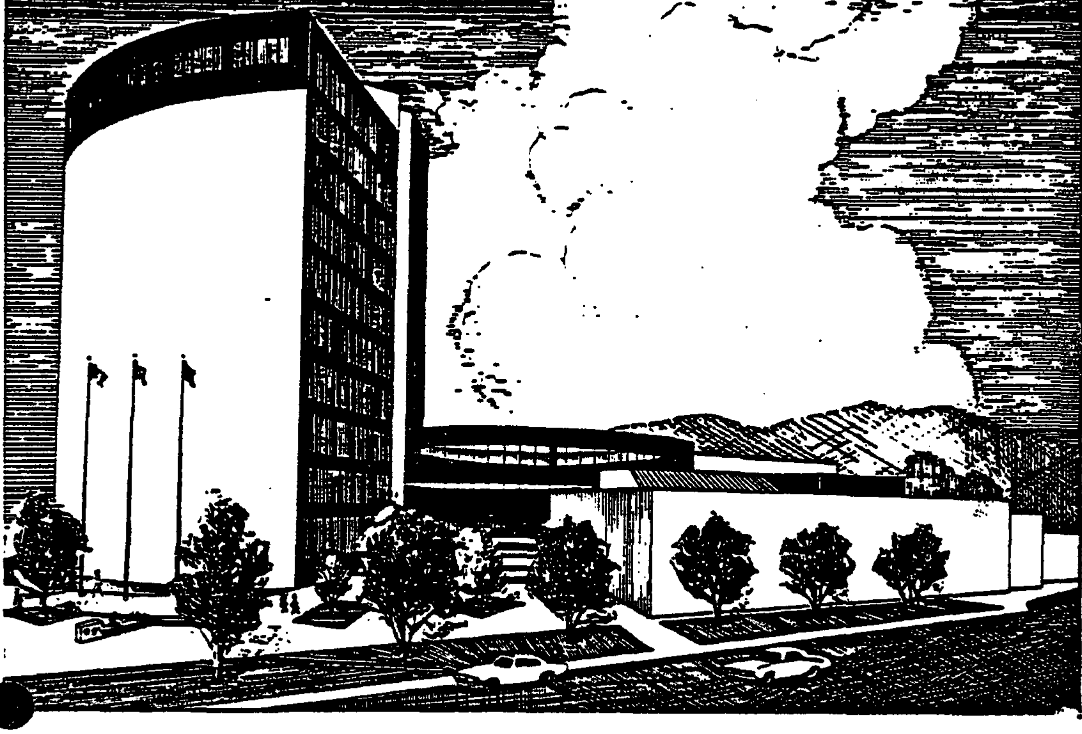

MINUTES

City of Las Vegas

CITY COUNCIL

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

DATE: Nov. 6, 1985

TIME: 9:45 A.M.

INVOCATION: Reverend Fred Dawson - Calvary Foursquare Church

PLEDGE OF ALLEGIANCE: Mayor Briare Led Audience in Pledge of Allegiance

CITY COUNCIL	PRESENT	ABSENT	EXCUSED
MAYOR BILL BRIARE	☒	☐	☐
COUNCILMAN RON LURIE MAYOR PRO-TEM	☒	☐	☐
COUNCILMAN AL LEVY	☒	☐	☐
COUNCILMAN BOB NOLEN	☒	☐	☐
COUNCILMAN W. WAYNE BUNKER	☒	☐	☐
CITY ATTORNEY			
GEORGE F. OGILVIE	☒	☐	☐

APPROVED BY REFERENCE ______________________, 19____

ATTEST:

______________________ CITY CLERK

______________________ MAYOR

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

AGENDA

City of Las Vegas

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

November 6, 1985

	ITEM	Council Action	Department Action
	I. 9:45 A.M.	FULL COUNCIL PRESENT	
	A. COMMUNITY RELATIONS Presentation of 1986 calendar by Girl Scouts.	Betty Schultz, 2nd Vice-President, Frontier Girl Scouts Council, presented Mayor Briare with a 1986 Calendar and announced their forthcoming drive.	
	B. SPECIAL EVENTS Proclamation: "Las Vegas Fire Captain Norm Nash Day"	Councilman Lurie presented proclamation to Norm Nash on behalf of his heroic dee in rescuing an elderly blind and deaf woman from a burning building.	
	II. 10:00 A.M.		
004	A. ANNOUNCEMENT RE COMPLIANCE WITH OPEN MEETING LAW	ANNOUNCEMENT MADE	
	B. INVOCATION Reverend Fred Dawson, Calvary Foursquare Church	Invocation given by Reverend Fred Dawson, Calvary Foursquare Church	
	C. PLEDGE OF ALLEGIANCE	Mayor Briare led audience in Pledge of Allegiance	
06	D. APPROVAL OF CITY COUNCIL FINAL MINUTES For the meeting of June 19, 1985.	Lurie - APPROVED Unanimous	Clerk to proceed

APPROVED AGENDA ITEM

AFFIDAVIT OF MAILING

(Mailing required under the provisions of NRS CHAPTER 241)

STATE OF NEVADA)
) ss
COUNTY OF CLARK)

Joanne Perry, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the 1st day of Nov, 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 6th day of November, 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).

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

Subscribed and sworn to before me this

1st day of November, 1985

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

My Commission expires: 3-15-86

SANDRA R. LE BOEUF
Notary Public - State of Nevada
Appointment Recorded in Clark County
My Appointment Expires Mar. 15, 1986

AFFIDAVIT OF POSTING

(Posting required under the provisions of NRS CHAPTER 241)

STATE OF NEVADA)
) ss
COUNTY OF CLARK)

Joanne Perry, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the 1st day of November, 1985 at the hour of 9:30 Am 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 6th day of November, 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).

Joanne Perry
SIGNATURE

City Clerk's Office
DEPARTMENT

Subscribed and sworn to before me this 1st day of November, 1985

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

My Commission expires: 3-15-86

SANDRA R. LE BOEUF
Notary Public - State of Nevada
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AGENDA

City of Las Vegas

November 6, 1985

CITY COUNCIL

Page 2

COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM	Council Action	Department Action
III. DEPARTMENT OF BUSINESS ACTIVITY JERRY 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.		
1006 *A. GAMING -- Additional 1. EXBER, INC. El Cortez Hotel & Casino 600 Fremont 19 slots Western Hotel & Casino 899 Fremont 2 slots 2. SAM WILL, INC. Fremont Hotel & Casino 200 Fremont 62 slots 3. GAUGHAN SOUTH, INC. Gold Spike Hotel & Casino 400 Ogden 12 slots	Lurie - APPROVED Items 1 thru 16. Unanimous except Lurie abstained on Item 10.	Staff to proceed

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
4. GEMINI, INC. Lady Luck Casino 206 North Third Street 1 Crap Table		
5. E. G. & H., INC. Las Vegas Club 18 Fremont 16 slots		
6. BOB STUPAK Vegas World Hotel & Casino 2000 Las Vegas Boulevard South 20 slots 1 "21" Table		
7. PACDOT, INC. Twin Lakes Liquor 1032 North Rancho 6 slots		

Cu Lrowmar

AGENDA

City of Las Vegas

November 6, 1985

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)		
8. AMERICAN COIN ENTERPRISES P.J. Russo's 2300 South Maryland Parkway 15 slots Skinny Dugan's Pub 4127 West Charleston 4 slots	APPROVED See Page 2	See Page 2
9. AMERICAN COIN MACHINE COMPANY Village Inn Liquors 238 West Sahara 3 slots The Westhill Pub 3601 West Sahara 2 slots		
10. CASINO SERVICES 7-Eleven Food Store #13695 1000 Torrey Pines 1 slot Orbit Inn Casino 707 Fremont 12 slots		

[signature]

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)		
*A. GAMING -- Additional (cont'd)	APPROVED See Page 2	See Page 2
11. GAMES OF NEVADA Lucky Pierre's 1243 East Sahara 1 slot Quarter Corner Casino 2430 Las Vegas Boulevard South 1 slot		
12. J & H VENDING COMPANY Darci's Restaurant 330 South Third Street, #100 2 slots		
13. J. J. PARKER COMPANY The Sidepocket West 552-564 South Decatur 2 slots		
14. NEVADA COIN MACHINE COMPANY Decamead Laundromat 1923 North Decatur 1 slot Paula K's Clean & Brite Laundromat 804 North Decatur 1 slot		

00008

AGENDA

City of Las Vegas

November 6, 1985

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
15. RUJO, INC. Memory Lane 1311 West Owens 4 slots		
16. UNITED COIN MACHINE COMPANY Rice Paddy 5183 West Charleston 2 slots 7-Eleven Food Store #25123 6980 Westcliff 3 slots Tovi's Italian Restaurant & Lounge 808 South Decatur 1 slot		
1007 B. LIQUOR -- New	Lurie - APPROVED Unanimous	Staff to proceed
1. WILLIAM ADAMS dba BOSTON PIZZA #8 3140 South Valley View, #4 5 & 6 Beer/Wine On-Sale License William Randall Adams, 100%		

00009

AGENDA

City of Las Vegas

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

November 6, 1985

ITEM	Council Action	Department Action
III. DEPARTMENT OF BUSINESS ACTIVITY (cont'd)		
007 B. LIQUOR -- New (cont'd) 2. JAMES POLLACK dba J-KING MARKET & DELI 713 East Ogden Beer/Wine Off-Sale License James Pollack, 100% Jim Hall, Manager	LEVY APPROVED, subject to six-month review. Unanimous Police report dated made part of record at LVMPD.	Staff to proceed Lt. Hash Hanief, LVMPD, appeared James Pollack appeared October 14, 1985 and kept on file
C. LIQUOR -- Change of Ownership/Change of Business Name		
011 1. From: Ambassador Casino Ltd., a Nevada Limited Partnership dba Ambassador Casino Ambassador Casino, Inc., General Partner, 1% John Woodrum, Sole Officer, Dir John Woodrum, Limited Partner, 99% TO: *JOSEPH MIKULICH dba AMBASSADOR CASINO BAR 916 East Fremont General On-Sale License Joseph Bob Mikulich, 100% *Subject to the provisions of the Planning and Fire codes and Health Department regulations	Levy APPROVED, subject to conditions. Unanimous	Staff to proceed Joseph B. Mikulich appeared

AGENDA

City of Las Vegas

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

00010

November 6, 1985

	ITEM	Council Action	Department Action
	III. DEPARTMENT OF BUSINESS ACTIVITY (cont'd)		
1012	D. LIQUOR -- Change of Business Name 1. From: Larry's Old Ranch TO: LARRY'S OLD RANCH, INC. dba OLD RANCH HOUSE 3369 Thom Boulevard General On-Sale License John Van Fleet, Pres, Dir and Marjorie Van Fleet, Secy, Treas, Dir, 95% jointly as husband and wife Lawrence La Penta, Dir, 5%	Lurie - APPROVED Unanimous	Staff to proceed
1013	E. LIQUOR -- Approval of Corporate Officer 1. SAFEWAY STORES, INC. dba SAFEWAY STORES 700 South Decatur 701 North Rancho 1100 East Charleston 3535 West Sahara General Off-Sale Licenses Donald Lee Gates, Vice President - Division Manager	Lurie - APPROVED Unanimous	Staff to proceed

[signature]

AGENDA

City of Las Vegas

00011

November 6, 1985

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

	ITEM	Council Action	Department Action
	III. DEPARTMENT OF BUSINESS ACTIVITY (cont'd)		
1013	F. LIQUOR -- Approval of Additional Principals 1. BONANZA BEVERAGE COMPANY, INC. dba BONANZA BEVERAGE 6333 Ensworth Wholesale General License William George Gialketsis, Jr., Dir, Vice President Stephen Gregory Gialketsis, Supervisor	Lurie - APPROVED Unanimous	Staff to proceed
013	G. LIQUOR -- Approval of Managers 1. CIRCLE K CORPORATION dba CIRCLE K STORE #1246 5400 Vegas Drive CIRCLE K STORE #1302 4333 East Bonanza Beer/Wine Off-Sale Licenses Managers: Jean Marie Ferry, Store #1246 Delores Alice Lovato, Store #1302	Lurie - APPROVED Items 1 & 2 Unanimous	Staff to proceed

City of Las Vegas

AGENDA DOCUMENTATION

Date: October 28,1985

TO: The City Council

FROM: GRANVILLE M. BOWMAN
DEPUTY CITY MANAGER

SUBJECT: DEPARTMENT OF BUSINESS ACTIVITY -- NOVEMBER 6, 1985 CITY COUNCIL AGENDA
LIQUOR -- Approval of Additional Principals

PURPOSE/BACKGROUND

Item, "F", 1

Appearing on the agenda for approval of suitability are two principals of Bonanza Beverage Company.

Special/Privileged Investigations Section of the Las Vegas Metropolitan Police Department has advised that an "unfavorable" police report is being submitted on one of the applicants, Stephen Gialketsis. A confidential investigative report will be submitted to the City Council prior to the meeting.

Jerry J. Cahill, Director
Department of Business Activity

FISCAL IMPACT

RECOMMENDATIONS

Agenda Item

III F 1

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)		
	G. LIQUOR -- Approval of Managers (cont'd)		
	2. KAYO OIL COMPANY dba JET #28003 1420 West Bonanza JET #28005 6100 West Charleston JET #28007 2083 East Fremont Beer/Wine Off-Sale Licenses (Kayo Oil Company, a wholly-owned subsidiary of Conoco, Inc.) Robert Manuel Lizano, District Supervisor	APPROVED See Page 9	See Page 9
1014	H. GAMING -- New	Lurie - APPROVED Items 1 thru 3 as recommended. Unanimous	Staff to proceed
	1. NEVADA DISSEMINATOR SERVICE, INC. dba NEVADA DISSEMINATOR SERVICE, INC. 978 East Sahara Race Book Information Service Thomas Michael Roberts, Pres, 100%		

00014

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)		
H. GAMING -- New (cont'd)		
2. RICHARD GARMAN dba GARMAN'S COIN 2961 Industrial Road Slot Operator License Richard W. Garman, 100%	APPROVED	See Page 10
3. FRANK AMALFITANO dba VILLA PIZZA 552 North Eastern Restricted Gaming: 3 slots Frank Amalfitano, 100%	APPROVED	See Page 10
14 I. GAMING -- Change of Location		
1. From: 1516 Las Vegas Boulevard South TO: NEVADA COIN MACHINE, INC. dba NEVADA COIN MACHINE COMPANY 3111 South Valley View, J-104 Slot Operator License Clyde House, Jr., Pres, 50% Rinaldo Bartolo, Secy, Treas, 50%	Lurie - APPROVED Unanimous	Staff to proceed

00015

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)		
1014	J. SECONDHAND DEALERS LICENSE/FIREARMS PERMIT -- Change of Corporate Ownership 1. *SPORTSMAN'S PARADISE, INC. dba SPORTSMAN'S PARADISE, INC. 1124 South Maryland Parkway Class III-C From: Leslie Smith, Pres, Dir, 100% TO: Owen Messinger, Dir, Pres, 50% John Anthony Detra, Dir, V. P., 50% *Subject to the provisions of the Fire codes	Levy - APPROVED, subject to the provisions. Unanimous	Staff to proceed
1015	K. LIQUOR -- Request for Approval of Nonoperational Status 1. DAN DAVIS dba DAN & RAY'S BAR 18 Garces Street General On-Off Sale License Dan Davis, 100% (Request for approval of nonoperational status for three-month period: 11/9/85 to 2/9/86.)	Lurie - APPROVED Items 1 thru 3. Unanimous	Staff to proceed

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)		
K. LIQUOR -- Request for Approval of Nonoperational Status (cont'd)		
2. CANUL & ESCOTO dba LAS VEGAS TROUBADOUR 2112 Western Avenue General On-Off Sale License Frank Canul, 50% Pedro H. Escoto, 50% (Request for approval of nonoperational status for three-month period: 11/30/85 to 3/1/86.)	APPROVED	See Page 12
3. LINDA MARTINELLI dba DOODADS 333 North Rancho General On-Sale Restaurant Limited Linda S. Martinelli, 100% (Nonoperational status for period 8/18/85 to 11/18/85 approved 8/7/85. Request for approval of extension for additional three-month period: 11/18/85 to 2/18/86.)	APPROVED	See Page 12

City of Las Vegas

AGENDA DOCUMENTATION

Date: October 24, 1985

TO: The City Council

FROM: GRANVILLE M. BOWMAN
DEPUTY CITY MANAGER

SUBJECT: DEPARTMENT OF BUSINESS ACTIVITY -- NOVEMBER 6, 1985 CITY COUNCIL AGENDA
LIQUOR -- Request for Approval of Nonoperational Status

PURPOSE/BACKGROUND

Items, "K", 1 thru 3.

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

1. Dan Davis, dba Dan & Ray's Bar.
2. Frank Canul and Pedro Escoto, dba Las Vegas Troubadour.
3. Linda Martinelli, dba Doodads.

Copies of letters requesting extensions are attached.

Jerry J. Cahill

Jerry J. Cahill, Director
Department of Business Activity

FISCAL IMPACT

RECOMMENDATIONS

Agenda Item

III K 1 thru 3

August 14, 1985

City Council
Las Vegas, Nevada

Attention: Department of Business Activity

Re: Dan & Ray's Bar
18 Garces Street
Liquor License #L04-123-4-00058

Gentlemen:

This letter is to request that my above referenced liquor license be placed on a non-operational status.

Due to conditions in the area of St. Vincent's Dining Room, I had to cease operation on August 9, 1985. At the present time I am looking for a more suitable area at which to resume operation of the license.

Sincerely,

Dan Davis
1624 Palm, #162
Las Vegas, NV 89104
457-8934

Dan Davis

August 22,1985

City of Las Vegas
Business Activities
License Department
Las Vegas,Nevada 89125

To whom it may Concern;

Aug. 29, 1985

As of ~~September 3,1985~~ the liquor license of the Las Vegas Troubadour is being given up for suspension and to possibly be used in another location, at a further date. The new Lessee's of the Las Vegas Troubadour plan to engage in another business venture, non-alcoholic in nature. If you have any questions feel free to contact Dennis Wiley at 362-9780.

SINCERELY,

* Frank Canul

Pete Escoto

* 1531 Golddust Ave.
89119

Farrer West Associates
5115 SOUTH INDUSTRIAL ROAD
LAS VEGAS, NEVADA 89118
(702) 739-7434

October 25, 1985

The Honorable Mayor and City Councilmen
c/o Jerry Cahill, Director
Department of Business Activity
400 Stewart Avenue
Las Vegas, NV 89101

Re: Liquor License No. L04-00218-4-000523
Martinellis dba Doodads
Inactive Status

Gentlemen:

I am the Court appointed Bankruptcy Trustee in the Martinelli Bankruptcy proceedings.

One of the assets of the bankruptcy estate is their city liquor license.

We have a potential buyer and are tied up in some disputes that are delaying the Bankruptcy Courts appraisal of the sale.

The purpose of this letter is to seek the review of the inactive status at the Commissioner's November 6, 1985 Council Meeting.

We seek your favorable consideration of our request to extend the inactive status of this license for an additional ninety days.

Thank you,

Ray Farrer

Ray Farrer
U.S. Bankruptcy Court
Trustee

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)		
1015	L. LIQUOR -- Request for Extension of Preliminary Approval 1. GERSON J. WINDER dba WINDER LIQUOR 900 North Highland General On-Off Sale License Gerson John Winder, 100% (Preliminary approval granted 11/21/84 for six-month period. Extension of preliminary approval for six-month period 5/21/85 to 11/21/85 granted 5/15/85. Request for approval of extension for additional one-year period: 11/21/85 to 11/21/86.)	Lurie - APPROVED Unanimous NOTE: Verbatim transcript made part of Final Minutes.	Staff to proceed
1C	M. LIQUOR -- Six Month Review 1. INTERNATIONAL SPORTS MANAGEMENT, INC. dba CAFE ROUGE 900 West Bonanza General On-Sale License Sarann Knight Preddy, Pres, 50% Joe Lee Preddy, Secy, Treas, 50%	Nolen - APPROVED with no more reviews. Unanimous	Staff to proceed Lt. Hash Hanief, LVMPD, appeared Sarann Knight Predd appeared

City of Las Vegas

AGENDA DOCUMENTATION

Date: October 24, 1985

TO: The City Council

FROM: GRANVILLE M. BOWMAN
DEPUTY CITY MANAGER

SUBJECT: DEPARTMENT OF BUSINESS ACTIVITY -- NOVEMBER 6, 1985 CITY COUNCIL AGENDA
LIQUOR -- Request for Extension of Preliminary Approval

PURPOSE/BACKGROUND

Item, "L", 1.

Appearing on the Department of Business Activity portion of the agenda is a request for extension of preliminary approval submitted by Gerson John Winder, 100%, dba Winder Liquor.

On November 21, 1984 the City Council granted preliminary approval for a six-month period to Mr. Winder for a General On-Off Sale license to be located at 900 North Highland.

On May 15, 1985 the City Council granted an extension of preliminary approval for a six-month period from May 21, 1985 to November 21, 1985.

Mr. Winder is requesting an additional one-year extension (11/21/85 to 11/21/86), due to the fact that the construction of the building where he intends to activate his liquor license has not been completed.

Attached is a copy of a letter dated October 7, 1985 from Mr. Winder regarding this request.

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

FISCAL IMPACT

RECOMMENDATIONS

Agenda Item

III L 1

October 7, 1985

Honorable Mayor & City Councilmen
c/o Jerry J. Cahill, Director
Department of Business Activity
400 East Stewart Avenue
Las Vegas, NV 89101

Re: Winder Liquors
900 North Highland
#L04-168-4-00018

Gentlemen:

Due to various problems the construction of the building where I intend to activate my liquor license has not been completed as yet.

Therefore, I hereby request another extension of preliminary approval on the liquor license for Winder Liquors for an additional one-year period.

Yours truly,

John Winder

John Winder

TRANSCRIPT - CITY COUNCIL MEETING - NOVEMBER 6, 1985 PAGE 1
III. BUSINESS ACTIVITY
ITEM L.1 - LIQUOR - REQUEST FOR EXTENSION OF PRELIMINARY APPROVAL - GERSON J. WINDER

MAYOR BRIARE: Item L is a request for extension of a preliminary approval for Winder Liquor.

COUNCILMAN LURIE: MOVE FOR APPROVAL.

MAYOR BRIARE: For one year?

COUNCILMAN LURIE: Well does the time run out -- is it six months? Are they asking for one year at this time?

JERRY CAHILL: They're six months has run out and they're asking for an additional year on the preliminary approval.

COUNCILMAN LURIE: What's happening? How far are they along with the program here because I'll give them six months. I'm not going to give them one year. Let them come back.

JERRY CAHILL: If that's the pleasure of the Board. The building is partially constructed.

COUNCILMAN LURIE: Is it partially up?

JERRY CAHILL: That's right.

COUNCILMAN LURIE: MOVE FOR APPROVAL, ONE YEAR.

MAYOR BRIARE: Questions or comments? Cast your votes. Post. Motion's APPROVED. (Motion carried unanimously.)

END OF DISCUSSION

/sl

AGENDA

City of Las Vegas

November 6, 1985

CITY COUNCIL

COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM		Council Action	Department Action
	III. DEPARTMENT OF BUSINESS ACTIVITY (cont'd)		
1022	N. LIQUOR -- New (Request for Reconsideration) (Requested by Councilman Nolen) 1. *BROGLIA, INC. dba PAPARAZZI RISTORANTE 3431 West Sahara, #B2-5 Beer/Wine On-Sale License Roberto Broglia, Pres, Dir, 50% Antonietta Broglia, Secy, Treas, Dir, 50% *Subject to the provisions of the Fire codes and Health Department regulations PREVIOUS ACTION: At the October 2, 1985 City Council meeting NOLEN moved to DENY, motion carried with BRIARE voting no.	Nolen - APPROVED Motion to reconsider. Unanimous	11/20/85 Agenda Jeffrey Silver, Att and Roberto Broglia appeared

APPROVED AGENDA ITEM

City of Las Vegas

AGENDA DOCUMENTATION

Date: October 30, 1985

TO:	FROM:
The City Council	GRANVILLE M. BOWMAN DEPUTY CITY MANAGER

SUBJECT: DEPARTMENT OF BUSINESS ACTIVITY -- NOVEMBER 6, 1985 CITY COUNCIL AGENDA
LIQUOR -- New (Request for Reconsideration)

PURPOSE/BACKGROUND

Item "N" on the Department of Business Activity portion of the agenda is a request for reconsideration of a new beer/wine on-sale license for Broglia, Inc., dba Paparazzi Ristorante, 3431 West Sahara. This license application was denied by the City Council on October 2, 1985.

Attached are copies of the following:

1) Letter from applicant's attorney, Jeffrey A. Silver, dated October 24, 1985.

2) Polygraph report dated October 21, 1985.

Jerry J. Cahill

Jerry J. Cahill, Director
Department of Business Activity

FISCAL IMPACT

RECOMMENDATIONS

Agenda Item

III N 1

LAW OFFICES

WIENER, WALDMAN, GORDON & SILVER, LTD.

SUITE 801, CHICAGO TITLE BUILDING
701 EAST BRIDGER AVENUE
LAS VEGAS, NEVADA 89101
(702) 382-9666

LOUIS WIENER, JR.
HERBERT L. WALDMAN
GERALD M. GORDON
JEFFREY A. SILVER
BRADLEY J. RICHARDSON
ROBERT J. GOWER
KEITH L. McCLELLAN
JAMES PATRICK SHEA
HELEN L. JONES
ROBERT C. BOVARD

October 24, 1985

TO: Mayor Bill Briare and Councilmen
Al Levy, Ron Lurie, Bob Nolen and
W. Wayne Bunker
400 E. Stewart Avenue
Las Vegas, Nevada 89101

RE: Liquor License Application for Paparazzi Ristorante/
Roberto Broglia

On the 2nd day of October, 1985, Roberto Broglia appeared before you for approval of a liquor license for the Paparazzi Ristorante.

Some areas of concern were discussed regarding the source of funds which Roberto Broglia used for proposed investment. Further, there was some discussion regarding Mr. Broglia's willingness to take a polygraph in tracing the legitimacy of those funds. As a result of the unanswered concerns the Council voted to deny licensing by a 4-1 vote, but there was an indication that should Mr. Broglia successfully pass a polygraph exam on the subject matter the application possibly would be reconsidered.

Attached hereto is a copy of the results of that polygraph report delving into the subject matter of your concerns. It is the contention of Professional Polygraph Services that Roberto Broglia was truthful during the course of the exam. Accordingly, it is requested that the application of Roberto Broglia d/b/a Paparazzi Ristorante for approval to serve on premises beer and wine be reconsidered at the next meeting of the Council on November 6, 1985.

Your consideration of this request is appreciated. If

LAW OFFICES
WIENER, WALDMAN, GORDON & SILVER, LTD.

Mayor Briare and
City Council Members
October 24, 1985
Page 2

there are questions concerning the foregoing please do not hesitate to contact my office.

Very truly yours,

WIENER, WALDMAN, GORDON
& SILVER, LTD.

JEFFREY A. SILVER, ESQ.

JAS/nr
Encl.
cc: Jerry Cahill
Andy Hafen
Roberto Broglia

Professional Polygraph Services

Polygraph • Gaming • Retail • Investigation

1920 SOUTH MARYLAND PARKWAY • LAS VEGAS, NEVADA 89104
(702) 796-1183

CONFIDENTIAL POLYGRAPH REPORT

Subject: Roberto nmn Broglia | Date of Exam: 10/21/85

Requestor: Jeff Silver | Type of Exam: Specific Issue

****

Mr. Broglia appeared for the purpose of a polygraph examination on October 21, 1985. A consent and waiver form was signed by Mr. Broglia.

PURPOSE OF EXAMINATION:

The purpose of the polygraph examination was to determine if Mr. Broglia was lying about the origin of a $100,000.00 investment in his restaurant, Paparazzi, in Las Vegas, Nevada. Further, the purpose of the polygraph examination was to determine if Mr. Broglia had any hidden interest in the restaurant...

PRE-TEST INTERVIEW:

Mr. Broglia was somewhat emotional and distracted, but pleasant and courteous throughout the interview and examination. He denied any form of hidden investment whatsoever in his restaurant. He stated that he had earned the $100,000.00 investment by working in the Bahamas, by working for his brother-in-law in Miami, and by the sale of property in Italy. He stated that all of the money had been earned by legal business enterprise.

No other significant information was obtained during interview.

EXAMINATION:

The following relevant questions were asked during the examinations along with selected control questions to protect the truthful person. Mr. Broglia's vocal responses were as follows:

CONFIDENTIAL REPORT: The information contained herein is given in confidence and for your exclusive use upon the express understanding and agreement that this agency shall not incur any liability for or by reason of giving the same, or any error therein, or omission therefrom; also upon the express condition that if you communicate the same or any part thereof you will [illegible]

CONFIDENTIAL POLYGRAPH REPORT
Subject: Roberto nmn Broglia
Page Two

EXAMINATION cont.

2.	Regarding your truthfulness and hidden ownership in the restaurant, do you intend to answer my questions in good faith?	YES
5.	Did the $100,000.00 belong only to you and your wife?	YES
7.	Was the $100,000.00 earned in a legal business?	YES
9.	Is there any hidden ownership in Paparazzi?	NO

ANALYSIS:

The polygraph charts were given a detailed, numerical evaluation in which a score of +6 (or higher) indicates truthfulness, from +5 to -5 is inconclusive, and a score of -6 (or lower) indicates deception to relevant questions.

After three charts, the polygraph data is scientifically measured to be a +11.

CONCLUSION:

In the opinion of this examiner, Mr. Broglia was truthful to the above noted relevant questions.

Respectfully submitted,

Ronald D. Slay
Polygraph Examiner

RDS:jp

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)		
1025 O. LIQUOR & GAMING -- Change of Location/ Request for Waiver of 1500' Distance Requirement 1. From: 4347 West Charleston TO: HYDE PARK LIQUORS, INC. dba HYDE PARK LIQUORS 4371 West Charleston General On-Off Sale License Restricted Gaming: 15 slots George W. Huffman, Pres, Secy, Treas, Dir, 66 2/3% John P. Dore, 33 1/3% Subject to the provisions of the Fire codes and Health Department regulations Also, subject to final State Gaming approval	Levy - APPROVED, subject to provisions. Unanimous	Staff to proceed Applicant was present No one appeared in opposition

APPROVED AGENDA ITEM

City of Las Vegas

AGENDA DOCUMENTATION

Date: October 30, 1985

TO:
The City Council

FROM:
GRANVILLE M. BOWMAN
DEPUTY CITY MANAGER

SUBJECT: DEPARTMENT OF BUSINESS ACTIVITY -- NOVEMBER 6, 1985 CITY COUNCIL AGENDA
LIQUOR & GAMING -- Change of Location/Request for Waiver of 1500' Distance Requirement

PURPOSE/BACKGROUND

Item, "O", 1.

Appearing on the Department of Business Activity agenda is an application for a change of location on the General On-Off Sale license held by Hyde Park Liquors, Inc., dba Hyde Park Liquors, 4347 West Charleston. Hyde Park Liquors, Inc. is seeking to move its license to 4371 West Charleston.

Along with the application for a change of location, the licensee is requesting a waiver of the 1500' distance requirement as provided under Title 6, Chapter 50, Section 310, Las Vegas Municipal Code. Measurements taken by the Department of Business Activity reveal that the following establishments are within 1500' of the proposed location:

Macayo Vegas #3 4457 West Charleston	General On-Sale	475'
Skinny Dugan's Pub 4127 West Charleston	General On-Off Sale	875'

Attached is a copy of a letter dated October 17, 1985, from George Huffman, President of Hyde Park Liquors, Inc., outlining this request for waiver. Also attached is a copy of a map showing the proposed location and surrounding neighborhood.

Jerry J. Cahill

Jerry J. Cahill, Director
Department of Business Activity

FISCAL IMPACT

RECOMMENDATIONS

Agenda Item

III O 1

Hyde Park Liquors, Inc.
4347 West Charleston
Las Vegas, NV 89102

October 17, 1985

Honorable Mayor and City Councilmen
c/o Jerry Cahill, Director
Department of Business Activity
City of Las Vegas
P. O. Box 1900
Las Vegas, NV 89101

Re: Relocation of Hyde Park Liquors

Gentlemen:

George Huffman and John P. Dore', owners of Hyde Park Liquors, Inc., wish to obtain your approval to relocate Hyde Park Liquor Store.

Hyde Park Liquors is now located in Hyde Park Shopping Center, 4347 West Charleston. We wish to relocate in the same shopping center at 4371 West Charleston, approximately 100' to the west of present location.

We are now approximately 1,000' from Skinny Dugan's Cocktail Lounge on West Charleston. The new location would be approximately 1,100' away. Also, we are approximately 600' from Macayo Vegas, a restaurant with a cocktail lounge. The new location would place us approximately 500' from said restaurant.

We are seeking this move to improve our business. The new location is larger and better situated. As Hyde Park has been at present location for over 30 years, we desperately need more space, as we would like to build a new bar and replace a lot of the old equipment in order to remain competitive.

We request a waiver of the 1500' distance requirement for this move. It is our feeling that this waiver be granted to us because of the fact we were the first established bar in this neighborhood; and, it is our intention that the new location will be an asset and improvement of the neighborhood.

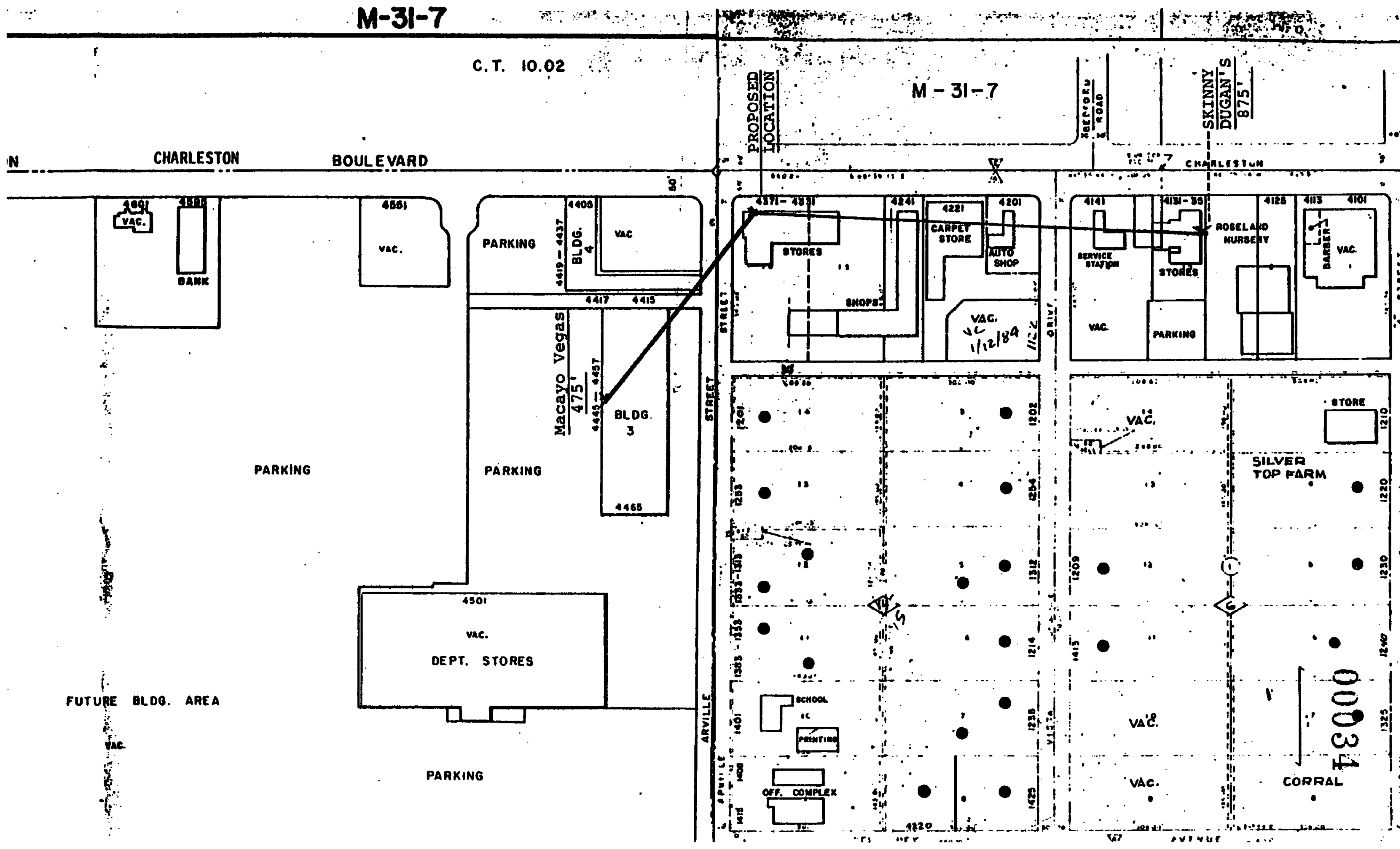
Thank you for your consideration of this matter.

Sincerely,

George Huffman

George Huffman
President

GH:ch



CITY COUNCIL MINUTES - NOVEMBER 6, 1985

00034

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)		
P. ROCK CONCERT PERMIT 1. *MICHAEL SCHIVO PRESENTS, INC. Location: Cashman Field Date: November 26, 1985 Performing Group: Corey Hart *Subject to meeting all requirements of the Las Vegas Convention and Visitors Authority, Las Vegas Metropolitan Police Department, and Department of Business Activity	STRICKEN FROM AGENDA AT REQUEST OF APPLICANT MICHAEL SCHIVO.	

APPROVED AGENDA ITEM

AGENDA

City of Las Vegas

November 6, 1985

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

ITEM		Council Action	Department Action
	IV(a). ADMINISTRATIVE AGENDA ASHLEY HALL, CITY MANAGER		
026	A. DISCUSSION AND POSSIBLE ACTION OF A LEASE AGREEMENT FOR CITY OWNED PROPERTY AT 1000 "D" STREET.	Lurie - APPROVED as recommended. Unanimous	Staff to proceed
027	B. DISCUSSION AND POSSIBLE ACTION ON SELECTION AND RATIFICATION OF MUNICIPAL COURT ADMINISTRATOR.	Nolen - RATIFIED the appointment of Jan Tait as recommended. Unanimous	Staff to proceed Jan Tait was present

City of Las Vegas

AGENDA DOCUMENTATION

00037

Date: October 30, 1985

TO:
The City Council

FROM: ASHLEY HALL
CITY MANAGER Ashley Hall

SUBJECT: DISCUSSION AND POSSIBLE ACTION OF A LEASE AGREEMENT FOR CITY OWNED PROPERTY AT 1000 "D" STREET

PURPOSE/BACKGROUND

The Las Vegas City Council approved the following lessees for City property commonly known as the O.I.C. Building at 1000 "D" Street, at the July 3, 1985 City Council meeting.

The approved lessees are:

1. Center for Employment Training of Nevada
2. Youth Adolescent Services Center
3. Economic Opportunity Board of Clark County
4. Lee White Youth Club of Las Vegas

For your consideration is a lease agreement between the City and the aforementioned organizations. Specific items of the lease are:

- A one-year lease renewable at the option of the City.
- Lessees are responsible for the upkeep, repair and improvements of both the grounds and building.
- Lessees are responsible for all utilities and insurance.

FISCAL IMPACT

Ten dollars ($10) per year, per lessee payable in advance.

RECOMMENDATIONS

It is the recommendation of the City Manager's Office that this Agreement be approved.

Agenda Item

IV(a). A.

TY OF LAS VEGAS

INTER-OFFICE MEMORANDUM

Date 00038

March 26, 1986

TO:

FILE

FROM: CAH

CAROL ANN HAWLEY, CITY CLERK

SUBJECT:

LEASE AGREEMENT -
CLV & CENTER FOR EMPLOYMENT TRAINING, EOB OF CLARK COUNTY, YOUTH ADOLESCENT SERVICES AND LEE WHITE - 10/16/85 thru 10/15/86

COPIES TO:

The attached document has not been signed on behalf of the Center for Employment Training and Lee White. Richard Blue, Executive Assistant to the City Manager, advises that they are not utilizing this lease and should not and desire not to sign same. Deputy City Attorney John Roethel advises that the document is still valid and binding as regards tenants EOB and Youth Adolescent Services who are occupying these premises.

LEASE AGREEMENT

THIS LEASE AGREEMENT, made and entered into this 12th day of November, 1985, but effective as of October 16, 1985, by and between the CITY OF LAS VEGAS, a Municipal Corporation (hereinafter called "Lessor"), and the CENTER FOR EMPLOYMENT TRAINING, the ECONOMIC OPPORTUNITY BOARD OF CLARK COUNTY, YOUTH ADOLESCENT SERVICES, and LEE WHITE (hereinafter called "Lessees").

WITNESSETH:

WHEREAS, CENTER FOR EMPLOYMENT TRAINING, the ECONOMIC OPPORTUNITY BOARD OF CLARK COUNTY, YOUTH ADOLESCENT SERVICES, and LEE WHITE each separately wish to lease certain premises known as the "OIC Building" located at "D" and Jefferson Avenue, Las Vegas, Nevada, for a period of one year beginning October 16, 1985, and terminating on October 15, 1986;

WHEREAS, the aforesaid real property and the appurtenances thereto have been vandalized by certain unknown vandals; and

WHEREAS, Lessor is amenable to the leasing of the aforesaid real property located at "D" and Jefferson Avenue, Las Vegas, Nevada, known as the "OIC Building," provided that the CENTER FOR EMPLOYMENT TRAINING, the ECONOMIC OPPORTUNITY BOARD OF CLARK COUNTY, YOUTH ADOLESCENT SERVICES, and LEE WHITE will jointly or each separately reconstruct the building located on the aforesaid real property known as "OIC Building" at no expense to the Lessor.

NOW, THEREFORE, it is hereby covenanted and agreed by and between the parties hereunto as follows:

1. That each Lessee hereby leases said premises as hereinbefore more fully described and that the Lessees, jointly or each separately, agree to rebuild and reconstruct said building so that it will be suitable for use as a youth employment training, counseling and recreational center.

2. That the Lessees, jointly or each separately, shall provide or make provisions to acquire all the necessary labor and materials to reconstruct and rebuild the aforesaid center.

3. That at no time will the Lessor be responsible for any of the debts or liabilities incurred in the rebuilding of the aforesaid center.

4. During the term of this Lease Agreement, the Lessees, jointly or each separately, covenant and agree to obtain and maintain at the Lessees' expense, from an insurance company satisfactory to the Lessor, standard form fire and hazard insurance for the building in the minimum amount of $207,900.00, and general liability insurance protecting the Lessees and Lessor, as an additional insured on such policies against any claim for property damage up to $25,000.00, and against any claim for personal injury up to $100,000.00, with respect to any one claim, and up to $300,000.00 with respect to any one accident and to furnish Lessor with certificates of said insurance policies. The amount of the fire and hazard insurance is to be adjusted annually to reflect the replacement cost of the building. Said insurance policies shall require the insurer to notify the Lessor 30 days in advance of cancellation.

5. Said Lessees,jointly or each separately, shall not use or permit said premises, or any part thereof, to be used for any purposes other than the purposes which the said premises are hereby leased; nor shall Lessees,jointly or each separately, sell or permit to be kept, used or sold in or about said premises, any articles which may be prohibited by the standard form of fire and public liability insurance policies.

6. Lessees, jointly or each separately, shall, at their sole cost and expense, comply with any and all requirements pertaining to said premises, or any insurnce organization or company, necessary for the maintenance of the reasonable fire, hazard and general liability insurance, covering said building and appurtenances which are maintained on said premises.

7. That Lessees, jointly or each separately, shall not use or permit said premises, or any part thereof, to be used for any purposes other than for which the said premises are hereby

leased, and, specifically, said premises shall not be used for any commercial or profit-making ventures.

8. That once Lessees, jointly or each separately, have rebuilt and restored the appurtenances upon the real property in question, Lessees, jointly or each separately, shall, at their sole cost, keep and maintain said premises and appurtenances and every part thereof, including glazing, sidewalks adjacent to said premises and the interior of the premises in good and sanitary order, condition and repair.

9. That in consideration of said premises and the appurtenances thereto being leased to the Lessees, Lessees, jointly or each separately, will surrender the premises in question in good and sanitary order, condition and repair and agree on the last day of the term of this Lease Agreement as hereinafter more fully designated, or sooner termination of this Lease Agreement, to surrender unto Lessor all and singular said premises with said appurtenances in good condition and repair.

10. That the term of this Lease Agreement shall be one year commencing on the 16th day of October, 1985, and ending on the 15th day of October, 1986; that thirty days prior to the expiration of said Lease Agreement, the Lessees may make application to the Lessor for renewal of said Lease Agreement which the Lessor may renew in its sole discretion.

11. Each Lessee does hereby covenant that it shall pay rent separately for the premises in the amount of $10.00 for the initial year's term of this Lease Agreement. This payment shall be made at the time of execution of this Lease Agreement. Any subsequent renewal of this Lease Agreement shall be for a rental amount to be then agreed to by the parties.

12. The Lessees, jointly or each separately, shall not commit, or suffer to be committed, any waste upon said premises, or any nuisance. Once the building on the premises has been completely restored by the Lessees, Lessees shall not make, or suffer or permit to be made, any alterations of the premises, or

any part thereof, without the written consent of Lessor first had and obtained, and any additions to, or alterations of, the said premises, except movable furniture and trade fixtures, shall become at once a part of the realty and shall belong to Lessor.

13. Lessees, jointly or each separately, shall keep the premises and the property in which the premises are situated, free from any liens arising out of any work performed, materials furnished or obligations incurred by Lessees.

14. Lessees, jointly or each separately, shall, at their sole cost and expense, comply with all of the requirements of all municipal, state and federal authorities now in force, or which may hereafter be in force, pertaining to the premises, and shall faithfully observe in the use of the premises all municipal ordinances and state and federal statutes now in force or which may hereafter be in force. The judgment of any court of competent jurisdiction, or the admission of Lessees in any action or proceeding against Lessees, jointly or each separately, whether Lessor be a party thereto or not, that Lessees have violated any such ordinance or statute in the use of the premises, shall be conclusive of that fact as between Lessor and Lessees.

15. Lessees, jointly or each separately, as a material part of the consideration to be rendered to Lessor, hereby waive all claims against Lessor for damages to goods, wares and merchandise in, upon or about said premises and for injuries to persons in or about said premises, from any cause arising at any time, and Lessees, jointly or each separately, will indemnify, defend and hold harmless Lessor from any damage or injury to any person, or to the goods, wares and merchandise of any person arising from the use of the premises by Lessees, or from the failure of Lessees to keep the premises in good condition and repair as herein provided.

16. Lessees, jointly or each separately, shall pay for all water, gas, heat, light, power, telephone service and all other utilities or services supplied to the premises and, in

addition thereto, any and all assessments as may hereafter be levied against said premises.

17. After the Lessees have restored the building in question, Lessees, jointly or each separately, shall permit Lessor and its agents to enter into and upon said premises at all reasonable times for the purpose of inspecting the same, or for the purpose of posting notices of non-liability for alterations, additions or repairs, without any rebate of rent and without any liability to Lessees for any loss of occupation or quiet enjoyment of the premises thereby occasioned.

18. In the event of a partial destruction of said premises during the said term, Lessor may elect to terminate this Lease Agreement upon ten (10) days' written notice to Lessees. In the event of total destruction in which the said premises may be situated, the Lease Agreement shall be terminated.

19. Lessees, jointly or each separately, shall not assign this Lease Agreement, or any interest therein, and shall not sublet the premises or any part thereof, except as provided herein, or any right or privilege appurtenant thereto, or suffer any other person to occupy or use the premises, or any portion thereof, without the written consent of Lessor first had and obtained, and a consent to one assignment, subletting, occupation or use by any other person shall not be deemed to be a consent to any subsequent assignment, subletting, occupation or use by another person. Any such assignment or subletting without such consent shall be void, and shall, at the option of Lessor, terminate this Lease Agreement. This Lease Agreement shall not, nor shall any interest therein, be assignable, without the written consent of the Lessor.

20. In the event that all or substantially all of the leased premises shall be taken as a result of the exercise of power or eminent domain, this Lease Agreement shall terminate as of the date of the taking, pursuant to such proceeding.

21. In the event of any breach of this Lease Agreement by Lessees, jointly or each separately, then Lessor, besides

other rights or remedies it may have, shall have the immediate right of reentry and may remove all persons and property from the premises; such property may be removed and stored in a public warehouse or elsewhere at the cost of, and for the account of, Lessees.

22. All notices to be given to Lessees may be given in writing personally or by depositing the same in the United States mail, postage prepaid, and addressed to Lessees, jointly or each separately, at the premises, whether or not Lessees have departed from, abandoned or vacated the premises.

23. The waiver by Lessor of any particular breach of any term, covenant or condition herein contained shall not be deemed to be a waiver of such term, covenant or condition or any subsequent breach of the same or any other term, covenant or condition herein contained. The subsequent acceptance of rent hereunder by Lessor shall not be deemed to be a waiver of any preceding breach by Lessees of any term, covenant or condition of this Lease Agreement, other than the failure of Lessees to pay the particular rental so accepted, regardless of Lessor's

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knowledge of such preceding breach at the time of acceptance of such rent.

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

CITY OF LAS VEGAS,
a Municipal Corporation

Approved
11/6/85

By Ron Lurie
RON LURIE, MAYOR PRO-TEM

ATTEST:

Carol Ann Hawley
CAROL ANN HAWLEY, City Clerk

CENTER FOR EMPLOYMENT TRAINING

By
ROBERT Y. RIVAS,
Executive Director

ECONOMIC OPPORTUNITY BOARD OF CLARK COUNTY

By James W. Tyree
JAMES W. TYREE,
Executive Director

YOUTH ADOLESCENT SERVICES

By Delmar J. Robertson
ORA ROBERSON,
Executive Director

LEE WHITE

By
Lee White

City of Las Vegas

AGENDA DOCUMENTATION

Date: October 30, 1985

TO: The City Council

FROM: ASHLEY HALL
CITY MANAGER Ashley Hall

SUBJECT: DISCUSSION AND POSSIBLE ACTION ON SELECTION AND RATIFICATION OF MUNICIPAL COURT ADMINISTRATOR

PURPOSE/BACKGROUND

The Court Administrator position is a key management position within the City's organizational heirarchy. The Court Administrator must establish a strong working relationship with the Municipal Court Judges, while complying with administrative requirements mandated under the City Charter.

Jan Tait has been employed by the City of Las Vegas since April 1978. Since that time, Jan has served as Division Chief, Deputy Director and Director of the Personnel and Employee Relations Department. She is currently the Interim Court Administrator for Municipal Court.

Prior to coming to the City of Las Vegas, Jan worked primarily as a consultant in the areas of criminal justice planning, court administration management training, program evaluation and procedural development for municipal court operations. Jan's five years of experience in varying professional capacities in the criminal justice system and her professionalism and administrative skills make her an excellent candidate for the Court Administrator position.

Jan is a member of the American Society for Public Administration and holds a Bachelor's Degree in Psychology from the University of Toronto.

The Personnel Policies and Procedures Ordinance calls for the City Council to ratify department directors that are recommended by the City Manager. Jan Tait is being submitted for your approval as the Municipal Court Administrator.

FISCAL IMPACT

Ratification of Jan Tait will cause a $7,653 increase in the cost of the Court Administrator position in the FY 85-86 budget for Municipal Court.

RECOMMENDATIONS

It is the City Manager's recommendation that Jan Tait be confirmed as Court Administrator, effective November 6, 1985 at a salary of $49,770.

Agenda Item

IV(a). B.

AGENDA

City of Las Vegas

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.		
1028	A. SERVICE AND MATERIAL WARRANTS/PAYROLL WARRANTS/OTHER WARRANTS AND INVESTMENTS 1. Service and Material Warrants In the amount of $3,087,144.27 2. Payroll Warrants In the amount of $1,398,209.45 3. Other Warrants and Investments In the amount of $402,480.99	Lurie - APPROVED Items 1 thru 3. Unanimous	Staff to proceed

APPROVED AGENDA ITEM

[signature]

CITY OF LAS VEGAS
Warrant Register Summaries Recap

00048

SERVICE & MATERIAL WARRANTS AND OTHER WARRANTS

No.	Thru	AMT. $	DESCRIPTION
C212490	-0-	(624.00)	VOID/SNETP
J215030	-0-	(75,000.00)	VOID/SNETP
J215021	J215063	99,978.69	SNETP
J215064	J215133	42,595.05	SNETP
J320098	-0-	531.25	Bond & Interest
J810308	J810309	7,500.00	Service & Materials
J810310	-0-	335,000.00	Investment
J810311	J810323	267,288.04	Service & Materials
K810326	K810874	2,812,356.23	Service & Materials

Total Service & Material $ 3,087,144.27

Total Other $ 402,480.99

PAYROLL WARRANTS

No.	Thru	AMT. $	DESCRIPTION
105747	106746	674,488.45	P/R W/E 10/19/85
106747	106753	723,721.00	Miscellaneous P/R

Total Payroll $ 1,398,209.45

*Check #SK810324 & K810325 out of sequence (will appear on 11/20/85 Agenda)

TOTAL NET AMOUNT $ 4,887,834.71

I hereby certify that I have audited the above warrants: and approve same for payment as being in compliance with all applicable laws, to the best of my knowledge and belief.

DIRECTOR OF FINANCIAL MANAGEMENT

APPROVED: Ashley Hall
CITY MANAGER

On November 6, 1985 The Board of City Commissioners ordered the above warrants paid and the City Treasurer is hereby ordered to disperse the warrants as presented.

MAYOR

ATTEST: Carol A. Hawley

AGENDA

City of Las Vegas

November 6, 1985

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

ITEM	Council Action	Department Action
IV. (c) DEPARTMENT OF PERSONNEL & EMPLOYEE RELATIONS DAVID M. SANCHEZ, ACTING DIRECTOR		
1028 A. REPLACEMENTS FOR EXISTING BUDGETED POSITIONS (CRITICAL HIRES)	Lurie - APPROVED as recommended. Unanimous	Staff to proceed

POSITION(S)	DEPARTMENT	MONTHLY RANGE	FUNDING
Assistant Director, Economic Development	Economic & Urban Development	$2,349-3,523	General
Development Officer	Economic & Urban Development	$1,941-2,912	General

APPROVED AGENDA ITEM

[signature]

City of Las Vegas

AGENDA DOCUMENTATION

00050

Date: October 29, 1985

TO:
The City Council

FROM:
DAVID M. SANCHEZ, ACTING DIRECTOR
PERSONNEL & EMPLOYEE RELATIONS

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

PURPOSE/BACKGROUND

You will find attached an expanded Staffing Summary, replacing the one previously furnished as part of your agenda package. This new format will provide you with more detailed information with respect to authorized positions, the number filled, and the number vacant. You will note that this information has been broken down by funding source. Also shown is the full-time equivalent of each category of positions, on which we have based the citywide vacancy factor.

Of the 1,691 positions in the City's 1985-86 Fiscal Budget, 290 positions (or 144.04 full-time equivalent) are currently vacant, resulting in a vacancy factor of 9.60%.

The staff is recommending the filling of two critical positions at this time.

FISCAL IMPACT

The two vacant and budgeted positions shown above are included in the City's current budget. 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 $311,100. 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 $1,708,648.

RECOMMENDATION

Staff recommends the filling of the two (2) positions listed on your agenda.

RECOMMENDED ______________________
David M. Sanchez, Acting Director
Personnel & Employee Relations

Agenda Item

IV. (c)

STAFFING SUMMARY
As of
October 19, 1985

GENERAL FUND

	BUDGETED # POSITIONS	TOTAL FTE	NUMBER FILLED	NUMBER VACANT	VACANT FTE	(1) VACANCY FACTOR %	SAVINGS ACTUAL YTD	SAVINGS PROJECTED YE
Appointive	142	142.000	131	11	11.00	7.700	56,792	280,323
Classified	997	996.640	938	59	58.90	5.910	139,733	656,314
Contract	3	2.475	3	0	.00	.000	(1,023)	(6,497)
Elective	9	9.000	9	0	.00	.000	1,136	4,085
Hourly	146	45.015	16	130	35.65	79.200	(74,431)	121,583
Total	1297	1195.130	1097	200	105.55	8.83	122,207	1,055,808

INTERNAL SERVICE FUNDS

	BUDGETED # POSITIONS	TOTAL FTE	NUMBER FILLED	NUMBER VACANT	VACANT FTE	(1) VACANCY FACTOR %	SAVINGS ACTUAL YTD	SAVINGS PROJECTED YE
Appointive	2	2.000	2	0	.00	.000	12,070	20,773
Classified	66	66.000	64	2	2.00	3.000	19,357	102,000
Contract	8	8.000	4	4	4.00	50.000	23,832	69,799
Elective	0	0.000	0	0	.00	.000	0	0
Hourly	0	0.000	0	0	.00	.000	0	0
Total	76	76.000	70	6	6.00	7.890	55,259	192,572

ENTERPRISE & EXPENDABLE TRUST FUNDS

	BUDGETED # POSITIONS	TOTAL FTE	NUMBER FILLED	NUMBER VACANT	VACANT FTE	(1) VACANCY FACTOR %	SAVINGS ACTUAL YTD	SAVINGS PROJECTED YE
Appointive	9	9.000	9	0	.00	.000	1,938	(27,012)
Classified	126	125.250	119	7	7.00	5.589	48,247	157,140
Contract	1	.500	0	1	.50	100.000	2,415	10,751
Elective	0	0.000	0	0	.00	.000	0	0
Hourly	130	44.310	59	71	20.65	46.600	41,633	213,770
Total	266	179.060	187	79	28.15	15.720	94,233	354,649

SPECIAL REVENUE FUNDS

	BUDGETED # POSITIONS	TOTAL FTE	NUMBER FILLED	NUMBER VACANT	VACANT FTE	(1) VACANCY FACTOR %	SAVINGS ACTUAL YTD	SAVINGS PROJECTED YE
Appointive	16	16.000	16	0	.00	.000	1,342	(13,118)
Classified	19	19.000	19	0	.00	.000	13,792	49,259
Contract	4	3.250	3	1	.75	23.100	1,406	4,359
Elective	0	0.000	0	0	.00	.000	0	0
Hourly	13	11.500	9	4	3.50	30.400	22,861	65,119
Total	52	49.750	47	5	4.25	8.540	39,401	105,619

CITY TOTAL

	BUDGETED # POSITIONS	TOTAL FTE	NUMBER FILLED	NUMBER VACANT	VACANT FTE	(1) VACANCY FACTOR %	SAVINGS ACTUAL YTD	SAVINGS PROJECTED YE
Appointive	169	169.000	158	11	11.00	6.500	72,142	260,966
Classified	1208	1206.890	1140	68	67.99	5.634	221,129	964,713
Contract	16	14.225	10	6	5.26	36.900	26,630	78,412
Elective	9	9.000	9	0	.00	.000	1,136	4,085
Hourly	289	100.825	84	205	59.79	59.300	(9,937)	400,472
Total	1691	1499.940	1401	290	144.04	9.60	311,100	1,708,648

(1) VACANCY FACTOR IS BASED ON FTE (FULL-TIME EQUIVALENT).
VACANT FTE/TOTAL FTE = VACANCY FACTOR %

AGENDA

City of Las Vegas

November 6, 1985

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

ITEM	Council Action	Department Action
IV. (d) DEPARTMENT OF ECONOMIC & URBAN DEVELOPMENT JACK THOMASON, DIRECTOR		
1028 A. A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF LAS VEGAS, NEVADA, TO ESTABLISH A COMMUNITY PARTICIPATION PLAN AND PROCESS FOR THE TWELFTH YEAR (FY 1986-87) COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM	Levy - ADOPTED Resolution Unanimous	Staff to proceed
1029 B. PROPOSED RESOLUTION TO BE ADOPTED BY THE CITY COUNCIL AUTHORIZING THE ACCEPTANCE OF AN ADDITIONAL $44,190 IN HUD RENTAL REHAB GRANT FUNDS FROM THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT	Nolen - ADOPTED Resolution Unanimous	Staff to proceed

APPROVED AGENDA ITEM

[signature]

City of Las Vegas
AGENDA DOCUMENTATION

Date: November 6, 1985

TO:
The City Council

FROM: RANDALL H. WALKER
DEPUTY CITY MANAGER

SUBJECT: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF LAS VEGAS, NEVADA, TO ESTABLISH A COMMUNITY PARTICIPATION PLAN AND PROCESS FOR THE TWELFTH YEAR (FY 1986-87) COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

PURPOSE/BACKGROUND

1986 marks the twelfth year of the Community Development Block Grant Program (CDBG). This federally funded grant program is designed to give local governments the opportunity to establish their own priorities, within the Regulations and statutory meaning of Title I of the Housing and Community Development Act, for spending of federal funds based on community needs.

Since 1975, the initial year the City opted to participate in the CDBG program, the infusion of CDBG funds has provided the Mayor and members of Council the ability to respond to requests for assistance from neighborhood organizations, and more recently for profit organizations.

Over the past eleven years, the City of Las Vegas has received approximately $24 million dollars of Community Development Block Grant funds to undertake an array of eligible Community Development activities such as construction and rehabilitation of public facilities, for public service activities to benefit low and moderate income persons and for projects which benefit the community as a whole.

The purpose of this Resolution is to authorize the Department to: (1) organize a Citizens Advisory Review Board on Community Development Block Grant matters to facilitate the citizen participation and CDBG application process, (the appointment of said Board to occur at Council's December 18, 1985 meeting); (2) implement all necessary activities for the administration of the Community Development Block Grant program, including the holding of the HUD required public meetings; and (3) the preparation and submission of the CDBG Final application (Final Statement) to HUD and all associated prerequisites.

FISCAL IMPACT

Approximately $2 million in Twelfth Year (FY 1986-87) CDBG funds.

RECOMMENDATIONS

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

Rich C. Ferguson for
JACK THOMASON, DIRECTOR
DEPARTMENT OF ECONOMIC & URBAN DEVELOPMENT

Agenda Item
IV. (d) A.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAS VEGAS, NEVADA, TO ESTABLISH A COMMUNITY PARTICIPATION PLAN AND PROCESS FOR THE TWELFTH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

WHEREAS, the City of Las Vegas intends to submit a Twelfth Year application for Community Development Block Grant funds under Title I of the Housing and Community Development Act of 1974 (P.L. 93-383) as amended; and

WHEREAS, the City of Las Vegas desires to insure that its residents are afforded complete information on funding available, eligible activities, and possible program directions; and

WHEREAS, the City of Las Vegas desires to insure the adequate representation of community organizations, groups and individuals in the application development process; and

WHEREAS, the Department of Economic and Urban Development provides information to citizens on the Community Development Block Grant Program, the meetings and functions of the citizen participation process, and the application process; and

WHEREAS, the Citizens Advisory Review Board serves to facilitate the citizen participation process by providing for the identification of community needs in the area of community development; and

WHEREAS, the City of Las Vegas recognizes that citizen input is necessary to the development of the application and determination of program priorities; and

WHEREAS, the City of Las Vegas desires that citizens have an opportunity to participate in the development of the Final Statement prior to its submission to the Department of Housing and Urban Development (HUD).

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Las Vegas:

1. That a Community Participation Process be developed for the Twelfth Year Community Development Block Grant Program.

2. That the Department of Economic and Urban Development shall be responsible for the development, publication and administration of the Citizens Participation Plan and Process.

00035

3. That notice of such Citizen Participation Plan and Process shall be published and that the Plan shall be made available to the public and shall be distributed at such a meeting.

4. That the Citizen Participation Plan shall include, at minimum, three (3) public meetings/hearings and one (1) public meeting/hearing.

5. That the Citizen Participation Plan shall include a time table and shall provide a brief description of the purpose of each public meeting/hearing.

6. That the Citizen Participation Process shall commence in December, 1985, and shall continue until the submission of the Twelfth Year Community Development Block Grant application to the Department of Housing and Urban Development. The Citizen Participation Process shall also be used for the six (6) month programming cycle and for any subsequent amendment of the Community Development Block Grant application.

7. Commencing with the adoption of this Resolution, participation in the Community Participation Process referred to above shall be open to the general public and to any individual or representative of any groups or organization in the City of Las Vegas desiring to be part of said Process.

8. The Citizens Advisory Review Board shall continue in operation as constituted with vacancies to be filled by appointment of the Mayor.

9. An informational campaign shall be initiated by the Department of Economic and Urban Development including public service announcements to inform citizens of the aforementioned process.

10. The Department of Economic and Urban Development will provide staff resources throughout this process for the purpose of providing all relevant information on the Community Development application process.

PASSED, APPROVED AND ADOPTED this 6th day of November, 1985.

CITY OF LAS VEGAS

William H. Briare

WILLIAM H. BRIARE, Mayor

Approved

GFO

11-10-85

ATTEST:

Carol A. Hawley

CAROL ANN HAWLEY, City Clerk

City of Las Vegas
AGENDA DOCUMENTATION

Date: NOVEMBER 6, 1985

TO:
The City Council

FROM: RANDALL H. WALKER
DEPUTY CITY MANAGER

SUBJECT: PROPOSED RESOLUTION TO BE ADOPTED BY THE CITY COUNCIL AUTHORIZING THE ACCEPTANCE OF AN ADDITIONAL $44,190 IN HUD RENTAL REHAB GRANT FUNDS FROM THE DEPT. OF HOUSING & URBAN DEVEL.

PURPOSE/BACKGROUND

The City of Las Vegas received a Department of Housing and Urban Development (HUD) Rental Rehabilitation grant in September, 1984, in the amount of $147,300 (One Hundred Forty-Seven Thousand Three Hundred Dollars). The Developmental Programs Division (DPD) of the Department of Economic and Urban Development (DEUD) allocated the HUD grant funds, along with local Community Development Block Grant (CDBG) funds, to the Washington Plaza ninety-six unit project. The City's contribution of $400,000 (Four Hundred Thousand Dollars) in total cost, thus achieving a 2 to 1 leverage ratio of private funds to public funds. HUD was extremely pleased with the City's performance in this project, and has now awarded an additional $44,190 (Forty-Four Thousand One Hundred Ninety Dollars) in grant funds, to be used in other Rental Rehabilitation projects (see Attachment "A").

FISCAL IMPACT

The acceptance of this additional $44,190 (Forty-Four Thousand One Hundred Ninety Dollars) in grant funds from HUD will enable the City of Las Vegas to further leverage public funds with private funds, thus obtaining the maximum benefit of taxpayers dollars and enabling the City to provide more standing dwelling units for low to moderate income persons at affordable rents.

RECOMMENDATIONS

It is recommended that the City Council adopt this Resolution, thereby enabling the Developmental Programs Division of the Department of Economic and Urban Development to proceed with the rehabilitation of additional dwelling units within the City of Las Vegas.

JACK THOMASON, DIRECTOR
DEPT. OF ECONOMIC AND URBAN DEVELOPMENT

Agenda Item

IV. (d) B

U.S. Department of Housing and Urban Development
San Francisco Regional Office, Region IX
450 Golden Gate Avenue
San Francisco, California 94102-3448

SEP 1 8 1985

Honorable William Briare
Mayor of the City of Las Vegas
400 E. Stewart Avenue
Las Vegas, Nevada 89101

Dear Mayor Briare:

SUBJECT: Program Number R-84-MC-32-0201
City of Las Vegas, Nevada
Approval of Additional Grant Funds for
Rental Rehabilitation Program

We are pleased to advise you that we have reserved an additional $44,190.00 in grant funds for the City's 1984 Rental Rehabilitation Program (RRP). These additional funds have been made available to your City to reward good performance in the program. Cities that have committed a substantial portion of their Fiscal Year 1984 RRP funds are eligible for the additional monies.

The enclosed revised funding approval form indicates the obligation of $191,490.00 in Rental Rehabilitation grant funds reflecting your existing 1984 RRP grant and the additional amount reserved. This obligation is subject to your execution of the revised Grant Agreement and compliance with other application requirements for use of the funds. In addition, approximately 9 Section 8 Vouchers have been earmarked for your program. Our Housing Division will shortly be contacting your Public Housing Agency concerning the procedures for obtaining these additional Section 8 Vouchers.

Enclosed are three copies of a revised Funding Approval form and Grant Agreement (HUD - 40015) which are to be signed as originals by your Chief Executive Officer or an authorized designee. You should keep one copy and return the other two to our office.

We are pleased that we are able to award these additional funds to your Community to continue to improve the rental housing stock affordable to lower-income families.

Sincerely,

Duncan Lent Howard

Duncan Lent Howard
Regional Administrator/Regional
Housing Commissioner

Enclosure

cc: Mr. Ashley Hall
City Manager

ATTACHMENT "A"

RESOLUTION AUTHORIZING ACCEPTANCE OF A DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT RENTAL REHABILITATION SUPPLEMENTARY GRANT

WHEREAS the City of Las Vegas did receive a Rental Rehabilitation Program grant in September, 1984, from the Department of Housing and Urban Development in the amount of $147,300 (One Hundred Forty-Seven Thousand Three Hundred Dollars); and,

WHEREAS the City of Las Vegas through the Developmental Programs Division of the Department of Economic and Urban Development did expend all those funds on the rehabilitation of ninety-six rental units known as Washington Plaza; and,

WHEREAS these funds were expended and the rehabilitation completed in an expeditious manner; and,

WHEREAS the Department of Housing and Urban Development has recognized the excellent performance by the City of Las Vegas by allocating an additional $44,190.00 (Forty-Four Thousand One Hundred Ninety Dollars) in grant funds, thereby raising the 1984 grant to $191,490.00 (One Hundred Ninety-One Thousand Four Hundred Ninety Dollars);

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Las Vegas that:

1. The City Council hereby authorizes the acceptance of the $44,190 (Forty-Four Thousand One Hundred Ninety Dollars) additional grant funds.

2. The Mayor is hereby authorized and directed to execute the Grant Agreement on behalf of the City of Las Vegas.

3. This Resolution to take effect immediately.

PASSED, APPROVED AND ADOPTED this 6th day of November, 1985.

William H. Briare

WILLIAM H. BRIARE, MAYOR

11-6-

Attest:

Sandra R. LeBoeuf

SANDRA R. LeBOEUF, DEPUTY CITY CLERK

Return to HUD

Funding Approval
Rental Rehabilitation Program

U.S. Department of Housing and Urban Development
Community Planning and Development

HI-00527R

00060

Under Section 17 of The United States Housing Act of 1937 (42 U.S.C. 1437o)

1. Name of Grantee CITY OF LAS VEGAS, NEVADA	2. Grant No. R-84-MC-32-0201
3. Grantee's Address 400 E. Stewart Avenue Las Vegas, Nevada 89101	4. HUD Geographic Locator Code No. 320108
	5. a) Date of HUD Receipt of Program Description July 9, 1984 b) Date Grantee Notified of Approval SEP 18 1985 c) Fiscal Year 1984
6. ☐ Original Funding Approval ☒ Amendment (No.) 1	

7. Category of Rental Rehabilitation Program Grant for this Funding Action (Check Only One)

a. Direct Formula Grantee ☒ City over 50,000 ☐ Urban County ☐ Consortium

b. ☐ State Grantee

c. ☐ HUD-Administered Rental Rehabilitation Program Small City Grantee

d. ☐ HUD-Administered City Grantee

8. Amount of Rental Rehabilitation Program (RRP) Grant	FY:	FY:	FY:	FY:	FY: 1984
a. Amount of RRP funds previously obligated for this grantee					$147,300.0
b. Amount of RRP funds currently being obligated for this grantee					$ 44,190.0
c. Amount of RRP funds currently being deobligated for this grantee					
d. New total of RRP funds now obligated for this grantee					$191,490.0

9. Special conditions (Check applicable box)

a. ☒ Not applicable

b. ☐ Attached

For: U.S. Department of Housing and Urban Development

By:	Title:	Date:
[signature] for	Director, Office of Comm. Plng. & Development	SEP 11 1985

Previous Edition (8-84) is obsolete

HUD-40015(11-84)
24 CFR Part 511

Grant Agreement

U.S. Department of Housing
and Urban Development
Office of Community Planning
and Development

This Grant Agreement is made by and between the Department of Housing and Urban Development (HUD) and CITY OF LAS VEGAS, NEVADA (the Grantee) pursuant to the authority of Section 17 of the United States Housing Act of 1937 (42 USC 1437o). The Grantee's approved Program Description and the HUD regulations at 24 CFR Part 511 (as now in effect and as may be amended from time to time), which are incorporated by reference, together with the HUD Funding Approval Form 40015 and any special conditions, which are hereto attached, constitute part of this Agreement.

In reliance upon and in consideration of the mutual representations and obligations hereunder, HUD and the Grantee agree as follows:

1. Subject to the provisions of this Grant Agreement, HUD will make the funding assistance for Fiscal Year 19 84 specified in the attached HUD Funding Approval Form 40015 available to the Grantee upon execution of the Agreement by the parties.

2. The obligation and utilization of the funding assistance provided is subject to the requirements of the regulations and any special conditions set forth in the HUD Funding Approval Form 40015, including the requirement for a release of funds by HUD under the Environmental Review Procedures at 24 CFR Part 58 for any activities requiring such release.

3. HUD's payment of funds under this Grant is also subject to the Grantee's compliance with HUD's electronic funds transfer and information reporting procedures issued pursuant to 24 CFR 511.74.

4. To the extent authorized by the HUD regulations at 24 CFR Part 511.33 and 511.82, HUD may, by its execution of an amendment to the HUD Funding Approval Form 40015 deobligate funds previously awarded to the grantee without the Grantee's execution of such form or other consent. Such a deobligation of Rental Rehabilitation Program grant funds may also cause a recapture of a commensurate amount of Section 8 Existing Certificate or voucher contract authority.

5. The Grantee further agrees to accept responsibility for adherence to the Agreement by subrecipient entities and property owners to which it makes funding assistance hereunder available.

For: U.S. Department of Housing and Urban Development

By:	Title:	Date:
[signature] for	Director, Office of Community Planning and Development	SEP 11 1985

For: Grantee City of Las Vegas, Nevada

By:	Title:	Date:
William H. Briare	x MAYOR	x November 7, 1985

GPO 911-715

ATTESTED BY: [signature] DEPUTY CITY CLERK 11-6-85

AGENDA

City of Las Vegas

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

	ITEM		Council Action	Department Action
	IV. (d)	DEPT. OF ECONOMIC & URBAN DEVELOPMENT JACK THOMASON, DIRECTOR		
1029	C.	CONSIDERATION OF A RESOLUTION DECLARING THAT THERE IS A NEED FOR A REDEVELOPMENT AGENCY TO FUNCTION IN THE CITY OF LAS VEGAS	Levy - ADOPTED Resolution Unanimous NOTE: Verbatim transcript made part of Final Minutes.	Staff to proceed
1030	D.	CONSIDERATION OF A MOTION AUTHORIZING STAFF TO PREPARE AND SUBMIT A REDEVELOPMENT PLAN FOR DOWNTOWN LAS VEGAS	Nolen - APPROVED as recommended Unanimous NOTE: Verbatim transcript made part of Final Minutes.	Staff to proceed
1031	E.	CONSIDERATION OF A MOTION AUTHORIZING STAFF TO RETAIN THE SERVICES OF McDONOUGH, HOLLAND AND ALLEN TO ADVISE THE CITY OF CERTAIN MATTERS RELATED TO THE ESTABLISHMENT OF A REDEVELOPMENT PLAN.	Lurie - APPROVED Unanimous NOTE: Verbatim transcript made part of Final Minutes.	Staff to proceed

APPROVED AGENDA ITEM

City of Las Vegas

AGENDA DOCUMENTATION

00063

Date: November 6, 1985

TO: The City Council

FROM: RANDALL H. WALKER
DEPUTY CITY MANAGER

SUBJECT: Consideration of a Resolution declaring that there is a need for a Redevelopment Agency to function in the City of Las Vegas

PURPOSE/BACKGROUND

Under Nevada law a Redevelopment Agency exists in every City in the State. However, that Agency is prohibited from transacting any business or exercising any powers unless the City Council passes a resolution declaring that there is a need for the redevelopment agency to function. The attached resolution declares that there is a need for a Redevelopment Agency to function in the City of Las Vegas.

As you know, for some time staff has been in the process of planning for the implementation of Phase III of the Downtown Development Plan which calls for a comprehensive redevelopment program for the downtown. That planning will continue. However, in order to be prepared to implement the redevelopment plan for downtown as it finally emerges, it is necessary to take certain legal steps. Making the Redevelopment Agency operational is the first of these steps. The next steps will involve the formal adoption of preliminary and final redevelopment plans for the downtown.

FISCAL IMPACT

None.

RECOMMENDATIONS

It is the City Manager's recommendation that the attached Resolution be approved.

Brent E. Ferguson for
JACK THOMASON, DIRECTOR
DEPARTMENT OF ECONOMIC AND URBAN DEVELOPMENT

Agenda Item

IV. (d) C

A RESOLUTION DECLARING THAT THERE IS A NEED FOR A REDEVELOPMENT AGENCY TO FUNCTION IN THE CITY OF LAS VEGAS, NEVADA: DECLARING THE CITY COUNCIL OF THE CITY OF LAS VEGAS, NEVADA, TO BE THE REDEVELOPMENT AGENCY: DESIGNATING THE CHAIRMAN OF THE REDEVELOPMENT AGENCY: AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO

WHEREAS, By the enactment of NRS 279.426 in 1959 there was created in the City of Las Vegas, Nevada, a public body, corporate and politic known as the City of Las Vegas Downtown Redevelopment Agency; and

WHEREAS, Such redevelopment agency is prohibited by NRS 279.428 from transacting any business or exercising any powers under NRS 279.382 to 279.680, inclusive, unless, by resolution, the City Council of the City of Las Vegas, Nevada, declares that there is need for the redevelopment agency to function in the City of Las Vegas, Nevada; and

WHEREAS, NRS 279.444 authorizes the City Council of the City of Las Vegas, Nevada, at the time of the adoption of the resolution declaring the need for a redevelopment agency to function in the City of Las Vegas, Nevada, to declare that the City Council itself is the redevelopment agency;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Las Vegas, Nevada, that:

1. The City Council hereby finds and declares that there is need for the City of Las Vegas Downtown Redevelopment Agency to function in the City of Las Vegas, Nevada.

2. The City Council declares itself to be the redevelopment agency in which is vested all the rights, powers, duties, privileges and immunities vested by NRS 279.382 to 279.680, inclusive.

3. The Mayor of the City of Las Vegas, Nevada, shall be the chairman of the redevelopment agency.

4. Members of the redevelopment agency shall receive their actual and necessary expenses, including traveling expenses incurred in the discharge of their duties, but shall receive no other compensation for their services.

5. The redevelopment agency shall exercise governmental functions and has the powers prescribed by NRS 279.382 to 279.680, inclusive.

PASSED, ADOPTED AND APPROVED THIS 6th day of November, 1985.

APPROVED:

By William H. Briare

WILLIAM H. BRIARE, Mayor

11-10-85

ATTEST:

Carol A. Hawley

CAROL ANN HAWLEY, City Clerk

TRANSCRIPT - CITY COUNCIL MEETING - NOVEMBER 6, 1986 - 10:00 A.M.
IV(d). DEPT. OF ECONOMIC & URBAN DEVELOPMENT. ITEM C. CONSIDERATION OF A RESOLUTION DECLARING THAT THERE IS A NEED FOR A REDEVELOPMENT AGENCY TO FUNCTION IN THE CITY OF LAS VEGAS.

MAYOR BRIARE: Item C.

BRITT FERGUSON, CLV: Your Honor, Item C relates to the establishment of a Redevelopment Agency for the City of Las Vegas. Over a year ago you approved the Downtown Redevelopment Master Plan, Phase 3 of which calls for the development of a comprehensive redevelopment plan for the downtown area. In response to that direction, the Department of Economic and Urban Development has been in the process of preparing such a plan. We've also been meeting with various developers to discuss the feasibility of different projects in the downtown. This planning process and our discussions with developers will continue. At this point in the process, however, we believe it is important to empower a Redevelopment Agency and begin preparing a formal redevelopment plan for downtown Las Vegas. Thus, staff is requesting your approval of the Resolution before you which would empower the City of Las Vegas Downtown Redevelopment Agency and designate the City Council as a governing board for that agency.

MAYOR BRIARE: Do you want to take up Item E at the same time, that is the recommendation for McDonough, Holland and Allen?

COUNCILMAN LURIE: Let's take them one at a time.

COUNCILMAN NOLEN: I'LL MOVE THAT WE FOLLOW THE RECOMMENDATION.

MAYOR BRIARE: Fine. Comments on the motion? Cast your vote. Post. Motion is APPROVED. The next item. (Motion was unanimous)

END OF DISCUSSION

/lo

City of Las Vegas

AGENDA DOCUMENTATION

00067

Date: November 6, 1985

TO:
The City Council

FROM:
RANDALL H. WALKER
DEPUTY CITY MANAGER

SUBJECT: CONSIDERATION OF A MOTION AUTHORIZING STAFF TO PREPARE AND SUBMIT A REDEVELOPMENT PLAN FOR DOWNTOWN LAS VEGAS

PURPOSE/BACKGROUND

By your passing a Resolution of Need, a redevelopment agency was made operational in the City of Las Vegas. However, before that agency can undertake any activities other than planning, the City must adopt a formal redevelopment plan. This plan will set forth the specific area in which redevelopment activities will take place, define the goals and objectives of redevelopment, what types of redevelopment activities will occur, and how those activities will be financed.

Attachment A outlines the legal steps required to adopt such a plan.

The Department of Economic and Urban Development is requesting authorization to prepare and submit to the appropriate bodies a preliminary and a final redevelopment plan for the downtown in accordance with Attachment A.

FISCAL IMPACT

It is estimated that the cost of hiring consultants to assist in preparing the preliminary and final redevelopment plans will not exceed $100,000 to be paid for out of the Downtown Development Fund.

RECOMMENDATIONS

It is the recommendation of the City Manager that staff be authorized to prepare and submit preliminary and final redevelopment plans for Downtown Las Vegas.

Brent E. Ferguson for
JACK THOMASON, DIRECTOR
DEPT. OF ECONOMIC & URBAN DEVELOPMENT

Agenda Item
IV(d)D.

ATTACHMENT "A"

FORMATION OF REDEVELOPMENT AGENCY AND
ADOPTION OF REDEVELOPMENT PLAN

	ACTIVITY	ACTION ENTITY
I. ESTABLISH REDEVELOPMENT AGENCY	Adopt resolution establishing Agency	City Council
II. PRELIMINARY REDEVELOPMENT PLAN	Adopt resolution designating area of evaluation	City Council
	Preparation of preliminary plan and submission to City Planning Commission	DEUD Staff
	Establishment of Redevelopment Area and recommendation of approval of the Preliminary Plan to Redevelopment Agency/City Council	Planning Commission
	Approval of Preliminary Plan	City Council
III. FINAL REDEVELOPMENT PLAN	Preparation of Final Plan and submission to Planning Commission	DEUD Staff
	Recommendation of approval of Final Plan	Planning Commission
	Receive recommendation from Planning Commission	City Council
	Introduction of ordinance adopting Final Plan and referral to committee	City Council
	A public hearing is set on the Final Plan with at least 4 weeks notice	City Council
	Public hearing and adoption of Final Plan by ordinance	City Council

10-30-85

TRANSCRIPT - CITY COUNCIL MEETING - NOVEMBER 6, 1985 - 10:00 A.M.
IV(d). DEPT. OF ECONOMIC & URBAN DEVELOPMENT. ITEM D. CONSIDERATION OF A MOTION AUTHORIZING STAFF TO PREPARE AND SUBMIT A REDEVELOPMENT PLAN FOR DOWNTOWN LAS VEGAS. PAGE 1

BRITT FERGUSON, CLV: Item D, Your Honor, is the next step in that process authorizing staff to begin the process of preparing preliminary and final redevelopment plans for the downtown. Those plans will outline the proposed areas for the Redevelopment Agency, the types of redevelopment activities that will occur, who it will be financed and they make allowances for public participation and public notification.

COUNCILMAN NOLEN: MOVE TO FOLLOW THE RECOMMENDATION.

MAYOR BRIARE: Any comments? Cast your votes. Post. Motion is APPROVED. (Motion carried unanimously)

END OF DISCUSSION

/lo

City of Las Vegas
AGENDA DOCUMENTATION

00070

Date: November 6, 1985

TO:
The City Council

FROM:
RANDALL H. WALKER
DEPUTY CITY MANAGER

SUBJECT: CONSIDERATION OF A MOTION AUTHORIZING STAFF TO RETAIN THE SERVICES OF McDONOUGH, HOLLAND AND ALLEN TO ADVISE THE CITY ON CERTAIN MATTERS RELATED TO THE ESTABLISHMENT OF A REDEVELOPMENT PLAN.

PURPOSE/BACKGROUND

Staff is requesting permission to hire the law firm of McDonough, Holland and Allen of Sacramento, California to assist in the preparation of a Redevelopment Plan for the downtown and in the drafting of certain documents related to the establishment of Las Vegas' Redevelopment Agency.

McDonough, Holland & Allen is one of the principal experts in redevelopment law in the western United States. Their clients have included the redevelopment agencies of Los Angeles County, Sacramento, San Francisco, San Jose, Long Beach, Bakersfield, Santa Barbara, Torrence, Palm Springs, Santa Rosa, Walnut Creek, and Burbank, Ca., Portland, Oregon, and Boise, Idaho. They were recently retained by the City of Sparks to revise their Redevelopment Plan. In addition, McDonough, Holland and Allen were the authors of the major overhaul of the Nevada Redevelopment Law enacted by the 1985 session of the Nevada Legislature.

Staff is proposing to hire McDonough, Holland & Allen on an hourly basis to provide advice and assistance as needed. Specifically, McDonough, Holland and Allen will be asked to draft the actual Redevelopment Plan documents and to advise on what their experience has shown to be the best approach to certain planning issues. They will also be asked to draft certain documents related to the operations of the Redevelopment Agency, such as its by-laws and the various intergovernmental agreements between the City and the Agency that will be required. All legal documents prepared by McDonough, Holland and Allen would be reviewed and approved by the City Attorney.

If you authorize the City to retain the services of McDonough, Holland and Allen, staff will negotiate a contract with the firm which will be submitted to Council for approval. Staff will propose that any such contract contain a "not to exceed" clause in the amount of $15,000.00.

FISCAL IMPACT

Hiring the firm of McDonough, Holland and Allen could cost up to $15,000 to be paid for from the Downtown Development Fund.

RECOMMENDATIONS

It is the recommendation of the City Manager that Council authorize staff to negotiate a contract with the firm of McDonough, Holland and Allen.

Brent E. Ferguson for
~~JACK THOMASON, DIRECTOR~~
DEPT. OF ECONOMIC & URBAN DEVELOPMENT

Agenda Item
IV. (d) E.

TRANSCRIPT - CITY COUNCIL MEETING - NOVEMBER 6, 1985 - 10:00 A.M.
IV(d). DEPT. OF ECONOMIC & URBAN DEVELOPMENT. ITEM E. CONSIDERATION OF A MOTION AUTHORIZING STAFF TO RETAIN THE SERVICES OF McDONOUGH, HOLLAND AND ALLEN TO ADVISE THE CITY OF CERTAIN MATTERS RELATED TO THE ESTABLISHMENT OF A REDEVELOPMENT PLAN. PAGE 1

MAYOR BRIARE: That concludes your agenda?

BRITT FERGUSON: Item E, Your Honor, is the first outside experts we would need to hire to assist in preparation of the Redevelopment Plan. We're recommending that staff be authorized to retain the services of the law firm of McDonough, Holland and Allen of Sacramento, California, one of the principal experts in redevelopment along the western United States. They have, in addition to many cities in California, they've acted as Counsel to the Sparks Redevelopment Agency and were the authors of the recent revision of the Nevada State Community Redevelopment law enacted by the recent 1985 section of the legislature. We would like to draw on their expertise in designing the Redevelopment Plan.

COUNCILMAN LURIE: MOVE FOR APPROVAL.

MAYOR BRIARE: Any comments on the motion?

COUNCILMAN LEVY: I'd just like to make a comment when we're through with this motion here.

MAYOR BRIARE: Pardon me?

COUNCILMAN LEVY: I'd like to make a comment after we're through with this motion.

COUNCILMAN BUNKER: Is it true that the cost of the legal contract is included in Item D?

BRITT FERGUSON, CLV: Yes, it is, sir.

MAYOR BRIARE: Further comment or question? Cast your votes. Post. Motion is APPROVED. Councilman Levy. (Motion was unanimous)

COUNCILMAN LEVY: Yes. I'd just like to make a comment regarding the last three items. There have been some articles regarding -- in our local media, regarding the downtown area and I'm sorry they were a little premature compared to what we're doing here today, but I would like to make note that I think we're going to have some exciting things on our agendas in the near future for the downtown area and we're working very hard with all the things that we are doing to justify those and so I would just take heart with our local media in that regard.

MAYOR BRIARE: Thank you, Councilman. Any other comments?

END OF DISCUSSION

/lo

AGENDA

City of Las Vegas

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, *B, and *C are considered to be routine by the City Council and may be enacted by one motion. However, any item may be discussed if a Council member or citizen so requests.		
	PURCHASING & CONTRACTS DIVISION		
1033	*A. AWARD OF BIDS	Lurie - APPROVED Items A, B, C as recommended. Unanimous	Staff to proceed
	1. Building Demolition Department of Public Works		
	2. 1985 Street Rehabilitation Projects - Phase III Department of Public Works		
	3. Replacement Fire Hose Department of Fire Services		
	4. Moveable Walls for Senior Citizens Center Department of Parks, Recreation & Senior Citizens Activities		
	*B. AWARD OF ANNUAL CONTRACTS & AGREEMENTS		
	1. Laundry Services Department of Detention & Correctional Services		
		Lurie requested a list of the streets under A. 2 be made available to the Council.	
	APPROVED AGENDA ITEM [signature]		

AGENDA

City of Las Vegas

November 6, 1985

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

ITEM	Council Action	Department Action
IV (f) DEPARTMENT OF GENERAL SERVICES PURCHASING & CONTRACTS DIVISION CONT'D		
*C. PURCHASE ORDER APPROVAL 1. Paramedic Training Department of Fire Services 2. Vehicles for Traffic Management Department of Public Works	Lurie - APPROVED Items A, B, C as recommended. Unanimous	Staff to proceed

APPROVED AGENDA ITEM

[signature]

City of Las Vegas

AGENDA DOCUMENTATION

Date: OCTOBER 25, 1985

TO: The City Council

FROM: RANDALL H. WALKER
DEPUTY CITY MANAGER

SUBJECT: AGENDA - CITY COUNCIL MEETING - NOVEMBER 6, 1985
IV (f) DEPARTMENT OF GENERAL SERVICES

PURPOSE/BACKGROUND

*A. AWARD OF BIDS

1. BID TITLE: DEMOLITION OF BUILDINGS AT 300 AND 212 MESQUITE AVENUE — BID NUMBER: 85.0837.18

   ITEM: CAPITAL IMPROVEMENT — ESTIMATE: $34,000.00

   DEPARTMENT: PUBLIC WORKS — INVITATIONS MAILED: 64

   FUNDING: PARKING GARAGE REVENUE — RESPONSES RECEIVED: 4

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO REMOVE TWO (2) BUILDINGS IN PREPARATION FOR CONSTRUCTION OF THE DOWNTOWN TRANSPORTATION CENTER FACILITY.

BID ABSTRACT SUMMARY

PASCO TRUCKING	LAS VEGAS	NV	$13,450.00
WAYNE JACKS TRUCKING	LAS VEGAS	NV	$19,150.00
G. & H. BUILDERS	LAS VEGAS	NV	$27,030.00
ART GOLDSTROM	LAS VEGAS	NV	$28,500.00

STAFF RECOMMENDATION OF AWARD

THAT THE LOW BID BE AWARDED TO:

PASCO TRUCKING	LAS VEGAS	NV	$13,450.00

FISCAL IMPACT

FUNDS BUDGETED FOR FISCAL YEAR 85-86. FUNDS ARE AVAILABLE FROM PARKING GARAGE REVENUE.

RECOMMENDATIONS

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

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

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

Agenda Item

SECTION A PAGE 1
IV (f)

City of Las Vegas

AGENDA DOCUMENTATION

00075

Date: OCTOBER 25, 1985

TO: The City Council

FROM: RANOALL H. WALKER, OEPUTY CITY MANAGER

SUBJECT: AGENOA - CITY COUNCIL MEETING - NOVEMBER 6, 1985
IV (f) OEPARTMENT OF GENERAL SERVICES

PURPOSE/BACKGROUND

*A. AWARD OF BIDS

2. BID TITLE: 1985 STREET REHABILITATION PROJECTS - PHASE III — BID NUMBER: 85.1764.3

ITEM:	CAPITAL PROJECT	ESTIMATE:	$392,450.00
DEPARTMENT:	PUBLIC WORKS	INVITATIONS MAILEO:	36
FUNDING:	FEDERAL REVENUE SHARING	RESPONSES RECEIVEO:	2

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO PROVIDE FOR THE SYSTEMATIC REHABILITATION OF SELECTED PUBLIC STREETS IN ORDER TO PROVIDE SAFE ROAD SURFACES FOR THE TRAVELING PUBLIC.

BID ABSTRACT SUMMARY

*YOUNG CONSTRUCTION, INC.	LAS VEGAS	NV	$251,802.25
LAS VEGAS PAVING	LAS VEGAS	NV	$325,550.00

*MINOR IRREGULARITY IN BID. DID NOT SUBMIT WITH THEIR SEALED BID THE REQUESTED EXPERIENCE DATA.

STAFF RECOMMENDATION OF AWARD

THAT THE LOW BID BE AWARDED TO:

YOUNG CONSTRUCTION, INC. LAS VEGAS NV $251,802.25

WAIVE THE MINOR IRREGULARITY IN YOUNG CONSTRUCTION, INC. BID ANO ALLOW THEM TO SUBMIT THE DATA REQUIRED IN THE BIO INVITATION.

FISCAL IMPACT

FUNOS BUOGETEO FOR FISCAL YEAR 85-86. FUNOS ARE AVAILABLE FROM FEOERAL REVENUE SHARING.

RECOMMENDATIONS

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

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

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

Agenda Item
SECTION A PAGE 2
IV (f)

City of Las Vegas

AGENDA DOCUMENTATION

00076

Date: OCTOBER 25, 1985

TO: The City Council

FROM: RANDALL H. WALKER
DEPUTY CITY MANAGER

SUBJECT: AGENDA - CITY COUNCIL MEETING - NOVEMBER 6, 1985
IV (f) DEPARTMENT OF GENERAL SERVICES

PURPOSE/BACKGROUND

*A. AWARD OF BIDS

3. BID TITLE: FIVE INCH (5") FIRE HOSE AND RELATED TOOLS AND EQUIPMENT — BID NUMBER: 86.2100.4

ITEM: EXPENDABLE SUPPLIES — ESTIMATE: $37,000.00

DEPARTMENT: FIRE SERVICES — INVITATIONS MAILED: 14

FUNDING: GENERAL FUND — RESPONSES RECEIVED: 6

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO REPLACE FIRE HOSE THAT IS NO LONGER SERVICEABLE TO EXTINGUISH FIRES.

BID ABSTRACT SUMMARY

ANGUS FIRE ARMOUR CORP.	ANGIER	NC	$33,503.76
UNITED FIRE EQUIPMENT CO.	TUCSON	AZ	$34,991.00
THUNDERBIRD FIRE & SAFETY CORP.	PHOENIX	AZ	$38,350.00
SNAP-TITE HOSE, INC.	UNION CITY	PA	$38,165.00
HALPRIN SUPPLY CO.	LOS ANGELES	CA	$43,701.00
JAFFRAY FIRE PROTECTION	MORRO BAY	CA	$34,538.00 (PARTIAL)

STAFF RECOMMENDATION OF AWARD

THAT THE LOW BID BE AWARDED TO:

ANGUS FIRE ARMOUR CORP. ANGIER NC $33,503.76

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

Agenda Item

SECTION A PAGE 3
IV (f)

City of Las Vegas

AGENDA DOCUMENTATION

Date: OCTOBER 25, 1985

TO: The City Council

FROM: RANDALL H. WALKER
DEPUTY CITY MANAGER

SUBJECT: AGENOA - CITY COUNCIL MEETING - NOVEMBER 6, 1985
IV (f) OEPARTMENT OF GENERAL SERVICES

PURPOSE/BACKGROUND

*A. AWARD OF BIDS

4. BID TITLE: FURNISHING AND INSTALLING THREE (3) OPERABLE WALL SECTIONS AT THE CITY OF LAS VEGAS SENIOR CITIZENS CENTER

BID NUMBER: 86.2600.2

ITEM: CAPITAL

ESTIMATE: $28,000.00

DEPARTMENT: PARKS, RECREATION AND SENIOR CITIZENS ACTIVITIES

INVITATIONS MAILED: 4

FUNDING: FEDERAL REVENUE SHARING

RESPONSES RECEIVED: 2

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO REPLACE INOPERABLE PARTITIONS IN THE MULTI-PURPOSE ROOM OF THE SENIOR CITIZENS CENTER.

BID ABSTRACT SUMMARY

ACOUSTICAL SPECIALTIES	LAS VEGAS	NV	$26,100.00
UNGARO CONSTRUCTION	LAS VEGAS	NV	$38,000.00

STAFF RECOMMENDATION OF AWARD

THAT THE LOW BID BE AWARDED TO:

ACOUSTICAL SPECIALTIES	LAS VEGAS	NV	$26,100.00

FISCAL IMPACT

FUNDS BUDGETED FOR FISCAL YEAR 85-86. FUNDS ARE AVAILABLE FROM FEDERAL REVENUE SHARING.

RECOMMENDATIONS

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

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

Dan R. Pilkington

Dan R. Pilkington, Director
Oepartment of General Services

Agenda Item

SECTION A PAGE 4
IV (f)

City of Las Vegas

AGENDA DOCUMENTATION

00078

Date: OCTOBER 25, 1985

TO: The City Council

FROM: RANDALL H. WALKER
DEPUTY CITY MANAGER

SUBJECT: AGENDA - CITY COUNCIL MEETING - NOVEMBER 6, 1985
IV (f) DEPARTMENT OF GENERAL SERVICES

PURPOSE/BACKGROUND

*B. AWARD OF ANNUAL CONTRACTS AND AGREEMENTS

1. BID TITLE:	LAUNDRY SERVICES CONTRACT FOR DETENTION AND CORRECTIONAL SERVICES	BID NUMBER:	84.9999.47
ITEM:	SERVICE	ESTIMATE:	$14,400.00 - ADDITION
		CURRENT ANNUAL USAGE:	$15,080
DEPARTMENT:	DETENTION AND CORRECTIONAL SERVICES	FUNDING:	GENERAL FUND

NEED FOR PURCHASE

THIS ADDITION TO THE CURRENT CONTRACT IS NECESSARY TO PROVIDE LINENS AND UNIFORMS FOR FIFTY-ONE (51) MISDEMEANANTS TO BE HOUSED AT THE RENOVATED CITY JAIL FACILITY STARTING APPROXIMATELY DECEMBER 1, 1985. ALL PROSPECTIVE BIDDERS WERE INFORMED OF THIS POSSIBILITY IN THE ORIGINAL INVITATION TO BID.

CONTRACT EXTENSION

MISSION UNIFORM AND LINEN SERVICE HAS AGREED TO THIS ADDITION TO THE CURRENT CONTRACT, AT THE EXISTING CONTRACT PRICES AND TERMS. THIS ADDITION WILL AFFORD THE CITY CONTINUED SERVICE THROUGH JUNE 30, 1986 AT CURRENT PRICES WITH AN ESTABLISHED REPUTABLE CONTRACTOR.

STAFF RECOMMENDS

THAT THE ADDITION TO THE EXISTING CONTRACT BE GRANTED TO:

MISSION UNIFORM AND LINEN SERVICE LAS VEGAS NV $14,400.00
ESTIMATED ANNUAL USAGE

TOTAL ESTIMATED ANNUAL USAGE - CURRENT AND ADDITION $29,480.00

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. Pilkington, Director
Department of General Services

Agenda Item
SECTION B PAGE 1
IV (f)

City of Las Vegas

AGENDA DOCUMENTATION

00079

Date: OCTOBER 25, 1985

TO: The City Council

FROM: RANDALL H. WALKER
DEPUTY CITY MANAGER

SUBJECT: AGENDA - CITY COUNCIL MEETING - NOVEMBER 6, 1985
IV (f) DEPARTMENT OF GENERAL SERVICES

PURPOSE/BACKGROUND

*C. PURCHASE ORDER APPROVAL

1.	ITEM:	PROFESSIONAL SERVCE	PURCHASE REQUEST:	2100-5646
	DESCRIPTION:	PARAMEDIC TRAINING COURSE	FUNDING:	GENERAL
	DEPARTMENT:	FIRE SERVICES	ESTIMATE:	$15,000.00

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO PROVIDE THE PROPER AND ACCREDITED TRAINING FOR LAS VEGAS FIRE SERVICES PARAMEDICS.

STAFF RECOMMENDATION
FOR PURCHASE ORDER APPROVAL

CLARK COUNTY COMMUNITY COLLEGE LAS VEGAS NV $15,000.00

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. Pilkington

Dan R. Pilkington, Director
Department of General Services

Agenda Item

SECTION C PAGE 1
IV (f)

City of Las Vegas

AGENDA DOCUMENTATION

Date: OCTOBER 25, 1985

TO:
The City Council

FROM:
RANDALL H. WALKER
DEPUTY CITY MANAGER

SUBJECT: AGENDA - CITY COUNCIL MEETING - NOVEMBER 6, 1985
IV (f) DEPARTMENT OF GENERAL SERVICES

PURPOSE/BACKGROUND

*C. PURCHASE ORDER APPROVAL

2.	ITEM:	CAPITAL EQUIPMENT	PURCHASE REQUEST:	171I-442
	DESCRIPTION:	ONE (1) 4-DOOR SEDAN; AND ONE (1) COMPACT PICKUP TRUCK	FUNDING:	SPECIAL REVENUE FUND
	DEPARTMENT:	PUBLIC WORKS	ESTIMATE:	$15,093.86

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO PROVIDE TRANSPORTATION VEHICLES FOR THE TRAFFIC MANAGEMENT CENTER SYSTEMS MANAGER AND FOR THE ELECTRICAL TECHNICIAN FOR ON-SITE INSPECTIONS AND MAINTENANCE.

STAFF RECOMMENDATION
FOR PURCHASE ORDER APPROVAL

STATE OF NEVADA PURCHASING	CARSON CITY	NV	$15,093.86

FISCAL IMPACT

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

RECOMMENDATIONS

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

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

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

Agenda Item
SECTION C PAGE 2
IV (f)

AGENDA

City of Las Vegas

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

ITEM	Council Action	Department Action
IV. (g). DEPARTMENT OF PUBLIC WORKS		
RICHARD D. GOECKE, DIRECTOR		
1035 A. REPORTS/ACTION		
1. Construction Engineering Inspection Services Contract - Digester Gas System Improvement Project - Wastewater Treatment Plant	Lurie - APPROVED as recommended. Unanimous	Staff to proceed

[signature]

City of Las Vegas

AGENDA DOCUMENTATION

Date: October 28, 1985

TO: The City Council

FROM: GRANVILLE M. BOWMAN
DEPUTY CITY MANAGER

SUBJECT: CONSTRUCTION ENGINEERING INSPECTION SERVICES CONTRACT - DIGESTER GAS SYSTEM IMPROVEMENT PROJECT - WASTEWATER TREATMENT PLANT

PURPOSE/BACKGROUND

On July 17, 1985, the City Council approved a contract with Culp/Wesner/Culp for construction engineering services, less daily on-site inspection, for the Digester Gas System Improvement Project at the Wastewater Treatment Plant. The City of Las Vegas inspector assigned to provide the daily on-site inspection of the project is now leaving the employment of the City. The Department of Public Works would prefer to continue the daily on-site inspection services for the duration of the project with a private inspector to preclude the need for hiring another City employee. The remaining duration of the project is estimated at fourteen months.

FISCAL IMPACT

The estimated cost of this amendment is $53,026. There are funds in the Sanitation Fund to cover this expenditure.

RECOMMENDATIONS

The Director of Public Works recommends that the City Council approve an amendment to Culp/Wesner/Culp's contract to provide daily inspection of the subject project and authorize the Mayor to execute this agreement on behalf of the City Council.

RICHARD D. GOECKE
Director of Public Works

Agenda Item 11/6/85

IV. (g) A.1.

CULP•WESNER•CULP
CONSULTING ENGINEERS

862/A

3461 ROBIN LANE
P.O. BOX 518
CAMERON PARK
CALIFORNIA
95682
916•677•1695

Mr. Thomas McCaffrey
Sanitary Engineer
City of Las Vegas
City Hall, Fourth Floor
400 E. Stewart Avenue
Las Vegas, NV 89101

October 25, 1985

RE: ENGINEERING SERVICES DURING CONSTRUCTION - DIGESTER GAS SYSTEM IMPROVEMENTS

Dear Mr. McCaffrey:

As you requested, we have prepared an addendum to our current Agreement with the City, to add daily on-site inspection. This is required because of the resignation of the City's inspector.

Our original proposal to the City for this project included daily inspection, which was later deleted in favor of inspection by City personnel. That proposal included inspection costs for the estimated duration of construction at one-third time. As we understand it, you feel that this project now warrants at least half-time inspection because of the City's concerns about the capabilities of the particular Contractor selected. Based on your request, we have prepared Addendum No. 1 (attached) to add inspection services at half time (4 hours/day). It is now also possible to accurately project the time required based on a starting date of November 4, 1985, and the Contractor's completion date of December 25, 1986.

As in our previous proposal, the on-site inspector will be provided through our subcontractor, G.C. Wallace. The same inspector proposed earlier, Jim Longwell, will be available a week or two after November 4. During the interim, G.C. Wallace will provide an engineer on-site. A breakdown of the costs associated with G.C. Wallace is enclosed. Also enclosed is a 5700 Form summarizing the total additional cost required.

Very truly yours,

David A. Pivetti

DAP:jw

Enclosures

00084

AMENDMENT NO. 1 TO THE EXISTING AGREEMENT FOR ENGINEERING SERVICES DURING CONSTRUCTION OF WASTEWATER TREATMENT PLANT MAINTENANCE PROGRAM, DIGESTER GAS SYSTEM IMPROVEMENTS AND PURCHASE DIGESTER MIXERS

This amends the Agreement for Engineering Services, a contract dated July 17, 1985, between Clean Water Consultants dba Culp/Wesner/Culp, a California Corporation, hereinafter referred to as the ENGINEER, and the City of Las Vegas, hereinafter referred to as the CITY OF LAS VEGAS. The following changes are hereby incorporated as though they were part of the original Agreement:

SECTION I - ENGINEERING SERVICES

Section I is amended by adding to Subsection B., the following:

9. During construction, provide daily inspection services:
   a. Inspector to make daily visits to site while construction is ongoing.
   b. Inspector to remain at site as required by the type of construction which is in progress.
   c. Inspector shall be provided by ENGINEER on a part time basis, averaging half time (4 hours/day) for normal working days up to the time of final completion of work by construction contractor. Final completion of work by construction contractor has been established as December 25, 1986.
   d. The Inspector, provided by ENGINEER, shall have the following duties and responsibilities.
      1) Act as directed by and under the supervision of the ENGINEER. He shall confer with the ENGINEER regarding his actions. His dealings in matters pertaining to the on-site work will be in general, only with the ENGINEER and the general contractor(s). His dealings with subcontractor(s) will only be through or with the full knowledge of the general contractor(s) or his superintendent. He shall generally communicate with the CITY OF LAS VEGAS only through or as directed by the ENGINEER.
      2) Meetings: Attend monthly construction meetings.

3) Liaison:
   a) Serve as the ENGINEER'S liaison with the general contractor(s), working principally through the general contractor's superintendent, and assist him in understanding the intent of the contract documents. Assist the ENGINEER in serving as the CITY OF LAS VEGAS' liaison with the general contractor(s) when the Contractor's operations affect the CITY OF LAS VEGAS' on-site operations.
4) Shop Drawings and Samples:
   a) Receive and record the date of receipt of all shop drawings and samples which have been reviewed by the ENGINEER.
   b) Advise the ENGINEER and the general contractor(s) or his superintendent immediately of the commencement of any work requiring a shop drawing or sample submission, if the submission has not been accepted by the ENGINEER.
5) Project Inspections and Tests:
   a) Conduct on-site observations of the work in progress to assist the ENGINEER in determining that the Project is proceeding in a timely manner and according to the plans, specifications and other contract documents.
   b) Report to the ENGINEER whenever he believes that any work is unsatisfactory, faulty, or defective; or does not conform to the contract documents; or has been damaged; or does not meet the requirements of any inspections, tests, or approvals required to be made, and advise the ENGINEER when he believes the work should be corrected or rejected; or should be uncovered for observation; or requires special testing or inspection.
   c) Verify that tests, equipment, and systems startups and operating and maintenance instructions are conducted as required by the contract documents and in the presence of the required personnel. Record and report to the ENGINEER appropriate details relative to the test procedures and startups.
6) Payment Requests: Determine percentage completion of work for purposes of verifying contractors monthly payment requests.

7) Project Records:

a) Maintain orderly files for correspondence; reports of job conferences; shop drawings and sample submissions; reproductions of original contract documents, including all addenda, change orders, field orders, and additional drawings issued subsequent to the execution of the contract; the ENGINEER'S clarifications and interpretations of the contract documents; progress reports; and other Project-related documents.

b) Keep a diary or log book which records the hours on the job site, weather conditions, data relative to questions of extras or deductions, causes of any delays in the progress of the work, principal visitors, daily activities, decisions, observations in general, and specific observations in more detail, as in the case of observing test procedures, regardless of whether the Inspector believes that this information will be used or useful in any arbitration or litigation. A detailed record shall be made of all conversations with the general contractor(s), subcontractors or any other person which the Inspector suspects may involve a subsequent claim against the CITY OF LAS VEGAS. Send copies to the ENGINEER.

c) Record the names, addresses, and telephone numbers of all contractors, subcontractors, and major suppliers of equipment and materials.

8) Project Reports:

a) Furnish brief monthly reports to the ENGINEER concerning the progress of the work and of the contractor's compliance with the approved progress schedule, schedule of shop drawing submissions, and other schedules. After review, the ENGINEER shall provide a copy of the monthly report to the CITY OF LAS VEGAS.

b) Advise the ENGINEER in advance of scheduled major tests, inspections, or start of important phases of the work.

9) Final Acceptance of the Project:

a) Conduct final inspection in the presence of the ENGINEER, the CITY OF LAS VEGAS, and the general contractor(s), and prepare a final list of items to be corrected by the general contractor(s).

b) Verify that all items on the final list have been corrected, and make recommendations to the ENGINEER concerning the final acceptance of the Project by the CITY OF LAS VEGAS.

10) Limitations of Authority: Except upon written instructions of the ENGINEER, the Inspector:

a) Shall not authorize any deviation from the plans, specifications or other contract documents or approve any substitute materials or equipment.

b) Shall not undertake any of the responsibilities of the general contractor(s), the subcontractor(s), or the general contractor's superintendent.

c) Shall not expedite work for the general contractor(s).

d) Shall not advise or issue directions relative to any aspect of the means, methods, techniques, sequences, or procedures of construction unless such is specifically called for in the contract documents.

e) Shall not advise or issue directions as to safety precautions and programs in connection with the work.

f) Shall not authorize the CITY OF LAS VEGAS to occupy the Project in whole or in part.

g) Shall not participate in specialized field or laboratory tests or inspections conducted by others.

11) Safety Inspections:

The ENGINEER and Inspector shall not have the responsibility for implementing safety precautions, inspecting for safety hazards, or giving direction to the general contractor(s) dealing with safety matters in connection with construction of the Project. The ENGINEER and Inspector may from time-to-time in their normal duties of monitoring the work, recognize certain safety hazards. If recognized by the ENGINEER and Inspector as a safety hazard, realizing the ENGINEER and Inspector have no special knowledge or experience in safety matters, the ENGINEER and Inspector shall report such hazards to the CITY OF LAS VEGAS and the general contractor(s) or in the case of imminent danger, immediately advise the general contractor(s) of the need to take immediate action to eliminate or mitigate the hazard. Any such report or instructions by the ENGINEER and Inspector on a single instance of safety shall not imply an obligation on the part of the ENGINEER and Inspector for ongoing safety inspection of the construction work or that the ENGINEER and Inspector have any responsibility for safety of the construction work. Furthermore, the ENGINEER and Inspector shall not be responsible for the general contractor(s) action or lack thereof in response to reports or advice given by the ENGINEER and Inspector in response to the recognition of certain instances of safety hazards. The ENGINEER and Inspector shall also have no liability in the event of failure to recognize any safety hazard.

SECTION III - ENGINEERING FEES

Section III is ammended under Subsection C by changing Compensation Amounts and Limitations as follows:

a. Change Performance Cost Limit from "$38,463.82" to "$88,883.82".
b. Change Fixed Fee Limit from "$4,904.57" to "$7,510.57".
c. Change Total Pay Limit from "$43,368.39" to "$96,394.39".

IN WITNESS WHEREOF, the parities hereto each herewith subscribe the same in triplicate this 7th day of November.

For the City of Las Vegas, Nevada:

By William H. Briare Mayor
(Name) (Title)

By Sandra R. LeBarge Deputy City Clerk
(Name) (Title)

For Clean Water Consultants, dba Culp/Wesner/Culp

By William F. Ettlich V.P.
(Name) (Title)

COST OR PRICE SUMMARY FORMAT FOR SUBAGREEMENTS UNDER U.S. EPA GRANTS
(See accompanying instructions before completing this form)

Form Approved OMB No. 158-R0144

PART I - GENERAL

1. GRANTEE: City of Las Vegas	2. GRANT NUMBER
3. NAME OF CONTRACTOR OR SUBCONTRACTOR: Culp/Wesner/Culp	4. DATE OF PROPOSAL: October 22, 1985
5. ADDRESS OF CONTRACTOR OR SUBCONTRACTOR *(Include ZIP code)*: 3461 Robin Lane P.O. Box 518 Cameron Park, CA 95682	6. TYPE OF SERVICE TO BE FURNISHED: Engineering Services During Construction Addendum No. 1 - Additional Costs Daily On-Site Inspection

PART II - COST SUMMARY

7. DIRECT LABOR *(Specify labor categories)*	ESTIMATED HOURS	HOURLY RATE	ESTIMATED COST	TOTALS
Draftsman	20	$ 10	$ 200	
Clerical	20	9	180	
DIRECT LABOR TOTAL:				$ 380
8. INDIRECT COSTS *(Specify indirect cost pools)*	RATE	× BASE =	ESTIMATED COST	
Indirect Costs	1.237	$ 380	$470	
INDIRECT COSTS TOTAL:				$ 470
9. OTHER DIRECT COSTS				
a. TRAVEL			ESTIMATED COST	
(1) TRANSPORTATION			$	
(2) PER DIEM			$	
TRAVEL SUBTOTAL:			$	
b. EQUIPMENT, MATERIALS, SUPPLIES *(Specify categories)*	QTY	COST	ESTIMATED COST	
Miscellaneous		$ 150	$ 150	
EQUIPMENT SUBTOTAL:			150	
c. SUBCONTRACTS			ESTIMATED COST	
G.C. Wallace			$ 49,420	
SUBCONTRACTS SUBTOTAL:			$ 49,420	
d. OTHER *(Specify categories)*			ESTIMATED COST	
			$	
OTHER SUBTOTAL:			$	
e. OTHER DIRECT COSTS TOTAL:				$ 49,570
10. TOTAL ESTIMATED COST				$ 50,420
11. PROFIT (15% of items 7 & 8, 5% of item 9)				$ 2,606
12. TOTAL PRICE				$ 53,026

Form Approved
OMB No. 158-R0144

PART III - PRICE SUMMARY

13. COMPETITOR'S CATALOG LISTINGS, IN-HOUSE ESTIMATES, PRIOR QUOTES (Indicate basis for price comparison)	MARKET PRICE(S)	PROPOSED PRICE
		$

PART IV - CERTIFICATIONS

14. CONTRACTOR

14a. HAS A FEDERAL AGENCY OR A FEDERALLY CERTIFIED STATE OR LOCAL AGENCY PERFORMED ANY REVIEW OF YOUR ACCOUNTS OR RECORDS IN CONNECTION WITH ANY OTHER FEDERAL GRANT OR CONTRACT WITHIN THE PAST TWELVE MONTHS?

☒ YES ☐ NO *(If "Yes" give name address and telephone number of reviewing office)*

Mr. Ron Shaw
DCAA - Resident Office
Aerojet - General Corp.
P.O. Box 15846
Sacramento, CA 95852

(916) 355-2621

14b. THIS SUMMARY CONFORMS WITH THE FOLLOWING COST PRINCIPLES

14c.

This proposal is submitted for use in connection with and in response to (1) Request for proposal from City. This is to certify to the best of my knowledge and belief that the cost and pricing data summarized herein are complete, current, and accurate as of (2) October 28, 1985 and that a financial management capability exists to fully and accurately account for the financial transactions under this project. I further certify that I understand that the subagreement price may be subject to downward renegotiation and/or recoupment where the above cost and pricing data have been determined, as a result of audit, not to have been complete, current and accurate as of the date above.

(3) October 28, 1985
DATE OF EXECUTION

William F. [signature]
SIGNATURE OF PROPOSER

Vice President
TITLE OF PROPOSER

15. GRANTEE REVIEWER

I certify that I have reviewed the cost/price summary set forth herein and the proposed costs/price appear acceptable for subagreement award.

DATE OF EXECUTION

SIGNATURE OF REVIEWER

TITLE OF REVIEWER

16. EPA REVIEWER *(If applicable)*

DATE OF EXECUTION

SIGNATURE OF REVIEWER

TITLE OF REVIEWER

SUBCONTRACTOR COST BREAKDOWN

00092

1. Time:
   Begin inspection - November 4, 1985.
   Final completion - December 25, 1986.
   Elapsed working days - 295
   Elapsed hours @ 1/2 time = 295 x 4 = 1,180 hours

2. Cost Calculation:

80 hours @ $59/hour	$ 4,720
1,100 hours @ $37/hour	40,700
Subtotal	$45,420

Expenses (Miscellaneous):

Travel (40 mi/day @ $.25/mile)	$ 3,000
Telephone, postage, etc.	1,000
TOTAL	$49,420

AGENDA

City of Las Vegas

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

	ITEM	Council Action	Department Action
	V. GEORGE F. OGILVIE - CITY ATTORNEY		
1036	A. Appeal of Work Card Denial: Billie Gaston 629 S. Main Street - Apt. #66	Nolen - DENIED Unanimous Police report dated made part of record with LVMPD.	Clerk to notify Lt. Hash Hanief, LVMPD, appeared Billie Gatson appeared October 23, 1985 and kept on file
1039	B. Appeal of Work Card Denial: Georgia Zier 3300 Olive Street - Apt. B	Levy - DENIED Unanimous Police report dated made part of record with LVMPD.	Clerk to notify Lt. Hash Hanief, LVMPD, appeared Georgia Zier appeared October 28, 1985 and kept on file
1044	C. Approval of Amendment to Las Vegas Area Traffic System Control Agreement	Lurie - APPROVED Unanimous (Levy excused)	Staff to proceed

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

October 21, 1985

Ms. Billie Gaston
629 S. Main Street - #66
Las Vegas, Nev. 89101

Re: WORK CARD APPEAL

Dear Ms. Gaston:

I am in receipt of your formal appeal to the City Council regarding the denial of a work card. Please be advised that this matter will be heard on Wednesday, November 6, 1985, at the regularly scheduled City Council meeting. This matter will be heard sometime between 10:00 A.M. and 12 Noon. I would advise you to be present at 10:00 A.M. and wait your turn. This meeting will be conducted in the Council Chambers at 400 East Stewart Avenue.

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

Sincerely,

CAROL ANN HAWLEY
CITY CLERK

Joanne Perry

By: Joanne Perry
Senior Office Assistant

CAH:jp

cc: City Attorney
Las Vegas Metropolitan Police Dept. - SIB

CITY OF LAS VEGAS NEVADA

CLV-7009

V. A.

October 21, 1985

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

Re: WORK CARD APPEAL

Dear Ms. Hawley:

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

Sincerely,

Billie Gaston

Billie Gaston
629 S. Main Street - Apt. #66
Las Vegas, Nev. 89101

EL CORTEZ HOTEL

DOWNTOWN • 600 E. FREMONT • P. O. BOX 680 • LAS VEGAS, NEVADA 89101 • PHONE (702) 385-5200

October 23, 1985

TO WHOM IT MAY CONCERN:

Re: Billie Gaston
629 South Main street #66
Las Vegas, Nevada 89101

This letter is to verify that the El Cortez Hotel and Casino was going to hire Ms. Gaston in our Keno Department approximately 2 weeks ago.

The Work Card divison called the personnel office and told us that her work card was being denied and therefore would not be able to work.

Thankyou,

EL CORTEZ HOTEL

Linda C. Duran,
Personnel

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

October 25, 1985

Ms. Georgia Zier
3300 Olive Street - Apt. B
Las Vegas, Nevada 89104

Re: WORK CARD APPEAL

Dear Ms. Zier:

I am in receipt of your formal appeal to the City Council regarding the denial of a work card. Please be advised that this matter will be heard on Wednesday, November 6, 1985, at the regularly scheduled City Council meeting. This matter will be heard sometime between 10:00 A.M. and 12 Noon. I would advise you to be present at 10:00 AM and wait your turn. This meeting will be conducted in the Council Chambers at 400 East Stewart Avenue.

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

Sincerely,

CAROL ANN HAWLEY
City Clerk

Linda M. Owens

By: Linda M. Owens
Deputy City Clerk

CAH:LMO:jp

cc: City Attorney
Las Vegas Metropolitan Police Dept. SIB

CITY OF LAS VEGAS NEVADA

V.B.

October 25, 1985

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

Re: WORK CARD APPEAL

Dear Ms. Hawley:

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

Sincerely,

Georgia L Zier

Ms. Georgia Zier
3300 Olive Street - Apt. B
Las Vegas, Nevada 89104

City of Las Vegas

AGENDA DOCUMENTATION

Date: Nov. 1, 1985

TO: The City Council

FROM: DEPUTY CITY ATTORNEY

SUBJECT: Approval of Amendment to Las Vegas Area Traffic System Control Agreement

PURPOSE/BACKGROUND

On January 21, 1981, the City of Las Vegas entered into an agreement with the City of North Las Vegas, the County of Clark, the Clark County Regional Transportation Commission and the State of Nevada for the establishment and operation of the Las Vegas Area Traffic Control System. That agreement, among other things:

1) Established the City of Las Vegas as the Central Operator of the System.

2) Designated the City of Las Vegas, the City of North Las Vegas and the County of Clark as jurisdictional operators within the System.

3) Established an Operations Committee to represent the various parties in the System's operation.

4) Provided a formula by which the parties would contribute to the funding of the System and established a budget approval process.

The funding formula as currently written provides for the State of Nevada and the Regional Transportation Commission to contribute such sums as are deemed available. The balance of the total funding requirements is to be contributed by the three local city and county governing bodies on a percentage basis, to reflect each jurisdiction's share of traffic signals within the entire system.

The proposed amendment merely provides technical clarification of the formula and changes the manner in which the formula is recalculated annually:

<u>From</u>

Calculation annually as of October 1st (for the current fiscal year).

<u>To</u>

Calculation annually as of January 1st (for the following fiscal year.

FISCAL IMPACT

(cont.)

RECOMMENDATIONS

Agenda Item

V-C

City of Las Vegas
AGENDA DOCUMENTATION

Date: Nov. 1, 1985

TO: The City Council

FROM: DEPUTY CITY ATTORNEY

SUBJECT: Approval of Amendment to Las Vegas Area Traffic System Control Agreement (cont.)

PURPOSE/BACKGROUND

In addition, the amendment deletes the reference to actual funding percentages for the first year and provides for collection of contributions on a quarterly basis instead of annually.

In all other respects the original agreement remains the same and is reflected in and is superseded by the proposed amendment.

FISCAL IMPACT

None

RECOMMENDATIONS

It is recommended that the City Council approve this amendment and authorize the Mayor to execute the same on behalf of the City.

Agenda Item

V-C

CITY OF LAS VEGAS

INTER-OFFICE MEMORANDUM

Date

July 23, 1986

TO:

Richard Goecke
Public Works

FROM:

City Clerk's Office
Sandra LeBoeuf SL

SUBJECT:

Item C under City Attorney's Agenda - Amendment to Las Vegas Area Traffic System Control Agreement P547-80-012 - November 6, 1985 City Council meeting.

COPIES TO:

City Manager Ashley Hall
Deputy City Manager Larry K. Barton
City Attorney George Ogilvie

The original amendment was forwarded to Traffic Engineering on 11/19/85 in order for them to obtain the other necessary signatures from the other entities. As of this date, I have not received a signed copy. For the past several months, this office has been in contact with Traffic Engineering and according to them the State has either lost the agreement or has changed it.

We have been holding up closing out the Minutes of the November 6, 1985 City Council Meeting awaiting the executed copy of the above agreement. Since it appears we will not receive the agreement, we are assuming that it will probably have to be redone and go before the Council again.

/sl

Hwy. Agreement No. P547-80-012

LAS VEGAS AREA
TRAFFIC CONTROL SYSTEM AGREEMENT
AS AMENDED

THIS AGREEMENT, made and entered into this 21st day of January, 1981, by and between the CITY OF LAS VEGAS, NEVADA (alternately referred to as the "CITY OF LAS VEGAS," the "central operator" or in a collective manner with the CITY OF NORTH LAS VEGAS, NEVADA and the COUNTY OF CLARK, NEVADA as "jurisdictional operators"), the CITY OF NORTH LAS VEGAS, NEVADA and the COUNTY OF CLARK (alternately referred to as the "CITY OF NORTH LAS VEGAS" or the "COUNTY OF CLARK," respectively, or in a collective manner as "jurisdictional operators"), the CLARK COUNTY REGIONAL TRANSPORTATION COMMISSION (hereinafter referred to as the "REGIONAL TRANSPORTATION COMMISSION") and the STATE OF NEVADA (alternately referred to as "NEVADA DOT"), as amended by agreement of all the parties on this ________ day of ________________, 1985:

W I T N E S S E T H

WHEREAS the State of Nevada, Department of Transportation, engaged an independent consultant, PAWA, Incorporated, and Montgomery Engineers of Nevada, Incorporated, Joint Venture, to perform a signal system feasibility study for the Las Vegas Urban Area including the City of Las Vegas, City of North Las Vegas, and the County of Clark;

AND WHEREAS that report was prepared under review and supervision of each of the above named agencies;

AND WHEREAS the feasibility report recommended that traffic signals in all three above named jurisdictions be coordinated from one central traffic control center;

AND WHEREAS the above mentioned parties have approved and accepted the findings of the report;

AND WHEREAS improvement in traffic operational efficiency and monetary savings can be realized from such a consolidated management approach;

AND WHEREAS the parties hereto desire to install a Traffic Control System, hereinafter defined, for the purpose of coordinating traffic signals in the above named jurisdictions from one central traffic control center;

AND WHEREAS the parties hereto are authorized pursuant to the provisions of Chapter 277 of the Nevada Revised Statutes to enter into an interlocal agreement for the purpose of coordinating traffic signals between and within the jurisdictional boundaries of the above named jurisdictions;

NOW, THEREFORE, in consideration of the covenants and conditions herein set forth, the parties hereto mutually agree to the following:

SECTION I: SHORT TITLE

This Agreement may be referred to as the Las Vegas Area Traffic Control Agreement.

SECTION II: DEFINITIONS

HARDWARE - The physical equipment composing a computer system.

JURISDICTIONAL BOUNDARIES - The geographical boundaries of the governmental entity acting as a political subdivision of the State of Nevada.

JURISDICTIONAL CONTROL CENTER - The site or location designated by the jurisdictional operator containing various equipment capable of controlling and coordinating those traffic signals and intersections located within the jurisdictional boundaries of the jurisdictional operator.

MASTER CONTROL HARDWARE - That equipment located at the Traffic Control Center consisting of a central computer, disk storage device, teletypewriter, line printer, color cathode ray tube with keyboard, card reader, magnetic tape unit, map display, operator control panel, and map control panel, all of which are more fully described in the Las Vegas Urban Area Traffic Control Study (Final Report, March 1979) and any other similar equipment which might be added in the future.

TRAFFIC CONTROL CENTER - The site or location designated by the NEVADA DOT containing various equipment capable of controlling and coordinating the overall Traffic Control System.

PRIORITY TIME - The period of time as determined by the Operations Committee during which all traffic signals which are part of the Traffic Control System are operated and controlled according to previously approved traffic signal timing plans for the purpose of providing arterial and network coordination of traffic within and across jurisdictional boundaries.

PROJECT ADVISORY COMMITTEE - That committee created for the purpose of assisting and advising NEVADA DOT with respect to the plans, specifications, construction and installation of the Traffic Control System and consisting of one representative from CITY OF LAS VEGAS, the CITY OF NORTH LAS VEGAS, the COUNTY OF CLARK, and the CLARK COUNTY REGIONAL TRANSPORTATION COMMISSION.

SOFTWARE - All of the programs executed on the computer.

STRATEGY - Procedure used to determine specific traffic control measures to be applied during a control period.

TRAFFIC CONTROL SYSTEM - An array of components including traffic signal controllers, detectors, interconnect conduit and cable, interface units, computer, magnetic tape, disks, map displays, cathode ray tubes (CRT), line printer, teleprinter, operator's console, peripherals, and other related devices designed to monitor, control, and coordinate traffic movements at signalized intersections according to a given or developed plan.

TRAFFIC DETECTOR - A devise located in or near the roadway which is acted upon directly by a vehicle to create a usable pulse to an intersection control device.

TRAFFIC SIGNAL LOCAL CONTROLLER - A complete electrical mechanism responsible for traffic signal control and operation at an individual intersection.

TRAFFIC SIGNAL MASTER CONTROLLER - A complete electrical mechanism responsible for traffic signal control and operation of more than one intersection in a coordinated manner.

TRAFFIC SIGNAL SUBSYSTEMS - Groups of traffic signalized intersections coordinated with their own programs, which can alternately operate as an independent system and, when traffic conditions permit, operate on the same program with adjacent subsystems to form a larger coordinated subsystem.

TRAFFIC SIGNAL TIMING PLANS - Documented hard copy which the Signal System Manager shall keep on file and supply to the jurisdictional operator. The copy shall include time space diagrams for each subsystem, signal operating parameters, proof of efficiency, and time of day operations schedules.

SECTION III: PARTIES TO THE AGREEMENT

The CITY OF NORTH LAS VEGAS and the COUNTY OF CLARK are the designated jurisdictional operators whose responsibilities are more fully described under Section IV (B) of this Agreement.

The CITY OF LAS VEGAS is designated both a jurisdictional operator subject to the provisions of Section IV (B) of this Agreement and the central operator whose responsibilities are more fully described under Section IV (A) of this Agreement.

The NEVADA DOT is that party whose interests are limited solely to (1) installing the initial Traffic Control System within the jurisdictional boundaries of the jurisdictional operators according to the availability of federal funds or such state funds as might be approved and appropriated by the NEVADA DOT for such purpose, (2) providing, subsequent to installation, such financial assistance for the operation and maintenance of the Traffic Control System as is available from federal funding and as might be approved and appropriated by the NEVADA DOT for such purpose, and (3) serving as a voting member of the Operations Committee during the existence of this Agreement or until amended otherwise.

The REGIONAL TRANSPORTATION COMMISSION shall act solely as an interested party under this Agreement with no responsibilities, financial or otherwise for the performance of this Agreement, OTHER THAN to act as a non-voting, ex officio member of the Operations Committee.

SECTION IV: RESPONSIBILITIES OF THE CENTRAL OPERATOR, JURISDICTIONAL OPERATORS AND THE OPERATIONS COMMITTEE

A. CENTRAL OPERATOR. It is hereby agreed by and between all the parties hereto that the CITY OF LAS VEGAS is designated as the central operator of the Traffic Control System.

(1) Daily Operator: The central operator is responsible for the daily operations of the Traffic Control Center whose location shall be at a site within the jurisdictional

boundaries of the City of Las Vegas, Nevada. The Traffic Control Center shall serve as the focal point for the day-to-day activities related to the operation and management of the Traffic Control System.

The Traffic Control Center shall consist of master control hardware capable of providing the central operator with (1) a high level of centralized system surveillance, and (2) the ability to respond quickly to traffic conditions occurring within the System.

(2) Financial Agent: It shall be the responsibility of the central operator to receive and collect from each of the parties to this Agreement their proportionate share of the operating funds as determined by the budgetary formula provided in Section V.

The Treasurer of the CITY OF LAS VEGAS shall act as the duly appointed representative on behalf of the central operator and shall have the power and authority to disburse the funds on deposit with the Treasurer for purposes of paying the operating and maintenance expenses, or other related expenses of the Traffic Control Center.

(3) Maintenance Agent: The central operator shall also be responsible for performing or supervising all maintenance deemed necessary to the Traffic Control Center by the Operations Committee. Payment of these maintenance and operations expenses shall be by the central operator from the funds allocated by the parties to this Agreement for this purpose.

B. JURISDICTIONAL OPERATORS. The CITY OF LAS VEGAS, CITY OF NORTH LAS VEGAS and the COUNTY OF CLARK shall operate their own jurisdictional management centers capable of controlling those traffic control signals located within their own jurisdictional boundaries during non-priority time.

(1) Equipment and Maintenance: Each jurisdictional control center shall be equipped in a manner approved by the jurisdictional operator and the NEVADA DOT. Each jurisdictional operator is responsible for the maintenance of all equipment such as, but not limited to, local controllers, interfaces, traffic detectors and communication cables located within its jurisdictional boundaries which are part of the Traffic Control System and not covered by any previously agreed to maintenance agreement.

(2) Capabilities: The jurisdictional operators shall have the capability for coordinating the timing of traffic signal subsystems within their own jurisdiction and provide such traffic signal timing as inputs to the overall timing coordination of the Traffic Control System separate and apart from the signal timing coordination necessary to the initial implementation of the Traffic Control System and any periodical retiming updates for the overall system.

(3) Modifications: Any upgrade, modification or expansion in the master control hardware or software necessitated by the traffic control needs of a party hereto shall be paid for by that party unless it is determined by the Operations Committee that the upgrade, modification or expansion benefits the overall Traffic Control System. If the Operations Committee determines that the upgrade, modification or expansion benefits the overall System then the cost thereof shall be treated by the central operator like any other expense of the Traffic Control System.

C. OPERATIONS COMMITTEE.

(1) Membership and Meetings: The Operations Committee shall be composed of representatives from the parties to this Agreement in the following manner:

Party	Membership Number
NEVADA DOT	1
REGIONAL TRANSPORTATION COMMISSION (Non-voting, ex officio member)	1

COUNTY OF CLARK	1
CITY OF LAS VEGAS	1
CITY OF NORTH LAS VEGAS	1

The representative designated on behalf of each party shall be selected from among the following: The Director of Public Services or City Engineer for the CITY OF LAS VEGAS, the Director of Public Works or City Engineer for the CITY OF NORTH LAS VEGAS, the Director of Public Works or the Assistant Director of Public Works for the COUNTY OF CLARK, the Director, Deputy Director or the District Engineer of the NEVADA DOT and the Managing Engineer of the CLARK COUNTY REGIONAL TRANSPORTATION COMMISSION. Each representative shall have a designated alternate with full authority to act in the absence of the representative. The Operations Committee may be expanded to include other additional members as approved by majority vote of the members of the existing Operations Committee.

The Operations Committee shall meet minimally on a monthly basis but may meet more frequently if the problems or business of the Operations Committee necessitate such additional meetings. The chairperson of the Operations Committee shall have the authority to call a meeting of the Committee with a minimum of seven (7) calendar days' notice to all the members. Notice is deemed to have occurred from the date that it is deposited with the United States Postal Service, postage prepaid, addressed to the members of the Operations Committee.

(2) Chairperson and Vice-Chairperson: In the first meeting of the Operations Committee, the members shall proceed to elect by majority vote of all the voting members of the Committee, from amongst the members of the Committee, a chairperson and vice-chairperson who will serve a term of one year. Thereafter, a chairperson and vice-chairperson will be elected by a majority

vote of all the voting members of the Committee on an annual basis. Said election will occur at the last regularly scheduled meeting of the Operations Committee prior to the expiration of the chairperson's and vice-chairperson's one-year term. The chairperson shall keep all Committee records.

(3) Quorum and Voting: Except for the REGIONAL TRANSPORTATION COMMISSION, all members of the Operations Committee shall be entitled to one vote on all matters submitted to the Committee for vote. The REGIONAL TRANSPORTATION COMMISSION shall have a representative on the Operations Committee who shall act solely in a non-voting ex officio capacity.

Any three of the voting members of the Operations Committee shall constitute the quorum necessary to convene the meeting of the Committee. All official action by the Operations Committee shall require a majority vote of the members present at the meeting.

Each member shall have the power to recall any matter voted upon during his absence at a regularly scheduled meeting if prior to the next regularly scheduled meeting said member informs the Chairperson in writing in sufficient time to comply with all the notice requirements of the Open Meeting Law (Chapter 241 of the Nevada Revised Statutes and any subsequent amendments thereto) and at least ten (10) days prior to the date of the next regularly scheduled meeting of his intent to subject the previously approved or disapproved matter to revote of the then present members. If a previously voting member is not present for the revote, then said member is deemed to cast his or her vote in the same manner as previously voted on the matter.

(4) Responsibilities: The Operations Committee shall be responsible for the following:

(a) Formulating overall policy relative to the operation and maintenance of the Traffic Control Center;

(b) Monitoring the progress of the installation of the Traffic Control System;

(c) Monitoring on a periodic basis the functioning of the Traffic Control System for the purpose of proposing operational changes deemed necessary to the efficient operation of the System;

(d) Providing instructions and directions to the Signal System Manager when requested by the manager or deemed necessary by the Committee;

(e) Deciding all matters which might be submitted for decision by the Signal System Manager pertaining to day-to-day operation and maintenance of the Traffic Control Center:

(f) Selecting those traffic signal timing plans and strategy to be in effect for the Traffic Control System during priority time;

(g) Filing an annual report with the various governmental entities with membership on the Operations Committee detailing the performance of the Traffic Control System and recommending possible improvements to the System;

(h) Approving or disapproving the requested additions to or deletions of traffic signals from the Traffic Control System by one of the parties pursuant to the provisions of Section VI B (3) of this Agreement.

(i) Approving the creation of new employee positions in connection with the operation of the Traffic Control Center;

(j) Approving the deletion of existing employee positions in connection with the operation of the Traffic Control Center;

(k) Reviewing all proposed selections, terminations, classifications or other personnel actions with respect to employees in the Traffic Control Center for the purpose of formulating their recommendations on such action for consideration by the central operator.

(l) Reviewing and approving monthly the budgetary needs and expenditures of the Traffic Control Center;

(m) Determining whether any proposed upgrade, modification or expansion is the result of the needs of an individual party hereto so as to be the sole financial responsibility of that party, or of benefit to the overall Traffic Control System.

SECTION V: DESIGN AND IMPLEMENTATION

A. GENERAL. The NEVADA DOT shall be responsible for initiating and supervising installation of all new equipment, or the restructuring of existing equipment necessary to the installation and operation of the Traffic Control System.

B. PLANS AND SPECIFICATIONS. Implementation and installation of the components of the initial Traffic Control System will be according to plans and specifications prepared on behalf of the NEVADA DOT and which are reviewed and approved by the other parties to this Agreement. The implementation of the project plans and specifications shall be the prime responsibility of the NEVADA DOT with monitoring by the members of the Project Advisory Committee, and if desirable by the Operations Committee for the purpose of recommending changes to the NEVADA DOT in the implementation of those plans and specifications.

C. TRANSPORTATION MANAGEMENT CENTER. The NEVADA DOT shall designate on state owned property the location of, and shall construct thereon according to the design recommended by the Las Vegas Urban Area Traffic Control System Study (Final Report, March 1979), the Traffic Control Center. The master control hardware, and any other equipment necessary to the operation of the Traffic Control Center shall be provided by the NEVADA DOT through the use of federal funds or such state funds as might be appropriated by the NEVADA DOT. Title to the property, building, master control hardware and any other equipment therein shall remain in the name of the STATE OF NEVADA.

D. JURISDICTIONAL CONTROL CENTER. The NEVADA DOT shall be responsible for installing, at its own expense, a map display, control console with line printer and cathode ray tube at the location designated by the jurisdictional operator as the site of the Jurisdictional Control Center. Any additional or duplicative equipment shall be the responsibility, both installation and maintenance expense, of the jurisdictional operators. Title to all of the equipment installed by the NEVADA DOT at the Jurisdictional Control Center as part of the Traffic Control System shall remain in the name of the STATE OF NEVADA.

E. LOCAL CONTROLLERS AND MASTER LOCAL CONTROLLERS. The NEVADA DOT shall also be responsible, where federally funded, or state funds are specifically approved and appropriated by the NEVADA DOT, for (1) converting and incorporating those functionally adequate local controllers already located at the traffic signal intersection into the Traffic Control System, or (2) replacing those local controllers which are functionally inadequate, and incapable of being incorporated into the Traffic Control System. All existing traffic signal equipment which is replaced or removed shall be returned to the owners. Ownership of the newly installed local controllers and master controllers, installed with Federal Funds, shall remain vested in the name of the State.

F. COMMUNICATION COMPONENTS AND TRAFFIC DETECTORS. The NEVADA DOT shall also be responsible, at its own expense, for the installation at the site of various traffic control signals, the traffic detectors and communication components necessary to the operation of the Traffic Control System.

SECTION VI: FUNDING

A. IMPLEMENTATION AND INSTALLATION EXPENSES. The NEVADA DOT shall be responsible for payment of all costs for installing the initial Traffic Control System where federal funds are available for payment of such costs. If federal funds are not available for the payment of such costs, then the NEVADA DOT may, at its option, appropriate state funds for such costs. The jurisdictional operators are not responsible for the payment of any installation costs unless approval has been given by the governing body of each jurisdictional operator.

B. OPERATION AND MAINTENANCE EXPENSE.

(1) Collection and Disbursal of Funds: At the beginning of each quarter of the fiscal year the central operator shall notify the parties to this Agreement as to the amount of their funding share in the cost of operating and maintaining the Traffic Control Center for that quarter. Within thirty (30) days from notification, the parties shall remit to the central operator their contribution to the funding of the Traffic Control Center as determined by the formula hereinafter provided under this Section.

Funds derived from the individual parties according to their predetermined share shall be deposited by the central operator into an account established solely for the purpose of paying operation and maintenance expenses of the Traffic Control Center. The Treasurer of the CITY OF LAS VEGAS shall have authority to issue drafts against said account for expenses approved by the Operations Committee. Any interest which may accrue to the funds received from the parties hereto shall be credited by the City Treasurer to said account for the benefit of all parties to this Agreement.

(2) Annual Budget: The Signal Systems Manager shall prepare prior to the commencement of the next fiscal year an operations and

maintenance budget which shall be submitted to the Operations Committee for review and approval according to the time schedule established by the Operations Committee. Immediately upon approval by the Operations Committee, the proposed budget shall be submitted for review and approval to the governing bodies of all the parties hereto except the NEVADA DOT and the REGIONAL TRANSPORTATION COMMISSION. Approval or disapproval of the proposed budget shall occur no later than thirty (30) days from submission to the parties.

If a party disapproves the proposed budget, then the basis of the disapproval shall be stated in writing, and the proposed budget shall be referred back to the Operations Committee for revision. Upon completing the revisions, the budget shall be resubmitted to the same parties for review and approval.

(3) Funding Formula: The contributions of each party to this Agreement shall be determined in accordance with the following formula:

Total Funding of the Traffic Control Center $= X + Y + (C \times Z) + (L \times Z) + (N \times Z)$

where X = contribution of NEVADA DOT

Y = contribution of REGIONAL TRANSPORTATION COMMISSION

Z = contribution of local agencies

C = percentage of Z contributed by CLARK COUNTY

L = percentage of Z contributed by CITY OF LAS VEGAS

N = percentage of Z contributed by CITY OF NORTH LAS VEGAS

The contribution of the NEVADA DOT (X) shall be limited to that portion, if any, which is reimbursable by the federal government and which the NEVADA DOT elects to approve and appropriate for purposes of this Agreement. The contribution of the REGIONAL TRANSPORTATION COMMISSION (Y), if any, is to be determined by the members of the Regional Transportation Commission.

The remaining share (Z) of the funding formula shall be in an amount sufficient, when combined with the X and Y contributions, to equal the total funding requirements for the operation and maintenance of the Traffic Control Center. The C, L, and N local agency percentages shall be determined by dividing the number of traffic signals in the Traffic Control System which lie in the agency's jurisdiction, by the total number of traffic signals in the Traffic Control System.

To reflect the additions to, or deletions from, the Traffic Control System, the Operations Committee shall annually recompute (to the nearest 0.1%) the local agency percentages based on the number of traffic signals in the Traffic Control System as of January 1. The recomputed percentages shall be effective for the following fiscal year.

It is agreed by and between the parties hereto that in the event a party, for whatever reason, desires to delete any traffic signal(s) within its jurisdiction from control by the Traffic Control System, that notice of such intent shall be conveyed in writing to the Operations Committee seven (7) months before the close of the then current fiscal year, and that in no event shall the proposed number of traffic signals to be deleted exceed ten percent (10%) of the total number of traffic signals located within the jurisdiction of the party proposing the deletion. Any and all proposed deletions must be approved by the Operations Committee as required by the provisions of Section IV C (4) (h) of this Agreement.

If a party so elects to delete any of its traffic control signals from the System, then this traffic control signal may not be re-added to the System until the following fiscal year and only with the approval of the Operations Committee. In the event that a traffic signal(s) is so deleted from the System, the Operations Committee reserves the right to require, at the expense of the deleting party, the return of any and all equipment located at the site of the traffic control signal(s) which was installed by the NEVADA DOT as part of the initial installation and implementation of this System, EXCEPTING THEREFROM underground equipment and those local controllers or other equipment installed as replacements of previously existing local controllers or other equipment necessary to the operation of the traffic signal.

(4) Covered Expenses: All expenses in connection with the operation and maintenance of the Traffic Control Center, including, but not necessarily limited to, staffing, control equipment maintenance contracts, routine central maintenance, new equipment costs, building repair expenses and office operating expenses shall be paid by the central operator from the funds allocated by the parties under the funding formula provided for under Section VI of this Agreement.

All other expenses associated with the operation and maintenance of the Jurisdictional Control Center, such as, but not necessarily limited to, control, communication and monitoring equipment, staffing, field maintenance and office operating expenses shall be the sole responsibility of the jurisdictional operator.

SECTION VII: SYSTEM OPERATION

The day-to-day operation of the Traffic Control System shall be the responsibility of the central operator, subject to review and coordination by the Operations Committee.

A. SIGNAL CONTROL STRATEGY. The central operator shall operate the

Traffic Control System in accordance with the operation strategy recommended by the Las Vegas Urban Area Traffic Control System Study (Final Report, March 1979). Subsequent deviations or changes in the initially adopted and implemented operational strategy, responding to newly identified needs of the Traffic Control System (such as the updating of signal timing plans), shall be approved by the Operations Committee.

B. OPERATION. During that period of time determined to be priority time by the Operations Committee, the Traffic Control Center shall preempt the control of those traffic signal subsystems and individual traffic signals located within the jurisdictional boundaries of the jurisdictional operators for purposes of providing arterial and network coordination according to previously approved traffic signal timing plans. During periods of nonpriority time, the jurisdictional operator may, at its option, provide the central operator with its own traffic signal timing plans and strategy, to be implemented by the central operator, for the purpose of controlling traffic within the boundaries of the jurisdictional operator.

SECTION VIII: EMPLOYEES AND DUTIES

A. TRAFFIC CONTROL CENTER. The central operator is hereby authorized to employ at the Traffic Control Center the following employees in accordance with an approved table of organization (attached hereto as Exhibit "A" and incorporated herein as a part of this Agreement):

(1) Signal System Manager: Subsequent to executing this Agreement and during the installation of the Traffic Control System, the central operator shall employ a Signal System Manager who shall be responsible for (a) advising the NEVADA DOT as to matters concerning the installation of the Traffic Control System, (b) becoming familiar with all facets of the Traffic Control System installation for informational purposes and for possible future recall, (c) supervising all personnel employed in

connection with the operation and maintenance of the Traffic Control Center, (d) supervising the maintenance of all equipment located at the Traffic Control Center, (e) implementing change in operational strategy as approved by the Operations Committee, (f) collecting and logging system evaluation data and information, (g) supervising the implementation of those traffic signal timing plans submitted by the jurisdictional operators, (h) preparing a monthly expenditure report for review by the Operations Committee, and (i) generally deciding those day-to-day managerial decisions which cannot be submitted to the Operations Committee until the next regularly scheduled meeting.

The Operations Committee shall be advised by the Signal System Manager as to the problems of, and needed changes in, the operation strategies of the system and as to any other matter pertinent to the operation of the system.

The Signal System Manager shall also assume the responsibilities of all public relations with respect to the operation and maintenance of the Traffic Control System.

(2) Operator/Technician: The central operator shall employ the necessary operator/technician(s) who shall be responsible for (a) manning and operating the Traffic Control Center during designated operational hours, (b) monitoring the operation of the system, (c) responding to malfunctions in equipment of the Traffic Control System located at the Traffic Control Center, Jurisdictional Control Centers or at the intersections of traffic signals within the system, whose repair is the responsibility of the central operator, and (d) notifying the field maintenance personnel of the jurisdictional operators as to malfunctions in equipment which is part of the Traffic Control System but whose responsibility for repair remains that

of the jurisdictional operator. The number of operator/technician positions shall be determined by the Operations Committee.

(3) Software Analyst: The central operator shall employ a software analyst(s) who shall be responsible for (a) updating the data base of the traffic control computer, (b) implementing minor software changes to the system's software which do not change timing parameters so as to necessitate the approval of the Operations Committee, (c) assisting any person designated to implement major software changes approved by the Operations Committee, (d) coordinating and collecting operational data on the Traffic Control System for purposes of evaluating the system's performance, (e) assisting, when needed, in rectifying malfunctions of the system's hardware, and (f) conducting special data studies requested by the central operator or the jurisdictional operators. The number of software/analyst positions shall be determined by the Operations Committee.

(4) Clerical Employees: The central operator may also employ such clerical employees as deemed necessary to the efficient operation of the Traffic Control System and the Traffic Control Center. The number of clerical positions shall be determined by the Operations Committee.

All of the above-described positions shall be employees of the central operator. The amount of compensation to be paid to said employee shall be recommended by the Operations Committee and approved by the central operator. The selection, termination, classification or any other personnel action pertaining to an employee to the above-described positions shall be determined by the central operator in accordance with its personnel rules, regulations and procedures.

Any and all proposed selections, terminations, classifications or other personnel actions with respect to these employees shall be reviewed by the Operations Committee to formulate their recommendations with respect to the aforementioned actions. The central operator shall consider the recommendations of the Operations Committee before selecting, terminating, classifying or taking any other personnel actions with respect to any employee.

The Operations Committee shall approve any proposed additional slots in the above-described positions, reductions thereof or the creation of any new positions.

B. JURISDICTIONAL CONTROL CENTER. Staffing at the Jurisdictional Control Center shall be at the descretion of the jurisdictional operator.

SECTION IX: INSURANCE AND INDEMNITY

A. INSTALLATION PERIOD. It is further understood that the NEVADA DOT will be responsible for any loss, damage, liability, cost or expense caused by the actions or nonactions of its employees, servants or agents which may arise under this Agreement.

B. POST INSTALLATION INSURANCE. It is mutually agreed by and between the parties hereto that subsequent to the acceptance of the installed Traffic Control System by, and within the jurisdictional boundaries of, the CITY OF LAS VEGAS, the COUNTY OF CLARK, and the CITY OF NORTH LAS VEGAS that the central operator and the jurisdictional operators each agree to be solely and separately responsible for all claims, demands, actions, damages, decrees, judgments, attorney fees, costs, and expenses resulting from injuries or damages to persons or properties within their own jurisdictional boundaries resulting from, arising out of, or due to the operation or maintenance of the Taaffic Control System. It is further agreed by the party in whose jurisdiction the injury or damage to person or property has occurred to indemnify, defend and hold harmless the other parties hereto, or any of its officers or employees from any and all claims, demands, actions, decrees, judgments, attorney fees, costs and expenses which said party, its officers or employees may suffer, or which may be sought against, recovered from, or obtainable against said party, its officers or employees.

SECTION X: DURATION OF AGREEMENT

This Agreement shall be perpetually binding upon the parties hereto unless a date of termination is agreed upon by all the parties.

SECTION XI: TITLE OF PROPERTY ACQUIRED WITH COMMON FUNDS

A. Title and ownership of all property which is acquired with funds appropriated by the parties other than the NEVADA DOT under this Agreement shall be determined in the following manner:

(1) Any and all property installed at the site of a traffic signal shall vest in title and ownership in the name of the party in whose jurisdiction the property is located;

(2) Any and all property installed at a jurisdictional management center shall vest in title and ownership in the name of the jurisdictional operator;

(3) Any and all property installed at the Traffic Control Center shall vest jointly in title and ownership in the name of the funding parties hereto according to the percentage of their contribution to the overall funding of the Traffic Control System during the fiscal year of acquisition. However, any joint owner or the State of Nevada may offer to acquire said property under terms agreed to by all the joint owners.

B. Title and ownership of all property which is acquired with funds appropriated by the NEVADA DOT shall vest in the name of the NEVADA DOT, except that where such property is acquired with funds appropriated by the NEVADA DOT, CLARK COUNTY, CITY OF LAS VEGAS and the CITY OF NORTH LAS VEGAS then title and ownership shall vest jointly to the extent of each party's contribution. However, any joint owner may offer to acquire said property under terms agreed to by all the parties.

SECTION XII: SEVERABILITY

It is understood and agreed by the parties hereto that if any part, term or provision of this Agreement declared by a court of competent jurisdiction to be illegal or in conflict with any laws of this State, the validity of the remaining portions or provisions shall not be affected, and the rights and obligations of the parties shall be construed and enforced as if the Agreement did not contain the particular part, term or provision held to be invalid.

SECTION XIII: AMENDMENTS

All amendments and modifications to this Agreement shall be in writing and signed by all the parties hereto.

ATTEST:

____
Administrative Services Officer

Approved as to
legality and form:

By______________________________
Deputy Attorney General
Assistant Chief Counsel

DEPARTMENT OF TRANSPORTATION,
STATE OF NEVADA

By______________________________
AL STONE
Director of the Department
of Transportation

By______________________________
EUGENE F. WEIGHT, JR.
District 1 Engineer for the
Department of Transportation

REGIONAL TRANSPORTATION
COMMISSION

By______________________________
RON LURIE
Chairman, Regional Transportation
Commission

ATTEST:

County Clerk

Approved as to form:

By

District Attorney's Office
County of Clark

COUNTY OF CLARK

By

THALIA M. DONDERO
Chairman, Clark County Board
of Commissioners

ATTEST:

City Clerk

Approved as to form:

By

Deputy City Attorney
City of North Las Vegas

CITY OF NORTH LAS VEGAS

By

JAMES K. SEASTRAND, Mayor

ATTEST:

Carol A. Hawley
City Clerk

Approved as to form:

By

Deputy City Attorney
City of Las Vegas

CITY OF LAS VEGAS

By William H. Briare
WILLIAM H. BRIARE, Mayor

11-15-85

LAS VEGAS AREA TRAFFIC
CONTROL SYSTEM

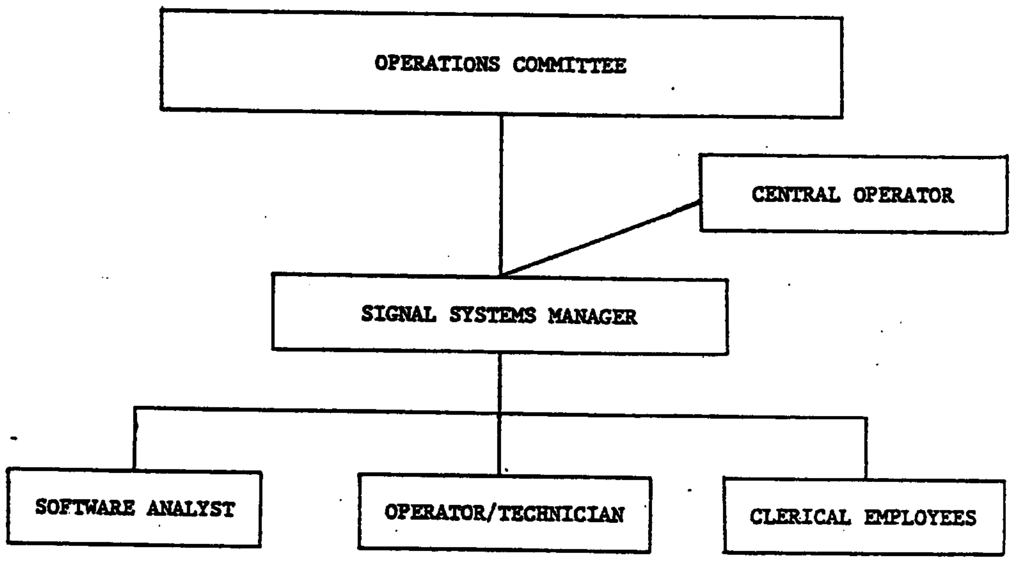

EXHIBIT "A"

ACTION TAKEN
Not signed

Date 10-14-86 00125

AMENDMENT TO LAS VEGAS AREA
TRAFFIC CONTROL SYSTEM AGREEMENT

THIS AMENDMENT TO LAS VEGAS AREA TRAFFIC CONTROL SYSTEM AGREEMENT is made and entered into this 15th day of August, 1985, by and between the CITY OF LAS VEGAS, NEVADA (alternately referred to as the "City of Las Vegas," the "central operator" or in a collective manner with the City of North Las Vegas, Nevada and the County of Clark, Nevada, as "jurisdictional operators"), the CITY OF NORTH LAS VEGAS, NEVADA, and the COUNTY OF CLARK (alternately referred to as the "City of North Las Vegas" or the "County of Clark," respectively, or in a collective manner as "jurisdictional operators"), the CLARK COUNTY REGIONAL TRANSPORTATION COMMISSION (hereinafter referred to as the "Regional Transportation Commission"), and the STATE OF NEVADA (alternately referred to as "Nevada DOT"), and amends the LAS VEGAS AREA TRAFFIC CONTROL SYSTEM AGREEMENT (hereinafter the "1981 Agreement") entered into by these parties on the 21st day of January, 1981.

I. Section VI, Paragraph B, Subparagraph (1) of the "1981 Agreement" is hereby replaced with the following provision:

(1) Collection and Disbursal of Funds: At the beginning of each quarter of the fiscal year the central operator shall notify the parties to this Agreement as to the amount of their funding share in the cost of operating and maintaining the Traffic Control Center for that quarter. Within thirty (30) days from notification, the parties shall remit to the central operator their contribution to the funding of the Traffic Control Center as determined by the formula hereinafter provided under this Section.

Funds derived from the individual parties according to their predetermined share shall be deposited by the central operator into an account established solely for the purpose of paying operation and maintenance expenses of the Traffic Control Center. The Treasurer of the City of Las Vegas shall have authority to issue drafts against said account for expenses approved by the Operations Committee. Any interest which may accrue to the funds received from the parties hereto shall be credited by the City Treasurer to said account for the benefit of all parties to this Agreement.

II. Section VI, Paragraph B, Subparagraph (3) of the "1981 Agreement" is hereby replaced with the following provision:

(3) Funding Formula: The contributions of each party to this Agreement shall be determined in accordance with the following formula:

$$\text{Total Funding of the Traffic Control Center} = X + Y + (CxZ) + (LxZ) + (NxZ)$$

where X = contribution of Nevada DOT

Y = contribution of Regional Transportation Commission

Z = contribution of local agencies

C = percentage of Z contributed by Clark County

L = percentage of Z contributed by City of Las Vegas

N = percentage of Z contributed by City of North Las Vegas

The contribution of the Nevada DOT (X) shall be limited to that portion, if any, which is reimbursable by the federal government and which the Nevada DOT elects to approve and appropriate for purposes of this Agreement. The contribution of the Regional Transportation Commission (Y), if any, is to be determined by the members of the Regional Transportation Commission.

The remaining share (Z) of the funding formula shall be in an amount sufficient, when combined with the X and Y contributions, to equal the total funding requirements for the operation and maintenance of the Traffic Control

Center. The C, L, and N local agency percentages shall be determined by dividing the number of traffic signals in the Traffic Control System which lie in the agency's jurisdiction, by the total number of traffic signals in the Traffic Control System.

To reflect the additions to, or deletions from, the Traffic Control System, the Operations Committee shall annually recompute (to the nearest 0.1%) the local agency percentages based on the number of traffic signals in the Traffic Control System as of January 1. The recomputed percentages shall be effective for the following fiscal year.

It is agreed by and between the parties hereto that in the event a party, for whatever reason, desires to delete any traffic signal(s) within its jurisdiction from control by the Traffic Control System, that notice of such intent shall be conveyed in writing to the Operations Committee seven (7) months before the close of the then current fiscal year, and that in no event shall the proposed number of traffic signals to be deleted exceed ten percent (10%) of the total number of traffic signals located within the jurisdiction of the party proposing the deletion. Any and all proposed deletions must be approved by the Operations Committee as required by the provisions of Section IV C (4) (h) of this Agreement.

If a party so elects to delete any of its traffic control signals from the System, then this traffic control signal may not be re-added to the System until the following fiscal year and only with the approval of the Operations Committee. In the event that a traffic signal(s) is so deleted from the System, the Operations Committee reserves the right to require, at the expense of the deleting party, the return of any and all equipment located at the site of the traffic control signal(s) which was installed by the Nevada DOT as part of the initial installation and implementation of this System, EXCEPTING THEREFROM underground equipment and those local controllers or other equipment installed as replacements of previously existing local controllers or other equipment necessary to the operation of the traffic signal.

III. The remainder of the "1981 Agreement" continues in full force and effect.

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

DEPARTMENT OF TRANSPORTATION,
STATE OF NEVADA

ATTEST:

By________________________
GARTH DULL, Director
Department of Transportation

____
Administrative Services Officer

Approved as to legality and form:

By________________________
EUGENE F. WEIGHT, JR.
District 1 Engineer for the
Department of Transportation

____
Deputy Attorney General
Assistant Chief Counsel

REGIONAL TRANSPORTATION COMMISSION

By________________________
RON LURIE, Chairman
Regional Transportation
Commission

COUNTY OF CLARK

By____________________________
THALIA M. DONDERO, Chairman
Clark County Board of
Commissioners

ATTEST:

____
County Clerk

Approved as to form:

____
District Attorney's Office
County of Clark

CITY OF NORTH LAS VEGAS

By____________________________
JAMES K. SEASTRAND, Mayor

ATTEST:

____
City Clerk

Approved as to form:

____
Deputy City Attorney
City of North Las Vegas

CITY OF LAS VEGAS

By William H. Briare
WILLIAM H. BRIARE, Mayor

ATTEST:

Carl A. Hawley
City Clerk

Approved as to form:

John Edward Pottbeil
Deputy City Attorney 8/13/86
City of Las Vegas

00130

AGENDA

City of Las Vegas

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

	ITEM	Council Action	Department Action
	V. GEORGE F. OGILVIE - CITY ATTORNEY (cont.)		
1045	D. Regional Transportation Commission Cooperative Agreement No. 130 which provides for the construction of Pecos Road between Cheyenne Avenue and Craig Road	Lurie - APPROVED Unanimous (Levy excused)	Staff to proceed
1045	E. Approval of Agreement between City of Las Vegas and Golden Nugget, Inc., which permits immediate recordation of Order of Vacation re: Carson Avenue between First Street and Casino Center Boulevard	Lurie - APPROVED as recommended Unanimous (Levy excused) Note: Verbatim transcript made part of Final Minutes.	Staff to proceed Frank Schreck, Atty appeared

City of Las Vegas

AGENDA DOCUMENTATION

00131

Date: Nov. 1, 1985

TO:
The City Council

FROM: George F. Ogilvie
CITY ATTORNEY

SUBJECT: Regional Transportation Commission Cooperative Agreement No. 130 -- Pecos Road between Cheyenne Avenue and Craig Road

PURPOSE/BACKGROUND

Regional Transportation Commission Cooperative Agreement No. 130 provides for the design of and the right-of-way appraisals in connection with certain roadway improvements in Pecos Road between Cheyenne Avenue and Craig Road. Since the project lies partially within the City of North Las Vegas and partially within the unincorporated area of Clark County, North Las Vegas and the County agreed that it should be administered and paid for by North Las Vegas, subject to reimbursement by the Regional Transportation Commission for the preliminary engineering, design, field staking, construction inspection and testing in an amount not to exceed $100,000.00 or 7% of the estimated construction cost and the preparation of right-of-way drawings and descriptions and obtaining appraisals in connection with the acquisition of the necessary rights-of-way in an amount not to exceed $20,000.00.

Since this agreement does not involve the City of Las Vegas, other than as a participating member of the Regional Transportation Commission, the only action which is required of the City is its approval of the agreement.

FISCAL IMPACT

None

RECOMMENDATIONS

It is recommended that Regional Transportation Commission Cooperative Agreement No. 130 be approved and that the Mayor be authorized to execute the same on behalf of the City of Las Vegas.

Agenda Item

V-D

130

COOPERATIVE AGREEMENT

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

WHEREAS, pursuant to Chapter 373 of the Nevada Revised Statutes, a project thereunder to construct Pecos Road between Cheyenne Avenue and Craig Road located partially within the COUNTY, and partially within the CITY, has been approved by the Regional Transportation Commission.

W I T N E S S E T H

NOW, THEREFORE, in consideration of the covenants, conditions, agreements, and promises of the parties hereto, the Regional Transportation Commission of Clark County authorizes the CITY to proceed with the design and right-of-way engineering of this project as it is mutually understood and agreed as follows:

SECTION I - SCOPE OF PROJECT

This agreement applies to improvement of Pecos Road between Cheyenne Avenue and Craig Road. The improvements shall consist essentially of a roadway with four travel lanes, drainage facilities, traffic control devices, median islands and/or median left turn lane, pavement markings and signing. Other basic improvements such as parking lane, curb, gutters, sidewalks and streetlights may be funded by COUNTY and/or CITY with a Special Improvement District.

SECTION II - PROJECT COSTS

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

1. The costs for preliminary engineering, design, field staking, construction inspection, and testing shall not exceed 15% of the construction cost. A maximum of $100,000 which is 7% of the estimated construction cost, may be reimbursed for preliminary engineering and design under the terms of this agreement.

2. The cost for preparation of right-of-way drawings and descriptions, appraisals, and expenses related to acquisition of right-of-way shall not exceed $20,000.

3. The total cost of this agreement shall not exceed $120,000 which includes all of the items described in paragraphs one and two above.

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

A written request must be made to the Regional Transportation Commission of Clark County and a supplemental cooperative agreement approved for the right-of-way acquisition, construction, and construction engineering of this project.

SECTION III - GENERAL

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

2. The design, construction, and contract administration of the project shall comply with the requirements as set forth in the current "Policies and Procedures" of the Regional Transportation Commission of Clark County.

3. Preliminary engineering and design work shall be performed by the CITY, or by a consultant by the CITY.

4. The items covered must be completed to the satisfaction of the Regional Transportation Commission of Clark County prior to January 1, 1987. The Regional Transportation Commission, may at any time thereafter, grant time extensions or terminate this agreement and require all sums advanced to the CITY be repaid.

APPROVED AS TO LEGALITY AND FORM:

Melvin R. Whipple

MELVIN R. WHIPPLE
Deputy District Attorney

00134

Date of Commission Action:

October 15, 1985

By: ______________________
THALIA DONDERO, Chairman

ATTEST:

____
LORETTA BOWMAN, County Clerk

Date of Council Action:

November 5, 1985

CITY OF HENDERSON

By: ______________________
LORNA KESTERSON, Mayor

ATTEST:

____
DOROTHY VONDENBRINK, City Clerk, CMC

Date of Council Action:

November 6, 1985

CITY OF NORTH LAS VEGAS

By: ______________________
JAMES SEASTRAND, Mayor

ATTEST:

____
ESTHER BORDEN, City Clerk

Date of Council Action:

November 6, 1985

CITY OF LAS VEGAS

By: ______________________
WILLIAM H. BRIARE, Mayor

12-2-85

ATTEST:

____
CAROL ANN HAWLEY, City Clerk

City of Las Vegas
AGENDA DOCUMENTATION

Date: Nov. 1, 1985

TO: The City Council

FROM: George F. Ogilvie
CITY ATTORNEY

SUBJECT: Agreement Between City of Las Vegas and Golden Nugget, Inc., which permits immediate recordation of Order of Vacation re: Carson Avenue between First Street and Casino Center Boulevard

PURPOSE/BACKGROUND

When the vacation of Carson Avenue between First Street and Casino Center Boulevard was approved, such vacation was made subject to 11 conditions. One of those conditions was that the Order of Vacation could not be recorded until all of the other conditions have been satisfied. However, this has created a "catch-22" situation for the petitioner, Golden Nugget, Inc., in that some of the other 10 conditions cannot be satisfied until the project has been completed, and the portion of the project which will occupy the vacated area cannot legally be commenced until after the Order of Vacation has been recorded. For example, condition No. 6 provides, "[t]he Valet Service at the hotel entrance on Casino Center Boulevard shall use on-site access to the parking garages as required by the Department of Design and Development," and condition No. 8 provides, "[p]provide an on-site bus loading and unloading area on the First Street side of the property in connection with the proposed hotel."

Accordingly, in order to permit the immediate recordation of the Order of Vacation, the agreement which is before you provides that the City waives the condition which prohibits the recordation of such Order until all of the other conditions have been satisfied and the Golden Nugget agrees immediately to commence, and thereafter with all due diligence proceed with, the satisfaction of all of such other conditions and that the Department of Building and Safety will not be required to perform the final inspection of the project or issue a certificate of occupancy with respect therewith until all of such other conditions have been fully satisfied.

FISCAL IMPACT

None

RECOMMENDATIONS

That the City Council approve the attached agreement between the City and Golden Nugget, Inc., which permits the immediate recordation of the Order of Vacation and authorize the Mayor to execute the same on behalf of the City.

Agenda Item

V-E

AGREEMENT

THIS AGREEMENT, made and entered into this 6th day of November, 1985, by and between GOLDEN NUGGET, INC., a Nevada corporation (hereinafter referred to as the "Owner"), and the CITY OF LAS VEGAS, a municipal corporation of the State of Nevada (hereinafter referred to as the "City"),

W I T N E S S E T H:

WHEREAS, the Owner is the owner of record of the property which is situate at and commonly known at 129 East Fremont Street, Las Vegas, Nevada, the rear of which abuts that portion of Carson Avenue between First Street and Casino Center Boulevard which is more particularly described as follows:

> That portion of CARSON AVENUE (80 feet wide) in CLARK'S LAS VEGAS TOWNSITE as shown by map thereof on file in Book 1 of Plats, Page 37 in the Office of the County Recorder of Clark County, Nevada, bounded as follows:
>
> On the Northeast by the Southwesterly line of Block 14 of said CLARK'S LAS VEGAS TOWNSITE; on the Southwest by the Northeasterly line of Block 13 of said CLARK'S LAS VEGAS TOWNSITE; on the Southeast by the Northwesterly line of Casino Center Boulevard (formerly Second Street, 80 feet wide) as shown on said plat of CLARK'S LAS VEGAS TOWNSITE; and on the Northwest by the Southeasterly line of First Street (80 feet wide) as shown on said plat of CLARK'S LAS VEGAS TOWNSITE.
>
> RESERVING an easement to the CITY OF LAS VEGAS over, across, and under the above described portion of CARSON AVENUE for all City owned utilities.
>
> ALSO RESERVING easements over, across and under the above described portion of CARSON AVENUE for all public utilities; and

WHEREAS, the Owner, on the 26th day of June, 1985, filed a petition with the City Clerk of the City seeking the vacation of said described portion of Carson Avenue; and

WHEREAS, the City Council of the City, having referred such petition to the Planning Commission of the City, said Planning

Commission having considered such petition and made its recommendations with respect thereto to said City Council, said City Council having conducted, on the 7th day of August, 1985, a duly advertised public hearing with respect to such petition and the recommendations of said Planning Commission thereon and said City Council having heard all of the evidence in support of and against such petition, made and entered that certain Order of Vacation which is dated the 7th day of August, 1985, in which it ordered the vacation of said described portion of Carson Avenue, subject to the following conditions:

1. Final City approvals of the proposed hotel addition to the current Golden Nugget facility.
2. Any costs incurred by the City in changing any of the traffic signals and traffic lanes, the removal of traffic meters and the handling of storm drainage shall all be borne by the Golden Nugget.
3. The Master Plan of Streets and Highways be amended to eliminate Carson Avenue between Main Street and Casino Center Boulevard.
4. Consideration by the Traffic and Parking Commission to eliminate the on-street parking zones on Carson Avenue.
5. Modification of the existing lane striping between Main Street and First Street from two lanes in each direction with a two-way left turn, to two lanes in each direction and blockage of the existing two-way left turn on Carson Avenue at Casino Center Boulevard as required by the Department of Design and Development, and all costs are to be responsibility of the applicant.
6. The Valet Service at the hotel entrance on Casino Center Boulevard shall use on-site access to the parking garage as required by the Department of Design and Development.

7. All necessary utility relocation, street repairs, and the handling of the drainage shall be at the expense of the applicant.
8. Provide an on-site bus loading and unloading area on the First Street side of the property in connection with the proposed hotel.
9. Conformance to code requirements and design standards of all City departments.
10. Vacation shall not be recorded until all of the above conditions have been met.
11. 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; and

WHEREAS, the urgency of the project in connection with which such vacation was sought makes it mandatory that such project be commenced before some of said conditions can be satisfied; and

WHEREAS, notwithstanding Condition No. 10 above, the City is willing to permit the recordation of said Order of Vacation in order that the owner may commence and proceed with such project as expeditiously as possible if the owner binds itself, by an appropriate agreement, immediately to commence, and thereafter with all due diligence to proceed with, the satisfaction of said conditions, except those which are within the exclusive control of the City, and agrees that the final inspection of the highrise which is a part of such project shall not be performed by the City's Department of Building and Safety until all of said conditions have been fully satisfied; and

WHEREAS, the Owner, by its execution of this Agreement, intends to be bound and obligated, for itself and its successors

00139

and assigns, immediately to commence, and thereafter with all due diligence to proceed with, the satisfaction of the conditions to the Order of Vacation which are hereinabove set forth, other than those conditions which are within the exclusive control of the City, and to take such other action and to provide such further assurances as the City may reasonably require in the premises;

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

1. The City hereby waives Conditon No. 10 which is hereinabove set forth and consents to the immediate recordation of said Order of Vacation.

2. In consideration of said waiver by the City, as hereinabove in Paragraph 1 above set forth, the Owner, for itself and its successors and assigns, hereby covenants and agrees immediately to commence, and thereafter with all due diligence to proceed with, the satisfaction of all of the conditions which are hereinabove set forth, other than those which are within the exclusive control of the City, and further agrees that the final inspection of the highrise which is a part of the project in connection with which the vacation of said described portion of Carson Avenue was requested shall not be performed by the City's Department of Building and Safety, nor shall any certificate of occupancy be granted with respect to such highrise, until all of said conditions have been fully satisfied.

3. The Owner hereby agrees to protect, indemnify and hold the City, its officers and employees, harmless from and against any and all claims, demands, losses, expenses, suits, actions, decrees, judgments, awards, attorneys' fees and court costs which the City or any of its officers or employees may

suffer, or which may be sought against, recovered from or obtainable against the City or any of its officers and employees as a result, or by reason or arising out of any injury to or death of any person or damage to any property which may have occurred, or resulted from any activity which took place, on said described portion of Carson Avenue between 12:01 a.m. on October 26, 1985, and the time of the recordation of said Order of Vacation. In this connection, it is expressly agreed that the Owner shall, at its own cost and expense, defend any and all suits or actions that may be brought against the City or any of its officers or employees by reason of such injury, death or damage, and, if the Owner shall fail to do so, the City shall have the right, but not the obligation, to defend the same and to charge all of the direct and incidential costs of such defense to the Owner, including court costs and counsel fees.

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

GOLDEN NUGGET, INC.

By ____________, President SAW

ATTEST:

____________, Secretary
Asst

CITY OF LAS VEGAS

By William H. Briare
WILLIAM H. BRIARE, MAYOR

ATTEST:

Sandra R. LeBoeuf
SANDRA R. LeBOEUF, DEPUTY CITY CLERK

11-6-85

OFF-SITE IMPROVEMENT AGREEMENT
(NON-SUBDIVISION)

THIS AGREEMENT made and entered into this 6th day of November, 19 85, by and between GOLDEN NUGGET ______ (hereinafter referred to as "OWNER"), and the City of Las Vegas, Clark County, Nevada, a municipal corporation (hereinafter referred to as "CITY").

W I T N E S S E T H:

WHEREAS, OWNER is the record owner of the property located at the following location, to wit: CARSON AVENUE BETWEEN FIRST STREET AND CASINO CENTER BOULEVARD ______

WHEREAS, OWNER intends to develop and improve his property at the aforementioned location and thus seeks the issuance of a building permit by the CITY; and

WHEREAS, as a condition for the issuance of a building permit, the CITY requires the installation of the off-site improvements more fully described hereinafter; and

WHEREAS, by the execution of this Agreement, the OWNER intends to become bound and obligated for himself, his heirs, successors or assigns to the aforementioned property to install the off-site improvement more fully described hereinafter.

NOW, THEREFORE, THE PARTIES OF THIS AGREEMENT, for and in consideration of the mutual promises contained herein and for other good and valuable considerations, do hereby agree as follows:

A. COVENANT OF INSTALLATION: The OWNER for himself, his heirs, successors and assigns to the property at the aforementioned location hereby covenants and agrees, at his own cost and expense, to install the off-site improvements listed on Exhibit "A", attached hereto and incorporated herein by this reference as a part of this Agreement, according to the plans and specifications which have been, or will be, submitted to the City for approval. Said installation shall be in accordance with the plans and specifications as approved by the CITY.

B. PLANS AND SPECIFICATIONS: Prior to the commencement of construction, the OWNER agrees to submit for approval by the CITY the plans and specifications for the off-site improvement. The OWNER agrees to assume full and complete responsibility for the accuracy of the plans and specifications and any subsequent approval by the CITY of the plans and specifications does not relieve the OWNER of responsibility for said accuracy.

C. NOTIFICATION AND INSPECTIONS: The OWNER agrees to notify the City Engineer of the date and the hour when work is expected to begin on any of the following items, notification to be not less than twenty-four (24) hours in advance of the time work is anticipated to start, and if thereafter conditions develop to delay the start of work, the OWNER agrees to notify the City Engineer of any delay which is not less than two (2) hours before work is scheduled to begin:

Laying of utility lines and storm drains;

Backfilling of utility line trenches & storm drain trenches;

Placing concrete for curb, gutter, sidewalk, valley gutter storm drain structures, manholes and street lighting foundations;

Excavation for roadway;

Placing of Type I gravel base course;

Placing of Type II gravel base course;

Priming base course;

Placing asphalt concrete surfacing;

Sealing pavements (fog seal or open grade surfacing)

Installing street lighting

It is understood and agreed, should the OWNER suspend work on any item longer than overnight (except during Saturdays and Sundays) a new notification shall be made to the City Engineer before work may begin anew on any items requiring inspection.

D. STATEMENT OF INSPECTION: Whenever the City Engineer or his duly authorized representative, inspects portions of the work described above and finds the work performed to be in a satisfactory condition, the City Engineer, or his duly authorized representative, shall issue a statement of inspection which shall permit the OWNER to proceed with the next phase of the construction. Inspection and approval of any phase of the work shall not forfeit the right of the CITY to require the correction of faulty workmanship or defective materials at any time during the course of, or subsequent to the completion of, the work, notwithstanding the fact that construction has proceeded according to plans and specifications approved by the CITY. Should subsurface conditions be discovered, such as, but not necessarily limited to, excess water, clay, salts, voids or other defects, which were not originally known, the CITY may require the OWNER, at the OWNER's own expense, to alter its plans and specifications for future construction or to correct, change or reconstruct the area affected by said defects.

E. UTILITIES: The OWNER agrees to make any adjustments in the construction and installation of the off-site improvements which is necessary to accommodate the location of all existing utilities without cost to the CITY.

F. MAPS AND PLANS: Upon completion of the project, the OWNER agrees to furnish to the CITY any and all of the following information, to wit: (i) a map which accurately depicts by lettered dimensions the location of all manholes, the location, size and depth of all sewer mains and the location of laterals and wyes for the connection of house service lines (ii) street plans and profiles (iii) sewer plans and profiles, (iv) street section plans, (v) electrical light layout plans, and (vi) such other plans, drawings or maps as may be requested by the City Engineer.

G. FINAL APPROVAL: The CITY shall not approve and accept the off-site improvements as a completed project, regardless of any prior approval under Section D of any particular phase of construction, unless and until a final inspection has been made by the City Engineer and he has agreed to approve and accept, on behalf of the CITY, the completed project. The CITY shall have the right to require the correction by the OWNER of any portion of the off-site improvements which do not comply with the standards set forth under Section H.

It is understood and agreed by the OWNER that the final inspection and approval by the CITY of the off-site improvements do not relieve the OWNER of responsibility for any and all latent defects in the work.

H. STANDARDS OF CONSTRUCTION AND INSTALLATION: The OWNER agrees that construction and installation of the off-site improvement shall be in accordance with all applicable CITY Ordinances, including the Uniform Standard Drawing for Public Works' Construction, Clark County Area and the Uniform Standard Specifications for Public Works' Construction, Clark County Area, in effect as of the execution date of this Agreement.

I. DATE OF COMPLETION: Installation of the off-site improvements shall commence within 365 days from the date of the execution of this Agreement and shall be completed within 18 months.

J. DEFAULT: In the event the OWNER fails to complete the off-site improvements within the aforementioned period, the CITY may at its option, proceed to complete said improvements at the expense of the OWNER or under his bond as hereinafter provided for.

K. PERFORMANCE SECURITY: In order to secure the faithful performance of all the terms, conditions and covenants of this Agreement, the OWNER agrees to do either of the following: (i) Execute a faithful performance bond and a indemnification bond, or (ii) a cash deposit agreement and indemnification bond, both of which must be in a form and amount acceptable to the CITY.

The faithful performance bond shall insure the construction and installation of the off-site improvements which is the subject of this Agreement within the period provided under Section H.

In lieu of providing a faithful performance bond, the OWNER may enter into a cash deposit agreement whereby cash in an amount equal to the estimated cost of the off-site improvements is deposited or credited in an account set aside by a financial institution approved by the CITY specifically and solely for the purpose of securing the construction and installation of the off-site improvements.

Regardless of which security is provided by the OWNER, an indemnity bond shall be furnished to the CITY to secure performance of the provisions under Section P.

L. CERTIFICATES OF OCCUPANCY: When applicable, no Certificates of Occupancy of the highrise W.H.B will be granted to the OWNER's development adjoining the off-site improvements until said improvements have been approved and accepted by the CITY.

M. RESPONSIBILITY FOR THE WORKSITE: The OWNER as of the commencement date of this Agreement assumes all responsibility for maintaining the worksite in a safe and secure manner until final acceptance of the off-site improvements by the CITY. The responsibilities assumed herein by the OWNER shall include, but shall not necessarily be limited to, the installation of proper barricades, traffic controls, lights, excavation covers or similar protective devices.

O. INDEMNIFICATION: The OWNER hereby agrees to protect, indemnify and hold harmless the CITY, its officers and employees from any and all claims, damages, losses, expenses, suits, actions, decrees, judgments, awards, attorney fees or court costs which the CITY, its officers or employees may suffer, or which may be sought against, recovered from, or obtainable against the CITY, its officers or employees as a result of, or by reason of, or arising out of acts or omissions, negligent or otherwise, of the OWNER, its subcontractors, agents or anyone directly or indirectly employed by the subcontractor as agent, in constructing or installing the off-site improvements which are the subject of this Agreement.

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

P. WORKSITE CLEAN-UP: Prior to final acceptance by the CITY and as a condition thereto, the OWNER shall remove all rubbish, trash, debris, surplus material and equipment resulting

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from the construction and installation of the off-site improvements to the CITY's satisfaction.

IN WITNESS WHEREOF, the parties hereto have set their hands and official seals on the date first above written.

GOLDEN NUGGET, INC.

By ______________________ SAW
STEPHEN A. WYNN PRESIDENT

By ______________________ VP & Gen'l Counsel

CITY OF LAS VEGAS, NEVADA,
a Municipal Corporation

By ______________________
WILLIAM H. BRIARE, MAYOR

11-6-85

ATTEST:

____
SANDRA R. LeBOEUF, DEPUTY CITY CLERK

BOND AMOUNT

FOR

GOLDEN NUGGET OFFSITE REQUIREMENTS

AS CONDITIONED FOR VACATION OF CASINO CENTER BOULEVARD

ITEM	DESCRIPTION	QUANTITY	UNIT PRICE	COST
1.	2" A.C. Paving	5,930 S.Y.	$ 4.60	$ 27,278.00
2.	Curb and Gutter	156 L.F.	$ 4.75	$ 741.00
3.	4" Concrete Sidewalk	1,770 S.F.	$ 1.40	$ 2,478.00
4.	15" VCP Sanitary Sewer	402 L.F.	$ 65.00	$ 26,130.00
5.	8" VCP Sanitary Sewer	142 L.F.	$ 45.00	$ 6,390.00
6.	Manholes (Sewer)	6 Ea.	$ 2,500.00	$ 15,000.00
7.	Fire Hydrants	4 Ea.	$ 2,800.00	$ 11,200.00
8.	Drop Inlets/Bubblers	7 Ea.	$ 2,000.00	$ 14,000.00
9.	18" Storm Drain	422 L.F.	$ 45.00	$ 18,990.00
10.	24" Storm Drain	120 L.F.	$ 70.00	$ 8,400.00
11.	12" Storm Drain	167 L.F.	$ 23.00	$ 3,841.00
12.	Manholes (Storm Drain)	3 Ea.	$ 2,500.00	$ 7,500.00
13.	Modify Traffic Signal at Casino Center/Carson	L.S.	Lump Sum	$ 12,000.00
[illegible]	Restripe Carson Avenue between 1st and Main	L.S.	Lump Sum	$ 1,300.00
15.	Restripe Bridger Avenue between Main and Las Vegas Boulevard	L.S.	Lump Sum	$ 9,000.00
16.	Remove Parking Meters	L.S.	Lump Sum	$ 600.00
17.	Traffic Signing	L.S.	Lump Sum	$ 400.00
		Total Estimated Cost		$ 165,248.00
		10% Contingency		$ 16,525.00
		Total Bond Amount		$ 181,773.00

Exhibit A

TRANSCRIPT - CITY COUNCIL MEETING - NOVEMBER 6, 1985
V. GEORGE F. OGILVIE - CITY ATTORNEY
ITEM E - APPROVAL OF AGREEMENT BETWEEN CITY OF LAS VEGAS AND GOLDEN NUGGET, INC., WHICH PERMITS IMMEDIATE RECORDATION OF ORDER OF VACATION RE: CARSON AVENUE BETWEEN FIRST STREET AND CASINO CENTER BOULEVARD

MAYOR BRIARE: Item E.

CITY ATTY. OGILVIE: Item E is an agreement between the City and Golden Nugget. When the vacation of Carson Avenue was approved, there were eleven conditions placed on the approval. One of which was that the Order of Vacation, which transfers title to the vacated portion to Golden Nugget, could not be recorded until all of the other conditions had been satisfied. Some of those conditions cannot be satisfied until the project is completed and, therefore, Golden Nugget finds itself in a "catch 22" situation because they can't proceed with the project until they own the property and they can't own the property according to the order until all the conditions are satisfied. So the agreement that is before you is to resolve that situation. The Nugget agrees that no occupancy will be permitted in the high-rise portion of their new facility until all of the conditions are satisfied and this will let the -- permit the immediate recordation of the Order of Vacation so that the title to the property will pass from the City to the Golden Nugget.

MAYOR BRIARE: Comments or questions by the Council members?

COUNCILMAN LURIE: Mayor, I'LL MOVE THAT WE FOLLOW THE RECOMMENDATIONS OF THE CITY ATTORNEY.

ATTY. FRANK SCHRECK: Could I --

MAYOR BRIARE: Sure.

ATTY. FRANK SCHRECK: Could I make one statement just so we can make something clear on the record.

MAYOR BRIARE: Especially so that we have the record reflect --

ATTY. FRANK SCHRECK: Frank -- Frank Schreck, 600 East Charleston Boulevard, Attorney for the Golden Nugget. As George indicated, the agreement states that no final inspection or certificate of occupancy will be granted until all the conditions -- for the high rise -- until all the conditions have been met and it's our understanding, and I've been requested to put it on the record, that this will not interfere with whatever certificates of occupancy or final inpsection may be needed for ancillary parts of the project, such as the two parking garages and the pool deck area and the walkway which will be constructed and completed before the high-rise is completed and that is our understanding.

CITY ATTY. OGILVIE: That's my understanding.

MAYOR BRIARE: I should think the high-rise is enough security --

CITY ATTY. OGILVIE: That's correct.

MAYOR BRIARE: To not worry about the other.

CITY ATTY. OGILVIE: What Mr. Schreck has stated --

MAYOR BRIARE: He wants it clarified.

COUNCILMAN LURIE: We understood that.

MAYOR BRIARE: Are you clear?

ATTY. FRANK SCHRECK: Yes. I thought it was understood, but just so that an inspector that goes out and refuses to inspect maybe will be clear also.

COUNCILMAN LURIE: Just get it done, will you, so you can keep that traffic moving.

ATTY. FRANK SCHRECK: Well, they've even started earlier than they anticipated.

MAYOR BRIARE: Did you move?

COUNCILMAN LURIE: Yes, I moved.

MAYOR BRIARE: Cast your votes. Post. The motion's APPROVED. (Motion carried unanimously with Levy excused)

END OF DISCUSSION

/sl

AFFIDAVIT OF MAILING

(Mailing required under the provisions of NRS CHAPTER 241)

STATE OF NEVADA)
) ss
COUNTY OF CLARK)

Joanne Perry, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the 22nd day of October, 1985, a copy of a NOTICE OF INFORMATION MEETING before various RECOMMENDING COMMITTEES relative to proposed ordinances, to be held at the hour of 4pm, on Monday, October 28, 1985 in the City Manager's Conference Room, City Hall, 400 East Stewart Avenue, 10th Floor, Las Vegas, Nevada; of which the attached is a true and correct copy, was deposited in the United States Mail, Postage Prepaid, First Class Mail, to each person and/or organization whose name appears in the Agenda Register maintained in the Office of the City Clerk as having requested, in writing, a copy of said AGENDA (NOTICE).

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

Subscribed and sworn to before me this 22nd day of October, 1985

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

My Commission expires: 3-15-86, ____

SANDRA R. LE BOEUF
Notary Public - State of Nevada
Appointment Recorded in Clark County
My Appointment Expires Mar. 15, 1986

AFFIDAVIT OF POSTING

(Posting required under the provisions of NRS CHAPTER 241)

STATE OF NEVADA)
) ss
COUNTY OF CLARK)

Joanne Perry, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the 22nd day of October, 1985, at the hour of 2:15 pm there were posted copies of a NOTICE, the attached of which is a true and correct copy, of an INFORMATION MEETING before various RECOMMENDING COMMITTEES relative to proposed ordinances, to be held at the hour of 4pm on Monday, October 28, 1985, in the City Manager's Conference Room, City Hall, 400 East Stewart Avenue, 10th Floor, 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).

Joanne Perry
SIGNATURE

City Clerk's Office
DEPARTMENT

Subscribed and sworn to before me this
22nd day of October, 1985

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

SANDRA R. LE BOEUF
Notary Public - State of Nevada
Appointment Recorded in Clark County
My Appointment Expires Mar. 15, 1986

October 16, 1985

NOTICE

The following Bill proposed for adoption by the City Council of the City of Las Vegas will be the subject of PUBLIC COMMENT before the respective committee at the hour or 4:00 P.M., Monday, October 28, 1985, in the City Manager's Conference Room, 10th Floor, City Hall, 400 East Stewart Avenue, Las Vegas, Nevada.

A. BILL NO. 85-52 - ANNEXATION NO. A-7-85 (A), PROPERTY LOCATED ON THE SOUTHWEST CORNER OF MAVERICK STREET AND WHISPERING SANDS DRIVE; PETITIONED BY: JAMES R. & PATTI JO ALDRICH; ACREAGE: APPROXIMATELY 2.52 ACRES; ZONED: R-E (COUNTY CLASSIFICATION) R-E (CITY EQUIVALENT).
Committee: Councilmen Lurie and Levy

ALL INTERESTED PERSONS ARE INVITED TO ATTEND: Attendance will be noted and a tape recording of all the proceedings will be kept on file in the office of the City Clerk until final disposition. A copy of the above Bill may be obtained through the office of the City Clerk, Monday through Friday, 8 A.M. to 5 P.M.

AGENDA

City of Las Vegas

November 6, 1985

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

	ITEM	Council Action	Department Action
	VI. REPORTS FROM RECOMMENDING COMMITTEES		
48	A. BILL NO. 85-52 - ANNEXATION NO. A-7-85(A), PROPERTY LOCATED ON THE SOUTHWEST CORNER OF MAVERICK STREET AND WHISPERING SANDS DRIVE; PETITIONED BY: JAMES R. & PATTI JO ALDRICH; ACREAGE: APPROXIMATELY 2.52 ACRES; ZONED: R-E (COUNTY CLASSIFICATION) R-E (CITY EQUIVALENT). Committee: Councilmen Lurie and Levy First Publication: SUN - 10/31/85 Committee Recommendation: Adoption at 11/20/85 City Council meeting.	Recommendation Noted	11/20/85 Agenda

APPROVED AGENDA ITEM

[signature]

CITY OF LAS VEGAS

INTER-OFFICE MEMORANDUM

Date

October 28, 1985

TO:

FILE

FROM: Carol A. Hawley

CAROL ANN HAWLEY
CITY CLERK

SUBJECT:

Recommending Committee Meeting
October 28, 1985

COPIES TO:
Agenda Blue Books 11/6/85 and 11/20/85
City Attorney
Community Planning and Development
Fire Services
Public Works
Building & Safety

MEETING HELD: City Manager's Conference Room, City Hall, Las Vegas, Nevada, beginning at 4:00 P.M. and adjourning at 4:01 P.M. on Monday, October 28, 1985.

ATTENDANCE:
Councilman Ron Lurie
Deputy City Manager Randall Walker
Deputy City Manager Granville Bowman
Executive Assistant to City Manager Richard Blue
Deputy City Attorney Val Steed
City Clerk Carol Ann Hawley

A. BILL NO. 85-52 - ANNEXATION NO. A-7-85(A). PROPERTY LOCATED ON THE SOUTHWEST CORNER OF MAVERICK STREET AND WHISPERING SANDS DRIVE; PETITIONED BY: JAMES R. AND PATTI JO ALDRICH; ACREAGE: APPROXIMATELY 2.52 ACRES; ZONED: R-E (COUNTY CLASSIFICATION) R-E (CITY EQUIVALENT).

Committee: Councilmen Lurie and Levy

No one appeared in opposition to this Bill. Committee recommended adoption at the 11/20/85 City Council meeting.

CAH/lmo

CLV 7007

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		
1048	A. Bill No. 85-53 -- Amends Child Care Facilities Ordinance by Requiring Fingerprinting Through the Federal Bureau of Investigation of Any Person Who Owns, Operates, is Employed by or is a Resident of a Child Care Facility Sponsored by: Councilman Ron Lurie	First Reading and referred - Lurie and Nolen	11/18/85 Recommending Committee Meeting.
	B. Bill No. 85-54 -- Annexation No. A-8-85(A) Property Located: On the northeast corner of Jones Boulevard and Oakey Boulevard Petitioned By: Desert Lawn, Inc. Acreage: Approximately 5.15 acres Zoned: R-E (County classification) N-U (City equivalent) Sponsored by: Councilman Ron Lurie	First Reading and referred - Lurie and Nolen	11/18/85 Recommending Committee Meeting.
		MORNING SESSION RECESSED AT 10:50 A.M.	

APPROVED AGENDA ITEM

00157

AGENDA

City of Las Vegas

November 6, 1985

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

	ITEM	Council Action	Department Action
	IX. 2:00 P.M. - PUBLIC HEARINGS		
1400	A. PUBLIC HEARING ON AMENDING THE CITY OF LAS VEGAS' FY 1984-1985 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.	PUBLIC HEARING HELD Nolen - APPROVED as recommended to reprogram $63,750 to Operation Life's 202 Senior Housing Project. Unanimous	Staff to proceed Ruby Duncan, Operation Life, appeare No one appeared in opposition

APPROVED AGENDA ITEM

City of Las Vegas

AGENDA DOCUMENTATION

00158

Date: November 6, 1985

TO:
The City Council

FROM: RANDALL H. WALKER
DEPUTY CITY MANAGER

SUBJECT: PUBLIC HEARING TO CONSIDER AMENDING THE CITY OF LAS VEGAS' 1984-85 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

PURPOSE/BACKGROUND

Operation Life, CDC has requested that the City reprogram $63,750 in 10th year (FY 1984-85) CDBG funds from the Operation Life Medical Center Professional Building Project to Operation Life's 202 Senior Housing Project.

In 1983-84, Operation Life, CDC, had applied to the Central Office of the Office of Community Services Administration (OCSA) in Washington, D. C., for a discretionary grant to construct a neighborhood medical facility/professional building that could be leased to medical businesses that wanted to expand services to the residents of West Las Vegas as well as provide administration offices for Operation Life.

During the 1984-85 Community Development Block Grant program, the City awarded Operation Life, CDC, $63,750 as a local match towards the construction of the medical facility. Operation Life, CDC was not awarded Office of Community Services (OCS) discretionary funds, and was also unsuccessful in obtaining funds from other sources. Thus, the Medical Facility Professional Building project has remained inactive.

On September 30, 1984, Operation Life, CDC applied for and was awarded by the U. S. Department of Housing and Urban Development (HUD) a Section 202 loan reservation (NV39-T841-001) for the purpose of constructing 30 one bedroom units of senior citizen housing. The original 202 reservation award was for $1,148,400 and there has been set aside thirty (30) reservatons of Section 8 Certificates to provide financial assistance to low income seniors who wish to reside in the complex. Section 202 is a HUD program that provides direct loans to eligible non-profit organizations, such as Operation Life, for the provision of new housing and related facilities for the elderly and handicapped.

Operation Life's 202 senior housing project will be located at the Northeast corner of Owens Avenue and "F" Street (Site Plan Map, Attachment "A").

Operation Life is requesting that the City's funds which were pledged to the Professional Building be instead pledged to the Operation Life 202 Senior Housing Project. Operation Life proposes to use the City's Block Grant funds for program support cost for the housing project (Budget, Attachment "B").

In accordance with HUD's September 23, 1983 Community Development Block Grant (CDBG) Regulations, Section 570.301(4)(b) this Public Hearing is held to afford affected citizens an opportunity to comment on this proposed change in the City Block Grant program and its FY 1984-85 Final Statement (application) submitted to HUD.

FISCAL IMPACT

$63,750 in City FY 1984-85 Community Development Block Grant funds, obligated, but unspent in the FY 1984-85 program.

RECOMMENDATIONS

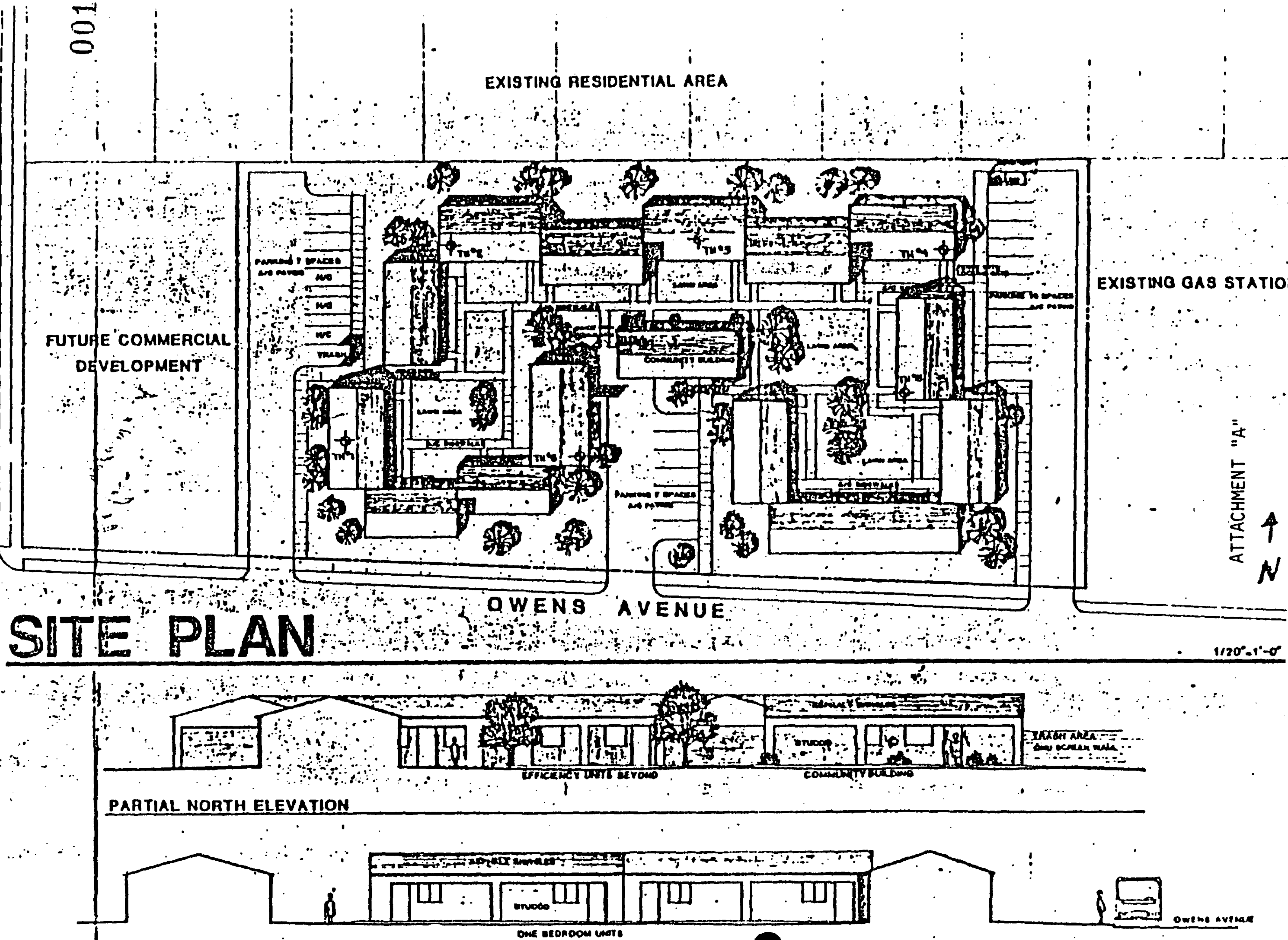
It is the recommendation of the Office of the City Manager that Council consider reallocating City CDBG funds from the FY 1984-85 activity, Operation Life Professional Building to a new activity sponsored by Operation Life Senior Citizens Corporation, the Operation Life 202 Senior Housing Project.

Scott Ferguson for
JACK THOMASON, DIRECTOR
DEPARTMENT OF ECONOMIC & URBAN DEVELOPMENT

Agenda Item:
IX. A

00159

CITY COUNCIL MINUTES - NOVEMBER 6, 1985



ATTACHMENT "A"

9070	Reimbursable allowable architectural cost not included in architect fees set up by HUD	6,000.	
9070	Architect Supervision: Fee for overseeing construction phase, (Amount set up by HUD).	13,400.	
9070	Site Engineering.	5,000.	
	TOTAL 9070		24,400.
9085	Minimum capitol investment: Funds required by HUD., Held in an account by HUD for 3 to 5 years. Returned to Development if project remains viable.	6,000.	
	TOTAL 9085		6,000.
9086	Security Measures: Energy/Security rolling shutters for all windows facing outside of enclosed compound. Iron work to enclose open ends of courtyard.	12,210.	
9086	Equipment and Furnishings: The following equipment and furnishings and tools are needed to furnish and maintain the project after occupancy. HUD Development funds do not provide for this expense, so it must be provided by the sponsors funds. All cost listed are estimates. It is anticipated that the items will be purchased in early/ mid 1986:		

Power Tools. . . . . 8,270.

(1) Honda 21" Mower	770.
(1) Gas Weedeater	280.
(1) Gas Blower	370.
(1) Area Vacuum	800.
(1) Gas Hedger	300.
(1) Power Sewer Cleaner	500.
(1) Gas Edger	400.
(3) Apartment Vacuums	600.
(2) Small Buffers	150.
(1) Large Buffer	1,300
(1) Carpet Extractor	2,100
(1) Power Drill	100
(1) Power Saw	100
	$ 8,270.

Garden Tools. 500.

(2) Garden Rakes
(2) Leaf Rakes
(2) Scoop Shovels
(2) Square Point Shovels
(2) Round Point Shovels
(2) Hula Hoes
(2) Flat Hoes
(2) Lopping Shears
(2) Hedge Shears
(1) Treepole Saw
(2) Hand Pruning Saws
(2) Hand Pruners
(3) Hand Grass Shears
(2) Shop Brooms
(2) Street Brooms
(2) House Brooms
(1) Dust Pan
(3) 55-gal. Cans w/lids

	Other Equipment		2,190.	
	(1) Appliance Dolly	180.		
	(2) 4-Wheel Dolly	450.		
	(1) Amp-probe	200.		
	(1) Wet-n-dry Vacuum	160.		
	(1) Small Welding Kit	400.		
	(1) Large Tool Box, Comp.	800.		
		$2190.		
	Furnishings.		8,160.	
	(2) Desks & Chairs	900.		
	(2) File Cabinets	800.		
	(2) Office Chairs	280.		
	(2) Chair Pads	100.		
	Office Supplies	150.		
	(4) Round Folding Tables	400.		
	(48) Padded Folding Chairs	730.		
	(2) Couches	1600.		
	(9) Arm Chairs	1400.		
	(2) End Tables	400.		
	(4) Folding Game Tables	600.		
	Lamps, Prints	800.		
		$8160.		
	TOTAL 9086			31,330.
9210	*Travel Expense.		2,020.	

Certain persons are required to attend the HUD closing in November. These expenses are to cover plane fares, rooms and meals for the following:

Operation Life Board Member-Renee Diamond
Operation Life Attorney -B.Mahlon Brown
Operation Life President -Ruby Duncan
Operation Life Fiscal Officer-Tomi Ruggiero

a. Round-trip air fare: Las Vegas/San Francisco	800.
b. Hotel Rooms -(2) nights	720.
c. Per Diem (2½) days	500.
	2,020.

85/86 TOTAL BUDGET $ 63,750.

* Please note change in travel request in our draft of 7/31/85. A request was made for travel expense for 14 people to attend San Francisco Closing. Please note that the same number of individuals will attend closing according to Mike Gifford of the Housing Authority. The Housing Authority will pay for the travel expense. This expenditure will be expensed through the Senior Citizen Corporation and will be covered by a donation by the Housing Authority.

ATTACHMENT "B"

AGENDA

City of Las Vegas

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

November 6, 1985

ITEM	Council Action	Department Action
IX. 2:00 P.M. - PUBLIC HEARINGS		
05 B. PUBLIC HEARING to recover the costs for the dangerous building abatement and cleaning the property at 4718 Lorna Place as set forth in Section 902 of the Uniform Code for the Abatement of Dangerous Buildings.	Lurie - APPROVED as recommended. Unanimous	Staff to proceed No one appeared in favor or opposition.

Ann Bauman

City of Las Vegas
AGENDA DOCUMENTATION

00163

Date: 10-24-85

TO:
The City Council

FROM:
ASHLEY HALL
CITY MANAGER

SUBJECT: PUBLIC HEARING TO CONSIDER THE REPORT OF EXPENSES FOR THE ABATEMENT OF THE DANGEROUS BUILDING AND CLEANING THE PROPERTY AT 4718 LORNA PLACE.

PURPOSE/BACKGROUND

The subject property is a vacant single family home. Most of the windows were broken, the doors open, and a section of the wooden fence to the rear was down allowing access to the property from Alta. Being vacant, the property was a source of complaint from the neighbors and an attractive nuisance to vandals.

The Department of Building and Safety declared the site a dangerous building on August 16, 1985 and began the legal notification process to have the owner correct the violations. Certified mail sent to the owner was returned by the Post Office marked "forward address expired"; therefore, the Department of Building and Safety posted the property and recorded the Notice and Order with the County Recorder's Office as prescribed by law. When legal due process of notification failed to yield any response or action by the owner to correct the condition of the property, the Department of Building and Safety hired Weaver Construction to secure the structure, repair the broken fence to the rear, and clean any debris from the exterior. Work was completed on September 24, 1985 at a cost of $1,288 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 adjustments or revisions 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, a Lien of Assessment is recommended. If the Lien of Assessment is approved, certified copies of the Lien of Assessment will be given to the County Treasurer's Office and the amount of the assessment collected at the same time and in the same manner as ordinary property taxes. 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 sections of the Uniform Code for the Abatement of Dangerous Buildings.

FISCAL IMPACT

$1,288.00 paid to Weaver Construction.

RECOMMENDATIONS

The City Manager recommends that the City Council:
1. Approve the Report of Expenses in the amount of $1,288.00.
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 be duly recorded and filed with the County Treasurer's Office for collection.

Agenda Item 11-6-85

IX. B

CITY OF LAS VEGAS

Date 00164

INTER-OFFICE MEMORANDUM

October 4, 1985

TO:

CAROL ANN HAWLEY
CITY CLERK

FROM: Clay Hymer

CLAY HYMER, DIRECTOR
DEPARTMENT OF BUILDING & SAFETY

SUBJECT:

REPORT OF EXPENSES - 4718 LORNA PLACE
ABATEMENT OF DANGEROUS BUILDING

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 caused the dangerous building at 4718 Lorna Place to be secured and the premises cleaned.

Work was performed by Weaver Construction on on 9-23-85 and 9-24-85 and accepted by the Department of Building and Safety at a cost of $1288.00.

Cost of Materials for	$ 623.00	Windows, 178 sq. ft. @$3.50 per
boarding including labor	$ 165.00	Doors (3) @ $55.00 per
Truck for 8 hours @ $52.50	$ 420.00	
Labor for 4 hours @ $20.00	$ 80.00	
TOTAL	$1,288.00	

Property location:	4718 Lorna Place
Assessor's Parcel:	030-131-015
Legal Description:	Lot 689, Block 26, Hyde Park #4
Owner of Record:	Michael B. & Cora M. Vistera
Last Known Address:	4718 Lorna Place

You are hereby requested to present the above report to the City Council at their meeting on October 16, 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

WEAVER CONSTRUCTION
"GENERAL ENGINEERING"
2590 NORTH NELLIS BLVD.
LAS VEGAS, NEVADA 89110

September 24, 1985

TO: City of Las Vegas
400 E. Stewart Ave.
Las Vegas, NV 89101

ATTN: Kathy Tighe, Building Dept.

STATEMENT

FOR: 4718 Lorna Place—board up house, repair section of fence knocked down, remove miscellaneous debris from yard. Work done on 9-23 and 9-24:

Windows, 178 square feet @ $3.50 per square foot..	$623.00
Doors, 3 @ $55.00 per door........................	$165.00
Truck for 8hrs @ $52.50 per hr....................	$420.00
Labor for 4hrs @ $20.00 per hr....................	$ 80.00
TOTAL AMOUNT DUE.............	$1288.00

Phil Weaver
Weaver Construction Co.

PO A-1330

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

NOVEMBER 6, 1985

NOTICE IS HEREBY GIVEN that on Wednesday, November 6, 1985, at the hour of 2:00 P.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 Engineering Services of the expense incurred by the City of Las Vegas to abate the dangerous building and clean the lot on property located at 4718 Lorna Place. This hearing is being scheduled pursant to Section 902 of the Uniform Code for the Abatement of Dangerous Buildings, adoption as Section 16.08.010 of the Las Vegas Municipal Code.

The property referred to above is legally described as:

Lot 689, Block 26, Hyde Park #4

The Director of Building & Safety certifies in the report that the sum of $1,288.00 was expended to Weaver Construction Company for the abatement of the dangerous building and cleaning of the lot located at 4718 Lorna Place. If upon hearing the report, the City Council is satisifed 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 & 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.

POSTED 10/18/85

Carol A Hawley

CAROL ANN HAWLEY
CITY CLERK

CITY OF LAS VEGAS NEVADA

CHRONOLOGY OF EVENTS

4718 LORNA PLACE

July 3, 1985	Complaint received by the Department of Building and Safety.
July 5, 1985	Inspection verified complaint.
July 12, 1985	Thirty-day Notice and Order to Abate was sent certified mail to the owner.
August 16, 1985	(The Notice and Order sent July 12, 1985 was never signed for or returned by the Post Office.) Another Notice and Order was sent certified mail to the owner of record. Second Notice and Order was returned by the Post Office marked "forward address expired".
August 29, 1985	Notice and Order was recorded at the County Recorder's Office.
August 29, 1985	Weaver Construction contacted to provide an estimate for abatement of the property.
September 13, 1985	Notice and Order posted on property.
September 23, 1985	Weaver Construction started work on property.
September 24, 1985	Weaver Construction finished work on property. Work was accepted by the Department of Building and Safety at a cost of $1,288.00.
October 4, 1985	Report of Expenses filed with City Clerk along with a request to set date for public hearing.
October 4, 1985	City Clerk sent notification to property owner of City Council meeting to set date for public hearing.
October 16, 1985	City Council sets a November 6, 1985, 2:00 P.M. date for public hearing.
October 18, 1985	Department of Building and Safety posted property with Notice of Public Hearing.
October 19, 1985	Notice of Public Hearing published in the Las Vegas Sun.

NOTICE AND CLAIM
OF
LIEN OF ASSESSMENT

00168

TO: MICHAEL B. & CORA M. VISTERA
(Owner)
4718 LORNA PLACE, LAS VEGAS, NEVADA 89107
(Owners Address)

On September 24, 1985 (Date), as provided in the Uniform Code for 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.:	030-131-015
Commonly known as:	4718 Lorna Place, Las Vegas, NV 89107
Owner of Record on the above date:	Michael B. & Cora M. Vistera

Expenses in the amount of $ 1,288.00 were incurred by the City of Las Vegas in the above abatement procedure.

The City Council at a duly noticed public hearing held on November 6, 1985 has ordered the above charges in the amount of $ 1,288.00 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 A. Hawley
CAROL ANN HAWLEY, City Clerk
400 East Stewart Avenue
Las Vegas, Nevada 89101
Telephone: (702) 386-6311

STATE OF NEVADA)
) ss.
COUNTY OF CLARK)

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 A. Hawley
CAROL ANN HAWLEY

SUBSCRIBED and SWORN to before me
this 12th day of November, 1985.

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

SANDRA R. LE BOEUF
Notary Public - State of Nevada
Appointment Recorded in Clark County
My Appointment Expires [illegible]

WHEN RECORDED, PLEASE RETURN TO:

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

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.

CITY COUNCIL MINUTES - NOVEMBER 6, 1985

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

CITY COUNCIL MINUTES - NOVEMBER 6, 1985
00170

(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.

CITY COUNCIL MINUTES - NOVEMBER 6, 1985

001171

AGENDA

City of Las Vegas

November 6, 1985

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

	ITEM	Council Action	Department Action
	IX. 2:00 P.M. - PUBLIC HEARINGS		
1407	C. VAC-13-85 - Petition of Vacation submitted by ANN S. MEYERS, Attorney in Fact for CASBAH HOTEL, LTD., to vacate the south five feet (5') of Lewis Avenue, between First Street and the alley to the west. Planning Commission voted (4-2) to recommend APPROVAL, subject to the following conditions: 1. Standard conditions 1 thru 4. Staff Recommendation: DENIAL. The existing width should be retained on Lewis Avenue. PROTESTS: 0	Nolen - DENIED Vacation and APPROVED Encroachment agreement to be negotiated with the City Attorney, staff, and the applicant for the stairway and planters, subject to removal on demand of the City. Unanimous	Clerk to notify Ann Meyers, Atty., and Charles Fetterson appeared No one appeared in opposition

[signature]

To: The City Council
Re: Public Hearing Agenda Item
November 6, 1985 City Council Agenda

IX.

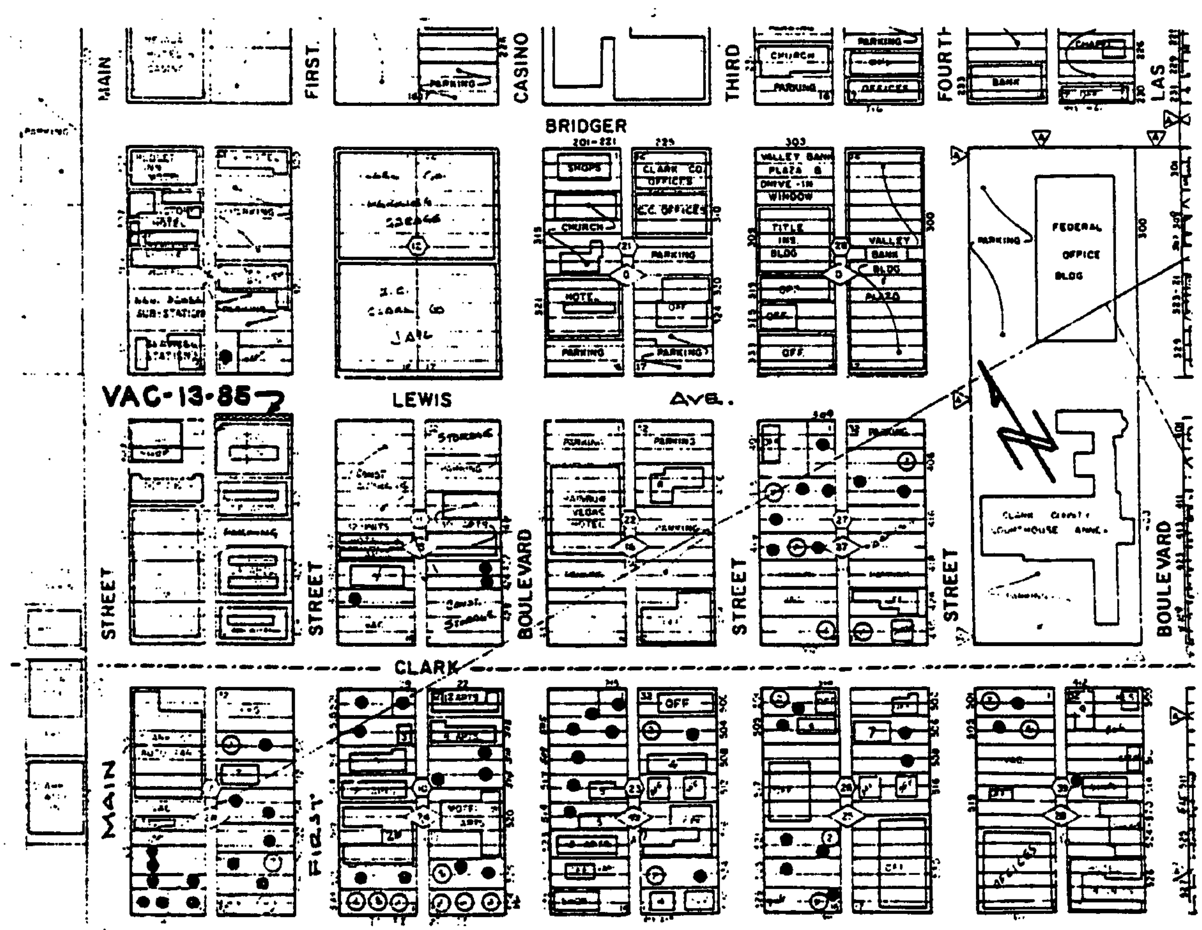
C. VAC-13-85 - ANN S. MEYERS, ATTORNEY IN FACT FOR CASBAH HOTEL, LTD.

The request is to vacate the south five feet of Lewis Avenue, west of First Street to the alley in front of the Casbah Hotel. The applicant is requesting the vacation to allow a stairway to be located in front of the hotel, as part of its retrofit alterations. Five feet was vacated between First Street and Casino Center Boulevard on the north side of Lewis Avenue in connection with the construction of the County jail. At the time that vacation was approved, staff indicated there were extenuating circumstances on that particular project that would result in extreme hardship if the street was not vacated but that it should not be considered as a precedent for the Vacation of other portions of Lewis Avenue unless there were similar circumstances. Staff has discussed the alterations with the Department of Building and Safety and it has been determined the stairways could be placed on the interior, however, it may result in the elimination of one hotel room. Staff pointed out at the Planning Commission meeting, that Lewis Avenue as well as most other streets should be retained at their existing width as much as possible because they may be needed for future traffic circulation in connection with the City's downtown development activities. Further, the fact that this is on the south side of the street and the vacation for the County jail was on the north side would mean only 70 feet of right-of-way can be retained if this request is approved.

Planning Commission Recommendation: APPROVAL - 70 feet of right-of-way is sufficient width for this street

Staff Recommendation: DENIAL - the existing width should be retained on Lewis Avenue

PROTESTS: 0



NOTICE

NOTICE IS HEREBY GIVEN that a petition has been filed with the Clerk of the City Council of the City of Las Vegas, Nevada, asking for the vacation of certain real property hereinafter described; that said petition has been referred to the Planning Commission of the City of Las Vegas; and that said Planning Commission has recommended that said petition be approved and that the following property be vacated, to-wit:

The south five feet (5') of Lewis Avenue, between First Street and the alley to the west

SUBJECT TO

1. If the Order of Vacation is not recorded within one (1) year after approval by the City Council or an extension is not granted by the Planning Commission, then approval will terminate and a new petition must be submitted;
2. Reservation of easements for the facilities of the various utility companies, together with reasonable ingress thereto and egress therefrom;
3. Conformance to code requirements and design standards of all City departments;
4. Vacation shall not be recorded until all of the above conditions have been met.

A PUBLIC HEARING on said petition and recommendation of the Planning Commission will be held on the 6th day of November, 1985, at the hour of 2:00 p.m., in the Council Chambers of City Hall, 400 East Stewart Avenue, Las Vegas, County of Clark, State of Nevada.

If, upon such hearing the City Council of the City of Las Vegas is satisfied that the public will not be materially injured by such proposed vacation, the above described property will be ordered vacated.

THIS NOTICE is given pursuant to an Order made by the City Council of the City of Las Vegas, Nevada, at a regular meeting thereof held on the 16th day of October, 1985.

Carol A Hawley
CAROL ANN HAWLEY, City Clerk

00175

AGENDA

City of Las Vegas

November 6, 1985

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

ITEM	Council Action	Department Action
IX. 2:00 P.M. - PUBLIC HEARINGS (Continued)		
1422 D. PUBLIC HEARING on the Assessment Roll for Las Vegas, Nevada, SPECIAL IMPROVEMENT DISTRICT NO. 441. Location: Along both sides of Bonanza Road between Pecos Drive and Las Vegas Wash. Improvements: Include the installation of parking lanes, standard "L" type curbs and gutter and street lighting.	Lurie - APPROVED Unanimous	Staff to proceed No one appeared in opposition

Ann Bowman

NOTICE OF THE FILING OF THE ASSESSMENT ROLL FOR LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 441; OF THE OPPORTUNITY TO FILE WRITTEN OBJECTIONS TO THE ASSESSMENTS CONTAINED THEREIN; AND OF THE PROTEST HEARING THEREON.

NOTICE IS HEREBY GIVEN that the assessment roll for Las Vegas, Nevada, Special Improvement District No. 441, in and of the City of Las Vegas, Nevada, has been prepared by the City Engineer of said City, that same was filed in the Office of the City Clerk of said City on the 4th day of September, 1985, and that since said time said assessment roll has been and now is on file therein and is available for examination during regular office hours by any interested person. Said Improvement District consists of three (3) separate and district assessment units and constitutes the areas to be assessed for the installation of parking lanes along portions of Bonanza Road, in Assessment Unit No. I thereof, the installation of curbs and gutters along portions of Bonanza Road, in Assessment Unit No. II thereof, and the installation of street lights along portions of Bonanza Road, in Asssessment Unit No. III thereof. Such areas include all of the properties which abut said improvements in each assessment unit and are situate within those boundaries designated in Section 2 of Ordinance No. 3002 for the respective assessment units.

The City Council of said City will meet to hear and consider objections to said assessment roll by the owners of the property specially benefited by the improvements in each assessment unit of said District and proposed to be assessed, by any party interested in the regularity of the proceedings in making such assessments and by all parties aggrieved by such assessments on Wednesday, the 6th day of November, 1985, at 2:00 o'clock p.m., in the City Council Chambers at the City Hall, 400 East Stewart Avenue, Las Vegas, Nevada 89101. The owner or owners of any property which is assessed in said assessment roll, whether named or not in such roll, may, not less than three (3) days prior to said hearing, file with said City Clerk his or her specific written objections to such assessment.

Said assessments shall be due and payable at the office of the City Treasurer of said City within thirty (30) days after the ordinance which levies the assessments become effective, without interest and without demand, or all or any part of such assessments may, at the election of the owner, be paid thereafter in ten substantially equal annual installments of principal until paid in full, with interest in all cases on the unpaid and deferred installments of principal from the date of publication of said ordinance at a rate or rates per annum which shall not exceed by more than 1% the Bond Buyers Index of 20 Municipal Bonds which was most recently published before the date on which the ordinance levying the assessments is adopted. Penalties shall be due for delinquencies, and all installments may be prepaid.

Any objection to the regularity, validity or correctness of the proceedings, of said assessment roll, of the estimated maximum benefits, of each assessment contained therein, and of the amount thereof levied against each lot or parcel of property shall be deemed waived unless it is presented at the time and in the manner herein specified.

At the time and place so designated for hearing such objections, said City Council shall hear and determine all objections which have been so filed by any party interested in the regularity of the proceedings in making such assessment, in the correctness of such assessment or in the amount levied against any particular lot or parcel of property to be assessed, and said City Council shall have the power to adjourn such hearing from time to time and by resolution shall have the power, in its discretion, to revise, correct, confirm or set aside any assessment and to order that such assessment may be made de novo.

DATED this 2nd day of October, 1985.

Carol A Hawley

CAROL ANN HAWLEY, City Clerk

AGENDA

City of Las Vegas

November 6, 1985

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

ITEM	Council Action	Department Action
IX. 2:00 P.M. - PUBLIC HEARINGS (Continued)		
1423 E. PUBLIC HEARING on the Assessment Roll for Las Vegas, Nevada, SPECIAL IMPROVEMENT DISTRICT NO. 449. Location: Along both sides of Bonanza Road between Sandhill Road and Lamb Boulevard. Improvements: Include the installation of sewer laterals from the existing sewer main to the front property line adjacent to vacant properties.	Levy - APPROVED as recommended. Unanimous	Staff to proceed No one appeared in opposition

Cunwomow

NOTICE OF THE FILING OF THE ASSESSMENT ROLL FOR LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 449; OF THE OPPORTUNITY TO FILE WRITTEN OBJECTIONS TO THE ASSESSMENTS CONTAINED THEREIN: AND OF THE PROTEST HEARING THEREON.

NOTICE IS HEREBY GIVEN that the assessment roll for Las Vegas, Nevada, Special Improvement District No. 449, in and of the City of Las Vegas, Nevada, has been prepared by the City Engineer of said City, that same was filed in the Office of the City Clerk of said City on the 4th day of September, 1985, and that since said time said assessment roll has been and now is on file therein and is available for examination during regular office hours by any interested person. Said Improvement District constitutes the areas to be assessed for the installation of sanitary sewer laterals along Bonanza Road. Such areas include all of the properties which abut said improvements and are situate within those boundaries designated in Section 2 of Ordinance No. 3046.

The City Council of said City will meet to hear and consider objections to said assessment roll by the owners of the property specially benefited by the improvements in said District and proposed to be assessed, by any party interested in the regularity of the proceedings in making such assessments and by all parties aggrieved by such assessments on Wednesday, the 6th day of November, 1985, at 2:00 o'clock p.m., in the City Council Chambers at the City Hall, 400 East Stewart Avenue, Las Vegas, Nevada 89101. The owner or owners of any property which is assessed in said assessment roll, whether named or not in such roll, may, not less than three (3) days prior to said hearing, file with said City Clerk his or her specific written objections to such assessment.

Said assessments shall be due and payable at the office of the City Treasurer of said City within thirty (30) days after the ordinance which levies the assessments become effective, without interest and without demand, or all or any part of such assessments may, at the election of the owner, be paid thereafter in ten substantially equal annual installments of principal until paid in full, with interest in all cases on the unpaid and deferred installments of principal from the date of publication of said ordinance at a rate or rates per annum which shall not exceed by more than 1% the Bond Buyers Index of 20 Municipal Bonds which was most recently published before the date on which the ordinance levying the assessments is adopted. Penalties shall be due for delinquencies, and all installments may be prepaid.

Any objection to the regularity, validity or correctness of the proceedings, of said assessment roll, of the estimated maximum benefits, of each assessment contained therein, and of the amount thereof levied against each lot or parcel of property shall be deemed waived unless it is presented at the time and in the manner herein specified.

At the time and place so designated for hearing such objections, said City Council shall hear and determine all objections which have been so filed by any party interested in the regularity of the proceedings in making such assessment, in the correctness of such assessment or in the amount levied against any particular lot or parcel of property to be assessed, and said City Council shall have the power to adjourn such hearing from time to time and by resolution shall have the power, in its discretion, to revise, correct, confirm or set aside any assessment and to order that such assessment may be made de novo.

DATED this 2nd day of October, 1985.

Carol A. Hawley

CAROL ANN HAWLEY, City Clerk

AGENDA

City of Las Vegas

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

November 6, 1985

ITEM	Council Action	Department Action
IX. 2:00 P.M. - PUBLIC HEARINGS (Continued)		
1424 F. PUBLIC HEARING on the improvements of a certain street and parts thereof and proposed assessments within the proposed Las Vegas, Nevada, SPECIAL IMPROVEMENT DISTRICT NO. 459. Location: Rigel Avenue between Meade Street and Sirius Street. Improvements: Include the installation of street paving, curbs and gutters, sidewalks, driveway approaches, street lighting and sanitary sewer laterals.	Levy - APPROVED as recommended. Unanimous	Staff to proceed No one appeared in opposition

NOTICE OF HEARING ON THE IMPROVEMENT OF CERTAIN STREETS AND ALLEYS AND PARTS THEREOF, AND PROPOSED ASSESSMENTS WITHIN THE PROPOSED LAS VEGAS, NEVADA, SPECIAL IMPROVEMENT DISTRICT NO. 459.

NOTICE IS HEREBY GIVEN to the property owners within the proposed Las Vegas, Nevada, Special Improvement District No. 459 and to all other interested persons that:

The City Council of the City of Las Vegas, Nevada, has provisionally ordered that certain improvements be installed along certain streets within those certain areas of said City hereinafter more specifically described as follows:

ASSESSMENT UNIT NO. 1 (Street Improvements)

The improvement shall consist of the installation of street paving along that certain street and portions thereof, within said City, as more particularly described as follows:

RIGEL AVENUE (60 feet wide): Along both sides thereof from Meade Street southerly to Sirius Street.

ASSESSMENT UNIT NO. 2 (Curbs and Gutters)

The improvement shall consist of the installation of standard "L" type curb and gutters along that certain street and portions thereof, within said City, as more particularly described as follows:

RIGEL AVENUE (60 feet wide): Along both sides thereof from Meade Street southerly to Sirius Street.

ASSESSMENT UNIT NO. 3 (Street Lighting)

The improvement shall consist of the installation of street lights and appurtenances along that certain street and portions thereof, within said City, as more particularly described as follows:

RIGEL AVENUE (60 feet wide): Along the east thereof from Meade Street southerly to Sirius Street.

ASSESSMENT UNIT NO. 4 (Sanitary Sewer Laterals)

The improvement shall consist of the installation of sanitary sewer laterals extending from the sanitary sewer

00181

collecting lines to the front property lines of the properties along that certain street and portions thereof, within said City, as more particularly described as follows:

<u>RIGEL AVENUE (60 feet wide)</u>: Along both sides thereof from Meade Street southerly to Sirius Street.

<u>ASSESSMENT UNIT NO. 5 (Driveway Approaches)</u>

The improvement shall include the installation of standard commercial driveway approaches along that certain street and portions thereof, within said City, as more particularly described as follows:

<u>RIGEL AVENUE (60 feet wide)</u>: Along both sides thereof from Meade Street southerly to Sirius Street.

<u>ASSESSMENT UNIT NO. 6 (Sidewalks)</u>

The improvement shall consist of the installation of standard sidewalks 5 feet in width along that certain street and portions thereof, within said City, as more particularly described as follows:

<u>RIGEL AVENUE (60 feet wide)</u>: Along both sides thereof from Meade Street southerly to Sirius Street.

Except as shown on the plans and specifications as filed in the Office of the City Clerk of said City, the improvements are more particularly described as follows:

<u>ASSESSMENT UNIT NO. 1 (Street Improvements)</u>

The street paving shall consist of 3 inches of asphaltic concrete pavement (including bituminous fog seal), 4 inches of Type II aggregate base, 6 inches of Type I aggregate sub-base and drainage facilities; together with the installation, removal and relocation of any and all utilities and any and all appurtenances which are deemed necessary to complete same, as more particularly shown by the plats, diagrams and plans of the work and of the locality to be improved to be filed with said City Clerk.

00185

ASSESSMENT UNIT NO. 2 (Curbs and Gutters)

The curbs and gutters shall be standard Portland cement "L" type; together with the installation, removal and relocation of any and all utilities and any and all appurtenances with are deemed necessary to complete same, as more particularly shown by the plats, diagrams and plans of the work and of the locality to be improved to be filed with said City Clerk.

ASSESSMENT UNIT NO. 3 (Street lighting)

The street lighting system shall consist of 100 watt high pressure sodium vapor luminaires, steel lighting standards on concrete bases and underground circuits; together with the installation , removal and relocation of any and all utilities and any and all appurtenances which are deemed necessary to complete same, as more particularly shown by the plats, diagrams and plans of the work and of the locality to be improved to be filed with said City Clerk.

ASSESSMENT UNIT NO. 4 (Sanitary Sewer Laterals)

The sanitary sewer laterals shall consist of 4 inch to 6 inch, as requested by the owners of the respective lots or parcels of property, polyvinyl chloride sewer laterals from the 8 inch sewer collection lines to the front property lines; together with the installation, removal and relocation of any and all utilities and any and all appurtenances which are deemed necessary to complete same, as more particularly shown by the plats, diagrams and plans of the work and of the locality to be improved to be filed with said City Clerk.

ASSESSMENT UNIT NO. 5 (Driveway Approaches)

The driveway approaches shall be 6 inch concrete slabs over an 8 inch minimum Type II gravel base reinforced with #3 rebar; together with the installation, removal and relocation of any and all utilities and any and all appurtenances which are deemed necessary to complete same, as more particularly shown by the plats, diagrams and plans of the work and of the locality to be improved to be filed with said City Clerk.

ASSESSMENT UNIT NO. 6 (Sidewalks)

The sidewalks shall be 4 inch concrete slabs over a 5 inch minimum Type II gravel base; together with the installation, removal and relocation of any and all utilities and any and all appurtenances which are deemed necessary to complete same, as more particularly shown by the plats, diagrams and plans of the work and of the locality to be improved to be filed with said City Clerk.

All of the plats, diagrams and plans on file in the Office of said City Clerk with respect to said described assessment units are deemed by the City Engineer of said City and by said City to be essential to the construction of said improvements.

It is estimated that the estimated total cost of said improvements, to wit, $150,423, shall be apportioned as follows:

	Estimated Amount of Special Assessments
ASSESSMENT UNIT NO. 1	$ 112,525
ASSESSMENT UNIT NO. 2	9,149
ASSESSMENT UNIT NO. 3	6,487
ASSESSMENT UNIT NO. 4	14,378
ASSESSMENT UNIT NO. 5	5,038
ASSESSMENT UNIT NO. 6	2,847
TOTAL	$ 150,423

The amounts to be assessed shall be made upon all lots and parcels of property benefitted proportionately to the benefits received and shall be assessed against the property abutting said improvements on the following bases:

ASSESSMENT UNIT NO. 1 (Street Improvements)

Such estimates shall be computed on a front foot basis, i.e., on the basis that each lot or parcel of property to be assessed in the assessment unit shall be assessed a portion of the aggregate dollar amount being levied against the entire assessment unit in the proportion that the frontage of

00187

said lot or parcel which abuts the improvement bears to the frontage of all assessable property abutting the improvement in the assessment unit. The cost of paving street intersections shall be included in the total costs being levied against the assessment unit and shall be assessed against each lot or parcel of property within the assessment unit on the aforesaid front foot basis.

ASSESSMENT UNIT NO. 2 (Curbs and Gutters)

Such estimates shall be computed on a front foot basis, i.e., on the basis that each lot or parcel of property to be assessed in the assessment unit shall be assessed a portion of the aggregate dollar amount being levied against the entire assessment unit in the proportion that the frontage of said lot or parcel which abuts the improvement bears to the frontage of all assessable property abutting the improvement in the assessment unit.

ASSESSMENT UNIT NO. 3 (Street Lighting)

Such estimates shall be computed on a front foot basis, i.e., on the basis that each lot or parcel of property to be assessed in the assessment unit shall be assessed a portion of the aggregate dollar amount being levied against the entire assessment unit in the proportion that the frontage of said lot or parcel which abuts the improvement bears to the frontage of all assessable property abutting the improvement in the assessment unit.

ASSESSMENT UNIT NO. 4 (Sanitary Sewer Laterals)

Such estimates shall be computed on the basis that each lot or parcel of property to be assessed in the assessment unit shall be assessed a portion of the aggregate dollar amount being levied against the entire assessment unit in the proportion that the number, length and size of the sewer laterals installed to serve said lot or parcel bears to the total number and aggregate length and size of all of the sewer laterals installed to serve all assessable property in the assessment unit.

ASSESSMENT UNIT NO. 5 (Driveway Approaches)

Such estimates shall be computed on the basis that each lot or parcel of property to be assessed in the assessment unit shall be assessed a portion of the aggregate dollar amount being levied against the entire assessment unit in the proportion that the number, length and width of the driveway approaches installed to serve said lot or parcel bears to the total number and aggregate length and width of all of the driveway approaches installed to serve all assessable property in the assessment unit.

ASSESSMENT UNIT NO. 6 (Sidewalks)

Such estimates shall be computed on a front foot basis, i.e., on the basis that each lot or parcel of property to be assessed in the assessment unit shall be assessed a portion of the aggregate dollar amount being levied against the entire assessment unit in the proportion that the frontage of said lot or parcel which abuts the improvement bears to the frontage of all assessable property abutting the improvement in the assessment unit.

In each assessment unit, an equitable adjustment will be made for any assessment levied against any irregular lot or parcel, so that the assessments according to benefits are equal and uniform. The portion of the costs to be assessed against, and the maximum amount of benefits estimated to be conferred upon, each lot or parcel of property shall be as stated in the aforesaid assessment plat.

Regardless of the basis used for apportioning the assessments, in the case of a wedge, "V" or other irregularly shaped lot or parcel, the amount apportioned thereto shall be in proportion to the special benefits derived thereby.

The areas to be assessed within the respective assessment units which said City Council proposes to so have improved are as follows:

ASSESSMENT UNIT NO. 1

Each lot or parcel of real property lying and being situate in the City of Las Vegas, County of Clark, State of Nevada, and being a portion of the South Half (S 1/2) of Section 8, Township 21 South, Range 61 East, M.D.M., which abuts Rigel Avenue (60 feet wide), or portions thereof, along both sides thereof from the south right of way line of Meade Street (50 feet wide) southerly to the north right of way line of Sirius Street (50 feet wide).

ASSESSMENT UNIT NO. 2

Each lot or parcel of real property lying and being situate in the City of Las Vegas, County of Clark, State of Nevada, and being a portion of the South Half (S 1/2) of Section 8, Township 21 South, Range 61 East, M.D.M., which abuts Rigel Avenue (60 feet wide), or portions thereof, along both sides thereof from the south right of way line of Meade Street (50 feet wide) southerly to the north right of way line of Sirius Street (50 feet wide).

ASSESSMENT UNIT NO. 3

Each lot or parcel of real property lying and being situate in the City of Las Vegas, County of Clark, State of Nevada, and being a portion of the South Half (S 1/2) of Section 8, Township 21 South, Range 61 East, M.D.M., which abuts Rigel Avenue (60 feet wide), or portions thereof, along both sides thereof from the south right of way line of Meade Street (50 feet wide) southerly to the north right of way line of Sirius Street (50 feet wide).

ASSESSMENT UNIT NO. 4

Each lot or parcel of real property lying and being situate in the City of Las Vegas, County of Clark, State of

00190

Nevada, and being a portion of the South Half (S 1/2) of Section 8, Township 21 South, Range 61 East, M.D.M., which abuts Rigel Avenue (60 feet wide), or portions thereof, along both sides thereof from the south right of way line of Meade Street (50 feet wide) southerly to the north right of way line of Sirius Street (50 feet wide).

ASSESSMENT UNIT NO. 5

Each lot or parcel of real property lying and being situate in the City of Las Vegas, County of Clark, State of Nevada, and being a portion of the South Half (S 1/2) of Section 8, Township 21 South, Range 61 East, M.D.M., which abuts Rigel Avenue (60 feet wide), or portions thereof, along both sides thereof from the south right of way line of Meade Street (50 feet wide) southerly to the north right of way line of Sirius Street (50 feet wide).

ASSESSMENT UNIT NO. 6

Each lot or parcel of real property lying and being situate in the City of Las Vegas, County of Clark, State of Nevada, and being a portion of the South Half (S 1/2) of Section 8, Township 21 South, Range 61 East, M.D.M., which abuts Rigel Avenue (60 feet wide), or portions thereof, along both sides thereof from the south right of way line of Meade Street (50 feet wide) southerly to the north right of way line of Sirius Street (50 feet wide).

The proposed improvements will result in no substantial change in the existing street elevations or grades.

All persons interested are hereby advised that the plans, plats, typical sections, preliminary estimates of the total cost, the description of the property to be assessed, the portion of the cost to be assessed thereagainst and the maximum amount of benefits estimated to be conferred upon each lot or parcel of property with respect to the respective assessment units are on file in the Office of said City Clerk and may be inspected by any property owner or other interested person during regular office hours.

On Wednesday, the 6th day of November, 1985, at 2:00 o'clock p.m., at the Council Chambers in the Las Vegas City Hall Complex, 400 East Stewart Avenue, Las Vegas, Nevada, or at any time prior to said date and time, at the Office of said City Clerk at said City Hall, the owners of the property to be assessed, or any other person interested in any thereof, may file written protests or objections and may appear before said City council at said time and place and be heard as to the propriety and advisability of making such improvements, as to the costs thereof, as to the manner of the payment therefor and as to the amount thereof to be assessed against the property to be so improved.

Said City Council requests that any property owner or other interested person who wishes to make any protest or objection make such protest or objection in writing at the Office of said City Clerk at least three days before the time set for such hearing. Any person who files a written protest or objection at the time of or prior to such hearing as aforesaid shall have the right within thirty (30) days after said City Council has finally passed upon such protest or objection to commence an action or suit in any court of competent jurisdiction to correct or set aside such determination, but thereafter all actions or suits attacking the validity of the proceedings and the amount of benefits shall be perpetually barred. If the owners of more than one-half of the frontage to be assessed for the improvements to be installed in Assessment Unit No. 1, Assessment Unit No. 2, Assessment Unit No. 3 or Assessment Unit No. 6 shall file written objections thereto, the particular improvement for that particular assessment unit shall not be installed. The sanitary sewer laterals to be installed in Assessment Unit No. 4 and the driveway approaches to be installed in Assessment Unit No. 5 will be installed to serve each particular lot or parcel at the location and in the number, size and type as specified by the owner thereof, and no sewer lateral or driveway approach will be installed to serve any lot or parcel without the approval of the owner thereof.

After such hearing, said City Council shall make a determination as to the advisability of so improving said streets and parts thereof, shall determine the kind and character of such improvements so to be made and shall enter into a contract with the responsible bidder which submits the lowest bid for the doing of such work and the furnishing of all necessary materials, in response to a duly advertised invitation for construction bids.

After the making of such contract, said City Council shall determine what portion of the cost of such work, including incidentals, shall be paid by the property specially benefitted, and the assessments shall be levied in accordance with the laws of the State of Nevada. In no event shall the assessments exceed the estimated benefits to the property assessed. Said City Council shall provide that the assessments may be payable without interest or demand, at the election of the owner, or in ten substantially equal annual installments of principal. Said City Council shall also provide the time and terms of payment of such assessments and the rate of interest per annum upon deferred payments thereof, which rate shall not exceed more than 1% the 'Bond Buyer's' Index of 20 Municipal Bonds which was most recently published before the date on which the ordinance levying the assessments is adopted, and shall fix penalties to be collected upon delinquent payments.

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00193

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

Dated this 16th day of October, 1985.

Carol A. Hawley
CAROL ANN HAWLEY, City Clerk

ITEM	Council Action	Department Action
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT HAROLD P. FOSTER, DIRECTOR		

The items listed below, where appropriate, have been reviewed by the various City departments including sanitary sewer, storm drainage, Department of Design and Development, Fire and Building, and their comments and/or recommendations and requirements incorporated into the action.

All zoning items shall conform to the following general conditions:

1. Conformance to the plot plan and elevations;
2. Landscaping and a permanent underground sprinkler system shall be provided as required by the Planning Commission and shall be permanently maintained in a satisfactory manner. Failure to properly maintain required landscaping and underground sprinkler systems shall be cause for revocation of a business license;
3. Submittal of a landscaping plan prior to or at the same time application is made for a building permit, license or prior to occupancy, 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.

AGENDA

City of Las Vegas

November 6, 1985

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.

CITY COUNCIL
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ITEM	Council Action	Department Action

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

2. Conformance to code requirements and design standards of all City departments.

3. Vacation shall not be recorded until all of the above conditions have been met.

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.

00197

AGENDA

City of Las Vegas

November 6, 1985

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

ITEM	Council Action	Department Action
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
* CONSENT ITEMS - 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 Item A (subdivision map). Any item may be discussed at the Council's discretion.		
1425 *A. FINAL MAP 1. Los Prados, Phase 1, Unit 1 Property generally located on the north side of Lone Mountain Road, east of Jones Boulevard, R-E Zone (under Resolution of Intent to R-PD9). Owner/Subdivider: Vista Hills, Inc. No. of Acres: 106.99 No. of Lots: 406 Subject to the following condition: 1. Conformance with the conditions of approval for the tentative map.	Lurie - APPROVED Items A, B & C as recommended Unanimous	Clerk to notify & Planning to proceed

To: The City Council
Re: Community Planning and Development Agenda Item
November 6, 1985 City Council Agenda

X.

*A. FINAL MAP

1. Los Prados, Phase 1, Unit 1

The Final Map conforms to the approved Tentative Map and the subdivision regulations. The map also conforms to the approved zoning plan.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

AGENDA

City of Las Vegas November 6, 1985

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

ITEM	Council Action	Department Action
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
*A. FINAL MAP		
2. Los Prados, Phase 1, Unit 1A Property generally located on the north side of Lone Mountain Road, east of Jones Boulevard, R-E Zone (under Resolution of Intent to R-PD9). Owner/Subdivider: Vista Hills, Inc. No. of Acres: 113.16 No. of Lots: 10 Subject to the following condition: 1. Conformance with the conditions of approval for the tentative map.	Lurie - APPROVED Items A, B & C as recommended. Unanimous	Clerk to notify & Planning to proceed

Chris Bauman

To: The City Council X.
Re: Community Planning and Development Agenda Item
November 6, 1985 City Council Agenda

*A. FINAL MAP

2. Los Prados, Phase 1, Unit 1A

The map conforms to the approved Tentative Map and the subdivision regulations.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

AGENDA City of Las Vegas November 6, 1985

00201

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

ITEM	Council Action	Department Action
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
*A. FINAL MAP		
3. The Bluffs, Unit #5 Property generally located on the northwest corner of Lake South Drive and Crystal Water Way, N-U Zone (under Resolution of Intent to R-CL). Owner/Subdivider: American West Development No. of Acres: 14.72 No. of Lots: 58 Subject to the following condition: 1. Conformance with the conditions of approval for the tentative map.	Lurie - APPROVED Items A, B, & C as recommended. Unanimous	Clerk to notify & Planning to proceed

Carol Goodman

x.00202

To: The City Council
Re: Community Planning and Development Agenda Item
November 6, 1985 City Council Agenda

*A. FINAL MAP

3. The Bluffs, Unit 5

The map conforms to the approved Tentative Map and to the subdivision regulations.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

AGENDA

City of Las Vegas

November 6, 1985

CITY COUNCIL

Page 42

COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM	Council Action	Department Action
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
*A. FINAL MAP		
4. Gates Mill, Phase 2 Property generally located on the southeast corner of Tenaya Way and Smoke Ranch Road, N-U Zone (under Resolution of Intent to R-CL) Owner/Subdivider: Gates Mill Development No. of Acres: 4.07 No. of Lots: 28 Subject to the following condition: 1. Conformance with the conditions of approval for the tentative map.	Lurie - APPROVED Items A, B & C as recommended. Unanimous	Clerk to notify & Planning to proceed

Ann Brennan

To: The City Council
Re: Community Planning and Development Agenda Item
November 6, 1985 City Council Agenda

X.

*A. FINAL MAP

4. Gates Mill, Phase 2

The map conforms to the approved Tentative Map and to the subdivision regulations.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

AGENDA

City of Las Vegas

November 6, 1985

CITY COUNCIL

COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM	Council Action	Department Action
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
*A. FINAL MAP		
5. Lewis Homes, Lakeside #1 Property generally located on the south side of Lake South Drive, east of Crystal Water Way, N-U Zone (under Resolution of Intent to R-CL). Owner/Subdivider: Lewis Homes of Nevada No. of Acres: 9.09 No. of Lots: 56 Subject to the following condition: 1. Conformance with the conditions of approval for the tentative map.	Lurie - APPROVED Items A, B & C as recommended. Unanimous	Clerk to notify & Planning to proceed

Curtis Lumner

To: The City Council
Re: Community Planning and Development Agenda Item
November 6, 1985 City Council Agenda

*A. FINAL MAP

5. Lewis Homes Lakeside #1

The map conforms to the approved Tentative Map and to the subdivision regulations.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

AGENDA

City of Las Vegas

November 6, 1985

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

ITEM	Council Action	Department Action
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
*A. FINAL MAP		
6. Lewis Homes, Lakeside #11 Property generally located on the southeast corner of Lake South Drive and Crystal Water Way, N-U Zone (under Resolution of Intent to R-1). Owner/Subdivider: Lewis Homes of Nevada No. of Acres: 14.17 No. of Lots: 45 Subject to the following condition: 1. Conformance with the conditions of approval for the tentative map.	Lurie - APPROVED Items A, B & C as recommended. Unanimous	Clerk to notify & Planning to proceed

To: The City Council
Re: Community Planning and Development Agenda Item
November 6, 1985 City Council Agenda

*A. FINAL MAP

6. Lakeside #11

The map conforms to the approved Tentative Map and to the subdivision regulations.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

00209

AGENDA

City of Las Vegas November 6, 1985

CITY COUNCIL
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PHONE 386-6011

ITEM	Council Action	Department Action
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
*B. RELEASE OF BOND 1. Location: 1001 N. Pecos Use: Landscaping, tennis courts, fences, walks Builder: Paragon Construction Surety Co.: None (Cash Deposit-CLV) Amount: $36,922.00 Bond No.: CLV 30-85	Lurie - APPROVED Items A, B & C as recommended. Unanimous	Staff to proceed

Cunbomow

To: The City Council
Re: Community Planning and Development Agenda Item
November 6, 1985 City Council Agenda

X.

*B. RELEASE OF BOND

1. Paragon Construction - 1001 N. Pecos

The offsite improvements at this location have been completed, inspected and accepted. Therefore, it is in order to release the bond for this work.

Staff Recommendation: APPROVAL

AGENDA

City of Las Vegas

November 6, 1985

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

ITEM	Council Action	Department Action
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
*C. ACCEPTANCE OF SUBDIVISION IMPROVEMENTS 1. Worthen Estates Property generally located on the northeast corner of Westcliff Drive and Firestone Drive, 14 lots, 5.0 acres, R-1 Zone. 2. Desert Park Homes Unit #1 Property generally located on the north side of Vegas Drive, west of Jones Boulevard, 23 lots, 3.6 acres, R-CL Zone.	Lurie - APPROVED Items A, B & C as recommended. Unanimous	Staff to proceed

x.00212

To: The City Council
Re: Community Planning and Development Agenda Item
November 6, 1985 City Council Agenda

*C. ACCEPTANCE OF SUBDIVISION IMPROVEMENTS

1. Worthen Estates

2. Desert Park Homes Unit #1

All offsite improvements for these subdivisions have been completed in accordance with the agreements and all City requirements. The improvements can be accepted subject to completion of the improvements correction list.

Staff Recommendation: APPROVAL - subject to completion of the improvements correction list

AGENDA

ITEM	Council Action	Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)

14[illegible]6 D. TENTATIVE MAP

1. Painted Desert

Property generally located on the southwest corner of Ann Road and Rancho Drive, R-E and C-2 Zones (under Resolution of Intent to R-PD5 and C-2).

Owner: Estates of Ann Greta Jones and Rebecca Salton
Subdivider: H & C Investments
No. of Acres: 430 No. of Lots: 24

Subject to the following conditions:

1. Conformance to the conditions of Z-57-85.
2. All golf cart street crossings shall be designed and improved with traffic control devices as required by the Traffic Engineer.
3. The location of the intersections of street "A" and Lone Mountain Road and street "B" and Ann Road shall conform to the requirements of the Nevada Department of Transportation.
4. Temporary paved turn-around areas shall be provided at the end of each interior street as required by the Department of Community Planning and Development.
5. Dedicate equivalent to a full 45.5 foot radius cul-de-sac on the southeast R-E zoned lot at the south end of Rancheros Drive as required by the Department of Public Works.

(continued)

Council Action:

Nolen - APPROVED, subject to the conditions on Exhibit A (listed on agenda pages 47, 48 and 49) and Exhibit B (City Council backup information on this zoning item) and Exhibit C (revisions proposed by the applicant to conditions in Exhibits A and B) with condition No. 10, Exhibit C, amended to read as follows:

Standard street lighting shall be provided on Lone Mountain Road and Ann Road. Street lighting is waived on Rancho Drive. Plans detailing the lighting on all other streets (public boundary streets and interior private streets) shall be submitted to staff for review and presented to the City Council for final approval.

NOTE: Due to condition No. 11 being eliminated, condition 12 (Exhibit A) is renumbered to

Department Action:

Clerk to notify & Planning to proceed

ITEM	Council Action	Department Action
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
D. TENTATIVE MAP 1. Painted Desert (continued) 6. All landscaping to be installed in the public right-of-way shall be maintained by the homeowners association. 7. Provide a drainage and flood analysis as required by the Division of Land Development of the Department of Community Planning and Development. 8. Relocate access to Parcel 17 a minimum of 300' south of the Ann Road entrance. 9. Relocate the entrance street east of Parcel 17 to align with the property line separating the parcels on the north side of Ann Road. 10. Standard street lighting or an equivalent type shall be provided for all boundary (except Rancho Drive) and interior streets as required by the Division of Land Development of the Department of Community Planning and Development. 11. All interior public streets shall be a minimum of 60 feet in width. 12. Emergency access shall be provided to parcels 4, 6, 10, 11 and 19 from public streets as required by the Department of Fire Services. (continued)	condition No. 11 and condition No. 13b (Exhibit C), is renumbered to condition No. 12. (See page 49A for final conditions.)	See Page 47

ITEM	Council Action	Department Action
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
D. TENTATIVE MAP 1. Painted Desert (continued)	APPROVED See Page 47	See Page 47

13. Waivers shall be permitted as follows:

    a. Roll curb shall be permitted on all interior streets except adjacent to commercial sites, the entrance streets to the subdivision and on the streets where needed for drainage purposes as required by the Division of Land Development of the Department of Community Planning and Development.

    b. Sidewalks may be eliminated on one side of all interior streets, however, the location of the sidewalk shall be determined by the Division of Land Development of the Department of Community Planning and Development.

    c. The east/west street north of Parcel 16 shall be improved at the time of the development of Parcel 16.

14. If a wall is constructed on an exterior boundary street, the CC&Rs shall contain wording to the effect that each property owner of a lot backing up to said wall shall be responsible for the continued maintenance of the exterior side of the wall and the ground area at the exterior base of the wall.

Staff Recommendation: APPROVAL

APPROVED AGENDA ITEM

1. Conformance to the conditions of Z-57-85.

2. All grade level golf cart street crossings shall include traffic control signage as approved by the Traffic Engineer.

3. The location of the intersections of street "A" and Lone Mountain Road and street "B" and Ann Road shall conform to the requirements of the Nevada Department of Transportation.

4. Temporary paved turn-around areas shall be provided at the end of each interior street as required by the Department of Community Planning and Development.

5. Dedicate equivalent to a full 45.5 foot radius cul-de-sac on the southeast R-E zoned lot at the south end of Rancheros Drive as required by the Department of Public Works.

6. All landscaping to be installed in the public right-of-way shall be maintained by the homeowners association.

7. Provide a drainage and flood analysis as required by the Division of Land Development of the Department of Community Planning and Development.

8. Relocate access to Parcel 17 a minimum of 200' south of the Ann Road entrance.

9. Relocate the entrance street east of Parcel 17 to align with the property line separating the parcels on the north side of Ann Road.

10. Standard street lighting shall be provided on Lone Mountain Road and Ann Road street lighting is waived on Rancho Raod. Plans detailing the lighting on all other streets (public boundary streets and interior private streets) shall be submitted to staff for review and presented to the City Council for final approval.

11. Emergency access shall be provided to parcels 4, 6, 10, 11 and 19 from public streets as required by the Department of Fire Services.

12. Sidewalks will be provided on Lone Mountain Road and Ann Road. Sidewalks may be eliminated on all other public boundary streets and all interior streets.

13. Roll curb shall be permitted on all interior streets except adjacent to commercial sites, the entrance streets to the subdivision and on the streets where needed for drainage purposes as required by the Division of Land Development of the Department of Community Planning and Development.

14. The east/west street north of Parcel 16 shall be improved at the time of the development of Parcel 16.

15. If a wall is constructed on an exterior boundary street, the CC&Rs shall contain wording to the effect that the master homeowners association shall be responsible for the continued maintenance of the exterior side of the wall and the ground area at the exterior base of the wall.

EXHIBIT "A"
Pages 47, 48 & 49

00217

AGENDA

City of Las Vegas

November 6, 1985

CITY COUNCIL
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ITEM	Council Action	Department Acti
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		

D. TENTATIVE MAP

1. Painted Desert

Property generally located on the southwest corner of Ann Road and Rancho Drive, R-E and C-2 Zones (under Resolution of Intent to R-PDS and C-2).
Owner: Estates of Ann Greta Jones and Rebecca Salton
Subdivider: H & C Investments
No. of Acres: 430 No. of Lots: 24

Subject to the following conditions:

1. Conformance to the conditions of Z-57-85.

2. All golf cart street crossings shall be designed and improved with traffic control devices as required by the Traffic Engineer.

3. The location of the intersections of street "A" and Lone Mountain Road and street "B" and Ann Road shall conform to the requirements of the Nevada Department of Transportation.

4. Temporary paved turn-around areas shall be provided at the end of each interior street as required by the Department of Community Planning and Development.

5. Dedicate equivalent to a full 45.5 foot radius cul-de-sac on the southeast R-E zoned lot at the south end of Rancheros Drive as required by the Department of Public Works.

(continued)

AGENDA

City of Las Vegas November 6, 1985

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

ITEM	Council Action	Department Action
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
D. TENTATIVE MAP		
1. Painted Desert (continued)		
6. All landscaping to be installed in the public right-of-way shall be maintained by the homeowners association.		
7. Provide a drainage and flood analysis as required by the Division of Land Development of the Department of Community Planning and Development.		
8. Relocate access to Parcel 17 a minimum of 300' south of the Ann Road entrance.		
9. Relocate the entrance street east of Parcel 17 to align with the property line separating the parcels on the north side of Ann Road.		
10. Standard street lighting or an equivalent type shall be provided for all boundary (except Rancho Drive) and interior streets as required by the Division of Land Development of the Department of Community Planning and Development.		
11. All interior public streets shall be a minimum of 60 feet in width.		
12. Emergency access shall be provided to parcels 4, 6, 10, 11 and 19 from public streets as required by the Department of Fire Services.		
(continued)		

THE FOLLOWING PAGE(S) ARE ILLEGIBLE/POOR QUALITY

ITEM	Council Action	Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)

D. TENTATIVE MAP

1. Painted Desert (continued)

13. Waivers shall be permitted as follows:

    a. Roll curb shall be permitted on all interior streets except adjacent to commercial sites, the entrance streets to the subdivision and on the streets where needed for drainage purposes as required by the Division of Land Development of the Department of Community Planning and Development.

    b. Sidewalks may be eliminated on one side of all interior streets, however, the location of the sidewalk shall be determined by the Division of Land Development of the Department of Community Planning and Development.

    c. The east/west street north of Parcel 16 shall be improved at the time of the development of Parcel 16.

14. If a wall is constructed on an exterior boundary street, the CC&Rs shall contain wording to the effect that each property owner of a lot backing up to said wall shall be responsible for the continued maintenance of the exterior side of the wall and the ground area at the exterior base of the wall.

Staff Recommendation: APPROVAL

EXHIBIT "B"

Staff modifications to Exhibit "A"

2. All grade level golf cart street crossings shall include traffic control signage as approved by the Traffic Engineer.

8.

10. Standard street lighting or an equivalent type shall be provided for all boundary (except Rancho Drive). Lighting on the interior streets shall be provided as required by the Division of Land Development of the Department of Community Planning and Development.

11. This condition can be eliminated in its entirety.

13.a. This condition should no longer be a waiver but should become condition No. 13.

13.b. This condition can be eliminated, however, staff feels there should be a separate pedestrian walkway system other than the streets in this development.

13.c. This condition should be designated as Condition No. 14.

14. Change to Condition No. 15. According to the developer, the master homeowners association will be the responsible party and, for this reason, the condition should be read: "If a wall is constructed on an exterior boundary street, the CC&Rs shall contain wording to the effect that the master homeowners association shall be responsible for the continued maintenance of the exterior side of the wall and the ground area at the exterior base of the wall."

Planning Commission Recommendation: APPROVAL, subject to the listed conditions on the agenda

Staff Recommendation: APPROVAL, subject to the listed conditions

EXHIBIT "C"

November 6, 1985

Applicants requested modifications to both Exhibit "A" and Exhibit "B".

Paragraph 8: Modify this condition as stated in Exhibit "A" to read as follows:

"Locate centerline of access to Parcel 17 a minimum of 200 feet south of the centerline of Ann Road."

~~Paragraph~~ 10: The statements as contained in Exhibits "A" and "B" to be changed to read as follows:

"Standard street lighting or an equivalent type shall be provided on Lone Mountain Road and Ann Road. No street lighting will be provided on Rancho Drive. Lighting on all other streets (public boundary streets and private interior streets) shall be landscape-type lighting (up and down lighting). This type of landscape lighting does not provide the degree of illumination that standard street lighting provides."

Paragraph 13.b.: This paragraph of Exhibit "B" states that staff feels there should be a separate pedestrian walkway system other than the streets in this development. Per this Exhibit "C", the condition for sidewalks is as follows:

Sidewalks will be provided on Lone Mountain Road and Ann Road. Sidewalks will be eliminated on all other public boundary streets and all interior streets.

To: The City Council
Re: Community Planning and Development Agenda Item
November 6, 1985 City Council Agenda

D. TENTATIVE MAP

1. Painted Desert

The tentative map is for a 430 acre planned residential development southwest of Ann Road and Rancho Drive, R-PD5 and C-2 zones. The zoning was approved on this site recently and the approval included conditions relative to modification of the major street system as well as to some of the improvements on the boundary streets. This tentative map is the initial subdivision of this property to delineate the golf course, the residential sites and the commercial. The residential sites that contain individual lots will be subdivided in the future prior to development. At the Planning Commission meeting, there was discussion regarding the requirements for the streets that were proposed to be dedicated to the City because the applicant was requesting a waiver to allow roll curb and to eliminate all sidewalks and street lighting on all interior streets. In addition, some segments of the streets which are serving as collector streets had a width of 50 feet instead of the minimum 60 foot City standard. There is also concern about the golf cart crossings on the public streets and the necessary control devices that would be required. The Planning Commission recommended approval of the map subject to providing a minimum width of 60 feet on all public streets, allowing roll curb except adjacent to the commercial site, the entrance streets to the subdivision and where needed for drainage purposes. Further, the Planning Commission required a sidewalk on one side of the street along with equivalent lighting to what is currently required on public streets. Since the Planning Commission meeting, the applicant, at the urging of staff, has decided to not have public streets on the interior of this development and consequently the conditions need to be modified as follows:

2. All grade level golf cart street crossings shall include traffic control signage as approved by the Traffic Engineer.

10. Standard street lighting or an equivalent type shall be provided for all boundary (except Rancho Drive). Lighting on the interior streets shall be provided as required by the Division of Land Development of the Department of Community Planning and Development.

11. This condition can be eliminated in its entirety.

13.a. This condition should no longer be a waiver but should become condition No. 13.

13.b. This condition can be eliminated, however, staff feels there should be a separate pedestrian walkway system other than the streets in this development.

13.c. This condition should be designated as Condition No. 14.

14. Change to Condition No. 15. According to the developer, the master homeowners association will be the responsible party and, for this reason, the condition should be read: "If a wall is constructed on an exterior boundary street, the CC&Rs shall contain wording to the effect that the master homeowners association shall be responsible for the continued maintenance of the exterior side of the wall and the ground area at the exterior base of the wall."

Planning Commission Recommendation: APPROVAL, subject to the listed conditions on the agenda

Staff Recommendation: APPROVAL, subject to the listed conditions

MAYOR BRIARE: We will now go to page 42 which is Item D. Page 47, is that? Okay, you bet.

G. C. WALLACE: Councilmen.

MAYOR BRIARE: Item D is a tentative map for Painted Desert with 14 conditions.

COUNCILMAN LURIE: I think there was some changes in the conditions. Maybe just -- staff could go through them because, I think, some of them are excellent. I mean, taking those streets away from our responsibility and putting them into the project's responsibility so that they can do what they want to do with it inside their boundaries, I think is good. They'll have better control of that. Harold, do you have any problem or staff have any problem with that?

HAROLD FOSTER: No. The only thing I think where we differ, we met with the engineer and the developer on this several times to work these out since the Planning Commission meeting when the developer indicated he was going to go with private streets rather than public. That necessitated some alterations which are outlined on the backup. I think the only difference is on this concept, they are not proposing to have either a sidewalk or a separate walkway system and basically, the pedestrians have to walk into the street area and we think there should be some separate pedestrian walkways primarily -- well, throughout the development because what is requested here is that all sidewalks be waived; and the developer has indicated this has worked out very well in other projects in California. They're able to control the situation through their homeowners association by means of speed bumps, speed limits and whatever else it takes, but it's a complete reversal of the situation where the R-PD, the planned development, was to separate pedestrian and the traffic movements and also, to be able to combine the buildings together and provide more open space. But we've gone through a cycle here and it looks like now we're coming back to putting everybody in the same corridor and that's our only concern. That's basically on page 49 condition 13b. Let's see -- this works out pretty well except I think the -- we'd like to see the sidewalks be retained in some form. They don't necessarily have to be right next to private drives, but I think the representative here would like to get relief from that condition.

MAYOR BRIARE: Mr. Wallace, is that -- does he state the case pretty well?

G. C. WALLACE: Yes, he does, Mayor.

MAYOR BRIARE: So you're just concerned about 13b?

G. C. WALLACE: No, we have three other items I would like to --

MAYOR BRIARE: Oh.

G. C. WALLACE: But we are very close.

MAYOR BRIARE: Let's take them one at a time.

G. C. WALLACE: Alright. If I may, my name is G. C. Wallace. I'm a Consulting Engineer, 1555 South Rainbow Boulevard, representing the applicant. We have worked well, we think, with staff and we've appreciated their time working with us. I'd like to submit, for the record, and again I want to emphasize that we're very close. What I designated as an Exhibit "A", Exhibit "B" and Exhibit "C" and I'll address each one. The Exhibit "A" are the -- is your -- on your agenda, it is the recommendations of the Planning Commission. It has the 14 conditions in that. Exhibit "B" are apparently also in your agenda. They are staff modifications to Exhibit "A" and that's, as I said, staff has presented that to you. Exhibit "C" is an exhibit that we prepared and it is our requested modifications that apply to both Exhibit "A" and Exhibit "B". What is not addressed in Exhibit "C", but which exists in Exhibit "A" and "B", we find acceptable and are agreeable to all of those. The only thing that we're taking exception with are three items in Exhibit "C" and I'd like to address each one of those. First of all with regards to paragraph 8 of Exhibit "A", we want that condition to be changed to LOCATE CENTERLINE OF ACCESS TO PARCEL 17 A MINIMUM OF 200 FEET SOUTH OF THE CENTERLINE OF ANN ROAD. We have discussed this with staff. It was our understanding that they were agreeable. I think it was an oversight in their preparation of Exhibit "B"

MAYOR BRIARE: Should it be 200, Hal?

HAROLD FOSTER: That's correct. We did agree upon that, but we did indicate that had to be laid out that way because that's what the Planning Commission recommended.

MAYOR BRIARE: Then all we have -- if there's -- if there's no objection by the Council, we'll just make this 200?

HAROLD FOSTER: Yes.

MAYOR BRIARE: Is there any objection by staff to make -- pardon me, by the Council members to make that 200 instead of 300? Then, George, without an amendment, can we just by order here change 300 to 200?

G. C. WALLACE: Well, Mayor, it also -- it addresses more specifically the centerline to centerline and I don't think that --

MAYOR BRIARE: Oh, okay, locate -- locate centerline --

G. C. WALLACE: 200 feet south of the centerline of Ann Road.

MAYOR BRIARE: Hal.

HAROLD FOSTER: Yes, no problem.

MAYOR BRIARE: It's okay.

COUNCILMAN LURIE: You just substitute this language for 8.

MAYOR BRIARE: In fact, Councilman, if we get this resolved and it's appropriate, maybe your motion might read those words into it.

COUNCILMAN LURIE: Okay.

MAYOR BRIARE: Okay, Mr. Wallace, paragraph 10.

G. C. WALLACE: Paragraph 10, I would like to give to you, Mayor, and the Council a picture, a brochure and a street map.

MAYOR BRIARE: Geez. Keep working. You've only got one of these.

G. C. WALLACE: Unfortunately, there's only one each and as you pass those around, I'm addressing street lighting and the one thing that I want you to see in the picture on the right-hand side -- it's in your hand, the photograph. If you will notice on the right-hand side of that photograph, there's a very busy thoroughfare and

G. C. WALLACE: if you'll notice there are no street lights and that is in Palm Springs. The -- you have in your hand a street map -- the yellow portion is the Mesquite Club which that is a photograph of and the north/south street through that project is a busy thoroughfare which is, again, in that photograph, no street lighting. We're asking -- but in lieu of typical standard street lighting, there's is landscape lighting in that beautiful landscape strip. It is what the landscape architects refer to as up and down. It is the small fixtures very frequently placed. Some shine down, some shine up onto palm trees, etc. That is the same project and shown on that which you're looking at there, Councilman Nolen, is the main boulevard that goes through the project by -- bisects it, goes through north and the south.

MAYOR BRIARE: You're just giving us this so we can get a little visual idea what you're talking about.

G. C. WALLACE: Yes. This is the type of project --

MAYOR BRIARE: Mr. Foster, what would be your comments on that?

HAROLD FOSTER: Okay. On this one, staff felt that the standard street lighting should be provided on the boundary streets, which are public streets, but then, on the interior, we would just work that out and determine what's acceptable in relation to the requirements and the plan development regulations. Now, I think when we had our meetings with the representative, he indicated that they did not know the intensity of the light that would be provided in these landscaped areas along the public streets and staff was concerned that there may not be adequate lighting and there may be some safety problems then on the street; and so that's our position that -- we think we can work it out on the interior, but on the streets --

MAYOR BRIARE: Is this something that could be worked out, do you think?

G. C. WALLACE: If I can, I'd like to --

COUNCILMAN LURIE: How many street lights you talking about?

G. C. WALLACE: As you know, the standard street lighting

COUNCILMAN LURIE: Fifty feet.

G. C. WALLACE: -- on streets is 180 feet, the big pod, you know, the big standards, etc.

COUNCILMAN LURIE: Well that's the big ones.

MAYOR BRIARE: How long a strip you talking about for landscaping here that you use as an example? I don't know how long that is in Palm Springs.

G. C. WALLACE: We're having on the perimeter of our project the type of landscaping that is shown in that drawing and we want to put in that landscaping, landscape lighting with the ups and downs. I would like to refer you to our Exhibit "C" because we are willing to concede a little. I read to you that this is what we're requesting. "STANDARD STREET LIGHTING OR AN EQUIVALENT TYPE SHALL BE PROVIDED ON LONE MOUNTAIN ROAD AND ANN ROAD. Those are section line, quarter section line roads. NO STREET LIGHTING WILL BE PROVIDED ON RANCHO DRIVE, that's the highway. LIGHTING ON ALL OTHER STREETS (PUBLIC BOUNDARY STREETS AND PRIVATE INTERIOR STREETS) SHALL BE LANDSCAPE-TYPE LIGHTING (UP AND DOWN LIGHTING). THIS TYPE OF LANDSCAPE LIGHTING DOES NOT PROVIDE THE DEGREE OF ILLUMINATION THAT STANDARD STREET LIGHTING PROVIDES." We want to acknowledge that right up front that it will not be that much.

COUNCILMAN LURIE: But you're saying, all the perimeter streets, you'll put the proper light in?

G. C. WALLACE: No.

MAYOR BRIARE: No, no, except for Rancho.

COUNCILMAN BUNKER: No not Washburn and Tenaya Way.

COUNCILMAN LURIE: Not Rancho, but the other streets.

COUNCILMAN BUNKER: No.

G. C. WALLACE: We're saying that --

COUNCILMAN LURIE: On the section line streets?

G. C. WALLACE: We'll put it on Lone Mountain Road and Ann. The other boundary roads, Washburn, Tenaya, Hammer, that portion of Cimarron, we -- we'll have the landscaping strip there and we want to put the landscape-type lighting. I would point out that

G. C. WALLACE: those are 60 feet -- 60 foot wide right-of-ways. Your standards are that street lights go in only on one side. Now we're not trying to put an undue burden on the opposite side.

COUNCILMAN LURIE: Yes, what you're saying is let the other -- let the other people put them in when they develop. That's what you're saying.

G. C. WALLACE: Yes. We're putting in the landscaping. We want to put in some very attractive lighting. We think that it'll be accepted by the neighborhood and so forth.

COUNCILMAN LURIE: And then we'll end up with the property on the other side when it develops saying, he doesn't want to put them in.

G. C. WALLACE: That's possible.

COUNCILMAN LURIE: And we'll have --

MAYOR BRIARE: Yes, but if he came up with this type of beautification project, it might --

COUNCILMAN LURIE: Well, but you're not going to get that, two projects like that, back to back.

G. C. WALLACE: But again, we point out, the photograph there, you know, I know that's a different locale and we don't have to do it necessarily the way they do things in Palm Springs, but I think it's a very attractive streetscape. That's what we want to provide and we think that if they can live without the street lighting every 180 foot that we ought to be able to.

COUNCILMAN LURIE: Well, this isn't Palm Springs, but I look at areas where the City and the County where the City's put in the street lights and you go into a dark area, to an area that's lit and then to a dark area, and it has an effect on the people that use those streets.

G. C. WALLACE: I appreciate your comments.

COUNCILMAN LURIE: What you're saying is that the lights you put on the up and down landscape in the palm trees is going to be sufficient.

COUNCILMAN NOLEN: It won't be a dark area.

G. C. WALLACE: I don't know that that's sufficient with staff. We think that it provides enough illumination that people walking on the street, etc., there is illumination.

HAROLD FOSTER: And again, we already waived the sidewalks on all those streets except Lone Mountain and Ann Road and either the people will walk into the right-of-way again or on the south side, they'll walk in front of those residences. There's not a sidewalk there either. So we've waived, through the zoning action, already the sidewalks and now we're talking about reducing the lighting and staff really has a concern with that in terms of safety for the pedestrians as well as the motorist.

COUNCILMAN LURIE: And Planning Commission, what'd they --

HAROLD FOSTER: They required the lighting with this condition.

G. C. WALLACE: I have not visited this particular facility in Palm Springs. Another fellow from our office, Mike Redovich, has seen it. He's very impressed with the project and also, with regards to the interior sidewalks that I'm going to address next, he walked up and down that major street that goes through the project. There is no street lighting from the north to the south intersection.

MAYOR BRIARE: Unless there's anymore comment at the moment, can we go down then to 13b?

G. C. WALLACE: In 13b, your staff has recommended that our request for the elimination of sidewalk be approved, but subject that we provide a separate pedestrian walkway system. We do not want to do that. The condition which we want is stated as follows: SIDEWALKS WILL BE PROVIDED ON LONE MOUNTAIN ROAD AND ANN ROAD. These are the major section and quarter section line roads. SIDEWALKS WILL BE ELIMINATED ON ALL OTHER PUBLIC BOUNDARY STREETS AND ALL INTERIOR STREETS. I would like to note that when this matter was heard by this Council during the rezoning -- the reclassification of the property, condition 7 of that action the last sentence of that condition states, "THE INSTALLATION OF SIDEWALKS SHALL NOT BE REQUIRED ON THE BOUNDARY STREETS, EXCEPT ANN ROAD AND LONE MOUNTAIN ROAD. So I think that we have, by your prior action, have addressed sidewalks. The only thing is the sidewalks on the interior. It's stated these are private roads. The project -- the Mesquite Club project, Mr. Redovich

G. C. WALLACE: visted approximately one or two weeks ago. He visited it. He walked the streets in the night and the daytime. They're private. They maintain a 15 mile an hour speed limit. There are speed bumps, etc., signs to control it. Golf carts are on the street.

COUNCILMAN LURIE: But that's on the interior.

G. C. WALLACE: It's an interior.

COUNCILMAN LURIE: But what about the exterior on Tenaya and Washburn?

HAROLD FOSTER: Those sidewalks have already been waived through the zoning action.

COUNCILMAN LURIE: I understand that, but you're talking again -- you're getting back to the lighting, you're getting back to the other things. I don't see how you can relate to the two.

G. C. WALLACE: I'm sorry, I don't understand.

COUNCILMAN LURIE: Well, I don't know. You were talking about two different things.

G. C. WALLACE: In Exhibit "C" we have a paragraph 8 where we identify the location of the street. Paragraph 10 identifies street lighting and paragraph 13b addresses sideswalks. These are the issues that we have not agreed 100% with staff. Those are the only conditions that we differ on and we present these as our desire.

COUNCILMAN BUNKER: But the only item in question here is the internal walkways.

G. C. WALLACE: Yes.

COUNCILMAN BUNKER: Because we've agreed to external walkways.

G. C. WALLACE: Yes.

COUNCILMAN BUNKER: So then you're -- you're suggested paragraph here as it relates to Lone Mountain Road and Ann Road we've already agreed to that.

G. C. WALLACE: Fine, fine.

COUNCILMAN BUNKER: So the only important part of that is the interior streets.

G. C. WALLACE: Yes.

COUNCILMAN BUNKER: So now we're down to reading our 13b which says, sidewalks may be eliminated on one side of all interior streets. You want to eliminate them entirely?

G. C. WALLACE: Altogether.

COUNCILMAN LURIE: How are the other country clubs around -- I don't think Las Vegas Country Club -- they don't have sidewalks do they or Spanish Trails have sidewalks?

COUNCILMAN LEVY: No.

COUNCILMAN LURIE: They don't have sidewalks?

G. C. WALLACE: No Spanish Trail does have. I just drove it just last Friday.

COUNCILMAN LURIE: They don't have any sidwalks.

G. C. WALLACE: They do have sidewalks.

COUNCILMAN LURIE: Some in the --

G. C. WALLACE: On half side -- on half the streets.

COUNCILMAN LURIE: Well on the residential side.

G. C. WALLACE: In the residential area. Nobody's on them and we took exception when that was heard by the County Commission we took exception to that. Nobody was walking on them. Maybe there's --

COUNCILMAN LURIE: I don't have any problem with the interior. I have a problem just the exterior with the lighting. The interior I don't have any problem with. Why can't you put up some kind of decorative lighting besides just the lighting of the palm trees like they did up at the Lakes? They have some nice looking exterior lights that don't look like a standard street lights, but they put out illumination.

COUNCILMAN NOLEN: Money.

G. C. WALLACE: I think I heard Councilman Nolen address that it's --

COUNCILMAN LURIE: I know what he's saying, but --

G. C. WALLACE: A considerable amount of money --

COUNCILMAN LURIE: I've been in Palm Springs. I've seen those -- I've seen those lighted palm trees and lighted ups and downs, and they really don't put out a lot of light. That's dark out there. It's not like Palm Springs. It's dark. You're out in the desert and nothing else around it. It might work. I don't know.

MAYOR BRIARE: Mr. Wallace, you're -- you're a busy engineer and do a lot of this kind of work and you have your professional -- your professional engineer organizations and whatall, is this something that is good planning to not have these kind of lights up from a professional standpoint? Because you know what I'm thinking about? I have a feeling that maybe we're coming into a new phase of subdivisions or something. I think everybody -- I don't think you have any problem with this subdivision at all because it's a very beautiful subdivision. Are we wrong if we feel that there should be more lighting or are you right that there should not be as much lighting?

G. C. WALLACE: Mayor, honestly, I don't know whether -- who's right on it. I don't know whether there is or not. Why can you in one locale, in Palm Springs which is not much different than this location, why can they have major streets -- now we're not really asking for the waiver of street lights on major streets. We just want them on minor streets. How can they waive them and live with it and be happy and we have to have the lighting? You know, I don't know.

COUNCILMAN LURIE: But the problems that I see is that you're going to have to be put in sometime. Either you're going to have to pay your share when they're put in because they're going to have to go on the other side of the street otherwise you're going to have awful dark streets when the other side is developed. On Washburn and Tenaya, when that area is developed, you're going to have some problems because the other developer's going to say, well if you didn't have the other people put them in, why should I put them in? Then we're not going to have any lights.

G. C. WALLACE: You're assuming that lights have to go in and I submit to you the picture that -- the photograph there where there is not lighting on either side of the street of that major boulevard. There is not any lighting on that street. We're -- we will put the street lighting in on the major streets.

COUNCILMAN BUNKER: Do we know whether they like it that way in Palm Springs or not?

G. C. WALLACE: I do not know. That's a good question. That's a good question.

MAYOR BRIARE: Is this golf course all around there?

G. C. WALLACE: This is a very recent development.

MAYOR BRIARE: Is this golf course all the way around the perimeter, in Palm Springs?

G. C. WALLACE: It has a north/south street through it and a east/west street through it if you'll look on the street plan there.

MAYOR BRIARE: But I can't -- this looks like a golf course over here. This looks like golf course frontage.

G. C. WALLACE: Oh, that is golf course frontage and we have golf course frontage. This is golf course frontage, golf course frontage. That's what makes this development much different than Spanish Trail where it is all in one development. Golf course frontage -- all this is golf course frontage. I do not know whether Palm Springs likes it or not. The Mesquite Club there is a very recent development within the past five years.

DEPUTY CITY MGR. BOWMAN: Mayor, I wonder if I could add something here. You know, the County, as Mr. Wallace knows, went through a study of costs on housing here a couple of years ago. One of the items of great discussion was the street lights, whether to illuminate them or not to illuminate them. I might add that at one juncture the County had eliminated them, but Metro raised the issue as to safety lighting and then certain levels of desirable lighting within neighborhoods for crime prevention and for safety and as a result of their testimony and their expertise, the street lighting was put back into the County ordinances. Now one of the problems we have, I think, with this

DEPUTY CITY MGR. BOWMAN: particular system that Mr. Wallace has presented here is we don't have sufficient data, at least staff doesn't at this juncture, to make the determination as to what those lighting levels will be, from this up and down lighting that has been discussed. Staff has no experience with it and, at least at this juncture, there has been no information provided to us as to the level of illumination that would be provided on the freeway. So that's, I think, where staff is coming from. We have no knowledge as to what kind of illumination levels will be provided, that is in foot candles or lums or whatever on the surface of the street. So that's where staff has been concerned.

MAYOR BRIARE: You've got to know because you've got to bury -- you've got to bury all the street improvements and electrical and so forth and so on, don't you?

G. C. WALLACE: Well we'd be -- if it could be, we could certainly accept an arrangement -- a condition that we would, if we could attempt to design up and down streetscape lighting and submitit to either staff or an architectural supervision or we could come back to you where in that particular plan, we've actually identified specifically the location of all the fixtures. Where it would come back to you as an architectural supervision.

MAYOR BRIARE: That's with respect to paragraph 10.

G. C. WALLACE: With regards to paragraph 10, yes. And I assume that would certainly relate to just the other boundary streets, other than Lone Mountain and Ann that we're talking about. I would hope that there would be no requirement for the street lighting on the interior streets other than what we --

MAYOR BRIARE: Would the Council want to take action on paragraph 8 and paragraph 13b at this time? Is there anyone in the audience have any comments on this?

COUNCILMAN NOLEN: Basically we have an agreement on paragraph 8, don't we with regards to -- including the wording modify the condition to read locate centerline of excess to parcel 17 a minimum of 200 feet south of the centerline of Ann Road?

MAYOR BRIARE: Do you want to take that one, Councilman? Should we take that one --

COUNCILMAN NOLEN: I MOVE THAT WE WOULD INCLUDE THAT IN IT.

MAYOR BRIARE: This is on paragraph 8. Any comments? Cast your votes.

COUNCILMAN BUNKER: On 8?

MAYOR BRIARE: On 8. Post. The motion's APPROVED. (Motion carried with Levy abstaining.) Paragraph 13b?

COUNCILMAN NOLEN: PARAGRAPH 13, I WOULD -- SIDEWALKS BE PROVIDED ON LONE MOUNTAIN ROAD AND ANN ROAD. SIDEWALKS BE ELIMINATED ON ALL OTHER PUBLIC BOUNDARY STREETS AND ALL INTERIOR STREETS. SO I'D MOVE TO MODIFY 13b TO INCLUDE THAT LANGUAGE.

MAYOR BRIARE: Comments by the Council members? Cast your votes. Post. Motion's APPROVED. (Motion carried with Levy abstaining.) Okay, now paragraph 10.

COUNCILMAN BUNKER: Two out of three's pretty good, Scott.

MAYOR BRIARE: Why don't you --

COUNCILMAN NOLEN: I think, paragraph 10, I think the compromise that he just offered with regards to -- I think what we're looking at is some kind of a review. As you stated, you don't really know if it's adequate. I like what you've got here. I prefer this then to some sidewalk and a bunch of metal poles sticking up with lights on the top of them. I think that looks good. I would hope that the adequacy of the lighting would be sufficient to provide the proper security if that's a big concern. I think you've indicated some willingness to have some kind of a review process to determine the adequacy of it.

MAYOR BRIARE: Why don't you do a service to the community and try to come up with -- either abandon the idea -- and I don't want you to abandon the idea as far as -- I would like for us to take a real hard look at this type of a plan. Maybe, maybe this is what we should do in order to assure the aesthetics of the subdivision and the people when they move in or buy a lot or whatever, they can say to themselves, well we notice that the street lighting's not too good, so they don't buy, but I think that we've been

MAYOR BRIARE: ingrained, I have, for a long time that street lights have been proven to be an anti -- to be a crime deterrent and also for the protection of people, you know, that are out walking in the evening or whatever. It -- I think what we need, Mr. Wallace, if I can read my fellow members, which is not very easy to do, that we'd like to have you be a little more convincing. So in the meantime, what could we do? Could we hold item -- paragraph 10 in abeyance --

G. C. WALLACE: Certainly.

MAYOR BRIARE: And let it float in no man's land and you stick with --

COUNCILMAN BUNKER: I think he needs to come up -- like he said, with the landscape lighting plan so that we know it just doesn't end up with one light tied to a palm tree and it goes up. I think we need to know where the fixtures are going to be. How close together they're going to be and how much illumination they actually provide? I think this leaves it open that you could put a lamp on a palm tree every block and that would be what it says. I think we need your plan. I know that's not what you intend, but I think I would need your plan before I voted on it.

G. C. WALLACE: We would be more than happy to submit a plan to you through an architectural supervision application. To further address Councilman Bunker's suggestion about how does Palm Springs view this, we will communicate with them. We will get some information from them from standpoint of how they perceive it, of crime, etc. So we will get that information.

MAYOR BRIARE: You might include if you could, Mr. Wallace, some indication if you can as to who controls the property to the south and who controls the boundary property where if we were to be convinced by your arguments, are we going to find out whoever controls the property in the vicinity, might say, hey, this is great and we don't mind at all. I don't know. I don't how --

G. C. WALLACE: We would be very glad to take this matter of what our proposal is for this landscaping and the lighting to the residents. They have two associations up there. One is a County Town Board, I believe, and I think it's what do they call it, Lone Mountain Homeowners Association or something?

COUNCILMAN BUNKER: Sheepmountain.

G. C. WALLACE: Okay.

COUNCILMAN BUNKER: Homeowners Association.

G. C. WALLACE: We would certainly be willing to take it to get their input. I would like --

MAYOR BRIARE: Well since we've --

G. C. WALLACE: Excuse me.

MAYOR BRIARE: Go ahead. Go ahead.

G. C. WALLACE: We -- I have not seen it, but people in our office have, have been very impressed with this type of development in the Palm Springs area. I don't know whether any of you gentlemen have had a chance to visit those facilities, but if there's any possible way that you could to see what we want to do, we would consider it to be helpful to us.

MAYOR BRIARE: Palm Springs planning generally as I recall from years back, maybe it's changed, has not been very progressive and so it might be that those situations have changed. Are there any other examples other than Palm Springs, maybe Scottsdale or --

G. C. WALLACE: Well the whole area -- Palm Springs, Palm Desert, that whole string of Thousand Oaks whatever -- along the mountains there, there are new developments like this. I don't know how many. Many, many.

MAYOR BRIARE: Mechanically, how should this be handled? We've already approved proposal 8 and proposal 13 b. If we were just to hold this paragraph 10 in abeyance then you'd be subject, as far as the record's concerned, you'd be subject to whatever the terms are in the earlier part of the conditions.

DEPUTY CITY MGR. BOWMAN: Mayor, may I make a suggestion that maybe one thing that could be done. It does say or equivalent type and perhaps -- I just throw this out -- that perhaps again staff does not have information as to what kind of illumination would result from this kind of system and perhaps staff -- if you left it like this -- I'm just suggesting -- staff could make the determination from the information submitted from the --

MAYOR BRIARE: As to what's equivalent.

DEPUTY CITY MGR. BOWMAN: What's equivalent and if we have a disagreement with the developer and his engineer over that, then that automatically would be an appeal back to you to as to -- and you would then have an opportunity to review the proposal at that juncture. However, we -- staff can make the determination that they have come up to the equivalent illumination levels, then it would be on its way and that might be the most expeditious way of handling it then leaving it just as it's written.

COUNCILMAN BUNKER: I think the way that it's written though, Mr. Bowman, is that the equivalent type refers only to Lone Mountain and to Ann Road and I think down below we would have to clarify that it relates also to the landscape-type lighting. Maybe I'm reading it wrong, but I --

MAYOR BRIARE: Councilman Nolen.

COUNCILMAN NOLEN: After discussing with our learned legal advisor, he suggests a motion to approve this Exhibit "C" paragraph 10 language, subject to review and approval by staff as far as the adequacy of lighting is concerned.

MAYOR BRIARE: Well, that would be alright by me, but I want to know about this. Really for future -- for future use. I trust staff and I would trust you're going to do something --

COUNCILMAN NOLEN: Let me do something -- bring it back before the Council for final approval, how's that?

MAYOR BRIARE: Well, the reason I say that, Bob, because I think --

COUNCILMAN NOLEN: Sure I understand.

MAYOR BRIARE: Well I really like this idea, but I don't want my conscience to be bothering me with respect to the safety of people and anything that would be caused -- that could be caused by lack of standard lighting. Hey, listen maybe this might end up being better than standard lighting and still accomplish the aesthetics that your clients want to accomplish. I'm not looking for more work.

COUNCILMAN NOLEN: No, I think you're right. I like it and I would --

COUNCILMAN LURIE: Well you have to figure on what's going to go on the other side. What's going to go on the south side of Washburn?

HAROLD FOSTER: This is all developed right now with -- on an R-E basis. They front on Tenaya and they front on Washburn for the most part.

COUNCILMAN LURIE: But how about if someone comes in and wants it zoned R-1?

G. C. WALLACE: You know, it's almost all R-E. I would perceive that it would stay that way.

COUNCILMAN LURIE: So there's no lights there now anyway?

COUNCILMAN LEVY: No.

G. C. WALLACE: They want their rural community.

COUNCILMAN LURIE: Well then you're not going to put lights there anyway then if it's all R-E, all developed on that side of the street, then this is the way we should go then. We shouldn't have lights. There's not going to be that much traffic on Washburn or Tenaya anyway.

COUNCILMAN BUNKER: I'd still like to look at it.

MAYOR BRIARE: So actually the reverse is happening. That's already developed and you know there's not going to be lights.

COUNCILMAN LURIE: That's right.

MAYOR BRIARE: So obviously, if they wanted lights, they would have to depend on this development to give them the lighting.

COUNCILMAN LURIE: They'll probably complain because you've got too much lighting.

MAYOR BRIARE: Okay, so what's before us.

COUNCILMAN NOLEN: I HAVE A MOTION THAT WE APPROVE THE LANGUAGE IN EXHIBIT "C", PARAGRAPH 10, SUBJECT TO STAFF AND THE DEVELOPER WORKING IT OUT AND BRINGING IT BACK BEFORE US FOR FINAL.

HAROLD FOSTER: Okay, Councilman, what we have to do also is include in the motion THE MODIFICATIONS THAT ARE LAID OUT IN EXHIBIT "B" because those are the deviations that -- from the public streets and then I think those ones that you've acted upon or added or modify those in "B".

COUNCILMAN NOLEN: Staff's asking for the language in Exhibit "B" I think what I'm talking about is the language in Exhibit "C", paragraph 10.

CITY ATTY. OGILVIE: Or do you mean --

COUNCILMAN LEVY: No, he means the other item.

CITY ATTY. OGILVIE: The conditions have to be --

COUNCILMAN NOLEN: ALL THE OTHER CONDITIONS.

HAROLD FOSTER: Right, all the other conditions in "B". I didn't include 8, but that's the one that went from 300 to 200. I don't have any problem with that. Item 10 is the street lighting, you've addressed that. Eleven just needs to be eliminated. 13a, that doesn't need to be included. I think the rest of them just need to be included in your motion.

COUNCILMAN NOLEN: I'll include all that in the motion.

HAROLD FOSTER: Okay and that's what we worked out with the developer.

MAYOR BRIARE: Do you understand, Mr. Foster, what we have?

COUNCILMAN BUNKER: It seems like it would be clearer if we -- if the motion read, WE WERE APPROVING THE CONDITIONS IN EXHIBIT "A" AND EXHIBIT "B" EXCEPT AS SHOWN IN EXHIBIT "C" AND THEN ON PARAGRAPH 10, EXHIBIT "C" THAT --

COUNCILMAN NOLEN: Subject to --

COUNCILMAN BUNKER: SUBJECT TO READ --

COUNCILMAN NOLEN: That'll be the motion.

G. C. WALLACE: That's a perfect motion. It's most agreeable

MAYOR BRIARE: Okay. Is there any question by anyone? If Mrs. Hawley needs a little help on how to put this down, Mr. Foster, you be sure or Mr. Bowman, whoever, be sure and give her the help she needs. Further comments?

G. C. WALLACE: I'll help.

MAYOR BRIARE: I'll bet you will, Mr. Wallace. (laughter) In fact, you'd rather do it all by yourself.

G. C. WALLACE: No, not at all, no, no.

MAYOR BRIARE: I think you've done pretty good today.

G. C. WALLACE: Thank you.

MAYOR BRIARE: Further comment? Cast your vote. Post. Motion's APPROVED. (Motion carried with Levy abstaining.)

G. C. WALLACE: Thank you very much.

END OF DISCUSSION

/sl

AGENDA

City of Las Vegas

November 6, 1985

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

	ITEM	Council Action	Department Action
	X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
[illegible]02	E. REQUEST FOR SEWER CONNECTION 1. Econo Lube N' Tune - Glen Avenue at Fremont Street (Boulder Highway) Request for connection to City sewer outside City limits at the northwest corner of Glen Avenue and E. Fremont Street (Boulder Highway) Staff Recommendation: APPROVAL	Lurie - APPROVED as recommended, Unanimous	Staff to proceed

Ann Lawrence

X.

To: The City Council
Re: Community Planning and Development Agenda Item
November 6, 1985 City Council Agenda

E. REQUEST FOR SEWER CONNECTION

1. Econo Lube 'N Tune

The request is to connect City sewer for land located outside the City limits at the northwest corner of Glen Avenue and East Fremont Street (Boulder Highway). Formerly, there was a Shell service station on the site which has been removed and a lube and tune-up facility is being proposed on the site. There is an existing City sewer line on Glen Avenue. The property owner will be required to sign an annexation petition, however, the land cannot be annexed, by State statute, because the land is located in an unincorporated town. The applicant has signed the sewer connection agreement.

Staff Recommendation: APPROVAL

00244

AGENDA

City of Las Vegas

November 6, 1985

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

	ITEM	Council Action	Department Action
	X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
1503	F. EXTENSION OF TIME 1. Z-49-78 - RICHARD ZEITER Request for an Extension of Time on property generally located on the southwest corner of Desert Lane and Kenyon Place, R-2 Zone (under Resolution of Intent to R-3). Planning Commission unanimously voted to recommend APPROVAL, subject to: 1. This Extension of Time will expire on October 6, 1986. 2. Conformance to all ordinance amendments enacted subsequent to the original approval. Staff Recommendation: APPROVAL - subject to a one year extension	ABEYANCE NOTE: A verbatim transcript made part of Final Minutes.	11/20/85 Agenda Clerk to notify Applicant was not present.

X.

To: The City Council
Re: Community Planning and Development Agenda Item
November 6, 1985 City Council Agenda

F. EXTENSION OF TIME

1. Z-49-78 - RICHARD ZEITER

This is the seventh request for an Extension of Time on the approved R-3 zoning. The applicant indicates financial and economic reasons for not starting this apartment development. The approved R-3 zoning is still compatible and is in accordance with the adopted Land Use Plan for this area.

Planning Commission Recommendation: APPROVAL, subject to a one year extension

Staff Recommendation: APPROVAL, subject to a one year extension

MAYOR BRIARE: On Page 51, the request for an extension of time for Richard Zeiter. Planning Commission's recommendation was for APPROVAL. Staff's recommendation was for APPROVAL.

COUNCILMAN LEVY: I have a brief question. Is he here?

MAYOR BRIARE: Is the applicant present, Mr. Zieter or a representative? Is there any problem with giving him an extension?

COUNCILMAN LURIE: This is the seventh one.

COUNCILMAN BUNKER: I have three --

MAYOR BRIARE: Oh, this is the seventh one?

COUNCILMAN LEVY: Yes.

COUNCILMAN BUNKER: I have three routine questions. Number one, what was the original vote by BZA? What was staff's original recommendation and what was the protest factor?

COUNCILMAN LEVY: Seven years ago?

COUNCILMAN BUNKER: Seven years ago?

COUNCILMAN LURIE: I'LL MOVE THAT THIS ITEM BE HELD FOR THE NEXT MEETING.

COUNCILMAN BUNKER: That helps.

MAYOR BRIARE: If there's no objections, we'll hold it until next meeting?

END OF DISCUSSION

/sl

AGENDA

City of Las Vegas

November 6, 1985

CITY COUNCIL

COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM	Council Action	Department Action
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
F. EXTENSION OF TIME		
604 2. Z-24-83 - COUNTY OF CLARK Request for an Extension of Time on property generally located on the north side of Stewart Avenue, between Rue Thirteen North and 14th Street, R-2 Zone (under Resolution of Intent to C-1). Planning Commission unanimously voted to recommend APPROVAL, subject to: 1. This Extension of Time will expire on November 10, 1986. 2. Conformance to all ordinance amendments enacted subsequent to the original approval. Staff Recommendation: APPROVAL - subject to a one year extension	Lurie - APPROVED Unanimous	Clerk to notify & Planning to proceed

[signature]

To: The City Council X.
Re: Community Planning and Development Agenda Item
November 6, 1985 City Council Agenda

F. EXTENSION OF TIME

2. Z-24-83 - COUNTY OF CLARK

This is the second request for an Extension Time on the approved C-1 on this property. The County is involved in this request in connection with the proposed construction of a senior center on this site for League of United Latin American Citizens. The hiring of an architect is in the process and continuous progress is expected on this project until its completion.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

ITEM	Council Action	Department Action
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
G. PLOT PLAN REVIEW		
504 1. Z-38-78 - RICKY HILDRETH & STEPHEN HUFFMAN Request for a Plot Plan Review of property located at 2013 Cameron Street, R-PD6 Zone. Planning Commission unanimously voted to recommend APPROVAL, subject to: 1. Conformance to the plot plan. 2. A letter be obtained from the property owner to the south indicating approval of the addition. 3. Satisfaction of City Code requirements and design standards of all City departments. Staff Recommendation: APPROVAL- a five foot side setback should be provided for the canopy	Levy - APPROVED Motion carried with Nolen voting "no." (Applicant to take out a Building Permit.)	Clerk to notify & Planning to proceed Betty Cohen, represented Stephen Huffman. She presented 2 letters in favor from neighbors.

[signature]

To: The City Council X.
Re: Community Planning and Development Agenda Item
November 6, 1985 City Council Agenda

G. PLOT PLAN REVIEW

1. Z-38-78 - RICKY HILDRETH AND STEPHEN HUFFMAN

The plot plan review involves permission to retain a canopy that was constructed between the home and the side property line which covers a jacuzzi and a portion of the patio area. The homes are constructed on an R-CL basis and this lot is 51 feet wide. The applicant indicated the homes on the north portion of this subdivision were constructed on a zero lot line basis and this was in keeping with the setbacks in this development.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL, with a five foot side setback provided on the canopy

AGENDA

City of Las Vegas

November 6, 1985

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM		Council Action	Department Action
	X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
	G. PLOT PLAN REVIEW		
608	2. Z-57-78 - BILL RICHARDSON Request for a Plot Plan Review of property located at 2312 Rancho Bel Air Drive, R-PD4 Zone. Planning Commission unanimously voted to recommend APPROVAL, subject to: 1. Conformance to the plot plan and elevations. Staff Recommendation: APPROVAL	Lurie - APPROVED Unanimous	Clerk to notify & staff to proceed

Cunsuman

To: The City Council
Re: Community Planning and Development Agenda Item
November 6, 1985 City Council Agenda

G. PLOT PLAN REVIEW

2. Z-57-78 - BILL RICHARDSON

The plot plan review request is for construction of a residence with front setbacks less than those approved for the remainder of the subdivision. There is justification because the front property line is curved due to a knuckle on the street. The house would have to be setback substantially to provide the 20 foot setback across the front of the lot. The applicant is requesting permission to have a corner of the home 13 feet from the front property line and a corner of the carport 4 feet from the front property line. The Architectural Control Committee of the Rancho Bel Air subdivision recommended approval and the Homeowners Association approved it contingent upon the abutting property owner to the north concurring on this matter. The property owner was opposed to this setback and, consequently, the Homeowners Association is not in favor of this proposal.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

AGENDA

City of Las Vegas

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM	Council Action	Department Action
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
G. PLOT PLAN REVIEW		
1509 3. Z-8-85 - JAMES D. PETERSEN Request for a Plot Plan Review of property generally located on the north side of Westcliff between Tenaya Way and Buffalo Drive, N-U Zone (under Resolution of Intent to R-2). Planning Commission unanimously voted to recommend APPROVAL, subject to: 1. Relocate the complex to incorporate the north 85 feet of the property and provide a minimum 145 foot building setback from the south property line. 2. The installation of off-site improvements may be phased. The adjoining portions of Westcliff Drive, the unnamed proposed street on the north side of the property and Luna Way shall only be required to be installed with Phase I. 3. Conformance to the original conditions of Z-8-85. Staff Recommendation: APPROVAL, with a 145 foot setback from Westcliff and a 125 foot setback from Luna	Lurie - APPROVED with 180 ft. setback from Westcliff and 125 ft. setback from Luna, subject to all other conditions and condition NO.1 amended accordingly. Motion carried with Lurie voting "no." Previous Motions: Motion by Levy to approve minimum setback of 180 ft. as previously approved on Westcliff and 80 ft. setback on Luna, subject to conditions FAILED with Nolen, Lurie & Briare voting "no." Motion by Lurie to follow recommendations of staff, subject to conditions was amended by Bunker. Amendment by Bunker to amend to 180 ft. setback on Westcliff carried with Lurie voting "no."	Clerk to notify & Planning to proceed Raymond Casey appeared

NOTE: A verbatim transcript made a part of the final minutes.

Ann Bonner

X.

To: The City Council
Re: Community Planning and Development Agenda Item
November 6, 1985 City Council Agenda

G. PLOT PLAN REVIEW

3. Z-8-85 - JAMES D. PETERSEN

The plot plan review is for a revised development plan for a proposed three story elderly housing facility on the north side of Westcliff between Tenaya Way and Buffalo Drive in an R-2 zone. At the time the zoning was approved, this facility was proposed to have 200 units with substantial setbacks from Westcliff on the south and Luna Drive to the east. The approved setbacks are 180 feet from Westcliff and 150 feet from Luna. The applicant now proposes to reduce the development to 150 units and place the three story structure 60 feet from Westcliff and 80 feet from Luna. At the time the zoning was approved, several residents on the south side of Westcliff were concerned about a loss of privacy due to the three story structure and it was indicated that due to the substantial setback, this would not be a problem. The Planning Commission felt the greater setback should be retained on Westcliff and reduced the setback from 180 feet to 145 and reduced the setback to Luna from 150 feet to 80 feet. Staff felt recommended a 145 foot setback from Westcliff and 125 foot setback from Luna. The 145 foot setback from Westcliff will require the applicant to incorporate the 85 foot strip of land along the north side of the property into this first phase of development and construct the half-street improvements on the street to the north. The applicant requested he be required to only develop the streets adjacent to this first phase of construction and the Planning Commission and staff were in agreement. There is additional land to the west for future expansion of this project.

Planning Commission Recommendation: APPROVAL, with a 145 foot building setback from Westcliff and an 80 foot setback from Luna

Staff Recommendation: APPROVAL, with a 145 foot setback from Westcliff and a 125 foot setback from Luna

MAYOR BRIARE: On Page 55 is a Plot Plan Review, Z-8-85 for James Petersen. This is property located on the north side of Westcliff between Tenaya Way and Buffalo, and the Planning Commission's recommendation was for approval subject to conditions. The staff's recommendation was for approval, with 145 foot setback from Westcliff and 125 foot setback from Luna. Where I guess 85 and 145 is being talked about. The matter before the Council is whose recommendation do we accept. Which one would you like to --

RAYMOND CASEY: I didn't know there was two on the table here.

COUNCILMAN LURIE: Well, the Planning Commission made one and staff made one.

RAYMOND CASEY: We've agreed to the 85 foot front on -- setback off the property -- the property line to the east and I would request that the 145 be amended to 143 feet.

MAYOR BRIARE: Well, let me find out something too. Mr. Foster, when the staff recommendation was presented at the hearing, at that time, was it recommended that it be 145 and 125, or did that recommendation come after the Planning Commission said 85 and 145?

HAROLD FOSTER: No. It was presented with 145 from Westcliff and 125 from Luna.

MAYOR BRIARE: Yes. You wouldn't throw in a recommendation after it had already been acted upon would you?

HAROLD FOSTER: No.

MAYOR BRIARE: So your original recommendation was as we have it here, but the Planning Commission saw fit to reduce it to 85 by 145.

COUNCILMAN LURIE: How come you're reducing the number of units?

RAYMOND CASEY: Number of units? The owner requested that.

COUNCILMAN LURIE: So over 200 to 150?

RAYMOND CASEY: No, the actual -- the original concept presented to you at the zone change was 160 units actually.

COUNCILMAN BUNKER: Same property size? You're not changing the property? The property size is the same?

RAYMOND CASEY: No. The reason --

COUNCILMAN BUNKER: I have -- I'd like to say that I have a difficulty going beyond what staff recommends here because here's a situation

COUNCILMAN BUNKER: that we had a sizable protest when this was agreed upon at 180 feet from Westcliff and 150 feet from Luna, and now to go from 180 to 145 and now you want the 150 down to 80 --

COUNCILMAN LEVY: Luna's no problem.

COUNCILMAN BUNKER: Well, that's correct. It's not as bad. There's nothing on the other side.

COUNCILMAN LEVY: It's not really a street.

COUNCILMAN BUNKER: But --

HAROLD FOSTER: It's going to be R-CL. It's already approved.

COUNCILMAN LEVY: I know, but it's --

HAROLD FOSTER: With homes backing up.

COUNCILMAN LEVY: I'm not worried about that. The only thing that I would be is Westcliff because that's where the existing residents are protesting from.

COUNCILMAN BUNKER: And we're keeping a three story unit and we're moving it closer to Westcliff when that's what the protest factor was, and I question the motives here that this a way to get around the protest factor is to come back in on a plot plan review and try to get it changed.

RAYMOND CASEY: I never did state my name. I'm Raymond Casey representing the owner, 2770 South Maryland Parkway. The original building that was presented to you at the zone change, which I was not involved with, was a footprint of an existing facility in Florida to scale. When we designed a facility for the owner, the unit sizes and amenity areas of the building grew, so the building is still centered on the property, but the edges of the building have gotten bigger. Okay, that's why. We did not move the facility any closer to Westcliff. The facility in Florida -- the requirements in Florida for these kind of group care facilities are different than the ones in the State of Nevada, so the unit sizes had to grow. If you look at the footprint sizes on the original drawing versus the footprint sizes here, and we have shifted it from this drawing. We have brought it back to the center line of the property and the southern edge of the building is now at 143 feet from the property line. It is not the current drawing.

HAROLD FOSTER: They are different scales.

RAYMOND CASEY: No, they aren't.

HAROLD FOSTER: Aren't they?

RAYMOND CASEY: No. They are the same scale. One inch equals 40 feet.

COUNCILMAN BUNKER: Is this a proposed -- another proposed building here on the left corner?

COUNCILMAN LEVY: That has never been approved.

RAYMOND CASEY: That was the approved zoning drawing.

HAROLD FOSTER: This is shown in 80. (tape unclear)

RAYMOND CASEY: Right. That was our original request to move it because --

HAROLD FOSTER: It would be up to about right here with 143 feet or 145.

COUNCILMAN LEVY: What's north of that?

HAROLD FOSTER: It's approved at R-PD20.

COUNCILMAN LEVY: No, no, I don't mean that. Why can't he use that area?

HAROLD FOSTER: That's what's going to be necessary if he provides the 145 or 80. He's going to have to move the whole project and include this 85 foot strip up here.

COUNCILMAN LEVY: If you moved -- used everything to the north of your property, what kind of distance would you have on the south side?

RAYMOND CASEY: They have requested 145. We did move it to center it. They did request to move the building to the center line as their original intent. Because the building grew in design/development --

COUNCILMAN LEVY: That's it there -- over there?

RAYMOND CASEY: That's the original -- that's the original footprint.

COUNCILMAN LEVY: Okay, that's the original footprint. Now, what does it say now?

RAYMOND CASEY: This was our request at the Planning Commission meeting. We have now agreed that we would center it to the property line and absorb the 85 feet plus or minus. Well, it turned out to be 83 feet, and that's why --

COUNCILMAN LEVY: Because I agree with Mr. Bunker -- Councilman Bunker -- in one regard as to the people who protested south of Westcliff. It should be what we all agree to -- a minimum. I am not concerned about Luna or north.

COUNCILMAN LURIE: Well, what are you going to put in there in that 85 foot strip of land?

COUNCILMAN LEVY: Grass.

RAYMOND CASEY: Just the parking on that facility.

COUNCILMAN LEVY: Parking and fill it with grass.

COUNCILMAN LURIE: Well, then you can just move it over and satisfy all those protestors like we originally planned. That first footprint, I mean I can remember approving that and also looking at a lot of the outside amenities and the landscaping that went along with that plan.

RAYMOND CASEY: Well, again, I must appeal that that footprint is not going to meet the requirements of the State. The only thing we've done is make the building to the requirements of the State.

COUNCILMAN NOLEN: Move it north.

COUNCILMAN LEVY: Move it north.

RAYMOND CASEY: Well, then, you would create a hardship to the owner because then you would force the parking -- we put the parking -- well, we try to keep the parking away from the people. We're creating a 145 foot greenbelt.

COUNCILMAN LEVY: Sir, if you would flipflop that picture right there in that yellow one --

RAYMOND CASEY: Right.

COUNCILMAN LEVY: -- and put your parking on the south, you would not create any more problem than you have right in the map -- picture.

RAYMOND CASEY: We put the parking -- okay, our intent was to put the parking to the north so we provide -- there would be no parking -- there's no parking and no access to the site where the owners are where they had a protest.

COUNCILMAN NOLEN: Well, if you'll look -- excuse me. Look at the plan that we originally had brought before us. Now, isn't that -- doesn't that gray area represent parking on the south side by Westcliff?

RAYMOND CASEY: Right.

COUNCILMAN NOLEN: Okay, and that's basically what we approved, considering the protest factor. Now, you've taken all of that and

COUNCILMAN NOLEN: put it up north.

RAYMOND CASEY: Well, that parking doesn't represent the required parking. That was just a guess on the -- the drawing was done by us.

COUNCILMAN LEVY: Well, you've got excess land there, sir.

RAYMOND CASEY: I understand that. I understand that, but the reason that -- if we put the parking to the south, we will have to bring our service to the south. We've got the service coming from the north now away from the people. We're going to have to cut curb cuts onto Westcliff and bring all the traffic off of Westcliff for the service and things like that.

COUNCILMAN LEVY: You've got Luna.

RAYMOND CASEY: Well, the Luna is front door. I don't want to bring the owner to bring his service into the front door.

COUNCILMAN LURIE: Well, how were they going to do it under the plan that we approved?

RAYMOND CASEY: We have to improve the street to the north. I don't think there's any attempt by the owners to supercede the intent of that drawing.

COUNCILMAN LEVY: Well --

RAYMOND CASEY: It's just the facility -- the facility there was presented by a landscape --

COUNCILMAN LEVY: And you're not showing us what you want to do today either, are you? You don't have a picture up there on that wall --

RAYMOND CASEY: If we submit -- if we want to make it conditional on your approval when we submit the working drawings, which would be the normal process.

COUNCILMAN LEVY: No, sir. The normal process is to bring in what you want.

RAYMOND CASEY: No, no. This is a plot plan review I'm trying to do before we submit to the Building Department.

COUNCILMAN NOLEN: No, what you're trying to do is change what we originally approved when we heard all the protestants, and that's the bottom line. The people out there that live south of that saw what was there, we approved that. Now, it's being changed in the meantime, and my feeling is, don't change it unless you have another public hearing and bring the people back in and let them take a look at what you want to do. I'm not alleging that there's any intent to circumvent anything. I think perhaps what you're saying is right --

RAYMOND CASEY: I have no problem with that.

COUNCILMAN NOLEN: they looked at it; they saw this is not what we have to do, we have to do this, but it's not fair to the people. That's the problem that I have with it.

MAYOR BRIARE: Is there anyone here to comment on this?

COUNCILMAN LEVY: No, because it's been approved.

MAYOR BRIARE: I understand.

COUNCILMAN NOLEN: Basically, I think we ought to hold this and make the proper notification to people who live in the area and bring it back.

COUNCILMAN LEVY: Or have a minimum of 180 from Westcliff.

COUNCILMAN NOLEN: Either way, it makes no difference to me. If there is any desire to change it, a desire on the part of the developer, I think that we have an obligation to the citizens that live south of there to give them the opportunity to come in and see it. Luna and what happens to the north, it's undeveloped at this time. Anybody that buys there, knows that's already there. So I don't have a concern there. But we have a commitment to the people south of there that that's what was approved, and I think we have an obligation to them if we're going to change it, to have them given the opportunity to come before us and voice any opposition, and they may like your plan better. I don't know.

RAYMOND CASEY: Fine. I have no problems with that, if that's what your concern is.

MAYOR BRIARE: Of course, if we were to -- you're not proposing a public hearing on this thing again, are you, because if we're going to have a public hearing, I'd rather have the whole matter before us again at a public hearing, because I don't think it's right to have a public hearing and especially if some folks leave the meeting feeling badly and then to come back and make a change that's already been discussed here a little earlier, but rather than have a whole new public hearing, I'd rather leave things as they were at the time we had the public hearing, unless we would look upon the staff's recommendation as a reasonable change that is not going to change things.

COUNCILMAN LEVY: Mr. Mayor?

MAYOR BRIARE: Councilman Levy.

COUNCILMAN LEVY: I'd just like to make a MOTION THAT THERE BE A MINIMUM OF 180 FEET, AS WE APPROVED THE LAST TIME, SET BACK ON WESTCLIFF AND I'll GIVE THEM AN 80 FOOT SETBACK ON LUNA. That's not my problem. The Westcliff is my problem to the

COUNCILMAN LEVY: thing, and if you can't live with that, I'm sorry, sir.

RAYMOND CASEY: Well, you're pushing the -- the building is going to be pushed so close to the north --

COUNCILMAN LEVY: That's right.

MAYOR BRIARE: Wait a minute. Just a minute. Did you make a motion?

COUNCILMAN LEVY: Yes, sir.

MAYOR BRIARE: Then we're not debating the subject any further as far as the applicant is concerned. If there's any debating to go on after a motion is made, it will be right here. Are there comments by the Council members?

CITY CLERK HAWLEY: Subject to --

COUNCILMAN LEVY: Of course. Subject to all the other conditions.

MAYOR BRIARE: What is the -- do we have no comment from the -- I'm in a position right now where I'm going to vote against it, because if we don't follow staff's recommendation, then I think we should leave it exactly the way it was when it came out of the Planning Commission.

COUNCILMAN LEVY: Well, that's -- that's what I'm saying, 180 feet, Mayor.

MAYOR BRIARE: Yes.

COUNCILMAN LEVY: The south line from Westcliff to the project.

MAYOR BRIARE: Yes.

COUNCILMAN LURIE: The only thing you're changing is Luna.

MAYOR BRIARE: You're going 125 --

COUNCILMAN LEVY: Luna is not developed. It really didn't matter that much in my mind. We are not changing anything for the neighbors because Luna, there's nothing to the east, see. There will be, but I think that when they come in, they'll see this project being constructed, then it's a different story. I don't really have a problem with Luna, but I really have a problem with the -- the existing people who live on the south side of Westcliff.

MAYOR BRIARE: Any further comments?

COUNCILMAN NOLEN: I really have no problem with staff's recommendation on that. I don't think it's that big of thing that we're talking, what 35 feet.

COUNCILMAN LEVY: Well --

MAYOR BRIARE: Councilman Levy, just give us the numbers once again that are in your motion.

COUNCILMAN LEVY: MY MOTION SAID 180 FEET. IT'S WHAT WE HAVE THE APPROVAL -- 180 FEET SETBACK ON WESTCLIFF AND I SAID 80 FEET ON LUNA. That didn't bother me too much.

MAYOR BRIARE: And then, including the other conditions?

COUNCILMAN LEVY: OF COURSE, ALL THE OTHER CONDITIONS.

MAYOR BRIARE: Any comments by any Council member? Cast your votes.

COUNCILMAN LURIE: I'm voting against the motion.

MAYOR BRIARE: Post. THE MOTION FAILS. (Nolen, Lurie and Briare voted "No.")

COUNCILMAN LURIE: Mayor, I'D LIKE TO MAKE ANOTHER MOTION THAT WE FOLLOW ALL THE STAFF'S RECOMMENDATIONS, SUBJECT TO ALL OTHER CONDITIONS.

MAYOR BRIARE: Comments on this motion?

COUNCILMAN BUNKER: That's contrary to the commitment that we made to the citizens that were here to protest. They agreed to 180 feet and I'm going to vote against the motion unless it's 180 on Westcliff for the very reason that Mr. Nolen spoke eloquently about just a few minutes ago. It's contrary to what we agreed to when they were here.

MAYOR BRIARE: I'm trying to think of what -- oh, the motion was then 145 foot setback on Westcliff and 125 foot setback on Luna.

COUNCILMAN LEVY: Yes.

CITY CLERK HAWLEY: Yes.

MAYOR BRIARE: That was the motion.

COUNCILMAN LEVY: (Answers question posed by the applicant's representative.) The staff's recommendation, sir.

RAYMOND CASEY: I know --

MAYOR BRIARE: Just a minute. Just a minute, sir. This is not for you to debate. Now, the hearing's closed. You may be seated if you wish.

RAYMOND CASEY: Okay.

(Note: A conversation amongst the Council transpires that is not picked up on the tape.)

MAYOR BRIARE: Well, this is getting too complicated.

COUNCILMAN BUNKER: Well, we have a motion. He either has to withdraw it or we --

MAYOR BRIARE: No, he doesn't. You can amend it by saying instead of 145 it's 180. Let's find out how many people want 180. Do you follow what I'm saying, Wayne?

COUNCILMAN BUNKER: Yes. Well, wait a minute. What are we --

MAYOR BRIARE: HE'S MOVING TO AMEND YOUR MOTION TO 180 BY 125.

COUNCILMAN LEVY: That's what I tried and you voted "no."

(Conversation again transpires amongst the Council that does not pick up on tape recorder.)

MAYOR BRIARE: Well, then don't say it's the same thing, Levy. I'm running this meeting. I know what I'm saying.

COUNCILMAN NOLEN: What was the original commitment? One hundred eighty by 125 was the original, right?

COUNCILMAN LURIE: What is the amendment to my motion?

COUNCILMAN LEVY: We didn't make one.

COUNCILMAN BUNKER: YES, I WOULD MOVE TO AMEND THE 145 TO 180.

MAYOR BRIARE: Alright, that's the only thing we're voting on.

COUNCILMAN LURIE: Just a minute now.

COUNCILMAN BUNKER: NO, AND 125 -- THE ORIGINAL AGREEMENT. Well, the original was 180 from Westcliff and 150 from Luna, is that not correct? I WOULD AMEND THE MOTION THAT IT BE 180 FROM WESTCLIFF AND 125 FROM LUNA.

MAYOR BRIARE: Okay, but the only part we need though is 180, because Councilman Lurie's motion was 125. All we're arguing about right now is 180 as opposed to 145, right, Councilman Bunker?

COUNCILMAN BUNKER: Well, I suppose.

MAYOR BRIARE: Just so long as we're all voting on the same thing.

COUNCILMAN LURIE: 180 and 125.

MAYOR BRIARE: This is on the amendment. Cast your vote. Post. The motion's approved. (Lurie voted "no.") The MOTION'S APPROVED, SO COUNCILMAN LURIE'S MOTION IS TO FOLLOW THE RECOMMENDATION OF STAFF BUT AT 180 AND 125. Any comments or questions on that?

COUNCILMAN LEVY: That was on the amendment. We've got to vote on the motion.

MAYOR BRIARE: That's what we're doing. We're voting on the motion.

COUNCILMAN BUNKER: What are we doing now?

COUNCILMAN LEVY: What's the conditions?

MAYOR BRIARE: Cast your votes.

COUNCILMAN BUNKER: Please restate the motion.

MAYOR BRIARE: THE MOTION NOW, HAVING BEEN AMENDED -- THE AMENDED MOTION IS 180 FOOT SETBACK FROM WESTCLIFF AND 125 FOOT SETBACK FROM LUNA.

HAROLD FOSTER: That Condition No. 1 has to be amended accordingly then from this motion or action.

MAYOR BRIARE: Do you follow, Wayne?

COUNCILMAN BUNKER: Yes.

MAYOR BRIARE: Okay. Any questions or comments? Cast your votes. Post. THE MOTION'S APPROVED. (Luried voted "No.") Now, Mr. Foster, explain to the representative here of the owner of what it is that he has to live with.

(END OF DISCUSSION ON THIS ITEM.)

AGENDA

City of Las Vegas

November 6, 1985

CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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	ITEM	Council Action	Department Action
	X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
27	G. PLOT PLAN REVIEW 4. Z-43-85 - DAVID L. HARRIS, ARCHITECT Request for a Plot Plan Review of property generally located on the north side of Bonanza Road between Lillian and Marion Road, R-3 Zone (under Resolution of Intent to C-1). Planning Commission unanimously voted to recommend APPROVAL, subject to: 1. Conformance to the plot plan amended to eliminate the landscaping area on the east boundary of the property. 2. A common vehicular access easement to be provided on the east/west driveway in the front parking area. 3. Conformance to the building elevations approved for the entire shopping center development. 4. Conformance to the original conditions of Z-43-85. Staff Recommendation: APPROVAL	Lurie - APPROVED, subject to conditions. Unanimous	Clerk to notify & Planning to proceed

To: The City Council X.
Re: Community Planning and Development Agenda Item
November 6, 1985 City Council Agenda

G. PLOT PLAN REVIEW

4. Z-43-85 - DAVID L. HARRIS, ARCHITECT

The plot plan review is to allow a veterinarian clinic to be constructed in the center portion of a proposed shopping center development on the north side of Bonanza Road between Marion Drive and Lillian Road in a C-1 zone. The C-1 was approved recently for a shopping center facility which had a convenience store at the east end and a two-story office building on the northwest portion. The property owner is now proposing to sell an 82 foot wide parcel of land in the center portion of this development which would be contrary to the approved plan and would start a piecemeal development rather than one homogeneous shopping center complex. The building elevations were different than the approved shopping center and at the urging of staff, the applicant changed them to conform to the approved elevations for the shopping center. In addition, staff felt the applicant should provide a common east-west driveway that would be used for the remainder of the shopping center so there would be some continuity in this shopping center development and limit the driveway openings on Bonanza Road. The applicant was in agreement to this condition.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

AGENDA

City of Las Vegas

November 6, 1985

CITY COUNCIL
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	ITEM	Council Action	Department Action
	X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
27	H. REVIEW OF CONDITION 1. Z-52-85 - THOMAS J. McINTYRE Request for a Review of Condition to delete a portion of the required landscaping on property located at 701 N. Eastern Avenue, R-1 Zone (under Resolution of Intent to C-D). Planning Commission unanimously voted to recommend APPROVAL of the request. Staff Recommendation: DENIAL, contrary to the established policy of providing landscaping along the street frontages	Nolen - DENIED Unanimous	Clerk to notify Applicant not present

To: The City Council
Re: Community Planning and Development Agenda Item
November 6, 1985 City Council Agenda

X.

H. REVIEW OF CONDITION

1. Z-52-85 - THOMAS J. McINTYRE

The request is a review of condition to delete required landscaping along the street frontage on property located at 701 N. Eastern Avenue in a C-D zone. The property was approved for C-D zoning a number of years ago and the Resolution expired. The applicant requested C-D zoning several months ago which was approved for a proposed printing/copying operation and a secretarial service. Over the years, the entire site was paved except for some landscaping on the immediate corner of Wilson and Eastern and planters adjacent to the building. The applicant wishes to delete a planter along Eastern and the planter on Wilson because he would have to cut the existing pavement to provide an underground irrigation system. He feels the additional paving will provide more parking. There is residential to the southwest on Wilson Avenue.

Planning Commission Recommendation: APPROVAL, sufficient landscaping is provided on this property

Staff Recommendation: DENIAL, contrary to the established policy of providing landscaping along street frontages

00269

AGENDA

City of Las Vegas

November 6, 1985

CITY COUNCIL
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	ITEM	Council Action	Department Action
	X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
1528	I. Request of the City of Las Vegas to initiate Vacation of right-of-way on portions of Peak Drive, Tenaya Way and Lorenzi Boulevard in Section 15, Township 20 South, Range 60 East, MDB&M Staff Recommendation: APPROVAL	Lurie - APPROVED Unanimous	Staff to proceed No one appeared in opposition

Curt Burman

To: The City Council X.
Re: Community Planning and Development Agenda Item
November 6, 1985 City Council Agenda

I. REQUEST TO INITIATE VACATION

This request is being initiated by staff to vacate the west 10 feet of Lorenzi Boulevard because the Master Plan of Streets and Highways was amended several years ago to reduce the width from 100 feet to 80 feet. This will also include the vacation of Peak Drive, west of the Oran K. Gragson Highway and all of Tenaya Way because these streets will be redesigned on the new layout for the High Tech Park development proposed west of the Highway.

Staff Recommendation: APPROVAL

AGENDA City of Las Vegas November 6, 1985

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ITEM	Council Action	Department Action
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
528 J. ZONE CHANGE		
1. Z-65-85 - SMOKE RANCH-JONES PARTNERSHIP "B"		
Application for reclassification of property generally located on the northwest corner of Smoke Ranch Road and Jones Boulevard. From: N-U (Non-Urban) To: C-1 (Limited Commercial) PROPOSED USE: Self-Service Gas Station and Mini-Mart Planning Commission unanimously voted to recommend APPROVAL, subject to: 1. Resolution of Intent with a twelve month time limit. 2. Dedicate a 25 foot property line radius corner at the intersection of Jones Boulevard and Smoke Ranch Road, as required by the Department of Public Works. 3. Applicant is to pay 10 percent of the cost to construct a traffic signal system at the intersection of Jones Boulevard and Smoke Ranch Road as required by the Traffic Engineer. 4. Install full half-street off-site improvements on Jones Boulevard and Smoke Ranch Road as required by the Division of Land Development of the Department of Community Planning and Development. Staff Recommendation: APPROVAL PROTESTS: 0	Levy - APPROVED as recommended with condition No. 3 to read "25%". Motion carried with Briare voting "no."	Clerk to notify & Planning to proceed Chris Kemper, Sharon Douglas and Ron Reiss appeared No one appeared in opposition

Chris Swanson

X.

To: The City Council
Re: Community Planning and Development Agenda Item
November 6, 1985 City Council Agenda

J. <u>ZONE CHANGE</u>

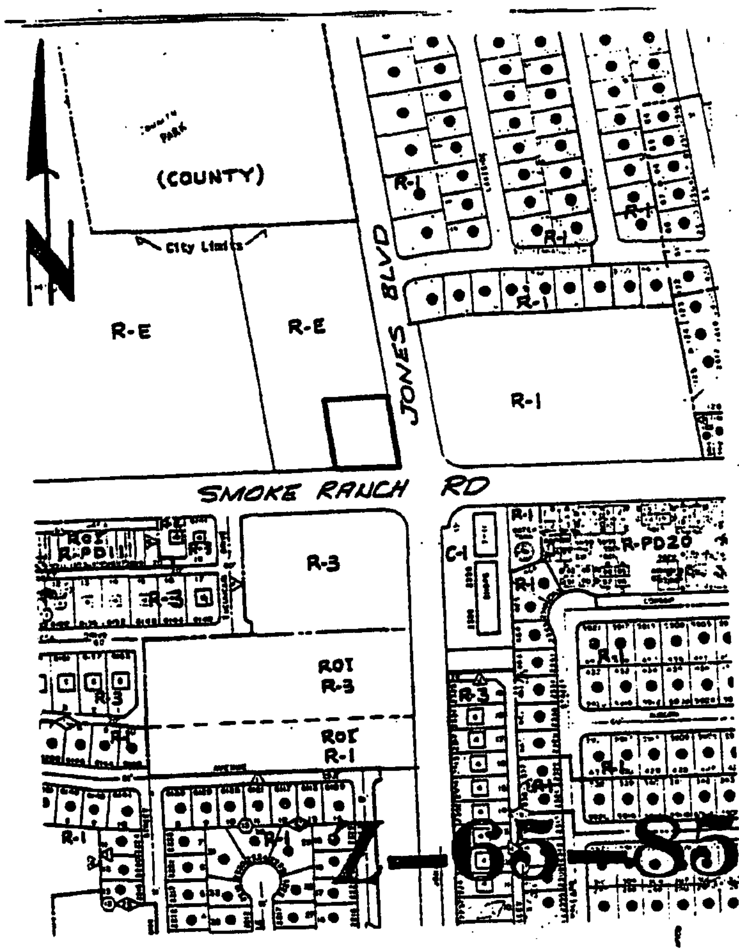
1. <u>Z-65-85 - SMOKE RANCH-JONES PARTNERSHIP "B"</u>

The request is to rezone a small parcel at the northwest corner of Smoke Ranch Road and Jones Boulevard from N-U to C-1 for an ARCO self-service gas station and mini-mart. The property was annexed to the City recently. The facility will be the standard design of other ARCO facilities in the City. There will be a block wall along the west side of the development and on the westerly portion of the north property line. At the Planning Commission meeting, staff recommended the applicant pay 10 percent of the cost of a traffic signal at Jones and Smoke Ranch Road and the applicant was in agreement. This site is at the intersection of two major streets and there is developed commercial on the southeast corner and C-1 was approved on the northwest corner for many years, however, the last extension request was not granted. There is R-3 zoning on the southwest corner.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

PROTESTS: 0



ITEM	Council Action	Department Action
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
J. ZONE CHANGE		
1533 2. Z-70-85 - FLETCHER JONES Application for reclassification of property generally located on the west side of Rancho Drive, between Sirius Avenue and Desert Inn Road. From: R-E (Residence Estates) and M (Industrial) To: M (Industrial) Proposed Use: CAR DEALERSHIPS Planning Commission unanimously voted to recommend APPROVAL, subject to: 1. Resolution of Intent with a twelve month time limit. 2. Install full half-street improvements conforming to City of Las Vegas Standards and Specifications on Sirius Avenue and Rancho Road. 3. Conformance to the plot plan and elevations. STAFF RECOMMENDATION: APPROVAL	Lurie - APPROVED, subject to conditions. Unanimous	Clerk to notify & Planning to proceed Fletcher Jones, Jr. appeared

[signature]

To: The City Council
Re: Community Planning and Development Agenda Item
November 6, 1985 City Council Agenda

X.

J. ZONE CHANGE

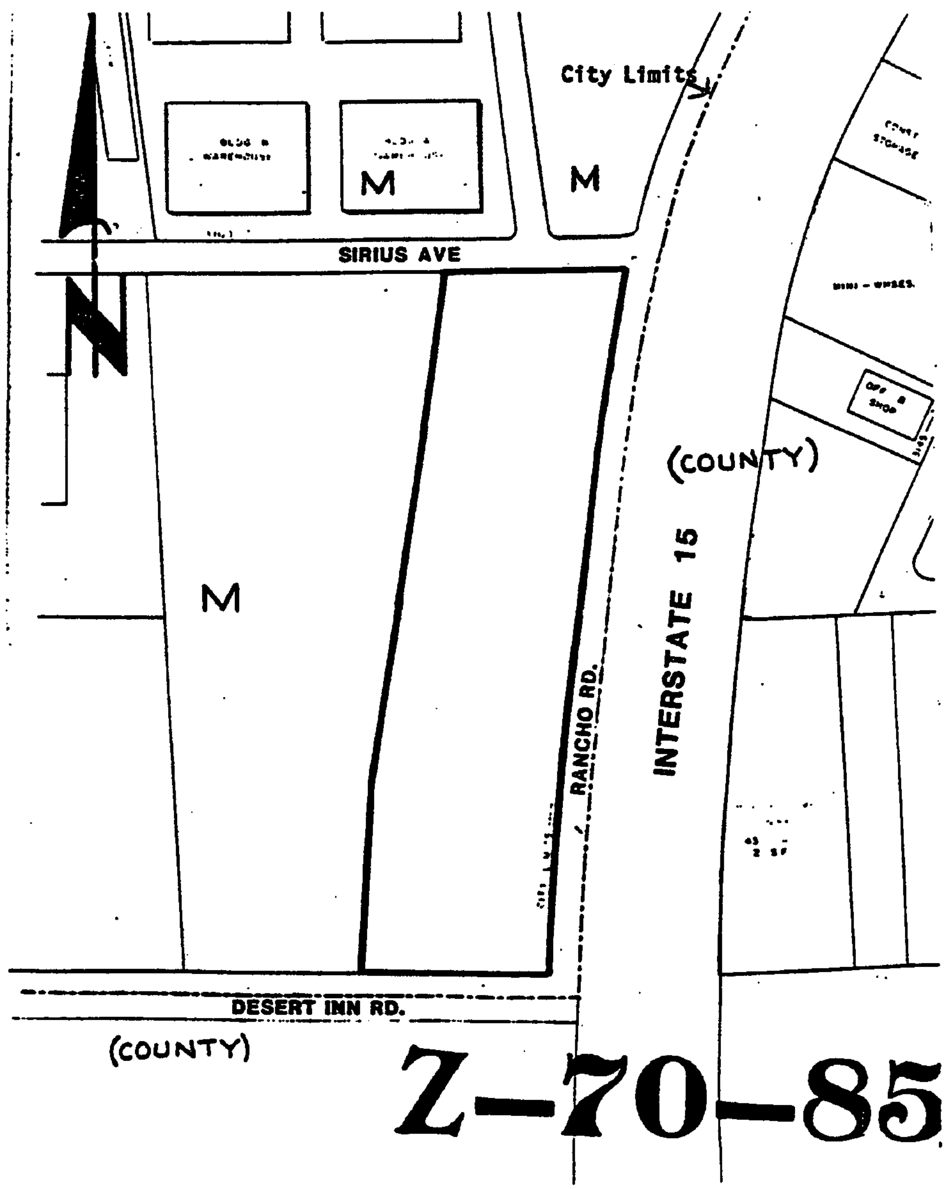
2. Z-70-85 - FLETCHER JONES

The request is to rezone a small parcel of land from R-E to M on the west side of Rancho Drive between Sirius Avenue and Desert Inn Road. The portion of the property involved in this application is a small portion of the overall site to be used for two automobile dealerships which will be constructed immediately on the site. The applicant is proposing a Mercedes and a Hvuandai (the new Korean car) dealership on this property. The Interstate freeway exists to the east and the remaining area around the property is zoned industrial. There will be adequate landscaping on the site.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

PROTESTS: 0



AGENDA

City of Las Vegas November 6, 1985

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ITEM	Council Action	Department Action
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
J. ZONE CHANGE		
1637 3. Z-63-85 - DENYSE KEEFE Application for reclassification of property generally located at 1204 Eastern Avenue. From: R-1 (Single Family Residence) To: P-R (Professional Offices & Parking) PROPOSED USE: OFFICES Planning Commission unanimously voted to recommend APPROVAL, subject to: 1. Resolution of Intent with a twelve month time limit. 2. Dedication of a 25 foot property line radius corner at the intersection of Eastern Avenue and Peyton Drive as required by the Department of Public Works. 3. Remove the accessory building in the rear yard. Staff Recommendation: APPROVAL PROTESTS: 0	Levy - APPROVED as recommended. Unanimous	Clerk to notify & Planning to proceed Applicant was present

Cur Guerrero

X.

To: The City Council
Re: Community Planning and Development Agenda Item
November 6, 1985 City Council Agenda

J. ZONE CHANGE

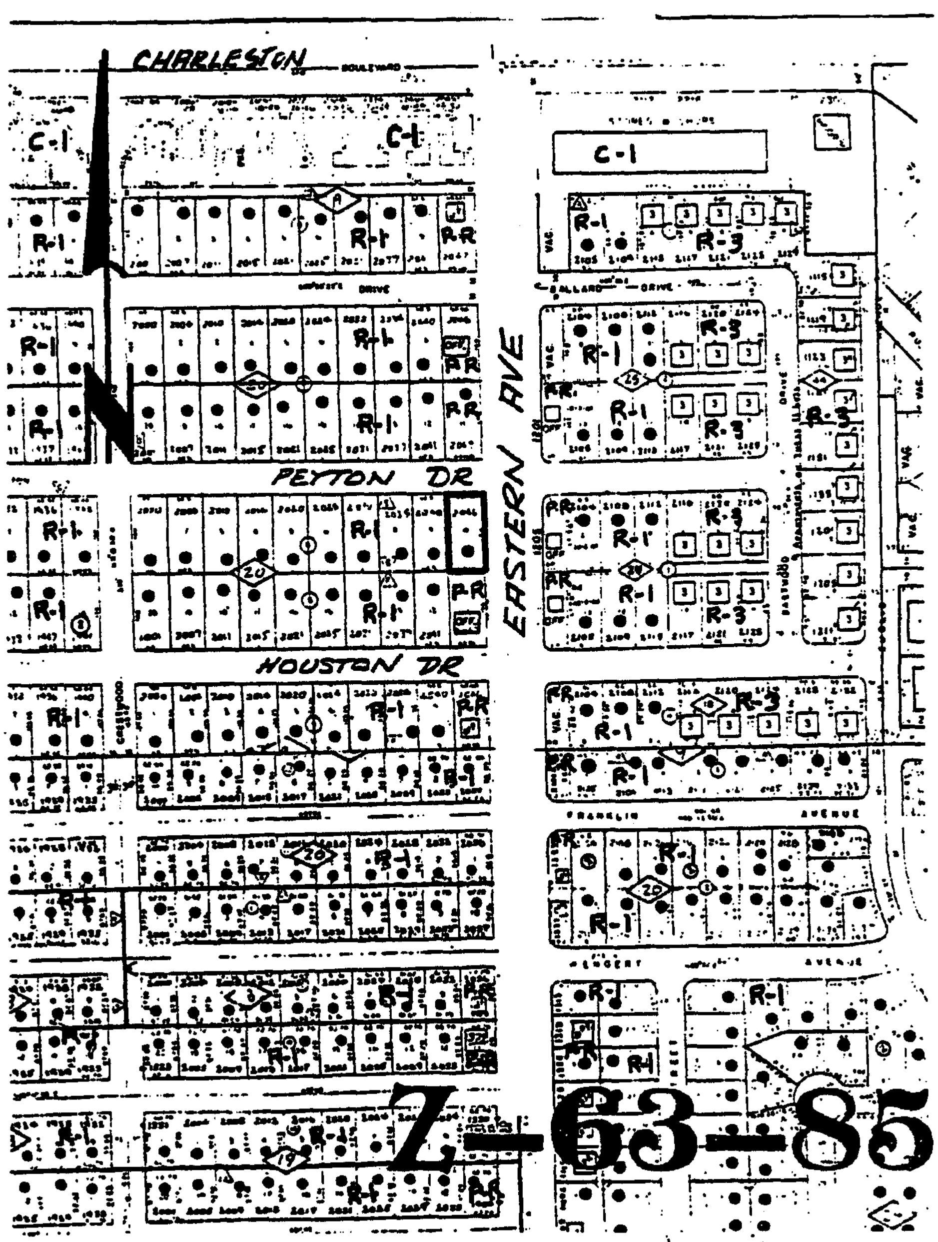
3. Z-63-85 - DENYSE KEEFE

The application is to rezone the property at 1204 S. Eastern Avenue, from R-1 to P-R. This is another request that in accordance with the transitioning zoning pattern from residential to office use. There will be 8 parking spaces provided on the site which exceeds the minimum code requirements. There will be adequate landscaping provided.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

PROTESTS: 0



AGENDA

City of Las Vegas

November 6, 1985

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ITEM		Council Action	Department Action
	X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
	J. ZONE CHANGE		
1537	4. Z-64-85 - HUGH E. & PRISCILLA J. TAYLOR Application for reclassification of property generally located on the north side of Washington Avenue between Oasis Avenue and Artesia Way. From: R-1 (Single Family Residence) To: P-R (Professional Offices & Parking) PROPOSED USE: ARCHITECTURAL OFFICES Planning Commission voted (5-1) to recommend APPROVAL, subject to: 1. Resolution of Intent with a twelve month time limit. Staff Recommendation: DENIAL - property should remain residential PROTESTS: 11	Levy - TABLED until applicant applies for a Variance. Unanimous	Clerk to notify Hugh Taylor appeared No one appeared in opposition

Ann Bauman

To: The City Council X.
Re: Community Planning and Development Agenda Item
November 6, 1985 City Council Agenda

J. <u>ZONE CHANGE</u>

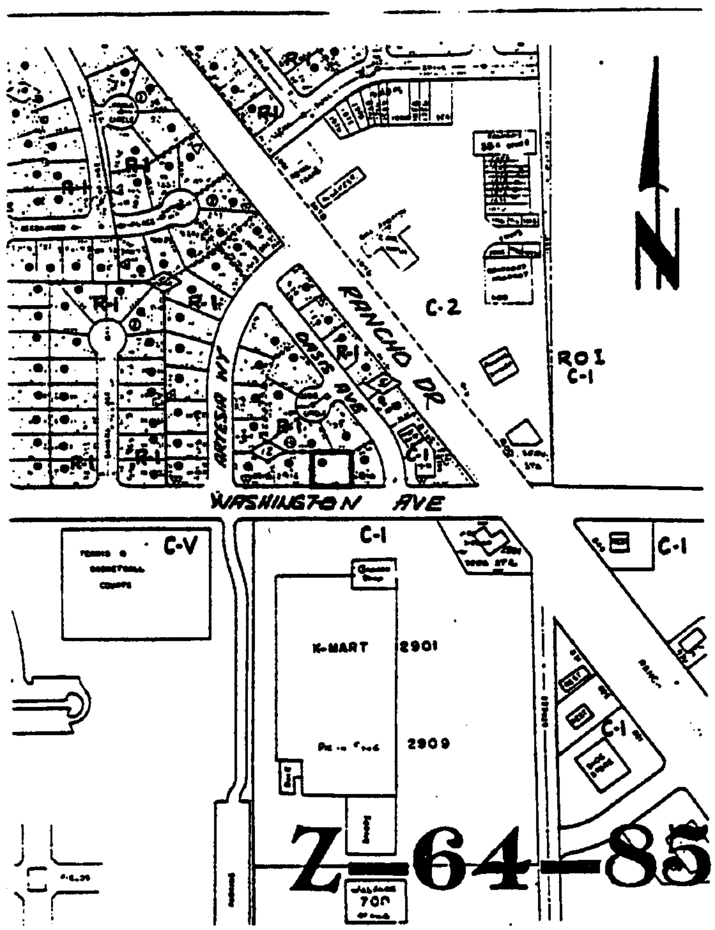
<u>4. Z-64-85 - HUGH E. & PRISCILLA J. TAYLOR</u>

The application is to rezone property from R-1 to P-R at 2920 West Washington Avenue, which is located on the north side of Washington between Oasis Avenue and Artesia Way. The applicant is presently using this house as a rental and wishes to convert it to an office for his architectural business. In 1978, P-R zoning was denied at 2918 West Washington which is two lots to the west at Artesia Way and Washington. The properties are all zoned R-1 in this block and there is C-1 in the block to the east at Rancho and Washington. To the south is C-1 where the K-Mart store is located and to the southwest is Lorenzi Park. Over the years, there have been objections from the residents in the Twin Lakes subdivision opposing any change to non-residential uses. There was a protest factor from the residents when the C-1 was approved at Rancho and Washington. The applicant proposes to convert the 1800 square foot home and provide the required 6 parking spaces. If approved, the change will start a P-R pattern in the block between Artesia Way and Oasis. There was a protest factor from the residents who felt P-R was not warranted on this segment of Washington.

Planning Commission Recommendation: APPROVAL - compatible zoning due to the C-1 zoning on the south side of Washington Avenue

Staff Recommendation: DENIAL - the property should remain residential

PROTESTS: 11 (1 letter, 10 at meeting)



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AGENDA

City of Las Vegas

November 6, 1985

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ITEM	Council Action	Department Action
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
K. SET DATE FOR PUBLIC HEARING ON ANY ITEM REQUIRING A PUBLIC HEARING THAT WAS ACTED UPON BY THE PLANNING COMMISSION AT ITS OCTOBER 22, 1985 MEETING.	VAC-14-85 VAC-15-85 AMEND. STS. & HWYS	11/20/85 Agenda 11/20/85 Agenda 11/20/85 Agenda
L. SET DATE ON ANY APPEALS FILED OR REQUIRED PUBLIC HEARINGS FROM THE BOARD OF ZONING ADJUSTMENT MEETING HELD OCTOBER 24, 1985.	U-63-85 U-65-85 U-66-85(HO)	11/20/85 Agenda 11/20/85 Agenda 11/20/85 Agenda

00280

AGENDA

City of Las Vegas

November 6, 1985

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ITEM	Council Action	Department Action
XI. ADDENDUM ITEMS	NONE	NONE

APPROVED AGENDA ITEM

AGENDA

City of Las Vegas

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ITEM	Council Action	Department Action
XII. CITIZENS PARTICIPATION		
Items raised under this portion of the Agenda cannot be acted upon by the City Council until the notice provisions of the Open Meeting Law have been complied with. Therefore, action on such items will have to be considered at a later meeting.	NONE	NONE
	MEETING ADJOURNED AT	3:50 P.M.

APPROVED AGENDA ITEM

[signature]