

MINUTES

City of Las Vegas

CITY COUNCIL

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

DATE: Nov. 20, 1985

TIME: 9:45 A.M.

INVOCATION: Reverend Joel Rivers - Southside Christian Church

PLEDGE OF ALLEGIANCE: Mayor Briare Led Audience in Pledge

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 February 5, 1986

ATTEST:

Carol A. Hawley
CITY CLERKWilliam H. Briare
MAYOR

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

AGENDA*City of Las Vegas*

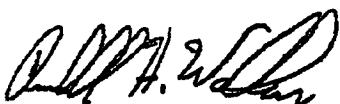
November 20, 1985

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

ITEM	Council Action	Department Action
I. <u>9:45 A.M.</u> A. <u>COMMUNITY RELATIONS</u> 1. Special recognition and thanks to Lena Barker for her heroic assistance to occupants of the Midtowner Motel during its recent fire. B. <u>SPECIAL EVENTS</u>	PRESENT: Mayor Briare, Councilman Lurie, Councilman Levy, and Councilman Nolen EXCUSED: Councilman Bunker Proclamation was read and presented to Lena Barker by Councilman Lurie on behalf of the entire Council. (See copy of Proclamation made part of Final Minutes of this meeting.) NONE	
II. <u>10:00 A.M.</u> A. <u>ANNOUNCEMENT RE COMPLIANCE WITH OPEN MEETING LAW</u> B. <u>INVOCATION</u> Reverend Joel Rivers Southside Christian Church C. <u>PLEDGE OF ALLEGIANCE</u> D. <u>APPROVAL OF CITY COUNCIL FINAL MINUTES</u> For the regular meetings of March 6, 1985, September 4, 1985 and recessed meeting of September 6, 1985.	ANNOUNCEMENT MADE INVOCATION GIVEN BY REVEREND RIVERS MAYOR BRIARE LED AUDIENCE IN PLEDGE Lurie - APPROVED Unanimous (Bunker excused)	Clerk to proceed

APPROVED AGENDA ITEM





Las Vegas

Proclamation

LENA BARKER DAY

WHEREAS; Lena Barker is an outstanding 17 year old student at Las Vegas High School and an active member of the Las Vegas Bible Church; and

WHEREAS; on November 1, 1985 at 6 o'clock in the morning, while walking to school, Lena noticed smoke rising from the Midtowner Hotel on 7th Street, instructed a passerby to contact the Las Vegas Fire Department and while proceeding to assist residents in the hotel to escape the fire, Lena carried an elderly woman from the burning building to safety; and

WHEREAS; despite her history of lung disorders, Lena courageously aided in the rescue of the hotel residents without concern for her personal safety and suffered smoke inhalation as well; and

WHEREAS; this is not the first time that Lena has displayed extraordinary bravery and heroism as shown by the valiant rescue of her younger brother from drowning when Lena was only 7 years old; and

WHEREAS; Lena exemplifies the model young citizen who unselfishly puts her best into each task and leaves each situation better than she found it. We are proud to have Lena Barker as a citizen of Las Vegas!

NOW, THEREFORE, WE, the undersigned Mayor and City Councilmen take great pride in proclaiming Wednesday, November 20, 1985 to be:

LENA BARKER DAY

in the City of Las Vegas and commend her for her act of bravery on behalf of our community. Speaking for all the residents of the City of Las Vegas, we are pleased and honored to congratulate you on this heroic deed.

William H. Briare
WILLIAM H. BRIARE, MAYOR

Ron Lurie
RON LURIE, City Councilman

Al Levy
AL LEVY, City Councilman

Bob Nolen
BOB NOLEN, City Councilman

W. Wayne Bunker
W. WAYNE BUNKER, City Councilman

AFFIDAVIT OF MAILING

(Mailing required under the provisions of NRS CHAPTER 241)

0003

STATE OF NEVADA)

COUNTY OF CLARK) ss

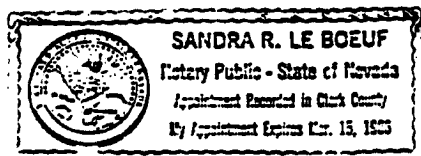
Joanne Perry, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the 15th day of November, 1985, a copy of the AGENDA (NOTICE), of Regular MEETING of the CITY COUNCIL of the CITY OF LAS VEGAS, NEVADA, to be held on the 20th day of November, 1985 was deposited 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

15th day of November, 1985

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

My Commission expires: 3-15-86

AFFIDAVIT OF POSTING

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

0004

STATE OF NEVADA)
COUNTY OF CLARK) ss

Dianne Perry, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the 15th day of November, 1985, at the hour of 845 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 20th 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).

Dianne Perry
SIGNATURE

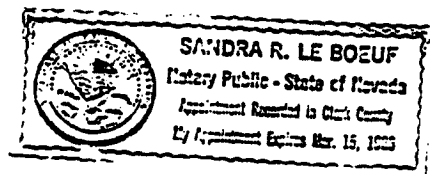
City Clerk's Office
DEPARTMENT

Subscribed and sworn to before me this

15th day of November, 1985

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

My Commission expires: 3-15-86



0005

AGENDA*City of Las Vegas*

November 20, 1985

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

ITEM

Council Action

Department Action

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

10:03 All matters listed under Items A and B are considered to be routine by the City Council and may be enacted by one motion. However, any item may be discussed if a Councilman or citizen so requests.

*A. CHILD CARE FACILITY APPLICATIONS
(Approved by the Child Welfare Board)

Family Child Care Homes

1. DENISE STUART
6633 Bills Way

2 children days
2. FLORENCE DEBILL
4228 Keithann Circle

6 children days/5 nights
3. YVONNE EDWARDS
5904 Glen Eagles

6 children days/5 nights

Lurie -
APPROVED Items A-1,
A-2, A-3 under
Family Child Care
Homes and Items A-1
and A-2 under Child
Care Centers.
Unanimous
(Bunker excused)

Staff to proceed



AGENDA*City of Las Vegas*

November 20, 1985

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

*A. CHILD CARE FACILITY APPLICATIONS
(cont'd)

Child Care Centers

1. SUNSHINE COMPANY
4400 Van Buren

35 children days
4 before/after school

2. HUMPTY DUMPTY
2037 West Bonanza

49 children days

Lurie -
APPROVED Items A-1,
A-2, A-3 under
Family Child Care
Homes and Items A-1
and A-2 under Child
Care Centers.
Unanimous
(Bunker excused)

Staff to proceed

*B. GAMING -- Additional

1. EXBER, INC.

El Cortez Hotel & Casino
600 East Fremont
4 slots
2. FOUR QUEENS, INC.

Four Queens Hotel & Casino
202 East Fremont
6 slots

Lurie -
APPROVED Items 1
thru 7.
Motion carried
unanimously with
Lurie abstaining
from voting on
Item 5.
(Bunker excused)

Staff to proceed

Caro Sumner

AGENDA*City of Las Vegas*

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM

Council Action

Department Action

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

3. BOB STUPAK

Vegas World Hotel & Casino
2000 Las Vegas Boulevard South
3 Poker Tables

4. AMERICAN COIN ENTERPRISES

Green Shack
2504 East Fremont
4 slots

5. CASINO SERVICES

E.L.K.'s Cafe
526 South Highland
2 slotsFoxy's Firehouse Casino
2423 Las Vegas Boulevard South
1 slotHotel Nevada
235 North Main
3 slotsRed Rock Inn
5640 West Charleston
2 slotsAPPROVED
See Page 3

See Page 3



AGENDA*City of Las Vegas*

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM

Council Action

Department Action

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

6. J. J. PARKER COMPANY

Casa Tequila Restaurant
1815 East Charleston
2 slotsMarie Callender Pie Shop
600 East Sahara
1 slot

7. UNITED COIN MACHINE COMPANY

Hard Hat Cocktail Lounge
1675 Industrial Road
2 slotsSnick's Place
1402 South Fourth Street
1 slotC. LIQUOR -- Change of Ownership/Change of
Business Name

1. From: Papa's Pizza & Pasta

Peter J. Togneri, 100%

TO: KWAN SHUM KWAN PARTNERSHIP
dba
SING DOE RESTAURANT
6010 West Cheyenne, #16

Beer/Wine On-Sale

Tak Ming Kwan, Partner, 33 1/3%
Wood Keung Shum, Partner,
33 1/3%
Man Cheung Kwan, Partner,
33 1/3%APPROVED
See Page 3

See Page 3

Lurie -
APPROVED
Unanimous
(Bunker excused)

Staff to proceed

Tak Ming Kwan,
Wood Keung Shum
and Man Cheung
Kwan appeared.*Arnsburn*

0009

AGENDA*City of Las Vegas*

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

ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)0:06 D. LIQUOR -- Change of Ownership/Change of Location/Change of Business Name1. From: Skaggs Companies, Inc.
dba
Skaggs Drug Center
800 North Rancho DriveTO: CROARO & CROARO
dba
JONES FEED & TACK
4545 North Rancho Drive

General Off-Sale License

Lino F.G. Croaro and
Antonette Irene Croaro, 100%
jointly as husband and wifeLurie -
APPROVED
Unanimous
(Bunker excused)

Staff to proceed

10:06 E. LIQUOR -- Change of Business Name

1. From: Poe's Pizza Too

TO: JODETTE POE
dba
JO'S PIZZA
850 South Rancho, #8

Beer/Wine On-Sale License

Jodette A. Poe, 100%

Lurie -
APPROVED
Unanimous
(Bunker excused)

Staff to proceed

City of Las Vegas

MINUTES - NOVEMBER 20, 1985

AGENDA DOCUMENTATION

Date: November 7, 1985

TO:
The City Council

FROM:
GRANVILLE M. BOWMAN
DEPUTY CITY MANAGER

0010

SUBJECT: DEPARTMENT OF BUSINESS ACTIVITY -- NOVEMBER 20, 1985 CITY COUNCIL AGENDA
LIQUOR -- Change of Ownership/Change of Location/Change of Business Name

PURPOSE/BACKGROUND

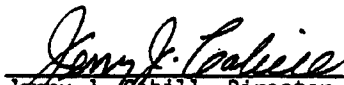
Item, "D", 1.

Appearing on the agenda is an application from Jones Feed & Tack, 4545 North Rancho Drive, for approval of a general off-sale liquor license.

A survey of the premises has been conducted by the Department of Business Activity to determine compliance with the Liquor Control Ordinance, LVMC 6.50.360 - Off sale premises and practices, which states in part:

"Whenever an off-sale of alcoholic beverages is made, the alcoholic beverages, except beer and wine, must only be displayed for sale in an area of the licensed premises in which such alcoholic beverages are not accessible by persons under the age of twenty-one years ..."

The attached sketch of the premises and proposed liquor area reflects compliance with this code requirement.


Jerry J. Cahill, Director
Department of Business Activity

FISCAL IMPACT

RECOMMENDATIONS

Agenda Item

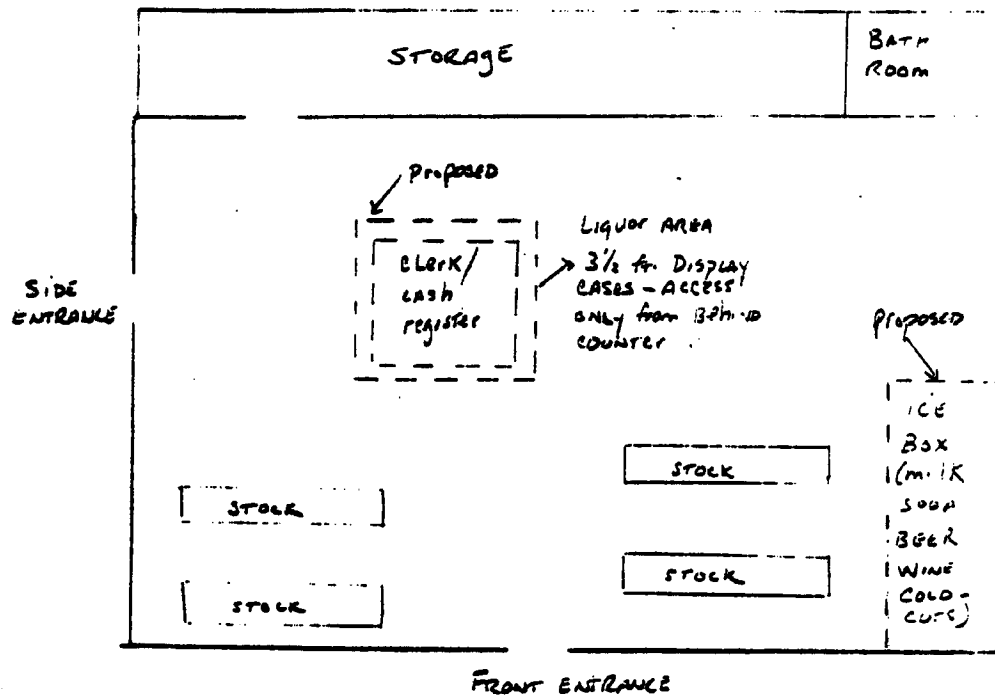
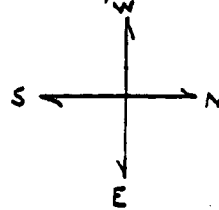
III D 1

0011

JONES FEED & TACK

4545 No. RANCHO

11/7/85



AGENDA*City of Las Vegas***0012**

November 20, 1985

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

ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)F. LIQUOR -- Approval of Managers

1. FIESTA FOODS, INC.
dba
PISTOL PETE'S PIZZA
710 South Decatur Boulevard

Beer/Wine On-Sale

Mark Jackson Taylor, Supervisor
2. WILLIAM ADAMS
dba
BOSTON PIZZA #8
3140 South Valley View, #4, 5 & 6

Beer/Wine On-Sale

Colleen Marie Adams, Manager

Lurie -
APPROVED Items 1
and 2.
Unanimous
(Bunker excused)

Staff to proceed

G. SECONDHAND DEALERS LICENSE -- New

1. KIM RHUE
dba
NEVADA GOLD & SILVER EXCHANGE
806 1/2 Las Vegas Boulevard South

Class III-C

Kim Loan Rhue, 100%

Lurie -
APPROVED subject to
a six-month review.
Motion carried with
Briere voting "No"
and Bunker excused.

Staff to proceed

Kim Loan Rhue
appeared.Directive: Lurie directed staff
to see if jewelry store
in the 500 block of
Las Vegas Boulevard
complies with the City
Code due to their outside
display of merchandise.*Caro Guma*

AGENDA*City of Las Vegas*

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE
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ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

2:10

H. SECONDHAND DEALERS LICENSE/FIREARMS PERMIT -- New

1. *GREGORY MUNSELL
dba
GREG'S GUNS & OUTFITTING
1001 South Third Street, Suite E

Class III-C

Gregory Calvin Munsell, 100%

*Subject to the provisions of the
Planning codesNOTE: To be considered following
2 p.m. Public Hearing on
Use Permit #U-63-85Lurie -
APPROVED, subject
to the provisions.
Unanimous
(Bunker excused)

Staff to proceed

NOTE: This item was heard after
Item E, U-63-85, under
Public Hearings.

10:09

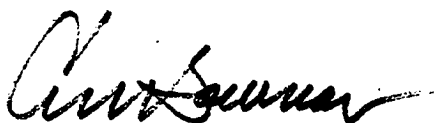
I. LIQUOR -- Request for Approval of Nonoperational Status

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

General On-Sale License

Roy E. Winegardner, Chmn of the
Board, Chief Exec Officer(Nonoperational status for period 3/3/85 to
6/3/85 approved 2/20/85. Nonoperational
status for period 6/3/85 to 9/3/85
approved 5/15/85. Nonoperational status
for period 9/3/85 to 12/3/85 approved
8/21/85. Request for approval of
extension for last three-month period:
12/3/85 to 3/3/86.*)*NOTE: License must be activated prior to
midnight 3/2/86.Lurie -
APPROVED Items 1
and 2.
Unanimous
(Bunker excused)

Staff to proceed



City of Las Vegas

CITY COUNCIL MINUTES - NOVEMBER 20, 1985

AGENDA DOCUMENTATION

Date: November 7, 1985

0014

TO: The City Council

FROM: GRANVILLE M. BOWMAN
DEPUTY CITY MANAGER

SUBJECT: DEPARTMENT OF BUSINESS ACTIVITY -- NOVEMBER 20, 1985 CITY COUNCIL AGENDA
LIQUOR -- Request for Approval of Nonoperational Status

PURPOSE/BACKGROUND

Items, "I", 1 & 2.

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

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

Copies of letters requesting extensions are attached.


Jerry J. Conill, Director
Department of Business Activity

FISCAL IMPACT

RECOMMENDATIONS

Agenda Item

III I 1 & 2



0015

FEDERAL EXPRESS

October 28, 1985

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

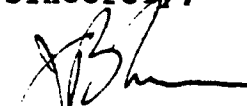
Re: Holiday Inn Hotel - Las Vegas-Downtown
300 North Main Street
Las Vegas, Nevada
General On-Sale Liquor License: L04-021-4-00583

Dear Mr. Cahill:

The General On-Sale Liquor License # L04-021-4-00583 (the "License") issued to Holiday Inns, Inc. for use at the Holiday Inn Hotel at the above-referenced location was granted an extension of its non-operational status by the Las Vegas City Council at its regular meeting held on August 21, 1985. The extension was for the period from September 3, 1985 to December 3, 1985.

Holiday Inns, Inc. has entered into an agreement for the sale of the License to an interested party. The sale is anticipated to close on or before December 31, 1985. In order to finalize the sale of the License, Holiday Inns, Inc. hereby requests approval by the City Council for an additional 90-day extension of the non-operational status of the License and requests that this meeting be placed on the agenda for the regular Council meeting scheduled for November 20, 1985.

Sincerely,


J. B. Conn
Attorney

JBC/dng

SEARCHED INDEXED
SERIALIZED FILED

OCT 30 1985
FBI - LAS VEGAS

0016

AGENDA*City of Las Vegas*

November 20, 1985

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CITY COUNCIL
COUNCIL CHAMBERS • 400 EAST STEWART AVENUE

PHONE 386-6011

ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)

0:09

I. LIQUOR -- Request for Approval of
Nonoperational Status
(cont'd)

2. CHARLES GRANGAARD

dba

WAREHOUSE DINING & LOUNGE

950 West Bonanza

General On-Sale Restaurant Limited

Charles D. Grangaard, 100%

(Nonoperational status for period 3/1/85 to 6/1/85 approved 2/20/85. Nonoperational status for period 6/1/85 to 9/1/85 approved 5/15/85. Nonoperational status for period 9/1/85 to 12/1/85 approved 8/21/85. Request for approval of extension for last three-month period: 12/1/85 to 3/1/86.*)

*NOTE: License must be activated prior to midnight 2/28/86.

Lurie -
APPROVED Items 1
and 2.
Unanimous
(Bunker excused)

Staff to proceed



0017

November 7, 1985
Box 182
Blue Diamond NV 89004

City Licensing Division
400 E. Stewart
Las Vegas, NV 89101

To Whom It May Concern:

We would like a further extension of the inactive status of our liquor license due to the fact that the Warehouse Motor Inn and the disposition thereof is still in court.

Thank you for your cooperation in this matter.

Sincerely,


Charles D. Grangaard
739-4225
875-4433

1985 NOV 12 A 8:40
RECEIVED
BUSINESS ACTIVITY

0018

AGENDA*City of Las Vegas*

November 20, 1985

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

ITEM

Council Action

Department Action

III. DEPARTMENT OF BUSINESS ACTIVITY
(cont'd)ITEM FOR RECONSIDERATIONJ. LIQUOR -- New

1. *BROGLIA, INC.
dba
PAPARAZZI RISTORANTE
3431 West Sahara, #B2-5

Beer/Wine On-Sale

Roberto Broglia, Pres, Dir
Antonietta Broglia, Secy, Treas,
Dir, 50%

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

PREVIOUS ACTION: At the November 6, 1985
City Council meeting NOLEN moved to
reconsider and place back on agenda;
carried unanimously.

PREVIOUS ACTION: At the October 2, 1985
City Council meeting NOLEN moved to DENY,
motion carried with BRIARE voting no.

Nolen -
APPROVED as recom-
mended, subject to
a six-month review.
Unanimous
(Bunker excused)

Staff to proceed
Atty. Jeff Silver,
Roberto Broglia
appeared and
represented the
application.

Lt. Hash Hanief,
Metro, appeared

Chris...

MAYOR BRIARE:

The next Item J is a -- now we have an agenda item before us for Paparazzi Ristorante. Councilman Nolen.

COUNCILMAN NOLEN:

Yes, Your Honor, I asked for this to be put back on. If you'll recall at the last meeting, we had -- of course, I think two meetings ago we had requested that you take a polygraph examination. He did comply with that and I think that report came back favorable. So that's the reason I asked for it to come back on for a hearing. We do have a recommendation from Metro, I believe.

COUNCILMAN LURIE:

A six-month review.

COUNCILMAN NOLEN:

Yes.

MAYOR BRIARE:

Would you like to make a motion?

COUNCILMAN NOLEN:

I'LL MAKE A MOTION WE FOLLOW THE RECOMMENDATION OF METRO.

MAYOR BRIARE:

Before I ask if there's any comments by the Council members, are there any comments by the applicant or --

JEFFREY SILVER, ATTY.:

Well the applicant -- Jeffrey Silver on behalf of the applicant. Mr. Broglia is here with me. On behalf of the applicant, we wish to express our appreciation for your review of this matter. I think that this restaurant is destined to become one of the finest restaurants in the City. Mr. Broglia is a very talented chef and with the addition of the privilege of having a beer and wine sales on the premises, I think this will be one of the more notable spots in Las Vegas. We --

MAYOR BRIARE:

Is this a commercial, Mr. Silver?

COUNCILMAN LEVY:

Yes, Mr. Silver.

JEFFREY SILVER, ATTY.:

We have no objection to the six-month review although in my mind, based upon my conversations with Mr. Broglia, I certainly don't feel that any review would be necessary, but in view of the concerns expressed by the Department, we have no alternative but to go along with it because we're confident that we can meet any requirement that might exist in the future.

MAYOR BRIARE:

Any other comments? Cast your votes. Post.

COUNCILMAN LEVY:

You did well, Mr. Silver.

MAYOR BRIARE:

The motion's APPROVED. The matter having been reconsidered, you've now been approved for your license. (Motion carried unanimously with Bunker excused.)

END OF DISCUSSION

0019

November 20, 1985

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

ITEM

Council Action

Department Action

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

0:12

- A. DISCUSSION AND POSSIBLE ACTION ON A RESOLUTION SUPPORTING THE CLARK COUNTY SCHOOL DISTRICT THREE YEAR "PAY-AS-YOU-GO" SCHOOL BUILDING PROGRAM 1986-87 THROUGH 1988-89.

Lurie -
ADOPTED Resolution.
Motion carried with
Levy abstaining
from voting and
Bunker excused.

Staff to proceed

NOTE: Levy expressed concern over locations of new schools in conjunction with highway and street construction.

DIRECTIVE: City Manager advised he had been meeting with the Superintendent of Schools in regard to this subject.

City of Las Vegas

CITY COUNCIL MINUTES - NOVEMBER 20, 1985

AGENDA DOCUMENTATION

Date: November 20, 1985

TO: The City Council

FROM: ASHLEY HALL
CITY MANAGER

0020

SUBJECT: DISCUSSION AND POSSIBLE ACTION ON A RESOLUTION SUPPORTING THE CLARK COUNTY SCHOOL DISTRICT THREE YEAR "PAY-AS-YOU-GO" SCHOOL BUILDING PROGRAM 1986-87 THROUGH 1988-89.

PURPOSE/BACKGROUND

The Southern Nevada area is one of the fastest growing areas in the County, according to the 1980 Census. As Southern Nevada grows, so does the expectation of its people in terms of their ideals as they relate to quality of life. One of the paramount factors in the minds of our citizens is the quality of the educational system. In order to ensure continued excellence in education, it is important to plan and be able to meet the demands of a rapidly growing community.

Towards this end, the Clark County School District has adopted a "Pay-As-You-Go" School Building Program 1986-87 through 1988-89 for the purpose of improving the District's schools' facilities by constructing new school buildings and portable classrooms; enlarging, remodeling, or repairing existing school buildings; acquiring school building sites or additional real property for necessary school purposes.

The benefits of such a program to our community are numerous.

FISCAL IMPACT

None

RECOMMENDATIONS

It is recommended that the Resolution in support of the "Pay-As-You-Go" Building Program for the Clark County School District be adopted.

Agenda Item

IV(a.)A.

A RESOLUTION SUPPORTING THE CLARK COUNTY SCHOOL DISTRICT
THREE YEAR "PAY-AS-YOU-GO" SCHOOL BUILDING PROGRAM
1986-87 THROUGH 1988-89

0021

1 WHEREAS, the presence of quality educational facilities relates
2 directly to the continued economic and social growth of the Las Vegas
3 Valley; and

4 WHEREAS, Clark County's rapid growth has dramatically impacted
5 the District's school facilities; and

6 WHEREAS, the goal of the Clark County School District is to
7 help all students reach their individual potential for lifelong
8 learning; and

9 WHEREAS, one of the ways to achieve the goal of the Clark County
10 School District is to ensure the effective use of time, tools,
11 facilities and people to provide students with productive educational
12 opportunities; and

13 WHEREAS, in order to maintain the high standards of the Clark
14 County School District, it becomes necessary to support a
15 "Pay-As-You-Go" School Building Program; and

16 WHEREAS, the Building Program provides for four major needs:
17 new elementary school, portable classrooms and classroom modifications,
18 additions to existing schools, and the upgrading of older schools.

19 NOW, THEREFORE, BE IT RESOLVED that the Las Vegas City Council
20 does hereby endorse the Clark County School District "Pay-As-You-Go"
21 School Building Program 1986-87 through 1988-89.

22 PASSED, APPROVED AND ADOPTED this 20th day of November, 1985.

23
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25
26
27 ATTEST:

28
29 Carol Ann Hawley
30 Carol Ann Hawley, City Clerk
31
32

Ron Lurie
RON LURIE, MAYOR PRO-TEM
11-24-85

0022

November 20, 1985

Page 12

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.

10:16

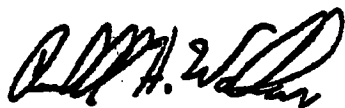
A. SERVICE AND MATERIAL WARRANTS/PAYROLL WARRANTS/OTHER WARRANTS AND INVESTMENTS

1. Service and Material Warrants
In the amount of \$3,360,730.96
2. Payroll Warrants
In the amount of \$1,408,965.04
3. Other Warrants and Investments
In the amount of \$83,782.45

Lurie -
APPROVED Items 1,
2 and 3.
Unanimous
(Bunker excused)

Staff to proceed

APPROVED AGENDA ITEM



0023

No.	Thru	AMT.	DESCRIPTION:
H808467	Ø	(8,970.00)	VOID
J810312	Ø	(1,603.50)	VOID
K810645	Ø	(201.54)	VOID
K215134	K215197	70,681.87	SNETP
K215198	K215235	13,100.58	SNETP
K810324	K810325	16,581.88	Service & Materials
K810875	K810892	696,683.85	Service & Materials
K810895	K810895	-0-	VOID
K810896	K811210	2,658,240.27	Service & Materials
K811211	K811212	-0-	VOID

Total Service & Material \$ 3,360,730.96

*K810893 & K810894
out of sequence will
appear on 12-4-85 agenda

Total Other \$ 83,782.45

PAYROLL WARRANTS

No.	Thru	AMT. \$	DESCRIPTION:
106754	107748	671,235.85	P/R 11/2/85
107749	107755	737,729.19	Miscellaneous P/R

Total Payroll \$ 1,408,965.04

TOTAL NET AMOUNT \$ 4,853,478.45

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: [Signature]
CITY MANAGER

On November 20, 1985 The Board of City Commissioners ordered the above warrants paid and the City Treasurer is hereby ordered to disperse the warrants as presented.

William H. Brans
MAYOR

ATTEST: Curt A. Hawley
CITY CLERK

AGENDA*City of Las Vegas***0024**

November 20, 1985

Page 13

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

ITEM

Council Action

Department Action

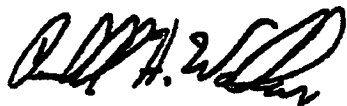
IV. (c) DEPARTMENT OF PERSONNEL &
EMPLOYEE RELATIONSDAVID M. SANCHEZ, ACTING DIRECTOR
PERSONNEL & EMPLOYEE RELATIONSREPLACEMENTS FOR EXISTING BUDGETED
POSITIONS (CRITICAL HIRES)

<u>POSITION(S)</u>	<u>DEPARTMENT</u>	<u>MONTHLY RANGE</u>	<u>FUNDING</u>
Traffic Signal Technician I	Public Works	\$1,662- 2,121	General
Electrician I	Public Works	\$1,746- 2,228	General
Jr. Office Assistant	Fire Services	\$1,092- 1,394	General

Lurie -
APPROVED as recom-
mended.
Unanimous
(Bunker excused)

Staff to proceed

APPROVED AGENDA ITEM



10:16

City of Las Vegas

CITY COUNCIL MINUTES - NOVEMBER 20, 1985

AGENDA DOCUMENTATION

Date: November 13, 1985

0025

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

As indicated on the attached Staffing Summary, the vacancy factor is 9.48%, based on 289 vacancies (or 142.305 full-time equivalent) of the 1691 positions in the City's 1985-86 Fiscal Budget.

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

FISCAL IMPACT

The three vacant and budgeted positions shown above is included in the City's current budget. There are no additional non-budgeted expenses associated with this position.

The total dollar savings realized through vacancies thus far in fiscal year 1985-'86 is \$264,712. 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 \$1,133,506.

RECOMMENDATION

Staff recommends the filling of three (3) positions indicated above.

RECOMMENDED


David M. Sanchez, Acting Director
Personnel & Employee Relations

Agenda Item

IV. (c)

CITY COUNCIL MINUTES - NOVEMBER 2, 1985

As of
November 2, 1985

0026

GENERAL FUND

	BUDGETED # POSITIONS	TOTAL FTE	NUMBER		VACANT FTE	(1) VACANCY FACTOR %	SAVINGS	
			FILLED	VACANT			ACTUAL YTD	PROJECTED YE
Appointive	142	142.000	131	11	11.000	7.700	38,774	162,423
Classified	996	995.640	938	58	58.000	5.820	112,331	299,313
Contract	3	2.475	3	0	.000	.000	(861)	(4,468)
Elective	9	9.000	9	0	.000	.000	0	(3)
Hourly	146	45.015	16	130	35.655	79.200	(60,317)	118,707
Total	1296	1194.130	1097	199	104.655	8.764	89.927	575.972

INTERNAL SERVICE FUNDS

	BUDGETED # POSITIONS	TOTAL FTE	NUMBER		VACANT FTE	(1) VACANCY FACTOR %	SAVINGS	
			FILLED	VACANT			ACTUAL YTD	PROJECTED YE
Appointive	2	2.000	2	0	.000	.000	8,312	9,895
Classified	66	66.000	64	2	2.000	3.000	13,661	63,287
Contract	8	8.000	4	4	4.000	50.000	21,754	44,198
Elective	0	0.000	0	0	.000	.000	0	0
Hourly	0	0.000	0	0	.000	.000	0	0
Total	76	76.000	70	6	6.000	7.890	43.727	117,380

ENTERPRISE & EXPENDABLE TRUST FUNDS

	BUDGETED # POSITIONS	TOTAL FTE	NUMBER		VACANT FTE	(1) VACANCY FACTOR %	SAVINGS	
			FILLED	VACANT			ACTUAL YTD	PROJECTED YE
Appointive	9	9.000	9	0	.000	.000	(593)	(24,456)
Classified	127	126.500	121	6	6.000	4.743	42,646	132,839
Contract	1	.500	0	1	.500	100.000	2,559	9,791
Elective	0	0.000	0	0	.000	.000	0	0
Hourly	130	44.310	58	72	20.900	47.200	55,828	240,709
Total	267	180.310	188	79	27.400	15.196	100.440	358,883

SPECIAL REVENUE FUNDS

	BUDGETED # POSITIONS	TOTAL FTE	NUMBER		VACANT FTE	(1) VACANCY FACTOR %	SAVINGS	
			FILLED	VACANT			ACTUAL YTD	PROJECTED YE
Appointive	16	16.000	16	0	.000	.000	(1,469)	(17,068)
Classified	19	19.000	19	0	.000	.000	9,395	33,015
Contract	4	3.250	3	1	.750	23.100	2,372	6,719
Elective	0	0.000	0	0	.000	.000	0	0
Hourly	13	11.500	9	4	3.500	30.400	20,320	58,605
Total	52	49.750	47	5	4.250	8.540	30.618	81,271

CITY TOTAL

	BUDGETED # POSITIONS	TOTAL FTE	NUMBER		VACANT FTE	(1) VACANCY FACTOR %	SAVINGS	
			FILLED	VACANT			ACTUAL YTD	PROJECTED YE
Appointive	169	169.000	158	11	11.000	6.500	45,024	130,794
Classified	1208	1207.140	1142	66	66.000	5.467	178,033	528,454
Contract	16	14.225	10	6	5.250	36.900	25,824	56,240
Elective	9	9.000	9	0	.000	.000	0	(3)
Hourly	289	100.825	83	206	60.055	59.600	15,831	418,021
Total	1691	1500.190	1402	289	142.305	9.485	264,712	1,133,506

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

0027

November 20, 1985

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AGENDA*City of Las Vegas*

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

ITEM

Council Action

Department Action

IV. (d) DEPT. OF ECONOMIC & URBAN DEVELOPMENT
JACK THOMASON, DIRECTOR

A. CONSIDERATION OF A MOTION APPROVING
A CONTRACT BETWEEN THE CITY AND
McDONOUGH, HOLLAND AND ALLEN.

Levy -
APPROVED contract
as recommended.
Unanimous
(Bunker excused)

Staff to proceed

B. A RESOLUTION BY THE CITY COUNCIL OF
THE CITY OF LAS VEGAS, NEVADA
SUPPORTING PHASE II OF THE OVERALL
ECONOMIC DEVELOPMENT PLAN OF THE
SPECIAL IMPACT AREA DESIGNATED FOR
CENSUS TRACTS 35, 2.01, 3.02 and 3.01.

Levy -
ADOPTED Resolution
as recommended.
Unanimous
(Bunker excused)

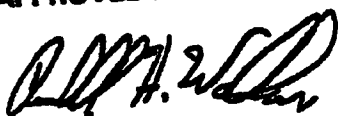
Staff to proceed

C. REQUEST FOR PUBLIC HEARING DATE BE
SCHEDULED TO CONSIDER AMENDING THE
CITY'S FY 85-86 COMMUNITY DEVELOPMENT
BLOCK GRANT PROGRAM.

Levy -
APPROVED Request.
Unanimous
(Bunker excused)

Public Hearing
12/4/85, 2:00 P.M.

APPROVED AGENDA ITEM



City of Las Vegas

CITY COUNCIL MINUTES - NOVEMBER 20, 1985

AGENDA DOCUMENTATION

Date: November 20, 1985

TO: The City Council

FROM: RANDALL H. WALKER
DEPUTY CITY MANAGER

0028

SUBJECT: CONSIDERATION OF A MOTION APPROVING A CONTRACT BETWEEN THE CITY
AND McDONOUGH, HOLLAND AND ALLEN.

PURPOSE/BACKGROUND

At the Council meeting of November 6, 1985, staff was authorized to negotiate a contract with the firm of McDonough, Holland and Allen, said firm to provide assistance to the City in establishing a redevelopment agency and adopting a redevelopment plan for downtown Las Vegas. The resulting contract is now before you for your approval.

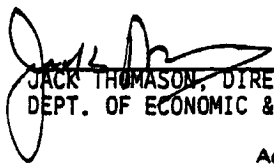
That contract calls for the City to use McDonough, Holland and Allen on an as needed basis at an hourly rate. The contract contains a "not to exceed" \$15,000 clause.

FISCAL IMPACT

The cost of retaining the services of McDonough, Holland and Allen will not exceed \$15,000 to be paid for out of the Downtown Development Fund.

RECOMMENDATIONS

It is the recommendation of the City Manager that the Mayor be authorized to sign the attached contract.


JACK THOMASON, DIRECTOR
DEPT. OF ECONOMIC & URBAN DEVELOPMENT

Agenda Item

IV. (d) A

AGREEMENT FOR LEGAL SERVICES

1 THIS AGREEMENT is entered into this 5th day of
2 December, 19 85, by and between the CITY OF LAS VEGAS,
3 NEVADA, herein called the "City," and McDONOUGH, HOLLAND AND
4 ALLEN, A Professional Corporation, engaged in the practice of
5 law in Sacramento and Costa Mesa, State of California, herein
6 called "Special Counsel."

Recitals

7
8
9 A. The City is in the process of undertaking rede-
10 development activities pursuant to the Community Development
11 Law of the State of Nevada (NRS Section 279.382 et seq.).

12 B. The City desires to engage Special Counsel, in
13 association with its General Counsel, to provide special
14 legal services to the City as required in connection with
15 its redevelopment activities.

Agreements

16
17
18 NOW, THEREFORE, THE PARTIES HERETO AGREE AS FOLLOWS:

19 1. Scope of Services. Special Counsel shall perform
20 legal services as may be required from time-to-time by the
21 City and its officers in connection with its redevelopment
22 activities, including, but not limited to: the rendering of
23 advice, consultation, legal research and opinions regarding
24 redevelopment activities and any actions and documents
25 relating thereto. T. Brent Hawkins and Joseph E. Coomes, Jr.,
26 principal members of the firm of Special Counsel, shall be
27 responsible for the performance of services hereunder and
28 shall supervise any services performed by other members of
29 Special Counsel's firm. It is understood that the City has
30 General Counsel (the City Attorney) to render day-to-day and
31 on-going legal services and that Special Counsel shall coordinate
32

1 its services hereunder with the City's General Counsel to
2 the extent required.

3 2. Time of Performance. The services of Special
4 Counsel shall be rendered in a timely manner as directed
5 by the City.

6 3. Compensation, Reimbursement and Methods of
7 Payment.

8 a. Compensation.

9 (1) Fee Basis. Fees shall be charged on an
10 hourly basis for all legal services rendered.

11 (2) Amount of Fees. The hourly rate for
12 services performed shall be the general client rates estab-
13 lished by Special Counsel, as follows: for Joseph Coomes,
14 \$145.00 per hour; for T. Brent Hawkins, \$140.00 per hour;
15 for Jeff Jones, \$140.00 per hour, for Sharon Roseme, \$125.00
16 per hour. (Special Counsel shall notify the City's General
17 Counsel of any change in rates.)

18 b. Reimbursement. In addition to the compensa-
19 tion provided above, the City will reimburse Special Counsel
20 for the following expenses:

21 (1) Necessary travel and subsistence expenses
22 in connection with the performance of Special Counsel's services
23 pursuant to the Agreement, such reimbursement to be the actual
24 cost of such expenses.

25 (2) Such routine printing and copying
26 expenses, long distance telephone calls and similar costs
27 relating to legal services and generally chargeable to a
28 client; provided, however, such expenses shall not include
29 normal office operating expenses. In lieu of itemizing such
30 chargeable expenses, Special Counsel's firm will add an
31 administrative charge of 2-1/2% to monthly billings; and

1 (3) Extraordinary expenses, such as express
2 mail, courier services, etc., such reimbursement to be the
3 actual cost of such expenses.

4 c. Methods of Payment

5 (1) Monthly Statements. As a condition
6 precedent to any payment to Special Counsel under this
7 Agreement, Special Counsel shall submit monthly to the City
8 a statement of account which clearly sets forth by dates
9 the designated items of work for which the billing is
10 submitted.

11 (2) Timing of Payment. The City shall
12 review Special Counsel's monthly statements and pay Special
13 Counsel for services rendered and costs incurred hereunder,
14 at the rates and in the amounts provided hereunder, on a
15 monthly basis in accordance with the approved monthly statements.

16 d. Payment Not to Exceed. The total amount of
17 all fees and reimbursements payable to Special Counsel under
18 this Agreement shall not exceed FIFTEEN THOUSAND DOLLARS
19 (\$15,000) without the prior written approval of the City.

20 4. Employment of Other Counsel, Specialists or
21 Experts. Special Counsel will not employ or otherwise incur
22 an obligation to pay other counsel, specialists or experts
23 for services in connection with this Agreement without prior
24 approval of the City.

25 5. Termination of Agreement and Legal Services.
26 This Agreement and all legal services to be rendered hereunder
27 may be terminated at any time by written notice from either
28 party, with or without cause. In such event, all finished
29 and unfinished documents, project data and reports shall,
30 at the option of the City, become its property and shall be
31 delivered to it or to any party it may designate. In the
32 event of such termination, Special Counsel shall be paid

0032

1 for all satisfactory work, unless such termination is made
2 for cause, in which event compensation, if any, shall be
3 adjusted in the light of the particular facts and circum-
4 stances involved in such termination.

5 6. Interest of City Officials. No member of the
6 governing body of the City, and no other public official of
7 the City, who exercises any functions or responsibilities
8 in the review, approval or carrying out of any project to
9 which this Agreement pertains, shall have any personal
10 interest, direct or indirect, in this Agreement.

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IN WITNESS WHEREOF, the City and Special Counsel have executed this Agreement as of the date first above written.

BY William H. Bragg
Mayor

By Carl A. Hawley City Clerk

MCDONOUGH, HOLLAND & ALLEN
A Professional Corporation

By T. Brent Hawkins
T. Brent Hawkins

"SPECIAL COUNSEL"

AGENDA DOCUMENTATION

Date: November 20, 1985

TO:
The City CouncilFROM:
RANDALL H. WALKER
DEPUTY CITY MANAGER

0034

SUBJECT: A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF LAS VEGAS, NEVADA SUPPORTING
PHASE II OF THE OVERALL ECONOMIC DEVELOPMENT PLAN OF THE SPECIAL IMPACT AREA
DESIGNATED FOR CENSUS TRACTS 35, 2.01, 3.02, and 3.01.

PURPOSE/BACKGROUND

On May 15, 1985, the Mayor and City Council passed a Resolution supporting the development and revitalization of the Special Impact Area (SIA) as identified under the U.S. Department of Commerce, Economic Development Administration Overall Economic Development Program (OEDP).

The OEDP is a locally initiated planning process designed to identify activities/projects to create employment opportunities, foster more stable and diversified local economies, and provide a mechanism for guiding and coordinating the efforts of local organizations concerned with the economic development of their area.

Since May 15, 1985, the OEDP committee, of which the City of Las Vegas has representation, working with the OEDP planning staff, which is the Nevada Black Chamber of Commerce, completed Phase I which was the development of the Las Vegas OEDP for the Special Impact Area. The Department of Economic Development Administration (EDA) has subsequently approved the plan and has pledged funds to the Nevada Black Chamber of Commerce to Phase II, the implementation and refinement of the OEDP Plan.

The Resolution before you requests the Mayor's and Council's support in implementing Phase II of the OEDP process.

FISCAL IMPACT

None

RECOMMENDATIONS

It is the recommendation of the Office of the City Manager that Council approve this action.


JACK THOMASON, DIRECTOR
DEPT. OF ECONOMIC & URBAN DEVELOPMENT
Agenda Item

IV (d) B

0035

1 A RESOLUTION BY THE CITY COUNCIL
2 OF THE CITY OF LAS VEGAS, NEVADA
3 SUPPORTING PHASE II OF THE OVERALL
4 ECONOMIC DEVELOPMENT PLAN OF THE
5 SPECIAL IMPACT AREA DESIGNATED FOR
6 CENSUS TRACTS 35, 3.01, 3.02 and 2.01

7 WHEREAS, the City of Las Vegas recognizes the ongoing need for
8 economic development for the Special Impact Area; and

9 WHEREAS, the City of Las Vegas, through the Community Development
10 Program and other projects and programs, is addressing the needs of econo-
11 mic development; and

12 WHEREAS, the City of Las Vegas desires to expand and broaden the
13 activity and programs designed to provide for economic development; and

14 WHEREAS, the City of Las Vegas further desires to encourage, sup-
15 port and cooperate with agencies, organizations and groups working for the
16 economic development within the City; and

17 WHEREAS, the City of Las Vegas desires to see that funds from all
18 possible state and federal assistance programs are available for economic
19 development; and

20 WHEREAS, the Nevada Black Chamber of Commerce and Economic
21 Development Administration have established an approved Overall Economic
22 Development Plan for the Special Impact Area which includes the City's
23 Census Tracts 35, 3.01, 3.02 and 2.01; and

24 WHEREAS, the City of Las Vegas desires that these Census Tracts
25 within the City retain the designation as a Special Impact Area so that
26 federal funds can be sought from such agencies as the Economic Development
27 Administration, and such other federal agencies as may be appropriate.

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

30 1. That the City of Las Vegas hereby acknowledges and supports
31 the retention of the designation of Census Tracts 35, 3.01, 3.02 and 2.01
32 as a Special Impact Area for the Overall Economic Development Plan (OEDP).

33 2. That the City of Las Vegas supports the efforts of the Nevada
34 Black Chamber of Commerce as the planning arm for Phase II of the Overall

0036

1 Economic Development Plan (OEDP).

2 3. That the Department of Economic and Urban Development is
3 hereby authorized to be the City's agent for working with the Nevada Black
4 Chamber of Commerce, Economic Development Administration (EDA) and other
5 community and governmental organizations and agencies in developing Phase
6 II of the Overall Economic Development Plan (OEDP) and revitalizing the
7 Special Impact Area (SIA).

8 4. That the Department of Economic and Urban Development hereby
9 be authorized to provide such documentation, forms and materials as may be
10 required to develop Phase II of the Overall Economic Development Plan for
11 the Special Impact Area's revitalization.

12 5. That the City of Las Vegas support the Rowe, Inc., project as
13 the priority project to Economic Development Administration funds as an
14 Overall Economic Development Plan project.

15 6. That the City shall support the Nevada Black Chamber of
16 Commerce in its efforts to provide the local match needed for EDA's Phase
17 II planning grant.

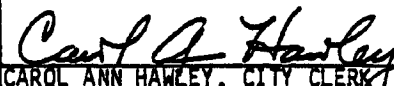
18 7. That the Mayor is hereby authorized to execute such assuran-
19 ces or other documents as may be necessary for the retention of the Special
20 Impact Area designation and the Overall Economic Development Plan and the
21 City Clerk is hereby authorized to attest the same.

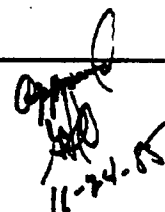
22 PASSED, ADOPTED AND APPROVED this 20th day of November, 1985.

23 CITY OF LAS VEGAS

24
25 
26 _____
27 RON LURIE, MAYOR PRO-TEM

28 ATTEST:

29 
30 _____
31 CAROL ANN HAWLEY, CITY CLERK
32


11-24-85

0037



**THE NEVADA BLACK
CHAMBER OF COMMERCE**

November 15, 1985

Mr. Jack Thomason, Director
Department of Economic & Urban Development
City of Las Vegas
400 E. Stewart Avenue
Las Vegas, Nevada 89101

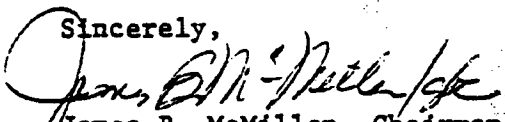
Dear Mr. Thomason:

Please be advised that the Rowe, Inc. project has been endorsed by the Overall Economic Development Committee (OEDP) as the number 1 priority project in the public works category for fiscal year 1985-86.

Be further advised that this endorsement is contingent upon Rowe, Inc complying with EDA regulations and guidelines re public works grants. Please keep us apprised of the progress you are making in reaching compliance, (see attached letter of November 7, 1985 from Bill Lewis)

We are happy to have you participate and become a part of our community. If we can be of further assistance, please call us.

Sincerely,


James B. McMillan, Chairman
OEDP Committee

jh
Attachment

cc: OEDP Committee

0038



U.S. DEPARTMENT OF COMMERCE
Economic Development Administration

#9 Comstock Circle
Carson City, Nevada 89701
(702) 883-0319

November 7, 1985

Mr. Jack Thomason, Director
Dept. of Economic & Urban Development
City of Las Vegas
400 E. Stewart Ave.
Las Vegas, Nevada 89101

Dear Mr. Thomason:

I am in receipt of your letter dated 11/5/85 asking for clarification of EDA's position on the "Rowe Project".

Please be assured that this agency shares your concern for the Special Impact Area of Las Vegas, the creation of job opportunities in this community is the highest priority in my development strategy for the State.

The "Rowe Project has much to recommend it and it is my hope that a way can be found to make it a reality. EDA would be unable to make a Public Works grant to the City of Las Vegas or the Nevada Black Chamber of Commerce for this project simply because Rowe is a "for profit corporation". The Code of Federal Regulations prohibits EDA from making a public works grant, either directly or indirectly, to a "for profit company, partnership or corporation". In this case the grant would be made indirectly to Rowe through the City of Las Vegas.

There are two ways EDA might be of assistance on this project.

1. A loan guarantee through the Business Loans Division whereby Rowe would apply for a loan from any lending institution, that bank would then ask EDA for a loan guarantee of up to 60% of the total loan with the bank taking first position on the collateral. It would be very important for Rowe to have the support of the City in this application. The Loan Division Chief is Alan Kozo (206) 442-0596.
2. EDA could conceivably participate in the modification of the space at the shopping center to accommodate the training center with a public works grant. Ownership of the facility would remain with the City of Las Vegas.

City of Las Vegas

CITY MINUTES - NOVEMBER 20, 1985

AGENDA DOCUMENTATION

Date: November 20, 1985

TO:
The City Council

FROM:
RANDALL H. WALKER
DEPUTY CITY MANAGER

0039

SUBJECT: REQUEST FOR PUBLIC HEARING DATE BE SCHEDULED TO CONSIDER AMENDING THE
FY 85-86 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

PURPOSE/BACKGROUND

The Department of Economic and Urban Development requests that a Public Hearing be scheduled for December 4, 1985 at 2:00 p.m. to take action on amending the City's FY 85-86 Community Development Block Grant Program to include, as a new activity, providing matching funds to Las Vegas' Overall Economic Development Committee's planning arm, the Nevada Black Chamber of Commerce. The funds requested are to match an Economic Development Administration (EDA) planning grant for implementation of Phase II of the Overall Economic Development Plan (OEDP). This request is made in accordance with Department of Housing and Urban Development's CDBG regulations Section 570.301(4)(b).

FISCAL IMPACT

\$23,334.00 in unobligated City FY 84-85 Community Development Block Grant funds to be expended in the City's FY 85-86 program.

RECOMMENDATIONS

It is the recommendation of the Office of the City Manager that Council approve this action of scheduling a Public Hearing date of December 4, 1985 at 2:00 p.m.


JACK THOMAS, DIRECTOR
DEPT. OF ECONOMIC & URBAN DEVELOPMENT
Agenda Item

IV. (d) C

0040



U.S. DEPARTMENT OF COMMERCE
Economic Development Administration

Jim Sullivan, EDA's Regional Council has expressed his willingness to help in any way he can, his phone number is (206) 442-0596.

After discussing the options with your staff & Rowe Corporation please call me at (702) 883-0319 or 883-8668 to discuss the next move.

Sincerely

William J. Lewis
EDR - Nevada

cc
Dr. James McMillan
Mr. James Sullivan
File- NBC of C



0041

THE NEVADA BLACK
CHAMBER OF COMMERCE

October 2, 1985

Mr. Jack Thomason, Director
Department of Economic
and Urban Development
City of Las Vegas - City Hall
400 E. Stewart Avenue, 5th Floor
Las Vegas, Nevada 89101

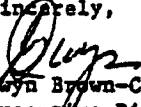
Dear Jack:

As per our meeting yesterday, attached please find a copy of our approved Economic Development Administration's planning grant for fiscal year 85-86 beginning September 1, 1985.

Please note, this unity is our formal request for matching funds of \$23,334.00 to implement the attached scope of work.

We look forward to another year of success, yielding fruitful economic development benefits for the Special Impact Area.

Sincerely,


Gayn Brown-Coleman,
Executive Director

GBC:jch

P.O. Box 4850 • Las Vegas, Nevada 89108
(702) 848-6222 • 848-6223

*noted
9/30/85*
CITY COUNCIL MINUTES - NOVEMBER 20, 1985



U.S. DEPARTMENT OF COMMERCE
Economic Development Administration
1700 Westlake Avenue North
Seattle, Washington 98109

0042

Project No. 07-05-15083-61

August 19, 1985

Mr. William H. Bailey, President
The Nevada Black
Chamber of Commerce, Inc.
Post Office Box 4850
Las Vegas, Nevada 89106

Dear Mr. Bailey:

This is to advise you that the Economic Development Administration has approved your planning grant in the amount of \$70,000. The grant is for administrative expenses and is made to your organization in accordance with Section 301(b) of the Public Works and Economic Development Act of 1965, as amended.

We are enclosing three copies of the Grant Offer. Please note the terms and conditions under this grant. Two executed copies of the Grant Offer must be returned to this office. The original is for your files.

Sincerely,

John D. Woodward
John D. Woodward
Regional Director

Enclosures

0043

Form ED-152-B
(Rev. 6/26/85)U. S. Department of Commerce
Economic Development AdministrationProject Number
07-05-15083-61

AMENDMENT TO GRANT

Amendment Number:
One

The Regional Director, acting pursuant to Title III, Section 301(b), of the Public Works and Economic Development Act of 1965, as amended, and under EDA Directive 13.01-1. 10d, effective date March 1, 1985, SN551, hereby offers to

The Nevada Black Chamber of Commerce, Inc.

an amendment to the Offer of Grant No. 07-05-15083 in the amount of \$70,000

The Special Terms and Conditions of the Grant Offer are revised as follows:

I. The grant will extend from September 1, 1984 through August 31, 1986. EDA will make additional payments on or near the beginning of each of the periods listed below and in the corresponding amounts:

<u>Date</u>	<u>Amount</u>
September 1, 1985 to December 31, 1985	\$23,333
January 1, 1986 to April 30, 1986	23,333
May 1, 1986 to August 31, 1986	23,334
	<u>\$70,000</u>

II. A. Under the terms of this agreement, the ratio of Federal and non-Federal contributions to the total budget is 75 percent and 25 percent, respectively. The same ratio will be used to determine Federal and non-Federal shares of total allowable costs, in accordance with provisions of OMB Circular A-87, at the conclusion of the grant period. The Federal share of total allowable costs shall not exceed the dollar amount in the approved budget of the original grant and subsequent amendments.

B. State and local government recipients are responsible for arranging for audit services in accordance with the Single Audit Act of 1984 (P.L. 98-502) and OMB Circular No. A-128 and Attachment G of OMB Circular No. A-102. Section 5.1. of OMB Circular No. A-128 includes "special district," "intrastate district," and "council of governments" within the definition of "local government." Districts organized as (1) public organizations through intergovernmental agreements for the joint exercise of local government powers, or (2) as public organizations established under State enabling legislation for the creation of multijurisdictional areawide planning organizations are considered, for purposes of applying OMB Circular No. A-128, to be "local governments." Districts organized as nonprofit organizations under the generally applicable incorporation statutes of the State in which they are located are responsible for arranging for audit services in accordance with OMB Circular No. A-110, Attachment F. Grantees shall have an audit made for each of their fiscal years in which Federal funds are received, as stipulated in the appropriate circular.

C. In addition to the audit report, the grantee must provide comments on the findings and recommendations of the report, including a plan for corrective action taken or planned and comments on the status of corrective action taken on prior findings. If corrective action is not necessary, the grantee should provide a statement explaining why.

III. Additional Performance and Financial Reports are required as indicated below:

A. PERFORMANCEDue Date

September 1, 1985 to February 28, 1986
March 1, 1986 to August 31, 1986

March 15, 1986
September 15, 1986

B. FINANCIAL

Submit the Financial Status Report (SF-269) and Report of Federal Cash Transactions (CD-286) according to the schedule below:

PeriodDue Date

September 1, 1985 to November 30, 1985
December 1, 1985 to February 28, 1986
March 1, 1986 to May 31, 1986
June 1, 1986 to August 31, 1986

December 15, 1985
March 15, 1986
June 15, 1986
September 15, 1986

0044

IV. A. Under the terms of this Grant the approved budget is:

	<u>PREVIOUS</u>	<u>AMENDMENT</u>	<u>TOTAL</u>
Federal Cash Contribution	\$ 70,000	\$ 70,000	\$ 140,000
Grantee Contribution	\$ 23,334	\$ 23,334	\$ 46,668
Total	\$ 93,334	\$ 93,334	\$ 186,668

B. Budget Categories	Total
Direct Charges:	
1. Personnel	\$ 99,600
2. Fringe Benefits	23,898
3. Travel	13,900
4. Equipment	6,720
5. Supplies	4,658
6. Contractual	15,900
7. Other	21,992
Total Direct Charges	186,668
8. Indirect Charges	
Total	186,668

V. Additional Special Terms:

A. See Attached Scope of Work

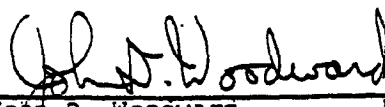
B. Authorized professional staff positions chargeable to the grant:

<u>Position/Employee Name</u>	<u>Annual Salary</u>	<u>% Time on Grant</u>	<u>\$ Amount on Grant</u>
Executive Director	\$30,000	16%	\$ 4,800
Gwynetta U. Brown-Coleman			
Economic Dev. Specialist	26,500	75%	19,875
Glynda White			
Sec./Admin. Aide	18,500	75%	13,875
Bettie McRae			

C. The grantee hereby agrees that this award is subject to OMB Circular A-122 and any subsequent amendments as published by OMB in final form in the Federal Register.

All other terms and conditions of the Grant remain unchanged and continue in full force and effect.

Date this 19th day of August, 1985


John D. Woodward,

Regional Director

The foregoing amendment to the Offer of Grant assistance is hereby accepted and it is agreed that all assurances provided in connection with the Offer of Grant and all other Terms and Conditions of the basic grant and the General Terms and Conditions attached thereto remain unchanged.

Dated this 27th day of September, 1985

Grantee THE NEVADA BLACK CHAMBER OF COMMERCE

By William H. "Bob" Bailey (William H. "Bob" Bailey)

Title President

THE NEVADA BLACK CHAMBER OF COMMERCE, INC.,
NOV 17, 1985

0045

SCOPE OF WORK

GOAL 1: DEVELOP AND MAINTAIN JOBS AND EMPLOYMENT OPPORTUNITIES
WITHIN THE SPECIAL IMPACT AREA.

Objectives:

- (1) To encourage and increase business location.
- (2) To provide and encourage more active participation in the Special Impact Area from majority community, whereby business patronage is increased.
- (3) To increase the number of minority-owned business establishments and thereby increase gross receipts, career job opportunities and payrolls of minority businesses.
- (4) To increase per capita income in the Special Impact Area.
- (5) To increase private and public sector employment consistent with need.

GOAL 2: DEVELOP AND MAINTAIN ECONOMIC VITALITY OF THE SPECIAL
IMPACT AREA.

Objectives:

- (1) To increase the development, location of, and expansion of industrial sites and parks which will attract dollars generated outside the area into the local economy.
- (2) To increase the development, location of, and expansion of public facilities (such as city, state, and federal offices), in the Special Impact Area.
- (3) To provide and encourage those businesses, projects and activities which contribute to the development and use of the SIA on a 16-hour basis, (i.e., commercial entertainment or labor intensive/factories).

- (4) To encourage the inclusion of housing development within the SIA, suitable and standard housing is imperative for residents if economic development is to thrive.
- (5) To provide a more effective basis for coordinated efforts to retain existing firms and attract new ones to the area.

GOAL 3: ESTABLISH PROGRAMS AND DEVELOP PROJECTS TO REDUCE UNEMPLOYMENT IN THE SPECIAL IMPACT AREA.

Objectives:

- (1) To provide, encourage and promote programs to reduce unemployment among the SIA's residents or sectors experiencing relatively high rates of unemployment.
- (2) To provide, encourage and promote training programs involving local businesses and industries to develop a more skilled labor force.
- (3) To improve employment opportunities with private sector.
- (4) To improve employment opportunities within the Special Impact Area.

GOAL 4: INCREASE MINORITY PARTICIPATION IN THE ECONOMIC GROWTH OF GREATER LAS VEGAS.

Objectives:

- (1) To increase the capability of minority businesses headquartered in the SIA to do business with the government.
- (2) To increase minority participation in the planning, policy-making process for future growth and development for the City of Las Vegas.
- (3) To develop an economic plan that interrelates or is concomitant with the Master Plan of the local (City) government.

**GOAL 5: DETERMINE, DEVELOP, AND SUSTAIN A FIVE-YEAR ECONOMIC
DEVELOPMENT PLAN AND PROGRAM.**

Objectives:

- (1) To provide a focal point for the coordination of economic development efforts.
- (2) To provide economic data, economic information and professional assistance to SIA-based firms, small businessmen, public/private agencies and to other interested parties, including outside firms, in order to improve the quality of public and private decision-making.
- (3) To encourage planning that insures the adequate provision of public services is accomplished relative to expanded business, industrial and residential development in accordance with the growth goals of the community.
- (4) To gather facts and present them to the OEDP Committee so that the Committee understands the current development situation as a base upon which to make decision.

U. S. DEPARTMENT OF COMMERCE
ECONOMIC DEVELOPMENT ADMINISTRATION



GENERAL TERMS AND CONDITIONS FOR GRANT ASSISTANCE FOR ADMINISTRATIVE EXPENSES UNDER SECTION 301(B) OF THE PUBLIC WORKS AND ECONOMIC DEVELOPMENT ACT OF 1965 (P.L. 89-136), AS AMENDED.

0048

DEFINITIONS: The following definitions apply to both these General Terms and Conditions and to the Special Terms and Conditions of the Grant Offer.

The Public Works and Economic Development Act of 1965 (P.L. 89-136), as amended, is referred to as "the Act." The Economic Development Administration is referred to as "EDA," and as the "Grantor."

An Overall Economic Development Program, a requirement of the Act, is referred to as an "OEDP."

The assistance hereby made available is subject to the following Terms and Conditions:

I. COMPLIANCE WITH TERMS AND CONDITIONS OF GRANT

The Grantee shall comply with all Terms and Conditions of the Act under which this Grant is made, the regulations issued pursuant thereto, and such directives and instructions as may be issued from time to time by the Grantor in connection with the assistance herein offered, and with all other Federal, State, and local laws applicable to its undertaking and activities.

The Grantee shall comply, and require any contractors or subcontractors employed in the completion of this project to comply with all applicable Federal, State, Territorial, and local laws, and in particular the following Federal laws and regulations issued thereunder:

- A. Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. 2000d-2000d-4), Executive Orders 11114, 11246 and 11375, 15 CFR Part 8, 41 CFR Part 60-4, Section 112 of P.L. 92-65, 13 CFR Part 311 and such other civil rights legislation as is applicable.
- B. The Age Discrimination Act of 1975, 42 U.S.C. 6101, et seq., and any applicable regulation issued pursuant thereto in the future by the Department of Commerce or EDA.
- C. Section 504 of P.L. 93-112 (29 U.S.C. 794), and the implementing regulations in 15 CFR Part 8b prohibiting discrimination against the handicapped under programs or activities receiving Federal financial assistance.

- D. The Clean Air Act, as amended (42 U.S.C. 7401, et seq.).
- E. All assurances, certifications and related documents in this and any amendments thereto, provided by the Grantee to satisfy the needs of the Grant, shall continue in full force and effect and be applicable to any Grant modifications or amendments thereto.

II. STATEMENT OF WORK

The Grantee accepts responsibility of the planning and implementation of a sound, long-range economic development program designed to encourage new employment opportunities and to foster a stable and diversified local economy and improved local conditions so as to alleviate the substantial and persistent unemployment and underemployment within the territory of the Grantee. In pursuit of these goals, the Grantee shall:

- A. Endeavor to coordinate the efforts and resources of all communities and other instrumentalities and organizations within the Grantee territory in the development, maintenance, and implementation of the OEDP and provide liaison with appropriate States.
- B. Assist the communities of the Grantee territory in formulating and implementing programs to develop their latent natural, physical, and human resources so as to enhance the economy by providing new gainful and permanent employment for their unemployed and underemployed.
- C. Develop a knowledge of and communication with all Federal and pertinent State and local agencies whose programs are related to comprehensive economic development.
- D. Provide continuing information to EDA on the status of Grantee programs, projects, related activities and problems.
- E. The Grantee shall provide assurance to EDA that environmental considerations will be incorporated into the Grantee work program consistent with the provisions of the National Environmental Policy Act of 1969.
- F. Endeavor to make energy conservation concerns and principles an integral part of the economic development planning process and to reflect this in resultant plans and programs.
- G. Carry out the detailed work program as specified in paragraph VI of the Special Terms and Conditions.

III. THE GRANTEE ORGANIZATION

- A. The Grantee Organization acknowledges that the success of its economic development program depends in large measure on having under its direction and control a highly competent professional staff.

The Grantee therefore shall ensure that its primary use of Grant funds is to maintain a full-time staff of persons who are professionally competent to carry out the program for which EDA assistance is given.

The Grantee shall follow generally accepted personnel standards for the selection and performance evaluation of its personnel.

- B. The Grantee shall immediately notify the Grantor of any changes in the Grantee's Bylaws or Articles of Incorporation.

IV. FINANCIAL MATTERS

- A. The Grantee will comply with Office of Management and Budget Circular No. A-102 (Revised). The Federal share and non-Federal share of allowable project costs will be determined by EDA in accordance with the Special Terms and Conditions of the Grant and in accordance with allowable and allocable Grant costs as described in OMB Circular No. A-87.
- B. The Grant will not cover the cost of work already performed nor of services already provided prior to the project starting date established in the Grant Offer.
- C. The Grantee shall be paid for this project whichever is the lesser of (1) the amount of the Federal Grant Award indicated on the attached Special Terms and Conditions or (2) 75 percent of the accepted costs of the project as determined by the Government.

The Grantee shall contribute at least 25 percent of the total project cost from non-Federal sources. Such match may include applicant funds or in-kind contributions. Where a Federal program provides that funds may be used to provide the local share under other Federal programs, such funds will be considered as deriving from a "non-Federal source."

- D. Grantee agrees that refunds of FICA/FUTA taxes received during or after the Grant period will be refunded or credited to the Federal government if such payments were financed by Federal funds under this Grant. Refunds should be mailed to the Grant Administrator, but made payable to the Treasurer of the United States.
- E. Upon written notice to the Grantee, the Grantor reserves the right to withhold, suspend, or terminate the financial assistance herein offered when, at any time in its opinion, the Grantee is in violation of the terms of this Grant Offer or if the purposes of the program would not be achieved by continuance of the existing Grant. Termination of the Grant will not invalidate noncancelable commitments or obligations properly incurred by the Grantee prior to the date of termination. The decision of the Grantor in interpreting the Terms and Conditions of the Grant shall be final.

V. AUDITS

- A. An Audit Report of this Grant shall be performed in accordance with the instructions and procedures specified in the GAO audit guideline and Attachments G and P of the OMB Circular No. A-102.
- B. As required by Department of Commerce Administrative Order 213-5, Audit Followup and Resolution, the Grantee is expected to respond to any questioned costs and other audit findings and provide additional documentation to support such response within 30 days after the receipt of an Audit Report from the Office of Inspector General.

EDA will consider any response or documentation received during this 30-day period in reaching its final determination concerning eligibility of costs. Any Grantee response or documentation received by EDA more than 30 days after Grantee receipt of the Audit Report, and before EDA's final determination, may be considered. EDA's final determination shall be in writing and furnished to the Grantee.

Actions that result from EDA's final determination, such as the establishment of a debt or claim against the Grantee, are not subject to appeal within EDA.

VI. PROHIBITION AGAINST RELOCATION

No part of the total budgeted funds, whether in cash or in kind, shall be used, either directly or indirectly, to assist, solicit, or encourage the relocation of any establishment from one area to another, or to assist, solicit, or encourage the transfer of contract or subcontract work, which would result in a transfer of jobs causing unemployment at the location where such work was previously performed. Nor may the Grantee pay out of such budgeted funds any part of the compensation or expense of employees who may at any time engage in such activities.

VII. AVAILABILITY OF INFORMATION

The Grantee agrees that all technical nonconfidential information resulting from its activities shall be made freely available to the general public on an equal basis.

VIII. CONGRESS MEMBERS NOT TO BENEFIT

No Member of Congress or resident Federal Commissioner shall be admitted to any share or part of this Grant, or to any benefit that may arise therefrom; but this provision shall not be construed to bar as a contractor under the Grant a publicly held corporation whose ownership might include a Member of Congress.

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AGENDA*City of Las Vegas*

November 20, 1985

Page 15

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

ITEM

Council Action

Department Action

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

*CONSENT AGENDA

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

PURCHASING & CONTRACTS DIVISION*A. AWARD OF BIDS

1. Las Vegas Wash Slope Protection
Department of Public Works
2. Computer Equipment
Various Departments

Lurie -
APPROVED Items 1
and 2.
Unanimous
(Bunker excused)

Staff to proceed

*B. AWARD OF ANNUAL CONTRACTS & AGREEMENTS

1. Food Services for Misdemeanant Annex
Department of Detention & Correctional
Services
2. Medical Services for Misdemeanant Annex
Department of Detention & Correctional
Services
3. Telecommunication Systems
Department of General Services

Lurie -
APPROVED Items 1
and 2.
Unanimous
(Bunker excused)

Staff to proceed

APPROVED
See Above

See Above

Lurie -
APPROVED amended
agreement.
Motion carried with
Levy voting "No"
and Bunker excused.

Staff to proceed

Dan Pilkington
and Ed Park
appeared.

APPROVED AGENDA ITEM

NOTE: A verbatim transcript made a
part of the final minutes.

City of Las Vegas

CITY COUNCIL MINUTES - NOVEMBER 20, 1985

AGENDA DOCUMENTATION

Date: NOVEMBER 8, 1985

TO: The City Council

FROM: RANDALL H. WALKER
DEPUTY CITY MANAGER

0053

SUBJECT: AGENDA - CITY COUNCIL MEETING - NOVEMBER 20, 1985
IV (f) DEPARTMENT OF GENERAL SERVICES

PURPOSE/BACKGROUND

*A. AWARD OF BIDS

1. <u>BID TITLE:</u>	LAS VEGAS WASH - CHARLESTON BOULEVARD SLOPE PROTECTION	<u>BID NUMBER:</u>	86.0832.7
<u>ITEM:</u>	CAPITAL IMPROVEMENT	<u>ESTIMATE:</u>	\$50,000.00
<u>DEPARTMENT:</u>	PUBLIC WORKS	<u>INVITATIONS MAILED:</u>	21
<u>FUNDING:</u>	SUPPLEMENTAL CITY-COUNTY RELIEF TAX FUND	<u>RESPONSES RECEIVED:</u>	3

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO ENSURE THAT THE REPAIRS TO THE FLOOD DAMAGE SUSTAINED IN THE LAS VEGAS WASH REMAIN INTACT AND PROTECTED DURING FUTURE FLOODING.

BID ABSTRACT SUMMARY

SUPERIOR GUNITE	LAKEVIEW TERRACE	CA	\$39,240.00
GEORGE BERNADOT CO.	LAS VEGAS	NV	\$45,576.00
MIKON CONSTRUCTION	LAS VEGAS	NV	\$49,968.00

STAFF RECOMMENDATION OF AWARD

THAT THE LOW BID BE AWARDED TO:

SUPERIOR GUNITE	LAKEVIEW TERRACE	CA	\$39,240.00
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FISCAL IMPACT

FUNDS BUDGETED FOR FISCAL YEAR 85-86. FUNDS ARE AVAILABLE IN THE SUPPLEMENTAL CITY/COUNTY RELIEF TAX FUND.

RECOMMENDATIONS

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

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


Dan R. Pilkington, Director
Department of General Services

Agenda Item

SECTION A PAGE 1
IV (f)

AGENDA DOCUMENTATION

Date: NOVEMBER 8, 1985

TO: The City Council

FROM: RANDALL H. WALKER
DEPUTY CITY MANAGER

0054

SUBJECT: AGENDA - CITY COUNCIL MEETING - NOVEMBER 20, 1985
IV (f) DEPARTMENT OF GENERAL SERVICES

PURPOSE/BACKGROUND

*A. AWARD OF BIDS

2. <u>BID TITLE:</u>	THREE (3) IBM PC XT PERSONAL COMPUTERS	<u>BID NUMBER:</u>	86.1230.6
<u>ITEM:</u>	CAPITAL	<u>ESTIMATE:</u>	\$15,500.00
<u>DEPARTMENT:</u>	FINANCE AND COMPUTER SERVICES AND ECONOMIC AND URBAN DEVELOPMENT	<u>INVITATIONS MAILED:</u>	6
<u>FUNDING:</u>	GENERAL FUND AND SPECIAL REVENUE	<u>RESPONSES RECEIVED:</u>	3

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO PROVIDE SPREADSHEET COMPUTING CAPABILITY FOR BUDGET AND FINANCIAL ANALYSTS IN THE DEPARTMENT OF FINANCE AND COMPUTER SERVICES; AND TO PROCESS INFORMATION RELATIVE TO NUCLEAR WASTE MATTERS IN THE DEPARTMENT OF ECONOMIC AND URBAN DEVELOPMENT.

BID ABSTRACT SUMMARY

GATEWAY COMPUTER	LAS VEGAS	NV	\$14,223.00
COMPUTERLAND	LAS VEGAS	NV	\$14,237.00
SEARS, ROEBUCK AND CO.	LAS VEGAS	NV	\$17,308.85

STAFF RECOMMENDATION OF AWARD

THAT THE LOW BID BE AWARDED TO:

GATEWAY COMPUTER	LAS VEGAS	NV	\$14,223.00
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FISCAL IMPACT

FUNDS BUDGETED FOR FISCAL YEAR 85-86. FUNDS ARE AVAILABLE IN THE GENERAL FUND AND FROM SPECIAL 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 2
IV (f)

AGENDA DOCUMENTATION

Date: NOVEMBER 8, 1985

TO:
The City CouncilFROM:
RANDALL H. WALKER
DEPUTY CITY MANAGER

0055

SUBJECT: AGENDA - CITY COUNCIL MEETING - NOVEMBER 20, 1985
IV (f) DEPARTMENT OF GENERAL SERVICESPURPOSE/BACKGROUND*B. AWARD OF ANNUAL CONTRACTS AND AGREEMENTS

1. <u>BID TITLE:</u>	FOOD SERVICES FOR THE MISDEMEANANT FACILITY	<u>BID NUMBER:</u>	84.9999.36
<u>ITEM:</u>	SERVICES	<u>ESTIMATE:</u>	\$2.615 UNIT PRICE
		<u>ANNUAL USAGE:</u>	\$172,000.00
<u>DEPARTMENT:</u>	DETENTION AND CORRECTIONAL SERVICES	<u>FUNDING:</u>	GENERAL FUND

NEED FOR PURCHASE

THE CITY IS IN THE PROCESS OF RENOVATING THE EXISTING FACILITY AT 400 EAST STEWART WHICH IS SCHEDULED TO START RECEIVING INMATES SOMETIME IN DECEMBER 1985. DURING THE ORIGINAL SOLICITATION OF BIDS FOR FURNISHING THIS SERVICE TO THE 3100 EAST STEWART FACILITY, ALL PROSPECTIVE BIDDERS WERE INFORMED OF THIS REQUIREMENT AND AGREED TO THE EXPANDED SERVICE IF REQUIRED DURING THE TERM OF THE CONTRACT. THE CONTRACTOR HAS AGREED TO ADD THE RENOVATED FACILITY AT THE PRESENT CONTRACT PRICES.

STAFF RECOMMENDS
THAT THE MODIFICATION BE GRANTED TO:

THE CATERER'S, INC.	LAS VEGAS NV	\$2.615 UNIT PRICE
		ESTIMATED ANNUAL USAGE: \$172,000.00

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, Director
Department of General Services

Agenda Item

SECTION 8 PAGE 1
IV (f)

City of Las Vegas

MINUTES - NOVEMBER 20, 1985

AGENDA DOCUMENTATION

Date: NOVEMBER 8, 1985

TO: The City Council

FROM: RANDALL H. WALKER - 0056
DEPUTY CITY MANAGER

SUBJECT: AGENDA - CITY COUNCIL MEETING - NOVEMBER 20, 1985
IV (f) DEPARTMENT OF GENERAL SERVICES

PURPOSE/BACKGROUND

*8. AWARD OF ANNUAL CONTRACTS AND AGREEMENTS

2. <u>BID TITLE:</u>	MEDICAL SERVICES	<u>BID NUMBER:</u>	84.9999.42
<u>ITEM:</u>	PROFESSIONAL SERVICES	<u>ESTIMATE:</u>	\$66,000.00
<u>DEPARTMENT:</u>	DETENTION AND CORRECTIONAL SERVICES	<u>FUNDING:</u>	GENERAL

NEED FOR MODIFICATION

THE CITY IS IN THE PROCESS OF RENOVATING THE EXISTING FACILITY AT 400 EAST STEWART, WHICH IS SCHEDULED TO START RECEIVING INMATES SOMETIME IN DECEMBER 1985. DURING THE ORIGINAL SOLICITATION OF BIDS FOR FURNISHING THIS SERVICE, TO THE 3100 EAST STEWART FACILITY, ALL PROSPECTIVE BIDDERS WERE INFORMED OF THIS REQUIREMENT AND AGREED TO THE EXPANDED SERVICE IF REQUIRED DURING THE TERM OF THE CONTRACT.

STAFF RECOMMENDS THAT THE MODIFICATION BE GRANTED TO:

LAS VEGAS MEDICAL SERVICES LAS VEGAS NV ESTIMATE \$66,000.00

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, Director
Department of General Services

Agenda Item

SECTION B PAGE 2
IV (f)

AGENDA DOCUMENTATION

Date: NOVEMBER 14, 1985

TO: The City Council

FROM: RANDALL H. WALKER
DEPUTY CITY MANAGER

0057

SUBJECT: AGENDA - CITY COUNCIL MEETING - NOVEMBER 20, 1985
IV (f) DEPARTMENT OF GENERAL SERVICESPURPOSE/BACKGROUND*B. AWARD OF ANNUAL CONTRACTS AND AGREEMENTS

3. <u>BID TITLE:</u>	TELECOMMUNICATION SYSTEMS	<u>BID NUMBER:</u>	N/A
<u>ITEM:</u>	SERVICE	<u>ESTIMATE:</u>	\$156,000.00 ANNUALLY
<u>DEPARTMENT:</u>	General Services	<u>INVITATIONS MAILED:</u>	N/A
<u>FUNDING:</u>	GENERAL FUND	<u>RESPONSES RECEIVED:</u>	N/A

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO REPLACE THE ENTIRE TELECOMMUNICATION SYSTEMS INSTALLED THROUGHOUT THE CITY'S TWENTY-SIX (26) INSTALLATIONS WHICH ARE OBSOLETE DIAL PULSE TYPE.

STAFF RECOMMENDATION

THE CITY ENTERED INTO A NEGOTIATED AGREEMENT WITH CENTRAL TELEPHONE COMPANY, LAS VEGAS, NEVADA, FOR FURNISHING THE ENTIRE DIAL TONE NEEDS OF THE CITY AS OUTLINED IN THE ATTACHED RENTAL AGREEMENT. CENTRAL TELEPHONE COMPANY IS THE ONLY PUBLIC UTILITY IN CLARK COUNTY CERTIFICATED BY THE PUBLIC SERVICE COMMISSION TO PROVIDE THIS TYPE OF SERVICE.

AUTHORIZE THE DEPARTMENT OF GENERAL SERVICES TO EXTEND THE AGREEMENT AN ADDITIONAL TWELVE (12) MONTHS AT THE END OF EACH TWELVE (12) MONTH PERIOD, IF PRICES CAN BE NEGOTIATED THAT ARE NOT MORE THAN THE CEILING ESTABLISHED BY THE TERMS IN THE RENTAL AGREEMENT.

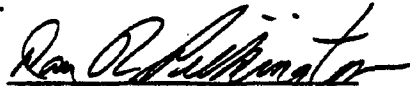
FISCAL IMPACT

FUNDS ARE AVAILABLE IN THE GENERAL FUND FOR MONTHLY OPERATIONAL COSTS AND INSTALLATION COSTS.

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 3
IV (f)

The proposed telecommunications services being offered by Central Telephone Company (CENTEL) is unique since they are the only telephone company in Southern Nevada to have such a system. The service is called Integrated Business Network, or IBN. The most striking feature of the system is that the City would no longer have a telephone switching system located in the basement of City Hall. Instead, all of the telephone lines will go directly from City Hall to the CENTEL main switch located at 125 South Main. The only equipment on the City premises would be the individual telephone instruments in each office. The City would no longer be concerned with housing and maintaining a proprietary switch that would be obsolete within five years after installation. The entire system would be maintained by CENTEL and all computer software updates would be included in the rental rate at no extra charge.

The information shown below summarizes the City's current telephone costs and four options that should be considered which reflect four different ways the IBN system can be implemented.

	CURRENT* SYSTEM	CITY ONLY		IBN SYSTEM*	
		RENT	RENT/PURCHASE	RENT	RENT/PURCHASE
Network Services	\$ 11,266	\$ 12,616	\$ 12,616	\$ 10,202	\$ 10,202
Phone Rental	-0-	3,031	1,441	3,031	1,441
Phone Maintenance	-0-	-0-	1,529	-0-	1,529
Purchase of Phones@	-0-	-0-	530	-0-	530
Installation®	-0-	565	565	565	565
Telephone Moves & Changes	1,000	83	83	83	83
Toll Charges+	2,833	2,125	2,125	2,125	2,125
TOTAL MONTHLY COSTS	\$ 15,099	\$ 18,420	\$ 18,884	\$ 16,006	\$ 16,475
TOTAL ANNUAL COSTS	\$181,188	\$221,040	\$226,608	\$192,072	\$197,700

*Monthly Costs

+ Estimated

@ 5 year straight-line depreciation

® Amortized over live of 3 year contract

It should be noted that the above costs for telephone moves and changes cost and the toll charges are considerably lower with the IBN system. The telephone moves and changes cost will be less because with the IBN system a move is a simple unplugging and plugging process handled by staff plus an approximate \$6.00 charge from Centel for the computer change. The City will be able to utilize one of the toll rate reduction systems with installation of the IBN system. A reduction from 10% to 40% should be realized. A 25% reduction was assumed for the analysis.

CENTEL has indicated that the switch located in the basement of City Hall could be flash-cut over to the new IBN main switch in a single evening. That proposed date is January 18, 1986, from 12:00 midnight to 6:00 a.m. The replacement of the instruments in all of the City facilities, commencing with City Hall, would start approximately January 27, 1986, and be completed by March 31, 1986.

BACKGROUND INFORMATION
I.B.N. USER COMMENTS

0059

The following I.B.N. users were personally contacted by the Department of General Services on October 29 and 30, 1985.

BUNKER BROTHERS, LAS VEGAS, NV - LOIS

Installed early in July 1985 - 32 lines.

COMMENTS: "In the beginning there lots of problems. Phones rang when they weren't supposed to - calls were dropped in the middle of the conversation, etc. It appears now that CENTEL has the situation well in hand. There are more good features than bad features and the future looks good."

JEAN HANNA REHAB CENTER - BART RIVERS

Installed early in April 1985 - 114 lines.

COMMENTS: "The system is fine. The problem was poor planning on the part of Jean Hanna Rehab Center. CENTEL was not at fault. Had the Center taken the time to accurately define what they (the Center) wanted, all would have gone much better."

LAS VEGAS FOR BETTER BUSINESS - HOWARD CENTER

Installed in August 1985 - 13 lines.

COMMENTS: "Have had nothing by problems since the system was initially installed. CENTEL is attempting to straighten the situation out. Cannot recommend the system under the present conditions."

S.I.I.S. - STATE OF NEVADA - BOB BOYETTE

Installed in April 1985 - 217 lines.

COMMENTS: "Extreme problems to start with. However, CENTEL has recently been doing a great job in straightening out the problems. During this last week, the trouble service calls have been almost nil. It is a good system."

CLARK COUNTY SCHOOL DISTRICT - BERT HAWKINS

Installed in early September 1985 - 790 lines.

COMMENTS: Nothing but praise for the system. Only had 9 trouble calls in 60 days. Highly recommends the system.

PHOENIX BUILDING - LAS VEGAS, NV - DOUG VINEYARE

Installed in early June 1985 - 11 lines.

COMMENTS: "As a developer, I need fast reliable service and a good system. CENTEL has provided all of this with their I.B.N. System. I.B.N. is a good system - installed in the 11 story Phoenix Building, in Las Vegas, and have had little or no problems."

"Whatever you do - do not buy your own switch. We had our own switch at our Rancho Building and it was not a good decision."

AEROJET GENERAL - ED GRAY

Installed in July 1985 - 6 lines.

COMMENTS: "Yes we had some initial problems during installation - I'd say for about the first week. Since then the system has worked fine with virtually no problems."

DISCOUNT CATALOG CLUB OF AMERICA - RICHARD HERSCH

0060

Installed early in September 1985 - 45 lines.

COMMENTS: "There were some installation problems - but the entire system is working well now. The system is excellent - handles over 200 calls a minute. The system is easy to fix. Only problem is static with the P-Phone."

MCKELLER DEVELOPMENT - CAROL JORY

Installed sometime in July 1985 - 11 lines.

COMMENTS: "The system performs well - just need to know how each feature functions. CENTEL is supportive - very few problems."

DIMENSION CABLE - SUE ROBINSON

Installed early in November 1984 - 27 lines.

COMMENTS: "We have had some user oriented problems. Also had line problems with voice volume. Because of some of our own strange configurations we have encountered lines being dropped out."

"Absolutely no problems. Training properly is the entire key to success - do it yourself."

AGREEMENT

THIS AGREEMENT, made and entered into this 20th day of November, 1985, by and between CENTRAL TELEPHONE COMPANY-NEVADA, a Delaware Corporation (hereinafter referred to as "Centel"), and the CITY OF LAS VEGAS, a municipal corporation of the State of Nevada (hereinafter referred to as the "Customer"),

WITNESSETH:

WHEREAS, Centel is engaged in the business of providing custom-designed assemblies of business network telecommunications service and equipment; and

WHEREAS, the Customer desires to obtain business network telecommunications service and equipment from Centel;

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

Section 1: Definitions. For the purposes of this Agreement, unless a different meaning clearly appears from the context, the words and terms which are defined in subsections 1.1 to 1.18, inclusive, have the meanings ascribed to them in those subsections.

1.1: "Aggregate Charges" means the sum of the products which result when the rate, whether individual or joint, for each item of service or equipment, as is set forth on Exhibit "D" or Exhibit "D" (Revised) is multiplied by the quantity of each such item, as is set forth on Exhibit "C".

1.2: "Customer's Normal Working Hours" means 8:00 a.m. to 5:00 p.m., Mondays through Fridays.

1.3: "Customer's Normal Work Week" means Monday through Friday.

1.4: "Customer's Primary Location" means that location of the Customer which has the highest number of access lines.

1.5: "Day" means a calendar day.

1.6: "Dual Power Distribution" means a method of power distribution which provides two (2) 400 ampere feeders, designated as feeder "A" and feeder "B", for each power distribution center. One-half ($\frac{1}{2}$) of the equipment which receives power from a power distribution center will be on feeder "A" power, and the other one-half ($\frac{1}{2}$) will be on feeder "B" power.

1.7: "Equipment Duplication" means that the equipment core of the DMS-100 Family Switching System, which consists of the central control complex, networks, program and memory store and similar facilities, is duplicated or redundant in order to provide an enhanced capacity to process calls.

1.8: "Individual Rates" means the rates, designated as "individual rates" on Exhibit "D" or Exhibit "D" (Revised), which the Customer shall be required to pay if the conditions which are necessary for the application of the joint rates, as expressed in Section 36 hereof, are not satisfied.

1.9: "Inoperative Line" means a line to which a station set which is unable either to place or to receive calls is connected.

1.10: "Inside Wire" means that wire which originates at the station protection device which is furnished by Centel on the Customer's premises and terminates at the connecting block, jack or instrument.

1.11: "Joint Rates" means the rates, designated as "joint rates" on Exhibit "D" or Exhibit "D" (Revised), to which the Customer shall be entitled if the conditions which are necessary for the application of such joint rates, as expressed in Section 36 hereof, are satisfied.

1.12: "Major Failure" means a failure of one (1) or more attendant consoles or any failure that causes ten

percent (10%) or more of the Customer's access lines to become inoperative.

1.13: "Minimum Acceptable Level Of Uptime Service"

means that the level of service during any two (2) consecutive thirty (30) day periods shall not be less than ninety-eight percent (98%) uptime for the total number of lines and instruments which are then in use by the Customer.

1.14: "Non-Recurring Charges" means the charges for

items of service or equipment which are billed for on a one-time basis after such items are provided.

1.15: "Recurring Charges" means the charges for items

of service or equipment which, when such items are ordered by the Customer and installed, result in a billing every month thereafter until the provision of the respective items is terminated.

1.16: "Service Area Of Centel's Main Central Office"

means the area which is identified as the "Main Serving Area" on the map which is attached as Exhibit "A" hereto and by this reference made a part hereof.

1.17: "Standard Service Quantity" or "SSQ" means the

quantities of service and equipment which represent the communications requirements of the Customer during the first year after the execution of this Agreement.

1.18: "Uptime" means the on-line functioning of the

Customer's total lines/instruments.

Section 2: Service And Equipment Orders.

2.1: Upon the execution and acceptance by the Customer and Centel, respectively, of one or more Service/Equipment Orders which shall be substantially in the form which is attached as Exhibit "B" hereto and by this reference made a part hereof (the "Order" herein), Centel agrees to furnish the service and equipment which are set forth in the Order.

2.2: Except as is otherwise provided in subsection 2.3, the parties agree that the execution of any Order shall be in the Customer's sole discretion and the acceptance of any Order shall be in Centel's sole discretion.

2.3: The Customer and Centel agree that they each shall be obligated to execute and accept, respectively, an Order for the initial quantities of service and equipment within one year after the execution of this Agreement.

2.4: Before the execution and acceptance of any Order, the Customer and Centel will establish a date for the installation and activation of the service or equipment, or both, which is covered thereby.

Section 3: Standard Service Quantity And Rates.

3.1: The quantities of service and equipment which the Customer hereby leases from Centel are set forth in the SSQ which is attached as Exhibit "C" hereto and by this reference made a part hereof.

3.2: The rates which the Customer hereby agrees to pay to Centel for the quantities of services and equipment which are set forth on Exhibit "C" are set forth on Exhibit "D" attached hereto and by this reference made a part hereof, as said Exhibit "D" may from time to time be revised in accordance with subsections 3.3 and 6.1 hereof.

3.3: It is agreed that Exhibits "C" and "D" will form the basis for determining rate adjustments in accordance with subsection 6.1 hereof and minimum charges in accordance with subsection 7.1 hereof, and Exhibit "D" shall be revised and a new Exhibit "D" (Revised) shall be attached hereto following each rate adjustment pursuant to subsection 6.1 hereof.

Section 4: Term Of Agreement.

4.1: Except as is otherwise provided in subsection 4.2, this Agreement shall extend for a period of thirty-six

(36) months, commencing on the date of the execution hereof and ending on the ____ day of November, 1988, unless the same is sooner terminated in accordance with the provisions of Section 16 or Section 18 hereof.

4.2: Within thirty (30) days after each anniversary of the execution of this Agreement, Centel will propose to the Customer a written addendum to this Agreement in which it offers the Customer a one-year extension to the Agreement, to commence at the expiration of said initial thirty-six (36) months' term or at the expiration of any such extension, as the case may be, and specifies that the aggregate charges which are in effect at the time of the expiration of said initial term or of any extension thereof, as the case may be, shall be increased in accordance with subsection 6.1 hereof, if such be the case, and any other change in this Agreement which shall be in effect during such extension. The Customer shall have six (6) months after the date of its receipt of such addendum to submit to Centel in writing its acceptance of such proposal.

4.3: Centel shall have the right, at the expiration of said initial thirty-six (36) months' term or at the expiration of any extension thereof, to give written notice to the Customer of Centel's intention not to renew this Agreement following the expiration of the second extension thereafter.

Section 5: Services And Equipment Not Subject To Other Terms Of Agreement.

5.1: The items of service and equipment, and the respective rates which apply thereto, which are not subject to the other provisions of this Agreement but are provided by Centel to other business customers on either a tariffed or a non-tariffed basis and which Centel believes that the Customer may wish to order during the

term of this Agreement are set forth on Exhibit "E" which is attached hereto and by this reference made a part hereof. Although Centel has made a diligent effort to list all of such items which it reasonably believes that the Customer may wish to order, it is acknowledged by both parties hereto that such list may not be exhaustive, and it is therefore understood that such list may be supplemented from time to time to add new items of service and equipment, and the respective rates which apply thereto, upon mutual agreement.

5.2: Centel agrees to furnish to the Customer those items which it provides to its other business customers on a non-tariffed basis, and those which are presently subject to an approved tariff but subsequently become non-tariffed, at the most favorable rates at which Centel provides the respective items to any of its business customers, either through special contract or rate schedule.

Section 6: Adjustments To Rates.

6.1: Rates for items of service and equipment that are controlled by this Agreement, other than by Section 5 above, are subject to increase by Centel on the first day of the month following each anniversary of the execution of this Agreement, and Centel shall endeavor to give the Customer at least thirty (30) days' prior written notice of any such increase. Increases in the rates for specific services are not limited; provided, however, that the percentage of any increase in the aggregate charges, including interstate and intrastate access rates (also known as subscriber line charges), which results therefrom during either the second or third year of this Agreement or during any extension hereof may not exceed the increase in the average of the index figures of the Producer Price Index for Local

Business Telephone Service which is published by the Bureau of Labor Statistics, United States Department of Labor, and the Consumer Price Index, All Urban Consumers, U. S. City Average, which is published by the Bureau of Labor Statistics, United States Department of Labor for the day which precedes by sixty (60) days the date on which the increase in the aggregate charges is to become effective above the average of such index figures, if in respect of the year which commences on November ___, 1986, for the day which precedes by sixty (60) days the date of the execution of this Agreement and, in respect of each succeeding year thereafter, for the day which precedes by sixty (60) days the applicable anniversary of the execution hereof.

6.2: It is understood and agreed that a conversion from joint rates to individual rates, and the increase in the aggregate charges which results therefrom, by the operation of Section 36 hereof, shall not constitute an increase in rates as defined in subsection 6.1 above.

6.3: Centel will notify the Customer in writing, at least thirty (30) days prior to its implementation, of any change in the rates for items of service or equipment that are controlled by this Agreement, other than by Section 5 above; provided, however, that no such change shall result in an increase in the aggregate charges which the Customer is paying at any time other than the first day of the month which follows the next anniversary of the execution of this Agreement.

6.4: When Centel applies for an increase in the rates for any of the items of service and equipment which are set forth on Exhibit "E" that are subject to tariffs which have been approved by the Nevada Public Service Commission, Centel shall provide the Customer with all notices with respect to such application, and of the

hearings thereon, which are provided for in the Nevada Revised Statutes and the Nevada Administrative Code, and, upon request, will provide the Customer with a copy of such application. Although the Customer acknowledges that the approval of such application and the increases in rates which are requested therein is within the exclusive jurisdiction of the Nevada Public Service Commission, the Customer shall be entitled to appear and protest the increases in the rates at all stages of the proceedings with respect to such application, subject to the provisions of the Nevada Revised Statutes and the Nevada Administrative Code.

Section 7: Minimum Charges And Allowance For Interruptions.

7.1: Commencing on the anniversary of the execution of this Agreement and continuing throughout the balance of the initial thirty-six (36) months' term hereof, the Customer agrees to pay, at the minimum, ninety-five percent (95%) of the amount of the aggregate charges for the quantities of service and equipment which are shown on Exhibit "C", independently of the quantities of service and equipment which are actually provided to the Customer. During any extension of the initial term of this Agreement, the Customer agrees to pay a minimum charge of eighty-five percent (85%) of the amount of the aggregate charges for the quantities of service and equipment which are shown on Exhibit "C".

7.2: Centel shall not be liable for any defect, error, omission, delay, mistake, interruption or suspension of service or any other failure in connection with the furnishing of services or equipment hereunder which is caused by any act or omission of the Customer, and Centel's liability which arises out of or is in any way connected with any other defect, error, omission, delay,

mistake, interruption or suspension of service or any other failure in connection with the furnishing of services or equipment hereunder shall be limited to a credit allowance to the Customer which shall be determined in the following manner:

(a) An item of service or equipment shall be considered to be out of service for a day if such item is not available for use for a period of twenty-four (24) consecutive hours, and its failure to function properly is not due to any negligent or willful act or omission of the Customer or the failure of any facility which is provided by the Customer.

(b) No credit shall be allowed if the service or equipment is out of service for less than a day. If the service or equipment is out of service for a day or longer from the time that its failure to function properly is reported by the Customer or detected by Centel, a credit will be allowed against the Customer's billing for that billing period in an amount which is equal to the total monthly charge for that service or equipment, or both, multiplied by the ratio which the number of days on which such item of service or equipment, or both, was out of service bears to the number of days in that billing period. If the period during which such item was out of service exceeds twenty-four (24) hours, or an even multiple thereof, the total period upon which such credit will be allowed will be taken to the next higher even twenty-four (24) hour multiple.

(c) In no event will the credit allowance for any month exceed the total monthly charges for such item of service or equipment for that billing period.

Section 8: Service Additions Or Reductions. Additions to or reductions of the quantities of services or equipment which are used by the Customer are permitted during the term of this

Agreement at the then current rates which are established in accordance with this Agreement.

Section 9: Additional Service Offerings. From time to time, Centel may offer, and the Customer may seek, additional services. The rates, terms and conditions for the furnishing of such additional services may be added to this Agreement by means of an addendum.

Section 10: Routine Software Upgrades. It is acknowledged that Centel is continually upgrading the software features/packages and hardware in its central office switching systems. It is understood and agreed, however, that the Customer will incur no additional charge for these upgrades, and, if any such upgrade improves the basic capability of a feature or service to which the Customer subscribes, the Customer will receive such upgrade to the feature or service at no additional charge.

Section 11: Payment. Billings for Centel's services or equipment which have been installed and are functioning properly will commence on the day on which such services or equipment are activated, with respect to the initial items of service and equipment, and on the day on which any item which is the subject matter of any subsequent Order is installed and functioning properly, and shall be provided to the Customer on a monthly basis: (i) in advance, for the recurring charges, and (ii) in arrears, for the non-recurring charges. Only one billing per month will be issued to the Customer, and payment for all undisputed charges shall be made to Centel as indicated on the billing within forty-five (45) days after the billing date.

Section 12: Disputed Billings. In the event that the Customer disputes a portion of any of its monthly billings, it shall pay the undisputed portion of such billing in accordance with Section 11 above and initiate the dispute-resolving procedure which is provided for in Section 13 hereof.

Section 13: Resolution Of Disputes.

13.1: Should the Customer dispute a portion of any of its monthly billings, its representative shall, within

fifteen (15) days after the Customer's receipt of such billing, informally notify Centel's representative that such dispute exists, and such dispute shall be resolved in accordance with Centel's customary informal dispute resolution process. If such dispute cannot be resolved through such process within five (5) days after such notification is given, the Customer's Director of General Services and Centel's General Marketing/Operational Planning Manager, or their respective designees, shall meet to discuss the matter. If the Customer's Director of General Services and Centel's General Marketing/Operational Planning Manager, or the respective designees, are unable to resolve the dispute through such discussions within ten (10) days, the Customer shall, within ten (10) days thereafter, either pay the disputed charge or submit the matter to the Nevada Public Service Commission for resolution. The decision of the Nevada Public Service Commission shall be final and binding upon both parties, and, if it is adverse to the Customer, the Customer shall pay the amount which is so ordered to Centel within ten (10) days after its receipt of such decision, together with interest, commencing thirty (30) days after the date of the billing from which the dispute arose, at the rate of twelve percent (12%) per annum.

Section 14: Training. Each of the Customer's personnel who will be using the features and equipment of the system will receive training in accordance with the Customer's specifications with respect to class size, class duration, class locations and training times as are more particularly set forth on Exhibit "F" which is attached hereto and by this reference made a part hereof. Training sessions which are held between 6:00 a.m. and 10:00 p.m., Mondays through Fridays, will be conducted at no additional charge to the Customer. Any training session which is

required between 10:00 p.m. and 6:00 a.m., Mondays through Fridays, or at any time on a Saturday, Sunday or holiday will result in additional charges to the Customer. Centel will also provide training booklets with respect to the operation of the features of the system at no additional charge to the Customer.

Section 15: Customer Location. Sixty-five percent (65%) or more of the Customer's access lines shall continue to be in the service area of Centel's Main Central Office. If the Customer moves its primary location within such service area, the Customer will retain the rates which are specified herein without penalty, and non-recurring charges which are associated with such move shall apply. If the Customer moves its primary location outside of the service area of the Main Central Office, such move will be regarded as a termination of this Agreement by the Customer without cause.

Section 16: Termination With Cause By Centel. Centel may terminate this Agreement for any of the reasons which are specified in subsections 16.1 to 16.3, inclusive, as follows:

16.1: If the Customer is in arrears in the payment of any undisputed amount which is due hereunder for more than sixty (60) days.

16.2: If the Customer breaches any of its obligations under Sections 23 and 37 and subsection 2.3 of this Agreement and such breach continues for thirty (30) days after Centel notifies the Customer in writing of such breach.

16.3: If the Customer, without cause, prohibits Centel from entering the Customer's premises during the Customer's normal working hours for maintenance or repair, or both, of Centel's equipment.

Section 17: Force Majeure - Customer. Notwithstanding anything to the contrary which is contained in Section 16 above, the Customer shall be excused of any failure, delay or interruption in performing its obligations hereunder, other than a

failure to pay Centel's billings in a timely manner in accordance with Sections 11, 12 and 13 above, which is due to causes or conditions beyond its control, by which is meant acts of God, the elements, weather conditions, earthquakes, settlements, fire, accidents, sabotage, acts or omissions of governmental authorities (other than the Customer or any agency thereof but including regulatory authorities and courts), shortages of labor or materials, acts of third parties for which the Customer is not responsible, injunctions, labor troubles or disputes of every kind (including those which affect the Customer or its contractors, suppliers or subcontractors) or any other condition or circumstance, whether similar to or different from the foregoing (it being agreed that the foregoing enumeration shall not limit or be characteristic of such conditions or circumstances), which is beyond the control of the Customer or which could not be prevented or remedied by reasonable effort and at reasonable expense; but the Customer shall use its best efforts to resume with utmost dispatch the performance of any obligation hereunder, the performance of which is excused by this Section 17.

Section 18: Termination With Cause By Customer. The Customer may terminate this Agreement for any of the reasons which are specified in subsections 18.1 to 18.3, inclusive, as follows:

18.1: If Centel fails to install and activate any of the services or equipment which is ordered by the Customer hereunder on or before the date which is determined in accordance with subsection 2.4 above.

18.2: If Centel fails to provide the Customer with the minimum acceptable level of uptime service, and Centel fails to restore service to at least the minimum acceptable level of service within thirty (30) days after its receipt of written notice so to do from the Customer; provided, however, that the definition of uptime service may be adjusted as lines/instruments are either added to

or subtracted from the original number of lines/instruments.

18.3: If Centel breaches any of its obligations under Sections 14, 21 and 24 and subsections 2.3 and 6.4 of this Agreement and such breach continues for thirty (30) days after the Customer notifies Centel in writing of such breach.

Section 19: Force Majeure - Centel. Notwithstanding anything to the contrary which is contained in Section 18 above, Centel shall be excused of any failure, delay or interruption in performing its obligations hereunder which is due to causes or conditions beyond its control, by which is meant acts of God, the elements, weather conditions, earthquakes, settlements, fire, accidents, sabotage, power failures, cable cuts, acts or omissions of governmental authorities (including regulatory authorities and courts), shortages of labor or materials, acts of third parties for which Centel is not responsible, injunctions, labor troubles or disputes of every kind (including those which affect Centel or its contractors, suppliers or subcontractors), unavailability of space at the Customer's premises for necessary equipment or wiring, inability to secure access to the Customer's premises during the Customer's normal working hours if such access is necessary in order to complete required work or any other condition or circumstance, whether similar to or different from the foregoing (it being agreed that the foregoing enumeration shall not limit or be characteristic of such conditions or circumstances), which is beyond the control of Centel or which could not be prevented or remedied by reasonable effort and at reasonable expense; but Centel shall use its best efforts to resume with utmost dispatch the performance of any obligation hereunder, the performance of which is excused by this Section 19.

Section 20: Effect Of Termination. No termination by either party hereto, with or without cause, shall affect Centel's obligation to provide the Customer with telecommunication ser-

vices, subject to the applicable tariffs, at a level which is contemplated in this Agreement until Centel receives written notice from the Customer that the Customer no longer desires such services, and, in the event of such termination, the Customer shall pay for such services at Centel's then applicable tariffs therefor as long as it continues to receive the same, and, if the Customer fails to pay for such services at the applicable tariffs, Centel's remedies shall include those which are set forth in the applicable tariffs. However, nothing herein shall be construed in such a manner as to prevent the Customer from acquiring such services, or any portion thereof, from any other source. For the purposes of billing and payment, any termination shall be effective on the first day of the month which next follows the receipt of the notice of termination by the other party.

Section 21: Warranty And Maintenance. Centel hereby warrants all materials, workmanship and the successful operation of all of the equipment and apparatus which is supplied by it, as provided in subsections 21.1 to 21.5, inclusive.

21.1: Switching System: A very high degree of reliability is provided for in the DMS-100 Family Switching Systems which are designed through the use of equipment duplication, automatic self-checking routines and dual power distribution, and Centel hereby warrants the successful operation thereof. Additionally, Centel technicians will perform all required switch maintenance at no additional charge to the Customer.

21.2: Station Equipment:

(a) Maintenance will be provided by Centel on all station equipment which is leased from Centel at no additional charge to the Customer.

(b) Maintenance will be provided by Centel on all new equipment which is purchased from Centel for a period of one (1) year from the date of such purchase at

no additional charge to the Customer. Additionally, optional maintenance service will be provided by Centel after such first year on all new equipment which is purchased from Centel at the rates which are stated on Exhibit "G" attached hereto and by this reference made a part hereof, as said Exhibit "G" may from time to time be revised in accordance with subsection 6.1 above by the attachment hereto of a new Exhibit "G" (Revised), if the Customer notifies Centel in writing, at least thirty (30) days prior to the expiration of such first year, that such optional maintenance service is desired.

(c) There is no warranty on used equipment which is purchased in-place from Centel. However, optional maintenance service will be provided by Centel, at the rates which are stated on Exhibit "G" or Exhibit "G" (Revised), on used equipment which is purchased in-place from Centel, if the Customer notifies Centel in writing, at the time that the purchase of such used equipment is concluded, that such optional maintenance service is desired.

(d) Optional maintenance service will be provided by Centel, at the rates which are stated on Exhibit "G" or Exhibit "G" (Revised), on all new equipment which is listed on Exhibit "H" hereto and by this reference made a part hereof and which the Customer purchases from sources other than Centel, upon Centel's receipt, at the time such purchase is concluded or within thirty (30) days prior to the expiration of any warranty thereon, whichever last occurs, of written notice from the Customer which states that such optional maintenance service is desired.

(e) Upon the Customer's request, Centel may elect, at its option, to provide maintenance service on equipment, other than the equipment which is listed on

Exhibit "H", which is purchased by the Customer. Prices for such maintenance service will be provided to the Customer at its request.

(f) Maintenance service on all devices which are under warranty or under Centel's optional maintenance service contract will be performed by Centel at no additional charge to the Customer if there is any mechanical or electronic failure of such device, or the cord thereto, which is due to normal usage and wear of the device. Additional time and material charges will apply to the maintenance or replacement of such devices if the damage thereto is the result of misuse, neglect, abuse, theft, vandalism, accident, fire, unauthorized repairs or alterations, contingencies or occurrences which are commonly referred to as acts of God.

21.3: Inside Wire And Jacks:

(a) Inside wire and jacks shall be warranted for a period of thirty (30) days.

(b) The maintenance service which is provided for in paragraph (c) hereof will be provided by Centel on the inside wire and jacks within each separate building only on an "all or none" basis within that building. Should the Customer elect not to have Centel provide the maintenance service on the inside wire and jacks within any one or more of its buildings, Centel hereby gives its permission for the Customer to maintain such inside wire and jacks itself or cause the same to be maintained by a contractor of its choice.

(c) If the Customer elects for Centel to provide maintenance service on the inside wire and jacks which terminate on station equipment which is leased from Centel within any of its buildings, such maintenance service will be provided by Centel at no additional charge to the Customer. The Customer may make such election at any time.

(d) Optional maintenance service will be provided on the inside wire and jacks on lines which terminate on station equipment which is owned by the Customer or has been obtained through lease/purchase agreements with Centel or other sources or which terminates anywhere other than on station equipment which is leased from Centel, on an "all or none" basis within each building, at the unit prices which are stated on Exhibit "G" or Exhibit "G" (Revised). Centel shall have the obligation of identifying and notifying the Customer of the inside wire and jacks which are subject to such optional maintenance service, and the Customer may obtain at any time such optional maintenance service with respect to any inside wire or jack which is so identified.

(e) In lieu of the optional maintenance service which is provided for in paragraph (d) above, Centel will provide maintenance service on the inside wire and jacks which are subject thereto on a time and materials basis, if the Customer at any time so elects.

(f) Notwithstanding any of the foregoing, Centel agrees to repair or replace any inside wire or jack which is damaged by any of its employees, agents or contractors.

21.4: Rates For Optional Maintenance Service: Except for the maintenance service which is provided on a time and materials basis pursuant to paragraph (e) of subsection 21.3 above, any optional maintenance service which is ordered by the Customer will be provided by Centel for the duration of the initial thirty-six (36) months' term of this Agreement and any extension thereof at the rates which are set forth in Exhibit "G" or Exhibit "G" (Revised). Increases in such rates shall be governed by the provisions of subsection 6.1 above.

21.5: Maintenance Response Time: Centel's service technicians will arrive at the Customer's premises, or

at such other location as the failure occurs, in response to a call with respect to (i) a major failure within two (2) hours during the Customer's normal working hours and within four (4) hours at all other times, Saturdays, Sundays and holidays included, and (ii) other than a major failure, which nevertheless requires service, within twenty-four (24) hours during the Customer's normal work week. Each technician who is assigned by Centel to provide service to the Customer's services or equipment shall possess sufficient technical training to enable him or her correctly to diagnose, maintain and repair such services or equipment.

Section 22: Testing And Acceptance Of System. Following the completion of the installation of the initial services and equipment which form the subject matter of this Agreement, such services and equipment shall be tested by Centel and accepted by the Customer in accordance with subsections 22.1 to 22.4, inclusive.

22.1: Centel shall notify the Customer in writing, at least seven (7) days in advance of the anticipated testing, that, on the date of the anticipated testing, the installation of such services and equipment will be complete, that such services and equipment will be ready for testing and acceptance and the date on which such testing shall take place.

22.2: Centel shall provide the Customer in writing with an exact physical description of such services and equipment and the location at which each item thereof has been installed on the Customer's premises. The Customer reserves the right to conduct, prior to its acceptance of such services and equipment, a physical inventory of the items of service and equipment which are so described and to require Centel to correct any deficiency which the Customer discovers.

22.3: Centel shall, in the presence of at least one (1) designated representative of the Customer, perform operational testing on all of the items of service or equipment which are designated by the Customer to be tested in order to determine whether or not such items are functioning within the standards of the industry. Any of such items which is found not to be functioning within the standards of the industry shall be replaced, repaired or adjusted promptly in order to correct such malfunction, and, in the event that any malfunctioning item is not made to function within the standards of the industry within sixty (60) days after such testing, Centel shall be deemed to be in breach of this Agreement; provided, however, that once an item of service and equipment has been tested and determined to be functioning within the standards of the industry, that item need not be retested as a precondition to the Customer's acceptance of such services and equipment.

22.4: After the Customer has reasonably determined that such services and equipment are functioning within the standards of the industry, it shall accept the same and notify Centel of such acceptance in writing.

Section 23: Provision Of Equipment And Wiring Location.

The Customer will have the responsibility of arranging for or providing, at its premises only:

(a) All necessary floor plans in order to permit reasonable access for engineering purposes and to equipment locations;

(b) All necessary electrical source, circuits and AC power for the electronic phones;

(c) All initial raceways, conduits, conduit holes and wireways, as requested by Centel and all additional raceways, conduits, conduit holes and wireways which are mutually agreed upon; and

(d) All necessary authorizations and permits from entities which have jurisdiction over the Customer's premises.

Section 24: Other Regulations. It is acknowledged that the parties hereto do not construe the provision of services or equipment pursuant to this Agreement to be subject to any federal or state tariff. In the event that a federal or state regulatory authority determines that any of such services or equipment shall be provided under a tariff, the items of service or equipment which are subject to such determination shall, from the date of the approval of a tariff therefor, be subject to such tariff, and the parties agree that the terms and rates which are provided in this Agreement shall be substantially incorporated in any tariff filing which is made with such regulatory authority, which filing shall be subject to the approval of such authority in accordance with law.

Section 25: Mutual Indemnity. In the event that any physical injury to any person or damage to tangible property occurs on or adjacent to the Customer's premises, or the death of any person results from physical injury to such person which occurred on or adjacent to the Customer's premises, which is caused, in whole or in part, by the negligence of Centel or any of its employees, agents or contractors, the Customer and Centel agree to indemnify each other for any damage claim which arises therefrom, and each party shall be liable to the other under such indemnity only for that portion of any judgment that is ultimately obtained which represents the percentage of negligence which is attributable to it. This Section shall not impose upon either party a duty to defend the other against any such claim or to pay the attorneys' fees, court costs or other expenses of the defense of the other party with respect to such claim.

Section 26: Release Of Centel From Consequential Damages. Except for damages for physical injuries to persons or tangible property and except as is otherwise provided in Sec-

tion 25 above, Centel shall not be liable for, and is hereby released from, any special, indirect, incidental or consequential damage, including without limitation lost profits, damage to business reputation, lost opportunity or commercial loss of any kind, to the Customer which results from the use or the inability to use any of the services or equipment which is contemplated herein or from the breach by Centel or any of its employees, agents or contractors of any of Centel's obligations under this Agreement or Centel's termination, with or without cause, of this Agreement, whether or not Centel has been advised of the possibility of such damages. Notwithstanding any of the foregoing, however, the Customer shall be entitled to recover all of its direct, as opposed to consequential, damages which may result from the termination of this Agreement by Centel without cause.

Section 27: Attorneys' Fees. If it becomes necessary for either party to commence an action at law for the breach by the other of any of the provisions of this Agreement, it is mutually understood and agreed that the party that prevails in such action will be entitled to reasonable attorneys' fees.

Section 28: Disclaimer Of Third Party Rights. It is not the intention of the parties hereto to create by this Agreement any right, including without limitation purported rights of third party beneficiaries, if any, in any person who is not a party to this Agreement.

Section 29: (Deleted by mutual agreement.)

Section 30: Independent Contractor. It is understood and agreed that Centel, in performing the services which are contemplated in this Agreement, shall act as an independent contractor and not as an agent or partner of or joint venturer with the Customer in performing such services. Centel shall maintain complete control over its employees, contractors and subcontrac-

tual relationship between the contractor or subcontractor in any such contract or subcontract and the Customer. Centel shall perform all of the work in accordance with its own methods, subject to compliance with this Agreement.

Section 31: Notices.

31.1: Any notice, demand or writing which is required or appropriate to be given, made or sent hereunder shall be deemed to have been duly given, made or sent when it is made in writing and either delivered in person to the person who is identified below or deposited as certified mail with the United States Postal Service, first-class postage prepaid and return receipt requested, addressed as follows:

If to the Customer:

CITY OF LAS VEGAS
c/o Director of General Services
400 East Stewart Avenue
Las Vegas, Nevada 89101

If to Centel:

CENTRAL TELEPHONE COMPANY
c/o General Marketing/Operational Planning Manager
330 South Valley View Boulevard
Las Vegas, Nevada 89152

31.2: Any such notice, demand or writing shall be effective upon the other party's receipt thereof.

31.3: The address to which any notice, demand or writing may be given, made or sent to any party hereto, as above provided, may be changed by written notice which is given by such party as above provided.

Section 32: Entire Agreement.

32.1: This Agreement, together with the exhibits which are attached and are to be attached, constitute the entire agreement between the parties hereto with respect to the subject matter hereof and supersedes all previous negotiations, proposals, commitments, writings, advertisements, publications and understandings of any

nature whatsoever. No waiver, alteration or modification of any of the provisions hereof shall be binding unless they are made in writing and signed by a duly authorized representative of the respective parties.

32.2: Each exhibit to this Agreement, whether attached at the time of the execution hereof or attached subsequent to such execution, in order to be binding upon both parties hereto shall be initialed by a duly authorized representative of the respective parties; provided, however, that no increase in the aggregate charges which is effected pursuant to subsection 6.1 hereof and made the subject matter of an Exhibit "D" (Revised) is subject to the approval of the Customer, and, if the representative of the Customer has not initialed any Exhibit "D" (Revised) which incorporates any such increase within thirty (30) days after it is submitted to the Customer, it shall be deemed to have been so initialed upon the expiration of such thirty (30) days' period.

Section 33: Effect Of Waiver Of Default. The waiver by either party of, or the failure of either party to take action with respect to, any breach of any term, covenant or condition which is herein contained shall not be deemed to be a waiver of such term, covenant or condition or of any subsequent breach of the same or any other term, covenant or condition which is herein contained.

Section 34: Section Captions. The caption which appears in connection with any section or subsection designation of this Agreement is for convenience only and is not a part of this Agreement, does not in any way limit or amplify the terms and provisions of this Agreement and should not be relied upon or resorted to in the interpretation of the section or subsection to which it applies or of this Agreement as a whole.

Section 35: Severability. In the event that any of the terms, covenants or conditions of this Agreement or the applica-

tion of any such term, covenant or condition shall be held to be invalid as to any person or circumstance by any court which has jurisdiction in the premises, none of the other terms, covenants or conditions of this Agreement, or its application, shall be affected thereby, and all of such other terms, covenants and conditions shall remain in full force and effect unless a court of competent jurisdiction holds that the provision in question, or the application thereof to any person or circumstance, is not severable from such other provisions.

Section 36: Dependency Of Joint Rates Upon Similar Agreements By Other Entities. The Customer acknowledges that the joint rates for the services and equipment which are to be provided hereunder which are set forth on Exhibit "D" or Exhibit "D" (Revised) are based upon the understanding by Centel that Clark County and the Las Vegas Metropolitan Police Department will each enter into a similar agreement with Centel. It is therefore understood and agreed that such joint rates shall not be effective unless and until each of such other governmental entities has entered into an agreement which is substantially in the form hereof, and, until such time, Centel shall provide such services and equipment to the Customer at the individual rates which are set forth on Exhibit "D" or Exhibit "D" (Revised). It is further understood and agreed that, after each of such other governmental entities has entered into a similar agreement with Centel, Centel shall provide such services and equipment to the Customer at the joint rates unless and until the total of the aggregate charges for the services and equipment which Centel provides to all of the governmental entities, including the Customer, combined drops below ninety-six percent (96%) of the total of the aggregate charges for the services and equipment which are set forth in the combined SSQ's of all of the governmental entities, including the Customer. In the event that the total of the aggregate charges for the services and equipment which Centel provides to all of the governmental entities, including the Customer, combined drops

below such ninety-six percent (96%) level, the Customer shall pay Centel for the services and equipment which the Customer is then receiving at the individual rates which are then set forth on Exhibit "D" or Exhibit "D" (Revised) until the total of the aggregate charges for the combined services and equipment shall again attain such ninety-six percent (96%) level.

Section 37: Security Interest. The Customer acknowledges that a security interest in favor of Centel exists with respect to all of Centel's equipment which is installed at the Customer's premises, which security interest shall continue throughout the term of this Agreement, and, in this connection, the Customer agrees to execute and consent to the filing of any financing statement under the Uniform Commercial Code which Centel may reasonably request it to execute in conjunction with such security interest.

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.

CENTRAL TELEPHONE COMPANY-NEVADA

By

George B. Kemple
George B. Kemple, Vice President

ATTEST:

Bruce J. Becker
Bruce J. Becker, Assistant Secretary
General Network Switching Manager

CITY OF LAS VEGAS

By

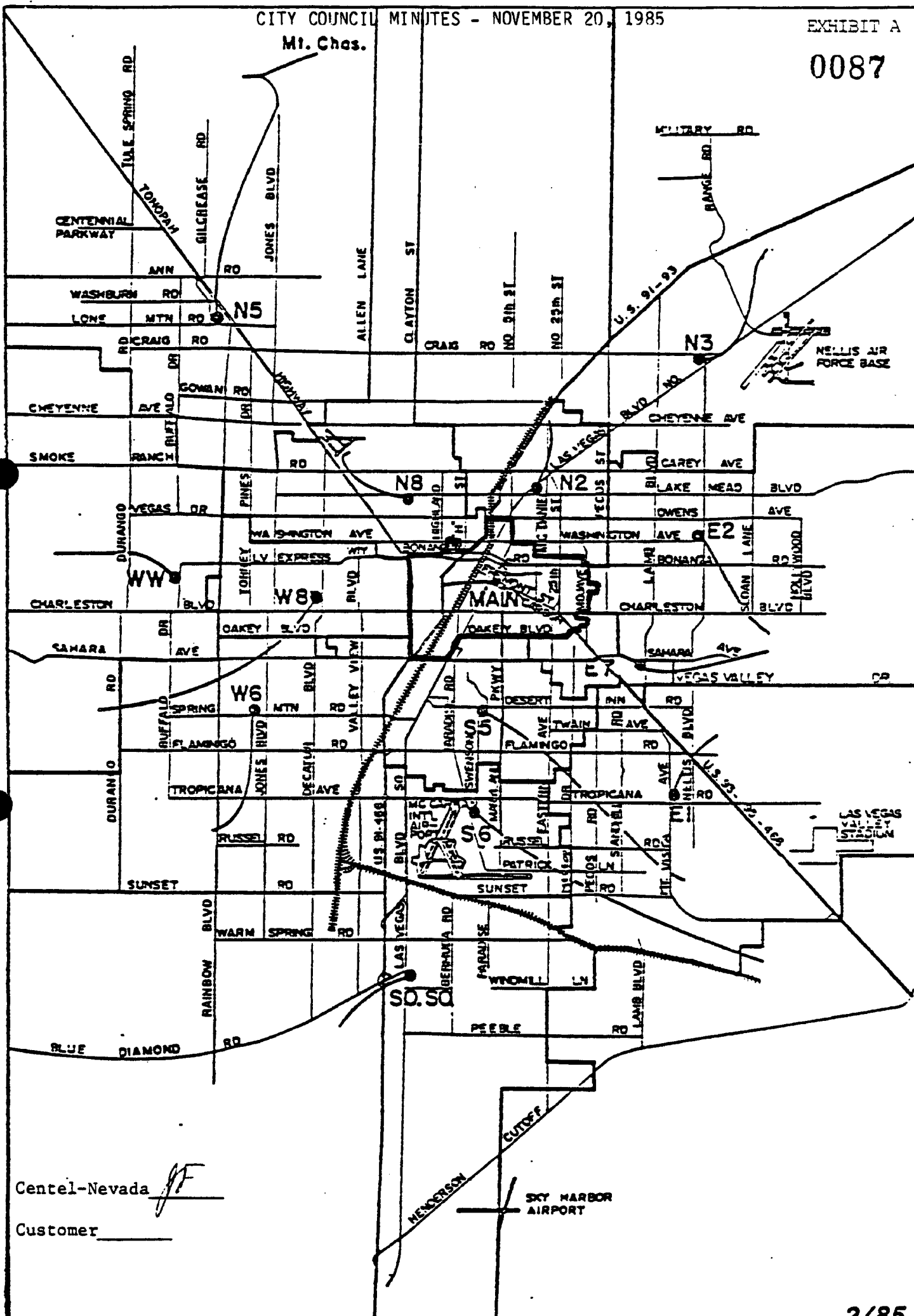
William H. Briare
WILLIAM H. BRIARE, Mayor

ATTEST:

Carol Ann Hawley
CAROL ANN HAWLEY, City Clerk

[Handwritten initials]
12-20-85

0087



Centel-Nevada

Customer

0088

EXHIBIT B

SERVICE/EQUIPMENT ORDER

Date: _____

_____ ("Customer") hereby orders from Central Telephone Company-Nevada ("Centel"), and agrees to pay for, the services and equipment identified below in accordance with the terms and conditions of the Integrated Business Network Agreement between the parties.

Description Of ServiceQuantityDescription Of EquipmentQuantityPurchase/Lease

Customer: _____

Central Telephone Company-Nevada

By: _____

By: _____

Title: _____

Title: _____

Centel-Nevada *CF*

Customer _____

EXHIBIT C

CITY OF LAS VEGAS
STANDARD SERVICE QUANTITY

<u>DESCRIPTION</u>	<u>QUANTITY</u>
Basic Service Charge	1
Access Line Including Access Charges-Main C.O.	540
Access Line Including Access Charges-Other C.O.'s	60
Electronic Switched Network	600
C.O. Charge For Console	1
C.O. Charge For Electronic Business Set	85
Station Message Detail Recording	1
6-Party Conference	1
Electronic Business Set - Non-Display	85
Speakerphone For Electronic Business Set	5
Add-On Module For Electronic Business Set	15
Attendant Console With Power Supply And Battery Back Up	1

Centel-Nevada *NE* Customer

EXHIBIT D

CITY OF LAS VEGAS
RATE SCHEDULE FOR SERVICES

<u>DESCRIPTION</u>	<u>MONTHLY RATE</u> <u>INDIVIDUAL RATE</u>	<u>JOINT RATE</u>
Basic Service Charge	\$940.00	\$300.00
Access Line Including Access Charges-Main C.O.	17.00	14.00
Access Line Including Access Charges-Other C.O.'s	17.00	17.00
Electronic Switched Network	.50	.50
C.O. Charge For Console	230.00	100.00
C.O. Charge For Elec. Bus. Set	3.50	3.50
Station Message Detail Recording	100.00	100.00
6-Party Conference	20.25	20.25
Electronic Business Set - Non-Display	12.00	12.00
Speakerphone For Elec. Bus. Set	12.00	12.00
Add-On Module For Elec. Bus. Set	20.00	20.00
Attendant Console With Power Supply And Battery Backup	325.00	325.00

Centel-Nevada Customer

EXHIBIT E.1

CITY OF LAS VEGASService And Equipment Not Subject To
Other Terms Of This AgreementTARIFFED SERVICES AND EQUIPMENT

<u>DESCRIPTION</u>	<u>NON-RECURRING CHARGES</u>	<u>RECURRING CHARGE</u>
Service Order - Add, Move, Change	\$6.00	
Service Order - New Service, Transfer	20.00	
Line Connection	10.00	
Premise Visit	5.00	
Inside Wiring	17.00	
Modular Jack	5.00	
Software Programming Change	2.50	
Key Equipment Currently Leased From Centel		
<u>KEY FEATURES</u>		
Key Telephone Station	5.00	\$2.00
Key System Line Charge		
1-5 Lines, Each Line	4.00	2.35
6-10 Lines, Each Line	4.00	3.35
11 Lines Or More, Each Line	4.00	4.35
<u>INTERCOM EQUIPMENT</u>		
Each Intercommunicating Line		1.25
Dial Signalling Unit With 17 Station Capacity	10.00	4.90
Increment Of 9 Stations In Excess Of 17	35.00	4.10
Touch-Call Signalling Unit		
10 Station Capacity	15.00	10.25
19 Station Capacity	20.00	12.00
Increments Of 9 Stations In Excess Of 19	35.00	4.10
Buzzer		.25
Busy Lamp Operation	3.00	.85
<u>KEY TELEPHONE SETS</u>		
7 And 10 Button Rotary Dial	25.00	7.35
7 And 10 Button Touch-Tone	25.00	8.00
20 Button Rotary Dial	40.00	11.70
20 Button Touch-Tone	40.00	12.35
30 Button Call Director	45.00	25.00

Centel-Nevada Customer

CITY OF LAS VEGASService And Equipment Not Subject To
Other Terms Of This AgreementNON-TARIFFED SERVICES AND EQUIPMENT

<u>DESCRIPTION</u>	<u>NON-RECURRING CHARGES</u>	<u>RECURRING CHARGE</u>
Flat Rate Charge For Time And Materials		
Maintenance Premise Visit	\$55.00	
Station Handling	5.00	
Purchase Of Equipment		
NTI Electronic Business Set	230.00	
NTI Electronic Business Set W/Display	435.00	
Speakerphone For Elec. Bus. Set	198.00	
Add-On Module For Elec. Bus. Set	356.00	
Wall Mount Bracket For Elec. Bus. Set	5.50	
IBS Attendant Console	4,560.00	
Console Power System	2,612.00	
Batteries For Console	350.00	
Headset For Console	245.00	
Handset For Console	60.00	
Unity II	75.00	
Unity III	100.00	
ITT 2500 Desk Phone	59.95	

Centel-Nevada Customer

CITY OF LAS VEGAS
TRAINING SPECIFICATIONS

Centel shall provide the City of Las Vegas with the following:

(1) Training Sessions

(a) Locations

All training shall be conducted on the premises of the City of Las Vegas which are listed as:

- (1) City Hall Tower
400 East Stewart
- (2) Engineering Design Section
400 East Stewart
- (3) Municipal Court
400 East Stewart
- (4) Council Chambers - Press Room
400 East Stewart

Remote Locations

- (5) City Yard - Bldg. A
3100 East Bonanza
- (6) Recreation
749 Veterans Memorial Dr.
- (7) Animal Control
700 N. Mojave
- (8) Senior Citizen Center
450 East Bonanza
- (9) Graphic Arts Services
300 Las Vegas Blvd. N.
- (10) Reed Whipple Center & Rainbow Co.
821 Las Vegas Blvd. N.
Sports Center
821-1/2 Las Vegas Blvd. N.

Centel-Nevada *RF*

Customer

EXHIBIT F.2

- (11) City Yard - Bldg B.
3100 East Bonanza
- (12) Stewart-Mojave Recreation Center
275 N. Mojave
- (13) Traffic Management Center
416 North Eighth Street
- (14) Charleston Heights Library
800 Brush
- (15) Doolittle Community Center & Pool
Lake Mead & J Street

Limited Service Locations

- (16) Woodlawn Cemetary
1500 Las Vegas Blvd. N.
- (17) Lorenzi Adaptive Center
3300 West Washington
- (18) Dula Community Center
430 East Bonanza
- (19) Parking Meter Repair
222 Carson
- (20) Satellite Garage
4367 Vegas Drive
- (21) Mirabelli Community Center
6200 Elton
- (22) Del Robison Community Center
825 Marion Drive
- (23) Knudson Community Center
2400 Atlantic
- (24) Hyde Park Community Center
900 Hinson
- (25) Detention/Correction Facility
3100 East Stewart
- (26) Derfelt Senior Citizen Center
3333 West Washington

Centel-Nevada Customer

EXHIBIT F.3

(b) Time

Instruction classes shall be provided by Centel at the locations shown under 9a) during these times:

(1)	City Hall	8:30 A.M. - 4:00 P.M.	M - F
	MIS - Swing Shift	5:00 P.M.	
(2)	Eng. Design	8:30 A.M. - 4:00 P.M.	M - F
(3)	Muni Court	6:00 A.M. - 6:00 P.M.	M - F
(4)	Council Chambers-Press	8:30 A.M. - 4:00 P.M.	M - F
(5)	City Yard - Bldg. A	7:00 A.M. - 2:00 P.M.	M - F
(6)	Recreation	9:00 A.M. - 4:00 P.M.	M - F
(7)	Animal Control	6:00 A.M. - 10:00 P.M.	M - F
(8)	Senior Citizens	9:00 A.M. - 4:00 P.M.	M - F
(9)	Graphics	9:00 A.M. - 4:00 P.M.	M - F
(10)	Reed Whipple	1:00 P.M. - 7:00 P.M.	M - F
(11)	City Yard - Bldg. B	7:00 A.M. - 8:00 P.M.	M - F
(12)	Stewart Mojave Rec.	10:00 A.M. - 8:00 P.M.	M - F
(13)	Traffic Management	8:00 A.M. - 4:00 P.M.	M - F
(14)	Charleston Library	10:00 A.M. - 8:00 P.M.	M - F
(15)	Doolittle	10:00 A.M. - 4:00 P.M.	M - F
(16)	Woodlawn	9:00 A.M. - 4:00 P.M.	M - F
(17)	Lorenzi Adapt.	10:00 A.M. - 4:00 P.M.	M - F
(18)	Dula	9:00 A.M. - 4:00 P.M.	M - F
(19)	Satellite Garage	2:00 P.M. - 9:00 P.M.	M - F
(20)	Mirabelli	9:00 A.M. - 4:00 P.M.	M - F
(21)	Derfelt Senior Center	9:00 A.M. - 4:00 P.M.	M - F
*(22)	Dentention Center	6:00 A.M. - 10:00 P.M.	M - F
(23)	Parking Meter Repair (1 Phone)		
** (24)	Del Robison (1 Phone)		
** (25)	Knudson (1 Phone)		
** (26)	Hyde Park (1 Phone)		

*Detention Center may not have to be changed out, but will need training on new features.

**These are pool locations that are not open, Recreation will have to brief their staff on features if they want them to have use of them.

(c) Class Site

Each location shall have the class size tailored to the specific needs of that particular location.

Centel-Nevada RF

Customer _____

- (1) The class size for individuals who will be assigned a P-Phone and/or Departmental call group responsibilities shall be approximately five (5). The class size may be smaller than five (5) individuals but if for any reason the class size might exceed five (5), approval must be obtained from the City prior to the class being conducted.
- (2) The class size for individuals who will be assigned the standard desk set shall be approximately 10. The class size may be smaller than 10 individuals, but if for any reason the class size might exceed 10, approval must be obtained from the City prior to the class being conducted.

(d) Instruction Period

Each instruction period shall be tailored to the specific needs of that particular class.

- (1) The instruction period for individuals who will be assigned a P-Phone and/or Departmental call group responsibilities shall be approximately 2 hours.

The instruction period may be more than 2 hours depending upon the class participants ability to grasp the complexities of the instruments functions. The instruction period may be less than 2 hours, but the City's approval must be obtained prior to the shortening of the 2 hours.

- (2) The instruction period for individuals who will be assigned the standard desk set shall be approximately 1 hour.

The instruction period may be more than 1 hour depending upon the class participants ability to grasp the complexities of the instruments functions. The instruction period may be less than 1 hour, but the City's approval must be obtained prior to the shortening of the 1 hour.

The instruction period for either D(1) or D(2) shall be divided approximately in half. The first half of either instruction period must be conducted prior to the actual installation of the instrument(s). This is done to ensure familiarity of the instrument functions by the user. The second half of either instruction period must be conducted within one (1) work week after the instruments are initially installed.

Centel-Nevada 

Customer _____

Thereafter, for the first 90 calendar days after initial installation, Centel shall provide a customer service representative on an "On-Call", "As-Needed" basis as determined by the City for continued instructional needs of City employees.

(e) Instruction Booklets

Centel shall furnish to the City, at no cost, an individual instruction booklet for each City employee who will be using either the P-Phone or the standard desk set. The approximate number of City employees is 1,300.

(f) Additional Training

Centel shall provide additional training throughout the term of the contract or any extension at no cost, provided that the requested additional training is not unreasonable and does not place an undue burden on Centel training personnel.

Centel-Nevada JE

Customer _____

EXHIBIT G

CITY OF LAS VEGAS
RATE SCHEDULE FOR OPTIONAL MAINTENANCE SERVICES

<u>DESCRIPTION</u>	<u>MONTHLY RATE</u>
Inside Wire And Jack	\$.75 Per Access Line
NTI Electronic Business Set	4.55 Per Instrument
Speakerphone For Elec. Bus. Set	3.60 Per Unit
20 Button Add-On Module For Elec. Bus. Set	6.25 Per Unit
IBS Attendant Console	75.60 Per Console
Cook Recording Unit	20.00 Per Unit
ITT 2500 Desk Phone	1.50 Per Instrument
ITT 2554 Wall Phone	1.50 Per Instrument
ITT 3200 Trendline Desk Phone	1.75 Per Instrument
ITT 3254 Trendline Wall Phone	1.75 Per Instrument
NTI Contempra Desk Or Wall Phone	2.25 Per Instrument
NTI Unity II Desk Or Wall Phone	2.00 Per Instrument
NTI Unity III Desk Or Wall Phone	2.25 Per Instrument
NTI Harmony Desk Or Wall Phone	1.50 Per Instrument
NTI Quick-Touch Desk Or Wall Phone	2.00 Per Instrument

Centel-Nevada *CF* Customer

EXHIBIT H

CITY OF LAS VEGASStation Equipment Eligible For Optional Maintenance Service
At Rates Specified In Exhibit G

<u>DESCRIPTION</u>	<u>MANUFACTURER</u>
2500 Desk Phone	ITT
2554 Wall Phone	ITT
3200 Trendline Desk Phone	ITT
3254 Trendline Wall Phone	ITT
Contempra Desk Or Wall Phone	Northern Telecom
Unity II Desk Or Wall Phone	Northern Telecom
Unity III Desk Phone	Northern Telecom
Harmony Desk Or Wall Phone	Northern Telecom
Quick-Touch Desk Or Wall Phone	Northern Telecom

Centel-Nevada MF

Customer _____

TRANSCRIPT - CITY COUNCIL MEETING - NOVEMBER 20, 1985 - 10:00 A.M. - PAGE 1
IV(f). DEPARTMENT OF GENERAL SERVICES - B.3. TELECOMMUNICATION SYSTEMS

MAYOR BRIARE: Item C, telecommunication systems.

COUNCILMAN LURIE: I'd like a report.

MAYOR BRIARE: From Mr. Hall?

COUNCILMAN LURIE: Well, I don't know who is going to give it, but I want to hear from somebody concerning the telephone system analysis. Was this the final draft and recommendation that you gave us?

DAN PILKINGTON: I believe, sir, what you have in front of you is the final draft on the analysis.

COUNCILMAN LURIE: What you're telling us in this analysis here is that you give us the current system, what we're paying, and how much we're going to pay on rent and is this a rental/purchase?

DAN PILKINGTON: No, sir.

COUNCILMAN LURIE: This is just a complete rental for each year. Each twelve months it comes back for renewal before the Board? Is it the same type of system that we were discussing purchasing a while back?

DAN PILKINGTON: Yes.

COUNCILMAN LURIE: Or is this a different system?

DAN PILKINGTON: This is the same system, but the central switch is located in a different place. It's not in the basement of City Hall. It's in the telephone office on Main Street.

ED PARK: The main switch will be located at 125 South Main.

COUNCILMAN LURIE: At the phone company.

ED PARK: At the phone company's main --

COUNCILMAN LURIE: At the phone company, not in our basement. Okay.

COUNCILMAN LEVY: Who are you dealing with?

DAN PILKINGTON: This is with Centel. We have two representatives from Centel here who probably should come up.

COUNCILMAN LEVY: Which Centel?

ED PARK: Central Telephone Company.

COUNCILMAN LEVY: The one office on --

ED PARK: Valley View.

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IV(f). DEPARTMENT OF GENERAL SERVICES - B.3. TELECOMMUNICATION SYSTEMS

COUNCILMAN LEVY: Is this a tie-in with the other, with the County and the -- ?

ED PARK: Metro and the County, yes, it is.

COUNCILMAN LEVY: Do you recall what our payment structure was going to be when we were looking at it the last time?

ED PARK: The low bid was \$531,000, plus approximately \$25,000 a year maintenance. The second bid was \$556,000 and change.

COUNCILMAN LEVY: How long was that five hundred and how much?

ED PARK: Five hundred and thirty-one thousand outright purchase.

COUNCILMAN LEVY: Five hundred and thirty-one thousand.

ED PARK: Plus approximately \$25,000 a year maintenance.

COUNCILMAN LEVY: And over a five-year period that would be about \$106,000 a year, plus twenty-five?

ED PARK: Approximately, yes.

COUNCILMAN LEVY: How are we saving money?

DAN PILKINGTON: There are line charges that if we had gone that route there would have been continual line charges between City Hall and Centel and the various charges it would have amounted to about \$3,000 a month on top of that.

COUNCILMAN LEVY: No big savings. You guys keep telling us there was going to be a big savings by putting the City and the County and the Metro together. I'm looking for them.

DAN PILKINGTON: The primary savings is we don't have to borrow or come up with the \$500,000 plus cash.

COUNCILMAN LEVY: That's our big savings.

ED PARK: And also at the end of the fifth year it's recognized in the industry that in all probability if we bought a proprietary switch it would be obsolete. By going with the IBM system or the IBS system we are guaranteed that all of the software upgrades will be given to us at no additional costs. We don't have a proprietary switch on board that we have to worry about. That's all handled at the main office on South Main. I

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IV(f). DEPARTMENT OF GENERAL SERVICES - B.3. TELECOMMUNICATION SYSTEMS

ED PARK: believe the savings to us is realized in not having to worry about that proprietary switch.

COUNCILMAN LEVY: That's our big savings.

ED PARK: Yes.

COUNCILMAN LEVY: Not having to worry. What about financially? I mean, there was so much discussion that we held this thing for six months; I'm a little shocked. I mean, we've got almost a \$200,000 bill a year.

ED PARK: Within that \$200,000 bill a year we are amortizing the costs of the installation, which is approximately \$30,000. We are also amortizing the second and third year maintenance, if I recall correctly.

COUNCILMAN LEVY: Pardon?

ED PARK: We are spreading the three year maintenance over that \$200,000 a year cost also. Our total monthly current costs projected out is \$15,099 under the current system. Under the combined contract, which in all probability is going to happen because the County, in all probability, is going to follow shortly, we will be putting out \$16,475 a month.

COUNCILMAN LEVY: Well, the County just went into a new system how many years ago? When did they open their new office, three or four years ago?

ED PARK: Four years ago.

COUNCILMAN LEVY: I'm sure they got a contract on that equipment. Are we even part of that?

ED PARK: No.

COUNCILMAN LEVY: No.

ED PARK: They have an S01 switch.

COUNCILMAN LEVY: Is the Centel buying that back?

ED PARK: I'm not sure. Centel owns that switch with the County. They also own the switch that we have, the Stromberg-Carlson Cross Read Switch that we have in the basement, but looking at the two different figures under the rent/purchase it will be approximately \$1,400 a month more. However, for that \$1,400 a month more we are receiving several benefits; one, all of the upgraded touchtone, which we don't have now and all of the peripheral program to go with touchtone.

COUNCILMAN LEVY: Well, compared to what the system we have today.

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IV(f). DEPARTMENT OF GENERAL SERVICES - B.3. TELECOMMUNICATION SYSTEMS

ED PARK: Agreed.

COUNCILMAN LEVY: I'd like to compare it to the systems on the bids we had here a few months ago. I don't see that on any columns in my backup.

MAYOR BRIARE: Is there anyone that can respond to that question that Councilman Levy just brought up?

DEPUTY CITY MANAGER
RANDALL WALKER: Yes, Mr. Mayor, just on a quick analysis, if we took the \$531,000 which was the low bid on the previous -- s that correct, Ed, \$531,000?

ED PARK: That's correct.

DEPUTY CITY MANAGER
RANDALL WALKER: Amortize it over the three years, which is what this contract is, it would be \$177,000 a year. Add to that the line charges of \$36,000 a year, which is the estimate, and add to that the \$25,000 a year maintenance that we would have to pay on the switch, we've come up with \$238,000 a year, which exceeds all of the costs that are listed as alternatives for the IBM system.

COUNCILMAN LEVY: But what happens at the end of three years? Do we owe anything differently from what we're leasing?

DEPUTY CITY MANAGER
RANDALL WALKER: No. The difference would be that we would own the switch at the end of the three years --

COUNCILMAN LEVY: Which one?

DEPUTY CITY MANAGER
RANDALL WALKER: if we purchased it. The alternatives that were presented six months ago, either the Centel switch or the AT&T switch, if we bought that on the \$531,000, at the end of the three years we would own the switch and, of course, under this alternative we are basically in essence leasing the use of the switch through the central office.

COUNCILMAN LEVY: What happens after three years, Mr. Walker?

DEPUTY CITY MANAGER
RANDALL WALKER: At the end of three years then we would either have to renegotiate a contract with Centel.

COUNCILMAN LEVY: We are limited to a one person we have to negotiate with.

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DEPUTY CITY MANAGER
RANDALL WALKER:

That's correct. The only alternative --

COUNCILMAN LEVY:

You feel that's a good position to be in?

DEPUTY CITY MANAGER
RANDALL WALKER:

The alternatives we'd have at the end of three years would be to renegotiate with Centel or to go out and buy ourselves a proprietary switch and put it in the basement and lease lines from Centel, which is what we discussed approximately six months ago.

DAN PILKINGTON:

I might point out that six months ago we didn't feel IBM was a viable alternative and we feel it is at this point in time. That's one reason it was not really discussed.

COUNCILMAN LEVY:

You know, I think --

COUNCILMAN NOLEN:

What has changed in those six months?

ED PARK:

Basically, the ability of Centel to provide that service. In our backup documentation we provided you with personal discussions that I had with IBM users, the big IBM users, and it appeared six months ago that there were problems with installing this system. However, they have had a tremendous work for the latest installation being the School District for 790 lines and they've only had 6 trouble calls in sixty days, so we feel that with going on-line with it that we benefit from what has happened over the past six months.

COUNCILMAN NOLEN:

How many lines are we proposing in our system?

ED PARK:

Approximately 626, Councilman.

COUNCILMAN LEVY:

It's too bad we didn't have an opportunity to discuss this.

MAYOR BRIARE:

But we do now.

COUNCILMAN LURIE:

Well, it looks like this agreement is all in favor of Centel.

DEPUTY CITY MANAGER
RANDALL WALKER:

George can respond to that.

COUNCILMAN LURIE:

I read the agreement. There is nothing in there that gives us any protection. It all protects Centel if there's any interruptions or disputes on bills, we've got to pay it and then dispute it.

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IV(f). DEPARTMENT OF GENERAL SERVICES - B.3. TELECOMMUNICATION SYSTEMS

ED PARK:

Starting from the original agreement that was provided the City approximately October 4 and what you see in front of you is 100% written in favor of the City. If we had accepted the agreement on October 4 terms, it would have been all in favor of Centel. We have taken approximately -- how many hours, George? Many many many many hours of negotiating that agreement with Centel.

DAN PILKINGTON:

Perhaps Mr. Ogilvie --

CITY ATTORNEY
GEORGE OGILVIE:

Councilman Lurie, that is one of the big areas of dispute is the payment of the disputed bills and I think you have read it incorrectly. The agreement provides that we only pay the undisputed portion of any bill and then there is a dispute resolution procedure which is spelled out and the City does not have to pay anything unless and until the PFC tells us we have to.

COUNCILMAN LURIE:

You're right, I did read it wrong. It said "undisputed portion."

CITY ATTORNEY
GEORGE OGILVIE:

I do not feel that this is at all one sided. The original agreement which was presented to us and which was pulled off your agenda on October 16 because I felt it was extremely one sided has been completely turned around. What was then a seven page agreement, now is a twenty-eight page agreement, and most of those additional twenty-one pages are language that I put into it.

COUNCILMAN LEVY:

I don't doubt it.

CITY ATTORNEY
GEORGE OGILVIE:

What?

COUNCILMAN LEVY:

I don't doubt that.

COUNCILMAN LURIE:

That was the problem -- that was the problem giving it to you.

MAYOR BRIARE:

It started out how many pages?

COUNCILMAN LEVY:

Seven.

MAYOR BRIARE:

And it went up to twenty-eight.

COUNCILMAN LURIE:

George --

COUNCILMAN LEVY:

That's George.

MAYOR BRIARE:

Did it take you twenty-one pages, George?

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IV(f). DEPARTMENT OF GENERAL SERVICES - B.3. TELECOMMUNICATION SYSTEMS

CITY ATTORNEY
GEORGE OGILVIE:

Well, if you write an agreement that provides that one side gets everything, it's pretty easy to write. When you start slicing the melon two different ways, it takes a little longer.

MAYOR BRIARE:

Alright. Well, is our melon slice in order?

CITY ATTORNEY
GEORGE OGILVIE:

I think it is. I do have one change that Centel requested yesterday on page 18 of the agreement; it's very minor. The second line on page 18, the second word, the word "all" should be changed to "the " and then in the seventh line after the first word, "Centel", add a comma, and the following words, "on an 'all or none 'basis within each building,". That's the only change in the agreement that's before you.

MAYOR BRIARE:

Does that substantially change the intent?

CITY ATTORNEY
GEORGE OGILVIE:

No. What it does, the agreement, the provision that I'm amending there is a provision with respect to optional maintenance on lines that terminate -- on equipment that's acquired, otherwise, to lease from Centel. I've added in there that if we want one line in a -- one of such lines in a building to be maintained by Centel all of the similar lines in that building would have to be maintained by Centel. It's for the ease of maintenance and dispatching maintenance personnel by Centel and I feel that there is no burden on the City to agree to that because certainly if we're going to have some of the lines in a building maintained by Centel we would undoubtedly want all of them to be maintained by Centel.

MAYOR BRIARE:

Mr. Ogilvie, in the event that Council should follow the recommendation here and we would finally perhaps put the phone system to rest and get the thing approved and get on with our business, are we in a proper position to do so today? Is there anything hanging fire or pending by other phone companies or other phone equipment service contractors or anything of that nature?

GEORGE OGILVIE:

None that I'm aware of and none that I think that any of the other staff members are aware of.

MAYOR BRIARE:

We're not going to get sued tomorrow for anything, are we? Not that you know of, of course.

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CITY ATTORNEY
GEORGE OGILVIE:

Not that I know of and I certainly don't anticipate any.

COUNCILMAN LEVY:

One of the questions I'd like to ask is, why do we only have a one source on the equipment? I'm talking about the phone sitting on my desk.

ED PARK:

We do not.

COUNCILMAN LEVY:

Did you put that out to bid?

ED PARK:

Other than the P phones. The other phones will be put to bid. We are contemplating putting all of the, what they call a 2500 Set to bid. The P phone is the electronic phone which gives you all of the necessary --

COUNCILMAN LEVY:

You mean there's going to be more to this bill than what we just talked about then?

ED PARK:

No.

COUNCILMAN LEVY:

What about the equipment, the actual phones?

DAN PILKINGTON:

The actual phones would break down the way we propose it on an 85/15%. Eighty-five percent of the phones would be what are called, single line instruments. Those we do anticipate going to bid for. The other 15% can only be acquired from Centel because only that phone will work with their switch. The other 85% would be put to bid and that is calculated in here.

COUNCILMAN LEVY:

How much more are we talking about?

DAN PILKINGTON:

It's all -- it's all presented in the material that you see. That's in that bottom line figure that you see under the combined contract. The cost to purchase the phones is amortized over a five-year straight-line depreciation. It's approximately \$33,000 for the 2500 phones. That's what brings that cost of the bottom line where it says "total monthly costs" up to the \$16,475 a month because we're amortizing a purchase cost of those desk phones over a five-year period.

COUNCILMAN LEVY:

You have no agreement with anybody.

ED PARK:

No. We will bring that back before --

COUNCILMAN LEVY:

How do you know what the price is going to be?

ED PARK:

We have a very good understanding of what the price structure is out on the streets. We have

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IV(f). DEPARTMENT OF GENERAL SERVICES - B.3. TELECOMMUNICATION SYSTEMS

ED PARK: discussed that with other phone companies, what they would sell those 2500 Sets to us for. Once we put that to bid, we would bring it back before the Board for approval.

COUNCILMAN LURIE: Does this agreement also give us the new state-of-the-art, all of the new equipment.

COUNCILMAN LEVY: No.

ED PARK: Could we have Centel answer that, Councilman?

MAYOR BRIARE: You mean the 15%?

COUNCILMAN LURIE: Yah, I just want to know that whatever we rent, if they come out with new equipment and new state-of-the-art, are we entitled to that through this agreement?

ED PARK: Yes, at no additional cost.

COUNCILMAN LEVY: Are we buying the phones or are we renting them?

COUNCILMAN LURIE: We're renting them.

ED PARK: We'll rent what is called the electronic phone which will represent about a hundred out of the six hundred and twenty-five phones that we will wind up with.

COUNCILMAN LEVY: That's what I had thought you said.

ED PARK: Yes.

COUNCILMAN LEVY: That's not what Councilman Lurie asked you.

ED PARK: Those that we are --

CITY ATTORNEY
GEORGE OGILVIE: It is provided in here, Councilman Lurie, and I'm looking for it now.

ED PARK: All upgrades to software will be furnished to the City at no cost.

COUNCILMAN NOLEN: What about hardware?

CITY ATTORNEY
GEORGE OGILVIE: Section 10 is "acknowledge that Centel is continuously upgrading its software features, packages, and hardware in its central office switching systems. It is understood and agreed, however, that the customer will incur no additional charge for these upgrades and if any such upgrades improves the basic capability of a

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IV(f). DEPARTMENT OF GENERAL SERVICES - B.3. TELECOMMUNICATION SYSTEMS

CITY ATTORNEY

GEORGE OGILVIE:

feature or service to which the customer subscribes, the customer will receive such upgrade to the feature or service at no additional cost."

COUNCILMAN LEVY:

My only question now is, we haven't determined who is going to have the phones, or have we?

MAYOR BRIARE:

You mean on an individual basis?

COUNCILMAN LEVY:

Yah.

MAYOR BRIARE:

On a person by person. What kind of phone is Mr. Levy going to have?

COUNCILMAN LEVY:

Yah, what kind of phone is Mr. Levy going to have?

DAN PILKINGTON:

That has not been determined precisely.

COUNCILMAN LEVY:

So it's not part of this agreement then that George just read.

DAN PILKINGTON:

There is an estimate as to numbers.

COUNCILMAN LEVY:

The agreement says that Centel will guarantee us that we will get new equipment if there is something good on the boards.

ED PARK:

That's correct.

COUNCILMAN LEVY:

But we don't know if Centel is even going to have the phones.

ED PARK:

I would say without further comment that all of the executive offices will be receiving the P phone, which is the latest state-of-the-art electronic phone. Those we must rent from Centel; we can't purchase those.

MAYOR BRIARE:

Any other comments? Good, let's do something. Mr. Hall, do you, we have a recommendation of staff. Does that include your -- the City Manager's?

CITY MANAGER ASHLEY HALL:

Yes, it does, Your Honor. I think it's time the City moved forward on the telephone system. The one we have now is antiquated. It breaks often. It doesn't work most of the time, much of the time, and I'm certainly supportive of the action of our staff in trying to put together the best possible arrangement we can in conjunction with the County, with the Metropolitan Police Department, and with the Water District in bringing us the state-of-the-art telephone system at the best possible price under the best possible conditions that we feel that we can get today.

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COUNCILMAN LEVY: I wish I could feel that way.

COUNCILMAN LURIE: Why do you keep bringing up the Metropolitan Police and the County and --

COUNCILMAN LEVY: They are all tied in to the switch.

COUNCILMAN LURIE: Maybe we'd get a better price if we were by ourselves.

CITY MANAGER ASHLEY HALL: No. We --

COUNCILMAN LURIE: We wouldn't get any better price. Are you telling me we are saving money by going with Metro and --

CITY MANAGER ASHLEY HALL: Yes, I am,

COUNCILMAN LURIE: It's a package deal.

CITY MANAGER ASHLEY HALL: Yes, it's a package deal substantially.

COUNCILMAN LEVY: Who has approved it so far?

ED PARK: The Metropolitan Police Department.

COUNCILMAN LEVY: We didn't. Councilman Lurie and I didn't.

COUNCILMAN LURIE: It didn't come to Fiscal Affairs.

ED PARK: Did it come before Fiscal Affairs in the latter part of August or September?

COUNCILMAN LEVY: To negotiate, but not the actual.

COUNCILMAN LURIE: This contract also gives us the ability -- it has to be renewed every twelve months, so if we're not happy with it at the end of twelve months, then we give thirty days notice to get out of the agreement and then where do we stand? Let's say in twelve months we're not happy, or twenty-four months we're not happy with it, then what do you do?

CITY MANAGER ASHLEY HALL: Fire Centel.

COUNCILMAN LURIE: I know, but where do you go then?

MAYOR BRIARE: Spend three years trying to --

CITY ATTORNEY
GEORGE OGILVIE: Under the agreement, essentially it is a three-year agreement with two options, two extensions at the option of the City, and thereafter it's extendable

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IV(f). DEPARTMENT OF GENERAL SERVICES - B.3. TELECOMMUNICATION SYSTEMS

CITY ATTORNEY
GEORGE OGILVIE:

by mutual agreement of the two parties.

COUNCILMAN LURIE:

That's what I read. It's actually a three-year contract with two-year extensions of twelve months each. So in twelve months, if we're not happy, then if we want out, we've got to buy out of this agreement.

CITY ATTORNEY
GEORGE OGILVIE:

There is no termination charge provided in the agreement. We could cancel and then it would be up to Centel if it wanted to recover any costs because we cancelled, it would be up to Centel to sue the City. The agreement provides that it is for three years and at the end of each of the first two years we have the option of extending it for an additional year, so at the end of the first year we will still have three if we want, at the end of the second year we will still have three if we want, but we don't have to take that fourth and fifth year if we don't want to.

COUNCILMAN LURIE:

Mayor, after all the discussions and questions that have been answered I agree with the City Manager that we definitely need an upgraded system and as long as it's in this contract that it's going to be available to us to have all of the state-of-the-art equipment, then I WOULD MOVE THAT WE FOLLOW THE RECOMMENDATION AND GET ON WITH GETTING OUR NEW SYSTEM ORDERED AND GETTING IT INSTALLED.

MAYOR BRIARE:

Comments by Council members?

COUNCILMAN LEVY:

I would just like to make a comment. I wish I was that sure as you are, Councilman Lurie; one of us is reading this thing wrong.

MAYOR BRIARE:

Mr. Ogilvie, generally speaking, I don't think there's anybody in this whole building that has a greater respect for you and your office than I do, but if you added another ten pages, will we get a better agreement?

CITY ATTORNEY
GEORGE OGILVIE:

No, I don't believe so.

MAYOR BRIARE:

We've got the best that we can and you are a shrewd --

CITY ATTORNEY
GEORGE OGILVIE:

In my opinion, yes. We, as Mr. Park indicated, we

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CITY ATTORNEY
GEORGE OGILVIE:

sat glaring across the table at each other for about four full days, not considering the numerous phone calls, drafts, and correspondence that were exchanged inbetween times. I think we spent four full eight-hour days arguing about this. I don't think that a hundred pages would make any more difference.

MAYOR BRIARE:

Good. Any other comments? Councilman Nolen, are you ready to vote?

COUNCILMAN NOLEN:

I already did.

MAYOR BRIARE:

Okay, cast your votes. Post. Motion is APPROVED.

(Motion carried with Levy voting "No" and Bunker excused.)

END OF DISCUSSION

0113

AGENDA*City of Las Vegas*

November 20, 1985

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

ITEM

Council Action

Department Action

IV (f). DEPARTMENT OF GENERAL SERVICES
PURCHASING & CONTRACTS DIVISION CONT'D

10:43

*C. PURCHASE ORDER APPROVAL

1. Reimbursement for Services
Department of Park, Recreation & Senior
Citizen Activities
2. Maintenance of Communications Equipment
Department of Fire Services

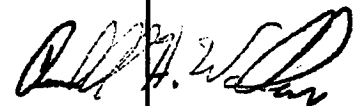
Lurie -
APPROVED Items 1
and 2.
Unanimous
(Bunker excused)APPROVED
See Above

Staff to proceed

See Above

Ed Park appeared
on Item C-2.

APPROVED AGENDA ITEM



AGENDA DOCUMENTATION

TO:
The City CouncilFROM:
RANDALL H. WALKER
DEPUTY CITY MANAGERSUBJECT: AGENDA - CITY COUNCIL MEETING - NOVEMBER 20, 1985
IV (f) DEPARTMENT OF GENERAL SERVICESPURPOSE/BACKGROUND*C. PURCHASE ORDER APPROVAL

1. <u>ITEM:</u>	PROFESSIONAL SERVICES	<u>PURCHASE REQUEST:</u>	7021-2610
<u>DESCRIPTION:</u>	REIMBURSEMENT FOR RECONSTRUCTION OF PROPERTY	<u>FUNDING:</u>	GOLF COURSE ENTERPRISE
<u>DEPARTMENT:</u>	PARKS, RECREATION AND SENIOR CITIZENS ACTIVITIES	<u>ESTIMATE:</u>	N/A

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO REIMBURSE COLBERT/FOLGER ENTERPRISES FOR SERVICES PERFORMED IN CONJUNCTION WITH THE PROFESSIONAL MANAGEMENT OF THE MUNICIPAL GOLF COURSE.

STAFF RECOMMENDATIONFOR PURCHASE ORDER APPROVAL

COLBERT/FULGER ENTERPRISES	LAS VEGAS	NV	\$32,581.00
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FISCAL IMPACT

FUNDS BUDGETED FOR FISCAL YEAR 85-86. FUNDS ARE AVAILABLE IN THE GOLF COURSE ENTERPRISE FUND.

RECOMMENDATIONS

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

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


Dan R. Pilkington, Director
Department of General Services

Agenda Item

SECTION C PAGE 1
IV (f)

AGENDA DOCUMENTATION

TO:
The City CouncilFROM:
RANDALL H. WALKER
DEPUTY CITY MANAGERSUBJECT: AGENDA - CITY COUNCIL MEETING - NOVEMBER 20, 1985
IV (f) DEPARTMENT OF GENERAL SERVICESPURPOSE/BACKGROUND*C. PURCHASE ORDER APPROVAL

2. <u>ITEM:</u>	SERVICE	<u>PURCHASE REQUEST:</u>	3010-5652
<u>DESCRIPTION:</u>	MAINTENANCE CONTRACT FOR RADIO COMMUNICATIONS	<u>FUNDING:</u>	GENERAL FUND
<u>DEPARTMENT:</u>	FIRE SERVICES	<u>ESTIMATE:</u>	\$25,000.00

NEED FOR PURCHASE

THIS PURCHASE IS NECESSARY TO PROVIDE HIGHLY SKILLED AND MANUFACTURER TRAINED SUPPORT SERVICE FOR TWENTY-FOUR (24) HOURS A DAY, 365 DAYS A YEAR MAINTENANCE AND REPAIR FOR THE ENTIRE FIRE COMBAT COMMUNICATIONS RADIO SYSTEMS AS WELL AS THE FIRE ALARM DISPATCH CENTER COMMUNICATIONS SYSTEMS.

STAFF RECOMMENDATIONFOR PURCHASE ORDER APPROVAL

MOTOROLA COMMUNICATIONS AND ENGINEERING, INC. LAS VEGAS NV \$24,915.00

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 C PAGE 2
IV (f)

AGENDA*City of Las Vegas*

November 20, 1985

Page 17

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

ITEM

Council Action

Department Action

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

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

*A. ACCEPTANCE OF RIGHT OF WAY ITEMS

1. Grant Deed

From: Bessie Waters Pennel, a married woman and Jessie Waters Stanis, a married woman as Joint Tenants

To: City of Las Vegas

For: Portion of Government Lot 12, Section 36, T20S, R60E, M.D.M. for completion of knuckle on Antonio Drive and Kettering Place for Special Improvement District 457. Previously recorded in the Office of the Recorder, Clark County, Nevada in Book 2186 as Instrument No. 2145029 on September 19, 1985 (8-16-85).

Lurie -
APPROVED
Unanimous
(Bunker excused)

Staff to proceed

0:44

AGENDA*City of Las Vegas*

November 20, 1985

Page 18

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

ITEM

Council Action

Department Action

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

1. Water District Driveway at Alta Drive.

Recommendation: Approval upon staff approval of the Water District's final plans, providing the Water District pays for all necessary improvements.

Lurie -
APPROVED as recom-
mended Items 1
thru 7.
Unanimous
(Bunker excused)

Staff to proceed

2. No Parking on 11th Street Between St. Louis Avenue and Oakey Boulevard.

Recommendation: Denial.

DENIED as recom-
mended.
See Above

See Above

3. Elimination of Parking Zones on Carson Avenue.

Recommendation: That the Tour Bus Zone and the Commercial Zone on the north side of Carson Avenue be deleted from their respective schedules, and that the City Council authorize the Mayor to sign the Resolution.

APPROVED as recom-
mended.
See Above.

See Above

4. Installation of a Stop Sign on First Street at Carson Avenue.

Recommendation: That the stop signs be removed from the First Street approaches to Carson Avenue and a stop sign placed on the eastbound Carson Avenue approach to First Street, and that the City Council authorize the Mayor to sign the Resolution.

APPROVED as recom-
mended.
See Above.

See Above

5. Handicapped Zone at 1341 Miller Avenue.

Recommendation: That a Handicapped Zone be established at 1341 Miller Avenue, and the City Council authorize the Mayor to sign the Resolution.

APPROVED as recom-
mended.
See Above

See Above



AGENDA DOCUMENTATION

TO:
The City CouncilFROM:
GRANVILLE M. BOWMAN
DEPUTY CITY MANAGER

SUBJECT: WATER DISTRICT DRIVEWAY AT ALTA DRIVE

PURPOSE/BACKGROUND

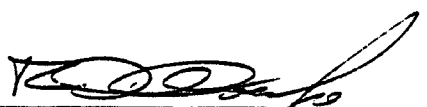
The Las Vegas Valley Water District has requested that they be allowed access to Alta Drive east of Valley View Boulevard for their heavy maintenance vehicles. These vehicles will be allowed to use Alta Drive between Valley View Boulevard and the Water District access and Valley View Boulevard between Charleston Boulevard and Oran K. Gragson Freeway. The final conceptual plans have been reviewed and approved by staff. The conceptual plans are being presented to the Council for their approval prior to preparation of final construction plans.

FISCAL IMPACT

There will be no fiscal impact.

RECOMMENDATIONS

The Traffic and Parking Commission, at its meeting of March 28, 1985, recommended approval upon staff approval of the Water District's final plans, providing the Water District pays for all necessary improvements.


RICHARD GOECKE, DIRECTOR
DEPARTMENT OF PUBLIC WORKS

Agenda Item 11/20/85

IV.(g). 8. 1.

AGENDA DOCUMENTATION

TO:
The City CouncilFROM:
GRANVILLE M. BOWMAN
DEPUTY CITY MANAGERSUBJECT:
NO PARKING ON 11TH STREET BETWEEN ST. LOUIS AVENUE
AND OAKLEY BOULEVARDPURPOSE/BACKGROUND

Mr. Ken Fleming has requested that parking be prohibited from 8:00 a.m. to 1:00 p.m., Monday through Friday, on 11th Street between St. Louis Avenue and Oakley Boulevard and also on each of the side streets for five (5) houses to the west of 11th Street, to eliminate parking by Gorman High School students in front of the residences.

Several observations of this area have been made during school hours and the problem appears minor. In addition, the street is wide enough to accommodate the parking. This matter has been discussed with the principal of Gorman High School, who agrees that the problem is minor.

FISCAL IMPACT

If approved, City of Las Vegas personnel would install signs.

RECOMMENDATIONS

The Traffic and parking Commission recommends that this request be denied.


RICHARD GOECKE, DIRECTOR
DEPARTMENT OF PUBLIC WORKS

Agenda Item 11/20/85

IV.(g). B. 2.

City of Las Vegas

MINUTES - NOVEMBER 20, 1985

AGENDA DOCUMENTATION

0120
Date: November 20, 1985

TO:
The City Council

FROM:
GRANVILLE M. BOWMAN
DEPUTY CITY MANAGER

SUBJECT: ELIMINATION OF PARKING ZONES ON
CARSON AVENUE

PURPOSE/BACKGROUND

Due to the vacation of Carson Avenue between First Street and Casino Center Boulevard, the Tour Bus Zone just east of First Street and the Commercial Zone just west of Casino Center Boulevard, both on the north side of Carson Avenue, should be deleted from their respective schedules.

FISCAL IMPACT

There will be no fiscal impact.

RECOMMENDATIONS

The Traffic and Parking Commission recommends that the Tour Bus Zone and the Commercial Zone on the north side of Carson Avenue be deleted from their respective schedules, and that the City Council authorize the Mayor to sign the Resolution. Staff concurs.


RICHARD GOECKE, DIRECTOR
DEPARTMENT OF PUBLIC WORKS

Agenda Item 11/20/85

IV.(g). B. 3.

WHEREAS, various sections of TITLE 11 of the Las Vegas Municipal Code allow for additions to and corrections of the schedules which are established in the respective sections to be affected by Resolution; and

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

NOW, THEREFORE, be it resolved by the City Council of the City of Las Vegas, Nevada, that the following schedules pertaining to TITLE 11 of the City Code be amended as follows:

Schedule 14-II be amended to delete the following stops required:

First Street and Carson Avenue

Schedule 14-II be amended to include the following stops required:

Carson Avenue at First Street

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

In front of 1341 Miller Avenue.

Schedule 17-VII be amended to include the following Handicapped Zone:

In front of 1341 Miller Avenue

Schedule 18-V be amended to include the following Commercial Loading Zone:

First Street- West side - from 165' south of Hoover Avenue to 125' south of Hoover Avenue

Schedule 18-V be amended to delete the following Commercial Loading Zone:

Carson Avenue - North side - From Casino Center Boulevard west 180'

Schedule 18-VI be amended to include the following Tour Bus Zone:

Garces Avenue - North side - From Main Street to the Alley

Schedule 18-VI be amended to delete the following Tour Bus Zone:

Carson Avenue - North side - Beginning 30' east of First Street east to the Alley

PASSED, ADOPTED, AND APPROVED THIS 20th day of November, 1985.


RON LURIE, MAYOR PRO-TEM

ATTEST:


CAROL ANN HAWLEY, City Clerk

AGENDA DOCUMENTATION

TO:
The City CouncilFROM:
GRANVILLE M. BOWMAN
DEPUTY CITY MANAGERSUBJECT: INSTALLATION OF A STOP SIGN ON FIRST
STREET AT CARSON AVENUEPURPOSE/BACKGROUND

The intersection of First Street and Carson Avenue was studied to determine whether or not changes or additional traffic control is warranted. The study consisted of conducting traffic counts, reviewing past accident experience, and analyzing sight distance. This data was then compared to warrants established in the Manual on Uniform Traffic Control Devices, which the City of Las Vegas must follow, according to Nevada Revised Statute 484.781.

This intersection is presently controlled by stop signs on the First Street approaches to Carson Avenue. Carson Avenue has been vacated and closed between First Street and Casino Center Boulevard. First Street, therefore, has become the major street through this intersection and the stop signs have been removed from the First Street approaches and placed on the Carson Avenue eastbound approach to First Street.

FISCAL IMPACT

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

RECOMMENDATIONS

The Traffic and Parking Commission recommends that the stop signs be removed from the First Street approaches to Carson Avenue and a stop sign placed on the eastbound Carson Avenue approach to First Street, and that the City Council authorize the Mayor to sign the Resolution. Staff concurs.

RICHARD GOECKE, DIRECTOR
DEPARTMENT OF PUBLIC WORKS

Agenda Item 11/20/85

IV.(g). B. 4.

AGENDA DOCUMENTATION

TO:
The City Council

FROM:
GRANVILLE M. BOWMAN
DEPUTY CITY MANAGER

SUBJECT: HANDICAPPED ZONE AT 1341 MILLER AVENUE

PURPOSE/BACKGROUND

Ms. Oleatha Sue of 1341 Miller Avenue has requested that the No Parking Anytime Zone in front of her residence be removed and that a Handicapped Zone be established in its place.

Ms. Sue is handicapped and has no place to park in front of her house since it is signed as a No Parking Anytime Zone. The Handicapped Zone would allow her to park for a four (4) hour period.

FISCAL IMPACT

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

RECOMMENDATIONS

The Traffic and Parking Commission recommends that a Handicapped Zone be established at 1341 Miller Avenue, and the City Council authorize the Mayor to sign the Resolution. Staff concurs.



RICHARD GOECKE, DIRECTOR
DEPARTMENT OF PUBLIC WORKS

AGENDA*City of Las Vegas*

November 20, 1985

Page 19

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

ITEM

Council Action

Department Action

IV.(g). DEPARTMENT OF PUBLIC WORKS (continued)

- B. 6. Thirty (30) Minute Commercial Zone at 910 S. First Street.

Recommendation: That a thirty (30) minute Commercial Zone be established at 910 S. First Street providing Mr. Jensen pays the costs of installing the sign and painting the curb, and the City Council authorizes the Mayor to sign the Resolution.

APPROVED as recommended.
See Page 18

See Page 18

7. Thirty (30) Minute Tour Bus Zone on Garces Avenue.

Recommendation: That a thirty (30) minute Tour Bus Zone be established on Garces Avenue at the Linda Manor Motel for a six month period at which time another review will be made to determine if the zone is causing any difficulties, providing the Linda Manor Motel pays the costs of installing the signs and painting the curb, and that the City Council authorize the Mayor to sign the Resolution.

APPROVED as recommended.
See Page 18

See Page 18

10:45

C. REPORTS/ACTION

1. Stop Work Order On The Contract With John M. Tettemer & Associates, Consultants.

Recommendation: Approval.

Nolen -
APPROVED as recommended.
Unanimous
(Bunker excused)

Staff to proceed



AGENDA DOCUMENTATION

TO:
The City Council

FROM:
GRANVILLE M. BOWMAN
DEPUTY CITY MANAGER

SUBJECT: THIRTY (30) MINUTE COMMERCIAL ZONE AT
910 S. FIRST STREET

PURPOSE/BACKGROUND

Mr. Rex L. Jensen has requested that a thirty (30) minute Commercial Zone be established in front of his business at 910 S. First Street. This is in a commercial area and a Commercial Zone will allow deliveries to be made without conflict with other parking.

FISCAL IMPACT

There will be no fiscal impact.

RECOMMENDATIONS

The Traffic and Parking Commission recommends that a thirty (30) minute Commercial Zone be established at 910 S. First Street providing Mr. Jensen pays the costs of installing the sign and painting the curb, and the City Council authorizes the Mayor to sign the Resolution. Staff concurs.


RICHARD GOECKE, DIRECTOR
DEPARTMENT OF PUBLIC WORKS

Agenda Item 11/20/85

IV.(g). 8. 6.

AGENDA DOCUMENTATION

TO:
The City Council

FROM:
GRANVILLE M. BOWMAN
DEPUTY CITY MANAGER

SUBJECT: THIRTY (30) MINUTE TOUR BUS ZONE
ON GARCES AVENUE

PURPOSE/BACKGROUND

The Linda Manor Motel has requested that a thirty (30) minute Tour Bus Zone be established on the north side of Garces Avenue between Main Street and the alley. Since this proposed zone is in a commercial area, it will not affect traffic or parking on Garces Avenue. The nearest residences are on the opposite side of the street in the east half of the block and could, however, be affected by the buses in this zone.

FISCAL IMPACT

There will be no fiscal impact.

RECOMMENDATIONS

The Traffic and Parking Commission recommends that a thirty (30) minute Tour Bus Zone be established on Garces Avenue at the Linda Manor Motel for a six month period at which time another review will be made to determine if the zone is causing any difficulties, providing the Linda Manor Motel pays the costs of installing the signs and painting the curb, and that the City Council authorize the Mayor to sign the Resolution. Staff concurs.



RICHARD GOECKE, DIRECTOR
DEPARTMENT OF PUBLIC WORKS

Agenda Item 11/20/85

IV.(g). B. 7.

City of Las Vegas

CITY COUNCIL MINUTES - NOVEMBER 20, 1985

0127

Date: November 1, 1985

AGENDA DOCUMENTATION

TO:
The City Council

FROM:
GRANVILLE M. BOWMAN
DEPUTY CITY MANAGER

SUBJECT:
STOP WORK ORDER ON THE CONTRACT WITH JOHN M. TETTEMER & ASSOCIATES, CONSULTANTS

PURPOSE/BACKGROUND

On July 27, 1979, City Council authorized the hiring of John M. Tettemer & Associates, Ltd., Consultants, to develop and maintain a Master Plan of Drainage for the City.

That work is near completion and is in the process of being incorporated into the overall Clark County Flood Control Master Plan.

Further work on this project by John Tettemer & Associates should be held in abeyance until we see what, if anything, needs to be done based on the development of the Clark County Master Plan.

It is recommended, then, that a stop work order be placed in effect until the need arises. It is further recommended that payment of the final billing be made in the amount of \$35,720.45. This requires an appropriation of \$28,512.55 be made.

FISCAL IMPACT

The amount of \$28,512.55 to be funded by S.C.C.R.T. Fund.

RECOMMENDATIONS

It is recommended that the City Council approve a stop work order on the agreement with John Tettemer & Associates, Consultants.


RICHARD D. GOECKE, Director
Department of Public Works

Agenda Item 11/20/85

IV.(g). C. 1.

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

:46

A. Agreement by Dommermuth Enterprises, Inc., to pay past due room taxes and sewer service charges incurred in connection with Orbit Inn

Lurie -
APPROVED Agreement as recommended.
Unanimous
(Bunker excused)

Staff to proceed

10:47

B. Acceptance of proposal by Ceramic Tile Institute for consulting services in connection with S.J. Amoroso Construction Co. arbitration

Levy -
APPROVED Items B and C as recommended.
Unanimous
(Bunker excused)

Staff to proceed

C. Acceptance of proposal by Ceramic Tile Institute for testing of adequacy of installation of Facia Tiles in connection with S.J. Amoroso Construction Co. arbitration

Levy -
APPROVED Items B and C as recommended.
Unanimous
(Bunker excused)

Staff to proceed

City of Las Vegas

CITY COUNCIL MINUTES - NOVEMBER 20, 1985

0129

AGENDA DOCUMENTATION

Date: November 7, 1985

TO: The City Council

FROM: Robert Yeargin
Robert Yeargin
Deputy City Attorney

SUBJECT: Agreement by Dommermuth Enterprises, Inc. to pay past due room taxes and sewer service charges incurred in connection with Orbit Inn.

PURPOSE/BACKGROUND

On September 4, the City Council authorized legal action to foreclose liens that the City recorded to secure payment of room taxes incurred by a number of hotels and motels. The Orbit Inn at 707 East Fremont Street was one of these establishments. Dommermuth Enterprises, Inc., the operator of the Orbit Inn, has asked for a payment plan that would allow it to pay its obligations and avoid a foreclosure action. At this point, it owes \$30,715.86 in room taxes for the months of April through September 1985 and \$23,811.26 for sewer service charges for 1983-85. The total owed is \$54,527.12.

The City Attorney's Office and the Department of Business Activity have discussed a payment plan with Dommermuth Enterprises, Inc., and propose the following. Dommermuth Enterprises, Inc., would make an initial payment of \$10,459.27 by November 30, 1985, to cover August and September room taxes. It would stay current on room tax and sewer service payments beginning with the October taxes due on November 15, 1985. It would then make \$5,000 monthly payments, beginning on January 15, 1986, in addition to the taxes that fall due on the 15th of each month. Under this agreement, the entire debt would be paid off by September 15, 1986.

FISCAL IMPACT

None

RECOMMENDATIONS

That this Agreement be approved by the Council for execution by the City and Dommermuth Enterprises.

Agenda Item

V-A

SETTLEMENT AGREEMENT

This SETTLEMENT AGREEMENT, made and entered into this 25th day of November, 1985, by and between DOMMERMUTH ENTERPRISES, INC., (hereinafter referred to as "Dommermuth") and the CITY OF LAS VEGAS "hereinafter referred to as "City"),

W I T N E S S E T H:

WHEREAS, Dommermuth is in arrears on room taxes owed to City in the amount of \$30,715.86 for the months of April 1985 through September 1985, and

WHEREAS, Dommermuth is in arrears on sewer service fees owed to City in the amount of \$23,811.26 for the years of 1983, 1984, and 1985, which figure includes penalties of \$1,686.58 for unpaid sewer service, and

WHEREAS, the total amount of Dommermuth's arrearage for room taxes and sewer service fees is \$54,527.12, and

WHEREAS, the parties hereto have reached an agreement on a payment schedule by which Dommermuth may liquidate said arrearages and desire, by this Settlement Agreement, to document their said agreement,

NOW, THEREFORE, for and in consideration of City's agreement to forbear from collecting the amounts set forth above by other means legally available to it, Dommermuth agrees to perform the following terms and conditions:

- A. Dommermuth shall pay to City the sum of Ten Thousand Four Hundred Fifty-Nine Dollars and Twenty-Seven Cents (\$10,459.27) for room taxes for the months of August 1985 and September 1985. This payment shall be made to City after the execution of this Settlement Agreement by Dommermuth, on or before November 30, 1985.
- B. Thereafter, Dommermuth shall pay to the City the sum of Five Thousand Dollars (\$5,000.00), due and payable on the fifteenth (15th) day of each calendar month commencing on the 15th day of January, 1986.

for delinquent room taxes and sewer service fees. Each and every Five Thousand Dollar (\$5,000.00) payment will include interest and penalties owed to City by Dommermuth on the outstanding balance of said delinquent room taxes and sewer service fees. The payment schedule will be structured as follows:

<u>DATE</u>	<u>PAYMENT AMOUNT</u>	<u>BALANCE</u>
Initial Payment	\$10,459.27	\$44,067.85
1/15/86	5,000.00	39,067.85
2/15/86	5,000.00	34,067.85
3/15/86	5,000.00	29,067.85
4/15/86	5,000.00	24,067.85
5/15/86	5,000.00	19,067.85
6/15/86	5,000.00	14,067.85
7/15/86	5,000.00	9,067.85
8/15/86	5,000.00	4,067.85
9/15/86	4,067.85	-0-

- C. City agrees to release, as and when it receives payments in satisfaction thereof as hereinafter provided, room tax and sewer service fee liens recorded against Dommermuth whose property description is as follows:

Bucks
 Lots 1-5 Blk 13
 Pt SW4 NE4 Sec 34-20-61, .39A
 Parcel No. 020-418-014
 Located in the City of Las Vegas,
 Nevada, commonly known as
 707 East Fremont Street

All amounts received by City pursuant to this agreement shall be applied to room tax liens until said liens are satisfied. Individual liens shall be released when Dommermuth tenders an amount equal to the amount of said liens.

After all room tax liens are released, amounts tendered by Dommermuth shall be applied to sewer service fees until said liens are satisfied.

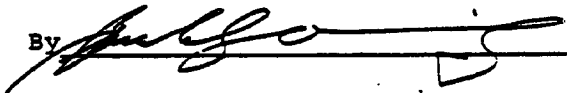
- D. Beginning with room taxes due for the month of October 1985, Dommermuth agrees to remain current on each

and every future monthly room tax assessment and annual sewer service fee assessment.

- E. Dommermuth agrees that any default on its part hereunder shall authorize City, without further notice to Dommermuth, immediately to institute or pursue or institute and pursue any administrative or legal remedy which City may have in order to enforce the collection of the arrearages which form the subject matter of this Settlement Agreement.

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

DOMMERMUTH ENTERPRISES, INC.

By 

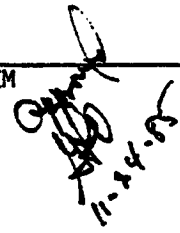
CITY OF LAS VEGAS, a Municipal Corporation

By 

RON LURIE, MAYOR PRO-TEM

ATTEST:


CAROL ANN HAWLEY, City Clerk


11-24-85

AGENDA DOCUMENTATION

TO: The City Council

FROM: *Samuel P. Quinn*
CITY ATTORNEY

SUBJECT: Proposal by Ceramic Tile Institute for consulting services in connection with S. J. Amoroso Construction Co. arbitration

PURPOSE/BACKGROUND

The arbitration proceedings with respect to the claim of S. J. Amoroso Construction Co. for additional compensation in connection with its construction of the City's new Central Fire Station and the counterclaim of the City for the damages which it sustained during that construction is scheduled to commence on Wednesday, December 4, 1985, and it is anticipated that the proceedings will go approximately six days. Since the major element of the City's defense to Amoroso's claim and its counterclaim against Amoroso revolves around the installation of the tile on the exterior of the building, this office has determined that it will be necessary to present expert testimony at the hearing in these proceedings. Gerald M. Halweg of the Ceramic Tile Institute has been highly recommended to this office for his expertise in tile matters, and the Ceramic Tile Institute was therefore invited to submit the attached proposal.

Included in the proposal is a schedule of the charges which the Ceramic Tile Institute customarily charges for Mr. Halweg's services. You will note that Mr. Halweg's time is billed at the rate of \$75.00 per hour, with additional charges for the preparation of his report, in the amount of \$200.00, and travel time, in the amount of \$200.00 per day, plus per diem expenses.

Considering all of the time that will be required for Mr. Halweg to evaluate the tile installation, review the information which was available to the contractor prior to bidding and the commencement of and during construction, the contract documents and related construction information, including the daily logs of the City's resident engineer and the contractor's various project managers, and to consult with the City's various consultants and personnel who were involved in the Project and will be involved in the arbitration proceedings, as well as the time which is anticipated for Mr. Halweg's testimony, it is estimated that the Ceramic Tile Institute's fee will not exceed \$5,000.00.

FISCAL IMPACT

Not to exceed \$5,000.00. The funds are available in the construction account for the Central Fire Station.

RECOMMENDATIONS

It is recommended that the proposal of the Ceramic Tile Institute be accepted and that the City Attorney be authorized to employ the Ceramic Tile Institute in accordance with the terms thereof.

AGENDA DOCUMENTATION

TO: The City Council

FROM: *James P. Quinn*
CITY ATTORNEY

SUBJECT: Proposal by Ceramic Tile Institute for testing of adequacy of installation of facia tiles in connection with S. J. Amoroso Co. arbitration

PURPOSE/BACKGROUND

The arbitration proceedings with respect to the claim of S. J. Amoroso Construction Co. for additional compensation in connection with its construction of the City's new Central Fire Station and the counterclaim of the City for the damages which it sustained during that construction is scheduled to commence on Wednesday, December 4, 1985, and it is anticipated that the proceedings will go approximately six days. Since the major element of the City's defense to Amoroso's claim and its counterclaim against Amoroso revolves around the installation of the tile on the exterior of the building, this office has determined that it will be necessary to present expert testimony at the hearing in these proceedings. Gerald M. Halweg of the Ceramic Tile Institute has been highly recommended to this office for his expertise in tile matters, and Mr. Halweg recommends that the Ceramic Tile Institute be authorized to remove five tiles from the building, transport them to Los Angeles and submit them for freeze-thaw testing to the testing laboratory of Smith Emery.

The Ceramic Tile Institute's proposal is more fully set forth in the attached memorandum from Ted Rexing. You will note that the cost of the testing is anticipated to be in the amount of \$4,975.00.

FISCAL IMPACT

Not to exceed \$4,975.00. The funds are available in the construction account for the Central Fire Station.

RECOMMENDATIONS

It is recommended that the proposal of the Ceramic Tile Institute be accepted and that the City Attorney be authorized to employ the Ceramic Tile Institute in accordance with the terms thereof.

Agenda Item

V-C

NATIONAL CONSULTING AND JOB PROBLEM INSPECTIONS

0135

DESCRIPTION OF FEES AND SERVICES

OPERATING STANDARDS AND PRACTICES

A. Project Design Consultation

1. It will be the practice of this organization to design or assist in designing ceramic tile installations which are in conformance with the Standards of the Tile Trade, American National Standards for the Installation of Ceramic Tile and local or regional building standards where applicable.
2. All materials integrated into the design or specification must conform to appropriate ANSI or ASTM Standards. All tile which is submitted for approval will not be considered unless it is in conformance with ANSI A137.1 Standards or is accompanied by manufacturers specifications and bonified test data, substantiating said specifications, from an independent certified testing laboratory.
3. Any and all recommendations made by a representative of CTIOA will be substantiated and approved by a qualified architect or structural engineer employed by the owner of the project.

AIMS AND OBJECTIVES

To disseminate technical information on job installation problems of the Ceramic Tile Institute of America (CTIOA) members and the construction industry.

To work with building and plumbing code authorities on matters pertaining to the best practices concerning installation of tile.

To work with suppliers of tile, accessories, materials and supplies, to develop products that will insure suitable installations.

To develop installation specifications where such are not already available.

To help overcome job-site installation problems:

- A. By providing a counseling service for a project prior to installation of tile.
- B. By providing a counseling service for a project during installation.
- C. By providing a counseling service for a project after the installation of tile.
- D. This service is subject to a fee.

continued on next page.

continued
page 2.

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RULES OF PROCEDURE

1. CTIOA Consultants will review only those problems that have been formally presented in writing to the Ceramic Tile Institute of America. There are two basic complaints - workmanship, material and tile quality. When the complaint is on, or includes, tile quality or tile installation performance, a copy of the written specification for the project is requested with the letter of complaint. If the project qualifies for an inspection, give the following information in the complaint letter: Individual's name or names, company name, address and telephone number of tile contractor, the general contractor (if there is one) and the tile manufacturer or distributor. In addition, in states with a licensing law, give the license number of the tile contractor. If no license, state "none".
2. Where there is a local Ceramic Tile Trade inspection committee, that inspects problem jobs, CTIOA Consultants will not necessarily accept inspection of a project. The project will only be accepted with the concurrence of the local inspection committee.
3. The following types of ceramic tile problems are considered to be within the jurisdiction of the CTIOA Consultants:
 - A. Installations which are not more than two years old. Installations over two years old will not qualify for inspections.
 - B. Complaints will only be accepted for first owners.
 - C. Complaints on tile quality, or tile installation performance, where there is a written specification stating the requirements for the quality of the tile.
 - D. Complaints on cracked, buckled or loose tile, the cause of which is not readily determinable.
 - E. Complaints on shower or building leaks where installation methods may be under question.
 - F. Complaints where the tile and/or setting materials were improper for the service required.
4. "Standards of the Tile Trade" as established by the Ceramic Tile Institute is printed document available from CTIOA. It lists the specifications, standards and other documents used by the Tile Industry and CTIOA Consultants as a basis for judging tile, material and workmanship.
5. All hard tile products are within the jurisdiction of the CTIOA Consultants. These products are detailed and illustrated by photographs in CTI Field Report No. 76-6-1. This document will serve to illustrate the projects

continued on next page.

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continued
page 3

that are within the jurisdiction of the CTIOA Consultants.

6. Studies of problems shall be made by the CTIOA Consultants and their invited consultants only. Comments or discussions can be refused in the presence of outside people, including the owner, general contractors, tile or other sub-contractors, building inspectors, or architect's representatives.
7. It shall be the duty of the CTIOA Consultant to set a suitable inspection date with the complaining party.
8. The review and conclusions of the Consultant shall be arrived at in a private hearing and the final report prepared. This report shall be factual with no attempt to designate responsibility other than by the plain facts represented. Where some unusual or complicated means of correction has been agreed upon, this may rightfully be made part of the report.
9. All reports shall be marked CONFIDENTIAL and copies filed with the Tile Contractor involved, the Technical Director of Ceramic Tile Institute of America, Architect, General Contractor, Owner and other involved parties at the discretion of the CTIOA Consultant and Technical Director of CTIOA.
10. When an inspection is made, it will be a complete inspection of the installation and compared to the Standards of the Tile Trade. This means that the written report may cover more items than were listed in the complaint. It is the intention to make one complete report and not be called back for additional obvious unsatisfactory items as they come to light and which then require the owner to make additional complaints. This does not mean that the tile contractor must fix everything in the report. It does mean that he is expected to review the items with the owner. Most corrections are the result of a compromise between the tile contractor and owner.

FEE STRUCTURE

- | | |
|--|--------------------------------|
| A. Consulting Services | \$ ⁷⁵ 50.00 per hr. |
| B. Travel Time | \$200.00 per day |
| C. Report Fee | \$200.00 |
| D. All Incurred Expenses | |
| E. Any laboratory testing is considered an additional expense. | |

CITY OF LAS VEGAS

Date

0138

INTER-OFFICE MEMORANDUM

OCTOBER 30, 1985

HAND DELIVERED

TO: GEORGE OGILVIE
CITY ATTORNEY

FROM:

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

BY: TED REXING, AIA
CHIEF OF PROJECT CONTROL

SUBJECT:

CENTRAL FIRE STATION

COPIES TO:

JERRY HALWEG
BILL URG
FILE WU6023 - ARB.

Teri Labastida asked me before her departure last week to secure an estimate of cost to remove five tiles from the subject Station and have them tested. These tests would be performed by the Ceramic Tile Institute and summarized in a report for use in arbitration. I've been talking with Mr. Halweg since then, and today he verbally quoted \$4,975. This would include: his travel to and from Las Vegas to select the five tiles; shipping of the tiles; replacement of the wounds with identical tiles; freeze-thaw testing by Smith Emery until failure of the bond coat; and the final report. His testimony at arbitration would be separate, based on the costs previously submitted to you by Teri.

Teri also asked me to write you about this expense so that you could add it to the testimony estimate for Council's approval. Since arbitration begins December 4 and the test will take three weeks, their earliest review is requested.

TR:bjl

RECEIVED

OCT 30 1985

CITY ATTORNEYS OFFICE

AGENDA*City of Las Vegas*

November 20, 1985

Page 21

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

ITEM

Council Action

Department Action

V. GEORGE F. OGILVIE - CITY ATTORNEY

47 D. Approval of Resolution concerning assessment
roll re: Special Improvement District
No. 441 (Bonanza Road Phase II)

Lurie -
APPROVED Resolution
Unanimous
(Bunker excused)

Staff to proceed

E. Approval of Resolution concerning assessment
roll re: Special Improvement District
No. 449 (Bonanza Road Sewer)

Lurie -
APPROVED Resolution
Unanimous
(Bunker excused)

Staff to proceed

F. Approval of Resolution determining costs to
be assessed in Special Improvement District
No. 444 (Pecos Road)

Lurie -
APPROVED Resolution
Unanimous
(Bunker excused)

Staff to proceed

AGENDA DOCUMENTATION

TO: The City Council

FROM:

George F. Gilvie
George F. Gilvie
City Attorney

SUBJECT: Resolution Confirming Roll - Special Improvement District No. 441.

PURPOSE/BACKGROUND

S.I.D. NO.:

441

STEP NO.:

24-D - Resolution Confirming Roll

IMPROVEMENTS:

Include the installation of parking lanes, standard "L" type curbs and gutter and street lighting.

LOCATION:

Along both sides of Bonanza Road between Pecos Drive and Las Vegas Wash.

FISCAL IMPACT

None

RECOMMENDATIONS

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

Agenda Item

V-D

1 RESOLUTION CONFIRMING THE ASSESSMENT ROLL FOR LAS VEGAS, NEVADA,
2 SPECIAL IMPROVEMENT DISTRICT NO. 441.

3 WHEREAS, the City of Las Vegas, in the County of Clark
4 and State of Nevada, has taken requisite legal action preliminary
5 to and in the creation of Special Improvement District No. 441,
6 consisting of three (3) separate and distinct assessment
7 units, for the purpose of installing parking lanes along both
8 sides of Bonanza Road between Pecos Drive and the Las Vegas Wash
9 within said City, as more particularly described in the Provi-
10 sional Order Resolution which was passed and approved on the 2nd
11 day of June, 1982, as Assessment Unit No. I, and installing
12 standard "L" type curbs and gutters along both sides of Bonanza
13 Road between Pecos Drive and the Las Vegas Wash within said
14 City, as more particularly described in said Resolution as
15 Assessment Unit No. II, and installing street lighting along both
16 sides of Bonanza Road between Pecos Drive and the Las Vegas
17 Wash within said City, as more particularly described in said
18 Resolution as Assessment Unit No. III, and to defray the entire
19 cost and expense thereof by special assessments, according
20 to benefits, against the taxable lots and premises in each
21 assessment unit of said District, all in accordance with the
22 Statutes of the State of Nevada which provide therefor; and

23 WHEREAS, by Ordinance No. 3002, duly passed, adopted
24 and approved on the 4th day of August, 1982, the City Council of
25 said City finally passed upon all protests and objections,
26 determined to proceed with said improvements as described in said
27 preliminary proceedings, except as modified and provided in said
28 Ordinance, and created said District; and

29 WHEREAS, the City Engineer, pursuant to directions con-
30 tained in the Resolution of said City Council which was duly
31 passed, adopted and approved on the 7th day of August, 1985, has
32 prepared an assessment roll which contains, among other things,

1 the name of each last known owner of each lot or parcel of
2 property to be assessed in each assessment unit of said District,
3 a description of each lot or parcel to be so assessed and the
4 amount of the proposed assessment thereagainst, apportioned on
5 an area basis, as more particularly set forth in Section 3 of
6 said Ordinance No. 3002; and

7 WHEREAS, said assessment roll was tentatively approved
8 by said City Council and filed with the City Clerk of said City
9 on the 4th day of September, 1985; and

10 WHEREAS, notice of said filing and of the public hearing
11 on said assessment roll was duly published and mailed as
12 required by the Statutes of the State of Nevada; and

13 WHEREAS, a public hearing on the amount of the assess-
14 ments was held on the 6th day of November, 1985, with no written
15 protest or objection and no oral protest or objection having
16 been received; and

17 WHEREAS, said City Council has determined, and does
18 hereby determine, that said assessment roll should be confirmed;

19 NOW, THEREFORE, BE IT RESOLVED by the City Council
20 of the City of Las Vegas, Nevada, at a regular meeting thereof
21 held on the 20th day of November, 1985, that Assessment Roll
22 No. 1985-2, as tentatively approved and filed with the City
23 Clerk of said City on the 4th day of September, 1985, be, and
24 the same hereby is, validated, confirmed and ordered to be
25 filed in the office of, and endorsed by, said City Clerk.

26 BE IT FURTHER RESOLVED that said City Council does
27 hereby determine that none of the assessments for any one

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32 . . .

0143

1 project contained in said assessment roll, as hereby confirmed,
2 exceeds the reasonable market value of the particular lot or
3 parcel of land against which the same is levied.

4 PASSED, ADOPTED AND APPROVED this 20th day of November,
5 1985.

6
7
8 ATTEST:

Ron Lurie
RON LURIE, MAYOR PRO-TEM

9
10 Carol G. Hawley
11 CAROL ANN HAWLEY, City Clerk

Carol G. Hawley
11-25-85

AGENDA DOCUMENTATION

TO: The City Council

FROM: George F. Gilvie
City Attorney

SUBJECT: Resolution Confirming Roll - Special Improvement District No. 449.

PURPOSE/BACKGROUND

S.I.D. NO.: 449

STEP NO.: 24-D - Resolution Confirming Roll

IMPROVEMENTS: Include the installation of sewer laterals from the existing sewer main to the front property line adjacent to vacant properties.

LOCATION: Along both sides of Bonanza Road between Sandhill Road and Lamb Boulevard.

FISCAL IMPACT

None

RECOMMENDATIONS

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

Agenda Item

V-E

1 RESOLUTION CONFIRMING THE ASSESSMENT ROLL FOR LAS VEGAS, NEVADA,
2 SPECIAL IMPROVEMENT DISTRICT NO. 449.

3 WHEREAS, the City of Las Vegas, in the County of Clark
4 and State of Nevada, has taken requisite legal action preliminary
5 to and in the creation of Special Improvement District No. 449,
6 for the purpose of installing sanitary sewer laterals from the
7 existing sanitary sewer main to the front properties of the
8 unimproved properties along both sides of Bonanza Road between
9 Sandhill Road and Lamb Boulevard within said City, as more
10 particularly described in the Provisional Order Resolution which
11 was passed and approved on the 2nd day of March, 1983, and to
12 defray the entire cost and expense thereof by special assessments,
13 according to benefits, against the taxable lots and premises
14 in each assessment unit of said District, all in accordance
15 with the Statutes of the State of Nevada which provide therefor;
16 and

17 WHEREAS, by Ordinance No. 3046, duly passed, adopted
18 and approved on the 4th day of May, 1983, the City Council of
19 said City finally passed upon all protests and objections,
20 determined to proceed with said improvements as described in said
21 preliminary proceedings, except as modified and provided in said
22 Ordinance, and created said District; and

23 WHEREAS, the City Engineer, pursuant to directions con-
24 tained in the Resolution of said City Council which was duly
25 passed, adopted and approved on the 7th day of August, 1985, has
26 prepared an assessment roll which contains, among other things,
27 the name of each last known owner of each lot or parcel of
28 property to be assessed in said District, a description of each
29 lot or parcel to be so assessed and the amount of the proposed
30 assessment thereagainst, apportioned on the basis that each lot
31 or parcel of property to be assessed shall be assessed a portion
32 of the aggregate dollar amount being levied against the entire

1 District in the proportion that the number, length and size of
2 the sewer lateral installed to serve said lot or parcel bears
3 to the total number and aggregate length and size of all of
4 the sewer laterals installed to serve all of the assessable
5 lots or parcels of property in said District, as more particularly
6 set forth in Section 3 of said Ordinance No. 3046; and

7 WHEREAS, said assessment roll was tentatively approved
8 by said City Council and filed with the City Clerk of said City
9 on the 4th day of September, 1985; and

10 WHEREAS, notice of said filing and of the public hearing
11 on said assessment roll was duly published and mailed as
12 required by the Statutes of the State of Nevada; and

13 WHEREAS, a public hearing on the amount of the assess-
14 ments was held on the 6th day of November, 1985, with no written
15 protest or objection and no oral protest or objection having
16 been received; and

17 WHEREAS, said City Council has determined, and does
18 hereby determine, that said assessment roll should be confirmed.

19 NOW, THEREFORE, BE IT RESOLVED by the City Council
20 of the City of Las Vegas, Nevada, at a regular meeting thereof
21 held on the 20th day of November, 1985, that Assessment Roll No.
22 1985-1, as tentatively approved and filed with the City Clerk of
23 said City on the 4th day of September, 1985, be, and the same
24 hereby is, validated, confirmed and ordered to be filed in the
25 office of, and endorsed by, said City Clerk.

26 BE IT FURTHER RESOLVED that said City Council does
27 hereby determine that none of the assessments for any one

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0147

1 project contained in said assessment roll, as hereby confirmed,
2 exceeds the reasonable market value of the particular lot or
3 parcel of land against which the same is levied.

4 PASSED, ADOPTED AND APPROVED this 20th day of November,
5 1985.

6
7
8 ATTEST:

Ron Lurie
RON LURIE, MAYOR PRO-TEM

9
10 Carol Ann Hawley
11 CAROL ANN HAWLEY, City Clerk

Carol Ann Hawley
11-24-85

AGENDA DOCUMENTATION

TO: The City Council

FROM: *George F. Gilvrie*
George F. Gilvrie
City Attorney

SUBJECT: Resolution Determining the Costs to be Assessed and Ordering
the City Engineer to Prepare Roll. S.I.D. No. 444.

PURPOSE/BACKGROUND

S.I.D. NO.:

444

STEP NO.:

19 - Resolution determining the
costs to be assessed and
ordering the City Engineer
to prepare roll.

LOCATION:

On both sides of Pecos Drive from
Charleston Boulevard to Owens
Avenue.

IMPROVEMENTS:

Include the installation of a nine
foot wide parking lane, standard
"L" type curbs and gutters, concrete
sidewalks, street lighting and
sewer laterals from existing sewer
mains to the front property line
adjacent to vacant properties.

FISCAL IMPACT

None

RECOMMENDATIONS

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

Agenda Item

V-F

1 RESOLUTION DETERMINING THE COSTS TO BE ASSESSED IN CITY OF LAS
2 VEGAS SPECIAL IMPROVEMENT DISTRICT NO. 444 AND ORDERING
THE CITY ENGINEER TO PREPARE THE PRELIMINARY ASSESSMENT ROLL.

3 WHEREAS, the City of Las Vegas, in the County of Clark
4 and State of Nevada, has taken requisite legal action preliminary
5 to and in the creation of City of Las Vegas Special Improvement
6 District No. 444, consisting of five (5) separate and distinct
7 assessment units, for the purpose of installing parking lanes
8 along both sides of Pecos Drive between Charleston Boulevard
9 and Owens Avenue within said City, as more particularly
10 described in the Provisional Order Resolution which was passed
11 and approved on the 20th day of April, 1983, as Assessment Unit
12 No. I, installing standard "L" type curbs and gutters along
13 both sides of Pecos Drive between Charleston Boulevard and Owens
14 Avenue within said City, as more particularly described in
15 said Resolution as Assessment Unit No. II, installing standard
16 concrete sidewalks along both sides of Pecos Drive between
17 Charleston Boulevard and Owens Avenue within said City, as more
18 particularly described in said Resolution as Assessment Unit No.
19 III, installing street lighting along both sides of Pecos Drive
20 between Charleston Boulevard and Owens Avenue within said City,
21 as more particularly described in said Resolution as Assessment
22 Unit No. IV, and installing sanitary sewer laterals to the front
23 property lines of the unimproved properties along both sides of
24 Pecos Drive between Charleston Boulevard and Owens Avenue within
25 said City, as more particularly described in said Resolution as
26 Assessment Unit No. V, and to defray the entire cost and expense
27 thereof by special assessments, according to benefits, against
28 the taxable lots and premises in each assessment unit of said
29 District; and

30 WHEREAS, pursuant to law, said City has entered into
31 the following contracts, to wit:

32 WELLS CARGO, INC., in the amount of \$34,917.42, for

0150

1 the improvements to be installed in Assessment Unit No. I,
2 WELLS CARGO, INC., in the amount of \$16,904.72,
3 for the improvements to be installed in Assessment Unit No. II,
4 WELLS CARGO, INC., in the amount of \$39,664.57, for
5 the improvements to be installed in Assessment Unit No. III,
6 STRATTON ELECTRIC, INC., in the amount of \$34,461.20,
7 for the improvements to be installed in Assessment Unit No. IV,
8 and

9 WELLS CARGO, INC., in the amount of \$3,000.00, for
10 the improvements to be installed in Assessment Unit No. V; and
11 WHEREAS, no sanitary sewer laterals were installed in
12 Assessment Unit No. V; and

13 WHEREAS, the costs, including administrative costs,
14 for installing the improvements in Assessment Unit No. I total
15 \$40,155.03, in Assessment Unit No. II total \$19,440.43, in
16 Assessment Unit No. III total \$45,614.26, in Assessment Unit
17 No. IV total \$39,630.38 and in Assessment Unit No. V total
18 \$0.00;

19 NOW THEREFORE, BE IT RESOLVED by the City Council of
20 the City of Las Vegas, Nevada, at a regular meeting thereof held
21 on the 20th day of November, 1985, that the amount of \$40,155.03
22 shall be assessed against and paid by the assessable property
23 in Assessment Unit No. I, \$19,440.43 shall be assessed against
24 and paid by the assessable property in Assessment Unit No. II,
25 \$45,614.26 shall be assessed against and paid by the assessable
26 property in Assessment Unit No. III, \$39,630.38 shall be assessed
27 against and paid by the assessable property in Assessment Unit
28 No. IV and \$0.00 shall be assessed against and paid by the
29 assessable property in Assessment Unit No. V. all as designated
30 in Ordinance No. 3056, passed and approved on the 15th day of
31 June, 1983.

32 BE IT FURTHER RESOLVED that the City Engineer is hereby

0151

1 ordered to make an assessment roll which contains, among other
2 things:

- 3 1. The name of each last known owner of each lot or
4 parcel of property to be assessed; and
5 2. A description of each lot or parcel of property
6 to be assessed and the amount of the proposed assess-
7 ment thereagainst, apportioned upon an area basis, all
8 as more particularly set forth in Section 3 of said
9 Ordinance No. 3056.

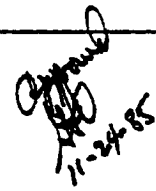
10 BE IT FURTHER RESOLVED that the City Clerk shall furnish
11 a copy of this Resolution to the City Engineer.

12 PASSED, ADOPTED AND APPROVED this 20th day of November,
13 1985.

14 
15 RON LURIE, MAYOR PRO-TEM

16
17 ATTEST:

18
19 
20 CAROL ANN HAWLEY, City Clerk


11-24-85

AGENDA*City of Las Vegas*

November 20, 1985

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

ITEM

Council Action

Department Action

VI. REPORTS FROM RECOMMENDING COMMITTEES

- 0:48 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. AND 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.

Lurie -
Second Reading and
Bill ADOPTED.
Unanimous
(Bunker excused)

Clerk to proceed
with second
publication.

- B. 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.

Committee: Councilmen Lurie and Nolen

First Publication: SUN - 11/21/85

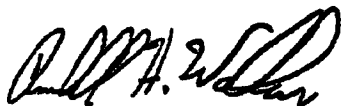
Committee Recommendation:

Adoption at 12/4/85 City Council meeting.

Recommendation
Noted

12/4/85 Agenda

APPROVED AGENDA ITEM



City of Las Vegas

CITY COUNCIL MINUTES - NOVEMBER 20, 1985

0153

AGENDA DOCUMENTATION

Date: October 1, 1985

TO: The City Council

FROM:

Val Steed 
Deputy City Attorney

SUBJECT: Bill No. 85-52
Annexation No. A-7-85(A)

PURPOSE/BACKGROUND

The proposed ordinance annexes certain real property located on the southwest corner of Maverick Street and Whispering Sands Drive. The annexation process has now been completed in accordance with the NRS and the final date of annexation (November 29, 1985) is set by this ordinance.

The following is pertinent information:

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 6220 Donald Nelson Las Vegas, Nevada 89131
Acreage:	Approximately 2.52 acres
Zoned:	R-E (County classification) R-E (City equivalent)

FISCAL IMPACT

RECOMMENDATIONS

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

Agenda Item

VI -A

AFFIDAVIT OF MAILING

(Mailing required under the provisions of NRS CHAPTER 241)

STATE OF NEVADA)

) ss

COUNTY OF CLARK)

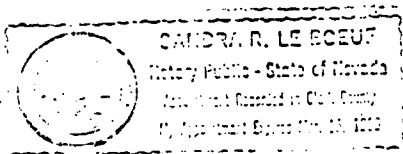
Joanne Perry, an employee of the City of Las Vegas, Nevada being first duly sworn, deposes and says that on the 22nd day of OCTOBER, 1985, a copy of a NOTICE OF INFORMATION MEETING before various RECOMMENDING COMMITTEES relative to proposed ordinances, to be held at the hour of 4pm, on Monday, OCTOBER 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 PerrySIGNATURE (an employee in the Office
of the City Clerk)

Subscribed and sworn to before me this

22nd day of OCTOBER, 1985Candra R. LeBeuf

NOTARY PUBLIC in and for said County and State.

My Commission expires: 3-15-86

0155

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

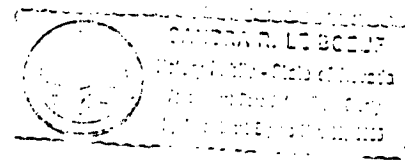
DEPARTMENT

Subscribed and sworn to before me this

22nd day of October, 1985

James R. LeBeau

NOTARY PUBLIC in and for said County and State.

My Commission expires: 3-15-86

N O T I C E

0156

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 of 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.

INTER-OFFICE MEMORANDUM

October 28, 1985

FILE

FROM:


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.

November 21, 1985

INTER-OFFICE MEMORANDUM

TO: FILE	FROM: CAH CAROL ANN HAWLEY CITY CLERK
SUBJECT: Recommending Committee Meeting November 18, 1985	COPIES TO: Agenda Blue Books 11/20/85 and 12/4/85 City Attorney Community Planning and Development Fire Services Public Works Building & Safety Business Activity

MEETING HELD: City Manager's Conference Room, City Hall, Las Vegas, Nevada, beginning at 4:07 P.M. and adjourning at 4:20 P.M. on Monday, November 18, 1985.

ATTENDANCE: Councilman Ron Lurie
Councilman Bob Nolen
City Manager Ashley Hall
Deputy City Manager Randall Walker
Deputy City Manager Granville Bowman
City Clerk Carol Ann Hawley
Deputy City Clerk Linda Owens
Marge Hether, Business Activity
Ron Bradshaw, S.I.D., Metro
Atty. Herb Jones
Marjorie Henze, Child Care
Connie Morman, Child Care

- 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.

Committee: Councilmen Lurie and Nolen

Councilman Lurie stated this bill meets the State's requirement that was recently passed in Chapter 482, 1985 Statute, A.B. 211. Persons involved in child care will have to be fingerprinted and have a work card. Previously, they just had to have a work card by going through a background investigation, appearing before the Child Welfare Board and City Council. Committee directed staff to refer the background investigation through Metro, as well as the fingerprinting process. Committee recommends adoption at the 12/4/85 City Council meeting.

RECOMMENDING COMMITTEE MEETING
NOVEMBER 18, 1985
PAGE 2

- B. BILL NO. 85-54 - ANNEXATION NO. A-8-85(A), PROPERTY LOCATED ON THE NORTHEAST CORNER OF JONES BOULEVARD AND OAKLEY BOULEVARD: PETITIONED BY: DESERT LAWN, INC.; ACREAGE: APPROXIMATELY 5.15 ACRES; ZONED: R-E (COUNTY CLASSIFICATION) N-U (CITY EQUIVALENT).

Committee: Councilmen Lurie and Nolen

Atty. Herb Jones appeared and stated there will be a rezoning application forthcoming so a mortuary can be constructed on this property. No one appeared in opposition. Committee recommended adoption at the 12/4/85 City Council meeting.

AGENDA*City of Las Vegas*

November 20, 1985

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

ITEM

Council Action

Department Action

VI. REPORTS FROM RECOMMENDING COMMITTEES (Cont'd)

- C. BILL NO. 85-54 - ANNEXATION NO. A-8-85(A).
PROPERTY LOCATED ON THE NORTHEAST CORNER
OF JONES BOULEVARD AND OAKLEY BOULEVARD;
PETITIONED BY: DESERT LAWN, INC.; ACREAGE:
APPROXIMATELY 5.15 ACRES; ZONED R-E (COUNTY
CLASSIFICATION) N-U (CITY EQUIVALENT).

Committee: Councilmen Lurie and Nolen

First Publication: SUN - 11/21/85

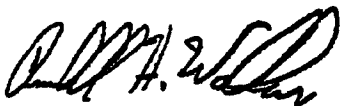
Committee Recommendation:

Adoption at 12/4/85 City Council
meeting.

Recommendation
Noted

12/4/85 Agenda

APPROVED AGENDA ITEM



AGENDA*City of Las Vegas*

November 20, 1985

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

ITEM

Council Action

Department Action

VII. BOARDS AND COMMISSIONS

A. SOLICITATIONS REVIEW BOARD
2-Year Term

1. Jan Nutter - Term Expires 12/16/85
2. Reverend Melvin A. Pekrul -
Term Expires 12/16/85

B. PARK & RECREATION ADVISORY COMMISSION
3-Year Term

1. Jeanne Roberts - Term Expires
12/11/85

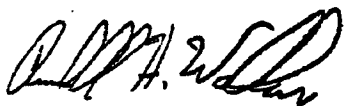
Levy -
Motion to concur
in Mayor's re-
appointment of
Jan Nutter and
Reverend Melvin A.
Pekrul to new two-
year terms to the
Solicitations
Review Board and
reappointment of
Jeanne Roberts to
a new three-year
term on the Park
& Recreation
Advisory Commission
carried unanimously.
(Bunker excused)

APPROVED
See Above

Clerk to notify

See Above

APPROVED AGENDA ITEM



10:49

CITY OF LAS VEGAS

Date

0162

INTER-OFFICE MEMORANDUM

NOVEMBER 5, 1985

TO:

CAROL ANN HAWLEY
CITY CLERK

FROM:

DEPARTMENT OF BUSINESS ACTIVITY

SUBJECT:

SOLICITATIONS REVIEW BOARD --
JAN NUTTER
REVEREND MELVIN PEKRUL

COPIES TO:

I have contacted the above-named board members whose terms expire on December 16, 1985. Each has expressed a willingness to be reappointed for another two-year term.

Marjorie Hether
Marjorie Hether, Chief
Privilege License Division

MH:sp

VII - A.

CITY OF LAS VEGAS

Date

0163

INTER-OFFICE MEMORANDUM

OCTOBER 29, 1985

TO:

CAROL ANN HAWLEY, CITY CLERK

FROM:


CHRIS J. STANFILL, DIRECTOR
PARKS, RECREATION & SENIOR CITIZENS
ACTIVITIES

SUBJECT:

PARK & RECREATION ADVISORY COMMISSION

COPIES TO:

Ms. Jeanne Roberts was contacted this date in regards to her reappointment to the Park and Recreation Advisory Commission for another three year term. Please be advised that Ms. Roberts has accepted reappointment and this may be placed on the November 20, 1985 City Council meeting agenda for consideration by the Council.

Thank you.

CJS:gs

November 20, 1985

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AGENDA*City of Las Vegas*

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

ITEM Council Action Department Action

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

10:50

A. Bill No. 85-55 -- Creates Special Improvement
District No. 459 (Rigel Avenue)

First Reading and
Referred -
Bunker and Nolen

12/2/85 Agenda
Recommending
Committee Meeting

B. Bill No. 85-56 -- Levies assessments in
Special Improvement District No. 441
(Bonanza Road Phase II)

First Reading and
Referred -
Bunker and Nolen

12/2/85 Agenda
Recommending
Committee Meeting

C. Bill No. 85-57 -- Levies assessments in
Special Improvement District No. 449
(Bonanza Road Sewers)

First Reading and
Referred -
Bunker and Nolen

12/2/85 Agenda
Recommending
Committee Meeting

MORNING SESSION RECESSED AT 10:56 A.M.

0165

AGENDA*City of Las Vegas*

November 20, 1985

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

ITEM

Council Action

Department Action

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

- 2:00
- A. VAC-14-85 - Petition of Vacation submitted by the HOUSING AUTHORITY OF THE CITY OF LAS VEGAS to vacate a portion of Marlin Avenue generally located between 13th Street and 14th Street and a portion of 13th Street generally located between Stewart Avenue and Marlin Avenue.

Planning Commission unanimously voted to recommend APPROVAL, subject to the following conditions:

1. Standard conditions 1 - 3.

Staff Recommendation: APPROVAL

PROTESTS: 0

Lurie -
APPROVED as recommended, subject to the standard conditions.
Unanimous
(Bunker excused)

Clerk to notify and Planning to proceed.

No one appeared in favor or opposition.



To: The City Council
 Re: Public Hearing Agenda Item
 November 20, 1985 City Council Agenda

IX.

0166

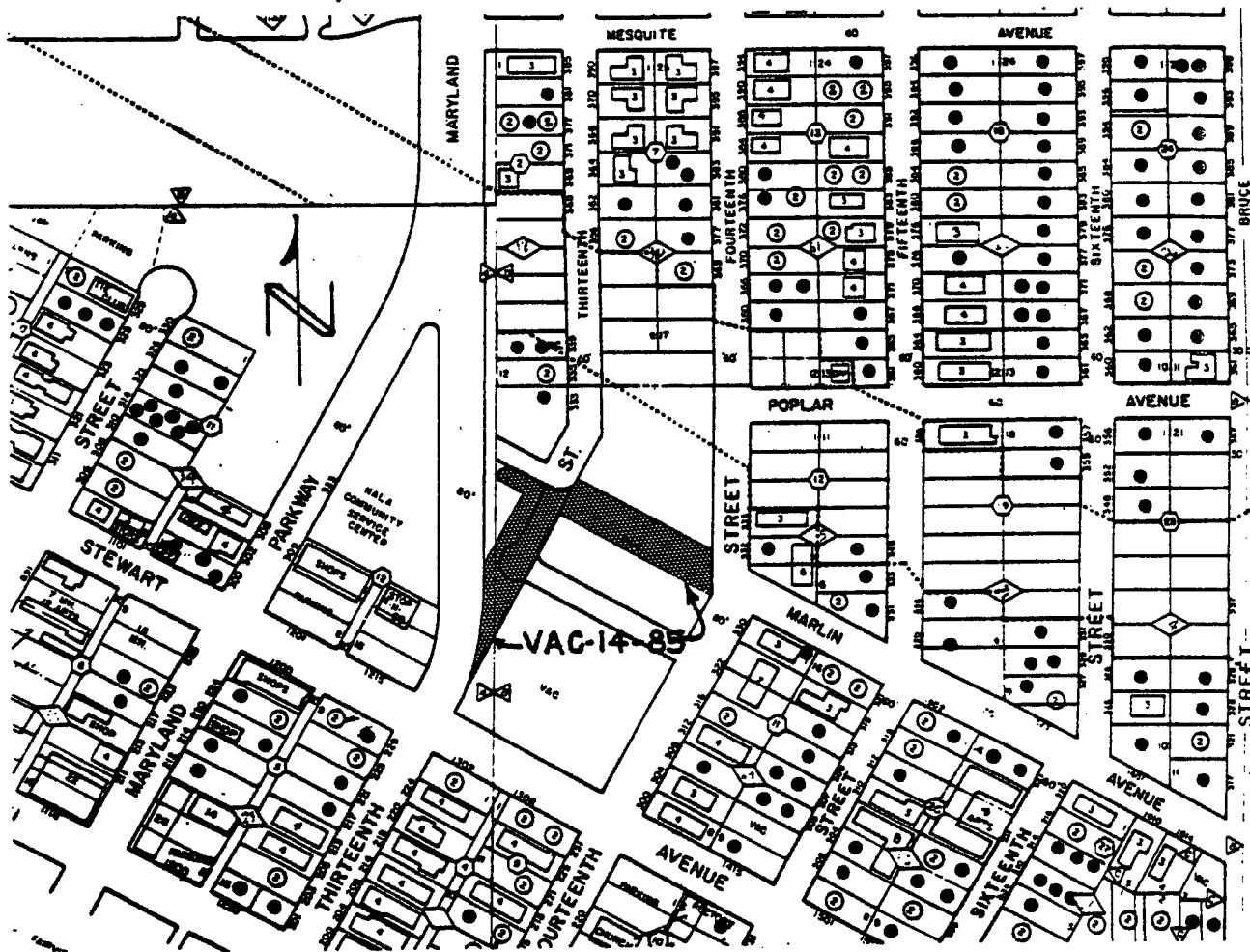
A. VAC-14-85 - HOUSING AUTHORITY OF THE CITY OF LAS VEGAS

The request is to vacate a portion of Marlin Avenue, between 13th and 14th Street, and a portion of 13th Street, between Stewart Avenue and Marlin Avenue. The site where this vacation is being requested is where a senior center is being proposed by the League of United Latin American Citizens (LULAC). Construction of that facility is expected to commence next year. The vacation of this right-of-way will not adversely affect traffic circulation and will provide a suitable site for the senior center.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

PROTESTS: 0



NOTICE

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

A portion of Marlin Avenue generally located between 13th Street and 14th Street and a portion of 13th Street generally located between Stewart Avenue and Marlin Avenue

SUBJECT TO

1. Reservation of easements for the facilities of the various utility companies together with reasonable ingress thereto and egress therefrom;
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.

A PUBLIC HEARING on said petition and recommendation of the Planning Commission will be held on the 20th 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, Nevada, 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 6th day of November, 1985.


CAROL ANN HAWLEY, City Clerk

AGENDA*City of Las Vegas*

November 20, 1985

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

ITEM

Council Action

Department Action

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

2:01

B. AMENDMENT to the Master Plan of Streets and Highways to delete the following streets:

1. Cimarron Road (80' right-of-way) - between Ann Road and Washburn Road
2. Buffalo Drive (100' right-of-way) - between Ann Road and Washburn Road
3. Tenaya Way (80' right-of-way) - between Washburn Road and Lone Mountain Road
4. Washburn Road (80' right-of-way) - between Durango Drive and Tenaya Way

Planning Commission unanimously voted to recommend APPROVAL.

Staff Recommendation: APPROVAL

PROTESTS: 0

Lurie -
APPROVED as recommended by the Planning Commission and Staff.
Motion carried with Levy abstaining from voting and Bunker excused.

Planning to proceed.
Andy Skurski, Kathryn Howe, and Mark Henderson appeared requesting clarification.

Ann Summers

CITY COUNCIL MINUTES - NOVEMBER 20, 1985

To: The City Council
Re: Public Hearing Agenda Item
November 20, 1985 City Council Agenda

IX.

0169

B. AMENDMENT TO THE MASTER PLAN OF STREETS AND HIGHWAYS

The request is to amend the Master Plan of Streets and Highways which was considered at the time the zoning was approved for the Painted Desert development located southwest of Ann Road and Rancho Drive in a R-PD5 zone. You will remember a golf course is being proposed and the developer requested that the site be one homogeneous parcel that would not be bisected by major streets. During the zoning action it was determined the modifications requested by the developer would be acceptable due to the surrounding low density residential development pattern and due to the freeway bordering the easterly portion of this project. This request involves the following deletions from the Master Plan of Streets and Highways.

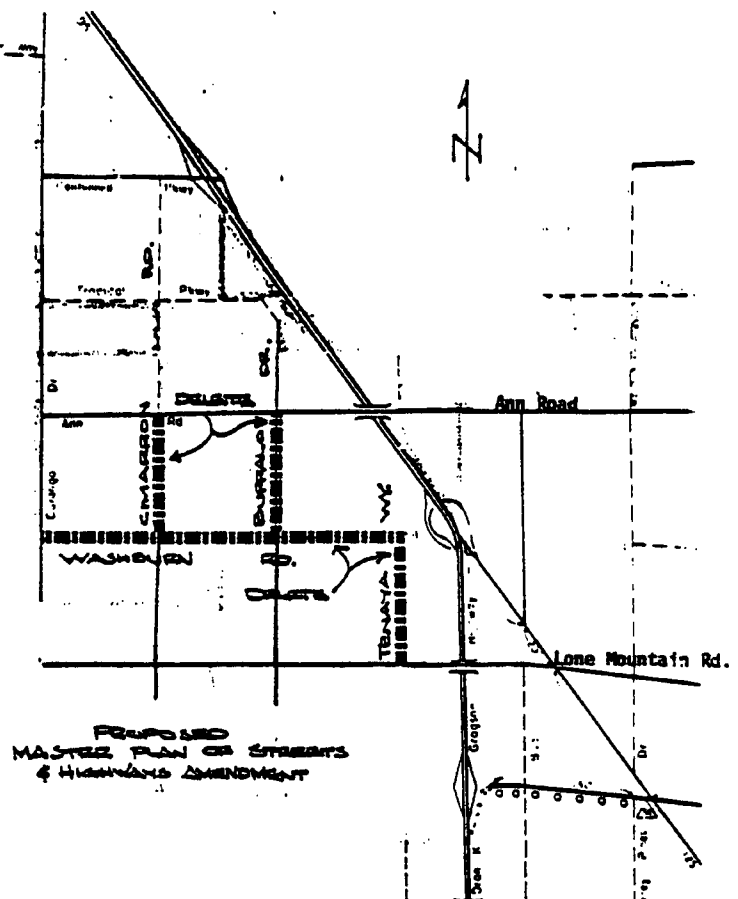
- a) Cimarron Road between Washburn Road and Ann Road
- b) Buffalo Drive between Washburn Road and Ann Road
- c) Washburn Road between Durango Road and Tenaya Way
- d) Tenaya Way between Washburn Road and Lone Mountain Road

The portions of Cimarron Road and Buffalo Drive that are to be deleted will not be used for street purposes in the future, however, a 60 foot street will exist on the Washburn Road and Tenaya Way alignments. There are existing homes fronting on Washburn and Tenaya Way. There was one protestant who appeared at the meeting who was primarily concerned that Tenaya Way would be completely eliminated as a street and he was informed that a 60 foot street would be retained.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

PROTESTS: 0

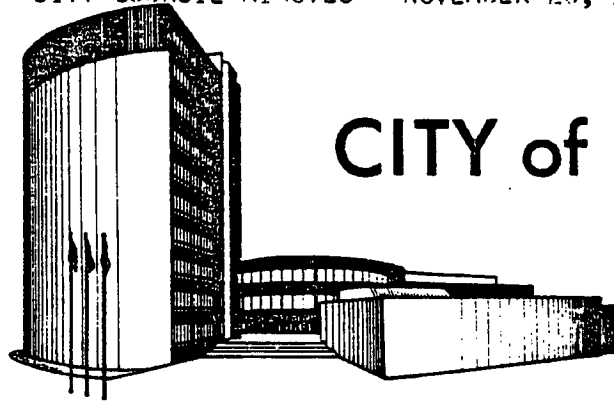


MAYOR BILL BRIARE

COUNCILMEN
RON LURIE
AL LEVY
BOB NOLEN
W. WAYNE BUNKER

CITY ATTORNEY
GEORGE F. OGILVIE

CITY MANAGER
ASHLEY HALL



CITY of LAS VEGAS

NOTICE OF PUBLIC HEARING

NOVEMBER 20, 1985

NOTICE IS HEREBY GIVEN THAT on Wednesday, November 20, 1985, at the hour of 2:00 P.M., in the Council Chambers of City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, the City Council will consider the following:

AMENDMENT TO THE MASTER PLAN OF STREETS AND HIGHWAYS TO DELETE THE FOLLOWING STREETS:

1. CIMARRON ROAD (80' RIGHT-OF-WAY) - BETWEEN ANN ROAD AND WASHBURN ROAD.
2. BUFFALO DRIVE (100' RIGHT-OF-WAY) - BETWEEN ANN ROAD AND WASHBURN ROAD.
3. TENAYA WAY (80' RIGHT-OF-WAY) - BETWEEN WASHBURN ROAD AND LONE MOUNTAIN ROAD.
4. WASHBURN ROAD (80' RIGHT-OF-WAY) - BETWEEN DURANGO DRIVE AND TENAYA WAY.

ANY AND ALL INTERESTED PERSONS may appear and be heard at said meeting or, prior thereto, may file written objections thereto or approvals thereof with the City Clerk, 10th Floor, City Hall.

Carol Ann Hawley

CAROL ANN HAWLEY
CITY CLERK



AGENDA*City of Las Vegas*

November 20, 1985

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

ITEM

Council Action

Department Action

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

- 2:09 C. VAC-15-85 - Petition of Vacation submitted by JARED E. SHAFER (CLARK COUNTY PUBLIC ADMINISTRATOR OF THE ESTATE OF ANN GRETA JONES) ET AL, to vacate portions of Cimarron Road, Buffalo Drive, and an unnamed frontage road generally located west of Rancho Drive between Ann Road and Lone Mountain Road.

Planning Commission unanimously voted to recommend APPROVAL, subject to the following conditions:

1. Standard conditions 1 - 4.

Staff Recommendation: APPROVAL

PROTESTS: 0

Lurie -
APPROVED as recommended by Planning Commission and Staff, subject to the standard conditions.
Motion carried with Levy abstaining from voting and Bunker excused.

Clerk to notify and Planning to proceed.

No one appeared in favor or opposition.



CITY COUNCIL MINUTES - NOVEMBER 20, 1985

To: The City Council
 Re: Public Hearing Agenda Item
 November 20, 1985 City Council Agenda

IX.

0172

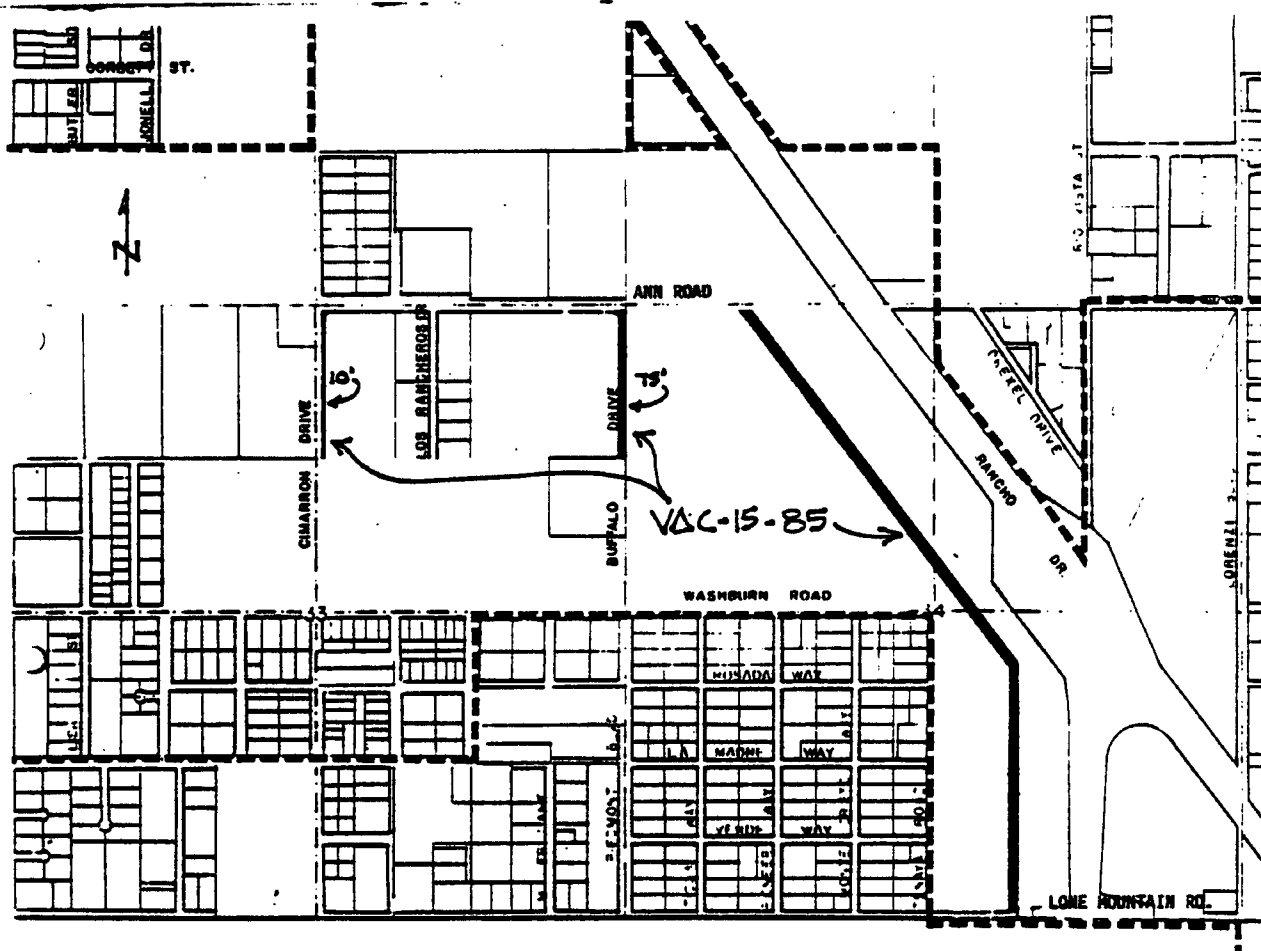
C. VAC-15-85 - JARED E. SHAFER

The request is to vacate portions of right-of-way on Cimarron Road, Buffalo Drive and an unnamed frontage road, located in the Painted Desert planned community project which is located southwest of Rancho Drive and Ann Road. The vacation is related to the previous item which is an Amendment to the Master Plan of Streets and Highways. If that Amendment is approved, then it would be appropriate to vacate the streets requested in this application. The purpose of the vacation is to assemble the site into one parcel and a new layout with private streets has been approved under the zoning action.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

PROTESTS: 0



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:

Portions of Cimarron Road, Buffalo Drive and an unnamed frontage road generally located west of Rancho Drive between Ann Road and Lone Mountain Road

SUBJECT TO

1. Reservation of easements for the facilities of the various utility companies together with reasonable ingress thereto and egress therefrom;
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.

A PUBLIC HEARING on said petition and recommendation of the Planning Commission will be held on the 20th 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, Nevada, 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 6th day of November, 1985.


CAROL ANN HAWLEY, City Clerk

0174

AGENDA*City of Las Vegas*

November 20, 1985

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

ITEM

Council Action

Department Action

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

2:10

- D. U-65-85 - Application of MILTON I. SCHWARTZ AND HARRY ELIADES for a Special Use Permit to allow commercial storage units on property generally located at 291 South Highland Drive in Zoning District M.

The Board of Zoning Adjustment unanimously recommends APPROVAL, subject to the following conditions:

1. Standard conditions 1 - 8.

Staff Recommendation: APPROVAL

PROTESTS: 0

Levy -
APPROVED as recommended by the Board of Zoning Adjustment and Staff, subject to the standard conditions.
Unanimous
(Bunker excused)

Clerk to notify and Planning to proceed.

Mick Tuckett appeared and represented the applicants.

No one appeared in opposition.

To: The City Council
 Re: Public Hearing Agenda Item
 November 20, 1985 City Council Agenda

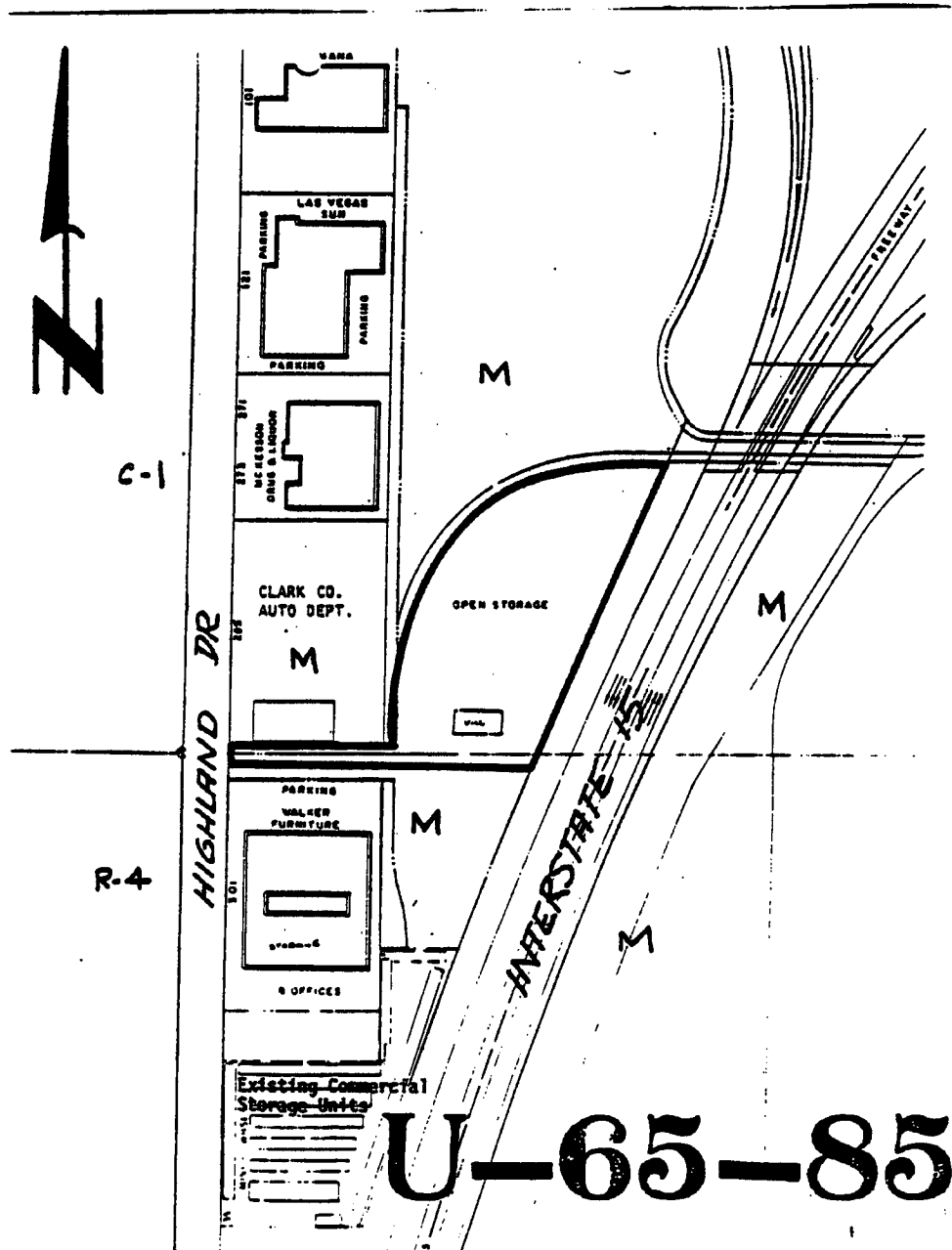
D. U-65-85 - MILTON I. SCHWARTZ AND HARRY ELIADES

The special use permit is to allow commercial storage units at 291 South Highland Drive in a M zone. The property is located in an area which is developed with industrial uses. The I-15 freeway borders the property to the east and the Clark County automotive facility exists to the west. To the west of Highland is vacant R-4 and C-1 zoned land. The use is consistent with the other industrial uses in the area. There is an existing commercial storage unit development further south on Highland near Alta. A separate variance application was approved by the Board of Zoning Adjustment at its last meeting to allow a manager's apartment in conjunction with this project.

Board of Zoning Adjustment Recommendation: APPROVAL

Staff Recommendation: APPROVAL

PROTESTS: 0



TRANSCRIPT - BOARD OF ZONING ADJUSTMENT MEETING - OCTOBER 24, 1985
ITEM 7 - U-65-85 - MILTON I. SCHWARTZ AND HARRY ELIADES

PAGE 1

CHAIRMAN JUNIEL:

U-65-85, Milton Schwartz. Are you present?
For a special use permit to allow commercial
storage units on property generally located
at 291 South Highland Drive in Zoning District
M. Are you Harry, whatever?

MIKE TUCKETT:

Yes, ma'am, Mike Tuckett's my name. I'm repre-
senting Mr. Schwartz and Mr. Eliades.

RICK WILLIAMS:

This is approximately six acres of land total.
It does back up to I-15 -- access from Highland
by this drive here. I believe right at this
location here is Walker Furniture, isn't that
correct? The properties to the north and south
and west are zoned M, which is industrial. I-15,
as I mentioned, is immediately to the east. Staff
finds that this proposed use at this location is
consistent with the M Zoning designation and would,
therefore, recommend APPROVAL, subject to conformance
to the plot and elevations and standard conditions
2 through 8. We do not have any protests of record.
We really can't tell from the elevations though what's
going to happen here facing I-15. Hopefully, the
applicant can help us in that regard, what kind of
elevation you'll have there.

MIKE TUCKETT:

If I may comment, we are prepared and totalling in
working with staff in providing landscaping or other
means to soften, if you will, soften the look of the
proposed project and we don't think this would be
a hindrance in any way to the project in that we feel
that the units proposed are adaptable and in effect
we can allow for landscaping to again soften the look
of the project.

COMMISSIONER BUGBEE:

That big thing in the center of that plot plan is
not a propane tank is it?

MIKE TUCKETT:

No, it's not. That's an existing building. I don't
know if you're familiar with the site. It had several
other smaller homes for the wayward of Las Vegas.
We've now removed -- I don't know if you've been by
the site. We have removed most of the buildings
with the exception of this structure here which we
will modify to adapt to our storage project and, again,
it's for tax reasons that the one structure's left on
the site.

COMMISSIONER SORENSEN:

Could I --

COMMISSIONER BUGBEE:

It'll be dead storage then?

TRANSCRIPT - BOARD OF ZONING ADJUSTMENT MEETING - OCTOBER 24, 1985
ITEM 7 - U-65-85 - MILTON I. SCHWARTZ AND HARRY ELIADES

PAGE 2

MIKE TUCKETT: Yes, sir.

COMMISSIONER SORENSEN: Could I ask where the construction is going to be on this building, the construction?

MIKE TUCKETT: Okay. That's a good question. We're bringing something in here that is a little bit different and I might say it's unique. We have a modular storage structure and, again, there are some tax implications that would allow this. That somewhere in the future, will allow these structures to be removed. So, hopefully, down the road when the property has a higher and better use, the existing structures can be removed to another site possibly and a better structure can be -- at such time, a better structure can be built on the site.

COMMISSIONER ASHWORTH: It's a great improvement now over hobo jungle.

MIKE TUCKETT: Oh, I agree. We removed them all. Now that we -- I went by there today and a few of them moved back in. So we need to get the project going.

COMMISSIONER SORENSEN: I hope the wind can't remove them.

MIKE TUCKETT: No. We've -- that's a good question, comment, also, ma'am. Another nice thing about this project and the structures involved, we've taken a lot of care in the design of them to conform to the Uniform Building Code and that requires some structural detailing in there that, of course, we --

COMMISSIONER BUGBEE: You don't really have much choice do you?

MIKE TUCKETT: I'm sorry.

COMMISSIONER BUGBEE: You don't have any choice, but conform to the Uniform Building Code?

MIKE TUCKETT: Well, of course, that's right. We wouldn't bring the project before you if it wasn't --

CHAIRMAN JUNIEL: Alright, thank you. This is a public hearing. Is there anyone here in opposition to the applicant? If there are no other questions from the Board, we'll close the meeting and ask for a motion.

TRANSCRIPT - BOARD OF ZONING ADJUSTMENT MEETING - OCTOBER 24, 1985
ITEM 7 - U-65-85 - MILTON I. SCHWARTZ AND HARRY ELIADES

PAGE 3

COMMISSIONER ASHWORTH: I MOVE -- I MOVE FOR APPROVAL, SUBJECT TO
CONDITIONS OF STAFF.

CHAIRMAN JUNIEL: The application has been APPROVED. (Motion
carried unanimously.)

RICK WILLIAMS: One thing. This is an item that does have to
go to the City Council for final review. Therefore,
on November 6th, they'll set date for a public
hearing for the November 20th City Council meeting
at 2 o'clock.

MIKE TUCKETT: May I ask one question? Are we in the right to
gamble and proceed with the site plan and so forth
to move that planning along in conjunction with --
of course, they wouldn't submit it until after the
City Council meeting, of course, but we -- we need
to get the project going, hopefully, before the
end of the year and we would like --

COMMISSIONER BUGBEE: This is Nevada, there's no law against gambling.
(laughter)

MIKE TUCKETT: Oh, in this town, I know there's not.

CHAIRMAN JUNIEL: But it would be a gamble, right, because we don't
know what the City's going to do?

COMMISSIONER BUGBEE: We don't know what they're going to do, but, I
mean, it's been approved through here.

MIKE TUCKETT: I understand that. Okay, I just wanted to make
it aware, we don't have anything to hide.

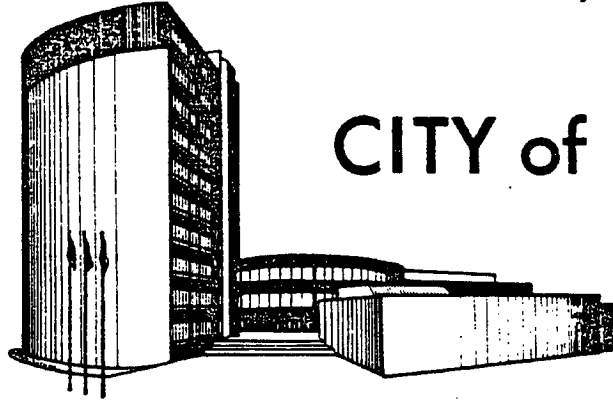
END OF DISCUSSION

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 20, 1985

NOTICE IS HEREBY GIVEN THAT on Wednesday, November 20, 1985, at the hour of 2:00 P.M., in the Council Chambers of City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, the City Council will consider the following:

U-65-85 Application of MILTON I. SCHWARTZ AND HARRY ELIADES for a Special Use Permit to allow commercial storage units on property generally located at 291 South Highland Drive in Zoning District M.

THE ABOVE PROPERTY IS LEGALLY DESCRIBED AS A
PORTION OF THE NORTH HALF (N₂) OF SECTION 33,
TOWNSHIP 20 SOUTH, RANGE 61 EAST, M.D.B.&M.

ANY AND ALL INTERESTED PERSONS may appear and be heard at said meeting or, prior thereto, may file written objections thereto or approvals thereof with the City Clerk, 10th Floor, City Hall.

A handwritten signature in cursive script that reads "Carol Ann Hawley".

CAROL ANN HAWLEY
CITY CLERK



0180

AGENDA*City of Las Vegas*

November 20, 1985

Page 30

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

ITEM

Council Action

Department Action

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

2:15

E. U-63-85 - Application of GREG MUNSELL, ET AL, for a Special Use Permit to allow a Class III secondhand dealer for the buying and selling of used guns on property located at 1001 South Third Street in Zoning District C-2.

The Board of Zoning Adjustment unanimously recommends APPROVAL, subject to the following condition:

1. Conformance to the plot plan.

Staff Recommendation: APPROVAL

PROTESTS: 17

Lurie -
APPROVED as recommended by the Board of Zoning Adjustment and Staff, subject to the condition.
Unanimous
(Bunker excused)

Clerk to notify and Planning to proceed.

Greg Munsell appeared and represented the application.

No one appeared in opposition.



0181

E. U-63-85 - GREG MUNSELL, ET AL

The request is for a use permit to allow a Class III second hand dealership for the buying and selling of used guns at 1001 S. Third Street in a C-2 zone. This item is before you for final decision because it involves a second hand operation. The business will be also selling new firearms and camping equipment. The general area is zoned C-2 with R-4 zoning to the south. The proposed use is compatible at this location. There was a protest factor from the residents in the area who indicated the buying and selling of guns would create a hazard to their neighborhood.

Board of Zoning Adjustment Recommendation: APPROVAL

Staff Recommendation: APPROVAL

PROTESTS: 17 (2 letters, petition with 15 signatures)



CHAIRMAN JUNIEL:

Is Greg Munsell present? The application of Greg Munsell, et al, for a special use permit to allow a Class III secondhand dealer for the buying and selling of used guns on property located at 1001 South Third Street in Zoning District C-2. This is a public hearing.

RICK WILLIAMS:

Yes, this applicant has submitted his application for a use permit to allow the buying and selling of used guns. They also intend to sell new camping equipment and new firearms. C-2 Zoning exists to the north, east and west and there's R-4 Zoning right to the south. It's very close to Charleston Boulevard. All of the area, in fact, is under resolution of intent for commercial zoning. This proposal is to use a portion of an existing two-story building. It's located at the southeast corner of Third and Coolidge. It has 14 parking spaces and then some landscaping along the street frontage. Staff feels that the proposed use is consistent with the types of activities which may be typically located in areas in Zone C-2 and, therefore, would recommend APPROVAL, subject to the Conformance of the plot plan. We do have 17 protests. We have 2 letters and the balance is in the form of a petition.

CHAIRMAN JUNIEL:

Does this automatically go to the City Council?

RICK WILLIAMS:

Yes, it -- Class III secondhand dealer permits must go to the City Council for final action.

COMMISSIONER MYERS:

What was the basis of the protest? Was it the particular type of business or just general?

RICK WILLIAMS:

Yes, compatibility with what they described as very high-class office uses in the area. One was the petition felt that it presented some type of danger to the area. That's essentially the feeling. It simply was out of character with the surrounding uses.

CHAIRMAN JUNIEL:

Thank you. Would you please state your name and address and sign in.

GREG MUNSELL:

My name is Greg Munsell. I live at 10209 Giles pie. I've signed in. I'd like to point out that the license to sell new guns, rifles and pistols and the license to sell new camping equipment is not the subject here. The subject of this particular meeting is only the used gun permit. So as it relates to the protests which have been submitted to this meeting,

GREG MUNSELL:

the protests are not necessarily on the point. The point is that my license to issue and sell new guns and new sporting goods is for all intent of purpose is issued and I will open that business. This application, which is pending at this meeting, is only for the permission to buy and sell used weapons.

COMMISSIONER BUGBEE:

It just gives you competitive ability to trade then, is what you're saying?

GREG MUNSELL:

That's correct. The weapons, guns, have a tendency not to depreciate as many other things do and they do hold a significant retail value and a substantial portion of the trade would be in the situation where a customer would have an older gun that he'd want to trade in for a new gun. And it would severely limit my competitive ability as all of the other gun stores that I'm aware of do buy and sell used guns, in addition to new guns. So it would extremely restrict my competitive ability.

COMMISSIONER BUGBEE:

I think one of the problems is the people down there are concerned with the "danger factor" around guns and I'm sure you're going to have adequate security, supplying adequate security for your store.

GREG MUNSELL:

Yes, sir. At the present time, I'm installing a very expensive alarm system. As a matter of fact it's cost \$1100 to put in an extremely sophisticated alarm system. I've got a proposal at the present time for probably \$2800 to install sealed shutters around the perimeter of the building. I have already installed an alarm system in the other part of the building and I have eliminated access from the other parts of the building into the gun store by extending the walls past the hanging ceiling. I put metal paneling on the inside of the drywall so that criminals could not kick their way through the drywall and I've gone to great expense to make this store very secure.

COMMISSIONER ASHWORTH:

I didn't understand you when you said for all intent and purposes open -- you're not open now?

GREG MUNSELL:

No, I'm not open now. The license to actually operate the sporting goods store and the license to buy and sell new guns is -- will be issued irrespective of the action of this council. The action of this council is only to the extent that I'm allowed to buy and sell used guns.

TRANSCRIPT - BOARD OF ZONING ADJUSTMENT MEETING - OCTOBER 24, 1985
ITEM 3. U-63-85 - GREG MUNSELL, ET AL

PAGE 3

COMMISSIONER ASHWORTH: You'd accept the condition that we grant you to do that, but it be conditioned on you be given the license to sell new guns?

GREG MUNSELL: Well, no, sir, I wouldn't.

COMMISSIONER ASHWORTH: Is there some circumstance you may not get a license for your new guns?

GREG MUNSELL: No, sir.

COMMISSIONER ASHWORTH: You've already gotten it?

GREG MUNSELL: No, I don't have it, but there's nothing within the City Code that will prohibit the new gun license.

COMMISSIONER ASHWORTH: So then you wouldn't care if we said, you could have the secondhand -- or buy and sell used guns providing the City issued you a license to sell new guns?

GREG MUNSELL: Well, no, sir. The present business application, which is pending, has been held in abeyance until this Council's action either approves or disapproves the used gun portion of my license.

COMMISSIONER ASHWORTH: You said it didn't have any bearing on this hearing.

GREG MUNSELL: Well if the Council denies the used gun permit, then I would strike that from the business license application and the new gun permit would be issued.

COMMISSIONER MYERS: Mr. Ashworth, this is similar to jewelry stores that normally take in estate jewelry and stuff. It's not uncommon.

COMMISSIONER ASHWORTH: I recognize that, but I didn't understand his statement that for all intent and purposes it would be issued, but -- so your license for a -- for a new gun will depend upon what we do here.

GREG MUNSELL: No, sir. The license --

COMMISSIONER MYERS: No, no.

COMMISSIONER BUGBEE: He said that on the license -- what his license probably reads, Commissioner Ashworth, is, new guns, sporting goods and used guns and used guns takes an action of this --

TRANSCRIPT - BOARD OF ZONING ADJUSTMENT MEETING - OCTOBER 24, 1985
ITEM 3. U-63-85 - GREG MUNSELL, ET AL

PAGE 4

GREG MUNSELL: Yes, sir.

COMMISSIONER BUGBEE: He'd just cross that off and go ahead with his license because it would -- otherwise.

COMMISSIONER SORENSEN: So your license actually has not been issued yet?

GREG MUNSELL: That's correct.

COMMISSIONER SORENSEN: And you're just trying to determine what to put on the application to get the new license?

GREG MUNSELL: That's correct.

COMMISSIONER SORENSEN: Is that correct?

GREG MUNSELL: That's correct.

COMMISSIONER SORENSEN: So all he wants to do then is just say whether he wants to put new or used guns.

COMMISSIONER ASHWORTH: I'm ready.

CHAIRMAN JUNIEL: This is a public hearing. Is there anyone here in objection to this applicant?

COMMISSIONER ASHWORTH: I MOVE THAT WE APPROVE, SUBJECT TO CONDITIONS OF STAFF.

CHAIRMAN JUNIEL: May I have a motion.

COMMISSIONER ASHWORTH: I just moved.

CHAIRMAN JUNIEL: Thank you. (Motion carred unanimously)

RICK WILLIAMS: That'll go to the City Council on the 6th to set date for public hearing. The public hearing will be 2 o'clock on November 20th.

END OF DISCUSSION

/s/

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0186

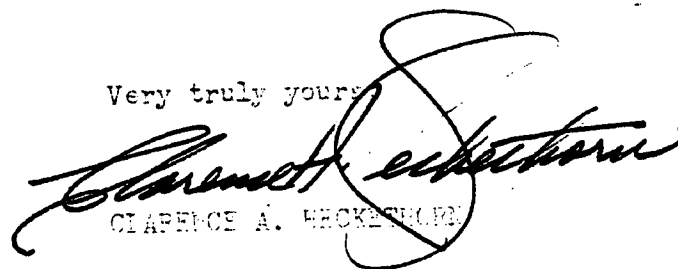
445 Smithridge Park
Reno, Nv 89502
November 10, 1985

Carol Ann Hawley
City Clerk City of Las Vegas
400 East Stewart
Las Vegas, Nv 89101

Dear Ms. Hawley:

I am the owner of the Four-Flex located at 923 South Third St. in Las Vegas. It is impossible for me to attend the meeting November 20, 1985, when the City Council members consider the application of Greg Punsell, et al., for a special use permit to allow a Class III secondhand dealership for the buying and selling of used guns on property located at 1001 South Third Street in Zoning District C-2. However, please accept this written notice that I oppose the application. I feel that the proposed dealership is not conducive to the neighborhood. The area is zoned C-2, and I am of the opinion that it would be best for all concerned to deny the application.

Very truly yours,


CLARENCE A. HECKETHORN

0187

642 SHETLAND ROAD
LAS VEGAS, NV. 89107
(702) 877-6947

42 - 18TH STREET
HERMOSA BEACH, CA.
(213) 372-3494



November 11, 1985

Las Vegas City Council
400 East Stewart Avenue
Las Vegas, Nevada 89101

Attn: Carol Ann Hawley, City Clerk

Re: Application No. U-63-85

As owner of both residential and commercial properties in the area near 1001 South Third Street, I am emphatically against the issuance of a Special Use Permit to allow the buying and selling of used guns in our area. My tenants and neighbors have had so many burglaries that the good tenants have been moving away from the area. For months I have tried to re-rent the empty apartments in my units unsuccessfully.

Some of the residents of the area already call it "a war zone". The burglars residing in our area would only have to walk down the street to obtain more weapons for their crimes.

This area needs cleaning up. Issuance of a permit to buy and sell used guns would only cause a further deterioration of the area.

I feel that it would be irresponsible for the City Council of Las Vegas to issue the Special Use Permit under the current crime conditions.

Therefore, I urge you to deny the permit.

Sincerely,

Charles W. Gronbach

0188



MORTGAGE & INVESTMENT COMPANY

1001 South Third Street, Suite B

• Las Vegas, Nevada 89101 •

(702) 385-5966

November 15, 1985

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

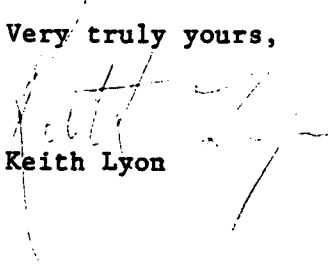
RE: Application U-63-85

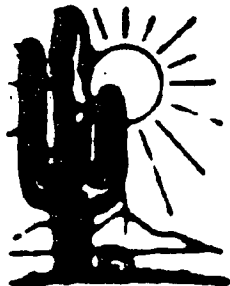
Dear Ms. Hawley:

Be advised that we are in support of Mr. Munsell's request for a use permit for the purpose of buying and selling used guns at 1001 South Third Street, Las Vegas, Nevada.

As it appears to us that Mr. Munsell will be allowed to open a sporting goods store and sell rifles and ammunition in accordance with the current zoning anyway, it seems to us that to limit Mr. Munsell to the selling of new guns only would severely curtail his competitiveness.

Very truly yours,


Keith Lyon



Desert Appraisal Service

0189

November 15, 1985

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

RE: Application No. U-63-85

Dear Ms. Hawley:

We are in full support of Mr. Munsell's application for a use permit at 1001 South Third Street, Las Vegas, Nevada.

Inasmuch as he has been granted a business license to operate a sporting goods store already, we support and encourage his application to be allowed to buy and sell used guns as well. We think this type of retail operation will be an asset to this community.

Your consideration of this request is appreciated.

Very truly yours,

Ron Rush

GMS Property Management

0190

1001 South Third Street, Suite C
Las Vegas, Nevada 89101
(702) 384-0101

November 15, 1985

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

RE: Application U-63-85

Dear Ms. Hawley:

We support Mr. Munsell's application for a use permit to buy and sell used guns at 1001 South Third Street, Las Vegas, Nevada.

Since he has been approved, and has been licensed to open a sporting goods store, which entails the selling and buying of rifles, we see no reason for you to disallow the buying and selling of used guns.

Sincerely yours,

Kerry Alu

NORWOOD & NORWOOD

ATTORNEYS AT LAW

925 SOUTH THIRD STREET
LAS VEGAS, NEVADA 89101

0191

WALTER V. NORWOOD

of counsel:

DERELLE L. NORWOOD

AREA CODE 702

TELEPHONE 384-4555

November 18, 1985

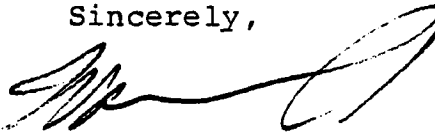
Ms. Carol Ann Hawley
City Clerk
City of Las Vegas
400 East Stewart Avenue
Las Vegas, Nevada 89101

RE: Application U-63-85

Dear Ms. Hawley:

We have no objection of Mr. Munsell's request for a use permit for the purpose of buying and selling used guns at 1001 South Third Street, Las Vegas, Nevada.

Sincerely,



Walter V. Norwood

WVN/lp

AMERICAN ESCROW CO.

0192

November 15, 1985

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

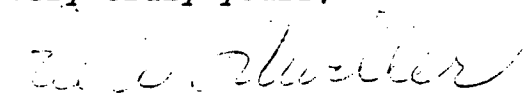
RE: Application No. U-63-85

Dear Ms. Hawley:

We support Mr. Munsell's request for a use permit for the purpose of buying and selling used guns at 1001 South Third Street, Las Vegas, Nevada.

Mr. Munsell is a fine upstanding member of this community and we believe any operation he would be involved in would be beneficial to this community as a whole. Therefore, we believe he should be allowed to operate the business he's proposing to operate.

Very truly yours,


Sue Litwiller



Desert West Realty



November 15, 1985

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

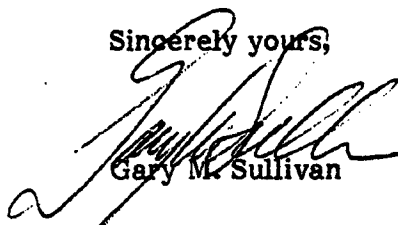
RE: Application No. U-63-85

Dear Ms. Hawley:

We have been made aware that Mr. Greg Munsell has applied for a use permit to buy and sell used guns at the location of 1001 South Third Street, Las Vegas, Nevada. Be advised that we wholeheartedly support this application as we believe it will bring more business traffic into the area and will benefit the community as a whole.

We will be happy to supply you with any additional information you may request in support of this application.

Sincerely yours,



Gary M. Sullivan

RECEIVED

Nov 19 12 03 PM '85

CITY CLERK

0194

Lucky L. Miller
GENERAL CONTRACTOR

November 15, 1985

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

Re: Greg Munsell
Application No. U-63-85

Dear Ms. Hawley:

We are in support of Mr. Munsell's application for a use permit at 1001 South Third Street, Las Vegas, Nevada.

Because the current zoning is C-1, it appears like the potential for small retail shops is great. Accordingly, we see no reason why you would not allow Mr. Munsell to have a retail shop of any kind at the location he has requested.

Very truly yours,

Lucky L. Miller
Lucky Miller

4TH & CHARLESTON SHELF

333E.CHARLESTON BOULEVARD
LAS VEGAS,NEVADA 89104

0195

November 18, 1985

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

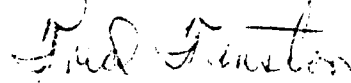
RE: Application U-63-85

Dear Ms. Hawley:

Be advised that we are in support of Mr. Munsell's request for a use permit for the purpose of buying and selling used guns at 1001 South Third Street, Las Vegas, Nevada.

As it appears to us that Mr. Munsell will be allowed to open a sporting goods store and sell rifles and ammunition in accordance with the current zoning anyway, it seems to us that to limit Mr. Munsell to the selling of new guns only would severely curtail his competitiveness.

Very truly yours,



Fred Funston

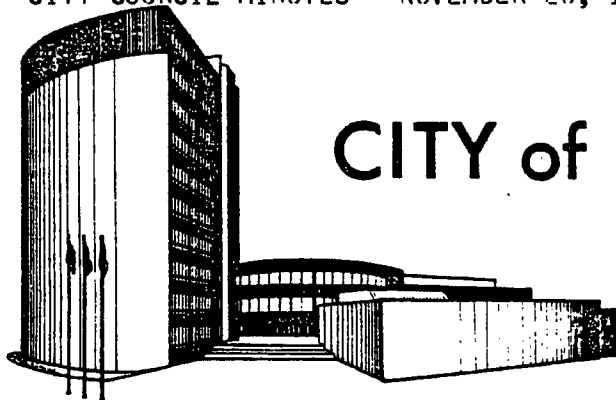
FRED FUNSTON
702-386-1794

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 20, 1985

NOTICE IS HEREBY GIVEN THAT on Wednesday, November 20, 1985, at the hour of 2:00 P.M. in the Council Chambers of City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, the City Council will consider the following:

U-63-85 Application of GREG MUNSELL, ET AL., for a Special Use Permit to allow a Class III secondhand dealership for the buying and selling of used guns on property located at 1001 South Third Street in Zoning District C-2.

THE ABOVE PROPERTY IS LEGALLY DESCRIBED AS LOTS
1 AND 2 IN BLOCK 18 OF SOUTH ADDITION TO CITY
OF LAS VEGAS.

ANY AND ALL INTERESTED PERSONS may appear and be heard at said meeting or, prior thereto, may file written objections thereto or approvals thereof with the City Clerk, 10th Floor, City Hall.

Carol Ann Hawley
CAROL ANN HAWLEY
CITY CLERK



AGENDA*City of Las Vegas*

November 20, 1985

Page 31

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

ITEM

Council Action

Department Action

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

2:11

F. U-66-85(HO) - APPEAL filed by LESLIE G. BALLARD to the action of the Board of Zoning Adjustment in DENYING her application for a Home Occupation Use Permit to allow a business which includes the on-site sale of clothing on property located at 1008 Virgil Street, in Zoning District R-1.

The Board of Zoning Adjustment unanimously recommends DENIAL. If approved, the following conditions are recommended:

1. A maximum of one customer be at the property at one time.
2. The hours of operation be limited from 9:00 A.M. to 6:00 P.M.
3. Conformance to all other requirements pertaining to Home Occupations.

Staff Recommendation: DENIAL

PROTESTS: 30

Nolen -
DENIED as recom-
mended.
Unanimous
(Bunker excused)

Clerk to notify

Leslie G. Ballard and Kathy Moi, 200 Mohawk Drive, appeared and represented the application.

Linda Edgar, 925 Virgil Street, appeared in opposition and presented a petition with approx. 38 signatures in protest.

Shirley Fleming, 3800 Braddock, appeared in opposition.



To: The City Council
 Re: Public Hearing Agenda Item
 November 20, 1985 City Council Agenda

IX.

0198

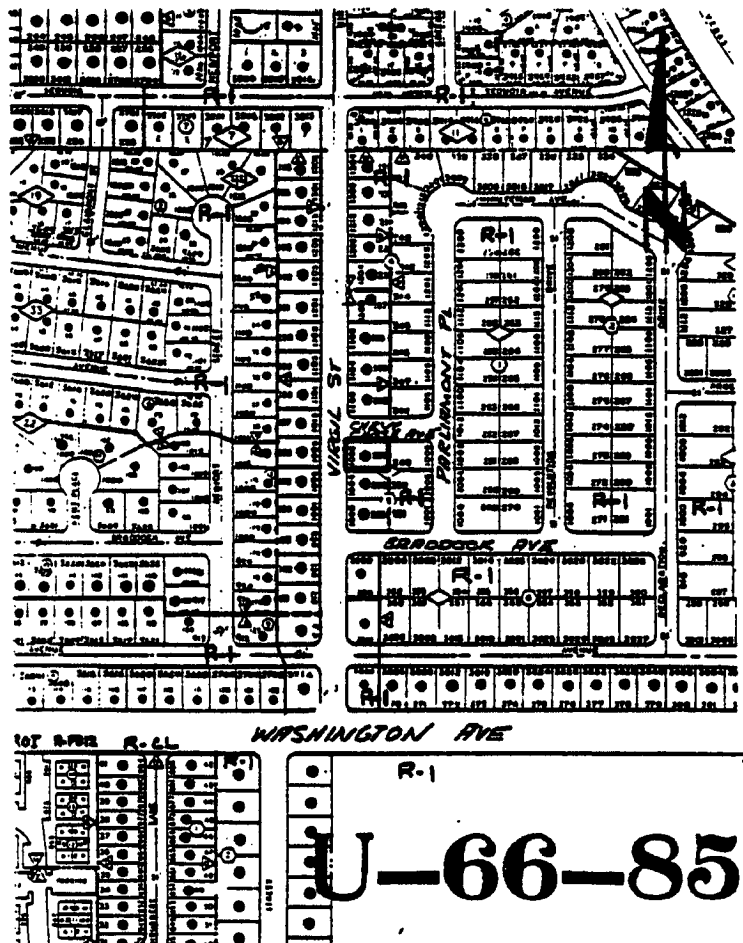
F. U-66-85(HO) - LESLIE G. BALLARD

This is an appeal by the applicant to the action of the Board of Zoning Adjustment in denying a home occupation permit for the sale of clothing at 1008 Virgil Street in a R-1 zone. The applicant proposes to have customers come to her home on an appointment basis, limited to only one or two persons at a time. The applicant just acquired this home through a foreclosure action. She wishes to conduct this operation so she can be with her son, who is an autistic child and needs special care. She formerly owned a clothing store and most of her intended clientele will be her former customers. She stated customers could use the one parking space in her driveway and she would park her car in the garage. Also, she indicated there is additional parking on the two adjoining streets because this is a corner lot. The general area is zoned R-1 and developed with homes. The purpose of a home occupation is to allow the occupant to be gainfully employed within the home without any external evidence that the operation is being conducted. The Board of Zoning Adjustment felt this use would be noticeable in the neighborhood and would generate additional traffic and parking on the streets. There was a protest factor from the surrounding residents who were opposed to this type of use.

Board of Zoning Adjustment Decision: DENIAL

Staff Recommendation: DENIAL

PROTESTS: 30



**THE FOLLOWING
PAGE(S) ARE
ILLEGIBLE/POOR
QUALITY**

PETITION AGAINST ZONE VARENCE, permit to sell.

AT 1008 VIRGIL

0199

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PETITION AGAINST ZONE ~~REFERENCE~~
AT 1008 VIRGIL

0200

<u>NAME</u>	<u>ADDRESS</u>	<u>DATE</u>
1. <i>Mr. & Mrs. Foxman</i>	<i>3504 BARNACK AVE</i>	<i>12-1-85</i>
2. <i>Dennis Edger</i>	<i>925 VIRGIL ST</i>	<i>12-1-85</i>
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neighborhood. Please deny!

0201

PETITION AGAINST ZONE VARENCE, *Swissers Permit,*
AT 1008 VIRGIL

NAME	ADDRESS	DATE
1. Shirley Fleming	3800 Broadway	11-13-85
2. Eddie Fleming	3800 Broadway	11-13-85
3. <i>William A. Beattie</i>	1004 Virgil	11-13-85
4. Bill Beattie	1004 Virgil	11-13-85
5. Larry Mcneer	3112 Broadway	11-14-85
6. <i>William A. Beattie</i>	1005 East Street Place	11-14-85
7. <i>William A. Beattie</i>	1005 East Street Place	11-14-85
8. <i>William A. Beattie</i>	1005 East Street Place	11-14-85
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10/30/85

Re: Leslie Ballard
1008 Virgil
Las Vegas, NV 89110

Home Occupation Permit U-66-85 (Ho)

Dear City Clerk:

I wish to appeal the decision made on October 24th, 1985, as I have discovered that 12 of the 32 names on the protesting petition were not on the City mailing list, nor did they receive my letter.

Also, the protests were based on incomplete information, as well as misinformation.

I believe that, given an opportunity to re-contact my new neighbors, they might very possibly reconsider once they have had all their questions answered.

Thank you.

Sincerely,

Leslie G Ballard

0203

October 26, 1985

Re: Leslie Ballard
1008 Virgil
Home Occupation Permit

We, the undersigned, after obtaining additional information, do hereby find no further objection regarding the above.

NAME	ADDRESS	PERMANENT PERMIT	6 MONTH TRIAL PERMIT
William J. Bennett	1004 Virgil	X	
Dorothy L. Mooney	3812 Braddock Ave	X	
Kathy Gibbs	3816 Braddock Ave		X
John Christensen	3520 Grindstone Ave		X
Gessie Jennings	1001 Virgil	X	
Jellie Ponce	1205 Virgil	X	
Henry M. Gillins	1204 Virgil	X	
Donna Ann	3801 Valley		X
Frank Sanchez	3808 Valley	X	
Bob McGee	3816 Valley Forge	X	
Sancho Dixon	3813 Valley Forge	X	
Larry D. Fox	1105 Virgil	X	
Kenneth J. Spensid	1305 Virgil	X	

CITY CLERK

NOV 20 11 50 AM '85

RECEIVED

- CHAIRMAN JUNIEL: On page 2, new business, item number 2 is now a public hearing. Is Leslie G. Ballard present? Application of Leslie G. Ballard for a home occupation permit use to allow a business which includes the on-site sale of clothing on property located at 1008 Virgil Street in Zoning District R-1.
- RICK WILLIAMS: Right as you can see on the wall map to your right, this property does lie within the interior of an existing single-family residential district zoned R-1. The request is to allow a business which includes the on-site sale of clothing. This property, as I mentioned, is surrounded by R-1. She has indicated that she does have a driveway in front and which could be used as parking if she were to park her car in the garage and that additional parking is available on the street. However, the intention of the home occupation use permit is to allow someone to be employed in the confines of a home on an incidental nature and to create or allow businesses which are not noticeable in any way to the neighbors. This request, staff feels, is not in keeping with the intent of the home occupation permit and that this proposed activity is definitely commercial in nature and is more rightfully located in a commercial zone; and would, therefore, recommend DENIAL. We have one protest on record.
- CHAIRMAN JUNIEL: Please state your name and address and sign in.
- LESLIE BALLARD: Leslie Ballard, 1008 Virgil.
- CHAIRMAN JUNIEL: What type of clothing are you proposing to sell there?
- LESLIE BALLARD: Women's apparel primarily and some children's clothing as well.
- COMMISSIONER MYERS: Why would you consider that this was a home occupation rather than strictly a straight commercial enterprise?
- LESLIE BALLARD: Well, I don't know if you have before you the letter that I wrote of my business intent?
- COMMISSIONER MYERS: We don't.
- LESLIE BALLARD: Okay. May I read that to you? I think it explains it in detail. Okay, I'm just going to read the second page. "My reason for attempting to make a living in this manner is mainly due to my having a mentally disabled five-year old son. He's very difficult to find a sitter for, let alone someone who can take the time to attempt teaching him. Working part-time will hopefully enable me to generate enough income to supplement his education to the best of my ability. I would allow

LESLIE BALLARD: customers to come to my home on a strict appointment basis only and only one or two at a time. As the house is located on a corner, there is very adequate parking for as many as six, seven vehicles if I were parked in the garage. I have plans to upgrade the house's interior and exterior because the people who've been renting there are very untidy. I believe our presence in the neighborhood will be welcomed and in no way disturbing to the neighbors."

CHAIRMAN JUNIEL: How are you advertising for the sale of these?

LESLIE BALLARD: I would not be advertising. It would strictly be a word of mouth.

CHAIRMAN JUNIEL: Are they all new clothing?

LESLIE BALLARD: Pardon?

CHAIRMAN JUNIEL: All new clothing?

LESLIE BALLARD: Yes.

COMMISSIONER BUGBEE: What do you intend to be, kind of a manufacturer's representative or something like that?

LESLIE BALLARD: Not really. I did have a clothing store here in town for a number of years and I sold it almost a year and a half ago and so I do have contact. A lot of my old customers became friends and we maintained contact and this is how I intend to begin the word of mouth. I'm sorry, what was your question? I'm nervous.

COMMISSIONER BUGBEE: Well, you know, under a home occupation permit you can do nothing in the way of advertising, not even the tiniest little sign.

LESLIE BALLARD: Right, I know that.

COMMISSIONER BUGBEE: I mean, that house has to remain in its current structure as a residence.

LESLIE BALLARD: Right. I think it wouldn't look good to have any type of signs in the neighborhood. I wouldn't want somebody to do that to me, but if I had not -- there's really no way that this would be disturbing to the neighbors because I do have a corner lot and there's plenty of parking and at most, I would have one or two people at a time. It's a very quiet, low-key --

COMMISSIONER BUGBEE: Do you intend to live there or just keep --

LESLIE BALLARD: No, I'm going to be living there.

COMMISSIONER BUGBEE: Right now it's rented?

LESLIE BALLARD: Well what happened is, the house just became mine legally last Thursday. I had a second trust deed on it and I foreclosed and it just became mine last Thursday and I'm having to evict the current tenants. Most of the neighbors that I've talked to are very happy that they're leaving and that we're moving in because I have a lot of plans to upgrade the property.

COMMISSIONER BUGBEE: Do the neighbors know that you're going to put a store in there?

LESLIE BALLARD: Right. I sent out a letter to all the people that your letter goes out to. I got the list from the office upstairs and I sent out a letter to all the neighbors introducing myself as I didn't have time to go around and do it personally and I got calls from some of the neighbors and they were very very nice and said that it was fine with them.

COMMISSIONER BUGBEE: Where did the letter of protest come from? Do you have an address?

RICK WILLIAMS: 1100 Virgil Street which would be across the street and across Chevy Chase, the corner lot right here.

COMMISSIONER BUGBEE: Anything specific?

RICK WILLIAMS: Concerned about the commercial traffic. This business possibly growing even beyond what it's proposed.

LESLIE BALLARD: May I ask when this came in because when I spoke to some people that called me yesterday and the day before, they said everyone that they had spoken to in the neighborhood found that it would be no problem.

RICK WILLIAMS: October 23rd.

LESLIE BALLARD: This was probably before they received my letter then.

RICK WILLIAMS: That was yesterday.

DAN GEARY: Mrs. Chairman, may I speak?

CHAIRMAN JUNIEL: Yes. Please state your name and address.

- DAN GEARY: My name is Dan Geary, 1901 Beverly Way. Thank you. Basically, Leslie's intent is not to open up a clothing store at this residence. Prior to this, Leslie ran a store here in town. She ended up selling --selling the business to a woman who, you know, she went bankrupt. There was a, you know, whole confusing series of events resulting in --Leslie is now the owner of this house.
- LESLIE BALLARD: This was part of the agreement in selling my business. I got a second deed trust on the house to protect the agreement. That's how I became owner.
- DAN GEARY: Leslie -- it's hard to, you know, just looking at the way it was written it looks like the intent is to open up a clothing store there. Basically what it is, Leslie has a small following of people. They re mostly her friends who, you know, enjoy Leslie's taste in clothes and what they do -- and Leslie, you know, buys from manufacturers and sells to a small group of people. The intent there is, at this point, and it's really nobody that she doesn't see on a social basis anyway, from my understanding, she's going to be selling clothes by an appointment basis only. The clothing is going to be hanging in her closet, in her bedroom. It's not going to be a large inventory type situation. It'll be --
- CHAIRMAN JUNIEL: Excuse me. What if her demands grow larger? Are you going to turn the people down?
- LESLIE BALLARD: I cannot allow them to grow larger. The whole purpose in doing this is so that I will have more time to spend with my son. There is no specific program designed for an autistic child and he really needs a lot of special help and when I was working five, six days a week in a store full time, I did not have the time to devote to him that I really need and if it were to take more time then I just cannot do it. If I can make an adequate income and spend the time needed with him, this is my desire.
- COMMISSIONER SORENSEN: Leslie, did I understand that you are manufacturing also?
- LESLIE BALLARD: No.
- COMMISSIONER SORENSEN: Okay.
- LESLIE BALLARD: I strictly purchase from suppliers, mostly in the Los Angeles area just as I did when I had my clothing store.

CHAIRMAN JUNIEL: Is there anyone else? This is a public hearing. Is there anyone here in opposition to this applicant? If not, we'll close the hearing and ask for --

COMMISSIONER MYERS: Wait.

CHAIRMAN JUNIEL: Oh, I'm sorry. Please come forward. Please state your name and address and sign in, please.

SHIRLEY FLEMMING: I'm Shirley Flemming, 3800 Braddock.

CHAIRMAN JUNIEL: You may proceed.

SHIRLEY FLEMMING: I bring with me signatures of people in our neighborhood that asked me to bring them in because I had available time.

CHAIRMAN JUNIEL: In opposition?

SHIRLEY FLEMMING: These people object.

CHAIRMAN JUNIEL: Pass them up. Did you wish to state an opposition or

SHIRLEY FLEMMING: I beg your pardon.

CHAIRMAN JUNIEL: Did you wish to state an opposition in addition to this?

SHIRLEY FLEMMING: No, just what's on those papers.

CHAIRMAN JUNIEL: Okay.

COMMISSIONER BUGBEE: Well, you obviously are opposed to it. Do you have any specific reason other than -- I mean this is --

SHIRLEY FLEMMING: In every house on our street and in our neighborhood there's a kid or two. We oppose it because of the traffic and the parking problems and it's our home.

CHAIRMAN JUNIEL: Is there anyone else here in opposition?

COMMISSIONER BUGBEE: How many names are on the petition?

CHAIRMAN JUNIEL: It's about 16 or 20.

DAN GEARY: Ma'am.

CHAIRMAN JUNIEL: Yes.

DAN GEARY: Just one thing to say. The main objections to this are -- there's an assumption that there's going to be a traffic problem which there will not be. Like I said, it's a small group of people. It's the way that Leslie supplements her income. It's also a way for her, you know, if we're going to speak about children, to be a good mother to her child which, you know, requires almost -- you know, Keith requires almost constant attention. The increase in traffic would, you know --

LESLIE BALLARD: There probably would be less traffic than there is now.

DAN GEARY: It would be negligible. The property at this point is an eyesore. The property, you know, the place is very, you know, it's in a really poor state. I think --

CHAIRMAN JUNIEL: So what you're saying, unless you get the dress store, you're not going to live in the house?

LESLIE BALLARD: I'm sorry what?

CHAIRMAN JUNIEL: Unless you get the permit, you're not going to live in the property?

LESLIE BALLARD: I guess not because I -- this is very important to me. This is a very important goal and my child is number one, making a living is number two and this is the only way where I can combine both. If the major objection is only added traffic, that is absolutely no problem. They would probably find I'd have less traffic at my house than they would have at any average house in the neighborhood.

CHAIRMAN JUNIEL: Were you aware that many neighbors objected to this operation?

LESLIE BALLARD: Not at all. This came as a quite a surprise.

COMMISSIONER BUGBEE: There's 21 names on here which represents from the addresses for most part two names to a family, so you've got 10 or 12 residences there that are in objection to this thing.

LESLIE BALLARD: How many of them, may I ask, are on Virgil the actual street?

COMMISSIONER BUGBEE: One, two, three, four, five, six, seven, eight, nine, ten, eleven, twelve.

- LESLIE BALLARD: Alright. This comes as a complete -
- COMMISSIONER BUGBEE: Almost right straight across the street from you.
- LESLIE BALLARD: A complete shock to me because everyone that I talked to on the phone -- they said that all the neighbors they had talked to said that it was fine with them. They weren't going to allow it until they received my letter. Once they read my intent --
- COMMISSIONER BUGBEE: Well they're here tonight so if they received your letter, they're still here.
- LESLIE BALLARD: Right.
- COMMISSIONER BUGBEE: I would like to talk to the opposition out there. I certainly understand her position. I know what an occupation permit is and I understand where you're coming from and I'm asking you if maybe we can compromise on this situation and go for a six-month review of this thing. You might be wrong on the traffic, but in six months we'll know. If you're right, that's the end of it.
- SHIRLEY FLEMMING: Most of the signatures on those papers, they're much more strongly against it then I do. Because when she wrote the letter to us and explained about her retarded child, it touched my heart.
- COMMISSIONER BUGBEE: Well I'm sure it touches us all, but -
- SHIRLEY FLEMMING: But --
- COMMISSIONER BUGBEE: I'm asking you if we were to perhaps, or in my mind - I'm speaking for myself, not for the Board. My thinking is maybe we could do a conditional or a -- grant this home occupation permit, not a commercial use, but a home occupation permit and then review it, have staff review it in six months and review you people and if she's -- if it's doing what you're afraid of it doing, creating unbearable traffic conditions, putting hazards towards your children, fine, it's all over.
- SHIRLEY FLEMMING: We don't agree to have the business in our neighborhood. We don't want her selling three doors down from our house. We don't want her selling next door to our house. We live there. It's our home. It's just like Rancho Circle. We cherish this.
- COMMISSIONER BUGBEE: I appreciate that, that's why I'm talking to you.

0211

SHIRLEY FLEMMING: So, I can't -- I can't change the minds of the people who signed that letter.

COMMISSIONER BUGBEE: I'm not asking you to.

SHIRLEY FLEMMING: So, whatever you want me to do, I'll do it, but this is the way we feel.

LESLIE BALLARD: Excuse me. I don't really understand the objection because it's --

CHAIRMAN JUNIEL: Well, first of all, to have a retail sell in a single-family neighborhood, in my opinion, I just -- personally, I don't feel that it should be under any circumstances. I really do not. That's my feeling, not the Board's either, but I cannot see that in a neighborhood regardless where it is. There's no commercial anywhere near there and we set precedent -- people come back and, you know, it's just a bad thing to do. You know, we sympathize with your reasoning, but it's, in my opinion, it just a bad thing to ever start doing.

COMMISSIONER MYERS: I happen to agree with Mrs. Juniel. It has absolutely nothing to do with the circumstance and I can understand your need for a home occupation, but it needs to be within the confines of the regulation. To start opening commercial businesses in residential neighborhoods is just bad policy.

CHAIRMAN JUNIEL: If there's no more objections, I will close the meeting and call for a motion.

COMMISSIONER MYERS: I'M GOING TO MOVE TO DENY ON THE BASIS THAT IT IS COMMERCIAL BUSINESS.

CHAIRMAN JUNIEL.. The motion has been DENIED. (The motion carried unanimously.)

END OF DISCUSSION

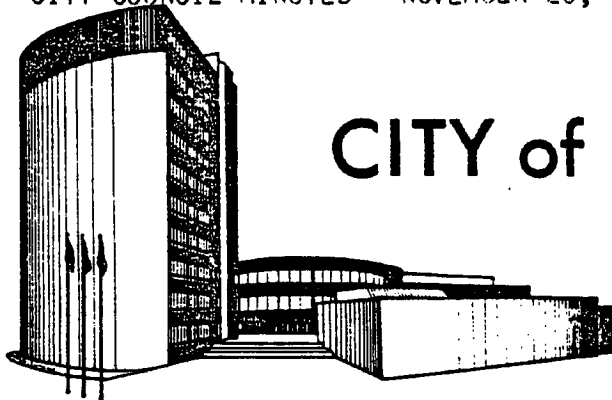
/s/

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 20, 1985

NOTICE IS HEREBY GIVEN THAT on Wednesday, November 20, 1985, at the hour of 2:00 P.M. in the Council Chambers of City Hall, 400 East Stewart Avenue, Las Vegas, Nevada, the City Council will consider the following:

U-66-85(HO)

APPEAL filed by LESLIE G. BALLARD to the action of the Board of Zoning Adjustment in DENYING her application for a Home Occupation Use Permit to allow a business which includes the on-site sale of clothing on property located at 1008 Virgil Street, in Zoning District R-1.

THE ABOVE PROPERTY IS LEGALLY DESCRIBED
AS LOT 201 IN BLOCK 5 OF WASHINGTON
SQUARE UNIT 5.

ANY AND ALL INTERESTED PERSONS may appear and be heard at said meeting or prior thereto, may file written objections thereto or approvals thereof with the City Clerk, 10th Floor, City Hall.

A handwritten signature in cursive script that reads "Carol Ann Hawley".

CAROL ANN HAWLEY
CITY CLERK



AGENDA*City of Las Vegas*

November 20, 1985

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

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ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
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 20, 1985

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

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ITEM	Council Action	Department Action
X. <u>COMMUNITY PLANNING & DEVELOPMENT DEPARTMENT</u> <u>HAROLD P. FOSTER, DIRECTOR (CONTINUED)</u> 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.		

AGENDA*City of Las Vegas*

November 20, 1985

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

ITEM

Council Action

Department Action

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

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.

AGENDA*City of Las Vegas*

November 20, 1985

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

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ITEM

Council Action

Department Action

**X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)**

- * 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 of Items A and B (subdivision maps).

*A: TENTATIVE MAP1. Tonopah Springs (Condo Conversion)

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

Owner: Barton & Arleen Tanenbaum, Et Al
Subdivider: Goldstar Development Co.
No. of Acres: 0.64 No. of Units: 16

Lurie -
APPROVED Items A-1,
A-2, B-1, B-2, B-3
and C-1.
Motion carried with
Levy abstaining
from voting on
B-3 and Bunker
excused.

Clerk to notify
and Planning to
proceed.

2. Sunshine Village (Condo Conversion)

Property generally located on the east side of Dike Lane, north of Bonanza Road, R-1 Zone (under Resolution of Intent to R-PD16).

Owner/Subdivider: Goldstar Development Co.
No. of Acres: 4.1 No. of Units: 66

Lurie -
APPROVED Items A-1,
A-2, B-1, B-2, B-3
and C-1.
Motion carried with
Levy abstaining
from voting on
B-3 and Bunker
excused.

Clerk to notify
and Planning to
proceed.

CITY COUNCIL MINUTES - NOVEMBER 20, 1985

0217

X.

To: The City Council
Re: Community Planning and Development Agenda Item
November 20, 1985 City Council Agenda

*A. TENTATIVE MAPS

1. Tonopah Springs

2. Sunshine Village

The above Tentative Maps are to convert the existing apartment projects to condominiums. The map conforms to the Subdivision Regulations.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

AGENDA*City of Las Vegas*

November 20, 1985

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

ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)*B. FINAL MAPS1. Tonopah Springs (Condo Conversion)

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

Owner: Barton & Arleen Tanenbaum, Et Al

Subdivider: Goldstar Development Co.

No. of Acres: 0.64 No. of Units: 16

Subject to the following conditions:

1. Approval of the tentative map.
2. Conformance with the conditions of approval for the tentative map.

2. Sunshine Village (Condo Conversion)

Property generally located on the east side of Dike Lane, north of Bonanza Road, R-1 Zone (under Resolution of Intent to R-PD16)

Owner/Subdivider: Goldstar Development Co.

No. of Acres: 4.1 No. of Units: 66

Subject to the following conditions:

1. Approval of the tentative map.
2. Conformance with the conditions of approval for the tentative map.

Lurie -
APPROVED Items A-1,
A-2, B-1, B-2, B-3
and C-1.
Motion carried with
Levy abstaining
from voting on
B-3 and Bunker
excused.

Clerk to notify
and Planning to
proceed.

Lurie -
APPROVED Items A-1,
A-2, B-1, B-2, B-3
and C-1.
Motion carried with
Levy abstaining
from voting on
B-3 and Bunker
excused.

Clerk to notify
and Planning to
proceed.

To: The City Council
Re: Community Planning and Development Agenda Item
November 20, 1985 City Council Agenda

X.

*B. FINAL MAPS

1. Tonopah Springs

2. Sunshine Village

The Tentative Maps for the above two final maps are Items A. 1. and A. 2. on this agenda. The Final Maps conform to the Tentative Maps. If the Tentative Maps are approved, these maps can also be approved.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

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AGENDA*City of Las Vegas*

November 20, 1985

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

ITEM	Council Action	Department Action
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)		
*B. <u>FINAL MAP</u> 3. <u>Painted Desert</u> Property generally located on the southwest corner of Ann Road and Rancho Drive, R-E and C-2 (under Resolution of Intent to R-PD5 and C-2). Owner: Estate of Ann Greta Jones and Estate of Rebecca Salton Subdivider: H & C Investments No. of Acres: 430 No. of Lots: 24 Subject to the following conditions: 1. Approval of the tentative map. 2. Conformance with the conditions of approval for the tentative map.	Lurie - APPROVED Items A-1, A-2, B-1, B-2, B-3 and C-1. Motion carried with Levy abstaining from voting on B-3 and Bunker excused.	Clerk to notify and Planning to proceed.

Chris Givens

To: The City Council
Re: Community Planning and Development Agenda Item
November 20, 1985 City Council Agenda

X.

*B. FINAL MAP

3. Painted Desert

The Final Map conforms to the approved Tentative Map for this master planned development. The map also conforms to the Subdivision Regulations.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

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PHONE 386-6011

ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)*C. RELEASE OF BOND

1. Location: 2850 E. Cedar Avenue
 Use: Offsite Improvements
 Builder: American Diversified
 Capital Corp.
 Surety Co.: Fremont Indemnity Co.
 Amount: \$79,652.00
 Bond No.: LA-101005 (CLV 36-83)

Lurie -
 APPROVED Items A-1,
 A-2, B-1, B-2, B-3
 and C-1.
 Motion carried with
 Levy abstaining
 from voting on
 B-3 and Bunker
 excused.

Clerk to notify
 and Planning to
 proceed.

Chris Sumner

To: The City Council
Re: Community Planning and Development Agenda Item
November 20, 1985 City Council Agenda

X.

*C. RELEASE OF BOND

1. 2850 E. Cedar Avenue - American Diversified Capital Corp.

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

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ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)

2:38

D. ENCROACHMENT REQUEST

Encroachment request for landscaping, sprinkler systems, block walls, mail boxes into the public right-of-way due to the recent widening of Rancho Drive.

1. Inez Brady - 4 Crescent Drive
2. Sherma G. Converse - 15 Crescent Drive
3. G & O Productions - 1245 S. Rancho Drive
4. Helen M. Goulette - Scotch Eighty Addn.
Pt. of Block 4
5. Fletcher Jones - 1145 S. Rancho Drive
6. Sidney & Colette Saltz - 2223 Edgewood Dr.
7. Stephen & Doris Stuhmer - 1301 S. Rancho Dr.
8. Dorothy L. Thomas - 1139 S. Rancho Dr.

Staff Recommendation: APPROVAL

Levy -
APPROVED
Unanimous
(Bunker excused)

Staff to proceed



CITY COUNCIL MINUTES - NOVEMBER 20, 1985

To: The City Council

X.

Re: Community Planning and Development Agenda Item
November 20, 1985 City Council Agenda

0225

D. ENCROACHMENT REQUESTS

The request involves encroachment on eight properties along Rancho Drive for landscaping, sprinkler systems, portions of block walls, mailboxes etc. to remain in City right-of-way due to the recent widening of this street. The encroachments are all relatively minor and the property owners have signed the necessary agreement forms. The requested encroachments are:

<u>Property Owner</u>	<u>Address</u>	<u>Use</u>
Inez Brady	4 Crescent Drive	Landscaping and sprinklers
Sherma Converse	15 Crescent Drive	Landscaping and sprinklers
G & O Productions	1245 Rancho Drive	Landscaping, sprinklers and corner of block wall
Helen M. Goulette	Scotch Eighty Addition	Landscaping and sprinklers
Fletcher Jones	1145 S. Rancho Drive	Landscaping and sprinklers
Sidney & Colette Saltz	2223 Edgewood Street	Landscaping and gravel
Stephen & Doris Stuhmer	1301 S. Rancho Drive	Landscaping and sprinklers
Dorothy L. Thomas	1139 S. Rancho Drive	Mailbox and gravel

Staff Recommendation: APPROVAL

0228

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ITEM

Council Action

Department Action

**X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)**

2:38

E. REQUEST TO DEFER REQUIRED OFFSITE IMPROVEMENTS

Request by Causey Engineering on behalf of Spring Valley Independent Mercedes Service to defer off-site improvements required in connection with a commercial development on Regulus Avenue between Valley View Boulevard and Procyon, M Zone.

Staff Recommendation: DENIAL

Lurie -
DENIED as recom-
mended.
Unanimous
(Bunker excused)

Clerk to notify

No one appeared
on behalf of the
applicant.

To: The City Council
Re: Community Planning and Development Agenda Item
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E. REQUEST TO DEFER REQUIRED OFFSITE IMPROVEMENTS

The request is to defer the installation of offsite improvements in front of the applicant's new facility on the north side of Regulus Avenue between Valley View Boulevard and Procyon. The applicants indicate all of Regulus is unimproved and they would prefer to wait until other developments are required to install street improvements. Further, the applicant contends the edges of paving would become damaged and the paving would be cut for connection to the sewer and water lines which are being brought to this property. Staff is of the opinion that the street improvements should be installed at this time, otherwise, other businesses will use this as an argument, resulting in substantial development on the street with no offsite improvements.

Staff Recommendation: DENIAL

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ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)F. EXTENSION OF TIME1. ABEYANCE ITEM - 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

Levy -
DENIED Request
Unanimous
(Bunker excused)

Clerk to notify

No one appeared
on behalf of the
applicant.



To: The City Council
Re: Community Planning and Development Agenda Item
November 20, 1985 City Council Agenda

X.

F. EXTENSION OF TIME

1. ABEYANCE ITEM - Z-49-78 - RICHARD ZEITER

This item was held in abeyance from the last meeting because the applicant was not present or represented. 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. At the last Council meeting, Councilman Bunker inquired about the recommendation of staff and the Planning Commission, and for the number of protests when this application was approved. Initially, the application was to rezone the property from R-2 to R-4 and staff and the Planning Commission recommended denial. The City Council referred the application back after discussing with the applicant the possibility of amending the application to R-3. The Planning Commission recommended approval of the R-3 and staff concurred. There were two protests to this zone change. One was against any type of apartment use and the other was against the R-4 request.

Planning Commission Recommendation: APPROVAL, subject to a one year extension

Staff Recommendation: APPROVAL, subject to a one year extension

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ITEM	Council Action	Department Action
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X. <u>COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)</u>		
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2:40 F. <u>EXTENSION OF TIME</u>		
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2. <u>Z-82-84 - FARLEY M. ANDERSON, JR.</u>		
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Request for an Extension of Time on property generally located on the northwest corner of Lake Mead Boulevard and Torrey Pines Drive, N-U Zone (under Resolution of Intent to R-3 and C-1).		
--	--	--

Planning Commission unanimously voted to recommend APPROVAL, subject to:		
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- | | | |
|---|--|--|
| <ol style="list-style-type: none"> 1. This Extension of Time will expire on December 5, 1986. 2. Conformance to all ordinance amendments enacted subsequent to the original approval. | | |
|---|--|--|

Staff Recommendation: APPROVAL		
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Levy - APPROVED F-2 and F-3 as recommended. Unanimous (Bunker excused)		
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Clerk to notify and Planning to proceed.		
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To: The City Council
Re: Community Planning and Development Agenda Item
November 20, 1985 City Council Agenda

X.

0231

F. EXTENSION OF TIME

2. Z-82-84 - FARLEY ANDERSON, JR.

This is the first request for an Extension of Time on the approved R-3 and C-1 zoning at the northwest corner of Lake Mead Boulevard and Torrey Pines Drive. The applicant stated the original application for rezoning was predicated on a proposed joint venture which did not work out as planned. They are now in the process of negotiating with a new developer. The zoning is appropriate at this major street intersection.

Planning Commission Recommendation: APPROVAL, subject to a one year extension

Staff Recommendation: APPROVAL, subject to a one year extension

0232

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ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)F. EXTENSION OF TIME3. Z-30-74 - Meadows School

Request for an Extension of Time for
property located at 5001 Meadows Lane,
C-2 Zone.

Planning Commission unanimously voted to
recommend APPROVAL, subject to:

1. This Extension of Time will expire on
June 30, 1988.
2. Conformance to all ordinance amendments
enacted subsequent to the original
approval.

Staff Recommendation: APPROVAL, subject to
the extension expiring June 30, 1988

Levy -
APPROVED F-2 and
F-3 as recommended.
Unanimous
(Bunker excused)

Clerk to notify
and Planning to
proceed.



CITY COUNCIL MINUTES - NOVEMBER 20, 1985

To: The City Council
Re: Community Planning and Development Agenda Item
November 20, 1985 City Council Agenda

X.

0233

F. EXTENSION OF TIME

3. Z-30-74 - MEADOWS SCHOOL

The applicant is requesting an extension for the Meadows School which was approved on a temporary basis at 5001 Meadows Lane in a C-2 zone. This is the first request for an extension which the applicant points out there is a need for additional time to locate a site to move this school facility. The site is presently on part of the Fletcher Jones new car agency storage area adjacent to Meadows Lane. The offsites on Meadows Lane were waived at the time the school was approved because of its temporary nature. The applicant is requesting approximately a two and a half year extension to June 30, 1988 and to continue to waive the offsites during this period.

Planning Commission Recommendation: APPROVAL, subject to the extension expiring June 30, 1988

Staff Recommendation: APPROVAL, subject to the extension expiring June 30, 1988

0234

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ITEM	Council Action	Department Action
X. <u>COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)</u>		
G. <u>REVIEW OF CONDITIONS</u>		
1. <u>Z-106-78, Z-28-77, Z-27-76 - VALLEY HOSPITAL</u>		
Request for a Review to remove the conditions which requires all access to be from Shadow Lane so that a pedestrian access can be established between Kingsbury Lane and the Valley Hospital parking area on property located at 620 Shadow Lane.	Nolen - APPROVED as recommended by Planning Commission. Motion carried with Briare voting "No" and Bunker excused.	Clerk to notify and Planning to proceed. Atty. John Moran, Jr. and Ernie Libman, Administrator, Valley Hospital, appeared and represented the application.
Planning Commission voted (4-1) to recommend APPROVAL of this request.		
Staff Recommendation: DENIAL - the prohibition of access conditions are needed to protect the adjoining residential area		
PROTESTS: 20	NOTE: Applicant agreed to remove litter from Kingsbury Lane.	

To: The City Council
Re: Community Planning and Development Agenda Item
November 20, 1985 City Council Agenda

X.

0235

G. REVIEW OF CONDITIONS

1. Z-106-78, Z-28-77, Z-27-76 - VALLEY HOSPITAL

The request is by Valley Hospital to alter the conditions of approval on three zoning applications which prohibited access from Kingsbury Lane, Pinto Lane and Rose Street to the Valley Hospital complex. The request is to allow a proposed pedestrian access at the south end of Kingsbury Lane, which is a cul-de-sac so that employees can park in the hospital parking lot immediately to the north and have pedestrian access to the medical offices on the east side of Kingsbury Lane. The conditions of approval require persons who park in the hospital parking lot to enter the medical offices from their rear entrances. There is a parking lot to the east of the medical offices which is generally full and employees then drive to the other hospital parking lot due south of Kingsbury Lane where space is usually available. However, when parking at this lot there is no direct access to the medical offices because the hospital building connects to the south office building. The applicant contends the proposed access on Kingsbury will facilitate access and eliminate the parking on the east side of Kingsbury which has unrestricted parking at the present time. There is 2 hour parking on Pinto Lane to the north which was necessary to prohibit all day parking by the hospital employees. At the Planning Commission meeting, staff pointed the no access provisions were required to protect the adjoining residential area. Other conditions such as block walls, landscaping etc. were also required. The property owner on the southwest side of Kingsbury Lane was at the meeting stating the walkway would be a nuisance factor and would probably result in the street being littered with trash. The Planning Commission felt the access would not be detrimental and requested the Hospital to remove all litter on Kingsbury Lane.

Planning Commission Recommendation: APPROVAL - the pedestrian access would be compatible

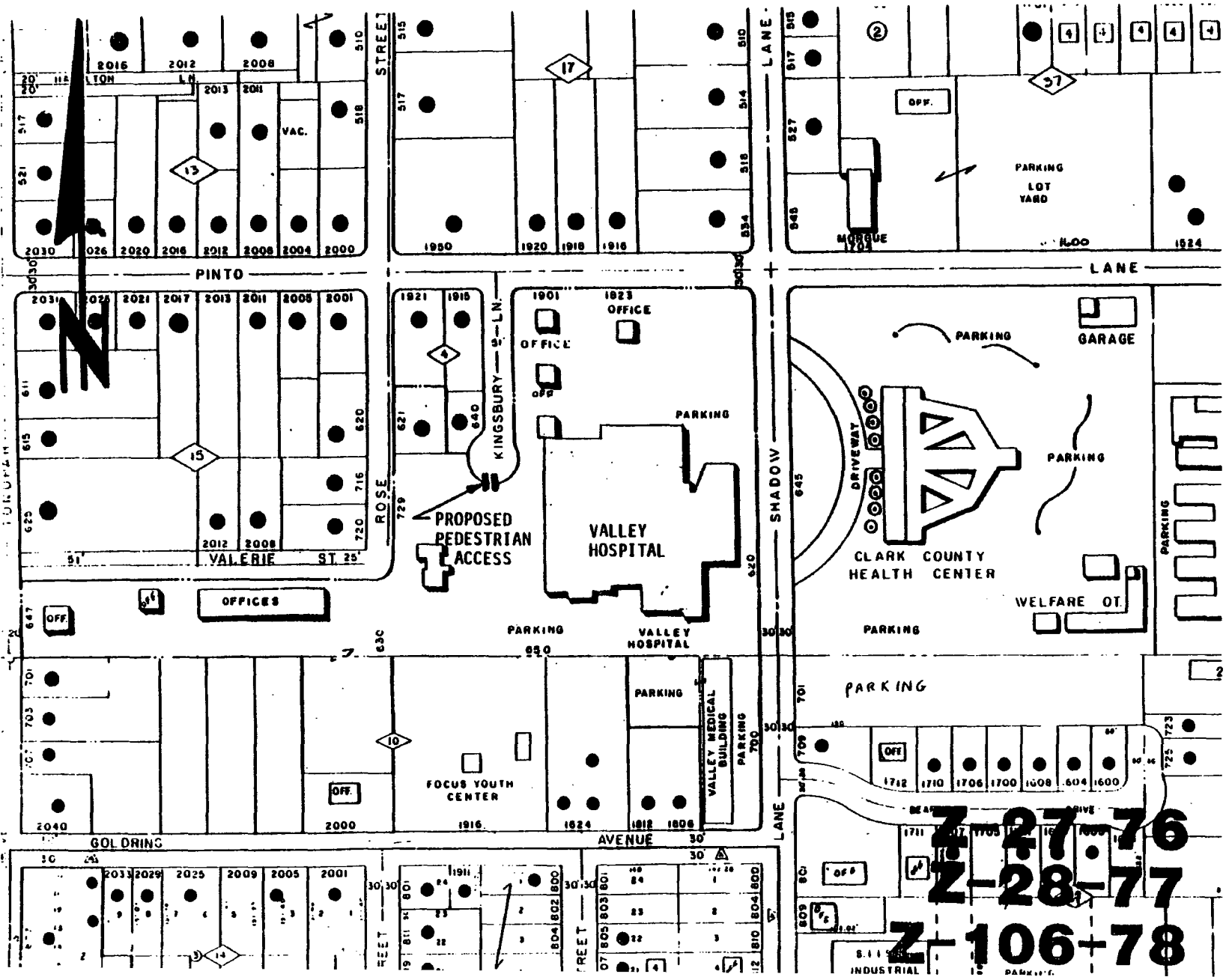
Staff Recommendation: DENIAL - the prohibition of access conditions are needed to protect the adjoining residential area

PROTESTS: 20 (18 letters, 2 at meeting)

SEE ATTACHED LOCATION MAP

Item X. G. 1. Z-106-78, Z-28-77, Z-27-76 - VALLEY HOSPITAL - LOCATION MAP

0236



0237

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ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)2:54 G. REVIEW OF CONDITIONS2. Z-72-84 - RICHARD & FRANCES MINNOZZI

Request for a review of condition to allow an additional business on property located at 6168 West Charleston Boulevard, R-1 Zone (under Resolution of Intent to P-R).

Planning Commission unanimously recommended APPROVAL, subject to:

1. Conformance to the original conditions of approval of Z-72-84.
2. No on-site storage of any product is permitted.
3. No additional uses be allowed without City Council approval.

Staff Recommendation: APPROVAL

Lurie -
APPROVED request to allow Richard Minnozzi to conduct a rolling shutter business in conjunction with business already being conducted by his wife Frances Minnozzi, subject to the conditions. Unanimous (Bunker excused)

Clerk to notify and Planning to proceed.

Richard and Frances Minnozzi appeared and represented the application.

To: The City Council
Re: Community Planning and Development Agenda Item
November 20, 1985 City Council Agenda

X.

0238

G. REVIEW OF CONDITION

2. Z-72-84 - RICHARD & FRANCES MINNOZZI

The request is for a Review of Condition on the zoning approval which limits the use to a business office for the sale of educational materials at 6168 West Charleston Boulevard in a P-R Zone. The applicant is proposing an additional business to operate from the premises, which is A. G. Industries, a company which sells rolling shutters for windows. The applicant indicated the business will employ one or two salesmen who would use the business to pick up brochures, sales contracts and to make telephone calls. All merchandise purchased from the salesmen would be shipped directly to the customer. The Planning Commission felt the additional business would not adversely impact this property and recommended approval subject to no on-site storage of the products to be sold. This is not a public hearing item and there were two protests at the time the P-R zoning was approved on this property.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

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ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)

3:01 H. PLOT PLAN REVIEW

1. Z-20-76 - LLOYD MANNING

Request for a Plot Plan Review of property generally located on the northeast corner of Silver Stream and Lorenzi Boulevard, C-1 Zone.

Planning Commission unanimously recommended APPROVAL, subject to:

1. Conformance to the plot plan and elevations amended to relocate the south building site to the westerly side of the property.
2. Dedicate 40 feet of right-of-way for Lorenzi Boulevard and a 20 foot property line radius corner at the intersection of Lorenzi Boulevard and Silver Stream Drive.
3. Install half-street off-site improvements on Lorenzi Boulevard and sidewalk and a commercial driveway on Silver Stream Drive.
4. Eliminate the proposed southeasterly driveway on Silver Stream Drive.

Staff Recommendation: APPROVAL, subject to closing the easterly driveway on Silver Stream and relocating the south building pad to the west

Lurie -
APPROVED as recommended by Planning Commission and Staff, subject to the conditions.
Unanimous
(Bunker excused)

Clerk to notify and Planning to proceed.

Lloyd Manning appeared and represented the application.

[Handwritten signature]

To: The City Council
Re: Community Planning and Development Agenda Item

X.

H. PLOT PLAN REVIEW

1. Z-20-76 - LLOYD MANNING

The Plot Plan Review involves a modification to the approved shopping center layout at the northeast corner of Silver Stream Avenue and Lorenzi Boulevard in a C-1 zone. The north end of the shopping center at Lorenzi and Washington has already been modified by prior Council action to an L-shaped building layout. The shopping center layout on this request is also L-shaped and oriented towards Lorenzi Boulevard and Silver Stream. There are two other buildings sites proposed at the south end of the development at Silver Stream which will be used for a fast food, convenience market or possibly a bank facility. At the Planning Commission meeting, staff recommended the south building site be relocated to the west and the east driveway on Silver Stream be eliminated to protect the R-1 area to the east. The applicant was not in agreement to these changes, however, the Planning Commission approved the plot plan review as recommended by staff.

Planning Commission Recommendation: APPROVAL, subject to closing the easterly driveway on Silver Stream and relocating the south building pad to the west

Staff Recommendation: APPROVAL, subject to closing the easterly driveway on Silver Stream and relocating the south building pad to the west

0241

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ITEM

Council Action

Department Action

**X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)****I. ZONE CHANGE****1. Z-67-85 - VISTA MANAGEMENT, INC.**

Application for reclassification of property generally located on the north side of Fremont Street between Eastern Avenue and 25th Street.

From: C-2 (General Commercial)

To: M (Industrial)

Proposed Use: Automotive Repair and Service Facility

Planning Commission voted (3-1) to recommend APPROVAL, subject to:

1. Resolution of Intent with a twelve month time limit.
2. Conformance to the plot plan.
3. Building elevations be redesigned to reduce the size of the large overhead access doors on the front of the buildings.
4. No exterior storage of automotive parts or supplies.
5. No automotive body and fender and painting be allowed.
6. No exterior storage of inoperable or damaged vehicles.

Staff Recommendation: DENIAL

PROTESTS: 0

Levy -
APPROVED as recommended by Planning Commission but deleting Condition 3 with doors to be as presented on rendering presented at the meeting and zoning amended to C-M because no automotive body and fender painting will be allowed.
Unanimous
(Bunker excused)

Clerk to notify and Planning to proceed.

Charley Johnson, VTN-Nevada, 2300 Paseo Del Prado, and Kenneth Gray, owner and developer of Auto Care Center, appeared and represented the application.

No one appeared in opposition.

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X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT. ITEM I. 1. Z-67-85 - VISTA
MANAGEMENT, INC.

MAYOR BRIARE:

On page 47, zone change request Z-67-85 for Vista Management. This is an application for reclassification of property generally located on the north side of Fremont Street between Eastern Avenue and 25th Street to go from C-2 to Industrial M for an automotive repair and service facility. The Planning Commission's recommendation was for approval. Staff's recommendation was for denial. There were no protests. Good afternoon, sir.

CHARLEY JOHNSON:

Your Honor, Councilmen, my name is Charley Johnson, 2300 Paseo Del Prado, and with me is Kenneth Ray, who is one of the owners of this organization called Auto Care Center, who proposes to build this auto care center on this property, providing we get the zoning for it. I'd explain a little bit about auto care centers. As you know, in our modern world as everything changes so is the auto repair business. Most of the service stations are going now into just self-service and the work that they did as auto repair people is no longer being done in the local neighborhoods, so as --

COUNCILMAN LEVY:

Do you have a rendering?

COUNCILMAN LURIE:

Is this what it's going to look like?

CHARLEY JOHNSON:

Yes.

COUNCILMAN LURIE:

This is New Mexico. If we put these in a file, we could go back when you're completed with the construction, it's going to look like this?

KENNETH RAY:

Yes, it is.

COUNCILMAN LURIE:

Well, what does it mean here on this third condition about building elevations be redesigned to reduce the size of the large overhead access doors? What is that, Harold? Is that these large doors in the front you're talking about?

HAROLD FOSTER:

Yes. And they indicated that they would do that so it wouldn't look like just a series of garage doors all along the front of the building.

COUNCILMAN NOLAN:

Well, what else could it look like?

KENNETH RAY:

Yes. What the situation is that we have 1,500 square foot of bays there, and our average tenant is about 3,000 square feet, so you're not going to have a bay door on each 1,500 square foot bay. Either the project is designed to have a tenant as small as 1,500 feet but in reality it turns out to be 3,000 or 6,000 square feet as being the typical tenant, so we're not going to have that situation we have a series of ten to fifteen garage doors.

COUNCILMAN LURIE:

Let me ask you a question. You just mentioned a tenant. Do you lease out each one of those bays to

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X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT. ITEM I. 1. Z-67-85 - VISTA
MANAGEMENT, INC.

COUNCILMAN LURIE: a, to a, like a transmission or --

KENNETH RAY: It's a shopping center for auto service, yes.

COUNCILMAN LURIE: I mean, whatever you want, wheel alignment, they'll have a place, transmission, they'll have a place, and so on.

KENNETH RAY: Brake and shock.

COUNCILMAN NOLEN: No body and fender or painting.

MAYOR BRIARE: You're the developer.

KENNETH RAY: Yes.

MAYOR BRIARE: You're not the, you're not the owner.

KENNETH RAY: I'm the owner and developer.

MAYOR BRIARE: You're the owner and a developer.

KENNETH RAY: And developer.

MAYOR BRIARE: Are you representing to us that this -- I think I was reading something.

CHARLEY JOHNSON: We're doing the engineering work.

MAYOR BRIARE: You're representing this to be pretty much what it's going to be like?

KENNETH RAY: Yes. We're building centers --

COUNCILMAN LEVY: Oh, I like this picture better.

KENNETH RAY: This gives you a little better --

MAYOR BRIARE: Is this it? Charley, is this it?

CHARLEY JOHNSON: That's it for the buildings. I can't verify the trees are going to be that tall right off the bat.

KENNETH RAY: That's basically the elevation.

MAYOR BRIARE: When the -- does this have to come back for a plot plan review?

COUNCILMAN LEVY: No.

MAYOR BRIARE: This is it.

KENNETH RAY: But I think you'll notice there that, you know, we do have a door for each. What happens is that there is

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X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT. ITEM I. 1. Z-67-85 - VISTA
MANAGEMENT, INC.

KENNETH RAY: infill panels, which is glass and a man door.

COUNCILMAN LEVY: This depends on what happens with your leases, is that what you're telling me?

COUNCILMAN LURIE: Are these local tenants or do you bring in nationally-recognized companies?

KENNETH RAY: We have one national which comes with us in all our centers, but the majority of them are local tenants.

MAYOR BRIARE: I don't see anything in here for the beautification. On this one you've got trees and plants and so forth and on that one there's trees and plants, but I don't see it as a condition.

COUNCILMAN LEVY: That's a standard condition; I want you to understand that, Mr. Johnson. I'LL MOVE TO FOLLOW THE RECOMMENDATION.

COUNCILMAN NOLEN: I've still got a question on Number 3.

COUNCILMAN LEVY: Oh, I'm sorry.

COUNCILMAN NOLEN: What else is it supposed to look like, but an automotive repair center? Why are we getting concerned about large overhead access doors in front of the building? That's what it's going to be is a repair center. Why would we want it to look like anything else?

COUNCILMAN LURIE: Well, they agreed to change it.

HAROLD FOSTER: We felt it looked more like a typical garage type situation and we thought with a -- since the repair areas go all the way through the building that the back side of them should have the larger door on it and if the store front that you'll see from the Fremont Street exposure should have about half the size of the door, possibly for one car to go in, and then have the larger doors on the back side that would --

COUNCILMAN NOLEN: If they have no problem with it, I have no problem with it, but I think it's ridiculous to try and make a repair facility look like anything but an automobile repair facility.

CHARLEY JOHNSON: Okay.

COUNCILMAN LEVY: Anyways, if you come in with Number 3 the way you described it --

KENNETH RAY: Yes.

COUNCILMAN LEVY: And I think the way we talked about Number 3 I think

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X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT. ITEM I. 1. Z-67-85 - VISTA
MANAGEMENT, INC.

COUNCILMAN LEVY: we all are in accord. You're going to do your best, depending on your tenant ratio.

KENNETH RAY: That's correct.

COUNCILMAN LEVY: I'LL MOVE TO FOLLOW THE RECOMMENDATIONS WITH THAT CONNOTATION ON NUMBER 3.

HAROLD FOSTER: Councilman, also since the Planning Commission deleted the auto body and painting operation, this could be amended to C-M zoning, rather than M, and would like that as a condition.

COUNCILMAN LEVY: That would be fine. I'm sure he could care less.

KENNETH RAY: C-M zoning will give us all the other repair items?

HAROLD FOSTER: Yes.

KENNETH RAY: Okay, that's fine.

MAYOR BRIARE: You live here.

KENNETH RAY: No. I live in Scottsdale, Arizona.

MAYOR BRIARE: You're going to build this just like you would have to build it if this were done in Scottsdale.

KENNETH RAY: Yes.

COUNCILMAN LEVY: Signage, too?

KENNETH RAY: Signage?

MAYOR BRIARE: No, no, don't talk about signs. Right? You don't want to talk about signs.

KENNETH RAY: Well, we have developed properties in Scottsdale and we know what --

MAYOR BRIARE: Charley, the reason I'm saying is because this does look like a -- that looks like a pretty nice place to have down there on that particular piece of property. I just leaned over and told Mr. Levy it's nice to see that piece of property developed and I wish you well. Just because we're not as strict as they are in Scottsdale doesn't mean we don't care as much as they do in Scottsdale; I sure do, and you've got a pretty good engineer there.

COUNCILMAN LEVY: Well, wait a minute.

MAYOR BRIARE: A darn good engineer. There's a difference of opinion on this board. (laughter), but he is a good

TRANSCRIPT - CITY COUNCIL MEETING - NOVEMBER 20, 1986 - 2:00 P.M. - PAGE 5
X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT. ITEM I. 1. Z-67-85 - VISTA
MANAGEMENT, INC.

MAYOR BRIARE: engineer and he knows how to do these things and not only that, but he knows how particular some members of this Council can be, others that I won't mention, are not.

COUNCILMAN LEVY: We haven't voted yet, Mayor.

MAYOR BRIARE: Coming up right now. Any further comments on the motion? Cast your votes. Post. Motion is APPROVED.

(Motion carried unanimously with Councilman Bunker excused.)

END OF DISCUSSION

To: The City Council
 Re: Community Planning and Development Agenda Item
 November 20, 1985 City Council Agenda

X.

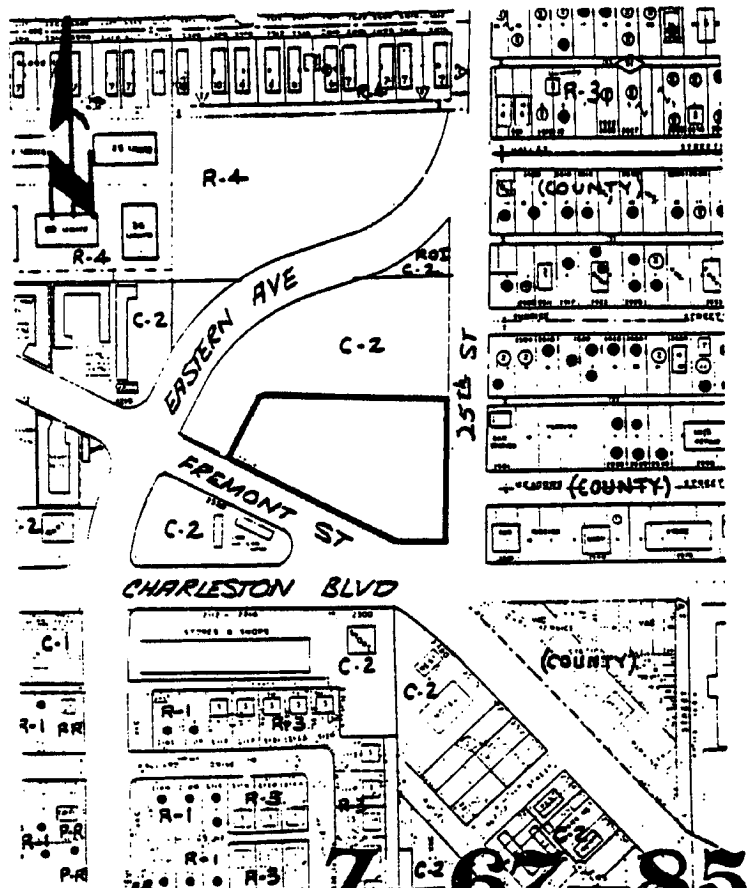
I. ZONE CHANGE1. Z-67-85 - VISTA MANAGEMENT, INC.

The request is to rezone the property on the north side of Fremont between Eastern and 25th Street from C-2 to M for a proposed automotive repair and service facility. The property consists of 2.3 acres and is surrounded by C-2 zoned properties. The proposed uses in this auto care center focuses on complete auto repair service including major body work and painting, major engine and transmission repair, tune-ups, brake service, upholstery, as well as the sale and installation of tires, shocks, batteries, etc. Most of the uses proposed in this development are permitted in the C-2 zone with the exception of the automotive repair and auto body work and painting. The layout of this development consists of one long building and a smaller building, each having store front units with a large service door at both the front and rear. The smaller building is on the southeast portion of the site and a snack bar facility will be on the center portion of the parking area. There will be 135 parking spaces and landscaped areas along the street frontages. At the Planning Commission meeting, staff pointed out this area was inappropriate for industrial zoning since Fremont is one of the major arteries to the downtown area. Also, staff indicated if the application was approved, the building elevations should be redesigned to reduce the size of the large service doors that are on the front of the buildings oriented towards Fremont Street. The applicant was in agreement to redesign the building elevations to reduce the size of the doors. The Planning Commission felt the M zoning was compatible subject to deleting this auto body and painting use. If this request is approved subject to deleting the auto body work and painting uses, the application could be amended from M to C-M.

Planning Commission Recommendation: APPROVAL - subject to eliminating the auto body and painting use

Staff Recommendation: DENIAL - incompatible zoning for this area

PROTESTS: 0



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

ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)

I. ZONE CHANGE

2. Z-68-85 - CITY OF LAS VEGAS

Application for reclassification of property generally located on the west side of the Oran K. Gragson Highway between Smoke Ranch Road and Cheyenne Avenue.

From: N-U (Non-Urban)

To: C-PB (Commercial Business Park)

Proposed Use: High Tech Business Park

Planning Commission unanimously voted to recommend APPROVAL, subject to:

1. Resolution of Intent with a 15 year time limit.
2. Submission of a development plan to the Planning Commission for review and approval prior to development.
3. Dedication of right-of-way and installation of street improvements shall be required at the time of development review.

Staff Recommendation: APPROVAL

PROTESTS: 1

Nolen -
APPROVED as recommended by Planning Commission and Staff, subject to the conditions.
Unanimous
(Bunker excused)

Staff to proceed

Ron Tiberti, 500 South 3rd Street, and James McCall, 3700 Las Vegas Boulevard South, appeared and were concerned as to the amount of retail and service commercial to be allowed in the High Tech Park.

NOTE: A transcript made a part of the final minutes.

0244

I. ZONE CHANGE

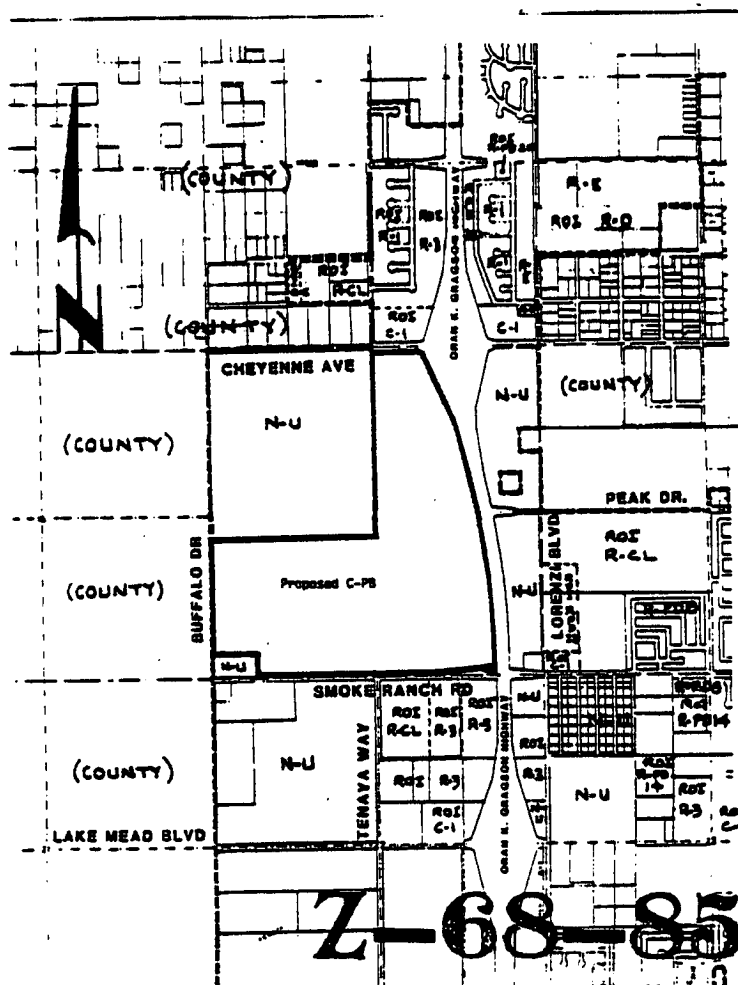
2. Z-68-85 - CITY OF LAS VEGAS

The application was initiated by the City to rezone a portion of Section 15 from N-U to C-PB (Commercial Business Park) which is proposed for a high tech business park. The site is located on the west side of the Oran K. Gragson Highway between Smoke Ranch Road and Cheyenne Avenue. Approximately 300 acres is involved in this request on land which is being purchased from BLM. The site is bordered by the Freeway, major streets and a major flood detention basin to be constructed on the northwest portion of Section 15. The C-PB zoning is in accordance with the City's adopted General Plan. A consulting firm is in the process of developing a site plan for this project which will be submitted to you for consideration in the future. A 15 year Resolution of Intent and submission of the development plans to the Planning Commission prior to development were recommended as conditions by the Planning Commission. These conditions are the same as placed on other zoning applications for large parcels of land in this general area. There was one protest to this application from a resident, George Schwabel.

Planning Commission Recommendation: APPROVAL, subject to a 15 year Resolution of Intent and development plans approved by the Planning Commission

Staff Recommendation: APPROVAL, subject to a 15 year Resolution of Intent and development plans approved by the Planning Commission

PROTESTS: 1 (phone call)



TRANSCRIPT - CITY COUNCIL MEETING - NOVEMBER 20, 1985

X. COMMUNITY PLANNING & DEVELOPMENT

ITEM I.2 - Z-68-85 - CITY OF LAS VEGAS

PAGE 1

MAYOR BRIARE: On page 48 is a zone change request, Z-68-85, by the City of Las Vegas for a reclassification of property located on the west side of Oran K. Gragson Highway between Smoke Ranch Road and Cheyenne.

COUNCILMAN LEVY: Mr. Mayor.

MAYOR BRIARE: Change from non-urban to commercial business park. Planning Commission's recommendation was for APPROVAL. Staff recommendation was for APPROVAL and there was one protest.

COUNCILMAN LEVY: And I'd like to put number fourth condition in this. That no more than 1% of the -- no more than 1% of the proposed park will be commercial. And the reason I --

COUNCILMAN LURIE: I did.

HAROLD FOSTER: For like retail and service, commercial uses?

COUNCILMAN LEVY: Retail, restaurant or anything like that. In other words, we're talking --

COUNCILMAN LURIE: Why do you get the figure 1%?

COUNCILMAN LEVY: Well, it's about three acres. It would basically -- and that way we would -- that was some of the concerns of quite a few of the adjoining property owners who would like to see -- have an opportunity, of course, to do some commercial. I don't think we will even have 1%. It could be a restaurant. I didn't say --

HAROLD FOSTER: I don't think we will either.

MAYOR BRIARE: Why do you want to tie the applicant down like that?

COUNCILMAN LEVY: Because I don't think we're going to get that far -- we're not going to have that problem, but I just want to give some assurance to some of the property owners around the area.

MAYOR BRIARE: Is Mr. Schribell present? Is there anyone here to protest this request?

COUNCILMAN LURIE: How did we come up with that 1%?

TRANSCRIPT - CITY COUNCIL MEETING - NOVEMBER 20, 1985

X. COMMUNITY PLANNING & DEVELOPMENT

ITEM 1.2 - Z-68-85 - CITY OF LAS VEGAS

PAGE 2

COUNCILMAN LEVY:

I did.

RON TIBERTI:

Ron Tiberti, Mayor, 500 South 3rd. We're not here to protest per se. As a matter of fact, we're very pleased with the park and the concept of the park and so on and so forth, but when we have commercially zoned properties, we just do not want to have to compete with the City in possible future sales. In other words, if Safeway stores comes to me and asks me for a price and I give it to them and they go across the street to the City of Las Vegas and get a lower price, for whatever reason, they're going to go there and I would just like to eliminate that competition right now whether it'd be Safeway stores, K-Mart or anybody else and it's just that simple.

COUNCILMAN LEVY:

But we're going to need some commercial to service some of our -- our park. That's why I put that in.

RON TIBERTI:

No question. You're going to have a lot of personnel and they're going to have to eat somewhere. So that's why, I think, we had this discussion with the Mayor and why we're requesting that only -- that we hold 1% open for commercial so that we're not competing against one another in the future.

MAYOR BRIARE:

What kind of limitations do you have on your property? Do you have a 1% limitation on your properties?

RON TIBERTI:

Well, no, I'm -- I'm -- I get zoned as I need it, as need be and I'm turned down some time and zoned some time.

MAYOR BRIARE:

Well, what I don't want to do and I -- geez, I don't know what's -- I said before the meeting, I said let's don't get too involved in all this stuff. It looks like a very simple agenda and my first one out of the box, I shout some people down I shouldn't shout down there and I think that Councilman Levy has a pretty good handle on this thing here, but I, I -- I'm not so sure that this -- if this comes back, if we were to go ahead and approve the proposed amendment that Mr. Levy's going to make and that is to put another condition on there to limit it to 1% and then right out of the box, Mr. Hall, we come -- someone

TRANSCRIPT - CITY COUNCIL MEETING - NOVEMBER 20, 1985

X. COMMUNITY PLANNING & DEVELOPMENT

ITEM I.2 - Z-68-85 - CITY OF LAS VEGAS

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MAYOR BRIARE:

comes in, we find out that we should have said 2% and that this is going to be a good vital thing in that area and so on and so forth. I hate to say one thing today, for no particular reason except the non-competitive thing, I can understand that.

RON TIBERTI:

Well, let's, let's take one more step. You know, already there's been 17 acres approved across the street of City owned property for commercial.

MAYOR BRIARE:

Industrial.

RON TIBERTI:

Commercial.

COUNCILMAN LEVY:

Commercial.

RON TIBERTI:

So that, you know, we're already in a sort of competitive posture and the other thing is that of course, you the Board, could come back and change that at a later date, but we'd have to be notified and at least we'd have some --

COUNCILMAN LURIE:

Well, it's not competitive.

RON TIBERTI:

-- a hurdle.

COUNCILMAN LURIE:

It's not competitive. It's for sale. If you want to make an offer on it, we went out to bid and we didn't get any bids. Nobody wanted to buy it. So, I mean, that's not being competitive with you.

RON TIBERTI:

Well, it is zoned commercial and at some point it will become commercial.

COUNCILMAN LURIE:

Well, he has commercial property too and you have commercial property out there on Rainbow.

RON TIBERTI:

I do not have commercial property at this time, but I may in the future.

COUNCILMAN LURIE:

Well, you've got residential. You may in the future, but I don't want to tie the City down to 1%. I mean that way it opens up -- it's a whole new issue. Other applicants come in here and we can place conditions on there property. I don't think that's right.

RON TIBERTI:

We do.

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ITEM I.2 - Z-68-85 - CITY OF LAS VEGAS

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COUNCILMAN LURIE:

I mean, this is brand new. It all came out of left field with this one. I mean a lot of us were skeptical about this whole project in the beginning and now all of a sudden we're got new conditions.

RON TIBERTI:

Well we're positive on the project, Ron, don't get me wrong at all. I'm very positive on the project. I think it's a great thing and I think it's going to be a super thing, but is Arby's going to be allowed to open up across the street or on the property? Are we going to -- are we down to half acre?

COUNCILMAN LURIE:

I haven't even seen the master plan, Ron. I don't know what we're going to have out there.

RON TIBERTI:

Nor do I, but that's what we're trying --

COUNCILMAN LURIE:

I'm not going to get locked into conditions now that we're going to have maybe bring back and change sometime. That's what I don't want to do.

JAMES McCALL:

My name is James McCall, 3700 Las Vegas Boulevard South. I think the purpose of this zoning is for a high-tech area.

COUNCILMAN LURIE:

That's what it's zoned for.

JAMES McCALL:

Then that's what it should be, a high-tech area. It shouldn't be loaded with commercial. It should be filled with as much high-tech as possible in this area and in order to do that, if you place a limitation upon the amount of commercial, which is only necessary to suffice and to compliment the high tech area, then I think the City's and this Council's wishes have been fulfilled by keeping this a high-tech area. But if you allow too much commercial in the area, then you water down your high-tech park and your proposed use of what you're really trying to do here.

COUNCILMAN NOLEN:

I would have to say, I don't -- I agree with what both of you are saying and I don't mind doing that administratively and that is by coming before this Board for whatever is to go in there. I would hate to see some kind of condition that would restrict us down to 1% of the total usage for any type of program or whatever. I think anything that goes in there is going to have to come to us for approval anyway and I think that gives us the adequate control that we need and certainly you would have input at that time.

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JAMES McCALL:

Well, under your Section 19.47.040, Section C, it states: "In connection with any review or approval required under this chapter, the Planning Commission and/or the City Council may impose whatever conditions they deem necessary to insure that the development standards set forth in this chapter are achieved and that proposed developments and use will be compatible with surrounding areas." Now it's going to be hard for your high-tech park to be a high-tech park and be compatible with the surrounding area if it is loaded with commercial, with gas stations, cleaners, banks, etc., etc., etc.?

COUNCILMAN NOLEN:

Well, that's certainly that's not what we want either. I think probably -- what's the status of the master development plan for that particular high-tech park? Where are we at on that?

HAROLD FOSTER:

The consultant should have the plan, I believe, right by the end of the year or shortly thereafter, so it's another 30/60 days.

COUNCILMAN NOLEN:

In conjunction with what you're saying and what you wish are -- I would support a motion that would say that no more commercial than as recommended by the master development plan.

COUNCILMAN LEVY:

Well, there is really not going to be any commercial.

COUNCILMAN NOLEN:

Yes, I don't think there's either.

COUNCILMAN LEVY:

In analyzing it, the only thing that we would have -- I could ever picture in my mind that we would have in there would be a restaurant or whatever to service what we have, a restaurant within the office complex. I think we're turning this into a big to do over nothing.

MAYOR BRIARE:

Where -- where is the applicant to speak up?

COUNCILMAN LEVY:

Right here.

COUNCILMAN NOLEN:

Well, you're thinking --

MAYOR BRIARE:

No, you know what I'm saying.

HAROLD FOSTER:

The ordinance addresses this particular point. It indicates that under conditional uses says, "The following uses may be permitted by the City Council

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HAROLD FOSTER:

upon recommendation of the Planning Commission if in each case the City Council finds that the use is an integral part in complementary to a permitted principal use. A. Retail and commercial service uses designed to serve the business park district such as restaurants, cocktail lounges and service stations." Then in B is outside storage and C is other miscellaneous uses. So you would have to make a finding that any use like they're speaking of before they could -- you know, before you would allow them.

COUNCILMAN LEVY:

But a Safeway or a major grocery chain would be pretty tough for us to --

MAYOR BRIARE:

You know what I'm -- what I'm doing here? No, you don't know what I'm doing, what I'm driving at, Mr. McCall or Mr. Tiberti is Councilman Levy's condition number 4. I like the idea as it was presented and how, you know, when we read this backup material -- in other words, when we do our homework, you begin to formulate something in your mind and then you judge it accordingly or depending on what the people that come forward and speak on it, but generally speaking you try to get an understanding and I liked it right then, but as soon as Councilman Levy said condition number 4 subject to this restriction, then it threw me all off balance on the thing. I wish that we could either forget condition number 4 for awhile until we have condition number 2 taken care of, which is submission of a development plan to the Planning Commission for review and approval prior to development. Now if we put in condition 4, then we might as well tell the Planning Commission today what they can, what they can't do, as far as a development plan; and also what Councilman Nolen -- I thought you were getting to this, Bob, when you talked about the consultant that is going to come in with something. I'd kind of like to see what that says.

COUNCILMAN NOLEN:

Well, that's the whole point. I think any restriction we put on it at this time is premature until we've had the opportunity to review the master plan that is being --

MAYOR BRIARE:

I'm not saying that we should be in competition with the people. In fact, there used to be a law saying you couldn't do that, but that's apparently changed. I think I talked to you about this on property down on the eastern part of town where you couldn't go into competition -- you couldn't go into the real

TRANSCRIPT - CITY COUNCIL MEETING - NOVEMBER 20, 1985

X. COMMUNITY PLANNING & DEVELOPMENT

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MAYOR BRIARE:

estate business so to speak unless there was no other businesses within an area or whatever. It has nothing to do with this one so --

JAMES McCALL:

Well, why don't we hold this matter in abeyance then until we see the --

MAYOR BRIARE:

Why not approve it. Why not approve it and worry about a condition number 4 later on down the line when we --

COUNCILMAN NOLEN:

When we've looked at the master plan.

JAMES McCALL:

Because I think you should --

MAYOR BRIARE:

We go for condition number 2, Mr. McCall, that says "submission of a development plan to the Planning Commission for review and approval prior to development." Now somebody, the City, has to submit a plan to the development -- pardon me, to the Planning Commission for the overall development of this thing. We don't have an overall development plan yet, so why should we restrict ourselves before we even have a plan drawn as to what we might want to use? I can see where this -- where Councilman Levy is coming from and I hate to argue with a guy that's pretty expert in that field, but I don't see any harm in it. I see absolutely no harm in the world of leaving condition 4 out of this thing with the way we have it now.

RON TIBERTI:

It's definitely the other side of the fence, Mayor, which is something I don't usually do, but it's kind of like Sunrise Manor or one of these neighborhoods. I really don't want to have to be down here twice a month for the rest of my life trying to protect what I've put together so far. And that's why, you know, I think the condition number 4 is valid. I understand and like I said, I'm totally for the high-tech park. We want to see it go and we're 100% behind it and help it any way I want and I thus think that the thing should be passed today. I do not have a problem with that, but I don't want to compete with you.

MAYOR BRIARE:

The trouble here though is -- well, Mr. Tiberti, you do come down to lots of meetings. We see you down here all the time and the same with Mr. McCall. If Mr. McCall were the applicant or somebody who knows what he's doing, not to say the City doesn't know what it's doing, but the applicant -- if we

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MAYOR BRIARE: had some aggressive persons standing out there speaking on behalf of the City, you know, like private consultant -- sure, if we had a private consultant, which we have, and he wanted to come in here and say, "I've got the Planning Commission's approval, I've got the staff commission approval and now you Council people want to put -- put a condition 4 on" and then he would argue to us about condition 4.

JAMES McCALL: Accept that if it were us standing out here instead of the City, we would have to have the plans already on your desk before we would get to this point.

MAYOR BRIARE: Excellent point.

COUNCILMAN LURIE: That's the point.

MAYOR BRIARE: You've got the best point, Mr. McCall, I could possibly support you on.

JAMES McCALL: And that's why we should hold this in abeyance until we do find the point because I think that this Council --

COUNCILMAN LEVY: Oh, no, that's not true, Mr. McCall.

MAYOR BRIARE: We don't have to hold this --

COUNCILMAN LEVY: We zoned your property without a plan, subject to a plot plan approval.

MAYOR BRIARE: You bet.

JAMES McCALL: Alright. A point well taken.

MAYOR BRIARE: If we held everybody's plan exactly as they submit it today in the future --

JAMES McCALL: I think you're trying to attract people from all over the country, possibly from all over the world, to come to this high-tech area and help promote Las Vegas and help to build this City. In order to do that, you should set the tempo of what this is going to be out there. It's either going to be a high-tech park or it's going to be something else.

COUNCILMAN NOLEN: I think the master plan is going to do that and should do that and I think it's premature for us to place restrictions on it.

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COUNCILMAN LEVY:

Let me tell you. No, I don't care. I was just trying to help out these people who've contacted me. To be honest with you, my intent is to see that this, and all of our intent is, to see this -- we all have the same direction. We've all made good points here today. We should wait until our consultants -- we should do this and do that and I could care less. I want to get this thing as a high-tech park. I want to see -- I don't want to see a bunch of commercial in there. If I see a Safeway in there, I'll be upset or any kind of situation like that. We all want the same thing. There's no doubt about it, everybody in this room and I could care less. All I'm going to say, you say you don't trust us. We say you trust us and whatever this Board decides, fine, as long as we approve a high-tech park here today.

JAMES McCALL:

No one has said that they didn't trust you. It's just that I think --

COUNCILMAN LEVY:

But we'll be gone.

JAMES McCALL:

I think certain standards should be set. There's certain standards --

COUNCILMAN LEVY:

Well, there will be. We're going to have --

JAMES McCALL:

Except for everything that is done here and I thought that that was possibly what could be done here today.

COUNCILMAN LURIE:

Well, let us get our master plan made.

COUNCILMAN LEVY:

Let's wait until our master plan when we'll have this thing zoned and then our master plan will come in and it will be.

MAYOR BRIARE:

And when you come in --

COUNCILMAN LEVY:

Our standards.

MAYOR BRIARE:

And when you come in and stick your own neck out, you stick your own capital out and it's totally at your risk. When we talk about interests, we're talking about taxpayer interest. We're talking about our futures, in some instances and this -- we want this thing to be better than you want it to be better. Let's have a motion. Let's do something. We don't have any motions on the floor at all.

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COUNCILMAN NOLEN: We had a motion, but I think --

COUNCILMAN LEVY: No.

MAYOR BRIARE: No, that was a discussion.

COUNCILMAN LEVY: I just said I'd like to discuss a point.

MAYOR BRIARE: He wanted to add something.

COUNCILMAN LEVY: Yes.

MAYOR BRIARE: But if we have a motion and then that could --

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

COUNCILMAN LEVY: That's fine.

CITY CLERK HAWLEY: Go with staff?

COUNCILMAN NOLEN: Staff.

HAROLD FOSTER: Planning Commission, staff, with the conditions, right?

MAYOR BRIARE: Okay. Do we all understand what we're voting on?
Cast your votes. Post. The motion's APPROVED.
(Motion carried unanimously with Bunker excused.)

END OF DISCUSSION

/s/

0255

AGENDA*City of Las Vegas*

November 20, 1985

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

ITEM

Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)I. ZONE CHANGE3. Z-76-85 - STEPHEN A. KOLLINS, M.D.

Application for reclassification of property generally located on the north side of Palomino Lane between Truluck Lane and Tonopah Drive.

From: R-1 (Single Family Residence) and
P-R (Professional Offices & Parking)

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. Conformance to the plot plan and elevations.

Staff Recommendation: APPROVAL

PROTESTS: 0

Lurie -
APPROVED, subject
to the conditions.
Unanimous
(Bunker excused)

Clerk to notify
and Planning to
proceed.

Keith Midi,
appeared and
represented
the application.

No one appeared
in opposition.

CITY COUNCIL MINUTES - NOVEMBER 20, 1985

To: The City Council
 Re: Community Planning and Development Agenda Item
 November 20, 1985 City Council Agenda

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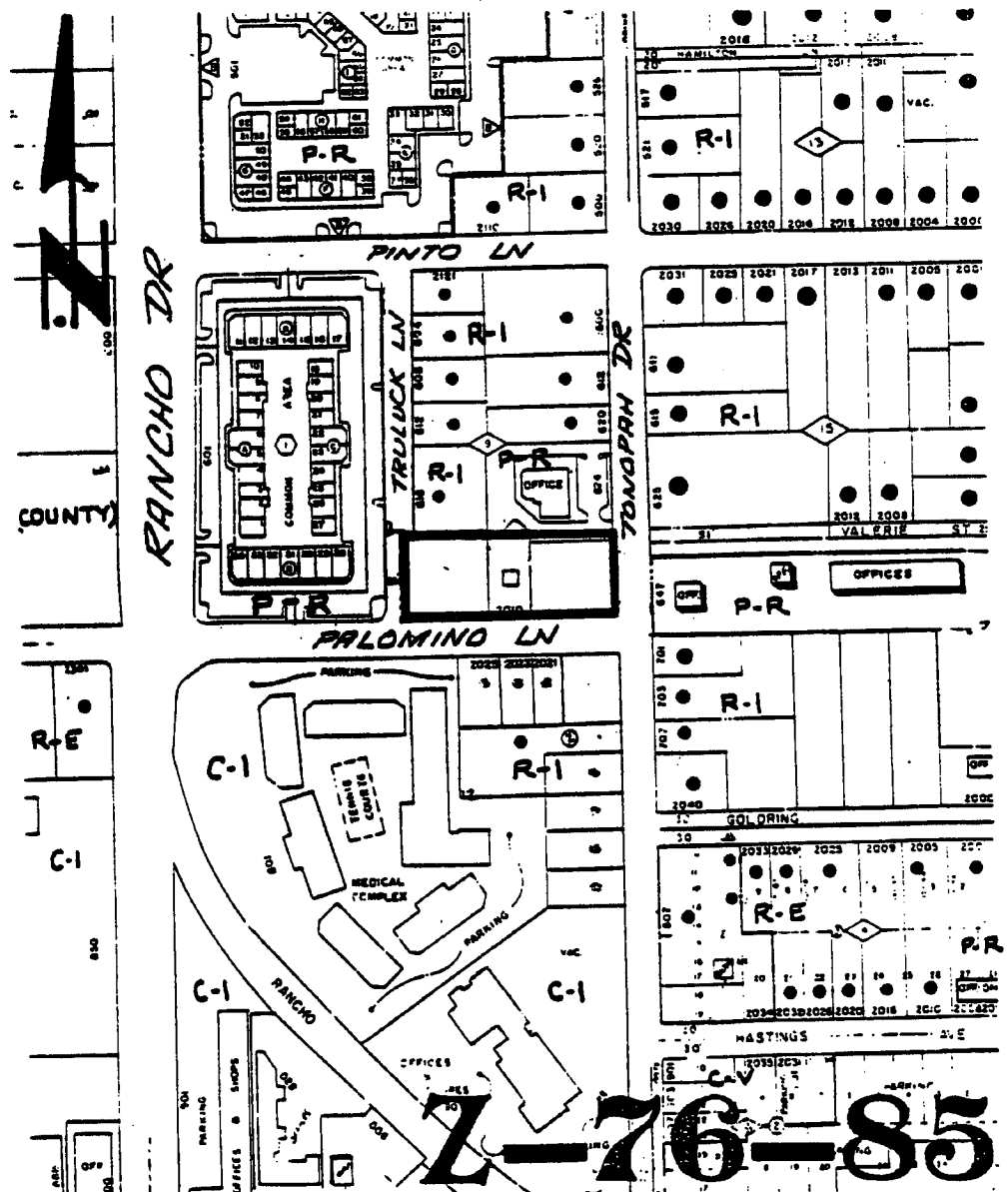
I. ZONE CHANGE3. Z-76-85 - STEPHEN KOLLINS, M.D.

The request is to rezone the property on the north side of Palomino Lane between Truluck and Tonopah Drive, from R-1 and P-R to P-R. The easterly portion of the property is presently zoned for P-R and the westerly portion is under a Resolution of Intent to P-R. The central portion has an approved variance for a commercial child care nursery and the facility is being relocated to the south. The plot plan indicates a two-story medical complex containing 26,268 sq. ft. There will be 66 parking spaces provided. The developed radiation oncology facility to the north in the P-R zone will be incorporated into this development. To the west is the P-R zoned Quail Park development and to the south is developed C-1 and R-1. To the east is P-R.

Planning Commission Recommendation: APPROVAL

Staff Recommendation: APPROVAL

PROTESTS: 0

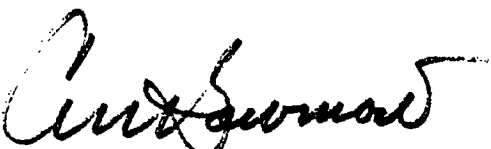


AGENDA*City of Las Vegas*

November 20, 1985

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

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ITEM	Council Action	Department Action
X. <u>COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT (CONTINUED)</u>		
3:29 I. <u>ZONE CHANGE</u>		
4. <u>Z-69-85 - CLIMI DEANE WAITS & FAYE WAITS</u>		
Application for reclassification of property generally located on the east side of Burnham Avenue, between Sahara Avenue and Exley Avenue.		
From: R-1 (Single Family Residence)		
To: P-R (Professional Offices & Parking)		
PROPOSED USE: OFFICE		
Planning Commission voted (3-2) to recommend DENIAL. If approved, subject to:		
1. Resolution of Intent with a twelve month time limit.		
2. Install a sidewalk and commercial driveway on Burnham Avenue as required by the Department of Community Planning and Development.		
3. Redesign the parking to be perpendicular to the driveway as required by the Traffic Engineer.		
Staff Recommendation: DENIAL, contrary to the adopted zoning plan		
PROTESTS: 9		
		
	Levy - DENIED Unanimous (Bunker excused)	Clerk to notify Russ Avery, Avery Engineering 1401 S. Maryland Parkway, appeared and represented the applicants.
	NOTE: Applicant had requested abeyance on this item which was denied by the Council.	

To: The City Council
Re: Community Planning and Development Agenda Item
November 20, 1985 City Council Agenda

X.

I. ZONE CHANGE

4. Z-69-85 - CLIMI DEANE WAITS & FAYE WAITS

The request is to rezone this property from R-1 to P-R on property located on the east side of Burnham between Sahara and Exley Avenue. There have been four previous applications on this property in the past for either P-R or C-1 zoning and they have all been denied. All previous requests were by these applicants. Also the previous requests included the applicants' property to the east, which extends to Mariposa Avenue. The applicants are only requesting P-R on the portion of their property which fronts on Burnham Avenue. A two-story building is proposed with the ground floor to be used for parking and a second floor for offices. The office area will consist of 5800 square feet and there will be 14 parking spaces under the second floor structure and four additional spaces in front for a total of 18, which will satisfy the parking requirements. There is C-1 zoning to the west where the Sahara office complex is located. The area to the northeast and south of this property is zoned R-1 and substantially developed with homes. There is an adopted zoning plan for this subdivision as a result of numerous requests to change the zoning to P-R and C-1 along the Sahara frontage. The requests continued to encroach into the developed R-1 properties to the north which generated a substantial protest factor to each application. A zoning plan was subsequently adopted setting forth C-1 for a depth of 150 feet north of Sahara Avenue and then P-R on the adjoining 100 feet. The remainder was to be R-1 except for some additional P-R and C-1 on the east side of the subdivision that fronted on Eastern Avenue. This application for P-R is in the area to remain R-1 and consequently, it is contrary to the adopted zoning plan. The applicants contend some of the residential properties on Burnham are in poor condition and the transition to P-R would result in cleaning up the area. Also, they pointed out it would be difficult to sell the property if a new home was constructed on this site. It should be noted that in 1978 and 1979, two new homes were constructed on the adjoining properties to the north which front on Burnham Avenue.

Planning Commission Recommendation: DENIAL, contrary to the adopted zoning plan

Staff Recommendation: DENIAL, contrary to the adopted zoning plan

PROTESTS: 9 (7 letters, 2 at meeting)

SEE ATTACHED LOCATION MAP



11-19-85

Harold Foster
Planning Board
Las Vegas, Nevada

Mr. Foster

Due to weak position
at Comedy and Standup Hotel
it is necessary to request my
joining application F-69-85
held in abeyance till Dec. 17, 1985

Thank you

Dave Watts

731-6661



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Council Action

Department Action

X. COMMUNITY PLANNING AND DEVELOPMENT DEPARTMENT
(CONTINUED)J. SET DATE FOR PUBLIC HEARING ON ANY ITEM
REQUIRING A PUBLIC HEARING THAT WAS ACTED
UPON BY THE CITY PLANNING COMMISISON AT
ITS NOVEMBER 14, 1985 MEETING.

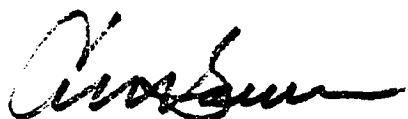
VAC-16-85

12/4/85 Agenda

K. SET DATE ON ANY APPEALS FILED OR REQUIRED
PUBLIC HEARINGS FROM THE BOARD OF ZONING
ADJUSTMENT MEETING HEARD NOVEMBER 19, 1985.

V-100-85

12/4/85 Agenda



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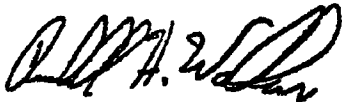
Department Action

XI. ADDENDUM ITEMS

NONE

NONE

APPROVED AGENDA ITEM



0263

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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 3:36 P.M.

APPROVED AGENDA ITEM

