property generally located at 860 South Valley View Boulevard in Zoning District C-1.

THE ABOVE PROPERTY IS LEGALLY DESCRIBED AS A
PORTION OF THE SOUTHEAST QUARTER (SE¼) OF SECTION
31, TOWNSHIP 20 SOUTH, RANGE 61 EAST, M.D.B.&M.

ANY AND ALL INTERESTED PERSONS may appear and be heard at said meeting or, prior thereto, may file written objections thereto or approvals thereof with the City Clerk, 10th Floor, City Hall.


Sandra LeBoeuf
Acting City Clerk



TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 21, 1985 - 2:00 P.M. - PAGE 0168
IX. PUBLIC HEARINGS. ITEM A. V-8-85. REVIEW REQUESTED BY THE CITY COUNCIL OF
THE ACTION OF THE BOARD OF ZONING ADJUSTMENT IN APPROVING THE APPLICATION OF RICHARD
M. THORNTON, ET AL., ON BEHALF OF LAS VEGAS SUZUKI FOR A REVIEW OF CONDITION TO ALLOW
THE OUTSIDE DISPLAY OF RECREATIONAL VEHICLES ON PROPERTY GENERALLY LOCATED AT 860
SOUTH VALLEY VIEW BOULEVARD IN ZONING DISTRICT C-1.

MAYOR PRO-TEM LURIE: Public Hearings, Item A is V-8-85. Review requested by the City Council in the action of the Board of Zoning Adjustment in approving the application of Richard M. Thornton, Et Al, on behalf of Las Vegas Suzuki for a review of condition to allow outside display of recreational vehicles on property generally located at 860 South Valley View Boulevard in Zoning District C-1. This is a public hearing. It is now open. Is the applicant present? (No response) Was the applicant notified of the public hearing?

CITY CLERK CAROL ANN
HAWLEY:

.Yes.

MAYOR PRO-TEM LURIE: Is there anyone in the audience to protest at this time the request? Let the record show there was no one here to protest. We'll have discussion by the Board.

COUNCILMAN BUNKER: I asked that this matter be placed back on the agenda and if you want to hear it today or if you want to hold it over until the applicant is here, it really doesn't matter to me. I have strong feelings about it and we can discuss it today.

COUNCILMAN LEVY: I think it should be discussed in front of him.

MAYOR PRO-TEM LURIE: I think we should discuss it, too. We'll go on to the next item in case the applicant's late in getting here, even though the time certain was set. We'll go to -- we'll leave that public hearing open at this time until the applicant -- if he doesn't show, then we'll hold it over until the next meeting, Harold.

MAYOR PRO-TEM LURIE: We'll go back to the public hearings, page 28, V-8-85. This is for Richard M. Thornton on behalf of Las Vegas Suzuki for a review of condition to allow outside display of recreational vehicles. We held this --

COUNCILMAN LEVY: Are they here?

MAYOR PRO-TEM LURIE: They're here now. The Board of Zoning Adjustment

TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 21, 1985 - 2:00 P.M. - PAGE 0169
IX. PUBLIC HEARINGS. ITEM A. V-8-85. REVIEW REQUESTED BY THE CITY COUNCIL OF
THE ACTION OF THE BOARD OF ZONING ADJUSTMENT IN APPROVING THE APPLICATION OF RICHARD
M. THORNTON, ET AL., ON BEHALF OF LAS VEGAS SUZUKI FOR A REVIEW OF CONDITION TO ALLOW
THE OUTSIDE DISPLAY OF RECREATIONAL VEHICLES ON PROPERTY GENERALLY LOCATED AT 860
SOUTH VALLEY VIEW BOULEVARD IN ZONING DISTRICT C-1.

MAYOR PRO-TEM LURIE: voted approval 3 to 1 and staff's recommendation was
for denial. We did hold this because we thought maybe
you might have forgot about our meeting today, Mike.
We'll now open the public hearing again, and would you
state your name and address for the record.

MIKE HUGHES: My name is Mike Hughes. My address is 7209 William
Anders, Las Vegas.

COUNCILMAN LEVY: When you opened your facility, Mr. Hughes, weren't you
aware that you were not to allow -- the one part of the
zoning or the approval to your facility that you would
not have outside display of cycles?

MIKE HUGHES: Yes, it was.

COUNCILMAN LEVY: Now you're asking for a motion to -- now you're asking
for a change.

COUNCILMAN BUNKER: Let me ask another question. Did you always abide by
that limitation?

MIKE HUGHES: At first I didn't, but then I did, and then I went back
and filed to have that reheard.

COUNCILMAN LEVY: Are you storing outside -- are you displaying now outside?

MIKE HUGHES: Yes, I am.

COUNCILMAN LEVY: You don't a permit.

MIKE HUGHES: Pardon me?

COUNCILMAN LEVY: You don't have permission to be doing that now.

MIKE HUGHES: I got notice from the Planning Commission that it had
been approved by them.

COUNCILMAN LEVY: At the Planning Commission.

MIKE HUGHES: Yes.

COUNCILMAN LEVY: As a recommendation to us.

COUNCILMAN BUNKER: No. I requested a review.

COUNCILMAN NOLEN: That was BZA.

COUNCILMAN LEVY: That was not the final approval.

TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 21, 1985 - 2:00 P.M. - PAGE 3
IX. PUBLIC HEARINGS. ITEM A. V-8-85. REVIEW REQUESTED BY THE CITY COUNCIL OF
THE ACTION OF THE BOARD OF ZONING ADJUSTMENT IN APPROVING THE APPLICATION OF RICHARD
M. THORNTON, ET AL., ON BEHALF OF LAS VEGAS SUZUKI FOR A REVIEW OF CONDITION TO ALLOW
THE OUTSIDE DISPLAY OF RECREATIONAL VEHICLES ON PROPERTY GENERALLY LOCATED AT 860
SOUTH VALLEY VIEW BOULEVARD IN ZONING DISTRICT C-1.

MAYOR PRO-TEM LURIE:

Actually, the BZA is final, unless within a certain amount of time, fourteen days, I think, one of us or somebody, a private citizen, files a protest and then asks for it to come before us and Councilman Bunker did ask during that timeframe to review it.

COUNCILMAN BUNKER:

I noticed right after we approved your license with a limitation that you began to display cycles out front and I had thought that we did make it quite clear that when you were here that we explained that you -- really, this type of business really ought to be in a C-2 zone, but that if you wanted to -- and so you were here for a variance to place the business in a C-1 zone, instead of a C-2. You understand, you really should be in a C-2, but we gave you a variance to put the business itself in a C-1 zone, but one of the conditions on that was that if you accepted it that way that you would accept other conditions of C-1 that you don't display merchandise, that you would have to be. I pointed that out, as I remember it, at the beginning, that I thought your business really should be in a C-2 zone so you could display and we put the limitation on it and then within a week or two after you opened you were displaying vehicles in front of the building. And I think that to permit this variance to display goes contrary to what my understanding the Council has been working on recently and that is to prohibit the display of merchandise in front of buildings.

COUNCILMAN LEVY:

Particularly since we did not approve it.

COUNCILMAN BUNKER:

Yes. Particularly since it was not approved. But my point is, there's a furniture store at the other end of your shopping center. I'm sure that we wouldn't want them to display furniture. There's a gun shop and a doll shop and there's a lot of other shops that have merchandise. Now, I really appreciate the fact that I think it would be better for you to display, but I have to come back to the same counsel that we gave you before that that business really ought to be in a C-2 zone, not a C-1 zone, but we were gracious enough to give you the variance to put it in a C-2 zone, but to restrict it to the display. I think I personally have to oppose it. I drive that street constantly and it doesn't look good, really. I suppose that you haven't any, that you haven't had any trouble with the sound. I know Mr. Lurie had a problem with that from the beginning that you agreed that you would keep all of the back doors closed when

TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 21, 1985 - 2:00 P.M. - PAGE 4
IX. PUBLIC HEARINGS. ITEM A. V-8-85. REVIEW REQUESTED BY THE CITY COUNCIL OF
THE ACTION OF THE BOARD OF ZONING ADJUSTMENT IN APPROVING THE APPLICATION OF RICHARD
M. THORNTON, ET AL., ON BEHALF OF LAS VEGAS SUZUKI FOR A REVIEW OF CONDITION TO ALLOW
THE OUTSIDE DISPLAY OF RECREATIONAL VEHICLES ON PROPERTY GENERALLY LOCATED AT 860
SOUTH VALLEY VIEW BOULEVARD IN ZONING DISTRICT C-1.

COUNCILMAN BUNKER: you were working on motors. I had no complaints about that limitation.

MIKE HUGHES: We put in exhaust fans and vents and everything that we hook up the bikes to when we start them in the back.

COUNCILMAN BUNKER: And you keep the door closed so that the neighbors don't hear the sound.

MIKE HUGHES: Right.

COUNCILMAN BUNKER: I just had a problem -- I just don't know that I changed my opinion from the first time.

MIKE HUGHES: The only thing that I'm asking now is that not twenty or fifty bikes, but, say, eight or ten displayed.

COUNCILMAN BUNKER: Well, this says six, so I don't know where we are.

COUNCILMAN LEVY: Sir, weren't you -- didn't you agree not to?

COUNCILMAN NOLEN: There are a lot of things being said here that it was agreed not to. I pulled the minutes on this and most of the conversation was outside storage of vehicles waiting repair and outside storage of used vehicles. That was the -- 90% of the conversation. There was almost no discussion about display.

COUNCILMAN BUNKER: My backup here says "outside storage, display or parts."

COUNCILMAN NOLEN: I reviewed the minutes totally and completely.

COUNCILMAN BUNKER: Well, I don't know why staff put "display" in here.

MIKE HUGHES: There was some confusion on that and we did discuss it at length about storage of repaired vehicles and I don't know whether it was Councilman Bunker, but one of the members of the Board suggested that they didn't want it to look like Silver State Yamaha with a large storage lot out back and repaired vehicles being parked around the building waiting for repair, so there was some confusion about that.

COUNCILMAN LEVY: You didn't know -- you didn't know what day he was in here?

COUNCILMAN BUNKER: It wasn't confusing in my mind.

COUNCILMAN LEVY: That you were not allowed to put new units out front?

TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 21, 1985 - 2:00 P.M. - PAGE 5172
IX. PUBLIC HEARINGS. ITEM A. V-8-85. REVIEW REQUESTED BY THE CITY COUNCIL OF
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COUNCILMAN LEVY: You didn't understand that?

MIKE HUGHES: I wasn't totally aware of that, no.

MAYOR PRO-TEM LURIE: What you're talking about --

MIKE HUGHES: Then I was told later. I pulled the bikes back inside and then I filed for rehearing on it.

COUNCILMAN BUNKER: Who told you later? Was it Business, License Division?

MIKE HUGHES: Business License.

COUNCILMAN BUNKER: I wonder if they discovered that on their own. I intended to call it to their attention, but I never did, that you were displaying. They must have found out some other way because I got busy and forgot it.

MIKE HUGHES: I think I told them that.

CITY CLERK CAROL ANN HAWLEY: They receive a copy after the meeting -- I send a letter out and they get copied with that.

COUNCILMAN LEVY: No.

COUNCILMAN BUNKER: No. No.

MAYOR PRO-TEM LURIE: He is asking about the Business License Department going out to check it out. These bikes you put out front, or you had out front, these are new, not used?

MIKE HUGHES: Yes, that's true and they're not motorcycles, they're four-wheelers. They are recreational type.

COUNCILMAN LEVY: The wider ones.

COUNCILMAN BUNKER: Three wheels, four wheels.

MIKE HUGHES: No three wheelers, all four wheelers.

COUNCILMAN BUNKER: It's almost like a car, a small car.

MIKE HUGHES: Right.

MAYOR PRO-TEM LURIE: How much -- I haven't seen it, so I don't know. I know what they look like, but how wide is it? Do you have some pictures there?

MIKE HUGHES: I have some photographs, yes, Mr. Lurie.

TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 21, 1985 - 2:00 P.M. - PAGE 0173
IX. PUBLIC HEARINGS. ITEM A. V-8-85. REVIEW REQUESTED BY THE CITY COUNCIL OF
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SOUTH VALLEY VIEW BOULEVARD IN ZONING DISTRICT C-1.

MAYOR PRO-TEM LURIE: Oh, these are other shops.

MIKE HUGHES: Mine are in there, also.

COUNCILMAN NOLEN: Look at this, this is on the sidewalk.

COUNCILMAN BUNKER: Well, those ought to be C-2 then. If they're C-2's, then it's permitted, is it not? So we need to know the zoning on those others.

MAYOR PRO-TEM LURIE: Mike, where do people park? If these are parked out front, where --

COUNCILMAN BUNKER: They have to park facing east.

MAYOR PRO-TEM LURIE: Are these parking spaces where these --

MIKE HUGHES: No, they are not.

COUNCILMAN BUNKER: But they could be.

MIKE HUGHES: It would be very difficult for them to be on the incline that the parking lot is on.

COUNCILMAN NOLEN: He's got a hill.

COUNCILMAN LEVY: That's the parking lot.

COUNCILMAN NOLEN: No. The parking is back here.

MIKE HUGHES: The parking is next to the street in front of the building on the opposite end.

COUNCILMAN BUNKER: I've just been handed a transcript here which says, quoting Michael Hughes -- who is Michael Hughes?

MAYOR PRO-TEM LURIE: This is Michael Hughes. That's Mike.

COUNCILMAN BUNKER: Oh, I'm sorry. This is what you stated: "But the showroom display and everything would be inside the building. The showroom display and everything would be inside the building."

COUNCILMAN LEVY: Now that's pretty clear.

COUNCILMAN BUNKER: What you really needed at the time was C-2 zoning so you could lay them out and I --

MAYOR PRO-TEM LURIE: That's why he's coming in asking for the variance.

TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 21, 1985 - 2:00 P.M. - PAGE 7 0174
IX. PUBLIC HEARINGS. ITEM A. V-8-85. REVIEW REQUESTED BY THE CITY COUNCIL OF
THE ACTION OF THE BOARD OF ZONING ADJUSTMENT IN APPROVING THE APPLICATION OF RICHARD
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MAYOR PRO-TEM LURIE: so they can display. Is there anything else you want to add, Mike, to the application, I mean, to what you've already said?

MIKE HUGHES: No, I don't believe so.

MAYOR PRO-TEM LURIE: We'll close the public hearing.

COUNCILMAN BUNKER: I WOULD MOVE THAT WE REVERSE THE ACTION OF THE BOARD OF ZONING ADJUSTMENT AND DENY THE REQUEST TO DISPLAY RECREATIONAL VEHICLES IN A C-1 ZONE. That's according to the staff's recommendation, too.

MAYOR PRO-TEM LURIE: Okay. Are there any comments on the motion?

COUNCILMAN NOLEN: I just think that, you know, if you look at those pictures, every other motorcycle shop in town on Las Vegas Boulevard, Main Street, Fremont Street, Charleston has outside display; one of them has got it on the sidewalk.

COUNCILMAN LEVY: Well, if they're wrong, we should go out and clean them up.

COUNCILMAN NOLEN: Well, I'm not arguing that.

COUNCILMAN BUNKER: Are they all C-1 zoned, or are they improper zoning?

MAYOR PRO-TEM LURIE: That's what staff is going to have to go check.

COUNCILMAN NOLEN: He's not even on the sidewalk. He's back off on his property. He's -- it's new vehicles. Even on the discussion at the time when the minutes that you just read was all centering around storage outside --

COUNCILMAN BUNKER: No, no. The man himself, the man himself.

COUNCILMAN NOLEN: But I remember the conversation that went on.

COUNCILMAN BUNKER: But the man himself said all display would be inside the building.

COUNCILMAN LEVY: That's what he said.

MAYOR PRO-TEM LURIE: Well, he says it changed now. Now he needs to store outside to help sales. I understand that in that type of business. If it's a new product

TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 21, 1985 - 2:00 P.M. - PAGE 8
IX. PUBLIC HEARINGS. ITEM A. V-8-85. REVIEW REQUESTED BY THE CITY COUNCIL OF
THE ACTION OF THE BOARD OF ZONING ADJUSTMENT IN APPROVING THE APPLICATION OF RICHARD
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MAYOR PRO-TEM LURIE: and, you know, things that you're bringing up about
storing outside -- we have a problem on Main Street
with used second hand furniture. If he was storing
second hand or used equipment there, I would have a
problem with it, but new equipment, based on some of
the other stores around town, I have no problem with
it, so I'm going to vote against it.

COUNCILMAN BUNKER: We don't know what the zoning is on those stores.

MAYOR PRO-TEM LURIE: We're going to check it out, though. We're going to
have them all checked out, but I'm going to vote
against your motion. Cast your votes on the motion.
Post. The motion -- we have to bring it back when
the -- we have five members, so the motion does not
pass and it does not fail and the Mayor will not be
here for the September 3rd meeting, so we'll have
to schedule it as the first public hearing and an
abeyance item for the 18th. Okay?

MIKE HUGHES: Let me -- may I ask one more thing?

MAYOR PRO-TEM LURIE: Sure. We're actually done right now, I mean, with
the meeting, so go ahead.

MIKE HUGHES: Thank you.

MAYOR PRO-TEM LURIE: That's okay. You want to add something?

MIKE HUGHES: I spoke to the Water District last week about this
and asked them if they had any objection to it.
They're directly across the street and I was told
by them that they had no objection to me storing
vehicles out front or across there.

COUNCILMAN BUNKER: I don't think they could complain because they got
the biggest junk yard in the city across the street
from you.

MIKE HUGHES: Yes, what they have over there looks a lot worse
than four wheelers setting out in front of my
store.

COUNCILMAN BUNKER: We're on all fours on that.

MAYOR PRO-TEM LURIE: Do you have any problem with any of your neighbors
in the shopping center that have any problems with
it?

TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 21, 1985 - 2:00 P.M. - PAGE 9
IX. PUBLIC HEARINGS. ITEM A. V-8-85. REVIEW REQUESTED BY THE CITY COUNCIL OF
THE ACTION OF THE BOARD OF ZONING ADJUSTMENT IN APPROVING THE APPLICATION OF RICHARD
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SOUTH VALLEY VIEW BOULEVARD IN ZONING DISTRICT C-1.

MIKE HUGHES:

No.

MAYOR PRO-TEM LURIE:

Get some letters from them. We'll be in recess until
Mr. Carelli gets back, so don't leave.

END OF DISCUSSION

AGENDA*City of Las Vegas*

August 21, 1985

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

ITEM

Council Action

Department Action

IX. 2:00 P.M. - PUBLIC HEARINGS (Cont'd)

1403

- B. V-67-85 - Application of RANDEL CORPORATION for a Variance to allow the construction of commercial storage units and to allow a live-in manager's quarters where such residential use is not permitted, on property located on the southwest corner of Rancho Drive and Sunset Drive, in Zoning District C-2.

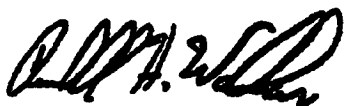
Board of Zoning Adjustment unanimously recommended APPROVAL, subject to the standard conditions.

Staff recommendation: APPROVAL

PROTESTS: 0

Bunker -
APPROVED, subject
to conditions.
Unanimous
(Briare excused)

Clerk to notify &
Planning to proceed
Mr. Hayden appeared
No one appeared in
opposition

APPROVED AGENDA ITEM

TO: The City Council
RE: Public Hearing Agenda Item
August 21, 1985 City Council Agenda

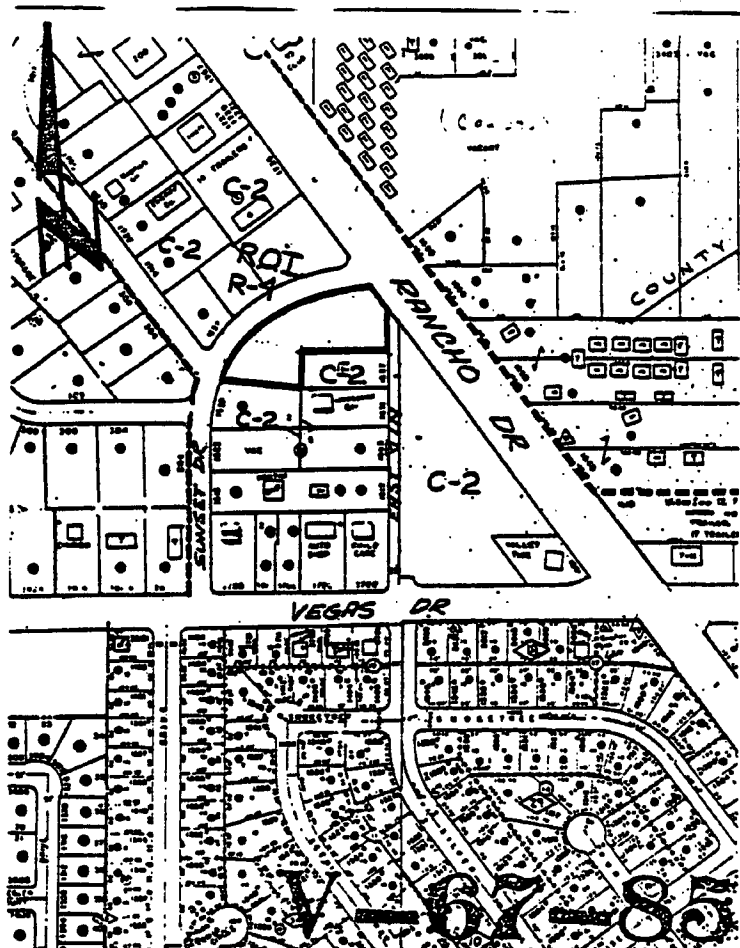
B. V-67-85 - RANDEL CORPORATION

This request is to allow a commercial storage unit development with a live-in manager's quarters at the southwest corner of Rancho Drive and Sunset Drive in a C-2 zone. This item is being submitted to you for final decision because it involves a commercial storage unit development. The application involves permission for the use as well as for a deviation from the code to allow the residential use for a manager's quarters which is not permitted. This property is within the strip of C-2 zoning that extends 660' from the center of Rancho Drive. In the C-2 area, there are some residential uses, but a number of the properties have transitioned to commercial. The complex will be enclosed with a 8' block wall and the entrance will be to the north on Sunset Drive. There will be landscaping between the property line and the exterior wall along the street frontage. The requested use is compatible with the surrounding area and there have been manager's quarters allowed by variance in other commercial storage developments. Staff is in the process of evaluating the ordinance and intends to recommend an amendment in the future to allow manager's quarters in commercial storage complexes.

Board of Zoning recommendation: APPROVAL

Staff recommendation: APPROVAL

Protests: 0



MAYOR BILL BRIARE

COUNCILMEN

RON LURIE

AL LEVY

BOB NOLEN

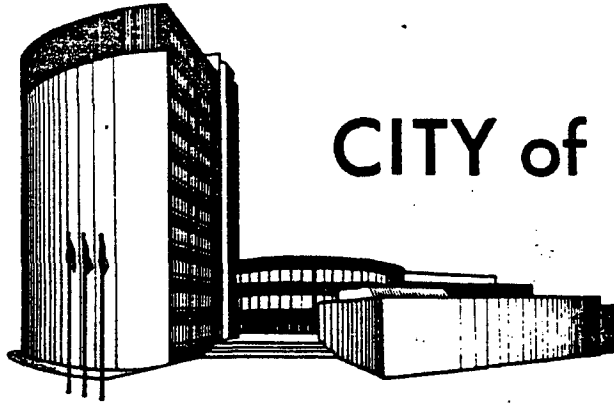
W. WAYNE BUNKER

CITY ATTORNEY

GEORGE F. OGILVIE

CITY MANAGER

ASHLEY HALL



CITY of LAS VEGAS

NOTICE OF PUBLIC HEARING

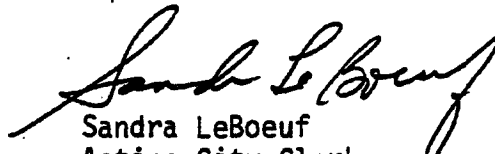
AUGUST 21, 1985

NOTICE IS HEREBY GIVEN THAT on Wednesday, August 21, 1985, at the hour of 2:00 P.M., in the Council Chambers of City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, the City Council will consider the following:

V-67-85 Application of RANDEL CORPORATION, for a Variance to allow the construction of commercial storage units and to allow a manager's residence where such residential use is not permitted, on property located at the southwest corner of Rancho Drive and Sunset Drive, in Zoning District C-2.

THE ABOVE PROPERTY IS LEGALLY DESCRIBED AS A
PORTION OF BLOCK 22 OF AMENDED PLAT OF EASTLAND
HEIGHTS NO. 1.

ANY AND ALL INTERESTED PERSONS may appear and be heard at said meeting or, prior thereto, may file written objections thereto or approvals thereof with the City Clerk, 10th Floor, City Hall.


Sandra LeBoeuf
Acting City Clerk



AGENDA*City of Las Vegas*

August 21, 1985

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

ITEM	Council Action	Department Action
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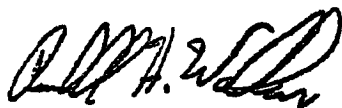
X. <u>COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT</u> <u>HAROLD P. FOSTER, DIRECTOR</u>		
--	--	--

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, whichever occurs first;
4. All mechanical equipment, air conditioners and trash areas shall be screened from view from the abutting streets. (Excluding single family development.);
5. Satisfaction of City Code requirements and design standards of all City departments;
6. Approval of the parking and driveway plans by the Traffic Engineer.

APPROVED AGENDA ITEM



AGENDA*City of Las Vegas*

August 21, 1985

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

ITEM

Council Action

Department Action

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

7. Repair any damage to the existing street improvements resulting from this development as required by the Division of Land Development and Flood Control of the Department of Community Planning 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:

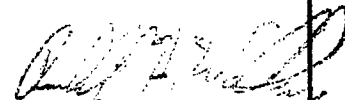
1. Approval of the tentative map shall be for no more than twelve (12) months. If a final map is not recorded on all or a portion of the area embraced by the tentative map within twelve (12) months of the approval of the tentative map, or an extension of time up to one year, is not granted for the tentative 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 ITEM

August 21, 1985

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AGENDA*City of Las Vegas*

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

ITEM

Council Action

Department Action

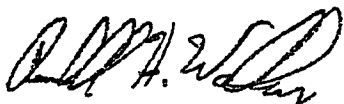
X. COMMUNITY PLANNING & DEVELOPMENT DEPARTMENT
HAROLD P. FOSTER, DIRECTOR (CONTINUED)

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.
4. 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.

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



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August 21, 1985

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CITY COUNCIL
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ITEM

Council Action

Department Action

**X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)**

- * **CONSENT ITEMS** - A, B and C 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. ABEYANCE ITEM - CHARLESTON HEIGHTS TRACT NO. 51-J**

Property generally located on the southeast corner of Smoke Ranch Road and Torrey Pines Drive, R-3 Zone.

Owner/Subdivider: Becker-Las Vegas

No. of Acres: 17.62 No. of Units: 352

Subject to the following conditions:

1. Conformance to the conditions of approval for Z-49-75 and the plot plan review.
2. Vacate that portion of Eugene Avenue west of Conchita Street before recordation of a final map which abuts said street; improvements in the vacated area to be completed at the developer's expense.
3. Provide a drainage and flood analysis as required by the Department of Community Planning and Development.
4. Eliminate the driveway opening on Smoke Ranch Road and revise the driveway locations on Torrey Pines Drive as required by the Department of Community Planning and Development.
5. A directional sign shall be required at each project entrance depicting the location and address or the building number of each structure within the development.

APPROVED AGENDA ITEM

Bunker -
APPROVED, subject
to conditions.
Unanimous
(Briere excused)

Clerk to notify &
Planning to proceed
Ernie Becker, Jr.
appeared

1405

A. M. 2.1.1.1

CITY COUNCIL MINUTES - AUGUST 21, 1985

To: The City Council
Re: Community Planning and Development Agenda Item
August 21, 1985 City Council Agenda

X.

0184

A. TENTATIVE MAP

1. ABEYANCE ITEM - CHARLESTON HEIGHTS TRACT NO. 51-J

The tentative map conforms to the plot plan on the zoning action and to the conditions of approval. The map is also in conformance to the Subdivision Regulations.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

AGENDA*City of Las Vegas*

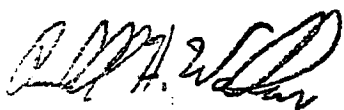
August 21, 1985

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM	Council Action	Department Action
X. <u>COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)</u> *A. <u>TENTATIVE MAP</u> 2. <u>Charleston Heights Tract No. 63</u> Property generally located north of Alexander Road, east of Tenaya Way, N-U Zone (under Resolution of Intent to R-PD9). Owner/Subdivider: Ernest Becker & Richard Plaster No. of Acres: 15.4 No. of Lots: 136 Subject to the following conditions: 1. Conformance to the conditions of approval for Z-24-81. 2. Provide full paving and L-type curb and gutter on the subdivision entrance streets, Elkridge Lane and Larkvale Lane. 3. Provide a minimum of 24 foot wide pavement on Alexander Road and Tenaya Way with the development of Phase 2. 4. A waiver be permitted on the 30 foot lot frontage requirements on a cul-de-sac lot, provided that the frontage is not less than 20 feet.	Levy - APPROVED, subject to conditions. Unanimous (Briare excused)	Clerk to notify & Planning to proceed Allen LaRoche appeared on behalf of the applicant

APPROVED AGENDA ITEM



CITY COUNCIL MINUTES - AUGUST 21, 1985

To: The City Council
Re: Community Planning and Development Agenda Item
August 21, 1985 City Council Agenda

X. 0186

A. TENTATIVE MAP

2. CHARLESTON HEIGHTS TRACT NO. 63

The tentative map conforms to the Subdivision Regulations for this proposed R-PD9 development that will be constructed in the form of an R-CL project. The development is set back from the major streets and the applicant is in agreement to providing two means of access to this development. One will be from Tenaya and the other from Alexander, which require temporary paving.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

AGENDA*City of Las Vegas* August 21, 1985CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
PHONE 386-6011

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ITEM

Council Action

Department Action

**X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)*****B. FINAL MAP****1. Tenaya III - Unit 1**Property generally located on the northwest
corner of Westcliff Drive and Tenaya Way,
N-U Zone (under Resolution of Intent to R-CL).

Owner: Thomas T. Beam & Foothill Investments

Subdivider: Plaster Development Co.

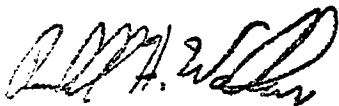
No. of Acres: 5.2 No. of Lots: 28

Subject to the following condition:

1. Conformance with the conditions of approval for the Tentative Map.

Levy -
APPROVED Items B.1
and B.2, subject to
conditions.Unanimous
(Briare excused)Clerk to notify &
Planning to proceed

APPROVED AGENDA ITEM



CITY COUNCIL MINUTES - AUGUST 21, 1985

To: The City Council
Re: Community Planning and Development Agenda Item
August 21, 1985 City Council Agenda

X.
0188

*B. FINAL MAP

1. TENAYA III, UNIT 1

This is the first unit of construction for an R-CL development. The map conforms to the approved tentative map.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

AGENDA*City of Las Vegas*

August 21, 1985

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

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ITEM

Council Action

Department Action

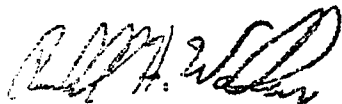
**X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)*****B. FINAL MAP****2. Bayside Unit No. 1**Property generally located west of Durango
Drive and north of Desert Inn Road, N-U
Zone (under Resolution of Intent to R-CL).Owner/Subdivider: American West Development
No. of Acres: 11.28 No. of Lots: 78

Subject to the following conditions:

1. Conformance with the conditions of approval for the Tentative Map.
2. A second temporary paved access to Lake East Drive shall be provided as part of the next unit developed.

Levy -
APPROVED Items B.1
and B.2, subject to
conditions.
Unanimous
(Briare excused)Clerk to notify &
Planning to proceed

APPROVED AGENDA ITEM



CITY COUNCIL MINUTES - AUGUST 21, 1985

To: The City Council
Re: Community Planning and Development Agenda Item
August 21, 1985 City Council Agenda

X.

0190

*B. FINAL MAP

2. BAYSIDE UNIT NO. 1

The final map is for the first phase of construction for an R-CL development on the southeast portion of The Lakes at West Sahara development. The map conforms to the subdivision regulations.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

AGENDA*City of Las Vegas*

August 21, 1985

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)**

415

***C. RELEASE OF BOND**

1. Location: 1112 S. Highland Drive
 Use: Offsites
 Builder: Verle Lee
 Surety Co.: Fidelity & Deposit Co. of Maryland
 Amount: \$2,500.00
 Bond No.: 9717083 (CLV #45-83)

Levy -
 APPROVED Items 1 &
 2.
 Unanimous
 (Briare excused)

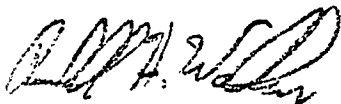
Clerk to notify

2. Location: 6200 W. Charleston Blvd.
 Use: Offsites
 Builder: Sletten Construction
 Surety Co.: St. Paul Fire & Marine Ins.
 Amount: \$7,000.00
 Bond No.: CLV #29-83

See Above

See Above

APPROVED AGENDA ITEM



CITY COUNCIL MINUTES - AUGUST 21, 1985

x. 0192

To: The City Council
Re: Community Planning and Development Agenda Item
August 21, 1985 City Council Agenda

*C. RELEASE OF BOND

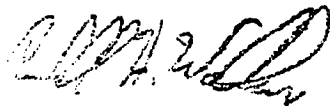
1. 1112 S. Highland Drive - Verle Lee
2. 6200 W. Charleston Boulevard - Sletten Construction

The offsite improvements at the above locations have been completed, inspected and accepted. Therefore, it is in order to release the bonds for this work.

Staff Recommendation: APPROVAL

AGENDA*City of Las Vegas* August 21, 1985CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM	Council Action	Department Action
X. <u>COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)</u>		
D. <u>ENCROACHMENT REQUEST</u>		
1415 1. Beckley, Singleton, Delanoy & Jemison, Chartered - 604 S. Third Street	Levy - APPROVED Items 1 and 2. Unanimous (Briare excused)	Staff to proceed
Request for an Encroachment to allow landscaping in the public right-of-way at 604 S. Third Street.		
Staff Recommendation: APPROVAL, subject to approval of the landscaping plan		
APPROVED AGENDA ITEM		
		

CITY COUNCIL MINUTES - AUGUST 21, 1985

To: The City Council
Re: Community Planning and Development Agenda Item
August 21, 1985 City Council Agenda

X.

0194

D. ENCROACHMENT REQUEST

1. Beckley, Singleton, Delanoy & Jemison - 604 S. Third Street

The request is to landscape the unimproved portion of the right-of-way in front of the property at 604 South Third Street which is being converted to a parking lot. There is 17 feet of existing right-of-way between the curb and the property line. An existing sidewalk is located 8 feet behind the curb and it is on the portion between the sidewalk and curb and on the 3 foot strip behind the sidewalk that the applicant proposes to install landscaping. This provides for a good utilization of the unimproved right-of-way. The applicant has signed the standard encroachment agreement which has provisions for liability, removal and maintenance.

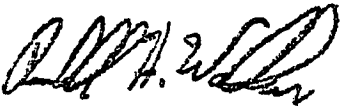
Staff Recommendation: APPROVAL, subject to approval of the landscaping plan.

AGENDA*City of Las Vegas*

August 21, 1985

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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)		
D. <u>ENCROACHMENT REQUEST</u>		
2. <u>Harold Dorsey - 1201 "G" Street and 704 Madison Avenue</u>	Levy - APPROVED Items 1 and 2. Unanimous (Briare excused)	Staff to proceed
Request to allow a fence in the public right- of-way at 1201 "G" Street and 704 Madison Avenue.		
Staff Recommendation: APPROVAL		
APPROVED AGENDA ITEM		
		

To: The City Council
Re: Community Planning and Development Agenda Item
August 21, 1985 City Council Agenda

X.

D. ENCROACHMENT REQUEST

2. Harold Dorsey - 1201 "G" Street and 704 Madison Avenue

The request is to install a fence at the back of the existing sidewalk adjacent to the properties at 1201 "G" Street and 704 Madison Avenue. There is 12 feet of unimproved right-of-way existing between the sidewalk and the property line. The fence would allow the owner to utilize this property which is acceptable. The applicant has signed the standard encroachment agreement with provisions for liability, removal and maintenance.

Staff Recommendation: APPROVAL

0197

AGENDA*City of Las Vegas*

August 21, 1985

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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)D. ENCROACHMENT REQUEST3. Clark Place Associates - 300-301 E. Clark

Request for an Encroachment in the public right-of-way to allow an overhead walkway and building footings at 300 and 301 E. Clark Avenue.

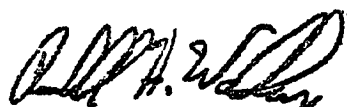
Staff Recommendation: APPROVAL

Lurie -
APPROVED, subject to
all necessary con-
ditions.
Unanimous
(Briare & Levy excused)

Staff to proceed

Paul Carelli, Atty.,
appearedNote:
A previous Motion by
Levy to follow
recommendations and
approve, subject to
the walkway being
16' in height carried
unanimously with
Briare excused.
Later in the meeting
after hearing from
Atty. Carelli, Lurie
then moved to recon-
sider Levy's motion
stipulating a 16'
minimum height for
the walkway and the
motion to reconsider
was approved unani-
mously with Briare
excused.NOTE: A verbatim transcript made part
of Final Minutes.

APPROVED AGENDA ITEM



To: The City Council
Re: Community Planning and Development Agenda Item
August 21, 1985 City Council Agenda

X. 0198

D. ENCROACHMENT REQUEST

3. Clark Place Associates - 300 & 301 E. Clark Avenue

The request is for an encroachment to allow an overhead walkway and building footings in the right-of-way at 300 and 301 E. Clark Avenue. The request involves an overhead walkway across Clark Avenue to connect the proposed ten story office building and six story parking garage at the second floor level. The office building is at 301 East Clark Avenue and the garage is at 300 East Clark Avenue. The proposed walkway will be located on Clark Avenue midway between Third Street and the alley to the east. The walkway will have a clearance of 14'6" and be approximately 9 feet wide and 10 feet high. It will be fully enclosed with 8 inch wide vertical glass windows every 10 feet.

The footings will be at least 1 foot below the sidewalk level and the entire sidewalk will be replaced. The maximum encroachment in the street area will be 4 feet and 6 feet into the alley. There is approximately 17 feet of right-of-way between the curb and property line on both streets.

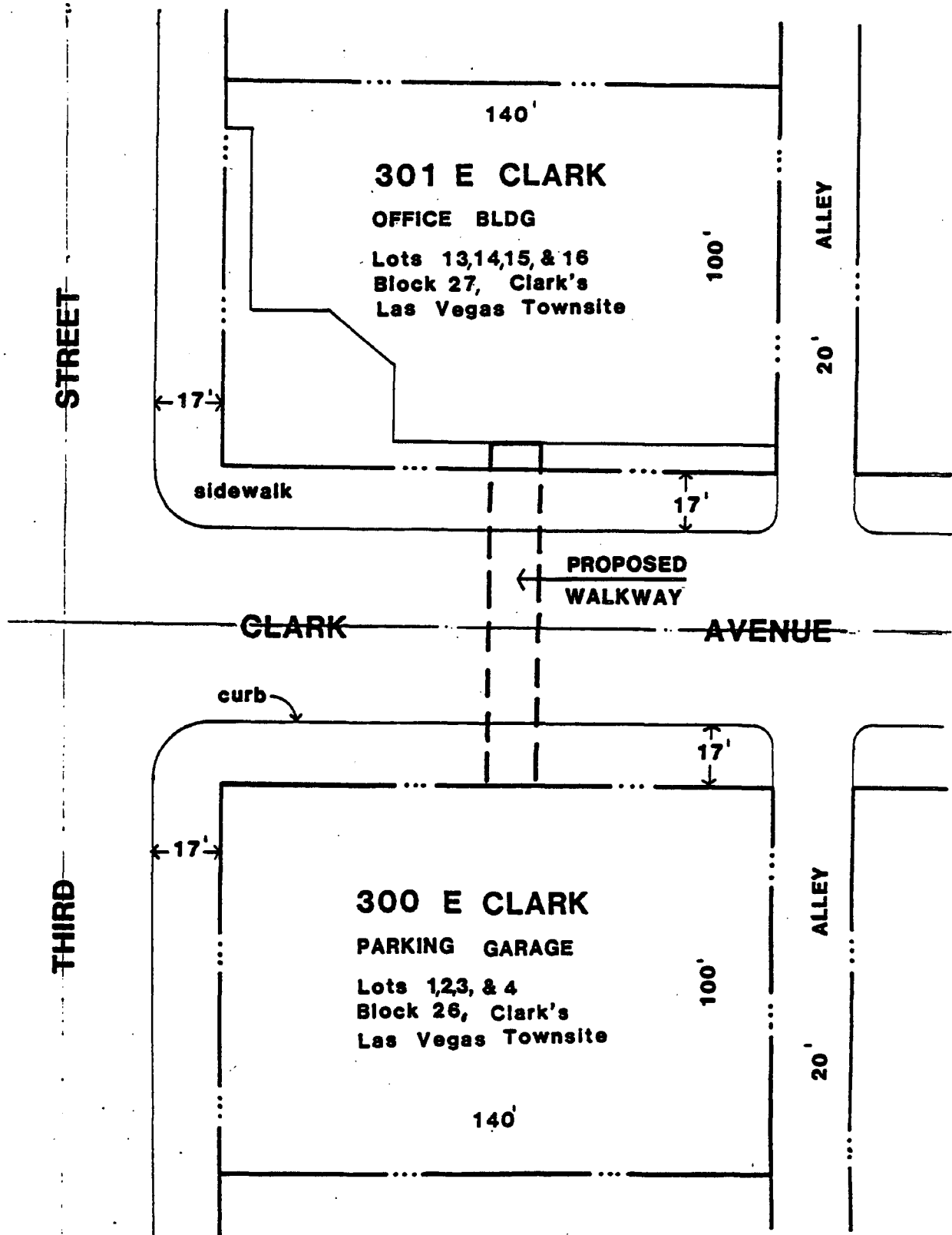
Staff Recommendation: APPROVAL

SEE ATTACHED MAP

0199

EXHIBIT "A"

CLARK PLACE ASSOCIATES 300 & 301 E CLARK AVE



TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 21, 1985
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
ITEM D.3 - CLARK PLACE ASSOCIATES - 300-301 E. CLARK

0200

PAGE 1

MAYOR PRO-TEM LURIE: Item 3 an encroachment request, Clark Place Associates, 300-301 E. Clark. Request for an encroachment in the public right-of-way to allow an overhead walkway and building footings at 300 and 301 E. Clark.

COUNCILMAN LEVY: Do you have a rendering?

MAYOR PRO-TEM LURIE: And the staff's recommendation was for APPROVAL.

HAROLD FOSTER: We don't have a rendering of the walkway.

COUNCILMAN LEVY: Do we have a rendering of the buildings?

HAROLD FOSTER: Yes.

MAYOR PRO-TEM LURIE: Do you want to state your name, Paul, for the record.

ATTY. PAUL CARELLI: Yes. Paul Carelli, appearing on behalf of Carelli and Miller for the applicant.

MAYOR PRO-TEM LURIE: What type of walkway are you going to put across? Do you have a design so we can take a look at what it looks like?

ATTY. PAUL CARELLI: We submitted not only design, but the blueprints for it.

HAROLD FOSTER: I don't have the zoning file down here. They had elevations on that, but they didn't show the walkway at that time.

COUNCILMAN LEVY: I don't think we've ever had this building before us.

HAROLD FOSTER: Yes, it was several meetings ago under that downtown resolution to C-2. It was from R-4 to C-2. About a month or two ago.

ATTY. PAUL CARELLI: It's a -- it's a covered walkway. In keeping with the exterior we'll be in keeping with the office building on the north corner.

MAYOR PRO-TEM LURIE: Well, it'll probably be like two walkways that I know of. The one like the Sahara has and the one that's over say, where the Sunrise Hospital is.

TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 21, 1985
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
ITEM D.3 - CLARK PLACE ASSOCIATES - 300-301 E. CLARK

PAGE 2

ATTY. PAUL CARELLI: It's an enclosed covered --

COUNCILMAN LEVY: Completely enclosed?

ATTY. PAUL CARELLI: Completely enclosed, covered. It's like the Sahara Hotel.

COUNCILMAN LURIE: Similar.

ATTY. PAUL CARELLI: Similar to that.

MAYOR PRO-TEM LURIE: Glass?

ATTY. PAUL CARELLI: Glass.

COUNCILMAN BUNKER: This is 9 feet wide. What would your estimate be of the width of the Sahara walkway? Would you know?

ATTY. PAUL CARELLI: Oh, I'm sure it's --

COUNCILMAN BUNKER: Nine feet doesn't seem to be very wide and --

COUNCILMAN LEVY: Oh, yes.

COUNCILMAN BUNKER: Is it?

COUNCILMAN LEVY: Oh, yes.

MAYOR PRO-TEM LURIE: The Sahara's got to be 20/25 feet wide.

ATTY. PAUL CARELLI: Oh, Sahara's quite wide. I mean --

COUNCILMAN LEVY: But I think 9 feet is sufficient for an office cover.

ATTY. PAUL CARELLI: This is just a walkway from garage to the --

COUNCILMAN BUNKER: The garage.

ATTY. PAUL CARELLI: -- to the office building.

COUNCILMAN BUNKER: How soon do you clear up all those ugly buildings on the south corner?

COUNCILMAN LEVY: I've been on Mr. Carelli's derriere about this.

COUNCILMAN BUNKER: Tomorrow, will you do that tomorrow?

TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 21, 1985
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
ITEM D.3 - CLARK PLACE ASSOCIATES - 300-301 E. CLARK

0202

PAGE 3

ATTY. PAUL CARELLI: If I could explain, Councilman Bunker, we were prepared to do it on the 12th. The title company contacted us and said, the lender who we just recently got the commitment letter will not permit any construction because they're worried about priorities. So as soon as that construction loan goes in place, we have contractors ready to go. We had to call them off.

COUNCILMAN LEVY: I think he has until the 15th of September and then the big bite comes down.

ATTY. PAUL CARELLI: We hopefully -- we will hopefully have it done by then.

COUNCILMAN BUNKER: I used to work for a title company that wouldn't let them blade sagebrush and I had to go out and inspect and take pictures and make sure they hadn't even taken a shovel out there. Some title companies are a little sticky.

ATTY. PAUL CARELLI: You know the problem then. They really got sticky and we -- in fact it was the day before we were going to do it and they said --

COUNCILMAN LEVY: But it is totally enclosed your walkway, Paul?

ATTY. PAUL CARELLI: Totally enclosed, glassed.

COUNCILMAN LEVY: I'LL MOVE TO FOLLOW THE RECOMMENDATION ALONG WITH -- SEPTEMBER 15TH..

HAROLD FOSTER: Councilman, in discussing with Mr. Bowman, he's indicated that 16 feet height is the minimum that's normally --

DEPUTY CITY MGR. BOWMAN: That would give you an odd height. There are a few structures that are only 14 feet 6, but the standard is 16 feet for all normal bridge construction and I think you may be inviting a hit now and then if you have it lower than 16 feet.

MAYOR PRO-TEM LURIE: Well the one out there -- was hit and it --

DEPUTY CITY MGR. BOWMAN: That was 15 foot 1.

COUNCILMAN LURIE: Fifteen feet, that's right.

TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 21, 1985
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
ITEM D.3 - CLARK PLACE ASSOCIATES - 300-301 E. CLARK

PAGE 4.

COUNCILMAN LEVY: Mr. Carelli, I think you'd rather have it 16 too.

ATTY. PAUL CARELLI: I don't -- I don't know if it's a problem or not. I don't have the architect here.

COUNCILMAN LEVY: All you'd have to do is step down -- step up or step down. I'LL MAKE IT 16 -- 16 FEET.

ATTY. PAUL CARELLI: I don't see where it'll be a problem.

COUNCILMAN LEVY: Thank you.

MAYOR PRO-TEM LURIE: Okay we'll change the height to 16 feet then in the motion.

COUNCILMAN LEVY: I think we'll all be happier.

MAYOR PRO-TEM LURIE: Is that okay with you, Al?

COUNCILMAN LEVY: Yes.

MAYOR PRO-TEM LURIE: Well add that then. Okay. Cast your votes on a motion to approve and change that as 16 feet instead of 14'6". Post. It's APPROVED. (Motion carried with Briare excused)

ATTY. PAUL CARELLI: Thank you.

MAYOR PRO-TEM LURIE: Thank you.

END OF DISCUSSION

AT THE END OF ITEM H.1, ATTY. PAUL CARELLI
ASKED TO BE RECOGNIZED.

ATTY. PAUL CARELLI: Commissioner, can I come up and ask that you recall my matter? We talked to the architect and it's going to be an extreme problem. They've already ordered the seal and the entire project is designed. From what we're told, they would have to redesign to raise that up another --

TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 21, 1985
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
ITEM D.3 - CLARK PLACE ASSOCIATES - 300-301 E. CLARK

0204

PAGE 5

COUNCILMAN LEVY: What happens if we, you know --

ATTY. PAUL CARELLI: What happens if we vote no?

COUNCILMAN LEVY: No, what happens if you have a truck go through there like on Sahara?

ATTY. PAUL CARELLI: Well, I think if the -- you know, the recommendation of staff was for approval and they were aware it was 14'6". It didn't seem to create much of a problem to staff. I think 14'6" is sufficient height and, as I said, the architect says it's going --

COUNCILMAN LEVY: Well, Mr. Carelli, then you're going to post a bond.

ATTY. PAUL CARELLI: No.

COUNCILMAN LEVY: You're going to post a bond if anything happens to that. We're not going to be responsible.

ATTY. PAUL CARELLI: No, we've already --

COUNCILMAN LEVY: A liability bond also.

ATTY. PAUL CARELLI: As part of the encroachment agreement, we have -- we will have you insured. That's part of the encroachment agreement. It's 1 and 3 million dollars. It's a liability policy we will have for the City.

MAYOR PRO-TEM LURIE: I believe part of the encroachment agreement covers that as far as liability. What was the number of that E, Carol, what was the number?

CITY CLERK HAWLEY: Page 40, D.3.

MAYOR PRO-TEM LURIE: D.3?

CITY CLERK HAWLEY: Yes.

MAYOR PRO -TEM LURIE: Okay, we'll reconsider the Item on Clark Place Associates. Let's -- is it okay, George, to have a motion to reconsider?

CITY ATTY. OGILVIE: Yes.

TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 21, 1985
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
ITEM D.3 - CLARK PLACE ASSOCIATES - 300-301 E. CLARK

0205

PAGE 6

MAYOR PRO-TEM LURIE: Okay, I'LL MOVE THEN THAT ITEM D.3 BE RECONSIDERED. Cast your votes for reconsideration. Post. That motion's APPROVED. (Motion carried unanimously with Briare excused) Now, we're back to the original application.

ATTY. PAUL CARELLI: We'd ask that the original application be approved as recommended by staff.

MAYOR PRO-TEM LURIE: I WOULD MOVE THEN --

COUNCILMAN BUNKER: I'd really like to see this-- the design of this walkway. It must be aesthetically pleasing. We don't want a -- just some seal and some concrete up there. Now it says there's going to be a window every 10 feet. It's a 60 foot wide hat's not much -- there won't be much window in it. It's going to look like a tunnel.

ATTY. PAUL CARELLI: Not really. It's going to look -- It's going to match the exterior of the office building.

COUNCILMAN LEVY: Which we don't have a picture of.

COUNCILMAN BUNKER: It's -- will two weeks --

ATTY. PAUL CARELLI: Two weeks is going to cause problems.. We're on a real tight, as the Commission know, real tight --

COUNCILMAN BUNKER: Well -- but those timeframes can be readjusted certainly two weeks. I think we have -- I think you ought to give us an opportunity to look at the design of this building and this walkway.

ATTY. PAUL CARELLI: The thing is we did provide -- we did provide staff with --

COUNCILMAN BUNKER: Well, but we don't have them.

HAROLD FOSTER: We have the building, but we don't have the walkway. It wasn't shown on that.

COUNCILMAN BUNKER: I think that -- the buildings, I'm sure, are going to look fine.

COUNCILMAN LEVY: They never supplied you with those?

TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 21, 1985
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
ITEM D.3 - CLARK PLACE ASSOCIATES - 300-301 E. CLARK

PAGE 7

ATTY. PAUL CARELLI: No, no. I personally supplied blueprints of the walkway. We made copies of what it was going to be.

COUNCILMAN LEVY: Rendering.

COUNCILMAN BUNKER: Let's have a rendering, a color rendering so we can see what it is.

ATTY. PAUL CARELLI: Well we do have a rendering. I've got one in my office that you can see if we had 5 minutes.

COUNCILMAN BUNKER: And I'd like to know more about the risk we're taking here from Mr. Bowman. Mr. Bowman wasn't on the staff then. Were you on this?

COUNCILMAN LEVY: No, he just started, Monday.

DEPUTY CITY MGR. BOWMAN: No I wasn't, but I do know that the standard clearance is 16 feet and it is unusual to get lower than that and we do tend to invite problems when we have them lower than that.

COUNCILMAN BUNKER: I think we need at least two weeks to consider this more thoroughly.

COUNCILMAN LURIE: How soon can you go get that picture and bring it back here?

HAROLD FOSTER: I'll send my staff if you'd like.

COUNCILMAN BUNKER: But you don't have the walkway.

HAROLD FOSTER: We don't have the walkway.

ATTY. PAUL CARELLI: I've got the walkway.

MAYOR PRO-TEM LURIE: Well we could go ahead. Go ahead and get it because we have another item we're going to discuss and then we'll just be in recess until you get back with it.

ATTY. PAUL CARELLI: Alright.

MAYOR PRO-TEM LURIE: So we can try and get this resolved today.

END OF DISCUSSION AT THIS TIME

TRANSCRIPT - CITY COUNCIL MEETING - AUGUST 21, 1985
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
ITEM D.3 - CLARK PLACE ASSOCIATES - 300-301 E. CLARK

PAGE 8

MAYOR PRO-TEM LURIE: We'll be back in session and we're back on Item D, encroachment request, Clark Place Associates.

COUNCILMAN BUNKER: Are we sure now then that the backup of 14 foot 6 is not right and it's probably higher than that? Or is that a problem?

DEPUTY CITY MGR. BOWMAN: Councilman Bunker, he did -- the rendering indicates it's around 18 feet based on the scale of everything on that picture. If you scale something on that picture that should 10 feet, it looks like it would be about 18 and a half feet. If you scale something on the picture about 6 feet, it comes out about 18 feet. Based on the other relative items in the picture. However, his description and narrative indicates that he is going to build it a 14 and a half feet and that's there desire at this juncture. And as I suggested, it's certainly your descretion, but it would provide us with some potential ongoing liability of some kind that -- and I suspect -- he indicated that he was going to provide for that liability.

ATTY. PAUL CARELLI: We've already provided in the encroachment agreement that I alaready signed, there's a 1 million, 3 million dollar liability policy which we will be making the City a party to. So we're insuring completely the liability as to those amounts.

COUNCILMAN BUNKER: Will it look as good as the Sahara Hotel's or the Harrah's in Reno?

ATTY. PAUL CARELLI: I think it's going to look better.

COUNCILMAN BUNKER: Okay, I'll take your word for that. Get it on the record.

MAYOR PRO-TEM LURIE: You know the right thing to say, Paul. That's what he wanted you to say. We have a motion then to approve the request.

COUNCILMAN BUNKER: Who's motion?

CITY CLERK HAWLEY: You had started to make one.

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X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
ITEM D.3 - CLARK PLACE ASSOCIATES - 300-301 E. CLARK

0208

PAGE 9

MAYOR PRO-TEM LURIE:

Okay. I WILL MOVE THAT WE APPROVE THE
ENCROACHMENT AGREEMENT, SUBJECT TO ALL THE
NECESSARY CONDITIONS. Cast your votes on
the motion. Post. The motion's APPROVED.
(Motion carried unanimously with Briare and
Levy excused.)

END OF DISCUSSION

/s/

0209

AGENDA*City of Las Vegas*

August 21, 1985

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)

1420

E. EXTENSION OF TIME1. Z-45-84 - MIKE BOGICH

Request for an Extension of Time on property generally located at 211 S. 11th Street (between Carson Avenue and Bridger Avenue), R-4 Zone (under Resolution of Intent to R-5).

Planning Commission unanimously voted to recommend APPROVAL, subject to the following condition

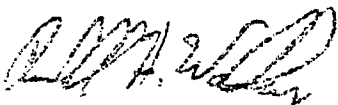
1. This Extension of Time will expire on August 5, 1986.

Staff Recommendation: APPROVAL

Levy -
APPROVED Items 1
thru 4 as recom-
mended.
Unanimous
(Briare excused)

Clerk to notify &
Planning to proceed

APPROVED AGENDA ITEM



CITY COUNCIL MINUTES - AUGUST 21, 1985

To: The City Council
Re: Community Planning and Development Agenda Item
August 21, 1985 City Council Agenda

X.
0210

E. EXTENSION OF TIME

1. Z-45-84 - MIKE BOGICH

This is the first request for an extension of time on this proposed R-5 development at 211 S. 11th Street. The applicant indicated that due to current market conditions he was not able to proceed on this project during the past year and needs additional time. The zoning is compatible for the surrounding area and it would be appropriate to grant an extension.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

0211

AGENDA*City of Las Vegas*

August 21, 1985

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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)E. EXTENSION OF TIME2. Z-59-84 - HENRY SOBEL

Request for an Extension of Time on property generally located on the east side of Jones Boulevard between Charleston Boulevard and Del Rey Avenue, R-E Zone (under Resolution of Intent to P-R).

Planning Commission unanimously voted to refer this item with a recommendation of APPROVAL, subject to the following condition:

1. This Extension of Time will expire on August 5, 1986.

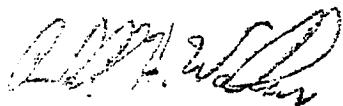
Staff Recommendation: APPROVAL

Levy -
APPROVED Items 1
thru 4 as recom-
mended.

Unanimous
(Briare excused)

Clerk to notify &
Planning to proceed

APPROVED AGENDA ITEM



CITY COUNCIL MINUTES - AUGUST 21, 1985
To: The City Council
Re: Community Planning and Development Agenda Item
August 21, 1985 City Council Agenda

X.

0212

E. EXTENSION OF TIME

2. Z-59-84 - HENRY SOBEL

This is the first request for an extension on the P-R zoning for a proposed office development. The applicant indicates he has not been able to acquire financing for this project but is in the process of pursuing it. The P-R zoning is appropriate at this location on Jones Boulevard.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

AGENDA*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)****E. EXTENSION OF TIME****3. Z-50-83 - GREENE & SHROFF ARCHITECTS LTD**

Request for an Extension of Time on property generally located on the east side of Edmond Street between O'Bannon Drive and El Parque Street, R-E and N-U Zones (under Resolution of Intent to R-PD18).

Planning Commission unanimously voted to refer this item with a recommendation of APPROVAL subject to the following condition:

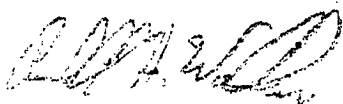
1. This Extension of Time will expire on August 17, 1986.

Staff Recommendation: APPROVAL

Levy -
APPROVED Items 1
thru 4 as recom-
mended.
Unanimous
(Briare excused)

Clerk to notify &
Planning to proceed

APPROVED AGENDA ITEM



CITY COUNCIL MINUTES - AUGUST 21, 1985

To: The City Council
Re: Community Planning and Development Agenda Item
August 21, 1985 City Council Agenda

X.

0214

E. EXTENSION OF TIME

3. Z-50-83 - GREENE & SHROFF ARCHITECTS LTD

This is the second request for an extension of time for this proposed condominium project in the R-PD18 zone. The applicant pointed out the project has been rebid and this is the reason for the delay. Construction should commence in the immediate future.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

AGENDA*City of Las Vegas*

August 21, 1985

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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)E. EXTENSION OF TIME4. Z-58-78 - GEORGE F. KALB CONSTRUCTION

Request for an Extension of Time on property generally located north of Meadows Lane, on the west side of Decatur Boulevard, R-1 Zone (under Resolution of Intent to C-1).

Planning Commission unanimously voted to refer this item with a recommendation of APPROVAL, subject to the following condition:

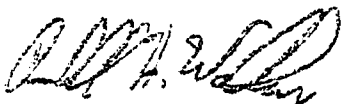
1. This Extension of Time will expire on August 1, 1986.

Staff Recommendation: APPROVAL

Levy -
APPROVED Items 1
thru 4 as recom-
mended.
Unanimous
(Briare excused)

Clerk to notify &
Planning to proceed

APPROVED AGENDA ITEM



CITY COUNCIL MINUTES - AUGUST 21, 1985

To: The City Council
Re: Community Planning and Development Agenda Item
August 21, 1985 City Council Agenda

X.

0216

E. EXTENSION OF TIME

4. Z-58-78 - GEORGE F. KALB CONSTRUCTION

This is only the third request for an Extension of Time since 1978. There has been some construction taking place on this proposed large shopping center site. One of the parcels developed on this property was the Red Lobster Restaurant. The applicant needs additional time to secure the necessary tenants for this development. The C-1 zoning is appropriate for this segment of Decatur Boulevard.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

0217

AGENDA*City of Las Vegas*

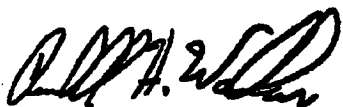
August 21, 1985

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ITEM	Council Action	Department Action
X. <u>COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)</u>		
E. <u>EXTENSION OF TIME</u>		
5. <u>V-85-80 - JOHN F. O'REILLY ON BEHALF OF SIGFRIED FISCHBACHER AND ROY HORN</u>		
Application for an Extension of Time on an approved Variance which allowed use of the premises for the retail sale of tack, feed and related equipment where such use is not allowed on property located at 5050 North Lorenzi Boulevard in Zoning Districts R-E and C-2.		
Board of Zoning Adjustment unanimously voted to recommend APPROVAL, subject to the following condition:		
1. This use shall be permitted for a period of five years and will expire on October 23, 1990.		
Staff Recommendation: APPROVAL		
Bunker - APPROVED Extension of Time for a period of two years. Unanimous (Briere excused)		
		Clerk to notify & Planning to proceed William Zeigler, Atty., appeared

APPROVED AGENDA ITEM



CITY COUNCIL MINUTES - AUGUST 21, 1985

To: The City Council
Re: Community Planning and Development Agenda Item
August 21, 1985 City Council Agenda

X. 0218

E. EXTENSION OF TIME

5. V-85-80 - JOHN F. O'REILLY ON BEHALF OF SIGFRIED FISCHBACHER & ROY HORN

The request involves an Extension of Time on the approved variance to allow the retail sale of tack, feed and related equipment at 5050 North Lorenzi Boulevard in an R-E and C-2 zoning district. There is only a small portion of the property which is zoned C-2 and the predominant portion of the commercial operation is in the R-E zone. At the time the Board of Zoning Adjustment approved the application, the applicant was in agreement to a 5 year time limit with the purpose being to evaluate the area in 5 years and determine if the use was still compatible. There were no protests at the B.Z.A. meeting and it was approved. When this item was considered by the City Council, a property owner presented a petition with 16 signatures in protest. The application was approved by the Council with the 5 year time limit. The Council considered this variance because there was a previous application for C-2 zoning that was denied but later the Council rescinded its decision and held the application in abeyance for the applicant to apply for a variance. The use has been conducted on the property during the past 5 years and there have been no complaints or problems brought to the attention of Staff. The applicant's representative indicated this business operation is leased from the property owners and it does provide a useful service to residents in the area. An additional five year extension was recommended by Staff and the BZA on the basis there have been no significant changes in the residential pattern in the immediate area and it would continue to be compatible. This was not advertised as a Public Hearing item and the surrounding property owners have not been notified of this request.

Board of Zoning Adjustment recommendation: APPROVAL--for a 5 year extension

Staff Recommendation: APPROVAL--for a 5 year extension

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ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)F. REINSTATEMENT AND EXTENSION OF TIME1. Z-32-82 - DON YAHRAUS

Request for Reinstatement and Extension of Time on property generally located on the northwest corner of Potosi Street and Sahara Avenue, N-U Zone (under Resolution of Intent to C-1).

Planning Commission unanimously voted to recommend APPROVAL, subject to the following condition:

1. This Extension of Time will expire on August 1, 1986.

Staff Recommendation: APPROVAL

Lurie -
APPROVED as recommended.

Unanimous
(Briare excused)

Clerk to notify &
Planning to proceed

Applicant appeared

APPROVED AGENDA ITEM

1428

CITY COUNCIL MINUTES - AUGUST 21, 1985

To: The City Council

x.

Re: Community Planning and Development Agenda Item
August 21, 1985 City Council Agenda

0220

F. REINSTATEMENT AND EXTENSION OF TIME

1. Z-32-82 - DON YAHRAUS

This involves a reinstatement and the second request for an Extension of Time. The applicant is in the process of obtaining a building permit from the Department of Building and Safety for this project. It is anticipated that construction will commence in the immediate future.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

0221

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August 21, 1985

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ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)1429 G. WAIVER OF STANDARD STREET DESIGN1. Z-34-85 - ERNEST A. BECKER ENTERPRISES

Request to waive standard street design
on Marcus Drive, generally located north of
Oakley Boulevard.

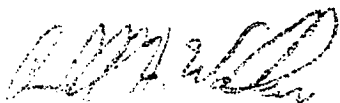
Planning Commission unanimously voted to
APPROVE this item.

Staff Recommendation: APPROVAL

Levy -
APPROVED as recom-
mended.
Unanimous
(Briere excused)

Clerk to notify &
Planning to proceed

APPROVED AGENDA ITEM



To: The City Council
Re: Community Planning and Development Agenda Item

X.

0222

G. WAIVER OF STANDARD STREET DESIGNS

1. Z-34-85 - ERNEST A. BECKER ENTERPRISES

The request is to reduce the width on a portion of Marcus Drive from 60 feet to 45 feet. You will remember R-3 zoning was approved immediately west of Marcus Drive for an apartment project and all access to that project was to be provided directly from Oakley Boulevard and there would be no access to Marcus Drive. There will only be 8 homes on the east side of Marcus and it will be a cul-de-sac on the north end. The southerly portion of Marcus will have the standard 60 foot width and then it will transition to the requested 45 feet. The cul-de-sac at the north end will conform to the standard requirements. Due to the limited residential properties that this street will serve, it would be appropriate to allow this deviation.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

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ITEM

Council Action

Department Action

**X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)****H. ZONE CHANGE****1. Z-44-85 - WENDY'S OF LAS VEGAS**

Application for reclassification of property generally located on the north side of Sahara Avenue, west of Arville Street.

From: R-1 (Single Family Residence)

To: C-1 (Limited Commercial)

Proposed Use: Parking Lot

Planning Commission voted (5-0-1) to APPROVE this item, subject to the following conditions:

1. Resolution of Intent with a twelve month time limit.
2. Conformance to the plot plan.
3. Install concrete sidewalks on Sahara Avenue frontage as required by the Department of Public Works.

Staff Recommendation: APPROVAL

PROTESTS: 0

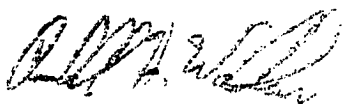
Lurie -
APPROVED as recommended by Planning Commission and staff subject to conditions
Unanimous
(Briare excused)

Clerk to notify & Planning to proceed

Joan Buckley, Atty. appeared

No one appeared in opposition

APPROVED AGENDA ITEM



H. ZONE CHANGE

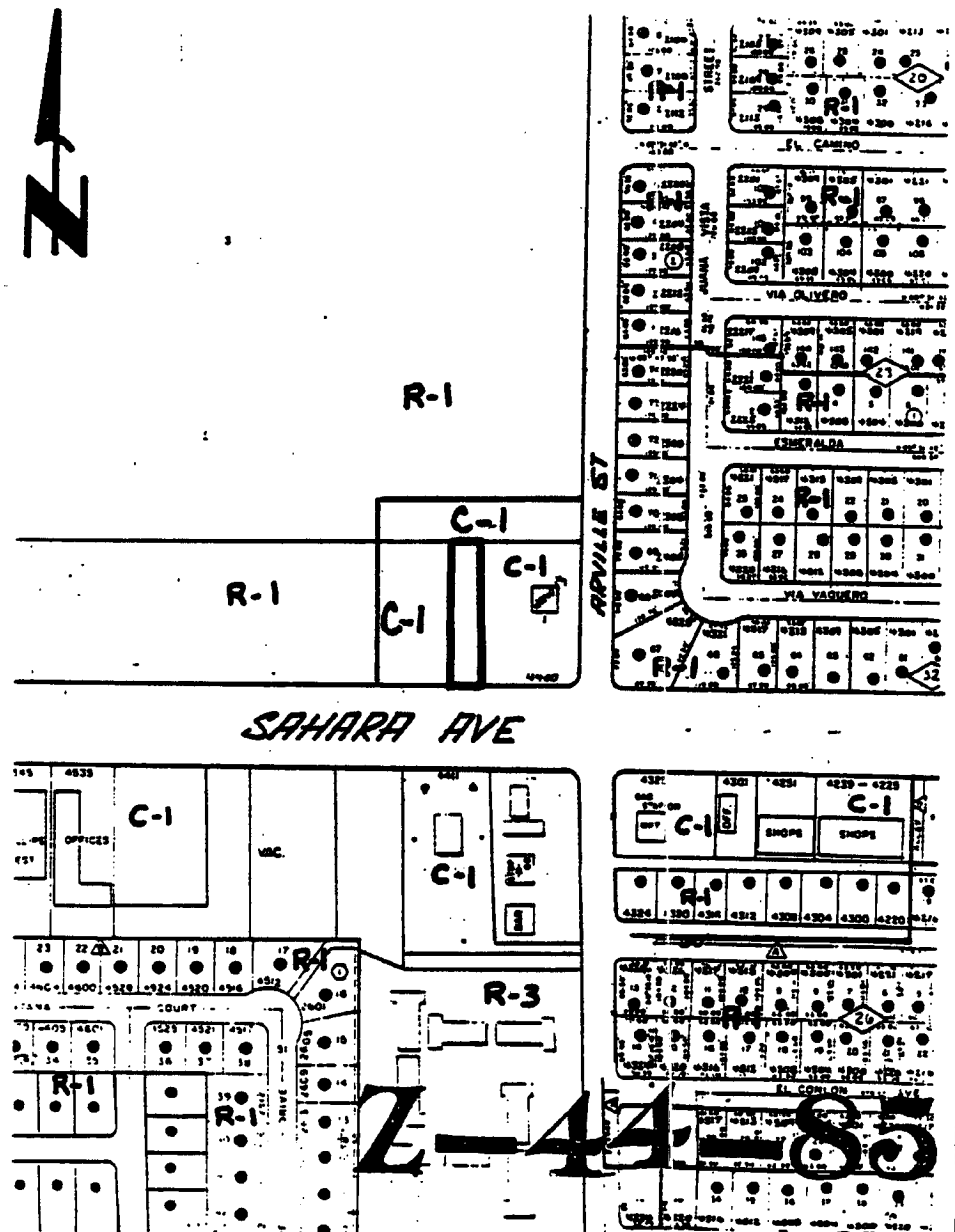
1. Z-44-85 - WENDY'S OF LAS VEGAS

The application for C-1 is to rezone a small parcel of land to the west of the existing Wendy's restaurant for additional parking. Wendy's is on the northwest corner of Sahara Avenue and Arville Street. There is C-1 zoning existing to the east, west and north.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

PROTESTS: 0



AGENDA*City of Las Vegas*

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ITEM

Council Action

Department Action

**X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)****I. SET DATE FOR PUBLIC HEARING ON ANY ITEM
REQUIRING A PUBLIC HEARING THAT WAS ACTED
UPON BY THE PLANNING COMMISSION AT ITS
AUGUST 8, 1985 MEETING.**VAC-5-85
VAC-8-859/4/85 Agenda
9/4/85 Agenda**J. SET DATE ON ANY APPEALS FILED OR REQUIRED
PUBLIC HEARINGS FROM THE BOARD OF ZONING
ADJUSTMENT MEETING HELD JULY 25, 1985.**

NONE

NONE

APPROVED AGENDA ITEM

0226

AGENDA*City of Las Vegas*

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ITEM

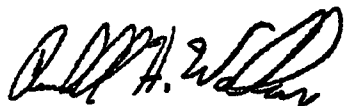
Council Action

Department Action

XI. ADDENDUM ITEMS

NONE

APPROVED AGENDA ITEM



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AGENDA*City of Las Vegas*

August 21, 1985

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ITEM

Council Action

Department Action

XII. CITIZEN PARTICIPATION

Items raised under this portion of the Agenda cannot be acted upon by the City Council until the notice provisions of the Open Meeting Law have been complied with. Therefore, action on such items will have to be considered at a later meeting.

NONE

MEETING ADJOINED AT 3:00 P.M.

APPROVED AGENDA ITEM

